

Business & Consumer Issues Committee Minutes

Linda Alexander and Christian Cordova, Co-Chairpersons

Wednesday January 9, 2019

Business & Consumer Issues Committee of Community Board 7/Manhattan met at the District Office, 250 West 87th Street. The meeting was called to order at 7:00 pm by Co-Chairperson Christian Cordova.

Committee Members Present: Linda Alexander, Christian Cordova, Elizabeth Caputo, Joshua Cohen, Paul Fischer, Doug Kleiman, Michele Parker, Seema Reddy (on phone), Andrew Rigie

The following matters were discussed:

New application to the SLA for a two year liquor license:

1. 2454 Broadway (West 91st Street) Entity to be Formed by Dean Palin d/b/a Big Daddy's.

Presenting for the Applicant – Simon Oren, Partner, simonoren@aol.com:

- He has become a partner at the restaurant and will work with current owners to create a new concept.

CB7 Comments:

- Christian Cordova inquired about the restaurant's menu changing.
- Linda Alexander stated that earlier hours may be more appropriate Sunday through Wednesday.

Applicant agreed to a change in the method of operations to reflect the following hours:

- Sunday 9am – 2am
- Monday - Wednesday 11:00am – 2:00am
- Thursday – Friday 11:00 am – 4:00 am
- Saturday 9:00am – 4:00am.

*After due deliberation the resolution to **approve** was adopted provided the hours of operation are changed as agreed by the applicant*

VOTE: 8-0-0-0

Applications to the SLA for Change to the Method of Operation of existing liquor license:

2. 768 Amsterdam Avenue (West 97th – 98th Streets) Guacamole Midtown Corp. d/b/a Guacamole Taqueria. Proposal to add DJ, Karaoke, Live Acoustic 2 Piece mariachi. No Outdoor Space.

Presenting for the Applicant – Jared Cooper, Representative, jac@cooplaw.us:

- Representative presented changes to application based on community board input.
- Victor Hernandez, owner, said Guacamole is a family place that has never been open after 1:00am. He wants to bring music into the restaurant so the restaurant can offer an experience for people to stay later at night. He stated that he spent thousands of dollars to soundproof the restaurant. He says that government representatives have come to the business to inspect and said the noise was not an issue. He further stated that some of the complaints come from a certain neighbor who is a chronic complainer. In addition, he claimed the police had gone to the apartment of one of the neighbors

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because he was harassing the restaurant. He also stated that they are no longer having patrons use the backyard area.

CB7 Comments:

- Christian Cordova asked whether the applicant still wants to use the backyard in the future and the representative replied that the area will not be used for any patron use during the winter.
- Michelle Parker said she visited the establishment and felt the business owner was trying his best.
- Andrew Rigie asked if there were noise violations issued to the business to which the representative said “no.”
- Elizabeth Caputo asked the applicant which of the types of music would be most important to their business’ bottom line.
- Doug Kleiman asked members of the public if the noise was a seasonal issue but they said the noise is year round.
- Josh Cohen explained how noise travels in ways in which the restaurant can mitigate sound.
- Linda Alexander explained that the applicant has come in front of the Committee multiple times but has not yet been prepared.
- Seema Reddy agreed with Alexander’s comments.

Public Comments:

- Bradley Bliss 204 West 98th Street: provided photos of the business and stated that workers hang out in the backyard after 1:00 am - 2:00am making noise. Further, patrons make noise in the backyard and employees have been unresponsive to complaints. Bliss submitted written comments.
- Ted Caine, 768 Amsterdam Avenue Apt 2N: said signage was posted on the building for BCI and then taken down. He maintains his quality of life has plummeted because of noise from the restaurant, especially from loud music. Claims patrons drink and make noise in the backyard. Caine claimed to have contacted the owner 17 times with complaints and never received a response.
- Josh Korth, 768 Amsterdam Avenue: contacted restaurant many times to complain about noise but business was non-responsive. Korth submitted written comments.
- Steven Williamson, 770 Amsterdam Avenue: reiterated concerns of other neighbors, stating the loud music makes for poor quality of life. Has called 311 multiple times. Said owner and staff would not take any responsibility for noise and tell people to call the landlord to complain.
- Mark Dobb, 202 West 98th Street: said there have been numerous occasions when employees are loud and disruptive in the backyard. Restaurant doesn’t respond to complaints.
- Susan Reisel, 202 West 98th Street: said her quality of life has been poor due to the restaurant, maintaining they keep the music loud at night, especially during the summer.
- Alex Israel, West Side Rag, said the restaurant has been promoting live music and karaoke on social media, i.e., Instagram since October 2018.
- Sandra Rodriguez, who works at restaurant, asked committee if there are sound professionals who can assist the business to help with sound proofing.

*After due deliberation the resolution to **disapprove** was adopted for the following reasons: Restaurant already breached the current method of operations and has not been responsive to community complaints.*

VOTE: 7-0-1-0

3. **154 West 72nd Street** (Broadway) Dark Bullet Corp. d/b/a Dark Bullet Sake and Oyster Bar. Proposal to extend hours of service to 2 a.m. seven days a week.

Presenting for the Applicant – James Wong, wgagencyinc@gmail.com:

- Applying to extend hours of operations: 11:00am – 2:00am.

CB7 Comments:

- Elizabeth Caputo stated that 72nd Street is already noisy and doesn't imagine that this should be an issue.

*After due deliberation the resolution to **approve** was adopted*

VOTE: 8-0-0-0

Unenclosed Sidewalk Café Renewals:

4. **1 Lincoln Plaza aka 1900 Broadway** (West 63rd – 64th Streets) Renewal application #1137714-DCA to the Department of Consumer Affairs by Fiorello's Roman Café, Inc., d/b/a Café Fiorello, for a four-year consent to operate an unenclosed sidewalk café with 32 tables and 64 seats.

Presenting for the Applicant – Michael Kelly, KellyMLK136@gmail.com:

CB7 Comments:

- No one from the public was in attendance and the renewal replicates previous layouts.

*After due deliberation the resolution to **approve** was adopted*

VOTE: 8-0-0-0

5. **2014 Broadway** (West 68th – 69th Streets) Renewal application #1326142-DCA to the Department of Consumer Affairs by 68th St Café, Inc., d/b/a Luce, for a four-year consent to operate an unenclosed sidewalk café with 14 tables and 28 seats.

Presenting for the Applicant – Michael Kelly, KellyMLK136@gmail.com:

CB7 Comments:

- No one from the public was in attendance and the renewal application replicated previous layouts.

*After due deliberation the resolution to **approve** was adopted*

VOTE: 8-0-0-0

6. **237 Columbus Avenue** (West 70th – 71st Streets) Renewal application #1219794-DCA to the Department of Consumer Affairs by 71 Wine Bar Café Operation Corp., d/b/a Bin 71, for a four-year consent to operate an unenclosed sidewalk café with 6 tables and 12 seats.

Presenting for the Applicant – Steve Wygoda, swygoda@swaarchitecture.com:

CB7 Comments:

- No one from the public was in attendance and the renewal application replicated previous layouts.

*After due deliberation the resolution to **approve** was adopted*

VOTE: 8-0-0-0

7. **520 Columbus Avenue** (West 85th – 86th Streets) Renewal application #1006183-DCA to the Department of Consumer Affairs by 520 Columbus Ave, LTD, d/b/a Good Enough To Eat, for a four-year consent to operate an unenclosed sidewalk café with 10 tables and 24 seats.

Presenting for the Applicant – Rasheed Carter:

- Nothing has changed on the application.

CB7 Comments:

- Linda Alexander said she was happy to see that they've done a good job managing the lines outside.
- No one from the public was in attendance and the renewal application replicated previous layouts.

