

MOLLY HOLLISTER  
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AHSIA BADI, SECOND VICE CHAIR



JESÚS PÉREZ  
DISTRICT MANAGER

BRIAN VAN NIEUWENHOVEN, TREASURER  
BEATRICE DISMAN, ASST. TREASURER  
KATHY THOMPSON, SECRETARY  
AMELIA ACOSTA, ASST. SECRETARY

THE CITY OF NEW YORK  
MANHATTAN COMMUNITY BOARD SIX  
211 EAST 43RD STREET, SUITE 1404  
NEW YORK, NY 10017

**Manhattan Community Board Six  
Full Board Meeting Minutes  
Wednesday, June 13, 2018 – 7:00 PM  
Podell Auditorium  
Mount Sinai Beth Israel Hospital  
10 Nathan D Perlman Place**

Board Chair Molly Hollister called the meeting to order at 7:03 pm. She introduced Secretary Kathy Thompson and District Manager for CB6, Jesús Pérez.

A motion to adopt the agenda was made by Board Member John Keller, seconded by Board Member Mark Thompson. The agenda was adopted.

The first roll call was conducted by Secretary Kathy Thompson.

**Public Session - Elected Representatives and Agency Reports**

Chair Hollister announced Public Session, explaining the procedure and reminding all speakers to keep to a time limit of three minutes.

Marcus Book introduced Bill Martinielli of MTA New York City Transit, who spoke on the Enhanced Station (ESI) Initiative for the 28<sup>th</sup> Street Subway Improvements. He explained that the goal of the work is to bring certain stations into a state of good repair and to improve customer experience. Specifically, he reviewed 28<sup>th</sup> Street's current deficiencies and the refurbishments and improvements that the ESI will provide.

Mr. Martinielli noted that work will include sandblasting all of the paint from the ceiling and waterproofing the entire station. He acknowledged that the MTA is very good at masking problems instead of repairing underlying problems. The MTA New York City Transit will also address structural and cosmetic deficiencies, improve way-finding and digital communication. Street level entrances will become more visible and will include transit information. Information and Metro Cards will be located in one place. The overall area will be opened for better navigation and intuitive way-finding, including LED lighting for better safety. There will be real time digital information in the control area as well as the platform area. Upon exit from the station you will have information on the next bus arrival on street level. In addition, efforts will be made to consolidate overhead conduit lines, as well as making subway maps digital and in real-time.

Mr. Martinielli advised that substantial work completion is anticipated for January, 2019. Closure of the station is scheduled for July 16, 2018, with a scheduled re-opening in December of 2018. He pointed out that this work will take less than six months. The 6 train is scheduled for a total of 20 weeknight diversions and a total of 6 weekend diversions.

Marcus Book reviewed alternative services. He noted that 33<sup>rd</sup> Street, 23<sup>rd</sup> Street and the Broadway/28<sup>th</sup> Street stations are nearby options. In addition, there are several bus lines running north and south in the vicinity.

Mr. Martinielli pointed out that while the 28<sup>th</sup> Street station is in District 5, they felt it important that District 6 be fully informed of all ESI plans.

A number of questions were fielded from the board and the public, including an acknowledgement that while no ESI stations will be getting elevators during this upgrading process, there is a possibility for elevator installations at a later date.

Council Member Carlina Rivera reported that the City passed an \$89B budget with \$150M allocated to increase school accessibility. She also identified budget increases for litter basket pick up and more street sweeping. In addition, \$200M was allocated for heating upgrades at NYCHA.

Ms. Rivera acknowledged her colleague John Blasco, Community Liaison for CB6.

She announced that she will be introducing a package of legislation on lead poisoning, especially on how it affects pregnant women. Finally, she announced that last week she introduced Int. 981 to combat illegal short-term rentals. For more information please go to: <http://carlinarivera.nyc/>.

Council Member Keith Powers congratulated new members Claire Brennan, Reshma Patel and Matt Bondy. He reported that he's been dealing with on-going noise complaints in Stuyvesant Town. He also reported that community boards are getting more funds allocated in the City budget, with an additional \$42K allocated for each board. He noted that Fair Fares metro cards for those below the poverty line was funded in the current City budget.

In addition, every public school will receive additional money for each student, as well as additional social workers and guidance counselors. The budget also included additional funds for senior affordable housing, parks maintenance and libraries. Bellevue Hospital Center will receive additional funds for critical services, and several local schools will receive capital funds. Many parks in the district are receiving additional funds including Solar 1, Sutton Place Park, and Dag Hammarskjold Park.

Mr. Powers noted that he took into consideration the budget priorities outlined by CB6 when establishing the District's budget priorities.

CM Powers announced that he had his first bill passed into law which provides increased protection for employees dealing with sexual harassment. Mr. Powers also announced that he will be hosting a SCRIE/DRIE Resource event on June 18<sup>th</sup> at St. Peter's Church. Finally, he congratulated CB6 on their new office space, the culmination of three years' effort. For more information please go to: <https://council.nyc.gov/keith-powers/>

Michael Stinson from Comptroller Scott Stringer's office reported that the Comptroller has just released a report showing that 90% of human service contracts arrived at the Comptroller's office for approval months to years late, long past their contract start date. Among the fixes recommended by the office, creating a public tracking system that allows vendors to monitor their progress through the contract stages was highlighted as increasing transparency. Mr. Stinson also announced that the Comptroller's Office will be hosting a LGBTQ and Pride event on Tuesday, June 19<sup>th</sup> at Macy's Herald Square. For more information please go to: <https://comptroller.nyc.gov/>

David Leeds from Congresswoman Carolyn Maloney's office reported that Ms. Maloney held a shadow hearing on Capitol Hill on the urgent need to ratify the Equal Rights Amendment. The 1982 deadline for ratification has expired, while various states are slowly ratifying the amendment. Ms. Maloney has reintroduced the ERA 11 times.

