



THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD 3

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Gigi Li, Board Chair

Susan Stetzer, District Manager

April 2015 Full Board Minutes

Meeting of Community Board 3 held on Tuesday, April 28, 2015 at 6:30pm at PS 20, 166 Essex Street.

Public Session:

Tim Laughlin: Speaking as Executive Director of the LES BID, he detailed the problems facing the businesses affected by the Second Ave explosion and how the LES BID is helping those businesses. The District Manager awarded Laughlin for his service.

Samuel Vasquez and Katrina Cortes: Speaking as a resident, spoke about the mark-up-to-market plan of NYCHA as a threat to affordable housing and could lead to the displacement of low-income people. He applauded the work of GOLES and other organizations. He asked for elected officials to address these issues. He asked that the board draft a resolution against the mark-up-to-market policy.

Vaylateena Jones: Speaking as a registered nurse, she asked the Goveneuer Health Center be considered an urgent care facility. She also spoke to advocate for a fire safety day, cosponsored by CB3, to help residents become aware of how to spot possible gas leaks and other potential fire hazards.

Annie Sultan: Speaking on behalf of the New Museum, she gave an overview of the Idea City festival weekend, including a educational, sustainable and participatory street fair, a debate forum, sporting events, soil testing. The festival will be on May 30 around the New Museum neighborhood.

Carlos Torres: Speaking on behalf of the Loisaida festival, he gave details on the festival, which will take place on May 24 on Ave. C (Loisaida Ave.) from 6th Street to 14th Street and include theater, music, food and other events.

Max Louis: Speaking on behalf of the Fung Wah, he asked when Fung Wah could resume bus service. There was discussion on the route the buses would take and confirmation that the buses would not drive on East Broadway.

Mae Lee: Speaking on behalf of the Chinese Progressive Association, she gave details of the Asian Pacific American Heritage Festival on May 3 on Mott Street.

Karen Loew: Speaking on behalf of the Greenwich Village Society for Historic Preservation, she spoke about the Business of the Month program in which the GVSHP will write about a local business in their newsletter. She encouraged community members to nominate businesses. She also asked the community board to support the landmarks resolution.

Emma Culbert: Speaking on behalf of the SPACE block association, she spoke against the Fung Wah and Lucky River intercity bus application for a pick-up/drop-off at 139 Canal Street and that all permit approvals be suspended until the Department of Transportation finish its construction on Canal Street of a bus pick-up and drop-off. She asked that any bus approvals be subject to stipulations on routes.

Public Officials:

Frank McCarton, Office of Emergency Management ("OEM"): He discussed the status of the Second Ave explosion response, clean up and methods for helping affected residents. He detailed the effects the explosion had on residents and businesses. He thanked the community board, LES Ready and other community-based organizations for their efforts. He also detailed the communication systems in place for OEM to distribute information to the public and to communicate with other governmental agencies.

Nicke Demarco, Housing Preservation and Development Department ("HPD"): HPD has been monitoring two buildings nearby the Second Ave explosion. Almost all of the vacate orders for these apartments have been recinded, and all of the doors and windows in the apartments have been replaced. The landlords of these buildings have been cooperative.

There was discussion about the air quality and tests of particulate matter in the apartments.

Bernadette Nation, Small Business Services ("SBS"): She spoke about the 33 businesses in the impact zone, several of which were completely destroyed. She described what SBS has done to help those businesses recover, such as relocation and making loans accessible.

Mayor Bill de Blasio, Alize Beal: Not present

Public Advocate Letitia James, Adam Chen: The Public Advocate has asked the judge in the Eric Garner to release the minutes in the grand jury indictment. The Public Advocate has been advocating for mayoral control of the public school system. The Public Advocate has visited buildings owned by landlords who are on the city's "worst landlord" list.

Comptroller Scott Stringer, Crystal Feng: Not Present.

Borough President Gale Brewer, Lucile Songheim: Trish Cecarelli left to take a position with the Office of Management and Budget. On May 1, the new community board appointees will be seated. The Borough President is gathering a small business roundtable on May 6. The Borough President will be releasing a green space report, which includes community gardens. The Borough President will lead a rally against sexual violence on campuses. The FDNY is celebrating its 150th anniversary and fire stations will be opening their doors to the public with food and conversation.

There was discussion of the failure of the Borough President to reappoint Ayo Harrington and several members of the community board expressed dismay over Harrington not being reappointed in light of the fact that Harrington is an African American woman who spoke out about issues of race.

Congressmember Carolyn Maloney, Victor Montesinos: The Congressmember accounted the confirmation of Loretta Lynch as Attorney General.

Congressmember Nydia Velazquez, Iris Quinones: The Congressmember is working on legislation to improve the flood map. The Congressmember attended a tenant's association meeting at 210 Stanton Street to help hold landlord's of Section 8 housing accountable.

Assembly Speaker Sheldon Silver, Zach Bommer: The Assembly is working on equal work for equal pay legislation and banning microbeads in soaps.

Assemblymember Deborah J. Glick, Charlie Anderson: The Assemblymember is hosting a workshop for the Senior Citizen Rent Increase Exemption and Disability Rent Increase Exemption. The Assemblymember spoke about the zoning text change amendment.

Assemblymember Brian Kavanagh, Carlos Ortiz: The Assemblymember is part of a work group to help find improvements in the legislative process of the Assembly. The Assemblymember identified free resources for cancer screenings.

State Senator Daniel L. Squadron, Mauricio Pazmino: The State Senator hosting a community forum with over three hundred community members in the district. The State Senator is working to curb tenant harassment. The State Senator applauded the efforts of SPACE to expedite furnishing the East Broadway subway station with wifi and help points.

State Senator Brad M. Hoylman, Peter Jamian: The State Senator introduced a bill that would place a moratorium on certain carcinogenic materials and will be holding a Health of the Hudson panel on June 4.

Councilmember Margaret Chin, Vincent Fang: The Councilmember congratulated the newly appointed community board members. The Councilmember will hold a town hall in the district soon. The Councilmember is addressing concerns with the Verizon lifeline program. The Councilmember is also working on preventing tenant harassment.

Councilmember Rosie Mendez, Vanessa Lopez: The Councilmember thanked the District Manager and the Community Board for the work on response to the Second Ave. explosion. The Councilmember is meeting with city response agencies to follow up on concerns regarding the city's orders to vacate apartments. Residents of the affected buildings can seek information from GOLES and Cooper Square.

Members Present at First Vote:

| | | | | | |
|----------------|-----|--------------------|-----|------------------|-----|
| David Adams | [P] | David Crane | [P] | Ayo Harrington | [P] |
| Dominic Berg | [P] | Enrique Cruz | [P] | Herman F. Hewitt | [P] |
| Karen Blatt | [P] | Cathy Dang | [P] | Anne K. Johnson | [P] |
| Lisa Burriss | [A] | Leila Eliot | [P] | Linda Jones | [P] |
| Justin Carroll | [A] | Morris Fajtelewicz | [P] | Vaylateena Jones | [P] |
| Karlin Chan | [P] | Flora Ferng | [A] | Meghan Joye | [P] |
| Jimmy Cheng | [A] | Gloria Goldenberg | [A] | Lisa Kaplan | [P] |
| MyPhuong Chung | [P] | Jan Hanvik | [A] | Carol Kostik | [P] |

| | | | | | |
|----------------------|-----|--------------------|-----|----------------------|-----|
| Ben Landy | [A] | Alexandra Militano | [P] | Christopher Santana | [A] |
| Mae Lee | [P] | Chiun Ng | [P] | Susan Scheer | [A] |
| John Leo | [A] | Ariel Palitz | [A] | Nancy Sparrow-Bartow | [A] |
| Alysha Lewis-Coleman | [P] | Teresa Pedroza | [A] | Josephine Velez | [P] |
| Gigi Li | [A] | Carolyn Ratcliffe | [P] | Rodney Washington | [P] |
| William LoSasso | [P] | Carlina Rivera | [P] | Kathleen Webster | [P] |
| Chad Marlow | [P] | James Rogers | [P] | Thomas Yu | [A] |
| Penina Mezei | [A] | Richard F. Ropiak | [P] | Zulma Zayas | [P] |

Minutes:

Minutes of February 2015 were approved, as is.

29 YES 0 NO 3 ABS 0 PNV MOTION PASSED

Board Chairperson's Report:

Second Vicechairperson Herman Hewitt – No Report

First Vicechairperson Alysha Lewis-Coleman:

She thanked the board members who are leaving the board for their service, and she congratulated new appointees.

She asked members contribute food and beverages to the new member pot luck on May 17 at 10 Stanton Street.

Harrington stated that her failure to be reappointed was an embarrassment and related to her previous requests for the board to have more people of color in leadership positions.

Harrington also asked that the Executive Committee meetings agenda be posted prior to the Executive Committee meeting.

