

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposed street closure on Saturday, September 26 and Sunday September 27, 2009, Vesey Street between North End Avenue and West Street by the Tunnel to Tower Run

WHEREAS: The applicant has applied for a street activity permit on Saturday, September 26 and Sunday, September 27, 2009, Vesey Street between North End Avenue and West Street, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the Tunnel to Tower Run on Saturday, September 26 and Sunday September 27, 2009, Vesey Street between North End Avenue and West Street. Closure of street during the hours of 9:30 AM on Saturday, September 26 – 3 PM on Sunday, September 27; event will take place during the hours of noon to 3 PM subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway.
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.
3. Clean-up will be coordinated with the appropriate City Agencies.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 311 Kosher Deli LLC at 311 South End Avenue, wine and beer liquor license application

WHEREAS: The applicant, 311 Kosher Deli, LLC, proposes to operate a wine and beer license, and

WHEREAS: The proposed establishment is a restaurant and

WHEREAS: The total square footage of the restaurant is 2,500 sq. ft, and the number of tables is 13 with 36 seats and no bar stools, and

WHEREAS: The establishment proposes to be open from 6:00 am to midnight on weekdays and 6:00 am to midnight weekends, and

WHEREAS: The owners of the proposed establishment state that they will play background music only, and

WHEREAS: There are no schools, churches, synagogues or other places of worship within 200 feet of this establishment, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 does not oppose the wine and beer license application for 311 Kosher Deli, LLC at 311 South End Avenue.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	7 In Favor	1 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Application for Unenclosed Sidewalk Cafe for Frank Casano, d/b/a Osteria Casano LLC at 28 West Street

WHEREAS: The applicant has applied for an unenclosed sidewalk cafe license for 16 tables and 31 seats, and

WHEREAS: The proposed hours of operation will be no more than Sunday: noon to midnight, Monday through Thursday: 8:00 a.m. to midnight and Fridays and Saturdays: 8:00 a.m. to 1:00 a.m., and

WHEREAS: The applicant has agreed to comply with all Department of Consumer Affairs regulations regarding maintenance of sidewalk width and the approved number of tables and chairs, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 does not object to the application for an unenclosed sidewalk café for Frank Casano, d/b/a Osteria Casano LLC at 28 West Street for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	7 In Favor	1 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Application for Unenclosed Sidewalk Cafe for Frank Casano, d/b/a Café Casano LLC at 38 West Street

WHEREAS: The applicant has applied for an unenclosed sidewalk cafe license for 9 tables and 23 seats, and

WHEREAS: The proposed hours of operation will be no more than Sunday: noon to midnight, Monday through Thursday: 8:00 a.m. to midnight and Fridays and Saturdays: 8:00 a.m. to 1:00 a.m., and

WHEREAS: The applicant has agreed to comply with all Department of Consumer Affairs Regulations regarding maintenance of sidewalk width and the approved number of tables and chairs, now

THEREFORE
BE IT
RESOLVED

THAT: CB1 has no objection to the granting of a sidewalk café license for Frank Casano, d/b/a Café Casano LLC at 38 West Street for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: BATTERY PARK CITY

BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Request by Liberty View Condominium requesting approval to designate a loading zone in front of the service entrance of 99 Battery Place, which is on Third Place between Battery Place and Little West Street

WHEREAS: Milford Management Corporation is the managing agent for Liberty View Condominium, and the condominium board has asked Milford to request that this area be designated a loading zone, and

WHEREAS: Before 2006, this block was a dead end street with a garden at the end and Milford's delivery trucks used to park in the middle of Third place at the garden to unload, which wasn't too far away from the service entrance.

WHEREAS: When construction began on the building next door, the Visionaire, a bus stop that had been in this location was moved to the NE corner of First Place and Battery Place, so this is not a factor in these current deliberations, and

WHEREAS: Milford wrote to Community Board #1, the NYCDOT and BPCA in February 2006 to request a loading zone at the service entrance. NYCDOT told Milford that it must first go before the community board for approval in order for the agency to act on the request, but asked Milford to wait to in doing so until construction on the Visionaire was complete. That project had closed off a portion of the street and construction trailers were present, and at that point the loading zone would have interfered with the Visionaire construction work, which in turn would have made car movement difficult in the loading zone.

WHEREAS: Once construction started and the bus stop moved to the front of the Milford building, its residents no longer had a convenient place to unload vehicles.

WHEREAS: Construction of the Visionaire is now complete, Liberty View has now been occupied for 15 years, and this matter has become a quality of life issue for its residents, and

WHEREAS: Milford Management is now requesting conversion of the bus stop to a loading zone for residents.

