

MANHATTAN COMMUNITY BOARD 4

May 6, 2015

Fulton Center Auditorium, 119 Ninth Ave

PUBLIC HEARING

Renewal of enclosed sidewalk café at 470 23rd Avenue - New York Burger Co. for 25 tables and 54 seats.

MEETING AGENDA

Public Session	Delores Rubin
Adoption of Agenda	
Adoption of Last Month's Minutes	Christine Berthet
Manhattan Borough President	Diana Howard
Local Elected Officials	Various
District Manager Report	Jesse Bodine
Chair Report/Committee Reports	Christine Berthet

PUBLIC HEARING:

Apparently, the wrong item was listed in the agenda. This was a Public Hearing on **BSA Cal. 67-15-BZ; Special Permit for the Cell Theatre, 338 West 23rd Street.**

Betty Mackintosh chaired the meeting. As there were no speakers, the hearing was closed.

PUBLIC SESSION:

First Vice Chair Delores Ruben called on the members of the public who signed up to speak. The public spoke on the following topics:

1. The Manhattan Community Boathouse, the free kayaking program, announced that they were opening for the season on May 23 on their new dock.
2. A representative of the West Side Neighborhood Alliance thanked the Board, the Business Licensing and Permits committee and the Chair for the way it handles SLA applications.
3. The Neville Dance Theater is celebrating its 10th Anniversary season. The theater is looking to create business partnerships in the community. They also announced that May 16 will be the NY Dance Parade. More information is on their website: nevilledance.com.
4. Matt Brown of the Dept of Parks and Recreation announced that Workforce Skills classes are being offered at NY Cares at the Chelsea Rec Center. Resume writing and online job search classes are offered on Mondays; Intro to Computers is offered on Saturdays.
5. A member of the public asked that the Board reduce the hours of operation of BK18 from 4am to 2am on the corresponding application.
6. A representative of the Alvin Ailey Dance Company asked the Board to approve the proposed expansion of the Company's facilities.
7. A representative of the NYC Compost Project reminded the public that compost may be dropped off at the SW corner of 23rd Street and 8th Avenue on Tuesdays and Thursdays from 8-11 AM.
8. A representative of BeautifyEarth.org spoke about the need for playground mural wall repairs at Mathews-Palmer Park on 45th Street.

9. A representative of the Mathews-Palmer organization spoke about the mural at the park and also asked the board to recommend the denial of the application of Adam for a liquor license.
10. A member of the community asked that the hours of operation on the SLA application for Adam be reduced, from 4 AM to 2 AM.
11. Paul Seres and Lisa Daglian addressed the Board and said how much they enjoyed serving on CB4. JD Noland expressed disappointment that Paul and Lisa were not reappointed, and asked that they be appointed as public members if they so desired.

ADOPTION OF THE AGENDA AND THE MINUTES OF THE APRIL 2015 FULL BOARD MEETING:

A question was asked as to why item #33 was tabled, but after explanation, the agenda was adopted. The minutes were adopted.

REPORTS OF ELECTED OFFICIALS:

Robert Atterbury for Congressman Jerrold Nadler: The Congressman is working on three issues that he wanted brought to the community's attention. First, the Congressman is proud of the bipartisan compromise of the House Judiciary Committee in passing the USA Freedom Act out of committee. Next, the Congressman has reintroduced the 9/11 Compensation Act and the WTC Victims Compensation Fund and the provision of health care for victims and wants them made permanent. Finally, the Congressman supports the Fair Pay Act, which provides for performance income for artists for terrestrial radio broadcasts.

Ed Sullivan for Public Advocate Letitia James: The Public Advocate is still pursuing the release of the Grand Jury proceedings in the Staten Island case. She is also working to protect workers in nail salons from potential toxic chemicals.

Matt Green for Council Member Corey Johnson: The Council Member is holding a West Side Summit on Saturday, May 8 to address the state of the council district and to announce the winners of the Participatory Budgeting process.

Diana Howard for Manhattan Borough President Gale Brewer: The Borough President wanted to welcome the new members of Community Board 4. With regard to departing members, Ms. Howard acknowledged the concerns raised by Mr. Noland relating to Mr. Seres and Ms. Daglian, but would not discuss the process by which members were appointed.

