

COMMUNITY BOARD 7/MANHATTAN

Full Board Meeting

Mark Diller, Chair

December 6, 2011

Community Board 7/Manhattan met on Tuesday, December 6, 2011, at the Goddard-Riverside Community Center, 593 Columbus Avenue, in the District. The meeting was chaired by CB7 Chair Mark Diller, who called the meeting to order at 6:44 pm. The following topics were discussed and actions taken.

Our Neighbor of the Month Recognition: Teen Career Connection at the West Side YMCA

Mark Diller introduced the West Side business owners who founded Teen Career Connection: Rudy Tauscher, GM of the Mandarin Oriental Hotel; Doris Michaels, Literary Agent; and Julie Richardson, Managing Director at Providence Equity. He also welcomed Wyndy Sloan, Eileen O'Connor, and Leticia Gilbert from the West Side Y. Founded in 2003, Teen Career Connection has made a difference in the lives of hundreds of teens by exposing them to career paths that they would never consider or have access to otherwise.

- Incredibly important for teens to have career readiness opportunities.
- The private sector has taken over where the public sector has fallen down, and even so can accommodate only 40 placements out of 500 applicants.
- Leticia Gilbert (original participant who now works at the Y) - Taught me responsibility, networking and friendship.
- Ms. Michaels - When you look at the promise of these kids, that's what it was all about at the end of the day. Proud to be part of the Y and these kids' lives. Amazing to think its 7 years old.

Chair's Report- Mark Diller

- The Department of City Planning has extended the Upper West Side Neighborhood Retail Streets Initiative Storefront rezoning proposal to include Amsterdam to West 110th Street. This preserves storefronts friendly to small businesses. The application will be certified as early as 1/3. Looking forward to having public hearing at January Land Use Committee and vote at February Full Board
- Business & Consumer Interests Committee has revised CB7 guidelines for sidewalk cafes.
- Working principles are making their way through committees; hoping this will become the language with which we discuss all important issues before us.
- Working groups- SRO WG met to transition on legislative issues, Outreach WG establishing Twitter presence and developing social media guidelines.

Community Session –

- Mary Hogan- speaking about issue plaguing neighborhood- rat infestation in Riverside Park. In 2008, DPR stopped all meaningful extermination in park because of hawk death due to poisoning even though it was determined it was not from the park. The rats cannot be left on their own in a city park, they own Riverside Park. Our beautiful neighborhood deserves a beautiful park.
- Ashley Varoba (NYC Coalition for a Smoke-free City)- Focusing on young smokers: 11.5K tobacco retailers in NYC, 75% within 1,000 feet of a school. Looking to legislatively restrict proximity and youth-directed advertising.
- Jane Thompson- Speaking about 732 WEA construction. Blocking up windows, have no light or air. CB7 must hold fast on all preservation issues because they have consequences beyond immediate; protect against sliver buildings.
- Hannah Jeon (Korean Community Services)- Working on tobacco marketing to youth and want to expand community work in Manhattan to address 1) youth access 2) smoke free housing and a 3) smoke free outdoors. More than 200K kids are exposed to smoke at home. Hope to provide community health presentations.

- Katie Robbins- new to CB7. Active with Health Care Now and at OWS Health care for 99% WG. Inspired by Vermont law to create instate single payer. Asking that we examine how a universal healthcare system in NYS can create jobs, save millions and provide high quality coverage to all.
- Zoila Marte- Dominican Sunday is holding a coat giveaway. Brochures in the back listing many activities.
- Peter Arndtsen (Columbus-Amsterdam BID)- Many upcoming events – 97th St Greenmarket will be open all winter Fri 8am-1pm. Working with the DOT Slow Traffic initiative to lower speed limits below 35 mph.

Manhattan Borough President's Report

Rebecca Godlewicz, new CB4 and CB7 liaison, introduced herself.

- Many upcoming info sessions on joining your local Community Board; please attend if you are interested in joining.
- MBPO unveiled Greening Your Block initiative, which provides tree guards.
- Thanked all who attended Transportation 2030 conference.

