

**FULL BOARD MEETING MINUTES**  
**Wednesday, March 14, 2007**  
**NYU MEDICAL CENTER**  
**550 FIRST AVENUE**

**Hon. Lyle Frank, Chair**

**ATTENDANCE**

**Members answering first roll call:**

Barrett, Cervera, Curtis, Disman, Frank, Garland, Garodnick, Haile, Imbimbo, Judge, Knowles, Lynn, McGuire, McIntosh, Monterossa, Moses, Oddo, Papush, Parker, Parrish, Peveri, Rosenthal, Rubin, Scala, Schachter, Schaeffer, Schoor, Sepersky, Sherrod, Steinberg, Talbot, Thompson, Tu, Ursillo, West, Williams

**Members answering second roll call:**

Barrett, Bloch, Cervera, Curtis, Disman, Frank, Garland, Garodnick, Haile, Imbimbo, Judge, Knowles, Lynn, McGuire, McIntosh, Monterossa, Moses, Oddo, Papush, Parker, Parrish, Peveri, Rosenthal, Rubin, Scala, Schachter, Schaeffer, Schoor, Sepersky, Sherrod, Steinberg, Talbot, Thompson, Tu, Ursillo, West, Williams

**Excused:**

Buchwald, Collins, Greenspan, Lilien, Reiss, Ross, Simon

**Absent:**

Arcaro, Hollister, Russo, Winfield

**Member attendance:** Present: **37** Absent: **7** Excused: **4**

**Guests signed in:** Fredda Mantell, Leah Del Percio representing C/M Lappin, Ronnit Bendavid-Val, Greg Geller representing C/M Mendez, Jay Charles, Minna Charles, Amy Martinez-Miller representing BP Stringer, Louise Dankberg, Karen Weis, Gretchen Kruesi representing C/M Garodnick, Douglas McGrath, Kit Barton

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## **Meeting Called to Order**

Lyle Frank, Chair, called the meeting to order.

## **Agenda Changes**

The Deputy Borough President's Presentation was held over to a later date.

## **Adoption of the agenda**

Agenda adopted by a voice vote.

## **PUBLIC SESSION**

**Minna Elias, representing Cg/M Maloney**, reported that the City is currently shopping a proposal to have legislation passed at the State level to alienate Robert Moses Park. The park would be alienated now, but a project would not be built for 15 years, and a replacement park would be built some time in the future. The new park should be built before the old space is taken away. Minna stated that the United Nations is not pushing this project, but it is the City that wants to sell off its assets, not necessarily in the best interests of the community.

**Pat McCandless, representing Sen. Krueger**, reported that the Senator had a meeting the previous Friday to discuss Robert Moses Park with other elected officials. They all agreed that what is on the table so far is not adequate. Sen. Krueger is planning to attend the Community Board Six Parks Committee meeting on the subject in April.

Pat reported that Sen. Krueger, as the ranking minority member on the Housing Committee, she will be holding a number of forums around the state, to address any and all housing issues across New York.

Sen. Krueger will be holding a Senior Resources Fair on April 26<sup>th</sup> from 1pm to 5pm at Temple Emmanuel, 1 East 65<sup>th</sup> St. Various social service representatives and government agencies representatives will be in attendance.

**Laura Morrison, representing Sen. Duane**, reported that there is a possibility that the Gristedes on First Avenue and E. 20<sup>th</sup> St. may be closing. At this moment, it is only a rumor, but Sen. Duane has written a letter, and hopes to contact the owner of Gristedes. Legislatively, there is nothing that the Senator can do, but he can help organize people and the community to show how valuable the supermarket is.

**C/M Garodnick** reported that he has e-mailed and spoken to the owner at Gristedes. His office has put together a postcard to notify of the community of the possible sale with information on how to get in touch with Gristedes to voice community concerns.

C/M Garodnick hosted a "Know Your Rights" forum along with the Stuyvesant Town Tenants' Association. 600-700 residents showed up to address issues about private investigators and what the effect might be on any individual that may be pursued by the new ownership.

