

THE COUNCIL

Minutes of the Proceedings for the
STATED MEETING

of

Thursday, October 29, 2015, 1:59 p.m.

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

Council Members

Melissa Mark-Viverito, Speaker

Maria del Carmen Arroyo	Vanessa L. Gibson	Annabel Palma
Inez D. Barron	David G. Greenfield	Antonio Reynoso
Margaret S. Chin	Corey D. Johnson	Donovan J. Richards
Andrew Cohen	Ben Kallos	Ydanis A. Rodriguez
Costa G. Constantinides	Andy L. King	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	Stephen T. Levin	Eric A. Ulrich
Daniel Dromm	Mark Levine	James Vacca
Rafael L. Espinal, Jr.	Alan N. Maisel	Paul A. Vallone
Mathieu Eugene	Steven Matteo	James G. Van Bramer
Julissa Ferreras-Copeland	Carlos Menchaca	Jumaane D. Williams
Daniel R. Garodnick	Rosie Mendez	Ruben Wills
Vincent J. Gentile	I. Daneek Miller	

Absent: Council Members Cabrera, Lander and Mealy.

Medical Leave: Council Member Dickens.

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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 are two vacancies in the Council pending the swearing-in of the respective winners of the Nov. 2015 General Elections to be held in the 23rd and 51st Districts.

There were 45 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. Elizabeth G. Maxwell, The Church of the Ascension, 12 West 11th Street, New York, N.Y. 10011.

Let us pray.

Gracious God, we know you through many names,
and follow you by many paths,
but always you call us to love justice,
to care for our neighbors, and to walk with integrity.
We thank you for the gorgeous diversity of our city,
and for the many communities and peoples
that you've called us to serve.
Bless the members of this Council
that they may be a blessing.
Fill them with courage and compassion
with wisdom and inspiration,
and grant that they may always care
especially for the most vulnerable among
and build up the common good.
We pay in your many names. Amen.

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

During the Communication from the Speaker segment of this Meeting, the Speaker (Council Member Mark-Viverito) asked for a Moment of Silence in memory of Police Officer Randolph Holder. Detective Holder was shot and killed in the line of duty on October 20, 2015 in East Harlem. The Speaker (Council Member Mark-Viverito) noted that he served his five years on the police force exclusively in her district. She offered her deepest sympathies and prayers to his loved ones and to the entire NYPD family.

Also during the Communication from the Speaker segment of this Meeting, the Speaker (Council Member Mark-Viverito) acknowledged the third anniversary of Hurricane Sandy making landfall in New York City. She urged that the re-building process continue forward with diligence and she thanked Council Member and chair of the Committee on Recovery and Resiliency Mark Treyger for his advocacy on the matter.

ADOPTION OF MINUTES

Council Member Levin moved that the Minutes of the Stated Meeting of September 30, 2015 be adopted as printed.

COMMUNICATION FROM CITY, COUNTY & BOROUGH OFFICES

Preconsidered M-343

Communication from the Bronx Borough President - Submitting the name of Orlando Marin to the Council for its advice and consent regarding his appointment to the City Planning Commission for a five year term that began on July 1, 2015 and expires on June 30, 2020, pursuant to Section 192 of the New York City Charter.

October 16, 2015

Honorable Melissa Mark Viverito
Speaker
New York City Council
City Hall
New York, NY 10007

Dear Speaker Viverito:

Pursuant to Section 192 of the New York City Charter, I am hereby nominate and request the Council's advice and consent for Orlando Marin to serve as a member of the City Planning Commission for an appointment to a five year term that began on July 1, 2015 and expires on June 30, 2020. Based on his many years of experience in the field of project development and city planning, I believe Mr. Marin is uniquely qualified to serve on the Planning Commission.

Please call me or my General Counsel, Raymond Sanchez (347-410-1493), if questions arise. Thank you for your assistance in this matter.

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Thank you.

Ruben Diaz Jr.

Referred to the Committee on Rules, Privileges and Elections.

Preconsidered M-344

Communication from the Office of Management & Budget – Transfer City funds between various agencies in Fiscal Year 2016 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter. (MN-1).

October 26, 2015

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 2016 to implement changes in the city's expense budget.

As requested by the City Council, this modification (MN-1) reallocates appropriations that were reflected in the FY 2016 Adopted Budget to fund City Council local initiatives as well as other discretionary programs.

Your approval of modification MN-1 is respectfully requested.

Sincerely,

Dean Fuleihan

(For text of the MN-1 numbers and Appendix A, please see the attachment to the resolution that follows the Report of the Committee on Finance for M-344 & Res No. 893 printed in these Minutes)

Referred to the Committee on Finance.

LAND USE CALL UPS

M-345

By Council Member Johnson:

Pursuant to Rule 11.20(b) 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 270 6th Avenue, Borough of Manhattan, Community Board No. 2, Application No. 20165077 TCM shall be subject to review by the Council.

Coupled on Roll Call.

LAND USE CALL UP VOTE

The Public Advocate (Ms. James) put the question whether the Council would agree with and adopt such motion which was decided in the **affirmative** by the following vote:

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

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

REPORTS OF THE STANDING COMMITTEES**Report of the Committee on Education**

Report for Int. No. 644-B

Report of the Committee on Education in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New

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York, in relation to requiring the department of education to report information on physical education in New York city schools.

The Committee on Education, to which the annexed amended proposed local law was referred on February 12, 2015 (Minutes, page 440), respectfully

REPORTS:

INTRODUCTION

On Tuesday, Oct 27, 2015, the Committee on Education, chaired by Council Member Daniel Dromm, will consider Proposed Int. No. 644-B, a Local Law to amend the administrative code of the city of New York, in relation to requiring the department of education (DOE) to report information on physical education in New York City schools.

ANALYSIS

Section one of Proposed Int. No. 644-A would amend the administrative code of the city of New York by adding a new chapter 7 titled “Physical Education Reporting.”

Subdivision a of section 21-960 of Chapter 7 of title 21-A would provide the following definitions for the purposes of this section: “Adaptive physical education” would mean a specially designed program of developmental activities, games, sports, and rhythms suited to the interests, capabilities, and limitations of students with disabilities who may not safely or successfully engage in unrestricted participation in the activities of a regular physical education program, as specified in a student’s individualized education program; “Certified instructor” would mean a teacher certified by the New York state department of education as a physical education instructor; “Co-located” would mean any public school serving students in the elementary, middle or high school grades, or any combination thereof, including any charter school, which shares space with another public school in a building within the city school district of the city of New York; “physical education instruction” would mean physical fitness activities which satisfy the requirements for physical education curricula pursuant to the New York state education department regulations for the relevant grade; and “substitutions” would mean any extracurricular activities including, but not limited to, intramural and extramural athletic team activities or any other program which the department deems satisfies the state requirement for physical education instruction.

Subdivision b of Section 21-960 would require that the DOE submit to the council and post on its website in a manner searchable by individual school, school district, and borough, not later than August 31st of 2016 and on or before August 31st annually thereafter, a report regarding physical education which shall include, but not

be limited to, the following:

1. The average frequency and average total minutes per week of physical education instruction provided to students in each grade level in each school,

2. For each grade level in each school, data specifying the frequency and total minutes per week of physical education instruction received by students in that grade, including (i) the number and percentage of students who are receiving the required amount of physical education instruction; (ii) the number and percentage of students who are receiving less physical education than required; and (iii) the number and percentage of students who have an individualized education program that recommends adaptive physical education. This data shall be disaggregated by (i) race and ethnicity; (ii) gender; (iii) special education status; and (iv) English language learner status;

3. The number of designated full-time and part-time certified instructors providing instruction at the school; and the ratio of full time certified instructors to students at the school;

4. Information on all designated indoor and outdoor facilities used by the school for physical education instruction including, but not limited to:

(a) Information on all designated physical education instruction spaces inside or attached to the school including (i) the size of the space in square feet; (ii) whether the space is used for any purpose other than physical education instruction; and (iii) whether the space is used by any other schools including co-located schools in the same building;

(b) Information regarding all off-site indoor and outdoor spaces that are used by the school for the purpose of physical education instruction, including but not limited to (i) the name and the location of the off-site space or facility; and (ii) whether the space is being used by any other schools including co-located schools in the same building;

5. Information regarding the department's supplemental physical education program, including but not limited to, "Move to Improve";

6. Information regarding the number of students who were permitted a substitution by the department; and

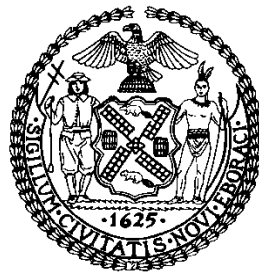
7. A list of schools, including co-located schools, that share certified instructors with at least one other school.

Subdivision c of section 21-961 would provide that no information that is

otherwise required to be reported pursuant to this section would be reported in a manner that would violate any applicable provision of federal, state or local law relating to the privacy of student information or that would interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement.

Section 2 of Proposed Int. No. 644-A would mandate that this local law will take effect immediately upon its becoming law.

(The following is the text of the Fiscal Impact Statement for Int. No. 644-B:)



**THE COUNCIL OF THE CITY
OF NEW YORK
FINANCE DIVISION**

LATONIA MCKINNEY,
DIRECTOR

FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO.: 644-B
COMMITTEE: Education

TITLE: A local law to amend the administrative code of the City of New York, in relation to requiring the department of education to report information on physical education in New York city Schools.

SPONSORS: Council Members Crowley, Dromm, Johnson, Kallos, Rosenthal, Levin, Arroyo, Cabrera, Chin, Cohen, Deutsche, Eugene, Gibson, Koo, Koslowitz, Lancman, Rose, Wills, Mendez, Rodriguez, Constantinides, Levine, King, Torres, Cornegy, Williams, Cumbo, Vacca, Reynoso, Palma, Ferreras-Copeland, Weprin, Espinal, Lander, Mealy, Greenfield, Maisel, Ulrich, and the Public Advocate (Ms. James)

SUMMARY OF LEGISLATION: This legislation would require the Department of Education (DOE) to submit to the Speaker of the Council and conspicuously post on the DOE’s website in a searchable manner an annual report on physical education instruction in New York City schools. Data that would be included in this report includes, but is not limited to, 1) the average frequency and total minutes per week of physical education provided to students in each grade level in each school; 2) the number and percentage of students receiving the required amount of physical education; 3) for each grade, the number of full- and part-time certified instructors at each school; information on designated facilities used for physical education; 4) information relating to the designated indoor and outdoor facilities used by the school for physical education instruction; 5) information on the DOE’s supplemental

physical education program “Move to Improve”; 6) the number of students permitted a substitution; and 7) a list of schools where the certified instructor is shared with another school. Such report must be submitted by August 31 of each year beginning August 31, 2016.

EFFECTIVE DATE: This local law would take effect immediately

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2017

FISCAL IMPACT STATEMENT:

	Effective FY16	FY Succeeding Effective FY17	Full Fiscal Impact FY17
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

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

IMPACT ON EXPENDITURES: It is anticipated that this legislation would have no impact on expenditures. DOE has indicated it will use existing staff and resources to complete this report.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: Department of Education

SOURCE OF INFORMATION: New York City Finance Division; New York City Department of Education

ESTIMATE PREPARED BY: Dohini Sompura, Unit Head

ESTIMATE REVIEWED BY: Latonia McKinney, Director
Regina Poreda Ryan, Deputy Director
Tanisha Edwards, Chief Counsel
Rebecca Chasan, Assistant Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the Council on February 2, 2012 as Intro. 644 and referred to the Committee on Education. The legislation was subsequently amended and the amended version, Proposed Intro. 644-

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A, was considered by the Committee on Education at a hearing on June 17, 2015 and the legislation was laid over. The legislation was subsequently amended, and the amended version, Proposed Intro. 644-B, will be voted on by the Committee on Education on October 27, 2015. Upon successful vote by the Committee, Proposed Intro. No. 644-B will be submitted to the full Council for a vote on October 29, 2015.

DATE PREPARED: October 23, 2015

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 644-B:)

Int. No. 644-B

By Council Members Crowley, Dromm, Johnson, Kallos, Rosenthal, Levin, Arroyo, Cabrera, Chin, Cohen, Deutsch, Eugene, Gibson, Koo, Koslowitz, Lancman, Rose, Wills, Mendez, Rodriguez, Constantinides, Levine, King, Torres, Cornegy, Williams, Cumbo, Vacca, Reynoso, Palma, Ferreras-Copeland, Espinal, Lander, Mealy, Greenfield, Maisel, Richards, Barron, Treyger, Menchaca, Vallone, Ulrich and the Public Advocate (Ms. James).

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of education to report information on physical education in New York city schools.

Be it enacted by the Council as follows:

Section 1. Title 21-A of the administrative code of the city of New York is amended by adding a new chapter 7 to read as follows:

Chapter 7. Physical Education Reporting
§21-960 Reporting on physical education.

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

Adaptive physical education. The term “adaptive physical education” means a specially designed physical education program of developmental activities, games, sports, and rhythms suited to the interests, capabilities, and limitations of students with disabilities who may not safely or successfully engage in unrestricted participation in the activities of a regular physical education program, as specified in a student’s individualized education program.

Certified instructor. The term “certified instructor” means a teacher certified by the New York state department of education as a physical education instructor.

Co-located school. The term “co-located school” means any public school serving students in the elementary, middle or high school grades, or any combination thereof, including any charter school, which shares space with another public school or organization in a building within the city school district of the city of New York.

Physical education instruction. The term “physical education instruction” means physical fitness activities which satisfy the requirements for physical education curricula pursuant to the New York state education department regulations for the relevant grade.

Substitutions. The term “substitutions” means any extracurricular activities including, but not limited to, intramural and extramural athletic team activities or any other program which the department deems satisfies the state requirement for physical education instruction.

b. Not later than August 31, 2016, and annually thereafter on or before August 31, the department shall submit to the council and post conspicuously on the department’s website, in a manner searchable by individual school, school district, and borough, a report for the preceding academic year which shall include, but not be limited to the following:

1. The average frequency and average total minutes per week of physical education instruction provided to students in each grade level in each school,

2. For each grade level in each school, data specifying the frequency and total minutes per week of physical education instruction received by students in that grade, including (i) the number and percentage of students who are receiving the required amount of physical education instruction; (ii) the number and percentage of students who are receiving less physical education than required; and (iii) the number and percentage of students who have an individualized education program that recommends adaptive physical education. This data shall be disaggregated by (i) race and ethnicity; (ii) gender; (iii) special education status; and (iv) English language learner status;

3. The number of designated full-time and part-time certified instructors providing instruction at the school; and the ratio of full time certified instructors to students at the school;

4. Information on all designated indoor and outdoor facilities used by the school for physical education instruction including, but not limited to:

(a) Information on all designated physical education instruction spaces inside or attached to the school including (i) the size of the space in square feet; (ii) whether the space is used for any purpose other than physical education instruction; and (iii) whether the space is used by any other schools including co-located schools in the same building;

(b) Information regarding all off-site indoor and outdoor spaces that are used by the school for the purpose of physical education instruction, including but not limited to (i) the name and the location of the off-site space or facility; and (ii) whether the space is being used by any other schools including co-located schools in the same building;

5. Information regarding the department’s supplemental physical education program, including but not limited to, “Move to Improve”;

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6. *Information regarding the number of students who were permitted a substitution by the department; and*

7. *A list of schools, including co-located schools, that share certified instructors with at least one other school.*

c. *No information that is otherwise required to be reported pursuant to this section shall be reported in a manner that would violate any applicable provision of federal, state or local law relating to the privacy of student information or that would interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement. If a category contains between 0 and 5 students, or contains an amount that would allow the amount of another category that is five or less to be deduced, the number shall be replaced with a symbol.*

§2. This local law shall take effect immediately.

DANIEL DROMM, *Chairperson*; DANIEL R. GARODNICK, MARGARET S. CHIN, DEBORAH L. ROSE, ANDY L. KING, INEZ D. BARRON, CHAIM M. DEUTSCH, MARK LEVINE, ALAN N. MAISEL, MARK TREYGER; BEN KALLOS; Committee on Education, October 27, 2015. *Other Council Members Attending: Arroyo and Cumbo.*

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 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 Res. No. 888

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 preconsidered resolution was referred on October 29, 2015, 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 26, 2015, the Council adopted the expense budget for fiscal year 2016 with various programs and initiatives (the “Fiscal 2016 Expense Budget”).

Analysis. This Resolution, dated October 29, 2015, approves the new designation and changes in the designation of certain organizations receiving local, aging, and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2016 Expense Budget and amends the description for the Description/Scope of Services of certain organizations receiving local discretionary funding and funding for a certain initiative in accordance with the Fiscal 2016 Expense Budget.

In an effort to continue to make the budget process more transparent, the Council is providing a list setting forth new designations and/or changes in the designation of certain organizations receiving local, aging, and youth discretionary funding and funding for certain initiatives in accordance with the Fiscal 2016 Expense Budget, as well as amendments to the Description/Scope of Services of certain organizations receiving local discretionary funding and funding for a certain initiative in accordance with the Fiscal 2016 Expense Budget.

This Resolution sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding pursuant to the Fiscal 2016 Expense Budget, as described in Chart 1; sets forth the new designation and the changes in the designation of certain organizations receiving aging discretionary discretionary pursuant to the Fiscal 2016 Expense Budget, as described in Chart 2; sets forth the new designation and the changes in the designation of certain organizations receiving youth discretionary funding pursuant to the Fiscal 2016 Expense Budget, as described in Chart 3; sets forth the new designation and changes in the designation of funding pursuant to certain initiatives in the Fiscal 2016 Expense Budget, as described in Charts 4-20; and amends the description for the Description/Scope of Services for certain organizations receiving local discretionary funding and funding for a certain initiative in accordance with the Fiscal 2016 Expense Budget, as described in Chart 21.

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 2016 Expense Budget, dated June 26, 2015.

Specifically, Chart 1 sets forth the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2016 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 2 sets forth the new designation and the changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2016 Expense Budget.

Chart 3 sets forth the new designation and the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2016 Expense Budget.

Chart 4 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to Cultural After School Adventure (CASA) Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 5 sets forth the change in the designation of a certain organization, specifically an EIN change, receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 6 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2016 Expense Budget. One of these changes will be effectuated upon a budget modification.

Chart 7 sets forth the new designation of certain organizations receiving funding pursuant to the Healthy Aging Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 8 sets forth the new designation of certain organizations receiving funding pursuant to the NYC Support Our Seniors Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 9 sets forth the new designation of certain organizations receiving funding pursuant to the Adult Literacy Initiative in accordance with the Fiscal 2016 Expense Budget. Some of these changes will be effectuated upon a budget modification.

Chart 10 sets forth the new designation of a certain organization receiving funding pursuant to the Neighborhood Development Grant Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 11 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 12 sets forth the new designation of certain organizations receiving funding pursuant to the HIV/AIDS - End the Epidemic Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 13 sets forth the change in the designation, specifically a name change, of a certain organization receiving funding pursuant to the COMPASS Slot Restoration Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 14 sets forth the change in the designation, specifically a name change, of a certain organization receiving funding pursuant to the Stabilizing NYC Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 15 sets forth the change in the designation, specifically a name change, of a certain organization receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 16 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the HIV/AIDS Faith Based Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 17 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC YouthBuild Project Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 18 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Anti-Gun Violence - Art a Catalyst for Change Initiative in accordance with the Fiscal 2016 Expense Budget. One of the changes will be effectuated upon a budget modification.

Chart 19 sets forth the change in the designation, specifically the removal of funds, of the administering agency receiving funding pursuant to the HIV Prevention – Behavioral Interventions Initiative in accordance with the Fiscal 2016 Expense Budget.

Chart 20 sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Anti-Gun Violence - Community-Based Programs Initiative in accordance with the Fiscal 2016 Expense Budget. All of these changes will be effectuated upon a budget modification.

Chart 21 amends the description for the Description/Scope of Services for certain organizations receiving local discretionary funding and funding for a certain initiative in accordance with the Fiscal 2016 Expense Budget.

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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 2016 Expense Budget. Such Resolution would take effect as of the date of adoption.

Accordingly, this Committee recommends its adoption.

(The following is the text of Res. No. 888:)

Res. No. 888

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

By Council Members Ferreras-Copeland, Koo and Palma.

Whereas, On June 26, 2015 the Council of the City of New York (the "City Council") adopted the expense budget for fiscal year 2016 with various programs and initiatives (the "Fiscal 2016 Expense Budget"); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2016 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 2016 Expense Budget by approving new Description/Scope of Services for certain organizations receiving local discretionary funding and funding pursuant to a certain initiative; now, therefore, be it

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 3; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to Cultural After School Adventure (CASA) Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 4; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 5; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 6; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Healthy Aging Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 7; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the NYC Support Our Seniors Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 8; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Adult Literacy Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 9; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Neighborhood Development Grant Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 10; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 11; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the HIV/AIDS - End the Epidemic Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 12; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the COMPASS Slot Restoration Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 13; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Stabilizing NYC Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 14; and be it further

Resolved, That the City Council approves the change in the designation, specifically a name change, of a certain organization receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 15; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the HIV/AIDS Faith Based Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 16; and be it further

Resolved, That the City Council approves sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC YouthBuild Project Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 17; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Anti-Gun Violence - Art a Catalyst for Change Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 18; and be it further

Resolved, That the City Council approves the change in the designation of the administering agency receiving funding pursuant to the HIV Prevention – Behavioral Interventions Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 19; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Anti-Gun Violence – Community-Based Programs Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 20; and be it further

Resolved, That the City Council approves the new description for the Description/Scope of Services for certain organizations receiving local discretionary funding and funding for a certain initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 21.

ATTACHMENT:

CHART 1: Local Initiatives - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN *
Richards	Child Center of New York, Inc., The **	11-1733454	DYCD	(\$5,000.00)	260	312		
Richards	Police Athletic League, Inc. **	13-5998811	DYCD	(\$5,000.00)	260	312		
Richards	Black Spectrum Theatre Company, Inc. **	51-0135282	DCLA	\$10,000.00	126	003		
Speaker	1332 Fulton Avenue Day Care Center, Inc. **	13-2690309	DYCD	(\$30,000.00)	260	005		
Speaker	1332 Fulton Avenue Day Care Center, Inc. **	13-2690309	DYCD	\$30,000.00	260	312		
Lancman	India Home, Inc. **	20-8747291	DFTA	(\$10,000.00)	125	003		
Lancman	Department of Sanitation **	13-6400434	DSNY	\$10,000.00	827	109		
Maitoo	Public Administrator - Richmond County	13-3203842	PASI	(\$2,000.00)	945	002	Jewish Community Center of Staten Island, Inc.	13-562256
Maitoo	Public Administrator - Richmond County	13-6400434	PASI	\$2,000.00	945	002		
Mealy	Department of Parks and Recreation - Brevoort Playground	13-6400434	DPR	(\$24,000.00)	846	006		
Mealy	Department of Parks and Recreation - Brownsville Recreation Center	13-6400434	DPR	\$24,000.00	846	006		
Mark-Viverito	162nd Street Merchants Association, Inc.	30-0064721	DYCD	(\$5,500.00)	260	005		
Mark-Viverito	161st Street Merchants Association, Inc.	30-0064721	DYCD	\$5,500.00	260	005		
Treyger	Friends of Historic New Utrecht **	11-3407104	DCLA	(\$2,500.00)	126	003		
Treyger	Friends of Historic New Utrecht **	11-3407104	DYCD	\$2,500.00	260	005		
Williams	Top Development Corporation**	11-3409359	MOCJ	(\$8,000.00)	098	002		
Williams	Top Development Corporation**	11-3409359	DYCD	\$8,000.00	260	312		

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

CHART 2: Aging Discretionary - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN *
Williams	Bergen Basin Community Development Corporation d/b/a Millennium Development	11-3199040	DFTA	(\$3,000.00)	125	003		
Williams	Brooklyn Arts Council, Inc.	23-7072915	DFTA	\$3,000.00	125	003		

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

CHART 3: Youth Discretionary - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A	Fiscal Conduit/Sponsoring Organization	Fiscal Conduit EIN *
Williams	Redemption, Inc.	56-2550383	DYCD	(\$7,500.00)	260	312		
Williams	Fund for the City of New York, Inc.	13-2612924	DYCD	\$7,500.00	260	312		

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 4: Cultural After School Adventure (CASA) - Fiscal 2016

Member	Organization - School	EIN Number	Agency	Amount	Agy #	U/A *
Gibson	City Parks Foundation - Morris High School	13-3561657	DCLA	(\$20,000.00)	126	003
Gibson	Research Foundation of CUNY - Creative Arts Team - Morris High School	13-1988190	DCLA	\$20,000.00	126	003
Richards	Fund for the City of New York, Inc. - Public School 42Q Robert Vernam	13-2612524	DCLA	(\$20,000.00)	126	003
Richards	2020 Vision for Schools, Inc. - Public School 42Q Robert Vernam	45-3023036	DCLA	\$20,000.00	126	003

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 5: Parks Equity Initiative - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A *
Dickens	Department of Parks and Recreation	13-2765465	DPR	(\$6,000.00)	846	006
Dickens	Department of Parks and Recreation	13-6400434	DPR	\$6,000.00	846	006

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 6: NYC Digital Inclusion and Literacy Initiative - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A *
Maisel	Brooklyn Public Library **	11-1904261	DYCD	(\$20,000.00)	260	005
Maisel	Brooklyn Public Library **	13-6400434	BPL	\$20,000.00	038	001
Greenfield	Cope Institute	13-3975090	DYCD	(\$20,000.00)	260	005
Greenfield	Agudath Israel of America Community Services, Inc.	13-3975090	DYCD	\$20,000.00	260	005

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 7: Healthy Aging Initiative - Fiscal 2016

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
	Department for the Aging	13-6400434	DFTA	(\$50,000.00)	125	003
Van Bramer	Selfhelp Community Services, Inc. - Big Six Senior Center	13-1624178	DFTA	\$12,500.00	125	003
Van Bramer	Samaritan Village, Inc. - Woodside Senior Center	11-2635374	DFTA	\$12,500.00	125	003
Meisel	Bergen Beach Youth Organization, Inc. - Marine Park Active Adults	11-2598350	DFTA	\$12,500.00	125	003
Meisel	Bergen Beach Youth Organization, Inc. - Bergen Beach Active Adults	11-2598350	DFTA	\$12,500.00	125	003

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 8: NYC Support Our Seniors Initiative - Fiscal 2016