Reports by Legislators

Gale Brewer – City Council Member, 6th District

- Dec 9th 200 kids to Big Apple Circus.
- West-Park Presbyterian Church new boiler is nearly done.
- November 1 Town Hall was so full some people were turned away, Gale apologizes.
- Thank you to the Mandel School for offering meeting space.
- Testified against hydro-fracking.
- Tour of Riverside Park with HS coaches.
- Dept of Transportation is giving us 60 benches for our area.
- Shootings in the area. We working with the precincts.
- West Side Federation honored District Director Rosalba Rodriguez.
- January and April we will have e-Waste events – the community will have the opportunity to dispose of electronic equipment safely.
- November 2012 budget discussions come up this week. They will be mostly cuts. Increasing revenue does not make sense.
- Illegal Hotel Bill will have a hearing on Tues December 13th at City Hall at either 10am or 1pm.
- Legislation on cloned meat notification.
- Oppose reciprocity for concealed weapon license from one state to another. December 15th Public Safety Commission at either 10am or 1pm.
- Working on public pay phones.

Reports by Legislative Representatives

- Celine Mizrahi, Congressman Jerrold Nadler's Office - It's been a busy month. Wrote a letter to DOJ about civil liberties violations at OWS eviction. Submitted testimony on state fracking proposal- calling for NYC watershed ban and called for federal hearing concerning risks and cosponsor of bill to remove hydrofracking from drinking water regulations.
- Varun Sanyal, C-M Inez Dickens' Office - Recently passed legislation to create task force to study diabetes epidemic. Stand for freedom rally Saturday 12/10, 12pm, at the UN to call attention to state laws that disenfranchises voters.
- Jared Chausow, Senator Tom Duane's Office - Sen. Duane and A-M Gottfried carrying health care for all bill. Testified in opposition to hydrofracking. Governor unveiled new tax plan today; senator returning to Albany soon for special session. Very supportive of millionaire's tax; did not vote for last year's budget because of its exclusion. Testified re Reso 94A at the City Council re medical marijuana and compassionate care.

- Paul Sawyer, A-M Linda Rosenthal's Office - Had hydrofracking forum with 500 people in November; submitting 13 pages of comment from that forum. Time for public comment was extended on day of hearing. A-M is in conference in Albany and hopefully renew millionaires tax. Assembly held hearing on SCRIE program and A-M Rosenthal testified at DHCR to scrap MBR system.
- Dominic Lee, A-M Daniel O'Donnell's Office - Continues to fight against hydrofracking. Free legal clinic last Thursday of each month.
- Ben Schachter, Senator Adriano Espaillat's Office - Senator is in Israel with ADL. Want to thank everyone who participated in End to End march to OWS. Testified re: hydrofracking. Redistricting is in full swing; significant win on Friday to eradicate use of prison-based gerrymandering. Senator has been meeting with HCR to strengthen enforcement of tenant protection laws.

Approval of minutes

Vote to approve the November full Board minutes : 36-0-2.

Ian Alterman submitted an amendment to the October minutes – "Ian Alterman expressed serious concern that certain activities undertaken by certain Board members during the campaign period prior to the elections were inappropriate, and it was his opinion that those actions may have distorted the outcome of the elections."

Discussion ensued regarding the procedural basis for the point, tense of amendment & how the minutes should reflect the conversation and decisions as a legal document, whether we agree or not among other topics.

Motion on amendment: 12-20-7. MOTION FAILS

Vote to approve the October full Board minutes: 24-7-7.

Business Session

Transportation Committee

Andrew Albert and Dan Zweig, Co-Chairpersons

1. Manhattan Community Board 8's resolution on power-driven bicycles.

Board Discussion

- Clarification that the license that would be required is the same as a motorcycle or moped.
- This could damage state legislation regarding insurance for the rider. The DMV will not license them because they don't have the safety features that cars have.
- The state may change the electric bike classification into a consumer product so that homeowners insurance would cover the rider.
- Counter-resolution to call on State legislature to pass bills [S1357B](#) (Senator Dilan's bill) and [A1350](#) (Assembly Member Gantt's bill).
- Call on NYPD to enforce existing laws.
- Call on restaurants to pay delivery people a living wage.

Board Discussion on substitute resolution:

- Don't consider it a consumer license; homeowner's insurance doesn't help.

Motion to return to committee:

After deliberation, the motion to return to committee was adopted.

VOTE: 30-5-0-0.

Request to send the call on restaurants to pay delivery people a living wage to move to BCI Committee.

Andrew Albert: Please participate in conducting the survey on street food vehicles. Contact the district office.

Ken Coughlin: Department of Transportation is taking applications for Slow Speed Zones (20 mph).

Business & Consumer Issues Committee

Michelle Parker and George Zeppenfeldt-Cestero, Co-Chairpersons

2. **2735 Broadway** (West 104th Street.) Application to the State Liquor Authority for a two-year liquor license by 2735 Indus Inc, d/b/a To be Determined.