WHEREAS: Milford has also approached about this matter the following officials: Council Member Alan Gerson, Lower Manhattan Borough Commissioner Luiz Sanchez,

U.S. Representative Jerrold Nadler, Battery Park City Authority President and
CEO James Cavanaugh, now

THEREFORE

BE IT

RESOLVED

THAT: CB#1 does not oppose designation of a two-parking-space-length area in front of
the service entrance of 99 Battery Place as a loading zone.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 19 South William Street, application for on-premise liquor license for Misaki Corp. d/b/a Kokura

WHEREAS: The applicant seeks an on-premises wine and beer license for 19 South William Street, for Misaki Corp. d/b/a Kokura, and

WHEREAS: The establishment has approximately 6,000 square feet, and

WHEREAS: There will be a dining area with 3,500 square feet, and

WHEREAS: There will be recorded background music only, and

WHEREAS: The applicant has stated that the establishment will not seek a cabaret license, and

WHEREAS: The applicant has stated that the establishment will not seek a sidewalk café license, and

WHEREAS: The applicant has stated that there are no buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment, and

WHEREAS: The applicant has stated that there are other establishments with some type of liquor license within 500 feet of this location, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 does not oppose the application for a wine and beer license for Misaki Corp. d/b/a Kokura at 19 South William Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 142 Fulton Street, application for wine and beer liquor license for S&J Tomato Inc.

WHEREAS: The applicant seeks an on-premises wine and beer license for 142 Fulton Street, for S&J Tomato Inc., and

WHEREAS: The establishment has 2,500 square feet, and

WHEREAS: There will be a dining area with 200 square feet, and

WHEREAS: There will be background music only, and

WHEREAS: The applicant has stated that the hotel will not seek a cabaret license, and

WHEREAS: The applicant has stated that the hotel will not seek a sidewalk café license, and

WHEREAS: The applicant has stated that there are no buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment, and

WHEREAS: The applicant has stated that there are no other establishments with some type of liquor license within 500 feet of this location, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 does not oppose the application for a wine and beer license for S&J Tomato Inc. at 142 Fulton Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	1 Opposed	0 Abstained	1 Recused

RE: 123 Washington Street, application for on-premises liquor license for W New York Downtown Hotel, for 1st and 2nd floor restaurants

WHEREAS: The applicant seeks an on-premises liquor license for 123 Washington Street, for W New York Downtown Hotel, for the 1st and 2nd floor restaurants, and

WHEREAS: The Hotel will have 411,720 square feet, and

WHEREAS: There will be a dining area with 3,894.52 square feet, and

WHEREAS: There will be background music only, and

WHEREAS: The applicant has stated that the hotel will not seek a cabaret license, and

WHEREAS: The applicant has stated that the hotel will seek a sidewalk café license, and

WHEREAS: The applicant has stated that there are no buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment, and

WHEREAS: The applicant has stated that there are other establishments with some type of liquor license within 500 feet of this location, and

WHEREAS: The applicant has agreed to a request by the Financial District Committee of CB#1 to play recorded music at this location no later than 11 p.m. on weeknights and midnight on weekends, and to serve liquor no later than midnight on weeknights and 1 a.m. on weekends, and to include these hours in the Method of Operation for the establishment, and

WHEREAS: The applicant has agreed to consider additional restrictions to these hours if neighbors living in adjacent buildings object to noise from the establishment, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 does not oppose the liquor license application for 123 Washington Street, for the 1st and 2nd Floor restaurant at the W New York Downtown Hotel.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Street activity permit applications for a street fair by Suspenders Restaurant from May 09 to October 09 on weekends and holidays only on Thames Street between Trinity Place and Broadway

WHEREAS: The applicant has applied for a street activity permit from May 09 to October 09 on the weekends and holidays for an event on Thames Street between Trinity Place and Broadway, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by Suspenders Restaurant from May 09 to October 09 on weekends and holidays only. Closure of street during the hours of 11 AM to 11 PM; event will take place during the hours of 11 AM – 11 PM, subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway.
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

BOARD VOTE: 37 In Favor 0 Opposed 0 Abstained 0 Recused

RE: LMDC Small Firm Assistance Program

WHEREAS: The Lower Manhattan Development Corporation (LMDC) has established a Small Firm Assistance Program (Program), in cooperation with the New York City Department of Small Business Services and the New York City Economic Development Corporation, to provide financial assistance to small firms south of Canal Street that have suffered business disruption as a result of street or sidewalk closure in conjunction with publicly-funded construction projects, and

WHEREAS: Although \$5 million has been budgeted by LMDC for the Program, less than \$800,000 has been disbursed to qualifying small businesses as of April 1, 2009, and

