



# THE CITY RECORD

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## THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

MARTHA K. HIRST, Commissioner, Department of Citywide Administrative Services.  
ELI BLACHMAN, Editor of The City Record.

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## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

### BUSINESS INTEGRITY COMMISSION

#### MEETING

Pursuant to Section 104 of the Public Officers Law, notice is hereby given of an open meeting of the Commissioners of the New York City Business Integrity Commission. The meeting will be held on Tuesday, April 14, 2009 from 10:00 A.M. to 12:00 P.M. at Spector Hall, 22 Reade Street, 1st Floor, New York, New York. **a6-9**

### 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, April 22, 2009, commencing at 10:00 A.M.

#### BOROUGH OF MANHATTAN

No. 1

#### TIMES SQUARE BID

CDs 4 & 5 N 090346 BDM  
IN THE MATTER OF an application submitted by the Department of Small Business Services on behalf of the Times Square Business Improvement District pursuant to Section 25-405 of the Administrative Code of the City of New York, as amended, concerning the amendment of the Times Square Business Improvement District.

#### No. 2 BATTERY PARK CITY SITE 3

CD 1 N 090306 ZRM  
IN THE MATTER OF an application submitted by the Battery Park City Authority 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 VII, Chapter 4 (Special Battery Park City District) relating to paragraph (e) of Section 84-144 (Location of Curb Cuts) on the east side of Battery Place between Second Place and Third Place.

Matter Underlined is new, to be added;  
Matter in ~~Strikeout~~ is old, to be deleted;  
Matter within # # is defined in Section 12-10;

84-144  
Location of curb cuts

Curb cuts are permitted only in the areas or locations indicated in Appendices 2.6 and 3.5. The aggregate width of all curb cuts provided for any #development# shall not exceed 20 feet, except that:

- (a) for the #zoning lot# bounded to the north by a mapped public place, to the west by North Park, to the south by Chambers Street, and to the east by Marginal Street, the aggregate width of all curb cuts shall not exceed 40 feet;
- (b) for the #zoning lot# bounded by Warren Street to the north, River Terrace to the west, North End Avenue to the east and Park Place West to the south, the aggregate width of all curb cuts shall not exceed 30 feet, comprised of two 15 foot curb cuts;
- (c) for the #zoning lot# bounded by Murray Street to the north, River Terrace to the west, North End Avenue to the east and Vesey Place to the south, the aggregate width of all curb cuts shall not exceed 40 feet, including a 25 foot wide curb cut to the #accessory# off-street parking facility;
- (d) for the #zoning lot# south of First Place and east of Battery Place, the aggregate width of all curb cuts shall not exceed 50 feet;
- (e) for each #zoning lot# located on the east side of Battery Place:
  - (1) between First Place and ~~Third~~ Second Place, the aggregate width of all curb cuts shall not exceed 40 feet;
  - (2) between Second Place and Third Place, the aggregate width of all curb cuts shall not exceed 50 feet; and
- (f) for the #zoning lot# south of First Place and west of Battery Place, the aggregate width of all curb cuts shall not exceed 24 feet.

#### BOROUGH OF QUEENS

No. 3

#### CORD MEYER-FOREST HILLS REZONING

CD 6 C 090283 ZMQ

IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City charter for an amendment of the Zoning Map, Section No.14a; by changing from an R1-2 District to an R1-2A\* District property bounded by a line midway between 66th Avenue and 66th Road, 110th Street, 67th Road, 112th Street, the easterly centerline prolongation line of 67th Drive, the southwesterly service road of the Grand Central Parkway, the easterly centerline prolongation of 72nd Avenue, 72nd Avenue, a line 425 feet northeasterly of 112th Street, a line midway between 72nd Avenue and 72nd Road, 112th Street, 71st Avenue, 110th Street, 70th Road, and 108th Street, as shown on a diagram (for illustrative purposes only) dated March 2, 2009.

\* Note: An R1-2A District is proposed to be created under a related application N 090282 ZRY for an amendment of the Zoning Resolution.

No. 4

#### SPECIAL LONG ISLAND CITY DISTRICT TEXT AMENDMENT

CD 2 N 090304 ZRQ

IN THE MATTER OF an application submitted by the New York City Department of City Planning pursuant to Section 200 of the New York City Charter for an amendment of the

Zoning Resolution of the City of New York, relating to Article XI, Chapter 7 to modify certain provisions concerning the Queens Plaza, Court Square, and Hunters Point subdistricts of the Special Long Island City Mixed Use District.

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

#### Article III - Commercial District Regulations

\* \* \*

#### Chapter 7

#### Special Urban Design Regulations

\* \* \*

#### 37-40

#### OFF-STREET RELOCATION OR RENOVATION OF A SUBWAY STAIR

Where a #development# or #enlargement# is constructed on a #zoning lot# of 5,000 square feet or more of #lot area# that fronts on a portion of a sidewalk containing a stairway entrance or entrances into a subway station located within the #Special Midtown District# as listed in Section 81-46, the #Special Lower Manhattan District# as listed in Section 91-43, the #Special Downtown Brooklyn District# as listed in Section 101-43, the #Special Long Island City Mixed Use District# as described in Section 117-44, the #Special Union Square District# as listed in Section 118-60 and those stations listed in the following table, the existing entrance or entrances shall be relocated from the #street# onto the #zoning lot#. The new entrance or entrances\* shall be provided in accordance with the provisions of this Section.  
\* \* \*

#### Article XI - Special Purpose Districts

#### Chapter 7

#### Special Long Island City Mixed Use District

\* \* \*

#### 117-10

#### HUNTERS POINT SUBDISTRICT

\* \* \*

#### 117-23

#### Street Wall Location in Certain Designated Districts

R6B M1-4/R6A M1-4/R6B M1-4/R7A M1-4/R7X M1-5/R8A  
In the districts indicated, the #street wall# of any #development# or #enlargement# containing #residences# shall be located no closer to nor further from the #street line# than the #street wall# of an adjacent existing #building#. However, the #street wall# of a #building# need not be located further from a #street line# than 15 feet. On #corner lots#, the #street wall# along one #street line# need not be located further from the #street line# than five feet. Existing #buildings# may be vertically enlarged by up to one #story# or 15 feet without regard to the #street wall# location provisions of this Section.

\* \* \*

#### 117-40

#### COURT SQUARE SUBDISTRICT

\* \* \*

#### 117-401

#### General provisions

The regulations governing #developments#, #enlargements#, #extensions# or changes of #use# within the Court Square Subdistrict of the #Special Long Island City Mixed Use District# are contained within Sections 117-40 through 117-45, inclusive. These regulations supplement the provisions of Sections 117-01 through 117-03, inclusive, of the #Special Long Island City Mixed Use District# and supersede the underlying districts.

Mandatory ~~pedestrian circulation~~ and subway improvements are ~~those~~ elements of the Subdistrict Plan which shall be built by the developer of the #zoning lot# to which they apply.

For the purposes of the mandatory ~~pedestrian circulation~~ and subway improvements in the Subdistrict, the #floor area# of the #development# or #enlargement# shall be the total amount of #floor area# resulting from #developments# or

#enlargements# after August 14, 1986.

For the purposes of the mandatory pedestrian circulation and subway improvements in the Subdistrict, any tract of land consisting of two or more contiguous lots of record under single ownership or control as of March 1, 1986, shall be considered a single #zoning lot#.

117-41 Court Square Subdistrict Plan

The Subdistrict Plan for the Court Square Subdistrict specifies the location of Blocks 1, 2 and 3 and identifies the improvements to be provided in the District under the provisions of this Chapter. The elements of the Subdistrict Plan are set forth in Appendix B of this Chapter, which consists of the Subdistrict Plan Map and the Description of Improvements, and is incorporated into the provisions of this Chapter.

117-42 Special Bulk and Use Regulations in the Court Square Subdistrict

#Developments# or #enlargements# containing at least 70,000 square feet of #floor area# on #zoning lots# of at least 10,000 square feet are subject to the provisions of the underlying C5-3 District, as modified by Sections 117-40 through 117-45, inclusive.

Other #developments# or #enlargements# are subject to the #use# provisions of the underlying C5-3 District and the #bulk# provisions of an M1-4/R6B designated district pursuant to the regulations of Article XII, Chapter 3 (Special Mixed Use District), as modified by Sections 117-00 through 117-22, inclusive.

117-421 Special bulk regulations

(a) #Developments# or #enlargements# that meet the minimum #floor area# and #zoning lot# standards of Section 117-44 and provide mandatory subway improvements as required by Section 117-44, may #develop# to a #floor area ratio# of 15.0. #Developments# or #enlargements# that do not meet the minimum standards of Section 117-44 shall not exceed the maximum #floor area ratio# of the designated district for the applicable #use#.

(b) The following provisions shall not apply within the Court Square Subdistrict: Section 33-13 (Floor Area Bonus for a Public Plaza) Section 33-14 (Floor Area Bonus for Arcades) Section 33-26 (Minimum Required Rear Yards) Section 34-223 (Floor area bonus for a public plaza) Section 34-224 (Floor area bonus for an arcade) Section 34-23 (Modification of Yard Regulations).

(c) The height and setback regulations of the underlying C5-3 District shall apply, except that:

(1) No #building or other structure# shall exceed a height of 85 feet above the #base plane# within the area bounded by 23rd Street, 44th Road, a line 60 feet east of and parallel to 23rd Street, and a line 75 feet north of and parallel to 45th Road, and

(2) On Blocks 1 and 3, the #street wall# of a #building# or other structure# shall be located on the #street line# or sidewalk widening line, where applicable, and extend along the entire #street# frontage of the #zoning lot# up to at least a height of 60 feet and a maximum height of 85 feet before setback. Recesses, not to exceed three feet in depth from the #street line#, shall be permitted on the ground floor where required to provide access to the #building#. Above the level of the second #story#, up to 30 percent of the #aggregate width of #street walls# may be located beyond the #street line#, provided no such recesses are within 15 feet of an adjacent #building#.

Above a height of 85 feet, the underlying height and setback regulations shall apply. However, the underlying tower regulations shall be modified to permit portions of #buildings# that exceed a height of 85 feet to be set back at least five feet from a #wide street line#, provided no portion of such #building# that exceeds a height of 85 feet is located within 15 feet of a #side lot line#. The provisions of this paragraph (c)(2) shall not apply to #enlargements# on #zoning lots# existing on (the effective date of amendment), where such #zoning lot# includes an existing #building# to remain with at least 300,000 square feet of #floor area#.

\* \* \* 117-423 Sidewalk widening

For any #development# or #enlargement# on Block 3 with a building wall facing 45th Road, a sidewalk widening with a minimum depth of five feet and a maximum depth of ten feet shall be provided on 45th Road between 23rd Street and Jackson Avenue. Such sidewalk widening shall be a continuous, paved open area along the #front lot line# of the #zoning lot# at the same elevation as the adjoining sidewalk

and directly accessible to the public at all times. Such sidewalk widening shall be unobstructed from its lowest level to the sky except for temporary elements of weather protection, such as awnings or canopies, provided that the total area (measured on the plan) of such elements does not exceed 20 percent of the sidewalk widening area, and that such elements and any attachments thereto are at least 8 feet above #curb level#, and that any post or other support for such element or any attachment to the support has a maximum horizontal dimension of 6 inches. No #street# trees, vehicle storage, parking or trash storage is permitted on such sidewalk widening.

\* \* \* 117-43 Mandatory Circulation Improvement

All #developments# or #enlargements# on #zoning lots# of at least 15,000 square feet that contain at least 50,000 square feet of #floor area# or on #zoning lots# of any size providing at least 200,000 square feet of #floor area# shall provide a minimum amount of pedestrian circulation space at the rate provided in the following table:

Table with 2 columns: #Lot Area# and Minimum Area of Pedestrian Circulation Space. Row 1: 15,000 to 40,000 sq. ft. 1 sq. ft. per 350 sq. ft. of #floor area#. Row 2: Above 40,000 sq. ft. 1 sq. ft. per 300 sq. ft. of #floor area#.

The pedestrian circulation space provided shall be one or more of the following types: building entrance recess area, corner circulation space, sidewalk widening or subway stair relocation.

Such pedestrian circulation space shall meet the requirements set forth in Section 117-431 (Design standards for pedestrian circulation spaces). No sidewalk widenings or corner circulation spaces shall be permitted along 23rd Street within the Court Square Subdistrict.

117-431 Design standards for pedestrian circulation spaces

(a) Sidewalk widening A sidewalk widening is a continuous, paved open area along the #front lot line# of a #zoning lot# at the same elevation as the adjoining sidewalk and directly accessible to the public at all times. A sidewalk widening shall meet the following requirements:

(1) Dimensions A sidewalk widening shall have a width no less than 5 feet nor greater than 10 feet measured perpendicular to the #street line#, and shall be contiguous along its entire length to a sidewalk.

(2) Permitted interruptions Only under the following conditions shall any interruptions of the continuity of a qualifying sidewalk widening be permitted.

(i) A sidewalk widening may be overlapped by a corner circulation space or a building entrance recess area that permits uninterrupted pedestrian flow.

(ii) An off street subway entrance may interrupt a sidewalk widening, provided such an entrance is located at a #side lot line# or is located at the intersection of two #street lines#.

(iii) A sidewalk widening may be overlapped by the queuing space of a relocated subway entrance, provided that the queuing space for the entrance leaves a 5-foot uninterrupted width of sidewalk widening along the entire length of the queuing space.

(iv) A sidewalk widening may be interrupted by a driveway that is located at a #side lot line#. The area occupied by the driveway, up to the width of the sidewalk widening, may be counted towards meeting the pedestrian circulation space requirement, provided that there shall be no change of grade within the area of the sidewalk widening.

(2) Permitted obstructions A sidewalk widening shall be unobstructed from its lowest level to the sky except for temporary elements of weather protection, such as awnings or canopies, provided that the total area (measured on the plan) of such elements does not exceed 20 percent of the sidewalk widening area, and that such elements and any attachments thereto are at least 8 feet above the #curb level#, and that

any post or other support for such element or any attachment to the support has a maximum horizontal dimension of 6 inches.

(4) Specific prohibitions

No #street# trees are permitted on a sidewalk widening. No vehicle storage, parking or trash storage is permitted on a sidewalk widening. Gratings may not occupy more than 50 percent of the sidewalk widening area nor be wider than one-half the width of the sidewalk widening.

(5) Special design treatment

When one end of the sidewalk widening abuts an existing #building# on the #zoning lot# or an existing #building# on the #side lot line# of the adjacent #zoning lot#, design treatment of the termination of the sidewalk widening is required to smooth pedestrian flow. The portion of the sidewalk widening subject to design treatment, hereinafter called the transition area, shall not extend more than 10 feet along the sidewalk widening from its termination.

The transition area shall be landscaped and the paved portion shall have a curved or diagonal edge effecting a gradual reduction of its width over the length of the transition area to no width at the point of the sidewalk widening termination. The unpaved portion of such landscaped treatment shall not exceed 50 percent of the transition area and shall be considered a permitted obstruction.

(b) Corner circulation space

A corner circulation space is a small open space on the #zoning lot# of a #development# or #enlargement#, adjoining the intersection of two #streets#, at the same elevation as the adjoining sidewalk or sidewalk widening and directly accessible to the public at all times. A corner circulation space shall meet the following requirements:

(1) Dimensions A corner circulation space shall have a minimum area of 200 square feet, a minimum depth of 15 feet measured along a line bisecting the angle of intersecting #street lines#, and shall extend along both #street lines# for at least 15 feet but not more than 40 feet from the intersection of the two #street lines#.

(2) Obstructions A corner circulation space shall be clear of all obstructions, including, without limitation, door swings, building columns, #street# trees, planters, vehicle storage, parking or trash storage. No gratings except for drainage are permitted.

(2) Building entrances Entrances to ground level #uses# are permitted from a corner circulation space. An entrance to a building lobby is permitted from a corner circulation space, provided that the entrance is at no point within 20 feet of the intersection of the two #street lines# which bound the corner circulation space.

(4) Permitted overlap A corner circulation space may overlap with a sidewalk widening.

(c) Building entrance recess area

A building entrance recess area is a space which adjoins and is open to a sidewalk or sidewalk widening for its entire length and provides unobstructed access to the building's lobby entrance. A building entrance recess area shall meet the following requirements.

(1) Dimensions A building entrance recess area shall have a minimum length of 15 feet and a maximum length of 40 feet measured parallel to the #street line#. It shall have a maximum depth of 15 feet measured from the #street line#, and if it adjoins a sidewalk widening shall have a minimum depth of 10 feet measured from the #street line#.

(2) Obstructions A building entrance recess area shall either be completely open to the sky or completely under an overhanging portion of the #building# with a minimum clear height of 15 feet. It shall be free of

obstructions except for building columns, between any two of which there shall be a clear space of at least 15 feet measured parallel to the #street line#.

(2) Permitted overlap

A building entrance recess area may overlap with a sidewalk widening or a corner circulation space.

117-44 Mandatory Subway Improvements

#Developments# or #enlargements# containing at least 70,000 square feet of total #floor area# on #zoning lots# of at least 10,000 square feet shall provide mandatory subway improvements as described in Appendix B of this Chapter

(a) #Zoning lots# with at least 5,000 square feet of #lot area#

#Developments# or #enlargements# on #zoning lots# with 5,000 square feet or more of #lot area#, which front on a sidewalk containing a sidewalk entrance(s) into a subway, shall relocate the stairway or entrance(s) to the subway onto the #zoning lot# in accordance with the provisions of Section 37-40 (Off-Street Relocation or Renovation of a Subway Stair), with the exception that, in addition to the waivers provided by Section 37-44, the additional standards for location, design and hours of public accessibility contained in Section 37-41 may be waived upon a finding by the Metropolitan Transportation Authority that they are undesirable or unnecessary to ensure a good overall design.

(b) #Zoning lots# with at least 10,000 square feet of #lot area#

#Developments# or #enlargements# on Blocks 1, 2 or 3, identified in Appendix B (Court Square Subdistrict Plan Map and Description of Improvements) of this Chapter, containing at least 70,000 square feet of #floor area# on #zoning lots# of at least 10,000 square feet of #lot area# shall provide mandatory subway improvements as described in paragraph (a) for Block 1, paragraph (b) for Block 2 and paragraph (c)(1) for Block 3 in Appendix B.

