



THE CITY RECORD

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THE CITY RECORD

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

MANHATTAN BOROUGH PRESIDENT

MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT THE MANHATTAN BOROUGH BOARD MEETING is scheduled for **May 15, 2008 from 8:30 to 10:00 A.M.**, at the Office of the Manhattan Borough President, located at 1 Centre Street, 19th Floor South. (Large Conference Room)

The following two resolutions will be voted on:

Unity Funeral Home Expansion

Pursuant to New York City Charter 384(b) 4, Manhattan Borough Board will consider the sale by New York City Economic Development Corporation (EDC) of three City-owned properties (Block 1932, Lots 5, 7, and 107) to West 126th Realty LLC to be used by Unity Funeral Home. The three City-owned lots, consisting of approximately 8,500 square feet will enable Unity Funeral Home to enlarge its existing funeral establishment. The proposed development will include a three story, 6,337 square foot commercial building.

No. 1076 State Bill

Resolution in support of the State Senate and Assembly Bills Expanding Temporary Disability Insurance to cover family and medical leave.

PLEASE NOTE: Individuals requesting sign-language interpreters or other reasonable accommodations for disabilities should contact the Office of the Manhattan Borough President, located at 1 Centre Street, 19th Floor South, New York, NY 10007 at (212) 669-8300.
NO LATER THAN THREE (3) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING/MEETING.

m6-14

CITY PLANNING COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street, New York, New York, on Wednesday, May 21, 2008, commencing at 10:00 A.M.

BOROUGH OF BROOKLYN No. 1 MADISON/PUTNAM HOUSING

CD 3 C 080278 HAK
IN THE MATTER OF an application submitted by the

Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
 - a) the designation of property located at 924 and 928 Madison Street (Block 1484, Lots 6 and 8); and 1023, 1013, 1007, 1052, and 1054 Putnam Avenue (Block 1484, Lots 35, 41, and 43; and Block 1486, Lots 15 and 16), as an Urban Development Action Area; and
 - b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer selected by HPD;

to facilitate development of seven residential buildings, tentatively known as Madison/Putnam, with approximately 48 units, to be developed under the Housing Preservation and Development's Cornerstone Program.

BOROUGH OF MANHATTAN No. 2 WEST END AVENUE PARKING GARAGE

CD 7 C 080153 ZSM
IN THE MATTER OF an application submitted by Extell Development Company pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 13-561 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 20 spaces on a portion of the ground floor, cellar and sub-cellar of a proposed residential building on property located at 531-539 West End Avenue (Block 1247, Lots 33, 34, 35, 36, 37 & 135), in an R10A District.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

No. 3 & 4 610 LEXINGTON AVENUE No. 3

CD 4-8 N 080177 ZRM
IN THE MATTER OF an application submitted by Park Avenue Hotel Acquisition, LLC, and 375 Park Avenue L.P., pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York concerning Article VIII, Chapter 1, Special Midtown District, concerning Section 81-212 (Special provisions for transfer of development rights from landmark sites), Community District #5, Borough of Manhattan.

Matter underlined is new, to be added;
Matter within # # is defined in Section 12-10;
Matter in ~~strikeout~~ is text to be deleted;
*** indicates where unchanged text appears in the zoning resolution

Article VIII: Special Purpose Districts
Chapter 1: Special Midtown District

81-212

Special provisions for transfer of development rights from landmark sites

The provisions of Section 74-79 (Transfer of Development Rights for Landmark Sites) shall apply in the #Special Midtown District# subject to the modification set forth in this Section and Sections 81-254, 81-266 and 81-277 pertaining to special permits for height and setback modifications, Section 81-747 (Transfer of development rights from landmark theaters) and Section 81-85 (Transfer of development rights from landmark sites within the Special Fifth Avenue Subdistrict).

The provisions of Section 74-79 pertaining to the meaning of the term "adjacent lot" in the case of lots located in C5-3, C5-5, C6-6, C6-7 or C6-9 Districts are modified to apply in the #Special Midtown District# where the "adjacent lot" is in a C5-3, C6-6, C6-7, C6-5.5, C6-6.5 or C6-7T District.

The provisions of paragraph (c) of Section 74-792 as applied in the #Special Midtown District# shall be subject to the restrictions set forth in the table in Section 81-211 on the development rights (FAR) of a landmark "granting lot" for transfer purposes.

Wherever there is an inconsistency between any provision in Section 74-79 and the table in Section 81-211, the table in Section 81-211 shall apply.

Within the Grand Central Subdistrict, any transfer of development rights from a landmark site may be made pursuant to either Section 74-79 or Section 81-63, but not both.

For new #developments# or #enlargements# in C5-3, C6-6, C6-7 and C6-7T Districts, the Commission may also modify or waive the requirements of Section 23-86 (Minimum Distance Between Legally Required Windows and Walls or Lot Lines) and requirements governing the minimum dimensions of a court, where:

the required minimum distance as set forth in Section 23-86 is provided between the #legally required windows# in the new #development# or #enlargement# and a wall or #lot line# on the #zoning lot# occupied by the landmark; and the required minimum distance is protected by a light and air easement acceptable to the Department of City Planning and recorded in the County Clerk's office of the county in which such tracts of land are located.

For new #developments# or #enlargements#, on #zoning lots# located in C5-3, C6-6, C6-7 and C6-7T Districts and with frontage on streets on which curb cuts are restricted pursuant to Section 81-44, the Commission may also modify or waive the number of loading berths required pursuant to Section 36-62 (Required Accessory Loading Berths). In granting such special permit, the Commission shall find that: (a) a loading berth permitted by City Planning Commission authorization pursuant to Section 81-44 would have an adverse impact on the landmark #building or other structure# that is the subject of the special permit; (b) because of existing #buildings# on the #zoning lot#, there is no other feasible location for the required loading berths; and (c) the modification or waiver will not create or contribute to serious traffic congestion or unduly inhibit vehicular and pedestrian movement.

For new #developments# or #enlargements#, on #zoning lots# located in C5-3, C6-6, C6-7 and C6-7T Districts, the Commission may also modify the dimensions and minimum clear height required for pedestrian circulation space pursuant to Section 81-45 (Pedestrian Circulation Space) and 37-50 (Requirements for Pedestrian Circulation Space). In granting such special permit, the Commission shall find that the modification will result in a distribution of #bulk# and arrangement of #uses# on the #zoning lot# that relate more harmoniously with the landmark #building or other structure# that is the subject of the special permit.

No. 4

CD 5 C 080178 ZSM
IN THE MATTER OF an application submitted by Park Avenue Hotel Acquisition, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to the following sections of the Zoning Resolution:

1. Sections 81-212* and 74-79 - to allow the transfer of 200,965 square feet of floor area from property

located at 375 Park Avenue (Block 1307, Lots 1 and 9001) that is occupied by a landmark building to property located at 610 Lexington Avenue (Block 1307, Lots 14 and 59), to modify the requirements of Section 23-851 (Minimum Dimension of Inner Courts), Section 23-861 (Minimum Distance Between Legally Required Windows and Walls or Lot Lines/General Provision), Section 36-62 (Required Accessory Off-Street Loading Berths), and Section 81-45 (Pedestrian Circulation Space) and Section 37-07 (Requirements for Pedestrian Circulation Space); and

2. Section 81-277 - to modify the height and setback requirements of Section 81-27 (Alternative Height and Setback Regulations – Daylight Evaluation)

to facilitate the development of a 63-story mixed use building on property located at 610 Lexington Avenue (Block 1307, Lots 14 and 59), in a C6-6 District, within the Special Midtown District.

* Note: A zoning text change is proposed under a concurrent related application (N 080177 ZRM) for amendment to Sections 81-212 (Special provisions for transfer of development rights from landmark sites). Plans for this proposal are on file with the City Planning Commission and may be seen at 22 Reade Street, Room 3N, New York, N.Y. 10007.

**SPECIAL HUDSON YARDS, CLINTON & MIDTOWN
TEXT AMENDMENTS
No. 5**

CD 4 **N 080184 ZRM**
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article IX, Chapter 3 (Special Hudson Yards District), concerning Article IX, Chapter 6 (Special Clinton District), and concerning Article VIII, Chapter 1 (Special Midtown District)

Matter in underline is new, to be added;
Matter in ~~strikeout~~ is old, to be deleted;
Matter within # # is defined in Section 12-10;
* * * indicates where unchanged text appears in the Zoning Resolution

Article VIII - Special Purpose Districts

Chapter 1
Special Midtown District
* * *

81-741
General provisions
* * *

- (d) Additional floor area bonuses

All #developments# located on the west side of Eighth Avenue between 42nd and 45th Streets within the Theater Subdistrict may receive an increase in #floor area# pursuant to Section ~~96-21 (Floor Area Increase)~~ 96-22 (Special Regulations for Eighth Avenue Perimeter Area) for those #developments# complying with the provisions of Section 23-90 (INCLUSIONARY HOUSING).

* * *
Article IX - Special Purpose Districts

Chapter 3
Special Hudson Yards District
* * *

93-05
Applicability of District Regulations
* * *

93-054
Applicability of Chapter 4 of Article VII
* * *

93-055
Modification of use and bulk regulations for zoning lots bounding Hudson Boulevard Park

Where the #lot line# of a #zoning lot# coincides with the boundary of the #public parks# located between West 35th Street, Hudson Boulevard East, West 33rd Street and Eleventh Avenue, such #lot line# shall be considered to be the #street line# of Hudson Boulevard West for the purposes of applying all #use# and #bulk# regulations of this Resolution.

Where the #lot line# of a #zoning lot# coincides with the boundary of the #public park# located between West 39th Street, Tenth Avenue, West 38th Street and Eleventh Avenue, such #lot line# shall be considered to be the #street line# of Hudson Boulevard East and West, as applicable, for the purposes of applying all #use# and #bulk# regulations of this Resolution.

* * *
93-14
Retail Continuity Along Designated Streets

Map 2 (Mandatory Ground Floor Retail) in Appendix A of this Chapter specifies locations where the special ground floor #use# and transparency requirements of this Section apply. Such regulations shall apply along either 100 percent or 50 percent of the building's #street# frontage, as indicated on Map 2.

#Uses# located on the ground floor level or within five feet of #curb level#, and within 50 feet of the #street line# shall be limited to #commercial uses# permitted by the underlying zoning district, but not including #uses# listed in Use Groups 6B, 6E, 7C, 7D, 8C, 8D, 9B, 10B, 11 or 12D. A building's #street# frontage shall be allocated exclusively to such #uses#, except for lobby space, entryways or entrances to subway stations. In no event shall the length of #street# frontage occupied by lobby space or entryways exceed, in

total, 40 feet or 25 percent of the building's total #street# frontage, whichever is less, except that the width of a lobby need not be less than 20 feet.

For any new #development# or #enlargement# on such designated retail #streets#, each ground floor #street wall# shall be glazed with materials which may include show windows, glazed transoms or glazed portions of doors. Such glazed area shall occupy at least 70 percent of the area of each such ground floor #street wall#, measured to a height of 10 feet above the level of the adjoining sidewalk or public access area. Not less than 50 percent of such area shall be glazed with transparent materials and up to 20 percent of such area may be glazed with translucent materials. For #developments# or #enlargements# fronting upon Hudson Boulevard that are adjacent to existing #buildings# located within the Hudson Boulevard #street# bed or #public park#, glazing shall not be required. However, the Hudson Boulevard #street wall# of such new #development# or #enlargement# shall be designed in a manner that will enable the glazing requirements of this section to be met upon demolition of the #buildings# within the #street# bed or #public park#.

The provisions of this Section shall not apply along the northern #street# frontage of West 35th through West 39th Streets within 100 feet of Eleventh Avenue, as shown on Map 2. However, any #zoning lot# fronting on such #streets# and partially within 100 feet of Eleventh Avenue may, as an alternative, apply the provisions of this Section to the entire West 35th, West 36th, West 37th, West 38th or West 39th Street frontage of the #zoning lot#.

* * *
93-20
FLOOR AREA REGULATIONS
* * *

93-223
Maximum floor area ratio in Hell's Kitchen Subdistrict D

- (a) Subareas D1 and D2

In Subareas D1 and D2 of Hell's Kitchen Subdistrict D, the basic maximum #floor area ratios# of non-#residential buildings# are set forth in Row A in the table in Section 93-22 and may be increased to the amount specified in Row C pursuant to Section 93-31 (District Improvement Fund Bonus) or through the transfer of #floor area# from the #Phase 2 Hudson Boulevard and Park# as set forth in Section 93-32. The basic maximum #floor area ratios# of any #building# containing #residences# are set forth in Row B.

The #floor area ratio# of any #building# containing #residences# may be increased from 6.5 pursuant to Section 93-31 (District Improvement Fund Bonus) or through the transfer of #floor area# from the #Phase 2 Hudson Boulevard and Park# as set forth in Section 93-32, and pursuant to Section 23-90 (INCLUSIONARY HOUSING), as modified by Section 93-23, as follows:

- (1) The #residential floor area ratio# may be increased from 6.5 to a maximum of 12.0 only if for every five square feet of #floor area# increase pursuant to Sections 93-31 or 93-32 there is a #floor area# increase of six square feet, pursuant to Section 23-90, as modified by Section 93-23.
- (2) Any #floor area# increase above a #floor area ratio# of 12.0 shall be only pursuant to Section 93-31 or 93-32.

Furthermore, in Subarea D1, the #floor area ratio# on a #zoning lot# may exceed 13.0 only where the community facility #floor area ratio# is not less than the excess of such #floor area ratio# above 13.0.

* * *
93-30
SPECIAL FLOOR AREA REGULATIONS

93-31
District Improvement Fund Bonus

In the #Special Hudson Yards District# and Area P-2 of the #Special Garment Center District#, the Chairperson of the City Planning Commission shall allow, by certification, the applicable basic maximum #floor area ratio# to be increased up to the maximum amount specified in Sections 93-21, 93-22 or 121-31, as applicable, provided that instruments in a form acceptable to the City are executed and recorded ~~ensuring~~ and that, thereafter, a contribution has been deposited in the #Hudson Yards District Improvement Fund#. The execution and recording of such instruments and the payment of such non-refundable contribution shall be a precondition to the filing for or issuing of any building permit allowing more than the basic maximum #floor area# for such #development# or #enlargement#.

The Commissioner of Buildings shall not authorize the construction of any #development# or #enlargement# utilizing #floor area# bonused pursuant to this Section, including foundations with respect thereto, nor shall the construction of any bonused portion thereof be authorized, until the Chairperson has certified that the requirements of this Section have been met Nothing herein shall limit the ability of the Commissioner of Buildings to issue a permit for the construction of a #development# or #enlargement# which does not utilize such bonused floor area.

~~Such~~ The contribution amount shall be \$100 per square foot of #floor area# as of January 19, 2005, and shall be adjusted by the Chairperson ~~annually on July 1 of the following year and each year thereafter~~, Such adjustment shall occur on August 1 of each calendar year, based on the percentage

change in the Consumer Price Index for all urban consumers as defined by the U.S. Bureau of Labor Statistics for the twelve months ended on June 30 of that year ~~The contribution amount shall be determined based upon the rate which is in effect at the time the contribution is received, and contributions may be made only on days when the Hudson Yards Infrastructure Corporation (the "Corporation") is open for business and during business hours as specified by the Corporation.~~

The Commission may promulgate rules regarding the administration of this Section, and the Commission may also, by rule, adjust the contribution amount specified in the preceding paragraph to reflect changes in market conditions within the #Hudson Yards Redevelopment Area# if, in its judgment, the adjusted amount will facilitate the district-wide improvements that are consistent with the purposes of this Chapter and the purposes of the #Special Garment Center District#. The Commission may make such an adjustment by rule, not more than once a year.

For any such adjustment by rule decreasing the contribution amount, or increasing the contribution amount by more than the percentage change in the Consumer Price Index for all urban consumers, the following shall apply:

- (a) Such rule shall be effective for not more than two years; and
- (b) The Commission shall not publish the proposed rule pursuant to the City Administrative Procedure Act unless the City Council Land Use Committee and the Department of City Planning have jointly filed an application for a zoning text amendment under Section 201 of the New York City Charter, which would make such adjustment of the contribution amount permanently effective. The contribution amount established under such rule as finally adopted shall continue in effect with further adjustments based upon the Consumer Price Index for all urban consumers, until the next adjustment of the contribution amount pursuant to this Section.

~~Such contribution amount shall be payable or secured at the time foundation work has been completed and the Commissioner of Buildings shall not authorize any additional construction until the Chairperson has certified that payment has been made or adequate security therefore has been provided.~~

93-34
Distribution of Floor Area in the Large-Scale Plan Subdistrict A
* * *

- (b) Requirements for application

An application filed with the Chairperson of the Commission for the distribution of #floor area# by certification pursuant to paragraph (a) of this Section shall be made jointly by the owner of the #development# rights of the Eastern Rail Yards Subarea A1 and the receiving site and shall include:

- (1) a site plan and #floor area# zoning calculations for the receiving site; and
- (2) a copy of the distribution instrument legally sufficient in both form and content to effect such a distribution, together with a notice of the restrictions limiting further development of the Eastern Rail Yards Subarea A1.

~~Such~~ ~~N~~ notice of restrictions shall be filed by the owners of the respective sites in the Borough Office of the Register of the City of New York, indexed against the Eastern Rail Yards Subarea A1 and the receiving site, a certified copy of which shall be submitted to the Chairperson of the Commission. Receipt of certified copies thereof shall be a precondition to issuance of any building permit for any #development# or #enlargement# utilizing #floor area# distributed pursuant to this Section, including foundations with respect thereto, including any foundation or alteration permit, for any #development# or #enlargement# on the receiving site.

* * *
93-50
SPECIAL HEIGHT AND SETBACK REGULATIONS IN
SUBDISTRICTS A THROUGH E

In Subdistricts A through E, the height and setback regulations set forth in Section 93-42 shall apply, except that such regulations are modified in certain locations as set forth in this Section. Such modifications include the establishment of #street wall# location regulations, minimum base heights, ~~and~~ maximum length of building walls for towers, and modifications of maximum base heights, depths of required setbacks, and tower #lot coverage#. Special provisions for recesses and sidewalk widenings are as follows:

- (a) Recesses

Where #street walls# are required to be located on #street lines# or sidewalk widening lines, ground floor recesses up to three feet deep shall be permitted for access to building entrances, and deeper recesses shall be permitted only where necessary to comply with the pedestrian circulation space provisions of Section 93-63. Above the level of the second #story# and up to any specified minimum base height, recesses are permitted provided that the aggregate length of such recesses does not exceed 30 percent of the length of the

required #street wall# at any level, and the depth of such recesses does not exceed five feet. No limitations on recesses shall apply above any specified minimum base height or to any portion of a #zoning lot# where #street walls# are not required.

Where #street walls# are required to extend along the entire #street# frontage of a #zoning lot#, no recesses shall be permitted within 20 feet of an adjacent #building#, or within 30 feet of the intersection of two #street lines# except where corner articulation rules apply.

(b) Sidewalk Widening

Where a #street wall# is required to extend along the entire #street# frontage of a #zoning lot#, and such #street# is intersected by a #street# with a mandatory sidewalk widening, no #street wall# shall be required within such sidewalk widening. Where corner articulation rules apply, the inner boundary of any required sidewalk widening may be considered to be the #street line#. The mandatory #street wall# requirements are illustrated on Map 3 in Appendix A of this Chapter. Where sidewalk widening lines are specified, such lines shall be parallel to and five or ten feet from the #street line#, as required pursuant to Section 93-61 and illustrated on Map 4 (Mandatory Sidewalk Widening) in Appendix A.

* * *
93-512
Subareas A3, A4 and A5 of the Large-Scale Plan Subdistrict A

(a) Hudson Boulevard

For the purposes of this paragraph, (a), Hudson Boulevard shall be considered to be a #wide street#. The #street wall# of the #development# or #enlargement# shall be located on the Hudson Boulevard sidewalk widening line and extend along at least 70 percent of the length of the Hudson Boulevard frontage of the #zoning lot#, and shall rise without setback to a minimum base height of 90 feet and a maximum base height of 120 feet. On #corner lots#, the maximum base height may apply along intersecting #narrow street lines# for a distance of 100 feet from its intersection with Hudson Boulevard. Above a height of 120 feet, a setback at least 25 feet in depth is required from the Hudson Boulevard #street line#, and setbacks from intersecting #narrow streets# shall comply with the provisions of paragraph (b) of Section 93-42 (Height and Setback in Subdistricts A through E).

Alternatively, for #zoning lots# that occupy the entire Hudson Boulevard #block# front, the Hudson Boulevard #street wall# may rise above a height of 120 feet without setback at the Hudson Boulevard sidewalk widening line, provided that:

- (1) the aggregate width of such #street wall# facing Hudson Boulevard does not exceed 100 feet;
(2) all other portions of the #building# that exceed a height of 120 feet are set back at least 25 feet from the Hudson Boulevard #street line# at a height not lower than 90 feet; and
(3) all portions of the #building# that exceed a height of 120 feet are set back from a #narrow street# in compliance with the provisions of paragraph (b) of Section 93-42.

For the purposes of applying the #street wall# location and setback provisions of this paragraph to #developments# and #enlargements# fronting on the #public park# between West 38th and West 30th Streets, the #street lines# and sidewalk widening lines of Hudson Boulevard shall be prolonged northward to West 30th Street.

* * *
93-513
Four Corners Subarea A2

(a) Hudson Boulevard

The provisions of paragraph (a) of Section 93-512 (Subareas A3, A4 and A5 of the Large-Scale Plan Subdistrict A) shall apply, except that the maximum base height shall be 150 feet, and for the purposes of applying such #street wall# location and setback provisions to #developments# and #enlargements# fronting upon the #public park# between West 39th and West 35th Streets, the westerly #street line# and sidewalk widening lines of Hudson Boulevard West shall be prolonged southward to West 33rd Street.

* * *
93-54
Special Height and Setback Regulations in Hell's Kitchen Subdistrict D

93-541
Height and setback in Subareas D1 and D2

(a) Tenth Avenue

- (1) For #zoning lots# that do not occupy the entire Tenth Avenue #block# front, and for #zoning lots# that occupy the entire Tenth Avenue #block# front where existing #residential buildings# will remain, the #street wall# of any #development# or #enlargement# shall be located on and extend along the entire

Tenth Avenue #street line#, except that to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such lines. Such #street wall# shall rise without setback to a minimum base height of 90 feet and a maximum base height of 150 feet, except that such minimum base height requirement shall not apply to any existing #residential buildings# to remain. Where such #zoning lots# also front upon a #narrow street#, these provisions shall apply along such #narrow street# frontage for a minimum distance of 50 feet and a maximum distance of 100 feet from the intersection of Tenth Avenue. Above a height of 150 feet, the setback provisions of paragraph (b) of Section 93-42 shall apply.

- (2) For #zoning lots# that occupy the entire Tenth Avenue #block# front, and where no existing #buildings# fronting upon Tenth Avenue will remain, the #street wall# of the #development# or #enlargement# shall be located within 10 feet of the Tenth Avenue #street line# and extend along the entire Tenth Avenue frontage of the #zoning lot# and shall rise without setback to a minimum base height of 90 feet and a maximum base height of 150 feet. These provisions shall apply for a minimum distance of 50 feet and a maximum distance of 100 feet from the intersection of Tenth Avenue.

Above a height of 150 feet, the setback provisions of paragraph (b) of Section 93-42 shall apply. Alternatively, for #zoning lots# that occupy the entire Tenth Avenue #block# front and no portion of any #building# is within 10 feet of the Tenth Avenue #street line#, the Tenth Avenue #street wall# may rise above 150 feet without setback, provided that:

- (i) the aggregate width of such #street wall# does not exceed 100 feet;
(ii) all other portions of the #building# that exceed a height of 150 feet are set back at least 10 feet from the Tenth Avenue #street wall# of the #building# at a height not lower than 90 feet; and
(iii) all portions of the #building# that exceed a height of 150 feet are set back from a #narrow street# in compliance with the provisions of paragraph (b) of Section 93-42, and
(iv) all portions of the Tenth Avenue #street wall# that do not exceed a height of 90 feet are located ten feet from the Tenth Avenue #street line#, except that recesses may be provided in accordance with the recess provisions of paragraph (a) of Section 93-50. Above a height of 90 feet, up to a height of 150 feet, any #street wall# facing Tenth Avenue shall be located no closer to Tenth Avenue than 10 feet.

(b) Hudson Boulevard

The regulations set forth in paragraph (a) of Section 93-512 (Subareas A3, A4 and A5 of the Large-Scale Plan Subdistrict A) shall apply, except that wherever a setback from the Hudson Boulevard #street line# is required to be at least 25 feet deep, such setback depth may be reduced to 15 feet.

(c) Midblocks between Tenth Avenue and Hudson Boulevard

The regulations set forth in paragraph (c) of Section 93-512 shall apply.

(d) Length of building wall

The maximum length of any #story# located above a height of 150 feet that faces north or south shall not exceed 100 feet. Such length shall be measured by inscribing within a rectangle the outermost walls at the level of each #story# entirely above a height of 150 feet. Any side of such rectangle from which perpendicular lines may be drawn to the nearest #narrow street line# shall not exceed 100 feet.

(e) Tower #lot coverage#

Where more than one tower on a #zoning lot# contains #residences#, the minimum #lot area# requirement of paragraph (c)(1) of Section 93-42 shall not apply to the highest 80 feet of at least half of the number of such towers.

93-542
Height and setback in Subareas D4 and D5

In Subareas D4 and D5 of Hell's Kitchen Subdistrict D, the underlying height and setback regulations shall apply, except that:

- (a) the rooftop regulations set forth in Section 93-41 shall apply to all #developments# or #enlargements#; and
(b) within the C2-5 District of Subarea D4, #commercial uses# shall be limited to two #stories# or a height of 30 feet, whichever is less.

(c) within the C1-7A District of Subarea D5, recesses in the #street wall# of any #building# facing Ninth Avenue shall not be permitted within 20 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except as provided for permitted corner articulation.

* * *
93-55
Special Height and Setback Regulations in the South of Port Authority Subdistrict E

In the South of Port Authority Subdistrict E, for any #development# or #enlargement# on a #zoning lot# fronting on Eighth Avenue, the #street wall# of such #development# or #enlargement# shall be located on the Eighth Avenue sidewalk widening line and extend along the entire #street# frontage of the #zoning lot#. Such #street wall# shall rise without setback to a minimum height of 90 feet or the height of the #building#, whichever is less, and a maximum height of 120 feet. Above a height of 90 feet, no portion of the #development# or #enlargement# shall penetrate a #sky exposure plane# that begins at a height of 120 feet above the Eighth Avenue sidewalk widening line and #street lines# of West 39th Street and West 40th Streets, as applicable, and rises over the #zoning lot# at a slope of four feet of vertical distance for each foot of horizontal distance except as provided below:

- (a) any portion of the #building or other structure developed# or #enlarged# pursuant to the tower regulations of Sections 33-45 or 35-63, as applicable, may penetrate the #sky exposure plane#;
(b) permitted obstructions, as listed in paragraph (a) of Section 93-41, may penetrate the #sky exposure plane#. In addition, a dormer, as listed in paragraph (c) of Section 23-62, may penetrate the #sky exposure plane#.

* * *
93-55 93-56
Special Permit for Modification of Height and Setback Regulations

* * *
93-65
Transit Easements

Any #development# or #enlargement# on a #zoning lot# that includes the locations listed below shall provide an easement for subway-related use and public access to the subway mezzanine or station:

- (a) The area bounded by Tenth Avenue, West 41st Street, a line 190 feet east of and parallel to Tenth Avenue, and a line 55 feet south of and parallel to West 41st Street. The entrance shall be accessed from Tenth Avenue.
(b) The area bounded by the western boundary of the #public park# between West 34th and West 35th Streets, West 34th Street, a line 40 feet west of and parallel to the western boundary of the #public park# between West 34th and West 35th Streets, and a line 75 feet north of and parallel to West 34th Street. The entrance shall be accessed from the #public park# between West 34th and West 35th Streets.
(c) The area bounded by Eleventh Avenue, West 36th Street, a line 90 feet east of and parallel to Eleventh Avenue, a line 50 feet south of and parallel to West 36th Street, a line 50 feet east of and parallel to 11th Avenue, and West 34th Street. The entrance shall be accessed from West 36th Street or 11th Avenue within 50 feet of West 36th Street.
(d) For any #development# or #enlargement# on a #zoning lot# that includes the southwest corner of West 40th Street and Eighth Avenue, the transit easement shall accommodate a relocated subway entrance from the adjoining sidewalk to a location within the #development# or #enlargement#.

* * *
Article IX - Special Purpose Districts

Chapter 6
Special Clinton District
* * *
96-20
PERIMETER AREA

#Developments# within the Perimeter Area shall be eligible for increased #floor area# only pursuant to Sections 96-21 (Special Regulations for 42nd Street Perimeter Area) or 96-22 (Special Regulations for Eighth Avenue Perimeter Area)....

* * *
96-21
Special Regulations for 42nd Street Perimeter Area

The provisions of this Section shall apply to #developments# or #enlargements# located in all #Commercial Districts# within the area bounded by the following:

- (b) Floor area regulations
(2) Floor area regulations in Subarea 2
In Subarea 2 of the 42nd Street Perimeter Area as shown in Appendix B, the basic #floor area ratio# of any #development# or #enlargement# shall be 10.0. However, the #floor area ratio# of any #development# or #enlargement# containing #residential use# may exceed 10.0 to a maximum of 12.0 only in accordance with the provisions of Section 23-90 (INCLUSIONARY HOUSING), except that any units for which a #floor area# increase has been earned pursuant

to Section 23-90 shall be within the #Special Clinton District#. For #developments# or #enlargements# that have fully utilized the Inclusionary Housing Program, the maximum permitted #floor area ratio# may be increased from 12.0 to 15.0 for a new legitimate theater to be used as a legitimate theater or non-profit performing arts space in accordance with the provisions of Section 96-25 (Floor Area Bonus for New Legitimate Theater Use).

Where a transit easement volume is required on a #zoning lot# in Subarea 2, such easement volume may be temporarily used by the owner of the #zoning lot# for any permitted #uses# until such time as required by the Transit Authority or by its designee for subway purposes. Any such floor spaces occupied by such transit easement volume shall not count as #floor area#. Improvements or construction of a temporary nature within the easement volume for such temporary #uses# shall be removed by the owner of the #zoning lot# prior to the time at which public #use# of the easement area is required. A minimum notice of six months in writing shall be given by the Transit Authority to the owner of the #zoning lot# to vacate the tenants of such temporary #uses#.

* * *

96-25
Floor Area Bonus for New Legitimate Theater Use

Within Subarea 2 of the 42nd Street Perimeter Area as shown in Appendix A of this Chapter, for #developments# or #enlargements# located within the area bounded by West 42nd Street, Dyer Avenue, West 41st Street and Eleventh Avenue that have fully utilized a #floor area# increase pursuant to Section 23-90 (INCLUSIONARY HOUSING), ~~three additional square feet of #floor area# may be provided for each square foot of new legitimate theater #use#, the #floor area ratio# may be increased from 12.0 to a maximum of 15.0, provided that for every three square feet of bonused #floor area#, one square foot of such bonused #floor area# shall be used for new "performance space", which, for the purposes of this Section 96-25 shall mean space to be used as a legitimate theater or non-profit performing arts space. Such bonused #floor area# shall be permitted only upon certification by the Chairperson of the City Planning Commission to the Commissioner of Buildings that the following conditions shall exist have been met:~~

- (a) ~~the total #floor area ratio# on the #zoning lot# shall not exceed 15.0;~~
- (b)(a) all #floor area# for any performance space for which a bonus is received pursuant to this Section shall be limited to floor space exclusively associated with legitimate theater or non-profit performing arts #use#, including auditorium, orchestra, balconies, stage and theater equipment space, wings, dressing rooms, rehearsal space, lobbies, ~~lounges~~, ticket offices, rest rooms, and circulation space. Any other bonused performance space shall not comprise more than 25% of the total #floor area# for which a bonus is received;
- (c)(b) ~~the theater such performance space shall be designed, arranged and used exclusively for live performances and rehearsals of drama, music or dance and shall have at least 99 100 fixed seats and no more than 299 seats. If there is more than one performance space, each shall have at least 100 seats. Adjacent performance spaces may be designed in a manner that allows for their combination into a single performance space provided such combined space has no more than 299 seats;~~
- (c) a letter from the Department of Cultural Affairs shall be submitted certifying that:
 - (d)(1) a signed lease shall be ~~has been~~ provided from ~~a~~ the prospective theater operator of the performance space, or a written commitment from the owner of the theater performance space if such owner is also the operator, for occupancy of the theater performance space and its operation as a legitimate theater or non-profit performing arts space for a period of not less than five years, pursuant to an operating plan and program therefore;
 - (2) the proposed operator of the performance space has the fiscal and managerial capacity to successfully operate such space;
 - (3) preliminary design plans have been provided to the Department of Cultural Affairs for the performance space, which include sufficient detail regarding core, shell, structural, mechanical, electrical, plumbing and HVAC systems, necessary to ensure that such performance space will operate efficiently for its intended use, and
 - (e)(4) a plan and program shall be accompanied by written commitment from such owner of the financial resources available to ensure timely completion of the identified scope of work; a written commitment has been provided ensuring that there are financial resources available for the timely completion of the identified scope of work, and
 - (5) the proposed operator of the performance

space will have a program of regularly scheduled presentations that are open to the public.

- (d) a legal commitment shall be ~~has been~~ provided for inspection and ongoing maintenance of the theater performance space to ensure its continued availability for theater #use# as a legitimate theater or non-profit performing arts space. Such inspection shall be conducted every five years by a licensed engineer or architect, and a report issued to the Chairperson of the City Planning Commission and the Commissioner of the Department of Cultural Affairs and notice of such report shall be published in the City Record. Such report shall describe the condition of the theater performance space and identify any maintenance or repair work necessary to ensure the physical and operational soundness of the theater performance space and establish a plan and program for such work, including providing that adequate resources be made available to ensure timely completion of such maintenance or repair work; and
- (e) a legal commitment shall be ~~has been~~ provided for continuance of the #use# of all #floor area# for which a bonus has been received pursuant to this Section as a legitimate theater or non-profit performing arts space and providing that in the event of a change of operator, as defined by the Commissioner of the Department of Cultural Affairs, the owner or operator shall obtain a new letter certifying that the provisions of paragraph (c) of this Section have been met as to the proposed operator. Such legal commitment shall also prohibit #use# as an #adult establishment# for the life of the related #development#.