Ann Johnson spoke stating the following "First, I have to express my anger and disgust that Ayo Harrington was no reappointed to CB3, and I am not alone. CB3 might be a Board that people want to get on, but not a board people want to stay on. This year we had around a 20% turnover. Nearly half of those whose terms were up didn't even reapply. What kind of a signal is it that people are appointed to fill seats but not speak up? Here we have an eminently qualified member of this community, a hard worker with a track record for doing a lot of good who is censured for speaking honestly about injustices she sees on this board. And because of what she chooses to speak up about, she is not being invited back? What message does this send to the rest of us? A pretty chilling message I would say. This country has a history of people speaking out against injustice, George Washington, Benjamin Franklin, Martin Luther King, etc. They may have offended people, but perhaps those people need offending. Don't hem and haw and say we are not confirming everyone who applies. This action against Ayo Harrington is despicable and must be rectified.

District Manager's Report:

District Manager Susan Stetzer

The agencies have been very well coordinated in responding to the Second Ave explosion, especially as compared to Sandy. The Community Board office was a response center for a week, and OEM will be using this as a model for future disaster response. Several businesses and hotels have helped provide victims with food and shelter as well as donated to the business fund. The Mayor's Fund has worked with GOLES to help distribute funds and services to victims. The District Manager detailed the responses of other organizations and future volunteer opportunities. In June, the Community Board will be sending questions to city agencies regarding budget priorities. The Community Board has been working with the Department of Homeless Services and the Hester Street Collaborative to provide a better exercise yard for the Third Street Men's Shelter.

Committee Reports:

Executive Committee

No report

no votes necessary

Nominating Committee

Election will be in June. There will be nominations accepted prior to the May meeting and then nominations from the floor at the May meeting.

no votes necessary

Ethics, By-laws & Procedures Task Force

The task force accepted formatting suggestions, but the task force will need more time to review the more substantive suggestions.

1. Approval of previous month's minutes

- no vote necessary
2. Discussion of Bylaw revision
no vote necessary

Health, Seniors, & Human Services Committee

1. Approval of previous (March) month's minutes
VOTE: Pass the minutes for the February and March meetings as printed.
2. LESC and its new initiative funded by SAMHSA Minority Women Mobile Health Project (Wellness in Motion)
no vote necessary
3. [Request for support for the Fairness and Equity Act S137-2015, a bill to decriminalize personal possession of marijuana](#) (click for info)

VOTE: Title: Community Board 3 Resolution in support of Bill Number S137/A6218 known as the "Fairness and Equity Act"

Whereas of the 28,644 people arrested in New York City in 2013 for possessing small amounts of marijuana, nearly 87 percent were black and Latino mostly young men. Of those arrested for sharing, the vast majority were black and Latino men between the ages 16-30 and,

Whereas today, nearly 600,000 New Yorkers are saddled with an arrest record for possessing small amounts of marijuana, the overwhelming majority of whom are black or Latino. According to the National Employment Law Project severe consequences such as these arrest records follow a person for the rest of one's life and impact the ability to access banking services, schools, jobs, housing, certain licensing, and also have immigration consequences.

Whereas, the Fairness and Equity Act (S.137/A.6218) amends the penal law to state that the law should be enforced equally and fairly and not result in a disparate impact on people because of their race or ethnicity

Whereas, the Fairness and Equity Act (S.137/A.6218) amends the penal law so that the penalty for possession of small amounts of marijuana that is "burning" or "open to public view" is a violation, not a misdemeanor and,

Whereas, the Fairness and Equity Act (S.137/A.6218) amends the criminal procedure law to allow a court to order an adjournment in contemplation of dismissal based upon a finding of exceptional circumstances and,

Whereas, the Fairness and Equity Act (S.137/A.6218) amends the criminal procedure to close the sharing loophole which currently criminalized sharing marijuana (passing a joint) as sale of marijuana and,

Whereas, the Fairness and Equity Act (S.137/A.6218) amend the criminal procedure law to provide for the vacating of convictions that occurred before the enactment of this bill and,

Whereas, the Fairness and Equity Act (S.137/A.6218) adds a new section to the legislative law to create guidelines for the implementation and use of racial and ethnic impact statements to accompany certain legislation and,

Whereas, the Fairness and Equity Act (S.137/A.6218) amends the executive law to require that the Division of Criminal Justice Services conduct research and analysis necessary to complete racial and ethnic impact statements and present an annual report containing statistics and other information relevant to such statements and,

THEREFORE BE IT RESOLVED that Community Board 3 supports S.137/ A.6218 known as the "Fairness and Equity Act."

4. Informational presentation regarding Fiscal Year 2015 budget for Health services and priorities for Health Services for Fiscal Year 2016
VOTE: Title: Community Board 3 Resolution in support of Int. No. 684 to amend the administrative code of the City of New York, in relation to the provision of services to people living with HIV and AIDS

Whereas, New York City HIV/AIDS Services Administration (HASA) clients receive ongoing case management and are assigned to a caseworker at one of the HASA centers, located in all five boroughs and,

Whereas, HASA services include: Intensive care management and assistance in applying for public benefits and services, including Medicaid, Supplemental Nutrition Assistance Program (SNAP) benefits, cash assistance, emergency transitional housing, non-emergency housing, rental assistance, home care and homemaking services, mental health and substance abuse screening and treatment referrals, employment and vocational services, transportation assistance, and SSI or SSD application and appeal and,

Whereas, current HASA regulations require those who receive benefits from HASA to have an AIDS diagnosis or symptomatic HIV infections, meaning a T-cell count of two hundred (200) or less or two opportunistic infections, such as pneumocystis carinii pneumonia or toxoplasmosis

Whereas, homeless people with asymptomatic HIV infection are often forced into choice of treatment and remaining homeless or delaying treatment until they become sick enough to medically qualify for rental assistance or supportive housing

Whereas, Int. No. 684 would expand HIV/AIDS Services Administration (HASA) benefits to all low income, HIV+ New York City residents,

Therefore Be It Resolved, that Manhattan Community Board 3 (CB 3) urges for the passage of Int. 684 to amend the administrative code of the City of New York, in relation to the provision of services to people living with HIV and AIDS.

31 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Youth, Education, & Human Rights Committee

There was discussion on whether making the Lunar New Year as a holiday would put undue strain on working families, and whether there should be floating holidays that communities or individuals could choose to celebrate. There was a suggestion for the committee to review how to provide affordable child care for parents during holidays.

1. Approval of previous month's minutes

VOTE: Pass the minutes for the February and March minutes as printed.

2. NYC Smoke- Free: NYC Smoke Free is a program of Public Health Solutions
no vote necessary

3. [Request for support to make Lunar New Year a New York City Department of Education holiday](#) (click for info)

VOTE: Title: Community Board 3 Resolution in Support of Making Lunar New Year a New York City Department of Education Holiday

Whereas, CB 3 is the fourth highest racially diverse neighborhood in the City, with a foreign born population of 36%, and

Whereas, according to the 2010-2012 American Community Survey, 28.9% of CB3 residents identified themselves as Chinese, Korean or Vietnamese, and

Whereas, Asian American students comprise of approximately 15 percent of all public school students, at about 150,000 students in New York City, and

Whereas, Lunar New Year is the most important cultural celebration of the Asian calendar, and

Whereas, the citywide absence rates have reported to be as high as 80 percent of Asian American students on Lunar New Year, and

Whereas, schools should not be open when large numbers of students will be absent, and

Whereas, parents should not have to choose between sending their kids to school or celebrating their most important cultural holiday with family, and

Whereas, students who make such a choice face loss of academic opportunities based on their permanent absence record

Whereas, Senators Golden, Squadron, and Stavisky, and Assemblymembers Kim, Silver, Moya, Braunstein, and Rozic successfully passed legislation requiring consideration for the above stated factors, and

Whereas Governor Cuomo signed the bill in December, and it may be a failure to comply with this law to keep schools open on Lunar New Year without substantive engagement with the public or with the Panel for Education Policy, and

Whereas, during the mayoral election and again when he took office, Mayor De Blasio made a pledge to recognize Eid al-Fitr, Eid al-Adha and Lunar New Year as school holidays, with Lunar New Year being the one outstanding holiday to be designated a school holiday, and

Whereas, 2015-2016 school calendar has been released without Lunar New Year as a designated a school holiday on Monday, February 8th 2016,

THEREFORE BE IT RESOLVED, that CB 3 Manhattan strongly encourages Mayor De Blasio engage the community as well as live up to his election and campaign promise and our elected officials to determine how to fulfill the statutorily defined number of school days while recognizing Lunar New Year as a school holiday.

