March 20, 1964

From: Eugene Underwood, Jr.

To: MacNeil Mitchell Research Committee

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for the children of working mothers

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AS 4 p9

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AS 4 pl2

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There is no Mitchell-Lama construction in Mitchell's own district.

(Except nearby Yorkhill which he represents)

Receivership bill - prior lien for NYC cut out by Mitchell (1962)

AS 2 p2

AS 5 (If)

NYC loan & tax statement bill for landlords who improve their properties introduced by Mitchell in 1962 but let it die.

AS 2 p2 See especially AS 5 for bills introduced. Mitchell - Key roles in reorganization of City Housing Authority, Real Estate Department, Housing & Redevelopment Board and Board of Education. AS 7 Mitchell says one cannot devise a slum receivership law that would be constitutional. (NY Post) AS 7 Mitchell voted with the Democrats and against his party on a bill to require that before a tenant could be evicted from a public housing unit in N. Y. City, a court must be satisfied that he is undesireable or objectionable, if the tenant denies the charge. This protection had been passed by the Assembly but was defeated by Senate Republicans except for Mitchell. (1962) AS 4 pl8 Mitchell voted against considering a receivership bill for housing subject to life and health hazards. (1962) Receivership bill - the bill the City wanted gave the city a prior lien on property and rent. As passed by Mitchell's efforts, mortgagees have the prior lien (1962) AS 2 p2 AS 5 (If)

Mitchell voted for a 15% rent increase in 1950. ECF 4
N.Y. City asked for authority to offer city loans and tax abatements to landlords who improve their property. Mitchell introduced a bill and let it die in Committee (1962)

AS 2 p2

HOUSING GENERALLY Cont.

See the citation from AS 5 (w) under "Banks, Representation of," above.

Insurance Companies, Representation of Mitchell's success with insurance bills introduced is out of proportion to other bills (1958). JW L Mitchell voted against a fund to protect victims of hit & run, stolen car and out of state drivers. JW 6 (over) Metropolitan Life Insurance Co. windfall (transfer of property to, without public auction or bidding). AS 5 (Ie) Mitchell introduced (1959) bill to allow New York Insurance companies to invest reserves in mortgage loans shared with other insurance companies. Vetoed by Rockerfeller. Mitchell introduced (1962) bill to allow insurance companies to invest in mortgage loans evidenced by notes secured by a deed of trust to a bank. AS 5 (IVÍ) Mitchell introduced (1962) bill to allow insurance companies to increase their reserve investments in mortgage bonds or notes. AS 5 (Ivg)

Joint offices at 36 W. 44th St. - 37 W. 43rd. (Mitchell, Barker and Cohen and Joint Legislative Committee on Housing and Multiple Dwellings) See Journal-American 10/26/60 generally JW 7 Pictures of the doors.

Costs: \$4,114 yr. rent

\$6,000 yr. salary for his partner as Commission

Secretary

Joint Legislative Committee cannot consider NYC housing; so why a NYC office?

AS 2

Mitchell quoted as saying "But they'd have to pay wherever they'd go."

AS 7

LABOR (SEE WELFARE GENERALLY)

Mitchell voted for a bill to remove a requirement that an employer make a deposit on an appeal or on a hearing for disputed unemployment compensation payments. (1960)

AS 4 p21

Mitchell voted for an unemployment insurance program with smaller benefits to fewer people than the Democratic program (1960)

AS 4 p22

Mitchell voted for a bill to increase the power of judges to issue restraining order in labor disputes. (1961)

AS 4 p23

LABOR Cont.

who attempt to unduly influence a person registered by the Waterfront Commission and to extend restrictions on union officials who have been convicted of crimes (1961). Mitchell voted against considering a bill to raise minimum wage of 50¢, to \$1.50 per hr. (1962) AS 4 p26 Mitchell voted for a bill to deny unemployment insurance coverage to those who work less than 20 wks. per yr. as opposed to 15 wks. as previously prevailed. This hurts 60,000 in nonsteady fields. ECF 3,4 Mitchell voted against increasing the maximum unemployment insurance benefit to \$40 for \$36, and against extending coverage to employees with no c0-workers, and also opposed a \$4 weekly additional allowance for each dependent up to 3 dependents. ECF 3,4 Mitchell voted against a resolution to ask Congress to raise Federal minimum wage from \$1 to \$1.25. This would also protect N.Y. industry against unfair competition. ECF 4 Mitchell voted for a bill to supervise union-employee welfare funds and against an amendment to supervise solely employee run funds. ECF 3,4 Mitchell voted for the Condon-Wadlin Law and against repeal. ECF 3,4

