

FULL BOARD MEETING MINUTES
Wednesday, June 10, 2009
NYU MEDICAL CENTER
FIRST AVENUE

Hon. Lyle Frank, Chair

ATTENDANCE

Members answering first roll call:

Fred Arcaro, Marty Barrett, Edward Bergman, Charles Buchwald, Jim Collins, Colleen Curtis, Louise Dankberg, Beatrice Disman, Richard Eggers, Lyle Frank, Florence Friedman, Joy Garland, David Garodnick, Rebecca Haile, Aaron Humphrey, Ellen Imbimbo, Tom LaBarbera, Melissa Lee, Maxine McIntosh, Richard Moses, Terrence O'Neal, Gary Papush, Rev. Joseph Parrish, Andrea Pellezzi, Clara Reiss, Edward Rubin, Frank Scala, Carol Schachter, Paula Schaeffer, Joshua Schwadron, Lou Sepersky, Sandro Sherrod, Letty Simon, Mark Thompson, Harry E. Ursillo, Wilbur Weder, John Pettit West, dan Williams, Claude Winfield

Members answering second roll call:

Fred Arcaro, Marty Barrett, Edward Bergman, Charles Buchwald, Jim Collins, Colleen Curtis, Louise Dankberg, Beatrice Disman, Richard Eggers, Lyle Frank, Florence Friedman, Joy Garland, David Garodnick, Rebecca Haile, Aaron Humphrey, Ellen Imbimbo, Tom LaBarbera, Melissa Lee, Mike McGuire, Maxine McIntosh, Richard Moses, Terrence O'Neal, Gary Papush, Rev. Joseph Parrish, Andrea Pellezzi, Clara Reiss, Edward Rubin, Frank Scala, Carol Schachter, Paula Schaeffer, Joshua Schwadron, Lou Sepersky, Sandro Sherrod, Letty Simon, Susan Steinberg, Mark Thompson, Harry E. Ursillo, Wilbur Weder, John Pettit West, Dan Williams, Claude Winfield

Excused:

Paige Judge

Absent (Members not present or not answering one or both roll calls):

Linda Goldman, Rachel Gomez, Molly Hollister, Ray Knowles, Noelle Lilien, Bill Oddo, Susan Steinberg, Susan Wilson

Member attendance: Present: **40** Absent: **8** Excused: **1**

Guests signed in to speak: Keith Powers representing A/M Jonathan Bing; Dan Pasquini representing C/M Eric Gioia; Tim Laughlin representing C/M Dan Garodnick; Sarra Hale-Stern representing Sen. Liz Krueger; Romeo Ymalay representing Sen. Tom Daune; Dara Adams representing Cg/M Carolyn Maloney; Corey Green representing A/M Dick Gottfried; Cameron Peterson representing A/M Brian Kavanagh; Chistina Bottego representing C/M Jessica Lappin; Barbara Sherman representing C/M Rosie Mendez; Joan Boyle, Alfred Gonzales, Frank Hordern, Gregory Lord, Sandy Stevens

INDEX

Meeting Called to Order	3
Adoption of the Agenda	3
Public Session	3
Roll Call	5
Business Session	5
Adoption of the Full Board minutes for Mar. 11 th and Feb. 11 th	6
Report from the Chair	6
District Manager's Report	6
Treasurer's Report	7
Borough President's Report	7
Committee Reports	8
Land Use	8
Public Safety, Environment and Human Right	8
Youth and Education	8
Health, Senior and Disability Issues	9
Waterfront	11
Transportation	12
Parks, Landmarks and Cultural Affairs Committee	13
Budget and Governmental Affairs	14
Housing and Homeless Services	14
Business Affairs and Street Activities	15
Old/New Business	23
Second Roll Call	23
Appendix A: FULL BOARD ATTENDANCE RECORD	24
Appendix B: ROLL CALL VOTES ON RESOLUTIONS	24

Meeting Called to Order

Chair Lyle Frank called the meeting to order

Adoption of the June 10th, Agenda

Agenda adopted by a voice vote.

PUBLIC SESSION

Barbara Sherman representing C/M Rosie Mendez: **1)** C/M Mendez is pleased to be a part of the Community Advisory Committee (CAC) organized by NYC Department of Transportation and the MTA. The CAC will provide input on the development of a Select Bus Service line on 1st and 2nd Avenues slated to run in mid-2010. **2)** The C/M has strongly criticized the Dept. of Education (DOE) on their policy for Kindergarten Admissions. She is convinced that the DOE has it very wrong in both school districts 1 and 2, where the issues are different, but parents in both areas are extremely frustrated because their five-year olds were denied seats at their nearby schools.

For information on these and other reports see the Council Member's Community Bulletin or go to www.rosiemendez.com

Dara Adams, representing Cg/M Carolyn Maloney: **1)** On May 22nd, Cg/M Maloney was present in the Rose Garden when Pres. Obama signed into law, her landmark credit card reform bill. **2)** The Cg/M and a coalition of elected officials sent the Mayor a letter supporting the Board's 197-a Plan that prioritized medical, scientific or institutional uses for the redevelopment of the Bellevue Psychiatric Hospital site, once vacated by the Dept. of Homeless Services. One concept being pursued is a sub-acute rehabilitation/skilled nursing facility that would provide seniors with a continuum of care.

For information on this and other reports see the Congress Member's Community Report or go to www.house.gov/maloney/press.html

Queens C/M **Eric Gioia** attended to discuss his advocacy for a plan that would provide more food for struggling New Yorkers. He believes that the public needs to be better informed about their eligibility for Federal Food Stamps; far too many people make impossible choices among healthcare for their families, paying rent and putting food on the table. Government should guarantee that no goes hungry, especially a child or senior citizen. There are three simple steps we can take to improve the situation: 1) raise awareness that families making under \$26,000 a year might qualify for aid; 2) the city must continue to ease barriers to access by cutting red tape and making it easier for working families to apply for food stamps; 3) the federal government must increase funding and institute simple measures like indexing benefits to inflation and raising the minimum allotment. Upping the average benefit by just \$5 a week, per recipient, would allow the purchase of more fruits and vegetables and allow families to make healthier choices.