In addition, on #Block # 3, any #development# or #enlargement# containing at least 300,000 square feet of total #floor area# or any #development# or #enlargement# on a #zoning lot# of at least 30,000 square feet of #lot area# shall provide all the mandatory subway improvements for the #block #, as described in paragraphs (c)(1) and (c)(2) for (# Block #3).

117-441 Standards and procedures for mandatory subway improvements

(b) Procedure

(1) Pre-application

Where a #development# or #enlargement# is located on a #zoning lot# which fronts on a sidewalk containing a sidewalk entrance or entrances into a subway and such #zoning lot# contains 5,000 square feet or more of #lot area#, such #development# or #enlargement# shall relocate the stairway entrance or entrances to the subway onto the #zoning lot# in accordance with the provisions of Section 37-03 (Off-Street Relocation or Renovation of a Subway Stair), with the exception that, in addition to the waivers provided by Section 37-034 (Waiver of requirements), the additional standards contained in Section 37-031 (Standards for location, design and hours of public accessibility) may be waived upon a finding by the Metropolitan Transportation Authority that they are undesirable or unnecessary to ensure a good overall design.

117-50 QUEENS PLAZA SUBDISTRICT

117-531 Street wall location

For any #development# or #enlargement# on a #zoning lot# located on Jackson Avenue between 42nd Road and Queens Plaza South, the #street wall# fronting on Jackson Avenue may be set back ten five feet from the #street line# only upon certification of the Chairperson of the City Planning Commission to the Department of Buildings that the Jackson Avenue sidewalk adjacent to the #zoning lot# will be landscaped in accordance with a plan acceptable to the Department of Transportation and the Chairperson. Such plan shall include five planting beds that shall contain a mixture of deciduous and evergreen shrubs, ground covers and flowers. Such planting beds shall be installed and maintained by the owner of the #development# or #enlargement#. The #street wall# of any subsequent #development#

or #enlargement# shall be located no closer to nor further from the #street line# than the #street wall# of an adjacent existing #building#.

Appendix B Court Square Subdistrict Plan Map and Description of Improvements

Description of Improvements

This Appendix describes the mandatory lot improvements that are designated on the District Plan Map in Appendix B for the Court Square Subdistrict. This Descriptions refers to the text for requirements and standards for the following improvements.

(a) # Block #1

(1) A subway improvement, to consist of a connection between the G and 7 lines and maintenance of glass partitions in the control area of the E/F Ely Avenue mezzanine and near the control area of the G mezzanine which are to be installed by the developer of #Block #2. The developer shall notify the Chairperson of the City Planning Commission upon both application for and issuance of a first building permit for the #development# on this #block#.

(b) # Block #2

(1) A subway improvement, to consist of a connection between the E/F and G lines, preparation of preliminary plans for a G/7 connection and installation of glass partitions in the control area of the E/F Ely Avenue mezzanine and near the control area of the G mezzanine upon receipt of a written request by the Chairperson of the City Planning Commission, which shall occur only after the issuance of a first building permit for the #development# on #Block#1.

(c) #Block #3

(1) A subway improvement, to consist of construction of a building entrance within the #lot line# at the northwestern corner of the #block#, a direct link to the 7 platform and construction of a new mezzanine area; and/or The first #development# to meet the criteria for a subway improvement shall construct new entrances at the intersection of 44th Drive and 23rd Street for the Number 7 45th Road/Courthouse Square station, in consultation with the Metropolitan Transportation Authority and the Department of City Planning.

(2) A subway improvement, to consist of a substantial physical improvement to the G platform and mezzanine areas, including reconfiguration of control areas as necessary and acoustical upgrading. For subsequent #developments#, a subway improvement to the north end of the Number 7 45th Road/Courthouse Square station shall be required. Such improvement shall be determined in consultation with the Metropolitan Transportation Authority and the Department of City Planning.

CITYWIDE No. 5 PRIVATELY OWNED PUBLIC PLAZAS FOLLOW-UP TEXT AMENDMENT

CITYWIDE N 090317 ZRY 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 relating to Article III, Chapter 7 (Special Urban Design Regulations concerning provisions related to privately owned public plazas.

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

ARTICLE III COMMERCIAL DISTRICT REGULATIONS

Chapter 7 Special Urban Design Regulations

37-60 PUBLICLY ACCESSIBLE OPEN AREAS EXISTING PRIOR TO OCTOBER 17, 2007

37-62 Changes to Existing Publicly Accessible Open Areas

37-625 Design changes Design changes to existing #plazas#, #residential plazas# or #urban plazas# may be made only upon certification by the Chairperson of the City Planning Commission that such changes would result in a #plaza#, #residential plaza# or #urban plaza# that is in greater accordance with the standards set forth in Section 37-70 (PUBLIC PLAZAS), inclusive. The provisions of Section 37-78 (Compliance), other than paragraph (e) (Special regulations for an urban plaza in the Special Lower Manhattan District), shall be made

applicable to such #plaza#, #residential plaza# or #urban plaza#.

37-70 PUBLIC PLAZAS

37-71 Basic Design Criteria

37-712 Area dimensions

A #public plaza# shall contain an area of not less than 2,000 square feet. In no case shall spaces between existing #buildings# remaining on the #zoning lot# qualify as #public plazas#. In addition, in order to preserve the provisions relating to the boundaries, proportions and obstructions of #public plazas#, on any one #zoning lot#, an open area which does not qualify for bonus #floor area# may not be located between two #public plazas#, or between a #public plaza# and a #building# wall or #arcade#.

Any non-bonus open area located adjacent to a #public plaza#, other than an open area bounding a #street line# used for pedestrian access, must either:

(a) be separated from the #public plaza# by a buffer, such as a wall, decorative fence, or opaque plantings at least six feet in height; or

(b) meet all requirements for minor portions of #public plazas# related to size, configuration, orientation, as specified in Section 37-716.

37-713 Locational restrictions

No #public plaza#, or portion thereof, shall be located within 175 feet of an existing #publicly accessible open area# or #public park#. The distance of 175 feet shall be measured along the #street# on which the existing amenity fronts. No #public plaza#, or portion thereof, shall be located within 175 feet of an existing #publicly accessible open area# or #public park# as measured along the #street line# on which the existing amenity fronts if the #public plaza# is to be located on the same side of the #street#, or as measured along the directly opposite #street# if the #public plaza# is to be located on the other side of the #street#. Such distance shall include the width of any #street# that intersects the #street# on which the amenity fronts.

However, such location restriction may be waived if the #public plaza# is located directly across the #street# from the existing #publicly accessible open area# or #public park# and if the Chairperson of the City Planning Commission finds that the location of the #public plaza# at such location would create or contribute to a pedestrian circulation network connecting the two or more open areas.

37-72 Access and Circulation

37-721 Sidewalk frontage

To facilitate access to a #public plaza#, the area within 15 feet of a #street line# or sidewalk widening, along at least 50 percent of each aggregate #street# frontage of the major and minor portions, shall be free of obstructions to public access to the #public plaza# from the adjacent sidewalk or sidewalk widening, except for those obstructions listed in this Section. For #corner public plazas#, the area within 15 feet of the intersection of any two or more #streets# on which the #public plaza# fronts shall be at the same elevation as the adjoining public sidewalk and shall be free of obstructions, except for those listed in this Section. Only areas with at least five feet of clear, unobstructed area when measured parallel to the street line shall be considered to be free of obstructions. For the remaining 50 percent of the frontage and within 15 feet of the #street line#, no walls or other obstructions, except for permitted obstructions listed in this Section and fixed and moveable seating and tables, shall be higher than two feet above the #curb level# of the #street line# in front of the #public plaza#.

The following shall be considered permitted obstructions within the sidewalk frontage:

- Light stanchions; Public space signage; Railings for steps; Trash receptacles; Trees planted flush to grade.

To facilitate pedestrian access to a #public plaza#, the following rules shall apply to the area of the #public plaza# located within 15 feet of a #street line# or sidewalk widening line:

- (a) At least 50 percent of such area shall be free of obstructions and comply with the following provisions: (1) At least 50 percent of the #public plaza# frontage along each #street line# or sidewalk widening line shall be free of obstructions; and (2) Such unobstructed access area shall extend to a depth of 15 feet measured perpendicular to the #street line#. The width of such access area need not be contiguous provided that no portion of such area shall have a width of less than five feet measured parallel to the #street line#, and at least one portion of such area shall have a width of at least eight

feet measured parallel to the #street line#.

(b) In the remaining 50 percent of such area, only those obstructions listed in Section 37-726 (Permitted Obstructions) shall be allowed, provided such obstructions are not higher than two feet above the level of the public sidewalk fronting the #public plaza#, except for light stanchions, public space signage, railings for steps, trash receptacles, trees and fixed or moveable seating and tables. Furthermore, planting walls or trellises, water features and artwork may exceed a height of two feet when located within three feet of a wall bounding the #public plaza#.

For #corner public plazas#, the requirements of this Section shall apply separately to each #street# frontage, and the area within 15 feet of the intersection of any two or more #streets# on which the #public plaza# fronts shall be at the same elevation as the adjoining public sidewalk and shall be free of obstructions.

37-724 Subway entrances

Where an entry to a subway station exists in the sidewalk area of a #street# on which a #public plaza# fronts and such entry is not replaced within the #public plaza# itself, the #public plaza# shall be #developed# at the same elevation as the adjacent sidewalk for a distance of at least 15 feet in all directions from the entry superstructure. Such #public plaza# area around a subway entry shall be free of all obstructions and may count towards the required clear area requirements as specified in Section 37-721 (Sidewalk frontage).

37-726 Permitted obstructions

(d) Prohibition of garage entrances, driveways, parking spaces, loading berths, exhaust vents, mechanical equipment and building trash storage facilities

No exhaust vents or mechanical equipment are permitted on any #public plaza# or on the any building wall of the #development# fronting upon the #public plaza#, except that unless such exhaust vents on the building wall that are more than 15 feet above the level of the adjacent #public plaza# shall be permitted. All exhaust vents and mechanical equipment located adjacent to a #public plaza# shall be separated from it by a barrier sufficient to substantially, visually and audibly, conceal their presence and operation. Air intake vents or shafts shall be permitted within a #public plaza# provided that such vents are concealed from public view by planting or other design features and that such vents do not impair visibility within the #public plaza# area.

37-728 Standards of accessibility for persons with disabilities

All #public plazas# shall conform with applicable laws pertaining to access for persons with disabilities regardless of whether the #building# associated with the #public plaza# is existing or is a new #development#.

37-73 Kiosks and Open Air Cafes

Kiosks and open air cafes may be placed within a #publicly accessible open area# upon certification, pursuant to this Section. Such features shall be treated as permitted obstructions. Only #uses# permitted by the applicable district regulations may occupy #publicly accessible open areas# or front on #publicly accessible open areas#.

Kiosks must be in operation and provide service a minimum of 225 days per year. However, kiosks may operate for fewer days in accordance with conditions set forth in paragraph (c) of this Section, if they are completely removed from the #publicly accessible open area# when not in operation and if the area previously occupied by the kiosk is returned to public use and such area is in compliance with the #public plaza# design standards.

Notwithstanding the provisions of Section 32-41 (Enclosure Within Buildings), outdoor eating services or #uses# occupying kiosks may serve customers in a #publicly accessible open area# through open windows.

(b) Open air cafes

Where an open air cafe is provided, it shall be a permanently unenclosed restaurant or eating or drinking place, permitted by applicable district regulations, which may have waiter or table service, and shall be open to the sky except that it may have umbrellas, temporary fabric roofs with no vertical supports in conformance with the Building Code, and removable heating lamps. Open air cafes shall occupy an aggregate area not more than 20 percent of the total area of the #publicly accessible open area#. #Publicly accessible open areas# less than 10 feet in width that are located between separate sections of the same open air cafe or between sections of an open air cafe and a kiosk that provides service for such cafe must be included in the calculation of the maximum aggregate area of the open air cafe. Open air cafes shall be located along the edge of the #publicly accessible open area#, except for open air cafes located within #publicly accessible open areas# greater than 30,000 square feet in area. Open air cafes may not occupy more than one third of any #street# frontage in a major portion of the #publicly accessible open area# and may not contain any required circulation paths. An open air cafe must be accessible from all sides where there is a boundary with the remainder of the #publicly accessible open area#, except where there are planters or walls approved pursuant to a prior certification for an open air cafe. Subject to the foregoing exception, fences, planters, walls, fabric dividers or other barriers that separate open air cafe areas from the #public plaza# #publicly accessible open area# or sidewalk are prohibited. Open air cafes shall be located at the same elevation as the adjoining #public plaza# and sidewalk areas, except for platforms that shall not exceed six inches in height. All furnishings of an open air cafe, including tables, chairs, bussing stations, and heating lamps, shall be completely removed from the #publicly accessible open area# when the open air cafe is not in active use, except that tables and chairs may remain in the #publicly accessible open area# if they are unsecured and may be used by the public without restriction. No kitchen equipment shall be installed within an open air cafe; kitchen equipment, however, may be contained in a kiosk adjoining an open air cafe. An open air cafe qualifying as a permitted obstruction shall be excluded from the definition of #floor area#.

The exterior corners of the border of the space to be occupied by an open air cafe shall be marked on the ground by a line painted with white latex traffic or zone marking paint. The line shall be one inch wide and three inches in length on each side of the cafe border from the point where the borders intersect at an angled corner. In addition, a line one inch wide and three inches long shall be marked on the ground at intervals of no more than five feet starting from the end point of the line marking the cafe corners.

Open air cafes must be in operation and provide service a minimum of 225 days per year.

Open air cafes shall be located at the same elevation as an adjoining #public plaza# and sidewalk area, except for platforms that shall not exceed six inches in height.

(c) Certification

Kiosks and open air cafes that comply with the provisions of this Section may be placed within the area of a #publicly accessible open area# upon certification by the Chairperson of the City Planning Commission to the Commissioner of Buildings, that:

- (1) such #use# promotes public use and enjoyment of the #publicly accessible open area#;
(2) such #use# complements desirable #uses# in the surrounding area;
(4)(3) the owners of such #use# or the building owner will maintain such #use# in accordance with the provisions of Section 37-77 (Maintenance) shall be responsible for the maintenance of such kiosk or open air cafe, which shall be located within areas designated on building plans as available for occupancy by such #uses# and no encroachment by a kiosk or open air cafe outside an area so designated shall be permitted;
(5)(4) such #use# does not adversely impact visual and physical access to and throughout the #publicly accessible open area#;
(3)(5) such #use#, when located within a #public plaza#, is provided in accordance with all the requirements set forth in this Section;
(6) for kiosks and open air cafes located within an existing #publicly accessible open area# such #use#, is proposed as part of a general improvement of the #publicly accessible open area# where necessary, including as much landscaping and public seating as is feasible, in accordance with the standards for #public plazas#;

- (7) a #sign# shall be provided in public view within the cafe area indicating the days and hours of operation of such cafe; and
(8) for kiosks that are in operation less than 225 days per year, an off-season plan has been submitted to the Chairperson showing that such kiosks will be completely removed from the #publicly accessible open area# when not in operation, that the area previously occupied by the kiosk is returned to public use and such area is in compliance with the applicable #publicly accessible open area# design standards.

(d) Process

An application for certification shall be filed with the Chairperson of the City Planning Commission, and the Chairperson shall furnish a copy of the application for such certification to the affected Community Board at the earliest possible stage. The Chairperson will give due consideration to the Community Board's opinion as to the appropriateness of such a facility in the area and shall respond to such application for certification within 60 days of the application's receipt.

The Chairperson shall file any such certification with the City Council. The Council, within 20 days of such filing, may resolve by majority vote to review such certification. If the Council so resolves, within 50 days of the filing of the Chairperson's certification, the Council shall hold a public hearing and may approve or disapprove such certification. If, within the time periods provided for in this Section, the Council fails to act on the Chairperson's certification, the Council shall be deemed to have approved such certification.

Such certification shall be effective for a period of three years.

All applications for the placement of kiosks or open air cafes within a #publicly accessible open area# filed with the Chairperson of the City Planning Commission shall include a detailed site plan or plans indicating compliance with the provisions of this Section, including the layout and number of tables, chairs, restaurant equipment and heating lamps, as well as the storage location for periods when the kiosk or open air cafe is closed. Where a kiosk or open air cafe is to be located within an existing #publicly accessible open area# each kiosk or open air cafe application must be accompanied by a compliance report in accordance with the requirements of Section 37-78, paragraph (b)(c), except that date of inspection shall be within 15 days of the date that the application is filed. Where design changes to #publicly accessible open areas# are necessary in order to accommodate such kiosk or open air cafe, or to comply with paragraph (c)(6) of this Section, a certification pursuant to Section 37-625 (Design Changes) shall be required.

All such plans for kiosks or open air cafes, once certified, shall be filed and duly recorded in the Borough Office of the City Register of the City of New York, indexed against the property in the form of a legal instrument providing notice of the certification for the kiosk or open air cafe, pursuant to this Section. The form and contents of the legal instrument shall be satisfactory to the Chairperson, and the filing and recording of such instrument shall be a precondition for the placement of the kiosk or open air cafe within the #publicly accessible open area#.

37-741 Seating

The following standards shall be met for all required seating:

- (3) At least 50 percent of the linear feet of fixed seating shall have backs at least 14 inches high and a maximum seat depth of 20 inches. Walls located adjacent to a seating surface shall not count as seat backs. All seat backs must either be contoured in form for comfort or shall be reclined from vertical between 10 to 15 degrees.
(4) Moveable seating or chairs, excluding seating for open air cafes, may be credited as 24 inches of linear seating per chair. Moveable seating provided as a required amenity shall be provided in the amount of one chair per 200 square feet of #public plaza# area. One table shall be provided for every four such moveable chairs.

All moveable seats must have backs and a maximum seat depth of 20 inches. Moveable chairs shall not be chained, fixed, or otherwise secured while the #public plaza# is open to the public; moveable chairs, however, may be removed during the nighttime hours of 9:00 pm to 7:00 am.

37-742 Planting and trees

The provisions of this Section are intended to facilitate a combination of landscaping elements in order to provide comfort, shade and textural variety.

At least 20 percent of the area of a #public plaza# shall be comprised of planting beds with a minimum dimension of two feet, exclusive of any bounding walls.

All #public plazas# shall provide a minimum of four trees. For a #public plaza# greater than 6,000 square feet in area, an additional four caliper inches in additional trees or multi-stemmed equivalents must be provided for each additional 1,000 square feet of #public plaza# area, rounded to the nearest 1,000 square feet.

