

SUPPLEMENT TO  
**THE CITY RECORD**

THE COUNCIL — STATED MEETING OF  
**TUESDAY, JUNE 29, 2010**

**THE COUNCIL**

*Minutes of the*  
**STATED MEETING**  
*of*  
Tuesday, June 29, 2010

**PART I**

**THE COUNCIL**

*Minutes of the*  
**STATED MEETING**  
*of*  
Tuesday, June 29, 2010, 5:10 p.m.

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

Council Members

Christine C. Quinn, Speaker

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

Excused: Council Members Seabrook and White.

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

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

*There were 49 Council Members present at this Stated Meeting.*

**INVOCATION**

The Invocation was delivered by Rev. Anita Burson, Associate Minister, Holy Trinity Baptist Church, 14 Ralph Avenue, Brooklyn, NY 11221.

Oh Creator,  
Holy God of all things  
great and small, seen and unseen,  
you have made us one city out of many peoples.  
Amid our diversities of race and class and tradition,  
unite us in a common love of freedom.  
Help this legislative body  
cooperate effectively with one another,  
beyond class distinctions, racial differences,  
gender expressions, sexual orientation,  
personalities and the seeking of one's self advantage.  
Help all public officials not be forgetful  
of the general good of the people  
they are elected to serve.  
Help them be mindful  
of our common interest and our common problems.  
Oh, we pause in gratitude at this moment  
to recognize a democratic principle  
by which we can all participate  
in the ordering of our various communities  
to participate in the greater good of all.  
We especially ask you  
For the staff and legislative aides,  
who assist in this goal  
working toward the greater good.  
Help us be concerned enough to be informed,  
wise enough to be leaders of integrity and ability,  
American enough to rise above party loyalty,  
responsible enough to always vote  
for the sake of justice.  
Help us to be worthy to stand in this place  
and in this time allotted  
to legislative deliberation.  
Let our courage be steadfast  
and our hope unwavering,  
to fulfill the tasks that await.  
Let all those here assembled join me in saying Amen.

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

#### ADOPTION OF MINUTES

Council Member Brewer moved that the Minutes of the Stated Meeting of April 29, 2010 be adopted as printed.

#### MESSAGES & PAPERS FROM THE MAYOR

M-164

**Communication from the Mayor - Submitting amended certificate setting forth the maximum amount of debt and reserves which the City, and the NYC Municipal Water Finance Authority, may soundly incur for capital projects for Fiscal Year 2011 and the ensuing three fiscal years, and the maximum amount of appropriations and expenditures for capital projects which may soundly be made during each fiscal year, pursuant to Section 250 (16) of the NY City Charter.**

June 29, 2010

Honorable Members of the Council

Honorable John G. Liu, Comptroller

Honorable Ruben Diaz Jr., Bronx Borough President

Honorable Marty Markowitz, Brooklyn Borough President

Honorable Scott M. Stringer, Manhattan Borough President

Honorable Helen M. Marshall, Queens Borough President

Honorable James P. Molinaro, Staten Island Borough President

Honorable Members of the City Planning Commission Ladies and Gentlemen:

This certificate amends my previous certificate submitted to you, dated May 6, 2010. I hereby certify that, as of this date, in my opinion, the City of New York (the "City"), the New York City Municipal Water Finance Authority and the New York City Transitional Finance Authority may soundly issue debt and expend reserves to finance total capital expenditures of the City for fiscal year 2011 and the ensuing three fiscal years, in maximum annual amounts as set forth below:

2011	\$8,283 Million
2012	7,583 Million
2013	6,810 Million
2014	6,570 Million

Certain capital expenditures are herein assumed to be financed from the proceeds of sale of bonds by the New York City Transitional Finance Authority. Amounts of expenditures to be so financed have been included in the total amounts listed above and are estimated to be as follows in fiscal years 2011 — 2014:

2011	\$3,025 Million
2012	2,720 Million
2013	2,480 Million
2014	2,440 Million

Certain water and sewer capital expenditures are herein assumed to be financed from the proceeds of the sale of bonds by the New York City Municipal Water Finance Authority. Amounts of expenditures to be so financed have been included in the total amounts listed in the first paragraph hereof and are estimated to be as follows in fiscal years 2011 — 2014:

2011	\$2,119 Million
2012	1,981 Million
2013	1,730 Million
2014	1,605 Million

I further certify that, as of this date, in my opinion, the City may newly appropriate in the Capital Budget for fiscal year 2011, and may include in the capital program for the ensuing three fiscal years, amounts to be funded by City debt, New York City Transitional Finance Authority debt or, with respect to water and sewer projects, debt of the New York City Municipal Water Finance Authority, not to exceed the following:

2011	\$8,682 Million
2012	3,614 Million
2013	4,696 Million
2014	4,279 Million

Sincerely,

Michael R. Bloomberg  
Mayor

Received, Ordered, Printed and Filed.

#### COMMUNICATION FROM CITY, COUNTY & BOROUGH OFFICES

M-165

**Communication from the Office of Management & Budget - Transfer City funds between various agencies in Fiscal Year 2010 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter. (MN-4)**

June 29, 2010

TO THE CITY COUNCIL

Dear Council Members:

In accordance with Section 107(b) of the New York City Charter, I request your approval to transfer City funds between various agencies in fiscal year 2010 to implement changes in the City's expense budget.

This modification (MN-4) will implement expense budget changes which were reflected in the City's November, January and Executive Financial Plan modifications as well as changes recognized as part of the fiscal year 2011 Adoption process. In addition, as requested by the City Council, this modification reallocates appropriations that were reflected in the FY 2010 Adopted Budget to fund City Council local initiatives.

Appendix A details the State, Federal and other funds impacted by these changes. Your approval of modification MN-4 is respectfully requested.

Yours truly,

Mark Page

**(For text of the MN-4 numbers and Appendix A, please refer to the Attachment to Res No. 330, printed following the Report of the Committee on Finance for M-165 in these Minutes)**

Referred to the Committee on Finance.

M-166

Communication from the Office of Management & Budget - Appropriation of new revenues of \$2.378 billion in fiscal year 2010, pursuant to Section 107(e) of the New York City Charter. (MN-5)

June 29, 2010

TO THE CITY COUNCIL

Dear Council Members:

In accordance with Section 107(e) of the New York City Charter, I seek your approval to appropriate new revenues of \$2.378 billion in fiscal year 2010.

The \$2.378 billion of new revenues combined with the reduction of the general reserve of \$464.4 million and the reduction of \$800 million of prior payables will be used to prepay \$3.642 billion of expenses in fiscal year 2011. This includes prepayments of \$164.1 million to the Library Systems, \$219.4 million to the MTA, and \$3.259 billion to the Budget stabilization account to prepay debt service.

Your approval of modification MN-5 is respectfully requested.

Yours truly,

Mark Page

(For text of the MN-5 numbers, please refer to the Attachment to Res No. 331, printed following the Report of the Committee on Finance for M-166 in these Minutes)

Referred to the Committee on Finance.

#### LAND USE CALL UPS

M-167

By The Speaker (Council Member Quinn):

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 Applications no. C 100180 PCM shall be subject to review by the Council.

Coupled on Call – Up Vote

M-168

By Council Member Chin:

Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) or Section 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/enclosed sidewalk café located at 212 Lafayette Street, Community Board 2, Application 20105580 TCM shall be subject to review by the Council.

Coupled on Call – Up Vote

M-169

By the Chair of the Land Use Committee Council Member Comrie:

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 Applications no. C 100206 PPQ, a disposition, and C 100208 ZSQ, C 100209 ZSQ, C 100212

ZSQ, C 100213 ZSQ, C 100214 ZSQ, special permits shall be subject to Council review. These applications are related to applications no. C 100207 ZMQ, N 100210 ZRQ and N 100211 ZRQ that are subject to Council review pursuant to Section 197-d of the New York City Charter.

Coupled on Call – Up Vote

M-170

By Council Member Jackson:

Pursuant to Rule 11.20(b) of the Council and Section 20-226(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 247 Oyckman Street, Community Board 12, Application 20085322 TCM shall be subject to review by the Council.

Coupled on Call – Up Vote

M-171

By Council Member Jackson:

Pursuant to Rule 11.20(b) of the Council and Section 20-226(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 3424 Broadway, Community Board 9, Application 20105450 TCM shall be subject to review by the Council.

Coupled on Call – Up Vote

#### LAND USE CALL UP VOTE

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

**Affirmative** –Arroyo, Barron, Brewer, Cabrera, Chin, 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, Reyna, Rodriguez, Rose, Sanders, Ulrich, Vacca, Vallone Jr., Van Bramer, Vann, Weprin, Williams, Oddo, Rivera and the Speaker (Council Member Quinn) – 49.

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

#### REPORTS OF THE STANDING COMMITTEES

##### Reports of the Committee on Finance

Report for Int. No. 23

**Report of the Committee on Finance in favor of approving and adopting, a Local Law to amend the administrative code of the city of New York, in relation to elevator inspection fees.**

The Committee on Finance, to which the annexed proposed local law was referred on February 3, 2010 (Minutes, page 230), respectfully

#### REPORTS:

##### I. ANALYSIS OF INT. NO. 23

Section one of Int. No. 23 would amend the equipment inspection fee of table 28-112.7.2 of section 28-112.7.2 of the administrative code of the city of New York, as added by local law 33 of 2007, to increase the elevator inspection fee from \$65 to \$100.

The last time the fee was raised was in 1987. Last year, the Administration proposed this bill to offset the costs associated with providing these inspections.

Under the new Fire Code, the Department will inspect 65,500 elevators, once per year, on a 6-12 month interval.

(The following is from the text of the Fiscal Impact Statement for Int. No. 23:)

**FISCAL IMPACT STATEMENT:**

	Effective FY 11	FY Succeeding Effective FY 12	Full Fiscal Impact FY 11
Revenues (+)	\$2,292,500	\$2,292,500	\$2,292,500
Expenditures (-)	\$0	\$0	\$0
Net	\$2,292,500	\$2,292,500	\$2,292,500

**IMPACT ON REVENUES:** The \$35 increase in elevator inspection fees would generate an additional \$2.3 million each year for the Department of Buildings (DOB). The Department will inspect 65,500 elevators on a 6-12 month interval.

**IMPACT ON EXPENDITURES:** There would be no impact on expenditures by the enactment of this legislation. DOB has 37 active elevator inspectors out of the 48 budgeted for the Department to do the inspections.

**SOURCE OF FUNDS TO COVER ESTIMATED COSTS:** Not applicable

**SOURCE OF INFORMATION:** New York City Council Finance Division  
New York City Department of Buildings

**ESTIMATE PREPARED BY:** Ralph P. Hernandez, Legislative Financial Analyst

Jonathan Rosenberg, Deputy Director  
New York City Council Finance Division

**DATE SUBMITTED TO COUNCIL:** Introduced by City Council and referred to Committee on Finance on February 3, 2010 as Int. 23. To be voted on by Committee on Finance on June 29, 2010.

Accordingly, this Committee recommends its adoption.

(The following is the text of Int. No. 23:)

Int. No. 23

By Council Members Recchia, Gentile, James and Seabrook (by request of the Mayor).

**A Local Law to amend the administrative code of the city of New York, in relation to elevator inspection fees.**

Be it enacted by the Council as follows:

Section 1. The equipment inspection fee of table 28-112.7.2 of section 28-112.7.2 of the administrative code of the city of New York, as added by local law 33 of 2007, is amended to read as follows:

**Table 28-112.7.2**

Inspection Type	Initial Fee	Renewal Fee	Comments
Equipment inspection fee: High-pressure boiler [periodically inspected as provided by section 28-116.4] <i>periodic inspection.</i> Reinspection fee following a violation. Filing fee for report of periodic inspection of elevator and other devices. Equipment inspection fee: Each elevator or other device regulated by this code.	\$65 for each inspection, for each boiler. As provided by rule. \$30 for each device. \$[65] \$100 for each inspection, for each device.		

§2. This local law shall take effect immediately.

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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 Int. No. 210

**Report of the Committee on Finance in favor of approving a Local Law to amend the administrative code of the city of New York, in relation to establishing fees for certain probation services.**

The Committee on Finance, to which the annexed proposed local law was referred on May 12, 2010 (Minutes, page 1670), respectfully

**REPORTS:**

**I. INTRODUCTION:**

On May 27, 2010, the Committee on Fire and Criminal Justice Services, chaired by Council Member Elizabeth Crowley, held a hearing on Int. No. 210. Int. No. 210 was laid over, and today the Finance Committee, chaired by Council Member Domenic M. Recchia, Jr. will vote the legislation out of the Finance Committee.

**II. BACKGROUND:**

New York State Executive Law ("EXC") Section 257-c states, in relevant part, that the City of New York, may adopt a local law requiring individuals currently serving or who shall be sentenced to a period of probation upon conviction of any crime under Article 31 of the New York State Vehicle and Traffic Law ("VTL") to pay to the local DOP an administrative fee of \$30 per month. EXC Section 257-c also states that the DOP shall waive all or part of such fee where, because of the indigence of the offender, the payment of the surcharge would be an unreasonable hardship on the person convicted, his or her immediate family, or any other person who is dependent on the person for financial support. Article 31 of the VTL establishes various offenses for operating a motor vehicle while under the influence of alcohol or drugs.

Additionally, New York State Family Court Act ("FCA") Section 252-a states, in relevant part, that the City of New York, may adopt a local law entitling its DOP, providing the DOP is ordered to conduct an investigation pursuant to FCA Section 653, to a fee of not less than \$50 and not more than \$500 from the parties in such proceeding for performing such investigation. FCA Section 252-a also states such fee shall be based on the party's ability to pay and may, in the discretion of the court, be waived when the parties lack sufficient means to pay the fee. The court shall apportion the fee between the parties based upon the respective financial circumstances of the parties and the equities of the case. FCA Section 653 provides that the rules of court may authorize the DOP to interview people and obtain data to aid the court in determining custody and visitation proceedings under FCA Section 651.

Int. 210 establishes such a local law.

**III. ANALYSIS OF INT. NO. 210**

Section 1 of the bill amends Title 9 of the Administrative Code of the city of New York by adding a new Chapter 2. Section 9-201 of Chapter 2 of title 9 establishes a probation fee and Section 9-202 establishes a probation investigation fee.

Section 9-201 establishes that: (i) any individual currently serving or who shall be sentenced to a period of probation upon conviction of any crime under Article 31 of the VTL shall pay an administrative fee of \$30 per month to DOP; (ii) collection of the administrative fee shall be governed by subdivision 6 of section 420.10 of the Criminal Procedure Law and shall not constitute, nor be imposed, as a condition of probation; (iii) DOP shall waive part or all of the administrative fee based upon the indigence of the defendant; (iv) in the event of non-payment the City of New York may seek to enforce payment in any manner permitted by law for enforcement of debt in cases of non-payment; and (v) monies collected shall be utilized for probation services by DOP.

Section 9-202 establishes that: (i) when ordered by the court to conduct an investigation in a child custody or visitation case pursuant to section 653 of the FCA DOP is entitled to receive an investigation fee of not less than \$50 and not more than \$500 for such investigation from parties involved in the proceeding; (ii) the fee shall be determined by the court based on the party's ability to pay and the schedule for payment shall be fixed by the court in accordance with state guidelines; (iii) the court may waive the fee when parties lack the sufficient means to pay; and (iv) the court shall apportion the fee between the parties based on their respective financial

circumstances and the equities of the case. Fees collected shall be paid directly to DOP to be retained and utilized for local probation services.

Section 2 of the bill states that it shall take effect immediately, provided that the provisions of Section 9-201 shall apply to any individual currently serving or who shall be sentenced to a period of probation and such fee shall become due and owing on the first day of the first calendar month occurring at least ninety days after the effective date of the local law, and subsequently on the first day of each calendar month thereafter. Furthermore, the provisions of Section 9-202 shall apply to any investigation ordered by the family court pursuant to section 653 of the FCA on or after the effective date of the local law.

(The following is from the text of the Fiscal Impact Statement for Int. No. 210:)

**FISCAL IMPACT STATEMENT:**

	Effective FY 10	FY Succeeding Effective FY 12	Full Fiscal Impact FY 11
Revenues (+)	\$0	\$1,019,000	\$1,019,000
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$1,019,000	\$1,019,000

**SOURCE OF FUNDS TO COVER ESTIMATED COSTS:** N/A

**SOURCE OF INFORMATION:** City Council Finance Division, City Council Governmental Affairs Division, Mayor’s Office of Legislative Affairs, and Department of Probation.

**ESTIMATE PREPARED BY:** Andy Grossman, Deputy Director Eisha Wright, Supervising Legislative Financial Analyst

**HISTORY:** On May 12, 2010, Intro. 210 was introduced by the Council and referred to the Committee on Fire and Criminal Justice Services. On May 27, 2010, the Committee held a hearing regarding this legislation, which was then laid over. On June 29, 2010, the Committee on Finance will consider Intro. 210.

Accordingly, this Committee recommends its adoption.

(The following is the text of Int. No. 210:)

Int. No. 210

By Council Members Crowley and Halloran (by request of the Mayor).

**A Local Law to amend the administrative code of the city of New York, in relation to establishing fees for certain probation services.**

Be it enacted by the Council as follows:

Section 1. Title 9 of the administrative code of the city of New York is amended by adding a new chapter 2 to read as follows:

Chapter 2

Department of Probation

§ 9-201 Probation administrative fee.

a. In accordance with section 257-c of the executive law, any individual currently serving or who shall be sentenced to a period of probation upon conviction of any crime under article thirty-one of the vehicle and traffic law shall pay to the department of probation an administrative fee of thirty dollars per month.

b. The provisions of subdivision six of section 420.10 of the criminal procedure law shall govern for purposes of collection of the administrative fee.

c. The administrative fee authorized by this subdivision shall not constitute, nor be imposed, as a condition of probation.

d. The department of probation shall waive all or part of the administrative fee where, because of the indigence of the offender, the payment of the administrative fee would work an unreasonable hardship on the person convicted, his or her immediate family, or any other person who is dependent on such person for financial support.

e. In the event of non-payment of any fees that have not been waived by the department of probation, the city of New York may seek to enforce payment in any manner permitted by law for enforcement of a debt.

f. Monies collected pursuant to this section shall be utilized for probation services by the department of probation.

Section 9-202 Investigation fee.

a. In accordance with section 252-a of the family court act, when ordered by the court to conduct an investigation pursuant to section six hundred fifty-three of the family court act, the department of probation shall receive an investigation fee of not less than fifty dollars and not more than five hundred dollars from the parties in such proceeding for performing such investigation.

b. Such investigation fee shall be determined by the court based on the party’s ability to pay the fee, and the schedule for payment shall be fixed by the court issuing the order for investigation, pursuant to the guidelines issued by the director of the New York state division of probation and correctional alternatives.

c. The court, in its discretion, may waive the investigation fee when the parties lack sufficient means to pay the fee.

d. The court shall apportion the investigation fee between the parties based upon the respective financial circumstances of the parties and the equities of the case.

e. Fees pursuant to this section shall be paid directly to the department of probation to be retained and utilized for local probation services.

§ 2. This local law shall take effect immediately, provided that the provisions of section 9-201 of the administrative code of the city of New York, as added by section one of this local law, shall apply to any individual currently serving or who shall be sentenced to a period of probation and such fee shall become due and owing on the first day of the first calendar month occurring at least ninety days after the effective date of this local law and thereafter on the first day of the calendar month, and provided further that the provisions of section 9-202 of the administrative code of the city of New York, as added by section one of this local law, shall apply to an investigation ordered by the court on or after the effective date of this local law.

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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 Int. No. 214-A

**Report of the Committee on Finance in favor of approving, as amended, a Local Law to amend the administrative code of the city of New York, in relation to the enhanced 911 emergency telephone system surcharge.**

The Committee on Finance, to which the annexed amended proposed local law was referred on May 12, 2010 (Minutes, page 1679), respectfully

**REPORTS:**

**1. INTRODUCTION**

On Friday, June 11, 2010 the Committee on Technology, chaired by Council Member Daniel R. Garodnick, held a hearing on Int. No. 214. This bill would extend the enhanced 911 telephone surcharge that currently applies to wireline telephones to also apply to Voice over Internet Protocol phones operated within New York City, and directs the providers of Voice over Internet Protocol services to bill their customers the surcharge. On June 11, 2010, Int. No. 214 was laid over and subsequently amended. The amended legislation, Proposed Int. 214-A, added a provision that will be discussed further in this report. Today, the Finance Committee, chaired by Council Member Domenic M. Recchia, Jr., will vote the amended legislation out of the Finance Committee.

**2. BACKGROUND**

Enhanced 911 (E911) is a telecommunications system that automatically routes emergency telephone calls and provides Caller Location Information (CLI) to the most appropriate Public Safety Answering Point (PSAP), which is the location where the calls are taken. The PSAP in New York City is currently located at 11 Metrotech in Brooklyn, known as the Public Safety Answer Center 1 (PSAC1). The PSAP may then use the CLI to locate the caller and dispatch emergency responders to the caller’s location.

In an E911 system, the telephone number and address of wireline or landline telephones is automatically routed to the appropriate PSAP when an emergency call is made. Wireless telephones, because they are not tied to a physical location, are more difficult to locate. The Federal Communications Commission (FCC) established wireless 911 rules in 1996. Those rules provide that wireless service providers must route an emergency calls to the appropriate PSAP based on the caller’s location whether the caller subscribes to their service or not. It also provides a two-tiered system for identifying the physical location of the caller. In phase one, which must be implemented within six months of a request from a PSAP for this E911 capability, a service provider must be able to identify the nearest cell site or base station to the caller. Phase two directs that by September 11, 2012,

within six months of a request from a PSAP for this E911 capability, a service provider must be able to identify the location of the caller within 300 yards within 6 minutes of a request of the Caller Location Information (CLI) by a PSAP. Furthermore 95% of the wireless telephones in operation on a service provider's network must be E911 compliant by September 11, 2012.

The FCC did not mandate how service providers should achieve compliance for wireless telephones, but the location of wireless telephones is generally accomplished either by radiolocation within the cellular network, or by the transmittal of global positioning information by the wireless telephone.

Voice over Internet Protocol (VoIP) refers to the transmittal of audio information (voice) over the Internet. This technology allows telephone-like devices to be attached to an Internet connection instead of the public switched telephone network (PSTN) utilized by traditional phone services. VoIP is growing in popularity with both businesses and consumers because the costs are generally much lower, and because the VoIP phones are not tied to any single location. A VoIP customer can connect their VoIP phone to any suitably fast Internet connection. Due to the difficulties in tracing the exact location of a VoIP phone, the FCC has issued guidelines that VoIP customers provide their service provider with the address associated with their VoIP phone, and update that information if they change locations.

In 1989, New York State authorized municipalities to impose an enhanced emergency telephone service surcharge of up to \$0.35 for all wireline telephones operating within their boundaries for the purpose of funding the creation and maintenance of the infrastructure necessary to identify caller locations.<sup>1</sup> In 1991, the maximum allowable surcharge was imposed on all wireline telephones operating within New York City.<sup>2</sup> In 2002, New York State increased the maximum authorized surcharge for wireline telephones operating within New York City to \$1.00.<sup>3</sup> On July 10, 2002 New York City raised its surcharge to this new maximum authorized rate.<sup>4</sup> In 2002, New York State also authorized a surcharge of up to \$0.30 for wireless telephones with billing addresses within New York City.<sup>5</sup> On July 10, 2002, New York City imposed maximum allowable surcharge on all wireless phones with billing addresses in New York City.<sup>6</sup> Most recently, in 2009, the wireline telephone surcharge was expanded to include VoIP phones.<sup>7</sup>

New York City also receives a New York State E911 Grant of approximately \$5 million annually to partially offset the annual operating costs of the E911 system. The estimated annual operating cost of the NYPD E911 system is \$93 million. The total revenue collected by the City from wireline and wireless E911 surcharges, and from the State E911 Grant equaled \$64,670,861 in FY 2009. The balance of approximately \$28 million was paid for with City funds. It is believed that imposing the E911 surcharge on VoIP phones will help to offset the operating costs of the E911 system.

### 3. INT. NO. 214 A LOCAL LAW TO AMEND THE ADMINISTRATIVE CODE OF THE CITY OF NEW YORK, IN RELATION TO THE ENHANCED 911 EMERGENCY TELEPHONE SYSTEM SURCHARGE

Int. No. 214 would amend Chapter 23-A of Title 11 of the Administrative Code of the City of New York by extending the enhanced 911 telephone surcharge that currently applies to wireline telephones to also apply to Voice over Internet Protocol phones operated within New York City, and directs the providers of Voice over Internet Protocol services to bill their customers for the surcharge..

Section one of this bill amends the definitions for "service supplier" and "system costs" and adds definitions for "public safety agency" and "voice over internet protocol service" or "VoIP service."

Section two of this bill provides that there will be a one dollar surcharge for each telephone access line, or its equivalent, per month. It also directs that the surcharge shall be used to pay for obtaining, operating and maintaining an enhanced 911 emergency telephone system to serve New York City. Finally, providers of voice over Internet protocol service shall add the surcharge to all service bills no later than 45 days after the effective date of this bill.

Section three of this bill clarifies that the surcharge shall not be imposed upon public safety agencies, or any municipality, in accordance with State law.

Section four of this bill is a technical correction that clarifies that it is the telephone or Voice over Internet Protocol customer who is responsible for the payment of the surcharge.

Section five of this bill is a technical correction that clarifies that that any surplus shall be held in an E911 reserve fund and applied to the payment of system costs in the following fiscal year.

Section six of this bill provides that the law shall take effect ten days after it shall have become law, however the Commissioner of Finance may take any actions necessary to implement the local law prior to its effective date.

### 4. UPDATED PROPOSAL: PROPOSED INT. 214-A

for the Lower Ma\_\_\_\_\_

<sup>1</sup> Laws of 1989, ch 756, § 1; County Law §300 et seq.

<sup>2</sup> New York City Local Law 94 /1991. The Administrative Code of the City of New York §11-2321, et. seq.

<sup>3</sup> Laws of 2002, ch 93, § 1 (Part D).

<sup>4</sup> New York City Local Law 16/2002.

<sup>5</sup> Laws of 2002, ch 93, § 1 (Part F).

<sup>6</sup> New York City Local Law 15/2002. The Administrative Code of the City of New York §11-2341, et. seq.

<sup>7</sup> Laws of 2009, ch 269, § 2.

Proposed Int. No. 214-A amended Int. No. 214 by inserting "in conformance with applicable law" in section five of the bill, as it relates to the usage of surplus funds. This was done to ensure that the City is compliant with New York State laws.

(The following is from the text of the Fiscal Impact Statement for Int. No. 214-A:)

#### FISCAL IMPACT STATEMENT:

	Effective FY 11	FY Succeeding Effective FY 12	Full Fiscal Impact
Revenues (+)	\$3,600,000	\$3,960,000	undeterminable
Expenditures (-)	\$0	\$0	undeterminable
Net	\$3,600,000	\$3,960,000	undeterminable

**IMPACT ON REVENUES:** It is estimated that there are 300,000 VoIP telephone access lines in New York City. When considering the one dollar monthly surcharge per VoIP telephone line, this legislation would generate revenue of \$3,600,000 in Fiscal 2011. For Fiscal 2012, it is estimated the number of VoIP telephone access lines will grow by 10% generating revenues of \$3,960,000 in Fiscal 2012. The number of individuals utilizing VoIP service is anticipated to grow over the next few years. However, insufficient data exists, at present, to estimate the timing or extent of this growth.

**IMPACT ON EXPENDITURES:** This legislation would have no impact on expenditures.

**SOURCE OF FUNDS TO COVER ESTIMATED COSTS:** NA

**SOURCE OF INFORMATION:** New York City Council Finance Division

**ESTIMATE PREPARED BY:** Andy Grossman, Deputy Director  
John Russell, Legislative Financial Analyst

**HISTORY:** Intro. No. 214 was introduced by the Council on May 12, 2010 and referred to the Committee on Technology. The Committee held a hearing on this legislation on June 11, 2010 and the bill was then laid over. An amended version, Proposed Intro, 214-A, will be considered by the Committee on Finance on June 29, 2010.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 214-A:)

Int. No. 214-A

By Council Member Garodnick (by request of the Mayor).

**A Local Law to amend the administrative code of the city of New York, in relation to the enhanced 911 emergency telephone system surcharge.**

Be it enacted by the Council as follows:

Section 1. Section 11-2322 of the administrative code of the city of New York, as added by local law number 94 for the year 1991, is amended by adding new subdivisions (f) and (i) and amending existing subdivisions (f) and (g) to read as follows:

(f) "Public safety agency" means a public safety agency as defined in subdivision five of section three hundred one of the county law.

[(f)](g) "Service supplier" [means a telephone corporation which provides local exchange access service within the 911 service area] means a service supplier as defined in subdivision seven of section three hundred one of the county law that provides service within the 911 service area.

[(g)](h) "System costs" means the costs associated with obtaining and maintaining the telecommunication equipment, all operations and maintenance costs and the telephone services costs necessary to establish and provide an E911 system.

(i) "Voice over internet protocol service" or "VOIP service" shall mean any service that (i) enables real-time, two-way voice communications; (ii) requires a broadband connection from the user's location; (iii) requires internet protocol compatible customer premises equipment (CPE); and (iv) permits users generally to receive calls that originate on the public switched telephone network and to terminate calls to the public switched telephone network.

§2. Section 11-2323 of the administrative code of the city of New York,

subdivisions (a) and (c) as amended by local law number 16 for the year 2002 and subdivision (b) as added by local law number 94 for the year 1991, is amended to read as follows:

§11-2323 Establishment of surcharge for E911 system. (a) In accordance with the provisions of article six of the county law, as amended, there is hereby established a surcharge of one dollar per telephone access line, *or equivalent*, per month on the customers of every [telephone] service supplier within the city of New York.

(b) The surcharge imposed by subdivision (a) of this section shall be used to pay for the costs associated with obtaining, *operating* and maintaining the telecommunication equipment and telephone services needed to provide an enhanced 911 emergency telephone system to [service] *serve* the city of New York.

(c) All [telephone] service suppliers [which] *that* provide local access service within the 911 service area in the city of New York shall begin to add the monthly surcharge of one dollar per telephone access line per month as provided in subdivision (a) of this section to all service bills no later than the forty-fifth day after the effective date of the local law that increased such surcharge to one dollar per telephone access line per month. *Notwithstanding the foregoing sentence, all providers of voice over internet protocol service that provide such service within the 911 service area shall begin to add the monthly surcharge of one dollar per telephone access line, or equivalent, per month as provided in subdivision (a) of this section to all service bills no later than the forty-fifth day after the effective date of the local law that added this sentence.*

§3. Subdivision (b) of section 11-2324 of the administrative code of the city of New York, as added by local law number 94 for the year 1991, is amended to read as follows:

(b) No such surcharge shall be imposed upon:

- (1) more than seventy-five exchange access lines per customer per location;
- (2) any lifeline customers of a local telephone service supplier; [or]
- (3) [the access lines of the] *a public safety agency; or*
- (4) *any* municipality, as defined in subdivision (e) of section 11-2322 of this chapter.

§4. Subdivision (a) of section 11-2326 of the administrative code of the city of New York, as added by local law number 94 for the year 1991, is amended to read as follows:

(a) Each service supplier *customer* who is subject to the provisions of this chapter shall be liable to the city for the surcharge until it has been paid to the city, except that payment to a service supplier is sufficient to relieve the customer from further liability for such surcharge.

§5. Subdivision (b) of section 11-2327 of the administrative code of the city of New York, as added by local law number 94 for the year 1991, is amended to read as follows:

(b) If at the end of any fiscal year the total amount of all such revenues exceeds the amount necessary [and expended] for payment of system costs in such fiscal year, such [unencumbered cash surplus] *excess* shall be *reserved and* carried over for the payment of system costs in the following fiscal year *in conformance with applicable law*. However, if at the end of any fiscal year such [unencumbered cash surplus] *E911 reserved fund balance* exceeds an amount equal to five per cent of that necessary for the payment of system costs in such fiscal year, the council shall by local law reduce the surcharge for the following fiscal year to a level [which] *that* more adequately reflects the system cost requirements of its E911 system. The council may also reestablish or increase such surcharge, subject to the provisions of section three hundred three of the county law, if the revenues generated by such surcharge and by any other source are not adequate to pay for system costs.

§6. This local law shall take effect 10 days after it shall have become a law, provided, however, that the commissioner of finance may, prior to such date, take any actions necessary to implement this local law on such date.

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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 Int. No. 236-A

**Report of the Committee on Finance in favor of approving, as amended, a Local Law to amend the administrative code of the city of New York, in relation to fees for the inspection of taxicabs by the taxi and limousine commission.**

The Committee on Finance, to which the annexed amended proposed local law was referred on May 12, 2010 (Minutes, page 1714), respectfully

**REPORTS:**

**INTRODUCTION**

On May 24, 2010, the Committee on Transportation, chaired by Council Member James Vacca, held a hearing on Int. No. 236. This legislation would amend the Administrative Code to allow the Taxi and Limousine Commission to charge fees for reinspection of taxicabs. Invitees included Commissioner David Yassky, New York City Taxi and Limousine Commission (“TLC”); taxi industry and livery industry elected officials. On May 24, 2010, Int. No. 236 was laid over and subsequently amended. The amended legislation, Proposed Int. 236-A, added a provision that will be discussed further in this report. Today, the Finance Committee, chaired by Council Member Domenic M. Recchia, Jr., will vote the amended legislation out of the Finance Committee.

**BACKGROUND**

New York City law requires all TLC licensed taxicabs to be inspected at an TLC operated inspection facility at least once every four months, or three times per year.<sup>1</sup> Taxicabs pay \$50 for an inspection and, if they fail this inspection, the second inspection is free. If a taxicab fails the reinspection, and has to be inspected a third time, there is a \$35 fee. All subsequent reinspections are free.

TLC believes that the existing fee structure reduces or eliminates the incentive for a taxicab owner to fix his or her vehicle so that it will pass the first inspection.<sup>2</sup> TLC believes that some taxicab owners use the inspections as a diagnostic tool for their taxicabs and do not properly maintain their vehicles.<sup>3</sup> TLC states that there is a high reinspection rate for taxicabs, which wastes scarce resources.<sup>4</sup> TLC believes this bill would discourage this wasteful practice by creating a fee for every inspection and subsequent reinspection of a taxicab.<sup>5</sup>

**ANALYSIS**

Section one of Int. No. 236 would amend subdivision f of section 19-504 to provide that if any taxicab fails to pass the inspection required under such section, it shall be reinspected and each reinspection shall not exceed fifty dollars. Int. No. 236 would delete provisions of section 19-304 stating that fees shall not exceed thirty-five dollars for taxicabs inspected through June 30, 1991 and a provision restricting the maximum fifty dollar inspection fee for taxicabs inspected on or after July 1, 1991. Int. No. 236 would also delete provisions stating that if any taxicab fails to pass the inspection required under section 19-504, it shall be reinspected for no cost, that if a taxicab fails such reinspection, it shall be reinspected a second time for an additional fee of thirty-five dollars, that if a taxicab fails the second reinspection, it shall be reinspected a third time and that no additional fee shall be charged for the third or subsequent reinspections.

Section two of Int. No. 236 would provide that this local law take effect immediately.

**UPDATED PROPOSAL: PROPOSED INT. 236-A**

Proposed Int. No. 236-A amended Int. No. 236 by specifying that all licensed TLC taxicabs will only have to pay the reinspection fee if it fails to pass its inspection for *any reason relating to the requirements established by the New York state department of motor vehicles*. This was done to clarify that the standards for TLC taxicab inspection will be based on the criteria established by the New York state department of motor vehicles.

<sup>1</sup> NYC Ad. Code §19-504.

<sup>2</sup> Mayor’s Memorandum in Support of a local law to amend the Administrative Code of the City of New York, in relation to fees for inspection of taxicabs by the Taxi and Limousine Commission.

<sup>3</sup> *Id.*

<sup>4</sup> *Id.*

<sup>5</sup> *Id.*

**(The following is from the text of the Fiscal Impact Statement for Int. No. 236-A:)**

**FISCAL IMPACT STATEMENT:**

	Effective FY 10	FY Succeeding Effective FY 11	Full Fiscal Impact FY 11
Revenues (+)	\$0	\$667,000	\$667,000
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$667,000	\$667,000

**IMPACT ON REVENUES:** Before now, the required fee for taxicab inspection was \$35. As a result, it is anticipated that the impact on revenues resulting from the enactment of this legislation would be \$667,000 in Fiscal 2011 and the outyears.

**IMPACT ON EXPENDITURES:** 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  
NYC Office of Management and Budget

**ESTIMATE PREPARED BY:** Jonathan Rosenberg, Deputy Director  
Chima Obichere, Supervising Legislative Financial Analyst

**HISTORY:** Introduced as Int. 236 by Council and referred to the Committee on Transportation on May 12, 2010. Hearing held and laid over by the Committee on May 24, 2010. An amended version (Proposed Intro. 236-A) is to be considered by the Committee on June 29, 2010.

**DATE SUBMITTED TO COUNCIL:** May 12, 2010.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 236-A:)

Int. No. 236-A

By Council Members Vacca, Gentile and Mealy (by request of the Mayor).

**A Local Law to amend the administrative code of the city of New York, in relation to fees for the inspection of taxicabs by the taxi and limousine commission.**

Be it enacted by the Council as follows:

Section 1. Subdivision f of section 19-504 of the administrative code of the city of New York, as amended by local law number 115 for the year 1993, is amended to read as follows:

(f) All taxicabs now or hereafter licensed pursuant to the provisions of this chapter shall be inspected at an inspection facility operated by the commission at least once every four months, in accordance with a procedure to be established by the commission. All other vehicles now or hereafter licensed pursuant to the provisions of this chapter other than commuter vans shall be inspected at official inspection stations licensed by the commissioner of motor vehicles pursuant to section three hundred three of the vehicle and traffic law at least once every four months in accordance with the regulations of the commissioner of motor vehicles, codified in part seventy-nine of title fifteen of the official compilation of codes, rules and regulations of the state of New York (15 N.Y.C.R.R. part 79). All commuter vans now or hereafter licensed pursuant to the provisions of this chapter shall be inspected and shall meet safety standards as provided in paragraph two of subdivision a of section 19-504.3 of this chapter. *If any taxicab fails to pass its inspection for any reason relating to the requirements established by the New York state department of motor vehicles, it shall be reinspected.* The fee payable to the commission for [the] *each inspection and each reinspection* required for the issuance of a certificate of inspection for a taxicab, inclusive of the issuance of such certificate, shall not exceed [thirty-five dollars for taxicabs inspected through June 30, 1991 and] fifty dollars [for taxicabs inspected on or after July 1, 1991]. [If any taxicab fails to pass such inspection, it shall be reinspected for no additional fee. If any taxicab fails to pass such reinspection, it shall be reinspected a second time for an additional fee of thirty-five dollars. If any taxicab fails to pass such second reinspection, it shall be reinspected a third time. No additional fee shall be charged for third or subsequent reinspections.] The fees payable to the official inspection station for the inspection and the issuance of a certificate of inspection for all other licensed vehicles other than commuter vans shall be the fees charged and collected pursuant to section three hundred five of the vehicle and traffic law. The commission or any other agency authorized by law may conduct on-street inspections of vehicles licensed pursuant to the provisions of this chapter. The date of the inspection of a taxicab and the signature of the persons making the inspection shall be recorded upon the rate card in the space provided therefor. An owner shall be ordered by the commission to repair or replace his or her licensed vehicle where it appears that it no longer meets the reasonable standards for safe operation prescribed by the commission. Upon failure of such owner to have his or her vehicle inspected or to comply with any such order within ten days after service thereof, the license shall be suspended; upon failure of such owner to comply with any such order within one hundred twenty days after service thereof, the license may, at the discretion of the commission, be deemed to have been abandoned by nonuser.

§2. This local law shall take effect immediately.

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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

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

Report for Res. No. 315

**Report of the Committee on Finance in favor of approving a Resolution Computing and Certifying Base Percentage, Current Percentage and Current Base Proportion of Each Class of Real Property for Fiscal 2011 to the State Board of Real Property Services Pursuant to Section 1803-a of the Real Property Tax Law.**

The Committee on Finance, to which the annexed resolution was referred on June 29, 2010, respectfully

**REPORTS:**

**Introduction.** Section I 803-a of the Real Property Tax Law requires the City Council to certify to the State Board of Real Property Services (the "SBRPS") certain calculations used in the process of updating the class shares from the previous year. These calculations are made every year by the Council to reflect the following changes in each class of real property:

- a. Changes in the market value of taxable real property (as determined by SBRPS sample studies),
- b. Physical changes as a result of new construction or demolitions,
- c. Changes in taxable status, and
- d. Transfers of real property among the four classes of real property as a result of changes in use or for other reasons.

Under SBRPS regulations, the Council must update the class shares by making two separate certifications. The action to be taken in the above-referenced resolution constitutes the first step of establishing the class shares of the four classes of taxable real property in the City to which the tax levy for the Fiscal 2011 budget will be applied. The purpose of this step is to give effect to the latest class equalization rates required by Article 18 of the Real Property Tax Law. Using these rates, new estimates of market values for each class are calculated.

The second step, certifying the "adjusted base proportions", is the subject of a separate resolution that takes account of all the changes that are included in the final assessment roll, after Tax Commission review of taxpayer protests. Attached hereto, as Exhibit A, are definitions of terms that are used in the analysis below.

**Analysis.** The class equalization rates described above produce prospective current base proportions that show a substantial increase in Class 1 above the Fiscal 2010 adjusted base proportion, or "class shams" (as shown in column R of SBRPS Form RP-6700 attached to the above-captioned resolution), a very modest increase of less than 0.1 percent in the class share of Class 2, a decrease for Class 3 and a modest decrease for Class 4. Pursuant to Section 1803-a(1)(c) of the Real Property Tax Law if the increase in any class exceeds 5 percent, the Council is directed to shift the excess (and only the excess) to any other class or classes so long as the shift does not cause the current base proportion of any other class to increase by more than 5 percent. In the above-captioned resolution, the excess above 5 percent from Class 1 would be shifted to Classes 3 and 4.

As shown in the chart below, the shift of the increase from Class 1 to Classes 3 and 4 will result in the current base proportions of all four classes to show the following changes from their adjusted base proportions in Fiscal 2010.



EXHIBIT A

SECTION III Determination of Current Percentages				SECTION IV Determination of Current Base Proportions						
(J)	(K)	(L)	(M)	(N)	(O)	(P)	(Q)	(R)	(S)	(T)
2009 Taxable Assessed Value	2009 Class Equalization Rate	Estimated Market Value J/(K*100)	Current Percentages (L/Sum of L)*100	Local Base Proportion	Updated Local Base Proportion N*(M)	Prospective Current Base Proportion Column (O) Pro-rated to 100.00	Adjusted Base Proportion Used for Prior Tax Levy	Percent Difference Between Prior Year Adjusted Base Proportion and Prospective Current Base Proportion (P/Q)*100	Maximum Current Base Proportion (Q * 1.05)	Current Base Proportions for 2010 Roll
Class 1 \$15,155,941,182	4.04	\$75,147,058,960	51.2080	10,9181	14,8838	17,5405	14,8231	18.33085	15,5643	15,5643
Class 2 49,691,315,708	31.40	158,253,234,739	21.6017	25,7608	31,8198	37,4991	37,4672	0.08514	39,3402	37,4681
Class 3 10,450,755,096	45.00	23,223,895,769	3.1170	10,3385	4,9785	5,8671	7,5717	-22.51278	7,9501	7,2108
Class 4 67,713,490,810	38.48	175,970,610,213	24.0202	52,9826	33,1727	39,0935	40,1380	-2.60227	42,1449	39,7538
Total \$143,011,200,796		\$72,594,299,681		100.0000	84,8548	100.0000	100.0000			100.0000

I, the Clerk of the Legislative Body of the special assessing unit identified above, hereby certify that the legislative body determined on June 29, 2010 base percentages, current percentages and current base proportions as set forth herein for the assessment roll and portion identified above.

Signature \_\_\_\_\_  
Title \_\_\_\_\_  
Date \_\_\_\_\_

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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

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

Report for Res. No. 316  
**Report of the Committee on Finance in favor of approving a Resolution Computing and Certifying Adjusted Base Proportion of Each Class of Real Property for Fiscal 2011 to the State Board of Real Property Services Pursuant to Section 1803-a of the Real Property Tax Law.**

The Committee on Finance, to which the annexed resolution was referred on June 29, 2010, respectfully

**REPORTS:**

**Introduction.** The above-captioned resolution completes the certification procedure required by Section 1803-a of the Real Property Tax Law to establish the class shares used in levying the real property taxes for the adopted Fiscal 2011 budget.

In a separate resolution, the Council computed and certified the current base proportions for Fiscal 2011 (the "CBP Resolution"). The above-captioned resolution uses those current base proportions, together with data supplied by the New York City Department of Finance from the final assessment roll released on May 25, 2010, to determine the adjusted base proportions (or class shares) in accordance with the procedure established by the State Board of Real Property Services (the "SBRPS").

The current base proportion for each class of real property takes into account the market value changes in the class occurring between the assessment roll for the base period, 1989, and the latest roll for which SBRPS has established class equalization rates, 2009. The CBP Resolution modified the class shares for the Fiscal 2011 property tax levy accordingly. The remaining step, to be taken in the above-captioned resolution, adjusts these current base proportions to take account of the various physical changes (such as demolitions, new construction, changes in exempt status and transfers among classes) that are reflected in the new final assessment roll. The computations called for in the SBRPS procedure are designed to separate the effects of these physical changes from equalization changes made by local assessors.

**Analysis.** The calculations shown on the SBRPS Form RP-6702 attached to the above-captioned resolution modify the share for each class to reflect physical changes. For Fiscal 2011, all property tax classes show modest physical increases, resulting in the following changes. The Fiscal 2011 adjusted base proportions for Classes 1, 3 and 4 show modest decreases of less than one percent from the Fiscal 2010 current base proportions, while the changes for Class 3 show an increase of 4.91 percent from the current base proportions.

However, the changes from the adjusted base proportions from Fiscal 2010 to Fiscal 2011, as reported in the table below, show increases of over four percent for Class 1, and a decrease of almost 1.5 percent Class 4. Classes 2 and 3 see very modest decreases of less than a quarter of a percent. (Last year's increase in class shares was capped at 0.0 percent.)

Comparison of Class Shares for Fiscal 2010 and Fiscal 2011			
Class	Fiscal 2010	Fiscal 2011	Percent Change
1	14.8231	15.4608	+4.30
2	37.4672	37.4187	-0.13
3	7.5717	7.5649	-0.09
4	40.1380	39.5556	-1.45
Total	100.0000	100.0000	

The tax rates resulting from the use of class shares, or adjusted base proportions, shown above for Fiscal 2011 are compared to the Fiscal 2010 tax rates in the following table.

Comparison of Tax Rates for Fiscal 2010 and Fiscal 2011 (Per \$100 Assessed Value)			
Class	Fiscal 2010	Fiscal 2011	\$ Difference
1	17.088	17.788	+0.700
2	13.241	13.353	+0.112
3	12.743	12.560	-0.183
4	10.426	10.227	-0.199
Total			

Accordingly, this Committee recommends its adoption.

**(The following is the text of Res. No. 316:)**

Res. No. 316  
**Resolution computing and certifying adjusted base proportion of each class of real property for Fiscal 2011 to the State Board of Real Property Services pursuant to Section 1803-a of the Real Property Tax Law.**

By Council Member Recchia.

**Whereas**, on May 25, 2010, pursuant to Section 1514 of the Charter of the City of New York, the Commissioner of the Department of Finance delivered to the Council the certified assessment rolls for all real property assessable for taxation in the City in each borough thereof for the fiscal year beginning on July 1, 2010 and ending on June 30, 2011 ("Fiscal 2011"), a certified copy of which is in the Office of the Clerk of the City pursuant to Section 516, Real Property Tax Law (the "Fiscal 2011 Assessment Rolls"); and

**Whereas**, pursuant to Section 1803-a (1) of the Real Property Tax Law the Council adopts herewith a resolution in which the Council computed and certified the current base proportion, the current percentage and the base percentage of each class of real property in the City for Fiscal 2011 (the "Current Base Proportion Resolution"); and

**Whereas**, Section 1803-a (5) of the Real Property Tax Law requires the Council, subsequent to the filing of the final Fiscal 2011 Assessment Rolls, to adjust current base proportions computed pursuant to the Current Base Proportion Resolution to reflect additions to and removals from the Fiscal 2011 Assessment

Rolls as described therein (each such current base proportion so adjusted to be known as an "Adjusted Base Proportion"); and

Whereas, within five (5) days upon determination of the Adjusted Base Proportions, Section 1803-a (6) of the Real Property Tax Law, requires the Council to certify, to the State Board of Real Property Services ("SBRPS"), the Adjusted Base Proportion for each class of real property applicable to the City, the assessed value of all property in each class of real property, the net change in assessed value for each class on the Fiscal 2011 Assessment Rolls resulting from the additions to or removals from the Fiscal 2011 Assessment Rolls as described above, and the net change in assessed value for each class on the Fiscal 2011 Assessment Rolls resulting from changes other than those referred to above;

NOW, THEREFORE, be it resolved by The Council of The City of New York as follows:

**Section 1. Computation and Certification of Adjusted Base Proportions and Related Information for Fiscal 2011.** (a) The Council hereby computes and certifies the Adjusted Base Proportion for each class of real property applicable to the City, the assessed value of all property in each class of real property, the net change in assessed value for each class on the Fiscal 2011 Assessment Rolls as described in Section 1803-a (5), Real Property Tax Law, and the net change in assessed value for each class on the Fiscal 2011 Assessment Rolls resulting from changes other than those described in Section 1803-a (5), Real Property Tax Law, as shown on SBRPS Form RP-6702, attached hereto as Exhibit A and incorporated herein by reference (the "ABP Certificate").

(b) The Clerk of the Council is hereby authorized and directed to execute the ABP Certificate and to file it with the SBRPS no later than five (5) days after the date hereof.

**Section 2. Effective Date.** This resolution shall take effect as of the date hereof.

**ATTACHMENT: "The ABP Certificate"**

EXHIBIT A

STATE BOARD OF REAL PROPERTY SERVICES  
(Formerly State Board of Equalization and Assessment)  
16 Sheridan Avenue, Albany, NY 12210-2714

Certificate of Adjusted Base Proportions Pursuant to Article 18, RPTL,  
for the 2010 Assessment Roll

Special Assessing Unit \_\_\_\_\_; County \_\_\_\_\_; City, Town, Village \_\_\_\_\_; School District \_\_\_\_\_; Special District \_\_\_\_\_  
Check One to Identify Portion: \_\_\_\_\_; Town \_\_\_\_\_; Village \_\_\_\_\_; School District \_\_\_\_\_; Special District \_\_\_\_\_  
Name of Portion \_\_\_\_\_  
Reference Roll \_\_\_\_\_ 2009 \_\_\_\_\_; Levy Roll \_\_\_\_\_ 2010 \_\_\_\_\_

**SECTION I**  
Determination of Portion Class Net Change in Assessed Value due to Physical and Quantity Changes, Equalization Changes and Computation of Class Change in Level of Assessment Factor

Class	(A) Total Assessed Value on the Reference Roll	(B) Total Assessed Value of Physical and Quantity Increases Between Reference Roll and Levy Roll	(C) Total Assessed Value of Physical and Quantity Decreases Between Reference Roll and Levy Roll	(D) Net Assessed Value of Physical and Quantity Changes (B-C)	(E) Surviving Total Assessed Value on the Reference Roll (A-C)
1	\$16,246,005,714	\$167,250,409	\$46,372,453	\$120,877,956	\$16,199,633,261
2	60,087,034,140	2,217,930,307	727,331,353	1,490,598,954	59,159,702,787
3	2,702,911,454	1,76,510,700	114,700,590	61,810,110	2,588,210,864
4	74,302,248,632	2,273,096,883	641,885,248	1,631,211,335	73,660,363,384
<b>Total</b>					

Class	(F) Total Assessed Value of Equalization Increases Between Reference Roll and Levy Roll	(G) Total Assessed Value of Equalization Decreases Between Reference Roll and Levy Roll	(H) Net Equalization Changes (F-G)	(I) Change in Level of Assessment Factor (H/E)+1
1	\$661,550,627	\$71,504,047	\$590,046,580	1.036423
2	2,822,524,583	1,644,455,676	1,178,068,907	1.019846
3	108,894,650	54,049,903	54,844,727	1.020031
4	4,051,621,436	1,335,638,196	2,715,983,240	1.036872
<b>Total</b>				

RP-6702(1/95) (Formerly EA6702)

**EXHIBIT A**

**SECTION II**  
Computation of Portion Class Adjustment Factor

Class	(J) Taxable Assessed Value on the Levy Roll	(K) Taxable Assessed Value on Levy Roll at Reference Roll Level of Assessment (J/I)	(L) Assessed Value of Special Franchise on the Levy Roll at the Reference Roll Level of Assessment	(M) Total Taxable Assessed Value on Levy Roll at Reference Roll Level of Assessment (K+L)	(N) Taxable Assessed Value on the Reference Roll	(O) Class Adjustment Factor (M/N)
1	\$15,818,012,901	\$15,262,120,679	\$0	\$15,262,120,679	\$15,155,941,182	1.00701
2	51,244,634,052	50,267,024,680	0	50,267,024,680	49,691,515,708	1.01158
3	2,351,911,021	2,207,689,199	8,907,057,194	11,114,746,393	10,450,753,096	1.06354
4	70,870,684,220	68,350,465,843	0	68,350,465,843	67,713,490,810	1.00941
<b>Total</b>						

**SECTION III**  
Computation of Adjusted Base Proportions

Class	(P) Current Base Proportions (P*)	(Q) Current Base Proportions Adjusted for Physical and Quantity Changes #1 (P**)	(R) Adjusted Base Proportions (QSUM of Q)*100
1	15.5643	15.6734	15.4608
2	37.4991	37.9333	37.1187
3	7.2108	7.6690	7.4849
4	39.7258	40.0996	39.5556
<b>Total</b>	<b>100.0000</b>	<b>101.3753</b>	<b>100.0000</b>

I, the Clerk of the Legislative Body of the special assessing unit identified above, hereby certify that the legislative body determined on June 29, 2010 the adjusted base proportions and the data, procedures and computations used to determine the adjusted base proportions as set forth herein for the assessment roll and portion identified above.

Signature \_\_\_\_\_  
Title \_\_\_\_\_  
Date \_\_\_\_\_

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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

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

Report for Res. No. 317

**Report of the Committee on Finance in favor of approving a Resolution approving the new designation and changes in the designation of certain organizations to receive funding in Fiscal 2010 Expense Budget.**

The Committee on Finance, to which the annexed resolution was referred on June 29, 2010, 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 19, 2009, the Council adopted the expense budget for fiscal year 2010 with various programs and initiatives (the "Fiscal 2010 Expense Budget").

**Analysis.** This Resolution, dated June 29, 2010 amends the description for the Description/Scope of Services for the Brain Tumor Foundation receiving local discretionary funding in the amount of \$5,000 within the budget of the Department of Health and Mental Hygiene. The Description/Scope of Services for such organization listed in the Fiscal 2010 Expense Budget read: "Funds would be used to provide free MRI brain scans in the 28<sup>th</sup> Council District." This Resolution now changes the Description/Scope of Services to read: "Funds would be used for general operating expenses"

Also, This Resolution amends the description for the Description/Scope of Services for the Young Audiences New York, Inc. organization receiving local discretionary funding in the amount of \$5,000 within the budget of the Department of Youth and Community Development. The Description/Scope of Services for such program listed in the Fiscal 2010 Expense Budget read: "To bring an arts education program into the schools." This Resolution now changes the Description/Scope of Services to read: "To provide funding for their after-school program."

Moreover, this Resolution amends the description for the Description/Scope of Services for the Young Audiences New York, Inc. organization receiving youth discretionary funding in the amount of \$3,500 within the budget of the Department of Youth and Community Development. The Description/Scope of Services for such program listed in the Fiscal 2010 Expense Budget read: "To implement the highest quality arts education programs in your district in public schools of your choice. Our programs include weekly residencies that connect to the curriculum, performances that increase access to the arts, and family activities that bridge the gap between home and school. Youth Programming for the students on elementary school." This Resolution now changes the Description/Scope of Services to read: "To provide funding for their after-school program."

In addition, this Resolution amends the description for the Description/Scope of Services for the Young Audiences New York, Inc. organization receiving youth discretionary funding in the amount of \$5,000 within the budget of the Department of Youth and Community Development. The Description/Scope of Services for such program listed in the Fiscal 2010 Expense Budget read: "To implement the highest quality arts education programs in your district in public schools of your choice. Our programs include weekly residencies that connect to the curriculum, performances that increase access to the arts, and family activities that bridge the gap between home and school. Youth Programming for the students on elementary school." This Resolution now changes the Description/Scope of Services to read: "To provide funding for their after-school program."

Also, this Resolution amends the description for the Description/Scope of Services for the Congregation Kehal Premishlan, Inc. organization receiving youth discretionary funding in the amount of \$50,000 within the budget of the Department of Youth and Community Development. The Description/Scope of Services for such program listed in the Fiscal 2010 Expense Budget read: "Work with youth at risk, homeless, etc. We offer counseling, clothing, food, metro cards, etc." This Resolution now changes the Description/Scope of Services to read: "Work with at-risk youth and the homeless. They offer counseling, clothing, food, metro cards, housing, and homeless services."

It is important to note that in a Resolution dated May 25, 2010, the description for the Description/Scope of Services for the NYC Managed Care Consumer Assistance Program-Community Service Society was changed to "This allocation represents a restoration to the Managed Care Consumer Assistance Program (MCCAP), which operates through a network of 26 community-based organizations citywide, with the Community Service Society (CSS) acting as the central coordinating agency. These funds will be provided to CSS through an intra-city transfer to DOHMH. MCCAP helps consumers and their advocates navigate the public healthcare system by helping them obtain health insurance and educating them on how to use managed care plans to get the care they need. Counseling and assistance with managed care issues is also provided. This allocation plus State and federal matching funds will total \$4 million."

Subsequent to the May 25<sup>th</sup> Resolution, the Department of Health and Mental Hygiene received less money than anticipated from the Federal and State government for the Medicaid. As a result, City funding provided to CSS in the amount of \$1,186,460.54 is necessary to bring the total amount of funding for MCCAP to \$ 4 million.

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 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 2010 Expense Budgets.

This resolution sets forth new designations and specific changes in the designation of certain organizations receiving local initiative funding, as described in Chart 1, attached hereto as Exhibit A; sets forth new designations and changes in the designation of youth discretionary funding, as described in Chart 2, attached hereto as Exhibit B; and sets forth the new designations and changes in the designation of certain organizations that will receive funding pursuant to certain initiatives in the Fiscal 2010 Expense Budget, as described in Charts 3-7, attached hereto as reflected in Exhibits C-G;

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 2010 Expense Budget, dated June 19, 2009; name of the organization; organization's Employer

Identification Number (EIN), if applicable; agency name; increase or decrease in funding; name of fiscal conduit, if applicable; and the EIN of the fiscal conduit, if applicable.

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 2010 Expense Budget. Chart 1 contains a balance of \$13,500, which recognizes an initiative funding transfer reflected in Charts 5 and 6.

Chart 2 sets forth the new designation and changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2010 Expense Budget.

Chart 3 sets forth the new designation and changes in the designation of certain organizations receiving funding pursuant to the Health Aging Initiative in accordance with the Fiscal 2010 Expense Budget. As indicated in Chart 3, funding in the amount of \$2,445 for the Spring Creek Senior Partners, Inc. has been removed. This money will be used to fund the Wayside Out-Reach Development.

Chart 4 sets forth the new designation and changes in the designation of certain organizations receiving funding pursuant to the Immigration Opportunities Initiative in accordance with the Fiscal 2010 Expense Budget.

Chart 5 sets forth changes in the designation of certain organizations receiving funding pursuant to the Cultural After School Adventure Initiative in accordance with the Fiscal 2010 Expense Budget. As indicated in Chart 5, funding in the amount of \$13,500 will be removed from the Wildlife Conservation Society-Bronx Zoo and be provided to various organizations receiving local discretionary funding, as reflected in Chart 1.

Chart 6 indicates an Initiative Fund Transfer to effectuate the provisions set forth in Charts 1 and 5.

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

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 2010 Expense Budget. Such resolution would take effect as of the date of adoption.

Accordingly, this Committee recommends its adoption.

**(The following is the text of Res. No. 317:)**

Res. No. 317

**Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2010 Expense Budget.**

By Council Member Recchia.

**Whereas**, On June 19, 2009 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2010 with various programs and initiatives (the "Fiscal 2010 Expense Budget"); and

**Whereas**, The City Council is hereby implementing and furthering the appropriations set forth in the Adopted Fiscal 2010 Budget by approving the new Description/Scope of Services for the Brain Tumor Foundation receiving local discretionary funding in the amount of \$5,000 within the budget of the Department of Health and Mental Hygiene; and

**Whereas**, The City Council is hereby implementing and furthering the appropriations set forth in the Adopted Fiscal 2010 Budget by approving the new Description/Scope of Services for the Young Audiences New York, Inc. organization receiving local discretionary funding in the amount of \$5,000 within the budget of the Department of Youth and Community Development; and

**Whereas**, The City Council is hereby implementing and furthering the appropriations set forth in the Adopted Fiscal 2010 Budget by approving the new Description/Scope of Services for the Young Audiences New York, Inc. organization receiving youth discretionary funding in the amount of \$3,500 within the budget of the Department of Youth and Community Development; and

**Whereas**, The City Council is hereby implementing and furthering the appropriations set forth in the Adopted Fiscal 2010 Budget by approving the new

Description/Scope of Services for the Young Audiences New York, Inc. organization receiving youth discretionary funding in the amount of \$5,000 within the budget of the Department of Youth and Community Development; and

**Whereas,** The City Council is hereby implementing and furthering the appropriations set forth in the Adopted Fiscal 2010 Budget by approving the new Description/Scope of Services for the Congregation Kehal Premishlan, Inc. organization receiving youth discretionary funding in the amount of \$50,000 within the budget of the Department of Youth and Community Development; now, therefore, be it

**Resolved,** That the City Council approves the new Description/Scope of Services for the Brain Tumor Foundation receiving local discretionary funding to read: "Funds would be used for general operating expenses"; and be it further

**Resolved,** That the City Council approves the new Description/Scope of Services for the Young Audiences New York, Inc. organization receiving local discretionary funding to read: "To provide funding for their after-school program."; and be it further

**Resolved,** That the City Council approves the new Description/Scope of Services for the Young Audiences New York, Inc. organization receiving youth discretionary funding to read: "To provide funding for their after-school program."; and be it further

**Resolved,** That the City Council approves the new Description/Scope of Services for the Young Audiences New York, Inc. organization receiving youth discretionary funding to read: "To provide funding for their after-school program."; and be it further

**Resolved,** That the City Council approves the new Description/Scope of Services for the Congregation Kehal Premishlan, Inc. organization receiving youth discretionary funding to read: "Work with at-risk youth and the homeless. They offer counseling, clothing, food, metro cards, housing, and homeless services."; 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 as set forth in Chart 1, attached hereto as Exhibit A; and be it further

**Resolved,** That the City Council approves the new designation and changes in the designation of certain organizations receiving youth discretionary funding as set forth in Chart 2, attached hereto as Exhibit B; 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 Healthy Aging Initiative as set forth in Chart 3, attached hereto as Exhibit C; 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 Immigrant Opportunities Initiative as set forth in Chart 4, attached hereto as Exhibit D; and be it further

**Resolved,** That the City Council approves the changes in the designation of an organization receiving funding pursuant to the Cultural After School Adventure Initiative as set forth in Chart 5, attached hereto as Exhibit E; and be it further

**Resolved,** That the City Council approves the Initiative Funding Transfer, as set forth in Chart 6, attached hereto as Exhibit F.

**ATTACHMENT:**

**EXHIBIT A**

CHART 1: Local Initiatives

Member	Organization	EIN Number	Agency	Amount	Agy #	UA	Fiscal Conduit/Sponsoring	
							Organization	Fiscal Conduit EIN *
Van Bramer	Sunnyside Chamber of Commerce	11-2944793	DSBS	(\$7,000.00)	801	002		
Van Bramer	Sunnyside Chamber of Commerce	11-2944788	DSBS	\$7,000.00	801	002		
CC	Sunnyside Gardens Community Association, Inc.	26-1918532	DPR	(\$20,000.00)	846	006		
CC	Friends of Sunnyside Gardens Park, Inc.	26-1918532	DPR	\$20,000.00	846	006		
CC-BK Del.	Tanger Hill at Brooklyn College	11-6036253	CUNY	(\$25,000.00)	042	001		
CC-BK Del.	Ethal Brin Hiller Foundation, Inc. at Brooklyn College	11-6036253	CUNY	\$25,000.00	042	001		
Koo	Queens College Asian American Center	13-1988190	CUNY	(\$5,000.00)	042	001		
Koo	Queens College Foundation - Asian American Center	11-6080521	CUNY	\$5,000.00	042	001		
CC	Center for Law and Social Justice, Medgar Evers College	13-1988190	CUNY	(\$25,000.00)	042	001		
Vann	Center for Law and Social Justice, Medgar Evers College	13-1988190	CUNY	(\$5,000.00)	042	001		
CC	Research Foundation of the City University of New York	13-1988190	CUNY	\$25,000.00	042	001		
Vann	Research Foundation of the City University of New York	13-1988190	CUNY	\$5,000.00	042	001		
Cabrera	Bronx Community College	13-1988190	CUNY	(\$20,000.00)	042	001		
Cabrera	Bronx Community College	13-3277699	CUNY	\$20,000.00	042	001		
CC	Bais Kav Tzuporat**	13-3044171	DYCD	\$8,500.00	260	312		
CC	Soul Tigers Marching Band, Inc.**	11-0615740	DYCD	\$5,000.00	260	312		
CC	Staten Island Children's Museum**	23-7378930	DCA	(\$5,000.00)	126	022		
CC	Staten Island Philharmonic Orchestra, Inc.**	20-2732542	DCA	(\$1,000.00)	126	003		
CC	New York Hall of Science**	11-2104059	DCA	(\$4,000.00)	126	012		
CC	Queens Historical Society**	23-7016007	DCA	(\$1,000.00)	126	003		
CC	Queens Symphony Orchestra, Inc.**	11-2106191	DCA	(\$2,500.00)	126	003		
CC	Staten Island Children's Museum	23-7378930	DCA	\$5,000.00	126	022		
CC	Staten Island Philharmonic Orchestra, Inc.	20-2732542	DCA	\$1,000.00	126	003		
CC	New York Hall of Science	11-2104059	DCA	\$4,000.00	126	012		
CC	Queens Historical Society	23-7016007	DCA	\$1,000.00	126	003		
CC	Queens Symphony Orchestra, Inc.	11-2106191	DCA	\$2,500.00	126	003		
Sanders, Jr	Rockaway Development and Revitalization Corporation***	11-2675794	DSBS	(\$70,000.00)	801	002		
Sanders, Jr	Fitzgerald House, Inc.***	61-0668671	DYCD	\$3,500.00	260	005		
Sanders, Jr	Girl Scout Council of Greater New York, Inc.***	13-1624014	DYCD	\$3,500.00	260	312		
Sanders, Jr	Beach 41st Street Houses Community Center***	13-4005671	MISC	\$60,000.00	098	002		
Sanders, Jr	Kidder's Youth Sports Association of South East Queens, Inc.***	11-2988906	DYCD	\$3,500.00	260	312		
Sanders, Jr	Rockaway Inwood Ministerial Coalition, Inc.***	11-3396966	DYCD	\$5,500.00	260	005		
Crowley	Jewish Community Council of Kew Gardens and Richmond Hill, Inc.	13-3944821	DYCD	(\$1,500.00)	260	005	Metropolitan New York Coordinating Council on Jewish Poverty, Inc.	13-2738818
Crowley	Jewish Community Council of Kew Gardens and Richmond Hill, Inc.	13-3944821	DYCD	\$1,500.00	260	005		
Koslowitz	Jewish Community Council of Kew Gardens and Richmond Hill, Inc.	13-3944821	DYCD	(\$17,750.00)	260	005	Metropolitan New York Coordinating Council on Jewish Poverty, Inc.	13-2738818
Koslowitz	Hill, Inc.	13-3944821	DYCD	\$17,750.00	260	005		
Comrie	Springfield Rifles and Rifettes, Inc.	11-3250488	DYCD	(\$7,000.00)	260	312		
Comrie	Springfield Rifles and Rifettes, Inc.	23-7266660	DYCD	\$7,000.00	260	312		
Valone, Jr	NYCHA Community Operations	13-4005671	DYCD	(\$7,500.00)	260	005		
Valone, Jr	NYCHA Community Operations	13-4005671	MISC	\$7,500.00	098	002		

\* Indicates pending completion of pre-qualification review.  
 \*\* Reversal from 5/25/2010 transparency resolution  
 \*\*\* Reflects changes that were made in MN-2 on 3/3/2010

CHART 1: Local Initiatives (continued)

Member	Organization	EIN Number	Agency	Amount	Agy #	UA	Fiscal Conduit/Sponsoring	
							Organization	Fiscal Conduit EIN *
James	Brooklyn Ballet, Inc.	02-05669320	DCA	(\$8,513.00)	126	003		
Fidler	Brooklyn Ballet, Inc.	02-05669320	DCA	(\$18,500.00)	126	003		
James	Brooklyn Ballet, Inc.	02-05669320	DCA	(\$5,000.00)	126	003		
James	Brooklyn Ballet, Inc.	02-05669320	DYCD	\$8,513.00	260	312		
Fidler	Brooklyn Ballet, Inc.	02-05669320	DYCD	\$18,500.00	260	312		
James	Brooklyn Ballet, Inc.	02-05669320	DYCD	\$5,000.00	260	312		
				<b>\$13,500.00</b>				

\* Indicates pending completion of pre-qualification review.  
 \*\* Reversal from 5/25/2010 transparency resolution  
 \*\*\* Reflects changes that were made in MN-2 on 3/3/2010

**EXHIBIT B**

CHART 2: Youth Discretionary

Member	Organization	EIN Number	Agency	Amount	Agy #	UA	Fiscal Conduit/Sponsoring	
							Organization	Fiscal Conduit EIN *
Jackson	Pied Piper Children's Theatre	13-1860224	DYCD	(\$2,800.00)	260	312	Holy Trinity Church, Inwood	13-1860224
Jackson	Holy Trinity Church, Inwood - Pied Piper Children's Theatre	13-1860224	DYCD	\$3,500.00	260	312		
Koslowitz	Jewish Community Council of Kew Gardens and Richmond Hill, Inc.	13-3844621	DYCD	(\$10,214.00)	260	312	Metropolitan New York Coordinating Council on Jewish Poverty, Inc.	13-2738818
Koslowitz	Jewish Community Council of Kew Gardens and Richmond Hill, Inc.	13-3844621	DYCD	\$10,214.00	260	312		
Garodnick	Friends of the Upper East Side Historic Districts	13-3183351	DYCD	(\$5,000.00)	260	312		
Garodnick	Lower East Side Tenement Museum, The	13-3475390	DYCD	(\$5,000.00)	260	312		
Garodnick	Primary Stages Company, Inc.	13-3258768	DYCD	(\$5,000.00)	260	312		
Garodnick	Friends of the Upper East Side Historic Districts	13-3183351	DCA	\$5,000.00	126	003		
Garodnick	Lower East Side Tenement Museum, The	13-3475390	DCA	\$5,000.00	126	003		
Garodnick	Primary Stages Company, Inc.	13-3258768	DCA	\$5,000.00	126	003		
				\$0.00				

\* Indicates pending completion of pre-qualification review.