Ms. Maloney has called for a hearing on the federal government's new policy of forcibly separating children from families at the border. In the letter requesting a hearing, members stated "The Administrations' policy of forcibly separating innocent immigrant children from their parents is shameful, cruel and a radical departure from past practices. We believe this inhumane program should be ended immediately and that Attorney General Jeff Sessions and Acting Director Homan be called before the House Oversight and Government Reform Committee to answer for the serious questions raised by this alarming new policy." For more information please go to: <https://maloney.house.gov/>.

Caroline Wekselbaum from State Senator Brad Hoylman's office announced that Mr. Hoylman will be participating in the 2018 Heritage of Pride March on Sunday, June 24<sup>th</sup>. She also reported that Mr. Hoylman will be hosting a Senior Resource Fair on July 10<sup>th</sup> at Local SEIU 32BJ at 25 West 18<sup>th</sup> Street. Finally, Senator Hoylman has introduced new bills on predatory equity and prohibiting robocalls as well as a package of guns bills. For more information please go to: <http://www.bradhoylman.com/>

Madeline Grunwald from State Senator Liz Krueger's office congratulated CB6 on the new office space. She reported that the state legislature session will end next week. She also reported that Ms. Krueger will be meeting tomorrow with members of the Bipartisan Prochoice Caucus on the Trump Administration's proposed gag rule against Planned Parenthood. On June 4<sup>th</sup> Ms. Krueger was part of a panel discussion on sexual harassment policies.

Last month Ms. Krueger introduced a new bill to address traffic congestion and improve bus service. Tomorrow evening she is cohosting a community forum with Council Member Ben Kallos on overdevelopment at the Lenox Hill Neighborhood House. For more information please go to: <http://www.lizkrueger.com/>.

Brice Peyre from State Assembly Member Dick Gottfried's office reported that last month Mr. Gottfried co-chaired a hearing on gestational surrogacy. He recently released a statement supporting the MTA Fast Forward plan to improve subway and bus service. He has called on the NYC Rent Guidelines Board to vote for a rent freeze on rent-regulated units at their June 26 hearing. Mr. Peyre also reported that several bills supporting people with disabilities were passed in Albany in May. There are a number of upcoming community events including a Performing Arts Resource Fair on June 15<sup>th</sup>, FDNY Open Houses on June 16<sup>th</sup>, and free pet adoptions in Union Square on June 17<sup>th</sup>. For more information please go to: <http://www.dickgottfried.org/>.

Victoria Hinojosa from State Assembly Member Dan Quart's office reported that the assembly member joined Communities United for Police Reform last week to call for a repeal of New York State Law 50A. He also was in a press conference with Moms Demand Action, Legal Aid NYC, and Citizens Action in a press conference supporting the repeal of 50A, which protects police officers' disciplinary efforts from public release. He wants to strengthen the legislation for extreme risk protection order, adding school officials to list of who you can petition. For more information please go to: <http://assembly.state.ny.us/mem/Dan-Quart>.

Jackson Fisher-Ward from Assembly Member Harvey Epstein's office reported that Mr. Epstein's legislation that extends the expiration of authority granted to the City of New York to restructure rent for units in multiple dwellings receiving small loans to remove substandard or unsanitary conditions was recently passed. A bill relating to authorized absences by healthcare professionals who volunteer to fight the Ebola virus overseas has also recently passed.

Mr. Epstein is currently working on a predatory equity bill amendment with State Senator Brad Hoylman, as well as other legislation affecting small business tenants' rights. AM Epstein participated in The Children's Center meeting last week with Community Board Six members Ahsia Badi and Elvy Barroso, the 13<sup>th</sup> Precinct and other elected officials. The meeting was held to learn more about how the Administration for Children's Services is working to keep the community and the vulnerable children they serve safe. A Community Advisory Board was discussed in response to many community concerns.

On June 27<sup>th</sup> AM Epstein is cohosting an Immigrant Accompaniment Training Session with the New Sanctuary Coalition at East End Temple at 245 East 17<sup>th</sup> Street. Finally, on July 14<sup>th</sup> Mr. Epstein is hosting a park clean up at Tompkins Square Park. For more information please go to: <http://assembly.state.ny.us/mem/?ad=74>

Paul Westrick from Council Member Ben Kallos' office reported that Mr. Kallos is currently on paternity leave. He announced that he will be cohosting the Overdevelopment Forum on June 14<sup>th</sup> with Borough President Gale Brewer and State Senator Liz Krueger.

Mr. Westrick also reported that the Board of Standard and Appeals (BSA) will be hearing the appeal by the developer of the East 58<sup>th</sup> Street site to sidestep the newly instituted rezoning law by claiming a 'grandfathered' right. Mr. Kallos has been actively against the developer's efforts to work outside the new zoning law. The BSA will issue their decision on June 26<sup>th</sup>.

Finally Mr. Westrick noted that the board will be voting on a personnel item this evening. Brendan Birth, the potential new board employee, previously worked with Mr. Kallos' office and Mr. Kallos enthusiastically recommends Mr. Birth. For more information please go to: <https://benkallos.com/>.