4. [Request for support for the Gender Expression Non-Discrimination Act \(GENDA\) S61-2015/A4558-2015, a bill that would add gender identity or expression to the Human Rights law in New York State](#) (click for info)

VOTE: Title: Community Board 3 Resolution of Support for the Gender Expression Non-Discrimination Act (GENDA) S61-2015/A4558-2015

Whereas, the Transgender Community is still facing discrimination in the areas of employment, education, housing, public accommodations, credit and in the areas of the hate crimes law and,

Whereas, according to Empire State Pride Agenda

- 75 percent of transgender New Yorkers have experienced harassment on the job
- 20 percent lost their job, and further 20 percent were denied promotion
- 19 percent has been denied a home or apartment, and 18 percent have been homeless
- 53 percent have been harassed or discriminated against in a place of a public accommodation or service, such as a hotel or restaurant
- 17 percent have been refused medical care
- 75 percent of transgender children in K-12 education have been harassed and discriminated against in school, and a shocking 35 percent have been physically assaulted and,

Whereas, Community Board 3 Manhattan supports all members of the lesbian, gay, bisexual and transgender community in regard to civil rights and equality, and

Whereas, CB 3 has services and providers that support the transgender and gender non-conforming populations, and

Whereas, this kind of legislation has been passed in eighteen (18) states, the District of Columbia and Puerto Rico have passed similar discrimination laws and have been implemented successfully

THEREFORE BE IT RESOLVED, that CB 3 supports the Gender Expression Non-Discrimination Act (GENDA) S61-2015/A4558-2015, that, under New York State Human Rights Law, would protect people based on gender identity or expression.

31 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Economic Development Committee

1. Approval of previous month's minutes
VOTE: To approve the March 2015 Economic Development Committee minutes as written.
2. Continued discussion of potential Special District
no vote necessary
3. Creative uses of vacant retail space/195 Avenue C
no vote necessary
4. Made in Lower East Side: overview and update
no vote necessary
5. Update on efforts to revitalize Clinton St retail
no vote necessary

31 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Transportation & Public Safety and Environment Committee

1. Approval of previous month's minutes
VOTE: Minutes approved.
2. DOT presentation on South Street Greenway Improvements project and status of signal studies at nearby intersections

VOTE: Title: Community Board 3 Resolution of Support for Portions of the South Street Greenway Improvements

Whereas, the Department of Transportation (DOT) is planning improvements to the South Street Greenway which will integrate the Greenway with the neighborhood and fill in gaps along the bicycle network; and

Whereas, the South Street Greenway Improvement Plan calls for an enhanced Greenway along South Street, Circulation improvements and pedestrian improvements on Rutgers Street and pedestrian improvements on Clinton Street. However resident groups and tenant associations did not have adequate notice of the project and the committee and public want more information on how the traffic will change on Rutgers Street; and

Whereas, CB 3 passed a resolution in September 2013 and December 2014 asking DOT to study the feasibility of installing traffic signals at the intersections of Clinton Street and Henry Street and Cherry Street and Clinton Street. Furthermore, CB 3 passed a resolution in January of 2015 asking DOT to study the feasibility of a midblock crosswalk or appropriate traffic calming measures on Clinton Street between East Broadway and Grand Street. DOT has conducted analyses at these locations, but has determined that signals are not warranted; and

Whereas, we are requesting that DOT install a midblock crosswalk on Clinton Street between East Broadway and Grand Street as part of this project; and

Therefore be it resolved, that CB 3 supports that South Street and Clinton Street portions of the Greenway Plan, but CB 3 will not support the Rutgers Street portion of the plan at this time. We ask DOT to come back to the committee for input on the public art installation and we ask DOT to send the data used for the signal warrant analyses to the CB 3 office.

Further be it resolved, that DOT study the effects of any modifications to traffic patterns on Rutgers Street, including possible congestion on streets intersecting with Madison Street, including but not limited to Pike Street, Clinton Street and Montgomery Street. DOT should reach out to Tenant Associations and resident groups along Rutgers Street and return to CB 3 with any revisions to the plan.

3. DDC presentation on Project #MED625: Water Main Replacement and Extension at various locations
no vote necessary

Bus Stop Permit Applications

4. [139 and 141-147 Canal Street, Fung-Wah Bus Transportation Inc](#) (click for info)

VOTE: Title: Community Board 3 Resolution to Approve a Curbside Bus Stop for Fung Wah Transportation at 139 and 141-147 Canal St

WHEREAS, Fung Wah Transportation, Inc. has applied for a designated bus stop for curb-side loading/unloading operations located at 139 and 141-147 Canal St, on the north side of the street between the Manhattan Bridge off-ramp and the Bowery. The buses will operate under the Fung Wah brand name, providing service between New York and Boston, MA with up to 19 arrivals/20 departures daily between the hours of 6:15 am and 11:15 pm; and

WHEREAS, The bus stop would be shared with Lucky River Transportation Corporation, with a combined schedule of up to 41 pick-ups and 40 drop-offs daily. There would be up to four buses pulling to the curb every hour at this location, which will require space for two buses to pull to the curb at the same time; and

WHEREAS, One applicant for the shared stop at this location (Lucky River) expressed concerns about its safety, and DOT is planning safety improvements for the location; and

WHEREAS, the applicant has entered into an agreement with CB3 to adhere to the following stipulations:

- Tickets will be sold only online, or at a designated ticket agency not on the street.
- Tickets will be sold only for specific boarding times and will not be oversold.

- Tickets will be sold in assigned boarding order system so that customers will not need to arrive early to jockey for positions.
- Sidewalk lines will be single file, and only for the next assigned bus.
- There will be a staff person on duty for every arrival and departure to guide loading / unloading, to have direct contact to dispatch to inform passengers of delays, and to engage in crowd and noise control.
- Trash bags will be used to collect litter and will be kept in storefront, or will leave with the bus.
- Staff will routinely clean up the sidewalk by bus stop.
- Buses will keep to schedules, which will be published online or printed, as much as possible.
- The number of buses at this stop will not exceed the stated number of buses per hour/per day.
- All buses purchased in the future will be equipped with diesel particulate filters and use ultra-low sulfur fuels, and will also be equipped with exhaust gas recirculation emission control technology.
- A storefront will be provided for the use of customers, so they may wait to board their bus and use the restroom facilities.
- Other: All buses will enter Manhattan via Manhattan Bridge, load/unload passengers, proceed North on Bowery to right turn on Delancey and exit Manhattan via Williamsburg Bridge, unless bridge closures make this impossible; now

THEREFORE, BE IT RESOLVED, that CB 3 Manhattan recommends that DOT issue a permit for Fung Wah Transportation, Inc. to operate their bus service at a designated curbside bus stop located at 139 Canal St, provided that the preceding list of stipulations agreed between the applicant and CB3 will be attached to the DOT permit; and

BE IT FURTHER RESOLVED, that CB 3 requests DOT allocate sufficient space for the designated stop to accommodate two buses at the curb, and not effectuate approval of this stop until its aforementioned safety improvements are completed.

5. [139 and 141-147 Canal Street, Lucky River Transportation Corp](#) (click for info)

VOTE: Title: Community Board 3 Resolution to Approve a Curbside Bus Stop for Lucky River Transportation at 139 and 141-147 Canal St

WHEREAS, Lucky River Transportation Corporation has applied for a designated bus stop for curb-side loading/unloading operations located at 139 and 141-147 Canal St, on the north side of the street between the Manhattan Bridge off-ramp and the Bowery. The buses will operate under the Lucky River brand name, providing service between New York and Boston, MA with up to 21 arrivals/departures daily between the hours of 6:15 am and 3:00 am; and

WHEREAS, The bus stop would be shared with Fung Wah Transportation Inc., with a combined schedule of up to 41 pick-ups and 40 drop-offs daily. There would be up to four buses pulling to the curb every hour at this location, which will require space for two buses to pull to the curb at the same time; and

WHEREAS, One applicant for the shared stop at this location (Lucky River) expressed concerns about its safety, and DOT is planning safety improvements for the location; and

WHEREAS, the applicant has entered into an agreement with CB 3 to adhere to the following stipulations:

- Tickets will be sold only online, or at a designated ticket agency not on the street.
- Tickets will be sold only for specific boarding times and will not be oversold.
- Tickets will be sold in assigned boarding order system so that customers will not need to arrive early to jockey for positions.
- Sidewalk lines will be single file, and only for the next assigned bus.
- There will be a staff person on duty for every arrival and departure to guide loading / unloading, to have direct contact to dispatch to inform passengers of delays, and to engage in crowd and noise control.
- Trash bags will be used to collect litter and will be kept in storefront, or will leave with the bus.
- Staff will routinely clean up the sidewalk by bus stop.
- Buses will keep to schedules, which will be published online or printed, as much as possible.
- The number of buses at this stop will not exceed the stated number of buses per hour/per day.
- All buses purchased in the future will be equipped with diesel particulate filters and use ultra-low sulfur fuels, and will also be equipped with exhaust gas recirculation emission control technology.
- A storefront will be provided for the use of customers, so they may wait to board their bus and use the restroom facilities.
- Other: All buses will keep to a route that enters Manhattan over the Manhattan Bridge and leaves over the Williamsburg Bridge, unless bridge closures make this impossible; now

THEREFORE, BE IT RESOLVED, that CB 3 Manhattan recommends that DOT issue a permit for Lucky River Transportation Corporation to operate their bus service at a designated curbside bus stop located at 139 Canal St, provided that the preceding list of stipulations agreed between the applicant and CB3 will be attached to the DOT permit; and

BE IT FURTHER RESOLVED, that CB 3 requests DOT allocate sufficient space for the designated stop to accommodate two buses at the curb, and not effectuate approval of this stop until its safety improvements are completed.

