

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	48 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: Reestablishing the walking path between West Thames and Albany Streets

WHEREAS: The New York City Economic Development Corporation (EDC) oversees the project to demolish the Rector Street Pedestrian Overpass and fully restore the public space that was eliminated to build the temporary span; and

WHEREAS: The work is nearly complete with only a few important milestones remaining to return community garden plots, basketball courts, and a wide path back to the Battery Park City Authority (BPCA) and community; and

WHEREAS: West Thames Park is a well-known popular park for residents and visitors to Battery Park City; and

WHEREAS: The Governor of the State of New York and the Mayor of New York City have issued guidance on social distancing to reduce the community spread of COVID-19; and

WHEREAS: The emergency declarations and extreme budget-saving measures by the Mayor put the final construction contracts to restore the walkway that ran adjacent to the Rector Street Bridge in a suspended state; and

WHEREAS: Previously, the wide sidewalk along West Thames Park provided a physical distancing pathway for pedestrians connecting the 9A Promenade from Third Place to Liberty Street and was a particularly accessible path for those with challenged mobility and families with strollers; and

WHEREAS: Mayor DeBlasio has agreed to expand public space adjacent to public parks and other open spaces; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board 1 considers the reopening of the sidewalk between West Thames Street and Albany Street that runs in between the West Thames Park and the residential buildings to be an essential measure to protect the residents, workers and visitors of Battery Park City; and

BE IT  
FURTHER  
RESOLVED

THAT: CB1 urges BPCA, EDC and NYC to at a minimum restore all or part of the sidewalk area to provide a wide through-connection from West Thames to Albany Street that is sufficient for the effective practice of social distancing.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: ENVIRONMENTAL PROTECTION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	46 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Army Corps of Engineers North Atlantic Harbor and Tributaries Study Federal Funding

WHEREAS: On January 24, 2012, Manhattan Community Board 1 (CB1) unanimously passed a resolution to “Request for the Army Corp of Engineers to Expeditiously Conduct a Study about the Feasibility of Installing Storm Surge Barriers to Protect New York City” and “urges that such a study include consideration for environmental and ecological impact of storm surge barriers and whatever other measures the Army Corp might study”; and

WHEREAS: On January 22, 2013, CB1 unanimously passed a resolution supporting the “U.S. Army Corps of Engineers: Funding the Two-Phased Study for Superstorm Sandy” and strongly urged the City of New York and the State of New York to work together to support and put funding in place to initiate this two-phase process as soon as possible; and

WHEREAS: On July 31, 2018, CB1 unanimously passed a resolution “U.S. Army Corps of Engineers New York/New Jersey Harbor & Tributaries Focus Area Feasibility Study” requesting that the USACE “study carefully the degree to which each alternative does or does not address sea level rise as well as the cost of additional interventions that would address sea level rise” and that all considered alternatives seeking federal funding include: 1) Engineering Feasibility, 2) Environmental Accessibility and 3) Economic Justification; and

WHEREAS: On February 21, 2020, the US Army Corps of Engineers (USACE) sent out an email, “POSTPONED - Public Meeting for NYNJHAT Study – February 27, 2020 – Rockaway Park, NY”; and

WHEREAS: The NY & NJ Harbor & Tributaries Focus Area Feasibility Study (NYNJHATS) Study, along with several other nation-wide USACE Coastal Storm Risk Management feasibility studies, did not receive federal appropriation funding as announced in the USACE Fiscal Year 2020 Work Plan. The study’s Tentatively Selected Plan (TSP) milestone and release of the draft Integrated Feasibility Report and Tier 1 Environmental Impact Statement (EIS), originally scheduled for release in late summer 2020, has also been indefinitely postponed. Activities related to the HATS Study are suspended until further notice; and

WHEREAS: As we approach the ninth anniversary of Superstorm Sandy, CB1 is concerned about both the short-term and long-term time frames as Lower Manhattan remains

largely unprotected – and that “mops and buckets” were inadequate for Sandy. We face an increasing potential for suffering extreme weather events, sea level rise and subsequent damage to Lower Manhattan, and low-lying areas across the City; and

WHEREAS: The USACE NYNJHATS Study is the only regional resiliency study for the New York-New Jersey Harbor and Tributaries study area. The study area includes:

- The largest and most densely populated of the 9 high-risk focus areas identified in the North Atlantic Coast Comprehensive Study (NACCS)
- 2,150+ square miles and 900+ miles of affected shoreline
- 25 counties in New York & New Jersey
- Affected population of roughly 16 million people, including New York City and the six most populated cities in New Jersey; now

THEREFORE  
BE IT  
RESOLVED

THAT: CB1 calls on Congressman Jerry Nadler as well as New York State Senators Schumer and Gillibrand to immediately ensure that there is federal funding for the USACE NYNJHATS Study, so that work can resume – and so that the next Step: Release Draft Feasibility Report – Summer 2020, can get back on track; and

BE IT  
FURTHER  
RESOLVED

THAT: CB1 calls on Governor Cuomo, New York State Senator Kavanagh and Assembly Members Niou and Glick to release New York States’ share of matching funds to the USACE, provided that New Jersey joins it, so that the study can continue pending the receipt of federal funds; and

BE IT  
FURTHER  
RESOLVED

THAT: CB1 would like to thank the USACE for their work up to this point and asks that the USACE ensures a holistic solution to protect life, infrastructure and all of the precious heritage sites located in Lower Manhattan, including Liberty Island, Governors Island and Ellis Island while minimizing impacts to, and even possibly, improving the environment; and

BE IT  
FURTHER  
RESOLVED

THAT: CB1 asks that the NYNJHATS Study be reframed with an expanded scope going forward to clearly address sea level rise, coastal storms and environmental impact, and that the study thoroughly evaluate natural and nature based non-structural strategies; and

BE IT  
FURTHER  
RESOLVED

THAT: CB1 believes that equitable and sound resilience solutions require robust community engagement and asks that resources be dedicated to increase public engagement going forward.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: EXECUTIVE

COMMITTEE VOTE:	6 In Favor	0 Opposed	5 Abstained	0 Rescued
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	41 In Favor	3 Opposed	2 Abstained	0 Rescued

RE: Expansion of HRPT Greenway to the West Land of Route 9A

WHEREAS: The outbreak of coronavirus-19 has brought Social Distancing to our daily lives and is proving to be effective in protecting all New Yorkers; and