No community opposition. The owner attended the meeting and answered all questions. After deliberation, the resolution to approve was adopted.

VOTE: 34-0-0-0.

3. **2728 Broadway** (West 104th Street.) Application to the State Liquor Authority for a two-year liquor license by Papasito Midtown Corp, Inc, d/b/a Papasito Mexican Grill and Agave Bar.

This has become a controversial issue. Papasito is a new restaurant in an existing location. Has been shown to have excessive noise and odors at night. Significant modifications to minimize those issues were made by restaurant. Still receiving complaints.

Committee has made site visits at 2am, 3am and during the day without observing the issues that the neighborhood has complained about.

The Resolution has 15 stipulations attached, including the hours of closing.

The Committee recognizes that the business has made many attempts to satisfy the neighbors. Applicant has agreed to an electronic measurement of odors and all other requests **except** for the request to change closing time to be earlier than 4am.

Public comments from: *District Leader Cynthia Dotty, Jackie Stewart, Chris Griffen, Paul Shapiro, Sarah Orins, Peter Ackerman, Ruby Krajick, Andy McCord:*

- Complaints since August.
- Papasito is not fitting into the type of restaurant that will improve the community.
- Question if this is more a cabaret than a restaurant.
- Fumes daily, no change since Papasito made changes .
- 311 has been called, 311 violations were recorded.
- Lived in building adjacent for twenty years and two previous restaurants in that location did not have these problems.
- Suggestion to postpone the approval until issues are satisfied.
- Patrons don't leave when the restaurant closes, make noise on sidewalk.
- Papasito advertises free shots and DJs from 11:30pm to 4am.
- Violent activity, a police office was attacked, emergency vehicles called.
- Resident of the neighborhood who attended CB7 committee meeting was threatened on the street by an owner of Papasito.

Comments by Alain Chevreux, owner of Café du Soleil and husband of a partner in new Papasito:

- Disputing number of complaints logged against Papasito: October there were seven 311 calls, November two 311 calls, so far in December no calls. Meeting with elected officials and with the precincts.
- Employs 40 people from the neighborhood.
- Please vote for this place. Must be open until 4am to survive.

Board discussion

- The photograph shows exhaust fans that are against code.
- The committee has made a number of inspections, there are no violations registered on DEP website.
- What guarantee do we have that the stipulations outlined will be followed if Papasito gets a liquor license.
- Substitute motion to remove all stipulations and do a straight disapproval.
- It was disingenuous of the restaurant owner to finally meet with the precinct today – Owner claims met earlier than today.

- Compelling and widespread complaints.
- Now operating under Café du Soleil's license. As of Monday they have their own temporary license. Liquor license expires Feb 28, 2011.
- If we disapprove without stipulations the SLA will likely approve. If we disapprove with stipulations we have the basis to turn down at next renewal.
- We are being held hostage by how the SLA functions. If you disapprove the SLA will approve. If you disapprove with stipulations the SLA will approve. It seems that every application will be approved. How can we count on them to enforce the stipulations?

Amendment: Take all stipulations into whereas's to disapprove. Add discussion of community complaints and concerns. Action is a straight disapproval of the application. If applicant actually corrects all issues involving noise/music inside the establishment, noise and disturbances outside the premises, odors and exhaust/HVAC noise in rear yard, as well as all open violations, prior to January 31, 2011, CB7 will revisit its disapproval and consider a new application.

Stipulations are posted at the local precinct.

Text of the resolution shall be circulated to the Board before being submitted to the SLA.

After deliberation, the amendment was adopted.

VOTE: 35-7-7-1.

After deliberation, the resolution to disapprove was adopted.

VOTE: 35-4-3-1.

Preservation Committee

Lenore Norman and Gabrielle Palitz, Co-Chairpersons

4. **151 West 72nd Street, dba Variazioni** (Amsterdam – Columbus Avenues.) Application #11-4281 to the Landmarks Preservation Commission for legalization of a violation for a 2-story storefront.

After discussion, the application to approve was adopted.

VOTE: 40-0-0-0.

5. **291 Central Park West, aka 18 West 89th Street, The Dwight School** (West 89th-90th Streets.) Application #124458 to the Landmarks Preservation Commission to revise entrance at 17 West 88th Street, including installing steps from basement to sidewalk to improve emergency egress; installing awning above existing ramp and proposed steps; installing distinctive sidewalk; installing new basement windows at the West 88th Street façade and lot-line windows on the west exterior wall.

After deliberation, the resolution to approve the application was adopted.

