

Manhattan Community Board Six
Full Board Meeting Minutes
February 11th, 2015 – 7:00 PM
Hospital for Joint Diseases 301 E 17th Street, Loeb Auditorium

Public Session

Board Chair Sandro Sherrod called the meeting to order at 7:05 PM. The agenda was adopted and the first roll call was performed by Assistant Secretary Kathy Thompson.

Public Session - Elected Representatives Reports

Council Member Dan Garodnick introduced Howie Levine, his new community liaison, and remarked on the recent ribbon cutting of the new expansion to Asser Levy Park, a 15 month project. Asser Levy Park is a piece of the greater Eastside Greenway and Park (EGAP) esplanade plan. The memorandum of understanding involving UN property to be added to the esplanade expires December, 2015 and must be renewed. For more information please go to: <http://www.nycedc.com/project/east-midtown-waterfront>.

The Veterans Administration floodwall will be directly adjacent to the Park. As floods can go around isolated floodwalls such as this, filtering into surrounding communities, its potential impacts should be studied. A question was asked by a board member about the VA's responsibility to any damages they may cause to Asser Levy Park in the construction of their wall. CM Garodnick responded that the VA will be required to restore the Park to its proper condition once the wall construction is complete. Suggestions were made by other board members that a positive way to mitigate the impact of the VA wall would be to plant ivy on the wall once it is completed and to install additional lighting around the wall.

CM Garodnick is also working on a bill that would enable residents to see inspection results for rooftop water tanks, and request tank inspections for any tanks not yet inspected. He also briefly mentioned the extensive regulations that cover NYC's 13,000 yellow taxis. The regulatory needs for NYC's 12,000 Uber cars must be researched; especially concerning the privacy protocols for users of Uber and driver access to users' personal information.

Councilmember Rosie Mendez reported that the NYC Economic Development Corporation (NYCEDC) and the NYC Department of Sanitation (DSNY) gave a presentation on the DSNY's proposed garage at the Hunter Brookdale site at the CB-6 Land Use Committee meeting on February 4, 2015. While many residents were angry that their concerns had been ignored for years and that the proposal was pushing ahead, Ms. Mendez and other elected officials asked for a community involvement process and managed calm down the crowd. The next advisory group meeting is February 23, 2015.

She also reported that she and her staff have been displaced from their district office because of chemical toxins and noxious fumes coming from leaking radiators within the building. In fact, some of her staff have been hospitalized with severe breathing issues. The NYC Department of Health will be inspecting the office for safety once the repairs have been made. In the meantime, she and her staff continue to operate from their downtown office.

CM Mendez has started meeting with NYCHA resident and tenant associations on safety issues, specifically at 344 East 28th Street, and has asked the 13th Precinct to begin vertical patrols.

She has called for the elimination of the 421a tax abatement as an outdated and ineffective way to create affordable housing. For more information please go to: <http://www.capitalnewyork.com/article/albany/2015/01/8560754/tenant-groups-seeking-end-tax-abatement-program>.

Lastly, in response to a question from a board member CM Mendez updated the board on the progress being made with the open space on 25th Street at Baruch College. She is in support of making this temporary open space a permanent open space.

New York State Assemblyman Brian Kavanagh reported that the new law enabling 16 and 17 year olds to serve on Community Boards is in effect, and that a 16 year old has become a member of CB-3. He also mentioned the EGAP renewal process and the EGAP meeting at City Hall that he attended with CM Garodnick and others on February 6, 2015. Amendments to the expiring Memo of Understanding (MOU) will need to be decided on in the next two months and he hope that the United Nations (the entire body of member countries) will vote to move forward with the project at the U.N. General Assembly in September, 2015.

AM Kavanagh, who led the request for Assemblyman Sheldon Silver to step down as speaker after corruption charges were filed against him, shared his optimism about the new Speaker Carl Heastie carrying out more reforms and renewing rent regulations. He advised the board that the New York State budget is due in March of 2015, but there had been delays in budget negotiations due to the death of Governor Cuomo's father and the election of a new speaker. He also noted that he is working on raising the minimum wage in NYC and spoke briefly on teacher tenure, standardized testing and school closures.

Max Markham reported that New York State Senator Brad Hoylman is working on his bill to limit the outside income of Albany legislators (part of a package of proposed reforms), a bill to require community hearings for new charter school location proposals, and a bill to increase funding for runaway and homeless youth. He will be holding a press conference on the steps of City Hall on Thursday, February 12, 2015 at 1 pm to highlight the increasing runaway/homeless youth problem with a request for funding from the Governor for assistance in creating a program to address the problem.

Bessie Schachter reported that New York State Senator Liz Krueger was at the Asser Levy Park opening. Ms. Krueger will be holding a Boomers and Seniors panel roundtable discussion on February 19, 2015 from 8:30-10:30 am.

She is also supporting a package of bills on state government ethics issues. For more information please go to: <http://www.lizkrueger.com/2015/02/senator-krueger-and-senate-democratic-conference-introduce-the-clean-up-albany-legislative-package/>.

Rohan Narine reported that State Assemblyman Dan Quart is working on a bill to require the New York City Comptroller's Office to increase the font size of public notice sections in newspapers so that they are more reader-friendly for the public, and to require that all public government meetings be made available online. Mr. Narine noted that CB6 is already online and that CB6 is one of the most important Community Board's in the country in regards to the enormity of community-impacting input and decisions that are required from CB6.

