

COMMUNITY BOARD 1 – MANHATTAN
RESOLUTION

DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: BATTERY PARK CITY

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

RE: Bathrooms in Wagner Park

WHEREAS: Parks are more important than ever as a place to social distance and escape from one's home during the COVID-19 pandemic; and

WHEREAS: New York City Parks bathrooms are generally available when the parks that contain them are open, usually from morning until dusk; and

WHEREAS: The bathrooms at Wagner Park in Battery Park City are only open for limited hours from 8:00am to 3:30pm; and

WHEREAS: The restaurant in Wagner Park is currently open until 8:00pm with longer hours than the bathrooms, creating a lack of sanitary services precisely when patrons need them the most; and

WHEREAS: In the absence of sanitary services, many patrons opt to relieve themselves in the vicinity of the restaurant in the park and surrounding neighborhood; now

THEREFORE

BE IT

RESOLVED

THAT: Manhattan Community Board 1 (CB 1) requests that the Wager Park Bathroom hours match the operating hours of the restaurant; and

BE IT

FURTHER

RESOLVED

THAT: CB 1 suggests that the management of the restaurant could direct some staff time towards the operation of the bathroom as it directly supports the revenue generation of the establishment.

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

WITHDRAWN

RE: Battery Park City Dog Run

WHEREAS: The COVID-19 pandemic necessitates social distancing and creates staffing issues for various government services; and

WHEREAS: The dog run in Battery Park City is currently closed; and

WHEREAS: The Battery Park City Authority (BPCA) is considering re-opening the dog run as part of the process of returning to normalcy as the pandemic subsides but has not given a firm date on such a re-opening; and

WHEREAS: The BPCA offered to re-open the dog runs once neighboring runs were open in Hudson River Park and The Battery and they have already opened dog runs; and

WHEREAS: The BPCA offered to re-open the dog run with modified hours of 7:30 AM to 4:00PM with an eventual extension to 7:30 AM to 7:30 PM and a cleaning by BPCA staff once per day; and

WHEREAS: The BPCA stated they are included in the State Hiring Freeze and therefore have limited staff available through the BPCA; now

WHEREAS: The availability of the dog run is now limited due to a function of how clean it can be maintained in light of limited service from the BPCA; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 urges the BPCA to re-open the Dog Run as soon as possible with the most generous operating hours possible; and

BE IT

FURTHER

RESOLVED

THAT: Community Board 1 calls on all dog owners in Battery Park City to maintain their social distance and to take extra care to clean up after their little friends to better maintain this important common space for exercise and socialization.

COMMUNITY BOARD 1 – MANHATTAN
RESOLUTION

DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: ENVIRONMENTAL PROTECTION

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

RE: Lower Manhattan Resiliency Planning During the Pandemic and After

WHEREAS: Manhattan Community Board 1 (CB1) has been advocating for many years for resiliency infrastructure to protect lower Manhattan, which was devastated during Superstorm Sandy and which is very vulnerable to the current and future impacts of climate change; 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. 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: As noted in the Lower Manhattan Climate Resiliency Study published March 2019, “Lower Manhattan comprises less than 1% of the entire city’s land area, but generates almost 10% of the city’s total economic output, as measured by Gross City Product, and is the location of over 10% of all New York City jobs. Workers in Lower Manhattan come from all parts of the city. The District’s growth is supported by excellent access to transit, with 19 out of 25 subway lines and 26 ferry lines passing through the District. Any climate impacts in the District will reverberate across the city as a whole and beyond;” and

WHEREAS: Lower Manhattan houses many of the City’s most important civic and cultural institutions and is home to some of the city’s most beautiful landmarked buildings and precious historic sites. It is also the seat of New York City government and home to the city’s financial industry; and

WHEREAS: The New York City Economic Development Corporation (EDC) has pivoted from the city’s critical resiliency work to work related to the COVID response. EDC and the City have stated that it is critical they preserve expense funding and cash flow to every extent possible and that the three resiliency projects they manage (Battery Wharf, Fidi/Seaport Master Plan, BMCR) have been put on a 90-day pause; and

WHEREAS: Just prior to the onset of the pandemic, momentum had finally started gaining on key lower Manhattan resiliency projects. The current public health crisis has highlighted the importance of proactive disaster planning and we cannot afford to delay these projects, both fiscally and in terms of the progress that has been made thus far; and

WHEREAS: As we move forward out of an immediate public health crisis and into a period of long-term economic recovery, it is critical the city moves forward with planning for these large infrastructure projects which may become eligible for stimulus funding in the future if they are closer to being “shovel-ready,” specifically Battery Wharf and BMCR which were originally planned to begin by the end of 2021; and

WHEREAS: The majority of resiliency projects in Lower Manhattan are still in the planning stages with the exception of the Interim Flood Protection Measures program in the Seaport area which is managed by the NYC Office of Emergency Management and Battery Park City resiliency projects under the jurisdiction of the Battery Park City Authority; and

WHEREAS: Lower Manhattan is one piece within 520 miles of coastline in New York City. CB1 believes a holistic approach must be taken to protect the city and region, and neighborhoods should not be pitted against one another to fight over resources for climate resiliency; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 urges the City of New York, the EDC, the Mayor’s Office of Resiliency and the Department of Parks and Recreation to re-start the lower Manhattan resiliency projects as soon as possible so that they can remain on schedule.