For further information on this report you can call 718-383-9566 or go to <http://www.nyc.gov/html/hra/html/directory/food.shtml>

Tim Laughlin representing C/M Dan Garodnick: **1)** C/M Garodnick co-signed a letter with the City Council Manhattan Delegation to Speaker Quinn asking that they work together to restore the Mayor's proposed budget cuts to the City's 59 Community Boards. The letter states that Community Boards are on the front line in addressing and combating the mayor's

issues affecting millions of New Yorkers and provide a myriad of support services that allow individuals and families to tackle the many issues facing our city. It also states that the proposed cuts would have an adverse impact on the overall operation of the community boards. Tim commended Toni Carlina on her leadership in identifying many of the issues that would affect the community boards if the proposed cuts take effect; **2)** responding to community concerns C/M Garodnick has written a letter to the president of Health & Hospitals Corporation (HHC) regarding the process for awarding a private contract for a restaurant facility at Bellevue Hospital. The RFP follows the awarding of a concession for the main floor kiosk to Au Bon Pain in June 2008 and recent concessions awarded to Au Bon Pain at Jacobi, Elmhurst and Coney Island Hospitals. However, the C/M is more concerned by a November 2008 Daily News report that HHC had already begun talks with Au Bon Pain concerning concessions at Bellevue Hospital months before an RFP had been issued. Such negotiations, prior to the issuance of an RFP, raise obvious questions about the level of consideration given to Au Bon Pain's competitors; one of Au Bon Pain's competitors is now objecting to the kiosk contract claiming that Au Bon Pain was selected despite failing to meet some of the minimum requirements expected of all other applicants.

For information on these and other reports see the Council Member's Community Bulletin or go to www.garodnick.com

Sarra Hale-Stern representing Sen. Liz Krueger: **1)** Although the State Senate is going through a difficult time right now, Sen. Krueger is focusing on the passage of the Marriage Equality legislation, School Governance bill and Rent regulation reform; **2)** on May 31st, Sen. Krueger joined A/M Gottfried Borough President Stringer, C/M Brewer, tenants and tenant advocates to announce the introduction of bills S5617/A6013 to address the issue of illegal hotels; **3)** on Wednesday, July 8th, Sen. Krueger will hold a Town Hall meeting on "Learning about the NY Prescription Drug Card", at Temple Shaaray Tefila, 250 E. 79th St. at 2nd Ave, 6:00-8:00 p.m.

For the complete report on this and other issues see the State Senator's Community Bulletin or call 212-490-9535. www.lizkrueger.com

Romeo Ymalay, representing Sen. Tom Duane: **1)** Sen. Duane has been pushing for a senate resolution in support of restoring the budget of community boards; and several members of his staff represented him at the June 9th City Hall rally. He joins all five NYC Borough Presidents, other elected officials, community board members and advocates in urging the City Council to fully restore community board funding for the coming fiscal year.

For the complete report on this and other issues see the Senator's Newsletter or go to www.tomduane.com

Cameron Peterson representing A/M Kavanagh: **1)** A/M Kavanagh has been appointed Chair of the Assembly Sub-committee on Election Day Operations and Voter Disenfranchisement; **2)** on June 6th the A/M, Borough President and Sen. Squadron as well as community advocates for public housing met on the steps of City Hall to call for the passage of a bill (A08154/S4603) introduced by A/M Kavanagh and Sen. Serrano. This bill would increase elevator safety in NYCHA residential buildings, and will require NYCHA to install devices that would prevent elevator doors from opening when the elevator is between floors, preventing tragic accidents

For the complete report on this and other issues see the Assemblyman's Report or go to <http://www.assembly.state.ny.us>

Keith Powers, representing A/M Jonathan Bing: **1)** A/M Bing was appointed Chair of the Assembly's Legislative Task Force on People with Disabilities. A/M Bing's work on disability issues; includes authoring A7179 legislation which would simplify the application process for the Disability Rent Increase Exemption program (DRIE); **2)** announced that he will be funding summer playground associates in two parks on the east side. One associate will be stationed at MacArthur Park, located between E. 48th and E. 49th Sts. off the FDR Drive; **3)** legislation (A1569) introduced by A/M Bing will help facilitate the renovation of PS 59 and the HS of Art & Design, recently passed the Assembly. This bill would allow for the construction of condominiums above the schools, rather than the current law which allow only co-ops.

For the complete report on this and other issues see the Assembly Member's Community Bulletin or go to <http://www.jonathanbing.com>

Gregory Lord, area resident asked for help with public drunkenness and panhandling that occurs on the corner of E. 28th St and 3rd Ave. He stated that this could be because of how early McAdams Liquor Store opens, which is 8am. Toni gave him her card and asked him to call the board office.

Frank Hordern, area resident is opposed to the opening of an additional new bar on E. 34th St. and 3rd Ave. This area is already heavily inundated with bars.

Alfred Gonzales District 2 representative for the United Federation of Teachers (UFT) requested support for the UFT's campaign to encourage the City Council to stop the enormous budget cuts proposed for city schools. He asks that CB6 provide a resolution in support for the UFT's campaign.

Joan Boyle area resident provided suggestions on closing the gap in the greenway. She thanked the Transportation committee for their support by adding this suggestion as one of the Board's budget priorities. She would like to see a continuous bike lane around Manhattan, and would like the support of CB6 on this issue.

Sandra Stevens, area resident gave an update on conditions at the Phipps Houses.

Roll Call – Carol A. Schachter

Presentation

Stefanie Garry, Community Planning Fellow provided by Borough President Scott Stringer, gave an in-depth Power Point presentation on East River Waterfront Access and the Community Conditions Survey Report she compiled. Details of this report can be viewed by going to the Board's web-site www.cbsix.org (if it is not presently available, try again within a few days).

BUSINESS SESSION

Adoption of May 13th Full Board Minutes;

May minutes were not available, therefore they were laid over.

