

COMMISSION ON GOVERNMENT EFFICIENCY
PROPOSED CHARTER AMENDMENTS

Proposed Charter Amendment: Question 1

Section 1. Section 364 of the New York city charter, as added by a vote of the electors on November 7, 1989, subdivision e as amended by local law number 121 for the year 2023, is amended to read as follows:

§ 364. Revocable consents. a. A revocable consent shall not be granted for a use that would interfere with the use of inalienable property of the city for public purposes, nor shall a revocable consent be granted for a purpose for which a franchise may be granted.

b. All revocable consents shall be revocable at any time by the responsible agency, shall be granted for a fixed term, and shall provide for adequate compensation to be annually provided to the city during the continuance of the consent.

c. Revocable consents, other than for telecommunications purposes, may be granted by the department of transportation with respect to property under its jurisdiction or by such other agency as may be authorized by law to grant revocable consents. Revocable consents for telecommunications purposes may be granted by the department of information technology and telecommunications. All revocable consents shall require the approval of the department of transportation.

d. Every petition for the grant of a revocable consent shall be filed with the department of transportation. Each petition shall state the location of the proposed revocable consent and shall be in such form and contain such other information as the department of transportation and other responsible agencies, if any, shall require by rule. Petitions for each type of revocable consent shall

be distributed to and reviewed by the agencies required to do so by local law or executive order of the mayor. If, in the judgment of the department of city planning, a proposed revocable consent has land use impacts or implications, the petition for the proposed revocable consent shall be subject to review and approval pursuant to section one hundred ninety-seven-c and section one hundred ninety-seven-d.

e. Notwithstanding any provision of this charter or the administrative code, revocable consents to construct and operate sidewalk cafes shall be reviewed pursuant to [sections 19-160 through 19-160.6 of the administrative code] this chapter.

§ 2. Section 371 of the New York city charter, as amended by local law number 121 for the year 2023, is amended to read as follows:

§ 371. Public hearing on proposed agreement; publication of notice.

a. The franchise and concession review committee [in the case of a franchise, or the responsible agency in the case of a revocable consent,] shall hold a public hearing on the proposed agreement memorializing the terms and conditions of each proposed franchise [or revocable consent] before final approval of the proposed franchise [or consent]. Any such public hearing conducted by the franchise and concession review committee shall be held within thirty days of the filing with the committee by the responsible agency of a proposed agreement containing the terms and conditions of the proposed franchise.

b. A responsible agency may, in its discretion, hold a public hearing on a proposed agreement memorializing the terms and conditions of a proposed revocable consent before final approval of such proposed consent. In determining whether to hold such hearing, a responsible agency may consider factors including, but not limited to, the location and size of the inalienable property that would be subject to such proposed consent, the length of such proposed consent, the

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proposed use of such property, and whether a hearing would be beneficial to address concerns about the effect of such proposed revocable consent at the proposed location.

c. The responsible agency shall provide notice of a petition for a revocable consent to the community board and the council member in whose district, and the borough president in whose borough, the property subject to such revocable consent is proposed to be located.

1. Such agency shall provide an opportunity for such community board, borough president and council member to submit comments related to such petition and shall make best efforts to facilitate additional community input through various methods, including, but not limited to, posting information relating to such petition for a revocable consent on such agency's website and social media accounts and allowing members of the public to submit comments about such petition.

2. A community board, borough president or council member may waive the requirement to receive notice of a petition for a revocable consent for a category of revocable consents, provided that such community board, borough president, or council member may revoke such waiver at any time. Upon receipt of such a waiver, the responsible agency shall not be required to submit notice of a petition for a revocable consent to such community board, borough president or council member for such category of revocable consent.

d. No hearing held by the franchise and concession review committee or by the responsible agency pursuant to this section shall be held until after notice thereof and a summary of the terms and conditions of the proposed agreement shall have been published by such committee or responsible agency, as applicable, for at least [fifteen] six days, except Sundays and legal holidays, immediately prior thereto in the City Record[, nor until a notice of such hearing, indicating the place where copies of the proposed agreement may be obtained by all those interested therein, shall have been published at least twice at the expense of the proposed grantee in a print or online

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edition of a daily newspaper designated by the mayor which is published in the city of New York and having a circulation in the borough or boroughs in which the affected property of the city is located and a print or online edition of a weekly newspaper or newspapers designated by the mayor which are published in the city of New York and have a circulation in the community district or districts in which the affected property of the city is located. In the event a franchise or revocable consent relates to property of the city located in more than one borough, notice of hearing in a weekly newspaper shall not be required; however, in that event, notice of hearing in the print or online editions of two daily newspapers, and mailing by the grantee, no later than fifteen days immediately prior to the date of the public hearing, of such notice to the borough presidents and community boards and council members in whose districts the affected property of the city is located, shall be required. In the case of a franchise for a bus route which crosses one or more borough boundaries, notice of hearing in a weekly newspaper shall not be required; however, in that event, notice of hearing in the print or online editions of two daily newspapers, and mailing by the grantee, no later than fifteen days immediately prior to the date of the public hearing, of such notice to the borough presidents and community boards and council members in whose districts the bus route is located, and posting of such notice in the buses operating upon such route, shall be required]. The grantee shall provide a notice of such hearing to the community board and council member in whose district, and the borough president in whose borough, the property subject to such revocable consent is proposed to be located.

e. Inadvertent failure by the responsible agency or grantee to provide any notice required pursuant to subdivisions c and d of this section shall not serve to invalidate an approval of such petition.