COMMUNITY BOARD 1 – MANHATTAN
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DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: EXECUTIVE

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	47 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: Temporary Amendment of Manhattan Community Board 1 By-Laws to Permit Election of Officers by Other Than Paper Ballot in Light of COVID-19 Crisis

WHEREAS: New York Governor Andrew M. Cuomo issued Executive Order No. 202 on March 7, 2020, declaring a statewide disaster emergency within the State of New York; and

WHEREAS: On March 12, 2020, Governor Cuomo issued Executive Order No. 202.1 which, among other things, suspended Article 7 of the Public Officers Law “to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed”; and

WHEREAS: Consistent with the Governor’s Executive Orders, Manhattan Community Board 1 has continued operations without interruption by moving to a remote meeting platform to allow Community Board Members, the public, and other interested parties to participate in meetings and authorize actions of Manhattan Community Board 1; and

WHEREAS: The By-Laws of Manhattan Community Board 1 require an “Election of Officers” to occur in June 2020, and several Members have been nominated for various offices; and

WHEREAS: With regard to the “Election of Officers,” Section III.A.5.b of the By-Laws of Manhattan Community Board 1 provides: “Voting shall be by written paper ballot, which shall have inscribed on it the Board member's name and be signed by the Board member.”; and

WHEREAS: To facilitate a fair and open “Election of Officers,” balanced against the temporary constraints created by the COVID-19 crisis, the Nominating Committee of Manhattan Community Board 1 met on June 12, 2020 to discuss possible electronic voting procedures and to test an appropriate and secure electronic voting platform; and

WHEREAS: Upon the approval and recommendation of the Nominating Committee to the Executive Committee, Manhattan Community Board 1 now wishes to temporarily amend its By-Laws to suspend the “written paper ballot” requirement in order to utilize the appropriate and secure electronic voting platform and procedure as approved by the Nominating Committee of Manhattan Community Board 1 and set forth below in this Resolution; now

THEREFORE
BE IT
RESOLVED

THAT: Manhattan Community Board hereby temporarily amends its By-Laws, as approved November 21, 2019, by deleting the first sentence of Section III.A.5.b of the By-Laws and replacing it with the following:

“Voting shall be by secure electronic means, in the form of a Google Forms submission. Each Member will be provided, by the District Manager under the direction and supervision of the Nominating Committee, a secure and unique electronic authentication token to correspond with the Member’s electronic ballot. Voting will close at the time announced by the Nominating Committee prior to voting. Each set of candidates for office will be supplemented by a “abstain” option to allow members to decline to vote. Members shall submit only one electronic Google Form ballot. In the event a Member submits more than one electronic Google Form ballot, the Nominating Committee will tabulate only the first electronic Google Form ballot submitted by the Member. Members accordingly are advised to carefully review their Google Form ballot prior to clicking for submission”; and

BE IT
FURTHER
RESOLVED

THAT: This amendment of the By-Laws of Manhattan Community Board 1 is temporary and shall have effect only for the June 2020 “Election of Officers.” Upon completion of the vote tabulation by the Nominating Committee, as provided by the By-Laws, and announcement of the election results, the above electronic voting procedure shall be deleted in its entirety and the first sentence of Section III.A.5.b of the By-Laws shall be reinstated in the version of the By-Laws as approved November 21, 2019, until such time as Manhattan Community Board 1 may otherwise amend its By-Laws in the future.

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DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: EXECUTIVE

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	47 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: Moving Parking and Placard Enforcement from the New York Police Department to the New York City Department of Transportation

WHEREAS: There is a need to rethink how policing is done in New York City; and

WHEREAS: While the New York Police Department's (NYPD) placard abuse for personal gain without regard for the law or the residents and businesses that fund their salaries is not egregious like the police violence that is currently being protested, it is another example of the police operating outside the law and losing the confidence of New Yorkers; and

WHEREAS: Placard use and abuse is especially problematic in Community District 1, the home of City Hall, the majority of city government, and a multitude of standard and specialized police and fire commands; and

WHEREAS: The NYPD's record in effective placard enforcement is very poor as its employees are the most egregious abusers of placard parking privileges by parking in bicycle lanes, bus stops and on sidewalks as documented by Streetsblog and the @placardabuse account on Twitter; and

WHEREAS: City Council has passed legislation to try to reduce placard abuse, but the NYPD's failure to enforce rules or laws related to placard abuse has blocked change; and

WHEREAS: The DOT's efforts to improve curb management in order to facilitate freight deliveries, Sanitation Department access, and the ability to pick-up and drop-off passengers is hindered by placard abuse; and

WHEREAS: The DOT should be better equipped to oversee parking and placard enforcement since they are more qualified to train their employees regarding street, curb and sidewalk regulations; and

WHEREAS: The Metropolitan Transportation Sustainability Advisory Workgroup recommended placard reform and enforcement in order to reduce congestion; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 strongly urges that all placard enforcement funding, responsibility and personnel be moved from the NYPD to the DOT in FY 2021, and

BE IT
FURTHER
RESOLVED

THAT: The responsibility and funding for placard enforcement be given to the NYC DOT, a task that needs modernization, adequate funding, and increased effort.