Report from the Chair – Lyle Frank

1) Thank you to everyone who attended the Annual Board Dinner. It was such a classy and wonderful event. Thank you to Letty Simon, this year's Chair of the Dinner committee, and to Frank Scala, Carol Schachter and Bea Disman the members of the committee. You all did a wonderful job arranging the dinner. 2) The Board's new website is up. Thank you to Sandro Sherrod, Toni Carlina and the Website committee. I encourage you all to sign on and browse through the sight. 3) On June 25th, Baruch College is having a Community Reception and CB6 is receiving a Community Partnership Award. Everyone has been informed and received the notice about this free event. 4) Thank you to those Board Members who attended the June 9th Rally at city Hall to protect the proposed budget cuts to community boards. I know Toni Carlina has worked on this issue from the beginning and we thank her for her efforts. 5) I would like to address the issue of a July meeting. The office staff takes their vacations in the summer, because the board is technically in recess, it is also the time of year they catch up on items that they were unable to get to during the year. I can call a July meeting, but have not done so yet, we are going to try everything we can to not hold one unless there is something time sensitive or controversial that needs to be addressed right away. If we do have a meeting, it is a special meeting so per our By-laws you would be excused if you can't make it, but, if you are available, I ask that you attend so we have a quorum. 6) Thank you to Lou Sepersky, Fred Arcaro, Jim Collins and Toni Carlina for being tireless through this whole E. 18th St. and Ave. C median issue. This is a very dangerous intersection; we had a very good meeting and discussed some really great ideas on how to keep this intersection safe. 7) Mary Claire Bergin has stepped down as President of the Sutton Area Community Association and in lieu of a caucus I am recommending that we add it to tonight's agenda as a resolution in support of her tireless work within the community. It will be item 11a. 8) **Nominating Committee appointments:** Linda Goldman has agreed to chair the committee, Tom LaBarbera, Joe Parrish, Ellen Imbimbo, Paige Judge and Fred Arcaro have all agree to serve on it.

District Manager's Report – Toni Carlina

First Toni apologized for any inconveniences board members might have experienced this month in receiving e-mails and documents; she and Karen were the only staff for about 2-weeks, then the phones went down and the office computers had a multitude of problems, DoITT spent 3-days working everything out.

- On May 18, Lyle and I met with Colleen of DOT to inspect the DOT pedestrian plaza on the west side of 1st Ave. at E. 27 St. Noted were missing octagonal bricks, two empty tree beds and overall dirty conditions. DOT will look into making all the trip hazard repairs and we will request that the trees be replacement. While there we noticed the filthy conditions of the NYCHA building at 344 1st Ave., as well as badly broken sidewalks and a sanitation shed that is falling apart. These conditions have been discussed with DOS and the NYCHA manger. DOS enforcement then went out and inspected and found the property to be clean.
- On May 28, we held our District Service Cabinet meeting and a Development Task Force meeting to obtain an update from James Kennelly regarding his E. 51 St. property; the site of the crane accident. To date he still owns the property and has filed for BSA variances. Nothing can move forward until BSA has finished their review.

- On June 1st Lyle, Fred, Lou and I met with DOT to discuss what type of median can be placed at E.18 St. & Ave. C. They can't use the traditional type due to too much underground utility equipment, mostly Con Edison, therefore we all agreed on a median refuge island; this type sits on top of the roadway. We Hope it will be in place by next spring or fall.
- On Friday, June 5, we met with the Capt. Andrea, the Executive officer of the 17th Pct., Det. Frank Bogucki, and resident Mary Silver who represented her Co-op Board the Byron House, 165 E. 32 St. to discuss crime in their area. After NYPD reviewed the area statistics, which are very good, I suggested that the Co-op Board reach out to the local merchants and hold a joint meeting with the 17th Pct. Crime Prevention officer who could survey their building and the businesses and provide recommendations for safety improvements.
- I'm sure all of you know that a rally was held at City Hall to protest the proposed budget cuts for Community Board's. BP Scott Stringer led the rally and was joined by the Bx, B'klyn and Queens Borough President's; over 200 people attended.

At the request of Con Edison, there will be a meeting in our office on June 16, to review the need to replace the failing steam system at E. 58 St between 2nd and 3rd Avenues. The job is expected to start in July and finish in November.

Treasurer's Report – Bea Disman

Bea thanked everyone that attended the Annual Board Dinner; we raised enough money to place the remaining funds into the Sunshine Fund. She reported the amount remaining in the OTPS budget and stated that we have until the end of the month to spend the balance, by stocking up on year end supplies. On behalf of the Board, Bea presented Lyle Frank, Chair of the Board with a gift for the twins.

Borough President's Report – Dan Benjoya

- 1) Dan reported briefly on the June 9th City Hall rally that was held to protest the proposed budget cuts to community boards. The Borough President thanks Toni Carlina for all the work she put in and useful ideas she reported at the Borough Service Cabinet meetings which helped with organizing the rally; 2) Borough President Stringer thanks and supports A/M Kavanagh and Sen. Serrano on the bills they have introduced to both houses that would require NYCHA to place door or zone restrictors on its nearly 3,340 elevators. This device would prevent people trapped inside stalled elevators from opening the doors; 3) BP Stringer seeks qualified, community-oriented individuals with an interest and background in education to serve on the Community Education Council (CEC). All interested parties should contact Sari Bernstein at the BP's Office at 212-669-8151 or sbernstein@manhattanbp.org to fill out an application.

For complete report on this and others, see the Borough President's Manhattan Monthly Newsletter or go to www.mbp.org.

COMMITTEE REPORTS

1) **Land Use** – Ed Rubin, Chair

a. **Report:** Report was waived.

2) **Public Safety** – Fred Arcaro, Chair

a. **Report**

Fred reported that the Dept. of Buildings (DOB), Commissioner LiMandri today announced the new development process will take effect on Monday, July 13th, and the initial public challenge period for zoning approvals has been extended from 30 to 45-days. The information and diagrams on this report can be found on the DOB website: <http://www.nyc.gov/html/dob/html/home/home.shtml>. At the next committee meeting there will be a discussion on Clean Air NY; improving regional air quality and do emissions from Con Ed's 14th St. plant meet ambient air quality standards. The committee will not meet next month, resolutions for these items will be in September.

3) **Youth & Education** – Maxine McIntosh, Chair

a. **Support of A07507 and S3912 – in relation to enhancing parental and community input into the NYC school system; and to repeal certain provisions of such law relating to required training for community school board members.**

WHEREAS, after New York City's school governance structure was reformed in 2002, the New York State Legislature created Community Education Councils (CEC) in 2003 to "provide an opportunity for meaningful participation for both parents and the community"; and

WHEREAS, parental engagement is one of the most critical contributors to educational attainment; and

WHEREAS, whatever the other benefits of Mayoral control, a growing consensus has emerged that the current system of parental engagement has not succeeded, with Public Advocate Gotbaum's School Governance Commission, the City Council Working Group on Mayoral Control, the Campaign for Better Schools, the Parent Commission on School Governance, the leadership of LEARN-NY, and even Chancellor Joel Klein all calling for parental input and engagement to be improved; and

WHEREAS, in Manhattan Borough President's 2006 survey of CEC members, "Parents Dismissed," 92% of respondents reported not being trained on one or more of their state-mandated functions, 50% reported that DOE never provided them with PTA contact information, 37% reported that they had not attended a hearing on DOE capital plans, and 61% reported that they had never prepared a report card for their school district; and

