SUPPLEMENT TO

THE CITY RECORD

THE COUNCIL —STATED MEETING OF

THURSDAY, APRIL 10, 2014

THE COUNCIL

Minutes of the Proceedings for the
STATED MEETING
of
Thursday, April 10, 2014, 1:57 p.m.

The Public Advocate (Ms. James)
Acting President Pro Tempore and Presiding Officer

Council Members

Melissa Mark-Viverito, Speaker

Maria del Carmen Arroyo	Vincent J. Gentile	Rosie Mendez
Inez D. Barron	Vanessa L. Gibson	I. Daneek Miller
Fernando Cabrera	David G. Greenfield	Antonio Reynoso
Margaret S. Chin	Vincent M. Ignizio	Donovan J. Richards
Andrew Cohen	Corey D. Johnson	Ydanis A. Rodriguez
Costa G. Constantinides	Ben Kallos	Deborah L. Rose
Robert E. Cornegy, Jr.	Peter A. Koo	Helen K. Rosenthal
Elizabeth S. Crowley	Karen Koslowitz	Ritchie J. Torres
Laurie A. Cumbo	Rory I. Lancman	Mark Treyger
Chaim M. Deutsch	Bradford S. Lander	Eric A. Ulrich
Inez E. Dickens	Mark Levine	James Vacca
Daniel Dromm	Alan N. Maisel	James G. Van Bramer
Rafael L. Espinal, Jr.	Steven Matteo	Mark S. Weprin
Mathieu Eugene	Darlene Mealy	Jumaane D. Williams
Julissa Ferreras	Carlos Menchaca	Ruben Wills
Daniel R. Garodnick		

Excused: Council Members King, Levin, Palma and Vallone.

The Public Advocate (Ms. James) assumed the Chair as the Acting President Pro Tempore and Presiding Officer.

After consulting with the City Clerk and Clerk of the Council (Mr. McSweeney), the presence of a quorum was announced by the Public Advocate (Ms. James).

There were 47 Council Members marked present at this Stated Meeting held in the Council Chambers of City Hall, New York, N.Y.

INVOCATION

The Invocation was delivered by Rev. Hector A. Chiesa, Pastor, Church Of God, 2135-37 Third Avenue, New York, N.Y. 10035.

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Eternal God, oh, Heavenly God.
We come into your presence with thanksgiving.
This is the day that the Lord has made,
and we rejoice and be glad in it.
We thank you for this opportunity that we are here
to bless this Council, and these leaders,
oh, God, have been working to convert our communities.
I want to ask God to give the wisdom,
the knowledge to the Council especially our Speaker
in order to contribute, to do
the good job in our communities;
for better housing, for better assistance
to the immigrants in our city;
for better healthcare; and any other issues
that they're dealing with in this time.
I ask a special blessing for her
in order to continue all of the leadership
in the City of New City of New York.
And at the same time, I bless
every member of this chamber
in the name of the Father, and of the Son,
and of the Holy Spirit.
Shalom, Shalom Ibrahim;
and God bless everyone.
Thank you.

The Speaker (Mark-Viverito) moved to spread the Invocation in full upon the Record.

At this point, the Speaker (Council Member Mark-Viverito) asked for a Moment of Silence in memory of the following individual:

NYPD officer Dennis Guerra, 38, died on April 9, 2014 as a result of being overcome by smoke and carbon monoxide while responding to a fire in Coney Island on April 6, 2014. The Speaker (Mark-Viverito) offered her condolences to Officer Guerra's family. The Speaker (Council Member Mark-Viverito) also offered her prayers for his partner, Police Officer Rosa Rodriguez, 36, who remains hospitalized due to the severe injuries she suffered at the scene of the fire.

The Council Members and those assembled in the Chambers stood and joined in a Moment of Silence.

* * *

At a later point in the Meeting, the Speaker (Council Member Mark-Viverito) acknowledged the presence of Council Member Cohen's mother. Both the Speaker (Council Member Mark-Viverito) and the Public Advocate (Ms. James) welcomed her to the Chambers.

ADOPTION OF MINUTES

Council Member Kallos moved that the Minutes of the Stated Meeting of March 12, 2014 be adopted as printed.

MESSAGES & PAPERS FROM THE MAYOR

Preconsidered-M 40

Communication from the Mayor - "AN ACT to amend the vehicle and traffic law, the public officers law and the general municipal law, in relation to establishing in the counties of Nassau and Suffolk a demonstration

program implementing speed violation monitoring systems in school speed zones by means of photo devices, and in relation to photo speed violation monitoring systems in school speed zones in the city of New York; and providing for the repeal of such provisions upon expiration thereof" A.9206 / S.6918.

(Home Rule Request bluebacks for the respective Senate and Assembly bills were signed and submitted by the Mayor; the following text is from the blueback for the Assembly bill:)

HOME RULE REQUEST

(Request by a Local Government for Enactment of a Special Law)

To the Legislature:

Pursuant to Article IX of the Constitution, the CITY of NEW YORK requests the enactment of Assembly bill (No. A.9206), entitled:

"AN ACT to amend the vehicle and traffic law, the public officers law and the general municipal law, in relation to establishing in the counties of Nassau and Suffolk a demonstration program implementing speed violation monitoring systems in school speed zones by means of photo devices, and in relation to photo speed violation monitoring systems in school speed zones in the city of New York; and providing for the repeal of such provisions upon expiration thereof"."

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows: (Check appropriate box)

☒ The local government does not have the power to enact such legislation by local law.

☐ Other facts, as set forth in the following "Explanation" establish such necessity.

EXPLANATION

(If space below is not sufficient, use separate sheet and attach here)

Such request is made by: (Check appropriate box)

☒ The chief executive officer of such local government, concurred in by a majority of the total membership of the local legislative body. (See paragraph A below)

☐ The local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request. (See paragraph B below)

READ BEFORE SIGNING

A. If the request is made by the chief executive officer and concurred in by a majority of the total membership of the local legislative body, both the chief executive officer and the clerk of the local legislative body must sign below. In such case use the word "majority" below even though the vote may have been greater.

B. If the request is made by the local legislative body, at least two-thirds of the total membership thereof having voted in favor of such request, only the clerk of the local legislative body must sign below. In such case use the words "two-thirds" below.

CHIEF EXECUTIVE OFFICER'S SIGNATURE

(Signed) _____
(Chief Executive Officer)

BILL de BLASIO
(Print or Type Name Below Signature)

Mayor
(Title of Chief Executive Officer)

Date: April 8, 2014

CLERK'S CERTIFICATION

I, Michael McSweeney, do hereby certify that I am Clerk of the City Council of the City of New York and that on the _____ day of _____ 2014, such legislative body, at least a majority of the total membership having voted in favor thereof, approved the foregoing request.

(Signed) _____
Clerk

[SEAL OF LOCAL GOVERNMENT]

MICHAEL McSWEENEY
(Print or Type Name Below Signature)

Date: _____, 20 _____

(The following is the text of the State Assembly bill:)

STATE OF NEW YORK

9206

IN ASSEMBLY

March 30, 2014

Introduced by M. of A. SILVER, GLICK, HOOPER, WEISENBERG, LAVINE, SCHIMEL, SOLAGES, SWEENEY, ENGLEBRIGHT, RAMOS, THIELE, HENNESSEY, COOK, GOTTFRIED, WEPRIN, TITONE, ROSENTHAL, ORTIZ, MOYA, CLARK, QUART, MILLER, CRESPO, DINOWITZ, TITUS -- Multi-Sponsored by -- M. of A.

ARROYO, CAMARA, CYMBROWITZ, DenDEKKER, WEINSTEIN -- read once and referred to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, the public officers law and the general municipal law, in relation to establishing in the counties of Nassau and Suffolk a demonstration program implementing speed violation monitoring systems in school speed zones by means of photo devices, and in relation to photo speed violation monitoring systems in school speed zones in the city of New York; and providing for the repeal of such provisions upon expiration thereof

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subparagraph (i) of paragraph a of subdivision 5-a of section 401 of the vehicle and traffic law, as amended by section 9 of chapter 189 of the laws of 2013, is amended to read as follows:

(i) If at the time of application for a registration or renewal thereof there is a certification from a court, parking violations bureau, traffic and parking violations agency or administrative tribunal of appropriate jurisdiction [~~**or administrative tribunal of appropriate jurisdiction**~~] that the registrant or his or her representative failed to appear on the return date or any subsequent adjourned date or failed to comply with the rules and regulations of an administrative tribunal following entry of a final decision in response to a total of three or more summonses or other process in the aggregate, issued within an eighteen month period, charging either that: (i) such motor vehicle was parked, stopped or standing, or that such motor vehicle was operated for hire by the registrant or his or her agent without being licensed as a motor vehicle for hire by the appropriate local authority, in violation of any of the provisions of this chapter or of any law, ordinance, rule or regulation made by a local authority; or (ii) the registrant was liable in accordance with section eleven hundred eleven-a of this chapter or section eleven hundred eleven-b of this chapter for a violation of subdivision (d) of section eleven hundred eleven of this chapter; or (iii) the registrant was liable in accordance with section eleven hundred eleven-c of this chapter for a violation of a bus lane restriction as defined in such section, or (iv) the registrant was liable in accordance with section eleven hundred eighty-b of this chapter for a violation of subdivision (c) or (d) of section eleven hundred eighty of this chapter, **or (v) the registrant was liable in accordance with section eleven hundred eighty-c of this chapter for a violation of subdivision (c) or (d) of section eleven hundred eighty of this chapter,** the commissioner or his or her agent shall deny the registration or renewal application until the applicant provides proof from the court, traffic and parking violations agency or administrative tribunal wherein the charges are pending that an appearance or answer has been made or in the case of an administrative tribunal that he or she has complied with the rules and regulations of said tribunal following entry of a final decision. Where an application is denied pursuant to this section, the commissioner may, in his or her discretion, deny a registration or renewal application to any other person for the same vehicle

and may deny a registration or renewal application for any other motor vehicle registered in the name of the applicant where the commissioner has determined that such registrant's intent has been to evade the purposes of this subdivision and where the commissioner has reasonable grounds to believe that such registration or renewal will have the effect of defeating the purposes of this subdivision. Such denial shall only remain in effect as long as the summonses remain unanswered, or in the case of an administrative tribunal, the registrant fails to comply with the rules and regulations following entry of a final decision.

§ 1-a. Paragraph a of subdivision 5-a of section 401 of the vehicle and traffic law, as amended by section 9-a of chapter 189 of the laws of 2013, is amended to read as follows:

a. If at the time of application for a registration or renewal thereof there is a certification from a court or administrative tribunal of appropriate jurisdiction that the registrant or his or her representative failed to appear on the return date or any subsequent adjourned date or failed to comply with the rules and regulations of an administrative tribunal following entry of a final decision in response to a total of three or more summonses or other process in the aggregate, issued within an eighteen month period, charging either that: (i) such motor vehicle was parked, stopped or standing, or that such motor vehicle was operated for hire by the registrant or his or her agent without being licensed as a motor vehicle for hire by the appropriate local authority, in violation of any of the provisions of this chapter or of any law, ordinance, rule or regulation made by a local authority; or (ii) the registrant was liable in accordance with section eleven hundred eleven-b of this chapter for a violation of subdivision (d) of section eleven hundred eleven of this chapter; or (iii) the registrant was liable in accordance with section eleven hundred eleven-c of this chapter for a violation of a bus lane restriction as defined in such section; or (iv) the registrant was liable in accordance with section eleven hundred eighty-b of this chapter for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter**; or (v) the registrant was liable in accordance with section eleven hundred eighty-c of this chapter for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter**, the commissioner or his or her agent shall deny the registration or renewal application until the applicant provides proof from the court or administrative tribunal wherein the charges are pending that an appearance or answer has been made or in the case of an administrative tribunal that he or she has complied with the rules and regulations of said tribunal following entry of a final decision. Where an application is denied pursuant to this section, the commissioner may, in his or her discretion, deny a registration or renewal application to any other person for the same vehicle and may deny a registration or renewal application for any other motor vehicle registered in the name of the applicant where the commissioner has determined that such registrant's intent has been to evade the purposes of this subdivision and where the commissioner has reasonable grounds to believe that such registration or renewal will have the effect of defeating the purposes of this subdivision. Such denial shall only remain in effect as long as the summonses remain unanswered, or in the case of an administrative tribunal, the registrant fails to comply with the rules and regulations following entry of a final decision.

§ 1-b. Paragraph a of subdivision 5-a of section 401 of the vehicle and traffic law, as amended by section 9-b of chapter 189 of the laws of 2013, is amended to read as follows:

a. If at the time of application for a registration or renewal thereof there is a certification from a court or administrative tribunal of appropriate jurisdiction that the registrant or his or her representative failed to appear on the return date or any subsequent adjourned date or failed to comply with the rules and regulations of an administrative tribunal following entry of a final decision in response to three or more summonses or other process, issued within an eighteen month period, charging that such motor vehicle was parked, stopped or standing, or that such motor vehicle was operated for hire by the registrant or his or her agent without being licensed as a motor vehicle for hire by the appropriate local authority, in violation of any of the provisions of this chapter or of any law, ordinance, rule or regulation made by a local authority or the registrant was liable in accordance with section eleven hundred eleven-c of this chapter for a violation of a bus lane restriction as defined in such section, or the registrant was liable in accordance with section eleven hundred eighty-b of this chapter for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter, **or the registrant was liable in accordance with section eleven hundred eighty-c of this chapter for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter,** the commissioner or his or her agent shall deny the registration or renewal application until the applicant provides proof from the court or administrative tribunal wherein the charges are pending that an appearance or answer has been made or in the case of an administrative tribunal that he or she has complied with the rules and regulations of said tribunal following entry of a final decision. Where an application is denied pursuant to this section, the commissioner may, in his or her discretion, deny a registration or renewal application to any other person for the same vehicle and may deny a registration or renewal application for any other motor vehicle registered in the name of the applicant where the commissioner has determined that such registrant's intent has been to evade the purposes of this subdivision and where the commissioner has reasonable grounds to believe that such registration or renewal will have the effect of defeating the purposes of this subdivision. Such denial shall only remain in effect as long as the summonses remain unanswered, or in the case of an administrative tribunal, the registrant fails to comply with the rules and regulations following entry of a final decision.

§ 1-c. Paragraph a of subdivision 5-a of section 401 of the vehicle and traffic law, as amended by section 9-c of chapter 189 of the laws of 2013, is amended to read as follows:

a. If at the time of application for a registration or renewal thereof there is a certification from a court or administrative tribunal of appropriate jurisdiction that the registrant or his representative failed to appear on the return date or any subsequent adjourned date or failed to comply with the rules and regulations of an administrative tribunal following entry of a final decision in response to three or more summonses or other process, issued within an eighteen month period, charging that such motor vehicle was parked, stopped or standing, or that such motor vehicle was operated for hire by the registrant or his agent without being licensed as a motor vehicle for hire by the appropriate local authority, in violation of any of the provisions of this chapter or of any law, ordinance, rule or regulation made by a local authority, or the registrant was liable in accordance with section eleven hundred eighty-b of this chapter for violations of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter, **or the registrant was liable in accordance with section eleven hundred eighty-c of this chapter for violations of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter,** the commissioner or his agent shall deny the registration or renewal application until the applicant provides proof from the court or administrative tribunal wherein the charges are pending that an appearance or answer has been made or in the case of an administrative tribunal that he has complied with the rules and regulations of said tribunal following entry of a final decision. Where an application is denied pursuant to this section, the commissioner may, in his discretion, deny a registration or renewal application to any other person for the same vehicle and may deny a registration or renewal application for any other motor vehicle registered in the name of the applicant where the commissioner has determined that such registrant's intent has been to evade the purposes of this subdivision and where the commissioner has reasonable grounds to believe that such registration or renewal will have the effect of defeating the purposes of this subdivision. Such denial shall only remain in effect as long as the summonses remain unanswered, or in the case of an administrative tribunal, the registrant fails to comply with the rules and regulations following entry of a final decision.

§ 1-d. Paragraph a of subdivision 5-a of section 401 of the vehicle and traffic law, as separately amended by chapters 339 and 592 of the laws of 1987, is amended to read as follows:

a. If at the time of application for a registration or renewal thereof there is a certification from a court or administrative tribunal of appropriate jurisdiction that the registrant or his representative failed to appear on the return date or any subsequent adjourned date or failed to comply with the rules and regulations of an administrative tribunal following entry of a final decision in response to three or more summonses or other process, issued within an eighteen month period, charging that such motor vehicle was parked, stopped or standing, or that such motor vehicle was operated for hire by the registrant or his agent without being licensed as a motor vehicle for hire by the appropriate local authority, in violation of any of the provisions of this chapter or of any law, ordinance, rule or regulation made by a local authority, **or the registrant was liable in accordance with section eleven hundred eighty-c of this chapter for violations of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter,** the commissioner or his agent shall deny the registration or renewal application until the applicant provides proof from the court or administrative tribunal wherein the charges are pending that an appearance or answer has been made or in the case of an administrative tribunal that he has complied with the rules and regulations of said tribunal following entry of a final decision. Where an application is denied pursuant to this section, the commissioner may, in his discretion, deny a registration or renewal application to any other person for the same vehicle and may deny a registration or renewal application for any other motor vehicle registered in the name of the applicant where the commissioner has determined that such registrant's intent has been to evade the purposes of this subdivision and where the commissioner has reasonable grounds to believe that such registration or renewal will have the effect of defeating the purposes of this subdivision. Such denial shall only remain in effect as long as the summonses remain unanswered, or in the case of an administrative tribunal, the registrant fails to comply with the rules and regulations following entry of a final decision.

§ 2. The vehicle and traffic law is amended by adding a new section 1180-c to read as follows:

§ 1180-c. Owner liability for failure of operator to comply with certain posted maximum speed limits. (a) 1. Notwithstanding any other provision of law, the counties of Nassau and Suffolk are hereby authorized to establish a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with posted maximum speed limits in a school speed zone within the counties (i) when a school speed limit is in effect as provided in paragraphs one and two of subdivision (c) of section eleven hundred eighty of this article or (ii) when other speed limits are in effect as provided in subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this article during the following times: (A) on school days during school hours and one hour before and one hour after the school day, and (B) a period during student activities at the school and up to thirty minutes immediately before and up to thirty minutes immediately after such student activities. Such demonstration program shall empower the counties to install photo speed violation monitoring systems within no more than one school speed zone per school district within each county at any one time and to operate such systems

within such zones (iii) when a school speed limit is in effect as provided in paragraphs one and two of subdivision (c) of section eleven hundred eighty of this article or (iv) when other speed limits are in effect as provided in subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this article during the following times: (A) on school days during school hours and one hour before and one hour after the school day, and (B) a period during student activities at the school and up to thirty minutes immediately before and up to thirty minutes immediately after such student activities. In selecting a school speed zone in which to install and operate a photo speed violation monitoring system, the counties shall consider criteria including, but not limited to the speed data, crash history, and the roadway geometry applicable to such school speed zone.

2. No photo speed violation monitoring system shall be used in a school speed zone unless (i) on the day it is to be used it has successfully passed a self-test of its functions; and (ii) it has undergone an annual calibration check performed pursuant to paragraph four of this subdivision. The counties may install signs giving notice that a photo speed violation monitoring system is in use to be mounted on advance warning signs notifying motor vehicle operators of such upcoming school speed zone and/or on speed limit signs applicable within such school speed zone, in conformance with standards established in the MUTCD.

3. Operators of photo speed violation monitoring systems shall have completed training in the procedures for setting up, testing, and operating such systems. Each such operator shall complete and sign a daily set-up log for each such system that he or she operates that (i) states the date and time when, and the location where, the system was set up that day, and (ii) states that such operator successfully performed, and the system passed, the self-tests of such system before producing a recorded image that day. The counties shall retain each such daily log until the later of the date on which the photo speed violation monitoring system to which it applies has been permanently removed from use or the final resolution of all cases involving notices of liability issued based on photographs, microphotographs, video or other recorded images produced by such system.

4. Each photo speed violation monitoring system shall undergo an annual calibration check performed by an independent calibration laboratory which shall issue a signed certificate of calibration. The counties shall keep each such annual certificate of calibration on file until the final resolution of all cases involving a notice of liability issued during such year which were based on photographs, microphotographs, videotape or other recorded images produced by such photo speed violation monitoring system.

5. (i) Such demonstration program shall utilize necessary technologies to ensure, to the extent practicable, that photographs, microphotographs, videotape or other recorded images produced by such photo speed violation monitoring systems shall not include images that identify the driver, the passengers, or the contents of the vehicle. Provided, however, that no notice of liability issued pursuant to this section shall be dismissed solely because such a photograph, microphotograph, videotape or other recorded image allows for the identification of the driver, the passengers, or the contents of vehicles where either county, as applicable, shows that it made reasonable efforts to comply with the provisions of this paragraph in such case.

(ii) Photographs, microphotographs, videotape or any other recorded image from a photo speed violation monitoring system shall be for the exclusive use of each such county for the purpose of the adjudication of liability imposed pursuant to this section and of the owner receiving a notice of liability pursuant to this section, and shall be destroyed by each such county upon the final resolution of the notice of liability to which such photographs, microphotographs, videotape or other recorded images relate, or one year following the date of issuance of such notice of liability, whichever is later. Notwithstanding the provisions of any other law, rule or regulation to the contrary, photographs, microphotographs, videotape or any other recorded image from a photo speed violation monitoring system shall not be open to the public, nor subject to civil or criminal process or discovery, nor used by any court or administrative or adjudicatory body in any action or proceeding therein except that which is necessary for the adjudication of a notice of liability issued pursuant to this section, and no public entity or employee, officer or agent thereof shall disclose such information, except that such photographs, microphotographs, videotape or any other recorded images from such systems:

(A) shall be available for inspection and copying and use by the motor vehicle owner and operator for so long as such photographs, microphotographs, videotape or other recorded images are required to be maintained or are maintained by such public entity, employee, officer or agent; and

(B) (1) shall be furnished when described in a search warrant issued by a court authorized to issue such a search warrant pursuant to article six hundred ninety of the criminal procedure law or a federal court authorized to issue such a search warrant under federal law, where such search warrant states that there is reasonable cause to believe such information constitutes evidence of, or tends to demonstrate that, a misdemeanor or felony offense was committed in this state or another state, or that a particular person participated in the commission of a misdemeanor or felony offense in this state or another state, provided, however, that if such offense was against the laws of another state, the court shall only issue a warrant if the conduct comprising such offense would, if occurring in this state, constitute a misdemeanor or felony against the laws of this state; and

(2) shall be furnished in response to a subpoena duces tecum signed by a judge of competent jurisdiction and issued pursuant to article six hundred ten of the criminal procedure law or a judge or magistrate of a federal court authorized to issue such a subpoena duces tecum under federal law, where the judge finds and the subpoena states that there is reasonable cause to believe such information is relevant and material to the prosecution, or the defense, or the investigation by an authorized law enforcement official, of the alleged commission of a misdemeanor or felony in this state or another state, provided, however, that if such offense was against the laws of another state, such judge or magistrate shall only issue such subpoena if the conduct comprising such offense would, if occurring in this state, constitute a misdemeanor or felony in this state; and

(3) may, if lawfully obtained pursuant to this clause and clause (A) of this subparagraph and otherwise admissible, be used in such criminal action or proceeding.

(b) If the counties of Nassau and Suffolk establish a demonstration program pursuant to subdivision (a) of this section, the owner of a vehicle shall be liable for a penalty imposed pursuant to this section if such vehicle was used or operated with the permission of the owner, express or implied, within a school speed zone in violation of subdivision (c) of section eleven hundred eighty of this article or during the times authorized pursuant to subdivision (a) of this section in violation of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this article, such vehicle was traveling at a speed of more than ten miles per hour above the posted speed limit in effect within such school speed zone, and such violation is evidenced by information obtained from a photo speed violation monitoring system; provided however that no owner of a vehicle shall be liable for a penalty imposed pursuant to this section where the operator of such vehicle has been convicted of the underlying violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article.

(c) For purposes of this section, the following terms shall have the following meanings:

1. "manual on uniform traffic control devices" or "MUTCD" shall mean the manual and specifications for a uniform system of traffic control devices maintained by the commissioner of transportation pursuant to section sixteen hundred eighty of this chapter;

2. "owner" shall have the meaning provided in article two-B of this chapter.

3. "photo speed violation monitoring system" shall mean a vehicle sensor installed to work in conjunction with a speed measuring device which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of each vehicle at the time it is used or operated in a school speed zone in violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article in accordance with the provisions of this section; and

4. "school speed zone" shall mean a distance not to exceed one thousand three hundred twenty feet on a highway passing a school building, entrance or exit of a school abutting on the highway.

(d) A certificate, sworn to or affirmed by a technician employed by the counties of Nassau or Suffolk as applicable, or a facsimile thereof, based upon inspection of photographs, microphotographs, videotape or other recorded images produced by a photo speed violation monitoring system, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotape or other recorded images evidencing such a violation shall include at least two date and time stamped images of the rear of the motor vehicle that include the same stationary object near the motor vehicle and shall be available for inspection reasonably in advance of and at any proceeding to adjudicate the liability for such violation pursuant to this section.

(e) An owner liable for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article pursuant to a demonstration program established pursuant to this section shall be liable for monetary penalties in accordance with a schedule of fines and penalties to be promulgated by the traffic and parking violations agencies of the counties of Nassau and Suffolk. The liability of the owner pursuant to this section shall not exceed fifty dollars for each violation; provided, however, that each such traffic and parking violations agency may provide for an additional penalty not in excess of twenty-five dollars for each violation for the failure to respond to a notice of liability within the prescribed time period.

(f) An imposition of liability under the demonstration program established pursuant to this section shall not be deemed a conviction as an operator and shall not be made part of the operating record of the person upon whom such liability is imposed nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage.

(g) 1. A notice of liability shall be sent by first class mail to each person alleged to be liable as an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article pursuant to this section,

within fourteen business days if such owner is a resident of this state and within forty-five business days if such owner is a non-resident. Personal delivery on the owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of the facts contained therein.

2. A notice of liability shall contain the name and address of the person alleged to be liable as an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article pursuant to this section, the registration number of the vehicle involved in such violation, the location where such violation took place, the date and time of such violation, the identification number of the camera which recorded the violation or other document locator number, at least two date and time stamped images of the rear of the motor vehicle that include the same stationary object near the motor vehicle, and the certificate charging the liability.

3. The notice of liability shall contain information advising the person charged of the manner and the time in which he or she may contest the liability alleged in the notice. Such notice of liability shall also contain a prominent warning to advise the person charged that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.

4. The notice of liability shall be prepared and mailed by the county of Nassau or Suffolk, as applicable, or by any other entity authorized by such counties to prepare and mail such notice of liability.

(h) Adjudication of the liability imposed upon owners of this section shall be by the court having jurisdiction over traffic infractions.

(i) If an owner receives a notice of liability pursuant to this section for any time period during which the vehicle or the number plate or plates of such vehicle was reported to the police department as having been stolen, it shall be a valid defense to an allegation of liability for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article pursuant to this section that the vehicle or the number plate or plates of such vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subdivision, it shall be sufficient that a certified copy of the police report on the stolen vehicle or number plate or plates of such vehicle be sent by first class mail to the court having jurisdiction in such counties.

(j) An owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to subdivision (g) of this section shall not be liable for the violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article, provided that he or she sends to the court having jurisdiction a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within thirty-seven days after receiving notice from the court of the date and time of such violation, together with the other information contained in the original notice of liability. Failure to send such information within such thirty-seven day time period shall render the owner liable for the penalty prescribed by this section. Where the lessor complies with the provisions of this paragraph, the lessee of such vehicle on the date of such violation shall be deemed to be the owner of such vehicle for purposes of this section, shall be subject to liability for the violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article pursuant to this section and shall be sent a notice of liability pursuant to subdivision (g) of this section.

(k) 1. If the owner liable for a violation of subdivision (c) or (d) of section eleven hundred eighty of this article pursuant to this section was not the operator of the vehicle at the time of the violation, the owner may maintain an action for indemnification against the operator.

2. Notwithstanding any other provision of this section, no owner of a vehicle shall be subject to a monetary fine imposed pursuant to this section if the operator of such vehicle was operating such vehicle without the consent of the owner at the time such operator operated such vehicle in violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article. For purposes of this subdivision there shall be a presumption that the operator of such vehicle was operating such vehicle with the consent of the owner at the time such operator operated such vehicle in violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article.

(l) Nothing in this section shall be construed to limit the liability of an operator of a vehicle for any violation of subdivision (c) or (d) of section eleven hundred eighty of this article.

(m) Notwithstanding any law to the contrary, the net proceeds of any penalty after expenses of administration, resulting from a photo speed violation monitoring system used in the course of this program located on a village maintained street or highway within the county of Nassau shall inure to said village.

(n) If either county adopts a demonstration program pursuant to this section it shall conduct a study and submit a report on the results of the use of photo devices to the governor, the temporary president of the senate and the speaker of the assembly. Such report shall include:

1. the locations where and dates when photo speed violation monitoring systems were used;

2. the aggregate number, type and severity of crashes, fatalities, injuries and property damage reported within all school speed zones within such county, to the extent the information is maintained by the department of motor vehicles of this state;

3. the aggregate number, type and severity of crashes, fatalities, injuries and property damage reported within school speed zones where photo speed violation monitoring systems were used, to the extent the information is maintained by the department of motor vehicles of this state;

4. the number of violations recorded within all school speed zones within such county, in the aggregate on a daily, weekly and monthly basis;

5. the number of violations recorded within each school speed zone where a photo speed violation monitoring system is used, in the aggregate on a daily, weekly and monthly basis;

6. the number of violations recorded within all school speed zones within such county that were:

(i) more than ten but not more than twenty miles per hour over the posted speed limit;

(ii) more than twenty but not more than thirty miles per hour over the posted speed limit;

(iii) more than thirty but not more than forty miles per hour over the posted speed limit; and

(iv) more than forty miles per hour over the posted speed limit;

7. the number of violations recorded within each school speed zone where a photo speed violation monitoring system is used that were:

(i) more than ten but not more than twenty miles per hour over the posted speed limit;

(ii) more than twenty but not more than thirty miles per hour over the posted speed limit;

(iii) more than thirty but not more than forty miles per hour over the posted speed limit; and

(iv) more than forty miles per hour over the posted speed limit;

8. the total number of notices of liability issued for violations recorded by such systems;

9. the number of fines and total amount of fines paid after the first notice of liability issued for violations recorded by such systems;

10. the number of violations adjudicated and the results of such adjudications including breakdowns of dispositions made for violations recorded by such systems;

11. the total amount of revenue realized by such county in connection with the program;

12. the expenses incurred by such county in connection with the program; and

13. the quality of the adjudication process and its results.

(o) It shall be a defense to any prosecution for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article pursuant to this section that such photo speed violation monitoring system was malfunctioning at the time of the alleged violation.

§ 3. The opening paragraph and paragraph (c) of subdivision 1 of section 1809 of the vehicle and traffic law, as amended by section 11 of chapter 189 of the laws of 2013, are amended to read as follows:

Whenever proceedings in an administrative tribunal or a court of this state result in a conviction for an offense under this chapter or a traffic infraction under this chapter, or a local law, ordinance, rule or regulation adopted pursuant to this chapter, other than a traffic infraction involving standing, stopping, or parking or violations by pedestrians or bicyclists, or other than an adjudication of liability of an owner for a violation of subdivision (d) of section eleven hundred eleven of this chapter in accordance with section eleven hundred eleven-a of this chapter, or other than an adjudication of liability of an owner for a violation of subdivision (d) of section eleven hundred eleven of this chapter in accordance with section eleven hundred eleven-b of this chapter, or other than an adjudication in accordance with section eleven hundred eleven-c of this chapter for a violation of a bus lane restriction as defined in such section, or other than an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this

chapter in accordance with section eleven hundred eighty-b of this chapter, **or other than an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-c of this chapter,** there shall be levied a crime victim assistance fee and a mandatory surcharge, in addition to any sentence required or permitted by law, in accordance with the following schedule:

(c) Whenever proceedings in an administrative tribunal or a court of this state result in a conviction for an offense under this chapter other than a crime pursuant to section eleven hundred ninety-two of this chapter, or a traffic infraction under this chapter, or a local law, ordinance, rule or regulation adopted pursuant to this chapter, other than a traffic infraction involving standing, stopping, or parking or violations by pedestrians or bicyclists, or other than an adjudication of liability of an owner for a violation of subdivision (d) of section eleven hundred eleven of this chapter in accordance with section eleven hundred eleven-a of this chapter, or other than an adjudication of liability of an owner for a violation of subdivision (d) of section eleven hundred eleven of this chapter in accordance with section eleven hundred eleven-b of this chapter, or other than an infraction pursuant to article nine of this chapter or other than an adjudication of liability of an owner for a violation of toll collection regulations pursuant to section two thousand nine hundred eighty-five of the public authorities law or sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty or other than an adjudication in accordance with section eleven hundred eleven-c of this chapter for a violation of a bus lane restriction as defined in such section, or other than an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-b of this chapter, **or other than an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-c of this chapter,** there shall be levied a crime victim assistance fee in the amount of five dollars and a mandatory surcharge, in addition to any sentence required or permitted by law, in the amount of fifty-five dollars.

§ 3-a. Subdivision 1 of section 1809 of the vehicle and traffic law, as amended by section 11-a of chapter 189 of the laws of 2013, is amended to read as follows:

1. Whenever proceedings in an administrative tribunal or a court of this state result in a conviction for a crime under this chapter or a traffic infraction under this chapter, or a local law, ordinance, rule or regulation adopted pursuant to this chapter, other than a traffic infraction involving standing, stopping, parking or motor vehicle equipment or violations by pedestrians or bicyclists, or other than an adjudication of liability of an owner for a violation of subdivision (d) of section eleven hundred eleven of this chapter in accordance with section eleven hundred eleven-a of this chapter, or other than an adjudication of liability of an owner for a violation of subdivision (d) of section eleven hundred eleven of this chapter in accordance with section eleven hundred eleven-b of this chapter, or other than an adjudication in accordance with section eleven hundred eleven-c of this chapter for a violation of a bus lane restriction as defined in such section, or other than an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-b of this chapter, **or other than an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-c of this chapter,** there shall be levied a mandatory surcharge, in addition to any sentence required or permitted by law, in the amount of twenty-five dollars.

§ 3-b. Subdivision 1 of section 1809 of the vehicle and traffic law, as amended by section 11-b of chapter 189 of the laws of 2013, is amended to read as follows:

1. Whenever proceedings in an administrative tribunal or a court of this state result in a conviction for a crime under this chapter or a traffic infraction under this chapter other than a traffic infraction involving standing, stopping, parking or motor vehicle equipment or violations by pedestrians or bicyclists, or other than an adjudication in accordance with section eleven hundred eleven-c of this chapter for a violation of a bus lane restriction as defined in such section, or other than an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-b of this chapter, **or other than an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-c of this chapter,** there shall be levied a mandatory surcharge, in addition to any sentence required or permitted by law, in the amount of seventeen dollars.

§ 3-c. Subdivision 1 of section 1809 of the vehicle and traffic law, as amended by section 11-c of chapter 189 of the laws of 2013, is amended to read as follows:

1. Whenever proceedings in an administrative tribunal or a court of this state result in a conviction for a crime under this chapter or a traffic infraction under this chapter other than a traffic infraction involving standing, stopping, parking or motor vehicle equipment or violations by pedestrians or bicyclists, or other than an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-b of this chapter, **or other than an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-c of this chapter,** there shall be levied a mandatory surcharge, in addition to any sentence required or permitted by law, in the amount of seventeen dollars.

§ 3-d. Subdivision 1 of section 1809 of the vehicle and traffic law, as separately amended by chapter 16 of the laws of 1983 and chapter 62 of the laws of 1989, is amended to read as follows:

1. Whenever proceedings in an administrative tribunal or a court of this state result in a conviction for a crime under this chapter or a traffic infraction under this chapter other than a traffic infraction involving standing, stopping, parking or motor vehicle equipment or violations by pedestrians or bicyclists, **or other than an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-c of this chapter,** there shall be levied a mandatory surcharge, in addition to any sentence required or permitted by law, in the amount of seventeen dollars.

§ 4. Paragraph a of subdivision 1 of section 1809-e of the vehicle and traffic law, as amended by section 12-a of chapter 189 of the laws of 2013, is amended to read as follows:

a. Notwithstanding any other provision of law, whenever proceedings in a court or an administrative tribunal of this state result in a conviction for an offense under this chapter, except a conviction pursuant to section eleven hundred ninety-two of this chapter, or for a traffic infraction under this chapter, or a local law, ordinance, rule or regulation adopted pursuant to this chapter, except a traffic infraction involving standing, stopping, or parking or violations by pedestrians or bicyclists, and except an adjudication of liability of an owner for a violation of subdivision (d) of section eleven hundred eleven of this chapter in accordance with section eleven hundred eleven-a of this chapter, and except an adjudication of liability of an owner for a violation of subdivision (d) of section eleven hundred eleven of this chapter in accordance with section eleven hundred eleven-b of this chapter, and except an adjudication in accordance with section eleven hundred eleven-c of this chapter of a violation of a bus lane restriction as defined in such section, and [~~except~~] **except** an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-b of this chapter, **and except an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-c of this chapter,** and except an adjudication of liability of an owner for a violation of toll collection regulations pursuant to section two thousand nine hundred eighty-five of the public authorities law or sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty, there shall be levied in addition to any sentence, penalty or other surcharge required or permitted by law, an additional surcharge of twenty-eight dollars.

§ 4-a. Paragraph a of subdivision 1 of section 1809-e of the vehicle and traffic law, as amended by section 12-b of chapter 189 of the laws of 2013, is amended to read as follows:

a. Notwithstanding any other provision of law, whenever proceedings in a court or an administrative tribunal of this state result in a conviction for an offense under this chapter, except a conviction pursuant to section eleven hundred ninety-two of this chapter, or for a traffic infraction under this chapter, or a local law, ordinance, rule or regulation adopted pursuant to this chapter, except a traffic infraction involving standing, stopping, or parking or violations by pedestrians or bicyclists, and except an adjudication of liability of an owner for a violation of subdivision (d) of section eleven hundred eleven of this chapter in accordance with section eleven hundred eleven-a of this chapter, and except an adjudication in accordance with section eleven hundred eleven-c of this chapter of a violation of a bus lane restriction as defined in such section, and except an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-b of this chapter, **and except an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-c of this chapter,** and except an adjudication of liability of an owner for a violation of toll collection regulations pursuant to section two thousand nine hundred eighty-five of the public authorities law or sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty, there shall be levied in addition to any sentence, penalty or other surcharge required or permitted by law, an additional surcharge of twenty-eight dollars.

§ 4-b. Paragraph a of subdivision 1 of section 1809-e of the vehicle and traffic law, as amended by section 12-c of chapter 189 of the laws of 2013, is amended to read as follows:

a. Notwithstanding any other provision of law, whenever proceedings in a court or an administrative tribunal of this state result in a conviction for an offense under this chapter, except a conviction pursuant to section eleven hundred ninety-two of this chapter, or for a traffic infraction under this chapter, or a local law, ordinance, rule or regulation adopted pursuant to this chapter, except a traffic infraction involving standing, stopping, or parking or violations by pedestrians or bicyclists, and except an adjudication of liability of an owner for a violation of subdivision (d) of section eleven hundred eleven of this chapter in accordance with section eleven hundred eleven-a of this chapter, and except an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-b of this chapter, **and except an adjudication of liability of an owner for a violation of subdivision**

(b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-c of this chapter, and except an adjudication of liability of an owner for a violation of toll collection regulations pursuant to section two thousand nine hundred eighty-five of the public authorities law or sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty, there shall be levied in addition to any sentence, penalty or other surcharge required or permitted by law, an additional surcharge of twenty-eight dollars.

§ 4-c. Paragraph a of subdivision 1 of section 1809-e of the vehicle and traffic law, as added by section 5 of part C of chapter 55 of the laws of 2013, is amended to read as follows:

a. Notwithstanding any other provision of law, whenever proceedings in a court or an administrative tribunal of this state result in a conviction for an offense under this chapter, except a conviction pursuant to section eleven hundred ninety-two of this chapter, or for a traffic infraction under this chapter, or a local law, ordinance, rule or regulation adopted pursuant to this chapter, except a traffic infraction involving standing, stopping, or parking or violations by pedestrians or bicyclists, and except an adjudication of liability of an owner for a violation of subdivision (d) of section eleven hundred eleven of this chapter in accordance with section eleven hundred eleven-a of this chapter, **and except an adjudication of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter in accordance with section eleven hundred eighty-c of this chapter,** and except an adjudication of liability of an owner for a violation of toll collection regulations pursuant to section two thousand nine hundred eighty-five of the public authorities law or sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty, there shall be levied in addition to any sentence, penalty or other surcharge required or permitted by law, an additional surcharge of twenty-eight dollars.

§ 5. Subdivision 2 of section 87 of the public officers law is amended by adding a new paragraph (n) to read as follows:

(n) are photographs, microphotographs, videotape or other recorded images prepared under the authority of section eleven hundred eighty-c of the vehicle and traffic law.

§ 6. Subdivision 2 of section 371 of the general municipal law, as amended by section 21 of part G of chapter 58 of the laws of 2012, is amended to read as follows:

2. The Nassau county traffic and parking violations agency, as established, may be authorized to assist the Nassau county district court in the disposition and administration of infractions of traffic and parking laws, ordinances, rules and regulations and the liability of owners for violations of subdivision (d) of section eleven hundred eleven of the vehicle and traffic law in accordance with section eleven hundred eleven-b of such law[**,**] **and the liability of owners for violations of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of the vehicle and traffic law in accordance with section eleven hundred eighty-c of such law,** except that such agency shall not have jurisdiction over (a) the traffic infraction defined under subdivision one of section eleven hundred ninety-two of the vehicle and traffic law; (b) the traffic infraction defined under subdivision five of section eleven hundred ninety-two of the vehicle and traffic law; (c) the violation defined under paragraph (b) of subdivision four of section fourteen-f of the transportation law and the violation defined under clause (b) of subparagraph (iii) of paragraph c of subdivision two of section one hundred forty of the transportation law; (d) the traffic infraction defined under section three hundred ninety-seven-a of the vehicle and traffic law and the traffic infraction defined under subdivision (g) of section eleven hundred eighty of the vehicle and traffic law; (e) any misdemeanor or felony; or (f) any offense that is part of the same criminal transaction, as that term is defined in subdivision two of section 40.10 of the criminal procedure law, as a violation of subdivision one of section eleven hundred ninety-two of the vehicle and traffic law, a violation of subdivision five of section eleven hundred ninety-two of the vehicle and traffic law, a violation of paragraph (b) of subdivision four of section fourteen-f of the transportation law, a violation of clause (b) of subparagraph (iii) of paragraph d of subdivision two of section one hundred forty of the transportation law, a violation of section three hundred ninety-seven-a of the vehicle and traffic law, a violation of subdivision (g) of section eleven hundred eighty of the vehicle and traffic law or any misdemeanor or felony.

§ 7. Subdivision 2 of section 371 of the general municipal law, as amended by chapter 388 of the laws of 2012, is amended to read as follows:

2. The Nassau county traffic and parking violations agency, as established, may be authorized to assist the Nassau county district court, and the Suffolk county traffic and parking violations agency, as established, may be authorized to assist the Suffolk county district court, in the disposition and administration of infractions of traffic and parking laws, ordinances, rules and regulations and the liability of owners for violations of subdivision (d) of section eleven hundred eleven of the vehicle and traffic law in accordance with section eleven hundred eleven-b of such law[**,**] **and the liability of owners for violations of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of the vehicle and traffic law in accordance with section eleven hundred eighty-c of such law,** except that such agencies shall not have jurisdiction over (a) the traffic infraction defined under subdivision one of section eleven hundred ninety-two of the vehicle and traffic law; (b) the traffic infraction defined under subdivision five of section eleven hundred ninety-two of the vehicle and traffic law; (c) the violation defined under paragraph (b) of subdivision four of section fourteen-f of the transportation law and the violation defined under clause (b) of subparagraph (iii) of paragraph c of subdivision two of section one hundred forty of the transportation law; (d) the traffic infraction defined under section three hundred ninety-seven-a of the vehicle and traffic law and the traffic infraction defined under subdivision (g) of section eleven hundred eighty of the vehicle and traffic law; (e) any misdemeanor or felony; or (f) any offense that is part of the same criminal transaction, as that term is defined in subdivision two of section 40.10 of the criminal procedure law, as a violation of subdivision one of section eleven hundred ninety-two of the vehicle and traffic law, a violation of subdivision five of section eleven hundred ninety-two of the vehicle and traffic law, a violation of paragraph (b) of subdivision four of section fourteen-f of the transportation law, a violation of clause (b) of subparagraph (iii) of paragraph c of subdivision two of section one hundred forty of the transportation law, a violation of section three hundred ninety-seven-a of the vehicle and traffic law, a violation of subdivision (g) of section eleven hundred eighty of the vehicle and traffic law or any misdemeanor or felony.

§ 8. Subdivision 3 of section 371 of the general municipal law, as amended by chapter 496 of the laws of 1990, is amended to read as follows:

3. A person charged with an infraction which shall be disposed of by either a traffic violations bureau or the Nassau county traffic and parking violations agency, may be permitted to answer, within a specified time, at the traffic violations bureau, and in Nassau county at the traffic and parking violations agency, either in person or by written power of attorney in such form as may be prescribed in the ordinance or local law creating the bureau or agency, by paying a prescribed fine and, in writing, waiving a hearing in court, pleading guilty to the charge or admitting liability as an owner for the violation of subdivision (d) of section eleven hundred eleven of the vehicle and traffic law, **or admitting liability as an owner for the violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of the vehicle and traffic law,** as the case may be, and authorizing the person in charge of the bureau or agency to enter such a plea or admission and accept payment of said fine. Acceptance of the prescribed fine and power of attorney by the bureau or agency shall be deemed complete satisfaction for the violation or of the liability, and the violator or owner liable for a violation of subdivision (d) of section eleven hundred eleven of the vehicle and traffic law **or owner liable for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of the vehicle and traffic law** shall be given a receipt which so states. If a person charged with a traffic violation does not answer as hereinbefore prescribed, within a designated time, the bureau or agency may cause a complaint to be entered against him forthwith and a warrant to be issued for his arrest and appearance before the court, such summons to be predicated upon the personal service of said summons upon the person charged with the infraction. Any person who shall have been, within the preceding twelve months, guilty of a number of parking violations in excess of such maximum number as may be designated by the court, or of three or more violations other than parking violations, shall not be permitted to appear and answer to a subsequent violation at the traffic violations bureau or agency, but must appear in court at a time specified by the bureau or agency. Such bureau or agency shall not be authorized to deprive a person of his right to counsel or to prevent him from exercising his right to appear in court to answer to, explain, or defend any charge of a violation of any traffic law, ordinance, rule or regulation.

§ 9. Subdivision 3 of section 371 of the general municipal law, as amended by chapter 388 of the laws of 2012, is amended to read as follows:

3. A person charged with an infraction which shall be disposed of by either a traffic violations bureau, the Nassau county traffic and parking violations agency, or the Suffolk county traffic and parking violations agency may be permitted to answer, within a specified time, at the traffic violations bureau, in Nassau county at the traffic and parking violations agency and in Suffolk county at the traffic and parking violations agency, either in person or by written power of attorney in such form as may be prescribed in the ordinance or local law creating the bureau or agency, by paying a prescribed fine and, in writing, waiving a hearing in court, pleading guilty to the charge or admitting liability as an owner for the violation of subdivision (d) of section eleven hundred eleven of the vehicle and traffic law, **or admitting liability as an owner for the violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of the vehicle and traffic law,** as the case may be, and authorizing the person in charge of the bureau or agency to enter such a plea or admission and accept payment of said fine. Acceptance of the prescribed fine and power of attorney by the bureau or agency shall be deemed complete satisfaction for the violation or of the liability, and the violator or owner liable for a violation of subdivision (d) of section eleven hundred eleven of the vehicle and traffic law **or owner liable for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of the vehicle and traffic law** shall be given a receipt which so states. If a person charged with a traffic violation does not answer as hereinbefore prescribed, within a designated time, the bureau or agency may cause a complaint to be entered against him forthwith and a warrant to be issued for his arrest and appearance before the court, such summons to be predicated upon the personal service of said summons upon the person charged with the infraction. Any person who shall have been, within the preceding twelve months, guilty of a number of parking violations in excess of such maximum number as may be designated by the court, or of three or more violations other than parking violations, shall not be permitted to appear and answer to a subsequent violation at the traffic violations bureau or agency, but must appear in court at a time specified by the bureau or agency. Such bureau or agency shall not be authorized to deprive a person of his right to counsel or to prevent him from exercising his right to appear in court to answer to,

explain, or defend any charge of a violation of any traffic law, ordinance, rule or regulation.

§ 10. The purchase or lease of equipment for a demonstration program pursuant to section 1180-c of the vehicle and traffic law shall be subject to the provisions of section 103 of the general municipal law.

§ 11. Paragraph 1 of subdivision (a) of section 1180-b of the vehicle and traffic law, as added by chapter 189 of the laws of 2013, is amended to read as follows:

1. Notwithstanding any other provision of law, the city of New York is hereby authorized to establish a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with posted maximum speed limits in a school speed zone within the city (i) when a school speed limit is in effect as provided in paragraphs one and two of subdivision (c) of section eleven hundred eighty of this article or (ii) when other speed limits are in effect as provided in subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this article during the following times: (A) on school days during school hours and one hour before and one hour after the school day, and (B) a period during student activities at the school and up to thirty minutes immediately before and up to thirty minutes immediately after such student activities. Such demonstration program shall empower the city to install photo speed violation monitoring systems within no more than [~~twenty~~] **one hundred forty** school speed zones within the city at any one time and to operate such systems within such zones (iii) when a school speed limit is in effect as provided in paragraphs one and two of subdivision (c) of section eleven hundred eighty of this article or (iv) when other speed limits are in effect as provided in subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this article during the following times: (A) on school days during school hours and one hour before and one hour after the school day, and (B) a period during student activities at the school and up to thirty minutes immediately before and up to thirty minutes immediately after such student activities. In selecting a school speed zone in which to install and operate a photo speed violation monitoring system, the city shall consider criteria including, but not limited to the speed data, crash history, and the roadway geometry applicable to such school speed zone.