WHEREAS: The Eligibility Period for the Program, which begins on July 1, 2007 and includes construction projects underway on that date and projects that commenced thereafter, excludes many small businesses that would otherwise qualify for Program funds but were severely impacted by construction projects prior to the start of the Eligibility Period on July 1, 2007, and

WHEREAS: The definition of an Eligible Block under the Program, being a block on which the street or sidewalk has been closed or partially closed for a defined period due to a publicly-funded construction project, does not take into account the impact of such a street or sidewalk closure on streets immediately adjacent to that Eligible Block, and

WHEREAS: A recent informal survey has determined that over 300 small retail establishments have gone out of business in the Financial District in the last two years, and

WHEREAS: LMDC representatives have expressed a willingness to consider the possibility of revising the Program's guidelines but have indicated that approval of such changes could take "a few months," and

WHEREAS: Many small businesses in Lower Manhattan are on the verge of permanently closing their doors and need financial assistance in a matter of days or weeks, not months, if they are to survive, and

WHEREAS: The Program's guidelines require that an applicant certify that it is not delinquent on any tax obligations, but the reality is that many small businesses in Lower Manhattan that are struggling to survive are behind on their tax payments due to a lack of financial resources, now

THEREFORE
BE IT
RESOLVED

THAT: CB#1 calls on the LMDC to immediately expand the Eligibility Period for the Program to a beginning date of January 1, 2006, thereby including construction projects underway on that date and projects commenced thereafter, which change should significantly expand the List of Eligible Blocks under the Program, and

BE IT
FURTHER
RESOLVED

THAT: CB#1 additionally calls upon the LMDC to recognize that a street or sidewalk closure on an Eligible Block has a ripple effect and also impacts small businesses on adjacent blocks; consequently, the LMDC should also accept Program applications from otherwise qualifying small businesses that are within one block in any direction of each end of an Eligible Block, and

BE IT
FURTHER
RESOLVED

THAT: It is absolutely critical that the LMDC recognize that time is of the essence in taking action to prevent the failure of dozens of additional small businesses in Lower Manhattan by moving quickly (in days, not months) to accomplish the following:

- (1) revise the guidelines of the Program as suggested above to expand eligibility,
- (2) consult with the LMCCC and appropriate City agencies, as necessary, and promulgate a new expanded list of Eligible Blocks as well as a list of adjacent blocks to be incorporated into the Program,
- (3) further simplify the application form and expand assistance to applicants in completing the form and related requirements,
- (4) accelerate the process so as to disburse the entire \$5 million in Program funds as soon as possible, and
- (5) increase the individual grant limitation from \$2.50 to \$5 per square foot of owned, leased or rented space at the eligible premise and allow applicants to claim that amount OR the amount of realized economic loss, whichever amount is GREATER, and

BE IT
FURTHER
RESOLVED

THAT: CB#1 strongly recommends that no otherwise qualifying business be denied Program funds because of tax arrears. In many cases, LMDC grants may allow tax arrears to be paid quickly, and provide revenues to the city and state that would be lost if the business failed. CB#1 would not object to a requirement that applicants satisfy tax obligations in a timely manner during the period that they are using Program funds to operate, and

BE IT
FURTHER
RESOLVED
THAT:

In the event that the foregoing changes do not generate enough additional applications to absorb the entire \$5 million in Program funds, the LMDC should also consider (1) expanding the Program to include blocks that have been impacted by privately funded projects (e.g., Verizon, Con Edison) and (2) increasing the maximum amount of each individual grant under the Program from \$25,000 to \$50,000 (including additional funds to businesses that have already received a grant subject to the lower cap, or are entitled to additional funds as a result of an increase in per-square-foot compensation).

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 49 White Street, LPC application for replacement of fence

WHEREAS: This plan calls for the replacement of an existing fence in front of the Synagogue for the Arts on White Street with a new one, and

WHEREAS: The synagogue, in what is now the Tribeca East Historic District, includes a gloriously swooping concrete façade over a diminutive glass entry level, designed in 1967 by William N. Breger in what has been termed the neo-Expressionist style, but what is exuberantly its own form, to suggest the Biblical eternal flame, and

WHEREAS: A plaza reaches beyond it, formally raising the temple from the sidewalk, and breaking with the street wall, and

WHEREAS: “That does everything that zoning and landmarks laws try to prevent,” according to a Community Board 1 Manhattan member, speaking of the synagogue in an April 17, 2009 New York Times article. “Under the current law, it probably wouldn’t have gotten built.... But then you walk down the street and see how...wonderful it is,” and

WHEREAS: The north plaza massing in front of the building is important to the composition of the structure and the immediately surrounding historic district; so much so that when the Landmarks Preservation Commission granted an application allowing the glass storefront and doors to be extended four feet into the plaza in April of 2007, it noted:

