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THE CITY RECORD

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

QUEENS BOROUGH PRESIDENT

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN given that a Public Hearing will be held by the Borough President of Queens, Helen Marshall, on Thursday, May 22, 2008 at 10:30 A.M., in the Borough Presidents Conference Room located at 120-55 Queens Boulevard, Kew Gardens, New York 11424, on the following items:

CD 07 - BSA# 1098-83 BZ - IN THE MATTER OF an application submitted by Walter T. Gorman, P.E. on behalf of Joseph, M. Mattone, Estate of James J. Mannix, pursuant to Section 73-11 of the NYC Zoning Resolution, to waive the rules of practice and procedure and amend and extend the term of an existing special permit for a period of ten (10) years for continued operation of a gasoline service station in an R5/C1-2 district located at **147-10 Northern Boulevard**, Block 5016, Lot 18, Zoning Map 10c, Flushing, Borough of Queens.

CD 13 - BSA# 85-08 BZ - IN THE MATTER OF an application submitted by Slater & Beckerman, LLP on behalf of Braddock Avenue Owners, Inc., pursuant to Section 73-30 of the NYC Zoning Resolution, for a special permit for a non-accessory radio facility as part of New York City Department of Information Technology and Telecommunications (DoITT) New York City Wireless Network (NYCWIn) in an R4 district located at **222-89 Braddock Avenue**, Block 7968, Lot 31, Zoning Map 15a, Queens Village, Borough of Queens.

CD 03 - ULURP# 060466 MMQ - IN THE MATTER OF an application submitted by Slater & Beckerman, LLP on behalf of GTJ Co. Inc., pursuant to Sections 197-c and 199 of the NYC Charter and Section 5-430 et. of the NYC Administrative Code for an amendment to the City Map to allow the discontinuance and closing of 88th Street between 23rd Avenue and 24th Avenue and portions 24th Avenue between 88th Street and 90th Place; the delineation of a permanent sewer easement; The adjustment of grades necessitated thereby; and acquisition or disposition of real properties related thereto, in Community District 3, Zoning Map 9C, East Elmhurst Borough of Queens.

CD 14 - ULURP# 080371 ZMQ - IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the NYC Charter for an amendment of the Zoning Map, Section Nos. 25b, 30b, 30c, 31a affecting all or portions of 280 blocks in Rockaway, Borough of Queens.

NOTE: Individuals requesting Sign Language Interpreters should contact the Borough President's Office, (718) 286-2860, TDD users should call (718) 286-2656, no later than FIVE BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

☛ m16-22

CITY COUNCIL

■ NOTICE

NOTICE IS HEREBY GIVEN THAT the Council has scheduled the following public hearings on the matters indicated below:

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 9:30 A.M. on Tuesday, May 20, 2008:

SPORTS PLUS CAFÉ, INC.

BRONX CB - 9 20075306 TCX
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition for Sports Plus Café, Inc., to continue to maintain and operate an unenclosed sidewalk café located at 1161 Castle Hill Avenue.

VILLAGE DEN RESTAURANT

MANHATTAN CB - 2 20085221 TCM
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Twelfth Street Corp., d/b/a as Village Den Restaurant, to continue to maintain and operate an unenclosed sidewalk café located at 225 West 12th Street.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 11:00 A.M. on Tuesday, May 20, 2008:

P.S. 163-BROOKLYN

BROOKLYN CB - 11 20085211 SCK
Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, 665-seat primary/intermediate school facility to be located at 109 Bay 14th Street (Tax Block 6399, Tax Lot 26 in portion), Community School District No. 20.

BATTERY PARK CITY P/I SCHOOL

MANHATTAN CB - 1 20085305 SCM
Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, 950-seat primary/intermediate school facility to be generally located on the eastside of Battery Place between First Place and Second Place in the Battery Park City section of Manhattan (Block 16, Lot 40), Community School District No. 2.

P.S. 48-QUEENS

QUEENS CB - 12 20085164 SCQ
Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, 650-seat primary/intermediate school facility to be generally located on the southeast corner of 155th Street and 108th Avenue in the Jamaica section of Queens (Block 10144, Lot 42 in portion), Community School District No. 28.

30TH STREET PIER LEASE

BROOKLYN CB - 7 20085592 PNK
Application pursuant to §1301(2)(f) and (g) of the New York

City Charter concerning the proposed maritime lease at the South Brooklyn Marine Terminal between the Department of Small Business Services and Sims Municipal Recycling of New York LLC.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 1:00 P.M. on Tuesday, May 20, 2008:

Proposals subject to Council review and action pursuant to the Urban Development Action Area Act, Article 16 of the New York General Municipal Law, at the request of the Department of Housing Preservation and Development ("HPD"), which requests that the Council:

- Find that the present status of the listed areas tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Projects are consistent with the policy and purposes of Section 691 of the General Municipal Law;
- Waive the area designation requirement of Section 693 of the General Municipal Law pursuant to said Section;
- Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law;
- Approve the projects as Urban Development Action Area Projects pursuant to Section 694 of the General Municipal Law; and
- Approve an exemption of the projects from real property taxes pursuant to Section 696 of the General Municipal Law for 20085534 HAK, 20085535 HAK and 20085536 HAK.

NON-ULURP NO.	ADDRESS	BLOCK/LOT	BORO	PROGRAM	COMMUNITY BOARD
20085533 HAK	572 Pacific Street	928/17	Brooklyn	Asset Sales	06
20085534 HAK	274 Wilson Avenue 439 Wilson Avenue 1297 Putnam Avenue 360, 366 Linden Street 1015 Halsey Street	3297/33 370/04 3369/53 3337/18,20 3401/40	Brooklyn	New Foundations	04
20085535 HAK	2425, 2427 Mermaid Ave. 3216 Mermaid Avenue 2814-2816 W. 16th Street 3566 Canal Avenue	7014/52,53 7048/06 7021/16 6978/22	Brooklyn	New Foundations	13
20085536 HAK	569 Christopher Ave. 533 Thatford Avenue 156, 158, 160, 166, & 168 Riverdale Avenue 434 Bristol Street 152, 154, 156 Newport St.	3856/05 3627/55 3600/29,31,32,34,134 3600/35 3613/31,32,33	Brooklyn	New Foundations	16
20085537 HAQ	419 Beach 45th Street	15968/102	Queens	Asset Sales	14
20085538 HAR	200 Vanderbilt Avenue	2868/26	Staten Island	Asset Sales	01
20085539 HAM	1463, 1465, 1475 & 1473 Fifth Avenue	1745/2,3,69	Manhattan	Cornerstone	11

m14-20

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, June 4, 2008, commencing at 10:00 A.M.

BOROUGH OF BRONX

No. 1

ST. ANN'S AVENUE DEVELOPMENT

CD 1 C 050018 ZMX

IN THE MATTER OF an application submitted by Ebling Partners LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 6c:

- 1. changing from an M1-1 District to an R7X District property bounded by East 159th Street, Eagle Avenue, East 156th Street and St. Ann's Avenue; and
2. establishing within the proposed R7X District a C2-3 District bounded by East 159 Street, a line 100 feet southeasterly of St. Ann's Avenue, East 156th Street, and St. Ann's Avenue,

as shown on a diagram (for illustrative purposes only) dated March 24, 2008.

BOROUGH OF BROOKLYN

No. 2

CARROLL GARDENS ZONING TEXT AMENDMENT

CD 6 N 080345 ZRK

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 the modification of bulk regulations in Articles II and III, relating to certain narrow streets in Community District 6 in the Borough of Brooklyn.

Matter Underlined is new, to be added; Matter in Strikethrough is old, to be deleted; Matter within # # is defined in Section 12-10; * * * indicate where unchanged text appears in the Zoning Resolution

* * *

23-10 OPEN SPACE AND FLOOR AREA REGULATIONS

* * *

23-145 For residential buildings developed or enlarged pursuant to the Quality Housing Program

R6 R7 R8 R9 R10

In the districts indicated, the maximum #lot coverage# and the maximum #floor area ratio# for any #residential building# on a #zoning lot developed# or #enlarged# pursuant to the Quality Housing Program shall be as set forth in the following table and the maximums for #developments#, or #enlargements# where permitted, located within 100 feet of a #wide street# in R6, R7 or R8 Districts without a letter suffix outside the #Manhattan Core#, shall be as designated by the same district with an asterisk. In an R6 District inside the #Manhattan Core# located within 100 feet of a #wide street#, the maximums shall be indicated by the same district with a double asterisk.

MAXIMUM LOT COVERAGE AND FLOOR AREA RATIO FOR QUALITY HOUSING BUILDINGS (in percent) Maximum #Lot Coverage#

Table with 4 columns: District, #Corner Lot#, #Interior Lot# or #Through Lot#, Maximum #Floor Area Ratio#

In Community District 6 in the Borough of Brooklyn, the following #streets# shall be considered #narrow streets# for the purposes of applying #floor area# and open space regulations: Second, Carroll and President Streets, between Smith and Hoyt Streets; First Place, Second Place, Third Place and Fourth Place.

* * *

23-20 DENSITY REGULATIONS

* * *

23-22 Maximum Number of Dwelling Units or Rooming Units

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, the maximum number of #dwelling units# or #rooming units# shall equal the maximum #residential floor area# permitted on the #zoning lot# divided by the applicable factor in the following table. In R1 through R5 Districts, no #rooming units# shall be permitted and any #dwelling unit# shall be occupied by only one #family#. Fractions equal to or greater than three-quarters resulting from this calculation shall be considered to be one #dwelling unit# or #rooming unit#.

For the purposes of this Section, where a #floor area ratio# is determined pursuant to Sections 23-142 or 23-143, notwithstanding the #height factor# of the #building#, the maximum #residential floor area ratio# shall be 2.43 in an R6 District within 100 feet of a #wide street#, 3.44 in an R7 District, and 6.02 in an R8 District. In an R6 District beyond

100 feet of a #wide street#, the maximum #residential floor area ratio# shall be as specified in Sections 23-142 or 23-143, or 2.2, whichever is greater.

In Community District 6 in the Borough of Brooklyn, the following #streets# shall be considered #narrow streets# for the purposes of applying density regulations: Second, Carroll and President Streets, between Smith and Hoyt Streets; First Place, Second Place, Third Place and Fourth Place.

FACTOR FOR DETERMINING MAXIMUM NUMBER OF DWELLING UNITS OR ROOMING UNITS

District Factor for #Dwelling Units# Factor for #Rooming Units#

Table with 3 columns: District, Factor for #Dwelling Units#, Factor for #Rooming Units#

- * for #single-# and #two-family detached# and #semi-detached residences#
** for #residences# in a #predominantly built-up area#
*** for #buildings# subject to the provisions of Section 25-633 (Prohibition of curb cuts in certain districts)

* * *

23-60 HEIGHT AND SETBACK REGULATIONS

* * *

23-67 Special Provisions Relating to Specified Streets

23-671 Special Provisions for Zoning Lots Directly Adjoining Public Parks

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, a #public park# with an area of between one and fifteen acres shall be considered a #wide street# for the purpose of applying the regulations set forth in Section 23-63 (Maximum Height of Front Wall and Required Front Setbacks) to any #building or other structure# on a #zoning lot# adjoining such #public park#. However, the provisions of this Section shall not apply to a #public park# more than 75 percent of which is paved.

23-672 Special provisions for certain streets in Community District 6 in the Borough of Brooklyn

In Community District 6 in the Borough of Brooklyn, the following #streets# shall be considered #narrow streets# for the purposes of applying height and setback regulations: Second, Carroll and President Streets, between Smith and Hoyt Streets; First Place, Second Place, Third Place and Fourth Place.

* * *

24-57 Modifications of Height and Setback Regulations R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, for certain #community facility uses# in specified situations, the Board of Standards and Appeals may modify the regulations set forth in Sections 24-51 to 24-55, inclusive, relating to Height and Setback Regulations, in accordance with the provisions of Section 73-64 (Modifications for Community Facility Uses).

In Community District 6 in the Borough of Brooklyn, the following #streets# shall be considered #narrow streets# for the purposes of applying height and setback regulations: Second, Carroll and President Streets, between Smith and Hoyt Streets; First Place, Second Place, Third Place and Fourth Place.

* * *

35-24 Special Street Wall Location and Height and Setback Regulations in Certain Districts

* * *

TABLE B HEIGHT AND SETBACK FOR BUILDINGS IN NON-CONTEXTUAL DISTRICTS

Table with 4 columns: District, Minimum Base Height, Maximum Base Height, Maximum Building Height

* * *

- * Refers to that portion of a district which is within 100 feet of a #wide street#
** Refers to that portion of a district on a #narrow street#, except within a distance of 100 feet from its intersection with a #wide street#
*** Core refers to #Manhattan Core#.

Note: In Community District 6 in the Borough of Brooklyn, the following #streets# shall be considered #narrow streets# for the purposes of applying height and setback regulations: Second, Carroll and President Streets, between Smith and Hoyt Streets; First Place, Second Place, Third Place and Fourth Place.

BOROUGH OF MANHATTAN

No. 3

HERITAGE HOUSE

CD 11 C 080195 HAM

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 50, 52, 54, 56, 58, and 60 East 131st Street (Block 1755, Lots 45-49, and 146), 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 a six-story building, tentatively known as Heritage House, with approximately 40 residential units, to be developed under the Department of Housing Preservation and Development's Cornerstone Program.

BOROUGH OF QUEENS

No. 4

NYPD MAINTENANCE FACILITY

CD 5 C 080013 PCQ

IN THE MATTER OF an application submitted by the New York City Police Department and the Department of Citywide Administrative Services pursuant to Section 197-c of the New York City Charter for the site selection and acquisition of property located at 49-21 and 48-23 Metropolitan Avenue (Block 2611, lots 460, 470, and p/o lots 452, 454, 1001, and 1002) for use as a vehicle maintenance facility.

YVETTE V. GRUEL, Calendar Officer City Planning Commission, 22 Reade Street, Room 2E, New York, New York 10007, Telephone (212) 720-3370

m16-j4

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.

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 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 pre-condition 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 Widenings
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 Widenings) 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 28th 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 33rd 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 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 therefor;

(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



- Special Hudson Yards District
Subdistricts
Subareas within subdistricts
Phase 1 Hudson Boulevard and Park
Phase 2 Hudson Boulevard and Park
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

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1905)
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 (1/1905)
Map 2: Mandatory Ground Floor Retail

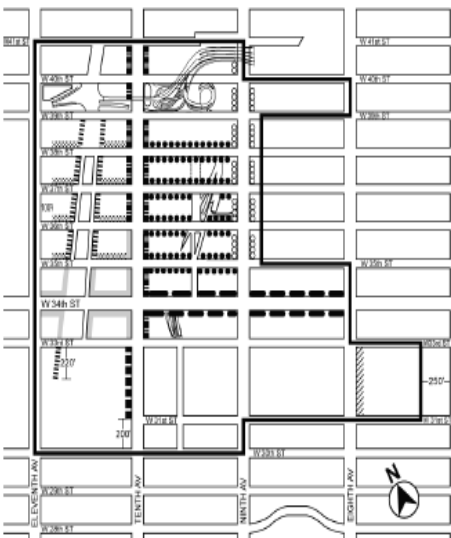


- Special Hudson Yards District
- 100% Retail Requirement
- ▨ 50% Retail Requirement

PROPOSED

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1905)
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 (1/1905)
Map 3: Mandatory Street Wall Requirements



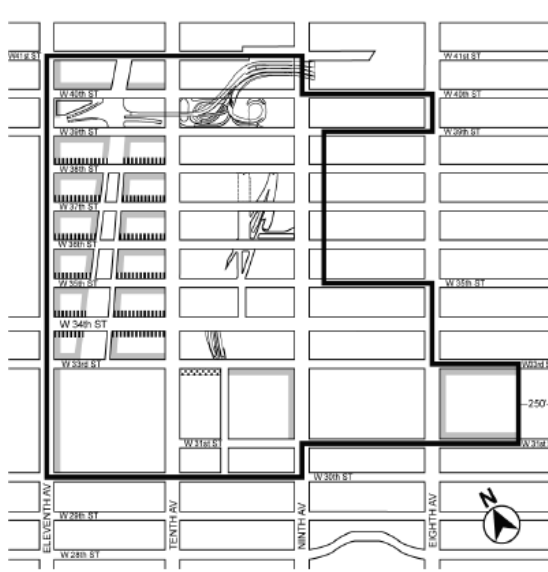
Special Hudson Yards District

	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'	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 (1/1905)
Map 4: Mandatory Sidewalk Widening



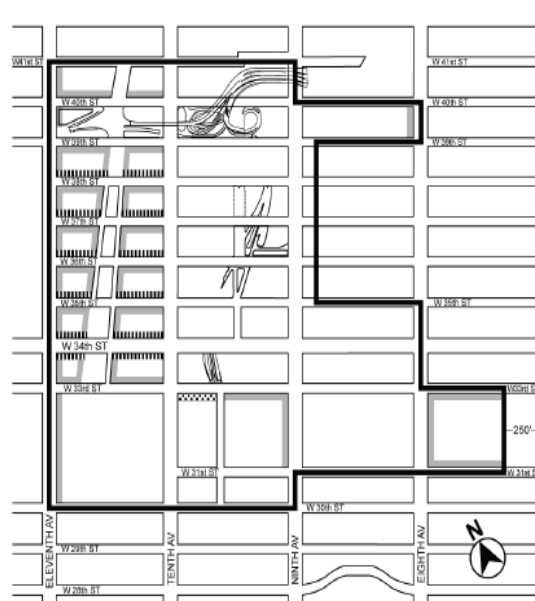
Special Hudson Yards District

- ▨ 10' Sidewalk widening
- ▨ 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

EXISTING

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1905)
Map 4: Mandatory Sidewalk Widening



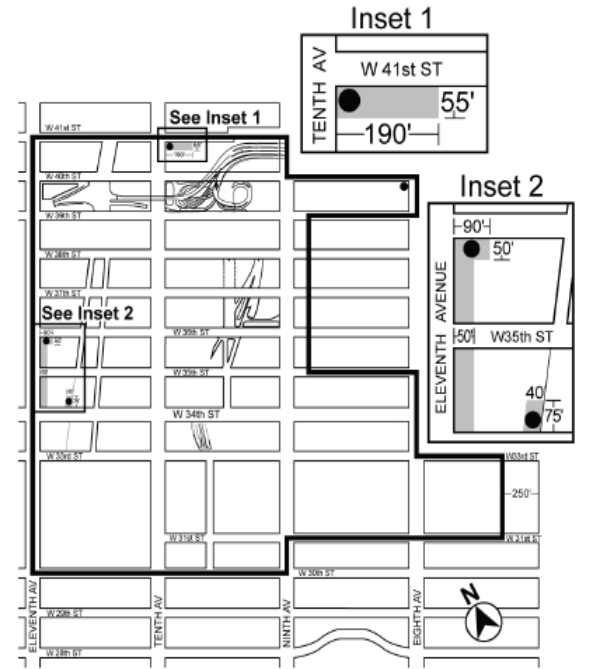
Special Hudson Yards District

- ▨ 10' Sidewalk widening
- ▨ 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

PROPOSED

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1905)
Map 5: Transit Easements and Subway Entrances



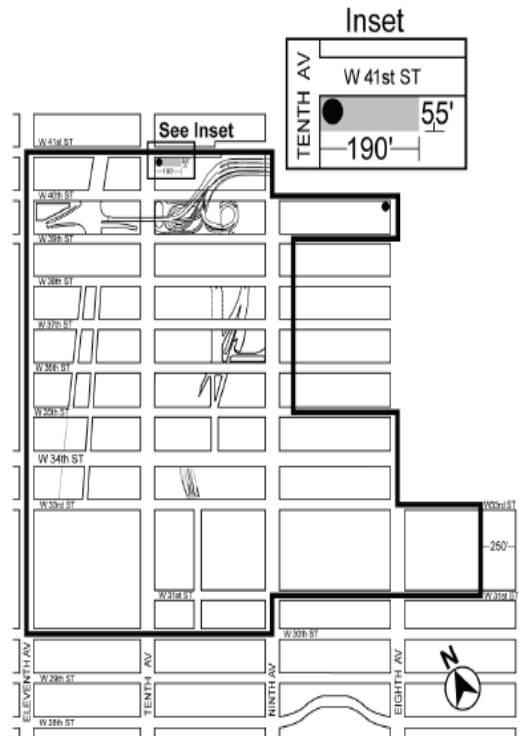
Special Hudson Yards District

- Special Hudson Yards District
- ▨ Transit Easement
- Subway Entrance

EXISTING

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1905)
Map 5: Transit Easement and Subway Entrance



Special Hudson Yards District

- Special Hudson Yards District
- ▨ Transit Easement
- Subway Entrance

PROPOSED

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 BROOKLYN

COMMUNITY BOARD NO. 10 - Monday, May 19, 2008 at 7:15 P.M., Norwegian Christian Home, 1250 67th Street, Brooklyn, NY

#60-08-BZ

Application is hereby made for a special permit to allow the operation of a physical culture establishment at 439 86th Street, Brooklyn, NY.

m13-19

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 29, 2008 commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Environmental Protection and Haks Engineers and Land Surveyors, 40 Wall Street, 11th Floor, New York,

New York 10005 for ER-AC3CM: Construction Management Services for Alley Park Environmental Restoration and Oakland Lake Park Restoration. The Contract term shall be 30 months from the date of the written notice to proceed. The Contract amount shall be \$3,500,000.00 - Location: Queens, New York - PIN# 82608WP01136.

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 16, 2008 to May 29, 2008 between the hours of 9:30 A.M. - 12:00 P.M. and from 1:00 P.M. - 4:00 P.M.

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.

☛ m16

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 29, 2008 commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Environmental Protection and Delaware County Soil & Water Conservation District, 44 West Street, Suite 1, Walton, New York 13856 for DEL-358: Implementation of Stream Management Plans in the Delaware Basin. The Contract term shall be 1,800 consecutive calendar days from the date of the written notice to proceed. The Contract amount shall be \$8,251,000.00 - Location: New York City Watershed Region - PIN# 82608WS00052.

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 16, 2008 to May 29, 2008 between the hours of 9:30 A.M. - 12:00 P.M. and from 1:00 P.M. - 4:00 P.M.

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.

☛ m16

FRANCHISE AND CONCESSION REVIEW COMMITTEE

MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT the Franchise and Concession Review Committee will hold a Special Public Meeting on Tuesday, May 27th, 2008 at 11:00 A.M. at 22 Reade Street, Spector Hall, Borough of Manhattan.

NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, NY 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC MEETING. TDD users should call Verizon relay service.

☛ m16-27

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 P.M. 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 A.M. and 3:30 P.M., 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

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, June 3, 2008, at 9:30 A.M.**, the Landmarks Preservation Commission will conduct a **continued** public hearing at **Tishman Auditorium, New York University School of Law, Vanderbilt Hall, 40 Washington Square South, Borough of Manhattan**, with respect to the following proposed 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.

m16-j3

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	\$14,833
For the period July 1, 2010 to June 30, 2011	\$15,244
For the period July 1, 2011 to June 30, 2012	\$15,655
For the period July 1, 2012 to June 30, 2013	\$16,066
For the period July 1, 2013 to June 30, 2014	\$16,477
For the period July 1, 2014 to June 30, 2015	\$16,888
For the period July 1, 2015 to June 30, 2016	\$17,299
For the period July 1, 2016 to June 30, 2017	\$17,710
For the period July 1, 2017 to June 30, 2018	\$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

SALE BY SEALED BID

SALE OF: MISCELLANEOUS SCRAP METAL

S.P.#: 08019

DUE: June 2, 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.

m16-30

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.

