

In Re FCRC Remote Hearing NYC - Mayor`s Office of Contract
Services (MOCS)
February 7, 2023

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REMOTE PUBLIC HEARING
FRANCHISE AND CONCESSION REVIEW COMMITTEE

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Held Remotely
Via Microsoft Teams
Conference Call

February 7, 2023
2:40 p.m.

REMOTE PUBLIC HEARING in the
above-referenced matter, held via videoconference at
the above time, before Sabrina Brown Stewart, a
Notary Public of the State of New York.

In Re FCRC Remote Hearing NYC - Mayor`s Office of Contract
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A P P E A R A N C E S:

Mayor:
ALLISON STODDART

Clerk:
KIMBERLY EGBERT

Office of Management and Budget:
YVONNE QUINTIAN

Office of the Mayor:
YA-TING LIU

Corporation Counsel:
KENISHA SUTTON

Borough President of Bronx:
TOM LUCANIA

Borough President of Manhattan:
TOMI VEST

Borough President of Queens:
ALLAN SWISHER

Borough President of Staten Island:
LAUREN LEFKOWITZ

Department of Transportation:
RACHEL FRUMIN

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MS. EGBERT: Hello. This is Kimberly Egbert, Clerk for the FCRC. Before we get started with today's proceedings, I'd like to confirm that everyone can hear me clearly.

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MS. STODDART: Yes.

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MS. EGBERT: Thank you.

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Today's hearing is being held via Microsoft Teams conference call, and we ask that all attendees announce their names for the record each time they speak on the call, for ease of transcription. If you are not speaking, we ask that you mute your microphone to avoid background noises during the call. Only one person should be speaking at any given time. I will direct, should there be any conflict.

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Chair, we are ready to begin.

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MS. STODDART: Good afternoon, and thank you all for being here. My name is Allison Stoddart, Chair of the FCRC. The Franchise and Concession Review Committee Remote Public Hearing will now come to order.

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Will the Clerk please call the roll?

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MS. EGBERT: Mayor?

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MS. STODDART: Allison Stoddart,
present.

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MS. EGBERT: Office of the Mayor?

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MS. LIU: Ya-Ting Liu, present.

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MS. EGBERT: Comptroller?

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(No response).

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MS. EGBERT: Let the record reflect
Comptroller is not present.

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Corporation Counsel?

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MS. SUTTON: Kenisha Sutton, present.

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MS. EGBERT: Office of Management and
Budget?

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MS. QUINTIAN: Yvonne Quintian,
present.

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MS. EGBERT: President, Borough of the
Bronx?

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MR. LUCANIA: Tom Lucania, present.

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MS. EGBERT: President, Borough of
Brooklyn?

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(No response).

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MS. EGBERT: Let the record reflect,
President, Borough of Brooklyn is not
present.

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President, Borough of Manhattan?

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MS. VEST: Tomi Vest, present.

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MS. EGBERT: President, Borough of
Queens?

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MR. SWISHER: Allan Swisher, present.

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MS. EGBERT: President, Borough of
Staten Island?

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MS. LEFKOWITZ: Lauren Lefkowitz,
present.

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MS. EGBERT: Representative, Department
of Transportation.

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MS. FRUMIN: (Inaudible).

13

MS. STODDART: Kim, did you get the
last name?

14

15

MS. EGBERT: Yes, it's Rachel Frumin --

16

MS. FRUMIN: (Inaudible) here on my
end.

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MS. STODDART: Great.

19

Welcome to this remote public hearing
of the Franchise and Concession Review
Committee. The hearing being conducted today
has been publicly advertised in accordance
with the New York City Charter and Concession
Rule of the City of New York.

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We want to be sure that anyone desiring

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2 to be heard has an opportunity to do so. We
3 are registering individuals now for later
4 testimony. Those registered will be called
5 upon to testify after their calendar item has
6 been called. All persons wishing to speak,
7 must now provide their name, affiliation,
8 indicate which calendar items they wish to
9 testify on and whether they are for or
10 against said item, to the Clerk at this time.

11 MS. LEVY: Do we give our name now?

12 MS. STODDART: Yes, please.

13 MS. EGBERT: Yes.

14 MS. LEVY: Okay. Magdalena Levy, and
15 I'm from La Catrina Flower Studio in DUMBO,
16 and I'm against the concessions for the
17 Triangle to Dumbo BID and the DOT.