C/M Garodnick said he met with the Municipal Art Society today to discuss the Con Ed site. Plans are moving forward for a charrette, trying to encourage landscape architects to give their vision for what a new and improved site would look like from the perspective of open public space and access to the river.

On key card legislation, putting in privacy protections for tenants, there is a tentative hearing date for June 13<sup>th</sup>

A bicycle safety bill was passed by the City Council today, requiring restaurant owners to provide helmets to delivery men, and posters displayed in several languages that show safety procedures and bicycle laws.

C/M Garodnick was part of a Cultural Education Forum last week, where he brought the local public schools of this community district together with the 22 cultural organizations of this district so they could talk to one another. He believes both sides will benefit each other, and important information was passed on.

C/M Garodnick answered questions from the community on bike paths on 20<sup>th</sup> and 21<sup>st</sup> Streets, EDC's draft RFP for the Old Psychiatric Building, his conversation with Gristedes owner, the City Council Parks Committee, and the new bicycle safety laws.

**Leah Del Percio, representing C/M Lappin,** reported that the C/M gave birth to a baby boy on March 4<sup>th</sup>. She has still been quite active behind the scenes.

She is co-sponsoring a bill with C/Ms Mendez, Garodnick, and Brewer that will help alleviate discrepancies between the Department of Buildings and the Landmarks Preservation Commission. The bill will allow DOB to revoke building permits on designated properties.

**Greg Geller, representing C/M Mendez,** reported that the C/M is co-sponsoring, along with Board's 6, 3, and 5, a Quality of Life forum on March 29<sup>th</sup>.

C/M Mendez wrote a letter to the owner of Gristedes stating that she will be working with C/M Garodnick on this issue, spoke of the value of the supermarket to the community, and urged him to keep the store open.

C/M Mendez partnered with the Stuyvesant Park Neighborhood Association to address the rat population in Stuyvesant Square Park. The Parks Department bought new lids for the trash cans, and there has been a noticeable reduction of rats in the park.

Greg reported that owners of rent stabilized units have taken them off the market and are now renting them to visitors at exorbitant rates. C/M Mendez is working to have the fines increased of these illegal hotels.

**Barry Klein, representing A/M Bing,** reported that the Assembly just passed its budget resolutions, which will now go to the Senate. It is hopeful that the budget will be passed on time.

**Karen Weiss of the Epiphany Library** reported that the Children's Room at the library will be undergoing renovations starting in early April. The library believes the renovations will take about three months. She reported that the library may need to close on certain days, but it will give advance notice.

She also reported that New York's average library hours are lagging behind other major cities. They are open on average 5 days, or 39 hours per week. These hours are not adequate to serve local communities.

**Joy Garland** invited everyone to an Illustrated Bird Slide Talk on Thursday, March 15<sup>th</sup> at 7PM, at Solar One, East 23<sup>rd</sup> Street & the East River. The talk will be given by one of the best known bird experts in the city, Starr Saphir.

**Roll Call** – Carol Schachter

## **BUSINESS SESSION**

### **Adoption of the February 21<sup>st</sup> Full Board minutes.**

Minutes were adopted by voice vote.

### **Chair's Report** – Lyle Frank

Lyle reported that there will be a Quality of Life Forum on March 29<sup>th</sup> co-sponsored by C/M Mendez and Board's 3, 5 and 6. The SLA, the local precincts, and other city agencies will be on hand to discuss any and all quality of life issues.

CB6's response on the Mayor's Preliminary Budget was sent. Lyle reported that is one of the most outstanding documents he has seen since he has been on the Board, and he thanked Dan Williams and a Budget Committee for a job well done.

There has been follow-up via e-mail between the BP's office, NYU, and Lyle dealing with Emergency Preparedness. Lyle spoke at the Public Safety Committee meeting. Things are still in the preliminary stages at this point.

C/M Garodnick had a meeting with Board's 5, 6, and 8 about street fairs. Each individual Board is very good about setting its own guidelines, but there is no coordination between the Boards. Hopefully, this is something that can be coordinated better next year.