Dan Campanelli reported that New York City Comptroller Scott Stringer did not have a State of the City address this year but did give a speech outlining the goals and priorities of the Comptroller's Office for 2015. They include: the Comptroller's ClaimStat Initiative to reduce claims against the NYPD, a part of which includes meeting with New York City attorneys and NYPD attorneys weekly; a new audit on the \$700 million that the city has invested in recent years to upgrade internet speeds at city schools and libraries; and a team to inspect agencies and ensure that important recommendations from previous audits are being implemented. For more information please go to: <http://comptroller.nyc.gov/newsroom/comptroller-stringer-lays-out-vision-and-priorities-for-2015-at-association-for-a-better-new-york/>.

Lastly, Mr. Campanelli invited everyone to attend the Comptroller's Black History and Lunar New York events; details of both can be found on the Comptroller's website at www.comptroller.nyc.gov.

Ed Sullivan reported that Public Advocate Tish James is pushing for more openness in the Grand Jury system and in policy-setting meetings at individual schools, as well as for campus initiatives against sexual assault. There will be a public forum on sexual assaults on campus at The New School at 55 West 13th Street on February 12, 2015 from 5-7 pm.

Joseph Strong reported that Council Member Ben Kallos is concerned about rising citywide homelessness and shared CM Kallos' experiences volunteering for the 10th Annual HOPE count of the street homeless in New York City on February 9, 2015. He reviewed the 311 process that the community should use when seeing a homeless person that they believe is in need of assistance. The 311 system will activate a Department of Homeless Services outreach team. You can now leave your contact number with 311 for DHS to update you on the status of their actions on your 311 call. CM Kallos will be co-teaching classes for tech applications in government at NYU this spring.

Jasmine Vargas, manager of the NYC Parks Recreation Center at 54th St., advised the board that they were working to make the roof of the center available for programming such as yoga and workshops, and that the rooftop project would also include a green element. The Recreation Center is also promoting new programs for seniors such as knitting, aqua aerobics and computer classes; as well as resume-writing workshops for young people. She also told the board about the National Girls in Sports event which is occurring at the Chelsea Recreation Center on Saturday, February 28, 2015 from 11 am to 3 pm. Lastly, Ms. Vargas advised that registration for summer camp programs will start in March and that they will be hiring part-time workers soon. For more information please go to: <http://www.nycgovparks.org/facilities/recreationcenters/M130>.

Public Session - Members of the Public

Tamari Hedani and Robert Smith of the American Cancer Society encouraged participation in the Relay for Life, a fundraising walk planned for May 15, 2015 at the South Street Seaport. For more information please go to: www.relayforlife.org/manhattanNY.

Aaron Humphrey spoke about a proposal to turn part of Bellevue Park South into a dog run serving the Kips Bay area, which they would like to name 'Rosie's Run' in recognition of Council Member Rosie Mendez. It will be ADA compliant, but petition signatures are needed to move the proposal forward.

Jim Collins spoke about Boy Scouts Troop 22, which he brought to the evening's meeting to learn about Community Board operations. He acknowledged the Scouts for carrying out post-Sandy repairs to Stuyvesant Cove Park.

Business Session

Chair's Report

Board Chair Sandro Sherrod advised that the January Full Board minutes and the vote counts were reformatted, and that the text of the Business and Street Affairs (BASA) report had been modified. He thanked everyone involved in the revised minutes-recording process. The November, 2014 and the January, 2015 Full Board minutes were adopted. Chair Sherrod reported that Nicole Paikoff was leaving the Board, thanked her for her service, and welcomed Keith Powers as the new Chair of the BASA Committee.

District Manager's Report

District Manager Dan Miner has requested removal of phone booths in the vicinity of First Avenue and 30th Street that have a long history of unsanitary and illegal uses. The 13th Precinct has asked for emails from community members testifying about the problem to be added to their request to the Department of Information Technology for removal of the phone booths.

The Department of Sanitation has been asked to remove an ornamental cart near Gulluoglu Café at Second Avenue and 52nd Street that is blocking the sidewalk; and to speak with the management of NYCHA's Strauss Houses on East 28th Street which is putting trash on the sidewalk for pick-up on days not scheduled for DSNY pickup. Building owners at 666 Third Avenue have been asked to curtail hours of overnight construction. DM Miner convened a meeting of neighbors, the Taxi and Limousine Commission, and the 13th Precinct to discuss enforcement options against noisy cab drivers who congregate, litter and double-park outside a 24 hour grocery on East 28th Street. He announced the next CB-6 Business to Business networking night will be on March 2, 2015 from 5:30 to 7 pm at Amali Restaurant at 116 East 60th Street, just outside the CB-6 district.

Treasurer's Report

Treasurer Bea Disman reported that the modified starting 2015 Personal Services (PS) total budget amount is now \$180,228, from which \$100,131.87 has been spent and \$80,096.13 remains. From the modified Other Than Personal Services (OTPS) total budget of \$125,454, now only \$80,667.95 remains. Most of the OTPS is the Street Fair Fund of \$71,608. The total OTPS without the Street Fair Fund would be \$9,059.95. Annual rent is \$112,863. The total for PS, OTPS and Rent is \$418,545. Treasurer Disman encouraged the Executive Committee to discuss possible uses for the Street Fair Fund.

Borough President's Report

Jesus Perez reported that over 700 people attended the State of the Borough event, at

which BP Gail Brewer moderated a panel discussion on issues facing Manhattan. For more information please go to: <http://www.manhattanbp.nyc.gov/>

He also advised that the application period for Community Board seats is now closed. Last year there were 14 applications for CB-6 and this year there are 35 applications, with six of those applications being from 16 - 17 year olds. The total Manhattan Community Board applications rose from 600 last year to 730 this year.