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§ 3. Section 372 of the New York city charter is amended by adding a new subdivision c to read as follows:

c. Notwithstanding anything in this section to the contrary, the mayor may delegate any powers conferred upon the mayor pursuant to this section to the head of a responsible agency.

§ 4. Section 375 of the New York city charter, as added by a vote of the electors on November 7, 1989, is amended to read as follows:

§ 375. Registration with the comptroller. All agreements memorializing the terms of franchises, revocable consents or concessions shall be agreements subject to the applicable registration requirements and other provisions of section three hundred twenty-eight except that the terms "vendor" and "contractor" as used in section three hundred twenty-eight shall be deemed to apply to the holders of franchises, revocable consents and concessions, provided that, with the consent of the comptroller, any such franchise, concession or revocable consent may commence pending such registration.

§ 5. Section 1152 of the New York city charter is amended by adding a new paragraph 1 of subdivision q to read as follows:

q. (1) The amendments to the charter amending sections 364, 371, 372 and 375, as approved by the electors on November 3, 2026, shall take effect on March 1, 2027, provided that such amendments shall not apply to a petition for the grant of a revocable consent that has been submitted to the responsible agency at the time such amendments take effect.

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Proposed Charter Amendment: Question 2

Section 1. Section 20-t of the New York city charter, as added by local law number 175 for the year 2025, is amended by adding a new subdivision h to read as follows:

h. 1. Notwithstanding any provision of local law, the director shall be responsible for the operation and maintenance of the computerized data system described in subdivision b of section 6-116.2 of the administrative code. The director shall determine the form and format of the information maintained in such system.

2. Such director shall also be responsible for the policy decisions relating to such system, provided that such policy decisions are consistent with the rules promulgated pursuant to paragraph 3 of this subdivision.

3. Notwithstanding any provision of section 6-116.2 of the administrative code, the rulemaking body shall adopt rules specifying the time frame in which such information is required to be submitted for inclusion in such system, provided that such rules may require different information to be submitted based on the total dollar amount of a contract, the industry of a contract, or whether a contractor is a small business, or based on any other factor, as such board deems appropriate for the purposes of promoting efficient and transparent administration of city business.

4. For the purposes of paragraph 3 of this subdivision, the term “rulemaking body” means:
(A) with respect to contracts subject to chapter 13 of this charter, the procurement policy board;

(B) with respect to any franchise or concession subject to chapter 14 of this charter, the franchise and concession review committee.

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§ 2. Subdivision d of section 20-t of the New York city charter, as added by local law number 175 for the year 2025, is amended to read as follows:

d. Delegation and designation. 1. The director may delegate to the agency chief contracting officer of each agency the duties listed in this paragraph, provided that the mayor must authorize such delegation in the case of powers conferred upon the mayor by law:

(a) Certification pursuant to section 327 that the procedural requisites for the solicitation and award of contracts have been met upon adequate assurance that the agency possesses the capacity to comply with procedural requirements; and

(b) Any other approvals or functions required by law, rule, or regulation, except that the approval of the mayor required under subdivision b of section 317 [shall not] may be delegated to an agency chief contracting officer only with the consent of the head of such agency.

2. The director shall periodically review each agency chief contracting officer's performance of the functions delegated, and if such performance is found unsatisfactory, the director shall revoke the agency chief contracting officer's authority to exercise such function and the director shall resume the exercise of such function.

3. The director may designate employees of the office to exercise any of the powers and duties set forth in this section upon the specific or general direction of the director. Any reference to the director or city chief procurement officer includes the persons who have received such designation.

§ 3. Section 20-t of the New York city charter, as added by local law number 9 for the year 2026, is renumbered section 20-v.

§ 4. Subdivision a of section 311 of the New York city charter, as amended by local law number 20 for the year 2004, is amended to read as follows:

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a. There shall be a procurement policy board consisting of five members, three of whom shall be appointed by the mayor and two of whom shall be appointed by the comptroller. Each member shall serve at the pleasure of the appointing official.

1. Members shall have demonstrated sufficient business or professional experience to discharge the functions of the board.

2. At least one member appointed by the mayor and one member appointed by the comptroller shall not hold any other public office or public employment. The remaining members shall not be prohibited from holding any other public office or employment provided that no member may have substantial authority for the procurement of goods, services or construction pursuant to this chapter.