Gary Papush, Claude Winfield, Mark Thompson, and Lyle met with Tishman Speyer to introduce themselves. The Board will be forwarding them resolutions passed recently on Stuyvesant Town issues so they know where CB6 stands.

Lyle reported that the Robert Moses Playground situation is worse than he had had been hearing. The site was going to go through ULURP because the UN wanted the property, and that has now changed completely. We need to advocate for truer placement of active place.

Lyle introduced Mike McGuire as the new vice chair for the Public Safety Committee. He has a lot of background in many safety issues.

Harry Ursillo was introduced as the new vice chair for liquor licenses for the Business Affairs and Street Activities Committee. Lyle thanked Scott Greenspan for his previous work as vice chair.

Seena Parker and Paula Schaeffer were introduced as the new vice chairs for the Youth & Education Committee. Lyle thanked Elizabeth Tu for her work as vice chair.

Lyle clarified what the "Present, Not Eligible" vote means. It essentially means abstain with cause. If you have a conflict of interest, you are supposed to disclose it at the beginning of the debate, you can then debate whatever the issue at hand is, but then do not vote. The way you do not vote is "Present, Not Eligible".

The website now shows the date and time the agendas were last updated.

Lyle attended the Borough Board's Budget meeting. The Budget was passed. The "winner" of the most new budget items over the past couple of years was the Parks Department. The report was sent off to the Mayor.

Lyle testified at the City Council on the Community Board Six budget in front of C/M Felder. Toni was nice enough to draft the testimony, and he thanked her for that. He gave a lot of credit to the Borough President for empowering community boards.

Lyle congratulated C/M Lappin on the birth of her child.

Isabel Ross continues to improve. She is in good spirits. She is having physical therapy and is well on the road to recovery. She would love to have visitors.

Lyle also congratulated Claude and Michelle Winfield on the birth of their grandchild.

### **District Manager's Report – Toni Carlina**

Toni thanked the Borough President for the office's Urban Fellow. He put together a map of Manhattan's Community Boards that showed CB6 has the least amount of park space per acre and per person. He will be working on another map based on all community boards in the city.

State DOT did not yet open the park at One Sutton Place in fear of being sued. The Parks Department assured Toni that State DOT will come back, whether it be on this contract or a future contract, but there is no paperwork between the agencies that gives any kind of commitment that State DOT is doing this.

With the help of C/M Mendez's office, there will be an on-site meeting with the Department of Buildings regarding the Hotel Marcel. They have been issued 75 violations, many for safety issues.

In response to a letter sent to DOT regarding pedestrian ramps and newsracks, many newsracks were removed along 1<sup>st</sup> and 2<sup>nd</sup> Avenues thanks to Claude's district-wide survey.

Toni called Joe Sorantino at DoITT to discuss tech support for Community Boards, and has requested that we request the restoration of Bob Schmitt's position, so that community board offices can access computer technical support. With the loss of Bob Schmitt, community boards have little to no tech support.

Six residential parking spots have been removed from Mount Carmel Place, and replaced with HHC parking without notification, and residents are complaining. Toni asked Lou to take a look at this.

Toni encouraged the Board members to call the Board office with any community complaints they may have. Any outstanding complaints can be placed on the next District Service Cabinet agenda.

## **Treasurer's Report – Bea Disman**

Bea reported that the Community Board did send flowers to Isabel Ross wishing her a fast recovery.

Bea reported that the Executive Committee had determined a process for determining on how the proceeds from the two Community Board Six street fairs would be spent, and to determine what future street fairs would be. The money from the September 2006 street fair would go towards children's activities. The proceeds from the two 2007 CB6 street fairs will help pay off debts accrued from the 197-a and 197-c plans, and toward CB6's own budget.

## **Borough President's Report – Amy Martinez-Miller**

Amy reported that the Borough President has 2 types of grants available. There is a Capital Grant, which is for any type of capital improvement. The deadline for Capital Grants is April 6<sup>th</sup>. The other grant is a Borough-Needs Grant, which is more for maintaining and starting up programs. The deadline for these grants is May 25<sup>th</sup>. Applications are available on the BP's website.