Member	Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
	Department for the Aging	13-6400434	DFTA	(\$117,640.00)	125	003
Van Bramer	Sunnyside Community Service, Inc. - Sunnyside Senior Center	51-0189327	DFTA	\$14,705.00	125	003
Van Bramer	HANAC, Inc. - Ravenswood Senior Center	11-2290832	DFTA	\$14,705.00	125	003
Mark-Viverito	New York City Housing Authority - Wagner Houses Senior Center	13-6400434	DFTA	\$14,705.00	125	003
Mark-Viverito	BronxWorks, Inc. - Moore Senior Center	13-3254484	DFTA	\$14,705.00	125	003
Eugene	Fenimore Senior Center, Inc.	11-2772287	DFTA	\$14,705.00	125	003
Eugene	St. Gabriel's Episcopal Church - St. Gabriel's Neighborhood Senior Center	11-2463892	DFTA	\$14,705.00	125	003
Maisel	Catholic Charities Neighborhood Services, Inc. - The Bay Senior Center	11-2047151	DFTA	\$14,705.00	125	003
Maisel	Bergen Basin Community Development Corporation d/b/a Millennium Development - Mill Basin Center	11-3199040	DFTA	\$14,705.00	125	003

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 9: Adult Literacy Initiative - Fiscal 2016

Borough	Organization	EIN Number	Agency	Amount	Agy #	U/A *
	Department of Youth and Community Development **	13-6400434	DYCD	(\$895,051.00)	260	005
Brooklyn Delegation	Bedford Stuyvesant Restoration Corporation	11-6083182	DYCD	\$10,000.00	260	005
Brooklyn Delegation	Boro Park Jewish Community Council	11-3475993	DYCD	\$24,830.00	260	005
Brooklyn Delegation	Brooklyn Public Library - New Lots Branch **	13-6400434	BPL	\$41,745.00	038	001
Brooklyn Delegation	Brooklyn Public Library - Ft. Hamilton Branch **	13-6400434	BPL	\$12,830.00	038	001
Brooklyn Delegation	Brooklyn Public Library - Arlington Branch **	13-6400434	BPL	\$27,830.00	038	001
Brooklyn Delegation	Brooklyn Public Library **	13-6400434	BPL	\$17,830.00	038	001
Brooklyn Delegation	Council of Jewish Organizations of Flatbush, Inc.	11-2864728	DYCD	\$84,575.00	260	005
Brooklyn Delegation	EI Puente de Williamsburg, Inc.	11-2614265	DYCD	\$24,690.00	260	005
Brooklyn Delegation	Fifth Avenue Committee, Inc.	11-2475743	DYCD	\$34,945.00	260	005
Brooklyn Delegation	Life of Hope	20-5252137	DYCD	\$13,915.00	260	005
Brooklyn Delegation	Medgar Evers College**	13-3893536	CUNY	\$27,830.00	042	001
Brooklyn Delegation	Mixteca Organization, Inc.	11-3561651	DYCD	\$35,980.00	260	005
Brooklyn Delegation	NJA Community Services Network, Inc.	11-2697931	DYCD	\$15,000.00	260	005
Brooklyn Delegation	New York United Jewish Association, Inc. (dba Jewish Community Council of Marine Park)	26-2647383	DYCD	\$20,000.00	260	005
Brooklyn Delegation	Opportunities for a Better Tomorrow	11-2934620	DYCD	\$43,290.00	260	005
Brooklyn Delegation	Urban Neighborhood Services	14-1997299	DYCD	\$10,000.00	260	005
Staten Island Delegation	Staten Island Employment Education Consortium	13-3097367	DYCD	\$50,000.00	260	005
Queens Delegation	Asian Americans for Equality	13-3187792	DYCD	\$50,000.00	260	005
Queens Delegation	Central Queens YM & YWHA, Inc.	11-1633509	DYCD	\$50,000.00	260	005
Queens Delegation	Greater Ridgewood Youth Council, Inc.	11-2518141	DYCD	\$50,000.00	260	005
Queens Delegation	Haitian Americans United for Progress, Inc.	11-2423857	DYCD	\$50,000.00	260	005
Queens Delegation	Jacob A. Riis Neighborhood Settlement House, Inc.	11-1729398	DYCD	\$33,000.00	260	005
Queens Delegation	Korean Community Services of Metropolitan New York, Inc.	23-7348989	DYCD	\$50,000.00	260	005
Queens Delegation	Make the Road New York	11-3344389	DYCD	\$8,381.00	260	005
Queens Delegation	New Immigrant Community Empowerment (NICE)	11-3560625	DYCD	\$8,380.00	260	005
Queens Delegation	Queens Public Library **	13-6400434	QBPL	\$50,000.00	039	001
Queens Delegation	Southern Queens Park Association, Inc.	11-2432846	DYCD	\$50,000.00	260	005

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 10: Neighborhood Development Grant Initiative - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A *
CD28	Department of Small Business Services Queens Economic Development Corporation	13-6400434 11-24-56149	DSBS DSBS	(\$22,000.00) \$22,000.00	801 801	002 002 *

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 11: Cultural Immigrant Initiative - Fiscal 2016

Member	Organization	EIN Number	Agency	Amount	Agy #	U/A *
Matteo	Sundog Theatre	45-0476946	DCLA	(\$31,250.00)	126	003
Matteo	Sundog Theatre, Inc.	45-0476945	DCLA	\$31,250.00	126	003
	Department of Cultural Affairs	13-6400434	DCLA	(\$375,000.00)	126	003
Dronm	Film Fleadh Foundation, Inc.	13-4051235	DCLA	\$15,625.00	126	003
Dronm	Calpulli Mexican Dance Company, Inc.	20-0642440	DCLA	\$15,625.00	126	003
Dronm	Latin American Cultural Center of Queens, Inc.	11-2997255	DCLA	\$15,625.00	126	003
Dronm	Houses on the Moon Theater Company	20-4691926	DCLA	\$15,625.00	126	003
Menchaca	Boricua Festival Committee, Inc.	84-1650571	DCLA	\$62,500.00	126	003
Rosenthal	Fiji Theatre Company, Inc.	13-2874863	DCLA	\$62,500.00	126	003
Van Bramer	Film Fleadh Foundation, Inc.	13-4051235	DCLA	\$62,500.00	126	003
CD 28	African Poetry Theatre, Inc.	11-2515828	DCLA	\$31,250.00	126	003
CD 28	Black Spectrum Theatre Company, Inc.	51-0135262	DCLA	\$31,250.00	126	003
Rodriguez	United Palace of Cultural Arts	90-0884007	DCLA	\$31,250.00	126	003
Rodriguez	East Winds, Inc.	13-4076840	DCLA	\$15,625.00	126	003
Rodriguez	People's Theatre Project, Inc.	26-4705999	DCLA	\$15,625.00	126	003

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 12: HIV/AIDS - End the Epidemic Initiative - Fiscal 2016

Borough	Organization	EIN Number	Agency	Amount	Agy #	U/A *
	Department of Health and Mental Hygiene	13-6400434	DOHMH	(\$3,900,000.00)	816	112
Brooklyn	After Hours Project, Inc.	33-1007278	DOHMH	\$99,936.00	816	112
Queens	AIDS Center of Queens County, Inc.	11-2837894	DOHMH	\$192,000.00	816	112
Manhattan	AIDS Service Center of Lower Manhattan, Inc.	13-3562071	DOHMH	\$99,936.00	816	112
Manhattan	All Forney Center	30-0104507	DOHMH	\$144,000.00	816	112
Citywide	Amilda Care, Inc.	13-4154068	DOHMH	\$100,000.00	816	112
Manhattan	APICHA Community Health Center	13-3706365	DOHMH	\$230,362.00	816	112
Bronx	Bronx AIDS Services, Inc. (dba BOOM! Health)	13-3699121	DOHMH	\$380,000.00	816	112
Brooklyn	Bridging Access to Care, Inc.	11-3031208	DOHMH	\$99,936.00	816	112
Brooklyn	CAMBA, Inc.	11-2480339	DOHMH	\$135,000.00	816	112
Brooklyn	Caribbean Women's Health Association, Inc.	13-3323168	DOHMH	\$92,000.00	816	112
Staten Is.	Community Health Action of Staten Island (formerly SI AIDS Taskforce)	13-3556132	DOHMH	\$100,000.00	816	112
Citywide	Community Research Initiative on AIDS, Inc.	13-3632234	DOHMH	\$150,000.00	816	112
Citywide	Department of Health and Mental Hygiene	13-6400434	DOHMH	\$600,000.00	816	112
Brooklyn	Diaspora Community Services, Inc.	11-3122295	DOHMH	\$144,000.00	816	112
Manhattan	Exponents, Inc.	13-3572677	DOHMH	\$80,000.00	816	112
Manhattan	Gay Men's Health Crisis, Inc.	13-3130146	DOHMH	\$135,000.00	816	112
Manhattan	Harlem United Community AIDS Center, Inc.	13-2552500	DOHMH	\$200,000.00	816	112
Bronx	Health People, Inc.	51-0418243	DOHMH	\$144,000.00	816	112
Manhattan	Hetrick-Martin Institute, Inc.	13-3104537	DOHMH	\$144,000.00	816	112
Manhattan	HHC Harlem Hospital Center	13-2655001	DOHMH	\$238,046.00	816	112
Manhattan	IHHC Metropolitan Hospital Center	13-2655001	DOHMH	\$84,000.00	816	112
Citywide	Housing Works, Inc.	13-3584089	DOHMH	\$355,000.00	816	112
Brooklyn	Housing Works, Inc.	13-3584089	DOHMH	\$152,000.00	816	112
Manhattan	Interfaith Medical Center	11-2628165	DOHMH	\$187,200.00	816	112
Manhattan	Iris House - A Center For Women Living with HIV/AIDS, Inc.	13-3699201	DOHMH	\$99,936.00	816	112
Manhattan	Latino Commission on AIDS, Inc.	13-3629486	DOHMH	\$160,000.00	816	112
Citywide	Lesbian and Gay Community Services Center, Inc. (LGBT Center)	13-3217805	DOHMH	\$150,000.00	816	112
Manhattan	Lesbian and Gay Community Services Center, Inc. (LGBT Center)	13-3217805	DOHMH	\$144,000.00	816	112
Citywide	Montefiore Medical Center	13-1740114	DOHMH	\$275,000.00	816	112
Bronx	Montefiore Medical Center	13-1740114	DOHMH	\$245,000.00	816	112
Bronx	New York Harm Reduction Educators, Inc.	13-3678499	DOHMH	\$99,936.00	816	112
Manhattan	New York and Presbyterian Hospital	13-3857085	DOHMH	\$245,000.00	816	112
Manhattan	Planned Parenthood of New York City, Inc.	13-2621497	DOHMH	\$112,000.00	816	112

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

Note: The amount designated for the HIV Prevention-Behavioral Interventions Initiative is being merged with the HIV/AIDS - End the Epidemic Initiative

CHART 12: HIV/AIDS - End the Epidemic Initiative - Fiscal 2016 (continued)

Borough	Organization	EIN Number	Agency	Amount	Agy #	U/A *
Citywide	Public Health Solutions	13-5669201	DOHMH	\$350,000.00	816	112
Brooklyn	Safe Horizon, Inc.	13-2946970	DOHMH	\$112,000.00	816	112
Brooklyn	Sunset Park Health Council, Inc.	20-2508411	DOHMH	\$85,000.00	816	112
Queens	Voces Latinas Corporation	20-2312651	DOHMH	\$144,000.00	816	112
Manhattan	Women's Prison Association's Hopper Home, Inc.	13-5596836	DOHMH	\$107,712.00	816	112

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

Note: The amount designated for the HIV Prevention-Behavioral Interventions Initiative is being merged with the HIV/AIDS - End the Epidemic Initiative

CHART 13: COMPASS Slot Restoration Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A *
New Settlement Apartments	14-1719016	DYCD	(\$64,400.00)	260	312
Crenulated Company LTD, The	14-1719016	DYCD	\$64,400.00	260	312

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 14: Stabilizing NYC Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
New Settlement Apartments	14-1719016	HPD	(\$70,000.00)	806	009	
Crenulated Company Ltd., The	14-1719016	HPD	\$70,000.00	806	009	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 15: Senior Centers, Programs, and Enhancements Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A *
Chinese Planning Council	13-6202692	DFTA	(\$10,000.00)	125	003
Chinese-American Planning Council, Inc.	13-6202692	DFTA	\$10,000.00	125	003
Chinese Planning Council	13-6202692	DFTA	(\$26,000.00)	125	003
Chinese-American Planning Council, Inc.	13-6202692	DFTA	\$26,000.00	125	003

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 16: HIV/AIDS Faith Based Initiative - Fiscal 2016

Organization - Program	EIN Number	Agency	Amount	Agy #	U/A *
Bedford Stuyvesant Family Health Center, Inc.	11-2412205	DOHMH	(\$175,000.00)	816	112
Black Veterans for Social Justice, Inc.	11-2608983	DOHMH	\$175,000.00	816	112

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 17: NYC YouthBuild Project Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Abyssinian Development Corporation	13-3552154	DYCD	(\$328,800.00)	260	312	
South Bronx Overall Economic Development Corporation	13-2736022	DYCD	\$328,800.00	260	312	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 18: Anti-Gun Violence - Art a Catalyst for Change Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Hip-Hop Summit Youth Council, Inc. **	05-0542858	DCLA	(\$72,000.00)	126	003	
Hip-Hop Summit Youth Council, Inc. **	05-0542858	DYCD	\$72,000.00	260	312	
Department of Cultural Affairs	13-6400434	DCLA	(\$252,000.00)	126	003	
New Heritage Theatre Group, Inc. - Impact Repertory Theatre	13-2683678	DCLA	\$36,000.00	126	003	
American Museum of the Moving Image	11-2730714	DCLA	\$36,000.00	126	003	
Bronx County Historical Society	13-6153378	DCLA	\$36,000.00	126	003	
Keep Rising to the Top, Inc.	13-3948379	DCLA	\$36,000.00	126	003	
Houses on the Moon Theater Company	20-4691926	DCLA	\$18,000.00	126	003	
Society of the Educational Arts, Inc. (SEA)	11-3210593	DCLA	\$18,000.00	126	003	
Black Spectrum Theatre Company, Inc.	51-0135262	DCLA	\$36,000.00	126	003	
Afro-Latin Jazz Alliance Of New York, Inc.	45-3665976	DCLA	\$18,000.00	126	003	
Central Brooklyn Jazz Consortium, Inc.	11-3549224	DCLA	\$18,000.00	126	003	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 19: HIV Prevention -Behavioral Interventions Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A *
Department of Health and Mental Hygiene	13-6400434	DOHMH	(\$2,716,000.00)	816	112

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

Note: The amount designated for the HIV Prevention-Behavioral Interventions Initiative is being merged with the HIV/AIDS - End the Epidemic Initiative

CHART 20: Anti-Gun Violence - Community-Based Programs Initiative - Fiscal 2016

Organization	EIN Number	Agency	Amount	Agy #	U/A	*
Man Up!, Inc. **	03-0553092	DOHMH	(\$250,000.00)	816	114	
Fund for the City of New York, Inc. **	13-2612524	DOHMH	(\$250,000.00)	816	114	
Administration for Children's Services **	13-6400434	ACS	\$250,000.00	068	004	
Center for NuLeadership on Urban Solutions, Inc. **	45-4968344	MOCJ	\$250,000.00	098	002	

* Indicates pending completion of pre-qualification review.

** Requires a budget modification for the changes to take effect

CHART 21: Purpose of Funds Changes - Fiscal 2016

Source	Member	Organization	EIN Number	Agency	Amount	New Purpose of Funds
Local	Mealy	Department of Parks and Recreation - Brevort Playground	13-6400434	DPR	(\$24,000.00)	The funding will supplement salaries for 2 playground associates in Brevort Playground
Local	Mealy	Department of Parks and Recreation - Brownsville Recreation Center	13-6400434	DPR	\$24,000.00	The funding will used to support the Brownsville Recreation Center
Parks Equity Initiative	Koo	Queensboro Hill Neighborhood Association	80-0835335	DPR	(\$6,000.00)	Funds to support a Flushing Diversity Film Festival.
Parks Equity Initiative	Koo	Queensboro Hill Neighborhood Association	80-0835335	DPR	\$6,000.00	Funds to support a Flushing Diversity Film Festival and other community programming.

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

JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, October 29, 2015.

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-344

Report of the Committee on Finance in favor of approving a Communication from the Office of Management & Budget transferring City funds between various agencies in Fiscal Year 2016 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter (MN-1).

The Committee on Finance to which the annexed communication was referred on October 29, 2015, and was coupled with the resolution shown below, 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 October 29, 2015, the Committee on Finance considered a communication, dated October 26, 2015, from the Office of Management and Budget of the Mayor of the City of New York (the "Mayor"), of a proposed request, attached hereto as Exhibit "1" (the "Modification"), to modify units of appropriation and transfer city funds between various agencies in the amount of \$7,468,069 in the Fiscal Year 2016 expense budget as adopted by the Council on June 26, 2015, 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, 2015, the Council adopted the expense budget for Fiscal Year 2016 (the "Fiscal 2016 Expense Budget"). This Modification reallocates appropriations that were reflected in the Fiscal 2016 Expense Budget to fund City Council initiatives, as well as other discretionary programs.

The net effect of the Modification is zero. For more detail on the funding transfer between agencies, see Appendix A of the report attached hereto as Exhibit "1".

October 29, 2015

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

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

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

TO: Honorable Melissa Mark-Viverito
Speaker

Honorable Julissa Ferreras-Copeland
Chair, Finance Committee

FROM: Latonia McKinney, Director, Finance Division
Tanisha Edwards, Chief Counsel, Finance Division
Nathan Toth, Deputy Director, Finance Division
Regina Poreda Ryan, Deputy Director, Finance Division
Paul Scimone, Deputy Director, Finance Division
Rebecca Chasan, Assistant Counsel, Finance Division

DATE: October 29, 2015

SUBJECT: A budget modification (MN-1) for Fiscal Year 2016 to implement changes in the City's expense budget.

INITIATION: By letter dated October 26, 2015, 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

\$7,468,069 to implement changes in the City's expense budget.

BACKGROUND: MN-1 reallocates appropriations that were reflected in the FY 2016 Adopted Budget to fund City Council local initiatives, as well as other discretionary programs.

FISCAL IMPACT: MN-1 represents the reallocation of appropriations. The net effect of this modification is zero.

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

Res. No. 893

RESOLUTION APPROVING THE MODIFICATION (MN-1) 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.

By Council Member Ferreras-Copeland.

Whereas, At a meeting of the Committee on Finance of the City Council of the City of New York (the "City Council") on October 29, 2015, the Committee on Finance considered a communication, dated October 26, 2015, from the Office of Management and Budget of the Mayor of the City of New York (the "Mayor"), of a proposed request, attached hereto as Exhibit "1" (the "Modification"), to modify units of appropriation and transfer city funds between various agencies in the amount of \$7,468,069 in the Fiscal Year 2016 expense budget as adopted by the Council on June 26, 2015, 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.

October 29, 2015

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2. **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

October 26, 2015

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 2016 to implement changes in the city's expense budget.

As requested by the City Council, this modification (MN-1) reallocates appropriations that were reflected in the FY 2016 Adopted Budget to fund City Council local initiatives as well as other discretionary programs.

Your approval of modification MN-1 is respectfully requested.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Fuleihan".

Dean Fuleihan

Fiscal Year 2016 Budget Modification***-MN 1-****From*

040	DEPARTMENT OF EDUCATION	
402	GE INSTR & SCH LEADERSHIP - OTPS	-35,000
042	CITY UNIVERSITY OF NEW YORK	
001	COMMUNITY COLLEGE-OTPS	-12,700
068	ADMIN FOR CHILDREN'S SERVICES	
004	HEADSTART/DAYCARE-OTPS	-23,000
069	DEPARTMENT OF SOCIAL SERVICES	
105	ADULT SERVICES - OTPS	-1,729
071	DEPARTMENT OF HOMELESS SERVICES	
200	DEPT OF HOMELESS SERVICES-OTPS	-19,000
098	MISCELLANEOUS	
002	OTHER THAN PERSONAL SERVICES	-131,150
125	DEPARTMENT FOR THE AGING	
003	COMMUNITY PROGRAMS - OTPS	-264,500
260	DEPARTMENT OF YOUTH & COMMUNITY DEV	
005	COMMUNITY DEVELOPMENT OTPS	-4,854,286
312	OTHER THAN PERSONAL SERVICES	-884,005
806	HOUSING PRESERVATION AND DEVELOPMENT	
009	OFFICE OF DEVELOPMENT OTPS	-204,400

October 29, 2015

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Fiscal Year 2016 Budget Modification

-MN 1-

From

816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE	
113	FAMILY & CHILD HLTH AND HLTH EQUITY-O	-86,799
117	PREVENTION & PRIMARY CARE - OTPS	-950,000
841	DEPARTMENT OF TRANSPORTATION	
004	TRAFFIC OPERATIONS	-1,500
		-7,468,069

Fiscal Year 2016 Budget Modification***-MN 1-******To***

004	CAMPAIGN FINANCE BOARD	
	002 OTHER THAN PERSONAL SERVICES	343,840
017	DEPARTMENT OF EMERGENCY MANAGEMENT	
	002 OTHER THAN PERSONAL SERVICES	5,000
035	NEW YORK RESEARCH LIBRARIES	
	001 LUMP SUM APPROPRIATION	30,000
037	NEW YORK PUBLIC LIBRARY	
	006 SYSTEMWIDE SERVICES	175,000
038	BROOKLYN PUBLIC LIBRARY	
	001 LUMP SUM	195,000
039	QUEENS BOROUGH PUBLIC LIBRARY	
	001 LUMP SUM	190,000
057	FIRE DEPARTMENT	
	005 EXECUTIVE ADMIN-OTPS	14,000
069	DEPARTMENT OF SOCIAL SERVICES	
	103 PUBLIC ASSISTANCE - OTPS	3,414,500
126	DEPARTMENT OF CULTURAL AFFAIRS	
	003 CULTURAL PROGRAMS	273,665
	005 NY BOTANICAL GARDEN	50,000
	007 THE WILDLIFE CONSERVATION SOC.	53,500

Fiscal Year 2016 Budget Modification

-MN 1-

To

126	DEPARTMENT OF CULTURAL AFFAIRS	
011	QUEENS BOTANICAL GARDEN	50,000
801	DEPARTMENT OF SMALL BUSINESS SERVICES	
002	DEPT. OF BUSINESS O.T.P.S.	153,258
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE	
121	DEVELOPMENT DISABILITY - OTPS	5,000
819	HEALTH AND HOSPITALS CORP	
001	LUMP SUM	1,080,799
827	DEPARTMENT OF SANITATION	
102	CLEANING & COLLECTION	1,015,066
109	CLEANING & COLLECTION-OTPS	306,649
846	DEPARTMENT OF PARKS AND RECREATION	
006	MAINT & OPERATIONS - OTPS	107,792
858	DEPARTMENT OF INFO TECH & TELECOMM	
002	OTHER THAN PERSONAL SERVICES	5,000

7,468,069

0

*Appendix A**From*

040	DEPARTMENT OF EDUCATION		
	402	GE INSTR & SCH LEADERSHIP - OTPS	
		Citizen Schools, Inc.	-50,000
		Friends of the Upper East Side Historic Districts	10,000
		Young Women's Leadership Network, Inc.	5,000
		Unit of Appropriation Total	-35,000
042	CITY UNIVERSITY OF NEW YORK		
	001	COMMUNITY COLLEGE-OTPS	
		City University of New York School of Law Foundation, Inc., The	7,500
		City University of New York School of Law Foundation, Inc., The	24,000
		CUNY Creative Arts Team	-14,200
		Schomburg Center in Black Culture	-30,000
		Unit of Appropriation Total	-12,700
068	ADMIN FOR CHILDREN'S SERVICES		
	004	HEADSTART/DAYCARE-OTPS	
		Administration for Children's Services	32,000
		Administration for Children's Services	5,000

Appendix A

From

068	ADMIN FOR CHILDREN'S SERVICES		
004	HEADSTART/DAYCARE-OTPS		
	1332 Fulton Avenue Day Care Center, Inc.	-30,000	
	1332 Fulton Avenue Day Care Center, Inc.	-30,000	
	Unit of Appropriation Total		-23,000
069	DEPARTMENT OF SOCIAL SERVICES		
105	ADULT SERVICES - OTPS		
	Wilcat Service Corporation	-5,000	
	Food Bank for New York City, The	3,271	
	Unit of Appropriation Total		-1,729
071	DEPARTMENT OF HOMELESS SERVICES		
200	DEPT OF HOMELESS SERVICES-OTPS		
	Doe Fund, Inc., The	-5,000	
	Doe Fund, Inc., The	-19,000	
	Doe Fund, Inc., The	5,000	
	Unit of Appropriation Total		-19,000

Appendix A

From

098 MISCELLANEOUS

002 OTHER THAN PERSONAL SERVICES

Mayor's Office of Criminal Justice	3,000	
New York City Housing Authority	1,500	
Shalom Task Force, Inc.	-10,000	
New York City Housing Authority	3,000	
New York City Housing Authority	1,000	
New York City Housing Authority	1,000	
New York City Housing Authority	1,200	
New York City Housing Authority	65,421	
New York City Housing Authority	6,729	
Mayor's Office of Criminal Justice	-200,000	
Legal Information for Families Today (LIFT)	3,500	
New York City Housing Authority	-7,500	
Unit of Appropriation Total		-131,150

Appendix A**From**

125	DEPARTMENT FOR THE AGING	
003	COMMUNITY PROGRAMS - OTPS	
	Morris Park Community Association	-5,000
	Maspeth Town Hall, Inc.	-10,000
	University Settlement Society of New York, Inc.	7,500
	United Chinese Association of Brooklyn	-10,000
	Selfhelp Community Services, Inc.	10,000
	Queens Community House, Inc.	-47,000
	Project Open, Inc.	5,000
	Older Adults Technology Services (OATS), Inc.	5,000
	NIA Community Services Network, Inc.	-125,000
	New York Academy of Medicine	5,000
	Chabad of Northeast Queens	5,000
	Jewish Community Council of Greater Coney Island, Inc.	-10,000
	Nachas Health and Family Network, Inc.	7,500

*Appendix A**From*

125	DEPARTMENT FOR THE AGING		
	003	COMMUNITY PROGRAMS - OTPS	
		Bay Ridge Center, Inc.	-12,500
		Boro Park Jewish Community Council	-25,000
		Catholic Charities Neighborhood Services, Inc.	-10,000
		India Home, Inc.	-20,000
		India Home, Inc.	-10,000
		India Home, Inc.	-10,000
		Jewish Community Council of Greater Coney Island, Inc.	-20,000
		Boro Park Jewish Community Council	5,000
		Unit of Appropriation Total	-264,500
260	DEPARTMENT OF YOUTH & COMMUNITY DEV		
	005	COMMUNITY DEVELOPMENT OTPS	
		Morris Park Community Association	5,000
		Nia Theatrical Production Company, Inc.	75,000