WHEREAS, two of the main reasons that the CEC model has not succeeded is that CECs are dependent upon the Department of Education for resources and training, undermining their independence, and because the process through which CECs are supposed to provide input into educational decisions is vague and undefined in State law; and

WHEREAS, New York City's Community Boards offer a more successful model for community input, because Community Boards have Borough Presidents to provide resources, support and training, making them more independent from the City's Executive Branch, and because Community Boards have recognized, formal procedures in law, such as the Uniform Land Use Review Procedure (ULURP), through which they provide input into various City decisions; and

WHEREAS, Manhattan Borough President Scott Stringer has a proposal to reform and empower CEC's after a model of the City's Community Boards, by giving the City's five Borough Presidents responsibility for training and supporting them, and by creating a Uniform Parental Engagement Procedure (UPEP) in State law, with specific timelines for hearings and input into educational policy decisions and District-level decisions such as the opening, closing, and relocation of schools; and

WHEREAS, New York City's parent and school communities need and deserve an empowered voice in the City's school system;

Therefore be it,

RESOLVED, that Community Board 6 supports legislation to enact this proposal, sponsored by State Senator Daniel Squadron and Assembly Member Jeffrey Dinowitz (S.3912/A.07507), and urges the State Legislature to reform parental engagement and empower Community Education Councils in any law that renews New York City's school governance structure.

VOTE: 37 in Favor 2 Opposed 1 Abstention 0 Not Entitled

b. **Report:** Report was waived.

4) Health Senior, & Disability Issues – Sandro Sherrod, Chair

a. **The Greenhouse and Continuing Treatment Program (CTP) at the Men's Shelter on 30th Street and First Avenue.**

WHEREAS: Bellevue Hospital Center (BHC) has provided medical treatment for homeless men with a dual diagnosis of severe mental illness and chemical addiction/substance abuse at the Men's Shelter; and

WHEREAS: the Greenhouse, the Continuing Treatment Program and the associated case management services may be closed as of June 30, 2009 regardless of when the Men's Shelter may be relocated; and

WHEREAS: the BHC has provided significant funding and the medical staff to operate these programs; and

WHEREAS: Patients and graduates of these residential treatment programs appeared before Community Board Six, Manhattan at its April meeting and testified to the effectiveness of these programs and the need for them; and

WHEREAS: Studies have shown that residential treatment programs such as the Greenhouse and CTP are effective in treating individuals with a dual diagnosis of severe mental illness and chemical addiction/substance abuse; and

WHEREAS: the sources of funding for these programs other than that provided by BHC and Medicaid is not clear; and

Therefore be it

Resolved, that Community Board Six strongly urges the BHC, the Health and Hospitals Corporation (HHC) and the NYC Department of Homeless Services (DHS) to continue the Greenhouse and CTP treatment programs until such time that the Men's Shelter is relocated; and

Therefore be it further

Resolved, that Community Board Six strongly urges the BHC, HHC and DHS to develop and provide a transition plan for the continuation of these programs that will ensure the continued medical treatment so desperately needed by these mentally ill and chemically addicted men; and

Therefore be it further

Resolved, that Community Board Six strongly urges the BHC, HHC and DHS to ensure that the resources and medical staff are provided to continue these programs beyond June 30, 2009.

VOTE: 38 in Favor 0 Opposed 2 Abstention 0 Not Entitled

b. Proposed Paratransit Rules.

WHEREAS, the Taxi and Limousine Commission (TLC) has propagated a proposed change of rules to chapter 35 subchapter 10 of the Administrative Code of the City of New York; and

WHEREAS, said proposed rules are part of a revision to clarify and otherwise improve service to clients of the Paratransit fleet; and

WHEREAS, the proposed changes would set forth standards for service of the operation of Paratransit vehicles and base stations and penalties for violation thereof; and

WHEREAS, the adoption of these rules will clarify the types of entities that may own a vehicle and will incorporate Local Law 16 of 2008 allowing for a stay of a fine for 30 days pending the decision of a timely-filed appeal; and

Therefore be it

Resolved, that Community Board Six has reviewed the proposed rules and takes no opposition to the adoption of them.

VOTE: 40 in Favor 0 Opposed 0 Abstention 0 Not Entitled

c. CUNY/NYU Simulation Center at Bellevue Hospital.

WHEREAS, the City University of New York (CUNY) has received combined city and state appropriations of \$21 million for the construction of a medical, nursing, emergency management and first responder simulation training facility; and

WHEREAS, CUNY has partnered with New York University Langone Medical Center (NYULMC) and Bellevue Hospital Center (BHC) to provide operational and physical means; and

WHEREAS, such a facility would allow for the education of health care and first responder professionals in a simulated environment prior to interaction with actual patients, using virtual human patients, task trainers and actors that will result in an improvement to patient care and safety; and

WHEREAS, the facility will be equipped with mock Labor and Delivery, Operating, Examination, Procedure and ICU/Trauma Rooms for use during training; and

WHEREAS, the facility is expected to be utilized by agencies and organizations like the New York City Fire Department, Office of Emergency Management and the Red Cross among others in addition to students of medicine and nursing; and

WHEREAS, this institutional use of a portion of the Bellevue Hospital campus is consistent with the board's approved 197-a plan; and

Therefore be it

Resolved, that Community Board Six strongly supports the plans for the joint CUNY/NYULMC Simulation Center to be located at the Bellevue Hospital campus.

VOTE: 38 in Favor 0 Opposed 1 Abstention 1 Not Entitled

d. **Report:** Report was waived.

5) Waterfront Committee – Ellen Imbimbo, Chair

a. **Proposal for Recreational Pier at Stuyvesant Cove Park and the East River**

Whereas, in its resolution of March 13, 1997 the City Council adopted the Community Board 6 197-a Plan as modified by the City Planning Commission which paved the way for the creation of Stuyvesant Cove Park; and

Whereas, the Plan also envisioned recreational water use and the City Planning Commission report stated “If feasible, pursue the development of a pier to provide modest recreation and waterfront-enhancing uses”; and

Whereas, a plan for a pier, or similar structure, near Stuyvesant Cove Park has been proposed by Friends of the Pier at Stuyvesant Cove and the Friends requested an expedited review by Community Board 6; and

Whereas, at this time many important details regarding the plan are still under development, with ongoing discussion and consultation with government agencies and funding sources; and

Whereas, Community Board 6 expressed its interest in and endorsed water-related recreational uses on a modest scale at Stuyvesant Cove Park, commensurate with the scale stipulated in the approval of the March 1997 197-a Plan; and CB6 further endorsed waterfront access and use in its 197-A Plan approved in March 2008; now therefore be it

Resolved, that Community Board 6 encourages the Friends of the Pier at Stuyvesant Cove to continue to explore and obtain all required permits and approvals from all government agencies regarding site location, development, operation, and capital maintenance of a pier at Stuyvesant Cove Park and report back to CB6 for further review on a monthly or bimonthly basis regarding its progress; and

Be it further resolved, that CB6 encourages the Friends of the Pier at Stuyvesant Cove Park to solicit the views of the Board of the Stuyvesant Cove Park Association and discuss and coordinate the development of a Pier with Solar One in view of Solar One's own construction and remediation plans at the nearby site.

