

CB1 MONTHLY MEETING MINUTES: JUNE 2013

DATE: Tuesday, June 25, 2013
TIME: 6:00 PM
PLACE: Asphalt Green Community Center
212 North End Avenue between Murray and Warren Streets

The Chair called the meeting to order at 6:00pm, EDT.

I. Public Session

- 1) Paul Weiss, (Chief Program Officer, Asphalt Green)
 - Welcomed everyone to Asphalt Green.
 - Happy that the center is open.
 - Thanked CB1 for its efforts on behalf of the community.
- 2) Carol Tweedy (Executive Director, Asphalt Green)
 - Excited that the center is open.
 - Thanked CB1 for its efforts on behalf of the community.
- 3) Bryan Beary, Director, Asphalt Green Battery Park City
 - Discussed the center's amenities.
- 4) Demetrios Boutris (President and Chief Operating Officer of the Battery Park City Authority)
 - Thanked CB1 for all of its work.
 - Discussed the impact of Superstorm Sandy on the area.
- 5) Paul Goldstein (Assemblymember Sheldon Silver)
 - Thrilled to report that the Department of Education believes that 1,000 new school seats are needed downtown. Funds still need to be put in the capital plan for November and sites must be identified.
 - All waitlisted children will be going to local schools.
 - Legislation was adopted to address need for funding for Hudson River Park.
 - Tax incentives were extended for Lower Manhattan businesses.
 - Speaker Silver was honored by the Gateway Plaza Tenants Association.
 - Go visit Governor's Island this summer.

6) John Ricker (Comptroller John Liu)

- The Comptroller extends best wishes for a great summer.
- Please visit the Comptroller's website at www.comptroller.nyc.gov

7) Pascal DuBois, The New York City Health and Nutrition Examination Survey (NYC HANES)

- They are conducting a study of New Yorkers' health. The study was first conducted in 2004. The data will be used to create health policy in NYC.

8) Sarah Diaz (Assemblymember Glick)

- The speed camera bill passed.
- AM Glick was disappointed with the failure to pass women's equality bill.
- Hudson River Park Act was amended. Please email Sarah with questions. Bruce Ehrmann: how much of this fixes the budget issues? Sarah: this should generate \$75 million, but they are not sure yet.

9) Mary Cooley (Senator Daniel Squadron)

- The Senator was concerned with the speed with which the Hudson River Park Act was amended.
- Mitchel Lama Program was amended to raise the cap on income requirements. John Fratta: when do the changes take effect? Mary: she will get the details of the bill.
- Several important issues were not brought up for a vote by the State Senate, disappointing the Senator.

10) Hannah Friedman (Borough President Scott Stringer)

- The BP released a report about exporting goods from NYC.
- July 1 at 6pm @ 125th Street, the BPO is holding another training for CB members.
- On Saturday, June 29th the BP is sponsoring a community forum on immigration reform.
- The BP was happy to issue a letter of support for a slow zone in Battery Park City.

11) Kimberly Flynn (9/11 Victim's Compensation Fund)

- October 3, 2013 is the deadline to register for the Victim's Compensation Fund.

12) Matt Viggiano (Councilmember Margaret Chin)

- CM Chin wrote a letter to DOE asking them not to move PS 150. CM Chin wants to keep PS 150 in the neighborhood.
- The City Council reached an agreement on the budget with Mayor Bloomberg.
- The Museum of the City of New York will not be renewing its stewardship of the South Street Seaport Museum. New operators are being sought.

13) Celine Mizrahi (Representative Jerrold Nadler)

- Deadline for the 9/11 Victim's Compensation Fund is October 3, 2013.
- Rep. Nadler and other elected officials wrote a letter to the Secretary of the Interior urging them to keep the security screening station for Liberty Island in Battery Park.
- Rep. Nadler supported the slow school zone for Battery Park City.
- The Federal Government has released revised maps of flood zones.
- Discussed CB1's resolution regarding involvement by the Army Corps of Engineers in flood protection for the East Coast.
- Rep. Nadler is working on civil liberties issues in Washington DC. Rep. Nadler is preparing to react to the US Supreme Court's upcoming decision on same sex marriage. In addition, will be working on the NSA spying issue.

14) Paul Hovitz (CB1)

- Issued a statement of support for Assembly Speaker Sheldon Silver.

15) Travis Tinney (ACE Programs for the Homeless)

- Discussed ACE's programs and impact on Lower Manhattan. ACE is operating at a deficit in Tribeca. The trash collection service may be eliminated.

16) Carol Ann Guerriero (Seaport Alliance)

- Discussed resolution for Saturday street closures in the Seaport area.