§ 12. This act shall take effect on the thirtieth day after it shall have become a law and shall expire 4 years after such effective date when upon such date the provisions of this act shall be deemed repealed; and provided further that any rules necessary for the implementation of this act on its effective date shall be promulgated on or before such effective date, provided that:

(a) the amendments to subparagraph (i) of paragraph a of subdivision 5-a of section 401 of the vehicle and traffic law made by section one of this act shall not affect the expiration of such paragraph and shall be deemed to expire therewith, when upon such date the provisions of section one-a of this act shall take effect;

(b) the amendments to paragraph a of subdivision 5-a of section 401 of the vehicle and traffic law made by section one-a of this act shall not affect the expiration of such paragraph and shall be deemed to expire therewith, when upon such date the provisions of section one-b of this act shall take effect;

(c) the amendments to paragraph a of subdivision 5-a of section 401 of the vehicle and traffic law made by section one-b of this act shall not affect the expiration of such paragraph and shall be deemed to expire therewith, when upon such date the provisions of section one-c of this act shall take effect;

(d) the amendments to paragraph a of subdivision 5-a of section 401 of the vehicle and traffic law made by section one-c of this act shall not affect the expiration of such paragraph and shall be deemed to expire therewith, when upon such date the provisions of section one-d of this act shall take effect;

(e) the amendments to subdivision 1 of section 1809 of the vehicle and traffic law made by section three of this act shall not affect the expiration of such subdivision and shall be deemed to expire therewith, when upon such date the provisions of section three-a of this act shall take effect;

(f) the amendments to subdivision 1 of section 1809 of the vehicle and traffic law made by section three-a of this act shall not affect the expiration of such subdivision and shall be deemed to expire therewith, when upon such date the provisions of section three-b of this act shall take effect;

(g) the amendments to subdivision 1 of section 1809 of the vehicle and traffic law made by section three-b of this act shall not affect the expiration of such subdivision and shall be deemed to expire therewith, when upon such date the provisions of section three-c of this act shall take effect;

(h) the amendments to subdivision 1 of section 1809 of the vehicle and traffic law made by section three-c of this act shall not affect the expiration of such subdivision and shall be deemed to expire therewith, when upon such date the provisions of section three-d of this act shall take effect;

(i) the amendments to paragraph a of subdivision 1 of section 1809-e of the vehicle and traffic law made by section four of this act shall not affect the expiration of such paragraph and shall be deemed to expire therewith, when upon such date the provisions of section four-a of this act shall take effect;

(j) the amendments to paragraph a of subdivision 1 of section 1809-e of the vehicle and traffic law made by section four-a of this act shall not affect the expiration of such paragraph and shall be deemed to expire therewith, when upon such date the provisions of section four-b of this act shall take effect;

(k) the amendments to paragraph a of subdivision 1 of section 1809-e of the vehicle and traffic law made by section four-b of this act shall not affect the expiration of such paragraph and shall be deemed to expire therewith, when upon such date the provisions of section four-c of this act shall take effect;

(l) the amendments to subdivision 2 of section 371 of the general municipal law made by section seven of this act shall take effect only in the event that the county of Suffolk shall have by local law established a traffic and parking violations agency;

(m) the amendments to subdivision 3 of section 371 of the general municipal law made by section nine of this act shall take effect only in the event that the county of Suffolk shall have by local law established a traffic and parking violations agency;

(n) the amendments to section 371 of the general municipal law made by sections six, seven, eight and nine of this act shall not affect the expiration of such section and shall be deemed to expire therewith; and

(o) the amendments to subdivision (a) of section 1180-b of the vehicle and traffic law made by section eleven of this act shall not affect the repeal of such section and shall be deemed repealed therewith.

(The following is the text of the State Assembly Sponsor's Memorandum in Support:)

NEW YORK STATE ASSEMBLY
MEMORANDUM IN SUPPORT OF LEGISLATION
submitted in accordance with Assembly Rule III, Sec 1(f)

BILL NUMBER: A9206

SPONSOR: Silver (MS)

TITLE OF BILL: An act to amend the vehicle and traffic law, the public officers law and the general municipal law, in relation to establishing in the counties of Nassau and Suffolk a demonstration program implementing speed violation monitoring systems in school speed zones by means of photo devices, and in relation to photo speed violation monitoring systems in school speed zones in the city of New York; and providing for the repeal of such provisions upon expiration thereof

PURPOSE OR GENERAL IDEA OF BILL:

To reduce incidents of speeding in school zones in order to better protect schoolchildren.

SUMMARY OF SPECIFIC PROVISIONS:

The bill would authorize the counties of Nassau and Suffolk to each establish a four-year pilot program to impose monetary liability on vehicle owners for the failure of vehicle operators to comply with maximum posted speed limits in school speed zones during school days and school activities. These counties would be authorized to use photo speed violation monitoring systems within one school speed zone per school district in the counties.

Additionally, the bill would expand the number of school speed zones in which the City of New York would be authorized to use speed cameras in its demonstration program by an additional 120, for a total of 140.

JUSTIFICATION:

The safety of schoolchildren around our schools is of paramount importance. In an effort to assess the effectiveness and impact in New York of automated enforcement systems on deterring drivers from speeding on streets where schools are located and thereby increase the safety of schoolchildren, the Legislature last year authorized the City of New York to implement a pilot program for the use of photo speed enforcement in up to twenty school zones. This bill would expand the size of this pilot program by expanding the number of school speed zones eligible for automated speed enforcement to a total of 140. The bill also would authorize the counties of Nassau and Suffolk to implement pilot programs for the use of photo speed violation monitoring systems in one school

speed zone per school district in each county (69 in Suffolk County and 56 in Nassau County). While there have been a variety of studies over the years on automated enforcement, the National Highway Traffic Safety Administration has found that only a few studies were "well-controlled." By authorizing a greater number of cameras in New York City as well as pilot programs in Nassau and Suffolk Counties, this bill is intended to provide New York-specific information on speed camera performance and to reduce incidents of speeding at locations targeted to protect some of our most vulnerable residents, our schoolchildren.

PRIOR LEGISLATIVE HISTORY:

New bill.

FISCAL IMPLICATIONS:

None to the State.

EFFECTIVE DATE:
30th day after enactment, to expire and be deemed repealed four years after such date.

(For text of the same-as State Senate bill and respective State Senate Sponsor's Memorandum of Support, please refer to the State Senate website at www.nysenate.gov)

Referred to the Committee on State and Federal Legislation.

COMMUNICATION FROM CITY, COUNTY & BOROUGH OFFICES

Preconsidered M-41

Communication from the Office of Management & Budget - Transfer City funds between various agencies in Fiscal Year 2014 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter (MN-2).

April 7, 2014

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 2014 to implement changes in the City's expense budget.

This modification (MN-2) will implement expense budget changes which were reflected in the City's November and February Financial Plans. In addition, as requested by the City Council, this modification reallocates appropriations that were included in the FY 2014 Adopted Budget to fund City Council local initiatives as well as other discretionary programs.

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

Your approval of modification MN-2 is respectfully requested.

Sincerely,

Dean Fuleihan

(For the MN-2 and Appendix A numbers, please see the attachment to the resolution following the Report of the Committee on Finance for M-41 & Res No. 175)

Referred to the Committee on Finance.

Preconsidered M-42

Communication from the Office of Management & Budget – Pursuant to Section 107(e) of the New York City Charter, appropriate new revenues of $1.964 billion in fiscal year 20014 (MN-3).

April 7, 2014

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 $1.964 billion in fiscal year 2014.

This modification (MN-3) will implement revenue budget changes reflected in the City's November and February Financial Plans. The $1.964 billion of new revenues will be used to increase the Budget Stabilization Account by $1.628 billion to prepay fiscal year 2015 debt service in fiscal year 2014. In addition, an adjustment to the General-Reserve will be implemented to reduce the funding to $150 million as reflected in the February Financial Plan.

Your approval of modification MN-3 is respectfully requested.

Sincerely,

Dean Fuleihan

(For the MN-3 numbers, please see the attachment to the resolution following the Report of the Committee on Finance for M-42 & Res No. 176)

Referred to the Committee on Finance.

LAND USE CALL UPS

M-43

By Council Member Johnson:

Pursuant to Rule 11.20b of the Council Rules 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 Review Procedure Application no. C 140167 ZSM, shall be subject to Council review.

Coupled on Call – Up Vote

M-44

By Council Member Kallos:

Pursuant to Rule 11.20b of the Council Rules 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 Review Procedure Application no. C 140157 ZSM, shall be subject to Council review.

Coupled on Call – Up Vote

M-45

By Council Member Kallos:

Pursuant to Rule 11.20b of the Council Rules 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 Review Procedure Application no. C 140068 (A) MMM, shall be subject to Council review.

Coupled on Call – Up Vote

M-46

By Council Member Mendez:

Pursuant to Rule 11.20b of the Council and §20-226 or §20-225 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 132 4th Avenue, in the Borough of Manhattan, Community District 3, Application no. 20145387 TCM, shall be subject to review by the Council.

Coupled on Call – Up Vote

LAND USE CALL UP VOTE

The Public Advocate (Ms. James) 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, Cabrera, Chin, Cohen, Constantinides, Cornegy, Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras, Garodnick, Gentile, Gibson, Greenfield, Johnson, Kallos, Koo, Koslowitz, Lancman, Lander, Levine, Maisel, Matteo, Mealy, Menchaca, Mendez, Miller, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Weprin, Williams, Wills, Ignizio, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **47.**

At this point, the Public Advocate (Ms. James) declared the aforementioned items **adopted** and referred these items to the Committee on Land Use and to the appropriate Land Use subcommittee.

REPORTS OF THE STANDING COMMITTEES

Reports of the Committee on Finance

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

Report for Int. No. 256

Report of the Committee on Finance in favor of approving and adopting a Local Law In relation to the date of submission by the Mayor of the proposed executive budget and budget message, the date of submission by the Borough Presidents of recommendations in response to the Mayor's executive budget, the date of publication of a report by the director of the independent budget office analyzing the executive budget, the date by which the Council hearings pertaining to the executive budget shall conclude, the date by which if the expense budget has not been adopted, the expense budget and tax rate adopted as modified for the current fiscal year shall be deemed to have been extended for the new fiscal year until such time as a new expense budget has been adopted, the date by which if a capital budget and a capital program have not been adopted, the unutilized portion of all prior capital appropriations shall be deemed reappropriated, the date of submission by the Mayor of an estimate of the probable amount of receipts, the date by which any person or organization may submit an official alternative estimate of revenues, the date by which if the Council has not fixed the tax rates for the ensuing fiscal year, the commissioner of finance shall be authorized to complete the assessment rolls using estimated rates, and related matters, relating to the fiscal year two thousand fifteen.

The Committee on Finance, to which the annexed proposed local law was referred on April 10, 2014, respectfully

REPORTS:

ANALYSIS:

Various provisions in the New York City Charter (the "Charter") prescribe the actions that need to be taken as part of the annual budget submission process during a fiscal year. Such provisions also prescribe dates on which these actions must be taken.

Tomorrow, the Finance Committee and Full Council will vote on legislation that would extend the dates for various actions relating to the budget process for Fiscal 2015, including the date by which the Mayor must submit the proposed executive budget and budget message, the date by which the Council must conclude its hearings on the executive budget, the date by which the Mayor must submit its revenue estimate, the date for budget adoption, as well as other dates for related actions in the budget process.

The extended dates are noted below. Generally, most dates were pushed back approximately 12 days, the same length of the extension of time provided for the release of the executive budget.

	Charter Date	Extended Date For FY 2015
Mayor's submission of proposed executive budget and budget message	not later than April 26	not later than May 8
Borough Presidents' recommendations in response to Mayor's executive budget	not later than May 6	not later than May 19
Report of the Independent Budget Office on the Mayor's executive budget	not later than May 15	not later than May 23

	Charter Date	Extended Date For FY 2014
City Council's public hearings on the Mayor's executive budget	shall conclude by May 25	shall conclude by June 6
Date by which if new expense budget is not adopted, the current expense budget and tax rate is deemed extended until such adoption	by June 5	by June 18
Date by which if new capital budget and program are not adopted, unutilized portion of capital appropriations are deemed reappropriated	by June 5	by June 18
Mayor's submission of revenue estimate	not later than June 5	not later than June 18
Submission of alt. revenue estimate	not later than May 15	not later than May 23
Date subsequent to which if Council has not fixed tax rates, DOF may complete rolls and collect property tax at estimated rates	not late than June 5	not later than June 18
Date subsequent to which if Council has not fixed tax rates, the Council shall fix the tax rates for ensuing fiscal year at percentages differing from the estimated rates, and property tax payments shall be paid at the estimated rates. In this event DOF must revise the assessment roll before January 1st and send out an amended bill to reflect the tax rates fixed by the Council.	not later than June 5	not later than June 18

The legislation leaves intact the five days which the Mayor has to veto any increases or additions to the budget or any unit of appropriation or any change in any term and condition as adopted by the Council, as well as the ten day period which the Council has under law to override any such veto.

This legislation would take effect immediately.

(The following is the text of the Fiscal Impact Statement for Int. No. 256:)

THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION

FISCAL IMPACT STATEMENT

INTRO. NO: Preconsidered
COMMITTEE: Finance

A Local law in relation to the date of submission by the Mayor of the proposed executive budget and budget message, the date of submission by the Borough Presidents of recommendations in response to the Mayor's executive budget, the date of publication of a report by the director of the independent budget office analyzing the executive budget, the date

SPONSOR(S): Ferreras (by request of the Mayor)

by which the Council hearings pertaining to the executive budget shall conclude, the date by which if the expense budget has not been adopted, the expense budget and tax rate adopted as modified for the current fiscal year shall be deemed to have been extended for the new fiscal year until such time as a new expense budget has been adopted, the date by which if a capital budget and a capital program have not been adopted, the unutilized portion of all prior capital appropriations shall be deemed reappropriated, the date of submission by the Mayor of an estimate of the probable amount of receipts, the date by which any person or organization may submit an official alternative estimate of revenues, the date by which if the Council has not fixed the tax rates for the ensuing fiscal year, the commissioner of finance shall be authorized to complete the assessment rolls using estimated rates, and related matters, relating to the fiscal year two thousand fifteen

SPONSOR(S): Ferreras (by request of the Mayor)

SUMMARY OF LEGISLATION: Various provisions in the New York City Charter (the "Charter") prescribe the actions that need to be taken as part of the annual budget submission process during a fiscal year. Such provisions also prescribe dates on which these actions must be taken.

Pursuant to the proposed legislation, the dates for the Charter-prescribed actions relating to certain steps of the budget adoption process would be extended, 12 days on average, as follows:

1. Mayor's submission of the proposed executive budget and budget message no later than May 8, 2014.

2. Borough presidents' submission of recommendations in response to Mayor's executive budget no later than May 19, 2014.

3. Director of Independent Budget Office's submission of report analyzing the Mayor's executive budget no later than May 23, 2014.

4. Completion of City Council's executive budget hearings no later than June 6, 2014.

5. If an expense budget has not been adopted by June 18, 2014, the expense budget and tax rate adopted as modified for the current fiscal year shall be deemed to have been extended for the new fiscal year until such time as a new expense budget has been adopted.

6. If a capital budget and capital program have not been adopted by June 18, 2014, the unutilized portion of all prior capital appropriations shall be deemed reappropriated.

7. Mayor's submission to Council of an estimate of probable amount of receipts no later than June 18, 2014.

8. Any person/organization's submission of an official alternative estimate of revenues no later than May 23, 2014.

9. If the Council has not fixed the tax rates for the ensuing year on or before June 18, 2014, the Department of Finance is authorized to complete the rolls and collect property tax using estimated rates.

10. If the Council has not fixed the tax rates for ensuing fiscal year on or before June 18, 2014, the Council shall fix the tax rates for ensuing fiscal year at percentages differing from the estimated rates, and property tax payments shall be paid at the estimated rates. In this event DOF must revise the assessment roll before January 1st and send out an amended bill to reflect the tax rates fixed by the Council.

EFFECTIVE DATE: This local law shall take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FISCAL YEAR 2015

FISCAL IMPACT STATEMENT:

	Effective FY14	FY Succeeding Effective FY15	Full Fiscal Impact FY15
Revenues	**$0**	**$0**	**$0**
Expenditures	**$0**	**$0**	**$0**
Net	**$0**	**$0**	**$0**

IMPACT ON REVENUES AND EXPENDITURES: No impact on revenue and expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A
SOURCE OF INFORMATION: NYC COUNCIL FINANCE DIVISION
ESTIMATE PREPARED BY: Tanisha Edwards, Chief Counsel, Finance Division
ESTIMATE PREPARATION DATE: April 7, 2014

LEGISLATIVE HISTORY: This Preconsidered Int. will be considered by the Committee on Finance on April 10, 2014. Following a successful committee vote, the Preconsidered Int. will be submitted to the Full Council for introduction and vote at the April 10, 2014 Stated Meeting.
DATE SUBMITTED TO COUNCIL: APRIL 10, 2014

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered bill, please see the Introduction and Reading of Bills section printed in these Minutes)

JULISSA FERRERAS, Chairperson; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, VINCENT M. IGNIZIO; Committee on Finance, April 10, 2014.

(The following is the text of a Message of Necessity from the Mayor for the Immediate Passage of Int No. 256:)

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

Pursuant to authority vested in me by section twenty of the Municipal Home Rule and by section thirty-seven of the New York City Charter, I hereby certify to the necessity for the immediate passage of a local law, entitled:

A LOCAL LAW

In relation to the date of submission by the Mayor of the proposed executive budget and budget message, the date of submission by the Borough Presidents of recommendations in response to the Mayor's executive budget, the date of publication of a report by the director of the independent budget office analyzing the executive budget, the date by which the Council hearings pertaining to the executive budget shall conclude, the date by which if the expense budget has not been adopted, the expense budget and tax rate adopted as modified for the current fiscal year shall be deemed to have been extended for the new fiscal year until such time as a new expense budget has been adopted, the date by which if a capital budget and a capital program have not been adopted, the unutilized portion of all prior capital appropriations shall be deemed reappropriated, the date of submission by the Mayor of an estimate of the probable amount of receipts, the date by which any person or organization may submit an official alternative estimate of revenues, the date by which if the Council has not fixed the tax rates for the ensuing fiscal year, the commissioner of finance shall be authorized to complete the assessment rolls using estimated rates, and related matters, relating to the fiscal year two thousand fifteen.

Given under my hand and seal this 10th day of April, 2014 at City Hall in the City of New York.

_____
Bill de Blasio

Mayor

On motion of the Speaker (Council Member Mark-Viverito), 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 Res. No. 132-A

Report of the Committee on Finance in favor of approving, as amended, a Resolution concerning an amendment to the District Plan of the Downtown-Lower Manhattan Business Improvement District that provides for a change in the method of assessment upon which the district charge is based, and setting the date, time and place for the public hearing of the local law authorizing a change in the method of assessment upon which the district charge in the Downtown-Lower Manhattan Business Improvement District is based.

The Committee on Finance, to which the annexed amended resolution was referred on March 26, 2014 (Minutes, page 818), respectfully

REPORTS:

INTRODUCTION

Today, the Committee on Finance will consider Proposed 132-A, a resolution setting the date, time and place for the public hearing on an amendment to the District Plan of the Downtown-Lower Manhattan Business Improvement for April 29, 2014, in the City Council Committee Room, 2nd Floor, City Hall at 10:00 a.m.

ANALYSIS:

This Proposed Resolution is required by the existing law, Chapter 4 of Title 25 of the New York City Administrative Code, (the "BID Law"), which authorizes the City Council to establish Business Improvement Districts.

The main purpose of this Resolution is to set the public hearing date, time and place for the review of the local law which would amend the District Plan of the Downtown-Lower Manhattan Business Improvement District (the "Downtown-Lower Manhattan BID"). The hearing on the local law and the Downtown-Lower Manhattan BID plan, as amended, will be held on April 29, 2014, in the City Council Committee Room, 2nd Floor, City Hall at 10:00 a.m. before the Committee on Finance.

This Resolution also directs that all notices required under the BID Law be properly given by the Department of Business Services and the Downtown-Lower Manhattan District Management Association. The notice of the hearing will state the proposed change in the method of assessment upon which the district charge in the Downtown-Lower Manhattan Business Improvement District is based.

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

Plan Amendment

The Downtown Alliance BID seeks a District Plan Amendment to require the commercial portion of a mixed use property to be assessed at the commercial rate, rather than the residential rate of $1. Currently, there are approximately 5,366 total properties (inclusive of all use types – commercial, residential, non-profit and government that pay the $15.78 million annually. It is notable that this amount is paid by 601 commercial properties. This amendment would affect approximately 87 tax lots, and the average amount that the property owners for these lots would pay is $1,759.37. Six of those lots will be assessed between $5,000 and $18,000, which drives up the average. 49 of the 87 will be assessed $1,000 or less.

This change would result in approximately $120,000 additional assessment dollars to be spread about the properties impacted by the change (i.e. those mix-use buildings with commercial space that were previously not assessed).

(For text of the BID Plan, please refer to the Office of the City Clerk at 141 Worth Street, Executive Offices (1st Floor), New York, N.Y. 10013)

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Res. No. 132-A:)

Res. No. 132-A

Resolution concerning an amendment to the District Plan of the Downtown-Lower Manhattan Business Improvement District that provides for a change in the method of assessment upon which the district charge is based, and setting the date, time and place for the public hearing of the local law authorizing a change in the method of assessment upon which the district charge in the Downtown-Lower Manhattan Business Improvement District is based.

By Council Member Ferreras.

Whereas, pursuant to chapter 4 of title 25 of the Administrative Code of the City of New York (the "BID Law"), the City established the Downtown-Lower Manhattan Business Improvement District in the City of New York; and

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

Whereas, pursuant to Section 25-410(b) of the Law, an amendment to the District Plan that provides for any change in the method of assessment upon which the district charge is based may be adopted by local law, provided that the City Council determines, after a public hearing, that it is in the public interest to authorize such change and that the tax and debt limits prescribed in Section 25-412 of the BID Law will not be exceeded by such change; and

Whereas, the Downtown-Lower Manhattan Business Improvement District wishes to amend the District Plan in order to provide for a change in the method of assessment upon which the district charge is based; and

Whereas, pursuant to Section 25-410(b) of the BID Law, the City Council is required to give notice of the public hearing by publication of a notice in at least one newspaper having general circulation in the district specifying the time when and the place where the hearing will be held and stating the proposed change in the method of assessment upon which the district charge in the Downtown-Lower Manhattan Business Improvement District is based; now, therefore, be it

Resolved, that the Council of the City of New York, pursuant to Section 25-410(b) of the BID Law, hereby directs that:

(i) April 29, 2014 is the date and the City Council Committee Meeting Room, 2nd floor, City Hall, is the place and 10:00AM is the time for a public hearing (the "Public Hearing") to hear all persons interested in the legislation that would authorize a change in the method of assessment upon which the district charge in the Downtown-Lower Manhattan Business Improvement District is based; and

(ii) On behalf of the City Council and pursuant to Section 25-410(b) of the BID Law, the District Management Association of the Downtown-Lower Manhattan Business Improvement District is hereby authorized to publish in a newspaper of general circulation in the district, not less than ten (10) days prior to the Public Hearing, a notice stating the time and place of the Public Hearing and stating the proposed change in the method of assessment upon which the district charge in the Downtown-Lower Manhattan Business Improvement District is based.

JULISSA FERRERAS, Chairperson; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, VINCENT M. IGNIZIO; Committee on Finance, April 10, 2014.

On motion of the Speaker (Council Member Mark-Viverito), 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 Res. No. 133-A

Report of the Committee on Finance in favor of approving, as amended, a Resolution concerning an amendment to the District Plan of the Kings Highway Business Improvement District that authorizes additional services and modifies existing services for the district, and setting the date, time and place for the public hearing of the local law authorizing additional services and modifying existing services for the district.

The Committee on Finance, to which the annexed amended resolution was referred on March 26, 2014 (Minutes, page 820), respectfully

REPORTS:

INTRODUCTION

Today, the Committee on Finance will consider Proposed 133A, a resolution setting the date, time and place for the public hearing on an amendment to the District Plan of the Kings Highway Business Improvement for April 29, 2014, in the City Council Committee Room, 2nd Floor, City Hall at 10:00 a.m.

ANALYSIS:

This Proposed Resolution is required by the existing law, Chapter 4 of Title 25 of the New York City Administrative Code, (the "BID Law"), which authorizes the City Council to establish Business Improvement Districts.

The main purpose of this Resolution is to set the public hearing date, time and place for the review of the local law which would amend the District Plan of the Kings Highway Business Improvement District (the "Kings Highway BID"). The hearing on the local law and the Kings Highway BID plan, as amended, will be held on April 29, 2014, in the City Council Committee Room, 2nd Floor, City Hall at 10:00 a.m. before the Committee on Finance.

This Resolution also directs that all notices required under the BID Law be properly given by the Department of Business Services and the Kings Highway District Management Association. The notice of the hearing will state the proposed change in the method of assessment upon which the district charge in the Kings Highway Business Improvement District is based.

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

Plan Amendment

In 2003, New York City changed the law to transfer responsibility for maintenance and repair of sidewalks from the City to property owners (pursuant to § 7-210 of the New York City 2003 Administrative Code). The Kings Highway BID proposes to amend its District Plan to delete provisions requiring the BIDs to maintain brick pavers along the sidewalk in these districts. The changes in the District Plan would have no impact on the property owners' obligations under current law; however, it would remove potential liability for the BIDs. In essence, since the 2003 law, the property owners are paying double in liability insurance in the maintenance of their sidewalks: first as property owners and second as BID members. Additional changes to service provisions in the District Plans are nominal.

(For text of the BID Plan, please refer to the Office of the City Clerk at 141 Worth Street, Executive Offices (1st Floor), New York, N.Y. 10013)

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Res. No. 133-A:)

Res. No. 133-A

Resolution concerning an amendment to the District Plan of the Kings Highway Business Improvement District that authorizes additional services and modifies existing services for the district, and setting the date, time and place for the public hearing of the local law authorizing additional services and modifying existing services for the district.

By Council Member Ferreras.

WHEREAS, pursuant to the authority formerly granted to the Board of Estimate by chapter 4 of title 25 of the Administrative Code of the City of New York or the predecessor of such Chapter (the "BID Law"), the Board of Estimate, by Resolution dated August 19, 1982 (Calendar No. 285) provided for the preparation of a district plan (the "District Plan") for the Kings Highway Business Improvement District (the "District") in the City of New York; and

WHEREAS, the Board of Estimate, by Resolution dated May 23, 1989 (Calendar No. 386) authorized the establishment of the District in accordance with the District Plan; and

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

WHEREAS, pursuant to section 25-410(b) of the BID Law, an amendment to the District Plan that provides for additional improvements or services may be adopted by local law, provided that the City Council determines, after a public hearing, that it is in the public interest to authorize such changes and that the tax and debt limits prescribed in section 25-412 of the BID Law will not be exceeded by such changes; and

WHEREAS, the Kings Highway Business Improvement District wishes to amend the District Plan, as amended, in order to authorize additional services and modify existing services for the District; and

WHEREAS, pursuant to section 25-410(b) of the BID Law, the City Council is required to give notice of the public hearing by publication of a notice in at least one newspaper having general circulation in the District specifying the time when and the place where the hearing will be held; now, therefore, be it

RESOLVED, that the Council of the City of New York, pursuant to section 25-410(b) of the BID Law hereby directs that:

(i) April 29, 2014 is the date and the City Council Committee Room, 2nf Floor, City Hall, is the place and 10:00AM is the time for a public hearing (the "Public Hearing") to hear all persons interested in the legislation that would authorize additional services and modify existing services for the District; and

(ii) on behalf of the City Council and pursuant to section 25-410(b) of the BID Law, the District Management Association of the Kings Highway Business Improvement District is hereby authorized to publish in a newspaper of general circulation in the District, not less than ten (10) days prior to the Public Hearing, a notice stating the time and place of the Public Hearing and stating the proposed amendment to the District Plan authorizing additional services and modifying existing services for the Kings Highway Business Improvement District.

JULISSA FERRERAS, Chairperson; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, VINCENT M. IGNIZIO; Committee on Finance, April 10, 2014.

On motion of the Speaker (Council Member Mark-Viverito), 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 Res. No. 134-A

Report of the Committee on Finance in favor of approving, as amended, a Resolution concerning an amendment to the District Plan of the Church Avenue Business Improvement District that authorizes additional services and modifies existing services for the district, and setting the date, time and place for the public hearing of the local law authorizing additional services and modifying existing services for the district.

The Committee on Finance, to which the annexed amended resolution was referred on March 26, 2014 (Minutes, page 821), respectfully

REPORTS:

INTRODUCTION

Today, the Committee on Finance will consider Proposed 134A, a resolution setting the date, time and place for the public hearing on an amendment to the District Plan of the Church Avenue Business Improvement for April 29, 2014, in the City Council Committee Room, 2nd Floor, City Hall at 10:00 a.m.

ANALYSIS:

This Proposed Resolution is required by the existing law, Chapter 4 of Title 25 of the New York City Administrative Code, (the "BID Law"), which authorizes the City Council to establish Business Improvement Districts.

The main purpose of this Resolution is to set the public hearing date, time and place for the review of the local law which would amend the District Plan of the Church Avenue Business Improvement District (the "Church Avenue BID"). The hearing on the local law and the Church Avenue BID plan, as amended, will be held on April 29, 2014, in the City Council Committee Room, 2nd Floor, City Hall at 10:00 a.m. before the Committee on Finance.

This Resolution also directs that all notices required under the BID Law be properly given by the Department of Business Services and the Church Avenue District Management Association. The notice of the hearing will state the proposed change in the method of assessment upon which the district charge in the Church Avenue Business Improvement District is based.

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

Plan Amendment

In 2003, New York City changed the law to transfer responsibility for maintenance and repair of sidewalks from the City to property owners (pursuant to § 7-210 of the New York City 2003 Administrative Code). The Church Avenue BID proposes to amend its District Plan to delete provisions requiring the BIDs to maintain brick pavers along the sidewalk in these districts. The changes in the District Plan would have no impact on the property owners' obligations under current law; however, it would remove potential liability for the BIDs. In essence, since the 2003 law, the property owners are paying double in liability insurance in the maintenance of their sidewalks: first as property owners and second as BID members. Additional changes to service provisions in the District Plans are nominal.

(For text of the BID Plan, please refer to the Office of the City Clerk at 141 Worth Street, Executive Offices (1st Floor), New York, N.Y. 10013)

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Res. No. 134-A:)

Res. No. 134-A

Resolution concerning an amendment to the District Plan of the Church Avenue Business Improvement District that authorizes additional services and modifies existing services for the district, and setting the date, time and place for the public hearing of the local law authorizing additional services and modifying existing services for the district.

By Council Member Ferreras.

WHEREAS, pursuant to the authority formerly granted to the Board of Estimate by chapter 4 of title 25 of the Administrative Code of the City of New York or the predecessor of such Chapter (the "BID Law"), the Board of Estimate, by Resolution dated August 19, 1982 (Calendar No. 285) provided for the preparation of a district plan (the "District Plan") for the Church Avenue Business Improvement District (the "District") in the City of New York; and

WHEREAS, the Board of Estimate, by Resolution dated August 14, 1986 (Calendar No. 315) authorized the establishment of the District in accordance with the District Plan; and

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

WHEREAS, pursuant to section 25-410(b) of the BID Law, an amendment to the District Plan that provides for additional improvements or services may be adopted by local law, provided that the City Council determines, after a public hearing, that it is in the public interest to authorize such changes and that the tax and debt limits prescribed in section 25-412 of the BID Law will not be exceeded by such changes; and

WHEREAS, the Church Avenue Business Improvement District wishes to amend the District Plan, as amended, in order to authorize additional services and modify existing services for the District; and

WHEREAS, pursuant to section 25-410(b) of the BID Law, the City Council is required to give notice of the public hearing by publication of a notice in at least one newspaper having general circulation in the District specifying the time when and the place where the hearing will be held; now, therefore, be it

RESOLVED, that the Council of the City of New York, pursuant to section 25-410(b) of the BID Law hereby directs that:

(i) April 29, 2014 is the date and the City Council Committee Room at City Hall, is the place and 10:00AM is the time for a public hearing (the "Public Hearing") to hear all persons interested in the legislation that would authorize additional services and modify existing services for the District; and

(ii) on behalf of the City Council and pursuant to section 25-410(b) of the BID Law, the District Management Association of the Church Avenue Business Improvement District is hereby authorized to publish in a newspaper of general circulation in the District, not less than ten (10) days prior to the Public Hearing, a notice stating the time and place of the Public Hearing and stating the proposed amendment to the District Plan authorizing additional services and modifying existing services for the Church Avenue Business Improvement District.

JULISSA FERRERAS, Chairperson; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, VINCENT M. IGNIZIO; Committee on Finance, April 10, 2014.

On motion of the Speaker (Council Member Mark-Viverito), 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 Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for Res. No. 163

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

The Committee on Finance, to which the annexed amended resolution was referred on April 10, 2014, 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 27, 2013, the Council adopted the expense budget for fiscal year 2014 with various programs and initiatives (the "Fiscal 2014 Expense Budget"). On June 28, 2012, the Council adopted the expense budget for fiscal year 2013 with various programs and initiatives (the "Fiscal 2013 Expense Budget).

Analysis. This Resolution, dated April 10, 2014, approves new designations and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2014 and Fiscal 2013 Expense Budgets, and amends the description for the Description/Scope of Services of certain organizations receiving local and aging discretionary funding in accordance with the Fiscal 2014 Expense Budget.

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

This resolution sets forth new designations and specific changes in the designation of certain organizations receiving local initiative funding pursuant to the Fiscal 2014 Expense Budget, as described in Chart 1; sets forth new designations and changes in the designation of local initiative funding pursuant to the Fiscal 2013 Expense Budget, as described in Chart 2; amends the description for the Description/Scope of Services for certain organizations receiving local, aging, youth, and initiative discretionary funding pursuant to the Fiscal 2014 Expense Budget as described in Chart 3.

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 2014 Expense Budget, dated June 27, 2013, and Adjustments Summary/Schedule C/ Fiscal 2013 Expense Budget, dated June 28, 2012.

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 2014 Expense Budget.

Chart 2 sets forth the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2013 Expense Budget.

Chart 3 amends the description for the Description/Scope of Services for certain organizations receiving local, aging, youth and initiative discretionary funding in accordance with the Fiscal 2014 Expense Budget.

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

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

Description of Above-captioned Resolution. In the above-captioned Resolution, the Council would approve the new designation and changes in the designation of

certain organizations to receive funding in the Fiscal 2014 and 2013 Expense Budgets. Such Resolution would take effect as of the date of adoption.

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 163:)

Res. No. 163

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

By Council Member Ferreras.

Whereas, On June 27, 2013 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2014 with various programs and initiatives (the "Fiscal 2014 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2014 Expense Budget by approving the new designation and changes in the designation of certain organizations receiving local, aging and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2014 Expense Budget by approving new Description/Scope of Services for certain organizations receiving local, aging, and youth discretionary funding; and

Whereas, On June 28, 2012 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2013 with various programs and initiatives (the "Fiscal 2013 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2014 Expense Budget by approving the new designation and changes in the designation of certain organizations receiving local, aging and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

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

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2013 Expense Budget by approving new Description/Scope of Services for certain organizations receiving local and aging discretionary funding; now therefore be it

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2013 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves the new Description/Scope of Services for certain organizations receiving local, aging, and youth discretionary funding in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 3.

ATTACHMENT:

CHART 1: Local Initiatives - Fiscal 2014

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN *
Brewer	Upper West Side Recycling Center, Inc. **	13-3116084	DYCD	($3,500.00)	260	005		
Brewer	Upper West Side Recycling Center, Inc. **	13-3116084	DSNY	$3,500.00	827	109		
Comrie	Neighborhood Economic Development Advocacy Project, Inc.	13-3842270	DYCD	($3,500.00)	260	005		
Comrie	New Economy Project	13-3842270	DYCD	$3,500.00	260	005		
Comrie	Zeta Zeta Lambda Alpha Phi Alpha Youth Programs, Inc.	11-2872641	DYCD	($5,000.00)	260	312		
Comrie	Wesley Parrott Youth Programs.	11-2872641	DYCD	$5,000.00	260	312		
Comrie	ATLED Inc	13-3550709	DYCD	($6,000.00)	260	312		
Comrie	Queens Alumnae Chapter of Delta Sigma Theta Sorority, Inc.	16-6098017	DYCD	$6,000.00	260	312	ATLED Inc	13-3550709
Dilan	New York City Housing Authority	13-6400434	NYCHA	($10,000.00)	098	002		
Dilan	New York City Housing Authority - Fiorentino Plaza	13-6400434	NYCHA	$10,000.00	098	002		
Dilan	New York City Housing Authority	13-6400434	NYCHA	($15,000.00)	098	002		
Dilan	Sumner Houses Tenants Association, Inc.	11-2733344	NYCHA	$15,000.00	098	002		
Ferreras	Dominico-American Society of Queens, Inc.	06-1388985	DYCD	($14,575.00)	260	005		
Ferreras	Elmcor Youth and Adult Activities, Inc.	11-2224539	DYCD	$14,575.00	260	312		
Fidler	Association of Informed Voices, Inc. **	11-3595142	DYCD	($17,500.00)	260	312		
Fidler	Bergen Basin Community Development Corp dba Millennium	11-3199040	DFTA	$17,500.00	125	003		
Palma	Homeless Services United, Inc. **	13-3922640	OCJC	($9,000.00)	098	002		
Palma	Homeless Services United, Inc. **	13-3922640	DHS	$9,000.00	071	200		
Vann	Neighborhood Economic Development Advocacy Project, Inc.	13-3842270	DYCD	($5,000.00)	260	005		
Vann	New Economy Project	13-3842270	DYCD	$5,000.00	260	005		

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

CHART 2: Local Initiatives - Fiscal 2013

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN *
Gentile	Congrega Di Maria Ss Addolorata	20-8939982	DYCD	($3,000.00)	260	005	St Rosalia-Regina Pacis Neighborhood Improvement Association	11-2697931
Gentile	Congrega Di Maria Ss Addolorata	20-8939982	DYCD	$3,000.00	260	005	NIA Community Services Network f/k/a St. Rosalia-Regina Pacis NIA	11-2697931

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

CHART 3: Purpose of Funds Changes - Fiscal 2014

Source	Organization	EIN Number	Agency	Amount	New Purpose of Funds *
Aging	St. Gabriel's Episcopal Church	11-2463892	DFTA	($18,375.00)	The specific programming/services requested funds will be used to facilitate all of daily services to the elderly in the community.
Aging	St. Gabriel's Episcopal Church	11-2463892	DFTA	$18,375.00	Funds are primarily used for the enhancement to the Senior Center Services on a daily basis and programming such as: hot meals served daily, hypertension monitoring, arts & craft, computer classes, fitness exercise, yoga, stay-well, walking, singing, trips and transportation.
Local	New York City Housing Authority	13-6400434	NYCHA	($10,000.00)	
Local	New York City Housing Authority	13-6400434	NYCHA	$10,000.00	Fiorentino Plaza Tenants Association Family Day and other tenant led events

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

JULISSA FERRERAS, Chairperson; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, VINCENT M. IGNIZIO; Committee on Finance, April 10, 2014.

On motion of the Speaker (Council Member Mark-Viverito), 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 Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for M-41

Report of the Committee on Finance in favor of approving a Communication from the Office of Management & Budget in regard to transferring City funds between various agencies in Fiscal Year 2014 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter (MN-2).

The Committee on Finance, to which the annexed resolution was referred on April 10, 2014, 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 April 10, 2014 the Committee on Finance received a communication, dated April 7, 2013 from the Office of Management and Budget of the Mayor of The City of New York (the "Mayor"), of a proposed request to modify units of appropriation and transfer city funds between various agencies in the amount of $1,494,527,564 in the Fiscal Year 2014 expense budget as adopted by the Council on June 26, 2013, 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 26, 2013, the Council adopted the expense budget for Fiscal Year 2014, (the "Fiscal 2014 Expense Budget"). This Modification implements expense budget changes which were reflected in the City's November 2013 and February 2014 Financial Plan, and reallocates appropriations that were reflected in the FY 2014 Adopted Budget to fund City Council local initiatives as well as other discretionary programs. The net effect of this Modification is zero.

It is important to note that the Finance Committee will also vote on a Revenue Budget Modification (MN-3) that would recognize new revenue and increase the City's Fiscal 2014 Budget by $1.964 billion, of which $1.6 billion would go into to Budget Stabilization Account to prepay Fiscal 2015 expenses in June, and $336 million would go into the General Reserve, bringing the balance to $786 million, prior to the reduction of $635.1 million reflected in MN-2.

The changes included in MN-2 are those current year new needs, PEG restorations, and other adjustments presented in the November 2013 update of the Financial Plan and the February 2014 Plan update. MN-2 would make changes to the budgets of 54 city agencies (See Attached document).

Significant changes included in MN-2 include the following:

1. Debt Service Savings of $501.8 million are recognized. The savings derive from an over estimation of interest rates in the Adopted budget, the inclusion of short term borrowing in the Adopted budget and some bond refinancing. One of the places low interest rates had the most impact was with the City's variable rate debt. As the name suggests this part of the City's debt service isn't fixed but changes from week to week based on short term interest rates. The City saved about $196 million on various kinds of variable rate debt. Not having to do short term borrowing saved another $75 million.

2. The General Reserve is reduced by $635.1 million. This adjustment combined with the debt services savings allow the increase in the Retiree Health Benefits Trust Fund (RHBT) described in #3.

3. $1 billion is added to the RHBT for post-employment health insurance. The Adopted Budget and November Plans projected a $1 billion decrease in the balance of the RHBT; with this increase the RHBT will be able to pay for health insurance without reducing the fund's balance and this $1 billion will be available to pay for retiree health insurance in the future.

4. $7 million is added to the Board of Elections for costs associated with the June 2014 federal primary.

5. In the Department of Education the DOE Medicaid revenue estimate is reduced by $67 million, the HIP rate is adjusted downward by $20.8 million, projected fringe benefits spending is re-estimated downward by $40 million, the special education pre-Kindergarten budget is reduced by $65.4 million in State Aid and by $30 million in tax-levy to match lower than projected spending, and the budget for Contract schools drops by $43 million. The budget for central administration increased by $40 million, school OTPS funding goes up by $25 million, and special education instructional supports increases by $48 million.

6. The Police Department's tax-levy budget rises by $59 million with the addition of $52.5 million to replace the New York City Housing Authority's final FY 2014 payment for police services and $4.7 million to boost headcount in the emergency call center.

7. $48 million is added to the Fire Department to adjust the baseline budget for firefighters and the Voluntary Hospital Dispatch Fee PEG of $4.4 million is reversed.

8. $12.5 million is added to the Department of Finance to reimburse the vendor Paylock for Marshal and Sherriff fees related to the City's booting program.

9. $35 million is added to Sanitation for snow removal and $12 million is added for collection of organic waste. Saving of $56.9 million is recognized in waste disposal.

10. A transfer of $7 million from the DOE to the Department of Youth and Community Development is made to pay for an expansion of Out-of-School-Time programs this year.

11. Probation's budget is reduced by $727,317. This results from a $911,422 lease savings, and addition of $201,123 for security and cleaning costs for a NEON center and technical adjustments.

12. $15.4 million is transferred from the Miscellaneous Budget to Law Department for major cases requiring outside counsel.

13. $42.3 million is added to the Department for Homeless Services, changes include:

a. **Withdrawal of Shared Living for Families with Children Proposal**. Included in the modification is a restoration of $9.1 million for the previous Administration's shared living with families with children proposal. In Fiscal 2012, DHS proposed savings by converting existing one-family shelter units into units that would house two to three families depending upon the size and configuration of the unit. However, in order to implement this policy, Local Law 18 of 1990, section 21-124 would have to be amended, and it was not.

b. **Shelter Security.** Included in the modification is $5 million in funding for shelter security in family and adult family shelters in the current year. In November and December of 2013, the agency welcomed two new classes of Peace Officers, aimed at promoting security at DHS facilities as part of the agency's efforts to increase shelter security.

c. **Restoration for Adult Shelter Diversion.** Included in the modification is a restoration of $2.7 million for an adult shelter diversion PEG. Prior to this Administration, DHS would redirect single adults who do not report to their assigned shelters for 30 days or longer, back to the intake center for diversion services, resulting savings from reductions in the number of care days for approximately 200 clients.

d. **Adult Shelter Re-estimate.** As a result of increases in the adult shelter census population, this modification includes an increase of $8.83 million for adult shelter capacity. The adult homeless population census averaged 10,180 in January 2014.

e. **Restoration of Adult Employment Initiative.** Included in the modification is a restoration of $4.4 million for DHS' temporary, subsidized employment PEG. Under the previous Administration, DHS projected savings generated by a reduction in the number of shelter care days for between 150 to 500 single adult shelter residents with the implementation of its temporary subsidized employment services.

f. **Restoration of Reimbursement for Shelter Medical Services.** Included in the modification is a restoration of a PEG for $800,000 for medical services in adult shelter.

g. **Family Shelter Re-estimate.** To accommodate the growing homeless family population, an additional $6.8 million for family shelters expenses are included in this modification.

h. **Auburn and Catherine Street Security and Conversion.** A total of $1.25 million is included in the modification for security guards and staffing costs for 75 positions at the Auburn and Catherine Street Family Shelters.

i. **Restoration of Shelter Provider Administrative and Security Savings.** Included in the modification is a PEG restoration of $1.1 million for a DHS initiative aimed at to reducing contracted shelter providers' security budgets. Under this Administration, DHS is changing course, restoring security reduction and expanding funding.

j. **Delayed Implementation of City Owned Shelter Reorganization.** The modification restores $990,000 for the delay in implementing the reorganization of City-owned shelters. In Fiscal 2013, the Department anticipated savings as a result of its maximization of revenue from claim reimbursements from the restructuring the City-owned former PATH facility for new shelter services.

k. **Restoration of Emergency Assistance Revenue Increase.** Included in the modification is a restoration of $1.3 million for a DHS initiative at maximizing State reimbursement for Street Homeless Programs.

14. Cash Assistance Re-estimate in HRA. Included in the modification is a $32 million re-estimate of Cash Assistance grant funding, which had been based on higher caseload projections than at the time of adoption. Savings are based on the caseload remaining at the current average of 350,297 individuals.

15. HHS Accelerator. Originally launched in March 2013, the HHS Accelerator System is a web-based system maintained by the City of New York for use by human services providers and City agencies in order to manage procurement and financial activities. Participating City agencies include ACS, DFTA, DOC, DOHMH, DHS, DOP, SBS, DYCD, HPD, HRA and CJC. Designed to eliminate a burdensome and duplicative paper process, it is intended to make the procurement and contracting process more efficient for City agencies and human service organizations, mostly nonprofits. There are several staffing funding shifts included in the modification, with a net increase to HRA of $170,861.

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 a Fiscal Impact Memo to the Finance Committee from the Finance Division of the New York City Council:)

TO: Honorable Melissa Mark-Viverito
Speaker

Honorable Julissa Ferreras
Chair, Finance Committee

FROM: Jeffrey Rodus, Deputy Chief of Staff, Speaker's Office
Tanisha Edwards, Chief Counsel, Finance Division

DATE: April 10, 2014

SUBJECT: A budget modification (MN-2) for Fiscal Year 2014 to implement changes in the City's expense budget.

INITIATION: By letter dated April 7, 2014, 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 modify units of appropriation and transfer funds between various agencies in the amount of $1,494,527,564 to implement changes in the City's expense budget.

BACKGROUND: MN-2 implements expense budget changes which were reflected in the City's November and February Financial Plan, and reallocates appropriations that were reflected in the FY 2014 Adopted Budget to fund City Council local initiatives as well as other discretionary programs.

FISCAL IMPACT: MN-2 represents the reallocation of appropriations. The net effect of this modification is zero.

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 175:)

Res. No. 175

RESOLUTION APPROVING THE MODIFICATION OF UNITS OF APPROPRIATION AND THE TRANSFER OF CITY FUNDS BETWEEN AGENCIES PROPOSED BY THE MAYOR PURSUANT TO SECTION 107(b) OF THE NEW YORK CITY CHARTER (MN-2)

By Council Member Ferreras.