VOTE: 40 in Favor 0 Opposed 0 Abstention 0 Not Entitled

b. Report:

Ellen reported that she has obtained a copy of the 2004 engineering study for the E. 38th St. Pier. The committee will continue to have discussions on the pier and to push for a new engineering study in the future.

6) Transportation – Lou Sepersky, Chair

a. Hampton Jitney – 3rd Ave and E.44th St.

Whereas, Hampton Jitney, commuter bus service serving eastern Long Island, has a bus stop on the west side of Third Avenue at E. 44th Street, an east bound throughfare, and

Whereas, it has been noticed that this is a narrow sidewalk, which become excessively heavily congested when buses are loading, and

Whereas, the east side of Third Avenue, at E. 44th Street, has a much wider sidewalk which could accommodate these boarding and unloading operations with much less impact on sidewalk activities, and

Whereas, some of this curb space is now utilized by Diplomatic Parking, which would necessitate the cooperation of the New York City Commission to the United Nations and the New York City Department of Transportation, and

Whereas, Hampton Jitney has said it has no objection to the movement of the bus stop, assuming its operating conditions can be met, now

Therefore, be it

Resolved, that Community Board 6 asks that the New York City Commission to the United Nations aid in identifying affected diplomatic missions whose parking would be impacted and that the New York City Department of Transportation (DOT) relocate this parking on a one-to-one basis, to other nearby mutually agreeable locations, and

*suitable and appropriate bus stop parking signs (including name corrections) for Hampton Jitney (HJ) be posted immediately east of Third Avenue on the south side of East 44th Street

*sufficient bus loading space (about 90 feet, about two bus lengths) is designated

*sufficient time is afforded HJ to notify its riders as to the change in location of the bus stop

*the holders of the Diplomatic Parking permits for the spaces in question have no objection to a local relocation of these parking spaces, nor does DOT find justifiable traffic engineering

VOTE: 40 in Favor 0 Opposed 0 Abstention 0 Not Entitled

b. Proposed newsstand at the northwest corner of Third Avenue at E.14th Street

Whereas, an application (DCA 1311546) has been filed with the Department of Consumer Affairs (DCA) for the operation of a newsstand on the northwest corner of Third Avenue, at E.14th Street, in Community Board 6, and

Whereas, the sidewalk width as measured from the building line to the curb edge is 15 feet, 6 inches, and

Whereas, the proposed newsstand will be 4 feet wide, and

Whereas, the DCA regulations require a minimum clearance of 1-foot 6-inches between the curb and the back of the proposed newsstand, and

Whereas, the DCA regulations require a minimum clearance of 9-feet 6-inches in front of the newsstand, and

Whereas, the sidewalk width on Third Avenue measures 15-feet, 6-inches and exceeds the minimum sidewalk width of 15 feet required by DCA for the placement of a newsstand, and

Whereas, a prior application (DCA 1289721) filed in September, 2008 had gone fallow, and the DCA advises that we consider the most recent application as a new application, now

Therefore, be it

Resolved, that Community Board 6 offers no objection to the newsstand application 1311546 filed with the Department of Consumer Affairs for a location at Third Avenue and the northwest corner of E.14th Street.

VOTE: 40 in Favor 0 Opposed 0 Abstention 0 Not Entitled

c. Report:

Lou reported that on Thursday, June 18th, at 6: 30 p.m. there will be presentation and workshop on Bus Rapid Transit (BRT), these are the phase two workshops and will be held at the Fashion Institute of Technology, Building A on W. 27th St. btw 7th & 8th Aves.

7) Parks, Landmarks, & Cultural Affairs – Gary Papush, Chair

a. Certificate of Appropriateness for 129 East 36TH Street

WHEREAS, the UN Mission of the Republic of Chad has acquired the building at 129 East 36th Street in the Murray Hill Historic District, and

WHEREAS, they have applied to the Landmarks Preservation Commission for a Certificate of Appropriateness to install a flag and plaque at the front entrance, and

WHEREAS, the plaque would be made of brass and measure 12x18 and the flag pole would be welded to the façade (as opposed to drilling), and

WHEREAS, the Murray Hill Historic District is already home to several foreign missions and Community Board 6 has approved similar applications, now

THEREFORE, BE IT

RESOLVED, Community Board 6 has no objection to the approval of this application as it was presented to us.

VOTE: 39 in Favor 0 Opposed 1 Abstention 0 Not Entitled

b. **Report:** Report was waived.

8) Budget & Governmental Affairs – Dan Williams, Chair **Business Affairs and Street Activities** – Carol A. Schachter, Chair

a. **Intro 952**

Whereas, Intro 952 proposes to amend the City Charter to require that the City Record be published on line daily, on business days, and be made available to the public for free, and

Whereas, Community Board Six supports practices that increase the transparency of government decision making, and

Whereas, the City Record is a valuable resource for transparency of government, and

Whereas, on line availability of the City Record will increase access and transparency of local city government,

Therefore, be it

Resolved that Community Board Six urges the City Council to pass and the Mayor to sign New York City Council Intro 952.

VOTE: 39 in Favor 0 Opposed 1 Abstention 0 Not Entitled

b. **Report:**

Dan asked all committee Chairs to get their District Need Statements to the Board Office as soon as possible and to get their Capital and Expense items together as well. He then announced that there would be no committee meeting in June, however, there will be one in July to discuss Capital budget items and in August the Expense items.