**EXHIBIT C**

CHART 3: Healthy Aging

Member	Organization	EIN Number	Agency	Amount	Agy #	UA *
Barron	Spring Creek Senior Partners, Inc.	74-3158439	DFTA	(\$2,445.00)	125	003
Barron	Wayside Out-Reach Development, Inc. - Spring Creek Gardens Senior Center	11-3528680	DFTA	\$2,445.00	125	003
				\$0.00		

\* Indicates pending completion of pre-qualification review.

**EXHIBIT D**

CHART 4: Immigrant Opportunities Initiative

Borough	Organization	EIN Number	Agency	Amount	Agy #	UA *
Queens	Research Foundation of the City University of New York - Community Legal Resource Network	13-1988190	CUNY	(\$78,000.00)	042	001
Queens	Community Legal Resource Network (CLRN)	11-3235349	CUNY	\$78,000.00	042	001
Bronx	Research Foundation of the City University of New York - CUNY Citizenship and Immigration Project	13-3235349	CUNY	(\$85,000.00)	042	001
Brooklyn	Research Foundation of the City University of New York - CUNY Citizenship and Immigration Project	13-3235349	CUNY	(\$65,000.00)	042	001
Manhattan	Research Foundation of the City University of New York - CUNY Citizenship and Immigration Project	13-3235349	CUNY	(\$50,000.00)	042	001
Bronx	Research Foundation of the City University of New York - CUNY Citizenship and Immigration Project	13-1988190	CUNY	\$85,000.00	042	001
Brooklyn	Research Foundation of the City University of New York - CUNY Citizenship and Immigration Project	13-1988190	CUNY	\$65,000.00	042	001
Manhattan	Research Foundation of the City University of New York - CUNY Citizenship and Immigration Project	13-1988190	CUNY	\$50,000.00	042	001
Brooklyn	Center for Law and Social Justice, Medgar Evers College	13-1988190	DYCD	(\$65,000.00)	260	005
Brooklyn	Research Foundation of the City University of New York - Center for Law and Social Justice, Medgar Evers College	13-1988190	DYCD	\$65,000.00	260	005
Brooklyn	Metropolitan New York Coordinating Council on Jewish Poverty, Inc.	13-2738818	DYCD	(\$15,000.00)	260	005
Brooklyn	Edith and Carl Marks Jewish Community House of Bensonhurst**	11-1633484	DYCD	\$15,000.00	260	005
				\$0.00		

\* Indicates pending completion of pre-qualification review.

\*\*Indicates that Metropolitan New York Coordinating Council on Jewish Poverty, Inc.-13-2738818 will act as the fiscal conduit.

**EXHIBIT E**

CHART 5: Cultural After School Adventure

Member	Organization	EIN Number	Agency	Amount	Agy #	UA *
Rivera	Wildlife Conservation Society - Bronx Zoo	13-1740011	DCA	(\$13,500.00)	126	007
				(\$13,500.00)		

\* Indicates pending completion of pre-qualification review.

## EXHIBIT F

CHART 6: Initiative Funding Transfer

Initiative	EIN Number	Agency	Amount	Agy #	UIA *
Cultural After School Adventure (CASA)	NA	DCA	(\$13,500.00)	126	007
Local Initiatives	NA	DCA	\$4,500.00	126	003
Local Initiatives	NA	DCA	\$4,000.00	126	012
Local Initiatives	NA	DCA	\$5,000.00	126	022
			\$0.00		

\* Indicates pending completion of pre-qualification review.

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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-91

**Report of the Committee on Finance in favor of approving, as modified, a Communication from the Mayor in regard to submitting the Expense Revenue Contract Budget for Fiscal Year 2011 pursuant to Section 249 of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on May 12, 2010 (Minutes, page 1588), respectfully

### REPORTS:

*After careful and due deliberation on this matter, this Committee recommended the approval of the Expense-Revenue-Contract Budget for Fiscal Year 2011, as modified.*

**(For text of the Schedule A attachment to Res No. 323 and the Schedule B attachment to Res No. 324, as well as the related text of the Adjustments Summary/Schedule C, please see Part II of these Minutes of the State Council Meeting of June 29, 2010 starting on page 2595).**

Accordingly, this Committee recommends the adoption of M-91 & Res Nos. 323 & 324.

In connection herewith, Council Member Recchia offered the following two resolutions (Res Nos. 323 & 324):

Res. No. 323

**Resolution to adopt a budget appropriating the amounts necessary for the support of the government of the City of New York and the counties therein and for the payment of indebtedness thereof, for the Fiscal Year**

**beginning on July 1, 2010 and ending on June 30, 2011, in accordance with the provisions of the Charter of the City of New York.**

By Council Member Recchia.

**Whereas**, on May 6, 2010, pursuant to the Section 249 of the Charter of the City of New York (the "Charter"), the Mayor of the City of New York (the "Mayor") submitted, to the Council of the City of New York (the "Council"), the executive budget for the support of the government of the City of New York and the counties therein (collectively, the "City") for the fiscal year beginning on July 1, 2010 and ending on June 30, 2011 ("Proposed Fiscal 2011 Budget"); and

**Whereas**, pursuant to Section 254 (a) of the Charter, the Council may not alter the Proposed Fiscal 2011 Budget except to increase, decrease, add or omit any unit of appropriation for personal service or other than personal service or any appropriation for any capital project or add, omit or change any terms or conditions related to any or all such appropriations, subject to further conditions set forth therein;

NOW, THEREFORE, be it resolved by The Council of The City of New York as follows:

**Section 1. Adoption of the Budget for Fiscal 2011.** The Council hereby adopts the Proposed Fiscal 2011 Budget, as modified to reflect increases, decreases, additions or omissions of units of appropriation and to reflect additions, omissions, or changes of terms or conditions related to such appropriations as set forth in the schedules hereto (the "Fiscal 2011 Budget"),

**§2. Further Actions.** The City Clerk is hereby directed, not later than the day after the Fiscal 2011 Budget is finally adopted pursuant to the provisions of the Charter, to obtain a certification of the Mayor, the Comptroller and the City Clerk, to cause the Fiscal 2011 Budget to be filed in the offices of the Comptroller and the City Clerk and to cause the publication of the Fiscal 2011 Budget forthwith, all pursuant to the provisions of Section 256 of the Charter.

**§3. Effective Date.** This resolution shall take effect as of the date hereof.

*And be it further Resolved;*

Res. No. 324

**Resolution to adopt a contract budget setting forth, by agency, categories of contractual services for which appropriations had been proposed for the Fiscal Year beginning on July 1, 2010 and ending on June 30, 2011, in accordance with the provisions of the Charter of the City of New York.**

By Council Member Recchia.

**Whereas**, on May 6, 2010, pursuant to the Section 104 (a) of the Charter of the City of New York (the "Charter"), the Mayor of the City of New York (the "Mayor") submitted, to the Council of the City of New York (the "Council"), the contract budget setting forth, by agency, categories of contractual services for which appropriations had been proposed for the fiscal year beginning on July 1, 2010 and ending on June 30, 2011 ("Proposed Fiscal 2011 Contract Budget"); and

**Whereas**, pursuant to Section 104 (g) of the Charter, the Council may increase, decrease, add or omit any amount in the Proposed Fiscal 2011 Contract Budget, or change any terms and conditions of the amount in that category subject to further provisions therein;

NOW, THEREFORE, be it resolved by The Council of The City of New York as follows:

**Section 1. Adoption of the Contract Budget for Fiscal 2011.** The Council hereby adopts the Proposed Fiscal 2011 Contract Budget, as modified to reflect increases, decreases, additions or omissions of such amounts as set forth in the schedules hereto.

**§ 2. Effective Date.** This resolution shall take effect as of the date hereof

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN,

DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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-92

**Report of the Committee on Finance in favor of approving, as modified, a Communication from the Mayor in regard to submitting the Executive Capital Budget for Fiscal Year 2011, pursuant to Section 249 of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on May 12, 2010 (Minutes, page 1588), respectfully

**REPORTS:**

*After careful and due deliberation on this matter, this Committee recommended the approval of Capital Budget for Fiscal Year 2011, as modified.*

**(For text of Res A and Res B, please see the attachments to Res Nos. 325 and 326 below, respectively; for text of the related Supporting Detail for Fiscal Year 2011/Changes to the Executive Capital Budget, please see Part II of these Minutes of the State Council Meeting of June 29, 2010)**

Accordingly, this Committee recommends the adoption of M-92 & Res Nos. 325 & 326.

In connection herewith, Council Member Recchia offered the following two resolutions (Res Nos. 325 & 326):

Res. No. 325

**Resolution by the New York City Council pursuant to section 254 of the New York City Charter, that the Capital Budget for Fiscal Year 2011 and Capital Program, being the Executive Capital Budget for Fiscal Year 2011 and program as submitted by the Mayor and by the Borough Presidents pursuant to Section 249 of the New York City Charter, including rescindment of amounts from prior Capital Budgets, be and the same are hereby approved in accordance with the following Schedule of Changes (Resolution A).**

By Council Member Recchia.

**RESOLVED**, by the New York City Council pursuant to Section 254 of the New York City Charter, that the Capital Budget for the Fiscal Year 2011 and Capital Program, being the Executive Capital Budget for Fiscal Year 2011 and Program as submitted by the Mayor and by the Borough Presidents pursuant to Section 249 of the New York City Charter, including rescindment of amounts from prior Capital Budgets, be and the same are hereby approved in accordance with the following schedule of changes. (Resolution A)

**ATTACHMENT:**

The City of New York



**Fiscal Year 2011 Changes  
To the Executive Capital Budget  
Adopted by the City Council**

*Pursuant to Section 254 of the City Charter*

**RESOLUTION A**

*Resolved, by the Council, pursuant to section 254 of the New York City Charter, that the Capital Budget for Fiscal Year 2011 and capital program, being the Executive Capital Budget for Fiscal Year 2011 and program as submitted by the Mayor on May 6, 2010, and by the Borough Presidents pursuant to section 249 of the New York City Charter including rescindment of amounts from prior capital budgets, be and the same are hereby approved in accordance with the following schedule of changes.*

		FY 2011 APPROPRIATION CHANGES CHANGES TO PART I PURSUANT TO SECTION 254 OF THE CITY CHARTER				PAGE: 1
BUDGET LINE	TITLE	FY 2011	FY 2012	THREE YEAR PROGRAM		
				FY 2013	FY 2014	
DEPARTMENT FOR THE AGING						
AG-DN130	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE DOROT FOUNDATION.	0	0	ELIMINATE 0	0	
		48,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)	
AG-DN235	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE LENOX HILL NEIGHBORHOOD ASSOCIATION.	0	0	ELIMINATE 0	0	
		97,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)	
AG-DN380	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SERVICES NOW FOR ADULT PERSONS, INC. (SNAP) .	0	0	ELIMINATE 0	0	
		1,750,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)	
AG-DN410	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SENIOR ACTION IN A GAY ENVIRONMENT (SAGE).	1,166,000(CN)	0(CN)	(NEW PROJECT) 0(CN)	0(CN)	

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
DEPARTMENT FOR THE AGING					
AG-DN466	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE JAMAICA SERVICE PROGRAM FOR OLDER ADULTS (JSPOA).	416,000 (CN)	0 (CN)	0 (CN)	0 (CN)

FY 2011 APPROPRIATION CHANGES  
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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
ADMIN FOR CHILDREN'S SERVICES					
CS-DN012	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR THE GREATER RIDGEWOOD YOUTH COUNCIL.	0	0	ELIMINATE	0
		709,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
CS-DN312	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE WURMSBIE CENTER FOR CHILD DEVELOPMENT.	0	0	ELIMINATE	0
		276,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
CS-MD02	CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING SITE ACQUISITION, FURNISHINGS AND EQUIPMENT FOR FACILITIES FOR ACS, MANHATTAN	0	0	ELIMINATE	0
		80,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
COURTS					
CO-281	120 SCHEMMEBORN ST. - BROOKLYN COURT FACILITY - CONSTRUCTION, RECONSTRUCTION, MODERNIZATION, EQUIPMENT, IMPROVEMENT, RENOVATIONS AND OUTFITTING.	2,299,999 (CN)	400,000 (CN)	ELIMINATE	0 (CN)
		10,299,999 (CN)	400,000 (CN)	SUBSTITUTE	0 (CN)
CO-309	SITE ACQUISITION BUILDING CONSTRUCTION, RECONSTRUCTION, ACQUISITION, ADDITIONS, SYSTEMS AND IMPROVEMENTS, AND RELATED EQUIPMENT PURCHASES AND REQUIRED INCIDENTAL WORK, FOR DORMITORY AUTHORITY OF THE STATE OF NEW YORK MANAGED CITY COURT FACILITIES CAPITAL PROJECTS INCLUDED IN THE NEW YORK COURT FACILITIES MASTER PLAN, CITYWIDE.	0	0	ELIMINATE	0
		59,494,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
EDUCATION					
E-D001	CITY COUNCIL ADDITIONS TO THE FIVE YEAR EDUCATIONAL FACILITIES CAPITAL PLAN PURSUANT TO SECTION 254 OF THE NEW YORK CITY CHARTER. PROJECTS INCLUDE MODERNIZATION AND RECONSTRUCTION OF AND IMPROVEMENTS TO SCHOOLS, PLAYGROUNDS, ATHLETIC FIELDS AND OTHER EDUCATIONAL FACILITIES AND THE PURCHASE OF COMPUTERS AND OTHER EQUIPMENT, CITYWIDE.	0	0	ELIMINATE	0
		97,138,000 (CN)	1,413,000 (CN)	SUBSTITUTE	0 (CN)
E-D4001	(NEW PROJECT) FIT - CONSTRUCTION, RECONSTRUCTION, ADDITIONS TO COLLEGE CAMPUS FACILITIES, PURCHASE OF COMPUTER AND OTHER EQUIPMENT AND SYSTEMS, AND SITE ACQUISITION.	500,000 (CN)	2,000,000 (CN)	(NEW PROJECT)	0 (CN)
E-XN059	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE CIVIC BUILDERS FOR THE BRONX CHARTER SCHOOL FOR THE ARTS.	500,000 (CN)	0 (CN)	(NEW PROJECT)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
ECONOMIC DEVELOPMENT					
ED-DN032	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ARVERNE-BY-SEA YOUNG MEN'S CHRISTIAN ASSOCIATION (YMCA).	0	0	ELIMINATE	0
		1,870,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
ED-DN059	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BROOKLYN CENTER FOR THE URBAN ENVIRONMENT.	0	0	ELIMINATE	0
		1,324,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
CHANGE TITLE TO READ: CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR FAMILY HOME CARE SERVICES OF BROOKLYN AND QUEENS, INC.					
ED-DN408	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SUN DOMESTIC MEDICAL CENTER.	0	0	ELIMINATE	0
		1,025,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
ECONOMIC DEVELOPMENT					
ED-DN447	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE WASHINGTON HEIGHTS YOUNG MEN'S AND YOUNG WOMEN'S HEBREW ASSOCIATION (YM & YWHA).	0	0	ELIMINATE	0
		750,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
ED-DN632	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BROOKLYN WORKFORCE INNOVATIONS.	121,000 (CN)	0 (CN)	(NEW PROJECT)	0 (CN)
ED-DN633	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MANUFACTURING AND INDUSTRIAL INVESTMENT FUND.	0 (CN)	10,000,000 (CN)	(NEW PROJECT)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
ECONOMIC DEVELOPMENT					
ED-DN733	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE HISPANIC INFORMATION TELEVISION NETWORK.	6,342,000 (CN)	0 (CN)	(NEW PROJECT)	0 (CN)
ED-D075	ACQUISITION, SITE DEVELOPMENT, CONSTRUCTION AND RECONSTRUCTION, INCLUDING EQUIPMENT AND OTHER PURCHASES, FOR INDUSTRIAL AND COMMERCIAL REDEVELOPMENT AND PROJECTS WITH A CITY PURPOSE, CITYWIDE	66,000 (CN)	0 (CN)	ELIMINATE	0 (CN)
		2,066,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
ED-D319	CITY COUNCIL FUNDING FOR THE BROOKLYN NAVY YARD INDUSTRIAL PARK, ACQUISITION, CONSTRUCTION, RECONSTRUCTION, CLEARANCE, DEVELOPMENT AND IMPROVEMENTS INCLUDING EQUIPMENT AND OTHER PURCHASES, BROOKLYN	0	0	ELIMINATE	0
		2,300,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
ED-D384	CITY COUNCIL FUNDING FOR COMMERCIAL REVITALIZATION, STREET AND SIDEWALK IMPROVEMENTS, CITYWIDE	227,000 (CN)	0 (CN)	ELIMINATE	0 (CN)
		1,202,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
ECONOMIC DEVELOPMENT					
ED-DN069	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BROOKLYN CENTER FOR THE URBAN ENVIRONMENT.	0	0	ELIMINATE	0
		0	0	SUBSTITUTE	0
CHANGE TITLE TO READ: CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR FAMILY HOME CARE SERVICES OF BROOKLYN AND QUEENS, INC.					
ED-DN069	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BROOKLYN CENTER FOR THE URBAN ENVIRONMENT.	0	0	ELIMINATE	0
		0	0	SUBSTITUTE	0
CHANGE TITLE TO READ: CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR FAMILY HOME CARE SERVICES OF BROOKLYN AND QUEENS, INC.					

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
FIRE					
F-D109	CITY COUNCIL FUNDED VEHICLES AND EQUIPMENT: ACQUISITION OF FIREFIGHTING VEHICLES, AUXILIARY TRUCKS, APPARATUS AND EQUIPMENT, CITYWIDE	0	0	0	0
				ELIMINATE	
				SUBSTITUTE	
		120,000 (CN)	0 (CN)	0 (CN)	0 (CN)
F-D175	CITY COUNCIL FUNDING FOR ACQUISITION, CONSTRUCTION, RECONSTRUCTION, ADDITIONS AND IMPROVEMENTS TO ALL BUILDINGS AND FACILITIES, INCLUDING EQUIPMENT AND FURNISHINGS, AND THE PURCHASE OF EQUIPMENT AND VEHICLES, CITYWIDE	0	0	0	0
				ELIMINATE	
				SUBSTITUTE	
		250,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
HOUSING & DEVELOPMENT					
HD-DN003	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE FIFTH AVENUE COMMITTEE, INC. (FAC).	0	0	0	0
				ELIMINATE	
				SUBSTITUTE	
		315,000 (CN)	0 (CN)	0 (CN)	0 (CN)
HD-DN005	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE ABYSSINIAN DEVELOPMENT CORP.	0	0	0	0
				ELIMINATE	
				SUBSTITUTE	
		1,000,000 (CN)	0 (CN)	0 (CN)	0 (CN)
HD-DN081	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE COMMUNITY LEAGUE OF THE HEIGHTS/BULGER CENTER FOR COMMUNITY LIFE.	0	0	0	0
				ELIMINATE	
				SUBSTITUTE	
		1,000,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
HOUSING AUTHORITY					
HA-D001	CITY COUNCIL FUNDING FOR CAPITAL SUBSIDIES TO HOUSING AUTHORITY FOR CAPITAL PROJECTS, PROVIDED PURSUANT TO SECTION 102 OF THE PUBLIC HOUSING LAW AND FOR OTHER NYCHA DEVELOPMENT CAPITAL IMPROVEMENTS, CITYWIDE	0	0	0	0
				ELIMINATE	
				SUBSTITUTE	
		13,844,000 (CN)	1,000,000 (CN)	0 (CN)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
HOUSING & DEVELOPMENT					
HD-DN118	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE URBAN HOMESTEADING ASSISTANCE BOARD (UHAAB).	0	0	0	0
				ELIMINATE	
				SUBSTITUTE	
		3,000,000 (CN)	0 (CN)	0 (CN)	0 (CN)
HD-DN262	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE MET COUNCIL ON JEWISH POVERTY.	0	0	0	0
				ELIMINATE	
				SUBSTITUTE	
		1,104,000 (CN)	0 (CN)	0 (CN)	0 (CN)
HD-DN376 (NEW PROJECT)	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE SELFHYP COMMUNITY SERVICES, INC - SELFHYP (KVII) HDPC.	400,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				(NEW PROJECT)	

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
HOUSING & DEVELOPMENT					
HD-DN396	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE INTERVALE OWNERS, LLC.	500,000(CN)	0(CN)	0(CN)	0(CN)
HD-DN469	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE CAMEA.	0	0	ELIMINATE 0	0
		1,000,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)
HD-DN481	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE YOCO REAL ESTATE COMPANY, INC.	600,000(CN)	0(CN)	0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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HOUSING & DEVELOPMENT					
HD-DN489	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE PROVIDENCE HOUSE, INC.	500,000(CN)	0(CN)	0(CN)	0(CN)
HD-DN496	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE RIDGEWOOD BUSHWICK SENIOR CITIZENS COUNCIL, INC.	0	0	ELIMINATE 0	0
		800,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)
HD-DN503	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE SOUTH BRONX OVERALL ECONOMIC DEVELOPMENT CORPORATION (SOBRO).	0	0	ELIMINATE 0	0
		750,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
HOUSING & DEVELOPMENT					
HD-DN518	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE WE STAY/NOB QUIDAMUS COMMITTEE.	500,000(CN)	0(CN)	0(CN)	0(CN)
HD-DN525	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE NYC PARTNERSHIP HOUSING DEVELOPMENT FUND CORPORATION, INC.	0	0	ELIMINATE 0	0
		500,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)
HD-DN545	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE CLINTON HOUSING DEVELOPMENT CORPORATION.	0	0	ELIMINATE 0	0
		678,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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HOUSING & DEVELOPMENT					
HD-DN554	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE CATHOLIC CHARITIES PROGRESS OF PEOPLES DEVELOPMENT CORPORATION - HOWARD BEACH RESIDENCE FOR SENIORS.	500,000(CN)	0(CN)	0(CN)	0(CN)
HD-DN558	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE YMCA/COONEY ISLAND COMMONS COMMUNITY CENTER.	0	0	ELIMINATE 0	0
		1,000,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)
HD-DN609	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE PEOPLES FIREHOUSE INC.	0(CN)	350,000(CN)	0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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HOUSING & DEVELOPMENT					
HD-DN621	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE RIDGWOOD BUSHWICK SENIOR CITIZEN COUNCIL.	1,000,000 (CN)	0 (CN)	0 (CN)	0 (CN)
HD-DN635	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE BROADWAY HOUSING COMMUNITIES, INC	2,000,000 (CN)	0 (CN)	0 (CN)	0 (CN)
HD-DN637	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE NYC PARTNERSHIP HOUSING DEVELOPMENT FUND COMPANY, INC - NEWBOLD AVENUE APARTMENTS.	1,500,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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HOUSING & DEVELOPMENT					
HD-DN647	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE CYPRESS HILLS LLC.	1,000,000 (CN)	0 (CN)	0 (CN)	0 (CN)
HD-DN650	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE FRIENDS HOUSE SHELTER.	100,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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HOMELESS SERVICES					
HH-D112	CITY COUNCIL FUNDING FOR CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING SITE ACQUISITION, OF FACILITIES FOR HOMELESS INDIVIDUALS, CITYWIDE	0	0	0	0
		250,000 (CN)	1,000,000 (CN)	0 (CN)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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HOUSING & DEVELOPMENT					
HD-DN641	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE NAVY YARD DEVELOPMENT HOUSING FUND.	250,000 (CN)	0 (CN)	0 (CN)	0 (CN)
HD-DN642	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE PROCIDA CONSTRUCTION CORE - PROCIDA/ERISA AFFORDABLE HOUSING.	1,000,000 (CN)	0 (CN)	0 (CN)	0 (CN)
HD-DN646	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE CENTER FOR URBAN COMMUNITY SERVICES INC.	500,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
HEALTH					
HL-DN014	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ALBERT EINSTEIN COLLEGE OF MEDICINE.	0	0	ELIMINATE 0	0
		1,000,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
HL-DN049	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BELLEVUE HOSPITAL CENTER.	0	0	ELIMINATE 0	0
		0	0	0	0
				SUBSTITUTE	
CHANGE TITLE TO READ: CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR NYU SCHOOL OF MEDICINE.					
HL-DN079	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE TERENCE CARDINAL COOKE HEALTH CARE CENTER.	683,000 (CN)	0 (CN)	(NEW PROJECT) 0 (CN)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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HEALTH					
HL-DN108	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE COLUMBIA UNIVERSITY MEDICAL CENTER.	0	0	ELIMINATE 0	0
		561,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
HL-DN136	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE EPISCOPAL HEALTH SERVICES INC.	0	0	ELIMINATE 0	0
		1,612,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
HL-DN147	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BRONX REGIONAL HEALTH INFORMATION ORGANIZATION (BRONX RHIO).	0	0	ELIMINATE 0	0
		980,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
HL-DN164	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE WILLIAM F. RYAN COMMUNITY HEALTH CENTER.	0	0	ELIMINATE 0	0
		196,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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HEALTH					
HL-DN166	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BROOKDALE MEDICAL CENTER.	0	0	ELIMINATE 0	0
		700,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
HL-DN189	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE HOSPITAL FOR SPECIAL SURGERY.	0	0	ELIMINATE 0	0
		613,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
HL-DN201	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR NEW YORK BLOOD CENTER.	0	0	ELIMINATE 0	0
		286,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
HL-DN202	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE JAMAICA HOSPITAL MEDICAL CENTER.	0	0	ELIMINATE 0	0
		1,667,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	

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HEALTH					
HL-DN228	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE KINGSBROOK JEWISH MEDICAL CENTER.	0	0	ELIMINATE 0	0
		1,691,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
HL-DN252	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE LUTHERAN MEDICAL CENTER.	0	0	ELIMINATE 0	0
		1,757,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
HL-DN254	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE WAINWOBES MEDICAL CENTER.	0	0	ELIMINATE 0	0
		1,700,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
HL-DN271	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MOUNT SINAI ADOLESCENT HEALTH CENTER.	0	0	ELIMINATE 0	0
		210,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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HEALTH					
HL-DN273	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MOUNT SINAI HOSPITAL OF QUEENS.	0	0	ELIMINATE 0	0
		1,800,000 (CN)	0 (CN)	SUBSTITUTE 0 (CN)	0 (CN)
HL-DN275	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE METROPOLITAN SERRAN HOME CARE, INC.	0	0	ELIMINATE 0	0
		237,000 (CN)	0 (CN)	SUBSTITUTE 0 (CN)	0 (CN)
HL-DN305	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR NEW YORK HOSPITAL QUEENS.	0	0	ELIMINATE 0	0
		820,000 (CN)	0 (CN)	SUBSTITUTE 0 (CN)	0 (CN)
HL-DN308	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NEW YORK UNIVERSITY COLLEGE OF DENTISTRY.	0	0	ELIMINATE 0	0
		750,000 (CN)	0 (CN)	SUBSTITUTE 0 (CN)	0 (CN)

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HEALTH					
HL-DN328	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR PLANNED PARENTHOOD OF NEW YORK CITY.	0	0	ELIMINATE 0	0
		93,000 (CN)	0 (CN)	SUBSTITUTE 0 (CN)	0 (CN)
HL-DN336	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE PROJECT RENAISSANCE.	359,000 (CN)	0 (CN)	(NEW PROJECT) 0 (CN)	0 (CN)
HL-DN346	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE RICHMOND UNIVERSITY MEDICAL CENTER.	0	0	ELIMINATE 0	0
		794,000 (CN)	0 (CN)	SUBSTITUTE 0 (CN)	0 (CN)
HL-DN367	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR SAINT MARY'S HOSPITAL FOR CHILDREN.	0	0	ELIMINATE 0	0
		1,308,000 (CN)	0 (CN)	SUBSTITUTE 0 (CN)	0 (CN)

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HEALTH					
HL-DN404	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE STATEN ISLAND UNIVERSITY HOSPITAL.	0	0	ELIMINATE 0	0
		425,000 (CN)	0 (CN)	SUBSTITUTE 0 (CN)	0 (CN)
HL-DN415	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE JEWISH GUILD FOR THE BLIND.	1,000,000 (CN)	0 (CN)	(NEW PROJECT) 0 (CN)	0 (CN)
HL-DN440	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE URBAN HEALTH PLAN, INC.	0	0	ELIMINATE 0	0
		2,000,000 (CN)	0 (CN)	SUBSTITUTE 0 (CN)	0 (CN)
HL-DN530	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE AIDS SERVICE CENTER.	0	0	ELIMINATE 0	0
		122,000 (CN)	0 (CN)	SUBSTITUTE 0 (CN)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
HEALTH					
HL-DN562	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NEW YORK METHODIST HOSPITAL.	0	0	ELIMINATE 0	0
		333,000 (CN)	0 (CN)	SUBSTITUTE 0 (CN)	0 (CN)
HL-DN563	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NYU HOSPITALS CENTER.	0	0	ELIMINATE 0	0
		2,500,000 (CN)	0 (CN)	SUBSTITUTE 0 (CN)	0 (CN)
HL-DN647	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MENORAH HOME AND HOSPITAL FOR THE AGED AND INFIRM.	717,000 (CN)	0 (CN)	(NEW PROJECT) 0 (CN)	0 (CN)

BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
HIGHER EDUCATION					
HN-D002	CITY COUNCIL FUNDS FOR CITY UNIVERSITY ALTERATIONS AND COMPREHENSIVE RENOVATIONS TO BUILDINGS AND CAMPUSES, INCLUDING PURCHASES OF EQUIPMENT AND SITE ACQUISITION, CITYWIDE	0	0	ELIMINATE	0
		7,585,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
HN-D003	CITY COUNCIL FUNDING FOR CITY UNIVERSITY PURCHASES OF ELECTRONIC DATA PROCESSING EQUIPMENT FOR ADMINISTRATIVE AND INSTRUCTIONAL PURPOSES IN THE COMMUNITY COLLEGES, CITYWIDE	0	0	ELIMINATE	0
		820,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
HN-D004	CITY COUNCIL FUNDING FOR CITY UNIVERSITY IMPROVEMENTS, ALTERATIONS, AND COMPREHENSIVE RENOVATIONS TO BUILDINGS AND CAMPUSES, INCLUDING THE PURCHASE AND INSTALLATION OF COMPUTER AND OTHER EQUIPMENT AND SYSTEMS, CITYWIDE	0	0	ELIMINATE	0
		20,390,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
HN-D005	CITY COUNCIL FUNDING FOR CONSTRUCTION, RECONSTRUCTION, ADDITIONS TO COLLEGE CAMPUS FACILITIES, PURCHASE OF COMPUTER AND OTHER EQUIPMENT AND SYSTEMS, AND SITE ACQUISITION, CITYWIDE	0	0	ELIMINATE	0
		450,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)

BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
HEALTH & HOSPITALS CORP.					
HO-D003	CITY COUNCIL FUNDING FOR ALL BUILDINGS, ALL BOROUGHES, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, MODERNIZATION, FIRE PREVENTION AND ELEVATOR REPLACEMENTS, FOR THE NEW YORK CITY HEALTH AND HOSPITALS CORPORATION.	0	0	ELIMINATE	0
		11,404,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)

BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
HUMAN RESOURCES					
HR-D0103	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC RETIREMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE CITY HARVEST, INC.	0	0	ELIMINATE	0
		90,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
HR-D0420	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC RETIREMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE FY 2005 NEUTRAL PROGRAM FOR THE GREENWICH HOUSE.	860,000 (CN)	0 (CN)	(NEW PROJECT)	0 (CN)
HR-D062	CITY COUNCIL FUNDING FOR THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING FURNISHINGS AND EQUIPMENT, FOR SITES AND FACILITIES OF THE HUMAN RESOURCES ADMINISTRATION AND OTHER PROJECTS WITH A CITY PURPOSE	0	0	ELIMINATE	0
		600,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
HR-Q0145	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC RETIREMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ELMCOR YOUTH AND ADULT ACTIVITIES, INC.	2,453,000 (CN)	0 (CN)	(NEW PROJECT)	0 (CN)

BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
HIGHWAYS					
HW-D101	CITY COUNCIL FUNDING FOR THE CONSTRUCTION, RECONSTRUCTION AND RESURFACING OF STREETS AND ALL REQUIRED ANCILLARY STREET WORK, BROOKLYN.	0	0	ELIMINATE	0
		700,000 (CN)	1,000,000 (CN)	SUBSTITUTE	0 (CN)
HW-D102	CITY COUNCIL FUNDING FOR THE CONSTRUCTION, RECONSTRUCTION AND RESURFACING OF STREETS AND ALL REQUIRED ANCILLARY WORK AND CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS OF SIDEWALKS AND STREETSCAPE AMENITIES, MANHATTAN.	0	0	ELIMINATE	0
		3,200,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
HW-D103	CITY COUNCIL FUNDING FOR THE CONSTRUCTION, RECONSTRUCTION AND RESURFACING OF STREETS AND ALL REQUIRED ANCILLARY STREET WORK, QUEENS	0	0	ELIMINATE	0
		8,275,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
HW-D104	CITY COUNCIL FUNDING FOR THE CONSTRUCTION, RECONSTRUCTION AND RESURFACING OF STREETS AND ALL REQUIRED ANCILLARY WORK, STATEN ISLAND	0	0	ELIMINATE	0
		3,040,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
HW-D105	CITY COUNCIL FUNDING FOR THE CONSTRUCTION, RECONSTRUCTION AND RESURFACING OF STREETS AND ALL REQUIRED ANCILLARY STREET WORK, THE BRONX	0	0	ELIMINATE	0
		150,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)
HW-D200	CITY COUNCIL FUNDING FOR SIDEWALK AND CURB CONSTRUCTION, FENCING VACANT LOTS, FILLING SUNKEN LOTS, CITYWIDE.	0	0	ELIMINATE	0
		300,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
NEW YORK RESEARCH LIBRARY					
1-D002	CITY COUNCIL FUNDING FOR THE RECONSTRUCTION, REHABILITATION, IMPROVEMENT, INITIAL OUTFITTING AND PURCHASES OF FURNITURE AND EQUIPMENT, NEW YORK PUBLIC LIBRARY CENTRAL RESEARCH BUILDINGS-SCHOMBURG, LINCOLN CENTER, CENTRAL ANNEX AND OTHER LOCATIONS, MANHATTAN.	0	0	0	0
				ELIMINATE	
				SUBSTITUTE	
		1,750,000(CN)	0(CN)	0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
NEW YORK PUBLIC LIBRARY					
LN-D008	CITY COUNCIL FUNDING FOR SITE ACQUISITION, RECONSTRUCTION, CONSTRUCTION, REHABILITATION, IMPROVEMENTS, INCLUDING ACQUISITION OF FURNITURE AND EQUIPMENT FOR FACILITIES OF THE NEW YORK PUBLIC LIBRARY, CITYWIDE.	0	0	0	0
				ELIMINATE	
				SUBSTITUTE	
		21,210,000(CN)	2,000,000(CN)	2,000,000(CN)	2,000,000(CN)
LN-R001	CONSTRUCTION, RECONSTRUCTION, REHABILITATION, IMPROVEMENTS, SITE ACQUISITION, INITIAL OUTFITTING AND PURCHASES OF FURNITURE AND EQUIPMENT FOR BRANCH LIBRARIES, STATEN ISLAND	0	0	0	0
				ELIMINATE	
				SUBSTITUTE	
		12,000(CN)	0(CN)	0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
BROOKLYN PUBLIC LIBRARY					
LB-D104	CITY COUNCIL FUNDING FOR THE CONSTRUCTION, RECONSTRUCTION, REHABILITATION, IMPROVEMENTS, SITE ACQUISITION, INITIAL OUTFITTING AND PURCHASES OF FURNITURE AND EQUIPMENT FOR BRANCH LIBRARIES, BROOKLYN	0	0	0	0
				ELIMINATE	
				SUBSTITUTE	
		8,800,000(CN)	0(CN)	0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
QUEENS BOROUGH PUB. LIB.					
LQ-D122	CITY COUNCIL FUNDING FOR THE CONSTRUCTION, RECONSTRUCTION, REHABILITATION, IMPROVEMENTS, SITE ACQUISITION, INITIAL OUTFITTING AND PURCHASES OF FURNITURE AND EQUIPMENT FOR BRANCH LIBRARIES, QUEENS	165,000(CN)	0(CN)	0(CN)	0(CN)
				ELIMINATE	
				SUBSTITUTE	
		14,140,000(CN)	0(CN)	0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
PARKS					
P-DN510	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NEW YORK RESTORATION PROJECT (NYRP).	0	0	ELIMINATE 0	0
		503,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)
P-DN665	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE FY 2005 NEUTRAL PROGRAM FOR THE CITY PARKS FOUNDATION.	250,000(CN)	0(CN)	(NEW PROJECT) 0(CN)	0(CN)
P-D017	CITY COUNCIL FUNDING FOR MISCELLANEOUS PARKS, PARKWAYS, PLAYGROUNDS AND STRUCTURES: CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, BROOKLYN	0	0	ELIMINATE 0	0
		32,340,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)
P-D018	CITY COUNCIL FUNDING FOR MISCELLANEOUS PARKS, PARKWAYS, PLAYGROUNDS AND STRUCTURES: CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, MANHATTAN	241,000(CN)	0(CN)	ELIMINATE 0(CN)	0(CN)
		14,968,000(CN)	400,000(CN)	SUBSTITUTE 0(CN)	0(CN)
P-D019	CITY COUNCIL FUNDING FOR MISCELLANEOUS PARKS, PARKWAYS, PLAYGROUNDS AND STRUCTURES: CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, QUEENS	0	0	ELIMINATE 0	0
		15,480,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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PARKS					
P-D020	CITY COUNCIL FUNDING FOR MISCELLANEOUS PARKS, PARKWAYS, PLAYGROUNDS AND STRUCTURES: CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, STATEN ISLAND	0	0	ELIMINATE 0	0
		3,900,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)
P-D021	CITY COUNCIL FUNDING FOR MISCELLANEOUS PARKS, PARKWAYS, PLAYGROUNDS AND STRUCTURES: CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, THE BRONX	0	0	ELIMINATE 0	0
		10,281,000(CN)	500,000(CN)	SUBSTITUTE 0(CN)	0(CN)
P-D056	CITY COUNCIL FUNDING FOR THE ACQUISITION OF PROPERTY FOR PLAYGROUNDS AND PARKS, CITYWIDE.	0	0	ELIMINATE 0	0
		2,000,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)
P-D822	CITY COUNCIL FUNDING FOR COMPREHENSIVE PROGRAMS FOR STREET AND PARK TREE REHABILITATION, REPLACEMENT AND PLANTING, CITYWIDE	0	0	ELIMINATE 0	0
		400,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)
	CHANGE TITLE TO READ: CITY COUNCIL FUNDING FOR COMPREHENSIVE PROGRAMS FOR GREEN STREETS, STREET AND PARK TREE REHABILITATION, REPLACEMENT AND PLANTING, CITYWIDE				
P-D933	PURCHASE OF AUTOMOTIVE AND OTHER EQUIPMENT HAVING A UNIT COST OF AT LEAST \$35,000 AND A LIFE EXPECTANCY OF AT LEAST FIVE YEARS FOR USE BY THE DEPARTMENT OF PARKS AND RECREATION	0	0	ELIMINATE 0	0
		85,000(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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PARKS					
P-R822	REPLACEMENT AND PLANTING OF STREET AND PARK TREES, BROOKLYN	2,000,058(CN)	0(CN)	ELIMINATE 0(CN)	0(CN)
	CHANGE TITLE TO READ: GREEN STREETS, REPLACEMENT AND PLANTING OF STREET AND PARK TREES, BROOKLYN	2,000,058(CN)	0(CN)	SUBSTITUTE 0(CN)	0(CN)
P-M822	REPLACEMENT AND PLANTING OF STREET AND PARK TREES, MANHATTAN	0	0	ELIMINATE 0	0
	CHANGE TITLE TO READ: GREEN STREETS, REPLACEMENT AND PLANTING OF STREET AND PARK TREES, MANHATTAN	0	0	SUBSTITUTE 0	0
P-Q822	STREET AND PARK TREE REHABILITATION, REPLACEMENT AND PLANTING, QUEENS	0	0	ELIMINATE 0	0
	CHANGE TITLE TO READ: GREEN STREETS, STREET AND PARK TREE REHABILITATION, REPLACEMENT AND PLANTING, QUEENS	0	0	SUBSTITUTE 0	0
P-R822	STREET AND PARK TREE REHABILITATION, REPLACEMENT AND PLANTING, STATEN ISLAND	0	0	ELIMINATE 0	0
	CHANGE TITLE TO READ: GREEN STREETS, STREET AND PARK TREE REHABILITATION, REPLACEMENT AND PLANTING, STATEN ISLAND	0	0	SUBSTITUTE 0	0

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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PARKS					
P-X822	STREET AND PARK TREE REHABILITATION, REPLACEMENT AND PLANTING, THE BRONX	0	0	ELIMINATE 0	0
	CHANGE TITLE TO READ: GREEN STREETS, STREET AND PARK TREE REHABILITATION, REPLACEMENT AND PLANTING, THE BRONX	0	0	SUBSTITUTE 0	0
P-56	ACQUISITION OF PROPERTY FOR PLAYGROUNDS AND PARKS, CITYWIDE.	103,415,348(CN) 500,000(P)	0(CN) 0(P)	ELIMINATE 0(CN) 0(P)	0(CN) 0(P)
		91,815,348(CN) 500,000(P)	0(CN) 0(P)	SUBSTITUTE 0(CN) 0(P)	0(CN) 0(P)
P-822	STREET AND PARK TREE REHABILITATION, REPLACEMENT AND PLANTING, CITYWIDE	24,840,158(CN)	24,021,000(CN)	ELIMINATE 38,963,000(CN)	29,064,000(CN)
	CHANGE TITLE TO READ: GREEN STREETS, STREET AND PARK TREE REHABILITATION, REPLACEMENT AND PLANTING, CITYWIDE	24,840,158(CN)	24,021,000(CN)	SUBSTITUTE 38,963,000(CN)	29,064,000(CN)
P-1018	CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS IN REGIONAL, LARGE AND NEIGHBORHOOD PARKS, PLAYGROUNDS AND OTHER FACILITIES, CITYWIDE	15,975,969(CN) 1,795,200(P) 15,014,582(P)	0(CN) 0(P) 0(P)	ELIMINATE 31,460,528(CN) 0(P) 0(P)	17,739,000(CN) 0(P) 0(P)
		27,075,969(CN) 1,795,200(P) 15,014,582(P)	0(CN) 0(P) 0(P)	SUBSTITUTE 31,460,528(CN) 0(P) 0(P)	17,739,000(CN) 0(P) 0(P)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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POLICE					
PO-D001	CITY COUNCIL FUNDING FOR ALL BOROUGHES: ACQUISITION, RECONSTRUCTION, REHABILITATION, MODERNIZATION OF BUILDINGS, EQUIPMENT, OFF-STREET PARKING; SITE PREPARATION; AND WATERFRONT PROPERTY DEVELOPMENT.	105,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			ELIMINATE		
		605,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		
PO-D046	PURCHASE AND INSTALLATION OF ULTRA HIGH FREQUENCY RADIO TELEPHONE EQUIPMENT FOR MOBILE UNITS AND ALL OTHER COMMUNICATION SYSTEMS, ALL BOROUGHES	0	0	0	0
			ELIMINATE		
		275,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		
PO-D079	CITY COUNCIL FUNDING FOR THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION, ADDITIONS AND IMPROVEMENTS TO PROPERTY, INCLUDING SITE IMPROVEMENTS, WATERFRONT DEVELOPMENT, OFF-STREET PARKING, BUILDINGS AND EQUIPMENT, FOR THE POLICE DEPARTMENT, CITYWIDE	0	0	0	0
			ELIMINATE		
		600,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		
PO-D185	CITY COUNCIL FUNDING FOR THE PURCHASE OF VEHICLES AND OTHER EQUIPMENT FOR USE BY THE POLICE DEPARTMENT, CITYWIDE	0	0	0	0
			ELIMINATE		
		250,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		
PO-1	(NEW PROJECT)  PURCHASE AND INSTALLATION OF SECURITY CAMERA SYSTEMS IN CITY-OWNED PARKS, STATEN ISLAND	500,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			(NEW PROJECT)		

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CULTURAL INSTITUTIONS					
FV-DN010	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE AFRIKAN POETRY THEATRE.	0	0	0	0
			ELIMINATE		
		56,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		
FV-DN027	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE APOLLO THEATER FOUNDATION.	0	0	0	0
			ELIMINATE		
		132,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		
FV-DN038	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ATLANTIC THEATER COMPANY.	0	0	0	0
			ELIMINATE		
		200,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		
FV-DN067	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE WHITNEY MUSEUM OF AMERICAN ART.	1,000,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			ELIMINATE		
		2,500,000 (CN)	2,500,000 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		

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CULTURAL INSTITUTIONS					
FV-DN072	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BROOKLYN HISTORICAL SOCIETY.	0	0	0	0
			ELIMINATE		
		350,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		
FV-DN088	(NEW PROJECT)  CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BRIC ARTS MEDIA BROOKLYN.	0 (CN)	750,000 (CN)	0 (CN)	0 (CN)
			(NEW PROJECT)		
			ELIMINATE		
FV-DN122	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE DANCE THEATER OF HARLEM, INC.	0	0	0	0
			ELIMINATE		
		0 (CN)	2,000,000 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		
FV-DN131	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE DOWNTOWN ART/ALPHA OMEGA YOUTH CENTER.	0	0	0	0
			ELIMINATE		
		300,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		

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CULTURAL INSTITUTIONS					
FV-DN132	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE DOWNTOWN COMMUNITY TELEVISION CENTER (DCTV).	0	0	0	0
			ELIMINATE		
		105,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		
FV-DN144	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE STREB/RINGSIDE.	0	0	0	0
			ELIMINATE		
		24,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		
FV-DN162	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE FRANKLIN H. WILLIAMS CARIBBEAN CULTURAL CENTER AFRICAN DIASPORA INSTITUTE (CCADI).	0	0	0	0
			ELIMINATE		
		125,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		
FV-DN176	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE GUGGENHEIM MUSEUM.	0	0	0	0
			ELIMINATE		
		227,000 (CN)	0 (CN)	0 (CN)	0 (CN)
			SUBSTITUTE		

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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CULTURAL INSTITUTIONS					
PV-DN180	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ART LAB AT THE SHUG HARBOR CULTURAL CENTER.	0	0	ELIMINATE 0	0
		60,000(CN)	0(CN)	0(CN)	0(CN)
PV-DN181	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE HARLEM SCHOOL OF THE ARTS.	0	0	ELIMINATE 0	0
		150,000(CN)	0(CN)	0(CN)	0(CN)
PV-DN185	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE HERB ARTS CENTER.	0	0	ELIMINATE 0	0
		75,000(CN)	0(CN)	0(CN)	0(CN)
PV-DN194	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE INTERPID SEA, AIR & SPACE MUSEUM.	0	0	ELIMINATE 0	0
		680,000(CN)	0(CN)	0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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CULTURAL INSTITUTIONS					
PV-DN256	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MANHATTAN THEATER CLUB.	0	0	ELIMINATE 0	0
		250,000(CN)	0(CN)	0(CN)	0(CN)
PV-DN263	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE METROPOLITAN OPERA ASSOCIATION.	0(CN)	445,000(CN)	(NEW PROJECT) 0(CN)	0(CN)
PV-DN266	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MIND-BUILDERS CREATIVE ARTS CENTER.	0	0	ELIMINATE 0	0
		0(CN)	1,500,000(CN)	0(CN)	0(CN)
PV-DN277	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MUSEUM FOR AFRICAN ART.	0	0	ELIMINATE 0	0
		500,000(CN)	0(CN)	0(CN)	0(CN)

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CULTURAL INSTITUTIONS					
PV-DN195	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE IRISH ARTS CENTER.	0	0	ELIMINATE 0	0
		2,500,000(CN)	2,500,000(CN)	2,500,000(CN)	0(CN)
PV-DN196	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE IRISH REPERTORY THEATRE.	0	0	ELIMINATE 0	0
		224,000(CN)	0(CN)	0(CN)	0(CN)
PV-DN209	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE JEWISH CHILDREN'S MUSEUM.	0	0	ELIMINATE 0	0
		1,000,000(CN)	0(CN)	0(CN)	0(CN)
PV-DN219	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MANHATTAN CLASS COMPANY INC.	0	0	ELIMINATE 0	0
		500,000(CN)	0(CN)	0(CN)	0(CN)

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CULTURAL INSTITUTIONS					
PV-DN278	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MUSEUM OF ARTS AND DESIGN.	0	0	ELIMINATE 0	0
		350,000(CN)	0(CN)	0(CN)	0(CN)
PV-DN288	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NATIONAL MUSEUM OF THE AMERICAN INDIAN.	0	0	ELIMINATE 0	0
		250,000(CN)	0(CN)	0(CN)	0(CN)
PV-DN290	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NEW 42ND STREET INC.	0	0	ELIMINATE 0	0
		400,000(CN)	0(CN)	0(CN)	0(CN)
PV-DN375	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SECOND STAGE THEATER.	0	0	ELIMINATE 0	0
		1,000,000(CN)	1,000,000(CN)	0(CN)	0(CN)

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CULTURAL INSTITUTIONS					
PV-DN381	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SEVENTH REGIMENT ARMORY CONSERVANCY.	150,000 (CN)	0 (CN)	0 (CN)	0 (CN)
PV-DN385	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SIGNATURE THEATRE.	0	0	0	0
PV-DN417	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BROOKLIN CENTER FOR THE PERFORMING ARTS.	0	0	0	0
PV-DN419	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE COOPER-HEWITT NATIONAL DESIGN MUSEUM.	0	0	0	0

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CULTURAL INSTITUTIONS					
PV-DN421	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE CHILDRENS MUSEUM OF THE ARTS	450,000 (CN)	0 (CN)	0 (CN)	0 (CN)
PV-DN452	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NATIONAL JAZZ MUSEUM IN HARLEM.	0 (CN)	2,000,000 (CN)	0 (CN)	0 (CN)
PV-DN454	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR WNYC NEW YORK PUBLIC RADIO.	0	0	0	0
PV-DN463	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ABC NO RIO.	0	0	0	0

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CULTURAL INSTITUTIONS					
PV-DN575	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE RUBIN MUSEUM OF ART.	0	0	0	0
PV-DN578	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE STUDIO MUSEUM IN HARLEM.	0	0	0	0
PV-DN669	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR MUTORICAN POETS CAFE.	250,000 (CN)	0 (CN)	0 (CN)	0 (CN)
PV-DN674	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE FLEA THEATER, INC.	500,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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CULTURAL INSTITUTIONS					
PV-DN678	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BRONX COUNCIL ON THE ARTS ACQUISITION AND CONSTRUCTION.	0 (CN)	650,000 (CN)	0 (CN)	0 (CN)
PV-DN679	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MARTHA GRAHAM CENTER FOR CONTEMPORARY DANCE.	35,000 (CN)	0 (CN)	0 (CN)	0 (CN)
PV-DN680	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MUSEUM OF CONTEMPORARY AFRICAN DIASPORAN ARTS (MOCADA).	0 (CN)	2,500,000 (CN)	0 (CN)	0 (CN)

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CULTURAL INSTITUTIONS					
PV-DN683	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE WOMENS PROJECT AND PRODUCTION.	700,000(CN)	0(CN)	0(CN)	0(CN)
PV-DN685	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MOBILE MARITIME CENTER.	100,000(CN)	0(CN)	0(CN)	0(CN)
PV-DN686	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ANTHROLOGY FILM ARCHIVES, INC.	40,000(CN)	0(CN)	0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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CULTURAL INSTITUTIONS					
PV-DN689	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE CAREY GARDENS.	300,000(CN)	0(CN)	0(CN)	0(CN)
PV-DN694	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SOCIETY OF THE EDUCATIONAL ARTS.	250,000(CN)	0(CN)	0(CN)	0(CN)
PV-D018	CITY COUNCIL FUNDING FOR EL MUSEO DEL BARRIO, RECONSTRUCTION, IMPROVEMENTS AND EQUIPMENT AND VEHICLE PURCHASES, MANHATTAN.	0	0	ELIMINATE	0
		400,000(CN)	0(CN)	0(CN)	0(CN)
PV-D022	CITY COUNCIL FUNDING FOR THE METROPOLITAN MUSEUM OF ART, IMPROVEMENTS AND ADDITIONS, INCLUDING EQUIPMENT AND VEHICLE PURCHASES, MANHATTAN.	0	0	ELIMINATE	0
		2,500,000(CN)	0(CN)	0(CN)	0(CN)

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CULTURAL INSTITUTIONS					
PV-D034	CITY COUNCIL FUNDING FOR THE AMERICAN MUSEUM OF NATURAL HISTORY, ALTERATIONS AND IMPROVEMENTS TO BUILDINGS AND EQUIPMENT AND ADDITIONS TO EXISTING FACILITIES AND EQUIPMENT, INCLUDING VEHICLE AND EQUIPMENT PURCHASES.	0	0	ELIMINATE	0
		1,750,000(CN)	2,000,000(CN)	0(CN)	0(CN)
PV-D040	FLUSHING TOWN HALL: ACQUISITION, CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING PURCHASES OF EQUIPMENT AND VEHICLES, QUEENS.	0	0	ELIMINATE	0
		100,000(CN)	0(CN)	0(CN)	0(CN)
PV-D050	THE AMERICAN MUSEUM OF THE MOVING IMAGE: ACQUISITION, CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING PURCHASES OF EQUIPMENT AND VEHICLES, QUEENS.	0	0	ELIMINATE	0
		2,000,000(CN)	0(CN)	0(CN)	0(CN)
PV-D175	CITY COUNCIL FUNDING FOR THE STATEN ISLAND ZOOLOGICAL SOCIETY, ALTERATION, IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES.	0	0	ELIMINATE	0
		300,000(CN)	0(CN)	0(CN)	0(CN)
PV-D176	CITY COUNCIL FUNDING FOR THE NEW YORK ZOOLOGICAL SOCIETY, RECONSTRUCTION, IMPROVEMENTS, AND EQUIPMENT AND VEHICLE PURCHASES, THE BRONX.	0	0	ELIMINATE	0
		2,000,000(CN)	0(CN)	0(CN)	0(CN)
PV-D205	CITY COUNCIL FUNDING FOR THE NEW YORK BOTANICAL GARDEN, ADDITIONS, RECONSTRUCTION, REHABILITATION, IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES, THE BRONX.	0	0	ELIMINATE	0
		2,050,000(CN)	0(CN)	0(CN)	0(CN)

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CULTURAL INSTITUTIONS					
PV-D234	(NEW PROJECT) CLEMENTE SOZO VELEZ CULTURAL AND EDUCATIONAL CENTER : ACQUISITION, CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING PURCHASES OF EQUIPMENT AND VEHICLES, MANHATTAN.	750,000(CN)	0(CN)	0(CN)	0(CN)
PV-D235	CITY COUNCIL FUNDING FOR THE BROOKLYN MUSEUM, ALTERATION, RECONSTRUCTION, GENERAL IMPROVEMENTS TO EXISTING BUILDINGS AND PURCHASES OF EQUIPMENT AND VEHICLES.	0	0	ELIMINATE	0
		2,500,000(CN)	0(CN)	0(CN)	0(CN)
PV-D236	CITY COUNCIL FUNDING FOR THE BROOKLYN BOTANIC GARDEN, ALTERATION, RECONSTRUCTION, GENERAL IMPROVEMENTS TO GARDEN AND BUILDING, PURCHASES OF VEHICLES AND EQUIPMENT.	0	0	ELIMINATE	0
		439,000(CN)	0(CN)	0(CN)	0(CN)
PV-D241	MUSEUM OF THE CITY OF NEW YORK, RECONSTRUCTION, IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES, MANHATTAN.	0	0	ELIMINATE	0
		565,000(CN)	0(CN)	0(CN)	0(CN)
PV-D262	CITY COUNCIL FUNDING FOR THE BROOKLYN CHILDREN'S MUSEUM: CONSTRUCTION, RECONSTRUCTION, IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES, BROOKLYN.	0	0	ELIMINATE	0
		438,000(CN)	0(CN)	0(CN)	0(CN)

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CULTURAL INSTITUTIONS						
PV-D264	CITY COUNCIL FUNDING FOR THE BROOKLYN ACADEMY OF MUSIC, ALTERATIONS, REHABILITATION, GENERAL IMPROVEMENTS, PURCHASES OF VEHICLES AND EQUIPMENT, BROOKLYN	0	0	ELIMINATE	0	0
		750,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-D272	CITY COUNCIL FUNDING FOR THE QUEENS BOTANICAL GARDEN SOCIETY, CONSTRUCTION, RECONSTRUCTION, IMPROVEMENTS AND PURCHASE OF EQUIPMENT AND VEHICLES	0	0	ELIMINATE	0	0
		58,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-D274	CITY COUNCIL FUNDING FOR THE HALL OF SCIENCE, FLUSHING MEADOW PARK, CONSTRUCTION, RECONSTRUCTION, IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES, QUEENS.	0	0	ELIMINATE	0	0
		2,685,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-D279	CITY COUNCIL FUNDING FOR CITY CENTER, MANHATTAN, RECONSTRUCTION, IMPROVEMENTS AND PURCHASE OF EQUIPMENT AND VEHICLES, MANHATTAN	0	0	ELIMINATE	0	0
		3,250,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-D289	RECONSTRUCTION, NEW YORK SHAKESPEARE FESTIVAL PUBLIC THEATER AND DELACORTE THEATER, PURCHASE OF EQUIPMENT AND VEHICLES, MANHATTAN	0	0	ELIMINATE	0	0
		4,000,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-D302	CITY COUNCIL FUNDING FOR THE STATEN ISLAND INSTITUTE OF ARTS AND SCIENCES, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING PURCHASES OF EQUIPMENT AND VEHICLES, STATEN ISLAND	0	0	ELIMINATE	0	0
		800,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM				
		FY 2011	FY 2012	FY 2013	FY 2014	
CULTURAL INSTITUTIONS						
PV-D341	RICHMONDTOWN, LA TOURETTE PARK, STATEN ISLAND, RELOCATION OF VARIOUS BUILDINGS, RECONSTRUCTION, LANDSCAPING, GENERAL IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES	0	0	ELIMINATE	0	0
		375,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-D464	CITY COUNCIL FUNDING FOR THE HAVE HILL ENVIRONMENTAL CENTER, INDEPENDENCE AND PALLISADE AVENUES, WEST 248TH TO WEST 252ND STREETS, CONSTRUCTION, RECONSTRUCTION, IMPROVEMENTS AND PURCHASE OF VEHICLES AND EQUIPMENT, BRONX	0	0	ELIMINATE	0	0
		250,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-D466	QUEENS THEATER IN THE PARK: RECONSTRUCTION AND IMPROVEMENTS, INCLUDING EQUIPMENT AND VEHICLES, QUEENS	0	0	ELIMINATE	0	0
		370,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-D477	CITY COUNCIL FUNDING FOR THE STATEN ISLAND CHILDREN'S MUSEUM, SNUG HARBOR, RECONSTRUCTION, IMPROVEMENTS AND PURCHASE OF EQUIPMENT AND VEHICLES	0	0	ELIMINATE	0	0
		175,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-D490	CITY COUNCIL FUNDING FOR THE DEVELOPMENT OF SNUG HARBOR SITE, PURCHASE OF EQUIPMENT AND VEHICLES, RECONSTRUCTION OF BUILDINGS, STATEN ISLAND.	0	0	ELIMINATE	0	0
		500,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM				
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CULTURAL INSTITUTIONS						
PV-D501	CITY COUNCIL FUNDING FOR P.S. 1 CONTEMPORARY ART CENTER, RECONSTRUCTION, IMPROVEMENTS, PURCHASE OF EQUIPMENT AND VEHICLES, QUEENS	0	0	ELIMINATE	0	0
		40,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-D503	CITY COUNCIL FUNDING FOR CARNEGIE HALL, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING PURCHASE OF EQUIPMENT AND VEHICLES, MANHATTAN	0	0	ELIMINATE	0	0
		1,750,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-D520	WEEKSVILLE, BROOKLYN: RECONSTRUCTION, LANDSCAPING, GENERAL IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES FOR DEVELOPMENT OF HISTORICAL SITE	0	0	ELIMINATE	0	0
		350,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-R494	REHABILITATION OF BUILDINGS AND THE NEPTUNE FOUNTAIN, AND PURCHASE OF EQUIPMENT AND VEHICLES, SAILOR'S SNUG HARBOR, STATEN ISLAND.	0	0	ELIMINATE	0	0
		125,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-N010	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE AFRIKAN POETRY THEATRE.	0	0	ELIMINATE	0	0
		56,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)

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CULTURAL INSTITUTIONS						
PV-N038	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ATLANTIC THEATER COMPANY.	0 (CN)	0 (CN)	ELIMINATE	0 (CN)	0 (CN)
		200,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-N072	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BROOKLYN HISTORICAL SOCIETY.	530 (CN)	0 (CN)	ELIMINATE	0 (CN)	0 (CN)
		350,530 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
PV-N132	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE DOWNTOWN COMMUNITY TELEVISION CENTER (DCTV).	300,000 (F)	0 (F)	ELIMINATE	0 (F)	0 (F)
		105,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)
		300,000 (F)	0 (F)		0 (F)	0 (F)
PV-N144	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE STREB/RINGSIDE.	0	0	ELIMINATE	0	0
		23,000 (CN)	0 (CN)	SUBSTITUTE	0 (CN)	0 (CN)

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CULTURAL INSTITUTIONS					
FV-N162	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE FRANKLIN H. WILLIAMS CARIBBEAN CULTURAL CENTER AFRICAN DIASPORA INSTITUTE (CCCAD).	0	0	ELIMINATE	0
		125,000(CN)	0(CN)	SUBSTITUTE	0(CN)
FV-N176	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE GUGGENHEIM MUSEUM.	0	0	ELIMINATE	0
		226,000(CN)	0(CN)	SUBSTITUTE	0(CN)
FV-N180	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ART LAB AT THE SNUG HARBOR CULTURAL CENTER.	60,000(CN)	0(CN)	(NEW PROJECT)	0(CN)
FV-N181	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE HARLEM SCHOOL OF THE ARTS.	0	0	ELIMINATE	0
		150,000(CN)	0(CN)	SUBSTITUTE	0(CN)

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CULTURAL INSTITUTIONS					
FV-N185	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE HERB ARTS CENTER.	25(CN)	0(CN)	ELIMINATE	0(CN)
		75,025(CN)	0(CN)	SUBSTITUTE	0(CN)
FV-N195	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE IRISH ARTS CENTER.	0	0	ELIMINATE	0
		250,000(CN)	0(CN)	SUBSTITUTE	0(CN)
FV-N196	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE IRISH REPERTORY THEATRE.	0	0	ELIMINATE	0
		224,000(CN)	0(CN)	SUBSTITUTE	0(CN)
FV-N219	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MANHATTAN CLASS COMPANY INC.	10,500,000(CN)	0(CN)	ELIMINATE	0(CN)
		11,000,000(CN)	0(CN)	SUBSTITUTE	0(CN)

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CULTURAL INSTITUTIONS					
FV-N256	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MANHATTAN THEATER CLUB.	0	0	ELIMINATE	0
		250,000(CN)	0(CN)	SUBSTITUTE	0(CN)
FV-N290	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NEW 42ND STREET INC.	0	0	ELIMINATE	0
		400,000(CN)	0(CN)	SUBSTITUTE	0(CN)
FV-N381	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SEVENTH REGIMENT ARMOY CONSERVANCY	150,000(CN)	0(CN)	(NEW PROJECT)	0(CN)
FV-N417	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BROOKLYN CENTER FOR THE PERFORMING ARTS.	0	0	ELIMINATE	0
		175,000(CN)	0(CN)	SUBSTITUTE	0(CN)