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COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	47 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: Guidelines for Expanded Outside Dining in CB1

WHEREAS: New York City is starting phase I of re-opening after being a global COVID-19 pandemic hotspot with three months of forced business closure; and

WHEREAS: Governor Cuomo announced on June 3rd that outdoor dining will be allowed in NYC during its second phase of re-opening, which Mayor de Blasio anticipates will begin in early July; and

WHEREAS: The restaurant industry is a significant contributor to the economic and general vitality of CB1, which makes its financial recovery important; and

WHEREAS: Manhattan Borough President, Gale Brewer, has called for an expansion of the Street Seats program to help restaurants deal with their loss of indoor seating capacity due to the required social distancing for COVID-19; and

WHEREAS: Mayor de Blasio promised a “massive expansion” of outdoor dining to revive restaurants devastated by the pandemic by greatly expanding the DOT’s Open Streets and Street Seats programs; and

WHEREAS: The mayor’s Outdoor Dining Program needs to be organized and implemented too quickly for community board input on individual applications and is due to remain in effect until October 31, 2020 for sidewalk and September 7, 2020 for street seats; and

WHEREAS: Outdoor dining is a lifeline for restaurants that are prohibited from serving patrons indoors, where the risk of COVID-19 infection is greater than outdoors; and

WHEREAS: Stipulated hours of operation within CB 1 and resulting conditions on the liquor licenses with the State Liquor Authority must extend to outdoor dining that isn’t already contemplated by such restrictions; and

WHEREAS: Hours of the outdoor dining should match the operating hours of their neighboring establishments that went through the sidewalk cafe approval process; and

WHEREAS: Community oversight is absolutely necessary to ensure that establishments that have self-certified are indeed legal entities that are able to serve alcohol and that there must be a way to report poor or illegal operation of establishments that violate social distancing guidelines, New York State ABC Law, or quality of life norms; and

WHEREAS: All “self-certified” applications must be made available as part of the New York City Open Data portal for instant public review; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 supports outdoor dining solutions that support small businesses and the restaurant economy of New York City, however the design of the current program is extremely problematic and will continue to be scrutinized by Manhattan Community Board 1; and

BE IT

FURTHER

RESOLVED

THAT: The lack of transparency and accountability for this program is irresponsible and must be addressed with haste as all community boards are the unified nexus of interagency permitting and oversight for dining establishments and must be part of the process; and

BE IT

FURTHER

RESOLVED

THAT: These licenses should be temporary along with the lifespan of the mayor’s executive order and CB 1 urges the administration to come back in 30 days with revisions based on community board feedback and reporting on restaurant behavior, which should be monitored for compliance and not for punitive ends; and

BE IT

FURTHER

RESOLVED

THAT: The DOT is urged to consider *Guidelines for Outdoor Dining Spaces* to learn Manhattan CB1’s priorities, exemptions and the metrics for Open Streets, Street Seats and widened sidewalks in its district before issuing any permissions or permits.

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COMMITTEE OF ORIGIN: EXECUTIVE

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	47 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: Proposed Federal Legislation Related To Direct Aid To New Yorkers Affected By The COVID-19 Pandemic

WHEREAS: In May of this year, the US House of Representatives passed HR6800, the Health and Economic Recovery Omnibus Emergency Solutions Act (the HEROES Act) legislation, the House's latest relief and stimulus package in response to the COVID crisis. The bill has been sent to the US Senate for consideration; and

WHEREAS: New York City is facing a \$9 billion budget deficit due to the effects of the Coronavirus. The legislation, which was supported and co-sponsored by Congressman Nadler; would make \$1 trillion in funding available to state and local governments facing budget shortfalls with cuts to critical programming at risk; as well as \$75 billion in homeowners assistance, \$100 billion in rental assistance and \$25 billion to support the U.S. Postal Service. The Heroes Act also establishes a nation-wide, science-based plan for testing and contact tracing and allocates nearly \$200 million to New York in election assistance grants; and

WHEREAS: Despite passing the House, the United States Senate has declined to consider taking any action on the HEROES Act, which would help countless New Yorkers; now

THEREFORE
BE IT
RESOLVED

THAT: Manhattan Community Board 1 (CB 1) urges the United States Senate to immediately introduce the HEROES Act for full senate consideration; and

BE IT
FURTHER
RESOLVED

THAT: CB 1 also urges the Senate to pass the legislation so that the American people can receive much needed relief from what is among the most devastating economic downturns we have seen in generations.