Clement James, Assistant Director of Community Affairs for the FDNY announced that on Saturday, June 16, every firehouse and ems station in the City will be hosting open houses. The times of each open house are listed on their website. Mr. James announced that there will be a limited number of free smoke alarms to be distributed. He also noted that the Red Cross also provides free smoke alarms as well as free installation. If you are interested in a fire safety workshop for your building or community, please contact the FDNY. For more information please go to: <https://www1.nyc.gov/site/fdny/index.page>

### **Public Session - Members of the Public**

Mary Pannell spoke on an incident that recently occurred at La Vera Pizzeria at 922 Second Avenue where a young African American customer was assaulted by a pizzeria manager wielding a large wooden pizza mallet. The manager used racial slurs and kicked the customer, who had been knocked unconscious by the mallet. The customer had purchased food and was waiting for his friends to purchase their food when the manager began his racial profiling and harassment. Ms. Pannell added that what makes this attack even more tragic is that the young customer currently works in the Bronx DA office and will be returning to school for his Master's degree upon his recovery. Ms. Pannell wanted to be sure that Community District Six is aware of this incident and follows up on police involvement in the case.

### **Business Session**

Board Member Brian Van Nieuwenhoven moved to approve the May minutes. Board Member Letty Simon seconded the motion. The May minutes were approved.

### **Chair's Report**

Chair Molly Hollister reported that Community Board Six is now in the new office. She noted that District Manager Pérez will provide more details in his report. She announced

that the board office will be hosting an Open House on Wednesday, June 27<sup>th</sup> for the community. The time is yet to be announced. The Planning Committee consists of Board Members Ann Seligman, Kyle Athayde, Paige Judge and Andrew Gross. Elected officials will also be in attendance. Ms. Hollister also reported that the members of the Nominating Committee are Marty Barrett, Chair, Pamela Vassil, Terrence O'Neal, Paige Judge and Adam Hartke. Elections will be held in October. If anyone wants to nominate anyone or themselves for office please contact the board office. The Committee will be addressing the board in September. Chair Hollister also reported that the board is in summer recess for July and August, although committees may be meeting during the summer. Finally, Ms. Hollister announced that CB6 is having a Street Fair on Friday, July 13<sup>th</sup> on 43<sup>rd</sup> Street between Lexington and Third Avenues. The Board will have a table set up at the Street Fair and asks for board member volunteers to man the table in shifts.

### **District Manager's Report**

District Manager Jesus Pérez reported that after three long years CB6 finally has a new District Office. The new office is clean, modern, and accessible to the public. He noted that while some board members have already dropped by, please give the office a little more time to finish unpacking, and to complete some small work still being done. In addition, the new office does not have internet yet, so the computers at the old office are still being maintained. The new computers are delayed because the vendor made mistakes on the order. Mr. Pérez reported that there are small odds and ends that still need to be moved from the old office to the new one. He asks any board member with a small truck or roomy car that may be available to assist in moving these items to please contact the board office.

DM Pérez thanked the board members who took turns sitting in the new office on moving day. Verizon was replacing the copper phone lines with fiber optic lines and the office was busy preparing for the move at the old space. Mr. Pérez thanked Board Members Ronnie White, Ann Seligman, Rick Eggers, and Claude L. Winfield for holding down the fort at the new office.

Finally, DM Pérez reported that staff member Sam Carrigan, who joined the office a year ago, will be leaving in August to begin law school at NYU. Ever committed to serving the people, he'll be studying public interest law. There will be new people joining the office, which will be addressed in the first resolution of the evening. Details of new staffing will be provided at a later date.

### **Treasurer's Report**

Treasurer Brian Van Nieuwenhoven reported that OMB's Budget Summary report for our board from June 1 shows that our Personal Services Budget for FY18 sits at \$196,035.00, and we have a balance of \$78,496.60 with \$ 115,938.40 spent or obligated. \$1,600.00 is still listed as being in a transitional state due to workings at OMB that exist outside of our abilities to influence anything, and we look forward to hearing on July 1st that this irregularity was voided at the change of the fiscal year on July 1st, when everything is reset for 2019.

The current budget for Other Than Personal Services excluding rent is \$168,486.00, including \$95,967.00 of our street fair money. Our Other Than Personal Services budget without the street fair money is \$72,519.00, and from that we have a remaining balance of \$28,017.90, with \$44,501.10 spent or obligated, and \$1,600.00 in a "pending" status waiting to be moved in. Of the remaining balance, \$27,143.00 is money set aside for the setup of the new office. This means that our remaining "use it or lose it" budget in this category is \$874.90. Jesus and I have already discussed the topic of using these funds for useful one-time purposes since there are few, if any, regular expenses through the end of the current fiscal year on June 30.

Finally, our rent budget AND rent balance for the year still sits at \$98,866.00. We are already in the new office, and if there is any partial rent to be paid for June it will be taken from this balance, which should be more than sufficient. As with the other budget categories, our rent budget gets a fresh start in the new fiscal year on July 1st.

### **Borough President's Report**

Natalie Espino from Manhattan Borough President Gayle Brewer's office reported that earlier this month the Borough President hosted a multi-board task force on the L train shutdown with multiple agencies involved. Ms. Brewer also recently hosted an interagency meeting on the status of construction at Washington Irving High School. Council Member Carolina Rivera and multiple city agencies participated. Ms. Espino reported that there were over 300 new appointments to community boards this year. She also reminded the board of the Borough President's Community Board Reception on June 19<sup>th</sup>. Finally, Ms. Espino announced the Free Summer Meals for Kids program. For more information please go to: <http://manhattanbp.nyc.gov/html/home/home.shtml>.

### **Special Election of Assistant Secretary**

Chair Hollister announced the special election for Assistant Secretary. Currently Board Member Amelia Acosta is on the ballot as nominated. Ms. Hollister asked for any other nominations from the floor. Board Member Aaron Humphrey nominated Board Member Jim Collins, who declined the nomination. Mr. Collins in turn nominated Board Member Brian Van Nieuwenhoven, who also declined the nomination. Board Member Marty Barrett moved to close the nominations, seconded by board member Adam Hartke. A voice vote was held and Board Member Amelia Acosta was elected Assistant Secretary by unanimous acclamation.