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CULTURAL INSTITUTIONS					
FV-N419	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE COOPER-HEWITT NATIONAL DESIGN MUSEUM.	0(CN)	0(CN)	ELIMINATE	5,000,000(CN)
		150,000(CN)	0(CN)	SUBSTITUTE	5,000,000(CN)
FV-N421	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE CHILDRENS MUSEUM OF THE ARTS	450,000(CN)	0(CN)	(NEW PROJECT)	0(CN)
FV-N454	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE WNYC NEW YORK PUBLIC RADIO.	0	0	ELIMINATE	0
		100,000(CN)	0(CN)	SUBSTITUTE	0(CN)
FV-N463	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ABC NO RIO.	200,000(CN)	0(CN)	(NEW PROJECT)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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CULTURAL INSTITUTIONS					
FV-N578	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE STUDIO MUSEUM IN HARLEM.	800,000 (CN)	0 (CN)	0 (CN)	0 (CN)
FV-N669	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR NYORICAN PUBS CAFE.	250,000 (CN)	0 (CN)	0 (CN)	0 (CN)
FV-N674	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE FLEA THEATER, INC.	500,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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CULTURAL INSTITUTIONS					
FV-N683	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE WOMEN'S PROJECT AND PRODUCTIONS, INC.	700,000 (CN)	0 (CN)	0 (CN)	0 (CN)
FV-N686	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ANTHOLOGY FILM ARCHIVES, INC.	40,000 (CN)	0 (CN)	0 (CN)	0 (CN)
FV-N694	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SOCIETY OF THE EDUCATIONAL ARTS.	250,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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CULTURAL INSTITUTIONS					
FV-22	METROPOLITAN MUSEUM OF ART, IMPROVEMENTS AND ADDITIONS, INCLUDING EQUIPMENT AND VEHICLE PURCHASES, MANHATTAN.	5,970,302 (CN) 625,000 (S) 4,999,999 (P)	0 (CN) 0 (S) 0 (P)	0 (CN) 0 (S) 0 (P)	0 (CN) 0 (S) 0 (P)
		8,470,302 (CN) 625,000 (S) 4,999,999 (P)	0 (CN) 0 (S) 0 (P)	0 (CN) 0 (S) 0 (P)	0 (CN) 0 (S) 0 (P)
FV-34	AMERICAN MUSEUM OF NATURAL HISTORY, ALTERATIONS AND IMPROVEMENTS TO BUILDINGS AND EQUIPMENT AND ADDITIONS TO EXISTING FACILITIES AND EQUIPMENT, INCLUDING VEHICLE AND EQUIPMENT PURCHASES.	5,284,477 (CN) 1,000,000 (F) 1,000,000 (S) 4,572,106 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)
		7,034,477 (CN) 1,000,000 (F) 1,000,000 (S) 4,572,106 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)
FV-40	FLUSHING TOWN HALL: ACQUISITION, CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING PURCHASES OF EQUIPMENT AND VEHICLES, QUEENS	5,000,000 (CN) 1,000,000 (F) 1,000,000 (S) 5,000,000 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)
		5,100,000 (CN) 1,000,000 (F) 1,000,000 (S) 5,000,000 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)
FV-102	EL MUSEO DEL BARRIO, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING PURCHASE OF EQUIPMENT AND VEHICLES, MANHATTAN	0	0	0	0
		400,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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CULTURAL INSTITUTIONS					
FV-175	STATEN ISLAND ECOLOGICAL SOCIETY, ALTERATION, IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES.	5,114,021 (CN) 1,000,000 (F) 875,804 (S) 4,999,999 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)
		5,414,021 (CN) 1,000,000 (F) 875,804 (S) 4,999,999 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)
FV-176	NEW YORK ZOOLOGICAL SOCIETY, RECONSTRUCTION, IMPROVEMENTS AND EQUIPMENT AND VEHICLE PURCHASES, THE BRONX.	5,131,105 (CN) 375,000 (S) 886,000 (P)	0 (CN) 0 (S) 0 (P)	0 (CN) 0 (S) 0 (P)	0 (CN) 0 (S) 0 (P)
		7,131,105 (CN) 375,000 (S) 886,000 (P)	0 (CN) 0 (S) 0 (P)	0 (CN) 0 (S) 0 (P)	0 (CN) 0 (S) 0 (P)
FV-205	NEW YORK BOTANICAL GARDEN, ADDITIONS, RECONSTRUCTION, REHABILITATION, IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES, THE BRONX.	4,923,232 (CN) 999,999 (F) 1,000,000 (S) 5,000,000 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)
		6,923,232 (CN) 999,999 (F) 1,000,000 (S) 5,000,000 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)	0 (CN) 0 (F) 0 (S) 0 (P)
FV-234	(NEW PROJECT) CLEMENTE SOTO VELEZ CULTURAL AND EDUCATIONAL CENTER, INC., ALTERATIONS, REHABILITATION, GENERAL IMPROVEMENTS, PURCHASES OF VEHICLES AND EQUIPMENT.	750,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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CULTURAL INSTITUTIONS						
PV-235	BROOKLYN MUSEUM, ALTERATION, RECONSTRUCTION, GENERAL IMPROVEMENTS TO EXISTING BUILDINGS AND PURCHASES OF EQUIPMENT AND VEHICLES.	ELIMINATE				
		5,048,411 (CN)	0 (CN)	0 (CN)	0 (CN)	
		999,999 (F)	0 (F)	0 (F)	0 (F)	
		1,000,000 (S)	0 (S)	0 (S)	0 (S)	
		5,000,000 (P)	0 (P)	0 (P)	0 (P)	
		SUBSTITUTE				
		7,548,411 (CN)	0 (CN)	0 (CN)	0 (CN)	
		999,999 (F)	0 (F)	0 (F)	0 (F)	
		1,000,000 (S)	0 (S)	0 (S)	0 (S)	
		5,000,000 (P)	0 (P)	0 (P)	0 (P)	
PV-236	BROOKLYN BOTANIC GARDEN, ALTERATION, RECONSTRUCTION, GENERAL IMPROVEMENTS TO GARDEN AND BUILDING, PURCHASES OF VEHICLES AND EQUIPMENT.	ELIMINATE				
		4,669,000 (CN)	0 (CN)	0 (CN)	0 (CN)	
		999,999 (F)	0 (F)	0 (F)	0 (F)	
		1,000,000 (S)	0 (S)	0 (S)	0 (S)	
		5,000,000 (P)	0 (P)	0 (P)	0 (P)	
		SUBSTITUTE				
		5,108,000 (CN)	0 (CN)	0 (CN)	0 (CN)	
		999,999 (F)	0 (F)	0 (F)	0 (F)	
		1,000,000 (S)	0 (S)	0 (S)	0 (S)	
		5,000,000 (P)	0 (P)	0 (P)	0 (P)	
PV-241	MUSEUM OF THE CITY OF NEW YORK, RECONSTRUCTION, IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES, MANHATTAN.	ELIMINATE				
		4,321,739 (CN)	0 (CN)	0 (CN)	0 (CN)	
		1,000,000 (F)	0 (F)	0 (F)	0 (F)	
		1,000,000 (S)	0 (S)	0 (S)	0 (S)	
		SUBSTITUTE				
		4,524,739 (CN)	0 (CN)	0 (CN)	0 (CN)	
		1,000,000 (F)	0 (F)	0 (F)	0 (F)	
		1,000,000 (S)	0 (S)	0 (S)	0 (S)	
PV-262	BROOKLYN CHILDREN'S MUSEUM: CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING PURCHASES OF EQUIPMENT AND VEHICLES, BROOKLYN.	ELIMINATE				
		4,982,800 (CN)	0 (CN)	0 (CN)	0 (CN)	
		4,924,999 (F)	0 (F)	0 (F)	0 (F)	
		SUBSTITUTE				
		5,419,800 (CN)	0 (CN)	0 (CN)	0 (CN)	
		4,924,999 (F)	0 (F)	0 (F)	0 (F)	

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		FY 2011	FY 2012	FY 2013	FY 2014
CULTURAL INSTITUTIONS					
PV-279	CITY CENTER, 55TH STREET DANCE THEATER, RECONSTRUCTION AND PURCHASE OF EQUIPMENT AND VEHICLES, MANHATTAN.	ELIMINATE			
		13,771,000 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		5,000,000 (P)	0 (P)	0 (P)	0 (P)
		SUBSTITUTE			
		16,271,000 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		5,000,000 (P)	0 (P)	0 (P)	0 (P)
PV-289	RECONSTRUCTION, NEW YORK SHAKESPEARE FESTIVAL PUBLIC THEATER AND DELACORTE THEATER, PURCHASE OF EQUIPMENT AND VEHICLES, MANHATTAN.	ELIMINATE			
		4,997,145 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		4,999,999 (P)	0 (P)	0 (P)	0 (P)
		SUBSTITUTE			
		8,997,145 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		4,999,999 (P)	0 (P)	0 (P)	0 (P)
PV-302	STATEN ISLAND INSTITUTE OF ARTS AND SCIENCES, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES	ELIMINATE			
		5,058,792 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		5,000,000 (P)	0 (P)	0 (P)	0 (P)
		SUBSTITUTE			
		5,858,792 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		5,000,000 (P)	0 (P)	0 (P)	0 (P)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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CULTURAL INSTITUTIONS					
PV-264	BROOKLYN ACADEMY OF MUSIC, ALTERATIONS, REHABILITATION, GENERAL IMPROVEMENTS, PURCHASES OF VEHICLES AND EQUIPMENT.	ELIMINATE			
		5,000,000 (CN)	0 (CN)	4,000,000 (CN)	0 (CN)
		999,994 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		4,999,999 (P)	0 (P)	0 (P)	0 (P)
		SUBSTITUTE			
		5,750,000 (CN)	0 (CN)	4,000,000 (CN)	0 (CN)
		999,994 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		4,999,999 (P)	0 (P)	0 (P)	0 (P)
PV-272	QUEENS BOTANICAL GARDEN SOCIETY, ADDITIONS, IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES.	ELIMINATE			
		4,948,699 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		4,912,000 (P)	0 (P)	0 (P)	0 (P)
		SUBSTITUTE			
		5,005,699 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		4,912,000 (P)	0 (P)	0 (P)	0 (P)
PV-274	HALL OF SCIENCE, FLUSHING MEADOW PARK, ADDITIONS, BETTERMENTS, RECONSTRUCTION AND PURCHASES OF EQUIPMENT AND VEHICLES, QUEENS.	ELIMINATE			
		4,091,509 (CN)	0 (CN)	1,000,000 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		4,297,000 (P)	0 (P)	0 (P)	0 (P)
		SUBSTITUTE			
		6,776,509 (CN)	0 (CN)	1,000,000 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		4,297,000 (P)	0 (P)	0 (P)	0 (P)

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		FY 2011	FY 2012	FY 2013	FY 2014
CULTURAL INSTITUTIONS					
PV-341	RICHMONDTOWN, LA TOURETTE PARK, STATEN ISLAND, RELOCATION OF VARIOUS BUILDINGS, RECONSTRUCTION, LANDSCAPING, GENERAL IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES.	ELIMINATE			
		5,000,062 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		4,999,999 (P)	0 (P)	0 (P)	0 (P)
		SUBSTITUTE			
		5,375,062 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		4,999,999 (P)	0 (P)	0 (P)	0 (P)
PV-464	WAVE HILL ENVIRONMENTAL CENTER, INDEPENDENCE AND PALISADE AVENUES, WEST 248TH TO WEST 252ND STREETS, RECONSTRUCTION AND PURCHASE OF EQUIPMENT, THE BRONX	ELIMINATE			
		4,999,999 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		SUBSTITUTE			
		5,249,999 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
PV-466	QUEENS THEATER IN THE PARK: RECONSTRUCTION AND IMPROVEMENTS, INCLUDING EQUIPMENT AND VEHICLES, QUEENS	ELIMINATE			
		4,954,234 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		5,000,000 (P)	0 (P)	0 (P)	0 (P)
		SUBSTITUTE			
		5,324,234 (CN)	0 (CN)	0 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		5,000,000 (P)	0 (P)	0 (P)	0 (P)
PV-467	CONSTRUCTION, RECONSTRUCTION AND PURCHASES OF EQUIPMENT AND VEHICLES AT VARIOUS CULTURAL INSTITUTIONS AND AT AGENCY HEADQUARTERS INCLUDING SITE ACQUISITION	ELIMINATE			
		17,452,209 (CN)	8,000,000 (CN)	12,070,000 (CN)	60,000 (CN)
		SUBSTITUTE			
		19,452,209 (CN)	8,000,000 (CN)	12,070,000 (CN)	60,000 (CN)

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CULTURAL INSTITUTIONS					
FV-477	STATEN ISLAND CHILDREN'S MUSEUM, REHABILITATION OF MAINTENANCE BUILDING AND PURCHASES OF EQUIPMENT AND VEHICLES, SAILOR'S SNUG HARBOR.	0	0	0	0
		175,000 (CN)	0 (CN)	0 (CN)	0 (CN)
ELIMINATE					
FV-490	DEVELOPMENT OF SNUG HARBOR SITE, PURCHASE OF EQUIPMENT AND VEHICLES, RECONSTRUCTION OF BUILDINGS, STATEN ISLAND.	1,093,004 (CN)	3,126,000 (CN)	3,088,000 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		5,000,000 (P)	0 (P)	0 (P)	0 (P)
		1,593,004 (CN)	3,126,000 (CN)	3,088,000 (CN)	0 (CN)
ELIMINATE					
FV-503	CARNEGIE HALL, INTERIOR AND EXTERIOR RECONSTRUCTION, PURCHASE OF EQUIPMENT AND VEHICLES, MANHATTAN.	11,871,760 (CN)	2,000,000 (CN)	26,000,000 (CN)	0 (CN)
		1,000,000 (F)	0 (F)	0 (F)	0 (F)
		1,000,000 (S)	0 (S)	0 (S)	0 (S)
		5,000,000 (P)	0 (P)	0 (P)	0 (P)
		13,821,760 (CN)	2,000,000 (CN)	26,000,000 (CN)	0 (CN)
ELIMINATE					
FV-520	WEEKSVILLE, BROOKLYN: RECONSTRUCTION, LANDSCAPING, GENERAL IMPROVEMENTS AND PURCHASES OF EQUIPMENT AND VEHICLES FOR DEVELOPMENT OF HISTORICAL SITE	0	0	0	0
		350,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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CULTURAL INSTITUTIONS					
FV-788	(NEW PROJECT) THE 122 COMMUNITY CENTER INC, ALTERATIONS, REHABILITATION, GENERAL IMPROVEMENTS, PURCHASES OF VEHICLES AND EQUIPMENT.	800,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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BUDGET LINE	TITLE	FY 2011	FY 2012	FY 2013	FY 2014
CULTURAL INSTITUTIONS					
FV-788	(NEW PROJECT) THE 122 COMMUNITY CENTER INC, ALTERATIONS, REHABILITATION, GENERAL IMPROVEMENTS, PURCHASES OF VEHICLES AND EQUIPMENT.	800,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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BUDGET LINE	TITLE	FY 2011	FY 2012	FY 2013	FY 2014
PUBLIC BUILDINGS					
PW-DN004	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE 92ND STREET YOUNG MEN'S AND YOUNG WOMEN'S HEBREW ASSOCIATION (YM & YWHA).	0	0	0	0
		513,000 (CN)	0 (CN)	0 (CN)	0 (CN)
ELIMINATE					
PW-DN061	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NEW YORK LEGAL ASSISTANCE GROUP (NYLAG).	0	0	0	0
		800,000 (CN)	0 (CN)	0 (CN)	0 (CN)
ELIMINATE					
PW-DN206	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE JEWISH BRAILLE INSTITUTE.	0	0	0	0
		721,000 (CN)	0 (CN)	0 (CN)	0 (CN)
ELIMINATE					
PW-DN237	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE JEWISH BOARD OF FAMILY AND CHILDREN'S SERVICES.	0	0	0	0
		500,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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PUBLIC BUILDINGS					
FW-DN246	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ARMORY FOUNDATION.	0	0	ELIMINATE 0	0
		732,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
FW-DN284 (NEW PROJECT)	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NATIONAL ASSOCIATION ON DRUG ABUSE PROBLEMS.	146,000 (CN)	0 (CN)	0 (CN)	0 (CN)
FW-DN331	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE POLICE ATHLETIC LEAGUE (PAL).	0	0	ELIMINATE 0	0
		500,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
FW-DN361	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR SAFE HORIZON.	0	0	ELIMINATE 0	0
		760,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
		FY 2011	FY 2012	FY 2013	FY 2014
PUBLIC BUILDINGS					
FW-DN393	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SOUTH QUEENS BOYS AND GIRLS CLUB.	0	0	ELIMINATE 0	0
		1,960,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
FW-DN506 (NEW PROJECT)	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE FORTUNE SOCIETY.	364,000 (CN)	0 (CN)	0 (CN)	0 (CN)
FW-DN582	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE DOWNTOWN ALLIANCE.	0	0	ELIMINATE 0	0
		40,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
FW-DN584	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE HERREW EDUCATIONAL SOCIETY.	0	0	ELIMINATE 0	0
		300,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	

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PUBLIC BUILDINGS					
FW-DN586	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE KIPS BAY BOYS AND GIRLS CLUB.	0	0	ELIMINATE 0	0
		650,000 (CN)	0 (CN)	0 (CN)	0 (CN)
				SUBSTITUTE	
FW-DN616 (NEW PROJECT)	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE YMCA PROSPECT PARK AQUATICS CENTER.	500,000 (CN)	0 (CN)	0 (CN)	0 (CN)
FW-DN625 (NEW PROJECT)	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NORTHERN MANHATTAN IMPROVEMENT CORPORATION.	571,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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PUBLIC BUILDINGS					
FW-DN704 (NEW PROJECT)	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NORTHERN MANHATTAN IMPROVEMENT CORPORATION.	50,000 (CN)	0 (CN)	0 (CN)	0 (CN)
FW-DN709 (NEW PROJECT)	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE INTERNATIONAL CENTER FOR THE DISABLED (ICD).	42,000 (CN)	0 (CN)	0 (CN)	0 (CN)
FW-DN718 (NEW PROJECT)	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE UNITED CEREBRAL PALSY OF QUEENS INC.	721,000 (CN)	0 (CN)	0 (CN)	0 (CN)

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PUBLIC BUILDINGS					
FW-DN727	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE PART OF THE SOLUTION.	335,000(CN)	0(CN)	0(CN)	0(CN)
FW-DN728	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE TIMES SQUARE DISTRICT MANAGEMENT ASSOCIATION.	57,000(CN)	0(CN)	0(CN)	0(CN)
FW-DN734	(NEW PROJECT) CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BIG APPLE GREATER.	55,000(CN)	0(CN)	0(CN)	0(CN)
FW-D005	CITY COUNCIL FUNDING FOR ACQUISITION, CONSTRUCTION, RECONSTRUCTION, MODERNIZATION OF, IMPROVEMENTS TO, AND EQUIPMENT AND VEHICLES FOR, PUBLIC BUILDINGS AND ADJACENT AREAS AND OTHER PROJECTS WITH A CITY PURPOSE, CITYWIDE.	0	0	0	0
		1,500,000(CN)	0(CN)	0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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PUBLIC BUILDINGS					
FW-D078	CITY COUNCIL FUNDING FOR IMPROVEMENTS, CONSTRUCTION, RECONSTRUCTION, MODERNIZATION AND EQUIPMENT FOR COURT FACILITIES AND ADJACENT AREAS, CITYWIDE	0	0	0	0
		100,000(CN)	0(CN)	0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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SANITATION					
S-D129	ACQUISITION OF COLLECTION TRUCKS AND OTHER MISCELLANEOUS EQUIPMENT	0	0	0	0
		325,000(CN)	0(CN)	0(CN)	0(CN)

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SEWERS					
SE-D716	ACQUISITION OF LAND PURSUANT TO STORM WATER MANAGEMENT PROGRAM, STATEN ISLAND	0	0	0	0
		1,000,000(CN)	0(CN)	0(CN)	0(CN)

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BUDGET LINE	TITLE	THREE YEAR PROGRAM			
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TRAFFIC					
TF-D503	CITY COUNCIL FUNDING FOR THE PURCHASE AND INSTALLATION OF LIGHTING EQUIPMENT FOR STREETS, PARKS, PLAYGROUNDS, SCHOOL YARDS, PARKWAYS, HIGHWAYS AND PUBLIC PLACES, CITYWIDE	0	0	0	0
		700,000(CN)	0(CN)	0(CN)	0(CN)

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TRANSIT AUTHORITY					
T-8005	CONSTRUCTION, RECONSTRUCTION, ADDITIONS AND IMPROVEMENTS TO TRANSIT FACILITIES, AND PURCHASE OF EQUIPMENT AND VEHICLES, STATEN ISLAND	0	0	0	0
		1,000,000(CN)	0(CN)	0(CN)	0(CN)

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		FY 2011	FY 2012	FY 2013	FY 2014
WATER POLLUTION CONTROL					
WP-103	UPGRADE WARD'S ISLAND WATER POLLUTION CONTROL PROJECT, RIVERDALE AND MARBLE HILL, SECOND STAGE, INCLUDING LAND AND ASSOCIATED DRAINAGE AREA, MANHATTAN	5,873,694(CX)	0(CX)	2,000,000(CX)	0(CX)
		35,873,694(CX)	0(CX)	2,000,000(CX)	0(CX)
WP-112	EXISTING WATER POLLUTION CONTROL PROJECTS, RECONSTRUCTION AND IMPROVEMENTS, NEW AND REPLACEMENT EQUIPMENT	36,514,690(CX) 18,240,956(F)	176,315,000(CX) 0(F)	211,280,000(CX) 0(F)	252,883,000(CX) 0(F)
		106,514,690(CX) 18,240,956(F)	176,315,000(CX) 0(F)	211,280,000(CX) 0(F)	252,883,000(CX) 0(F)
WP-206	UPGRADE THE TWENTY-SIXTH WARD WATER POLLUTION CONTROL PROJECT, EXTENSION AND RECONSTRUCTION, INCLUDING LAND ACQUISITION AND ASSOCIATED DRAINAGE AREA, BROOKLYN	150,495,882(CX) 13,930,793(F)	0(CX) 0(F)	0(CX) 0(F)	0(CX) 0(F)
		200,495,882(CX) 13,930,793(F)	0(CX) 0(F)	0(CX) 0(F)	0(CX) 0(F)
WP-237	UPGRADE BOWERY BAY WATER POLLUTION CONTROL PROJECT, INCLUDING WELFARE ISLAND FORCE MAIN AND PUMPING STATION, LAND ACQUISITION AND ASSOCIATED DRAINAGE AREA, QUEENS	1,225,806(CX)	0(CX)	0(CX)	0(CX)
		11,225,806(CX)	0(CX)	0(CX)	0(CX)
WP-249	UPGRADE AND EXTENSION, TALLMANS ISLAND WATER POLLUTION CONTROL PROJECT, INCLUDING LAND ACQUISITION AND ASSOCIATED DRAINAGE AREA, QUEENS	168,906,501(CX)	2,000,000(CX)	0(CX)	0(CX)
		193,906,501(CX)	2,000,000(CX)	0(CX)	0(CX)

**Terms and Conditions**

**Capital Budget  
All Project Lines – All Projects**

The appropriations for all projects in the capital budget shall be administered under, and in accordance with, the appropriate provisions of the New York City Charter and the Administrative Code.

Each agency shall be required to ensure with regard to each project under its jurisdiction that the City's Financial Management System is adequately updated with project milestones and explanations for any delays in the schedules of each project.

RESCINDMENTS FROM PRIOR CAPITAL BUDGETS

BUDGET LINE	FMS No.	TITLE	AMOUNT RESCINDED
CO 0276	856 412	CONSTRUCTION OF NEW BRONX HOUSING COURT, 1118 GRAND CONCOURSE, THE BRONX	\$4,566 (CX)
CO 0271	856 413	CONSTRUCTION OF CIVIL/HOUSING COURT, JAMAICA, QUEENS	\$5,000,000 (CN)
CO 0275	856 416	67 TARGEET ST. - STATEN ISLAND COURT FACILITY - CONSTRUCTION, RECONSTRUCTION, MODERNIZATION, IMPROVEMENT, RENOVATIONS, EQUIPMENT AND OUTFITTING.	\$855 (CX)
CO 0277	856 418	25-TO COURT HOUSE SQ. - QUEENS COURT FACILITY - CONSTRUCTION, RECONSTRUCTION, MODERNIZATION, EQUIPMENT, IMPROVEMENT, RENOVATIONS AND OUTFITTING.	\$161,000 (CX)
CO 0278	856 419	360 ADAMS ST. - BROOKLYN COURT FACILITY - CONSTRUCTION, RECONSTRUCTION, MODERNIZATION, EQUIPMENT, IMPROVEMENT, RENOVATIONS AND OUTFITTING.	\$1,245 (CX)
CO 0279	856 420	VARIOUS COURT FACILITIES - IN CITY-OWNED BUILDINGS, INTERIOR RENOVATIONS AND OUTFITTING.	\$1,000,000 (CN)
CO 0281	856 422	120 SCHERMERHORN ST. - BROOKLYN COURT FACILITY - CONSTRUCTION, RECONSTRUCTION, MODERNIZATION, EQUIPMENT, IMPROVEMENT, RENOVATIONS AND OUTFITTING.	\$102,346 (CX)
CO 0284	856 425	111 CENTRE ST. - MANHATTAN COURT FACILITY - CONSTRUCTION, RECONSTRUCTION, MODERNIZATION, EQUIPMENT, IMPROVEMENT, RENOVATIONS AND OUTFITTING.	\$701,079 (CN)
CO 0287	856 428	NEW STATEN ISLAND SUPREME COURT - ACQUISITION, CONSTRUCTION, RECONSTRUCTION, MODERNIZATION, IMPROVEMENT, RENOVATIONS AND OUTFITTING.	\$45,448,017 (CN)
CO 0289	856 430	NEW COURT RECORDS FACILITY - ACQUISITION, CONSTRUCTION, RECONSTRUCTION, MODERNIZATION, IMPROVEMENT, RENOVATIONS AND OUTFITTING.	\$1,100 (CN)
CO 0297	856 438	89-14 PARSONS BLVD. - QUEENS COURT FACILITY - CONSTRUCTION, RECONSTRUCTION, MODERNIZATION, EQUIPMENT, IMPROVEMENT, RENOVATIONS AND OUTFITTING.	\$6,000 (CX) \$45 (CX)

RESCINDMENTS FROM PRIOR CAPITAL BUDGETS

BUDGET LINE	FMS No.	TITLE	AMOUNT RESCINDED
CO 0298	856 439	NEW QUEENS FAMILY COURT AT 152-02 JAMAICA AVENUE, ACQUISITION, CONSTRUCTION, RECONSTRUCTION, MODERNIZATION, EQUIPMENT, IMPROVEMENT, RENOVATIONS AND OUTFITTING.	\$2,900,000 (CN)
CO 0299	856 440	89-17 SUTPHEN BLVD. - QUEENS COURT FACILITY - CONSTRUCTION, RECONSTRUCTION, MODERNIZATION, EQUIPMENT, IMPROVEMENT, RENOVATIONS AND OUTFITTING.	\$1,033,392 (CN)
CO 0303	856 444	330 JAY ST. - BROOKLYN COURT FACILITY - ACQUISITION, CONSTRUCTION, RECONSTRUCTION, MODERNIZATION, EQUIPMENT, IMPROVEMENT, RENOVATIONS AND OUTFITTING.	\$10,495,393 (CX)
CS 0605	066 401	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BRADHURST VILLAGE EARLY CHILDHOOD TRAINING ACADEMY, INC.	\$450,000 (CN)
CS 0606	066 415	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ROUNDTABLE DAY CARE CENTER.	\$100,000 (CN)
CS 0608	066 417	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SMALL WORLD DAY CARE CENTER.	\$35,000 (CN)
CS 0609	066 403	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BELLEVUE EDUCARE CHILDCARE CENTER.	\$80,000 (CN)

RESCINDMENTS FROM PRIOR CAPITAL BUDGETS

BUDGET LINE	FMS No.	TITLE	AMOUNT RESCINDED
AG 0601	125 001	CITY COUNCIL FUNDING FOR ACQUISITION, CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING FURNISHINGS AND EQUIPMENT, TO PROPERTY USED BY THE DEPARTMENT FOR THE AGING, CITYWIDE	\$205,600 (CN)
AG 0608	125 405	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE CASA DE PAN & ESPERANZA INC.	\$35,000 (CN)
AG 0614	125 407	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR CITYMEALS ON WHEELS.	\$2,900 (CN)
AG 0615	125 415	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ST. LUKE'S EPISCOPAL CHURCH.	\$1,500,000 (CN)
AG 0615	125 419	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE JEWISH COMMUNITY COUNCIL OF CANARIS.	\$500,000 (CN)
AG 0694	125 429	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MARGARET COMMUNITY CORP.	\$500,000 (CN)
CO 0078	856 478	VARIOUS CITY-OWNED COURT FACILITIES, EXTERIOR RECONSTRUCTION INCLUDING LOCAL LAW 11 WORK, CITYWIDE.	\$635,000 (CN)
CO 0264	856 410	BUILDING CONSTRUCTION, RECONSTRUCTION, ACQUISITION, ADDITIONS, BUILDING DEMOLITION, BUILDING SYSTEMS, EQUIPMENT AND MISCELLANEOUS IMPROVEMENTS, TO COURT FACILITIES, CITYWIDE	\$3,968 (CX)

RESCINDMENTS FROM PRIOR CAPITAL BUDGETS

BUDGET LINE	FMS No.	TITLE	AMOUNT RESCINDED
E 2362	040 703	IMPLEMENTATION OF THE FOURTH FIVE-YEAR EDUCATIONAL FACILITIES CAPITAL PLAN, FOR THE PERIOD 2005 THROUGH 2009, OF THE NEW YORK CITY DEPARTMENT OF EDUCATION, ESTABLISHED PURSUANT TO SECTION 2590-P OF THE EDUCATION LAW. TOTAL CUMULATIVE COMMITMENTS UNDER THIS PLAN BY THE END OF FY 2009 SHALL NOT EXCEED \$12,551,057,389 OF WHICH \$225,000,000 WILL BE APPROPRIATED UNDER BUDGET LINE E-2361 TO COMPLETE PROJECTS BEGUN UNDER THE THIRD FIVE-YEAR EDUCATIONAL FACILITIES CAPITAL PLAN AND 12,326,057,388 SHALL BE APPROPRIATED IN THIS BUDGET LINE. AN ADDITIONAL \$95,450,000 FROM THE FIFTH FIVE-YEAR EDUCATIONAL FACILITIES PLAN WILL BE APPROPRIATED UNDER THIS BUDGET LINE THROUGH FY 2013 TO COMPLETE PROJECTS BEGUN UNDER THIS PLAN, WHICH WILL BRING THE TOTAL APPROPRIATION IN E-2362 TO \$13,321,507,388.	\$80,000 (CN)
E 4603	040 803	CONSTRUCTION, RECONSTRUCTION OF AND IMPROVEMENTS TO, PLAYGROUNDS IN SCHOOLYARDS, INCLUDING EQUIPMENT PURCHASES, AS PART OF PLANYC 2030.	\$400,000 (CN)
E D001	040 D01	CITY COUNCIL ADDITIONS TO THE FIVE YEAR EDUCATIONAL FACILITIES CAPITAL PLAN PURSUANT TO SECTION 254 OF THE NEW YORK CITY CHARTER. PROJECTS INCLUDE MODERNIZATION AND RECONSTRUCTION OF AND IMPROVEMENTS TO SCHOOLS, PLAYGROUNDS, ATHLETIC FIELDS AND OTHER EDUCATIONAL FACILITIES AND THE PURCHASE OF COMPUTERS AND OTHER EQUIPMENT, CITYWIDE.	\$2,550,000 (CN)
ED 08069	801 A24	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BROOKLYN CENTER FOR THE URBAN ENVIRONMENT.	\$1,017,000 (CN)
ED D319	801 D31	CITY COUNCIL FUNDING FOR THE BROOKLYN NAVY YARD INDUSTRIAL PARK, ACQUISITION, CONSTRUCTION, RECONSTRUCTION, CLEARANCE, DEVELOPMENT AND IMPROVEMENTS INCLUDING EQUIPMENT AND OTHER PURCHASES, BROOKLYN	\$6,342,000 (CN)
ED D384	801 D84	CITY COUNCIL FUNDING FOR COMMERCIAL REVITALIZATION, STREET AND SIDEWALK IMPROVEMENTS, CITYWIDE	\$1,475,000 (CN)

RESCINDMENTS FROM PRIOR CAPITAL BUDGETS

BUDGET LINE	FMS No.	TITLE	AMOUNT RESCINDED
ED XN059	801 X06	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BRONX CHARTER SCHOOL FOR THE ARTS.	\$500,000 (CN)
F D0067	057 C01	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE FONY FOUNDATION	\$120,000 (CN)
BD D0005	806 A01	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE ABYSSINIAN DEVELOPMENT CORP.	\$1,500,000 (CN)
HD D0081	806 B16	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES, PURSUANT TO A STATUTORY HOUSING LOAN AND/OR GRANT PROGRAM; FOR THE COMMUNITY LEAGUE OF THE HEIGHTS/BULGER CENTER FOR COMMUNITY LIFE.	\$500,000 (CN)
HL D0377	816 A09	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SEPHARDIC ADDICTION AND FAMILY EDUCATION FOUNDATION INC (SAFE).	\$500,000 (CN)
HL D0001	816 D01	CITY COUNCIL FUNDS FOR ALL DEPARTMENT OF HEALTH BUILDINGS INCLUDING, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, MODERNIZATION, PURCHASE OF EQUIPMENT, FIRE PREVENTION AND ELEVATOR REPLACEMENT, CITYWIDE.	\$7,500,000 (CN)

RESCINDMENTS FROM PRIOR CAPITAL BUDGETS

BUDGET LINE	FMS No.	TITLE	AMOUNT RESCINDED
ED D0059	801 A29	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SOUTH BRONX CHARTER SCHOOL FOR INTERNATIONAL CULTURES AND ARTS.	\$1,500,000 (CN)
ED D0069	801 A03	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BROOKLYN CENTER FOR THE URBAN ENVIRONMENT.	\$291,000 (CN)
ED D0217	801 A11	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE JEWISH COMMUNITY COUNCIL OF THE ROCKAWAY PENINSULA.	\$500,000 (CN)
ED D0349	801 A17	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ROCKAWAY DEVELOPMENT AND REVITALIZATION CORPORATION (RDCD).	\$300,000 (CN)
ED D0439	801 A21	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE UPPER MANHATTAN COUNCIL ASSISTING NEIGHBORS (UCAN).	\$2,000,000 (CN)
ED D0541	801 A30	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE CROSS ISLAND YMCA.	\$500,000 (CN)

RESCINDMENTS FROM PRIOR CAPITAL BUDGETS

BUDGET LINE	FMS No.	TITLE	AMOUNT RESCINDED
HE D0030	816 A04	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE ARTHUR ASHE INSTITUTE FOR URBAN HEALTH.	\$200,000 (CN)
HL D0049	816 A08	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE BELLEVUE HOSPITAL CENTER.	\$400,000 (CN)
HL D0082	816 A19	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE CHARLES B. WANG COMMUNITY HEALTH CENTER.	\$150,000 (CN)
HE D0271	816 A35	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MOUNT SINAI ADOLESCENT HEALTH CENTER.	\$300,000 (CN)
HE D0275	816 A36	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MOUNT SINAI HOSPITAL OF QUEENS.	\$1,500,000 (CN)
HE D0283	816 A37	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NARAL PRO-CHOICE NEW YORK FOUNDATION.	\$369,000 (CN)

RESCINDMENTS FROM PRIOR CAPITAL BUDGETS

BUDGET LINE	FMS No.	TITLE	AMOUNT RESCINDED
HL 04298	816 A39	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE NEW YORK COLLEGE OF PODIATRIC MEDICINE.	\$335,000 (CN)
HL 04367	816 A58	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR SAINT MARY'S HEALTHCARE SYSTEM FOR CHILDREN.	\$2,740,000 (CN)
HL 04369	816 A59	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR SAINT VINCENT'S HOSPITAL.	\$486,000 (CN)
HL 04377	816 A61	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE SEPHARDIC ADDICTION AND FAMILY EDUCATION FOUNDATION INC. (SAFE).	\$1,500,000 (CN)
HL 04456	816 A69	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE WICKOFF HEIGHTS MEDICAL CENTER.	\$1,252,000 (CN)
HR 04445	096 A10	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE VOCATIONAL FOUNDATION, INC.	\$95,000 (CN)
HR 04002	096 002	ACQUISITION, CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, INCLUDING FURNISHINGS AND EQUIPMENT, FOR SITES AND FACILITIES FOR USE BY HUMAN RESOURCES ADMINISTRATION, QUEENS	\$2,453,000 (CN)

RESCINDMENTS FROM PRIOR CAPITAL BUDGETS

BUDGET LINE	FMS No.	TITLE	AMOUNT RESCINDED
PW 0508	856 030	CITY COUNCIL FUNDING FOR THE PURCHASE OF VEHICLES AND OTHER EQUIPMENT HAVING A UNIT COST OF AT LEAST \$35,000 AND A LIFE EXPECTANCY OF AT LEAST FIVE YEARS FOR USE BY THE DEPARTMENT OF CITYWIDE ADMINISTRATIVE SERVICES, OTHER CITY AGENCIES, OR FOR OTHER PROJECTS WITH A CITY PURPOSE.	\$140,000 (CN)
PW 04085	856 A10	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE CARIBBEAN AMERICAN CHAMBER OF COMMERCE AND INDUSTRY INC. (CACCI).	\$3,100,000 (CN)
PW 04177	856 A27	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE HAITIAN AMERICANS UNITED FOR PROGRESS	\$3,000,000 (CN)
PW 04178	856 A28	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE HAMILTON HEIGHTS WEST HARLEM COMMUNITY PRESERVATION ORGANIZATION.	\$60,000 (CN)
PW 04211	856 A31	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE JEWISH COMMUNITY CENTER OF CANARSIE.	\$500,000 (CN)
PW 04270	856 A45	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MOUNT HOPE COMMUNITY CENTER.	\$2,000,000 (CN)

RESCINDMENTS FROM PRIOR CAPITAL BUDGETS

BUDGET LINE	FMS No.	TITLE	AMOUNT RESCINDED
HR 8005	841 005	GRADE, REGULATE AND PAVE VARIOUS STREETS AND ALL REQUIRED ANCILLARY WORK, STATEN ISLAND	\$1,000,000 (CN)
LN 8328	037 003	CONSTRUCTION OF A NEW GREAT KILLS BRANCH LIBRARY, STATEN ISLAND	\$12,000 (CN)
P 04020	846 020	CITY COUNCIL FUNDING FOR MISCELLANEOUS PARKS, PARKWAYS, PLAYGROUNDS AND STRUCTURES: CONSTRUCTION, RECONSTRUCTION AND IMPROVEMENTS, STATEN ISLAND	\$211,000 (CN)
P 04171	846 055	CITY COUNCIL FUNDING FOR THE CONSTRUCTION AND RECONSTRUCTION OF WALLS, TRIANGLES AND PARK ENVIRONMENTS, CITYWIDE	\$65,000 (CN)
P 04994	846 059	CITY COUNCIL FUNDING FOR THE CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE.	\$36,000 (CN)
PW 04278	126 A11	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE MUSEUM OF ARTS AND DESIGN.	\$77,372 (CN)
PW 8490	126 005	DEVELOPMENT OF SNUG HARBOR SITE, PURCHASE OF EQUIPMENT AND VEHICLES, RECONSTRUCTION OF BUILDINGS, STATEN ISLAND.	\$125,000 (CN)
PW 04077	856 077	ACQUISITION, CONSTRUCTION, RECONSTRUCTION, MODERNIZATION OF, IMPROVEMENTS TO, EQUIPMENT AND VEHICLES FOR PUBLIC BUILDINGS AND ADJACENT AREAS, AND OTHER PROJECTS WITH A CITY PURPOSE, CITYWIDE.	\$24,000 (CN)
PW 04005	856 012	CITY COUNCIL FUNDING FOR ACQUISITION, CONSTRUCTION, RECONSTRUCTION, MODERNIZATION OF, IMPROVEMENTS TO, AND EQUIPMENT AND VEHICLES FOR, PUBLIC BUILDINGS AND ADJACENT AREAS AND OTHER PROJECTS WITH A CITY PURPOSE, CITYWIDE.	\$3,455,000 (CN)

RESCINDMENTS FROM PRIOR CAPITAL BUDGETS

BUDGET LINE	FMS No.	TITLE	AMOUNT RESCINDED
PW 04348	856 A61	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE RIVERDALE YOUNG MEN'S AND YOUNG WOMEN'S HEBREW ASSOCIATION (YM & YWHA).	\$500,000 (CN)
PW 04350	856 A72	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR SOUNDVIEW COMMUNITY IN ACTION.	\$75,000 (CN)
PW 04460	856 A89	CONSTRUCTION, RECONSTRUCTION, ACQUISITION OR INSTALLATION OF A NON-CITY OWNED PHYSICAL PUBLIC BETTERMENT OR IMPROVEMENT WITH A CITY PURPOSE, WHICH WOULD BE CLASSIFIED AS A CAPITAL ASSET UNDER GENERALLY ACCEPTED ACCOUNTING PRINCIPLES FOR MUNICIPALITIES; FOR THE YOUNG MEN'S CHRISTIAN ASSOCIATION (YMCA) OF GREATER NEW YORK.	\$500,000 (CN)
TD 04018	841 007	CITY COUNCIL FUNDING FOR THE PURCHASE OF AUTOMOTIVE AND OTHER EQUIPMENT HAVING A UNIT COST OF AT LEAST \$35,000 AND A LIFE EXPECTANCY OF AT LEAST FIVE YEARS FOR USE BY THE DEPARTMENT OF TRANSPORTATION	\$750,000 (CN)
TF 04005	841 005	INCIDENTAL TRAFFIC IMPROVEMENTS AND ALL REQUIRED ANCILLARY WORK AND STUDIES, CITYWIDE	\$130,000 (CN)
WP 0283	826 821	UPGRADE NEWTOWN CREEK WATER POLLUTION CONTROL PROJECT, INCLUDING LAND ACQUISITION AND ASSOCIATED DRAINAGE AREAS, BROOKLYN, QUEENS AND MANHATTAN	\$185,000,000 (CN)

And be it further Resolved;

Res. No. 326

Resolution by the New York City Council pursuant to Section 254 of the New York City Charter, that the Capital Budget for Fiscal Year 2011 and Capital Program for the ensuing three years, as set forth in the Executive Capital Budget for the Fiscal Year 2011 and Capital Program as submitted by the Mayor as augmented by the borough presidents pursuant to Section 249 of the New York City Charter, and amended by the Schedule of

Changes approved under resolution a, including amounts reallocated by the rescindment of amounts from prior Capital Budget appropriations, is hereby adopted in the total amounts as follows (Resolution B).

By Council Member Recchia:

**RESOLVED**, by the City Council pursuant to Section 254 of the New York City Charter, that the Capital Budget for the Fiscal Year 2011 and Capital Program for the ensuing three years, as set forth in the Executive Capital Budget for Fiscal Year 2011 and Capital Program as submitted by the Mayor as augmented by the Borough Presidents pursuant to Section 249 of the New York City Charter, and amended by the schedule of changes approved under Resolution A, including amounts reallocated by the rescindment of amounts from prior Capital Budget appropriations, is hereby adopted in the total amounts as follows. (Resolution B)

2011	2012	2013	2014		
\$7,574,947,882	\$2,808,790,937	\$3,712,344,109	\$3,170,276,587	CITY	NON-
				EXEMPT	
1,106,780,556	804,565,400	982,998,629	1,108,424,143	CITY EXEMPT	
972,668,955	564,145,755	213,184,721	221,671,000	FEDERAL	
1,267,605,418	1,084,684,269	1,088,793,000	1,410,897,982	STATE	
245,661,670	0	0	0	PRIVATE	
\$11,147,664,481	\$5,262,176,361	\$5,997,320,459	\$5,911,269,712	TOTAL FUNDS	

**ATTACHMENT:**

RESOLUTION B  
CITY COUNCIL  
CITY OF NEW YORK

RESOLVED, BY THE CITY COUNCIL PURSUANT TO SECTION 254 OF THE NEW YORK CITY CHARTER, THAT THE CAPITAL BUDGET FOR THE FISCAL YEAR 2011 AND CAPITAL PROGRAM FOR THE ENSUING THREE YEARS, AS SET FORTH IN THE EXECUTIVE CAPITAL BUDGET FOR FISCAL YEAR 2011 AND CAPITAL PROGRAM AS SUBMITTED BY THE MAYOR ON MAY 6, 2010 AS AUGMENTED BY THE BOROUGH PRESIDENTS PURSUANT TO SECTION 249 OF THE NEW YORK CITY CHARTER, AND AMENDED BY THE SCHEDULE OF CHANGES APPROVED UNDER RESOLUTION A, INCLUDING AMOUNTS REALLOCATED BY THE RESCINDMENT OF AMOUNTS FROM PRIOR CAPITAL BUDGET APPROPRIATIONS, IS HEREBY ADOPTED IN THE TOTAL AMOUNTS AS FOLLOWS:

2011	2012	2013	2014	
\$7,574,947,982	\$2,808,780,937	\$3,712,344,109	\$3,170,276,587	CITY NON-EXEMPT
1,106,780,556	804,565,400	982,998,629	1,108,424,143	CITY EXEMPT
972,668,955	564,145,755	213,184,721	221,671,000	FEDERAL
1,267,605,418	1,084,684,269	1,088,793,000	1,410,897,982	STATE
245,661,670	0	0	0	PRIVATE
\$11,167,664,481	\$5,262,176,361	\$5,997,320,459	\$5,913,269,712	TOTAL FUNDS

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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-93

**Report of the Committee on Finance in favor of approving a Communication from the Mayor in regard to submitting the Proposed City Fiscal Year 2011 Community Development Program, the Proposed CFY'11 Budget, the Proposed Reallocations-the CD XXXVI Funds, Proposed CD XXXVII Statement of Objectives and Budget, dated May 6, 2010.**

The Committee on Finance, to which the annexed communication was referred on May 12, 2010 (Minutes, page 1589), respectfully

**REPORTS:**

*After careful and due deliberation, this Committee decided to recommend the adoption of the Community Development Program Budget.*

Accordingly, this Committee recommended the adoption of M-93 & Res No. 327.

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

Res. No. 327

**Resolution approving the Fiscal Year 2011 Community Development Program, reallocation of Thirty Sixth Year Community Development Funds, and the proposed Thirty Seventh Year Community Development Program.**

By Council Member Recchia.

**RESOLVED**, That the Council of the City of New York hereby approves, as modified the proposed Community Development Budget and Program for Fiscal Year 2011 as submitted by the Mayor in accordance with the schedule of changes contained in the attached committee report; and be it further

**RESOLVED**, That the Council of the City of New York hereby approves the proposed reallocation of Thirty Sixth Year Community Development Funds as submitted by the Mayor in accordance with the schedule of changes contained in the attached committee report; and be it further

**RESOLVED**, That the Council of the City of New York hereby will have the opportunity to review the allocation as part of the Fiscal Year 2011 budget adoption, of that portion of the Thirty Seventh Year Community Development Budget (one-half of the anticipated entitlement grant amount, as well as the remainder of all other sources) that will be scheduled to be spent in Fiscal Year 2012 and not Fiscal Year 2011.

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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

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

Report for M-172

**Report of the Committee on Finance in favor of approving a Communication from the Chancellor in regard to submitting an amendment to the five-year educational facilities capital plan for 2010-2014.**

The Committee on Finance, to which the annexed communication was referred on June 29, 2010, respectfully

**REPORTS:**

Introduction. On June 29, 2010, at a meeting of the Committee on Finance of the Council of the city of New York (the "Council"), the Committee on Finance received a communication, dated February 2, 2010, from the Chancellor of the New York City Public Schools, officially transmitting an amendment to the Five-Year Educational Facilities Capital Plan for fiscal years 2010-2014 (the "Plan"). Section 2590-p of the State Education Law (Section 2590-p) provides for the submission by the Chancellor to the Council of amendments to a Five Year Educational Facilities Capital Plan. In addition, a memorandum of understanding entered into by the Chancellor of the New York City Department of Education ("Chancellor"), the Speaker of the New York City Council (the "Speaker"), and the Mayor of the city of New York (the "Mayor") requires annual amendments to the Plan.

Analysis. Generally, the State Education Law sets forth a planning process for repair, maintenance and construction work in the City's public school facilities. Section 2590-p of the Education Law requires the Chancellor to prepare five-year educational facilities capital plans ("Five-year Plans"). These Five-year Plans are required to break down the work proposed to be performed on the school facilities into categories called program elements and to provide cost estimates and start and completion dates for design and construction of projects.

Since the 2002 State School Governance Legislation brought the City School System under increased local control, section 2590-p requires the Speaker, and the Mayor to approve the Five-year Plans. In addition, Section 2590-p provides for Council approval of amendments to the Plan.

On June 24, 2004, after extensive discussions and negotiations with the Department of Education, the Council approved the FY 2005-2009 Plan ("2005 Plan"). As a condition to Council approval of the 2005 Plan, the Council, the Chancellor and the Mayor also entered into a Memorandum of Understanding ("2004 MOU"), effective June 24, 2004, which memorialized, *inter alia*, the parties' intent to balance the need for specificity with regard to the projects to be undertaken in the Plan's out-years with the need for flexibility in the planning process. The 2004 MOU accomplished this by providing for an annual amendment process as

well as an amendment if there was a shortfall in State funding relied upon to finance the Plan.

Paragraph 1(a) of the 2004 MOU sets forth the requirement for the annual amendment to be submitted to the Council no later than March first of each year. Such amendment must also include for the ensuing fiscal year of the Plan, "each project, including but not limited to each project to be funded through each School Improvement and Restructuring Allocation, to be undertaken in such year, including siting and/or location of each project (by building, region or school district, as appropriate), cost estimates, start dates and completion dates, and any other information required by §2590-p for each project;". The 2004 MOU expired at the termination of the 2005 Plan.

On June 19, 2009, the New York City Council adopted the Five Year Educational Facilities Capital Plan for fiscal years 2010 through 2014 for the New York City Public Schools (the "Plan") as submitted by the Mayor, pursuant to §2590-p of the State Education Law. On the date of adoption of the Plan, the parties executed an Amended Memorandum of Understanding ("Amended MOU"), which extended the terms of the 2004 MOU, which required, *inter alia*, the Chancellor to submit annual amendments to the 2005 Plan to the Mayor and the City Council for their respective consideration and approval. The Amended MOU extended the terms of the 2004 agreement to the Plan for an additional year. The Amended MOU expired on June 19, 2010.

On June 29, 2010, the Mayor, the Speaker, and the Chancellor entered into a Memorandum of Understanding ("2010 MOU"), which extended the terms of the 2004 MOU and the Amended MOU to the Plan. In addition, the 2010 MOU requires:

1. The School Construction Authority ("SCA") shall post to its website a report detailing the schedules and budgets for all capital projects, disaggregated by school district, currently in process. Such report shall be updated on-line on a quarterly basis;
2. Within thirty (30) days of completion of the Alternate Site Analysis, or similar document that provides an analysis of at least one alternative site that was not selected in SCA's site selection process for the construction of a new school facility, the SCA shall post such analysis, and related Notice of Filing and Site Plan on its website;
3. Within thirty (30) days of completion of the Annual Facilities Survey, or similar survey that contains an inventory of all of the rooms in a school facility and their usage, the DOE shall post information contained in this survey on its website information;
4. The New York City Department of Education ("DOE") and the SCA to provide each City Council Borough Delegation a status update of the Capital Plan to the City Council. Such update shall include, but not be limited to, the progress of the Capacity projects and Capital Improvement Projects.

In the first week of February 2010, the DOE released its first amendment to the Plan (the "Amendment") that was submitted by the Chancellor and received by the Council on February 2, 2010.

The Amendment, which is based on the original \$11.3 billion funding level as the Plan, maintains the same format as the Plan. The Amendment includes an additional \$300 million made available from other funding sources including the City Council and the Borough Presidents; \$5.4 billion for the Capacity Program, which has been expanded to include in all elements of the Plan that result in new or replacement capacity; and \$6.3 billion for Capital Investment.

Description of Above-captioned Resolution. In the above-captioned resolution, the Council would approve the first amendment to the Plan pursuant to §2590-p of the State Education Law, and Paragraph (1)(a) of the 2010 MOU providing for annual amendments.

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

Res. No. 328

**Resolution approving, pursuant to Section 2590-p of the State Education Law and paragraph(1)(a) of the Memorandum of Understanding, dated June 29, 2010, among the Mayor, the Speaker and the Chancellor, the amendment to the Five Year Educational Facilities Capital Plan for 2010 -**

**2014 submitted by the Chancellor in a communication dated February 2, 2010.**

By Council Member Recchia.

**WHEREAS**, State Education Law Section 2590-p provides for the development and approval, every five years, of a five-year educational facilities capital plan and amendments thereto; and

**WHEREAS**, On June 19, 2009, after extensive discussions and negotiations with the Department of Education over the content and specifics of the proposed and final proposed Five-Year Educational Facilities Capital Plan, the Council of the city of New York approved the current Five-Year Educational Facilities Capital Plan for the period July 1, 2009 until June 31, 2014 ("Plan") pursuant to Section 2590-p of the Education Law; and

**WHEREAS**, On the date of adoption of the Plan, the parties executed an Amended Memorandum of Understanding (hereinafter referred to as the "Amended MOU"), which extended the terms of an agreement executed on June 24, 2004 (hereinafter referred to as the "2004 MOU") that required, *inter alia*, the Chancellor of the New York City Department of Education ("Chancellor") to submit annual amendments to the FY 2005-2009 Five-Year Educational Facilities Capital Plan ("2005 Plan") to the Mayor and the City Council for their respective consideration and approval; and

**WHEREAS**, The Amended MOU extended the terms of the 2004 MOU to the Plan for an additional year; and

**WHEREAS**, The Amended MOU expired on June 19, 2010; and

**WHEREAS**, On June 29, 2010, the Mayor of the city of New York ("Mayor"), the Speaker of the Council of the city of New York ("Speaker"), and the Chancellor entered into a Memorandum of Understanding ("2010 MOU"), which extended the terms of the 2004 MOU and the Amended MOU to the Plan; and

**WHEREAS**, In addition, the 2010 MOU requires:

- 1) The School Construction Authority ("SCA") shall post to its website a report detailing the schedules and budgets for all capital projects, disaggregated by school district, currently in process. Such report shall be updated on-line on a quarterly basis;
- 2) Within thirty (30) days of completion of the Alternate Site Analysis, or similar document that provides an analysis of at least one alternative site that was not selected in SCA's site selection process for the construction of a new school facility, the SCA shall post such analysis, and related Notice of Filing and Site Plan on its website; and
- 3) Within thirty (30) days of completion of the Annual Facilities Survey, or similar survey that contains an inventory of all of the rooms in a school facility and their usage, the DOE shall post information contained in this survey on its website information; and
- 4) The New York City Department of Education ("DOE"), and the SCA to provide a status update of the Capital Plan to the City Council. Such update shall include, but not be limited to, the progress of the Capacity projects and Capital Improvement Projects; and

**WHEREAS**, In the first week of February 2010, the Department of Education released its first annual amendment to the Plan (hereinafter referred to as the "Amendment"); and

**WHEREAS**, The Amendment, which is based on the original \$11.3 billion funding level as the Plan, includes an additional \$300 million made available from other funding sources including the City Council and the Borough Presidents; \$5.4 billion for the Capacity Program, which has been expanded to include in all elements of the Plan that result in new or replacement capacity; and \$6.3 billion for Capital Investment; now, therefore be it

**WHEREAS**, The Amendment was submitted by the Chancellor and received by the Council on February 2, 2010; now, therefore be it

**RESOLVED**, That the Council of The city of New York hereby approves, pursuant to Section 2590-p of the Memorandum of Understanding, dated June 29, 2010, among the Mayor, the Speaker, and the Chancellor, the Amendment to the Five Year Educational Facilities Capital Plan for 2010-2014 submitted by the Chancellor in a communication dated February 2, 2010.

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D.

FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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

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

Report for M-173

**Report of the Committee on Finance in favor of approving a Resolution of the Council of the City of New York fixing the tax rate for the Fiscal Year 2011, adopted June 29, 2010 upon the recommendation of the Committee on Finance of the Council.**

The Committee on Finance, to which the annexed communication was referred on June 29, 2010, respectfully

**REPORTS:**

Introduction. On May 6, 2010, the Mayor submitted the executive budget for Fiscal 2011 to the Council pursuant to Section 249 of the Charter. On the date hereof, the Council adopted the budget for Fiscal 2011 pursuant to Section 254 of the Charter (the "Fiscal 2011 Budget"). Pursuant to Section 1516 of the Charter, the Council must fix the annual real property tax rates immediately upon such approval of the Fiscal 2011 Budget. In the resolution, captioned above, fixing the real property tax rates for Fiscal 2011 (the "Tax Fixing Resolution"), the Council fixes the annual real property tax rates, as described in greater detail below, and authorizes the levy of real property taxes for Fiscal 2011.

Determining the Amount of the Real Property Tax Levy. In the Tax Fixing Resolution, the Council determines the amount of the real property tax levy for Fiscal 2011, pursuant to the provisions of Section 1516 of the Charter, in the following manner. (1) First, the Council acknowledges the amount of the Fiscal 2011 Budget to be \$63,077,044,552, as set forth in the communication from the Mayor pursuant to Section 1515(a) of the Charter (the "Fiscal 2011 Budget Amount"). (2) The Council then acknowledges the estimate of the probable amount of all non-property tax revenues to be \$46,297,461,552, as set forth in the communication from the Mayor pursuant to Section 1515(a) of the Charter (the "Fiscal 2011 Revenue Estimate"). (Attached hereto as Exhibit A is a description of the Fiscal 2011 Revenue Estimate, detailing all sources of revenues exclusive of real property taxes.) (3) Pursuant to Section 1516 of the Charter, the Council finally determines the net amount required to be raised by tax on real property to be \$16,779,583,000, by subtracting the amount of the Fiscal 2011 Revenue Estimate from the Fiscal 2011 Budget Amount.

In order to achieve a real property tax yield of \$16,779,583,000, however, due to provision for uncollectible taxes and refunds and collection of levies from prior years equal in the aggregate to \$1,544,106,139, the Council determines that a real property tax levy of \$18,323,689,139 is required. Such amount, levied at rates on the classes of real property as further described below will produce a balanced budget within generally accepted accounting principles for municipalities.

The Council also provides for the application of the real property tax levy (net of provision for uncollectible taxes and refunds and collection of levies from prior years) to (1) debt service not subject to the constitutional operating limit, (2) debt service subject to the constitutional operating limit and (3) the Fiscal 2011 Budget in excess of the amount of the Fiscal 2011 Revenue Estimate.

Authorizing and Fixing the Real Property Tax Rates. After having determined the amount of the real property tax levy, the Council authorizes and fixes the real property tax rates. On May 25, 2010, the Commissioner of the Department of Finance (the "Commissioner") delivered the certified assessment rolls for all real property assessable for taxation in the City in each borough thereof for Fiscal 2011 to the Council, pursuant to Section 1514 of the Charter (the "Fiscal 2011 Assessment Rolls"). On June 29, 2010, the Council adopted a resolution in which the Council computed and certified the current base proportion, the current percentage and the base percentage of each class of real property in the City for Fiscal 2011 pursuant to Section 1803-a (1), Real Property Tax Law (the "Current Base Proportion Resolution"). On June 29, 2010, pursuant to Section 1803-a, Real Property Tax Law, the Council adopted a resolution in which the Council adjusted the current base proportions of each class of real property in the City for Fiscal 2011, to reflect the additions to, and full or partial removal from, the Fiscal 2011

Assessment Rolls (the "Adjusted Base Proportion Resolution").

The following sections describe the determinations the Council must make before it fixes the real property tax rates and the process by which the Council fixes the real property tax rates.

*Assessed Valuation Calculations.* In the Tax Fixing Resolution, the Council sets out the assessed valuation calculations of taxable real property in the City by class within each borough of the City. Next, the Council sets out the assessed valuation (1) by class of real property for the purpose of taxation (exclusive of the assessed valuation of veterans' real property exempt under state law from tax for general purposes but subject to tax for school purposes) in each borough of the City and (2) by class of veterans' real property subject to tax for school purposes in each borough of the City.

*Compliance with Constitutional Operating Limit Provisions.* In the Tax Fixing Resolution, the Council also provides evidence of compliance with constitutional operating limit provisions. The Council determines that the amount to be levied by tax on real property for the Fiscal 2011 Budget does not exceed the limit imposed by Section 10, Article VIII of the Constitution of the State of New York, as amended, and Article 12-A, Real Property Tax Law (the "Operating Limit Provisions"). The Operating Limit Provisions require that the City not levy taxes on real property in any fiscal year in excess of an amount equal to a combined total of two and one-half percent (2 1/2%) of the average full valuation of taxable real property, determined by taking the assessed valuations of taxable real property on the last completed assessment roll and the four (4) preceding assessment rolls of the City and applying thereto the special equalization ratio which such assessed valuations of each such roll bear to the full valuations as fixed and determined by the State Office of Real Property Services ("ORPS"), minus (i) the amount to be raised by tax on real property in such year for the payment of the interest on and the redemption of certificates of other evidence of indebtedness described in the Constitution and (ii) the aggregate amount of business improvement district charges exclusive of debt service.

*Adjusted Base Proportions.* The Tax Fixing Resolution sets forth the adjusted base proportions for Fiscal 2011, pursuant to the Adjusted Base Proportion Resolution, to be used in determining the Fiscal 2011 tax rates for the four classes of properties.

*Tax Rates on Adjusted Base Proportions.* Finally, in the Tax Fixing Resolution, the Council authorizes and fixes, pursuant to Section 1516 of the Charter, the rates of tax for Fiscal 2011 by class (1) upon each dollar of assessed valuation of real property subject to taxation for all purposes of, and within, the City, as fixed in cents and thousandths of a cent per dollar of assessed valuation, as follows:

All One-, Two- and Three-Family	
Residential Real Property.....	0.17788
All Other Residential Real Property.....	0.13353
Utility Real Property.....	0.12560
All Other Real Property.....	0.10227

and (2) upon each dollar of assessed valuation of veterans' real property exempt under state law from tax for general purposes but subject to tax for school purposes of, and within, the City, as fixed in cents and thousandths of a cent per dollar of assessed valuation, as follows:

All One-, Two- and Three-Family	
Residential Real Property.....	0.10455
All Other Residential Real Property.....	0.07877
Utility Real Property.....	0.00000
All Other Real Property.....	0.06040

Authorization of the Levy of Property Taxes for Fiscal 2011. The Council authorizes and directs the Commissioner, pursuant to Section 1517 of the Charter, to set down in the Fiscal 2011 Assessment Rolls, opposite to the several sums set down as the valuation of real property, the respective sums to be paid as a tax thereon and add and set down the aggregate valuations of real property in the boroughs of the City and send a certificate of such aggregate valuation in each such borough to the State Comptroller. The Tax Fixing Resolution then requires the City Clerk to procure the proper warrants, in the form attached thereto, such warrants to be signed by the Public Advocate and counter-signed by the City Clerk.

The Tax Fixing Resolution would take effect as of the date of adoption.

Accordingly, the Committee on Finance recommends adoption of the Tax Fixing Resolution.

**EXHIBIT A**

**ESTIMATED FISCAL YEAR 2011 REVENUE  
OTHER THAN REAL PROPERTY TAXES  
Summarizing by Source of Revenue**

Source of Revenue	Estimate of Revenue
<b>Taxes (excluding Real Estate Taxes):</b>	
General Sales (1) .....	\$5,145,000,000
Personal Income (Excluding Transitional Finance Authority Debt) .....	7,557,000,000
General Corporation .....	2,478,000,000
Commercial Rent .....	566,000,000
Utility .....	383,000,000
Banking Corporation .....	838,700,000
Mortgage Recording .....	455,000,000
Unincorporated Business .....	1,588,000,000
Real Property Transfer .....	628,000,000
Cigarette .....	92,000,000
Hotel Occupancy .....	373,000,000
<b>Other:</b>	
Penalty and Interest .....	42,000,000
Off-Track Betting .....	0
Off-Track Betting Surtax .....	4,250,000
Payments in Lieu of Tax .....	245,022,000
Section 1127 (Waiver) .....	103,900,000
Beer and Liquor .....	23,000,000
Auto Use .....	28,000,000
Commercial Motor Vehicle .....	47,500,000
Taxicab License Transfer .....	7,000,000
Liquor License Surcharge .....	5,000,000
Horse Race Admissions .....	35,000
Other Refunds .....	(29,000,000)
State Tax Relief Program ("STAR") for Personal Income and Real Property Taxes.....	<u>942,500,000</u>
	<u>21,522,907,000</u>
<b>Miscellaneous Revenue:</b>	
Licenses, Franchises, etc.....	480,854,456
Interest Income.....	47,800,000
Charges for Services.....	750,851,863
Water and Sewer Charges.....	1,331,675,000
Rental Income.....	243,077,000
Fines and Forfeitures.....	848,471,000
Miscellaneous.....	<u>593,173,731</u>
	<u>4,295,903,050</u>

**EXHIBIT A**

**ESTIMATED FISCAL YEAR 2011 REVENUE  
OTHER THAN REAL PROPERTY TAXES  
Summarizing by Source of Revenue**

Source of Revenue	Estimate of Revenue
<b>Grants:</b>	
Federal .....	6,795,896,872
State .....	11,281,864,390
Provision for Disallowances .....	(15,000,000)
	<u>18,062,761,262</u>
<b>Unrestricted State and Federal Aid:</b>	
N.Y. State Revenue Sharing .....	0
Other Unrestricted Aid .....	<u>14,407,069</u>
	<u>14,407,069</u>
Transfer from Capital Funds .....	<u>558,160,389</u>
Tax Audit Revenue and Other Initiatives.....	<u>622,000,000</u>
Tax Program.....	<u>(12,400,000)</u>
Other Categorical Grants.....	<u>1,233,722,782</u>
Amount of Estimated Revenue other than Real Estate Taxes.....	<u>\$46,297,461,552</u>

**FOOTNOTES**

(1) Fiscal 2011 administrative expenses of the New York State Financial Control Board ("FCB") and the Office of the State Deputy Comptroller ("OSDC"), the "State Oversight Retention Requirements", have been treated only for accounting and financial reporting purposes of the City as if they were City expenditures. Consequently, the above estimates of General Fund receipts for Fiscal 2011 do not reflect anticipated reductions in amounts to be received by the City from the 4.5

percent sales tax levied in the City (the "City Sales Tax") pursuant to State Oversight Retention Requirements. In fact, the State Oversight Retention Requirements are to be retained by the State from the City Sales Tax and will therefore reduce the funds which are paid to the City from the City Sales Tax. This presentation of State Oversight Retention Requirements (instead of being shown as a reduction in City Sales Tax) has no bearing on the statutory relationship between the City, on the one hand, and the FCB and OSDC, on the other hand.

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

Res. No. 329

**Resolution to provide the amounts necessary for the support of the Government of the City of New York and the counties therein and for the payment of indebtedness thereof, for the Fiscal Year beginning on July 1, 2010 and ending on June 30, 2011, by the levy of taxes on the real property in the City of New York, in accordance with the provisions of the Constitution of the State of New York, the Real Property Tax Law and the Charter of the City of New York.**

By Council Member Recchia.

**Whereas**, on May 6, 2010, pursuant to the Section 249 of the Charter of the City of New York ("the Charter"), the Mayor of the City of New York (the "Mayor") submitted to the Council of the City of New York (the "Council"), the executive budget for the support of the government of the City of New York and the counties therein (collectively, the "City") for the fiscal year beginning on July 1, 2010 and ending on June 30, 2011 ("Fiscal 2011"); and

**Whereas**, on May 25, 2010, pursuant to Section 1514 of the Charter, the Commissioner of the Department of Finance (the "Commissioner") delivered to the Council, the certified assessment rolls for all real property assessable for taxation in the City in each borough thereof for Fiscal 2011, a certified copy of which is in the Office of the Clerk of the City pursuant to Section 516, Real Property Tax Law (the "Fiscal 2011 Assessment Rolls"); and

**Whereas**, on June 29, 2010, the Council adopted a resolution in which the Council computed and certified the current base proportion, the current percentage and the base percentage of each class of real property in the City for Fiscal 2011 pursuant to Section 1803-a(1), Real Property Tax Law (the "Current Base Proportion Resolution"); and

**Whereas**, on June 29, 2010, pursuant to Section 1803-a, Real Property Tax Law, the Council adopted a resolution in which the Council adjusted the current base proportion of each class of real property in the City for Fiscal 2011, to reflect the additions to, and full or partial removal from, the Fiscal 2011 Assessment Rolls (the "Adjusted Base Proportion Resolution"); and

**Whereas**, on June 29, 2010, pursuant to Section 254 of the Charter, the Council adopted the budget for the support of the government of the City and for the payment of indebtedness thereof for Fiscal 2011 (the "Fiscal 2011 Budget"); and

**Whereas**, on June 29, 2010, pursuant to Section 1515(a) of the Charter, the Mayor prepared and submitted to the Council, a statement setting forth the amount of the Fiscal 2011 Budget as approved by the Council (the "Fiscal 2011 Budget Statement") and an estimate of the probable amount of receipts into the City treasury during Fiscal 2011 from all the sources of revenue of the general fund and all receipts other than those of the general fund and taxes on real property, a copy of which is attached hereto as Exhibit A (the "Fiscal 2011 Revenue Estimate");

NOW, THEREFORE, be it resolved by The Council of The City of New York as follows:

**Section 1. Fixing of Real Property Tax Rates for Fiscal 2011.**

a. Determining the Amount of the Real Property Tax Levy.

(i) The total amount of the Fiscal 2011 Budget as set forth in the Fiscal 2011 Budget Statement is \$63,077,044,552.

(ii) The estimate of the probable amount of receipts into the City treasury during Fiscal 2011 from all the sources of revenue of the general fund and all receipts other than those of the general fund and taxes on real property as set forth in the Fiscal 2011 Revenue Estimate is \$46,297,461,552.

(iii) Pursuant to Section 1516 of the Charter, the Council hereby determines that the amount required to be raised by tax on real property shall be \$16,779,583,000,

which is derived from deducting the amount set forth in the Fiscal 2011 Revenue Estimate from the amount of the Fiscal 2011 Budget.

