

### Lancman wants law changed for city immigrants

#### **BY GINA MARTINEZ**

City Councilman Rory Lancman (D-Hillcrest) is asking Mayor Bill de Blasio to step up for immigrants.

Lancman was joined by lawyers on the steps of City Hall Tuesday for a press conference laying out specific actions de Blasio must take to protect undocumented New Yorkers from deportation under President Donald Trump.

Lancman asked that the mayor use his authority to change the treatment of fare evasion as a civil offense instead of a criminal offense for violating MTA rules.

"It is time for real action to protect immigrant New Yorkers from Donald Trump," Lancman said. "It is irresponsible and inhumane to leave immigrant New Yorkers in jeopardy of deportation, when more logical and moral options for holding people accountable for minor offenses already exist. I call on Mayor de Blasio again to finally turn his words in actions and stop criminalizing minor, nonviolent offenses like fare evasion."

Continued on Page 8

## Activist remembered in Corona

### Dozens honor street vendor year after her death by calling for better permit system

#### BY BILL PARRY

Dozens of immigrant vendors and advocates gathered for a candlelight vigil in Corona Tuesday to remember one of their leaders on the one-year anniversary of her death. Claudia Lopez was an iconic figure in the neighborhood, a churro vendor by the entrance to the Junction Boulevard No. 7 subway station for more than 22 years, before succumbing to cancer at the age of 45.

"She loved to work a lot so she



Nicholas Carter drives for the hoop during a 3-on-3 basketball game at the Police Athletic League's South Jamaica center during the Tournament of Champions, an annual sports festival held during winter-break week. Photo by Michael Shain

was here every day and I think she had a positive impact on this community," said Cesar Boc, an organizer with the Street Vendor Project. Lopez was a member of Make the Road New York, the Jackson Heights-based non-profit that aims to build up working class Latino communities as well as the Street Vendor Project, which represents more than 2,200 vendors in New York City.

"She was a beloved member of the community always involved in rallies and meetings and events," Boc said. "She also invited other people in the community to help out with the cause as well."

Lopez immigrated to the United States in the late 1980s in search of an opportunity to financially support her family as they struggled to make ends meet in Mexico. She began selling churro from a vending cart in front of 96-07 Roosevelt Ave., the very spot where the vendors, friends and advocates gathered to remember her and carry on her campaign for economic and social justice.

They also rallied for the cause Lopez most fiecely advocated for, lifting the arbitrary cap on New *Continued on Page 10* 

# Budget office examines school lunch expansion

#### BY PATRICK DONACHIE

Amid calls to expand the free lunch program to all students in New York City's public schools, an analysis by the city's Independent Budget Office found the costs of expanding the *Continued on Page 8* 



Ben's Best Deli in Rego Park has a starring role in the new Robert DeNiro-Danny DeVito movie, "The Comedian." Owner Jay Parker (r) poses for a picture with DeVito during filming.

Courtesy of Ben's Best

## Ben's Best stars in 'The Comedian'

#### BY KOURTNEY WEBB

New York has become a hot spot for film and TV production. Although Times Square and other major New York attractions are iconic scenes in movies, Queens' shops and restaurants have been getting their 15 minutes of fame in big movies and television series.

Ben's Best Deli at 96-40 Queens Blvd. in Rego Park is the latest New York star to be featured on the big screen. The restaurant and catering business appear in the movie "The Comedian," starring Robert De Niro. Owner Jay Parker said although it was exciting to have a film crew in the restaurant, it was also hard work.

"We shut down for two days," Parker said. "The *Continued on Page 10* 



## Queens pols fight unfair restaurant inspections <sup>3</sup>

#### **BY GINA MARTINEZ**

Queens lawmakers and small business owners gathered Tuesday at Flushing Town Hall to introduce a new bill aimed at protecting restaurants from unfair inspection practices.

State Assemblyman Ron Kim (D-Flushing), state Sen. Jose Peralta (D- East Elmhurst), Assemblywoman Stacey Pheffer Amato (D-Howard Beach) and Assemblyman Clyde Vanel (D- Queens Village) said the bill would help lessen the amount of burdensome fines levied on small businesses that can not handle them.

The bill is intended to reform the New York restaurant health investigation system, according to Kim. As a teenager Kim saw his parent's grocery store go bankrupt and close after suffering from what he termed overregulation, excessive fining and high rents.