*Appendix A**From*

260	DEPARTMENT OF YOUTH & COMMUNITY DEV	
005	COMMUNITY DEVELOPMENT OTPS	
	Nia Theatrical Production Company, Inc.	25,000
	Nia Theatrical Production Company, Inc.	5,000
	Northern Woodside Coalition, Inc.	-3,500
	Nia Theatrical Production Company, Inc.	10,000
	New York Board of Rabbis	5,000
	Museum Of Maritime Navigation And Communication	3,500
	Mosholu Preservation Corporation	-10,000
	One Brooklyn Fund, Inc.	5,500
	Mosholu Preservation Corporation	-5,000
	Prospect Park Alliance, Inc.	-50,000
	Maspeth Town Hall, Inc.	10,000
	Legal Information for Families Today (LIFT)	-3,500

*Appendix A**From*

260 DEPARTMENT OF YOUTH & COMMUNITY DEV	
005 COMMUNITY DEVELOPMENT OTPS	
Mosholu Preservation Corporation	-10,000
Salvation Army, The	12,500
Achiezer Community Resource Center, Inc.	5,000
Leap Inc.	-1,000
Vinegar Hill Neighborhood Association	-200
United Chinese Association of Brooklyn	10,000
Sutphin Boulevard District Management Association, Inc.	-5,000
Planned Parenthood of New York City, Inc.	-4,000
Shalom Task Force, Inc.	10,000
One Brooklyn Fund, Inc.	5,000
Rockaway Development and Revitalization Corporation	14,375
Rockaway Development and Revitalization Corporation	19,625

*Appendix A**From*

260	DEPARTMENT OF YOUTH & COMMUNITY DEV	
005	COMMUNITY DEVELOPMENT OTPS	
	Prospect Lefferts Gardens Neighborhood Association Inc.	-5,000
	Planned Parenthood of New York City, Inc.	-5,000
	Participatory Budgeting Project, Inc.	4,000
	One Brooklyn Fund, Inc.	4,200
	South Brooklyn Community Emergency Response Team (CERT)	-5,000
	Community Works, Inc.	5,000
	A Better Jamaica, Inc.	5,000
	A Better Jamaica, Inc.	5,000
	A Better Jamaica, Inc.	5,000
	A Better Jamaica, Inc.	5,000
	Lantern Community Services	-5,000
	ACTS Community Development Corporation	5,000
	Word of Life International, Inc.	-20,000

Appendix A**From**

260 DEPARTMENT OF YOUTH & COMMUNITY DEV

005 COMMUNITY DEVELOPMENT OTPS

Asian Community United Society, Inc.	10,000
Bed-Stuy Campaign Against Hunger, Inc.	-5,000
Boro Park Jewish Community Council	25,000
Boro Park Jewish Community Council	5,000
Brooklyn Public Library	-20,000
Catholic Migration Services, Inc.	8,000
African American Women In Cinema	-5,000
Fathers Alive In The Hood, Inc.	5,000
Jewish Community Council of Greater Coney Island, Inc.	10,000
Jewish Community Council of Greater Coney Island, Inc.	20,000
Horticultural Society of New York, The	5,000
Horticultural Society of New York, The	40,000
Horticultural Society of New York, The	15,000

Appendix A

From

260	DEPARTMENT OF YOUTH & COMMUNITY DEV		
005	COMMUNITY DEVELOPMENT OTPS		
	Center for the Women of New York, Inc., The	5,000	
	Fedcap Rehabilitation Services, Inc.	-7,000	
	Community Works, Inc.	3,500	
	DeSales Media Group, Inc.	5,000	
	Department of Youth and Community Development	-210,532	
	Department of Youth and Community Development	-1,599,754	
	Department of Youth and Community Development	-3,300,000	
	Deerfield Area Association, Inc.	5,000	
	Lantern Community Services	-5,000	
	Horticultural Society of New York, The	5,000	
	Jewish Community Council of the Rockaway Peninsula, Inc.	5,000	
	Unit of Appropriation Total		-4,854,286
312	OTHER THAN PERSONAL SERVICES		
	Armory Foundation, The	100,000	

Appendix A*From*

260 DEPARTMENT OF YOUTH & COMMUNITY DEV	
312 OTHER THAN PERSONAL SERVICES	
Fund for New York City Voter Assistance Corporation	-343,840
Figure Skating in Harlem, Inc.	50,000
FamilyKind, Ltd.	5,000
Department of Youth and Community Development	-525,000
Computers for Youth Foundation, Inc.	-10,000
Citizen Schools, Inc.	50,000
Fund for the City of New York, Inc.	-5,000
Bank Street College of Education	-45,000
Drama Club, Inc.	-5,000
1332 Fulton Avenue Day Care Center, Inc.	30,000
1332 Fulton Avenue Day Care Center, Inc.	30,000
Wildlife Conservation Society	-3,500
Young Women's Leadership Network, Inc.	-5,000

*Appendix A**From*

260 DEPARTMENT OF YOUTH & COMMUNITY DEV

312 OTHER THAN PERSONAL SERVICES

Variety Boys and Girls Club of Queens, Inc.	76,835
Big Apple Circus, Ltd.	-25,000
Rosedale Little League Baseball, Inc.	5,000
Variety Boys and Girls Club of Queens, Inc.	5,000
UYFL Foundation, Inc.	5,000
Throggs Neck Girls Softball Little League	5,000
Department of Youth and Community Development	-3,000
Selfhelp Community Services, Inc.	-10,000
Fund for the City of New York, Inc.	7,000
Queens Community House, Inc.	47,000
Project Hope - The New Direction, Inc.	5,000
Phipps Community Development Corporation	2,500
Ghetto Film School, Inc.	-625,000
Kips Bay Boys & Girls Club	6,000

*Appendix A**From*

260	DEPARTMENT OF YOUTH & COMMUNITY DEV		
312	OTHER THAN PERSONAL SERVICES		
	Hudson Guild	46,000	
	Hip-Hop Summit Youth Council, Inc.	72,000	
	Girls for Gender Equity, Inc.	50,000	
	Girl Be Heard Institute	-6,000	
	NIA Community Services Network, Inc.	125,000	
	Swim Strong Foundation, Inc.	5,000	
	Unit of Appropriation Total		-884,005
806	HOUSING PRESERVATION AND DEVELOPMENT		
009	OFFICE OF DEVELOPMENT OTPS		
	Catholic Migration Services, Inc.	-8,000	
	Greater Ridgewood Restoration Corporation	-7,700	
	Housing Conservation Coordinators, Inc.	-5,000	
	Housing Conservation Coordinators, Inc.	-15,000	
	Housing Conservation Coordinators, Inc.	-3,500	

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From

806	HOUSING PRESERVATION AND DEVELOPMENT		
	009	OFFICE OF DEVELOPMENT OTPS	
		Housing Conservation Coordinators, Inc.	-115,000
		Parodneck Foundation for Self-Help Housing and Community Development, Inc., The	-25,000
		Prospect Lefferts Gardens Neighborhood Association Inc.	5,000
		Pratt Area Community Council, Inc.	-10,200
		Bronx Parent Housing Network, Inc.	-10,000
		Pratt Area Community Council, Inc.	-10,000
		Unit of Appropriation Total	-204,400
816	DEPARTMENT OF HEALTH AND MENTAL HYGIENE		
	113	FAMILY & CHILD HLTH AND HLTH EQUITY-O	
		Health and Hospitals Corporation - Woodhull Hospital	-65,000
		Planned Parenthood of New York City, Inc.	4,000
		Planned Parenthood of New York City, Inc.	5,000
		Lantern Community Services	5,000
		Health and Hospitals Corporation - Lincoln Hospital	-65,000

Appendix A***From***

816 DEPARTMENT OF HEALTH AND MENTAL HYGIENE		
113 FAMILY & CHILD HLTH AND HLTH EQUITY-O		
Health and Hospitals Corporation	-25,799	
Brooklyn Hospital Center	50,000	
Lantern Community Services	5,000	
Unit of Appropriation Total		-86,799
117 PREVENTION & PRIMARY CARE - OTPS		
Department of Health and Mental Hygiene	-300,000	
Health and Hospitals Corporation	-650,000	
Unit of Appropriation Total		-950,000
841 DEPARTMENT OF TRANSPORTATION		
004 TRAFFIC OPERATIONS		
Department of Transportation	-1,500	
Unit of Appropriation Total		-1,500
		-7,468,069

Appendix A

To

004	CAMPAIGN FINANCE BOARD		
	002 OTHER THAN PERSONAL SERVICES		
	Campaign Finance Board	343,840	
		Unit of Appropriation Total	343,840
017	DEPARTMENT OF EMERGENCY MANAGEMENT		
	002 OTHER THAN PERSONAL SERVICES		
	South Brooklyn Community Emergency Response Team (CERT)	5,000	
		Unit of Appropriation Total	5,000
035	NEW YORK RESEARCH LIBRARIES		
	001 LUMP SUM APPROPRIATION		
	Schomburg Center for Research in Black Culture	30,000	
		Unit of Appropriation Total	30,000
037	NEW YORK PUBLIC LIBRARY		
	006 SYSTEMWIDE SERVICES		
	New York Public Library	175,000	
		Unit of Appropriation Total	175,000

Appendix A

To

038	BROOKLYN PUBLIC LIBRARY		
001	LUMP SUM		
	Brooklyn Public Library	20,000	
	Brooklyn Public Library	175,000	
	Unit of Appropriation Total		195,000
039	QUEENS BOROUGH PUBLIC LIBRARY		
001	LUMP SUM		
	Queens Borough Public Library	5,000	
	Queens Borough Public Library	175,000	
	Queens Borough Public Library	10,000	
	Unit of Appropriation Total		190,000
057	FIRE DEPARTMENT		
005	EXECUTIVE ADMIN-OTPS		
	Fire Department of New York	9,000	
	Roxbury Volunteer Emergency Services, Inc.	5,000	
	Unit of Appropriation Total		14,000

Appendix A

To

069	DEPARTMENT OF SOCIAL SERVICES	
103	PUBLIC ASSISTANCE - OTPS	
	Northern Manhattan Coalition for Immigrant Rights	31,000
	New York Legal Assistance Group, Inc.	50,000
	New York Legal Assistance Group, Inc.	390,000
	Northern Manhattan Improvement Corporation	38,000
	MinKwon Center for Community Action, Inc.	33,000
	MFY Legal Services, Inc.	126,000
	Legal Services NYC - Staten Island Legal Services	92,000
	Legal Services NYC - Queens Branch	61,000
	Legal Services NYC - Manhattan Legal Services	51,000
	Legal Services NYC - Bronx	100,000
	Neighborhood Defender Service, Inc.	42,000
	Polish and Slavic Center, Inc.	20,000
	Queens Community House, Inc.	20,000

Appendix A

To

069	DEPARTMENT OF SOCIAL SERVICES	
103	PUBLIC ASSISTANCE - OTPS	
	Safe Horizon, Inc.	20,000
	SBH Community Service Network, Inc. (Sephardic Bikur Cholim)	25,000
	United Jewish Organizations of Williamsburg, Inc.	20,000
	Legal Aid Society	585,000
	Haitian Americans United for Progress, Inc.	40,000
	Youth Ministries for Peace and Justice	60,000
	West Bronx Housing and Neighborhood Resource Center, Inc.	25,000
	Urban Justice Center	75,000
	South Brooklyn Legal Services	41,000
	Southside Community Mission, Inc.	65,000
	Sanctuary for Families, Inc.	200,000
	Caribbean Women's Health Association, Inc.	25,000

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To

069	DEPARTMENT OF SOCIAL SERVICES	
103	PUBLIC ASSISTANCE - OTPS	
	Bedford-Stuyvesant Community Legal Services Corporation	80,000
	Boro Park Jewish Community Council	35,000
	Boys & Girls Club Of Metro Queens, Inc.	45,000
	BronxWorks, Inc.	50,000
	Brooklyn Chinese-American Association, Inc.	25,000
	Asian Americans for Equality	50,000
	African Services Committee, Inc.	27,000
	HIV Law Project, Inc., The	38,000
	CAMBA, Inc.	20,000
	Housing Conservation Coordinators, Inc.	38,000
	Catholic Migration Services, Inc.	55,000
	Central American Legal Assistance	84,000

Appendix A

To

069 DEPARTMENT OF SOCIAL SERVICES

103 PUBLIC ASSISTANCE - OTPS

Brooklyn Defender Services	20,000
Housing Conservation Coordinators, Inc.	115,000
Housing Conservation Coordinators, Inc.	3,500
Housing Conservation Coordinators, Inc.	5,000
Committee for Hispanic Children and Families, Inc., The	57,500
HANAC, INC.	100,000
Association of the Bar of the City of New York Fund, Inc.	45,000
Emerald Isle Immigration Center	178,000
Desis Rising Up and Moving (DRUM)	10,000
Council of Jewish Organizations of Flatbush, Inc.	60,000
Comprehensive Development, Inc.	23,500
Housing Conservation Coordinators, Inc.	15,000

Unit of Appropriation Total

3,414,500

Appendix A

To

126 DEPARTMENT OF CULTURAL AFFAIRS

003 CULTURAL PROGRAMS

Friends of the Upper East Side Historic Districts	-10,000
Bronx Arts Ensemble, Inc.	-8,000
A Better Jamaica, Inc.	-5,000
A Better Jamaica, Inc.	-5,000
A Better Jamaica, Inc.	-5,000
A Better Jamaica, Inc.	-5,000
Black Spectrum Theatre Company, Inc.	10,000
Nia Theatrical Production Company, Inc.	-75,000
Hip-Hop Summit Youth Council, Inc.	-72,000
Horticultural Society of New York, The	-15,000
Horticultural Society of New York, The	-15,000
Hudson Guild	-46,000
Medicine Show Theatre Ensemble, Inc.	-1,000

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To

126 DEPARTMENT OF CULTURAL AFFAIRS

003 CULTURAL PROGRAMS

Museum Of Maritime Navigation And Communication	-3,500
Harmony Program	-5,000
New Heritage Theatre Group, Inc.	5,000
Northern Woodside Coalition, Inc.	3,500
Nia Theatrical Production Company, Inc.	-10,000
Nia Theatrical Production Company, Inc.	-5,000
Nia Theatrical Production Company, Inc.	-25,000
Brooklyn Steppers, Inc., The	-15,000
Shakespeare Society, Inc.	10,000
Cypreco of America, Inc.	-5,000
Variety Boys and Girls Club of Queens, Inc.	-76,835
New 42nd Street, Inc., The	45,000
Girl Be Heard Institute	6,000

Appendix A

To

126	DEPARTMENT OF CULTURAL AFFAIRS		
003	CULTURAL PROGRAMS		
	Ghetto Film School, Inc.	625,000	
	Department of Cultural Affairs	-10,000	
	Community Works, Inc.	-5,000	
	Community Works, Inc.	-3,500	
	Variety Boys and Girls Club of Queens, Inc.	-5,000	
	Unit of Appropriation Total		273,665
005	NY BOTANICAL GARDEN		
	New York Botanical Garden	50,000	
	Unit of Appropriation Total		50,000
007	THE WILDLIFE CONSERVATION SOC.		
	Wildlife Conservation Society	3,500	
	Wildlife Conservation Society	50,000	
	Unit of Appropriation Total		53,500
011	QUEENS BOTANICAL GARDEN		
	Queens Botanical Garden Society, Inc.	50,000	

Appendix A

To

126 DEPARTMENT OF CULTURAL AFFAIRS
 011 QUEENS BOTANICAL GARDEN

Unit of Appropriation Total

50,000

801 DEPARTMENT OF SMALL BUSINESS SERVICES

002 DEPT. OF BUSINESS O.T.P.S.

Pratt Area Community Council, Inc.	10,000
Sutphin Boulevard District Management Association, Inc.	5,000
Rockaway Development and Revitalization Corporation	-19,625
Pratt Area Community Council, Inc.	10,200
Friends of Brooklyn Community Board 12, Inc.	5,500
125th Street District Management Association, Inc.	49,641
Business Outreach Center Network, Inc.	5,000
Capitol District Management Association	43,921
Church Avenue District Management Association	-5,000
Coalition for Queens, Inc.	5,000
Ridgewood Local Development Corporation	34,000
Fordham Road District Management Association, Inc., The	-10,000

Appendix A

To

801 DEPARTMENT OF SMALL BUSINESS SERVICES

002 DEPT. OF BUSINESS O.T.P.S.

Greater Jamaica Development Corporation	15,000
Greater Ridgewood Restoration Corporation	7,700
Horticultural Society of New York, The	-5,000
Horticultural Society of New York, The	-40,000
Horticultural Society of New York, The	-5,000
Downtown Flushing Transit Hub District Management Association, Inc.	46,921

Unit of Appropriation Total 153,258

816 DEPARTMENT OF HEALTH AND MENTAL HYGIENE

121 DEVELOPMENT DISABILITY - OTPS

QSAC, Inc.	5,000
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Unit of Appropriation Total 5,000

819 HEALTH AND HOSPITALS CORP

001 LUMP SUM

Health and Hospitals Corporation	650,000
Health and Hospitals Corporation - Woodhull Hospital	65,000

Appendix A

To

819 HEALTH AND HOSPITALS CORP

001 LUMP SUM

Big Apple Circus, Ltd.	25,000
Brooklyn Hospital Center	-50,000
Health and Hospitals Corporation	25,799
Health and Hospitals Corporation - Lincoln Hospital	65,000
Health and Hospitals Corporation	300,000

Unit of Appropriation Total

1,080,799

827 DEPARTMENT OF SANITATION

102 CLEANING & COLLECTION

Department of Sanitation	57,000
Department of Sanitation	23,661
Department of Sanitation	34,640
Department of Sanitation	98,471

October 29, 2015

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Appendix A

To

827 DEPARTMENT OF SANITATION
102 CLEANING & COLLECTION

Department of Sanitation 83,921

Department of Sanitation 60,000

Department of Sanitation 103,921

Department of Sanitation 103,921

Department of Sanitation 23,211

Department of Sanitation 38,500

Department of Sanitation 35,611

Department of Sanitation 12,323

Department of Sanitation 20,000

Department of Sanitation 23,921

Appendix A

To

827 DEPARTMENT OF SANITATION

102 CLEANING & COLLECTION

Department of Sanitation	42,000
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Department of Sanitation	21,689
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Department of Sanitation	56,213
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Department of Sanitation	23,000
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Department of Sanitation	20,000
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Department of Sanitation	23,000
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Department of Sanitation	64,311
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Department of Sanitation	45,752
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Unit of Appropriation Total	1,015,066
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109 CLEANING & COLLECTION-OTPS

Department of Sanitation	10,000
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October 29, 2015

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Appendix A

To

827 DEPARTMENT OF SANITATION

109 CLEANING & COLLECTION-OTPS

Department of Sanitation 13,080

Department of Sanitation 11,000

Department of Sanitation 10,000

Department of Sanitation 15,921

Department of Sanitation 2,278

Department of Sanitation 5,450

Department of Sanitation 20,710

Department of Sanitation 31,610

Department of Sanitation 15,000

Department of Sanitation 16,350

Appendix A

To

827 DEPARTMENT OF SANITATION

109 CLEANING & COLLECTION-OTPS

Department of Sanitation	545
Department of Sanitation	20,710
Department of Sanitation	-11,000
Department of Sanitation	51,960
Department of Sanitation	33,921
Department of Sanitation	20,932
Department of Sanitation	5,500
Department of Sanitation	10,000
Department of Sanitation	21,921
Department of Sanitation	-5,000

October 29, 2015

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Appendix A

To

827 DEPARTMENT OF SANITATION

109 CLEANING & COLLECTION-OTPS

Department of Sanitation -32,375

Department of Sanitation 1,635

Department of Sanitation 22,876

Department of Sanitation 13,625

Unit of Appropriation Total

306,649

846 DEPARTMENT OF PARKS AND RECREATION

006 MAINT & OPERATIONS - OTPS

Department of Parks and Recreation 5,000

City Parks Foundation - Flushing Meadow 15,133

Van Cortlandt Park Conservancy 15,133

Brooklyn Queens Land Trust 15,133

Prospect Park Alliance, Inc. 50,000

Department of Parks and Recreation 5,000

Appendix A

To

846 DEPARTMENT OF PARKS AND RECREATION

006 MAINT & OPERATIONS - OTPS

Department of Parks and Recreation	15,260
Department of Parks and Recreation	6,500
Department of Parks and Recreation	3,500
Department of Parks and Recreation	-20,500
Department of Parks and Recreation	-15,000
Department of Parks and Recreation	-2,500
Friends of Hudson River Park, Inc.	15,133

Unit of Appropriation Total 107,792

858 DEPARTMENT OF INFO TECH & TELECOMM

002 OTHER THAN PERSONAL SERVICES

Cypreco of America, Inc.	5,000
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Unit of Appropriation Total 5,000

7,468,069

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JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, October 29, 2015.

October 29, 2015

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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 L.U. No. 295
Report of the Committee on Finance in favor of approving French Apartments, Block 753, Lot 56; Manhattan, Community District No. 4, Council District No. 3.

The Committee on Finance to which the annexed communication was referred on October 29, 2015, and was coupled with the resolution shown below, respectfully

REPORTS:

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

October 29, 2015

TO: Hon. Julissa Ferreras-Copeland
Chair, Finance Committee
Members of the Finance Committee

FROM: Rebecca Chasan, Assistant Counsel, Finance Division

RE: Finance Committee Agenda of October 29, 2015 - Resolution approving a tax exemption for four Land Use Items (Council Districts 3, 9, 41, and 47)

Item 1: French Apartments

French Apartments consists of 2 buildings with 175 units of rental housing for low-income households. The property is currently owned by French Apartments Housing Company, a limited partnership and, under the proposed project, French Apts Housing Development Fund Corporation (“HDFC”) will acquire the fee interest

in the property and the Housing Company will retain the beneficial interest and continue to operate the property. The HDFC and the Housing Company will refinance the project with a private loan and will enter into a regulatory agreement with the Department of Housing Preservation and Development (“HPD”) establishing that the units must be rented to households whose incomes do not exceed 80% of the Area Median Income (“AMI”). In 2015, 80% of AMI is as follows:

AMI	Family of Four	Family of Three	Family of Two	Individual
80%	\$69,040	\$62,160	\$55,280	\$48,400

The property does not currently receive any exemption from real property taxes and is not under a regulatory agreement with HPD. In order to facilitate the project, HPD is requesting that the Council approve, pursuant to Section 577 of the Private Housing Finance Law, a partial, 30-year property tax exemption that will be coterminous with the term of the regulatory agreement.

Summary:

- Borough – Manhattan
- Address – 330 West 30th Street
- Block 753, Lot 36
- Council District – 3
- Council Member – Corey Johnson
- Council Member approval – Yes
- Number of buildings – 2
- Number of units – 175, including 1 superintendent’s unit
- Article XI Tax Exemption – Partial, 30-year term
- Population – low-income rental households
- Sponsor – French Apts HDFC and French Apartments Housing Company,

LP

- Cost to the City – \$10,155,594
- Open violations or other known problems with the City – None
- Income Limitation – units for households whose incomes do not exceed 80% of AMI

Item 2: John Paul II Apartments

John Paul II Apartments consists of 1 building with 69 units of rental housing for low-income senior citizen households. Southwest 141 Street Housing Development Fund Company, Inc. (“HDFC”) developed the project under the Section 202 Supportive Housing Program for the Elderly, with financing and operating subsidies

from the United States Department of Housing and Urban Development (“HUD”) and a tax exemption from the City. The HDFC now wishes to refinance its original HUD mortgage in order to fund needed repairs, decrease debt service, and meet other financial obligations. The HDFC will enter into a HUD Use Agreement which, among other things, requires that the project continue to provide rental housing for elderly persons of low income on terms at least as advantageous to existing and future tenants as the terms required by the original Section 202 loan agreement, any Section 8 or other rental housing assistance contract, and applicable federal regulations. In addition, the HDFC and the Department of Housing Preservation and Development (“HPD”) will enter into a regulatory agreement establishing that the units must be rented to households whose incomes do not exceed 50% of the Area Median Income (“AMI”). In 2015, 50% of AMI is as follows:

AMI	Family of Four	Family of Three	Family of Two	Individual
50%	\$43,150	\$38,850	\$34,550	\$30,250

In order to facilitate the project, HPD is requesting that the Council approve, pursuant to Section 577 of the Private Housing Finance Law, a partial, 40-year property tax exemption that will be coterminous with the term of the regulatory agreement.

Summary:

- Borough – Manhattan
- Address – 233 West 140th Street
- Block 2026, Lot 9
- Council District – 9
- Council Member – Inez Dickens
- Council Member approval – Yes
- Number of buildings – 1
- Number of units – 69, including 1 superintendent’s unit
- Article XI Tax Exemption – Partial, 40-year term
- Population – low-income senior citizen rental households
- Sponsor – Southwest 141 Street HDFC
- Cost to the City – \$3.1 million
- Open violations or other known problems with the City – 4 open Class B violations
 - Income Limitation – units for households whose incomes do not exceed 50% of AMI
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Item 3: Central Harlem Mutual Housing Association

Central Harlem Mutual Housing Association consists of 1 building with 16 units of rental housing for low-income households. Under the proposed project, Central Harlem Mutual Housing Association Housing Development Fund Corporation (“HDFC”) will acquire the property and will finance the acquisition and rehabilitation of the property with loans from the Community Preservation Corporation and the Department of Housing Preservation and Development (“HPD”). As a result of an agreement negotiated by Council Member Mealy, the HDFC and HPD will enter into a 35-year regulatory agreement establishing that the units will be rented to households whose incomes do not exceed 80% of Area Median Income (“AMI”). In 2015, 80% of AMI is as follows:

AMI	Family of Four	Family of Three	Family of Two	Individual
80%	\$69,040	\$62,160	\$55,280	\$48,400

In addition, upon vacancy, one of the units will be set aside for a formerly homeless family earning up to 45% of AMI. The HDFC has guaranteed in a written letter that notification to the Council Member will take place in advance of any such placement. In 2015, 45% of AMI is as follows:

AMI	Family of Four	Family of Three	Family of Two	Individual
45% of AMI	\$38,835	\$34,965	\$31,095	\$27,225

The property currently receives an exemption and/or abatement from real property taxation pursuant to Real Property Tax Law Section 489 (“J-51 Benefits”). In order to facilitate the project, HPD is requesting that the Council approve, pursuant to Section 577 of the Private Housing Finance Law, a partial, 35-year property tax exemption that is coterminous with the term of the regulatory agreement. The new exemption will be reduced by the J-51 Benefits.