Committee Resolutions & Reports

1. Health & Education

Chair Ahsia Badi reported that the January meeting was cancelled due to expected snow. At their next committee meeting they plan to have Bellevue Hospital visit to discuss injuries from falls. They will also be discussing in-home mental health counseling for seniors, and they will be inviting The Administration for Children's Services to the March committee meeting.

2. Land Use/ Waterfront

Chair Terry O'Neal reported that at the last committee meeting over 100 people attended a presentation by the NYC Economic Development Corporation (NYCEDC) and the NYC Department of Sanitation (DSNY) on the DSNY's proposed garage at the Hunter Brookdale site. The next meeting of the community advisory committee is February 23, 2015. Chair O'Neal also reported that he and Board Chair Sherrod had met with City Planning Commission Chairman Carl Weisbrod about EDR Rivergate and the issues surrounding the POPS space. Lastly, he reported that The East Midtown Steering Committee will be ending its work in May, 2015.

3. Parks, Landmarks & Cultural Affairs Committee

In the absence of Chair Mark Thompson, Gary Papush reported that the committee is studying how CB-6 can assist with the protection of the Brumidi murals in St. Stephen's Church on East 28th Street. St. Stephen's Church is expected to cease operations as a church very soon and there is a real concern that the Brumidi murals will be left in an unprotected state. For more information on the Brumidi murals please go to: <http://churchofststephen.com/>. Many committee members had questions and offered suggestions for the Brumidi murals.

At the next committee meeting the committee will discuss asking for Stuyvesant Cove to be re-mapped as park land to permanently protect it. Finally, Gary reports that work has started on the landmarked fences surrounding Stuyvesant Square Park.

4. Public Safety & Environment

Chair Nick Smolney said that the January meeting was cancelled due to expected snow and that the committee's agenda for January had been moved to February. There was no further report.

5. Transportation

Chair Molly Hollister presented Reso 5c on potential Citibike locations. There was much

discussion and questions amongst board members regarding community involvement in decisions on Citibike locations. The resolution passed as amended to remove locations outside the district. She had no report.

| 5. Transportation – Molly Hollister, Chair | | | | |
|---|-----------|----------|----------|----------|
| c. New CitiBike Dock Location | 30 | 6 | 2 | 0 |

6. Budget & Governmental Affairs

Chair Pedro Carrillo presented three resolutions which were bundled by the board. At a caucus before the Full Board vote the committee voted in favor of all three resolutions, 8-0-0. The resolutions carried unanimously with the Full Board vote. Chair Carrillo waived his report.

| 6. Budget & Government Affairs- Pedro Carrillo, Chair | | | | |
|---|-----------|----------|----------|----------|
| a. Intro 0585-2014 – Term limits for Community Board members. | 32 | 4 | 2 | 0 |
| b. Intro 0549-2014 – Creation of task force to study online voter registration. | 37 | 1 | 0 | 0 |
| c. Intro 0536-2014 – Simultaneous voter registration with absentee ballot requests. | 37 | 1 | 0 | 0 |

7. Housing, Homeless, & Human Rights

Chair Raj Nayar presented resolutions which were bundled by the board and carried. He encouraged residents near the First Avenue and 30th Street phone booths to take pictures and send testimony to the board office to assist with the removal of the phone booths.

| 7. Housing, Homeless, & Human Rights – Rajesh Nayar, Chair | | | | |
|---|-----------|----------|----------|----------|
| a. 421-a Tax Exempt application for 301 E 50th St. & 2nd Ave. | 38 | 0 | 0 | 0 |
| b. HPD Inclusionary Housing Program application for 214 E. 44th St. btw 2nd & 3rd Aves. | 38 | 0 | 0 | 0 |

8. Business Affairs and Street Activities Committee

Chair Nicole Paikoff presented the resolutions. Items 8G and 8H were bundled by the board and passed unanimously. Items 8B, 8C and 8D were discussed and also passed unanimously. Item 8E was discussed and passed unanimously as amended. Chair Paikoff reported on a new change agreement that is four pages long which will require applicants to sign multiple places to indicate their consent to many specific stipulations, and that most of the application is to be filled in prior to the committee meeting. She

also thanked the board members for the enjoyable experience she has had serving on Community Board Six.

| 8. Business Affairs & Street Activities – Nicole Paikoff, Chair | | | | |
|---|-----------|----------|----------|----------|
| b. New OP Liq. Lic., Hummus 21 Inc. dba Hummus 21. 1055 1st Ave. btw E. 57th & 58th Sts. | 38 | 0 | 0 | 0 |
| c. Corporate Change for Kimpton Hotels & Restaurant Group LLC dba TBD, 70 Park Ave. @ E. 38th St. | 38 | 0 | 0 | 0 |
| d. New OP Liq. Lic., Andrew Owen LLC dba Albion, 575 2nd Ave. btw 31st & 32nd Sts. | 37 | 0 | 1 | 0 |
| e. New OP Liq. Lic., Hud-Moe LLC dba Hudson Mulac, 218 E. 53rd St. btw 2nd & 3rd Aves. | 38 | 0 | 0 | 0 |
| g. Alteration app for Sutton Fine Dine LLC dba Sutton Inn 54, 347 E. 54th St. btw 1st & 2nd Aves. | 38 | 0 | 0 | 0 |
| h. Renewal OP Liq. Lic., LM Restaurant Group LLC dba Sidebar, 120 E. 15th St. @ Irving Place. | 36 | 2 | 0 | 0 |