“The existing entrance is deeply recessed within the plaza and...the proposed extension, which is modest in size, will not compromise the scale of the plaza and the building; ... (and) the proposed addition will maintain the deep recess and the planar relationships of the facade and plaza...” and

WHEREAS: The assemblage is fronted currently by the original black iron fence, a simple modernist design on concrete curbs, with four central gates behind which are four plaza entry steps, and

WHEREAS: The applicant's massive high-security fence proposal -- intended to prevent vehicular bombs and paid for from a soon-to-expire federal Homeland Security Administration grant -- would be much more elaborate-looking, made of tubular stainless steel with a garish chrome finish, and

WHEREAS: The replacement would be significantly higher in places, with an attention-grabbing curved and undulating top, and

WHEREAS: The balance of the entire composition would be thrown off, stealing the building, plaza, and existing fence's rhythm, and

WHEREAS: Any substitute fence should replicate the exact form and black finish of the original, regardless of the engineering specification necessary to provide additional security, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 urges the Landmarks Preservation Commission to reject this application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	1 Opposed	0 Abstained	0 Recused

RE: 39 White Street application for penthouse addition

WHEREAS: The application is to add a 700 sq foot penthouse to this 1830 warehouse building, and

WHEREAS: There will be a 30' set back resulting in minimal visibility – about 14 sq feet of the right corner cap-stone will be visible and was designed using a color to read against the building behind this one to further reduce visibility, and

WHEREAS: The materials are steel windows, dyed Portland stone stucco and cast stone coping stone parapet, and

WHEREAS: The Committee requested to see a color chip for Portland cement which would improve how the addition will read into the taller building, which the applicant agreed to look into and provide, now

THEREFORE

BE IT

RESOLVED

THAT: CB#1 recommends that the Landmarks Preservation Commission approve this application with consideration given to ensuring the addition reads well against the adjacent buildings.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	1 Abstained	0 Recused

RE: Noho/Soho/Tribeca East/African Burial Ground, application to install flood mitigation measures

WHEREAS: The application is to close 27 and raise 18 grates on existing NYC Transit air vent grates to provide flood protection for a 100-year flood risk (*i.e.*, a risk that is projected to occur only once every hundred years) as experienced on August 8, 2007, and

WHEREAS: The proposed raised grates will be of a different design to the ones installed in the Tribeca West Historic District, featuring a wave like design, which the Committee felt, would be a significant obstruction for pedestrians, particularly on Canal Street, but would be perfect as stands on which vendors will display goods for sale, and

WHEREAS: Members of the public raised the concern that Congress had committed that there would be no future digging or ground disturbance when acknowledging how important the African Burial Ground Historic District was to the history of the United States in 1993, and

WHEREAS: The Committee was told that a grievance had been filed with the United Nations over previous ground disturbance at the African Burial Ground, and

WHEREAS: The Committee agreed to host a meeting over this issue with the MTA and interested public and elected officials to better understand how the MTA proposed to deal with the issues associated with the African Burial Ground, and

WHEREAS: The Committee felt the proposed raising of the grates by 1” would only add to the danger to pedestrians, and

WHEREAS: The MTA wanted it noted that New York Magazine thought the “wavy new subway grates” were “brilliant,” and

WHEREAS: The Committee felt that the design was totally inappropriate and disrespectful for the Historic Districts and will result in further reductions in the quality of life on these already overcrowded streets, and

WHEREAS: The Committee noted the support of many elected officials in opposing the proposal, and

WHEREAS: The Committee reiterated its feeling about the MTA's poor judgment to use public funds to attempt to mitigate a 100-year risk whilst cutting services and raising fares, now

THEREFORE

BE IT

RESOLVED

THAT: CB#1 strongly recommends that the Landmarks Preservation Commission reject this application and work with the interested public, Congress and the United Nations Human Rights Division to resolve the issues over the African Burial Ground Historic District.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	5 In Favor	0 Opposed	1 Abstained	1 Recused
PUBLIC MEMBER:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	1 Recused

RE: South Street Seaport Historic District Extension

WHEREAS: The Committee believes the time is right to extend New York City's boundary for the South Street Seaport Historic District which was designated in October 1977, and

WHEREAS: The National and State original Historic District was designated in 1972 and expanded in 1978 to include all of Pier 18 that was later combined with Pier 17 in 1985, and

WHEREAS: The National and New York State Historic Preservation Offices recognize the New Market Building as contributing to the overall character and context of the South Street Seaport Historic District, and

WHEREAS: The National and State Historic District boundaries also include the block bounded by Water, John, Front and Fulton Streets, which is now occupied by 199 Water, One Seaport Plaza, a non-contributing skyscraper, and