VOTE: 40-0-0-0.

6. **214 West 72nd Street** (Broadway.) Request to exclude existing building from the proposed West End Avenue Historic District and proposal to develop a new 12-story residential building with ground floor commercial use.

The proposal would include demolition of an existing building with significant structural damage.

Presentation by Co-Chair Gabrielle Palitz:

- Building severely damaged during the construction of the Corner Building at 72nd and Broadway.
- Building not yet uninhabitable, but is listing to the east; damage from neighbor construction included piercing/invading walls, undermining a party wall, and damage to the foundation. Stairs are pulling away from walls.
- Cost to repair prohibitive for a small business; no ability to collect cost from neighbor.
- Owner hired structural engineers who have proposed hand-tool-only demolition methods and a method of constructing a new structure that will not undermine the neighboring building at 2216 West 72nd.

- Owner and counsel agreed to record a restrictive declaration that will run with the land/property requiring that all demolition and new construction be carried out in accordance with the structural engineer's recommendations, and to make that a condition of any approval at LPC.
- No rent subsidized/regulated tenants left in the building. Left due to damage caused by neighbor building.
- Building is the eastern-most end of the proposed West End Avenue Historic District on West 72nd Street; removing it from proposed District will not create a "hole" in the District when hopefully approved.
- CB7's resolutions supporting the WEA Historic District did not include this building, as the original proposal did not include side streets. Hence this one-building movement of the eastern boundary is not counter to a prior CB7 resolution.
- Representatives of the West End Preservation Society were present at the Preservation Committee pre-meeting on December 6th and raised no objections to the action proposed to be taken, although concerned generally that this action not be a precedent for future requests for carve-outs.
- Situation unique - combination of location at the outer edge of the proposed district, extreme uncompensated damage, willingness to record a restrictive declaration limiting the owner (or any future owner or developer) from demolishing or constructing on the site in a way that would threaten the integrity of the neighboring building, and absence of impact on prior CB7 resolutions is not a precedent for action elsewhere in the proposed district, and not likely to be replicated elsewhere.
- Commemorative plaque recognizing Dorothy Parker's former residence at this site would do more to acknowledge her than the current building can accomplish.

Public Comment

Kevin Fitzpatrick, President of the Dorothy Parker Society:

- Oppose demolition of the house because it is the former home of Dorothy Parker. The Society sent to the committee ten letters supporting the preservation of the house. He requests that if the demolition happens that the society be allowed to put up a plaque.

Richard Lobel, attorney for the owners:

- Ms. Parker was born in NJ, she was likely younger than four years old when she lived there and probably lived in more than a dozen locations on the Upper West Side.
- Owners would welcome an appropriate plaque commemorating Dorothy Parker's presence on the Upper West Side and her contributions to literature.

After deliberation, the application to exclude based on the conditions stipulated was adopted.

VOTE: 36-0-2-0.

Land Use Committee

Richard Asche and Page Cowley, Co-Chairpersons

7. **(E) Designation Text Amendment (N 1200090 ZRY).** Department of City Planning proposed city-wide text amendment to streamline and improve the zoning regulations governing Environmental ("E") designations. E designations are environmental controls placed on potential development sites by the lead agency for the City Environmental Quality Review (CEQR) of a zoning map amendment.

After deliberation, the resolution to approve was adopted.

VOTE: 39-0-0-0.

Parks & Environment Committee

Klari Neuwelt and Elizabeth Starkey, Co-Chairpersons

8. **Tavern on the Green, Central Park.** Upcoming RFP for the operation and maintenance of a casual restaurant, outdoor café and bar at Tavern on the Green.

Three "rules" to keep the Tavern on the Green from becoming a neighborhood nuisance:

1. No portion of the parking lot should be included in the concession. Previous to being a parking lot it was a formal garden. In any case, the concession should not have the right to park a car in Central Park.
2. Private "catered" events should be prohibited. It should serve the broadest possible group of park users.

3. The formula for evaluating proposals should be heavily weighted toward the “operations” component.

Board Discussion

- Community members attended and spoke at the committee meeting to express dissatisfaction at the previous concession. The tent events were particularly disliked as the noise was closer to the residences.
- The Tavern on the Green has been an international destination, special place. This proposal will make it a snack bar. That will be a loss.
- Proposed deletion of the sentence: “Other than a limited number of events sponsored by DPR and/or the Conservancy.” Accepted as a friendly amendment.