(iv) In order to achieve a real property tax yield of \$16,779,583,000 due to provision for uncollectible taxes and refunds and collection of levies from prior years, the Council hereby determines that a real property tax levy of \$18,323,689,139 will be required, calculated as follows:

Not Subject to the 2 ½ percent Tax Limitation:

For Debt Service:

Funded Debt \$843,582,442

Amount Required for Debt Service and Financing as:

Provision for Uncollectible Taxes \$70,138,039  
 Provision for Refunds \$19,808,090  
 Collection of Prior Years' Levies (\$12,317,213) \$921,211,358

Subject to the 2 ½ percent Tax Limitation:

For Debt Service:

Temporary Debt

Interest on Temporary

Debt \$74,623,611

For General Operating Expenses:

Funds Required \$15,861,376,947

Amount Required for Debt Service and Operating

Expenses as:

Provision for Uncollectible Taxes \$1,324,968,100  
 Provision for Refunds \$374,191,910  
 Collection of Prior Years' Levies (\$232,682,787) 17,402,477,781

**TOTAL REAL PROPERTY TAX LEVY \$18,323,689,139**

The Council hereby determines that such amount, levied at such rates on the classes of real property pursuant to paragraph (iv) of subsection b below will produce a balanced budget within generally accepted accounting principles for municipalities.

(v) The real property tax levy, net of provision for uncollectible taxes and refunds and the collection of levies from prior years, determined pursuant to clause (iv) above shall be applied as follows:

(A) For payment of debt service not subject to the 2 ½ percent tax limitation: \$843,582,442

(B) For debt service on short-term debt subject to the 2 ½ percent tax limitation: \$74,623,611

(C) To provide for conducting the public business of the City and to pay the appropriated expenditures for the counties therein as set forth in the Fiscal 2011 Budget in excess of the amount of revenues estimated in the Fiscal 2011 Revenue Estimate: \$15,861,376,947

**b. Authorizing and Fixing the Real Property Tax Rates.**

(i) Assessed Valuation Calculations of Taxable Real Property in the City. The Fiscal 2011 Assessment Rolls set forth the following valuations by class within each borough of the City.

(A) The assessed valuation by class of real property for the purpose of taxation in each borough of the City, exclusive of the assessed valuation of veterans' real property exempt under state law from tax for general purposes but subject to tax for school purposes is set forth below:

Assessment by Class of Property Subject to Taxation for All Purposes					
Borough	All One, Two and Three Family Residential Real Property*	All Other Residential Real Property	Utility Real Property	All Other Real Property	Assessment of Property Subject to Taxation for All Purposes
Manhattan	\$694,859,641	\$36,090,124,840	\$4,221,032,984	\$52,382,865,447	\$93,388,882,912
The Bronx	1,338,758,191	2,908,204,541	1,399,402,484	2,755,929,079	8,402,294,295
Brooklyn	4,677,682,949	6,304,610,491	2,404,781,168	5,844,836,152	19,231,910,760
Queens	6,659,725,453	5,703,043,490	2,367,313,235	8,359,954,275	23,090,036,453
Staten Island	2,446,986,667	258,640,690	643,453,013	1,527,099,267	4,876,179,637
<b>TOTAL</b>	<b>\$15,818,012,901</b>	<b>\$51,264,624,052</b>	<b>\$11,035,982,884</b>	<b>\$70,870,684,220</b>	<b>\$148,989,304,057</b>

(B) The assessed valuation by class of veterans' real property exempt under state law from tax for general purposes but subject to tax for school purposes in each borough of the City is set forth below:

Assessment by Class of Veterans' Property Exempted under State Law from Tax for General Purposes but Subject to Tax for School Purposes					
Borough	All One, Two and Three Family Residential Real Property*	All Other Residential Real Property	Utility Real Property	All Other Real Property	Total Assessment of Veterans' Property Exempted under State Law from Tax for General Purposes but Subject to Tax for School Purposes
Manhattan	\$924,693	\$90,829,607	\$0	\$40,500	\$91,794,800
The Bronx	14,161,154	3,689,230	0	15,201	17,865,585
Brooklyn	41,873,712	10,806,838	0	26,649	52,707,199
Queens	79,775,808	32,427,035	0	38,973	112,241,816
Staten Island	47,019,564	988,932	0	9,279	48,017,775
<b>TOTAL</b>	<b>\$183,754,931</b>	<b>\$138,741,642</b>	<b>\$0</b>	<b>\$130,602</b>	<b>\$322,627,175</b>

\*Includes condominiums of three stories or fewer which have always been condominiums.

(ii) Chapter 389 of the Laws of 1997 established a new real property tax exemption providing school tax relief (Section 425, Real Property Tax Law). Pursuant to subdivision 8 of Section 425, the assessment by tax class of property subject to taxation for all purposes and the assessment by tax class of veterans' real property exempt under state law from tax for general purposes but subject to tax for school purposes has been increased by the amounts shown below for purposes of: (a) determining the City's tax and debt limits pursuant to law; (b) determining the amount of taxes to be levied; (c) calculating tax rates by tax class; and (d) apportioning taxes among classes in a special assessing unit under Article 18, Real Property Tax Law.

(A) The assessed valuation by class of real property for the purpose of taxation in each borough of the City exempted under Section 425, Real Property Tax Law, exclusive of the assessed valuation of veterans' real property exempt under state law from tax for general purposes but subject to tax for school purposes is set forth below:

Assessment by Class of Property Exempted under Section 425, Real Property Tax Law, for All Purposes				
Borough	All One, Two and Three Family Residential Real Property*	All Other Residential Real Property**	All Other Real Property	Exempted under Section 425, Real Property Tax Law, for All Purposes
Manhattan	\$5,588,462	\$217,090,883	\$319,240	\$222,998,585
The Bronx	80,316,856	31,668,580	95,644	112,081,080
Brooklyn	254,565,732	84,976,507	453,222	339,995,461
Queens	369,475,761	153,941,530	516,783	523,934,074
Staten Island	155,332,247	5,648,998	101,030	161,082,275
<b>TOTAL</b>	<b>\$865,279,058</b>	<b>\$493,326,498</b>	<b>\$1,485,919</b>	<b>\$1,360,091,475</b>

(B) The assessed valuation by class of veterans' real property exempt under state law from tax for general purposes and exempt under Section 425, Real Property Tax Law, for school purposes in each borough of the city is set forth below:

Assessment by Class of Veterans' Property Exempted under Section 425, Real Property Tax Law, for School Purposes				
Borough	All One, Two and Three Family Residential Real Property*	All Other Residential Real Property**	All Other Real Property	Total Assessment of Veterans' Property Exempted under Section 425, Real Property Tax Law, for School Purposes
Manhattan	\$0	\$8,737	\$0	\$8,737
The Bronx	35,114	31,738	0	66,852
Brooklyn	55,019	21,731	1,125	77,875
Queens	61,413	67,501	369	129,283
Staten Island	41,942	9,121	0	51,063
<b>TOTAL</b>	<b>\$193,488</b>	<b>\$138,828</b>	<b>\$1,494</b>	<b>\$333,810</b>

\*Includes condominiums of three stories or fewer which have always been condominiums.

\*\* Only residential real property held in the cooperative or condominium form of ownership qualifies for the real property tax exemption providing school tax relief.

(iii) Operating Limit Provisions. The Council hereby determines that the amount to be raised by tax on real property for the Fiscal 2011 Budget pursuant to clause (iii) of subsection (a) of Section 1 hereof does not exceed the limit imposed by Section 10, Article VIII of the Constitution of the State of New York, as amended, and Article 12-A, Real Property Tax Law (the "Operating Limit Provisions").\*

(A) The Operating Limit Provisions require that the City not raise an amount by tax on real property in any fiscal year in excess of an amount equal to a combined total of two and one-half percent (2 1/2 %) of the average full valuation of taxable real property, less (i) the amount to be raised by tax on real property in such year for the payment of the interest on and the redemption of certificates or other evidence of indebtedness described therein and (ii) the aggregate amount of district charges, exclusive of debt service, imposed in such year by business improvement districts pursuant to Article 19-A, General Municipal Law.

(B) The Operating Limit Provisions require that average full valuations of taxable real property be determined by taking the assessed valuations of taxable real property on the last completed assessment roll and the four (4) preceding assessment rolls of the City and applying thereto the special equalization ratios which such assessed valuations of each such roll bear to the full valuations as fixed and determined by the State Office of Real Property Services ("ORPS") pursuant to Section 1251, Real Property Tax Law, as shown below:

Fiscal Year	Assessed Valuations	Assessment Percentage	Full Valuations
2007.....	116,477,764,261	0.1599	\$728,441,302,445
2008.....	125,777,268,853	0.1703	738,562,941,004
2009.....	134,294,731,881	0.1848	726,703,094,594
2010.....	143,334,172,616	0.1852	773,942,616,717
2011.....	149,311,931,232	0.1770	843,570,232,949
		<i>AVERAGE</i>	<i>\$762,244,037,542</i>

2 1/2 percent thereof for Fiscal 2011..... \$19,056,100,939

Less debt service subject to the 2 1/2 percent tax limitation:  
 Temporary debt  
 Interest on temporary debt  
 ..... (\$74,623,611)

Less aggregate amount of district charges subject to the 2 1/2 percent tax limitation..... (\$85,488,624)

Constitutional amount subject to the limitation which may be raised for other than debt service in accordance with the provisions of Section 10, Article VIII, of the State Constitution..... \$18,895,988,704

\*The amount to be raised by tax on real property for purposes of the Operating Limit determination is equal to the real property tax levy as reduced by the net reductions in amounts collected as authorized by New York State law.

(iv) Adjusted Base Proportions. Pursuant to the Adjusted Base Proportion Resolution, the Council certified the following adjusted base proportions to be used in determining the Fiscal 2011 tax rates for the four classes of properties:

All One, - Two- and Three-Family Residential Real Property*.....	15.4608
All Other Residential Real Property.....	37.4187
Utility Real Property.....	7.5649
All Other Real Property.....	39.5556
<b>Total.....</b>	<b>100.0000</b>

\*Includes condominiums of three stories or fewer which have always been condominiums.

(v) Tax Rates on Adjusted Base Proportions.

(A) Pursuant to Section 1516 of the Charter, the Council hereby authorizes and fixes the rates of tax for Fiscal 2011 (1) by class upon each dollar of assessed valuation of real property subject to taxation for all purposes of, and within, the City, as fixed in cents and thousandths of a cent per dollar of assessed valuation, as follows:

	All One, Two and Three Family Residential Real Property*	All Other Residential Real Property	Utility Real Property	All Other Real Property
Subject to the 2 1/2 percent tax limitation as authorized by Article VIII, Section 10, of the State Constitution including a reserve for uncollectible taxes.....	0.16891	0.12682	0.11929	0.09713
Not subject to the 2 1/2 percent tax limitation as authorized by Article VIII, Sections 10 and 11 of the State Constitution including a reserve for uncollectible taxes.....	0.00897	0.00671	0.00631	0.00514
Decimal rate on adjusted proportion for all purposes.....	0.17788	0.13353	0.12560	0.10227

\*Includes condominiums of three stories or fewer which have always been condominiums.

and (2) by class upon each dollar of assessed valuation of veterans' real property exempt under state law from tax for general purposes but subject to tax for school purposes of, and within, the City, as fixed in cents and thousandths of a cent per dollar of assessed valuation, as follows:

	All One, Two And Three Family Residential Real Property*	All Other Residential Real Property	Utility Real Property	All Other Real Property
Subject to the 2 ½ percent tax limitation as authorized by Article VIII, Section 10, of the State Constitution including a reserve for uncollectible taxes.....	0.10200	0.07685	0.00000	0.05892
Not subject to the 2 ½ percent tax limitation as authorized by Article VIII, Sections 10 and 11 of the State Constitution including a reserve for uncollectible taxes.....	0.00255	0.00192	0.00000	0.00148
Decimal rate on adjusted proportion for all veterans' property exempted under state law from tax for general purposes but subject to tax for school purposes.....	0.10455	0.07877	0.00000	0.06040

\*Includes condominiums of three stories or fewer which have always been condominiums.

**Section 2. Authorization of the Levy of Real Property Taxes for Fiscal 2011.**

a. Pursuant to Section 1517 of the Charter, the Council hereby authorizes and directs the Commissioner to (i) set down in the Fiscal 2011 Assessment Rolls, opposite to the several sums set down as the valuation of real property, the respective sums, in dollars and cents, to be paid as a tax thereon, rejecting the fractions of a cent and add and set down the aggregate valuations of real property in the boroughs of the City and (ii) send a certificate of such aggregate valuation in each such borough to the Comptroller of the State.

b. Pursuant to Section 1518 of the Charter, immediately upon the completion of the Fiscal 2011 Assessment Rolls, the City Clerk shall procure the proper warrants in the form attached hereto as Exhibit B to be signed by the Public Advocate of the City ("Public Advocate") and counter-signed by the City Clerk authorizing and requiring the Commissioner to collect the several sums therein mentioned according to law and immediately thereafter the Fiscal 2011 Assessment Rolls of each borough shall be delivered by the Public Advocate to the Commissioner with proper warrants, so signed and counter-signed, annexed thereto.

**Section 3. Effective Date.** This resolution shall take effect as of the date hereof.

**EXHIBIT A**

Exhibit A



THE CITY OF NEW YORK  
OFFICE OF THE MAYOR  
NEW YORK, N.Y. 10007

June 29, 2010

To The HONORABLE COUNCIL OF THE CITY OF NEW YORK

For the Expense Budget of the City of New York as adopted by the Council pursuant to Section 254 of the Charter for the Fiscal Year beginning July 1, 2010 and ending June 30, 2011 (Fiscal Year 2011) the amount of appropriation is:

Amounts Appropriated	\$63,077,044,552
The probable amounts and sources of revenues (other than Real Property Taxes) for Fiscal Year 2011, as estimated by me pursuant to Section 1515 of the Charter, are as set forth below:	
Taxes (excluding Real Property Taxes)	\$21,522,907,000
Miscellaneous Revenues	\$4,295,903,050
Grants:	
Federal	6,795,896,872
State	11,281,864,390
Provision for Disallowances	(15,000,000)
Unrestricted State and Federal Aid	14,407,069
Other Categorical Aid	1,233,722,782
Transfer from Capital Funds	558,160,389
Tax Audit Revenue	622,000,000
Tax Program	(12,400,000)
	\$24,774,554,552
Making the total amount of the Expense Budget for the Fiscal Year 2011 to be financed by Real Property Taxes (after provision for uncollectibles, refunds and collection of prior years' levies):	\$16,779,583,000

Exhibit A

In order to achieve the required Real Property Tax yield of \$16,779,583,000, a Real Property Tax levy of \$18,323,689,139 will be required:

The amount of taxes on real estate to be levied subject to the 2-1/2 percent tax limitation as authorized by Article VIII Section 10 of the State Constitution including a provision for uncollectible taxes	\$17,402,477,781
The amount of taxes on real estate to be levied not subject to the 2-1/2 percent tax limitation as authorized by Article VIII Sections 10 and 11(a) of the State Constitution including a provision for uncollectible taxes	\$921,211,358
Total amount of Real Property Taxes to be levied for the Fiscal Year 2011 is	\$18,323,689,139

Very truly yours,

Michael R. Bloomberg  
Mayor

**EXHIBIT B**

## FORM OF WARRANT

## WARRANT

To David M. Frankel, Commissioner of Finance of the City of New York:

You are hereby authorized and required, in accordance with the provisions of the Real Property Tax Law and the Charter of the City of New York, to collect the real property tax on the properties named and described in the real property assessment roll in accordance with the assessments thereon and the tax rates fixed by the City Council for the fiscal year beginning on July 1, 2010.

Public Advocate of the  
City of New York

Clerk of the City of  
New York

(SEAL)

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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

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

Report for M-165

**Report of the Committee on Finance in favor of approving a Communication from the Office of Management and Budget in regard to the transfer of City funds between various agencies in Fiscal Year 2010 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter (MN-4).**

The Committee on Finance, to which the annexed communication was referred on June 29, 2010, respectfully

**REPORTS:**

Introduction. At a meeting of the Committee on Finance of the City Council of the City of New York (the "City Council") on June 29, 2010, the Committee on Finance received a communication, dated June 29, 2010 from the Office of Management and Budget of the Mayor of The City of New York (the "Mayor"), of a proposed request, attached hereto as Exhibit A (the "Modification"), to modify units of appropriation and transfer city funds in the amount of \$1,831,138,391 between various agencies in the Fiscal Year 2010 expense budget as adopted by the Council on June 19, 2009, pursuant to Section 107(b) of the Charter of the City of New York (the "Charter").

Analysis. 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 19, 2009, the Council adopted the expense budget for Fiscal Year 2010 (the "Fiscal 2010 Expense Budget"). This Modification reallocates appropriations that were reflected in the Fiscal 2010 Expense Budget;

implements expense budget changes which were reflected in the City's November, January, and Executive Financial Plan modifications, as well as changes recognized by the Fiscal Year 2011 Adoption Process. MN-4 also reallocates appropriations that were reflected in the FY 2010 Adopted Budget to fund City Council initiatives.

The net effect of this Modification is zero.

Procedure. If the Mayor wishes to transfer part or all of any unit of appropriation to another unit of appropriation from one agency to another; or when a transfer from one unit of appropriation to the another, and such transfer results in any unit of appropriation being increased or decreased by the greater of five percent or \$50,000, section 107(b) of the Charter requires that the Mayor must first notify the Council of the proposed action. Within 30 days after the first stated meeting of the Council following receipt of such notice, the Council may disapprove such proposed action. If the Council fails to approve or disapprove such proposed action within such 30-day period, the proposed action becomes effective and the Mayor has the authority to make such transfer.

Description of Above-captioned Resolution. In the above-captioned resolution, the Council would approve the Modification pursuant to Section 107(b) of the Charter. Such resolution would take effect as of the date of adoption.

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

TO: Honorable Christine C. Quinn  
Speaker

Honorable Domenic M. Recchia, Jr.  
Chairman, Finance Committee

FROM: Preston Niblack  
Director, Finance Division

DATE: June 29, 2010

SUBJECT: A budget modification (MN-4) for Fiscal Year 2010 to reallocate appropriations in the FY 2010 Adopted Budget.

-----  
INITIATION: By letter dated June 29, 2010, the Director of the Office of Management and Budget submitted to the Council, pursuant to section 107(b) of the New York City Charter, a request for approval to transfer funds, totaling \$1,831,138,391, between various agencies in Fiscal Year 2010 to implement changes in the City's expense budget.

BACKGROUND: MN-4 implements expense budget changes which were reflected in the City's November, January, and Executive Financial Plan modifications, as well as changes recognized by the Fiscal Year 2011 Adoption Process, and reallocates appropriations that were reflected in the FY 2010 Adopted Budget to fund City Council initiatives.

FISCAL IMPACT: MN-4 represents the reallocation of appropriations. The net effect of this modification is zero.

Accordingly, this Committee recommends its adoption.

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

Res. No. 330

**Resolution approving the modification (MN-4) of units of appropriation and the transfer of city funds between agencies proposed by the Mayor pursuant to Section 107(b) of the Charter of the City of New York.**

By Council Member Recchia.

**Whereas**, at a meeting of the Committee on Finance of the City Council of the City of New York (the "City Council") on June 29, 2010, the Committee on Finance received a communication, dated June 29, 2010 from the Office of Management and Budget of the Mayor of The City of New York (the "Mayor"), of a proposed request,

attached hereto as Exhibit A (the "Modification"), to modify units of appropriation and transfer city funds in the amount of \$1,831,138,391 between various agencies in the Fiscal Year 2010 expense budget as adopted by the Council on June 19, 2009, pursuant to Section 107(b) of the Charter of the City of New York (the "Charter"); and

**Whereas**, pursuant to Section 107(b) of the Charter, the City Council has thirty (30) days after the first stated meeting of the City Council following such receipt within which to act upon the Modification;

**NOW, THEREFORE**, The Council of The City of New York hereby resolves as follows:

**1. Approval of Modification.** The City Council hereby approves, pursuant to Section 107(b) of the Charter, the actions proposed by the Mayor as set forth in the Modification.

**2. Effective Date.** This resolution shall take effect as of the date hereof.

**ATTACHMENT: Exhibit A**



The City of New York  
**Office of Management and Budget**  
 75 Park Place • New York, New York 10007-2146  
 Telephone: (212) 788-6900 • Fax: (212) 788-6300  
 Mark Page  
 Director

June 29, 2010

TO THE CITY COUNCIL

Dear Council Members:

In accordance with Section 107(b) of the New York City Charter, I request your approval to transfer City funds between various agencies in fiscal year 2010 to implement changes in the City's expense budget.

This modification (MN-4) will implement expense budget changes which were reflected in the City's November, January and Executive Financial Plan modifications as well as changes recognized as part of the fiscal year 2011 Adoption process. In addition, as requested by the City Council, this modification reallocates appropriations that were reflected in the FY 2010 Adopted Budget to fund City Council local initiatives.

Appendix A details the State, Federal and other funds impacted by these changes.

Your approval of modification MN-4 is respectfully requested.

Yours truly,

*Mark Page*  
 Mark Page

**Fiscal Year 2010 Budget Modification**

- MN 4 -

**FROM**

002	MAYORALTY	
041	OFFICE OF MGMT AND BUDGET-OTPS	-22,872
051	CRIMINAL JUSTICE PROGRAMS OTPS	-14,000
061	OFF OF LABOR RELATIONS-PS	-367,401
341	COMMUNITY ASST UNIT-OTPS	-20,000
351	COMMISSION ON WOMEN'S ISSUES-OTPS	-4,636
380	OFFICE OF OPERATIONS-PS	-251,760
381	OFFICE OF OPERATIONS-OTPS	-30,000
003	BOARD OF ELECTIONS	
002	OTHER THAN PERSONAL SERVICES	-12,793,599
004	CAMPAIGN FINANCE BOARD	
002	OTHER THAN PERSONAL SERVICES	-655,088
003	ELECTION FUNDING	-20,000,000
008	OFFICE OF THE ACTUARY	
200	OTHER THAN PERSONAL SERVICE	-4,421
010	BOROUGH PRESIDENT - MANHATTAN	
002	OTHER THAN PERSONAL SERVICES	-24,393
011	BOROUGH PRESIDENT BRONX	
001	PERSONAL SERVICES	-78,974
002	OTHER THAN PERSONAL SERVICES	-45,500
012	BOROUGH PRESIDENT - BROOKLYN	
001	PERSONAL SERVICES	-104,167
002	OTHER THAN PERSONAL SERVICES	-40,139
013	BOROUGH PRESIDENT - QUEENS	
002	OTHER THAN PERSONAL SERVICES	-114,200
014	BOROUGH PRESIDENT STATEN ISLAN	
002	OTHER THAN PERSONAL SERVICES	-26,751
015	OFFICE OF THE COMPTROLLER	
002	FIRST DEPUTY COMPT-PS	-771,213
017	DEPARTMENT OF EMERGENCY MANAGEMENT	
002	OTHER THAN PERSONAL SERVICES	-3,219,741

Monday, June 28, 2010

Page 1 of 20

**FROM**

030	DEPARTMENT OF CITY PLANNING	
002	OTHER THAN PERSONAL SERVICES	-3,115,321
032	DEPARTMENT OF INVESTIGATION	
002	OTHER THAN PERSONAL SERVICES	-23,913
035	NEW YORK RESEARCH LIBRARY	
001	LUMP SUM APPROPRIATION	-1,170,576
037	NEW YORK PUBLIC LIBRARY	
003	LUMP SUM-BORO OF MANHATTAN	-307,409
004	LUMP SUM- BOR OF BRONX	-196,625
005	LUMP SUM-BORO OF STATEN ISL	-60,583
006	SYSTEMWIDE SERVICES	-3,420,288
038	BROOKLYN PUBLIC LIBRARY	
001	LUMP SUM	-3,447,116
039	QUEENS BOROUGH PUBLIC LIBRARY	
001	LUMP SUM	-3,100,196
040	DEPARTMENT OF EDUCATION	
401	GE INSTR & SCH LEADERSHIP - PS	-41,197,687
402	GE INSTR & SCH LEADERSHIP - OTPS	-150,000
423	SE INSTRUCTIONAL SUPPORT - PS	-68,700,000
444	ENERGY AND LEASES - OTPS	-11,810,132
461	FRINGE BENEFITS - PS	-192,747,690
491	COLLECTIVE BARGAINING - PS	-134,607,747
042	CITY UNIVERSITY	
001	COMMUNITY COLLEGE-OTPS	-7,177,271
002	COMMUNITY COLLEGE PS	-4,624,832
003	HUNTER SCHOOLS-OTPS	-46,415
054	CIVILIAN COMPLAINT REVIEW BD	
001	CCRB-PS	-175,706
002	CCRB-OTPS	-22,500
056	POLICE DEPARTMENT	
200	EXECUTIVE MANAGEMENT-OTPS	-317,784
700	TRAFFIC ENFORCEMENT-OTPS	-2,172,549

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**FROM**

057	FIRE DEPARTMENT	
001	EXECUTIVE ADMINISTRATIVE	-1,253,241
002	FIRE EXTING AND EMERG RESP	-5,623,614
004	FIRE PREVENTION	-1,892,421
005	EXECUTIVE ADMIN-OTPS	-845,190
009	EMERGENCY MEDICAL SERVICES-PS	-3,633,668
068	ADMIN FOR CHILDREN'S SERVICES	
003	HEADSTART/DAYCARE-PS	-1,615,305
004	HEADSTART/DAYCARE-OTPS	-11,949,857
005	ADMINISTRATIVE-PS	-5,751,575
006	CHILD WELFARE-OTPS	-22,432,537
069	DEPARTMENT OF SOCIAL SERVICES	
101	ADMINISTRATION-OTPS	-2,581,536
201	ADMINISTRATION	-32,128,653
203	PUBLIC ASSISTANCE	-7,037,851
072	DEPARTMENT OF CORRECTION	
003	OPERATIONS - OTPS	-14,761,044
004	ADMINISTRATION - OTPS	-146,000
073	BOARD OF CORRECTION	
001	PERSONAL SERVICES	-19,859
095	PENSION CONTRIBUTIONS	
002	NON-CITY PENSIONS	-1,500,000
098	MISCELLANEOUS	
001	PERSONAL SERVICES	-705,686,241
003	FRINGE BENEFITS	-83,656,544
099	GNRL & LSE PRCHS DBT SVC FUNDS	
001	FUNDED DEBT-W/O CONST LIMIT	-167,306,641
003	LEASE PURCH & CITY GUAR DEBT	-39,396,471
101	PUBLIC ADVOCATE	
002	OTHER THAN PERSONAL SERVICES	-9,170
103	CITY CLERK	
002	OTHER THAN PERSONAL SERVICES	-67,446

**FROM**

312	CONFLICTS OF INTEREST BOARD	
002	OTHER THAN PERSONAL SERVICES	-40,464
342	MANHATTAN COMMUNITY BOARD #2	
003	RENT AND ENERGY	-8,476
343	MANHATTAN COMMUNITY BOARD #3	
003	RENT AND ENERGY	-377
351	MANHATTAN COMMUNITY BOARD #11	
003	RENT AND ENERGY	-6,050
388	BRONX COMMUNITY BOARD #8	
003	RENT AND ENERGY	-494
390	BRONX COMMUNITY BOARD #10	
003	RENT AND ENERGY	-2,181
391	BRONX COMMUNITY BOARD #11	
003	RENT	-241
436	QUEENS COMMUNITY BOARD #6	
003	RENT AND ENERGY	-484
437	QUEENS COMMUNITY BOARD #7	
003	RENT	-1,570
438	QUEENS COMMUNITY BOARD #8	
003	RENT	-2,987
440	QUEENS COMMUNITY BOARD #10	
003	RENT	-56
443	QUEENS COMMUNITY BOARD #13	
003	RENT	-422
444	QUEENS COMMUNITY BOARD #14	
003	RENT AND ENERGY	-1,191
471	BROOKLYN COMMUNITY BOARD #1	
003	RENT AND ENERGY	-1,670
478	BROOKLYN COMMUNITY BOARD #8	
003	RENT AND ENERGY	-610
481	BROOKLYN COMMUNITY BOARD #11	
003	RENT AND ENERGY	-2

**FROM**

125	DEPARTMENT FOR THE AGING	
003	COMMUNITY PROGRAMS - OTPS	-5,524,236
126	DEPARTMENT OF CULTURAL AFFAIRS	
002	OFFICE OF COMMISSIONER - OTPS	-26,286
003	CULTURAL PROGRAMS	-1,197,307
004	METROPOLITAN MUSEUM OF ART	-4,305,808
005	NY BOTANICAL GARDEN	-806,207
006	AMER MUSEUM NATURAL HISTORY	-1,848,290
007	THE WILDLIFE CONSERVATION SOC.	-2,182,596
008	BROOKLYN MUSEUM	-923,108
009	BKLYN CHILDRENS MUSEUM	-582,103
010	BROOKLYN BOTANIC GARDEN	-370,676
011	QUEENS BOTANICAL GARDEN	-103,122
012	NY HALL OF SCIENCE	-166,721
013	SI INSTITUTE ARTS & SCIENCES	-50,118
014	S.I. ZOOLOGICAL SOCIETY	-98,729
015	SI HISTORICAL SOCIETY	-84,521
016	MUSEUM OF THE CITY OF NY	-695,646
017	WAVE HILL	-79,861
019	BROOKLYN ACADEMY OF MUSIC	-179,391
020	SNUG HARBOR CULTURAL CENTER	-89,483
021	STUDIO MUSEUM IN HARLEM	-62,255
022	OTHER CULTURAL INSTITUTIONS	-2,138,813
024	N.Y.SHAKESPEARE FESTIVAL	-60,048
131	OFFICE PAYROLL ADMINISTRATION	
200	OTHER THAN PERSONAL SERVICE	-13,103,053
136	LANDMARKS PRESERVATION COMM.	
002	OTHER THAN PERSONAL SERVICES	-24,564
226	COMMISSION ON HUMAN RIGHTS	
002	OTHER THAN PERSONAL SERVICES	-1,430
260	DEPT OF YOUTH & COMMUNITY DEV	
005	COMMUNITY DEVELOPMENT OTPS	-2,417,409
312	OTHER THAN PERSONAL SERVICES	-7,575,124

**FROM**

482	BROOKLYN COMMUNITY BOARD #12	
003	RENT AND ENERGY	-92
483	BROOKLYN COMMUNITY BOARD #13	
003	RENT	-10
487	BROOKLYN COMMUNITY BOARD #17	
003	RENT AND ENERGY	-3,525
493	STATEN ISLAND COMMUNITY BD #3	
003	RENT AND ENERGY	-616
781	DEPARTMENT OF PROBATION	
002	PROBATION SERVICES	-67,191
801	DEPT OF SMALL BUSINESS SERVICES	
002	DEPT. OF BUSINESS O.T.P.S.	-9,231,380
005	CONTRACT COMP & BUS OPP - OTPS	-185,000
006	ECONOMIC DEVELOPMENT CORP.	-10,017,669
008	ECONOMIC PLANNING/FILM - PS	-82,886
011	WORKFORCE INVESTMENT ACT - OTPS	-505,000
806	HOUSING PRESERVATION AND DEVEL	
008	OFFICE OF ADMINISTRATION OTPS	-31,347
009	OFFICE OF DEVELOPMENT OTPS	-564,211
010	HOUSING MANAGEMENT AND SALES	-1,076,513
011	OFFICE OF HOUSING PRESERVATION	-200,000
810	DEPARTMENT OF BUILDINGS	
002	OTHER THAN PERSONAL SERVICES	-2,555,632
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE	
102	DISEASE CONTROL AND EPIDEMIOLOGY - PS	-2,250,770
103	HEALTH PROMOTION AND DISEASE PREVEN.- PS	-2,864,009
104	ENVIRONMENTAL HEALTH - PS	-217,350
106	OFFICE OF CHIEF MEDICAL EXAMINER - PS	-56,099
111	HEALTH ADMINISTRATION - OTPS	-271,182
112	DISEASE CONTROL AND EPIDEMIOLOGY - OTPS	-1,531,607
114	ENVIRONMENTAL HEALTH - OTPS	-1,475,142
116	OFFICE OF CHIEF MEDICAL EXAMINER - OTPS	-654,217
117	HEALTH CARE ACCESS AND IMPROVEMENT- OTPS	-2,439,094

**FROM**

816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE	
120	MENTAL HEALTH	-172.690
121	MENTAL RETARDATION AND DEVELOPMENTAL DIS	-173.588
122	CHEMICAL DEPENDENCY AND HEALTH PROMOTION	-762.166
826	DEPT ENVIRONMENTAL PROTECTION	
004	UTILITY - OTPS	-29,481.228
005	ENVIRONMENTAL MANAGEMENT -OTPS	-232.647
006	EXECUTIVE & SUPPORT-OTPS	-609.781
827	DEPARTMENT OF SANITATION	
102	CLEANING & COLLECTION	-3,483.355
106	EXEC & ADMINISTRATIVE-OTPS	-3,909.073
109	CLEANING & COLLECTION-OTPS	-4,803.415
110	WASTE DISPOSAL-OTPS	-15,896.000
829	BUSINESS INTEGRITY COMMISSION	
001	PERSONAL SERVICES	-53.592
836	DEPARTMENT OF FINANCE	
007	PARKING VIOLATIONS BUREAU	-354.322
009	CITY SHERIFF	-1,263.541
011	ADMINISTRATION-OTPS	-4,815.410
099	CITY SHERIFF-OTPS	-71.959
841	DEPARTMENT OF TRANSPORTATION	
002	HIGHWAY OPERATIONS	-265.708
003	TRANSIT OPERATIONS	-1,866.316
006	BUREAU OF BRIDGES	-1,393.890
007	BUREAU OF BRIDGES - OTPS	-1,696.000
011	OTPS-EXEC AND ADMINISTRATION	-826.710
012	OTPS-HIGHWAY OPERATIONS	-120.000
013	OTPS-TRANSIT OPERATIONS	-3,118.717
014	OTPS-TRAFFIC OPERATIONS	-20,832.406
846	DEPT OF PARKS AND RECREATION	
007	EXEC MGT/ADMIN SVCS-OTPS	-2,350.669
009	RECREATION SERVICES-OTPS	-317.961

**FROM**

856	DEPT OF CITYWIDE ADMIN SERVS	
190	EXECUTIVE AND SUPPORT SERVICES-OTPS	-1,105.801
300	DIV OF FACILITIES MGMT AND CONSTRUCTION	-1,037.312
390	DIV OF FACILITIES MGMT AND CONST- OTPS	-2,274.231
400	DIV OF MUNICIPAL SUPPLY SERVS.	-764.052
490	DIV. OF MUNI SUPPLIES-OTPS	-828.059
500	DIV OF REAL ESTATE SERVICES	-840.725
590	DIV OF REAL ESTATE SERVICES	-661.163
600	COMMUNICATIONS	-177.684
690	COMMUNICATIONS	-212.900
700	DIVISION OF ENERGY CONSERVATION	-645.531
790	DIVISION OF ENERGY CONSERVATION - OTPS	-790.482
858	DEPT OF INFO TECH & TELECOMM	
002	OTHER THAN PERSONAL SERVICES	-12,926.305
860	DEPT RECORDS + INFORMATION SVS	
200	OTHER THAN PERSONAL SERVICES	-245.000
901	DISTRICT ATTORNEY NEW YORK	
002	OTHER THAN PERSONAL SERVICES	-36.976
904	DISTRICT ATTORNEY QUEENS CO.	
002	OTHER THAN PERSONAL SERVICES	-2,198.745
945	PUBLIC ADMINISTRATOR-RICHMOND	
002	OTHER THAN PERSONAL SERVICES	-1,500
		-1,831,138.391

**TO**

002	MAYORALTY	
020	OFFICE OF THE MAYOR-PS	3,320.333
021	OFFICE OF THE MAYOR-OTPS	458.997
040	OFFICE OF MGMT AND BUDGET-PS	1,613.429
050	CRIMINAL JUSTICE PROGRAMS PS	186.364
070	NYC COMM TO THE UN-PS	138.985
260	OFF FOR PEOPLE WITH DISAB-PS	5.825
340	COMMUNITY ASST UNIT-PS	66.945
350	COMMISSION ON WOMEN'S ISSUES-PS	14.289
560	SPECIAL ENFORCEMENT-PS	23.250
003	BOARD OF ELECTIONS	
001	PERSONAL SERVICES	9,709.062
004	CAMPAIGN FINANCE BOARD	
001	PERSONAL SERVICES	145.706
008	OFFICE OF THE ACTUARY	
100	PERSONAL SERVICE	110.028
010	BOROUGH PRESIDENT - MANHATTAN	
001	PERSONAL SERVICES	62.848
013	BOROUGH PRESIDENT - QUEENS	
001	PERSONAL SERVICES	10.061
014	BOROUGH PRESIDENT STATEN ISLAN	
001	PERSONAL SERVICES	65.227
015	OFFICE OF THE COMPTROLLER	
001	EXECUTIVE MANAGEMENT-PS	217.914
003	SECOND DEPUTY COMPT-PS	378.665
004	THIRD DEPUTY COMPT-PS	137.955
005	FIRST DEPUTY COMPT-OTPS	1,179.212
008	THIRD DEPUTY COMPT-OTPS	418.432
017	DEPARTMENT OF EMERGENCY MANAGEMENT	
001	PERSONAL SERVICES	216.743
021	OFFICE OF ADMINISTRATIVE TAX APPEALS	
001	PERSONAL SERVICES	81.470

**TO**

025	LAW DEPARTMENT	
001	PERSONAL SERVICES	4,617.879
002	OTHER THAN PERSONAL SERVICES	3,121.602
030	DEPARTMENT OF CITY PLANNING	
001	PERSONAL SERVICES	171.574
032	DEPARTMENT OF INVESTIGATION	
001	PERSONAL SERVICES	1,234.294
003	INSPECTOR GENERAL-PS	292.309
040	DEPARTMENT OF EDUCATION	
415	SCHOOL SUPPORT ORGANIZATION	894.993
424	SE INSTRUCTIONAL SUPPORT - OTPS	70,000.000
435	SCHOOL FACILITIES - PS	1,117.294
442	SCHOOL SAFETY - OTPS	5,317.642
453	CENTRAL ADMINISTRATION - PS	894.993
454	CENTRAL ADMINISTRATION - OTPS	664.250
470	SE PRE-K CONTRACT PMTS - OTPS	41,746.899
472	CHARTER/CONTRACT/FOSTER CARE PMTS - OTPS	84,205.477
474	NPS & FIT PMTS - OTPS	7,347.843
056	POLICE DEPARTMENT	
001	OPERATIONS	36,980.068
002	EXECUTIVE MANAGEMENT	1,268.632
003	SCHOOL SAFETY- P.S.	28.900
004	ADMINISTRATION-PERSONNEL	724.667
006	CRIMINAL JUSTICE	9.781
007	TRAFFIC ENFORCEMENT	8,603.752
008	TRANSIT POLICE-PS	40.481
009	HOUSING POLICE-PS	13.707
100	OPERATIONS-OTPS	4,663.685
400	ADMINISTRATION-OTPS	1,834.717
057	FIRE DEPARTMENT	
003	FIRE INVESTIGATION	4,526.931
006	FIRE EXTING & RESP-OTPS	1,812.289
010	EMERGENCY MEDICAL SERV-OTPS	10.867

<b>TO</b>		
068	ADMIN FOR CHILDREN'S SERVICES	
001	PERSONAL SERVICES	17,915,354
002	OTHER THAN PERSONAL SERVICES	1,419,818
069	DEPARTMENT OF SOCIAL SERVICES	
103	PUBLIC ASSISTANCE - OTPS	858,561
104	MEDICAL ASSISTANCE - OTPS	225,462,195
105	ADULT SERVICES - OTPS	8,308,623
204	MEDICAL ASSISTANCE	515,590
205	ADULT SERVICES	10,752,900
071	DEPT OF HOMELESS SERVICES	
100	DEPT OF HOMELESS SERVICES-PS	18,277,993
200	DEPT OF HOMELESS SERVICES-OTPS	105,172,714
072	DEPARTMENT OF CORRECTION	
001	ADMINISTRATION	1,031,479
002	OPERATIONS	9,556,207
095	PENSION CONTRIBUTIONS	
001	CITY ACTUARIAL PENSIONS	61,735,572
098	MISCELLANEOUS	
002	OTHER THAN PERSONAL SERVICES	99,240,305
005	INDIGENT DEFENSE SERVICES	8,322,626
002	GENERAL RESERVE	387,289,179
099	GNRL & LSE PRCHS DBT SVC FUNDS	
006	NYC Transitional Finance Authority	186,863,305
101	PUBLIC ADVOCATE	
001	PERSONAL SERVICES	187,438
102	CITY COUNCIL	
001	COUNCIL MEMBERS	897,165
002	COMMITTEE STAFFING	638,244
005	COUNCIL SERVICES DIVISION	811,817
103	CITY CLERK	
001	PERSONAL SERVICES	98,047
125	DEPARTMENT FOR THE AGING	
001	EXECUTIVE & ADMIN MGMT - PS	208,931

<b>TO</b>		
313	OFC OF COLLECTIVE BARGAINING	
002	OTHER THAN PERSONAL SERVICES	8,000
341	MANHATTAN COMMUNITY BOARD #1	
001	PERSONAL SERVICES	8,000
342	MANHATTAN COMMUNITY BOARD #2	
001	PERSONAL SERVICES	8,000
343	MANHATTAN COMMUNITY BOARD #3	
001	PERSONAL SERVICES	8,000
344	MANHATTAN COMMUNITY BOARD #4	
001	PERSONAL SERVICES	8,000
345	MANHATTAN COMMUNITY BOARD #5	
001	PERSONAL SERVICES	8,000
346	MANHATTAN COMMUNITY BOARD #6	
001	PERSONAL SERVICES	8,000
003	RENT	2,000
347	MANHATTAN COMMUNITY BOARD #7	
001	PERSONAL SERVICES	8,000
003	RENT	66
348	MANHATTAN COMMUNITY BOARD #8	
001	PERSONAL SERVICES	8,000
349	MANHATTAN COMMUNITY BOARD #9	
001	PERSONAL SERVICES	8,000
350	MANHATTAN COMMUNITY BOARD #10	
001	PERSONAL SERVICES	8,000
351	MANHATTAN COMMUNITY BOARD #11	
001	PERSONAL SERVICES	8,000
352	MANHATTAN COMMUNITY BOARD #12	
001	PERSONAL SERVICES	8,000
381	BRONX COMMUNITY BOARD #1	
001	PERSONAL SERVICES	8,000
382	BRONX COMMUNITY BOARD #2	
001	PERSONAL SERVICES	8,000

<b>TO</b>		
125	DEPARTMENT FOR THE AGING	
002	COMMUNITY PROGRAMS - PS	168,712
126	DEPARTMENT OF CULTURAL AFFAIRS	
001	OFFICE OF COMMISSIONER-PS	123,696
127	FINANCIAL INFO SERVICES AGENCY	
001	PERSONAL SERVICES	387,985
002	OTHER THAN PERSONAL SERVICES	748,205
130	DEPARTMENT OF JUVENILE JUSTICE	
001	PERSONAL SERVICES	167,821
002	OTHER THAN PERSONAL SERVICES	3,340,437
131	OFFICE PAYROLL ADMINISTRATION	
100	PERSONAL SERVICE	544,836
132	INDEPENDENT BUDGET OFFICE	
001	PERSONAL SERVICE	1,036,387
002	OTHER THAN PERSONAL SERVICE	263,411
133	EQUAL EMPLOY PRACTICES COMM	
001	PERSONAL SERVICES	38,213
134	CIVIL SERVICE COMMISSION	
001	PERSONAL SERVICES	31,873
136	LANDMARKS PRESERVATION COMM.	
001	PERSONAL SERVICES	98,116
156	NYC TAXI AND LIMOUSINE COMM	
001	PERSONAL SERVICE	1,063,346
002	OTHER THAN PERSONAL SERVICE	370,720
226	COMMISSION ON HUMAN RIGHTS	
001	PERSONAL SERVICES	187,145
260	DEPT OF YOUTH & COMMUNITY DEV	
002	EXECUTIVE AND ADMINISTRATIVE MGMT PS	307,734
311	PROGRAM SERVICES - PS	183,533
312	CONFLICTS OF INTEREST BOARD	
001	PERSONAL SERVICES	62,015
313	OFC OF COLLECTIVE BARGAINING	
001	PERSONAL SERVICES	96,046

<b>TO</b>		
383	BRONX COMMUNITY BOARD #3	
001	PERSONAL SERVICES	8,000
003	RENT	157
384	BRONX COMMUNITY BOARD #4	
001	PERSONAL SERVICES	8,000
385	BRONX COMMUNITY BOARD #5	
001	PERSONAL SERVICES	8,000
386	BRONX COMMUNITY BOARD #6	
001	PERSONAL SERVICES	8,000
387	BRONX COMMUNITY BOARD #7	
001	PERSONAL SERVICES	8,000
003	RENT AND ENERGY	583
388	BRONX COMMUNITY BOARD #8	
001	PERSONAL SERVICES	8,000
389	BRONX COMMUNITY BOARD #9	
001	PERSONAL SERVICES	8,000
390	BRONX COMMUNITY BOARD #10	
001	PERSONAL SERVICES	8,000
391	BRONX COMMUNITY BOARD #11	
001	PERSONAL SERVICES	8,000
392	BRONX COMMUNITY BOARD #12	
001	PERSONAL SERVICES	8,000
431	QUEENS COMMUNITY BOARD #1	
001	PERSONAL SERVICES	8,000
003	RENT	4,000
432	QUEENS COMMUNITY BOARD #2	
001	PERSONAL SERVICES	8,000
433	QUEENS COMMUNITY BOARD #3	
001	PERSONAL SERVICES	8,000
434	QUEENS COMMUNITY BOARD #4	
001	PERSONAL SERVICES	8,000
003	RENT AND ENERGY	4,222

TO

435	QUEENS COMMUNITY BOARD #5		
	001 PERSONAL SERVICES	8,000	
	003 RENT AND ENERGY	1,735	
436	QUEENS COMMUNITY BOARD #6		
	001 PERSONAL SERVICES	8,000	
437	QUEENS COMMUNITY BOARD #7		
	001 PERSONAL SERVICES	8,000	
438	QUEENS COMMUNITY BOARD #8		
	001 PERSONAL SERVICES	8,000	
439	QUEENS COMMUNITY BOARD #9		
	001 PERSONAL SERVICES	8,000	
440	QUEENS COMMUNITY BOARD #10		
	001 PERSONAL SERVICES	8,000	
441	QUEENS COMMUNITY BOARD #11		
	001 PERSONAL SERVICES	8,000	
	003 RENT	483	
442	QUEENS COMMUNITY BOARD #12		
	001 PERSONAL SERVICES	8,000	
	003 RENT AND ENERGY	1,517	
443	QUEENS COMMUNITY BOARD #13		
	001 PERSONAL SERVICES	8,000	
444	QUEENS COMMUNITY BOARD #14		
	001 PERSONAL SERVICES	8,000	
471	BROOKLYN COMMUNITY BOARD #1		
	001 PERSONAL SERVICES	8,000	
472	BROOKLYN COMMUNITY BOARD #2		
	001 PERSONAL SERVICES	8,000	
473	BROOKLYN COMMUNITY BOARD #3		
	001 PERSONAL SERVICES	8,000	
	003 RENT AND ENERGY	2,632	
474	BROOKLYN COMMUNITY BOARD #4		
	001 PERSONAL SERVICES	8,000	

TO

475	BROOKLYN COMMUNITY BOARD #5		
	001 PERSONAL SERVICES	8,000	
476	BROOKLYN COMMUNITY BOARD #6		
	001 PERSONAL SERVICES	8,000	
477	BROOKLYN COMMUNITY BOARD #7		
	001 PERSONAL SERVICES	8,000	
478	BROOKLYN COMMUNITY BOARD #8		
	001 PERSONAL SERVICES	8,000	
479	BROOKLYN COMMUNITY BOARD #9		
	001 PERSONAL SERVICES	8,000	
	003 RENT AND ENERGY	655	
480	BROOKLYN COMMUNITY BOARD #10		
	001 PERSONAL SERVICES	8,000	
	003 RENT AND ENERGY	9,146	
481	BROOKLYN COMMUNITY BOARD #11		
	001 PERSONAL SERVICES	8,000	
482	BROOKLYN COMMUNITY BOARD #12		
	001 PERSONAL SERVICES	8,000	
483	BROOKLYN COMMUNITY BOARD #13		
	001 PERSONAL SERVICES	8,000	
484	BROOKLYN COMMUNITY BOARD #14		
	001 PERSONAL SERVICES	8,000	
	003 RENT AND ENERGY	8,189	
485	BROOKLYN COMMUNITY BOARD #15		
	001 PERSONAL SERVICES	8,000	
486	BROOKLYN COMMUNITY BOARD #16		
	001 PERSONAL SERVICES	8,000	
487	BROOKLYN COMMUNITY BOARD #17		
	001 PERSONAL SERVICES	8,000	
488	BROOKLYN COMMUNITY BOARD #18		
	001 PERSONAL SERVICE	8,000	
491	STATEN ISLAND COMMUNITY BD #1		
	001 PERSONAL SERVICES	8,000	

TO

491	STATEN ISLAND COMMUNITY BD #1		
	003 RENT	5,000	
492	STATEN ISLAND COMMUNITY BD #2		
	001 PERSONAL SERVICES	8,000	
493	STATEN ISLAND COMMUNITY BD #3		
	001 PERSONAL SERVICES	8,000	
781	DEPARTMENT OF PROBATION		
	001 EXECUTIVE MANAGEMENT	969,218	
	003 PROBATION SERVICES-OTPS	75,640	
801	DEPT OF SMALL BUSINESS SERVICES		
	001 DEPT. OF BUSINESS P.S.	666,737	
806	HOUSING PRESERVATION AND DEVEL		
	001 OFFICE OF ADMINISTRATION	343,049	
	002 OFFICE OF DEVELOPMENT	207,842	
	004 OFFICE OF HOUSING PRESERVATION	124,808	
	006 HOUSING MAINTENANCE AND SALES	92,566	
810	DEPARTMENT OF BUILDINGS		
	001 PERSONAL SERVICES	1,838,782	
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE		
	101 HEALTH ADMINISTRATION - PS	578,507	
	107 HEALTH CARE ACCESS AND IMPROVEMENT - PS	397,585	
	108 MENTAL HYGIENE MANAGEMENT SERVICES - PS	59,835	
	113 HEALTH PROMOTION AND DISEASE PREV.-OTPS	2,006,681	
	118 MENTAL HYGIENE MANAGEMENT SERVICES- OTPS	4,756,021	
826	DEPT ENVIRONMENTAL PROTECTION		
	001 EXECUTIVE AND SUPPORT	453,595	
	002 ENVIRONMENTAL MANAGEMENT	11,730	
	003 WATER SUP. & WASTEWATER COLL	5,490,279	
	007 CENTRAL UTILITY	254,626	
	008 WASTEWATER TREATMENT	270,819,698	
827	DEPARTMENT OF SANITATION		
	101 EXECUTIVE ADMINISTRATIVE	656,202	
	103 WASTE DISPOSAL	237,195	

TO

827	DEPARTMENT OF SANITATION		
	104 BUILDING MANAGEMENT	372,270	
	105 BUREAU OF MOTOR EQUIP	311,208	
	107 SNOW BUDGET-PS	22,810,817	
	112 MOTOR EQUIPMENT-OTPS	2,064,000	
	113 SNOW-OTPS	4,667,407	
836	DEPARTMENT OF FINANCE		
	001 ADMINISTRATION & PLANNING	3,471,319	
	002 OPERATIONS	1,610,891	
	003 PROPERTY	154,159	
	004 AUDIT	195,396	
	005 LEGAL	524,184	
	022 OPERATIONS-OTPS	2,785,500	
841	DEPARTMENT OF TRANSPORTATION		
	001 EXEC ADM & PLANN MGT.	639,966	
	004 TRAFFIC OPERATIONS	447,339	
846	DEPT OF PARKS AND RECREATION		
	001 EXEC MGMT & ADMIN	174,246	
	002 MAINTENANCE & OPERATIONS	15,187,862	
	004 RECREATION SERVICES	306,679	
	006 MAINT & OPERATIONS - OTPS	1,930,670	
850	DEPT OF DESIGN & CONSTRUCTION		
	002 OTHER THAN PERSONAL SERVICES	128,000	
856	DEPT OF CITYWIDE ADMIN SERVS		
	001 DIV OF CTYWDE PERSONNEL SERV	907,617	
	002 DIV OF CTYWDE PERSONNEL SERV	130,143	
	003 OFF OF ADM. TRIALS & HEARINGS	1,935,642	
	005 BD OF STANDARD & APPEALS PS	261,906	
	100 EXECUTIVE AND SUPPORT SERVICES	2,522,155	
	200 DIV OF ADMINISTRATION AND SECURITY - PS	1,002,967	
	290 DIV OF ADMINISTRATION AND SECURITY- OTPS	3,635,423	
858	DEPT OF INFO TECH & TELECOMM		
	001 PERSONAL SERVICES	2,082,724	

		<b>TO</b>
860	DEPT RECORDS + INFORMATION SVS	
100	PERSONAL SERVICES	334,562
866	DEPARTMENT OF CONSUMER AFFAIRS	
001	ADMINISTRATION	85,780
002	LICENSING/ENFORCEMENT	73,727
003	OTHER THAN PERSONAL SERVICE	443,210
004	ADJUDICATION	17,478
901	DISTRICT ATTORNEY NEW YORK	
001	PERSONAL SERVICES	4,192,850
902	DISTRICT ATTORNEY BRONX CO.	
001	PERSONAL SERVICES	2,346,746
002	OTHER THAN PERSONAL SERVICES	33,845
903	DISTRICT ATTORNEY KINGS CO.	
001	PERSONAL SERVICES	3,278,752
002	OTHER THAN PERSONAL SERVICES	181,296
904	DISTRICT ATTORNEY QUEENS CO.	
001	PERSONAL SERVICES	2,071,104
905	DISTRICT ATTORNEY RICHMOND	
001	PERSONAL SERVICES	299,666
002	OTHER THAN PERSONAL SERVICES	19,711
906	OFF.OF PROSECUTION SPEC.NARC.	
001	PERSONAL SERVICES	1,411,836
002	OTHER THAN PERSONAL SERVICES	23,070
945	PUBLIC ADMINISTRATOR-RICHMOND	
001	PERSONAL SERVICES	11,727
		<b>1,831,138,391</b>

		<b>APPENDIX A</b>											
		<b>Summary of Changes By Agency</b>											
		<b>FROM</b>					<b>TO</b>						
		<b>Total</b>	<b>Intra/City</b>	<b>City</b>	<b>Categ.</b>	<b>Capital</b>	<b>State</b>	<b>CD</b>	<b>Federal</b>	<b>Other</b>			
014	BOROUGH PRESIDENT STATEN ISLAN												
002	OTHER THAN PERSONAL SERVICES	-26,751	0	-26,751	0	0	0	0	0	0	0	0	
015	OFFICE OF THE COMPTROLLER												
002	FIRST DEPUTY COMPTROLER	1,955,529	0	-771,213	0	2,726,742	0	0	0	0	0	0	
017	DEPARTMENT OF EMERGENCY MANAGEMENT												
002	OTHER THAN PERSONAL SERVICES	-36,517,431	0	-3,219,741	0	0	-1,419,971	0	-31,877,719	0	0	0	
030	DEPARTMENT OF CITY PLANNING												
002	OTHER THAN PERSONAL SERVICES	-3,115,321	0	-3,115,321	0	0	0	0	0	0	0	0	
032	DEPARTMENT OF INVESTIGATION												
002	OTHER THAN PERSONAL SERVICES	-23,913	0	-23,913	0	0	0	0	0	0	0	0	
035	NEW YORK RESEARCH LIBRARY												
001	LUMP SUM APPROPRIATION	-1,170,576	0	-1,170,576	0	0	0	0	0	0	0	0	
037	NEW YORK PUBLIC LIBRARY												
003	LUMP SUM-BORO OF MANHATTAN	-307,409	0	-307,409	0	0	0	0	0	0	0	0	
004	LUMP SUM-BOR OF BRONX	-196,625	0	-196,625	0	0	0	0	0	0	0	0	
005	LUMP SUM-BORO OF STATEN ISL	-60,583	0	-60,583	0	0	0	0	0	0	0	0	
006	SYSTEMWIDE SERVICES	-3,420,288	0	-3,420,288	0	0	0	0	0	0	0	0	
038	BROOKLYN PUBLIC LIBRARY												
001	LUMP SUM	-3,447,116	0	-3,447,116	0	0	0	0	0	0	0	0	
039	QUEENS BOROUGH PUBLIC LIBRARY												
001	LUMP SUM	-3,100,196	0	-3,100,196	0	0	0	0	0	0	0	0	
040	DEPARTMENT OF EDUCATION												
401	GE INSTR & SCH LEADERSHIP - PS	-66,363,153	0	-41,197,687	0	-123,468,465	0	98,302,999	0	0	0	0	
402	GE INSTR & SCH LEADERSHIP - OTS	-671,206	0	-150,000	0	-921,206	0	0	0	0	0	0	
423	SE INSTRUCTIONAL SUPPORT - PS	-68,095,114	0	-68,700,000	0	0	0	604,886	0	0	0	0	
444	ENERGY AND LEASIS - OTS	-11,810,132	0	-11,810,132	0	0	0	0	0	0	0	0	
461	FRINGE BENEFITS - PS	-43,798,784	109,715	-192,747,690	0	119,405,923	1,742,087	27,691,181	0	0	0	0	
491	COLLECTIVE BARGAINING - PS	-286,806,331	0	-134,607,747	0	-152,198,584	0	0	0	0	0	0	

	Total	FROM Intra/City	City	Capital	State	CD	Federal	Other
042 CITY UNIVERSITY								
001 COMMUNITY COLLEGE-OTTS	-900,246	-50,000	-7,177,271	0	6,327,025	0	0	0
002 COMMUNITY COLLEGE-PS	-4,624,832	0	-4,624,832	0	0	0	0	0
003 HUNTER SCHOOLS-OTTS	-46,415	0	-46,415	0	0	0	0	0
054 CIVILIAN COMPLAINT REVIEW BD								
001 CCR-PS	-175,706	0	-175,706	0	0	0	0	0
002 CCR-OTTS	-22,500	0	-22,500	0	0	0	0	0
056 POLICE DEPARTMENT								
200 EXECUTIVE MANAGEMENT-OTTS	-317,784	0	-317,784	0	0	0	0	0
700 TRAFFIC ENFORCEMENT-OTTS	-2,172,549	0	-2,172,549	0	0	0	0	0
057 FIRE DEPARTMENT								
001 EXECUTIVE ADMINISTRATIVE	-1,133,345	0	-1,253,241	0	119,896	0	0	0
002 FIRE EXTING AND EMERG RESP	-5,623,614	0	-5,623,614	0	0	0	0	0
004 FIRE PREVENTION	-1,892,421	0	-1,892,421	0	0	0	0	0
005 EXECUTIVE ADMIN-OTTS	-845,190	0	-845,190	0	0	0	0	0
009 EMERGENCY MEDICAL SERVICES-PS	-2,067,168	0	-3,633,668	1,566,500	0	0	0	0
068 ADMIN FOR CHILDREN'S SERVICES								
003 HEADSTART/DAYCARE-PS	2,012,787	0	-1,615,505	0	5,671,147	0	-2,043,055	0
004 HEADSTART/DAYCARE-OTTS	7,793,205	0	-11,949,857	0	7,287,675	0	12,455,387	0
005 ADMINISTRATIVE-PS	4,280,776	0	-5,751,575	0	3,367,069	0	6,665,282	0
006 CHILD WELFARE-OTTS	31,333,108	0	-22,432,537	0	26,218,275	0	27,547,370	0
069 DEPARTMENT OF SOCIAL SERVICES								
101 ADMINISTRATION-OTTS	-4,106,585	0	-2,581,536	0	-13,905,888	0	12,380,839	0
201 ADMINISTRATION	15,285,826	0	-32,128,653	0	-3,158,574	0	50,573,053	0
203 PUBLIC ASSISTANCE	-8,686,998	0	-7,037,851	0	-54,043,845	0	52,394,698	0
072 DEPARTMENT OF CORRECTION								
003 OPERATIONS - OTTS	-14,626,044	0	-14,761,044	0	0	0	135,000	0
004 ADMINISTRATION - OTTS	-146,000	0	-146,000	0	0	0	0	0

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	Total	FROM Intra/City	City	Capital	State	CD	Federal	Other
126 DEPARTMENT OF CULTURAL AFFAIRS								
013 SI INSTITUTE/ARTS & SCIENCES	-50,118	0	-50,118	0	0	0	0	0
014 SI ZOOLOGICAL SOCIETY	-98,729	0	-98,729	0	0	0	0	0
015 SI HISTORICAL SOCIETY	-84,521	0	-84,521	0	0	0	0	0
016 MUSEUM OF THE CITY OF NY	-695,646	0	-695,646	0	0	0	0	0
017 WAVE HILL	-79,861	0	-79,861	0	0	0	0	0
019 BROOKLYN ACADEMY OF MUSIC	-179,391	0	-179,391	0	0	0	0	0
020 SING HARBOR CULTURAL CENTER	-89,483	0	-89,483	0	0	0	0	0
021 STUDIO MUSEUM IN HARLEM	-62,255	0	-62,255	0	0	0	0	0
022 OTHER CULTURAL INSTITUTIONS	-2,138,813	0	-2,138,813	0	0	0	0	0
024 NY SHAKESPEARE FESTIVAL	-60,048	0	-60,048	0	0	0	0	0
131 OFFICE PAYROLL ADMINISTRATION								
200 OTHER THAN PERSONAL SERVICE	-13,103,053	0	-13,103,053	0	0	0	0	0
136 LANDMARKS PRESERVATION COMM.								
002 OTHER THAN PERSONAL SERVICES	-24,564	0	-24,564	0	0	0	0	0
226 COMMISSION ON HUMAN RIGHTS								
002 OTHER THAN PERSONAL SERVICES	-1,430	0	-1,430	0	0	0	0	0
260 DEPT OF YOUTH & COMMUNITY DEV								
005 COMMUNITY DEVELOPMENT OTTS	-2,417,409	0	-2,417,409	0	0	0	0	0
312 OTHER THAN PERSONAL SERVICES	-7,575,124	0	-7,575,124	0	0	0	0	0
312 CONFLICTS OF INTEREST BOARD								
002 OTHER THAN PERSONAL SERVICES	-40,464	0	-40,464	0	0	0	0	0
342 MANHATTAN COMMUNITY BOARD #2								
003 RENT AND ENERGY	-8,476	0	-8,476	0	0	0	0	0
343 MANHATTAN COMMUNITY BOARD #3								
003 RENT AND ENERGY	-377	0	-377	0	0	0	0	0
351 MANHATTAN COMMUNITY BOARD #11								
003 RENT AND ENERGY	-6,050	0	-6,050	0	0	0	0	0

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	Total	FROM Intra/City	City	Capital	State	CD	Federal	Other
073 BOARD OF CORRECTION								
001 PERSONAL SERVICES	-19,859	0	-19,859	0	0	0	0	0
095 PENSION CONTRIBUTIONS								
002 NON-CITY PENSIONS	-1,500,000	0	-1,500,000	0	0	0	0	0
098 MISCELLANEOUS								
001 PERSONAL SERVICES	-705,686,241	0	-705,686,241	0	0	0	0	0
003 PRINCE BENEFITS	218,648,862	2,149	-83,656,544	133,254,097	74,000,000	51,373,258	41,675,902	0
099 GNRL & LSE PRCHS DBT SYC FUNDS								
001 FUNDED DEBT-WO CONST LIMIT	-216,388,155	0	-167,306,641	-51,042,838	-3,205,220	5,166,544	0	0
003 LEASE PURCH & CITY GEAR DBT	-27,919,523	0	-39,396,471	-193,181	11,670,129	0	0	0
101 PUBLIC ADVOCATE								
002 OTHER THAN PERSONAL SERVICES	-9,170	0	-9,170	0	0	0	0	0
103 CITY CLERK								
002 OTHER THAN PERSONAL SERVICES	-67,446	0	-67,446	0	0	0	0	0
125 DEPARTMENT FOR THE AGING								
003 COMMUNITY PROGRAMS - OTTS	-5,524,236	0	-5,524,236	0	0	0	0	0
126 DEPARTMENT OF CULTURAL AFFAIRS								
002 OFFICE OF COMMISSIONER - OTTS	-26,286	0	-26,286	0	0	0	0	0
003 CULTURAL PROGRAMS	-1,197,307	0	-1,197,307	0	0	0	0	0
004 METROPOLITAN MUSEUM OF ART	-4,305,808	0	-4,305,808	0	0	0	0	0
005 NY BOTANICAL GARDEN	-806,207	0	-806,207	0	0	0	0	0
006 AMER MUSEUM NATURAL HISTORY	-1,848,290	0	-1,848,290	0	0	0	0	0
007 THE WILDLIFE CONSERVATION SOC.	-2,182,596	0	-2,182,596	0	0	0	0	0
008 BROOKLYN MUSEUM	-923,108	0	-923,108	0	0	0	0	0
009 BKLYN CHILDRENS MUSEUM	-582,103	0	-582,103	0	0	0	0	0
010 BROOKLYN BOTANIC GARDEN	-370,676	0	-370,676	0	0	0	0	0
011 QUEENS BOTANICAL GARDEN	-103,122	0	-103,122	0	0	0	0	0
012 NY HALL OF SCIENCE	-166,721	0	-166,721	0	0	0	0	0

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	Total	FROM Intra/City	City	Capital	State	CD	Federal	Other
388 BRONX COMMUNITY BOARD #8								
003 RENT AND ENERGY	-494	0	-494	0	0	0	0	0
390 BRONX COMMUNITY BOARD #10								
003 RENT AND ENERGY	-2,181	0	-2,181	0	0	0	0	0
391 BRONX COMMUNITY BOARD #11								
003 RENT	-241	0	-241	0	0	0	0	0
456 QUEENS COMMUNITY BOARD #6								
003 RENT AND ENERGY	-484	0	-484	0	0	0	0	0
437 QUEENS COMMUNITY BOARD #7								
003 RENT	-1,570	0	-1,570	0	0	0	0	0
438 QUEENS COMMUNITY BOARD #8								
003 RENT	-2,987	0	-2,987	0	0	0	0	0
440 QUEENS COMMUNITY BOARD #10								
003 RENT	-56	0	-56	0	0	0	0	0
443 QUEENS COMMUNITY BOARD #13								
003 RENT	-422	0	-422	0	0	0	0	0
444 QUEENS COMMUNITY BOARD #14								
003 RENT AND ENERGY	-1,191	0	-1,191	0	0	0	0	0
471 BROOKLYN COMMUNITY BOARD #1								
003 RENT AND ENERGY	-1,670	0	-1,670	0	0	0	0	0
478 BROOKLYN COMMUNITY BOARD #8								
003 RENT AND ENERGY	-610	0	-610	0	0	0	0	0
481 BROOKLYN COMMUNITY BOARD #11								
003 RENT AND ENERGY	-2	0	-2	0	0	0	0	0
482 BROOKLYN COMMUNITY BOARD #12								
003 RENT AND ENERGY	-92	0	-92	0	0	0	0	0
483 BROOKLYN COMMUNITY BOARD #13								
003 RENT	-10	0	-10	0	0	0	0	0

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	Total	Intra-City	City	Capital	State	CD	Federal	Other
002 MAYORALTY								
020 OFFICE OF THE MAYOR-PS	5,184,614	112,000	3,320,333	0	1,616,197	130,780	0	5,304
021 OFFICE OF THE MAYOR-OTPS	458,997	0	458,997	0	0	0	0	0
040 OFFICE OF MGMT AND BUDGET-PS	4,029,108	0	1,613,429	0	2,348,916	0	0	66,763
050 CRIMINAL JUSTICE PROGRAMS-PS	305,889	0	186,364	0	67,225	0	0	52,300
070 NYC COMM TO THE UN-PS	138,985	0	138,985	0	0	0	0	0
260 OFF FOR PEOPLE WITH DISAB-PS	25,109	0	5,825	0	6,750	0	0	12,534
280 OFFICE OF CONSTRUCTION-PS	70,259	0	0	0	70,259	0	0	0
340 COMMUNITY ASST UNITS-PS	66,945	0	66,945	0	0	0	0	0
350 COMMISSION ON WOMEN'S ISSUES-PS	14,289	0	14,289	0	0	0	0	0
560 SPECIAL ENFORCEMENT-PS	23,250	0	23,250	0	0	0	0	0
003 BOARD OF ELECTIONS								
001 PERSONAL SERVICES	9,709,062	0	9,709,062	0	0	0	0	0
004 CAMPAIGN FINANCE BOARD								
001 PERSONAL SERVICES	145,706	0	145,706	0	0	0	0	0
008 OFFICE OF THE ACTUARY								
100 PERSONAL SERVICE	110,028	0	110,028	0	0	0	0	0
010 BOROUGH PRESIDENT - MANHATTAN								
001 PERSONAL SERVICES	62,848	0	62,848	0	0	0	0	0
013 BOROUGH PRESIDENT - QUEENS								
001 PERSONAL SERVICES	10,061	0	10,061	0	0	0	0	0
014 BOROUGH PRESIDENT STATEN ISLAN								
001 PERSONAL SERVICES	65,227	0	65,227	0	0	0	0	0
015 OFFICE OF THE COMPTROLLER								
001 EXECUTIVE MANAGEMENT-PS	217,914	0	217,914	0	0	0	0	0
003 SECOND DEPUTY COMPT-PS	1,177,094	0	378,665	0	798,429	0	0	0
004 THIRD DEPUTY COMPT-PS	330,715	0	137,955	192,760	0	0	0	0
005 FIRST DEPUTY COMPT-PS	1,179,212	0	1,179,212	0	0	0	0	0

