

**Jeffrey LeFrancois** Chair

Jesse R. Bodine District Manager CITY OF NEW YORK **MANHATTAN COMMUNITY BOARD No. 4** 424 West 33<sup>rd</sup> Street, Suite 580 New York, NY 10001 tel: 212-736-4536 www.nyc.gov/MCB4

## **April 2022 Full Board Minutes**

The Full Board met at 6:30pm on Wednesday, April 6, 2022, via Zoom webinar and was simultaneously live streamed on YouTube. It can be viewed at: <u>https://www.youtube.com/watch?v=XhxJ1XInk6U</u>
<ul> <li>Presentation: Inspector Robert O'Hare from the New York Police Department (NYPD) Midtown South Precinct</li> <li>For the prior 28-day period, crime in the precinct was up almost 40% vs. last year including an increase of 3 robberies (36 vs. 33 last year), 20 more burglaries (51 vs. 31 last year), and almost twice the number of grand larcenies (161 vs. 88 last year). However, felony assaults are down, 26 vs. 43 last year. For the year, the precinct is up 51% in crime.</li> <li>The year-over-year contributors to the large grand larceny increase are that more people are around Midtown and leaving property unattended which gets stolen, people having their credit cards stolen, and an increase in shoplifts involving over \$1,000 in property.</li> <li>The biggest contributor to the increase in robberies are shoplifts gone bad, where there's threatened use of force against store employees or security.</li> <li>Additional police from other units have been put in place around the Penn Station and Herald Square area nightly from around 6pm. However, 8<sup>th</sup>/9<sup>th</sup> Avenue crime reduction foot patrols (from 36<sup>th</sup> to 45<sup>th</sup> Streets) were reduced from 7 nights to 3 nights a week in January.</li> <li>The police have been active in addressing crime and quality of life complaints. Midtown South arrests are up 37% this year: 1,481 this year vs. 1,084 last year. Quality of life contacts are also up: 675 Office of Administration Trials and Hearings (OATH) summonses, which are civil in nature, vs. 32 last year. 220 criminal court summonses vs. 140 last year.</li> <li>Midtown South Community Council meetings are on the 4<sup>th</sup> Tuesday of the month, currently being held on Zoom. The next one is on April 26 at 6:30pm. Build the Block meetings for each sector are also held quarterly; dates are available on the <u>NYPD website</u>.</li> </ul>
<b>Public Hearing:</b> Comments on the Mayor's Fiscal Year 2023 Preliminary Budget The Manhattan Community Board 4 (MCB4) Budget Task Force has written a letter on the Mayor's Fiscal Year 2023 Proposed Budget, which is included as agenda item 20. This public hearing was an opportunity for public comment on the Budget.
Public Hearing Speakers

Catie Savage	Ms. Savage is a Hell's Kitchen resident and Founder of the Hell's Kitchen Litter Legion.
	She is concerned that the Mayor is proposing a reduction in the City's sanitation budget by
	\$50 million, impacting corner basket pickup and halting expansion of the composting
	program. The composting cuts would mean that our district wouldn't get composting in the
	foreseeable future. We also saw the negative impacts of reducing litter basket pickups when
	they were cut in the FY21 budget. Moreover, the weekly pickups are not currently part of
	the baseline budget which will increase reliance on overtime; we need to plan for multiple
	years and not just one year out.