Friendly Amendments:

- Adding: 15b. The entirety of the dining facilities should be open to the public at all times. Private “catered” events should be prohibited. There is no longer a viable rationale for devoting this signature Central Park space to private catered events at any time, particularly in light of the many alternative spaces that have become available for such uses, and also in light of the strong need for dining options that are an amenity for park users.
- Additionally, discos should not be permitted at the new concession. We also encourage DPR to favor a concession that offers dining throughout the day, including breakfast.
- Further, by signage and other information, it should be made clear that the Tavern restrooms are available to the public (consistent with DPR policy regarding other concessions in the Park), not just to customers of the dining facility, and park users should not be effectively discouraged from using the Tavern restrooms.

After deliberation, the resolution, as amended, was adopted.

VOTE: 26-9-2-1

9. **Central Park.** Central Park Conservancy’s proposed plans for the reconstruction of the North Harlem Meer Landscape, Shoreline, and Playground, located near East 110th Street between Fifth and Lenox Avenues.

After deliberation, the resolution to approve was adopted.

VOTE: 34-0-0-0.

Steering Committee

Mark Diller, Chair

10. Request for leave of absence.

Policy is three months. Lenore Norman has asked for leave of absence for personal reasons.

After deliberation, the resolution to approve the request for leave of absence was adopted.

VOTE: 38-0-0-0

Meeting Adjourned 10:05pm

Present: Mark Diller, Jay Adolf, Andrew Albert, Linda Alexander, Ian Alterman, Richard Asche, Issac Booker, Brian Byrd, Elizabeth Caputo, Louis Cholden-Brown, Hope Cohen, Kenneth Coughlin, Page Cowley, Mark Darin, Robert Espier, Miki Fiegel, Sheldon J. Fine, Paul Fischer, Marc Glazer, Phyllis E. Gunther, Joanne Imohiosen, Ulma Jones, Blanche E. Lawton, Lillian Moore, Klari Neuwelt, Gabrielle Palitz, Michele Parker, Nick Prigo, Anne Raphael, Suzanne Robotti, Haydee Rosario, Madge Rosenberg, Helen Rosenthal, Evan Rosing, Gabriella Rowe, Roberta Semer, Ethel Sheffer, Elizabeth Starkey, Barbara Van Buren, Thomas Vitullo- Martin, Mel Wymore, George Zeppenfeldt-Cestero and Dan Zweig. **On Leave:** Lenore Norman. **Absent:** Victor Gonzalez, Marisa Maack, Oscar Ríos, Eric Shuffler and Cara Volpe.

Land Use Committee
Richard Asche & Page Cowley, Co-Chairpersons
joint with
Transportation Committee
Andrew Albert & Dan Zweig, Co-Chairperson
December 1, 2011

1. **95 West 95th Street** (Central Park West – Columbus Avenue) Attorney Michael Sillerman of Kramer Levin presented application #N 120092CMM to the Department of City Planning by Columbus 95th Street LLC for a renewal of a special permit that allowed the conversion of an existing 49-car accessory garage to a public parking garage with 100 spaces, with 43 of the spaces remaining as accessory.

In 2007, the applicant (Witkoff Group) applied to expand and convert the garage. MCB7 unanimously disapproved the application in July 2007, but on October 29, 2007, the City Council approved the special permit over MCB7's objections. The applicant has not yet made the permitted changes to the garage and is required by the Zoning Resolution to renew the special permit if "substantial construction" has not been completed within four years of approval of the special permit.

In 2007, many tenants opposed the expansion and conversion. Tenant leadership has since withdrawn its objections. Considerable development has occurred in the neighborhood since 2007, bringing with it both more traffic and more demand for public parking. The application itself is identical to the 2007 application.

Leslie Burns, chairperson of the Columbus House Tenants Association steering committee, spoke in support of the application.

In response to tenant and MCB7 questions, attorney Robin Kramer of Kramer Levin confirmed the applicant's commitment to include audible and visible alarms for garage entries and exits.

In response to Ethel Sheffer's question, Scott Alper of the Witkoff Group committed to undertake the conversion within the next 12-18 months.

Dan Zweig noted that tenant issues aside, MCB7's 2007 objections to the special permit are still largely unmet. MCB7 should once again disapprove the application.

Jay Adolf disagreed with the findings made by MCB7 in 2007 and argued for approving the special permit at this time.

RESOLUTION:

In 2007, the owners of 95 West 95th Street in Manhattan obtained a special permit pursuant to §13-562 and §74-52 of the Zoning Resolution for development of a 100-space public parking garage. The proposed garage would occupy the same space as the current 98 space accessory parking garages. The number of accessory spaces would remain the same, and 57 "public" spaces would be added. According to the applicant, the garage would be able to house the additional spaces because they would be operated as attendant garages rather than self-parking garages.