Whereas, at a meeting of the Committee on Finance of the City Council of the City of New York (the "City Council") on April 10, 2014 the Committee on Finance received a communication, dated April 7, 2013 from the Office of Management and Budget of the Mayor of The City of New York (the "Mayor"), of a proposed request to modify units of appropriation and transfer city funds between various agencies in the amount of $1,494,527,564 in the Fiscal Year 2014 expense budget as adopted by the Council on June 26, 2013, 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:

Fiscal Year 2014 Budget Modification
- MN 2 -
FROM

002	MAYORALTY	
	380 OFFICE OF OPERATIONS-PS	-200,000
012	BOROUGH PRESIDENT - BROOKLYN	
	002 OTHER THAN PERSONAL SERVICES	-100,000
021	OFFICE OF ADMINISTRATIVE TAX APPEALS	
	002 OTHER THAN PERSONAL SERVICE	-140,000
040	DEPARTMENT OF EDUCATION	
	461 FRINGE BENEFITS - PS	-60,801,380
	470 SE PRE-K CONTRACT PMTS - OTPS	-30,000,000
	472 CONTRACT SCHOOLS/FOSTER/CH 683 PMTS	-43,000,000
042	CITY UNIVERSITY	
	001 COMMUNITY COLLEGE-OTPS	-28,188,883
056	POLICE DEPARTMENT	
	100 OPERATIONS-OTPS	-105,000
	400 ADMINISTRATION-OTPS	-191,446
068	ADMIN FOR CHILDREN'S SERVICES	
	001 PERSONAL SERVICES	-103,818
	004 HEADSTART/DAYCARE-OTPS	-635,500
069	DEPARTMENT OF SOCIAL SERVICES	
	103 PUBLIC ASSISTANCE - OTPS	-27,871,216
	201 ADMINISTRATION	-185,663
071	DEPT OF HOMELESS SERVICES	
	100 DEPT OF HOMELESS SERVICES-PS	-6,242,628
073	BOARD OF CORRECTION	
	001 PERSONAL SERVICES	-32,805
095	PENSION CONTRIBUTIONS	
	002 NON-CITY PENSIONS	-10,359,835

FROM

098	MISCELLANEOUS	
	001 PERSONAL SERVICES	-80,773
	002 OTHER THAN PERSONAL SERVICES	-70,043,109
	002 GENERAL RESERVE	-635,152,651
099	GNRL & LSE PRCHS DBT SVC FUNDS	
	001 FUNDED DEBT-W/O CONST LIMIT	-242,045,461
	002 TEMPORARY DEBT W/I CONST LIMIT	-74,623,611
	003 LEASE PURCH & CITY GUAR DEBT	-60,997,693
	006 NYC Transitional Finance Authority	-124,128,544
101	PUBLIC ADVOCATE	
	002 OTHER THAN PERSONAL SERVICES	-50,000
125	DEPARTMENT FOR THE AGING	
	002 COMMUNITY PROGRAMS - PS	-195,306
260	DEPT OF YOUTH & COMMUNITY DEV	
	005 COMMUNITY DEVELOPMENT OTPS	-7,426,906
781	DEPARTMENT OF PROBATION	
	002 PROBATION SERVICES	-67,018
	003 PROBATION SERVICES-OTPS	-660,299
801	DEPT OF SMALL BUSINESS SERVICES	
	011 WORKFORCE INVESTMENT ACT - OTPS	-4,000
806	HOUSING PRESERVATION AND DEVEL	
	009 OFFICE OF DEVELOPMENT OTPS	-85,500
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE	
	121 MENTAL RETARDATION AND DEVELOPMENTAL DIS	-554,297
819	HEALTH AND HOSPITALS CORP	
	001 LUMP SUM	-2,265,303
827	DEPARTMENT OF SANITATION	
	103 WASTE DISPOSAL	-4,928,785
	105 BUREAU OF MOTOR EQUIP	-55,954
	110 WASTE DISPOSAL-OTPS	-56,913,267

FROM

827	DEPARTMENT OF SANITATION	
	112 MOTOR EQUIPMENT-OTPS	-47,176
836	DEPARTMENT OF FINANCE	
	001 ADMINISTRATION & PLANNING	-1,812,522
	002 OPERATIONS	-1,907,000
	003 PROPERTY	-200,000
	004 AUDIT	-250,000
	007 PARKING VIOLATIONS BUREAU	-1,000,000
	009 CITY SHERIFF	-650,000
841	DEPARTMENT OF TRANSPORTATION	
	006 BUREAU OF BRIDGES	-224,216
		-1,494,527,565

TO

002	MAYORALTY	
	020 OFFICE OF THE MAYOR-PS	456,747
	021 OFFICE OF THE MAYOR-OTPS	370,000
	050 CRIMINAL JUSTICE PROGRAMS PS	13,200
	051 CRIMINAL JUSTICE PROGRAMS OTPS	10,000
	061 OFF OF LABOR RELATIONS-PS	250,000
	062 OFF OF LABOR RELATIONS-OTPS	812,038
003	BOARD OF ELECTIONS	
	001 PERSONAL SERVICES	7,000,000
012	BOROUGH PRESIDENT - BROOKLYN	
	001 PERSONAL SERVICES	100,000
014	BOROUGH PRESIDENT STATEN ISLAN	
	002 OTHER THAN PERSONAL SERVICES	49,000
015	OFFICE OF THE COMPTROLLER	
	004 THIRD DEPUTY COMPT-PS	55,000
	005 FIRST DEPUTY COMPT-OTPS	1,223,287
	007 SECOND DEPUTY COMPT-OTPS	2,000,000
	008 THIRD DEPUTY COMPT-OTPS	3,602,844
017	DEPARTMENT OF EMERGENCY MANAGEMENT	
	001 PERSONAL SERVICES	441,012
	002 OTHER THAN PERSONAL SERVICES	45,000
021	OFFICE OF ADMINISTRATIVE TAX APPEALS	
	001 PERSONAL SERVICES	140,000
025	LAW DEPARTMENT	
	001 PERSONAL SERVICES	762,000
	002 OTHER THAN PERSONAL SERVICES	20,652,227
032	DEPARTMENT OF INVESTIGATION	
	001 PERSONAL SERVICES	750,000
040	DEPARTMENT OF EDUCATION	
	401 GE INSTR & SCH LEADERSHIP - PS	1,553,268

TO

040	DEPARTMENT OF EDUCATION		
	402	GE INSTR & SCH LEADERSHIP - OTPS	19,448,773
	423	SE INSTRUCTIONAL SUPPORT - PS	48,000,000
	453	CENTRAL ADMINISTRATION - PS	26,180
	454	CENTRAL ADMINISTRATION - OTPS	40,352,252
042	CITY UNIVERSITY		
	002	COMMUNITY COLLEGE PS	30,077,205
056	POLICE DEPARTMENT		
	001	OPERATIONS	4,679,240
	009	HOUSING POLICE-PS	52,500,000
	200	EXECUTIVE MANAGEMENT-OTPS	1,133,530
	700	TRAFFIC ENFORCEMENT-OTPS	895,000
057	FIRE DEPARTMENT		
	001	EXECUTIVE ADMINISTRATIVE	98,846
	002	FIRE EXTING AND EMERG RESP	48,093,962
	004	FIRE PREVENTION	100,000
	005	EXECUTIVE ADMIN-OTPS	162,000
	009	EMERGENCY MEDICAL SERVICES-PS	7,683,788
	010	EMERGENCY MEDICAL SERV-OTPS	378,652
068	ADMIN FOR CHILDREN'S SERVICES		
	002	OTHER THAN PERSONAL SERVICES	1,015,240
	006	CHILD WELFARE-OTPS	1,311,585
069	DEPARTMENT OF SOCIAL SERVICES		
	101	ADMINISTRATION-OTPS	24,670,000
	105	ADULT SERVICES - OTPS	200,215
	203	PUBLIC ASSISTANCE	150,000
	205	ADULT SERVICES	83,530
071	DEPT OF HOMELESS SERVICES		
	200	DEPT OF HOMELESS SERVICES-OTPS	41,231,901

TO

072	DEPARTMENT OF CORRECTION		
	001	ADMINISTRATION	835,307
	002	OPERATIONS	1,941,040
	003	OPERATIONS - OTPS	1,878,800
	004	ADMINISTRATION - OTPS	42,413
073	BOARD OF CORRECTION		
	002	OTHER THAN PERSONAL SERVICE	32,805
095	PENSION CONTRIBUTIONS		
	001	CITY ACTUARIAL PENSIONS	13,000,000
	003	NON - ACTUARIAL PENSIONS	2,000,000
098	MISCELLANEOUS		
	003	FRINGE BENEFITS	955,121,870
101	PUBLIC ADVOCATE		
	001	PERSONAL SERVICES	50,000
103	CITY CLERK		
	001	PERSONAL SERVICES	268,000
	002	OTHER THAN PERSONAL SERVICES	196,000
125	DEPARTMENT FOR THE AGING		
	003	COMMUNITY PROGRAMS - OTPS	148,500
	004	EXECUTIVE & ADMIN MGMT-OTPS	213,395
126	DEPARTMENT OF CULTURAL AFFAIRS		
	002	OFFICE OF COMMISSIONER - OTPS	90,765
	003	CULTURAL PROGRAMS	293,500
127	FINANCIAL INFO SERVICES AGENCY		
	001	PERSONAL SERVICES	475,000
	002	OTHER THAN PERSONAL SERVICES	2,366,877
132	INDEPENDENT BUDGET OFFICE		
	001	PERSONAL SERVICE	117,598
156	NYC TAXI AND LIMOUSINE COMM		
	001	PERSONAL SERVICE	720,000

TO

156	NYC TAXI AND LIMOUSINE COMM		
	002	OTHER THAN PERSONAL SERVICE	618,000
260	DEPT OF YOUTH & COMMUNITY DEV		
	312	OTHER THAN PERSONAL SERVICES	8,389,672
312	CONFLICTS OF INTEREST BOARD		
	002	OTHER THAN PERSONAL SERVICES	34,000
345	MANHATTAN COMMUNITY BOARD #5		
	003	RENT AND ENERGY	281
352	MANHATTAN COMMUNITY BOARD #12		
	003	RENT	478
801	DEPT OF SMALL BUSINESS SERVICES		
	001	DEPT. OF BUSINESS P.S.	10,000
	002	DEPT. OF BUSINESS O.T.P.S.	5,335,598
	005	CONTRACT COMP & BUS OPP - OTPS	200,000
	006	ECONOMIC DEVELOPMENT CORP.	3,768,213
806	HOUSING PRESERVATION AND DEVEL		
	010	HOUSING MANAGEMENT AND SALES	183,944
	011	OFFICE OF HOUSING PRESERVATION	2,000,000
810	DEPARTMENT OF BUILDINGS		
	001	PERSONAL SERVICES	263,090
	002	OTHER THAN PERSONAL SERVICES	145,000
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE		
	101	HEALTH ADMINISTRATION - PS	99,341
	102	DISEASE CONTROL AND EPIDEMIOLOGY - PS	538,365
	104	ENVIRONMENTAL HEALTH - PS	77,558
	106	OFFICE OF CHIEF MEDICAL EXAMINER - PS	70,000
	111	HEALTH ADMINISTRATION - OTPS	660,553
	112	DISEASE CONTROL AND EPIDEMIOLOGY - OTPS	518,572
	113	HEALTH PROMOTION AND DISEASE PREV.-OTPS	258,058
	114	ENVIRONMENTAL HEALTH - OTPS	337,300

TO

816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE		
	116	OFFICE OF CHIEF MEDICAL EXAMINER - OTPS	406,785
	117	HEALTH CARE ACCESS AND IMPROVEMENT- OTPS	623,904
	120	MENTAL HEALTH	1,577,758
	122	CHEMICAL DEPENDENCY AND HEALTH PROMOTION	902,378
820	OFFICE OF ADMIN TRIALS & HEARINGS		
	002	OFFICE OF ADMIN. TRIALS & HEARINGS- OTPS	142,683
826	DEPT ENVIRONMENTAL PROTECTION		
	002	ENVIRONMENTAL MANAGEMENT	1,200,000
827	DEPARTMENT OF SANITATION		
	101	EXECUTIVE ADMINISTRATIVE	90,000
	102	CLEANING & COLLECTION	5,156,590
	106	EXEC & ADMINISTRATIVE-OTPS	1,866,890
	109	CLEANING & COLLECTION-OTPS	6,049,340
	113	SNOW-OTPS	35,000,000
836	DEPARTMENT OF FINANCE		
	011	ADMINISTRATION-OTPS	4,550,170
	022	OPERATIONS-OTPS	1,831,340
	033	PROPERTY-OTPS	171,576
	044	AUDIT-OTPS	939,055
	077	PARKING VIOLATIONS BUREAU OTPS	56,405
	099	CITY SHERIFF-OTPS	12,700,000
841	DEPARTMENT OF TRANSPORTATION		
	003	TRANSIT OPERATIONS	319,765
	004	TRAFFIC OPERATIONS	84,438
	007	BUREAU OF BRIDGES - OTPS	705,000
	012	OTPS-HIGHWAY OPERATIONS	198,360
	013	OTPS-TRANSIT OPERATIONS	184,802
	014	OTPS-TRAFFIC OPERATIONS	6,821,500

TO

846	DEPT OF PARKS AND RECREATION		
	002	MAINTENANCE & OPERATIONS	1,250,491
	006	MAINT & OPERATIONS - OTPS	210,403
856	DEPT OF CITYWIDE ADMIN SERVS		
	001	HUMAN CAPITAL	283,433
	002	HUMAN CAPITAL	310,000
	006	BD. OF STANDARD & APPEAL OTPS	5,000
	190	EXECUTIVE AND OPERATIONS SUPPORT - OTPS	100,000
	200	DIV OF ADMINISTRATION AND SECURITY - PS	61,500
	300	ASSET MANAGEMENT-PUBLIC FACILITIES	1,270,023
	390	ASSET MANAGEMENT-PUBLIC FACILITIES-OTPS	741,361
	400	OFFICE OF CITYWIDE PURCHASING	150,000
	690	EXTERNAL PUBLICATIONS AND RETAIL - OTPS	600,000
	800	CITYWIDE FLEET SERVICES	87,500
858	DEPT OF INFO TECH & TELECOMM		
	001	PERSONAL SERVICES	1,680,924
	002	OTHER THAN PERSONAL SERVICES	27,448,520
860	DEPT RECORDS + INFORMATION SVS		
	200	OTHER THAN PERSONAL SERVICES	110,853
866	DEPARTMENT OF CONSUMER AFFAIRS		
	001	ADMINISTRATION	450,000
	002	LICENSING/ENFORCEMENT	1,062,325
	003	OTHER THAN PERSONAL SERVICE	5,931,524
901	DISTRICT ATTORNEY NEW YORK		
	001	PERSONAL SERVICES	2,534,194
903	DISTRICT ATTORNEY KINGS CO.		
	001	PERSONAL SERVICES	1,852,089
904	DISTRICT ATTORNEY QUEENS CO.		
	001	PERSONAL SERVICES	579,802

TO

905	DISTRICT ATTORNEY RICHMOND		
	001	PERSONAL SERVICES	50,513
	002	OTHER THAN PERSONAL SERVICES	181,767
906	OFF.OF PROSECUTION SPEC.NARC.		
	001	PERSONAL SERVICES	71,123
941	PUBLIC ADMINISTRATOR-NY		
	002	OTHER THAN PERSONAL SERVICES	48,066
			1,494,527,565

TO

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APPENDIX A

Summary of Changes By Agency

		FROM						TO			
		Total	Intra/City	City	Categ.	Capital	State	CD	Federal	Other
002	MAYORALTY									
	380 OFFICE OF OPERATIONS-PS	-200,000	0	-200,000	0	0	0	0	0	0
012	BOROUGH PRESIDENT - BROOKLYN									
	002 OTHER THAN PERSONAL SERVICES	-100,000	0	-100,000	0	0	0	0	0	0
021	OFFICE OF ADMINISTRATIVE TAX APPEALS									
	002 OTHER THAN PERSONAL SERVICE	-140,000	0	-140,000	0	0	0	0	0	
040	DEPARTMENT OF EDUCATION									
	461 FRINGE BENEFITS - PS	-60,801,380	0	-60,801,380	0	0	0	0	0	0
	470 SE/PRE-K CONTRACT PMTS - OTPS	-95,418,799	0	-30,000,000	0	0	-65,418,799	0	0	0
	472 CONTRACT SCHOOLS/FOSTER/CH 683 PMTS	-52,522,188	0	-43,000,000	0	0	-9,522,188	0	0	0
042	CITY UNIVERSITY									
	001 COMMUNITY COLLEGE-OTPS	-28,188,883	0	-28,188,883	0	0	0	0	0	0
056	POLICE DEPARTMENT									
	100 OPERATIONS-OTPS	-105,000	0	-105,000	0	0	0	0	0	0
	400 ADMINISTRATION-OTPS	-191,446	0	-191,446	0	0	0	0	0	0
068	ADMIN FOR CHILDREN'S SERVICES									
	001 PERSONAL SERVICES	-103,818	0	-103,818	0	0	0	0	0	0
	004 HEADSTART/DAYCARE-OTPS	2,414,500	0	-635,500	0	0	0	0	3,050,000	
069	DEPARTMENT OF SOCIAL SERVICES									
	103 PUBLIC ASSISTANCE - OTPS	-11,006,868	0	-27,871,216	0	0	-10,807,270	0	27,671,618	
	201 ADMINISTRATION	644,398	272,377	-185,663	0	0	531,707	0	25,977	
071	DEPT OF HOMELESS SERVICES									
	100 DEPT OF HOMELESS SERVICES-PS	1,806,072	0	-6,242,628	0	0	258,783	0	7,789,917	
073	BOARD OF CORRECTION									
	001 PERSONAL SERVICES	-32,805	0	-32,805	0	0	0	0	0	

FROM

		Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
095	PENSION CONTRIBUTIONS								
	002 NON-CITY PENSIONS	-10,359,835	0	-10,359,835	0	0	0	0	0
098	MISCELLANEOUS								
	001 PERSONAL SERVICES	-80,773	0	-80,773	0	0	0	0	0
	002 OTHER THAN PERSONAL SERVICES	-69,188,459	0	-70,043,109	0	0	854,650	0	0
	002 GENERAL RESERVE	-635,152,651	0	-635,152,651	0	0	0	0	0
099	GNRL & LSE PRCHS DBT SVC FUNDS								
	001 FUNDED DEBT-W/O CONST LIMIT	-242,045,461	0	-242,045,461	0	0	0	0	0
	002 TEMPORARY DEBT W/I CONST LIMIT	-74,623,611	0	-74,623,611	0	0	0	0	0
	003 LEASE PURCH & CITY GUAR DEBT	-60,997,693	0	-60,997,693	0	0	0	0	0
	006 NYC Transitional Finance Authority	-122,261,271	0	-124,128,544	0	0	0	0	1,867,273
101	PUBLIC ADVOCATE								
	002 OTHER THAN PERSONAL SERVICES	-50,000	0	-50,000	0	0	0	0	0
125	DEPARTMENT FOR THE AGING								
	002 COMMUNITY PROGRAMS - PS	-195,306	0	-195,306	0	0	0	0	0
260	DEPT OF YOUTH & COMMUNITY DEV								
	005 COMMUNITY DEVELOPMENT OTPS	-7,426,906	0	-7,426,906	0	0	0	0	0
781	DEPARTMENT OF PROBATION								
	002 PROBATION SERVICES	-67,018	0	-67,018	0	0	0	0	0
	003 PROBATION SERVICES-OTPS	-660,299	0	-660,299	0	0	0	0	0
801	DEPT OF SMALL BUSINESS SERVICES								
	011 WORKFORCE INVESTMENT ACT - OTPS	-4,000	0	-4,000	0	0	0	0	0
806	HOUSING PRESERVATION AND DEVEL								
	009 OFFICE OF DEVELOPMENT OTPS	-85,500	0	-85,500	0	0	0	0	0
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE								
	121 MENTAL RETARDATION AND DEVELOPMEN	-554,297	0	-554,297	0	0	0	0	0
819	HEALTH AND HOSPITALS CORP								
	001 LUMP SUM	2,011,196	4,276,499	-2,265,303	0	0	0	0	0

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FROM

		Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
827	DEPARTMENT OF SANITATION								
	103 WASTE DISPOSAL	-4,928,785	0	-4,928,785	0	0	0	0	0
	105 BUREAU OF MOTOR EQUIP	-55,954	0	-55,954	0	0	0	0	0
	110 WASTE DISPOSAL-OTPS	-56,913,267	0	-56,913,267	0	0	0	0	0
	112 MOTOR EQUIPMENT-OTPS	-47,176	0	-47,176	0	0	0	0	0
836	DEPARTMENT OF FINANCE								
	001 ADMINISTRATION & PLANNING	-1,812,522	0	-1,812,522	0	0	0	0	0
	002 OPERATIONS	-1,907,000	0	-1,907,000	0	0	0	0	0
	003 PROPERTY	-200,000	0	-200,000	0	0	0	0	0
	004 AUDIT	-250,000	0	-250,000	0	0	0	0	0
	007 PARKING VIOLATIONS BUREAU	-1,000,000	0	-1,000,000	0	0	0	0	0
	009 CITY SHERIFF	-650,000	0	-650,000	0	0	0	0	0
841	DEPARTMENT OF TRANSPORTATION								
	006 BUREAU OF BRIDGES	-224,216	0	-224,216	0	0	0	0	0
		-1,533,677,021	-4,548,876	-1,494,527,565	0	0	-84,103,110	0	-40,404,285

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TO

		Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
002	MAYORALTY								
	020 OFFICE OF THE MAYOR-PS	456,747	0	456,747	0	0	0	0	0
	021 OFFICE OF THE MAYOR-OTPS	370,000	0	370,000	0	0	0	0	0
	050 CRIMINAL JUSTICE PROGRAMS PS	13,200	0	13,200	0	0	0	0	0
	051 CRIMINAL JUSTICE PROGRAMS OTPS	10,000	0	10,000	0	0	0	0	0
	061 OFF OF LABOR RELATIONS-PS	250,000	0	250,000	0	0	0	0	0
	062 OFF OF LABOR RELATIONS-OTPS	812,038	0	812,038	0	0	0	0	0
003	BOARD OF ELECTIONS								
	001 PERSONAL SERVICES	7,000,000	0	7,000,000	0	0	0	0	0
012	BOROUGH PRESIDENT - BROOKLYN								
	001 PERSONAL SERVICES	100,000	0	100,000	0	0	0	0	0
014	BOROUGH PRESIDENT STATEN ISLAN								
	002 OTHER THAN PERSONAL SERVICES	49,000	0	49,000	0	0	0	0	0
015	OFFICE OF THE COMPTROLLER								
	004 THIRD DEPUTY COMPT-PS	55,000	0	55,000	0	0	0	0	0
	005 FIRST DEPUTY COMPT-OTPS	1,223,287	0	1,223,287	0	0	0	0	0
	007 SECOND DEPUTY COMPT-OTPS	2,000,000	0	2,000,000	0	0	0	0	0
	008 THIRD DEPUTY COMPT-OTPS	3,602,844	0	3,602,844	0	0	0	0	0
017	DEPARTMENT OF EMERGENCY MANAGEMENT								
	001 PERSONAL SERVICES	441,012	0	441,012	0	0	0	0	0
	002 OTHER THAN PERSONAL SERVICES	45,000	0	45,000	0	0	0	0	0
021	OFFICE OF ADMINISTRATIVE TAX APPEALS								
	001 PERSONAL SERVICES	140,000	0	140,000	0	0	0	0	0
025	LAW DEPARTMENT								
	001 PERSONAL SERVICES	762,000	0	762,000	0	0	0	0	0
	002 OTHER THAN PERSONAL SERVICES	20,652,227	0	20,652,227	0	0	0	0	0
032	DEPARTMENT OF INVESTIGATION								
	001 PERSONAL SERVICES	750,000	0	750,000	0	0	0	0	0

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TO

		Total	Intra/City	City	Categ.	Capital	State	CD	Federal Other
040	DEPARTMENT OF EDUCATION								
	401 GE INSTR & SCH LEADERSHIP - PS	1,553,268	0	1,553,268	0	0	0	0	0
	402 GE INSTR & SCH LEADERSHIP - OTPS	26,470,500	0	19,448,773	0	0	7,021,727	0	0
	423 SE INSTRUCTIONAL SUPPORT - PS	15,000,000	0	48,000,000	0	0	15,000,000	0	-48,000,000
	424 SE INSTRUCTIONAL SUPPORT - OTPS	-47,369,281	0	0	0	0	-28,369,281	0	-19,000,000
	435 SCHOOL FACILITIES - PS	337,500	0	0	0	0	0	0	337,500
	436 SCHOOL FACILITIES - OTPS	-280,600	0	0	0	0	0	0	-280,600
	438 PUPIL TRANSPORTATION - OTPS	969,366	0	0	0	0	969,366	0	0
	453 CENTRAL ADMINISTRATION - PS	50,030	0	26,180	0	0	0	0	23,850
	454 CENTRAL ADMINISTRATION - OTPS	40,855,809	0	40,352,252	0	0	0	0	503,557
	482 CATEGORICAL PROGRAMS - OTPS	-7,021,727	0	0	0	0	-7,021,727	0	0
042	CITY UNIVERSITY								
	002 COMMUNITY COLLEGE PS	30,077,205	0	30,077,205	0	0	0	0	0
056	POLICE DEPARTMENT								
	001 OPERATIONS	4,679,240	0	4,679,240	0	0	0	0	0
	009 HOUSING POLICE-PS	0	0	52,500,000	-52,500,000	0	0	0	0
	200 EXECUTIVE MANAGEMENT-OTPS	1,133,530	0	1,133,530	0	0	0	0	0
	700 TRAFFIC ENFORCEMENT-OTPS	895,000	0	895,000	0	0	0	0	0
057	FIRE DEPARTMENT								
	001 EXECUTIVE ADMINISTRATIVE	98,846	0	98,846	0	0	0	0	0
	002 FIRE EXTING AND EMERG RESP	48,093,962	0	48,093,962	0	0	0	0	0
	004 FIRE PREVENTION	100,000	0	100,000	0	0	0	0	0
	005 EXECUTIVE ADMIN-OTPS	162,000	0	162,000	0	0	0	0	0
	009 EMERGENCY MEDICAL SERVICES-PS	3,239,266	0	7,683,788	-4,444,522	0	0	0	0
	010 EMERGENCY MEDICAL SERV-OTPS	378,652	0	378,652	0	0	0	0	0
068	ADMIN FOR CHILDREN'S SERVICES								
	002 OTHER THAN PERSONAL SERVICES	1,093,558	0	1,015,240	0	0	58,283	0	20,035
	006 CHILD WELFARE-OTPS	1,311,585	0	1,311,585	0	0	0	0	0

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			TO							Federal
			Total	Intra/City	City	Categ.	Capital	State	CD	Other
069	DEPARTMENT OF SOCIAL SERVICES									
	101	ADMINISTRATION-OTPS	26,170,000	0	24,670,000	0	0	0	0	1,500,000
	105	ADULT SERVICES - OTPS	265,138	0	200,215	0	0	190,923	0	-126,000
	203	PUBLIC ASSISTANCE	150,000	0	150,000	0	0	0	0	0
	205	ADULT SERVICES	163,784	0	83,530	0	0	80,254	0	0
071	DEPT OF HOMELESS SERVICES									
	200	DEPT OF HOMELESS SERVICES-OTPS	86,231,505	0	41,231,901	0	0	-1,866,602	0	46,866,206
072	DEPARTMENT OF CORRECTION									
	001	ADMINISTRATION	835,307	0	835,307	0	0	0	0	0
	002	OPERATIONS	0	0	1,941,040	-941,040	0	0	0	-1,000,000
	003	OPERATIONS - OTPS	1,819,840	0	1,878,800	-58,960	0	0	0	0
	004	ADMINISTRATION - OTPS	42,413	0	42,413	0	0	0	0	0
073	BOARD OF CORRECTION									
	002	OTHER THAN PERSONAL SERVICE	32,805	0	32,805	0	0	0	0	0
095	PENSION CONTRIBUTIONS									
	001	CITY ACTUARIAL PENSIONS	13,000,000	0	13,000,000	0	0	0	0	0
	003	NON - ACTUARIAL PENSIONS	2,000,000	0	2,000,000	0	0	0	0	0
098	MISCELLANEOUS									
	003	FRINGE BENEFITS	948,050,087	0	955,121,870	0	0	0	0	-7,071,783
101	PUBLIC ADVOCATE									
	001	PERSONAL SERVICES	50,000	0	50,000	0	0	0	0	0
103	CITY CLERK									
	001	PERSONAL SERVICES	268,000	0	268,000	0	0	0	0	0
	002	OTHER THAN PERSONAL SERVICES	196,000	0	196,000	0	0	0	0	0
125	DEPARTMENT FOR THE AGING									
	003	COMMUNITY PROGRAMS - OTPS	148,500	0	148,500	0	0	0	0	0
	004	EXECUTIVE & ADMIN MGMT-OTPS	213,395	0	213,395	0	0	0	0	0

			TO							Federal
			Total	Intra/City	City	Categ.	Capital	State	CD	Other
126	DEPARTMENT OF CULTURAL AFFAIRS									
	002	OFFICE OF COMMISSIONER - OTPS	90,765	0	90,765	0	0	0	0	0
	003	CULTURAL PROGRAMS	293,500	0	293,500	0	0	0	0	0
127	FINANCIAL INFO SERVICES AGENCY									
	001	PERSONAL SERVICES	475,000	0	475,000	0	0	0	0	0
	002	OTHER THAN PERSONAL SERVICES	2,366,877	0	2,366,877	0	0	0	0	0
132	INDEPENDENT BUDGET OFFICE									
	001	PERSONAL SERVICE	117,598	0	117,598	0	0	0	0	0
156	NYC TAXI AND LIMOUSINE COMM									
	001	PERSONAL SERVICE	720,000	0	720,000	0	0	0	0	0
	002	OTHER THAN PERSONAL SERVICE	618,000	0	618,000	0	0	0	0	0
260	DEPT OF YOUTH & COMMUNITY DEV									
	312	OTHER THAN PERSONAL SERVICES	8,789,672	0	8,389,672	0	0	400,000	0	0
312	CONFLICTS OF INTEREST BOARD									
	002	OTHER THAN PERSONAL SERVICES	34,000	0	34,000	0	0	0	0	0
345	MANHATTAN COMMUNITY BOARD #5									
	003	RENT AND ENERGY	281	0	281	0	0	0	0	0
352	MANHATTAN COMMUNITY BOARD #12									
	003	RENT	478	0	478	0	0	0	0	0
801	DEPT OF SMALL BUSINESS SERVICES									
	001	DEPT. OF BUSINESS P.S.	10,000	0	10,000	0	0	0	0	0
	002	DEPT. OF BUSINESS O.T.P.S.	5,335,598	0	5,335,598	0	0	0	0	0
	005	CONTRACT COMP & BUS OPP - OTPS	200,000	0	200,000	0	0	0	0	0
	006	ECONOMIC DEVELOPMENT CORP.	12,368,213	0	3,768,213	8,600,000	0	0	0	0
806	HOUSING PRESERVATION AND DEVEL									
	010	HOUSING MANAGEMENT AND SALES	183,944	0	183,944	0	0	0	0	0
	011	OFFICE OF HOUSING PRESERVATION	2,000,000	0	2,000,000	0	0	0	0	0

			TO							Federal
			Total	Intra/City	City	Categ.	Capital	State	CD	Other
810	DEPARTMENT OF BUILDINGS									
	001	PERSONAL SERVICES	263,090	0	263,090	0	0	0	0	0
	002	OTHER THAN PERSONAL SERVICES	145,000	0	145,000	0	0	0	0	0
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE									
	101	HEALTH ADMINISTRATION - PS	-1,258,085	0	99,341	0	0	-1,357,426	0	0
	102	DISEASE CONTROL AND EPIDEMIOLOGY - P	841,195	0	538,365	0	0	302,830	0	0
	104	ENVIRONMENTAL HEALTH - PS	77,558	0	77,558	0	0	0	0	0
	106	OFFICE OF CHIEF MEDICAL EXAMINER - PS	70,000	0	70,000	0	0	0	0	0
	111	HEALTH ADMINISTRATION - OTPS	942,719	0	660,553	0	0	282,166	0	0
	112	DISEASE CONTROL AND EPIDEMIOLOGY - O	808,581	0	518,572	0	0	290,009	0	0
	113	HEALTH PROMOTION AND DISEASE PREV.-O	406,590	0	258,058	0	0	148,532	0	0
	114	ENVIRONMENTAL HEALTH - OTPS	337,300	0	337,300	0	0	0	0	0
	116	OFFICE OF CHIEF MEDICAL EXAMINER - OT	406,785	0	406,785	0	0	0	0	0
	117	HEALTH CARE ACCESS AND IMPROVEMENT	954,038	0	623,904	0	0	330,134	0	0
	120	MENTAL HEALTH	1,577,758	0	1,577,758	0	0	0	0	0
	122	CHEMICAL DEPENDENCY AND HEALTH PRO	902,378	0	902,378	0	0	0	0	0
820	OFFICE OF ADMIN TRIALS & HEARINGS									
	002	OFFICE OF ADMIN. TRIALS & HEARINGS- OT	142,683	0	142,683	0	0	0	0	0
826	DEPT ENVIRONMENTAL PROTECTION									
	002	ENVIRONMENTAL MANAGEMENT	1,200,000	0	1,200,000	0	0	0	0	0
827	DEPARTMENT OF SANITATION									
	101	EXECUTIVE ADMINISTRATIVE	90,000	0	90,000	0	0	0	0	0
	102	CLEANING & COLLECTION	5,156,590	0	5,156,590	0	0	0	0	0
	106	EXEC & ADMINISTRATIVE-OTPS	1,866,890	0	1,866,890	0	0	0	0	0
	109	CLEANING & COLLECTION-OTPS	6,049,340	0	6,049,340	0	0	0	0	0
	113	SNOW-OTPS	35,000,000	0	35,000,000	0	0	0	0	0
836	DEPARTMENT OF FINANCE									
	011	ADMINISTRATION-OTPS	4,550,170	0	4,550,170	0	0	0	0	0

			TO							Federal
			Total	Intra/City	City	Categ.	Capital	State	CD	Other
836	DEPARTMENT OF FINANCE									
	022	OPERATIONS-OTPS	1,831,340	0	1,831,340	0	0	0	0	0
	033	PROPERTY-OTPS	171,576	0	171,576	0	0	0	0	0
	044	AUDIT-OTPS	939,055	0	939,055	0	0	0	0	0
	077	PARKING VIOLATIONS BUREAU OTPS	56,405	0	56,405	0	0	0	0	0
	099	CITY SHERIFF-OTPS	12,700,000	0	12,700,000	0	0	0	0	0
841	DEPARTMENT OF TRANSPORTATION									
	002	HIGHWAY OPERATIONS	1,386,338	0	0	0	1,386,338	0	0	0
	003	TRANSIT OPERATIONS	319,765	0	319,765	0	0	0	0	0
	004	TRAFFIC OPERATIONS	84,438	0	84,438	0	0	0	0	0
	007	BUREAU OF BRIDGES - OTPS	705,000	0	705,000	0	0	0	0	0
	012	OTPS-HIGHWAY OPERATIONS	10,961,591	0	198,360	0	10,763,231	0	0	0
	013	OTPS-TRANSIT OPERATIONS	184,802	0	184,802	0	0	0	0	0
	014	OTPS-TRAFFIC OPERATIONS	6,821,500	0	6,821,500	0	0	0	0	0
846	DEPT OF PARKS AND RECREATION									
	002	MAINTENANCE & OPERATIONS	1,670,491	0	1,250,491	420,000	0	0	0	0
	006	MAINT & OPERATIONS - OTPS	210,403	0	210,403	0	0	0	0	0
856	DEPT OF CITYWIDE ADMIN SERVS									
	001	HUMAN CAPITAL	57,643	0	283,433	0	-225,790	0	0	0
	002	HUMAN CAPITAL	310,000	0	310,000	0	0	0	0	0
	006	BD. OF STANDARD & APPEAL OTPS	5,000	0	5,000	0	0	0	0	0
	100	EXECUTIVE AND OPERATIONS SUPPORT	-531,009	0	0	0	-531,009	0	0	0
	190	EXECUTIVE AND OPERATIONS SUPPORT - O	100,000	0	100,000	0	0	0	0	0
	200	DIV OF ADMINISTRATION AND SECURITY -	61,500	0	61,500	0	0	0	0	0
	300	ASSET MANAGEMENT-PUBLIC FACILITIES	0	0	1,270,023	0	-1,270,023	0	0	0
	390	ASSET MANAGEMENT-PUBLIC FACILITIES-O	741,361	0	741,361	0	0	0	0	0
	400	OFFICE OF CITYWIDE PURCHASING	150,000	0	150,000	0	0	0	0	0
	690	EXTERNAL PUBLICATIONS AND RETAIL - OT	600,000	0	600,000	0	0	0	0	0

| | | TO | | |

FROM: Raymond Majewski, Deputy Director/Chief Economist
Finance Division

DATE: April 10, 2014

SUBJECT: A Preconsidered Budget Modification (MN-3) for Fiscal 2014 that will appropriate $1.964 billion in new revenues.

INITIATION: By letter dated April 7, 2014 the Director of the Office of Management and Budget submitted to the Council, pursuant to section 107(e) of the New York City Charter, a request to appropriate $1.964 billion in new revenues. These revenues will be used to increase the budget stabilization account by $1.628 billion and to increase the general reserve by $336 million.

BACKGROUND: This modification (MN-3) seeks to recognize $1,964 billion in new revenues reflecting the City's November and February financial plans. $1.628 billion of these funds are added to the budget stabilization account, which will prepay debt service for fiscal year 2015. The remainder, $336 million is added to the general reserve. An adjustment will be made to reduce the general reserve to $150 million as reflected in the February Plan.

FISCAL IMPACT: This modification represents a net increase in the Fiscal 2014 budget of $ 1.964 billion.

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 176:)

Res. No. 176

RESOLUTION APPROVING A MODIFICATION PURSUANT TO SECTION 107(E) OF THE CHARTER OF THE CITY OF NEW YORK.

By Council Member Ferreras.

Whereas, on April 10, 2014 the Committee on Finance of the City Council received a communication, dated April 7, 2014 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 2012 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:

The City of New York
Office of Management and Budget
255 Greenwich Street - New York, New York 10007 - 2146
(212) 788-5900

Dean Fuleihan
Director

Exhibit A

April 7, 2014

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 $1.964 billion in fiscal year 2014.

This modification (MN-3) will implement revenue budget changes reflected in the City's November and February Financial Plans. The $1.964 billion of new revenues will be used to increase the Budget Stabilization Account by $1.628 billion to prepay fiscal year 2015 debt service in fiscal year 2014. In addition, an adjustment to the General Reserve will be implemented to reduce the funding to $150 million as reflected in the February Financial Plan.

Your approval of modification MN-3 is respectfully requested.

Sincerely,

Dean Fuleihan

FISCAL YEAR 2014 MODIFICATION
MN-3

098	Miscellaneous	
	002 General Reserve	$335,702,651
099	Debt Service	
	004 Budget Stabilization Account	1,628,130,613
	TOTAL	$1,963,833,264

Exhibit B
Changes in Revenue by Revenue Source

EXHIBIT B - MN-3

Agency Name	Source	Description	Fiscal 2014
		SUMMARY	
		TAX AND AUDIT REVENUE CHANGES	
		Real Estate	$211,000,000
		Sales	101,000,000
		Mortgage Recording	227,000,000
		Personal Income	494,000,000
		General Corporation	133,000,000
		Banking Corporation	(80,000,000)
		Unincorporated Business	3,000,000
		Utility	(9,500,000)
		Hotel	15,200,000
		Commercial Rent	3,000,000
		Real Property Transfer	323,000,000
		Cigarette	(6,000,000)
		Audit	1,000,000
		STAR	1,641,000
		TAX AND AUDIT REVENUE TOTAL	**$1,417,341,000.00**
		MISCELLANEOUS	
		Licenses, Franchises, Etc.	($3,151,000)
		Charges for Services	13,069,200
		Water and Sewage Charges	3,500,000
		Fines and Forfeitures	(8,087,600)
		Rental Income	(11,091,000)
		Interest	6,750,000
		Other Miscellaneous	545,502,664
		MISCELLANEOUS TOTAL	**$546,492,264**
		GRAND TOTAL	**$1,963,833,264**

Exhibit B
Changes in Revenue by Revenue Source

EXHIBIT B - MN-3

Agency Name	Source	Description	Fiscal 2014
TAX AND AUDIT REVENUE CHANGES			
Mayoral	00001	Real Prop Tax 1st Quart	$100,000,000
Mayoral	00002	Real Prop Tax 2nd Quart	(114,000,000)
Mayoral	00003	Real Prop Tax 3rd Quart	120,000,000
Mayoral	00021	Real Estate Tax Refunds	49,000,000
Mayoral	00026	State Aid School Tax Relief	1,641,000
Mayoral	00034	Real Property Tax Lien Sales	40,000,000
Mayoral	00049	Accrued Real Estate Tax Revenue	16,000,000
Mayoral	00050	General Sales Tax	101,000,000
Mayoral	00070	Cigarette Tax	(6,000,000)
Mayoral	00077	Mortgage Tax	227,000,000
Mayoral	00090	Personal Income Tax	511,000,000
Mayoral	00091	Refunds Of Personal Income Tax	(17,000,000)
Mayoral	00093	General Corporation Tax	103,000,000
Mayoral	00094	Refunds Of General Corp Tax	30,000,000
Mayoral	00095	Financial Corporation Tax	(80,000,000)
Mayoral	00096	Refunds Of Financial Corp Tax	-
Mayoral	00099	Unincorporated Business Inc Tx	9,000,000
Mayoral	00100	Refunds Of Unicorp Busn Tax	(6,000,000)
Mayoral	00103	Utility Tax	(9,500,000)
Mayoral	00112	Tax On Occupancy Of Hotel Room	15,200,000
Mayoral	00113	Tx On Commercial Rents - Occup	3,000,000
Mayoral	00122	Conveyance Of Real Property Tax	323,000,000
Mayoral	00135	Tax Audit Revenue	1,000,000
		TAX AND AUDIT REVENUE TOTAL	***$1,417,341,000***
MISCELLANEOUS			
Licenses, Franchises, Etc.			
TLC	00200	Licenses - Genera!	($5,984,000)
Mayoral	00200	Licenses - General	50,000
DOHMH	00200	Licenses - General	(3,128,000)
City Clerk	00201	Marriage Licenses	110,000
Landmarks	00250	Permits - General	1,386,000
DOB	00250	Permits - General	7,730,000
DOB	00251	Construction Permits	689,000
Dept Sanit	00304	Dumping Privileges	450,000
DOITT	00320	Franchises - Other	(1,673,000)
Dept Sanit	00325	Privileges - Other	(2,781,000)
		Licenses, Franchises, Etc. Subtotal	***($3,151,000)***

Exhibit B
Changes in Revenue by Revenue Source

EXHIBIT B - MN-3

Agency Name	Source	Description	Fiscal 2014
Charges for Services			
DOHMH	00430	Health Services/Fees	($669,000)
Mayoral	00470	Other Services And Fees	(100,000)
NYPD	00470	Other Services And Fees	658,000
NYFD	00470	Other Services And Fees	(2,250,000)
Office Payroll Admin	00470	Other Services And Fees	(22,800)
Dept of Probation	00470	Other Services And Fees	(719,000)
HPD	00470	Other Services And Fees	8,338,500
DOB	00470	Other Services And Fees	2,034,000
DEP	00470	Other Services And Fees	(1,142,000)
Dept Sanit	00470	Other Services And Fees	(186,000)
Business Integrity Comm	00470	Other Services And Fees	(22,000)
DOF	00470	Other Services And Fees	1,256,000
DPR	00470	Other Services And Fees	(77,000)
PA New York	00470	Other Services And Fees	(680,000)
PA Kings	00470	Other Services And Fees	565,000
PA Queens	00470	Other Services And Fees	268,000
DOT	00472	Parking Meter Revenues	(2,722,500)
Mayoral	00476	Administrative Sery To Public	800,000
DCP	00476	Administrative Sery To Public	169,000
City Clerk	00476	Administrative Sery To Public	105,000
Fin Info Svcs Agency	00476	Administrative Sery To Public	(50,000)
DOB	00476	Administrative Sery To Public	(24,000)
DOF	00476	Administrative Sery To Public	9,600,000
DPR	00476	Administrative Sery To Public	(275,000)
DCAS	00476	Administrative Sery To Public	215,000
Dept Correct	00482	Commissary Funds	(2,000,000)
		Charges for Services Subtotal	***$13,069,200***
Water and Sewage Charges			
Mayoral	00521	Reimbursement From Water Board	$27,500,000
Mayoral	00522	Payment From Water Board	(24,000,000)
		Water and Sewage Charges Subtotal	***$3,500,000***

Exhibit B
Changes in Revenue by Revenue Source

EXHIBIT B - MN-3

Agency Name	Source	Description	Fiscal 2014
Fines and Forfeitures			
Law Dept	00600	Fines-General	($375,000)
City Clerk	00600	Fines-General	(81,000)
TLC	00600	Fines-General	3,509,000
DOB	00600	Fines-General	13,311,000
Admin Trials & Hearings	00600	Fines-General	(10,900,000)
DOF	00600	Fines-General	(1,600,000)
Consumer Aff	00600	Fines-General	1,040,000
DOF	00602	Fines - Pvb	(18,969,000)
Admin Trials & Hearings	00603	Fines - ECB	(5,447,000)
DOF	00603	Fines - ECB	12,184,400
DOF	00650	Forfeitures - General	(1,000,000)
DA Kings	00650	Forfeitures - General	240,000
		Fines and Forfeitures Subtotal	***($8,087,600)***
Rental Income			
Mayoral	00752	Rentals: Airport-Port NY Auth	($200,000)
DPR	00753	Rentals: Dock Ship Wharfage	(231,000)
DPR	00755	Rentals: Yankee Stadium	(500,000)
DPR	00756	Rentals: Shea Stadium	(250,000)
DCAS	00760	Rentals: Other	(9,910,000)
		Rental Income Subtotal	***($11,091,000)***
Interest			
Comptroller	56001	Interest Income - Other	$7,730,000
DOF	56002	Interest Income- Sales Tax	(110,000)
Comptroller	56003	Interest-Debt Service Fund	(870,000)
		Interest Subtotal	***$6,750,000***

Exhibit B
Changes in Revenue by Revenue Source

EXHIBIT B - MN-3

Agency Name	Source	Description	Fiscal 2014
Other Miscellaneous			
HPD	00815	Sales Of In Rem Property	$3,225,000
DCAS	00817	Mortgage Payments	416,000
DCAS	00820	Sales Of City Real Property	233,015,000
DCP	00822	Minor Sales	368,000
Dept Sanit	00822	Minor Sales	(1,628,000)
NYPD	00847	E-91 I Surcharges	(7,500,000)
NYPD	00848	Wireless 'Cell Phone Surcharges	(2,000,000)
NYPD	00849	Wireless E911 Surcharges-Voip	7,000,000
Mayoral	00859	Sundries	207,453,036
Law Dept	00859	Sundries	900,000
NYPD	00859	Sundries	(2,252,000)
Dept of Social Svcs	00859	Sundries	(908,000)
Dept Correct	00859	Sundries	129,000
Office Payroll Admin	00859	Sundries	47,000,000
TLC	00859	Sundries	64,000,000
SBS	00859	Sundries	1,528,628
DOHMH	00859	Sundries	68,000
Dept Sanit	00859	Sundries	550,000
DOF	00859	Sundries	(50,000)
DPR	00859	Sundries	(5,420,000)
DCAS	00859	Sundries	(11,000)
DOITT	00859	Sundries	(181,000)
Dept of Records & Info Svcs	00859	Sundries	(200,000)
	Other Miscellaneous		***$545,502,664***
	MISCELLANEOUS TOTAL		**$546,492,264**
	GRAND TOTAL		**$1,963,833,264**

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JULISSA FERRERAS, Chairperson; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, VINCENT M. IGNIZIO; Committee on Finance, April 10, 2014.

On motion of the Speaker (Council Member Mark-Viverito), 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 Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for M-47

Report of the Committee on Finance in favor of approving The Operating Budget of the Council of the City of New York.

The Committee on Finance, to which the annexed resolution was referred on April 10, 2014, respectfully

REPORTS:

April 4, 2014

TO: Honorable Melissa Mark Viverito
Speaker

Honorable Julissa Ferreras
Chairman, Finance Committee

FROM: Marcello Testa
Fiscal Officer

SUBJECT: THE BUDGET OF THE COUNCIL OF THE CITY OF NEW YORK

Precon. (M- 47) The Operating Budget of the Council of The City of New York

Precon. (M- 48) Schedule Detailing the Lump-Sum OTPS Unit of Appropriation of the Operating Budget of the Council of the City of New York

INITIATION: Pursuant to section 243 of the New York City Charter, the Council is authorized to present, for inclusion in the executive budget without amendment by the Mayor, its operating budget. This document presents a summary description of the structure and presentation of the Council's budget, and sets forth the proposed Council budget for consideration and approval by the Finance Committee and the Council. Also included are a budget for Council contractual services, and a resolution for the approval of a lump-sum OTPS unit of appropriation.

Accordingly, this Committee recommends its adoption.

In connection herewith, Council Member Ferreras offered the following resolution ("R1"):

Res. No. 177

RESOLUTION APPROVING THE FISCAL YEAR 2015 OPERATING BUDGET OF THE COUNCIL OF THE CITY OF NEW YORK.

By Council Member Ferreras.

Resolved, By the Council of the City of New York, pursuant to the provisions of section 243 of the New York City Charter, that the following amounts shall be submitted to the Mayor, for inclusion in the executive budget for the operating budget for the Council of the City of New York.

ATTACHMENT:

FISCAL YEAR 2015

THE OPERATING BUDGET

OF THE COUNCIL OF THE CITY OF NEW YORK

Submitted pursuant to

Section 243 of the

New York City Charter

THE COUNCIL
OF
THE CITY OF NEW YORK
CITY HALL
NEW YORK, N.Y. 10007

April 10, 2014

TO: Honorable Melissa Mark-Viverito
Speaker

Honorable Julissa Ferreras
Chairperson, Finance Committee

FROM: Marcello Testa
Fiscal Officer

SUBJECT: THE BUDGET OF THE COUNCIL OF THE CITY OF NEW YORK

Precon. (M-) The Operating Budget of the Council of The City of New York
Precon. (M-) Schedule Detailing the Lump-Sum OTPS Unit of Appropriation of the Operating Budget of the Council of the City of New York

INITIATION: Pursuant to section 243 of the New York City Charter, the Council is authorized to present, for inclusion in the executive budget without amendment by the Mayor, its operating budget. This document presents a summary description of the structure and presentation of the Council's budget, and sets forth the proposed Council budget for consideration and approval by the Finance Committee and the Council. Also included are a budget for Council contractual services, and a resolution for the approval of a lump-sum OTPS unit of appropriation.

R1

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

Preconsidered M 47 & RES. NO. 177

RESOLUTION APPROVING THE FISCAL YEAR 2015 OPERATING BUDGET OF THE COUNCIL OF THE CITY OF NEW YORK

Resolved, By the Council of the City of New York, pursuant to the provisions of section 243 of the New York City Charter, that the following amounts shall be submitted to the Mayor, for inclusion in the executive budget for the operating budget for the Council of the City of New York.

Summary:

Under the City Charter, the City Council is authorized to structure its own budget. This budget must be presented to the Mayor, for inclusion in the Executive Budget, after the Council approves it.

The Council's staff is described through divisions within three units of appropriation: Council Members and their aides, Committee Staffing, and Council Services. These and the standing committees each have a U/A for PS. OTPS is divided into two categories, one for members, one for central staff (see Appendix A) and one for each standing committee. A separate resolution approving the central staff's lump sum unit of appropriation is attached for Council approval pursuant to Section 100 (c) of the Charter.

Council Member office budgets are funded in U/A 001 object 021 (PS) and U/A 100 objects 400 and 414 (OTPS). Funds allocated for Member's budget total $372,000.

A new division created in this budget called, "The Economic and Community Development Division"(ECD) provides comprehensive support and resources to help Council Members catalyze key projects that create affordable housing, commercial revitalization, high-road employment opportunities, quality public space, and other key community benefits. The division will work with Council Members to conceptualize, plan, negotiate, finance and implement quality projects, working closely with stakeholders and the community. The division will have staff experts in planning, development and financing to assist Council Members.

Staff from the Office of the General Counsel, Governmental Affairs, Finance, Land Use, Infrastructure, Human Services, and Policy & Investigations divisions are specifically assigned to each committee, subcommittee, select committee and task force. These analysts and attorneys in turn are supported by the Administrative Services Division, which functions as the central administration. (Please refer to the statements of programmatic objectives).

Staff from the following Divisions are assigned to these Committees, Subcommittees and Select Committees:

General Counsel

Rules, Privileges and Elections
Standards & Ethics
State & Federal Legislation

Governmental Affairs

Civil Rights
Consumer Affairs
Contracts
Fire & Criminal Justice Services
General Welfare
Governmental Operations
Immigration
Juvenile Justice
Oversight & Investigation
Public Safety

Finance

Finance

Human Services

Aging
Senior Centers *(Subcommittee)*
Civil Services and Labor
Cultural Affairs, Libraries & International Intergroup Relations
Libraries *(Select Committee)*
Education
Non-Public Schools *(Subcommittee)*
Health
Higher Education
Mental Health, Developmental Disability, Alcoholism, Drug Abuse & Disability Services
Drug Abuse *(Subcommittee)*
Small Business
Transportation
Veterans
Women's Issues
Youth Services

Infrastrucure

Community Development
Economic Development
Environmental Protection
Housing & Buildings
Parks & Recreation
Public Housing
Recovery and Resiliency
Sanitation & Waste Management
Technology
Waterfronts

Land Use

Land Use
Landmarks, Public Siting & Maritime Uses (*Subcommittee)*
Planning, Dispositions & Concessions *(Subcommittee)*
Zoning & Franchises *(Subcommittee)*

CITY COUNCIL BUDGET

Function:

The New York City Council is the legislative branch of city government. Council members are elected every four years and each represents a district of approximately 160,000 people.

The Council is an equal partner with the Mayor in the governing of New York City. The Council monitors the operation and performance of city agencies. It has sole responsibility for analyzing and approving the city's budget which sets spending priorities and has decision-making powers over major land use issues. It is the city's lawmaking body.