Such legal commitments shall be in the form of a declaration of restrictions, filed and duly recorded in the Borough Office of the Register of the City of New York, binding upon the owner and any lessee of the theater performance space and their successors and assigns, a certified copy of which shall be submitted to the Chairperson of the City Planning Commission. The filing of such declaration and the posting of any bond or other security required by the Chairperson of the City Planning Commission under the terms of such declaration, and receipt of such a certified copy of such declaration, shall be preconditions to issuance of any building permit, including any foundation or alteration permit, for any #development# or #enlargement#.

The owner shall not apply for or accept a temporary certificate of occupancy for that portion of the #development# or #enlargement# identified under the terms of the declaration of restrictions as utilizing the increased #floor area# permitted pursuant to this Section, and the Department of Buildings shall not issue a temporary certificate of occupancy for such portion of the #development# or #enlargement#, until the Chairperson through consultation with the Commissioner of the Department of Cultural Affairs has certified that the theater performance space is substantially complete, which shall, for this purpose, mean that such theater performance space is usable by the public. The owner shall not apply for or accept a permanent certificate of occupancy for such portion of the #development# or #enlargement#, nor shall the Department of Buildings issue a permanent certificate of occupancy for such portion, the #development# or #enlargement# until the theater performance space has been finally completed in accordance with the approved plans and such final completion has been certified by the Chairperson through consultation with the Commissioner of the Department of Cultural Affairs. The declaration of restrictions shall be noted on any Temporary or Final Certificate of Occupancy for the #building#.

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/19/05)
Map 1: Special Hudson Yards District, Subdistricts and Subareas



- Large-Scale Plan Subdistrict A
 - Eastern Rail Yard Subarea A1
 - Four Corners Subarea A2
 - Subareas A3 through A5
- Farley Corridor Subdistrict B
 - Western Blocks Subarea B1
 - Central Blocks Subarea B2
 - Farley Post Office Subarea B3
 - Pennsylvania Station Subarea B4
- 34th Street Corridor Subdistrict C
- Hell's Kitchen Subdistrict D
 - Subareas D1 through D5
- South of Port Authority Subdistrict E

EXISTING

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/19/05)
Map 2: Mandatory Ground Floor Retail

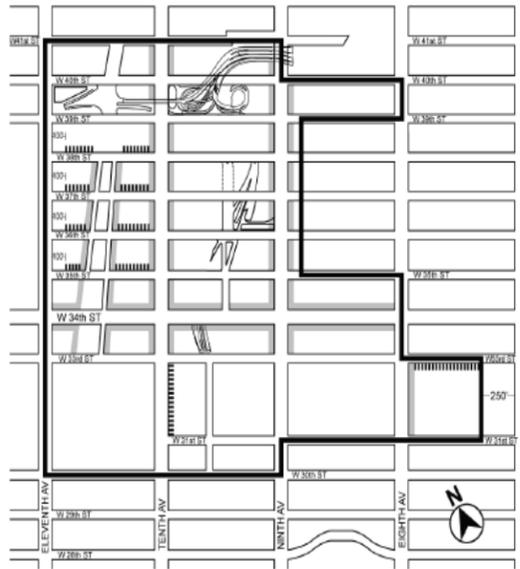


- Special Hudson Yards District
- 100% Retail Requirement
- 50% Retail Requirement

EXISTING

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/19/05)
Map 2: Mandatory Ground Floor Retail

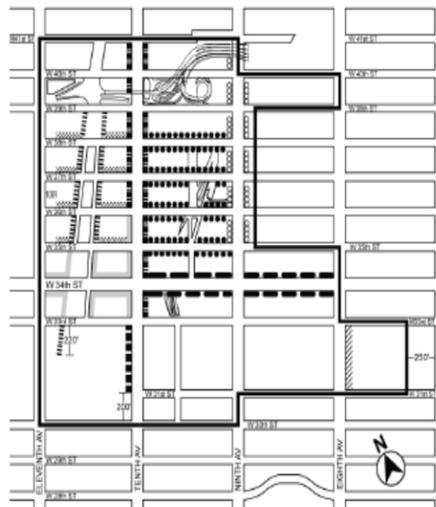


- Special Hudson Yards District
- 100% Retail Requirement
- 50% Retail Requirement

PROPOSED

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/19/05)
Map 3: Mandatory Street Wall Requirements



Special Hudson Yards District

	Minimum Base Height	Maximum Base Height	Percentage of zoning lot street frontage that must be occupied by a street wall
—————	60'	85'	100%
.....	60'	85'	None
.....	60'	120'	50%
.....	90'	120'	70%
.....	60'	150'	70%
.....	90'	150'	100%
.....	90'	150'	70%
.....	90'	150'	35%
.....	120'	150'	100%

EXISTING

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1/905)
Map 3: Mandatory Street Wall Requirements

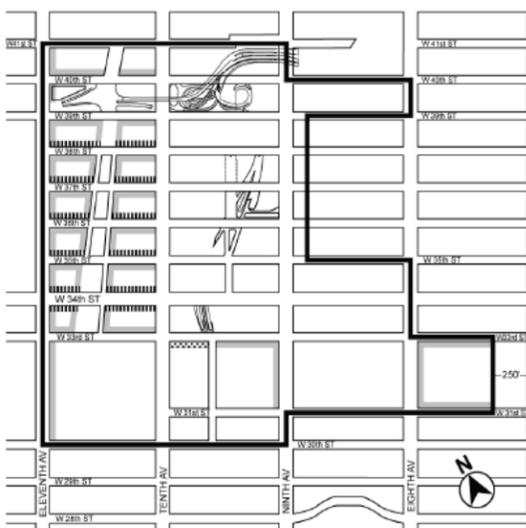


	Minimum Base Height	Maximum Base Height	Percentage of zoning lot street frontage that must be occupied by a street wall
	60'	85'	100%
	60'	85'	None
	60'	120'	50%
	90'	120'	70%
	60'	150'	70%
	90'	120'	100%
	90'	150'	100%
	90'	150'	70%
	90'	150'	35%
	120'	150'	100%

PROPOSED

Special Hudson Yards District

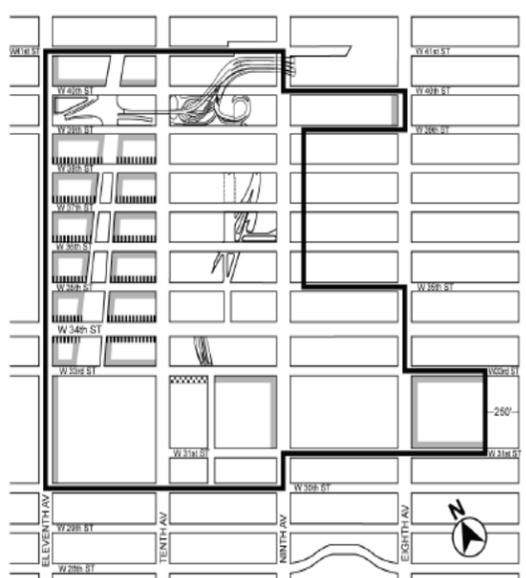
Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1/905)
Map 4: Mandatory Sidewalk Widening



	10' Sidewalk widening	EXISTING
	5' Sidewalk widening	
	5' Sidewalk widening required if more than 75% of the total floor area existing on the zoning lot on January 19, 2005 is demolished	

Special Hudson Yards District

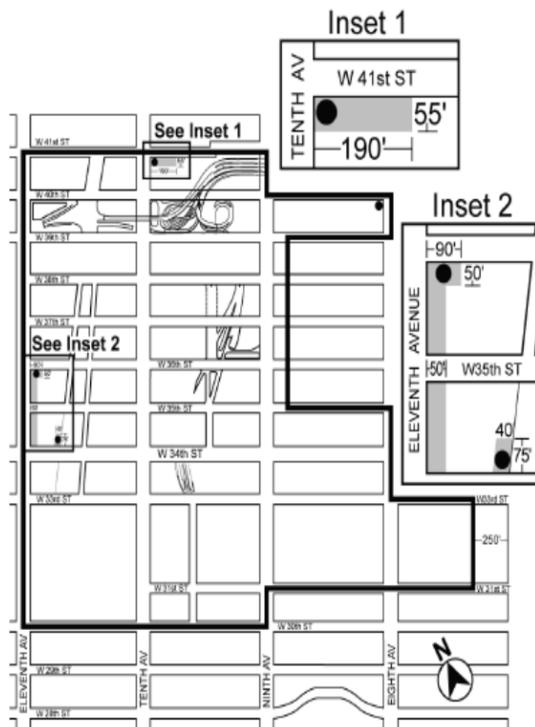
Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1/905)
Map 4: Mandatory Sidewalk Widening



	10' Sidewalk widening	PROPOSED
	5' Sidewalk widening	
	5' Sidewalk widening required if more than 75% of the total floor area existing on the zoning lot on January 19, 2005 is demolished	

Special Hudson Yards District

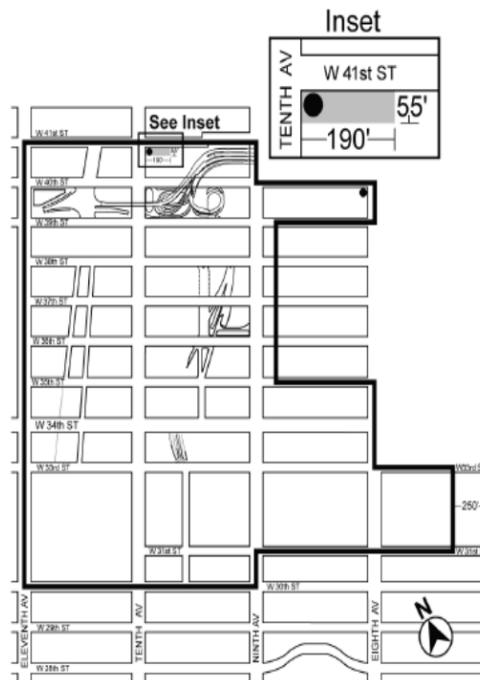
Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1/905)
Map 5: Transit Easements and Subway Entrances



	Special Hudson Yards District	EXISTING
	Transit Easement	
	Subway Entrance	

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1/905)
Map 5: Transit Easement and Subway Entrance



	Special Hudson Yards District	PROPOSED
	Transit Easement	
	Subway Entrance	

m8-21

COMMUNITY BOARDS

■ PUBLIC HEARINGS

PUBLIC NOTICE IS HEREBY GIVEN THAT the following matters have been scheduled for public hearing by Community Boards:

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 7 - Monday, May 12, 2008, 7:00 P.M., Union Plaza Care Center, 33-23 Union Street, 1st Floor, Flushing, NY

BSA #1098-83-BZ
147-10 Northern Boulevard

Application for the proposal to waive the rules of practices and procedure, extend the term of the special permit for a period of ten (10) years past April 3, 2004 and amend the resolution to legalize the conversion of the sales area to an accessory convenience store; legalize the installation of planters and a public telephone; legalize the elimination of bollards along Northern Boulevard and the erection of a chain link fence atop a portion of the brick wall at the rear of the property.

m6-12

PUBLIC NOTICE IS HEREBY GIVEN THAT the following matters have been scheduled for public hearing by Community Boards:

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 8 - Monday, May 12, 2008 at 7:30 P.M., Beacon 168, Parsons J.H.S. - Auditorium, 158-40 76th Road, Flushing, NY

BSA# 84-08-BZ
Exxon Mobil Service Station
67-24 to 68-12 Main Street

Proposal to extend the term of the zoning variance, which expired on June 10, 1968. This is contrary to the latest resolution adopted by the Board of Standards and Appeals under Cal. No. 410-48-BZ and contrary to C.O. #124955 which also expired on June 10, 1968. Therefore, it must be referred back to the BSA for reinstatement of the variance, since the variance granted under Cal. No. 410-48-BZ has lapsed.

m6-12

PUBLIC NOTICE IS HEREBY GIVEN THAT the following matters have been scheduled for public hearing by Community Boards:

BOROUGH OF MANHATTAN

COMMUNITY BOARD NO. 3 - Monday, May 12, 2008 at 6:30 P.M., Public School 20, 166 Essex Street (between E. Houston and Stanton Streets), New York, NY

#080397ZMM
Proposed map amendments in Zoning Resolution Map Section 12C, changing from an existing R7-2, C6-1 zoning districts to a proposed R7A, R7B, R8A, R8B, C4-4A and C6-2A zoning districts.

#N080398ZRM
Proposed text amendments, in Zoning Resolution Article II, Chapter 3 to allow the Inclusionary Housing program to apply in an R8A and C6-2A zoning districts; and in Article V, Chapter 2, to allow the non-conforming use provisions to apply to the proposed R8B zoning districts.

m6-12

ENVIRONMENTAL PROTECTION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held at the Department of Environmental Protection Offices at 59-17 Junction Boulevard, 17th Floor Conference Room, Flushing, New York, on May 22, 2008 commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Environmental Protection and New York City Soil and Water Conservation District, 121 6th Avenue, Suite 501, New York, NY 10013 for POPE-08: Public Outreach and Public Education. The Contract term shall be 12 months from the date of the written notice to proceed. The Contract amount shall be \$150,000.00 - Location: Queens, NY. PIN# 82608BEP003.

A copy of the Contract may be inspected at the Department of Environmental Protection, 59-17 Junction Boulevard, Flushing, New York, 11373, on the 17th Floor Bid Room, on business days from May 9, 2008 to May 22, 2008 between the hours of 9:30 A.M. - 12:00 P.M. and from 1:00 P.M. - 4:00 P.M.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DEP does not receive, by May 19, 2008, from any individual a written request to speak at this hearing, then DEP need not conduct this hearing. Written notice should be sent to Ms. Debra Butlien, NYCDEP, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373 or via email to dbutlien@dep.nyc.gov.

Note: Individuals requesting Sign Language Interpreters should contact Ms. Debra Butlien, Office of the ACCO, 59-17 Junction Boulevard, 17th Floor, Flushing, New York 11373, (718) 595-3423, no later than FIVE(5) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

m9

BUREAU OF WATER SUPPLY

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held at the Department of Environmental Protection Offices at 59-17 Junction Boulevard, 17th Floor Conference Room, Flushing, New York, on May 22, 2008 commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Environmental Protection and The Research Foundation of CUNY, 230 W. 41st Street, New York, NY 10036 for CUNYCLC-09: Required Services of two On-Site Scientists. The Contract term shall be 1461 consecutive calendar days from the date of the written notice to proceed. The Contract amount shall be \$786,884.00 - Location: New York, NY. PIN# 82609CUNYCLC.

A copy of the Contract may be inspected at the Department of Environmental Protection, 59-17 Junction Boulevard, Flushing, New York, 11373, on the 17th Floor Bid Room, on business days from May 9, 2008 to May 22, 2008 between the hours of 9:30 A.M. - 12:00 P.M. and from 1:00 P.M. - 4:00 P.M.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DEP does not receive, by May 19, 2008, from any individual a written request to speak at this hearing, then DEP need not conduct this hearing. Written notice should be sent to Ms. Debra Butlien, NYCDEP, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373 or via email to dbutlien@dep.nyc.gov

Note: Individuals requesting Sign Language Interpreters should contact Ms. Debra Butlien, Office of the ACCO, 59-17 Junction Boulevard, 17th Floor, Flushing, New York 11373, (718) 595-3423, no later than FIVE(5) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

☛ m9

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

■ PUBLIC HEARINGS

NOTICE OF A FRANCHISE AND CONCESSION REVIEW COMMITTEE ("FCRC") PUBLIC HEARING to be held on Monday, June 2, 2008 commencing at 2:30 PM at 22 Reade Street, Borough of Manhattan, in the matters of: (i) a change of control of NEON Transcom, Inc. ("NEON"), and (ii) the proposed Amendment to NEON's Franchise Agreement and Appendix G, "Ownership and Control of franchisee as of the Effective Date and any approved mortgages, pledges and leases" ("proposed Amendment"). Said Franchise Agreement authorizes NEON to install, operate and maintain facilities on, over and under the City's inalienable property to provide Local High Capacity Telecommunications Services. Columbia Transmission Communications Corporation ("Columbia Transcom") was granted a franchise on April 12, 2000. On September 10, 2003, the FCRC approved a change of control of such franchise, by sale of all the stock in Columbia Transcom to NEON Communications, Inc., and the name of the franchisee was changed to NEON Transcom, Inc. On November 10, 2004 the FCRC approved a second change of control whereby NEON Communications, Inc. (parent corporation of the franchisee) became a subsidiary of Globix Corporation ("Globix") with NEON Transcom, Inc. remaining the franchisee. In 2007, Globix changed its name to NEON Communications Group, Inc.

A copy of the existing Franchise Agreement and the proposed Amendment may be viewed at DoITT, 75 Park Place, 9th Floor, New York, New York 10007, commencing on May 12, 2008 through June 2, 2008, between the hours of 9:30 AM and 3:30 PM, excluding Saturdays, Sundays and holidays. Hard copies of the existing Franchise Agreement and proposed Amendment may be obtained, by appointment, at a cost of \$.25 per page. All payments shall be made at the time of pickup by check or money order made out to the New York City Department of Finance. The proposed Amendment may also be obtained in PDF form at no cost, by email request. Interested parties should contact Roxanne Chambers by phone at 212-788-6610 or by email at RChambers@doitt.nyc.gov.

NOTE: Individuals requesting sign language interpreters at the public hearing should contact the Mayor's Office of Contract Services, Public Hearing Unit, 253 Broadway, 9th Floor, New York, New York 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay service.

The Hearing may be cablecast on NYC TV-Channel 74.

☛ m9-30

NOTICE OF A SPECIAL FRANCHISE AND CONCESSION REVIEW COMMITTEE (FCRC) PUBLIC HEARING to be held on Tuesday, May 20, 2008 commencing at 3:00 P.M. and continuing until at least 6:00 P.M. at the New York City College of Technology, 285 Jay Street, Borough of Brooklyn, in the matter of a proposed Franchise Agreement authorizing Verizon New York Inc. to provide Citywide cable television services. The proposed agreement also includes, but is not limited to, provisions regarding consumer protection, public, educational and government channels, and a schedule for deployment and service availability. The term of the agreement as proposed would be twelve (12) years and Verizon New York Inc. would pay 5% of cable service gross revenues to the City of New York.

All persons entitled to notice under Section 894.7 of Title 16 of the New York State Codes, Rules and Regulations shall be given full opportunity to participate in the hearing and to ask questions of the applicant or any other participant in the hearing in accordance with the requirements of said Section 894.7.

Copies of the proposed Franchise Agreement and application are available for public inspection during normal business hours at DoITT, 75 Park Place, 9th Floor, New York, New York 10007 commencing April 29, 2008 through May 20, 2008.

Hard copies of the proposed Franchise Agreement may be obtained, by appointment, at a cost of \$.25 per page. All payments shall be made at the time of pickup by check or money order made out to the New York City Department of Finance. The proposed Franchise Agreement may also be obtained in PDF form at no cost, by email request. Interested parties should contact Roxanne Chambers by phone at (212) 788-6610 or by email at RChambers@doitt.nyc.gov
NOTE: Individuals requesting sign language interpreters at the public hearing should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, New York 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay service.

Recordings of the hearing may be cablecast on NYC TV-Channel 74.

☛ a29-m20

LABOR RELATIONS

■ MEETING

The New York City Deferred Compensation Plan Board will hold its monthly meeting on Tuesday, May 13, 2008 from 10:00 A.M. to 2:00 P.M. The meeting will be held at 40 Rector Street, 3rd Floor, NYC.

☛ m9-13

LANDMARKS PRESERVATION COMMISSION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **May 20, 2008** at 9:30 A.M. in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 08-6693 - Block 78, lot 23-21-47 45th Avenue - Hunters Point Historic District
An Italianate style rowhouse built by Root & Rust in c.1870. Application is to alter the rear facade and construct a rear yard addition. Zoned R6B.

BINDING REPORT
BOROUGH OF QUEENS 08-1461 - Block 4960, lot 1-137-35 Northern Boulevard - Flushing Municipal Courthouse, formerly Flushing Town Hall-Individual Landmark
A Romanesque Revival style courthouse and Town Hall built in 1862. Application is to alter the areaway, install fences, and install a barrier-free access lift.

ADVISORY REPORT
BOROUGH OF BROOKLYN 08-7854 - Block 7777, lot 7777-Ashland Place and Lafayette Avenue - Brooklyn Academy of Music Historic District
Residential thoroughfares developed in the 1850s. Application is to install light poles, tree pits, and alter the sidewalk paving.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 08-7847 - Block 2121, lot 46-67 Greene Avenue - Fort Greene Historic District
A vacant lot. Application is to legalize excavation work performed without Landmarks Preservation Commission permits and to construct a four-story building. Zoned R6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 08-6905 - Block 258, lot 17-20-34 Joralemon Street - Brooklyn Heights Historic District
A group of eclectic style brick apartment houses with a central courtyard designed by Alfred White and built in 1890. Application is to construct a garage and park space within the courtyard. Zoned LH1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 08-6594 - Block 1078, lot 65-523 3rd Street - Park Slope Historic District
A Queen Anne style rowhouse built c.1889. Application is to construct a rear yard addition. Zoned R6B.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 08-7743 - Block 322, lot 35-430 Henry Street - Cobble Hill Historic District
A Greek Revival style rowhouse built c.1840 and altered in the 20th century. Application is to install dormer windows.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 08-7753 - Block 5238, lot 66-718 East 18th Street - Fiske Terrace-Midwood Park Historic District
A Colonial Revival style house designed by Benjamin Driesler and built in 1907. Application is to construct a bay window and rear addition. Zoned R1-2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 08-7047 - Block 5180, lot 1-1600 Dorchester Road - Ditmas Park Historic District
A Colonial Revival style house designed by Benjamin Driesler, built in 1904, and enlarged in 1908 by Frank Stanley. Application is to create a curb cut and install a parking pad.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-5646 - Block 179, lot 13-74 Hudson Street - Tribeca West Historic District
A parking lot. Application is to construct a one-story building. Zoned C6-2A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7893 - Block 217, lot 1-250 West Street, aka 30 Hubert Street, aka 398 Washington Street - Tribeca North Historic District
A neo-Renaissance style warehouse designed by William H. Birkmire and built in 1903-1906. Application is to alter the facades, install a cornice windows and storefront infill, and construct a rooftop addition. Zoned C6-3A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-6667 - Block 220, lot 36-38-44 Laight Street - Tribeca North Historic District
A Renaissance Revival style warehouse, designed by Clinton and Russell and built in 1896. An application to legalize the construction of a bulkhead and the installation of rooftop HVAC equipment in non-compliance with Certificate of Appropriateness 01-6868 and Miscellaneous/Amendments 03-5245 and the installation of rooftop railings without a Landmarks Preservation Commission permits; and to install new rooftop railing.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-5981 - Block 474, lot 13-55 Mercer Street - SoHo-Cast Iron Historic District
An Italianate style store building designed by Griffith Thomas and built in 1871-72. Application is to modify entrances, to demolish a portion of the rear wall, and to construct rooftop

additions, and to legalize the removal of a fire escape without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-6497 - Block 511, lot 16-600-602 Broadway, aka 134-136 Crosby Street - SoHo-Cast Iron Historic District
A store building designed by Samuel A. Warner and built in 1883-84. Application is to install rooftop HVAC equipment.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-5063 - Block 519, lot 20-38 King Street - Charlton-King-Vandam Historic District
A Greek Revival style rowhouse built in 1840. Application is to install a new entry door and cornice and paint the front facade.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7129 - Block 615, lot 15-264 West 12th Street - Greenwich Village Historic District
A Greek Revival style rowhouse built in 1841 and altered in the late 19th century. Application is to construct a rear yard addition. Zoned C-6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7305 - Block 566, lot 18-20 East 9th Street - Greenwich Village Historic District
An apartment house built in 1965. Application is to enlarge ground floor window openings.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-4019 - Block 646, lot 57-421-425 West 13th Street - Gansevoort Market Historic District
A neo-Renaissance style warehouse building designed by Hans E. Meyen and built in 1901-1902. Application is to install a new metal canopy and replace existing light fixtures and signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-5803 - Block 820, lot 45-136 Fifth Avenue- Ladies' Mile Historic District
A commercial building built in 1850 and altered in 1982. Application is to install signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7278 - Block 819, lot 59-26-30 West 18th Street - Ladies' Mile Historic District
A through block building designed by Richard Cook and built in 2007. Application is to legalize the installation of a flagpole and banner without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7721 - Block 823, lot 23-29 West 21st Street - Ladies' Mile Historic District
A neo-Renaissance style store and loft building designed by James E. Ware & Sons and built in 1909. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-6636 - Block 825, lot 12-30 West 24th Street - Ladies Mile Historic District
A neo-Gothic style store and loft building designed by Browne & Almiroty and built in 1911. Application is to legalize the installation of light fixtures without Landmarks Preservation Commission permits, and to install two flagpoles and a banner.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7636 - Block 894, lot 37-149 East 38th Street - George S. Bowdoin Stable-Individual Landmark
A Dutch Revival style stable designed by Ralph S. Townsend and built in 1902. Application is to install a bracket sign and plaques. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7772 - Block 1259, lot 29-5-13 West 43rd Street - Century Association Building - Individual Landmark
An Italian Renaissance style clubhouse designed by McKim, Mead and White and built in 1889-1891. Application is to alter an entrance.

ADVISORY REPORT
BOROUGH OF MANHATTAN 08-7104 - Block 1111, lot 1-Central Park, East 102nd Street entrance - Central Park - Scenic Landmark
A playground, originally constructed in 1936 and rebuilt circa 1972, within an English Romantic style public park designed in 1856 by Olmsted and Vaux. Application is to alter a vehicular entrance, pedestrian pathways and surrounding landscaping.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-6028 - Block 1383, lot 43-42 East 69th Street - Upper East Side Historic District
A neo-French Renaissance style residence designed by C.P.H. Gilbert and built in 1919-21. Application is to install bollards and security cameras.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7890 - Block 1387, lot 48-40 East 73rd Street - Upper East Side Historic District
A neo-Grec style residence built in 1885-86. Application is to install an areaway fence. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-6918 - Block 1392, lot 28-61 East 77th Street - Upper East Side Historic District
A neo-Federal style school building with Beaux-Arts features, designed by Harde and Hasselman, and built in 1916. Application is to create a new window opening.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-6703 - Block 1387, lot 36-

760 Park Avenue - Upper East Side Historic District
A neo-Renaissance style apartment building designed by W.L. Rouse and L.A. Goldstone and built in 1923-24.
Application is to alter window openings and construct a greenhouse addition. Zoned R10.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 06-2657 - Block 1184, lot 99-316 West 75th Street - West End-Collegiate Historic District
A Renaissance Revival style townhouse, designed by C. P.H. Gilbert and built in 1895-1897. Application is to construct a rooftop addition. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-4655 - Block 1250, lot 7502-
334 West 89th Street - Riverside-West End Historic District
A Renaissance Revival style rowhouse designed by Ralph S. Townsend and built in 1893-94. Application is to modify the areaway fence.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF THE BRONX 08-2767 - Block 5821, lot 2800-4662 Grosvenor Avenue - Fieldston Historic District
A Mid-Twentieth Century Modern style house, designed by Harold J. Rosen, and built 1957-1959. Application is to alter the facades, front entrance and windows. Zoned R1-2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF THE BRONX 08-3155 - Block 5812, lot 60-4595 Fieldston Road - Fieldston Historic District
A Mediterranean Revival style house, designed by Dwight James Baum and built in 1927-1928. Application is to construct an addition, install a pool and fence and alter the rear yard. Zoned R1-2.

m7-20

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of 3020 of the New York City Charter and Chapter 3 of Title 24 of the Administrative Code of the City of New York (Sections 25-303 and 25-313) that on **Tuesday, May 13, 2008 at 9:30 P.M.**, at the Landmarks Preservation Commission will conduct a public hearing in the Public Meeting Room of the Landmarks Preservation Commission, located at The Municipal Building, 1 Centre Street, 9th Floor North, City of New York with respect to the following proposed Landmarks, Landmark Sites, and Historic District. Any person requiring reasonable accommodation in order to participate in the hearing should call or write the Landmarks Preservation Commission, [Municipal Building, 1 Centre Street, 9th Floor North, New York, NY 10007- (212) 669-7700] no later than five (5) business days before the hearing. There will also be a public meeting on that day.

ITEM TO BE HEARD

LP-2302 **PROPOSED WEST CHELSEA HISTORIC DISTRICT**, Borough of Manhattan

Boundary Description

The proposed West Chelsea Historic District consists of the property bounded by a line beginning at the intersection of the northern curblineline of West 28th Street and the eastern curblineline of the West Side Highway (aka Joe DiMaggio Highway, Twelfth Avenue), extending easterly along the northern curblineline of West 28th Street to a point formed by its intersection with a line extending northerly from the eastern property line of 548-552 West 28th Street (aka 547-553 West 27th Street), continuing southerly across the roadbed, along said property line, and across the roadbed to the southern curblineline of West 27th Street, easterly along said curblineline to a point formed by its intersection with a line extending northerly from the eastern property line of 536-542 West 27th Street, southerly along said property line to the southern property line of 534 West 27th Street, easterly along said property line and the southern property lines of 532 through 516 West 27th Street, to the western property line of 510-514 West 27th Street, northerly along said property line to the southern curblineline of West 27th Street, easterly along said curblineline to a point formed by its intersection with a line extending northerly from the eastern property line of 510-514 West 27th Street, southerly along said property line to the southern property line of 510-514 West 27th Street, westerly along a portion of said property line to the eastern property line of 513 West 26th Street, southerly along said property line and across the roadbed to the northern curblineline of West 26th Street, easterly along said curblineline to the western curblineline of Tenth Avenue, southerly along said curblineline and across the roadbed to the southern curblineline of West 25th Street, westerly along said curblineline to a point formed by its intersection with a line extending northerly from the eastern property line of 210-218 Eleventh Avenue (aka 564-568 West 25th Street), southerly along said property line to the southern property line of 210-218 Eleventh Avenue (aka 564-568 West 25th Street), westerly along said property line to the eastern curblineline of Eleventh Avenue, northerly along said curblineline and across the roadbed to the northern curblineline of West 25th Street, easterly along said curblineline to a point formed by its intersection with the western property line of 551-555 West 25th Street, northerly along said property line to the northern property line of 551-555 West 25th Street, easterly along said property line and the property lines of 549 through 543 West 25th Street to the western property line of 518-534 West 26th Street, northerly along said property line to the southern curblineline of West 26th Street, westerly along said curblineline and across the roadbed to the western curblineline of Eleventh Avenue, southerly along said curblineline to a point formed by its intersection with a line extending easterly from the southern property line of 239-243 Eleventh Avenue (aka 600-626 West 26th Street), westerly along said property line to the western property line of 239-243 Eleventh Avenue (aka 600-626 West 26th Street), northerly along said property line to the southern curblineline of West 26th Street, westerly along said curblineline to the eastern curblineline of the West Side Highway (aka Joe DiMaggio Highway, Twelfth Avenue), northerly across the roadbed and along said curblineline to the point of the beginning.

a30-m13

PUBLIC MEETING

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York that on **Tuesday, May 13, 2008**, there will be a Public Meeting of the Landmarks Preservation Commission in the Public Hearing Chamber at 1 Centre Street, 9th Floor North, Borough of Manhattan, City of New York. For information about the Public Meeting agenda, please contact the Public Information Officer at (212) 669-7817.

m8-12

LOFT BOARD**PUBLIC MEETING**

NOTICE IS HEREBY GIVEN PURSUANT TO ARTICLE 7 OF THE PUBLIC OFFICERS LAW that the New York City Loft Board will have its monthly Board meeting on **Thursday May 15, 2008**. The meeting will be held at **2:00 P.M.** at Spector Hall, 22 Reade Street 1st Floor. The proposed agenda will include cases and general business.

The general public is invited to attend and observe the proceedings.

m8-12

OFF-TRACK BETTING**PUBLIC MEETING****BOARD OF DIRECTORS**

NOTICE IS HEREBY GIVEN that the New York City Off-Track Betting Corporation Board of Directors meeting is scheduled for Thursday, May 15, 2008 at 10:00 A.M. in the 11th Floor Conference Room at Corporate Headquarters at 1501 Broadway, New York, NY 10036.

m8-14

TRANSPORTATION**PUBLIC HEARINGS**

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 40 Worth Street, Room 814 commencing at 2:00 P.M on Wednesday, May 28, 2008. Interested Parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 40 Worth Street, 9th Floor South, New York, NY 10013, or by calling (212) 442-8040.

#1 In the matter of a proposed revocable consent authorizing 23rd Street Properties LLC to continue to maintain and use nine (9) lampposts, together with electrical conduits, on the south sidewalk of West 23rd Street between Fifth Avenue and Avenue of the Americas, in the Borough of Manhattan. The proposed revocable consent is for a term of 10 years from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2008 to June 30, 2018 - \$1,350/per annum

the maintenance of a security deposit in the sum of \$350, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#2 In the matter of a proposed revocable consent authorizing The Trustees of Columbia University in the City of New York to construct, maintain and use geothermal wells, together with piping, in the south sidewalk of West 122nd Street, east of Claremont Avenue, in the Borough of Manhattan. For the first year of the consent, the annual period commencing on the date of the final approval of this consent by the Mayor (the "Approval Date") and terminating on June 30, 2008:

For the period July 1, 2008 to June 30, 2009 - \$14,422/annum
For the period July 1, 2009 to June 30, 2010 - \$15,244
For the period July 1, 2010 to June 30, 2011 - \$15,655
For the period July 1, 2011 to June 30, 2012 - \$16,066
For the period July 1, 2012 to June 30, 2013 - \$16,477
For the period July 1, 2013 to June 30, 2014 - \$16,888
For the period July 1, 2014 to June 30, 2015 - \$17,299
For the period July 1, 2015 to June 30, 2016 - \$17,710
For the period July 1, 2016 to June 30, 2017 - \$18,121
For the period July 1, 2017 to June 30, 2018 - \$18,532

the maintenance of a security deposit in the sum of \$18,600, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#3 In the matter of a proposed revocable consent authorizing Mount Sinai School of Medicine of New York University to continue to maintain and use light poles, together with electrical conduits, on and in the sidewalk area of the north side of East 98th Street and on the south side of East 99th Street, east of Madison Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period from July 1, 2008 to June 30, 2018 - \$1,350/per annum

the maintenance of a security deposit in the sum of \$18,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#4 In the matter of a proposed revocable consent authorizing 203 East 72nd Street Corp. to maintain and use electrical conduits and six (6) lampposts on the north sidewalk of East 72nd Street east of Third Avenue, in front of 1251-1265 Third Avenue (a/k/a 201-207 East 72nd Street), in the Borough of

Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2008 to June 30, 2018 - \$900/per annum

the maintenance of a security deposit in the sum of \$1,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#5 In the matter of a proposed revocable consent authorizing Ten-Eighty Apartment Corporation to continue to maintain and use planted areas on the east sidewalk of Fifth Avenue, north of East 89th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2008 to June 30, 2018 - \$460/per annum

the maintenance of a security deposit in the sum of \$6,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$50,000.

m8-28

PROPERTY DISPOSITION**CITYWIDE ADMINISTRATIVE SERVICES****DIVISION OF MUNICIPAL SUPPLY SERVICES****AUCTION****PUBLIC AUCTION SALE NUMBER 08001-V AND 08001-W**

NOTICE IS HEREBY GIVEN of a bi-weekly public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on May 14, 2008 (Sale Number 08001-W). This auction is held every other Wednesday unless otherwise notified. Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

NOTE: THE AUCTION SCHEDULED FOR WEDNESDAY, APRIL 30, 2008 (SALE NUMBER 08001-V), HAS BEEN CANCELLED.