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	Total	Intra-City	City	Capital	State	CD	Federal	Other
015 OFFICE OF THE COMPTROLLER								
008 THIRD DEPUTY COMPT-PS	418,432	0	418,432	0	0	0	0	0
017 DEPARTMENT OF EMERGENCY MANAGEMENT								
001 PERSONAL SERVICES	-11,045,945	0	216,743	0	-104,678	0	-11,158,010	0
021 OFFICE OF ADMINISTRATIVE TAX APPEALS								
001 PERSONAL SERVICES	81,470	0	81,470	0	0	0	0	0
002 OTHER THAN PERSONAL SERVICE	0	0	0	0	0	0	0	0
025 LAW DEPARTMENT								
001 PERSONAL SERVICES	5,871,575	0	4,617,879	0	1,258,789	0	-5,093	0
002 OTHER THAN PERSONAL SERVICES	2,901,602	-220,000	3,121,602	0	0	0	0	0
030 DEPARTMENT OF CITY PLANNING								
001 PERSONAL SERVICES	339,921	0	171,574	0	0	168,347	0	0
003 GEOGRAPHIC SYSTEMS	21,034	0	0	0	0	21,034	0	0
032 DEPARTMENT OF INVESTIGATION								
001 PERSONAL SERVICES	1,372,289	0	1,234,294	0	137,995	0	0	0
003 INSPECTOR GENERAL-PS	292,309	0	292,309	0	0	0	0	0
040 DEPARTMENT OF EDUCATION								
415 SCHOOL SUPPORT ORGANIZATION	1,571,817	0	894,993	0	676,824	0	0	0
424 SE INSTRUCTIONAL SUPPORT - OTS	70,000,000	0	70,000,000	0	0	0	0	0
435 SCHOOL FACILITIES - PS	6,266,864	0	1,117,294	0	844,935	4,304,635	0	0
436 SCHOOL FACILITIES - OTS	-6,500,000	0	0	0	0	-6,500,000	0	0
438 PUPIL TRANSPORTATION - OTS	7,055,389	0	0	0	7,055,389	0	0	2,436,699
439 SCHOOL FOOD SERVICES-PS	2,436,699	0	0	0	0	0	0	1,238,364
440 SCHOOL FOOD SERVICES - OTS	368,046	0	0	0	-870,318	0	0	0
442 SCHOOL SAFETY - OTS	5,317,642	0	5,317,642	0	0	0	0	0
453 CENTRAL ADMINISTRATION - PS	1,571,818	0	894,993	0	676,825	0	0	-152,222
454 CENTRAL ADMINISTRATION - OTS	512,028	0	664,250	0	0	0	0	0
470 SE PRE-K CONTRACT PMTS - OTS	83,895,665	0	41,746,899	0	42,148,766	0	0	0

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	Total	Intra-City	City	Capital	State	CD	Federal	Other
040 DEPARTMENT OF EDUCATION								
472 CHARTER CONTRACT PROSTER CARE PMTS -	84,205,477	0	84,205,477	0	0	0	0	0
474 NFS & FT PMTS - OTS	7,347,843	0	7,347,843	0	0	0	0	0
481 CATEGORICAL PROGRAMS - PS	41,123,096	1,434,135	0	0	4,701,835	0	34,987,126	0
482 CATEGORICAL PROGRAMS - OTS	11,457,238	238,350	0	0	180,333	0	11,038,555	0
056 POLICE DEPARTMENT								
001 OPERATIONS	36,980,068	0	36,980,068	0	0	0	0	0
002 EXECUTIVE MANAGEMENT	1,268,632	0	1,268,632	0	0	0	0	0
003 SCHOOL SAFETY - P.S.	5,344,393	5,315,493	28,900	0	0	0	0	0
004 ADMINISTRATION-PERSONNEL	724,667	0	724,667	0	0	0	0	0
006 CRIMINAL JUSTICE	9,781	0	9,781	0	0	0	0	0
007 TRAFFIC ENFORCEMENT	8,603,752	0	8,603,752	0	0	0	0	0
008 TRANSIT POLICE-PS	40,481	0	40,481	0	0	0	0	0
009 HOUSING POLICE-PS	13,707	0	13,707	0	0	0	0	0
100 OPERATIONS-OTPS	5,965,685	0	4,663,685	0	1,300,000	0	0	0
400 ADMINISTRATION-OTPS	1,834,717	0	1,834,717	0	0	0	0	0
057 FIRE DEPARTMENT								
003 FIRE INVESTIGATION	4,526,931	0	4,526,931	0	0	0	0	0
006 FIRE EXTING & RESP-OTPS	1,812,289	0	1,812,289	0	0	0	0	0
010 EMERGENCY MEDICAL SERV-OTPS	401,156	0	10,867	390,289	0	0	0	0
068 ADMIN FOR CHILDREN'S SERVICES								
001 PERSONAL SERVICES	-1,282,187	0	17,915,354	0	58,491,000	0	-77,688,541	0
002 OTHER THAN PERSONAL SERVICES	0	0	1,419,818	0	10,414,713	0	-11,834,531	0
069 DEPARTMENT OF SOCIAL SERVICES								
103 PUBLIC ASSISTANCE - OTS	58,174,969	0	858,561	0	15,365,088	0	41,951,320	0
104 MEDICAL ASSISTANCE - OTS	227,645,239	0	225,462,195	0	1,023,580	0	1,159,464	0
105 ADULT SERVICES - OTS	-1,388,000	0	8,308,623	0	-11,329,917	0	1,633,294	0
204 MEDICAL ASSISTANCE	528,384	0	515,590	0	2,259,736	0	-2,246,942	0

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	Total	Intra-City	City	Capital	State	CD	Federal	Other
069 DEPARTMENT OF SOCIAL SERVICES								
205 ADULT SERVICES	7,302,774	0	10,752,900	0	-9,043,683	0	5,593,557	0
071 DEPT OF HOMELESS SERVICES								
100 DEPT OF HOMELESS SERVICES-PS	5,979,172	0	18,277,993	0	-12,789,667	0	490,846	0
200 DEPT OF HOMELESS SERVICES-OTPS	21,797,765	0	105,172,714	0	-66,174,271	0	-17,200,678	0
072 DEPARTMENT OF CORRECTION								
001 ADMINISTRATION	592,269	0	1,031,479	0	-439,210	0	0	0
002 OPERATIONS	14,900,159	0	9,556,207	0	-2,323,170	0	7,667,122	0
095 PENSION CONTRIBUTIONS								
001 CITY ACTUARIAL PENSIONS	62,188,850	0	61,735,572	0	0	453,278	0	0
098 MISCELLANEOUS								
002 OTHER THAN PERSONAL SERVICES	42,520,320	0	99,240,305	189,869,453	0	132,475,218	674,250	0
005 INDIGENT DISPENSE SERVICES	8,322,626	0	8,322,626	0	0	0	0	0
002 GENERAL RESERVE	387,289,179	0	387,289,179	0	0	0	0	0
099 GNRL & LSE PRCHS DEBT SVC FUNDS								
006 NYC Transitional Finance Authority	190,645,620	0	186,863,305	0	0	0	3,782,315	0
101 PUBLIC ADVOCATE								
001 PERSONAL SERVICES	187,438	0	187,438	0	0	0	0	0
102 CITY COUNCIL								
001 COUNCIL MEMBERS	897,165	0	897,165	0	0	0	0	0
002 COMMITTEE STAFFING	638,244	0	638,244	0	0	0	0	0
005 COUNCIL SERVICES DIVISION	811,817	0	811,817	0	0	0	0	0
103 CITY CLERK								
001 PERSONAL SERVICES	98,047	0	98,047	0	0	0	0	0
125 DEPARTMENT FOR THE AGING								
001 EXECUTIVE & ADMIN MGMT-PS	208,931	0	208,931	0	0	0	0	0
002 COMMUNITY PROGRAMS - PS	168,712	0	168,712	0	0	0	0	0

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		Total	Intra-City	City	Categ.	Capital	State	CD	Federal	Other
260	DEPT OF YOUTH & COMMUNITY DEV									
002	EXECUTIVE AND ADMINISTRATIVE MGMT P	307,734	0	307,734	0	0	0	0	0	0
311	PROGRAM SERVICES - PS	183,533	0	183,533	0	0	0	0	0	0
312	CONFLICTS OF INTEREST BOARD									
001	PERSONAL SERVICES	62,015	0	62,015	0	0	0	0	0	0
313	OFC OF COLLECTIVE BARGAINING									
001	PERSONAL SERVICES	96,046	0	96,046	0	0	0	0	0	0
002	OTHER THAN PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
341	MANHATTAN COMMUNITY BOARD #1									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
342	MANHATTAN COMMUNITY BOARD #2									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
343	MANHATTAN COMMUNITY BOARD #3									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
344	MANHATTAN COMMUNITY BOARD #4									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
345	MANHATTAN COMMUNITY BOARD #5									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
346	MANHATTAN COMMUNITY BOARD #6									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
003	RENT	2,000	0	2,000	0	0	0	0	0	0
347	MANHATTAN COMMUNITY BOARD #7									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
003	RENT	66	0	66	0	0	0	0	0	0
348	MANHATTAN COMMUNITY BOARD #8									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
349	MANHATTAN COMMUNITY BOARD #9									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
Monday, June 28, 2010										

		Total	Intra-City	City	Categ.	Capital	State	CD	Federal	Other
391	BRONX COMMUNITY BOARD #11									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
392	BRONX COMMUNITY BOARD #12									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
431	QUEENS COMMUNITY BOARD #1									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
003	RENT	4,000	0	4,000	0	0	0	0	0	0
432	QUEENS COMMUNITY BOARD #2									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
433	QUEENS COMMUNITY BOARD #3									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
434	QUEENS COMMUNITY BOARD #4									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
003	RENT AND ENERGY	4,222	0	4,222	0	0	0	0	0	0
435	QUEENS COMMUNITY BOARD #5									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
003	RENT AND ENERGY	1,735	0	1,735	0	0	0	0	0	0
436	QUEENS COMMUNITY BOARD #6									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
437	QUEENS COMMUNITY BOARD #7									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
438	QUEENS COMMUNITY BOARD #8									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
439	QUEENS COMMUNITY BOARD #9									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
440	QUEENS COMMUNITY BOARD #10									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
Monday, June 28, 2010										

		Total	Intra-City	City	Categ.	Capital	State	CD	Federal	Other
126	DEPARTMENT OF CULTURAL AFFAIRS									
001	OFFICE OF COMMISSIONER-PS	123,696	0	123,696	0	0	0	0	0	0
127	FINANCIAL INFO SERVICES AGENCY									
001	PERSONAL SERVICES	766,913	0	387,985	0	378,928	0	0	0	0
002	OTHER THAN PERSONAL SERVICES	748,205	0	748,205	0	0	0	0	0	0
130	DEPARTMENT OF JUVENILE JUSTICE									
001	PERSONAL SERVICES	3,491,446	0	167,821	0	0	3,323,625	0	0	0
002	OTHER THAN PERSONAL SERVICES	3,363,228	0	3,340,437	0	0	22,791	0	0	0
131	OFFICE PAYROLL ADMINISTRATION									
100	PERSONAL SERVICE	821,357	0	544,836	0	276,521	0	0	0	0
132	INDEPENDENT BUDGET OFFICE									
001	PERSONAL SERVICE	1,056,387	0	1,056,387	0	0	0	0	0	0
002	OTHER THAN PERSONAL SERVICE	263,411	0	263,411	0	0	0	0	0	0
133	EQUAL EMPLOY PRACTICES COMM									
001	PERSONAL SERVICES	38,213	0	38,213	0	0	0	0	0	0
002	OTHER THAN PERSONAL SERVICES	0	0	0	0	0	0	0	0	0
134	CIVIL SERVICE COMMISSION									
001	PERSONAL SERVICES	31,873	0	31,873	0	0	0	0	0	0
002	OTHER THAN PERSONAL SERVICES	0	0	0	0	0	0	0	0	0
136	LANDMARKS PRESERVATION COMM.									
001	PERSONAL SERVICES	103,652	0	98,116	0	0	0	5,536	0	0
156	NYC TAXI AND LIMOUSINE COMM									
001	PERSONAL SERVICE	1,063,346	0	1,063,346	0	0	0	0	0	0
002	OTHER THAN PERSONAL SERVICE	370,720	0	370,720	0	0	0	0	0	0
226	COMMISSION ON HUMAN RIGHTS									
001	PERSONAL SERVICES	187,145	0	187,145	0	0	0	0	0	0
003	COMMUNITY DEVELOP.F.S.	11,250	0	0	0	0	0	11,250	0	0
Monday, June 28, 2010										

		Total	Intra-City	City	Categ.	Capital	State	CD	Federal	Other
350	MANHATTAN COMMUNITY BOARD #10									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
351	MANHATTAN COMMUNITY BOARD #11									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
352	MANHATTAN COMMUNITY BOARD #12									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
381	BRONX COMMUNITY BOARD #1									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
382	BRONX COMMUNITY BOARD #2									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
383	BRONX COMMUNITY BOARD #3									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
003	RENT	157	0	157	0	0	0	0	0	0
384	BRONX COMMUNITY BOARD #4									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
385	BRONX COMMUNITY BOARD #5									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
386	BRONX COMMUNITY BOARD #6									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
387	BRONX COMMUNITY BOARD #7									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
003	RENT AND ENERGY	583	0	583	0	0	0	0	0	0
388	BRONX COMMUNITY BOARD #8									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
389	BRONX COMMUNITY BOARD #9									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
390	BRONX COMMUNITY BOARD #10									
001	PERSONAL SERVICES	8,000	0	8,000	0	0	0	0	0	0
Monday, June 28, 2010										



	Total	Intra-City	City	Categ.	Capital	State	CD	Federal	Other
846 DEPT OF PARKS AND RECREATION	1,035,000	0	0	0	1,035,000	0	0	0	0
010 DESIGN & ENGINEERING-OTFS									
850 DEPT OF DESIGN & CONSTRUCTION	-1,997,529	0	0	0	-1,997,529	0	0	0	0
001 PERSONAL SERVICES	399,371	0	128,000	0	271,371	0	0	0	0
002 OTHER THAN PERSONAL SERVICES									
856 DEPT OF CITYWIDE ADMIN SERV	1,016,857	0	907,617	0	109,240	0	0	0	0
001 DIV OF CITYWIDE PERSONNEL SERV	130,143	0	130,143	0	0	0	0	0	0
002 DIV OF CITYWIDE PERSONNEL SERV	1,935,642	0	1,935,642	0	0	0	0	0	0
003 OFF OF ADM. TRIALS & HEARINGS	261,906	0	261,906	0	0	0	0	0	0
005 HD OF STANDARD & APPEALS PS	2,555,582	0	2,522,155	0	33,427	0	0	0	0
100 EXECUTIVE AND SUPPORT SERVICES	1,002,967	0	1,002,967	0	0	0	0	0	0
200 DIV OF ADMINISTRATION AND SECURITY	3,635,423	0	3,635,423	0	0	0	0	0	0
290 DIV OF ADMINISTRATION AND SECURITY-O									
858 DEPT OF INFO TECH & TELECOMM	4,998,792	0	2,082,724	19,801	2,896,267	0	0	0	0
001 PERSONAL SERVICES									
860 DEPT RECORDS + INFORMATION SVS	334,562	0	334,562	0	0	0	0	0	0
100 PERSONAL SERVICES									
866 DEPARTMENT OF CONSUMER AFFAIRS	85,780	0	85,780	0	0	0	0	0	0
001 ADMINISTRATION	73,727	0	73,727	0	0	0	0	0	0
002 LICENSING/ENFORCEMENT	443,210	0	443,210	0	0	0	0	0	0
003 OTHER THAN PERSONAL SERVICE	17,478	0	17,478	0	0	0	0	0	0
004 ADJUDICATION									
901 DISTRICT ATTORNEY NEW YORK	4,111,094	0	4,192,850	0	0	-81,756	0	0	0
001 PERSONAL SERVICES									
902 DISTRICT ATTORNEY BRONX CO.	2,285,341	0	2,346,746	0	0	-61,405	0	0	0
001 PERSONAL SERVICES	33,845	0	33,845	0	0	0	0	0	0
002 OTHER THAN PERSONAL SERVICES									

	Total	Intra-City	City	Categ.	Capital	State	CD	Federal	Other
903 DISTRICT ATTORNEY KINGS CO.	3,203,994	0	3,278,752	0	0	-74,758	0	0	0
001 PERSONAL SERVICES	181,296	0	181,296	0	0	0	0	0	0
002 OTHER THAN PERSONAL SERVICES									
904 DISTRICT ATTORNEY QUEENS CO.	2,032,444	0	2,071,104	0	0	-38,660	0	0	0
001 PERSONAL SERVICES	295,708	0	299,666	0	0	-3,958	0	0	0
002 OTHER THAN PERSONAL SERVICES	19,711	0	19,711	0	0	0	0	0	0
905 DISTRICT ATTORNEY RICHMOND	1,411,836	0	1,411,836	0	0	0	0	0	0
001 PERSONAL SERVICES	23,070	0	23,070	0	0	0	0	0	0
002 OTHER THAN PERSONAL SERVICES	11,727	0	11,727	0	0	0	0	0	0
945 PUBLIC ADMINISTRATOR-RICHMOND	1,807,919,866	2,429,893	1,331,138,391	189,103,923	13,020,239	169,826,785	1,014,443	18,377,086	
001 PERSONAL SERVICES									

	Total	Intra-City	City	Categ.	Capital	State	CD	Federal	Other
208,408,615	-77,692,925	0	143,839,377	96,846,570	-4,728,300	747,200	835,618,747		

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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

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

**Report of M-166  
Report of the Committee on Finance in favor of approving a Communication from the Office and Management & Budget in regard to the appropriation of new revenues of \$2.378 billion in fiscal year 2010, pursuant to Section 107(e) of the New York City Charter (MN-5).**

The Committee on Finance, to which the annexed communication was referred on June 29, 2010, respectfully

**REPORTS:**

Introduction. At the meeting of the Committee on Finance of the City Council on June 29, 2010, the Council received a communication, from the Office of Management and Budget of the Mayor, dated June 29, 2010, of a proposed request to modify, pursuant to Section 107(e) of the Charter of the City of New York, the Fiscal 2010 Expense Budget, and the revenue estimate related thereto prepared by the Mayor as of June 19, 2009.

Analysis. The Council annually adopts the City's budget covering expenditures pursuant to Section 254 of the Charter. On June 19, 2009, the Council adopted the expense budget for fiscal year 2010 (the "Fiscal 2010 Expense Budget"). On June

19, 2009, the Mayor submitted to the Council a revenue estimate related to the Fiscal 2009 Expense Budget. On September 30, 2009 the Council adopted MN-1 transferring funds among various agencies to fund City Council local initiatives. On March 3, 2010, the Council adopted MN-2 reallocating appropriations within the Fiscal 2010 adopted budget to implement expense transfers that were included in the November Financial Plan and fund City Council local initiatives. On April 14, 2010 the Council adopted MN-3 transferred funds between various units of appropriation within an agency to reflect agency spending. Circumstances have changed since the Council last amended the Fiscal 2010 Expense Budget.

Section 107(e) provides one mechanism for the Mayor and the Council to amend the expense budget and related revenue estimate to reflect changes in circumstances that occur after adoption of a budget. Section 107(e) permits the modification of the budget in order to create new units of appropriation, to appropriate new revenues from any source other than categorical federal, state and private funding or to use previously unappropriated funds received from any source.

Discussion of Above-captioned Resolution. The above-captioned resolution would authorize the modifications to the Fiscal 2010 Expense Budget and related revenue estimate requested in the Communication.

This modification (MN-5) seeks to increase revenues in the net amount of \$ 2.378 billion. Approximately of \$2.123 billion of this is from tax revenues reflecting the performance of the City's economy, which is significantly better than was anticipated at the time of adoption of the Fiscal 2010 Expense Budget. The recovery of the financial service sector was unexpectedly swift, enhancing the performance of the personal income and business taxes. Miscellaneous revenues increased by \$432.6 million. Among the increases were \$279.7 million in additional reimbursements from the water board and \$133.8 million in revenue from the Battery Park City Authority. These increases were partially offset by a loss of \$177.4 million in unrestricted New York State aid (AIM).

This revenue modification reduces the General Reserve in the City's Miscellaneous Budget by \$464.4 million and reduces prior payables by \$800 million. Revenue as a result of a reduction in the General Reserve, as well a reduction in prior payables and new revenues will be used to make prepayments of \$164.1 million to the Library Systems, \$219.4 million to the MTA, and \$3.259 billion to the Budget stabilization account which will be used to prepay Fiscal 2011 debt service.

The resolution would also direct the City Clerk to forward a certified copy thereof to the Mayor and the Comptroller so that the Mayor, the Comptroller and the City Clerk may certify the Fiscal 2010 Expense Budget as amended thereby as the budget for the remainder of the fiscal year. The above-captioned resolution would take effect as of the date adopted.

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

Res. No. 331

**Resolution approving a modification pursuant to Section 107(e) of the Charter of the City of New York.**

By Council Member Recchia.

**Whereas**, on June 29, 2010 the Committee on Finance of the City Council received a communication, dated June 29, 2010 from the Mayor's Office of Management and Budget, of a proposed request to recognize a net increase in revenue pursuant to Section 107(e) of the Charter of the City of New York, attached hereto as Exhibit A (the "Request to Appropriate"); and

**Whereas**, Section 107(e) of the Charter requires the City Council and the Mayor to follow the procedures and required approvals pursuant to Sections 254, 255, and 256 of the Charter, without regard to the dates specified therein, in the case of the proposed appropriation of any new revenues and the creation of new units of appropriation; and

**Whereas**, Section 107(e) of the Charter requires that any request by the Mayor respecting an amendment of the budget that involves an increase in the budget shall be accompanied by a statement of the source of current revenues or other identifiable and currently available funds required for the payment of such additional amounts, attached hereto as Exhibit B (together with the Request to Appropriate, the "Revenue Modification");

**NOW, THEREFORE**, the Council of the City of New York hereby resolves as follows:

**Approval of Modification.** The City Council hereby approves the Revenue Modification pursuant to Section 107(e) of the Charter.

**Further Actions.** The City Council directs the City Clerk to forward a certified copy of this resolution to the Mayor and the Comptroller as soon as practicable so that the Mayor, the Comptroller and the City Clerk may certify the Fiscal 2010 Expense Budget as amended by this resolution as the budget for the remainder of the fiscal year.

**Effective Date.** This resolution shall take effect as of the date hereof

**ATTACHMENT:**

**Exhibit A**



The City of New York  
**Office of Management and Budget**  
 75 Park Place • New York, New York 10007-2146  
 Telephone: (212) 788-6900 • Fax: (212) 788-6300  
 Mark Page  
 Director

June 29, 2010

TO THE CITY COUNCIL

Dear Council Members:

In accordance with Section 107(e) of the New York City Charter, I seek your approval to appropriate new revenues of \$2.378 billion in fiscal year 2010.

The \$2.378 billion of new revenues combined with the reduction of the general reserve of \$464.4 million and the reduction of \$800 million of prior payables will be used to prepay \$3.642 billion of expenses in fiscal year 2011. This includes prepayments of \$164.1 million to the Library Systems, \$219.4 million to the MTA, and \$3.259 billion to the Budget stabilization account to prepay debt service.

Your approval of modification MN-5 is respectfully requested.

Yours truly,

Mark Page

Fiscal Year 2010 Modification  
 MN-5

035	New York Public Library – Research 001 Lump Sum Appropriation	\$10,794,583
037	New York Library 003 Lump Sum – Borough of Manhattan 004 Lump Sum – Borough of the Bronx 005 Lump Sum – Borough of Staten Island 006 Systemwide Services 007 Consultant and Advisory Services	17,073,639 16,731,473 7,165,921 19,127,636 1,021,596
038	Brooklyn Public Library 001 Lump Sum	46,769,668
039	Queens Borough Public Library 001 Lump Sum	45,457,513
098	Miscellaneous 002 OTPS (MTA)	219,389,547
099	Debt Service 004 Budget Stabilization Account	<u>3,258,610,524</u>
		<u>\$3,642,142,100</u>

**Exhibit B**

Exhibit B: Change In Revenues by Revenue Source

BOLD UPPERCASE ARE CHANGES BEFORE EXECUTIVE BUDGET / Lowercase are changes since Executive Budget

Agency	Source Description	Fiscal 2010
<b>Tax and Audit Revenue Chages</b>		
Mayoral	00001 REAL PROP TAX 1ST QTR	(210,000,000)
Mayoral	00002 REAL PROP TAX 2ND QTR	214,000,000
Mayoral	00003 REAL PROP TAX 3RD QTR	(201,500,000)
Mayoral	00004 REAL PROP TAX 4TH QTR	110,000,000
Mayoral	00021 Real Estate Tax Refunds	115,000,000
Mayoral	00021 Real Estate Tax Refunds	53,000,000
Mayoral	00026 STATE AID SCHOOL TAX RELIEF	7,500,000
Mayoral	00026 State Aid School Tax Relief	(600,000)
Mayoral	00034 Real Property Tax Lien Sales	(13,000,000)
Mayoral	00049 ACCRUED REAL ESTATE TAX REVENUE	10,000,000
Mayoral	00049 Accrued Real Estate Tax Revenue	7,000,000
Mayoral	00050 General Sales Tax	20,000,000
Mayoral	00050 GENERAL SALES TAX	923,000,000
Mayoral	00070 CIGARETTE TAX	(2,000,000)
Mayoral	00070 Cigarette Tax	(1,000,000)
Mayoral	00073 Commercial Motor Vehicle Tax	(1,000,000)
Mayoral	00073 COMMERCIAL MOTOR VEHICLE TAX	1,500,000
Mayoral	00077 Mortgage Tax	(19,000,000)
Mayoral	00077 MORTGAGE TAX	(90,000,000)
Mayoral	00088 State Aid PIT Relief School Aid	(5,300,000)
Mayoral	00090 Personal Income Tax	45,000,000
Mayoral	00090 PERSONAL INCOME TAX	948,998,000
Mayoral	00091 REFUNDS OF PERSONAL INCOME TAX	33,000,000
Mayoral	00091 Refunds Of Personal Income Tax	(27,000,000)
Mayoral	00093 GENERAL CORPORATION TAX	(4,000,000)
Mayoral	00093 General Corporation Tax	(23,000,000)
Mayoral	00094 REFUNDS OF GENERAL CORP TAX	(40,000,000)
Mayoral	00094 Refunds Of General Corp Tax	71,000,000
Mayoral	00095 FINANCIAL CORPORATION TAX	631,300,000
Mayoral	00095 Financial Corporation Tax	(36,000,000)
Mayoral	00096 REFUNDS OF FINANCIAL CORP TAX	(18,000,000)
Mayoral	00096 Refunds Of Financial Corp Tax	34,000,000
Mayoral	00099 UNINCORPORATED BUSINESS INC TAX	99,000,000
Mayoral	00099 Unincorporated Business Inc Tax	8,000,000
Mayoral	00100 REFUNDS OF UNICORP BUS TAX	(18,000,000)
Mayoral	00100 Refunds Of Unincorp Bus Tax	12,000,000
Mayoral	00102 Pers Inc Tax City Emp Non-Res	3,000,000
Mayoral	00102 PERS INC TAX CITY EMP NON-RES	12,400,000
Mayoral	00103 Utility Tax	(4,000,000)
Mayoral	00103 UTILITY TAX	(13,000,000)
Mayoral	00110 PAYMENT IN LIEU OF TAXES	87,565,000
Mayoral	00110 Payment In Lieu Of Taxes	(3,175,000)
Mayoral	00112 Tax On Occupancy Of Hotel Room	(5,000,000)
Mayoral	00112 TAX ON OCCUPANCY OF HOTEL ROOM	35,700,000
Mayoral	00113 Tx On Commercial Rents - Occup	8,000,000
Mayoral	00113 TX ON COMMERCIAL RENTS - OCCUP	90,000,000
Mayoral	00114 Refunds Of All Other Taxes	3,000,000
Mayoral	00114 REFUNDS OF ALL OTHER TAXES	(6,000,000)
Mayoral	00121 OFF TRACK BETTING - SURTAX	(1,250,000)
Mayoral	00122 Conveyance Of Real Property Tx	(12,000,000)
Mayoral	00122 CONVEYANCE OF REAL PROPERTY TX	15,000,000
Mayoral	00125 TAXI MEDALION TRANSFER TAX	3,000,000
Mayoral	00126 Surcharge On Liquor Licenses	(1,000,000)
Mayoral	00130 PEN & INT-GEN PROP TAX	2,000,000
Mayoral	00135 TAX AUDIT REVENUE	294,264,500
Mayoral	99990 TAX REDUCTION PROGRAM	(900,000)
Mayoral	99995 TAX INCREASE PROGRAM	(879,000,000)
	<b>Tax Revenue Total</b>	<b>2,122,502,500</b>
<b>Unrestricted Aid</b>		
Mayoral	54000 NYC STATE PER CAPITA ALLOCATION	(177,389,668)
	<b>Unrestricted Aid</b>	<b>(177,389,668)</b>

Exhibit B: Change In Revenues by Revenue Source

BOLD UPPERCASE ARE CHANGES BEFORE EXECUTIVE BUDGET / Lowercase are changes since Executive Budget

Agency	Source Description	Fiscal 2010
<b>Miscellaneous Revenues</b>		
<b>Licenses, Franchises, Etc.</b>		
Mayoral	00200 LICENSES - GENERAL	(2,500,000)
DOB	00200 LICENSES - GENERAL	815,000
Business Integrity	00200 LICENSES - GENERAL	468,320
Consumer Aff	00200 Licenses - General	600,000
Consumer Aff	00200 LICENSES - GENERAL	1,624,000
DOB	00250 PERMITS - GENERAL	7,300,000
DOHMH	00250 Permits - General	883,000
DEP	00250 PERMITS - GENERAL	(781,000)
DOT	00250 PERMITS - GENERAL	2,082,000
Landmarks	00250 PERMITS - GENERAL	(800,000)
DOB	00251 Construction Permits	2,775,000
DOB	00251 CONSTRUCTION PERMITS	(15,000,000)
DOITT	00320 FRANCHISES - OTHER	5,849,000
DOITT	00320 Franchises - Other	3,000,000
Consumer Aff	00320 FRANCHISES - OTHER	4,498,424
HPD	00325 PRIVILEGES - OTHER	26,000
Sanitation	00325 PRIVILEGES - OTHER	(4,353,000)
DOT	00325 PRIVILEGES - OTHER	897,000
DPR	00325 PRIVILEGES-OTHER	(4,610,000)
DPR	00325 PRIVILEGES - Other	(1,987,000)
Consumer Aff	00325 PRIVILEGES - OTHER	(100,000)
<b>Charges For Services</b>		
DOF	00410 HIGHWAYS & STREET SERVICE/FEEES	(2,700,000)
DOT	00410 HIGHWAYS & STREET SERVICE/FEEES	(480,000)
DOHMH	00430 HEALTH SERVICES/FEEES	(933,000)
CUNY	00461 HIGHER EDUC SER/FEEES COMM COLL	63,671,000
CUNY	00461 Higher Educ Ser/Fees Comm Coll	3,500,000
DOI	00470 OTHER SERVICES AND FEES	(501,740)
NYPD	00470 OTHER SERVICES AND FEES	(400,000)
NYFD	00470 OTHER SERVICES AND FEES	(23,299,000)
TLC	00470 OTHER SERVICES AND FEES	293,000
Conflicts Of Interest	00470 OTHER SERVICES AND FEES	52,000
HPD	00470 OTHER SERVICES AND FEES	29,847,500
HPD	00470 Other Services And Fees	4,060,000
DOB	00470 OTHER SERVICES AND FEES	(740,000)
DEP	00470 OTHER SERVICES AND FEES	(440,000)
Sanitation	00470 OTHER SERVICES AND FEES	(211,000)
Business Integrity	00470 OTHER SERVICES AND FEES	20,000
DOF	00470 OTHER SERVICES AND FEES	(10,568,000)
DOF	00470 Other Services And Fees	700,000
DPR	00470 OTHER SERVICES AND FEES	57,000
DCAS	00470 OTHER SERVICES AND FEES	242,000
Consumer Aff	00470 OTHER SERVICES AND FEES	(168,000)
PA-New York	00470 Other Services And Fees	(779,000)
County	00470 Other Services And Fees	1,240,000
PA-Kings County	00470 Other Services And Fees	1,954,000
PA-Queens County	00470 OTHER SERVICES AND FEES	114,000
NYPD	00472 PARKING METER REVENUES	450,000
DOT	00472 PARKING METER REVENUES	(1,500,000)
DOT	00472 Parking Meter Revenues	3,830,000
Mayoral	00476 ADMINISTRATIVE SERV TO PUBLIC	15,000
Board Of Elections	00476 ADMINISTRATIVE SERV TO PUBLIC	100,000
City Clerk	00476 ADMINISTRATIVE SERV TO PUBLIC	(582,000)
Payroll Ad	00476 ADMINISTRATIVE SERV TO PUBLIC	(170,000)
DOB	00476 ADMINISTRATIVE SERV TO PUBLIC	(3,241,000)
DOHMH	00476 ADMINISTRATIVE SERV TO PUBLIC	(200,000)
DPR	00476 Administrative Serv To Public	(1,700,000)
DCAS	00476 ADMINISTRATIVE SERV TO PUBLIC	1,328,000
DCAS	00477 ADMIN SERV TO TBTA	(21,000)
DCAS	00478 ADMIN SERV METRO TRANSPORT AUT	(950,000)
Dept Correct	00482 COMMISSARY FUNDS	500,000

Exhibit B: Change In Revenues by Revenue Source

BOLD UPPERCASE ARE CHANGES BEFORE EXECUTIVE BUDGET / Lowercase are changes since Executive Budget

Agency	Source Description	Fiscal 2010
<b>Water and Sewage Charges</b>		
Mayoral	00521 Reimbursement From Water Board	(855,000)
Mayoral	00521 REIMBURSEMENT FROM WATER BOARD	280,569,995
Mayoral	00522 PAYMENT FROM WATER BOARD	(25,423,000)
HPD	00551 ADMINISTRATIVE CHARGES	(75,000)
<b>Fines and Forfeitures</b>		
Mayoral	00600 FINES-GENERAL	915,000
Law Department	00600 FINES-GENERAL	940,000
City Clerk	00600 FINES-GENERAL	350,000
TLC	00600 FINES-GENERAL	(1,136,900)
HPD	00600 FINES-GENERAL	234,000
DOB	00600 FINES-GENERAL	9,750,000
DOB	00600 Fines-General	875,000
DOHMH	00600 FINES-GENERAL	(1,500,000)
Business Integrity	00600 FINES-GENERAL	212,000
DOF	00600 Fines-General	(14,000,000)
DOF	00600 FINES-GENERAL	(17,467,000)
Consumer Aff	00600 FINES-GENERAL	1,000,000
DOI	00600 FINES-GENERAL	112,000
DOF	00602 FINES - PVB	(78,317,943)
DOF	00603 FINES - ECB	16,338,000
DCAS	00603 Fines - ECB	1,804,000
DCAS	00603 FINES - ECB	10,026,000
DA New York		
County	00650 FORFEITURES - GENERAL	375,000
DA Bronx County	00650 FORFEITURES - GENERAL	50,000
DA Kings County	00650 FORFEITURES - GENERAL	190,000
<b>Rental Income</b>		
SBS	00753 RENTALS: DOCK SHIP WHARFAGE	(200,000)
DPR	00753 RENTALS: DOCK SHIP WHARFAGE	(371,000)
SBS	00754 RENTALS: MARKET	215,000
DPR	00755 RENTALS: YANKEE STADIUM	115,000
DPR	00756 RENTALS: SHEA STADIUM	503,000
DOE	00760 Rentals: Other	7,500,000
SBS	00760 RENTALS: OTHER	(215,000)
HPD	00760 RENTALS: OTHER	4,626,000
DEP	00760 RENTALS: OTHER	636,000
DCAS	00760 RENTALS: OTHER	524,000
<b>Interest</b>		
Comptroller	56001 INTEREST INCOME - OTHER	(8,500,000)
DOF	56001 INTEREST INCOME - OTHER	510,000
DOF	56002 INTEREST INCOME- SALES TAX	260,000
Comptroller	56003 INTEREST - DEBT SERVICE FUND	100,000
<b>Other Miscellaneous</b>		
HPD	00815 Sales Of In Rem Property	(900,000)
HPD	00815 SALES OF IN REM PROPERTY	(878,000)
DCAS	00817 MORTGAGE PAYMENTS	1,370,000
Law Dept	00820 SALES OF CITY REAL PROPERTY	8,273,000
Board Of Elections	00822 MINOR SALES	(25,000)
DCAS	00822 Minor Sales	1,223,000
DCAS	00822 MINOR SALES	1,226,000
DOT	00822 MINOR SALES	235,000
Sanitation	00822 MINOR SALES	(7,258,804)
Mayoral	00828 BATTERY PARK CITY	133,825,000
Mayoral	00846 AWARDS FROM LITIGATION	(2,272,000)
Law Department	00846 AWARDS FROM LITIGATION	(2,400,000)
NYPD	00847 FRII SURCHARGES	(2,700,000)
NYPD	00848 WIRELESS /CELL PHONE SURCHARGES	900,000
Mayoral	00859 SUNDRIES	33,246,355
Mayoral	00859 Sundries	21,970,000
Law Department	00859 SUNDRIES	500,000
DOI	00859 SUNDRIES	1,204,146
NYPD	00859 SUNDRIES	250,000
Social Services	00859 SUNDRIES	(9,582,627)
Social Services	00859 Sundries	(1,026,749)
Dept Correct	00859 SUNDRIES	1,239,000
	<b>Miscellaneous Revenues Total</b>	<b>432,630,912</b>
<b>Grand Total</b>	<b>Grand Total MN #5</b>	<b>2,377,743,744</b>

Exhibit B: Change In Revenues by Revenue Source

BOLD UPPERCASE ARE CHANGES BEFORE EXECUTIVE BUDGET / Lowercase are changes since Executive Budget

Agency	Source Description	Fiscal 2010
Dept Correct	00859 Sundries	1,762,000
Dept Aging	00859 SUNDRIES	1,600,000
Payroll Ad	00859 SUNDRIES	1,221,454
SBS	00859 Sundries	(1,114,500)
SBS	00859 SUNDRIES	310,000
HPD	00859 SUNDRIES	1,875,000
DOHMH	00859 SUNDRIES	(2,539,000)
DEP	00859 SUNDRIES	836,000
DEP	00859 Sundries	2,225,000
Sanitation	00859 SUNDRIES	(750,000)
DOF	00859 SUNDRIES	970,000
DOT	00859 SUNDRIES	75,000
DPR	00859 SUNDRIES	(13,690,000)
DPR	00859 Sundries	(3,000,000)
DCAS	00859 SUNDRIES	4,777,000
DOITT	00859 SUNDRIES	(2,250,000)
Mayoral	66036 FEMA REIMBURSEMENT	8,168,081
	<b>Miscellaneous Revenues Total</b>	<b>432,630,912</b>
<b>Grand Total</b>	<b>Grand Total MN #5</b>	<b>2,377,743,744</b>

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

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-8 & Res. No. 332

Report of the Committee on Finance in favor of filing a Communication from the Mayor in regard to submitting Financial Plan Detail and Summary

**Book, Volumes I and II for Fiscal Years 2010-2014, pursuant to Sections 101 and 213 of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on February 3, 2010 (Minutes, page 89), respectfully

**REPORTS:**

*Since the Budget for Fiscal Year 2011 is expected to be adopted later in the evening, this Committee has decided to file this supplementary Budget-related item and thereby remove it from the Council's legislative calendar.*

Accordingly, this Committee recommends its filing.

*(Editor's Note: There was no formal Resolution text offered by the Committee in this matter.)*

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

Coupled to be Filed.

Report for M-9

**Report of the Committee on Finance in favor of filing a Communication from the Mayor in regard to submitting Preliminary Expense Budget for Fiscal Year 2011, pursuant to Sections 225 and 236 of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on February 3, 2010 (Minutes, page 89), respectfully

**REPORTS:**

*Since the Budget for Fiscal Year 2011 is expected to be adopted later in the evening, this Committee has decided to file this supplementary Budget-related item and thereby remove it from the Council's legislative calendar.*

Accordingly, this Committee recommends its filing.

*(Editor's Note: There was no formal Resolution text offered by the Committee in this matter.)*

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

Coupled to be Filed.

Report for M-10 & Res. No. 334

**Report of the Committee on Finance in favor of filing a Communication from the Mayor in regard to submitting Geographic Reports for Expense Budget for Fiscal Year 2011, pursuant to Sections 100 and 231 of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on February 3, 2010 (Minutes, page 90), respectfully

**REPORTS:**

*Since the Budget for Fiscal Year 2011 is expected to be adopted later in the evening, this Committee has decided to file this supplementary Budget-related item and thereby remove it from the Council's legislative calendar.*

Accordingly, this Committee recommends its filing.

*(Editor's Note: There was no formal Resolution text offered by the Committee in this matter.)*

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

Coupled to be Filed.

Report for M-11 & Res. No. 335

**Report of the Committee on Finance in favor of filing a Communication from the Mayor in regard to submitting Departmental Estimates Report, Volumes I, II, III, IV and V, for Fiscal Year 2011, pursuant to Sections 100, 212 and 231 of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on February 3, 2010 (Minutes, page 90), respectfully

**REPORTS:**

*Since the Budget for Fiscal Year 2011 is expected to be adopted later in the evening, this Committee has decided to file this supplementary Budget-related item and thereby remove it from the Council's legislative calendar.*

Accordingly, this Committee recommends its filing.

*(Editor's Note: There was no formal Resolution text offered by the Committee in this matter.)*

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

Coupled to be Filed.

Report for M-12 & Res. No. 336

**Report of the Committee on Finance in favor of filing a Communication from the Mayor in regard to submitting Contract Budget Report for Fiscal Year 2011, pursuant to Section 104 of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on February 3, 2010 (Minutes, page 90), respectfully

**REPORTS:**

*Since the Budget for Fiscal Year 2011 is expected to be adopted later in the evening, this Committee has decided to file this supplementary Budget-related item and thereby remove it from the Council's legislative calendar.*

Accordingly, this Committee recommends its filing.

*(Editor's Note: There was no formal Resolution text offered by the Committee in this matter.)*

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

Coupled to be Filed.

Report for M-13 & Res. No. 337

**Report of the Committee on Finance in favor of filing a Communication from the Mayor in regard to submitting the Preliminary Capital Budget, Fiscal Year 2011, pursuant to Section 213 and 236 of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on February 3, 2010 (Minutes, page 91), respectfully

**REPORTS:**

*Since the Budget for Fiscal Year 2011 is expected to be adopted later in the evening, this Committee has decided to file this supplementary Budget-related item and thereby remove it from the Council's legislative calendar.*

Accordingly, this Committee recommends its filing.

*(Editor's Note: There was no formal Resolution text offered by the Committee in this matter.)*

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

Coupled to be Filed.

Report for M-14 & Res. No. 338

**Report of the Committee on Finance in favor of filing a Communication from the Mayor in regard to submitting the Capital Commitment Plan, Fiscal Year 2011, Volumes 1, 2, & 3, and the Capital Commitment Plan, Fiscal Year 2009, Financial Summary, pursuant to Section 219 of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on February 3, 2010 (Minutes, page 91), respectfully

**REPORTS:**

*Since the Budget for Fiscal Year 2011 is expected to be adopted later in the evening, this Committee has decided to file this supplementary Budget-related item and thereby remove it from the Council's legislative calendar.*

Accordingly, this Committee recommends its filing.

*(Editor's Note: There was no formal Resolution text offered by the Committee in this matter.)*

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

Coupled to be Filed.

Report for M-94 & Res. No. 339

**Report of the Committee on Finance in favor of filing a Communication from the Mayor in regard to submitting the Executive Budget Supporting Schedules, for Fiscal Year 2011, pursuant to Section 250 of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on May 12, 2010 (Minutes, page 1589), respectfully

**REPORTS:**

*Since the Budget for Fiscal Year 2011 is expected to be adopted later in the evening, this Committee has decided to file this supplementary Budget-related item and thereby remove it from the Council's legislative calendar.*

Accordingly, this Committee recommends its filing.

*(Editor's Note: There was no formal Resolution text offered by the Committee in this matter.)*

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

Coupled to be Filed.

Report for M-95 & Res. No. 340

**Report of the Committee on Finance in favor of filing a Communication from the Mayor in regard to submitting the Capital Commitment Plan, Executive Budget, Fiscal Year 2011, Volumes I, II and III, pursuant to Section 219(d) of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on May 12, 2010 (Minutes, page 1589), respectfully

**REPORTS:**

Since the Budget for Fiscal Year 2011 is expected to be adopted later in the evening, this Committee has decided to file this supplementary Budget-related item and thereby remove it from the Council's legislative calendar.

Accordingly, this Committee recommends its filing.

*(Editor's Note: There was no formal Resolution text offered by the Committee in this matter.)*

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

Coupled to be Filed.

Report for M-96 & Res. No. 341

**Report of the Committee on Finance in favor of filing a Communication from the Mayor in regard to submitting the Executive Budget – Geographic Reports for Expense Budget for Fiscal Year 2011.**

The Committee on Finance, to which the annexed communication was referred on May 12, 2010 (Minutes, page 1590), respectfully

**REPORTS:**

Since the Budget for Fiscal Year 2011 is expected to be adopted later in the evening, this Committee has decided to file this supplementary Budget-related item and thereby remove it from the Council's legislative calendar.

Accordingly, this Committee recommends its filing.

*(Editor's Note: There was no formal Resolution text offered by the Committee in this matter.)*

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

Coupled to be Filed.

Report for M-97 & Res. No. 342

**Report of the Committee on Finance in favor of filing a Communication from the Mayor in regard to submitting the Executive Capital Budget Fiscal Year 2011, Capital Project Detail Data, Citywide Volumes 1 and 2 and Volumes for the Five Boroughs, dated May 6, 2010 pursuant to the provisions of Sections 213 (4) & 219 (D) of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on May 12, 2010 (Minutes, page 1590), respectfully

**REPORTS:**

Since the Budget for Fiscal Year 2011 is expected to be adopted later in the evening, this Committee has decided to file this supplementary Budget-related item and thereby remove it from the Council's legislative calendar.

Accordingly, this Committee recommends its filing.

*(Editor's Note: There was no formal Resolution text offered by the Committee in this matter.)*

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

Coupled to be Filed.

Report for M-98 & Res. No. 343

**Report of the Committee on Finance in favor of filing a Communication from the Mayor in regard to submitting the Budget Summary, Message of the Mayor and Summary of Reduction Program relative to the Executive Budget, Fiscal Year 2011, pursuant to Section 249 of the New York City Charter.**

The Committee on Finance, to which the annexed communication was referred on May 12, 2010 (Minutes, page 1590), respectfully

**REPORTS:**

Since the Budget for Fiscal Year 2011 is expected to be adopted later in the evening, this Committee has decided to file this supplementary Budget-related item and thereby remove it from the Council's legislative calendar.

Accordingly, this Committee recommends its filing.

*(Editor's Note: There was no formal Resolution text offered by the Committee in this matter.)*

DOMENIC M. RECCHIA JR., Chairperson; JOEL RIVERA, DIANA REYNA, GALE A. BREWER, LEROY G. COMRIE, LEWIS A. FIDLER, HELEN D. FOSTER, ROBERT JACKSON, G. OLIVER KOPPELL, ALBERT VANN, DARLENE MEALY, JULISSA FERRERAS, FERNANDO CABRERA, KAREN KOSLOWITZ, JAMES G. VAN BRAMER, JAMES S. ODDO, Committee on Finance, June 29, 2010.

Coupled to be Filed.

**Report of the Committee on Governmental Operations**

Report for Int. No. 260-A

**Report of the Committee on Governmental Operations in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to requiring the City Clerk to provide the public with certain information regarding same sex marriages.**

The Committee on Governmental Operations, to which the annexed amended proposed local law was referred on June 9, 2010 (Minutes, page 2098), respectfully

**REPORTS:****I. Introduction**

The Committee on Governmental Operations will meet on June 25, 2010 to consider Proposed Introduction 260-A (“Proposed Int. 260-A”), a local law to amend the administrative code of the city of New York, in relation to requiring the City Clerk to provide the public with certain information regarding same sex marriages.

The Committee previously considered the proposed legislation at a hearing on June 16, 2010. At that hearing, the Committee heard testimony from the City Clerk as well as several representatives of community groups and members of the public. All of the witnesses testified in favor of the legislation and urged its passage.

The legislation would require the City Clerk to prominently post information on its website listing all domestic and international jurisdictions that perform same sex marriages that would be recognized as valid marriages by the state of New York along with the following text: “Lawfully married individuals, including individuals in same sex marriages, are entitled to more New York State rights and benefits than those registered as domestic partners here in New York City. If an individual lawfully enters into a same sex marriage in a jurisdiction outside New York, they are entitled to most of the New York State rights and benefits available to people lawfully married in New York. If you are considering entering into a marriage in one of the jurisdictions listed above, it is recommended that you contact that jurisdiction beforehand in order to learn about any applicable marriage requirements or restrictions.”

Such information would also be available in hard copy at the Marriage Bureau in the City Clerk’s office.

**II. The City Clerk**

The City Clerk serves as the Clerk of the City Council and the Clerk of the City of New York. In addition to a variety of other official duties, the City Clerk operates the Marriage Bureau, which provides marriage licenses and domestic partnership registrations.<sup>1</sup>

**III. Status of Same Sex Marriages in New York**

On February 1, 2008, the Fourth Department issued a decision in *Martinez v. County of Monroe*<sup>2</sup> affirming that an employee of a state community college was entitled to have her same sex marriage, which was solemnized in Canada, recognized in New York. There was no dispute as to the legality of the marriage under the laws of Canada and Ontario.<sup>3</sup> The case arose after the employee applied for health care benefits for her spouse, which were denied. The court determined that there was no state statute or “positive law” clearly expressing a state intent “to prohibit recognition of a marriage that would have been invalid if solemnized in New York” and that “[t]he Legislature has not enacted legislation to prohibit the recognition of same-sex marriages validly entered into outside of New York.”<sup>4</sup>

Subsequently, on May 14, 2008, Governor David Paterson’s counsel issued a directive to state agencies stating that same sex marriages performed in other jurisdictions should be recognized and afforded full faith and credit by all state agencies unless some other provision of law would bar such agencies from doing so.<sup>5</sup>

The next year, in *Lewis v. New York State Dept. of Civil Service*<sup>6</sup>, decided on January 22, 2009, the New York Supreme Court Appellate Division, 3rd Department upheld a decision by the New York State Department of Civil Service to recognize parties to a same sex marriage as spouses as long as their marriage was valid in the jurisdiction where it was solemnized, thereby allowing such spouses of state employees full access to the benefits provided under the New York State Health Insurance Program. The 3<sup>rd</sup> Department cited the New York Court of Appeals holding in *Hernandez*<sup>7</sup>, where the court found that though the Domestic Relations Law only permits the solemnization of opposite sex marriages in New York, where the Domestic Relations Law does not expressly void a certain type of marriage validly solemnized outside of New York, the statute should not be extended by judicial construction<sup>8</sup>.

As a result of these decisions and the Executive branch directive, there is a legal consensus emerging that lawfully married individuals, including individuals in same sex marriages, who were married in a jurisdiction outside New York, are entitled to many of the state rights and benefits available to persons lawfully married in the state of New York. At least one group, however, has raised questions regarding recognition of same sex marriages in governmental contexts outside of the authority of the Executive branch.<sup>9</sup> While it appears that state courts are tending to apply the *Martinez* rule in such situations, thereby recognizing such same sex marriages, the Committee recognizes that this is a rapidly changing area of law and will monitor relevant legal developments.

**IV. Legislation under Consideration**

The legislation under consideration would require the City Clerk to prominently post the following information on the section(s) of the City Clerk’s website, or any successor website maintained by or on behalf of the City Clerk or a successor officer, relating to marriage, domestic partnerships or other similar subjects: (i) a list of all domestic and international jurisdictions that perform same sex marriages that would be recognized as valid marriages by the state of New York under current laws, rules and regulations; and (ii) the following text: “Lawfully married individuals, including individuals in same sex marriages, are entitled to more New York State rights and benefits than those registered as domestic partners

here in New York City. If an individual lawfully enters into a same sex marriage in a jurisdiction outside New York, they are entitled to most of the New York State rights and benefits available to people lawfully married in New York. If you are considering entering into a marriage in one of the jurisdictions listed above, it is recommended that you contact that jurisdiction beforehand in order to learn about any applicable marriage requirements or restrictions.”

Additionally, such information would be prominently displayed and distributed free of charge in hard copy at the Marriage Bureau in the City Clerk’s office.

Such information, while already publicly available elsewhere, could prove helpful to individuals considering a domestic partnership registration.

The legislation would become effective thirty days following its enactment.

**V. Testimony**

On June 16, 2010, the Committee heard testimony on the merits of the proposed legislation from the City Clerk as well as several advocates and members of the public. All testified in favor of the bill and urged the Committee to pass the legislation. The City Clerk stated that he was unable to foresee any operational difficulties in implementing the proposed legislation.

<sup>1</sup> About the City Clerk, Website of the Office of the City Clerk, www.cityclerk.nyc.gov.

<sup>2</sup> 50 A.D.3d 189; 850 N.Y.S.2d 740.

<sup>3</sup> Id.

<sup>4</sup> Id.

<sup>5</sup> Memo from David Nocenti to state agencies on same sex marriage recognition, May 14, 2008.

<sup>6</sup> 2009 NY Slip Op 283.

<sup>7</sup> *Hernandez v. Robles*, 7 NY3d 338, 357, 855 N.E.2d 1, (2006) (finding that though New York law prohibited the marriage of same sex couples, such a prohibition did not violate the due process and equal protection clauses of the New York constitution and that the statutory definition of marriage to exclude same-sex couples was not irrationally under inclusive or over inclusive).

<sup>8</sup> See *Matter of May*, 305 NY at 492, 1953 (finding that, in New York, the legality of a marriage is determined by the law of the place where the marriage is solemnized); *Van Voorhis v Brintmell*, 86 NY at 33, 1881 (finding that express legislation is required if a citizen is to be held bound by the laws of his state for acts performed by him outside its limits).

<sup>9</sup> Getting Married Out of State, Empire State Pride Agenda (2009).

Accordingly, this Committee recommends its adoption, as amended.

**(The following is the text of Int. No. 260-A:)**

## Int. No. 260-A

By The Speaker (Council Member Quinn) and Council Members Brewer, Comrie, Dromm, Fidler, James, Koslowitz, Lander, Lappin, Palma, Van Bramer, Mark-Viverito, Jackson, Garodnick, Mendez, Nelson, Koppell, Reyna, Eugene and Gennaro.

**A Local Law to amend the administrative code of the city of New York, in relation to requiring the City Clerk to provide the public with certain information regarding same sex marriages.**

Be it enacted by the Council as follows:

Section 1. Chapter 2 of title 3 of the administrative code of the city of New York is amended by adding a new section 3-207.1 to read as follows:

§3-207.1 **Marriage notification.** a. The city clerk shall prominently post the following information on the section(s) of the city clerk’s website, or any successor website maintained by or on behalf of the city clerk or a successor officer, relating to marriage, domestic partnerships or other similar subjects: (i) a list of all domestic and international jurisdictions that perform same sex marriages; and (ii) the following text: “Lawfully married individuals, including individuals in same sex marriages, are entitled to more New York State rights and benefits than those registered as domestic partners here in New York City. If an individual lawfully enters into a same sex marriage in a jurisdiction outside New York, they are entitled to most of the New York State rights and benefits available to people lawfully married in New York. If you are considering entering into a marriage in one of the jurisdictions listed above, it is recommended that you contact that jurisdiction beforehand in order to learn about any applicable marriage requirements or restrictions.”

b. All information required to be made available on the internet pursuant to this local law shall also be prominently displayed and distributed free of charge in hard copy at the marriage bureau in the city clerk’s office.

c. The obligations of the city clerk under this section shall be continuing and the city clerk shall make all reasonable efforts to ensure that all information provided pursuant to this section is accurate and current and shall update such information as appropriate.

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

GALE A. BREWER, Chairperson; ERIK MARTIN DILAN, INEZ E. DICKENS, Committee on Governmental Operations, June 25, 2010.

Laid Over by the Council.

**Reports of the Committee on Land Use**

Report for L.U. No. 116

**Report of the Committee on Land Use in favor of approving Application no. 20105441 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of BHRC Corp. d/b/a Café Buon Gusto, to establish maintain and operate an unenclosed sidewalk café located at 151 Montague Street, Borough of Brooklyn, Council District no. 33.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2160), respectfully

**REPORTS:**

**SUBJECT**

**BROOKLYN CB - 2**

**20105441 TCK**

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of BHRC Corp., d/b/a Café Buon Gusto, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 151 Montague Street.

**INTENT**

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

*Report Summary*

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 17, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve the Petition.

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

Res. No. 344

**Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 151 Montague Street, Borough of Brooklyn (20105441 TCK; L.U. No. 116).**

By Council Members Comrie and Weprin.

**WHEREAS**, the Department of Consumer Affairs filed with the Council on May 28, 2010 its approval dated May 28, 2010 of the petition of BHRC Corp., d/b/a Café Buon Gusto, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 151 Montague Street, Community District 2, Borough of Brooklyn (the "Petition"), pursuant to Section 20-226 of the New York City Administrative Code (the "Administrative Code");

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

**WHEREAS**, upon due notice, the Council held a public hearing on the Petition on June 15, 2010; and

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

**RESOLVED:**

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

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 117

**Report of the Committee on Land Use in favor of approving Application no. 20105393 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Cieli Partners LP d/b/a Trattoria Dell'Arte, to establish maintain and operate an unenclosed sidewalk café located at 900 Seventh Avenue, Borough of Manhattan, Council District no. 3.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2160), respectfully

**REPORTS:**

**SUBJECT**

**MANHATTAN CB - 5**

**20105393 TCM**

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Cieli Partners, L.P., d/b/a Trattoria Dell'Arte, for a revocable consent to establish, maintain and operate an unenclosed small sidewalk café located at 900 Seventh Avenue.

**INTENT**

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

*Report Summary*

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 17, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve the Petition.

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

Res. No. 345

**Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 900 Seventh Avenue, Borough of Manhattan (20105393 TCM; L.U. No. 117).**

By Council Members Comrie and Weprin.

**WHEREAS**, the Department of Consumer Affairs filed with the Council on May 28, 2010 its approval dated May 28, 2010 of the petition of Cieli Partners, L.P., d/b/a Trattoria Dell'Arte, for a revocable consent to establish, maintain and operate an unenclosed small sidewalk café located at 900 Seventh Avenue, Community District 5, Borough of Manhattan (the "Petition"), pursuant to Section 20-226 of the New York City Administrative Code (the "Administrative Code");

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

**WHEREAS**, upon due notice, the Council held a public hearing on the Petition on June 15, 2010; and

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

**RESOLVED:**

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

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 118

**Report of the Committee on Land Use in favor of approving Application no. 20105514 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Vida Mexicana d/b/a Papisito, to establish maintain and operate an unenclosed sidewalk café located at 223 Dyckman Street, Borough of Manhattan, Council District no. 7.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2161), respectfully

**REPORTS:**

**SUBJECT**

**MANHATTAN CB - 12**

**20105514 TCM**

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Vida Mexicana, Inc., d/b/a Papisito, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 223 Dyckman Street.

**INTENT**

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

Report Summary

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 17, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve the Petition.

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

Res. No. 346

**Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 223 Dyckman Street, Borough of Manhattan (20105514 TCM; L.U. No. 118).**

By Council Members Comrie and Weprin.

**WHEREAS**, the Department of Consumer Affairs filed with the Council on May 28, 2010 its approval dated May 28, 2010 of the petition of Vida Mexicana, Inc., d/b/a Papisito, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 223 Dyckman Street, Community District 12, Borough of Manhattan (the "Petition"), pursuant to Section 20-226 of the New York City Administrative Code (the "Administrative Code");

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

**WHEREAS**, upon due notice, the Council held a public hearing on the Petition on June 15, 2010; and

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

**RESOLVED:**

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

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 119

**Report of the Committee on Land Use in favor of approving Application no. 20105495 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Bar Giacosa Corp. d/b/a Bar Pitti, to establish maintain and operate an unenclosed sidewalk café located at 268 Sixth Avenue, Borough of Manhattan, Council District no. 3.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2161), respectfully

**REPORTS:**

**SUBJECT**

**MANHATTAN CB - 2**

**20105495 TCM**

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Bar Giacosa Corp., d/b/a Bar Pitti, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 268 Sixth Avenue.

**INTENT**

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

Report Summary**COMMITTEE RECOMMENDATION AND ACTION****DATE:** June 17, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve the Petition.

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

Res. No. 347

**Resolution approving the petition for a revocable consent for an unenclosed sidewalk café located at 268 Sixth Avenue, Borough of Manhattan (20105495 TCM; L.U. No. 119).**

By Council Members Comrie and Weprin.

**WHEREAS**, the Department of Consumer Affairs filed with the Council on May 28, 2010 its approval dated May 28, 2010 of the petition of Bar Giacosa Corp., d/b/a Bar Pitti, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 268 Sixth Avenue, Community District 2, Borough of Manhattan (the "Petition"), pursuant to Section 20-226 of the New York City Administrative Code (the "Administrative Code");

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

**WHEREAS**, upon due notice, the Council held a public hearing on the Petition on June 15, 2010; and

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

**RESOLVED:**

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

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 120

**Report of the Committee on Land Use in favor of approving Application no. C 090143 ZMX submitted by 625 Fordham, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 3c, changing from a C8-1 District to an R6 District and establishing within an existing and proposed R6 District a C2-4 District.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2162), respectfully

**REPORTS:****SUBJECT****BRONX CB - 6****C 090143 ZMX**

City Planning Commission decision approving an application submitted by 625 Fordham, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 3c:

1. changing from a C8-1 District to an R6 District property bounded by Hughes Avenue, a line 100 feet northeasterly of East Fordham Road, Belmont Avenue and East Fordham Road;
2. establishing within an existing and proposed R6 District a C2-4 District bounded by Hughes Avenue, a line perpendicular to the northwesterly street line of Belmont Avenue distant 100 feet northeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of East Fordham Road and the northwesterly street line of Belmont Avenue, Belmont Avenue and East Fordham Road.

as shown in a diagram (for illustrative purposes only) dated January 4, 2010, and subject to the conditions of CEQR Declaration E-244.

**INTENT**

To rezone a portion of East Fordham Road in the Bronx.

Report Summary**COMMITTEE RECOMMENDATION AND ACTION****DATE:** June 17, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve the decision of the City Planning Commission.

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

Res. No. 348

**Resolution approving the decision of the City Planning Commission on ULURP No. C 090143 ZMX, a Zoning Map amendment (L.U. No. 120).**

By Council Members Comrie and Weprin.

**WHEREAS**, the City Planning Commission filed with the Council on May 28, 2010 its decision dated May 26, 2010 (the "Decision"), on the application submitted by 625 Fordham, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map to rezone the north side of East Fordham Road, between Hughes Avenue and Belmont Avenue, from a C8-1 District to an R6 District with a C2-4 overlay, to facilitate the development of a proposed 13-story mixed-use building in Community District 6 (ULURP No. C 090143 ZMX) (the "Application");

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

**WHEREAS**, upon due notice, the Council held a public hearing on the Decision and Application on June 15, 2010;

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

**WHEREAS**, the Council has considered the relevant environmental issues and the Negative Declaration, issued on January 4, 2010, which includes an (E) designation (E-244) for noise to be placed on Block 3273, Lot 225 (CEQR No. 08DCP067X);

**RESOLVED:**

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

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and

consideration described in this report, C 090143 ZMX, incorporated by reference herein, the Council approves the Decision.

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

1. changing from a C8-1 District to an R6 District property bounded by Hughes Avenue, a line 100 feet northeasterly of East Fordham Road, Belmont Avenue and East Fordham Road;
2. establishing within an existing and proposed R6 District a C2-4 District bounded by Hughes Avenue, a line perpendicular to the northwesterly street line of Belmont Avenue distant 100 feet northeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of East Fordham Road and the northwesterly street line of Belmont Avenue, Belmont Avenue and East Fordham Road;

as shown in a diagram (for illustrative purposes only) dated January 4, 2010, and subject to the conditions of CEQR Declaration E-244, Community District 6, Borough of the Bronx.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 121

**Report of the Committee on Land Use in favor of approving Application no. N 100217 ZRM submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, relating to Article IX, Chapter 3 and Article XII, Chapter 1, Borough of Manhattan, Community District 4.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2162), respectfully

**REPORTS:**

**SUBJECT**

**MANHATTAN CB - 4**

**N 100217 ZRM**

City Planning Commission decision approving an application submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, relating to Article IX, Chapter 3 (Special Hudson Yards District) and Article XII, Chapter 1 (Special Garment Center District).

**INTENT**

To correct and clarify requirements regarding street walls in the Special Garment Center District and the Special Hudson Yards District.

*Report Summary*

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 17, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve the decision of the City Planning Commission.

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

Res. No. 349

**Resolution approving the decision of the City Planning Commission on Application No. N 100217 ZRM, for an amendment of the Zoning Resolution of the City of New York, relating to Article IX, Chapter 3 (Special Hudson Yards District) and Article XII, Chapter 1 (Special Garment Center District), Borough of Manhattan (L.U. No. 121).**

By Council Members Comrie and Weprin.

**WHEREAS**, the City Planning Commission filed with the Council on May 28, 2010 its decision dated May 26, 2010 (the "Decision"), pursuant to Section 201 of the New York City Charter, regarding an application submitted by the New York City Department of City Planning, for an amendment of the Zoning Resolution of the City of New York, concerning Article IX, Chapter 3 (Special Hudson Yards District) and Article XII, Chapter 1 (Special Garment Center District) in Community District 4 (Application No. N 100217 ZRM), Borough of Manhattan (the "Application");

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

**WHEREAS**, upon due notice, the Council held a public hearing on the Decision and Application on June 15, 2010;

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

**WHEREAS**, the Council has considered the relevant environmental issues and the Negative Declaration, issued on January 25, 2010 (CEQR No. 10DCP022M);

**RESOLVED:**

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

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, N 100217 ZRM, incorporated by reference herein, the Council approves the Decision.

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

- Matter in underline is new, to be added;
- Matter in ~~strikeout~~ is old, to be deleted;
- Matter within # # is defined in Section 12-10;
- \* \* \* indicates where unchanged text appears in the Zoning Resolution

Article IX - Special Purpose Districts

Chapter 3  
Special Hudson Yards District

\* \* \*

93-50  
SPECIAL HEIGHT AND SETBACK REGULATIONS

In Subdistricts A, B and C, and Subareas D1, D2 and D3 of the Hell's Kitchen Subdistrict D, and Subdistrict E, the height and setback regulations set forth in paragraphs (a) through (d) of Section 93-42 (Height and Setback in Subdistricts A, B, C, D, E and F) shall apply, except that such regulations are modified in certain locations as set forth in this Section. Such modifications include the establishment of #street wall# location regulations, and minimum and maximum base heights, as shown on Map 3 (Mandatory Street Wall Requirements) of Appendix A. Such modifications also include depths of required setbacks, maximum length of building walls for towers, and tower #lot coverage#. Special provisions for recesses and sidewalk widenings are as follows:

- (a) Recesses

Where #street walls# are required to be located on #street lines# or sidewalk widening lines, ground floor recesses up to three feet deep shall be permitted for access to building entrances, and deeper recesses shall be permitted only where necessary to comply with the pedestrian circulation space provisions of Section 93-63. Above a height of 60 feet for #buildings# fronting upon 34th Street in Subdistrict C or above a height of 50 feet for #buildings# fronting upon Tenth Avenue in Subdistrict C and Subdistrict D, and up to any specified minimum base height, recesses are permitted provided that the aggregate length of such recesses does not exceed 30 percent of the length of the required #street wall# at any level, and the depth of such recesses does not exceed five feet. No limitations on recesses shall apply above any specified minimum base height or to any portion of a #zoning lot# where #street walls# are not required.