CITY COUNCIL BUDGET
FISCAL YEAR 2015

	FISCAL 2014 ADOPTED BUDGET		FISCAL 2014 UPDATED		FISCAL 2015 COUNCIL BUDGET		CHANGE BETWEEN FY'2014 ADOPTED & FY'2015 PROPOSED BUDGET		
	POS.	$AMOUNT	POS.	$AMOUNT	POS.	$AMOUNT	POS.	$AMOUNT	% CHANGE
PERSONAL SERVICES									
U/A 001	51	$19,500,752	51	$20,672,514	51	$21,699,500	0	$2,198,748	
U/A 002	117	$9,008,933	117	$8,609,299	140	$9,413,094	23	$404,161	
U/A 005	161	$10,133,080	161	$9,949,313	157	$11,283,628	(4)	$1,150,548	
COMMITTEES (U/A 600-690)	0	$37		$37	0	$37	0	$0	
PS TOTALS		$38,642,802		$39,231,163		$42,396,259		$3,753,457	7.3%
OTHER THAN PERSONAL SERVICES									
U/A 100		$4,500,000		$4,320,739		$5,157,814		$657,814	
U/A 200		$8,373,898		$7,964,798		$9,108,898		$735,000	
COMMITTEES (U/A 800-890)		$37		$37		$37		$0	
OTPS TOTALS		$12,873,935		$12,285,574		$14,266,749		$1,392,814	2.7%
COUNCIL BUDGET	329	$51,516,737	329	$51,516,737	348	$56,663,008	19	$5,146,271	10.0%

CITY COUNCIL BUDGET
FISCAL YEAR 2015
PERSONAL SERVICES

		FISCAL 2014 ADOPTED BUDGET		FISCAL 2014 UPDATED		FISCAL 2015 COUNCIL BUDGET		CHANGE	
DESCRIPTION	U/A	POS.	$ AMOUNT	POS.		POS.	$ AMOUNT	POS.	$ AMOUNT
COUNCIL MEMBERS	001	51	$19,500,752	51	$20,672,514	51	$21,699,500	0	2,198,748
COMMITTEE STAFFING	002	117	$9,008,933	117	$8,609,299	140	$10,273,094	23	1,264,161
COUNCIL SERVICES	005	161	$10,133,080	161	$9,949,313	157	$10,423,628	(4)	290,548
COMMITTEE ON THE AGING	600	0	$1	0	$1	0	$1	0	$0
" " CIVIL RIGHTS	602	0	$1	0	$1	0	$1	0	$0
" " CIVIL SERVICE & LABOR	605	0	$1	0	$1	0	$1	0	$0
" " COMMUNITY DEVELOPMENT	607	0	$1	0	$1	0	$1	0	$0
" " CONSUMER AFFAIRS	610	0	$1	0	$1	0	$1	0	$0
" " CONTRACTS	615	0	$1	0	$1	0	$1	0	$0
" " CULTURAL AFFAIRS, LIBRARIES & INTL INTERGROUP RELATIONS	616	0	$1	0	$1	0	$1	0	$0
" " ECONOMIC DEVELOPMENT	620	0	$1	0	$1	0	$1	0	$0
" " EDUCATION	625	0	$1	0	$1	0	$1	0	$0
" " ENVIRONMENTAL PROTECTION	630	0	$1	0	$1	0	$1	0	$0
" " FINANCE	632	0	$1	0	$1	0	$1	0	$0
" " FIRE & CRIMINAL JUSTICE SERVICES	633	0	$1	0	$1	0	$1	0	$0
" " GENERAL WELFARE	635	0	$1	0	$1	0	$1	0	$0
" " GOVERNMENTAL OPERATIONS	640	0	$1	0	$1	0	$1	0	$0
" " HEALTH	645	0	$1	0	$1	0	$1	0	$0
" " HIGHER EDUCATION	647	0	$1	0	$1	0	$1	0	$0
" " HOUSING & BUILDINGS	650	0	$1	0	$1	0	$1	0	$0
" " IMMIGRATION	652	0	$1	0	$1	0	$1	0	$0
" " JUVENILE JUSTICE	653	0	$1	0	$1	0	$1	0	$0
" " LAND USE	654	0	$1	0	$1	0	$1	0	$0
" " RECOVERY AND RESILIENCY	655	0	$1	0	$1	0	$1	0	$0
" " MENTAL HEALTH, MENTAL RETARDATION, ALCOHOLISM, DRUG ABUSE & DISABILITY SERVICES	656	0	$1	0	$1	0	$1	0	$0
" " OVERSIGHT AND INVESTIGATIONS	657	0	$1	0	$1	0	$1	0	$0
" " PARKS & RECREATION	660	0	$1	0	$1	0	$1	0	$0
" " PUBLIC HOUSING	667	0	$1	0	$1	0	$1	0	$0
" " PUBLIC SAFETY	665	0	$1	0	$1	0	$1	0	$0
" " RULES, PRIVILEGES AND ELECTIONS	670	0	$1	0	$1	0	$1	0	$0
" " SANITATION & SOLID WASTE MANAGEMENT	671	0	$1	0	$1	0	$1	0	$0
" " SMALL BUSINESS	673	0	$1	0	$1	0	$1	0	$0
" " STANDARDS & ETHICS	675	0	$1	0	$1	0	$1	0	$0
" " STATE & FEDERAL LEGISLATION	680	0	$1	0	$1	0	$1	0	$0
" " TECHNOLOGY	681	0	$1	0	$1	0	$1	0	$0
" " TRANSPORTATION	682	0	$1	0	$1	0	$1	0	$0
" " VETERANS	683	0	$1	0	$1	0	$1	0	$0
" " WATERFRONTS	685	0	$1	0	$1	0	$1	0	$0
" " WOMEN'S ISSUES	687	0	$1	0	$1	0	$1	0	$0
" " YOUTH SERVICES	690	0	$1	0	$1	0	$1	0	$0
TOTAL		329	$38,642,802	329	$39,231,163	348	$42,396,259	19	3,753,457

PS DETAIL FISCAL YEAR 2015

U/A 001 PS (COUNCIL MEMBERS)

BUDGET CODE	OBJ. CODE	DESCRIPTION	POSITIONS	BUDGET	TOTAL
0101	001	Council Members	51	$5,755,500	
	021	Councilmanic Aides		$15,472,000	
	041	Stipend		$472,000	
Total U/A 001			51		$21,699,500

U/A 002 PS (COMMITTEE STAFFING)

BUDGET CODE	OBJ. CODE	DESCRIPTION	POSITIONS	BUDGET	TOTAL
0102	001	Policy & Investigations 1	13	$711,976	
					$711,976
1102	001	Finance Division 2	31	$2,204,747	
					$2,204,747
2102	001	Land Use 3	13	$1,048,999	
					$1,048,999
3102	001	Office of the General Counsel 4	14	$1,105,011	
					$1,105,011
4102	001	Governmental Affairs 5	22	$1,525,060	
					$1,525,060
5102	001	Human Services 6	29	$1,764,724	
					$1,764,724
7102	001	Infrastructure 7	18	$1,052,577	
					$1,052,577
Total U/A 002			140		$9,413,094

U/A 005 PS (COUNCIL SERVICE DIVISION)

BUDGET CODE	OBJ. CODE	DESCRIPTION	POSITIONS	BUDGET	TOTAL
0105	001	Administrative Services	47	$2,886,754	
	021			$100,000	
	031			$600,000	
					$3,586,754
1005	001	Correspondence Services	10	$530,956	
					$530,956
2105	001	Information Technology	13	$797,086	
					$797,086
3105	001	Legislative Documents	5	$309,738	
					$309,738
4105	001	Sergeants-At-Arms	9	$349,960	
					$349,960
5105	001	Speaker's Office	16	$1,975,705	
					$1,975,705
6105	001	Minority Leader's Office	4	$312,386	
					$312,386
7105	001	Communications	9	$620,036	
					$620,036
8105	001	Community Outreach	27	$1,493,226	
					$1,493,226
9105	001	Event & Production Services	6	$447,781	
					$447,781
9205	001	Economic & Community Development	11	$860,000	
					$860,000
Total U/A 005			157		$11,283,628
PS TOTALS 001, 002 & 005			348		$42,396,222

Footnotes appear on the following page

Committees, Subcommittees, Select Committees and Task Forces Assigned to Divisions

1 Policy & Investigations
Oversight & Investigations

2Finance
Finance

3 Land Use
Land Use
Landmarks, Public Siting & Maritime Uses (*Subcommittee)*
Planning, Dispositions & Concessions *(Subcommittee)*
Zoning & Franchises *(Subcommittee)*

4General Counsel
Rules, Privileges and Elections
Standards & Ethics
State & Federal Legislation

5 Governmental Affairs
Civil Rights
Consumer Affairs
Contracts
Fire & Criminal Justice Services
General Welfare
Governmental Operations
Immigration
Juvenile Justice
Public Safety

6 Human Services
Aging
Senior Centers *(Subcommittee)*
Civil Services and Labor
Cultural Affairs, Libraries & International Intergroup Relations
Libraries *(Select Committee)*
Education
Non-Public Schools *(Subcommittee)*
Health
Higher Education
Mental Health, Developmental Disability, Alcoholism, Drug Abuse & Disability Services
Drug Abuse *(Subcommittee)*
Small Business
Transportation
Veterans
Women's Issues
Youth Services

7 Infrastructure
Community Development
Economic Development
Environmental Protection
Housing & Buildings
Parks & Recreation
Public Housing
Recovery and Resiliency
Sanitation & Waste Management
Technology
Waterfronts

CITY COUNCIL BUDGET
FISCAL YEAR 2015
OTHER THAN PERSONAL SERVICES

DESCRIPTION	U/A	FISCAL 2014 ADOPTED BUDGET $ AMOUNT	FISCAL 2014 UPDATED	FISCAL 2015 COUNCIL BUDGET $ AMOUNT	CHANGE FROM ADOPTED $ AMOUNT
COUNCIL MEMBERS	**100**	**$4,500,000**	**$4,320,739**	**$5,157,814**	**$657,814**
CENTRAL STAFF	**200**	**$8,373,898**	**$7,964,798**	**$9,108,898**	**$735,000**
COMMITTEE ON THE AGING	800	$1	$1	$1	$0
" " CIVIL RIGHTS	802	$1	$1	$1	$0
" " CIVIL SERVICE & LABOR	805	$1	$1	$1	$0
" " COMMUNITY DEVELOPMENT	807	$1	$1	$1	$0
" " CONSUMER AFFAIRS	810	$1	$1	$1	$0
" " CONTRACTS	815	$1	$1	$1	$0
" " CULTURAL AFFAIRS, LIBRARIES & INT'L INTERGROUP RELATIONS	816	$1	$1	$1	$0
" " ECONOMIC DEVELOPMENT	820	$1	$1	$1	$0
" " EDUCATION	825	$1	$1	$1	$0
" " ENVIRONMENTAL PROTECTION	830	$1	$1	$1	$0
" " FINANCE	832	$1	$1	$1	$0
" " FIRE & CRIMINAL JUSTICE SERVICES	833	$1	$1	$1	$0
" " GENERAL WELFARE	835	$1	$1	$1	$0
" " GOVERNMENTAL OPERATIONS	840	$1	$1	$1	$0
" " HEALTH	845	$1	$1	$1	$0
" " HIGHER EDUCATION	847	$1	$1	$1	$0
" " HOUSING & BUILDINGS	850	$1	$1	$1	$0
" " IMMIGRATION	852	$1	$1	$1	$0
" " JUVENILE JUSTICE	853	$1	$1	$1	$0
" " LAND USE	854	$1	$1	$1	$0
" " RECOVERY AND RESILIENCY	855	$1	$1	$1	$0
" " MENTAL HEALTH, MENTAL RETARDATION, ALCOHOLISM, DRUG ABUSE & DISABILITY SERVICES	856	$1	$1	$1	$0
" " OVERSIGHT AND INVESTIGATIONS	857	$1	$1	$1	$0
" " PARKS & RECREATION	860	$1	$1	$1	$0
" " PUBLIC HOUSING	862	$1	$1	$1	$0
" " PUBLIC SAFETY	865	$1	$1	$1	$0
" " RULES, PRIVILEGES AND ELECTIONS	870	$1	$1	$1	$0
" " SANITATION & SOLID WASTE MANAGEMENT	871	$1	$1	$1	$0
" " SMALL BUSINESS	873	$1	$1	$1	$0
" " STANDARDS & ETHICS	875	$1	$1	$1	$0
" " STATE & FEDERAL LEGISLATION	880	$1	$1	$1	$0
" " TECHNOLOGY	881	$1	$1	$1	$0
" " TRANSPORTATION	882	$1	$1	$1	$0
" " VETERANS	883	$1	$1	$1	$0
" " WATERFRONTS	885	$1	$1	$1	$0
" " WOMEN'S ISSUES	887	$1	$1	$1	$0
" " YOUTH SERVICES	890	$1	$1	$1	$0
TOTAL		**$12,873,935**	**$12,285,574**	**$14,266,749**	**$1,392,814**

OTPS DETAIL FISCAL YEAR 2015

U/A 100 COUNCIL MEMBERS

DESCRIPTION	OBJ CODE	COUNCIL BUDGET
Newsletter (Printing)	101	$957,814
Newsletter (Postage)	117	$700,000
Council OTPS Procurement	400	$1,300,000
Rent	414	$2,200,000
TOTAL U/A 100		**$5,157,814**

U/A 200 CENTRAL STAFF

DESCRIPTION	OBJ CODE	COUNCIL BUDGET
Storehouse Supplies	10X	$25,000
Supplies & Materials	100	$90,000
Printing Supplies	101	$15,000
Automotive Supplies	105	$2,000
Automotive Fuel Supplies	106	$19,000
Postage	117	$36,000
Computer Supplies	199	$203,000
Equipment - General	300	$27,100
Telecommunications Equipment	302	$80,500
Motor Vehicles	305	$60,000
Office Furniture	314	$71,000
Office Equipment	315	$15,000
Purchase DP Equipment	332	$39,000
Books - Other	337	$279,906
Library Books	338	$26,000
Telephones - Data	40B	$400,000
Maintenance Repairs Auto	40G	$25,000
Contractual Services - Intra-City	40X	$10,000
Contractual Services - General	400	$56,000
Telephone & Other Comm.	402	$82,000
Office Services	403	$31,000
Rentals of Misc. Equip.	412	$120,000
Rent	414	$6,281,392
Advertising	417	$3,000
Local Travel - General	451	$12,000
Local Travel - Special	452	$2,000
Nonlocal Travel - General	453	$5,000
Nonlocal Travel - Special	454	$3,000
Contractual Services - General	600	$163,500
Telecommunications Maint.	602	$80,000
Maintenance - Motor Vehicles	607	$2,000
Maint. & Repairs	608	$40,000
Office Equipment Maint.	612	$50,000
DP Equipment	613	$30,000
Printing Contracts	615	$150,000
Temporary Services	622	$90,000
Cleaning Services	624	$12,000
Transportation Expenditures	633	$14,000
Economic Development	660	$117,500
Training City Employees	671	$5,000
Prof. Svces. - Accounting	681	$5,000
Prof. Svces. - Legal	682	$90,000
Prof. Svces. - Computer Services	684	$175,000
Prof. Svces. - Other	686	$64,000
DCAS Training	79D	$2,000
TOTAL U/A 200		**$9,108,898**
OTPS TOTALS		**$14,266,712**

600 **Committee on the Aging -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Department for the Aging and all federal, state and municipal programs pertinent to senior citizens. The committee has a subcommittee on Senior Centers.

602 **Committee on Civil Rights -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to incidences of discrimination, the Human Rights Commission, the Equal Employment Practices Commission and Equal Employment Opportunity.

605 **Committee on Civil Service and Labor -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to municipal officers and employees, the Office of Labor Relations, Office of Collective Bargaining, municipal pensions, retirement systems and worker rights.

607 **Committee on Community Development –** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters relating to poverty and its reduction within the City, especially in low-income neighborhoods.

610 **Committee on Consumer Affairs -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Department of Consumer Affairs.

615 **Committee on Contracts -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting oversight on matters related generally to City procurement and specifically to the activities of the Mayor's Office of Contracts, the Procurement Policy Board, City Procurement policies and procedures and specific city contracts.

616 **Committee on Cultural Affairs, Libraries & International Intergroup Relations -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Department of Cultural Affairs, libraries, museums, the Art Commission, the New York City Commission for the United Nations, Consular Corps and Protocol, the Mayor's Office of Special Projects and Community Events and encouraging harmony among the citizens of New York City, promoting the image of New York City and enhancing the relationship of its citizens with the international community. The committee has a subcommittee on Libraries.

620 **Committee on Economic Development -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Economic Development Corporation and Department of Small Business Services.

625 **Committee on Education -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Department of Education and the School Construction Authority. The committee has a subcommittee on Non-Public Schools.

630 **Committee on Environmental Protection -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Department of Environmental Protection.

632 **Committee on Finance -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters relating to budget review and budget modifications, the Banking Commission, the Comptroller's Office, Department of Design and Construction, the Department of Finance, Independent Budget Office and fiscal policy and revenue from any source.

633 **Committee on Fire and Criminal Justice Services -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters relating to the Fire Department/Emergency Medical Service (non-health related issues), Legal Aid, Departments of Correction, Probation and Emergency Management.

635 **Committee on General Welfare -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Human Resources Administration/Department of Social Services, Administration for Children's Services, Department of Homeless Services and charitable institutions.

640 **Committee on Governmental Operations -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to municipal governmental structure and organization, the Department of Citywide Administrative Services, Community Boards, Tax Commission, Board of Standards and Appeals, Campaign Finance Board, Board of Elections, Voter Assistance Advisory Committee, Commission on Public Information and Communication, Department of Records and Information Services, Financial Information Services Agency and the Law Department.

645 **Committee on Health -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Department of Health and Mental Hygiene, Emergency Medical Services (health related issues), the Health and Hospitals Corporation and the Office of the Chief Medical Examiner.

647 **Committee on Higher Education -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the City University of New York and issues related to Higher Education.

650 **Committee on Housing and Buildings -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Department of Housing Preservation and Development, Department of Buildings, and rent regulation.

652 **Committee on Immigration** - Responsible for considering and proposing to the full Council legislation and resolutions for adoption and preparing committee reports on issues affecting immigrants in New York City and conducting legislative oversight on matters in relation to the Mayor's Office on Immigrant Affairs.

653 **Committee on Juvenile Justice -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to Juvenile Justice.

654 **Committee on Land Use -** To ensure responsible use of City property, this committee considers and proposes to the full Council resolutions for adoption, prepares committee reports and conducts legislative oversight on matters in relation to the City Planning Commission, Department of City Planning, Department of Information Technology and Telecommunications (land use related issues), Landmarks Preservation Commission and Land Use and Landmarks Review. The committee has three subcommittees: Zoning and Franchises; Landmarks, Public Siting and Maritime Uses; and, Planning, Dispositions and Concessions.

656 **Committee on Mental Health, Developmental Disability, Alcoholism, Drug Abuse & Disability Services -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to mental health, developmental disabilities, alcoholism services, drug abuse, disability services, the Department of Health and Mental Hygiene and the Mayor's Office for People with Disabilities. The committee has a subcommittee on Drug Abuse.

657 **Committee on Oversight and Investigations -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Department of Investigation, and to investigate any matters within the jurisdiction of the Council relating to property, affairs or government of New York City.

660 **Committee on Parks and Recreation -** This committee is responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Department of Parks and Recreation.

665 **Committee on Public Safety -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Police Department, Courts, District Attorneys, Special Narcotics Prosecutor, Civilian Complaint Review Board and the Criminal Justice Coordinator.

667 **Committee on Public Housing –** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the New York City Housing Authority.

668 **Committee on Recovery and Resiliency –** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to recovery in Hurricane Sandy affected communities and from natural disasters. Efforts to make New York City more resilient in the face of climate change, and preparing for, and responding to, and recovering from emergencies.

670 **Committee on Rules, Privileges and Elections -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption and preparing committee reports on matters in relation to Council structure and organization and appointments.

671 **Committee on Sanitation & Solid Waste Management -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Department of Sanitation and the Business Integrity Commission.

673 **Committee on Small Business -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters that affect the creation and operation of retail businesses and emerging industries throughout the City.

675 **Committee on Standards and Ethics -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Conflicts of Interest Board and for Council ethics.

680 **Committee on State and Federal Legislation -** Responsible for considering and proposing to the full Council legislation, state legislative requests and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to state and federal legislation and home rule requests.

681 **Committee on Technology** - Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters relating to the use of technology in New York City, for the management and dissemination of public information, the Mayor's Office of Media and Entertainment, NYC-TV, and the non land use-related activities of the Department of Information Technology and Telecommunications.

682 **Committee on Transportation -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to mass transportation issues, agencies and facilities, the New York City Transit Authority, Department of Transportation and the Taxi and Limousine Commission.

683 **Committee on Veterans** – Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to public policy concerns of veterans and the Mayor's Office of Veterans Affairs.

685 **Committee on Waterfronts –** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters relating to the use of the City's waterfront and waterfront-related activities.

687 **Committee on Women's Issues -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to public policy concerns of women, domestic violence, the Office to Combat Domestic Violence and early childhood development.

690 **Committee on Youth Services -** Responsible for considering and proposing to the full Council legislation and resolutions for adoption, preparing committee reports and conducting legislative oversight on matters in relation to the Youth Board, the Department of Youth and Community Development, the Interagency Coordinating Council, and youth-related programs.

FISCAL YEAR 2015
CITY COUNCIL CONTRACT BUDGET

OBJECT CODE	DESCRIPTION	#	AMOUNT
600	Contractual Services General	5	$163,500
602	Telecommunications Maintenance	3	$80,000
607	Maint. & Repair Motor Vehicle Equip.	1	$2,000
608	Maintenance & Repair General	6	$40,000
612	Office Equipment Maintenance	4	$50,000
613	Data Processing Equipment	2	$30,000
615	Printing Contracts	3	$150,000
622	Temporary Services	5	$90,000
624	Cleaning Services	1	$12,000
633	Transportation Expenditures	1	$14,000
660	Economic Development	15	$117,500
671	Training Program For City Employees	1	$5,000
681	Prof. Svcs. - Accounting & Auditing	1	$5,000
682	Professional Services - Legal	3	$90,000
684	Prof. Svces. - Computer Services	4	$175,000
686	Professional Services - Other	5	$64,000
		60	$1,088,000

APPENDIX A
OTPS DETAIL FISCAL YEAR 2015

The following details the two units of appropriation:

U/A 100 COUNCIL MEMBERS

DESCRIPTION	OBJ CODE	COUNCIL BUDGET
Newsletter (Printing)	101	$957,814
Newsletter (Postage)	117	$700,000
Council OTPS Procurement	400	$1,300,000
Rent	414	$2,200,000
TOTAL U/A 100		**$5,157,814**

U/A 200 CENTRAL STAFF

DESCRIPTION	OBJ CODE	COUNCIL BUDGET
Storehouse Supplies	10X	$25,000
Supplies & Materials	100	$90,000
Printing Supplies	101	$15,000
Automotive Supplies	105	$2,000
Automotive Fuel Supplies	106	$19,000
Postage	117	$36,000
Computer Supplies	199	$203,000
Equipment - General	300	$27,100
Telecommunications Equipment	302	$80,500
Motor Vehicles	305	$60,000
Office Furniture	314	$71,000
Office Equipment	315	$15,000
Purchase DP Equipment	332	$39,000
Books - Other	337	$279,906
Library Books	338	$26,000
Telephones - Data	40B	$400,000
Maintenance Repairs Auto	40G	$25,000
Contractual Services - Intra-City	40X	$10,000
Contractual Services - General	400	$56,000
Telephone & Other Comm.	402	$82,000
Office Services	403	$31,000
Rentals of Misc. Equip.	412	$120,000
Rent	414	$6,281,392
Advertising	417	$3,000
Local Travel - General	451	$12,000
Local Travel - Special	452	$2,000
Nonlocal Travel - General	453	$5,000
Nonlocal Travel - Special	454	$3,000
Contractual Services - General	600	$163,500
Telecommunications Maint.	602	$80,000
Maintenance - Motor Vehicles	607	$2,000
Maint. & Repairs	608	$40,000
Office Equipment Maint.	612	$50,000
DP Equipment	613	$30,000
Printing Contracts	615	$150,000
Temporary Services	622	$90,000
Cleaning Services	624	$12,000
Transportation Expenditures	633	$14,000
Economic Development	660	$117,500
Training City Employees	671	$5,000
Prof. Svces. - Accounting	681	$5,000
Prof. Svces. - Legal	682	$90,000
Prof. Svces. - Computer Services	684	$175,000
Prof. Svces. - Other	686	$64,000
DCAS Training	79D	$2,000
TOTAL U/A 200		**$9,108,898**
OTPS TOTALS		**$14,266,712**

R2

In connection herewith Council Member Ferreras offered the following resolution:

Preconsidered M 48 & RES NO. 178

RESOLUTION APPROVING FOR FISCAL YEAR 2015 THE SCHEDULE DETAILING THE LUMP SUM OTHER THAN PERSONAL SERVICES UNIT OF APPROPRIATION OF THE OPERATING BUDGET OF THE COUNCIL OF THE CITY OF NEW YORK

Resolved by the Council, pursuant to the provisions of section 100 (c) of the New York City Charter, that the following spending shall be presented in a lump sum OTPS unit of appropriation, the allocation of which corresponds to the following PS units of appropriation.

COUNCIL BUDGET

PS U/A	DESCRIPTION	MEMO OTPS*
002	COMMITTEE STAFFING	$3,909,737
005	COUNCIL SERVICES	$5,399,161
	TOTAL OTPS	$9,308,898

*Set forth for informational purposes only in accordance with Charter Section 100 (c)

JULISSA FERRERAS, Chairperson; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, VINCENT M. IGNIZIO; Committee on Finance, April 10, 2014.

On motion of the Speaker (Council Member Mark-Viverito), 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 Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on Finance and had been favorably reported for adoption.

Report for M-48

Report of the Committee on Finance in favor of approving a Schedule detailing the lump sum OTPS Unit of Appropriation of the Operating Budget of the Council of the City of New York.

The Committee on Finance, to which the annexed resolution was referred on April 10, 2014, respectfully

REPORTS:

(For text of the Memo, please see the Report of the Committee on Finance for M-47 printed above in these Minutes)

Accordingly, this Committee recommended the adoption of M-48.

In connection herewith, Council Member Recchia offered the following resolution ("R2"):

Res. No. 178

RESOLUTION APPROVING FOR FISCAL YEAR 2015 THE SCHEDULE DETAILING THE LUMP SUM OTHER THAN PERSONAL SERVICES UNIT OF APPROPRIATION OF THE OPERATING BUDGET OF THE COUNCIL OF THE CITY OF NEW YORK.

By Council Member Ferreras.

Resolved by the Council, pursuant to the provisions of section 100 (c) of the New York City Charter, that the following spending shall be presented in a lump sum OTPS unit of appropriation, the allocation of which corresponds to the following PS units of appropriation.

COUNCIL BUDGET

PS U/A	**DESCRIPTION**	**MEMO OTPS***
002	COMMITTEE STAFFING	$3,909,737
005	COUNCIL SERVICES	$5,399,161
	TOTAL OTPS	$9,308,898

*Set forth for informational purposes only in accordance with Charter Section 100 (c)

JULISSA FERRERAS, Chairperson; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, VANESSA L. GIBSON, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, VINCENT M. IGNIZIO; Committee on Finance, April 10, 2014.

On motion of the Speaker (Council Member Mark-Viverito), 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 Housing and Buildings

Report for Int. No. 11-A

Report of the Committee on Housing and Buildings in favor of approving and adopting, as amended, a Local Law to amend the New York city building code, in relation to requiring carbon monoxide detectors in certain assembly spaces.

The Committee on Housing and Buildings, to which the annexed amended local law was referred on February 4, 2014 (Minutes, page 238), respectfully

REPORTS:

Introduction

On April 9, 2014, the Committee on Housing and Buildings, chaired by Council Member Jumaane D. Williams, will conduct a hearing on Proposed Int. No. 11-A, a Local Law in relation to requiring carbon monoxide devices in certain assembly spaces.

The Committee previously considered this bill at a hearing held on March 17, 2014 and received testimony from the Department of Buildings (DOB), the Fire Department (FDNY), the Department of Health and Mental Hygiene (DOHMH), housing advocates, fire safety organizations, members of the real estate industry, restaurant associations, and other interested members of the public.

Background

"Carbon monoxide (CO) is a deadly, colorless, odorless, poisonous gas. It is produced by the incomplete burning of various fuels, including coal, wood, charcoal, oil, kerosene, propane, and natural gas. Products and equipment powered by internal combustion engines such as portable generators, cars, lawn mowers, and power washers also produce CO."[1] According to the New York State Department of Health, CO exposure is the leading cause of death due to poisoning in the United States and each year approximately 200 people are hospitalized because of accidental CO poisoning.[2]

The City's Building Code currently requires that certain types of spaces be equipped with CO detecting devices:

- In residential buildings, the following dwelling units must be equipped with CO detecting devices: (1) dwelling units located on the same floor as, or on a floor immediately above or below, CO-producing equipment[3] or an enclosed parking area; (2) dwelling units in buildings that contain a CO-producing furnace, boiler, or water heater; or (3) dwelling units served by a CO-producing furnace, boiler, or water heater that is located within an adjacent building.[4] Further, for buildings in occupancy group R-1 (e.g. hotels), the CO detecting device must send an alarm signal to a constantly attended location.[5]

- In buildings that contain spaces classified as occupancy group E (e.g. schools),[6] I-2 (e.g. hospitals), and I-4 (e.g. day nurseries),[7] CO detecting devices must be installed in (1) any occupied area that is on the same floor as, or on a floor immediately above or below, CO-producing equipment or an enclosing parking area and (2) any unoccupied area containing CO-producing equipment.[8]

The Council is concerned by recent incidents of CO poisoning occurring in locations where CO detecting devices are not currently required. For example, in November 2012, 35 adults and children were hospitalized with complaints of dizziness and nausea after attending a show at a local community center in Staten Island.[9] The FDNY detected CO levels of approximately 300 parts per million at the center and noted that it considers "anything over 10 parts per million a danger."[10] In February 2014, a CO leak in the basement of a restaurant in a Long Island mall left one person dead and 27 hospitalized.[11] And this month, elevated CO levels at a Staten Island restaurant sent two people to the hospital.[12]

Proposed Int. No. 11-A

Proposed Int. No. 11-A would require that certain assembly spaces equipped with fire alarm systems also be equipped with CO detector systems.

Bill section one would make a technical edit to section 908.7 of the Building Code.

Bill section two would require that certain assembly spaces in new buildings be equipped with a CO detector system if the building containing such space is equipped with a fire alarm system.[13] The bill would also require that assembly spaces in existing buildings equipped with fire alarm systems install CO detector systems upon replacement of the fire alarm systems. Installation and siting of the CO detectors would be in accordance with rules or standards adopted by DOB. The bill would apply to spaces classified in occupancy groups A-1, A-2 or A-3 and to

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[1] Federal Consumer Products Safety Commission (CPSC), *Carbon Monoxide Questions and Answers*, available online at http://www.cpsc.gov/en/Safety-Education/Safety-Education-Centers/Carbon-Monoxide-Information-Center/Carbon-Monoxide-Questions-and-Answers-/.
[2] New York State Department of Health, *Fact Sheet: What You Need to Know about Carbon Monoxide*, available online at http://www.health.ny.gov/environmental/indoors/air/carbon_monoxide_need_to_know.htm.
[3] CO-producing equipment includes "any furnace, boiler, water heater, fireplace, cooking appliance, gas clothes dryer, apparatus, appliance or device that burns coal, kerosene, oil, wood, fuel gases and other petroleum products including, but not limited to, methane, natural gas, liquefied natural gas and manufactured fuel gases." Building Code § 902.1.
[4] Building Code § 908.7.1; *see also* Administrative Code §§ 27-981.1 and 27-981.2 and 1 RCNY § 28-02(b)(1).
[5] *Id.*
[6] It bears noting that classrooms and instructional rooms with 75 or more persons are classified as Group A-3, not Group E. *Id.*
[7] Group I-4 spaces are "custodial care facilities providing care to more than two children under the age of 2, or to more than four persons over the age of 2 who are not capable of responding to an emergency situation without physical assistance from staff." Building Code § 308.5.
[8] Building Code § 908.7.2.
[9] Stephanie Slepian, *Elevated carbon monoxide levels sicken 35 at Staten Island CYO Center*, Staten Island Advance (Nov. 28, 2012), available online at http://www.silive.com/southshore/index.ssf/2012/11/elevated_levels_of_carbon_mono.html.
[10] *Id.*
[11] Ashley Southall, *Gas Leak Kills Man at Long Island Mall*, NY Times (Feb. 23, 2014), available online at http://www.nytimes.com/2014/02/23/nyregion/gas-leak-kills-man-at-long-island-mall.html?_r=0.
[12] Michael Sedon, *Elevated carbon monoxide levels at Staten Island cheesesteak shop sends 2 to the hospital*, Staten Island Advance (Mar. 12, 2014), available online at http://www.silive.com/news/index.ssf/2014/03/elevated_co2_levels_result_in.html
[13] Buildings containing certain kinds of spaces are required to have fire alarm systems under section 907.2 of the Building Code. For example, buildings with assembly spaces that can accommodate more than 300 people (or more than 75 people if the space has a stage) are required to have fire alarm systems. Building Code § 907.2.1.

assembly spaces classified as Group B occupancies in accordance with exception one to section 303.1 of the Building Code.

Group A spaces are generally those that are used for "the gathering together of any number of persons for purposes such as civic, social or religious functions, recreation, food or drink consumption, awaiting transportation, or similar group activities; or when occupied by 75 persons or more for education or instructional purposes."[14] Group A-1 spaces usually have fixed seating and are generally used for "the production and viewing of the performing arts or motion pictures."[15] Group A-1 spaces include, but not are not limited to, motion picture theaters, symphony and concert halls, television and radio studios with audiences, and theaters.[16] Group A-2 spaces are those used for food or drink consumption and include, but are not limited to, banquet halls, cabarets, certain cafeterias, dance halls, night clubs, restaurants, taverns, and bars.[17] Group A-3 spaces are those used for worship, recreation or amusement and include, but are not limited to, amusement arcades, art galleries, bowling alleys, cafeterias for children up to and including the 12th grade, classrooms and instructional rooms with 75 persons or more, community halls, courtrooms, certain custodial care facilities with 75 or more persons, dance studios, exhibition halls, funeral parlors, certain gyms, houses of worship, certain indoor swimming pools and tennis courts, lecture halls, museums, waiting areas in transportation terminals, pool and billiard parlors, and school auditoriums.[18] Assembly spaces classified as Group B under exception one to section 303.1 of the Building Code include assembly spaces intended to serve fewer than 75 persons.

Bill section three contains the enactment clause and generally provides that this local law will take effect on October 1, 2014.

Amendments to Int. No. 11

The bill has been substantively amended in the following manner:

- A CO detector system would be required only for assembly spaces in buildings equipped with fire alarms rather than in all buildings with assembly spaces. And, existing buildings are only required to comply upon replacement of the fire alarm system.

- Installation and siting of CO detectors will now be governed by rules or standards to be adopted by DOB.

- Smaller assembly spaces (i.e. those classified in Group B) are now covered by the bill.

Update

On Wednesday, April 9, 2014, the Committee adopted this legislation. Accordingly, the Committee recommends its adoption.

(The following is the text of the Fiscal Impact Statement for Int. No. 11-A:)

THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION

FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO: 11-A
COMMITTEE: Housing and Buildings

TITLE: A Local Law to amend the administrative code of the city of New York and Building Code of the city of New York, in relation to requiring carbon monoxide detectors in certain assembly spaces.	**SPONSOR(S):** Council Members Ignizio, Matteo, Williams, Barron, Arroyo, Chin, Koo, Palma, Vallone, Lancman, Cohen, Rose, Levine, Dickens, Johnson, Vacca, Garodnick, Weprin, Ferreras, Rosenthal, Espinal, Cabrera , Constantinides, Cornegy, Crowley, Deutsch, Dromm , Gentile, Gibson, Greenfield, King, Koslowitz, Lander, Levin, Maisel, Mealy, Menchaca, Mendez, Miller, Richards, Torres, Wills, Reynoso, Cumbo, Kallos,. Rodriguez, Treyger, Van Bramer, Eugene, Ulrich

SUMMARY OF LEGISLATION: The proposed legislation would amend the administrative code of the city of New York and the building code to require new and existing assembly spaces and business occupancies with fire alarm systems, including performing arts spaces and theaters, spaces used for food or drink consumption, and spaces used for worship and recreation, be equipped with carbon monoxide detectors. Such detectors shall have built-in sounder bases, transmit a signal to a central supervising station and shall be permitted to initiate an audible and visual supervisory alarm at a constantly attended location.

However, the bill would grant exemptions to kitchens.

EFFECTIVE DATE: This legislation would take effect on October 1, 2014, which is the same date the substantial construction code revision passed last year takes effect.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2015

FISCAL IMPACT STATEMENT:

	Effective FY15	FY Succeeding Effective FY16	Full Fiscal Impact FY15
Revenues	$0	$0	$0
Expenditures	$0	$0	$0
Net	$0	$0	$0

IMPACT ON REVENUES: It is estimated that there will be no impact on revenues resulting from the enactment of this legislation.

IMPACT ON EXPENDITURES: Because DOB will use existing resources to implement this local law, it is anticipated that there would be minimal to no impact on expenditures resulting from the enactment of this legislation.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Not applicable.

SOURCE OF INFORMATION: City Council Finance Division
Mayor's Office of Legislative Affairs
New York City Department of Buildings

ESTIMATE PREPARED BY: Sarah Gastelum, Legislative Financial Analyst

ESTIMATED REVIEWED BY: Tanisha Edwards, Finance Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the full council on February 4, 2014 as Proposed Intro. 11 and was referred to the Committees on Housing and Buildings. A hearing was held by the Committee on Housing and Buildings on March 17, 2014 and the bill was laid over. The legislation was amended, and the amended version, Proposed Intro. 11-A will be heard by the Committee on Housing and Buildings on April 9, 2014. Following a successful Committee vote, the bill would be submitted to the full Council for a vote.

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 11-A:)

Int. No. 11-A

By Council Members Ignizio, Matteo, Williams, Barron, Arroyo, Chin, Koo, Palma, Vallone, Lancman, Cohen, Rose, Levine, Dickens, Johnson, Vacca, Garodnick, Weprin, Ferreras, Rosenthal, Espinal, Cabrera, Constantinides, Cornegy, Crowley, Deutsch, Dromm, Gentile, Gibson, Greenfield, King, Koslowitz, Lander, Levin, Maisel, Mealy, Menchaca, Mendez, Miller, Richards, Torres, Wills, Reynoso, Cumbo, Kallos, Rodriguez, Treyger, Van Bramer, Eugene and Ulrich.

A Local Law to amend the New York city building code, in relation to requiring carbon monoxide detectors in certain assembly spaces.

Be it enacted by the Council as follows:

Section 1. Section 908.7 of the New York city building code, as amended by local law number 141 for the year 2013, is amended to read as follows:

908.7 Carbon monoxide alarms and detectors. Carbon monoxide alarms and detectors shall be provided and installed in accordance with Sections 908.7.1 through [908.7.3] *908.7.4*.

§2. Section 908.7 of the New York city building code, as amended by local law number 141 for the year 2013, is amended by renumbering section 908.7.3 as section 908.7.4 and adding a new section 908.7.3 to read as follows:

908.7.3 Buildings that are equipped with a fire alarm system and that contain Group A-1, A-2, A-3 or certain Group B occupancies. *Listed carbon monoxide detectors shall be installed in buildings that are equipped with a fire alarm system and that contain Group A-1, A-2 or A-3 occupancies or assembly spaces classified as Group B occupancies in accordance with Section 303.1, Exception 1. Such detectors shall have built-in sounder bases, shall transmit a signal to a central*

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[14] Building Code § 303.1.
[15] *Id.*
[16] *Id.*
[17] *Id.*
[18] *Id.*

supervising station and shall be permitted to initiate an audible and visual supervisory alarm at a constantly attended location. The department shall adopt rules and/or reference standards governing the installation and location of carbon monoxide detectors provided that such detectors shall be required within rooms containing carbon-monoxide producing equipment.

Exception: *Carbon monoxide detectors shall not be required in kitchens.*

§3. This local law shall take effect on October 1, 2014, except that this local law shall not apply to work related to applications for construction document approval filed prior to such effective date, and except that the commissioner of buildings shall take such measures as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

JUMAANE D. WILLIAMS, Chairperson; ROSIE MENDEZ, YDANIS A. RODRIGUEZ, KAREN KOSLOWITZ, ROBERT E. CORNEGY, Jr., RAFAEL L. ESPINAL, Jr., MARK LEVINE, ANTONIO REYNOSO, HELEN K. ROSENTHAL, RITCHIE J. TORRES, ERIC A. ULRICH; Committee on Housing and Buildings, April 9, 2014. *Other Council Members Attending: Chin, Lancman, Kallos, Van Bramer, Cumbo, Richards and the Public Advocate (Ms. James).*

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

Reports of the Committee on Land Use

Report for L.U. No. 23

Report of the Committee on Land Use in favor of approving Application No. C 140055 ZSM submitted by Downtown RE Holdings LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-712(a) to modify the use regulations to allow Use Group 6 (retail) uses below the floor level of the second story and Use Group 2 (residential) uses within the mixed use development located at 688 Broadway, in the Borough of Manhattan, Community District 2, Council District 1.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on February 26, 2014 (Minutes, page 540), respectfully

REPORTS:

SUBJECT

MANHATTAN CB - 2 **C 140055 ZSM**

City Planning Commission decision approving an application submitted by Downtown RE Holdings LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-712(a) of the Zoning Resolution to modify the use regulations of Section 42-10 to allow Use Group 2 uses (residential uses) on the 2nd through 12th floors, and Section 42-14(D)(2)(b) to allow Use Group 6 uses (retail uses) below the level of the second story of a proposed mixed use development on a zoning lot that, as of December 15, 2003, is vacant, located at 688 Broadway (Block 531, Lot 4), in an M1-5B District, within the NoHo Historic District.

INTENT

This special permit, in conjunction with the other related action, would facilitate the development of a new 12-story mixed residential and commercial building at 688 Broadway.

PUBLIC HEARING

DATE: March 18, 2014

Witnesses in Favor: Five **Witnesses Against:** Six

SUBCOMMITTEE RECOMMENDATION

DATE: April 1, 2014

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

In Favor: Weprin, Gentile, Garodnick, Williams, Wills, Richards, Reynoso, Torres, Ignizio
Against: *None* **Abstain:** *None*

COMMITTEE ACTION

DATE: April 3, 2014

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Arroyo, Dickens, Garodnick , Mealy, Mendez, Rodriguez, Koo, Levin, Weprin, Williams, Wills, Richards, Barron, Cohen, Kallos, Reynoso, Torres, Treyger, Ignizio
Against: *None* **Abstain:** *None*

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

Res. No. 179

Resolution approving the decision of the City Planning Commission on ULURP No. C 140055 ZSM (L.U. No. 23), for the grant of a special permit pursuant to Section 74-712(a) of the Zoning Resolution of the City of New York to modify the use regulations of Section 42-10 to allow Use Group 2 uses (residential uses) on the 2nd through 12th floors, and Section 42-14(D)(2)(b) to allow Use Group 6 uses (retail uses) below the level of the second story of a proposed mixed use development on a zoning lot that, as of December 15, 2003, is vacant, located at 688 Broadway (Block 531, Lot 4), in an M1-5B District, within the NoHo Historic District, Borough of Manhattan.

By Council Members Greenfield and Weprin.

WHEREAS, the City Planning Commission filed with the Council on February 21, 2014 its decision dated February 19, 2014 (the "Decision"), on the application submitted by Downtown RE Holdings, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-712(a) of the Zoning Resolution of the City of New York to modify the use regulations of Section 42-10 to allow Use Group 2 uses (residential uses) on the 2nd through 12th floors, and Section 42-14(D)(2)(b) to allow Use Group 6 uses (retail uses) below the level of the second story of a proposed mixed use development on a zoning lot that, as of December 15, 2003, is vacant, located at 688 Broadway (Block 531, Lot 4), in an M1-5B District, within the NoHo Historic District, (ULURP No. C 140055 ZSM), Community District 2, Borough of Manhattan (the "Application");

WHEREAS, the application is related at Application C 140056 ZSM (L.U. No. 24), a special permit pursuant to Section 74-712(b) to modify the height and setback requirements of Section 43-43;

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

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 74-712(a) of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on March 18, 2014;

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

WHEREAS, the Council has considered the relevant environmental issues and the revised negative declaration (CEQR No. 13DCP091M) issued on February 18, 2014 (the “Revised Negative Declaration”);

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Revised Negative Declaration.

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 140055 ZSM, incorporated by reference herein, the Council approves the Decision, subject to the following conditions:

1. The property that is the subject of this application (C 140055 ZSM) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications and zoning computations indicated on the following approved plans, prepared by BKSK Architects, LLP, filed with this application and incorporated in this resolution:

Dwg. No.	Title	Last Date Revised
Z-1	Site Plan	07/23/13
Z-2	Zoning Analysis	07/23/13

Z-3	Building E-W Section	07/23/13
Z-3A	Building N-S Section	01/25/13
Z-4	Sub-Cellar	10/26/12
Z-5	Cellar	10/26/12
Z-6	Ground Floor	07/23/13
Z-7	Second Floor	07/23/13
Z-8	Typical Floor (3rd-5th)	10/26/12
Z-9	Typical Floor (6th - 11th)	10/26/12
Z-10	Twelfth Floor	10/26/12

2. Such development shall conform to all applicable provisions of the Zoning Resolution, except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computations are subject to verification and approval by the New York City Department of Buildings.

3. Such development shall conform to all applicable laws and regulations relating to its construction, operating and maintenance.

4. In the event the property that is the subject of the application is developed as, sold as, or converted to condominium units, a homeowners' association, or cooperative ownership, a copy of this resolution and the restrictive declaration described below and any subsequent modifications to either document shall be provided to the Attorney General of the State of New York at the time of application for any such condominium, homeowners' or cooperative offering plan and, if the Attorney General so directs, shall be incorporated in full in any offering documents relating to the property.

5. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sub-lessee or occupant.

6. Upon the failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution the provisions of which shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any other agency of government, or any private person or entity. Any such failure or breach of any of the conditions referred to above, may constitute grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, renewal or extension of the special permit hereby granted.

7. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employee's or agent's action or failure to act in accordance with the provisions of this special permit.

DAVID G. GREENFIELD, Chairperson; VINCENT J. GENTILE, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, PETER A. KOO, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, RUBEN WILLS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, VINCENT M. IGNIZIO; Committee on Land Use, April 3, 2014.

On motion of the Speaker (Council Member Mark-Viverito), 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. 24

Report of the Committee on Land Use in favor of approving Application No. C 140056 ZSM submitted by Downtown RE Holdings LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-712(b) to modify the height and setback requirements of Section 43-43, for a mixed use development located at 688 Broadway, in the Borough of Manhattan, Community District 2, Council District 1.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on February 26, 2014 (Minutes, page 540), respectfully

REPORTS:

SUBJECT

MANHATTAN CB - 2 **C 140056 ZSM**

City Planning Commission decision approving an application submitted by Downtown RE Holdings, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-712(b) of the Zoning Resolution to modify the height and setback requirements of Section 43-43 (Maximum Height of Front Wall and Required Front Setbacks) to facilitate the development of a 12-story mixed use development on a zoning lot where not more that 20 percent of the lot area is occupied by existing buildings as of December 15, 2003, located at 688 Broadway (Block 531, Lot 4), in an M1-5B District, within the NoHo Historic District.

INTENT

This special permit, in conjunction with the other related action, would facilitate the development of a new 12-story mixed residential and commercial building at 688 Broadway.

PUBLIC HEARING

DATE: March 18, 2014

Witnesses in Favor: Five **Witnesses Against:** Six

SUBCOMMITTEE RECOMMENDATION

DATE: April 1, 2014

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

In Favor: Weprin, Gentile, Garodnick, Williams, Wills, Richards, Reynoso, Torres, Ignizio

Against: *None* **Abstain:** *None*

COMMITTEE ACTION

DATE: April 3, 2014

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Arroyo, Dickens, Garodnick, Mealy, Mendez, Rodriguez, Koo, Levin, Weprin, Williams, Wills, Richards, Barron, Cohen, Kallos, Reynoso, Torres, Treyger, Ignizio

Against: *None* **Abstain:** *None*

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

Res. No. 180

Resolution approving the decision of the City Planning Commission on ULURP No. C 140056 ZSM (L.U. No. 24), for the grant of a special permit pursuant to Section 74-712(b) of the Zoning Resolution of the City of New York to modify the height and setback requirements of Section 43-43 (Maximum Height of Front Wall and Required Front Setbacks) to facilitate the development of a 12-story mixed use development on a zoning lot where not more that 20 percent of the lot area is occupied by existing buildings as of December 15, 2003, located at 688 Broadway (Block 531, Lot 4), in an M1-5B District, within the NoHo Historic District, Borough of Manhattan.

By Council Members Greenfield and Weprin.

WHEREAS, the City Planning Commission filed with the Council on February 21, 2014 its decision dated February 19, 2014 (the "Decision"), on the application submitted by Downtown RE Holdings, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-712(b) of the Zoning Resolution of the City of New York to modify the height and setback requirements of Section 43-43 (Maximum Height of Front Wall and Required Front Setbacks) to facilitate the development of a 12-story mixed use development on a zoning lot where not more that 20 percent of the lot area is occupied by existing buildings as of December 15, 2003, located at 688 Broadway (Block 531, Lot 4), in an M1-5B District, within the NoHo Historic District, (ULURP No. C 140056 ZSM), Community District 2, Borough of Manhattan (the "Application");

WHEREAS, the application is related at Application C 140055 ZSM (L.U. No. 23), a special permit pursuant to Section 74-712(a) to modify use regulations to allow Use Group 6 uses below the floor level of the second story and Use Group 2 uses within the development;

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

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 74-712(b) of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on March 18, 2014;

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

WHEREAS, the Council has considered the relevant environmental issues and the revised negative declaration (CEQR No. 13DCP091M) issued on February 18, 2014 (the "Revised Negative Declaration");

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Revised Negative Declaration.

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 140056 ZSM, incorporated by reference herein, the Council approves the Decision, subject to the following conditions:

1. The property that is the subject of this application (C 140056 ZSM) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications and zoning computations indicated on the following approved plans, prepared by BKSK Architects, LLP, filed with this application and incorporated in this resolution:

Dwg. No.	Title	Last Date Revised
Z-1	Site Plan	07/23/13
Z-2	Zoning Analysis	07/23/13
Z-3	Building E-W Section	07/23/13
Z-3A	Building N-S Section	01/25/13
Z-4	Sub-Cellar	10/26/12
Z-5	Cellar	10/26/12
Z-6	Ground Floor	07/23/13
Z-7	Second Floor	07/23/13
Z-8	Typical Floor (3rd-5th)	10/26/12
Z-9	Typical Floor (6th – 11th)	10/26/12
Z-10	Twelfth Floor	10/26/12

2. Such development shall conform to all applicable provisions of the Zoning Resolution, except for the modifications specifically granted in this resolution and shown on the plans listed above which have been filed with this application. All zoning computations are subject to verification and approval by the New York City Department of Buildings.

3. Such development shall conform to all applicable laws and regulations relating to its construction, operating and maintenance.

4. In the event the property that is the subject of the application is developed as, sold as, or converted to condominium units, a homeowners' association, or cooperative ownership, a copy of this resolution and the restrictive declaration described below and any subsequent modifications to either document shall be provided to the Attorney General of the State of New York at the time of application for any such condominium, homeowners' or cooperative offering plan and, if the Attorney General so directs, shall be incorporated in full in any offering documents relating to the property.

5. All leases, subleases, or other agreements for use or occupancy of space at the subject property shall give actual notice of this special permit to the lessee, sub-lessee or occupant.