	Public Session Speakers							
Miguel Acevedo	Mr. Acevedo is the Tenant Association President of Robert Fulton Houses. He is concerned about the construction on 9 <sup>th</sup> Avenue, which has been going on for years, throughout the day and night. The noise is unbearable for Fulton House residents. Additionally, clubs on 16 <sup>th</sup> Street and 9 <sup>th</sup> Avenue are causing a backup of traffic, which results in noisy honking. Third, Mr. Acevedo asserts that bail reform has caused a revolving door of crime; someone released on a gun charge recently killed someone near Fulton Houses. Residents are frustrated about homeless people sleeping in the building, and crime is causing nearby business closures due to shoplifting.							
Missy Adams	Ms. Adams has lived on 9 <sup>th</sup> Avenue near 28 <sup>th</sup> Street in the Chelsea Historical District for more than 20 years. She objects to the proposed gates on 20 <sup>th</sup> Street, which would diminish the appearance of the buildings without making the houses any safer. The gates would put the residences at odds with other stoops down the block and would make the building look barricaded. The entrances and steps were also not built to have gates. Moreover, people can still access the stoops even if the gates were installed. People aren't sleeping on the stoops on the block- they are currently going to the dark restaurant structures.							
Lisa Wager	Ms. Wager is Director of Government and Community Relations at the Fashion Institute of Technology. In advance of Earth Day, the school completed its 16 <sup>th</sup> Annual Sustainable Business and Design Conference, part of the school's commitment to teaching sustainability as well as demonstrating its own operational best practices. This year's conference theme was Pathways to Impact and focused on the intersectionality of sustainable practices. Werewool, founded by FIT alumni, designs fibers at the DNA level to reduce microfiber pollution and was recently recognized in the Conservation X Labs Microfiber Innovation Challenge.							
Wendy Solem	Ms. Solem has lived in NYC for 40 years and near the Theological Seminary in Chelsea for 13 years. She is opposed to the proposed gates on 20 <sup>th</sup> Street. Ms. Solem asserts that landmarking should protect historic architecture, and the gates would instead spoil the beauty of the building and give it a defensive, less friendly appearance. The homeless people on the street move along, whereas the gates would be a permanent part of the buildings. Ms. Solem also agrees about the need to do more to prevent crime.							
Shelli Rosen	Ms. Rosen is a resident of Penn South and is advocating for a temporary dog run on 25th between 8 <sup>th</sup> and 9 <sup>th</sup> Avenues as the West Side Chelsea dog run is being renovated. During the renovation, there'll be nowhere in the area for dogs to run around off leash, which is important for their socialization. Ms. Rosen has started a petition in support of the temporary dog run, with almost 300 signatures so far. Dog runs are not any noisier than playgrounds and are a great way to promote community.							
Tina DiFeliciantonio	Ms. DiFeliciantonio, a member of MCB4, called attention to the little white styrofoam balls that fly in the air and land on the street and subsequently wash into the sewers, which is harmful to the environment. She has found that these can come from construction sites. The Department of Buildings (DOB) dictates how the sides of buildings get finished, and some of this is done using this type of styrofoam material. Ms. DiFeliciantonio would like the board and electeds to look into this issue given its environmental impact.							

	Remarks from Elected Officials and Representatives								
Councilmember Gale Brewer	Councilmember Brewer said that City Council is advocating for a cleaner NYC, so it is advocating for the following changes to the proposed City budget: • \$22 million more for corner basket pick-up								
	<ul> <li>\$47 million more for general sanitation, including:         <ul> <li>\$18+ million to restore composting</li> <li>\$5 million for rat mitigation</li> </ul> </li> </ul>								
	<ul> <li>\$3+ for education in schools about climate issues, zero waste, etc.</li> <li>\$52 million more for the Parks Department</li> <li>We want 1% of the City budget for Parks, which percentage the Mayor has</li> </ul>								
	<ul> <li>We want 1% of the City budget for Farks, when percentage the Wayor has publicly supported in the past</li> <li>More money for homeless services</li> </ul>								
	Councilmember Brewer also commended the Encore Community Services for being a great program for seniors. She said that she had a very good experience volunteering with them the previous weekend.								
	Vacant store fronts continue to be a significant problem. The Manhattan Chamber of Commerce just got a large grant to address this issue, and Councilmember Brewer will be working with the Chamber of Commerce on the issue, and she encourages MCB4 to do the same.								
	<ul> <li>Other issues that Councilmember Brewer's office is working to address:</li> <li>Nuisances caused by Amazon delivery trucks</li> <li>Shoplifting</li> </ul>								
	<ul> <li>Helicopters coming from New Jersey</li> <li>Expansion of open hours at NYCHA community centers, especially on the weekends</li> </ul>								
Borough Presiden Mark Levine	t Borough President Levine's office is pushing hard to settle the outstanding issues surrounding the Open Meeting Law. He is supportive of Senator Hoylman's draft legislation that would allow Community Boards to use a hybrid model (allowing both in- person and virtual participation) when they chose. He also recognizes that need for resources to do hybrid well (e.g., technology and staff).								
	Mr. Levine also addressed the rising rate of COVID cases in Manhattan. He said that the borough has surpassed the level of cases that trigger the yellow code (medium level of risk) per the CDC. Manhattan south of 96 <sup>th</sup> street has the highest rate of transmission citywide. The Borough President's office has developed a plan called "Stay Healthy to Stay Open". COVID boosters are our #1 priority.								
	The Borough President's office is also fighting for the Parks budget to be restored to 1% of the City budget. In the 1960's and 1970's, the Parks budget was 1.5% of the City budget. – today it is only 0.5%.								
	The Borough President concluded his remarks by giving a shout-out to Catie Savage for her good work on sanitation issues.								