CHIEF MEDICAL EXAMINER

AGENCY CHIEF CONTRACTING OFFICER

AWARDS

Goods & Services

MAINTENANCE, REPAIR, AND CONSUMABLES FOR PERKIN ELMER LAB EQUIP. – Sole Source – Available only from a single source - PIN# 81607ME30014 – AMT: \$336,656.64 – TO: Perkin Elmer Las, Inc., 710 Bridgeport Avenue, Shelton, CT 06484.

m16

DESIGN & CONSTRUCTION

CONTRACT SECTION

SOLICITATIONS

Construction / Construction Services

RECONSTRUCTION OF FULTON STREET, MANHATTAN – Competitive Sealed Bids – PIN# 8502008HW0009C – DUE 07-01-08 AT 11:00 A.M. – PROJECT NO: HWMWTCASB. Contract documents are available for purchasing starting Friday, May 16, 2008 and ending Monday, June 30, 2008. NOTE: Bid documents are available at <http://www.nyc.gov/ddc> NOTE: This is a Federally Aided project to be jointly bid with private utilities Disadvantaged Business Enterprises (DBE) will be afforded full opportunity to submit bids and the City of New York hereby notifies all bidders that it will affirmatively insure that any contract entered into pursuant to this advertisement will be awarded to the lowest responsible bidder without discrimination on the basis of race, color, sex, sexual orientation, national origin, age or place of residence. Prospective bidder's attention is also directed to the requirements of Attachment "H" in Volume 3 of the contract (pages A2-H1 thru A2-H24) concerning DBE participation in the contract. The schedule of proposed DBE participation is to be submitted by the apparent low bidder within 7 business days after the date of the opening of bids. Non-compliance with the 7 day submittal requirement, the stipulations of Schedule "H" or submittal of bids in which any of the prices for lump sum or unit items are significantly unbalanced to the potential detriment of the Department may be cause for determination of non-responsiveness and the rejection of the bid. The award of this contract is subject to the approval of the New York City Department of Design and Construction and the New York State Department of Transportation. DBE Goals: 4 percent. Vendor Source ID#: 51955.

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. Bid documents deposit - \$35.00 per set. Company check or money order. No cash accepted. Late bids will not be accepted. Department of Design and Construction 30-30 Thomson Avenue, First Floor, Long Island City, NY 11101. Ben Perrone (718) 391-2614.

m16

EDUCATION

DIVISION OF CONTRACTS AND PURCHASING

SOLICITATIONS

Services

ENGLISH LANGUAGE LEARNER ASSESSMENTS – RFP – PIN# R0698040 – DUE 06-17-08 AT 5:00 P.M. – To download the RFP, please go to <http://schools.nyc.gov/offices/dcp/vendor/requestsforproposals/default.htm>. If you cannot download, send an e-mail to paul.simms@schools.nyc.gov with your company name, address, phone, fax and e-mail address. Seeking proposals from individual organizations or in partnership with other organizations, to provide English Language Learner Assessments, which are aligned with New York State standards, for NYC's Periodic Assessment Program. There will be a pre-proposal conference at 65 Court Street, 12th Floor, Conference Room 1201, Brooklyn, NY 11201, at 2:30 P.M. on May 23, 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. NYCDOE, Division of Contracts and Purchasing, Room 1201 65 Court Street, Brooklyn, NY 11201, (718) 935-2300 <http://schools.nyc.gov/dcp>

m16

ENVIRONMENTAL PROTECTION

BUREAU OF WASTEWATER TREATMENT

SOLICITATIONS

Services (Other Than Human Services)

INTERCEPTING SEWER CONDITION ASSESSMENT-LP, VARIOUS WATER POLLUTION CONTROL PLANTS, CITYWIDE – Competitive Sealed Bids –

PIN# 82608WPC1154 – DUE 06-04-08 – CORRECTION:

Project #PS-267 - Intercepting Sewer Condition Assessment - LP (Video and Sonar Inspection of limited Access Intercepting Sewers), Citywide. Document fee \$40.00. There will be a pre-bid conference on 5/21/08 at 11:30 A.M. at 165th Street and Riverside Drive, Manhattan, N.Y. Project Manager, Ronald Lochan (718) 595-4724. Vendor ID#: 52059.

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 Environmental Protection, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373. Greg Hall (718) 595-3236, ghall@dep.nyc.gov

m16

AWARDS

Construction Related Services

STRUCTURES AND EQUIPMENT WM-30 CATSKILL AND DELAWARE WATER TREATMENT FACILITY ULTRAVIOLET LIGHT DISINFECTION FACILITY, UPSTATE, NY – Competitive Sealed Bids – PIN# 82607WM00198 – AMT: \$1,109,300,000.00 – TO: SEW Construction, 1616 Whitestone Expwy., Whitestone, New York 11357. CONTRACT: CAT-210G.

● **SERVICE AND REPAIR OF ODOR CONTROL SYSTEMS AT THE CONEY ISLAND WPCP, BROOKLYN** – Competitive Sealed Bids –

PIN# 826081150CS – AMT: \$2,290,470.00 – TO: A.K. Derama Industrial Control Systems, Inc., 34 Russo Place, Berkely Heights, NJ 07922. CONTRACT: 1185-0CS.

● **CATSKILL AND DELAWARE WATER TREATMENT FACILITY ULTRAVIOLET LIGHT DISINFECTION FACILITY (ELECTRICAL), UPSTATE, NY** – Competitive Sealed Bids – PIN# 82607WM00201 – AMT: \$107,525,570.00 – TO: Welsbach Electric Corp., 111-01 14th Ave., College Point, New York 11356. CONTRACT: CAT-210E.

● **PLUMBING AND FIRE PROTECTION, WM-30 CATSKILL AND DELAWARE WATER TREATMENT FACILITY ULTRAVIOLET LIGHT DISINFECTION FACILITY, UPSTATE, NY** – Competitive Sealed Bids – PIN# 82607WM00200 – AMT: \$20,750,000.00 – TO: L.J. Coppola Inc., 8 Gramercy Place, Thornwood, New York 10594. CONTRACT: CAT-210F.

● **CATSKILL AND DELAWARE WATER TREATMENT FACILITY ULTRAVIOLET LIGHT DISINFECTION FACILITY (HVAC), UPSTATE, NY** – Competitive Sealed Bids – PIN# 82607WM00199 – AMT: \$58,750,000.00 – TO: L.J. Coppola Inc., 8 Gramercy Place, Thornwood, New York 10594. CONTRACT: CAT-210H.

m16

FIRE

SOLICITATIONS

Services (Other Than Human Services)

CLEANING AND MAINT. OF SEWER LINES AND CLEANING OF HOUSE DRAIN STOPPAGES – Competitive Sealed Bids – PIN# 057080002413 – DUE 06-12-08 AT 4:00 P.M. – and maintenance of sanitary systems located in Fire Department facilities located throughout the five (5) boroughs.

All questions must be received ten (10) business days prior to the bid due date. Questions received after this period will not be accepted.

The Bid shall be typewritten or written legibly in ink. All alterations including additions, erasures, cross-outs, white-outs or any other changes must be initialed in ink by the bidder. Vendor Source ID#: 52055.

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. Fire Department, 9 MetroTech Center, 5th Floor, Brooklyn, NY 11201. Kristina LeGrand (718) 999-1234, legrandm@fdny.nyc.gov

m16

HEALTH AND HOSPITAL CORPORATION

SOLICITATIONS

Goods

RENTAL OF TENT, TABLES, CHAIRS, DINNERWARE AND LINENS – 1 CSB – BID# QHN 2008 1031 QHC – DUE 06-02-08 AT 1:00 P.M. – For events on June 10th - 12th, 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. Queens Health Network, Procurement Services and Contracts, 82-68 164th Street, "S" Building, 2nd Fl., Jamaica, NY 11432. Diane Pourakis (718) 883-6000.

m16

FURNISH AND INSTALL COMMERCIAL SLIDE GATE OPERATOR – 1 CSB – BID# QHN 2008 1033 EHC – DUE 06-09-08 AT 2:00 P.M. – There will be a mandatory walk thru on Tuesday, June 3 and Wednesday, June 4 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.

m16

FURNISH AND INSTALL FISH TANK, FISH AND ALL ACCESSORIES – 1 CSB – BID# QHN 2008 1034 QHC – DUE 06-05-08 AT 2:00 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. Jack Arnone (718) 883-6000.

m16

FD-4 FLUIDOSE LIQUID DOSE PACKAGING SYSTEM, INCLUDING DELIVER, INSTALL, TRAINING (MEDICAL PACKAGING INC. MFG) – CSB – PIN# 111080000088 – DUE 05-29-08 AT 12:00 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. Bellevue Hospital Center, Purchasing Department, 462 First Avenue, Room 12 East 31, NY, NY 10016. Wilda Suarez, Procurement Analyst, (212) 562-3950.

m16

Services

PERFORM A STANDPIPE TEST AT HARLEM HOSPITAL – Competitive Sealed Bids – PIN# 11208125 – DUE 05-30-08 AT 3:00 P.M. In various buildings (Old Nurse Building, K. Building, W.P. Building, MLK Building and Ron Brown Building). A pre-bid conference will be held on 5/22/2008 at 10:00 A.M. at Harlem Hospital Center, 506 Lenox Avenue, New York, NY 10037, Facilities Management, located in the Old Nurses Building, Third Floor Conference Room.

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 clo Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Giselle Rodriguez (718) 579-5087.

m16

Construction / Construction Services

FURNISH AND INSTALL TWO DECONTAMINATION TRAILERS – 1 CSB – BID# QHN 2008 1035 EHC – DUE 06-18-08 AT 2:00 P.M. – There will be a mandatory pre-bid conference and site survey on Thursday, June 5 and Friday, June 6 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.

m16

Construction Related Services

WATER POLISHING STATION – Competitive Sealed Bids – PIN# 231-08-089 – DUE 06-02-08 AT 10:00 A.M. – for Woodhull Medical and Mental Health Center Chemistry Laboratory Department, located at 760 Broadway, Brooklyn, NY 11206. Bid document fee \$25.00 per set (check or money order), non-refundable, made payable to NYCHHC.

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. Deborah Royster (718) 260-7694, roysterd@nychhc.org

m16

HOMELESS SERVICES

OFFICE OF CONTRACTS AND PROCUREMENT

AWARDS

Construction Related Services

BUILDING UPGRADE – Competitive Sealed Bids – PIN# 071-08S-02-1168 – AMT: \$174,590.00 – TO: Mec-Con Associates, 37-22 55th Street, Woodside, NY 11377. ● **REPAIR OF HVAC SYSTEMS** – Competitive Sealed Bids – PIN# 071-08S-01-1251 – AMT: \$79,625.00 – TO: North Pole Heating and Air Conditioning, Inc., P.O. Box 200531, South Ozone Park, NY 11420.

m16

HOUSING AUTHORITY

■ SOLICITATIONS

Goods & Services

VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021526 – DUE 06-10-08 AT 10:30 A.M. – At Pelham Parkway Houses.

● **VINYL COMPOSITION FLOOR TILE IN APARTMENTS** – Competitive Sealed Bids – PIN# 7021527 – DUE 06-10-08 AT 10:35 A.M. - At Jackson Houses.

● **VINYL COMPOSITION FLOOR TILE IN APARTMENTS** – Competitive Sealed Bids – PIN# 7021529 – DUE 06-10-08 AT 10:40 A.M. - At Gravesend Houses.

● **VINYL COMPOSITION FLOOR TILE IN APARTMENTS** – Competitive Sealed Bids – PIN# 7021530 – DUE 06-10-08 AT 10:45 A.M. - At Howard Houses.

● **VINYL COMPOSITION FLOOR TILE IN APARTMENTS** – Competitive Sealed Bids – PIN# 7021531 – DUE 06-10-08 AT 10:50 A.M. - At Brownsville Houses.

● **VINYL COMPOSITION FLOOR TILE IN APARTMENTS** – Competitive Sealed Bids – PIN# 7021532 – DUE 06-10-08 AT 10:55 A.M. - At Red Hook East Houses.

● **VINYL COMPOSITION FLOOR TILE IN APARTMENTS** – Competitive Sealed Bids – PIN# 7021534 – DUE 06-10-08 AT 11:00 A.M. - At Astoria Houses.

● **VINYL COMPOSITION FLOOR TILE IN APARTMENTS** – Competitive Sealed Bids – PIN# 7021535 – DUE 06-10-08 AT 11:05 A.M. - At Berry Houses. 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 Bid Room, Long Island City, NY 11101. Joseph Schmidt (718) 707-8921.

☛ m16

MAINTENANCE PAINTING OF APARTMENTS – Competitive Sealed Bids – PIN# 7021376 – DUE 06-10-08 AT 10:00 A.M. – At Seth Low Houses.

● **MAINTENANCE PAINTING OF APARTMENTS** – Competitive Sealed Bids – PIN# 7021377 – DUE 06-10-08 AT 10:05 A.M. - At Roosevelt I and Roosevelt II.

● **MAINTENANCE PAINTING OF APARTMENTS** – Competitive Sealed Bids – PIN# 7021378 – DUE 06-10-08 AT 10:10 A.M. - At Reid Apts., Fenimore-Lefferts, 104-14 Tapscott Street, Rutland Towers, Lenox-Rockaway, Tapscott Street Rehab., Ralph Avenue Rehab. and Sutter Street - Union Avenue.

● **MAINTENANCE PAINTING OF APARTMENTS** – Competitive Sealed Bids – PIN# 7021379 – DUE 06-10-08 AT 10:15 A.M. - At Fort Independence St., Heath Avenue and Bailey Avenue, West 193rd St.

● **MAINTENANCE PAINTING OF APARTMENTS** – Competitive Sealed Bids – PIN# 7021380 – DUE 06-10-08 AT

10:20 A.M. - At Wyckoff Gardens, 572 Warren Street and Atlantic Terminal.

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.

☛ m16

CAPITAL PROJECTS DIVISION

■ SOLICITATIONS

Construction / Construction Services

BRICK REPAIR AT VARIOUS LOCATIONS (BROOKLYN/STATEN ISLAND) B – Competitive Sealed Bids – PIN# BW7023195 – DUE 06-06-08 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, (212) 306-3121, gloria.guillo@nycha.nyc.gov

☛ m16-22

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

■ SOLICITATIONS

Construction / Construction Services

AIRCRAFT NOISE ABATEMENT/EXTERIOR MODIFICATION/ROOFS/EXTERIOR DOORS – Competitive Sealed Bids – PIN# SCA08-06632D-1 – DUE 06-13-08 AT 11:00 A.M. – Beach Channel High School (Queens). Project Range: \$51,700,000.00 to \$54,425,000.00. 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) 752-5842.

☛ m16-22

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.

CHIEF MEDICAL EXAMINER

AGENCY CHIEF CONTRACTING OFFICER

■ AWARDS

Goods & Services

MAINTENANCE, REPAIR, AND CONSUMABLES FOR PERKIN ELMER LAB EQUIP. – Sole Source – Available only from a single source - PIN# 81607ME30014 – AMT: \$336,656.64 – TO: Perkin Elmer Las, Inc., 710 Bridgeport Avenue, Shelton, CT 06484.

☛ m16

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ 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.

- Mix, Biscuit - AB-14-1:92
- Mix, Bran Muffin - AB-14-2:91
- Mix, Corn Muffin - AB-14-5:91
- Mix, Pie Crust - AB-14-9:91
- Mixes, Cake - AB-14-11:92A
- Mix, Egg Nog - AB-14-19:93
- Canned Beef Stew - AB-14-25:97
- Canned Ham Shanks - AB-14-28:91
- Canned Corned Beef Hash - AB-14-26:94
- Canned Boned Chicken - AB-14-27:91
- Canned Corned Beef - AB-14-30:91
- Canned Ham, Cured - AB-14-29:91
- Complete Horse Feed Pellets - AB-15-1:92

- Canned Soups - AB-14-10:92D
- Infant Formula, Ready to Feed - AB-16-1:93
- Spices - AB-14-12:95
- Soy Sauce - AB-14-03:94
- 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:

- Collection Truck Bodies
- Collection Truck Cab Chassis
- 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

DESIGN & CONSTRUCTION

■ SOLICITATIONS

Construction / Construction Services

RECONSTRUCTION AND REPLACEMENT OF BROKEN WATER MAINS ON AN EMERGENCY BASIS, CITYWIDE – Request for Qualifications – PIN# 8502008WM0011C – DUE 06-02-08 AT 4:00 P.M. – Project No: GE-347. Request pre-qualification forms in person, from: Mr. Gurdip Saini, P.E., Assistant Commissioner, Infrastructure/Design Department of Design and Construction, 30-30 Thomson Avenue, 3rd Floor, Long Island City, NY 11101.

SCIENCE LAB UPGRADE – Competitive Sealed Bids – PIN# SCA08-004381-1 – DUE 06-04-08 AT 2:00 P.M. – PS 73 and PS 178 (Brooklyn). Project Range: \$1,250,000.00 to \$1,320,000.00. 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.

☛ m16-22

SCIENCE LAB UPGRADE – Competitive Sealed Bids – PIN# SCA08-004382D-1 – DUE 06-04-08 AT 10:30 A.M. – (3) Various Schools in Brooklyn. Project Range: \$1,680,000.00 to \$1,770,000.00. 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.

☛ m16-22

TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

■ SOLICITATIONS

Construction / Construction Services

REHABILITATION OF THE CROSS DRAINAGE BETWEEN THE NORTHBOUND AND SOUTHBOUND HENRY HUDSON PARKWAYS – Competitive Sealed Bids – PIN# HH0400000000 – DUE 06-05-08 AT 3:00 P.M. – Estimated range is in \$1M - \$5M. A site tour and pre-bid conference are scheduled for 05/21/08 at 11:00 A.M. Reservations must be made with Del Hamm at (646) 252-7065 no later than noon the preceding day. Must have protective equipment, including a reflective safety vest and a hard hat and two (2) forms of identification, including photo ID. All vendors interested in purchasing these documents must follow instruction for CCR and FedTeds at www.mta.info/bandt/procure/preactcon.htm.

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, 3 Stone Street, Bid Suite, New York, NY 10004, (646) 252-6101, vprocure@mtabt.org. Call for fee. All bids must be delivered to the 2 Broadway, Bid Suite, located at the 3 Stone Street entrance. Please allow extra time for delivery.

☛ m16

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 Design and Construction 30-30 Thomson Avenue, 3rd Floor, Long Island City, NY 11101. Raj Rajnikant (718) 391-2205.

m13-19

CONTRACT SECTION

■ SOLICITATIONS

Construction / Construction Services

RECONSTRUCTION OF FULTON STREET, MANHATTAN – Competitive Sealed Bids – PIN# 8502008HW0009C – DUE 07-01-08 AT 11:00 A.M. – PROJECT NO: HWMWTCA8B. Contract documents are available for purchasing starting Friday, May 16, 2008 and ending Monday, June 30, 2008.

NOTE: Bid documents are available at <http://www.nyc.gov/ddc>
NOTE: This is a Federally Aided project to be jointly bid with private utilities Disadvantaged Business Enterprises (DBE) will be afforded full opportunity to submit bids and the City of New York hereby notifies all bidders that it will affirmatively insure that any contract entered into pursuant to this advertisement will be awarded to the lowest responsible bidder without discrimination on the basis of race, color, sex, sexual orientation, national origin, age or place of residence. Prospective bidder's attention is also directed to the requirements of Attachment "H" in Volume 3 of the contract (pages A2-H1 thru A2-H24) concerning DBE participation in the contract. The schedule of proposed DBE participation is to be submitted by the apparent low bidder within 7 business days after the date of the opening of bids. Non-compliance with the 7 day submittal requirement, the stipulations of Schedule "H" or submittal of bids in which any of the prices for lump sum or unit items are significantly unbalanced to the potential detriment of the Department may be cause for determination of non-responsiveness and the rejection of the bid. The award of this contract is subject to the approval of the New York City Department of Design and Construction and the New York State Department of Transportation. DBE Goals: 4 percent. Vendor Source ID#: 51955.

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. Bid documents deposit - \$35.00 per set. Company check or money order. No cash accepted. Late bids will not be accepted.

Department of Design and Construction 30-30 Thomson Avenue, First Floor, Long Island City, NY 11101. Ben Perrone (718) 391-2614.

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EDUCATION

DIVISION OF CONTRACTS AND PURCHASING

■ SOLICITATIONS

Services

ENGLISH LANGUAGE LEARNER ASSESSMENTS – RFP – PIN# R0698040 – DUE 06-17-08 AT 5:00 P.M. – To download the RFP, please go to <http://schools.nyc.gov/offices/dcp/vendor/requestsforproposals/default.htm>. If you cannot download, send an e-mail to paul.simms@schools.nyc.gov with your company name, address, phone, fax and e-mail address. Seeking proposals from individual organizations or in partnership with other organizations, to provide English Language Learner Assessments, which are aligned with New York State standards, for NYC's Periodic Assessment Program. There will be a pre-proposal conference at 65 Court Street, 12th Floor, Conference Room 1201, Brooklyn, NY 11201, at 2:30 P.M. on May 23, 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.
 NYCDOE, Division of Contracts and Purchasing, Room 1201 65 Court Street, Brooklyn, NY 11201, (718) 935-2300
<http://schools.nyc.gov/dcp>

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ENVIRONMENTAL PROTECTION

BUREAU OF WASTEWATER TREATMENT

■ SOLICITATIONS

Services (Other Than Human Services)

INTERCEPTING SEWER CONDITION ASSESSMENT-LP, VARIOUS WATER POLLUTION CONTROL PLANTS, CITYWIDE – Competitive Sealed Bids – PIN# 82608WPC1154 – DUE 06-04-08 – CORRECTION: Project #PS-267 - Intercepting Sewer Condition Assessment - LP (Video and Sonar Inspection of limited Access Intercepting Sewers), Citywide. Document fee \$40.00. There will be a pre-bid conference on 5/21/08 at 11:30 A.M. at 165th Street and Riverside Drive, Manhattan, N.Y. Project Manager, Ronald Lochan (718) 595-4724. Vendor ID#: 52059.

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 Environmental Protection, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373.
 Greg Hall (718) 595-3236, ghall@dep.nyc.gov

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■ AWARDS

STRUCTURES AND EQUIPMENT WM-30 CATSKILL AND DELAWARE WATER TREATMENT FACILITY ULTRAVIOLET LIGHT DISINFECTION FACILITY, UPSTATE, NY – Competitive Sealed Bids – PIN# 82607WM00198 – AMT: \$1,109,300,000.00 – TO: SEW Construction, 1616 Whitestone Expwy., Whitestone, New York 11357. CONTRACT: CAT-210G.