Chair Hollister called a recess at 8:50 pm for the Business Affairs and Street Activities Committee, the Public Safety and Environment Committee, and the Budget Committee to caucus.

Ms. Hollister reconvened the meeting at 9 pm.

## Committee Resolutions & Reports

### 1. Personnel

Chair Hollister presented Resolution 1a: Engaging the services of Office Consultants. The consultants under consideration are Francine Lange and Brendan Birth. Board Member Bea Disman made a motion to remove notations in the second Whereas clause as to applicants reviewed. Board Member Claude L. Winfield seconded the motion. Resolution 1a passed as amended.

1. Personnel – Molly Hollister, Chair				
a) Resolution: Engaging the services of Office Consultants	39	0	0	0

### 2. Business Affairs and Street Activities

Chair Kyle Athayde reported on a change of format which came about during the Committee's discussion with the State Liquor Authority (SLA).

2a) Resolution: Alteration of On Premises License for AWOL Ventures LLC doing business as AWOL Bar and Grill, 337 3rd Ave between 24th and 25th Streets. Resolution 2a passed.

2. Business Affairs & Street Activities – Kyle Athayde, Chair				
a) Resolution: Alteration of On Premises License for AWOL Ventures LLC. doing business as AWOL Bar and Grill, 337 3rd Ave between 24th and 25th Streets	38	1	0	0

2b) Resolution: New Unenclosed Sidewalk Cafe License for AWOL Ventures LLC doing business as AWOL Bar and Grill, 337 3rd Ave between 24th and 25th Streets. 5 Tables/10 Chairs. Resolution 2b passed.

2. Business Affairs & Street Activities – Kyle Athayde, Chair				
b) Resolution: New Unenclosed Sidewalk Cafe License for AWOL Ventures LLC. doing business as AWOL Bar and Grill, 337 3rd Ave between 24th and 25th Streets. 5 Tables/10 Chairs	37	1	1	0

2c) Resolution: Corporate Change of On-Premises License for RDM Bar Restaurant Corp doing business as ER Bar, 605 2nd Avenue between 33rd and 34th Streets. Passed. Resolution 2c passed.



c) Resolution: Corporate Change of On Premises License for RDM Bar Restaurant Corp doing business as ER Bar, 605 2nd Avenue between 33rd and 34th Streets	<b>39</b>	<b>0</b>	<b>0</b>	<b>0</b>
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2d) Resolution: New On- Premises License for Wagamama USA 2015 LLC doing business as Wagamama, 605 3rd Avenue between 39th and 40th Streets. Resolution 2d passed with an amendment.

d) Resolution: New On Premises License for Wagamama USA 2015 LLC doing business as Wagamama, 605 3rd Avenue between 39th and 40th Streets	<b>39</b>	<b>0</b>	<b>0</b>	<b>0</b>
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2e) Resolution: New On -Premises License for Darin Nathin-entity to be formed, 930 3rd Ave between 55th and 56th Streets.

2f) Resolution: New On- Premises License for KLMN NYC doing business as Chola, 232 E. 58rd Street between 2nd and 3rd Avenues.

2g) Resolution: New Wine/Beer/Cider License for Baruch Chicken LLC doing business as Chirping Chicken, 350 3rd Ave between 25th and 66th Streets.

Resolutions 2e, 2f and 2g were bundled and passed.

e) Resolution: New On Premises License for Darin Nathin-entity to be formed, 930 3rd Ave between 55th and 56th Streets	<b>39</b>	<b>0</b>	<b>0</b>	<b>0</b>
f) Resolution: New On Premises License for KLMN NYC. doing business as Chola, 232 E. 58rd Street between 2nd and 3rd Avenues	<b>39</b>	<b>0</b>	<b>0</b>	<b>0</b>
g) Resolution: New Wine/Beer/Cider License for Baruch Chicken LLC. doing business as Chirping Chicken, 350 3rd Ave between 25th and 26th Streets	<b>39</b>	<b>0</b>	<b>0</b>	<b>0</b>

Mr. Athayde reported that there was a stabbing at Turtle Bay Bar two weeks ago. The Committee reached out to the SLA, and there is now a summary suspension of the bar's liquor license. Ben Jacobs from Council Member Keith Powers' office will be writing a letter on this.

### 3. Housing, Homeless and Human Rights

Chair Aissata Camara reported that the first meeting of CAB for 17<sup>th</sup> Street Safe Haven had taken place recently and that everything is on target thus far. She reported that the residents are in need of toiletries. Board Member Carin van der Donk worked with students from PS 40 to create a welcome book for residents. She also reported that there will be a rally in front of Governor Cuomo's office to demand movement on

affordable housing and rent regulation. Please see committee members for further details.

#### 4. Transportation

Chair Sandra McKee presented Resolution 4a: On a "Shared Street" proposal by the NYC Dept. of Transportation, which would open E. 43rd St. between Lexington and 3rd Avenues to both cars and pedestrians. There was some discussion by board members. Board Member Jim Collins moved to refer the matter back to committee to address the concern of some board members. Board Member Paige Judge seconded the motion. The motion did not pass. Board Member Lou Sepersky called to question with Board Member Brian Van Nieuwenhoven seconding the motion.

4. Transportation – Sandra McKee, Chair				
a) Resolution: On A "Shared Street" proposal by the NYC Dept. of Transportation, which would open E. 43rd St. between Lexington and 3rd Avenues to both cars and pedestrians	<b>28</b>	<b>10</b>	<b>1</b>	<b>0</b>

Resolution 4a passed by a show of hands, 25 in favor, 10 opposed, and 1 abstention.