Summary:

- Borough – Brooklyn
- Address – 270 Rochester Avenue
- Block 1434, Lot 1
- Council District – 41
- Council Member – Darlene Mealy
- Council Member approval – Yes
- Number of buildings – 1
- Number of units – 16
- Article XI Tax Exemption – Partial, 35-years

- Population – low-income households with one unit set aside for a formerly homeless family upon vacancy
- Sponsor – Central Harlem Mutual Housing Association HDFC
- Cost to the City – \$532,000
- Open violations or other known problems with the City – 7 open violations (HPD has indicated that the Sponsor is working with HPD to address and close these violations)
- Income Limitation – units for households whose incomes do not exceed 80% of AMI

Item 4: Ahi Ezer Apartments

Ahi Ezer Apartments consists of 2 building with 74 units of rental housing for low-income senior citizen households. Ahi Ezer Housing Development Fund Corporation (“HDFC”) developed the project under the Section 202 Supportive Housing Program for the Elderly, with financing and operating subsidies from the United States Department of Housing and Urban Development (“HUD”) and tax exemption from the City. The HDFC now wishes to refinance its original HUD mortgage in order to fund needed repairs, decrease debt service, and meet other financial obligations. In connection with such refinancing, the HDFC and HUD will enter into a Use Agreement which, among other things, requires that the project continue to provide rental housing for elderly persons of low income on terms at least as advantageous to existing and future tenants as the terms required by the original Section 202 loan agreement, any Section 8 or other rental housing assistance contract, and applicable federal regulations.

In addition, the HDFC and the Department of Housing Preservation and Development (“HPD”) will enter into a regulatory agreement establishing that the units must be rented to households earning between 50% and 70% of the Area Median Income (“AMI”). In 2015, 50% and 70% of AMI are as follows:

AMI	Family of Four	Family of Three	Family of Two	Individual
50% of AMI	\$43,150	\$38,850	\$34,550	\$30,250
70% of AMI	\$60,410	\$54,390	\$48,370	\$42,350

In order to facilitate the project, HPD is requesting that the Council approve, pursuant to Section 577 of the Private Housing Finance Law, a partial, 35-year property tax exemption that will be coterminous with the term of the regulatory agreement.

Summary:

- Borough – Brooklyn
- Address – 1960 and 1965 East 7th Street
- Block 6682, Lot 45; and Block 6683, Lot 52
- Council District – 47
- Council Member – Mark Treyger
- Council Member approval – Yes
- Number of buildings – 2
- Number of units – 74, including 1 superintendent’s unit
- Article XI Tax Exemption – Partial, 35-year term
- Population – low-income senior citizen rental households
- Sponsor – Ahi Ezer HDFC
- Cost to the City – \$1,067,434
- Open violations or other known problems with the City – 1 open Class A violation
- Income Limitation – units for households earning between 50% and 70% of AMI

(For text of the coupled resolutions for LU Nos. 296, 297, and 298, please see, respectively, the Reports of the Committee on Finance for LU No. 296 & Res No. 895, LU No. 297 & Res No. 896, and LU No. 298 & Res No. 897 printed in these Minutes; for the coupled resolution to LU No. 295, please see Res No. 894 below:)

Accordingly, this Committee recommends the adoption of LU Nos. 295, 296, 297, and 298.

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

Res. No. 894

Resolution approving an exemption from real property taxes for property located at (Block 753, Lot 56) Manhattan, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 295).

By Council Member Ferreras-Copeland.

WHEREAS, the New York City Department of Housing Preservation and Development (“HPD”) submitted to the Council its request dated October 5, 2015 that the Council take the following action regarding a housing project located at (Block 753, Lot 56) Manhattan (“Exemption Area”):

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

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

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

RESOLVED:

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

1. For the purposes hereof, the following terms shall have the following meanings:
 - (a) “Effective Date” shall mean the later of (i) the date of conveyance of the Exemption Area to the HDFC, or (ii) the date that HPD and the New Owner enter into the HPD Regulatory Agreement.
 - (b) “Exemption” shall mean the exemption from real property taxation provided hereunder with respect to the Exemption Area.
 - (c) “Exemption Area” shall mean the real property located in the Borough of Manhattan, City and State of New York, identified as Block 753, Lot 56 on the Tax Map of the City of New York.
 - (d) “Expiration Date” shall mean the earlier to occur of (i) a date which is thirty (30) years from the Effective Date, (ii) the date of the expiration or termination of the HPD Regulatory Agreement, (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.
 - (e) “HDFC” shall mean French Apts Housing Development Fund Corporation.
 - (f) “HPD” shall mean the Department of Housing Preservation and Development of the City of New York.
 - (g) "HPD Regulatory Agreement" shall mean the regulatory agreement between HPD and the New Owner establishing certain controls upon the operation of the Exemption Area during the term of the Exemption.

- (h) "New Owner" shall mean, collectively, the HDFC and the Partnership.
 - (i) "Partnership" shall mean French Apartments Housing Company.
 - (j) "PHFL" shall mean the Private Housing Finance Law.
 - (k) "Shelter Rent" shall mean the total rents received from the commercial (if any) and residential occupants of the Exemption Area, including any federal subsidy (including, but not limited to, Section 8, rent supplements, and rental assistance), less the cost of providing to such occupants electricity, gas, heat, and other utilities.
 - (l) "Shelter Rent Tax" shall mean an amount equal to ten percent (10%) of Shelter Rent, plus an additional amount equal to twenty-five percent (25%) of the amount by which the total contract rents applicable to the housing project for that year (as adjusted and established pursuant to Section 8 of the United States Housing Act of 1937, as amended) exceed the total contract rents which are authorized as of the Effective Date.
2. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.
 3. Commencing upon the Effective Date, and during each year thereafter until the Expiration Date, the new Owner shall make real property tax payments in the sum of the Shelter Rent Tax. Notwithstanding the foregoing, the total annual real property tax payment by the new Owner shall not at any time exceed the amount of real property taxes that would otherwise be due in the absence of any form of exemption from or abatement of real property taxation provided by an existing or future local, state, or federal law, rule or regulation.
 4. Notwithstanding any provision hereof to the contrary:
 - (a) The Exemption shall terminate if HPD determines at any time that
 - (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the HPD Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) the Exemption Area is conveyed to a new

owner without the prior written approval of HPD, or (v) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to the New Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the Exemption shall prospectively terminate.

(b) The Exemption shall apply to all land in the Exemption Area, but shall only apply to buildings on the Exemption Area that exist on the Effective Date.

(c) Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.

5. In consideration of the Exemption, the owner of the Exemption Area shall, for so long as the Exemption shall remain in effect, waive the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state or federal law, rule or regulation.

JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, October 29, 2015.

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 L.U. No. 296

Report of the Committee on Finance in favor of approving John Paul II Apartments, Block 2026, Lot 33; Manhattan, Community District No. 10, Council District No. 9.

The Committee on Finance to which the annexed communication was referred on October 29, 2015, and was coupled with the resolution shown below, respectfully

REPORTS:

(For text of the Finance Memo, please see the Report of the Committee on Finance for LU No. 295 printed in these Minutes)

Accordingly, this Committee recommends its adoption.

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

Res. No. 895

Resolution approving an exemption from real property taxes for property located at (Block 2026, Lot 33) Manhattan, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 296).

By Council Member Ferreras-Copeland.

WHEREAS, the New York City Department of Housing Preservation and Development (“HPD”) submitted to the Council its request dated September 21, 2015 that the Council take the following action regarding a housing project located at (Block 2026, Lot 33) Manhattan (“Exemption Area”):

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

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

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

RESOLVED:

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

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

- (a) "Effective Date" shall mean the date of repayment or refinancing of the HUD Mortgage.
- (b) "Exemption Area" shall mean the real property located in the Borough of Manhattan, City and State of New York, identified as Block 2026, Lot 33 on the Tax Map of the City of New York.
- (c) "Expiration Date" shall mean the earlier to occur of (i) a date which is forty (40) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.
- (d) "HDFC" shall mean Southwest 141 Street Housing Development Fund Company, Inc.
- (e) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.
- (f) "HUD" shall mean the Department of Housing and Urban Development of the United States of America.
- (g) "HUD Mortgage" shall mean the original loan made by HUD to the HDFC in connection with the Section 202 Supportive Housing Program for the Elderly, which loan was secured by a mortgage on the Exemption Area.
- (h) "New Exemption" shall mean the exemption from real property taxation provided hereunder with respect to the Exemption Area.
- (i) "Owner" shall mean the HDFC or any future owner of the Exemption Area.
- (j) "Prior Exemption" shall mean the exemption from real property taxation for the Exemption Area approved by the Board of Estimate on February 25, 1988 (Cal No. 6).
- (k) "Regulatory Agreement" shall mean a regulatory agreement between HPD and the Owner establishing certain controls upon the operation of the Exemption Area during the term of the New Exemption.
- (l) "Use Agreement" shall mean a use agreement by and between the Owner and HUD which commences on or before the Effective Date, runs with the land, binds all subsequent owners and creditors

of the Exemption Area, and requires that the housing project on the Exemption Area continue to operate on terms at least as advantageous to existing and future tenants as the terms required by the original Section 202 loan agreement or any Section 8 rental assistance payments contract or any other rental housing assistance contract and all applicable federal regulations.

2. The Prior Exemption shall terminate upon the Effective Date.
3. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.
4. Commencing upon the Effective Date, and during each year thereafter until the Expiration Date, the Owner shall make real property tax payments in the sum of (i) \$207,526, plus (ii) an additional amount equal to twenty-five percent (25%) of the amount by which the total contract rents applicable to the housing project for that year (as adjusted and established pursuant to Section 8 of the United States Housing Act of 1937, as amended) exceed the total contract rents which are authorized as of the Effective Date. Notwithstanding the foregoing, the total annual real property tax payment by the Owner shall not at any time exceed the amount of real property taxes that would otherwise be due in the absence of any form of exemption from or abatement of real property taxation provided by an existing or future local, state, or federal law, rule or regulation.
5. Notwithstanding any provision hereof to the contrary:
 - (a) The New Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) the Exemption Area is conveyed to a new owner without the prior written approval of HPD, or (v) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to the Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time

period specified therein, the New Exemption shall prospectively terminate.

- (b) The New Exemption shall apply to all land in the Exemption Area, but shall only apply to a building in the Exemption Area that exists on the Effective Date.
 - (c) Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.
 - (d) All previous resolutions, if any, providing an exemption from or abatement of real property taxation with respect to the Exemption Area are hereby revoked.
6. In consideration of the New Exemption, prior to or simultaneous with repayment or refinancing of the HUD Mortgage, the Owner, for itself, its successors and assigns, shall (i) execute and record a Use Agreement, (ii) execute and record a Regulatory Agreement, and (iii) waive, for so long as the New Exemption shall remain in effect, the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state or federal law, rule or regulation.

JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, October 29, 2015.

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 L.U. No. 297

Report of the Committee on Finance in favor of approving Ahi Ezer Apartments, Block 6682, Lot 45 and Block 6683, Lot 52; Brooklyn, Community District No. 15, Council District No. 47.

The Committee on Finance to which the annexed communication was referred on October 29, 2015, and was coupled with the resolution shown below, respectfully

REPORTS:

(For text of the Finance Memo, please see the Report of the Committee on Finance for LU No. 295 printed in these Minutes)

Accordingly, this Committee recommends its adoption.

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

Res. No. 896

Resolution approving an exemption from real property taxes for property located at (Block 6682, Lot 45 and Block 6683, Lot 52) Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 297).

By Council Member Ferreras-Copeland.

WHEREAS, the New York City Department of Housing Preservation and Development (“HPD”) submitted to the Council its request dated September 21, 2015 that the Council take the following action regarding a housing project located at (Block 6682, Lot 45 and Block 6683, Lot 52) Brooklyn (“Exemption Area”):

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

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

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

RESOLVED:

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

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

- (a) "Effective Date" shall mean the date of repayment or refinancing of the HUD Mortgage.
- (b) "Exemption Area" shall mean the real property located in the Borough of Brooklyn, City and State of New York, identified as Block 6682, Lot 45 and Block 6683, Lot 52 on the Tax Map of the City of New York.
- (c) "Expiration Date" shall mean the earlier to occur of (i) a date which is thirty-five (35) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.
- (d) "HDFC" shall mean Ahi Ezer Housing Development Fund Corp.
- (e) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.
- (f) "HUD" shall mean the Department of Housing and Urban Development of the United States of America.
- (g) "HUD Mortgage" shall mean the original loan made by HUD to the HDFC in connection with the Section 202 Supportive Housing Program for the Elderly, which loan was secured by a mortgage on the Exemption Area.
- (h) "New Exemption" shall mean the exemption from real property taxation provided hereunder with respect to the Exemption Area.
- (i) "Owner" shall mean the HDFC or any future owner of the Exemption Area.
- (j) "Prior Exemption" shall mean the exemption from real property taxation for the Exemption Area approved by the Council of the City of New York on July 27, 2005 (Resolution No. 1092).
- (k) "Regulatory Agreement" shall mean the regulatory agreement between HPD and the Owner establishing certain controls upon the operation of the Exemption Area during the term of the New Exemption.
- (l) "Use Agreement" shall mean the use agreement by and between the Owner and HUD which commences on or before the Effective

Date, runs with the land, binds all subsequent owners and creditors of the Exemption Area, and requires that the housing project on the Exemption Area continue to operate on terms at least as advantageous to existing and future tenants as the terms required by the original Section 202 loan agreement or any Section 8 rental assistance payments contract or any other rental housing assistance contract and all applicable federal regulations.

2. The Prior Exemption shall terminate upon the Effective Date.
3. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.
4. Commencing upon the Effective Date, and during each year thereafter until the Expiration Date, the HDFC shall make real property tax payments in the sum of (i) \$187,996, plus (ii) an additional amount equal to twenty-five percent (25%) of the amount by which the total contract rents applicable to the housing project for that year (as adjusted and established pursuant to Section 8 of the United States Housing Act of 1937, as amended) exceed the total contract rents which are authorized as of the Effective Date. Notwithstanding the foregoing, the total annual real property tax payment by the HDFC shall not at any time exceed the amount of real property taxes that would otherwise be due in the absence of any form of exemption from or abatement of real property taxation provided by an existing or future local, state, or federal law, rule or regulation.
5. Notwithstanding any provision hereof to the contrary:
 - (a) The New Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) the Exemption Area is conveyed to a new owner without the prior written approval of HPD, or (v) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time

period specified therein, the New Exemption shall prospectively terminate.

- (b) The New Exemption shall apply to all land in the Exemption area, but shall only apply to the buildings on the Exemption Area that exist on the Effective Date.
 - (c) Nothing herein shall entitle the Owner to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.
 - (d) All previous resolutions, if any, providing an exemption from or abatement of real property taxation with respect to the Exemption Area are hereby revoked.
6. In consideration of the New Exemption, prior or simultaneous with repayment or refinancing of the HUD Mortgage, the Owner, for itself, its successors and assigns, shall (i) execute and record a Use Agreement, (ii) execute and record a Regulatory Agreement, and (iii) waive, for so long as the New Exemption shall remain in effect, the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state or federal law, rule or regulation.

JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, October 29, 2015.

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 L.U. No. 298
Report of the Committee on Finance in favor of approving Central Harlem Mutual Housing Association, Block 1391, Lot 39; Brooklyn, Community District No. 8, Council District No. 41.

The Committee on Finance to which the annexed communication was referred on October 29, 2015, and was coupled with the resolution shown below, respectfully

REPORTS:

(For text of the Finance Memo, please see the Report of the Committee on Finance for LU No. 295 printed in these Minutes)

Accordingly, this Committee recommends its adoption.

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

Res. No. 897

Resolution approving an exemption from real property taxes for property located at (Block 1391, Lot 39) Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 298).

By Council Member Ferreras-Copeland.

WHEREAS, the New York City Department of Housing Preservation and Development (“HPD”) submitted to the Council its request dated June 22, 2015 that the Council take the following action regarding a housing project located at (Block 1391, Lot 39) Brooklyn (“Exemption Area”):

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

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

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

RESOLVED:

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

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

- (a) "Effective Date" shall mean the later of (i) the date of conveyance of the Exemption Area to the HDFC, or (ii) the date that HPD and the Owner enter into the Regulatory Agreement.
 - (b) "Exemption" shall mean the exemption from real property taxation provided hereunder.
 - (c) "Exemption Area" shall mean the real property located in the Borough of Brooklyn, City and State of New York, identified as Block 1391, Lot 39 on the Tax Map of the City of New York.
 - (d) "Expiration Date" shall mean the earlier to occur of (i) a date which is thirty-five (35) years from the Effective Date, (ii) the date of the expiration or termination of the Regulatory Agreement, or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.
 - (e) "HDFC" shall mean Central Harlem Mutual Housing Association Housing Development Fund Corporation.
 - (f) "HPD" shall mean the Department of Housing Preservation and Development of the City of New York.
 - (g) "J-51 Benefits" shall mean any tax benefits pursuant to Section 489 of the Real Property Tax Law which are in effect on the Effective Date.
 - (h) "Owner" shall mean the HDFC or any future owner of the Exemption Area.
 - (i) "Regulatory Agreement" shall mean the regulatory agreement between HPD and the Owner establishing certain controls upon the operation of the Exemption Area during the term of the Exemption.
2. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.
3. Notwithstanding any provision hereof to the contrary:
- (a) The Exemption shall terminate if HPD determines at any time that
 - (i) the Exemption Area is not being operated in accordance with the

requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) the Exemption Area is conveyed to a new owner without the prior written approval of HPD, or (v) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the Exemption shall prospectively terminate.

- (b) The Exemption shall apply to all land in the Exemption Area, but shall apply to a building on the Exemption Area that exists on the Effective Date.
 - (c) Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.
4. In consideration of the Exemption, the owner of the Exemption Area, for so long as the Exemption shall remain in effect, shall waive the benefits of any additional or concurrent exemption from or abatement of real property taxation which may be authorized under any existing or future local, state or federal law, rule or regulation. Notwithstanding the foregoing, the J-51 Benefits shall remain in effect, but the New Exemption shall be reduced by the amount of such J-51 Benefits.

JULISSA FERRERAS-COPELAND, *Chairperson*; YDANIS A. RODRIGUEZ, JAMES VAN BRAMER, ROBERT E. CORNEGY, Jr., LAURIE A. CUMBO, COREY D. JOHNSON, MARK LEVINE, I. DANEEK MILLER, HELEN K. ROSENTHAL, STEVEN MATTEO; Committee on Finance, October 29, 2015.

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 Land Use

Report for L.U. No. 288

Report of the Committee on Land Use in favor of approving Application No. C 150447 ZSR submitted by New York Wheel LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 128-61 of the Zoning Resolution to allow the modification of a development plan for an observation wheel, accessory parking terminal, a public parking garage with a maximum of 950 spaces, and an improvement plan for a waterfront esplanade on property located at Parcel 1 of the North Waterfront Subdistrict (Block 2, Lots 22, 9018, 18 and part of Lot 20) Borough of Staten Island, Community Board 1, Council District 49. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to Charter Section 197-d(b)(2) or called up by vote of the Council pursuant to Charter Section 197-d(b)(3).

The Committee on Land Use to which the annexed Land Use item was referred on October 15, 2015 (Minutes, page 3725), and was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

City Planning Commission decision approving an application submitted by the NYC Economic Development Corporation and New York Wheel LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 128-61 of the Zoning Resolution to allow for the development of an Observation Wheel, accessory terminal building, public parking garage with a maximum of 950 spaces, and an improvement plan for a Waterfront Esplanade, on property located on Parcel 1 in the North Waterfront Subdistrict (Block 2, Lots 22, 9018, 18 and p/o Lot 20), within the Special St. George District, Community District 1, Borough of Staten Island.

INTENT

This special permit action would facilitate changes to a previously approved special permit concerning the development plan for an observation wheel and accessory terminal building, a public parking garage and an improvement plan for a waterfront esplanade in the Special St. George District of Staten Island.

PUBLIC HEARING**DATE:** October 20, 2015**Witnesses in Favor:** Three **Witnesses Against:** One**SUBCOMMITTEE RECOMMENDATION****DATE:** October 20, 2015

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

In Favor: Richards, Gentile, Williams, Reynoso, Torres**Against:** *None* **Abstain:** *None***COMMITTEE ACTION****DATE:** October 22, 2015

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Palma, Arroyo, Garodnick, Mealy, Mendez, Rodriguez, Koo, Lander, Levin, Williams, Richards, Barron, Cohen, Kallos, Reynoso, Treyger

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

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

Res. No. 898

Resolution approving the decision of the City Planning Commission on ULURP No. C 150447 ZSR (L.U. No. 288), for the grant of a special permit pursuant to Section 128-61 of the Zoning Resolution to allow for the development of an Observation Wheel, accessory terminal building, public parking garage with a maximum of 950 spaces, and an improvement plan for a Waterfront Esplanade, on property located on Parcel 1 in the North Waterfront Subdistrict (Block 2, Lots 22, 9018, 18 and p/o Lot 20), within the Special St. George District, Community District 1, Borough of Staten Island.

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By Council Members Greenfield and Richards.

WHEREAS, the City Planning Commission filed with the Council on October 9, 2015 its decision dated October 7, 2015 (the "Decision"), on the application submitted by the New York City Economic Development Corporation and New York Wheel, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 128-61 of the Zoning Resolution to allow for the development plan of an Observation Wheel, accessory terminal building, public parking garage with a maximum of 950 spaces, and an improvement plan for a Waterfront Esplanade, on property located on Parcel 1 in the North Waterfront Subdistrict (Block 2, Lots 22, 9018, 18 and p/o Lot 20), within the Special St. George District, (ULURP No. C 150447 ZSR), Community District 1, Borough of Staten Island (the "Application");

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

WHEREAS, the City Planning Commission has made the findings required pursuant to Section 128-61 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 20, 2015;

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 Final Environmental Impact Statement ("FEIS"), for which a Notice of Completion was issued on August 29, 2013 (CEQR No. 13SBS001R), the CEQR Technical Memoranda (001) and (002) dated July 7, 2014 and July 10, 2015 respectively, (the "CEQR Technical Memoranda");

RESOLVED:

Having considered the FEIS and the CEQR Technical Memoranda with respect to the Decision and Application, the Council finds that:

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

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

(3) The adverse environmental impacts disclosed in the FEIS and Technical Memorandums 001 and 002 will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, in accordance with the environmental commitment letter, dated September 11, 2013, from the New York City Economic Development Corporation, the St. George Outlet Development LLC, and the New York Wheel LLC, those project components related to the environment and mitigation measures that were identified as practicable; and

(4) The Decision, together with the FEIS and the CEQR Technical Memoranda, constitute the written statement of facts, and of social, economic and other factors and standards, that form the basis of the decision, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 201 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 150447 ZSR, incorporated by reference herein, the Council approves the Decision subject to the following conditions:

1. The property that is the subject of the Application (C 150447 ZSR) shall be developed in size and arrangement substantially in accordance with the dimensions, specifications and zoning computations indicated on the following plans, prepared by Perkins Eastman Architects, filed with the Application and incorporated in this resolution:

<u>Drawing No.</u>	<u>Title</u>	<u>Last Date Revised</u>
Zoning Lots Site Plan		06.24.15
Z0.0	Cover Sheet	06.24.15
Z1.0	Site Plan	09.28.15
Z2.0	Sections	06.24.15
Z3.1	Sub Cellar/Bank Street Level Plan	09.28.15
Z3.2	Cellar Level Plan	09.28.15
Z3.3	Ground/Richmond Terrace Level Plan	09.28.15
Z3.4	Second Level Plan	09.28.15
Z4.0	Elevations	06.24.15
Z5.1	Sub Cellar/Bank Street Level Garage Plan	09.28.15
Z5.2	Cellar Level Garage Plan	09.28.15
Z5.3	Ground/Richmond Terrace Level Garage Plan	09.28.15

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Z5.4	Second Level Garage Plan	09.28.15
Z6.1	Temporary Parking Phase 1	06.24.15
Z6.2	Temporary Parking Phase 2	06.24.15
Z7.0	Signage and Transparency Elevations	06.24.15
Z8.0	Wheel Lighting Elevation	06.24.15

And the following landscape plans prepared by MPFP llc/M. Paul Friedberg & Partners, filed with this application and incorporated in this resolution:

<u>Drawing No.</u>	<u>Title</u>	<u>Last Date Revised</u>
ZL-01	Landscape Cover Sheet	09.28.15
ZL-100	Public Space/Key Plan	09.28.15
ZL-101	Enlarged Plan	09.28.15
ZL-102	Enlarged Plan	09.28.15
ZL-103	Richmond Terrace Playground Plan	09.28.15
ZL-200	Grading Plan	09.28.15
ZL-201	Grading Plan	09.28.15
ZL-202	Slope Diagram	09.28.15
ZL-300	Tree Plan	09.28.15
ZL-301	Planting Plan	09.28.15
ZL-400	Material Plan	09.28.15
ZL-401	Amenities Plan	09.28.15
ZL-500	Sections	09.28.15
ZL-501	Sections	09.28.15
ZL-502	Sections	09.28.15
ZL-503	Sections	09.28.15
ZL-600	Landscape Details	06.24.15
ZL-601	Planting Details	06.24.15

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ZL-602	Fence Details	06.24.15
ZL-603	Precast Bench Details	06.24.15
ZL-700	Material Details	06.24.15
ZL-701	Wood Bench Details	06.24.15
ZL-702	Playground Equipment Details	06.24.15
ZL-800	Exterior Signage Location Plan And Messaging	06.24.15
ZL-900	Photometric Plan	06.24.15
ZL-901	Photometric Plan	06.24.15
ZL-1000	Esplanade Improvement Plan	06.24.15
ZL-1001	Esplanade Improvement Plan	06.24.15
ZL-1002	Esplanade Improvement Plan	06.24.15
ZL-1003	Esplanade Improvement Plan	06.24.15
ZL-1004	Esplanade Improvement Plan	06.24.15
ZL-1005	Esplanade Improvement Details	06.24.15

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 the 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, operation and maintenance.