MCB7 disapproved this special permit application in 2007, but finds now that the expansion and conversion of the garage—including installation of entry/exit alarms and additional reservoir space—is acceptable.

THEREFORE BE IT RESOLVED that Community Board 7 / Manhattan **approves** application #N 120092CMM, pursuant to §11-43 of the Zoning Resolution, to the Department of City Planning by Columbus 95th Street LLC for a renewal of a special permit that allowed the conversion of an existing 49-car accessory garage to a public parking garage with 100 spaces, with 43 of the spaces remaining as accessory.

Committee Members: 9-1-1-0

Board Members: 1-0-0-0

There being no further business the meeting was adjourned.

Land Use Present: Page Cowley, Jay Adolf, Hope Cohen, Sheldon J. Fine, Joanne Imohiosen, Roberta Semer, Ethel Sheffer, Tom Vitullo-Martin

Land Use Absent: Richard Asche, Helen Rosenthal,

Transportation Present: Andrew Albert, Dan Zweig, Ulma Jones, Roberta Semer

Board Chair Present: Mark Diller

Housing Committee Meeting Minutes
Nick Prigo and Victor Gonzalez, Co-Chairpersons
December 12, 2011

Agenda Item #1 - Discussion on Scope of Committee Work:

- Do we focus just on existing affordable housing programs or expand to support a wider scope that includes a community with as much diversity in housing as CB7?
- Examples of issues that are not affordable housing include energy efficiency and property taxes.
- We could just re-work the Housing comm. description to strike the sentence that specifically lists NYCHA and Mitchell Lama so that it does not seem that we are exclusive to those issues. Several strong arguments that affordable housing is so under threat that the focus must be expansive, creative and holistic. The housing ecosystem is important and diverse. Want to look at all existing issues and formally encompass those issues into Committee scope.
- Victor Gonzalez is on NYCHA Board and committee is waiting to see if Victor will remain on CB7 before deciding how best to engage NYCHA.

Agenda Item #3

- Discussion on how to address ongoing issues and follow up on existing ones. Decision to re-structure meetings to schedule time for both. The committee will follow the model of a dual agenda with one agenda for monthly meeting and another to track our activity outside of meeting.

Agenda Item #4

- Discussion on ways to advocate for issues using the model of Testify, Rally, Lobby. Testify at public hearings, rally physically or thru social media, lobby elected. Litigation is another option, although not for CB7. Also, focus on coalition building, data gathering and more interaction between community board housing committees.

Agenda Item #2 - Report on Tenants & Neighbors' Legislative Agenda from Louis.

Agenda Item #5

- No quorum to vote but discussion on language. Agreed that vote will take place at next meeting on two focused resolutions – one on SSI and one on 311, etc.

SRO update from Mel Wymore:

- \$600K in damages from successful lawsuit against 3 buildings on 95th and 94th operating as illegal hotels. Hotels had cleared out with the initial enforcement and when that waned, they started up again. But with the lawsuit, landlords are back at the table. Instead of continuing with model of violation/enforcement the SRO working group is working on negotiating with landlords. Talking about using part of building for hotel, part for SRO's.

Minutes prepared by Marisa Maack

Committee Members Present: Nick Prigo, Louis Cholden-Brown, Robert Espier, Cara Volpe, Marisa Maack.

Non-Committee Members Present: Mark Diller, , Barbara Van Buren, Mel Wymore. **Committee Members**

Absent: Victor Gonzalez, Su Robotti, Linda Alexander, Oscar Rios, Lillian Moore.

Business & Consumer Issues Committee Meeting Minutes
Michelle Parker and George Zeppenfeldt-Cestero, Co-Chairpersons
December 14, 2011

Unenclosed Café Renewal Applications:

1. **2173-75 Broadway** (West 77th Street.) Renewal application DCA# 0955758 to the Department of Consumer Affairs by Kiman Coffee Shop, Inc., d/b/a Big Nick's Burger Joint & Pizza Joint, for a two-year consent to operate an unenclosed sidewalk café with 8 tables and 24 seats.

COMMITTEE APPROVES 7-1-0-0 3-0-0-0

2. **2315 Broadway** (West 84th Street.) Renewal application DCA# 1341402 to the Department of Consumer Affairs by Donizetti LLC, d/b/a 5 Napkin Burger, for a two-year consent to operate an unenclosed sidewalk café with 12 tables and 34 seats.