● **SERVICE AND REPAIR OF ODOR CONTROL SYSTEMS AT THE CONEY ISLAND WPCP, BROOKLYN** – Competitive Sealed Bids – PIN# 826081150CS – AMT: \$2,290,470.00 – TO: A.K. Derama Industrial Control Systems, Inc., 34 Russo Place, Berkeley Heights, NJ 07922. CONTRACT: 1185-0CS.

● **CATSKILL AND DELAWARE WATER TREATMENT FACILITY ULTRAVIOLET LIGHT DISINFECTION FACILITY (ELECTRICAL), UPSTATE, NY** – Competitive Sealed Bids – PIN# 82607WM00201 – AMT: \$107,525,570.00 – TO: Welsbach Electric Corp., 111-01 14th Ave., College Point, New York 11356. CONTRACT: CAT-210E.

● **PLUMBING AND FIRE PROTECTION, WM-30 CATSKILL AND DELAWARE WATER TREATMENT FACILITY ULTRAVIOLET LIGHT DISINFECTION FACILITY, UPSTATE, NY** – Competitive Sealed Bids – PIN# 82607WM00200 – AMT: \$20,750,000.00 – TO: L.J. Coppola Inc., 8 Gramercy Place, Thornwood, New York 10594. CONTRACT: CAT-210P.

● **CATSKILL AND DELAWARE WATER TREATMENT FACILITY ULTRAVIOLET LIGHT DISINFECTION FACILITY (HVAC), UPSTATE, NY** – Competitive Sealed Bids – PIN# 82607WM00199 – AMT: \$58,750,000.00 – TO: L.J. Coppola Inc., 8 Gramercy Place, Thornwood, New York 10594. CONTRACT: CAT-210H.

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FINANCE

■ INTENT TO AWARD

Services (Other Than Human Services)

PROVISION OF COMPREHENSIVE MAINTENANCE SERVICES FOR THE CITY'S AUTOMATED CITY REGISTER INFORMATION SYSTEM (ACRIS) – Negotiated Acquisition – PIN# 83620081211627 – DUE 05-29-08 AT 3:00 P.M. – Compelling need to extend current contract with Bearingpoint, Inc., 200 Vesey Street, 14th Floor, New York, NY 10281, to prepare for a new procurement.

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 Finance, 1 Centre Street, Room 1040, NY, NY 10007. Robert Schaffer (212) 669-4477, schafferr@finance.nyc.gov

m13-19

FIRE

■ SOLICITATIONS

Services (Other Than Human Services)

CLEANING AND MAINT. OF SEWER LINES AND CLEANING OF HOUSE DRAIN STOPPAGES – Competitive Sealed Bids – PIN# 057080002413 –

DUE 06-12-08 AT 4:00 P.M. – and maintenance of sanitary systems located in Fire Department facilities located throughout the five (5) boroughs.

All questions must be received ten (10) business days prior to the bid due date. Questions received after this period will not be accepted.

The Bid shall be typewritten or written legibly in ink. All alterations including additions, erasures, cross-outs, white-outs or any other changes must be initialed in ink by the bidder. Vendor Source ID#: 52055.

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.

Fire Department, 9 MetroTech Center, 5th Floor, Brooklyn NY 11201. Kristina LeGrand (718) 999-1234
legrandm@fdny.nyc.gov

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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

RENTAL OF TENT, TABLES, CHAIRS, DINNERWARE AND LINENS – 1 CSB – BID# QHN 2008 1031 QHC – DUE 06-02-08 AT 1:00 P.M. – For events on June 10th - 12th, 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.
 Queens Health Network, Procurement Services and Contracts, 82-68 164th Street, "S" Building, 2nd Fl., Jamaica, NY 11432. Diane Pourakis (718) 883-6000.

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FURNISH AND INSTALL COMMERCIAL SLIDE GATE OPERATOR – 1 CSB – BID# QHN 2008 1033 EHC – DUE 06-09-08 AT 2:00 P.M. – There will be a mandatory walk thru on Tuesday, June 3 and Wednesday, June 4 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.

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FURNISH AND INSTALL FISH TANK, FISH AND ALL ACCESSORIES – 1 CSB – BID# QHN 2008 1034 QHC – DUE 06-05-08 AT 2:00 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. Jack Arnone (718) 883-6000.

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FD-4 FLUIDOSE LIQUID DOSE PACKAGING SYSTEM, INCLUDING DELIVER, INSTALL, TRAINING (MEDICAL PACKAGING INC. MFG) – CSB – PIN# 111080000088 – DUE 05-29-08 AT 12:00 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.
 Bellevue Hospital Center, Purchasing Department, 462 First Avenue, Room 12 East 31, NY, NY 10016.
 Wilda Suarez, Procurement Analyst, (212) 562-3950.

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Services

PERFORM A STANDPIPE TEST AT HARLEM HOSPITAL – Competitive Sealed Bids – PIN# 11208125 – DUE 05-30-08 AT 3:00 P.M. In various buildings (Old Nurse Building, K. Building, W.P. Building, MLK Building and Ron Brown Building). A pre-bid conference will be held on 5/22/2008 at 10:00 A.M. at Harlem Hospital Center, 506 Lenox Avenue, New York, NY 10037, Facilities Management, located in the Old Nurses Building, Third Floor Conference Room.

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 clo Lincoln Hospital Center 234 East 149th Street, Bronx, NY 10451.
 Giselle Rodriguez (718) 579-5087.

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Construction / Construction Services

FURNISH AND INSTALL TWO DECONTAMINATION TRAILERS – 1 CSB – BID# QHN 2008 1035 EHC – DUE 06-18-08 AT 2:00 P.M. – There will be a mandatory pre-bid conference and site survey on Thursday, June 5 and Friday, June 6 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.

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Construction Related Services

WATER POLISHING STATION – Competitive Sealed Bids – PIN# 231-08-089 – DUE 06-02-08 AT 10:00 A.M. – for Woodhull Medical and Mental Health Center Chemistry Laboratory Department, located at 760 Broadway, Brooklyn, NY 11206. Bid document fee \$25.00 per set (check or money order), non-refundable, made payable to NYCHHC.

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.
 Deborah Royster (718) 260-7694, roysterd@nychhc.org

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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, ssschulma@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

AWARDS

Construction Related Services

BUILDING UPGRADE – Competitive Sealed Bids – PIN# 071-08S-02-1168 – AMT: \$174,590.00 – TO: Mec-Con Associates, 37-22 55th Street, Woodside, NY 11377.
● REPAIR OF HVAC SYSTEMS – Competitive Sealed Bids – PIN# 071-08S-01-1251 – AMT: \$79,625.00 – TO: North Pole Heating and Air Conditioning, Inc., P.O. Box 200531, South Ozone Park, NY 11420.

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HOUSING AUTHORITY

SOLICITATIONS

Goods & Services

VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021526 – DUE 06-10-08 AT 10:30 A.M. – At Pelham Parkway Houses.
● VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021527 – DUE 06-10-08 AT 10:35 A.M. – At Jackson Houses.
● VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021529 – DUE 06-10-08 AT 10:40 A.M. – At Gravesend Houses.
● VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021530 – DUE 06-10-08 AT 10:45 A.M. – At Howard Houses.
● VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021531 – DUE 06-10-08 AT 10:50 A.M. – At Brownsville Houses.
● VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021532 – DUE 06-10-08 AT 10:55 A.M. – At Red Hook East Houses.
● VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021534 – DUE 06-10-08 AT 11:00 A.M. – At Astoria Houses.
● VINYL COMPOSITION FLOOR TILE IN APARTMENTS – Competitive Sealed Bids – PIN# 7021535 – DUE 06-10-08 AT 11:05 A.M. – At Berry Houses.

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 Bid Room, Long Island City, NY 11101. Joseph Schmidt (718) 707-8921.

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MAINTENANCE PAINTING OF APARTMENTS – Competitive Sealed Bids – PIN# 7021376 – DUE 06-10-08 AT 10:00 A.M. – At Seth Low Houses.
● MAINTENANCE PAINTING OF APARTMENTS – Competitive Sealed Bids – PIN# 7021377 – DUE 06-10-08 AT 10:05 A.M. – At Roosevelt I and Roosevelt II.
● MAINTENANCE PAINTING OF APARTMENTS – Competitive Sealed Bids – PIN# 7021378 – DUE 06-10-08 AT 10:10 A.M. – At Reid Apts., Fenimore-Lefferts, 104-14 Tapscott Street, Rutland Towers, Lenox-Rockaway, Tapscott Street Rehab., Ralph Avenue Rehab. and Sutter Street - Union Avenue.
● MAINTENANCE PAINTING OF APARTMENTS – Competitive Sealed Bids – PIN# 7021379 – DUE 06-10-08 AT 10:15 A.M. – At Fort Independence St., Heath Avenue and Bailey Avenue, West 193rd St.
● MAINTENANCE PAINTING OF APARTMENTS – Competitive Sealed Bids – PIN# 7021380 – DUE 06-10-08 AT 10:20 A.M. – At Wyckoff Gardens, 572 Warren Street and Atlantic Terminal.

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.

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CAPITAL PROJECTS DIVISION

SOLICITATIONS

Construction / Construction Services

BRICK REPAIR AT VARIOUS LOCATIONS (BROOKLYN/STATEN ISLAND) B – Competitive Sealed Bids – PIN# BW7023195 – DUE 06-06-08 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

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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 considered 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

PARKS AND RECREATION

CAPITAL PROJECTS DIVISION

INTENT TO AWARD

Construction Related Services

DESIGN AND CONSTRUCTION SUPERVISION SERVICES – Sole Source – Available only from a single source - PIN# 8462007M271DC1 – DUE 05-28-08 AT 4:30 P.M. – The Department of Parks and Recreation, Capital Projects Division, intends to enter into Sole Source negotiations with Harlem RBI, to provide Design and Construction Supervision services for the Reconstruction of two Harlem RBI Ballfields, located at East 101st Street, between 1st and 2nd Avenues, Manhattan.

Any firms that would like to express their interest in providing services for similar projects in the future may do so. All expressions of interest must be in writing to the address listed here and received by May 28, 2008. You may join the City Bidders list by filling out "NYC-FMS Vendor Enrollment Application" available on-line at "NYC.gov/selltonyc" and on hard copy by calling the Vendor Enrollment Center at (212) 857-1680.

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.

Parks and Recreation, Olmsted Center, Room 61 Flushing Meadows-Corona Park, Flushing, NY 11368.
 Grace Fields-Mitchell (718) 760-6687
 grace.fields-mitchell@parks.nyc.gov

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SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

SOLICITATIONS

Construction / Construction Services

LOW VOLTAGE ELECTRICAL/FIRE ALARM REPLACEMENT – Competitive Sealed Bids – PIN# SCA08-11482D-1 – DUE 06-03-08 AT 1:30 P.M. – PS 121 (Bronx). Project Range: \$1,430,000.00 to \$1,510,000.00. 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.

m14-20

EXTERIOR MASONRY/WATER ISSUES – Competitive Sealed Bids – PIN# SCA08-004370-1 – DUE 06-02-08 AT 12:30 P.M. – PS 68 (Queens). Project Range: \$1,560,000.00 to \$1,645,000.00. 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.

m13-19

FLOOD ELIMINATION – Competitive Sealed Bids – PIN# SCA08-11155D-1 – DUE 06-04-08 AT 11:30 A.M. – PS 1 (Manhattan). Project Range: \$3,180,000.00 to \$3,345,000.00. 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.

m14-20

ELECTRICAL SYSTEM AND DOMESTIC PIPING – Competitive Sealed Bids – PIN# SCA08-11245D-1 – DUE 05-28-08 AT 2:00 P.M. – Newtown HS (Queens). Project Range: \$2,090,000.00 to \$2,203,000.00. 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.

m12-16

FINAL CERTIFICATE OF OCCUPANCY FOR MULTICAMPUS WORK/PUBLIC ADDRESS SYSTEM – Competitive Sealed Bids – PIN# SCA08-11403D-1 – DUE 06-02-08 AT 2:00 P.M. – Erasmus Hall HS (Brooklyn). Project Range: \$1,620,000.00 to \$1,710,000.00. 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.

m14-20

PARAPETS/LOW VOLTAGE – Competitive Sealed Bids – PIN# SCA08-11239D-1 – DUE 06-03-08 AT 12:00 P.M. – PS 9 (Brooklyn). Project Range: \$2,780,000.00 to \$2,925,000.00. 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.

m15-21

AUDITORIUM UPGRADE AND CONTAINERIZATION – Competitive Sealed Bids – PIN# SCA08-11231D-1 – DUE 06-02-08 AT 10:30 A.M. – PS 191 (Brooklyn). Project Range: \$1,520,000.00 to \$1,600,000.00. 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.

m13-19

AIRCRAFT NOISE ABATEMENT/EXTERIOR MODIFICATION/ROOFS/EXTERIOR DOORS – Competitive Sealed Bids – PIN# SCA08-06632D-1 – DUE 06-13-08 AT 11:00 A.M. – Beach Channel High School (Queens). Project Range: \$51,700,000.00 to \$54,425,000.00. 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) 752-5842.

m16-22

AUDITORIUM UPGRADE, SAFETY SYSTEMS – Competitive Sealed Bids – PIN# SCA08-11233D-1 – DUE 06-02-08 AT 3:00 P.M. – PS 50 (Queens). Project Range: \$1,220,000.00 to \$1,282,000.00. 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.

m13-19

ELECTRICAL SYSTEM/AUDITORIUM UPGRADE – Competitive Sealed Bids – PIN# SCA08-11367D-1 – DUE 06-03-08 AT 2:00 P.M. – PS 114 (Queens). Project Range: \$1,080,000.00 to \$1,135,000.00. 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.

m14-20

SCIENCE LAB UPGRADE – Competitive Sealed Bids – PIN# SCA08-004380-1 – DUE 06-03-08 AT 3:30 P.M. –

Various Schools in Brooklyn - P.S. 202, P.S. 306, and P.S. 328. Project Range: \$1,700,000.00 to \$1,793,000.00. 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) 472-8284.

m13-19

SCIENCE LABS – Competitive Sealed Bids – PIN# SCA08-004367-1 – DUE 05-30-08 AT 1:00 P.M. – PS 47/PS 124/PS 207 (Queens). Project Range: \$2,110,000.00 to \$2,225,000.00. 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.

m12-16

SCIENCE LAB UPGRADE – Competitive Sealed Bids – PIN# SCA08-004372-1 – DUE 05-29-08 AT 12:00 P.M. – Bronx HS for Performance/IS 98 (Bronx). Project Range: \$1,870,000.00 to \$1,970,000.00. 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.

m13-19

CLIMATE CONTROL – Competitive Sealed Bids – PIN# SCA08-11351D-1 – DUE 05-30-08 AT 1:00 P.M. – PS 106 (Brooklyn). Project Range: \$1,180,000.00 to \$1,245,000.00. 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.

m12-16

SCIENCE LAB UPGRADE – Competitive Sealed Bids – PIN# SCA08-004375-1 – DUE 06-04-08 AT 10:00 A.M. – 2 Various Schools - P.S. 150/P.S. 284 (Brooklyn). Project Range: \$1,390,000.00 to \$1,465,000.00. 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.

m15-21

SCIENCE LAB UPGRADE – Competitive Sealed Bids – PIN# SCA08-004381-1 – DUE 06-04-08 AT 2:00 P.M. – PS 73 and PS 178 (Brooklyn). Project Range: \$1,250,000.00 to \$1,320,000.00. 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.

m16-22

SCIENCE LAB UPGRADE – Competitive Sealed Bids – PIN# SCA08-004382D-1 – DUE 06-04-08 AT 10:30 A.M. – (3) Various Schools in Brooklyn. Project Range: \$1,680,000.00 to \$1,770,000.00. 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.

m16-22

LOW VOLTAGE ELECTRICAL SYSTEMS – Competitive Sealed Bids – PIN# SCA08-11398D-1 – DUE 06-02-08 AT 1:30 P.M. – PS 620 Thomas Edison HS (Queens). Project Range: \$1,290,000.00 to \$1,365,000.00. 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.

m14-20

TRANSPORTATION

DIVISION OF FRANCHISES, CONCESSIONS AND CONSENTS

■ INTENT TO AWARD

Services (Other Than Human Services)

BEVERAGE AND SNACK VENDING MACHINES – Competitive Sealed Bids – PIN# 84108MBAD331 – DUE 06-17-08 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.
Department of Transportation, 40 Worth Street, Room 940, New York, NY 10013 or <http://www.nyc.gov/dot>. Simone Avery (646) 248-0384, savery@dot.nyc.gov DOT, Chief Contracting Officer, Contracts Unit 40 Worth Street, Room 824A, New York, NY 10013.

m12-23

TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

■ SOLICITATIONS

Construction / Construction Services

REHABILITATION OF THE CROSS DRAINAGE BETWEEN THE NORTHBOUND AND SOUTHBOUND HENRY HUDSON PARKWAYS – Competitive Sealed Bids – PIN# HH0400000000 – DUE 06-05-08 AT 3:00 P.M. – Estimated range is in \$1M - \$5M. A site tour and pre-bid conference are scheduled for 05/21/08 at 11:00 A.M. Reservations must be made with Del Hamm at (646) 252-7065 no later than noon the preceding day. Must have protective equipment, including a reflective safety vest and a hard hat and two (2) forms of identification, including photo ID. All vendors interested in purchasing these documents must follow instruction for CCR and FedTeds at www.mta.info/bandt/procure/preactcon.htm.

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, 3 Stone Street Bid Suite, New York, NY 10004, (646) 252-6101 vprocure@mtabt.org. Call for fee.
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.

CITYWIDE ADMINISTRATIVE SERVICES

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 29, 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 Citywide Administrative Services of the City of New York and Stantec Architecture Inc., 50 West 23rd Street, 8th Floor, NY, NY 10010, to provide Professional Services in the Borough of Manhattan (below Duane Street)

as a Requirements Contract for Architectural and Engineering Design Services. The contract amount shall be \$5,631,999.02. The contract term shall be 730 Consecutive Calendar Days from the written notice to commence work with one option to renew for an additional 730 Consecutive Calendar Days. PIN#: 856070000938.

The proposed contractor 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 Citywide Administrative Services, Office of Contracts, 1 Centre Street, 18th Floor North, New York, NY, 10007, from May 16, 2008 to May 29, 2008, Monday to Friday, excluding Holidays, from 10:00 A.M. to 3:00 P.M. Contact Grace Seebol at (212) 669-3538 or email: gseebol@dcas.nyc.gov.

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CRIMINAL JUSTICE COORDINATOR

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 29, 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 MFY Legal Services, Inc., 299 Broadway, 4th Floor, New York, NY 10007, for the provision of legal services to assist the low wage, working poor population, Citywide. The contract shall be in an amount not to exceed \$200,000. The contract term shall be from July 1, 2007 to June 30, 2008. There shall be no renewal options. PIN#: 00208DMPS455.

The proposed contractor is being funded through City Council Discretionary Funds Appropriation, pursuant to Section 1-02 (e) 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 16, 2008 to May 29, 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 Child Advocacy Centers in Queens, Staten Island and Brooklyn and implementation of co-located Child Advocacy Centers in New York and The Bronx Counties. The contract shall be in an amount not to exceed \$1,500,000. The contract term shall be from July 1, 2007 to June 30, 2008. PIN#: 00208DMPS495.

The proposed contractor is being funded through City Council Discretionary Funds Appropriation, pursuant to Section 1-02 (e) 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, One Centre Street, Room 1012N, New York, NY 10007, from May 16, 2008 to May 29, 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 Women's Prison Association and Home, Inc., 110 Second Avenue, New York, NY 10003, for the provision of an Alternative to Incarceration program for female felony offenders, Citywide. The contract shall be in an amount not to exceed \$568,000. The contract term shall be from July 1, 2007 to June 30, 2008. There shall be no renewal options. PIN#: 00208DMPS467.

The proposed contractor is being funded through City Council Discretionary Funds Appropriation, pursuant to Section 1-02 (e) 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 16, 2008 to May 29, 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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NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 29, 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 Sanctuary for Families, 40 Exchange Place, New York, NY 10005, for the provision of immigrant legal services to victims of domestic violence at the Family Justice Center in Queens and Kings Counties. The contract shall be in an amount not to exceed \$545,411. The contract term shall be from May 1, 2008 to June 30, 2010 with two two-year options to renew from July 1, 2010 to June 30, 2012 and from July 1, 2012 to June 30, 2014. PIN #: 00208DMPS492.

The proposed contractor 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 Office of the Criminal Justice Coordinator, One Centre Street, Room 1012N, New York, NY 10007, from May 16, 2008 to May 29, 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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FINANCIAL INFORMATION SERVICES AGENCY

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 29, 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 Financial Information Services Agency of the City of New York ("FISA") and CGI Technologies and Solutions, Inc.,

7 Hanover Square, 7th Floor, New York, NY, 10004, for The City of New York's Financial Management System. The estimated contract amount is \$170,244,251.00. The contract term shall begin July 1, 2008 and includes one year of system warranty after delivery followed by fifteen years of maintenance and terminating approximately on December 31, 2025. PIN #:12709CA00090.

The proposed contractor has been selected by means of Negotiated Acquisition Extension, pursuant to Section 3-04 (b) (2) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Office of FISA, 450 West 33rd Street, 4th Floor, New York, NY 10001-2603 (between Ninth and Tenth Avenues), on business days, from May 16, 2008 to May 29, 2008, excluding Holidays, from 9:30 A.M. to 4:30 P.M.

IN THE MATTER of a proposed contract between the Financial Information Services Agency of the City of New York ("FISA") and CA, Inc., One Computer Associates Plaza, Islandia, NY 11749, for a Software License and Maintenance. The estimated contract amount is not to exceed \$6,822,830.88. The contract term shall be from July 1, 2008 to June 30, 2011 with one three-year option to renew from July 1, 2011 to June 30, 2013. PIN#: 12709EX00031.

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 Office of FISA, 450 West 33rd Street, 4th Floor, New York, NY 10001-2603 (between Ninth and Tenth Avenues), on business days, from May 16, 2008 to May 29, 2008, excluding Holidays, from 9:30 A.M. to 4:30 P.M.

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FIRE

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 29, 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 Fire Department of the City of New York and Accordis, Inc., 401 Park Avenue South, New York, NY 10016, for the provision of ambulance transport invoicing, collection, and litigation services. The contract amount shall be \$24,400,000.00. The contract term shall be for five years from the date of written notice to proceed with one option to renew for a period not to exceed two years in the amount of \$9,760,000.00. PIN#:057070002577.

The proposed contractor 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 New York City Fire Department, 9 MetroTech Center, Brooklyn, N.Y. 11201, Room 5S-11, on business days, from May 16, 2008 to May 29, 2008, excluding Holidays, from 9:00 A.M. to 5:00 P.M.

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HEALTH AND MENTAL HYGIENE

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 29, 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 Health and Mental Hygiene and the Contractor listed below, to provide 34 permanent housing units with the provision of supportive services to individuals and/or families living with HIV/AIDS. The contract term shall be from July 1, 2007 to June 30, 2008.