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COMMITTEE OF ORIGIN: EXECUTIVE

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	47 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: Proposed State Legislation Regarding Commercial Mortgage Forbearance

WHEREAS: NY State Senator Brian Kavanagh has introduced S8454, legislation authorizing commercial mortgage forbearance during the COVID-19 pandemic; and

WHEREAS: Businesses in Manhattan Community District 1 are facing considerable hardship due to the Coronavirus epidemic and the resulting “pause” in the New York City economy; and

WHEREAS: The Manhattan Community Board 1 (CB 1) Small Business Working Group is committed to helping ease the burden and hardship on small businesses during these difficult times; and

WHEREAS: The legislation would add a new section 9-x to the state banking law to require New York regulated institutions to grant 90 days of forbearance to qualified commercial mortgagors who can demonstrate financial hardship during the NY on PAUSE order caused by the COVID-19 pandemic; and

WHEREAS: This bill would allow any mortgagor granted forbearance to defer their payments to a non-interest bearing balloon payment due twelve months after the end of the forbearance period. The bill would also give commercial tenants in buildings receiving forbearance the ability to receive a rental deferment proportional to the tenant's share of the rental income generated by the mortgaged property; and

WHEREAS: There are locally owned and operated financial institutions who work closely with the communities that they serve, and are already engaging in forbearance of their loans; now

THEREFORE
BE IT
RESOLVED

THAT: CB believes this legislation should only apply to banks with an asset size of above 1 billion dollars and are not already engaged in commercial forbearance, which would spare community banks an additional and unnecessary compliance burden; and

BE IT
FURTHER
RESOLVED

THAT: CB 1 urges the New York State Senate to pass S8454 to help businesses facing crisis in CB1; and

BE IT
FURTHER
RESOLVED

THAT: CB 1 urges Governor Cuomo to sign this legislation immediately upon receiving it should it pass the legislature.

COMMUNITY BOARD 1 – MANHATTAN
RESOLUTION

DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: LANDMARKS & PRESERVATION

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

RE: 84 South Street, application for updated design of a NYC Parks Department Concession on the east side of South Street between John and Fulton streets

WHEREAS: The proposed location for this outside restaurant and bar seating is on the East River at John Street under the FDR overpass, blocking pedestrian foot traffic and views of the historic East River; and

WHEREAS: The application is an amended application previously considered and unanimously rejected by CB1 in January 2019, February 2019, and July 2019; and

WHEREAS: The Committee expressed its continued concern that while the new design is a minor improvement, it does not address the blocking of pedestrian view corridors from Manhattan of the Seaport and views of Brooklyn and the East River; and

WHEREAS: Unlike previous temporary proposals, the applicant is seeking a permit for several years; and

WHEREAS: Preserving the integrity of the South Street Seaport’s historic shoreline is vital to keeping the historic district intact and unobstructed; and

WHEREAS: The Landmarks preservation findings clearly state that, “the Seaport today functions as an important cultural enclave in lower Manhattan, drawing tourists to view the many ships and boats docked at the piers along South Street”; and

WHEREAS: The Committee cannot support an application that clearly violates the spirit of the Landmarks Law and the intention of the Seaport Working Group’s principles on view corridors in the Seaport; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 recommends the Landmarks Preservation Commission deny any further proposals, temporary or permanent, that would block any views of the East River from South and Water streets on all city streets from Old Slip to the Brooklyn Bridge (Avenue of the Finest).

COMMUNITY BOARD 1 – MANHATTAN
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DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: LICENSING AND PERMITS

COMMITTEE VOTE:	11 In Favor	0 Opposed	1 Abstained	0 Recused
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	43 In Favor	0 Opposed	1 Abstained	0 Recused

RE: 25 Broadway, application for liquor license for 25 Broadway Ballroom LLC

WHEREAS: The applicant, 25 Broadway Ballroom LLC, is applying for an on-premise liquor license for Cipriani 25 Broadway, and

WHEREAS: The applicant had previously appeared before the Committee in May 2020, although they were asked to come back with proper posting and more detailed overview of their application; and

WHEREAS: The establishment is a catering/banquet hall for private events located on the first floor of a 22-story office building; 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 29,972 square foot catering establishment with a public assembly capacity of 912, and a 12,000 square foot dining area with a maximum of 95 tables and 900 seats, and a 1,380 square foot kitchen area, and a three stand-up bars that will each be 12' x 30' in dimension, of which two will be located near the Broadway side of the premises, one on either side of the room, and the third bar will be located towards the rear of the premises on the Morris street side of the space, and no food will be served at the bars; and

WHEREAS: Neither the basement nor any other floor(s) will be used for storage of alcoholic beverages; and

WHEREAS: Patrons will not have access to any unlicensed outdoor areas of the building; and