Ms. McKee reported that a committee meeting will be held on July 2<sup>nd</sup>, discussing the upcoming L train shutdown and speed humps.

#### 5. Parks, Landmarks and Cultural Affairs

Chair Mark Thompson waived his report.

#### 6. Land Use and Waterfront

Vice Chair Adam Hartke presented Resolution 6a: On Board of Standards and Appeals application (Calendar No. 390-61-BZ), seeking to extend a permit to continue operating a parking garage and auto rental establishment at 148-150 East 33rd Street. He noted grammatical changes in the 6<sup>th</sup> Whereas, 4<sup>th</sup> line: delete 'including capability' and add 'to serve at least 20%.' At the bottom of the last Resolved, delete 'assessment and potential'. Board Member Lou Sepersky called to question with Board Member Marty Barrett seconding the motion.

6. Land Use & Waterfront – Sandro Sherrod, Chair				
a) Resolution: On Board of Standards and Appeals application (Calendar No. 390-61-BZ), seeking to extend a permit to continue operating a parking garage and auto rental establishment at 148-150 East 33rd Street	<b>38</b>	<b>1</b>	<b>0</b>	<b>0</b>

Resolution 6a passed with amendments.

Mr. Hartke then presented Resolution 6b: No Objection to Enclosed Sidewalk Cafe renewal for Moonstruck, 449 Third Avenue, 14 tables and 44 seats. Board Member Gary Papush called to question with Board Member Letty Simon seconding the motion.

b) Resolution: Enclosed Sidewalk Cafe renewal for Moonstruck, 449 Third Avenue, 14 tables and 44 seats	<b>39</b>	<b>0</b>	<b>0</b>	<b>0</b>
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Resolution 6b passed.

Mr. Hartke reported that the Committee will meet June 25<sup>th</sup> at 6:30pm. EDC will be returning to make a presentation on the East Side Esplanade.

**7. Health and Education**

Chair Elvy Barroso waived her report to allow Committee Member Ahsia Badi to update the board on a meeting with the Administration for Children’s Services and the 13<sup>th</sup> Precinct last week. ACS is aware of the community’s concerns. They reported that they have hired 40 new employees and anticipate 90 new residential beds to be opened in the next six months. She also noted that many of the children in these facilities require additional treatment for trauma and abuse. The facilities must also be able to handle the needs of disabled children.

**8. Public Safety and Environment**

Chair Ronnie White presented Resolution 8a: Supporting Intro. 0087-2018, a bill that would create timeframes for the removal of scaffolding and construction-related equipment when there is no active construction. There was a slight change in the wording for ‘Therefore be it resolved: That Manhattan CB6 supports Intro. 0087-2018 in relation to removing scaffolding and construction related equipment.’ Board Member Lou Sepersky called to question with Board Member Adam Hartke seconding the motion.

<b>8. Public Safety &amp; Environment – Ronnie White, Chair</b>				
a) Resolution: on Intro. 0087-2018, a bill that would create timeframes for the removal of scaffolding and construction-related equipment when there is no active construction	<b>38</b>	<b>0</b>	<b>1</b>	<b>0</b>

Resolution 8b passed as amended.

Chair White reported that there will be no meeting in July or August for the committee.

There was no old business.

Under New Business Board Member Marty Barrett announced that Stuyvesant Cove Park will be having concerts over the next two Mondays.

The second roll call was conducted by Secretary Kathy Thompson.

A motion to adjourn was made by Board Member Mark Thompson and seconded by Board Member Elvy Barroso.

The meeting was adjourned at 9:38 pm.  
Minutes submitted by Secretary Kathy Thompson

### **1) Personnel**

#### **Resolution Supporting Engaging the Services of Community Consultants for the CB6 District Office**

**WHEREAS**, to ensure the proper functioning of the Manhattan Community Board Six District Office, the Personnel Committee recommends engaging the services of temporary consultants;

**WHEREAS**, Section 2800(f) of the New York City Charter empowers Community Boards to “utilize the services of ... professional staff and consultants” in the fulfillment of their Charter-mandated duties;

**WHEREAS**, District Manager Jesús Pérez conducted a search for such consultants, placed appropriate advertisements to attract applications, received and reviewed 38 responses, offered interviews to 7 applicants;

**WHEREAS**, the District Manager has provisionally offered the positions to Francine Lange and Brendan Birth, pending official approval of this action by a vote of the Board;

**THEREFORE, BE IT RESOLVED**, Manhattan Community Board Six approves engaging the services of Francine Lange and Brendan Birth.

## **2a) Business Affairs and Street Activities**

### **Resolution of No Objection for the Alteration of an On Premises Liquor License for AWOL Ventures LLC, doing business as AWOL Bar and Grill, 337 Third Avenue**

**WHEREAS**, the applicant appeared before the Business Affairs and Street Activities Committee of Manhattan Community Board Six (CB6) on May 31, 2018, CB6 having jurisdiction of the premises in the license application process;

**WHEREAS**, the establishment is applying to alter their license to include liquor service for their sidewalk café;

**WHEREAS**, the applicant agreed to the attached stipulation agreement;

**THEREFORE, BE IT RESOLVED** that pursuant to the presentation made by the applicant and/or representative at the meeting of the Business Affairs and Street Activities Committee of CB6 held on May 31, 2018, and pursuant to all other considerations, CB6 has no objection 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 CB6 as stated in this application, then CB6 opposes the application, and urges the SLA to deny the application based on such misrepresentation to CB6.