Mitchell voted for a bill to make subject to punishment those

(See "Subways")

MILK DATING

Platform p2
Mitchell voted to end dating

Dress mention of

JW 2

JW 5 p7,8

JW 6

MITCHELL-LAMA BUILDERS, REPRESENTATION OF

Generally JW 5 pl Mitchell represented 9 of the first 20 sponsors (NYT 60) JW 6, JW 9, AS 2 The fees for this were over \$400,000 JW 8,JW 9, AS 2 In 1962 the George Washington Bridge and Ebbets Field projects were represented by Mitchell since that figure, so it is higher AS 2 List of projects AS 3, AS 15, AS 1 N. Y. "Post" September 16, 1962 article AS 7 Mitchell gets fees higher than his own law allows AS 7 "Herald-Tribune" August 7, 1963 AS 13 The fees he collected are at least \$351,279 plus those from two new developers; some keep his firm on retainer. AS 13 Glick Associates, Coney Island developers, hired Mitchell and Lama. ("Herald-Tribune", June 27, 1963) AS 14, AS 16

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NARCOTICS

Mitchell introduced appropriation bill, then let it die. (1962)

AS 2 p2

Mitchell favors tougher punishment for pushers (many of whom are primarily addicts).

AS 9,10

Mitchell introduced a bill to establish and circulate a Police narcotics blacklist.

AS 5 (III6)

NEW YORK CITY - STATE AID TO

Mitchell voted against \$15 million increase

Mitchell voted against a "fair" share of State revenues for NYC, thus making necessary unfair nuisance taxes cutting back schools.

ECF 1

This is \$9,900,000 annually in motor vehicle fees not returned to New York City as is the case with other cities.

ECF 3,4,5

OFF TRACK BETTING & LOTTERY CONTROL

Mitchell voted against off track betting (1959). AS 4 p27 Mitchell voted for transfer of State Lottery Control Commission from the Executive Department to the jurisdiction of the Secretary of State (1960). AS 4 p27 Mitchell voted against considering off track betting in cities of more than 1,000,000 by local law subject to a referendum. (1960 & 1961). AS 4 p28

PERMANENT PERSONAL REGISTRATION

Mitchell voted against, even though League of Women Voters and Citizens Union supported it. ECF 2,3,4,5 Permanent Personal Registration backed by Citizens Union ECF 5

SUBWAYS

In 1957, Mitchell supported a bill to allow splinter groups from the MBA to negotiate with the TA directly and with the same power. Result - any small group can close subways.

JW 2

(Does Mitchell represent any of these groups? - Ed.)

SURROGATE PATRONAGE

General JW 5 p5 Press mention - quotes, N.Y. Post reporter Oliver Pilat on "CU Searchlight" interrogating Mitchell and his admission he has accepted this patronage. JW 6 Mitchell voted against disclusure of name of recipients (Brook Bill). JW 6 (over) Admitted Taking JW 8 Mitchell was paid a \$3,500 fee for acting as Commissioner quoted in WM&S, 6/62 p.l story & editorial. AS 2 Mitchell said in 1962 that he had 8 cases in 25 years, and of the 8 he recovered money for 3 infants involved.

TAXES

Reverse side JW 6 Mitchell voted to: Increase Extend in lower incomes Reduce exemptions JW 9 p2 Mitchell voted for exemptions in real property and franchise taxes for railroads for grade crossing elimination and new bridges (1959). AS 4 p31 Mitchell voted for increased taxes, withholding, reduced personal and family exemptions, and increased taxation of lower income citizens, resulting in tremendous surplusses. (1959)AS 4 p33 Mitchell voted for an unnecessary increase on gasoline and diesel fuel taxes (1959). AS 4 p34

TELEPHONE RATES

Mitchell opposed a bill and then a special session to consider a low requiring the telephone company to use the lower original costs rather than the higher replacement costs as the basis for computing return on investment, thus raising telephone costs to the people by \$53 million per year.