Appendices

5c. - RE: Request Department of Transportation (DOT) to install additional Citibike dock locations

WHEREAS, Manhattan Community Board 6 supports the Citibike bike sharing program, which gives commuters an added option to travel throughout the city; and

WHEREAS, Citibike has been well-used and adopted by many New Yorkers; and

WHEREAS, DOT has funding to expand the program with more Citibikes & bike dock locations; and

WHEREAS, Manhattan Community Board Six has identified areas that have heavy use, are near bike routes or in heavy commuter area; and

WHEREAS, these are six priority locations determined to be in most need of additional bike docks:

- 36th Street (between 1st & 2nd Avenue)
- 44th Street (between 3rd & Lexington Avenue)
- 2nd Avenue in the vicinity of 14th Street
- 1st Avenue in the vicinity of 59th Street
- 25th Street & 3rd Avenue, within Baruch Plaza
- 41st Street (between 2nd Avenue & Tudor City); now

THEREFORE BE IT RESOLVED, that Manhattan Community Board 6, recommends that DOT install Citibike dock locations at these six locations.

Committee Vote: 9 In Favor; 1 Opposed; 0 Abstain; 0 Not Entitled

Vote: 30 In Favor; 6 Opposed; 2 Abstain; 0 Not Entitled

6a. – RE: Amendment to the New York City establishing term limits for community board members (Intro. 0585-2014)

WHEREAS, Intro 0585-2014 would amend the New York City Charter, establishing term limits for community board members; and

WHEREAS, community board membership is a voluntary position; and

WHEREAS, the collective memory of long-term members is important and plays a vital role in charter-mandated issues in particular, such as budget and zoning items; and

WHEREAS, the 50 members of a community board serve staggered two-year terms resulting in 25 appointments each year, and

WHEREAS, appointment, including reappointment, is not a right but rather subject to the discretion of the Borough President, with half of the appointments resulting from nominations by the City Council Members whose districts include the community board district, and

WHEREAS, natural attrition - due to circumstances including but not limited to relocation, change in job status, and family commitments - allows for frequent vacancies in community board membership;

THEREFORE, BE IT

RESOLVED, that Community Board 6 opposes Intro 0585-2014.

VOTE: 32 in Favor 4 Opposed 2 Abstention 0 Not Entitled

6b. – RE: Creation of a taskforce to study and report on the feasibility of implementing online and electronic voter registration in New York City (Intro 0549-2014)

WHEREAS, Intro 0549-2014 would create a temporary taskforce to study and report on the feasibility of implementing online and electronic voter registration in New York City; and

WHEREAS, the proposed taskforce shall study, and make findings with respect to, the feasibility of implementing, and recommendations for implementing, a system allowing eligible New York City residents to register to vote, and to update their voter registration information: (i) through the City's website, without the required use of a state-issued identification card; and (ii) by giving permission to a City agency to do so on their behalf through electronic transmission of applicable information about the individual, including a signature, in the possession of such agency to the City's Board of Elections; and

WHEREAS, The proposed Taskforce shall consult with members of the public and good government groups as part of its study and evaluation of the feasibility of such a system; and

WHEREAS, currently, voter registration is offered only through either mail-in or in-person applications; and

WHEREAS, at this time, 21 states offer full online voter registration and 3 more offer limited online voter registration; and

WHEREAS, voter participation has been in decline for years in New York City, with turnout hitting record lows in the most recent elections; and

WHEREAS, offering more convenient options for voter registration, with an online system that invalidates fraudulent and inaccurate registrations and maintains the integrity of the City's voter file, may help boost voter rolls and turnout in future elections; now

THEREFORE, BE IT

RESOLVED, that Manhattan Community Board 6 supports passage of Intro 0549-2014 by the City Council and recommends the Mayor sign the legislation; and

BE IT FURTHER

RESOLVED, that when creating such a system, the taskforce regard registrants' online privacy of utmost importance

VOTE: 37 in Favor 1 Opposed 0 Abstention 0 Not Entitled

6c. – RE: Amendment to the New York City Charter allowing for contemporaneous voter registration and absentee ballot requests (Intro 0536-2014)

WHEREAS, Intro 0536-2014 would amend Chapter 46 of the New York City Charter, which covers elections and voter assistance; and

WHEREAS, the amendment would add a section stating that residents may simultaneously submit a completed registration form and apply for an absentee ballot; and

WHEREAS, such residents would have already been deemed eligible for receiving an absentee ballot; and

WHEREAS, the amendment would require forms be submitted by current registration deadlines prior to the subject election; and

WHEREAS, the City's Board of Elections will determine the validity of the absentee ballot request based on whether the voter's registration form itself is valid; and

WHEREAS, currently, those registering to vote must first await confirmation of their registration prior to being able to apply for an absentee ballot, which can delay the ballot's receipt until it is too late to submit by election day; and

WHEREAS, voter participation has hit record lows in New York City in recent elections; and

WHEREAS, this bill may improve participation by those seeking to register to vote for the first time, update their address on current registration, or change party affiliation in a timely manner, while anticipating their inability to physically vote on election day; now

THEREFORE, BE IT

RESOLVED, that Community Board 6 recommends the City Council pass Intro 0536-2014 to amend the City Charter, and that the Mayor sign the legislation.