The BP's office has been fielding requests and complaints from the Turtle Bay neighborhood regarding the various construction projects that are going to be going on soon. There will be meetings with all parties involved to discuss how to mitigate things that will come up. This might be best handled through CB6.

The BP's office has been sending lists to DOB regarding illegal signage. DOB has pledged to remove any illegal signage that comes through the BP's office.

## **COMMITTEE REPORTS**

### **1. Youth & Education Committee – Maxine McIntosh, Chair**

#### **a. Report**

Maxine reported that at the meeting next week, the committee will be discussing the reorganization of New York City Public Schools. There will be 3 guest speakers to talk about this as well. Additionally, there will be an update on Julia Richman H.S. and the H.S. for Art and Design.

### **2. By-Laws Select Committee – Darren Bloch, Chair**

#### **a. Report**

Marty Barrett, speaking on behalf of Darren Bloch, reported that the committee will be producing a survey that will ask a few questions about the current by-laws, but then have a lot of space to give opinions on them. The committee will be tightening up some of the language in the by-laws. Committee and Full Board Attendance will be addressed, along with summer recess items, and chair term limits for both the Board and committees.

### **3. Land Use Committee – Ed Rubin, Chair**

#### **a. Report**

Ed reported that there are rumors that there may be another presentation of the landscaping at the Con Edison site. He reported that he, John West, Mark Thompson, and Gary Papush had a

meeting with George Klein, Chairman of the UNDC, to brief him on John West's PowerPoint presentation and discuss other issues in the area surrounding the UN.

The Old Psychiatric Building at Bellevue Hospital will be subject to a new RFP based on its "highest and best use". The EDC has a history of doing this and not sharing the input to the Board. It is in the Board's 197-a plan that the building needs to have a hospital or community related use. A letter was drafted and it will be sent to the EDC and HHC in an effort to stop the RFP.

The zoning breakdown on the High School for Art and Design has been received. There will be a discussion on this at the Land Use Committee in April.

The Waterfront charrette will be held sometime in the spring.

**4. Housing & Homeless Committee – Claude Winfield, Chair**

**a. Report**

The report was waived due to Claude's absence.

**5. Health, Senior, and Disability Issues Committee – Sandro Sherrod, Chair**

**a. Report**

Sandro waived his report because his committee had not yet met.

**6. Budget & Governmental Affairs Committee – Dan Williams, Chair**

**a. Report**

Dan reported that Peter Sugar from OMB gave a presentation at the last meeting on the budget process.

This is the month for testimony before the City Council for the FY'08 Budget. The calendar of committee hearings on the City Council can be found on their website. You must register more than a day before the hearing for which you want to testify. CB6 members can testify as a member of the community or as a Board member. If you are going to testify as CB6, please let Lyle know.

The committee is in the beginning stages of thinking about FY'09. Dan encouraged all committees to think about capital or expense items as it means to the local community district.

**7. Transportation Committee – Lou Sepersky, Chair**

**a. Resolution urging interagency planning and coordination in the multiplicity of capital construction projects at 34<sup>th</sup> Street at, and east of, the Franklin D. Roosevelt Drive**

**WHEREAS**, the New York State Department of Transportation (NYSDoT) is in preparation for the replacement of the East 34<sup>th</sup> Street viaduct (viaduct) and the rehabilitation of the 25<sup>th</sup> to 42<sup>nd</sup> Street section of the Franklin D. Roosevelt Drive (FDR), in Community Board 6, and

**WHEREAS**, the [New York City] Economic Development Corporation (EDC) has begun planning and/or actual work on the reorientation and improvement of the heliport (34<sup>th</sup> Street Metroport, 499 East 34<sup>th</sup> Street) passenger facility (terminal), the south side of 34<sup>th</sup> Street, and



**WHEREAS**, the EDC is in the process of significant maritime improvements to the East 34<sup>th</sup> Street intermodal ferry-bus transfer facility, and has plans for some limited alterations to the "upland" (on shore) passenger facilities, and

**WHEREAS**, the NYSDoT replacement of the viaduct is expected to entail the construction of a temporary parallel reliever viaduct structure east of the existing structure and which would have a significant impact on a reconstructed terminal and on helicopter operations at the facility, and