Mitchell voted against making the rate base the same for the telephone company as for other utilities.

JW 2

UNINTERESTED INTRODUCTION OF BILLS KILLED LATER

See, Generally
Child Care bill
JW 2
Mitchell killed his own child care bill
ECF 3,4

UNINTERESTED INTRODUCTION, ETC. Cont.

Many of these sponsored by New York City

Receivership bill - the bill NYC wanted gave the city a prior
lien on property and rent. As passed by Mitchell's efforts,
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AS 2 p2
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Mitchell introduced bill for \$800,000 appropriation for narcotics treatment, then let it die

New York City asked for authority to offer city loans and tax abtements to landlords who improve their property. Mitchell introduced a bill and let it die in committee. (1962)

AS 2 p2

UTILITIES REGULATION

Mitchell introduced bill to allow business landlords to buy utilities wholesale and sell them at retail to their tenants. ECF 3,4 (See "Telephone Rates")

WATERSHED

Mitchell, as Chairman of City Affairs Committee delayed investigation of excessive condemnation awards for land N.Y. City needs for reserviors. He did this so as not to embarrass the Governor in an election year (WT&S).

AS 11

WELFARE - GENERALLY

Mitchell voted to withdraw any assistance from those who have been in New York less than 1 year.

Mitchell defends this by saying many in 20th District feel the same way.

AS 7

Mitchell voted against supervision of all welfare funds.

Favored supervision of 1/10 of funds.

JW 6 (over)

ECF 4

Mitchell voted against extending unemployment insurance coverage to all workers and increasing benefits to include wives and dependent children.

ECF 1,3,4

Mitchell voted against considering bills concerning the Women's Relief Corps home (Oxford, N. Y.) to (1) appropriate money for services and expenses and (2) make WW II N.Y. State veterans and their dependents eligible for admission. (1960)

AS 4 pl3

Mitchell voted for a bill to make municipal welfare payment records open to newsmen.

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AS 2 p2

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\$6,000 yr. salary for his partner as Commission
Secretary

Joint Legislative Committee cannot consider NYC housing; so why a NYC office?

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(See "Subways")

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Platform p2
Mitchell voted to end dating

Press mention of

JW 2

JW 5 p7,8

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Generally JW 5 pl Mitchell represented 9 of the first 20 sponsors (NYT 60) JW 6, JW 9, AS 2 The fees for this were over \$400,000 JW 8,JW 9, AS 2 In 1962 the George Washington Bridge and Ebbets Field projects were represented by Mitchell since that figure, so it is higher AS 2 List of projects AS 3, AS 15, AS 1 N. Y. "Post" September 16, 1962 article AS 7 Mitchell gets fees higher than his own law allows AS 7 "Herald-Tribune" August 7, 1963 AS 13 The fees he collected are at least \$351,279 plus those from two new developers; some keep his firm on retainer. Glick Associates, Coney Island developers, hired Mitchell and Lama. ("Herald-Tribune", June 27, 1963) AS 14, AS 16

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Mitchell voted against, even though League of Women Voters and Citizens Union supported it.

ECF 2,3,4,5
Permanent Personal Registration backed by Citizens Union ECF 5

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In 1957, Mitchell supported a bill to allow splinter groups from the MBA to negotiate with the TA directly and with the same power. Result - any small group can close subways.

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(Does Mitchell represent any of these groups? - Ed.)

SURROGATE PATROMAGE

General	JW	5	p5
Press mention - quotes, N.Y. Post reporter Oliver Pilat	on		
"CU Searchlight" interrogating Mitchell and his admissio	n		
he has accepted this patronage.	JW	6	
Mitchell voted against disclosure of name of recipients			
(Brook Bill).	JW	6	(over)
Admitted Taking	JW	8	
Mitchell was paid a \$3,500 fee for acting as Commissione	r		
quoted in WM&S, 6/62 p.l story & editorial.	AS	2	
Mitchell said in 1962 that he had 8 cases in 25 years, a	nd	E	
the 8 he recovered money for 3 infants involved.	AS	7	