The Community Board Leadership Development series will resume in June. Board members who want to participate can sign up on the Borough President's website: manhattanbp.nyc.gov.

The new district office for the Borough President on 125th Street will host a grand opening event on Monday, May 18 from 4-8 pm.

The Community Board members' reception will be held at the American Museum of Natural History on June 15.

The Borough President's report on Urban Agriculture is available in the back of the room at the meeting.

State Senator Brad Holyman: The Senator addressed the arrest of Senate Majority Leader Skelos and stated that the Democratic conference wanted the Republicans to remove Skelos as leader.

The Senator addressed the recent attack at Dallas BBQ on West 23rd St and 8th Avenue and stated that it was being investigated as a hate crime.

The Senator supports legislation that makes tanning beds illegal for teens.

The Senator wants to strengthen the rent protection laws and invited everyone to a rally at Foley Square on May 14 at 5 pm.

REPORT OF DISTRICT MANAGER JESSE BODINE:

The District Manager attended the following meetings in the prior month:

Covenant House, BRC Comm Advisory meeting, Lantern Comm Advisory meeting, Info session for new CB4 members, site visit to the EMS station on West 23rd Street, the meeting of the Education Working Group, a meeting with the Transportation Committee with NJ Transit and an Update on 9th Ave Water Tunnel project.

At the District Manager's Cabinet Meeting, the following topics were discussed:

Illegal demolition on 9th Avenue, the West 48th St and 10th Avenue site and the need to rebid the repairs at Clement Clarke Moore Park.

New Board members need to return their Conflict of Interest letters as soon as possible.

The Waterfront, Parks and Environment committee meeting has been moved back to its original, Thursday, date for May.

REPORT OF MCB4 CHAIR CHRISTINE BERTHET:

The Chair acknowledged the changes in Board membership, and asked the nine (9) new members to introduce themselves, which they did. Training for the new members was provided by Delores Rubin, Ernest Modarelli and Walter Mankoff.

Burt Lazarin has been appointed as the new co-chair of the Business Licensing and Permits committee, replacing Paul Seres.

The Chair attending the following meetings during the previous month: a meeting with Council Member Johnson regarding affordable housing; a meeting with Hudson Yards Development Corp. regarding the #7 line extension; a meeting regarding Block 4 of Hudson Yards; a meeting regarding the preservation of Christ Church; a meeting with Google, a meeting about issues at 548 West 28th Street, a meeting about jitney bus stops on 8th Avenue and a meeting with Port Authority on their master plan for the bus station.

BUSINESS SESSION:

Executive Committee:

Item 1: The hiring of Patricia Gouris as the new Community Planner/Associate was recommended by the Executive Committee. The Board voted to hire Ms. Gouris.

Quality of Life Committee:

Item 2: Approved without discussion.

Item 3: After a brief discussion of the letter, Mr. De Kadt moved to table the matter, as more research would need to be done and it may not be appropriate for the Board to take a position. After a vote, the item was tabled.

Chelsea/Hell's Kitchen Land Use:

Item 4 was passed with the addition of friendly amendments.

Item 5 was discussed and the letter urging denial of the application was passed.

Waterfront, Parks & Environment

Item 8 was passed with limited discussion.

Business Licensing & Permits

Items 23-24 were bundled and passed.

Items 9-15, and 18-21 were bundled and passed.

Items 16 and 17 were bundled. In the application, the applicant represented that they had met with the Hells Kitchen Neighborhood Alliance. Mr. Diaz, a member of HKNA, said that the applicant had not met with them, and asked that the matters be tabled until such a meeting takes place. A vote was taken and the matters were tabled.

On Item 21, a brief discussion was had with the applicant, who refused a request to amend the closing time from 4 am to 2 am. The application as approved was passed as originally submitted, with a 4 am closing time.

Transportation Committee:

Items 25-26 and 29-31 were bundled and passed.

On item 28, the letter had already been sent. The Board ratified this action.