3. The mayor shall designate the chair.

4. The board shall meet on a regular basis and no less than quarterly.

§ 5. Subdivision a of section 325 of the New York city charter, as added by local law number 24 for the year 2004, is amended to read as follows:

a. Agencies that award client services contracts shall produce a [draft and final] plan and schedule detailing anticipated contracting actions for the upcoming fiscal year[, and shall hold at least one public hearing each year immediately following the release of the draft plan and schedule to receive testimony regarding the plan and schedule]. The [draft and final] plan and schedule shall include, but not be limited to: the type of services to be provided, the authorized maximum amount of funding associated with the program, the authorized number of contracts to be let for a particular program, the month and year of the next planned competitive solicitation. Failure to include a contract in the plan and schedule issued pursuant to this section shall not be grounds for invalidating the contract. The procurement policy board shall promulgate rules

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governing the issuance of the [draft and final] plans and schedules, which shall ensure that [the draft plan and schedule is issued promptly following the submission of the executive budget and that the final] any such plan [and] or schedule is issued no later than September thirtieth each year.

§ 6. Section 326 of the New York city charter, as amended by chapter 483 of the laws of 2024, is amended to read as follows:

§ 326. Public notice and comment on contract awards. a. Prior to entering into any contract for goods, services or construction to be awarded by other than competitive sealed bidding or competitive sealed bids from prequalified vendors, the value of which exceeds [one hundred thousand dollars] an amount determined by rule of the procurement policy board, the agency shall give notice in the City Record that comments on the proposed contract may be submitted online for a period of time of not less than seven days, determined by the procurement policy board by rule, provided that such period of time shall commence no earlier than the date such notice is given. In determining an amount pursuant to this section, the procurement policy board shall consider factors including, but not limited to, the need for efficiency and transparency in city procurements.

A description of the scope of work and key terms of the contract shall be included in such notice which shall at minimum include: (i) the agency name, (ii) the procurement identification number (PIN), (iii) a brief description of the goods, services, or construction to be procured, and method of source selection, (iv) the name and address of the proposed vendor and location of the proposed program, project, or worksite, and (v) the dollar amount of the proposed contract. The procurement policy board may by rule exempt from this public notice and comment requirement contracts to be let which do not differ materially in terms and conditions, as defined by the board, from contracts

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currently held by the city where the parties to such contracts are the same; provided, that under no circumstance may such exemption apply to any contract in value exceeding ten million dollars.

b. The requirements of this section shall not apply to any procurement (i) let pursuant to a finding of an emergency under section three hundred fifteen, (ii) required to be made on an accelerated basis due to markets which experience significant, short-term price fluctuations, as identified by rule of the board, or (iii) where public notice pursuant to this section would disclose litigation strategy or otherwise impair the conduct of litigation by the city.

§ 10. Section 1152 of the New York city charter is amended by adding new paragraphs 2, 3, and 4 of subdivision q to read as follows:

(2) The amendments to the charter amending subdivision d of section 20-t and section 325, and renumbering section 20-t as section 20-v, as approved by the electors on November 3, 2026, shall take effect immediately upon certification that the electors have approved such amendments to the charter.

(3) The amendments to the charter amending section 311, as approved by the electors on November 3, 2026, shall take effect on January 1, 2027.

(4) The amendments to the charter amending section 326, as approved by the electors on November 3, 2026, shall take effect on October 1, 2030.

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Proposed Charter Amendment: Question 3

Section 1. Section 2903 of the New York city charter is amended by adding a new subdivision b-1 to read as follows:

b-1. In implementing a project for the construction, maintenance or repair of a public road, street, highway, parkway, bridge or tunnel as described in subdivision b of this section, the commissioner shall consult with any agency as the commissioner may deem appropriate to ensure due regard for public safety.

1. Notwithstanding any provision of section 19-101.2 of the administrative code, an agency with which the department is required to consult regarding a project described in this subdivision shall not be required to confer with any person, other than the head of such agency, for purposes of such consultation. Failure of the commissioner to consult with any agency shall not affect the validity of any such project.

2. Notwithstanding any provision of section 19-101.2 of the administrative code, a project requires immediate implementation to preserve public safety for purposes of such section where the commissioner has determined that there is a risk of significant injury that may occur absent immediate implementation based on the incidence rate of crashes involving motor vehicles, pedestrians, cyclists or other persons or any other consideration relating to the need to preserve public safety. The commissioner shall make best efforts to promptly make any required notification or presentation.

§ 2. Section 195 of the New York city charter is REPEALED.