VOTE: 37 in Favor 1 Opposed 0 Abstention 0 Not Entitled

7a. – RE: 421-A Partial Real Estate Tax Exemption for 301 East 50th Street, New York, NY 10022 Block: 1343/ Lot: 1 (f/k/a Lots 1, 4, 102 & 103) to be appointed into condominium tax lots.

WHEREAS 303 Development Partners, LLC have applied for a partial real estate tax Exemption under Section 421A of the Real Estate Tax Law for 301 East 50th Street, New York, NY 10022, and

WHEREAS the 29 story building contains 57 units: 9 one bedroom, 32 two bedroom, 15 three bedroom and 1 four bedroom condominium apartments, and

WHEREAS “negotiable certificate of eligibility” (“Certificates”) indicating the building of affordable units were provided to the committee for review, and

WHEREAS, the Committee invited the applicant to provide a presentation regarding the application, and

WHEREAS, the applicant did not attend the Committee meeting, and

WHEREAS, the Committee reviewed the Certificates and researched the affordable housing built outside of Manhattan which generated the Certificates, and

WHEREAS, the research on the Department of Buildings found the affordable housing have numerous outstanding violations, and

WHEREAS, the Committee believes applicants who were grandfathered into the 421-a program using Certificates have a moral and ethical obligation to ensure the affordable housing which they purchased the Certificates are from buildings which are in good standing and comply with the housing codes,

NOW

THEREFORE BE IT RESOLVED that Community Board Six opposes the granting of a tax exemption for this application.

Committee Vote: 8 In Favor; 0 Against; 0 Abstain; 0 Not Entitled

Vote: 38 In Favor; 0 Against; 0 Abstain; 0 Not Entitled

7b. – RE: Affordable Housing Plan Application Pursuant to the Inclusionary Housing Program for 214-226 East 44th Street, New York, New York 10017 Block 1317, Lot 9, 11.

WHEREAS, BLDG 44 Development LLC c/o BLDG Management Co. Inc. has submitted an affordable housing plan application to the Inclusionary Housing Program for 214-226 East 44th Street seeking a tax exemption for the Property, and

WHEREAS, the rental Property will be 42 stories and contain 429 units, 341 units of which will be offered at market value, 1 super unit and 87 will be permanent inclusionary housing units, and

WHEREAS, the 87 inclusionary housing units will be made available to households earning no more than 60% of the Area Median Income, and

WHEREAS, 31 of the 87 inclusionary housing units will be studio units, 41 of the 87 inclusionary housing units will be one-bedroom units, and 15 of the 87 inclusionary housing units will be two-bedroom units.

WHEREAS, the Preferential Rent as determined by Housing Finance Agency for the 31 affordable studio units is \$833.00, 1 bedroom units are \$895.00 and 2 bedroom units are \$1,082.00, and

WHEREAS, the applicant submitted a complete application to the Community Board and Housing, Homeless and Human Rights Committee for review, and

WHEREAS, the counsel and architect for BLDG 44 Development LLC c/o BLDG Management Co. Inc. met with the Housing, Homeless and Human Rights Committee of Community Board Six Manhattan regarding this matter, and

WHEREAS, the counsel and architect for BLDG 44 Development LLC c/o BLDG Management Co. Inc. acknowledged typographical errors and to provide further clarification on the units set aside in accordance with Section 504 of the Rehabilitation Act of 1973 (“Section 504”), and

WHEREAS, Section 504 prohibits discrimination on the basis of disability in any program or activity that receives financial assistance from any federal agency, including the U.S. Department of Housing and Urban Development (HUD) as well as in programs conducted by federal agencies including HUD,

NOW

THEREFORE BE IT RESOLVED, provided the applicant corrects the typographical errors and provides clarification on the units set aside in accordance with Section 504, Community Board Six does not object to the granting of a tax exemption for this application

Committee Vote: 8 In Favor; 0 Against; 0 Abstain; 0 Not Entitled

Vote: 38 In Favor; 0 Against; 0 Abstain; 0 Not Entitled

8b. – RE: New OP Liquor License, Hummus 21 Inc. d/b/a Hummus 21, 1055 First Avenue, between East 57th and 58th Streets

WHEREAS, Owners Safone Ahmed and Zakir Ahmed appeared before the Business Affairs and Street Activities Committee of Community Board 6 Manhattan (CB6M) on January 29, 2015, CB6M having jurisdiction of the premises in the license application process, and

WHEREAS, the establishment will be a high-quality Mediterranean Kosher restaurant, and

WHEREAS, the Restaurant will be open 7 days a week closing nightly by 11:00 P.M and there will be no French windows at this location, and

WHEREAS, no members of the community had any comments for or against; now

THEREFORE, be it

RESOLVED, that pursuant to the presentation made by the Representative at the meeting of the Business Affairs and Street Activities committee held on January 29, 2015 and pursuant to all other considerations, CB6M has **no objection** to the application so long as the Applicant adheres to all the Representations made by the Representative to the Committee.

BE IT FURTHER RESOLVED, if the SLA application, **however**, contains a different method of operation than has been presented to CB6M as stated in this, **including** “Hours of Operation,” that differ in **any way** from those described above, then CB6M **opposes** the application and **urges** the SLA to deny the application based on such misrepresentation to Community Board 6 Manhattan.

VOTE: 38 in Favor 0 Opposed 0 Abstention 0 Not Entitled

Committee Vote: 5 in Favor 0 Opposed 0 Abstention 0 Not Entitled

8c. – RE: Corporate Change for Kimpton Hotels and Restaurant Group LLC d/b/a TBD, 70 Park Avenue at East 38th Street.

