

**Jeffrey LeFrancois** Chair

**Jesse R. Bodine** District Manager

# CITY OF NEW YORK MANHATTAN COMMUNITY ROARD No. 4

BOARD No. 4 424 West 33<sup>rd</sup> Street, Suite 580 New York, NY 10001 tel: 212-736-4536 www.nyc.gov/MCB4

### January 2022 Full Board Minutes

Meeting Date / Location	The Full Board met at 6:30pm on Wednesday, January 5, 2022, via Zoom webinar and was simultaneously live streamed on YouTube. It can be viewed at: <a href="https://www.youtube.com/watch?v=a0">https://www.youtube.com/watch?v=a0</a> 1Yx WGEU									
Presentation / Public Hearing	Public Hearing: Rat Conditions in Community District 4.  This public hearing was held to give the community the opportunity to speak on the problem of rats in our neighborhood, which is being addressed in Agenda Item 12.									
	Public Hearing Speakers									
Fern Luskin	Ms. Luskin is speaking for her immediate neighbors on west 29 <sup>th</sup> Street as well as concerned residents of Penn Plaza. There has been a severe rat infestation occurring in the area for a year and a half since the pandemic began. Ms. Luskin and her neighbors have taken several approaches to address the issue including holding neighborhood meetings and writing to electeds including MBP Brewer and Speaker Johnson, whose office twice held neighborhood walk-throughs with DSNY. There's also a petition on iPetition: Rat Proof Our City with Garbage Collection, and a two-part series on the issue in Chelsea Community News. Ms. Luskin asserts that fighting rats shouldn't be up to owners and tenants alone-the city needs to respond to this emergency including with extermination using dry ice, which worked in Boston. There needs to be fewer plastic bags of trash on the sidewalk, more garbage pickups, and more thoughtful consideration of dining stall designs to prevent them from harboring rats.									
Ric Fouad	Mr. Fouad lives at 57 <sup>th</sup> Street and 8 <sup>th</sup> Ave where there is a garbage problem that is creating a rat problem. The area has eating establishments below ground in the subway station, which put their trash bags on the sidewalks for extended periods until the collectors come by, creating a feast for rats. Mr. Fouad asserts that restaurants should not be able to put trash on streets and sidewalks- they should be required to contract with waste haulers and bring the trash directly up to the trucks. The problem needs to be addressed at the city government level.									
Dolores Nagashima	Ms. Nagashima also lives at the corner referenced by Mr. Fouad. She has also observed an urgent problem with rats- doormen are seeing them come right up to the door of her building from 309 west 57 <sup>th</sup> Street, which places garbage downstairs in a courtyard. Ms. Nagashima also believes the rat problem is being fueled by trash bags- some trash bags have even been on the sidewalk since December. Homeless people are also cutting into bags and causing their contents to spill out. Some of the bags may be commercial, but the businesses don't have good commercial sanitation haulers to pick them up. The rats are running everywhere- something has to be done.									

Tingyi Hsu	Ms. Hsu echoes the concerns expressed by her neighbor, Ms. Nagashima. She noted that
<u> </u>	the problem is getting worse due to the holidays and trash piling up. Ms. Hsu added that
	sidewalk trash is not just a sanitation and rats problem but also congests the pedestrian
	path.

Public Session Speakers									
Lisa Wager  Ms. Wager is the Director of Government and Community Relations at the Fashion Institute of Technology.  College has gone back on remote status; it's open but no one is in the building  Ms. Wager commends the leadership that MCB4 has had and expresses excitement at Jeffrey, Jessica, and Leslie's new roles.									
Pamela Wolff	Ms. Wolff wishes everyone a happy new year and congratulations to the new MCB4 officers.								