4. Development pursuant to this resolution shall be allowed only after the first modification to the restrictive declaration, attached as Exhibit A to the City Planning Commission Decision C 150447 ZSR, with such administrative changes as are acceptable to Counsel to the Department of City Planning, has been executed and recorded by the New York Wheel LLC in the Office of the Richmond County Clerk. Such first modification to the restrictive declaration shall be deemed incorporated herein as a condition of this resolution.

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, sublessee 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 whose provisions 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 as stated above, or any alteration in the development that is the subject of this application that departs from any of the conditions listed above, is grounds for the City Planning Commission or the City Council, as applicable, to disapprove any application for modification, cancellation or amendment 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 failure to act in accordance with the provisions of this special permit.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, JUMAANE D. WILLIAMS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, MARK TREYGER; Committee on Land Use, October 22, 2015. *Other Council Members Attending: Council Member Rose.*

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. 289

Report of the Committee on Land Use in favor of approving Application No. M 780389(B) ZSK submitted by Hamilton Plaza Associates pursuant to a previously approved restrictive declaration for the modification of the restrictive declaration to allow for the change of use and enlargement of the third floor of an existing four story building located at 1-37 12th Street (Block 1007, Lot 172; Block 1025, Lots 1, 16, 18, 20, and 200) Borough of Brooklyn, Community Board 6, Council District 39.

The Committee on Land Use to which the annexed Land Use item was referred on October 15, 2015 (Minutes, page 3725), and was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

BROOKLYN CB - 6

M 780389 (B) ZSK

City Planning Commission decision approving an application submitted by Hamilton Plaza Associates for a modification of a previously approved Restrictive Declaration to facilitate a change of use and an enlargement of the third floor of an existing 4-story building on property located at 1-37 12th Street (Block 1007, Lot 172; Block 1025, Lots 1, 16, 18, 20, & 200), in an M1-2 District.

INTENT

This modification to the Restrictive Declaration would facilitate a change of use and permit an increase of 2,364 square feet to allow for the enlargement on the third floor for use as a physical culture establishment.

PUBLIC HEARING

DATE: October 20, 2015

Witnesses in Favor: One

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 20, 2015

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

In Favor: Richards, Gentile, Williams, Reynoso

Against: *None*

Abstain: *None*

COMMITTEE ACTION

DATE: October 22, 2015

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Palma, Arroyo, Garodnick, Mealy, Mendez, Rodriguez, Koo, Lander, Levin, Williams, Richards, Barron, Cohen, Kallos, Reynoso, Treyger

Against: *None*

Abstain: *None*

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

Res. No. 899

Resolution approving with modifications the decision of the City Planning Commission on Application No. M 780389 (B) ZSK, for the modification of a previously approved restrictive declaration, to facilitate a change in use and an increase of 2,364 square feet of floor area on the third floor of an existing 4-story building on property located at 1-37 12th Street (Block 1007, Lot 172; Block 1025, Lots 1, 16, 18, 20 and 200) (the "Project Site"), in an M1-2 District, Borough of Brooklyn (L.U. No. 289).

By Council Members Greenfield and Richards.

WHEREAS, a restrictive declaration dated July 28, 1977 (the 1977 Declaration) was entered into and recorded on the Project Site on October 21, 1977 (Reel 952, Page 1344), in connection with the approval by the New York City Board of Estimate of a Special Permit (M 760044 ZSK) to permit a commercial development;

WHEREAS, a second restrictive declaration dated October 2, 1981 was entered into and recorded on the Project Site on November 25, 1981, (Reel 1280, Page 1448) (the "1981 Declaration" together with the 1977 Declaration, the "Original Declaration") in connection an application for a modification to the special permit (M 780389 ZSK);

WHEREAS, the City Planning Commission filed with the Council on October 9, 2015 its decision dated October 7, 2015 (the "Decision"), on the application submitted by Hamilton Plaza Associates, for modification of the Original Declaration, which was filed in connection with a special permit amendment to facilitate a change in use and allow the enlargement by 2,364 square feet on the third floor at the property located at 1-37 12th Street (Block 1007, Lot 172; Block 1025,

Lots 1, 16, 18, 20 and 200), in an M1-2 District, Community District 6, Borough of Brooklyn (ULURP No. M 780389 (B) ZSK) (the "Application");

WHEREAS, the Decision is subject to review and action by the Council, as the successor in jurisdiction to the New York City board of Estimate, pursuant to the terms of the Original Declaration;

WHEREAS, the Application would cancel the Original Declaration on the Project Site to permit an increase of 2,364 square feet on the third floor and a change in use to a physical culture establishment;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 20, 2015;

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

WHEREAS, the Council has considered the relevant environmental issues, including the negative declaration (CEQR No. 16DCP019K) issued on August 17, 2015, which reflects the application as modified by the Commission (the "Negative Declaration");

RESOLVED:

Pursuant to Original Declaration and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, M 780389 (B) ZSK, and incorporated by reference herein, the Council approves the Decision with the following modifications and subject to the following conditions:

1. Uses on the third and fourth floors of the existing building on the Project Site remain limited to the following, as defined by the New York City Zoning Resolution:

- a. Office,
- b. Warehouse,
- c. Physical culture or health establishment, or
- d. Use Group 6 uses, except no retail establishments occupying more than one floor of the supermarket building, and no eating and drinking establishments;

2. Development pursuant to this resolution shall be in accordance with the terms of the Second Modification of Declaration attached hereto and made part hereof;

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3. Development pursuant to this resolution shall only be permitted after such Second Modification to Declaration is executed by Hamilton Plaza Associates or its successors, and has been recorded and filed on the Project Site in the Office of the Register of the City of New York, County of Kings.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, JUMAANE D. WILLIAMS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, MARK TREYGER; Committee on Land Use, October 22, 2015. *Other Council Members Attending: Council Member Rose.*

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

Report for L.U. No. 293

Report of the Committee on Land Use in favor of approving Application No. 20165172 HAX submitted by the New York City Department of Housing Preservation and Development for a real property tax exemption pursuant to Section 577 of the Private Housing Finance Law, for properties located on Block 2728, Lots 16 and 19, Block 2745, Lot 36, Block 2752, Lot 17, Block 2754, Lot 69, Block 2974, Lot 22, and Block 2979, Lot 2, Borough of the Bronx, Community Boards 3, Council District 17.

The Committee on Land Use to which the annexed Land Use item was referred on October 15, 2015 (Minutes, page 3726), and was coupled with the resolution shown below, respectfully

REPORTS:

SUBJECT

BRONX CB - 03

20165172 HAX

Application submitted by the New York City Department of Housing Preservation and Development (HPD) for the grant of a real property tax exemption pursuant to Section 577 of the Private Housing Finance Law for an Exemption Area identified as Block 2728, Lot 16; Block 2728, Lot 19; Block 2745, Lot 36; Block 2752, Lot 17; Block 2754, Lot 69; Block 2974, Lot 22; and Block 2979, Lot 2); Borough of the Bronx.

INTENT

To approve a tax exemption pursuant to Section 577 of the PHFL for an area that contains seven multiple dwellings, known as Home Street Homes, which provide rental housing for low-income families.

PUBLIC HEARING

DATE: October 20, 2015

Witnesses in Favor: Two

Witnesses Against: None

SUBCOMMITTEE RECOMMENDATION

DATE: October 20, 2015

The Subcommittee recommends that the Land Use Committee approve the requests made by the New York City Department of Housing Preservation and Development.

In Favor: Cohen, Mealy, Rodriguez, Treyger

Against: *None*

Abstain: *None*

COMMITTEE ACTION

DATE: October 22, 2015

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Palma, Arroyo, Garodnick, Mealy, Mendez, Rodriguez, Koo, Lander, Levin, Williams, Richards, Barron, Cohen, Kallos, Reynoso, Treyger

Against: *None*

Abstain: *None*

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

Res. No. 900

Resolution to approve a real property tax exemption pursuant to Section 577 of the Private Housing Finance Law (PHFL), for the Exemption Area located at Block 2728, Lot 16; Block 2728, Lot 19; Block 2745, Lot 36; Block 2752, Lot 17; Block 2754, Lot 69; Block 2974, Lot 22; and Block 2979, Lot 2); Community District 3, Borough of the Bronx (L.U. No. 293; 20165172 HAX).

By Council Members Greenfield and Dickens.

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on October 6, 2015 its request dated October 5, 2015 that the Council approve a tax exemption from real property taxes pursuant to Section 577 of the Private Housing Finance Law (PHFL) (the "Tax Exemption"), for real property located at Block 2728, Lot 16; Block 2728, Lot 19; Block 2745, Lot 36; Block 2752, Lot 17; Block 2754, Lot 69; Block 2974, Lot 22; and Block 2979, Lot 2); Community District 3, Borough of the Bronx (the "Exemption Area"):

WHEREAS, upon due notice, the Council held a public hearing on the Tax Exemption on October 20, 2015; and

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

RESOLVED:

The Council approves the Tax Exemption for the Exemption Area pursuant to Section 577 of the Private Housing Finance Law as follows:

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

(a) "Effective Date" shall mean the later of (i) the date of conveyance of the Exemption Area to the HDFC, or (ii) the date that HPD and the Owner enter into the Regulatory Agreement.

(b) "Tax Exemption" shall mean the exemption from real property taxation provided hereunder.

(c) "Exemption Area" shall mean the real property located in the Borough of the Bronx, City and State of New York, identified as Block 2728, Lot 16; Block 2728,

Lot 19; Block 2745, Lot 36; Block 2752, Lot 17; Block 2754, Lot 69; Block 2974, Lot 22; and Block 2979, Lot 2, on the Tax Map of the City of New York.

(d) “Expiration Date” shall mean the earlier to occur of (i) a date which is thirty-two (32) years from the Effective Date, (ii) the date of expiration or termination of the Regulatory Agreement or (iii) the date upon which the Exemption Area ceases to be owned by either a housing development fund company or an entity wholly controlled by a housing development fund company.

(e) “HDFC” shall mean Jaidyn Realty Housing Development Fund Corporation.

(f) “HPD” shall mean the City of New York Department of Housing Preservation and Development.

(g) “J-51 Benefits” shall mean any tax benefits pursuant to Section 489 of the Real Property Tax Law for the Exemption Area which are in effect on the Effective Date.

(h) “Owner” shall mean the HDFC.

(i) “Regulatory Agreement” shall mean a regulatory agreement executed on the Effective Date, between HPD and the Owner, establishing certain controls upon the operation of the Exemption Area during the term of the Tax Exemption.

2. All of the value of the property in the Exemption Area, including both the land and any improvements (excluding those portions, if any, devoted to business or commercial use), shall be exempt from real property taxation, other than assessments for local improvements, for a period commencing upon the Effective Date and terminating upon the Expiration Date.

3. Notwithstanding any provision hereof to the contrary:

(a) The Tax Exemption shall terminate if HPD determines at any time that (i) the Exemption Area is not being operated in accordance with the requirements of Article XI of the Private Housing Finance Law, (ii) the Exemption Area is not being operated in accordance with the requirements of the Regulatory Agreement, (iii) the Exemption Area is not being operated in accordance with the requirements of any other agreement with, or for the benefit of, the City of New York, (iv) the Exemption Area is conveyed to a new owner without the prior written approval of HPD, or (v) the demolition of any private or multiple dwelling on the Exemption Area has commenced without the prior written consent of HPD. HPD shall deliver written notice of any such determination to Owner and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than sixty (60) days. If the

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noncompliance specified in such notice is not cured within the time period specified therein, the Tax Exemption shall prospectively terminate.

(b) The Tax Exemption shall apply to all land in the Exemption Area, but shall only apply to buildings on the Exemption Area that exist on the Effective Date.

(c) Nothing herein shall entitle the HDFC to a refund of any real property taxes which accrued and were paid with respect to the Exemption Area prior to the Effective Date.

4. In consideration of the Tax Exemption, the owner of the Exemption Area, for so long as the Tax Exemption shall remain in effect, shall waive the benefits of any additional or concurrent exemption from or abatement of real property taxation, other than the J-51 Benefits, which may be authorized under any existing or future local, state or federal law, rule or regulation. Notwithstanding the foregoing, the J-51 Benefits shall remain in effect, but the Tax Exemption shall be reduced by the amount of the J-51 Benefits.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, JUMAANE D. WILLIAMS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, MARK TREYGER; Committee on Land Use, October 22, 2015. *Other Council Members Attending: Council Member Rose.*

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. 294

Report of the Committee on Land Use in favor of approving Application No. C 150358 HAK submitted by the New York City Department of Housing Preservation and Development pursuant to Article 16 of the General Municipal Law and Section 197-c of the New York City Charter for an Urban Development Action Area designation and project approval and disposition of city-owned property at 337 Berry Street and 99/101 South 5th Street (Block 2443, Lots 6, 37, and 41), Borough of Brooklyn, Community Board 1, Council District 34.

The Committee on Land Use to which the annexed Land Use item was referred on October 15, 2015 (Minutes, page 3727), and was coupled with the resolution shown below, respectfully

REPORTS:**SUBJECT****BROOKLYN CB - 01****C 150358 HAK**

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

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
 - a) the designation of property located at 337 Berry Street (Block 2443, Lot 6), 101 South 5th Street (Block 2443, Lot 37), and 99 South 5th Street (Block 2443, Lot 41), as an Urban Development Action Area; and
 - b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of property located at 337 Berry Street (Block 2443, Lot 6), 101 South 5th Street (Block 2443, Lot 37), and 99 South 5th Street (Block 2443, Lot 41) to a developer to be selected by HPD;

to facilitate development of an eleven-story mixed-use building with 55 units of affordable housing and ground-level commercial and community facility space.

INTENT

This UDAAP designation, project approval and disposition of city-owned property would facilitate construction of a new mixed-use eleven-story building with 55 rental apartments and ground floor retail and community facility spaces.

PUBLIC HEARING**DATE:** October 20, 2015**Witnesses in Favor:** Four**Witnesses Against:** None

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SUBCOMMITTEE RECOMMENDATION

DATE: October 20, 2015

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

In Favor: Cohen, Mealy, Rodriguez, Treyger

Against: *None*

Abstain: *None*

COMMITTEE ACTION

DATE: October 22, 2015

The Committee recommends that the Council approve the attached resolution.

In Favor: Greenfield, Gentile, Palma, Arroyo, Garodnick, Mealy, Mendez, Rodriguez, Koo, Lander, Levin, Williams, Richards, Barron, Cohen, Kallos, Reynoso, Treyger

Against: *None*

Abstain: *None*

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

Res. No. 901

Resolution approving the application submitted by the New York City Department of Housing Preservation and Development (“HPD”) and the decision of the City Planning Commission, ULURP No. C 150358 HAK, approving the designation of property located at 337 Berry Street (Block 2443, Lot 6), 101 South 5th Street (Block 2443, Lot 37), and 99 South 5th Street (Block 2443, Lot 41), Borough of Brooklyn, as an Urban Development Action Area, approving an Urban Development Action Area Project, and approving the disposition of city-owned property located at 337 Berry Street (Block 2443, Lot 6), 101 South 5th Street (Block 2443, Lot 37), and 99 South 5th Street (Block 2443, Lot 41) to a developer selected by HPD (L.U. No. 294; C 150358 HAK).

By Council Members Greenfield and Dickens.

WHEREAS, the City Planning Commission filed with the Council on October 2, 2015 its decision dated September 22, 2015 (the "Decision"), on the application

submitted by the New York City Department of Housing Preservation and Development pursuant to Section 197-c of the New York City Charter and Article 16 of the General Municipal Law of New York State regarding:

- a) the designation of property located at 337 Berry Street (Block 2443, Lot 6), 101 South 5th Street (Block 2443, Lot 37), and 99 South 5th Street (Block 2443, Lot 41), as an Urban Development Action Area (the "Area");
- b) an Urban Development Action Area Project for the Area (the "Project"); and

pursuant to Section 197-c of the New York City Charter for the disposition of city-owned property located at 337 Berry Street (Block 2443, Lot 6), 101 South 5th Street (Block 2443, Lot 37), and 99 South 5th Street (Block 2443, Lot 41), to a developer to be selected by the New York City Department of Housing Preservation and Development to facilitate the development of an eleven-story mixed-use building with 55 units of affordable housing and ground-level commercial and community facility space, Community District 1, Borough of Brooklyn (ULURP No. C 150358 HAK) (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, the Application and Decision are subject to review and action by the Council pursuant to Article 16 of the General Municipal Law of New York State;

WHEREAS, by letter dated October 5, 2015 and submitted to the Council on October 14, 2015, HPD submitted its requests (the "HPD Requests") respecting the Application including a project summary (the "Project Summary");

WHEREAS, upon due notice, the Council held a public hearing on the Application and Decision on October 22, 2015;

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

WHEREAS, the Council has considered the relevant environmental issues including the negative declaration (CEQR No. 15HPD053K) dated May 13, 2015 (the "Negative Declaration");

RESOLVED:

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

Pursuant to Section 197-d and Article 16 of the General Municipal Law of the New York City Charter, based on the environmental determination and the consideration described in the report (C 150358 HAK) and incorporated by reference herein, the Council approves the Decision of the City Planning Commission and the HPD Requests.

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

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

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

The Project shall be developed in a manner consistent with the Project Summary submitted by HPD on October 5, 2015, a copy of which is attached hereto and made a part hereof.

The Council approves the disposition of 337 Berry Street (Block 2443, Lot 6), 101 South 5th Street (Block 2443, Lot 37), and 99 South 5th Street (Block 2443, Lot 41), to a developer selected by HPD.

DAVID G. GREENFIELD, *Chairperson*; VINCENT J. GENTILE, ANNABEL PALMA, MARIA del CARMEN ARROYO, DANIEL R. GARODNICK, DARLENE MEALY, ROSIE MENDEZ, YDANIS A. RODRIGUEZ, PETER A. KOO, BRADFORD S. LANDER, STEPHEN T. LEVIN, JUMAANE D. WILLIAMS, DONOVAN J. RICHARDS, INEZ D. BARRON, ANDREW COHEN, BEN KALLOS, ANTONIO REYNOSO, MARK TREYGER; Committee on Land Use, October 22, 2015. *Other Council Members Attending: Council Member Rose.*

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

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

Report for M-343

Report of the Committee on Rules, Privileges and Elections approving the re-appointment of Orlando Marin as a member of the New York City Planning Commission.

The Committee on Rules, Privileges and Elections to which the annexed communication was referred on October 29, 2015 and was coupled with the resolution shown below, respectfully

REPORTS:

Topic: New York City Planning Commission – (Candidate nominated by the Bronx Borough President for re-appointment upon the advice and consent of the Council)

- **Orlando Marin [Preconsidered-M 343]**

In a letter dated October 16, 2015, Bronx Borough President formally submitted the name of Orlando Marin to the Council of the City of New York, for its advice and consent, regarding his re-appointment to the City Planning Commission (“CPC”).

Pursuant to the *New York City Charter* (“*Charter*”) §192, there shall be a thirteen-member City Planning Commission, with seven appointments made by the Mayor (including the Chair), one by the Public Advocate, and one by each Borough President. [*Charter* §192(a)] All members, except the Chair, are subject to the advice and consent of the Council. [*Charter* §192(a)] Further, the *Charter* states that members are to be chosen for their independence, integrity, and civic commitment. [*Charter* §192(a)]

The *Charter* provides that CPC members shall serve for staggered five-year terms, except for the Chair, who as Director of the Department of City Planning (*Charter* §191), serves at the pleasure of the Mayor. [*Charter* §192(a)] For purposes of Chapter 68 of the *Charter* (Conflicts of Interest), CPC members, other than the Chair, shall not be considered regular employees of the City. [*Charter* §192(b)] There is no limitation on the number of terms a CPC member may serve. [*Charter*

§192(a)] CPC members are prohibited from holding any other City office while they serve on the CPC. [Charter §192(b)] The Chair receives an annual salary of \$214,413. The CPC member designated to serve as the Vice-Chair receives an annual salary of \$65,121. The other CPC members receive an annual salary of \$54,150.

CPC is responsible for the following:

- CPC must engage in planning focused on the City's orderly growth, improvement, and future development, which includes consideration of appropriate resources for housing, business, industry, recreation, and culture. [Charter §192(d)];
- CPC assists the Mayor and other officials in developing the ten-year capital strategy, the four-year capital program, as well as the annual *Statement of Needs*. [Charter §192(f)];
- CPC oversees and coordinates environmental reviews under the *City Environmental Quality Review* ("CEQR"), as mandated by state law (*Environmental Conservation Law* – Article 8). [Charter §192(e)];
- Every four years, the CPC must prepare and file with the Mayor, Council, Public Advocate, Borough Presidents and Community Boards, a zoning and planning report containing CPC's Planning Policy, and in light of this policy, provide a proposal for implementing the policy, along with any associated recommended amendments, if any, to the Zoning Resolution. The report must also include the plans and studies CPC undertook or completed in the previous four years. [Charter §192(f)]; and
- CPC must review, and either approve or deny, any City proposal involving the City's request to make acquisitions for office space and any requests for existing buildings for office use. [Charter §195]

CPC is also responsible for promulgating various rules, some of which consists of the following:

- It is CPC's responsibility to establish minimum standards for certifying the *Uniform Land Use and Review Procedure* ("ULURP") applications, which includes providing specific time periods for pre-certification review. [Charter §197-c (i)];
- The criteria associated with the selection of sites for capital projects is also established by CPC. [Charter §218 (a)];

- CPC establishes the minimum standards for the form and content of plans for the development of the City and boroughs. [*Charter* §197-a (b)]; and
- CPC also adopts rules that either list major concessions or establishes a procedure for determining whether a concession is defined as a *major concession*, as it relates to the act of City Agencies granting concessions. [*Charter* §374 (b)].

Orlando Marin is scheduled to appear before the Committee on Rules, Privileges, and Elections on Thursday, October 22, 2015. If re-appointed to the CPC, Orlando Marin, a resident of the Bronx, will become eligible to serve the remainder of five-year term, expiring on June 30, 2020.

Copies of the following for the candidate are annexed to this briefing paper: the candidate's résumé, questions with the candidate's associated answers concerning this proposed appointment to the CPC, as well as the related message.

PROJECT STAFF

Charles W. Davis III, Director of Investigations
Diandra Johnson, Senior Legislative Investigator
Alycia Vassell, Legislative Clerk

(After interviewing the candidate and reviewing the submitted material, the Committee decided to approve the re-appointment of the nominee Orlando Marin [Preconsidered M-343]. For the Committee's decision, please see below:)

The Committee on Rules, Privileges and Elections respectfully reports:

Pursuant to § 192 of the *New York City Charter*, the Committee on Rules, Privileges and Elections, hereby approves the re-appointment by the Bronx Borough President of Orlando Marin as a member of the New York City Planning Commission to serve for the remainder a five-year term that will expire on June 30, 2020.

This matter was referred to the Committee on October 28, 2015.

Accordingly, this Committee recommends its adoption.

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

Res. No. 902

RESOLUTION APPROVING THE RE-APPOINTMENT BY THE BRONX BOROUGH PRESIDENT OF ORLANDO MARIN AS A MEMBER OF THE NEW YORK CITY PLANNING COMMISSION.

By Council Member Lander:

RESOLVED, that pursuant to § 192 of the *New York City Charter*, the Council does hereby approve the re-appointment of Orlando Marin as a candidate for re-appointment by the Bronx Borough President as a member of the New York City Planning Commission to serve for the remainder of a five-year term that will expire on June 30, 2020.

MARK LEVINE, *Acting Chairperson*; YDANIS A. RODRIGUEZ, MARGARET S. CHIN, DEBORAH L. ROSE, JUMAANE D. WILLIAMS, RAFAEL L. ESPINAL, Jr., STEVEN MATTEO, MELISSA MARK-VIVERITO; Committee on Rules, Privileges and Elections, October 29, 2015.

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 Transportation

Report for Int. No. 210-A

Report of the Committee on Transportation in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to requiring the compilation of bike share usage data.

The Committee on Transportation, to which the annexed amended proposed local law was referred on March 26, 2014 (Minutes, page 852), respectfully

REPORTS:

INTRODUCTION

On October 27, 2015, the Committee on Transportation, chaired by Council Member Ydanis Rodriguez, held a hearing on Proposed Int. No. 210-A, a local law in relation to requiring the compilation of bike share usage data, and Proposed Int. No. 225-A, a local law in relation to bike share financial reporting. The first hearing on these bills was on April 15, 2015, at which time the Committee heard testimony from the New York City Department of Transportation (“DOT”) and other interested advocates and stakeholders.

BACKGROUND

Bike share systems provide bicycles to members of the public to use, typically for short periods of time. A key feature of most bike share systems is the availability of many stations throughout a defined geographic area from which to pick up and drop off bikes, allowing users to make point-to-point trips by picking up a bike from one station and dropping it off at another. Bike share systems are therefore most useful in relatively dense urban environments.

Early bike share was tried in Amsterdam in 1965 and in Copenhagen in 1995, but both systems suffered from lack of user accountability.¹ The introduction of magnetic stripe cards for users of Portsmouth University’s bike share system in England in 1996 ushered in the modern era of bike share systems.² Bike share systems proliferated in Europe slowly in the early 2000s before large systems were established in Lyon in 2005 and in Paris in 2007.³ By 2009, there were about 120 bike share programs in places throughout the world, including Brazil, Chile, China, New Zealand, South Korea, Taiwan, and the United States.⁴

Following the success of bike share systems in several American cities, including Boston and Washington, D.C., in September 2011, DOT announced that Alta Bicycle Share, Inc. had been selected after a competitive request for proposals (“RFP”) process to operate a bike share system in New York City.⁵ Data showed that New Yorkers made many short trips that could be more conducive to bike trips relative to other means of transportation, with 40 percent of all trips taken by New Yorkers under one mile in length and 67 percent under three miles.⁶ The system was to be designed with a particular emphasis on solving the “last mile” problem, or giving travelers an attractive option for covering the final (or first) portion of their trip, such as the distance between a subway station and their home, office, or other destination.⁷ The original plan called for a launch in 2012 with approximately 10,000

¹ Paul DeMaio, *Bike-sharing: History, Impacts, Models of Provision, and Future*, 12 *Journal of Public Transportation* 4 (2009), available at <http://www.nctr.usf.edu/jpt/pdf/JPT12-4DeMaio.pdf>.

² *Id.*

³ *Id.*

⁴ *Id.*

⁵ Press Release, N.Y.C. Department of Transportation, *NYC DOT Announces Selection of Alta to Launch Privately Funded Bike Share System, Giving New Yorkers a New Low-Cost Transportation Option*, Sept. 14, 2011, available at http://www.nyc.gov/html/dot/html/pr2011/pr11_75.shtml.