§ 3. Paragraph 4 of subdivision b of section 197-e of the New York city charter, as added by local law number 177 for the year 2025, is amended to read as follows:

4. Sale, lease (other than the lease of office space), exchange, or other disposition of the real property of the city, including the sale or lease of land under water pursuant to section eight hundred twenty-four, chapter fifteen, and other applicable provisions of law[,];

(a) to private owners of abutting property or an entity comprised thereof, provided such real property of the city is not inalienable property and cannot be independently developed, as determined by the mayor, because singly or in combination, its size, shape, applicable zoning, configuration, or topography render such development economically impracticable or infeasible;

(b) where the lot area of such real property does not exceed 10,000 square feet and is not an individual landmark designated pursuant to subdivisions 8 or 9 of section 3020; or

(c) where such real property consists solely of development rights from landmark sites, and any property interest necessary to facilitate such disposition;

§ 4. Subdivision a of section 218 of the New York city charter, as amended by local law number 177 for the year 2025, is amended to read as follows:

a. The selection of sites for capital projects shall be pursuant to the uniform procedures provided pursuant to sections one hundred ninety-seven-c and one hundred ninety-seven-d, except for acquisition of office space pursuant to section [one hundred ninety-five] 824.1, and except for the selection of a site for a resiliency project, a solar energy generation project, or the creation of open space subject to section one hundred ninety-seven-e.

§ 5. Subdivision b of section 384 of the New York city charter is amended by adding a new paragraph 4-a to read as follows:

4-a. Notwithstanding the provisions of paragraph 1 of this subdivision, the mayor may, without public auction or sealed bids, authorize the sale of real property of the city, except inalienable property or any interest therein, that cannot be independently developed, directly to

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private owners of abutting property, or an entity or entities comprised thereof. The consideration for a sale of real property pursuant to this paragraph shall be the fair market value of such parcel as determined by appraisal. For purposes of this paragraph, real property that cannot be independently developed shall mean property that cannot be developed due to its size, shape, applicable zoning, configuration or topography, which factors, singly or in combination, render the development of such property economically impracticable or infeasible. No such sale directly to private property owners shall take place without a public auction or sealed bids (i) unless a finding by the mayor, based on a certification by the commissioner of citywide administrative services that independent development is economically impracticable or infeasible, has been made that such sale is in the best interests of the city, and (ii) until a public hearing has been held with respect to such sale after the publication of notice in the City Record at least thirty days in advance of such hearing, and (iii) at least thirty days in advance of such hearing, a copy of the aforesaid notice in the City Record has been mailed to each abutting property owner accompanied by a statement that the real property to be sold without auction abuts such property owner's property. Any conveyance may provide for the restriction of the use of such real property. Nothing in this paragraph exempts dispositions of real property to abutting owners (or an entity or entities comprised thereof) from any applicable review and approval requirements set forth in sections 197-c, 197-d or 197-e of this charter.

§ 6. Subdivision a of section 824 of the New York city charter, as added by local law number 59 for the year 1996, is amended to read as follows:

(a) to purchase, lease, condemn or otherwise acquire real property for the city, subject to the approval of the mayor, and to sell, lease, exchange or otherwise dispose of real property of the city, subject to the requirements of section [three hundred eighty-four] 384 and subject to review

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and approval either pursuant to section [one hundred ninety-five] 824.1, if applicable, or pursuant to sections [one hundred ninety-seven-c] 197-c and [one hundred ninety-seven-d] 197-d. No such purchase, lease, condemnation or other acquisition, other than an acquisition pursuant to section 824.1, shall be authorized until a public hearing has been held with respect to such acquisition after the publishing of notice in the City Record at least [ten] 10 days but not more than [thirty] 30 days in advance of such hearing; provided, however, that in the case of an acquisition by purchase or condemnation, no such hearing shall be required if a public hearing is held with respect to such purchase or condemnation pursuant to any other requirement of law. In the case of a lease in which the city is to be the tenant, the notice for the hearing required in this subdivision shall include a statement of the location and proposed use of the premises, and the term and annual rent of the proposed lease. Before submitting an application pursuant to section [one hundred ninety-seven-c] 197-c for an acquisition or a disposition pursuant to this section, the commissioner shall take into consideration the criteria for location of city facilities established pursuant to section [two hundred three]. If two years, not including time spent in litigation, have elapsed between (1) the final approval of a disposition or acquisition pursuant to section one hundred ninety-seven-c and section one hundred ninety-seven-d and (2) execution of an agreement in connection with such disposition or acquisition, a public hearing shall be held on the proposed acquisition or disposition after the publishing of notice in the City Record at least forty-five days in advance of such hearing] 203;

§ 7. The New York city charter is amended by adding a new section 824.1 to read as follows:

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§ 824.1 Acquisitions of office space. Acquisitions by the city of office space or existing buildings for office use, whether by purchase, condemnation, exchange or lease, shall be subject to the following review procedure:

(a) The commissioner shall make any such acquisition upon a determination by such commissioner that such acquisition is in the best interests of the city, taking into consideration an agency's needs for office space, the cost of such office space or existing building for office use, criteria for the location of city facilities adopted pursuant to section 203, and any other factor relevant to the determination that such acquisition is in the best interests of the city.