"My parents worked seven days a week," he said.



Assemblyman Ron Kim speaks out on behalf of restaurant owners and workers. Photo by Gina Martinez

"Every dollar they had was for their small business and even with that it wasn't enough. That is not good enough for this city. Our American Dream for so many immigrants is based on the promise that if you follow the rules and work

hard enough, you will have an equal chance to succeed. We're losing that promise due to ridiculous overregulation and sometimes the overzealous inspectors and fines that these mom-andpop stores go through everyday." According to Kim, the bill, titled "The Restaurant Owner Whistle Blower Protection Act,"will establish an independent oversight body to receive complaints about health inspectors. Complaint intake will create a hotline and website in

multiple languages, including Arabic, Bengali, and Chinese. Kim said the if the bill passes, the city must provide an annual summary report on total number of independent complaints. what type of complaints and investigative findings. Finally, restaurants owners will be given three opportunities to deny the inspections on sitet and request a new inspector. Every time the restaurant owner will pay a fee, \$75 for the first denial, \$150 for the second denial and \$250 for the final denial.

"Some inspectors are simply on a power trip and they act unprofessionally," Kim said. "They already have a biased feeling going into the restaurant and they are in there purposely looking for reasons to shut down the restaurant and that's not fair. Sometimes they come in at the busiest hours, not keeping their schedule, and they'll sit there for three, four hours, disrupting the flow of business to just bully the restaurant owner."

Co-sponsor Peralta said this legislation will save restaurants from being taken advantage of by abusive inspectors. QUEENS WEEKLY, FEB.

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, 2017

"I represent a big part of Roosevelt Avenue where people can walk up and down the avenue and taste the different eclectic dishes from all over the world," he said. "Unfortunately, what happens is that from time to time you get these overzealous inspectors that walk in and will try to shut down a business. These restaurants are the economic engines of our neighborhoods. When an inspector comes in and tries to shut a restaurant down because they happen to be bad apples, it becomes a problem."

Reach Gina Martinez by e-mail at gmartinez@cnglocal.com or by phone at (718) 260–4566.

## Remaining Astoria tenants fight eviction from non-profit

#### **BY BILL PARRY**

The 12 low-income tenants who remain in an Astoria dormitory-style residence were hailed as heroes last week for fighting eviction by a Christian non-profit so the building could be converted to a homeless shelter. Their attorney said they had faced threats and intimidation since the New York School of Urban Ministry told the original 39 residents to leave just before Thanksgiving.

"It's been hanging over our heads that we need to get out and that we're not welcome here," 66-year-old Linda Lane Smith said. "There has been harassment and just the terror of not knowing where you'll be living during the winter season and the holidays. It's just been very traumatic."

Several of the tenants said they feared being left homeless themselves. The Legal Aid Society filed a lawsuit in Queens Supreme Court last Friday to protect the 12 residents from eviction.

"What we have seen with this residence is another brazen example of landlord harassment that unfortunately is not unique to this part of Queens but an epidemic in every borough," attorney Sateesh Nori said. In the complaint, he explained, the tenants allege that their apartments are protected by the Rent Stabilization Law.

This law gives each tenant the right to renewable leases for their apartments. The ministry is attempting to shield itself from this law as a charity, but it does not meet any of the legal requirements for an exemption.

"For months, I have stood by these hardworking Astoria residents and encouraged them to fight for their rights and stay in their homes," state Sen. Michael Gianaris



Legal Aid Society attorney Sateesh Nori (I) joins elected officials to announce a lawsuit against the Christian ministry trying to evict tenants in Astoria. Photo by Bill Parry

(D-Astoria) said. "I am proud of their decision to take a stand against a non-profit that puts its self-interest ahead of those it is supposed to serve. These residents have been through enough and should not be victimized any further by an organization looking to make more money off of their misery."

Last month, Gianaris, state Assemblywoman Ara-

vella Simotas (D-Astoria) and U.S. Rep. Joseph Crowley (D-Jackson Heights) urged state Attorney General Eric Schneiderman to investigate NYSUM Pastor Peter DeArruda over the evictions of the residents, who pay rents between \$400 and \$500 a month and would not be able to afford marketrate apartments in New York City. Schneiderman's office sent DeArruda a letter Feb. 23 calling for the notices to vacate to be rescinded until the court reviews and makes a final determination on the rent stabilization status of the property at 31-65 46th St.