6. Upon the failure of any party having any right, title or interest in the property that is the subject of this application, or the failure of any heir, successor, assign, or legal representative of such party, to observe any of the covenants, restrictions, agreements, terms or conditions of this resolution the provisions of which shall constitute conditions of the special permit hereby granted, the City Planning Commission may, without the consent of any other party, revoke any portion of or all of said special permit. Such power of revocation shall be in addition to and not limited to any other powers of the City Planning Commission, or of any other agency of government, or any private person or entity. Any such failure or breach of any of the conditions referred to above, may constitute grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, renewal or extension of the special permit hereby granted.

7. Neither the City of New York nor its employees or agents shall have any liability for money damages by reason of the city's or such employee's or agent's action or failure to act in accordance with the provisions of this special permit.

DAVID G. GREENFIELD, Chairperson; VINCENT J. GENTILE, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, PETER A. KOO, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, RUBEN WILLS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, VINCENT M. IGNIZIO; Committee on Land Use, April 3, 2014.

On motion of the Speaker (Council Member Mark-Viverito), 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. 27

Report of the Committee on Land Use in favor of approving Application No. C 140037 ZMQ submitted by DERP Associates, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 15a, to rezone a portion of a R3-2 and R3-2/C2-2 to a C4-1 district, in the Queens Village section of Borough of Queens, Community District 13, Council District 23.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on March 12, 2014 (Minutes, page 708), respectfully

REPORTS:

SUBJECT

QUEENS CB - 13 **C 140037 ZMQ**

City Planning Commission decision approving an application submitted by DERP Associates, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 15a:

1. eliminating from an existing R3-2 District a C2-2 District bounded by a line perpendicular to the northeasterly street line Braddock Avenue distant 200 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Braddock Avenue and the northwesterly street line of Hillside Avenue, a line 300 feet northeasterly of Braddock Avenue, a line 280 feet southeasterly of the first named course, Hillside Avenue, and Braddock Avenue;

2. changing from an R3-2 District to a C4-1 District property bounded by a line perpendicular to the northeasterly street line Braddock Avenue distant 225 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Braddock Avenue and the northwesterly street line of Hillside Avenue, a line 300 feet northeasterly of Braddock Avenue, a line 285 feet southeasterly of the first named course, a line perpendicular to the northwesterly street line of Hillside Avenue distant 100 feet northeasterly (as measured along the street line) from the point of intersection of the northwesterly street line of Hillside Avenue and the northeasterly street line of Braddock Avenue, Hillside Avenue, and Braddock Avenue;

as shown in a diagram (for illustrative purposes only) dated October 21, 2013.

INTENT

To remove a nonconforming condition currently allowed by Board of Standards and Appeals special permit, as well as to facilitate the use of retail space within an existing shopping center by allowing a wider range of commercial uses in Community District 13.

PUBLIC HEARING

DATE: April 1, 2014

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

SUBCOMMITTEE RECOMMENDATION

DATE: April 1, 2014

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

In Favor: Weprin, Gentile, Garodnick, Williams, Wills, Richards, Reynoso, Torres, Ignizio
Against: *None* **Abstain:** *None*

COMMITTEE ACTION

DATE: April 3, 2014

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Arroyo, Dickens, Garodnick, Mealy, Mendez, Rodriguez, Koo, Levin, Weprin, Williams, Wills, Richards, Barron, Cohen, Kallos, Reynoso, Torres, Treyger, Ignizio
Against: *None* **Abstain:** *None*

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

Res. No. 181

Resolution approving the decision of the City Planning Commission on ULURP No. C 140037 ZMQ, a Zoning Map amendment (L.U. No. 27).

By Council Members Greenfield and Weprin.

WHEREAS, the City Planning Commission filed with the Council on March 7, 2014 its decision dated March 5, 2014 (the "Decision"), on the application submitted by DERP Associates, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section 15a, to rezone a portion of an R3-2 district and an R3-2/C2-2 district to a C4-1 district to remove a nonconforming condition currently allowed by Board of Standards and Appeals special permit, as well as to facilitate the use of retail space within an existing shopping center by allowing a wider range of commercial uses in Community District 13 (ULURP No. C 140037 ZMQ), Borough of Queens (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 April 1, 2014;

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 including the negative declaration (CEQR No. 14DCP005Q) dated October 21, 2013 (the "Negative Declaration");

RESOLVED:

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

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 140037 ZMQ, 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. 15a:

1. eliminating from an existing R3-2 District a C2-2 District bounded by a line perpendicular to the northeasterly street line Braddock Avenue distant 200 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Braddock Avenue and the northwesterly street line of Hillside Avenue, a line 300 feet northeasterly of Braddock Avenue, a line 280 feet southeasterly of the first named course, Hillside Avenue, and Braddock Avenue; and

2. changing from an R3-2 District to a C4-1 District property bounded by a line perpendicular to the northeasterly street line Braddock Avenue distant 225 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Braddock Avenue and the northwesterly street line of Hillside Avenue, a line 300 feet northeasterly of Braddock Avenue, a line 285 feet southeasterly of the first named course, a line perpendicular to the northwesterly street line of Hillside Avenue distant 100 feet northeasterly (as measured along the street line) from the point of intersection of the northwesterly street line of Hillside Avenue and the northeasterly street line of Braddock Avenue, Hillside Avenue, and Braddock Avenue;

as shown in a diagram (for illustrative purposes only) dated October 21, 2013, Community District 13, Borough of Queens.

DAVID G. GREENFIELD, Chairperson; VINCENT J. GENTILE, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, PETER A. KOO, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, RUBEN WILLS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, VINCENT M. IGNIZIO; Committee on Land Use, April 3, 2014.

On motion of the Speaker (Council Member Mark-Viverito), 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. 35

Report of the Committee on Land Use in favor of approving Application No. 20145280 HKM (N 140213 HKM) pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the South Village Historic District (Designation List No. 470/LP-2546), Borough of Manhattan, Community District 2, Council Districts 1 and 3, as a historic landmark district.

The Committee on Land Use, to which the annexed Land Use item (with coupled resolution) was referred on March 12, 2014 (Minutes, page 711), respectfully

REPORTS:

SUBJECT

MANHATTAN CB - 2 **20145280 HKM (N 140213 HKM)**

Designation by the Landmarks Preservation Commission (List No. 470/LP-2546), pursuant to Section 3020 of the New York City Charter, of the landmark designation of the South Village Historic District.

PUBLIC HEARING

DATE: April 1, 2014

Witnesses in Favor: Three **Witnesses Against:** None

SUBCOMMITTEE RECOMMENDATION

DATE: April 1, 2014

The Subcommittee recommends that the Land Use Committee affirm the designation.

In Favor: Koo, Palma, Arroyo, Mendez, Levin, Barron, Kallos
Against: *None* **Abstain:** *None*

COMMITTEE ACTION

DATE: April 3, 2014

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Arroyo, Dickens, Garodnick, Mealy, Mendez, Rodriguez, Koo, Levin, Weprin, Williams, Wills, Richards, Barron, Cohen, Kallos, Reynoso, Torres, Treyger, Ignizio

In connection herewith, Council Members Greenfield and Koo offered the following resolution:

Res. No. 182

Resolution affirming the designation by the Landmarks Preservation Commission of the South Village Historic District, Borough of Manhattan, Designation List No. 470, LP-2546 (L.U. No. 35; 20145280 HKM; N 140213 HKM).

By Council Members Greenfield and Koo.

WHEREAS, the Landmarks Preservation Commission filed with the Council on December 23, 2013 a copy of its designation dated December 17, 2013 (the "Designation"), of the South Village Historic District, Community District 2, Borough of Manhattan.

The South Village Historic District consists of the properties bounded by a line beginning at the northwest corner of West Houston Street and LaGuardia Place, extending westerly along the northern curbline of West Houston Street, northerly along the eastern curbline of Sullivan Street to a point on a line extending easterly from the southern property line of 170 Sullivan Street, westerly along said line to a point on a line running through the center of Sullivan Street, northerly along said line running through the center of Sullivan Street to a point on a line extending easterly from the southern property line of 170-172 Bleecker Street (aka 190 Sullivan Street), westerly along said line and the southern property lines of 170-172 Bleecker Street (aka 190 Sullivan Street) through 176 Bleecker Street and a portion of the southern property line of 178 Bleecker Street, northerly along a portion of the western property line of 178 Bleecker Street, westerly along a portion of the southern property line of 178 Bleecker Street and along the southern property lines of 180 Bleecker Street through 184-186 Bleecker Street (aka 98 MacDougal Street) to a point on a line running through the center of MacDougal Street, southerly along said line running through the center of MacDougal Street to a point on a line extending easterly from the southern property line of 69 MacDougal Street, westerly along said line and the southern property line of 69 MacDougal Street, northerly along the western property lines of 69 and 71 MacDougal Street and a portion of the western property line of 73-77 MacDougal Street, westerly along the southern property line of 260-262 Sixth Avenue to the eastern curbline of Sixth Avenue, northerly along the eastern curbline of Sixth Avenue to the southern curbline of Minetta Street, northeasterly along the southern curbline of Minetta Street to a point on a line extending southeasterly from the southwestern property line of 290 Sixth Avenue (aka 6-10 Minetta Street), northwesterly along said line and southwestern property line of 290 Sixth Avenue (aka 6-10 Minetta Street), northerly along the western property line of 290 Sixth Avenue (aka 6-10 Minetta Street), northeasterly along the northern property line of 290 Sixth Avenue (aka 6-10 Minetta Street), northwesterly along a portion of the southwestern property line of 19-25 Minetta Lan (aka 16-22 Minetta Street), northerly along the western property line of 19-25 Minetta Lane (aka 16-22 Minetta Street) to the southern curbline of Minetta Lane, easterly along the southern curbline of Minetta Lane to a point on a line extending southerly from the western property line of 24 Minetta Lane, northerly along said line and the western property line of 24 Minetta Lane, easterly along the northern property line of 24 Minetta Lane, southerly along a portion of the eastern property line of 24 Minetta Lane, easterly along a portion of the northern property line of 18 Minetta Lane, northerly along the western property line of 130-132 West 3rd Street to the northern curbline of West 3rd Street, westerly along the northern curbline of West 3rd Street to a point on a line extending southerly from the western property line of 135 West 3rd Street, northerly along said line and the western property line of 135 West 3rd Street, westerly along a portion of the southern property line of 146 West 4th Street, northerly along a portion of the western property line of 146 West 4th Street, westerly along the southern property line of 148 West 4th Street, northerly along a portion of the western property line of 148 West 4th Street, westerly along the southern property line of 150 West 4th Street, northerly along the western property line of 150 West 4th Street to a point on a line running through the center of West 4th Street, easterly along said line running through the center of West 4th Street and Washington Square South to a point on a line extending northerly from the eastern property line of 50 Washington Square South (aka 249-255 Sullivan Street), southerly along said line and the eastern property line of 50 Washington Square South (aka 249-255 Sullivan Street), westerly along the southern property line of 50 Washington Square South (aka 249-255 Sullivan Street) to the western curbline of Sullivan Street, southerly along the western curbline of Sullivan Street, easterly along the southern curbline of West 3rd Street to a point on a line extending northerly from the eastern property line of 68 West 3rd Street, southerly along said line and a portion of the eastern property line of 68 West 3rd Street, easterly along a portion of the northern property line of 550 LaGuardia Place to the western curbline of LaGuardia Place, and southerly along the western curbline of LaGuardia Place to the point of beginning.

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 February 21, 2014, its report on the Designation dated February 19, 2014 (the "Report");

WHEREAS, upon due notice, the Council held a public hearing on the Designation on April 1, 2014; 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.

DAVID G. GREENFIELD, Chairperson; VINCENT J. GENTILE, MARIA del CARMEN ARROYO, INEZ E. DICKENS, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, PETER A. KOO, STEPHEN T. LEVIN, MARK S. WEPRIN, JUMAANE D. WILLIAMS, RUBEN WILLS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, RITCHIE J. TORRES, MARK TREYGER, VINCENT M. IGNIZIO; Committee on Land Use, April 3, 2014.

On motion of the Speaker (Council Member Mark-Viverito), 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 Rules, Privileges and Elections

Report for M-35

Report of the Committee on Rules, Privileges and Elections in favor of approving the appointment by the Mayor of Meera Joshi as a member of the New York City Taxi and Limousine Commission.

The Committee on Rules, Privileges and Elections, to which the annexed resolution was referred on March 12, 2014 (Minutes, page 558), respectfully

REPORTS:

Topic: ***New York City Taxi and Limousine Commission – (Candidate for appointment by the Mayor upon the advice and consent of the Council*)**

- **Meera Joshi [M-35]**

In a letter dated March 7, 2014, Mayor Bill de Blasio formally submitted the name of Meera Joshi to the Council of the City of New York, for its advice and consent, regarding her appointment to the New York City Taxi and Limousine Commission.

The New York City Taxi and Limousine Commission ("TLC") was created pursuant to Local Law 12 of 1971. Section 2300 of Chapter 65, of the *New York City Charter* ("*Charter*") states that there shall be a TLC, which shall have the purposes of further developing and improving the taxi and limousine service in New York City ("the City"). It shall also remain consistent with the promotion and protection of the public comfort and convenience, adopting and establishing an overall public transportation policy, which will govern taxi, coach, limousine, and wheelchair accessible van services, as it relates to the overall public transportation network of the City. The TLC is also responsible for establishing certain rates, standards and criteria for the licensing of vehicles, drivers, chauffeurs, owners, and operators engaged in such services. TLC shall also provide authorization to persons, to operate commuter van services within the City [*Rules of the City of New York*, Title 35, § 9-02].

The TLC consists of nine members appointed by the Mayor, all with the advice and consent of the New York City Council. Five of the said members must be a resident from each of the five boroughs of the City, and are recommended for appointment by a majority vote of the Council Members of the respective borough [*New York City Charter* § 2301 (a)]. TLC members are appointed for terms of seven years, and can serve until the appointment and qualification of a successor. Vacancies, other than those that occur at the expiration of a term, shall be filled for the unexpired term. The Mayor may remove any such member for cause, upon stated charges [*New York City Charter* § 2301 (b)].

The Mayor designates one member of the TLC to act as the Chairperson and Chief Executive Officer. The Chairperson shall have charge of the organization of his/her office and have authority to employ, assign and superintend the duties of such officers and employees, as may be necessary to carry out the provisions of Chapter 65 of the *Charter*. The *Charter* provides that the Chairperson shall devote his/her full time to this position and, as such, receive compensation as set by the Mayor [*New York City Charter* § 2301 (c)]. The Chair currently receives $192,198.00 annually. Other members of the TLC are not entitled to compensation [*New York City Charter* § 2301 (d)].

Pursuant to the *Charter*, all proceedings of the TLC and all documents and records in its possession shall be public records and the TLC shall make an annual report to the City Council, on or before the second Monday of January in each year [*New York City Charter* § 2302].

If appointed, Ms. Joshi, a Brooklyn resident, will fill a vacancy and serve the remainder of a seven-year term, which began on February 1, 2010, expiring on January 31, 2017. Copies of the following are annexed to this briefing paper; the candidate's résumé, questions with the candidate's associated answers regarding the proposed appointment to the TLC and the related message.

PROJECT STAFF

Amatullah Booth, Esq., Counsel to the Committee on Rules Privileges and Elections

Charles W. Davis III, Director

Diandra Johnson, Legislative Investigator

Alycia Vassell, Legislative Clerk

(After interviewing the candidate and reviewing the submitted material, this Committee decided to approve the appointment of the nominee Meera Joshi [M-35]; please see below, following the report, for the respective coupled resolution).

The Committee on Rules, Privileges and Elections respectfully reports:

Pursuant to §§ 31 and 2301 of the *New York City Charter*, the Committee on Rules, Privileges and Elections, hereby approves the appointment by the Mayor of Meera Joshi as a member of the New York City Taxi and Limousine Commission to serve the remainder of a seven-year term that expires on January 31, 2017.

This matter was referred to the Committee on March 12, 2014.

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

Res. No. 183

RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF MEERA JOSHI AS A MEMBER OF THE NEW YORK CITY TAXI AND LIMOUSINE COMMISSION.

By Council Member Lander.

RESOLVED, that pursuant to §§ 31 and 2301 of the *New York City Charter*, the Council does hereby approve the appointment by the Mayor of Meera Joshi as a member of the New York City Taxi and Limousine Commission to serve the remainder of a seven-year term that expires on January 31, 2017.

BRADFORD S. LANDER, Chairperson; INEZ E. DICKENS, DANIEL R. GARODNICK, YDANIS A. RODRIGUEZ, MARGARET S. CHIN, DEBORAH L. ROSE, JUMAANE D. WILLIAMS, RAFAEL L. ESPINAL, Jr., MARK LEVINE, VINCENT M. IGNIZIO, MELISSA MARK-VIVIVERITO; Committee on Rules, Privileges and Elections, April 10, 2014.

On motion of the Speaker (Council Member Mark-Viverito), 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 State and Federal Legislation

At this point the Speaker (Council Member Mark-Viverito) 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 M-40

Report of the Committee on State and Federal Legislation in favor of approving a Communication from the Mayor - "AN ACT to amend the vehicle and traffic law, the public officers law and the general municipal law, in relation to establishing in the counties of Nassau and Suffolk a demonstration program implementing speed violation monitoring systems in school speed zones by means of photo devices, and in relation to photo speed violation monitoring systems in school speed zones in the city of New York; and providing for the repeal of such provisions upon expiration thereof" A.9206 / S.6918.

The Committee on State and Federal Legislation, to which the annexed communication was referred on April 10, 2014, respectfully

REPORTS:

(The following report refers to pending State legislation which requires a Home Rule Message for passage in the State Senate and State Assembly in Albany, N.Y. This Committee is to decide whether to recommend the adoption of this respective Mayor's Message by the Council. By adopting this item, the Council would be formally requesting the New York State Legislature to act favorably in this matter)

BACKGROUND

Last year the City of New York implemented a pilot program utilizing speed photo cameras in 20 school zones. This legislation seeks to increase the number of speed photo cameras in school zones within the City of New York. According to the Memorandum of Support (MIS), there have been a variety of studies on the effectiveness of automated speed restriction enforcement. The National Highway Traffic Safety Administration has found that only a few studies were "well-controlled" . According to the MIS, a greater number of speed cameras in school zones in New York City, will provide New York specific information on speed camera performance and reduce incidents of speeding at locations targeted to protect some of the most vulnerable residents, school children.

PROPOSED LEGISLATION

This legislation would expand the number of school speed zones in the City of New York. The proposed legislation would authorize the City of New York to expand its demonstration program by an additional 120 speed cameras. This would result in a total of 140 speed cameras in schools zones within the City of New York.

Additionally, the bill would authorize the counties of Nassau and Suffolk to each establish a four year pilot program to impose monetary liability on drivers who do not comply with posted speed zones within school limits during school days and school activities. The legislation would authorize one speed camera within one school speed zone per one district.

FISCAL IMPLICATION:

See Finance Fiscal Impact Statement

EFFECTIVE DATE:

30th Day after enactment, to expire and be deemed repealed for four years after such a date.

THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION

FISCAL IMPACT STATEMENT

Preconsidered M: S.6918 (Klein)
A.9206 (Silver)
COMMITTEE: State and Federal Legislation

TITLE: AN ACT to amend the vehicle and traffic law, the public officers law and the general municipal law, in relation to establishing in the counties of Nassau and Suffolk a demonstration program implementing speed violation monitoring systems in school speed zones by means of photo devices, and in relation to photo speed violation monitoring systems in school speed zones in the city of New York; and providing for the repeal of such provisions upon expiration thereof

SPONSOR: Mayor's Message

SUMMARY OF LEGISLATION: This legislation would amend the vehicle and traffic law, the public officers law and the general municipal law to increase, from 20 to 140, the number of school speed zones within the city where photo speed violation monitoring systems may be installed and operated; provides for the expiration of this authorization four years after the effective date.

EFFECTIVE DATE: This act shall take effect on the thirtieth day after it shall have become a law and shall expire four years after such effective date.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: FY 2016

FISCAL IMPACT STATEMENT:

	Effective FY14	FY Succeeding Effective FY15	Full Fiscal Impact FY16
Revenues (+)	**$0**	**$9,500,000**	**$22,800,000**
Expenditures (-)	**$0**	**$2,907,500**	**$6,978,000**
Net	**$0**	**$6,592,500**	**$15,822,000**

IMPACT ON REVENUES: When fully implemented, it is estimated that the revenue impact of the 120 cameras added by this legislation, assuming 180 school days, would be approximately $22.8 million. In Fiscal 2015, the anticipated fiscal impact on revenue is projected to be $9.5 million or $190,000 per camera per school year. This estimated is based on the assumption that the Department of Transportation will have the full use of 50 additional cameras for at least 180 school days in Fiscal 2015.

IMPACT ON EXPENDITURES: Costs to implement this legislation would include both operating costs and a one-time capital expenditure for the purchase and installation of the additional 120 new cameras. The one time capital cost would be approximately $15.9 million or $132,917 per camera. The annual operating costs for the additional cameras when fully implemented would be approximately $7.0 million or $58,150 per camera. In Fiscal 2015, assuming that 50 new cameras are fully operational the anticipated operating costs would be approximately $2.9 million. These costs include contracts for the operation of the cameras as well as personal service costs associated with staff to operate the cameras.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: N/A

SOURCE OF INFORMATION: New York City Council Finance Division
New York City Office of Management and Budget

ESTIMATE PREPARED BY: Chima Obichere, Unit Head
ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director
Tanisha Edwards, Finance Counsel

LEGISLATIVE HISTORY: This bill will be voted out of the State and Federal Legislation Committee as a Preconsidered M on April 9, 2014. Following a successful vote, the Preconsidered M will be introduced and voted on by the Full Council on April 10, 2014.

Date Submitted To Council: April 9, 2014

(For text of the State Assembly bill and respective State Assembly Sponsor's Memorandum of Support, please see M-40 printed in the Mayor's Message section of these Minutes; for text of the State Senate bill and State Senate Sponsor's Memorandum of Support, please refer to the State Senate website at www.nysenate.gov)

Accordingly, this Committee recommends its adoption.

KAREN KOSLOWITZ, Chairperson; INEZ E. DICKENS, BRADFORD S, LANDER, RAFAEL L. ESPINAL. Jr., BEN KALLOS, ALAN N. MAISEL, ANTONIO REYNOSO; Committee on State and Federal Legislation, April 9, 2014.

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

GENERAL ORDER CALENDAR

Resolution approving various persons Commissioners of Deeds

By the Presiding Officer –

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

Approved New Applicant's Report

Name	Address	District #
Ann Doheny	580 Blake Avenue #4E Brooklyn, N.Y. 11207	42
Maria Sarcona	2075 65th Street Brooklyn, N.Y. 11204	44
Frank Mascia	6 Narrows Road South Staten Island, N.Y. 10305	50
Giuseppe Deserio	243 Darlington Avenue Staten Island, N.Y. 10312	51
Peter R. Giunta	323 Colon Avenue Staten Island, N.Y. 10308	51
Michelle Landi	244 Corbin Avenue Staten Island, N.Y. 10308	51

Approved New Applicants and Reapplicants

Name	Address	District #
Young Bin Mang	77 Fulton Street #20 New York, N.Y. 10038	1
Herbert Cruz	321 West 24th Street #1B New York, N.Y. 10001	3
Mildred D. Pelatti Luciano	3456 Broadway #5B New York, N.Y. 10031	7
Donna McGrane	206 West 100 Street #57 New York, N.Y. 10025	8
Sergio J. Romero	2375 First Avenue #12C New York, N.Y. 10035	8
Betty Murray	1428 5th Avenue #407 New York, N.Y. 10035	9
Maria Batista	294 Audubon Avenue #1 New York, N.Y. 10033	10
Blanca Martinez	164 Sherman Avenue #21 New York, N.Y. 10034	10
Evelyn Trinidad	195 Nagle Avenue #5K New York, N.Y. 10034	10
Judy L. Kendrick	4 Adler Place #4B Bronx, N.Y. 10475	12
Marina King	100-15 Aldrich Street #15G Bronx, N.Y. 10475	12
Nydia M. Roman	900 Co-op City Blvd #14A Bronx, N.Y. 10475	12
Magali Sanchez	140 Debs Place #25F Bronx, N.Y. 10475	12
Jose Sanchez	2914 Colden Avenue Bronx, N.Y. 10469	12
Shirley J. Saunders	120-20 Benchley Place Bronx, N.Y. 10475	12
Zulma Feliciano	955 Warning Avenue #4A Bronx, N.Y. 10469	13
Michael Stephens	560 Balcom Avenue #7M Bronx, N.Y. 10465	13
Ernest Bauer	1624 Webster Avenue Bronx, N.Y. 10457	14
Erica Dillard	2666 Valentine Avenue #3A Bronx, N.Y. 10458	15
Ismael Correa, Jr.	530 East 159th Street #24 Bronx, N.Y. 10451	17
Margaret Antiaris C/O Diaz	109 Sunset Blvd Bronx, N.Y. 10473	18
Diana J. Castillo	213-54 36th Avenue Bayside, N.Y. 11361	19
Jin Ho Lee	36-22A Francis Lewis Blvd #201 Flushing, N.Y. 11358	19
Raul Fong	48-50 187th Street Queens, N.Y. 11365	20
Gregory Fruchtman	138-49 Barclay Avenue #1A Queens, N.Y. 11355	20
Ralph Branson	32-20 101St Street Queens, N.Y. 11369	21
Inessa Segal	31-16 28th Road Astoria, N.Y. 11102	22
Elaine Young	97-30 57th Avenue #5J Queens, N.Y, 11368	25
Ingrid Noble	120-28 170th Street Queens, N.Y. 11434	27
Dolores Pack	142-25 120th Avenue Queens, N.Y. 11436	28

Ednita Torres	104-42 129th Street Richmond Hill, N.Y. 11419	28
Tommy Lin	111-29 66th Avenue #1A Forest Hills, N.Y. 11375	29
Joel Bobadilla	90-09 104th Street Richmond Hill, N.Y. 11418	30
Katihurca Santana	6088 Myrtle Avenue #3 Ridgewood, N.Y. 11385	30
Gail Z. Zanoni	94-16 Park Lane South Woodhaven, N.Y. 11421	30
Theresa Ariola	86-10 164th Avenue Queens, N.Y. 11414	32
Danielle M. Graziano	97-43 Eckford Avenue Ozone Park, N.Y. 11417	32
James Carriel III	365 Jay Street #4A Brooklyn, N.Y. 11201	33
Rosa G. Felipe	199 Meserole Street 43RR Brooklyn, N.Y. 11203	34
Annie Dunn	621 Lefferts Avenue #C17 Brooklyn, N.Y. 11203	35
Patricia Outlaw	20 Montgomery Street 418F Brooklyn, N.Y. 11225	35
Jose L. Muniz	739 Park Avenue 41 Brooklyn, N.Y. 11206	36
Sharon Joseph	1287 Park Place Brooklyn, N.Y. 11213	36
Bernard Sampson	726 Prospect Place Brooklyn, N.Y. 11216	36
Catherine V. Thompson	932 St. Marks Avenue #2E Brooklyn, N.Y. 11213	36
Maribelle Carrion	99 Tompkins Avenue #7A Brooklyn, N.Y. 11206	36
Rosemarie Coles	454 15th Street #4R Brooklyn, N.Y. 11215	39
David Smith	77 Garfield Place #3C Brooklyn, N.Y. 11215	39
Julia Easley-Dunn	976 Gates Avenue Brooklyn, N.Y. 11221	41
Catherine P. Banks	135 Kingsborough 1st Walk #5B Brooklyn, N.Y. 11233	41
Wesley B. Hope	185 Sumpter Street Brooklyn, N.Y. 11233	41
Willermine Bonica	284 Sutter Avenue 32B Brooklyn, N.Y. 11212	41
Vanessa K. McNeil	159-B Riverdale Avenue Brooklyn, N.Y. 11212	42
Gloria Miller-Hills	590 East 94th Street Brooklyn, N.Y. 11236	42
Laiyin L. Li	73-12 15th Avenue #1 Brooklyn, N.Y. 11228	43
Yelena Gurevich	1514 West 11th Street Brooklyn, N.Y. 11204	44
Maureen Beaton	1111 Ocean Avenue #202 Brooklyn, N.Y. 11230	45
Yakov King	1232 East 31st Street Brooklyn, N.Y. 11210	45
Joseph Abruscato, Jr.	41 Fane Court Brooklyn, N.Y. 11229	46
Juliana Vincenti	2814 Quentin Road Brooklyn, N.Y. 11229	46
Kamilah Cherry	2980 West 28th Street #1941 Brooklyn, N.Y. 11224	47
Sharon Fox	2610 Ocean Parkway #4A Brooklyn, N.Y. 11235	47
Michele Pinto	1794 West 6th Street Brooklyn, N.Y. 11223	47
Louis J. Salmonese	1829 West 10th Street Brooklyn, N.Y. 11223	47
Annmarie Edkins	136 Maple Parkway Staten Island, N.Y. 10303	49
Joanne Nelson-Williams	35 Long Pond Lane Staten Island, N.Y. 10304	49
Vanessa Raggi	422 Maryland Avenue #3B Staten Island, N.Y. 10305	49
Dana M. Lacertosa	106 Alverson Avenue Staten Island, N.Y. 10309	51
Joan M. Migiorato	32 Galvaston Loop Staten Island, N.Y. 10314	51
Joanne Parker	69 Redgrave Avenue Staten Island, N.Y. 10306	51
Catherine Pascarolla	99 East Macon Avenue Staten Island, N.Y. 10308	51

On motion of the Speaker (Council Member Mark-Viverito), 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 35 & Res 183 -**	**Meera Joshi -** As a member of the New York City Taxi and Limousine Commission.
(2)	**M 40 -**	Photo speed violation monitoring systems in school speed zones in the city of New York **A.9206 / S.6918 (Home Rule item introduced by the Mayor).**
(3)	**M 41 & Res 175 -**	City funds between various agencies in Fiscal Year 2014. **(MN-2)**
(4)	**M 42 & Res 176 -**	Appropriate new revenues of $1.964 billion in fiscal year 20014. **(MN-3)**
(5)	**M 47 & Res 177 -**	The Operating Budget of the Council of the City of New York.
(6)	**M 48 & Res 178 -**	Schedule detailing the lump sum OTPS Unit of Appropriation of the Operating Budget of the Council.
(7)	**Int 11-A -**	Requiring carbon monoxide detectors in certain assembly spaces.
(8)	**Int 256 -**	A Local Law In relation to the date of submission by the Mayor of the proposed executive budget **(with a Message of Necessity from the Mayor requiring an affirmative vote of at least two-thirds of the Council for passage).**
(9)	**Res 132-A -**	Concerning an amendment to the District Plan of the Downtown-Lower Manhattan Business Improvement District.
(10)	**Res 133-A -**	Concerning an amendment to the District Plan of the Kings Highway Business Improvement District.
(11)	**Res 134-A -**	Concerning an amendment to the District Plan of the Church Avenue Business Improvement District.
(12)	**Res 163 -**	Approving the new designation and changes in the designation of certain organizations to receive funding **(Transparency Resolution)**.
(13)	**L.U. 23 & Res 179 -**	App. **C 140055 ZSM** submitted by Downtown RE Holdings LLC, 688 Broadway, Manhattan, Council District 1.
(14)	**L.U. 24 & Res 180 -**	App. **C 140056 ZSM** submitted by Downtown RE Holdings LLC, 688 Broadway, Manhattan, Council District 1.
(15)	**L.U. 27 & Res 181 -**	App. **C 140037 ZMQ** submitted by DERP Associates, LLC Queens Village section of Borough of Queens, Council District 23.
(16)	**L.U. 35 & Res 182 -**	App. **20145280 HKM** designation by the Landmarks Preservation Commission of the South Village Historic District.

(17) Resolution approving various persons Commissioners of Deeds.

The Public Advocate (Ms. James) 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, Cabrera, Chin, Cohen, Constantinides, Cornegy, Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras, Garodnick, Gentile, Gibson, Greenfield, Johnson, Kallos, Koo, Koslowitz, Lancman, Lander, Levine, Maisel, Matteo, Mealy, Menchaca, Mendez, Miller, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Weprin, Williams, Wills, Ignizio, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **47**.

The General Order vote recorded for this Stated Meeting was 47-0-0 as shown above with the exception of the votes for the following legislative items:

The following was the vote recorded for **M-40**:

Affirmative – Arroyo, Barron, Cabrera, Chin, Cohen, Constantinides, Cornegy, Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras, Garodnick, Gentile, Gibson, Greenfield, Johnson, Kallos, Koo, Koslowitz, Lancman, Lander, Levine, Maisel, Mealy, Menchaca, Mendez, Miller, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Vacca, Weprin, Williams, Wills, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **44**.

Negative – Matteo, Ulrich and Ignizio **– 3.**

The following was the vote recorded for **M-47 & Res No. 177 and M-48 & Res No. 178**:

Affirmative – Arroyo, Barron, Cabrera, Chin, Cohen, Constantinides, Cornegy, Crowley, Cumbo, Deutsch, Dickens, Dromm, Espinal, Eugene, Ferreras, Garodnick, Gentile, Gibson, Greenfield, Johnson, Kallos, Koo, Koslowitz, Lancman, Lander, Levine, Maisel, Mealy, Menchaca, Mendez, Miller, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Weprin, Williams, Wills, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **45**.

Negative – Matteo and Ignizio **– 2.**

The following Introductions were sent to the Mayor for his consideration and approval: Int Nos. 11-A and 256 (passed under a Message of Necessity from the Mayor).

For **Introduction and Reading of Bills**, see the material following the **Resolutions** section below:

RESOLUTIONS

Presented for voice-vote

The following are the respective Committee Reports for each of the Resolutions referred to the Council for a voice-vote pursuant to Rule 8.50 of the Council:

At this point the Speaker (Council Member Mark-Viverito) announced that the following items had been **preconsidered** by the Committee on General Welfare and had been favorably reported for adoption.

Report for voice-vote Res. No. 158

Report of the Committee on General Welfare in favor of approving a Resolution authorizing the Speaker to intervene, file an amicus brief, or join an amicus brief on behalf of the Council of the City of New York in any appeals in the litigations captioned *In re Bloomberg v. Liu* and *Neighborhood in the Nineties, Inc. v. City of New York* for the purpose of defending provisions of the New York City Administrative Code that limit the size of single-adult shelters to two hundred beds.

The Committee on General Welfare, to which the annexed resolution was referred on April 10, 2014, respectfully

REPORTS:

The Committee on General Welfare, chaired by Council Member Stephen Levin, will meet on Wednesday, April 9, 2014, to consider a Resolution authorizing the Speaker to intervene, file an amicus brief, or join an amicus brief on behalf of the Council of the City of New York in any appeals in the litigations captioned *In re Bloomberg v. Liu* and *Neighborhood in the Nineties, Inc. v. City of New York* for the purpose of defending provisions of the New York City Administrative Code that limit the size of single-adult shelters to two hundred beds.

Background

Pursuant to Local Law 57 of 1998, the Council enacted legislation prohibiting the Department of Homeless Services (DHS) from operating a shelter for adults with a census of more than 200 individuals. The law additionally provides that any shelter in operation as of June 1, 1988 with a census greater than 200 individuals may continue to shelter the number of persons specified on the operating certificate as of that date, so long as the shelter is in compliance with all applicable statutes, laws, rules or regulations. The Council passed this law to ensure the health and safety of shelter residents.

In an Article 78 proceeding, Mayor Michael R. Bloomberg and DHS sought a preliminary injunction to compel the Comptroller John C. Liu to register two contracts between DHS and Aguila Inc., which operates shelters for homeless families. In a second, related case, a not-for-profit representing block associations, Neighborhood in the Nineties, Inc., moved to enjoin the Comptroller from registering the contract for one of the two shelters involved in the related litigation. Due to factual similarity, both cases were consolidated by the Supreme Court. Although the shelter in question is for adult families,[1] the Comptroller cited the 200 bed limit rule found in Admin. Code § 21-312(2)(b) as the reason for declining to register the contracts. In addition to other issues raised by the parties and addressed by the Court, the decision included the finding that New York State law preempted the 200 bed limit, specifically the regulation of adult-care facilities found in State Social Services Law § 460.[2] The Council does not agree that the agree that Administrative Code §21-312(2)(b) is invalid, and additionally has an interest in defending its legality.

Preconsidered Res. No. 158 Analysis

The Resolution authorizes the Speaker to intervene, file an amicus brief, or join an amicus brief on behalf of the Council of the City of New York in any appeals in the litigations captioned *In re Bloomberg v. Liu* and *Neighborhood in the Nineties, Inc. v. City of New York* for the purpose of defending provisions of the New York City Administrative Code that limit the size of single-adult shelters to two hundred beds. The Resolution states that the Administrative Code §21-312(2)(b) limits the number of persons at a shelter for adults to no more than two hundred persons. The Resolution also states that the Supreme Court, New York County consolidated two proceedings due to similarity of facts; the litigation initiated by former Mayor Michael R. Bloomberg and DHS to compel former Comptroller John C. Liu to register two contracts between DHS and Aguila, Inc., an operator of shelters for homeless families, and the litigation initiated by Neighborhood in the Nineties, Inc., a not-for-profit community organization, to enjoin the Comptroller from registering the contract of one of the shelters operated by Aguila, Inc. The Resolution further explains that as part of its decision and order of the litigation, the Court struck down Administrative Code §21-312(2)(b) and held that "the regulation of adult-care facilities has been preempted by the State" and therefore "local laws such as Administrative Code section 21-312(2)(b) placing control on the operation of an adult shelter [are] illegal." The Resolution asserts that the Council does not agree that Administrative Code §21-312(2)(b) is invalid, and additionally that the Council has an interest in defending the legality of Administrative Code §21-312(b) and the Council's ability to enact laws related to the regulation of single adult shelters.

[1] Adult families are families in the DHS system without children.

[2] Bloomberg v. Liu, Neighborhood in the Nineties, Inc. v. City of New York, Index 401122/2013 (Sup. Ct., N.Y. Cnty. 2014), p.4.

Accordingly, this Committee recommends its adoption.

(For text of the preconsidered resolution, please see the Introduction and Reading of Bills section printed in these Minutes)

STEPHEN T. LEVIN, Chairperson; ANNABEL PALMA, VANESSA L. GIBSON, COREY D. JOHNSON, CARLOS MENCHACA; Committee on General Welfare, April 9, 2014.

Pursuant to Rule 8.50 of the Council, the Public Advocate (Ms. James) called for a voice vote. Hearing no objections, the Public Advocate (Ms. James) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

INTRODUCTION AND READING OF BILLS

Preconsidered Res. No. 158

Resolution authorizing the Speaker to intervene, file an amicus brief, or join an amicus brief on behalf of the Council of the City of New York in any appeals in the litigations captioned *In re Bloomberg v. Liu* and *Neighborhood in the Nineties, Inc. v. City of New York* for the purpose of defending provisions of the New York City Administrative Code that limit the size of single-adult shelters to two hundred beds.

By The Speaker (Council Member Mark-Viverito) and Council Members Chin, Dickens, Levine, Mealy, Mendez, Rose and Koo.

Whereas, In 1998, the Council of the City of New York ("Council") passed Local Law 57, which, among other things, added what is now section 21-312(b) of the New York City Administrative Code; and

Whereas, Administrative Code §21-312(2)(b) limits the number of persons receiving shelter at a shelter for adults at no more than two hundred persons; and

Whereas, In an proceeding pursuant to Article 78 of the Civil Practice Law and Rules, Mayor Michael R. Bloomberg and the New York City Department of Homeless Services ("DHS") moved to compel Comptroller John C. Liu to register two contracts between DHS and Aguila, Inc., an operator of shelters for homeless families; and

Whereas, In a related case Neighborhood in the Nineties, Inc., a not-for-profit community organization, moved to enjoin the Comptroller from registering the contract of one of the shelters operated by Aguila, Inc.; and

Whereas, The Supreme Court, New York County consolidated the cases solely for the purposes of the decisions on the respective motions due to the substantial similarity of facts in the two proceedings; and

Whereas, As part of its decision and order, the Court struck down Administrative Code §21-312(2)(b) and held that "the regulation of adult-care facilities has been preempted by the State" and therefore "local laws such as Administrative Code section 21-312(2)(b) placing control on the operation of an adult shelter [are] illegal"; and

Whereas, The Council does not agree that Administrative Code §21-312(2)(b) is invalid; and

Whereas, The Council has an interest in defending the legality of Administrative Code §21-312(b) and the Council's ability to enact laws related to the regulation of single adult shelters; now, therefore, be it

Resolved, That the Council of the City of New York authorizes the Speaker to intervene, file an amicus brief, or join an amicus brief on behalf of the Council of the City of New York in any appeals in the litigations captioned *In re Bloomberg v Liu* and *Neighborhood in the Nineties, Inc. v City of New York* for the purpose of defending provisions of the New York City Administrative Code that limit the size of single-adult shelters to two hundred beds.

Adopted by the Council by voice-vote (preconsidered and approved by the Committee on General Welfare).

Res. No. 159

Resolution calling upon the United States Congress to pass, and the President of the United States to sign S.2182, the Suicide Prevention for American Veterans Act, legislation expanding and improving care provided to veterans and service members with mental health disorders or are at risk for suicide.

By Council Members Cabrera, Arroyo, Chin, Deutsch, Dickens, Eugene, Koo, Levine, Mendez, Richards, Rose, Williams, Gentile, Vallone and Ulrich.

Whereas, Members of the United States (U.S.) Armed Forces are often called upon to operate in stressful and life-threatening situations, which can result in the development of mental health issues; and

Whereas, According to the U.S. Department of Veterans Affairs (VA), an estimated 22 veterans die each day by suicide; and

Whereas, As the U.S. decreases its involvement in overseas conflicts and reduces the size of the active duty military, greater numbers of service members are transitioning back to civilian life; and

Whereas, Many of these returning service members, in addition to the 200,000 veterans that currently live in New York City, will be in need of mental health support designed to address the unique needs of veterans; and

Whereas, In March 2014, Senator John Walsh of Montana introduced S.2182, the Suicide Prevention for American Veterans Act, a bill designed to combat suicide among veterans; and

Whereas, The Suicide Prevention for American Veterans Act would improve access to care for veterans by extending the period during which veterans who experienced combat are eligible for care from five years to fifteen years; and

Whereas, The Act would assist veterans who may have been wrongfully discharged because of mental health issues by establishing a review process for such discharges; and

Whereas, The Act would increase the service capacity of the U.S. VA by offering student loan repayment to mental health care professionals that agree to long-term service commitments; and

Whereas, Under the Act, the U.S. VA and Department of Defense would be required to review their mental health care programs annually to ensure effectiveness, offer special training on identifying veterans that are at risk for suicide to their mental health providers, and to improve processes regarding medical records and prescriptions to ensure seamless care to transitioning service members; and

Whereas, Enhancing mental health care services provided by the federal government would better the lives and outcomes for thousands of returning service members and veterans living in New York City; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the United States Congress to pass, and the President of the United States to sign S.2182, the Suicide Prevention for American Veterans Act, legislation expanding and improving care provided to veterans and service members with mental health disorders or are at risk for suicide.

Referred to the Committee on Veterans.

Int. No. 243

By Council Members Chin, Ferreras, Williams, Arroyo, Cabrera, Constantinides, Deutsch, Dickens, Eugene, Gibson, Koslowitz, Levine, Mendez, Rose, Torres, Cohen, Rosenthal, Johnson, Van Bramer and Cornegy.

A Local Law to amend the administrative code of the city of New York, in relation to increasing the maximum income level qualifying for exemption from rent increases granted to certain senior citizens.

Be it enacted by the Council as follows:

Section 1. Subparagraph ii of paragraph 2 of subdivision m of section 26-405 of the administrative code of the city of New York, as amended by local law number 44 for the year 2009, is amended to read as follows:

(ii) the aggregate disposable income (as defined by regulation of the department of finance) of all members of the household residing in the housing accommodation whose head of household is sixty-two years of age or older does not exceed twenty-five thousand dollars beginning July first, two thousand five, twenty-six thousand dollars beginning July first, two thousand six, twenty-seven thousand dollars beginning July first, two thousand seven, twenty-eight thousand dollars beginning July first, two thousand eight, [and] twenty-nine thousand dollars beginning July first, two thousand nine, *and fifty thousand dollars beginning July first, two thousand fourteen* per year, after deduction of federal, state and city income and social security taxes. For purposes of this subparagraph, "aggregate disposable income" shall not include gifts or inheritances, payments made to individuals because of their status as victims of Nazi persecution, as defined in P.L. 103-286, or increases in benefits accorded pursuant to the social security act or a public or private pension paid to any member of the household which increase, in any given year, does not exceed the consumer price index (all items United States city average) for such year which take effect after the date of eligibility of a head of the household receiving benefits under this subdivision whether received by the head of the household or any other member of the household.

§ 2. Paragraph 5 of subdivision m of section 26-405 of the administrative code of the city of New York, as amended by local law number 44 for the year 2009, is amended to read as follows:

(5) A rent exemption order shall be issued to each tenant who applies to the department of finance or such agency as the mayor shall designate (which agency may also be the department of finance) in accordance with such department's or agency's regulations and who is found to be eligible under this subdivision. Such order shall take effect on the first day of the first month after receipt of such application, except that where the aggregate disposable income of all members of the household residing in the housing accommodation whose head of the household is sixty-two years of age or older is greater than five thousand dollars per year but does not exceed twenty-five thousand dollars beginning July first, two thousand five, twenty-six thousand dollars beginning July first, two thousand six, twenty-seven thousand dollars beginning July first, two thousand seven, twenty-eight thousand dollars beginning July first, two thousand eight, [and] twenty-nine thousand dollars beginning July first, two thousand nine, *and fifty thousand dollars beginning July first, two thousand fourteen* per year pursuant to subparagraph (ii) of paragraph two of subdivision m of this section on orders issued on applications received before July first, nineteen hundred seventy-five, the effective date of such order shall be the later of (1) June thirtieth, nineteen hundred seventy-four or (2) the last day of the month in which a person becomes an eligible head of household in the housing accommodation in which such person resides at the time of filing the most recent application for a rent exemption order; and further, except that where any other application has been received within ninety days of the issuance of the order increasing the tenant's maximum rent pursuant to paragraph three, four or six of subdivision (a) of this section, or subparagraph (a), (b), (c), or (l) of paragraph (1) of subdivision (g) of this section or pursuant to court order, whichever is later, the rent exemption order shall without further order take effect as of the effective date of said order increasing the tenant's rent including any retroactive increments collectible pursuant to such orders.

§ 3. Subparagraph ii of paragraph 2 of subdivision b of section 26-509 of the administrative code of the city of New York, as amended by local law number 44 for the year 2009, is amended to read as follows:

(ii) the aggregate disposable income (as defined by regulation of the department of finance) of all members of the household residing in the housing accommodation whose head of the household is sixty-two years of age or older does not exceed twenty-five thousand dollars beginning July first, two thousand five, twenty-six thousand dollars beginning July first, two thousand six, twenty-seven thousand dollars beginning July first, two thousand seven, twenty-eight thousand dollars beginning July first, two thousand eight, [and] twenty-nine thousand dollars beginning July first, two thousand nine, *and fifty thousand dollars beginning July first, two thousand fourteen* per year, after deduction of federal, state and city income and social security taxes. For purposes of this subparagraph, "aggregate disposable income" shall not include gifts or inheritances, payments made to individuals because of their status as victims of Nazi persecution, as defined in P.L. 103-286, or increases in benefits accorded pursuant to the social security act or a public or private pension paid to any member of the household which increase, in any given year, does not exceed the consumer price index (all items United States city average) for such year which take effect after the eligibility date of the head of the household

receiving benefits under this section whether received by the head of the household or any other member of the household;

§ 4. Subdivision d of section 26-601 of the administrative code of the city of New York, as amended by local law numbers 75 and 76 for the year 2005, is amended to read as follows:

d. "Eligible head of the household" means a person or his or her spouse who is sixty-two years of age or older or who qualifies as a person with a disability pursuant to section 26-617 of this chapter and is entitled to the possession or to the use and occupancy of a dwelling unit, provided, however, that with respect to a dwelling which was subject to a mortgage insured or initially insured by the federal government pursuant to section two hundred thirteen of the national housing act, as amended, "eligible head of the household" shall be limited to that person or his or her spouse who was entitled to possession or the use and occupancy of such dwelling unit at the time of termination of such mortgage, and whose income when combined with the income of all other members of the household whose head of household is sixty-two years of age or older does not exceed twenty-five thousand dollars beginning July first, two thousand five, twenty-six thousand dollars beginning July first, two thousand six, twenty-seven thousand dollars beginning July first, two thousand seven, twenty-eight thousand dollars beginning July first, two thousand eight, [and] twenty-nine thousand dollars beginning July first, two thousand nine, *and fifty thousand dollars beginning July first, two thousand fourteen* for the taxable period, or whose income for the current income tax year when combined with the income of all members of the household residing in the housing accommodation whose head of the household is a person with a disability does not exceed the maximum income above which such head of the household would not be eligible to receive cash supplemental security income benefits under federal law during such tax year.

§ 5. This local law shall take effect immediately.

Referred to the Committee on Aging.

Int. No. 244

By Council Members Chin, Cabrera, Constantinides, Mendez, Rose, Rosenthal and Eugene.

A Local Law to amend the administrative code of the city of New York, in relation to controlling emissions from businesses located in mixed-use buildings that use chemicals.

Be it enacted by the Council as follows:

Section 1. Legislative findings and intent. The Council finds that the Building Code and Zoning Resolution of New York City authorize locating certain businesses that use hazardous substances with residential uses in mixed-use buildings. While this practice predates New York City's original Zoning Resolution that was adopted in 1916, in the ensuing years knowledge about the potential adverse impacts resulting from use of chemicals has increased exponentially but has not been reflected in changes to the Building Code, to demonstrate appreciation of the risks posed by chemical use when fugitive emissions from ground floor commercial facilities permeate into residences above these businesses. The migration of fugitive perchloroethylene ("perc") emissions from dry cleaners to attached residences was initially identified as a public health issue in the 1980s. In the 1990s the New York State Department of Health (DOH) conducted the first national major study on co-location of dry cleaner facilities. That study lead to legislation regulating dry cleaners in residential buildings due to the health risks posed by fugitive emissions. The New York City Department of Environmental Protection promulgated rules requiring reduction of perchloroethylene releases and containment booths for dry cleaning facilities co-located in buildings with residential uses. The United States Environmental Protection Agency (EPA) also expressed concern about the co-location issue as it pertains to dry cleaners in the preamble to the 1993 perchloroethylene National Emission Standard for Hazardous Air Pollutants ("NESHAP") but deferred to state and local officials to address the issue in relevant building codes or zoning ordinances. Unfortunately, no state or local agency moved to eliminate co-location of facilities that use perchloroethylene in residential buildings in New York City. In the July 27, 2006 amendment of the NESHAP, the EPA took the issue out of local hands by essentially prohibiting co-location of drycleaners by December 21, 2020. The Final Rule for Perchloroethylene Air Emission Standards for Dry Cleaning Facilities notes that it "effectively prohibits new perchloroethylene machines in residential buildings" by requiring that owners or operators eliminate any emissions of perchloroethylene from dry cleaning systems that are installed after December 21, 2005. That regulation, promulgated pursuant to the amended NESHAP for perchloroethylene, includes a "sunset date" of December 21, 2020 for the use of perchloroethylene at any currently operating dry cleaning system located in a building with a residence. 71 Fed. Reg. 42724-42729 (July 27, 2006); 40 C.F.R. 63.32.