LOCATION: 570 Kent Avenue, Brooklyn, (in the Brooklyn Navy Yard between Taylor and Clymer Streets).

A listing of vehicles to be offered for sale in the next auction can be viewed on our web site, on the Friday prior to the sale date at:

<http://www.nyc.gov/auctions>

Terms and Conditions of Sale can also be viewed at this site.

For further information, please call (718) 417-2155 or (718) 625-1313.

a24-m14

SALE BY SEALED BID**SALE OF: 1 SLUDGE TANKER VESSEL, USED**

S.P.#: 08016

DUE: May 14, 2008

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
DCAS, Division of Municipal Supply Services, 18th Floor, Bid Room, Municipal Building, New York, NY 10007.
For sales proposal contact Gladys Genoves-McCauley (718) 417-2156 for information.

a30-m13

HEALTH AND HOSPITALS CORPORATION**SOLICITATIONS**

Goods

EQUIPMENT FOR SALE – Competitive Sealed Bids – PIN# 000041208041 – DUE 05-29-08 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Coler/Goldwater Memorial Hospital, 1 Main Street, Roosevelt Island, New York, NY 10044. Bid package, please contact: Starr Kollore (212) 318-4260.

m9

POLICE

OWNERS ARE WANTED BY THE PROPERTY CLERK DIVISION OF THE NEW YORK CITY POLICE DEPARTMENT.

The following listed property is in the custody, of the Property Clerk Division without claimants.

Recovered, lost, abandoned property, property obtained from prisoners, emotionally disturbed,

intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves. Motor vehicles, boats, bicycles, business machines, cameras, calculating machines, electrical and optical property, furniture, furs, handbags, hardware, jewelry, photographic equipment, radios, robes, sound systems, surgical and musical instruments, tools, wearing apparel, communications equipment, computers, and other miscellaneous articles. **INQUIRIES** Inquiries relating to such property should be made in the Borough concerned, at the following office of the Property Clerk.

FOR MOTOR VEHICLES

(All Boroughs):

* College Auto Pound, 129-01 31 Avenue, College Point, NY 11354, (718) 445-0100

* Gowanus Auto Pound, 29th Street and 2nd Avenue, Brooklyn, NY 11212, (718) 832-3852
* Erie Basin Auto Pound, 700 Columbia Street, Brooklyn, NY 11231, (718) 246-2029

FOR ALL OTHER PROPERTY

* Manhattan - 1 Police Plaza, New York, NY 10038, (212) 374-4925.
* Brooklyn - 84th Precinct, 301 Gold Street, Brooklyn, NY 11201, (718) 875-6675.
* Bronx Property Clerk - 215 East 161 Street, Bronx, NY 10451, (718) 590-2806.
* Queens Property Clerk - 47-07 Pearson Place, Long Island City, NY 11101, (718) 433-2678.
* Staten Island Property Clerk - 1 Edgewater Plaza, Staten Island, NY 10301, (718) 876-8484.

j1-d31

■ AUCTION

PUBLIC AUCTION SALE NUMBER 1132

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, automobiles, trucks, and vans. Inspection day is May 19, 2008 from 10:00 A.M. - 2:00 P.M. Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on May 20, 2008 at approximately 9:00 A.M. Auction will be held at the Erie Basin Auto Pound, 700 Columbia Street (in Redhook area of B'klyn., 2 blocks from Halleck St.)

For information concerning the inspection and sale of these items, call the Property Clerk Division's Auction Unit information line (646) 610-4614.

m7-20



New Today...

first time procurement ads appearing today!

The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed to the City's prestige as a global destination. As part of this effort, the City is pleased to announce the following contracting opportunities for construction/construction services and construction-related services.

BROOKLYN NAVY YARD

■ SOLICITATIONS

Construction / Construction Services

BUILDING #5 ROOF REPLACEMENT AND RELATED WORK – CSB – PIN# 08147 – DUE 06-03-08 AT 12:00 P.M. – Documents will be available as of May 13, 2008. Cost of documentation: \$100.00, non-refundable certified check or money order. Failure to attend the mandatory pre-bid conference on May 20, 2008 at 10:00 A.M. will result in disqualification.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Brooklyn Navy Yard Development Corp., Building 292, 63 Flushing Avenue, Brooklyn, NY 11205.
Kerby Menardy at (718) 907-5959.

m9

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ SOLICITATIONS

Goods & Services

TOILET RENTALS, PORTABLE – Competitive Sealed Bids – PIN# 8570600808 – DUE 06-03-08 AT 10:30 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Department of Citywide Administrative Services
Office of Vendor Relations, 1 Centre Street, Room 1800
New York, NY 10007. Jeanette Megna (212) 669-8610.

m9

■ AWARDS

Goods

ALCOHOL, ISOPROPYL, NF70 PERCENT, RUBBING ALCOHOL – Competitive Sealed Bids – PIN# 857800318 – AMT: \$161,280.00 – TO: Star Supplies and Maintenance Inc., 4403 15th Avenue #169, Brooklyn, NY 11219.

m9

ENVIRONMENTAL PROTECTION

BUREAU OF WATER SUPPLY

■ AWARDS

Services (Other Than Human Services)

PREVENTIVE MAINTENANCE AND REPAIR OF ELECTRICAL INSTRUMENTATION AND TELEMETRY SYSTEMS IN NYC WATER TUNNELS AND FACILITIES NYC AND YONKERS – Competitive Sealed Bids – PIN# 826080MET703 – AMT: \$583,500.00 – TO: NSI Neal Systems Inc., 122 Terry Drive, Newtown, PA 18940. CONTRACT MET-703.

● **REPLACEMENT OF FIRE ALARM SYSTEM, CONEY ISLAND WPCP, BROOKLYN** – Competitive Sealed Bids – PIN# 82607WPC1123 – AMT: \$10,650,000.00 – TO: Eldor Electric LLC, 18-15 129th Street, College Point, New York 11356. CONTRACT CI-108.

● **REPLACEMENT OF DEGRITTING EQUIPMENT AND ASSOCIATED PIPING AT THE ROCKAWAY WPCP, QUEENS** – Competitive Sealed Bids – PIN# 82607WPC1133 – AMT: \$1,241,220.00 – TO: Spectraserv Inc., 75 Jacobus Ave., South Kearny, NJ 07032. CONTRACT R-143.

● **SERVICE AND REPAIR OF DIESEL GENERATORS AT VARIOUS DEP FACILITIES, CITYWIDE** – Competitive Sealed Bids – PIN# 826021197GEN – AMT: \$1,076,080.00 – TO: Keyspan Energy Management, LLC, 119 Green Street, Brooklyn, NY 11222. CONTRACT 1197-GEN.

m9

HEALTH AND HOSPITALS CORPORATION

■ SOLICITATIONS

Goods

SWEDA CLOCKS (VARIOUS) ENGRAVED – 1 CSB – BID# QHN 2008-1025 QHC – DUE 05-27-08 AT 1:00 P.M.
● **SWEDA CLOCKS (VARIOUS) ENGRAVED** – 1 CSB – BID# QHN 2008-1026 EHC – DUE 05-27-08 AT 1:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Queens Health Network, Procurement Services and Contracts, 82-68 164th Street, "S" Building, 2nd Fl., Jamaica, NY 11432. Diane Pourakis (718) 883-6000.

m9

VIDEO SURVEILLANCE EQUIPMENT – 1 CSB – BID# QHN 2008 1021 EHC – DUE 06-04-08 AT 2:00 P.M. – For the Daycare Center in the Cancer Pavilion. Mandatory walk thru to be on Tuesday, May 27 and Wednesday, May 28 at 10:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Queens Health Network, Procurement Services and Contracts, 82-68 164th Street, "S" Building, 2nd Fl., Jamaica, NY 11432. Jack Arnone (718) 883-6000.

m9

PEDIATRIC INFANT PROTECTION SYSTEM – Competitive Sealed Bids – PIN# 22208100 – DUE 05-21-08 AT 3:00 P.M.

● **DISPOSABLE STRETCHER SHEETS** – Competitive Sealed Bids – PIN# 22208096 – DUE 05-22-08 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Generations+/Northern Manhattan Health Network c/o Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Nancy Latorres, Procurement Analyst II, (718) 579-5993.

m9

Goods & Services

PRESENTATION FOLDERS 9 X 12 – Competitive Sealed Bids – PIN# 231-08-083 – DUE 05-28-08 AT 10:00 A.M. – For Woodhull Medical and Mental Health Center Admitting Department.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Cumberland Diagnostic and Treatment Center, Rm. C-39, 100 North Portland Avenue, Brooklyn, NY 11205. Abraham Caban (718) 260-7593, abraham.caban@nychhc.org

m9

VARIOUS SPINAL SUPPLIES AND ACCESSORIES – Competitive Sealed Bids – PIN# 11208121 – DUE 05-21-08 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Generations+/Northern Manhattan Health Network for Harlem Hospital c/o Lincoln Hospital Center 234 East 149th Street, Bronx, NY 10451. Yolanda Johnson, Procurement Analyst II, (718) 579-5687.

m9

FURNISH AND INSTALL 1 PRESSURE SWITCH – Competitive Sealed Bids – PIN# 22208093 – DUE 05-22-08 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Generations+/Northern Manhattan Health Network c/o Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Erik Bryan, Procurement Analyst II, (718) 579-5532.

m9

Services

RE-TUBING OF BOILER AT 1727 AMSTERDAM AVENUE – Competitive Sealed Bids – PIN# 11208124 – DUE 05-22-08 AT 3:00 P.M.
● **REPAIR OF STAND PIPE AT 1727 AMSTERDAM AVENUE** – Competitive Sealed Bids – PIN# 11208123 – DUE 05-22-08 AT 3:00 P.M. Excavating dirt around planter in order to access standpipe.

A pre-bid conference for both bids will be held on 5/14/2008 at 10:00 A.M. at the Lower Washington Heights Center at 1727 Amsterdam Avenue, Room 106.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Generations+/Northern Manhattan Health Network for Harlem Hospital Center c/o Lincoln Hospital Center 234 East 149th Street, Bronx, NY 10451. Junior Cooper (718) 579-5096.

m9

HOUSING AUTHORITY

■ SOLICITATIONS

Goods & Services

MAINTENANCE PAINTING OF APARTMENTS – Competitive Sealed Bids – PIN# 7021370 – DUE 06-03-08 AT 10:00 A.M. – At Highbridge Gardens.

● **MAINTENANCE PAINTING OF APARTMENTS** – Competitive Sealed Bids – PIN# 7021372 – DUE 06-03-08 AT 10:05 A.M. – At Twin Parks East, Twin Parks West and East 180th Street, Monterey Avenue.

● **MAINTENANCE PAINTING OF APARTMENTS** – Competitive Sealed Bids – PIN# 7021373 – DUE 06-03-08 AT 10:10 A.M. – At Campos Plaza I and Campos Plaza II.

● **MAINTENANCE PAINTING OF APARTMENTS** – Competitive Sealed Bids – PIN# 7021374 – DUE 06-03-08 AT 10:15 A.M. – At Glenwood Houses.

● **MAINTENANCE PAINTING OF APARTMENTS** – Competitive Sealed Bids – PIN# 7021375 – DUE 06-03-08 AT 10:20 A.M. – At Tompkins Houses and Berry Street, South 9th Street.

There is a non-refundable fee of \$25.00 payable by certified check or postal money order for each set of contract documents.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Housing Authority, 23-02 49th Avenue, 4th Floor Long Island City, NY 11101. Joseph Schmidt (718) 707-8921.

m9

VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021519 – DUE 06-03-08 AT 10:45 A.M. – At South Beach Houses.

● **VINYL COMPOSITION FLOOR TILE IN APARTMENTS** – Competitive Sealed Bids – PIN# 7021524 – DUE 06-03-08 AT 10:50 A.M. – At Borinquen Plaza I and II.

● **VINYL COMPOSITION FLOOR TILE IN APARTMENTS** – Competitive Sealed Bids – PIN# 7021525 – DUE 06-03-08 AT 10:55 A.M. – At Langston Hughes Apartments.

● **VINYL COMPOSITION FLOOR TILE IN APARTMENTS** – Competitive Sealed Bids – PIN# 8003654 – DUE 06-03-08 AT 11:00 A.M. – At Brooklyn Borough East.

● **VINYL COMPOSITION FLOOR TILE IN APARTMENTS** – Competitive Sealed Bids – PIN# 7021522 – DUE 06-03-08 AT 11:05 A.M. – At West Brighton Plaza I and II.

Removal and installation. There is a non-refundable fee of \$25.00 payable by certified check or postal money order for each set of contract documents.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Housing Authority, 23-02 49th Avenue, 4th Floor Long Island City, NY 11101. Joseph Schmidt (718) 707-8921.

m9

CAPITAL PROJECTS DIVISION

■ SOLICITATIONS

Construction / Construction Services

BRICK REPAIR AT VARIOUS LOCATIONS (BROOKLYN AND STATEN ISLAND) – Competitive Sealed Bids – PIN# BW7023194 – DUE 05-30-08 AT 10:00 A.M. – Bid documents are available Monday through Friday,

9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Housing Authority, 90 Church Street, 11th Floor.
Gloria Guillo, MPA, CPPO, (212) 306-3121,
gloria.guillo@nycha.nyc.gov

☛ m9-15

JUVENILE JUSTICE

INTENT TO AWARD

Human/Client Service

PROVISION OF NON-SECURE DETENTION GROUP HOME SERVICES – Renewal – PIN# 13004DJJ002C – DUE 05-12-08 AT 3:00 P.M. – The Department of Juvenile Justice (DJJ) intends to renew the contract of the following provider for three years, at the site listed below, for the provision of non-secure detention group home services to youth in DJJ's custody. The term of this renewal contract is July 1, 2008 through June 30, 2011. PIN#: 13004DJJ002C.

CONTRACTOR NAME/ADDRESS:

The Salvation Army
132 West 14th Street, New York, NY 10011

SERVICE CENTER SITE:

No. 131 West 132nd Street, New York, NY 10027

Any information concerning the provider's performance as well as any other factors relevant to the renewal may be expressed by contacting Chuma Uwechia, Esq., at DJJ, Contract Unit, 110 William Street, 13th Floor, New York, NY 10038, email cuwechia@djj.nyc.gov or by calling (212) 442-7716, between the hours of 10:00 A.M. and 4:00 P.M. on business days.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Juvenile Justice, 110 William Street,
20th Floor, New York, NY 10038.
Chuma Uwechia (212) 442-7716, cuwechia@djj.nyc.gov

☛ m9

PROCUREMENT

The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed to the City's prestige as a global destination. As part of this effort, the City is pleased to announce the following contracting opportunities for construction/construction services and construction-related services.

BROOKLYN NAVY YARD

SOLICITATIONS

Construction/Construction Services

BUILDING #5 ROOF REPLACEMENT AND RELATED WORK – CSB – PIN# 08147 – DUE 06-03-08 AT 12:00 P.M. – Documents will be available as of May 13, 2008. Cost of documentation: \$100.00, non-refundable certified check or money order. Failure to attend the mandatory pre-bid conference on May 20, 2008 at 10:00 A.M. will result in disqualification.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Brooklyn Navy Yard Development Corp., Building 292,
63 Flushing Avenue, Brooklyn, NY 11205.
Kerby Menardy at (718) 907-5959.

☛ m9

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

SOLICITATIONS

Goods & Services

TOILET RENTALS, PORTABLE – Competitive Sealed Bids – PIN# 8570600808 – DUE 06-03-08 AT 10:30 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Citywide Administrative Services
Office of Vendor Relations, 1 Centre Street, Room 1800
New York, NY 10007. Jeanette Megna (212) 669-8610.

☛ m9

AWARDS

Goods

ALCOHOL, ISOPROPYL, NF70 PERCENT, RUBBING ALCOHOL – Competitive Sealed Bids – PIN# 857800318 – AMT: \$161,280.00 – TO: Star Supplies and Maintenance Inc., 4403 15th Avenue #169, Brooklyn, NY 11219.

☛ m9

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

SOLICITATIONS

Construction/Construction Services

EXTERIOR MASONRY, PARAPETS – Competitive Sealed Bids – PIN# SCA08-11509D-1 – DUE 05-28-08 AT 2:30 P.M. – PS 214 (Queens). Project Range: \$1,500,000.00 to \$1,580,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101 (718) 752-5854.

☛ m9-15

SCIENCE LABS – Competitive Sealed Bids – PIN# SCA08-004366-1 – DUE 05-28-08 AT 12:30 P.M. – Four (4) Various Schools (Queens). Project Range: \$2,730,000.00 to \$2,880,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101 (718) 752-5843.

☛ m9-15

ELECTRICAL AND SAFETY SYSTEMS UPGRADE – Competitive Sealed Bids – PIN# SCA08-11487D-1 – DUE 05-30-08 AT 11:30 A.M. – PS 32 (Bronx). Project Range: \$1,170,000.00 to \$1,233,000.00.
● **WINDOW AND ROOF REPLACEMENT/PARAPETS** – Competitive Sealed Bids – PIN# SCA08-11263D-1 – DUE 05-30-08 AT 3:00 P.M. - District Office 13 (Brooklyn). Project Range: \$1,830,000.00 to \$1,930,000.00.

Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City

VENDOR LISTS

Goods

ACCEPTABLE BRAND LIST – In accordance with PPB Rules, Section 2-05(c)(3), the following is a list of all food items for which an Acceptable Brands List has been established.

1. Mix, Biscuit - AB-14-1:92
2. Mix, Bran Muffin - AB-14-2:91
3. Mix, Corn Muffin - AB-14-5:91
4. Mix, Pie Crust - AB-14-9:91
5. Mixes, Cake - AB-14-11:92A
6. Mix, Egg Nog - AB-14-19:93
7. Canned Beef Stew - AB-14-25:97
8. Canned Ham Shanks - AB-14-28:91
9. Canned Corned Beef Hash - AB-14-26:94
10. Canned Boned Chicken - AB-14-27:91
11. Canned Corned Beef - AB-14-30:91
12. Canned Ham, Cured - AB-14-29:91
13. Complete Horse Feed Pellets - AB-15-1:92
14. Canned Soups - AB-14-10:92D
15. Infant Formula, Ready to Feed - AB-16-1:93
16. Spices - AB-14-12:95
17. Soy Sauce - AB-14-03:94
18. Worcestershire Sauce - AB-14-04:94

Application for inclusion on the above enumerated Acceptable Brand Lists for foods shall be made in writing and addressed to: Purchase Director, Food Unit, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-4207.

j4-jy17

EQUIPMENT FOR DEPARTMENT OF SANITATION – In accordance with PPB Rules, Section 2.05(c)(3), an acceptable brands list will be established for the following equipment for the Department of Sanitation:
A. Collection Truck Bodies
B. Collection Truck Cab Chassis
C. Major Component Parts (Engine, Transmission, etc.)

Applications for consideration of equipment products for inclusion on the acceptable brands list are available from: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-8562.

j4-jy17

OPEN SPACE FURNITURE SYSTEMS - CITYWIDE – In accordance with PPB Rules, Section 2.05(c)(3), an Acceptable Brands List, #AB-17W-1:99, has been established for open space furniture systems.

Application for consideration of product for inclusion on this acceptable brands list shall be made in writing and addressed to: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007, (212) 669-8562.

j4-jy17

ENVIRONMENTAL PROTECTION

BUREAU OF WATER SUPPLY

AWARDS

Services (Other Than Human Services)

PREVENTIVE MAINTENANCE AND REPAIR OF ELECTRICAL INSTRUMENTATION AND TELEMETRY SYSTEMS IN NYC WATER TUNNELS AND FACILITIES NYC AND YONKERS – Competitive Sealed Bids – PIN# 826080MET703 – AMT: \$583,500.00 – TO: NSI Neal

School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101 (718) 752-5288.

☛ m9-15

SCIENCE LAB SUITE – Competitive Sealed Bids – PIN# SCA08-11664D-1 – DUE 05-30-08 AT 11:00 A.M. – Metropolitan Corporate Academy HS (Brooklyn). Project Range: \$2,540,000.00 to \$2,671,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101 (718) 752-5868.

☛ m9-15

TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

SOLICITATIONS

Goods

3M DIAMOND GRADE REFLECTIVE SHEETING – Competitive Sealed Bids – PIN# OP139400000 – DUE 05-28-08 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Triborough Bridge and Tunnel Authority, 2 Broadway,
Bid Suite, New York, NY 10004, Bid Administration,
(646) 252-7094, vprocure@mtabt.org
All bids must be delivered to the 2 Broadway, Bid Suite,
located at the 3 Stone Street entrance. Please allow extra time for delivery.

☛ m9

Systems Inc., 122 Terry Drive, Newtown, PA 18940.
CONTRACT MET-703.

● **REPLACEMENT OF FIRE ALARM SYSTEM, CONEY ISLAND WPCP, BROOKLYN** – Competitive Sealed Bids – PIN# 82607WPC1123 – AMT: \$10,650,000.00 – TO: Eldor Electric LLC, 18-15 129th Street, College Point, New York 11356. CONTRACT CI-108.
● **REPLACEMENT OF DEGRITTING EQUIPMENT AND ASSOCIATED PIPING AT THE ROCKAWAY WPCP, QUEENS** – Competitive Sealed Bids – PIN# 82607WPC1133 – AMT: \$1,241,220.00 – TO: Spectraserv Inc., 75 Jacobus Ave., South Kearny, NJ 07032. CONTRACT R-143.
● **SERVICE AND REPAIR OF DIESEL GENERATORS AT VARIOUS DEP FACILITIES, CITYWIDE** – Competitive Sealed Bids – PIN# 826021197GEN – AMT: \$1,076,080.00 – TO: Keyspan Energy Management, LLC, 119 Green Street, Brooklyn, NY 11222. CONTRACT 1197-GEN.

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HEALTH AND HOSPITALS CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-3863.

j1-d31

SOLICITATIONS

Goods

SWEDA CLOCKS (VARIOUS) ENGRAVED – 1 CSB – BID# QHN 2008-1025 QHC – DUE 05-27-08 AT 1:00 P.M.
● **SWEDA CLOCKS (VARIOUS) ENGRAVED** – 1 CSB – BID# QHN 2008-1026 EHC – DUE 05-27-08 AT 1:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Queens Health Network, Procurement Services and Contracts,
82-68 164th Street, "S" Building, 2nd Fl., Jamaica, NY 11432.
Diane Pourakis (718) 883-6000.

☛ m9

VIDEO SURVEILLANCE EQUIPMENT – 1 CSB – BID# QHN 2008 1021 EHC – DUE 06-04-08 AT 2:00 P.M. – For the Daycare Center in the Cancer Pavilion. Mandatory walk thru to be on Tuesday, May 27 and Wednesday, May 28 at 10:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Queens Health Network, Procurement Services and Contracts,
82-68 164th Street, "S" Building, 2nd Fl., Jamaica, NY 11432.
Jack Arnone (718) 883-6000.

☛ m9

PEDIATRIC INFANT PROTECTION SYSTEM – Competitive Sealed Bids – PIN# 22208100 – DUE 05-21-08 AT 3:00 P.M.
● DISPOSABLE STRETCHER SHEETS – Competitive Sealed Bids – PIN# 22208096 – DUE 05-22-08 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Generations+/Northern Manhattan Health Network c/o Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Nancy Latorres, Procurement Analyst II, (718) 579-5993.

m9

Goods & Services

PRESENTATION FOLDERS 9 X 12 – Competitive Sealed Bids – PIN# 231-08-083 – DUE 05-28-08 AT 10:00 A.M. – For Woodhull Medical and Mental Health Center Admitting Department.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Cumberland Diagnostic and Treatment Center, Rm. C-39 100 North Portland Avenue, Brooklyn, NY 11205. Abraham Caban (718) 260-7593, abraham.caban@nychhc.org

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THERAPEUTIC AND DIAGNOSTIC ITEMS – Competitive Sealed Bids – PIN# 21108071 – DUE 05-23-08 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Generations+/Northern Manhattan Health Network for Metropolitan Hospital c/o Lincoln Hospital Center 234 East 149th Street, Bronx, NY 10451. Yolanda Johnson, Procurement Analyst II, (718) 579-5687.

m13

VARIOUS SPINAL SUPPLIES AND ACCESSORIES – Competitive Sealed Bids – PIN# 11208121 – DUE 05-21-08 AT 3:00 P.M.

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Generations+/Northern Manhattan Health Network for Harlem Hospital c/o Lincoln Hospital Center 234 East 149th Street, Bronx, NY 10451. Yolanda Johnson, Procurement Analyst II, (718) 579-5687.

m9

FURNISH AND INSTALL 1 PRESSURE SWITCH – Competitive Sealed Bids – PIN# 22208093 – DUE 05-22-08 AT 3:00 P.M.

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Generations+/Northern Manhattan Health Network c/o Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Erik Bryan, Procurement Analyst II, (718) 579-5532.

m9

Services

RE-TUBING OF BOILER AT 1727 AMSTERDAM AVENUE – Competitive Sealed Bids – PIN# 11208124 – DUE 05-22-08 AT 3:00 P.M.
● REPAIR OF STAND PIPE AT 1727 AMSTERDAM AVENUE – Competitive Sealed Bids – PIN# 11208123 – DUE 05-22-08 AT 3:00 P.M. Excavating dirt around planter in order to access standpipe.

A pre-bid conference for both bids will be held on 5/14/2008 at 10:00 A.M. at the Lower Washington Heights Center at 1727 Amsterdam Avenue, Room 106.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Generations+/Northern Manhattan Health Network for Harlem Hospital Center c/o Lincoln Hospital Center 234 East 149th Street, Bronx, NY 10451. Junior Cooper (718) 579-5096.

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HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

■ SOLICITATIONS

Human/Client Service

NEW YORK/NEW YORK III SUPPORTED HOUSING CONGREGATE – Competitive Sealed Proposals – Judgment required in evaluating proposals – PIN# 81608PO0763 – DUE 02-13-09 AT 3:00 P.M. – The New York City Department of Health and Mental Hygiene (DOHMH) is issuing a RFP to establish 3,000 units of citywide supportive housing in newly constructed or rehabilitated single-site buildings for various homeless populations pursuant to the New York/New York III Supportive Housing agreement. The subject RFP will be open-ended and proposals will be accepted on an on-going basis. Beginning on February 16, 2007, RFPs may be picked up in person at the address below, between the hours of 10:00 A.M. and 4:00 P.M. on business days only. The RFP is also on line at: <http://www.nyc.gov/html/doh/html/acco/acco-rfp-nynycongregate-20070117-form.shtml> A pre-proposal conference will be held on March 6, 2007 at 2:00 P.M. at 125 Worth Street, 2nd Floor Auditorium, New York, NY. Any questions regarding this RFP must be sent in writing in advance to Karen Mankin at the above address or fax to

(212) 219-5890. All questions submitted will be answered at the Pre-Proposal conference. All proposals must be hand delivered at the Agency Chief Contracting Officer, Room 812, New York, NY 10013.

As a minimum qualification requirement for (1) the serious and persistent mentally ill populations, the proposer must be incorporated as a not-for-profit organizations, and (2) for the young adult populations, the proposer must document site control and identify the source of the capital funding and being used to construct or renovate the building.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Health and Mental Hygiene, 93 Worth Street, Room 812 New York, NY 10013. Karen Mankin (212) 219-5873 kmankin@health.nyc.gov

f16-jy30

HOMELESS SERVICES

OFFICE OF CONTRACTS AND PROCUREMENT

■ SOLICITATIONS

Human/Client Service

SAFE HAVEN OPEN-ENDED RFP – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-08S-04-1164 – DUE 08-27-10 – The Department of Homeless Services has issued an Open Ended Request for Proposals (PIN 071-08S-04-1164) as of August 27, 2007 seeking appropriately qualified vendors to develop and operate a stand-alone Safe Haven for chronic street homeless single adults and/or adult couples without minor children.

There is no due date for proposals under this RFP. Proposals will be reviewed by the Department as they are received and contracts will be awarded on an on-going basis until the Department's needs are met.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Homeless Services, 33 Beaver Street, 13th Floor, New York, NY 10004. Suellen Schulman (212) 361-8400, sschulma@dhs.nyc.gov

a27-f12

CORRECTION: TRANSITIONAL RESIDENCES FOR HOMELESS/DROP-IN CENTERS – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-00S-003-262Z – DUE 01-02-09 AT 2:00 P.M. – CORRECTION: The Department of Homeless Services is soliciting proposals from organizations interested in developing and operating transitional residences for homeless adults and families including the Neighborhood Based Cluster Residence and drop-in centers for adults. This is an open-ended solicitation; there is no due date for submission.

Request for proposals is also available on-line at www.nyc.gov/cityrecord

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Homeless Services, 33 Beaver Street, 13th Floor, New York, NY 10004. Marta Zmoira (212) 361-0888, mzoita@dhs.nyc.gov

f29-d31

HOUSING AUTHORITY

■ SOLICITATIONS

Goods & Services

MAINTENANCE PAINTING OF APARTMENTS – Competitive Sealed Bids – PIN# 7021370 – DUE 06-03-08 AT 10:00 A.M. – At Highbridge Gardens.
● MAINTENANCE PAINTING OF APARTMENTS – Competitive Sealed Bids – PIN# 7021372 – DUE 06-03-08 AT 10:05 A.M. – At Twin Parks East, Twin Parks West and East 180th Street, Monterey Avenue.
● MAINTENANCE PAINTING OF APARTMENTS – Competitive Sealed Bids – PIN# 7021373 – DUE 06-03-08 AT 10:10 A.M. – At Campos Plaza I and Campos Plaza II.
● MAINTENANCE PAINTING OF APARTMENTS – Competitive Sealed Bids – PIN# 7021374 – DUE 06-03-08 AT 10:15 A.M. – At Glenwood Houses.
● MAINTENANCE PAINTING OF APARTMENTS – Competitive Sealed Bids – PIN# 7021375 – DUE 06-03-08 AT 10:20 A.M. – At Tompkins Houses and Berry Street, South 9th Street.

There is a non-refundable fee of \$25.00 payable by certified check or postal money order for each set of contract documents.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Housing Authority, 23-02 49th Avenue, 4th Floor Long Island City, NY 11101. Joseph Schmidt (718) 707-8921.

m9

VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021519 – DUE 06-03-08 AT 10:45 A.M. – At South Beach Houses.
● VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021524 – DUE 06-03-08 AT 10:50 A.M. – At Borinquen Plaza I and II.
● VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021525 – DUE 06-03-08 AT 10:55 A.M. – At Langston Hughes Apartments.
● VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 8003654

– DUE 06-03-08 AT 11:00 A.M. – At Brooklyn Borough East.
● VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021522 – DUE 06-03-08 AT 11:05 A.M. – At West Brighton Plaza I and II.

Removal and installation. There is a non-refundable fee of \$25.00 payable by certified check or postal money order for each set of contract documents.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Housing Authority, 23-02 49th Avenue, 4th Floor Long Island City, NY 11101. Joseph Schmidt (718) 707-8921.

m9

CAPITAL PROJECTS DIVISION

■ SOLICITATIONS

Construction/Construction Services

BRICK REPAIR AT VARIOUS LOCATIONS (BROOKLYN AND STATEN ISLAND) – Competitive Sealed Bids – PIN# BW7023194 – DUE 05-30-08 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Housing Authority, 90 Church Street, 11th Floor. Gloria Guillo, MPA, CPPO, (212) 306-3121, gloria.guillo@nycha.nyc.gov

m9-15

HOUSING PRESERVATION & DEVELOPMENT

■ INTENT TO AWARD

Services (Other Than Human Services)

PROPRIETARY SOFTWARE SUPPORT AGREEMENT – Sole Source – Available only from a single source - PIN# 806081001206 – DUE 05-20-08 AT 5:00 P.M. – HPD intends to enter into sole source negotiations for a Software Support Agreement of the Elite Database with Emphasys Computer Solutions, Inc. (ECS, Inc.). The software being utilized is proprietary intellectual property of ECS, Inc. licensed to the Department of Housing Preservation and Development of the City of New York. Any firm who believes it could also provide this requirement is invited to do so in a letter or FAX to the HPD contact person.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Housing Preservation and Development, 100 Gold Street, Room 8-S4, New York, NY 10038. Jay Bernstein (212) 863-6657, jb1@hpd.nyc.gov

m5-9

JUVENILE JUSTICE

■ SOLICITATIONS

Human/Client Service

CORRECTION: PROVISION OF NON-SECURE DETENTION CENTERS – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13007DJJ001 – DUE 11-14-08 AT 3:00 P.M. – CORRECTION: The NYC Department of Juvenile Justice (DJJ) is seeking one or more appropriately qualified vendors to provide non-secure detention services for youth. Services shall include, but not be limited to, custody, basic youth care, food, clothing, shelter, education, health care, recreation, court related services, social work and case management services, social skills instruction, group sessions and monitoring and supervision of these services. In addition, the contract will require that a defibrillator shall be located in each program facility and that all staff requiring CPR training shall be certified in use of said defibrillator.

Each program facility will provide at least 10 and no more than 12 beds in accordance with the applicable regulations promulgated by the New York State Office of Children and Family Services (NYS OCFS), 9 N.Y.C.R.R. Section 180 et seq. The Department is seeking to provide services at facilities that will be operational at any time from January 1, 2007 to December 31, 2010. A vendor may submit an offer for more than one Facility Option. Current Agency vendors operating non-secure group homes that have contracts expiring in calendar year 2006 are urged to respond to this solicitation.

All program facilities shall be appropriately equipped to provide services for male or female youth as required by the Department, and be located in one of the five boroughs. The term of the contracts awarded from this solicitation will be for three years and will include an additional three-year option to renew. The anticipated maximum average annual funding available for each contract will be \$1,067,000, excluding start-up costs. Proposed start-up costs will be included in addition to the proposed annual line item budget. Greater consideration will be given to applicants offering more competitive prices.