WHEREAS: The applicant has represented that there will be recorded background music, live music, DJs, dancing, and no non-musical entertainment; 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 attorney has represented that the initial application for a liquor license in 2017 did not move forward and since then the applicant has been operating with a catering permit with approval from the SLA; and
- WHEREAS: Both the Committee and the applicant have confirmed that no complaints or issues from residents have been presented regarding the operation of the establishment; and
- WHEREAS: The attorney explained that the establishment operates at most 5 to 6 days a week and their method of operation will remain unchanged once a full liquor license is obtained; and
- WHEREAS: The hours of bar service will be until 2 AM Monday through Saturday and midnight on Sundays; and
- WHEREAS: With respect to the community and preventing possible quality of life issues that may arise, the Committee and the applicant agreed that applicant may come back to the Committee after 1 year of operation if they wish to extend their hours; and
- WHEREAS: In response to the Committee's request from the previous month, the applicant submitted a traffic control plan; and
- WHEREAS: In this traffic plan, the applicant intends to post two traffic control officers on Broadway, with one officer posted at Morris Street and Broadway directing arriving cars to the second traffic control officer who will be posted about 100 feet away on Broadway, and the second officer will be in charge of expediting the drop-off of guests and departure of cars; and
- WHEREAS: The applicant intends to employ 1 security personnel for every 100 guests, and additional managers may be present, at least one of whom will be on premises during all hours of operation, and ensure that management, waitstaff and hosts will monitor the premises; and
- WHEREAS: The applicant does not intend to employ bicycle delivery personnel; 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 25 Broadway Ballroom LLC d/b/a Cipriani 25 Broadway at 25 Broadway unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD 1 – MANHATTAN
RESOLUTION

DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: LICENSING AND PERMITS

COMMITTEE VOTE:	12 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	43 In Favor	0 Opposed	1 Abstained	0 Recused

RE: 42 Peck Slip, application for transfer of liquor license from PC Restaurant Corp. to 119 Paris Cafe Corp d/b/a Paris Cafe

WHEREAS: The applicant, 119 Paris Cafe Corp, is applying for an on-premise liquor license for Paris Cafe; and

WHEREAS: The establishment is a bar restaurant; 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 2,300 square foot bar restaurant with a public assembly capacity of 120, and a 800 square foot dining area with 13 tables and 38 seats, and a 1,200 square foot bar area with 13 tables and 38 seats, and a 300 square foot kitchen area, and one stand-up bar; and

WHEREAS: The establishment is located on the basement level and ground floor of the premises, and the basement will be used to store alcoholic beverages; and

WHEREAS: Patrons will not have access to any unlicensed outdoor areas of the building; and

WHEREAS: The hours of operation will be from 11AM to 4AM all days of the week, as well as hours of food service from 11AM to 3AM, and bar service hours will be from 11AM to 2AM Monday through Saturday, and 11AM to 1AM on Sundays; and

WHEREAS: The applicant has agreed to come back to the Committee after 1 year of operation if they wish to extend their bar service hours; and

WHEREAS: The applicant has represented that there will be recorded background music, no live music, DJs, no dancing, no cover fee events, no promoted events, no scheduled performances and no non-musical entertainment; 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 over 25 years of management experience and has represented that the method of operation remains the same; and

WHEREAS: Members of the Committee have expressed that the previous owner was a good neighbor to the community with no issues during their time of operating the establishment; and

WHEREAS: Hours of delivery will be from 7AM to 12PM, and 2PM to 4:30 PM throughout the week; and

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

WHEREAS: The applicant does 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 119 Paris Cafe Corp d/b/a Paris Cafe at 42 Peck Slip unless the applicant complies with the limitations and conditions set forth above.

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DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: LICENSING AND PERMITS

COMMITTEE VOTE:	12 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	44 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 409 Greenwich Street, resolution on conditions for renewal of liquor license for Wolf at Tribeca, Inc. d/b/a Wolfgang's Steakhouse

WHEREAS: The applicant, Wolf at Tribeca, Inc., is applying for a renewal of an on-premise liquor license for 409 Greenwich Street; and

WHEREAS: A member of the Committee has raised concerns regarding the establishment's practice of garbage disposal; and

WHEREAS: The member has witnessed instances at night where an employee would drag garbage bags from the basement out onto the sidewalk without vigilance of incoming pedestrians; and

WHEREAS: Photographs submitted by the member showed a current accumulation of approximately 30 garbage bags left on the sidewalk on a typical evening, further explaining that an accumulation of this amount blocks access to the sidewalk and in many cases forces pedestrians with disabilities and persons in wheelchairs to use the street; and

WHEREAS: The member has made previous attempts to address this ongoing issue to the restaurant's management and has received neither a response nor remediation;

WHEREAS: The Committee asks that owners of the establishment address this issue to mitigate the negative impact the establishment may have on the overall quality of life of neighbors and residents if the current method of garbage disposal and garbage collection persists; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 approves the renewal of a liquor license to Wolf at Tribeca, Inc. d/b/a Wolfgang's Steakhouse at 409 Greenwich Street, with a request that the disposal of garbage not be left on the sidewalk at the end of the night, and if this continues, that this issue be brought before the Quality of Life Committee.