WHEREAS: All New Yorkers deserve safe open spaces, particularly in such a dense city as ours. Many New Yorkers are deprived of this and even essential works must now rely on walking or cycling. Hudson River Park is a critical component of our open space; and

WHEREAS: Hudson River Park is being used heavily at this time and the location of the Hudson Park Greenway, the most heavily used bikeway in the country, is impeding the ability of cyclists, pedestrians and runners to properly practice social distancing; and

WHEREAS: New York State and City have acted boldly and swiftly to find ways to combat and manage the outbreak of this virus but as the weather improves, we must find additional ways to protect every New Yorker; and

WHEREAS: The Hudson River Park Advisory Council has proposed and endorsed this change; and

WHEREAS: CB 1 members agree that better separation of cyclists, runners and pedestrians along the HRPT Greenway is highly desirable at this time; and

WHEREAS: CB1 debated this issue with many members expressing concerns about the feasibility and implementation of this proposal; and

WHEREAS: Additionally, infrastructure modifications and enforcement must be implemented to make the change in the park safe for everyone. Cross streets must be considered for the length of this change as well as how users will enter and exit the relocated Greenway as well as drivers and vehicles on Route 9A; and

WHEREAS: CB 1 recognizes that New York State law differs from the traffic laws of New York City in terms of how the law treats pedestrians and operators of vehicles that are not characterized as motor vehicles; now

THEREFORE

BE IT

RESOLVED

THAT: Manhattan Community Board 1 supports evaluation of the proposal to temporarily close the western lane of Route 9A to vehicles and use it as the Greenway for Hudson River Park during the Covid-19 emergency. Jersey barriers and cones need to be installed to protect everyone; and

BE IT

FURTHER

RESOLVED

THAT: CB 1 would only support this lane closure for the portion of Route 9A north of Chambers Street. Below Chambers, southbound vehicles need to be able to turn right into Battery Park City; and

BE IT

FURTHER

RESOLVED

THAT: We call on both City and State Departments of Transportation to work together to evaluate this proposal and to work with all local community boards to ensure that all details of safety are discussed and any final design is reviewed.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: LAND USE, ZONING & ECONOMIC DEVELOPMENT

COMMITTEE VOTE:	10 In Favor	0 Opposed	3 Abstained	0 Recused
PUBLIC VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	45 In Favor	0 Opposed	1 Abstained	0 Recused

RE: 100 William Street, Board of Standards and Appeals application for special permit to allow the operation of a physical culture establishment (Orangetheory Gym)

WHEREAS: An application has been filed with the Board of Standards and Appeals (BSA) for the establishment of a new physical culture establishment (PCE), Orangetheory Fitness gym (OTF), on the first floor of the existing 21-story mixed commercial building at 100 William Street; and

WHEREAS: The application seeks to permit the operation of a new 3,661 square foot PCE on the first floor of the building at 100 William Street. The PCE contains a training studio, lobby/reception area, restrooms, and shower rooms; and

WHEREAS: OTF is a franchise that started in Florida and currently has over 500 locations nationwide. OTF is a membership gym focused on group-based personal training led by an instructor. The workout sessions incorporate heart rate monitoring and a variety of equipment; and

WHEREAS: The proposed PCE will operate from 5am to 9pm Monday through Friday and 7am to 5pm on Saturdays and Sundays. The proposed PCE will offer 60-minute classes (8 classes daily on weekdays and 4 classes on weekend days). Peak hours are expected to be between 7am to 9am and 5pm to 8pm on weekdays. The maximum class size is approximately 30 patrons. There are approximately ten total employees with approximately three employees per shift; and

WHEREAS: OTF class instructors lead patrons in performing exercise routines using equipment including: rowing machines, treadmills, dumbbells, TRX (Total Body Resistance Exercise) straps (wall-anchored straps used for suspension training), BOSU balance trainers (inflated exercise balls with a flat side mounted to a plastic disk), ab dolly rollers (small wheeled disks used for abdominal exercises), medicine balls, and foam rollers. Instructors also lead patrons in exercises without equipment such as push-ups or burpees. The PCE contains 15 rowing machines and 15 treadmills, one elliptical trainer and two stationary bikes (as a lower impact alternative to the treadmills), dumbbells ranging in weight from 5 to 65 pounds, 12 TRX strap stations, and a selection of BOSU balance trainers, ab dolly rollers, medicine balls, and foam rollers. OTF patrons are prohibited from dropping weights or throwing medicine balls against the walls of the facility; and

WHEREAS: Sound-attenuating measures in the proposed PCE include an acoustic suspended ceiling and 2 3/4-inch thick rubber flooring in the studio; and

WHEREAS: The eastern side of the PCE abuts the privately-owned public space (POPS) attendant to 100 William Street, but the entirety of the PCE will be contained within the existing commercial space of the building's current footprint. While the PCE will utilize an existing door on eastern portion of the space as an emergency exit, there will be no loss of or direct impact to the POPS space; and

WHEREAS: The space leased by the PCE includes the combination of what was previously two commercial spaces. One of those spaces housed a small business, John Street Florist, which closed shortly before the PCE signed its lease with the owners of 100 William. While the applicant asserted it had no involvement in the relationship between John Street Florist and the owners of 100 William, the Committee expressed concerns over the loss of another beloved neighborhood small business and the trend toward leasings to larger commercial entities; and

WHEREAS: The applicant asserted that, as franchise owners of the OTF brand, they operate as a family-owned business and fully understand the concerns regarding the struggles of small business in New York City. At the Committee's request, the applicant committed to offer special consideration or pricing to small businesses in the area; now

THEREFORE

BE IT

RESOLVED

THAT: Manhattan Community Board 1 does not oppose this application by OTF to the BSA to allow the operation of a PCE at 100 William Street.



COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: LANDMARKS & PRESERVATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	46 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: 74 Leonard Street, application for extension of existing elevator bulkhead to provide 6th floor elevator access

WHEREAS: The applicant wishes to construct a rooftop elevator bulkhead to provide elevator access for the 6th-floor resident; and

WHEREAS: For this purpose, 13 feet of overhead is required; and

WHEREAS: Although the bulkhead would be 11 feet 6 inches from the façade, it would extend 25 feet above the roof surface; and

WHEREAS: Situated as it is in an assemblage of 19<sup>th</sup> Century loft buildings, this bulkhead would be extremely visible and obtrusive from southeast; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 recommends the Landmarks Preservation Commission **rejects** this application.