17) Tom Goodkind (CB1)

- The Tribattery Pops became good this year.
- Philip Glass gave them two songs this year, which the band performed. They are playing at Wagner Park on July 4 from 7:30pm-9:30pm.

II. **Business Session**

The Business Session began at 7:00pm, EDT.

- A) Adoption of May 2013 minutes as presented were adopted

- B) Chairperson's Report
 - Thanked Asphalt Green and the Battery Park City Authority for their assistance with Sandy recovery and for working with CB1.

 - Welcomed back Anthony Notaro, CB1's Vice Chair who had been on medical leave.

Milestones

- Asphalt Green in Battery Park City opened (06/15/2013)

- New York City has released new hurricane evacuation zones 1 through 6 (to replace Zones A, B, and C) which includes areas of Community Board 1 (06/18/2013)

- Hudson River Park legislation passed that includes new sources of revenue including a surcharge for commercial vessels at certain locations and selling air rights at certain other locations; bill passed Assembly with sponsors Glick and Gottfried (06/20/2013) and Senate (06/21/2013)

Press Conferences

- Attended Governors Island's Implosion of Building 877 (a longtime vacant 1968 11-story residential building) to create a new 30 acre park which will open fall 2013 and will include two turf ball fields (Sunday, 7:36am, 06/09/2013)

- Attended Mayor Bloomberg's release of "Special Initiative for Rebuilding and Resiliency" (SIRR) which includes major section on Southern Manhattan (06/11/2013)

- Spoke at Campaign launch to publicize Zadroga Act resources to 9/11 survivors, responders, volunteers and others who lived and worked in lower Manhattan with Representative Carolyn Maloney, Representative Jerrold Nadler, NYCOSH, NYS AFL-CIO and others (06/24/2013)

Letter

- South Street Seaport Museum Letter to Mayor Bloomberg (06/06/2013); NYC Economic Development Corporation contacted me to let me know that they are working on arranging a meeting with the Department of Cultural Affairs, elected officials and CB1 about the future of the museum and its vessels (06/21/2013)

Testimonies and Conferences

- City Council Committee on Lower Manhattan Redevelopment and Civil Service and Labor Oversight Hearing: Are Cancer Rates Increasing in 9/11 Responders? (06/17/2013)

Forums

- Kicking off Hurricane Preparedness Season 2013 – focused on key lessons learned from Superstorm Sandy, how the City of New York and the NYSE Euronext, Partnership for New York City, and Wharton School Risk Management and Decision Processes Center (05/31/2013)
- World Trade Center Healthcare Forum for Lower Manhattan – update by doctors on physical and mental health conditions and treatments (including some cancers) that are covered at no out-of-pocket cost; sponsors included WTC Healthcare Program and CB1 (06/03/2013)
- Battery Park City Gateway Tenants Annual Meeting (06/06/2013)
- 911 Memorial Conversation Series: Museum Planning Conversation Series – with Michael Connolly and Kathleen Gupta; final one before opening of Museum Spring 2014 (6/18/2013)
- “The Road Forward: Putting Resilience into Action” Municipal Art Society – with Michael Levine, Diane Switaj and Bob Schneck (06/19/2013)
- Emergency Preparedness in a Post-Sandy Era – Keynote Address by Commissioner Joseph F. Bruno, NYC Office of Emergency Management (OEM); Con Edison (06/21/2013)

Meetings

- The Hallmark of Battery Park City (Sunday, 06/02/2013)
- World Trade Center Health Program Survivors Steering Committee (06/04/2013)
- Speaker Silver School Task Force – with School Construction Authority, Department of Education Population Projections; announced creation of 1,000 new school seats, location TBD (06/12/2013)
- New York Downtown Hospital – with John Fratta on upcoming merger with the New York Presbyterian Hospital (06/13/2013)

- Speaker Silver School Overcrowding Task – kindergarten waitlist update (06/14/2013)
- New York Downtown Hospital's Community Advisory Board Quarterly Meeting – merging with New York-Presbyterian with Ruth Ohman (6/20/2013)
- Trust for Governors Island Board Meeting (Harbor School, 6/20/2013)

Updates

- Sidewalk in front of Cipriani's restored and proposed newsstand relocated (June 2013)
- Civic Center Plan referred to Borough Board for July vote. CB1 intends to abstain.
- Hudson River Park Neighborhood Improvement District public review process deferred to fall 2013
- NYC EDC Request for Proposal: A Transformative Opportunity, Announcing the Neighborhood Game-Changer Investment Competition just released, due date September 9th

C) District Manager's Report

- Planning to attend annual budget consultations with numerous city agencies along with other staff members.