Natalie Naculich, for State Senator Brad Hoylman	<ul> <li>Ms. Naculich introduced herself as the new Community Board representative for State Senator Hoylman's office. She provided the following updates from his office:</li> <li>The Senator is working to help finalize the State budget, including pushing for more funding for (1) COVID relief (including for landlords and tenants) and (2) mental health initiatives.</li> <li>The Senator is asking for the Penn Station Redevelopment plan to be put on hold until explanations are provided to the public about the cost, design, scope, bond liabilities and other unknown aspects of the project.</li> <li>The Senator sponsored Bill S6172 which has passed the State Senate. The purpose of the bill is to strengthen New York's laws to prevent and enforce against tampering with vehicle emissions control devices.</li> </ul>
Erica Overton, for Assemblymember Linda Rosenthal	<ul> <li>Assemblymember Rosenthal's office has been busy, including working on the following:</li> <li>A redesign of the intersection at West 42<sup>nd</sup> St. and 11<sup>th</sup> Ave. After a walk-through with DOT, the office submitted detailed requests, and are very pleased to announce that DOT has agreed to all of the changes that were requested.</li> <li>Idling continues to be a significant problem. DEP has agreed to convene an Anti-Idling Task Force in mid-April.</li> <li>Together with Senator Hoylman's office, Assemblymember Rosenthal spearheaded a letter about the MTA site so the office is hoping for some meetings about that soon to allow for more affordable housing.</li> <li>Trash piling up near the corner of 46<sup>th</sup> street and 10<sup>th</sup> Ave. The office worked with the Department of Sanitation to create a new solution in that area so that trash is not piling up near Village Care.</li> <li>Also about sanitation, the office did one walk-through with DSNY and are scheduling a follow-up walk-through to address the critical issues in our neighborhoods.</li> </ul>
Congresswoman Carolyn Maloney	Congresswoman Maloney was very pleased to be present today as President Biden signed into law the bill that she proposed – the Postal Service Reform Act, which will provide sound financial footing to the US Postal Service after years of losses, and will ensure 6 day per week service for all Americans. She has voted in favor of all aid packages to the Ukraine, as well as strong action against Russian oligarchs. The Congresswoman's office is excited to be taking part in the Congressional Art Competition. This is for high school students, and the deadline to submit a piece is May 5. Winning art pieces will be shown in the halls of Congress for a year.
Eric Strazza, for Manhattan District Attorney Alvin Bragg	<ul> <li>Mr. Strazza introduced himself as the new Community Engagement person for District Attorney Bragg's office, and provided the following updated from the office:</li> <li>DA Bragg recently started the Manhattan Small Business Alliance to combat shoplifting and commercial theft, and has started meeting with the small business owners who are part of the Alliance.</li> <li>The 37<sup>th</sup> Annual Crime Victims' Candlelight Vigil will take place on April 24<sup>th</sup> from 2-4 pm, and it is part of National Crime Victims' Rights Week.</li> <li>The DA's office is offering a Gun Violence Prevention Fellowship. This paid summer internship is available at the DA's Community Partnership Unit. The</li> </ul>