WHEREAS: The Committee feels the new boundary should reflect the National and State Boundary, encompassing all of the reconstructed Piers 17 and 18, but excluding the non-contributing block, now

THEREFORE
BE IT
RESOLVED

THAT: CB#1 strongly recommends that the Landmarks Preservation Commission work urgently to extend the South Street Seaport Historic District with the noted boundaries – shown on the attached map.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	7 In Favor	0 Opposed	1 Abstained	1 Recused
PUBLIC MEMBERS:	In Favor	0 Opposed	0 Abstained	1 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 111 South Street, application for liquor license for L & J Marketplace Inc, d/b/a Fish Market Restaurant

WHEREAS: The applicant, L & J Marketplace Inc, d/b/a Fish Market Restaurant has applied for an on-premises liquor license, and

WHEREAS: The proposed establishment is a restaurant with bar, and

WHEREAS: The total square footage of the restaurant is 1500 sq. ft, with 1100 sq. ft. for the dining area, and the public assembly capacity is under 75, and the number of tables is 20 with 50 seats, and the square footage of the bar is 120 square feet with 9 bar stools, and

WHEREAS: There will be recorded background music only, and

WHEREAS: The applicant proposes to operate the bar from 12:00 pm to 3:00 am on weekdays and weekends, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 does not oppose the liquor license application for Fish Market Restaurant at 111 South Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Street permit application by Children’s Day at the South Street Seaport on Saturday, June 13, 2009 on South Street between John Street and Beekman Street

WHEREAS: The applicant has applied for a street activity permit on Saturday, June 13, 2009, South Street between John Street and Beekman Street, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by General Growth Properties for Children’s Day at the South Street Seaport on Saturday, June 13, 2009, South Street between John Street and Beekman Street. Closure of street during the hours of noon – 5 PM; event will take place during the hours of 10 AM – 5 PM, subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway.
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.
3. Clean-up will be coordinated with the appropriate City Agencies.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	1 Abstained	0 Recused
PUBLIC MEMBERS:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 130 Franklin Street, application for wine and beer license for Pecan LLC, d/b/a Pecan

WHEREAS: The applicant, Pecan LLC, d/b/a Pecan has applied for a wine and beer license, and

WHEREAS: The proposed establishment is a restaurant, and

WHEREAS: The total square footage of the restaurant is 1800 sq. ft, with 1600 sq. ft. for the dining area, and the public assembly capacity is 74, and the number of tables is 16 with 68 seats, and there is no bar, and

WHEREAS: There will be recorded background music only, and

WHEREAS: The applicant proposes to operate the bar from 8:00 am to 11:30 pm on weekdays and weekends, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 does not oppose the liquor license application for Pecan at 130 Franklin Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 6 Varick Street AKA 130 Franklin Street, application for liquor license for Lena, Inc.

WHEREAS: The applicant, Lena, Inc, has applied for an on-premises liquor license, and

WHEREAS: The proposed establishment is a restaurant with bar, and

WHEREAS: The total square footage of the restaurant is 850 sq. ft, with 390 sq. ft. for the dining area, and the number of tables is 10 with 21 seats, and the square footage of the bar is 125 square feet with 11 bar stools, and

WHEREAS: There will be recorded background music only, and

WHEREAS: The applicant proposes to operate the bar from 11:00 am to 12:00 am on weekdays and weekends, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 does not oppose the liquor license application for Lena, Inc at 6 Varick Street AKA 130 Franklin Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 374 Greenwich Street, application for wine and beer license for Tribeca Sushi, Inc.

WHEREAS: The applicant, Tribeca Sushi, Inc. has applied for a wine and beer license, and

WHEREAS: The proposed establishment is a restaurant, and

WHEREAS: The total square footage of the restaurant is 1960 sq. ft, with 790 sq. ft. for the dining area, and the public assembly capacity is 68, and the number of tables is 18 with 68 seats, and there is no bar, and

WHEREAS: There will be no music, and

WHEREAS: The applicant proposes to operate the bar from 11:00 am to 11:00 pm on weekdays and weekends, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 does not oppose the liquor license application for Tribeca Sushi at 374 Greenwich Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	2 Opposed	1 Abstained	0 Recused
BOARD VOTE:	29 In Favor	5 Opposed	2 Abstained	0 Recused

RE: 154 Church Street, application for wine and beer license for Chambers Church
Pizza d/b/a Dona Bella

WHEREAS: The applicant, Chambers Church Pizza d/b/a Dona Bella has applied for a wine
and beer license, and

WHEREAS: The proposed establishment is a restaurant, and

WHEREAS: The total square footage of the restaurant is 600 sq. ft, with 300 sq. ft. for the
dining area, and the public assembly capacity is 16, and the number of tables is 5
with 15 seats, and