**WHEREAS**, the EDC does not appear to have prepared either of its projects so as not to interfere with reliever, nor does it appear to have consulted with NYSDoT as the timing of its projects, or with NYSDoT as to the timing of its work on the viaduct, and

**WHEREAS**, the EDC's proposed realignment of vehicular traffic to serve the rehabilitated terminal does not appear to have been planned to reflect the NYSDoT work on the FDR, nor does it appear to have involved consultation with the New York City Department of Transportation (NYCDoT), nor have NYSDoT, NYCDoT or the EDC done a comprehensive traffic study of the affected and related areas, and

**WHEREAS**, NYSDoT has thus far shown a willingness to work with an easement and possible realignment of the FDR so as to make possible greater access to the waterfront and future park and recreation space as presented in CB6's 197-a and 197-c plans, and

**WHEREAS** the EDC plans for the transfer point does not reflect the existence of a New York City Police Department's (NYPD) near permanent mobile command station and the use of the immediate area for periodic major public safety mobilizations of personnel and vehicles, and

**WHEREAS** the lack of coordination has the potential to cause spending of public money in a wasteful and inefficient manner, delay effective completion of the three principal projects and to interfere with the creation of waterfront recreational space and the access to that waterfront parkland from west of the FDR, now

**THEREFORE BE IT**

**RESOLVED** that Community Board 6 urges the NYC Economic Development Corporation to prepare a coordinated site plan which incorporates the proposed new ferry terminal and its upland portions, the new heliport building(s) and helipads (including anticipated flight paths) and to insure full coordination, including the construction schedule, with the New York State Department of Transportation's rehabilitation of the Franklin D. Roosevelt (FDR) Drive, 25<sup>th</sup> to 42<sup>nd</sup> Streets, including replacement of the 34<sup>th</sup> Street viaduct, and

**BE IT FURTHER**

**RESOLVED** that all of the City and State agencies take into account, to the maximum extent possible the goals of Community Board 6 as expressed in its 197-a and 197-c plans now under consideration by the New York City Planning Commission.

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

**b. Report**

Lou reported that at his next meeting, the committee will be dealing with the bicycle routes proposed for 20<sup>th</sup> and 21<sup>st</sup> Streets and the proposed turnaround for the M23 Bus.

**8. Parks, Landmarks, & Cultural Affairs Committee – Gary Papush, Chair**

**a. Alienation of Robert Moses Park**

**WHEREAS**, the City of New York still wishes to pursue the construction of a new building for the United Nation at Robert Moses Playground and to replace it with a UN funded esplanade; and

**WHEREAS**, any replacement of NYC mapped parkland would require alienation legislation by the New York State Legislature; and

**WHEREAS**, Community Board 6 has the least amount of open space; 26.00 acres equaling 5,237 persons per acre, see attached chart, and (especially active open space) of any community district in New York; and

**WHEREAS**, Community Board 6 has long maintained that any substitution for Robert Moses Playground must contain both mitigation and replacement- the esplanade being mitigation for the new building and replacement for Robert Moses Playground being an active space park of the same size and approximate configuration; and

**WHEREAS**, Community Board 6 in a resolution in April 2003 defined active space as: “publicly accessible hard-surfaced space used for active individual or team use for leisure or play, usable for playing fields(i.e. baseball, softball, football, soccer, roller hockey, handball, volleyball, frisbee, or informal ball-playing of whatever type, etc.), and in at least the approximate dimension and shape, but no smaller than the portion of Robert Moses being considered for the new building and any ancillary space.”; and

**WHEREAS**, Community Board 6 in our adopted 197A plan states we support providing for the needs of the United Nations without significantly displacing or disrupting the surrounding neighborhoods; and

**WHEREAS**, Community Board 6 adopted a resolution in March 2005 which supported proposed state legislation which would require the UNDC to place this project under ULURP review with the understanding that it would be a two step process- first ULURP review and then Alienation legislation; now

**THEREFORE, be it**

**RESOLVED**, Community Board 6 reaffirms our resolutions of April 2003 on definition of active space and March 2005 on the creation of a two step process (ULURP and Alienation) and states to our elected representatives that we will oppose any action or legislation that does not contain both mitigation and replacement as defined in our resolution of April 2003 and a two step process (ULURP and Alienation).