9) Housing & Homeless Services – Claude Winfield, Chair

a. **Request for an Off-Site Inclusionary Zoning Bonus Pursuant to Section 23-90 of the New York City Zoning Resolution, Location of Affordable Units 323/329 East 25th Street, New York**

Whereas, Henry Phipps Plaza South Housing Development Corporation has applied for an off-site Inclusionary Zoning Bonus pursuant to Section 23-90 of the New York City Zoning Resolution, and

Whereas, the location of the affordable housing units is 323/329 East 25th Street, New York

Whereas, the 9 story building contains 10 studios, 18 one bedrooms, and 28 two bedrooms, and

Whereas, the 56 units will be affordable to households earning up to 80% of the Area Median Income, AMI, and

Whereas, the lower income units are intended to generate approximately 213,096 square feet of bonus floor area, and

Whereas, on June 9, 2009, the developer met with the Housing Committee of Community Board Six Manhattan in a public hearing regarding this matter, now

Therefore be it

Resolved that Community Board Six Manhattan recommends the approval of this project with the following stipulations;

- that the unused spaces on East 28th and East 29th Streets be upgraded, Semi-open, and fully accessible to the public with reasonable hours of closure,
- that in order to create a larger, more useful common rear yard, the proposed gate be removed,
- that this infill development be permanently affordable, and
- that Phipps Houses establish a Community Advisory Committee for the programming of all community and open space.

VOTE: 39 in Favor 0 Opposed 1 Abstention 0 Not Entitled

c. Report:

Claude reported on legislation introduced by Spr. Quinn and C/M Garodnick, Intro 0995 - in relation to disclosure of tenant screening reports. In September the committee will discuss this Intro and intends to produce a resolution of support.

10) Business Affairs & Street Activities – Carol Schachter, Chair

a. Alteration, OP liquor license for New York Milkshake Co., Inc., d/b/a New York Milkshake Co., Dag Hammarskjold Plaza (342 E. 47th Street)

WHEREAS, Scott Marcus, Owner, and Frank W. Palillo, Esq., appeared before the Business Affairs and Street Activities (BASA) Committee of Community Board 6 Manhattan (CB6M) on June 4, 2009, CB6M having jurisdiction of the premises in the license application process; and

WHEREAS, the first question to the Applicant was whether or not the café was within 200 feet of a pre-school, necessitating a 200-foot rule action which would close them down, to which he replied the SLA inspectors were coming back to take measurements of the distance at issue, but, his measurements showed the café to be over 200 feet, portal-to-portal, from the pre-school; and

WHEREAS, the applicant provided plans/drawings for the committee to consider and comment on; and

WHEREAS, a member of the committee discussed the Board’s continuing concerns about the hours of operation which exceeded the hours indicated in their first application; and

WHEREAS, the Applicant requested to change the hours of operation and extend them from dusk to 11 PM, to which the committee agreed; and

WHEREAS, the Applicant appeared before the committee with no copy of the SLA application, nor a completed CB6M Liquor License Questionnaire to provide complete info concerning the alteration; and

WHEREAS, the Applicant affirmed at the meeting that the only alterations sought in the alteration application was to add bathrooms and to add a hamburger stand, with the number of tables and chairs remaining as on the original SLA application of this establishment, the footprint of the café to not change at all in the future, and there to only be one bar serving liquor at the location; and

WHEREAS, the Applicant agreed to delineate the café with clear markings on the ground per DCA regulations; and

WHEREAS, there was one member of the community present to speak for the Applicant; now

THEREFORE, be it

RESOLVED, that pursuant to the presentation by the Applicant at this meeting and all other considerations, CB6M has objects to the Alteration, OP liquor license for New York Milkshake Co., Inc., d/b/a New York Milkshake Co., Dag Hammarskjold Plaza (342 E. 47th Street); unless the following is present in the instant alteration application:

1. That the sole alterations sought in the application are for bathrooms and a hamburger stand;
2. That the number of tables and chairs will remain as on the original SLA application from 2007;
3. That the footprint to the establishment not change at all in the future;
4. That there only be one bar service liquor at the location;
5. That the applicant clearly delineate the footprint of such establishment; and Be It

FURTHER RESOLVED, if the SLA application, **however**, contains a different method of operation than has been presented to CB6M as stated in this Resolution, **including** “Hours of Operation” that differ in **any way** from those described above, then CB6M **opposes** the application and **urges** the SLA to deny the application based on such misrepresentation to CB6M; and be it

FURTHER RESOLVED, if the actual operation of New York Milkshake Co., Inc., d/b/a New York Milkshake Co., differs in **any way** from the presentation Scott Marcus, Owner, made to the BASA Committee of CB6M, then CB6M **opposes** the application.

VOTE: 40 in Favor 0 Opposed 0 Abstention 0 Not Entitled

b. Unenclosed Cafe Regulation to Delineate Boundaries for Street Furniture

WHEREAS, The Consumer Affairs Department of New York City approves and regulates unenclosed sidewalk cafes and allocates space on sidewalks where the applicant may place street furniture; and

WHEREAS, members of the Community Board and the general public have expressed their concerns over a long period of time regarding street furniture placement; and

WHEREAS, the agency regulations do not specifically address markings of boundaries and should be presented to the City Council; now

THEREFORE, be it

RESOLVED, that CB6M requires that all unenclosed cafe owners clearly mark their allotted boundaries with a material that will withstand the effects of weather and street traffic.

VOTE: 40 in Favor 0 Opposed 0 Abstention 0 Not Entitled

c. New, On Premises Liquor (OP) license for Food 2 Lex LLC d/b/a tbd, 2 Lexington Avenue between East 21st & East 22nd Streets

WHEREAS, Barbara Kwon, Attorney and Richard Coraine, Principal and Adam Riess Principal (collectively “Representative”), appeared before the Business Affairs and Street Activities Committee of Community Board 6 Manhattan (CB6M) on June 4, 2009, CB6M having jurisdiction of the premises in the license application process; and

WHEREAS, the Representative stated they will be opening a restaurant as part of the The Union Square Hospitality Group (aka Danny Meyer Group) which will be located inside the Gramercy Park Hotel; and

WHEREAS, the hours of operation are 7am-12am Sunday through Thursday, with closing times of 1am on Friday and Saturday; and

WHEREAS, because of the location of this establishment, a 500 foot hearing is required; and

WHEREAS, members of CB6M spoke in favor of a restaurant in this location and thought it would be in the public interest; and

WHEREAS, no members of the community were present to speak for or against the applicant; and

THEREFORE, be it

RESOLVED, that pursuant to the presentation by the Representative at this meeting, and all other considerations, CB6M supports the New, On Premises Liquor (OP) license for Food 2 Lex LLC d/b/a tbd, 2 Lexington Avenue between East 21st and East 22nd Streets

FURTHER RESOLVED, if the SLA application, **however**, contains a different method of operation than has been presented to CB6M as stated in this Resolution, **including** “Hours of Operation” that differ in **any way** from those described above, then CB6M ~~announces~~ the

application and **urges** the SLA to deny the application based on such misrepresentation to Community Board 6 Manhattan.