COMMUNITY BOARD 1 – MANHATTAN  
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DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: LANDMARKS & PRESERVATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	46 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: 75 Broadway, application to install a new east colored glass window on Trinity Church's first floor

WHEREAS: The proposed new east window is intended to convey the mission of Trinity Church and will replace non-decorative glass window; and

WHEREAS: The existing stained-glass window is not original; and

WHEREAS: The new colored glass window is the first comprehensive intervention in over 70 years; and

WHEREAS: The proposed artwork was carefully designed to be in keeping with the building and existing stained-glass motifs throughout Trinity while not detracting or overshadowing either; and

WHEREAS: The saturation of the proposed colored glass window is overpowering the hierarchy of the Church building, surrounding buildings and the street view on Broadway and from Wall Street looking west; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 recommends the Landmarks Preservation Commission approve the proposed work and work with staff to ensure that the window's color pallet does not overpower the views of and around the church.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: LANDMARKS & PRESERVATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	46 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: Fulton/Pearl Street, application for restoration of the Seaport District Memorial light tower aka the Titanic Memorial

WHEREAS: The application is on behalf of the Friends of Titanic Lighthouse Restoration (FOTLR); and

WHEREAS: The memorial light tower is located at the western beginning of Fulton Street’s pedestrian cobblestone at the southern corner of Titanic Park in the South Street Historic District along Water Street; and

WHEREAS: The lighthouse has a modest painted concrete base, a lantern and a metal finial “Time Ball” at the top; and

WHEREAS: The lighthouse no longer functions as a lighthouse; and

WHEREAS: It stood above the East River on the roof of the old Seamen's Church Institute of New York and New Jersey at the corner of South Street and Coenties Slip from 1913 to 1967, and the time ball at the top of the lighthouse would drop down the pole to signal twelve noon to the ships in the harbor; and

WHEREAS: The proposal includes the full restoration of the memorial and the reinstatement of missing decorative iron pieces that have been in storage since the tower’s removal from atop the Seamen's Church Institute’s building; and

WHEREAS: The restoration of the tower should be done in-situ to avoid any pieces to go missing or any controversy about the development of the adjacent Titanic Park by EDC or the Howard Hughes Corporation; and

WHEREAS: Any approvals to relocate the lighthouse either for restoration and/or any other purposes must be requested in a separate public hearing and coordinates guaranteed by the applicants; and

WHEREAS: CB 1 recommends that a paint-analysis be done to ensure original colors are used when the base is repainted; and

WHEREAS: CB 1 recommends that Time Ball be refurbished such that it drops down the pole as it did in the early part of the 20<sup>th</sup> century; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 recommends the Landmarks Preservation Commission approve the proposal to restore the Titanic Memorial lighthouse to its original condition and all work be done in-situ.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: LANDMARKS AND PRESERVATION

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	1 Rescued
PUBLIC VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	44 In Favor	0 Opposed	0 Abstained	1 Rescued

RE: LMCC’s Arts Center at Governors Island, application to install multiple signage types on the building’s east and south facades

WHEREAS: The building is a neo-classical style storehouse type building constructed in 1870 with a triangular pediment above the entablature, supported by engaged columns; and

WHEREAS: The signage proposal includes surface plaque, neon, painted style applied signage and stand-alone banners on the east and south Facades; and

WHEREAS: The plaque signage is proposed on the south façade by an entrance doorway to identify the building address, tenant and LMCC logo and is appropriate; and

WHEREAS: The corner neon signage is jarring, not like any signage found in the nineteenth century and not historically appropriate; and

WHEREAS: The painted style applied signage is applied directly on the east side’s pediment (approximately seven foot tall letters) and the south façade above the entrance doorway (approximately four foot tall letters) to identify the building as part of the “Arts Center” campus; and

WHEREAS: The temporary banners are appropriately sized and should not disrupt any tree root systems or be attached to the building in any way; and

WHEREAS: The signage proposal does not adversely affect the Governors Island signage master plan hierarchy except for the neon corner signage; and

WHEREAS: Despite the robust signage proposal, it does not overwhelm the façade taking attention away from the building’s original classic form; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board 1 recommends approval of the proposed signage proposal except the neon and respectfully requests that Landmarks Preservation Commission work with the applicant on eliminating the neon signage from the proposal.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: LANDMARKS & PRESERVATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	1 Rescued
PUBLIC VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	29 In Favor	5 Opposed	12 Abstained	0 Rescued

RE: 15 Beekman Street/aka 126-132 Nassau Street, neighborhood request for landmark status

WHEREAS: A groundswell of community support exists and has existed since 2002 to designate 15 Beekman Street a New York City landmark; and

WHEREAS: It is an early and rare surviving tall office building – an example of originating “skyscraper” architecture – designed by McKim Mead and White, one of the five or six most important New York City design firms; and

WHEREAS: McKim Mead and White designed relatively few tall office buildings, and that 15 Beekman Street, built in 1893, has survived with much of its historic features intact is astounding; and

WHEREAS: It faces imminent destruction, as developer SL Green and Pace University intend to tear it down and replace it with a banal tower; and

WHEREAS: 15 Beekman Street is proximate to other New York City landmarks and to the National Register Fulton-Nassau Historic District; and

WHEREAS: The structure was identified as worthy of preservation in a comprehensive area survey after 9/11; and

WHEREAS: It is beside the point that it would be replaced by one more husky hi-rise and, based on published sketches, a not very good one; 15 Beekman is of major significance in typology, architecture, and provenance; and

WHEREAS: If it is not calendared for consideration as a New York City landmark, then the real reason it is not should be stated as such, unmasked from the stalking horse that 15 Beekman does not meet the criteria for historic value; now

THEREFORE  
BE IT  
RESOLVED

THAT: CB 1 urges the Landmarks Preservation Commission to immediately calendar 15 Beekman Street for consideration as a designated New York City landmark.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: LICENSING AND PERMITS

COMMITTEE VOTE:	5 In Favor	0 Opposed	5 Abstained	0 Rescued
PUBLIC VOTE:	0 In Favor	0 Opposed	2 Abstained	0 Rescued
BOARD VOTE:	33 In Favor	5 Opposed	9 Abstained	0 Rescued

RE: 250 Vesey Street, Store 202, application for liquor license for Saks & Company, LLC