All #public plazas# shall also provide one of the following additional planting types: additional trees, planters, planting beds, or accessible lawns. Trees provided to satisfy this requirement shall be provided at the rate of one tree for every 2,000 square feet of #public plaza# area. Planters, planting beds, and accessible lawns provided to satisfy this requirement shall be provided at the rate of 150 square feet for every 1,000 square feet of #public plaza# area. Plantings contained in hanging containers shall not satisfy this planting requirement.

For all #public plazas#, at least 50 percent of the required #public plaza# trees shall be planted flush-to-grade or planted at grade within planting beds with no raised curbs or railings. Trees planted flush-to-grade shall be surrounded by a porous surface (such as grating or open-joint paving) that allows water to penetrate into the soil for a minimum radius of two feet, six inches. Such porous surface shall be of sufficient strength and density to accommodate pedestrian circulation, including all requirements related to accessibility for the disabled, and shall be of a design that allows for tree growth. Installed fixtures such as lighting stanchions, electrical outlets or conduits shall not be located within the required porous area of any tree planted flush-to-grade.

Where trees are planted within a #public plaza#, they shall measure at least four inches in caliper at the time of planting, unless alternative, multi-stemmed equivalents are specified in the approved planting plans. Each tree shall be planted in at least 200 cubic feet of soil with a depth of soil of at least 3 feet, 6 inches.

When planting beds are provided, they shall have a soil depth of at least eighteen inches for grass or other ground cover, three feet for shrubs and 3 feet, 6 inches for trees. No planters or planting beds shall have bounding walls that exceed 18 inches in height above any adjacent walking surfaces. Any planting bed containing required trees shall have a continuous area of at least 75 square feet for each tree exclusive of bounding walls. Furthermore, each tree located within a planting bed shall be surrounded by a continuous permeable surface measuring at least five feet square. Any lawns or turf grass planting beds shall not exceed six inches above any adjacent walking surfaces.

**37-747 Public space signage**

Entry and information plaques shall be provided, as described in Section 37-751 (Public space signage systems).

**37-75 Signs**

**37-751 Public space signage systems**

The following public space signage systems shall be required for all #public plazas#:

- (a) Entry plaque
\* \* \*
The entry plaque shall be mounted on a wall or a permanent free-standing post within five feet of the sidewalk with its center five feet above the elevation of the nearest walkable pavement. The maximum height of such free-standing post shall be six feet, with a maximum width and depth of 16 inches. It shall be in a position that clearly identifies the entry into the #public plaza#, and placed so that the entire entry plaque is obvious and directly visible, without any obstruction, along every line of sight from all paths of pedestrian access to the #public plaza#.

- (b) Information plaque
An information plaque, constructed from the same permanent materials as the entry plaque or combined with one or more of the required entry plaques shall be provided. Information plaques shall be located within five feet of a sidewalk and shall have all required lettering located above a height of three feet. The information plaque shall consist of:
An information plaque, constructed from the same permanent materials as the entry plaque or combined with one or more of the required entry plaques shall be provided. Information plaques shall be mounted on a wall or a permanent free-standing post within five feet of the sidewalk and shall have all required lettering located three feet above the elevation of the nearest walkable pavement. The maximum height of such free-standing post shall be six feet, with a maximum width and depth of 16 inches. The information plaque shall consist of:

\* \* \*

**37-753 Accessory signs**

A #public plaza# shall be treated as a #street# for the purposes of the applicable #sign# regulations. #Signs#, except for the plaque required by Section 37-751, are permitted only as #accessory# to #uses# permitted within the #public plaza# and #uses# adjoining the #public plaza#, and are otherwise regulated by the applicable district regulations set forth in Section 32-60 (SIGN REGULATIONS).

#Signs accessory# to the #building# or tenants of retail spaces fronting on the #public plaza# are permitted within the #public plaza# area, provided that:

- (a) no more than three such #signs# are provided within the #public plaza#, but in no event shall more than one of these #signs# be freestanding, as

- described in paragraph (c) of this Section;
- (b) all such #signs# shall be non-illuminated;
- (c) such #signs# shall contain only the building or establishment name and address;
- (d) any #signs# affixed to the building walls may not exceed two feet square in size;
- (e) any freestanding #signs# shall not exceed two feet in horizontal dimension and, if associated with a #building# used for office uses, may contain the names of principal building tenants in addition to the content permitted, as described in this Section, and shall also contain the public space symbol as described in Section 37-751 and the words "Open to Public" in lettering at least two inches in height; and
- (f) any #sign# located on permitted canopies or awnings within the #public plaza# shall contain only the building or establishment name and must not exceed a height of one foot.

A #public plaza# shall be treated as a #street# for the purposes of the applicable #sign# regulations. #Signs#, except for the plaque required by Section 37-751, are permitted only as #accessory# to #uses# permitted within the #public plaza# and #uses# adjoining the #public plaza#, and are otherwise regulated by the applicable district regulations set forth in Section 32-60 (SIGN REGULATIONS), except as provided below:

- (a) each establishment fronting on the #public plaza# shall be permitted to have not more than one #sign# affixed to the building wall fronting on the #public plaza#;
- (b) all #signs# shall be non-illuminated#;
- (c) all #signs# shall contain only the building or establishment name and address;
- (d) all #signs accessory# to retail #uses# affixed to building walls may not exceed four square feet in size;
- (e) all #accessory signs# located within the #public plaza#, including structures to which the signs are affixed, shall not be higher than three feet above the level of the adjoining public access area. Such #signs# shall not exceed an area of two square feet. In addition, no portion of such sign facing the #street# shall exceed a width of 16 inches, except for corner #public plazas#, this limitation shall apply on only one #street# frontage. If such #sign# is associated with a #building# used for office uses, such #sign# shall contain only the names of principal building tenants and shall also contain the public space symbol as described in Section 37-751 and the words "Open to Public" in lettering at least two inches in height; and
- (f) all #signs# located on permitted canopies or awnings within the #public plaza# shall contain only the building or establishment name and shall not exceed a height of one foot.

**37-76 Mandatory Allocation of Frontages for Permitted Uses**

At least 50 percent of the total frontage of all new building walls of the #development# fronting on a #public plaza#, or fronting on an #arcade# adjoining a #public plaza#, exclusive of such frontage occupied by building lobbies and frontage used for subway access, shall be allocated for occupancy at the ground floor level by retail or service establishments permitted by the applicable district regulations but not including uses in Use Groups 6B, 6E, 7C, 8C, 9B, 10B, 11 and 12D, or banks, automobile showrooms or plumbing, heating or ventilating equipment showrooms. In addition, libraries, museums and art galleries shall be permitted. All such #uses# shall:

- (1) be directly accessible from the major portion of the #public plaza#, an adjoining #arcade#, or a #street# frontage shared by the retail establishment and the #public plaza#;
- (2) Such retail spaces shall have a minimum depth of 15 feet, measured perpendicular to the wall adjoining the #public plaza#; and
- (3) occupy such frontage for the life of the increased #floor area# of the bonused #development#.

The remaining frontage may be occupied by other #uses#, lobby entrances or vertical circulation elements, in accordance with the district regulations.

Principal entrances to #buildings# A public entrance to the principal use of the #building# associated with the #public plaza# shall be located within 10 feet of the major portion of the #public plaza#. Frontage on the #public plaza# that is occupied by a building entrance or lobby shall not exceed 60 feet or 40 percent of the total aggregate frontage of the #development's# new building walls on the major and minor portions of the #public plaza#, whichever is less, but in no case shall building entrances or lobbies occupy less than 20 feet of frontage on the #public plaza#.

The building frontage All new building walls fronting on the major and minor portions of the #public plaza# shall be treated with clear, untinted transparent material for 50 percent of its surface area below 14 feet above the #public plaza# level, or the ceiling level of the ground floor of the #building#, whichever is lower. Any non-transparent area fronting on the major or minor portion of a #public plaza# shall be treated with a decorative element or material or shall be planted to a minimum height of 15 feet above the #public plaza#.

**37-77 Maintenance**

- (a) The building owner shall be responsible for the maintenance of the #public plaza# including, but not limited to, the location of permitted obstructions pursuant to Section 37-726, litter control, management of pigeons and rodents, maintenance of required lighting levels, and the care and replacement of furnishings and vegetation within the #zoning lot# and in the #street# sidewalk area adjacent to the #zoning lot#.
- (b) Kiosks and open air cafes #developed# in accordance with the provisions of Section 37-73 shall be located within areas designated on building plans as available for occupancy by such #uses# and no encroachment by a kiosk or open air cafe outside an area so designated shall be permitted.
- (c) Performance bond

Prior to obtaining any certificate of occupancy from the Department of Buildings, the building owner shall post with the Comptroller of the City of New York, a performance bond, City securities or fixed income securities, at the Comptroller's discretion, to ensure the mandatory tree planting, moveable seating exclusive of any seating for open air cafes, and the litter free maintenance of the #public plaza# including the replacement of such trees and moveable furniture during the life of the #development#.

In the event of a failure in the required performance, the Chairperson of the City Planning Commission shall notify the building owner in writing of such failure and shall stipulate the period of time in which the building owner has to correct the failure. If the failure is not corrected in the stipulated time, the Chairperson may declare the building owner in default in the required performance and the City may enforce the obligation by whatever means may be appropriate to the situation, including letting contracts for doing any required planting, installation or maintenance and paying all labor, material and other costs connected with such work from the bond or City securities that the building owner is required to provide.

In the event that the City enforces the aforementioned obligation as provided for in this paragraph, (c), the building owner shall, within 90 days of such enforcement, provide the City with an additional bond or City securities in an amount not less than that which was expended to cure the default.

The value of the bond or City securities if tendered prior to January 1, 1998, shall be at a rate of \$750 per required tree, \$100 per moveable chair and \$200 per 1,000 square feet of #urban plaza# for litter removal, as set forth in this Section.

Effective January 1, 1980, and at five year intervals thereafter, the City Planning Commission shall establish new rates for the mandatory tree planting, moveable seating and litter free maintenance of the #public plaza#.

**37-78 Compliance**

- (a) Building permits
No foundation permit shall be issued by the Department of Buildings for any #development# or #enlargement# that includes a #public plaza#, nor shall any permit be issued by the Department of Buildings for any change to a #plaza#, #residential plaza# or #urban plaza# without certification by the Chairperson of the City Planning Commission of compliance with the provisions of Section 37-70 or Section 37-625, as applicable.

An application for such certification shall be filed with the Chairperson showing the plan of the #zoning lot#; a site plan indicating the area and dimensions of the proposed #public plaza# and the location of the proposed #development# or #enlargement# and all existing #buildings# temporarily or permanently occupying the #zoning lot#; computations of proposed #floor area#, including bonus #floor area#; and a detailed plan or plans prepared by a registered landscape architect, including but not limited to a furnishing plan, a planting plan, a signage plan, a lighting/ photometric plan and sections and elevations, as necessary to demonstrate compliance with the provisions of Section 37-70 or Section 37-625, as applicable.

All plans for #public plazas# or other #publicly accessible open areas# that are the subject of a certification pursuant to Section 37-625 shall be filed and duly recorded in the Borough Office of the City Register of the City of New York, indexed against the property in the form of a legal instrument, in a form satisfactory to the Chairperson, providing notice of the certification of the #public plaza#, pursuant to this Section. Such filing and recording of such instrument shall be a precondition to certification. The recording information shall be included on the certificate of occupancy for any #building#, or portion thereof, on the #zoning lot# issued after the recording date. No temporary or final certificate of occupancy shall be issued for any bonus #floor area# generated by a

#public plaza# unless and until the #public plaza# has been substantially completed in accordance with the approved plans, as verified by the Department of City Planning and certified to the Department of Buildings.

Notwithstanding any of the provisions of Section 11-33 (Building Permits for Minor or Major Development or Other Construction Issued Before Effective Date of Amendment), any #residential plaza# or #urban plaza# for which a certification was granted pursuant to Article II, Chapter 3, or Article III, Chapter 7, between June 4, 2005 and June 4, 2007, and any #urban plaza# for which a certification was granted prior to (effective date of amendment) may be #developed# in accordance with the regulations in effect on the date of such certification.

(b) Periodic compliance reporting

No later than June 30 of the year, beginning in the third calendar year following the calendar year in which certification was made and at three year intervals thereafter, the Director of the Department of City Planning and the affected Community Board shall be provided with a report regarding compliance of the #public plaza# #publicly accessible open area# with the regulations of Section 37-70 or Section 37-625, as applicable, as of a date of inspection which shall be no earlier than May 15 of the year in which the report is filed. Such report shall be provided by a registered architect, landscape architect or professional engineer, in a format acceptable to the Director and shall include, without limitation:

- (1) a copy of the original #public plaza# or design change certification letter, and if applicable, any approval letter pertaining to any other authorization or certification pursuant to this Chapter;
(2) a statement that the #public plaza# #publicly accessible open area# has been inspected by such registered architect, landscape architect or professional engineer and that the #public plaza# such open area is in full compliance with the regulations under which the #public plaza# it was approved as well as the approved plans pertaining to such #public plaza# open area and, if applicable, the requirements of any other authorization or certification pursuant to this Chapter, or non-compliance with such regulations and plans;
(3) an inventory list of amenities required under the regulations under which the #public plaza# #publicly accessible open area# was approved and the approved plans pertaining to such #public plaza# open area and, if applicable, the requirements of any other authorization or certification pursuant to Section 37-70, together with an identification of any amenity on such inventory list for which inspection did not show compliance, including whether such amenities are in working order, and a description of the non-compliance;
(4) photographs documenting the condition of the #public plaza# #publicly accessible open area# at the time of inspection, sufficient to indicate the presence or absence, either full or partial, of the amenities on the inventory list of amenities.

The report submitted to the Director of the Department of City Planning shall be accompanied by documentation demonstrating that such report has also been provided to the affected Community Board.

Compliance reporting pursuant to this paragraph, (b), shall be a condition of all certifications granted pursuant to Section 37-70.

(c) Compliance reports at time of application

In aAny application for a new certification or authorization for involving an existing #public plaza#, #publicly accessible open area# where such #public plaza# was the subject of a previously granted certification or authorization granted pursuant to Section 37-70, the applicant shall provide include a compliance report in the format required under paragraph (b) of this Section, based upon an inspection of the #public plaza# #publicly accessible open area# by a registered architect, landscape architect or professional engineer conducted no more than 45 days prior to the filing of such application.

The following conditions may constitute grounds to disapprove the application for certification or authorization:

- (1) such report shows non-compliance with the regulations under which the #public plaza# #publicly accessible open area# was approved, conditions or restrictions of a previously granted certification or authorization, or with the approved plans

pertaining to such #public plaza# #publicly accessible open area#; or

- (2) the #public plaza# #publicly accessible open area# has been the subject of one or more enforcement proceedings for which there have been final adjudications of a violation with respect to any of the foregoing.

In the case of a certification, the Chairperson, or in the case of an authorization, the Commission, may, in lieu of disapproval, accept a compliance plan for the #public plaza# #publicly accessible open area#, which plan shall set forth the means by which future compliance will be ensured.

(d) Failure to comply

Failure to comply with a condition or restriction in an authorization or certification granted pursuant to Section 37-70 or with approved plans related thereto, or failure to submit a required compliance report shall constitute a violation of this Resolution and may constitute the basis for denial or revocation

of a building permit or certificate of occupancy, or for a revocation or such authorization or certification, and for all other applicable remedies.

\* \* \*

BOROUGH OF QUEENS No. 6 GRACE ASPHALT PLANT

CD 7 C 090366 PCQ IN THE MATTER OF an application submitted by the Department of Transportation 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 130-31 Northern Boulevard (Block 1791, Lots 52, 68 and 72) , for use as an asphalt plant.

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

a9-22

CITY PLANNING

PUBLIC HEARINGS

FORMULATION of PROPOSED 2010 CONSOLIDATED PLAN FIVE-YEAR STRATEGIC PLAN

A public hearing on the formulation of the Proposed 2010 Consolidated Plan: the Five-Year Strategic Plan (2010 - 2014) for US-HUD Formula Entitlement Funds will be held on TUESDAY, APRIL 14, 2009 beginning at 10:00 A.M. at the Department of City Planning located at 22 Reade Street, Spector Hall, Manhattan.

The Consolidated Plan defines the use of federal entitlement funds for housing, homeless assistance, supportive housing services and community development programs and is required by the United States Department of Housing and Urban Development (HUD). It consolidates the statutory requirements of the Cranston-Gonzalez Housing Act's Comprehensive Housing Affordability Strategy, and the City's application for the four HUD Office of Community Planning and Development entitlement programs: Community Development Block Grant (CDBG), HOME Investment Partnership, Emergency Shelter Grants (ESG), and Housing Opportunities for Persons with AIDS (HOPWA). The report will define the use of these federal funds for Consolidated Plan Program Years 2010 - 2014.

The PUBLIC HEARING has been scheduled to obtain comments on the formulation of the document and on the City's use of federal funds to address housing, services for the homeless, supportive housing service and community development needs, and the development of proposed activities. Another purpose of this session is to answer and discuss questions concerning the Proposed 2010 Consolidated Plan: One Year Action Plan. In addition, at this forum, agency representatives will receive comments on the City's performance of Consolidated Plan activities in 2008.

For more information contact: Charles V. Sorrentino, New York City Consolidated Plan Coordinator, Department of City Planning, 22 Reade Street 4N, New York, New York 10007, (212) 720-3337. m31-a13

COMMUNITY BOARDS

PUBLIC HEARINGS

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

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 7 - Monday, April 13, 2009 at 7:00 P.M., Union Plaza Care Center, 33-23 Union Street, 1st Fl., Flushing, NY

C090366PCQ 130-31 Northern Boulevard Application submitted by the Department of Transportation 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 for use as an asphalt plant.

C090320PPQ

IN THE MATTER OF an application submitted by the Department of Citywide Administrative Services (DCAS) pursuant to Section 197-c of the New York City Charter for the disposition of nine (9) city-owned properties in the College Point Corporate Park, pursuant to zoning.

BSA# 30-09-BZ

Location: 136-33 37th Avenue Application to reduce the required accessory parking spaces for certain commercial and medical office uses proposed at the premises.