III. Committee Reports

A) Executive Committee

1) School Seats – Update

- See Chair's Report and PowerPoint presentation. Thanked Speaker Silver, Council Member Chin, Borough President Stringer, the City administration, especially Pauline Yu, and the Department of Education and Community Assistance Unit, and Diana Switaj for her report.

2) Lower Manhattan Construction Command Center (LMCCC) – Resolution calling upon Governor Cuomo, Mayor Bloomberg and our local elected officials, along with the LMCCC funding partners – The Port Authority of New York and New Jersey, Federal Transportation Authority, Metropolitan Transportation Authority and the New York State Department of Transportation – to adequately fund and extend the operations of

LMCCC for a minimum of three years with an option to renew in order to minimize adverse impacts from the continued large volume of construction projects that are still in progress; and It is crucial that the LMCCC be fully functioning and funded by its funding partners – and independently as it was intended – by whatever means necessary so that the adverse effects of construction can be minimized during the years of large scale construction projects of varying degree that impact the community. *Adopted.*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

3) U.S. Corps of Army Engineers – Resolution calling upon the U.S. Army Corps of Engineers and relevant stakeholders to establish a Lower Hudson River Flood Control District to do a feasibility study; and in support of the initiatives for increasing resiliency in Southern Manhattan outlined in within Mayor Bloomberg’s report for a “Stronger, More Resilient New York” and requesting that these initiatives be studied by the U.S. Army Corps of Engineers. *Adopted.*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

4) Sequestration of federal funds – Report

- See public session comments.

5) Hudson River Park Trust Act Amendments/Hudson River Park Neighborhood Improvement District (NID) – Report

- See public session comments.
- Michael Levine gave an update on the NID. The NID process will still proceed, despite the recent amendments which expand income sources, but not enough to maintain the park. The public review process would not be done in June 2013; it would now be done in the fall of 2013. The vote would be done under a new Mayoral administration and City Council.

6) South Street Seaport Museum letter to Mayor Bloomberg – Report

- See public session comments.

7) 197A Planning Process Presentation – Report

- Michael Levine presented the 197a Charter Mandated planning process as one possibility to plan for the future of the South Street Seaport area.

B) **Personnel Committee**

1) Hiring of Director of Land Use and Planning – A resolution was adopted authorizing the hiring of Diana Switaj as the new Director of Planning and Land Use for CB1. The salary for the position will be an hourly rate of \$29.56 for 21 hours per week, which is equivalent to a salary rate of \$32,716.32 per year in addition to the package of benefits provided by the City of New York to its managerial employees. Adopted.

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

C) **Planning Committee**

1) Flood Resilience Zoning Text Amendment – Resolution recognizing the need to be more resilient in the face of future storms and sea-level rise and therefore conditionally accepting the proposed zoning text change as long as it does not place unnecessary burdens on small businesses and residents, and conforms to the Special Initiative for Rebuilding and Resiliency (SIRR) report, and encourages the New York City Department of City Planning to continue its efforts to further secure buildings located in Lower Manhattan, which suffered severely as a result of flood surges from Super Storm Sandy. *Passed*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

2) Special Governors Island District – Update

- The proposed Special Governors Island Zoning District has been amended to list uses permitted as-of-right; it will go to the City Council for Vote in July..

3) Storm Resiliency Post-Sandy – Report

- Report card on how business fared in the aftermath of the storm is available on the CB1 website.

4) Henry Hudson 500 Conference in Lower Manhattan – Report

- Foundation promotes better relations and communication regarding coastal zone management between New York City and the Netherlands; conference to be held in September, 2013

D) **Landmarks Committee**

1) 5 Beekman Street, application for rooftop addition and storefront replacement – Resolution recommending that the Landmarks Preservation Commission accept this application. *Adopted.*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

2) 15 Jay Street, application for removal of fire escape – Resolution recommending that the Landmark Preservation Commission approve the application. *Adopted.*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

3) 60, 62, 64-66 White Street, application for rooftop addition and window replacement – Resolution recommending that the Landmark Preservation Commission approve the application. *Adopted.*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

4) 378 Broadway, application for storefront renovation and signage – Resolution recommending the Landmark Preservation Commission approve the application with conditions. *Adopted.*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

5) 70 Lafayette Street, application for storefront – Resolution recommending that the Landmarks Preservation Commission approve the application. *Adopted.*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

6) 174 Duane Street, application for rooftop addition and storefront replacement – Resolution recommending that the Landmark Preservation Commission reject the application because if a permit is not issued on number 172 for an addition by 2014, the addition at 174 would be highly visible which was not considered appropriate by a majority of the Committee Members present. But, the committee did not reach a vote due to abstentions. The board also did not reach a vote due to abstentions which prevented a majority opinion from being stated.