COMMITTEE APPROVES 7-1-0-0 3-0-0-0

3. **511 Amsterdam Avenue** (West 85th Street.) Renewal application DCA# 1320797 to the Department of Consumer Affairs by 511 Amsterdam Vino Corp., d/b/a Slightly Oliver, for a two-year consent to operate an unenclosed sidewalk café with 8 tables and 20 seats.

COMMITTEE APPROVES 7-1-0-0 3-0-0-0

4. **584 Columbus Avenue** (West 88th – 89th Street.) Renewal application DCA# 0851262 to the Department of Consumer Affairs by New Bella Luna Inc., d/b/a Bella Luna, for a two-year consent to operate an unenclosed sidewalk café with 13 tables and 25 seats.

COMMITTEE APPROVES 8-0-0-0 3-0-0-0

5. **2665 Broadway** (West 101st – 102nd Street.) Renewal application DCA# 1189644 to the Department of Consumer Affairs by Kieffer & Norell, LLC, d/b/a Picnic Market Cafe, for a two-year consent to operate an unenclosed sidewalk café with 12 tables and 23 seats. **HELD OVER TILL JANUARY, NO VOTE WAS TAKEN**

Enclosed Café Renewal Application:

6. **180 Columbus Avenue** (West 68th Street.) Renewal application DCA# 0895625/ ULURP# N110267ECM to the Department of Consumer Affairs by Mafra Restaurant Corp., d/b/a Il Violino, for a two-year consent to operate an enclosed sidewalk café with 15 tables and 36 seats. **APPLICANT DID NOT SHOW, NO VOTE WAS TAKEN**

New Unenclosed Café Applications:

7. **340 Amsterdam Avenue** (West 76th Street.) New application DCA# 1413323 to the Department of Consumer Affairs by Amsterdam Ale House, Inc., d/b/a Amsterdam Ale House, for a two-year consent to operate an unenclosed sidewalk café with 11 tables and 32 seats.

COMMITTEE APPROVES 9-0-0-0 3-0-0-0

8. **392 Columbus Avenue** (West 79th Street.) New application DCA# 1413020 to the Department of Consumer Affairs by CB-NACT 392, LLC, d/b/a The Coffee Bean & Tea Leaf, for a two-year consent to operate an unenclosed sidewalk café with 24 tables and 48 seats.

COMMITTEE APPROVES 9-0-1-0 3-0-0-0

9. Public hearing on applications to the Street Activity Permit Office for multi-block street fairs in 2012.

DATE	SPONSOR NAME	LOCATION	PRODUCER	VOTE COMMITTEE BOARD MEMBER
4/22/12	Veritas, Inc.	Bway, 96-102 E	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
4/22/12	Duke Ellington Blvd. Neighborhood Association	Bway, 102-105 E	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
4/22/12	24 th Precinct Community Council	Bway, 105-106 E	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
5/06/12	Strycker's Bay Neighborhood Council	Bway, 86- 93 E	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
5/06/12	Broadway Mall Center	Bway, 86-93 E	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
5/06/12	Valley Restoration, LDC	Amst, 97–106	Mardi Gras Festival	C: 10-0-0-0. BM: 3-0-0-0.
5/13/12	Committee for Environmentally Sound Development	Bway, 60-65E	Clearview Festival	C: 10-0-0-0. BM: 3-0-0-0.
5/20/12	West Manhattan Chamber of Commerce	Amst, 77–90	WMCC	C: 10-0-0-0. BM: 3-0-0-0.
5/27/12	Coalition for a Livable West Side	Bway, 72-82 W	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
5/27/12	Safe Haven West Side Basketball League	Bway, 82-86 W	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
6/03/12	Mitchell-Lama Residents Coalition	Bway, 65-66 W	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
6/03/12	Project Open at Lincoln Center Towers	Bway, 66-72 W	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
6/10/12	The Broadway Mall Association	Bway, 73-82 E	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
6/10/12	West Side Federation of Neighborhood & Block Association	Bway, 82-86 E	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
7/29/12	Lincoln Square Neighborhood Center	Col, 66– 72	Clearview Festival	C: 10-0-0-0. BM: 3-0-0-0.
8/26/12	Goddard Riverside	Amst, 79-86	Clearview Festival	C: 10-0-0-0. BM: 3-0-0-0.
9/23/12	West Manhattan Chamber of Commerce	Col, 66–86	WMCC	C: 10-0-0-0. BM: 3-0-0-0.
9/30/12	One Stop Senior Services	Bway, 96–103 W	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
9/30/12	Bloomingdale Area Coalition	Bway, 103–106 W	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
10/14/12	Symphony Space	Bway, 86– 90 W	Mort & Ray	C: 10-0-0-0. BM: 3-0-0-0.
10/14/12	NAACP Mid-Manhattan Branch	Bway, 90 – 96 W	Mort & Ray	C: 9-0-0-1. BM: 3-0-0-0.