## **2b) Business Affairs and Street Activities**

### **Resolution of No Objection for an Unenclosed Sidewalk Café with 5 Tables and 10 Seats for AWOL Ventures LLC, doing business as AWOL Bar and Grill, 337 Third Avenue**

**WHEREAS**, the applicant appeared before the Business Affairs and Street Activities Committee of Manhattan Community Board Six (CB6) on May 31, 2018, CB6 having jurisdiction of the premises in the license application process;

**WHEREAS**, the establishment is applying for an unenclosed sidewalk café with 5 tables and 10 seats;

**WHEREAS**, the applicant agreed to adopt procedures to mitigate disruptive congregation outside the establishment;

**THEREFORE, BE IT RESOLVED** that pursuant to the presentation made by the applicant and/or representative at the meeting of the Business Affairs and Street Activities Committee of CB6 held on May 31, 2018, and pursuant to all other considerations, CB6 has no objection so long as the applicant adheres to all the representations made by the representative to the committee.

## **2c) Business Affairs and Street Activities**

### **Resolution of No Objection for a Corporate Change of an existing On Premises Liquor License for RDM Bar Restaurant Corp. doing business as ER Bar, 605 Second Avenue**

**WHEREAS**, the applicant appeared before the Business Affairs and Street Activities Committee of Manhattan Community Board Six (CB6) on May 31, 2018, CB6 having jurisdiction of the premises in the license application process;

**WHEREAS**, there is no change in the method of operation for the establishment;

**THEREFORE, BE IT RESOLVED** that pursuant to the presentation made by the applicant and/or representative at the meeting of the Business Affairs and Street Activities Committee of CB6 held on May 31, 2018, and pursuant to all other considerations, CB6 has no objection so long as the applicant adheres to all the representations made by the representative to the committee.

**2d) Business Affairs and Street Activities**

**Resolution of No Objection for New On Premises Liquor License for Wagamama USA 2015 LLC doing business as Wagamama 605 Third Avenue**

**WHEREAS**, the applicant appeared before the Business Affairs and Street Activities Committee of Manhattan Community Board Six (CB6) on May 31, 2018, CB6 having jurisdiction of the premises in the license application process:

**WHEREAS**, no members of the public had any comments for or against the application;

**THEREFORE, BE IT RESOLVED** that pursuant to the presentation made by the applicant and/or representative at the meeting of the Business Affairs and Street Activities Committee of CB6 held on May 31, 2018, and pursuant to all other considerations, CB6 has no objection so long as the applicant adheres to all the representations made by the representative to the committee.



**2e) Business Affairs and Street Activities**

**Resolution of No Objection for New On Premises Liquor License for An entity to be formed by Darin Nathin, 930 Third Avenue**

**WHEREAS**, the applicant appeared before the Business Affairs and Street Activities Committee of Manhattan Community Board Six (CB6) on May 31, 2018, CB6 having jurisdiction of the premises in the license application process:

**WHEREAS**, the applicant was asked to and did sign a stipulation agreement in which they agreed to close at 1 AM Sunday through Thursday and 2 AM on Friday and Saturday;

**WHEREAS**, no members of the public had any comments for or against the application;

**THEREFORE, BE IT RESOLVED** that pursuant to the presentation made by the applicant and/or representative at the meeting of the Business Affairs and Street Activities Committee of CB6 held on May 31, 2018, and pursuant to all other considerations, CB6 has no objection so long as the applicant adheres to all the representations made by the representative to the committee.

**2f) Business Affairs and Street Activities**

**Resolution of No Objection for New On Premises Liquor License for KLMN NYC doing business as Chola, 232 E. 58 Street**

**WHEREAS**, the applicant appeared before the Business Affairs and Street Activities Committee of Manhattan Community Board Six (CB6) on May 31, 2018, CB6 having jurisdiction of the premises in the license application process:

**WHEREAS**, no members of the public had any comments for or against the application;

**THEREFORE, BE IT RESOLVED** that pursuant to the presentation made by the applicant and/or representative at the meeting of the Business Affairs and Street Activities Committee of CB6 held on May 31, 2018, and pursuant to all other considerations, CB6 has no objection so long as the applicant adheres to all the representations made by the representative to the committee.

**2g) Business Affairs and Street Activities**

**Resolution of No Objection for a New Wine/Beer/Cider License for Baruch Chicken LLC doing business as Chirping Chicken, 350 Third Avenue**

**WHEREAS**, the applicant appeared before the Business Affairs and Street Activities Committee of Manhattan Community Board Six (CB6) on May 31, 2018, CB6 having jurisdiction of the premises in the license application process;

**THEREFORE, BE IT RESOLVED** that pursuant to the presentation made by the applicant and/or representative at the meeting of the Business Affairs and Street Activities Committee of CB6 held on May 31, 2018, and pursuant to all other considerations, CB6 has no objection so long as the applicant adheres to all the representations made by the representative to the committee.

#### 4a) Transportation

##### **Resolution Supporting the New York City Department of Transportation Plan to Convert East 43rd Street to a “Shared Street”**

**WHEREAS**, in November 2017, the New York City Department of Transportation (DOT) proposed to the Transportation Committee of Manhattan Community Board Six (CB6) that it study the possibility of creating a “shared street” on E. 43<sup>rd</sup> Street between Lexington and 3<sup>rd</sup> Avenues to expand usable pedestrian space;

**WHEREAS**, this proposal is part of the improvements to the public realm that have been fully funded by the East Midtown Rezoning plan;

**WHEREAS**, a “shared street” is designed for slow travel speeds that allow motor vehicles, bicycles, and pedestrians to share the right of way and use the full street area, since the permanent design eliminates sidewalks to create a single level from building line to building line;

**WHEREAS**, the DOT has a variety of tools to avert potential user conflicts on “shared streets,” drawing on models in other cities and examples in NYC, such as on Broadway between W. 24<sup>th</sup> and W. 25<sup>th</sup> Streets;