*After due deliberation the resolution to **approve** was adopted*

VOTE: 8-0-0-0

Enclosed Sidewalk Café Renewals:

8. **2020 Broadway** (West 69th – 70th Streets) Renewal application ULURP# N180480ECM/ DCA# 0769760-DCA to the Department of Consumer Affairs by First 69th St. Realty Corp., d/b/a Westside Restaurant, for a four-year consent to operate an enclosed sidewalk café with 17 tables and 34 seats.

Presenting for the Applicant – Michael Kelly, KellyMLK136@gmail.com:

- Nothing has changed on the application.

CB7 Comments:

- No one from the public was in attendance and the renewal application replicated previous layouts.

*After due deliberation the resolution to **approve** was adopted*

VOTE: 8-0-0-0

9. **2061 Broadway** (West 71st – 72nd Streets) Renewal application ULURP# N180412ECM/ DCA# 1223566-DCA to the Department of Consumer Affairs by Café 71, Inc., d/b/a Café 71, for a four-year consent to operate an enclosed sidewalk café with 9 tables and 29 seats.

Presenting for the Applicant – Alexander Zarwi, kzarwi@gmail.com:

CB7 Comments:

- Linda Alexander said he has been a good operator in the neighborhood for a long time.

*After due deliberation the resolution to **approve** was adopted*

VOTE: 8-0-0-0

10. **2518 Broadway** (West 94th Street) Renewal application #1353598-DCA to the Department of Consumer Affairs by 94 Corner Cafe Corp, d/b/a 94 Corner Cafe, for a four-year consent to operate an enclosed sidewalk café with 5 tables and 20 seats.

Presenting for the Applicant – Alexander Zarwi, kzarwi@gmail.com:

CB7 Comments:

- No one from the public was in attendance and the renewal application replicated previous layouts.

*After due deliberation the resolution to **approve** was adopted*

VOTE: 8-0-0-0

New Unenclosed Sidewalk Café:

11. **425 Amsterdam Avenue** (West 80th – 81st Streets) New application #18213-2018-ASWC to the Department of Consumer Affairs by Frank Mac's Place, LLC, d/b/a Frank Mac's Pub, for a four-year consent to operate an unenclosed sidewalk café with 11 tables and 24 seats.

Presenting for the Applicant – Michael Kelly, KellyMLK136@gmail.com:

CB7 Comments:

- Committee members reviewed the café floor plans and asked a few questions.
- The layout mirrors the one used for more than a decade in the previous iteration, McAleer's Pub.
- Ms. McAleer is the newest owner of a business that has been in her family for more than 60 years.

*After due deliberation the resolution to **approve** was adopted*

VOTE: 8-0-0-0

12. New business.

- Elizabeth Caputo stated that the Transportation and BCI Committees should do a joint event about e-bikes.
- At the behest of co-chair Cordova, co-chair Alexander had previously spoken to Transportation Committee co-chair Su Robotti to set up a joint meeting in March.

The meeting adjourned at 8:46 pm.

FULL BOARD MEETING MINUTES

January 2, 2019

Community Board 7/Manhattan's Full Board met on Wednesday, January 2, 2019, at Congregation Rodeph Sholom in the district. Chair Roberta Semer called the meeting to order at 6:32 pm after the Secretary confirmed the existence of a quorum.

The following matters were discussed:

Minutes from the December Full Board meeting were approved:

Vote: 20:0:0:0

Chair's Report: Roberta Semer

Good evening and welcome to the first CB7 meeting of 2019. I want to thank all of the term limited co-chairs for their dedication and hard work: Andrew Albert, Jay Adolf, Richard Asche, Page Cowley, Klari Neuwelt, Michele Parker and Madge Rosenberg. I want to welcome the incoming co-chairs, BCI: Linda Alexander will join Jerry Cordova, Land Use Seema Reddy, Parks and Environment Jennifer Markus will join Ken Coughlin, Preservation Mark Diller, Transportation Su Robotti with join Howard Yaruss, Strategy and Budget Cindy Cardinal.

The Communications Committee will become a Task Force. The ABC/Silverstein Task Force will be chaired by Andrew Rigie, The Senior Task Force will be chaired by Amy Hyman and Louisa Craddock. I am proposing a Health Task Force and a Working Group on Fair Share.

Ken Coughlin – Point of Order. Should wait until later to have discussion of issues of Committee Chairs. Roberta overruled.

Michele Parker – Point of Order. CB7 Bylaws Article 2, Section E Duties of Chairperson #11 Create Task forces and Standing Committees in consultation with the Steering Committee. Did you consult with the Steering Committee?

Roberta: Will consult with them at the January Meeting – they will become official then. And the mission of each Task Force will be discussed.

Sheldon Fine: Intention to dissolve HHS Committee? Read Statement entered into record. Chair does not have authority to disband a Standing Committee. Present the Resolution now.

Roberta: We will take this up in the business session. Moved to the front of the agenda. Roberta declared we will not dissolve the committee but will have a vigorous debate about the mission at the next Steering Committee meeting.

April Adams, Office of Manhattan Borough President Gale Brewer:

- CB Applications are available: Deadline 2/8
- Capital Projects Grants open: Deadline 2/20
- Cultural Tourism Grants open: Deadline 1/18
- Services for Veterans, Northern Manhattan Office Mondays and Wednesdays

- Census 2020: Our count day will be April 1, 2020 – don't want to be shortchanged on federal funding or congressional seats
- Preliminary hearing on budget at 8:30 am on 2/21 at 1 Center Street Office
- 2/24 – State of the Borough from 2-4, NYU Skirball Center
- 108th Street Building – fencing up, taken everything out of the building, road paved, sidewalk in street; demolition will start this month

Deputy Inspector Timothy Malin, Commander 20 Precinct

Neighborhood policing is working – we have less crime and ALSO less arrests. NCOs are helping our detectives close cases and prevent crime. Detectives are more effective than ever. Using more precision to arrest the right people.

Lots of Vespas and motorcycles stolen last summer, will have a better plan in place for dealing with this this coming summer.

Need more attendance at Build-a-Block Meeting. Will start live-streaming

Traffic update: 1,773 collisions – less than 2017. 91 in 2018 vs 86 in 2017 pedestrians struck by vehicles. Will do more outreach to pedestrians: senior citizens, high schoolers looking at phones, etc. Increase in enforcement for improper turns and speeding violations.

Community Session:

Zachary Campbell, AMNH

1. Petitioners intend to appeal and have obtained an interim stay primarily related to the 7 trees related to removal
2. Nearly 2.8 million specimens in Ichthyology department being moved
3. Other work being done
4. Portal at north end of Building 8
5. Melissa Diaz ceded time

Laura Miner, Community United to Protect TR Park

- Community United Appellate Court has shown strong interest in merits of the case
- Fundamental errors in the assumptions made, fighting to have proper process followed – ULURP
- Public Townhall Meeting on 1/10
- www.saveourpark.nyc – info on townhall and other info
- Toxic material – info from neonatologist

Ellen Azorin, Community United to Protect TR Park

- Opposed this project on multiple grounds – destruction of 7 massive canopy trees, loss of 2.5 acres of the park, release of toxic chemicals buried in the ground
- Panel will review on January 14
- Restraining order in effect until that decision

Thaddeus Krupo, NYPL

- Bloomingdale Branch going to close for renovations – starting in March, will be closed for a year. To fix elevators and bathrooms and Young Adult section. Collections will go to Morningside Branch and some services will be held there as well.