Housing, Health and Human Services:

Item 32 was passed

Chelsea Land Use:

Items 34-35 were bundled and passed.

On items 36-37, Ms. Mackintosh represented that she had received additional correspondence from the school and supported the letters. The letters were bundled and passed.

Item 38 was passed.

Item 39 was amended to send to the Deputy Mayor responsible for Landmarks, and was passed

The meeting was adjourned at 8:33 p.m. Minutes by Lowell D. Kern.

VOTING KEY		ATTENDANCE		KEY		ATTENTION		KEY		ATTENTION	
Y=Yes		C=Authorization to Hire Patricia		P=Present		P=Present		P=Present		P=Present	
N=No		A=Abstain		PNE=Present, not eligible		E / A		A=Absent		E=Excused	
- = No vote ATTENDANCE											
	P / Y	38	35	38	8	36	35				
	Ab / N	11	0	1	0	1	1				
	E / A	0	1	0	0	1	0				
	PNE	0	0	0	0	1	0				
Charles S. Bavor	P	Y	Y	Y	Y	Y	Y				
Andrea Bernard	P	Y	Y	Y	Y	Y	Y				
Christine Bernhet	P	Y	Y	Y	Y	Y	Y				
Queen Billo	P										
Yoni Bokser	P	Y	Y	Y	Y	Y	Y				
Lee Compton	A										
Katherine Consuelo-Johnson	A										
Ansel Cortes	P	Y	Y	Y	Y	Y	Y				
Dale Corvino	P	Y	Y	Y	Y	Y	Y				
Judith Dahill	P	Y	Y	Y	Y	Y	Y				
Barbara Davis	P	Y	Y	Y	Y	Y	Y				
Mastren de Kadt	P	Y	Y	Y	Y	Y	Y				
Sarah Desmond	P	Y	Y	Y	Y	Y	Y				
Pete Diaz	P	Y	Y	Y	Y	Y	Y		N	N	
Tina DeFalicantonio	A										
Lily Fan	P	Y	Y	Y	Y	PNE	Y				
Keith Fennessy	P	Y	Y	Y	Y	Y	Y				
Brett Firler	A										
David Holowka	P	Y	Y	Y	Y	Y	Y				
Frank Holczuhien	A										
Inge Ichenko	P	Y	Y	N	A	Y					
Lowell Kern	P	Y	Y	Y	Y	Y	Y				
Burt Lazarin	P	Y	Y	Y	Y	Y	Y				
Bruce MacAffer	P	Y	Y	Y	Y	Y	Y				
Bashy Maskintosh	P	Y	Y	Y	Y	Y	Y				
Walter Mankoff	P	Y	Y	Y	Y	Y	Y				
Jay Marcus	A										
Morgan McLean	P	Y	Y	Y	Y	Y	Y		N	N	
Ernest Moderelli	P	Y	Y	Y	Y	Y	Y				
Ambur Nicotia	A										
Michael Noble	P	Y	Y	Y	Y	Y	Y				
J.D. Nolan	P	Y	Y	Y	Y	Y	Y				
Austin Ochoa	P	Y	Y	Y	Y	Y	Y				
Maria Ortiz	P	Y	Y	Y	Y	Y	Y				
Allen Oster	P	Y	Y	Y	Y	Y	Y				
Brad Pascaarella	A										
Rhonda Piatello	P	Y	Y	Y	Y	Y	Y				
David Pincus	A										
Joe Restuccia	A										
Delores Rubin	P	Y	Y	Y	Y	Y	Y				
Yvonna Russell	P	A	Y	Y	Y	Y	Y				
John Sharp	A										
Brian Sokal	P	Y	Y	Y	Y	Y	Y				
David Solnick	P	Y	Y	Y	Y	Y	Y				
Ken Stewart	P	Y	Y	Y	Y	Y	Y				
Charles Thanhauser	P	Y	Y	Y	Y	Y	Y				
Martin Treat	P	Y	Y	Y	Y	Y	Y				
James Wallace	A										
David Warren	P	Y	Y	Y	Y	Y	Y				
Elizabeth Zechella	P	Y	Y	Y	Y	Y	Y				