BOARD VOTE: 15 In Favor 11 Opposed 8 Abstained 0 Recused
The motion did not carry

7) 60 Collister Street, application for two roof top pergolas – Resolution recommending that the Landmark Preservation Commission hold over the application as requested by the applicant and direct the applicant to the Committee for consideration when they are ready to proceed with the application. *Adopted.*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

E) **Quality of Life Committee**

1) Department of Homeless Services – Report

- Information is available online.
- 18 people applied for assistance within Community District 1 last year.

2) New York Road Runners – Report

- Lots of disruptions because of short notification.
- Some businesses benefited.
- NY Road Runners promised to provide more notice in the future and improve outreach to the community

3) New Yorkers for Parks – Report

- Advocacy group that supports The Department of Parks and Recreation having its own discretionary capital funding, along with other recommendations. The group will present next month to Planning Committee.

4) New York City Health and Nutrition Examination Survey – resolution supporting NYC HANES and encouraging all selected residents to participate in this important public health study. *Adopted*

BOARD VOTE: 32 In Favor 0 Opposed 0 Abstained 0 Recused

F) **Youth & Education Committee**

1) Blue School Students South Street Seaport Museum – Report

- It was a great presentation by the students.

2) 72: Church Street School for Music and Art's Creative Arts Teen Program – Report

- Looking to get the word out. Many programs at the School are free or low cost.

3) GED® Campaign to Finish – Borough Board Resolution – Resolution supporting the attached Borough Board resolution endorsing the GED® Campaign to Finish. *Adopted.*

BOARD VOTE: 31 In Favor 0 Opposed 0 Abstained 0 Recused

G) **Financial District Committee**

1) Proposed signage for the Hornblower at Pier 15 – Report

- 2) Small Business Post-Sandy Report Card – Report
 - A survey and report was done by Pace University students. See report.
- 3) New York Harbor School – Report
- 4) Turtles film shoot – Report
 - New Ninja Turtles movie is being filmed around the Financial District and Seaport areas.
- 5) 80 John Street, application for Board of Standards and Appeals Special Permit for physical culture establishment – Resolution recommending that the Board of Standards and Appeals approve the request for a special permit for a physical culture establishment at 80 John Street for 2nd Round KO LLC. *Adopted*

BOARD VOTE: 31 In Favor 0 Opposed 0 Abstained 0 Recused

- 6) 32 Broadway, application for restaurant wine and beer license for 32 Broadway Corp., d/b/a Stir Café – Resolution opposes granting a restaurant beer license to 32 Bakery Corp. d/b/a Stir Café at 32 Broadway unless the applicant complies with limitations and conditions. *Adopted*.

BOARD VOTE: 31 In Favor 0 Opposed 0 Abstained 0 Recused

- 7) 22 Park Place, application for restaurant liquor license for RA 22 Park Place Enterprises, Inc. d/b/a Bits and Bites – Resolution opposes the granting of a restaurant beer license to RA 22 Park Place Enterprises Inc., d/b/a Bits and Bites at 22 Park Place unless the applicant complies with limitations and conditions. *Adopted*.

BOARD VOTE: 31 In Favor 0 Opposed 0 Abstained 0 Recused

- 8) 54 Pearl Street, application for new sidewalk cafe for Broadwater & Pearl Associates, d/b/a The Porter House at Fraunces Tavern – Resolution approving the sidewalk cafe license for Broadwater and Pearl Associates, d/b/a The Porter House at Fraunces Tavern at 54 Pearl Street. *Adopted*.

BOARD VOTE: 31 In Favor 0 Opposed 0 Abstained 0 Recused

- 9) 40 Broad Street, application for restaurant liquor license for ZA Restaurant Management LLC – Resolution opposes granting a restaurant beer license to ZA Restaurant Management d/b/a TBD unless the applicant complies with limitations and conditions. *Adopted*.