**WHEREAS**, those tools include:

- prominent yellow signage demarcating the “shared street” and indicating the “suggested” 5 mph speed limit for motor vehicles within the area
- various types of street surfaces and markings to separate and safeguard different classes of users;

**WHEREAS**, CB6 supported the DOT study in November 2017;

**WHEREAS**, the DOT has incorporated elements suggested by the New York Police Department (NYPD) and NYPD Counter-Terrorism into the proposed interim design, including placing large concrete-block barriers around the intersections of E. 43<sup>rd</sup> Street and Lexington and Third Avenues;

**WHEREAS**, NYC DOT has also tailored the proposed interim design to reflect input from other first responders and agencies, including the Fire Department (NYFD) and Department of Sanitation (DSNY);

**WHEREAS**, the Grand Central Business Improvement District (BID), which will manage the maintenance and augmented security of the new “shared street,” appeared at the May 2018 CB6 Transportation Committee meeting to support NYC DOT’s proposal;

**WHEREAS**, NYC DOT plans to install the interim design for this “shared street” in early summer 2018;

**WHEREAS**, NYC DOT will return to CB6’s Transportation Committee in fall 2018, when the committee will review and assess the aesthetic and practical implications of the interim design, its impact on pedestrian use, evaluate its success, and be able to suggest changes to the final design for the permanent “shared street”;

**THEREFORE, BE IT RESOLVED** that CB6 supports NYC DOT’s proposal to install a “shared street” on E. 43<sup>rd</sup> Street between Lexington and Third Avenues.

## **6a) Land Use & Waterfront**

### **Resolution of No Objection to Board of Standards and Appeals application No. 390-61-BZ, seeking to extend a permit to continue operating a parking garage and auto rental establishment at 148-150 East 33rd Street**

**WHEREAS**, 148 East 33rd Street Associates L.L.C. applied to the Board of Standards and Appeals for a ten-year extension of a Term of Variance (App. No. 390-61-82) for continued operation of a parking garage and car rental business;

**WHEREAS**, this application is for the continued operation of a 149-space parking garage and the continued operation a car rental agency (20 parking spaces) in the basement at the same location;

**WHEREAS**, the BSA originally granted a permit for the construction and operation of the garage at this location (between Third and Lexington Avenues), in Manhattan Community District Six, in July 1961 for a term of 20 years, under the zoning resolution in effect at that time;

**WHEREAS**, the variance has been renewed four (4) times subsequently, the last time being in January 2008;

**WHEREAS**, the BSA, in December 2011 approved an amendment to the variance to legalize a change in the use of the cellar from a parking garage to allow the operation of a car rental business at this location;

**WHEREAS**, in January 2014, Community Board Six (CB6) passed a resolution supporting Introduction 1176-A, which became Local Law 130 of 2014, calling for statutory requirements to require electric vehicle charging stations (EVCS) in open parking lots and commercial garages to serve at least 20 percent of parking spaces and other technical requirements, but does not now mandate the installation of electric charging equipment, nor is there a requirement that the conduits (infrastructure) for the electrical service be installed in the absence of other construction work;

**THEREFORE, BE IT RESOLVED** that CB6 has no objection to the approval of Board of Standards and Appeals Application 390-61-82 for the extension of a Term of Variance (ZR 11-411) for the operation of a parking garage and associated car rental business at 148 East 33rd Street as requested by 148 East 33rd Street Associates, LLC;

**BE IT FURTHER RESOLVED** that, consistent with its January 2014 position, CB6 urges the operator of the garage to begin planning and preparations for provision of electric charging capability for plug-in hybrid and electric cars;

**BE IT FURTHER RESOLVED** that CB6 urges that all public garages and parking lots similarly be required to begin the installation of electric charging capability to meet the needs of plug-in hybrid and electric cars.

## **6b) Land Use & Waterfront**

### **Resolution of No Objection for the Renewal of Enclosed Sidewalk Café with 14 Tables / 44 Chairs for 449 Restaurant Corp. doing business as Moonstruck. 449 Third Avenue**

**WHEREAS**, the applicant did not appear before the Land Use and Waterfront Committee of Manhattan Community Board Six (CB6) on May 10th, 2018, but did submit an application to The Department of City Planning (DCP) for review, pursuant to Section 20-225 of the Administrative Code;

**WHEREAS**, additional color photos sent to the DCP on April 11 and April 12, 2018, by the applicant, John Kapetanos, indicate the existing enclosed sidewalk café is in full compliance;

**WHEREAS**, there is already an existing sidewalk café on the premises that is in compliance under the same ownership, and continues to operate as the restaurant “Moonstruck”;

**WHEREAS**, DCP found the existing enclosed café satisfied all legal requirements regarding adequate sidewalk space for the flow of pedestrian traffic;

**WHEREAS**, no members of the community present at the meeting had any comments for or against;

**THEREFORE, BE IT RESOLVED** that Manhattan Community Board Six has no objection to this application for the renewal of an existing enclosed sidewalk café.