### Remarks from Elected Officials and Representatives Additional detail can be found in Elected Officials' newsletters HERE. Councilmember Councilmember Bottcher started his remarks by noting his excitement about the recent Erik Bottcher election of Adrienne Adams, the first African American woman to lead the Council as Speaker, and the City's first majority female Council. The Councilmember said that he has asked to chair the City Council's Sanitation Committee because it is such an important issue. Rodents, for example, clearly pose a huge challenge for our community and the only way to address them is through Sanitation. Universal composting is another big issue – we need to get the organic waste out of the bags that are left on sidewalks because the bags are basically buffets for the rats. The City needs to make huge changes vis-à-vis sanitation, and he acknowledged the hard work of MCB4 member Christine Berthet on the issue. Mr. Bottcher also noted the great team working in his office: Jordan Feiner is staying on in the office and will be the Community Board liaison. The Chief of Staff is Sean Coughlin and the new Legislative and Budget Director is Winn Periyasamy. Everyone on the staff lives in Council District 3, and his office is here to work closely with MCB4. NYC is not producing anywhere near the amount of affordable housing that it needs to produce. Mr. Bottcher looks forward to working with MCB4 to come up with plans for significantly more affordable housing and to bring the plan to Mayor Adams to get it implemented. Borough President Manhattan Borough President (MBP) Mark Levine said that this moment in time is a crisis Mark Levine for MCB4, Manhattan and New York City comparable in scale in recent memory only to the days following 9/11. He pledged to put the full power of his office into bringing about a comeback for Manhattan from this (1) public health crisis, (2) the profound inequality that has been found and exacerbated over the past year and (3) the economic shock to small businesses, tourism, the arts, non-profits, in-person office work and so much more.

He said that to address these big problems, we need to manage this pandemic to the point where it is no longer a crisis that is so disruptive to our lives. 2022 has started with a difficult wave of the virus – with more than 40,000 cases. It appears that the CD4 numbers may be leveling off, which would be great. But Mr. Levine said to make no mistake – the hospitalization rates are growing and ICU beds are filling up. He put out a 16-point COVID action plan on Jan. 3. Among other things, the plan calls for expansion of access to self-tests. He looks forward to working with MCB4 on expanding in-person testing sites, especially access to the popular mobile sites.

Mr. Levine identified the themes that his office will be focusing on this year:

- (1) Public health
- (2) Climate justice and creating resiliency for climate change that is already present
- (3) Equity (education, housing, health, employment, criminal justice, etc.)

Mr. Levine mentioned transportation as another important issue, including the redesign of both Penn Station and Port Authority. Mr. Levine commended MCB4 for its efforts to reenvision streets more broadly in an effort to put people first, and he said that he would like to partner with MCB4 on these efforts.

He also said that he knows that our community has been impacted by the homeless crisis. He commends MCB4 for understanding that addressing the issue requires a multi-front approach because this is a mental health crisis AND a substance abuse crisis AND a housing crisis AND a crisis of problems in our shelter system.

Mr. Levine also acknowledged his staff member who had joined the call: Tricia Shimamura, who is his Director of Community Affairs. He encouraged us to reach out to her with any questions/issues.

#### Congressman Jerrold Nadler

Congressman Nadler provided the following updates and comments:

- We are unfortunately starting off the year dealing with a new spike in COVID-19 cases with the Omicron variant, with New York being hit especially hard. He encouraged everyone to get vaccinated and boosted to protect themselves and their loved ones.
- As the pandemic continues to pose difficult challenges in our daily lives, Rep. Nadler is pushing Congress to extend and expand pandemic related federal assistance programs.
- In December, Rep. Nadler, along with Congresswoman Maloney, introduced the Low-Revenue Paycheck Protection Program Relief Act.
  - The Paycheck Protection Program known as the PPP gave small businesses 24 weeks after receipt of their loan to spend the money on forgivable expenses which didn't help businesses that had to stay closed for much longer—like many of those in our neighborhoods.
  - This bill would allow PPP recipients to shift the covered period of the loan to gain loan forgiveness if the small business was not in operation between April 1, 2020, and December 31, 2020, or saw a revenue reduction during that period of at least 80 percent from 2019.
  - The point of PPP was to provide forgivable loans to small businesses to save jobs and livelihoods. This fix will strengthen PPP's equity and ensure more of our hardest-hit small businesses are eligible for loan forgiveness