BOARD VOTE: 31 In Favor 0 Opposed 0 Abstained 0 Recused

H) **Battery Park City Committee**

- 1) Traffic Calming/Pedestrian Enhancements for South End Avenue – Report
 - Another working group meeting was held which had a good turn-out of residents. DOT is redesigning plans and the group will meet again.
- 2) Pier A visitor’s center – Report
 - Peter Poulakakos’ group agreed to meet to discuss plans and operations for the visitor’s center to be located at the Pier.
- 3) West Thames Bridge – Report
 - Updated designs were presented which include a roof and an elevator on the west side landing. CB1 will be asked to adopt a resolution regarding the bridge in an upcoming month.
- 4) 225 Liberty Street (World Financial Center), application for restaurant liquor license for TBD – Resolution opposes granting a liquor license to Hanover Ventures Market Place, LLC at 225 Liberty Street unless the applicant complies with limitations and conditions. *Adopted.*

BOARD VOTE: 30 In Favor 0 Opposed 0 Abstained 0 Recused

I) **Seaport/Civic Center Committee**

- 1) Summer partial street closures in the Seaport – Resolution: In the interest of revitalizing businesses devastated by Superstorm Sandy, Community Board 1 does not oppose the proposed street closures under the condition that it they are generally supported by local residents and businesses after outreach is conducted. *Adopted.*

BOARD VOTE: 26 In Favor 2 Opposed 0 Abstained 0 Recused

- 2) 33 Beekman Street – Report
 - New Pace dormitory.
- 3) East River Blueway Plan – Resolution supporting the “Brooklyn Bridge Beach” component of the East River Blueway Plan and requesting that this area be studied and reactivated in order to allow residents to safely access the beach and engage the waterfront. *Adopted.*

BOARD VOTE: 26 In Favor 2 Opposed 0 Abstained 0 Recused

- 4) South Street Seaport Associates – Report

5) Peck Slip Park Update – Report

6) 230 Canal Street, application for a liquor license for 230 Canal Rest. Inc. – Resolution opposes granting a restaurant liquor license to 230 Rest. Inc. at 230 Canal Street unless the applicant complies with limitations and conditions. *Adopted.*

BOARD VOTE: 28 In Favor 0 Opposed 0 Abstained 0 Recused

J) **Tribeca Committee**

1) Pier 26 – Report

- Various events will take place on Pier 26 this summer including a concert series.

2) Association of Community Employment (ACE) – Report

- See public session comments.

3) Heritage of Pride Annual Dance on Pier 26 – Report

- The event will be at Pier 26 this year.

4) 450 Washington Street, application for a sidewalk cafe license for Fika – Resolution approving the sidewalk café license for Pachanga Inc. at 450 Washington Street. *Adopted.*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

5) 363 Greenwich Street, application for a sidewalk cafe license for American Cut – Resolution approving the sidewalk café license for LDV Greenwich LLC at 363 Greenwich Street. *Adopted.*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

6) 35 Avenue of the Americas AKA 6 York Street, application for a sidewalk cafe license for AOA Bar & Grill – Resolution approving the sidewalk café license for 268 West Broadway LLC at 35 Avenue of the Americas. *Adopted.*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

7) 369 Greenwich Street, re-application for a sidewalk café license for Benvenuto Café – Resolution approving the sidewalk café license for MVNBC Corp. at 369 Greenwich Street. *Adopted.*

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

8) 317-319 Greenwich Street, application for a sidewalk cafe license for Salaam Bombay– Resolution approving the sidewalk café license for Salaam Bombay Inc. at 317-319 Greenwich Street. *Adopted.*

BOARD VOTE: 33 In Favor 0 Opposed 0 Abstained 1 Recused

9) 52 Walker Street, application for a liquor license alteration for M15 – Resolution opposes granting a liquor license alteration to KNH Enterprise LLC at 52 Walker Street unless the applicant complies with limitations and conditions. *Adopted.*

BOARD VOTE: 33 In Favor 0 Opposed 0 Abstained 1 Recused

10) 339 Broadway, application for a beer and wine license for TBD – Resolution opposes granting of a wine and beer liquor license to Mon Cher Market, Inc. at 339 Broadway unless the applicant complies with limitations and conditions. *Adopted.*

BOARD VOTE: 33 In Favor 0 Opposed 0 Abstained 1 Recused

11) 114 Franklin Street, application for a liquor license for TBD – Resolution opposes granting a liquor license to Tutto il Giorno NYC LLC at 114 Franklin Street unless the applicant complies with limitations and conditions. *Adopted.*

BOARD VOTE: 33 In Favor 0 Opposed 0 Abstained 1 Recused

12) 349 Greenwich Street, application for a liquor license for TBD – Resolution opposes granting a liquor license to Tombo Enterprises at 349 Greenwich Street unless the applicant complies with limitations and conditions. *Adopted.*

BOARD VOTE: 33 In Favor 0 Opposed 0 Abstained 1 Recused

IV. **Old Business**

No Old Business to report.

V. **New Business**

No New Business to report.

VI. **Adjournment**

There being no further business, the meeting concluded at 8:40pm, EDT.

Respectfully submitted by Adam Malitz, Secretary.