BSA# 41-06-BZ

Location: New York Hospital, Queens - 139-24 Booth Memorial Avenue Application to legalize the relocation of the most northwestern portion of the parking structure creating a 4x8" side yard at the northwest corner, which does not comply with zoning regulations.

a7-13

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

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 7 - Monday, April 13, 2009 at 7:00 P.M., Union Plaza Care Center, 1st Floor, 33-23 Union Street, Flushing, NY

#246-01-BZ

35-11 Prince Street Application for a waiver of the Rules of Practice and Procedure, a reopening and to reflect the new owner/operator, and an extension of the term for a previously granted special permit for a Physical Culture Establishment (PCE), which expired on June 1, 2008.

a7-13

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

BOROUGH OF STATEN ISLAND

COMMUNITY BOARD NO. 1 - Tuesday, April 14, 2009 at 7:30 P.M., All Saints Episcopal Church, 2329 Victory Boulevard, Staten Island, NY

Agenda

Citywide Statement of Needs for Fiscal Years 2010-2011.

a8-14

EMPIRE STATE DEVELOPMENT CORPORATION

NOTICE

LEGAL NOTICE

EMPIRE STATE DEVELOPMENT CORPORATION AND CONVENTION CENTER DEVELOPMENT CORPORATION

NOTICE OF PUBLIC HEARING TO BE HELD ON Tuesday, April 21, 2009 PURSUANT TO SECTION 16(2) OF THE NEW YORK STATE URBAN DEVELOPMENT CORPORATION ACT IN CONNECTION WITH ADOPTION OF A GENERAL PROJECT PLAN FOR THE RENOVATION AND EXPANSION OF THE JACOB K. JAVITS CONVENTION CENTER PROJECT

PLEASE TAKE NOTICE that the New York State Urban Development Corporation, doing business as the Empire State Development Corporation and the Convention Center Development Corporation (collectively the "Corporations"), pursuant to section 16(2) of the New York State Urban Development Corporation Act (Chapter 174, Section 1, Laws of 1968, as amended) (the "Act"), have adopted a General Project Plan ("GPP") with respect to the Jacob K. Javits Convention Center Renovation and Expansion Civic Project (the "Project"), at the Directors' meeting held on March 19, 2009.

Pursuant to the requirements of the State Environmental Quality Review Act and the implementing regulations of the New York State Department of Environmental Conservation, ESDC staff performed an uncoordinated review of the GPP. ESDC determined the Unlisted Action would not have the potential for any significant adverse impacts. Accordingly, a Determination of No Significant Effect on the Environment has been made, and a Negative Declaration has been issued by the ESDC on the Environmental Assessment Form ("EAF").

Copies of the GPP and the EAF are available without charge to any person who shall make a request for the same to the office of the Corporation at 633 Third Avenue, 36th Floor, New York, NY 10017, Attn: Armen Meyer, Esq. Copies of the GPP and EAF are on file at the principal office of the Corporations stated above, and are available for inspection by the general public Monday through Friday, between the hours of 9:00 A.M. and 5:30 P.M. The GPP is also posted on the ESDC website at www.nylovesbiz.com/nycdc (to access, follow link titled "General Project Plan"). A copy is also filed in the office of the Borough of Manhattan County Clerk at 60 Centre Street, New York, NY 10007.

PLEASE TAKE FURTHER NOTICE, that, in accordance with section 16(2) of the Act, a public hearing open to all persons will be held by the Corporations at the Jacob K.

Javits Convention Center, 655 West 34th Street, Meeting Room 1E02, Borough of Manhattan, NY from 6:00 P.M. to 7:30 P.M. to consider the GPP. Interested persons are invited to present their comments on the GPP, which is summarized below. Public comments may be made orally or in writing. In an effort to give all persons wishing to make comments orally at the hearing an opportunity to be heard, speakers will be asked to limit their comments to three (3) minutes in duration. All persons attending the hearing are required to enter at the Administrative Office Entrance located on 34th Street between 11th and 12th Avenues. Directions to Room 1E02 will be provided at the entrance. You will be required to show valid identification. Written comments of any length can be submitted to the Corporations for consideration at the hearing, or to the Corporations' office at 633 Third Avenue, 36th Floor, New York, NY 10017, Attn: Armen Meyer, Esq., or by email to ameyer@empire.state.ny.us, at any time before 5:00 P.M. on April 21, 2009. There will be no post-hearing comments period.

The GPP for the Project has two principal elements:

1. Renovation of the Jacob K. Javits Convention Center (or "Javits") located on the super block bounded by 34th Street, 11th Avenue, 38th Street, and 12th Avenue in Manhattan;

The renovation program is designed to respond to the immediate needs of the convention and trade show industry and improve the existing building conditions. Construction is scheduled and sequenced to maintain existing operations at all times. The renovation will be implemented in order of priority need, as outlined in the GPP, and will include a replacement of the roof; replacement or refurbishment of the curtain wall; replacement of roof top mechanical units; and repair and replacement of building systems including mechanical, electrical, plumbing, life safety and security systems.

2. Expansion of Javits on the block bounded by 39th Street, 11th Avenue, 40th Street and 12th Avenue in Manhattan.

The 100,000 square foot expansion will contain 40,000 net square feet of exhibition space. Pre-function and registration areas, support and core functions, and a truck court and loading docks will be located within the remaining 60,000 square feet, as more fully described in the GPP. During the renovation, when portions of the Javits are taken out of service, this expansion will enable Javits to remain open and fully operational at all times. Upon completion of the renovation the 40,000 square feet of exhibition space will remain in service and will complement existing operations.

The Proposed Plan of Finance for this \$463 million GPP is funded with proceeds from the Revenue Bonds (Hotel Unit Fee Secured) issued by the Convention Center Development Corporation in 2005.

Construction is expected to commence in 2009 and continue through 2013.

DATE: April 7, 2009  
New York, New York  
New York State Urban Development Corporation d/b/a  
Empire State Development Corporation

By: Eileen McEvoy  
Corporate Secretary

## HOUSING PRESERVATION & DEVELOPMENT

### ■ NOTICE

PLEASE TAKE NOTICE, that in accordance with Sections 201-204 (inclusive) of the New York State Eminent Domain Procedure Law (the "EDPL"), a Public Hearing will be held by the New York City Department of Housing Preservation and Development on behalf of the City of New York in connection with the acquisition of certain properties necessary for the Harlem-East Harlem Fifteenth Amended Urban Renewal Plan.

The time and place of the hearing is as follows:

DATE: April 20, 2009 TIME: 12:00 P.M.  
LOCATION: Tiano Towers, Crystal Room  
240 E. 123rd Street, 4th floor, New York,  
New York 10035

The purpose of this hearing is to inform the Public of the proposed acquisition of certain properties and to review the public use to be served by the Harlem-East Harlem Fifteenth Amended Urban Renewal Plan and its impact on the local environment and residents. The scope of this acquisition is to facilitate the development of new residential, commercial and community facilities consistent with the goals and objectives of the Harlem-East Harlem Fifteenth Amended Urban Renewal Plan.

The properties affected include the following areas as shown on the Tax Map of the City of New York for the Borough of Manhattan Block 1790, Lots 1, 5, 101, 8, 24, 46, 28, 44, 20, and Block 1791, Lot 34.

Any person in attendance at this meeting shall be given a reasonable opportunity to present oral or written statements and to submit other documents concerning the proposed acquisition. Each speaker shall be allotted a maximum of five

(5) minutes. In addition, written statements may be submitted to the Department of Housing Preservation and Development at the address stated below, provided the comments are received by 5:00 P.M. on April 27, 2009 (5 working days after the public hearing date).

New York City Department of Housing Preservation and Development  
Division of Planning  
100 Gold Street, Rm. 9E4  
New York, New York 10038  
Attn.: Charles Marcus

**Please note: Those property owners who may subsequently wish to challenge condemnation of their property via judicial review may do so only on the basis of issues, facts and objections raised at the public hearing.**

a7-13

## LANDMARKS PRESERVATION COMMISSION

### ■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **April 21, 2009** 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 09-7269- Block 133, lot 60-39-87 48th Street - Sunnyside Gardens Historic District  
A brick rowhouse with Colonial Revival style details designed by Clarence Stein, Henry Wright and Frederick Ackerman and built in 1927. Application is to install a fence.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF QUEENS 08-8128- Block 182, lot 79-39-02 44th Street - Sunnyside Gardens Historic District  
A brick rowhouse with Colonial Revival style details designed by Clarence Stein, Henry Wright and Frederick Ackerman and built in 1927. Application is to install a curb cut and parking pad.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF BROOKLYN 09-6415- Block 154, lot 17-372 Fulton Street - Gage & Tollner Restaurant, Interior Landmark - Individual Landmark  
A late-Italianate style townhouse with restaurant, built circa 1870. Application is to modify interior features.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF BROOKLYN 09-7473- Block 1977, lot 22-474 Waverly Place - Clinton Hill Historic District  
A neo-Grec style rowhouse designed by Robert Dixon and built in 1888. Application is to construct a rooftop addition. Zoned R68.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF BROOKLYN 09-6846- Block 230, lot 15-112 Hicks Street - Brooklyn Heights Historic District  
An eclectic style rowhouse built between 1880-1899. Application is to construct a rear yard addition. Zoned R6, LH-1.

ADVISORY REPORT  
BOROUGH OF MANHATTAN 09-7352- Block 7777, lot 77-Canal Street and Broadway - SoHo-Cast Iron Historic District and Tribeca East Historic District  
A commercial thoroughfare first laid out as a canal in 1805 and filled in as a road bed circa 1815. Application is to install flood mitigation measures.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-4742- Block 591, lot 48-82 Christopher Street - Greenwich Village Historic District  
An apartment building built in 1892. Application is to legalize the installation of a bracket sign installed without Landmarks Preservation Commission permits and to install a second bracket sign.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 08-5152- Block 612, lot 7504-15 Charles Street - Greenwich Village Historic District  
An apartment house built in 1961. Application is to legalize the installation of a storefront in non-compliance with CofA 06-7239.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-5670 - Block 611, lot 8-247 West 4th Street - Greenwich Village Historic District  
A Federal style rowhouse built in 1828. Application is to excavate the rear yard, to construct a rear yard addition, and modify an existing rooftop addition. Zoned R6.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09 -7103 - Block 633, lot 37-145 Perry Street - Greenwich Village Historic District  
A two-story building used as a freight loading station since 1938. Application is to demolish the existing building and construct three buildings and create curb cuts. Zoned C6-1.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN -09-2361- Block, 7777 lot 777 - 97-99 7th Avenue South - Greenwich Village Historic District

A converted garage building built in 1919. Application is to modify a fence installed without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7506- Block 849, lot 7505-141 Fifth Avenue - Ladies' Mile Historic District  
A Beaux-Arts style loft building designed by Robert Maynicke and built circa 1896-1900. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7580 - Block 823, Lot 4-682 6th Avenue - Ladies' Mile Historic District  
A neo-Renaissance style store and loft building designed by Stephenson & Greene and built in 1897. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 08-3540 - Block 875, lot 18-34 Gramercy Park - Gramercy Park Historic District  
A Queen Anne style apartment house designed by George W. DaCunha and built in 1882-1883. Application is to install pigeon netting.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7587- Block 1121, lot 25-15 West 68th Street- Upper West Side/Central Park West Historic District  
A Beaux Arts style rowhouse designed by Buchman & Fox and built in 1909 -10. Application is to modify a window opening to accommodate an at-grade entrance.

MODIFICATION OF USE AND BULK  
BOROUGH OF MANHATTAN 09-3804 - Block 1121, lot 25-15 West 68th Street - Upper West Side/Central Park West Historic District  
A Beaux Arts style rowhouse designed by Buchman & Fox and built in 1909-10. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Use pursuant to Section 74-711 of the Zoning Resolution. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7914 - Block 1119, lot 36-2 West 67th Street, aka 70 Central Park West- Upper West Side/Central Park West Historic District  
A neo-Renaissance style studio building designed by Rich & Mathesius and built in 1919. Application is to replace windows.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7345 - Block 1141, lot 15-154 West 70th Street - Upper West Side/Central Park West Historic District  
A neo-Renaissance style apartment building designed by Robert Maynicke, and built in 1899-1900. Application is to modify the ground floor, replace windows, and construct elevator and mechanical bulkheads.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 08-8278 - Block 1205, lot 29-315 Central Park West - Upper West Side/Central Park West Historic District  
A neo-Renaissance style apartment building designed by Schwartz and Gross and built in 1912-13. Application is to construct a barrier-free access ramp.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7059 - Block 1217, lot 141-118 West 87th Street - Upper West Side Historic District  
A Queen Anne style rowhouse designed by John G. Prague and built in 1887-88. Application is to legalize the installation of security cameras without Landmarks Preservation Commission permits, and a light fixture installed in non-compliance with PMW 08-5565.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-6640 - Block 1202, lot 41-22 West 89th Street - Upper West Side/Central Park West Historic District  
A Renaissance Revival style rowhouse designed by Gilbert A. Schellenger and built in 1894. Application is to construct a rear yard addition and relocate a window. Zoned R7-2.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-6528 - Block 1380, lot 69-4 East 66th Street - Upper East Side Historic District  
A neo-Italian Renaissance style apartment building designed by J.E.R. Carpenter and built in 1919-20. Application is to modify and create new window openings and install windows and balconies.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-0998 Block 1402, lot 1-651-657 - Park Avenue, aka 101-109 East 67th Street, 102-108 East 68th Street - Upper East Side Historic District  
A neo-Federal style apartment building designed by J.E.R. Carpenter and built in 1923. Application is to construct a rooftop addition. Zoned R10.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-5983 - Block 1404, lot 9-117-119 East 69th Street - Upper East Side Historic District  
A neo-Georgian style townhouse designed by Julius F. Gaynor and built in 1928-29. Application is to modify the rear facade.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7773 - Block 1410, lot 69-829 Park Avenue - Upper East Side Historic District  
A neo-Classical style apartment building designed by Pickering & Walker and built in 1910-11. Application is to install tree-pits with metal bollards.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7911 - Block 1504, lot 44-

66 East 93rd Street - Carnegie Hill Historic District  
A Queen Anne style rowhouse designed by A.B. Ogden & Son and built in 1890-91. Application is to alter the areaway, install a barrier-free access lift, and construct a rooftop bulkhead.

#### CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-2731 - Block 2059, lot 156-466 West 145th Street - Hamilton Heights Historic District Extension

A Renaissance Revival style rowhouse designed by G. A. Schellenger and built in 1896. Application is to alter the areaway and install a barrier-free access chair lift.

a8-21

#### MEETING

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York that on **Tuesday, April 14, 2009**, there will be a Public Meeting of the Landmarks Preservation Commission in the Public Hearing Chamber at 1 Centre Street, 9th Floor North, Borough of Manhattan, City of New York. For information about the Public Meeting agenda, please contact the Public Information Officer at (212) 669-7817.

a9-13

## OFFICE OF THE MAYOR

### PUBLIC HEARINGS

#### NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAWS

PURSUANT TO STATUTORY REQUIREMENT, NOTICE IS HEREBY GIVEN that proposed local laws numbered and titled hereinafter have been passed by the Council and that a public hearing on such proposed local laws will be held in the Blue Room at City Hall, Borough of Manhattan, New York City, on **Monday, April 20, 2009 at 4:00 P.M.:**

**Intro 826-A** – A Local Law to amend the administrative code of the City of New York, in relation to prohibition of activities to prevent access to reproductive health care facilities.

**Intro 931-A** – A Local Law to amend the administrative code of the City of New York, in relation to the naming of 18 thoroughfares and public places...

**Intro 955-A** – A Local Law to amend the administrative code of the City of New York, in relation to the date of publication by the Mayor of the ten-year capital strategy, the date of submission by the Mayor for the proposed executive budget and budget message...

Michael R. Bloomberg  
Mayor

**NOTE:** Individuals requesting Sign Language Interpreters should contact the Mayor's Office of City Legislative Affairs, 253 Broadway, 14th Floor, New York, NY 10007, (212) 788-3678, no later than five business days prior to the public hearing. TDD users call Verizon relay service.

a9

## BOARD OF STANDARDS AND APPEALS

### PUBLIC HEARING

**APRIL 28, 2009, 10:00 A.M.**

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, April 28, 2009, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

#### SPECIAL ORDER CALENDAR

#### 727-86-BZ

APPLICANT – The Law Office of Fredrick A. Becker, for Suco Selimaj, owner.

SUBJECT – Application January 24, 2009 – Extension of Term of a previously granted Variance (§72-21) to allow an eating and drinking establishment (UG6) at the cellar, basement and first floor of a three story building in an R8B zoning district which expired on January 17, 2009.

PREMISES AFFECTED – 240 East 58th Street, south side of East 58th Street, 140' west of Second Avenue, Block 1331, Lot 30, Borough of Manhattan.

**COMMUNITY BOARD #6M**

#### 185-04-BZ

APPLICANT – Sheldon Lobel, P.C., for Raymond Chakkalo, owner.

SUBJECT – Application March 23, 2009 – Extension of Time/waiver to complete construction of a previously granted Special Permit (§73-622) for the enlargement of an existing home in an R4 (Special Ocean Parkway) district which expired on January 11, 2009.

PREMISES AFFECTED – 2275 East 2nd Street, east side of 2nd Street, between Avenue W and Gravesend Neck Road, Block 7154, Lot 64, Borough of Brooklyn.

**COMMUNITY BOARD #15BK**

#### APPEALS CALENDAR

#### 267-08-A

APPLICANT – Joseph A. Sherry, for Breezy Point Cooperative Inc., owner; Robert & Mary Baldrian, owners.

SUBJECT – Application October 31, 2008 – Proposed reconstruction and enlargement of an existing single family home located within the bed of a mapped street (Oceanside Avenue) contrary to General City Law Section 35 and does

not front a mapped street contrary to General City Law Section 36 with a private disposal system located within the bed of the service road contrary to Department of Buildings policy. R4 zoning district

PREMISES AFFECTED – 2 Devon Walk, east side of Devon Walk, 24' south of paved Oceanside Avenue, Block 16350, Lot 400, Borough of Queens.

**COMMUNITY BOARD #14Q**

#### 5-09-A

APPLICANT – Joseph A. Sherry, for Breezy Point Cooperative Inc., owner; Michele Nagel, lessee.

SUBJECT – Application January 13, 2009 – Proposed reconstruction and enlargement of an existing single family not fronting a mapped street and the upgrade of a private disposal system in the bed of a private service road contrary to Department of Buildings Policy. R4 Zoning District.

PREMISES AFFECTED – 7 Manville Lane, north side of Manville Lane, 206.70' east of Beach 203rd Street, Block 16350, Lot 400, Borough of Queens.