31 YES 0 NO 0 ABS 0 PNV MOTION PASSED (excluding Transportation items 4, 5)

30 YES 1 NO 0 ABS 0 PNV MOTION PASSED (Transportation item 4)

30 YES 1 NO 0 ABS 0 PNV MOTION PASSED (Transportation item 5)

SLA & DCA Licensing Committee

1. Approval of previous month's minutes

VOTE: To approve minutes of March

Renewal with Complaint

2. Lucien (Requisite Bootie Inc), 14 1st Ave btwn E 1st & E 2dn Sts (op)

VOTE: TITLE: CB 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

WHEREAS, Requisite Bootie Inc., doing business as Lucien, is seeking the renewal of its full on-premise liquor license, for the premise located at 14 First Avenue, between East 1st Street and East 2nd Street, New York, New York; and

WHEREAS, this applicant was denied for a full on-premise liquor license by CB 3 in January of 1999, asked to reapply for a restaurant wine license and asked to provide a signed notarized stipulation that it 1) would provide contact information to residents and immediately respond to any complaints, and 2) insure that the music level was kept low after 11:00 P.M. weekdays and 2:00 A.M. weekends; and

WHEREAS, CB 3 has now received resident complaints of noise from loud music late at night from this business; and

WHEREAS, there have been twelve (12) 311 commercial noise complaints for loud music at this business from November 8, 2014 to March 27, 2015, five (5) of which were confirmed and corrected without summons by police; now

THEREFORE, BE IT RESOLVED that CB 3 moves to deny the application to renew the full on-premise liquor license for Requisite Bootie Inc., doing business as Lucien, for the premise located at 14 First Avenue, between East 1st Street and East 2nd Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that

- 1) it will operate as a full-service French restaurant, with a kitchen open and serving food during all hours of operation,
- 2) it will close any front or rear façade entrance doors at 10:00 P.M. every night and will otherwise have a closed fixed faced with no open doors or windows,
- 3) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 4) it will not apply for any alteration in its method of operation without first appearing before CB 3,
- 5) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 6) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

Applications within Saturated Areas

3. Sego (119 Orchard Property Inc), 119 Orchard St (hotel op)
withdrawn

4. Table 12 (188 Ave A Take Out Food Corp), 188 Ave A @ E 12th St (upgrade/op)

VOTE: TITLE: CB 3 Recommendation To Deny

WHEREAS, 188 Ave A Take Out Food Corp., now doing business as Au Za'atar, is seeking a change in class of its existing wine beer license to a full on-premise liquor license, for its French Arabian restaurant, located at 188 Avenue A, at the corner of Avenue A and East 12th Street; and

WHEREAS, this applicant was originally heard and denied by CB 3 in January of 2008, when it was proposing to operate a French restaurant; and

WHEREAS, the applicant then opened its business as a twenty-four (24) hour American restaurant with take out and was then approved by CB 3 in February of 2010 for a sidewalk café permit to extend its business to fourteen (14) tables and twenty-eight (28) seats outdoors that closed at 10:00 P.M. all days, while representing to the community board that it would not apply for a liquor license for its business; and

WHEREAS, the applicant then applied for and was denied a wine beer license by CB 3 in September of 2010 and March of 2011, in part because its prior representation that it would not apply for such a license; and

WHEREAS, CB 3 then heard this applicant for a wine beer license in September of 2013 and approved it with stipulations that 1) it would operate a full-service American restaurant, with a kitchen open and serving food during all hours, 2) it would have hours of operation of 8:00 A.M. to 12:00 A.M. all days, 3) it would play recorded background music and not have DJs, live music, promoted events, scheduled performances or events at which a cover fee is charged, 4) it would close its sidewalk café at 10:00 P.M. all days and extend an awning over its cafe, 5) it would have a closed façade with no open doors or windows, 6) it would not apply for an alteration without being heard by this community board, 7) **it would not apply for a change of class of its license to a full on-premise liquor license**, 8) it would not have happy hours, 9) it would not host pub crawls or party buses, and 10) it would not have wait lines outside; and

WHEREAS, at the time of the approval of its wine beer license by CB 3, the applicant also entered into an agreement with the North Avenue A Neighborhood Association that stated in pertinent part that it would not seek a change in class of its liquor license to a full on-premise liquor license; and

WHEREAS, CB 3 then heard this applicant for an application to upgrade its license to a full on-premise liquor license in November of 2014 and approved it with stipulations that 1) it would operate a full-service French Arabian restaurant, with a kitchen open and serving food during all hours, 2) it would have hours of operation of 8:00 A.M. to 12:00 A.M. all days, 3) it would play recorded background music and not have DJs, live music, promoted events, scheduled performances or events at which a cover fee is charged, 4) it would close its sidewalk café at 10:00 P.M. all days and extend an awning over its cafe, 5) it would have a closed façade with no open doors or windows, 6) it would not apply for an alteration without being heard by this community board, 7) it would employ security guards for any special events, 8) **it would restrict the use of its full on-premise liquor license by only serving Arak, a traditional Lebanese drink**, 8) it would not have happy hours, 9) it would not host pub crawls or party buses, 10) it would not have wait lines outside, and 11) it would not sell the assets of its business and would surrender its license upon a sale of its business; and

WHEREAS, at the time of its approval for a full on-premise liquor license, the applicant had engaged in numerous meetings and conversations with residents and representatives of the North Avenue A Neighborhood Association and had represented to them and CB 3 that it only wanted such a license to serve Arak; and

WHEREAS, this applicant then elected not to apply to the SLA for a full on-premise liquor license because it did not want to pay for the license if it could only serve one type of liquor; and

WHEREAS, although the applicant furnished sixty-eight (68) petition signatures in support for its application, only one (1) signature was from its building and only four (4) signatures were from surrounding buildings, and one (1) resident appeared in its support, there was demonstrated opposition to this application in that the North Avenue A Residents Association and the East 12th Street Block Association, as well as three (3) residents, appeared in opposition to this application and ten (10) residents of adjacent buildings tendered letters in opposition to this application, each stating that there were too many full on-premise liquor licenses within one (1) block of this location, that the streets are already crowded with patrons from businesses, that the sidewalk café for this business contributes to the congested sidewalk on this corner, that the applicant has made multiple promises with community residents and the community board which it does not keep and that there is a concern about the expansion of this business with a full on-premise liquor license because the applicant is also seeking to extend its Friday and Saturday closing times to 1:00 A.M. and had suggested to residents at a meeting with them that it might want to extend its closing time to 3:00 A.M. and its sidewalk café closing time to 12:00 A.M.; and

WHEREAS, there are sixteen (16) full on-premise liquor licenses within five hundred (500) feet of this location; and

WHEREAS, although this business offers good food at affordable prices, the applicant failed to state a sufficient public benefit for the granting of this license in that its only stated public benefit was that it wants to be able to offer its patrons alcohol; now

THEREFORE, BE IT RESOLVED that CB 3 moves to deny the application for a change in class to a full on-premise liquor license for 188 Ave A Take Out Food Corp., now doing business as Au Za'atar, for the premise located at 188 Avenue A, at the corner of Avenue A and East 12th Street.

5. To be Determined, 168 Ave B (op)
withdrawn

6. Babu Ji (Babu Ji NYC Inc), 175 Ave B @ E 11th St (op)

VOTE: TITLE: CB 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

Understanding that this location has an existing restaurant with a wine beer license and that the applicant has experience operating three (3) Indian restaurants in Australia with wine beer licenses and has furnished fifty-nine (59) petition signatures from area residents in support of its application, CB 3 moves to deny the application for a wine beer liquor license for Babu Ji NYC Inc., with a proposed business name of Babu Ji, for the premise located at 175 Avenue B, at the corner of Avenue B and East 11th Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service Indian restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be no later than 10:00 A.M. to 12:00 A.M. Sundays through Thursdays and no later than 10:00 A.M. to 1:00 A.M. Fridays and Saturdays,
- 3) it will close any front or rear façade doors and windows at 10:00 P.M. every night or during any amplified performances,
- 4) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 5) it will not apply for any alteration in its method of operation without first appearing before CB 3,
- 6) it will not seek a change in class of its license to a full on-premise liquor license without the approval of CB 3,
- 7) it may have "happy hours" to 8:00 P.M. each night,
- 8) it will not host pub crawls or party buses,
- 9) it will insure that there are no wait lines outside and designate an employee to oversee patrons and noise on the sidewalk,
- 10) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 11) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

7. Pizza Beach (Jethou LLC), 167 Orchard St @ Stanton St (op)

VOTE: TITLE: CB 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

WHEREAS, Jethou LLC, is seeking a full on-premise liquor license to operate a restaurant, with a proposed business name of Pizza Beach, for the premise located at 167 Orchard Street, a/k/a 87 Stanton Street, at the corner of Orchard Street and Stanton Street; and