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- DVDs are going to be eliminated in some branches – consolidated in 28 branches around the city (nearest here: Library of the Performing Arts)
- Decisions were made by the Library's Trustees and the administration – circulation has dropped by 30% and DVDs are being produced much more. Library does have its own streaming service. Can still put things on hold and pick up at the branches.
- Free tax service starting January 31st

Beth Rosenblum

- Events Celebrating West Side Activism and specifically works of Father Henry J Brown
 - January 26, collecting stories of those who knew him
 - June 19, Centennial Celebration

Page Cowley, Landmark West

- BSA zoning challenge against project on 66th St
- Deals with details of fire and safety
- From the outside, it has the same windows as an occupied floor, somebody could lose their life or be injured
- Mark Diller: this issue raised in budget consultations with FDNY and they were very concerned

Debbie Kling, West Side Little League

- Rotunda plan will close the 2 77th street baseball fields – 4 or more years
- Devastating to the league, impacting a generation of children
- 32 West Side teams of our youngest and special needs players – 325 kids
- These two fields are fenced fields
- Helen Rosenthal assured there will be meetings with CB7

Michael Gonzalez, Columbus-Amsterdam BID

- Events calendar available
- Restaurant guide available online
- Over 25 health services in the community – should be a community advisory board because they aren't well connected and could provide synergies

Reports by Elected Officials:

Linda Rosenthal, Assembly Member (67th District)

- Big hopes for 2019 in Albany
- Updating Election laws – right at the start
- Reproductive Health Act – right at the start
- Other stuff that will take part of the session to pass
- Rent Laws – expire in June – eliminating Vacancy Decontrol, changing the way Rent Control tenants have rent raises, reforming MCI, etc
- Environmental Bills
- A real look at the Opioid Crisis – not just making sure they don't overdose, give them social support
- Governor signed tampons in prison bill

- Bill with Senator Benjamin called for hearing, but Governor didn't want to do that. CB has to be notified 45 days before a closure of a subway station. We can ask for a presentation and they have to do it. People can submit comments. Hold them responsible to the community.
- Jouling – young kids getting addicted; trying to deal with it

Richard Gottfried, Assembly Member (75th District):

- New members in both houses of state legislature: Assembly – 13 Freshman, and many new members in last several cycles. A lot of pretty junior members and most of them are not career politicians. This is a new kind of majority. Not since 1914 have we had this big of a majority.
- New York Health Act – passed four years in a row in the Assembly and 35 members of new state senate have supported it. Insurance industry has been dramatically ratcheting up lobbying and propagandizing against it. People who have supported it may get cold feet. Trying to get supportive groups to rally around it.

Reports by Elected Officials' Representatives:

Asher Baumrin, Office of State Senator Brad Hoylman

- Hoylman now chair of the Judiciary Committee
- Bill: right to jury trial for misdemeanor or penalty under 6 months
- Enact maximum contaminant levels in state tap water for various chemicals

Julien DellaPorta, Office of Council Member Helen Rosenthal (6th District):

- Free Legal Assistance Housing Clinics

Hannah Weinerman, Office of U.S. House Member Jerrold Nadler (10th District):

- Congressman sworn in as Chair of the Judiciary Committee tomorrow
- Introducing legislation to reopen and fund the government tomorrow
- Voting rights and election security first on the agenda

Jay Adolf: loss of SALT deductions was very bad for New Yorkers. Can House Democrats take up that issue? She will respond.

Saadia Santos, Office of State Senator Jose Serrano (29th District):

- Appointed as Chair of Cultural Affairs, Tourism, Parks and Recreation Committee

Michael Stinson, NYC Comptroller Scott M. Stringer's Office:

- Monday January 7th: Summer Internship application period opens, paid for undergrad(\$13-\$15.50) and graduate (\$16-\$23) students; lots of different options
- Trailblazers Award Ceremony will be in Queens – Jamaica Performing Arts 2/26

Robert Espier - read letters from community members in support of the continuation of the HHS Committee
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Catherine DeLazzero, Proposed Resolution re: resolve to retain Health and Human Services Committee

Katie Rosman spoke in support – support and advocate for most vulnerable members of community

Howard Yaruss – Motion to Refer this issue to the Steering Committee

Jay Adolf – Steering Committee is only a consultation, not a vote. This is a vote for the whole board. This Committee seems essential and I support it.

Amy Hyman – what do the bylaws say about this? What is the process for this?

There have been committees that have been retired. Discussion ensued.

Ethel Sheffer: It was upsetting to see the correspondence and the word “retire” – what does this mean? What is the process for this?

Audrey Isaacs: Collegiality is a core value of this board and we should have open discussion. HHS Committee has held many important panels.

Cindy Cardinal: The resolution feels confusing given that we have decided to retain the committee

Richard Ashe: I’m parliamentarian – Robert’s Rules unclear on this. Common Sense: allow the matter to be discussed at Steering. Wait until we see what happens with the Bylaws Amendment.

Motion to Refer this issue to the Steering Committee with a commitment on the part of the Chair and Steering Committee that there will not be action on the first resolution until after discussion at Steering and vote on the Second Resolution at the next month’s Full Board Meeting.

After deliberation, the Motion to Refer was adopted.

VOTE: 22-16-3-0

Madge Rosenberg: Proposed Resolution re: Amendment to the Bylaws

This will be discussed and voted on at the next Full Board Meeting

Business Session:

Business & Consumer Issues Committee, Michele Parker and Christian Cordova, Co-Chairpersons

Resolutions Re:

Method of Operation Change Applications:

1. **768 Amsterdam Avenue** (West 97th Street) Guacamole Midtown Corp., d/b/a Guacamole Taqueria. Change to include non-amplified Acoustic Mariachi, DJ, Live Music, Karaoke, Juke Box.

*After deliberation, the resolution to **disapprove** was adopted.*

VOTE: 39-0-0-0

2. **938 Amsterdam Avenue** (West 106th Street) Seinfeld Squared LLC., d/b/a Dive 106. Change to include Juke Box, Recorded Music, Live Music: Acoustic Bands, and Other.

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

VOTE: 39-0-0-0

Corporate Change:

3. **955 West End Avenue** (West 106th Street) Mocha Lounge LLC, d/b/a The West End Café. No change to existing Method of Operation: Close at 12 AM, Bookstore, No music.

*After deliberation, the resolution to **disapprove** was adopted.*

VOTE: 38-0-0-0

4. **305 West End Avenue Assisted Living** (West 75th Street.) Application to the SLA for a two-year liquor license.
[mistake – was addressed at last meeting]

5. **Renewal Unenclosed Sidewalk Cafés:**

- **403 Amsterdam Avenue** (West 79th – 80th Streets.) Renewal application #2041109-DCA to the Department of Consumer Affairs by Moshgab, Corp., d/b/a Saba's Pizza, for a four-year consent to operate an unenclosed sidewalk café with 5 tables and 10 seats.

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

VOTE: 20-10-8-0

- **423 Amsterdam Avenue** (West 80th – 81st Streets.) Renewal application #0981250-DCA to the Department of Consumer Affairs by BSWR, Corp., d/b/a Sarabeth's, for a four-year consent to operate an unenclosed sidewalk café with 7 tables and 16 seats.
- **462 Amsterdam Avenue** (West 82nd – 83rd Streets.) Renewal application #2037220-DCA to the Department of Consumer Affairs by Jin Upper West Side, Corp., d/b/a Jin Ramen, for a four-year consent to operate an unenclosed sidewalk café with 8 tables and 18 seats.
- **982 Amsterdam Avenue** (West 108th – 109th Streets.) Renewal application #2038092-DCA to the Department of Consumer Affairs by Amity Hall Uptown Inc., d/b/a Amity Hall, for a four-year consent to operate an unenclosed sidewalk café with 12 tables and 24 seats.
- **203 West 103rd Street** (Amsterdam Avenue.) Renewal application #1380748-DCA to the Department of Consumer Affairs by 201 West 103, Corp., d/b/a Buca, for a four-year consent to operate an unenclosed sidewalk café with 5 tables and 10 seats.