18 MS. STODDART: Thank you.

19 Does anyone else wish to testify?

20 MS. QUINN: Yes. My name is Suzanne
21 Quinn, with a Q. I'm a Dumbo resident. I'm
22 speaking on that calendar item. I don't
23 know, actually, if I'm speaking for or
24 against, but I'd like to hear the hearing and
25 then have the opportunity to speak.

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MS. STODDART: Thank you.

MS. EGBERT: Does anyone else wish to testify?

(No response).

MS. EGBERT: It appears that no one else from the public wishes to testify at this hearing.

MS. STODDART: Thank you.

Each speaker will be allotted approximately three minutes. When you testify, please restate your name and affiliation, if any. You may also submit written testimony to the Clerk, which will be made part of the record. Any written submissions must be given to the Clerk before the close of the remote public hearing, via e-mail, to FCRC@MOCS.NYC.GOV, and will be provided to the committee after the hearing.

Will the Clerk please call the first calendar item?

MS. EGBERT: New York City Department of Transportation, Calendar Item Number 1: In the matter of the intent to seek Franchise and Concession Review Committee approval,

1
2 pursuant to Section 1-16 of the Concession
3 Rules of the City of New York, to utilize a
4 different procedure, to enter into a license
5 agreement with Dumbo District Management
6 Association Incorporated, to provide for the
7 operation and management of a pedestrian
8 plaza, located on Pearl Street, Water Street
9 and Anchorage Place, including a portion of
10 the pedestrian area under the Manhattan
11 Bridge arch, in the borough of Brooklyn and
12 maintenance and/or repair of certain
13 amenities installed within the license plaza.

14 The license provides for one five-year
15 term, commencing upon written notice to
16 proceed, which may be renewed for up to two
17 additional five-year terms, exercisable at
18 the sole discretion of DOT.

19 MS. STODDART: We will take testimony
20 from the public. But first, I'd like to ask
21 the members of the committee if they have any
22 statements?

23 (No response).

24 MS. STODDART: Hearing none, will the
25 Clerk please call the next person who wishes

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to testify.

MS. EGBERT: Magdalena Levy, please provide your full name and affiliation for the record.

MS. LEVY: Sure.

So, basically, I'm here on behalf of my flower shop, La Catrina Flower Studio, and I'm also here as a resident. So, basically, I'm against this concession to the Dumbo BID in the DOT, because every decision that they take really affect not only my business, my everyday living here in Dumbo.

They already -- it seems that every time they get more power, they're getting more money, they're getting now this triangle. I don't know -- I want to see, I want to hear how it will be used and will they cause traffic. Because, as we know now, they're already organizing open streets here in Dumbo, which greatly affects traffic. And that shall not be allowed in a tiny neighborhood that already has a lot of influx with tourism and a lot of traffic.

I'm really bracing for the warm weather

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2 when they close the street again, and it will
3 just be so chaotic, again, not only for my
4 business, but also for just delivering
5 groceries. My business is really affected
6 because we get stuck in traffic for little
7 deliveries, even just to Brooklyn Heights. A
8 big arrangement cannot be walked, so we have
9 to drive.

10 And we really get stuck in traffic here
11 in Dumbo for up to half an hour just to go a
12 few blocks, and I think that's really
13 arbitrary. I end up paying full -- more
14 overtime to my driver, and it's just really
15 not cost-effective for me. I really, really
16 need someone to help. Before they give more
17 and more power to the Dumbo BID, why can't we
18 just organize Dumbo before you give them
19 another triangle?

20 So, I just basically need help making
21 this happen, so we can all live in peace. Of
22 course, they can do their own thing, but in a
23 way that doesn't affect businesses or
24 residents. I do know for a fact that other
25 business owners do not agree with the closure

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of Washington Street. And basically, well, I'm here speaking just for myself, but I do not agree.

MS. EGBERT: One minute remaining.

MS. LEVY: Thank you.

MS. EGBERT: Thank you.

Suzanne Quinn, can you please provide your full name and affiliation for the record.