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

**b. Report**

Gary mentioned that he would like to find out if an Article 78 case would apply to the open space behind One Sutton Place So. The city keeps assuring the Board that this space will be opened to the public; State DOT was to have done this while working at that location; however,

they re-closed the area. Toni, Lou and I are working on putting a meeting together with State DOT and DPR to discuss the issue.

A few months ago, the Board passed a resolution about the Landmarks Preservation Commission not appointing new people. The Mayor has sent 5 names to fill the spots to the City Council, but it is unclear if they were existing members or new appointees.

**9. Business Affairs & Street Activities Committee – Carol Schachter, Chair**

**b. Transfer, On-Premises Liquor License for Roundtable 515 LLC d/b/a Catch, 303 E. 53 Street between First and Second Avenues**

**WHEREAS**, the applicants appeared before us to answer any concerns and provided a completed questionnaire form we had requested; and

**WHEREAS**, we were provided with a signed Change of Agreement stipulating their hours of operation on Fridays and Saturdays would be amended to 4 p.m. until 2 a.m. and they would have recorded background music with an occasional performer playing guitar music (no DJ); and

**WHEREAS**, the applicant understands that their premises is indeed subject to the 500 foot rule; and

**WHEREAS**, there were no objections from the community in attendance at our meeting; now

**THEREFORE**, be it

**RESOLVED**, that Community Board Six opposes the application for a Transfer, On-Premises Liquor License for the above entity at this time unless the terms of the attached Change of Agreement form are satisfied.

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

**c. New, On-Premises Liquor License for Kirbster Inc. d/b/a Father & Son at 310 East 44 Street between First and Second Avenues**

**WHEREAS**, the applicants appeared before us to answer any concerns and provided a completed questionnaire form we had requested; and

**WHEREAS**, we were informed that this will be a steakhouse with hours of operation from 12 noon until 11 p.m. seven days a week; and

**WHEREAS**, the applicant owns and operates several well-established restaurants in midtown Manhattan; now

**THEREFORE**, be it

**RESOLVED**, that Community Board Six does not oppose the application for a New, On-Premises Liquor License for the above entity at this time.

**VOTE: 33 in Favor 4 Opposed 0 Abstention 0 Not Entitled**

d. **Transfer, On-Premises Liquor License for Dole W. 52<sup>nd</sup> LLC d/b/a Bellini, 209 E. 56 Street between Second and Third Avenues**

**WHEREAS**, the applicants appeared before us to answer any concerns and provided a completed questionnaire form we had requested; and

**WHEREAS**, we were provided with a signed Change of Agreement stipulating the applicants would close their windows nightly at 11 p.m. to conform to similar requests of other applicants; and

**WHEREAS**, the applicant has informed us their hours of operation would be weekdays from noon until 11 p.m. and weekends from noon until midnight; and

**WHEREAS**, there were no objections from the community in attendance at our meeting; now

**THEREFORE**, be it

**RESOLVED**, that Community Board Six opposes the application for a Transfer, On-Premises Liquor License for the above entity at this time unless the terms of the attached Change of Agreement form are satisfied.

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

f. **New, Vessel On-Premises Liquor License for Fantasy New York Skyports d/b/a tbd at East 23 Street and the East River**

**WHEREAS**, the applicants appeared before us to answer any concerns we might have; and

**WHEREAS**, we were informed that this vessel is connected with the World Yacht Cruise organization; and

**WHEREAS**, the applicant told us the vessel would be moored at the above location, having an occasional DJ and geared to private events with security, and that the season would be from May through New Year's Eve for these events; now

**THEREFORE**, be it

**RESOLVED**, that Community Board Six does not oppose the application for a New, Vessel On-Premises Liquor License for the above entity at this time.

