

Fiscal 2009 Executive Budget Hearings

Courts (Capital)

May 2008

*Hon. Christine C. Quinn
Speaker of the Council*

*Hon. David I. Weprin, Chair
Committee on Finance*

*Hon. Peter Vallone Jr., Chair
Committee on Public Safety*

*Preston Niblack, Director
Finance Division*

New York City Council Finance Division

Preston Niblack
Director

Jeffrey Rodus
Deputy Director

Jonathan Rosenberg
Deputy Director

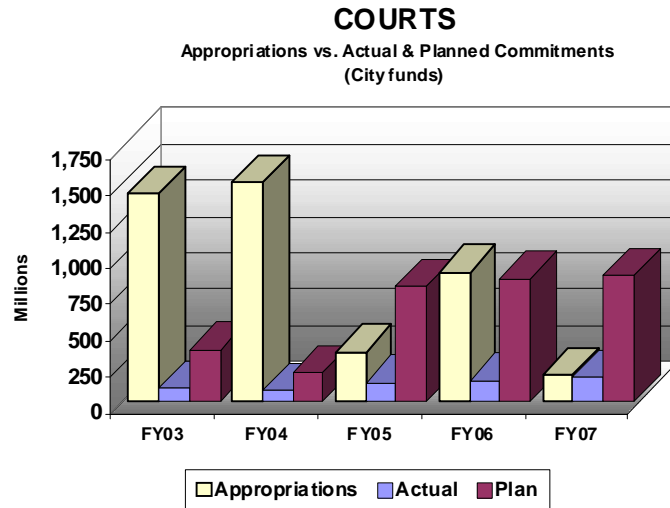
Courts (Capital)

John Russell
Analyst

Agency Overview

The City is responsible for the construction and maintenance of court facilities within its boundaries. New York City currently has 21 court facilities, which are maintained by the Department of Citywide Administrative Services (DCAS). Chapter 825 of the State Laws of 1987 mandates the City to assess the current court facility conditions, to anticipate future needs, and to submit a capital plan to the State Office of Court Administration. After completing a comprehensive review of New York City's court requirements, the City has embarked

upon a \$2 billion court renovation and construction program that has been approved by the State Office of Court Administration. Under the plan, the Dormitory Authority of the State of New York (DASNY) will issue bonds to finance the \$2 billion plan and will assume construction management responsibility, along with DCAS, the Department of Design and Construction (DDC), and the Economic Development Corporation (EDC), or, in some cases, private developers, on a project-by-project basis. The City will fund all debt service costs relating to DASNY's debt issuance for court construction and reconstruction projects.



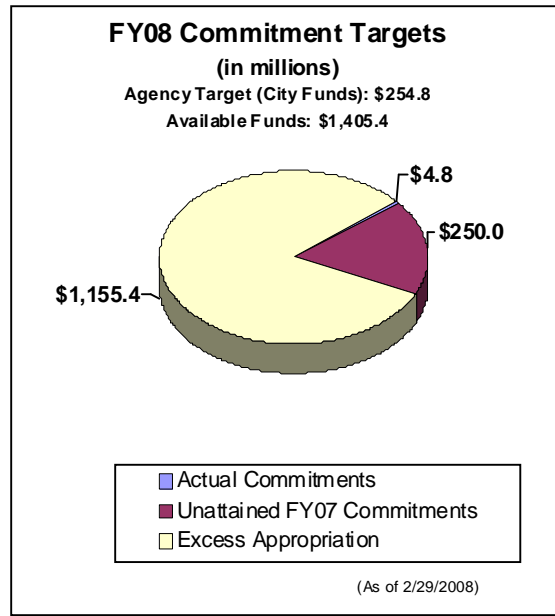
Fiscal 2009 Executive Capital Budget

Current Budget Summary

The May 2008 Capital Commitment Plan includes \$515.1 million in Fiscals 2009-2012 for the Courts Program (including City and non-City funds). This represents 1.2 percent of the City's total \$43.1 billion May Plan for Fiscals 2009-2012. The Court Program's May Commitment Plan for Fiscals 2009-2012 is 47.7 percent less than the \$985.5 million in the January Commitment Plan, a decrease of \$470.4 million

Over the past five years, an average of 19 percent of the Courts Program is committed annually. Therefore, it is assumed that a portion of the Court Program's Fiscal 2008 capital plan may roll into Fiscal 2009. However, in the current plan there is a large advancement of funds from Fiscal 2009 to Fiscal 2008, thus decreasing the size of the Fiscals 2009-2012 capital plan. Since adoption last June, the Capital Commitment Plan for Fiscal 2008 has increased from \$255 million to \$709.8 million, an increase of \$454.8 million or 178 percent.