WHEREAS, this applicant was initially applying for a full on-premise liquor license for a modern American restaurant serving pizza and other plates, with a certificate of occupancy of one hundred eighty-two (182) people on the ground floor and basement, forty (40) tables and one hundred thirty-five (135) seats, a twenty-six (26) foot bar with fifteen (15) stools on the ground floor and a service bar in the basement, hours of operation of 4:00 P.M. to 2:00 A.M. Mondays through Fridays and 10:00 A.M. to 2:00 A.M. Saturdays and Sundays, a kitchen open to within one (1) hour of closing, French doors and windows, recorded background music and one (1) to two (2) security guards; and

WHEREAS, the prior applicant at this location had a problematic history since it was originally approved for a full on-premise liquor license with stipulations by this community board in October of 2010 and that applicant required extraordinary time and attention from this community board, community residents, the LES Dwellers, a local residents association, and the New York State Liquor Authority; and

WHEREAS, this is an application for a full on-premise liquor license at a problematic location, and which is located in an area with forty-six (46) full on-premise liquor licenses and three (3) pending full on-premise liquor licenses, including one (1) hotel liquor license, within five hundred (500) feet of this location; and

WHEREAS, the applicant has agreed to operate its business consistent with the method of operation enumerated in the attached notarized affidavit agreed to with the LES Dwellers, a local residents organization; and

WHEREAS, the applicant has its own comparable history before Community Board #2 of being approved for a restaurant at 199 Lafayette Street a/k/a 406 Broome Street a/k/a 2 Cleveland Place and opening a club with a separate entrance in the basement and then being heard and denied for renewal by that community board in 2012 and 2014 because of complaints of noise, crowding of the sidewalk, unlicensed cabaret and operating inconsistent from its method of operation; and

WHEREAS, after much time and negotiation, this applicant has agreed to an unusually restrictive set of stipulations regarding its method of operation of this location with the LES Dwellers, who have stated that they believe that the applicant is sincere in its intent to operate a restaurant and who want to protect the community with these restrictive stipulations which they believe limit the possibility of the problems which arose with the previous business by limiting operating hours and use of space, specifically the basement, eliminating any basement bar and eliminating any a separate entrance for the downstairs; and

WHEREAS, CB 3 believes that this location will continue to be marketed to an audience seeking a full on-premise liquor license and this applicant with these restrictive stipulations in place poses a smaller risk to the community than any future unknown applicant; now

THEREFORE, BE IT RESOLVED that CB 3 moves to deny the application for a full on-premise liquor license for Jethou LLC, with a proposed business name of Pizza Beach, for the premise located at 167 Orchard Street, a/k/a 87 Stanton Street, at the corner of Orchard Street and Stanton Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service Modern American restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be no later than 10:00 A.M. to 1:00 A.M. Sundays, no later than 4:00 P.M. to 1:00 A.M. Mondays through Wednesdays, no later than 4:00 P.M. to 2:00 A.M. Thursdays and Fridays and no later than 10:00 A.M. to 2:00 A.M. Saturdays,
- 3) it will operate any sidewalk café for which it receives a permit no later than 10:00 P.M. all days,
- 4) it will close any front or rear façade doors and windows at 10:00 P.M. every night or during any amplified performances,
- 5) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation without first appearing before CB 3,
- 7) it will not seek a change in class of its license to a full on-premise liquor license without the approval of CB 3,
- 8) it may have "happy hours" to 8:00 P.M. each night,
- 9) it will not host pub crawls or party buses,
- 10) it will insure that there are no wait lines outside and designate an employee to oversee patrons and noise on the sidewalk,
- 11) it will have no service or stand up bar in its basement, which will be used for regular dining and dining for private parties but no promoted events, will have no separate entrance to the basement and will seat no more than fifty-seven (57) people in the basement,
- 12) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 13) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

8. Williamsburg Vegan Corp, 12 St Marks Pl btwn 2nd & 3rd Aves (op)

VOTE: TITLE: CB 3 Recommendation To Deny As Stipulations Were Not Agreed To

WHEREAS, Williamsburg Vegan Corp. was initially seeking a full on-premise liquor license to operate a Latin vegan restaurant, with a proposed business name of VSpot, in the premise located at 12 Saint Marks Place, between Second Avenue and Third Avenue; and

WHEREAS, CB 3 was concerned about granting a full on-premise liquor license to this applicant given that 1) this location is located on a block already comprised of businesses with ten (10) full on-premise liquor licenses, ten (10) wine beer licenses, one (1) eating place beer license and two (2) retail liquor licenses, 2) despite the proposed operation as a Latin vegan organic kosher restaurant with moderate hours and playing ambient recorded background music, its existing business with the same name located at 156 Fifth Avenue, Brooklyn, New York, operates with live music and live comedy events, 3) representatives of the Saint Marks 2-3 Block Association and 12 Saint Marks Place Tenants Association

appeared in opposition to the granting of a full-liquor license for this location because of the number of other licensed businesses on the block, excessive existing noise and traffic congestion problems on this block from the existing business and the proposed method of operation of this business given the method of operation of its Brooklyn business, 4) although the applicant has operated its existing business for nine years, it has held a full on-premise liquor license at that location only since September 23, 2013, and has no experience operating any licensed business or restaurant in this neighborhood or Manhattan, and 5) the previous business at the location operated with only a wine beer license; and

WHEREAS, Community Board 3 understood that given the concerns the applicant had the applicant agreed that it would apply for a wine beer license for its business; and

WHEREAS, understanding that its lease agreement requires that it operate as an organic restaurant; and

WHEREAS, the applicant has also been informed by CB 3 that it cannot commercially operate any outdoor areas, specifically its backyard or the front yard within its building line because the zoning designation for this location and street prohibit the extension of the commercial use of this location to any outdoor space; now

THEREFORE, BE IT RESOLVED that CB 3 moves to deny the application for a full liquor license for Williamsburg Vegan Corp., with a proposed business name of VSpot, for the premise located at 12 Saint Mark Place, between Second Avenue and Third Avenue;

THEREFORE, BE IT FURTHER REVOLVED that CB 3 moves to deny a wine and beer license for 12 Saint Marks Place because the applicant will not agree before the SLA to make as conditions of the license the following stipulations,

- 1) it will operate as a full-service Latin vegan organic kosher restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be no later than 11:00 A.M. to 12:00 A.M. all days,
- 3) it will not commercially operate any outdoor areas,
- 4) it will close any front or rear façade doors and windows at 10:00 P.M. every night or during any amplified performances,
- 5) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation without first appearing before CB 3,
- 7) it will not seek a change in class of its license to a full on-premise liquor license without the approval of CB 3,
- 8) it will not have "happy hours,"
- 9) it will not host pub crawls or party buses,
- 10) it will insure that there are no wait lines outside and designate an employee to oversee patrons and noise on the sidewalk,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

9. St Marks 6 LLC, 109 St Marks Pl btwn 1st Ave & Ave A (wb) (Hummus Place)

VOTE: TITLE: CB 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

Understanding that this location has an existing restaurant with a wine beer license which has operated for ten (10) years and that the applicant is one of the principals that operated this existing business, CB 3 moves to deny the application for a wine beer license for St Marks 6 LLC, for the premise located at 109 Saint Marks Place, between First Avenue and Avenue A, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service modern Mediterranean restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be no later than 4:00 P.M. to 12:00 A.M. Mondays through Thursdays, no later than 4:00 P.M. to 2:00 A.M. Fridays, no later than 10:00 A.M. to 2:00 A.M. Saturdays and no later than 10:00 A.M. to 12:00 A.M. Sundays,
- 3) it will not commercially operate any outdoor areas, understanding that the zoning designation for this location and street prohibits the extension of the commercial use of this location to any outdoor space,
- 4) it will close any front or rear façade doors and windows at 10:00 P.M. every night or during any amplified performances,

- 5) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation without first appearing before CB 3,
- 7) it may have "happy hours" to 6:00 P.M. each night,
- 8) it will not host pub crawls or party buses,
- 9) it will insure that there are no wait lines outside and designate an employee to oversee patrons and noise on the sidewalk,
- 10) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 11) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

Sidewalk Cafe Application

10. Spiegel (Spiegel Inc), 26 1st Ave @ E 2nd St (unenclosed)

VOTE: TITLE: CB 3 Recommendation To Deny Unless Stipulations Agreed To—Change Order Attached

To approve the application for a sidewalk café permit for seven (7) tables and fourteen (14) seats for Spiegel Inc., doing business as Spiegel, for the premise located at 26 First Avenue, at the corner of First Avenue and East 2nd Street, because the applicant has signed a change agreement which will become part of its DCA license that

- 1) its café will consist of seven (7) tables and fourteen (14) seats, with five (5) tables and ten (10) seats located flush against the building façade in a singles row on the First Avenue side of the business and two (2) tables and four (4) seats located on the East 2nd Street side of the business, and
- 2) its hours of operation will be 8:00 A.M. to 10:00 P.M. Mondays through Saturdays and 10:00 A.M. to 10:00 P.M. Sundays.