Contractor/Address	PIN #	Amount
Church Avenue Merchants Block Association, Inc. (CAMBA) 1720 Church Avenue, Brooklyn, NY 11226	08AP180601R0X00	\$750,000.00

The proposed contractor is being funded through City Council Discretionary Funds Appropriation, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the New York City Department of Health and Mental Hygiene, Office of the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, N.Y. 10013, from May 16, 2008 to May 29, 2008, excluding Saturdays, Sundays and Holidays, from 10:00 A.M. to 4:00 P.M.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Agency within 5 business days after publication of this notice. Written requests to speak should be sent to Jeannette Soto-Pacheco, Procurement Analyst at the Department of Health and Mental Hygiene, ACCO's Office, 93 Worth Street, Room 812, New York, NY 10013 or jsoto@health.nyc.gov. If DOHMH receives no written request to speak within the prescribed time, DOHMH reserves the right not to conduct the public hearing.

IN THE MATTER of a proposed contract between the Department of Health and Mental Hygiene and the Contractor listed below, to conduct testing for urinary creatinine. The contract term shall be from December 1, 2007 to June 30, 2008.

Contractor/Address	PIN #	Amount
Health Research, Inc. (Wadsworth Center) 1 University Place Rensselaer, NY 12144	08EN132301R0X00	\$110,801

The proposed contractor has been selected as a Sole Source Procurement, pursuant to Section 305 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public

inspection at the New York City Department of Health and Mental Hygiene, Office of the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, N.Y. 10013, from May 16, 2008 to May 29, 2008, excluding Saturdays, Sundays and Holidays, from 10:00 A.M. to 4:00 P.M.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Agency within 5 business days after publication of this notice. Written requests to speak should be sent to Shamecka Williams, Procurement Analyst at the Department of Health and Mental Hygiene, ACCO's Office, 93 Worth Street, Room 812, New York, NY 10013 or swillia9@health.nyc.gov. If DOHMH receives no written request to speak within the prescribed time, DOHMH reserves the right not to conduct the public hearing.

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HOMELESS SERVICES

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 29, 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 Homeless Services and HELP Social Service Corporation, 5 Hanover Square, 17th Floor, New York, NY, 10004, to develop and operate a transitional residence for homeless families located at 691-711 East 140th Street, Bronx, NY, Community Board #3. The contract amount shall be \$20,062,525. The contract term shall be from July 1, 2008 to June 30, 2013 with one four-year option to renew from July 1, 2013 to June 30, 2017. PIN #: 071-08S-03-1307.

The proposed contractor has been selected by means of the Competitive Sealed Proposal Method (Open Ended Request for Proposal), pursuant to Section 3-03 (b) (2) of the Procurement Policy Board Rules.

A draft copy of the proposed contract will be available for public inspection at the Department of Homeless Services, 33 Beaver Street, NY, NY, 10004, from May 16, 2008 to May 29, 2008, excluding Saturdays, Sundays and Holidays from 9:00 A.M. to 5:00 P.M.

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HOUSING PRESERVATION AND DEVELOPMENT

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 29, 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 Housing Preservation and Development and the Contractor listed below, for the provision of Mortgage Foreclosure Prevention as indicated below. The contract term shall be from January 22, 2008 to June 30, 2008.

Contractor/Address	Amount
Center for New York City Neighborhoods, Inc. c/o OSI, 400 West 59th Street, New York, NY 10023	\$1,570,000

PIN# 806080100006 **Boro/CD** Citywide

The proposed contractor was selected by means of City Council Line Item Appropriations, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Housing Preservation and Development, 100 Gold Street, 8th Floor, Room 8-S6, New York, N.Y.10038, on business days, from May 16, 2008 to May 29, 2008, excluding Holidays, from 10:00 A.M. to 4:00 P.M. Contact Ms. Angela Blake Fields at Room # 8-S6, (212) 863-6655.

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HUMAN RESOURCES ADMINISTRATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 29, 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 Human Resources Administration of the City of New York and the Contractor listed below, for the provision of warehousing and food distribution to soup kitchens and food pantries in New York City. The contract term shall be from July 1, 2007 to June 30, 2008.

Contractor/Address	PIN #	Amount
Food Bank for New York City, Food for Survival 355 Food Center Drive Bronx, NY 10474	06908H066907	\$1,700,000

The proposed contractor is being funded through City Council Discretionary Funds Appropriation, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Human Resources Administration of the City of New York, 180 Water Street, Room 1420, New York, N.Y. 10038, on business days, from May 16, 2008 to May 29, 2008, excluding Holidays, from 10:00 A.M. to 5:00 P.M.

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POLICE

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 29, 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 Police Department of the City of New York and LeadsOnline, LLC, 15660 N. Dallas Pkwy., Suite 800, Dallas, Texas 75248, for the implementation of an on-line pawnbroker and second hand merchant database. The contract amount shall be \$1,037,750. The contract term shall be five (5) years from date of Notice to Proceed and will contain two two-year renewal options. PIN#: 056070000534.

The proposed contractor 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 New York City Police Department, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007, on business days, excluding Holidays, from May 16, 2008 to May 29, 2008, from 9:30 A.M. to 4:30 P.M. Please contact the Contract Administration Unit at (646) 610-5753 to arrange a visitation.

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AGENCY RULES

BOARD OF CORRECTION

■ NOTICE

NOTICE OF ADOPTION OF AMENDMENTS TO THE MINIMUM STANDARDS FOR NEW YORK CITY CORRECTIONAL FACILITIES

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN the Board of Correction (“the Board”) by Section 626(e) of the New York City Charter, and in accordance with the requirements of Section 1043 thereof, that the Board has adopted amendments to Chapter 1 of Title 40 of the Rules of the City of New York, the rules for the care, custody, correction, treatment, supervision, and discipline of all persons held or confined under the jurisdiction of the Department of Correction, which rules are known as the *Minimum Standards for New York City Correctional Facilities*.

Proposed amendments were published on January 19, 2007. A public hearing was held on April 17, 2007 and the comment period was extended through July 20, 2007, through which date numerous written comments were received. The rule amendments set forth below were adopted by Board of Correction at a public meeting held on November 8, 2007.

All new material is underlined. Material to be deleted is in [brackets].

Statement of Basis and Purpose: The Board adopted the original *Minimum Standards for New York City Correctional Facilities* in 1978. The original sixteen standards represented the Board’s view of the basic elements necessary to promote safe, secure and humane jail environments. The Minimum Standards provisions sought to ensure non-discriminatory treatment of prisoners, and regulated classification, personal hygiene, overcrowding, lock-in, access to recreation, practice of religion, access to courts, visiting, telephone calls, correspondence, packages, publications, and access to media. The original Minimum Standards remained substantially unchanged until 1985, when the Board promulgated three important amendments to the Standards provisions regulating overcrowding, law libraries, and the variance process.

The attached amendments are the result of a review of all sixteen sections of the Minimum Standards, the first such comprehensive reexamination since they became effective in 1978. In developing the amendments, the Board considered developments in case law and correctional practices in jurisdictions throughout the United States. Throughout the Minimum Standards set forth herein, the Board has deleted original implementation language that long has been obsolete (e.g., “By September 1, 1978...”). The Board has also adopted as amendments to the Minimum Standards longstanding variances that have facilitated the medical isolation of prisoners in contagious disease housing units.

Set forth below is a section-by-section description of the adopted amendments.

Section 1-01 (“Non Discriminatory Treatment”)

The Board voted at its meeting of November 8, 2007 to amend subdivision (a) (“Policy”) by adding the terms “gender” and “disability” to the list of factors that cannot be the bases for discriminatory treatment of prisoners. The purpose of this amendment to subdivision (a) is to be clear that the non-discriminatory treatment policy that has historically applied with respect to race, religion, nationality, sex, sexual orientation, age or political belief should also be applicable to treatment based on gender or disability.

With regard to gender, the amendment signifies that transgender prisoners should not be searched more frequently than or differently from other prisoners. It was not the Board’s intention, in amending this section, to require the Department of Correction to change its present inmate classification policy, which is based on genital anatomy, nor to require the Department to change its practices of applying such classification for purposes including but not limited to

housing, search procedures and permissible clothing and other items. The Board *rejected* a proposal to add language to include “gender identity appropriate clothing” to the new provisions of the standards that authorize DOC to require all prisoners to wear facility clothing. See paragraph (g)(2) of § 1-03 (“Personal Hygiene”) below. Rather, the Board’s sole intention is to ensure that interactions between staff and transgender prisoners should be the same as those with non-transgender prisoners.

During the Board’s November 8th meeting, the Executive Director, for the limited purpose of illustrating the meaning of the term “gender”, read into the record the definition of that term set forth in the New York City Human Rights Law (“HRL”). The General Counsel of the New York City Human Rights Commission has advised the Board that the HRL is not applicable with regard to the treatment of prisoners housed in DOC facilities, specifically with regard to the DOC policies and classifications discussed herein. The Board did not discuss or consider the issue of whether the provisions of the HRL should be applied through its Minimum Standards.

Consistent with its views about non-discriminatory treatment, the Board also voted to include “gender” as one of the categories that cannot be used as a basis to deny, revoke, limit or interfere with visits, specifically referring to both visitors and prisoners. A corresponding revision has been made to paragraph (h)(1) of Section 1-09 (“Visiting”).

The Board rejected a proposal to repeal paragraph (c)(1), which remains intact. The Board also voted to add a new paragraph (d)(3), which will require that “(p)rocedures must be employed to ensure that non-English speaking prisoners understand all written and oral communications from facility staff members...”

Section 1-02 (“Classification”)

The Board voted to amend paragraph (b)(1) to authorize the housing of sentenced and detention prisoners together in punitive segregation, medical housing areas, mental health centers and mental observation cell housing areas, close custody housing areas, and nursery, thereby converting longstanding variances into amendments to the Minimum Standards, and allowing DOC to continue to operate these housing areas more efficiently. Thus, for example, DOC would not be required to operate separate nurseries for detainees and sentenced prisoners.

The Board voted to amend paragraphs (b)(2) and (3) to reflect a change in New York State Correction Law, which defines adolescent prisoners as ages 16 through 18 years old. Adolescent prisoners must continue to be housed separately from adults, ages 19 years and over.

Repeal of Section 1-03 (“Overtime for Correction Officers”)

The repeal of § 1-03 reflects the longstanding opinion of the Law Department that the Board’s efforts to regulate involuntary overtime for correctional officers exceeded the Board’s jurisdiction as an intrusion upon the labor relations prerogatives of the City and employee unions.

Subsequent sections have been renumbered to reflect this repeal.

Section 1-03 (“Personal Hygiene”)

The Board voted to amend paragraph (b)(1) to require that hot water for showers be provided at temperatures recommended by the American Public Health Association. To enable DOC to hold prisoners confined in punitive segregation responsible for misconduct, the Board voted to add a paragraph (b)(2), authorizing DOC to provide less frequent than daily access to showers to prisoners in punitive segregation who engage in misconduct on the way to, from, or at the shower area, and would convert longstanding variances into permanent amendments. The Board approved three exceptions for: (1) court appearances, (2) hot weather “when access to cool showers protects prisoners’ health”, and (3) menstruating female prisoners. The Board also voted to add a paragraph (c)(2) to apply identical restrictions to access to daily shaves.

The Board voted to amend subdivisions (g) and (h), thereby authorizing DOC to require all prisoners, including detainees, to wear seasonally-appropriate facility clothing, except for trial court appearances. Facility clothing for detainees must be readily distinguishable from facility clothing for sentenced prisoners. DOC may not require detainees to wear facility clothing until DOC first establishes and operates adequate laundry and clothing storage facilities.

Section 1-04 (“Overcrowding”)

The Board voted to reject three related proposed amendments that would have enabled DOC to increase the number of detainees it confines in dormitories. The Board left intact paragraph (c)(2), deciding to retain the dormitory density requirement of 60 square feet per prisoner in sleeping areas. The Board voted to reject a proposal to amend subparagraph (c)(5)(i), deciding to retain the dormitory capacity limit of 50 detainees. The Board also voted to reject a proposal to increase in dormitories the mandated ratio of sinks to prisoners, deciding to retain the current ratio of one sink for every 10 prisoners (§ 1-04(c)(3)).

Section 1-05 (“Lock-In”)

The Board voted to amend subdivision (a) to exclude from the optional lock-out provisions prisoners who are confined for medical reasons in contagious disease units (CDUs), and prisoners confined in punitive segregation. Pursuant to a longstanding variance, medical prisoners in the CDUs have been excluded from optional lock-out because they must be isolated from other prisoners. The amendment acknowledges that prisoners in punitive segregation are confined to their cells most of the time (except for some programs and services, including recreation, visits, and medical and mental health care).

The Board rejected a proposal to further amend subdivision (a) to exclude from the optional lock-out provisions prisoners who are confined in close custody.

Section 1-06 (“Recreation”)

The Board voted to amend subdivision (d) by requiring DOC to provide prisoners participating in outdoor recreation

during cold or wet weather with “appropriate outer garments in satisfactory condition, including coat, hat, and gloves.”

The Board voted to add a new subdivision (h), entitled “Limitation on Access to Recreation”, authorizing DOC to deny recreation for up to five days for prisoners who are found guilty of infractions for misconduct on the way to, from, or at recreation. This amendment makes permanent a longstanding variance. It should be noted that although the original Minimum Standards provide that prisoner misconduct at the law library, while using telephones, and during visits, may result in limitations on access, no such limitation had been incorporated into the Minimum Standards for recreation-related misbehavior.

This subdivision (h) has also been amended to correct an inadvertent omission in the version published for comment, by inserting the phrase “upon conviction of an infraction” with respect to the denial of access to recreation.

Section 1-07 (“Religion”)

The Board voted to amend paragraph (c)(1), making permanent a longstanding variance authorizing DOC to exclude from congregate religious services prisoners who are confined for medical reasons in CDUs.

The Board rejected proposals to amend paragraphs (d)(1) and (j)(3), which would have identified DOC’s (1) Executive Director of Ministerial Services as the official to approve religious advisors who conduct services and provide religious counseling in DOC facilities, and (2) Deputy Commissioner for Programs as the official to decide on prisoner requests to exercise the beliefs of a religious group or organization not previously recognized by DOC, respectively.

Section 1-08 (“Access to Courts and Legal Services”)

The Board approved a proposal to amend paragraph (f)(2), authorizing DOC to operate law libraries for two hours when general population prisoners are locked in their housing areas, and to count those hours as part of the total number of hours that the law libraries must be open. DOC must operate libraries in large jails for 10 hours (of which 8 hours must be during “lock-out hours”), and for eight hours in small jails (of which six hours must be during “lock-out hours.”) The Board believes that authorizing DOC to operate law libraries during two hours when prisoners are locked-in is likely to increase access to law libraries for prisoners from special housing areas, because these prisoners can be escorted to the law library more safely when there are no other prisoners in the corridors.

The Board voted to revise paragraph (f)(8) to require DOC to report annually, rather than periodically, on each facility’s law library resources. The Board also voted to revise paragraph (g)(2) to require DOC to provide dedicated word processors for prisoner use in the law libraries.

Section 1-09 (“Visiting”)

The Board voted to amend paragraph (d)(1), authorizing DOC to provide a non-contact visit to detainees within 24 hours after admission, rather than a contact visit. This amendment affects *only* initial visits that occur within 24 hours of admission. All other visits continue to be contact visits. In voting this amendment, the Board noted that during the first 24 hours of custody, DOC must determine a prisoner’s security risk and classification, and health providers must evaluate a prisoner’s health status, including whether a prisoner may have a contagious disease. Noting that the amendment will affect a small number of prisoners, the Board concluded that providing a non-contact visit during the first 24 hours would help to ensure the safety of the prisoner, the visitor and the facility.

A typographical error in paragraph 4 of subdivision (g) (“Visiting security and supervision”) is corrected by deleting the brackets that had appeared in the first sentence when initially published for comment. The Board voted to add language to ensure that visits would not be delayed or denied because the Department lacked sufficient functioning lockers.

The Board voted to amend paragraph (h)(1), prohibiting DOC from denying, revoking, limiting, or interfering with a visit based upon the visitor’s or prisoner’s gender or disability.

Section 1-10 (“Telephone Calls”)

The Board voted to amend subdivision (h), authorizing the Department, upon implementation of appropriate procedures and legally sufficient notice to prisoners, to listen to and monitor prisoner telephone calls, except for telephone calls to the Board of Correction, Inspector General, other monitoring and investigative bodies, treating physicians and clinicians, attorneys and clergy.

Section 1-11 (“Correspondence”)

The Board voted to amend Section 1-11 in three important respects.

First, it amended subdivision (a) to allow prisoners to correspond with anyone “except when there is a reasonable belief that limitation is necessary to protect public safety or maintain facility order and security.” The Board voted to require the Department to establish appropriate implementation procedures, and to provide notice of this revised policy to prisoners. The Board believes that heightened security concerns justify the proposed amendment.

Second, the Board amended paragraphs (c)(6) and (e)(1), authorizing DOC to read prisoner non-privileged correspondence pursuant to a court order or warden’s written order articulating a reasonable belief that the correspondence threatens the safety or security of the facility, another person, or the public. Moreover, in paragraph (c)(7), the reference to “outgoing prisoner privilege correspondence” was inadvertently omitted from the published proposal, and appears in this final version.

During its deliberations, the Board noted that several New York jails (Nassau, Suffolk, Westchester, and Rockland) read non-privileged mail. The Philadelphia, Dallas, and Houston jails also read non-privileged mail. The Board concluded that relying on obtaining court orders could cause undue delays, and interfere with DOC’s ability to act quickly and decisively

when dealing with imminent security threats.

Third, the Board amended paragraph (d)(1), increasing from 24 to 48 hours the time by which incoming correspondence must be delivered to prisoners. The Board noted that an additional 24 hours would enable DOC to conduct more thorough physical inspections of incoming correspondence.

Finally, paragraph (e)(3) is amended to reflect the Board's view that the reading of privileged mail may occur only pursuant to court order, in which case there is no reason for the prisoner to be present.

Section 1-12 ("Packages")

The Board voted to amend subdivision (a), allowing prisoners to receive packages from, or send packages to, anyone "except when there is reasonable belief that limitation is necessary to protect public safety or maintain facility order and security." The Board believes that heightened security concerns justify this amendment.

The Board also amended paragraph (e)(2), consistent with the amendments to §1-11(e) noted above, authorizing DOC to read prisoner non-privileged correspondence enclosed in incoming packages pursuant to a court order or warden's written order articulating a reasonable belief that the correspondence threatens the safety or security of the facility, another person, or the public.

Section 1-13 ("Publications")

The Board voted to amend subdivision (a), allowing prisoners to receive publications from any source "except when there is reasonable belief that limitation is necessary to protect public safety or maintain facility order and security." The Board believes that heightened security concerns justify this amendment.

The Board also voted to amend paragraph (c)(3), authorizing DOC to censor or delay delivery of a publication if it contains "material that may compromise the safety and security of the facility." The Board believes that heightened security concerns justify the proposed amendment.

Section 1-15 ("Variances")

The Board rejected proposals to amend § 1-15, which would have simplified the process by which DOC could seek variances for non-compliance with provisions of the Standards. The Board also rejected a proposal that would have authorized the Board to grant a variance allowing DOC to implement, on a trial basis for a specified period of time, a procedure or program that does not comply with a Standard but which is identified as a correctional "best practice" – one that the Board determines may be particularly appropriate for implementation in City jails. Therefore § 1-15 is to remain unchanged as to proposed substantive provisions. A correction has been made to the language in paragraph (d)(1) to restore the original text that was inadvertently misprinted in 1991 when the compilation of New York City Rules was published.

Chapter 1 of Title 40 of the Rules of the City of New York is amended to read as follows:

**CHAPTER 1
CORRECTIONAL FACILITIES**

CONTENTS

Section 1-01 Non-discriminatory Treatment.....
Section 1-02 Classification of Prisoners
Section 1-03 [Overtime for Correction Officers]Personal Hygiene..
Section 1-04 Overcrowding.....
Section 1-05 Lock-In.....
Section 1-06 Recreation
Section 1-07 Religion
Section 1-08 Access to Courts and Legal Services.....
Section 1-09 Visiting.....
Section 1-10 Telephone Calls
Section 1-11 Correspondence
Section 1-12 Packages
Section 1-13 Publications
Section 1-14 Access to Media
Section 1-15 [Section 1-16] Variances.....

§ 1-01 Non-discriminatory Treatment.

(a) *Policy.*

Prisoners shall not be subject to discriminatory treatment based upon race, religion, nationality, sex, sexual orientation, gender, disability, age or political belief. The term "prisoner" means any person in the custody of the New York City Department of Correction ("the Department"). "Detainee" means any prisoner awaiting disposition of a criminal charge. "Sentenced prisoner" means any prisoner serving a sentence of up to one year in Department custody.

(b) *Equal protection.*

- (1) Prisoners shall be afforded equal opportunity in all decisions including, but not limited to, work and housing assignments, classification, and discipline.
- (2) Prisoners shall be afforded equal protection and equal opportunity in being considered for any available programs including, but not limited to educational, religious, vocational, recreational, or temporary release.
- (3) Each [institution] facility shall provide programs, cultural activities and foods suitable for those racial and ethnic

groups with significant representation in the prisoner population, including Black and Hispanic prisoners.

- (4) Nothing contained in this [Section] section shall prevent the Department from [utilizing] using rational criteria for a particular program or opportunity.
- (c) *Hispanic prisoners and staff.*
 - (1) Each [institution] facility shall have a sufficient number of employees and volunteers fluent in the Spanish language to assist Hispanic prisoners in understanding, and participating, in the various [institutional] facility programs and activities, including use of the law library and parole applications.
 - (2) Bilingual prisoners in each housing unit should be [utilized] used to assist Spanish-speaking prisoners in the unit and in the law library.
 - (3) Communications on any significant matter from correctional personnel to prisoners, including, but not limited to, orientation, legal research, [institutional] facility programs, medical procedures, minimum standards and disciplinary code shall be in Spanish and English.
 - (4) Communications on any significant matter from correctional personnel to outside individuals or organizations regularly involved with New York City prisoners shall be in Spanish and English.
 - (5) Spanish-speaking prisoners shall be afforded opportunities to read publications and newspapers printed in Spanish, and to hear radio and television programs broadcast in Spanish. [Institutional] Facility libraries shall contain Spanish language books and materials.
- (d) *Different languages.*
 - (1) Prisoners shall be permitted to communicate with other prisoners and with persons outside the [institution] facility by mail, telephone, or in person, in any language, and may read and receive written materials in any language.
 - (2) Provisions shall be made by the Department to assist in assuring prompt access to translation services for non-English speaking prisoners.
 - (3) Procedures shall be employed to ensure that non-English speaking prisoners understand all written and oral communications from facility staff members, including but not limited to, orientation procedures, health services procedures, facility rules and disciplinary proceedings.

§ 1-02 Classification of Prisoners.