VOTE: 40 in Favor 0 Opposed 0 Abstention 0 Not Entitled

d. New, On Premises Liquor (OP) license for Patrick Hearty of corp. d/b/a Ashton's, 825 3rd Avenue between 50th & 51st

WHEREAS, Terry Flynn, Attorney (“Representative”); appeared before the Business Affairs and Street Activities Committee of Community Board 6 Manhattan (CB6M) on June 4, 2009, CB6M having jurisdiction of the premises in the license application process; and

WHEREAS, this well known restaurant and bar, which has been in the neighborhood for many years, is moving across the street from its present location because their lease term expired; and

WHEREAS, because of the location of this establishment, a 500 foot hearing is required; and

WHEREAS, members of CB6M spoke in favor of a restaurant in this location and thought it would be in the public interest; and

WHEREAS, no members of the community were present to speak for or against the applicant; and

THEREFORE, be it

RESOLVED, that pursuant to the presentation by the Representative at this meeting, and all other considerations, CB6M supports the New, On Premises Liquor (OP) license for Patrick Hearty of corp. d/b/a Ashton's, 825 3rd Avenue between 50th and 51st

FURTHER RESOLVED, if the SLA application, **however**, contains a different method of operation than has been presented to CB6M as stated in this Resolution, **including** “Hours of Operation” that differ in **any way** from those described above, then CB6M **opposes** the application and **urges** the SLA to deny the application based on such misrepresentation to Community Board 6 Manhattan.

VOTE: 39 in Favor 1 Opposed 0 Abstention 0 Not Entitled

e. New, On Premises Liquor (OP) license for Ferro's Restaurant LLC d/b/a Ferro's Restaurant, 145 East 50th Street between 3rd & Lexington Avenues

WHEREAS, Mujo Perezic, President (“Representative”), appeared before the Business Affairs and Street Activities Committee of Community Board 6 Manhattan (CB6M) on June 4, 2009, CB6M having jurisdiction of the premises in the license application process; and

WHEREAS, Ferro's is a well known restaurant in the Kimberly Hotel and this application is for a roof dining area and bar which will close at 1 am daily; and

WHEREAS, the location of the bar is mainly commercial; and

WHEREAS, because of the location of this establishment, a 500 foot hearing is required; and

WHEREAS, members of the community board spoke in favor of a restaurant’s expansion and thought it would be in the public interest; and

WHEREAS, no members of the community were present to speak for or against the applicant; and

THEREFORE, be it

RESOLVED, that pursuant to the presentation by the Representative at this meeting, and all other considerations, CB6M supports the New, On Premises Liquor (OP) license for Ferro’s Restaurant LLC d/b/a Ferro’s Restaurant, 145 East 50th Street between 3rd and Lexington Avenues

FURTHER RESOLVED, if the SLA application, **however**, contains a different method of operation than has been presented to CB6M as stated in this Resolution, **including** “Hours of Operation” that differ in **any way** from those described above, then CB6M **opposes** the application and **urges** the SLA to deny the application based on such misrepresentation to Community Board 6 Manhattan.

VOTE: 40 in Favor 0 Opposed 0 Abstention 0 Not Entitled

f. **New, OP for B and D LLC d/b/a Staxx, 511 3rd Avenue between East 34th & East 35th Streets**

WHEREAS, Derex Axelrod, Owner and Brad Leffe, Owner and Thomas McCallen, Attorney (together “Representative”), appeared before the Business Affairs and Street Activities Committee of Community Board 6 Manhattan (CB6M) on June 4, 2009, CB6M having jurisdiction of the premises in the license application process; and

WHEREAS, Representatives stated that they wanted to open a Mexican restaurant and bar with a DJ which would be open until approximately 4 am; and

WHEREAS, Representatives stated that their target audience was people who were looking for upscale late night food, like hospital staff and cooks; and

WHEREAS, the proposed location is on the east side of 3rd avenue between 34th and 35th streets, a block well known throughout the district for being rowdy, noisy and littered with bars; and

WHEREAS, because of the location of this establishment, a 500 foot hearing is required; and

WHEREAS, members of the community board spoke against having a bar in this location and opined that it would add more noise and problems to an already problematic block; and

WHEREAS, 10 members of the community were present to speak against the applicant and they almost uniformly described the noise, urination and vomit from the current bars on that block; and

WHEREAS, 1 member off the community spoke in favor of the application; and

THEREFORE, be it

RESOLVED, that pursuant to the presentation by the Representative at this meeting, and all other considerations, CB6M **does not support** the New, OP for B and D LLC d/b/a Staxx, 511 3rd Avenue between East 34th and East 35th Streets

VOTE: 40 in Favor 0 Opposed 0 Abstention 0 Not Entitled

g1. Renewal, OP liquor license for 411 Rest. Corp., 411 3rd Ave., b/w E. 28th & E. 29th Streets

WHEREAS, Kenneth Caulfield, Owner, Breezy Bozik, Asst. Mgr., and Peter Arcara, Genl. Mgr., appeared before the Business Affairs and Street Activities Committee of Community Board 6 Manhattan (CB6M) on June 4, 2009, CB6M having jurisdiction of the premises in the license application process; and

WHEREAS, this establishment is well-known to CB6M and has been the subject of an SLA license revocation proceeding brought by the Board; and

WHEREAS, in a letter dated April 30, 2009, Thomas J. O'Connor, Deputy Commissioner, responded to DM Toni Carlina's March 19, 2009, letter to SLA Chairman Boyle about the findings of the Members of the Authority, which reads in part:

“Please be advised that the Members of the Authority at their regular meeting on April 15, 2009, determined as follows in regard to the above-captioned matter (411 Restaurant Corp. [1158934], Case # 34130 and #33250): having sustained these charges, unauthorized trade name, non bona fide, unauthorized alterations, and false material statement, the Members of the Authority imposed a penalty of \$7500 and a 5-day suspension”; and

WHEREAS, 8 members of the community appeared to complain about the continuing noise and other quality-of-life issues generated and exacerbated by this premises; now

THEREFORE, be it

RESOLVED, that CB6M urges the SLA to deny renewal of the OP liquor license for 411 Rest. Corp., 411 3rd Ave., b/w E. 28th and E. 29th Streets.