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

g. **Renewal, On-Premises Liquor License for Black Finn NYC, LLC d/b/a Black Finn at 218 East 53 Street between Second and Third Avenues**

**WHEREAS**, the applicants appeared before us to answer any concerns and provided a completed questionnaire form we had requested; and

**WHEREAS**, we were advised that the hours of operation and all other aspects of the renewal are unchanged; and

**WHEREAS**, there were no objections from our committee nor the community who were in attendance at our meeting; now

**THEREFORE**, be it

**RESOLVED**, that Community Board Six does not oppose the application for a Renewal, On-Premises Liquor License for the above entity at this time.

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

**h. New, Restaurant-Wine License for Pio-Pio 34, Inc. d/b/a tbd, 210 East 34<sup>th</sup> Street between Second and Third Avenues**

**WHEREAS**, the applicants appeared before us to answer any concerns and provided a menu from their other restaurants as this is a chain operation; and

**WHEREAS**, we were informed that this will be an upscale Peruvian restaurant with hours of operation from 11 a.m. until 11 p.m. seven days a week; and

**WHEREAS**, no one from our committee nor the community present objected to this application; now

**THEREFORE**, be it

**RESOLVED**, that Community Board Six does not oppose the application for a New, Restaurant-Wine License for the above entity at this time.

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

**i. Application for a Street Fair by the Murray Hill Neighborhood Association on May 20, on Park Avenue between E. 34<sup>th</sup> and E. 40<sup>th</sup> Streets, from 11 a.m. to 6 p.m.**

**WHEREAS**, the applicants appeared before us to answer any concerns and informed us that this had been planned since last year and they felt our approval was imperative for them to attempt this change; and

**WHEREAS**, we were told that Mardi Gras Festival Productions was handling this event again, having picked a day and location with no other major activity in accordance with a grid map prepared previously; and

**WHEREAS**, we reminded the applicants about the Mayor's moratorium on major street fairs and the organization is well aware of this; now

**THEREFORE**, be it

**RESOLVED**, that Community Board Six supports the application for a street fair for this entity for May 20, 2007.

**VOTE: 31 in Favor 1 Opposed 5 Abstention 0 Not Entitled**

j. **Application for a Street Fair by Gramercy Visiting Neighbors on Saturday, May 12<sup>th</sup> on Third Avenue between E. 14<sup>th</sup> and E 23<sup>rd</sup> Sts. from 11 a.m. to 6 p.m.**

**WHEREAS**, the Gramercy Visiting Neighbors have applied for a street fair for Saturday, May 12<sup>th</sup> for 3<sup>rd</sup> Avenue between 14<sup>th</sup> and 23<sup>rd</sup> Streets, located within Community Board 6, and

**WHEREAS**, this entity provides vital services to numerous seniors and other needy people within Community Board 6, and

**WHEREAS**, on the same day as the requested street fair by the Gramercy Visiting Neighbors, another street fair is to take place within Community Board 5 on Park Avenue South, between 17<sup>th</sup> and 23<sup>rd</sup> Streets, and

**WHEREAS**, such scheduling leaves only First Avenue and Sixth Avenue as the only northern routes for vehicular traffic east of 8<sup>th</sup> Avenue, and

**WHEREAS**, it is CB6's understanding that at this time, the SAPO calendar "is set", with concern by the Gramercy Visiting Neighbors that they may lose their opportunity to have such a street fair, and

**WHEREAS**, street fairs are important for non-profit and other community based entities to make money and they are enjoyable for residents and visitors, but at the same time many people have concerns about traffic and other quality of life concerns such street fairs may cause and

**WHEREAS**, CB6 has recently met with Councilmember Dan Garodnick and representatives from Community Boards 5 and 8 in order to balance the above, and

**WHEREAS**, CB6 is looking to work with elected officials, City agencies, and other community boards to ensure street fairs with little disruption, now

**THEREFORE, BE IT**

**RESOLVED**, that CB6 does not oppose the Gramercy Visiting Neighbors street fair for 2007, and

**BE IT FURTHER**

**RESOLVED**, that for 2008, that such scheduling of street fairs so close together geographically not be scheduled and that traffic and other quality of life issues be addresses prior to the assignment of dates, and

**BE IT FURTHER**

**RESOLVED**, that CB6 calls on the City to work with the affected Community Boards prior to any scheduling of street fairs.