Where #street walls# are required to extend along the entire #street# frontage of a #zoning lot#, no recesses shall be permitted within 20 feet of an adjacent #building#, or within 30 feet of the intersection of two #street lines#, except where corner articulation rules apply.

\* \* \*

93-53

Special Height and Setback Regulations in the 34<sup>th</sup> Street Corridor Subdistrict C

(a) 34<sup>th</sup> Street

For #zoning lots# with frontage on 34<sup>th</sup> Street, the #street wall# of any #development# or #enlargement# shall be located on and extend along the entire West 34<sup>th</sup> Street #street line#, except that to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#. Such #street walls# shall rise without setback to a minimum base height of 120 feet and a maximum base height of 150 feet. For #corner lots#, these provisions shall also apply along any intersecting #street line# for a minimum distance of 50 feet and a maximum distance of 100 feet from its intersection with West 34<sup>th</sup> Street. Above a height of 150 feet, the setback provisions of paragraph (b) of Section 93-42 shall apply.

(b) Tenth Avenue

For #zoning lots# with frontage on Tenth Avenue, the provisions of paragraph (a) of Section 93-541 shall apply.

(c) Midblocks between Eighth Avenue and Ninth Avenue

For #zoning lots# with frontage on West 33<sup>rd</sup> Street or West 35<sup>th</sup> Street beyond 100 feet of Eighth Avenue and Ninth Avenue, the #street wall# of any #development# or #enlargement# shall be located on and extend along the entire West 33<sup>rd</sup> Street or West 35<sup>th</sup> Street frontage of the #zoning lot# not occupied by existing buildings to remain. Such #street wall# shall rise without setback to a minimum base height of 80 feet and a maximum base height of 90 feet. However, if the height of an adjacent #street wall# fronting on the same #street line# is higher than 90 feet before setback, the #street wall# of the new or #enlarged building# may rise without setback to the height of such adjacent #street wall#, up to a maximum height of 120 feet. Above a height of 90 feet or the height of the adjacent #street wall# if higher than 90 feet, the setback provisions of paragraph (b) of Section 93-42 shall apply. The #street wall# of any #development# or #enlargement# may rise to a height less than 80 feet provided that no #building# on the #zoning lot# exceeds such height.

93-55

Special Height and Setback Regulations in the South of Port Authority Subdistrict E

(a) Zoning lots with Eighth Avenue frontage

In the South of Port Authority Subdistrict E, for any #development# or #enlargement# on a #zoning lot# fronting on Eighth Avenue, the #street wall# of such #development# or #enlargement# shall be located on the Eighth Avenue sidewalk widening line and extend along the entire #street# frontage of the #zoning lot#. Such #street wall# shall rise without setback to a minimum height of 90 feet or the height of the #building#, whichever is less, and a maximum height of 120 feet. Above a height of 90 feet, no portion of the #development# or #enlargement# shall penetrate a #sky exposure plane# that begins at a height of 120 feet

above the Eighth Avenue sidewalk widening line and #street lines# of West 39th Street and West 40th Street, as applicable, and rises over the #zoning lot# at a slope of four feet of vertical distance, for each foot of horizontal distance, except as provided below:

For #zoning lots# with frontage on Eighth Avenue, the #street wall# of a #development# or #enlargement# shall be located on the Eighth Avenue sidewalk widening line and, where applicable, on the West 39<sup>th</sup> Street and West 40<sup>th</sup> Street #street lines#, and extend along the entire #street# frontage of the #zoning lot#. Such #street walls# shall rise without setback to a minimum height of 90 feet and a maximum height of 120 feet. The #street wall# of any #development# or #enlargement# may rise to a height less than 90 feet provided that no #building# on the #zoning lot# exceeds such height.

Above a height of 120 feet, no portion of the #development# or #enlargement# shall penetrate a #sky exposure plane# that begins at a height of 120 feet above the Eighth Avenue sidewalk widening line and #street lines# of West 39th Street and West 40th Street, as applicable, and rises over the #zoning lot# at a slope of four feet of vertical distance, for each foot of horizontal distance, except as provided below:

~~(a)~~(1) any portion of the #building or other structure developed# or #enlarged# pursuant to the tower regulations of Sections 33-45 or 35-63, as applicable, may penetrate the #sky exposure plane#;

~~(b)~~(2) permitted obstructions, as listed in paragraph (a) of Section 93-41, may penetrate the #sky exposure plane#. In addition, a dormer, as listed in paragraph (c) of Section 23-62, may penetrate the #sky exposure plane#.

(b) Zoning lots without Eighth Avenue frontage

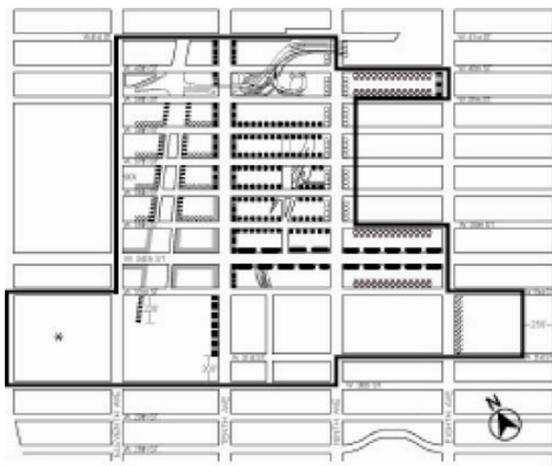
For #zoning lots# without frontage on Eighth Avenue, the #street wall# of a #development# or #enlargement# shall be located on the #street line# and extend along the entire #street# frontage of the #zoning lot# not occupied by existing #buildings# to remain. Such #street walls# shall rise without setback to a minimum base height of 80 feet and a maximum base height of 90 feet. However, if the height of an adjacent #street wall# fronting on the same #street line# is higher than 90 feet before setback, the #street wall# of the new or #enlarged building# may rise without setback to the height of such adjacent #street wall#, up to a maximum height of 120 feet. Above a height of 90 feet or the height of the adjacent #street wall# if higher than 90 feet, the setback provisions of paragraph (b) of Section 93-42 shall apply. The #street wall# of any #development# or #enlargement# may rise to a height less than 80 feet provided that no #building# on the #zoning lot# exceeds such height.

\* \* \*

Appendix A

\* \* \*

Map 3: Mandatory Street Wall Requirements



Special Hudson Yards District

	Minimum Base Height	Maximum Base Height	Percentage of zoning lot street frontage that must be occupied by a street wall
-----	60'	85'	100%
.....	60'	85'	None
-----	60'	120'	50%
-----	80'	90'	100%
-----	90'	120'	70%
-----	60'	150'	70%
-----	90'	120'	100%
-----	90'	150'	100%
-----	90'	150'	70%
-----	90'	150'	35%
-----	120'	150'	100%

\*For Street Wall requirements of Subdistrict F See Map 9

Article XII - Special Purpose Districts

Chapter 1  
Special Garment Center District

\* \* \*

121-30  
SPECIAL BULK REGULATIONS WITHIN PRESERVATION AREA P-2

\* \* \*

121-32  
Height of Street Walls and Maximum Building Height

The #street wall# of any #development# or #enlargement# shall be located on the #street line# and extend along the entire #street# frontage of the #zoning lot# not occupied by existing #buildings# to remain. On a #zoning lot# with frontage of at least 200 feet, up to 20 percent of the #aggregate width of the street wall#, for a maximum width of 50 feet, may be recessed to a maximum depth of 15 feet from the #street line#, provided the recessed area is located a minimum of 20 feet from an adjacent #building# and that a minimum of 60 percent of such area be planted with any combination of grass, ground cover, shrubs, trees or other living plant material. Such #street wall# shall rise without setback to a maximum height of 90 feet or the height of the #building#, whichever is less. However, if the height of an adjacent #street wall# fronting on the same #street line# is higher than 90 feet before setback, the #street wall# of the new or #enlarged building# may rise without setback to the height of such adjacent #street wall#, up to a maximum height of 120 feet. Above a height of 90 feet or the height of the adjacent #street wall# if higher than 90 feet, no portion of the #development# or #enlargement# shall penetrate a #sky exposure plane# that begins at a height of 90 feet above the #street line# or the height of the adjacent #street wall# if higher than 90 feet and rises over the #zoning lot# at a slope of four feet of vertical distance for each foot of horizontal distance to a maximum height limit of 250 feet, except as provided below:

- (a) any portion of the #building or other structure developed# or #enlarged# pursuant to the tower regulations of Sections 33-45 or 35-63, as applicable, may penetrate the #sky exposure plane#, provided no portion of such #building or other structure# exceeds the height limit of 250 feet; and
- (b) permitted obstructions, as listed in paragraph (a) of Section 93-41, may penetrate the #sky exposure plane# and the height limit of 250 feet. In addition, a dormer, as listed in paragraph (c) of Section 23-62, may penetrate the #sky exposure plane#.

(a) Height of #street walls#

The #street wall# of any #development# or #enlargement# shall be located on the #street line# and extend along the entire #street# frontage of the #zoning lot# not occupied by existing #buildings# to remain. Such #street wall# shall rise without setback to a minimum base height of 80 feet and a maximum base height of 90 feet. However, if the height of an adjacent #street wall# fronting on the same #street line# is higher than 90 feet before setback, the #street wall# of the new or #enlarged building# may rise without setback to the height of such adjacent #street wall#, up to a maximum height of 120 feet.

For #zoning lots# or portions thereof, with #street# frontage of 25 feet or less existing on (the date of amendment), a minimum base height lower than 80 feet shall be permitted along such #street# frontage in accordance with the following provisions:

- (1) where the height of an adjacent #street wall# fronting on the same #street line# is at least 60 feet and less than 80 feet, the #street wall# of the new or #enlarged building# may rise without setback to the height of such adjacent #street wall#; or
- (2) where the height of an adjacent #street wall# fronting on the same #street line# is less than 60 feet, the #street wall# of the new or #enlarged building# may rise without setback to a minimum #street wall# height of 60 feet.

The #street wall# of any #development# or #enlargement# may rise to a height less than the minimum base height required pursuant to this paragraph, (a), provided that no #building# on the #zoning lot# exceeds such height.

(b) Maximum #building# height

Above a height of 90 feet or the height of the adjacent #street wall# if higher than 90 feet, no portion of the #development# or #enlargement# shall penetrate a #sky exposure plane# that begins at a height of 90 feet above the #street line#, or the height of the adjacent #street wall# if higher than 90 feet, and rises over the #zoning lot# at a slope of four feet of vertical distance for each foot of horizontal distance to a maximum height limit of 250 feet, except as provided below:

- (1) any portion of the #building or other structure developed# or #enlarged# pursuant to the tower regulations of Sections 33-45 or 35-63, as applicable, may penetrate the #sky exposure plane#, provided no portion of such #building or other structure# exceeds the height limit of 250 feet; and
- (2) permitted obstructions, as listed in paragraph (a) of Section 93-41, may penetrate the #sky exposure plane# and the height limit of 250 feet. In addition, a dormer, as listed in paragraph (c) of Section 23-62, may penetrate the #sky exposure plane#.

On a #zoning lot# with frontage of at least 200 feet along at least one #street#, up to 20 percent of the #aggregate width of the street wall# facing such #street#, for a maximum width of 50 feet, may be recessed to a maximum depth of 15 feet from the #street line#, provided the recessed area is located a minimum of 20 feet from an adjacent #building# and that a minimum of 60 percent of such area be planted with any combination of grass, ground cover, shrubs, trees or other living plant material.

\* \* \*

APPENDIX A  
Special Garment Center District Plan



be furnished with written notice of a commitment from the appropriate funding agency for the provision of such #public funding#.

The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 123

**Report of the Committee on Land Use in favor of approving Application no. 20105519 HKM (N 100279 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No.427, LP-2354) by the Landmarks Preservation Commission of the Germania Fire Insurance Company Bowery Building, located at 357 Bowery (Block 459, Lot 7), as a historic landmark, Council District no.2.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2163), respectfully

**REPORTS:**

**SUBJECT**

**MANHATTAN CB - 3                      20105519 HKM (N 100279 HKM)**

Designation by the Landmarks Preservation Commission (List No. 427/LP-2354) pursuant to Section 3020 of the New York City Charter regarding the landmark designation of the Germania Fire Insurance Company Bowery Building, located at 357 Bowery (Block 459, Lot 7), as an historic landmark.

Report Summary

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 17, 2010

The Committee recommends that the Council approve the attached resolution and thereby affirm the designation.

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

Res. No. 351

**Resolution affirming the designation by the Landmarks Preservation Commission of the Germania Fire Insurance Company Bowery Building located at 357 Bowery (Tax Map Block 459, Lot 7), Borough of Manhattan, Designation List No. 427, LP-2354; L.U. No. 123; 20105519 HKM (N 100279 HKM).**

By Council Members Comrie and Lander.

**WHEREAS**, the Landmarks Preservation Commission filed with the Council on April 1, 2010 a copy of its designation dated March 23, 2010 (the "Designation"), of the Germania Fire Insurance Company Bowery Building, located at 357 Bowery, Community District 3, Borough of Manhattan, as a landmark and Tax Map Block 459, Lot 7, as its landmark site pursuant to Section 3020 of the New York City Charter;

**WHEREAS**, the Designation is subject to review by the Council pursuant to Section 3020 of the City Charter;

**WHEREAS**, the City Planning Commission submitted to the Council on May 28, 2010 its report on the Designation dated May 26, 2010 (the "Report");

**WHEREAS**, upon due notice, the Council held a public hearing on the Designation on June 15, 2010; and

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

**RESOLVED:**

Pursuant to Section 3020 of the City Charter, and on the basis of the information and materials contained in the Designation and the Report, the Council affirms the Designation.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 124

**Report of the Committee on Land Use in favor of approving Application no. 20105402 SCQ, a proposed site for a new, approximately 600 seat Primary School Facility, to be located at 55-20 Metropolitan Avenue (Block 3365, Lot 27), Council District No. 30, Borough of Queens. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2163), respectfully

**REPORTS:**

**SUBJECT**

**QUEENS CB - 5    20105402 SCQ**

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 600-Seat Primary School Facility, to be located at 55-20 Metropolitan Avenue (Block 3365, Lot 27), Borough of Queens, Community School District No. 24.

**INTENT**

To construct a new, approximately 600-seat school facility in the Ridgewood section of Queens to accommodate students from pre-kindergarten through grade five in Community School District 24.

Report Summary

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 17, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve the Site Plan.

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

Res. No. 352

**Resolution approving the site plan for a new, approximately 600-Seat Primary School Facility to be located at 55-20 Metropolitan Avenue (Tax Block 3365, Tax Lot 27), Borough of Queens (Non-ULURP No. 20105402 SCQ; L.U. No. 124).**

By Council Members Comrie and Lander.

**WHEREAS**, the New York City School Construction Authority submitted to the Council on June 11, 2010, a site plan dated June 11, 2010, pursuant to Section 1732 of the New York State Public Authorities Law for a new, approximately 600-Seat Primary School Facility, known as P.S. 290, Queens, to be located at 55-20 Metropolitan Avenue (Tax Block 3365, Tax Lot 27), Community Board No. 5, Borough of Queens, Community School District No. 24 (the "Site Plan");

**WHEREAS**, the Site Plan is subject to review and action by the Council pursuant to Section 1732 of the New York State Public Authorities Law;

**WHEREAS**, upon due notice, the Council held a public hearing on the Site Plan on June 15, 2010;

**WHEREAS**, the Council has considered the relevant environmental issues and the Negative Declaration issued on June 7, 2010 (SEQR Project Number 10-008); and

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

**RESOLVED:**

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

Pursuant to Section 1732 of the Public Authorities Law, the Council approves the Site Plan.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 125

**Report of the Committee on Land Use in favor of approving Application no. 20105362 SCQ, a proposed site for a new, approximately 380 seat Primary School Facility, to be located at 110-02 to 110-20 Northern Boulevard (Block 1725, Lot 1, 3, 4, 7, 8, 11, 12, and 13), Council District No. 21, Borough of Queens. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2163), respectfully

**REPORTS:**

**SUBJECT**

**QUEENS CB - 3**

**20105362 SCQ**

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 380-Seat Primary School Facility, to be located at 110-02 to 110-20 Northern

Boulevard (Block 1725, Lot 1, 3, 4, 7, 8 and 11-13), Borough of Queens, Community School District No. 24.

**INTENT**

To construct a new primary school facility with approximately 380 seats to serve children from pre-kindergarten through fifth grade.

**Report Summary**

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 17, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve the Site Plan.

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

Res. No. 353

**Resolution approving the site plan for a new, approximately 380-Seat Primary School Facility to be located at 110-02 to 110-20 Northern Boulevard (Tax Block 1725, Tax Lots 1, 3, 4, 7, 8, 11, 12, 13, and 56), Borough of Queens (Non-ULURP No. 20105362 SCQ; L.U. No. 125).**

By Council Members Comrie and Lander.

**WHEREAS**, the New York City School Construction Authority submitted to the Council on June 11, 2010, a site plan dated June 11, 2010, pursuant to Section 1732 of the New York State Public Authorities Law for a new, approximately 380-Seat Primary School Facility, known as P.S. 287, Queens, to be located at 110-02 to 110-20 Northern Boulevard (Tax Block 1725, Tax Lots 1, 3, 4, 7, 8, 11, 12, 13, and 56), Community Board No. 3, Borough of Queens, Community School District No. 24 (the "Site Plan");

**WHEREAS**, the Site Plan is subject to review and action by the Council pursuant to Section 1732 of the New York State Public Authorities Law;

**WHEREAS**, upon due notice, the Council held a public hearing on the Site Plan on June 15, 2010;

**WHEREAS**, the Council has considered the relevant environmental issues and the Negative Declaration issued on June 7, 2010 (SEQR Project Number 10-007); and

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

**RESOLVED:**

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

Pursuant to Section 1732 of the Public Authorities Law, the Council approves the Site Plan.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 126

**Report of the Committee on Land Use in favor of approving Application no. 20105483 SCQ, a proposed site for a new, approximately 1,100 seat Intermediate/High School Facility, on the block bounded by 2<sup>nd</sup> Street and mapped but as yet unbuilt rights of way for 51<sup>st</sup> Ave., Center Boulevard and Borden Avenue, Council District No. 26, Borough of Queens. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2164), respectfully

**REPORTS:**

**SUBJECT**

**QUEENS CB - 2**

**20105483 SCQ**

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 1,100-Seat Intermediate/High School Facility, to be located at 1-50 51<sup>st</sup> Avenue known as Parcel B in the Special Southern Hunters Point District (Block 6, Part of Lot 1), Borough of Queens, Community School District No. 30.

**INTENT**

To construct a new, approximately 1,100 seat intermediate/high school facility known as I.S./H.S. 404.

*Report Summary*

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 17, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve the Site Plan.

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

Res. No. 354

**Resolution approving the site plan for a new, approximately 1,100-Seat Intermediate/High School Facility (I.S./H.S. 404), to be located at 1-50 51<sup>st</sup> Avenue, portion of Parcel B, in the Special Southern Hunters Point District (Tax Block 6, Part of Tax Lot 1), Borough of Queens (Non-ULURP No. 20105483 SCQ; L.U. No. 126).**

By Council Members Comrie and Lander.

**WHEREAS**, the New York City School Construction Authority submitted to the Council on June 11, 2010, a site plan pursuant to Section 1732 of the New York State Public Authorities Law for a new, approximately 1,100-Seat Intermediate/High School Facility known as I.S./H.S. 404, Queens, to be located at 1-50 51<sup>st</sup> Avenue, portion of Parcel B, in the Special Southern Hunters Point District (Tax Block 6, Part of Tax Lot 1), Borough of Queens, Community Board No. 2, Community School District No. 30 (the "Site Plan");

**WHEREAS**, the Site Plan is subject to review and action by the Council pursuant to Section 1732 of the New York State Public Authorities Law;

**WHEREAS**, upon due notice, the Council held a public hearing on the Site Plan on June 15, 2010;

**WHEREAS**, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement ("FEIS") for which a Notice of Completion was issued on September 12, 2008 (CEQR Number 08DME006Q); and the Technical Memorandum dated January 20, 2010;

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

**RESOLVED:**

The Council finds that the action described herein will have no significant effect on the environment with the implementation of measures delineated to preclude significant adverse impacts within the FEIS.

Pursuant to Section 1732 of the Public Authorities Law, the Council approves the Site Plan.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 127

**Report of the Committee on Land Use in favor of approving Application no. 20105366 SCX, a proposed site for a new, approximately 390 seat Intermediate School Facility, to be located on the west side of West 167<sup>th</sup> Street between West 168<sup>th</sup> Street and Dr. Martin Luther King, Jr. Boulevard (Block 2527, Lot 32, portion), Council District No. 17, Borough of the Bronx. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2164), respectfully

**REPORTS:**

**SUBJECT**

**BRONX CB - 4**

**20105366 SCX**

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 390-Seat Intermediate School Facility, known as I.S. 285, Bronx; to be located at 1065 Dr. Martin Luther King, Jr. Boulevard (Block 2527, Part of Lot 32), Borough of Bronx, Community School District No. 9.

**INTENT**

To construct a new intermediate school facility with approximately 390 seats to serve children in the Highbridge neighborhood of the Bronx.

*Report Summary*

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 29, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve the Site Plan.

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

Res. No. 355

**Resolution approving the site plan for a new, approximately 390-Seat Intermediate School Facility to be located at 1065 Dr. Martin Luther King, Jr. Boulevard (Tax Block 2527, Part of Tax Lot 32), Borough of the Bronx (Non-ULURP No. 20105366 SCX; L.U. No. 127).**

By Council Members Comrie and Lander.

**WHEREAS**, the New York City School Construction Authority submitted to the Council on June 11, 2010, a site plan dated June 11, 2010, pursuant to Section 1732 of the New York State Public Authorities Law for a new, approximately 390-Seat Intermediate School Facility, known as I.S. 285, Bronx, to be located at 1065 Dr. Martin Luther King, Jr. Boulevard (Tax Block 2527, Part of Tax Lot 32), Community Board No. 4, Borough of the Bronx, Community School District No. 9 (the "Site Plan");

**WHEREAS**, the Site Plan is subject to review and action by the Council pursuant to Section 1732 of the New York State Public Authorities Law;

**WHEREAS**, upon due notice, the Council held a public hearing on the Site Plan on June 15, 2010;

**WHEREAS**, the Council has considered the relevant environmental issues and the Negative Declaration issued on June 4, 2010 (SEQR Project Number 10-006); and

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

**RESOLVED:**

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

Pursuant to Section 1732 of the Public Authorities Law, the Council approves the Site Plan.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 128

**Report of the Committee on Land Use in favor of approving Application no. 20105713 SCM, a proposed site for a new, approximately 630 seat replacement facility for P.S. 51, to be located on the north side of West 44<sup>th</sup> Street between Tenth and Eleventh Avenues (Block 1073, Lot 1, portion), Council District No. 3, Borough of Manhattan. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2164), respectfully

**REPORTS:**

**SUBJECT**

**MANHATTAN CB - 4  
SCM**

**20105713**

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 630-Seat Primary/Intermediate School Facility (P.S. 51 Replacement), to be located at 521-533 West 44<sup>th</sup> Street (Block 1073, Lot 1 in part), Borough of Manhattan, Community School District No. 2.

**INTENT**

To construct a new, approximately 630 seat primary/intermediate school facility as a replacement to P.S. 51.

Report Summary

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 17, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve the Site Plan.

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

Res. No. 356

**Resolution approving the site plan for a new, approximately 630-Seat Primary/Intermediate School Facility (P.S. 51 Replacement Facility-Manhattan) to be located at 521-533 West 44<sup>th</sup> Street (Block 1073, Lot 1 in part), Borough of Manhattan (Non-ULURP No. 20105713 SCM; L.U. No. 128).**

By Council Members Comrie and Lander.

**WHEREAS**, the New York City School Construction Authority submitted to the Council on June 11, 2010, a site plan pursuant to Section 1732 of the New York State Public Authorities Law for a new, approximately 630-Seat Primary/Intermediate School Facility, known as P.S.51 Replacement-Manhattan, to be located at 521-533 West 44<sup>th</sup> Street (Block 1073, Lot 1 in part), Borough of Manhattan, Community Board No. 4, Community School District No. 2 (the "Site Plan");

**WHEREAS**, the Site Plan is subject to review and action by the Council pursuant to Section 1732 of the New York State Public Authorities Law;

**WHEREAS**, upon due notice, the Council held a public hearing on the Site Plan on June 15, 2010;

**WHEREAS**, the Council has considered the relevant environmental issues and the Final Environmental Impact Statement ("FEIS") for which a Notice of Completion was issued on January 13, 2009 (CEQR Number 09HPD022M); and

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

**RESOLVED:**

The Council finds that the action described herein will have no significant effect on the environment with the implementation of measures delineated to preclude significant adverse impacts within the FEIS.

Pursuant to Section 1732 of the Public Authorities Law, the Council approves the Site Plan.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 129

**Report of the Committee on Land Use in favor of approving Application no. 20105590 SCM, a proposed site for a new, approximately 850 seat Intermediate/High School Facility, to be located on the south side of East 15<sup>th</sup> Street between Fifth Avenue and Union Square West (Block 842, Lot**

34), Council District No. 2, Borough of Manhattan. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2165), respectfully

**REPORTS:**

**SUBJECT**

**MANHATTAN CB - 5**

**20105590 SCM**

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 850-Seat Intermediate/High School Facility, to be located at 10 East 15<sup>th</sup> Street (Tax Block 842, Tax Lot 34), Borough of Manhattan, Community School District No. 2.

**INTENT**

To construct a new, approximately 850-seat intermediate/high School facility.

*Report Summary*

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 17, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve the Site Plan.

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

Res. No. 357

**Resolution approving the site plan for a new, approximately 850-Seat Intermediate/High School Facility to be located at 10 East 15<sup>th</sup> Street (Tax Block 842, Tax Lot 34), Borough of Manhattan (Non-ULURP No. 20105590 SCM; L.U. No. 129).**

By Council Members Comrie and Lander.

**WHEREAS**, the New York City School Construction Authority submitted to the Council on June 11, 2010, a site plan dated June 11, 2010, pursuant to Section 1732 of the New York State Public Authorities Law for a new, approximately 850-Seat Intermediate/High School Facility, to be located at 10 East 15<sup>th</sup> Street (Tax Block 842, Tax Lot 34), Community Board No. 5, Borough of Manhattan, Community School District No. 2 (the "Site Plan");

**WHEREAS**, the Site Plan is subject to review and action by the Council pursuant to Section 1732 of the New York State Public Authorities Law;

**WHEREAS**, upon due notice, the Council held a public hearing on the Site Plan on June 15, 2010;

**WHEREAS**, the Council has considered the relevant environmental issues and the Negative Declaration issued on June 9, 2010 (SEQR Project Number 10-010); and

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

**RESOLVED:**

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

Pursuant to Section 1732 of the Public Authorities Law, the Council approves the Site Plan.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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

Report for L.U. No. 130

**Report of the Committee on Land Use in favor of approving Uniform Land Use Review Procedure application no. C 100185 ZMK pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map Section Nos 12c and 12d, Borough of Brooklyn, Council District no. 33.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2165), respectfully

**REPORTS:**

**SUBJECT**

**BROOKLYN CB - 1**

**C 100185 ZMK**

City Planning Commission decision approving an application submitted by The Refinery LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 12c and 1 2d:

1. changing from an M3 -1 District to an R6 District property bounded by South 3<sup>rd</sup> Street, a line 100 feet northwesterly of Wythe Avenue, South 4<sup>th</sup> Street and Kent Avenue;
2. changing from an M3-1 District to an R8 District property bounded by the northwesterly centerline prolongation of South 1<sup>st</sup> Street, Kent Avenue, the northwesterly centerline prolongation of South 2<sup>nd</sup> Street, a line 235 feet northwesterly of Kent Avenue, the northwesterly centerline prolongation of South 3<sup>rd</sup> Street, Kent Avenue, South 5<sup>th</sup> Street and its northwesterly centerline prolongation, and the U.S. Pierhead Line;
3. changing from an M3-1 District to a C6-2 District property bound by:
  - a. Grand Street and its northwesterly centerline prolongation, Kent Avenue, the northwesterly centerline prolongation of South 1<sup>st</sup> Street, and the U.S. Pierhead Line; and
  - b. the northwesterly centerline prolongation of South 2<sup>nd</sup> Street, Kent Avenue, the northwesterly centerline prolongation of South 3<sup>rd</sup> Street, and a line 235 feet northwesterly of Kent Avenue;
4. establishing within a proposed R6 District a C2-4 District bounded by South 3<sup>rd</sup> Street, a line 100 feet northwesterly of Wythe Avenue, South 4<sup>th</sup> Street and Kent Avenue; and
5. establishing within a proposed R8 District a C2-4 District bounded by the northwesterly centerline prolongation of South 1<sup>st</sup> Street, Kent Avenue, the northwesterly centerline prolongation of South 2<sup>nd</sup> Street, a line 235 feet northwesterly of Kent Avenue, the northwesterly centerline prolongation of South 3<sup>rd</sup> Street, Kent Avenue, South 5<sup>th</sup> Street and its northwesterly centerline prolongation, and the U.S. Pierhead Line;

as shown on a diagram (for illustrative purposes only) dated January 4, 2010.

**INTENT**

To facilitate construction of a mixed-use development.

Report Summary**COMMITTEE RECOMMENDATION AND ACTION****DATE:** June 29, 2010

The Committee recommends that the Council approve the proposed resolution and thereby approve the decision of the City Planning Commission.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

Report for L.U. No. 131

**Report of the Committee on Land Use in favor of approving Zoning resolution amendment application no. N 100186 ZRK, pursuant to Sections 197-d and 200 of the New York City Charter, respecting changes in the text of the Zoning Resolution, relating to Sections 23-953, 62-35, 62-352, 52-83, and Appendix F (Inclusionary Housing Designated Areas), Borough of Brooklyn, Community Board 1.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2165), respectfully

**REPORTS:****SUBJECT****BROOKLYN CB - 1****N 100186 ZRK**

City Planning Commission decision approving an application submitted by Refinery LLC, Inc. pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Section 23-953 (Special floor area compensation provisions in specified areas), Section 62-35 (Special Bulk Regulations in Certain Areas Within Community District 1, Brooklyn), Section 62-352 (Inclusionary Housing), Section 52-83 (Non-Conforming Advertising Signs), and Appendix F (Inclusionary Housing Designated Areas) relating to the Inclusionary Housing Program and advertising signs on landmark buildings that are part of general large scale.

**INTENT**

To facilitate construction of a mixed-use development.

Report Summary**COMMITTEE RECOMMENDATION AND ACTION****DATE:** June 29, 2010

The Committee recommends that the Council approve the proposed resolution and thereby approve the decision of the City Planning Commission.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS,

VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

Report for L.U. No. 132

**Report of the Committee on Land Use in favor of approving Uniform land use review procedure application no. C 100187 ZSK, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Brooklyn, Council District no. 33 to facilitate a mixed use development.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2166), respectfully

**REPORTS:****SUBJECT****BROOKLYN CB - 1****C 100187 ZSK**

City Planning Commission decision approving an application submitted by The Refinery LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to the following sections of the Zoning Resolution as modified:

1. Section 74-743(a)(1) - to allow the distribution of floor area within the general large scale development without regard for zoning lot lines; and
2. Section 74-743(a)(2) - to modify the requirements of Section 23-532 (Required rear yard equivalents), 23-711 (Standard minimum distance between buildings), 23-852 (Inner court recesses), 23-863 (Minimum distance between legally required windows and any wall in an inner court), 62-332 (Rear yards and waterfront yards) and 62-341 (Developments on land and platforms),

to facilitate a mixed use development on property bounded by Grand Street and its northwesterly prolongation, Kent Avenue, South 3<sup>rd</sup> Street, a line 100 feet westerly of Wythe Avenue, South 4th Street, Kent Avenue, South 5<sup>th</sup> Street and its northwesterly prolongation, and the U.S. Pierhead Line (Block 2414, Lot 1 and Block 2428, Lot 1), in R6/C2-4, R8/C2-4 and C6-2 Districts, within a General Large-Scale Development.

**INTENT**

To facilitate construction of a mixed-use development.

Report Summary**COMMITTEE RECOMMENDATION AND ACTION****DATE:** June 29, 2010

The Committee recommends that the Council approve the proposed resolution and thereby approve the decision of the City Planning Commission as modified.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

Report for L.U. No. 133

**Report of the Committee on Land Use in favor of approving Uniform land use review procedure application no. C 100188 ZSK pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Brooklyn, Council District no. 33 to facilitate a mixed use development. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 9, 2010 (Minutes, page 2166), respectfully

**REPORTS:**

**SUBJECT**

**BROOKLYN CB - 1**

**C 100188 ZSK**

City Planning Commission decision approving an application submitted by The Refinery LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-744(b) of the Zoning Resolution to allow residential and non-residential uses to be arranged on the same floor of adjacent building segments without regard for the regulations set forth in Section 32-42 (Location within Buildings) to facilitate the construction of a mixed use development on property located at 264-350 & 31 7-329 Kent Avenue, (Block 2414, Lot 1 and Block 2428 Lot 1), in a general large-scale development, Borough of Brooklyn, Community District 1, as modified.

**INTENT**

To facilitate construction of a mixed-use development.

*Report Summary*

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 29, 2010

The Committee recommends that the Council proposed the attached resolution and thereby approve the decision of the City Planning Commission as modified.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

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

Report for L.U. No. 134

**Report of the Committee on Land Use in favor of approving Application no. 20105714 HAM, a request for approval of a voluntary dissolution, a termination of a prior tax exemption and a new tax exemption for property located on Block 2026/Lot 1, Borough of Manhattan, Council District no. 9. This matter is subject to Council Review and action pursuant to Article V of the Private Housing Law.**

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on June 29, 2010, respectfully

**REPORTS:**

**SUBJECT**

**MANHATTAN CB - 10**

**20105714 HAM**

Application submitted by the New York City Department of Housing Preservation and Development for Council approval, pursuant to the Private Housing Finance Law, for a voluntary dissolution, a termination of a prior tax exemption and a new tax exemption for property located on Block 2026/Lot 1, Borough of Manhattan, Council District No. 9.

**INTENT**

To facilitate the rehabilitation of a Project that will provide affordable housing.

*Report Summary*

**COMMITTEE RECOMMENDATION AND ACTION**

**DATE:** June 15, 2010

The Committee recommends that the Council approve the attached resolution and thereby approve termination of the prior exemption, approve the dissolution of the current owner and approve the new tax exemption.

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

Res. No. 358

**Resolution approving the termination of a tax exemption and a voluntary dissolution for a Project located at Block 2026, Lot 1, Borough of Manhattan, pursuant to the Private Housing Finance Law (Preconsidered L.U. No. 134; 20105714 HAM).**

By Council Members Comrie and Levin.

**WHEREAS**, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on May 24, 2010 its request dated May 17, 2010 that the Council takes the following actions regarding the following project (the "Project") located at Block 2026, Lot 1, Community District 10, Borough of Manhattan (the "Exemption Area"):

1. Approve, pursuant to Section 577 of the PHFL, an exemption of the Project from real property taxation.
2. Approve, pursuant to Section 125 of the PHFL, the termination of the partial tax exemption of the Exemption Area which termination shall become effective one day preceding the conveyance of the Exemption Area from the Current Owner to the New Owner.
3. Consent, pursuant to Section 123(4) of the PHFL, to the voluntary dissolution of the Current Owner.
4. If the conveyance of the Exemption Area from the Current Owner to the New Owner does not occur either (i) within one day following the termination of the Prior Exemption, or (ii) on the same day as the voluntary dissolution of the Current Owner, then all of the approvals and consents set forth above shall be null and void and both the obligations of the Current Owner to remain an Article V redevelopment company and the Prior Exemption shall be reinstated as though they had never been interrupted.

**WHEREAS**, upon due notice, the Council held a public hearing on the Project on June 15, 2010;

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

**RESOLVED:**

The Council approves the exemption of the Project from real property taxation pursuant to Section 577 of the PHFL as follows:

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

- (1) "Effective Date" shall mean the later of (i) the date of conveyance of the Exemption Area to the HDFC, and (ii) the earlier of the date that the New Owner enters into either the HPD Regulatory Agreement or the HDC Regulatory Agreement.
- (2) "Exemption Area" shall mean the real property located in the Borough of Manhattan, City and State of New York, identified as Block 2026, Lot 1, on the Tax Map of the City of New York.
- (3) "Expiration Date" shall mean the earlier to occur of (i) a date which is thirty-two (32) years from the Effective Date, (ii) the date of the expiration or termination of the HPD Regulatory Agreement, (iii) the date of the expiration or the termination of the HDC Regulatory Agreement, or (iv) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.
- (4) "HDFC" shall mean MZ Housing Development Fund Company, Inc.
- (5) "HDC" shall mean the New York City Housing Development Corporation.
- (6) "HDC Regulatory Agreement" shall mean the regulatory agreement between HDC and the New Owner providing that, for a term commencing upon the execution thereof and terminating 30 years after the completion of the rehabilitation of the Exemption Area, all dwelling units in the Exemption Area must, upon vacancy, be rented to families whose incomes do not exceed 60% of area median income.
- (7) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.
- (8) "HPD Regulatory Agreement" shall mean the regulatory agreement between HPD and the New Owner providing that, from the date of execution thereof until the Expiration Date, all dwelling units in the Exemption Area must, upon vacancy, be rented to families whose incomes do not exceed 60% of area median income.
- (9) "LP" shall mean MZ 2640 Owner L.P.
- (10) "Maximum Shelter Rent Tax" shall mean \$94,944, plus an additional amount equal to twenty-five percent (25%) of the amount by which the total contract rents applicable to the Exemption Area for that year (as adjusted and established pursuant to Section 8 of the United States Housing Act of 1937, as amended), exceed the total contract rents which are authorized as of the Effective Date.
- (11) "New Exemption" shall mean the partial exemption from real property taxes provided hereunder with respect to the Exemption Area.
- (12) "New Owner" shall mean, collectively, the HDFC and the LP.
- (13) "PHFL" shall mean the Private Housing Finance Law.
- (14) "Prior Exemption" shall mean that certain partial exemption from real property taxation pursuant to Section 125 of the PHFL granted by the Board of Estimate on April 29, 1982 (Cal. No. 86).

- b. All of the value of the property in the Exemption Area, including both the land and improvements (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.
- c. Commencing upon the Effective Date, and during each year thereafter until the Expiration Date, the owner of the Exemption Area shall make real property tax payments in the sum of the Maximum Shelter Rent Tax. Notwithstanding the foregoing, the total annual real property tax payment by the New Owner shall not at any time exceed the lesser of (i) seventeen percent (17%) of the contract rents, or (ii) the amount of real estate taxes that would otherwise be due in the absence of any form of exemption from or abatement of real property taxation provided by an existing or future local, state, or federal law, rule or regulation.
- d. Notwithstanding any provision hereof to the contrary:
  - (1) The New Exemption shall terminate if HPD determines that (i) the housing project is not being operated in accordance with the requirements of Article XI of the PHFL, (ii) the housing project is not being operated in accordance with the requirements of the HPD Regulatory Agreement, (iii) the housing project is not being operated in accordance with the requirements of the HDC Regulatory Agreement, (iv) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, or (v) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to the New Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the New Exemption shall prospectively terminate.
  - (2) The New Exemption shall not apply to any building constructed on the Exemption Area which did not have a permanent certificate of occupancy on the Effective Date.
  - (3) Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.
- e. In consideration of the New Exemption, the owner of the Exemption Area shall, for so long as the New Exemption shall remain in effect, waive the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state or federal law, rule or regulation.

The Council approves, pursuant to Section 125 of the PHFL, the termination of the Prior Exemption, which termination shall become effective one day preceding the conveyance of the Exemption Area from the Current Owner to the New Owner.

The Council consents, pursuant to Section 123(4) of the PHFL, to the voluntary dissolution of the Current Owner.

If the conveyance of the Exemption Area from the Current Owner to the New Owner does not occur either (i) within one day following the termination of the Prior Exemption, or (ii) on the same day as the voluntary dissolution of the Current Owner, then all of the approvals and consents set forth above shall be null and void, the dissolution of the Current Owner shall be deemed rescinded and of no force and effect, and the obligations of the Current Owner to remain an Article V redevelopment company and the Prior Exemption shall be reinstated as though they had never been terminated or interrupted.

LEROY G. COMRIE, Chairperson; JOEL RIVERA, DIANA REYNA, ROBERT JACKSON, LARRY B. SEABROOK, ALBERT VANN, SARA M. GONZALEZ, ANNABEL PALMA, MARIA DEL CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, JAMES VACCA, BRADFORD S. LANDER, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, VINCENT M. IGNIZIO, DANIEL J. HALLORAN, PETER A. KOO, Committee on Land Use, June 17, 2010.

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 Public Safety**

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

Report for Int. No. 296

**Report of the Committee on Public Safety in favor of approving and adopting, a Local Law to amend the administrative code of the city of New York, in relation to sound permits.**

The Committee on Public Safety, to which the annexed proposed local law was referred on June 29, 2010, respectfully

**REPORTS:**

**I. INTRODUCTION**

On June 28, 2010 the Committee on Public Safety, chaired by Council Member Peter Vallone Jr., will hold a hearing to vote on a pre-considered introduction. A previous hearing on this bill was held on June 25, 2010. At the June 25 hearing, testimony was received from many parties, both in favor of and opposed to the pre-considered introduction. Those in favor of the bill included the New York City Department of Environmental Protection, the Brooklyn Borough President, and Community Board 13 in Brooklyn. Those opposed to the legislation included the New York City Park Advocates, an attorney and a plaintiff in a lawsuit concerning a concert series held in Asser Levy park,<sup>1</sup> and several residents of the community surrounding Asser Levy park.

**II. BACKGROUND**

New York City is well-known as a vibrant, exciting city where life is lived both indoors and outside: on sidewalks, on stoops, in parks, and in other public spaces. Such outdoor activity – whether an informal gathering, an organized protest, or a celebratory concert – contributes to the vitality of the city. It also, of course, causes noise in a city that already has an elevated degree of ambient noise.

Currently, if a person or organization wishes to use a “sound device or apparatus” for certain types of outdoor activity, the law requires that a permit be obtained through the NYPD.<sup>2</sup> Applicants for permits to use a sound device “in, on, near or adjacent to any public street, park or place” must file a written application with the police at least five days before the event for which the sound device is to be used.<sup>3</sup> The law outlines certain instances in which the NYPD may not issue a permit, which include, among others, when the permit is requested for a location “within five hundred feet of a school, courthouse or church, during the hours of school, court or worship, respectively, or within five hundred feet of any hospital or similar institution.”<sup>4</sup>

On June 17, 2010, the Congregation of Sea Breeze Synagogue and the Congregation of Temple Beth Abraham, along with several members of the synagogues, filed an action against the City of New York and Marty Markowitz, as Brooklyn Borough President, seeking a preliminary and permanent injunction against the defendants with respect to the issuance of permits for the use of amplified sound at the band shell in Asser Levy Park in Brooklyn during the summer of 2010.<sup>5</sup> Plaintiffs claim that the band shell in Asser Levy Park is fewer than 500 feet away from their synagogues, and that the annual concert series (the Seaside Summer Concert Series) held in the band shell is contrary to administrative code section 10-108(g)(1).<sup>6</sup> The Seaside Summer Concert Series is a free annual concert series, held on Thursday nights in July and August, and is now in its 32<sup>nd</sup> year of existence.<sup>7</sup>

Administrative code section 10-108(g)(1) has its origins in parts of the Code of Ordinances of the City of New York enacted in the 1930s. As the years passed, concerts, celebrations, protests, and other such forms of expression became an integral part of city life and the way in which the public uses parks changed significantly. Additionally, the technology available to both create and contain noise changed, as did New York City itself. The Council acknowledged these changes when, in 2007, it enacted a new noise code - the first revision of the noise code in 30 years.<sup>8</sup> The scheme for requesting permits for sound amplification, however, has not undergone such drastic revision and parts of the law remain the same as they were in the 1930s.<sup>9</sup> In particular, provision for a 500 foot buffer around schools, courthouses, churches, and hospitals has not been substantially altered since 1935.<sup>10</sup>

The pre-considered introduction that is to be voted on today would make a narrowly tailored change, applicable for ninety days only, to the law governing the

issuance of permits for sound amplification devices. By conducting a pilot program using a decibel-based rather than a distance-based standard, the city will have the opportunity to learn whether this law is ripe for the same reevaluation the noise code underwent.

**III. The Pre-Considered Introduction**

Section one of the bill would amend subdivision g(1) of section 10-108 of the administrative code of the city of New York, which currently prohibits permits for sound devices to be given for locations within 500 feet of hospitals or within 500 feet of schools, courthouses, or churches during the hours of school, court, or worship. The bill would amend the subdivision by creating an exception for applicants seeking permits for sound devices in fixed open air structures such as band shells, amphitheatres, stadiums, or other such permanent structures, provided that the applicant certify that the sound attributable to such sound device will not exceed a level of 10 dB(A) or more above the ambient sound level as measured at a distance of 15 feet from the point on the perimeter of the property upon which the structure is located that is closest to the sound device or apparatus. A previous version of the pre-considered bill stated that the sound would be measured at a “distance of 15 feet or more from the perimeter of the property upon which the structure is located.” This has been changed to “15 feet from the point on the perimeter of the property upon which the structure is located that is closest to the sound device or apparatus,” in order to clarify the exact point at which the sound must be measured. This measure of 10 dB(A) above the ambient sound level is largely similar to the level of sound permitted between the hours of 7:00am and 10:00pm by the recently-revised noise code.<sup>11</sup>

The bill would take effect immediately, but would expire 90 days after enactment. It is the Council’s intention that during this 90 day period of time the effect of the change will be evaluated and analyzed with an eye towards future improvements in the law. The bill is limited to fixed locations such as band shells or amphitheatres so that a constant reading of ambient noise can be more easily measured. It is the Council’s intent that the bill allow for more a more accurate permitting scheme; one that protects the needs of citizens to live in a relatively calm environment, yet also allows for the expressions of thoughts, ideas, and artistry that make New York a wonderful city. The band shells and amphitheatres throughout the city offer a wide variety of cultural, artistic, religious, and community events involving amplified sound and this bill seeks to permit the continued existence of these events, as well as to ensure that noise levels are acceptable to the surrounding community.

<sup>1</sup> See *infra* footnote 5-6 for information concerning the lawsuit.

<sup>2</sup> NYC Admin. Code § 10-108.

<sup>3</sup> NYC Admin. Code § 10-108 (e).

<sup>4</sup> NYC Admin. Code § 10-108 (g)(1).

<sup>5</sup> See Congregation of Sea Breeze Synagogue (Gemilath Chesed-Anshe Emmeth), Congregation of Temple Beth Abraham – Conservative Congregation, Philip Liszovics, Ida Sanoff, and Alvin H. Turk v. The City of New York and Marty Markowitz, Index No. 15009/2010 (filed June 17, 2010).

<sup>6</sup> *Id.*

<sup>7</sup> Information about the Seaside Summer Concert Series *available at* <http://www.brooklynconcerts.com/seaside.html>.

<sup>8</sup> See “Have You Heard? New York City Has Overhauled its Noise Code!” New York City Department of Environmental Protection, p.2, *available at* [http://www.nyc.gov/html/dep/pdf/noise\\_code\\_guide.pdf](http://www.nyc.gov/html/dep/pdf/noise_code_guide.pdf). (noting that the new noise code reflects “the changing city landscape” and “advances in acoustic technology.”)

<sup>9</sup> See Code of Ordinances of the City of New York §137 (1935).

<sup>10</sup> See Code of Ordinances of the City of New York § 137(2) (1935) (“*Special restrictions.* No permit shall be issued for the use of any sound making or sound producing device within five hundred feet of a school, court house, or church during the hours of school, court or worship, respectively, nor within five hundred feet of any hospital or similar institution.”).

<sup>11</sup> NYC Admin. Code § 24-218(b)(2).

**(The following is from the text of the Fiscal Impact Statement for Int. No. 296:)**

**FISCAL IMPACT STATEMENT:**

	<b>Effective FY 10</b>	<b>FY Succeeding Effective FY 11</b>	<b>Full Fiscal Impact FY 10</b>
<b>Revenues (+)</b>	\$0	\$0	\$0
<b>Expenditures (-)</b>	\$0	\$0	\$0
<b>Net</b>	\$0	\$0	\$0

**IMPACT ON REVENUES:** This legislation would have no impact on revenues.

**IMPACT ON EXPENDITURES:** This legislation would have no direct impact on expenditures. The NYPD notes, however, that the 90-day exemption for certain permit applicants may lead to a greater number of performance events that would necessitate coverage by officers on overtime.

**SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A**

**SOURCE OF INFORMATION:** New York City Council Finance Division,  
New York City Police Department

**ESTIMATE PREPARED BY:** Lionel Francois, Legislative Finance Analyst  
Andy Grossman, Deputy Director

**HISTORY:** This pre-considered legislation was heard by the Public Safety Committee on June 25, 2010 and laid over. It will be introduced and considered by the Committee on June 29, 2010.

Accordingly, this Committee recommends its adoption.

**(The following is the text of Int. No. 296:)**

Int. No. 296

By Council Members Vallone Jr., Fidler and Mealy (by request of the Mayor).

**A Local Law to amend the administrative code of the city of New York, in relation to sound permits.**

*Be it enacted by the Council as follows:*

Section 1. Subdivision g of section 10-108 of the administrative code of the city of New York, as amended by local law 13 for the year 1996, is amended to read as follows:

g. Special restrictions. The police commissioner shall not issue any permit for the use of a sound device or apparatus:

1. In any location within five hundred feet of a school, courthouse or church, during the hours of school, court or worship, respectively, or within five hundred feet of any hospital or similar institution, *provided, however, that applicants seeking permits in relation to a sound device or apparatus located in a fixed open air structure such as a band shell, amphitheater, stadium or similar permanent structure used for performances or events, shall not be subject to the special restrictions of this subparagraph 1 when such applicant certifies that the sound attributable to such sound device or apparatus shall not exceed a level of 10 dB(A) or more above the ambient sound level as measured at a distance of 15 feet from the point on the perimeter of the property upon which the structure is located that is closest to the sound device or apparatus;*

2. In any location where the commissioner, upon investigation, shall determine that the conditions of vehicular or pedestrian traffic or both are such that the use of such a device or apparatus will constitute a threat to the safety of pedestrians or vehicular operators;

3. In any location where the commissioner, upon investigation, shall determine that conditions of overcrowding or of street repair or other physical conditions are such that the use of a sound device or apparatus will deprive the public of the right to the safe, comfortable, convenient and peaceful enjoyment of any public street, park or place for street, park or other public purposes, or will constitute a threat to the safety of pedestrians or vehicle operators;

4. In or on any vehicle or other device while it is in transit;

5. Between the hours of ten p. m. and nine a. m.; or

6. Between the hours of eight p.m. or sunset, whichever is later, and nine a.m. on weekdays and between the hours of eight p.m. or sunset, whichever is later, and ten a.m. on weekends and public holidays, in any location within fifty feet of any building that is lawfully occupied for residential use. The distance of fifty feet shall be measured in a straight line from the point on the exterior wall of such building nearest to any point in the location for which the permit is sought.

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

PETER F. VALLONE, JR., Chairperson; ERIK MARTIN DILAN, HELEN D. FOSTER, JAMES F. GENNARO, VINCENT J. GENTILE, DANIEL R. GARODNICK, DAVID G. GREENFIRLD, DANIEL J. HALLORAN, Committee on Public Safety, June 29, 2010.

**(The following is the text of a Message of Necessity from the Mayor for the Immediate Passage of Int. No. 296-A:)**

THE CITY OF NEW YORK  
OFFICE OF THE MAYOR  
NEW YORK, N.Y. 10007

Pursuant to authority invested in me by section twenty of the Municipal Home Rule and by section thirty-six of the New York City Charter, I hereby certify to the necessity for the immediate passage of a local law; entitled:

**A LOCAL LAW**

To amend the administrative code of the city of New York, in relation to sound permits.

Given under my hand and seal this 29<sup>th</sup> day of June, 2010 at City Hall in the City of New York

\_\_\_\_\_  
Michael R. Bloomberg  
Mayor

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 State and Federal Legislation**

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

Report for State Legislation Res. No. 10

**Report of the Committee on State and Federal Legislation in favor of approving a State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Huntley, S.8172, and Committee on Rules (at request of Assembly Member Brennan), A.11467, "AN ACT to amend the New York city charter, in relation to docketing of decisions and orders of the administrative tribunal of the New York city taxi and limousine commission".**

The Committee on State and Federal Legislation, to which the annexed State Legislation Resolution was referred on June 29, 2010, respectfully

**REPORTS:**

*The following report refers to pending State legislation requiring a Home Rule Message for passage in Albany. This Committee is to decide whether to recommend the adoption of this respective State Legislation Resolution (SLR) by the New York City Council. By adopting this SLR, the Council would be formally requesting that the New York State Legislature act favorably in this matter.*

**BACKGROUND**

Existing law allows the Taxi and Limousine Commission ("TLC") to docket unpaid fines issued by its Administrative Tribunal as money judgments, without court proceedings, when they relate to unlicensed individuals or entities that are engaged in activities regulated by the TLC. Those fines can become liens against real property of the respondents. However, the great majority of unpaid TLC fines, both in number and in total amount, are issued to licensed individuals or entities that subsequently evade payment by abandoning their licenses. Those fines can be collected only by means of prohibitively costly and time-consuming Civil Court proceedings. As a result, the respondents can ignore their obligation to pay, depriving the City of much-needed revenue and the TLC of an effective enforcement mechanism.

By broadening the docketing authority of the TLC to all files issued by its Administrative Tribunal, the Legislature will enhance the TLC's collection efforts and signal to the for-hire transportation industry in New York City that TLC requirements must be taken seriously.

**PROPOSED LEGISLATION**

The bill would amend subdivision c of section 2302 of the New York City Charter to allow the New York City Taxi and Limousine Commission to docket all decisions and orders of its Administrative Tribunal as if they were money judgments, without court proceedings.

**FISCAL IMPLICATIONS:**

See Finance Fiscal Impact Statement

**EFFECTIVE DATE:**

This Act shall take effect immediately after it shall become law.

(The following is from the text of the Fiscal Impact Statement for State Legislation Res. No. 10:)

**FISCAL IMPACT STATEMENT:**

	Effective FY 10	FY Succeeding Effective FY 11	Full Fiscal Impact FY 11
Revenues (+)	\$0	\$5,750,000	\$5,750,000
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$5,750,000	\$5,750,000

**IMPACT ON REVENUES:** The City may see significant additional revenue with the passage of this legislation if new enforcement mechanisms are used effectively to collect outstanding fees/fines. It is estimated that at least \$5.75 million in fines went un-docketed because the law does not allow for collection against licensees who surrender their license. The City may see whole or part of this amount collected in revenue.

**IMPACT ON EXPENDITURES:** The Department of Finance may have minimal additional administrative expenses.

**SOURCE OF FUNDS TO COVER ESTIMATED COSTS:** N/A

**SOURCE OF INFORMATION:** The New York City Council Finance Division Taxi and Limousine Commission

**ESTIMATE PREPARED BY:** Ksenia Koban, Legislative Financial Analyst City Council Finance division

**FIS HISTORY:** This is a new bill

Accordingly, this Committee recommends its adoption.

(For text of preconsidered SLR No. 10, please see the Introduction and Reading of Bills section printed in these Minutes; for text of the related printed State bills and the State Sponsor’s Memorandum –in-Support from each house, please refer respectively to the New York State Senate and New York State Assembly)

HELEN D. FOSTER, Chairperson; JOEL RIVERA, ERIK MARTIN DILAN, LEWIS A. FIDLER, DOMENIC M. RECCHIA JR., LARRY B. SEABROOK, ELIZABETH CROWLEY, Committee on State and Federal Legislation, June 29, 2010.

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 State and Federal Legislation and had been favorably reported for adoption.

Report for State Legislation Res. No. 11

**Report of the Committee on State and Federal Legislation in favor of approving a State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Peralta, S.8361, and Assembly Members Brennan, Pheffer, Scarborough, Aubry, Millman, Lancman, Rosenthal, and Espailat, et al., A.6138-B, “AN ACT to amend the New York city charter, in relation to authorizing the city of New York to sell to abutting property owners real property owned by such city, consisting of tax lots that cannot be independently developed due to the size, shape, configuration and topography of such lots and the zoning regulations applicable thereto; and providing for the repeal of such provisions upon expiration thereof”.**

The Committee on State and Federal Legislation, to which the annexed State Legislation Resolution was referred on June 29, 2010, respectfully

**REPORTS:**

*The following report refers to pending State legislation requiring a Home Rule Message for passage in Albany. This Committee is to decide whether to recommend the adoption of this respective State Legislation Resolution (SLR) by the New York City Council. By adopting this SLR, the Council would be formally requesting that the New York State Legislature act favorably in this matter.*

**BACKGROUND**

DCAS has jurisdiction over various limited market properties, which are properties that are economically impracticable or infeasible to develop independently due to size, shape, zoning, configuration and topography. DCAS is not authorized under current law to conduct direct negotiated sales to abutting property owners of this type of property. These properties are not appropriate for sale through the public auction or competitive bidding processes that would be required under existing law, as they have no independent utility. Future utilization of these lots is completely dependent on and linked to the privately-owned adjacent lots. In some cases, portions of these lots have been used by adjacent property owners for years. This legislation would provide authority for DCAS to transfer these limited market properties directly to private ownership without the necessity of a public auction or sealed bidding process.

Eligibility to purchase such City-owned real property would be determined to be in the best interests of the City, at the discretion of the Mayor, based on a certification by the Commissioner of Citywide Services that independent development is economically impracticable or infeasible. Sales would be limited to abutting property owners or an entity comprised of such owners. DCAS has identified approximately 1,000 lots in all five boroughs that are potentially eligible for this program. Additionally, such sale of said real property would be subject to approval pursuant to the Uniform Land Use Review Procedure (ULURP), Section 197-c of the New York City Charter. Once legislation is passed and ULURP approval is obtained, direct sales could be effectuated.

**PROPOSED LEGISLATION**

This bill would amend section 384 of the New York City Charter to allow the sale of certain types of real property owned by the City directly to abutting property owners without an action or competitive bidding, which are processes that would otherwise be required by the provisions of section 384. The Mayor would have to find, based on the certification by the commissioner of citywide administrative services that independent development is economically impracticable for infeasible and that the sale of this property is in the best interest of the city. Direct sales would be authorized only in the limited circumstances where the property cannot be independently developed due to its size, shape, configuration, topography or applicable zoning or a combination of such factors. Sales of such real property would remain subject to approval pursuant to the Uniform Land Use Review procedure (ULURP), section 197-c of the New York City Charter.

**FISCAL IMPLICATIONS:**

See Finance Fiscal Impact Statement

**EFFECTIVE DATE:**

This Act shall take effect immediately. The authorization will expire on December 31, 2015, and this section shall be deemed repealed at that time.

(The following is from the text of the Fiscal Impact Statement for State Legislation Res. No. 11:)

**FISCAL IMPACT STATEMENT:**

	Effective FY 10	FY Succeeding Effective FY 11	Full Fiscal Impact FY 11
Revenues (+)	\$0	\$0	\$0
Expenditures (-)	\$0	\$0	\$0
Net	\$0	\$0	\$0

**IMPACT ON REVENUES:** This legislation anticipates a reduction in administrative costs to DCAS.

**IMPACT ON EXPENDITURES:** None

**SOURCE OF FUNDS TO COVER ESTIMATED COSTS:** N/A

**SOURCE OF INFORMATION:** The New York City Council Finance Division Mayor’s Office of Legislative Affairs

**ESTIMATE PREPARED BY:** Ksenia Koban, Legislative Financial Analyst  
City Council Finance division

**FIS HISTORY:** This is a new bill

**DATE SUBMITTED TO COUNCIL:** JUNE 29TH , 2010

Accordingly, this Committee recommends its adoption.

(For text of preconsidered SLR No. 11, please see the Introduction and Reading of Bills section printed in these Minutes; for text of the related printed State bills and the State Sponsor’s Memorandum –in-Support from each house, please refer respectively to the New York State Senate and New York State Assembly)

HELEN D. FOSTER, Chairperson; JOEL RIVERA, ERIK MARTIN DILAN, LEWIS A. FIDLER, DOMENIC M. RECCHIA JR., LARRY B. SEABROOK, ELIZABETH CROWLEY, Committee on State and Federal Legislation, June 29, 2010.

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 State and Federal Legislation and had been favorably reported for adoption.

Report for State Legislation Res. No. 12

**Report of the Committee on State and Federal Legislation in favor of approving a State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Savino, S.6298-A, and Assembly Member Brook-Krasny, A.9478-A, “AN ACT to authorize the city of New York to discontinue the use as park-land of parcels of real property in the borough of Brooklyn in exchange for the dedication of certain other lands in the borough of Brooklyn for park purposes in furtherance of a comprehensive development plan for Coney Island”.**

The Committee on State and Federal Legislation, to which the annexed State Legislation Resolution was referred on June 29, 2010, respectfully

**REPORTS:**

*The following report refers to pending State legislation requiring a Home Rule Message for passage in Albany. This Committee is to decide whether to recommend the adoption of this respective State Legislation Resolution (SLR) by the New York City Council. By adopting this SLR, the Council would be formally requesting that the New York State Legislature act favorably in this matter.*

**BACKGROUND**

In connection with the proposed Comprehensive Coney Island Redevelopment Plan, this legislation would allow the City to alienate and improve two parking lots that support the stadium during baseball season (but are dormant the rest of the year), through the development of residential buildings with ground-floor retail space. Currently, 18.2 acres of land along the Riegelmann Boardwalk is mapped as parkland and contains the Key Span Stadium, its parking lots and the Abe Stark skating rink. The-redevelopment of these parking lots is vital to the creation of a new neighborhood, providing much-needed retail and housing opportunities for the 50,000 residents of Coney Island, creating new connections between the community and the beach and maximizing the value of Boardwalk fronting properties. The parking spaces currently located on these parcels would be replaced within the future development-in multi-level garages within the future development. The Abe Stark skating rink would be relocated and replaced.

The replacement parkland will be composed of a 9.24-acre, Boardwalk-facing amusement park in the historic amusement area location. The mapping of the amusement park is a unique opportunity to preserve amusement uses, in perpetuity, in their historic location. The park would include indoor and outdoor rides, arcades, attractions and small-scale retail. The authorization to enter into a long-term lease would facilitate the development and operation of a long-term, financially viable amusement park for generations to come. Coney Island is a unique place and the City is committed to improving the neighbor-hood as well as protecting, preserving and renewing Coney island’s legacy as the birth place of amusements.

**PROPOSED LEGISLATION**

This bill authorizes the City of New York to discontinue permanently the use as parkland 9,30 acres of land on two parcels that currently operate as a parking facility for the Brooklyn Cyclones, a minor league baseball team owned by the Mets, and the indoor Abe Stark skating rink, in Coney Island, in the Borough of Brooklyn. This authorization is subject to the requirement that the City of New York shall dedicate additional acreage as park land adjacent to the existing park land.

This bill would also authorize the City of New York to enter into a long-term lease for the development and long-term management of portions of the replacement parkland as an amusement park.

**FISCAL IMPLICATIONS:**

See Finance Fiscal Impact Statement

**EFFECTIVE DATE:**

This Act shall take effect shall take effect immediately after it shall become law.

(The following is from the text of the Fiscal Impact Statement for State Legislation Res. No. 12:)

**FISCAL IMPACT STATEMENT:**

	Effective FY 10	FY Succeeding Effective FY 11	Full Fiscal Impact FY 11
Revenues (+)	\$0	De minimus	De minimus
Expenditures (-)	\$0	De minimus	De minimus
Net	\$0	De minimus	De minimus

**IMPACT ON REVENUES:** N/A

**IMPACT ON EXPENDITURES:** N/A

**SOURCE OF FUNDS TO COVER ESTIMATED COSTS:** N/A

**SOURCE OF INFORMATION:** The New York City Council Finance Division  
Mayor’s Office of Legislative Affairs

**ESTIMATE PREPARED BY:** Ksenia Koban, Legislative Financial Analyst  
City Council Finance division

**FIS HISTORY:** This is a new bill

**DATE SUBMITTED TO COUNCIL:** JUNE 29TH , 2010

Accordingly, this Committee recommends its adoption.

(For text of preconsidered SLR No. 12, please see the Introduction and Reading of Bills section printed in these Minutes; for text of the related printed State bills and the State Sponsor’s Memorandum –in-Support from each house, please refer respectively to the New York State Senate and New York State Assembly)

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 State and Federal Legislation and had been favorably reported for adoption.

Report for State Legislation Res. No. 13

**Report of the Committee on State and Federal Legislation in favor of approving a State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Krueger and Squadron, S.4528-A, and**

**Assembly Member Kavanagh, A.407-A, “AN ACT to amend the administrative code of the city of New York, in relation to the use of bicycles for commercial purposes”.**

The Committee on State and Federal Legislation, to which the annexed State Legislation Resolution was referred on June 29, 2010, respectfully

**REPORTS:**

*The following report refers to pending State legislation requiring a Home Rule Message for passage in Albany. This Committee is to decide whether to recommend the adoption of this respective State Legislation Resolution (SLR) by the New York City Council. By adopting this SLR, the Council would be formally requesting that the New York State Legislature act favorably in this matter.*

**BACKGROUND**

Sidewalks were created for use by pedestrians and not for speeding delivery bicycles attempting to shave minutes from their delivery time at a heightened risk for community residents on foot. This problem has been exacerbated by the difficulty experienced in enforcing the current statutory provisions which prohibit this activity, and assigning liability to the business utilizing or arranging for the commercial bicycle delivery operator to complete delivery. Section 10-157 does require identification to be provided by the business utilizing the services of delivery cyclists for both the bicycle and rider, but until now has not been readily enforced. First, any violation of this section will be brought before the environmental control board for ease of prosecution as opposed to the criminal court currently the court of jurisdiction. Secondly, this proposal will create a rebuttable presumption that the business utilizing the services of the cyclist was fully aware of the lack of identification associating the cyclist with the business. This rebuttable presumption will make them subject to a fine from \$100 to \$250.

By making the business liable for the actions of the cyclists used for delivery of their product, it will promote an interest for the business to only associate with commercial cyclists who adhere to the requirements currently in place in the Administrative Code. By clarifying who is responsible for violations and enabling pedestrians to identify a reckless cyclist and associate the cyclist with the business that they are affiliated with, will facilitate enforcement by the authorities, thereby protecting the pedestrians. The bill also allows an additional penalty to be imposed on the rider in addition to the penalty on the business.

**PROPOSED LEGISLATION**

This bill amends section 10-157 of the Administrative Code to facilitate enforcement by authorities for commercial bicyclists and businesses knowingly in violation of this section.

Section 2, subdivision b is expanded to include all commercial cyclists who provide a delivery service for a business, not limiting it to those who are actually employed by the establishment, subject to the provisions of this section.

Section 2, subdivision g moves the proceedings for any violation to this section from the criminal court to the environmental control board. It also allows individuals who break the traffic code to be held liable for a civil penalty.

Section 2, subdivision f creates a rebuttable presumption that the business utilizing or arranging for the services of the commercial bicycle operator had knowledge that the bicyclist was in violation of this section by failing to provide proper identification to the commercial bicycle operator.

**FISCAL IMPLICATIONS:**

See Finance Fiscal Impact Statement

**EFFECTIVE DATE:**

This Act shall take effect shall take effect on the first of November next succeeding the date on which is shall become law.

**(The following is from the text of the Fiscal Impact Statement for State Legislation Res. No. 13:)**

**FISCAL IMPACT STATEMENT:**

	<b>Effective FY 10</b>	<b>FY Succeeding Effective FY 11</b>	<b>Full Fiscal Impact FY 11</b>
<b>Revenues (+)</b>	\$0	De minimus	De minimus
<b>Expenditures (-)</b>	\$0	\$0	\$0
<b>Net</b>	\$0	\$0	\$0

**IMPACT ON REVENUES:** The City may see some increased revenue through the imposition of fines to those in violation.

**IMPACT ON EXPENDITURES:** This bill will have no impact on expenditures

**SOURCE OF FUNDS TO COVER ESTIMATED COSTS:** N/A

**SOURCE OF INFORMATION:** The New York City Council Finance Division

**ESTIMATE PREPARED BY:** Ksenia Koban, Legislative Financial Analyst  
City Council Finance division

**FIS HISTORY:** This is a new bill

**DATE SUBMITTED TO COUNCIL:** JUNE 29<sup>TH</sup>, 2010

Accordingly, this Committee recommends its adoption.