If your organization is interested in being considered for award of the subject contract, please hand deliver a written expression of interest addressed to my attention at 110 William Street, 13th Floor, New York, NY 10038. The expression of interest should specifically address the following:

1. Indicate each program facility for which the vendor is submitting.
2. Describe each proposed facility, its location, and proposed date of operation.
3. Attach appropriate documentation demonstrating the current use of each proposed facility and the vendor's site control of the facility for a period of at least 3 years.

4. For each proposed facility,
a) Indicate the number of beds to be provided and demonstrate that the facility has the capacity to provide the indicated number of beds.
b) Demonstrate that the facility will be appropriately equipped to provide services for male or female youth.

5. Demonstrate the vendor's organizational capability to:
a) Provide the indicated number of beds at each proposed facility. (If the vendor is a current provider, also demonstrate the capability to provide the indicated number of beds in addition to those already provided.)
b) Ensure that each proposed facility will be fully operational by required date in accordance with the applicable regulations promulgated by the New York State Office of Children and Family Services (NYS OCFS), 9 N.Y.C.R.R. Section 180 et seq.

6. Demonstrate the quantity and quality of the vendor's successful relevant experience.

7. Attach for each proposed facility three-year annual line item operating budget. Include staffing details. Proposed start up costs should be included in addition to the proposed three-year annual line item operating budget.

All expressions of interest received in the manner set forth will be reviewed to determine if they are responsive to the material requirements of this solicitation. Expressions of interest determined to be non-responsive will not be further considered. Expressions of interest determined to be responsive will be considered in terms of the following factors:

- Appropriateness of each proposed facility.
- Demonstrated site control of each proposed facility.
- Demonstrated level of organizational capability to provide the proposed number of beds and to ensure that each proposed facility if fully operational by the applicable requisite date.
- Demonstrated quantity and quality of successful relevant experience.
- Annual budget amount and cost effectiveness of the budget.

The Department will enter into negotiations with the vendor(s) determined to be the best qualified at the time of evaluation, based on consideration of the above-cited factors. A contract will be awarded to the responsible vendor(s) whose offer(s) is/are determined to be the most advantageous to the City, taking into consideration the price and the other factors set forth in this solicitation. In the case that a vendor is eligible for award of more than one program facility, the Department reserves the right, based upon the vendor's demonstrated organizational capability and the best interest of the City, respectively, to determine how many and for which program facility(ies) the vendor will be awarded a contract.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Juvenile Justice, 110 William Street
20th Floor, New York, NY 10038.
Chuma Uwechia (212) 442-7716, cuwechia@djj.nyc.gov

n20-13

■ INTENT TO AWARD

Human/Client Service

PROVISION OF NON-SECURE DETENTION GROUP HOME SERVICES – Renewal – PIN# 13004DJJ002C – DUE 05-12-08 AT 3:00 P.M. – The Department of Juvenile Justice (DJJ) intends to renew the contract of the following provider for three years, at the site listed below, for the provision of non-secure detention group home services to youth in DJJ's custody. The term of this renewal contract is July 1, 2008 through June 30, 2011. PIN#: 13004DJJ002C.

CONTRACTOR NAME/ADDRESS:

The Salvation Army
132 West 14th Street, New York, NY 10011

SERVICE CENTER SITE:

No. 131 West 132nd Street, New York, NY 10027

Any information concerning the provider's performance as well as any other factors relevant to the renewal may be expressed by contacting Chuma Uwechia, Esq., at DJJ, Contract Unit, 110 William Street, 13th Floor, New York, NY 10038, email cuwechia@djj.nyc.gov or by calling (212) 442-7716, between the hours of 10:00 A.M. and 4:00 P.M. on business days.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Juvenile Justice, 110 William Street
20th Floor, New York, NY 10038.
Chuma Uwechia (212) 442-7716, cuwechia@djj.nyc.gov

m9

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

■ SOLICITATIONS

Services

HVAC MAINTENANCE AND REPAIR SERVICES – Competitive Sealed Bids – PIN# SCA-0808P – DUE 05-28-08 AT 11:30 A.M. – NYC School Construction Authority Offices, 30-30 Thomson Ave., L.I.C., NY 11101.
R. Forde (718) 752-5288.

m7-13

Construction/Construction Services

WATER PENETRATION – Competitive Sealed Bids – PIN# SCA08-11037D-2 – DUE 05-27-08 AT 10:30 A.M. – PS 131 (Queens). Project Range: \$1,130,000.00 to \$1,190,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents,

vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101, (718) 752-5842.

m7-13

INTERIOR/EXTERIOR UPGRADE/RENOVATION, ROOF REPLACEMENT, ELECTRICAL UPGRADE

– Competitive Sealed Bids – PIN# SCA08-11909D-1 – DUE 05-22-08 AT 3:00 P.M. – PS 207 Annex (Brooklyn). Project Range: \$2,800,000.00 to \$2,951,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101, (718) 752-5868.

m6-12

EXTERIOR MASONRY, PARAPETS – Competitive Sealed Bids – PIN# SCA08-11509D-1 – DUE 05-28-08 AT 2:30 P.M. – PS 214 (Queens). Project Range: \$1,500,000.00 to \$1,580,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101, (718) 752-5854.

m9-15

AUDITORIUM UPGRADE – Competitive Sealed Bids – PIN# SCA08-11157D-1 – DUE 05-28-08 AT 12:00 P.M. – Beach Channel HS (Queens). Project Range: \$1,300,000.00 to \$1,370,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101, (718) 752-5843.

m8-14

SCIENCE LABS – Competitive Sealed Bids – PIN# SCA08-004366-1 – DUE 05-28-08 AT 12:30 P.M. – Four (4) Various Schools (Queens). Project Range: \$2,730,000.00 to \$2,880,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101, (718) 752-5843.

m9-15

ELECTRICAL AND SAFETY SYSTEMS UPGRADE

– Competitive Sealed Bids – PIN# SCA08-11487D-1 – DUE 05-30-08 AT 11:30 A.M. – PS 32 (Bronx). Project Range: \$1,170,000.00 to \$1,233,000.00.

● WINDOW AND ROOF REPLACEMENT/PARAPETS

– Competitive Sealed Bids – PIN# SCA08-11263D-1 – DUE 05-30-08 AT 3:00 P.M. – District Office 13 (Brooklyn). Project Range: \$1,830,000.00 to \$1,930,000.00.

Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101, (718) 752-5288.

m9-15

SCIENCE LAB SUITE – Competitive Sealed Bids – PIN# SCA08-11664D-1 – DUE 05-30-08 AT 11:00 A.M. – Metropolitan Corporate Academy HS (Brooklyn). Project Range: \$2,540,000.00 to \$2,671,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101, (718) 752-5868.

m9-15

DEMOLITION OF EXISTING BUILDING AND CONSTRUCTION OF A NEW FOUR (4) STORY SCHOOL/CELLAR – Competitive Sealed Bids – PIN# SCA08-00098B-1 – DUE 06-03-08 AT 3:00 P.M. –

PS 971 (Brooklyn). Project Range: \$24,170,000.00 to \$25,445,000.00.

Mandatory pre-bid meeting date: May 14, 2008 at 11:00 A.M. at New York City School Construction Authority, 30-30 Thomson Avenue, LIC, NY 11101, Fourth Floor, Board Room. Failure to attend this mandatory pre-bid meeting will result in your firm being ineligible to bid on the referenced solicitation.

Limited List: Bids will only be accepted from the following Construction Managers/Prime General Contractors (See Attached List):
Arena Construction Co., Inc.; Iannelli Construction Co., Inc.; J. Kokolakis Contracting, Inc.; Petracca and Sons, Inc.; The Morgan Contracting Corp.

Non-refundable bid document charge: \$250.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101, (718) 752-5843.

m7-13

FINAL C OF O FOR MULTI CAMPUS – Competitive Sealed Bids – PIN# SCA08-11407D-1 – DUE 05-27-08 AT 1:30 P.M. – Van Arsdale H.S. (Brooklyn). Project Range: \$1,400,000.00 to \$1,480,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101, (718) 752-5849.

m7-13

DESIGN BUILD/NEW FIVE (5) STORY SCHOOL (QUEENS) – CSB/Prequalified List – PIN# SCA08-00097B-1 – DUE 06-10-08 AT 3:00 P.M. – PS/IS 48 (Queens). Project Range: \$45,570,000.00 to \$47,970,000.00. Non-refundable bid document charge: \$250.00.

Limited List. Bids will only be accepted from the following Construction Managers/Prime General Contractors (See Attached List):
AMCC Corp.; Citnalta Construction; J. Kokolakis Contracting Inc.; Leon D. DeMatteis Construction Co.; M.A. Angeliades Inc.; Iannelli Construction Co., Inc. and T.A. Ahern Contractor Corp.
The following are list of firms approved for Architectural/Engineering Services on PS/IS 48 (Queens):
Anderson Larocca Anderson, Bostwick Purcell Architects, PC, John Ciardullo Associates, P.C., Kenny and Khan, Inc., Medhat Salam, Architect (DBA Medhat Salam Associates), MDSzerbaty and Associates Architect LLC, PKSB Architects, P.C., SBLM Architects, PC.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window, Room #1046, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101, (718) 472-8997, rforde@nycsca.org

m5-9

SWIMMING POOLS/REINFORCING CINDER CONCRETE SLABS/SAFETY SYSTEMS

– Competitive Sealed Bids – PIN# SCA08-11335D-1 – DUE 05-27-08 AT 2:00 P.M. – Jefferson High School (Brooklyn). Project Range: \$3,060,000.00 to \$3,220,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101, (718) 752-5852.

m7-13

PARAPET WALL RESTORATION – Competitive Sealed Bids – PIN# SCA08-11345D-1 – DUE 05-23-08 AT 3:00 P.M. – PS 149 (Brooklyn). Project Range: \$2,590,000.00 to \$2,731,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101, (718) 752-5288.

m5-9

DOMESTIC PIPING/LOW VOLTAGE/FLOOD ELIMINATION AND ROOF REPAIR

– Competitive Sealed Bids – PIN# SCA08-11278D-1 – DUE 05-21-08 AT 12:30 P.M. – PS 11 (Queens). Project Range: \$1,540,000.00 to \$1,620,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor
Long Island City, New York 11101, (718) 752-5868.

m6-12

CLIMATE CONTROL/FLOOD ELIMINATION – Competitive Sealed Bids – PIN# SCA08-004369-1 – DUE 05-22-08 AT 1:30 P.M. – PS 157 (Bronx). Project Range: \$1,030,000.00 to \$1,085,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5868.

m6-12

EXTERIOR MASONRY, WINDOWS – Competitive Sealed Bids – PIN# SCA08-11344D-1 – DUE 05-23-08 AT 10:30 A.M. – PS 101 (Brooklyn). Project Range: \$3,620,000.00 to \$3,810,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 472-8360.

m5-9

WINDOWS/PAVED AREAS – Competitive Sealed Bids – PIN# SCA08-11505D-1 – DUE 05-22-08 AT 12:30 P.M. – PS 156 (Bronx). Project Range: \$2,890,000.00 to \$3,042,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5849.

m5-9

PLAYGROUND REDEVELOPMENT/FLOOD ELIMINATION – Competitive Sealed Bids – PIN# SCA08-11322D-1 – DUE 05-27-08 AT 11:30 A.M. – PS 155 (Brooklyn). Project Range: \$2,410,000.00 to \$2,532,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5849.

m6-12

REINFORCED CINDER CONCRETE SLABS / FLOOD ELIMINATION / WINDOWS – Competitive Sealed Bids – PIN# SCA08-11363D-1 – DUE 05-22-08 AT 1:00 P.M. – IS 280 at 721 (Brooklyn). Project Range: \$2,730,000.00 to \$2,880,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5852.

m5-9

TRANSPORTATION

ADMINISTRATION

■ INTENT TO AWARD

Services (Other Than Human Services)

CORRECTION: BUS SHELTER MODIFICATION FOR SELECT BUS SERVICE ROUTES – Sole Source – PIN# 84108BXAD332 – DUE 05-13-08 AT 5:00 P.M. – The New York City Department of Transportation intends to enter into a Sole Source agreement with Cemusa New York, LLC for the installation of electrical conduits and equipment, the installation of concrete supports, and the installation and maintenance of plastic overlays at bus shelters along the Fordham Road/Pelham Parkway corridor in the borough of the Bronx in the City of New York. The shelters are required in connection with the provision of Select Bus Service on this corridor by the Metropolitan Transportation Authority. As current holder of a franchise agreement with New York City for installation and maintenance of the bus shelters, Cemusa New York, LLC is their sole owner and therefore the only company authorized to perform this additional shelter-related work. Any firm which believes that it can also provide these services under the restrictions of the franchise agreement is invited to so indicate by letter to the attention of Vincent Pullo, Agency Chief Contracting Officer, at 40 Worth Street, Room 1228, New York, NY 10013, or via email at vpullo@dot.nyc.gov

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Department of Transportation, 40 Worth Street, Room 1228 New York, NY 10013. Vivian Cruz (212) 442-7567 vcruz@dot.nyc.gov

a30-m12

BRIDGES

■ VENDOR LISTS

Services (Other Than Human Services)

PRE-QUALIFIED LIST FOR BRIDGE DESIGN AND CONSTRUCTION SUPPORT SERVICES AND RESIDENT ENGINEERING INSPECTION SERVICES – The Department of Transportation invites engineering firms to be considered for inclusion on the agency's Pre-Qualified Lists for the following categories of service: (1) Bridge Design and Construction Support Services and/or (2) Bridge Resident Engineering Inspection (REI) Services. In order for a firm to be Pre-Qualified the firm must meet specific criteria requirements as stated on the Pre-Qualification Forms and SF330 Forms which can be obtained from the New York City Department of Transportation (NYCDOT). Information and applications to be included on such lists may be obtained from the NYCDOT Office of the Agency Chief Contracting Officer, and may be submitted at any time. Firms already on the Pre-Qualified Lists do not need to be re-certified for inclusion on the list(s) at this time.

For the two categories described above, three (3) lists (Large, Medium and Small) are established according to project size. No firm may be placed on more than two of the three lists for the Bridge Design and Construction Support Services or the Bridge Resident Engineering Inspection Services category. Firms that are placed on these Pre-Qualified lists may be invited to receive RFPs (Request for Proposals) on selected Capital Bridge Projects without additional public notification. The Pre-qualification Lists are as follows:

SMALL BRIDGE DESIGN/REI: (for projects of less than \$3 million construction cost)

MEDIUM BRIDGE DESIGN/REI: (for projects of \$3 to \$10 million construction cost)

LARGE BRIDGE DESIGN/REI: (for projects in excess of \$10 million construction cost)

For additional information, please contact Janice Robinson (212) 788-2121.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Department of Transportation, Contract Unit, Office of the Agency Chief Contracting Officer, 40 Worth Street Room 1228, New York, NY 10013. Hours 9:00 A.M. to 5:00 P.M., Monday through Friday (excluding holidays observed by the agency Ms. Janice Robinson (212) 788-2121, jrobinson@dot.nyc.gov

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TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

■ SOLICITATIONS

Goods

3M DIAMOND GRADE REFLECTIVE SHEETING – Competitive Sealed Bids – PIN# OP139400000 – DUE 05-28-08 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Triborough Bridge and Tunnel Authority, 2 Broadway, Bid Suite, New York, NY 10004, Bid Administration, (646) 252-7094, vprocure@mtabt.org All bids must be delivered to the 2 Broadway, Bid Suite, located at the 3 Stone Street entrance. Please allow extra time for delivery.

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AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

“These Hearings may be cablecast on NYC TV Channel 74 on Sundays, from 5:00 p.m. to 7:00 p.m. For more information, visit: www.nyc.gov/tv” NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor’s Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, N.Y. 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay services.

BUILDINGS

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 15, 2008, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Department of Buildings, the Fire Department, the Department of Citywide Administrative Services and the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL., 60478, to license ICC intellectual property incorporated into the New York City Construction Code and the proposed New York City Fire Code and to purchase annotated editions of these codes. The contract amount shall be \$775,000.00. The contract term shall be for three (3) years from the date of notice to proceed and will contain one (1) three (3) year renewal option. PIN #: 81008TAX0032.

The proposed contractor has been selected as a Sole Source Procurement, pursuant to Section 3-05 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Buildings, 280 Broadway, 6th Floor, Contracts/Purchasing Division, New York,

NY 10007, from May 9, 2008 to May 15, 2008, Monday through Friday, excluding Holidays, from 10:00 A.M. to 3:00 P.M.

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CRIMINAL JUSTICE COORDINATOR

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 15, 2008, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Criminal Justice Coordinator's Office and Good Shepherd Services, 305 Seventh Avenue, New York, NY 10001, for the operation of the New York City Family Justice Center Early Victim Engagement (EVE) Project, serving domestic violence victims residing in the New York City Police Department's 72nd, 83rd and 90th precincts in the Borough of Brooklyn. The contract shall be in an amount not to exceed \$111,760. The contract term shall be from October 1, 2007 to July 31, 2009. PIN#: 00208DMPS493.

The proposed contract is being funded by federal Department of Justice Office on Violence Against Women (OVW) and was selected by Required Authorized Source, in accordance with Section 1-02 (d) (2) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Office of the Criminal Justice Coordinator, 1 Centre Street, Room 1012N, New York, NY 10007, from May 9, 2008 to May 15, 2008, excluding Saturdays, Sundays and Holidays, from 9:00 A.M. to 12:00 P.M. and from 2:00 P.M. to 4:00 P.M.

IN THE MATTER of a proposed contract between the Criminal Justice Coordinator's Office and Safe Horizon, Inc., 2 Lafayette Street, New York, NY 10007, for the operation of the New York City Family Justice Center Early Victim Engagement (EVE) Project in the Borough of Brooklyn. The contract shall be in an amount not to exceed \$290,760. The contract term shall be from October 1, 2007 to July 31, 2009. PIN#: 00208DMPS494.

The proposed contract is being funded by federal Department of Justice Office on Violence Against Women (OVW) and was selected by Required Authorized Source, in accordance with Section 1-02 (d) (2) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Office of the Criminal Justice Coordinator, 1 Centre Street, Room 1012N, New York, NY 10007, from May 9, 2008 to May 15, 2008, excluding Saturdays, Sundays and Holidays, from 9:00 A.M. to 12:00 P.M. and from 2:00 P.M. to 4:00 P.M.

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DESIGN AND CONSTRUCTION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 15, 2008, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Department of Design and Construction of the City of New York and Office For Visual Interaction, Inc. 207 West 25th Street, Suite 505, New York, NY 10001, for CityLight, Streetlights Design Fabrication and Testing of Prototypes. The contract amount shall be \$3,370,000. The contract term shall be 1,020 Consecutive Calendar Days from the date of written notice to proceed. PIN#: 8502007HW0062P. This Project is subdivided into **two parts**. Part A - Street Model shall be in an amount of \$1,175,400 with a term of 510 Consecutive Calendar Days from the date of written notice to proceed, Part B - Traffic Model and Park Pedestrian Model shall be in an amount of \$2,194,600 with a term of 510 Consecutive Calendar Days from the date of written notice to proceed. It is the intent of the contract to complete all services required in Part A first, and then, provided funding is available, the Consultant may be authorized to begin Part B.

The proposed consultant has been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Design and Construction, Professional Contracts Section, 30-30 Thomson Avenue, Fourth Floor, Long Island City, New York 11101, from May 9, 2008 to May 15, 2008, excluding Saturdays, Sundays and Holidays, from 9:00 A.M. to 4:00 P.M. Belkis Palacios at (718) 391-1866.

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HUMAN RESOURCES ADMINISTRATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 15, 2008, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of seven (7) proposed contract between the Human Resources Administration of the City of New York and the Contractors listed below, for the provision of financial incentives to substance abuse treatment programs to prepare HRA mandated clients for placement and retention in employment. The contract term shall be from July 1, 2008 to June 30, 2011.

Contractor Name and Address	PIN #	Amount
1. Samaritan Village, Inc. 138-02 Queens Boulevard Briarwood, NY 11435	06909H068248	\$306,900

2. Daytop Village, Inc. 54 West 40th Street New York, NY 10018	06909H068220	\$259,050
3. Palladia, Inc. 2006 Madison Avenue New York, NY 10035	06909H068243	\$247,500
4. Yeshiva University/Albert Einstein College of Medicine (AECOM) 500 West 185th Street New York, NY 10033	06909H068204	\$205,109
5. Odyssey House Inc 95 Pine Street New York, NY 10005	06909H068238	\$200,200
6. Addicts Rehabilitation Center Fund, Inc. 2015 Madison Avenue New York, NY 10035	06909H068203	\$152,963
7. Promesa, Inc. 1776 Clay Avenue Bronx, NY 10457	06909H068247	\$129,207

The proposed contractors have been selected by means of a Required/Authorized Source, pursuant to Section 1-02 (d) (2) of the Procurement Policy Board (PPB) Rules.

Draft copies of the proposed contracts are available for public inspection at the Human Resources Administration of the City of New York, 180 Water Street, Room 1420, New York, NY 10038, on business days from May 9, 2008 to May 15, 2008, excluding Holidays, from 10:00 A.M. to 5:00 P.M.

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AGENCY RULES

ENVIRONMENTAL CONTROL BOARD

NOTICE

Notice of Adoption of Rule

regarding penalties for offenses adjudicated by the Environmental Control Board

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED in the Environmental Control Board by section 1404(c)(3) of the New York City Charter, and in accordance with section 1043(b) of the Charter, that the Environmental Control Board hereby promulgates the following rule. The rule was published in The City Record on March 12, 2008, and the Public Hearing was held on April 14, 2008.

Section 1. The Sanitation Penalty Schedule found in Section 31-122 of Subchapter G of Chapter 31 of Title 15 of the Rules of the City of New York is amended to add new text to the headnote at the top of that penalty schedule that is prefaced with three asterisks (***) , as follows:

New matter is underlined.

*** For sections 10-119 and 10-120 and 16-308(g) and 16-308(h) and 16-404 and 16-405(a) and 16-405(b), and 16-118(7)(b)(2), and 16-118(7)(d), and 16-453(b), 16-453(c), 16-454(b), and 16-454(c), a repeat violation is a violation by the same respondent of the same section of law as the previous violation with a date of occurrence within twelve months of the date of occurrence of the previous violation.

Any person who violates Section 16-118(7)(b)(1) and/or Section 16-118(7)(c) while using or operating a motor vehicle, or owning said motor vehicle, is considered a repeat violator where the same respondent has violated *either* Section 16-118(7)(b)(1) or Section 16-118(7)(c) while using or operating a motor vehicle, or owning said motor vehicle, where the present violation has a date of occurrence within twelve months of the date of occurrence of the previous violation.

Section 2. The Sanitation Penalty Schedule found in Section 31-122 of Subchapter G of Chapter 31 of Title 15 of the Rules of the City of New York is amended to add new text to the last headnote at the top of that penalty schedule, which begins with "With the exception of 10-119," as follows:

New matter is underlined.

With the exception of section 10-119 (posting on a tree), and section 16-119, and sections 16-453(b), 16-453(c), 16-454(b), and 16-454(c), pursuant to §31-81(b) a late admit fee of \$30.00 will be added to all the below listed penalties for a failure to submit a payment by mail, as per §31-32, within 30 days of the mailing date of the default order issued against respondent.

Section 3. The Sanitation Penalty Schedule found in Section 31-122 of Subchapter G of Chapter 31 of Title 15 of the Rules of the City of New York is amended, to add ten new charges immediately following the entry in that penalty schedule for NYC Admin. Code 16-405(b), "Failure to Comply with Rechargeable Battery Recycling Program Requirements (Battery Manufacturer)" as follows:

New matter is underlined.

SECTION/RULE	DESCRIPTION	PENALTY	DEFAULT
\$16-453(a)(1)	Providing plastic bags without recycling message.	300 per day	9,000
\$16-453(a)(2)	Failure to provide a bin for the collection of plastic.	300 per day	9,000

\$16-453(a)(2)	Failure to clearly mark a bin for the collection of plastic.	300 per day	9,000
\$16-453(a)(3)	Failure to recycle plastic bags and film plastic.	300 per day	9,000
\$16-453(a)(5)	Failure to sell reusable bags.	300 per day	9,000
\$16-453(b)***	Failure to maintain plastic bag and film recycling records.	1st Violation:100 2nd Violation:700 3rd Violation:1,000	1st Violation:100 2nd Violation:700 3rd Violation:1,000
\$16-453(c)***	Failure to submit an annual report. (Operator)	1st Violation:100 2nd Violation:700 3rd Violation:1,000	1st Violation:100 2nd Violation:700 3rd Violation:1,000
\$16-454(a)	Failure to make arrangements for the collection, transport and recycling.	500 per day	15,000
\$16-454(b)***	Failure to submit an annual report. (Manufacturer)	1st Violation:100 2nd Violation:1,000 3rd Violation:1,500	1st Violation:100 2nd Violation:1,000 3rd Violation:1,500
\$16-454(c)***	Failure to provide educational materials.	1st Violation:100 2nd Violation:1,000 3rd Violation:1,500	1st Violation:100 2nd Violation:1,000 3rd Violation:1,500

Section 4. The Department of Transportation Penalty Schedule found in Section 31-124 of Subchapter G of Chapter 31 of Title 15 of the Rules of the City of New York is amended to change the entry in the "Section/Rule" column of that Penalty Schedule for 34 RCNY 2-05(d)(16), which currently reads "failure to house cables/hoses 8 feet above ground," to read as follows:

New matter is underlined. Deleted matter is in [brackets].

SECTION/RULE	DESCRIPTION	Penalty	DEFAULT
34 RCNY 2-05(d)(16)	Fail[ure] to house <u>overhead</u> cables/hoses/wires with [8] 14 feet [above ground] minimum clearance	250	750

Section 5. The Department of Transportation Penalty Schedule found in Section 31-124 of Subchapter G of Chapter 31 of Title 15 of the Rules of the City of New York is amended to add fifteen new entries at the end of that Penalty Schedule, immediately following the entry in that Penalty Schedule for New York City Administrative Code Section 19-128.1(e)(5), "Failed to repair damage to City property/sidewalk caused by newsrack," to read as follows:

New matter is underlined.

SECTION/RULE	DESCRIPTION	Penalty	DEFAULT
34RCNY 2-08 (e)(3)	Failed to remove refuse from newsrack as per paragraph	100	500
34RCNY 2-08 (e)(5)	Newsrack empty/unsecured door for impermissible time	100	500
34RCNY 2-08 (e)(4)	Failed to correct newsrack damaged/in need of repair as per paragraph	100	500
34RCNY 2-08 (b)(3)	Failed to repair damage to City property/sidewalk caused by newsrack	100	500
34RCNY 2-08 (d)(2)	Failed to affix correct name/address/tel. no. to newsrack as per paragraph	100	500
34RCNY 2-08 (d)(1)	Newsrack exceeds size limits	100	500
34RCNY 2-08 (d)(3)	Newsrack used for impermissible advertising/promotional purposes	100	500
34RCNY 2-08 (c)	Newsrack placed/installed/maintained in improper location	250	500
34RCNY 2-08 (b)(1)	Failed to place/install newsrack in a manner so that it cannot be tipped over	250	500
34RCNY 2-08 (b)(4)	Failed to notify DOT of newsrack info and compliance as per paragraph	3,000	4,000
34RCNY 2-08 (e)(1)	Failed to certify/inaccurately certified graffiti removal as per DOT requirements		
	1-99 racks	375	500
	100-249 racks	550	750
	250-499 racks	1,100	1,500
	500-749 racks	1,700	2,250
	750-999 racks	2,300	3,000
	1,000 or more racks	3,000	4,000
34RCNY 2-08 (e)(2)	Failed to maintain accurate logs/records per DOT requirements		
	1-99 racks	375	500
	100-249 racks	550	750
	250-499 racks	1,100	1,500
	500-749 racks	1,700	2,250
	750-999 racks	2,300	3,000
	1,000 or more racks	3,000	4,000
34RCNY 2-08 (e)(2)	Failed to provide maintenance logs/records to DOT on request		
	1-99 racks	375	500
	100-249 racks	550	750
	250-499 racks	1,100	1,500
	500-749 racks	1,700	2,250
	750-999 racks	2,300	3,000
	1,000 or more racks	3,000	4,000
34RCNY 2-08 (b)(4)	Failed to notify DOT of newsrack info in accordance with rule requirements		
	1-99 racks	375	500
	100-249 racks	550	750
	250-499 racks	1,100	1,500
	500-749 racks	1,700	2,250
	750-999 racks	2,300	3,000
	1,000 or more racks	3,000	4,000

SECTION/RULE	DESCRIPTION	Penalty	DEFAULT
34RCNY 2-08 (f)	Failed to maintain/provide proper indemnification/insurance info		
	1-99 racks	375	500
	100-249 racks	550	750
	250-499 racks	1,100	1,500
	500-749 racks	1,700	2,250
	750-999 racks	2,300	3,000
	1,000 or more racks	3,000	4,000

Statement of Basis and Purpose of Final Rule

The Environmental Control Board (ECB) had a Public Hearing on April 14, 2008, on proposed revisions of its Penalty Schedules. Neither written material nor testimony was presented at the Public Hearing on the proposed rule revisions to the ECB's Penalty Schedules as set forth above.

1) The Board has revised the Sanitation Penalty Schedule found in Section 31-122 of Subchapter G of Chapter 31 of Title 15 of the Rules of the City of New York to add ten new charges pertaining to new legal requirements regarding recycling programs for plastic bags and film plastic. Those new requirements regarding recycling programs for plastic bags and film plastic were established by Local Law No. 1 of 2008, which was signed into law on January 23, 2008.

That Local Law creates a new Chapter 4-B within Title 16 of the NYC Administrative Code that requires that certain retailers in the City establish an in-store recycling collection program for plastic bags and film plastic such as dry cleaning bags and shrink wrap. The law also requires retailers to maintain records evidencing the weight of the plastic bags that they collect for recycling and to report this information annually to the Department of Sanitation. In addition, the law requires plastic bag manufacturers to provide for collection and recycling of used plastic bags from retailers; to annually report the weight of such bags to the retailer; and to provide retailers, upon request, with educational materials that encourage the reduction, reuse and recycling of plastic carryout bags. These ten new charges that the Board has added to the Sanitation Penalty Schedule implement these provisions of the law. In connection with these ten new charges, the Board has also revised one of the headnotes that is in the Sanitation Penalty Schedule in order to indicate what constitutes a repeat violation for the purpose of imposing repeat-violation penalties under the new law. Additionally, the Board has revised another one of the headnotes that is set out in the Sanitation Penalty Schedule in order to indicate the inapplicability of a thirty dollar late fee in connection with certain of these charges.

2) The Board has revised the Department of Transportation Penalty Schedule found in Section 31-124 of Subchapter G of Chapter 31 of Title 15 of the Rules of the City of New York to change the entry in the "Section/Rule" column of that Penalty Schedule for 34RCNY 2-05(d)(16), which currently reads "failure to house cables/hoses 8 feet above ground," to instead read "fail to house overhead cables/hoses/wires with 14 feet minimum clearance." This revision was made to more accurately reflect the substantive provisions of 34 RCNY 2-05(d)(16), by specifying the requirement that all equipment hoses, cables or wires carried overhead across the sidewalk shall have fourteen feet minimum clearance.

3) The Board has revised the Department of Transportation Penalty Schedule found in Section 31-124 of Subchapter G of Chapter 31 of Title 15 of the Rules of the City of New York to add fifteen new charges pertaining to newsrack requirements set forth in Section 2-08 of Title 34 of the Rules of the City of New York. These new charges are in addition to the current charges in the Penalty Schedule that pertain to newsracks, which cite to provisions of Title 19 of the NYC Administrative Code rather than to provisions of the Rules of the City of New York. These new charges have been added to that Penalty Schedule to enable the Department of Transportation to have the enforcement option of citing to the provisions of the Rules of the City of New York, which in some cases are more specific and detailed in their provisions than are the corresponding sections of the NYC Administrative Code.

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HOUSING PRESERVATION & DEVELOPMENT

NOTICE

NOTICE OF OPPORTUNITY TO COMMENT ON PROPOSED RULE PERTAINING TO IN REM FORECLOSURE AFFECTING DISTRESSED PROPERTY AND CERTAIN OTHER PROPERTIES

NOTICE IS HEREBY GIVEN pursuant to the authority vested in the Commissioner of the Department of Housing Preservation and Development ("Department") by Chapter 61 of the New York City Charter and Chapter 4 of Title 11 of the New York City Administrative Code that the Department intends to propose rules concerning *in rem* foreclosure affecting distressed property and certain other properties. This proposed rulemaking was inadvertently omitted from the Department's regulatory agenda.

Written comment regarding these rules may be sent to Assistant Commissioner Elaine Calos, 100 Gold Street, Room 9-03, New York, N.Y. 10038 on or before June 12, 2008. A public hearing shall be held at 100 Gold Street, New York, N.Y., Room 1R3, on June 12, 2008 from 10:00 A.M. until 12:00 P.M. Persons seeking to testify are requested to notify Assistant Commissioner Elaine Calos at the foregoing address prior to the date of the hearing. Speakers will be limited to five minutes. Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify the Assistant Commissioner at the foregoing address by June 3, 2008. Written comments and a summary of oral comments received at the hearing will be available for public inspection, within a reasonable time after receipt, between the hours of 9:00 a.m. and 5:00 p.m. at the Division of Preservation Finance, telephone number (212) 863-6399.

Section one. Subdivision e of section 8-03 of chapter 8 of title 28 of the rules of the city of New York is amended to read as follows:

§ 8-03 Qualification and Selection of a Third Party.

* * *

(e) In selecting a Third Party, HPD shall consider:

(1) residential management experience;

- (2) financial capacity;
- (3) rehabilitation experience;
- (4) ability to work with government and community organizations;
- (5) neighborhood ties;
- (6) ability to finance or obtain financing for the required rehabilitation;
- (7) whether the Third party is a not for profit organization or neighborhood-based-for-profit individual or organization;
- (8) intent and ability to improve, manage and maintain the property to be transferred;
- (9) whether an application has been submitted under sponsorship of a Not-for-profit Qualified Developer on behalf of the Tenants for eventual ownership by the Tenants of a property that is subject to an in rem judgment of foreclosure.