- In November, President Biden signed the Infrastructure Investment and Jobs Act into law. Also known as the Bipartisan Infrastructure Deal it contains a major investment in our physical infrastructure.
  - New York will receive \$11.6 billion for federal-aid highway apportioned programs and \$1.9 billion for bridge replacement and repairs; \$10.5 billion for the MTA; and \$3.6 billion to prepare New York infrastructure for the impacts of climate change, cyber-attacks, and extreme weather events.
  - Bus Rapid Transit and Bus Lanes are now eligible for capital funding from the federal government, and states and localities can apply for funding for pedestrian and bike infrastructure.
  - Plus, billions more are spread out across various programs on transit accessibility for seniors and the disabled, broadband, electric vehicle charging, grid reliability, water systems and others.
- The House also passed the Build Back Better Act the Reconciliation bill which is the core of President Biden's agenda. Rep. Nadler continues to encourage his Senate colleagues to pass this bill quickly. Here is some of what the bill does for New Yorkers:
  - The bill includes the largest investment to combat the climate crisis in human history - more than \$550 billion - to cut pollution, reduce energy costs, and create good-paying jobs.
  - Build Back Better will protect New York City in the face of worsening climate-related disasters by including historic investments in coastal restoration and protection and investing in actions that address environmental and climate justice.
  - The Build Back Better Act also delivers once-in-a-generation investment to lower the everyday costs that burden working families – from health care to child care & more – fully paid for by making big corporations & the wealthiest pay their fair share.
  - The bill lowers healthcare costs by negotiating lower drug costs for seniors; halting Big Pharma's outrageous price hikes above inflation and expanding the ACA to make coverage more affordable for those who buy insurance on their own.
  - O It lowers the costs of child care and family care by expanding the basic promise of free schooling in America for the first time in 100 years with universal pre-school for all 3- and 4-year olds; slashing families' child care costs; extending the landmark Biden Child Tax Credit; and expanding access to affordable home care for older adults and those with disabilities.
  - The legislation also cuts taxes and reduces the most burdensome expenses for New York families by establishing Paid Family and Medical Leave, passing the largest expansion of the Affordable Care Act in a decade, slashing the cost of prescription drugs, expanding rental assistance and affordable housing – including billions for NYCHA – and finally addressing the unfair State and Local Tax (SALT) Deduction caps instituted by the Republicans 2017 tax changes.
  - Additionally, the Build Back Better Act strengthens and extends tax credits to working families by providing up to \$1,500 in tax cuts for 982,700 lowwage workers in New York by extending the American Rescue Plan's Earned Income Tax Credit (EITC) expansion and the Biden Child Tax Credit for 35 million families.
- The House Judiciary Committee, which Rep. Nadler chairs, has also been quite active. The Committee has passed bills to protect voting rights, lower prescription

- drug costs and increase access to hard-to-find drugs through changes to patent laws, reform our immigration system, combat hate crimes and much more.
- The House has also passed the Women's Health Protection Act and Rep. Nadler will continue to fight to protect abortion rights across the country - particularly in light of the attacks from Texas and the legal threat to abortion access currently before the Supreme Court.

# Dick Gottfried

Assembly Member Assembly Member Dick Gottfried started his remarks by noting that, after more than half a century in public office, he will be retiring from the State Legislature at the end of his current term, next year.

#### Mr. Gottfried gave the following updates:

- The State needs to renew the legislation that allows public meetings such as those of MCB4 to occur remotely.
- Governor Hochul recently signed a bill proposed by Mr. Gottfried that requires hospitals to provide the "health equivalent" of an Environmental Impact Statement if the hospital is seeking permission to move or close a hospital program. Such a Health Equity Assessment won't guarantee health equity but it will ensure that there is an informed discussion about the impact on underserved populations when hospitals seek to close a program or change its location.
- Governor Hochul's State of the State speech is the best State of the State speech he has heard in 52 years of being in the State Assembly. The Governor spoke forcefully and progressively on a breathtaking range of issues. As Health Chair in the Assembly, Mr. Gottfried was most interested in what she had to say about strengthening our healthcare system, particularly the Medicaid program. Governor Hochul clearly sees "Medicaid as an investment, not a burden." She has made a variety of proposals to improve and strengthen our Medicaid program and other public health coverage programs rather than looking to trash them.
- Mr. Gottfried is looking forward to a very productive legislative session with the Governor. This year she signed 24 of his bills into law, and he looks forward to continued progress on the important issues.

### Linda Rosenthal

Assembly Member Assembly Member Rosenthal also praised Governor Hochul's State of the State speech, especially on the following issues:

- Opening discussion again about the Cross-Harbor Rail
- Planning for a new tax abatement that will incentivize more affordable housing once the 421-a tax abatement expires in 2022
- Greater focus on addressing gun violence- Ms. Rosenthal mentioned that she has proposed a bill that would require microstamping on bullets.
- Possible expansion of TAP funds for formerly incarcerated students and part-time students
- Mental health initiatives- Ms. Rosenthal said that she has co-sponsored a bill that would license school psychologists to allow them to practice outside the school building.