"The New York School of Urban Ministry has been talking out of both sides of its mouth," Simotas said. They have received the benefits of tax exempt status -- as a religious school -- and are now attempting to claim that they are a charity and should be exempt from the city's rent stabilization law, which protects tenants from being thrown onto the street. When you quack like a duck, walk like a duck and look like a duck, then you're a duck, which in this case means that NYSUM is plain and simple a landlord, actually a bad landlord trying to evade the law."

DeArruda's attorney could not be reached for com-

ment. The lawsuit was filed on behalf of 12 residents who remain at the dormitory.

"Not only is it incredibly cruel and heartless for NYSUM to evict these tenants, many of whom have resided here for years, it is quite possibly illegal," City Councilman Jimmy Van Bramer (D-Sunnyside) said. As a charitable organization, one would hope that NYSUM would have a modicum of basic human compassion for these low-income residents. It's clear that this is not the case."

Gianaris agreed, saying the organization treated the tenants unfairly.

"This is no way for a nonprofit promoting Christian values to be behaving," he said.

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## **Townsend wants action**

### Petition calls for immediate removal of polarizing interim principal

#### BY PATRICK DONACHIE

MembersoftheTownsend Harris High School community continued to criticize the interim principal installed at the school, with an online petition calling for her immediate removal. The news comes as the Queens borough president sent a letter to the head of the Department of Education bemoaning what she said was a lack of information on the process of selecting a permanent principal.

Rosemarie Jahoda was installed as interim principal in September, and parents, teachers and students soon became critical of her approach, accusing her of turning Townsend Harris into a "terrible environment" for those who attended, according to a Change. org petition calling for her immediate ouster.

Members of the school's Parent Teacher Association and students said she was being uncaring toward members of the Muslim Student Association, who were harassed after the presidential election, and irritated by suggestions that she should greet students in the hallway. Parents also accused her of hewing too closely to DOE policy when it negatively impacted students.

The DOE announced it was commencing a "C-30" process to find a perma-



Some members of the Townsend Harris community want Interim Principal Jahoda removed as soon as possible. Photo by Michael Shain

nent principal, with interviews set to begin in early March, according to a DOE spokesman. Jahoda is still the interim principal, but the Change.org petition suggested Jahoda be immediately replaced with Assistant Principal Ellen Fee. The petition currently has over 1,000 signatures.

"We need someone who knows and cares for Townsend Harris, and we need this person now. How much more damage can Jahoda do while we wait for a new principal?" the petition read. "We don't want her even in the building with us. Ms. Fee should take over now while the DOER finds a new principal, and they should consider Ms. Fee's qualifications for the per-

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manent job while she is acting principal."

Townsend Harris Student Union President Alex Chen sent a letter to The Classic, the school's student newspaper, addressed to the entire school community about a rally on the steps of City Hall scheduled for Friday. In the letter, the senior detailed a number of grievances he and other members of the student community had about Principal Jahoda.

"Seniors, all of whom can now vote this November, make your voices heard as Bill de Blasio prepares to run for reelection. As mayor of NYC, he has authority over the Department of Education, which has not been hearing our voices even though they keep saying they are," Chen wrote. "Let's go straight to the mayor."

Queens Borough President Melinda Katz wrote Schools Chancellor to Carmen Farina Feb. 21, requesting more information on the C-30 process. She said the deadline for permanent principal applications had passed Feb. 15, and her staff had reached out to Elaine Lindsay, the superintendent of the district containing Townsend Harris, without response. She said she was troubled by the silence and the continuing controversy unfolding at the school.

"Accusations and troubling accounts are occurring on a daily basis and the students of our system deserve to know that the DOE is providing the tools, atmosphere and attention needed to fulfill our responsibilities to them," Katz wrote.

A DOE spokesman said the department was listening to feedback from the school community. He also said Jahoda currently remained interim acting principal, and that the entire process could take up to 90 days from when it started Feb. 1.

Reach reporter Patrick Donachie by e-mail at pdonachie@cnglocal.com or by phone at (718) 260– 4573.