Youth, Education & Libraries Committee Meeting Minutes

Gabriella Rowe and Marisa Maack, Co-Chairpersons

December 15, 2011

SCA Representative Michael Mirisola and Elan Abneri, gave an overview of the design and layout of PS/IS 342 to be build in the first building of Riverside Center.

- 100K sq ft with the SCA currently authorized to design 85K sq ft. They have taken the 15Ksq ft into account within their design but there is currently no budget for it in the existing capital plan.
- Limited space on 1st floor which will house the cafeteria and library.
- Entrance on 61st st.
- Currently designed as a PreK-8 although classrooms can be used in any configuration for any grades.
- 2nd fl has bathrooms appropriate for Pre-K and K as well as classrooms for Pre-K -5, medical office, parent/community room and reading and speech therapy rooms and SEITS. 3rd floor currently designed to hold 'Gymatorium,' which is 2 stories tall, grades 6-8 classrooms and rooms for science, music and art.
- They will get back to us on sq ft of playspace which is large and caged in on 4th fl rooftop.
- Classrooms are 750sq ft.
- 15K sq ft expansion space on 4th fl – it can house 7 additional class rooms.

In response to questions and comments:

- The school is designed to hold 488 students.
- The design is code compliant and very tight to the space, with little wiggle room outside of the classrooms at this point.
- Roof space belongs to school even if don't use the 15K sq ft on 4th fl.
- SCA timeline puts the design plan ready in 7-8 months with 18 months for construction.
- NYC owns school after it is completed, not the developer.
- Heating will be by steam and school is close to silver LEED equivalent
- The city abandons the space if does not utilize the 5 year option time line for the 15K sq ft.- Mark will follow up on when that 5 yr timeline begins. 85K is currently budgeted in the 2014-2019 D0E capital plan. The 15K is not.

Discussion on resolution regarding PCB's in schools:

- Decision to include more scientific information in the resolution to come from a letter sent to all private/parochial schools by EPA, to more fully support the City Council bills on parent notification, call for the city to remediate lighting ballasts within the 2-3 years originally recommended by the EPA and to call on the State to instruct the city to inspect all schools for any signs of PCB contamination.
- Public comment included a call for a general assessment of environmental quality of all public school space so that we can have a comprehensive view of health and safety issues as well as outrage over length of time city has mandated for remediation.
- Resolution approved by committee members: 9,0,0 non-committee members: 1,0,0
- Discussion on YEL recommendations for DoE capital funding budget amendment for next year:
- Shula Warren gave the committee a brief overview of the nature of Capital funds, as opposed to Reso-A funds. Deadline to submit proposals to Gale Brewer's office is now Jan 6 2012.
- Committee decided to focus on the community wide school issues of health and capacity and list acceleration of PCB remediation plan and funding the 15K sq ft for RSC school. There was also discussion of calling for the acceleration of the Green school initiative and adding middle school seats, as well as funding equity with charter schools. Cara mentioned that there is a state law for facility matching funds in co-locations, but where the funding comes from is not specified. Proposal will be written up and sent to committee for approval before sending to City Council's office.

Discussion on YEL Core Principles:

Core principles, while seemingly utopian, do give an understanding of the committee's priorities for future conversations. Members would like to see language on non-discrimination added and there was discussion around consolidating list under Youth and Education so it is not issue or time specific. Co-Chairs will work on that and circulate it to members for vote at our next meeting.

New Business:

Cara mentioned Bronx State Sen. Jeff Klein's initiative to combat cyber bullying, www.cyberbullying.com Please forward to high schools.

Ben Levinsohn was introduced to the committee as CB7's new outreach intern. He is a sophomore at Beacon High School and will be writing articles for the CB 7 Facebook page.

Meeting adjourned at 8pm.

Present: Marisa Maack, Gabriella Rowe, Louis Cholden-Brown. Eric Shuffler, Haydee Rosario, Isaac Booker, Cara Volpe, Paul Fisher, Helen Rosenthal. CB7 Chair Mark Diller. **Absent:** Brian Byrd