WHEREAS: The applicant, Saks & Company, LLC is applying for an on-premise tavern liquor license for York Factory; and

WHEREAS: The establishment is a cafe and tavern serving food and alcoholic beverages and is open to the general public; and

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

WHEREAS: The applicant has represented that there are three or more establishments with on premises liquor licenses within 500 feet of this establishment; and

WHEREAS: The establishment is a 12,000 square foot tavern with a public assembly capacity of 255, and a 11,500 square foot dining area with 18 tables and 36 seats, and a 250 square foot bar area with 3 tables and 27 seats, and a 250 square foot kitchen area, and one 20’x16’ rectangular stand-up bar and food counters; and

WHEREAS: The applicant has represented that the establishment was formerly a Saks men’s store and is no longer used as a retail space, and has now become an amenity for tenants and employees of the building to use for corporate events, seminars, business meetings and the like; and

WHEREAS: The applicant has represented that the premises will be a tavern operation with an oasis and elegant feel, where tenants of the building and their employees are able to have alcoholic drinks and socialize, as well as the general public; and

WHEREAS: The tenants and public have the ability to rent out the space and hold private events; and

- WHEREAS: The applicant has represented that the space is located on the second floor of the former Saks space and is a single-floor establishment, and that patrons will not have access to any unlicensed outdoor areas of the building; and
- WHEREAS: No alcoholic beverages may be brought into the café which shall be located as Space 202, and no alcoholic beverages may be taken out of the establishment into other areas of the premises; and
- WHEREAS: The hours of operation will be from 7AM to 9PM Monday through Thursday, 10AM to 10PM on the weekends, and food service hours will be the same as the hours of operation, and bar service hours will be from 2PM to 9PM Sunday through Thursday, and 12PM to 10PM Friday and Saturday; and
- WHEREAS: Closing hours for private events will be 12AM, and no alcoholic beverages will be served before 8AM; and
- WHEREAS: The applicant has represented that there will be recorded background music, live music, DJs, no non-musical entertainment, and no dancing during tavern hours; and
- WHEREAS: Music will play during a private event, primarily in the form of recorded background music and there may be live music such as a DJ or live band; and
- WHEREAS: The applicant has agreed to abide by the CB1 definition of background music, such that no sound from events, performances or music will be heard outside the premises or by neighbors; and
- WHEREAS: The applicant has agreed to have no more than three private events per month, and that they will appear before the Committee after one year of operation if they intend to hold more than the allowed amount; and
- WHEREAS: The applicant explained that if an entity rents out the tavern space to hold an event, the maximum occupancy for that event is 255 persons, including staff; and
- WHEREAS: A member of the Committee expressed concern that an occupancy of that number would anticipate heightened traffic congestion from customers using personal and for-hire vehicles departing from an event, given consideration to the high traffic volume along Liberty Street; and
- WHEREAS: The member inquired whether a traffic study has been conducted to evaluate the potential impact an increase in use of personal or for-hire vehicles would have on the surrounding area, or if the applicant has executed a plan to manage traffic control; and



WHEREAS: The applicant responded that no traffic study has been done, and reaffirmed that the purpose of the event space would be for entities who already live in the building; and

WHEREAS: The applicant has represented that the building has 24/7 security, security cameras are utilized throughout the entire premises, and there is typical asset protection for retail establishments in addition to providing additional security for private events as needed; and

WHEREAS: The applicant does not intend to employ bicycle delivery personnel; and

WHEREAS: The establishment will not operate as a restaurant as defined by the ABC Law and instead incorporate a food service component, and therefore will use a kitchen that is not in full service for preparing foods; and

WHEREAS: The applicant does not intend to apply for a sidewalk cafe; and

WHEREAS: The applicant has signed and notarized a stipulations sheet; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 opposes the granting of a liquor license to Saks & Company, LLC d/b/a York Factory at 250 Vesey Street, Store 202 unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: LICENSING AND PERMITS

COMMITTEE VOTE:	9 In Favor	0 Opposed	1 Abstained	0 Rescued
PUBLIC VOTE:	1 In Favor	0 Opposed	1 Abstained	0 Rescued
BOARD VOTE:	48 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: 102 Greenwich Street, application for liquor license for Fathelbab, Inc.

WHEREAS: The applicant, Fathelbab, Inc. is applying for an on-premise liquor license for TBD; and

WHEREAS: The establishment is a 24/7 restaurant and diner; and

WHEREAS: The applicant had previously appeared before the Committee in April 2020, although were asked to come back after they had expressed that there were clerical errors in the information they had presented at the first meeting; and

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

WHEREAS: The applicant has represented that there are three or more establishments with on premises liquor licenses within 500 feet of this establishment; and

WHEREAS: The establishment is an approximately 3,000 square foot restaurant diner with a public assembly capacity of 114, and a dining area with 23 tables and 105 seats, and there will be no bar area but instead a service room where alcoholic beverages will be made; and

WHEREAS: The applicant re-appeared before the Committee to propose and amend the following stipulations:  
From no use of TV monitors to use of TV monitors  
Including bicycle deliveries to the establishment's method of operation

WHEREAS: The applicant has agreed to hours for truck deliveries from 8PM to 2PM throughout the week, and outgoing bicycle deliveries from 10AM to 10PM, and will be entered as a stipulation for further review in the future as recommended by the Committee; and

WHEREAS: The applicant has also agreed that there will be no more than 5 bicycles chained outside the premises away from pedestrians during delivery hours, and bicycles

will be stored in the restaurant's basement by 11PM when bike delivery hours are not in session, and bicycle activity is not permitted after 11PM to prevent quality of life issues from arising; and

WHEREAS: The basement will not be used for purposes other than storage; and

WHEREAS: The hours of operation will be 24 hours all days of the week, and food service hours will be the same as the hours of operation, and bar service hours will end at 12AM Monday through Friday and 1AM Saturday and Sunday; and

WHEREAS: The applicant has represented that there will be recorded background music, no live music, DJs, no non-musical entertainment, and no dancing; and

WHEREAS: The applicant has agreed to abide by the CB1 definition of background music, such that no sound from events, performances or music will be heard outside the premises or by neighbors; and

WHEREAS: A member of the Committee who is a neighbor of the area pointed out that a DOB permit filed under the application and provided on the establishment's storefront posting states the use of the premises as a "retail space" rather than a diner, and expressed concern as to whether or not the permit was filed inaccurately; and