Alterations

11. The Standard East Village (Cooper AB LLC), 25-33 Cooper Sq (alt/op/change garden hours, South Garden from 9pm-11pm, Narcissa Garden from 10pm-11pm Sun-Wed, 11pm-12am Thurs-Sat)
withdrawn

New Liquor License Applications

12. Swiss White International LLC, 177 Chrystie St @ Rivington St (op)

VOTE: TITLE: CB 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

Understanding that this is a sale of assets of an existing restaurant with a full on-premise liquor license and the same closing times as those proposed by the applicant and that the applicant has operated licensed businesses in this neighborhood for eleven (11) years, CB 3 moves to deny the application for a full on-premise liquor license for Swiss White International LLC, for the premise located at 177 Chrystie Street, at the corner of Chrystie Street and Rivington Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service French health food restaurant, with a kitchen open and serving food to within half an hour (½) of closing ,
- 2) its hours of operation will be no later than 9:00 A.M. to 2:00 A.M. all days,
- 3) it will not commercially operate any outdoor areas,
- 4) it will close any front or rear façade entrance doors at 10:00 P.M. every night and will otherwise have a closed fixed faced with no open doors or windows,
- 5) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation without first appearing before CB 3,
- 7) it will not have "happy hours,"
- 8) it will not host pub crawls or party buses,
- 9) it will insure that there are no wait lines outside and designate an employee to oversee patrons and noise on the sidewalk,
- 10) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 11) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

13. Chinese Tuxedo, 5 Doyers St btwn Pell St & Bowery (op)

VOTE: TITLE: CB 3 Recommendation To Deny

WHEREAS, 8 Tuxedos Inc., is seeking a full on-premise liquor license to operate a restaurant, with a proposed business name of Chinese Tuxedo, at the premise located at 5 Doyers Street, between Pell Street and Bowery; and

WHEREAS, this is a new application full on-premise liquor license for a Cantonese restaurant which will be a destination location based upon the description of the applicant and which will have forty

(40) tables and one hundred ninety-two (192) seats, a thirteen (13) foot horseshoe bar at the front of the business with twelve (12) stools, French doors, and recorded background music; and

WHEREAS, this is a location which has never housed a licensed business; and

WHEREAS, this street can better be characterized as a horseshoe one lane alley with a street bed that is fourteen (feet) wide and a sidewalk that is only five (5) feet wide at its widest point and which is no more than one hundred (100) feet long from Pell Street to Bowery; and

WHEREAS, this small street already has three (3) licensed businesses, with two (2) full on-premise liquor licenses and one (1) wine beer license respectively, and is already overrun with patrons loitering on the sidewalk (see photographs attached hereto) and cars idling in the street, honking and blocking through traffic most nights as a consequence of the businesses with full on-premise liquor licenses; and

WHEREAS, there are five (5) full on-premise liquor licenses within five hundred (500) feet of this location per the applicant; and

WHEREAS, notwithstanding that one of the principals has stated that he has experience owning and operating bars and restaurants, he has not operated any licensed businesses or restaurants in this area; and the other principal has no experience operating any licensed business or any restaurant anywhere; and

WHEREAS, the applicant has failed to adequately address how it would manage vehicular and pedestrian traffic and noise outside this location; and

WHEREAS, the applicant furnished inadequate documented support for its application, in that it provided only thirty-six (36) signatures from area residents in support of its application; and

WHEREAS, four (4) residents appeared in opposition to this liquor license, including two (2) who were business owners within the community, and the Chair of CB 3 submitted a statement of concern as a resident of Pell Street, all of which stated that this almost two hundred (200) seat restaurant bar is grossly out-of-scale for this street and better suited for a large street or avenue; and

WHEREAS, there were twenty-six (26) resident signatures submitted in a petition in opposition to this application; and

WHEREAS, CB 3 is also concerned that the applicant does not appreciate the consequences of wanting to open a two hundred (200) seat restaurant with a bar directly inside its façade and an open façade on this tiny street; and

WHEREAS, there was no stated public benefit to the granting of this full on premise liquor license this business in an area with numerous Cantonese restaurants which operate with wine beer or no liquor licenses; now

THEREFORE, BE IT RESOLVED that CB 3 moves to deny the application for a full on-premise liquor license for 8 Tuxedos Inc., with a proposed business name of Chinese Tuxedo, at the premise located at 5 Doyers Street, between Pell Street and Bowery.

14. To be Determined, 108 E 4th St (wb)
withdrawn

15. Two-Bit's Retro Arcade (Doustan Development Corp), 153 Essex St btwn Stanton & Rivington Sts
(upgrade/op)

VOTE: TITLE: CB 3 Recommendation To Deny

WHEREAS, Doustan Development Corp is again seeking a change in class of its existing beer wine license to a full on-premise liquor license for its vintage video arcade and tavern, doing business as Two-Bit's Retro Arcade, for the premise located at 153 Essex Street, between Stanton Street and Rivington Street; and

WHEREAS, this applicant was originally approved by CB 3 in August of 2012, provided it make as conditions of its license stipulations that 1) it would operate as a vintage video arcade, serving food during all hours of operation, 2) its hours of operation would be 4:00 P.M. to 2:00 A.M. all days, 3) it would maintain a closed fixed façade with no open doors or windows, 4) it would play ambient background music only, consisting of recorded music, and would not have DJs, live music, promoted

events or events at which a cover fee would be charged, 5) it would employ at least one (1) security guard daily, from 7:00 P.M. to closing, and 6) it would install additional soundproofing, if needed, and

WHEREAS, an application to upgrade this license for this business to a full on-premise liquor license and amend its hours to 5:00 P.M. to 4:00 A.M. Mondays through Fridays and 1:00 P.M. to 4:00 A.M. Saturdays and Sundays was heard and denied by CB 3 in June of 2013, because the applicant stated that there were more than twenty-nine (29) full on-premise liquor licenses within five hundred (500) feet of its premise, because it had only been operating for six (6) month, and because of its apparent proximity to a New York City public school, to wit P.S. 20, located at 166 Essex Street; and

WHEREAS, CB 3 then reheard the application to upgrade this license for this business to a full on-premise liquor license and amend its hours to 5:00 P.M. to 4:00 A.M. Mondays through Fridays and 1:00 P.M. to 4:00 A.M. Saturdays and Sundays in December of 2013 and denied it again because at that time the applicant stated that it was within five hundred (500) feet of thirty-five (35) full on-premise liquor licenses, because of substantial community opposition and because CB 3 continued to believe that the location was within two hundred (200) feet of a New York City public school, to wit P.S. 20, located at 166 Essex Street and the applicant had failed to furnish sufficient proof to contradict that belief; and

WHEREAS, CB 3 is still concerned that this location is within two hundred (200) feet of a school, to wit P.S. 20, because a report on the SLA website calculates the distance between this location and said school as one hundred twenty (120) feet and the LAMP map on the SLA website indicates that the distance is one hundred sixty-eight point sixty-seven (168.67) feet; and

WHEREAS, this applicant has not furnished sufficient proof that it is not within two hundred (200) feet of a school, in that in June of 2013 this applicant submitted a letter from a licensed contractor which states that his measurement of the distance from the door of the subject location to the door of the school was more than two hundred (200) feet but failed to explain what formula was used to reach this calculation, which door of the school was used or if it accounted for the fact that the school doors are set back from the sidewalk and the applicant has now furnished a crude stamped drawing with no specific doors or hardware for either building depicted and handwriting indicating that the distance is two hundred thirty-one (231) feet; and

WHEREAS, the applicant now concedes that it is within five hundred (500) feet of fifty-two (52) full on-premise liquor licenses, although the calculation of the LES Dwellers is that there are forty-four (44) full on-premise liquor licenses and two (2) pending full on-premise liquor licenses within five hundred (500) feet of this location; and

WHEREAS, the applicant has failed to articulate a public benefit in the granting of a full on-premise liquor license to another tavern in an area populated with numerous taverns, in that it has stated that while its business is "active and successful," it is losing corporate events because it does not have a full on-premise liquor license; and

WHEREAS, CB 3 believes that the applicant is operating its business contrary to existing stipulations to 1) have hours of operation of 4:00 P.M. to 2:00 A.M. all days, and 2) play ambient background music only, consisting of recorded music, and would not have DJs, live music, promoted events or events at which a cover fee would be charged, ***in that CB 3 has observed printouts of its Facebook page and website listing closing times of 4:00 A.M. Fridays and Saturdays, live music being played at the premise (see printouts attached hereto) and because one area resident has stated that she had been in the business after 2:00 A.M. in March of 2015;*** and

WHEREAS, there continues to be community opposition to this application, in that representatives of the LES Dwellers, a local residents association, have appeared on behalf of area residents in opposition to this upgrade application for all of the above-stated reasons; now

THEREFORE, BE IT RESOLVED that CB 3 moves to deny the change in class of the beer wine license of Douston Development Corp., doing business as Two-Bit's Retro Arcade, for the premise located at 131 Essex Street, between Stanton Street and Rivington Street.