**COMMUNITY BOARD #14Q**

**APRIL 28, 2009, 1:30 P.M.**

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, April 28, 2009, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

#### ZONING CALENDAR

#### 259-08-BZ

APPLICANT – Jeffrey A. Chester, Esq., for AAC Douglaston Plaza, LLC, owner.

SUBJECT – Application October 20, 2008 – Variance (§72-21) to permit the proposed expansion to an existing supermarket. The proposal is contrary to ZR Section 52-41 (increase in the degree of non-conforming use of the building. R4 district. PREMISES AFFECTED – 242-02 61st Avenue, Douglaston Parkway at 61st Avenue, Block 8266, Lot 185, Borough of Queens.

**COMMUNITY BOARD #11Q**

#### 314-08-BZ

APPLICANT – Kramer Levin Naftalis & Frankel, LLP, for 437-51 West 13th Street, LLC, owner.

SUBJECT – Application December 22, 2008 – Variance pursuant to §72-21 to allow for the construction of a 12 story commercial building contrary to bulk regulations §43-12, 43-43, 43-26 and use regulations §42-12. M1-5 District. PREMISES AFFECTED – 437-447 West 13th Street, 862-868 Washington Street, southeast portion, block bounded by West 13th, West 14th and Washington Streets, Tenth Avenue, Block 646, Lots 19, 20, Borough of Manhattan.

**COMMUNITY BOARD #2M**

#### 8-09-BZ

APPLICANT – Sheldon Lobel, P.C., for CMG Group, LLC, owner; Facial and Tanning Consulting, Inc., lessee.

SUBJECT – Application January 22, 2009 – Special Permit (§73-36) to allow the operation of a physical culture establishment on the second floor of an existing two-story commercial building. The proposal is contrary to ZR Section 32-10. C6-4 district.

PREMISES AFFECTED – 125 Fulton Street, north side of Fulton Street, between Nassau Street and William Street, Block 91, Lot 11, Borough of Manhattan.

**COMMUNITY BOARD #1M**

#### 20-09-BZ

APPLICANT – MetroPCS New York, LLC, for Valerie Arms Apt. Corp., owner; MetroPCS New York, LLC, lessee.

SUBJECT – Application February 10, 2009 – Special Permit (§§73-03, 73-30), to permit in an R3-2 within a C1-2 district, a non-accessory radio tower.

PREMISES AFFECTED – 54-44 Little Neck Parkway, north west of intersection of Little Neck Parkway and Nassau Boulevard, Block 8256, Lot 108, Borough of Queens.

**COMMUNITY BOARD #11Q**

*Jeff Mulligan, Executive Director*

a8-9

## 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, April 29, 2009. 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 Mr. and Mrs. S. Graham to continue to maintain and use a stoop and a fenced-in area on the south sidewalk of East 78th Street, west 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:

From the Approval Date to June 30, 2018 - \$25/annum

the maintenance of a security deposit in the sum of \$5,000, 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.

**#2** In the matter of a proposed revocable consent authorizing The New York and Presbyterian Hospitals, Inc. to continue to

maintain and use a tunnel under and across Fort Washington Avenue, south of West 168th 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, 2009 - \$15,057  
For the period July 1, 2009 to June 30, 2010 - \$15,496  
For the period July 1, 2010 to June 30, 2011 - \$15,935  
For the period July 1, 2011 to June 30, 2012 - \$16,374  
For the period July 1, 2012 to June 30, 2013 - \$16,813  
For the period July 1, 2013 to June 30, 2014 - \$17,252  
For the period July 1, 2014 to June 30, 2015 - \$17,691  
For the period July 1, 2015 to June 30, 2016 - \$18,130  
For the period July 1, 2016 to June 30, 2017 - \$18,569  
For the period July 1, 2017 to June 30, 2018 - \$19,008

the maintenance of a security deposit in the sum of \$19,000, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

**#3** In the matter of a proposed revocable consent authorizing The Trustees of Columbia University in the City of New York to continue to maintain and use three transformer vaults and a conduit, together with a manhole, under the south sidewalk of West 120th Street, east of Broadway, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$20,058  
For the period July 1, 2010 to June 30, 2011 - \$20,642  
For the period July 1, 2011 to June 30, 2012 - \$21,226  
For the period July 1, 2012 to June 30, 2013 - \$21,810  
For the period July 1, 2013 to June 30, 2014 - \$22,394  
For the period July 1, 2014 to June 30, 2015 - \$22,978  
For the period July 1, 2015 to June 30, 2016 - \$23,562  
For the period July 1, 2016 to June 30, 2017 - \$24,146  
For the period July 1, 2017 to June 30, 2018 - \$24,730  
For the period July 1, 2018 to June 30, 2019 - \$25,314

the maintenance of a security deposit in the sum of \$25,400, 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 Sprint Communications Company L.P. to continue to maintain and use conduits in West 15th Street, West 16th Street, Eighth Avenue and Ninth Avenue, and cables in the existing facilities of the Empire City Subway Company (Limited), in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$150,319  
For the period July 1, 2010 to June 30, 2011 - \$154,697  
For the period July 1, 2011 to June 30, 2012 - \$159,075  
For the period July 1, 2012 to June 30, 2013 - \$163,453  
For the period July 1, 2013 to June 30, 2014 - \$167,831  
For the period July 1, 2014 to June 30, 2015 - \$172,209  
For the period July 1, 2015 to June 30, 2016 - \$176,587  
For the period July 1, 2016 to June 30, 2017 - \$180,965  
For the period July 1, 2017 to June 30, 2018 - \$185,343  
For the period July 1, 2018 to June 30, 2019 - \$189,721

the maintenance of a security deposit in the sum of \$189,800, 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 Grand Millennium Condominium to continue to maintain and use an electrical conduit under and along the west sidewalk of Broadway, south of West 67th Street, and under and along the south sidewalk of West 67th Street, west of Broadway, 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, 2009 - \$2,761  
For the period July 1, 2009 to June 30, 2010 - \$2,841  
For the period July 1, 2010 to June 30, 2011 - \$2,921  
For the period July 1, 2011 to June 30, 2012 - \$3,001  
For the period July 1, 2012 to June 30, 2013 - \$3,081  
For the period July 1, 2013 to June 30, 2014 - \$3,161  
For the period July 1, 2014 to June 30, 2015 - \$3,241  
For the period July 1, 2015 to June 30, 2016 - \$3,321  
For the period July 1, 2016 to June 30, 2017 - \$3,401  
For the period July 1, 2017 to June 30, 2018 - \$3,481

the maintenance of a security deposit in the sum of \$3,500, 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.

**#6** In the matter of a proposed revocable consent authorizing New York University to continue to maintain and use a conduit under and across Stuyvesant Street, north of East 9th Street, a conduit under and across Cooper Square, north of East 4th Street, and cables in the existing facilities of the Empire City Subway Company (Limited), in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$15,643  
For the period July 1, 2010 to June 30, 2011 - \$16,099  
For the period July 1, 2011 to June 30, 2012 - \$16,655

For the period July 1, 2012 to June 30, 2013 - \$17,011  
 For the period July 1, 2013 to June 30, 2014 - \$17,467  
 For the period July 1, 2014 to June 30, 2015 - \$17,923  
 For the period July 1, 2015 to June 30, 2016 - \$18,379  
 For the period July 1, 2016 to June 30, 2017 - \$18,835  
 For the period July 1, 2017 to June 30, 2018 - \$19,291  
 For the period July 1, 2018 to June 30, 2019 - \$19,747

the maintenance of a security deposit in the sum of \$15,200, 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.

**#7** In the matter of a proposed modification revocable consent authorizing New York University to construct, maintain and use the additional conduits under and across Washington Place, west of Mercer Street, under and across Mercer Street, north of Washington Place, and under and across Washington Place, east of Mercer Street, in the Borough of Manhattan. The proposed modification revocable consent is for the period from the Date of Approval by the Mayor to June 30, 2009 is increased by \$10,059 per annum and thereafter annual compensation shall be based on the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$35,601

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.

◀ a9-29

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, April 15, 2009. 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 Museum of Arts and Design to construct, maintain and use 4 benches on the south sidewalk of Columbus Circle and 3 benches on the west sidewalk of Broadway at 2 Columbus Circle, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2019 - \$1050/annum

the maintenance of a security deposit in the sum of \$2,000, 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.

**#2** In the matter of a proposed revocable consent authorizing 712 St. Nicholas Company Inc. to continue to maintain and use a fenced-in area on the east sidewalk of St. Nicholas Avenue, north of 145<sup>th</sup> Street, in the Borough of Manhattan. The proposed revocable consent is for a term from July 1, 2009 to June 30, 2019 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, 2019 - \$25/annum

the maintenance of a security deposit in the sum of \$2,000, 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.

**#3** In the matter of a proposed revocable consent authorizing Joseph Jaffoni and Gerri Ann Stern Jaffoni to continue to maintain and use a stoop and a fenced-in area on the north sidewalk of West 12th Street, between Greenwich Street and Hudson Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2019 - \$25/annum

the maintenance of a security deposit in the sum of \$2,000, 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 American International Realty Corp. to continue to maintain and use a bridge over and across Pine Street, near Pearl Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$25,116  
 For the period July 1, 2010 to June 30, 2011 - \$25,848  
 For the period July 1, 2011 to June 30, 2012 - \$26,580  
 For the period July 1, 2012 to June 30, 2013 - \$27,312  
 For the period July 1, 2013 to June 30, 2014 - \$28,044  
 For the period July 1, 2014 to June 30, 2015 - \$28,776  
 For the period July 1, 2015 to June 30, 2016 - \$29,508  
 For the period July 1, 2016 to June 30, 2017 - \$30,240  
 For the period July 1, 2017 to June 30, 2018 - \$30,972  
 For the period July 1, 2018 to June 30, 2019 - \$31,704

the maintenance of a security deposit in the sum of \$31,789, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

**#5** In the matter of a proposed revocable consent authorizing Two Little Hens Ltd. to maintain and use two benches on the west sidewalk of 8th Avenue, north of 12<sup>th</sup> Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2019 - \$300/annum

the maintenance of a security deposit in the sum of \$300, 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.

m25-a15

## PROPERTY DISPOSITION

### CITYWIDE ADMINISTRATIVE SERVICES

#### DIVISION OF MUNICIPAL SUPPLY SERVICES

##### ■ AUCTION

#### PUBLIC AUCTION SALE NUMBER 09001- U AND V

NOTICE IS HEREBY GIVEN of a bi-weekly public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on WEDNESDAY, APRIL 29, 2009 (SALE NUMBER 09001-V). This auction is held every other Wednesday unless otherwise notified. Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

NOTE: The auction scheduled for Wednesday, April 15, 2009 (SALE NUMBER 09001-U) has been cancelled.

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

A listing of vehicles to be offered for sale in the next auction can be viewed on our Web site, on the Friday prior to the sale date at: <http://www.nyc.gov/auctions>  
 Terms and Conditions of Sale can also be viewed at this site.

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

a1-29

### 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 1156

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, trucks,

and vans. Inspection day is April 20, 2009 from 10:00 A.M. - 2:00 P.M.

Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on April 21, 2009 at approximately 9:30 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.

a8-21

## 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. The contracting opportunities for construction/construction services and construction-related services that appear in the individual agency listings below reflect that commitment to excellence."*

### CITYWIDE ADMINISTRATIVE SERVICES

#### DIVISION OF MUNICIPAL SUPPLY SERVICES

##### ■ AWARDS

Goods

**PHILIPS HEARTSTART DEFIBRILLATORS** – Competitive Sealed Bids – PIN# 857700782 – AMT: \$10,557,531.00 – TO: Philips Electronics North America Corp. dba Philips Medical Syst., 2301 Fifth Avenue, Suite 200, Seattle, WA 98121-1825.

◀ a9

##### ■ VENDOR LISTS

Goods

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

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

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

j4-jy17

#### EQUIPMENT FOR DEPARTMENT OF SANITATION

In accordance with PPB Rules, Section 2.05(c)(3), an acceptable brands list will be established for the following equipment for the Department of Sanitation:

- A. Collection Truck Bodies
- B. Collection Truck Cab Chassis
- C. Major Component Parts (Engine, Transmission, etc.)

Applications for consideration of equipment products for inclusion on the acceptable brands list are available from: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-8610.

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) 669-8610.

j4-jy17

### CONSUMER AFFAIRS

##### ■ INTENT TO AWARD

Goods & Services

**NOTICE OF INTENT - TITAN** – Sole Source – Available only from a single source - PIN# 098660000444485 – DUE 04-20-09 AT 5:00 P.M.

● **NOTICE OF INTENT - CBS OUTDOOR** – Sole Source – Available only from a single source - PIN# 0986600004484 – DUE 04-20-09 AT 5:00 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.  
Department of Consumer Affairs, 42 Broadway, 8th Floor, New York, NY 10004. Sharon Josephs-Shereff (212) 487-4383, sjosephs-shereff@dca.nyc.gov

a9-15

## DESIGN & CONSTRUCTION

### AGENCY CHIEF CONTRACTING OFFICER

#### AWARDS

#### Construction Related Services

**PW311S08A, GEOTECHNICAL INSPECTION SERVICES** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502008PW0014P – AMT: \$2,000,000.00 – TO: URS Corporation - New York, One Penn Plaza, Suite 610, New York, NY 10011. For various projects in Manhattan, Bronx, and Staten Island.

a9

## ECONOMIC DEVELOPMENT CORPORATION

### CONTRACTS

#### SOLICITATIONS

#### Goods & Services

**CORRECTION: ADVERTISING SERVICES CONCESSION, MANHATTAN CRUISE TERMINAL RFP** – Request for Proposals – PIN# 35660001 – DUE 05-04-09 AT 4:00 P.M. – The City of New York (the “City”), acting through the New York City Department of Small Business Services (“DSBS”), is requesting proposals for a concession for advertising at the Manhattan Cruise Terminal located at Pier 88 and Pier 90 on the West Side of Manhattan in New York City. The Manhattan Cruise Terminal is a first-class cruise ship facility. The City wishes to enhance and fully capitalize on this facility’s popularity.

The concessionaire shall be responsible for the development and implementation of the advertising opportunities at the Manhattan Cruise Terminal. The scope of the advertising services at the Manhattan Cruise Terminal shall include, but not be limited to, developing and advertising marketing plan; conducting the physical design, construction, control, installation, and maintenance of the advertising signage; promoting, soliciting, negotiating and procuring contracts for advertising users; processing and collecting advertising sales revenues; and paying the City a concession fee that includes a minimum annual guarantee, as further described in the Request For Proposals (“RFP”).

The selected concessionaire will enter into a concession agreement with the City for a term of five (5) years, with one (1) renewal option, at the City’s sole discretion, for another five (5) years. The concession agreement will be terminable at will by the City upon twenty-five (25) days’ notice. The concession agreement shall be administered by the New York City Economic Development Corporation (“NYCEDC”) who shall act as the City’s representative for all purposes with respect to this RFP and the concession agreement.

The concessionaire shall be selected on the basis of factors stated in the RFP which are: the proposed concession fee; the overall experience of proposer and overall quality of proposal; and the marketing strategy and approach to advertising sales revenues.

Additional information on the cruise industry and NYCruise including location map, 2009 NYCruise Schedule, and cruise demographics are located in the attachments to the RFP.

Companies who have been certified with the New York City Small Business Services as Minority and Women Owned Business Enterprises (“M/WBE”) are strongly encouraged to apply. To find out more about M/WBE certification, please call 311 or go to [www.nyc.gov/getcertified](http://www.nyc.gov/getcertified).

The RFP is available for in-person pick-up between 9:30 A.M. and 4:30 P.M., Monday through Friday.

Respondents may submit questions and/or requests for clarifications to NYCEDC no later than 4:00 P.M. on Tuesday, April 14, 2009. Questions regarding the subject matter of this RFP may be asked at the pre-proposal meeting or must be submitted in writing to the Project Manager, Jennifer Wertz, either at the following NYCEDC mailing address: NYCEDC, 110 William Street, 6th Floor, New York, NY 10038, or via e-mail: [cruiseadvertisingMCT@nycdc.com](mailto:cruiseadvertisingMCT@nycdc.com). For all questions that do not pertain to the subject matter of this RFP please contact NYCEDC’s Contracts Hotline at (212) 312-3969.

Answers to all questions/requests for clarifications will be available for in-person pick-up from NYCEDC at 110 William Street, 6th Floor, New York, NY (between Fulton Street and John Street) and will be posted, to NYCEDC’s website at [www.nycdc.com/RFP](http://www.nycdc.com/RFP) by Monday, April 20, 2009. Any proposer may request a printed copy by sending a written request to the Project Manager at the above address.

To download a copy of the solicitation documents please visit [www.nycdc.com/RFP](http://www.nycdc.com/RFP). Proposals in response to this RFP are due no later than 4:00 P.M., except as provided for in Section 1-13(j)(2)(i) of the Concession Rules on Monday, May 4, 2009. Proposers shall submit six (6) sets of the proposal (including six sets of all required attachments) and should submit one (1) electronic version of the proposal to: NYCEDC, 110 William Street, 6th Floor, New York, NY 10038, attention: Maryann Catalano, Senior Vice President.

PRE-PROPOSAL MEETING AND SITE TOUR

There will be a pre-proposal meeting and site tour at the Manhattan Cruise Terminal, (entrance located at 711 12th Avenue (55th Street and 12th Avenue), New York, NY 10019), that will be held at 11:00 A.M. on Tuesday, April 7, 2009. The pre-proposal meeting and site tour will start at the main entrance lobby area of Pier 88. If you are considering responding to this RFP, please make every attempt to attend this recommended pre-proposal meeting and site tour.

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.  
Economic Development Corp., 110 William Street, 6th Floor, New York, NY 10038. Maryann Catalano (212) 312-3969, [cruiseadvertisingMCT@nycdc.com](mailto:cruiseadvertisingMCT@nycdc.com)

a3-16

## 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 & Services

**BERNOULLI ENTERPRISE SYSTEM SOFTWARE LICENSE AND SUPPORT** – Sole Source – Available only from a single source - PIN# 231-09-121 – DUE 04-13-09 AT 10:00 A.M. – The North Brooklyn Health Network intends to enter into a sole source contract for a Bernoulli System Software License and Support Agreement to Cardiopulmonary Corporation, 200 Cascade Blvd., Milford, CT 06460.