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

VOTE: 35-0-2-0

6. **520 Columbus Avenue** (West 85th – 86th Streets.) Renewal application #1006183-DCA to the Department of Consumer Affairs by 520 Columbus Ave, LTD, d/b/a Good Enough To Eat, for a four-year consent to operate an unenclosed sidewalk café with 10 tables and 24 seats.

*After deliberation, the resolution to **disapprove** was adopted.*

VOTE: 36-0-1-0

New Unenclosed Sidewalk Café:

7. **279 Amsterdam Avenue** (West 73rd – 74th Streets.) New application #17089-2018-ASWC to the Department of Consumer Affairs by Blue Bottle Coffee, Inc., d/b/a Blue Bottle Coffee, for a four-year consent to operate an unenclosed sidewalk café with 6 tables and 12 seats.

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

VOTE: 38-0-0-0

Renewal Enclosed Sidewalk Café:

8. **2518 Broadway** (West 94th Street.) Renewal application #1353598-DCA to the Department of Consumer Affairs by 94 Corner Cafe Corp, d/b/a 94 Corner Cafe, for a four-year consent to operate an enclosed sidewalk café with 5 tables and 20 seats.

*After deliberation, the resolution to **disapprove** was adopted.*

VOTE: 39-0-0-0

9. **Multi-block street fairs.** Public hearing on applications to the Mayor's Street Activity Permit Office for multi-block street fairs in 2019.

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

VOTE: 39-0-0-0

Land Use Committee, Richard Asche and Page Cowley, Co-Chairpersons

Resolution Re:

10. **2162-2166 Broadway, d/b/a Studio IX, LLC** (West 76th – 77th Streets.) Application #1016-86-BZ to the Board of Standards and Appeals to extend the term of the previously granted special permit allowing the operation of a physical culture establishment (PCE) at the subject premises, to amend the owner and operator of the PCE, to amend the hours of operation and to request a waiver of the Rules of Procedure for a late filing.

*After deliberation, the resolution to **disapprove** was adopted.*

VOTE: 38-0-1-0

Transportation Committee, Andrew Albert and Howard Yaruss, Co-Chairpersons

Resolution Re:

11. **West 97th Street Greenmarket.** Application # 449949 to the Mayor's Street Activity Permit Office by GrowNYC Greenmarket Program to operate a greenmarket on the south side of West 97th Street, Columbus to Amsterdam Avenues, on Fridays.

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

VOTE: 39-0-0-0

Preservation Committee, Jay Adolf, Chairperson

Resolutions Re:

12. **1 West 67th Street, Apartment #315** (Central Park West.) Application #19-32620 to the Landmarks Preservation Commission for window replacement in apartment 315.

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

VOTE: 35-0-0-0

13. **241-243 West 75th Street** (Broadway – West End Avenue.) Application to the Landmarks Preservation Commission for a 2 story penthouse, façade restoration, new windows, parapet restorations/replacement, ADA ramp.

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

VOTE: 37-2-0-0

14. **315 Central Park West** (West 91st – 92nd Streets.) Application to the Landmarks Preservation Commission for a proposed bulkhead enlargement.

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

VOTE: 36-1-2-0

15. **360 Central Park West** (West 96th Street.) Application to the Landmarks Preservation Commission for recladding and alterations to the openings at the north and south tower penthouses, extension of the south tower penthouse.

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

VOTE: 39-0-0-0

16. **311 West 100th Street** (West End Avenue – Riverside Drive.) Application to the Landmarks Preservation Commission for selective renovation and rooftop addition.

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

VOTE: 36-5-0-0

Resolution Re:

17. Amendment to CB7's Bylaws regarding term limits for committee chairpersons.

Elizabeth Caputo: Previous Chair. Good to have term limits so that all people can have a leadership role. One of the privileges of the chair is to appoint Committee Chairs and change them when needed.

Paul: Thinks we should have two-year term limits for Chair of the Board

Susan: Not in favor of term limits because Chair has the right to make changes at any point in time.

Mark: Don't favor term limits in general, but not quick to overturn board's previous decision. Charter's term limits on all of our service probably moots this whole point. Should be welcome to new leadership and members taking on new leadership rules. Nothing in this proposal would prevent Chair from replacing Committee Chairs at any time and for any reason.

Jay Adolf: Opposed to term limits in general. Original decision to impose term limits was done at the meeting where the bylaws were offered. There was no discussion at that time. It was not offered by the Task Force.

Andrew Albert: Was it ever discussed at the time how long people would have to be out?

Roberta: Went back and looked at the minutes. Mel's resolution said that there should be a 1-year hiatus. When we put the bylaws together, the 1-year hiatus did not get in.

Catherine DeLazzero: Support Term Limits – exciting possibility for new and diverse leadership.

Madge Rosenberg: In favor of term limits. After this it should be staggered, so the resolution will be moot.

Su Robotti: Agree with Elizabeth and Catherine. Looking forward to leaning on the wisdom of previous chairs.

Howard Yaruss: Role of the Chair is to chair the meeting. A lot that previous chairs can still offer to the committee.

Louisa Craddock: Need to give everybody a chance to rotate into leadership. Staggered terms will help with this.

Sara Lind: Staggering helps, but don't think it's so crucial that we need to amend the bylaws.

Sheldon Fine: Experience is important and institutional knowledge. Chair has always had the right to appoint and remove people. This has value and is reasonable.

Page: Support chairs moving on and stay on the committee as a resource. Don't think this is appropriate at this time.

Ethel: Against Charter proposal. Talent and ability can be and should be fostered in CB. Arbitrary term limits don't necessarily cultivate new leadership. This resolution is ok.

Jennifer Markas: Succession planning should be done not just for committees but for the board in general.

Audrey Isaacs: Mentorship is extremely important. Would want to co-chair with someone more experienced.

Ken Coughlin: This isn't about term limits. Ken voted for term limits. This proposal is just trying to build in some continuity so we won't lose so many leaders at a single time. Add to resolution that we call on the chair that she abide by the will of the board if this resolution passes with regard to those co-chairs who are about to be term-limited. Withdrawn.

Klari: Oppose Term Limits. Not personal. This is about continuity and planning.

Rich: Not a need for term limits. Chair can change Committee Chairs at any time.

Jay: There are two committees with both chairs leaving.

Roberta: One chair was gone already.

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

VOTE: 22-15-2-0

HEALTH AND HUMAN SERVICES COMMITTEE MINUTES

Catherine DeLazero and Sheldon Fine, Co-Chairpersons

January 22, 2019

Health and Human Services Committee of Community Board 7/Manhattan met at the District Office, 250 West 87th Street. The meeting was called to order at 7:00 pm.

Committee members present: Catherine DeLazero, Sheldon Fine, Robert Espier, Audrey Isaacs, Madge Rosenberg, Katie Rosman

Board members: Marc Diller, Susan Schwartz

Julian DeLaPorta from Helen Rosenthal's office also in attendance.

The following matters were discussed:

SAFE STAFFING OF NURSES AT ST. LUKE'S HOSPITAL

Clifford Krinskly and Mike DeMarco, nurses and representative of the nurses' union (NYSNA) at Mt. Sinai Hospital are in contract negotiations for safer staffing (lower nurse/patient ratios). In the ICU it would be safer to have a nurse for every two patients instead of one for three patients, as they have now. They will share research and statistics to show that the lower ratio saves lives. In California where staffing ratios are lower, quality of care improved and hospital stays are shorter.

The nurses want this in their contract. Legislation can take a long time to pass, if it passes. They say the national standard is better than their current contract mandates, and they will send us data to back this up.