- (a) *Policy.*

Consistent with the requirements of this [Section] section the Department shall [establish] employ a classification system for prisoners.
- (b) *Categories.*
 - (1) Prisoners serving sentence shall be housed separate and apart from prisoners awaiting trial or examination, except when housed in:
 - (i) punitive segregation;
 - (ii) medical housing areas;
 - (iii) mental health centers and mental observation cell housing areas;
 - (iv) close custody housing areas; and
 - (v) nursery.
 - (2) Within [these two] the categories set forth in paragraph (1), the following groupings shall be housed separate and apart:
 - (i) male adults, ages [21] 19 and over;
 - (ii) male minors, ages 16 to [20] 18 inclusive;
 - (iii) female adults, ages [21] 19 and over;
 - (iv) female minors, ages 16 to [20] 18 inclusive.
- (c) *Civil prisoners.*
 - (1) Prisoners who are not directly involved in the criminal process as detainees or serving sentence and are confined for other reasons including civil process, civil contempt or material witness, shall be housed separate and apart from other prisoners and, if possible, located in a different structure or wing. They must be

afforded at least as many of the rights, privileges and opportunities available to other prisoners.

- (2) Within this category, the following groupings shall be housed separate and apart:
 - (i) male adults, ages [21] 19 and over;
 - (ii) male minors, ages 16 to [20] 18 inclusive;
 - (iii) female adults, ages [21] 19 and over;
 - (iv) female minors, ages 16 to [20] 18 inclusive.
- (d) *Limited commingling.*

Nothing contained in this [Section] section shall prevent prisoners in different categories or groupings from being in the same area for a specific purpose, including, but not limited to, entertainment, classes, contact visits or medical necessity.
- (e) *Security [Classification] classification.*
 - (1) The Department shall [design] use a system of classification to group prisoners according to the minimum degree of surveillance and security required. [The proposed system must be submitted to the Board for approval within 90 days after the effective date of this Section.]
 - (2) The system of classification shall meet the following requirements:
 - (i) It shall be in writing and shall specify the basic objectives, the classification categories, the variables and criteria used, the procedures used and the specific consequences to the prisoner of placement in each category.
 - (ii) It shall include at least two classification categories.
 - (iii) It shall provide for an initial classification upon entrance into the corrections system. Such classification shall take into account only relevant factual information about the prisoner, capable of verification.
 - (iv) It shall provide for involvement of the prisoner at every stage with adequate due process.
 - (v) Prisoners placed in the most restrictive security status shall only be denied those rights, privileges and opportunities that are directly related to their status and which cannot be provided to them at a different time or place than provided to other prisoners.
 - (vi) It shall provide mechanisms for review of prisoners placed in the most restrictive security status at intervals not to exceed four weeks for detainees and eight weeks for sentenced prisoners.
 - (3) Pending the design and adoption of a classification system, all prisoners shall be "general population" except those placed in "administrative segregation" pursuant to the procedures provided in existing court orders. In accordance with these orders, prisoners in "administrative segregation" shall not be denied any of the rights, privileges or opportunities available to the "general population" although they may be provided at different times and places. Nothing contained herein shall affect prisoners in punitive segregation.]

§1-03, "Overtime for Correction Officers", is REPEALED, and subsequent sections in this chapter are renumbered to reflect this repeal.

§ [1-04] 1-03 Personal Hygiene.

- (a) *Policy.*

Each [institution] facility shall provide for and maintain reasonable standards of prisoner personal hygiene.
- (b) *Showers.*
 - (1) Showers with hot and cold water shall be made available to all prisoners daily. The hot water temperature norms of the American Public Health Association shall be followed. Consistent with [institutional] facility health requirements, prisoners may be required to shower periodically. The shower area shall be cleaned at least once each week.

- (2) Notwithstanding paragraph (1) of this subdivision, prisoners confined in punitive segregation may be denied daily access to showers for infraction convictions for misconduct on the way to, from or during a shower, as follows: for a first offense, access to showers may be reduced to five days per week for two consecutive weeks; for subsequent convictions during the same punitive segregation confinement, as follows: for a second conviction, access to showers may be reduced to three days per week for up to three consecutive weeks; for a third conviction, to three days per week for up to four consecutive weeks; and for a fourth conviction, to three days per week for the duration of the current punitive segregation confinement. The provisions of this paragraph (2) shall not apply to prisoners making court appearances, during times of hot weather when access to cool showers protects prisoners' health, and to female prisoners who are menstruating.
- (c) *Shaving.*
- (1) All prisoners shall be permitted to shave daily. Hot water sufficient to enable prisoners to shave with care and comfort shall be provided. Upon request, necessary shaving items shall be provided at Department expense and shall be maintained in a safe and sanitary condition.
- (2) [Hot water sufficient to enable prisoners to shave with care and comfort shall be provided.] Notwithstanding paragraph (1) of this subdivision, prisoners confined in punitive segregation may be denied access to daily shaves, except for court appearances, for infraction convictions for misconduct on the way to, from or during a shower, in accordance with the schedule in paragraph (b)(2) of this section.
- (d) *Haircuts.*
- (1) Hair shall be cut by persons capable of using barber tools. Such persons include, but are not limited to:
- licensed barbers;
 - [institution] facility staff members; and
 - prisoners.
- (2) Barber tools shall be maintained in a safe, sanitary condition.
- (e) *Hair styles.*
- (1) Consistent with the requirements of this subdivision, prisoners shall be permitted to adopt hair styles, including facial hair styles, of any length.
- Prisoners assigned to work in areas where food is stored, prepared, served or otherwise handled may be required to wear a hair net or other head covering.
 - The Department may determine that certain work assignments constitute a safety hazard to those prisoners with long hair or beards. Prisoners unwilling or unable to conform to the safety requirements of such work assignment shall be assigned elsewhere.
 - Should examination of a prisoner's hair reveal the presence of vermin, medical treatment should be initiated immediately. The cutting of a prisoner's hair is permissible under these circumstances pursuant to a physician's written order and under the direct supervision of the physician.
- (2) When the growth or removal of a prisoner's hair, including facial hair, creates an identification problem, a new photograph may be taken of that prisoner.
- (f) *Personal health care items.*
- (1) Upon admission to [an institution] a facility, all prisoners shall be provided at Department expense with an issue of personal health care items, including but not limited to:
- soap;
 - toothbrush;
 - toothpaste or tooth powder;
 - drinking cup;
 - toilet paper;
 - towel; and
- (vii) aluminum or plastic mirror, unless this is permanently available in the housing area.
- (2) In addition to the items listed in paragraph (1) of this subdivision, all women prisoners shall be provided at Department expense with necessary hygiene items.
- (3) Towels shall be exchanged at least once per week at Department expense. All other personal health care items issued pursuant to paragraphs (1) and (2) of this subdivision shall be replenished or replaced as needed at Department expense.
- (g) *Clothing.*
- (1) [By September 1, 1978, all prisoners] Prisoners shall be entitled to wear clothing provided by the Department as needed. Such clothing shall be laundered and repaired at Department expense and shall include, but is not limited to:
- one shirt;
 - [one pair of pants or one skirt for women, as the prisoner wishes;]
 - one pair of pants [for men];
 - ~~(iii)~~ two sets of undergarments;
 - ~~(iv)~~ two pairs of socks;
 - ~~(v)~~ one pair of suitable footwear; and
 - ~~(vi)~~ one sweater or sweatshirt to be issued during cold weather.
- (2) The Department may require sentenced prisoners to wear [institutional] facility clothing. Upon establishment and operation of clothing services described in paragraph (h)(2) of this section, the Department may require all prisoners to wear seasonally appropriate facility clothing, except that for trial appearances, prisoners may wear clothing items described in paragraph (3) of this subdivision. The facility clothing that is provided for detainees shall be readily distinguishable from that provided for sentenced prisoners. [Such] Facility clothing shall be provided, laundered and repaired at Department expense.
- (3) [Detainees] Until the Department establishes and operates clothing services described in paragraph (h)(2) of this section, detainees shall be permitted to wear [non-institutional] non-facility clothing. Such clothing may include items:
- worn by the prisoner upon admission to the [institution] facility; and
 - received [by the prisoner] after admission from any source. This clothing, including shoes, may be new or used.
- [(4)] ~~(iii)~~ [Prisoners] Detainees shall be permitted to wear all items of clothing that are generally acceptable in public and that do not constitute a threat to the safety of [an institution. Women shall be permitted to wear pants and slacks. Women and men shall be permitted to wear short pants and short-sleeve shirts during the warm weather months] a facility.
- [(5)] (4) Prisoners engaged in work assignment or outdoor recreation requiring special clothing shall be provided with such clothing at Department expense.
- (5) Upon establishment and operation of clothing services described in paragraph (h)(2) of this section and requiring all prisoners to wear facility clothing, the Department shall provide to all prisoners upon admission at least the following:
- two shirts;
 - one pair of pants;
 - four sets of undergarments;
 - four pairs of socks;
 - one pair of suitable footwear; and
 - one sweater or sweatshirt to be issued during cold weather.
- (6) Upon requiring all prisoners to wear facility clothing, the Department shall provide prisoners with a clean exchange of such clothing every four days.
- (h) [Laundry] *Clothing services.*
- (1) [By September 1, 1978, laundry] Laundry service sufficient to provide [all] prisoners with a clean change of personal or facility clothing at least twice per week shall be provided at Department expense.
- (2) Prior to requiring detainees to wear facility clothing, the Department shall establish and operate:
- laundry service sufficient to fulfill the requirements of paragraphs (g)(5) and (6) of this section at Department expense, and
 - secure storage facilities from which prisoners' personal clothing can be retrieved promptly and cleaned for trial court appearances, and retrieved promptly upon prisoners' discharge from custody.
- (i) *Bedding.*
- (1) [By September 1, 1978, upon] Upon admission to [an institution] a facility, all prisoners shall be provided at Department expense with an issue of bedding, including but not limited to:
- two sheets;
 - one pillow;
 - one pillow case;
 - one mattress;
 - one mattress cover; and
 - sufficient blankets to provide comfort and warmth.
- (2) Prior to being issued, all bedding items shall be checked for damage and repaired or cleaned, if necessary.
- (3) Pillowcases and sheets shall be cleaned at least once each week. Blankets shall be cleaned at least once every three months. Mattresses shall be cleaned at least once every six months.
- (4) Mattresses must be constructed of fire retardant materials. Mattress covers must be constructed of materials both water resistant and easily sanitized.
- (5) All items of clothing and bedding stored within the [institution] facility shall be maintained in a safe and sanitary manner.
- (j) *Housing areas.*
- (1) Prisoners shall be provided at Department expense with a supply of brooms, mops, soap powder, disinfectant, and other materials sufficient to properly clean and maintain housing areas, except when contraindicated by medical staff. Under such circumstance, the Department shall make other arrangements for cleaning these areas.
- (2) The Department shall [develop a plan for the] provide for regular cleaning of all housing areas, including cells, tiers, dayrooms, and windows, and for the extermination of rodents and vermin in all housing areas. [Such plans shall be submitted to the Board within 90 days of the effective date of this standard.]
- (3) All housing areas shall contain at least the following [facilities] fixtures in sufficient supply to meet reasonable standards of prisoner personal hygiene:
- sink with hot and cold water;
 - flush toilet; and
 - shower with hot and cold water.
- § [1-05] 1-04 Overcrowding.
- (a) *Policy.* Prisoners shall not be housed in cells, rooms or dormitories unless adequate space and furnishings are provided.
- (b) *Single occupancy.*
- (1) A cell or room designed or rated for single occupancy shall house only one prisoner.
- (2) Each single cell shall contain a flush toilet, a wash basin with drinking water, [and, at a minimum, the following furniture:
- a single bed[;] and a closeable storage container for personal property.
 - by September 1, 1978, a locker or drawer that can be closed].
- (3) A single-cell housing area shall contain table or desk space for each occupant that is available for use at least 12 hours per day.
- (c) *Multiple occupancy.*
- (1) A multiple-occupancy area shall contain for each occupant a single bed [for each occupant, a locker or drawer that can be closed] ,a closeable storage container for

personal property [for each occupant,] and [by September 1, 1978,] a table or desk space [for each occupant] that is available for use at least 12 hours per day.

- (2) Multiple-occupancy areas shall provide a minimum of 60 square feet of floor space per person in the sleeping area.
- (3) A multiple-occupancy area shall provide a minimum of one operable toilet and shower for every 8 prisoners and one operable sink for every 10 prisoners. Toilets shall be accessible for use without staff assistance 24 hours per day.
- (4) A multiple-occupancy area shall provide a dayroom space that is physically and acoustically separate from but immediately adjacent and accessible to the sleeping area, except for cells designed or rated for two or more occupants, opened on or prior to January 1, 2000.
- (5) A multiple occupancy area shall house no more than:
 - (i) 50 Detainees
 - (ii) 60 Sentenced Prisoners. [Section 1-05 (c)(5)(ii)] This subparagraph shall be applicable to all multi-occupancy areas opened after July 1, 1985.

§[1-06] 1-05 Lock-in.

(a) Policy.

The time spent by prisoners confined to their cells should be kept to a minimum and required only when necessary for the safety and security of the [institution] facility. The provisions of this section are inapplicable to prisoners confined in punitive segregation or prisoners confined for medical reasons in the contagious disease units.

(b) Involuntary lock-in.

No prisoner shall be required to remain confined to his or her cell except for the following purposes:

- (1) At night for count or sleep, not to exceed eight hours in any 24-hour period;
- (2) During the day for count or required [institutional] facility business that can only be carried out while prisoners are locked in, not to exceed two hours in any 24-hour period. This time may be extended if necessary to complete an off count.
- [(3) Within 60 days of the effective date of this standard, the Department shall submit to the Board its list of institutions, if any, that require more than two hours of lock-in during the day because of unique problems. Pursuant to Section 1-16, the Board shall determine if any variance from the requirement of Section 1-06(b)(2) is necessary.]

(c) Optional lock-in.

- (1) Prisoners shall have the option of being locked in their cells during lock-out periods. Prisoners choosing to lock in at the beginning of a lock-out period of two hours or more shall be locked out upon request after one-half of the period. At this time, prisoners who have been locked out shall be locked in upon request.
- (2) The Department may deny optional lock-in to a prisoner in mental observation status if a psychiatrist or psychologist determines in writing that optional lock-in poses a serious threat to the safety of that prisoner. A decision to deny optional lock-in must be reviewed every ten days, including a written statement of findings, by a psychiatrist or psychologist. Decisions made by a psychiatrist or psychologist pursuant to this subdivision must be based on personal consultation with the prisoner.

(d) Schedule.

Each [institution] facility shall maintain and distribute to all prisoners or post in each housing area its lock-out schedule, including the time during each lock-out period when prisoners may exercise the options provided by [§1-06(c)] paragraph (c)(1) of this subdivision.

§ [1-07] 1-06 Recreation.

(a) Policy.

Recreation is essential to good health and contributes to reducing tensions within a facility. Prisoners shall be provided with adequate indoor and outdoor recreational opportunities.

(b) Recreation areas.

[By September 1, 1978, indoor] Indoor and outdoor recreation areas of sufficient size to meet the requirements of this section shall be established and maintained by each [institution] facility. An outdoor recreation area must allow for direct access to sunlight and air.

(c) Recreation schedule.

Recreation periods shall be at least one hour; only time spent at the recreation area shall count toward the hour. Recreation shall be available [five] seven days per week in the outdoor recreation area, except in inclement weather when the indoor recreation area shall be [utilized] used. [By September 1, 1978, such recreation shall be available daily.]

(d) Recreation equipment.

- (1) The Department shall make available to prisoners an adequate amount of equipment during the recreation period. [A list of the equipment available at each institution shall be submitted to the Board within 30 days of the effective date of this standard.]
- (2) Upon request each facility shall provide prisoners with appropriate outer garments in satisfactory condition, including coat, hat, and gloves, when they participate in outdoor recreation during cold or wet weather conditions.

(e) Recreation within housing area.

- (1) Prisoners shall be permitted to engage in recreation activities within cell corridors and tiers, dayrooms and individual housing units. Such recreation may include but is not limited to:
 - (i) table games;
 - (ii) exercise programs; and
 - (iii) arts and crafts activities.
- (2) Recreation taking place within cell corridors and tiers, dayrooms and individual housing units shall supplement, but not fulfill, the requirements of [§ 1-07] subdivision (c) of this section.

(f) Recreation for prisoners in the contagious disease units.

The Department shall not be required to provide an indoor recreation area for use during inclement weather by prisoners confined for medical reasons in the contagious disease units.

[(f)](g) Recreation for prisoners in segregation.

Prisoners confined in [administrative] close custody or punitive segregation shall be permitted recreation in accordance with [§ 1-07] the provisions of subdivision (c) of this section.

[(g)](h) Limitation on access to recreation.

A prisoner's access to recreation may be denied for up to five days only upon conviction of an infraction for misconduct on the way to, from or during recreation.

§ [1-08] 1-07 Religion.

(a) Policy.

Prisoners have an unrestricted right to hold any religious belief, and to be a member of any religious group or organization, as well as to refrain from the exercise of any religious beliefs. A prisoner may change his or her religious affiliation.

(b) Exercise of religious beliefs.

- (1) Prisoners are entitled to exercise their religious beliefs in any manner that does not constitute a clear and present danger to the safety or security of [an institution] a facility.
- (2) No employee or agent of the Department or of any voluntary program shall be permitted to proselytize or seek to convert any prisoner, nor shall any prisoner be compelled to exercise or be dissuaded from exercising any religious belief.
- (3) Equal status and protection shall be afforded all prisoners in the exercise of their religious beliefs except when such exercise is unduly disruptive of [institutional] facility routine.

(c) Congregate religious activities.

- (1) Consistent with the requirements of [§ 1-08] subdivision (a) of this section, all prisoners shall be permitted to congregate for the purpose of religious worship and other religious activities, except for prisoners confined for medical reasons in the contagious disease units.

- (2) Each [institution] facility shall provide all prisoners access to an appropriate area for congregate religious worship and other religious activities. Consistent with the requirements of [§ 1-08] paragraph (b)(1) of this section, this area shall be made available to prisoners in accordance with the practice of their religion.

(d) Religious advisors.

- (1) As used in this [Section] section, the term "religious advisor" [shall mean] means a person who has received [ecclesiastical] endorsement from the relevant religious authority.
- (2) Religious advisors shall be permitted to conduct congregate religious activities permitted pursuant to [§ 1-08] subdivision (c) of this section. When no religious advisor is available, a member of a prisoner religious group may be permitted to conduct congregate religious activities.
- (3) Consistent with the requirements of [§ 1-08] paragraph (b)(1) of this section, prisoners shall be permitted confidential consultation with their religious advisors during lock-out periods.

(e) Celebration of religious holidays or festivals.

Consistent with the requirements of [§ 1-08] paragraph (b)(1) of this section, prisoners shall be permitted to celebrate religious holidays or festivals on an individual or congregate basis.

(f) Religious dietary laws.

Prisoners are entitled to the reasonable observance of dietary laws or fasts established by their religion. Each [institution] facility shall provide prisoners with food items sufficient to meet such religious dietary laws.

(g) Religious articles.

Consistent with the requirements of [§ 1-08] paragraph (b)(1) of this section, prisoners shall be entitled to wear and to possess religious medals or other religious articles, including clothing and hats.

(h) Exercise of religious beliefs by prisoners in segregation.

- (1) Prisoners confined in administrative or punitive segregation shall not be prohibited from exercising their religious beliefs, including the opportunities provided by [§§ 1-08(d), 1-08(e), 1-08(f), and 1-08(g)] subdivisions (d) through (g) of this section.
- (2) Congregate religious activities by prisoners in [administrative] close custody or punitive segregation shall be provided for by permitting such prisoners to attend congregate religious activities with appropriate security either [by themselves] with each other or with other prisoners.

(i) Recognition of a religious group or organization.