(i) Such an application must be submitted to HPD in such form as HPD shall approve, on or before the date that is specified by HPD in the written notice to Tenants made pursuant to subdivision (c) of § 8-04 of these rules;

(ii) Such application must be sponsored by a Not-for-profit Qualified Developer and accompanied by a letter from such Not-for-profit Qualified Developer indicating that the Not-for-profit Qualified Developer is applying for transfer of the foreclosed property, is prepared to acquire, manage and rehabilitate the foreclosed property, and is sponsoring the Tenants in their effort to eventually own such property; and

(iii) Such application shall only be considered where: (A) the foreclosed property contains at least 10 residential units, (B) such property is at least 50 percent occupied; and (C) the application [it] is signed by 60% of the Tenant households of such property; and

(10) any other factors that HPD deems relevant to such selection.

§ 2. Subdivision c of section 8-04 of such rules is amended to read as follows:

§ 8-04 Third Party Transfer Process.

(c) HPD will provide a written notice to Tenants of properties that are the subject of an in rem judgment of foreclosure and eligible for the Third Party Transfer Program. Such notice will advise Tenants of the foreclosure action, briefly describe the Third Party Transfer Program, and advise Tenants of an opportunity to apply for eventual ownership of such property under the sponsorship of a Not-for-profit Qualified Developer. Such notice shall be provided prior to entry of such judgment for such property and will be posted in a common area of the property, provided, however, that in the case of a property that is subject to a supplemental judgment of foreclosure due to a default in an installment agreement or a property that is subject to a summary judgment of foreclosure due to dismissal of an owner answer, such notice shall be provided prior to entry of such judgment or as soon as practicable thereafter. In addition, HPD will make an effort to place such notice beneath the doors of individual units in such properties.

§3. Subdivision (a) of section 8-06 of such rules is amended and renumbered as subdivision (b), subdivision (b) of section 8-06 is amended and renumbered as section 8-07, the heading of section 8-06 is amended and new subdivisions (a), (c), (d) and (e) are added, and section 8-07 is renumbered as section 8-08, to read as follows:

§ 8-06 [Transfer from Not-for-Profit Qualified Developer to Tenant Ownership] Interim Evaluation Period.

(a) A property that has been transferred to a Third Party for which a Not-for-profit Qualified Developer has sponsored a Tenant application pursuant to §8-03(e)(9) of these rules shall be subject to an interim evaluation period during which progress toward eventual ownership by Tenants will be monitored by HPD.

[(a)] (b) No later than [ninety] thirty days after transfer [of a property] to a Third Party of a property for which a Not-for-profit Qualified Developer [which] has sponsored a Tenant application pursuant to § 8-03(e)(9) of these rules, [HPD] such Not-for-Profit Qualified Developer shall inform the Tenants that the property has entered into an interim evaluation period, and shall provide information to the Tenants about the process toward eventual ownership by the Tenants. Such Not-for-Profit Qualified Developer [will] shall make training available to such Tenants, no later than ninety days after such transfer. The training may include courses in building management, maintenance, and managing building finances.

(c) The interim evaluation period shall include certain milestones for achievement which shall form the basis for HPD to either permit the property to move forward toward eventual ownership by Tenants, or to remove the property from the process toward such ownership. HPD shall evaluate progress toward eventual ownership by Tenants using the following milestones:

(i) whether Tenants have cooperated with the Third Party and Not-for-Profit Qualified Developer in renewing leases or establishing new leases where none exists;

(ii) whether at least 80% of the Tenants are actively paying rent;

(iii) whether Tenants have cooperated with relocation plans, where applicable;

(iv) whether Tenants have attended training programs offered by the Not-for-Profit Qualified Developer; and

(v) any additional factors that HPD considers appropriate in evaluating the tenants' progress toward ownership, provided that HPD notifies the Tenants of any such additional factors.

(d) Such interim evaluation period shall commence upon transfer of the property to the Third Party and shall continue upon the transfer of the property to the Not-for-Profit Qualified Developer. Such interim evaluation period shall end when any required rehabilitation of the property has been completed and permanent loan conversion has taken place, or at the conclusion of such longer period as HPD shall determine with notice to the Tenants.

(e) HPD shall evaluate compliance with the milestones listed in subdivision c of this section at regular intervals, and shall inform Tenants and the Not-for-Profit Qualified Developer of its findings. HPD may at any time remove a property from the process toward eventual ownership by Tenants based

upon its evaluation. If HPD has not removed the property from such process, at the completion of the interim evaluation period it shall make a determination for such property pursuant to section 8-07 of these rules.

[(b)] §8-07 Transfer from Not-for-Profit Qualified Developer to Tenant Ownership.

(a) Unless a determination has otherwise already been made, HPD shall make a determination whether or not to approve the transfer from a Not-for-Profit Qualified Developer to Tenant ownership upon completion of the interim evaluation period. HPD will consider the following criteria when [evaluating a request from the Not-for-profit Qualified Developer and the Tenants for HPD's consent to a transfer of ownership of the property from the Not-for-profit Qualified Developer to the Tenants] making such determination:

- (1) That an application was submitted to HPD pursuant to and in accordance with § 8-03(e)(9) of these rules;
- (2) The time period that has elapsed since transfer of the property to the Not-for-profit Qualified Developer;
- (3) Whether the property has been rehabilitated and permanent loan conversion has taken place;
- (4) The number of Tenants who have signed a petition affirming that there is a functioning tenant organization, that they wish to own the property, and that they understand the extent of the responsibilities of ownership of the property;
- (5) The amount of time that a Tenant organization has been in existence at the property;
- (6) The number of members of the Tenant organization who have participated in any training offered by HPD, including, but not limited to, courses in building management, maintenance, and managing building finances;
- (7) The number of Tenants who have attended a presentation by HPD regarding ownership of the property;
- (8) The level of Tenant interest in ownership as indicated through subscriptions to buy units;
- (9) The record of payment of all existing loans, status of rent payments, and adequacy of management of the property; [and]

(10) HPD's evaluation of the progress made toward tenant ownership during the interim evaluation period as set forth in section 8-06 of these rules; and

[(10)] (11) Any other criteria that HPD deems relevant to the request.

[§ 8-07] §8-08 Miscellaneous Provisions.

(a) HPD Discretion. All determinations to be made by HPD in accordance with these Rules shall be in the sole discretion of HPD.

(b) Statutory Authority Not Limited. Nothing in these Rules shall be deemed to limit HPD's authority pursuant to applicable laws.

(c) Technical Violations. Provided that there has been a reasonable good faith effort to comply with these Rules, technical violations of these Rules shall not invalidate any action taken pursuant to these Rules, nor shall such technical violation give rise to any rights, claims, or causes of action.

STATEMENT OF BASIS AND PURPOSE

The proposed amendments clarify criteria for submission of a tenant petition application under sponsorship of a not-for-profit entity during the Third Party Transfer process. The amendments also clarify an interim evaluation period for buildings where a tenant petition application has been submitted, to ensure that the tenants in such buildings receive training and are made aware of the milestones that must be met for the building to eventually transfer to tenant ownership. Finally, the rules clarify the process for notifying tenants of buildings that are subject to a supplemental judgment of foreclosure.

RENT GUIDELINES BOARD

NOTICE

PLEASE TAKE NOTICE THAT SCHEDULES AND PROCEDURES RELATING to meetings and hearings of the New York City Rent Guidelines Board (RGB) or consideration of the guidelines for rent adjustments for apartment, loft and hotel dwelling units subject to the Rent Stabilization Law of 1969, as amended, have been formulated. In accordance with Chapter 45 of the New York City Charter (the "City Administrative Procedure Act"), the Board has proposed rent guidelines, which are now being followed by a notice and comment period, public hearings and the promulgation of final rent orders. The proposed rent guidelines will be published in accordance with the City Administrative Procedure Act and the public will have a minimum of 30 days to review and consider the proposals prior to the public hearings described below. Following the hearings and the receipt of public comments on the proposed rent guidelines, the Board will meet on **Thursday, June 19, 2008 at 5:30 P.M.** at The Great Hall at Cooper Union, 7 East 7th Street at corner of 3rd Avenue (basement), New York, NY 10003 to adopt **final** rent guidelines. Apartment renewal leases and loft increase periods during the period of **October 1, 2008** through **September 30, 2009** and rent stabilized hotel units will be affected.

SCHEDULE OF MEETINGS AND HEARINGS

The schedule of Rent Guidelines Board meetings and hearings to consider such adjustments is as follows:

DATE	LOCATION	TIME
Tuesday June 3, 2008 Public Meeting	Department of City Planning, Spector Hall 22 Reade Street New York, NY 10007	9:30 A.M. – 12:00 P.M.

Wednesday June 11, 2008 Public Hearing (Public Testimony)	NYC College of Technology Kiltgord Auditorium 285 Jay Street Brooklyn, NY 11201	4:00 P.M. – 10:00 P.M. (Public Hearing)
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Monday June 16, 2008 Public Hearing (Public Testimony)	The Great Hall at Cooper Union 7 East 7th Street at corner of 3rd Ave. (basement) New York, NY 10003	10:00 A.M. – 6:00 P.M. (Public Hearing)
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Thursday June 19, 2008 Public Meeting (Final Vote)	The Great Hall at Cooper Union 7 East 7th Street at corner of 3rd Ave. (basement) New York, NY 10003	5:30 P.M. – 9:30 P.M. (VOTE on Final Rent Guidelines)
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In order to ensure that the members of the Rent Guidelines Board are able to deliberate and to hear members of the public with regard to renewal lease adjustments, and that members of the public are able to participate meaningfully in the public meeting and hearing process, items that are reasonably likely to disrupt the proceedings, such as noisemakers and drums, are prohibited and may not be brought into meeting and hearing venues. We encourage you to arrive early to avoid delays and help speed the entry of all members of the public. Your cooperation, patience and understanding are greatly appreciated.

NOTE: The Rent Guidelines Board reserves the right to cancel or reschedule public meetings.

In relation to the public hearings, registration of speakers is required. Pre-registration of speakers is now being accepted and is advised. Those who wish to pre-register for the June 11 hearing in Brooklyn may call (212) 385-2934 until 1:00 P.M. on **Tuesday, June 10, 2008.** Those who wish to pre-register for the June 16 hearing in Manhattan may call (212) 385-2934 until 1:00 P.M. on **Friday, June 13, 2008.** An exact time for speaking cannot be provided, but those pre-registering will be informed of their number on the list of pre-registered speakers when they call the above listed phone number. Written requests for pre-registration must be received at the office of the Board at 51 Chambers Street, Room 202, New York, NY, 10007, before 1:00 P.M. on Tuesday, June 10 for the June 11 hearing and before 1:00 P.M. on Friday, June 13 for the June 16 hearing. Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at a hearing are requested to notify Ms. Charmaine Superville at the Rent Guidelines Board (212) 385-2934, 51 Chambers Street, Room 202, New York, NY 10007 by **Wednesday, June 4, 2008** at 4:30 P.M.

Pre-registered speakers who have confirmed their presence on the day of the hearing will be heard in the order of pre-registration and before those who have not pre-registered. If a speaker's pre-registered position has been passed before he or she has confirmed his or her pre-registration, his or her position is forfeited and he or she must re-register. There will be no substitutions of one speaker's position for another. Those who have not pre-registered or need to re-register can register at the hearing location from **3:45 P.M. until 8:00 P.M. at the June 11 hearing and from 9:45 A.M. until 6:00 P.M. at the June 16 hearing,** and will be heard in the order of their registration. Public officials and a limited number of speakers chosen by owner and tenant groups may be given priority over other speakers. The public is invited to observe all Public Meetings and Public Hearings but is invited to speak at only the Public Hearings. Please note that testimony regarding the preliminary guidelines from tenants and owners of rent stabilized apartments, lofts, and hotels, as well as public officials, will be heard throughout the day starting at 4:00 P.M. on June 11 and 10:00 A.M. on June 16. There is no scheduled break for lunch or dinner.

SCHEDULE FOR WRITTEN SUBMISSION OF INFORMATION AND COMMENTS BY THE PUBLIC

Written comments on the proposed rent guidelines must be received by **Monday, June 16, 2008.** Such materials must be submitted to the office of the RGB at 51 Chambers Street, Suite 202, New York, N.Y. 10007, or in the alternative may be submitted directly to the RGB Staff at the Hearings on **June 11 and June 16, 2008.** Written submissions can also be sent via fax at 212-385-2554 or by email to board@housingnyc.com.

INSPECTION AND ACCESS TO THE MATERIAL

Written material submitted to the RGB may be inspected by members of the public by appointment between the hours of 10:00 A.M. and 4:00 P.M. on weekdays at the RGB office. Copies of written materials submitted to the RGB may be ordered, in writing, at a cost of \$.25 per page, plus postage, which shall be paid in cash. In addition, copies of the existing guidelines and the RGB's Explanatory Statements from prior years are also available for inspection and copies may be obtained in the manner provided above.

Dated: May 6, 2008

Marvin Markus, Chair
New York City Rent Guidelines Board

NEW YORK CITY RENT GUIDELINES BOARD
NOTICE OF OPPORTUNITY TO COMMENT
PROPOSED 2008 APARTMENT ORDER (#40)

Notice of Opportunity to Comment on Proposed Rent Guidelines Governing Rent Levels in the following accommodations subject to the Rent Stabilization Law of 1969, as amended: Apartments and Lofts.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE NEW YORK CITY RENT GUIDELINES BOARD BY THE RENT STABILIZATION LAW OF 1969, as amended, and the Emergency Tenant Protection Act of 1974, as amended, implemented by

Resolution No 276 of 1974 of the New York City Council and extended by Chapter 82 of the Laws of 2003, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Rent Guidelines Board (RGB) hereby **proposes** the following levels of fair rent increases over lawful rents charged and paid on **September 30, 2008**. These rent adjustments will apply to rent stabilized apartments with leases commencing on or after **October 1, 2008** and through **September 30, 2009**. Rent guidelines for loft units subject to Section 286 subdivision 7 of the Multiple Dwelling Law are also included in this order.

PUBLIC HEARINGS

Pursuant to Section 1043 of the City Charter and the hearing requirements of the Rent Stabilization Law of 1969, as amended, (Section 26-510(h) N.Y.C. Administrative Code) hearings on the proposed guidelines set forth below shall be held on **Wednesday, June 11, 2008, from 4:00 P.M. to 10:00 P.M.** at the NYC College of Technology, Kiltgord Auditorium, 285 Jay Street, Brooklyn, NY 11201 and **Monday, June 16, 2008, from 10:00 A.M. to 6:00 P.M.** at The Great Hall at Cooper Union, 7 East 7th Street, at the corner of 3rd Avenue (basement), New York, NY 10003.

In relation to the public hearings, registration of speakers is required. Pre-registration of speakers is now being accepted and is advised. Those who wish to pre-register for the June 11 hearing in Brooklyn may call (212) 385-2934 until 1:00 P.M. on **Tuesday, June 10, 2008**. Those who wish to pre-register for the June 16 hearing in Manhattan may call (212) 385-2934 until 1:00 P.M. on **Friday, June 13, 2008**. An **exact time for speaking** cannot be provided, but those pre-registering will be informed of their number on the list of pre-registered speakers when they call the above listed phone number. Written requests for pre-registration must be received at the office of the Board at 51 Chambers Street, Room 202, New York, NY, 10007, before 1:00 P.M. on Tuesday, June 10, 2008 for the June 11 hearing and before 1:00 P.M. on Friday, June 13 for the June 16 hearing. Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at a hearing are requested to notify Ms. Charmaine Superville at the Rent Guidelines Board (212) 385-2934, 51 Chambers Street, Room 202, New York, NY 10007 by **Wednesday, June 4, 2008** at 4:30 P.M.

Pre-registered speakers who have confirmed their presence on the day of the hearing will be heard in the order of pre-registration and before those who have not pre-registered. If a speaker's pre-registered position has been passed before he or she has confirmed his or her pre-registration, his or her position is forfeited and he or she must re-register. There will be no substitutions of one speaker's position for another. Those who have not pre-registered or need to re-register can register **at the hearing location from 3:45 P.M. until 8:00 P.M. at the June 11 hearing, and from 9:45 A.M. until 6:00 P.M. at the June 16 hearing** and will be heard in the order of their registration. Public officials and a limited number of speakers chosen by owner and tenant groups may be given priority over other speakers. Please note that testimony regarding the preliminary guidelines from tenants and owners of rent stabilized apartments, lofts, and hotels, as well as public officials, will be heard throughout the day starting at 4:00 P.M. on June 11 and 10:00 A.M. on June 16. There is no scheduled break for lunch or dinner.

SCHEDULE FOR WRITTEN SUBMISSION OF INFORMATION AND COMMENTS BY THE PUBLIC

Written comments on the proposed rent guidelines must be received by **Monday, June 16, 2008**. Such materials must be submitted to the office of the RGB at 51 Chambers Street, Suite 202, New York, N.Y. 10007, or in the alternative may be submitted directly to the RGB Staff at the Hearings on **June 11 and June 16, 2008**. Written submissions can also be sent via fax at 212-385-2554 or by email to board@housingnyc.com.

ADDITIONAL REQUEST FOR COMMENT

In addition to seeking comment on the proposed rent guidelines, the Rent Guidelines Board seeks particular comment on the following two issues: (1) whether to promulgate a supplemental equalization allowance for apartments continuously occupied for a specified period of time for renewal leases; and (2) whether to promulgate a supplemental adjustment for apartments renting below a specified amount for renewal leases. Although the preliminary guidelines propose neither a supplemental equalization allowance nor a supplemental adjustment, these matters were debated and/or included in motions that were not passed by the Board.

INSPECTION AND ACCESS TO THE MATERIAL

Written material submitted to the RGB may be inspected by members of the public by appointment between the hours of 10:00 A.M. and 4:00 P.M. on weekdays at the RGB office. Copies of written materials submitted to the RGB may be ordered, in writing, at a cost of \$.25 per page, plus postage, which shall be paid in cash. In addition, copies of the existing guidelines and the RGB's Explanatory Statements from prior years are also available for inspection and copies may be obtained in the manner provided above.

PROPOSED RENEWAL ADJUSTMENTS FOR APARTMENTS

Together with such further adjustments as may be authorized by law, the annual adjustment for renewal leases for apartments shall be:

For a **one-year** renewal lease commencing on or after **October 1, 2008** and on or before **September 30, 2009**: **3.5% - 7.0%**

For a **two-year** renewal lease commencing on or after **October 1, 2008** and on or before **September 30, 2009**: **5.5% - 9.5%**

These two adjustments shall also apply to dwelling units in a structure subject to the partial tax exemption program under Section 421a of the Real Property Tax Law, or in a structure subject to Section 423 of the Real Property Tax Law as a Redevelopment Project.

PROPOSED VACANCY ALLOWANCE FOR APARTMENTS

No vacancy allowance is permitted except as provided by sections 19 and 20 of the Rent Regulation Reform Act of 1997.

PROPOSED SUPPLEMENTAL ADJUSTMENT

There shall be **no supplemental adjustment** for apartments renting below any specified amount for renewal leases.

PROPOSED EQUALIZATION ALLOWANCE

There shall be **no equalization allowance** for apartments continuously occupied for a specified period of time for renewal leases.

PROPOSED ADDITIONAL ADJUSTMENT FOR RENT STABILIZED APARTMENTS SUBLET UNDER SECTION 2525.6 OF THE RENT STABILIZATION CODE

In the event of a sublease governed by subdivision (e) of section 2525.6 of the Rent Stabilization Code, the allowance authorized by such subdivision shall be **0%**.

PROPOSED ADJUSTMENTS FOR LOFTS (UNITS IN THE CATEGORY OF BUILDINGS COVERED BY ARTICLE 7-C OF THE MULTIPLE DWELLING LAW)

The Rent Guidelines Board **proposes** the following levels of rent increase above the "base rent", as defined in Section 286, subdivision 4, of the Multiple Dwelling Law, for units to which these guidelines are applicable in accordance with Article 7-C of the Multiple Dwelling Law:

For **one-year** increase periods commencing on or after **October 1, 2008** and on or before **September 30, 2009**: **2.5% - 6.0%**

For **two-year** increase periods commencing on or after **October 1, 2008** and on or before **September 30, 2009**: **4.5% - 8.5%**

VACANT LOFT UNITS - PROPOSAL

No Vacancy Allowance is permitted under this Order. Therefore, except as otherwise provided in Section 286, subdivision 6, of the Multiple Dwelling Law, the rent charged to any tenant for a vacancy tenancy commencing on or after **October 1, 2008** and on or before **September 30, 2009** may not exceed the "base rent" referenced above plus the level of adjustment permitted above for increase periods.

FRACTIONAL TERMS - PROPOSAL

For the purposes of these guidelines any lease or tenancy for a period up to and including one year shall be deemed a one year lease or tenancy, and any lease or tenancy for a period of over one year and up to and including two years shall be deemed a two-year lease or tenancy.

ESCALATOR CLAUSES - PROPOSAL

Where a lease for a dwelling unit in effect on May 31, 1968 or where a lease in effect on June 30, 1974 for a dwelling unit which became subject to the Rent Stabilization Law of 1969, by virtue of the Emergency Tenant Protection Act of 1974 and Resolution Number 276 of the New York City Council, contained an escalator clause for the increased costs of operation and such clause is still in effect, the lawful rent on **September 30, 2008** over which the fair rent under this Order is computed shall include the increased rental, if any, due under such clause except those charges which accrued within one year of the commencement of the renewal lease. Moreover, where a lease contained an escalator clause that the owner may validly renew under the Code, unless the owner elects or has elected in writing to delete such clause, effective no later than **October 1, 2008** from the existing lease and all subsequent leases for such dwelling unit, the increased rental, if any, due under such escalator clause shall be offset against the amount of increase authorized under this Order.

SPECIAL ADJUSTMENTS UNDER PRIOR ORDERS - PROPOSAL

All rent adjustments lawfully implemented and maintained under previous apartment orders and included in the base rent in effect on **September 30, 2008** shall continue to be included in the base rent for the purpose of computing subsequent rents adjusted pursuant to this Order.

PROPOSED SPECIAL GUIDELINE

Under Section 26-513(b)(1) of the New York City Administrative Code, and Section 9(e) of the Emergency Tenant Protection Act of 1974, the Rent Guidelines Board is obligated to promulgate special guidelines to aid the State Division of Housing and Community Renewal in its determination of initial legal regulated rents for housing accommodations previously subject to the City Rent and Rehabilitation Law which are the subject of a tenant application for adjustment. The Rent Guidelines Board hereby **proposes** the following Special Guidelines:

For dwelling units subject to the Rent and Rehabilitation Law on **September 30, 2008**, which become vacant after **September 30, 2008**, the special guideline shall be the greater of:

(1) **50%** above the maximum base rent, or

(2) The Fair Market Rent for existing housing as established by the United States Department of Housing and Urban Development (HUD) for the New York City Primary Metropolitan Statistical Area pursuant to Section 8(c) (1) of the United States Housing Act of 1937 (42 U.S.C. section 1437f [c] [1]) and 24 C.F.R. Part 888, with such Fair Market Rents to be adjusted based upon whether the tenant pays his or her own gas and/or electric charges as part of his or her rent as such gas and/or electric charges are accounted for by the New York City Housing Authority.

Such HUD-determined Fair Market Rents will be published in the Federal Register, to take effect on **October 1, 2008**.

DECONTROLLED UNITS - PROPOSAL

The permissible increase for decontrolled units as referenced in Order 3a which become decontrolled after **September 30, 2008**, shall be the greater of:

(1) **50%** above the maximum base rent, or

(2) The Fair Market Rent for existing housing as established by the United States Department of Housing and Urban Development (HUD) for the New York City Primary Metropolitan Statistical Area pursuant to Section 8(c) (1) of the United States Housing Act of 1937 (42 U.S.C. section 1437f [c] [1]) and 24 C.F.R. Part 888, with such Fair Market Rents to be adjusted based upon whether the tenant pays his or her own gas and/or electric charges as part of his or her rent as such gas and/or electric charges are accounted for by the New York City Housing Authority.

Such HUD-determined Fair Market Rents will be published in the Federal Register, to take effect on **October 1, 2008**.

CREDITS - PROPOSAL

Rentals charged and paid in excess of the levels of rent increase established by this Order shall be fully credited against the next month's rent.

STATEMENT OF BASIS AND PURPOSE

The Rent Guidelines Board is authorized to promulgate rent guidelines governing apartment units subject to the Rent Stabilization Law of 1969, as amended, and the Emergency Tenant Protection Act of 1974, as amended. The purpose of these guidelines is to implement the public policy set forth in Findings and Declaration of Emergency of the Rent Stabilization Law of 1969 (§26-501 of the N.Y.C. Administrative Code) and in the Legislative Finding contained in the Emergency Tenant Protection Act of 1974 (L.1974 c. 576, §4 [§2]).

The Rent Guidelines Board is also authorized to promulgate rent guidelines for loft units subject to Section 286 subdivision 7 of the Multiple Dwelling Law. The purpose of the loft guidelines is to implement the public policy set forth in the Legislative Findings of Article 7-C of the Multiple Dwelling Law (Section 280).

Dated: May 5, 2008

Marvin Markus
Chair
New York City Rent Guidelines Board

NEW YORK CITY RENT GUIDELINES BOARD NOTICE OF OPPORTUNITY TO COMMENT PROPOSED 2008 HOTEL ORDER (#38)

Notice of Opportunity to Comment on Proposed Rent Guidelines Governing Rent Levels in the following accommodations subject to the Rent Stabilization Law of 1969: Hotels, Rooming Houses, Single Room Occupancy Buildings and Lodging Houses.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE NEW YORK CITY RENT GUIDELINES BOARD BY THE RENT STABILIZATION LAW OF 1969, as amended, and the Emergency Tenant Protection Act of 1974, as amended, implemented by Resolution No. 276 of 1974 of the New York City Council and extended by Chapter 82 of the Laws of 2003, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Rent Guidelines Board hereby **proposes** the following levels of fair rent increases over lawful rents charged and paid on **September 30, 2008**.

APPLICABILITY

This order shall apply to units in buildings subject to the Hotel Section of the Rent Stabilization Law (Sections 26-504(c) and 26-506 of the N.Y.C. Administrative Code), as amended, or the Emergency Tenant Protection Act of 1974 (L.1974, c. 576 §4[§5(a)(7)]). With respect to any tenant who has no lease or rental agreement, the level of rent increase established herein shall be effective as of one year from the date of the tenant's commencing occupancy, or as of one year from the date of the last rent adjustment charged to the tenant, or as of **October 1, 2008**, whichever is later. This anniversary date will also serve as the effective date for all subsequent Rent Guidelines Board Hotel Orders, unless the Board shall specifically provide otherwise in the Order. Where a lease or rental agreement is in effect, this Order shall govern the rent increase applicable on or after **October 1, 2008** upon expiration of such lease or rental agreement, but in no event prior to one year from the commencement date of the expiring lease, unless the parties have contracted to be bound by the effective date of this Order.

PUBLIC HEARINGS

Pursuant to Section 1043 of the City Charter and the hearing requirements of the Rent Stabilization Law of 1969, as amended, (Section 26-510(h) N.Y.C. Administrative Code) hearings on the proposed guidelines set forth below shall be held on **Wednesday, June 11, 2008, from 4:00 P.M. to 10:00 P.M.** at the NYC College of Technology, Kiltgord Auditorium, 285 Jay Street, Brooklyn, NY 11201 and **Monday, June 16, 2008, from 10:00 A.M. to 6:00 P.M.** at The Great Hall at Cooper Union, 7 East 7th Street, at the corner of 3rd Avenue (basement), New York, NY 10003.

In relation to the public hearings, registration of speakers is required. Pre-registration of speakers is now being accepted and is advised. Those who wish to pre-register for the June 11 hearing in Brooklyn may call (212) 385-2934 until 1:00 P.M. on **Tuesday, June 10, 2008.** Those who wish to pre-register for the June 16 hearing in Manhattan may call (212) 385-2934 until 1:00 P.M. on **Friday, June 13, 2008.** An exact time for speaking cannot be provided, but those pre-registering will be informed of their number on the list of pre-registered speakers when they call the above listed phone number. Written requests for pre-registration must be received at the office of the Board at 51 Chambers Street, Room 202, New York, NY, 10007, before 1:00 P.M. on Tuesday, June 10, 2008 for the June 11 hearing and before 1:00 P.M. on Friday, June 13 for the June 16 hearing. Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at a hearing are requested to notify Ms. Charmaine Superville at the Rent Guidelines Board (212) 385-2934, 51 Chambers Street, Room 202, New York, NY 10007 by **Wednesday, June 4, 2008** at 4:30 P.M.

Pre-registered speakers who have confirmed their presence on the day of the hearing will be heard in the order of pre-registration and before those who have not pre-registered. If a speaker's pre-registered position has been passed before he or she has confirmed his or her pre-registration, his or her position is forfeited and he or she must re-register. There will be no substitutions of one speaker's position for another. Those who have not pre-registered or need to re-register can register at the hearing location from **3:45 P.M. until 8:00 P.M. at the June 11 hearing, and from 9:45 A.M. until 6:00 P.M. at the June 16 hearing** and will be heard in the order of their registration. Public officials and a limited number of speakers chosen by owner and tenant groups may be given priority over other speakers. Please note that testimony regarding the preliminary guidelines from tenants and owners of rent stabilized apartments, lofts, and hotels, as well as public officials, will be heard throughout the day starting at 4:00 PM on June 11 and 10:00 AM on June 16. There is no scheduled break for lunch or dinner.

SCHEDULE FOR WRITTEN SUBMISSION OF INFORMATION AND COMMENTS BY THE PUBLIC

Written comments on the proposed rent guidelines must be received by **Monday, June 16, 2008.** Such materials must be submitted to the office of the RGB at 51 Chambers Street, Suite 202, New York, N.Y. 10007, or in the alternative may be submitted directly to the RGB Staff at the Hearings on **June 11 and June 16, 2008.** Written submissions can also be sent via fax at 212-385-2554 or by email to board@housingnyc.com.

INSPECTION AND ACCESS TO THE MATERIAL

Written material submitted to the RGB may be inspected by members of the public by appointment between the hours of 10:00 A.M. and 4:00 P.M. on weekdays at the RGB office. Copies of written materials submitted to the RGB may be ordered, in writing, at a cost of \$.25 per page, plus postage, which shall be paid in cash. In addition, copies of the existing guidelines and the RGB's Explanatory Statements from prior years are also available for inspection and copies may be obtained in the manner provided above.

PROPOSED RENT GUIDELINES FOR HOTELS, ROOMING HOUSES, SINGLE ROOM OCCUPANCY BUILDINGS AND LODGING HOUSES

Pursuant to its mandate to promulgate rent adjustments for hotel units subject to the Rent Stabilization Law of 1969, as amended, (§26-510(e) of the N.Y.C Administrative Code) the Rent Guidelines Board hereby **proposes** the following rent adjustments:

The allowable level of rent adjustment over the lawful rent actually charged and paid on **September 30, 2008** shall be:

- 1) Residential Class A (apartment) hotels - **0%**
- 2) Lodging houses - **0%**
- 3) Rooming houses (Class B buildings containing less than 30 units) - **0%**
- 4) Class B hotels - **0%**
- 5) Single Room Occupancy buildings (MDL section 248 SRO's) - **0%**

NEW TENANCIES - PROPOSAL

No "vacancy allowance" is permitted under this order. Therefore, the rents charged for tenancies commencing on or after **October 1, 2008** and on or before **September 30, 2009** may not exceed the levels over rentals charged on **September 30, 2008** permitted under the applicable rent adjustment provided above.

ADDITIONAL CHARGES - PROPOSAL

It is expressly understood that the rents collectible under the terms of this Order are intended to compensate in full for all services provided without extra charge on the statutory date for the particular hotel dwelling unit or at the commencement of the tenancy if subsequent thereto. No additional charges may be made to a tenant for such services,

however such charges may be called or identified.

STATEMENT OF BASIS AND PURPOSE

The Rent Guidelines Board is authorized to promulgate rent guidelines governing hotel units subject to the Rent Stabilization Law of 1969, as amended, and the Emergency Tenant Protection Act of 1974, as amended. The purpose of these guidelines is to implement the public policy set forth in Findings and Declaration of Emergency of the Rent Stabilization Law of 1969 (§26-501 of the N.Y.C. Administrative Code) and in the Legislative Finding contained in the Emergency Tenant Protection Act of 1974 (L.1974 c. 576, §4 [§2]).

Dated: May 5, 2008

Marvin Markus
Chair
New York City Rent Guidelines Board

TAXI AND LIMOUSINE COMMISSION

NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

NOTICE IS HEREBY GIVEN in accordance with section 1043(b) of the Charter of the City of New York ("Charter") that the Taxi and Limousine Commission ("TLC") proposes adoption of rules governing rear-entry accessible taxicab specifications.

These rules are proposed pursuant to sections 1043 and 2303(b)(11) of the Charter and section 19-503 of the Administrative Code of the City of New York. These proposed rules were not included in the TLC's regulatory agenda for Fiscal Year 2008, since the need for them was not anticipated at the time the regulatory agenda was prepared.

A public hearing on these proposed rules will be held by the TLC at its offices at 40 Rector Street, 5th Floor, New York, New York 10006 on June 12, 2008, at 9:30 A.M. Persons wishing to testify at the hearing may notify the TLC in advance, either in writing or by telephone to the TLC's Office of Legal Affairs at the address and telephone number given below. Any request for a sign language interpreter or other form of reasonable accommodation at the hearing for a disability must be submitted to the Office of Legal Affairs in writing, by telephone, or by TTY/TDD no later than June 5, 2008.

Written comments in connection with these proposed rules should be submitted to the Office of Legal Affairs, addressed as follows, and must be received no later than June 9, 2008.

Charles R. Fraser
Deputy Commissioner of Legal Affairs / General Counsel
Taxi and Limousine Commission
40 Rector Street, 5th Floor
New York, New York 10006
Telephone: 212-676-1117
Fax: 212-676-1102
TTY/TDD: 212-341-9569

New material is underlined.
[Material inside brackets indicates deleted material.]

Section 1. Paragraph (2) of subdivision (a) and paragraph (3) of subdivision (c) of section 3-03.2 of chapter 3 of Title 35 of the Rules of the City of New York are amended to read as follows:

Definitions. For purposes of this section:

- ***
- (2) The term "OEM shall refer to the original equipment manufacturer of the accessible taxicab who either manufactures the accessible taxicab in compliance with the specifications in subdivisions (c) and (d) of this section or manufactures the accessible taxicab such that the chassis complies with the specifications in subdivision (c) of this section and approves a second-stage manufacturer who modifies the vehicle to comply with the specifications of subdivision (d) and, to the extent applicable, of subdivision (e) of this section.

The chassis of the accessible taxicab as originally manufactured must meet the following general OEM specifications:

(3) No bumper modifications are allowed, except as provided in subdivisions (e) and (f) of this section.