Current Courts Program appropriations total \$1.41 billion in City funds for Fiscal 2008. These appropriations are to be used to finance the Department's remaining \$705 million City-funded Fiscal 2008 capital program. The agency has 98.6 percent more funding than it needs to meet its entire capital commitment program for the current fiscal year.



Fiscal 2009 Executive Capital Budget

The Courts Program's capital commitments for the last five years are shown below:

FIVE YEAR HISTORY – CAPITAL BUDGET (\$ in millions)					
	FY03	FY04	FY05	FY06	FY07
CITY	86	73	119	142	161
NON-CITY	10	2	3	-21	0
TOTAL	96	75	122	121	161

The Preliminary Four-Year Capital Plan is shown below:

PRELIMINARY CAPITAL PLAN – JANUARY 2008 (\$ in millions)					
	FY09	FY10	FY11	FY12	FY's 09-12
CITY	901.8	27.9	44.0	11.8	985.5
NON-CITY	0	0	0	0	0
TOTAL	901.8	27.9	44.0	11.8	985.5

The Executive Four-Year Capital Plan is shown below:

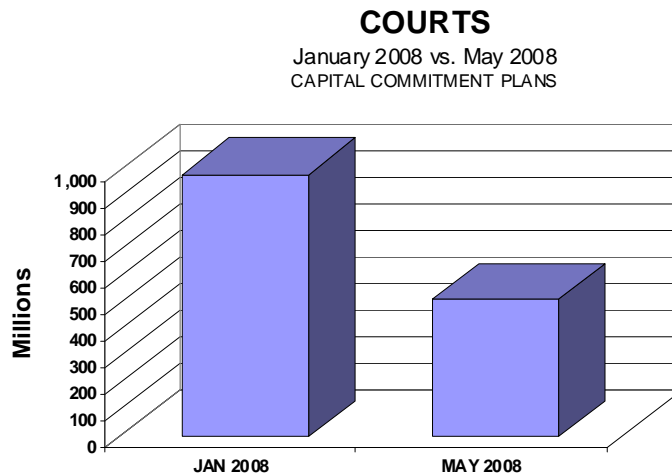
EXECUTIVE CAPITAL PLAN – MAY 2008 (\$ in millions)					
	FY09	FY10	FY11	FY12	FY's 09-12
CITY	357.1	65.8	82.2	10.0	515.1
NON-CITY	0	0	0	0	0
TOTAL	357.1	65.8	82.2	10.0	515.1

EXECUTIVE BUDGET HIGHLIGHTS:

Planned Commitments for Fiscals 2009-2012

The Courts Program's planned commitments for Fiscals 2009-2012 decreased from \$985.5 million to \$515.1 million or 47.7 percent, in the May Plan. The decrease of \$470 million in planned commitments is the net result of the advancement of \$628 million in capital commitments for the Brooklyn court facility at 330

Jay Street from Fiscal 2009 to Fiscal 2008 as well as, a roll of \$148 million in capital commitments from Fiscal 2008 to Fiscal 2009 for multiple projects.



Highlights of larger projects in the Courts Program's May Capital Plan include:

- \$157 million for the new Staten Island Family and Criminal Court.
- \$11.7 million for the Brooklyn Court facility at 360 Adams Street.
- \$38.4 million for the Bronx Court facility at 215 East 161st Street.
- \$33.6 million for the Bronx Court facility at 851 Grand Concourse.
- \$19 million for the Brooklyn Court Facilities at 120 Schermerhorn Street.
- \$25.8 million for the Manhattan Court facility at 100 Centre Street
- \$23.8 million for the Manhattan Court facility at 60 Centre Street.
- \$15.1 million for the Queens Court facility at 88-11 Sutphin Blvd.
- \$14.4 million for the Manhattan Community Court facility at 315 West 54th Street.