WHEREAS, the applicants did not appear at BASA’s January 29, 2015 meeting to address any concerns regarding this license; and

WHEREAS, failure to appear rendered the committee unable to make a determination to whether application was in the public interest or to determine the “bona fides” of the application; now

THEREFORE, be it

RESOLVED, that Community Board Six objects to this application.

VOTE: 38 in Favor 0 Opposed 0 Abstention 0 Not Entitled

8d. – RE: New OP Liquor License, Andrew Owen LLC d/b/a Albion 575 2nd Avenue between East 31st and 32nd Streets.

WHEREAS, the applicants did not appear before BASA's January 29, 2015 meeting to answer any concerns regarding this license; and

WHEREAS, failure to appear rendered the committee unable to make a determination to whether application was in the public interest or to determine the "bona fides" of the application; and

WHEREAS, the 500 foot rule applies and therefore there is no way to determine whether this change is in the public interest; now

THEREFORE, be it

RESOLVED, that Community Board Six objects to this application.

VOTE: 37 in Favor 0 Opposed 1 Abstention 0 Not Entitled

8e. – RE: New OP Liq. License Hud-Moe LLC d/b/a Hudson Malone, 218 East 53rd Street between 2nd and 3rd Avenues.

WHEREAS, Prospective owner Doug Quinn and attorney Terrence Flynn appeared before the Business Affairs and Street Activities Committee of Community Board 6 Manhattan (CB6M) on January 29, 2015, CB6M having jurisdiction of the premises in the license application process, and

WHEREAS, Doug Quinn appeared before the committee over a year ago applying to open Hudson Malone a dignified Bar/Restaurant with an older clientele. Mr. Quinn had years of experience in the bar industry but had not owned his own place, and

WHEREAS, CB Six approved Mr. Quinn's application with a 2AM closing time; and

WHEREAS, Hudson Malone opened with Mr. Quinn as the face of the bar and the main person operating the premises, however Mr. Quinn did not proceed in purchasing the bar last year, ownership was never transferred by the SLA from the owner of the previous location Black Finn to Mr. Quinn and Hudson Malone has been operating nightly under Black Finn's old hours closing nightly at 4AM, and

WHEREAS, Mr. Quinn is now looking to officially buy the establishment maintaining both method of operation and hours, and

WHEREAS, there would be no alterations to the venue; and

WHEREAS, Two members of the community - Mr. Joe Carey and Mr. David Royce- testified very positively on behalf of Hudson Malone, the year they have been in business and specifically of Mr. Quinn's management; and

WHEREAS, there have been no community issues with Hudson Malone, and

WHEREAS, After a year of managing Hudson Malone, Mr. Quinn presented that his business could not survive with a 2 a.m. closing; he offered to close at 2 a.m. Monday through Wednesday but at 4am, Thursday, Friday, Saturday; now

THEREFORE, be it

RESOLVED, that pursuant to the presentation made by the Representative at the meeting of the Business Affairs and Street Activities committee held on January 29, 2015 and pursuant to all other considerations, CB6M has **no objection** to the application so long as the Applicant adheres to all the Representations made by the Representative to the Committee.

BE IT FURTHER RESOLVED, if the SLA application, **however**, contains a different method of operation than has been presented to CB6M as stated in this, **including** "Hours of Operation," that differ in **any way** from those described above, then CB6M **opposes** the application and **urges** the SLA to deny the application based on such misrepresentation to Community Board 6 Manhattan

VOTE: 38 in Favor 0 Opposed 0 Abstention 0 Not Entitled

8g. – RE: Alteration application, Sutton Fine Dine LLC d/b/a Sutton Inn 54, 347 East 54th Street between 1st and 2nd Avenues.

WHEREAS, General Manager Kathleen Gallo, appeared before the Business Affairs and Street Activities Committee of Community Board 6 Manhattan (CB6M) on January 29, 2015, CB6M having jurisdiction of the premises in the license application process, and

WHEREAS, the establishment is currently operating as a restaurant and seeking to amend their hours to allow for brunch, and

WHEREAS, the new hours will be 5:30 pm to 11PM Monday through Friday and 11 a.m. to 11 p.m. Saturday and Sunday, and

WHEREAS, no members of the community had any comments for or against; now

THEREFORE, be it

RESOLVED, that pursuant to the presentation made by the Representative at the meeting of the Business Affairs and Street Activities committee held on January 29, 2015 and pursuant to all other considerations, CB6M has **no objection** to the application so long as the Applicant adheres to all the Representations made by the Representative to the Committee.

BE IT FURTHER RESOLVED, if the SLA application, **however**, contains a different method of operation than has been presented to CB6M as stated in this, **including** "Hours of Operation," that differ in **any way** from those described above, then CB6M **opposes** the application and **urges** the SLA to deny the application based on such misrepresentation to Community Board 6 Manhattan.