## **8a) Public Safety & Environment**

### **Resolution Supporting Intro. 0087-2018: A Bill that would create Timeframes for the Removal of Scaffolding and Construction-Related Equipment when there is no active construction**

**WHEREAS**, approximately 9,000 scaffolds, also known as “sidewalk sheds,” unnecessarily entomb over 190 miles of sidewalks in The City of New York;

**WHEREAS**, sidewalk sheds are temporary structures, made of wooden planks, boards and metal pipes to protect pedestrians from dangerous conditions that are being corrected or new construction;

**WHEREAS**, scaffolding is not only an eyesore but attracts crime and provides an alternative to shelter for the homeless;

**WHEREAS**, many sidewalk sheds persist for years, sometimes more than a decade;

**WHEREAS**, it is often much more expensive to fix a dangerous condition than to leave a sidewalk shed up indefinitely;

**WHEREAS**, the legislation to amend the law would set the following timeline for sidewalk sheds in place for dangerous conditions:

- 90 days for building owners to fix a dangerous condition
- 90 additional days for building owners to fix the dangerous condition upon extension
- After 180 days, the city would do the work to correct the dangerous condition and bill the owner for all costs
- Work could not be interrupted for more than 7 days without a mandate to take down the sidewalk shed or face heavy penalties;

**WHEREAS**, under the same legislation, new construction would need to continue without more than 7 days of interruption until the new development is safely capped off or completed; exemptions in the legislation provide for weather, stop work orders, time awaiting permit renewals or in cases of safety risks;

**THEREFORE, BE IT RESOLVED** that Manhattan Community Board Six supports Intro. 0087-2018, in relation to removing scaffolding and construction-related equipment.



<b>Board Member</b>	<b>1A</b>	<b>2A</b>	<b>2B</b>	<b>2C</b>	<b>2D</b>	<b>2E</b>	<b>2F</b>	<b>2G</b>	<b>4A</b>	<b>5A</b>	<b>5B</b>	<b>8A</b>
Amelia Acosta	Y	N	N	Y	Y	Y	Y	Y	Y	Y	Y	Y
Kyle Athayde	Y	Y	Y	Y	Y	Y	Y	Y	N	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	N	Y	Y	Y
Elvy (Dr.) Barroso	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
<b>Julie Block</b>												
Matt Bondy	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Claire Brennan	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Aissata Camara	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Jim Collins	Y	Y	Y	Y	Y	Y	Y	Y	A	Y	Y	Y
<b>Louise Dankberg</b>												
Daniel Devine	Y	Y	Y	Y	Y	Y	Y	Y	N	N	Y	Y
Beatrice Disman	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	A
Richard Eggers	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
<b>Brooke Goldman</b>												
Andrew Gross	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y
Adam Hartke	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	A	Y	Y	Y	Y	Y	N	Y	Y	Y
Paige Judge	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y
John Keller	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Kathleen Kelly	Y											
Abigail Krusemark	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Sandra McKee	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
<b>Richard Mintz</b>												
<b>Karen Moore</b>												
Rajesh Nayar	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
<b>Terrence O'Neal</b>												
Gary Papush	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Joseph (Rev.) Parrish	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y
Reshma Patel	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Matt Roberts	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
<b>Gene Santoro</b>												
Frank Scala	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
<b>Ann Seligman</b>												
Lou Sepersky	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
<b>Seema Shah</b>												
<b>Sandro Sherrod</b>												
Letty Simon	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Susan Steinberg	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y

Elaine Tai	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Kathy Thompson	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Mark Thompson	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
David Tsin	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y
Carin van der Donk													
Brian Van Nieuwenhoven	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Pamela Vassil	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Ronnie White	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Claude L. Winfield	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y

	<b>NAME</b>	<b>Jan</b>	<b>Feb</b>	<b>Mar</b>	<b>April</b>	<b>May</b>	<b>Jun</b>
1	Amelia Acosta	P	P	P	P	P	P
2	Kyle Athayde	P	P	P	P	A	P
3	Ahsia Badi	P	P	P	P	P	P
4	Martin Barrett	P	P	P	A	P	P
5	Elvy Barroso	E	P	P	P	P	P
6	Julie Block					P	A
7	Matt Bondy					P	P
8	Claire Brennan					P	P
9	Aissata Camara	P	P	P	P	P	P
10	Jim Collins	P	P	P	P	P	P
11	Louise Dankberg	P	A	P	A	P	A
12	Daniel Devine	A	P	P	P	A	P
13	Beatrice Disman	P	A	P	P	A	P
14	Richard Eggers	P	P	A	P	P	P
15	Brooke Goldman					P	A
16	Andrew Gross	P	A	P	A	A	P
17	Adam Hartke	P	P	P	P	P	P
18	Molly Hollister	P	P	P	P	P	P
19	Aaron Humphrey	A	P	P	P	P	P
20	Paige Judge	P	P	P	P	P	P
21	John Keller	P	P	P	P	P	P
22	Kathleen Kelly	P	P	P	P	P	P
23	Abigail Krusemark					P	P
24	Sandra McKee	P	P	P	P	P	P
25	Richard Mintz					P	A
26	Karen Moore	A	A	A	A	P	A
27	Rajesh Nayar	P	P	A	P	P	P
28	Terrence O'Neal	P	A	P	A	P	A
29	Gary Papush	P	P	P	P	P	P
30	Joseph Parrish	P	P	P	P	P	P
31	Reshma Patel					A	P
32	Matthew Roberts	A	P	P	P	P	P
33	Gene Santoro	P	P	P	P	P	A
34	Frank Scala	E	A	P	P	A	P
35	Lawrence Scheyer	P	P	P	P	P	P
36	Ann Seligman	P	P	P	P	P	A
37	Lou SePersky	P	P	P	P	P	P
38	Seema Shah						A
39	Sandro Sherrod	P	A	P	P	P	A

40	Letty Simon	P	P	P	P	P	P
41	Susan Steinberg	P	P	P	P	P	P
42	Elaine Tai					A	P
43	Kathy Thompson	P	P	P	P	P	P
44	Mark Thompson	P	A	P	P	P	P
45	David Tsin	P	P	P	A	P	P
46	Carin van der Donk	P	P	A	P	P	A
47	Brian Van Nieuwenhoven	P	P	P	P	P	P
48	Pamela Vassil	P	P	P	P	P	P
49	Ronnie White	P	P	A	P	P	P
50	Claude L. Winfield	P	P	P	P	P	P