WHEREAS: There will be no music, and

WHEREAS: The applicant has agreed to operate the wine and beer license from noon to
midnight on Sunday – Thursday and noon to 2:00 am Friday and Saturday, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 does not oppose the liquor license application for Dona Bella at 154
Chambers Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	2 Opposed	1 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	3 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 317-319 Greenwich Street, application for unenclosed sidewalk café for Salaam Bombay

WHEREAS: The applicant has applied for an renewal of unenclosed sidewalk cafe license for 10 tables and 20 seats, and

WHEREAS: Community Board members complained to the applicant of disturbing smells emanating from establishment which the applicant said he is seeking to eliminate, and

WHEREAS: The applicant agreed to operate the proposed sidewalk café no later than midnight pm on weekdays and 1:00 am on weekends, and

WHEREAS: The applicant agrees to maintain 8 feet of sidewalk clearance, now

WHEREAS: The applicant and his architect represented to CB1 that he has hired a firm to mitigate the powerful cooking odors coming from the venting that neighbors have complained about and said he would make a good faith effort to work with the community to solve this problem, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 approves the application for renewal of an unenclosed sidewalk café license for Salaam Bombay at 317-319 Greenwich Street, for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above, and

BE IT

FURTHER

RESOLVED

THAT: The approval is contingent upon the applicant providing proof that there are no outstanding DEP or DOB violations and that a report shall be issued to the Community Board describing a good faith effort to resolve the disturbing smells.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 413 Greenwich Street, application for unenclosed sidewalk café for Il Mattone

WHEREAS: The applicant has applied for an renewal of unenclosed sidewalk cafe license for 12 tables and 24 seats, and

WHEREAS: The applicant agreed to operate the proposed sidewalk café no later than midnight pm on weekdays and 1:00 am on weekends, and

WHEREAS: The applicant agrees to maintain 8 feet of sidewalk clearance, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 approves the application for renewal of an unenclosed sidewalk café license for Il Mattone at 413 Greenwich Street, for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 301 Church Street, application for renewal of unenclosed sidewalk café for Bread in Tribeca

WHEREAS: The applicant has applied for an renewal of unenclosed sidewalk cafe license for 11 tables and 23 seats, and

WHEREAS: The applicant agreed to operate the proposed sidewalk café no later than midnight pm on weekdays and 1:00 am on weekends, and

WHEREAS: The applicant agrees to maintain 8 feet of sidewalk clearance, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 approves the application for renewal of an unenclosed sidewalk café license for Bread in Tribeca at 301 Church Street, for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE: 8 In Favor 0 Opposed 0 Abstained 0 Recused
PUBLIC MEMBERS: 4 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: TABLED

RE: Relocation by Department of Transportation of commuter bus parking spaces currently under the FDR Drive to locations along West Street south of Canal Street

WHEREAS: The New York City Economic Development Corporation is planning to construct the East River Esplanade and Piers Project which will include improved open space, public walkways and new commercial space in the current location of commuter bus parking on South Street under the FDR Drive, and

WHEREAS: In order to implement the East River Waterfront Esplanade and Piers project the City is required to relocate approximately 25 commuter buses from under the FDR Drive between Maiden Lane and Wall Street, and

WHEREAS: The Department of Transportation is charged with the task of finding alternative space for commuter bus parking by May 1, 2009, and approached Community Board One on April 15, 2009 with a plan to relocate the commuter bus parking to West Street between Harrison and Canal Streets at the beginning of May, 2009 allowing for no community consultation, and

WHEREAS: Locating the parking of up to 25 buses in this vibrant, mixed-use neighborhood will have negative impacts on the quality of life for both residents and business owners, and

WHEREAS: With the construction of a new waste management facility on West Street and Spring Street in Community Board Two, the neighborhood of Tribeca will already be dealing with sanitation trucks parked along West Street from Canal Street to Houston Street, and

WHEREAS: The Hudson River Park is undergoing major reconstruction and placing a wall of buses along West Street creates a barrier between the community and the open space we have long been waiting for, and

WHEREAS: The impacts of locating the commuter bus parking in this neighborhood will have tremendous adverse consequences for local businesses already struggling to survive in the current economic climate, and

WHEREAS: Community Board #1 was denied an opportunity to participate in the location selection process to ensure that all alternative options were explored, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 strongly opposes this ill-advised plan by the Department of Transportation for commuter bus parking spaces along West Street south of Canal Street to Harrison Street and demands that DOT immediately delay its implementation until DOT assesses all viable alternative locations suggested by CB#1 such as dispersing parking spaces throughout the Community Board One area and looking for other locations such as the parking garage above the Brooklyn Battery tunnel and the area on Battery Place just north of Battery Park, and reports back about them at a public meeting of CB#1.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 29 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Report on update by Port Authority and Silverstein Properties