VOTE: 38 in Favor 0 Opposed 0 Abstention 0 Not Entitled

Committee Vote: 5 in Favor 0 Opposed 0 Abstention 0 Not Entitled

8h. – RE: Renewal of OP Liquor License, LM Restaurant Group LLC d/b/a Sidebar 120 East 15th Street at Irving Place

WHEREAS, Owner Michael Sinersky, and General Manager Joe Abbruzzese appeared before the Business Affairs & Street Activities Committee of Community Board 6 Manhattan (CB6M) on January 29, 2015, CB6M having jurisdiction of the premises in the license application, and

WHEREAS, Sidebar was asked to appear before the Committee due to several community complaints regarding noise, pub crawls and sidewalk congestion; and

WHEREAS, these complaints were the same as those expressed by the community at SideBar's last appearance before the board two years prior; and

WHEREAS, at that time, Mr. Sinersky agreed that he would control these problems including not actively engaging in pub crawls, keeping the sidewalk clear and controlling noise; and although it was noted that there have been some improvement the same problems persist to an unacceptable degree; and

WHEREAS, Community Board Six had sent SideBar a letter in May 2013 alerting them that complaints continued; and

WHEREAS, the Community Board recently received three letters from area residents complaining about the same issues: one letter from Pastor Drege of Seafarers International, one from Gerard Mounic, the Board President of 145 East 15th Street, and one from a resident of 145 East 15th Street; and

WHEREAS, In addition, a member of the community in attendance, Sean McManammon, who lives nearby, complained about the unruly crowds, Santacon pub crawls, sidewalk trash and cafe seating violations; and

WHEREAS, the applicant agreed at their last appearance before the board not to actively participate in Pub Crawls but was found to have been advertising their participation in Pub Crawls including one online notice which listed SideBar as a pub crawl sign-up destination; and

WHEREAS, the applicants asserted that except for one of the pub crawl listings, they did not place these listings and that they fired the employee who had placed the one ad for a pub crawl; and

WHEREAS, They said that in the future they would stay alert to such online listings and notify CB6 about them since they will not have been the ones placing them; and

WHEREAS, Applicant said they had no knowledge of problems with pub crawls, noise and sidewalk congestion because no one had contacted them and there were no 311 calls; and

WHEREAS, Applicant gave BASA their 24 hour direct phone number; and

WHEREAS, Applicant offered to reach out to Pastor Marsh and the President of the 145 Co-op, Gerard Mounic, including leaving contact information with Pastor Marsh and Gerard Mounic; and

WHEREAS, SideBar agreed to reduce the volume of noise further, and improve the sanitation conditions; and

WHEREAS, SideBar will address the sidewalk congestion, including switching their waiting line to Irving Place in the winter when their outdoor cafe is not in use, and in Summer and Fall, when the outdoor cafe precludes using Irving Place, SideBar will reconfigure the line on 15th Street to reduce the sidewalk space it takes up; and

WHEREAS, to further alleviate obstacles, applicant agreed to use A-Frames only when there are no lines, and

WHEREAS, SideBar said they would correct the trash problem on Irving Place; and

WHEREAS, SideBar said they would review their sidewalk cafe compliance, address concerns and correct as needed before they come before BASA for their café renewal; now

THEREFORE, be it

RESOLVED, that pursuant to the presentation made by the Representative at the meeting of the Business Affairs and Street Activities committee held on January 29, 2015 and pursuant to all other considerations, CB6M has **no objection** to the application so long as the Applicant adheres to all the Representations made by the Representative to the Committee.

BE IT FURTHER RESOLVED, if the SLA application, **however**, contains a different method of operation than has been presented to CB6M as stated in this, **including** "Hours of Operation," that differ in **any way** from those described above, then CB6M **opposes** the application and **urges** the SLA to deny the application based on such misrepresentation to Community Board 6 Manhattan.

VOTE: 36 in Favor 2 Opposed 0 Abstention 0 Not Entitled

| <i>RESOLUTIONS</i> | FOR | AGAINST | ABSTAIN | NOT ENTITLED |
|---|------------|----------------|----------------|---------------------|
| 5. Transportation – Molly Hollister, Chair | | | | |
| d. New CitiBike Dock Location | 30 | 6 | 2 | 0 |
| 6. Budget & Government Affairs- Pedro Carrillo, Chair | | | | |
| d. Intro 0585-2014 – Term limits for Community Board members. | 32 | 4 | 2 | 0 |
| e. Intro 0549-2014 – Creation of task force to study online voter registration. | 37 | 1 | 0 | 0 |
| f. Intro 0536-2014 – Simultaneous voter registration with absentee ballot requests. | 37 | 1 | 0 | 0 |
| 7. Housing, Homeless, & Human Rights – Rajesh Nayar, Chair | | | | |
| c. 421-a Tax Exempt application for 301 E 50th St. & 2nd Ave. | 38 | 0 | 0 | 0 |
| d. HPD Inclusionary Housing Program application for 214 E. 44th St. btw 2nd & 3rd Aves. | 38 | 0 | 0 | 0 |
| 8. Business Affairs & Street Activities – Nicole Paikoff, Chair | | | | |
| f. New OP Liq. Lic., Hummus 21 Inc. dba Hummus 21. 1055 1st Ave. btw E. 57th & 58th Sts. | 38 | 0 | 0 | 0 |
| g. Corporate Change for Kimpton Hotels & Restaurant Group LLC dba TBD, 70 Park Ave. @ E. 38th St. | 38 | 0 | 0 | 0 |
| h. New OP Liq. Lic., Andrew Owen LLC dba Albion, 575 2nd Ave. btw 31st & 32nd Sts. | 37 | 0 | 1 | 0 |
| i. New OP Liq. Lic., Hud-Moe LLC dba Hudson Mulac, 218 E. 53rd St. btw 2nd & 3rd Aves. | 38 | 0 | 0 | 0 |
| h. Alteration app for Sutton Fine Dine LLC dba Sutton Inn 54, 347 E. 54th St. btw 1st & 2nd Aves. | 38 | 0 | 0 | 0 |
| h. Renewal OP Liq. Lic., LM Restaurant Group LLC dba Sidebar, 120 E. 15th St. @ Irving Place. | 36 | 2 | 0 | 0 |