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COMMITTEE OF ORIGIN: LICENSING AND PERMITS

COMMITTEE VOTE:	12 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	44 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 181 Duane Street, operation in absence of an active on-premises liquor license for VV&V Brothers 623 Corps d/b/a Gallo Nero

WHEREAS: The applicant appeared before the Committee in May 2019 for a new liquor license and a resolution was passed by the Board in favor of the application; and

WHEREAS: A neighbor of the community who was present at this month's meeting raised concerns that the establishment is not abiding by the state's reopening safety measures against COVID-19; and

WHEREAS: Evidence including photographs submitted to the Committee and presented at the meeting showed patrons consuming alcoholic beverages, less than 6 feet apart and were crowded on the sidewalk, either using or not using face masks; and

WHEREAS: Upon further review, it has also come to the Committee's attention that the establishment is operating with an inactive liquor license and the principal(s) have not yet been granted a liquor license based on current SLA records, thus selling alcoholic beverages to patrons illegally; and

WHEREAS: A concerned resident had reached out to the SLA to address this illegal behavior to which the SLA responded that it does not handle enforcement in the case of an establishment's absence of a liquor license; and

WHEREAS: The Committee is in complete disapproval of the establishment's method of operation as it is not only violating the on-premise privileges granted under the ABC Law, it is also violating the terms and conditions agreed to by the principals which are outlined in their resolution and stipulations adopted by Community Board 1 in May 2019; and

WHEREAS: The Committee has resolved that this business is operating illegally since no liquor license is on file with the SLA and furthermore is violating the rules established by the Governor and the Mayor for the reopening of bars and businesses in NYC; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 looks unfavorably at ever granting Gallo Nero at 181 Duane Street a liquor license and asks that the NYPD further investigate and take legal action against this establishment.

COMMUNITY BOARD 1 – MANHATTAN
RESOLUTION

DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 41 In Favor 0 Opposed 0 Abstained 0 Rescued

RE: Juneteenth’s Rightful Designation as a National Day of Commemoration of the End of North American Slavery

WHEREAS: On June 19th, 1865, the enslaved Africans of Galveston Bay, Texas learned of their liberty when Major General Gordon Granger read them the Emancipation Proclamation that had been signed by President Abraham Lincoln over two and a half years prior; and

WHEREAS: That decree would bring the final abolition of North American slavery and free the 250,000 human beings in the westernmost former Confederate State of Texas; and

WHEREAS: African Americans have long celebrated this day as their Independence Day; now

WHEREAS: The shameful history of chattel slavery in the Americas is a horror with deep, lasting impacts throughout the traditions, laws, norms, and justice within our society and must be confronted on a continual basis; and

WHEREAS: Treating human beings as property allowed for the securitization of their suffering and the financial markets profited from creating investment vehicles and insurance platforms to buttress the slave trade and plantation development; now

THEREFORE

BE IT

RESOLVED

THAT: Manhattan Community Board 1 (CB 1) calls upon our elected officials who represent us in local, State, and Federal office to go beyond executive orders and enshrine Juneteenth as an official holiday with legislation; and

BE IT

FURTHER

RESOLVED

THAT: CB 1 also calls upon our neighbors and partners in the financial industry to join us in confronting the history of profiting off of enslavement by ceasing all trading and financial activity on this day henceforth to reflect on this inextricable part of our shared history.

COMMUNITY BOARD 1 – MANHATTAN
RESOLUTION

DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: PERSONNEL

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	44 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: CB 1 Paid Parental Leave Policy

WHEREAS: CB1 does not currently have a paid parental leave policy for managerial employees; and

WHEREAS: Paid parental leave is defined as paid leave for the birth of a child(ren) to an eligible employee or the placement of a child with an eligible employee for adoption or foster care and excludes other types of family leave; and

WHEREAS: Mayor de Blasio signed into effect the Mayor’s Personnel Order 2016/1 in January 2016, which created a paid parental leave policy for employees in managerial and original jurisdiction titles, and offered agencies the opportunity to participate or opt out of the paid parental leave; and

WHEREAS: In 2016, CB1 decided to opt out of the Mayor’s paid parental leave policy; and

WHEREAS: Opting out meant that any CB1 employee with a managerial title would not be covered by the Mayor’s paid parental leave policy; and

WHEREAS: In 2016, the Manhattan Borough President’s Office also opted out of the Mayor’s paid parental leave policy; and

WHEREAS: The Manhattan Borough President’s Office subsequently created and implemented its own Paid Parental Leave (PPL) policy, which mirrored the Mayor’s policy but covered all employees, including non-managerial employees; and

WHEREAS: In 2019, the unions negotiated and created a Paid Family Leave (PFL) policy for employees in non-managerial titles; and