Section 116 of the Clean Air Act preserves state and local authority to set requirements that are more stringent than federal standards (i.e. the dry cleaning NESHAP) as long as they do not set requirements that are less stringent than federal requirements and which will be approved via State Implementation Plans or approved under section 112 of the Clean Air Act. Further, the NESHAP requires control of perchloroethylene emissions and implementation of good work practices for a dry cleaning facility but does not require or set any perchloroethylene limit for the residents of the apartments in those buildings. OSHA has guidance on worker exposure and California has specific perchloroethylene limits for worker exposure. Recently, the New York City Department of Health and Mental Hygiene ("DOHMH") enacted a rule to address residential exposure in mixed use buildings that include a dry cleaner. The DOHMH rule may be the first one with perchloroethylene limits for children and residents who live in apartments above a dry cleaning facility, but it does not address the other facilities that use hazardous substances and are located in mixed use buildings.

The Council further finds that numerous other co-located commercial facilities present the potential for fugitive emissions of hazardous air pollutants to enter residences but have not been subject to regulation to reduce that public health risk. These businesses include printers, acrylic nail salons, furniture refinishers, metal platers, and photofinishing, shoe repair and auto body repair facilities. Finally, the Council finds that the New York State Legislature has recognized the public health threat that residential tenants face from sources of air pollution that result in indoor air contamination by passing the "Tenant Notification of Indoor Air Contamination" act requiring property owners to notify tenants of indoor air test results that exceed DOH Indoor Air Guidelines or United States Occupational Safety and Health Administration Guidelines for Indoor Air Quality.

Therefore the Council finds that it is important to eliminate public health risks to indoor air quality from fugitive emissions as a result of co-location of certain businesses that use hazardous substances in mixed-use buildings with residences.

§2. Chapter 1 of title 24 of the administrative code of the city of New York is amended by adding a new section 24-141.1 to read as follows:

§ 24-141.1 Controlling emissions from businesses that use chemicals and are located in mixed-use buildings.

(a) For purposes of this section the following terms shall have the following meanings:

(1) "Business that uses chemicals" means any business that is located in a mixed-use building that uses a hazardous substance, an extremely hazardous substance or an acutely hazardous substance or whose operations use or generate hazardous air pollutants, with the exception of dry cleaners.

(2) "Department of health indoor air guidelines" means the indoor air quality residential guidelines generated by the New York state department of health as a result of the "Final New York State Department of Health CEH BEEI Soil Vapor Intrusion Guidance" and background databases, including Appendix "C" Volatile Organic Chemicals in Air and the summary of background databases referenced therein.

(3) "Hazardous air pollutant" means an air pollutant designated as a reportable hazardous air pollutant and listed in section 202-2.6 of title six of the official compilation of New York codes, rules and regulations.

(4)"Hazardous substance" means a listed hazardous substance pursuant to section 24-603 of this title, an extremely hazardous substance pursuant to section 41-03 of title fifteen of the rules of the city of New York, an acutely hazardous substance as defined in section 597.1 of title six of the official compilation of New York codes, rules and regulations or a mixture of substances which is toxic, flammable, combustible, corrosive, an irritant, a strong sensitizer, such as a significant allergen, or which generates pressure through decomposition, heat or other means, and which when used or handled in a customary manner or in a manner which may be reasonably anticipated is likely to cause injury or illness to individuals or the environment pursuant to section 173.01 of title twenty-four of the rules of the city of New York.

(5) "Mixed-use building" means any building occupied in part for residential use, with one or more nonresidential uses located on a story below the lowest story occupied entirely by such residential use and includes any business that uses hazardous substances and uses or generates hazardous air pollutants.

(6) "Occupational safety and health administration guidelines for indoor air quality" means the standards identified in the "Limits for Air Contaminants" set forth in table Z-1 of section 1910.1000 of title twenty-nine of the code of federal regulations, the "Enforcement Policy for Respiratory Hazards not covered by the OSHA Permissible Exposure Limits", and any other applicable guidelines, including permissible exposure limits subsequently promulgated to protect indoor air quality in the work place and eliminate respiratory hazards.

b. It shall be unlawful for any business that uses chemicals, to permit the escape of any fugitive emissions resulting from the operation of such business into any nonresidential indoor area or any residential area of a mixed use building in excess of department of health indoor air guidelines or the occupational safety and health administration guidelines for indoor air quality.

c. Any person may make a complaint to the department or to the department of health and mental hygiene that the operation of any business is in violation of subdivision b of this section and may request that the department or the department of health and mental hygiene undertake air sampling for those emissions of hazardous substances, metabolites of those substances or constituents such substances. Such complaint shall not be disclosed by the department or the department of health and mental hygiene except that such complaint may be disclosed to other governmental entities upon written permission of the complainant, or where required by law. Upon receipt of such a complaint the department or the department of health and mental hygiene shall investigate the allegations contained in the complaint and obtain air samples from any business complained of at a time likely to reflect usual operating activities and patterns.

d. The department or the department of health and mental hygiene shall accept air sampling results of an occupant's dwelling independently obtained by such occupant and either or both agencies may use such results as a basis for conducting an investigation.

e. Where indoor air sampling results, as a result of a complaint or an

investigation commenced by the department or the department of health and mental hygiene, establishes that any business is in violation of subdivision b of this section, the department or the department of health and mental hygiene shall notify the residential occupant or the complainant and, in the case of a business, the owner or the on-site manager of the results of such tests, with the department and the department of health or mental hygiene.

f. Where indoor air sampling results establish that any business is in violation of subdivision b of this section the department shall develop, working jointly with the department of health and mental hygiene, a mitigation plan for each such business focused upon control strategies including, but not limited to, source control, improved ventilation, air cleaning and exposure control.

g. The department shall be responsible for assuring implementation and enforcement of the mitigation plan and shall have the authority to issue a notice of violation and a compliance order pursuant to subchapter nine of chapter one of this title in order to assure compliance. Failure to comply with an order issued by the department shall subject the business to such enforcement measures as are provided for in section 24-188 of this chapter and shall be subject to a civil penalty of five hundred dollars a day for each day for which there is a failure to comply with the mitigation plan.

h. Where the department has determined that a violation of subdivision b of this section cannot be expeditiously addressed through a mitigation plan implemented pursuant to subdivision f of this section, the department shall issue notice of such determination to the business and the co-location of such business in a mixed-use building shall terminate no later than six months after such notice, unless the department makes a written finding that reasonable progress is being made towards compliance.

i. Where it has been determined by the department or the department of health and mental hygiene that a violation of subdivision b of this section has been committed in a mixed-use building by a business that uses chemicals the department shall send all tenants in such buildings notice that states "the conditions present in this building may be deemed a breach of the warranty of habitability and you may have a claim against the landlord for such breach." Such notice shall include information on organizations that could provide legal assistance.

§3. This local law shall take effect one hundred eighty days after enactment, except that the commissioner of environmental protection and the commissioner of health and mental hygiene shall take such measures as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Environmental Protection.

Int. No. 245

By Council Members Cohen, Lancman, Rose, Deutsch, Cornegy, King, Vallone, Constantinides, Levine, Wills, Palma, Ferreras and Ignizio.

A Local Law to amend the administrative code of the city of New York, in relation to the distance between parking signs.

Be it enacted by the Council as follows:

Section 1. Subchapter 2 of chapter 1 of title 19 of the administrative code of the city of New York is amended to add a new section 19-175.5 to read as follows:

§ 19-175.5 Distance between parking signs. On every block longer than two hundred feet, the department shall post a sign indicating parking, standing or stopping regulations every one hundred feet or less. For purposes of this section, "block" shall mean a stretch of roadway that connects two intersections.

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

Referred to the Committee on Transportation.

Int. No. 246

By Council Members Cornegy, Constantinides, Deutsch, Eugene, Rose and Rosenthal.

A Local Law in relation to penalties pursuant to the earned sick time act, for businesses recovering from damage caused by Hurricane Sandy.

Be it enacted by the Council as follows:

Section 1. Statement of intent. A severe storm, known as Hurricane Sandy, hit New York City on October 26, 2012, causing heavy flooding, power outages, and widespread damage and disrupting the operation of businesses offering services that are essential to the economic vitality of the City and to the health and well-being of its residents. The resumption of business in storm damaged areas will be encouraged and incentivized by waiving certain penalties that could otherwise be payable to the Department of Consumer Affairs pursuant to Local Law 46 of 2013, as amended by Local Laws 6 and 7 of 2014, the Earned Sick Time Act, or to any other agency designated to administer the Earned Sick Time Act.

§ 2. Section 13 of local law 7 of 2014 is amended to read as follows:

§ 13. Notwithstanding any other provision of law, an employer with fewer than twenty employees or an employer that is a business establishment classified in sector 31, 32 or 33 of the North American Industry Classification System shall not be subject to a civil penalty for any violation of chapter 8 of title 20 of the administrative code of the city of New York or any rule promulgated thereunder, if such violation occurs before October 1, 2014; provided, however, that the department may order any other remedy authorized pursuant to such chapter, including equitable relief, for such a violation. A first time violation of any provision of chapter 8 of title 20 of the administrative code of the city of New York, or any rule promulgated thereunder, by an employer with fewer than twenty employees or an employer that is a business establishment classified in sector 31, 32 or 33 of the North American Industry Classification System, that occurs before October 1, 2014, shall not serve as a predicate for the purposes of imposing penalties for subsequent violations occurring on or after October 1, 2014 pursuant to section 20-924 of the administrative code of the city of New York, but any second or subsequent violation of the same provision by such an employer that occurs before October 1, 2014, shall serve as a predicate for the purposes of imposing penalties for subsequent violations that occur on or after October 1, 2014.

Further, a business temporarily closed a result of damage due to Hurricane Sandy shall not be subject to a civil penalty for any violation of chapter 8 of title 20 of the administrative code of the city of New York or any rule promulgated thereunder, if such violation occurs within the first six months after such business has been reopened; provided, however, that the department may order any other remedy authorized pursuant to such chapter, including equitable relief, for such a violation. A first time violation of any provision of chapter 8 of title 20 of the administrative code of the city of New York, or any rule promulgated thereunder, by an employer with a business temporarily closed by Hurricane Sandy shall not serve as a predicate for the purposes of imposing penalties for subsequent violations occurring after such business has been reopened for six months pursuant to section 20-924 of the administrative code of the city of New York, but any second or subsequent violation of the same provision by an employer with such a business that occurs before such business has been reopened for six months, shall serve as a predicate for the purposes of imposing penalties for subsequent violations that occur after such business has been reopened for six months.

For purposes of this section, "businesses temporarily closed as a result of damage due to Hurricane Sandy means any business that: a. was located prior to Hurricane Sandy in the area within hurricane evacuation zones A and B, as designated by the New York city office of emergency management on the New York city hurricane zone maps in effect as of October 26, 2012 or the area within any business recovery zone created by the department of small business services and delineated on maps published on such department's web site; and b. closed as a result of damage resulting from Hurricane Sandy; and c. upon request of the department, provides proof, as prescribed by the commissioner, of the date that such business reopened.

§ 3. This local law shall take effect immediately.

Referred to the Committee on Civil Service and Labor.

Int. No. 247

By Council Members Crowley and Mendez.

A Local Law to amend the administrative code of the city of New York, in relation to criminal and civil penalties for the performance of unauthorized electrical work.

Be it enacted by the Council as follows:

Section 1. Subdivision c of section 27-3017 of the administrative code of the city of New York is amended to read as follows:

c. Penalty. Any person, partnership or corporation who shall violate any of the provisions of this section shall be guilty of a misdemeanor punishable by a fine of not less than five hundred dollars nor [more than five thousand dollars for the first offense, not less than one thousand dollars nor more than five thousand dollars for the second offense, and not less than fifteen hundred dollars nor more than five thousand dollars for the third offense or any successive offense thereafter or by six months imprisonment] *more than twenty-five thousand dollars or by imprisonment of not more than one year* or by both such fine and imprisonment.

§2. Item 13 of Section 28-201.2.1 of the administrative code of the city of New York as added by local law number 17 for the year 2010, is amended to read as follows:

13. A violation of any provision of chapter 4 of this title for engaging in any business or occupation without a required license or other authorization *or a violation of section 27-3017 for performing electrical work without a required license.*

13.1 The minimum civil penalty that shall be imposed for a violation of section 28-408.1 or section 28-410.1 of this code and the minimum fine that shall be imposed for a violation of such sections shall be two thousand five hundred dollars for the first violation and five thousand dollars for each subsequent violation.

13.2 The minimum civil penalty that shall be imposed for a violation of section 27-3017 and the minimum fine that shall be imposed for a violation of such section shall be four thousand eight hundred dollars.

§ 3. This local law shall take effect ninety days after its enactment, except that the commissioner of the department of buildings shall take all actions necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Housing and Buildings.

Int. No. 248

By Council Members Crowley, Cabrera, Eugene, Ferreras, Gibson, Richards, Rose, Williams and Cohen.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the New York City Police Department to report noise complaints on a quarterly basis.

Be it enacted by the Council as follows:

Section 1. Chapter one of title 14 of the administrative code of the city of New York is amended to add a new section 14-155 to read as follows:

§14-155. Noise complaint reporting.

a. Definitions. For the purposes of this section the following terms shall have the following meanings:

1. "Noise complaint" shall mean a complaint made via the 311 system that arises from the noise of neighbors, clubs and bars, parks, stores and businesses, streets and sidewalks, and motor vehicles and motorcycles.

b. Report of total noise complaints. The department shall submit to the council on a quarterly basis, a report of the total number of noise complaints received within the quarter, disaggregated by precinct.

c. Report of individual noise complaints. The department shall submit to the council on a quarterly basis a report listing each individual complaint received within the quarter disaggregated by precinct and zip code within each precinct. The report for each individual complaint shall include, at a minimum:

1. the time and date the complaint was made;

2. the specific location complained of;

3. a description of the complaint;

4. whether or not the department responded to the complaint;

3. the time the department responded to the complaint; and

4. the disposition, if any, reached by the department.

§2. This local law shall take effect immediately.

Referred to the Committee on Public Safety.

Int. No. 249

By Council Members Crowley, Lancman, Mendez and Rose.

A Local Law to amend the administrative code of the city of New York, in relation to requiring identification of contractors on construction projects where discretionary approval or financial assistance has been provided by the city.

Be it enacted by the Council as follows:

Section 1. Article 101 of chapter one of title 28 of the administrative code of the city of New York is amended by adding a new section 28-101.6 to read as follows:

§28-101.6 Identities of certain construction contractors. a. For purposes of this section, the following terms shall have the following meanings:

(1)"discretionary approval" shall mean where an entity has received approval pursuant to

section 197-c of the charter, approval by the board of standards and appeals and/or where the entity has received financial assistance or incentive for such project by any city agency;

(2) "construction" and "contractor" shall have the same meaning as set forth in section 27-232 of this code;

(3) "financial assistance" shall mean cash payments or grants, bond financing, tax

abatements or exemptions (including, but not limited to, abatements or exemptions from real property, mortgage recording, sales and uses taxes, or the difference between any payments in lieu of taxes and the amount of real property or other taxes that would have been due if the property were not exempted from the payment of such taxes), tax increment financing, filing fee waivers, energy cost reductions, environmental remediation costs, write-downs in the market value of buildings, land or leases, or the cost of capital improvements related to real property that, under ordinary circumstances, the city would not pay for, and includes both discretionary and as of right assistance.

b. Any owner of property which receives discretionary approval or financial assistance shall, not less than ten days prior to the commencement of any construction that results from such discretionary approval or financial assistance, provide to the community board or boards where such construction is to take place the identity, address, phone number and electronic mail contact information of any contractor retained to perform such construction. If during the course of such construction, any additional contractors are retained, the identity of all such contractors along with the above contact information shall be provided to the relevant community board or boards prior to such additional contractor commencing work.

§2. This local law shall take effect ninety days after its enactment, provided, however, that the commissioner of buildings shall take such actions as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Housing and Buildings.

Int. No. 250

By Council Members Crowley, Levine, Rose and King.

A Local Law to amend the administrative code of the city of New York, in relation to elimination of permit and or filing fees for green building projects undertaken on one to four family homes.

Be it enacted by the Council as follows:

Section 1. Legislative findings and intent. The Council finds that our society needs energy sources to meet our demands that are sustainable, environmentally friendly, affordable, and that contribute to energy independence. Green building projects include the use of renewable energy and natural or recycled building materials. Renewable energy sources have the potential to meet our energy needs into the future without damaging air quality or adding to greenhouse gas emissions which exacerbate climate change. Solar energy, wind energy, geothermal energy and energy from biomass are desirable forms of energy because they are renewable, almost pollution free and would reduce greenhouse gas emissions. By contrast, our current energy consumption patterns leave us vulnerable to energy instability and climate change.

The Council further finds that green building or renovation projects can help small building owners meet some of their energy needs and building maintenance costs. Use of renewable energy is cleaner and cheaper, because there is no fuel cost, as well as more sustainable and it provides greater energy security. However existing Building Code provisions and policies make it unduly burdensome to undertake green building or renovation projects on one to four family homes. For example, the permit fee alone can be as much as ten percent of the project cost, which can be substantial for a small building owner. Therefore the Council finds that it is in the best interests of the City to remove this impediment to green building and construction projects so as to further incentivize installation of green building or renovation projects on one to four family homes.

§ 2. Section 28-101.5 of the administrative code of the city of New York, as added by local law number 33 for the year 2007, is amended by adding, in appropriate alphabetical order, a new definition of “GREEN BUILDING PROJECT” to read as follows:

GREEN BUILDING PROJECT. A building project or renovation undertaken on one to four family homes that, when implemented, will produce an increase in energy efficiency or water efficiency. This may include installation of renewable energy sources such as biomass, solar energy, geothermal ground source heat pumps or wind energy systems, and/or the use of natural building materials and passive designs but shall not include the use of coal, natural gas, oil or propane.

§ 3. Section 28-112.6.1 of the administrative code of the city of New York, as added by local law number 33 for the year 2007, is amended by adding a new exception 3 to read as follows:

3. No fee shall be required in connection with an application for a building permit for a green building project.

§ 4. This local law shall take effect ninety days from enactment and shall be applicable to any construction documents pending before the department of buildings on such effective date and the commissioner of buildings shall take such measures as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Environmental Protection.

Res. No. 160

Resolution calling on the City of New York to equally distribute funding for the operating budgets of New York City’s five District Attorney Offices over the next three fiscal years.

By Council Member Crowley.

Whereas, The City of New York is comprised of five counties that each elect a district attorney; and

Whereas, According to The New York City Independent Budget Office, each district attorney is responsible for investigating and prosecuting criminal conduct of

various sorts ranging from "street crimes" to sophisticated economic or so-called "white collar crimes"; and

Whereas, In addition to New York City's five district attorneys, the Office of the Special Narcotics Prosecutor ("SNP") is responsible for felony narcotics investigations and prosecutions in the five counties; and

Whereas, New York City's district attorneys and the SNP are funded primarily with City tax levy appropriations via the City adopted budget; and

Whereas, New York City's Fiscal Year 2014 adopted budget includes approximately 296 million dollars for personal and other than personal services for the City's five district attorney offices and SNP; and

Whereas, The City appropriated 29 percent of the district attorney funds to New York County; 28 percent to Kings County; 18 percent to the Bronx County; 17 percent to Queens County; 3 percent to the Richmond County; and 6 percent to the SNP; and

Whereas, There are several factors that influence the workload undertaken by each of the City's district attorney offices, such as the fluctuation of both felony and misdemeanor arrests and prosecutions; and

Whereas, Notwithstanding these factors, each county is its own entity and is entitled to the same amount of City funds to fight crime in their respective counties with SNP receiving the remainder of any funds allocated; and

Whereas, Additional revenue for district attorneys may also be generated from forfeiture of assets, which allows the government to seize property connected with criminal activity and restitution payments, which result from the prosecution of financial crimes; and

Whereas, This revenue is collected and distributed to a general fund and may be allocated to the district attorneys' offices; and

Whereas, Currently, there is no requirement in City or State law that funding be allocated to district attorneys based on any type of formula involving quantitative factors; and

Whereas, The State should develop and impose a formula that takes into account a county's population, reported crimes, arrest levels, and other quantitative measures in determining what additional funds should be allocated to each county from forfeiture of assets, restitution of payments, and any other available source; and

Whereas, New York City district attorney offices should have the appropriate funding to fight crime and help safeguard the public safety of all New Yorkers; now, therefore be it

Resolved, That the Council of the City of New York calls on the City of New York to equally distribute funding for the operating budgets of New York City's five District Attorney Offices over the next three fiscal years.

Referred to the Committee on Public Safety.

Int. No. 251

By Council Members Dromm, Palma, Chin, Constantinides, Koo, Levine, Mendez, Richards, Levin, and Van Bramer.

A Local Law to amend the New York city charter, in relation to the collection of demographic data regarding numerous Asian Pacific American sub-demographic groups.

Be it enacted by the Council as follows:

Section 1. Legislative findings. The 2010 Census revealed that between 2000 and 2010, Asian Pacific Americans were the fastest growing community in New York City, growing by 30 percent to total 14 percent of the City's total population. While Asian Pacific Americans are often treated as a homogeneous group, in fact, the City's Asian Pacific American population is comprised of many different nationalities and ethnic groups that are geographically, culturally, politically, economically, and socially diverse. The various sub-demographic groups within the City's Asian Pacific American community face different challenges and require different needs in seeking services from city agencies. Yet presently, there is a lack of particularized demographic data regarding these various sub-demographic groups. Specific, disaggregated demographic data is necessary in order for policymakers to accurately diagnose deficiencies and target solutions that address the concerns of all members of the City's Asian Pacific American population.

§2. Section 15 of chapter 1 of the New York city charter is amended by adding a new subdivision f to read as follows:

f. 1. The office of operations shall ensure that any city agency that directly or by contract collects via form documents that are within the authority of any city agency to edit demographic information regarding the ancestry or ethnic origin of city residents seeking services shall include on any such form documents separate collection categories for each major Asian Pacific American group, including, but not limited to: Bangladeshi, Bhutanese, Burmese, Cambodian, Chinese, Filipino, Guamanian, Indian, Indonesian, Japanese, Korean, Malaysian, Native Hawaiian, Nepalese, Pacific Islander, Pakistani, Samoan, Sri Lankan, Taiwanese, Thai, Tibetan, and Vietnamese.

2. The office of operations shall ensure that any city agency that directly or by contract collects via form documents that are within the authority of any city agency to edit demographic information regarding the ancestry or ethnic origin of city residents seeking services shall include on any such form documents separate spaces to identify country of origin and number of years in the United States.

3. The office of operations shall ensure that any city agency that directly or by contract collects via form documents that are within the authority of any city agency to edit demographic information regarding the ancestry or ethnic origin of city residents seeking services shall include on any such form documents separate collection categories for their primary language, which shall allow respondents to select from among, but not limited to, the top twenty most frequently spoken Asian languages (languages and dialects spoken in East Asia, South Asia, and Southeast Asia) as identified in the most recent United States census and shall include an open-ended option to identify an 'other' primary language.

4. Any such data collected by a city agency pursuant to the different collection categories described in subdivision one shall be available to the public on the internet in accordance with section 23-502 of the administrative code.

§3. This local law shall take effect one-hundred twenty days following its enactment.

Referred to the Committee on Governmental Operations.

Int. No. 252

By Council Members Dromm, Cabrera, Ferreras, Gibson, Koo, Lancman, Levine, Mendez, Reynoso, Rose, Rosenthal, Gentile and Eugene.

A Local Law to amend the administrative code of the city of New York, in relation to the online publication of information relating to stop work orders issued by the department of buildings.

Be it enacted by the Council as follows:

Section 1. Section 28-207.2.1 of the New York city administrative code is amended to read as follows:

§ 28-207.2.1 Issuance. Upon issuance of a stop work order by the commissioner, all work shall immediately stop unless otherwise specified. Such order may require all persons to forthwith vacate the premises pursuant to the provisions of section 28-207.4 and may also require such work to be done as, in the opinion of the commissioner, may be necessary to remove any danger therefrom. The police department or other law enforcement agency or officer shall, upon the request of the commissioner, assist the department in the enforcement of [this section 28-207.2] *stop work orders. Such enforcement may include the arrest of persons engaged in criminal activity, and, to the extent permitted by law, the seizure of equipment being used to engage in criminal activity.* The stop work order may be given verbally or in writing to the owner, lessee or occupant of the property involved, or to the agent of any of them, or to the person or persons executing the work. A verbal order shall be followed promptly by a written order and shall include the reason for the issuance of the stop work order

§2. Chapter two of title 28 of the administrative code of the city of New York is amended by adding a new section 28-207.2.7 to read as follows:

§28-207.2.7 Publication of information pertaining to stop work orders. The commissioner shall make available and maintain on its website the following information:

(i) a list of addresses, disaggregated by zip code, and for each zip code, disaggregated by community district and council district, for which a notice or order to stop work has been given, and the date when such notice or order was given; and

(ii) a list of addresses, disaggregated by zip code, and for each zip code, disaggregated by community district and council district, for which a notice or order to stop work has been rescinded, and the date of such rescission.

No rescission of a stop work order shall be valid unless it is made in writing, and immediately upon the issuance or rescission of a notice or order to stop work, the department shall post the information regarding such notice or order on the appropriate website as required in this section.

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

Referred to the Committee on Housing and Buildings.

Int. No. 253

By Council Members Dromm, Menchaca, Cabrera, Chin, Eugene, Ferreras, Koo, Lancman, Levine, Mendez, Reynoso, Richards, Rose, Palma, Rosenthal, Rodriguez, Espinal, Lander, Johnson, Levin, Miller, Kallos and Van Bramer.

A Local Law to amend the administrative code of the city of New York, in relation to the creation of a New York city identity card program.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 3 of the administrative code of the city of New York is amended by adding a new subchapter 4, to read as follows:

Subchapter 4. New York City Identity Card

§3-132. Definitions

a. "New York City Identity Card" shall mean an identification card issued by the city of New York that shall, at a minimum, display the cardholder's photograph, name, date of birth, address, and an expiration date. Such card shall also, at the cardholder's option, display the cardholder's self-designated gender. Such identification card shall be designed in a manner to deter fraud.

b. "Resident" shall mean person who can establish that he or she is a current resident of the city of New York pursuant to section 3-135 of this subchapter.

c. The terms "national origin," "alienage or citizenship status," "gender," "sexual orientation," "disability," "partnership status," "source of income," "victim of domestic violence," "housing status," and "victim of sex offenses or stalking," shall have the same meanings in this subchapter as set forth in title 8 of the administrative code of the city of New York.

§3-133. New York city identity card program

The mayor's office of operations shall administer the New York city identity card program and shall promulgate all rules necessary to effectuate the purposes of this subchapter. Such office shall make applications for such card available for pick-up and submission at any agency or office where there is substantial contact with the public and shall also make applications available on-line.

§3-134. Issuance of New York city identity cards

a. The New York city identity card shall be available to any resident of the city of New York, regardless of his or her race, color, creed, age, national origin, alienage or citizenship status, gender, sexual orientation, disability, marital status, partnership status, any lawful source of income, housing status, status as a victim of domestic violence or status as a victim of sex offenses or stalking, or conviction or arrest record, provided that such resident is able to meet the requirements for establishing his or her identity and residency as set forth in section 3-135 of this subchapter and of any applicable rule adopted by the mayor's office of operations pursuant to this subchapter.

b. The mayor's office of operations shall establish a reasonable fee for applications for a New York city identity card and adopt rules permitting residents who cannot afford to pay such fee to receive a full or partial waiver.

§3-135. New York city identity card eligibility

a. In order to obtain a New York city identity card an applicant must establish identity and residency within the city as follows:

(i) Proof of identity. In order to establish identity, an applicant shall be required to produce one or more of the following documents: a U.S. or foreign passport; a U.S. driver's license; a U.S. state identification card; a U.S. permanent resident card; a consular identification card; a photo identification card with name, address, date of birth, and expiration date issued by another country to its citizens or nationals as an alternative to a passport for re-entry to the issuing country; a certified copy of U.S. or foreign birth certificate; a Social Security card; a national identification card with photo, name, address, date of birth, and expiration date; a foreign driver's license; a U.S. or foreign military identification card; a current visa issued by a government agency; a U.S. Individual Taxpayer Identification Number (ITIN) authorization letter; an Electronic Benefit Transfer (EBT) card; or any other documentation that the mayor's office of operations deems acceptable. The mayor's office of operations may by rule determine the weight to be given to each type of document and require that an applicant produce more than one document to establish identity.

(ii) Proof of residency. In order to establish residency, an applicant must present one or more of the following items, dated no earlier than 60 days prior to the date such document is presented showing both the applicant's name and residential address located within the city: a utility bill; a local property tax statement or mortgage payment receipt; a bank account statement; proof that the applicant has a minor child currently enrolled in a school located within the city; an employment pay stub; a jury summons or court order issued by a state or federal court; a federal or state income tax or refund statement; an insurance bill (homeowner's, renter's, health, life, or automobile insurance); written verification issued by a homeless shelter that receives city funding confirming at least 15 days residency; written verification issued by a hospital, health clinic or social services agency that receives city funding confirming at least 15 days residency; or any other documentation that the mayor's office of operations deems acceptable. The mayor's office of operations may by rule determine the weight to be given to each type of document, and require that an applicant produce more than one document to establish residency. The mayor's office of operations shall by rule create alternative methods by which individuals who are homeless can establish residency in the city notwithstanding the lack of fixed address.

§3-136. Confidentiality of New York city identity card eligibility information

a. The city shall not retain originals or copies of records provided by an applicant to prove identity or residency for a New York city identity card.

b. To the maximum extent allowed by applicable federal and state law, information collected about applicants for the card shall be treated as confidential and shall not be disclosed to government entities or private parties unless such disclosure is:

(i) Authorized in writing by the individual to whom such information pertains, or if such individual is a minor or is otherwise not legally competent, by such individual's parent or legal guardian; or

(ii) So ordered by a court of competent jurisdiction.

§3-137. Access to services

a. All city agencies shall accept such card as proof of identity and residency for access to city services unless such acceptance is prohibited by state or federal law or unless the agency has reasonable grounds to believe that the individual presenting the card is not the individual to whom the card was issued.

b. The city shall seek to expand the benefits associated with the New York city identity card, including encouraging eligible persons to apply for the card and promoting the acceptance of the New York city identity card by banks and other public and private institutions.

c. City agencies shall not require the possession of a New York city identity card where identification is not already required to obtain city services.

§3-138. Language assistance services

The city shall, consistent with all federal, state and local laws, provide language assistance to applicants for the New York city identity cards to facilitate access thereto.

§3-139. Penalties

It shall be a misdemeanor for any person to knowingly present false information in the course of applying for such card, or to use such a card issued to another person with the intent to cause a third person to believe that the holder of the card is the person to whom such card was issued.

§2. This local law shall take effect six months after its enactment.

Referred to the Committee on Immigration.

Int. No. 254

By Council Members Espinal, Chin, Constantinides, Eugene, Levine, Mendez, Rose, Cohen and Rosenthal.

A Local Law to amend the administrative code of the city of New York, in relation to disclosing information related to refund anticipation loans in the top six languages spoken in the city.

Be it enacted by the Council as follows:

Section one. Paragraph two of section 20-274.1 of subchapter eight of chapter five of title twenty of the administrative code of the city of New York is amended to read as follows:

2. Before any taxpayer enters into a refund anticipation loan, the tax preparer facilitating such loan shall provide the following disclosure to the taxpayer in writing, [in English and Spanish] in at least 14-point type[. In the event that the taxpayer does not understand English or Spanish, the tax preparer shall also provide a point-by-point oral explanation of the following required disclosure in a language understood by the tax payer]:

. YOU ARE NOT REQUIRED TO ENTER INTO THIS REFUND ANTICIPATION LOAN AGREEMENT MERELY BECAUSE YOU HAVE RECEIVED THIS INFORMATION.

. IF YOU DO SIGN A CONTRACT FOR A REFUND ANTICIPATION LOAN, YOU WILL BE TAKING OUT A LOAN. YOU WILL BE RESPONSIBLE FOR REPAYMENT OF THE ENTIRE LOAN AMOUNT AND ALL RELATED COSTS AND FEES, REGARDLESS OF HOW MUCH MONEY YOU ACTUALLY RECEIVE IN YOUR TAX REFUND.

. IF YOU DO NOT TAKE OUT THIS REFUND ANTICIPATION LOAN, YOU ARE

ELIGIBLE TO RECEIVE A GROSS TAX REFUND OF APPROXIMATELY $ (insert amount).

. IF YOU DO TAKE OUT THIS REFUND ANTICIPATION LOAN, YOU WILL BE

RESPONSIBLE TO PAY $ (insert amount) IN FEES FOR THE LOAN. AFTER THESE FEES ARE PAID, YOU WILL RECEIVE APPROXIMATELY $ (insert amount) AS YOUR LOAN.

. THE ESTIMATED ANNUAL PERCENTAGE RATE OF YOUR REFUND ANTICIPATION LOAN IS (insert amount) %. THIS IS BASED ON THE ACTUAL AMOUNT OF TIME YOU WILL BE LENT MONEY THROUGH THIS REFUND ANTICIPATION LOAN.

. IF YOU DO TAKE OUT THIS REFUND ANTICIPATION LOAN, YOU CAN EXPECT TO RECEIVE YOUR LOAN WITHIN APPROXIMATELY TWO BUSINESS DAYS OF (insert date).

. IF YOU DO NOT TAKE OUT THIS REFUND ANTICIPATION LOAN, YOU CAN STILL RECEIVE YOUR TAX REFUND QUICKLY. IF YOU FILE YOUR TAX RETURN ELECTRONICALLY AND RECEIVE YOUR TAX REFUND THROUGH THE MAIL, YOU CAN EXPECT TO RECEIVE YOUR REFUND WITHIN APPROXIMATELY TWO BUSINESS DAYS OF (insert date). IF YOU FILE YOUR TAX RETURN ELECTRONICALLY AND HAVE YOUR TAX REFUND DIRECTLY DEPOSITED INTO A BANK ACCOUNT, YOU CAN EXPECT TORECEIVE YOUR REFUND WITHIN APPROXIMATELY TWO BUSINESS DAYS OF (insert date).

Such written disclosure shall be available to any taxpayer who inquires about a refund anticipation loan. Such disclosure shall be provided in English and in the six most common languages spoken by limited English proficient individuals in the city as determined by the department of city planning. In the event that the taxpayer does not understand English or one of the aforementioned six languages, the tax preparer shall provide the written disclosure in English along with a point-by-point oral explanation of the disclosure in a language understood by the taxpayer. It shall be the obligation of the tax preparer to complete the required disclosure accurately with all relevant information for each taxpayer, to provide the required point-by-point

oral explanation when necessary, and to ensure that the completed disclosure form is signed by the taxpayer before he or she enters into a refund anticipation loan.

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

Referred to the Committee on Consumer Affairs.

Res. No. 161

Resolution in support of A.7964A/S.5032A, which would require wireless telephone companies that offer shared or family plans to allow victims of domestic violence to be released from the account without penalty in instances of domestic violence.

By Council Members Espinal, Arroyo, Cabrera, Chin, Constantinides, Deutsch, Ferreras, Gibson, Koo, Levine, Mendez, Reynoso, Rose, Williams and Gentile.

Whereas, According to the New York State Office for the Prevention of Domestic Violence, one in four women will experience domestic violence in their lifetime; and

Whereas, In 2012, there were approximately 329,164 domestic violence and sexual assault hotline calls received in New York State and 304,239 orders of protection issued by New York State courts; and

Whereas, According to the Mayor's Office to Combat Domestic Violence, the New York City Police Department responded to 280,531 domestic violence incidents in 2013, averaging over 765 incidents per day; and

Whereas, The City's Domestic Violence Hotline advocates answered 99,719 calls, averaging approximately 270 calls per day; and

Whereas, In 2010, the State of New York extended a new protection to domestic violence victims through Chapter 327 of the laws of 2010; and

Whereas, Chapter 327 requires local exchange telephone companies or cable television companies to provide an anonymous listing or pseudonymous identification, without charge to customers with sufficient proof, such as an order of protection from their batterer, that they are victims of domestic violence; and

Whereas, Wireless telephone companies offer shared minute and family plan contracts to allow customers to save money by consolidating costs; and

Whereas, Early cancellations of such contracts may cost a fee depending on the wireless telephone provider; and

Whereas, A. 7964A, sponsored by New York State Assemblymember Nily Rozic, currently pending in the New York State Assembly, and companion bill S. 5032A, sponsored by New York State Senator Kevin S. Parker, currently pending in the New York State Senate, seek to allow victims with sufficient proof of domestic violence, who are under a shared minute and family plan contract with a wireless telephone company to cancel such contract without penalty; and

Whereas, A.7964A/S.5032A would provide an escape clause in shared minute and family plan contracts so that victims of domestic violence would not have to continue paying for services shared with their batterer; now, therefore, be it

Resolved, That the Council of the City of New York supports A.7964A/S.5032A, which would require wireless telephone companies that offer shared or family plans to allow victims of domestic violence to be released from the account without penalty in instances of domestic violence.

Referred to the Committee on Women's Issues.

Int. No. 255

By Council Members Eugene, Chin, Deutsch, Levine, Mendez, Reynoso, Rose and Williams.

A Local Law to amend the New York city charter, in relation to the translation and publication of the New York city voters guide in additional languages.

Be it enacted by the Council as follows:

Section 1. Section 1053 of the New York city charter is amended to read as follows:

§1053 Voters Guide. Each voters guide published by the board shall contain (a) materials explaining the date and hours during which the polls will be open for that election; when, where, and how to register to vote; when a citizens is required to reregister; when, where, and how absentee ballots are obtained and used; instructions on how to vote; maps showing the boundaries of council districts; and any other general information on voting deemed by the board to be necessary or useful to the electorate or otherwise consistent with the goals of this charter; (b) such tables of contents, graphics, and other materials which the board determines will make the voters guide easier to understand or more useful for the average voter; (c) biographical information on each candidate, including but not limited to name, party affiliation, present and previous public offices held, present occupation and employer, prior employment and other public service experience, educational background, and a listing of major organizational affiliations and endorsements; (d) concise statements by each candidate of his or her principles, platform or view; and (e) where there is a ballot proposal or referendum, concise statements explaining such proposal or referendum and an abstract of each such proposal or referendum. The guide shall be prepared in plain language using words with common and everyday meanings. [No later than the first day of January of nineteen hundred eighty nine, the] *The* board shall promulgate such rules as it deems necessary for the preparation and publication of the guide in English, Spanish, *each of the top seven limited-English proficiency languages spoken by the population of New York City, as those languages are determined by the department of city planning, based on United States census data*, and any other languages the board determines to be necessary and appropriate, for the distribution of the guide. The purpose of such rules shall be to ensure that the guide and its distribution will serve to fully, fairly and impartially inform the public about the issues and candidates appearing on the ballot.

§ 2. This local law shall take effect immediately.

Referred to the Committee on Governmental Operations.

Res. No. 162

Resolution declaring the first Tuesday in May as World Asthma Day in New York City.

By Council Members Eugene, Cabrera, Gibson, Mendez and Rose.

Whereas, According to the United States Centers for Disease Control and Prevention (CDC), asthma is a disease that affects the lungs and may cause wheezing, chest tightness, coughing and breathlessness; and

Whereas, According to the American Lung Association, approximately 17 million Americans have asthma, including over 8.5 million children; and

Whereas, Each year, an estimated 1.81 million people with asthma require treatment in the emergency department with approximately 500,000 hospitalizations; and

Whereas, Children younger than 18 years of age account for almost half of the emergency department visits and more than a third of the hospitalizations due to asthma exacerbations; and

Whereas, Asthma is the leading chronic illness among children and accounts for 10.5 million lost school days annually in this country; and

Whereas, This disease disproportionately affects minorities, low-income populations and children living in inner cities; and

Whereas, Asthma can be controlled by adhering to a medical management plan and by avoiding contact with certain environmental triggers, including dust, mold, smoke, insects, and other chemicals; and

Whereas, According to the Department of Health and Mental Hygiene (DOHMH), approximately one million New Yorkers have been diagnosed with asthma at some point in their lifetime; and

Whereas, DOHMH recommends that patients and providers partner to create an asthma action plan and promote self-management, including education and the joint development of treatment goals; and

Whereas, DOHMH administers multiple programs to combat asthma including Open Airways For Schools, an educational curriculum for children diagnosed with asthma to help them control their own asthma more effectively resulting in reduced absences and hospital visits; and

Whereas, Due to the impact of asthma throughout the City and the country, many advocacy groups both nationally and internationally have emerged to reduce the negative impact of this disease; and

Whereas, The Global Initiative for Asthma (GINA) began in 1993, in collaboration with the National Heart, Lung, and Blood Institute, the United States National Institutes of Health and the World Health Organization, to partner with health care officials and professionals throughout the world to reduce asthma prevalence, morbidity and mortality; and

Whereas, Notably, GINA commemorates World Asthma Day, a day to raise awareness and advocate for ways in which asthma can be better treated and managed; and

Whereas, The year 2014 marks the 16th year anniversary for World Asthma Day and this year's theme is "You Can Control Your Asthma"; and

Whereas, Given the prevalence and impact of asthma, specifically on children, New York City should increase all public and private efforts to expand outreach and education to ensure that more individuals have an asthma management plan to help reduce the factors that trigger or contribute to asthma; now, therefore, be it

Resolved, That the Council of the City of New York declares the first Tuesday in May as World Asthma Day in New York City.

Referred to the Committee on Health.

Preconsidered Int. No. 256

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

A Local Law in relation to the date of submission by the Mayor of the proposed executive budget and budget message, the date of submission by the Borough Presidents of recommendations in response to the Mayor's executive budget, the date of publication of a report by the director of the independent budget office analyzing the executive budget, the date by

which the Council hearings pertaining to the executive budget shall conclude, the date by which if the expense budget has not been adopted, the expense budget and tax rate adopted as modified for the current fiscal year shall be deemed to have been extended for the new fiscal year until such time as a new expense budget has been adopted, the date by which if a capital budget and a capital program have not been adopted, the unutilized portion of all prior capital appropriations shall be deemed reappropriated, the date of submission by the Mayor of an estimate of the probable amount of receipts, the date by which any person or organization may submit an official alternative estimate of revenues, the date by which if the Council has not fixed the tax rates for the ensuing fiscal year, the commissioner of finance shall be authorized to complete the assessment rolls using estimated rates, and related matters, relating to the fiscal year two thousand fifteen.

Be it enacted by the Council as follows:

Section 1. During the calendar year 2014 and in relation to the 2015 fiscal year:

1. Notwithstanding any inconsistent provisions of section 249 of the New York city charter, as added by vote of the electors on November 7, 1989, subdivision a of section 249 as amended by local law number 25 for the year 1998, the Mayor shall pursuant to such section submit a proposed executive budget and budget message as therein described not later than May 8, 2014.

2. Notwithstanding any inconsistent provisions of section 251 of the New York city charter, as added by vote of the electors on November 7, 1989, each borough president shall pursuant to such section submit recommendations in response to the Mayor's executive budget as therein described not later than May 19, 2014.

3. Notwithstanding any inconsistent provisions of section 252 of the New York city charter, as added by vote of the electors on November 7, 1989, the director of the independent budget office shall pursuant to such section publish a report analyzing the executive budget as therein described not later than May 23, 2014.

4. Notwithstanding any inconsistent provisions of section 253 of the New York city charter, as added by vote of the electors on November 7, 1989, the Council shall pursuant to such section hold hearings on the executive budget as therein described which shall conclude by June 6, 2014.

5. Notwithstanding any inconsistent provisions of subdivision d of section 254 of the New York city charter, as added by vote of the electors on November 7, 1989, and subdivision b of section 1516 of the New York city charter, as amended by vote of the electors on November 7, 1989, if an expense budget has not been adopted by June 18, 2014 pursuant to subdivisions a and b of section 254 of the New York city charter, the expense budget and tax rate adopted as modified for the current fiscal year shall be deemed to have been extended for the new fiscal year until such time as a new expense budget has been adopted.

6. Notwithstanding any inconsistent provisions of subdivision e of section 254 of the New York city charter, as added by vote of the electors on November 7, 1989, if a capital budget and a capital program have not been adopted by June 18, 2014 pursuant to subdivisions a and b of such section, the unutilized portion of all prior capital appropriations shall be deemed reappropriated.

7. Notwithstanding any inconsistent provisions of subdivision a of section 1515 of the New York city charter, as amended by vote of the electors on November 7, 1989, the Mayor shall pursuant to such subdivision prepare and submit to the Council an estimate of the probable amount of receipts as therein described not later than June 18, 2014.

8. Notwithstanding any inconsistent provisions of subdivision d of section 1515 of the New York city charter, as added by vote of the electors on November 7, 1989, any person or organization may pursuant to such subdivision submit an official alternative estimate of revenues as described therein at any time prior to May 23, 2014.

9. Notwithstanding any inconsistent provisions of subdivision a of section 1516-a of the New York city charter, as amended by vote of the electors on November 7, 1989, if the Council has not fixed the tax rates for the ensuing fiscal year on or before June 18, 2014, the commissioner of finance shall pursuant to such subdivision be authorized to complete the assessment rolls using estimated rates and to collect the sums therein mentioned according to law. The estimated rates shall equal the tax rates for the current fiscal year.

10. Notwithstanding any inconsistent provisions of subdivision b of section 1516-a of the New York city charter, as amended by vote of the electors on November 7, 1989, if, subsequent to June 18, 2014, the Council shall, pursuant to section 1516 of the New York city charter, fix the tax rates for the ensuing fiscal year at percentages differing from the estimated rates, real estate tax payments shall nevertheless be payable in accordance with subdivision a of section 1516-a of such charter at the estimated rates, where the commissioner of finance has exercised the authority granted by subdivision a of section 1516-a of such charter to complete the assessment rolls using estimated rates and to collect the sums therein mentioned according to law. However, in such event, prior to the first day of January in such fiscal year, the commissioner of finance shall cause the completed assessment rolls to be revised to reflect the tax rates fixed by the Council pursuant to section 1516 of such charter, and an amended bill for the installment or installments for such fiscal year due and payable on or after the first day of January shall be submitted to each taxpayer in which whatever adjustment may be required as a result of the estimated bill previously submitted to the taxpayer shall be reflected.

§ 2. This local law shall take effect immediately.

Adopted by the Council - Passed under a Message of Necessity from the Mayor (Int No. 256 preconsidered and approved by the Committee on Finance).

Preconsidered Res. No. 163

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

By Council Member Ferreras.

Whereas, On June 27, 2013 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2014 with various programs and initiatives (the "Fiscal 2014 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2014 Expense Budget by approving the new designation and changes in the designation of certain organizations receiving local, aging and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2014 Expense Budget by approving new Description/Scope of Services for certain organizations receiving local, aging, and youth discretionary funding; and

Whereas, On June 28, 2012 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2013 with various programs and initiatives (the "Fiscal 2013 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2014 Expense Budget by approving the new designation and changes in the designation of certain organizations receiving local, aging and youth discretionary funding, and by approving the new designation and changes in the designation of certain organizations to receive funding pursuant to certain initiatives in accordance therewith; and

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

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2013 Expense Budget by approving new Description/Scope of Services for certain organizations receiving local and aging discretionary funding; now therefore be it

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2013 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves the new Description/Scope of Services for certain organizations receiving local, aging, and youth discretionary funding in accordance with the Fiscal 2014 Expense Budget, as set forth in Chart 3.

Adopted by the Council (preconsidered and approved by the Committee on Finance; for text of the Exhibits, please see the Attachment to the resolution following the Report of the Committee on Finance for Res No. 263 printed in these Minutes).

Int. No. 257

By Council Members Greenfield, Chin, Deutsch, Dickens, Koo, Rose, Williams, Gentile and Eugene.

A Local Law to amend the administrative code of the city of New York, in relation to requiring advance posting of temporary tow-away zones.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 10 of the administrative code of the city of New York is amended by adding a new section 10-171 to read as follows:

§ 10-172. ***Temporary Tow Away Zones.*** *At least twenty-four hours before the department makes temporary changes to parking rules at a location that would allow for towing of vehicles otherwise legally parked, the department shall prominently post written notification of such changes at such location,*

§2. This local law shall take effect sixty days after it is enacted into law.

Referred to the Committee on Transportation.

Int. No. 258

By Council Members Greenfield, Chin, Dickens, Koo, Rose, Williams, Rosenthal, Kallos, and Gentile.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of citywide administrative services to post the estimated number of open competitive civil positions at the same time as the posting of the examination notice.

Be it enacted by the Council as follows:

Section 1. Chapter two of title 12 of the administrative code of the city of New York is amended by adding a new section 12-207 to read as follows:

§ 12-207 Open competitive examinations, estimates. When the commissioner of the department of citywide administrative services announces competitive examinations pursuant to section 50(2) of the civil service law and section 814(a)(3) of the charter, he or she shall simultaneously post on such department's website the estimated number of positions that each respective examination to be administered is expected to fill and an estimate of the approximate date or dates when such positions will be filled. The department of citywide administrative services shall also include the estimated number of positions available and an estimated timeline indicating when appointments from the eligible lists generated by such examinations are expected to be made in all advertisements or postings for each respective competitive examination.

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

Referred to the Committee on Governmental Operations.

Int. No. 259

By Council Members Greenfield, Chin, Koo, Levine and Richards.

A Local Law to amend the administrative code of the city of New York, in relation to suspending alternate side parking regulations on the annual holiday of Tisha B'av.

Be it enacted by the Council as follows:

Section 1. Subdivision a of section 19-163 of subchapter 2 of chapter 1 of title 19 of the administrative code of the city of New York is amended to read as follows:

§ 19-163 Holiday suspensions of parking rules. a. All alternate side of the street parking rules shall be suspended on the following holidays: Christmas, Yom Kippur, Rosh Hashanah, Ash Wednesday, Holy Thursday, Good Friday, Ascension Thursday, Feast of the Assumption, Feast of All Saints, Feast of the Immaculate Conception, first two days of Succoth, Shemini Atzareth, Simchas Torah, Shevuoth, Purim, Orthodox Holy Thursday, Orthodox Good Friday, first two and last two days of Passover, the Muslim holidays of Eid Ul-Fitr and Eid Ul-Adha, Asian Lunar New Year, the Hindu festival of Diwali on the day that Lakshmi Puja is observed, *on Tisha B'av*, and all state and national holidays.

§ 2. This local law shall take effect immediately.

Referred to the Committee on Transportation.

Int. No. 260

By Council Members Ignizio, Matteo, Koslowitz, Arroyo, Barron, Cornegy, Crowley, Espinal, Ferreras, Gentile, Greenfield, King, Koo, Levine, Maisel, Palma, Richards, Rodriguez, Rose, Torres, Ulrich, Vacca, Vallone and Chin.

A Local Law to amend the administrative code of the city of New York, in relation to the creation of a pilot program for the use of body-worn video cameras during certain sanitary inspections of food service establishments.

Be it enacted by the Council as follows:

Section 1. Chapter 15 of title 17 of the administrative code of the city of New York is amended by adding a new section 17-1506 to read as follows:

§17-1506 Pilot Program for the Use of Body-Worn Cameras in Sanitary Inspections. a. Definitions. The following terms shall have the following meanings:

1. "Body-worn camera" shall mean a video recording device that can be attached or affixed to a person's body, apparel or clothing.