CMS does hospital surveys for accreditation. How do we access the comments and findings? Madge, Robert and Audrey will work together to follow up with Mike and Clifford and with management at Mt. Sinai/ St. Lukes. We will ask Brad Korn, Mt. Sinai community director, to come to our February meeting and to bring along a nursing administrator.

Nurses are also asking for protection against acts of violence from patients. Audrey, Robert, and Madge will search out more information from nurses and from management, including data.

Liana Levine Reifner from Plant Powered Manhattan spoke of the vegan diet for better health. A vegan diet helps prevent hospitalization, reverse diabetes, and improve cardiac wellness. Some studies exist at Montefiore Hospital. She will come back to us with more information. See "Forks Over Knives" documentary.

PLANNING FOR 2019

Immediate:

Safe staffing and safety for nurses at hospitals.

With the help of Madelyn Innocent, Chair of the Public Housing Task Force, we hope to look into health problems of NYCHA residents living with mold, lack of heat, vermin, and sewage hazards.

Katie and Catherine will continue to work on issues related to sexual violence, including community engagement/education around the Child Victims Act.

Katie and Catherine will discuss options for use of data to determine local HHS needs/priorities.

Community Board 7/ Manhattan

Future:

We will continue to work with DSS and DOHMH for good relationships among neighbors in and near shelters & supportive housing. (Madge)

We will follow up on the CAB for the new 94th St. shelter. (Robert and Shelly)

We will investigate what can be done to help children with vision and eye problems in the public schools. How can impairment be detected and addressed? (Shelly)

Other health care issues for children in schools include nursing shortage, asthma, and mental health. We could explore with YEL why there is a shortage of school nurses, and what can be done to have a nurse in each school.

We will learn how to support the New York Health Act, FRAND, and Medicare for all. (Audrey)

LAND USE COMMITTEE MINUTES

Page Cowley and Seema Reddy, Co-Chairpersons

January 16, 2019

Land Use Committee of Community Board 7/Manhattan met at the District Office, 250 West 87th Street. The meeting was called to order at 7:00 pm by Co-Chairperson Page Cowley.

Present: Page Cowley, Seema Reddy, Richard Asche, Louisa Craddock, Sheldon J. Fine, Melissa Rosenberg, Peter Samton and Ethel Sheffer. **Chair:** Roberta Semer. **Board Member:** Mark Diller. **Absent:** Tina Branham, Jeanette Rausch and Andrew Rigie.

1. **2162-2166 Broadway** d/b/a Studio IX, LLC (West 76th – 77th Streets.) Application #1016-86-BZ to Board of Standards and Appeals to extend the term of the previously granted special permit allowing the operation of a physical culture establishment (PCE) at the subject premises, to amend the owner and operator of the PCE, to amend the hours of operation and to request a waiver of the Rules of Procedure for a late filing.

- Fred Becker, Attorney for the Applicant, and Joel Prouty, the Owner/Operator of Studio IX, presented to the committee. This is an application for an extension of the previous special permit.
- The original special permit was issued in 1986, and was renewed subsequently every 10 years. Most recently this space was a New York Sports Club (NYSC). NYSC assigned their lease to Studio IX.
- Studio IX will be a personal training facility, catering specifically to professional ballet dancers from the NYC Ballet, American Ballet Theater, etc., and also to anyone else who might be looking for a serious workout. Additionally, professional massage services will also be available to the patrons. The Studio will open at 530am.
- The space is under construction now, and not yet opened to the public. The planned opening is for late Spring/early Summer. The space has an entrance at street level that leads down to the main space of the studio which is below grade.
- There were no complaints regarding the operation of the NYSC before.

*After due deliberation the resolution to **approve** was adopted*

VOTE: 8-0-0-0 and 2-0-0-0.

2. New business: Committee discussed the latest developments in Landmark West!'s objection to the **36 West 66th Street** development.

- Just before the meeting, Page Cowley (in her capacity as Chair of Landmark West!) received news of the initial success of Landmark West!'s efforts regarding the ongoing development of 36 West 66th Street. The NYC Department of Buildings (DOB) issued to the developer/sponsor, Extel, a Notice of Intent to Revoke Approval for the 36 West 66th Street new building project within 15 calendar days of the posting of the letter unless sufficient information is presented to the DOB. The specific objection was to the submitted Zoning Diagram (ZD1): "The proposed mechanical space on the 18th floor of the Proposed Building does not meet the definition of 'accessory use' of § 12-10 of the New York City Zoning Resolution. Specifically, the mechanical space with a floor-to-floor height of approximately 160 feet is not customarily found in connection with residential uses."
- An additional objection by Landmark West! to the project remains in front of the NYC Board of Standards and Appeals (BSA). They await the BSA's ruling.

The meeting ended at 7:45 pm.

Preservation Committee Minutes

January 10, 2019

The Preservation Committee of Community Board 7/Manhattan met on Thursday, January 10, 2019, at the CB7 District Office, 250 West 87th Street. The meeting was called to order at 6:30 pm by Chair Mark Diller. Committee members Jay Adolf, Miki Fiegel and Susan Schwartz participated in the meeting. The following discussions were had and actions taken.

1. 53 – 57 West 70th Street (Columbus Avenue - Central Park West.) Application to the Landmarks Preservation Commission for façade restoration and construction of areaway garbage enclosures.

Rick Azar and Sumita Sanyal presented the project for the restoration of the façade of three buildings on West 70th Street, which involves cornice restoration, patching, window replacements, a new garbage enclosure and replacement of façade materials (white glazed brick installed during an earlier restoration). Proper notices were posted alerting the community of the hearing, and there was no community comment. The committee was in agreement that the proposed work was appropriate to the character of the Historic District.

This resolution is premised on the following facts:

The application concerns three townhouse structures that are remnants of two separate groupings constructed ca. 1891, with #57 having been constructed as a group with #59 and #61 West 70th, and #53 and #55 having been part of a grouping to the east.

The buildings are part of the Upper West Side – Central Park West Historic District, designated ca. 1990.

The front facades of buildings #53 and #55 were significantly modified in the 1930s by, among other things, the extension to the ground floor of two sets of squared bay windows on the parlor floors. At or about this time, the front stoops of all three buildings were removed, the parlor floor doorways converted to windows, and new entrances at the ground floor were created through an areaway that is three steps down from the sidewalk level.

When the stoops were removed, certain window openings and transom openings were in-filled, creating recessed surfaces. The current façade includes a hodge-podge of replacement windows with 1:1, 4:1 and other window configurations, none or few of which appear to be original.

The front facades of all three buildings were further significantly modified in 1959 by the removal of the brownstone surface at the ground floor, which was replaced by white glazed brick that, if it ever were attractive, has long since lost its appeal. At or about the same time, the cornices above all three buildings were removed (leaving an unfinished look to the top floor in between groups of townhouses that still have their cornices), and a vertical pilaster detail in between #57 and #55 was removed. The front facades of all three buildings include louvers for through-the-wall air conditioners, including ones that interrupt the lines of significant architectural detail.

The application sought approval for the following work on the front façade:

- Re-creating a decorative cornice based on historical precedents from neighboring structures and tax photos, to be constructed of GFRC.

- Removal of the white glazed brick from the ground floor, and replacing it with a brownstone-infused stucco applied to resemble the rusticated brownstone details common on lower floors of brownstones typical in the Historic District.
- Re-creating the vertical pilaster element between #57 and #55.
- Replacing the front façade windows with 1:1 double-hung windows in the same openings as the current windows, and restoring the historic shape and color of the surrounding brick molds.
- Constructing a series of planters on the sidewalk above the areaway, to be made of stucco to match the brownstone used on the ground floor, with cedar doors below grade facing into the areaway to function as garbage enclosures.