Section 2. Section 3-03.2 of chapter 3 of Title 35 of the Rules of the City of New York is amended by the addition of new subdivisions (e) and (f), to read as follows:

(e) A vehicle that complies with this section, except that the rear bumper has been cut or otherwise modified to allow the installation of a rear-entry ramp for wheelchair access, shall nonetheless be approved for hack-up as an accessible taxicab if:

- (1) The rear bumper is reinforced and the rear bumper modification is approved by the OEM;
- (2) The vehicle modifications satisfy any applicable Federal Motor Vehicle Safety Standards crash testing requirements;

(3) If the rear door lock mechanism of the vehicle is modified, the modification must be consistent with Federal Motor Vehicle Safety Standards and the lock mechanism must be affixed to the vehicle chassis, not the ramp assembly, unless a secondary lock is provided that is affixed to the vehicle chassis.

(f) A vehicle that complies with subdivision (e) above, except that the second-stage manufacturer does not perform the rear bumper modification pursuant to OEM approval shall nonetheless be approved for hack-up as an accessible taxicab if the modifier retains a licensed professional engineer who separately certifies for each vehicle that the vehicle was modified in conformance with the design as tested pursuant to paragraph (e)(2) above and such certification is presented to the Commission upon presentation of the vehicle for certification and hack-up as an accessible taxicab.

Statement of Basis and Purpose of Proposed Rule

The proposed rule would expand the specifications for accessible taxicabs to allow the use of rear-entry vehicles that have been successfully tested in two pilot programs subsequent to the adoption of the current accessible taxicab specifications in March 2007. Specifically, the proposed rule would permit the use of accessible taxicabs that have been modified by the cutting of the rear bumper to allow the installation of rear entry wheelchair ramps.

The two pilot programs involved ADA-compliant minivans, modified after original manufacture to allow for rear entry rather than side entry as is the case with previously approved accessible taxicabs. The rear-entry vehicles proved during the pilot programs to be widely popular with taxicab drivers and passengers who use wheelchairs, and were found to reduce substantially the wheelchair-using passengers' "loading time."

Despite that success, the Taxi and Limousine Commission maintains its paramount concern with vehicle safety, which in the case of these vehicles focused on two points. First, the Commission insists on assurances that the alteration of the rear bumper would not compromise the crash worthiness of the accessible taxicab. The proposed rule sets forth the requirements imposed to provide those assurances: reinforcement of the rear bumper; compliance with applicable Federal Motor Vehicle Safety Standards crash testing requirements; and modification, if any, of the rear door lock mechanism pursuant to applicable federal standards.

Second, because both pilot programs involved second-stage modifications performed without the sponsorship and approval of the original vehicle manufacturer, the Commission insisted on assurances that each vehicle would be modified in conformance with the design as tested. The proposed rule requires the second-stage modifier to retain a licensed professional engineer to certify that each vehicle is so modified.

At present, Commission staff is aware of two post-manufacture modifications of the Toyota Sienna that would meet the specifications in the proposed rule. In addition, Commission staff is aware that a second-stage modification of the Dodge Caravan that would meet the specifications of the proposed rule is under consideration.

SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

NOTICE

**OFFICIAL FUEL PRICE SCHEDULE NO. 6041
FUEL OIL AND KEROSENE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 5/5/2008
2887105	2.0	#1DULS	MANH	SPRAGUE ENERGY CORP -.1247 GAL.	3.7272 GAL.
2887105	3.0	#1DULS	BRONX	SPRAGUE ENERGY CORP -.1247 GAL.	3.7272 GAL.
2887105	4.0	#1DULS	BROOKLYN	SPRAGUE ENERGY CORP -.1247 GAL.	3.7622 GAL.
2887105	5.0	#1DULS	QUEENS	SPRAGUE ENERGY CORP -.1247 GAL.	3.7622 GAL.
2887105	6.0	#1DULS	S.I.	SPRAGUE ENERGY CORP -.1247 GAL.	3.8272 GAL.
2887105	7.0	#1DULS	P/U	SPRAGUE ENERGY CORP -.1247 GAL.	3.6390 GAL.
2887086	3.0	#1DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP -.1412 GAL.	3.7457 GAL.
2887086	7.0	#1DULSB20	P/U	SPRAGUE ENERGY CORP -.1412 GAL.	3.6760 GAL.
2887086	1.0	#1DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP -.1288 GAL.	3.6704 GAL.
2887086	5.0	#1DULSB5	P/U	SPRAGUE ENERGY CORP -.1288 GAL.	3.5884 GAL.
2887052	1.0	#2	MANH	RAPID PETROLEUM -.1007 GAL.	3.2850 GAL.
2887052	4.0	#2	BRONX	RAPID PETROLEUM -.1007 GAL.	3.2848 GAL.
2887052	7.0	#2	BROOKLYN	RAPID PETROLEUM -.1007 GAL.	3.2744 GAL.
2887052	13.0	#2	S.I.	RAPID PETROLEUM -.1007 GAL.	3.3179 GAL.

2887053	10.0	#2	QUEENS	METRO FUEL OIL CORP.	-.1007 GAL.	3.3077 GAL.
2887169	1.0	#2B5	CITY WIDE BY TW	METRO FUEL OIL CORP.	-.1060 GAL.	3.7020 GAL.
2887105	8.0	#2DHS	BARGE M.T.F. 111	SPRAGUE ENERGY CORP	-.1007 GAL.	3.5605 GAL.
2887106	9.0	#2DHS	BARGE WI	METRO FUEL OIL CORP.	-.1007 GAL.	3.4719 GAL.
2887106	11.0	#2DLS	CITY WIDE BY TW	METRO FUEL OIL CORP.	-.0497 GAL.	3.4751 GAL.
2887105	1.0	#2DULS	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-.0586 GAL.	3.5542 GAL.
2887105	1.1	#2DULS	P/U	SPRAGUE ENERGY CORP.	-.0586 GAL.	3.5192 GAL.
2887086	4.0	#2DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-.0884 GAL.	3.6960 GAL.
2887087	8.0	#2DULSB20	P/U	METRO FUEL OIL CORP.	-.0884 GAL.	4.0468 GAL.
2887086	2.0	#2DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-.0661 GAL.	3.6139 GAL.
2887105	10.0	#2DULSB5	BARGE ST. GEORGE	SPRAGUE ENERGY CORP	-.0661 GAL.	4.1492 GAL.
2887159	6.0	#2DULSB5	P/U	METRO FUEL OIL CORP.	-.0661 GAL.	3.6616 GAL.
2387191	7.0	#2DULSDISP	DISPENSED	SPRAGUE ENERGY CORP	-.0586 GAL.	3.6764 GAL.
2887052	2.0	#4	MANH	RAPID PETROLEUM	-.0730 GAL.	2.7032 GAL.
2887052	5.0	#4	BRONX	RAPID PETROLEUM	-.0730 GAL.	2.7066 GAL.
2887052	8.0	#4	BROOKLYN	RAPID PETROLEUM	-.0730 GAL.	2.7174 GAL.
2887052	14.0	#4	S.I.	RAPID PETROLEUM	-.0730 GAL.	2.7504 GAL.
2887053	11.0	#4	QUEENS	METRO FUEL OIL CORP.	-.0730 GAL.	2.7222 GAL.
2887052	3.0	#6	MANH	RAPID PETROLEUM	-.0545 GAL.	2.3309 GAL.
2887052	6.0	#6	BRONX	RAPID PETROLEUM	-.0545 GAL.	2.3309 GAL.
2887052	9.0	#6	BROOKLYN	RAPID PETROLEUM	-.0545 GAL.	2.3459 GAL.
2887052	15.0	#6	S.I.	RAPID PETROLEUM	-.0545 GAL.	2.3819 GAL.
2887054	12.0	#6	QUEENS	CASTLE OIL CORPORATION	-.0545 GAL.	2.3500 GAL.
2787347	1.0	JETA	FLOYD BENNETT	SPRAGUE ENERGY CORP	-.1237 GAL.	4.1316 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6042
FUEL OIL, PRIME AND START**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 5/5/2008
2787117	1.0	#2	MANH	PACIFIC ENERGY	-.1007 GAL.
2787117	79.0	#2	BRONX	PACIFIC ENERGY	-.1007 GAL.
2787117	157.0	#2	QNS., BROOKLYN & S.I.	PACIFIC ENERGY	-.1007 GAL.
2787118	235.0	#4	CITY WIDE BY TW	EAST COAST PETROLEUM	-.0730 GAL.
2787118	236.0	#6	CITY WIDE BY TW	EAST COAST PETROLEUM	-.0545 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6043
FUEL OIL AND REPAIRS**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 5/5/2008
2787112	1.0	#2	MANH	SJ FUEL CO. INC.	-.1007 GAL.
2787113	79.0	#2	BRONX	PACIFIC ENERGY	-.1007 GAL.
2787114	157.0	#2	QNS., BROOKLYN & S.I.	NU WAY FUEL OIL	-.1007 GAL.
2787115	234.0	#4	CITY WIDE BY TW	EAST COAST PETROLEUM	-.0730 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6044
GASOLINE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 5/5/2008
2387191	6.0	PREM	CITY WIDE BY VEHICLE	SPRAGUE ENERGY CORP	-.0640 GAL.
2787192	7.0	PREM	CITY WIDE BY TW	METRO TERMINALS	-.0640 GAL.
2687312	2.0	SB	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-.0225 GAL.
		ETH/GAS			
2387191	1.0	U.L.	MANH P/U BY VEHICLE	SPRAGUE ENERGY CORP	-.0647 GAL.
2387191	2.0	U.L.	BX P/U BY VEHICLE	SPRAGUE ENERGY CORP	-.0647 GAL.
2387191	3.0	U.L.	BR P/U BY VEHICLE	SPRAGUE ENERGY CORP	-.0647 GAL.
2387191	4.0	U.L.	QNS P/U BY VEHICLE	SPRAGUE ENERGY CORP	-.0647 GAL.
2387191	5.0	U.L.	S.I. P/U BY VEHICLE	SPRAGUE ENERGY CORP	-.0647 GAL.
2787192	1.0	U.L.	CITY WIDE BY TW	METRO TERMINALS	-.0647 GAL.

NEW YORK CITY FIRE DEPARTMENT FIREFIGHTERS' VARIABLE SUPPLEMENTS FUND

MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED)
June 30, 2007 AND 2006

This narrative discussion and analysis of the New York City Fire Department Firefighters' Variable Supplements Fund's (the "Fund" or the "Plan"), financial performance provides an overview of the Plan's financial activities for the fiscal years ended June 30, 2007 and 2006. It is meant to assist the reader in understanding the Plan's financial statements by providing an overall review of the financial activities during the two years and the effects of significant changes, as well as a comparison with the prior years' activity and results. This discussion and analysis is intended to be read in conjunction with the Plan's financial statements, which begin on page 6.

OVERVIEW OF BASIC FINANCIAL STATEMENTS

The following discussion and analysis are intended to serve as an introduction to the basic financial statements. The basic financial statements are:

- **The Statement of Plan Net Assets** — presents the financial position of the Plan at each fiscal year-end. It indicates the assets available for payment of future benefits and any current liabilities that are owed as of the statement date. Investments are shown at fair value. All other assets and liabilities are determined on an accrual basis.
- **The Statement of Changes in Plan Net Assets** — presents the results of activities during the fiscal year. All changes affecting the assets and liabilities of the Plan are reflected on an accrual basis when the activity occurred, regardless of the timing of the related cash flows. In that regard, changes in the fair values of investments are included in the year's activity as net appreciation (depreciation) in fair value of investments.
- **The Notes to Financial Statements** — provide additional information that is essential to a full understanding of the data presented in the financial statements. The notes present information about the Plan's accounting policies, significant account balances and activities, material risks, obligations, contingencies, and subsequent events, if any.

The financial statements are prepared in accordance with Governmental Accounting Standards Board ("GASB") Pronouncements.

FINANCIAL HIGHLIGHTS

The Plan's net assets held in trust for pension benefits increased by \$64.1 million (11.7%) to \$612.5 million in fiscal year 2007, compared to Plan net assets held in trust for pension benefits as of June 30, 2006. The increase in the Plan's net assets for fiscal year 2007 can be attributed to the significant increase in net investment gains over benefits paid.

The Plan's net assets held in trust for pension benefits increased by \$21.5 million (4.1%) to \$548.4 million in fiscal year 2006, compared to Plan net assets held in trust for pension benefits as of June 30, 2005. The increase in the Plan's net assets for fiscal year 2006 can be attributed to net changes in the fair market value of investments and increases in investment income.

**Changes in Plan Net Assets
Years Ended June 30, 2007, 2006 and 2005
(In thousands)**

	2007	2006	2005
Net investment income	\$99,769	\$54,238	\$47,085
Benefit payments and withdrawals	35,729	32,750	31,057
Net increase	64,040	21,488	16,028
Plan net assets held in trust for benefits:			
Beginning of year	548,442	526,954	510,926
End of year	612,482	548,442	526,954

During fiscal year 2007, the Plan had a net investment gain of \$99.8 million or an increase of 84.1% compared to the net investment gain of \$54.2 million in fiscal year 2006. The gain for fiscal year 2007 can be attributed to strong returns on the international investment portfolio and overall net appreciation in the fair market value of investments.

During fiscal year 2006, the Plan enjoyed a net investment gain of \$54.2 million or an increase of 15.2% compared to the net investment gain of \$47.1 million in fiscal year 2005. The gain for fiscal year 2006 can be attributed to net appreciation in the fair value of investments and net increases in investment income.

Benefit payments and withdrawals for fiscal year 2007 totaled \$35.7 million, an increase of 9.1% over benefit payments and withdrawals reported in fiscal year 2006. The increase in fiscal year 2007 is primarily due to increases in both the rate paid and the number of eligible retirees on payroll.

Benefit payments and withdrawals for fiscal year 2006 totaled \$32.8 million, an increase of 5.5% over benefit payments and withdrawals reported in fiscal year 2005. The increase in fiscal year 2006 is primarily due to increases in both the rate paid and the number of eligible retirees on payroll.

PLAN NET ASSETS

The Plan's net assets held in trust for benefits increased to \$612.5 million or 11.7% in fiscal year 2007, compared to Plan net assets in fiscal year 2006. The increase in 2007 can be attributed to the significant increase in net investment gains over benefits paid.

The Plan's net assets held in trust for benefits increased to \$548.4 million or 4.1% in fiscal year 2006, compared to Plan net assets in fiscal year 2005. The increase in 2006 can be attributed to a net appreciation in the fair value of investments.

The Plan's receivables and payables are primarily generated through the timing difference between the trade and settlement dates for investment securities purchased or sold.

Plan Net Assets June 30, 2007, 2006 and 2005 Changes in Plan Net Assets Years Ended June 30, 2007, 2006 and 2005 (In thousands)

	2007	2006	2005
Cash	\$403	\$144	\$101
Receivables	5,716	9,605	18,945
Investments, at fair value	779,850	708,309	675,285
Total assets	785,969	718,058	694,331
Accounts payable	177	10	4
Payables for investments purchased	30,169	24,183	33,137
Accrued benefits payable	16,898	16,195	15,847
Payables for securities			
lending transactions	126,243	129,228	118,389
Total liabilities	173,487	169,616	167,377
Plan net assets held in trust for benefits	612,482	548,442	526,954

FIRE

Fire Department Firefighters' Variable Supplements Fund

NOTICE



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April 25, 2008

Mr. Douglas White
Deputy Commissioner for Administration
New York City Fire Pension Fund
9 Metrotech Center, Room 8-52
Brooklyn, New York 11201-6W08

Dear Mr. White

Pursuant to Subchapter 3, Section 13-284 of the Administrative Code, I hereby certify that the financial information represents the true financial condition of the New York City Fire Department Fire Officers' and Firefighters' Variable Supplements Funds as of June 30, 2007.

Sincerely,

Michael Spitzer

cc: Nancy Brunner
Angel Garcia

New York City Fire Department Firefighters' Variable Supplements Fund

Financial Statements for the Years Ended June 30, 2007 and 2006, and Independent Auditors' Report

NEW YORK CITY FIRE DEPARTMENT FIREFIGHTERS' VARIABLE SUPPLEMENTS FUND

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Statements of Plan Net Assets
Statements of Changes in Plan Net Assets
Notes to Financial Statements

INDEPENDENT AUDITORS' REPORT

To the Board of Trustees of the New York City Fire Department Firefighters' Variable Supplements Fund:

We have audited the accompanying statements of Plan net assets of New York City Fire Department Firefighters' Variable Supplements Fund (the "Plan") as of June 30, 2007 and 2006, and the related statements of changes in Plan net assets for the years then ended. These financial statements are the responsibility of the Plan's management. Our responsibility is to express an opinion on these financial statements based on our audits.

We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes consideration of internal control over financial reporting as a basis for designing audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Plan's internal control over financial reporting. Accordingly, we express no such opinion. An audit also includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements, assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audits provide a reasonable basis for our opinion.

In our opinion, such financial statements present fairly, in all material respects, the Plan net assets as of June 30, 2007 and 2006, and the changes in Plan net assets for the years then ended in conformity with accounting principles generally accepted in the United States of America.

Management's Discussion and Analysis is not a required part of the financial statements, but is supplementary information required by the Governmental Accounting Standards Board. We have applied certain limited procedures, which consisted principally of inquiries of management regarding the methods of measurement and presentation of the required supplementary information. However, we did not audit this information and express no opinion on it.

October 30, 2007

FUNDING AND PLAN BENEFITS

New York City Fire Pension Fund ("FIRE") is the source of funding for the Plan. For fiscal years 2007, 2006 and 2005, there were no transfers from FIRE to the Plan. Eligible Firefighters and Wipers were entitled to a benefit of \$11,500 for calendar year 2006 payable during December 2006. This benefit rate increases by \$500 per year to \$12,000 per year by calendar year 2007. These benefits are reduced for certain supplementations and automatic COLA payable from FIRE.

The Administrative Code of the City of New York provides that FIRE transfer to the Fund an amount equal to certain excess earnings on equity investments, limited to the unfunded accumulated benefit obligation ("ABO") of the Fund. Excess earnings are defined as the amount by which earnings on equity investments of FIRE exceed what the earnings would have been had such funds been invested at a yield comparable to that available from fixed income securities ("Hypothetical Fixed Income Security Earnings") less any cumulative deficiencies. The Fund also receives credit for investment earnings on Fund assets. For further discussion on Funding, refer to the caption "Funding" in the Notes to Financial Statements.

INVESTMENT SUMMARY**Investment Summary June 30, 2007, 2006 and 2005 (In thousands)**

Fair Value	2007	2006	2005
Type of Investment:			
Short-term investments	\$6,513	\$16,520	\$44,832
U.S. debt securities	170,279	148,669	151,318
Foreign	1,434	2,368	3,084
U.S. equity securities	335,166	280,364	266,830
Mutual fund	123,799	115,377	90,832
Treasury Inflation protected securities	16,416	15,783	-
Collateral from securities lending	126,243	129,228	118,389
Total	\$779,850	\$708,309	\$675,285

INVESTMENTS

The table above summarizes the Plan's investment portfolio including collateral securities lending. Due to the long-term nature of the Plan's liabilities, the Plan's assets are invested with a long-term investment horizon. Assets are invested in a diversified portfolio of capital market securities. Investments in these assets are expected to produce higher returns but are also subject to greater volatility and may produce negative returns. For example, the Russell 3000 index, a broad measure of the United States stock market - increased 20.1% in fiscal year 2007, increased 9.6% in fiscal year 2006 and increased 8.1% in fiscal year 2005. The overall return on the Plan's investment portfolio was a positive 18.1% for fiscal year 2007, 10% for fiscal year 2006 and a 9% for fiscal year 2005. For the three-year period ended June 30, 2007, the overall rate of return on investments was a positive 12.3%.

CONTACT INFORMATION

This financial report is designed to provide a general overview of the New York City Fire Department Firefighters' Variable Supplements Fund's finances. Questions concerning any data provided in this report or requests for additional information should be directed to Chief Accountant, New York City Fire Pension Fund, 9 Metrotech Center 6W-03-K, Brooklyn, NY 11201-3751.

NEW YORK CITY FIRE DEPARTMENT FIREFIGHTERS' VARIABLE SUPPLEMENTS FUND**STATEMENTS OF PLAN NET ASSETS JUNE 30, 2007 AND 2006**

	2007	2006
ASSETS:		
Cash	\$403,450	\$144,441
Receivables:		
Accrued interest and dividends receivable	2,194,440	2,129,907
Receivables from investment securities sold	3,488,427	7,291,313
Receivables due from Fire Pension	32,766	183,494
Total receivables	5,715,633	9,604,714
INVESTMENTS:		
Investments, at fair value (Notes 2 and 3):		
Short-term investments:		
Commercial paper		11,423,831
Short-term investment fund	6,513,069	5,096,301
Debt securities:		
U.S. Treasury notes	81,241,051	67,199,049
Corporate	89,037,661	81,469,668
Foreign	1,434,361	2,368,286
Equity securities	335,166,244	280,364,072
Mutual funds — international equity	123,799,323	115,376,860
Treasury inflation-protected securities	16,415,834	15,783,200
Collateral from securities lending transactions (Note 2)	126,242,506	129,228,083
Total investments	779,850,049	708,309,350
Total assets	785,969,132	718,058,505
LIABILITIES:		
Accounts payable	177,692	9,917
Payable for investment securities purchased	30,169,119	24,182,689
Accrued benefits payable (Note 2)	16,898,104	16,195,628
Securities lending transactions (Note 2)	126,242,506	129,228,083
Total liabilities	173,487,421	169,616,317

PLAN NET ASSETS HELD IN TRUST FOR BENEFITS \$612,481,711 \$548,442,118

See notes to financial statements.

YORK CITY FIRE DEPARTMENT FIREFIGHTERS' VARIABLE SUPPLEMENTS FUND**STATEMENTS OF CHANGES IN PLAN NET ASSETS YEARS ENDED JUNE 30, 2007 AND 2006**

	2007	2006
ADDITIONS:		
Investment income (Note 2):		
Interest income	\$10,004,968	\$9,871,366
Dividend income	6,043,839	5,407,876
Net appreciation in fair value of investments	83,410,327	38,670,376
Total investment income	99,459,134	53,949,618
Securities lending income	7,258,389	4,847,923
Securities lending fees	(6,948,917)	(4,559,552)
Net securities lending income	309,472	288,371
Net investment income	99,768,606	54,237,989
DEDUCTIONS —		
Benefit payments (Note 1)	35,729,083	32,750,469
INCREASE IN PLAN NET ASSETS	64,039,523	21,487,520
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS:		
Beginning of year	548,442,188	526,954,668
End of year	\$612,481,711	\$548,442,188

See notes to financial statements.

NEW YORK CITY FIRE DEPARTMENT FIREFIGHTERS' VARIABLE SUPPLEMENTS FUND**NOTES TO FINANCIAL STATEMENTS YEARS ENDED JUNE 30, 2007 AND 2006****1. PLAN DESCRIPTION**

The New York City (the "City") Fire Pension Fund administers both the Firefighters' Variable Supplements Fund (the "Fund" or the "Plan") and the Fire Officers' Variable Supplements Fund ("FOVSF"). The Fund operates pursuant to the provisions of Title 13, Chapter 3 of the Administrative Code of The City of New York ("ACNY") and provides supplemental benefits to retired Firefighters and Wipers from the New York City Fire Department. To be eligible to receive Fund benefits, Firefighters and Wipers must retire, on or after October 1, 1968, and be receiving a service retirement benefit from the New York City Fire Pension Fund ("FIRE").

Except for service retirement, Fund benefits are forfeitable upon separation from service.

The Fund is included in the Pension and Other Employee Benefit Trust Funds section of the City's Comprehensive Annual Financial Report ("CAFR").

The FOVSF is maintained as a separate fund and is not included in these financial statements.

Under current law, the Fund is not to be construed as constituting a pension or retirement system.

Instead, it provides defined supplemental payments, other than pension or retirement system allowances, in accordance with applicable statutory provisions. While these payments are guaranteed by the City, the New York State Legislature has reserved to itself and the State of New York (the "State") the right and power to amend, modify, or repeal the Fund and the payments it provides.

At June 30, 2006 and 2005, the dates of the Fund's most recent actuarial valuations, the Fund's membership consisted of:

	2006	2005
Retirees currently receiving payments*	4,480	4,480
Active members**	9,245	8,982
Total	13,711	13,462

* This includes all retired Firefighters and Wipers currently receiving payments

** Represents the number of actively-employed Firefighters and Wipers as of the June 30 valuation dates.

As a result of Chapter 480 of the Laws of 1993 ("Chapter 480/93"), all Wipers now receive the same benefits as Firefighters and, hereafter for prospective supplemental benefits, the term Firefighters will include Wipers.

The Fund provides a guaranteed schedule of supplemental benefits for Firefighters who retire (or have retired) as Firefighters on service retirement with at least 20 years of service as follows:

a. For those Firefighters who retired from service as Firefighters before July 1, 1988, the annual supplemental benefit was \$2,500 in Calendar Year 1988. For those who retired during Calendar Year

1988, the benefit was a proportion of \$2,500. The benefit increases \$500 each year thereafter to a maximum of \$12,000 in the Calendar Year 2007 and thereafter. The 1988 benefits include any payments made under the prior program. For those Firefighters hired before July 1, 1988 and who retire after Calendar Year 1988, the benefit for the first year of retirement is a proportion of the annual increased amount computed as described above for the year of retirement, and the full amount thereafter.

b. For those who become members of FIRE on or after July 1, 1988, the annual supplemental benefit is \$2,500 for the first 12 months of retirement, increasing by \$500 each year until a maximum of \$12,000 is payable in the twentieth and later years of retirement. This was later modified by Chapter 500 of the Laws of 1995 ("Chapter 500/95") as discussed below.

In the past, the State Legislature, in recognition of inflation, has increased retirement benefits to retirees of its public pension systems. Any increase in Supplementation benefits or automatic Cost-of-Living Adjustments ("COLA") payable from FIRE to retirees of the Fund under legislation enacted after 1988 will reduce benefits payable from the Fund until the later of: (a) age 62, or (b) Calendar Year 2007 (the twentieth year of retirement or January 1, 2008, if earlier, in the case of new members on and after July 1, 1988).

Chapter 500/95 provided that Firefighters who became members on and after July 1, 1988 will receive the maximum \$12,000 benefit beginning Calendar Year 2008 and thereafter. In addition, this law permits certain active employees with prior service credit before entering FIRE to utilize their original dates of hire for determining benefits from the Fund.

Chapter 119 of the Laws of 1995 ("Chapter 119/95") provided additional benefits for Supplementation payable from FIRE on and after December 1, 1996 for certain retirees of FIRE effective as enacted by the City Council on October 25, 1995.

Chapter 404 of the Laws of 1998 ("Chapter 404/98") provided that some FIRE members who had dual membership with a prior pension fund at entry into FIRE may be entitled to transfer that prior membership if they met certain criteria and make proper application for such transfers.

Chapter 216 of the Laws of 2002 ("Chapter 216/02") provided that participants of the Fund who retire from FIRE on and after January 1, 2002 with 20 or more years of service are entitled to an additional one-time special lump sum payment in the first year following retirement equal to the cumulative Fund benefits that would have been paid after January 1, 2002 had they retired at the completion of their twentieth year of service ("VSF DROP").

Chapter 390 of the Laws of 1998 ("Chapter 390/98") provided additional benefits for Supplementation payable from FIRE on and after September 1, 1998 (with a second benefit increase commencing September 1, 1999).

Chapter 125 of the Laws of 2000 ("Chapter 125/00") provided Supplementation benefits from FIRE for certain retirees who retired before Calendar Year 1997 effective September 2000. In addition, Chapter 125/00 provided future COLA increases from FIRE beginning September 2001 and on each subsequent September to eligible retirees.

Chapter 152 of the Laws of 2006 ("Chapter 152/06") provided for those changes in actuarial assumptions and methods proposed by the Actuary, including the continuation of the Actuarial Interest Rate ("AIR") assumption of 8.0% per annum, for determining employer contributions to FIRE.

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of Accounting — The Fund is accounted for on an accrual basis where the measurement focus is on the flow of economic resources. Revenues are recognized in the accounting period in which they are earned and expenses are recognized in the period incurred.

Method Used to Value Investments — Investments are valued at fair value. Trading securities are stated at the last reported sales price on a national securities exchange on the last business day of the Fiscal Year. Securities purchased pursuant to agreements to resell are carried at the contract price, exclusive of interest, at which the securities will be resold. Fair value is defined as the quoted market value on the last trading day of the period, except for the Short-Term Investment Fund (the "STIF") (a money market fund) and the International Investment Funds (the "IIF"). The IIF's are private funds, which are managed by various investment managers on behalf of the Plan. Plan management determines fair value of the IIF's based on information provided by the various investment managers. Management records the STIF at cost, which approximates fair value.

Purchases and sales of securities are reflected on the trade date. Gains and losses on the sale of securities are based on the average cost of securities.

Dividend income is recorded on the ex-dividend date. Interest income is recorded as earned on an accrual basis.

No investment in any one security represents 5% or more of the plan net assets held in trust for benefits.

Contributions — FIRE is the source of funding for the Fund. Section 13-335 of the ACNY states, among other things, how amounts transferred into the Fund shall be computed.

See Note 4 for more information on funding and for information regarding the City's liability.

Income Taxes — Income earned by the Fund is not subject to Federal income tax.

Accrued Benefits Payable — Accrued benefits payable represent either: (1) benefits due and unpaid from the preceding payment date of December 15; or (2) benefits deemed incurred and unpaid (an accrual for a portion of the subsequent calendar year benefit) for the Fiscal Year ending June 30.

Securities Lending Transactions — State statutes and the Fund's Board of Trustees policies permit the Fund to lend its securities to broker-dealers and other entities with a simultaneous agreement to return the collateral for the same securities in the future. The Fund's custodian lends the following types of securities: short-term securities, common stock, long-term corporate bonds, U.S. Government and U.S. Government agencies' bonds, asset-backed securities and international equities and bonds held in collective investment funds. In return, it receives collateral in the form of cash and treasury and U.S. Government agency securities at 100% to 105% of the principal plus accrued interest for reinvestment.

At year end, the Fund had no credit risk exposure to borrowers because the amounts the Fund owed the borrowers exceeded the amounts the borrowers owed the Fund. The contracts with the plan custodian require borrowers to indemnify the Fund if the borrowers fail to return the securities and if the collateral is inadequate to replace the securities loaned or fail to pay the Fund for income distributions by the securities' issuers while the securities are on loan. All securities loans can be terminated on demand within a period specified in each agreement by either the Fund or the borrowers. Cash collateral is invested in the lending agents' short-term investment pools, which have a weighted-average maturity of 90 days. The underlying fixed income securities in these pools have an average maturity of ten years.

The securities lending program in which the Fund participates only allows pledging or selling securities in the case of borrower default. Accordingly, the Fund is fully indemnified against any loss of value between the securities lent and the securities held as collateral.

Governmental Accounting Standards Board ("GASB") Statement No. 28, *Accounting and Financial Reporting for Securities Lending Transactions*, requires that securities loaned as assets be reported in the statements of plan net assets. Cash received as collateral on securities lending transactions and investments made with that cash are reported as assets. Securities received as collateral are also reported as assets if the government entity has the ability to pledge or sell them without a borrower default. Liabilities resulting from these transactions are also reported in the statements of plan net assets. Accordingly, the Fund recorded the investments purchased with the cash collateral as collateral from securities lending transactions with a corresponding liability as securities lending transactions.

3. INVESTMENTS AND DEPOSITS

The Comptroller of The City of New York (the "Comptroller") acts as an investment advisor to the Plan. In addition, the Plan employs an independent investment consultant as an investment advisor. The Plan utilizes several investment managers to manage the long-term debt and equity portfolios. The managers are regularly reviewed, with regard to both their investment performance and for their adherence to investment guidelines.

Concentration of Credit Risk

The Plan does not have any investments in any one entity that represent 5% or more of plan net assets.

The legal requirements for Plan investments are as follows:

- a. Fixed income, equity and other investments may be made as permitted by New York State RSSL §§ 176-178(a) and Banking Law § 235, the New York City Administrative Code, and the Legal Investments for New York Savings Banks list as published by The New York State Banking Department, subject to Note 3(b).
- b. Investments up to 25% of total pension fund assets may be made in instruments not expressly permitted by the State RSSL.

Bank of New York ("BONY") is the primary custodian for substantially all of the securities of the Plan.

Cash deposits are insured by the Federal Deposit Insurance Corporation for up to \$100,000 per Plan member and are, therefore, fully insured.

Credit Risk — Portfolios other than U.S. Government and related portfolios have credit rating limitations. Investment Grade portfolios are limited to mostly ratings of BBB and above except that they are also permitted a 10% maximum exposure to BB & B rated securities. While Non Investment grade managers are primarily invested in BB & B rated securities, they can also invest up to 7% of their portfolio in securities rated CCC. Non rated securities are considered to be non-investment grade. The quality ratings of investments, by percentage of the rated portfolio, as described by nationally recognized statistical rating organizations, are as follows:

Investment Type*	S&P Quality Ratings									
	AAA	AA	A	BBB	BB	B	CCC & Below	Short term	Not Rated	Total
June 30, 2007	14.24%	4.12%	0.10%	10.08%	12.94%	16.17%	1.03%	5.26%	0.32%	14.43%
U.S. Government Corporate Bonds	23.24	11.14	10.08	12.94	16.17	1.03	0.32	79.04	1.27	
Yankee Bonds	0.58	0.27	0.42							
Short-term: Commercial Paper	-	-	-	-	-	-	-	5.26	-	5.26
Pooled Fund	-	-	-	-	-	-	-	-	-	-
U.S. Agencies	-	-	-	-	-	-	-	-	-	-
Percent of Rated Portfolio	38.06%	4.12%	11.51%	10.50%	13.03%	16.17%	1.03%	5.26%	0.32%	100.00%
June 30, 2008	14.16%	1.36%	13.22%	12.71%	15.09%	13.41%	0.06%	0.45%	77.63%	14.16%
U.S. Government Corporate Bonds	21.33	1.36	13.22	12.71	15.09	13.41	0.06	0.45	77.63	14.16
Yankee Bonds	0.62	0.53	0.01	0.21				2.26		2.26
Short-term: Commercial Paper	-	-	-	-	-	-	-	0.39	-	0.39
Pooled Fund	-	-	-	-	-	-	-	-	-	-
U.S. Agencies	-	-	-	-	-	-	-	4.81	-	4.81
Percent of Rated Portfolio	36.11%	1.89%	13.22%	13.61%	15.30%	13.41%	0.06%	1.20%	5.26%	100.00%

* U.S. Treasury Bonds, Notes and Treasury-inflation protected securities are obligations of the U.S. government or explicitly guaranteed by the U.S. government and therefore not considered to have credit risk and are not included above.