16. Rivington Clinton LLC, 160-162 Rivington St @ Clinton St (op)

VOTE: TITLE: CB 3 Recommendation To Deny As Stipulations Were Not Agreed To

To deny the application for a full on-premise liquor license for Rivington Clinton LLC, for the premise located at 160-162 Rivington Street, at the corner of Rivington Street and Clinton Street, because the applicant will not agree before the SLA to make as conditions of its license the following signed that

- 1) it will operate as a full-service organic restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 8:00 A.M. to 12:00 A.M. Sundays through Thursdays and 8:00 A.M. to 2:00 A.M. Fridays and Saturdays,
- 3) it will close any front or rear façade doors and windows at 10:00 P.M. every night or during any amplified performances,
- 4) it will install soundproofing,
- 5) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation without first appearing before CB 3,
- 7) it may have "happy hours" to 7:00 P.M. each night,
- 8) it will not host pub crawls or party buses,
- 9) it will insure that there are no wait lines outside and designate an employee to oversee patrons and noise on the sidewalk,
- 10) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 11) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints

17. Best Fuzhou Restaurant (Best Fuzhou Liu Restaurant Inc), 71 Eldridge St btwn Hester & Grand Sts (wb)

VOTE: TITLE: CB 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

Understanding that this location has an existing restaurant with a wine beer license and that the applicant will operate this location with the same name, hours and method of operation as the existing business, CB 3 moves to deny the application for a wine beer license for Best Fuzhou Liu Restaurant Inc., with a proposed business name of Best Fuzhou Restaurant, for the premise located at 71 Eldridge Street, between Hester Street and Grand Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service Chinese restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 10:00 A.M. to 2:00 A.M. all days,
- 3) it will not commercially operate any outdoor areas,
- 4) it will close any front or rear façade entrance doors at 10:00 P.M. every night and will otherwise have a closed fixed faced with no open doors or windows,
- 5) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation without first appearing before CB 3,
- 7) it will not seek a change in class of its license to a full on-premise liquor license without the approval of CB 3,
- 8) it will not have "happy hours,"
- 9) it will not host pub crawls or party buses,
- 10) it will insure that there are no wait lines outside,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

18. To be Determined, 92 2nd Ave (op) btwn E 5th & E 6th Sts (Kabin)

VOTE: TITLE: CB 3 Recommendation To Deny

WHEREAS, a corporation to be determined, with principals Ed Donovan and Christopher Barsa, is seeking a full on-premise liquor license to operate a restaurant, with a proposed business name of Ellie and Jack's Bar and Kitchen, in the premise located at 92 Second Avenue, between East 5th Street and East 6th Street; and

WHEREAS, this is a new application for a full on-premise liquor license for a modern American restaurant, with hours of operation of no later than 11:30 A.M. to 3:00 A.M. Sundays through Wednesdays and no later than 11:30 A.M. to 4:00 A.M. Thursdays through Saturdays, twenty (20) tables and fifty (50) seats, a twenty-five (25) foot bar with fourteen (14) stools, four (4) televisions, French doors, recorded background music and one (1) security guard weekdays and two (2) security guards on weekends; and

WHEREAS, this location has operated as a tavern, doing business as Kabin, for the last ten (10) years, which residents have complained was noisy and had patrons who crowded the sidewalk and blocked the residential entrances of the adjacent buildings ; and

WHEREAS, the proposed application, with late nights hours, a limited menu and security is more consistent with a tavern, or as identified by the applicant a "bar with a focus on food," rather than the restaurant it is proposing; and

WHEREAS, the applicant furnished inadequate documented support for its application, in that it provided only nineteen (19) signatures from area residents in support of its application and does not have the support of the East 5th Block Association, a local tenants organization in this area, because of its proposed method of operation and late night hours; and

WHEREAS, a representative of the East 5th Street Block Association stated that the block association had met with the applicant and proposed stipulations regarding its method of operation to minimize its impact on this already overwhelmed block but the applicant had refused to sign any stipulations; and

WHEREAS, seventeen (17) residents from the immediate area appeared and one (1) letter was submitted from an area residents, in opposition to this liquor license, all of which complained that, based upon its application, the proposed business would operate as a bar with late night hours, security, a limited menu consisting mostly of bar food and an open façade, and would have a worse impact on a block which is overrun by people and noise most nights; and

WHEREAS, there are thirty (30) full on-premise liquor licenses within five hundred (500) feet of this location per the applicant, fifteen (15) of which are within one (1) block of this location; now

THEREFORE, BE IT RESOLVED that CB 3 moves to deny the application for a full on-premise liquor license for a corporation to be determined, with principals Ed Donovan and Christopher Barsa, for the premise located at 92 Second Avenue, between East 5th Street and East 6th Street.

19. Blockheads (Mexchester LLC), 60 3rd Ave (op) btwn E 10th & E 11th Sts (UFC)

VOTE: TITLE: CB 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

Understanding that this is a sale of assets of an existing restaurant with a full on-premise liquor license, that the applicant has entered into a memorandum of understanding regarding its method of operation with the East Village Owners and Residents Association (appended hereto) and that the applicant has operated eight (8) licensed businesses in New York City since 1989, including one (1) in this neighborhood and six (6) businesses with the same business name as the proposed business, CB 3 moves to deny the application for a full on-premise liquor license for Mexchester LLC, with a proposed business name of Blockheads, for the premise located at 60 Third Avenue, between East 10th Street and East 11th Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service Mexican restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be no later than 9:00 A.M. to 12:00 A.M. Sundays through Thursdays and no later than 11:00 A.M. to 1:00 A.M. Fridays and Saturdays,
- 3) it will not commercially operate any outdoor areas,
- 4) it will install soundproofing, if necessary,
- 5) it will close any front or rear façade entrance doors at 10:00 P.M. every night and will otherwise have a closed fixed faced with no open doors or windows,
- 6) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 7) it will not apply for any alteration in its method of operation without first appearing before CB 3,
- 8) it will not have "happy hours,"
- 9) it will not host pub crawls or party buses,
- 10) it will insure that there are no wait lines outside and designate an employee to oversee patrons and noise on the sidewalk,
- 11) it will post a sign on the façade of its business which asks patrons to be quiet and states that the business will not serve alcohol to minors,
- 12) it will insure that the sidewalk in front of the business remains clean,
- 13) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 14) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

20. The Northern Spy Food Company (The Northern Spy Food Co LLC), 511 E 12th St (upgrade/op)
withdrawn

21. Hou Yi Spicy Inc, 97 2nd Ave (wb)
withdrawn

Items not heard at Committee

- 22. Michelle Restaurant Corp, 125 Ave D (wb)
no vote necessary
- 23. Nany LLC, 130 St Marks Pl (wb)
no vote necessary
- 24. San Marzano (Evir Corp), 117 2nd Ave (unenclosed sidewalk cafe)
no vote necessary
- 25. Galli Restaurant (98 Rivington Restaurant LLC), 98 Rivington St (unenclosed sidewalk cafe)
no vote necessary

31 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Parks, Recreation, Cultural Affairs, Landmarks, & Waterfront Committee

- 1. Approval of previous month's minutes
VOTE: Approve the March 2015 CB3 Parks Committee minutes.
- 2. Alfred Smith rec center informational
no vote necessary
- 3. Request for increased enforcement and design changes to prevent skateboard at Pier 35
VOTE: Title: Community Board 3 Resolution Requesting Increased Enforcement to Prevent Stunt Skateboarding at Pier 35

Whereas, newly built walls and pavings have been damaged by the proliferation of stunt skateboarders "grinding" on the surfaces;

Whereas, skateboarders have on occasion collided with other users of the promenade, particularly seniors and children, and create an unsafe environment;

Whereas, skateboarders generally coming from outside of the Community Board 3 have congregated and improperly use the waterfront space by Pier 35, preventing local residents and other visitors from passive recreational enjoyment of the open space;

Whereas, there is a skate park nearby on Monroe Street between Pike and Market Streets known as the Coleman Skate Park.

Therefore, be it resolved, that Community Board 3 supports the NYC Parks PEP officers in their new measures to randomize patrols on the waterfront to prevent stunt skateboarding, and to continue their personal rapport with skateboarders to verbally encourage them not break the rules before issuing tickets for repeated offenders; and undertake efforts to make the nearby skate park more appealing to skateboarders;

And further be it resolved, that Community Board 3 continues to emphasize the high priority of funding for additional PEP personnel, particularly those deputized as officers.

- 4. Report from Arts Subcommittee
 - Request for support for East Village Dance Project

VOTE: Title: Approval of March 9, 2015 minutes with amended Resolution in Support of The East Village Dance Project/GOH Productions application for discretionary funding for Program Support for the East Village Dance Project.

Whereas, the East Village Dance Project, a program of GOH Productions, a local East Village nonprofit organization, has been operating in the East Village/CB 3 area for the past 18 years and is now located at 55 Ave C and East 4th Street, and has provided in the past 4 years over \$180,000 in scholarships to anyone who applies.