(b) Prior to making such acquisition, the commissioner shall file a notice of intent to acquire office space or an existing building for office use with the community board and councilmember of the district, and with the borough president of the borough, in which the office space or existing building proposed to be acquired. Such notice shall describe (i) the needs of such agency for office space; (ii) a description of any alternate sites considered for such acquisition, and an explanation why such alternate site was not selected; and (iii) a description of how the selected office space or existing building for office use meets criteria for the location of city facilities adopted pursuant to section 203.

(c) Upon making such acquisition, the commissioner shall file with the comptroller and city council a copy of such notice, or a statement that contains the information required to be included in such notice pursuant to subdivision b of this section.

§ 8. Section 1152 of the New York city charter is amended by adding a new subdivision q, paragraphs 5 and 6 to read as follows:

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(5) The amendments to the charter repealing section 195, amending sections 197-e, 218, 824, and 2903, and adding section 824.1 shall take effect immediately upon certification that the electors have approved such amendments to the charter.

(6) The amendments to the charter adding paragraph 4-a to subdivision b of section 384 shall take effect on December 31, 2030.

Section 1. Section 642 of the New York city charter, as amended by local law number 39 for the year 2008, is amended to read as follows:

§ 642. Deputies. The commissioner shall appoint two deputies, one of whom shall be the first deputy commissioner, and such other deputies as may be necessary. The commissioner may, by instrument in writing filed with the department, designate a first deputy commissioner who is [a] and any other deputy commissioners who are registered [architect] architects or [a] licensed professional [engineer] engineers to possess any of the powers granted to the commissioner by subdivision (b) or (d) of section [six hundred forty-five] 645 of this chapter. The deputy [commissioner] commissioners so designated shall possess such powers in addition to any other powers that may be assigned to him or her by the commissioner pursuant to any other provision of law.

§ 2. Section 643 of the New York city charter, as amended by local law number 69 for the year 1985, subdivision 1 as amended by a vote of the electors on November 7, 1989, subdivision 5 as amended by local law number 65 for the year 1996, and subdivision 7 as amended by local law number 64 for the year 2001, is amended to read as follows:

§ 643. Department; functions. The department shall enforce, with respect to buildings and structures, such provisions of the building code, zoning resolution, multiple dwelling law, labor law and other laws, rules and regulations as may govern the construction, alteration, maintenance, use, occupancy, safety, sanitary conditions, mechanical equipment and inspection of buildings or structures in the city, and shall perform the functions of the city of New York relating to:

(1) the designation of buildings and structures as unsafe and the necessary legal action in relation thereto prior to the removal of the unsafe condition through demolition or sealing except as provided in section eighteen hundred two of this charter;

(2) the shoring of hazardous and unsafe buildings and structures;

(3) the testing and approval of power-operated cranes and derricks used for construction, alteration, demolition, excavation and maintenance purposes, including such uses in highways or sewers, or used to hoist or lower any article on the outside of any building, excluding cranes and derricks used in industrial plants or yards;

(4) the location, construction, alteration and removal of signs, illuminated or non-illuminated, attached to the exterior of any building or structure;

(5) (i) all surface and subsurface construction within the curb line, including curb cuts and driveways, the covering thereof and entrances thereto, and the issuance of permits in reference thereto, (ii) in conjunction with the issuance of permits for surface and subsurface construction within the curblane, such surface and subsurface construction outside the curblane as shall be expressly delegated to the department in the administrative code and the issuance of permits in relation thereto and, (iii) notwithstanding any inconsistent provision of section fourteen hundred three of this charter, in conjunction with the issuance of a permit for the construction of a building, the commissioner may approve the installation of and issue a permit for the construction of an individual on site private sewage disposal system for the premises. Such permit shall be issued in accordance with standards and specifications prescribed by the commissioner, in consultation with the commissioner of environmental protection, for the installation of individual on site private sewage disposal systems;

(6) the regulation, inspection and testing of gas and electricity used for light, heat and power purposes, electric, gas and steam meters, electric wires and all lights furnished to the city; [and]

(7) the regulation, inspection and testing of electric wires and wiring apparatus and other appliances used or to be used for the transmission of electricity for electric light, heat, power, signaling, communication, alarm and data transmission in or on any building or structure in the city; [provided, however, that] and

(8) the regulation of all construction and demolitions on wharf and waterfront property, including but not limited to wharves, piers, docks, bulkheads, and structures wholly or partly thereon and other structures used in conjunction with or in furtherance of waterfront commerce or navigation and the issuance of permits with regard thereto.