MS. QUINN: Hi. My name is Suzanne Quinn. I'm a resident of Dumbo, and I'm also on the steering committee for Dumbo Action Committee, which is our neighborhood organization, speaking on behalf of myself today.

I wanted to come and learn more, as I understand that the BID has had a license, in part at least, for the space. So, I was interested to learn how this latest action might be different from that. We are in a very small neighborhood geographically, Dumbo, and I think most people outside of the immediate neighborhood don't realize that the neighborhood has changed a lot.

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Specifically, what I mean by that is that Dumbo is now, first and foremost, a residential neighborhood. It's the second highest residential growth in all of the City, through the last census. And residents now outnumber businesses.

Yes, the BID definitely has a very big footprint in the neighborhood. A block and a half away, we have an open street that is taking over one of our another street that is also run by the BID. So, I do have concerns about actions like this, and it's important for me to have the voice of the residents on record. When -- you know, with this in concert with the open street, having the BID have so much control over the different areas.

The piece that con -- so, I don't know, actually, so one of the questions in terms of how this application is different than what's been happening up until now on the triangle and under the bridge, that was the question, and the piece that I really object to is the part at the end of the application or

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whatever we're calling this, where it says,
"It will provide for one five-year term,
which may be renewed up to two additional
five-year terms exercisable at the sole
discretion of DOT."

I have a huge problem with that, that
this can go on forever without having --

MS. EGBERT: One minute remaining.

MS. QUINN: Yes.

So, I have a huge problem that this
license, if you will, can go on in perpetuity
without having community input. A lot
happens in a neighborhood, in an area in
five years. So, that is the piece that I am
most -- I feel most strongly about, but would
like some, you know, clarifications in
general.

Thank you.

MS. EGBERT: Thank you.

Is there anyone else who wishes to
testify?

(No response).

MS. EGBERT: Okay. We have now heard
all testimony on this calendar item.

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MS. STODDART: Thank you.

Before we conclude, I want to ask if any of the agencies, DOT, presenting a calendar item today, have any statements for the record, prior to the close of the hearing.

MS. FRUMIN: Hi, this is Rachel Frumin from Department of Transportation. My role here is director of concessions and franchises. I work closely with public space who provide an (inaudible) through the outreach and partnership to other (inaudible) programs.

And I will pass on their concerns about lack of community input and the open space -- the open street program for -- the BID area covers a larger area than the concession that we're talking about here. So, you're welcome to reach out to DOT directly for any input. I'd be happy to receive your input.

Thank you.

THE REPORTER: I'm sorry. This is the court reporter speaking. I had a lot of difficulties hearing that.

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MS. LEVY: Yes.

MS. STODDART: Yes, agreed. I'd love
the contact information for the --

MS. FRUMIN: I also have a tough
accent, so I apologize for the lack of
clarity here. Happy to write my statement --

MS. LEVY: No, it's not your accent.
It's actually the connection.

MS. FRUMIN: Oh, okay. Good to know.

MS. STODDART: Could the DOT
representative, could you share contact
information? I think that was the question.

MS. LEVY: Yes.

MS. FRUMIN: Yes, my contact
information is CONCESSIONS@DOT.NYC.Gov.

MS. LEVY: Okay. And I'm sorry, your
name again?

MS. FRUMIN: Rachel Frumin.

MS. LEVY: Thank you.

MS. FRUMIN: First name is Rachel,
yeah.

MS. STODDART: Thank you.

If no one else wishes to speak, that
concludes today's hearing.

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2 We ask that the reporter make the
3 entire public hearing agenda, which was made
4 publicly available and distributed at this
5 hearing, part of the final record of the
6 proceeding.

7 The hearing is now closed. Thank you.

8 MS. EGBERT: Thank you, bye.

9 MS. STODDART: Thank you.

10 (TIME NOTED: 2:55 p.m.)

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C E R T I F I C A T E

STATE OF NEW YORK)

:SS

COUNTY OF QUEENS)

I, Sabrina Brown Stewart, a shorthand reporter within and for the State of New York, do hereby certify that the within is a true and accurate transcript of the statement taken on February 7, 2023.

I further certify that I am not related to any of the parties to this action by blood or by marriage, and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 14th day of February 2023.

Sabrina Brown Stewart
Sabrina Brown Stewart

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