TAXES

Reverse side	6	
Mitchell voted to: Increase		
Extend in lower incomes		
Reduce exemptions	9	p2
Mitchell voted for exemptions in real property and franchis	e	
taxes for railroads for grade crossing elimination and new		
bridges (1959).	4	p31
Mitchell voted for increased taxes, withholding, reduced		
personal and family exemptions, and increased taxation of		
lower income citizens, resulting in tremendous surplusses.		3561
(1959)	B,	p33
Mitchell voted for an unnecessary increase on gasoline and		
diesel fuel taxes (1959).	4	p34

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Generally JW 2	ł .
Mitchell opposed a bill and then a special session to conside	L
a low requiring the telephone company to use the lower origin	al
costs rather than the higher replacement costs as the basis f	or
computing return on investment, thus raising telephone costs	to
the people by \$53 million per year. JW 2	•
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UNINTERESTED INTRODUCTION OF BILLS KILLED LATER

See, Generally	JW	7
Child Care bill	JW	2
Mitchell killed his own child care bill		3,4

UNINTERESTED INTRODUCTION, ETC. Cont.

Many of these sponsored by New York City

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AS 4 pl3

Mitchell voted for a bill to make municipal welfare payment records open to newsmen.

AS 4 pl4

March 20, 1964

From: Eugene Underwood, Jr.

To: MacNeil Mitchell Research Committee

Recently I gave - or sent - you my report on "Results of Study of Materials Provided by Prior Candidates." I have discovered that in my haste to have this for our March 12th meeting a few regretable errors crept into the final version.

Accordingly, this errata sheet should be used to make the necessary corrections. Thank you.

- p.3 Under AS 5 third line, omit the extra "of" at the margin.
- p.6 Line 18, add "he" between "but" and "let".
- p.7 Line 4 is a major heading and should be in full capital letters: INSURANCE COMPANIES, REPRESENTATION OF.

Line 13, Rockefeller is misspelled.

Line 20 is a major heading: JOINT OFFICES AT 36 W. 44 ST. - 37 W. 43RD.

p.8 Line 13, change "for" to "from".

Line 21, change "employee" to "employer".

Line 36, the last reference is AS 16, not AS 1.

p.9 Line 7, the reference is to AS 5 (IIIb).

Under "NEW YORK CITY - STATE AID TO" the last item was omitted; "Mitchell voted against considering an increase in per capita aid to cities, towns and villages for the support of local government and to reduce local real estate taxes (1962).

AS 4 p30."

p.10 Under "TAXES" the first item should be: "Generally

JW 6 (over)

p.ll Just above the last item on the page, this was omitted:
"The Women's Relief Corps home was eventually closed by law, for which Mitchell voted. (1960)

AS 4 pl3".

From: Eugene Underwood, Jr.

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Re: Results of Study of Materials Provided by Prior Candidates

This is a catalogue of materials I have gathered from three prior candidates who have opposed MacNeil Mitchell for the State Senate.

It is in two parts. Part I is a list of the materials with a simple description of them. They have been numbered with an obvious alphabetical code of source and the number represents my guess as to its probable chronological place in the campaign.

Part II is an index of the issues and recurrent themes of Mitchell's record which have been raised in prior campaigns. Under each issue heading - as I derived them from studying the materials - is a listing of all the references to them in the materials themselves. This index gives a capsule statement of the particular reference and cites where in the materials it may be found.

Obvious multiple mentions of the same point are omitted. Once the point was mentioned in the index, I saw no need to record all references to it. Only those subsequent references which add something substantial are recorded.

Therefore it is theoretically possible to isolate every issue in the French, Westergaard and Sachs campaigns. (S. Arthur Glixon had no written materials.)

A collection of tear sheets of bills introduced by Senator Mitchell in 1962, provided by Alice Sachs, has not been included. A separate study is being made of them.

It must also be borne in mind that the items in the index would have to be rephrased for use in campaign literature. This is essentially a research document.

Part I

List of Materials

From Eleanor Clark French

- ECF 1 Flyer, 3 3/4" x 7 3/4" printed both sides
- ECF 2 Flyer on Permanent Personal Registration
- ECF 3 Flyer on details of Mitchell's voting record
- ECF 4 Flyer similar to ECF 3, differs only in less formal approach.
- ECF 5 "Why You Should Vote for Eleanor Clark French" Four page monograph on Mitchell's voting record.