## Homeless center heads to Ozone Pk. near HS

#### **BY GINA MARTINEZ**

A heavily opposed Ozone Park homeless shelter is opening despite residents' and lawmakers' concerns.

The landlord of 100-32 Atlantic Ave., previously a Dallas Bros. Coffee House, signed a lease Feb. 23 with the city Department of Homeless Services. The property will be the new location of the controversial drop-in center.

The center will be just 250 feet away from the High School for Construction, Trades, Engineering and Architecture. Residents have been protesting the shelter, saying the quality of life would decline and children's safety would be in danger.

Non-profit Breaking Grounds will run the transitional home. The organization, which has several locations in all five boroughs, is a street outreach program that provides supportive temporary housing to the homeless while helping them find permanent housing. During their stay, the organization provides them with food, medical care and a place to sleep.

Jeff Scheuer, vice president of external affairs at Breaking Ground, said the Ozone Park center will help the homelessness problem in Queens.

"New York City is facing a homelessness crisis and our new location will help the homeless in Queens with accessing food, medical care and comprehensive case management," he said. "This is a successful model and will be a critical resource to move these vulnerable New Yorkers from the streets into permanent supportive housing. Since 1990 Breaking Ground has helped more than 13,000 people escape and avoid homelessness."

There were reports of angry protesters in front of the Ozone Park property Sunday

DHS argues the shelter is necessary in the area.

"Queens currently has zero locations to serve street homeless individuals," DHS said in a statement. "We will be using this location as a safe haven and drop-in center to bring this borough's homeless neighbors off of the streets and in from the cold. We need every community to come together to address homelessness, which is a problem in each of the five boroughs."

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### Lancman

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Michael Sisitzky, policy counsel at the New York Civil Liberties Union, said policing tactics in New York City need to change.

"Immigrants arrested for low-level offenses are thrown right into the cross hairs of ICE." he said "New York's role as a sanctuary city carries with it a responsibility to end broken windows policing tactics that feed directly into the Trump regime's calls for mass deportations."

In January Lancman wrote a letter to the mayor entitled "Talk is cheap" pleading with de Blasio to take more aggressive action to protect immigrants.

"Talk is cheap when New York City promises to defend theimmigrantslivingamong us -- our neighbors, friends and family -- yet willfully exposes them to deportation at the dictate of Donald Trump

### Free lunch

#### Continued from Page 1

program could be as much as \$23 million, and changes to federal policy could endanger it further.

Advocates for expanding the city's free-lunch program maintain that a universal program could help stop any stigma that may cause students to avoid taking lunches. The city launched a pilot program several years ago in 185 middle schools, and the IBO analyzed the 2014 school year to extrapolate the cost of enlarging its reach.

Free lunch programs are partially subsidized by federal funding and consist of several different possible programs, all in use in New York City schools. The federal government reimburses the city \$3.24 for all free lunches served, which is less than the cost to the city. Approximately one million students in the city benefit from free lunch, breakfast and other food service programs.

Schools can also use Universal School Meals



Councilman Rory Lancman on the steps of City Hall. Photo Courtesy Councilman Rory Lancman

because minor, nonviolent offenses are criminalized when other, more humane and measured options for holding people accountable are readily available."

According to Lancman, in 2015 nearly 30,000 New Yorkers were arrested for fare evasion and charged under a section of the New York State penal law that qualifies as a deportable offense under federal immigration law. He pointed out that as mayor, de Blasio has the authority to

and the Community Eli-

gibility Program, alter-

direct the NYPD to process those cases as civil violations of the MTA's rules, which is not a deportation trigger.

"It's time to act," he wrote. "Stop jeopardizing immigrant New Yorkers through overzealous and expensive policing strategies when fairer, saner alternatives already exist."

Reach Gina Martinez by e-mail at gmartinez@cnglocal.com or by phone at (718) 260-4566.

natives to the traditional model that shift the eligibility criteria to schools as opposed to individual

students. Eligibility in CEP is determined by whether the student or his or her family is eligible for food stamps, cash assistance or Medicaid. If the number of such students is higher than 40 percent in a given school, it can enroll in CEP.

The DOE estimated the annual cost of the 2014 pilot program at \$49 million, with the federal government reimbursing \$39 million. If citywide participation rates did not change from the pilot program rates, about 141,870 students would participate in a free K-5 lunch program citywide which would cost about \$103 million per year, according to the IBO.