The application and work contemplated do not include re-creating the transom and picture windows that were in-filled during prior renovations or the infill of the through-the-wall air conditioning louvers that dot the historic fabric on the front façade.

The proposed work, especially the restoration of the cornice and the removal of the glazed white brick and its replacement with a rusticated brownstone stucco surface, will significantly enhance the appearance of the buildings and create a more harmonious agreement between these buildings and the neighboring structures.

The failure to address the through-the-wall louvers and the choice of aluminum replacement windows rather than wood windows that would have matched the original configurations, and the failure to reclaim the in-filled transom and picture windows, represent missed opportunities for even greater harmony within the Historic District.

Overall, the buildings as modified by the proposed work will be appropriate to the character of the buildings, its neighbors, and the overall Historic District.

NOW, THEREFORE, Community Board 7/Manhattan resolves to **approve** the application as presented, with particular appreciation for the restoration of the cornice and the removal of the white glazed brick and its replacement with more appropriate materials, and with a strong recommendation that the applicant address the through-the-wall air conditioning louvers and the use of historic wooden windows rather than the proposed aluminum windows.

Committee Vote: 4-0-0-0.

2. 329 Columbus Avenue (West 75-76 Streets). Application to the Landmarks Preservation Commission for a new storefront.

Larry Bellowne and Will Tracy, owners of Tessa, presented the project which involves a new storefront for a new restaurant, Asset, planned for opening in May 2019. Proper notices were posted alerting the community of the hearing, and there was no community comment. The committee was in agreement that the proposed work was appropriate to the character of the Historic District.

This resolution is premised on the following facts:

The application concerns a single storefront facing Columbus Avenue in the multi-story apartment building also known as 57 West 75 Street in the Upper West Side – Central Park West Historic District.

The Columbus Avenue façade of the building consists of three wide, square pilasters with alternating thicknesses of masonry creating two long bays, which in turn are separated into three smaller bays in each group by pairs of equally-spaced Ionian columns that are thinner than the pilasters, and that echo the alternating thicknesses of masonry.

The subject storefront occupies the northern-most single mini-bay of the façade, placing it approximately mid-block between West 75-76 Streets, and is approximately 20' wide.

The storefront bays feature double-height interiors.

The existing condition consists of a metal framed glass storefront with a horizontal frame above the entrance door with glass beside and above the door extending the full height of the storefront. The glass and door is recessed behind the column and pilaster framing the bay opening. The existing condition also includes an aluminum sign band mounted behind the pilaster and column, with the prior tenant's logo and signage.

The proposal is to remove the existing storefront infill in its entirety, including the aluminum sign band.

The replacement storefront will consist of a main entrance door and a pair of accordion-operated side doors, all single glass panels with black metal frames, and with a metal horizontal frame above the door openings.

The expanse above the horizontal framing elements will be large panels of glass, with a vertical frame divider aligned with the main entrance below, dividing the glass expanse above into two unequal halves.

The application also includes free-standing letters forming the name of the new tenant restaurant, ASSET, installed in the horizontal metal frame above the accordion doors. The individual letters will be lit from behind, and will not shine directly onto the sidewalk.

The proposed storefront is reasonably appropriate to the neighboring retail environment on Columbus Avenue and to the overall Historic District.

NOW, THEREFORE, Community Board 7/Manhattan resolves to **approve** the application for replacement storefront infill.

Committee Vote: 4-0-0-0.

3. 370 Riverside Drive (West 109 Street). Application to the Landmarks Preservation Commission for a window master plan.

Michael Middleton presented the window master plan project which followed a survey of the existing window conditions of this 12 story building constructed in 1922. The committee had a thorough discussion about the project, which will reduce the number of window styles from 12 to 7 based on the configurations of the original window openings rather than haphazard pre-designation choices by individual shareholders.

Proper notices were posted alerting the community of the hearing, and there was no community comment.

In Committee colloquy, Jay Adolf found the proposal "tolerably appropriate". Mark Diller and Miki Fiegel accepted the proposed plan due to the lack of any extant original material and the increased expense of requiring tenants to replace windows with more strictly appropriate historic window styles. Susan Schwartz had

concerns about the acceptance of the less historic 1:1 window style, but was persuaded by the other committee members that the proposed master plan was the best course of action, given the current hodge podge of window styles. There was a sole community comment, from Josette Amato, West End Preservation Society, to commend the proposal of a master plan to improve the appearance of the building.

This resolution is premised on the following facts:

The applicant's building is a multi-story masonry apartment building constructed ca. 1922 by architectural firm of Schwartz & Gross. The building is in the newly-designated Morningside Heights Historic District.

The building has two primary facades, one facing the service road of Riverside Drive, and the other facing south onto West 109 Street.

The windows on the west elevation are arranged in five columns of window bays separated by masonry, with windows at the first, second, third, twelfth, thirteenth and fourteenth floors surrounded by white terra cotta details. The windows on the south elevation are arranged in thirteen columns of window bays separated by masonry with similar white terra cotta surrounds on the same floors as the west elevation. In most window bays, the windows are arranged in pairs.

The existing windows in virtually all of the window bays above the ground floor are pairs of 1:1 aluminum double-hung windows by virtue of a pre-designation series of window replacements. The paired windows are separated within each bay by a wide mullion or in a few cases by masonry. Most paired windows are of equal size, except where interior walls required a different arrangement.

The pre-designation window replacement was accomplished with no regard for coherence of materials or appearance, with varying mullion widths and finishes. In all, at least a dozen different window configurations were documented on the existing façade.

Based on the extensive research conducted on behalf of the applicant, the original condition of the building consisted of 6:1 double-hung wood windows. Such windows remain only on the basement level of the building.

The proposal is to create a master plan with a total of 7 distinct types of windows, with all similarly situated windows to be replaced with matching windows within the existing window openings. The proposed master plan would harmonize window materials, colors and configurations across the building and eliminate the hodge-podge appearance now evident on the building.

The proposed windows in each configuration would consist of Marvin 1:1 aluminum-clad double-hung windows, except that the remaining divided-light wood windows still extant in the basement would be replaced in kind with true divided-light wood windows.

The applicant's research included cleaning sample terra cotta details on the primary facades to reveal their off-white color. The color of the windows called for under the master plan would match the cleaned color of the off-white terra cotta.

While the most appropriate approach to a window master plan would be to require true divided light wood windows to restore the original appearance and finish, in this case there are no remaining windows above the basement on either primary façade that conform to the original window configuration in either appearance or materials. A requirement insisting upon original divided-light wood windows would inevitably lead to a

prolonged period in which the appearance of windows would be even more inconsistent than the existing condition, and to delays in implementation of much-needed window replacements. This decision in no way reflects a departure from the desire to honor the historic fabric of our built environment, and is not a precedent for any proposal in which even a few windows conforming to the more appropriate configuration and materials remain.

The proposed configurations, color and materials called for under the proposed master plan are minimally appropriate to the Historic District.

NOW, THEREFORE, Community Board 7/Manhattan resolves to **approve** the proposed master plan as minimally appropriate to the Historic District.

Committee Vote: 4-0-0-0.

4. 206 West 79 Street (Amsterdam Avenue-Broadway). Application to the Landmarks Preservation Commission for legalization of storefront.

The applicant failed to appear at the CB7 Preservation Committee hearing.

NOW, THEREFORE, Community Board 7/Manhattan resolves to **disapprove** the application.

Committee Vote: 4-0-0-0.

5. 249 Central Park West (SW Corner of West 85th Street). Application to the Landmarks Preservation Commission for approval nunc pro tunc of a non-conforming skylight above a stair bulkhead on the roof.