WHEREAS: In light of the PFL, the Manhattan Borough President’s Office revised its PPL to cover only employees in managerial and original jurisdiction titles and offered up its PPL policy as a model for community boards to adopt; and

WHEREAS: The Manhattan Borough President's Office is asking CB1 to come up with a paid parental leave policy similar to its own PPL, allowing for variability as long as the essential provisions remain the same; and

WHEREAS: The Manhattan Borough President's Office's PPL allows an eligible managerial employee to take up to 30 work days (6 weeks) of paid leave within 60 work days (12 weeks) of the birth or placement of a child; this leave can be used consecutively or intermittently in units of at least one hour, but still must not extend beyond 60 work days after the first usage; and

WHEREAS: CB1 relies heavily on its District Manager, who is involved in most of the day-to-day operations of the office; and

WHEREAS: CB1 is a small office with fewer employees than the Manhattan Borough President's Office and, therefore, there are less opportunities for back-up; and

WHEREAS: Flexibility in leave guidelines is important, but it must be balanced by the need for predictability and advance planning by the other CB1 employees; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 will establish its own Paid Parental Leave (CB1 PPL) policy for managerial employees, offering up to 30 work days (6 weeks) of paid leave to be taken within a period of 50 work days (10 weeks); and

BE IT
FURTHER
RESOLVED

THAT: When CB1 PPL is foreseeable, the employee must give at least 30 calendar days advance notice before the leave begins, which leave must begin within 120 days of the birth adoption or acceptance into foster care of the child; and

BE IT
FURTHER
RESOLVED

THAT: Once the leave starts, the first 10 work days (2 weeks) must be taken consecutively; the remaining 20 work days can be taken either consecutively or intermittently; if taken intermittently, it must be taken within the next 40 days (8 weeks); and

BE IT
FURTHER
RESOLVED

THAT: The employee must give advance notice of at least 7 calendar days to let the office know when the remaining 20 work days will be taken as leave and whether

these days will be taken consecutively or intermittently (in cases of emergency, the employee must notify as soon as possible); and

BE IT
FURTHER
RESOLVED

THAT: The CB1 PPL must be taken in increments of at least 3 hours; and

BE IT
FURTHER
RESOLVED

THAT: The employee must update time sheets at least twice a week.

COMMUNITY BOARD 1 – MANHATTAN
RESOLUTION

DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: QUALITY OF LIFE & SERVICE DELIVERY

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

RE: Manhattan Community Board 1’s Unequivocal Support For Black Lives and The Right to Protest Police Brutality

WHEREAS: Countless black lives have been lost at the hands of American police and other public safety organizations; and

WHEREAS: The recording of the death of George Floyd in Minneapolis, Minnesota was the spark that uncovered a bottomless well of anger at the continuous injustices suffered by the black communities nationwide; and

WHEREAS: A grassroots movement is growing under the banner of “Black Lives Matter” and calls for the real change in policing, justice, and accountability for those who are entrusted with enforcing the law; and

WHEREAS: Across the country, peaceful protests are met with aggressive and often violent crowd control responses from law enforcement, with the documented misuse of bludgeons, chemical irritants, vehicular intimidation, arrests, aerial surveillance, and the kettling of marchers; and

WHEREAS: These abuses are particularly stark in comparison to many law enforcement organizations’ almost infinite patience and respect for almost exclusively white protestors of shelter in place orders putting police officers in real danger of coronavirus exposure while brazenly brandishing semi-automatic firearms in government buildings; now

THEREFORE

BE IT

RESOLVED

THAT: Manhattan Community Board 1 (CB 1) gives its condolences to the families and friends of black Americans who were killed by the police or needlessly died while in the police’s care; and

BE IT

FURTHER

RESOLVED

THAT: CB 1 supports the Black Lives Matter movement and supports police reform at all levels of government; and

BE IT
FURTHER
RESOLVED

THAT: CB 1 welcomes and supports the protests that take place in Community District 1 (CD 1) and demand the end to both unnecessary violence against protestors and the arrests of those engaged in the act of exercising their First Amendment Rights; and

BE IT
FURTHER
RESOLVED

THAT: CB 1 requests the release of all non-violent participants of the protests from City jails and detention centers.

COMMUNITY BOARD 1 – MANHATTAN
RESOLUTION

DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: QUALITY OF LIFE & SERVICE DELIVERY

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

RE: Ban of Chemical Irritants

WHEREAS: The City of New York was the epicenter of the COVID-19 pandemic in the United States, and continues to exist in a heightened state of caution with a significant number of infections, though that number is beginning to decline; and

WHEREAS: New Yorkers are operating with due caution to protect themselves and others from the virus with social distancing and the use of masks; and

WHEREAS: The Black Lives Matter protesters are no different and exhibit commendable mask-discipline; and

WHEREAS: The New York Police Department (NYPD) is actively employing the casual use of chemical irritants such as pepper spray, mace, and tear gas on peaceful protestors; and

WHEREAS: Chemical irritants lead to the involuntary touching of the face by victims, potentially leading to the transmission of the Novel Coronavirus; and

WHEREAS: Aerosolized droplets containing novel coronavirus may be further propelled and carried by the usage of chemical irritants; now

THEREFORE
BE IT
RESOLVED

THAT: Manhattan Community Board 1 calls upon the Mayor and City Council to immediately end the practice of employing chemical irritants on peaceful protestors and to create a legislative plan to codify such a ban by law.