⁶ *Id.*

⁷ Lily Gordon-Koven and Nolan Levenson, Rudin Center for Transportation Management and Policy,

bikes distributed at 600 stations in various locations in Manhattan and northwest Brooklyn.⁸ In May 2012, the City announced a \$41 million deal with Citi to be the title sponsor of the program and a \$6.5 million agreement with MasterCard to be the payment sponsor.⁹ By August 2012, the original launch plan had been scaled back to 7,000 bikes at 420 stations and delayed until March 2013 due to issues with the stations' software.¹⁰ In December 2012, the launch was again pushed back to May 2013 with an initial roll-out of just 5,500 bikes at 293 stations due to equipment damage sustained during Hurricane Sandy.¹¹

Citi Bike ultimately launched, as the largest bike share system in the country, on May 27, 2013.¹² The initial service areas included Manhattan below 59th Street and the Brooklyn neighborhoods of Brooklyn Heights, Bedford-Stuyvesant, Williamsburg, Clinton Hill, Fort Greene and DUMBO.¹³ User fees were \$95 for an annual membership, \$25 for a weekly pass and \$9.95 for a daily pass, with overtime fees for trips longer than 30 minutes for daily and weekly pass holders or longer than 45 minutes for annual members.¹⁴ The system is currently supported entirely by user fees and private funding such as sponsorships, with no taxpayer funding or financial risk to the City, making it unique among bike share systems in major American cities.¹⁵ Alta is to split any profits with the City.¹⁶

The launch of Citi Bike followed a public outreach campaign designed to assist DOT with identifying appropriate sites for stations. Despite this outreach, some locations provoked complaints from communities and businesses about aesthetics, loss of parking, and emergency vehicle access, leading to several unsuccessful lawsuits.¹⁷ Alta was required by the original contract to reimburse the City for lost parking revenue resulting from stations located in former metered parking spaces.¹⁸

Citi Bike Takes New York (Mar. 2014), available at <http://wagner.nyu.edu/rudincenter/wp-content/uploads/2014/03/CitiBikeTakesNewYork.pdf>.

⁸ N.Y.C. Department of Transportation, *supra* note 5.

⁹ Press Release, City of New York, *Mayor Bloomberg, Transportation Commissioner Sadik-Khan and Citi CEO Vikram Pandit Announce Citi Will Sponsor New York City's New Bike Share Program – Citi Bike*, May 7, 2012, available at <http://www.nyc.gov/html/om/html/2012a/pr169-12.html>.

¹⁰ Ben Fried, *Citi Bike Launch Re-Scheduled for March*, Aug. 17, 2012, Streetsblog, available at <http://www.streetsblog.org/2012/08/17/bloomberg-citi-bike-launch-pushed-to-next-spring/>.

¹¹ Press Release, N.Y.C. Department of Transportation, *NYC to Launch the Nation's Largest Bike Share Program in May 2013 Despite Damage Caused by Hurricane Sandy*, Dec. 7, 2012, available at http://www.nyc.gov/html/dot/html/pr2012/pr12_79.shtml.

¹² Matt Flegenheimer, *Out for a First Spin: City's Bike Share Program Begins*, May 27, 2013, N.Y. TIMES, available at <http://www.nytimes.com/2013/05/28/nyregion/bike-share-program-opens-in-new-york-city-after-long-delay.html?pagewanted=all>.

¹³ Press Release, N.Y.C. Department of Transportation, *NYC DOT and NYC Bike Share Release Statistical Report Card Of First Month Of Citi Bike Operation: 529,000 Trips, 1.28 Million Miles Traveled*, Jun. 27, 2013, available at <http://a841-tfpweb.nyc.gov/dotpress/2013/06/citi-bike-statistical-report-card/#more-93>.

¹⁴ Flegenheimer, *supra* note 12.

¹⁵ Andrew Tangel, *Experts Bullish on Citi Bike*, Mar. 27, 2014, <http://online.wsj.com/articles/SB10001424052702304418404579465813008514116>.

¹⁶ City of New York, *supra* note 9.

¹⁷ Ben Fried, *Judge Rejects Plaza Hotel's Citi Bike Lawsuit*, Apr. 29, 2014, Streetsblog, available at <http://www.streetsblog.org/2014/04/29/judge-rejects-plaza-hotels-citi-bike-lawsuit/>.

¹⁸ Andrew Tangel, *Citi Bike Asked to Pay Lost Parking Revenue*, May 27, 2014, WALL STREET JOURNAL, available at <http://online.wsj.com/articles/SB10001424052702304479704579579912112246926>.

In its first month of operation, Citi Bike recorded over 113,000 total annual, weekly and daily subscriptions including 50,000 annual members.¹⁹ When the time came for the first group of annual members to renew their subscriptions in the late spring and early summer of 2014, concerns were raised when analyses showed that as many as 30,000 members had not renewed by the end of June 2014.²⁰ In August 2014, at the height of the latest warm season, Citi Bike riders took 1,059,463 trips and traveled 1,907,282 miles, for an average of 34,176 rides per day with an average distance of 1.8 miles per trip.²¹ In that month 48,086 people bought one-day memberships and 3,658 bought seven-day memberships.²² As of February 2015, there were 87,898 annual members.²³ Despite some concerns about safety in the lead-up to the program's launch, there have been no fatalities or serious injuries to Citi Bike riders through at least October 2014.²⁴

In its first year in operation, Citi Bike suffered financially. A primary factor was heavier-than-expected use by annual members, while the more lucrative daily pass use was lower than expected, leading to increased costs for maintenance and station “rebalancing.”²⁵ This led to some calls for public investment in the system.²⁶

In an effort to stabilize and expand Citi Bike, in October 2014, DOT announced that Citi Bike would see a \$30 million infusion of private capital as a result of Bikeshare Holdings LLC's acquisition of Alta.²⁷ Citi also increased its sponsorship commitment to up to \$70.5 million and extended its support through 2024, and the program received a \$15 million increase in its credit facility from the Goldman Sachs Urban Investment Group.²⁸ According to DOT, this will “allow for the expansion and ensure the long-term stability of the system, making it more reliable and accessible.” DOT and Citi Bike plan to expand the current system of 330 stations and 6,000 bikes to over 700 stations and 12,000 bikes by the end of 2017.²⁹ In 2015, the expansion is expected to begin in Long Island City, Greenpoint, Williamsburg, and the rest of Bedford-Stuyvesant, to be followed by Harlem, Astoria, Bushwick, Prospect Heights, Crown Heights, Park Slope, Carroll Gardens, Boerum Hill, Cobble Hill, Red Hook, and Gowanus. The price of an annual membership also increased

¹⁹ N.Y.C. Department of Transportation, *supra* note 13.

²⁰ *More Than Half of Citi Bike's Early Members Did Not Renew*, Aug. 1, 2014, WNYC, available at <http://www.wnyc.org/story/more-half-citi-bikes-early-members-not-renew/>.

²¹ N.Y.C. Bike Share, *NYCBS August 2014 Monthly Report* (2014), available at http://www.citibikenyc.com/assets/pdf/august_2014_citi_bike_monthly_report.pdf.

²² *Id.*

²³ N.Y.C. Bike Share, *NYCBS February 2015 Monthly Report* (2015), available at http://www.citibikenyc.com/assets/pdf/february_2015_citi_bike_monthly_report.pdf.

²⁴ Press Release, N.Y.C. Department of Transportation, *NYC DOT, Alta and Citi Announce Agreement to Expand and Enhance Citi Bike Program in New York City*, Oct. 28, 2014, available at <http://a841-tfpweb.nyc.gov/dotpress/2014/10/citi-bike-program-in-new-york-city/#more-339>.

²⁵ Tangel, *supra* note 15.

²⁶ Emily Badger, *Why DC's bikeshare is flourishing while New York's is financially struggling*, Apr. 1, 2014, WASHINGTON POST, available at <http://www.washingtonpost.com/blogs/wonkblog/wp/2014/04/01/why-dcs-bikeshare-is-flourishing-while-new-yorks-is-financially-struggling/>.

²⁷ N.Y.C. Department of Transportation, *supra* note 24.

²⁸ *Id.*

²⁹ *Id.*

from \$95 to \$149 in October 2014.³⁰ In January 2015, Alta Bicycle Share was renamed Motivate.³¹ In March 2015, Citi Bike announced upgrades to its app, docking stations, and bikes in an effort to improve the program's customer experience.³²

ANALYSIS

Int. No. 210-A

Section one of Int. No. 210-A would amend subchapter 3 of chapter 1 of title 19 of the Administrative Code by adding a new section 19-193. Subdivision a of new section 19-193 would define the term "bike share" to mean the provision of public bicycles for shared use for payment through a contracted operator. Citi Bike would fall under the definition of "bike share."

Subdivision b would require DOT to compile data on each bike share trip including the duration, the start date and time, the end date and time, the start station, the end station, the bike number, and the membership type, but not including personally-identifiable information. Subdivision c would require DOT to post that data on its website in a commonly available non-proprietary format or spreadsheet format that is suitable for analysis on a quarterly basis beginning January 1, 2016. It would further require DOT to provide the Council with a report on such data disaggregated by month, quarter, and year as it is available, disaggregated by Council District and Community District, as applicable.

Section two states that the local law would take effect immediately.

Int. No. 225-A

Section one of Int. No. 225-A would amend subchapter 3 of chapter 1 of title 19 of the Administrative Code by adding a new section 19-194. Subdivision a of new section 19-194 would set forth definitions for the section. "Bike share operator" would be defined as the company operating the City's bike share program under a contract with DOT. "Bike share program" would mean the provision of public bicycles for shared use for payment through a contracted operator. Under this section, Citi Bike would fall under the definition of a bike share program, with Motivate being the operator.

Subdivision b would require DOT to compile all financial data regarding the Citi Bike program, including, but not limited to, revenues generated by the program, whether the program had a deficit or a profit and how much such deficit or profit was, and the amount of revenue that was allocated to DOT and separately to

³⁰ *Id.*

³¹ Press Release, Motivate, *Alta Bicycle Share Becomes "Motivate"*, Jan. 14, 2015, available at <http://www.motivateco.com/news/2015/01/14/alta-bicycle-share-becomes-motivate>.

³² *A Better Citi Bike*, City Bike Blog, Apr. 8, 2015, <http://citibikeblog.tumblr.com/post/115051827257/a-better-citi-bike>.

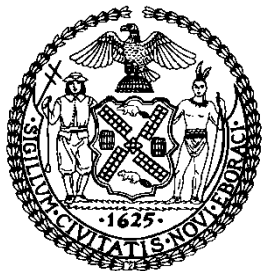
Motivate. Subdivision c would require this information be reported to the Council and posted online annually beginning January 1, 2016.

Section two states that the local law would take effect immediately.

UPDATE

On October 27, 2015, the Committee on Transportation passed Int. No. 210-A and Int. No. 225-A by a vote of eleven in the affirmative and zero in the negative, with zero abstentions.

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



**THE COUNCIL OF THE CITY
OF NEW YORK
FINANCE DIVISION**

**LATONIA MCKINNEY,
DIRECTOR**

FISCAL IMPACT STATEMENT

**PROPOSED INTRO. NO.: 210-A
COMMITTEE:
Transportation**

TITLE: A local law to amend the administrative code of the city of New York, in relation to requiring the compilation of bike share usage data.

SPONSOR(S): Council Members Lander, Levin, Van Bramer, Chin, Cumbo, Constantinides, Johnson, Levine, Mendez, Dromm and Rosenthal

SUMMARY OF LEGISLATION: Proposed Intro. No. 210-A would require the Department of Transportation (DOT) to submit and post on its website, a quarterly report regarding bike share usage data beginning January 1, 2016. Such report shall include usage data on the number of bike share trips, including the duration, the start date and time, the end date and time, the start station, the end station, membership type, and the bike number. In addition, the bill would require that, on each date that the report is posted, DOT shall submit a report to the Council on such bike usage data disaggregated, by month, quarter, and year as such data is available, and disaggregated by Council district and community district, as applicable.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2017

FISCAL IMPACT STATEMENT:

	Effective FY16	FY Succeeding Effective FY17	Full Fiscal Impact FY17
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

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

IMPACT ON EXPENDITURES: Because the DOT would use existing resource to implement this legislation, it is estimated that the enactment of this legislation would have no impact on expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: New York City General Fund

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

ESTIMATE PREPARED BY: Chima Obichere, Unit Head, New York City Council Finance Division

ESTIMATE REVIEWED BY: Nathan Toth, Deputy Director, New York City Council Finance Division
Rebecca Chasan, Assistant Counsel, New York City Council Finance Division
Tanisha Edwards, Chief Counsel, New York City Council Finance Division

LEGISLATIVE HISTORY: Intro. No. 210 was introduced by the Council on March 26, 2014 and referred to the Committee on Transportation. The Committee on Transportation held a hearing on Intro. No. 210 on April 15, 2015 and the legislation was laid over. Intro. No. 210 was subsequently amended, and the amended version, Proposed Intro. No. 210-A, will be voted on by the Committee on Transportation on October 27, 2015. Upon successful vote by the Committee, Proposed Intro. No. 210-A will be submitted to the full Council for a vote on October 29, 2015.

DATE PREPARED: October 26, 2015

(For text of the bill Int No. 225-A and its Fiscal Impact Statement, please see the Report of the Committee on Transportation for Int 225-A printed in these Minutes)

Accordingly, this Committee recommends the adoption of Int Nos. 210-A and 225-A.

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

Int. No. 210-A

By Council Members Lander, Levin, Van Bramer, Chin, Cumbo, Constantinides, Johnson, Levine, Mendez, Dromm, Rosenthal, Rodriguez, Rose, Richards, Eugene and Kallos.

A Local Law to amend the administrative code of the city of New York, in relation to requiring the compilation of bike share usage data

Be it enacted by the Council as follows:

Section 1. Subchapter 3 of chapter 1 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-193 to read as follows:

§ 19-193 Bike share usage data. a. Definitions. For the purposes of this section "bike share" means the provision of public bicycles for shared use within the city of New York under a contract with an operator that permits payment for the use of such bicycles.

b. The department shall compile usage data on bike share trips, including the duration, the start date and time, the end date and time, the start station, the end station, the bike number, and the membership type, but shall not include personally-identifiable information.

c. Beginning on January 1, 2016, and quarterly thereafter, the department shall post the bike share usage data required by subdivision b of this section on its website in a commonly available non-proprietary format or spreadsheet format that is suitable for analysis. On each date such information is posted, the department shall also provide the council with a report on such bike share usage data disaggregated by month, quarter, and year as such data is available and disaggregated by council district and community district, as applicable.

§ 2. This local law takes effect immediately.

YDANIS A. RODRIGUEZ, *Chairperson*; DANIEL R. GARODNICK, JAMES VACCA, MARGARET S. CHIN, STEPHEN T. LEVIN, DEBORAH L. ROSE, JAMES G. VAN BRAMER, DAVID G. GREENFIELD, COSTA G. CONSTANTINIDES, I. DANEEK MILLER, DONOVAN J. RICHARDS; Committee on Transportation, October 27, 2015.

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 Int. No. 225-A

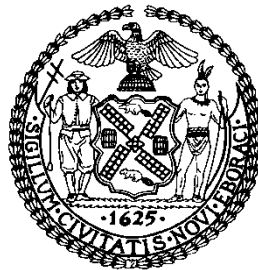
Report of the Committee on Transportation in favor of approving and adopting, as amended, a Local Law to amend the administrative code of the city of New York, in relation to bike share financial reporting.

The Committee on Transportation, to which the annexed amended proposed local law was referred on March 26, 2014 (Minutes, page 880), respectfully

REPORTS:

(For text of the report, please see the Report for Int. No. 210-A printed above in the Reports of the Committee on Transportation section of these Minutes.)

The following is the text of the Fiscal Impact Statement for Int. No. 225-A:



**THE COUNCIL OF THE CITY
OF NEW YORK
FINANCE DIVISION**

**LATONIA MCKINNEY,
DIRECTOR**

FISCAL IMPACT STATEMENT

**PROPOSED INTRO. NO.: 225-A
COMMITTEE:
Transportation**

TITLE: A local law to amend the administrative code of the city of New York, in relation to bike share financial reporting.

SPONSOR(S): Council Members Rodriguez, Barron, Dromm, Lander, Levine and Ulrich

SUMMARY OF LEGISLATION: This legislation would require that, as part of the contract between the Department of Transportation (“the Department”) and the operator of the City’s bike share program, currently Citi Bike, the operator of the bike share program must provide financial data, including revenues generated, information on deficits or profits, and the amount of revenue that was allocated to the Department. In addition, beginning January 1, 2016 and annually thereafter, the Department would be required to report such information to the City Council in an annual report and to post such report on the Department’s website.

EFFECTIVE DATE: This local law would take effect immediately.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2017

FISCAL IMPACT STATEMENT:

	Effective FY16	FY Succeeding Effective FY17	Full Fiscal Impact FY17
Revenues	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0
Net	\$0	\$0	\$0

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

IMPACT ON EXPENDITURES: Because the Department would use existing resource to implement this legislation, it is estimated that the enactment of this legislation would have no impact on expenditures.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: New York City General Fund

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

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ESTIMATE PREPARED BY: Chima Obichere, Unit Head, New York City Council Finance Division

ESTIMATED REVIEWED BY: Nathan Toth, Deputy Director, New York City Council Finance Division
Rebecca Chasan, Assistant Counsel, New York City Council Finance Division
Tanisha Edwards, Chief Counsel, New York City Council Finance Division

LEGISLATIVE HISTORY: Intro. No. 225 was introduced by the Council on March 26, 2014 and referred to the Committee on Transportation. The Committee on Transportation held a hearing on Intro. No. 225 on April 15, 2015 and the legislation was laid over. Intro. No. 225 was subsequently amended, and the amended version, Proposed Intro. No. 225-A, will be voted on by the Committee on Transportation on October 27, 2015. Upon successful vote by the Committee, Proposed Intro. No. 225-A will be submitted to the full Council for a vote on October 29, 2015.

DATE PREPARED: October 26, 2015

Accordingly, this Committee recommends its adoption, as amended.

(The following is the text of Int. No. 225-A:)

Int. No. 225-A

By Council Members Rodriguez, Barron, Dromm, Lander, Levine, Rosenthal, Chin, Rose, Van Bramer, Richards, Constantinides, Eugene, Kallos and Ulrich.

A Local Law to amend the administrative code of the city of New York, in relation to bike share financial reporting.

Be it enacted by the Council as follows:

Section 1. Subchapter 3 of chapter 1 of title 19 of the administrative code of the city of New York is amended by adding a new section 19-194 to read as follows:

§ 19-194 *Bike share financial data reporting.* a. *Definitions.* For the purposes of this section, the following terms have the following meanings:

Bike share operator. The term “bike share operator” means the company operating the city of New York’s bike share program under a contract entered into through the department.

Bike share program. The term “bike share program” means the providing of public bicycles for shared use within the city of New York under a contract with an operator that permits payment for the use of such bicycles.

b. The department shall require financial data be provided under the contract agreement between the city of New York and the bike share operator regarding the bike share program. This data shall include, but not be limited to, revenues generated by the bike share program, whether the program had a deficit or a profit and the amount of such deficit or profit, and the amount of revenue that was allocated to the department and separately to the bike share operator.

c. On or before January 1, 2016, and annually thereafter, the department shall provide a report to the council and post on its website the information compiled pursuant to subdivision b of this section for the prior calendar year.

§ 2. This local law takes effect immediately.

YDANIS A. RODRIGUEZ, *Chairperson*; DANIEL R. GARODNICK, JAMES VACCA, MARGARET S. CHIN, STEPHEN T. LEVIN, DEBORAH L. ROSE, JAMES G. VAN BRAMER, DAVID G. GREENFIELD, COSTA G. CONSTANTINIDES, I. DANEEK MILLER, DONOVAN J. RICHARDS; Committee on Transportation, October 27, 2015.

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

<u>Name</u>	<u>Address</u>	<u>District #</u>
Jaidree Braddix	317 West 107th Street #4B New York, N.Y. 10025	6
Ebony Coleman	1255 Adeo Avenue #2F Bronx, N.Y. 10469	12
Teresita Pagan	919 Myrtle Avenue #14K	36

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Aisha Barclay	Brooklyn, N.Y. 11206 721 East 80th Street Brooklyn, N.Y. 11236	46
Esther Cid	2054 East 56th Street #3 Brooklyn, N.Y. 11234	46
Latonya Ashley	131 Jersey Street #4K Staten Island, N.Y. 10301	49
Nicole Cherie King	121 Alaska Street Staten Island, N.Y. 10310	49

Approved New Applicants and Reapplicants

<u>Name</u>	<u>Address</u>	<u>District #</u>
Peter Balaban	14 East 28th Street #822 New York, N.Y. 10016	2
Benjamin Wurtzel	1476 Lexington Avenue #4B New York, N.Y. 10128	4
Frances A. Foye	1472 Watson Avenue #3N Bronx, N.Y. 10472	17
Nelly DelValle	2123 Gleason Avenue Bronx, N.Y. 10462	18
Jacqueline Leon	955 Walton Avenue #6D Bronx, N.Y. 10452	18
Carmit Korkos	85-54 211th Street Queens, N.Y. 11427	23
Patrick Browne	34-07 36th Avenue #4E Astoria, N.Y. 11106	26
Cheddie M. DeFreitas	204-05 Linden Blvd St. Albans, N.Y. 11412	27
April Hill	171-27 105th Avenue Jamaica, N.Y. 11433.	27
William Milan	3-34 Seaside Avenue Rockaway Parkway, N.Y. 11694	32
Helen H. Sweeney	235 Beach 138th Street Queens, N.Y. 11694	32
Geneva Butts	10 Clinton Avenue #9P Brooklyn, N.Y. 11201	33
Juan F. Nolasco	307 Grove Street #1R Brooklyn, N.Y. 11237	37
Neil P. Johnson	141 Dahill Road Brooklyn, N.Y. 11218	39

Christopher Conway	326 East 17th Street Brooklyn, N.Y. 11226	40
Mikhail Khochinsky	2323 East 12th Street #1F Brooklyn, N.Y. 11229	48
Judith A. Capolongo	25 Devon Place Staten Island, N.Y. 10301	49
Melvin H. Jackson	100 Stuyvesant Place Staten Island, N.Y. 10301	49
Lillian L. Lagazzo	201 Greeley Avenue Staten Island, N.Y. 10306	50

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 343 & Res 902 - Orlando Marin** - As a member of the New York City Planning Commission.
- (2) **M 344 & Res 893 - Transfer City funds** between various agencies in Fiscal Year 2016 to implement changes to the City's expense budget, pursuant to Section 107(b) of the New York City Charter. **(MN-1).**
- (3) **Int 210-A - Bike share usage data.**
- (4) **Int 225-A - Bike share financial reporting.**
- (5) **Int 644-B - Physical education in New York city schools.**
- (6) **Res 888 - New and changed designations of certain organizations to receive funding (Transparency Resolution).**
- (7) **L.U. 288 & Res 898 - App. C 150447 ZSR,** New York Wheel LLC, Zoning Resolution, Staten Island, Community Board 1, Council District 49.
- (8) **L.U. 289 & Res 899 - App. M 780389(B) ZSK,** Hamilton Plaza Associates, Brooklyn, Community Board 6, Council District 39 **(Approved with Modifications and Coupled on the General Order**

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- Calendar).**
- (9) **L.U. 293 & Res 900 -** App. **20165172 HAX**, Real Property Tax Exemption, Bronx, Community Boards 3, Council District 17.
 - (10) **L.U. 294 & Res 901 -** App. **C 150358 HAK**, Urban Development Action Area, Brooklyn, Community Board 1, Council District 34.
 - (11) **L.U. 295 & Res 894 -** French Apartments, Manhattan, Community District No. 4, Council District No. 3.
 - (12) **L.U. 296 & Res 895 -** John Paul II Apartments, Manhattan, Community District No. 10, Council District No. 9.
 - (13) **L.U. 297 & Res 896 -** Ahi Ezer Apartments, Brooklyn, Community District No. 15, Council District No. 47.
 - (14) **L.U. 298 & Res 897 -** Central Harlem Mutual Housing Association, Brooklyn, Community District No. 8, Council District No. 41.
 - (15) **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, Chin, Cohen, Constantinides, Cornegy, Crowley, Cumbo, Deutsch, Dromm, Espinal, Eugene, Ferreras-Copeland, Garodnick, Gentile, Gibson, Greenfield, Johnson, Kallos, King, Koo, Koslowitz, Lancman, Levin, Levine, Maisel, Menchaca, Mendez, Miller, Palma, Reynoso, Richards, Rodriguez, Rose, Rosenthal, Torres, Treyger, Ulrich, Vacca, Vallone, Williams, Wills, Matteo, Van Bramer, and the Speaker (Council Member Mark-Viverito) – **45**.

The General Order vote recorded for this Stated Meeting was 45-0-0 as shown above with the exception of the votes for the following legislative items:

The following Introductions were sent to the Mayor for his consideration and approval: Int Nos. 154-A, 462-A, and 712-A.

INTRODUCTION AND READING OF BILLS

Preconsidered Res. No. 887

Resolution calling upon Congress to pass and the President to sign H.R.1321/S.1424, known as the “Microbead-Free Waters Act of 2015,” which would amend the Federal Food, Drug and Cosmetic Act to prohibit the sale or distribution of cosmetics containing synthetic microbeads.

By Council Members Cabrera, Arroyo, Chin, Koo, Palma, Richards and Dickens.