Ms. Rosenthal also made the following announcements:

- Her office has N95 masks for distribution. Please email her office if you would like to distribute masks in your building.
- She and Councilmember Gale Brewer have arranged a pop-up COVID Testing Site for this weekend (Jan. 15) on 64<sup>th</sup> Street between Amsterdam and West End, near NYCHA.

•	Together with Councilmember Erik Bottcher, she is trying to arrange a pop-up
	COVID Testing Site near Dewitt-Clinton as well. She will keep the Board posted on
	the timing for that.
•	Based on the popularity of the previous mobile mammography van, there will be

## Councilmember

Gale Brewer

another one in February.

Councilmember Brewer reminded MCB4 of the budget deadlines that are fast approaching: the Expense Budget is due Feb. 22 and the Capital Budget is due March 24. The City is also continuing the Participatory Budgeting process, and that deadline is January 23<sup>rd</sup>. District Manager Jesse Bodine has the details.

Ms. Brewer reiterated how important it is to get the Midtown Court reopened. She also said that it is important that we continue to push to try to get a member of MCB4 on the Traffic Mobility Review Board (appointed by the MTA) which will oversee congestion pricing rules.

Ms. Brewer also noted that schools have been hit particularly hard by the pandemic, and we all need to focus on them and make sure that they have the social workers and afterschool programs and other resources that they need.

She continues to be very focused on land use. Ms. Brewer said that the development of Harborview is undoubtedly going to be raised again, and we need to be vigilant to ensure that it is 100% affordable housing. That is what was promised in the past and it must be honored.

Ms. Brewer also urged MCB4 to sign up with the City for composting, similar to what CB7 has done.

Board Reports & Business											
Adoption of Agenda and Minutes	The Agenda and December minutes were unanimously approved.										
District Manager Report	<ul> <li>The District Manager gave the following updates:</li> <li>January Committee Schedule: <ul> <li>Chelsea Land Use Committee will be meeting on Tuesday, January 18th at 6:30pm due to the Martin Luther King Jr. Holiday on the 17th.</li> <li>The Social and Racial Justice Task Force will be meeting on Tuesday, January 25th at 6:30pm.</li> <li>All other committees are meeting at their regular scheduled time.</li> </ul> </li> <li>MCB4's Virtual Drive will be extended to the end of this week. You can find creative ways to donate on the homepage of the MCB4 website.</li> </ul>										
Board Chair Report	The Chair gave the following updates:  Board Business:										

- New WPE Committee Co-Chair is Leslie Boghosian Murphy. Leslie joins Maarten de Kadt as Co-Chairs of the committee.
- Lowell Kern will be returning to WPE and will be joining the CLU Committee.
- Public Member Travis Rogers has been appointed to HHHS.

#### Small Meetings and Ongoing Working Groups:

- Penn Station Area Civic and Land Use Project Working Group- work is continuing in coordination with CB5. Working aggressively to start on a Penn Station advisory group to advise on what happens in Penn Station.
- Port Authority Bus Terminal Replacement Working Group- work continues, nothing formal to report this month.
- CHKLU: Working with Borough President, we were able to get City Hall and EDC to agree to making all of the affordable units at the Slaughterhouse Site permanently affordable.
- HHHS:
  - Provided testimony at the Mayor's Office of Contract hearing for two proposed DHS facilities in our district: a proposed drop in Center at 771 9th Avenue and the extension of the emergency contract for stabilization beds at the Longacre (Aladdin Hotel) at 317 West 45th Street.
  - Continue to meet with Mt. Sinai West regarding the reopening of the Detox Unit at the hospital.

Action Items	Motions, Amendments, & Comments	Result
Business License and Permits Cor	nmittee (BLP)	
Item 1: Letter to SLA re 75 9th Avenue - Farmstand Meats Inc.	Items 1 to 10 were bundled	Passed with 42 In Favor, 1 PNE
Item 2: Letter to SLA re 273 8th Avenue - The Pho 2 Inc.		Passed with 42 In Favor, 1 Opposed
Item 3: Letter to SLA re 321A W 42nd Street - Soup Dumpling House Inc.		Passed Unanimously
Item 4: Letter to SLA re 483 10th Avenue - Mercado's by Friedman's LLC.		Passed Unanimously
Item 5: Letter to SLA re 451 10th Avenue - 451 Tenth Avenue Restaurant LLC., Space 451		Passed Unanimously
Item 6: Letter to SLA re 455 10th Avenue a/k/a 451 10th Avenue, Level 43 - The Set Club Inc.		Passed Unanimously