Notwithstanding the foregoing provisions, the jurisdiction of the department, except for the testing and approval of power-operated cranes and derricks used for construction, alteration, demolition, excavation and maintenance purposes and the licensing of the operators of such equipment, the regulation, inspection and testing of gas and electricity used for light, heat and power purposes, electric, gas and steam meters, electric wires and lights and the regulation, inspection and testing of wiring and appliances for electric light, heat and power, shall not extend to [waterfront property owned by the city and under the jurisdiction of the department of ports, international trade and commerce, or to the following structures on any such waterfront property; wharves, piers, docks, bulkheads, structures wholly or partly thereon, or to such other structures used in conjunction with or in furtherance of waterfront commerce or navigation, or to] bridges, tunnels or subways or structures appurtenant thereto.

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§ 3. Chapter 26 of the New York city charter is amended by adding a new section 643.1 to read as follows:

§ 643.1. Licenses, permits, and certificates of occupancy continued. Any license, permit or certificate of completion relating to the powers and duties transferred to the department of buildings by the local law that added subdivision 8 of section 643 in force upon the effective date of such local law and issued by the department of small business services or any predecessor agency shall continue in force on and after such effective date and shall have the same force and effect as a license, permit or certificate of occupancy issued by the department of buildings, and all provisions of law which apply to licenses, permits and certificates of occupancy issued by the department of buildings shall apply with like effect to licenses, permits and certificates of completion issued by the department of small business services or any predecessor agency, including those provisions which empower the commissioner of buildings to revoke a license, permit or certificate of occupancy.

§ 4. The opening paragraph of subdivision a of section 645 of the New York city charter, as amended by local law number 219 for the year 2017, is amended to read as follows:

(a) There shall be a main office of the department and in each borough at least one branch office [and a borough superintendent]. There shall be one borough commissioner for each of the five borough branch offices, provided that the commissioner may appoint one or more additional borough commissioners who may exercise such powers as are delegated by the commissioner throughout the city. Persons appointed as inspectors to perform functions of the department shall have such qualifications as shall be prescribed by the commissioner of citywide administrative services after consultation with the commissioner; provided however that, for inspections related to work on medical and natural gas piping systems, backflow prevention,

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electrical work and other work as the department may include through rule, such qualifications shall include:

§ 5. Subdivision c of section 645 of the New York city charter, as added by local law number 29 for the year 1977, is amended to read as follows:

(c) The commissioner may, by instrument in writing filed in the department, designate [a] borough [superintendent] commissioners of the department to possess within a borough or citywide, as applicable, any of the powers granted to the commissioner by subdivision (b) of this section and to exercise the same within such borough or citywide, as applicable, in the name of the commissioner for such times and under such conditions as [he] such commissioner may specify. The borough [superintendent] commissioners shall also perform such other duties as the commissioner may direct.

§ 6. Section 645 of the New York city charter is amended by adding a new subdivision e to read as follows:

(e) City agencies that issue permits and approvals with respect to new construction, including but not limited to the department of buildings, the department of environmental protection, the fire department and the department of transportation, shall cooperate with the commissioner of buildings in the development of a system, subject to appropriations, that will accommodate the submission of applications for and the issuance of permits and approvals for construction projects by all such agencies. Such agencies shall accept such applications through such system. The system shall be established by December 1, 2029 or within such further period of time as the commissioner determines may be feasible.

§ 7. Section 648 of the New York city charter, as amended by local law number 39 for the year 2008, is amended to read as follows:

§ 648. Appeals. Appeals may be taken from decisions of the commissioner and of a deputy commissioner or [the] a borough [superintendent] commissioner acting under a written delegation of power filed in accordance with the provisions of section six hundred forty-two or subdivision (c) of section six hundred forty-five of this chapter, to the board of standards and appeals as provided by law.

§ 8. Section 649 of the New York city charter, as added by local law number 29 for the year 1977, is amended to read as follows:

§ 649. Inspection. The commissioner, any deputy commissioner, borough [superintendents] commissioner, inspectors, or any officer of the department authorized in writing by the commissioner or a borough [superintendent to act in his borough] commissioner may, in accordance with law, for the purpose of performing their respective official duties, enter and inspect any building, structure, enclosure, premises or any part thereof or anything therein or attached thereto; and any refusal to permit such entry or inspection shall be a misdemeanor triable in criminal court and punishable upon conviction by not more than thirty days imprisonment or by a fine of not more than one hundred dollars, or both.

§ 9. Subdivision 6 of section 666 of the New York city charter, as renumbered by local law number 49 for the year 1991, paragraph a as amended by local law number 39 for the year 2008, 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] commissioner 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.