February 2015 Attendance

| | NAME | Oct | Nov | Dec | Jan'15 | Feb |
|----|------------------------|-----|-----|-----|--------|-----|
| 1 | Fred Arcaro | A | P | P | A | P |
| 2 | Ahsia Badi | P | P | P | P | P |
| 3 | Martin Barrett | P | E | P | P | P |
| 4 | Robin Broshi | P | A | P | P | P |
| 5 | Charles Buchwald | P | P | P | P | P |
| 6 | Pedro Carrillo | P | P | P | P | P |
| 7 | Genevieve Cervera | P | P | E | E | E |
| 8 | Jim Collins | P | P | P | P | P |
| 9 | Colleen Curtis | P | P | P | P | P |
| 10 | Louise Dankberg | P | E | P | P | A |
| 11 | Daniel Devine | P | A | A | P | A |
| 12 | Beatrice Disman | P | P | P | P | P |
| 13 | Richard Eggers | P | P | P | P | P |
| 14 | Yuvie Figueroa | A | A | A | | |
| 15 | Lyle Frank | P | E | A | P | A |
| 16 | Florence Friedman | P | P | E | A | P |
| 17 | Ernest Grigg | P | P | P | E | A |
| 18 | Molly Hollister | P | P | P | P | P |
| 19 | Aaron Humphrey | P | E | P | P | P |
| 20 | Ellen Imbimbo | P | P | P | P | P |
| 21 | Paige Judge | A | E | E | P | E |
| | Jennifer Keane | | | | | |
| 22 | Jeffrey Mailman | P | P | P | P | A |
| | Maxine McIntosh | | | | | |
| 23 | Sandra McKee | P | P | P | P | P |
| 24 | Debra Millman | A | A | A | A | A |
| 25 | Richard Moses | A | E | A | | |
| 26 | Rajesh Nayar | A | P | P | E | P |
| 27 | Terrence O'Neal | P | P | P | P | P |
| 28 | Nicole Paikoff | P | P | A | E | P |
| 29 | Gary Papush | P | P | P | P | P |
| 30 | Joseph Parrish | P | P | A | P | P |
| 31 | Keith Powers | P | P | P | E | P |
| 32 | Clara Reiss | P | E | P | P | P |
| 33 | Eugene Santoro | P | P | P | P | P |
| 34 | Frank Scala | P | P | P | E | P |
| 35 | Paula Schaeffer | P | P | P | A | P |
| 36 | Lawrence Scheyer | P | P | P | A | P |
| 37 | Ann Seligman | P | P | P | P | P |
| 38 | Lou Sepersky | P | P | P | P | P |
| 39 | Sandro Sherrod | P | P | P | P | P |
| 40 | Letty Simon | P | P | E | P | P |
| 41 | Nicholas Smolney | E | P | E | P | P |
| 42 | Susan Steinberg | P | P | P | P | P |
| 43 | Kathy Thompson | P | P | P | P | P |
| 44 | Mark Thompson | P | E | P | P | E |
| 45 | Brian Van Nieuwenhoven | P | P | P | P | P |
| 46 | Jules Vigh-Lebowitz | | | | | |
| 47 | Wilbur Weder | P | P | P | E | A |
| 48 | John Pettit West | P | P | P | P | A |
| 49 | Ronald White | A | P | P | A | P |
| 50 | Claude L. Winfield | P | P | P | P | P |

February 2015 Resolution Votes

| Name | 5c | 6a | 6b | 6c | 7a | 7b | 8b | 8c | 8d | 8e | 8g | 8h |
|-----------------------|----|----|----|----|----|----|----|----|----|----|----|----|
| Fred Arcaro | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Ahsia Badi | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Martin Barrett | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Robin Broshi | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Charles Buchwald | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Pedro Carrillo | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Genevieve Cervera | | | | | | | | | | | | |
| Jim Collins | A | A | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Colleen Curtis | Y | Y | N | N | Y | Y | Y | Y | Y | Y | Y | Y |
| Louise Dankberg | | | | | | | | | | | | |
| Daniel Devine | | | | | | | | | | | | |
| Beatrice Disman | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Richard Eggers | N | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Lyle Frank | | | | | | | | | | | | |
| Florence Friedman | N | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Ernest Griggs | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Molly Hollister | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Aaron Humphrey | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Ellen Imbimbo | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Paige Judge | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Jeff Mailman | | | | | | | | | | | | |
| Sandra McKee | Y | N | Y | Y | Y | Y | Y | Y | Y | Y | Y | N |
| Debra Millman | | | | | | | | | | | | |
| Rajesh Nayar | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Terrence O'Neal | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Nicole Paikoff | N | A | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Gary Papush | N | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Joseph Parrish | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Keith Powers | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Clara Reiss | N | N | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Gene Santoro | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Frank Scala | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Paula Schaeffer | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Lawrence Scheyer | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Ann Seligman | Y | N | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Lou Sepersky | N | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | N |
| Sandro Sherrod | A | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Letty Simon | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Nick Smolney | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Susan Steinberg | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Kathy Thompson | Y | N | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Mark Thompson | | | | | | | | | | | | |
| Brian Van Niewenhoven | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Wilbur Weder | | | | | | | | | | | | |
| John Pettit West | | | | | | | | | | | | |
| Ronald White | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| Claude L. Winfield | Y | Y | Y | Y | Y | Y | Y | Y | A | Y | Y | Y |