Any other supplier who is capable of providing this service for the North Brooklyn Health Network may express their interest in doing so by writing to Deborah Royster, Procurement Analyst, 100 North Portland Avenue, Rm. C-32, Brooklyn, NY 11205 or [Roysterd@nychhc.org](mailto:Roysterd@nychhc.org)

a6-10

**LINE ISOLATION MONITOR AND CONN PLATE** – Competitive Sealed Bids – PIN# 22209116 – DUE 04-23-09 AT 4:00 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.  
Lincoln Hospital Center, 234 East 149th Street, Room 2A2, Bronx, NY 10451. Edwin Iyasere (718) 579-5867.

a9

### MATERIALS MANAGEMENT

#### SOLICITATIONS

#### Goods & Services

**VENTILATORS** – Competitive Sealed Bids – PIN# 011090290041 – DUE 04-21-09 AT 2:15 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.  
Health and Hospitals Corporation, 346 Broadway, Room 516, New York, NY 10013. Lorraine Feist (212) 442-3855, [lorraine.feist@nychhc.org](mailto:lorraine.feist@nychhc.org)

a9

## HEALTH AND MENTAL HYGIENE

### AGENCY CHIEF CONTRACTING OFFICER

#### AWARDS

#### Human/Client Service

**PHYSICAL ACTIVITY PROGRAM** – BP/City Council Discretionary – PIN# 09CR053401R0X00 – AMT: \$463,535.23 – TO: NY Road Runners Foundation, 9 East 89th Street, New York, NY 10128.

a9

## HOMELESS SERVICES

### AWARDS

#### Human/Client Service

**ARCHITECTURAL AND ENGINEERING CONSULTANTS** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-09S-03-1330 – AMT: \$1,800,000.00 – TO: Hatch Mott MacDonald NY, Inc., 475 Park Avenue South, 10th Floor, New York, NY 10016-6901.

● **TRANSITIONAL RESIDENCES** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-00S-003-263 – AMT: \$72,276,707.00 – TO: CAMBA, Inc., 1720 Church Street, Brooklyn, NY 11226.

● **SAFE HAVEN FOR HOMELESS SINGLE ADULTS** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-09S-04-1314 – AMT: \$10,774,369.00 – TO: Citizens Advice Bureau, 2054 Morris Avenue, Bronx, NY 10453.

a9

#### Services (Other Than Human Services)

**COMPUTER MAINTENANCE** – Competitive Sealed Bids – PIN# 071-08S-04-1363 – AMT: \$84,528.00 – TO: National Customer Engineering, Inc., 1973 Friendship Drive, Suite B, El Cajon, California 92020.

● **PUBLIC ENGAGEMENT CONSULTING SERVICES** – Competitive Sealed Bids – PIN# 071-09S-01-1370 – AMT: \$24,950.00 – TO: Green-Well and Associates, 113 Rogers Avenue, Brooklyn, NY 11216.

● **A AND E CONSULTING SERVICES FOR CAPITAL PROJECTS** – Competitive Sealed Bids – PIN# 071-09A-00-2809 – AMT: \$400,000.00 – TO: Karlsberger Architecture, PC, 192 Lexington Avenue, 14th Floor, New York, NY 10016-6886.

a9

### OFFICE OF CONTRACTS AND PROCUREMENT

#### SOLICITATIONS

#### Human/Client Service

**TRANSITIONAL RESIDENCES FOR HOMELESS/DROP-IN CENTERS** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-00S-003-262Z – DUE 06-25-10 AT 10:00 A.M. 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.

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, [mzmoira@dhs.nyc.gov](mailto:mzmoira@dhs.nyc.gov)

j12-24

## HOUSING AUTHORITY

### SOLICITATIONS

#### Construction/Construction Services

**ELECTRICAL UPGRADE AT WOODSON HOUSES** – Competitive Sealed Bids – PIN# EL7021164 – DUE 04-20-09 AT 10:30 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, New York, NY 10007. Gloria Guillo, MPA, CPPO, (212) 306-3121, [gloria.guillo@nycha.nyc.gov](mailto:gloria.guillo@nycha.nyc.gov)

a7-13

### PURCHASING DIVISION

#### SOLICITATIONS

#### Goods

**FIBERGLASS TUBWALL KIT** – Competitive Sealed Bids – RFQ #6564 HS – DUE 05-05-09 AT 10:30 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
Housing Authority, 23-02 49th Avenue, 5th Floor SCOD Long Island City, NY 11101. Bid documents available via internet ONLY:  
[http://www.nyc.gov/html/nycha/html/businessgoods\\_materials.shtml](http://www.nyc.gov/html/nycha/html/businessgoods_materials.shtml) Harvey Shenkman (718) 707-5466.

a9

## HUMAN RESOURCES ADMINISTRATION

### SOLICITATIONS

#### Services (Other Than Human Services)

**HASA TRAINING ACADEMY V** – Competitive Sealed Bids – PIN# 069083100001 – DUE 04-27-09 AT 3:00 P.M. – Provide a multi-level new worker orientation program for approximately 500 new staff per year. A mandatory pre-bid conference will be held on Thursday, April 16, 2009 at 10:00 A.M. at 180 Water Street, NYC, 7th Floor in the Conference Room. HRA strongly encourages M/WBE participation. Vendor Source ID#: 59168.

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.  
Human Resources Administration, 180 Water Street 7th Floor, New York, NY 10038.  
Donna Wilson (212) 331-3524, [wilsond@hra.nyc.gov](mailto:wilsond@hra.nyc.gov)

a9

## PARKS AND RECREATION

### REVENUE AND CONCESSIONS

#### SOLICITATIONS

#### Services (Other Than Human Services)

**DEVELOPMENT AND OPERATIONS OF A SPORTS FACILITY AND FOOD SERVICE FACILITY** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# X344-SB-IS-IT – DUE 07-08-09 AT 3:00 P.M. – At Mill Pond Park in the Bronx. Parks will hold a proposer meeting on Thursday, May 21, 2009 at 11:00 A.M. on the 3rd Floor of the Arsenal in Central Park, which is located at 830 5th Ave. (at the intersections of 5th Ave. and E. 64th St.), New York, NY 10065.

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

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, The Arsenal-Central Park  
830 Fifth Avenue, Room 407, New York, NY 10021.  
Joel Metlen (212) 360-1397, joel.metlen@parks.nyc.gov*

a8-21

**OPERATION OF A MODEL SAILBOAT RENTAL SERVICE**

Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# M10-15-SLB – DUE 05-01-09 AT 3:00 P.M. – At Conservatory Waters, Central Park, Manhattan.  
Parks will hold a proposer meeting on Friday, April 17, 2009 at 11:00 A.M. at the proposal concession site, which is located adjacent to the Conservatory Waters sailboat pond inside Central Park at about East 74th Street.

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

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, The Arsenal-Central Park  
830 Fifth Avenue, Room 407, New York, NY 10021.  
Eve Mersfelder (212) 360-3407, eve.mersfelder@parks.nyc.gov*

m27-a9

**OPERATION AND MAINTENANCE OF A FERRY SERVICE**

Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# M5-E-M – DUE 04-30-09 AT 1:00 P.M. – At Gangway Six in Battery Park, Manhattan.  
Interested proposers are encouraged to attend the on-site proposer meeting and site tour on Monday, April 13, 2009 at 11:00 A.M. We will be meeting at the proposed concession site, which is located at Gangway Six, west of Castle Clinton, off the promenade of Battery Park, Manhattan. We will be meeting inside Battery Park on the promenade, in front of Gangway Six.

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

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, The Arsenal-Central Park  
830 Fifth Avenue, Room 407, New York, NY 10021.  
Gabrielle Ohayon (212) 360-1397,  
gabrielle.ohayon@parks.nyc.gov*

m27-a9

**OPERATION OF THREE (3) BEACH EQUIPMENT RENTAL AND MERCHANDISE CARTS**

Competitive Sealed Bids – PIN# X39-CSV – DUE 04-20-09 AT 11:00 A.M. – At Orchard Beach, Pelham Bay Park, Bronx.  
Parks will hold a recommended bidder meeting on Tuesday, April 14, 2009 at 11:00 A.M. at the concession site, which is located at the Orchard Beach Main Pavilion, Pelham Bay Park, Bronx. All interested parties are urged to attend.

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

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, The Arsenal-Central Park  
830 Fifth Avenue, Room 407, New York, NY 10021.  
Alexander Han (212) 360-1397, alexander.han@parks.nyc.gov*

m30-a10

**SANITATION****AGENCY CHIEF CONTRACTING OFFICER****SOLICITATIONS**

*Construction / Construction Services*

**DEMOLITION OF DISTRICT 1 GARAGE AT 297 WEST STREET** – Competitive Sealed Bids – PIN# 82708RR00063 – DUE 05-21-09 AT 11:00 A.M. – Bid Estimate - \$1,140,000 - \$1,200,000. There is a \$80.00 refundable fee for this bid document, certified check or money order, make payable to "Comptroller, City of New York."

Last day for questions is 04/24/09 at 3:00 P.M., please contact Frank Mitchell at (917) 237-5542, or e-mail at fmitchel@dsnyc.nyc.gov.

In accordance with Schedule A of the bid document, if your bid is over \$500,000, you must submit a certified check or money order equal to percent of the Bid amount or Bid Bond with Penal Sum equal to 10 percent of the Bid amount. "This Procurement is subject to Local Law 129, M/WBE Participation, See Schedule A of the Construction Contract Book for Details." VSID#: 59111.

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 Sanitation, 51 Chambers Street, Room 807,  
New York, NY 10007. ACCO (917) 237-5358, (917) 237-7965.*

a9

**SCHOOL CONSTRUCTION AUTHORITY****CONTRACT ADMINISTRATION****SOLICITATIONS**

*Construction / Construction Services*

**EXTERIOR MASONRY, FLOOD ELIMINATION, ROOF REPAIR** – Competitive Sealed Bids – PIN# SCA09-12116D-1 – DUE 04-27-09 AT 11:00 A.M. – PS 177 (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, 30-30 Thomson Avenue  
Long Island City, NY 11101. Kevantae Idlett (718) 472-8360  
kidlett@nycsca.org*

a6-10

**PAVED AREAS - CONCRETE** – Competitive Sealed Bids – PIN# SCA09-12350D-1 – DUE 04-28-09 AT 10:30 A.M. Prospect Heights HS (Brooklyn). Project Range: \$2,070,000.00 to \$2,175,000.00. 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, 30-30 Thomson Avenue  
Long Island City, NY 11101. Kevantae Idlett (718) 472-8360  
kidlett@nycsca.org*

a7-13

**INSTALLATION OF STUDENT TOILETS** – Competitive Sealed Bids – PIN# SCA09-12343D-1 – DUE 04-24-09 AT 11:30 A.M. – PS 335 (Brooklyn). Student Toilets. Project Range: \$2,790,000.00 to \$2,935,000.00. 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, 30-30 Thomson Avenue  
Long Island City, NY 11101. Anthony Largie (718) 752-5842  
alargie@nycsca.org*

a6-10

**REPAIR CAFETERIA FLOOR AND CEILING**

Competitive Sealed Bids – PIN# SCA09-10687D-1 – DUE 04-27-09 AT 3:00 P.M. – PS 104 (Brooklyn). \$2,950,000.00 to \$3,110,000.00. 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, 30-30 Thomson Avenue  
Long Island City, NY 11101. Stephanie Lyle (718) 752-5854  
slyle@nycsca.org*

a7-13

**VIDEO SURVEILLANCE CAMERA** – Competitive Sealed Bids – PIN# SCA09-12600D-1 – DUE 04-27-09 AT 12:00 P.M. – Seven (7) Various Schools (Bronx). Project Range: \$1,940,000.00 to \$2,041,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order. Make checks 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, 30-30 Thomson Avenue  
Long Island City, NY 11101. Rookmin Singh (718) 752-5843  
rsingh@nycsca.org*

a7-13

**KITCHEN MODERNIZATION** – Competitive Sealed Bids – PIN# SCA09-11675 – DUE 04-30-09 AT 11:00 A.M. – East New York Family Academy (at K819) (Brooklyn). Project Range: \$1,260,000.00 to \$1,325,000.00. Non-refundable bid documents 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, 30-30 Thomson Avenue  
Long Island City, NY 11101. Kevantae Idlett (718) 472-8360  
kidlett@nycsca.org*

a8-14

**LOW VOLTAGE ELECTRICAL SYSTEMS** – Competitive Sealed Bids – PIN# SCA09-12294D-1 – DUE 04-27-09 AT

2:00 P.M. – IS 53 (Queens). Project Range: \$1,270,000.00 to \$1,340,000.00. 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, 30-30 Thomson Avenue  
Long Island City, NY 11101. Anthony Largie (718) 752-5842  
alargie@nycsca.org*

a7-13

**EXTERIOR MASONRY/WINDOWS** – Competitive Sealed Bids – PIN# SCA09-12300D-1 – DUE 04-28-09 AT 12:00 P.M. – PS 207 (Queens). Project Range: \$3,620,000.00 to \$3,815,000.00. Non-refundable bid documents 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, 30-30 Thomson Avenue  
Long Island City, NY 11101. Stephanie Lyle (718) 752-5854  
slyle@nycsca.org*

a8-14

**SCIENCE LAB UPGRADE** – Competitive Sealed Bids – PIN# SCA09-12093D-1 – DUE 04-28-09 AT 1:30 P.M. – Project Range: \$1,590,000.00 to \$1,672,000.00. NYC School Construction Authority, Plans Room Window, Room #1046. Non-refundable bid documents 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, 30-30 Thomson Avenue  
Long Island City, NY 11101. Stacia Edwards (718) 752-5849  
sedwards@nycsca.org*

a9-15

**FLOOD ELIMINATION** – Competitive Sealed Bids – PIN# SCA09-12433D-1 – DUE 04-22-09 AT 11:30 A.M. – Project Range: \$1,070,000.00 to \$1,122,000.00. NYC School Construction Authority, Plans Room Window, Room #1046, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101. 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, 30-30 Thomson Avenue  
Long Island City, NY 11101. Stacia Edwards (718) 752-5849  
sedwards@nycsca.org*

a3-9

**ELECTRICAL SYSTEMS** – Competitive Sealed Bids – PIN# 09-12472D-1 – DUE 04-21-09 AT 10:00 A.M. PS 90 (Bronx). Project Range: \$1,250,000.00 to \$1,313,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make checks 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, 30-30 Thomson Avenue  
Long Island City, NY 11101. Stephanie Lyle (718) 752-5854  
slyle@nycsca.org*

a3-9

**BUREAU OF CONTRACTS AND SERVICES****SOLICITATIONS**

*Construction / Construction Services*

**AUDITORIUM AND STUDENT TOILET UPGRADE** – Competitive Sealed Bids – PIN# SCA09-12332D-1 – DUE 04-28-09 AT 11:30 A.M. – PS 209 (Brooklyn). Project Range: \$1,360,000.00 to \$1,430,000.00. Non-refundable bid document charge: \$100.00.

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, 30-30 Thomson Avenue  
First Floor, Long Island City, NY 11101.  
Ricardo Forde (718) 752-5288, rforde@nycsca.org*

a8-14

**EXTERIOR MASONRY / ELECTRICAL SYSTEMS UPGRADE** – Competitive Sealed Bids – PIN# SCA09-004460-1 – DUE 04-29-09 AT 10:30 A.M. PS 60 (Queens). Project Range: \$3,070,000.00 to \$3,240,000.00. Non-refundable bid documents 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, 30-30 Thomson Avenue  
Long Island City, NY 11101. Lily Persaud (718) 752-5852  
lpersaud@nycsca.org*

a9-15

## TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

### SOLICITATIONS

Goods

**CD DISCS, DVD DISCS, CASES AND LABELS** – Competitive Sealed Bids – PIN# WH1374000000 – DUE 05-14-09 AT 3:00 P.M.  
**● CCTV CAMERAS, DOMES, LENSES AND HOUSINGS** – Competitive Sealed Bids – PIN# WH1375000000 – DUE 05-13-09 AT 3:00 P.M.  
**● CCTV CABLES** – Competitive Sealed Bids – PIN# WH1371000000 – DUE 04-29-09 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Triborough Bridge and Tunnel Authority, 3 Stone Street Bid Suite, New York, NY 10004.  
 Victoria Warren (646) 252-6101, vprocure@mtabt.org

a9

## SPECIAL MATERIALS

## COLLECTIVE BARGAINING

### NOTICE

### NOTICE OF PETITION REQUESTING AN AMENDMENT TO CERTIFICATION

This is to acknowledge that the New York City Office of Collective Bargaining is in receipt of the Petition Requesting an Amendment to Certification described below:

DATE: March 30, 2009

DOCKET #: AC-49-09

**PETITIONER/EMPLOYER:** New York City Health and Hospital Corporation, 125 Worth Street, New York, NY 10013

**RECEIVED:** Petition Requesting an Amendment to Certification

**AMENDMENT REQUESTED:** Amend Certification No. 28-78 to reflect that the name of the title Licensed Creative Arts Therapist, Levels I, II, and III has been changed to Creative Arts Therapist, Levels I, II, and III (Title Code Nos. 005780, 005790, and 005800)

**CERTIFIED BARGAINING REPRESENTATIVE:** District Council 37, AFSCME, AFL-CIO, 125 Barclay Street, New York, NY 10007

BOARD OF CERTIFICATION

Karine Spencer  
 DIRECTOR OF REPRESENTATION

a9

### NOTICE OF PETITION REQUESTING AN AMENDMENT TO CERTIFICATION

This is to acknowledge that the New York City Office of Collective Bargaining is in receipt of the Petition Requesting an Amendment to Certification described below:

DATE: March 30, 2009

DOCKET #: AC-48-09

**PETITIONER/EMPLOYER:** New York City Health and Hospital Corporation, 125 Worth Street, New York, NY 10013

**RECEIVED:** Petition Requesting an Amendment to Certification

**AMENDMENT REQUESTED:** Amend Certification No. 28-78 to reflect that the name of the title Certified Occupational Therapy Assistant has been changed to Occupational Therapy Assistant (Title Code No. 003430)

**CERTIFIED BARGAINING REPRESENTATIVE:** District Council 37, AFSCME, AFL-CIO, 125 Barclay Street, New York, NY 10007

BOARD OF CERTIFICATION

Karine Spencer  
 DIRECTOR OF REPRESENTATION

a9

## 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 April 21, 2009, 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
9	3544	25
10,10A	3544	43
12	3545	41
21,21A	3550	15
22,22A	3551	P/O 116
23,23A	3551	115
24,24A	3551	113
25,25A	3551	112
26	3551	14
37	3551	8
29	3551	56
30	3551	53

Acquired in the proceeding, entitled: New Creek Bluebelt, Phase 3 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

a7-21

**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 April 28, 2009, 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
3	3491	19
3A	3491	19
4	3491	20
5	3491	41
6	3491	81

Acquired in the proceeding, entitled: SOUTH BEACH BLUEBELT, PHASE 1 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

a1-10

## HOUSING PRESERVATION & DEVELOPMENT

### NOTICE

### OFFICE OF PRESERVATION SERVICES CERTIFICATION OF NO HARASSMENT UNIT

### REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO LOCAL LAW 19 OF 1983

DATE OF NOTICE: April 8, 2009

### TO: OCCUPANTS, FORMER OCCUPANTS AND OTHER INTERESTED PARTIES OF

Address	Application #	Inquiry Period
88 Lafayette Avenue, Brooklyn	24/09	March 30, 2006 to Present
142 1st Avenue, Manhattan	25/09	March 31, 2006 to Present

The Department of Housing Preservation and Development has received an application for a certification that during the inquiry period noted for the premises above, that no harassment has occurred at such premises in the form of threats, use of physical force, deprivation of essential services such as heat, water, gas or electric, or by any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy. Upon the issuance of a Certification, an owner can legally convert the premises to non-single room occupancy use.