2. "Food service establishment" shall have the same meaning as such term is defined in section 17-1501 of this chapter.

3. "Food service establishment inspector" shall have the same meaning as such term is defined in section 17-1501 of this chapter.

4. "Notice of violation" shall have the same meaning as such term is defined in section 17-1501 of this chapter.

5. "Sanitary inspection" shall have the same meaning as such term is defined in section 17-1501 of this chapter.

b. The department shall establish a pilot program, which shall require at least ten percent of all sanitary inspections to be conducted for one year by food service establishment inspectors who wear body-worn cameras. At least ten percent of all sanitary inspections in each borough shall be conducted pursuant to such program.

c. Prior to commencement of a sanitary inspection pursuant to such program, the food service establishment inspector shall notify the food service establishment that a body-worn camera will be used to record such inspection, and that the video footage from such inspection may be admitted by either the department or by the food service establishment in a proceeding to adjudicate the liability for an alleged violation issued as a result of such inspection.

d. The department shall upload all video footage recorded during a sanitary inspection conducted pursuant to such program to a secure computer system, accessible only to the department, the health tribunal at the office of administrative trials and hearings, and the respondent who is issued a notice of violation as a result of a sanitary inspection pursuant to such program. All such notices of violation shall provide respondents with information on how to access and view such video footage. Such video footage shall be admissible in any proceeding to adjudicate the liability for an alleged violation issued as a result of a sanitary inspection pursuant to such program. A copy of all such video footage shall be retained by the department and shall be deemed a record kept in the ordinary course of business.

e. Following the disposition of a proceeding to adjudicate the liability for an alleged violation issued as a result of a sanitary inspection pursuant to such program, the department shall develop and conduct a survey to offer food service establishment owners the opportunity to provide feedback on the pilot program.

f. Upon completion of the pilot program, the department shall, as soon as practicable thereafter, submit to the mayor and the speaker of the council a report which shall include, but not be limited to, the number of all sanitary inspections that were conducted pursuant to such program as compared to the total number of all sanitary inspections of food service establishments conducted by the department; the total number of notices of violation arising from sanitary inspections conducted pursuant to such program as compared to the total number of all sanitary inspections of food service establishments conducted by the department; the number of proceedings to adjudicate the liability for alleged violations issued as a result of sanitary inspections pursuant to such program in which video footage was admitted as evidence pursuant to subdivision d of this section as compared to the total number of proceedings to adjudicate the liability for alleged violations issued as a result of all sanitary inspections of food service establishments conducted by the department; results of any surveys conducted pursuant to subdivision e of this section; and recommendations by the department regarding such program, including, but not limited, to whether to implement, continue or expand such program, and any changes that should be made to such program.

g. Such program shall continue to exist for at least one year after the enactment of this local law.

§2. This local law shall take effect 180 days after enactment, except that the commissioner shall take such measures as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Health.

Res. No. 164

Resolution calling upon the borough presidents to adopt a series of best practices for recruitment and appointment to community boards.

By Council Members Kallos, Vacca, Levine, Dromm, Lander, Menchaca, Reynoso, Rodriguez, Rose, Torres and Koo.

Whereas, New York City's community boards are the most local form of government for city residents, and serve an essential role in our democracy by shaping neighborhood development and advising government on the needs and interests of the City's communities; and

Whereas, Chapter 70 Section 2800 of the New York City Charter stipulates that appointment to community boards is done by the borough presidents, with half of the appointments coming at the nomination of Council Members in proportion to their representation in that district; and

Whereas, Chapter 70 Section 2800 of the New York City Charter states that "the borough president shall assure adequate representation from the different geographic sections and neighborhoods within the community district. In making such appointments, the borough president shall consider whether the aggregate of appointments fairly represents all segments of the community;" and

Whereas, Four new borough presidents and twenty one new City Council Members, along with their previously elected colleagues, will be making 1,475 appointments to 59 community boards spanning all five boroughs between April 1st and May 30th 2014; and

Whereas, The Committee on Governmental Operations of the New York City Council held a hearing on March 3, 2014 on "Best Practices for Recruitment and Appointments to Community Boards," at which time the Committee received testimony from the New York City Comptroller, multiple borough presidents, and

community board members from all five boroughs, as well as good government groups and advocacy organizations; and

Whereas, The Committee Chair, Council Member Ben Kallos, recently issued a comprehensive "Policy Report: Improving Community Boards in New York City," ("the Report"), outlining needed reforms to the City's appointment process for community boards; and

Whereas, The Report calls for establishing citywide criteria and a uniform application for the recruitment and appointment of board members, with the aim of encouraging diversity of geography, education level, gender, race/ethnicity, age, and skill-sets, as well as appropriate representation of members residing in different types of housing, and from professions and backgrounds that are helpful to community boards; and

Whereas, The Report calls for requiring conflict of interest forms to be submitted by all members to ensure impartiality and transparency; and

Whereas, The Report calls for the creation of an "Independent Screening Panel," modeled on the panel in place in Manhattan, to be implemented in all boroughs; and

Whereas, The Report calls for recruitment of new members through expanded public membership, public information sessions, press releases, email blasts, posters, websites, and social media, as well as television news and call-in shows, with special emphasis on targeted outreach to new residents in high growth areas; and

Whereas, The Report calls for providing the boards with up-to-date technology such as a centralized website providing information for all the boards in one location, as well as offering tools like interactive forums and maps, in addition to making applications available online; and

Whereas, The Report calls for ending automatic reappointment by requiring applications from those who have previously served with consideration given to attendance and participation; and

Whereas, The Report calls for the creation of a formal, standardized, and transparent process for filling community board positions and for mid-term vacancies to be filled by the borough presidents within 30 days; and

Whereas, The Report calls for requiring the borough presidents to issue an annual report detailing their outreach efforts, including whom they notified of the process, methods used, and the demographics of the community boards in comparison to the communities they serve; and

Whereas, The Report calls for phasing in term limits prospectively, limiting service to five (5) consecutive two (2) year terms, and establishing uniform term-lengths and limits for the position of chairperson and the committee chairs; and

Whereas, The Report calls for not appointing and/or seeking voluntary resignations from individuals serving as executive committee members of political parties and the staff of elected officials; and

Whereas, It is hoped that the Members of the Council of the City of New York will utilize the measures and adopt the standards outlined in the Report; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the borough presidents to adopt a series of best practices for recruitment and appointment to community boards.

Referred to the Committee on Governmental Operations.

Int. No. 261

By Council Members Lander, Rose, Arroyo, Chin, Dickens, Dromm, Ferreras, Garodnick, King, Koslowitz, Levin, Mendez, Richards, Van Bramer, Williams, Wills, Gentile, Gibson, Constantinides, Levine, Miller, Reynoso, Rosenthal, Torres, Menchaca, Kallos, Cornegy, Cumbo, Crowley, Johnson and Eugene.

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting discrimination based on one's consumer credit history.

Be it enacted by the Council as follows:

Section 1. Section 8-102 of chapter one of title eight of the administrative code of the city of New York, as amended by local law number 14 for the year 2013, is amended by adding a new subdivision 28 to read as follows:

28. The term "consumer credit history" means any information bearing on an individual's credit worthiness, credit standing, or credit capacity, including but not limited to an individual's credit score, credit account and other consumer account balances, and payment history.

§2. Section 8-107 of chapter one of title eight of the administrative code of the city of New York, as amended by local law number 78 for the year 2013, is amended by adding a new subdivision 23 to read as follows:

23. Employment; consumer credit history. (a) Except as provided in paragraph b, it is an unlawful discriminatory practice for an employer, labor organization, employment agency or licensing agency to request or to use for employment purposes information contained in the consumer credit history of an applicant for employment or to retaliate or otherwise discriminate against an applicant or an employee with regard to hiring, termination, promotion, demotion, discipline, compensation or the terms, conditions or privileges of employment based on information in the consumer credit history of the applicant or employee.

(b) Paragraph a of this subdivision shall not apply to employers that are required by state or federal law to use an individual's consumer credit history for employment purposes.

§ 3. This local law shall take effect immediately upon enactment.

Referred to the Committee on Civil Rights.

Preconsidered Int. No. 262

By Council Members Levin, Chin and Rose.

A Local Law to amend the administrative code of the city of New York and the New York city energy conservation code, in relation to system commissioning.

Be it enacted by the Council as follows:

Section 1. Section 28-1001.2 of the administrative code of the city of New York, as added by local law number 1 for the year 2011, is amended by adding the following New York city amendment to Chapter 1 of the 2010 energy conservation construction code of New York state:

SECTION ECC 106

SYSTEM COMMISSIONING OF COMMERCIAL BUILDINGS

106.1 ***General.*** *Notwithstanding any other provision of this code, mechanical and related systems, service water heating and electrical power and lighting systems of commercial buildings shall be commissioned in accordance with Section C408 of the 2012 edition of the International Energy Conservation Code (IECC) published by the International Code Council Inc., as set forth in Section 106.2.*

106.2 ***New York city modifications.*** *Section C408 of the 2012 edition of the International Energy Conservation Code (IECC) published by the International Code Council, Inc., with changes that reflect the unique character of the city, is hereby adopted to read as follows:*

SECTION C408

SYSTEM COMMISSIONING

C408.1 General. *This section covers the commissioning of building mechanical and related systems, service water heating systems and electrical power and lighting systems of commercial buildings that comply with the provisions of the New York City Energy Conservation Code. Commercial buildings that comply with ASHRAE/IESNA 90.1 as modified by the New York City Energy Conservation Code must also comply with this section.*

C408.2 Mechanical and related systems and service water heating systems commissioning and completion requirements. *Prior to passing the final mechanical inspection, the registered design professional shall provide evidence of mechanical and related systems and service water heating systems commissioning and completion in accordance with the provisions of this section:*

Construction document notes shall clearly indicate provisions for commissioning and completion requirements in accordance with this section and are permitted to refer to specifications for further requirements. Copies of all documentation shall be given to the owner and made available to the department upon request in accordance with Sections C408.2.4 and C408.2.5.

Mechanical systems and service water heating systems shall include but are not limited to, at a minimum, the following heating, ventilating, air conditioning, water heating, indoor air quality and refrigeration systems (mechanical and/or passive) and associated controls:

1.Ducts and associated dampers, duct insulation, and duct system protection as related to indoor air quality.

2.Heating, air handling and distribution, ventilation, and exhaust systems, and their related air quality monitoring systems.

3.Air, water, and other energy recovery systems.

4. Manual or automatic controls, whether local or remote, on energy using systems including but not limited to temperature controls, setback sequences, and occupancy based controls, including energy management functions of the building management system.

5.Plumbing, including insulation of piping and associated valves, and domestic and process water pumping and mixing systems.

6.Service water heating systems and domestic hot water systems.

7.Refrigeration systems.

8.Renewable energy and thermal storage systems.

9. If air-tightness is specified in the commissioning plan, building envelope systems, components and assemblies (including building envelope pressurization).

10. Other systems, equipment and components that are used for heating, cooling or ventilation and that affect energy use or indoor air quality.

Exception. *Such systems in buildings where the total mechanical equipment capacity being installed is less than 480,000 Btu/h (140 690 W) cooling capacity and 600,000 Btu/h (175 860 W) heating capacity are exempt from the commissioning requirements.*

C408.2.1 Commissioning plan. *A commissioning plan shall be developed by a registered design professional or approved agency and shall include the following items:*

1.A narrative description of the activities that will be accomplished during each phase of commissioning, including the personnel intended to accomplish each of the activities.

2. A listing of the specific equipment, appliances or systems to be tested, their full sequences of operation, and a description of the tests to be performed, including prerequisite activities and reference to specific checklists or worksheets which are necessary or required by the department.

3.Functions to be tested, including, but not limited to, calibrations and economizer controls.

4.Conditions under which the test will be performed. At a minimum, testing shall affirm winter and summer design conditions and full outside air conditions.

5. Measurable criteria for performance.

C408.2.2 Systems adjusting and balancing. *HVAC systems shall be balanced in accordance with ASHRAE 111-2008, "Testing, Adjusting and Balancing of Building HVAC Systems" or other standards acceptable to the department. Air and water flow rates shall be measured and adjusted to deliver final flow rates within the tolerances provided in the product specifications. Test and balance activities shall include air system and hydronic system balancing.*

C408.2.2.1 Air systems balancing. *Each supply air outlet and zone terminal device shall be equipped with means for air balancing in accordance with the requirements of Chapter 6 of the New York City Mechanical Code. Discharge dampers are prohibited on constant volume fans and variable volume fans with motors 10 hp (18.6 kW) and larger. Air systems shall be balanced in a manner to first minimize throttling losses and then, for fans with system power of greater than 1 hp (0.74 kW), fan speed shall be adjusted to meet design flow conditions.*

Exception: *Fans with fan motors of 1 hp (0.74 kW) or less.*

C408.2.2.2 Hydronic systems balancing. *Individual hydronic heating and cooling coils shall be equipped with means for balancing and measuring flow. Hydronic systems shall be proportionately balanced in a manner to first minimize throttling losses, then the pump impeller shall be trimmed or pump speed shall be adjusted to meet design flow conditions. Each hydronic system shall have either the capability to measure pressure across the pump, or test ports at each side of each pump.*

Exceptions:

1. Pumps with pump motors of 5 hp (3.7 kW) or less.

2. Where throttling results in no greater than five percent of the nameplate horsepower draw above that required if the impeller were trimmed.

C408.2.3 Functional performance testing. *Functional performance testing specified in Sections C408.2.3.1 through C408.2.3.3 shall be conducted.*

C408.2.3.1 Equipment. *Equipment functional performance testing shall demonstrate the installation and operation of components, systems, and system-to-system interfacing relationships in accordance with approved plans and specifications such that operation, function, and maintenance serviceability for each of the commissioned systems is confirmed. Testing shall include all modes and sequence of operation, including under full-load, part-load and the following emergency conditions:*

1. *All modes as described in the sequence of operation;*
2. *Redundant or automatic back-up mode;*
3. *Performance of alarms; and*
4. *Mode of operation upon a loss of power and restoration of power.*

Exception: *Unitary or packaged HVAC equipment listed in Tables C403.2.3(1) through C403.2.3(3) that do not require supply air economizers shall only be required to demonstrate functioning under full-load and part-load conditions.*

C408.2.3.2 Controls. *HVAC control systems shall be tested to document that control devices, components, equipment, and systems are calibrated, adjusted and operate in accordance with approved plans and specifications. Sequences of operation shall be functionally tested to document they operate in accordance with approved plans and specifications.*

C408.2.3.3 Economizers. *Air economizers shall undergo a functional test to determine that they operate in accordance with manufacturer's specifications for airflow and control.*

C408.2.4 Preliminary commissioning report. *A preliminary report of commissioning test procedures and results shall be completed and certified by the registered design professional or approved agency and provided to the department and the building owner. The report shall be identified as "Preliminary Commissioning Report" and shall identify:*

1. Itemization of deficiencies found during testing required by this section that have not been corrected at the time of report preparation.

2. Deferred tests that cannot be performed at the time of report preparation because of climatic conditions.

3. Climatic conditions required for performance of the deferred tests.

C408.2.4.1 Acceptance of report. *Buildings, or portions thereof, shall not pass the final mechanical inspection until such time as the department has received the Preliminary Commissioning Report and a letter of transmittal from the building owner acknowledging that the building owner has received the Preliminary Commissioning Report.*

C408.2.5 Documentation requirements. *The construction documents shall specify that the documents described in Sections C408.2.5.1 and C408.2.5.2 be provided to the building owner within 90 days of the date of receipt of the certificate of occupancy.*

C408.2.5.1 Drawings. *Construction documents shall include the location and performance data on each piece of equipment.*

C408.2.5.2 Manuals. *An operating and maintenance manual shall be provided and include all of the following:*

1.Submittal data stating equipment size and selected options for each piece of equipment requiring maintenance.

2.Manufacturer's operation manuals and maintenance manuals for each piece of equipment requiring maintenance, except equipment not furnished as part of the project. Required routine maintenance actions shall be clearly identified.

3.Name and address of at least one service agency.

4.HVAC controls system maintenance and calibration information, including wiring diagrams, schematics, and control sequence descriptions. Desired or field-determined setpoints shall be permanently recorded on control drawings at control devices or, for digital control systems, in system programming instructions.

5.A narrative of how each system is intended to operate, including recommended setpoints.

C408.2.5.3 System balancing report. *A written report describing the activities and measurements completed in accordance with Section C408.2.2.*

C408.2.5.4 Final commissioning report. *A report of test procedures and results identified as "Final Commissioning Report," including the "System Balancing Report," shall be delivered to the department and the building owner within 18 months of the receipt of the certificate of occupancy and shall include:*

1.Results of functional performance tests.

2.Disposition of deficiencies found during testing, including details of corrective measures used or proposed.

3.Functional performance test procedures used during the commissioning process including measurable criteria for test acceptance, provided herein for repeatability.

Exception: *Deferred tests which cannot be performed at the time of report preparation due to climatic conditions.*

C408.3 Lighting system functional testing. *Controls for automatic lighting and shading systems shall comply with Section C408.3.*

C408.3.1 Functional testing. *Testing shall ensure that control hardware and software are calibrated, adjusted, programmed and in proper working condition in accordance with the construction documents and manufacturer's installation instructions. The construction documents shall state the party who will conduct the required functional testing. Where required by the department, an approved party independent from the design or construction of the project shall be responsible for the functional testing and shall provide documentation to the department certifying that the installed lighting controls meet applicable requirements.*

Where occupant sensors, time switches, programmable schedule controls, photosensors or daylighting controls are installed, the following procedures shall be performed:

1.Confirm that the placement, sensitivity and time-out adjustments for occupant sensors yield acceptable performance.

2.Confirm that the time switches and programmable schedule controls are programmed to turn the lights off.

3.Confirm that the placement and sensitivity adjustments for photosensor controls reduce electric light based on the amount of usable daylight in the space as specified.

§ 2. This local law shall take effect on July 1, 2014.

Referred to the Committee on Housing and Buildings (preconsidered but laid over by the Committee on Housing and Buildings).

Preconsidered Int. No. 263

By Council Members Levin, Chin, Rose and Arroyo.

A Local Law to amend the New York city building code, in relation to construction site lighting.

Be it enacted by the Council as follows:

Section 1. Section 202 of the New York city building code is amended by adding a definition of **"CONSTRUCTION LIGHTING,"** to be placed in appropriate alphabetical order, to read as follows:

CONSTRUCTION LIGHTING. *See Section 3302.1.*

§ 2. Section 3302.1 the New York city building code is amended by adding a definition of **"CONSTRUCTION LIGHTING,"** to be placed in appropriate alphabetical order, to read as follows:

CONSTRUCTION LIGHTING. *Temporary lighting of construction sites.*

General construction lighting. *Temporary lighting of construction sites that is not safety construction lighting.*

Safety construction lighting. *Lighting of foot bridges, temporary walkways, sidewalk sheds, stairwells and other pathways through a construction site for the purposes of illuminating the means of egress.*

§ 3. Chapter 33 of the New York city building code is amended by adding a new section 3303.2.3.1 to read as follows:

3303.2.3.1 Construction Lighting. *Safety construction lighting and general construction lighting shall comply with the following items:*

1. Constructed using high-efficacy lamps with a minimum efficacy of 60 lumens per watt for lamps over 40 watts, 50 lumens per watt for lamps over 15 watts to 40 watts, and 40 lumens per watt for lamps 15 watts or less.

2. Controlled by one or more master switches. The master switches shall be clearly labeled and shall be located in a common area within 20 feet of the primary access to the construction site. If it is not feasible to locate the master switches within 20 feet of the primary site access, they shall be as close to the primary site access as is reasonably practicable. The pathway to master switches shall be illuminated by safety construction lighting.

3. General construction lighting shall be separately circuited from safety construction lighting.

§4. This local law shall take effect January 1, 2014, except that the commissioner of buildings may take such action as is necessary for its implementation, including the promulgation of rules, prior to such effective date. This local law shall not apply to construction sites permitted prior to the effective date of this local law.

Referred to the Committee on Housing and Buildings (preconsidered but laid over by the Committee on Housing and Buildings).

Res. No. 165

Resolution calling upon the New York State Department of Education to implement a robust requirement for civics education at the elementary, middle and high school level for all public schools in New York.

By Council Members Levine, Chin, Ferreras, Gibson, Koo, Mendez, Richards, Rose, Williams, Rosenthal, Gentile and Eugene.

Whereas, Civics, defined by Merriam Webster's Dictionary as the study of the rights and duties of citizens and of how government works, is an important component of a democratic society; and

Whereas, Civics education helps promote democratic ideals by preparing students to be engaged citizens; and

Whereas, Enhancing youth participation in community service and political engagement could help foster future behaviors that would provide long-term benefits to communities; and

Whereas, A robust civics curriculum in public schools could help to ensure such engagement; and

Whereas, The current civics curriculum required by the New York State Department of Education was designed in 2002 and has not been updated; and

Whereas, The core civics curriculum as outlined in a New York State Department of Education report entitled "Participation in Government", is designed to be a culminating course of study that focuses on "Social Studies Learning Standard—Civics, Citizenship, and Government"; and

Whereas, According to the report, a major aim of education in the State of New York is to prepare its students for "a productive and meaningful life as citizens in local, state, national, and international settings"; and

Whereas, It is essential that this curriculum be updated and enhanced and its implementation monitored; and

Whereas, In January 2014, the New York State Bar Association (NYSBA) President David Schraver sent a letter to Governor Andrew Cuomo about the critical need to enhance civics education in New York State; and

Whereas, A February 2014 statement issued by the NYSBA referenced a "shocking level of decline" in Americans' grasp and understanding of the structure of American democracy as found by the Association's Law Youth and Citizenship Committee's report on civics education; and

Whereas, According to findings of this report, fifty-eight percent of New Yorkers cannot name either of their two current United States Senators; and

Whereas, Furthermore, the report indicates that only five percent of New Yorkers surveyed knew that the Constitution was designed to prevent both tyranny of the majority and of a small, influential minority; and

Whereas, As recently as 1999 New York was considered a model for history and civics education by many but has declined in its performance; and

Whereas, Changes in educational priorities which focus on factors such as career readiness and standardized test results are thought to exacerbate the lack of a first-rate civics focused curriculum; and

Whereas, According to the executive director of the Center for Civic Education, the United States is "focused more upon developing the worker at the expense of developing the citizen"; and

Whereas, Currently, in New York, social studies is considered a secondary curriculum placed under English Language Arts (ELA), resulting in history being taught through literature and therefore weakened; and

Whereas, A 2011 study by the Brennan Center gave New Yorkers failing grades in civic literacy and stated that meaningful democracy requires civic literacy and that civic illiteracy puts American democracy at risk; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the New York State Department of Education to implement a robust requirement for civics education at the elementary, middle and high school level for all public schools in New York.

Referred to the Committee on Education.

Int. No. 264

By Council Members Maisel, Dickens, Williams, Gentile and Cumbo.

A Local Law to amend the administrative code of the city of New York, in relation to transferring the parking violations bureau from the department of finance to the office of administrative trials and hearings.

Be it enacted by the Council as follows:

Section 1. Section 19-200 of the administrative code of the city of New York is amended to read as follows:

§ 19-200 Definitions. Whenever used in this chapter, the following terms shall have the following meanings:

a. *"Chief administrative law judge" means the director of the office of administrative trials and hearings pursuant to section 1048 of the New York city charter.*

b. "Commissioner" means the commissioner of finance.

[b]*c*. "Department means the department of finance.

§ 2. Section 19-201 of the administrative code of the city of New York is amended to read as follows:

§ 19-201 Parking violations bureau created. There is hereby created in the [department] *office of administrative trials and hearings* a parking violations bureau which shall have the jurisdiction of allegations of traffic infractions which constitute a parking violation. For the purpose of this chapter, a parking violation is the violation of any local law, rule or regulation provided for or regulating the parking, stopping or standing of a motor vehicle.

§ 3. Section 19-202 of the administrative code of the city of New York is amended to read as follows:

§ 19-202 Personnel of the bureau. a. The head of such bureau shall be the director, who shall be appointed by the [commissioner] *chief administrative law judge*. The director may delegate any of the powers and duties conferred upon him or her by this chapter.

b. The [commissioner] *chief administrative law judge* may appoint a deputy director and may employ such officers and employees as may be required to perform the work of the bureau, within the amounts available therefor by appropriation.

c. The [commissioner] *chief administrative law judge* shall appoint senior hearing examiners, not to exceed ten in number. The duties of each senior hearing examiner shall include, but not be limited to: (1) presiding at hearings for the

adjudication of charges of parking violations; (2) the supervision and administration of the work of the bureau; and (3) membership on the appeals board of the bureau, as herein provided.

d. The [commissioner] *chief administrative law judge* shall appoint hearing examiners who shall preside at hearings for the adjudication of charges of parking violations. The [commissioner] *chief administrative law judge* may also designate non-compensated hearing examiners as he or she may deem necessary. Every hearing examiner shall have been admitted to the practice of law in this state for a period of at least five years.

§ 4. Subdivision g of section 19-203 of the administrative code of the city of New York is amended to read as follows:

g. To remit to the [commissioner] *department* of finance *or any such agency as the mayor shall designate*, on or before the fifteenth day of each month, all monetary penalties or fees received by the bureau during the prior calendar month, along with a statement thereof, and, at the same time, to file a duplicate copy of such statement with the comptroller;

§ 5. Subdivision c of section 19-215 of the administrative code of the city of New York is amended to read as follows:

c. The [department] *parking violations bureau* shall keep a record of all notices of violation canceled pursuant to subdivision b of this section. On or before March 31, 2013 *and March 31, 2014* [and annually thereafter on or before March 31], the commissioner shall send a report to the city council detailing the number of notices of violation canceled pursuant to subdivision b of this section in the prior calendar year. *On or before March 31, 2015 and annually thereafter on or before March 31, the director of the parking violations bureau shall send a report to the city council detailing the number of notices of violation canceled pursuant to subdivision b of this section in the prior calendar year.*

§ 6. Any agency or officer which are assigned any functions, powers and duties by or pursuant to this local law shall exercise such functions, powers and duties in continuation of their exercise by the agency or officer by which the same were heretofore exercised and shall have power to continue any business, proceeding or other matter commenced by the agency or officer by which such functions, powers and duties were heretofore exercised. Any provision in any law, rule, regulation, contract, grant or other document relating to the subject matter of such functions, powers or duties, and applicable to the agency or officer formerly exercising the same shall, so far as not inconsistent with the provisions of this local law, apply to the agency or officer to which such functions, powers and duties are assigned by or pursuant to this local law.

§ 7. Any rule or regulation in force on the effective date of this local law, and promulgated by an agency or officer whose power to promulgate such type of rule or regulation is assigned by or pursuant to this local law to some other agency or officer, shall continue in force as the rule or regulation of the agency or officer to whom such power is assigned, except as such other agency or officer may hereafter duly amend, supersede or repeal such rule or regulation.

§ 8. If any of the functions, powers or duties of any agency or part thereof is by or pursuant to this local law assigned to another agency, all records, property and equipment relating to such transferred function, power or duty shall be transferred and delivered to the agency to which such function, power or duty is so assigned.

§ 9 No existing right or remedy of any character accruing to the city shall be lost or impaired or affected by reason of the adoption of this local law.

§ 10. No action or proceeding, civil or criminal, pending at the time when this local law shall take effect, brought by or against the city or any agency or officer, shall be affected or abated by the adoption of this local law or by anything herein contained; but all such actions or proceedings may be continued notwithstanding that functions, powers and duties of any agency or officer party thereto may by or pursuant to this local law be assigned or transferred to another agency or officer, but in that event the same may be prosecuted or defended by the head of the agency or the officer to which such functions, powers and duties have been assigned or transferred by or pursuant to this local law.

§ 11. Whenever by or pursuant to any provision of this local law, functions, powers or duties may be assigned to any agency or officer which have been heretofore exercised by any other agency or officer, officers and employees in the classified city civil service who are engaged in the performance of such functions, powers or duties may be transferred to the agency to which such functions, powers or duties may be assigned by or pursuant to this local law.

§ 12. Nothing contained in this local law shall affect or impair the rights or privileges of officers or employees of the city or of any agency existing at the time when this local law shall take effect, or any provision of law in force at the time when this local law shall take effect and not inconsistent with the provisions of this local law, in relation to the personnel, appointment, ranks, grades, tenure of office, promotion, removal, pension and retirement rights, civil rights or any other rights or privileges of officers or employees of the city generally or officers or employees of any agency.

§ 13. Officers and employees in the classified municipal services who are transferred pursuant to the enactment of this local law shall be transferred without further examination or qualification and shall retain their respective civil service classification and status; and shall be transferred without affecting existing compensation or pension or retirement rights, or other privileges or obligations of such officers and employees.

§ 14. It is the intent of this local law to protect those rights enumerated herein as they apply to officers and employees in the classified municipal services who are affected by the enactment of this local law. In the event of a reduction in force or the elimination of a job title at the parking violations bureau, all affected employees, including employees who were transferred as a result of the enactment of this local law, shall be entitled to all the protections afforded under applicable provisions of the civil service law and collective bargaining agreements.

§ 15. Any license, permit or other authorization in force on the effective date of this local law, and issued by an agency, where the power of such agency to issue such license, permit or authorization is assigned by or pursuant to this local law to another agency or officer, shall continue in force as the license, permit or authorization of such other agency, or officer, except as such license, permit or authorization may expire or be altered, suspended or revoked by the appropriate agency or office pursuant to law. Such license, permit or authorization shall be renewable in accordance with the applicable law by the agency or officer with such power pursuant to law, including this local law.

§ 16. The provisions of this local law shall be severable and if any phrase, clause, sentence, paragraph, subdivision or section of this local law, or the applicability thereof to any person or circumstance, shall be held invalid, the remainder of this local law and the application thereof shall not be affected thereby.

§ 17. This local law shall take effect ninety days after its enactment, or as soon as practicable thereafter as a transfer of functions may be effectuated pursuant to section 70 of the civil service law.

Referred to the Committee on Governmental Operations.

Int. No. 265

By Council Members Maisel, Koo and Rose.

A Local Law to amend the administrative code of the city of New York, in relation to consumer protections and home repair work.

Be it enacted as follows:

Section 1. Section 20-397 of subchapter twenty-two of chapter two of title twenty of the administrative code of the city of New York is amended by adding a new subdivision six to read as follows:

§ 20-397 Exceptions. No contractor's license shall be required in the following instances:

1. An individual who performs labor or services for a contractor for wages or salary.

2. A plumber, electrician, architect, professional engineer, or any other such person who is required by state or city law to attain standards of competency or experience as a prerequisite to engaging in such craft or profession, or any person required to be licensed pursuant to article six-D of the general business law to engage in the business of installing, servicing, or maintaining security or fire alarm systems, and who is acting exclusively within the scope of the craft, profession or business for which he or she is currently licensed pursuant to such other law.

3. Any retail clerk, clerical, administrative, or other employee of a licensed contractor, as to a transaction on the premises of the contractor.

4. This subchapter shall not apply to or affect the validity of a home improvement contract otherwise within the purview of this subchapter which is made prior to October first, nineteen hundred sixty-eight.

5. Any home improvement, where the aggregate contract price for all labor materials and other items is less than two hundred dollars. This exemption does not apply where the work is only part of a larger or major operation, whether undertaken by the same or a different contractor, or in which a division of the operation is made in contracts of amounts less than two hundred dollars for the purpose of evasion of this provision or otherwise.

6. Notwithstanding the aforementioned, nothing in this section shall prevent the department from enforcing any of the provisions of this title that are not contained in this subchapter against any person, firm, partnership, joint venture, corporation or association that is: (i) employed for the purposes of doing home improvement work; and (ii) not required to obtain a department issued contractor's license pursuant to this section. The department shall notify the commissioner of buildings of any violation of this title committed by a person, firm, partnership, joint venture, corporation or association that is licensed or certified pursuant to chapter four of title 28 of this code.

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

Referred to the Committee on Consumer Affairs.

Int. No. 266

By Council Members Matteo, Ignizio and Ulrich (by request of the Staten Island Borough President).

A Local Law to amend the administrative code of the city of New York, in relation to operators of private pumping stations.

Be it enacted by the Council as follows:

Section 1. Chapter five of title 24 of the administrative code of the city of New York is amended by adding a new section 24-529 to read as follows:

§24-529 Private pumping stations. a. Definitions. For the purposes of this section:

"Private pumping station" means a privately owned, operated and maintained wastewater collection facility used for the pumping of sewage, storm water runoff or combined sewage and storm water.

"Owner" means any individual, firm, corporation, company, association, society, institution or any other legal entity that owns in whole or in part a private pumping station and the property, appurtenances, and sewer easements on which a private pumping station is located.

b. The owner of a private pumping station shall on the first day of every month provide to the department written proof that all charges for utility services related to the operation of such private pumping station are not overdue.

c. By December thirty-first of each year, the owner of a private pumping station shall provide in writing, the contact information of such private pumping station's owners and operators including, but not limited, to their business addresses, phone numbers and email addresses, to the department, the council member in whose district the private pumping station is located and the community board for the community district in which the private pumping station is located.

d. The owner of a private pumping station shall post a sign on the main entrance of such private pumping station that indicates the current contact information of such private pumping station's owners and operators including, but not limited to, their business addresses, phone numbers and email addresses.

e. By December thirty-first of each year, the owner of a private pumping station shall provide to the department, the council member in whose district the private pumping station is located and the community board for the community district in which the private pumping station is located an affidavit that such private pumping station is in good working order. Such affidavit shall include documentation of any inspections that were performed by any individual or entity during the year and the results of such inspections.

f. An owner of a private pumping station who violates any provision of this section shall be liable for a civil penalty of not less than two hundred fifty dollars for the first violation and five hundred dollars for each subsequent violation.

§2. This local law shall take effect ninety days after its enactment into law, except that the department shall take such actions as are necessary for the implementation of this local law, including promulgating rules, prior to such effective date.

Referred to the Committee on Environmental Protection.

Int. No. 267

By Council Members Mendez, Constantinides, Dickens, Koo and Levine (by request of the Manhattan Borough President).

A Local Law to amend the administrative code of the city of New York, in relation to reserving parking spaces in public parking facilities for car sharing programs.

Be it enacted by the Council as follows:

Section 1. Subchapter 2 of chapter one of title 19 of the administrative code of the city of New York is amended by adding a new section 19-175.5 to read as follows:

§19-175.5. Car sharing programs. a. For the purposes of this section, the following terms shall be defined as follows:

1. "Car sharing program" shall mean a membership program open to the public intended to offer an alternative to car ownership where persons or entities that are members are permitted to use vehicles from a fleet on an hourly basis.

2. "Public parking facility" shall mean any city-owned parking facility regulated by the department and operated by the city or by a contractor on behalf of the city, that is available for public use. Public parking facility shall not include any parking facility operated by a city agency intended for use by such agency's employees or by the public to conduct business with such agency.

b. In any city-operated public parking facility, and upon issuance of a contract to operate a public parking facility on behalf of the city, ten percent or ten parking spaces, whichever is less, shall be reserved for the use of car sharing programs. The amount of compensation to be paid to the city for the use of such reserved parking spaces by such car sharing programs and the determination of which car sharing program shall be able to use the spaces shall be determined consistent with applicable law.

c. If the demand for spaces reserved for car sharing programs is less than the number of such spaces, the excess spaces shall be exempt from the provisions of this section of the code until a car sharing program requests the use of such excess spaces. Within sixty days of such request, the public parking facility must make such spaces available to any car sharing program that made such request.

§2. This local law shall take effect in ninety days.

Referred to the Committee on Transportation.

Preconsidered Int. No. 268

By Council Members Mendez, Richards and Rosenthal (by request of the Manhattan Borough President).

A Local Law to amend the administrative code of the city of New York and the New York city building code, in relation to protecting street trees during construction activities.

Be it enacted by the Council as follows:

Section 1. Statement of findings and purpose. While sidewalk sheds protect pedestrians during the construction, maintenance and inspection of buildings, they can cause considerable damage to trees. Each year, the Department of Buildings issues tens of thousands of buildings permits for new construction and building renovations and Local Law 11 of 1998 requires the erection of scaffolding and sidewalk sheds to perform façade inspections and maintenance. Unfortunately, sidewalk sheds can damage and even kill trees. Sidewalk sheds cast shade over sidewalk trees, prevent rainwater from reaching tree roots and damage tree crowns. The installation of sidewalk sheds or other construction activity can damage tree leaders (the main vertical limb), resulting in permanent deformation of trees so that the tree no longer grows vertically. Broken side branches that are not removed with clean cuts provide avenues for diseases and can eventually cause the demise of trees.

§ 2. Section 3307.6.4 of the New York city building code, as added by local law number 33 for the year 2007, is amended by adding a new item 10 to read as follows:

10. The construction of sidewalk sheds within 10 feet (3.048m) of a tree within the public right of way shall be in accordance with the provisions of Section 3309.11.

§ 3. Subchapter 1 of chapter 1 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-102.1 to read as follows:

§ 19-102.1 Protection of street trees. Any construction or work on a street within 10 feet of a tree within the jurisdiction of the department of parks and recreation, shall comply with the rules of the department of parks and recreation relating to the protection of trees during construction. Such rules shall be consistent with all local laws relating to the protection of pedestrians during construction activities.

§4. This local law shall take effect January 1, 2015 except that the commissioner of buildings and the commissioner of parks and recreation may promulgate rules or take other administrative actions prior to such effective date.

Referred to the Committee on Housing and Buildings (preconsidered but laid over by the Committee on Housing and Buildings).

Int. No. 269

By Council Members Palma, Chin, Ferreras, Gibson, Mendez, Rose, Williams, Johnson and Eugene.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the Department of Homeless Services and the Human Resources Administration to track and report to the Council certain data regarding rental assistance programs.

Be it enacted by the Council as follows:

Section 1. Chapter 3 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. a. Definitions. For the purposes of this section, the following terms shall have the following meanings pursuant to federal, state and local laws and such rules and regulations as may be promulgated pursuant thereto:

1. "Federal Eviction Prevention Supplement (FEPS)" shall mean the housing subsidy that is provided to eligible homeless families who are facing eviction for non-payment of rent.

2. "Household" shall mean a single individual or family, including couples

without dependent children who, or which, are eligible to receive transitional housing or services from the department of homeless services or the human resources administration pursuant to federal, state and local laws and such rules and regulations as may be promulgated pursuant thereto.

b. Quarterly Reports Regarding Rental Assistance Programs. Beginning no later than January 1, 2015 and no later than the last day of the month following each calendar quarter thereafter, the commissioner, in consultation with the commissioner of the human resources administration/department of social services, shall submit to the speaker of the city council, and shall make available to the public free of charge on the internet, a report in writing that includes, at a minimum, the following information, disaggregated by families, families with children, adult families, and single adults:

1. Federal Eviction Prevention Supplement. The following information regarding the FEPS program shall be included in the quarterly report:

(a) the number of households that are currently enrolled in the program,

including (i) the number that receive public assistance, (ii) the number that have employment income, as well as their average and median incomes and average and median number of hours worked per week, (iii) their average and median monthly rent, (iv) the average and median monthly subsidy provided by the program, (v) the number still residing in the housing unit in which they were living upon the start of their enrollment in the program, (vi) the number that have a head of household receiving a federal disability benefit, as well as their average and median household income, (vii) the number who are needed at home to care for another household member receiving a federal disability benefit, as well as their average and median household income;

(b) the number of households that were previously enrolled in the program, including the number that (i) no longer receive the subsidy, (ii) no longer receive the subsidy and completed at least five years of the program, (iii) are still residing in the housing unit in which they were living upon the start of their enrollment in the program, (iv) have applied for shelter, (v) have returned to shelter after having been enrolled for any length of time, (vi) have returned to shelter after having been enrolled in the program for at least five years;

2. Rental Assistance Program for Homeless Individuals and Families. The following information regarding any city-subsidized rental assistance program for homeless individuals and families shall be included in the quarterly report:

(a) the number of households that are currently enrolled in the program, including (i) the number that receive public assistance, (ii) the number that have employment income, as well as their average and median incomes and average and median number of hours worked per week, (iii) their average and median monthly rent, (iv) the average and median monthly subsidy provided by the program, (v) the number still residing in the housing unit in which they were living upon the start of their enrollment in the program, (vi) the number that have a head of household receiving a federal disability benefit, as well as their average and median household income, (vii) the number who are needed at home to care for another household member receiving a federal disability benefit, as well as their average and median household income;

(b) the number of households that were previously enrolled in the program, including the number that (i) no longer receive the subsidy, (ii) no longer receive the subsidy and received the subsidy for the maximum period of time allowed under such program, (iii) are still residing in the housing unit in which they were living upon the start of their enrollment in the program, (iv) have applied for shelter, (v) have returned to shelter after having been enrolled for any length of time, (vi) have returned to shelter after having been enrolled in the program for the maximum period of time allowed under such program;

§3. This local law shall take effect immediately.

Referred to the Committee on General Welfare.

Int. No. 270

By Council Members Palma and Cohen.

A Local Law in relation to renaming two thoroughfares and public places in the Borough of the Bronx, East 177th Street, and to amend the official map of the city of New York accordingly.

Be it enacted by the Council as follows:

Section 1. The following street name, in the Borough of the Bronx, is hereby renamed as hereafter indicated.

New Name	Present Name	Limits
East 177th Street	Cross Bronx Service Road North	Between Bronx River Parkway and Hugh Grant Circle and between Westchester Avenue and Zerega Avenue

§2. The following street name, in the Borough of the Bronx, is hereby renamed as hereafter indicated.

New Name	Present Name	Limits
East 177th Street	Cross Bronx Service Road South	Between Bronx River Parkway and White Plains Road and between Hugh Grant Circle and Chatterton Avenue and Havemeyer Avenue

§3. The official map of the city of New York shall be amended in accordance with the provisions of sections one and two of this local law.

§4. This local law shall take effect immediately.

Referred to the Committee on Parks and Recreation.

Int. No. 271

By Council Members Richards, Chin, Constantinides, Koo and Johnson.

A Local Law to amend the New York city charter, the administrative code of the city of New York, the New York city building code, and the New York city mechanical code, in relation to the New York city air pollution control code.

Editor's Note: Due to the length of this bill which is over 180 pages long in Microsoft Word format, please see the Council website for the full text of Int No. 271 (2014) at http://council.nyc.gov.

Referred to the Committee on Environmental Protection.

Int. No. 272

By Council Members Rodriguez, Gibson, Levine and Levin (by request of the Mayor).

A Local Law to amend the administrative code of the city of New York, in relation to the New York city taxi and limousine commission's critical drivers and persistent violators programs.

Be it enacted by the Council as follows:

Section 1. Subdivisions b, c and e of section 19-507.1 of the administrative code of the city of New York, as added by local law number 20 for the year 1999, are amended, and new subdivisions f and g are added, to read as follows:

b. Any taxicab or for-hire vehicle driver who has been found guilty of violations of the commission's rules such that six or more points have been assessed against his or her taxicab or for-hire vehicle driver's license within any fifteen-month period and whose license has not been revoked shall have his or her taxicab or for-hire vehicle driver's license suspended *for up to* thirty days. [The provisions of this subdivision shall apply only to violations issued on or after July 26, 1998.]

c. Any taxicab or for-hire vehicle driver who has been found guilty of violations of the commission's rules such that ten or more points have been assessed against his or her taxicab or for-hire vehicle driver's license within any fifteen-month period shall have his or her taxicab or for-hire vehicle driver's license revoked. [The provisions of this subdivision shall apply only to violations issued on or after July 26, 1998.]

e. A taxicab or for-hire vehicle driver shall not be subject to an assessment of points against his or her taxicab or for-hire vehicle driver's license or the imposition of duplicate penalties where the same act is a violation under provisions of law other than commission rules and where such violations duplicate each other or are substantively the same and any such driver may be issued only one summons or notice of violation for such violation. Points assessed [by the department of motor vehicles by reason of violations under the vehicle and traffic law] *pursuant to section 19-507.2 of this chapter* may [not], *pursuant to subdivisions f and g of this section*, be added to points assessed by the commission under this section for violations of commission rules.

f. Any taxicab or for-hire vehicle driver who has been found guilty of violations such that six or more points in total have been assessed within any fifteen-month period against his or her taxicab or for-hire vehicle driver's license pursuant to this section and against the driver license issued to such taxicab or for-hire vehicle driver by the department of motor vehicles or an equivalent licensing agency of the driver's state of residence pursuant to section 19-507.2 of this chapter and whose taxicab or for-hire vehicle driver's license has not been revoked shall have his or her taxicab or for-hire vehicle driver's license suspended for up to thirty days. Provided, however, that only points assessed against a taxicab or for-hire vehicle driver's license pursuant to this section for violations that threaten the safety of passengers or any other persons, as specified by rule of the Commission, may be applied pursuant to this subdivision.

g. Any taxicab or for-hire vehicle driver who has been found guilty of violations such that ten or more points in total have been assessed within any fifteen-month period against his or her taxicab or for-hire vehicle driver's license pursuant to this section and against the driver license issued to such taxicab or for-hire vehicle driver by the department of motor vehicles or an equivalent licensing agency of the driver's state of residence pursuant to section 19-507.2 of this chapter shall have his or her taxicab or for-hire vehicle driver's license revoked. Provided, however, that only points assessed against a taxicab or for-hire vehicle driver's license pursuant to this section for violations that threaten the safety of passengers or any other persons, as specified by rule of the Commission, may be applied pursuant to this subdivision.

§2. Subdivisions a and b of section 19-507.2 of the administrative code of the city of New York, as added by local law number 20 for the year 1999, are amended, and a new subdivision d is added, to read as follows:

a. Any taxicab or for-hire vehicle driver who has been found guilty of violations

such that six or more points have been assessed [by the department of motor vehicles or an equivalent licensing agency of the driver's state of residence against the driver license issued to such taxicab or for-hire vehicle driver] within any fifteen-month period *against the driver license issued to such taxicab or for-hire vehicle driver by the department of motor vehicles or an equivalent licensing agency of the driver's state of residence* and whose taxicab or for-hire vehicle driver's license has not been revoked shall have his or her taxicab or for-hire vehicle driver's license suspended for *up to* thirty days. [The provisions of this subdivision shall apply only to violations issued on or after February 15, 1999.]

b. Any taxicab or for-hire vehicle driver who has been found guilty of violations such that ten or more points have been assessed [by the department of motor vehicles or an equivalent licensing agency of the driver's state of residence against the driver license issued to such taxicab or for-hire vehicle driver] within any fifteen-month period *against the driver license issued to such taxicab or for-hire vehicle driver by the department of motor vehicles or an equivalent licensing agency of the driver's state of residence* shall have his or her taxicab or for-hire vehicle driver's license revoked. [The provisions of this subdivision shall apply only to violations issued on or after February 15, 1999.]

d. For purposes of suspending or revoking a taxicab or for-hire vehicle driver's license pursuant to subdivisions a or b of this section, the commission may, by rule, assess a different and greater number of points for any violation than that which is assessed by the department of motor vehicles or equivalent licensing agency of the driver's state of residence against the driver license of such taxicab or for-hire vehicle driver.

§3. This local law shall take effect immediately.

Referred to the Committee on Transportation

Res. No. 166

Resolution calling upon the New York City Department of Education to establish a comprehensive college preparation program, based on the college readiness model proposed by the Urban Youth Collaborative, to improve and expand college access for all students.

By Council Members Rose, Ferreras, Gibson, Levine, Mendez, Reynoso, Williams and Eugene.

Whereas, The connection between a college degree and economic stability has been exhaustively documented, making college access and preparation a racial and economic justice issue; and

Whereas, Across the United States there is a growing emphasis on schools preparing students to be college and career ready; and

Whereas, Forty-five states, including New York, have adopted the Common Core State Standards, which are designed to reflect the knowledge and skills that young people need for success in college and careers; and

Whereas, The New York City Department of Education (DOE) already includes college readiness metrics as part of the Progress Reports used to evaluate schools; and

Whereas, Since 2011-12, Progress Reports also include postsecondary enrollment rate data, which is the percentage of students who graduate and have enrolled in a two- or four-year college, vocational program, or public service program such as the military or AmeriCorps; and

Whereas, According to DOE data released in November 2013, only 49.7 percent of the class of 2012 enrolled in a two- or four-year college, vocational program, or public service program after graduation; and

Whereas, The DOE should do more to help schools improve their college readiness and college enrollment rates; and

Whereas, The Urban Youth Collaborative (UYC), New York City's largest youth-led organization, has created a set of proposals to ensure that high schools serving low-income youth of color meet the new DOE standards for college enrollment; and

Whereas, UYC's "Get Us To College" platform proposes that the DOE launch a systemwide assessment of what schools are currently doing to support students through the college process and make that assessment public; and

Whereas, UYC also recommends that the DOE create an early warning system so that all high school students know how many credits they have, what classes they should be taking to prepare for college, and whether they are on track for graduation and college; and

Whereas, Further, UYC proposes that school guidance counselors should have a maximum of 250 students on their caseload and, in addition, that every school should have one well-trained college counselor for every 100 seniors, who starts working with students as early as 9th grade; and

Whereas, Student Success Centers (SSCs), which are located in several City high schools, train high school students to help other students navigate every step of the college process, and have significantly improved college acceptances and financial aid packages, played a critical role in creating school-wide "college going cultures" and have effectively served undocumented students; and

Whereas, UYC calls on the DOE to maintain support for the existing SSCs and to launch additional ones at low-performing multi-campus high schools; and

Whereas, According to the Institute for Student Achievement, Distributive Guidance is a proven model of teachers supporting students through the college process in advisories; and

Whereas, UYC also calls on the DOE to ensure that schools using the Distributive Guidance model provide teachers with ongoing training, adequate time to fulfill their college support role, and the necessary resources for the program; and

Whereas, The Summer Bridge to College program, as well as similar programs, train college students to return to their high schools to assist new and prospective high school graduates with completing financial aid documents, registering for classes, filling out paperwork, and staying on track to start college in the fall; and

Whereas, UYC also proposes that the DOE provide funding and support to high schools to implement similar "bridge to college" programs at all NYC high schools; and

Whereas, Students in New York City's public schools would benefit from implementation of UYC's "Get Us To College" proposals to support students through the college application process and prepare them to enroll in college; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the New York City Department of Education to establish a comprehensive college preparation program, based on the college readiness model proposed by the Urban Youth Collaborative, to improve and expand college access for all students.

Referred to the Committee on Education.

Int. No. 273

By Council Members Vacca, Arroyo, Chin, Constantinides, Dickens, Koo, Mendez, Rose and Gentile.

A Local Law to amend the administrative code of the city of New York, in relation to requiring that notices of violation issued by the department of sanitation be accompanied by a photograph of the alleged violation.

Be it enacted by the Council as follows:

Section 1. Section 16-133 of the administrative code of the city of New York is amended by adding a new subdivision f to read as follows:

f. All notices of violation issued by agents of the department to any person charged with a violation of any of the provisions of this title or any rules promulgated pursuant thereto shall contain a photograph evidencing the alleged violation, where feasible. A copy of each notice of violation served shall be filed and retained by the department, and shall be deemed a record kept in the ordinary course of business, and shall be prima facie evidence of the facts contained therein.

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

Referred to the Committee on Sanitation and Solid Waste Management.