**VOTE: 36 in Favor 0 Opposed 1 Abstention 0 Not Entitled**

k. **Application for a Street Fair by the Aaron School on Sunday, May 6, on East 45<sup>th</sup> Street between First and Second Avenues, from 8 a.m. to 4 p.m.**

**WHEREAS**, the applicants appeared before us to answer any concerns and informed us that their school addresses children aged 4 to 9 years with special needs; and

**WHEREAS**, this is a minor street fair and they have agreed to speak with the 17<sup>th</sup> Precinct to facilitate this event; now

**THEREFORE**, be it

**RESOLVED**, that Community Board Six supports the application for a street fair for this entity for May 6, 2007.

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

- l. **Application for a Street Fair by Community Board Six on Friday, May 18 on East 47<sup>th</sup> Street between First and Second Avenues from 11 a.m. to 6 p.m.**

**WHEREAS**, this application was specifically placed on our committee agenda for the community to come and address any concerns they might have, and there were none; and

**WHEREAS**, this is one of two minor street fairs the Board is applying for as is done by several other community boards in Manhattan, being also run by a promoter in the same location as CB6 had its previous street fair; now

**THEREFORE**, be it

**RESOLVED**, that Community Board Six supports the application for a street fair for May 18, 2007.

**VOTE: 35 in Favor 1 Opposed 1 Abstention 0 Not Entitled**

- m. **Application for a Street Fair by Community Board Six on Friday, September 7 on East 47<sup>th</sup> Street between First and Second Avenues from 11 a.m. to 6 p.m.**

**WHEREAS**, this application was specifically placed on our committee agenda for the community to come and address any concerns they might have, and there were none; and

**WHEREAS**, this is one of two minor street fairs the Board is applying for as is done by several other community boards in Manhattan, being also run by a promoter in the same location as CB6 had its previous street fair; now

**THEREFORE**, be it

**RESOLVED**, that Community Board Six supports the application for a street fair for September 7, 2007.

**VOTE: 35 in Favor 1 Opposed 1 Abstention 0 Not Entitled**

- n. **Report**

Due to procedural questions regarding the approval process for various applications, Frank Scala stated, anyone interested in details please attend committee meetings. If you are unable to attend a committee meeting, please send a letter or e-mail to the Chair voicing your concern.

**10. Public Safety, Environmental & Human Rights Committee – Fred Arcaro, Chair**

**a,b,c City Council Intro's 0522 of 2007, 0523 of 2007 and 0524 of 2007**

**WHEREAS**, in response to 17 recent fatal accidents in the construction industry in New York City, the majority of which were scaffolding related, the Department of Buildings formed the Scaffold Worker Safety Task Force, and

**WHEREAS**, the Scaffold Worker Safety Taskforce was comprised of representatives from City, State and Federal government agencies (including the City Council), immigrant advocacy organizations, labor unions, contractors involved in the scaffolding industry, and property owners' associations, and

**WHEREAS**, the Task Force produced a report entitled *Steps to Safety: Recommendations for Improving the Safety of Workers on Suspended Scaffolds*, which resulted in introductions 0522 of 2007, 0523 of 2007 and 0524 of 2007, and

**WHEREAS**, Intro's 0522, 0523 and 0524 amend the administrative code to require inspections of scaffolding by qualified personnel each day before use, and set penalties for the failure to keep records of scaffold inspections on jobsites, and address the former exclusion of certain types of suspended scaffolds from Department of Buildings regulations, all of which should result in greater safety for scaffold users and the general public,

**THEREFORE BE IT**

**RESOLVED**, Community Board 6 supports the passage of Intro's 0522 of 2007, 0523 of 2007 and 0524 of 2007.

**VOTE: 35 in Favor 0 Opposed 1 Abstention 1 Not Entitled**

**d. Report**

The report was waived due to Fred's absence.

**Old/new Business**

**Second Roll Call**

**Meeting Adjourned 10:30 p.m.**