Comments as to whether harassment has occurred at the premises should be submitted to the Anti-Harassment Unit, 100 Gold Street, 3rd Floor, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement call (212) 863-8272.

a8-16

## LABOR RELATIONS

### NOTICE

### Local 246, SEIU 2005- 2008 Automotive Service Worker Collective Bargaining Agreement

**COLLECTIVE BARGAINING AGREEMENT** entered into this 3rd day of March 2009, by and between the City of New York and related public employers pursuant to and limited to their respective elections or statutory requirement to be covered by the New York City Collective Bargaining Law and their respective authorizations to the City to bargain on their behalf and the New York City Health and Hospitals Corporation (hereinafter referred to jointly as the "Employer"), and Local 246, Service Employees International Union, AFL-CIO (hereinafter referred to as the "Union"), for the twenty-four month period from August 7, 2008 through August 6, 2010

### WITNESSETH:

WHEREAS, the parties hereto have entered into collective bargaining and desire to reduce the results thereof to writing,

NOW, THEREFORE, it is mutually agreed as follows:

### ARTICLE I - UNION RECOGNITION AND UNIT DESIGNATION

#### Section 1.

The Employer recognizes the Union as the sole and exclusive collective bargaining representative for the bargaining unit set forth below, consisting of employees of the Employer, wherever employed, whether full-time, part-time per annum, hourly or per diem, in the below listed title(s), and in any successor title(s) that may be certified by the Board of Certification of the Office of Collective Bargaining to be part of the unit herein for which the Union is the exclusive collective bargaining representative and in any positions in Restored Rule X titles of the Classified Service the duties of which are or shall be equated by the City Personnel Director and the Director of the Budget for salary purposes to any of the below listed title(s):

Title Code	Title
92501	Autobody Worker
92508	Automotive Service Worker
05205, 91237	Oil Burner Specialist
92509	Senior Automotive Service Worker
92587	Marine Maintenance Mechanic Level I
92587	Marine Maintenance Mechanic Level II

#### Section 2.

The terms "employee" and "employees" as used in this Agreement shall mean only those persons in the unit described in Section 1 of this Article.

### ARTICLE II - DUES CHECKOFF

#### Section 1.

a. The Union shall have the exclusive right to the checkoff and transmittal of dues on behalf of each employee in accordance with the Mayor's Executive Order No. 98, dated May 15, 1969, entitled "Regulations Relating to the Checkoff of Union Dues" and in accordance with the Mayor's Executive Order No. 107, dated December 29, 1989, entitled "Procedures for Orderly Payroll Check-Off of Union Dues and Agency Shop Fees" or any other applicable Executive Order.

b. Any employee may consent in writing to the authorization of the deduction of dues from the employee's wages and to the designation of the Union as the recipient thereof. Such consent, if given, shall be in a proper form acceptable to the City, which bears the signature of the employee.

#### Section 2.

The parties agree to an agency shop to the extent permitted by applicable law, as described in a supplemental agreement hereby incorporated by reference into this Agreement.

### ARTICLE III - SALARIES

#### Section 1.

a. This Article III is subject to the provisions, terms and conditions of the Alternative Career and Salary Pay Plan Regulations, dated March 15, 1967 as amended, except that the specific terms and conditions of this Article shall supersede any provisions of such Regulations inconsistent with this Agreement subject to the limitations of applicable provisions of law.

b. Unless otherwise specified, all salary provisions of this Agreement, including minimum and maximum salaries, advancement increases, general increases and any other salary adjustments, are based upon a normal work week of 40 hours, except for the titles Marine Maintenance Mechanic Level I and Level II, which are based upon a normal work week of 35 hours. An employee who works on a part-time per annum basis and who is eligible for any salary adjustments provided in this Agreement shall receive the appropriate pro-rata portion of such salary adjustment computed on the relationship between the number of hours regularly worked each week by such employee and the number of hours in the said normal work week, unless otherwise specified.

c. Employees who work on a per diem or hourly basis and who are eligible for any salary adjustment provided in this Agreement shall receive the appropriate pro-rata portion of such salary adjustment computed as follows, unless otherwise specified:

<b>Per diem rate</b>	-	1/261 of the appropriate minimum basic salary.
<b>Hourly Rate</b>	-	40 hour week basis - 1/2088 of the appropriate minimum basic salary.
<b>Hourly Rate</b>	-	35 hour week basis - 1/1827 of the appropriate minimum basic salary.

#### Section 2.

Employees in the following title(s) shall be subject to the following specified salary(ies), salary adjustment(s), and/or salary range(s):

TITLE	EFFECTIVE August 7, 2008		
	Minimum Rate*	Minimum Rate	Maximum Rate
Autobody Worker	\$40,927	\$46,247	\$52,842

Automotive Service Worker	\$29,499	\$33,334	\$34,308
Oil Burner Specialist	\$42,127	\$47,604	\$57,119
Senior Automotive Service Worker	\$34,545	\$39,036	\$43,986
Marine Maintenance Mechanic Level I	\$51,338	\$58,012	\$70,559
Marine Maintenance Mechanic Level II	\$56,888	\$64,284	\$78,397

\* See Article III, Section 4 (New Hires)

**EFFECTIVE August 7, 2008 (second year rate)**

TITLE	i. Minimum		ii. Maximum
	(1) Hiring Rate*	(2) Incumbent Rate	
Autobody Worker	\$42,043	\$46,247	\$52,842
Automotive Service Worker	\$30,304	\$33,334	\$34,308
Oil Burner Specialist	\$43,276	\$47,604	\$57,119
Senior Automotive Service Worker	\$35,487	\$39,036	\$43,986
Marine Maintenance Mechanic Level I	\$52,738	\$58,012	\$70,559
Marine Maintenance Mechanic Level II	\$58,440	\$64,284	\$78,397

\* See Article III, Section 4 (New Hires)

**b. EFFECTIVE August 7, 2009**

TITLE	i. Minimum		ii. Maximum
	(1) Hiring Rate*	(2) Incumbent Rate	
Autobody Worker	\$42,564	\$48,097	\$54,956
Automotive Service Worker	\$30,679	\$34,667	\$35,680
Oil Burner Specialist	\$43,812	\$49,508	\$59,404
Senior Automotive Service Worker	\$35,927	\$40,597	\$45,745
Marine Maintenance Mechanic Level I	\$53,391	\$60,332	\$73,381
Marine Maintenance Mechanic Level II	\$59,164	\$66,855	\$81,533

\* See Article III, Section 4 (New Hires)

**EFFECTIVE August 7, 2009 (second year rate)**

TITLE	i. Minimum		ii. Maximum
	(1) Hiring Rate*	(2) Incumbent Rate	
Autobody Worker	\$43,725	\$48,097	\$54,956
Automotive Service Worker	\$31,515	\$34,667	\$35,680
Oil Burner Specialist	\$45,007	\$49,508	\$59,404
Senior Automotive Service Worker	\$36,906	\$40,597	\$45,745
Marine Maintenance Mechanic Level I	\$54,847	\$60,332	\$73,381
Marine Maintenance Mechanic Level II	\$60,777	\$66,855	\$81,533

\* See Article III, Section 4 (New Hires)

**Section 3. Wage Increase:**

**A. General Wage Increases**

- a.** The general increases, effective as indicated, shall be:
- (i) Effective August 7, 2008, employees shall receive a general increase of 4 percent.
  - (ii) Effective August 7, 2009, employees shall receive a general increase of 4 percent.
  - (iii) Part-time per annum, per session, hourly paid and per diem employees (including seasonal appointees) and employees whose normal work year is less than a full calendar year shall receive the increases provided in Sections 3a(i) and (ii) on the basis of computations heretofore utilized by the parties for all such Employees.
- b.** The general increases provided for in Section 3(A) shall be calculated as follows:
- (i) The general increase in Section 3(A)(a)(i) shall be based upon the base rates (which shall include salary or incremental schedules) of applicable titles in effect on August 6, 2008; and
  - (ii) The general increase in Section 3(A)(a)(ii) shall be based upon the base rates (which shall include salary or incremental schedules) of the applicable titles in effect on August 6, 2009.
- c.** The general increases provided for in this Section 3(A)(a)(i) and 3(A)(a)(ii) shall be applied to the base rates, the minimum and maximum rates (including levels), if any, fixed for the applicable titles.

**Section 4. New Hires**

- a.** The following provisions shall apply to Employees newly hired on or after May 1, 2005:
- i. During the first year of service, the "appointment rate" for a newly hired employee shall be thirteen percent (13%) less than the applicable "incumbent minimum" for said title that is in effect on the date of such appointment as set forth in this Agreement.
  - ii. Upon completion of one (1) year of service such employees shall be paid ten percent (10%) less than the applicable "incumbent minimum" for the applicable title that is in effect on the one (1) year anniversary of their original date of appointment as set forth in this Agreement.
  - iii. Upon completion of two (2) years of service, such employees shall be paid the applicable "incumbent minimum" for the

applicable title that is in effect on the two (2) year anniversary of their original date of appointment.

- b.** For the purposes of Section 4(a), employees 1) who were in active pay status before May 1, 2005, and 2) who are affected by the following personnel actions after said date shall not be treated as "newly hired" employees and shall be entitled to receive the indicated minimum "incumbent rate" set forth in subsections 2(a)(i)(2) and 2(b)(i)(2) of this Article III:
- i.** Employees who return to active status from an approved leave of absence.
  - ii.** Employees in active status (whether full or part-time) appointed to permanent status from a civil service list, or to a new title (regardless of jurisdictional class or civil service status) without a break in service of more than 31 days.
  - iii.** Employees who were laid off or terminated for economic reasons who are appointed from a recall/preferred list or who were subject to involuntary redeployment.
  - iv.** Provisional employees who were terminated due to a civil service list who are appointed from a civil service list within one year of such termination.
  - v.** Permanent employees who resign and are reinstated or who are appointed from a civil service list within one year of such resignation.
  - vi.** Employees (regardless of jurisdictional class or civil service status) who resign and return within 31 days of such resignation.
  - vii.** A provisional employee who is appointed directly from one provisional appointment to another.

For employees whose circumstances were not anticipated by the parties, the First Deputy Commissioner of Labor Relations is empowered to issue, on a case-by-case basis, interpretations concerning application of this Section 4. Such case-by-case interpretations shall not be subject to the dispute resolution procedures set forth in Article VI of this Agreement.

- c.**
- i. For a title subject to an incremental pay plan, the employee shall be paid the appropriate increment based upon the employee's length of service.
  - ii. Employees who change titles or levels before attaining two years of service will be treated in the new title or level as if they had been originally appointed to said title or level on their original hiring date.
- d.** The First Deputy Commissioner of Labor Relations may, after notification to the affected union(s), exempt certain hard to recruit titles from the provisions of subsection 4(a).

**Section 5.** Each general increase provided herein, effective as of each indicated date, shall be applied to the rate in effect on the date as specified in Section 3 of this Article. In the case of a promotion or other advancement to the indicated title on the effective date of the general increase specified in Section 3 of this Article, such general increase shall not be applied, but the general increase, if any, provided to be effective as of such date for the title formerly occupied shall be applied.

**Section 6.** In the case of an employee on leave of absence without pay the salary rate of such employee shall be changed to reflect the salary adjustments specified in Article III.

**Section 7.** A person permanently employed by the Employer who is appointed or promoted on a permanent, provisional, or temporary basis in accordance with the Rules and Regulations of the New York City Personnel Director or, where the Rules and Regulations of the New York City Personnel Director are not applicable to a public employer, such other Rules or Regulations as are applicable to the public employer, without a break in service to any of the following title(s) from another title in the direct line of promotion or from another title in the Career and Salary Plan, the minimum rate of which is exceeded by at least 8 percent by the minimum rate of the title to which appointed or promoted, shall receive upon the date of such appointment or promotion either the minimum basic salary for the title to which such appointment or promotion is made, or the salary received or receivable in the lower title plus the specified advancement increase, whichever is greater:

**Advancement Increase**

Title	Effective:	8/7/08
Senior Automotive Service Worker		\$845

**Section 8.** Employees with one year or more of service shall receive a service increment in the pro-rata amounts set below. Eligible employees shall begin to receive such pro-rata payments on their anniversary date. The pro-rata payments provided for in this section shall be deemed included in the base rate for all purposes.

**Service Increment**

Effective: **8/7/08**  
\$170

**Section 9. Annuity Fund**

- a.** Effective August 7, 2008, contributions on behalf of covered employees shall continue to be remitted by the Employer to a mutually agreed upon annuity fund subject to the terms of a signed supplemental agreement approved by the Corporation Counsel.
- i. The employer shall pay into the fund on behalf of covered full-time per annum and full-time per diem employees, on a twenty-eight (28) day cycle basis, a pro-rata daily contribution for each paid working day, which amount shall not exceed \$1,255.85 per annum for each employee in full pay status in the prescribed twelve (12) month period.
  - ii. For covered employees who work a compressed work week, the employer shall pay into the fund, on a twenty-eight (28) day cycle basis, a pro-rata daily contribution for each set of paid working hours which equate to the daily number of hours that title is regularly scheduled to work, which amount shall not exceed \$1,255.85 per annum for each employee in full pay status in the prescribed twelve (12) month period.
  - iii. For covered employees who work less than the number of hours for their full-time equivalent title, the employer shall pay into the fund, on a twenty-eight (28) day cycle basis, a pro-rata daily contribution calculated against the number of hours associated with their full-time equivalent title, which amount shall not exceed \$1,255.85 per annum for each employee in full pay status in the prescribed twelve (12) month period.
  - iv. For those covered employees who are appointed on a seasonal basis, the employer shall pay into the fund, on a twenty-eight (28) day cycle basis, a pro-rata daily contribution for each paid working day, which amount shall not exceed \$1,255.85 per annum for each employee in full pay status in the prescribed twelve (12) month period.
- b.** For the purpose of Sections 9(a) excluded from paid working days are all scheduled days off, all days in non-pay status, and all paid overtime. All days in non-pay status as used in this Section 9(b) shall be defined as including, but not limited to, the following:
- i. time on preferred or recall lists;
  - ii. time on the following approved unpaid leaves:
    - (1) maternity/child care leave;
    - (2) military leave;
    - (3) unpaid time while on jury duty;
    - (4) unpaid leave for union business pursuant to Executive Order 75;
    - (5) unpaid leave pending workers compensation determination;
    - (6) unpaid leave while on workers compensation option 2;
    - (7) approved unpaid time off due to illness or exhaustion of paid sick leave;
    - (8) approved unpaid time off due to family illness; and
    - (9) other pre-approved leaves without pay;
  - iii. time while on absence without leave;
  - iv. time while on unapproved leave without pay; or
  - v. time while on unpaid suspensions.

**ARTICLE IV - WELFARE FUND**

**Section 1.**

- a.** In accordance with the election by the Union pursuant to the provisions of Article XIII of the **1995-2001 Citywide Agreement** as amended between the City of New York and related public employers and District Council 37, A.F.S.C.M.E., AFL-CIO, or its successor(s), the Welfare Fund provisions of that **Citywide Agreement** as amended or any successor(s) thereto shall apply to **employees** covered by this **Agreement**.
- b.** When an election is made by the Union pursuant to the provisions of Article XIII, Section 1(b), of the **1995-2001 Citywide Agreement** as amended between the City of New York and related public employers and District Council 37, A.F.S.C.M.E., AFL-CIO, or any successor(s) thereto, the provisions of Article XIII, Section 1(b) of the **Citywide Agreement** as amended or any successor(s) thereto, shall apply to **employees** covered by this **Agreement**, and when such election is made, the Union hereby waives its right to training, education and/or legal services contributions provided in this **Agreement**. In no case shall the single contribution provided in Article XIII, Section 1(b) of the **Citywide Agreement** as amended or any successor(s) thereto, exceed the total amount that the Union would have been entitled to receive if the separate

contributions had continued.

### Section 2.

The union agrees to provide welfare fund benefits to domestic partners of covered Employees in the same manner as those benefits are provided to spouses of married covered Employees.

### Section 3.

In accordance with the Health Benefits Agreement dated January 11, 2001, each welfare fund shall provide welfare fund benefits equal to the benefits provided on behalf of an active Employee to widow(er)s, domestic partners and/or children of any Employee who dies in the line of duty as that term is referenced in Section 12-126(b)(2) of the New York City Administrative Code. The cost of providing this benefit shall be funded by the Stabilization Fund.

## ARTICLE V - MANAGEMENT RIGHTS

It is the right of the Employer to determine the standards of service to be offered by the agency; determine the standards of selection for employment; direct its employees; determine, establish and revise standards of acceptable employee performance; take disciplinary action; relieve its employees from duty because of lack of work or for any other legitimate reasons; maintain the efficiency of its operations; determine the methods, means and personnel by which its operations are to be conducted; determine the content of job classifications; take all necessary actions to carry out its mission in emergencies; and exercise complete control and discretion over its organization and the technology of performing its work.