WHEREAS: Based on the Certificate of Occupancy provided during the meeting, the list of uses of the premises include stores, kitchen, storage, restaurant, and factory; and

WHEREAS: The Committee in resolution is approving the liquor license under the conditions that the establishment is operating as a restaurant diner under the auspices of building use as a diner; and

WHEREAS: The applicant has represented that the landlord of the premises is The Kings College, which is in support of the liquor license application; and

WHEREAS: The applicant does not intend to apply for a sidewalk cafe; and

WHEREAS: The applicant has signed and notarized a stipulations sheet; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 opposes the granting of a liquor license to Fathelbab, Inc. d/b/a TBD at 102 Greenwich Street unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: QUALITY OF LIFE & DELIVERY SERVICES

COMMITTEE VOTE:	7 In Favor	2 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	42 In Favor	4 Opposed	0 Abstained	0 Rescued

RE: COVID-19 Testing Sites in Lower Manhattan

WHEREAS: During one of the Mayor’s many daily briefings, he informed the city residents about the new testing sites to be opened in each borough. Two sites will be located in upper Manhattan, which is understood to reflect the disproportionate amount of people being infected in communities of color; and

WHEREAS: The streets of Lower Manhattan are some of the narrowest in the city where the commercial and residential densities the highest in the United States of America; and

WHEREAS: As our region begins to open we will begin to have more people returning to work and a larger number of people on the streets; and

WHEREAS: The reopening of our economy will require confidence and caution, which means that COVID-19 infection tests and antibody tests should be widely available; and

WHEREAS: There are no public testing sites and very few private testing sites in Lower Manhattan to provide what be a necessary service to prevent a second wave of infection after shelter-in-place orders are partially or fully rescinded; and

WHEREAS: The barrier to testing should be low and those seeking to verify their present or past symptoms must not be expected to pay out of pocket; now

THEREFORE

BE IT

RESOLVED

THAT: CB 1 calls for a public testing site for Lower Manhattan that gives residents and workers a local and low barrier way to ascertain whether they have COVID-19 and are a danger to family and coworkers; and

BE IT

FURTHER

RESOLVED

THAT: There should be no out-of-pocket cost for any person to receive these tests as they are ultimately performing a public service to the rest of the communi

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: QUALITY OF LIFE & DELIVERY SERVICES

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	46 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: Proposed New York City Department of Health and Mental Hygiene Rule to Require Certain Buildings To Install and Utilize Waste Containerization Systems

WHEREAS: When large, new buildings are designed, there currently is no requirement that such buildings consider waste management planning and incorporate measures for managing the substantial amount of refuse and recyclables generated by residents of such buildings; and

WHEREAS: Curbside placement of piled bags of refuse generated at such buildings for collection by the Department of Sanitation (“DSNY”), given their large size, results in mountains of black bags placed along the curb on the sidewalks, not only obstructing pedestrian flow, but also impacting the quality of life of the surrounding area, especially in the summer months and after delayed collection during the winter months due to snow; and

WHEREAS: These bags are also a huge food source for rats, which are a huge detractor for quality of life as well as a vector for disease and are responsible for outbreaks of diseases such as Leptospirosis; and

WHEREAS: Pursuant to Local Law 56 for the Year 1967, Local Law 11 for the Year 1971, and Chapter 907 of the Laws of 1985, DSNY, the Department of Health and Mental Hygiene (“DOHMH”), and the Department of Housing Preservation and Development (“HPD”) must jointly approve via rule (“Tripartite General Orders”) any new specifications for waste management systems in dwellings; and

WHEREAS: This jointly drafted proposed rule would amend the existing Tripartite General Orders by requiring owners and/or managing agents of certain new residential multiple dwellings, including commercial buildings that are turned into residential buildings, to install a waste containerization system to manage waste generated at such building unless DSNY determines that collection service through this system is not feasible; and

WHEREAS: Specifically, this proposed rule would require the installation of a waste containerization system in any new multiple dwelling building that contains 300 or more dwelling units; or any commercial building that is altered, enlarged or otherwise modified from its original physical design in order to be newly classified by the New York City Department of Buildings (“DOB”) as a multiple dwelling building that contains 300 or more dwelling units; or any commercial building having 50 percent or more of its floor area renovated in order to be classified by DOB as a multiple dwelling building that contains 300 or more dwelling units; now

THEREFORE  
BE IT  
RESOLVED

THAT: Manhattan Community Board 1 (CB 1) applauds this jointly drafted proposed rule as our district is popular destination for development interest of new large residential buildings conversions of large commercial buildings into residential buildings; and

BE IT  
FURTHER  
RESOLVED

THAT: CB 1 urges the agencies bound by the Tripartite General Orders to modify the unit threshold to invoke this rule from 300 units to 100 units, which will ensure that more new residential units will not contribute to the legion sidewalk waste issues that currently plague our district.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: TRANSPORTATION & STREET ACTIVITY PERMITS

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	45 In Favor	1 Opposed	0 Abstained	0 Rescued

RE: Social distancing on the streets of CB1

WHEREAS: New York City is the American epicenter of the world-wide COVID-19 pandemic that is causing death and illness at a scale not seen in over a century; and

WHEREAS: Both Governor Cuomo’s “New York State on PAUSE” executive order and his “Matilda’s Law” to protect elders require that people maintain six feet of social distancing from others to prevent the spread of COVID-19; and

WHEREAS: Social distancing (six feet from others) is expected to be required in New York until at least 70% of the population has antibodies to COVID-19, which makes it essential that this requirement of reopening our businesses and schools is possible in CB1; and

WHEREAS: Many sidewalks in Lower Manhattan are too narrow to allow six feet of social distancing between individuals; and

WHEREAS: Restaurants will find it difficult to reopen and be financially viable with a social distancing requirement unless outdoor café seating and space for lines that allow pick-up orders can be accommodated on sidewalks; and

WHEREAS: Small businesses, government buildings and others will depend on pedestrian space that will allow people to reach them and to wait as needed for entry; and

WHEREAS: Workers and residents need to be able to safely walk and bicycle around our district, a demand that will increase as re-opening occurs; and

WHEREAS: Subway entries, bus stops and all other transit access points are agreed to be important locations to protect with enough space to prevent crowding; and

WHEREAS: School reopening will require adequate streetscape space that will need to be accommodated; and