Item 7: Letter to SLA re 505 W 35th Street a/k/a 451 10th Avenue, 3th Floor - Atria NY Operating Company Inc. & 451 Tenth Senior iving OpCo LLC.		Passed Unanimously
Item 8: Letter to SLA re 576 9th Avenue - OC 576 9th Ave LLC.		Passed Unanimously
Item 9: Letter to SLA re 739 9th Avenue - Morales 29th Street Corp.		Passed Unanimously
Item 10: Letter to SLA re 747 9th Avenue - Cheeseboat Group LLC.	Hours of operation typo corrected	Passed Unanimously
Waterfront, Parks and Environment C	Committee (WPE)	
Item 11: Letter to NYC Parks re Squash Court at Chelsea Park	Friendly amendments accepted	Passed Unanimously
Arts, Culture, Education, and Street Life	Committee (ACES)	
Item 12: Letter to DSNY re Rat Conditions in Community District 4	Friendly amendments accepted	Passed Unanimously
Item 13: Letter to EDC re Graffiti Free New York		Passed Unanimously
Transportation Planning Commit	tee (TRANS)	
Item 14: Letter to ESD re Lighting Plans for the High Line	Friendly amendment accepted  Items 14-19 were bundled	Passed with 42 in Favor, 1 Opposed
Item 15: Letter to DOT re Parking Regulation Change at 540 W. 53 <sup>rd</sup> Street		Passed Unanimously
Item 16: Letter to DOT re Rehabilitation of West 35 <sup>th</sup> Street over Amtrak		Passed Unanimously
Item 17: Letter to DOT in Support of Citi Bike Infill Stations in Chelsea, Hudson Yards & Hell's Kitchen		Passed with 42 in Favor, 1 Opposed
Item 18: Letter to DSNY re Snow Plans for Possible Snow Events in the 2021-2022 Winter Season	Friendly amendment accepted	Passed Unanimously
Item 19: Letter to Door Dash re Delivery Worker and Pedestrian Safety, and Compliance with Street Rights		Passed with 41 in Favor, 1 Opposed, 1 PNE
Item 20: Letter to DOB re Follow up on Sidewalk Sheds		Tabled
Meeting Resolution		
Adjournment	8:46pm Meeting Ad	djourned

Next Meeting Date and Location	6:30pm February 2, 2022 Video/Phone Conference
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As recorded by Blake Kurisu and Katy Stokes

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Burt Lazarin	P P	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	₽Ē₩
Christopher LeBron Jeffrey LeFrancois	P	PNE	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
Betty Mackintosh	P	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	↓ <b>D</b> ↓
Sarah Mills	Р	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	H H
Michael Noble	P	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	† <b>T</b> †
J.D. Noland	Р	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	İÀ
Maria Ortiz	Р	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	† <del>6</del> †
Allen Oster	Р	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	B
Brad Pascarella	Р	Y	Y	Ý	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	A	† L ∱
Thuy Pham	P	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	I E I
Joe Restuccia	A													_				•		-	וַ קֿ
Sabrina Reveron	P	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Y	Υ	Υ	Υ	'U
Delores Rubin	Р	Υ	Υ	Y	Y	Y	Y	Υ	Υ	Υ	Υ	Y	Υ	Υ	PNE	Y	Υ	Y	Υ	Y	T _ T
David Solnick	Р	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	TI
Katy Stokes	Р	Υ	Υ	Υ	Υ	Y	Υ	Y	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Y	Υ	Υ	Y	À
Kit Tollerson	Р	A'	A'	A'	A'	A'	A'	A'	A'	A'	A'	A'	A'	A'	A'	A'	A'	A'	A'	A'	I 🔓 I
Hector Vazquez	Р	Υ	Υ	Υ	Υ	Y	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	₽
Mrinal Vikram	Р	Υ	Υ	Υ	Υ	Υ	Y	Y	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	Υ	∐ L ∐
Rob Walker	Р	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	- E
James Wallace	Р	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	∦ Б ⊦
David Warren	Р	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	-
Leslie Williams	P P	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	-
Alice Wong	۲	ſ	T	T	T	T	T	T	T	T	T	T	T	ſ	ſ	ſ	T	T	T	T	1