- (1) A list shall be maintained of all religious groups and organizations recognized by the Department. This list shall be in Spanish and English, and shall be distributed to all incoming prisoners or posted in each housing area.
- (2) Each [institution] facility shall maintain a list of the religious advisor, if any, for each religious group and organization, and the time and place for the congregate service of each religion. This list shall be in Spanish and English, and shall be distributed to all incoming prisoners or posted in each housing area.
- (3) Prisoner requests to exercise the beliefs of a religious group or organization not previously recognized shall be made to the Department.
- (4) In determining requests made pursuant to paragraph (3) of this subdivision, the following factors among others shall be considered as indicating a religious foundation for the belief:
 - (i) whether there is substantial literature supporting the belief as related to religious principle;
 - (ii) whether there is formal, organized worship by a recognizable and cohesive group sharing the belief;
 - (iii) whether there is an informal association of persons who share common ethical, moral, or intellectual views supporting the belief; or

- (iv) whether the belief is deeply and sincerely held by the prisoner.
- (5) In determining requests made pursuant to paragraph (3) of this subdivision, the following factors shall not be considered as indicating a lack of religious foundation for the belief:
- (i) the belief is held by a small number of individuals;
- (ii) the belief is of recent origin;
- (iii) the belief is not based on the concept of a Supreme Being or its equivalent; or
- (iv) the belief is unpopular or controversial.
- (6) In determining requests made pursuant to paragraph (3) of this subdivision, prisoners shall be permitted to present evidence indicating a religious foundation for the belief.
- (7) The procedure outlined in §§ [1-08 (j)] paragraphs (1) and (3) of this subdivision shall apply when a prisoner request made pursuant to [§1-08] paragraph (i)(3) of this subdivision is denied.
- (j) *Limitations on the exercise of religious beliefs.*
- (1) Any determination to limit the exercise of the religious beliefs of any prisoner shall be made in writing, and shall state the specific facts and reasons underlying such determination. A copy of this determination, including the appeal procedure, shall be sent to the Board and to any person affected by the determination within 24 hours of the determination.
- (2) This determination must be based on specific acts committed by the prisoner during the exercise of his or her religion that demonstrate a serious and immediate threat to the safety and security of the [institution] facility. Prior to any determination, the prisoner must be provided with written notification of the specific charges and the names and statements of the charging parties, and be afforded an opportunity to respond.
- (3) Any person affected by a determination made pursuant to this subdivision may appeal such determination to the Board.
- (i) The person affected by the determination shall give notice in writing to the Board and the Department of his or her intent to appeal the determination.
- (ii) The Department and any person affected by the determination may submit to the Board for its consideration any relevant material in addition to the written determination.
- (iii) The Board or its [designate] designee shall issue a written decision upon the appeal within 14 business days after receiving notice of the requested review.
- § [1-09] 1-08 **Access to Courts and Legal Services.**
- (a) *Policy.* Prisoners are entitled to access to courts, attorneys, legal assistants and legal materials.
- (b) *Judicial and administrative proceedings.*
- (1) Prisoners shall not be restricted in their communications with courts or administrative agencies pertaining to either criminal or civil proceedings except pursuant to a court order.
- (2) Timely transportation shall be provided to prisoners scheduled to appear before courts or administrative agencies. Vehicles used to transport prisoners must meet all applicable safety and inspection requirements and provide adequate ventilation, lighting and comfort.
- (c) *Access to counsel.*
- (1) Prisoners shall not be restricted in their communication with attorneys. The fact that a prisoner is represented by one attorney shall not be grounds for preventing him or her from communicating with other attorneys. Any properly identified attorney may visit any prisoner with the prisoner's consent.
- (i) An attorney may be required to present identification to a designated official at the central office of the Department in order to obtain [an institutional] a facility pass. This pass shall remain in effect for a minimum of three years and] shall permit the attorney to visit any prisoner in the custody of the Department.
- (ii) The Department only may require such identification [that] as is normally possessed by an attorney.
- (2) The Department may limit visits to any attorney of record, or an attorney with a court notice for prisoners undergoing examination for competency pursuant to court order.
- (3) Visits between prisoners and attorneys shall be kept confidential and protected, in accordance with provisions of § [1-10] 1-09. Legal visits shall be permitted at least eight hours per day between 8 a.m. and 8 p.m. During business days, four of those hours shall be 8 a.m. to 10 a.m., and 6 p.m. to 8 p.m. The Department shall maintain and post the schedule of legal visiting hours at each [institution] facility.
- (4) Mail between prisoners and attorneys shall not be delayed, read, or interfered with in any manner, except as provided in § [1-12] 1-11.
- (5) Telephone communications between prisoners and attorneys shall be kept confidential and protected, in accordance with the provisions of § [1-11] 1-10.
- (d) *Access to co-defendants.*
- Upon reasonable request, regular visits shall be permitted between a detainee and all of his or her co-defendants who consent to such visits. If any of the co-defendants are incarcerated, the Department may require that an attorney of record be present and teleconferencing shall be used, if available.
- (e) *Attorney assistants.*
- (1) Law students, legal paraprofessionals, and other attorney assistants working under the supervision of an attorney representing a prisoner shall be permitted to communicate with prisoners by mail, telephone and personal visits, to the same extent and under the same conditions that the attorney may do so for the purpose of representing the prisoner. Law students, legal paraprofessionals and other attorney assistants working under the supervision of an attorney contacted by a prisoner shall be permitted to communicate with that prisoner by mail, telephone, or personal visits to the same extent and under the same conditions that the attorney may do so.
- (2) An attorney assistant may be required to present a letter of identification from the attorney to a designated official at the central office of the Department in order to obtain [an institutional] a facility pass. A pass shall not be denied based upon any of the [items] reasons listed in § [1-10] 1-09 (h)(1).
- (3) The pass [shall remain in effect for a minimum of one year and] shall permit the assistant to perform the functions listed in [§ 1-09] subdivision (e) of this section. It may be revoked if specific acts committed by the legal assistant demonstrate his or her threat to the safety and security of [an institution] a facility. This determination must be made pursuant to the procedural requirements of [§§ 1-10(h)(2), 1-10(h)(4) and 1-10(h)(5)] paragraphs (2), (4) and (5) of subdivision (h) of §1-09.
- (f) *Law libraries.*
- Each [institution] facility shall maintain a properly equipped and staffed law library.
- (1) The law library shall be located in a separate area sufficiently free of noise and activity and with sufficient space and lighting to permit sustained research.
- (2) Each law library shall be open for a minimum of five days per week including at least one weekend day. On each day a law library is open:
- (i) [In] in facilities with more than 600 prisoners, each law library shall be [open] operated for a minimum of ten hours, of which at least eight shall be during lock-out hours [on all days of operation.];
- (ii) [In] in facilities with 600 or fewer prisoners, each law library shall be [open] operated for a minimum of eight and a half hours, of which at least six and a half shall be during lock-out hours[; on all days of operation];
- (iii) [In] in all facilities, the law library shall be [open on all days of operation] operated for at least three hours between 6 p.m. and 10 p.m.; and
- (iv) [The] the law library will be kept open for prisoners' use on all holidays which fall on regular law library days except[:] New Year's Day, July 4th, Thanksgiving, and Christmas. The law library may be closed on holidays other than those specified provided that law library services are provided on either of the two days of the same week the law library is usually closed. On holidays on which the law library is kept open, it shall operate for a minimum of eight hours. No changes to law library schedules [in effect on January 1, 1986,] shall be made without written notice to the Board of Correction, [which must] and shall be received at least five business days before the planned change(s) is to be implemented.
- (3) The law library schedule shall be arranged to provide access to prisoners during times of the day when other activities such as recreation, commissary, meals, school, sick call, etc., are not scheduled. Where such considerations cannot be made, prisoners shall be afforded another opportunity to attend the law library at a later time during the day.
- (4) Each prisoner shall be granted access to the law library for a period of at least two hours per day on each day the law library is open. Upon request, extra time may be provided as needed, space and time permitting. In providing extra time, prisoners who have an immediate need for additional time, such as prisoners on trial and those with an impending court deadline shall be granted preference.
- (5) Notwithstanding the provisions of paragraph (f)(4), prisoners housed for medical reasons in the contagious disease units may be denied access to the law library. An alternative method of access to legal materials shall be instituted to permit effective legal research.
- [(5)](6) The law library hours for prisoners in punitive segregation may be reduced or eliminated, provided that an alternative method of access to legal materials is instituted to permit effective legal research.
- [(6)] (7) Legal research classes for general population prisoners shall be conducted at each [institution] facility on at least a quarterly basis. Legal research training materials shall be made available upon request to prisoners in special housing.
- [(7)](8) The Department shall [periodically] report annually to the Board detailing the resources available at the law library at each [institution] facility, including a list of titles and dates of all law books and periodicals and the number, qualifications and hours of English and Spanish-speaking legal assistants.
- (g) *Legal documents and supplies.*
- (1) Each law library shall contain necessary research and reference materials which shall be kept properly updated and supplemented, and shall be replaced without undue delay when materials are missing or damaged.
- (2) Prisoners shall have reasonable access to typewriters, dedicated word processors, and photocopiers for the purpose of preparing legal documents. A sufficient number of operable typewriters, dedicated word processors, and photocopy machines will be provided for prisoner use.
- (3) Legal clerical supplies, including pens, legal paper and pads [and carbon paper] shall be made available for purchase by prisoners. Such legal clerical supplies shall be provided to indigent prisoners at Department expense.

- (4) Unmarked legal forms which are commonly used by prisoners shall be made available. Each prisoner shall be permitted to use or make copies of such forms for his or her own use.
- (h) *Law library staffing.*
- (1) During all hours of operation, each law library shall be staffed with trained civilian legal coordinator(s) to assist prisoners with the preparation of legal materials. Legal coordinator coverage shall be provided during extended absences of the regularly assigned legal coordinator(s).
- (2) Each law library shall be staffed with an adequate number of permanently assigned correction officers knowledgeable of law library procedures.
- (3) Spanish-speaking prisoners shall be provided assistance in use of the law library by employees fluent in the Spanish language on an as needed basis.
- (i) *Number of legal documents and research materials.*
- (1) Prisoners shall be permitted to purchase and receive [an unrestricted number of] law books and other legal research materials from any source.
- (2) Reasonable regulations governing the keeping of materials in cells and the searching of cells may be adopted, but under no circumstances may prisoners' legal documents, books, and papers be read or confiscated by correctional personnel without a lawful warrant. Where the space in a cell is limited, an alternative method of safely storing legal materials elsewhere in the [institution] facility is required, provided that a prisoner shall have regular access to these materials.
- (j) *Limitation of access to law library.*
- (1) A prisoner may be removed from the law library if he or she disrupts the orderly functioning of the law library or does not use the law library for its intended purposes. A prisoner may be excluded from the law library for more than the remainder of one law library period only for a disciplinary infraction occurring within a law library.
- (2) Any determination to limit a prisoner's right of access to the law library shall be made in writing and shall state the specific facts and reasons underlying such determination. A copy of this determination, including the appeal procedure, shall be sent to the Board and to any person affected by the determination within 24 hours of the determination.
- (3) An alternative method of access to legal materials shall be instituted to permit effective legal research for any prisoner excluded from the law library. A legal coordinator shall visit any excluded prisoner to determine his or her law library needs upon request.
- (4) Any person affected by a determination made pursuant to this subdivision (j) may appeal such determination to the Board.
- (i) The person affected by a determination shall give notice in writing to the Board and to the Department of his or her intent to appeal the determination.
- (ii) The Department and any person affected by the determination may submit to the Board for its consideration any relevant material in addition to the written determination.
- (iii) The Board or its designee shall issue a written decision upon the appeal within five business days after receiving notice of the requested review.
- § [1-10] 1-09 **Visiting.**
- (a) *Policy.*
- Prisoners are entitled to receive personal visits of sufficient length and number.
- (b) *Visiting and waiting areas.*
- (1) [By September 1, 1978, a] A visiting area of sufficient size to meet the requirements of this [Section] section shall be established and maintained in each [institution] facility.
- (2) The visiting area shall be designed so as to allow physical contact between prisoners and their visitors as required by §[1-10] subdivision (f) of this section.
- (3) The Department shall make every effort to minimize the waiting time prior to a visit. Visitors shall not be required to wait outside [an institution] a facility unless adequate shelter is provided and the requirements of §[1-10] paragraph (b)(4) of this section are met.
- (4) All waiting and visiting areas shall provide for at least minimal comforts for visitors, including but not limited to:
- (i) sufficient seats for all visitors;
- (ii) access to bathroom facilities and drinking water throughout the waiting and visiting periods;
- (iii) [by September 1, 1978,] access to vending machines for beverages and foodstuffs at some point during the waiting or visiting period; and
- (iv) access to a Spanish-speaking employee or volunteer at some point during the waiting or visiting period. All visiting rules, regulations and hours shall be clearly posted in English and Spanish in the waiting and visiting areas at each [institution] facility.
- (5) The Department shall make every effort to utilize outdoor areas for visits during the warm weather months.
- (c) *Visiting schedule.*
- (1) Visiting hours may be varied to fit the schedules of individual [institutions] facilities but must meet the following minimum requirements for detainees:
- (i) Monday through Friday. Visiting shall be permitted on at least three days for at least three consecutive hours between 9:00 A.M. and 5:00 P.M. Visiting shall be permitted on at least two evenings for at least three consecutive hours between 6:00 P.M. and 10:00 P.M.
- (ii) Saturday and Sunday. Visiting shall be permitted on both days for at least five consecutive hours between 9:00 A.M. and 8:00 P.M.
- (2) Visiting hours may be varied to fit the schedules of individual [institutions] facilities but must meet the following minimum requirements for sentenced prisoners:
- (i) Monday through Friday. Visiting shall be permitted on at least one evening for at least three consecutive hours between 6:00 P.M. and 10:00 P.M.
- (ii) Saturday and Sunday. Visiting shall be permitted on both days for at least five consecutive hours between 9 a.m. and 8 p.m.
- (3) The visiting schedule of each [institution] facility shall be available by contacting either the central office of the Department or the [institution] facility.
- (4) Visits shall last at least one hour. This time period shall not begin until the prisoner and visitor meet in the visiting room.
- (5) [Prisoners] Sentenced prisoners are entitled to at least two visits per week with at least one on an evening or the weekend, as the sentenced prisoner wishes. [By September 1, 1978, detainees] Detainees [shall be] are entitled to at least three visits per week with at least one on an evening or the weekend, as the detainee wishes. Visits by properly identified persons providing services or assistance, including lawyers, doctors, religious advisors, public officials, therapists, counselors and media representatives, shall not count against this number.
- (6) There shall be no limit to the number of visits by a particular visitor or category of visitors.
- (7) In addition to the minimum number of visits required by paragraphs (1), (2) and (5) of this subdivision, additional visitation shall be provided in cases involving special necessity, including but not limited to, emergency situations and situations involving lengthy travel time.
- (8) Prisoners shall be permitted to visit with at least three visitors at the same time, with the maximum number to be determined by the [institution] facility.
- (9) Visitors shall be permitted to visit with at least two prisoners at the same time, with the maximum number to be determined by the [institution] facility.
- (10) If necessitated by lack of space, [an institution] a facility may limit the total number of persons in any group of visitors and prisoners to four. Such a limitation shall be waived in cases involving special necessity, including but not limited to, emergency situations and situations involving lengthy travel time.
- (d) *Initial visit.*
- (1) Each detainee shall be entitled to receive a non-contact visit within 24 hours [after] of his or her admission to the [institution] facility.
- (2) If a visiting period scheduled pursuant to §[1-10] paragraph (c)(1) of this section is not available within 24 hours after a detainee's admission, arrangements shall be made to ensure that the initial visit required by this subdivision is made available.
- (e) *Visitor identification and registration.*
- (1) Consistent with the requirements of this subdivision, any properly identified person shall, with the prisoner's consent, be permitted to visit the prisoner.
- (i) Prior to a visit, a prisoner shall be informed of the identity of the prospective visitor.
- (ii) A refusal by a prisoner to meet with a particular visitor shall not affect the prisoner's right to meet with any other visitor during that period, nor the prisoner's right to meet with the refused visitor during subsequent periods.
- (2) Each visitor shall be required to enter in the [institution] facility visitors log:
- (i) his or her name;
- (ii) his or her address;
- (iii) the date;
- (iv) the time of entry;
- (v) the name of the prisoner or prisoners to be visited; and
- (vi) the time of exit.
- (3) Any prospective visitor who is under 16 years of age shall be required to enter, or have entered for him or her, in the [institution] facility visitors log:
- (i) the information required [in] by paragraph (2) of this subdivision;
- (ii) his or her age; and
- (iii) the name, address, and telephone number of his or her parent or legal guardian.
- (4) The visitors log shall be confidential, and information contained therein shall not be read by or revealed to non-Department staff except as provided by the City Charter or pursuant to a specific request by [a legitimate] an official law enforcement agency. The Department shall maintain [a record of all such requests with detailed and complete descriptions.
- (5) Prior to visiting a prisoner, a prospective visitor under 16 years of age may be required to be accompanied by a person 18 years of age or older, and to produce oral or written permission from a parent or legal guardian approving such visit.
- (6) The Department may adopt alternative procedures for visiting by persons under 16 years of age. Such procedures must be consistent with the policy of §[1-10] paragraph (e) (5) of this subdivision, and shall be submitted to the Board for approval.
- (f) *Contact visits.*
- Physical contact shall be permitted between every prisoner and all of his or her visitors throughout the visiting period, including holding hands, holding young children, and kissing. The provisions of this subdivision are inapplicable to prisoners housed for medical reasons in the contagious disease units.

- (g) *Visiting security and supervision.*
- (1) All prisoners, prior and subsequent to each visit, may be searched solely to ensure that they possess no contraband.
 - (2) All prospective visitors may be searched prior to a visit solely to ensure that they possess no contraband.
 - (3) Any body search of a prospective visitor made pursuant to paragraph (2) of this subdivision shall be conducted only through the use of electronic detection devices. Nothing contained herein shall affect any authority possessed by correctional personnel pursuant to statute.
 - (4) Objects possessed by a prospective visitor, including but not limited to, handbags or packages, may be searched or checked. Personal effects, including wedding rings and religious medals and clothing, may be worn by visitors during a visit. The Department may require a prospective visitor to secure in a lockable locker his or her personal property, including but not limited to bags, outerwear and electronic devices. A visit may not be delayed or denied because an operable, lockable locker is not available.
 - (5) Supervision shall be provided during visits solely to ensure that the safety or security of the [institution] facility is maintained.
 - (6) Visits shall not be listened to or monitored unless a lawful warrant is obtained, although visual supervision should be maintained.
- (h) *Limitation [of] on visiting rights.*
- (1) Visiting rights shall not be denied, revoked, limited or interfered with based upon a prisoner's or prospective visitor's:
 - (i) sex;
 - (ii) sexual orientation;
 - (iii) race;
 - (iv) age, except as otherwise provided in this [Section] section;
 - (v) nationality;
 - (vi) political beliefs;
 - (vii) religion;
 - (viii) criminal record;
 - (ix) pending criminal or civil case; [or]
 - (x) lack of family relationship;
 - (xi) gender; or
 - (xii) disability.
 - (2) The visiting rights of a prisoner with a particular visitor may be denied, revoked or limited only when it is determined that the exercise of those rights constitutes a serious threat to the safety or security of [an institution] a facility, provided that visiting rights with a particular visitor may be denied only if revoking the right to contact visits would not suffice to reduce the serious threat.

This determination must be based on specific acts committed by the visitor during a prior visit to [an institution] a facility that demonstrate his or her threat to the safety and security of [an institution] a facility, or on specific information received and verified that the visitor plans to engage in acts during the next visit that will be a threat to the safety or security of the [institution] facility. Prior to any determination, the visitor must be provided with written notification of the specific charges and the names and statements of the charging parties, and be afforded an opportunity to respond. The name of an informant may be withheld if necessary to protect his or her safety.
 - (3) A prisoner's right to contact visits as provided in [§ 1-10] subdivision (f) of this section may be denied, revoked, or limited only when it is determined that such visits constitute a serious threat to the safety or security of [an institution] a facility. Should a determination be made to deny, revoke or limit a prisoner's right to contact visits in the usual manner, alternative arrangements for affording the prisoner the requisite number of visits shall be made, including, but not limited to, non-contact visits.

This determination must be based on specific acts committed by the prisoner while in custody under the present charge or sentence that demonstrate his or her threat to the safety and security of [an institution] a facility, or on specific information received and verified that the prisoner plans to engage in acts during

- the next visit that will be a threat to the safety or security of the [institution] facility. Prior to any determination, the prisoner must be provided with written notification of the specific charges and the names and statements of the charging parties, and be afforded an opportunity to respond. The name of an informant may be withheld if necessary to protect his or her safety.
- (4) Any determination to deny, revoke or limit a prisoner's visiting rights pursuant to paragraphs (2) and (3) of this subdivision shall be in writing and shall state the specific facts and reasons underlying such determination. A copy of this determination, including the appeal procedure, shall be sent to the Board and to any person affected by the determination within 24 hours of the determination.
 - (5) Any person affected by a determination made pursuant to paragraphs (2) and (3) of this subdivision may appeal such determination to the Board.
 - (i) The person affected by the determination shall give notice in writing to the Board and the Department of his or her intent to appeal the determination.
 - (ii) The Department and any person affected by the determination may submit to the Board for its consideration any relevant material in addition to the written determination.
 - (iii) The Board or its [designate] designee shall issue a written decision upon the appeal within five business days after receiving notice of the requested review.

§ [1-11] **1-10 Telephone Calls.**

- (a) *Policy.*

Prisoners are entitled to make periodic telephone calls. A sufficient number of telephones to meet the requirements of this [Section] section shall be installed in the housing areas of each [institution] facility.
- (b) *Initial telephone call.*

Upon admission to [an institution] a facility, each detainee shall be permitted to make one completed local telephone call at Department expense. Requests to make additional telephone calls upon admission shall be decided by the [institution] facility. Long distance telephone calls shall be made collect, although arrangements may be made to permit the prisoner to bear the cost of such calls.
- (c) *Detainee telephone calls.*

Detainees shall be permitted to make a minimum of one telephone call each day. Three calls each week shall be provided to indigent detainees at Department expense if made within New York City. Long distance telephone calls shall be made collect or at the expense of the detainee.
- (d) *Sentenced prisoner telephone calls.*

Sentenced prisoners shall be permitted to make a minimum of two telephone calls each week. These calls shall be provided to indigent sentenced prisoners at Department expense if made within New York City. Long distance telephone calls shall be made collect or at the expense of the sentenced prisoner.
- (e) *Duration of telephone calls.*

[By September 1, 1978, all] The Department shall allow telephone calls [may be] of at least six minutes in duration.
- (f) *Scheduling of telephone calls.*

In meeting the requirements of [§§ 1-11] subdivisions (c) and [1-11] (d) of this section, telephone calls shall be permitted during all lock-out periods. Telephone calls of an emergency nature [may] shall be made at any reasonable time.
- (g) *Incoming telephone calls.*
 - (1) A prisoner shall be permitted to receive incoming telephone calls of an emergency nature, or a message shall be taken and the prisoner permitted to return the call as soon as possible.
 - (2) A prisoner shall be permitted to receive incoming telephone calls from his or her attorney of record in a pending civil or criminal proceeding, or a message shall be taken and the prisoner permitted to return the call as soon as possible. Such calls must pertain to the pending proceeding.

- (h) *Supervision of telephone calls.*
- [Prisoner] Upon implementation of appropriate procedures, prisoner telephone calls [shall not] may be listened to or monitored [except as to time and cost, unless a lawful warrant is obtained] only when legally sufficient notice has been given to the prisoners. Telephone calls to the Board of Correction, Inspector General and other monitoring bodies, as well as to treating physicians and clinicians, attorneys and clergy shall not be listened to or monitored.
- (i) *Limitation [of] on telephone rights.*
- (1) The telephone rights of any prisoner may be limited only when it is determined that the exercise of those rights constitutes a threat to the safety or security of the [institution] facility or an abuse of written telephone regulations previously known to the prisoner.
 - (i) This determination must be based on specific acts committed by the prisoner during the exercise of telephone rights that demonstrate such a threat or abuse. Prior to any determination, the prisoner must be provided with written notification of specific charges and the names and statements of the charging parties, and be afforded an opportunity to respond. The name of an informant may be withheld if necessary to protect his or her safety.
 - (ii) Any determination to limit a prisoner's telephone rights shall be made in writing and state specific facts and reasons underlying such determination. A copy of this determination, including the appeal procedure, shall be sent to the Board and to any person affected by the determination within 24 hours of the determination.
 - (2) The telephone rights provided in [§§1-11 subdivisions (c) and [1-11] (d) of this section] may be limited for prisoners in punitive segregation, provided that such persons shall be permitted to make a minimum of one telephone call each week.
- (j) *Appeal.*
- Any person affected by a determination made pursuant to this subdivision may appeal such determination to the Board.
- (1) The person affected by the determination shall give notice in writing to the Board and the Department of his or her intent to appeal the determination.
 - (2) The Department and any person affected by the determination may submit to the Board for its consideration any relevant material in addition to the written determination.
 - (3) The Board or its designee shall issue a written decision upon the appeal within five business days after receiving notice of the requested review.
- §[1-12] **1-11 Correspondence.**
- (a) *Policy.*

Prisoners are entitled to correspond with any person, except when there is a reasonable belief that limitation is necessary to protect public safety or maintain facility order and security. The Department shall establish appropriate procedures to implement this policy. Correspondence shall not be deemed to constitute a threat to safety and security of a facility solely because it criticizes a facility, its staff, or the correctional system, or espouses unpopular ideas, including ideas that facility staff deem not conducive to rehabilitation or correctional treatment. The Department shall provide notice of this policy to all prisoners.
 - (b) *Number and language.*
 - (1) There shall be no restriction upon incoming or outgoing prisoner correspondence based upon either the amount of correspondence sent or received, or the language in which correspondence is written.
 - (2) If a prisoner is unable to read or write, he or she may receive assistance with correspondence from other persons, including but not limited to, [institutional] facility employees and prisoners.