Board Reports & Business										
Adoption of Agenda and Minutes	The Agenda and Minutes were both adopted unanimously.									
District Manager Report	The District Manager gave the following updates: We will likely be required to transition to in-person meetings after April 15. Plans for in-person meetings are included as an agenda item.									
	<ul> <li>April Committee Schedule:</li> <li>With the exception of Chelsea Land Use (CLU), all committees are meeting at their regularly scheduled time. The board office is working to find a new time for the CLU meeting.</li> </ul>									
Board Chair Report	<ul> <li>The Chair gave the following updates:</li> <li>Board Business: <ul> <li>Curb Use Survey was released to board members and the public- the Chair encourages members of the public to take the survey and share it.</li> <li>Change in Social and Racial Justice Task Force Schedule- pivoting to quarterly meetings to target specific issues and bring them to public forums.</li> </ul> </li> <li>Small Meetings and Ongoing Working Groups: <ul> <li>Ongoing Working Groups:</li> <li>Port Authority Bus Terminal Replacement Working Group- continues to meet, had a meeting with City Planning. Currently on hold with the Port Authority as they are responding to the Working Group's questions.</li> <li>Penn Station Area Civic and Land Use Project Working Group- will be brought up at the MCB4 May meeting.</li> <li>Sanitation Planning Working Group- met with Sanitation Department (DSNY) and reviewed questions for DOB.</li> </ul> </li> <li>Other Small Meetings &amp; Board Activities: <ul> <li>Met with Borough President's office regarding MTA site at 54<sup>th</sup> Street and 9<sup>th</sup> Avenue, which is currently going through Uniform Land Use Review Procedure (ULURP) process. MCB4 opined on this site in a prior letter.</li> <li>Clinton Hell's Kitchen Land Use Committee (CHKLU)- continued meeting with owners and of 343 West 47<sup>th</sup> Street and DOB regarding illegal demolition.</li> </ul> </li> </ul>									

Action Items	Motions, Amendments, & Comments	Result		
Clinton/Hell's Kitchen Land	Use Committee (CHKLU)			
Item 01: Letter to Owners re 452 W. 36 <sup>th</sup> Street (9/10)	Friendly amendment accepted	Passed Unanimously		
Chelsea Land Use	Committee (CLU)			
Item 02: Letter to LPC re 417-419-421 West 20 <sup>th</sup> Street – Building Entrance Front Gate	By a vote of 26 In Favor, 13 Opposed, 3 Abstentions, letter was amended to recommend <u>denial</u> of the Certificate of Appropriateness	The letter as amended passed with 29 In Favor, 11 Opposed		
Business License & Per	mits Committee (BLP)			
Item 03: Letter to SLA re 75 9th Avenue - Bar Suzette Creperie LLC		Passed with 41 In Favor, 1 Present Not Eligible		
Item 04: Letter to SLA re 310 W 38th Street - GAC Restaurant Group		Passed Unanimously		
Item 05: Letter to SLA re 311 W 43rd Street - Fushimi NYC LLC		Passed Unanimously		
<b>Item 06:</b> Letter to SLA re 402 W 43rd Street - Agora Restaurant Corp		Passed with 41 In Favor		
Item 07: Letter to SLA re 431 W 16th Street - Facility Concession Services Inc		Passed with 38 In Favor, 3 Opposed, 1 Present Not Eligible		
<b>Item 08:</b> Letter to SLA re 494 9th Avenue – Chi Restaurant & Bar Inc		Passed Unanimously		
Item 09: Letter to SLA re 574 9th Avenue - 574 SB LLC		Passed Unanimously		
Item 10: Letter to SLA re 688 10th Avenue - Inacio NYC Inc		Passed Unanimously		
Item 11: Letter to SLA re 749 9th Avenue - Somboon Limited		Passed Unanimously		
Item 12: Letter to SLA re 783 8th Avenue - PMACS 7 LLC		Passed Unanimously		