WHEREAS: Privately owned public spaces (POPS) are important locations for passive recreation in Lower Manhattan, which is generally starved for public space; and

WHEREAS: Community Boards are important partners in both the prevention and resolution of quality of life issues and require early notice for changes to effectively work with our community; now

THEREFORE  
BE IT  
RESOLVED

THAT: The DOT is urged to involve CB1 in the approval process for all Open Street applications or any other change in sidewalk, curb and/or street design or function in our district; and

BE IT  
FURTHER  
RESOLVED

THAT: The DOT is urged to inform CB1 regarding the development or changes in any guidelines, policies and/or rules regarding sidewalk, curb and/or street use, repair or management that could affect physical distancing by pedestrians and cyclists in our district; and

BE IT  
FURTHER  
RESOLVED

THAT: CB 1 believes that vehicular rights of way that are critical to the northward, southward, eastward or westward travel of vehicles should be avoided as should any arterials, truck routes, or mass transit bus routes unless specifically stated otherwise; and

BE IT  
FURTHER  
RESOLVED

THAT: Roadways along POPS and connecting open areas should be given priority for the creation of social distancing to accommodate the existing demand and anticipated need for space to safely move around; and

BE IT  
FURTHER  
RESOLVED

THAT: CB 1 requests that the DOT actively look for opportunities to implement social distancing within the Financial District, specifically in the area east of Broadway, south of Fulton Street and west of Water Street with priority given to the streets and corridors with the narrowest sidewalks.



COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: WATERFRONT, PARKS & CULTURAL

COMMITTEE VOTE:	8 In Favor	1 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	43 In Favor	1 Opposed	1 Abstained	0 Recused

RE: Proposed Relocation of Charging Bull statue from Bowling Green to Broad St north of Exchange Place

WHEREAS: The Department of Transportation (DOT) has prepared a proposal on behalf of the City of New York to relocate the Charging Bull statue from Bowling Green to Broad Street north of Exchange Place (within the current New York Stock Exchange (NYSE) security zone); and

WHEREAS: The iconic bronze Charging Bull statue was created by artist Arturo Di Modica in 1989 and installed near the NYSE but was quickly relocated to Bowling Green since the artist did not have approval to site the statue at the NYSE; and

WHEREAS: Since 1989, Charging Bull has become a major attraction and is an iconic symbol of the Financial District; and

WHEREAS: The City cited two major concerns as their reasons for relocating the Charging Bull – safety and security; and

WHEREAS: There were two separate terrorist attacks involving vehicles in Manhattan 2017, including along West Street in CB1. At the time the City established a working group among various agencies to review vulnerable areas and develop solutions to better protect New Yorkers and visitors; and

WHEREAS: The existing location of the statue is on a narrow stretch of north Bowling Green park. The City attempted to install security infrastructure to contain visitors but found that people still spilled out into Broadway and Whitehall Streets as they queued for the statue. DOT noted that even with security infrastructure, visitors often stand in the street and sit on the barriers, creating serious pedestrian safety issues and overwhelming the space; and

WHEREAS: NYPD Counterterrorism division has recommended that the statue be relocated from Bowling Green to a more suitable and secure location. Finding a new proposed location involved several different agencies, including NYPD, DOT, FDNY, NYC Department of Environmental Protection in order to account for emergency service requirements, pedestrian access and flow, and potential underground conflicts with water, subway and utility networks; and

WHEREAS: The proposed new location is the west side of Broad Street north of Exchange Place and south of the existing security fence at the NYSE, diagonally across the street from where the Fearless Girl statue currently stands; and

WHEREAS: Manhattan Community Board 1 (CB1) has received significant feedback from constituents opposing the relocation of the Charging Bull statue for various reasons, including from many residents of Broad Street who are highly concerned about negative impacts they would experience if the statue was moved to the proposed location; and

WHEREAS: The City also acknowledged that they did not notify or seek the input of local residents on Broad Street during this process; and

WHEREAS: Artist Arturo DiModica and the Bowling Green Association also have strongly objected to the proposed relocation and have questioned its legality; and

WHEREAS: DOT has stated that they plan to bring this proposal to the Public Design Commission (PDC) on June 15 for their review and approval; now

THEREFORE  
BE IT  
RESOLVED

THAT: CB1 opposes the proposal to relocate the Charging Bull Statue from its current location at Bowling Green to Broad Street north of Exchange Place; and

BE IT  
FURTHER  
RESOLVED

THAT: The priority of CB1 is to find a solution that addresses the safety issues while allowing the statue to remain at Bowling Green or nearby, possibly in the larger and wider southern end of Bowling Green plaza. If that is not possible, CB1 requests that DOT return to CB1 with more information on sites that were studied for potential relocation and why those options were ultimately ruled out and continue a dialogue with the community and CB 1 to resolve this matter.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: WATERFRONT, PARKS & CULTURAL

COMMITTEE VOTE:	8 In Favor	1 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	44 In Favor	1 Opposed	0 Abstained	0 Recused

RE: Face Masks in Parks and Open Spaces

WHEREAS: The COVID-19 pandemic continues to be a major health threat to NYC residents and we have been asked by State, City and Federal officials to maintain social distancing and to wear a face mask when coming in closer contact with others when outside; and

WHEREAS: During this very difficult period when people still must largely remain at home, many people do try to go to our local parks, esplanades and other public spaces to get fresh air, exercise or relieve their stress; and

WHEREAS: More and more people are visiting our local parks now that Spring and milder weather is here but since CB1 does not have a large amount of open space in much of our district, we see many of these parks and open spaces getting increasingly crowded creating potential health issues; and

WHEREAS: It is also clear that many people visiting our parks are not wearing face masks potentially exposing others to the virus; and

WHEREAS: The Hudson River Park Trust Advisory Council adopted a resolution earlier this month urging that masks be required for all park visitors and further recommended that the State create more separation between cyclists and other HRP users; now

THEREFORE  
BE IT  
RESOLVED

THAT: CB1 urges the HRPT and the City and State to encourage the wearing of face masks in all parks and open spaces in Lower Manhattan and throughout the City; and

BE IT  
FURTHER  
RESOLVED

THAT The CB would like to see officials take steps to make masks more available and to encourage the use of face masks in Hudson River Park and in other park spaces, particularly those that draw large crowds.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: YOUTH AND EDUCATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	41 In Favor	1 Opposed	0 Abstained	0 Rescued