Whereas, Microbeads are manufactured particles of plastic that measure smaller than three millimeters in size and are used in various cosmetic products; and

Whereas, Microbeads are commonly used as scrubbing agents and exfoliates in cosmetic products such as facial cleansers and toothpaste; and

Whereas, In normal use, microbeads are washed down drains and cannot be filtered out by wastewater treatment plants before entering marine environments in oceans and lakes; and

Whereas, According to a report by the Office of the Attorney General, microbeads, like plastics generally, are slow to biodegrade and can remain in the marine environment for centuries; and

Whereas, In marine environments microbeads accumulate and attract harmful chemical pollutants already present in the water, such as carcinogenic polychlorinated biphenyls, commonly known as PCBs; and

Whereas, In marine environments the small, buoyant and colorful microbeads are mistaken for food and consumed by fish and other wildlife, thereby harming marine life and contaminating the food chain; and

Whereas, In 2012, a research team sailed and surveyed Lake Superior, Lake Huron and Lake Erie to quantify the degree of plastic pollution in the Great Lakes; and

Whereas, The researchers found an average of 43,000 microbeads per square kilometer in the Great Lakes and deduced the source to be combined sewage overflows from proximate urban population centers; and

Whereas, According to the United States Environmental Protection Agency, the Great Lakes form the largest surface freshwater system on Earth; and

Whereas, According to the National Oceanic and Atmospheric Administration, the Great Lakes are home to 250 species of fish, provide drinking water for over 40 million people, as well as supplying water for industrial and agricultural purposes; and

Whereas, This precious national resource is under pressure from invasive species, such the Asian carp, and the activities of the over 30 million persons who live in the Great Lakes Basin; and

Whereas, There are many non-toxic, biodegradable and readily available alternatives to microbeads, such as apricot seeds, walnut husks, crushed cocoa beans and oatmeal; and

Whereas, Many major personal care companies, in recognition of the problem, have pledged to phase out microbeads; and

Whereas, While nine states have passed legislation banning microbeads, and both New York City and State are considering such legislation, water does not recognize borders and local action is not enough; and

Whereas, Microbeads have been found in the Hudson as well as the Great Lakes and may come to pose a threat to drinking water; and

Whereas, New York City has some of the best, natural drinking water in the country and its preservation is a moral and practical imperative; and

Whereas, The United States is a maritime nation bordered by two oceans, the Great Lakes and mighty rivers—protection of our waterways is in the national interest; now, therefore, be it

Resolved, That the Council of the City of New York, calls upon Congress to pass and the President to sign H.R.1321/S.1424, known as the “Microbead-Free Waters Act,” which would amend the Federal Food, Drug and Cosmetic Act to prohibit the sale or distribution of cosmetics containing synthetic microbeads.

Referred to the Committee on Consumer Affairs (preconsidered but laid over by the Committee on Consumer Affairs).

Int. No. 971

By Council Members Chin, Van Bramer, Lander, Arroyo, Espinal, Johnson and Dickens.

A Local Law to amend the administrative code of the city of New York, in relation to the availability of joint living-work quarters for artists

Be it enacted by the Council as follows:

Section 1. Title 26 of the administrative code of the city of New York is amended by adding a new chapter 12 to read as follows:

*CHAPTER 12
JOINT LIVING-WORK QUARTERS FOR ARTISTS*

§ 26-1201 Definitions.

§ 26-1202 List of joint-living work quarters for artists.

§ 26-1203 Vacancy notification.

§ 26-1204 Violations and penalties.

§ 26-1201 *Definitions. For the purposes of this chapter:*

Artist's certification. The term "artist's certification" means a certification issued by the department, pursuant to departmental rules, to evidence that the person named therein is eligible to live in joint living-work quarters for artists.

Department. The term "department" means the department of cultural affairs or a successor agency thereto.

Joint living-work quarters for artists. The term "joint living-work quarters for artists" means joint living-work quarters for artists, as such term is defined section 12-10 of the New York city zoning resolution.

§ 26-1202 *List of joint living-work quarters for artists. a. The department, in consultation with the department of buildings and the loft board, shall create a publicly accessible list of joint living-work quarters for artists.*

b. Where the department receives notice pursuant to section 26-1203 of this chapter that a space used for joint living-work quarters for artists has or is about to become vacant, the department shall send notice of such vacancy to every individual with an active artist's certification.

§ 26-1203 *Vacancy notifications. The owners of any joint living-work quarters for artists shall notify the department at least three days before (1) advertising for a new tenant for such space or (2) offering a lease for such space to a new tenant, whichever is earlier.*

§ 26-1204 *Violations and penalties. Any owner who violates the provisions of section 26-1203 of this chapter shall be liable for a civil penalty of \$1,000, which may be recovered in a proceeding before the environmental control board.*

§ 2. This local law takes effect 120 after it becomes law, except that the commissioner of cultural affairs may 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. 972

By Council Members Espinal, Palma, Rose and Dickens.

A Local Law to amend the administrative code of the city of New York, in relation to fire hydrant signage.

Be it enacted by the Council as follows:

Section 1. Section 24-308 of the administrative code of the city of New York is amended by adding a new subdivision f to read as follows:

f. Any fire hydrant adjacent to a city street shall have upon it signage indicating that opening or tampering is prohibited, the possible penalties for a violation thereof, and information on how to request it be opened for public use. Such signage shall be placed in a manner that does not impede access to the fire hydrant.

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§ 2. This local law takes effect one year after it becomes law.

Referred to the Committee on Environmental Protection.

Preconsidered Res. No. 888

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

By Council Members Ferreras-Copeland, Koo and Palma.

Whereas, On June 26, 2015 the Council of the City of New York (the “City Council”) adopted the expense budget for fiscal year 2016 with various programs and initiatives (the “Fiscal 2016 Expense Budget”); and

Whereas, The City Council is hereby implementing and furthering the appropriations set forth in the Fiscal 2016 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 2016 Expense Budget by approving new Description/Scope of Services for certain organizations receiving local discretionary funding and funding pursuant to a certain initiative; now, therefore, be it

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving local discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 1; and be it further

Resolved, That the City Council approves the new designation and changes in the designation of certain organizations receiving aging discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 2; and be it further

Resolved, That the City Council approves the changes in the designation of certain organizations receiving youth discretionary funding in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 3; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to Cultural After School Adventure (CASA) Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 4; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Parks Equity Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 5; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC Digital Inclusion and Literacy Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 6; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Healthy Aging Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 7; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the NYC Support Our Seniors Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 8; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the Adult Literacy Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 9; and be it further

Resolved, That the City Council approves the new designation of a certain organization receiving funding pursuant to the Neighborhood Development Grant Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 10; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Cultural Immigrant Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 11; and be it further

Resolved, That the City Council approves the new designation of certain organizations receiving funding pursuant to the HIV/AIDS - End the Epidemic Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 12; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the COMPASS Slot Restoration Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 13; and be it further

Resolved, That the City Council approves the change in the designation of a certain organization receiving funding pursuant to the Stabilizing NYC Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 14; and be it further

Resolved, That the City Council approves the change in the designation, specifically a name change, of a certain organization receiving funding pursuant to the Senior Centers, Programs, and Enhancements Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 15; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the HIV/AIDS Faith Based Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 16; and be it further

Resolved, That the City Council approves sets forth the new designation and the changes in the designation of certain organizations receiving funding pursuant to the NYC YouthBuild Project Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 17; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Anti-

Gun Violence - Art a Catalyst for Change Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 18; and be it further

Resolved, That the City Council approves the change in the designation of the administering agency receiving funding pursuant to the HIV Prevention – Behavioral Interventions Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 19; and be it further

Resolved, That the City Council approves the new designation and the changes in the designation of certain organizations receiving funding pursuant to the Anti-Gun Violence – Community-Based Programs Initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 20; and be it further

Resolved, That the City Council approves the new description for the Description/Scope of Services for certain organizations receiving local discretionary funding and funding for a certain initiative in accordance with the Fiscal 2016 Expense Budget, as set forth in Chart 21.

Adopted by the Council (preconsidered and approved by the Committee on Finance; for Exhibits, please see the attachment to the resolution following the Report of the Committee on Finance for Res No. 888 printed in these Minutes).

Preconsidered Res. No. 889

Resolution calling upon the State Legislature to pass and the Governor to sign A.5896/S.3932, known as the “Microbead-free Waters Act,” which would prohibit the sale of personal cosmetic products containing microbeads.

By Council Members Garodnick, Cabrera, Arroyo, Constantinides, Dromm, Gentile, Palma and Dickens.

Whereas, Microbeads are manufactured particles of plastic that measure smaller than three millimeters in size are used in personal cosmetic products; and

Whereas, Microbeads are used as scrubbing agents and exfoliates in cosmetic products such as facial cleansers and toothpaste; and

Whereas, In normal use, microbeads are washed down drains and cannot be filtered out by wastewater treatment plants before entering marine environments in oceans and lakes; and

Whereas, According to a report by the Office of the Attorney General, microbeads, like plastics generally, are slow to biodegrade and can remain in the marine environment for centuries; and

Whereas, In marine environments microbeads accumulate and attract harmful chemical pollutants already present in the water, such as carcinogenic polychlorinated biphenyls, commonly known as PCBs; and

Whereas, In marine environments the small, buoyant and colorful microbeads are mistaken for food and consumed by fish and other wildlife, thereby harming marine life and contaminating the food chain; and

Whereas, In 2012, a research team sailed and surveyed Lake Superior, Lake Huron and Lake Erie to quantify the degree of plastic pollution in the Great Lakes; and

Whereas, The researchers found an average of 43,000 microbeads per square kilometer in the Great Lakes and deduced the source to be combined sewage overflows from proximate urban population centers; and

Whereas, There are many non-toxic, biodegradable and readily available alternatives to microbeads, such as apricot seeds, walnut husks, crushed cocoa beans and oatmeal; and

Whereas, Many major personal care companies, in recognition of the problem, have pledged to phase out microbeads; and

Whereas, Protection of the marine environment is of great interest to the well-being of New York; now, therefore, be it

Resolved, That the Council of the City of New York, calls upon the State Legislature to pass and the Governor to sign A.5896/S.3932, known as the “Microbead-free Waters Act,” which would prohibit the sale of personal cosmetic products containing microbeads.

Referred to the Committee on Consumer Affairs (preconsidered but laid over by the Committee on Consumer Affairs).

Int. No. 973

By Council Members Johnson, Chin, Constantinides, Cumbo, Espinal, Levin, Levine, Rose, Arroyo, Eugene, Gentile, Mendez, Palma and Richards.

A Local Law to amend the New York city charter, in relation to establishing an office of comprehensive community health planning and an interagency coordinating council on health.

Be it enacted by the Council as follows:

Section 1. Chapter one of the New York city charter is amended by the adding a new section 20-A to read as follows:

§ 20-A. Office of comprehensive community health planning. a. There shall be an office of comprehensive community health planning. Such office may be established in the executive office of the mayor, and may be established as a separate office therein or within any other office of the mayor, or within any department or agency the head of which is appointed by the mayor. Such office shall be headed by a director appointed by the mayor. For the purposes of this section only, the term “director” shall mean the director of the office of comprehensive community health planning.

b. Powers and duties. The office of comprehensive community health planning shall have the power and duty to:

1. *develop and coordinate initiatives to promote access to culturally competent health care, quality primary, ambulatory, acute, long-term and preventive care, and continuity of care for all residents of the city of New York;*

2. *develop and coordinate initiatives to increase equal access to and utilization of health care for all residents of the city of New York, including, but not limited to, those who are not eligible for health insurance or cannot afford health insurance;*

3. *coordinate with the mayor's office, the department of city planning, the department of health and mental hygiene, the department of social services/human resources administration, the department of homeless services, the administration for children's services, department of education, department of corrections, all other city agencies providing health services or which contract with entities for the provision of health services, the New York city health and hospitals corporation, and health care providers to analyze existing health care and health services resources and assets throughout the city, and to develop and coordinate initiatives to expand and enhance primary care capacity through measures including, but not limited to, the creation of new primary care facilities in high need areas;*

4. *develop plans to increase equal access to and broaden the provision of charitable, free or low-cost health care to the uninsured, indigent and low-income residents of the city of New York by public and private providers of primary, acute, emergency and ambulatory health services including hospitals and clinics located in the city;*

5. *develop plans for addressing the health needs of vulnerable populations, including, but not limited to: low-income individuals; the uninsured; the under-insured; communities of color; the aging; lesbian, gay, bisexual and transgender individuals; immigrants; women; individuals under the age of 21; and people with disabilities;*

6. *consider proposals from the council, the New York city health and hospitals corporation, the department of health and mental hygiene and any other agency providing health services or which contracts with entities for the provision of health services, other public and private providers of health care services, health care workers and/or organizations representing health care workers, local social service providers, community groups, health care, patient and community advocacy organizations, and other members of the public for the improvement and expansion of healthcare delivery services on a citywide, borough-wide and community district basis;*

7. *plan and develop a comprehensive information service for the benefit of the general public, service providers and government personnel, designed to facilitate public accessibility to information regarding health services resources on a citywide, borough-wide and community board basis, including, but not limited to, the availability of affordable or low-cost facilities providing primary, ambulatory, acute, long-term and preventative care services;*

8. *formulate an integrated, comprehensive, and coordinated plan for the delivery of community-based health services by or on behalf of city agencies, including, but not limited to, affordable or low-cost facilities providing primary care services;*

9. *identify and develop a plan to address areas of health services throughout the city for which there is a shortage of health care professionals, and for which*

transportation barriers exist, through the designation of rational areas for the delivery of health services;

10. consider the recommendations of the interagency coordinating council on health, public and private providers of health care services, health care workers and/or organizations representing health care workers, local social service providers, community groups, health care, patient and community advocacy organizations, and other members of the public in creating the community health master plan pursuant to subdivision c of this section;

11. coordinate with the department of health and mental hygiene, the New York city health and hospitals corporation and all other city agencies providing health services or which contract with entities for the provision of health services on the creation of the health system assessment report pursuant to subdivision d of this section;

12. integrate planning efforts of state and federal agencies, to the extent known, into the comprehensive health care services plan prepared pursuant to subdivision c of this section; and

13. implement the comprehensive health care services plan prepared pursuant to subdivision c of this section.

c. *Comprehensive health care services plan.* No later than June 1, 2016, and every two years thereafter, the director shall prepare and submit to the mayor and the speaker of the council and post online a plan on health care services in the City. Such plan shall display and analyze information concerning the distribution, access, quality and costs of health care services in the City and shall identify existing and anticipated future needs for health care services compared to available and anticipated resources. Such plan shall contain a two-year proposed agenda consisting of specific issues to be addressed by the office of comprehensive community health planning and its plans for addressing the issues identified in such plan. Such plan shall include a health system assessment that includes the information required to be included in a health care assessment prepared pursuant to subdivision d of this section.

d. *Health system assessment.* No later than June 1, 2017, and every two years thereafter, the director shall prepare and submit to the mayor and the speaker of the council and post online a report on health care services in the city. Such report shall include, at a minimum, the following information:

(1) a breakdown for the immediately preceding fiscal year of allocations by the department of health and mental hygiene and all other city agencies providing health services or which contract with entities for the provision of health services for health services and the number of persons served by the department and such agencies and entities;

(2) data and analysis of such data relating to all health services provided by the department of health and mental hygiene and all other city agencies providing health services or which contract with entities for the provision of health services; and

(3) the number and names of non-governmental entities, including, but not limited to, entities that are considered diagnostic and treatment centers under article 28 of the public health law, entities providing mental health services pursuant to an operating certificate issued pursuant to article 31 of the mental hygiene law, federally qualified health centers as such term is defined in section 1395x(aa) of title

42 of the United States code, and private organizations providing health services in the city, and estimates of the number of physician, private and faculty practices, disaggregated by community district.

§ 2. Chapter one of the New York city charter is amended by the adding a new section 20-B to read as follows:

§ 20-B. *Interagency coordinating council on health. a. There shall be an interagency coordinating council on health established by the mayor, to advise the director of the office of community health planning and mayoral agencies on issues relating to community health planning.*

b. Such council shall consist of a representative from the department of health and mental hygiene, all other city agencies providing health services or which contract with entities for the provision of health services, a representative of the New York city health and hospitals corporation, a representative from the mayor's office of health and human services, each of the borough presidents or their designees, the speaker of the city council or a designee, and the chairperson of the council committee on health, or successor committee, or their designee. In addition, the mayor shall appoint ten members; provided, however, that:

(1) one such member shall be a representative of an organization that represents all hospitals throughout the city;

(2) one such member shall be a representative of a community development fund initiative organization that is primarily engaged in lending to health care facilities;

(3) one such member shall be a representative of a health policy and advocacy organization that provides interdisciplinary approaches to health policy, research, evaluation, education and community engagement, and does work to eliminate disparities in health care access and outcomes;

(4) one such member shall be a representative of a not-for-profit operating foundation that supports community health centers through strategic investment, outreach, education, and health policy research;

(5) one such member shall be a representative of a statewide primary care association whose members are primarily community health centers;

(6) one such member shall be a representative of a not-for-profit health services research and philanthropic organization;

(7) one such member shall be a representative of a provider of ambulatory care services;

(8) one such member shall be a representative of an organization representing community health workers;

(9) one such member shall be a representative of an organization that represents community groups, advocates, health workers, and healthcare-related unions; and

(10) one such member shall be a representative of a union representing attending physicians and dentists.

In addition, the speaker of the council shall appoint nine members; provided, however, that:

(1) one such member shall be a representative of a federally qualified health center as defined in section 1395x(aa) of title 42 of the United States code that receives funding for individuals and families experiencing homelessness;

(2) *one such member shall be a representative of a federally qualified health center as defined in section 1395x(aa) of title 42 of the United States code that receives funding for residents of public housing;*

(3) *one such member shall be a representative of an organization that operates an Article 28 school-based health center*

(4) *one such member shall be a representative of a community advisory board for a private hospital not funded by the city;*

(5) *one such member shall be a representative of a community advisory board for a city-funded public hospital;*

(6) *one such member shall be a primary care physician licensed to practice in New York state with a specialization in obstetrics and gynecology;*

(7) *one such member shall be a representative of a union representing interns and residents;*

(8) *one such member shall be a representative of a union representing nurses; and*

(9) *one such member shall be a representative of a union representing health care workers in the homecare, hospital and nursing home industries, as well as pharmacies, freestanding clinics and other healthcare settings.*

c. The mayor shall designate the chairperson of the interagency coordinating council from among its members who shall preside over all meetings.

d. In conjunction with the office of comprehensive community health planning, the interagency coordinating council shall:

1. conduct a review of the quality of care, access to care and continuity of care for health services provided by the New York city health and hospitals corporation, the department of health and mental hygiene and all other city agencies providing health services or which contract with entities for the provision of health services;

2. conduct comprehensive assessment of the current and projected health care system and health services locations and needs on citywide, borough-wide and community district basis, including examining the adequacy of access to affordable high quality primary, acute outpatient and emergency health care services and recommend how to achieve and maintain appropriate distribution of, and equitable access to, such services;

3. assess communities that lack access to quality health care due to cultural and/or language barriers, including analysis of how health providers and city agencies conduct outreach to such communities, and identification of those communities which are at most risk for lack of access to the health system;

4. assess and analyze the number, adequacy and type of providers and their associated health professionals in communities, especially those with high numbers of immigrants and individuals with limited English proficiency;

5. assess and analyze, on a community district basis, the adequacy, current and projected capacity and availability of affordable health care in the areas of primary care, hospitals, ambulatory services, immunizations, and sexually transmitted infections, and the ability of providers in these communities to deliver culturally competent care;

6. *recommend means for improving the delivery, management, coordination and supervision of health services in order to improve the efficiency, effectiveness and quality of, access to and continuity of care;*

7. *recommend projects or programs to be undertaken by one or more agencies which could make more efficient use of existing resources or promote the expansion of health services or the enhancement of existing health services;*

8. *recommend means for better coordination of health service delivery by city agencies in the following areas: obesity, asthma, chronic disease, violence, HIV/AIDS, healthcare for the aging, women's health and maternal health, healthcare for lesbian, gay, bisexual and transgender individuals, healthcare for immigrants, women, children and youth, healthcare for people with disabilities and low-income residents, healthcare for the homeless, and develop a plan for implementation of such recommendations by the city;*

9. *develop an action plan and citywide policy including health impact reviews that measure and address social determinants of health that lead to disparities as well as the contributing factors that may impact health status, health literacy, physical activity, nutrition, access to healthcare, women's health and environmental health;*

10. *assess the distribution and allocation of public funds and health care resources for hospitals and other health care facilities and services and make recommendations for the allocation and coordination of such funds; and*

11. *develop a two-year proposed agenda consisting of specific issues to be addressed by the interagency coordinating council.*

e. The interagency coordinating council shall meet a least four times each calendar year and, in addition, shall hold at least one public hearing on health care needs and service delivery annually in each borough on separate dates.

§ 3. This local law shall take effect 120 days after it becomes law.

Referred to the Committee on Health.

Int. No. 974

By Council Members Johnson, Chin, Constantinides, Cumbo, Espinal, Levin, Levine, Miller, Rose, Arroyo, Eugene, Gentile, Mendez, Palma, Richards, Wills and Dickens.

A Local Law to amend the administrative code of the city of New York, in relation to the creation of a health facilities map.

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 17 of the administrative code of the city of New York is amended by adding a section 17-199.1 to read as follows:

§ 17-199.1 *Healthcare Facilities Map. a. The department shall provide to the public on its website an interactive healthcare facility map that displays the location of every clinic operated by the department, every hospital, diagnostic and treatment*

center, and community healthcare center operated by the health and hospitals corporation, every voluntary non-profit and publicly sponsored diagnostic and treatment center that provides primary health care services, and every federally qualified health center as such term is defined in section 1395x(aa) of title 42 of the United States code. Such map need not include any such site restricted to a limited population or which does not provide preventative or primary care services. Such map shall be searchable by zip code tabulation area, with the option of also viewing surrounding zip code tabulation areas, and shall be sortable by facility type and scope of services offered. Such map shall indicate any site displayed that has an emphasis on providing care for the homeless or residents of public housing. Such map shall include the total annual number of patients receiving services at each included site and a breakdown of the zip code tabulation area of residence of such patients.

b. The webpage that contains the map provided pursuant to subdivision a of this section, or a webpage available through a prominently displayed link on such webpage, shall include a brief guide in clearly understandable language describing each of the facility types included on such map and indicating how these types differ. Such guide shall include a brief description of the potential advantages and disadvantages that are most likely to be relevant to the individuals in determining which type of facility to choose to receive health care services.

c. The map provided pursuant to subdivision a of this section shall allow the public to view the following data, searchable by zip code tabulation area:

- (1) total population;
- (2) median income;
- (3) total population with a household income below the federal poverty line;
- (4) total population with a household income below 200% of the federal poverty line;
- (5) racial demographics;
- (6) age demographics;
- (7) sexual orientation demographics;
- (8) percentage of population born outside the United States;
- (9) percentage of households with limited English proficiency;
- (10) percentage of population that is uninsured;
- (11) percentage of population that is enrolled in Medicaid;
- (12) total number of patients receiving services in the past year at a federally qualified health center;
- (13) percentage of patients receiving medical services in the past year who received such services at a federally qualified health center;
- (14) percentage of patients receiving medical services in the past year with a household income below 200% of the federal poverty line who received such services at a federally qualified health center;
- (15) age-adjusted mortality rate;
- (16) percentage of babies born with a low birth-weight, as such term is defined by the department;

- (17) infant mortality rate;*
- (18) percentage of population with high blood pressure;*
- (19) percentage of population that is obese;*
- (20) percentage of population that suffers from diabetes;*
- (21) percentage of population that suffers from such other chronic diseases as the department may designate;*
- (22) whether an area is a mental health, primary care, or dental health professional shortage area, or a medically underserved area or medically underserved population, as designated by the United States health resources and service administration;*
- (23) whether an area is a primary care service area, as designated by the national center for health workforce analysis; and*
- (24) other data that the department makes available in a mapped format through its website that is available by zip code tabulation area.*

§ 2. This local law takes effect 120 days after it becomes law.

Referred to the Committee on Health.

Res. No. 890

Resolution calling upon the New York State Legislature to pass and the Governor to sign A.329/S.554, to implement more foreign language instruction in elementary schools.

By Council Members Levine, Williams, Arroyo, Chin, Constantinides, Koo, Mendez, Palma, Richards, Rose and Dickens.

Whereas, The ability to communicate in more than one language is critically important in the interconnected world of the 21st century; and

Whereas, Furthermore, there is growing awareness in the United States that creating a multilingual society is crucial to our economic success, national security, and international relations; and

Whereas, Today's students, who will have to compete in the global economy and work with people of diverse cultures abroad and at home, thus need to learn one or more foreign languages; and

Whereas, Studies have found that young children are better able to learn new languages, and that the ability markedly declines after puberty, as the brain is more plastic and ready to create new neural circuits before than after puberty; and

Whereas, In addition, the American Council on the Teaching of Foreign Languages (ACTFL) states that beginning foreign language instruction early sets the stage for students to develop advanced levels of proficiencies in multiple languages, as younger learners still possess the capacity to develop near native-like pronunciation and intonation in a new language; and

Whereas, ACTFL also reports that children who learn a foreign language beginning in early childhood demonstrate certain cognitive advantages over children who do not; and

Whereas, Additionally, longitudinal studies by Harvard University confirm that learning additional languages increases critical thinking skills, creativity and flexibility of the mind in young children; and

Whereas, Despite such evidence, a national survey from the Center for Applied Linguistics (CAL) shows U.S. elementary schools cut back on foreign language instruction in recent years; and

Whereas, According to the CAL survey, the percentage of public elementary schools offering foreign language instruction decreased significantly, from 24% in 1997 to 15% in 2008, the latest year for which data is available; and

Whereas, As in most other states, foreign language instruction is not currently found in all public elementary schools in New York, but is needed so that all students are able to develop proficiencies in one or more languages other than English (LOTE); and

Whereas, A.329, sponsored by Assemblymember Rozic, and its companion bill S.554, sponsored by Senator Parker, would allocate \$2 million to establish an incentive program for school districts wishing to implement programs of foreign language in the elementary schools and establish an incentive program for college students wishing to become foreign language teachers; and

Whereas, More specifically, A.329 and S.554 would establish a pilot program in five high needs districts (\$200,000 each) to expand foreign language education programs at the elementary level; and

Whereas, In addition, A.329 and S.554 would provide for 100 awards of up to \$10,000 each for college students who are working towards certification in foreign languages education, to cover the costs of tuition and materials for their education; and

Whereas, It is hoped that the success of these Foreign Language in the Elementary School (FLES) programs will not only encourage the districts to find the funds to continue offering the FLES programs once funding from the bill has ended, but also generate interest in the neighboring districts which will inspire them to implement FLES programs, thus creating a grassroots movement in favor of FLES; and

Whereas, Further, in regards to the second goal of this legislation, to provide funding to encourage college students wishing to become LOTE teachers, it is hoped that this will help to address the current severe shortage of LOTE teachers in New York State which can prevent school districts from offering a variety of languages; and

Whereas, Students in New York State and especially those in New York City, the nation's most diverse and global city, need to have skills in at least one language other than English in order to successfully confront the challenges of the world of today and tomorrow; now, therefore, be it

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Resolved, That the Council of the City of New York calls upon the New York State Legislature to pass and the Governor to sign A.329/S.554, to implement more foreign language instruction in elementary schools.

Referred to the Committee on Education.

Int. No. 975

By Council Members Maisel and Rose.