The IBO determined federal funding would remain the same whether schools used the traditional model or Universal School Meals, though estimated federal reimbursement would be slightly higher through

the Community Eligibility Program.

The net cost to the city would be the lowest by using the traditional model, at \$31.5 million, although the IBO said CEP would be the most cost-effective approach due to reduced paperwork and other benefits.

Sustained federal funding of the CEP is endangered by new legislation that would transform program funding into a "block grant," a set amount of money that might not cover actual program costs, according to the IBO.

"If funding does not keep pace with growth in costs and local demand, school districts would be faced with the choice of contributing additional funding from other sources or reducing the scale of the programs," the report said.

The full report is available at http://www.ibo. nyc.ny.us/.

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#### 10 Lopez

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York City street vendor permits.

Due to the limits on New York City street vendor permits, she was forced to work as an unpermitted vendor. Lopezbecameastaunch advocate for street vendor reform, working with the #LiftTheCaps campaign in its efforts to expand access to economic opportunities for more than 20,000 street vendors who are mostly immigrants, people of color and U.S. military

veterans. "As a community organizer with the Street Vendor Project she helped lead the campaign to lift the caps so the city will give out more permits," Boc said. That campaign was launched in 2014 to increase the number of available permits for street food vendors in New York City. Due to the cap placed on perVE WAITED ARSFOR

Corona street vendors hold a candlelight vigil in remembrance of Claudia Lopez, an activist who fought for social and economic reform. Photo by Bill Parry

mits in 1983, there are currently only 3,100 food permits available, an artificially low number that has created an underground black market in vending permits and a waiting list of up to 20 years.

fee is \$200 for two years, permits that are leased on the black market can cost upwards of \$20,000 for the same two-year period. Advocates say it is unfair for a person to pay for a license and then lease it to a poor person at an extraordinary mark-up.

"It is a system that is completely broken and not serving anyone well," 82nd Street Partnership Executive Director Leslie Ramos said. "It's not good for the vendors who are being exploited by the black market, it's not good for the small businesses because the street vendors are com-

peting directly with them, and it isn't working for the community because the streets get so congested."

Legislation to gradually increase the number of permits, Intro. 1303, was introduced in the City Council in October. At a hearing on the bill that month, the de Blasio administration claimed it would complete its vendor study by the end of 2016.

### Ben's Best

#### Continued from Page 1

crew bought out the restaurant and we filmed for two 16-hour days. There was no kidding around."

Cinematic qualities are not the only reason major film companies choose New York City as the backdrop to their films.

The made-in-New York program offers advertising and marketing incentives. There is also a state film incentive program, which has been extended through 2019. The \$420 million per year program is designed to give a 30 percent tax credit on production expenses to qualifying film and television productions made in NYC.

A 30 percent post-production tax credit is also offered for local productions that don't qualify for the production credit.

"The Comedian" tells the story of an aging stand-up comic Jackie Burke (Robert De Niro). Despite his efforts to reinvent himself and his insult-driven brand of comedy, his audience only recognizes him as the former television star he played.

In the movie that opened in December, the deli is owned by its real owner Jay Parker and his partner (Danny DeVito), who is also Burke's younger brother. Parker said his acting had to be

top-notch to keep up with De Niro and DeVito.

"In the movie, Robert De Niro's character comes into the deli to ask for money," Parker said. "De Niro comes in and DeVito says to me, 'Hey, Jay, where is my big-time brother?' I walk into the scene. I give him a wave and a big deli smirk and say, 'Hey,' and that ends my illustrious acting career."

Parker is no stranger to film crews. He was also featured on the show "Diners, Drive-ins, and Dives" back in 2011. Ben's Best was highlighted for cooking up thirdgeneration recipes for stuffed cabbage and kreplach. Parker said that whether it's a show or a movie, "showbiz" people take their jobs very seriously.

"We had to shoot everything five, six times until it was perfect," Parker said. "It took two days to shoot an eight-minute segment, but it was a great experience."

Since the movies debuted, Parker has been asked for his autograph and picture from patrons.

"People recognized me for my nanosecond on the screen. I've gotten applause, and people tell me all the time that I am a natural born actor."

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