Therefore be it resolved, that Community Board 3 supports GOH Productions/East Village Dance Project's application for program support from NYC Council discretionary funding so that it can continue to provide services to local neighborhood residents.

Block Party

- 5. Summer's First Family Fair-Bank Street Head Start, 6/21, E 5th St (Ave A & Ave B)
VOTE: Applicant did not appear before committee. Vote to deny.
- 6. Mid-Autumn Moon Festival, 9/27-28, Forsyth St (Division St & Henry St)
VOTE: CB3 approves the Mid-Autumn Moon Festival to be held on September 5th, 2015, at the new proposed time of 3pm to 10pm, with breakdown of equipment at 9pm, to be located on Forsyth Street between Division & Henry Streets.

7. New Museum: informational presentation IDEAS CITY Festival / community group hubs
no vote necessary

31 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Landmarks Committee

1. Approval of previous month's minutes

VOTE: The minutes of the March meeting of the CB 3 Landmarks Committee were approved.

2. Decision on whether to support continuation of the designation process for 2 Oliver Street (heard 1966) and 138 Second Avenue (heard 2009)

VOTE: Title: Community Board 3 Resolution opposing mass de-calendaring of 96 properties by the Landmarks Preservation Commission (LPC) and calling for case-by-case consideration, especially of two Community District 3 properties: 2 Oliver Street and 138 Second Avenue.

Whereas, the LPC has requested public input regarding the calendared prior to 2010, but not yet designated, properties previously proposed for de-calendaring, and

Whereas, 2 Oliver Street (built in 1821 and modified in 1850) was calendared in one of the first actions of the LPC in 1966; and

Whereas, 2 Oliver Street shares characteristics with already-designated Federal style residences that include third story additions done in a manner reflecting New York's first wave of urban development; and

Whereas, 2 Oliver Street is significant for having served as the home of one of the first trained architects to work in America, James O'Donnell, and

Whereas, 138 Second Avenue is a federal-style house built in 1832 by Thomas E. Davis, a prolific developer of grand, late-federal style houses in the East Village, and

Whereas, 138 Second Avenue was, according to a 1916 New York Times article, the home of the League of Foreign-Born Citizens, a clubhouse made possible by a gift of \$1,500 from Mrs. Vincent Astor, and

Whereas, 138 Second Avenue was actually proposed for landmark designation by the LPC itself in 2009, and has since been beautifully restored, and

Whereas, 138 Second Avenue is a rare intact link to the days when this stretch of Second Avenue was one of the premiere residential addresses in New York, so

Therefore be it resolved, CB 3 urges the LPC to pursue a case-by-case consideration of the merits of each of the sites proposed for de-calendaring, allowing public input and affording appropriate advance notice to enable the concerned public to participate in a full public hearing and review process.

Be it further resolved, CB 3 urges the LPC to abide by its precedent of holding public hearings and retain the two properties within Community District 3 (2 Oliver Street and 138 Second Avenue) on the calendar and, based upon their merits, proceed with a vote to landmark.

3. [Reconsideration of Certificate of Appropriateness application for 421 East 6th Street / 108 East 7th Street](#)
(click for info)

VOTE: Title: Community Board 3 Resolution in support of a Certificate of Appropriate for 421 East 6th Street

WHEREAS, 421 East 6th Street (aka 421-423 East 6th Street and 108 East 7th Street) is a Neo-Classical commercial building within the **East Village/Lower East Side Historic District**, built in 1920, architect William W. Whitehill, original owner New York Edison Co.; and

WHEREAS, on the south side of the building (East 6th Street), the masonry façade is to be repointed, the spandrel panels and steel substructure are to be restored and repainted, and new insulated windows with profiles to match the existing windows will be installed; and

WHEREAS, on the main façade (south side), full height steel and glass doors will replace non-original corrugated metal siding, the new doors to resemble the original doors found in the 1920 building; and

WHEREAS, on the north side of the building (East 7th Street), the rear 1926 annex, the 1963 building, and the 1963 gate will be demolished to make way for a garden, and a black cast-iron fence and gate resembling existing fences found in within the historic district will be installed, and

WHEREAS, new windows will be installed in the north and west facades, and the main entrance, ADA compliant, will be placed on the west side; and

WHEREAS, An elevator bulkhead necessary to provide access to the roof (visible from East 6th Street and from other vantage points), will stand 3'8" above the parapet and will be painted light gray to minimize its visual impact; so

THEREFORE BE IT RESOLVED, CB 3 approves the Certificate of Appropriateness application for the renovation of 421 East Sixth Street.

31 YES 0 NO 0 ABS 0 PNV MOTION PASSED (excluding Landmarks item 3)

25 YES 0 NO 6 ABS 0 PNV MOTION PASSED (Landmarks item 3)

Land Use, Zoning, Public & Private Housing Committee

1. Approval of previous month's minutes

VOTE: To approve the March 2015 minutes as written. The March 2015 Committee minutes are hereby amended to note that the cited CWG vote on Area 2 inclusion was actually: YES - 5; NO - 1; and ABSTAIN - 1.

2. Development team: Update on Essex Crossing

no vote necessary

3. Informational presentation on Zoning for Quality and Affordability Text Amendment proposal

no vote necessary

4. Informational presentation on the Interagency Tenant Harassment Protection Taskforce

no vote necessary

5. Tenant Harassment in CB 3-presentations from CAAAV, GOLES, and Cooper Square Committee

no vote necessary

6. Reassessment of 421A tax abatement and whether it should be allowed to expire.

VOTE: Title: Community Board 3 Resolution to Support the renewal of the 421a Tax Exemption Program only with a 30% affordable housing requirement and the requirement that affordable units be constructed on-site

Whereas, the 421-a tax exemption program expires on June 15th, 2015;

Whereas, only 8.3% (12,700 units) of the roughly 153,000 housing units receiving 421-a real estate tax exemption in FY 2014 were set aside for low income households;

Whereas, the 421-a program provided \$1.1 billion in tax exemptions to private developers in FY 2014;

Whereas, the tax exemptions amount to an average of over \$800,000 per low income apartment over the life of the tax break;

Whereas, all of Manhattan is now in the geographic exclusion area, which requires 421-a tax exemption recipients to include 20% low income housing, and yet most developers of new housing in Community Board 3 choose to forego the 421-a program in order to build 100% luxury housing;

Whereas, most other parts of NYC are not in the geographic exclusion area, meaning that developers may obtain 421-a tax exemptions even though they include no low income housing in their developments;

Whereas, the program is not a cost effective means of promoting voluntary development of low income housing;

Therefore, Community Board 3 resolves that the current model of the 421-a program has not been effective creating new affordable housing units within this community, and that Community Board 3 supports the renewal of the 421-a program only under the conditions that an updated program require 30% low income housing in 421-a eligible developments, that all affordable units be required to be built on the same site as the development receiving the tax exemption, and that the number of affordable units created on-site cannot be counted towards other affordability programs.

7. Report from Public Housing & Section 8 Housing Subcommittee

no vote necessary

31 YES 0 NO 0 ABS 0 PNV MOTION PASSED (excluding Land Use item 6)
29 YES 0 NO 2 ABS 0 PNV MOTION PASSED (Land Use item 6)

Members Present at Last Vote:

| | | | | | |
|--------------------|-----|----------------------|-----|----------------------|-----|
| David Adams | [P] | Ayo Harrington | [P] | Alexandra Militano | [P] |
| Dominic Berg | [P] | Herman F. Hewitt | [P] | Chiun Ng | [P] |
| Karen Blatt | [P] | Anne K. Johnson | [P] | Ariel Palitz | [A] |
| Lisa Burriss | [A] | Linda Jones | [P] | Teresa Pedroza | [A] |
| Justin Carroll | [A] | Vaylateena Jones | [P] | Carolyn Ratcliffe | [P] |
| Karlin Chan | [P] | Meghan Joye | [P] | Carlina Rivera | [P] |
| Jimmy Cheng | [A] | Lisa Kaplan | [P] | James Rogers | [P] |
| MyPhuong Chung | [P] | Carol Kostik | [P] | Richard F. Ropiak | [P] |
| David Crane | [P] | Ben Landy | [A] | Christopher Santana | [A] |
| Enrique Cruz | [P] | Mae Lee | [P] | Susan Scheer | [A] |
| Cathy Dang | [P] | John Leo | [A] | Nancy Sparrow-Bartow | [A] |
| Leila Eliot | [P] | Alysha Lewis-Coleman | [P] | Josephine Velez | [P] |
| Morris Fajtelewicz | [P] | Gigi Li | [A] | Rodney Washington | [P] |
| Flora Ferng | [A] | William LoSasso | [P] | Kathleen Webster | [P] |
| Gloria Goldenberg | [A] | Chad Marlow | [P] | Thomas Yu | [A] |
| Jan Hanvik | [A] | Penina Mezei | [A] | Zulma Zayas | [P] |

Meeting Adjourned