**(For text of preconsidered SLR No. 13, please see the Introduction and Reading of Bills section printed in these Minutes; for text of the related printed State bills and the State Sponsor’s Memorandum –in-Support from each house, please refer respectively to the New York State Senate and New York State Assembly)**

HELEN D. FOSTER, Chairperson; JOEL RIVERA, ERIK MARTIN DILAN, LEWIS A. FIDLER, DOMENIC M. RECCHIA JR., LARRY B. SEABROOK, ELIZABETH CROWLEY, Committee on State and Federal Legislation, June 29, 2010.

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:

**(For the Commissioner of Deeds listing, please see the Commissioner of Deeds section of the Minutes of the Stated Council Meeting of July 29, 2010)**

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 8 & Res 332 --** Financial Plan Detail and Summary Book, Volumes I and II for Fiscal Years 2010-2014 **(Coupled to be Filed).**
- (2) **M 9 & Res 333 --** Preliminary Expense Budget for Fiscal Year 2011 **(Coupled to be Filed).**
- (3) **M 10 & Res 334 --** Geographic Reports for Expense Budget for Fiscal Year 2011 **(Coupled to be Filed).**
- (4) **M 11 & Res 335 --** Departmental Estimates Report, Volumes I, II, III, IV and V, for Fiscal Year 2011 **(Coupled to be Filed).**
- (5) **M 12 & Res 336 --** Contract Budget Report for Fiscal Year 2011, pursuant to Section 104 of the New York City Charter **(Coupled to be**

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| <p>(6) M 13 &amp; Res 337 --</p> <p>(7) M 14 &amp; Res 338 --</p> <p>(8) M 91 &amp; Res 323 &amp; Res 324 --</p> <p>(9) M 92 &amp; Res 325 &amp; Res 326 --</p> <p>(10) M 93 &amp; Res 327 --</p> <p>(11) M 94 &amp; Res 339 --</p> <p>(12) M 95 &amp; Res 340 --</p> <p>(13) M 96 &amp; Res 341 --</p> <p>(14) M 97 &amp; Res 342 --</p> <p>(15) M 98 &amp; Res 343 --</p> <p>(16) M 165 &amp; Res 330 --</p> <p>(17) M 166 &amp; Res 331 --</p> <p>(18) M 172 &amp; Res 328 --</p> <p>(19) M 173 &amp; Res 329 --</p> <p>(20) Int 23 --</p> <p>(21) Int 210 --</p> <p>(22) Int 214-A --</p> <p>(23) Int 236-A --</p> <p>(24) Int 296 --</p> <p>(25) Res 315 --</p> <p>(26) Res 316 --</p> <p>(27) Res 317 --</p> | <p><b>Filed).</b><br/>Preliminary Capital Budget, Fiscal Year 2011, pursuant to Section 213 and 236 of the New York City Charter (<b>Coupled to be Filed</b>).</p> <p>Capital Commitment Plan, Fiscal Year 2011, Volumes 1, 2, &amp; 3, and the Capital Commitment Plan, Fiscal Year 2009, Financial Summary (<b>Coupled to be Filed</b>).</p> <p>Expense Revenue Contract Budget, for Fiscal Year 2011, pursuant to Section 249 of the New York City Charter (<b>Budget Resolutions- Schedule A and Schedule B</b>).</p> <p>Executive Capital Budget for Fiscal Year 2011, pursuant to Section 249 of the New York City Charter (<b>Budget Resolutions – Res A and Res B</b>).</p> <p>Proposed City Fiscal Year 2011 Community Development Program, the Proposed CFY'11 Budget, , Proposed CD XXXVII Statement of Objectives and Budget, dated May 6, 2010 (<b>Community Development Program Budget</b>).</p> <p>Executive Budget Supporting Schedules, for Fiscal Year 2011, pursuant to Section 250 of the New York City Charter (<b>Coupled to be Filed</b>).</p> <p>Capital Commitment Plan, Executive Budget, Fiscal Year 2011, Volumes I, II and III (<b>Coupled to be Filed</b>).</p> <p>Executive Budget -Geographic Reports for Expense Budget for Fiscal Year 2011 (<b>Coupled to be Filed</b>).</p> <p>Executive Capital Budget Fiscal Year 2011, Capital Project Detail Data, Citywide Volumes 1 and 2 and Volumes for the Five Boroughs, dated May 6, 2010 (<b>Coupled to be Filed</b>).</p> <p>Budget Summary, Message of the Mayor and Summary of Reduction Program relative to the Executive Budget, Fiscal Year 2011 (<b>Coupled to be Filed</b>).</p> <p>Transfer City funds between various agencies in Fiscal Year 2010 (<b>MN-4</b>).</p> <p>Appropriation of new revenues of \$2.378 billion in fiscal year 2010, pursuant to Section 107(e) of the New York City Charter (<b>MN-5</b>).</p> <p>Amendment to the five-year educational facilities capital plan for 2010 – 2014.</p> <p>Resolution of the Council of the City of New York fixing the tax rate for the Fiscal Year 2011, adopted June 29, 2010 (<b>Tax-Fixing Resolution, June 29, 2010</b>).</p> <p>Elevator inspection fees.</p> <p>Establishing fees for certain probation services.</p> <p>An Amended Local Law to amend the administrative code of the city of New York, in relation to the enhanced 911 emergency telephone system surcharge.</p> <p>Fees for the inspection of taxicabs by the taxi and limousine commission.</p> <p>Sound permits (<b>with a Message of Necessity from the Mayor requiring an affirmative vote of at least two-thirds of the Council for passage</b>).</p> <p>Computing and Certifying Base Percentage, Current Percentage and Current Base Proportion of Each Class of Real Property for Fiscal 2011.</p> <p>Computing and Certifying Adjusted Base Proportion of Each Class of Real Property for Fiscal 2011.</p> <p>Approving the new designation and changes in the designation of certain</p> | <p>(28) SLR 10 --</p> <p>(29) SLR 11 --</p> <p>(30) SLR 12 --</p> <p>(31) SLR 13 --</p> <p>(32) L.U. 116 &amp; Res 344 --</p> <p>(33) L.U. 117 &amp; Res 345 --</p> <p>(34) L.U. 118 &amp; Res 346 --</p> <p>(35) L.U. 119 &amp; Res 347 --</p> <p>(36) L.U. 120 &amp; Res 348 --</p> <p>(37) L.U. 121 &amp; Res 349 --</p> <p>(38) L.U. 122 &amp; Res 350 --</p> <p>(39) L.U. 123 &amp; Res 351 --</p> <p>(40) L.U. 124 &amp; Res 352 --</p> <p>(41) L.U. 125 &amp; Res 353 --</p> | <p>organizations to receive funding in Fiscal 2010 Expense Budget (<b>Transparency Resolution, June 29, 2010</b>).</p> <p><b>S.8172, A.11467</b>, docketing of decisions and orders of the administrative tribunal of the New York city taxi and limousine commission. (<b>Home Rule item introduced by the Council requiring an affirmative vote of at least two-thirds of the Council for passage</b>).</p> <p><b>S.8361, A.6138-B</b>, authorizing the city of New York to sell to abutting property owners real property owned by such city, consisting of tax lots that cannot be independently developed due to the size, shape, configuration and topography of such lots and the zoning regulations applicable thereto. (<b>Home Rule item introduced by the Council requiring an affirmative vote of at least two-thirds of the Council for passage</b>).</p> <p><b>S.6298-A, A.9478-A</b>, authorize the city of New York to discontinue the use as park-land of parcels of real property in the borough of Brooklyn in exchange for the dedication of certain other lands in the borough of Brooklyn for park purposes in furtherance of a comprehensive development plan for Coney Island. (<b>Home Rule item introduced by the Council requiring an affirmative vote of at least two-thirds of the Council for passage</b>).</p> <p><b>S.4528-A, A.407-A</b>, use of bicycles for commercial purposes. (<b>Home Rule item introduced by the Council requiring an affirmative vote of at least two-thirds of the Council for passage</b>).</p> <p>App. <b>20105441 TCK</b>, BHRC Corp. sidewalk café located at 151 Montague Street, Brooklyn, CD 33.</p> <p>App. <b>20105393 TCM</b>, Cieli Partners, sidewalk café located at 900 Seventh Avenue, Borough of Manhattan, Council District no. 3.</p> <p>App. <b>20105514 TCM</b>, Vida Mexicana sidewalk café located at 223 Dyckman Street, Borough of Manhattan, Council District no. 7.</p> <p>App. <b>20105495 TCM</b>, Bar Giacosa Corp. sidewalk café located at 268 Sixth Avenue, Manhattan, Council District no. 3.</p> <p>App. <b>C 090143 ZMX</b> Zoning Map, Section No. 3c, changing from a C8-1 District to an R6 District.</p> <p>App. <b>N 100217 ZRM</b> amendment of the Zoning Resolution Chapter 3 and Article XII, Manhattan, Community District 4.</p> <p>App. <b>N 100262 ZRM</b> 25thStreet Chelsea Equities LLC (Height and Setback Regulations), Manhattan, Community District 4.</p> <p>App. <b>20105519 HKM</b> (N 100279 HKM), Germania Fire Insurance Company Bowery Building, 357 Bowery (Block 459, Lot 7), as a historic landmark, Council District no.2.</p> <p>App. <b>20105402 SCQ</b>, 600 seat Primary School Facility, to be located at 55-20 Metropolitan Avenue (Block 3365, Lot 27), Council District No. 30, Borough of Queens.</p> <p>App. <b>20105362 SCQ</b>, 380 seat Primary School Facility, to be located at 110-02 to 110-20 Northern Boulevard (Block 1725, Lot 1, 3, 4, 7, 8, 11, 12, and 13), Council District No. 21, Borough of</p> |
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- Queens.
- (42) L.U. 126 & Res 354 -- App. **20105483 SCQ**, 1,100 seat Intermediate/High School Facility, on the block bounded by 2<sup>nd</sup> Street and mapped but as yet unbuilt rights of way for 51<sup>st</sup> Ave., Center Boulevard and Borden Avenue, Council District No. 26, Borough of Queens.
- (43) L.U. 127 & Res 355 -- App. **20105366 SCX**, 390 seat Intermediate School Facility, Council District No. 17, Borough of the Bronx.
- (44) L.U. 128 & Res 356 -- App. **20105713 SCM**, 630 seat replacement facility for P.S. 51, to be located on the north side of West 44<sup>th</sup> Street between Tenth and Eleventh Avenues (Block 1073, Lot 1, portion), Council District No. 3, Borough of Manhattan.
- (45) L.U. 129 & Res 357 -- App. **20105590 SCM**, 850 seat Intermediate/High School Facility, to be located on the south side of East 15<sup>th</sup> Street between Fifth Avenue and Union Square West (Block 842, Lot 34), Council District No. 2, Borough of Manhattan.
- (46) L.U. 134 & Res 358 -- App. **20105714 HAM**, termination of a prior tax exemption and a new tax exemption for property located on Block 2026/Lot 1, Borough of Manhattan, Council District no. 9.
- (47) **Resolution approving various persons Commissioners of Deeds.**

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

**Affirmative** – Arroyo, Barron, Brewer, Cabrera, Chin, 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, Reyna, Rodriguez, Rose, Sanders, Ulrich, Vacca, Vallone, Jr., Van Bramer, Vann, Weprin, Williams, Oddo, Rivera, and the Speaker (Council Member Quinn) – **49**.

**The General Order vote recorded for this Stated Meeting was 49-0-0 as shown above with the exception of the votes for the following legislative items:**

The following was the vote recorded for **M-91 & Res No. 323 & Res No. 324:**

**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, Reyna, Rodriguez, Rose, Sanders, Ulrich, Vacca, Vallone, Jr., Van Bramer, Vann, Weprin, Williams, Oddo, Rivera, and the Speaker (Council Member Quinn) – **48**.

**Negative** – Barron – **1**.

The following was the vote recorded for **M-173 & Res No. 329:**

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

**Negative** – Halloran, Ignizio, Koo, Ulrich, Vallone, Jr. and Oddo - **6**.

The following was the vote recorded for **Int No. 23:**

**Affirmative** – Arroyo, Barron, Brewer, Cabrera, Chin, Comrie, Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Foster, Garodnick, Gennaro, Gentile, Gonzalez, Greenfield, Halloran, Jackson, James, Koo, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Palma, Recchia, Reyna, Rodriguez, Rose, Sanders, Ulrich, Vacca, Van Bramer, Vann, Weprin, Williams, Oddo, Rivera, and the Speaker (Council Member Quinn) – **47**.

**Negative** – Ignizio and Vallone, Jr. – **2**.

The following was the vote recorded for **Int No. 210:**

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

**Negative** – Williams – **1**.

**Abstention** – Ignizio and Oddo – **2**.

The following was the vote recorded for **Int No. 214-A:**

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

**Negative** – Halloran, Ignizio, Koo, Oddo, Ulrich and Vallone, Jr. – **6**.

The following was the vote recorded for **Int No. 236-A:**

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

**Negative** – Halloran, Ignizio, and Vallone, Jr. - **3**.

The following was the vote recorded for **Res No. 315:**

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

**Negative** – Halloran, Ignizio, Koo, Oddo, Ulrich, and Vallone, Jr. - **6**

The following was the vote recorded for **Res No. 316:**

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

**Negative** – Halloran, Ignizio, Koo, Oddo, Ulrich, and Vallone, Jr. – **6**.

The following was the vote recorded for **Res No. 317**:

**Affirmative** – Arroyo, Barron, 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, Reyna, Rodriguez, Rose, Sanders, Ulrich, Vacca, Van Bramer, Vann, Weprin, Williams, Oddo, Rivera, and the Speaker (Council Member Quinn) – **48**.

**Negative** – Vallone, Jr. – **1**.

The following was the vote recorded for **SLR No. 13**:

**Affirmative** – Arroyo, Barron, Brewer, Cabrera, Chin, Comrie, Crowley, Dickens, Dilan, Dromm, Eugene, Ferreras, Fidler, Foster, Garodnick, Gennaro, Gentile, Gonzalez, Greenfield, Halloran, Jackson, James, Koppell, Koslowitz, Lander, Lappin, Levin, Mark-Viverito, Mealy, Mendez, Nelson, Palma, Recchia, Reyna, Rodriguez, Rose, Sanders, Vacca, Vallone, Jr., Van Bramer, Vann, Weprin, Williams, Rivera, and the Speaker (Council Member Quinn) – **45**.

**Negative** – Ignizio, Koo, Ulrich, and Oddo – **4**.

*The following Introductions were sent to the Mayor for his consideration and approval: Int Nos. 23, 210, 214-A, 236-A, and 296 (passed under a Message of Necessity from the Mayor).*

*The following SLR Home Rule Requests were sent to the New York State Senate and Assembly in Albany in connection to the State bills in question: SLR Nos. 10, 11, 12, and 13 of 2010.*

Shortly before adjournment, the President Pro Tempore (Council Member Rivera) made the following declaration:

I now formally declare  
the Executive Expense-Revenue-Contract Budget;  
the Executive Capital Budget for Fiscal Year 2011;  
and the Capital Program for the three succeeding Fiscal Years;  
all as modified;  
and all in accordance with the relevant sections  
of the New York City Charter;  
*as hereby adopted*  
on this 29th day of June 2010 at 6:34 p.m.

#### INTRODUCTION AND READING OF BILLS

Int. No. 282

By Council Member Fidler.

#### **A Local Law to amend the administrative code of the city of New York, in relation to appeals for approval of applications and plans.**

*Be it enacted by the Council as follows:*

Section 1. This bill shall be known and may be cited as the “Buildings Department Application Transparency Act.”

§2. Article 104 of chapter one of title 28 of the administrative code of the city of New York is amended by adding new sections 28-104.2.8.1, 28-104.2.8.2, and 28-104.2.8.3 to read as follows:

*§28-104.2.8.1 Appeals of rejections of applications and plans. Upon the receipt of a rejection of any plans, including an objection to any part of any plans, by a plan examiner of the department, an applicant may appeal the rejection in writing through the following process:*

*1. The applicant can appeal at any time after receipt of the rejection to the chief engineer or examiner of the borough in which the application is located. Upon*

*submission of an appeal, the chief engineer shall have five business days to rule on the appeal.*

*2. If the appeal to the examiner or chief engineer results in the affirmance of the rejection or any portion thereof, then the applicant can further appeal at any time after receipt of such affirmance to the deputy commissioner of the borough in which the application is located. Upon submission of an appeal, the deputy commissioner shall have five business days to rule on the appeal.*

*3. If the appeal to the deputy commissioner results in the affirmance of the rejection or any portion thereof, then the applicant can appeal at any time after receipt of such affirmance to the borough commissioner, or his or her designee, in the borough in which the application is located. Upon submission of an appeal, the borough commissioner shall have five business days to rule on the appeal.*

*4. If the appeal to the borough commissioner results in the affirmance of the rejection or any portion thereof, then the applicant can appeal at any time after receipt of such affirmance to the commissioner, or his or her designee. Upon submission of an appeal, the commissioner shall have twenty business days to rule on the appeal.*

*5. All rejections of any plans or objections to any part of any plans, as well as any appeals and decisions concerning same, must be in writing.*

*§28-104.2.8.2 Reports. The department shall submit to the council reports concerning the number of appeals and the number of appeals responded to in an untimely manner by the department for paragraphs 3, 4 and 5 of section 28-104.2.8.1 of this code. The first report shall be submitted to the council concurrent with the issuance of the mayor’s management report. The period of reporting for the report issued concurrent with the mayor’s management report shall be the most recently ended fiscal year. The second report shall be submitted concurrent with the issuance of the preliminary mayor’s management report. The period of reporting for the report issued concurrent with the issuance of the preliminary mayor’s management report shall be for the first four months of the fiscal year in which such report is issued.*

*§28-104.2.8.3 Publication on the department website. All decisions under paragraphs 3, 4 and 5 of section 28-104.2.8.1 of this code shall be published by the department on its website and in an annual volume. Publication on the website shall be made within thirty business days of the decision. Each decision rejecting any plan or application or affirming any rejection, including those objecting to any part of any plan or application or affirming such objection shall state the reasons why the plan or application is not in substantial compliance with the administrative code of the city of New York including a list of the sections under which the application is not compliant. Any such decision made by a borough commissioner or the commissioner shall be used as a precedent for future determinations.*

§3. This local law shall take effect immediately.

Referred to the Committee on Housing and Buildings.

Res. No. 301

#### **Resolution calling upon the Mayor, pursuant to his power under New York State Military Law Section 242, to extend the provisions of that section pertaining to the payment of City employees serving in certain ordered military duty beyond such provision’s current sunset date of August 1, 2010.**

By Council Members Fidler, Chin and Nelson.

**Whereas**, The Department of Defense estimates that currently over one-quarter of all personnel serving in Iraq and Afghanistan are either National Guard or Reserve military personnel; and

**Whereas**, This percentage represents approximately 450,000 guardsmen or reservists; and

**Whereas**, National Guard and Reserve personnel must leave their places of civilian employment when they are called to deploy overseas; and

**Whereas**, A number of New York City and New York State employees currently serve in the National Guard and Reserves; and

**Whereas**, New York State Military Law Section 242 (5-a)(c) provides for the payment of wages to New York City employees for up to thirty working days during the duration which they are ordered to military duty; and

**Whereas**, Section 242 (5-a)(d) allows for the payment of the difference between city salary and military pay during the period of ordered military duty, when city salary is found to be higher; and

**Whereas**, Section 242 also protects city employees from incurring any loss or diminution of time service, increment, vacation or holiday privileges, or any other right or privilege while ordered to military duty; and

**Whereas**, Section 242 (5-a)(a)(v) includes the operations in Iraq and Afghanistan as “covered operations,” and ensures that service members in these conflicts are guaranteed the same protections; and

**Whereas**, Subdivision 5-a of Section 242 also contains a sunset clause for the applicability of service members in “covered operations;” and

**Whereas**, This provision provides that as of August 1, 2010, city employees who are service members in “covered operations” will no longer be eligible for the benefits assured under this section, unless such city’s mayor extends such date; and

**Whereas**, The *Daily News* reported earlier this year that over 2,000 New York City employees have served in Iraq and Afghanistan, and more continue to deploy today; and

**Whereas**, Section 242 of New York State Military Law clearly allows the Mayor of New York City to remove the sunset clause as it applies to New York City; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the Mayor, pursuant to his power under New York State Military Law Section 242, to extend the provisions of that section pertaining to the payment of City employees serving in certain ordered military duty beyond such provision's current sunset date of August 1, 2010.

Referred to the Committee on Civil Service and Labor

Res. No. 302

**Resolution calling upon the United States Congress to repeal the retransmission consent option of the Cable Act of 1992 for television broadcast stations.**

By Council Members Fidler and Nelson.

**Whereas**, A broadcast television network distributes content through an over-the-air signal that can be accessed for free with the right antenna; and

**Whereas**, Cable television was developed in the 1940s when system operators began setting up antennas in certain areas with good reception and distributing the signals for a fee through coaxial cables to customers who were unable to receive broadcast television signals; and

**Whereas**, In the 1950s, only 70 communities in the United States had cable systems but by 1998, there were more than 65 million subscribers in over 32,000 communities; and

**Whereas**, Cable systems now offer more than 100 channels that include over-the-air television broadcast channels, diverse channels that are designed for specific audiences, and public access channels; and

**Whereas**, The 1992 Cable Act established new rules for television broadcast stations and gave these stations the option of selecting "mandatory carriage" (must-carry) or "retransmission consent" for each cable system serving the same market as the broadcast station; and

**Whereas**, If the local broadcast station elects the must-carry status then the cable system in that area must set aside a certain amount of channel capacity for must-carry stations, depending upon the number of channels within the cable system; and

**Whereas**, If the broadcast station elects for retransmission consent than the cable system must obtain the station's consent through negotiations that are private and may include some type of compensation to the station; and

**Whereas**, The election of either option for the broadcast stations are made every three years beginning in 1993; and

**Whereas**, While broadcast networks distribute shows to their local stations, most of the stations are affiliates and thus, owned by other local companies; and

**Whereas**, Broadcast networks and affiliates, who make most of their money from advertising revenue, were content at first with the must-carry status, since the larger cable audience allowed the broadcast channels to charge advertisers more; and

**Whereas**, Due to the economic downturn, broadcast networks and their affiliates are receiving less revenue from advertisers and, in turn, have been choosing the retransmission consent option in order to charge cable providers a monthly fee per subscriber; and

**Whereas**, These negotiations between broadcast networks/affiliates and cable systems have resulted in broadcast stations pulling their signals from cable operators for lengthy periods of time and cable bills rising for consumers; and

**Whereas**, In March 2010, negotiations between Cablevision and the local ABC station in New York left over 3 million consumers without ABC programming for 18 hours; and

**Whereas**, Broadcast stations already receive protections from government, such as channel locations and tier placement guarantees, in order to preserve access to the public and therefore, should not be allowed to also charge for service that has historically been free; and

**Whereas**, Due to the fact that the cable customers and prospective customers are the ones who are stuck in the middle of this fight and who bear the burden of increasing prices and service interruptions, Congress must step in to protect consumers from broadcasters who seek higher profits; now therefore, be it

**Resolved**, That the Council of the City of New York calls upon the United States Congress to repeal the retransmission consent option of the Cable Act of 1992 for television broadcast stations.

Referred to the Committee on Technology.

Res. No. 303

**Resolution calling upon the New York State Assembly and the New York State Senate to enact Bills No. A.07281A and No. S.02714, the Healthy, Safe and Energy Efficient Outdoor Lighting Act.**

By Council Member Fidler.

**Whereas**, Poorly designed and excessive outdoor lighting wastes energy, resulting both in higher costs for providing such lighting and in increased pollution from power plants that produce the wasted electricity; and

**Whereas**, Unnecessary energy used for lighting results in greenhouse gas emissions that contribute to global warming; and

**Whereas**, The Dark Sky Institute estimates that more than \$2 billion is wasted every year in the United States by unintended lighting of the sky rather than the streets, walkways and other areas that outdoor lighting was intended to illuminate; and

**Whereas**, Poorly designed outdoor lighting can produce glare that is a safety hazard to both drivers and pedestrians; and

**Whereas**, Inappropriate use of outdoor lighting leads to the loss of true darkness, which can alter the growth cycle of trees and plants and disrupt foraging, feeding, and mating behaviors of animals; and

**Whereas**, Light that trespasses onto other properties can invade privacy, lessen enjoyment by owners of affected properties, interfere with sleep and impair the immune system; and

**Whereas**, Limiting misdirected, excessive, and unnecessary illumination will reduce the cost of outdoor lighting and allow future generations to enjoy the beauty of the stars and to study and learn from the wonders of the night sky; and

**Whereas**, The Healthy, Safe, and Energy Efficient Outdoor Lighting Act, currently before the New York State Legislature as A.07281A and S.02714, would create a comprehensive program to limit light pollution and require energy efficient outdoor lighting; and

**Whereas**, Such a program would save municipalities money in reduced energy costs for outdoor lighting as well as provide environmental benefits and increase enjoyment of night skies; now, therefore be it

**Resolved**, That the Council of the City of New York calls upon the New York State Assembly and the New York State Senate to enact Bills No. A.07281A and No. S.02714, the Healthy, Safe and Energy Efficient Outdoor Lighting Act.

Referred to the Committee on Environmental Protection

Res. No. 304

**Resolution calling upon all appropriate government entities involved in cable franchising and regulation to review their procedures and hold any necessary hearings to improve the performance of the cable industry.**

By Council Members Fidler and Lander.

**Whereas**, Cable franchising agreements are regulated at the federal, state and local levels; and

**Whereas**, Federal requirements for cable franchising, found in U.S. Code Title 47 Part III, determine the powers and requirements of franchising authorities and govern competition and the amounts that municipalities can charge cable providers; and

**Whereas**, In New York State, the Public Service Commission is responsible for cable oversight and franchising, with responsibilities that include reviewing "the suitability of practices for franchising cable television companies to protect the public interest," developing standards that local municipalities must follow in granting franchises, and approving franchising contracts that local municipalities sign with cable providers; and

**Whereas**, The City also plays a significant role in the cable franchising process, through the Mayor's designation of the Department of Information Technology and Telecommunications (DoITT) as the agency responsible for the granting of telecommunications franchises and through the Council's approval of authorizing resolutions pursuant to Section 363 of the Charter; and

**Whereas**, Cable franchises granted by DoITT must have the approval of both the Franchise and Concession Review Committee and the Mayor; and

**Whereas**, The use of facilities on, over and under City property helps to facilitate the availability of cable services; and

**Whereas**, Subscribers to these cable franchises have many legitimate concerns, including the pricing mechanism, the quality of service, the ability of current systems to adapt to future technologies and the availability of choice and competition between systems; and

**Whereas**, According to the Daily News, the combined revenues for Time Warner, Cablevision and RCN/OVS for their New York City cable services was approximately \$2.2 billion in 2008; and

**Whereas**, Because of the nature of the franchising process and the technical requirements of building and operating a cable system, the franchise agreements given out by the City to cable providers are essentially quasi-monopolies; and

**Whereas**, It is in the interest of all New Yorkers that, since a significant business interest is being bestowed upon a select few companies, a discussion be held at all levels of government regarding the effect that these cable operators' practices are having on the subscribers to these services; and

**Whereas**, The federal, state and local governments should ensure that the franchising agreements are being followed properly and that the cable operators who receive these franchising agreements are operating their businesses in a manner that is beneficial to their consumers, now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon all appropriate government entities involved in cable franchising and regulation to review their procedures and hold any necessary hearings to improve the performance of the cable industry.

Referred to the Committee on Technology.

Int. No. 283

By Council Members Foster, Rodriguez, Williams, Mark-Viverito, Sanders, Chin, Lander, Mendez, Jackson, Lappin, Vann, Van Bramer, Koppell, Dromm, Brewer, Palma, James, Barron, Ferreras, Rose and Gonzalez.

**A Local Law to amend the administrative code of the city of New York, in relation to identifying, eliminating and preventing discrimination, and promoting human rights in governmental operations.**

*Be it enacted by the Council as follows:*

Section 1. Declaration of legislative findings and intent. The Council of the city of New York recognizes and affirms that justice and equality are among the core principles on which our participatory democracy is founded; that these principles are articulated in our nation's "founding documents," the Declaration of Independence, the Constitution and the Bill of Rights; and that these documents recognize certain inalienable rights, among them the right to life, liberty and the pursuit of happiness. These same principles are embodied in the laws of New York City, which prohibit discrimination. Current law affords a remedy when certain types of discrimination occur, but does not institutionalize measures to identify or prevent discrimination.

The human rights doctrine recognizes that in order to fulfill the promise of equal opportunity, government must take affirmative measures to prevent discrimination and to promote equality for all, particularly those who have been marginalized and discriminated against based upon their race, color, gender, sexual orientation, age, ethnicity, disability, language, religion, immigration status, political affiliation, and national or social origin.

The Council further recognizes and affirms that this local law is intended to make New York City's regulatory systems more responsive, efficient and fair. By incorporating the human rights framework as a principle of governance, New York City seeks to afford its residents full and equal opportunity to participate in the economic, educational, social, cultural, political and civic life of the City.

It has been demonstrated that the human rights framework facilitates good governance. Rather than merely remedying violations or paying a judgment to those wronged, the human rights-based approach institutionalizes proactive measures for addressing inequities and discriminatory policies and practices; these measures are implemented by promoting collaboration among government officials, advocates from the non-profit sector, representatives from affected groups or communities and others with special knowledge or expertise.

The human rights-based approach to governance engages multiple stakeholders in addressing problems and challenges that cannot be reduced to the articulation of legal norms or to a response to potential legal violations. This creative problem-solving has been shown to ameliorate systemic inequality by involving residents in negotiated rule making, alternative dispute resolution and participatory problem-solving.

The human rights framework recognizes the interdependence of rights and the inter-relatedness of different forms of discrimination. Therefore it is intended that the City implement this chapter in a manner that takes into account the ways in which various forms of discrimination may interact with and reinforce each other.

It is further intended that in implementing this chapter, the City shall develop and employ methods for meaningful and informed participation by community members in the formulation and implementation of City policies, programs and services, including participation in identifying problems, obtaining information needed to assess these problems, and in designing solutions. In complying with this intent, it is necessary that the City create mechanisms to provide the public with adequate information to monitor, analyze and evaluate the impact of City policies, programs and services on human rights.

§2. Title 8 of the administrative code of the city of New York is hereby amended by adding a new chapter 11 to read as follows:

**CHAPTER 11**

**HUMAN RIGHTS IN GOVERNMENTAL OPERATIONS AUDIT LAW**

**§8-1101 Short Title.**

**§8-1102 Policy.**

**§8-1103 Definitions.**

**§8-1104 Human Rights Principles.**

**§8-1105 Local Human Rights Audit.**

**§8-1106 Local Human Rights Analysis.**

**§8-1107 Local Human Rights Action Plan.**

**§8-1108 Local Human Rights Education.**

**§8-1109 Citywide Timetable.**

**§8-1110 Human Rights Task Force.**

§ 8-1101 *Short Title.* This chapter shall be known as the "New York City Human Rights in Government Operations Audit Law" (Human Rights G.O.A.L.).

§ 8-1102 *Policy.* It is the public policy of New York City to enhance good governance by promoting equality and preventing and eliminating discrimination based on the human rights principles articulated in the international human rights framework and, in particular, the International Convention on the Elimination of All Forms of Racial Discrimination (CERD), 660 U.N.T.S. 195, and the Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW), 1249 U.N.T.S. 13.

It is the intent of the legislature that the City shall take all appropriate measures to apply the human rights-based approach to the administration of government, including budgetary decisions, the creation and implementation of public policy and the management and administration of city agencies and departments. The legislature further intends that, consistent with the human rights-based approach, the City take affirmative measures to identify, eliminate and prevent discrimination, and to promote equality in the City's policies, practices, programs and services.

§ 8-1103 *Definitions.* For the purposes of this chapter:

(1) "Discrimination" means the intentional or unintentional distinction, exclusion, restriction, segregation, or preference of a person or persons that has the effect or purpose of impairing or nullifying the recognition, enjoyment or exercise of human rights and civil rights of a person or persons who are members of one or more protected classes.

(2) "Protected class" means every class, status or characteristic that is afforded protection against discrimination under federal, state, or local law. Protected classes include but are not limited to race, color, creed, gender, sexual orientation, age, ethnicity, disability, language, religion, immigration status, political affiliation, and national or social origin.

(3) "City entity" and "entity" mean every agency, department or organization established under the New York City Charter or Administrative Code, or established by local law or referendum. This chapter does not apply to entities that are (i) created for an express and discrete time period, such as a temporary commission or taskforce, or (ii) not authorized to promulgate local laws, rules and regulations that have the force of law in the City.

§ 8-1104 *Human Rights Principles.* The provisions of this chapter shall be implemented in a manner consistent with human rights principles. These principles hold that government has a duty to (1) take affirmative measures to ensure equality and to prevent and eliminate discrimination in all aspects of governance, including the development, implementation and assessment of government operations; (2) undertake measures that promote human rights by analyzing the discriminatory impact that City policies, programs and services may have on population subgroups, and by conducting such analyses in a manner that takes into account the interdependence of rights, which means the exercise of one right may be contingent upon the ability to avail oneself of other rights; (3) develop and employ methods for meaningful and informed participation by community members in the formulation and implementation of City policies, programs and services; and (4) develop and employ systems and procedures that provide the public with information needed to monitor, analyze and evaluate the impact of City policies, programs and services on civil rights and human rights. In implementing these human rights principles, each entity shall use guidelines developed by the human rights task force as set forth in section 8-1110(2)(b).

§8-1105 *Local Human Rights Audit.* Each city entity shall conduct and submit to the human rights task force a local human rights audit within twelve months following enactment date of this chapter. The audit shall report on (i) current data collection and data reporting practices including such practices related to budget allocations, contracting, service delivery, and employment; (ii) existing measures taken to promote equality and prevent and eliminate discrimination; and (iii) existing procedures and mechanisms for soliciting public input regarding the operations of the city entity. A local human rights audit shall include an analysis of the manner in which a city entity disaggregates demographic data.

§8-1106 *Local Human Rights Analysis.* Each city entity shall conduct a local human rights analysis and produce a written report of its findings within twelve months after receiving guidelines for conducting such an analysis. The human rights task force shall prepare written guidelines for conducting the local human rights analysis as set forth in section 8-1110(2)(b). Each city entity shall follow such guidelines in conducting the local human rights analysis and shall submit a written report based on the analysis to the human rights task force. Each city entity shall seek and incorporate community input when conducting the local human rights analysis and preparing the local human rights action plan as set forth in section 8-

1107. Community input shall be obtained by conducting focus groups, soliciting written comment, holding public hearings, and through other meetings as set forth in section 8-1110(2)(d).

A city entity's written report on its human rights analysis, prepared pursuant to this section, shall include:

(1.) Quantitative and qualitative data regarding a city entity's operations, including but not limited to data related to the entity's programs, services, policies, practices, budget allocations, contracts and employment practices. Demographic characteristics on which data are to be collected and reported shall be determined by each city entity except as otherwise directed by the human rights task force. Data shall be disaggregated by various demographic characteristics, including but not limited to race, color, gender, sexual orientation, age, ethnicity, disability, language, religion, immigration status, national or social origin, or other status. Each city entity shall seek from the communities it serves qualitative information regarding the human rights analysis and the process by which it is conducted.

(2.) An assessment of the discriminatory effects, either intentional or unintentional, that a city entity's operations have or may have, based upon the data collected pursuant to the provisions of this section. This analysis shall address the harmful effects of discrimination that can occur when a person or persons are members of more than one protected class.

(3.) When applicable, an evaluation of implementation measures taken pursuant to the final local human rights action plan submitted by the city entity as set forth in §8-1107.

**§8-1107 Local Human Rights Action Plan.** Each entity shall produce a written local human rights action plan within three months after receiving recommendations developed by the human rights task force as set forth in section 8-1110(2)(c). Each entity shall follow such recommendations in producing its human rights action plan and shall submit a copy of the plan to the human rights task force. A final version of the human rights action plan shall be submitted to the human rights task force, the mayor and the city council. The human rights action plan shall include:

(1.) Specific measures that will be taken to identify, eliminate and prevent discrimination in the city entity's operations including prospective programs, policies and practices, and to integrate the human rights principles as set forth in section 8-1104 into the operations of each city entity.

(2.) Recommended timetables for the implementation of each specific measure proposed in the human rights action plan.

(3.) A fiscal impact statement that estimates the costs of implementing the final human rights action plan.

**§8-1108 Local Human Rights Education.** Each city entity shall educate its members, officers, officials, and staff regarding human rights principles as set forth in section 8-1104. In providing such education, each entity shall follow the guidelines developed by the human rights task force as set forth in section 8-1110(2)(b).

**§8-1109 Citywide Timetable.** Each city entity shall complete a local human rights analysis every five years after completion of the initial analysis as set forth in 8-1106, and shall produce a local human rights action plan every five years after completion of the initial plan as set forth in section 8-1107.

**§8-1110 Human Rights Task Force.**

(1.) (a.) Composition. There shall be a human rights task force of eight members, which shall consist of five voting members and three ex-officio members. The mayor shall appoint the voting members of the Human Rights Task Force, who shall elect a chair from amongst themselves by a majority vote. Appointments shall be made through an open process and candidates shall be selected based on clearly delineated and publicized criteria. The voting members shall consist of representatives with a substantial record of promoting racial justice, gender justice, civil rights, or human rights, and data or budgetary analysis in city government.

(b.) Ex officio members. The commissioner of the department of citywide administrative services equal employment opportunity office, the commissioner of the commission on human rights, and the chairperson of the equal employment practices commission shall serve as non-voting, ex officio members of the human rights task force.

(c.) Timetable to appoint. The mayor shall appoint each initial voting member within one hundred eighty days following enactment of this chapter. In case of a vacancy in the office of a voting member, the mayor shall appoint a succeeding member within ninety days of the occurrence of the vacancy. If the mayor fails to appoint a voting member within the timetable specified by this subsection, then the task force shall appoint a member within ninety days of expiration of the mayor's timetable.

(d.) Compensation. Voting members shall receive a per diem compensation, no less than the highest amount paid to an official appointed to a board or commission with the advice and consent of the council, and compensated on a per diem basis, for each calendar day when performing the work of the task force.

(e.) Removal. Members may be removed by the mayor for substantial neglect of duty, gross misconduct in office, inability to discharge the powers or duties of office or violation of this chapter, after written notice and opportunity for a reply.

(f.) Required meetings. The task force shall meet at least once a month and at such other times as the chair may deem necessary. Three voting members of the task force shall constitute a quorum and all acts of the task force shall be by the affirmative vote of at least three members of the task force.

(g.) First meeting. The task force shall convene no later than one hundred eighty days after the enactment of this chapter.

(h.) Attendance. Attendance and meeting requirements of the human rights task force shall be pursuant to chapter 47 of the charter.

(i.) Hearings. The task force shall hold public hearings at least once to allow public input on each city entity's human rights analysis as set forth in section 8-1106, and once to allow the public input on each city entity's action plan as set forth in section 8-1107. In addition, the task force shall hold hearing at such other times as the chair may deem necessary.

(2.) Powers, Duties, and Functions. The Human Rights Task Force shall:

(a.) Within twelve months after the enactment of this chapter, analyze the local human rights audit produced and submitted by each entity as set forth in section 8-1105.

(b.) Within fifteen months after the enactment of this chapter, develop and distribute to the mayor and to each city entity recommended guidelines for the conduct of the local human rights analysis as set forth in section 8-1106, and for the local human rights education of entity members, officers, officials, and staff as set forth in section 8-1108. Such guidelines shall be developed pursuant to information gathered from the local human rights audit, and at joint meetings with the city entity, members of the public, and public hearings. The local human rights task force shall seek and incorporate input from the city entity under review, and community input as set forth in section 8-1106, regarding the designation of programs to be included in the local human rights analysis. Where appropriate, the task force shall also include guidelines that are specific to an individual entity.

(c.) Within 180 days following the first meeting of the local human rights task force, as set forth in section 8-1110(1)(g), establish the sequence of and time frame within which the local human rights analysis prepared by each city entity, as set forth in section 8-1106, shall be reviewed by the local human rights task force, and designate for each city entity under review, specific programs to be included in the local human rights analysis.

(d.) Analyze the local human rights analysis produced and submitted by each entity as set forth in section 8-1106.

(e.) Within ninety days of receipt of the local human rights analysis, as set forth in section 8-1106, conducted by each city entity designated for review by the local human rights task force, publish and publicize the local human rights analysis, call for written comments from the public on the local human rights analysis, hold public hearings on the local human rights analysis, and hold joint meetings with the city entity that submitted the human rights analysis, members of the public, and the task force to review such human rights analysis and make recommendations for the local human rights action plan of the city entity as set forth in section 8-1107.

(f.) Within ninety days of receipt of a city entity's local human rights analysis as set forth in section 8-1110(2)(d), develop and distribute to the mayor and to the entity under review recommendations for the local human rights action plan of the city entity as set forth in section 8-1107. Such recommendations shall be developed pursuant to information gathered at public hearings, joint meetings as set forth in section 8-1110(2)(e), written reports submitted by the public, and via other means. Such recommendations shall include:

(1.) Criteria. Recommended criteria for the entity to consider in its efforts to identify, eliminate, and prevent discrimination in its operations and otherwise implement the provisions of this chapter.

(2.) Timetables. Recommended timetables for the entity's implementation of the provisions of this chapter.

(3.) Miscellaneous. Such other recommendations as in the judgment of the task force will aid in effectuating the general purposes of this chapter.

(g.) Receive and analyze the local human rights action plan produced and submitted by each entity as set forth in section 8-1107.

(h.) Within three months of receiving a local human rights action plan as set forth in section 8-1107, publish and publicize the local human rights action plan, and schedule public hearings to review the human rights action plan.

(i.) Within six months of receiving local human rights action plan, develop and distribute to the mayor and the city entity that submitted the plan recommended guidelines for the conduct of the subsequent local human rights analysis as set forth in sections 8-1106 and 8-1107, and for the local human rights education of entity members, officers, officials, and staff as set forth in section 8-1108. Such guidelines shall be developed pursuant to information gathered at joint meetings with the public, public hearings, from each previous local human rights analysis submitted by the entity, from each previous local human rights action plan submitted by the entity as set forth in section 8-1107, and via other means.

(j.) Through public hearings, encourage regular public input including written reports regarding the development of guidelines as set forth by this section, the conduct of local human rights analyses as set forth in section 8-1106, production of local human rights action plans as set forth in section 8-1107, implementation by city entities and the task force of the provisions of this chapter, and the identification and elimination of discrimination in governmental operations. Public hearings will be scheduled as necessary as set forth in section 8-1110(1)(i).

(k.) Within thirty days of every public hearing, prepare a written report that relates the substantive issues raised at the hearing, and recommendations by the task force, if any; and timely deliver a copy of every such report to the council and to each entity that is a subject of the report.

(l.) On a periodic basis, review in consultation with the public, and amend the guidelines developed for the local human rights analysis.

(m.) Perform or commission training and education for the staff of city entities regarding human rights principles and the requirements of this chapter, and encourage the integration of such training and education into the entities' ongoing activities.

(n.) Monitor the City's implementation of this chapter and, when necessary, seek judicial intervention to ensure city entities comply with the chapter's provisions.

(o.) Foster public dialogue and ensure that community education on the terms of this chapter as well as the City's implementation of this chapter's requirements is provided, and that the City promotes the understanding of human rights as provided in this chapter.

(p.) Perform or commission such investigations and studies in the field of civil rights, human rights, anti-discrimination laws, and governmental operations as in the judgment of the task force will aid in effectuating the general purposes of this chapter.

(q.) Cooperate with city entities to identify, eliminate and prevent discrimination in governmental operations.

(r.) Cooperate with governmental and non-governmental agencies and organizations having like or kindred interests or functions.

(s.) Recommend mechanisms for collaboration between city entities and non-governmental agencies or organizations to aid in carrying out the purposes of this chapter.

(t.) Appoint such employees and agents including from non-governmental sectors as it deems to be necessary to carry out its functions, powers and duties and assign to such persons any of such functions, powers and duties; provided, however, that the task force may not delegate its power to adopt rules. The task force's appointment and assignment powers as set forth in this subdivision may be exercised by the chairperson of the task force.

(u.) Recommend to the council legislation to aid in carrying out the purposes of this chapter.

(v.) Submit an annual report to the council about implementation of the provisions of this chapter.

(w.) Issue publications and reports regarding the work of the task force.

(x.) Publish written reports on each city entities human rights analysis and action plan

(y.) Develop and recommend to the council, the mayor and city entities additional guidelines as in the judgment of the task force will aid in effectuating the general purposes of this chapter.

(z.) Take such other actions as are necessary and proper to carry out the purposes of this chapter.

(3.) Each city entity shall share information with the task force pursuant to the provisions of this chapter, provided that no information shall be provided to the task force that could compromise the safety of the public or of any member, officer, official, or staff of any city entity.

§3. Application. This legislation shall apply to all city entities, including private entities to the extent that they contract with a city entity to perform City services and/or administer City programs. For purposes of complying with the provisions of this chapter related to the local human rights analysis, pursuant to section 8-1106 of this chapter, private entities shall provide information and data as required by the city entity that contracted with the private entity.

§4. Severability. If any provision of this bill or any other provision of this local law, or any amendments thereto, shall be held invalid or ineffective in whole or in part or inapplicable to any person or situation, such holding shall not affect, impair or invalidate any portion of or the remainder of this local law, and all other provisions thereof shall nevertheless be separately and fully effective and the application of any such provision to other persons or situations shall not be affected.

§5. Construction. In the event of conflict between any provision of this chapter and existing law such that this chapter would abridge, affect, diminish or otherwise lessen the rights or protections therein, existing law shall govern.

§6. Effective Date. This local law shall become effective one hundred eighty days after the date of enactment.

Referred to the Committee on Civil Rights.

Int. No. 284

By Council Members Foster, Mealy, Mendez, Williams and Nelson.

**A Local Law to amend the administrative code of the city of New York, in relation to designating community liaisons for city homeless shelters and transitional housing.**

Be it enacted by the Council as follows:

Section 1. Chapter three of title 21 of the administrative code of the city of New York is amended by adding a new section 21-316 to read as follows:

§21-316. *Community Liaisons.*

a. *Definitions.* For purposes of this section, the following terms shall have the following meanings:

1. "Community liaison" means at least one individual designated by a covered agency to discuss issues affecting any facility that provides transitional housing and

to advise the facility on how best to facilitate productive communication and collaboration between the facility and its residents and the local community.

2. "Covered agency" means the department of homeless services, the human resources administration, and the department of youth and community development.

b. Every covered agency shall designate, at a minimum, one individual to serve as a community liaison.

c. Every covered agency shall establish a plan to implement the responsibilities of each community liaison. Such a plan shall include, but not be limited to, a mechanism for the community liaison to invite input from local non-profit social service providers, members of the business community, representatives of faith-based organizations, elected officials, community planning board members, facility residents and other concerned members of the community.

d. Within 45 days of the effective date of the local law that added this section, every covered agency that is providing transitional housing at the time the local law that added this section takes effect shall submit to the speaker of the city council the plan that was established to implement the responsibilities of each community liaison.

§2. This local law shall take effect 180 days after its enactment.

Referred to the Committee on General Welfare.

State Legislation Res. No. 10

**State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Huntley, S.8172, and Committee on Rules (at request of Assembly Member Brennan), A.11467, "AN ACT to amend the New York city charter, in relation to docketing of decisions and orders of the administrative tribunal of the New York city taxi and limousine commission".**

By Council Members Foster and Williams.

**Whereas**, bills have been introduced in the New York State Legislature by Senator Huntley, S. 8172, and Committee on Rules (at request of Assembly Member Brennan), A.11467, "AN ACT to amend the New York city charter, in relation to docketing of decisions and orders of the administrative tribunal of the New York city taxi and limousine commission"; and

**Whereas**, the enactment of the above State Legislation requires the concurrence of the Council of the City of New York as the local legislative body; now, therefore, be it

**Resolved**, that the Council of the City of New York, in accordance with the provisions of Section 2 of Article 9 of the Constitution of the State of New York, does hereby request the New York State Legislature to enact into law the aforesaid pending bills.

Adopted by the Council (preconsidered and adopted by the Committee on State and Federal Legislation).

State Legislation Res. No. 11

**State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Peralta, S.8361, and Assembly Members Brennan, Pheffer, Scarborough, Aubry, Millman, Lancman, Rosenthal, and Espaillat, et al., A.6138-B, "AN ACT to amend the New York city charter, in relation to authorizing the city of New York to sell to abutting property owners real property owned by such city, consisting of tax lots that cannot be independently developed due to the size, shape, configuration and topography of such lots and the zoning regulations applicable thereto; and providing for the repeal of such provisions upon expiration thereof".**

By Council Members Foster and Williams.

**Whereas**, bills have been introduced in the New York State Legislature by Senator Peralta, S.8361, and Assembly Members Brennan, Pheffer, Scarborough, Aubry, Millman, Lancman, Rosenthal, and Espaillat, et al., A.6138-B, "AN ACT to amend the New York city charter, in relation to authorizing the city of New York to sell to abutting property owners real property owned by such city, consisting of tax lots that cannot be independently developed due to the size, shape, configuration and topography of such lots and the zoning regulations applicable thereto; and providing for the repeal of such provisions upon expiration thereof"; and

**Whereas**, the enactment of the above State Legislation requires the concurrence of the Council of the City of New York as the local legislative body; now, therefore, be it

**Resolved**, that the Council of the City of New York, in accordance with the provisions of Section 2 of Article 9 of the Constitution of the State of New York, does hereby request the New York State Legislature to enact into law the aforesaid pending bills.

Adopted by the Council (preconsidered and adopted by the Committee on State and Federal Legislation).

State Legislation Res. No. 12

**State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Savino, S.6298-A, and Assembly Member Brook-Krasny, A.9478-A, “AN ACT to authorize the city of New York to discontinue the use as park-land of parcels of real property in the borough of Brooklyn in exchange for the dedication of certain other lands in the borough of Brooklyn for park purposes in furtherance of a comprehensive development plan for Coney Island”.**

By Council Member Foster.

**Whereas**, bills have been introduced in the New York State Legislature by Senator Savino, S.6298, and Assembly Member Brook-Krasny, A.9478, “AN ACT to authorize the city of New York to discontinue the use as park-land of parcels of real property in the borough of Brooklyn in exchange for the dedication of certain other lands in the borough of Brooklyn for park purposes in furtherance of a comprehensive development plan for Coney Island”; and

**Whereas**, the enactment of the above State Legislation requires the concurrence of the Council of the City of New York as the local legislative body; now, therefore, be it

**Resolved**, that the Council of the City of New York, in accordance with the provisions of Section 2 of Article 9 of the Constitution of the State of New York, does hereby request the New York State Legislature to enact into law the aforesaid pending bills.

Adopted by the Council (preconsidered and adopted by the Committee on State and Federal Legislation).

Int. No. 285

By Council Members Gennaro and Crowley.

**A Local Law to amend the administrative code of the city of New York, in relation to submission of demolition plans.**

Be it enacted by the Council as follows:

Section 1. Section 3306.5.1.1 of the New York city building code is amended to read as follows:

**§3306.5.1.1 Submittal documents for full or partial demolition using mechanical equipment other than handheld.** Submittal documents for full or partial demolition using mechanical equipment other than handheld shall be signed, sealed and submitted *only* by an engineer [..], *except that for any building that is three stories or fewer and that is detached from all other buildings such documents may be submitted instead by any registered design professional.*

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

Referred to the Committee on Housing and Buildings.

Res. No. 305

**Resolution calling on the Governor and the Public Service Commission to distribute funds available through the State’s Renewable Portfolio Standards program in a more geographically equitable manner.**

By Council Members Gennaro, Fidler and Nelson.

**Whereas**, New York State’s Renewable Portfolio Standard (RPS) program was created in 2004 by order of the Public Service Commission; and

**Whereas**, The 2004 order established a goal that 25% of statewide electricity should come from renewable sources by 2015, and a 2009 mid-course review of the program revised that goal up to 30%; and

**Whereas**, A fee is assessed on New Yorkers’ utility bills to fund the program, and RPS monies are then used to provide financial support for renewable energy projects; and

**Whereas**, Both large-scale projects (Main Tier Projects) and smaller scale projects (Customer-Sited Tier) qualify for RPS funds; and

**Whereas**, The RPS program has proved to be an effective means of encouraging renewable energy development and decreasing New York’s dependence on fossil fuels; and

**Whereas**, The 2009 mid-course report, however, showed that the vast majority of RPS funding has been distributed to renewable energy projects upstate, with no large-scale Main Tier renewable energy projects currently being undertaken in or around New York City; and

**Whereas**, The Public Service Commission’s mid-course report noted this geographic imbalance, and ruled in an April 2010 order that \$30 million annually would be allocated specifically to downstate projects; and

**Whereas**, This amount, however, remains far smaller than the amount that downstate residents, particularly New York City ratepayers, contribute to the RPS program through the surcharge on their utility bills; and

**Whereas**, Funding renewable energy projects in New York City is important for economic development as New York City attempts to attract and keep green businesses in the City; and

**Whereas**, Renewable energy projects in and around New York City will be closer to the area with the greatest demand for electricity in the entire State, thereby ensuring efficiency gains through reduced transmission needs for renewable energy that is generated; and

**Whereas**, All of New York City and many of the counties surrounding it are out of attainment with federal air quality standards, further enhancing the benefits of locating clean energy generation projects downstate; and

**Whereas**, The Public Service Commission should take steps to create greater geographic equity in the distribution of Renewable Portfolio Standards funds, and Governor David Paterson should take an active role in ensuring that this is done; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the Governor and the Public Service Commission to distribute funds available through the State’s Renewable Portfolio Standards program in a more geographically equitable manner.

Referred to the Committee on Environmental Protection.

Res. No. 306

**Resolution calling upon the New York State Assembly to pass A. 2768, the New York State Senate to introduce and pass similar legislation, and the Governor to sign such legislation into law, amending the social services law in relation to animal abuse reporting.**

By Council Members Gonzalez and Nelson.

**Whereas**, Child Protective Services (CPS) workers are charged with the responsibility of investigating child abuse and maltreatment reports that are called into the State Central Registry (SCR); and

**Whereas**, There is less public awareness about the Humane Law Enforcement (HLE) officers of the American Society for the Prevention of Cruelty to Animals (ASPCA), who in their work with animals parallel the function of CPS workers; and

**Whereas**, HLE officers are charged with the responsibility of investigating animal abuse and maltreatment reports that are filed with the New York City Police Department or the ASPCA Law Enforcement department; and

**Whereas**, A. 2768, which recognizes the linkage between child abuse and animal abuse, would require that persons charged with enforcing the law prohibiting cruelty to animals cause a report to be made when, in the performance of their duties, such a person has reasonable cause to believe that abuse or maltreatment of a child has also occurred; and would also provide that a person charged with the responsibility of filing a report of child abuse or maltreatment must, if there is an animal in the home, also file a report of suspected animal abuse or maltreatment; and

**Whereas**, A recent New York Times article entitled “Animal Abuse As Clue to Additional Cruelties,” states that, responding to growing evidence that people who abuse animals often go on to attack humans, eight states now have laws that require or authorize child or spousal abuse officers and animal control officers to inform each other when they find something potentially amiss in a home; in this same article the director of legislative affairs for the Animal Legal Defense Fund is quoted

as saying, “[w]hat has changed over the past few years is the recognition that animal abuse is often a warning sign for other kinds of violence and neglect”; and

**Whereas**, The underlying premise of A. 2768 is that a person who would abuse an animal is more likely to abuse a child and a person who would abuse a child is more likely to abuse an animal; and

**Whereas**, Assembly bill A. 2768 recognizes the existing link between animal and child abuse as demonstrated by recent studies and would prevent these cruel acts from going unnoticed and unaddressed; and

**Whereas**, An American Humane Association survey of pet-owning families with substantiated child abuse and neglect cases found that animals were abused in 88 percent of homes where child physical abuse was present; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the New York State Assembly to pass A. 2768, the New York State Senate to introduce and pass similar legislation, and the Governor to sign such legislation into law, amending the social services law in relation to animal abuse reporting.

Referred to the Committee on General Welfare.

Int. No. 286

By Council Members James, Chin, Fidler, Lander, Mealy, Mendez, Nelson, Williams, Foster and Mark-Viverito.

**A Local Law in relation to the creation of a temporary task force to review outsourcing by city agencies.**

Be it enacted by the Council as follows:

Section 1. a. There shall be a temporary task force to review outsourcing by city agencies.

b. Definitions. For purposes of this section, the following terms shall have the following meanings:

1. “Agency” shall mean a city, county, borough, or other office, position, administration, department, division, bureau, board or commission, or a corporation, institution or agency of government, the expenses of which are paid in whole or in part from the city treasury.

2. “Client services” shall mean services contracted for by the city of New York on behalf of third-party clients, including social services, health or medical services, housing and shelter assistance services, legal services, employment assistance services, and vocational, educational, or recreational programs.

3. “Construction services” shall mean services in connection with the construction, reconstruction, demolition, excavation, renovation, alteration, improvement, rehabilitation, or repair of any building, facility or real property, not including construction management services.

4. “Professional services” shall mean services that require specialized skills and the exercise of judgment, including but not limited to accountants, lawyers, doctors, computer programmers and consultants, architectural and engineering services, and construction management services.

5. “Standard services” shall mean services other than client, construction and professional services.

c. There is hereby established a temporary task force to analyze whether or not contracting out the performance of standard and professional services by city agencies to private companies is more cost effective than having the services performed by city employees and to provide a report with recommendations based on its analysis to ensure that the city outsources these services only when it is fiscally prudent to do so. The analysis shall not include a review of contracts for client services or construction services. At a minimum, the task force’s research in connection with its work shall include review and analysis of the following:

1. The total value of contracts for standard and professional services entered into by city agencies in each of the last five fiscal years;

2. Whether or not cost savings were realized as a result of city agencies contracting out standard and professional services in each of the last five fiscal years instead of having the same services performed by city workers;

3. Analysis of any trend or pattern of contract spending by city agencies for standard and professional services in the last five fiscal years;

4. The processes that agency contracting personnel utilize to determine whether or not to contract out standard and professional services; and

5. Training programs for all agency contracting personnel regarding the process utilized to determine whether or not to contract out standard and professional services to private companies.

d. The task force shall consist of seven members as follows:

1. Four members shall be appointed by the mayor, provided that at least one member shall be a representative from a municipal labor union;

2. Three members shall be appointed by the speaker of the council, provided that at least one member shall be a representative from an independent good government group or organization; and

3. The director of the independent budget office shall serve ex officio.

e. At its first meeting, the task force shall select a chairperson from among its members by majority vote of the task force. Membership on the task force shall not constitute the holding of a public office and members of the task force shall not be required to take and file oaths of office before serving on the task force.

f. No person shall be ineligible for membership on the task force because such person holds any public office, employment or trust, nor shall any person be made ineligible for or forfeit such person’s right to any public office, employment or trust by reason of such appointment.

g. The task force may request and shall receive information from any agency as it may deem necessary to carry out the provisions of this section, in accordance with applicable laws, rules and regulations. Nothing in this section shall be construed as limiting any right or obligation of agencies pursuant to the public officers law. Subject to appropriation, the mayor shall make available adequate resources for a thorough and complete review of the matters set forth by this section, including proper staffing of the task force.

h. No later than twelve months from the date all seven members of the task force are appointed, the task force shall submit to the mayor and the speaker of the council a report that shall include the findings and legislative and policy recommendations based upon its review.

i. The task force shall dissolve upon submission of the report required by subdivision h of this section.

§. 2. This local law shall take effect 60 days after its enactment provided, however, that it shall be deemed repealed on the day that the report required by subdivision h is submitted.

Referred to the Committee on Contracts.

Res. No. 307

**Resolution calling upon the Mayor of the City of New York to declare a state of emergency with respect to the HIV/AIDS crisis in the black MSM community in New York City, and urging the Department of Health and Mental Hygiene to take necessary actions to address such health emergency.**

By Council Members James, Fidler, Mendez, Williams, Foster and Nelson.

**Whereas**, Since the HIV/AIDS epidemic began in the United States during the 1980s, men are the population group most affected by HIV and AIDS, particularly men who have sex with other men (MSM); and

**Whereas**, According to the Centers for Disease Control and Prevention (CDC) and the New York City Department of Health and Mental Hygiene (DOHMH), in 2006, men represented 73 percent of HIV/AIDS diagnoses nationally, and 69.7 percent of such diagnoses in New York City; and

**Whereas**, The CDC has also reported that male-to-male sexual contact is the most common mode of transmission for HIV and AIDS in the United States, accounting for 50 percent of the diagnoses for all adults and adolescents and 67 percent for males in 2006; and

**Whereas**, In addition to gender impact differences, racial disparities exist with regard to HIV infection rates; and

**Whereas**, The CDC has reported that the HIV/AIDS epidemic is a health crisis in the black community, as blacks, particularly black MSM, are disproportionately affected by HIV/AIDS as compared to members of other races and ethnicities; and

**Whereas**, In a CDC study that examined racial/ethnic disparities of HIV/AIDS diagnoses in 2005, blacks accounted for half of all AIDS cases, but only made up approximately 13 percent of the U.S. population; and

**Whereas**, According to the CDC, although the number of HIV diagnoses for MSM decreased during the 1980s and 1990s, statistical data indicates that HIV infection rates continue to increase among the black MSM population; and

**Whereas**, Of all black men living with HIV/AIDS in the United States, 48 percent contracted the disease through male-to-male sexual contact; and

**Whereas**, According to DOHMH, black MSM made up 42 percent of new HIV cases among males in New York City in 2006; and

**Whereas**, According to the CDC and the National Minority Aids Council, black MSM are less likely to identify as gay or disclose their sexual behavior to others because of the stigma attached to homosexuality, which has deterred such individuals from seeking appropriate health care and obtaining HIV testing; and

**Whereas**, Recent data by the CDC also indicated that compared to other racial/ethnic groups, black MSM are more likely to be diagnosed with HIV in the advanced stages after the infection has already progressed into AIDS, and are less likely to be aware of their HIV status prior to diagnosis; and

**Whereas**, These findings suggest that HIV-positive black MSM may not be accessing antiretroviral treatment and may be unknowingly transmitting HIV to sexual partners, indicating an urgent need to increase access for this population to

HIV testing and quality health care services through which a diagnosis can be made earlier; and

**Whereas**, In keeping with the mission of DOHMH to protect and promote the health of all New Yorkers, it is imperative that DOHMH identify, develop and support effective strategies to address the spread of HIV among black MSM; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the Mayor of the City of New York to declare a state of emergency with respect to the HIV/AIDS crisis in the black MSM community in New York City, and urges the Department of Health and Mental Hygiene to take necessary actions to address such health emergency.

Referred to the Committee on Health.

Int. No. 287

By Council Members Lander and Williams.

**A Local Law to amend the administrative code of the city of New York in relation to reducing department of sanitation street cleaning days.**

Be it enacted by the Council as follows:

Section 1. Chapter one of title 16 of the administrative code of the city of New York is amended by adding a new section 16-112.1 to read as follows:

§ 16-112.1 *Reductions in street cleaning. a. For purposes of this section, a "qualifying section" shall mean a section of a community district, subdivided pursuant to section 16-111 of this chapter, which receives more than one weekly department street cleaning and achieves a cleanliness acceptability rating under the mayor's office of operations scorecard program that is equal to or greater than an average score of ninety percent over a period of twenty-four consecutive months.*

*b. Subject to the provisions of subdivision c of this section, where a section of a community district qualifies in accordance with the provisions of subdivision a of this section, the department shall reduce the frequency of street cleaning by one day each week for such qualifying section.*

*c. (1) Where the department determines that a section qualifies for reduced street cleaning under the provisions of subdivisions a and b of this section, the department shall within thirty days notify the community board for the community district in which such qualifying section is located. Within sixty days of such notification or five days after the first meeting of the community board subsequent to such notification, whichever date is later, such community board may notify the department of its request to decline the proposed street cleaning reduction. (2) Notwithstanding the provisions of subdivision b of this section, where a community board notifies the department that it does not want a reduction in the frequency of street cleaning, the department shall have the authority to maintain the existing frequency of street cleaning.*

*d. In qualifying sections where the department has reduced street cleaning pursuant to subdivisions b and c of this section, the department shall restore full street cleaning if any such section fails to achieve a score based on the mayor's office of operations scorecard program equal to or greater than ninety percent for three consecutive months, or if the average score for such section over a period of twenty-four consecutive months falls below ninety percent.*

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

Referred to the Committee on Sanitation and Solid Waste Management.

Res. No. 308

**Resolution supporting A.8938/S.5878, which would require the New York State Education Commissioner to conduct a statewide audit of compliance for arts instruction and report which schools are not in compliance with State arts education requirements, as well as establish a remediation process for schools that are not in compliance.**

By Council Members Lappin, Brewer, Chin, Fidler, Lander, Mendez, Williams, Levin, Koslowitz and Crowley.

**Whereas**, A substantial body of research demonstrates that a comprehensive arts education helps students learn more effectively in other subject areas, including math, science, reading, and writing; and

**Whereas**, Studies indicate that arts education helps students develop additional skill sets like critical thinking, creative expression, and problem solving; and

**Whereas**, Research has also shown that students who are highly involved in arts programs are much less likely to drop out of school and are more likely to achieve higher levels of academic success in college; and

**Whereas**, Recognizing the importance of arts education, the New York State Education Department (NYSED) mandates arts education requirements to foster more arts instruction in schools throughout the State and City; and

**Whereas**, NYSED requirements for arts education vary according to grade level; and

**Whereas**, At the elementary level, in grades 1-6, NYSED requires that students receive arts instruction in four disciplines including dance, music, theater and visual arts in every grade; and

**Whereas**, At the middle school level, in grades 7 and 8, the NYSED expects that students achieve, by the end of grade 8, one half-unit of study in visual arts and one half-unit of study in music; and

**Whereas**, The NYSED, however, has allowed New York City schools to offer any two of the art forms to meet the requirements; and

**Whereas**, At the high school level, the NYSED requires that all students graduate having taken one unit or two credits of any of the four arts disciplines; and

**Whereas**, High schools have the option of offering a 3 or 5 year sequence in any one of the four art forms.; and

**Whereas**, Moreover, high school students who complete five units in a single art form and successfully complete the exit exam in that art form are eligible to receive a Regents Endorsed Diploma with advanced designation in the arts; and

**Whereas**, The NYSED also requires a weekly time allocation for each grade and that all arts classes be taught by a certified arts teacher; and

**Whereas**, Currently, the State Education Department does not conduct a statewide audit of compliance for arts instruction, nor does not it provide a report that shows which schools are not in compliance; and

**Whereas**, A.8938/S.5878, a bill currently before the New York State Legislature, and sponsored by State Assemblyman Steve Englebright and State Senator José Serrano, would require the State Education Commissioner to conduct a statewide audit of compliance for arts instruction and report which schools are not in compliance with State arts education requirements, as well as establish a remediation process for schools that are not in compliance; and

**Whereas**, The New York City Department of Education (DOE) began its first Annual Arts in Schools Report for the 2006-2007 school year in order to track arts education offerings in New York City public schools; and

**Whereas**, DOE's 2006-2007 Annual Arts in Schools Report revealed that only 4% of elementary schools and less than half of middle schools in New York City met NYSED arts education requirements; and

**Whereas**, The percentage of elementary schools that met State arts requirements in 2007-2008 increased to 8%, and there was no data available on middle school compliance for that year; and

**Whereas**, According to the 2008-2009 Arts in Schools report, 12% of elementary schools provided arts instruction by arts teachers and cultural organizations in all four disciplines; and

**Whereas**, The report also revealed that 63% of middle schools met the NYSED requirements for 2008-2009; and

**Whereas**, Overall, New York City high schools have the highest percentage in arts compliance among all grade levels in the City, with 84% in 2008-2009 meeting the minimum requirements (compared to 76% in 2006-2007 and 79% in 2007-2008); and

**Whereas**, Even though the availability of arts instruction throughout the New York City public school system has somewhat increased, many schools still do not meet the arts requirements mandated by the State, particularly elementary and middle schools; and

**Whereas**, Moreover, it is difficult to determine whether New York City public schools are accurately meeting the State's arts education requirements because not all schools are reflected in the reports and the indicators to measure compliance have changed each year; and

**Whereas**, In addition, DOE has not formally established support systems that enable schools to be in compliance; and

**Whereas**, A statewide audit would allow for a standardized evaluation process for arts education compliance, and would appropriately track outcomes; and

**Whereas**, A remediation process would be of particular help to schools finding difficulty in meeting State arts requirements; now, therefore, be it

**Resolved**, That the Council of the City of New York supports A.8938/S.5878, which would require the New York State Education Commissioner to conduct a statewide audit of compliance for arts instruction and report which schools are not in compliance with State arts education requirements, as well as establish a remediation process for schools that are not in compliance.

Referred to the Committee on Education.