From John Westergaard

- JW 1 "An Analysis of the Nature and Disposition of the Bills Introduced in the New York State Senate in 1958 by Mac Neil Mitchell." Page one (only) of a several page report believed to have been done for S. Arthur Glixon, rating the success of his bills in working their way through the legislature.
- JW 2 "Memorandum of Facts for Research Committee, Re: Mac Neill Mitchell" Four page typewritten memo on child care, telephone rates and subways. It is unsigned but initialled. The initial looks like "8 1 R."
- JW 3 Platform. 14 pages, mimeo
- JW 4 Memo to J. W. from Stanley Yaker "Re: State Legislative Procedures and Practises" (sic). Critical commentary with suggestions
- JW 5 Television briefing, 8pp typewritten
- JW 6 Plyer 1 side newspaper reprints, other side Mitchell record.
- JW 7 Flyer newspaper reprint. Journal American article on State-Paid Rent at 36 W. 44th St., 10/26/60.
- JW 8 Multi-purpose flyer with emphasis about equally divided on Mitchell and Westergaard.
- JW 9 "Citizens" News" 10/31/60 one of those one-time pseudonewspapers of which there is never a 2nd issue. Front page emphasis is on Mitchell and 36 W. 44th St.

- AS 1 Hand written 4-page memorandum on 8" x 12½" yellow paper partly in shorthand.

 P 1 biography of Sen. Mitchell

 PP 1-3 apparently a record of the numbers, and titles (and on p. 3 only, the dates) of bills introduced by Mitchell.
- AS 2 Unsigned 3-page typewritten memo, mainly an analysis of Mitchell's voting record. Perhaps a draft for a flyer.
- AS 3 "Publicly Aided Housing Developments Built Under Programs Administered by the City of New York (Except Low-Rent Public Housing) by Boroughs." A 10-page listing by the City Housing and Re-development Board which gives the who, what, where, when, how and how much of this housing.
- AS 4 "New York State Assembly and Senate Selected Voting Records 1959-1962." Mimeographed, 35pp. Said to be a product of the State Committee.
- AS 5 One page mimeographed legal size flyer on bills Mitchell introduced mainly but not exclusively 1960-62, in the fields of Housing, Education, Civil Rights and Special Interests.
- AS 6 "How To Get Rich Quick:" One page mimeo, facetious study of Mitchell's record.
- AS 7 New York "Post" article on Mitchell, dated 9/16/62
- AS 8 Flyer reprint of N.Y. "Post" article on Alice Sachs, companion to AS 7, same date.
- AS 9 10/18/62 "Villager" article on Mitchell statement on narcotics problems
- AS 10 10/18/62 "Willage Woice" article see AS 9
- AS 11 N.Y. "World-Telegram & Sun" article, date unknown but 1962, on Mitchell caused delay in investigating condemnation procedures for reservoir lands.
- AS 12 WT&S editorial, 10/11/62, attacking Mitchell and two others for making a political issue out of the grievances of police and firemen.
- AS 13 N.Y. "Herald-Tribune" 8/7/63 article on Mitchell and the double doors at 36 W. 44th Street. Page one only. Continuation page not included.
- AS 14 N.Y. "H-T" 6/27/63 article "That Coney Site To Get Action, Hire the Lawmakers" complete with photos of Mitchell and Alfred Lamo. Story on Mitchell-Lama project at Coney Island built by Glick Associates, who hired Mitchell as their lawyer and Lama as their architect.

- AS 15 N. Y. "Herald-Tribune"article. See AS 14. \$830,374 in fees. Lists the Mitchell-Lama projects Mitchell and Lama represented.
- AS 16 N. Y. "Herald-Tribune" article recapitulation of above.
- AS 17 N. Y. "Herald-Tribune" editorial on above which asks questions about the proprieties in the Coney Island case, without condemning anyone.