RE: Funding for middle school after school programs, a critical equity issue

WHEREAS: New York City’s free after school programs for middle school students is a model for the entire country, providing every middle school student the opportunity to attend free after school programs comprising sports, arts cultural activities that include theatre productions and S.T.E.M. programs; and

WHEREAS: Funding free and robust after school programs for middle school students is a critical equity issue, particularly for working families and our most vulnerable students who rely on these programs; and

WHEREAS: We congratulate the NYC Department of Youth and Community Development (DYCD) for continuing to engage thousands of middle school children in School’s Out New York City (SONYC) programs since schools closed in March 2020 in response to the COVID-19 pandemic; and

WHEREAS: DYCD has announced that it will not reimburse any expenses incurred in July and August of 2020 for its SONYC middle school program providers, which could require laying off site directors and administrators who have planned and operated these programs for many years; and

WHEREAS: It is not possible to begin an after school program in early September absent critical planning, hiring and scheduling that must take place in July and August, including:

- a. The process of hiring part-time instructors requires advertising, interviewing, fingerprinting and securing background checks, securing health checks by physicians, securing clearances from NY State, NYC Department of Education and NYC Department of Health and Mental Hygiene, will be time-consuming and must begin during these summer months for hundreds of new employees;
- b. Setting schedules for the school year for teachers and instructors;
- c. Executing agreements and setting schedules for subcontractors with specialized teaching skills and expertise; and

WHEREAS: SONYC middle school program providers do not have the financial depth to absorb all of the necessary personnel and ancillary expenses required in July and August in preparation for programs that begin in September, nor do they have the ability to prepare programs without employing staff to conduct planning and hiring; and

WHEREAS: Middle school programs typically employ many part-time workers at a low-cost reimbursement rate, and most do not qualify for the Federal Payroll Protection Program because they have more than 500 workers; and

WHEREAS: While we understand the necessity of budget cuts at this time of reduced revenues and uncertain assistance from State and Federal sources, percentage-based budget cuts over the entire 12 months of the current SONYC contracts would enable providers to plan, execute and sustain programs for the duration of the school year; now

THEREFORE

BE IT

RESOLVED

THAT:

Community Board One and Two urge the Department of Youth and Community Development to reimburse SONYC expenses for July and August 2020 to ensure that middle school after school providers are able to deliver robust, engaging and safe programs for the start of the 2020-2021 school year, particularly for working families and our most vulnerable students, who rely on free high quality afterschool programs.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: YOUTH AND EDUCATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	40 In Favor	1 Opposed	0 Abstained	1 Rescued

RE: Elementary School and Childcare Resources

WHEREAS: In New York City, we are fortunate to have an infrastructure of childcare and after school services that ensure children are well rounded with extra-curricular programming. We have many diverse after school programs that engage children, tweens, and teens while their parents work; and

WHEREAS: Many activities included in after-school programming are not present in the regular school day. Sports, theatre, film, hobbies, even science and music are often part of the after school curriculum. Physical activity is the bedrock of after school and studies have shown sports to not only model working together as a team, but also support mental health; and

WHEREAS: When schools are closed, after school programs supply needed childcare. Programs during half days, school vacations and summertime allow parents to continue working; and

WHEREAS: After school programs follow two basic nonprofit models. They are either funded by parents commonly referred to as earned income, or through city and state resources. Whether they take place in public school buildings or local community centers or even storefronts, this network of programs are critical in supporting children and their families; and

WHEREAS: In a survey conducted in April by Manhattan Youth, over 35% of its respondents said they would have child care issues for April, May and June. If we add to this the large number of parents who responded that they had lost their jobs, we can safely conclude that a return to a vibrant labor force and economy is dependent on child care and after school programming. This is especially important for essential workers; and

WHEREAS: The pandemic has shuttered all programs through the summer and into the fall, placing them in financial crisis; now

THEREFORE  
BE IT  
RESOLVED

THAT: We call upon the federal government to provide assistance to nonprofits with more than 500 employees. Agencies employ many part time workers, and are disqualified due to the 500 employee cap. We call upon our senators to increase the allowable limit to a 1000 full time employees in the Federal SBA PPP loans that are part of the Covid relief package; and

BE IT  
FURTHER  
RESOLVED

THAT: We implore the NYC Department of Health and the NYC Department of Education to convene providers, community boards and community school entities to plan the opening (whenever that is) and not just dictate regulations.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	42 In Favor	1 Opposed	0 Abstained	0 Rescued

RE: Proposed legislation on H.R. 6563 (116) bill to create \$2 billion fund for providing remote learning resources

WHEREAS: This legislation is in support for the Emergency Educational Connections Act of 2020 H.R. 6563 (116) introduced by Rep. Grace Meng (D-N.Y.) as part of a fourth coronavirus relief package; and

WHEREAS: After two months of remote learning in New York City, and projections of continued remote learning in the fall, a vast number of NYC students still don't have access to necessary equipment including laptops, tablets, and/or wifi; and

WHEREAS: The DOE supplied many students with iPads but iPads have no keyboard and therefore are not appropriate for learning for all age groups; and

WHEREAS: Households are sharing one device between multiple students; households have slow or unreliable wifi networks; households still have no devices available to connect to their classes; and

WHEREAS: With this technology gap in our NYC schools, it is only perpetuating the inequality in the country's largest public school system and children are being left out of the continued learning during the pandemic; and

WHEREAS: Decisions made by the DOE and individual schools about best learning practices have had to be modified to accommodate for the technological inequities within households across the city, which will then serve to negatively affect the potential quality of overall learning city-wide. This could have implications in terms of not only college preparedness but with consistency in our students' learning levels against schools across the country; and

WHEREAS: The bill would create a special \$2 billion Emergency Connectivity Fund administered through the Federal Communications Commission's E-rate Program for schools and libraries to support remote learning; and

WHEREAS: The funds would be used to purchase wi-fi hotspots, modems, routers and internet-connected devices for use by students, staff, or patrons; now



THEREFORE

BE IT

RESOLVED

THAT:

In addition to supporting this legislation, Community Board 1 urges that the NYC Department of Education also commit to performing outreach to teachers and principals as to which technology will provide the best support for the best practices they have identified through both their direct experience with remote learning and through the feedback from parents and students, prior to the purchase and distribution of technology, as well as provide technological support to all teachers and principals who need it so that they have a command of all of the technology prior to the start of the 2020/2021 school year.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2020