Harry Kendall and John Englund presented this project involving a skylight above a stair bulkhead which was installed without the prior approval of the Landmarks Preservation Commission. The owners of the building installed a skylight larger than that which was approved by LPC to increase the amount of sunlight that would stream down into a central mahogany stairwell interior to the residence, which has eleven bedrooms. All other prior work on this residence, which has been extensive, was done in compliance with LPC permits. This work alone was done without LPC approval.

Proper notices were posted alerting the community of the hearing, and there was no community comment.

There was not committee agreement about whether or not the as-built skylight detracts from the overall appearance of the restored primary facades. The majority of committee members view the as-built condition as minimally appropriate to the character of the building, its neighbors, and the Historic District. Susan Schwartz viewed the skylight, which is easily viewed from the public way although slightly camouflaged by the addition to the chimney caps, as a distraction from the historic silhouette of this majestic building and was resolute in her opposition to the proposal, particularly given the applicants' prior extensive restoration efforts, which involved securing LPC permits on a host of other aspects of the restoration project including the original design for this skylight. There was no community comment on this application.

This resolution was premised on the following facts:

The subject building is a townhouse built in the Queen Anne style ca. 1890 by architect Edward Angel, one of only three surviving townhouses facing Central Park on the block between West 84-85 Streets. The front and

side facades feature multiple gables, and the corner includes a rounded tall turret room. The building is a contributing structure to the Upper West Side – Central Park West Historic District.

The primary facades include red brick on the third and fourth floors, with brownstone walls and accents on the parlor and second floors. An alleyway has been in-filled with a one-story structure. The ornate entrance and stoop with intricately detailed iron work on areaway gate as well as many other original details are intact.

The building has undergone successive painstaking renovations in the last decade to restore and refurbish the structure to its original glory, including several applications approved by CB7 and the LPC for changes to and restoration of various historic elements on the facades.

The instant application concerns the construction of a skylight above a new stair bulkhead on the roof that is 1'10" taller than that approved by the Landmarks Preservation Commission in a previous application. The additional height was created by installing a clear glass shoulder to extend the approved skylight higher above the stair bulkhead.

The skylight is constructed out of copper framing with clear glass panels.

The architects responsible for the renovations and previous applications for LPC approval were not consulted in connection with the fabrication and installation of the non-conforming skylight. No violation had been issued against this property at the time of the hearing before the CB7 Preservation Committee.

The existing non-conforming condition is visible from multiple angles on public ways including West 85th Street, Central Park West, and within Central Park. Renovations to three existing chimneys that include restoring copper chimney caps will partially obscure the skylight from certain angles, but it remains visible from all multiple directions.

CB7 is concerned that the owners and contractors, who have successfully pursued other applications for approvals for changes to this notable contributing building, failed to inquire whether the changes in the order for the fabrication of the skylight would fall within the approvals granted for this work or to consult their architects in connection with this deviation from the plans. Their sophistication and prior laudable track record suggests that the owners and contractors should have known that deviation from approved plans requires additional investigation and potential action.

The standard for legalization of non-conforming work is whether the as-built condition would have been approved had it been presented ab initio.

The as-built skylight is visible from the public way. It is one among a series of rooftop elements including the approved stair bulkhead, water tower and other elements that are typical of rooftop conditions.

NOW, THEREFORE, Community Board 7/Manhattan resolves to **approve** the installation of the non-conforming skylight as minimally appropriate to the Historic District. Committee Vote: 3-1-0-0. The meeting was adjourned at 8:25 PM

STEERING COMMITTEE MEETING MINUTES

Roberta Semer, Chairperson

January 15, 6:30PM

Roberta Semer, Chairperson's Report:

The following announcements were made;

If anyone needs anything from the office at the board, please contact Penny.

April Adams, Representative of Gale Brewer's office was present.

Community updates;

Rotunda meeting is postponed from January 28th. An email is forthcoming. Parks and Environment will continue with their monthly meeting.

108th Street senior housing facility will begin demolition. They have obtained all the necessary permits.

American Museum of Natural History is not having a construction meeting until the judge has a ruling.

66th Street has had construction problems. They are back on schedule. Landmarks West has submitted a challenge. The building has a 161 foot high mechanical void. The concern is in the event of an emergency a fireman wouldn't know there is no floor in place. The DOB is taking a closer look.

96th Street Construction The sidewalk shed on Broadway is up. The edifice will not exceed the height of the Columbia building directly across the street. The Fetner Building is problematic. There is a task force in formation.

200 Amsterdam is proceeding. The building is now 10 stories in height.

There will be three new Task Forces

The By-Laws Task Force- Will be comprised of the following members;

Mark, Elizabeth, Michelle, Jay, Cindy, Andrew Rigie, Jerry and Roberta. The Task force will begin meeting in the next month or two. The by-laws will be prepared in sections indicating what is mandatory based on the city charter.

The ABC/Silverman Task Force will be chaired by Andrew Rigie. The properties include: The ABC Studio and Parking lot at 66/65th Street and West End Ave, and the former ABC buildings on Columbus and 66 and 67th Street. The Silverstein group met with a few Board Members and Council Member Helen Rosenthal in December, they also met separately with BP Gale Brewer, Assembly member Linda, DOROT, Goddard Riverside, and Westside Campaign Against Hunger. Our task force will invite them to meet with us, our elected reps and the non-profits. A walk through will be scheduled. Task force members are in formation.

The Senior Task Force will be co-chaired by Louisa and Amy.

The Communications Committee will become a Task Force and meet quarterly.

Standing Committee Chairs are:

- Shelly and Catherine, Health and Human Services
- Polly and Blanche, Youth and Library
- Page and Seema, LandUse
- Jennifer and Ken, Parks and Environment
- Linda and Jerry, Business and Consumer Interests
- Sue and Howard, Transportation
- Mark, Preservation
- Melissa and Louisa, Housing
- Cindy, Strategy and Budget

Full Board Agenda

Linda- Requested the BCI be placed at the beginning of the agenda

Committee Reports

Youth and Library

Blanche/Polly- Meeting on January 17th, with Goddard Riverside to focus on youth programs in particular adolescents. Detective Collado will speak on strategy to circumvent and guide the youth against violence. There was a recent murder at a pizzeria, it is believed to be gang related retaliation. Bloomingdale Library is closing for a year for renovations beginning February 16th.

Housing Committee

Melissa- Representatives from Linda Rosenthal and Brad Hoylman's office were present. Helen Rosenthal attended the meeting. There will 5 bills moving forward. Helen spoke in detail about the new Tenant Advocate Office under the Mayor. She has expressed a desire to spread the word and have tenants contact this office.

Parks/Environment

Ken- the Rotunda is a big issue as there are traffic concerns, how the buses and bikes will enter the circle. There will be a shoulder. Bikers are upset. The other issue is the staging of the construction equipment using the little league ballparks.

BCI

Linda- Guacamole- Neighborhood has voiced complaints. The owners finally provided their paperwork to the board. They have been extremely disingenuous.

There are an overwhelming amount of business vacancies along Broadway. We will work with neighborhood coalitions to address and identify who the landlords and brokers are. Many of the buildings are already leased. Jerry and Linda will organize these meetings. The dates to be announced.

Preservation

Mark- Landmark issues regarding Rotunda, decorations on the fountain will be restored. Additional reclaimed space, a set of archways will be used as office space.

Health and Human Services

Catherine/Shelly- Agenda to plan for the coming year. Major issue is Sexual Violence. Kate will help identify community needs by analyzing 311 complaints.

Transportation

Howard- Congestion caused by double parked cars- Fresh Direct and other delivery services. We adopted a resolution on loading zones on Central Park West. DOT is not accepting our suggestions.

Land Use

Page- will utilize visual aids such as Google to inform the committee. A new trend is empty store fronts covered by artistic obscured film which defeats the purpose of a store front. It is important to keep the street lively.