COMMUNITY BOARD 1 – MANHATTAN
RESOLUTION

DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: TRANSPORTATION & STREET ACTIVITY PERMITS

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Rescued
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Rescued
BOARD VOTE:	47 In Favor	0 Opposed	0 Abstained	0 Rescued

RE: Creation of More Dedicated Bus Lanes Post-COVID-19

WHEREAS: New York City is the American epicenter of the world-wide COVID-19 pandemic an ongoing health and financial crisis that requires changes in everything including our transportation system; and

WHEREAS: Social distancing, six feet between people, is the first of three factors required to protect people in the *NY Forward Reopening Guide* limits the space for riders on mass transit; and

WHEREAS: NYC typically depended on transit to move 80% of all rush-hour commuters to central business districts including CB1. If workers use cars to commute, NYC streets cannot handle millions of new cars on the road; and

WHEREAS: Bus riders deserve priority as they are typically lower income and therefore less able to afford a personal vehicle or car service. Bus riders are also more likely to be older and/or disabled and therefore less likely to be able to bike; and

WHEREAS: Unlike subways, bus capacity to accommodate social distancing amongst riders can be increased by adding more buses; something that is possible if bus speed is improved; and

WHEREAS: Improving bus speeds with dedicated bus lanes, bus cameras and transit signal priority— a technology that holds green lights and shortens red lights for approaching buses- would not only encourage more people to take buses, but would decrease the time that riders could potentially be exposed to the virus, thus maximizing the protection provided by masks and social distancing; and

WHEREAS: Gale Brewer is one of four borough presidents who opposes funding cuts to the Better Buses Program in FY20 and FY21 and requests that the administration fast track a roll-out of 40 miles of emergency bus lanes across the five boroughs this year, now

THEREFORE
BE IT
RESOLVED

THAT: CB1 calls on Mayor de Blasio to restore funding for the Better Bus Initiative, ensure frequent service, and ensure that bus improvement projects slated for FY2020 and FY2021 remain on schedule.

COMMUNITY BOARD 1 – MANHATTAN
RESOLUTION

DATE: JUNE 23, 2020

COMMITTEE OF ORIGIN: YOUTH AND EDUCATION

COMMITTEE VOTE:	9 In Favor	1 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	32 In Favor	4 Opposed	8 Abstained	0 Recused

RE: Halting budget cuts to the NYC Department of Education for 2020-21 and beyond by using the City's resources to spare the suffering of NYC students, families, and citizens-at-large

WHEREAS: Mayor de Blasio has announced that NYC schools are [facing budget cuts](#) totaling as much as [\\$827 million for FY 2020-21](#); and

WHEREAS: This will directly impact the quality of education of 1.1 million students, or 12% of the City's population; and

WHEREAS: Teachers and families are struggling with many challenges right now, including loss of income, health issues and fears, and working to stay on pace during an unprecedented and rapid transition to remote learning; and

WHEREAS: City teachers and families need more, not less, support in this transition, including investment in digital infrastructure, given that remote learning may continue in the Fall; and

WHEREAS: New York City is home to [1 in 7 multi-billionaires living in America](#), with a total of 84 out of America's 607 calling our city home; and

WHEREAS: Wall Street is seeing a massive uptick in trading despite massive unemployment in our nation, with the combined trading volume of the NYSE and NASDAQ totaling over 15 billion just this past Friday, June 6, 2020; and

WHEREAS: All New Yorkers have a right to expect their government to use all means at its disposal to maintain, if not, improve the lives of its citizens; and

WHEREAS: The proposed cuts to the NYC DOE will have massive detrimental effects on students of all ages at a time when our young people need more support than ever, both educational and psychological; and

WHEREAS: It is inarguable that those with the greatest wealth are most immune to the financial and psychological suffering caused by the Coronavirus global pandemic; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 calls on the Mayor and City Council to aggressively explore and find new sources of funding to the NYC DOE using the tremendous resources of our City, State, and Federal government through any means necessary, including but not limited to:

- a. the legality and necessity of placing an added financial transaction tax ([FTT](#)) on each stock transaction here at the heart of America's financial industry;
- b. raising property and income taxes on the billionaires calling our city home;
- c. re-evaluating the funding details of how the State lottery is supposedly being used to help finance schools, and any other ideas our elected leaders have; AND

BE IT
FURTHER
RESOLVED

THAT: Community Board #1 calls on the Mayor and City Council to leave all budget lines in place while also making every effort to redirect money away from the central DOE and toward the City's schools.