WHEREAS: CB#1 is very concerned about recent press reports concerning missed milestones, protracted timeline projections, possible changes in the Master Plan, budgetary and financial constraints, replacement of construction companies, and the ongoing negotiations between the Port Authority of New York and New Jersey (PANYNJ) and Silverstein Properties Inc. (SPI) again after the their contract was reworked in 2002 and 2006, and

WHEREAS: PANYNJ released “The World Trade Center Report: A Roadmap Forward” in October 2, 2008 after releasing a June 2008 assessment outlining 15 issues that needed to be resolved, and

WHEREAS: Our community has lived through almost eight years of intense construction due to the September 11, 2001 terrorists attacks, and

WHEREAS: CB#1 wants to reiterate its ongoing concern and reaffirm that the WTC site will be completed in accordance with the PANYNJ’s October 2008 report, including completion of the Memorial plaza at grade in time for the tenth anniversary on September 11, 2011, completion of the Memorial museum and the transportation hub in 2013, and

WHEREAS: The PANYNJ’s October 2008 report did not have target or projected dates for completion of the Performing Arts Center (PAC), 600,000 square feet of retail space or Towers 2, 3, 4 and 5, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 urges that the PANYNJ release an updated June 2009 Annual Assessment of the WTC projects one year after its initial report with updated project milestones and schedule details -- and if there are any changes in the WTC Master Plan, CB#1 would like to be informed immediately.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	29 In Favor	0 Opposed	0 Abstained	0 Recused

RE: WTC East-West Pedestrian Connector

WHEREAS: There are currently two crossings over Route 9A for East-West pedestrian traffic around the World Trade Center (WTC) site, and

WHEREAS: The north crossing is the Vesey Street bridge, which was intended to be temporary and eliminated when the WTC site was to be completed in 2010, and the south crossing is four blocks south at the Liberty Street bridge, and

WHEREAS: There is heavy worker, residential and tourist traffic on both crossings, and

WHEREAS: The Port Authority of New York and New Jersey (PANYNJ) stated that the Liberty Street Bridge crossing Route 9A will be modified a couple of times in the next several years during the construction of the Vehicular Security Center (VSC) – which is bounded by Liberty and Cedar, and Route 9A (West) and Greenwich Streets – and that the first temporary Liberty Street reconfiguration will be in spring 2010 and require pedestrians to walk an additional two blocks south onto Albany Street, and

WHEREAS: There are ongoing discussions about the continuation of the Vesey Street Bridge over Route 9A (West Street), and

WHEREAS: A May 2006 study showed that the at-grade and bridge crossing exceeded 30,000 people in both the morning and again in the afternoon; in addition, when there is a choice to cross at-grade there or via the bridge, pedestrians choose the bridge five to one, and

WHEREAS: Many large heavy trucks and vehicles enter the WTC site through the gate under the Vesey Street bridge to make deliveries for the 1 WTC skyscraper and will continue to for several more years, and

WHEREAS: Brookfield Properties and PANYNJ are currently discussing how the East-West Connector underpass from the WTC Transportation Hub will interface with the Winter Garden, and

WHEREAS: There is already severe traffic congestion in Lower Manhattan and on Route 9A and it will increase in the association with the completion of the Memorial plaza, which is anticipated to open on the tenth anniversary of September 11, 2001, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 urges the PANYNJ to expedite the construction of the WTC East-West pedestrian connector underpass and maintain the Vesey Street Bridge with working elevators, escalators, and lighting unless a safe alternative street-level pedestrian crossing is in place, and

BE IT

FURTHER

RESOLVED

THAT: CB#1 requests that the WTC East-West Pedestrian Connector Underpass connect with Winter Garden so that people will not be exposed to inclement weather by creating a seamless enclosed crossing such as existed before September 11, 2001.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	1 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Empowering Community Education Councils

WHEREAS: Parental engagement is one of the most critical contributors to educational attainment, and

WHEREAS: After New York City's school governance structure was reformed in 2002, the New York State Legislature created Community Education Councils in 2003 to "provide an opportunity for meaningful participation for both parents and the community", 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 the Manhattan Borough President's 2006 survey of CEC members, "Parents Dismissed," 92% of respondents reported not being trained in 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: New York City's parent and school communities need and deserve an empowered voice in the City's school system, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 supports Manhattan Borough President Scott Stringer's proposal to reform and empower Community Education Councils after the 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

BE IT

FURTHER

RESOLVED

THAT: Community Board 1 supports legislation to enact this proposal, sponsored by State Senator Daniel Squadron and Assembly Member Jeffrey Dinowitz, 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, and