Int. No. 274

By Council Members Vacca, Arroyo, Chin, Dickens, Ferreras, Koo, Richards, Rose and Gentile.

A Local Law to amend the administrative code of the city of New York, in relation to requiring photographic documentation of alleged violations identified during sanitary inspections of food service establishments.

Be it enacted by the Council as follows:

Section 1. Chapter 15 of title 17 of the administrative code of the city of New York is amended by adding a new section 17-1506 to read as follows:

§17-1506 Notices of violation issued to food service establishments to be accompanied by a photograph. a. Definitions. The following terms shall have the following meanings:

1. "Food service establishment" shall have the same meaning as such term is defined in section 17-1501 of this chapter.

2. "Notice of violation" shall have the same meaning as such term is defined in section 17-1501 of this chapter.

3. "Sanitary inspection" shall have the same meaning as such term is as defined in section 17-1501 of this chapter.

b. All notices of violation issued by the department to any food service establishment during a sanitary inspection shall include a photograph documenting each alleged violation cited in such notice. A copy of each such photograph shall be available for inspection in any proceeding to adjudicate the liability for the alleged violation cited in such notice. A copy of each such photograph shall be retained by the department and shall be deemed a record kept in the ordinary course of business.

§2. This local law shall take effect 120 days after enactment, except that the commissioner shall take such measures as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Health.

Int. No. 275

By Council Members Vacca, Wills and Miller.

A Local Law to amend the administrative code of the city of New York, in relation to bulk milk truck weight restrictions.

Be it enacted by the Council as follows:

Section 1. Subchapter 2 of chapter one of title 19 of the administrative code of the city of New York is amended by adding a new section 19-170.1 to read as follows:

§19-170.1 Bulk milk trucks. a. The commissioner shall allow for the operation or movement of a vehicle, which for the purpose of this section shall be limited to one power unit and one trailer, designed and constructed to carry milk in bulk, the weight of which shall not exceed one hundred and five thousand pounds.

b. An allowance made pursuant to this section shall authorize only the transportation of bulk milk to a milk processing facility located within the city of New York or the transportation by one vehicle out of the city of New York empty or carrying bulk cream, the weight of which shall not exceed one hundred and five thousand pounds.

c. Such allowance shall designate an inbound and an outbound route set forth by the commissioner. A vehicle operating under an allowance made pursuant to this section may only travel along the route designated. There shall be one allowance per vehicle allowing such vehicle to enter and leave the city of New York.

§2. This local law shall take effect on July 17, 2015, except that the department of transportation shall take all necessary action, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Transportation.

Int. No. 276

By Council Members Vacca, Koo, Mendez, Rose and Levin.

A Local Law to amend the administrative code of the city of New York, in relation to a pilot program involving black box or telematics technology in taxis and street hail liveries.

Be it enacted by the Council as follows:

Section 1. Section 19-508 of title 19 of the administrative code of the city of New York is amended by adding a new subdivision d to read as follows:

d. On or before January 1, 2015, the commission shall initiate a pilot program to install and utilize black box or telemetric technology in taxis and HAIL vehicles. No later than one year following the initiation of such a pilot program the commission shall report to the council and post to its website the findings of the program and any recommendations for alterations to the program. For purposes of this subdivision, "black box or telemetric technology" shall mean a device located in a vehicle that records data about such vehicle, including but not limited to data regarding such vehicle's speed, location, and braking system.

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

Referred to the Committee on Transportation.

Int. No. 277

By Council Members Vacca, Rodriguez, Gibson, Koo, Levine and Levin.

A Local Law to amend the administrative code of the city of New York, in relation to the reporting of crash data involving taxi and limousine commission licensed vehicles.

Be it enacted by the Council as follows:

Section 1. Chapter five of title 19 of the administrative code of the city of New York is amended by adding a new section 19-540 to read as follows:

§19-540 Reporting of crash data on commission licensed vehicles. On or before February 1, 2015 and quarterly thereafter, the commission shall provide a report to the council and shall post on its website for the prior quarter, the number of crashes involving a vehicle licensed by the commission. Such report shall disaggregate such crashes by the type of commission licensed vehicle and by whether critical injury or death resulted from such crashes. The commission shall also maintain within its records the number of crashes each licensed driver has been involved in while operating a commission licensed vehicle. For purposes of this section, "critical injury" shall mean any injury determined to be critical by the emergency medical service personnel responding to any such incident.

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

Referred to the Committee on Transportation.

Int. No. 278

By Council Members Vacca, Arroyo, Cabrera, Chin, Constantinides, Dickens, Koo, Mendez, Richards and Gentile.

A Local Law to amend the administrative code of the city of New York, in relation to requiring photographs to be included with certain notices of violation for parking violations.

Be it enacted by the Council as follows:

Section 1. Subdivision a of section 19-204 of the administrative code of the city of New York is amended to read as follows:

a. The notice of violation shall contain information advising the person charged of the manner and the time in which he or she may plead either guilty or not guilty to the charge alleged in the notice. Such notice of violation shall also contain a warning to advise the person charged that failure to plead in the manner and time provided shall be deemed, for all purposes, an admission of liability and that default judgment may be rendered. *Commencing January 1, 2015 and concluding December 31, 2015, in one or more community districts designated by the department, there shall be a pilot program regarding the use of photographs with certain violations as indicated below. During the time and at the location of such pilot, any notice of violation issued for stopping, standing or parking in bus stops, in zones reserved for persons with disabilities, in bicycle lanes, in crosswalks, on sidewalks, closer than fifteen feet to a fire hydrant, or alleging failure to display a required document or license plate, shall also contain a photograph evidencing the violation.* The form and wording of the notice of violation shall be prescribed by the director. A copy of each notice of violation served shall be filed and retained by the bureau, and shall be deemed a record kept in the ordinary course of business, and shall be prima facie evidence of the facts contained therein.

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

Referred to the Committee on Transportation.

Int. No. 279

By Council Members Vallone, Koo, Mendez, Richards, Rose and Eugene.

A Local Law to amend the administrative code of the city of New York, in relation to a one year delay for businesses affected by Hurricane Sandy to comply with the Earned Sick Time Act.

Be it enacted by the Council as follows:

Section 1. Statement of intent. A severe storm, known as Hurricane Sandy, hit New York City on October 26, 2012, causing heavy flooding, power outages, and widespread damage and disrupting the operation of businesses offering services that are essential to the economic vitality of the City and to the health and well-being of its residents. The resumption of business in storm damaged areas will be encouraged if employers with businesses closed due to damage from Hurricane Sandy are exempted from the requirement to provide their employees with paid sick time pursuant to Local Law 46 of 2013, as amended by Local Laws 6 and ___ of 2014, the Earned Sick Time Act.

§ 2. Section 7 of local law number 46 for the year 2013, as amended by local law number 7 of 2014 is amended to read as follows:

§ 7. This local law shall take effect on April 1, 2014, provided that in the case of employees covered by a valid collective bargaining agreement in effect on such date, this local law shall take effect on the date of the termination of such agreement, *and provided that for any business determined by the department to have been closed as a result of damage from Hurricane Sandy, this local law shall take effect on April 1, 2015.*

§ 2. This local law shall take effect immediately.

Referred to the Committee on Civil Service and Labor.

Int. No. 280

By Council Members Vallone, Dickens, Koo, Lancman, Mendez and Gentile.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of buildings to maintain a registry of restrictive covenants.

Be it enacted by the Council as follows:

Section 1. Article 103 of title 28 of the administrative code of the city of New York is amended by adding a new section 28-103.14.2 to read as follows:

§ 28-103.14.2 Registry of restrictive covenants. *The department shall maintain a registry of all filed deeds containing restrictive covenants and shall make such registry available to the public during regular business hours.*

§ 28-103.14.2.1 Filing of restrictive covenants with the department. *A deed containing a restrictive covenant may be filed by the owner of the premises subject to the restrictive covenant or by a neighborhood association, civic association, or other similar entity whose area of geographic concern, as set forth in its certificate of incorporation, charter or other relevant organizing document, encompasses the premises subject to the restrictive covenant.*

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

Referred to the Committee on Housing and Buildings.

Res. No. 167

Resolution calling upon the New York State Legislature to pass and the Governor to sign S.6717 and A.8653, in relation to authorizing the creation of small business tax-deferred savings accounts.

By Council Members Vallone, Constantinides, Dickens, Koo, Rose and Gentile.

Whereas, According to the United States Small Business Administration (SBA), small businesses represent over 99 percent of employers in New York State; and

Whereas, Small businesses employ over 50 percent of New York State's private sector workforce; and

Whereas, According to the United States Census Bureau, New York City itself is home to over 200,000 small businesses; and

Whereas, Small businesses are vital to the health of New York City's economy; and

Whereas, Even successful small businesses occasionally struggle with cash flow and access to capital, which may prevent them from taking steps to expand their business and create jobs; and

Whereas, In order to incentivize the growth of small businesses and job creation, small businesses in New York should be permitted to open tax-deferred savings accounts; and

Whereas, S.6717, sponsored by State Senator Jack Martins, and A.8653, sponsored by State Assembly Member Charles Lavine, amends the economic development and tax laws of New York State, to permit businesses to open tax-deferred savings accounts; and

Whereas, Under this legislation, small businesses would be permitted to deposit profits into these tax-deferred savings accounts as they saw fit; and

Whereas, However, these businesses would be permitted to withdraw from these accounts on a tax-free basis on the condition that the money withdrawn must be used to create or preserve full time jobs in New York State; and

Whereas, This condition would encourage businesses to withdraw and invest in expansion, which would bring jobs to New York; 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.6717 and A.8653, in relation to authorizing the creation of small business tax-deferred savings accounts.

Referred to the Committee on Small Business.

Res. No. 168

Resolution calling upon the New York State Legislature to pass, and the Governor to sign S.6865 and A.9135, legislation which would promote opportunities for service-disabled veteran owned small businesses in State contracting.

By Council Members Vallone, Dickens, Koo, Gentile, Eugene and Ulrich.

Whereas, The New York City Department of Small Business Services estimates that more than ten percent of veterans in New York City are unemployed; and

Whereas, Entrepreneurship offers veterans a path to take charge of their career and economic future by harnessing the leadership skills and discipline they learned in the military to help them build their own businesses; and

Whereas, Studies indicate that veteran start-ups have a higher rate of success than businesses launched by those in the general civilian population; and

Whereas, Nearly one in ten businesses in the United States (U.S.) are owned by veterans; and

Whereas, As of 2012, New York State was home to 127,156 veteran-owned businesses, which employ more 300,000 workers and generate receipts of over $70 billion; and

Whereas, By 2016, more than one million service members will have left the U.S. military, creating a new generation of veterans that may wish to pursue careers as small business owners; and

Whereas, The federal government requires that at least three percent of all contracting dollars spent by each federal agency go to service-disabled veteran owned small businesses; and

Whereas, According to the National Veteran-Owned Business Association, seventeen states currently have procurement preference programs for veteran owned businesses in place; and

Whereas; Offering veteran owned businesses more opportunities for securing government contracts can help decrease the veteran unemployment rate, in addition to allowing New York to show appreciation for their service and sacrifices veterans have made for our country; and

Whereas, New York State Senator Greg Ball and Assembly Member Felix Ortiz introduced S.6865 and A.9135, bills that would create a program to expand opportunities for veterans by requiring the heads of New York State agencies and authorities to establish a goal of awarding at least six percent of contracts to service-disabled veteran businesses; and

Whereas, S.6865 and A.9135 would establish a Division of Service-Disabled Veterans' Business Development within the New York State Office of General Services tasked with helping State agencies to attain contract award goals, developing a certification process for service-disabled veteran owned businesses, and annually reporting the State's achievements in regard to the program; 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.6865 and A.9135, legislation which would promote opportunities for service-disabled veteran owned small businesses in State contracting.

Referred to the Committee on Veterans.

Int. No. 281

By Council Members Van Bramer, Koo, Rose, Cohen, Eugene and Ulrich.

A Local Law to amend the New York city charter, in relation to requiring the advice and consent of the city council for commissioners of the board of standards and appeals.

Be it enacted by the Council as follows:

Section 1. Subdivision a of section 659 of the New York city charter is hereby amended to read as follows:

a. There shall be an independent board of standards and appeals located within the office of administrative trials and hearings. The board of standards and appeals shall consist of five members to be termed commissioners to be appointed by the mayor, each for a term of six years*; provided, however, that each member shall be subject to the advice and consent of the council after a public hearing. Within thirty days after the first stated meeting of the council after receipt of a mayoral nomination for such an appointment, the council shall hold a hearing and accept or reject such nomination. In the event the council does not affirmatively accept or reject a nominee within such period, the nomination shall be deemed to be confirmed*.

§ 2. This local law shall take effect ninety days following its ratification by the voters of New York city in a referendum to be held in the general election next following its enactment.

Referred to the Committee on Governmental Operations.

Int. No. 282

By Council Members Van Bramer, Koo, Richards, Rose and Cohen.

A Local Law to amend the New York city charter, in relation to community involvement in decisions of the board of standards and appeals.

Be it enacted by the Council as follows:

Section 1. Subdivision 9 of section 666 of the New York city charter, as amended by local law 49 of 1991, is amended to read as follows:

9. To afford an equal right to the city planning commission, community boards, and borough boards and lessees and tenants as well as owners to appear before it for the purpose of proposing arguments or submitting evidence in respect of any matter brought before it pursuant to the zoning resolution of the city of New York. *The board shall promulgate rules in order to establish a formal procedure by which it will consider arguments and evidence submitted by any such party. In rendering a final determination on any matter before it in which any such party has proposed arguments or submitted evidence, the board shall refer to such arguments or evidence in its final determination and describe the extent to which the board considered such arguments or evidence in reaching its final determination.*

§ 2. This local law shall become effective ninety days after its enactment.

Referred to the Committee on Governmental Operations.

Int. No. 283

By Council Members Van Bramer, Koo and Cohen.

A Local Law to amend the New York city charter, in relation to expanding the membership of the board of standards and appeals.

Be it enacted by the Council as follows:

Section 1. Section 659 of the New York city charter, as amended by local law 49 of 1991, is amended to read as follows:

§ 659 Constitution and apportionment. a. There shall be an independent board of standards and appeals located within the office of administrative trials and hearings. The board of standards and appeals shall consist of [five] *sixteen* members to be termed commissioners, *five* to be appointed by the mayor, *one to be appointed by the public advocate, five to be appointed, one each, by the borough presidents, and five to be appointed by the council*, each for a term of six years.

b. One of the members *appointed by the mayor, and one of the members appointed by the council*, shall be a planner with professional qualifications and at least ten years' experience as a planner. One of the members *appointed by the mayor, and one of the members appointed by the council*, shall be a registered architect and shall have had at least ten years' experience as an architect. One of the members *appointed by the mayor, and one of the members appointed by the council*, shall be a licensed professional engineer and shall have had at least ten years' experience as an engineer. The mayor shall designate one of the members, who shall have the required experience as an architect, planner or as an engineer, to serve as chair and shall designate one of the members to serve as vice-chair, who shall act as chair in the absence of the chair or in the event that a vacancy exists in the office of chair. Of the *five* members *appointed by the mayor and the five members appointed by council, respectively*,[no more than two] *each* shall be *a* resident[s] of [any one]*a different* borough.

c. Every member of the board shall receive a salary, which shall not be reduced during his or her term of office except in case of general reduction of salaries and in proportion to reductions of salaries of other officers with similar salaries. A member shall not engage in any other occupation, profession or employment. Members shall attend the hearings and executive sessions of the board, and shall perform such other duties as may be required by the chair.

d. Vacancies shall be filled by [the mayor] *whomever made the appointment* for the unexpired term of the member whose place has become vacant and with a person having his or her qualifications.

§ 2. Subdivision 6 of section 666 of the New York city charter, as amended by local law 49 of 1991, is amended to read as follows:

6. To hear and decide appeals from and review,

(a) except as otherwise provided by law, any order, requirement, decision or determination of the commissioner of buildings or of a deputy commissioner of buildings or any borough superintendent of buildings acting under a written delegation of power from the commissioner of buildings filed in accordance with the provisions of section six hundred forty-two or section six hundred forty-five of this charter, or

(b) any order, requirement, decision or determination of the fire commissioner or any rule or regulation or amendment or repeal thereof made by the fire commissioner, or

(c) any order, requirement, decision or determination of the commissioner of transportation or the commissioner of ports and trade made in relation to the structures or uses on water front property under his or her jurisdiction in connection with the application or enforcement of the provisions of the zoning resolution of the city of New York, the labor law and such other laws, rules and regulations as may govern the construction, alteration, maintenance, use, occupancy, safety, sanitary conditions, mechanical equipment and inspection of structures in the city, under the authority conferred upon them by law, by reversing or affirming in whole or in part, or modifying the order, regulation, decision or determination appealed from, and to make such order, requirement, decision or determination as in its opinion ought to be made in the premises, and to that end shall have the power of the officer from whose ruling the appeal is taken, and of any officer under whose written delegation of power such ruling was made.

Each appeal made pursuant to this subdivision shall be decided by a panel made up of the members appointed by the mayor, the members appointed by the council, the member appointed by the public advocate, and the member appointed by the borough president for the affected borough. A majority vote of these twelve panel members shall be required to render a decision. For purposes of this subdivision the term "affected borough" shall mean the borough in which land at issue in an appeal is located. In the event that more than one borough is affected, the chair shall select one commissioner of an affected borough to be on the panel deciding the appeal.

§ 3. This local law shall become effective ninety days after it is submitted for the approval of the qualified electors of the city at the next general election held after its enactment and approved by a majority of such electors voting thereon.

Referred to the Committee on Governmental Operations.

Res. No. 169

Resolution strongly urging the Metropolitan Transportation Authority to provide greater advance notification for planned service disruptions.

By Council Members Van Bramer, Chin, Constantinides, Koo, Levine, Mendez, Reynoso, Richards, Rose, Eugene and Ulrich.

Whereas, Millions of people throughout New York City rely heavily on the subway and bus system run by the Metropolitan Transportation Authority (MTA) to get to work, school, medical appointments, stores, and cultural institutions; and

Whereas, The public transportation network is indisputably vital to the City's economy and to New Yorkers' daily lives; and

Whereas, A joint audit released in July 2011 by the New York State and New York City Comptrollers concluded that the MTA "failed to notify riders of diversions consistently or effectively" and that the frequency and duration of subway diversions had increased significantly; and

Whereas, A series of weekend outages of 7 train service between Manhattan and Queens in recent years has seriously disrupted the lives of riders who rely on this heavily-used mass transit connection; and

Whereas, According to a report in the *Queens Courier*, local communities were given just two weeks' notice of a series of weekend service outages in early 2013, limiting the ability of organizations which rely on 7 train service to alter their plans accordingly; and

Whereas, A lack of sufficient notice of service disruptions causes disorder in the work, school, and personal lives of many riders and has serious implications for local businesses and institutions; now, therefore, be it

Resolved, That the Council of the City of New York strongly urges the Metropolitan Transportation Authority to provide greater advance notification for planned service disruptions.

Referred to the Committee on Transportation.

Res. No. 170

Resolution calling on the New York State Legislature to increase the civil penalties to $2,500 for a first offense and $15,000 for each subsequent offense within a two year period for failure to comply with the utility notification requirements of Article 36 of the General Business Law.

By Council Member Van Bramer.

Whereas, Article 36 of the New York State General Business Law requires participation by those performing excavation and those operating underground facilities, in the "One Call System," a system designed to ensure that excavators are aware of the utility infrastructure that is underground before they excavate; and

Whereas, This system requires notification of such excavation prior to commencing this excavation, and does not permit such excavation work until such time as all operators inform the excavator that the excavation will not come within fifteen feet of such utility; and

Whereas, This Article requires utility operators to notify excavators about which of its facilities will be affected by this excavation; and

Whereas, Section 765 of the General Business Law requires any excavator or operator who violates the provisions of Article 36 of the New York State General Business Law be subject to civil penalties of up to $2,500 for a first violation, and up to an additional $10,000 fine for subsequent violations for the same excavation activity within a twelve-month period; and

Whereas, If the same excavator or operator failed to abide by the provisions of Article 36 over a course of transactions, the maximum fine would be $1,000 for each transaction; and

Whereas, The notification provisions in Article 36 are crucial to protect public safety, as a lack of notification could lead to excavations coming into dangerous contact with underground utility facilities; now, therefore, be it

Resolved, That the Council of the City of New York calls on the New York State Legislature to increase the civil penalties to $2,500 for a first offense and $15,000 for each subsequent offense within a two year period for failure to comply with the utility notification requirements of Article 36 of the General Business Law.

Referred to the Committee on Environmental Protection.

Res. No. 171

Resolution calling upon the New York City Housing Authority to stop charging tenants a debit card convenience fee when a rent payment is made using a debit card.

By Council Members Van Bramer, Torres, Arroyo, Chin, Constantinides, Levine, Mendez, Richards, Rose and Gentile.

Whereas, The New York City Housing Authority ("NYCHA") is a public housing authority with 334 developments, 2,596 buildings, and 178,914 public housing units, making it the largest public housing provider in North America; and

Whereas, NYCHA currently serves 176,221 families and 403,736 residents; and

Whereas, Of those families, 47.5 percent are working families, 11.1 percent are on public assistance and 41.4 percent are on fixed incomes, including Social Security, Supplemental Security Income, a pension or Veteran's benefits; and

Whereas, According to NYCHA, the average household income for families living in public housing is $22,994;

Whereas, According to the United States Census Bureau, the median household income for New York City is $51,865; and

Whereas, NYCHA residents pay an average monthly rent of $436; and

Whereas, Rent can be paid by phone, mail, e-payment on NYCHA's website or in person at a payment center; and

Whereas, Residents who elect to pay rent using a debit card are charged a convenience fee by NYCHA's payment processing vendor; and

Whereas, According to NYCHA, the amount of the convenience fee charged depends upon the amount of residents' monthly rent; and

Whereas, In light of the extent of NYCHA residents living on fixed incomes and the amount of low- and very low-income households, NYCHA residents should not be charged a convenience fee when electing to pay their rent using a debit card; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the New York City Housing Authority to stop charging tenants a debit card convenience fee when a rent payment is made using a debit card.

Referred to the Committee on Public Housing.

Res. No. 172

Resolution calling upon the Metropolitan Transportation Authority (MTA) to establish a Metrocard discount fare program through which eligible non-profit organizations can receive and distribute discounted Metrocards to their clients.

By Council Members Van Bramer, Chin, Reynoso and Rose.

Whereas, The Metropolitan Transportation Authority (MTA) is North America's largest network for transportation that serves a population of 15.1 million people in a 5,000 square mile area including New York City, Long Island, southeastern New York State, and Connecticut; and

Whereas, MTA subways, buses, and railroads provide over 2.62 billion rides annually, according to the MTA 2013 Annual Report; and

Whereas, The MTA public transportation network allows New York City to maintain its status as a world hub of finance, commerce, culture, entertainment, and business; and

Whereas, This public mass transit system optimizes the New York City economy by way of opening up job opportunities for numerous people across a broad region; and

Whereas, According to the recent American Community Survey by the Unites States Census Bureau, the City's labor force consists of 4.11 million people; and

Whereas, The 2013 unemployment rate in the City is 8.9 percent compared to a national rate of 7.0 percent, according to the United States Department of Labor; and

Whereas, The Community Service Society conducted a survey of low-income New Yorkers in 2013, finding that 21.2 percent of the City's population are under the poverty level, which is statistically unchanged from 2011 at 20.9 percent; and

Whereas, According to the MTA, four out of every five rush-hour commuters travelling to New York City's central business districts commute by the public transit services; and

Whereas, According to MTA figures in 2012, the average weekday subway ridership was 5.4 million persons and the annual ridership was 1.7 billion people; and

Whereas, In 2012, the average weekday bus ridership was 2.2 million persons and the annual ridership was 6.7 million people, as reported by the MTA; and

Whereas, In 1990, the Metrocard fare for a single ride was $1.15, increasing by $.25 in 1992 and another $.25 in 1995, and the fare continued to increase in 2005 to $2.00 and by another 25 percent in 2009 to $2.50, where the fare rate stands today; and

Whereas, Over 1.98 million people in the City's labor force depend on commuting to work by public transportation and Metrocard fares have been increasing more rapidly in recent years, when viewed from the MTA's inception in 1904; and

Whereas, Many non-for-profit organizations exist in New York City in order to provide crucial services that vulnerable communities would otherwise not have access to; and

Whereas, Many New Yorkers are facing hard economic times and non-profit organizations are striving to ease their troubles; and

Whereas, In an attempt to mitigate the plight of many New Yorkers, eligible non-profit organizations should be granted Metrocards to distribute to their clients at a discounted rate to support or promote an individual's ability to search for employment, or attend family court, apply for federal, state, and city benefits without burdening clients with the increasing fare of Metrocards; and

Whereas, Economic conditions and unemployment rates put a strain on the City's population, especially upon those New Yorkers with limited financial means; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the Metropolitan Transportation Authority (MTA) to establish a Metrocard discount fare program through which eligible non-profit organizations can receive and distribute discounted Metrocards to their clients.

Referred to the Committee on Transportation.

Res. No. 173

Resolution urging the New York State Legislature to pass and the Governor to sign legislation that would enable the spouse of someone enrolled in the Senior Citizen Rent Increase Exemption Program (SCRIE) to continue receiving SCRIE benefits when the enrolled spouse dies, and the widow/widower is within 5 years of the age requirement for receipt of SCRIE.

By Council Members Van Bramer, Arroyo, Cabrera, Chin, Gibson, Levine, Reynoso, Rose, Gentile and Eugene.

Whereas, The Senior Citizen Rent Increase Exemption (SCRIE) program offers eligible tenants an exemption from rent increases; and

Whereas, New York City tenants are eligible for the SCRIE program if the tenant or his or her spouse is 62 years of age or over, they live in a rent regulated apartment, have a combined household income at or below $50,000 per year as of July 1. 2014, and are paying at least one third of their income toward their rent; and

Whereas, Additionally, owners of buildings that house SCRIE recipients receive a credit against their real estate taxes from the City of New York; and

Whereas, Currently, according to the New York City Department of Finance (DOF), more than 53,000 New York City tenants rely on the SCRIE program, which is administered by DOF; and

Whereas, As reported in a 2013 Progress Report of the New York Academy of Medicine, the Census Bureau estimates that in New York State the number of adults age 65 and older is projected to grow by 50 percent over the next twenty years;

Whereas, When a tenant who is enrolled in the SCRIE program dies, the owner of the building is responsible for notifying DOF so benefits are terminated the first day of the month following the date of death; and

Whereas, A surviving household member who meets the eligibility requirements may apply for a transfer of SCRIE benefits by simply sending a letter of request to DOF, along with a copy of the Certificate of Death, and proof of birth; and

Whereas, If the transfer of benefits is denied due to age eligibility, the widow/widower will likely be forced to either generate a significant amount of new income to continue paying the rent or seek other housing options; and

Whereas, Generating new income may be difficult because adults 55 years and older face significant challenges to finding employment; and

Whereas, There is a lack of affordable housing in New York City, which also makes finding a new housing option difficult; and

Whereas, It is necessary to ensure that low income New Yorkers who will soon become eligible for the SCRIE program are not displaced as a result of the death of a spouse; now, therefore, be it

Resolved, That the Council of the City of New York urges the New York State Legislature to pass and the Governor to sign legislation that would enable the spouse of someone enrolled in the Senior Citizen Rent Increase Exemption Program (SCRIE) to continue receiving SCRIE benefits when the enrolled spouse dies, and the widow/widower is within 5 years of the age requirement for receipt of SCRIE.

Referred to the Committee on Aging.

Int. No. 284

By Council Members Wills, Cohen, Palma, Arroyo, Chin, Dickens, Koo, Rose, Vallone, Gentile, Ginson, Deutsch, and Eugene.

A Local Law to amend the administrative code of the city of New York, in relation to amending the silver alert program to include missing persons with developmental disabilities.

Be it enacted by the Council as follows:

Section 1. Subdivisions b and c of section 10-801 of the administrative code of the city of New York is amended to read as follows:

b. "Silver alert" shall mean the communication to the public by a city agency of identifying information concerning a vulnerable [senior] *person* who is reported missing to a law enforcement agency under circumstances indicating that the person is in imminent danger of serious bodily harm or death.

c. "Vulnerable [senior] *person*" shall mean a person who is sixty-five years of age or older with dementia, as a result of Alzheimer's disease or a similar condition, - *or a person of any age with a developmental disability*.

§ 2. Section 10-802 of the administrative code of the city of New York is amended to read as follows:

§ 10-802 Silver alert system. The administering agency shall establish a silver alert system, pursuant to the provisions of this chapter of the code, that will provide rapid notification to the public when a vulnerable [senior] *person* is reported missing under circumstances indicating that the person is in imminent danger of serious bodily harm or death.

§ 3. Subdivision c of section 10-803 of the administrative code of the city of New York is amended to read as follows:

c. The administering agency shall issue a silver alert within twenty-four hours of the determination that a vulnerable [senior] *person* has been reported missing under circumstances indicating that the person is in imminent danger of serious bodily harm or death. The silver alert may be issued by any appropriate means, including, but not limited to, email notifications, text messages, telephone calls, television broadcasts or radio broadcasts. The silver alert may be issued at repeated intervals within the discretion of the administering agency until such missing person is found or until the administering agency determines that the issuance of a silver alert is no longer appropriate.

§ 4. This local law shall take effect immediately.

Referred to the Committee on Mental Health, Developmental Disability, Alcoholism, Drug Abuse and Disability Services.

Int. No. 285

By Council Members Wills, Barron, Palma, Maisel, Rosenthal, Arroyo, Cabrera, Chin, Koo, Lancman, Levine, Rose, Gentile and Eugene.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of education to require parental consent prior to releasing personally identifiable student data.

Be it enacted by the Council as follows:

Section 1. The administrative code of the city of New York is amended by adding a new title 21-A to read as follows:

Title 21-A Education.
Chapter 1 Department of Education.
Chapter 2 Release of Personally Identifiable Student Data.

Chapter 1 Department of Education.

§21-950 Definitions. Whenever used in this title, the following terms shall have the following meanings:

a. "Chancellor" shall mean the chancellor of the New York city department of education.

b. "Department" shall mean the New York city department of education.

c. "Parent" shall mean a parent of a student and includes a natural parent, a guardian and an individual acting as a parent in the absence of a parent or guardian.

d. "Student" shall mean any pupil under the age of twenty-one under the jurisdiction of the

New York city department of education.

Chapter 2 Release of Personally Identifiable Student Data.

§21-951 Release of Personally Identifiable Student Data. a. For the purposes of this section the following terms shall have the following meanings:

1. "Eligible Student" shall mean any student enrolled in a school under the jurisdiction of the department who is 18 years of age or older.

2. "General Permission" shall mean granting the department the perpetual right to release

personally identifiable student data for any purpose deemed by the department to be necessary and appropriate.

3. "Personally Identifiable Student Data" shall mean specific information regarding a

student maintained by the department or any public or private agency or institution acting on behalf of the department or in accordance with the department, including but not limited to, information pertaining to race, gender, economic status, immigration status and disciplinary infractions.

b. The department shall require and obtain the written consent of a parent or in the case

of an eligible student, the consent of such eligible student shall be required, prior to releasing personally identifiable student data of any respective student for any purpose, to any individual or entity including, but not limited to, any such individual or entity authorized under federal law to collect such information.

c. The department shall provide all parents and eligible students with the following information: the nature and purpose of releasing the personally identifiable student data, the individual or entity that will receive and use the data, the length of time for which the data will be used, information regarding how the data will be stored, information regarding how the data will be kept secure, and any known consequences that may result from supplying the data. The department shall also notify parents and eligible students in a clear and conspicuous manner that any such parent or eligible student has the legal right to refuse to sign any such release granting the department or any individual or entity the right to release or access any such personally identifiable student data.

d. For any parent or eligible student who grants permission to the department to release personally identifiable student data, such permission shall be construed as permission granted only for the specific use requested. For the purposes of this section, the department shall not construe such permission as general permission.

e. Any information required by this section shall be construed in accordance with any applicable provision of federal, state or local law relating to the privacy of student information and shall not interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement.

§2. Effect of invalidity; severability. If any section, subdivision, paragraph, sentence, clause, phrase or other portion of this local law is, for any reason, declared unconstitutional or invalid, in whole or in part, by any court of competent jurisdiction, such portion shall be deemed severable, and such unconstitutionality or invalidity shall not affect the validity of the remaining portions of this local law, which remaining portions shall continue in full force and effect.

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

Referred to the Committee on Education.

Int. No. 286

By Council Members Wills, Vallone, Cohen, Gibson, Cumbo, Arroyo, Cabrera, Chin, Koo, Rose and Deutsch.

A Local Law to amend the administrative code of the city of New York, in relation to the creation of voluntary registry for persons with special medical needs.

Be it enacted by the Council as follows:

Section 1. Title 10 of the administrative code of the city of New York is amended to add a new chapter 9, to read as follows:

Chapter 9
Voluntary Special Medical Needs Registry

§10-901 Definitions.
§10-902 Voluntary Registry.
§10-903 Registration Requirements.
§10-904 Disclosure of Information.
§10-905 Rules.

§10-901 Definitions. *For the purposes of this chapter the following terms shall have the following meanings:*

a. "Agent" shall mean: (1) a parent of a person with special medical needs; (2) a legally appointed guardian or custodian of a person with special medical needs; or (3) any person granted authority to act as attorney-in-fact for a person with special medical needs under a power of attorney that grants power over benefits from governmental programs under New York State General Obligations Law §5-1502J or power over all other matters as set forth in New York State General Obligations Law §5-1502N;

b. "Commissioner" shall mean the police commissioner of the city of New York or his or her designee;

c. "Department" shall mean the police department of the city of New York;

d. "GPS tracking device" shall mean a device that communicates with global positioning satellites to determine an individual's physical location and transmits such location to a remote server.

e. "Registrant" shall mean a person with special medical needs, as defined by this section, who has voluntarily registered, personally or through an agent, to be included on the department's special medical needs registry;

f. "Special medical needs" shall mean autism spectrum disorder, alzheimer's disease or other dementia, or any other medically diagnosed illness that either (i) renders a person unable to communicate or unable to recognize familiar faces or places; or (ii) causes a person to be prone to wandering or elopement.

§10-902 Voluntary Registry. *Within sixty days of the enactment of this law, the department shall create and maintain a voluntary registry of persons with special medical needs who reside within the city of New York. The registry shall include, at a minimum, the name, address, telephone number, medical condition, and physical features of each registrant, as well as the contact information for all agents of registrants and any other persons designated as an emergency contact for a registrant. In addition, the registry shall include a unique access code or any other type of information necessary to access the GPS tracking device being worn by the registrant in the event that such registrant is reported missing.*

§10-903 Registration Requirements. *To be included on the department's*

special medical needs registry, a person with special medical needs must personally, or through his or her agent, provide the department with all necessary information, as prescribed by the commissioner. Once enrolled, all registrants will receive a department approved GPS tracking device, which is to be worn by the registrant so that the department is able to locate such registrant should such registrant be reported missing in a manner to be prescribed by the commissioner pursuant to this chapter. The department shall only track the location of registrants in the event that such registrant has been reported missing to the department by an agent of the registrant or any other persons designated as an emergency contact for a registrant, including school administrators or camp employees if such person has been designated as an emergency contact.

§10-904 Disclosure of Information. *In the event that a registrant is reported missing, the department may, as appropriate and necessary, share information contained in the registry established pursuant to this chapter with other city agencies, including, but not limited to, the fire department, the office of emergency management, the human resources administration, the department for the aging, the department of health and mental hygiene, the department of education, and the department of transportation.*

§10-905 Rules. *Within one hundred and twenty days of the enactment of this law, the commissioner shall make and promulgate rules and regulations necessary for the proper implementation of this chapter. The rules and regulations shall include, but not be limited to:*

a. The form and manner in which a person with special medical needs, either personally or through his or her agent, can voluntarily register to be a part of the department's special medical needs registry;

b. The medical information needed by the department to confirm the existence of a special medical need, as defined in this chapter;

c. The identifying, medical, and other information to be collected by the department at the time of registration in order to assist the department and medical services providers in the event that the registrant is reported missing;

d. The manner in which the department shall monitor GPS tracking devices;

e. The protocols to be followed for tracking registrants, such as the manner in which a registrant must be reported missing;

f. A description of the efforts the department shall undertake to educate and inform the residents of the City of New York that such registry is available; and

g. Guidelines to ensure that a registrant's identifying information remains private to the greatest extent possible.

§2. This law shall take effect sixty days after its enactment into law.

Referred to the Committee on Public Safety.

Res. No. 174

Resolution calling upon the New York State Office for People with Developmental Disabilities to include the use of GPS tracking devices as a covered service available under the People First Waiver.

By Council Members Wills, Cohen, Gibson, Cumbo, Arroyo, Chin, Rose. Gentile, Cornegy, Vallone and Deutsch.

Whereas, In January 2014, the search for Avonte Oquendo, a 14 year-old autistic teenager who went missing from his school in Queens three months earlier, ended tragically with the recovery of his remains; and

Whereas, As a result of his autism, Avonte Oquendo was non-verbal teenager who had tendency to wander from safe environments; and

Whereas, Autism is one of a group of neurodevelopmental disorders, known as autism spectrum disorders, that are characterized by social impairments, difficulties with verbal and nonverbal communication, and repetitive behaviors; and

Whereas, According to the United States Centers for Disease Control and Prevention, approximately one in 88 American children have an autism spectrum disorder; and

Whereas, Nearly half of children with an autism spectrum disorder attempt to wander or bolt from supervised areas, and more than half of those that wander go missing; and

Whereas, Wearable devices that utilize global positioning systems (GPS) can track children with autism and ensure they are quickly located if they go missing; and

Whereas, New York State, in collaboration with the federal government, offers Medicaid waivers to children with disabilities so that they can receive certain services that help them stay with their families and in their community; and

Whereas, Some Medicaid waivers provide for the coverage of assistive technology, a category of services that allow an individual to use adaptive devices to help maintain or increase their ability to remain with and be a part of the community; and

Whereas, The New York State Office for People with Developmental Disability is currently developing a new waiver, called the People First Waiver, that will serve individuals with developmental disabilities, such as autism; and

Whereas, Making GPS tracking devices available through the People First Waiver would provide comfort to parents of autistic children and help ensure the safe return of autistic children that may go missing; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the New York State Office for People with Developmental Disabilities to include the use of GPS tracking devices as a covered service available under the People First Waiver.

Referred to the Committee on Mental Health, Developmental Disability, Alcoholism, Drug Abuse and Disability Services.

L.U. No. 44

By Council Member Greenfield:

Application no. 20145387 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 132 4th Avenue Restaurant LLC, d/b/a The Fourth, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 132 4th Avenue, in the Borough of Manhattan, Community District 2, Council District 2. 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(e) of the New York City Administrative Code.

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

L.U. No. 45

By Council Member Greenfield:

Application No. C 140155 ZMK submitted by PFNY LLC pursuant to Section 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 23c, to eliminate a C1-3 district and establish a C2-3 overlay district in an existing R5D district, in Canarsie section of the Borough of Brooklyn, Community Board 18, Council District 42.

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

L.U. No. 46

By Council Member Greenfield:

Application No. C 110106 ZMR submitted by Zahra Marina and Hashem Araj pursuant to Section 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 20d, establish a C1-2 overlay district within existing R3X and R3-1 Districts, in the Bulls Head section of the Borough of Staten Island, Community Board 2, Council District 50.

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

L.U. No. 47

By Council Member Greenfield:

Application No. N 140191 ZRM submitted by BOP West 31st Street LLC pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article IX, Chapter 3 (Special Hudson Yards District) in the Borough of Manhattan, Community District 4, Council District 3.

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

L.U. No. 48

By Council Member Greenfield:

Application No. C 140167 ZSM submitted by Kissling Realty Advisors pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-781 of the Zoning Resolution to modify the use regulations of an existing six-story building located at 59-61 Thompson Street, Borough of Manhattan, Community District 2, Council District 3.

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

L.U. No. 49

By Council Member Greenfield:

Application No. C 140157 ZSM submitted by Rockefeller University pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-682 of the Zoning Resolution to allow development of a building within a Large-Scale Community Facility development, within the demapped air space above the FDR Drive, between East 64th and East 68th Street, Borough of Manhattan, Community District 8, Council District 5.

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

L.U. No. 50

By Council Member Greenfield:

Application No. C 140068 (A) MMM submitted by Rockefeller University pursuant to Sections 197-c and 199 of the New York City Charter for an amendment to the City Map involving the elimination, discontinuance and closing of volumes of the FDR Drive, between East 64th and East 68th Street, Borough of Manhattan, Community District 8, Council District 5. 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 a 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. 51

By Council Member Greenfield:

Application No. 20145391 HHK submitted by the New York Health and Hospitals Corporation (HHC) pursuant to §7385(6) of the HHC Enabling Act requesting approval of a proposed lease by HHC to CAMBA Housing Ventures, Inc., of the "G Building" of Kings County Hospital Center Campus located at 560 Winthrop Street, Borough of Brooklyn, Community District 9, Council District 40.

Referred to the Committee on Land Use and the Subcommittee on Landmarks, Public Siting and Maritime Uses.

At this point the Speaker (Council Member Mark-Viverito) made the following announcements:

ANNOUNCEMENTS:

Wednesday, April 23, 2014

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

✶ *Note Topic Addition*
Committee on **TECHNOLOGY**.....**10:00 A.M.**
Oversight - Using Technology to Proactively Address Health and Safety Issues in New York City
Committee Room – City Hall .....James Vacca, Chairperson

Committee on **WOMEN'S ISSUES**.....**10:00 A.M.**
Agenda to be announced
Council Chambers – City Hall ..... Laurie Cumbo, Chairperson

Subcommittee on **LANDMARKS, PUBLIC SITING & MARITIME USES**.....**11:00 A.M.**
See Land Use Calendar
Committee Room – 250 Broadway, 16th Floor ..... Peter Koo, Chairperson

Committee on **PARKS AND RECREATION**.....**1:00 P.M.**
Oversight - Equity in Parks: Do Disparities Exist in the Care of the City's Open Space?
Council Chambers – City Hall ..... Mark Levine, Chairperson

Subcommittee on **PLANNING, DISPOSITIONS & CONCESSIONS**.....**1:00 P.M.**
See Land Use Calendar
Committee Room – 250 Broadway, 16th Floor .....Inez Dickens, Chairperson

Committee on **SMALL BUSINESS**.....**1:00 P.M.**
Oversight – Is the City doing enough to increase access to capital and credit readiness for small businesses?
Committee Room – City Hall..... Robert Cornegy, Chairperson

✶ *Addition*
Committee on **ENVIRONMENTAL PROTECTION**.....**1:00 P.M.**
Int 230 - By Council Members Vacca, Koo, Mendez and Richards - A Local Law to amend the New York city charter, in relation to vehicle idling restrictions.
Int 271 - By Council Member Richards - A Local Law to amend the New York city charter, the administrative code of the city of New York, the New York city building code, and the New York city mechanical code, in relation to the New York city air pollution control code.
Hearing Room – 250 Broadway, 16th Floor
.....Donovan Richards, Jr., Chairperson

Thursday, April 24, 2014

Committee on **ECONOMIC DEVELOPMENT**.....**10:00 A.M.**
Agenda to be announced
Council Chambers – City Hall ..... Daniel Garodnick, Chairperson

Committee on **CONTRACTS**.....**10:00 A.M.**
Agenda to be announced
Committee Room – 250 Broadway, 16th Floor ..... Helen Rosenthal, Chairperson

Committee on **LAND USE**.....**11:00 A.M.**
All items reported out of the subcommittees
AND SUCH OTHER BUSINESS AS MAY BE NECESSARY
Committee Room – City Hall ..... David G. Greenfield, Chairperson

Committee on **HOUSING AND BUILDINGS**.....**1:00 P.M.**
Agenda to be announced
Committee Room – 250 Broadway, 16th Floor
..... Jumaane D. Williams, Chairperson

Committee on **EDUCATION**.....**1:00 P.M.**
Agenda to be announced
Council Chambers – City Hall .....Daniel Dromm, Chairperson

Committee on **FIRE AND CRIMINAL JUSTICE SERVICES**.....**1:00 P.M.**
Agenda to be announced
Committee Room – City Hall .....Elizabeth Crowley, Chairperson

Committee on **VETERANS**.....**1:00 P.M.**
Agenda to be announced
Hearing Room – 250 Broadway, 16th Floor .....Eric Ulrich, Chairperson

Friday, April 25, 2014

Committee on **AGING**.....**10:00 A.M.**
Agenda to be announced
Council Chambers – City Hall ..... Margaret Chin, Chairperson

Committee on **YOUTH SERVICES**.....**10:00 A.M.**
Agenda to be announced
Committee Room – City Hall..... Mathieu Eugene, Chairperson

✶ *Note Topic and Committee Addition*
Committee on **CIVIL RIGHTS** jointly with the
Committee on **HIGHER EDUCATION**.....**10:00 A.M.**
Oversight - Faculty Diversity at CUNY
Committee Room – 250 Broadway, 16th Floor .....Darlene Mealy, Chairperson
..... Inez Barron, Chairperson

✶ *Addition*

Committee on **COMMUNITY DEVELOPMENT.....1:00 P.M.**
Agenda to be announced
Committee Room – 250 Broadway, 16th Floor
..... Maria del Carmen Arroyo, Chairperson

Committee on **ENVIRONMENTAL PROTECTION .....1:00 P.M.**
Agenda to be announced
Committee Room – City Hall.....Donovan Richards, Jr., Chairperson

✶ *Note Topic Additions*
Committee on **GOVERNMENTAL OPERATIONS.....1:00 P.M.**
Int 6 - By Council Members Garodnick, Chin, Cumbo, Dromm, Ferreras, Gentile, Greenfield, King, Koo, Lancman, Levin, Levine, Palma, Rosenthal, Williams, Cohen, Vacca, Johnson, Torres, Dickens, Maisel, Constantinides, Miller, Crowley, Rose, Deutsch, Mendez, Wills, Kallos, Weprin, Van Bramer, Koslowitz, Menchaca, Vallone, Matteo and the Public Advocate (Ms. James) - A Local Law to amend the administrative code of the city of New York, in relation to requiring public-facing disclosure of campaign spending.
Int 148 - By Council Members Lander, Torres, Chin, Cumbo, Levine, Menchaca, Johnson, Miller, Reynoso and Van Bramer - A Local Law to amend the New York city charter, in relation to increasing independent expenditure disclosure requirements.
Res 75 - By Council Members Williams, Constantinides and Mendez - Resolution in support of A.4980-C/S.4705-A, also known as the "2013 Fair Elections Act," which would create a public campaign financing system for campaigns for New York statewide office, state legislative office and constitutional convention delegate.
Council Chambers – City Hall .....Ben Kallos, Chairperson

Monday, April 28, 2014

Committee on **PUBLIC HOUSING .....10:00 A.M.**
Agenda to be announced
Committee Room – 250 Broadway, 16th Floor .....Ritchie Torres, Chairperson

Committee on **PUBLIC SAFETY .....10:00 A.M.**
Agenda to be announced
Committee Room – City Hall..... Vanessa L. Gibson, Chairperson

✶ *Addition*
Committee on **GENERAL WELFARE .....10:00 A.M.**
Agenda to be announced
Council Chambers – City Hall ..... Stephen Levin, Chairperson

Committee on **CONSUMER AFFAIRS.....1:00 P.M.**
Agenda to be announced
Committee Room – City Hall ..... Rafael L. Espinal, Chairperson

Committee on **CULTURAL AFFAIRS, LIBRARIES & INTERNATIONAL INTERGROUP RELATIONS .....1:00 P.M.**
Agenda to be announced
Committee Room – 250 Broadway, 16th Floor
..... James Van Bramer, Chairperson

Committee on **SANITATION AND SOLID WASTE MANAGEMENT..... 1:00 P.M.**
Agenda to be announced
Council Chambers – City Hall .....Antonio Reynoso, Chairperson

Tuesday, April 29, 2014

✶ *Addition*
Committee on **FINANCE.....10:00 A.M.**
Int 192 - By Council Member Ferreras (by request of the Mayor) - A Local Law to amend the administrative code of the city of New York, in relation to amending the district plan of the Downtown-Lower Manhattan business improvement district to change the method of assessment upon which the district charge is based
Int 193 - By Council Member Ferreras (by request of the Mayor) - A Local Law to amend the administrative code of the city of New York, in relation to amending the district plan of the Kings Highway business improvement district to authorize additional services and modify existing services for the district.
Int 194 - By Council Member Ferreras (by request of the Mayor) - A Local Law to amend the administrative code of the city of New York, in relation to amending the district plan of the Church Avenue business improvement district to authorize additional services and modify existing services for the district.
AND SUCH OTHER BUSINESS AS MAY BE NECESSARY
Committee Room – City Hall.....Julissa Ferreras, Chairperson

Stated Council Meeting.....Ceremonial Tributes – 1:00 p.m.
..... Agenda – 1:30 p.m.

Wednesday, April 30, 2014

Committee on **IMMIGRATION .....10:00 A.M.**
Agenda to be announced
Committee Room – City Hall.....Carlos Menchaca, Chairperson

✶ *Deferred*
~~Committee on **MENTAL HEALTH, DEVELOPMENTAL DISABILITY, ALCOHOLISM, DRUG ABUSE AND DISABILITY SERVICES.....10:00 A.M.**~~
~~Agenda to be announced~~
~~Committee Room – 250 Broadway, 16th Floor ..... Andrew Cohen, Chairperson~~

Committee on Transportation .....10:00 a.m.
Agenda to be announced
Council Chambers – City Hall .....Ydanis Rodriguez, Chairperson

✶ *Note Topic Additions*
Committee on **HEALTH..... 1:00 P.M.**
Int 55 - By Council Members Crowley, Johnson, Arroyo, Constantinides, Levine, Palma, Vacca, Koslowitz and Espinal - A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the sale of puppies and kittens bred in puppy and kitten mills.
Int 73 - By Council Members Johnson, Arroyo, Constantinides, Levine, Rose and Vallone - A Local Law to amend the administrative code of the city of New York, in relation to updating the definition of "pet shop" within the Animal Abuse Registration Act.
Int 136 - By Council Members Crowley, Arroyo, Dickens, Johnson, Koo, Levine, Palma, Rose, Vallone, Mendez, Koslowitz and Ulrich - A Local Law to amend the administrative code of the city of New York, in relation to the spaying, neutering and licensing of animals sold in pet shops.
Int 146 - By Council Members Johnson, Crowley, Arroyo, Chin, Koo, Levine, Rose, Vallone, Mendez and Ulrich - A Local Law to amend the administrative code of the city of New York, in relation to microchipping animals sold in pet shops.
Committee Room – City Hall.....Corey Johnson, Chairperson

Committee on **CIVIL SERVICE AND LABOR .....1:00 P.M.**
Agenda to be announced
Committee Room – 250 Broadway, 16th Floor
.....I. Daneek Miller, Chairperson

Committee on **WATERFRONTS.....1:00 P.M.**
Agenda to be announced
Council Chambers – City Hall .....Deborah Rose, Chairperson

Whereupon on motion of the Speaker (Council Member Mark-Viverito), the Public Advocate (Ms. James) adjourned these proceedings to meet again for the Stated Meeting on Tuesday, April 29, 2014.

MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council