- (c) *Outgoing correspondence.*
- (1) Each [institution] facility shall make available to indigent prisoners at Department expense stationery and postage for all letters to attorneys, courts and public officials, as well as two other letters each week.
- (2) Each [institution] facility shall make available for purchase by prisoners both stationery and postage.
- (3) Outgoing prisoner correspondence shall bear the sender's name and either the [institutional] facility post office box or street address or the sender's home address in the upper left hand corner of the envelope.
- (4) Outgoing prisoner correspondence shall be sealed by the prisoner and deposited in locked mail receptacles.
- (5) All outgoing prisoner correspondence shall be forwarded to the United States Postal Service at least once each business day.
- (6) Outgoing prisoner non-privileged correspondence shall not be opened or read except pursuant to a lawful search warrant or the warden's written order articulating a reasonable basis to believe that the correspondence threatens the safety or security of the facility, another person, or the public.
- (i) The warden's written order shall state the specific facts and reasons supporting the determination.
- (ii) The affected prisoner shall be given written notification of the determination and the specific facts and reasons supporting it. The warden may delay notifying the prisoner only for so long as such notification would endanger the safety and security of the facility, after which the warden immediately shall notify the prisoner.
- (iii) A written record of correspondence read pursuant to this paragraph shall be maintained and shall include: the name of the prisoner, the name of the intended recipient, the name of the reader, the date that the correspondence was read, and the date that the prisoner received notification.
- (iv) Any action taken pursuant to this paragraph shall be completed within five business days of receipt of the correspondence by the Department.
- (7) Outgoing prisoner privileged correspondence shall not be opened or read except pursuant to a lawful search warrant.
- (d) *Incoming correspondence.*
- (1) Incoming correspondence shall be delivered to the intended prisoner within [24] 48 hours of receipt by the Department unless the prisoner is no longer in custody of the Department.
- (2) A list of items that may be received in correspondence shall be established by the Department [and submitted to the Board for approval within 60 days after the effective date of this standard]. Upon admission to [an institution] a facility, prisoners shall be provided a copy of this list or it shall be posted in each housing area.
- (e) *Inspection of incoming correspondence.*
- (1) [Incoming correspondence shall not be read.
- (2) By September 1, 1978, incoming] Incoming prisoner non-privileged correspondence
- (a) shall not be opened except in the presence of the intended prisoner or pursuant to a lawful search warrant or the warden's written order articulating a reasonable basis to believe that the correspondence threatens the safety or security of the facility, another person, or the public.
- (i) The warden's written order shall state the specific facts and reasons supporting the determination.
- (ii) The affected prisoner and sender shall be given written notification of the warden's determination and the specific facts and reasons supporting it. The warden may delay notifying the prisoner and the sender only for so long as such notification would endanger the safety or security of the facility, after which the warden immediately shall notify the prisoner and sender.
- (iii) A written record of correspondence read pursuant to this subdivision shall be maintained and shall include: the name of the sender, the name of the intended prisoner recipient, the name of the reader, the date that the correspondence was received and was read, and the date that the prisoner and sender received notification.
- (iv) Any action taken pursuant to this subdivision shall be completed within five business days of receipt of the correspondence by the Department.
- (b) shall not be read except pursuant to a lawful search warrant or the warden's written order articulating a reasonable basis to believe that the correspondence threatens the safety or security of the facility, another person, or the public. Procedures for the warden's written order pursuant to this subdivision are set forth in paragraph (1) of this subdivision.
- [(3)] (2) Incoming correspondence may be manipulated or inspected without opening, and subjected to any non-intrusive devices. A letter may be held for an extra 24 hours pending resolution of a search warrant application.
- (3) Incoming privileged correspondence shall not be opened except in the presence of the recipient prisoner or pursuant to a lawful search warrant. Incoming privileged correspondence shall not be read except pursuant to a lawful search warrant.
- (f) *Prohibited items in incoming correspondence.*
- (1) When an item found in incoming correspondence involves a criminal offense, it may be forwarded to the appropriate authority for possible criminal prosecution. In such situations, the notice required by [§1-12] paragraph (3) of this subdivision may be delayed if necessary to prevent interference with an ongoing criminal investigation.
- (2) A prohibited item found in incoming prisoner correspondence that does not involve a criminal offense shall be returned to the sender, donated or destroyed, as the prisoner wishes.
- (3) Within 24 hours of the removal of an item, the Board and the intended prisoner shall be sent written notification of this action. This written notice shall include:
- (i) the name and address of the sender;
- (ii) the item removed;
- (iii) the reasons for removal;
- (iv) the choice provided by [§ 1-13] paragraph (2) of this subdivision; and
- (v) the appeal procedure.
- (4) After removal of an item, all other items in the package shall be forwarded to the
- (i) the name and address of the sender;
- (ii) the item removed;
- (iii) the reasons for removal;
- (iv) the choice provided by [§1-12] paragraph (2) of this subdivision; and
- (v) the appeal procedure.
- (4) After removal of an item, the incoming correspondence shall be forwarded to the intended prisoner.
- (g) *Appeal.*
- Any person affected by the determination to remove an item from prisoner correspondence may appeal such determination to the Board.
- (1) The person affected by the determination shall give notice in writing to the Board and to the Department of his or her intent to appeal the determination.
- (2) The Department and any person affected by the determination may submit to the Board for its consideration any relevant material in addition to the written determination.
- (3) The Board or its [designate] designee shall issue a written decision upon the appeal within 14 business days after receiving notice of the requested review.
- § [1-13] 1-12 Packages.
- (a) *Policy.*
- Prisoners shall be permitted to receive packages from, and send packages to, any person, except when there is reasonable belief that limitation is necessary to protect public safety or maintain facility order and security.
- (b) *Number.*
- The Department may impose reasonable restrictions on the number of packages sent or received. [Such restrictions must be submitted to the Board for written approval prior to implementation.]
- (c) *Outgoing packages.*
- The costs incurred in sending outgoing packages shall be borne by the prisoner.
- (d) *Incoming packages.*
- (1) Incoming packages shall be delivered within 48 hours of receipt by the Department, unless the intended prisoner is no longer in custody of the Department.
- (2) Packages may be personally delivered to [an institution] a facility during visiting hours.
- (3) [A list of those items that may be received in packages shall be established by the Department and submitted to the Board for approval within 60 days after the effective date of this standard.] Upon admission to [an institution] a facility, [prisoner] prisoners shall be provided with a copy of a list of items that may be received in packages or this list or it shall be posted in each housing area.
- (e) *Inspection of incoming packages.*
- (1) Incoming packages may be opened and inspected.
- (2) Correspondence enclosed in incoming packages may not be opened or read except pursuant to the procedures set forth in subdivision (e) of §1-11.
- (f) *Prohibited items in incoming packages.*
- (1) When an item found in an incoming package involves a criminal offense, it may be forwarded to the appropriate authority for possible criminal prosecution. In such situations, the notice required by [§ 1-13] paragraph (3) of this subdivision may be delayed if necessary to prevent interference with an ongoing criminal investigation.
- (2) A prohibited item found in an incoming package that does not involve a criminal offense shall be returned to the sender, donated or destroyed, as the prisoner wishes.
- (3) Within 24 hours of the removal of an item, the Board and the intended prisoner shall be sent written notification of this action. This written notice shall include:
- (i) the name and address of the sender;
- (ii) the item removed;
- (iii) the reasons for removal;
- (iv) the choice provided by [§ 1-13] paragraph (2) of this subdivision; and
- (v) the appeal procedure.
- (4) After removal of an item, all other items in the package shall be forwarded to the

intended prisoner.

(g) *Appeal.*

Any person affected by the determination to remove an item from an incoming package may appeal such determination to the Board.

- (1) The person affected by the determination shall give notice in writing to the Board and to the Department of his or her intent to appeal the determination.
- (2) The Department and any person affected by the determination may submit to the Board for its consideration any relevant material in addition to the written determination.
- (3) The Board or its [designate] designee shall issue a written decision upon the appeal within 14 business days after receiving notice of the requested review.

§ [1-14] **1-13 Publications.**

(a) *Policy.*

Prisoners are entitled to receive new or used publications from any source, including family, friends and publishers, except when there is substantial belief that limitation is necessary to protect public safety or maintain facility order and security. "Publications" are printed materials including soft and hardcover books, articles, magazines and newspapers.

(b) *Number and language.*

There shall be no restriction upon the receipt of publications based upon the number of publications previously received by the prisoner, or the language of the publication.

(c) *Incoming publications.*

- (1) Incoming publications shall be delivered to the intended prisoner within [24] 48 hours of receipt by the Department unless the prisoner is no longer in custody of the Department.
- (2) Incoming publications may be opened and inspected pursuant to the procedures applicable to incoming packages.
- (3) Incoming publications shall not be censored or delayed unless they contain specific instructions on the manufacture or use of dangerous weapons or explosives, [or] plans for escape, or other material that may compromise the safety and security of the facility.
- (4) Incoming publications shall only be read to ascertain if they contain material prohibited by [§ 1-14 (c)] paragraph (3) of this subdivision.
- (5) Within 24 hours of a decision to censor or delay all or part of an incoming publication, the Board and the intended prisoner shall be sent written notification of such action. This notice shall include the specific facts and reasons underlying the determination and the appeal procedure.

(d) *Appeal.*

Any person affected by a determination made pursuant to [§ 1-14] paragraph (c) (3) of this section may appeal such determination to the Board.

- (1) The person affected by the determination shall give notice in writing to the Board and the Department of his or her intent to appeal the determination.
- (2) The Department and any person affected by the determination may submit to the Board for its consideration any relevant material in addition to the written determination.
- (3) The Board or its designee shall issue a written decision upon the appeal within five business days after receiving notice of the requested review.

§ [1-15] **1-14 Access to Media.**

(a) *Policy.*

Prisoners are entitled to access to the media. "Media" [shall mean] means any printed or electronic means of conveying information to any portion of the public and shall include, but is not limited to newspapers, magazines, books or other publications, and licensed radio and television stations.

(b) *Media interviews.*

- (1) Properly identified media representatives shall be entitled to interview any prisoner who consents to such an interview. "Properly identified media representative" [shall mean] means any person who presents proof of his or her affiliation with the media.

- (2) The prisoner's consent must be in writing on a form that includes the following information in Spanish and English:
 - (i) the name and organization of the media representative;
 - (ii) notification to the prisoner that statements made to the media representative may be detrimental to the prisoner in future administrative or judicial proceedings;
 - (iii) notification to the prisoner that he or she is not obligated to speak to the media representative; and
 - (iv) notification to the prisoner that he or she may postpone the media interview in order to consult with an attorney or any other person.

- (i) the name and organization of the media representative;

- (ii) notification to the prisoner that statements made to the media representative may be detrimental to the prisoner in future administrative or judicial proceedings;

- (iii) notification to the prisoner that he or she is not obligated to speak to the media representative; and

- (iv) notification to the prisoner that he or she may postpone the media interview in order to consult with an attorney or any other person.

- (3) The Department may require the consent of an attorney of record prior to scheduling a media interview with a detainee undergoing examination for competency pursuant to court order.

- (4) The Department may require the consent of an attorney of record or a parent or legal guardian prior to scheduling a media interview with a prisoner under 18 years of age.

- (5) The name of the Department's media contact shall be published. Media representatives shall direct requests for interviews to this person.

- (6) Interviews shall be scheduled promptly by the Department but not later than 24 hours from a request made between 8 a.m. and 4 p.m. The 24- hour period may be extended if necessitated by the prisoner's absence from the [institution] facility.

(c) *Limitation of media interviews.*

- (1) The Department may deny, revoke or limit a media interview with a media representative or a prisoner only if it is determined that such interview constitutes a threat to the safety or security of the [institution] facility.

- (2) This determination must be based on specific acts committed by the media representative or by the prisoner during a prior visit that demonstrate his or her threat to the safety and security of the [institution] facility. Prior to any determination, the media representative or the prisoner must be provided with written notification of the specific charges and the names and statements of the charging parties, and be afforded an opportunity to respond.

- (3) Any determination made pursuant to paragraph (1) of this subdivision shall be made in writing and shall state the specific facts and reasons underlying such determination. A copy of this determination, including the appeal procedure, shall be sent to the Board and to any person affected by the determination within 24 hours of the determination.

- (4) Any person affected by a determination made pursuant to this subdivision may appeal such determination to the Board.

- (i) The person affected by the determination shall give notice in writing to the Board and to the Department of his or her intent to appeal the determination.

- (ii) The Department and any person affected by the determination may submit to the Board for its consideration any relevant material in addition to the written determination.

- (iii) The Board or its [designate] designee shall issue a written decision upon the appeal within five business days after it has received notice of the requested review.

§ [1-16] **1-15 Variances.**

(a) *Policy.*

The Department may apply for a variance from a specific subdivision or section of these minimum standards when compliance cannot be achieved or continued. A "limited variance" is an exemption granted by the Board from full compliance with a particular subdivision or section for a specified period of time. A "continuing variance" is an exemption granted by the Board from full compliance with a particular subdivision or section

for an indefinite period of time. An "emergency variance" as defined in [§ 1-16] paragraph (b)(3) of this section is an exemption granted by the Board from full compliance with a particular subdivision or section for no more than 30 days.

(b) *Limited, continuing and emergency variances.*

- (1) The Department may apply to the Board for a variance when:
 - (i) despite its best efforts, and the best efforts of other New York City officials and agencies, full compliance with the subdivision or section cannot be achieved, or
 - (ii) compliance is to be achieved for a limited period in a manner other than specified in the subdivision or section.

- (i) despite its best efforts, and the best efforts of other New York City officials and agencies, full compliance with the subdivision or section cannot be achieved, or

- (ii) compliance is to be achieved for a limited period in a manner other than specified in the subdivision or section.

- (2) The Department may apply to the Board for a continuing variance when despite its best efforts and the best efforts of other New York City officials and agencies compliance cannot be achieved in the foreseeable future because:
 - (i) full compliance with a specific subdivision or section would create extreme practical difficulties as a result of circumstances unique to a particular facility, and lack of full compliance would not create a danger or undue hardship to staff or [inmates] prisoners; or
 - (ii) compliance is to be achieved in an alternative manner sufficient to meet the intent of the subdivision or section.

- (i) full compliance with a specific subdivision or section would create extreme practical difficulties as a result of circumstances unique to a particular facility, and lack of full compliance would not create a danger or undue hardship to staff or [inmates] prisoners; or

- (ii) compliance is to be achieved in an alternative manner sufficient to meet the intent of the subdivision or section.

- (3) The Department may apply to the Board for an emergency variance when an emergency situation prevents continued compliance with the subdivision or section. An emergency variance for a period of less than 24 hours may be declared by the Department when an emergency situation prevents continued compliance with a particular subdivision or section. The Board or its designee shall be immediately notified of the emergency situation and the variance declaration.

(c) *Variance application.*

- (1) An application for a variance must be made in writing to the Board by the Commissioner of the Department as soon as a determination is made that continued compliance will not be possible and shall state:
 - (i) the type of variance requested;
 - (ii) the particular subdivision or section at issue;
 - (iii) the requested commencement date of the variance;
 - (iv) the efforts undertaken by the Department to achieve compliance by the effective date;
 - (v) the specific facts or reasons making full compliance impossible, and when those facts and reasons became apparent;
 - (vi) the specific plans, projections and timetables for achieving full compliance;
 - (vii) the specific plans for serving the purpose of the subdivision or section for the period that strict compliance is not possible; and
 - (viii) if the application is for a limited variance, the time period for which the variance is requested, provided that this shall be no more than six months.

- (i) the type of variance requested;
- (ii) the particular subdivision or section at issue;

- (iii) the requested commencement date of the variance;

- (iv) the efforts undertaken by the Department to achieve compliance by the effective date;

- (v) the specific facts or reasons making full compliance impossible, and when those facts and reasons became apparent;

- (vi) the specific plans, projections and timetables for achieving full compliance;

- (vii) the specific plans for serving the purpose of the subdivision or section for the period that strict compliance is not possible; and

- (viii) if the application is for a limited variance, the time period for which the variance is requested, provided that this shall be no more than six months.

- (2) In addition to the provisions of paragraph (1) of this subdivision [(c)], an application for a continuing variance shall state:
 - (i) the specific facts and reasons underlying the impracticability or impossibility of compliance within the foreseeable future, and when those facts and reasons become apparent, and
 - (ii) the degree of compliance achieved, and the Department's efforts to mitigate any possible danger or hardships attributable to the lack of full compliance; or
 - (iii) a description of the specific

- (i) the specific facts and reasons underlying the impracticability or impossibility of compliance within the foreseeable future, and when those facts and reasons become apparent, and

- (ii) the degree of compliance achieved, and the Department's efforts to mitigate any possible danger or hardships attributable to the lack of full compliance; or

- (iii) a description of the specific

- plans for achieving compliance in an alternative manner sufficient to meet the intent of the subdivision or section.
- (3) In addition to the requirements of paragraph (1) of this subdivision [(c)], an application for an emergency variance for a period of 24 hours or more, (or for renewal of an emergency variance) shall state:
 - (i) the particular subdivision or section at issue;
 - (ii) the specific facts or reasons making continued compliance impossible, and when those facts and reasons became apparent;
 - (iii) the specific plans, projections and timetables for achieving full compliance; and
 - (iv) the time period for which the variance is requested, provided that this shall be no more than thirty days.
 - (d) *Variance procedure for limited and continuing variance.*
 - (1) Prior to a decision on an application for a limited or continuing variance, [whenever practicable,] the Board [will] shall consider the position of all interested parties, including correctional employees, prisoners and their representatives, other public officials and legal, religious and community organizations.
 - (2) Whenever practicable, the Board shall hold a public meeting or hearing on the variance application, and hear testimony from all interested parties.
 - (3) The Board's decision on a variance application shall be in writing.
 - (4) Interested parties shall be notified of the Board's decision as soon as practicable, and no later than 5 business days after the decision is made.
 - (e) *Granting of variance.*
 - (1) The Board shall grant a variance only if it is presented with convincing evidence that the variance is necessary and justified.
 - (2) Upon granting a variance, the Board shall state:
 - (i) the type of variance
 - (ii) the date on which the variance will commence
 - (iii) the time period of the variance, if any, and
 - (iv) any requirements imposed as conditions on the variance.
 - (f) *Renewal and review of variance.*
 - (1) An application for a renewal of a limited or emergency variance shall be treated in the same manner as an original application as provided in [§§ 1-16] subdivisions (b), (c), (d) and (e) of this section. The Board shall not grant renewal of a variance unless it finds that, in addition to the requirements for approving an original application, a good faith effort has been made to comply with the subdivision or section within the previously prescribed time limitation, and that the requirements set by the Board as conditions on the original variance have been met.
 - (2) A petition for review of a continuing variance may be made upon the Board's own motion or by the Department, correctional employees, prisoners or their representatives. Upon receipt of a petition, the Board shall review and re-evaluate the continuing necessity and justification for the continuing variance. Such review shall be conducted in the same manner as the original application as provided in [§§ 1-16] subdivisions (b), (c), (d) and (e) of this section. The Board will review all the facts and consider the positions of all interested parties. The Board will discontinue the variance, if after such review and deration, it determines that:
 - (i) full compliance with the standard now can be achieved; or
 - (ii) requirements imposed as

- (iii) there is no longer compliance with the intent of the subdivision or section in an alternative manner as required by [§ 1-16] subparagraph (b) [(a)] (2) (ii) of this section.
- (3) The Board shall specify in writing and publicize the facts and reasons for its decision on an application for renewal or review of a variance. The Board's decision must comply with the requirements of [§ 1-16] subdivision (e) of this section, and, in the case of limited and continuing variances, [§§ 1-16] paragraphs (d) (3) and (4) of this section. Where appropriate, the Board shall set an effective date for discontinuance of a continuing variance after consultation with all interested parties.
- (4) The Board shall not grant more than two consecutive renewals of emergency variances.

/S/

Hildy J. Simmons
Chair

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ENVIRONMENTAL PROTECTION

NOTICE

Notice of Amendment to Chapter 14 of Title 15 of the Rules of the City of New York Promulgation of Rule Concerning the Use of Ultra Low Sulfur Diesel Fuel and Emissions Control Technology in Nonroad Vehicles Used in City Construction

PURSUANT TO THE AUTHORITY VESTED IN THE Department of Environmental Protection by section 1043 and subdivision (c) of section 1403 of the New York City Charter and section 24-163.3 of the Administrative Code of the City of New York, the Department of Environmental Protection promulgates and amends the rule governing the use of ultra low sulfur diesel fuel and best available technology by nonroad vehicles in city construction (15 RCNY 14-01 et. seq.)

These amendments were proposed and published February 28, 2008 in The City Record. The required public hearing was held on March 31st, 2008.

Material being deleted is shown below in [brackets] and material being added is underlined.

Statement of Basis of Purpose

The amendments to Section 14-02 provide the link to the websites where the best available technology is listed; create subdivisions within Category I that further clarify the hierarchy of what constitutes best available technology; and include a new technology list.

The amendments to Section 14-03 (b) reflect the addition of the new subdivisions within Section 14-02 (a). The amendments to subdivision (c) clarify the elimination procedure process. The amendments to subdivision (e) create an additional requirement for what constitutes BAT for newly purchased vehicles; and the amendments to subdivision (g) clarify the procedure for how BAT will be recorded.

Section 14-04 is amended to include a timeframe for the use of a technology that does not appear on the EPA or CARB verified lists.

Chapter 14 of Title 15 of the Rules of the City of New York is enacted to read as follows:

Chapter 14 Rules Concerning the Use of Ultra Low Sulfur Diesel Fuel and Emissions Control Technology in Nonroad Vehicles Used in City Construction

Section one. Section 14-02 of Title 15 of the Rules of the City of New York is amended to read as follows:

§14-02 Best Available Technology Determination. Pursuant to §24-163.3 of the Administrative Code, the Best Available Technology ("BAT") that must be utilized is one of the following, provided, that this technology shall achieve the greatest reduction in emissions of particulate matter and shall in no event result in an increase in the emissions of either particulate matter or nitrogen oxides.

Category I (a)

Any properly installed and functioning system utilizing a Diesel Particulate Filter ("DPF") that primarily reduces emissions of particulate matter ("PM"), demonstrating an 85% or greater reduction in PM, and secondarily nitrogen oxide ("NOx") that appears on either the United States

Environmental Protection Agency ("EPA") or the California Air Resources Board ("CARB") verified lists at <http://www.epa.gov/otaq/retrofit/verif-list.htm> and <http://www.arb.ca.gov/diesel/verdev/background.htm> for onroad or nonroad engines [for any properly installed DPF from either of the verified lists]. Category I (b) Any properly installed DPF from either the EPA or CARB verified lists.

Category I(c)

A filter that has undergone the Verminderung der Emissionen Realer Dieselmotoren im Tunnelbau ("VERT") test procedure and appears as approved for continuous use on the VERT list maintained by http://akpf.org/pub/vert_filterliste.pdf or similar test procedures to those conducted by EPA/CARB and has demonstrated an 85% or greater reduction in emissions of PM.

Category II

Any properly installed and functioning system utilizing a [Diesel Oxidation Catalyst ("DOC") or Catalyzed Wire Mesh Filter ("CWMF")] Flow through Filter ("FTF") that primarily reduces emissions of particulate matter ("PM") and secondarily nitrogen oxide ("NOx") that appears on either the [United States Environmental Protection Agency ("EPA") or the California Air Resources Board ("CARB")] verified lists for onroad or nonroad engines or any properly installed [DOC or (CWMFs)] FTF on the verified list and that produces the greater PM reduction but not less than a 50% reduction in PM.