VOTE: 38 in Favor 1 Opposed 1 Abstention 0 Not Entitled

g2. Alteration, OP liquor license for 411 Rest. Corp., 411 3rd Ave., b/w E. 28th & E. 29th Streets

WHEREAS, Kenneth Caulfield, Owner, Breezy Bozik, Asst. Mgr., and Peter Arcara, Genl. Mgr., appeared before the Business Affairs and Street Activities Committee of Community Board 6 Manhattan (CB6M) on October 1, 2008, CB6M having jurisdiction of the premises in the license application process; and

WHEREAS, this is an application to change the service bar on the roof to a full-service bar that may be used by customers; and

WHEREAS, notwithstanding the Applicant's claim to the contrary, the Committee felt a 500-foot rule hearing was called for; and

WHEREAS, when the Applicant was asked how another bar would benefit the community, the Applicant replied that it would benefit his customers and ease congestion in a stairway; and

WHEREAS, 8 members of the community appeared to complain about the continuing noise and other quality-of-life issues generated and exacerbated by this premises, which would only become much worse with a stand-up bar on the roof; now

THEREFORE, be it

RESOLVED, that CB6M urges the SLA to deny the Alteration, OP liquor license for 411 Rest. Corp., 411 3rd Ave., b/w E. 28th and E. 29th Streets; and be it

FURTHER RESOLVED, that the CB6M District Manager call upon the Fire Department to inspect the stairwell that seems to be of concern vis-à-vis over-crowding by the Applicant, Kenneth Caulfield, Owner.

VOTE: 39 in Favor 0 Opposed 1 Abstention 0 Not Entitled

h. New, On Premises Liquor (OP) license for Whistle Tree Inc. d/b/a Gotham 50, 805 3rd Avenue, aka 206 East 50th Street

WHEREAS, Joseph and Anne De Grezia, Owners (collectively “Representative”), appeared before the Business Affairs and Street Activities Committee of Community Board 6 Manhattan (CB6M) on June 4, 2009, CB6M having jurisdiction of the premises in the license application process; and

WHEREAS, the De Grezias own and operate a very well known restaurant called De Grezia in the district; and

WHEREAS, Representatives stated they plan to open another small Italian place in the space of the former Ashton’s; and

WHEREAS, Representative stated they plan to close at 2 am nightly; and

WHEREAS, because of the location of this establishment, a 500 foot hearing is required; and

WHEREAS, members of CB6M spoke in favor of a restaurant in this location and thought it would be in the public interest; and

WHEREAS, no members of the community were present to speak for or against the applicant; and

THEREFORE, be it

RESOLVED, that pursuant to the presentation by the Representative at this meeting, and all other considerations, CB6M supports the New, On Premises Liquor (OP) license for Whistle Tree Inc. d/b/a Gotham 50, 805 3rd Avenue, aka 206 East 50th Street.

FURTHER RESOLVED, if the SLA application, **however**, contains a different method of operation than has been presented to CB6M as stated in this Resolution, **including** “Hours of Operation” that differ in **any way** from those described above, then CB6M **opposes** the application and **urges** the SLA to deny the application based on such misrepresentation to Community Board 6 Manhattan.

VOTE: 40 in Favor 0 Opposed 0 Abstention 0 Not Entitled

i. **New, On Premises Liquor (OP) license for 293 3rd Café Inc. d/b/a tbd, 293 3rd Avenue at East 22nd Street**

WHEREAS, Peter O’Connell and John Ronaghan, Owners (collectively “Representative”), appeared before the Business Affairs and Street Activities Committee of Community Board 6 Manhattan (CB6M) on June 4, 2009, CB6M having jurisdiction of the premises in the license application process; and

WHEREAS, Representatives stated that they own Molly’s, a bar on the same block as the current application, which has been successfully operating for many years; and

WHEREAS, Representatives stated they want to open a restaurant which serves more wine and beer; and

WHEREAS, Representative stated their lease at Molly’s is coming due and they fear they may not be able to renew their lease; and

WHEREAS, Representative stated that if they were not to renew their lease at Molly’s they intend to file a change in method of operation with the SLA and make the current application for a restaurant style location into a Molly’s-like replacement; and

WHEREAS, CB6M had concerns about another bar opening until 4 am while Molly’s was still open and did not think that would be in the public interest until Molly’s closed; and

WHEREAS, Representative stated they would close at 2 am daily; and

WHEREAS, Representatives promised to appear in front of the board in the future if they do indeed plan to change the method and time or operation if Molly’s lease does not get renewed; and

WHEREAS, because of the location of this establishment, a 500 foot hearing is required; and

WHEREAS, members of CB6M spoke thought it would be in the public interest; and

WHEREAS, no members of the community were present to speak for or against the applicant; and

THEREFORE, be it

RESOLVED, that pursuant to the presentation by the Representative at this meeting, and all other considerations, CB6M supports the New, On Premises Liquor (OP) license for 293 3rd Café Inc. d/b/a tbd, 293 3rd Avenue at East 22nd Street

FURTHER RESOLVED, if the SLA application, **however**, contains a different method of operation than has been presented to CB6M as stated in this Resolution, **including** “Hours of Operation” that differ in **any way** from those described above, then CB6M **opposes** the application and **urges** the SLA to deny the application based on such misrepresentation to Community Board 6 Manhattan.

VOTE: 40 in Favor 0 Opposed 0 Abstention 0 Not Entitled

k. **New, DCA application #1320327 for an unenclosed sidewalk café, 11 tables and 24 seats for Defontes of NY, Inc. d/b/a Defontes of Brooklyn, 261 Third Avenue at E. 21 Street**

WHEREAS, the applicant appeared before the Business Affairs and Street Activities Committee of Community Board 6 Manhattan (CB6M) on June 4, 2009; and

WHEREAS, the applicant advised us they were changing their application from an enclosed cafe to an unenclosed cafe; and

WHEREAS, the applicant signed a Change Agreement reducing the configuration from 13 tables and 28 seats to 11 tables so as to make room for the tree pit; now

THEREFORE, be it

RESOLVED, that CB6M supports this application.

VOTE: 39 in Favor 1 Opposed 0 Abstention 0 Not Entitled

Report: Carol announced that the committee might have a July meeting.

New Business: Lyle announced that Mary Claire Bergin, the long time president of the Sutton Area Community has stepped down and thinks a resolution to thank and recognize her many contribution to the community; all agreed.

Second Roll Call – Carol A Schachter

Meeting Adjourned at 10:15 pm