BE IT

FURTHER

RESOLVED

THAT: CB1 encourages Manhattan Borough President Stringer to reach out to the other Borough Presidents to request their support for this initiative and urges them to support it.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	1 Abstained	0 Recused
BOARD VOTE:	34 In Favor	4 Opposed	1 Abstained	0 Recused

RE: School governance law and mayoral control

WHEREAS: The law that gives control over the city's public schools to the Mayor of the City of New York is set to expire on June 30 2009, and

WHEREAS: The future of this law will be decided by the New York State Legislature, and

WHEREAS: Our current system of school governance and its structure hinders public involvement in decision making, and

WHEREAS: The current structure does not ensure accountability and transparency with checks and balances at all levels, and

WHEREAS: The central Board of Education was replaced with a Panel for Education Policy that is primarily composed of mayoral appointees, and

WHEREAS: The current structure lacks accountability to the public, through transparency and checks and balances, and

WHEREAS: The current structure also lacks a meaningful mechanism for all stakeholders, from parents and teachers to elected officials and community leaders, to be involved in and influence school affairs, and

WHEREAS: The current structure lacks timely and community friendly zoning arrangements for children entering kindergarten, and

WHEREAS: Dismissal and arrival times are altered with little or no parent consultation or notification, and

WHEREAS: The middle school application/admission process is unnecessarily complex and convoluted causing confusion and hardships for families, and

WHEREAS: This structure also lacks opportunities for public discussion about issues such as school closings, graduation rates, student transportation, school capacity and how to improve student performance and success, and

WHEREAS: In a bid to save an estimated \$12 million a year, the Department of Education conducted a mid-year bus route restructuring in 2007, without parent consultation or involvement, and with many families receiving little or no notice that routes taken by their children would be changed or eliminated, causing disruption and confusion, and

WHEREAS: Comptroller William Thompson made the following comments on our current governance system and structure before the State Assembly Education Committee on February 6: “Failure to involve parents in the education policy process has reinforced a widespread perception that the department is arrogant and out of touch . . . The current administration has sought to avoid debate and public scrutiny, while fundamental decisions regarding reform have been made by executives with no education background,” and

WHEREAS: Education historian Diane Ravitch was also critical of our current system: “Never before in the history of New York City have the Mayor and the Chancellor exercised total, unlimited, unrestricted power over the daily life of the schools. No other school district in the United States is operated in this authoritarian fashion,” she said, and

WHEREAS: Ravitch also cited the federal National Assessment of Educational Progress in her April 9, 2009 NY Times op-ed “Mayor Bloomberg’s Crib Sheet:”

“New York City showed almost no academic improvement between 2003, when the mayor’s reforms were introduced, and 2007. There were no significant gains for New York City’s students — black, Hispanic, white, Asian or lower-income — in fourth-grade reading, eighth-grade reading or eighth-grade mathematics. In fourth-grade math, pupils showed significant gains (although the validity of this is suspect because an unusually large proportion — 25 percent — of students were given extra time and help). The federal test reported no narrowing of the achievement gap between white students and minority students,” and

WHEREAS: Rates of graduation have been artificially inflated under the current school governance, for example: the city counts as graduates the students who dropped out and obtained a graduate equivalency degree; moreover, the city does not include as dropouts any of the students who were “discharged” during their high-school years. Even with inflated data, the graduation rate in NYC is at the same level as in Mississippi. In fact, the NY State’s Department of Education says the city’s graduation rate rose to 52 percent, from 44 percent, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 recommends that the State Legislature include the following modifications to the law:

- The establishment of clear and detailed checks and balances

- The creation of an independent governing body, a majority of whose members are not appointed by the Mayor
- Such a governing body will henceforth appoint as Chancellor only educators with a demonstrated history of educational leadership
- This governing body will hold open/public meetings with sufficient lead time to review decisions before they are made final
- Local school boards composed of parent leaders will have sustained and systematic input into school policy decisions as called for in the legislation sponsored by State Senator Daniel Squadron and Assembly Member Jeffrey Dinowitz, supported by Borough President Scott Stringer and endorsed by the CB1 Youth Committee on April 21, 2009 at the Borough President's request
- The education system will engage a professional, independent auditing agency to evaluate compliance with the law as well as test scores and graduation rates, as independent scrutiny and evaluation are necessary for transparency and needed legitimacy
- The DOE will be subject to financial oversight by the City Council and Comptroller as are other City agencies.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2009

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Parent Commission Recommendations

WHEREAS: Community Board One has passed a resolution expressing our concerns regarding Mayoral control of the New York City school system, and

WHEREAS: Community Board One finds the Parent Commission Recommendations on School Governance to be compatible with the recommendation that we passed and with our opinions regarding governance of the New York City schools, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 endorses the Parent Commission Recommendations on School Governance.