§ 10. Subdivision 2 of section 1301 of the New York city charter, as added by local law number 61 for the year 1991, paragraph b as amended by local law number 59 for the year 1996, paragraphs l, m and o as amended by local law number 148 for the year 2013, paragraph n as amended by local law number 26 for the year 2008, is amended to read as follows:

2. The commissioner shall have the power and duty to exercise the functions of the city relating to the development, redevelopment, construction, reconstruction, operation, maintenance, management, administration and regulation of public markets, wharf property, water

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front property and airports within the city of New York including, without limitation, the following:

a. to have exclusive charge and control of the public markets of the city, to fix fees for services, licenses and privileges in connection therewith, to rent space therein and to enter into leases therefor, and to regulate all facilities in use as public markets for the public health, safety and welfare;

b. to have [exclusive] charge and control of the wharf property and water front owned by the city and of the building, rebuilding, repairing, altering, maintaining, strengthening, protecting, cleaning, dredging, and deepening of such wharf property and water front property; provided, that the commissioner may, subject to the approval of the mayor, designate parcels of wharf property and water front property to be managed pursuant to this paragraph and leased or permitted pursuant to paragraphs g and h of this subdivision by the commissioner of citywide administrative services. Any such designation shall be made in writing and may be withdrawn by the commissioner subject to the approval of the mayor;

c. [to have the exclusive power to enforce with respect to public markets, water front property and any structures on water front property under its jurisdiction, the labor law and such other laws, rules and regulations as may govern the dredging, filling, removal, construction, alteration, maintenance, use, occupancy, safety, sanitary conditions, mechanical equipment and inspection of structures in the city, and the issuance of permits and certificates of completion in reference thereto, and to establish and amend fees to be charged for the issuance of such permits or certificates of completion, which fees shall be established by the rules of the commissioner]

Reserved;

d. to have [exclusive] power to regulate the dredging and filling of water front property [and the following structures on any water front property: wharves, piers, docks, bulkheads, structures wholly or partly therein, and such other structures used in conjunction with and in furtherance of water front commerce and/or navigation] and wharf property and the removal of structural and non-structural nuisances therefrom;

e. to have exclusive power to regulate the use of marginal streets so that they may be used to the best advantage in connection with wharf property and to regulate by license or otherwise the transfer of goods and merchandise upon, over or under all such marginal streets;

f. to lease, subject to the approval of the council, any wharf property belonging to the city primarily for purposes of water front commerce or in furtherance of navigation. Such leases may be sold at public auction duly advertised in the City Record for at least ten days prior thereto, and if not so sold the terms of any lease must be approved by the council by a three-fourths vote after a public hearing, notice of which shall be published in the City Record for the six days of publication of the City Record immediately prior thereto. All such leases shall be for such terms and shall contain such conditions as may be provided by law. The council shall act within forty-five days of the filing of the proposed terms and conditions of any such lease with the council. Failure of the council to act on a lease within such forty-five day period shall be deemed an approval of such lease. All votes of the council pursuant to this subdivision shall be filed by the council with the mayor and shall be final unless disapproved by the mayor within five days of such filing except that there shall be no right of mayoral disapproval if a three-fourths vote of the council is required pursuant to this subdivision. Any such mayoral disapproval shall be filed by the mayor with the council and shall be subject to override by a two-thirds vote of the council within ten days of such filing;

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g. to lease, pursuant to review and approval pursuant to sections one hundred ninety-seven-c and one hundred ninety-seven-d, any wharf property belonging to the city for purposes other than water front commerce or in furtherance of navigation, including, without limitation, commercial, industrial, residential or recreational purposes. All such leases shall be for such terms and shall contain such conditions as may be provided by law. No such lease may be authorized by the commissioner until a public hearing has been held with respect thereto after the publication of notice in the City Record at least thirty days in advance of such hearing;

h. to grant temporary permits terminable at will for a period not exceeding three years for the purposes of water front commerce or in furtherance of navigation and not exceeding one year for other purposes to use and occupy any wharf property belonging to the city;

i. to set aside by order any wharf property belonging to the city, which has not been leased, for general wharfage purposes or for the use of any special kind of commerce, or of any class of vessel, or of any agency, and to revoke or modify such order as to any such wharf property at any time;

j. to regulate the charges for wharfage, cranage and dockage of all vessels or floating structures using any wharf property set aside under paragraph i of this subdivision, provided that the rates which it shall be lawful to charge for wharfage, cranage and dockage from any vessel or floating structure which makes use of any other wharf property within the port of New York shall be fixed by rules of the commissioner;

k. to sell buildings, structures and other improvements on market property and wharf property to a person leasing such property pursuant to paragraphs a, f and g of this subdivision; provided, however, that any such sale of improvements shall be subject to the procedure for review and approval applicable to the lease related to the improvements;

l. to manage and promote the economic development of all airports, airplane landing sites, seaplane bases, heliports and helistops owned by the city, and to lease such property, subject to review and approval pursuant to sections one hundred ninety-seven-c and one hundred ninety-seven-d. No such lease may be authorized by the commissioner until a public hearing has been held with respect thereto after the publication of notice in the City Record at least thirty days in advance of such hearing;

m. except as provided in section 487, to have charge and control of the regulation for the health and safety of the general public of all airports, airplane landing sites, seaplane bases, heliports, helistops, marginal streets and parking facilities appurtenant thereto owned by the city;