NYCHA Task Force

Madeline- Public Housing Task Force Madelyn and Roberta went by bus with the Teamster of Local 231 to Cambridge MA to visit housing developments of the Cambridge Housing Authority on January 11. Several development were renovated using HUD and other funding. There are 11,000 units consisting of 5 or 6 buildings. The Cambridge Housing Authority did the work themselves. The development was very impressive.

There was no new business.

Present: Roberta Semer, Linda Alexander, Cindy Cardinal, Ken Coughlin, Page Cowley, Louisa Craddock, Catherine DeLazzerro, Mark Diller, Lolita Ferrin, Sheldon J. Fine, Amy Hyman, Blanche Lawton, Sara Lind, Jennifer Markas, Seema Reddy, Andrew Rigie, Suzanne Robotti, Melissa Rosenberg, Polly Spain and Howard Yaruss. **Board Members:** Jay Adolf, Andrew Albert, Robert Espier, Madelyn Innocent, Susan Schwartz, and Audrey Isaacs.

Absent: Christian Cordova.

The meeting was adjourned.

The next Full Board meeting is Tuesday, February 5 2019 at 6:30 pm at Mount Sinai West.

Transportation Committee Meeting Minutes

Howard Yaruss and Suzanne Robotti, Co-Chairpersons

Tuesday, January 8, 2019 7:00 PM

Meeting was called to order at 7:05 pm

Attending: Suzanne Robotti Co-Chair, Roberta Semer CB7 Chair, Andrew Albert, Ken Coughlin, Sara Lind, Elizabeth Caputo, Doug Kleiman, Richard Robbins, Miki Fiegel, Marc Diller

Suzanne Robotti opened the meeting as Chair and thanked Andrew Albert for his many years of chairing this committee and for his expertise.

1. Captain/Executive Officer 20th Precinct: Alexandra Sarubbi-Barcia

Sargent Felicia Montgomery 20th Precinct, will discuss traffic stats within the 20th Precinct.

Captain Sarubbi-Barcia and Sgt Montgomery reported:

Increased summons to motorists last year for speeding and improper turns +13%

summons issues in 2017 was 1751, increased to 1980 in 2018.

Increased speeding summons, particularly on CPW and WEA where there is a tendency for drivers to speed due to less traffic and traffic light sequencing

Increased summons +23% in 2018. Summons issued in 2017 was 872, increased to 1076 in 2018

Emphasis will also be placed on education. Particularly young members of the community (e.g. using smart phones with their heads down while crossing the street).

Majority of accidents are rear ended, with main cause being driver inattentiveness.

66th Street and Broadway was #1 in collisions: Total of 5, vehicle on vehicle w/o injuries for preceding 28-day period (Dec 10th to Jan 6th):

65th street and Amsterdam Ave was #2 (total 4 collisions during same period)

66th Street CPW was #3 (total of 3 collisions for same period)

Total collisions for same 28day period last year were 128, this year: 113 (decrease by 11%).

Total of 4 pedestrians struck by motor vehicles (during same period).

361 summons were issued to motorists in 2018 for failure to yield to pedestrians.

Auxiliary police have been handing out flyers to community for pedestrians to be more alert, particularly during dusk and nighttime hours where they may be less visible to motorists.

CM Doug Kleiman asked the Captain and Sargent if they issue summons for motorists without their headlights on ..particularly during winter months when days are shorter. The Captain said that they do issue summons for this, as well as broken taillights, which can also contribute to accidents.

Discussion among board members: About the responsibilities of motorists, pedestrians, cyclists to prevent accidents and injury; as well as education as compared to enforcement.

Captain Sarubbi-Barcia made the comparison that the NYPD enforces laws against pick pockets, and also educates the public about not keeping their wallets in their back pockets, etc.

Member of public, Reed Ruby said:

As a pedestrian, he was struck by a motor vehicle in a cross walk. He urges NYPD to better enforce the laws on the books (e.g. motorists failing to yield to pedestrians in crosswalks).

Member of public: David Zelman said he believes that motorists are generally safe and disagreed with the previous comment. He believes that courts/judges often dismiss summons and would like elected officials to look into this.

CM Andrew Albert: Recommends that all for hire vehicles, when upgrading their fleets, be required to have anti-collision technology installed within their vehicles. Will recommend to our council members and other elected officials, and would appreciate the NYPD's support.

- **225 West End Avenue** (West 70th Street.) Application EIN#13-3807572 to Department of Transportation for a new revocable consent to construct, maintain and use a Fenced-in Area, including the Areaway along the north sidewalk of West 70th Street and the west sidewalk of West End Avenue.

Presenter Corey Magyarits of MVN Architects on behalf of ownership

Vote: 8-0-0-0

Non-committee 2-0-0-0

Approved

2. **884 West End Avenue** (West 103rd – 104th Streets.) Application EIN#46-0646044 to Department of Transportation for a new revocable consent for revocable consent to construct, maintain and use a proposed ADA accessible ramp and steps.

Presenters: Philip Toscono and Shreejit Modak from Philip Toscono Architects, on behalf of ownership

Brief discussion among board members and Q&A re: the space/gap between ramp and building. Architects explained that LPC did not approve filling in the gap with planters etc. Committee is concerned that there may be a code issue pertaining to lack of “styles” on rail, and to encourage ownership to regularly clean gap area.

Vote: 8-0-0-0

Non-committee 2-0-0-0

Approved

3. Discussion of delivery vehicles (Fresh Direct, Amazon/Whole Foods, JET/Walmart, Peapod, FedEx, UPS, and others) and growing traffic congestion, and a possible citywide solution. (Fresh Direct will attend the February Transportation Committee meeting.)

In preparation for the meeting:

Discussion about vehicles using public streets as their “distribution centers” and well as delivery trucks parking.

Concerns about fumes, noise, blocking brick and mortar store.

CM Richard Robbins: Believe the problem is twofold: 1) Delivery vehicles coming into the area, making their deliveries and then leaving. 2) Delivery vehicles that park in one spot, set up their “distribution center” and stay all day (e.g. Fresh Direct).

Should be a special class of tickets created/issued to repeat offenders. He noted that the companies incorporate the fines into their business model, and that they often negotiate the bulk fines down with the city, which paradoxically brings their price per summons down the more they violate, instead of making it more punitive/costly.

CM: Sara Lind commented: Doesn’t see Fresh Direct as “the bad guy”,

Suggests that we come up with a city-wide solution in a positive pro-active way to have Fresh Direct and others, better integrate into our community, rather than solving the problem with harsher enforcement.

CM: Ken Coughlin: Agrees that Fresh Direct others are here to stay, and is concerned as to why we continue to prioritize the long-term storage of private vehicles. We need more loading zones.

CM Miki Fielgel: We need to implement 21st Century technology to help solve these problems (e.g. GPS etc.)

In preparation for next meeting: We need to look into how other community boards are dealing with these issues.

Research whether or not storefronts can be rented as distribution centers

New Business:

CM Elizabeth Caputo: Suggested to add as an agenda item to the February Transportation Committee meeting in preparation for a joint session (BCI and Transportation committees) in April: Discussion re: E-Skooters/ emerging new technologies session (and others e.g. E-skate boards, drones etc.) and delivery bikes etc.

CM: Doug Kleiman mentioned: Some local brick and mortar store owners are concerned about the food trucks, and fruit stands etc. parking on the sidewalks in front of or near them. They believe that this is unfairly hurting their business because these vendors do not pay rent, while the store owners do.

CB-7 Chair Roberta Semer: Reminded everyone that the joint committee meeting (Transportation, Preservation, Parks) for the 79th Street Rotunda will likely be held on January 28th.

Meeting was adjourned at 8:35pm