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	42 In Favor	1 Opposed	0 Abstained	0 Rescued

RE: Policy and resources to implement remote/hybrid learning 3.0 and opposition to in-school budget cuts

WHEREAS: After three months of remote learning, rolled out in only one week, the Department of Education (DOE) has the opportunity to improve, enhance and clarify remote learning as it prepares to return to school for Fall 2020, either fully or using a hybrid model in which schools accommodate both live and remote instruction; and

WHEREAS: Remote learning has illuminated and exacerbated the vast inequities in our educational system and the need for investment in public education, resulting from the (a) digital divide, (b) variability of remote learning in terms of delivery, content, and depth, (c) delivery of academic support and (d) varying levels of home resources to support students; and

WHEREAS: While remote learning at home cannot recreate a traditional in-school environment with full-time, focused attention on students from trained educators nor virtually replicate the importance of human connection, more synchronous and small group instruction combined with vibrant after school programming can provide critical connections for students who miss socializing with their friends and their teachers; and

WHEREAS: Based on more than 200 questions submitted prior to and during our committee meeting, parent priorities for Fall 2020 are the:

- Safe return to school for students, teachers and staff;
- Addition of more live/synchronous instruction, small group instruction, and pre-recorded classes;
- More uniformity of instruction within schools, within grades and across schools;
- Additional academic support; and

WHEREAS: In terms of academic support, parents would like more:

- Teacher check-ins and mandatory office hours, versus optional check-ins, particularly for middle and high school students who may feel intimidated asking for help;

- b. Less reliance on delivery of content through written material and the addition of a mix of visual, auditory, and kinesthetic delivery to reach all types of learners, particularly important for students with dyslexia and ADHD;
- c. More executive functioning support for students;
- d. Coaching for parents on how to navigate teaching at home; and

WHEREAS: The DOE's plan for a safe return to school<sup>1</sup> must incorporate a hybrid model for instruction — with both remote and in-person instruction — and funding for:

- a. Bold strategies to reduce the digital divide and move toward universal access to technology and broadband;
- b. Teacher training and time for school planning;
- c. Technology training and support for teachers and students;
- d. Academic intervention to remediate students who have fallen behind, particularly students with disabilities, English language learners and students living in transitional housing;
- e. Social-emotional and trauma support for all students and educators to manage the collective trauma caused by the pandemic;
- f. Resources to implement social distancing, cleaning, and other safety measures; and

WHEREAS: We remain deeply concerned that cuts to in-school budgets today will lead to greater, more urgent funding needs down the road because the current needs resulting from the pandemic will go unaddressed and the adverse impact on both academic and social emotional learning will be compounded over time; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Boards One and Two urge the NYC Department of Education to solicit and incorporate feedback, beyond its online survey, from administrators, teachers, community boards, community education councils and after school providers on the safe reopening of schools and delivery of education;

- 1. Urges the DOE to release its policy for remote learning, as soon as possible;
- 2. Insists that the DOE implement bold strategies to reduce the digital divide including:
  - a. Ensuring that every student has a remote learning device, including providing laptops with keyboards for middle and high school students;
  - b. Providing access to high speed broadband, particularly in low income communities and for students living in transitional housing;

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<sup>1</sup> The DOE's policy for the delivery of remote learning and parameters for a safe return to school should take into account guidelines by the U.S. Center for Disease Control and Prevention's [Guidance for Childcare, Schools & Youth Sports/Childcare](#), (May 19, 2020); the American Federation of Teachers' [Plan to Safely Reopen America's Schools and Communities](#), (April 28, 2020); and, New York State's [Guide to Reopening New York and Building Back](#) (May 5, 2020.)

- c. Requiring that plans to reduce the digital divide drive purchasing decisions and not the other way around<sup>2</sup>;
    - d. Partnering with private sector companies, internet providers and foundations; and
  3. Recommends that the DOE develop a plan for returning to school in Fall 2020, either fully or via a hybrid model, and provide:
    - a. Clear parameters for more live or synchronous instruction and prerecorded classes, more small group instruction, and increased feedback between students and teachers;
    - b. Teacher training, technology and time for schools to implement these policies and to increase uniformity of instruction within schools, within grades and across schools;
    - c. Guidelines for delivery of content beyond written material, executive functioning support, and academic intervention and remediation, including best practices for teaching literacy remotely;
    - d. In-school resources to address the significant social emotional and trauma needs of students and educators during this pandemic, including at least one social worker for every 100 students;<sup>3</sup>
    - e. Resources to implement social distancing, cleaning and other safety measures; and
  4. Implores our elected officials to aggressively seek additional funding for our public schools and to limit in-school budget cuts, urging our:
    - a. Mayor and the Chancellor to (i) not cut Fair Student Funding<sup>4</sup>, (ii) critically evaluate all contracts for necessity and value and apportion greater cuts to contracts; and (iii) review the central DOE budget to identify spending that can be reduced or eliminated<sup>5</sup>;
    - b. Governor and State legislature to (i) protect education funding from future cuts, (ii) fully fund Foundation Aid, (iii) fund revenue bills and (iv) provide additional funding for schools that serve students who are living in transitional housing or classified as high poverty, students with disabilities and English language learners; and,
    - c. Congressional delegates and US Senators to provide additional stimulus funding to be disbursed directly to the school districts, including support for H.R. 6563, the Emergency Educational Connections Act of 2020.

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<sup>2</sup> See coverage of the NYC DOE's decision to purchase 300,000 iPads this spring in the [New York Post](#) and [The City](#).

<sup>3</sup> Borough President Gale Brewer continues to [recommend one in-school social worker for every 100 students](#) and a lower ratio of social workers to students for more vulnerable student populations; and, in April, 2019, CB 2 unanimously passed a [Resolution To Implement a Mental Health Curriculum Across NYC Schools and Provide Each NYC School a Full-Time Social Worker](#), pages 23-24.

<sup>4</sup> In January 2020, CB 2 unanimously passed a [Resolution in Support of Fully Funding Foundation Aid](#), page 17.

<sup>5</sup> A May 12, 2020, [Gotham Gazette](#) op-ed outlines several cuts that would not impact in-school budgets, recommended by [34 NY Council Members](#), [Comptroller Scott Stringer](#) and [Class Size Matters](#).