Custodial Credit Risk — Deposits are exposed to custodial credit risk if they are uninsured and uncollateralized. Custodial credit risk is the risk that, in the event of a failure of the counterparty, the Plan will not be able to recover the value of its investment or collateral securities that are in the possession of an outside party. Investment securities are exposed to custodial credit risk if the securities are uninsured, are not registered in the name of the Plan and are held by either the counterparty or the counterparty's trust department or agent but not in the Plan's name.

Consistent with the Plan's investment policy, the investments are held by the Plan's custodian and registered in the Plan's name.

All of the Plan's deposits are insured and or collateralized by securities held by a financial institution separate from the Plan's depository financial institution.

Interest Rate Risk — Interest rate risk is the risk that the fair value of investments could be adversely affected by the change in interest rates. Duration limits are used to control the portfolios exposure to interest rate changes. Duration is limited to a range of -1 to .75 years. Duration range is a measure of the overall portfolio, while statements of the stated maturity reflect the specific maturities of the individual securities held. The lengths of investment maturities (in years), as shown by the percent of the rated portfolio, are as follows:

Investment Type*	Investment Maturities				
	Fair Value	Less than one year	One to five years	Six to ten years	More than ten years
June 30, 2007	45.71%	15.13%	20.32%	8.19%	2.64%
U.S. Government Corporate Bonds	50.14	15.13	20.32	7.48	2.21
Yankee Bonds	0.81	0.17	0.59	-	0.05
Short-term: Commercial Paper	-	-	-	-	-
Pooled Fund	3.34	3.34	-	-	-
U.S. Agencies	-	-	-	-	-
Percent of Rated Portfolio	100.00%	18.78%	55.65%	15.67%	9.90%
June 30, 2008	39.99%	1.01%	0.94%	6.60%	32.45%
U.S. Government Corporate Bonds	48.82	1.01	21.93	14.89	10.99
Yankee Bonds	1.42	0.06	1.03	0.19	0.14
Short-term: Commercial Paper	0.25	0.25	-	-	-
Pooled Fund	3.02	3.02	-	-	-
U.S. Agencies	6.50	6.50	-	-	-
Percent of Rated Portfolio	100.00%	10.84%	23.90%	21.68%	43.58%

Securities Lending Transactions

Credit Risk — The quality ratings of investments held as collateral for Securities Lending are as follows:

Investment Type and Fair Value of Securities Lending Transactions (in thousands)	S&P Quality Ratings									
	AAA	AA	A	BBB	BB	B	CCC & Below	Short term	Not Rated	Total
June 30, 2007	\$ 11,868	\$ 11,014	\$ 3,747	\$ -	\$ -	\$ -	\$ -	\$ 12,293	\$ 37	\$ 38,959
U.S. Government Corporate Bonds	11,868	11,014	3,747	-	-	-	-	12,293	37	38,959
Yankee Bonds	-	-	-	-	-	-	-	235	-	235
Short-term: Commercial Paper	-	-	-	-	-	-	-	2,322	-	2,322
Pooled Funds	16,953	-	-	-	-	-	-	16,953	-	16,953
Repurchase Agreements	-	-	-	-	-	-	-	28,317	-	28,317
Certificate of Deposits	-	-	-	-	-	-	-	18,327	-	18,327
Bank Notes	223	5,077	5,717	-	-	-	-	2,732	-	13,709
Other	28	48	-	-	-	-	-	99	-	154
Total	\$ 29,072	\$ 22,195	\$ 10,205	\$ -	\$ -	\$ -	\$ -	\$ 36,489	\$ 28,282	\$ 126,243
Percent of Securities Lending Portfolio	23.03%	17.58%	8.08%	-	-	-	-	28.91%	22.40%	100.00%
June 30, 2008	\$ 9,782	\$ 9,828	\$ 19,976	\$ -	\$ -	\$ -	\$ -	\$ 5,139	\$ 629	\$ 45,354
U.S. Government Corporate Bonds	9,782	9,828	19,976	-	-	-	-	5,139	629	45,354
Yankee Bonds	-	-	-	-	-	-	-	540	-	540
Short-term: Commercial Paper	-	-	-	-	-	-	-	5,480	-	5,480
Pooled Funds	16,554	-	-	-	-	-	-	16,554	-	16,554
Repurchase Agreements	-	-	-	-	-	-	-	23,548	-	23,548
Certificate of Deposits	-	-	-	-	-	-	-	354	-	354
Bank Notes	93	9,239	6,187	-	-	-	-	353	-	16,367
Other	314	314	-	-	-	-	-	548	-	1,176
Total	\$ 26,429	\$ 36,317	\$ 30,245	\$ -	\$ -	\$ -	\$ -	\$ 14,281	\$ 21,956	\$ 129,228
Percent of Securities Lending Portfolio	20.45%	28.10%	23.40%	-	-	-	-	11.05%	16.99%	100.00%

Interest Rate Risk — The lengths of investment maturities (in years) of the collateral for Securities Lending are as follows:

Years to Maturity Investment Type (In thousands)

Investment Type (In thousands)	Investment Maturities				
	Fair Value	Less than one year	One to five years	Six to ten years	More than ten years
June 30, 2007	\$ 126,243	\$ 81,276	\$ 44,967	\$ -	\$ -
U.S. Government Corporate Bonds	38,959	12,089	26,870	-	-
Yankee Bonds	235	83	152	-	-
Short-term: Commercial Paper	2,322	2,322	-	-	-
Pooled Funds	16,953	16,953	-	-	-
Repurchase Agreements	28,317	28,317	-	-	-
Certificate of Deposits	25,194	18,327	6,867	-	-
Bank Notes	13,709	2,730	10,979	-	-
Other	554	455	99	-	-
Total	\$ 126,243	\$ 81,276	\$ 44,967	\$ -	\$ -
Percent of Securities Lending Portfolio	100.00%	64.38%	35.62%	-	-
June 30, 2008	\$ 129,228	\$ 50,950	\$ 78,277	\$ -	\$ -
U.S. Government Corporate Bonds	45,354	4,052	41,301	-	-
Yankee Bonds	540	540	-	-	-
Short-term: Commercial Paper	5,480	5,480	-	-	-
Pooled Funds	16,554	16,554	-	-	-
Repurchase Agreements	23,548	23,548	-	-	-
Certificate of Deposits	21,071	354	20,717	-	-
Bank Notes	16,367	108	16,259	-	-
Other	314	314	-	-	-
Total	\$ 129,228	\$ 50,950	\$ 78,277	\$ -	\$ -

4. FUNDING

The ACNY provides that FIRE transfer to the Fund an amount equal to certain excess earnings on equity investments limited to the unfunded Accumulated Benefit Obligation ("ABO") of the Fund. Excess earnings are defined as the amount by which earnings on equity investments of FIRE exceed what the earnings would have had such funds been invested at a yield comparable to that available from fixed-income securities ("Hypothetical Fixed Income Security Earnings"), less any cumulative deficiencies. The Fund also receives credit for investment earnings on Fund assets.

The calculation of the Hypothetical Fixed Income Security Earnings requires the determination of the Hypothetical Interest Rate ("HIR"), which is computed by the Comptroller. For Fiscal Year 2007, the excess earnings of FIRE, inclusive of prior year's cumulative deficiencies, are estimated to be equal to zero and, therefore, no transfer will be due from

FIRE to the Fund as of June 30, 2007.

For Fiscal Year 2006, the excess earnings of FIRE, inclusive of prior year's cumulative deficiencies, were estimated to be equal to zero and, therefore, no transfer was due from FIRE to the Fund as of June 30, 2006.

In addition, Chapter 583 of the Laws of 1989 states that if the assets of the Fund are less than the amount required to pay the retirees' guaranteed scheduled annual supplemental benefit payments, then the City is required by law to fund the difference. However, it is not anticipated that the City will be required to contribute directly to the Fund.

The amount shown below as the ABO is the measure of the present value of supplemental benefits estimated to be payable in the future as a result of employee service-to-date. The ABO is calculated as the actuarial present value of credited projected benefits, prorated on service and is intended to help users assess the funded status of the Fund on a going-concern basis, assess progress made in accumulating sufficient assets to pay benefits when due and make comparisons among variable supplements funds.

Actuarial valuations of the Fund are performed annually as of June 30.

A comparison of the ABO as calculated by the Actuary with the plan net assets held in trust for benefits as of June 30, 2006 and June 30, 2005 is as follows:

	Amount as of June 30	
	2006	2005
	(In Millions)	
Accumulated benefit obligation for:		
Retirees currently receiving benefits	\$431.5	\$419.8
Active employees	129.8	128.6
Total accumulated benefit obligation *, **	561.3	548.4
Plan net assets held in trust for benefits ***	548.4	527.0
Unfunded accumulated benefit obligation	\$12.9	\$21.4

* The June 30, 2006 and June 30, 2005 ABOs decreased by approximately \$17.6 million and \$32.1 million, respectively, compared to those projected prior to the enactment of Chapters 119/95, 390/98 and 125/00.

** These total ABOs have been reduced by accrued benefits payable. This basis of reporting the total ABO is consistent with that used to report Plan net assets held in trust for benefits in these financial statements, but may differ from the bases used for other purposes.

*** See Note 2 for valuation of investments in the calculation of Plan net assets held in trust for benefits.

The June 30, 2006 actuarial valuation, used to determine the ABO, is based on the same actuarial assumptions and methods as were used in the actuarial valuation as of June 30, 2005.

For purposes of the June 30, 2006 and June 30, 2005 actuarial valuations of the Fund, Chapter 125/00 has been taken into account in the determination of the unfunded ABO relative to the Supplementation benefit increases that began Fiscal Year 2001 and to the automatic COLA benefits provided for Fiscal Year 2002 and each future year (Note 1).

Sections 13-384 and 13-394 of the ACNY provide that the Boards of Trustees of the Fund and the FOVSF shall adopt, upon the recommendation of the Actuary, actuarial assumptions as to interest rate, mortality of retirees and estimated number of active members of FIRE in service as of each June 30 who will retire for service with 20 or more years of service as Firefighters and Fire Officers, for use in making annual valuations of liabilities.

The following actuarial assumptions represent the recommendations of the Actuary and were used in the actuarial calculations to determine the ABO as of June 30, 2006 and June 30, 2005, respectively:

	June 30, 2006	June 30, 2005
Investment rate of return	8.0% per annum. ⁽¹⁾	8.0% per annum. ⁽¹⁾
Post-retirement mortality	Tables adopted by FIRE during Fiscal Year 2006	Tables adopted by FIRE during Fiscal Year 2006.
Active service: withdrawal, death, disability	Tables adopted by FIRE during Fiscal Year 2006	Tables adopted by FIRE during Fiscal Year 2006
Service retirement	Tables adopted by FIRE during Fiscal Year 2006	Tables adopted by FIRE during Fiscal Year 2006
Percentage of all active FIRE members estimated to retire for service with 20 or more years of service as Firefighters	68%	68%
Percentage of all active Fire Officers estimated to retire for service with 20 or more years of service as Fire Officers	100%	100%
Cost-of-Living Adjustments	1.3% per annum. ⁽¹⁾	1.3% per annum. ⁽¹⁾
Actuarial Asset Valuation Method	Fair market value.	Fair market value.

⁽¹⁾ Developed assuming a long-term Consumer Price Inflation assumption of 2.5% per year.

5. INVESTMENT ADVISORS

The Comptroller of the City (the "Comptroller") utilizes

several investment advisors to manage long-term debt and equity portfolios. Advisors must obtain prior approval before each purchase or sale of a particular security. To be eligible for consideration, investments must meet criteria set forth in governing laws and regulations.

6. RELATED PARTIES

Administrative expenses are paid for by the City. The Comptroller also provides certain administrative services to the Fund. The Actuary is appointed to be technical advisor to the Fund and the Office of the Actuary provides related actuarial services to the Fund. The City's Corporation Counsel provides legal services to the Fund. Other administrative services are also provided by the City.

The Comptroller has been appointed by law as custodian for the monies and assets of the Plan with revocable discretionary authority. Securities are held by certain banks under custodial agreements with the Comptroller.

7. CONTINGENT LIABILITIES

From time to time, the Fund has a number of claims pending against it and has been named as defendant in a number of lawsuits. The Fund also has certain other contingent liabilities.

Management of the Fund, on the advice of legal counsel, believes that such proceedings and contingencies generally do not have a material effect on the plan net assets or changes in the plan net assets of the Fund. Under the State statutes and City laws that govern the functioning of the Fund, increases in the obligation of the Fund to members and beneficiaries ordinarily result in increases to the future potential obligations of FIRE.

8. OTHER ACTUARIAL INFORMATION

Actuarial Audit — Pursuant to Section 96 of the New York City Charter, studies of the actuarial assumptions used to value liabilities of the five actuarially-funded New York City Retirement Systems ("NYCRS") are conducted every two years. The most recent study was published by The Segal Company ("Segal") dated November 2006 and analyzed experience for Fiscal Years 2002 through 2005. Segal made recommendations to the actuarial assumptions and methods based on their analysis. The Actuary is reviewing those recommendations.

Revised Actuarial Assumptions and Methods — In accordance with the ACNY and with appropriate practice, the Boards of Trustees of the five actuarially-funded NYCRS are to periodically review and adopt actuarial assumptions as proposed by the Actuary for use in the determination of employer contributions.

Based upon a review of an October 2003 experience study by Gabriel, Roeder, Smith & Company ("GRS"), the Actuary issued an August 31, 2005 Report entitled "Proposed Changes in Actuarial Assumptions and Methods for Determining Employer Contributions for Fiscal Years Beginning on and After July 1, 2005 for the New York City Fire Pension Fund" ("August 2005 Report"). Where required, the Board of Trustees of FIRE adopted those changes to actuarial assumptions that required Board approval and the State Legislature and the Governor have enacted Chapter 152/06 to provide for those changes to the actuarial assumptions and methods that required legislation, including the AIR assumption of 8.0% per annum.

For the actuarial valuations of the Fund from June 30, 1999 to June 30, 2004, the Actuary used actuarial assumptions that were adopted during Fiscal Year 2000 for by the Board of Trustees of FIRE.

For the actuarial valuations of the Fund beginning June 30, 2005, the Actuary used actuarial assumptions that were adopted during Fiscal Year 2006 by the Board of Trustees of FIRE.

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FIRE DEPARTMENT FIRE OFFICERS' VARIABLE SUPPLEMENTS FUND

NOTICE

NEW YORK CITY FIRE DEPARTMENT FIRE OFFICERS' VARIABLE SUPPLEMENTS FUND

Financial Statements for the Years Ended June 30, 2007 and 2006, and Independent Auditors' Report

NEW YORK CITY FIRE DEPARTMENT FIRE OFFICERS' VARIABLE SUPPLEMENTS FUND

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INDEPENDENT AUDITORS' REPORT

To the Board of Trustees of the New York City Fire Department Fire Officers' Variable Supplements Fund:

We have audited the accompanying statements of Plan net assets of New York City Fire Department Fire Officers' Variable Supplements Fund (the "Plan") as of June 30, 2007 and 2006, and the related statements of changes in Plan net assets for the years then ended. These financial statements are the responsibility of the Plan's management. Our responsibility is to express an opinion on these financial statements based on our audits.

We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes consideration of internal control over financial reporting as a basis for designing audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Plan's internal control over financial reporting. Accordingly, we express no such opinion. An audit also includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements, assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audits provide a reasonable basis for our opinion.

In our opinion, such financial statements present fairly, in all material respects, the Plan net assets as of June 30, 2007 and 2006, and the changes in Plan net assets for the years then ended in conformity with accounting principles generally accepted in the United States of America.

Management's Discussion and Analysis is not a required part of the financial statements, but is supplementary information required by the Governmental Accounting Standards Board. We have applied certain limited procedures, which consisted principally of inquiries of management regarding the methods of measurement and presentation of the required supplementary information. However, we did not audit this information and express no opinion on it.

Deloitte + Touche LLP

October 30, 2007

NEW YORK CITY FIRE DEPARTMENT FIRE OFFICERS' VARIABLE SUPPLEMENTS FUND

Management's Discussion and Analysis (UNAUDITED) June 30, 2007 AND 2006

This narrative discussion and analysis of the New York City Fire Department Fire Officers' Supplements Fund's (the "Fund" or the "Plan"), financial performance provides an overview of the Plan's financial activities for the fiscal years ended June 30, 2007 and 2006. It is meant to assist the reader in understanding the Plan's financial statements by providing an overall review of the financial activities during the two years and the effects of significant changes, as well as a comparison with the prior years' activity and results. This discussion and analysis is intended to be read in conjunction with the Plan's financial statements, which begin on page 6.

OVERVIEW OF BASIC FINANCIAL STATEMENTS

The following discussion and analysis are intended to serve as an introduction to the basic financial statements. The basic financial statements are:

- **The Statement of Plan Net Assets** — presents the financial position of the Plan at each fiscal year-end. It indicates the assets available for payment of future benefits and any current liabilities that are owed as of the statement date. Investments are shown at fair value. All other assets and liabilities are determined on an accrual basis.
- **The Statement of Changes in Plan Net Assets** — presents the results of activities during the fiscal year. All changes affecting the assets and liabilities of the Plan are reflected on an accrual basis when the activity occurred, regardless of the timing of the related cash flows. In that regard, changes in the fair values of investments are included in the year's activity as net appreciation (depreciation) in fair value of investments.
- **The Notes to Financial Statements** — provide additional information that is essential to a full understanding of the data provided in the financial statements. The notes present information about the Plan's accounting policies, significant account balances and activities, material risks, obligations, contingencies, and subsequent events, if any.

The financial statements are prepared in accordance with Governmental Accounting Standards Board ("GASB") Pronouncements.

FINANCIAL HIGHLIGHTS

The Plan's net assets held in trust for pension benefits increased by \$42.9 million (13.8%) to \$353.4 million in fiscal

year 2007, compared to Plan net assets held in trust for pension benefits as at June 30, 2006. The increase in the Plans net assets for fiscal year 2007 can be attributed to the significant increase in net investment gains over benefits paid.

The Plan's net assets held in trust for pension benefits increased by \$14.6 million (4.9%) to \$310.5 million in fiscal year 2006 compared to Plan net assets held in trust for pension benefits as at June 30, 2005. The increase in the Plans net assets for fiscal year 2006 can be attributed primarily to the net appreciation in the fair market value of investments.

Changes in Plan Net Assets For the Years Ended June 30, 2007, 2006 and 2005 (In thousands)

	2007	2006	2005
Net investment income	\$58,269	\$28,824	\$23,711
Benefit payments and withdrawals	15,350	14,232	12,726
Net increase	42,919	14,592	10,985
Plan net assets held in trust for benefits:			
Beginning of year	310,513	295,921	284,936
End of year	\$353,432	\$310,513	\$295,921

During fiscal year 2007, the Plan had a net investment gain of \$58.3 million; this gain was 102.2 % greater than the gain recorded for fiscal year 2006. The gain for fiscal year 2007 can be attributed to strong returns on the international investment portfolio and overall net appreciation in the fair market value of investments.

During fiscal year 2006, the Plan enjoyed a net investment gain of \$28.8 million; this gain was 21.6% greater than the gain recorded for fiscal year 2005. The gain for fiscal year 2006 can be attributed to the net appreciation in the fair market value of investments.

Benefit payments and withdrawals for fiscal year 2007 totaled \$15.3 million, an increase of 7.8 % over benefit payments and withdrawals reported in fiscal year 2006. The increase in fiscal year 2006 can be attributed to increases in both the rate paid and the number of retirees on payroll.

Benefit payments and withdrawals for fiscal year 2006 totaled \$14.2 million, an increase of 11.8% over benefit payments and withdrawals reported in fiscal year 2005. The increase in fiscal year 2005 can be attributed to increases in both the rate paid and the number of retirees on payroll.

PLAN NET ASSETS

The Plan's net assets held in trust for benefits increased by 13.8 % to \$353.4 million in fiscal year 2007, compared to Plan net assets in fiscal year 2006. The increase in 2007 can be attributed to the significant increase in net investment gains over benefits paid.

The Plan's net assets held in trust for benefits increased by 4.9% to \$310.5 million in fiscal year 2006, compared to Plan net assets in fiscal year 2005. The increase in 2006 can be attributed to the net appreciation in the fair market value of investments.

The Plan's receivables and payables are primarily generated through the timing difference between the trade and settlement dates for investment securities purchased or sold.

Plan Net Assets June 30, 2007, 2006 and 2005 (In thousands)

	2007	2006	2005
Cash	\$115	\$62	\$5
Receivables	37,257	38,106	38,106
Investments, at fair value	433,939	395,253	368,349
Total assets	471,311	415,119	406,460
Accounts payable	65	50	101
Payables for investments purchased	45,353	28,562	40,683
Accrued benefits payable	6,710	6,484	6,331
Payables for securities lending transactions	65,751	69,510	63,424
Total liabilities	117,879	104,606	110,539
Plan net assets held in trust for benefits	\$353,432	\$310,513	\$295,921

FUNDING AND PLAN BENEFITS

New York City Fire Pension fund ("FIRE") is the source of funding for the Plan. For fiscal years 2007, 2006 and 2005, there were no transfers from FIRE to the Plan. Eligible Fire Officers were entitled to a benefit of \$11,500 for calendar year 2006 payable during January 2007. This benefit rate increases by \$500 per year to \$12,000 per year by calendar year 2007. These benefits are reduced for certain supplementations and automatic COLA payable from FIRE.

The Administrative Code of the City of New York provides that FIRE transfer to the Fund an amount equal to certain excess earnings on equity investments, limited to the unfunded accumulated benefit obligation ("ABO") of the Fund. Excess earnings are defined as the amount by which earnings on equity investments of FIRE exceed what the earnings would have been had such funds been invested at a yield comparable to that available from fixed income securities ("Hypothetical Fixed Income Security Earnings") less any cumulative deficiencies. The Fund also receives credit for investment earnings on Fund assets. For further discussion on Funding, refer to the caption "Funding" in the Notes to Financial Statements.

INVESTMENT SUMMARY

June 30, 2007, 2006 and 2005

(In thousands) Fair Value	2007	2006	2005
Type of investment:			
Short-term investments	\$3,866	\$7,143	\$19,197
U.S. debt securities	92,646	87,077	88,631
U.S. equity securities	195,488	163,276	149,168
Mutual fund-International equity	66,954	59,369	38,901
Mutual fund- TIPS	9,234	8,878	9,028
Collateral from securities lending	65,751	69,510	63,424
Total	\$433,939	\$395,253	\$368,349

INVESTMENTS

The table above summarizes the Plan's investment portfolio including collateral securities lending. Due to the long-term nature of the Plan's liabilities, the Plan's assets are invested with a long-term investment horizon. Assets are invested in a diversified portfolio of capital market securities. Investments in these assets are expected to produce higher returns but are also subject to greater volatility and may produce negative returns. For example, the Russell 3000 index, a broad measure of the United States stock market - increased 20.1 % in fiscal year 2007, increased 9.6% in fiscal year 2006 and increased 8.1 % in fiscal year 2005. The overall investment return on the Plan's portfolio was a positive 18.3% for fiscal year 2007, 9.4% for fiscal year 2006 and a positive 8.1% for fiscal year 2005. For the three-year period ended June 30, 2007, the overall rate of return on investments was a positive 11.8%.

CONTACT INFORMATION

This financial report is designed to provide a general overview of the New York City Fire Department Fire Officers' Variable Supplements Fund's finances. Questions concerning any data provided in this report or requests for additional information should be directed to Chief Accountant, New York City Fire Pension Fund, 9 Metrotech Center 6W-03-K, Brooklyn, NY 11201-3751.

NEW YORK CITY FIRE DEPARTMENT FIRE OFFICERS' VARIABLE SUPPLEMENTS FUND

STATEMENTS OF PLAN NET ASSETS JUNE 30, 2007 AND 2006

	2007	2006
ASSETS:		
Cash	\$114,439	\$61,573
Receivables:		
Accrued interest and dividends receivable	1,339,102	1,263,355
Receivables from investment securities sold	35,899,390	18,491,335
Receivables due from Fire Pension	18,655	86,496
Total receivables	37,257,147	19,804,186
INVESTMENTS:		
Investments, at fair value (Notes 2 and 3):		
Short-term investments:		
Commercial paper	1,149,594	4,669,139
Short-term investment fund	2,716,025	2,473,796
Debt securities:		
U.S. Treasury notes	92,645,798	87,076,553
Equity securities	195,488,319	163,276,485
Mutual funds — International equity	66,954,451	59,369,188
Mutual funds — Treasury inflation protected securities	9,233,906	8,878,050
Collateral from securities lending transactions (Note 2)	65,751,119	69,509,639
Total investments	433,939,212	395,252,850
Total assets	471,310,798	415,118,609
LIABILITIES :		
Accounts Payable	65,335	49,688
Payable for investment securities purchased	45,352,739	28,561,867
Accrued benefits payable (Note 2)	6,709,824	6,484,590
Securities lending transactions (Note 2)	65,751,119	69,509,639
Total liabilities	117,879,017	104,605,784
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS	\$353,431,781	\$310,512,825

See notes to financial statements.

NEW YORK CITY FIRE DEPARTMENT FIRE OFFICERS' VARIABLE SUPPLEMENTS FUND

STATEMENTS OF CHANGES IN PLAN NET ASSETS YEARS ENDED JUNE 30, 2007 AND 2006

	2007	2006
ADDITIONS:		
Investment income (Note 2):		
Interest income	\$5,676,758	\$5,602,579
Dividend income	3,663,519	3,224,348
Net appreciation in fair value of investments	48,766,348	19,861,671
Total investment income	58,106,625	28,688,598
Securities lending income	3,650,641	2,670,212
Securities lending fees	(3,488,494)	(2,534,993)
Net securities lending income	162,147	135,219
Net investment income	58,268,772	28,823,817
DEDUCTIONS — Benefit payments (Note 1)	15,349,816	14,231,640
INCREASE IN PLAN NET ASSETS	42,918,956	14,592,177
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS:		
Beginning of year	310,512,825	295,920,648
End of year	\$353,431,781	\$310,512,825

See notes to financial statements.

NEW YORK CITY FIRE DEPARTMENT FIRE OFFICERS' VARIABLE SUPPLEMENTS FUND

NOTES TO FINANCIAL STATEMENTS YEARS ENDED JUNE 30, 2007 AND 2006

1. PLAN DESCRIPTION

The New York City (the "City") Fire Pension Fund administers both the Fire Officers' Variable Supplements Fund (the "Fund" or the "Plan") and the Firefighters' Variable Supplements Fund ("FFVSF"). The Fund operates pursuant to the provisions of Title 13, Chapter 3 of the Administrative Code of The City of New York ("ACNY") and provides supplemental benefits to retired Fire Officers (uniformed members of the New York City Fire Department holding the rank of lieutenant or any position of higher rank and all pilots, marine engineers, or assistant marine engineers). To be eligible to receive Fund benefits, Fire Officers must retire, on or after October 1, 1968, and be receiving a service retirement benefit from the New York City Fire Pension Fund ("FIRE").

Except for service retirement, Fund benefits are forfeitable upon separation from service.

The Fund is included in the Pension and Other Employee Benefit Trust Funds section of the City's Comprehensive Annual Financial Report ("CAFR").

The FFVSF is maintained as a separate fund and is not included in these financial statements.

Under current law, the Fund is not to be construed as constituting a pension or retirement system. Instead, it provides defined supplemental payments, other than pension or retirement system allowances, in accordance with applicable statutory provisions. While these payments are guaranteed by the City, the New York State Legislature has reserved to itself and the State of New York (the "State") the right and power to amend, modify, or repeal the Fund and the payments it provides.

At June 30, 2006 and 2005, the dates of the Fund's most recent actuarial valuations, the Fund's membership consisted of:

	2006	2005
Retirees currently receiving payments	2,042	2,085
Active members*	2,396	2,488
Total	4,438	4,573

*Represents the number of actively employed Fire Officers as of the June 30 valuation dates.

The Fund provides a guaranteed schedule of supplemental benefits for Fire Officers who retire (or have retired) as Fire Officers on service retirement with at least 20 years of service as follows:

- A Fire Officer hired before July 1, 1988 who retired for service as a Fire Officer on or after October 1, 1988 and prior to Calendar Year 1993 receives a defined schedule of benefits starting at an annual rate of \$5,000 payable during 1994 for the Calendar Year 1993 payment. For those who retired during Calendar Year 1993, the benefit was a proportion of \$5,000. The benefit increases \$500 each year thereafter to a maximum of \$12,000 for Calendar Year 2007 (payable by January 31, 2008) and thereafter.
- For those who were members of FIRE prior to July 1, 1988 and who retire after Calendar Year 1993, the benefit for the first year of retirement is a proportion of the annual increased amount computed as described above for the year of retirement and the full amount thereafter.
- For those who become members of FIRE on or after July 1, 1988, the annual supplemental benefit is \$2,500 for the first twelve months of retirement, increasing by \$500 each year until a maximum of \$12,000 is payable in the twentieth and later years of retirement. This was later modified by Chapter 500 of the Laws of 1998 ("Chapter 500/98") as discussed below.

In the past, the State Legislature, in recognition of inflation, has increased retirement benefits to retirees of its public pension systems. Any increase in Supplementation or automatic Cost-of-Living Adjustments ("COLA") payable from FIRE to retirees of the Fund under legislation enacted after 1993 will reduce benefits payable from the Fund until the later of: (a) age 62, or (b) January 1, 2007 (the twentieth year of retirement or January 1, 2008, if earlier, in the case of new members on and after July 1, 1988).

Chapter 119 of the Laws of 1995 ("Chapter 119/95") provided additional benefits for Supplementation payable from FIRE on and after December 1, 1996 for certain retirees of FIRE effective as enacted by the City Council on October 25, 1995.

Chapter 390 of the Laws of 1998 ("Chapter 390/98") provided additional benefits for Supplementation payable from FIRE on and after September 1, 1998 (with a second benefit increase commencing September 1, 1999).

Chapter 125 of the Laws of 2000 ("Chapter 125/00") provided Supplementation benefits from FIRE for certain retirees who retired before Calendar Year 1997 effective September 2000. In addition, Chapter 125/00 provides future COLA increases from FIRE beginning September 2001 and on each subsequent September to eligible retirees.

Chapter 152 of the Laws of 2006 ("Chapter 152/06") provided for those changes in actuarial assumptions and methods proposed by the Actuary, including the continuation of the Actuarial Interest Rate ("AIR") assumption of 8.0% per annum, for determining employer contributions to FIRE.

In addition to changes in benefits for retirees, Chapter 500 of the Laws of 1995 ("Chapter 500/95") permits certain active employees with prior service credit before entering FIRE to utilize their original dates of hire for determining benefits from the Fund.

Chapter 404 of the Laws of 1998 ("Chapter 404/98") provided that some FIRE members who had dual membership with a prior pension fund at entry into FIRE may be entitled to transfer that prior membership if they met certain criteria and make proper application for such transfers.

Chapter 500/98 provided that Fire Officers who became members on and after July 1, 1988 will receive the maximum \$12,000 benefit beginning Calendar Year 2008 and thereafter.

Chapter 216 of the Laws of 2002 ("Chapter 216/02") provided that participants of the Fund who retire from FIRE on and after January 1, 2002 with 20 or more years of service are entitled to an additional one-time special lump sum payment in the first year following retirement equal to the cumulative Fund benefits that would have been paid after January 1, 2002 had they retired at the completion of their 20th year of service ("VSF DROP").

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of Accounting — The Fund is accounted for on an accrual basis where the measurement focus is on the flow of economic resources. Revenues are recognized in the accounting period in which they are earned and expenses are recognized in the period incurred.

Method Used to Value Investments — Investments are valued at fair value. Trading securities are stated at the last reported sales price on a national securities exchange on the last business day of the fiscal year. Securities purchased pursuant to agreements to resell are carried at the contract price, exclusive of interest, at which the securities will be resold. Fair value is defined as the quoted market value on the last trading day of the period, except for the Short-Term Investment Fund (the "STIF") (a money market fund) and the International Investment Funds (the "IIF"). The IIF's are private funds, which are managed by various investment managers on behalf of the Plan. Plan management determines fair value of the IIF's based on information provided by the various investment managers. Management records the STIF at cost, which approximates fair value.

Purchases and sales of securities are reflected on the trade date. Gains and losses on the sale of securities are based on the average cost of securities.

Dividend income is recorded on the ex-dividend date. Interest income is recorded as earned on an accrual basis.

No investment in any one security represents 5% or more of the plan net assets held in trust for benefits.

Contributions — FIRE is the source of funding for the Fund. Section 13-335 of the ACNY states, among other things, how amounts transferred into the Fund shall be computed.

See Note 4 for more information on funding and for information regarding the City's liability.

Income Taxes — Income earned by the Fund is not subject to Federal income tax.

Accrued Benefits Payable — Accrued benefits payable represent either: (1) benefits due and unpaid from the preceding payment date of January 31 or (2) benefits deemed incurred and unpaid (an accrual for a portion of the subsequent January 31 benefit) for the Fiscal Year ending June 30.

Securities Lending Transactions — State statutes and the Fund's Board of Trustees policies permit the Fund to lend its securities to broker-dealers and other entities with a simultaneous agreement to return the collateral for the same securities in the future. The Fund's custodian lends the following types of securities: short-term securities, common stock, long-term corporate bonds, U.S. Government and U.S. Government agencies' bonds, asset-backed securities and international equities and bonds held in collective investment funds. In return, it receives collateral in the form of cash and treasury and U.S. Government agency securities at 100% to 105% of the principal plus accrued interest for reinvestment.

At year end, the Fund had no credit risk exposure to borrowers because the amounts the Fund owed the borrowers exceeded the amounts the borrowers owed the Fund. The contracts with the plan custodian require borrowers to indemnify the Fund if the borrowers fail to return the securities and if the collateral is inadequate to replace the securities loaned or fail to pay the Fund for income distributions by the securities' issuers while the securities are on loan. All securities loans can be terminated on demand within a period specified in each agreement by either the Fund or the borrowers. Cash collateral is invested in the lending agents' short-term investment pools, which have a weighted-average maturity of 90 days. The underlying fixed income securities in these pools have an average maturity of ten years.

The securities lending program in which the Fund participates only allows pledging or selling securities in the case of borrower default. Accordingly, the Fund is fully indemnified against any loss of value between the securities lent and the securities held as collateral.