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Part II

Index of Issues

BANKS, REPRESENTATION OF

Mitchell is a Director of the Bank of Commerce

AS 5 (IV)

AS 8

Mitchell has introduced the following bills:

AS 5 (IV)

1961 - to reduce N. Y. City gross receipts tax rates for holding companies

1962 - to reduce same for investment companies

- 1960 to allow employee benefit trusts administered by banks to invest in mortgages and notes insured by the Federal Housing Commissioner
- 1962 to allow savings banks to invest in part interests in bonds and mortgages which the Small Business Administration must repay
- 1960 to allow savings banks to invest in Municipality of Metropolitan Toronto bonds

CHILD CARE

Generally, see

Mitchell voted against aid to N. Y. City for child care under
Harriman

JW 2

Mitchell voted against funds (\$3 million) for Day Care Centers
for the children of working mothers

ECF 1,3,4

There is little need for these Centers in rural areas

ECF 5

Mitchell voted against discharging his own bill from Committee

ECF 3,4

CIVIL RIGHTS

Mitchell voted against giving SCAD its own initiative JW 6 This was the Zaretski-Baker bill ECF 3,4,5 Mitchell introduced a bill to allow witnesses before legislative committees to be televised without their consent AS 5 (IIIa) Mitchell introduced a bill to establish and circulate a police narcutics blacklist AS 5 (IIIb) Mitchell voted against a motion to consider a bill to prohibit racial, religious and national discrimination in most private housing (like N. Y. City's law) in addition to publicly assisted AS 4 p2 housing (1962). ECF 3,4,5 Mitchell voted against increasing funds for SCAD

CONFLICT OF INTERESTS GENERALLY

Generally, see

Mitchell quoted as stating, "As for the ethics, that's a matter of your own personal judgment and conscience."

AS 7

EDIKATION

Mitchell voted against methods to help local school districts borrow money

Mitchell introduced a bill to limit Regents scholarships to students who lived in New York at least a full year prior to receiving the scholarship. Vetoed by Rockefeller.

AS 5 p2 Mitchell voted against a motion to consider a bill to establish an Authority to buy bonds and obligations of school districts and refinance them by issuing tax exempt bonds (1960)

AS 4 p4 Mitchell voted against considering an \$8 million appropriation to State School Financing Authority as an advance to set up capital reserve funds, and \$100,000 operating expenses(1960)

Mitchell voted against considering a law to allow the State to invest money in bonds of the State School Financing Authority and to allow banks and trust funds to deposit these bonds as surety for the safety of state funds on deposit with them (1960)

AS 4 p5

Mitchell voted against considering a law to allow holders of State scholarships to use them outside the State (1962)

AS 4 p 7

Mitchell voted against considering increases in the amounts of certain Regents college scholarships, and to appropriate money therefor (1962)

AS 4 p8

Mitchell voted against considering a bill to require that there be no tuition fee at the City Colleges (1962).

AS 4 p9

ELECTION LAW

Mitchell voted against considering a bill to establish Primary day as third Tuesday in June, instead of the 7th Tuesday before election.

AS 4 pl2
Mitchell voted for a bill to cut back the time off for voting laws. (1960)

AS 4 pl2

HOUSING GENERALLY

Mitchell introduced bill for \$1 million windfall for 52 NYC landlords (WF&S 4/5/60) JW 8,9 AS 5 (1d) There is no Mitchell-Lama construction in Mitchell's own district. JW 9 p2 (Except nearby Yorkhill which he represents) AS 2 p3 Receivership bill - prior lien for NYC cut out by Mitchell (1962)AS 2 p2 AS 5 (If) NYC loan & tax statement bill for landlords who improve their properties introduced by Mitchell in 1962 but let it die. AS 2 p2 See especially As 5 for bills introduced. Mitchell - Key roles in reorganization of City Housing Authority, Real Estate Department, Housing & Redevelopment Board and Board of Education. AS 7 Mitchell says one cannot devise a slum receivership law that would be constitutional. (NY Post) AS 7 Mitchell voted with the Democrats and against his party on a bill to require that before a tenant could be evicted from a public housing unit in N. Y. City, a court must be satisfied that he is undesireable or objectionable, if the tenant denies the charge. This protection had been passed by the Assembly but was defeated by Senate Republicans except for Mitchell. (1962) AS 4 pl8 Mitchell voted against considering a receivership bill for housing subject to life and health hazards. (1962) AS 4 pl9 Receivership bill - the bill the City wanted gave the city a prior lien on property and rent. As passed by Mitchell's efforts, mortgagees have the prior lien (1962) AS 2 p2 Mitchell voted for a 15% rent increase in 1950. N.Y. City asked for authority to offer city loans and tax abatements to landlords who improve their property. Mitchell introduced

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