Item 13: Letter to SLA re 568 9 <sup>th</sup> Avenue – Clinton Craft LLC	Passed Unanimous					
Arts, Culture, Education, and S	treet Life Committee (ACES)					
<b>Item 14:</b> Letter to DOE re Additional Funding for Food & Nutrition Services		Passed with 38 In Favor, 4 Opposed				
Transportation Planning	Committee (TRANS)					
<b>Item 15:</b> Letter to HRPT re Chelsea Piers Pedestrian Conditions	Passed with Favor, 1 Abs					
<b>Item 16:</b> Letter to DOT re Parking Regulation Change (Loading Zone) at 305 W. 48 <sup>th</sup> Street (8/9)		Passed Unanimously				
<b>Item 17:</b> Letter to DOT re 11 <sup>th</sup> Avenue Congestion at 42 <sup>nd</sup> Street	Friendly amendment accepted	Passed Unanimously				
<b>Item 18:</b> Letter to PANYNJ re 9 <sup>th</sup> Avenue Congestion at the Lincoln Tunnel	Friendly amendment accepted	Passed Unanimously				
Item 19: Letter to MTA re Subway Enclosures	Friendly amendment accepted	Passed with 41 In Favor, 1 Present Not Eligible				
Executive Com	nittee (EXEC)					
<b>Item 20:</b> Response to Mayor's Fiscal Year 2023 Preliminary Budget	Friendly amendment accepted	Passed with 41 In Favor, 1 Present Not Eligible				
Item 21: Executive Committee Memo to MCB4 Members re Future of Open Meetings		Passed with 39 In Favor, 3 Abstentions				
Meeting Re	esolution					
Adjournment	Meeting was adjourned at 10:12pm.					
Next Meeting Date and Location	6:30pm May 4, 2022					

As recorded by Blake Kurisu and Katy Stokes

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PNE=Present, not eligible		1. Letter to Owners re 452 W. 36th Street (9/10)	2. Letter to LPC re 417-419-421 West 20th Street - Building Entrance Front Gate - <mark>As</mark> Amended	<ol> <li>Letter to SLA re 75 9th A</li> <li>Bar Suzette Creperie LLC</li> </ol>	4. Letter to SLA re 310 W. 38th Street - GAC Restaurant Group	5. Letter to SLA re 311 W. 43rd Street - Fushimi NYC LLC	6. Letter to SLA re 402 W. 43rd Street - Agora Restaurant Corp	7. Letter to SLA re 431 W. 16th Street - Facility Concession Services Inc.	8. Letter to SLA re 494 9th Avenue - Chi Restaurant &	9. Letter to SLA re 574 9th Avenue - 574 SB LLC	10. Letter to SLA re 688 10th Avenue - Inacio NYC Inc	11. Letter to SLA re 749 9th Avenue - Somboon Limited	12. Letter to SLA re 783 8th Avenue - PMACS 7 LLC	13. Letter to SLA re 568 9th Avenue - Clinton Craft LLC	14. Letter to DOE re Additional Funding for Food & Nutrition Services	15. Letter to HRPT re Chelsea Piers Pedestrian Conditions	16. Letter to DOT re Parking Regulation Change (Loading Zone) at 305 W. 48th Street	17. Letter to DOT re 11th / Congestion at 42nd Street	18. Letter to PANYNJ re 9th Avenue Congestion at the Li	19. Letter to MTA re Subway Enclosures	20. Response to Mayor's Fiscal Year 2023 Preliminary Budget	21. Executive Committee Memo to MCB4 Members re Future of Open Meetings
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Maria Ortiz	Ρ	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Allen Oster	Ρ	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Α	Y	Y	Y	Y	Y	Y
Brad Pascarella	Ρ	Y	Α	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Thuy Pham	Ρ	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Joe Restuccia	Α																					
Sabrina Reveron	Ρ	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	PNE	Y
Delores Rubin	Ρ	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
David Solnick	Ρ	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Katy Stokes	Ρ	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Kit Tollerson	Α																					
Hector Vazquez	P	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	Y	Y
Mrinal Vikram	P	Ŷ	N	Ŷ	Ŷ	Ŷ	Ŷ	Y	Ŷ	Ý	Ŷ	Ý	Y	Ý	Y	Ŷ	Ŷ	Ŷ	Ŷ	Ŷ	Ŷ	Ý
Rob Walker	P	Ý	Y	Ý	Ý	Ý	Ý	Ý	Ý	Ý	Ý	Ý	Ý	Ŷ	Ý	Ŷ	Ŷ	Ý	Ý	Ý	Ý	Ŷ
James Wallace	P	Ý	Y	Ý	Ý	Y	Ý	Ý	Ý	Y	Y	Y	Y	Y	Y	Y	Y	Y	Ý	Y	Ŷ	Δ.
David Warren	P	Y	Y	Y	Y	Y	Y	Ý	Y	Y	Y	Ý	Y	Y	Y	Y	Y	Y	Y	Y	Y	Ŷ
Leslie Williams	P	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	Y	Y
Alice Wong	P	Y	A	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
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