Res. No. 309

**Resolution calling upon the Metropolitan Transportation Authority to institute a public recycling program in all of its transit facilities within New York City.**

By Council Members Lappin, Brewer, Chin, Fidler, Koslowitz, Lander, Mendez, Nelson, Williams and Mark-Viverito.

**Whereas**, The Metropolitan Transportation Authority (MTA) does not provide separate recycling receptacles for paper, metals, glass and plastic, as the transit systems in cities such as Chicago, Washington, Boston, Montreal and San Francisco have done; and

**Whereas**, According to a press release by the Chicago Transit Authority (CTA), CTA partnered with the Chicago Tribune to install 285 recycling bins at 112 locations and collected over 230 tons of newspaper annually from customers to continue their efforts for a cleaner environment; and

**Whereas**, The MTA does perform post-collection separation which includes picking through the trash after it is collected to separate recyclables; and

**Whereas**, Recyclables that are mixed in with food waste and other trash before being separated can lead to higher levels of contaminated recyclables; and

**Whereas**, Recycling has proven to be a relatively inexpensive and environmentally sound way to reduce waste; and

**Whereas**, New York City has implemented curbside recycling programs throughout many communities in the five boroughs; and

**Whereas**, These programs include the collection of newspapers, magazines, corrugated boxes, metal and glass and the residents within these communities have been active and enthusiastic participants; and

**Whereas**, At present, thousands of newspapers and other recyclables are disposed of in regular receptacle bins containing trash in subway stations throughout the City everyday as commuters leave their trains; and

**Whereas**, Creating a separate recycling program for discarded newspapers and other recyclables in subway stations would further reduce the City's waste stream; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the MTA to institute a public recycling program in all of its transit facilities within New York City.

Referred to the Committee on Transportation.

State Legislation Res. No. 13

**State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Krueger and Squadron, S.4528-A, and Assembly Member Kavanagh, A.407-A, "AN ACT to amend the administrative code of the city of New York, in relation to the use of bicycles for commercial purposes"**.

By Council Members Lappin, Foster and Chin.

**Whereas**, bills have been introduced in the New York State Legislature by Senators Krueger and Squadron, S.4528-A, and Assembly Member Kavanagh, A.407-A, "AN ACT to amend the administrative code of the city of New York, in relation to the use of bicycles for commercial purposes"; and

**Whereas**, the enactment of the above State Legislation requires the concurrence of the Council of the City of New York as the local legislative body; now, therefore, be it

**Resolved**, that the Council of the City of New York, in accordance with the provisions of Section 2 of Article 9 of the Constitution of the State of New York, does hereby request the New York State Legislature to enact into law the aforesaid pending bills.

Adopted by the Council (preconsidered and adopted by the Committee on State and Federal Legislation).

Int. No. 288

By Council Members Nelson, Gonzalez and Foster.

**A Local Law to amend the administrative code of the city of New York, in relation to the removal of snow, ice, dirt, and other material from fire hydrants.**

Be it enacted by the Council as follows:

Section 1. Declaration of legislative findings and intent. The Council of the City of New York hereby finds that fire hydrants covered with snow, ice, dirt, or other material pose a danger to the public and to the members of the New York City Fire Department. The Council finds that when firefighters arrive at the scene of a fire they must be able to see the closest fire hydrant. The Council seeks to address this problem by

requiring property owners or tenants to remove snow, ice, or dirt from fire hydrants on their property.

2. Subdivision a of section 16-123 of the administration code of the city of New York is amended to read as follows:

Section 16-123 Removal of snow, ice and dirt from sidewalks *and fire hydrants*; property owners' duties. a. Every owner, lessee, tenant, occupant, or other person, having charge of any building or lot of ground in the city, abutting upon any street where the sidewalk is paved, shall, within four hours after the snow ceases to fall, or after the deposit of any dirt or other material upon such sidewalk *and any fire hydrant on such sidewalk*, remove the snow or ice, dirt, or other material from the sidewalk [and] , gutter, *and any fire hydrant on such sidewalk*, the time between nine post meridian and seven ante meridian not being included in the above period of four hours. Such removal shall be made before the removal of snow or ice from the roadway by the commissioner or subject to the regulations of such commissioner. In the boroughs of Queens and Staten Island, any owner, lessee, tenant or occupant or other person who has charge of any ground abutting upon any paved street or public place, for a linear distance of five hundred feet or more, shall be considered to have complied with this section, if such person shall have begun to remove the snow or ice from the sidewalk [and], gutter, *and any fire hydrant on such sidewalk* before the expiration of such four hours and shall continue and complete such removal within a reasonable time.

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

Referred to the Committee on Sanitation and Solid Waste Management.

Res. No. 310

**Resolution calling upon the Office of Court Administration to publish information about landlord/tenant proceedings in the Housing Part of the New York City Civil Court by Social Security Number and not by name in order to reduce errors.**

By Council Member Nelson.

**Whereas**, The Housing Part of the New York City Civil Court, generally referred to as the "Housing Court", handles residential landlord and tenant cases with over 300,000 cases filed each year; and

**Whereas**, According to the Civil Court of the City of New York, the majority of the cases filed in Housing Court are non-payment cases, compared to holdovers, and many non-payment cases are based on a tenant's withholding rent because of a landlord's failure to repair the apartment or provide required services; and

**Whereas**, The Office of Court Administration (OCA) currently sells respondent names and summary of the proceedings of every New York City Housing Court case and transmits them electronically to tenant screening bureaus; and

**Whereas**, Tenant screening bureaus prepare reports that include credit ratings, criminal records, history of court appearances, and employment history and sell this data to other companies and prospective landlords; and

**Whereas**, The tenant screening reports, which are used by many landlords in deciding whether or not to rent to prospective tenants, may result in tenants being unjustifiably blacklisted because such reports contain incomplete or inaccurate information; and

**Whereas**, One way to ensure that data on the reports is as accurate as possible is to organize the data by Social Security Number instead of by name; and

**Whereas**, By organizing the data by Social Security Number instead of by name, OCA may help reduce inaccurate or incomplete reports as Social Security Numbers are unique; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the Office of Court Administration to publish information about landlord/tenant proceedings in the Housing Part of the New York City Civil Court by Social Security Number and not by name in order to reduce errors.

Referred to the Committee on Housing and Buildings.

Res. No. 311

**Resolution calling upon the New York State Legislature to pass, and the Governor to sign, A. 5959/S. 4122, which repeals Chapter 5 of the Laws of 1999 and authorizes a city having a population of one million or more to impose the city earnings tax on non residents.**

By Council Members Nelson and Fidler.

**Whereas**, The economic slowdown has resulted in a substantial budget shortfall in the city of New York, which is facing a forecasted Operating Deficit of \$3.3 billion in fiscal year 2011, growing to \$3.8 billion in fiscal year 2012 and to over \$5.4 billion by fiscal year 2014; and

**Whereas,** In such financial times, the city of New York must consider alternate revenue sources to generate the funds needed to avoid devastating service cuts; and

**Whereas,** From 1971 to 1999, the city of New York had an earnings tax on nonresidents who produce an income within the city (“The New York City Commuter Tax”); and

**Whereas,** This New York City Commuter Tax was repealed in 1999 by Chapter 5 of the Laws of 1999; and

**Whereas,** New York State bill A. 5959/S. 4122, which was introduced in the New York State Assembly and Senate on February 23, 2009 and April 14, 2009, respectively, would restore the New York City Commuter Tax, by repealing Chapter 5 of the Laws of 1999 and by amending the General City Law to provide for a city earnings tax on nonresidents; and

**Whereas,** According to the February 2010 *Budget Options for New York City* report, published by the New York City Independent Budget Office, reinstatement of the New York City Commuter Tax would bring in an estimated \$694 million for fiscal year 2011, which is much needed revenue; and

**Whereas,** In addition to financial considerations, tax equity considerations also support the reinstatement of the commuter tax; and

**Whereas,** Specifically with regards to equity, persons who work in the City, both residents and non-residents alike, rely on police, fire, sanitation, transportation, and other City services and should assume some of the cost of providing such services; and

**Whereas,** A 2001 *New York State Network for Economic Research* report found that commuters cost the City between 2.2 and 3.8 percent of the City's budget, or between \$1.2 and \$1.9 billion annually; and

**Whereas,** The current income tax structure also provides a distortionary incentive favoring out-of-city labor over City labor, and the commuter tax works to offset that distortion; and

**Whereas,** According to the Memorandum in Support of A. 5959/S. 4122, other large cities impose commuter taxes and New York City's was modest in comparison; and

**Whereas,** By passing A. 5959/S. 4122 and restoring the tax on nonresidents, New York City will restore a more equitable taxation system, preserve essential services used by all people in the city such as fire, police, sanitation, and mitigate the harm to the City's long term fiscal health; now, therefore, be it

**Resolved,** That the Council of the City of New York calls upon the New York State Legislature to pass, and the Governor to sign, A. 5959/S. 4122, which repeals Chapter 5 of the Laws of 1999 and authorizes a city having a population of one million or more to impose the city earnings tax on non residents.

Referred to the Committee on Finance.

Res. No. 312

**Resolution calling upon the New York State Legislature to pass A. 368 and S. 2162, which would permit participation in an advanced degree program to count towards the required work participation rate for public assistance recipients.**

By Council Members Palma, Brewer, Chin, Gonzalez, Lander, Mendez, Sanders, Williams, Lappin and Mark-Viverito.

**Whereas,** According to the United States Census Bureau (Census Bureau), people who have a high school diploma earn between \$25,900 and \$30,400 per year; and

**Whereas,** College graduates earn on average between \$45,400 and \$52,200; and

**Whereas,** The Census Bureau report titled “The Big Payoff: Educational Attainment and Synthetic Estimates of Work Life Earnings” (July 2002) (the “Report”) also states that “over a work-life, individuals who have a bachelor's degree would earn on average \$2.1 million - about one third more than workers who did not finish college, and nearly twice as much as workers with only a high school diploma;” and

**Whereas,** The Report substantiates the idea that the more education that one attains the more money one will make in one's lifetime; and

**Whereas,** A recent study that updates the Census Bureau study, published in the *Journal of Student Financial Aid*, finds that “the added value of a bachelor's degree over a high school diploma or GED has increased to \$1.2 million in 2005 from \$910,000 in 1997-1999;” and

**Whereas,** Some argue that the cost of paying for a college education is a significant impediment to a strong financial future because students graduate with significant amounts of debt, a topic that the Report addresses by challenging the federal government to convert loans into grants; and

**Whereas,** The report also shows that the cost of a college education has the equivalent of a 27% rate of return on investment; and

**Whereas,** The income gained for students translates into “an additional \$133,000 in cumulative federal income tax revenue” and increase in tax revenues of 14%; and

**Whereas,** The financial benefits to individuals obtaining higher levels of education is clear because of the direct increases to income; and

**Whereas,** Alan Wolfe, author of “One Nation, After All,” writes that Americans believe that government should be “a temporary, limited, but always reliable source of support when hard times hit, as most Americans understand they will;” and

**Whereas,** Government should encourage citizens to be productive with their skills and talents so that citizens can establish themselves in a given profession and have stable self sufficient incomes; and

**Whereas,** In general, people apply for public benefits when they have fallen on hard times; and

**Whereas,** When people fall on hard times and are forced as a last resort to enroll in public assistance the assessment process regarding options should be exhaustive; and

**Whereas,** If during the assessment process it is discovered that professional advancement would require the participant to obtain additional education including, possibly, a four year degree this option should be made available to the recipient; and

**Whereas,** Current federal rules for Temporary Assistance to Needy Families (TANF) require that 50 percent of adults in families receiving cash assistance or other basic needs assistance from TANF-funded programs be engaged in approved work activities for at least 30 hours per week; and

**Whereas,** At least 20 of the 30 hours of required work must be devoted to core activities including unsubsidized employment, subsidized private sector employment, subsidized public sector employment, work experience (a work activity performed in return for welfare benefits), on-the-job-training, job search and job readiness, community service, vocational educational training, or providing child care services; and

**Whereas,** The remaining 10 hours may be used in three non-core activities that include 1) job skills directly related to employment, 2) education directly related to employment, in the case of a recipient who has not received a high school diploma or certificate of high school equivalency, or 3) satisfactory attendance at a secondary school or in course of study leading to a certificate of general equivalence, in the case of a recipient who has not completed secondary school or received such a certificate; and

**Whereas,** Assisting public assistance recipients to reach self-sufficiency has long been a goal of welfare reform; and

**Whereas,** Allowing welfare recipients to get additional education is likely to result in such recipients attaining gainful employment after graduation; and

**Whereas,** While additional educational opportunities may not immediately result in public assistance recipients obtaining employment, it will increase future career opportunities, and benefit both the long term health of the individual and the New York City economy because former welfare recipients will become self reliant taxpayers; and

**Whereas,** Assembly bill 368 and Senate bill 2162 would change the state requirements to allow public assistance recipients to pursue advanced education degrees and to allow the time spent pursuing degrees to count towards the work participation rate for which the state is held accountable; and

**Whereas,** Changing the state law to align with federal law around education would make a four year education a real and viable option for New Yorkers currently on public assistance; and

**Whereas,** Such a change could permit public assistance recipients to attend college, graduate, and increase their future earning potential by becoming professionals in their desired fields of employment; and

**Whereas,** Allowing public assistance recipients to pursue higher education could increase the likelihood that low-income families would be able to provide for themselves without having to rely on government benefits; and

**Whereas,** A skilled, gainfully employed workforce strengthens the local economy by reducing the welfare rolls and increasing tax revenues for the federal, state, and local governments; and

**Whereas,** A common objection raised against this bill is its apparent provision of a benefit to low income families that is not being provided to the middle class; and

**Whereas,** It is important to note, however, that this bill does not require the government to pay the tuition required to attend a four year institution; and

**Whereas,** Public assistance recipients would have to go through the same application procedures that any other applicant would have to follow in order to enroll in a four year college or to receive the necessary funding and financial aid to pursue a college education; now, therefore, be it

**Resolved,** That the Council of the City of New York calls upon the New York State Legislature to pass A. 368 and S. 2162, which would permit participation in an advanced degree program to count towards the required work participation rate for public assistance recipients.

Referred to the Committee on General Welfare.

Int. No. 289

By The Public Advocate (Mr. de Blasio) and Council Member Williams.

**A Local Law to amend the administrative code of the city of New York, in relation to requiring the taxi and limousine commission to issue quarterly reports to the council and the public advocate detailing the fines and vehicle license revocations issued by the commission.**

Be it enacted by the Council as follows:

Section 1. Section 19-506 of the administrative code of the city of New York is amended by adding a new subdivision k to read as follows:

*k. Reporting number of fines and vehicle license revocations by the commission. The commission shall submit quarterly reports to the council and the public advocate detailing the fines and vehicle license revocations issued by the commission. Such quarterly reports shall, at minimum, include data on (i) the number of fines issued by the commission; (ii) the number of revoked vehicle licenses as defined in chapter five of title nineteen of the code; and (iii) the reasoning for all fines and revocations of vehicle licenses issued by the commission.*

§2. This local law shall take effect within ninety days of enactment.

Referred to the Committee on Transportation.

Int. No. 290

By The Public Advocate (Mr. de Blasio) and Council Members Brewer, Mendez and Williams.

**A Local Law to amend the New York city charter, in relation to making available to all Parent Associations, Parent Teacher Associations and Community Education Councils the equipment necessary to enable such entities to webcast their meetings**

Be it enacted by the Council as follows:

Section 1. The New York city charter is amended by adding a new section 1063.1 to read as follows:

*§1063.1 Webcast of parent meetings. The New York city department of education shall make available to all parent associations, parent teacher associations and community education councils, webcast technology and equipment necessary to enable such entities to digitally record for webcast all of their public meetings. The technology and equipment made available shall enable live webcast presentations of such public meetings for viewing by members of the applicable parent association, parent teacher association or community education council and shall enable such meetings to be recorded and posted for subsequent access on the internet by such individuals.*

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

Referred to the Committee on Education.

Int. No. 291

By The Public Advocate (Mr. de Blasio) and Council Members Brewer, Chin, Lander, Mealy and Foster.

**A Local Law to amend the building code of the city of New York, in relation to penalties for violating the housing maintenance code by failing to provide adequate heat and hot water.**

Be it enacted by the Council as follows:

Section 1. Paragraph one of subdivision k of section 27-2115 of the administrative code of the city of New York, is amended to read as follows:

(k) (1) Notwithstanding any other provision of law, a person who violates section 27-2028, subdivision a of section 27-2029, section 27-2031 or section 27-2032 of article eight of subchapter two of this chapter shall be subject to a civil penalty of not less than two hundred fifty nor more than five hundred dollars per day for each violation from and including the date the notice is affixed pursuant to paragraph two of *this subdivision* until the date the violation is corrected and not less than five hundred nor more than one thousand dollars per day for each subsequent violation of such sections at the same dwelling or multiple dwelling [during the same calendar year] that occurs within two consecutive calendar years or, in the case of subdivision a of section 27-2029, during the [same period] periods of October first through May thirty-first over a two-year period. A person who violates subdivision

b of section 27-2029 of [article eight of subchapter two of] this chapter shall be subject to a civil penalty of twenty-five dollars per day from and including the date the notice is affixed pursuant to paragraph two of *this subdivision* until the date the violation is corrected but [no] *not* less than one thousand dollars. There shall be a presumption that the condition constituting a violation continues after the affixing of the notice.

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

Referred to the Committee on Housing and Buildings.

Int. No. 292

By The Public Advocate (Mr. de Blasio) and Council Members Brewer, Chin, Mealy, Mendez, Williams and Nelson.

**A Local Law to amend the administrative code of the city of New York, in relation to requiring the Administration for Children's Services to provide the City Council with certain information regarding subsidized child care centers, including the procedures for closing a child care center, the application process, and child care center vacancy rates.**

Be it enacted by the Council as follows:

Section 1. Chapter 9 of Title 21 of the administrative code of the city of New York is amended by adding new section 21-904 to read as follows:

*§ 21-904. Reports Regarding Child Care Services.*

*1. ACS shall furnish to the speaker of the city council on a quarterly basis, no later than thirty days after the end of each quarter, a report regarding child care services that includes, at a minimum, the following information:*

*a. Any additions or changes that have been made to ACS' procedures relating to: (i) deciding under what circumstances a child care center will be evaluated for possible closure; (ii) the steps taken to prevent the closure of a child care center; and (iii) the manner in which a center will be closed after the steps from item (ii) of this section are followed, including how the employees, enrollees, and parents or caregivers of the enrollees are to be notified of the closure. On the effective date of the local law that added this section, ACS shall submit to the city council its existing procedure(s) relating to items (i) through (iii) of this paragraph.*

*b. A report detailing: (i) the average time elapsed between the submission of an application for child care subsidy to ACS and the placement of a child in child care, disaggregated by borough; (ii) the average time elapsed between the submission of an application for child care subsidy to ACS by a child care center and the placement of a child in child care, disaggregated by borough; and (iii) the average time elapsed between a child care center's request for ACS to provide an appointment for a parent or caregiver to apply for a child care subsidy and the placement of a child in child care, disaggregated by borough.*

*2. ACS shall furnish to the speaker of the city council on a monthly basis a citywide vacancy tracking report by borough and by ACS contracted center-based child care program, which shall include, at a minimum, the name and borough of each ACS contracted center-based child care program and the corresponding number of slots budgeted for that program, its enrollment, and its number of vacancies. Additionally, ACS shall furnish to the speaker of the city council on a monthly basis the average monthly attendance for each of the above-mentioned ACS contracted center-based child care programs. On the effective date of the local law that added this section, ACS shall submit to the city council a report detailing, for the prior two years, the monthly attendance and monthly enrollment figures for each ACS contracted center-based child care program in New York City.*

§2. This local law shall become effective sixty days after its enactment into law.

Referred to the Committee on General Welfare.

Res. No. 313

**Resolution calling upon the New York State Legislature to pass and the Governor to sign, S. 5968-A and A. 8957, which would create 21 additional Family Court judgeships throughout New York State.**

By The Public Advocate (Mr. de Blasio).

**Whereas**, New York State law sets the number of Family Court judges for New York City at 47; and

**Whereas**, S. 5968-A and A. 8957 would create 21 additional Family Court judgeships throughout New York State, which would include 7 judges for the New York City Family Court; and

**Whereas**, This would bring the official number of judges for the New York City Family Court to 54; and

**Whereas**, The Family Court of New York City has in recent years become overburdened due to an increase in combined abuse and neglect filings; and

**Whereas**, Caseloads increased from approximately 1,400 in 2005 to over 2,000 in 2008; and

**Whereas**, A combination of changes in permanency laws in New York State and the untimely death of seven-year-old Nixzmary Brown in January of 2006 caused this influx of Family Court proceedings, creating a demand for additional judges to handle the caseload; and

**Whereas**, On December 21, 2005, New York State enacted new permanency legislation designed to facilitate better and swifter permanency outcomes for children in the foster care system; and

**Whereas**, The 2005 New York State permanency law changed the number of permanency hearings for children in foster care from one per year to two per year, effectively doubling the number of hearings for all parties to child protective cases, including judges, attorneys, foster care caseworkers, and families; and

**Whereas**, Three weeks after the new permanency law was enacted, the death of Nixzmary Brown created a public awareness of the tragedies of child abuse and the responsibility of individuals to report such suspected or known abuses to the State Central Register for proper processing and investigation of the allegations; and

**Whereas**, According to testimony provided by Charles Hynes, the Brooklyn District Attorney, to the City Council on March 31, 2009, the death of Nixzmary Brown and the conviction of her killers has caused a steady increase in the reporting of child abuse; and

**Whereas**, In cases where the Administration for Children's Services, the agency charged with investigating reports of abuse and neglect in New York City, determines that abuse or neglect has occurred or a child is in danger of being abused or neglected, legal proceedings are filed in the Family Court; and

**Whereas**, According to child and family advocates, as well as the Mayor's Criminal Justice Coordinator, the Family Court system lacks adequate judicial resources and requires additional judgeships to sufficiently meet the needs of children and families that come before the court; and

**Whereas**, Advocates also claim that justice for children is often delayed due to the caseloads that Family Court judges must currently handle; and

**Whereas**, The significant increases in filings require an increase in the number of judges available to handle Family Court proceedings; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the New York State Legislature to pass and the Governor to sign, S. 5968-A and A. 8957, which would create 21 additional Family Court judgeships throughout New York State.

Referred to the Committee on General Welfare.

Res. No. 314

**Resolution calling on the Bloomberg Administration to reinvest any savings accrued as a result of the merger between the Department of Juvenile Justice and the Administration for Children's Services into alternative-to-detention and supportive youth services.**

By The Public Advocate (Mr. de Blasio) and Council Members Brewer, Lander, Mendez and Williams.

**Whereas**, The New York City Department of Juvenile Justice ("DJJ") is responsible for providing non-secure and secure detention for alleged juvenile delinquents and secure detention for alleged juvenile offenders whose cases are pending, along with adjudicated juveniles awaiting transfer to state facilities; and

**Whereas**, The New York City Administration for Children's Services ("ACS") is responsible for ensuring the safety and well-being of New York City children; and

**Whereas**, On January 20, 2010, during his State of the City speech, Mayor Michael R. Bloomberg announced an overhaul of the City's juvenile justice system by stating DJJ would be integrated into ACS; and

**Whereas**, The stake impetus for merging both agencies is to increase collaboration and coordination between the juvenile justice system and child welfare providers in order to better serve the overlapping population of youth who have contact with both systems; and

**Whereas**, The projected city savings for merging both agencies is 2.4 million dollars for Fiscal Year 2011; and

**Whereas**, The Administration expects to save approximately five million dollars in Fiscal Year 2011 by reducing the City's use of detention for young people involved within the city's juvenile justice system; and

**Whereas**, The Administration plans on reinvesting 1.8 million dollars from the savings in the expansion of alternative-to-detention ("ATD") programs; and

**Whereas**, The Administration should reinvest more of the 7.4 million dollars in savings into ATD programs; and

**Whereas**, ATD programs intend to provide youth with the opportunity to receive rehabilitative services prior to or upon adjudication and avoid unnecessary detention or incarceration; and

**Whereas**, ATD programs are proven to be more cost-effective than secure detention facilities and, more importantly, provide better outcomes for youth and their families; and

**Whereas**, According to published reports, ATD programs have significantly lower recidivism rates for youth involved in the juvenile justice system as opposed to city and state run secure juvenile detention facilities; and

**Whereas**, It is paramount that the Administration reinvest any and all savings into programs that provide troubled youth involved in the juvenile justice system with the support services they need to avoid future delinquent behavior; now, therefore be it

**Resolved**, That the Council of the City of New York calls on the Bloomberg Administration to reinvest any savings accrued as a result of the merger between the Department of Juvenile Justice and the Administration for Children's Services into alternative-to-detention and supportive youth services.

Referred to the Committee on General Welfare.

Res. No. 315

**Resolution computing and certifying base percentage, current percentage and current base proportion of each class of real property for Fiscal 2011 to the State Board of Real Property Services pursuant to section 1803-a of the Real Property Tax Law.**

By Council Member Recchia.

**Whereas**, on November 24, 2009, the State Board of Real Property Services (the "SBRPS") certified the final state equalization rate, class ratios and class equalization rates for the City's Fiscal 2011 assessment rolls, required by Article 18 of the Real Property Tax Law; and

**Whereas**, Section 1803-a (1) of the Real Property Tax Law, requires the Council to compute and certify, to the SBRPS, for each tax levy, the base percentage, the current percentage and the current base proportion of each class of real property in the City subsequent to the date on which the SBRPS files with the Clerk of the Council a certification setting forth the final state equalization rate, class ratios and class equalization rates for the City's Fiscal 2011 assessment rolls, pursuant to Section 1212 of the Real Property Tax Law; and

**Whereas**, Section 1803-a(1)(c) of the Real Property Tax Law requires that if any increase in the current base proportion for any class of real property, as compared with the previous year's adjusted base proportion for such class of property shall exceed five percent, such excess over five percent must be shifted to any other class of property; and

**NOW, THEREFORE**, be it resolved by The Council of The City of New York as follows:

**Section 1. Computation and Certification of Base Percentages, Current Base Percentages and Current Base Proportions for Fiscal 2011.** (a) The Council hereby computes and certifies the base percentage, the current percentage and the current base percentage for the City's Fiscal 2011 assessment rolls as shown on SBRPS Form RP-6700, attached hereto as Exhibit A and incorporated herein by reference (the "CBP Certificate").

(b) The Clerk of the Council is hereby authorized and directed to execute the CBP Certificate and to file it with the SBRPS after the date on which the SBRPS filed with the Clerk of the Council a certification setting forth the final state equalization rate, class ratios and class equalization rates for the City's Fiscal 2011 assessment rolls, pursuant to Section 1212, Real Property Tax Law.

**Section 2. Effective Date.** This resolution shall take effect as of the date hereof.

**ATTACHMENT: "The CBP Certificate"**

EXHIBIT A

STATE BOARD OF REAL PROPERTY SERVICES  
(Formerly State Board of Equalization and Assessment)  
16 Sheridan Avenue, Albany, NY 12210-2714

RP-6700 (1/05) (Formerly SA6700)

Certificate of Base Percentages, Current Percentages and Current Base Proportions Pursuant to Article 18, RPTL, for the Levy of Taxes on the 2010 Assessment Roll

Special Assessing Unit: \_\_\_\_\_  
Check One to Identify Portion: County \_\_\_\_\_; Village \_\_\_\_\_; Town \_\_\_\_\_; School District \_\_\_\_\_; Special District \_\_\_\_\_  
Name of Portion: \_\_\_\_\_

SECTION I

Class	(A) 1989 Taxable Assessed Value	(B) 1989 Class Equalization Rate	(C) Estimated Market Value A/(B/100)
1	\$7,095,107,684	9.10	\$87,858,326,198
2	19,169,173,444	65.84	21,817,568,952
3	7,366,591,774	37.98	19,395,976,235
4	35,523,026,877	39.69	89,501,201,304
Total	\$70,053,899,779		\$238,573,072,432

SECTION II

Class	(D) Change in Taxable Assessed Value Between 1989 and 1990 Rolls for Parcels Transferred Out of Class	(E) Change in Taxable Assessed Value Between 1989 and 1990 Rolls for Parcels Transferred Into Class	(F) 1990 Change in Level of Assessment Factor for Special Assessing Unit Class	(G) Adjustment Factor for Class Change ((F)/(D))/(A)*1	(H) Adjusted Market Value (C)*(G)	(I) Base Percentage (H/Sum of H)*100
1	\$19,354,077	\$228,360,245	1.0149	1.025720246	\$90,118,255,266	37.5640
2	237,975,755	329,398,302	1.0932	1.003304595	21,955,572,608	17.4884
3	1,368,298,335	0	0.9738	0.814256562	15,703,264,898	6.5831
4	419,700,439	1,581,850,826	1.1086	1.028351198	92,038,843,371	38.3645
Total					\$219,906,138,430	

EXHIBIT A

Determination of Current Percentages

RP-6700 (1/05) (Formerly EA6700)

SECTION III

Class	(J) 2009 Taxable Assessed Value	(K) 2009 Class Equalization Rate	(L) Estimated Market Value J/(K/100)	(M) Current Percentages (L/Sum of L)*100
1	\$15,155,941,182	4.04	\$373,147,058,960	51.2080
2	49,691,315,708	31.40	158,253,234,739	21.6017
3	10,450,753,096	45.00	23,223,895,769	3.1170
4	67,713,490,810	38.48	175,970,610,213	24.0202
Total	\$143,011,700,796		\$728,254,299,681	

SECTION IV

Class	(N) Local Base Proportion	(O) Updated Local Base Proportion N*(M/I)	(P) Prospective Current Base Proportion Column (O) Pro-rated to 100.00	(Q) Adjusted Base Proportion Used for Prior Tax Levy	(R) Percent Difference Between Prior Year Adjusted Base Proportion and Prospective Current Base Proportion ((P)-(Q))*100	(S) Maximum Current Base Proportion (Q * 1.05)	(T) Current Base Proportions for 2010 Roll
1	10.9181	14.8838	17.5403	14.8231	18.33085	15.5643	15.5643
2	25.7608	31.8196	37.4991	37.4672	0.08314	39.3406	37.4681
3	10.3385	4.9785	5.8671	7.5717	-22.51278	7.9503	2.2108
4	52.9826	33.1727	39.0935	40.1380	-2.60227	42.1449	39.7258
Total	100.0000	84.8548	100.0000	100.0000			100.0000

I, the Clerk of the Legislative Body of the special assessing unit identified above, hereby certify that the legislative body determined on June 29, 2010 base percentages, current percentages and current base proportions as set forth herein for the assessment roll and portion identified above.

Signature \_\_\_\_\_  
Title \_\_\_\_\_  
Date \_\_\_\_\_

Adopted by the Council (preconsidered and adopted by the Committee on Finance).

Res. No. 316

Resolution computing and certifying adjusted base proportion of each class of real property for Fiscal 2011 to the State Board of Real Property Services pursuant to Section 1803-a of the Real Property Tax Law.

By Council Member Recchia.

Whereas, on May 25, 2010, pursuant to Section 1514 of the Charter of the City of New York, the Commissioner of the Department of Finance delivered to the Council the certified assessment rolls for all real property assessable for taxation in the City in each borough thereof for the fiscal year beginning on July 1, 2010 and ending on June 30, 2011 ("Fiscal 2011"), a certified copy of which is in the Office of the Clerk of the City pursuant to Section 516, Real Property Tax Law (the "Fiscal 2011 Assessment Rolls"); and

Whereas, pursuant to Section 1803-a (1) of the Real Property Tax Law the Council adopts herewith a resolution in which the Council computed and certified the current base proportion, the current percentage and the base percentage of each class of real property in the City for Fiscal 2011 (the "Current Base Proportion Resolution"); and

Whereas, Section 1803-a (5) of the Real Property Tax Law requires the Council, subsequent to the filing of the final Fiscal 2011 Assessment Rolls, to adjust current base proportions computed pursuant to the Current Base Proportion Resolution to reflect additions to and removals from the Fiscal 2011 Assessment Rolls as described therein (each such current base proportion so adjusted to be known as an "Adjusted Base Proportion"); and

Whereas, within five (5) days upon determination of the Adjusted Base Proportions, Section 1803-a (6) of the Real Property Tax Law, requires the Council to certify, to the State Board of Real Property Services ("SBRPS"), the Adjusted Base Proportion for each class of real property applicable to the City, the assessed value of all property in each class of real property, the net change in assessed value for each class on the Fiscal 2011 Assessment Rolls resulting from the additions to or removals from the Fiscal 2011 Assessment Rolls as described above, and the net change in assessed value for each class on the Fiscal 2011 Assessment Rolls resulting from changes other than those referred to above;

NOW, THEREFORE, be it resolved by The Council of The City of New York as follows:

**Section 1. Computation and Certification of Adjusted Base Proportions and Related Information for Fiscal 2011.** (a) The Council hereby computes and certifies the Adjusted Base Proportion for each class of real property applicable to the City, the assessed value of all property in each class of real property, the net change in assessed value for each class on the Fiscal 2011 Assessment Rolls as described in Section 1803-a (5), Real Property Tax Law, and the net change in assessed value for each class on the Fiscal 2011 Assessment Rolls resulting from changes other than those described in Section 1803-a (5), Real Property Tax Law, as shown on SBRPS Form RP-6702, attached hereto as Exhibit A and incorporated herein by reference (the "ABP Certificate").

(b) The Clerk of the Council is hereby authorized and directed to execute the ABP Certificate and to file it with the SBRPS no later than five (5) days after the date hereof.

**Section 2. Effective Date.** This resolution shall take effect as of the date hereof.

**ATTACHMENT: "The ABP Certificate"**

EXHIBIT A

STATE BOARD OF REAL PROPERTY SERVICES  
(Formerly State Board of Equalization and Assessment)  
16 Sheridan Avenue, Albany, NY 12210-2714

RP-67021195 (Formerly EA6702)

EXHIBIT A

RP-67021195 (Formerly EA6702)

Certificate of Adjusted Base Proportions Pursuant to Article 18, RPTL,  
for the 2010 Assessment Roll

Special Assessing Unit \_\_\_\_\_  
Check One to Identify Portion: County, X, Town, Village, Town Outside Village Area, School District, Special District \_\_\_\_\_  
Name of Portion \_\_\_\_\_  
Reference Roll 2009; Levy Roll 2010

Determination of Portion Class Net Change in Assessed Value due to Physical and Quantity Changes,  
Equalization Changes and Computation of Class Change in Level of Assessment Factor

SECTION I

Class	(A) Total Assessed Value on the Reference Roll	(B) Total Assessed Value of Physical and Quantity Increases Between Reference Roll and Levy Roll	(C) Total Assessed Value of Physical and Quantity Decreases Between Reference Roll and Levy Roll	(D) Net Assessed Value of Physical and Quantity Changes (B-C)	(E) Surviving Total Assessed Value on the Reference Roll (A-C)
1	\$16,246,005.714	\$167,250.409	\$46,372.453	\$120,877.956	\$16,199,633.261
2	60,087,034.140	2,217,930.307	727,331.353	1,490,598.954	59,350,702.787
3	2,702,911.454	176,510.700	114,700.590	61,810.110	2,288,210.864
4	74,302,248.632	2,273,096.583	641,885.248	1,631,211.335	73,660,363.384
<b>Total</b>					

Class	(F) Total Assessed Value of Equalization Increases Between Reference Roll and Levy Roll	(G) Total Assessed Value of Equalization Decreases Between Reference Roll and Levy Roll	(H) Net Equalization Changes (F-G)	(I) Change in Level of Assessment Factor (H/E)+1
1	\$661,550.627	\$71,504.047	\$590,046.580	1.036423
2	2,822,524.583	1,644,455.676	1,178,068.907	1.019846
3	105,894.630	54,049.903	51,844.727	1.020031
4	4,051,621.436	1,335,638.196	2,715,983.240	1.036872
<b>Total</b>				

SECTION II

Class	(J) Taxable Assessed Value on the Levy Roll	(K) Taxable Assessed Value on Levy Roll at Reference Roll Level of Assessment (J/I)	(L) Assessed Value of Special Franchise on the Levy Roll at the Reference Roll Level of Assessment	(M) Total Taxable Assessed Value on Levy Roll at Reference Roll Level of Assessment (K+L)	(N) Taxable Assessed Value on the Reference Roll	(O) Class Adjustment Factor (M/N)
1	\$15,818,012.901	\$15,262,120.679	\$0	\$15,262,120.679	\$15,155,941.182	1.00701
2	51,264,624.052	50,267,024.680	0	50,267,024.680	49,691,515.708	1.01158
3	2,251,911.621	2,207,589.199	8,907,057.194	11,114,746.393	10,450,753.096	1.06354
4	70,870,684.220	68,350,463.843	0	68,350,463.843	67,713,490.810	1.00941
<b>Total</b>						

SECTION III

Class	(P) Current Base Proportions	(Q) Current Base Proportions Adjusted for Physical and Quantity Changes (P*O)	(R) Adjusted Base Proportions (Q/SUM of Q)*100
1	15.5643	15.6734	15.4608
2	37.4991	37.9333	37.4187
3	7.2108	7.6690	7.5649
4	39.7258	40.0996	39.5556
<b>Total</b>	<b>100.0000</b>	<b>101.3753</b>	<b>100.0000</b>

I, the Clerk of the Legislative Body of the special assessing unit identified above, hereby certify that the legislative body determined on June 29, 2010 the adjusted base proportions and the data, procedures and computations used to determine the adjusted base proportions as set forth herein for the assessment roll and portion identified above.

Signature \_\_\_\_\_  
Title \_\_\_\_\_  
Date \_\_\_\_\_

Adopted by the Council (preconsidered and adopted by the Committee on Finance).

Res. No. 317

Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Fiscal 2010 Expense Budget.

By Council Member Recchia.

Whereas, On June 19, 2009 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2010 with various programs and initiatives (the "Fiscal 2010 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Adopted Fiscal 2010 Budget by approving the new Description/Scope of Services for the Brain Tumor Foundation receiving local discretionary funding in the amount of \$5,000 within the budget of the Department of Health and Mental Hygiene; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Adopted Fiscal 2010 Budget by approving the new Description/Scope of Services for the Young Audiences New York, Inc. organization receiving local discretionary funding in the amount of \$5,000 within the budget of the Department of Youth and Community Development; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Adopted Fiscal 2010 Budget by approving the new Description/Scope of Services for the Young Audiences New York, Inc. organization receiving youth discretionary funding in the amount of \$3,500 within the budget of the Department of Youth and Community Development; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Adopted Fiscal 2010 Budget by approving the new Description/Scope of Services for the Young Audiences New York, Inc. organization receiving youth discretionary funding in the amount of \$5,000 within the budget of the Department of Youth and Community Development; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Adopted Fiscal 2010 Budget by approving the new Description/Scope of Services for the Congregation Kehal Premishlan, Inc. organization receiving youth discretionary funding in the amount of \$50,000 within the budget of the Department of Youth and Community Development; now, therefore, be it

Resolved, That the City Council approves the new Description/Scope of Services for the Brain Tumor Foundation receiving local discretionary funding to read: "Funds would be used for general operating expenses"; and be it further

Resolved, That the City Council approves the new Description/Scope of Services for the Young Audiences New York, Inc. organization receiving local discretionary funding to read: "To provide funding for their after-school program."; and be it further

Resolved, That the City Council approves the new Description/Scope of Services for the Young Audiences New York, Inc. organization receiving youth discretionary funding to read: "To provide funding for their after-school program."; and be it further

Resolved, That the City Council approves the new Description/Scope of Services for the Young Audiences New York, Inc. organization receiving youth discretionary funding to read: "To provide funding for their after-school program."; and be it further

Resolved, That the City Council approves the new Description/Scope of Services for the Congregation Kehal Premishlan, Inc. organization receiving youth discretionary funding to read: "Work with at-risk youth and the homeless. They offer counseling, clothing, food, metro cards, housing, and homeless services."; 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 as set forth in Chart 1, attached hereto as Exhibit A; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving youth discretionary funding as set forth in Chart 2, attached hereto as Exhibit B; 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 Healthy Aging Initiative as set forth in Chart 3, attached hereto as Exhibit C; 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 Immigrant Opportunities Initiative as set forth in Chart 4, attached hereto as Exhibit D; and be it further

**Resolved**, That the City Council approves the changes in the designation of an organization receiving funding pursuant to the Cultural After School Adventure Initiative as set forth in Chart 5, attached hereto as Exhibit E; and be it further

**Resolved**, That the City Council approves the Initiative Funding Transfer, as set forth in Chart 6, attached hereto as Exhibit F.

Adopted by the Council (preconsidered and adopted by the Committee on Finance).

Res. No. 318

**Resolution calling upon the New York State Legislature to pass Assembly Bill A2009-C and Senate Bill S2165-B, legislation which would legalize Mixed Martial Arts in the State of New York.**

By Council Members Rivera and Williams.

**Whereas**, Mixed Martial Arts (MMA), also known as ultimate fighting, is a full contact combat sport that incorporates various martial arts and other combative sports, such as karate, jiu-jitsu, tae kwon do, boxing, kick-boxing, wrestling and judo; and

**Whereas**, Unlike other combative sports, the matches occur in an octagon ring enclosed in a cage; and

**Whereas**, MMA competitions were introduced in the United States with the first Ultimate Fighting Championship (UFC) in 1993; and

**Whereas**, MMA has gained popularity in the United States in recent years, which can be attributed to the UFC promoting the sport on pay-per-view, and reality television shows highlighting the sport on cable television networks; and

**Whereas**, MMA has become one of the most watched sporting events on pay-per-view, rivaling both boxing and professional wrestling; and

**Whereas**, MMA gained even more recognition when UFC competitors like Roger Huerta appeared on the cover of *Sports Illustrated* and Chuck Liddell appeared on the front of *ESPN The Magazine* in May 2007; and

**Whereas**, The UFC has also gained international appeal in that UFC programming is now shown in 36 countries, and the UFC plans to continue expanding internationally; and

**Whereas**, Though initially promoted as brutal, no-holds-barred contests, MMA competitions in the United States have changed dramatically and now have improved regulations to minimize injury to competitors; and

**Whereas**, A study by Johns Hopkins University School of Medicine has shown that the overall injury rate in MMA competitions is now similar to other combat sports, including boxing, and that knockout rates are lower in MMA competitions than in boxing; and

**Whereas**, Senator John McCain, who once led a campaign to ban MMA competitions from cable television, has changed his opinion of the sport as a result of the industry's reforms; and

**Whereas**, In 2007, Senator McCain stated that, "the rules have been adopted to give its athletes better protections and to ensure fairer competition," according to *SportsPool.com*; and

**Whereas**, Due to stricter regulations, 44 states have sanctioned the sport, according to a recent article in *USA TODAY*; and

**Whereas**, Assembly Bill A2009-C, sponsored by Assembly Member Steven Englebright, and Senate Bill S2165-B, sponsored by Senator Kevin Parker, would legalize Mixed Martial Arts competitions and exhibitions in the State of New York; and

**Whereas**, Such legislation would also establish protocols for combative sports, procedures for applications for licenses, and penalties for violations; and

**Whereas**, The proposed legislation would also amend the New York State tax law in relation to imposing taxes on gross receipts on any person or entity holding any professional or amateur matches or exhibitions; and

**Whereas**, Supporters say that legalizing the sport in New York would contribute millions of dollars to the State and local economy, including positive economic impact on hotels, restaurants and other businesses; and

**Whereas**, If the New York State Legislature passes such legislation, the UFC plans to hold events at Madison Square Garden, which is projected to generate \$11.5 million in economic activity in New York City; and

**Whereas**, *USA TODAY* also reported that New York State's Secretary of State, Lorraine Cortes-Vazquez, supports legalizing MMA and the State's Deputy Secretary of State Joel Barkin, who works with the New York State Athletic Commission, also supports legalizing this sport; and

**Whereas**, Deputy Secretary Barkin stated that "when regulated, the sport has proven to be very safe;" and

**Whereas**, Despite opposition by others to legalize Mixed Martial Arts in New York State, the sport has proven to be safer and no more dangerous than other combative sports, has gained mainstream acceptance nationally and internationally, and would provide an economic benefit to the State and City; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the New York State Legislature to pass Assembly Bill A2009-C and Senate Bill S2165-B, legislation which would legalize Mixed Martial Arts in the State of New York.

Referred to the Committee on State and Federal Legislation.

Int. No. 293

By Council Members Vacca, Crowley, Mendez, Williams, Foster and Nelson.

**A Local Law to amend the administrative code of the city of New York, in relation to requiring certain warning signs in tanning salons.**

Be it enacted by the Council as follows:

Section 1. Chapter one of title 17 of the administrative code of the city of New York is amended by adding a new section 17-196 to read as follows:

*§17-196 Tanning salon warning signs. a. For the purposes of this section, the following term shall be defined as follows:*

1. "Ultraviolet radiation device" shall mean any equipment which is designed to emit electromagnetic radiation in the wavelength interval of two hundred to four hundred nanometers in air, and which is intended to induce tanning of the human skin through irradiation, including, but not limited to, a sunlamp, tanning booth, or tanning bed.

2. "Tanning salon" shall mean any establishment where one or more ultraviolet radiation devices are used, offered, or made available for use by any human being, for which a fee is charged, directly or indirectly, but shall not include any facility where such device is used by a qualified health care professional for treatment of medical conditions.

b. Every tanning salon shall post, in a conspicuous place, in accordance with rules promulgated by the department, a sign made available by the department pursuant to subdivision c of this section, which notifies customers that indoor tanning increases a person's risk of developing skin cancer.

c. The department shall make available to the owner, operator, or manager of every tanning salon signs that state "Indoor tanning increases your risk for skin cancer." The department shall promulgate rules with respect to the size, style and printing of such signs and may charge a fee to cover printing, postage, and handling expenses.

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

Referred to the Committee on Health.

Int. No. 294

By Council Members Vacca, Crowley and Koslowitz.

**A Local Law to amend the administrative code of the city of New York, in relation to prohibiting certain discounts by tanning salons.**

Be it enacted by the Council as follows:

Section 1. Chapter one of title 17 of the administrative code of the city of New York is amended by adding a new section 17-196 to read as follows:

*§17-196 Tanning salon discounts. a. For the purposes of this section, the following term shall be defined as follows:*

1. "Ultraviolet radiation device" shall mean any equipment which is designed to emit electromagnetic radiation in the wavelength interval of two hundred to four hundred nanometers in air, and which is intended to induce tanning of the human skin through irradiation, including, but not limited to, a sunlamp, tanning booth, or tanning bed.

2. "Tanning salon" shall mean any establishment where one or more ultraviolet radiation device is used, offered, or made available for use by any human being, for which a fee is charged, directly or indirectly, but shall not include any facility where such device is used by a qualified health care professional for treatment of medical conditions.

b. No tanning salon shall offer discounts that target natural persons under the age of twenty-one.

c. Any violation of this section shall be a misdemeanor triable by a judge of the criminal court of the city of New York and punishable by not more than six months imprisonment or by a fine of not more than one thousand dollars or both.

d. In addition to the penalties prescribed by subdivision c of this section any person who violates any of the provisions of this section shall be liable for a civil penalty of not less than two hundred dollars nor more than one thousand dollars per violation.

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

Referred to the Committee on Health.

Int. No. 295

By Council Members Vacca, Crowley, Koslowitz and Nelson.

**A Local Law to amend the administrative code of the city of New York, in relation to prohibiting certain advertisements by tanning salons.**

Be it enacted by the Council as follows:

Section 1. Chapter one of title 17 of the administrative code of the city of New York is amended by adding a new section 17-196 to read as follows:

§17-196 *Tanning salon advertisements. a. For the purposes of this section, the following term shall be defined as follows:*

1. *“Ultraviolet radiation device” shall mean any equipment which is designed to emit electromagnetic radiation in the wavelength interval of two hundred to four hundred nanometers in air, and which is intended to induce tanning of the human skin through irradiation, including, but not limited to, a sunlamp, tanning booth, or tanning bed.*

2. *“Tanning salon” shall mean any establishment where one or more ultraviolet radiation device is used, offered, or made available for use by any human being, for which a fee is charged, directly or indirectly, but shall not include any facility where such device is used by a qualified health care professional for treatment of medical conditions.*

*b. No tanning salon shall include any words or phrases in an advertisement for the use of an ultraviolet radiation device which claim that the use of such a device is not harmful to one’s health or does not increase the risk of skin cancer.*

*c. Any violation of this section shall be a misdemeanor triable by a judge of the criminal court of the city of New York and punishable by not more than six months imprisonment or by a fine of not more than one thousand dollars or both.*

*d. In addition to the penalties prescribed by subdivision c of this section any person who violates any of the provisions of this section shall be liable for a civil penalty of not less than two hundred dollars nor more than one thousand dollars per violation.*

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

Referred to the Committee on Health.

Int. No. 296

By Council Members Vallone Jr., Fidler and Mealy (by request of the Mayor).

**A Local Law to amend the administrative code of the city of New York, in relation to sound permits.**

Be it enacted by the Council as follows:

Section 1. Subdivision g of section 10-108 of the administrative code of the city of New York, as amended by local law 13 for the year 1996, is amended to read as follows:

g. Special restrictions. The police commissioner shall not issue any permit for the use of a sound device or apparatus:

1. In any location within five hundred feet of a school, courthouse or church, during the hours of school, court or worship, respectively, or within five hundred feet of any hospital or similar institution, *provided, however, that applicants seeking permits in relation to a sound device or apparatus located in a fixed open air structure such as a band shell, amphitheater, stadium or similar permanent structure used for performances or events, shall not be subject to the special restrictions of this subparagraph 1 when such applicant certifies that the sound attributable to such sound device or apparatus shall not exceed a level of 10 dB(A) or more above the ambient sound level as measured at a distance of 15 feet from the point on the perimeter of the property upon which the structure is located that is closest to the sound device or apparatus;*

2. In any location where the commissioner, upon investigation, shall determine that the conditions of vehicular or pedestrian traffic or both are such that the use of such a device or apparatus will constitute a threat to the safety of pedestrians or vehicular operators;

3. In any location where the commissioner, upon investigation, shall determine that conditions of overcrowding or of street repair or other physical conditions are such that the use of a sound device or apparatus will deprive the public of the right to the safe, comfortable, convenient and peaceful enjoyment of any public street, park or place for street, park or other public purposes, or will constitute a threat to the safety of pedestrians or vehicle operators;

4. In or on any vehicle or other device while it is in transit;

5. Between the hours of ten p. m. and nine a. m.; or

6. Between the hours of eight p.m. or sunset, whichever is later, and nine a.m. on weekdays and between the hours of eight p.m. or sunset, whichever is later, and ten a.m. on weekends and public holidays, in any location within fifty feet of any building that is lawfully occupied for residential use. The distance of fifty feet shall be measured in a straight line from the point on the exterior wall of such building nearest to any point in the location for which the permit is sought.

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

Adopted by the Council (preconsidered and adopted by the Committee on Public Safety).

Res. No. 319

**Resolution urging the New York State Legislature to pass S.3896-A/A.7412-A, an act to amend the tax law by requiring the exclusive use of encrypted counterfeit-resistant cigarette tax stamps.**

By Council Members Vallone Jr. and Fidler.

**Whereas**, New York State’s current cigarette tax stamp technology is widely considered out of date, ineffective, and easy to counterfeit; and

**Whereas**, Due to the relative ease with which existing tax stamps may be replicated, an underground market for illegal cigarettes bearing counterfeit stamps has proliferated; and

**Whereas**, According to the World Health Organization, almost 11 percent of the cigarettes sold each year are supplied through the illegitimate market; and

**Whereas**; Illegal smuggling also accounts for approximately 5 percent of North America’s annual cigarette market; and

**Whereas**, In its most recent report on cigarette purchasing behavior, the New York State Department of Health estimated that up to \$576 million in tax revenue in New York was lost through the sale of untaxed cigarettes in 2004; and

**Whereas**, The exploitation of illegitimate markets, and their association with organized crime and terrorist organizations, negatively impacts the legitimate markets and citizens of New York; and

**Whereas**, Counterfeit-proof cigarette tax stamps would enable tobacco control and law enforcement authorities to effectively monitor the movement of legitimate cigarettes from the licensed stamping agents to the points of retail sale; and

**Whereas**, Encrypted tax stamps can be tracked and traced to prevent counterfeiting and smuggling, and to effectively enforce taxation and compliance; and

**Whereas**, In 2002, California became the first state to utilize encrypted tax stamps to enhance the collection of legitimate taxes, and to protect the California tobacco market and its distribution and retail outlets from illicit activity; and

**Whereas**, California reclaimed \$120 million in lost tax revenue within the first twenty months of utilizing encrypted cigarette tax stamps and associated monitoring systems; and

**Whereas**, If passed, S.3896-A, introduced by Senators Stachowski, C. Johnson, Klein and Volker, and its companion bill, A.7412-A, introduced by Assembly Members Gabryszak, Spano, Fields, Cymbrowitz, Benedetto, John and Castro, would require the use of a counterfeit-resistant cigarette tax stamp, thereby increasing tax revenues and allowing the New York State Department of Taxation and Finance to monitor the shipping and distribution of cigarettes; and

**Whereas**, To ease the burden on small business owners, S.3896-A/A.7412-A would also allow retailers to sell the remaining inventory still affixed with the previous generation of tax stamps; and

**Whereas**, By enacting S.3896-A/A.7412-A, New York State can reduce contraband trafficking and other illegal tax-evading activities, thereby protecting public health and increasing both State and local tax revenues; now therefore, be it

**Resolved**, That the Council of the City of New York urges the New York State Legislature to pass S.3896-A/A.7412-A, an act to amend the tax law by requiring the exclusive use of encrypted counterfeit-resistant cigarette tax stamps.

Referred to the Committee on Consumer Affairs.

Res. No. 320

**Resolution calling on the United States Congress to pass The Data Accountability and Trust Act, which protects consumers by requiring reasonable security policies and procedures to safeguard computerized data containing personal information and provides for a nationwide notice in the event of a security breach.**

By Council Members Vallone Jr., Nelson and Garodnick.

**Whereas**, A growing number of incidents involving the loss of information from computer hard drives and unauthorized access to databases containing personal information are occurring; and

**Whereas**, As a greater number of organizations transfer large amounts of information electronically, the likelihood of fraud or theft increases; and

**Whereas**, According to the Federal Trade Commission (FTC), up to 9 million Americans are victims of identity theft every year; and

**Whereas**, In 2009, identity theft was the most common complaint received by the Consumer Sentinel Network, the FTC's database of consumer complaints; and

**Whereas**, Organizations that collect and maintain personal information must implement improved safeguards to protect the public from data and identity theft; and

**Whereas**, H.R. 2221, also known as The Data Accountability and Trust Act (DATA), seeks to help protect consumers by increasing security policies for data containing personal information; and

**Whereas**, DATA provides procedures for notifying the FTC and affected individuals of security breaches that compromise personal information; and

**Whereas**, DATA requires the FTC to promulgate regulations requiring companies that own or possess electronic data containing personal information to establish security policies and procedures; and

**Whereas**, DATA authorizes the FTC to require a standard method or methods for destroying obsolete and nonelectronic data in order to protect individuals against identity theft; and

**Whereas**, DATA would place new requirements on specific companies known as information brokers that specialize in collecting personal data; and

**Whereas**, Information brokers would be required to implement effective security measures to protect sensitive information and would be prohibited from falsely representing themselves in order to obtain personal data from prospective consumers; and

**Whereas**, If the security of personal information held by an information broker is compromised, resulting in a reasonable risk of identity theft, DATA would require the information broker to notify the affected consumers; and

**Whereas**, DATA would help ensure the protection of consumers' personal information by creating new procedures to thwart fraudulent activities and identity theft; and

**Whereas**, DATA was approved by the House of Representatives on December 8, 2009 and is currently pending in the Senate; now, therefore, be it

**Resolved**, That the Council of the City of New York calls on the United States Congress to pass The Data Accountability and Trust Act, which protects consumers by requiring reasonable security policies and procedures to safeguard computerized data containing personal information and provides for a nationwide notice in the event of a security breach.

Referred to the Committee on Consumer Affairs.

Res. No. 321

**Resolution calling upon the New York State Legislature to amend the Criminal Procedure Law, by adding the advanced age of a witness as a ground for an order directing the conditional examination of a witness.**

By Council Members Vallone, Jr. and Fidler.

**Whereas**, Financial and material exploitation is the fastest growing crime committed against the elderly in the United States; and

**Whereas**, The elderly can easily be exploited and risk losing their life savings through the coercive conduct of predatory individuals who thrive on the vulnerability of the elderly; and

**Whereas**, As the nation's elderly population grows, law enforcement officials face enhanced challenges in prosecuting crimes that target the elderly; and

**Whereas**, Under the current New York State Criminal Procedure Law, a conditional examination of a witness can only occur when the witness will not be available at the time his or her testimony is sought because he or she is: (i) leaving the state for a substantial period of time or (ii) is physically ill or incapacitated; and

**Whereas**, Many prosecutors who handle crimes against the elderly have experienced the difficulty of attempting to put forth a criminal case without a witness's testimony due to his or her sudden illness or death; and

**Whereas**, Elderly witnesses must be given the opportunity to testify regarding the crimes committed against them despite the fact that the case itself may be prolonged or delayed for other reasons; and

**Whereas**, A person may have to wait years before he or she is called to testify at trial; and

**Whereas**, The likelihood of an elderly person forgetting critical facts pertaining to a case increases over time, which increases the probability that perpetrators of crimes against the elderly will escape punishment; and

**Whereas**, Section 660.20 of the Criminal Procedure Law should therefore be amended to include the advanced age of an individual as a ground for a conditional examination; and

**Whereas**, This amendment would not only protect the elderly population against individuals that seek to financially exploit them, but it would also assist elderly victims in providing accurate testimony for crimes committed against them; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the New York State Legislature to amend the Criminal Procedure Law, by adding the advanced age of a witness as a ground for an order directing the conditional examination of a witness.

Referred to the Committee on Public Safety.

Res. No. 322

**Resolution calling upon the New York State Legislature to create a law mandating that, in order to address security concerns, a New York City Police Department representative serve as a member of the Port Authority Board of Commissioners and the Metropolitan Transportation Authority Board.**

By Council Members Vallone, Jr. and Nelson.

**Whereas**, The Port Authority of New York and New Jersey ("Port Authority") manages and maintains the bridges, tunnels, bus terminals, airports, Port Authority Trans-Hudson ("PATH") system, and seaport that are critical to the trade and transportation capabilities in the New York-New Jersey region; and

**Whereas**, A twelve-member Board of Commissioners governs the Port Authority, to which the Governor of New York and the Governor of New Jersey appoint six members each, subject to State Senate approval; Port Authority Board Members serve as public officials without pay for overlapping six-year terms, and each Governor retains the right to veto the actions of Commissioners from his or her own state; the Board of Commissioners appoints an Executive Director to carry out the Port Authority's policies and manage its day-to-day operations; and

**Whereas**, In addition to the Port Authority, the Metropolitan Transportation Authority ("MTA") - the largest transportation network in North America - operates many modes of public transportation including: subways, buses, and railroads; the ridership consists of nearly 8.5 million New Yorkers each weekday, and moves 2.31 billion New Yorkers each year; and

**Whereas**, MTA bridges and tunnels carry nearly 300 million vehicles annually-more than any bridge and tunnel authority in the nation; the MTA serves a population of 14.6 million people in the 5,000 square-mile area spanning New York City through Long Island, southeastern New York State, and Connecticut; and

**Whereas**, The MTA is governed by a Board consisting of seventeen members who are nominated by the Governor of New York, with four members recommended by the Mayor of New York City, and one member recommended by each of the County Executives of Nassau, Suffolk, Westchester, Dutchess, Orange, Rockland, and Putnam counties; the MTA Board also has six rotating non-voting seats held by representatives of organized labor and the Permanent Citizens Advisory Committee, which serves as a voice for users of MTA transit and commuter facilities; all Board members are confirmed by the New York State Senate; and

**Whereas**, Even though the New York City Police Department ("NYPD") is viewed as the nation's leader in law enforcement practices, current New York State law does not direct the Governor of New York to designate a member of the NYPD to serve on the Port Authority Board of Commissioners and the MTA Board; and

**Whereas**, NYPD officers work for the largest police department in the nation, and have extensive training and expertise in crime prevention, investigations, narcotics enforcement, forensic science, law, youth relations, community affairs, and counterterrorism tactics; and

**Whereas**, The Port Authority and the MTA collectively operate a vast transportation system and monitor critical infrastructure and important entryways in the New York City, all of which are vulnerable to criminal acts and terrorist attacks; and

**Whereas**, This extensive transit network, containing major access points to New York City, must be monitored with the utmost diligence to ensure the safety of all New Yorkers and Americans alike; now, therefore, be it

**Resolved**, That the Council of the City of New York calls upon the New York State Legislature to create a law mandating that, in order to address security concerns, a New York City Police Department representative serve as a member of the Port Authority Board of Commissioners and the Metropolitan Transportation Authority Board.

Referred to the Committee on Public Safety.

L.U. No. 134

By Council Member Comrie:

**Application no. 20105714 HAM, a request for approval of a voluntary dissolution, a termination of a prior tax exemption and a new tax exemption for property located on Block 2026/Lot 1, Borough of Manhattan, Council District no. 9. This matter is subject to Council Review and action pursuant to Article V of the Private Housing Law.**

Adopted by the Council (preconsidered and approved by the Committee on Land Use and the Subcommittee on Planning, Dispositions and Concessions).

L.U. No. 135

By Council Member Comrie:

**Application no. 20085322 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Vida Café Inc. d/b/a Mamajuana Cafe, to establish maintain and operate an unenclosed sidewalk café located at 247 Dyckman Street, 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. 136

By Council Member Comrie:

**Uniform land use review procedure application no. C 100206 PPQ, pursuant to §197-c and §197-d of the New York City Charter concerning the disposition of one city-owned property located at 38-15 138<sup>th</sup> Street, Borough Queens, Council District no. 20. 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 Zoning and Franchises.

L.U. No. 137

By Council Member Comrie:

**Uniform Land Use Review Procedure application no. C 100207 ZMK pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Section 10a, Borough of Queens, Council District no. 20**

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

L.U. No. 138

By Council Member Comrie:

**Uniform land use review procedure application no. C 100208 ZSQ pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Queens, Council District no. 20 to facilitate a mixed-use development. 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 Zoning and Franchises.

L.U. No. 139

By Council Member Comrie:

**Uniform land use review procedure application no. C 100209 ZSQ pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Queens, Council District no. 20 to facilitate a mixed use development. 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 Zoning and Franchises.

L.U. No. 140

By Council Member Comrie:

**Zoning resolution amendment application no. N 100210 ZRQ, pursuant to Sections 197-d and 200 of the New York City Charter, respecting changes in the text of the Zoning Resolution, Section 74-743.**

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

L.U. No. 141

By Council Member Comrie:

**Zoning resolution amendment application no. N 100211 ZRQ, pursuant to Sections 197-d and 200 of the New York City Charter, respecting changes in the text of the Zoning Resolution, Section 62-952.**

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

L.U. No. 142

By Council Member Comrie:

**Uniform land use review procedure application no. C 100212 ZSQ pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Queens, Council District no. 20 to facilitate a mixed-use development. 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 Zoning and Franchises.

L.U. No. 143

By Council Member Comrie:

**Uniform land use review procedure application no. C 100213 ZSQ pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Queens, Council District no. 20 to facilitate a mixed-use development. 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 Zoning and Franchises.

L.U. No. 144

By Council Member Comrie:

**Uniform land use review procedure application no. C 100214 ZSQ pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Queens, Council District no. 20 to facilitate a mixed-use development.**

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

L.U. No. 145

By Council Member Comrie:

**Uniform land use review procedure application no. C 100216 HAQ an Urban Development Action Area Designation and Project, located at 37-10 37<sup>th</sup> Avenue and the disposition of such property, Borough of Queens, Council District no. 20. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.**

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

L.U. No. 146

By Council Member Comrie:

**Uniform land use review procedure application no. C 100325 ZSK pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under Section 74-902 of the Zoning Resolution in the Borough of Brooklyn, Council District no. 40, to facilitate the development of a community facility. 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.

L.U. No. 147

By Council Member Comrie:

**Uniform land use review procedure application no. C 100326 HAK, an Urban Development Action Area Designation and Project, located at 329 Lincoln Road and the disposition of such property, Borough of Brooklyn, Council District no. 40. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.**

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

L.U. No. 148

By Council Member Comrie:

**Uniform land use review procedure application no. C 100259 HUX pursuant to §197-c and §197-d of the Charter of the City of New York and §505 of the General Municipal Law concerning the approval of an amendment to the Bathgate Urban Renewal Plan, Borough of the Bronx, Council District no. 16.**

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

L.U. No. 149

By Council Member Comrie:

**Application no. C 030223 ZMQ submitted by C & G Empire Realty LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 10a, by changing from a M1-1 District to an R6 District and establishing within the proposed R6 District a C2-2 District.**

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

L.U. No. 150

By Council Member Comrie:

**Application no. C 050522 ZMQ submitted by 45-10 94<sup>th</sup> Street, LLC and 91<sup>st</sup> Place Realty, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9d, by changing from a M1-1 District to an R7B District and establishing within the proposed R7B District a C2-3 District.**

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

L.U. No. 151

By Council Member Comrie:

**Application no. C 100180 PCM, submitted by the Department of Parks and Recreation and the Department of Citywide Administrative Services, pursuant to §197-c of the New York City Charter, for the site selection and acquisition of the High Line rail structure and easements (Block 676, 679 and 702), generally bounded by West 30<sup>th</sup> Street, Tenth and Twelfth avenues, and West 34<sup>th</sup> Street, Community District 4, Borough of Manhattan.**

Referred to the Committee on Land Use and the Subcommittee on Landmarks, Public Siting and Maritime Uses.

L.U. No. 152

By Council Member Comrie:

**Application no. C 100231 PCR, submitted by the Department of Environmental Protection and the Department of Citywide Administrative Services, pursuant to §197-c of the New York City Charter, for the site selection and acquisition of properties (Block 3203, Lots 45 and 50; block 3205, lots 16, 17, 21, 24, 27, 30 and 33), Community District 2, Borough of Staten Island.**

Referred to the Committee on Land Use and the Subcommittee on Landmarks, Public Siting and Maritime Uses.

L.U. No. 153

By Council Member Comrie:

Application no. 20105584 HKM (N 100318 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No.427, LP-2354) by the Landmarks Preservation Commission of the Spring Mills Building, located at 104 West 40<sup>th</sup> Street (Block 815, Lot 21), as a historic landmark, Council District no.3.

Referred to the Committee on Land Use and the Subcommittee on Landmarks, Public Siting and Maritime Uses.

L.U. No. 154

By Council Member Comrie:

Application no. 20105450 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Picante, Inc, to establish, maintain and operate an unenclosed sidewalk café located at 3424 Broadway, Borough of Manhattan, Council District no. 7.

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

L.U. No. 155

By Council Member Comrie:

Application no. 20105580 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 212 Lafayette Associates, LLC, d/b/a Café Select, to establish, maintain and operate an unenclosed small sidewalk café located at 212 Lafayette Street, Borough of Manhattan, Council District no. 1. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

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

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

ANNOUNCEMENTS:

Wednesday, June 30, 2010

★ Deferred

Stated Council Meeting ..... Ceremonial Tributes – 1:00 p.m.
..... Agenda – 1:30 p.m.

Thursday, July 15, 2010

Subcommittee on ZONING & FRANCHISES .....9:30 A.M.
See Land Use Calendar
Hearing Room – 250 Broadway, 16<sup>th</sup> Floor ..... Mark Weprin, Chairperson

Tuesday, July 27, 2010

Subcommittee on ZONING & FRANCHISES .....9:30 A.M.
See Land Use Calendar
Hearing Room – 250 Broadway, 16<sup>th</sup> Floor ..... Mark Weprin, Chairperson

Subcommittee on LANDMARKS, PUBLIC SITING & MARITIME USES .....11:00 A.M.
See Land Use Calendar
Hearing Room – 250 Broadway, 16<sup>th</sup> Floor ..... Brad Lander, Chairperson

Subcommittee on PLANNING, DISPOSITIONS & CONCESSIONS..... 1:00 P.M.
See Land Use Calendar
Hearing Room – 250 Broadway, 16<sup>th</sup> Floor .....Stephen Levin, Chairperson

Wednesday, July 28, 2010

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

Thursday, July 29, 2010

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 Rivera) adjourned these proceedings to meet again at the former Emigrants Savings Bank on Chambers Street for the Stated Meeting on Thursday, July 29, 2010.

MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council

Editor’s Local Law Note: Int No. 21-A, 232, 233-A, and 235-A, all adopted at the June 9, 2010 Stated Council Meeting, were signed by the Mayor into law on June 22, 2010 as, respectively, Local Law Nos. 23, 24, 25, and 26 of 2010.

END OF PART I









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