Category III

Any properly installed and functioning system utilizing a Diesel Oxidation Catalyst ("DOC") or any emulsified diesel fuel that appears on either the EPA or CARB verified lists for onroad or nonroad engines that produces not less than a 25% reduction in PM. Fuel technologies must be compatible with the use of ultra low sulfur diesel fuel.

§2. Subdivisions (b), (c), (e) and (g) of Section 14-03 of Title 15 of the Rules of the City of New York are amended to read as follows:

(b) All types of pollution control technology devices identified by the contractor or agency as Category I (a) BAT that are not technologically feasible for use with the subject type of nonroad vehicle are to be eliminated from the list of Category I (a) BAT. To eliminate a specific type of pollution control technology or individual device, the contractor or agency must demonstrate to the satisfaction of the Commissioner and document that operational constraints or physical, chemical or engineering principles preclude the successful and effective use of the nonroad vehicle when used with the specific pollution control technologies of that type. The contractor or agency shall then consider DPFs that satisfy the requirements set forth in Category I (b). If use of a Category I(b) DPF is technologically feasible, the contractor or agency must notify the Commissioner of the selection and the installation schedule. If none are technologically feasible, the contractor or agency shall select the technology devices set forth in Category I(c).

(c) If, after the elimination process, no technologies remain in Category I (a), (b), or (c) from which the contractor or agency can select a BAT, the contractor or agency shall apply for Approval of a Written Finding of Unavailability. Upon approval by the DEP, the same identification and elimination process [must] shall be done for Category II. If, after the elimination process, no technologies remain in Category II from which the contractor or agency can select a BAT, the same identification and elimination process [must] shall be done for Category III. If, after the elimination process, no technologies remain in Category III from which the contractor or agency can select a BAT, the contractor or agency operating the subject nonroad vehicle [must] shall apply for an Approval of a Written Finding of Unavailability or a Safety Waiver.

(e) For newly purchased vehicles, BAT may be Original Equipment Manufacturer ("OEM") installed control technology, provided that the technology is selected in a manner such that it provides the greatest reduction in particulate matter above the PM standard that the EPA has certified without increasing NOx, and that reduction is verified by the manufacturer. The BAT need not be on EPA or CARB verified retrofit lists.

(g) [All contracts with City agencies shall include a provision requiring that the contractor fully document all steps in the BAT selection process when such process is required pursuant to this chapter and §24-163.3 of the Administrative Code, and that such documentation be furnished to the Department upon request.] Prior to the installation of the selected technology, the contractor or agency shall notify the DEP of the BAT selection and contact the DEP when the DPF or other BAT is installed pursuant to this chapter and §24-163.3 of the Administrative Code. The contractor or agency shall make arrangements to have the unit inspected and registered and the DEP shall label the vehicle as compliant. The contractor [must] shall retain all documentation generated in the BAT selection process for as long as the selected BAT is in use. A contractor's failure to fully document the selection process or to provide such documentation shall be considered a violation of subdivision (e) of §24-163.3 and is subject to applicable penalties.

§3. Section 14-04 of Title 15 of the Rules of the City of New York is amended to read as follows:

§14-04 Best Available Technology Selection Applicability.

(a) The BAT listed in this subchapter may be amended, superseded, or repealed at any time. However, no contractor

or agency will be required to replace a selected BAT within three years of first using such BAT on any nonroad vehicle.

(b) A contractor or agency who is using a DPF that does not appear on the EPA or CARB verified lists may use such DPF for three years from the date it was first installed. After such three-year period, if such DPF does not appear on either the EPA or CARB verified lists, such DPF may not be used in nonroad vehicles used in City projects.

(c) A contractor or agency who is using Category I(c) technology may use such technology for three years from the date it was first installed. After such three-year period, if such technology does not appear on either the EPA or CARB verified lists, such technology may not be used in nonroad vehicles used in City projects.

(d) A contractor or agency that has installed technology that appears on either the EPA and/or CARB verified lists at the time of installation, but which has been removed from the EPA and/or CARB verified lists during the thirty months following installation, may not use such technology in nonroad vehicles used in City projects at the conclusion of the three-year period following installation. A contractor or agency that has installed technology that appears on the EPA and/or CARB verified lists at the time of installation, but which has been removed from the EPA and/or CARB verified lists during the six months preceding the conclusion of the three-year period following installation, or at any time after the conclusion of such three-year period, may use such technology in nonroad vehicles for an additional six months following the date it was removed from the EPA and/or CARB verified lists.

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SANITATION

NOTICE

PROPOSED RULES RELATING TO RESIDENTIAL ENFORCEMENT ROUTING HOURS

NOTICE IS HEREBY GIVEN in accordance with the requirements of Section 1043 of the New York City Charter and pursuant to the authority vested in the Commissioner of the Department of Sanitation by section 753(a) and (b) of the New York City Charter that the Department proposes to adopt the following rule governing the designation of certain hourly periods during the day when authorized Department representatives may issue notices of violation to residential property owners for litter conditions in front of their premises. This rule amends section 15-01(c) of Chapter 15 of Title 16 of the Rules of the City of New York. Existing provisions to be deleted are shown below in brackets and new provisions are underlined.

Written comments regarding this proposed rule may be sent to the office of the Deputy Commissioner for Legal Affairs, New York City Department of Sanitation, 125 Worth Street, Room 710, New York, New York 10013 on or before June 17, 2008. In addition, a public hearing regarding the proposed amendment will be held on June 17, 2008 at 125 Worth Street, Room 819, New York, New York from 9:30 A.M. to 11:30 A.M. Persons seeking to testify are requested to notify the Deputy Commissioner at the foregoing address. Persons who request that a language interpreter or sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify Edna Luna by June 10, 2008. Ms. Luna may be contacted by fax at (212) 788-3876 or by mail at 125 Worth Street, Room 710, New York, New York 10013. 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 office of the Deputy Commissioner. Dated: May 16, 2008. John J. Doherty, Commissioner.

Section 1. §15-01(c) of Chapter 15 of Title 16 of the Rules of the City of New York is amended to read as follows:

(c) *Hours of Residential Enforcement Routing.* The Department establishes the periods from 8:00 A.M. to 9:00 A.M. and from [12:00 P.M. to 1:00 P.M.] 6:00 P.M. to 7:00 P.M. as the two (2) one-hour periods during which time the Department will conduct citywide enforcement routing for residential premises.

STATEMENT OF BASIS AND PURPOSE

The Commissioner of the New York City Department of Sanitation is authorized to adopt rules relating to street cleanliness pursuant to section 753(a) and (b) of the New York City Charter. Pursuant to Administrative Code §16-118(2), owners, lessees, tenants, occupants, and persons in charge of any building or dwelling, or portion thereof, are responsible for maintaining the sidewalks in front of their premises, and eighteen inches from the curb into the street, free of litter.

Local Law No. 47 of 2007 amended §16-118.1 of the New York City Administrative Code by limiting the period of time when the Department could issue notices of violation to owners, lessees, tenants, occupants, and persons in charge of residential premises for violations §16-118(2) to two predetermined one-hour periods each day. This local law establishes the predetermined times as 8:00 to 9:00 A.M. and 6:00 to 7:00 P.M. As a result of this local law, the Department proposes to amend its rules to establish the second, predetermined one hour residential enforcement period as being from 6:00 to 7:00 P.M.

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SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

NOTICE

**OFFICIAL FUEL PRICE SCHEDULE NO. 6045
FUEL OIL AND KEROSENE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 5/12/2008
2887105	2.0	#1DULS	MANH	SPRAGUE ENERGY CORP	+2622 GAL. 3.9894 GAL.
2887105	3.0	#1DULS	BRONX	SPRAGUE ENERGY CORP	+2622 GAL. 3.9894 GAL.
2887105	4.0	#1DULS	BROOKLYN	SPRAGUE ENERGY CORP	+2622 GAL. 4.0244 GAL.
2887105	5.0	#1DULS	QUEENS	SPRAGUE ENERGY CORP	+2622 GAL. 4.0244 GAL.
2887105	6.0	#1DULS	S.I.	SPRAGUE ENERGY CORP	+2622 GAL. 4.0894 GAL.
2887105	7.0	#1DULS	P/U	SPRAGUE ENERGY CORP	+2622 GAL. 3.9012 GAL.
2887086	3.0	#1DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP	+2822 GAL. 4.0279 GAL.
2887086	7.0	#1DULSB20	P/U	SPRAGUE ENERGY CORP	+2822 GAL. 3.9582 GAL.
2887086	1.0	#1DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP	+2672 GAL. 3.9376 GAL.
2887086	5.0	#1DULSB5	P/U	SPRAGUE ENERGY CORP	+2672 GAL. 3.8556 GAL.
2887052	1.0	#2	MANH	RAPID PETROLEUM	+2377 GAL. 3.5227 GAL.
2887052	4.0	#2	BRONX	RAPID PETROLEUM	+2377 GAL. 3.5225 GAL.
2887052	7.0	#2	BROOKLYN	RAPID PETROLEUM	+2377 GAL. 3.5121 GAL.
2887052	13.0	#2	S.I.	RAPID PETROLEUM	+2377 GAL. 3.5556 GAL.
2887053	10.0	#2	QUEEN S	METRO FUEL OIL CORP.	+2377 GAL. 3.5454 GAL.
2887169	1.0	#2B5	CITY WIDE BY TW	METRO FUEL OIL CORP.	+2439 GAL. 3.9459 GAL.
2887105	8.0	#2DHS	BARGE M.T.F. 111	SPRAGUE ENERGY CORP	+2377 GAL. 3.7982 GAL.
2887106	9.0	#2DHS	BARGE WI	METRO FUEL OIL CORP.	+2377 GAL. 3.7096 GAL.
2887106	11.0	#2DLS	CITY WIDE BY TW	METRO FUEL OIL CORP.	+2575 GAL. 3.7326 GAL.
2887105	1.0	#2DULS	CITY WIDE BY TW	SPRAGUE ENERGY CORP	+2572 GAL. 3.8114 GAL.
2887105	1.1	#2DULS	P/U	SPRAGUE ENERGY CORP.	+2572 GAL. 3.7764 GAL.
2887086	4.0	#2DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP	+2782 GAL. 3.9742 GAL.
2887087	8.0	#2DULSB20	P/U	METRO FUEL OIL CORP.	+2782 GAL. 4.3250 GAL.
2887086	2.0	#2DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP	+2625 GAL. 3.8764 GAL.
2887105	10.0	#2DULSB5	BARGE ST. GEORGE	SPRAGUE ENERGY CORP	+2625 GAL. 4.4117 GAL.
2887159	6.0	#2DULSB5	P/U	METRO FUEL OIL CORP.	+2625 GAL. 3.9241 GAL.
2387191	7.0	#2DULSDISP	DISPENSED	SPRAGUE ENERGY CORP	+2572 GAL. 3.9336 GAL.
2887052	2.0	#4	MANH	RAPID PETROLEUM	+1452 GAL. 2.8484 GAL.
2887052	5.0	#4	BRONX	RAPID PETROLEUM	+1452 GAL. 2.8518 GAL.
2887052	8.0	#4	BROOKLYN	RAPID PETROLEUM	+1452 GAL. 2.8626 GAL.
2887052	14.0	#4	S.I.	RAPID PETROLEUM	+1452 GAL. 2.8956 GAL.
2887053	11.0	#4	QUEENS	METRO FUEL OIL CORP.	+1452 GAL. 2.8674 GAL.
2887052	3.0	#6	MANH	RAPID PETROLEUM	+0836 GAL. 2.4145 GAL.
2887052	6.0	#6	BRONX	RAPID PETROLEUM	+0836 GAL. 2.4145 GAL.
2887052	9.0	#6	BROOKLYN	RAPID PETROLEUM	+0836 GAL. 2.4295 GAL.
2887052	15.0	#6	S.I.	RAPID PETROLEUM	+0836 GAL. 2.4655 GAL.
2887054	12.0	#6	QUEENS	CASTLE OIL CORPORATION	+0836 GAL. 2.4336 GAL.
2787347	1.0	JETA	FLOYD BENNETT	SPRAGUE ENERGY CORP	+2622 GAL. 4.3938 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6046
FUEL OIL, PRIME AND START**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 5/12/2008
2787117	1.0	#2	MANH	PACIFIC ENERGY	+2377 GAL. 3.6020 GAL.
2787117	79.0	#2	BRONX	PACIFIC ENERGY	+2377 GAL. 3.6020 GAL.
2787117	157.0	#2	QNS., BROOKLYN & S.I.	PACIFIC ENERGY	+2377 GAL. 3.6010 GAL.
2787118	235.0	#4	CITY WIDE BY TW	EAST COAST PETROLEUM	+1452 GAL. 3.0405 GAL.
2787118	236.0	#6	CITY WIDE BY TW	EAST COAST PETROLEUM	+0836 GAL. 2.6595 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6047
FUEL OIL AND REPAIRS**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 5/12/2008
2787112	1.0	#2	MANH	SJ FUEL CO. INC.	+2377 GAL. 3.4800 GAL.
2787113	79.0	#2	BRONX	PACIFIC ENERGY	+2377 GAL. 3.4246 GAL.
2787114	157.0	#2	QNS., BROOKLYN & S.I.	NU WAY FUEL OIL	+2377 GAL. 3.5956 GAL.
2787115	234.0	#4	CITY WIDE BY TW	EAST COAST PETROLEUM	+1452 GAL. 2.9965 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6048
GASOLINE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 5/12/2008
2387191	6.0	PREM	CITY WIDE BY VEHICLE	SPRAGUE ENERGY CORP	+1732 GAL. 3.5759 GAL.
2787192	7.0	PREM	CITY WIDE BY TW	METRO TERMINALS	+1732 GAL. 3.4136 GAL.
2687312	2.0	SB	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	+0690 GAL. 3.0928 GAL.
		ETH/GAS			
2387191	1.0	U.L.	MANH P/U BY VEHICLE	SPRAGUE ENERGY CORP	+1792 GAL. 3.3907 GAL.
2387191	2.0	U.L.	BX P/U BY VEHICLE	SPRAGUE ENERGY CORP	+1793 GAL. 3.3457 GAL.
2387191	3.0	U.L.	BR P/U BY VEHICLE	SPRAGUE ENERGY CORP	+1793 GAL. 3.3457 GAL.
2387191	4.0	U.L.	QNS P/U BY VEHICLE	SPRAGUE ENERGY CORP	+1793 GAL. 3.3457 GAL.
2387191	5.0	U.L.	S.I. P/U BY VEHICLE	SPRAGUE ENERGY CORP	+1793 GAL. 3.3457 GAL.
2787192	1.0	U.L.	CITY WIDE BY TW	METRO TERMINALS	+1793 GAL. 3.2225 GAL.

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COMPTROLLER

NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre St., Rm. 629, New York, NY 10007 on May 29, 2008, to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
1	6897	35

acquired in the proceeding, entitled: Ulmer Park Branch Library subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

William C. Thompson, Jr.
Comptroller

m14-29

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)

m7-20

CHANGES IN PERSONNEL

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Subtitle: ADMIN FOR CHILDREN'S SVCS FOR PERIOD ENDING 05/02/08. Lists personnel changes for various roles like MANSO, MARTIN, MAYE, etc.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Subtitle: HRA/DEPT OF SOCIAL SERVICES FOR PERIOD ENDING 05/02/08. Lists personnel changes for various roles like ADEGBO, ALEXANDER, ALMODOVAR, etc.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for various roles like GOMEZ, GONZALEZ, GONZALEZ, GRANT, HAYWOOD, etc.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Subtitle: DEPT. OF HOMELESS SERVICES FOR PERIOD ENDING 05/02/08. Lists personnel changes for various roles like ALEXANDER, ALEXANDER, BANDISON, etc.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Subtitle: DEPARTMENT OF CORRECTION FOR PERIOD ENDING 05/02/08. Lists personnel changes for various roles like ADAMS, ADAMS, BAUMBACH, etc.

Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees such as MOFFATTE, MOORE, MORALES, MORELLI, MORELLI, MORRIS, RICHARDS, SANCHEZ, TUFANO, VALGEAN, VANCOL, WEST, WITHERSPOON.

PUBLIC ADVOCATE FOR PERIOD ENDING 05/02/08. Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employee: SHOOR.

CITY COUNCIL FOR PERIOD ENDING 05/02/08. Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees: BUCKWEITZ, CUELLO, MONTEROSSO, RODRIGUEZ, SCOTT, TURKEL.

DEPARTMENT FOR THE AGING FOR PERIOD ENDING 05/02/08. Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees: ALISCA, CUMMINGS, FERRARI, FRIESEN, GATSON, JOHNSON, LEGROS, MAYERS, MARTHUR, MELENDEZ, MINAULT, MORAN, RODRIGUEZ, SHEPPARD, THOMAS, VASQUEZ, WASHINGTON, WECKSLER.

CULTURAL AFFAIRS FOR PERIOD ENDING 05/02/08. Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees: BACKMON, SALAMONE.

FINANCIAL INFO SVCS AGENCY FOR PERIOD ENDING 05/02/08. Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees: FAYERSHTEYN, MOKARAM, WAPNITSKY, WILLIAMS.

DEPARTMENT OF JUVENILE JUSTICE FOR PERIOD ENDING 05/02/08. Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees: ALATISHE, BLIGEN, BRIGGS, BRYANT-NATHANIE, CANADA, DENIS, DIXON, FARRIS, FENNER, FIELDS JR., GOODMAN, GORDON, HILL, HUSBANDS, KILLIEBREW, KIRKLAND, KODRA, LANE, LEMONIER, LOCKETT, MCGUIRE, MORING, PALMER, POTURNAK, PRUDEN, RHYNES, ROBINSON, SMITH, SMITH, VICK, WAHHAB, WALLACE, WASHINGTON, WILLIAMS.

TAXI & LIMOUSINE COMMISSION FOR PERIOD ENDING 05/02/08. Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees: MITCHELL, SILVESTRY, ZENG.

PUBLIC SERVICE CORPS FOR PERIOD ENDING 05/02/08. Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees: BROWN, CECIL, CHITI, CRUZ, DRAYTON, MCDONALD, RANDOLPH, ROBINSON, VALENTINE, WILSON.

OFFICE OF LABOR RELATIONS FOR PERIOD ENDING 05/02/08. Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employee: HARRISON.

HUMAN RIGHTS COMMISSION FOR PERIOD ENDING 05/02/08. Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees: CHAPMAN, SMITH.

DEPT OF YOUTH & COMM DEV SRVS FOR PERIOD ENDING 05/02/08. Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE.

Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees: ALEXANDER, BARTHOLOMEW, BLUE, BROWN JR., CASTLE, CODIO JR, DOUGLAS, GIAMPETRUZZI, GILMORE, HOYTE, JEAN-FRANCOIS, JOHNSON, MILLER, MITCHELL, MODESTE, O'NEAL, PRAGER, RICHARDS, ROWLEY, SAMUEL, SOLORZANO, TUCKER, YANEZ, YEN, ZENG.

CONFLICTS OF INTEREST BOARD FOR PERIOD ENDING 05/02/08. Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employee: KIM.



ECONOMIC DEVELOPMENT CORPORATION

JOINT PUBLIC HEARING

NOTICE OF A JOINT PUBLIC HEARING of the Franchise and Concession Review Committee and the New York City Department of Small Business Services to be held on Monday, June 2, 2008 at 22 Reade Street, Borough of Manhattan, commencing at 2:30 P.M. relative to:

INTENT TO AWARD a concession for operation of the Downtown Manhattan Heliport for a term of ten (10) years to FirstFlight Inc., a Nevada corporation, 236 Sing Sing Road, Horseheads, NY 14845. Compensation to the City will be the greater of the Minimum Annual Guarantee ("MAG") or the Percentage of Gross Receipts ("PGR") as follows: MAG Year 1: \$1,200,000; MAG Year 2: 1,245,000, MAG Year 3: \$1,292,250, MAG Year 4: \$1,341,863 MAG Year 5: \$1,393,956, MAG Year 6: \$1,448,654, MAG Year 7: \$1,506,086, MAG Year 8: \$1,566,390, MAG Year 9: \$1,629,710, MAG Year 10: \$1,696,196. PGR will be paid to the City at the rate of 18% of the first \$5 million of gross receipts ("Base Receipts") plus 25% of gross receipts in excess of the Base Receipts.

Location: A draft copy of the concession agreement may be reviewed on May 23, 2008 through June 2, 2008 between the hours of 10:00 A.M. and 5:00 P.M., excluding weekends and holidays, at NYCEDC located at 110 William Street, 6th Floor, New York, New York 10018. A draft copy of the concession agreement can be obtained at a cost of \$20.50. All payments shall be made at the time of pickup by cash, cashier's check, or bank order made out to the New York City Economic Development Corporation. No personal checks are accepted.

TELECOMMUNICATION DEVICE FOR THE DEAF (TDD) 212-504-4115

Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, NY 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

FRANCHISE AND CONCESSION REVIEW COMMITTEE

PUBLIC HEARING

NOTICE OF A FRANCHISE AND CONCESSION REVIEW COMMITTEE PUBLIC HEARING ON AGENCY CONCESSION PLANS

Notice of a Franchise and Concession Review Committee ("FCRC") Public Hearing on Agency Concession Plans pursuant to Section 1-10 of the Concession Rules of the City of New York, to be held on June 2, 2008, commencing at 2:30 P.M., and located at 22 Reade Street, Spector Hall, Manhattan. At this hearing, the FCRC shall further solicit comments about the provisions of the Concession Rules from the vendor community, civic groups and the public at large.

The following agencies submitted Concession Plans: the Department of Parks & Recreation, the Department of Citywide Administrative Services, the Department of Transportation, the Department of Corrections, the Office of Management and Budget, the New York City Economic Development Corporation (on behalf of the Department of Small Business Services), and NYC & Company (on behalf of the Department of Small Business Services).

The portfolio of concessions covered by the Plans includes significant and non-significant existing concessions and anticipated new concessions. Furthermore, the Plans include:

- Department of Parks and Recreation: pushcarts, restaurants, golf courses, marinas, snack bars, tennis professionals, Christmas trees, parking lots.
• Department of Citywide Administrative Services: maritime and non-maritime occupancy permits.
• Department of Transportation: food kiosks, vending machines.
• Department of Corrections: commissary services, food court, lockers
• Office of Management and Budget: vending machines
• New York City Economic Development Corporation (on behalf of the Department of Small Business Service): pier shed, maritime and non-maritime occupancy permits.
• NYC & Company (on behalf of the Department of Small Business Services): marketing, advertising, intellectual property & trademark merchandising.

Interested parties may obtain a copy of the Plans by contacting Christian Stover by phone at (212) 442-6449 or via email at cstover@cityhall.nyc.gov. Hard copies will be provided at a cost of \$.25 per page by check or money order made payable to the NYC Department of Finance. Upon request, a pdf version of the Agency Concession Plans is available free of cost. The FCRC shall consider the issues raised at the public hearing in accordance with the procedures set forth in the Charter under the City Administrative Procedure Act.

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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.