A Local Law to amend the administrative code of the city of New York, in relation to fines and civil penalties for failure to remove abandoned poles.

Be it enacted by the Council as follows:

Section 1. Subdivision c of section 24-411 of title 24 of the administrative code of the city of New York is amended to read as follows:

c. Any person convicted of a violation of any of the provisions of this section shall be punished by a fine of not less than [two hundred fifty] *three hundred fifty* nor more than [five hundred] *seven hundred fifty* dollars, imprisonment for not more than ten days, or both. *In addition to or as an alternative to such penalty, such person shall also be subject to a civil penalty of no less than nor more than one hundred dollars per day such person is in violation of any provision of this section.*

§ 2. This local law shall take effect 120 days after its enactment into law.

Referred to the Committee on Transportation.

Res. No. 891

Resolution calling on the State Legislature to pass and the Governor to sign into law, A.1353/S.0813, the Homeless Protection Act, which designates certain offenses against homeless persons as hate crimes.

By Council Members Palma, Arroyo, Gentile, Mendez, Koslowitz and Chin.

Whereas, According to the Coalition for the Homeless, New York City's homeless population experienced steady growth over the past decade, with now over sixty thousand homeless persons seeking shelter on an average night; and

Whereas, Homeless persons are one of the most at risk populations in New York City, often in need of assistance with shelter, transportation, medical services, mental health services, language services and more; and

Whereas, According to the Coalition for the Homeless in New York, the majority of single homeless persons living out of the shelter system are known to have some form of mental illness; and

Whereas, The New York City Human Rights Law prohibits discrimination in housing based on a lawful source of income; and

Whereas, According to the National Coalition for the Homeless, between 1999 and 2013, there were over 1,400 cases of violence against persons experiencing homelessness across the United States, with little basis for these attacks other than a bias against homelessness; and

Whereas, In June of 2014, 3 men viciously attacked a homeless man sleeping on the steps of a church in the Bronx, causing brain hemorrhages, with no apparent cause for the attack; and

Whereas, In February of 2015, a homeless man was brutally beaten in a Brooklyn park, where he was left for four hours before being taken to the hospital while in a coma, eventually succumbing to his injuries; and

Whereas, A.1353/S.0813, introduced respectively by Assembly Member Linda Rosenthal and Senator Neil Breslin, would designate certain offenses against homeless persons as hate crimes, thereby increasing the penalties for such offenses; now, therefore, be it

Resolved, That the Council of the City of New York calls upon the State Legislature to pass and the Governor to sign into law, A.1353/S.0813, the Homeless Protection Act, which designates certain offenses against homeless persons as hate crimes.

Referred to the Committee on General Welfare.

Int. No. 976

By The Public Advocate (Ms. James) and Council Members Chin, Gentile, King, Mendez, Palma, Richards, Rose and Dickens.

A Local Law to amend the administrative code of the city of New York, in relation to requiring training for agency chief contracting officers and agency M/WBE officers and posting related information on the city's website.

Be it enacted by the Council as follows:

Section 1. Subdivision e of section 6-129 of the administrative code of the city of New York, as amended by local law number 1 for the year 2013, is amended by adding new paragraphs 14 and 15 to read as follows:

(14) The division shall conduct, coordinate and facilitate mandatory trainings for agency chief contracting officers and agency M/WBE officers to assist such officers in pursuing the objectives of this section. Each agency chief contracting officer shall undergo such training on or before the sixtieth day after he or she becomes an agency chief contracting officer, and every two years thereafter. Each agency M/WBE officer shall undergo such training on or before the sixtieth day after he or she becomes an agency M/WBE officer pursuant to subdivision (f) of this section, and every two years thereafter.

(15) The division shall include on its website a list of contact information for the agency chief contracting officer of each agency. Such list shall include the date of

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the last mandatory training, as required by paragraph 14 of this subdivision, attended by each agency chief contracting officer.

§ 2. This local law takes effect 120 days after it becomes law.

Referred to the Committee on Contracts.

Int. No. 977

By Council Members Richards, Chin, King and Koo.

A Local Law to amend the administrative code of the city of New York, in relation to banning smoking in city-financed housing.

Be it enacted by the Council as follows:

Section 1. Section 17-502 of the administrative code of the city of New York is amended by adding new subdivisions oo and pp to read as follows:

oo. "City-financed housing" means a multiple dwelling being rehabilitated or constructed after the effective date of this local law, in conjunction with a state, federal or local program to produce affordable housing, which has received or is expected to receive financial assistance.

pp. "Financial assistance" means assistance, whether discretionary, or as of right, to create or maintain affordable housing, including but not limited to loans, grants, tax credits, tax exemptions, tax abatements, subsidies, mortgages, debt forgiveness, land conveyances for less than appraised value, land value, or other thing of value allocated, conveyed or expended by the city.

§2. Section 17-503 of the administrative code of the city of New York is amended by adding a new subdivision e to read as follows:

e. Smoking is prohibited in all areas of multiple dwellings owned and operated by the New York city housing authority and in all areas of city-financed housing.

§3. Subdivision b of section 17-505 of the administrative code of the city of New York is amended to read as follows:

b. Private residences, except any area of a private residence where a child day care center or health care facility is operated (i) during the times of operation or (ii) during the times when employees are working in such child day care center or health care facility areas; provided, however, that a common area of a multiple dwelling containing ten or more dwelling units *and all areas of multiple dwellings owned and operated by the New York city housing authority and in all areas of city-financed housing* shall be subject to smoking restrictions.

§4. Subdivision c of section 17-507 of the administrative code of the city of New York is amended to read as follows:

c. With respect to a public place or place of employment, the operator or employer shall inform, or shall designate an agent who shall be responsible for informing, individuals smoking in restricted areas that they are in violation of this local law; provided, however, that the obligations under this subdivision with respect

to an operator of a multiple dwelling containing ten or more dwelling units, *of the New York city housing authority multiple dwellings or of city-financed housing* shall be limited to (i) those multiple dwellings where an agent is on duty and (ii) designating such agent to be responsible for informing individuals smoking in restricted common indoor areas where such agent is on duty, during the times such agent is on duty, that such individuals are in violation of this local law.

§5. Subdivision a of section 17-508 of the administrative code of the city of New York is amended to read as follows:

a. It shall be unlawful for any person who owns, manages, operates or otherwise controls the use of premises in which smoking is prohibited or restricted pursuant to this chapter, or the designated agent thereof, to (i) provide a room designated for smoking including, but not limited to, a separate smoking room or an enclosed room, which fails to comply with the provisions of this chapter; provided, however, that the obligations of an owner or building manager of a building (where such owner or building manager of a building in which a public place is located is not the operator or employer of such public place) with respect to such a room shall be limited to work authorized by any permits necessary to perform construction obtained by the owner or his agent; (ii) fail to post the signs required by section 17-506; (iii) fail to remove ashtrays as required by subdivision d of section 17-506; or (iv) fail to make a good faith effort to comply with subdivisions c, d and e of section 17-507. In actions brought for violations of this subdivision, the following shall be affirmative defenses: (i) that during the relevant time period actual control of the premises was not exercised by the respondent or a person under the control of the respondent, but rather by a lessee, sublessee or any other person; provided, however, that after receiving the notice of violation, the respondent submits to the department within five business days, by certified mail, a sworn affidavit and other such proof as may be necessary, indicating that he or she has not exercised actual control during the relevant time periods; (ii) that a person smoking in any area where smoking is prohibited pursuant to section 17-503 was informed by a person who owns, manages, operates or otherwise controls the use of such premises, or the designated agent thereof, that such person smoking is in violation of this local law and that such person who owns, manages, operates or otherwise controls the use of such premises has complied with all applicable provisions of this chapter during the relevant time period; provided, however, that after receiving notice of violation, the respondent submits to the department within five business days, by certified mail, a sworn affidavit and other such proof as may be necessary, indicating that respondent informed the person smoking in any area where smoking is prohibited pursuant to section 17-503 that such person was in violation of this local law and that respondent has complied with all applicable provisions of this chapter during the relevant time period; or (iii) that a person smoking in any restricted common indoor area where smoking is prohibited pursuant to section 17-503 was not informed by the owner or building manager of the premises (where such owner or building manager of a building in which a public place or place of employment is located is not the operator or employer of such public place or place of employment) or by the operator of a multiple dwelling containing ten or more dwelling units, *of the New York city housing authority multiple dwellings, or of city-financed housing* that such person smoking is in violation of this local law because such owner, building manager or

operator did not have a designated agent on duty when such person was smoking and that such owner or building manager has, where applicable, complied with the mailing of a notice required pursuant to subdivision e of section 17-507; provided, however, that after receiving notice of violation, the respondent submits to the department within five business days, by certified mail, a sworn affidavit and other such proof as may be necessary, indicating that a person smoking in any restricted common indoor area where smoking is prohibited pursuant to section 17-503 was not informed by the respondent that such person smoking is in violation of this local law because the respondent did not have a designated agent on duty when such person was smoking and that the respondent has, where applicable, mailed the notice required pursuant to subdivision e of section 17-507.

§6. This local law shall take effect one hundred and eighty days after its enactment into law.

Referred to the Committee on Health.

Int. No. 978

By Council Members Torres, Constantinides, Mendez, Richards, Treyger, Arroyo, Dromm, Gentile, King, Koo, Palma, Rose, Crowley, Miller, Rosenthal, Lancman, Dickens, Wills, Maisel, Lander and the Public Advocate (Ms. James).

A Local Law to amend the administrative code of the city of New York, in relation to requiring licensure for mold abatement, assessment and remediation work and setting minimum standards for such work

Be it enacted by the Council as follows:

Section 1. Chapter 2 of title 20 of the administrative code of the city of New York is amended by adding a new subchapter 33 to read as follows:

SUBCHAPTER 33

MOLD INSPECTION, ASSESSMENT AND REMEDIATION SPECIALISTS

§ 20-540 Definitions. As used in this chapter:

Mold. The term “mold” means mold as defined in section 930 of the labor law.

Mold abatement. The term “mold abatement” means mold abatement as defined in section 930 of the labor law.

Mold assessment. The term “mold assessment” means mold assessment as defined in section 930 of the labor law.

Mold remediation. The term “mold remediation” means mold remediation as defined in section 930 of the labor law.

Project. The term “project” means mold abatement, mold assessment or mold remediation, of areas greater than four square feet, but does not include (i) routine cleaning or (ii) construction, maintenance, repair or demolition of buildings,

structures or fixtures undertaken for purposes other than mold remediation or mold abatement.

§ 20-541 License. a. No person may:

1. Engage in mold abatement on a project, or advertise or hold themselves out as authorized to perform such work, unless such person has a valid mold abatement license issued by the commissioner pursuant to this subchapter;

2. Engage in mold assessment on a project, or advertise or hold themselves out as authorized to perform such work, unless such person has a valid mold assessment license issued by the commissioner pursuant to this subchapter; or

3. Engage in mold remediation on a project, or advertise or hold themselves out as authorized to perform such work, unless such person has a valid mold remediation license issued by the commissioner pursuant to this subchapter.

b. The following persons shall not be required to obtain a license under this subchapter in order to perform mold abatement, mold assessment or mold remediation:

1. A design professional licensed pursuant to title 8 of the education law who is performing mold abatement, mold assessment or mold remediation while acting within the scope of such person's practice; and

2. An owner of a building that contains at least one but no more than four dwelling units, as such term is defined in the New York city building code, or an employee of such owner, who is performing mold abatement, mold assessment or mold remediation in one or more of such units.

§ 20-543 Qualifications. a. The commissioner shall by rule establish minimum qualifications for licensing under this subchapter; provided that the commissioner shall not issue or renew a mold abatement license, mold assessment license or mold remediation license to an applicant unless such applicant:

1. Is at least 18 years of age;

2. Has satisfactorily completed course work approved by the commissioner or by the commissioner of the New York state department of labor pursuant to section 930 of the labor law, including training on the appropriate use and care of personal protection equipment;

3. Paid the appropriate fees as provided in subdivision b of this section; and

4. For a mold assessment license or mold remediation license, submitted to the department insurance certificates evidencing workers' compensation coverage, if required, and liability insurance of at least \$50,000 providing coverage for claims arising from licensed activities.

b. The commissioner shall charge and collect a fee of \$340 for each initial license application and each renewal of a license except:

1. No such fee shall be charged for an application for or renewal of a mold abatement license to a holder of a mold abatement license issued pursuant to article 32 of the labor law;

2. No such fee shall be charged for an application for or renewal of a mold assessment license to a holder of a mold assessment license issued pursuant to article 32 of the labor law; and

3. No such fee shall be charged for an application for or renewal of a mold remediation license to a holder of a mold remediation license issued pursuant to

article 32 of the labor law.

c. The commissioner may provide by rule for a fee to be charged to and collected from each course provider for each course submitted for approval of the commissioner.

§ 20-544 Practice; prohibited activities. a. 1. Before mold abatement or mold remediation begins in connection with a project, a mold assessment licensee shall prepare a plan for such project as described in section 945 of the labor law and provide such plan to the person for whom such work will be performed.

2. Such plan shall specify:

(a) The proposed commencement date of such work;

(b) The rooms or areas where such work will be performed;

(c) The estimated quantities of materials to be cleaned or removed;

(d) The methods to be used for each type of such work in each type of area;

(e) The personal protection equipment to be supplied to the individuals performing such work;

(f) The proposed clearance procedures and criteria for each type of such work in each type of area;

(g) When the project will occur in a building that will be occupied during all or part of such work, how to properly notify the occupants of such building, taking into consideration proper health concerns, including recommendations for notice and posting requirements that are appropriate for the project size, duration and points of entry;

(h) An estimate of cost and an estimated time frame for completion;

(i) Where practicable, the underlying sources of moisture that may be causing the mold and a recommendation as to the type of contractor who could remedy the source of such moisture; and

(j) Such plan may indicate that a disinfectant, biocide or antimicrobial coating will be used on such project, provided that (A) the mold assessment licensee takes into account the potential for occupant sensitivities and (B) such plan may indicate a specific product or brand only if it is registered by the United States environmental protection agency for the intended use and if the use is consistent with the manufacturer's instructions.

3. At least 14 days before such work commences, such licensee shall provide such plan to the person for whom such work will be performed and to the department.

4. The department shall promptly make each plan it receives pursuant to paragraph 3 of this subdivision publicly available online in a searchable format.

b. A mold remediation licensee who performs or intends to perform mold remediation on a project or, if no mold remediation licensee is engaged in connection with such project, a mold abatement licensee who performs or intends to perform mold abatement on such project, shall:

1. Prepare a work plan providing instructions for the mold remediation or abatement efforts to be performed on the project and provide such plan to the person for whom such work will be performed; provided further that such work plan shall comply with the requirements of the plan prepared for such project pursuant to subdivision a of this section;

2. *Ensure that the project complies with such work plan;*
 3. *Maintain a copy of such work plan at the site of such project while such work is being performed;*
 4. *If the plan prepared for such project pursuant to subdivision a of this section specifies that personal protection equipment is required for such project, provide the specified equipment to all workers who engage in such work and who will, or are anticipated to, disturb or remove mold contamination;*
 5. *Post at all entrances to the site of such project signs advising that such project is in progress; and*
 6. *Ensure that no person removes or dismantles any containment structures or materials from the site of such project prior to issuance of a written passed clearance report of a written final status report pursuant to subdivision c of this section.*
 - c. *As soon as practicable after mold abatement or mold remediation in connection with a project, a mold assessment licensee shall:*
 1. *Conduct a post-remediation assessment as described in section 947 of the labor law to determine whether the site of the project is free from all visible mold, whether all work at such project has been completed in compliance with the plan prepared pursuant to subdivision d of this section and, to the extent feasible, whether the underlying cause of such mold has been addressed so that it is reasonably certain that such mold will not return to such site;*
 2. *If such licensee determines that the project successfully addressed such mold, such licensee shall issue a written passed clearance report to the person on whose behalf the project was undertaken; provided that, if such licensee determined that the underlying cause of such mold had not been addressed so that it is reasonably certain that such mold would not return to such site, then such licensee shall, together with such clearance report, make a recommendation to the person on whose behalf the mold abatement or remediation was performed as to the type of contractor who could remedy such underlying cause;*
 3. *If such licensee determines that the project has not successfully addressed such mold, such licensee shall issue a written final status report to the person on whose behalf the project was undertaken and to the relevant mold remediation licensee or, if there is no such mold remediation licensee, the relevant mold abatement licensee, and recommend to such person on whose behalf the project was undertaken that either (A) that additional actions be taken to ensure that the plan prepared pursuant to subdivision d of this section be completed, (B) that a new plan be prepared pursuant to subdivision d of this section and implemented or (C) that the underlying causes of such mold be addressed.*
 - d. *No licensee shall perform both mold assessment and mold remediation on the same project.*
 - e. *No person shall own an interest in both the licensee who performs mold assessment on a project and the licensee who performs mold remediation on such project.*
- § 20-545 Recordkeeping. a. *A mold assessment licensee shall maintain a record of each mold assessment performed by such licensee in the previous seven years, including a copy of any documents prepared pursuant to section 20-544 of this*

subchapter.

b. A mold remediation licensee shall maintain a record of each mold remediation performed by such licensee in the previous seven years, including a copy of any documents prepared pursuant to section 20-544 of this subchapter.

c. The owner of a property that is the site of a project shall maintain a record of each project undertaken at such property during the previous seven years, including a copy of any documents prepared pursuant to section 20-544 of this subchapter and provided to such owner.

§ 2. This local law takes effect 120 days after it becomes law, except that the commissioner of consumer affairs may take such actions as are necessary for its implementation, including the promulgation of rules, prior to such effective date.

Referred to the Committee on Consumer Affairs.

Res. No. 892

Resolution calling on the Federal Aviation Administration to amend the North Shore helicopter route to extend further west to cover Northeast Queens.

By Council Members Vallone, Chin, Koo, Rose and Constantinides.

Whereas, In 2007, U.S. Senator Charles Schumer and Congressman Tim Bishop conducted a meeting with the Federal Aviation Administration (FAA), local helicopter operators and airport proprietors to address noise complaints stemming from helicopter operations along the north shore of Long Island, NY; and

Whereas, In 2008, as a result of this meeting, the FAA established a voluntary route that helicopter pilots could take over the north shore of Long Island, NY (the “North Shore helicopter route”); and

Whereas, In 2012, in response to concerns from a large number of residents disturbed by the level of noise from helicopters operating over Long Island, the FAA adopted a rule generally mandating use of the North Shore helicopter route; and

Whereas, Such rule was scheduled to lapse in 2 years unless the FAA determined that a permanent rule was merited; and

Whereas, In 2014, the FAA published a final rule that extends the requirement for the mandatory North Shore helicopter route for an additional two years; and

Whereas, According to the FAA’s North Shore helicopter route training, the mandatory route the helicopters have to fly only extends along the shore of Long Island; and

Whereas, There are four heliports in the city of New York that accept charter flights flying to and from Long Island that are required to fly along the North Shore helicopter route; and

Whereas, The North Shore helicopter route does not extend west of Long Island to cover areas of the city of New York that are also impacted by helicopters flying between the city of New York to Long Island, NY; and

Whereas, According to NYC Open Data Plan’s 311 Service Requests, the second largest number of noise complaints about helicopters in Queens, NY are from

Whitestone, Queens, which is the northernmost community in Queens and the community directly west of the North Shore helicopter route; and

Whereas, In August 2015, Senator Charles Schumer sent a letter to urge the FAA Administrator to address the noise pollution caused by heavy helicopter traffic throughout Northeast Queens, including Whitestone and Malba Garden; and

Whereas, The letter specified that the FAA could apply its authority and create or make changes to helicopter flight patterns to redirect their flight paths, whenever possible, to all-water routes; now, therefore, be it

Resolved, That the Council of the city of New York calls on the Federal Aviation Administration to amend the North Shore helicopter route to extend further west to cover Northeast Queens.

Referred to the Committee on Environmental Protection.

Int. No. 979

By Council Members Williams, Levine, Arroyo, Chin, Constantinides, Koo, Mendez, Rose and Dickens.

A Local Law to amend the administrative code of the city of New York, in relation to foreign language courses offered in New York city public schools.

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 Chapter 7 to title 21-A to read as follows:

§ 21-960 *Reporting data.* a. *Not later than October 15, 2015, and annually thereafter, the department shall submit to the council and post on the department's website a report of information regarding the number of non-English language courses offered in grades kindergarten through twelve in each school. Such report shall include, but not be limited to: (i) the non-English languages taught, including the number of courses offered for each non-English language; (ii) the number of students enrolled in each non-English language, which shall be disaggregated by proficiency level; and (iii) the results of standardized tests taken by students in non-English languages. Such report shall also include demographic information for students in each school, including, but not limited to race, ethnicity, and English language learner status. All information required by this subdivision shall be aggregated citywide, as well as disaggregated by each school, community school district, council district and borough.*

b. *No information that is otherwise required to be reported pursuant to this section shall be reported in a manner that would violate any applicable provision of federal, state or local law relating to the privacy of student information or that would interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement.*

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

October 29, 2015

3898

Referred to the Committee on Education.

Preconsidered L.U. No. 295

By Council Member Ferreras-Copeland:

**French Apartments, Block 753, Lot 56; Manhattan, Community District No. 4,
Council District No. 3.**

Adopted by the Council (preconsidered and approved by the Committee on Finance).

Preconsidered L.U. No. 296

By Council Member Ferreras-Copeland:

**John Paul II Apartments, Block 2026, Lot 33; Manhattan, Community District
No. 10, Council District No. 9.**

Adopted by the Council (preconsidered and approved by the Committee on Finance).

Preconsidered L.U. No. 297

By Council Member Ferreras-Copeland:

**Ahi Ezer Apartments, Block 6682, Lot 45 and Block 6683, Lot 52; Brooklyn,
Community District No. 15, Council District No. 47.**

Adopted by the Council (preconsidered and approved by the Committee on Finance).

Preconsidered L.U. No. 298

By Council Member Ferreras-Copeland:

**Central Harlem Mutual Housing Association, Block 1391, Lot 39; Brooklyn,
Community District No. 8, Council District No. 41.**

Adopted by the Council (preconsidered and approved by the Committee on Finance).

L.U. No. 299

By Council Member Greenfield:

Application No. 20165077 TCM pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Bar Giacosa Corp., d/b/a Il Pittino for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 270 6th Avenue, Borough of Manhattan, Community Board 2, Council District 3. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and Section 20-226 of the New York City Administrative Code.

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

At this point the Speaker (Council Member Mark-Viverito) made the following announcements:

ANNOUNCEMENTS:

Friday, October 30, 2015

★ Addition

★★ Note Location Change

Committee on **HOUSING AND BUILDINGS** **10:00 A.M.**

Proposed Int 783-A - By Council Members Williams, Wills and Rosenthal - **A Local Law** to amend the administrative code of the city of New York, in relation to the interest rate applied to unpaid charges for emergency repairs performed by the department of housing preservation and development.

Int 788 - By Council Members Levine, King and Rose - **A Local Law** to amend the administrative code of the city of New York, in relation to the rights and responsibilities of tenants and owners regarding the lawful collection of rents.

Int 823 - By Council Members Rodriguez, Rosenthal, Williams, Chin, Johnson, Kallos, Levine, Gentile, Mendez, Menchaca and Reynoso **A Local Law** to amend the administrative code of the city of New York, in relation to increasing transparency in enforcement against illegal conversions of dwelling units

Int 826 - By Council Members Rosenthal, Rodriguez, Williams, Chin, Johnson, Kallos, Levine, Mendez, Menchaca and Reynoso - **A Local Law** to amend the administrative code of the city of New York, in relation to civil penalties for illegal conversions of dwelling units from permanent residences.

★★ Council Chambers – City Hall Jumaane D. Williams, Chairperson

★ Note Location Change

Committee on **CULTURAL AFFAIRS, LIBRARIES**

& INTERNATIONAL INTERGROUP RELATIONS12:00 P.M.

Int 865 - By Council Members Van Bramer and Rose - **A Local Law** to amend the New York city charter, in relation to performance data of the cultural institutions group in the mayor’s management report.

★ Committee Room - City Hall..... James Van Bramer, Chairperson

Monday, November 2, 2015

Committee on **COMMUNITY DEVELOPMENT**

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

Oversight - Meeting Self Sufficiency Standards for Workers on Human Service Contracts.

Committee Room – 250 Broadway, 14th Floor

..... Maria del Carmen Arroyo, Chairperson

..... Helen Rosenthal, Chairperson

Subcommittee on **PLANNING, DISPOSITIONS**

& CONCESSIONS1:00 P.M.

See Land Use Calendar

Committee Room – 250 Broadway, 16th Floor Inez Dickens, Chairperson

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

Int 428 - By Council Members Vacca, Cumbo, Gentile, Koo, Levine, Mendez, Torres, Rodriguez and Treyger - **A Local Law** to amend the administrative code of the city of New York, in relation to requiring the issuance of a five year plan to expand wi-fi access in city parks.

Committee Room – City Hall James Vacca, Chairperson

Monday, November 9, 2015

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

Tuesday, November 10, 2015

Stated Council Meeting..... Ceremonial Tributes – 1:00 p.m.
.....Agenda – 1:30 p.m.

At this point, the Speaker acknowledged the presence of two groups of special visitors in the Council Chambers. The first group, recognized by Council Member Koo earlier in the Meeting, were members of the Seoul Metropolitan Council’s Budget, Public Information and Legislative Divisions: Mr. Cho Wan Ji Koo, Mr. Kwan Jo Ang, Mr. Ken Ki Yung and Mr. Li Jo Su. The second group, working with Council Member Van Bramer, were twenty art students from the Amsterdam School of the Arts, led by Artistic Director, Gainwell Trapman. The Speaker (Council Member Mark-Viverito) welcomed both groups of visitors and thanked them for attending.

Also at this point, the Speaker (Council Member Mark-Viverito) recognized the Council’s first ever Foster Youth Shadow Day and welcomed the foster youth who were present on the Council floor. Several of these young people had been invited to speak to those assembled in the Chambers during the Meeting. The Speaker (Council Member Mark-Viverito) thanked them all and wished them good luck in their endeavors.

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, November 10, 2015.

MICHAEL M. McSWEENEY, City Clerk
Clerk of the Council

Editor’s Local Law Note: Int Nos. 885-A, 897, and 917-A, all adopted by the Council at the September 30, 2015 Stated Meeting, were signed into law by the Mayor on October 20, 2015 as, respectively, Local Laws Nos. 95, 96, and 97 of 2015.

October 29, 2015

3902