n. except as provided in section 487, to establish, amend and enforce rules for the proper care and use of all public markets, wharf property, water front property and all airports, airplane landing sites, seaplane bases, heliports and helistops owned by the city and placed in his or her charge or over which he or she shall have power of regulation, and to issue such orders as may be necessary for such enforcement. The violation of or the failure to comply with any such order or rule shall be triable in criminal court and punishable, upon conviction, by not more than thirty days imprisonment or by a fine of not less than one hundred dollars nor more than five thousand dollars, or both;

o. except as provided in section 487, to have the exclusive power to regulate all privately owned airports, airplane landing sites, seaplane bases, heliports and helistops and the operation out of and into such bases as well as the control of ground effect craft and aircraft operations to or from other sites within the city not so designated as airports, heliports, helistops, airplane landing sites or seaplane bases; and

p. to promote and encourage the expansion and development of the city as a center for intrastate, interstate and international overland freight transportation[; and

q. to administer and enforce the provisions of the zoning resolution of the city of New York in respect to the following structures on any water front property: wharves, piers, docks, bulkheads, structures wholly or partly thereon, and such other structures used in conjunction with and in furtherance of water front commerce and/or navigation in the same manner and in accordance with the same procedure as is prescribed therein].

§ 11. Section 1152 of the New York city charter is amended by adding a new subdivision q, paragraphs 7 and 8 to read as follows:

(7) The amendments to the charter amending sections 643 and 1301, and adding section 643.1, as approved by the electors on November 3, 2026, shall take effect on December 31, 2030 or upon the effective date of a code that applies to the construction, alteration and demolition of waterfront structures, whichever is sooner.

(8) The amendments to the charter amending sections 642, 645, 648, 649 and 666, as approved by the electors on November 3, 2026, shall take effect immediately upon certification that the electors have approved such amendments to the charter.

Proposed Charter Amendment: Question 5

Section 1. Section 1528 of the New York city charter, as added by local law number 215 for the year 2019, is amended to read as follows:

§ 1528. Revenue stabilization fund. 1. The city may maintain a revenue stabilization fund to serve as a year-to-year reserve account, subject to the New York state financial emergency act for the city of New York as amended from time to time or any successor statute. Such fund shall be created and operated in accordance with this section and any applicable state law.

2. The target amount of moneys held in reserve, which shall consist of the sum of funds held in a revenue stabilization fund and any other reserve fund maintained by the city that is identified in the methodology described in subdivision three of this section, shall be at least twelve percent of the revenue received by the city from taxes in the preceding fiscal year. The city shall deposit money, in accordance with the methodology described in subdivision three of this section, to such revenue stabilization fund if the amount of moneys held in reserve is below twelve percent of the revenue received by the city from taxes in the preceding fiscal year.

3. No later than May 1, 2027, the city shall publish a final methodology that describes how to determine the amount of moneys held in reserve and the required deposits into a revenue stabilization fund when the amount of moneys held in reserve is less than the target amount of such moneys described in subdivision two of this section. Such methodology shall take into account revenue growth trends, the amount of the city's operating surplus, and any other factor deemed relevant for the purpose of ensuring sound fiscal management. In each fiscal year commencing on July 1, 2027, the city shall make a deposit, if any, as required by such final methodology. The city shall publish any updates to the final methodology no later than May 1, 2030, and continue to do so no less frequently than every four years thereafter.

4. The office of management and budget, in consultation with the comptroller, shall prepare and publish the methodology required pursuant to subdivision three of this section.

a. Prior to publishing a final methodology, such office shall publish in the City Record a proposed methodology and notice for opportunity to comment and a public hearing at least thirty days prior to such public hearing. Such notice shall include the final date for receipt of written comments.

b. Such office shall make such proposed methodology available to the speaker of the council, the director of the independent budget office, the state comptroller and the New York state financial control board at least thirty days prior to publication of such proposed methodology as described in paragraph a of this subdivision.

c. After consideration of the relevant comments and consultations received pursuant to this subdivision, such office shall publish a final methodology in accordance with subdivision three.

5. Withdrawals from the revenue stabilization fund may be made by means of the procedures set forth in this charter for adoption or modification of the expense budget, as applicable, provided that no more than fifty percent of the total amount of such fund may be withdrawn in any fiscal year unless the mayor has certified that there is a compelling fiscal need, which may be based on circumstances including, but not be limited to, a national or regional recession, a reduction in total revenues from the preceding fiscal year as projected in the financial plan, a natural or other disaster, or a declared state of emergency in the city or state.

§ 2. Section 1152 of the New York city charter is amended by adding paragraph 9 to subdivision q to read as follows:

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(9) The amendment to the charter amending section 1528, as approved by the electors on November 3, 2026, shall take effect immediately upon certification that the electors have approved such amendments to the charter.