Governmental Accounting Standards Board ("GASB") Statement No. 28, *Accounting and Financial Reporting for Securities Lending Transactions*, requires that securities loaned as assets be reported in the statements of plan net assets. Cash received as collateral on securities lending transactions and investments made with that cash are reported as assets. Securities received as collateral are also reported as assets if the government entity has the ability to pledge or sell them without a borrower default. Liabilities resulting from these transactions are also reported in the statements of plan net assets. Accordingly, the Fund recorded the investments purchased with the cash collateral as collateral from securities lending transactions with a corresponding liability as securities lending transactions.

3. INVESTMENTS AND DEPOSITS

The Comptroller of The City of New York (the "Comptroller") acts as an investment advisor to the Plan. In addition, the Plan employs an independent investment consultant as an investment advisor. The Plan utilizes several investment managers to manage the long-term debt and equity portfolios. The managers are regularly reviewed, with regard to both their investment performance and for their adherence to investment guidelines.

Concentration of Credit Risk

The Plan does not have any investments in any one entity that represent 5% or more of plan net assets.

The legal requirements for Plan investments are as follows:

- a. Fixed income, equity and other investments may be made as permitted by New York State RSSL §§ 176-178(a) and Banking Law § 235, the New York City Administrative Code, and the Legal Investments for New York Savings Banks list as published by The New York State Banking Department, subject to Note 3(b).
- b. Investments up to 25% of total pension fund assets may be made in instruments not expressly permitted by the State RSSL.

Bank of New York ("BONY") is the primary custodian for substantially all of the securities of the Plan.

Cash deposits are insured by the Federal Deposit Insurance Corporation for up to \$100,000 per Plan member and are, therefore, fully insured.

Credit Risk — Portfolios other than U.S. Government and related portfolios have credit rating limitations. Investment Grade portfolios are limited to mostly ratings of BBB and above except that they are also permitted a 10% maximum exposure to BB & B rated securities. While Non Investment grade managers are primarily invested in BB & B rated securities, they can also invest up to 7% of their portfolio in securities rated CCC. Non rated securities are considered to be non-investment grade.

Portfolios other than U.S. Government and related portfolios have credit rating limitations. Non rated securities are considered to be non-investment grade. The quality ratings of investments, by percentage of the rated portfolio, as described by nationally recognized statistical rating organizations, are as follows:

Investment Type*

Investment Type*	June 30, 2007										Total
	AAA	AA	A	BBB	BB	B	CCC & Below	Short term	Not Rated		
U.S. Government Corporate Bonds	15.63%	-	0.18%	-	-	-	-	-	-	-	15.90%
U.S. Government Corporate Bonds	11.91%	5.65%	13.10%	12.32%	15.29%	18.85%	0.99%	0.00%	0.34%	-	78.45%
U.S. Government Corporate Bonds	0.73%	-	0.44%	0.47%	0.16%	-	-	-	-	-	1.80%
Short-term	-	-	-	-	-	-	-	3.85%	-	-	3.85%
Commercial Paper	-	-	-	-	-	-	-	-	-	-	-
Pooled Funds	-	-	-	-	-	-	-	-	-	-	-
U.S. Agencies	-	-	-	-	-	-	-	-	-	-	-
Percent of Rated Portfolio	28.27%	5.65%	13.72%	12.79%	15.54%	18.85%	0.99%	3.85%	0.34%	100.00%	

Investment Type*	June 30, 2006										Total
	AAA	AA	A	BBB	BB	B	CCC & Below	Short term	Not Rated		
U.S. Government Corporate Bonds	30.89%	-	-	-	-	-	-	-	-	-	30.89%
U.S. Government Corporate Bonds	7.03%	2.55%	13.52%	12.30%	15.03%	11.34%	0.05%	-	-	-	61.82%
U.S. Government Corporate Bonds	0.63%	0.34%	0.31%	1.00%	0.19%	-	-	-	-	-	2.47%
Short-term	-	-	-	-	-	-	-	0.61%	-	-	0.61%
Commercial Paper	-	-	-	-	-	-	-	-	-	-	-
Pooled Funds	-	-	-	-	-	-	-	-	-	-	-
U.S. Agencies	-	-	-	-	-	-	-	-	-	-	-
Percent of Rated Portfolio	38.55%	2.89%	13.83%	13.30%	15.22%	11.34%	0.97%	3.90%	100.00%		

Custodial Credit Risk — Deposits are exposed to custodial

credit risk if they are uninsured and uncollateralized. Custodial credit risk is the risk that, in the event of a failure of the counterparty, the Plan will not be able to recover the value of its investment or collateral securities that are in the possession of an outside party. Investment securities are exposed to custodial credit risk if the securities are uninsured, are not registered in the name of the Plan and are held by either the counterparty or the counterparty's trust department or agent but not in the Plan's name.

Consistent with the Plan's investment policy, the investments are held by the Plan's custodian and registered in the Plan's name.

All of the Plan's deposits are insured and/or collateralized by securities held by a financial institution separate from the Plan's depository financial institution.

All of the Plan's securities are held by the Plan's custodial bank in the Plan's name.

Interest Rate Risk — Interest rate risk is the risk that the fair value of investments could be adversely affected by the change in interest rates. Duration limits are used to control the portfolios exposure to interest rate changes. Duration is limited to a range of -1 to .75 years. Duration range is a measure of the overall portfolio, while statements of the stated maturity reflect the specific maturities of the individual securities held. The lengths of investment maturities (in years), as shown by the percent of the rated portfolio, are as follows:

Years to Maturity

Investment Type	June 30, 2007				Total
	Less than one year	One to five years	Six to ten years	More than ten years	
U.S. Government Corporate Bonds	47.03%	0.09%	0.71%	10.18%	36.05%
U.S. Government Corporate Bonds	49.41%	0.28%	15.74%	20.46%	12.93%
U.S. Government Corporate Bonds	1.13%	0.05%	0.93%	0.10%	0.05%
Short-term	-	-	-	-	-
Commercial Paper	-	-	-	-	-
Pooled Funds	2.43%	2.43%	-	-	-
U.S. Agencies	-	-	-	-	-
Percent of Rated Portfolio	2.85%	17.38%	30.74%	49.03%	

Investment Type	June 30, 2006				Total
	Less than one year	One to five years	Six to ten years	More than ten years	
U.S. Government Corporate Bonds	49.45%	0.03%	1.04%	6.79%	41.59%
U.S. Government Corporate Bonds	41.37%	0.82%	14.55%	15.70%	10.30%
U.S. Government Corporate Bonds	1.66%	0.00%	1.22%	0.29%	0.15%
Short-term	0.40%	0.40%	-	-	-
Commercial Paper	2.61%	2.61%	-	-	-
Pooled Funds	4.51%	4.51%	-	-	-
U.S. Agencies	-	-	-	-	-
Percent of Rated Portfolio	8.37%	16.81%	22.78%	32.04%	

SECURITIES LENDING TRANSACTIONS

Credit Risk — The quality ratings of investments held as collateral for Securities Lending are as follows:

Investment Type and Fair Value of Securities Lending Transactions (In thousands) June 30, 2007

Investment Type and Fair Value of Securities Lending Transactions (In thousands)	SAP Quality Ratings										Total
	AAA	AA	A	BBB	BB	B	CCC & Below	Short term	Not Rated		
U.S. Government Corporate Bonds	\$ 4,767	\$ 5,545	\$ 3,453	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 13,765
U.S. Government Corporate Bonds	6,600	3,483	129	-	-	-	-	-	-	-	10,212
U.S. Government Corporate Bonds	129	-	-	-	-	-	-	-	-	-	129
Short-term	-	-	-	-	-	-	-	3,172	-	-	3,172
Commercial Paper	9,433	-	-	-	-	-	-	-	-	-	9,433
Pooled Funds	-	-	-	-	-	-	-	40	-	-	40
Repurchase Agreements	-	-	-	-	-	-	-	15,700	-	-	15,700
Repurchase Agreements	-	-	-	-	-	-	-	10,793	-	-	10,793
Bank Notes	15	1,578	2,485	-	-	-	-	1,311	-	-	3,229
Other	-	-	-	-	-	-	-	5,708	-	-	5,708
Total	\$14,340	\$8,255	\$6,555	\$-	\$-	\$-	\$-	\$20,383	\$15,720	\$6,575	\$69,510
Percent of Securities Lending Portfolio	21.81%	13.11%	9.97%	-	-	-	-	31.00%	23.91%	100.00%	

Investment Type*	June 30, 2007										Total
	AAA	AA	A	BBB	BB	B	CCC & Below	Short term	Not Rated		
U.S. Government Corporate Bonds	\$ 4,305	\$ 5,350	\$ 10,933	\$ -	\$ -	\$ -	\$ -	\$ 2,333	\$ 311	\$ -	\$ 21,322
U.S. Government Corporate Bonds	279	-	-	-	-	-	-	279	-	-	279
Short-term	-	-	-	-	-	-	-	2,989	-	-	2,989
Commercial Paper	9,327	-	-	-	-	-	-	1,100	14,509	-	9,327
Pooled Funds	-	-	-	-	-	-	-	199	15,409	-	15,409
Repurchase Agreements	-	-	-	-	-	-	-	779	7,850	-	7,850
Certificate of Deposits	33	3,851	3,167	-	-	-	-	188	-	-	7,439
Bank Notes	-	-	-	-	-	-	-	-	-	-	-
Other	-	-	-	-	-	-	-	-	-	-	-
Total	\$13,585	\$18,549	\$15,147	\$-	\$-	\$-	\$-	\$7,169	\$14,620	\$6,510	\$69,510
Percent of Securities Lending Portfolio	19.54%	27.26%	21.85%	-	-	-	-	10.31%	21.03%	100.00%	

Interest Rate Risk — The lengths of investment maturities (in years) of the collateral for Securities Lending are as follows:

Years to Maturity Investment Type (In thousands) June 30, 2007	Investment Maturities				
	Fair Value	Less than one year	One to five years	Six to ten years	More than ten years
U.S. Government	\$ -	\$ -	\$ -	\$ -	\$ -
Corporate Bonds	20,385	6,490	13,895	-	-
Yankee Bonds	129	45	84	-	-
Short-term:					
Commercial Paper	3,172	3,172	-	-	-
Pooled Funds	9,433	9,433	-	-	-
Repurchase Agreements	15,740	15,740	-	-	-
Certificates of Deposits	10,793	8,749	2,044	-	-
Bank Notes	5,791	1,409	4,382	-	-
Other	308	253	55	-	-
Total	\$ 65,751	\$ 45,291	\$ 20,460	\$ -	\$ -
Percent of Securities Lending Portfolio	100.00%	68.88%	31.12%	- %	- %
June 30, 2006	Fair Value	Less than one year	One to five years	Six to ten years	More than ten years
U.S. Government	\$ -	\$ -	\$ -	\$ -	\$ -
Corporate Bonds	23,522	1,796	21,726	-	-
Yankee Bonds	279	279	-	-	-
Short Term:					
Commercial Paper	2,989	2,989	-	-	-
Pooled Funds	9,327	9,327	-	-	-
Repurchase Agreements	15,409	15,409	-	-	-
Certificates of Deposits	10,478	199	10,279	-	-
Bank Notes	7,350	60	7,290	-	-
Other	156	156	-	-	-
Total	\$ 69,510	\$ 30,215	\$ 39,295	\$ -	\$ -

4. FUNDING

The ACNY provides that FIRE transfer to the Fund an amount equal to certain excess earnings on equity investments limited to the unfunded Accumulated Benefit Obligation ("ABO") of the Fund. Excess earnings are defined as the amount by which earnings on equity investments of FIRE exceed what the earnings would have been had such funds been invested at a yield comparable to that available from fixed-income securities ("Hypothetical Fixed Income Security Earnings"), less any cumulative deficiencies. The Fund also receives credit for investment earnings on Fund assets.

The calculation of the Hypothetical Fixed Income Security Earnings requires the determination of the Hypothetical Interest Rate ("HIR"), which is computed by the Comptroller.

For Fiscal Year 2007, the excess earnings of FIRE, inclusive of prior year's cumulative deficiencies, are estimated to be equal to zero and, therefore, no transfer will be due from FIRE to the Fund as of June 30, 2007.

For Fiscal Year 2006, the excess earnings of FIRE, inclusive of prior year's cumulative deficiencies, were estimated to be equal to zero and, therefore, no transfer was due from FIRE to the Fund as of June 30, 2006.

In addition, Chapter 480 of the Laws of 1993 states that if the assets of the Fund are less than the amount required to pay the retirees' guaranteed scheduled annual supplemental benefit payments, then the City is required by law to fund the difference. However, it is not anticipated that the City will be required to contribute directly to the Fund. The amount shown below as the ABO is the measure of the present value of supplemental benefits estimated to be payable in the future as a result of employee service-to-date. The ABO is calculated as the actuarial present value of credited projected benefits, prorated on service and is intended to help users assess the funded status of the Fund on a going-concern basis, assess progress made in accumulating sufficient assets to pay benefits when due and make comparisons among variable supplements funds.

Actuarial valuations of the Fund are performed annually as of June 30.

A comparison of the ABO as calculated by the Actuary with the Plan net assets held in trust for benefits as of June 30, 2006 and June 30, 2005 follows:

	Amount as of June 30	
	2006	2005
	(In millions)	
Accumulated benefit obligation for:		
Retirees currently receiving benefits	\$185.7	\$182.9
Active employees	138.1	135.1
Total accumulated benefit obligation *,**	323.8	318.0
Plan net assets held in trust for benefits ***	310.5	295.9
Unfunded accumulated benefit obligation	13.3	22.1

* The June 30, 2006 and June 30, 2005 ABOs decreased by approximately \$9.3 million and \$16.9 million, respectively, compared to those projected prior to the enactment of Chapters 119/95, 390/98 and 125/00.

** These total ABOs have been reduced by accrued benefits payable. This basis of reporting the total ABO is consistent with that used to report Plan net assets held in trust for benefits in these financial statements, but may differ from the bases used for other purposes.

*** See Note 2 for valuation of investments in the calculation of Plan net assets held in trust for benefits.

The June 30, 2006 actuarial valuation used to determine the ABO, is based on the same actuarial assumptions and methods as were used in the actuarial valuation as of June 30, 2005.

For purposes of the June 30, 2006 and June 30, 2005 actuarial valuations of the Fund, Chapter 125/00 has been taken into account in the determination of the unfunded ABO relative to the Supplemental benefit increases that began Fiscal Year 2001 and to the automatic COLA provided for Fiscal Year 2002 and each future year (Note 1).

Sections 13-384 and 13-394 of the ACNY provide that the Boards of Trustees of the Fund and the FFVSF shall adopt, upon the recommendation of the Actuary, actuarial

assumptions as to interest rate, mortality of retirees and estimated number of active members of FIRE in service as of each June 30 who will retire for service with 20 or more years of service as Firefighters and Fire Officers, for use in making annual valuations of liabilities.

The following actuarial assumptions represent the recommendations of the Actuary and were used in the actuarial calculations to determine the ABO as of June 30, 2006 and 2005, respectively:

	June 30, 2006	June 30, 2005
Investment rate of return	8.0% per annum. (1)	8.0% per annum. (1)
Postretirement mortality	Tables adopted by FIRE during Fiscal Year 2006.	Tables adopted by FIRE during Fiscal Year 2006.
Active service: withdrawal, death and disability	Tables adopted by FIRE during Fiscal Year 2006.	Tables adopted by FIRE during Fiscal Year 2006.
Service retirement	Tables adopted by FIRE during Fiscal Year 2006.	Tables adopted by FIRE during Fiscal Year 2006.
Percentage of all active FIRE members estimated to retire for service with 20 or more years of service as Fire Officers	32%	32%
Percentage of all active Fire Officers estimated to retire for service with 20 or more years of services as Fire Officers	100%	100%
Cost-of-Living Adjustments	1.3% per annum. (1)	1.3% per annum. (1)
Actuarial Asset Valuation Method	Fair Market Value.	Fair Market Value.

(1) Developed assuming a long-term Consumer Price Inflation assumption of 2.5% per year.

5. INVESTMENT ADVISORS

The Comptroller of the City (the "Comptroller") utilizes several investment advisors to manage long-term debt and equity portfolios. Advisors must obtain prior approval before each purchase or sale of a particular security. To be eligible for consideration, investments must meet criteria set forth in governing laws and regulations.

6. RELATED PARTIES

Administrative expenses are paid for by the City. The Comptroller provides certain administrative services to the Fund. The Actuary is appointed to be technical advisor to the Fund and the Office of the Actuary provides related actuarial services to the Fund. The City's Corporation Counsel provides legal services to the Fund. Other administrative services are also provided by the City. The Comptroller has been appointed by law as custodian for the monies and assets of the Plan with revocable discretionary authority. Securities are held by certain banks under custodial agreements with the Comptroller.

7. CONTINGENT LIABILITIES

From time to time, the Fund has a number of claims pending against it and has been named as defendant in a number of lawsuits. The Fund also has certain other contingent liabilities. Management of the Fund, on the advice of legal counsel, believes that such proceedings and contingencies generally do not have a material effect on the Plan's net assets or changes in the Plan's net assets. Under the State statutes and City laws that govern the functioning of the Fund, increases in the obligation of the Fund to members and beneficiaries ordinarily result in increases to the future potential obligations of FIRE.

8. OTHER ACTUARIAL INFORMATION

Actuarial Audit — Pursuant to Section 96 of the New York City Charter, studies of the actuarial assumptions used to value liabilities of the five actuarially-funded New York City Retirement Systems ("NYCRS") are conducted every two years. The most recent study was published by The Segal Company ("Segal") dated November 2006 and analyzed experience for Fiscal Years 2002 through 2005. Segal made recommendations to the actuarial assumptions and methods based on their analysis. The Actuary is reviewing those recommendations.

Revised Actuarial Assumptions and Methods — In accordance with the ACNY and with appropriate practice, the Boards of Trustees of the five actuarially-funded NYCRS are to periodically review and adopt actuarial assumptions as proposed by the Actuary for use in the determination of employer contributions.

Based on a review of an October 2003 experience study by Gabriel, Roeder, Smith & Company ("GRS"), the Actuary issued an August 31, 2005 Report entitled "Proposed Changes in Actuarial Assumptions and Methods for Determining Employer Contributions for Fiscal Years Beginning on and After July 1, 2005 for the New York City Fire Pension Fund" ("August 2005 Report"). Where required, the Board of Trustees of FIRE adopted those changes to actuarial assumptions that required Board approval and the State Legislature and the Governor enacted Chapter 152/06 to provide for those changes to the actuarial assumptions and methods that required legislation, including the AIR assumption of 8.0% per annum.

For the actuarial valuations of the Fund from June 30, 1999 to June 30, 2004 the Actuary used actuarial assumptions that were adopted during Fiscal Year 2000 by the Board of Trustees of FIRE.

For the actuarial valuations of the Fund beginning June 30, 2005, the Actuary used actuarial assumptions that were adopted during Fiscal Year 2006 by the Board of Trustees of FIRE.

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HOUSING PRESERVATION & DEVELOPMENT

■ NOTICE

**OFFICE OF PRESERVATION SERVICES
CERTIFICATION OF NO HARASSMENT UNIT**

**REQUEST FOR COMMENT ON APPLICATION FOR
CERTIFICATION OF NO HARASSMENT PURSUANT
TO LOCAL LAW 19 OF 1983**

DATE OF NOTICE: May 8, 2008

**TO: OCCUPANTS, FORMER OCCUPANTS AND
OTHER INTERESTED PARTIES OF**

Address	Application #	Inquiry Period
314 West 83rd Street, Manhattan	32/08	April 11, 2005 to Present
369 West 46th Street, Manhattan	33/08	April 11, 2005 to Present
141 East 39th Street, Manhattan	36/08	April 16, 2005 to Present
a/k/a 145 East 39th Street		
85 Irving Place, Manhattan	37/08	April 16, 2005 to Present
a/k/a 18 Gramercy Park South		
220 West 79th Street, Manhattan	39/08	April 25, 2005 to Present
19 West 103rd Street, Manhattan	40/08	April 25, 2005 to Present
209 East 14th Street, Manhattan	41/08	April 29, 2005 to Present
797 Quincy Street, Brooklyn	34/08	April 14, 2005 to Present
166 Herkimer Street, Brooklyn	35/08	April 15, 2005 to Present
100 Lefferts Place, Brooklyn	38/08	April 23, 2005 to Present

The Department of Housing Preservation and Development has received an application for a certification that during the inquiry period noted for the premises above, that no harassment has occurred at such premises in the form of threats, use of physical force, deprivation of essential services such as heat, water, gas or electric, or by any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy. Upon the issuance of a Certification, an owner can legally convert the premises to non-single room occupancy use.

Comments as to whether harassment has occurred at the premises should be submitted to the Anti-Harassment Unit, 100 Gold Street, 3rd Floor, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement call (212) 863-8272.

m8-15

**OFFICE OF PRESERVATION SERVICES
CERTIFICATION OF NO HARASSMENT UNIT**

**REQUEST FOR COMMENT ON APPLICATION FOR
CERTIFICATION OF NO HARASSMENT PURSUANT
TO THE SPECIAL CLINTON DISTRICT PROVISIONS
OF THE ZONING RESOLUTION**

DATE OF NOTICE: May 8, 2008

**TO: OCCUPANTS, FORMER OCCUPANTS AND
OTHER INTERESTED PARTIES OF**

Address	Application #	Inquiry Period
369 West 46th Street, Manhattan	33/08	April 11, 1993 to Present

Prior to the issuance of a permit by the Department of Buildings for the alteration or demolition of residential buildings in certain areas of the **Special Clinton District**, the Department of Housing Preservation and Development is required to certify that: 1) prior to evicting or otherwise terminating the occupancy of any tenant preparatory to alteration or demolition, the owner shall have notified HPD of the owner's intention to alter or demolish the building and 2) the eviction and relocation practices followed by the owner of the building satisfy all applicable legal requirements and that no harassment has occurred.

The owner of the building located at the above-referenced address seeks the issuance of an HPD Certification. The owner has represented and certified to HPD of the owner's intention to alter or demolish the building and that the eviction and relocation practices followed by the owner satisfy all applicable legal requirements and that no harassment has occurred. For your information HPD considers harassment to include, but not be limited to, the threatened or actual use of physical force, deprivation of essential services such as heat, water, gas or electric, or any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy.

HPD requests that if you have any comments or evidence of unlawful eviction and relocation practices or harassment occurring at the above referenced premises that you notify the Anti-Harassment Unit, 3rd Floor, 100 Gold Street, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement call (212) 863-8272.

m8-15

**INFORMATION TECHNOLOGY AND
TELECOMMUNICATIONS**

■ NOTICE

**ACCESS NYC Terminals - Free Computer Giveaway*
Request an Application Today!**

We want to make ACCESS NYC even more available to the public, so we're **GIVING AWAY** over 500 ACCESS NYC terminals to qualified 501c3 organizations. The awarded terminals will be dedicated computer stations (computer and printer) for clients to screen themselves for benefits using the ACCESS NYC website (www.nyc.gov/accessnyc).

Awards will be made on a first-come-first-serve basis to all qualified 501c3 organizations. All applications must be postmarked no later than May 31, 2008.

If your organization is interested in submitting an application for an ACCESS NYC terminal(s), please send an email request for application instructions to

Sabrina Smith-Sweeney
Director of Training & Outreach
accessnyc@hhsconnect.nyc.gov

*Funded by the Center for Economic Opportunity (CEO)

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READER'S GUIDE

The City Record (CR) is, published each business day and includes notices of proposed New York City procurement actions, contract awards, and other procurement-related information. Solicitation notices for most procurements valued at or above \$100,000 for information technology and for construction and construction related services, above \$50,000 for other services, and above \$25,000 for other goods are published for at least one day. Other types of procurements, such as sole source, require notice in the City Record for five consecutive days. Unless otherwise specified, the agencies and offices listed are open for business Mondays thru Fridays from 9:00 A.M. to 5:00 P.M. except legal holidays.

NOTICE TO ALL NEW YORK CITY CONTRACTORS

The New York State Constitution ensures that all laborers, workers or mechanics employed by a contractor or subcontractor doing public work are to be paid the same wage rate that prevails in the trade where the public work is being done. Additionally, New York State Labor Law §§ 220 and 230 provide that a contractor or subcontractor doing public work in construction or building service must pay its employees no less than the prevailing wage. Section 6-109 (the Living Wage Law) of the New York City Administrative Code also provides for a "living wage", as well as prevailing wage, to be paid to workers employed by City contractors in certain occupations. The Comptroller of the City of New York is mandated to enforce prevailing wage. Contact the NYC Comptrollers Office at www.comptroller.nyc.gov, click on Labor Law Schedules to view rates.

New York City's "Burma Law" (Local Law No. 33 of 1997) No Longer to be Enforced. In light of the United States Supreme Court's decision in **Crosby v. National Foreign Trade Council**, 530 U.S. 363 (2000), the City has determined that New York City's Local Law No. 33 of 1997 (codified in Administrative Code Section 6-115 and Charter Section 1524), which restricts City business with banks and companies doing business in Burma, is unconstitutional. This is to advise, therefore, that the language relating to Burma contained in existing New York City contracts may not be enforced.

CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed to the City's prestige as a global destination.

VENDOR ENROLLMENT APPLICATION

New York City procures approximately \$7 billion worth of goods, services, construction and construction-related services every year. The NYC Procurement Policy Board Rules require that agencies primarily solicit from established mailing lists called bidder/proposer lists. To register for these lists--free of charge-, prospective suppliers should fill out and submit the NYC-FMS Vendor Enrollment application.

- Online at NYC.gov/selltonyc
- To request a hardcopy application, call the Vendor Enrollment Center at (212) 857-1680.

Attention Existing Suppliers:

Even if you already do business with NYC agencies, be sure to fill out an application. We are switching over to citywide, centralized Bidders Lists instead of the agency-specific lists previously used to issue notices about upcoming contract opportunities. To continue receiving notices of New York City contract opportunities, you must fill out and submit a NYC-FMS Vendor Enrollment application.

If you are uncertain whether you have already submitted an application, call us at (212) 857-1680.

SELLING TO GOVERNMENT TRAINING WORKSHOP

New and experienced vendors are encouraged to register for a free training course on how to do business with New York City. "Selling to Government" workshops are conducted by the Department of Small Business Services, 110 William Street, New York, NY 10038. Morning and afternoon sessions are convened on the first Tuesday of each month. For more information, and to register, call (212) 618-8845.

PRE-QUALIFIED LIST

New York City procurement policy permits agencies to develop and solicit from pre-qualified lists of vendors, under prescribed circumstance. When it is decided by an agency to develop a pre-qualified list, criteria for pre-qualification must be clearly explained in the solicitation and notice of the opportunity to pre-qualify for that solicitation must be published in at least five issues of the CR.

Information and qualification questionnaires for inclusion on such list may be obtained directly from the Agency Chief Contracting Officer at each agency, (see Vendor Information Manual). A completed qualification Questionnaire may be submitted to the Chief Contracting Officer at any time, unless otherwise indicated and action (approval or denial) shall be taken by the agency within 90 days from the date of submission. Any denial or revocation of pre-qualified status can be appealed to the Office of Administrative Trials and Hearings, (OATH), Section 3-11 of the Procurement Policy Board Rules describes the criteria for the general use of pre-qualified lists.

NON-MAYORAL ENTITIES

The following agencies are not subject to Procurement Policy Board rules and do not follow all of the above procedures: City University, Department of Education, Metropolitan Transportation Authority, Health & Hospitals Corporation, Housing Authority. Suppliers interested in applying for inclusion on bidders list should contact these entities directly (see Vendor Information Manual) at the addresses given.

PUBLIC ACCESS CENTER

The Public Access Center is available to suppliers and the public as a central source for supplier-related information through on-line computer access. The Center is located at 253 Broadway, 9th floor, in lower Manhattan, and is open Monday through Friday from 10:00 A.M to 3:00 P.M. For information, contact the Mayor's Office of Contract Services at (212) 788-0010.

ATTENTION: NEW YORK CITY MINORITY AND WOMEN OWNED BUSINESS ENTERPRISES

Join the growing number of Minority and Women Owned Business Enterprises (M/WBEs) that are competing for New York City's business. In order to become certified for the program, your company must substantiate that it: (1) is at least fifty-one percent (51%) owned, operated and controlled by a minority or woman and (2) is either located in New York City or has a significant tie to New York City's business community. To obtain a copy of the certification application and to learn more about the program, contact the New York City Department of Small Business Services, 110 William Street, 2nd Floor, New York, New York 10038 (212) 513-6311.

PROMPT PAYMENT

It is the policy of the City of New York to pay its bills promptly. The Procurement Policy Board Rules generally require that the City pay its bills within 30 days after the receipt of a proper invoice. The City now pays interest on all late invoices. The grace period that formerly existed was eliminated on July 1, 2000. However, there are certain types of payments that are not eligible for interest. These are listed in Section 4-06 of the Procurement Policy Board Rules. The Comptroller and OMB determine the interest rate on late payments twice a year, in January and in July.

PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City Website, <http://NYC.GOV.Selltonyc>

COMMON ABBREVIATIONS USED IN THE CR

The CR contains many abbreviations. Listed below are simple explanations of some of the most common ones appearing in the CR:

- AB Acceptable Brands List
- AC Accelerated Procurement
- AMT Amount of Contract
- BL Bidders List
- CSB Competitive Sealed Bidding (including multi-step)
- CB/PQ CB from Pre-qualified Vendor List
- CP Competitive Sealed Proposal (including multi-step)
- CP/PQ CP from Pre-qualified Vendor List
- CR The City Record newspaper
- DA Date bid/proposal documents available
- DUE Bid/Proposal due date; bid opening date
- EM Emergency Procurement
- IG Intergovernmental Purchasing
- LBE Locally Based Business Enterprise
- M/WBE Minority/Women's Business Enterprise
- NA Negotiated Acquisition
- NOTICE.... Date Intent to Negotiate Notice was published in CR
- OLB..... Award to Other Than Lowest Responsible & Responsive Bidder/Proposer
- PIN..... Procurement Identification Number
- PPB Procurement Policy Board
- PQ Pre-qualified Vendors List
- RS..... Source required by state/federal law or grant
- SCE Service Contract Short-Term Extension
- DP Demonstration Project
- SS Sole Source Procurement
- ST/FED Subject to State &/or Federal requirements

KEY TO METHODS OF SOURCE SELECTION

The Procurement Policy Board (PPB) of the City of New York has by rule defined the appropriate methods of source selection for City procurement and reasons justifying their use. The CR procurement notices of many agencies include an abbreviated reference to the source selection method utilized. The following is a list of those methods and the abbreviations used:

- CSB **Competitive Sealed Bidding** (including multi-step)
Special Case Solicitations / Summary of Circumstances:
- CP **Competitive Sealed Proposal** (including multi-step)
- CP/1 Specifications not sufficiently definite
- CP/2 Judgement required in best interest of City
- CP/3 Testing required to evaluate
- CB/PQ/4
- CP/PQ/4 **CB or CP from Pre-qualified Vendor List/** Advance qualification screening needed
- DP Demonstration Project
- SS **Sole Source Procurement/**only one source
- RS..... Procurement from a Required Source/ST/FED
- NA Negotiated Acquisition
For ongoing construction project only:
- NA/8 Compelling programmatic needs

- NA/9 New contractor needed for changed/additional work
- NA/10 Change in scope, essential to solicit one or limited number of contractors
- NA/11 Immediate successor contractor required due to termination/default
For Legal services only:
- NA/12 Specialized legal devices needed; CP not advantageous
- WA **Solicitation Based on Waiver/Summary of Circumstances** (Client Services/BSB or CP only)
- WA1 Prevent loss of sudden outside funding
- WA2 Existing contractor unavailable/immediate need
- WA3 Unsuccessful efforts to contract/need continues
- IG **Intergovernmental Purchasing** (award only)
- IG/F Federal
- IG/S State
- IG/O Other
- EM **Emergency Procurement** (award only) An unforeseen danger to:
- EM/A Life
- EM/B Safety
- EM/C Property
- EM/D A necessary service
- AC **Accelerated Procurement/**markets with significant short-term price fluctuations
- SCE **Service Contract Extension/**insufficient time; necessary service; fair price
Award to Other Than Lowest Responsible & Responsive Bidder or Proposer / Reason (award only)
- OLB/a anti-apartheid preference
- OLB/b local vendor preference
- OLB/c recycled preference
- OLB/d other: (specify)

HOW TO READ CR PROCUREMENT NOTICES

Procurement Notices in the CR are arranged by alphabetically listed Agencies, and within Agency, by Division if any. The notices for each Agency (or Division) are further divided into three subsections: Solicitations, Awards; and Lists & Miscellaneous notices. Each of these subsections separately lists notices pertaining to Goods, Services, or Construction.

Notices of Public Hearings on Contract Awards appear at the end of the Procurement Section. At the end of each Agency (or Division) listing is a paragraph giving the specific address to contact to secure, examine and/or to submit bid or proposal documents, forms, plans, specifications, and other information, as well as where bids will be publicly opened and read. This address should be used for the purpose specified UNLESS a different one is given in the individual notice. In that event, the directions in the individual notice should be followed. The following is a SAMPLE notice and an explanation of the notice format used by the CR.

SAMPLE NOTICE:

POLICE

DEPARTMENT OF YOUTH SERVICES

■ SOLICITATIONS

Services (Other Than Human Services)

BUS SERVICES FOR CITY YOUTH PROGRAM – Competitive Sealed Bids – PIN# 056020000293 – DUE 04-21-03 AT 11:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. Manuel Cruz (646) 610-5225.

ITEM	EXPLANATION
POLICE DEPARTMENT	Name of contracting agency
DEPARTMENT OF YOUTH SERVICES	Name of contracting division
■ SOLICITATIONS	Type of Procurement action
<i>Services (Other Than Human Services)</i>	Category of procurement
BUS SERVICES FOR CITY YOUTH PROGRAM	Short Title
CSB	Method of source selection
PIN # 056020000293	Procurement identification number
DUE 04-21-03 AT 11:00 am	Bid submission due 4-21-03 by 11:00 am; bid opening date/time is the same.
<i>Use the following address unless otherwise specified in notice, to secure, examine-submit bid/proposal documents; etc.</i>	Paragraph at the end of Agency Division listing giving contact information, or submit bid/information or and Agency Contact address
	NYPD, Contract Administration Unit 51 Chambers Street, Room 310 New York, NY 10007. Manuel Cruz (646) 610-5225.

NUMBERED NOTES

Numbered Notes are Footnotes. If a Numbered Note is referenced in a notice, the note so referenced must be read as part of the notice. **1.** All bid deposits must be by company certified check or money order made payable to Agency or Company.