## ARTICLE VI - GRIEVANCE PROCEDURE

### Section 1.

Definition: The term "Grievance" shall mean:

- a. A dispute concerning the application or interpretation of the terms of this **Collective Bargaining Agreement**;
- b. A claimed violation, misinterpretation or misapplication of the rules or regulations, written policy or orders of the **Employer** applicable to the agency which employs the grievant affecting terms and conditions of employment; provided, disputes involving the **Rules and Regulations of the New York City Civil Service Commission** or the **Rules and Regulations of the Health and Hospitals Corporation** with respect to those matters set forth in the first paragraph of **Section 7390.1 of the Unconsolidated Laws** shall not be subject to the grievance procedure or arbitration;
- c. A claimed assignment of **employees** to duties substantially different from those stated in their job specifications;
- d. A claimed improper holding of an open-competitive rather than a promotional examination;
- e. A claimed wrongful disciplinary action taken against a permanent **employee** covered by **Section 75(1) of the Civil Service Law** or a permanent **employee** covered by the **Rules and Regulations of the Health and Hospitals Corporation** upon whom the agency head has served written charges of incompetency or misconduct while the **employee** is serving in the **employee's** permanent title or which affects the **employee's** permanent status.
- f. Failure to serve written charges as required by Section 75 of the Civil Service Law or the Rules and Regulations of the Health and Hospitals Corporation upon a permanent employee covered by Section 75 (1) of the Civil Service Law or a permanent competitive employee covered by the Rules and Regulations of the Health and Hospitals Corporation where any of the penalties (including a fine) set forth in Section 75 (3) of the Civil Service Law have been imposed.

### Section 2.

The Grievance Procedure, except for grievances as defined in Sections 1d and 1e of this Article, shall be as follows:

**Employees** may at any time informally discuss with their supervisors a matter which may become a grievance. If the results of such a discussion are unsatisfactory, the **employees** may present the grievance at **Step I**.

All grievances must be presented in writing at all steps in the grievance procedure. For all grievances as defined in Section 1c, no monetary award shall in any event cover any period prior to the date of the filing of the **Step I** grievance unless such grievance has been filed within thirty (30) days of the assignment to alleged out-of-title work. No monetary award for a grievance alleging a miscalculation of salary rate resulting in a payroll error of a continuing nature shall be issued unless such grievance has been filed within the time limitations set forth in Step I below for such grievances; if the grievance is so filed, any monetary award shall in any event cover only the period up to six years prior to the date of the filing of the grievance.

**Step I** - The **employee** and/or the **Union** shall present the grievance verbally or in the form of a memorandum to the person designated for such purpose by the agency head no later than 120 days after the date on which the grievance arose. The **employee** may also request an appointment to discuss the grievance. The person designated by the **Employer** to hear the grievance shall take any steps necessary to a proper disposition of the grievance and shall issue a reply in writing by the end of the third work day following the date of submission.

**NOTE:** The following **STEP I(a)** shall be applicable only in the Health and Hospitals Corporation in the case of grievances arising under Section 1a through 1c and 1f of this Article and shall be applied prior to **Step II** of this Section:

**STEP I(a)** - An appeal from an unsatisfactory determination at **Step I** shall be presented in writing to the person designated by the agency head for such purpose. The appeal must be made within five (5) work days of the receipt of the **Step I** determination. A copy of the grievance appeal shall be sent to the person who initially passed upon the grievance. The person designated to receive the appeal at this Step shall meet with the **employee** and/or the **Union** for review of the grievance and shall issue a written reply to the **employee** and/or the **Union** by the end of the fifth work day following the day on which the appeal was filed.

**STEP II** - An appeal from an unsatisfactory determination at **STEP I** or **STEP I(a)**, where applicable, shall be presented in writing to the agency head or the agency head's designated representative who shall not be the same person designated in **STEP I**. The appeal must be made within five (5) work days of the receipt of the **STEP I** or **STEP I(a)** determination. The agency head or designated representative, if any, shall meet with the **employee** and/or the **Union** for review of the grievance and shall issue a determination in writing by the end of the tenth work day following the date on which the appeal was filed.

**STEP III** - An appeal from an unsatisfactory determination at **STEP II** shall be presented by the **employee** and/or the **Union** to the **Commissioner of Labor Relations** in writing within ten (10) work days of the receipt of the **STEP II** determination. Copies of such appeal shall be sent to the agency head. The **Commissioner of Labor Relations** or the **Commissioner's** designee shall review all appeals from **STEP II** determinations and shall issue a determination on such appeals within fifteen (15) work days following the date on which the appeal was filed.

**STEP IV** - An appeal from an unsatisfactory determination at **STEP III** may be brought solely by the **Union** to the Office of Collective Bargaining for impartial arbitration within fifteen (15) work days of receipt of the **STEP III** determination. In addition, the **Employer** shall have the right to bring directly to arbitration any dispute between the parties concerning any matter defined herein as a "grievance". The **Employer** shall commence such arbitration by submitting a written request therefor to the Office of Collective Bargaining. A copy of the notice requesting impartial arbitration shall be forwarded to the opposing party. The arbitration shall be conducted in accordance with the Consolidated Rules of the Office of Collective Bargaining. The costs and fees of such arbitration shall be borne equally by the **Union** and the **Employer**. The determination or award of the arbitrator shall be final and binding in accord with applicable law and shall not add to, subtract from or modify any contract, rule, regulation, written policy or order mentioned in Section 1 of this Article.

### Section 3.

As a condition to the right of the **Union** to invoke impartial arbitration set forth in this Article, including the arbitration of a grievance involving a claimed improper holding of an open-competitive rather than a promotional examination, the **employee** or **employees** and the **Union** shall be required to file with the Director of the Office of Collective Bargaining a written waiver of the right, if any, of the **employee** or **employees** and the **Union** to submit the underlying dispute to any other administrative or judicial tribunal except for the purpose of enforcing the arbitrator's award.

### Section 4.

In any case involving a grievance under Section 1e of this Article, the following procedure shall govern upon service of written charges of incompetency or misconduct:

**STEP A** - Following the service of written charges, a conference with such **employee** shall be held with respect to such charges by the person designated by the agency head to review a grievance at **STEP I** of the Grievance Procedure set forth in this **Agreement**. The **employee** may be represented at such conference by a representative of the **Union**. The person designated by the agency head to review the charges shall take any steps necessary to a proper disposition of the charges and shall issue a determination in writing by the end of the fifth day following the date of the conference.

If the **employee** is satisfied with the determination in **STEP A** above, the **employee** may choose to accept such determination as an alternative to and in lieu of a determination made pursuant to the procedures provided for in **Section 75 of the Civil Service Law** or the **Rules and Regulations of the Health and Hospitals Corporation**. As a condition of accepting such determination, the **employee** shall sign a waiver of the **employee's** right to the procedures available to him or her under **Sections 75 and 76 of the Civil Service Law** or the **Rules and Regulations of the Health and Hospitals Corporation**.

**STEP B(i)** - If the **employee** is not satisfied with the determination at **STEP A** above then the **Employer** shall proceed in accordance with the disciplinary procedures set forth in **Section 75 of the Civil Service Law** or the **Rules and Regulations of the Health and Hospitals Corporation**. As an alternative, the **Union** with the consent of the **employee** may choose to proceed in accordance with the Grievance Procedure set forth in this **Agreement**, including the right to proceed to binding arbitration pursuant to **STEP IV** of such Grievance Procedure. As a condition for submitting the matter to the Grievance Procedure the **employee** and the **Union** shall file a written waiver of the right to utilize the procedures available to the **employee** pursuant to **Sections 75 and 76 of the Civil Service Law** or the **Rules and Regulations of the Health and Hospitals Corporation** or any other administrative or

judicial tribunal, except for the purpose of enforcing an arbitrator's award, if any. Notwithstanding such waiver, the period of an **employee's** suspension without pay pending hearing and determination of charges shall not exceed thirty (30) days.

**STEP B(ii)** - If the election is made to proceed pursuant to the Grievance Procedure, an appeal from the determination of **STEP A** above, shall be made to the agency head or designated representative. The appeal must be made in writing within five (5) work days of the receipt of the determination. The agency head or designated representative shall meet with the **employee** and the **Union** for review of the grievance and shall issue a determination to the **employee** and the **Union** by the end of the tenth work day following the day on which the appeal was filed. The agency head or designated representative shall have the power to impose the discipline, if any, decided upon, up to and including termination of the accused **employee's** employment. In the event of such termination or suspension without pay totaling more than thirty (30) days, the **Union** with the consent of the grievant may elect to skip **STEP C** of this Section and proceed directly to **STEP D**.

**STEP C** - If the grievant is not satisfied with the determination of the agency head or designated representative the grievant or the **Union** may appeal to the Commissioner of Labor Relations in writing within ten (10) days of the determination of the agency head or designated representative. The **Commissioner of Labor Relations** shall issue a written reply to the grievant and the **Union** within ten (10) work days.

**STEP D** - If the grievant is not satisfied with the determination of the **Commissioner of Labor Relations**, the **Union** with the consent of the grievant may proceed to arbitration pursuant to the procedures set forth in **STEP IV** of the Grievance Procedure set forth in this **Agreement**.

### Section 5.

Any grievance of a general nature affecting a large number of **employees** and which concerns a claimed misinterpretation, inequitable application, violation or failure to comply with the provisions of this **Agreement** shall be filed at the option of the **Union** at **STEP III** of the grievance procedure, without resort to previous steps.

### Section 6.

If a determination satisfactory to the **Union** at any level of the Grievance Procedure is not implemented within a reasonable time, the **Union** may re-institute the original grievance at **STEP III** of the Grievance Procedure; or if a satisfactory **STEP III** determination has not been so implemented, the **Union** may institute a grievance concerning such failure to implement at **STEP IV** of the Grievance Procedure.

### Section 7.

If the **Employer** exceeds any time limit prescribed at any step in the Grievance Procedure, the grievant and/or the **Union** may invoke the next step of the procedure, except that only the **Union** may invoke impartial arbitration under **STEP IV**.

### Section 8.

The **Employer** shall notify the **Union** in writing of all grievances filed by **employees**, all grievance hearings, and all determinations. The **Union** shall have the right to have a representative present at any grievance hearing and shall be given forty-eight (48) hours' notice of all grievance hearings.

### Section 9.

Each of the steps in the Grievance Procedure, as well as time limits prescribed at each step of this Grievance Procedure, may be waived by mutual agreement of the parties.

### Section 10.

a. Any grievance relating to a claimed improper holding of an open-competitive rather than a promotional examination shall be presented in writing by the **employee** or the **Union** representative to the **Commissioner of Labor Relations** not later than thirty (30) days after the notice of the intention to conduct such open-competitive examination, or copy of the appointing officer's request for such open-competitive examination, as the case may be, has been posted in accordance with **Section 51 of the Civil Service Law**. The grievance shall be considered and passed upon within ten (10) days after its presentation. The determination shall be in writing, copies of which shall be transmitted to both parties to the grievance upon issuance.

b. A grievance relating to the use of an open-competitive rather than a promotional examination which is unresolved by the **Commissioner of Labor Relations** may be brought to impartial arbitration as provided in Sections 2 and 3 above. Such a grievance shall be presented by the **Union**, in writing, for arbitration within 15 days of the presentation of such grievance to the **Commissioner of Labor Relations**, and the arbitrator shall decide such grievance within 75 days of its presentation of such grievance to the **Commissioner of Labor Relations**, and the arbitrator shall send a copy of such request to the other party. The costs and fees of such arbitration shall be borne equally by the **Employer** and the **Union**.

### Section 11.

A non-Mayoral agency not covered by this **Agreement** but which employs **employees** in titles identical to those certified by this contract may elect to permit the **Union** to appeal an unsatisfactory decision received at the last step of its Grievance Procedure prior to arbitration on fiscal matters

only to the **Commissioner of Labor Relations**. If such election is made, the **Union** shall present its appeal to the **Commissioner of Labor Relations** in writing within ten (10) work days of the receipt of the last step determination. Copies of such appeals shall be sent to the agency head. The **Commissioner of Labor Relations**, or the **Commissioner's** designee, shall review all such appeals and answer all such appeals within ten (10) work days. An appeal from a determination of the **Commissioner of Labor Relations** may be taken to arbitration under procedures, if any, applicable to the non-Mayoral agency involved.

#### **Section 12.**

The grievance and the arbitration procedure contained in this **Agreement** shall be the exclusive remedy for the resolution of disputes defined as "grievances" herein. This shall not be interpreted to preclude either party from enforcing the arbitrator's award in court. This Section shall not be construed in any manner to limit the statutory rights and obligations of the **Employer** under **Article XIV** of the **Civil Service Law**.

#### **Section 13. Expedited Arbitration Procedure**

- a. The parties agree that there is a need for an expedited arbitration process which would allow for the prompt adjudication of grievances as set forth below.
- b. The parties voluntarily agree to submit matters to final and binding arbitration pursuant to the New York City Collective Bargaining Law and under the jurisdiction of the Office of Collective Bargaining. An arbitrator or panel of arbitrators, as agreed to by the parties, will act as the arbitrator of any issue submitted under the expedited procedure herein.
- c. The selection of those matters which will be submitted shall include, but not be limited to, out-of-title cases concerning all titles, disciplinary cases wherein the proposed penalty is a monetary fine of one week or less or written reprimand, and other cases pursuant to mutual agreement by the parties. The following procedures shall apply:
  - i. SELECTION AND SCHEDULING OF CASES:
    - (1) The Deputy Chairperson for Disputes of the Office of Collective Bargaining shall propose which cases shall be subject to the procedures set forth in this Section 13 and notify the parties of proposed hearing dates for such cases.
    - (2) The parties shall have ten business days from the receipt of the Deputy Chairperson's proposed list of cases and hearing schedule(s) to raise any objections thereto.
    - (3) If a case is not proposed by the Deputy Chairperson for expedited handling, either party may, at any time prior to the scheduling of an arbitration hearing date for such case, request in writing to the other party and to the Deputy Chairperson of Disputes of the Office of Collective Bargaining that said case be submitted to the expedited procedure. The party receiving such request shall have ten business days from the receipt of the request to raise any objections thereto.
    - (4) No case shall be submitted to the expedited arbitration process without the mutual agreement of the parties.
  - ii. CONDUCT OF HEARINGS
    - (1) The presentation of the case, to the extent possible, shall be made in the narrative form. To the degree that witnesses are necessary, examination will be limited to questions of material fact and cross examination will be similarly limited. Submission of relevant documents, etc., will not be unreasonably limited and may be submitted as a "packet" exhibit.
    - (2) In the event either party is unable to proceed with hearing a particular case, the case shall be rescheduled. However, only one adjournment shall be permitted. In the event that either party is unable to proceed on a second occasion, a default judgment may be entered against the adjourning party at the Arbitrator's discretion absent good cause shown.
    - (3) The Arbitrator shall not be precluded from attempting to assist the parties in settling a particular case.
    - (4) A decision will be issued by the Arbitrator within two weeks. It will not be necessary in the Award to recount any of the facts presented. However, a brief explanation of the Arbitrator's rationale may be included. Bench decisions may also be issued by the Arbitrator.
    - (5) Decisions in this expedited procedure shall not be considered as precedent for any other case nor entered into evidence in any other forum or dispute except to enforce the Arbitrator's award.
    - (6) The parties shall, whenever possible, exchange any documents intended to be

offered in evidence at least one week in advance of the first hearing date and shall endeavor to stipulate to the issue in advance of the hearing date.

#### **ARTICLE VII - UNION ACTIVITY**

##### **Section 1.**

Time spent by Union Officials and representatives in the conduct of labor relations with the City and on **Union** activities shall be governed by the terms of **Executive Order No. 75**, as amended, dated March 22, 1973, entitled "**Time Spent on the Conduct of Labor Relations between the City and Its employees and on Union Activity**" or any other applicable Executive Order. No employee shall otherwise engage in union activities during the time he/she is assigned to his/her regular duties.

##### **Section 2.**

The Employer agrees not to discriminate in any way against any employee for union activity, but such activity shall not be carried on during working hours or in working areas.

##### **Section 3.**

There shall be no union activity on Employer time other than that which is specifically permitted by the terms of this Agreement.

#### **ARTICLE VIII - NO STRIKES**

In accordance with the New York City Collective Bargaining Law, as amended, neither the **Union** nor any **employee** shall induce or engage in any strikes, slowdowns, work stoppages, mass absenteeism, or induce any mass resignations during the term of this **Agreement**.

##### **Section 1.**

#### **ARTICLE IX - OVERTIME**

All overtime shall, as far as practicable, be distributed equitably among the employees in each work area within a department.

##### **Section 2.**

The designation of work areas for the purposes of overtime shall be made by each department.

##### **Section 3.**

Overtime records in each department may be available for inspection by a duly authorized officer of the Union.

##### **Section 4.**

Whenever possible, officers of the Union will be notified of the distribution of overtime.

##### **Section 5.**

An employee directed to return to work after completing a shift shall be guaranteed a minimum of two (2) hours of work.

#### **ARTICLE X - TRANSFERS**

##### **Section 1.**

The term "transfer" shall mean the reassigning of an employee from one "geographic location" to another. For purposes of the Article, the parties shall define "geographic location" as it applies to the Department of Sanitation, the Police Department and the Fire Department.

##### **Section 2.**

With the exception of temporary transfers, voluntary transfers from one geographic location to another shall be made on the basis of seniority in title, work performance, attendance record, disciplinary record, as well as the qualifications to perform the specific work.

##### **Section 3.**

With the exception of temporary transfers, involuntary transfers from one geographic location to another shall be made on the basis of least seniority in title, providing the remaining personnel have the ability and qualifications to perform the required work.

##### **Section 4.**

Temporary transfers shall be limited to a period of not more than thirty (30) calendar days.

##### **Section 5.**

With the exception of temporary transfers, all vacancies that the Employer has decided to fill shall be posted on a department bulletin board five (5) working days in advance of the effective date prior to filling except when such vacancies are to be filled in an emergency. (With respect to the Department of Sanitation, the posting period as set forth in this Section, shall be for ten (10) working days and shall apply to transfers between zones only).

##### **Section 6.**

In the event that the Employer subsequently hires employees, an employee who was involuntarily transferred pursuant to Section 3 of this Article, has the right within one year and without a bid to return to the work location from which he was transferred before any other employee can be placed in that work location.

##### **Section 7.**

With the exception of temporary transfers, an opening from which an employee is transferred and its resulting vacancy, if any, may be processed in accordance with Section two (2) and three (3) of this Article. Further transfers resulting from the aforementioned vacancy shall be exempt from this Article VI, and filled in the manner set forth in Section three (3) of this Article.

#### **ARTICLE XI - BULLETIN BOARDS AND NOTICES**

##### **Section 1.**

The **Union** may post notices on bulletin boards in places and locations where notices usually are posted by the **Employer** for the **employees** to read. All notices shall be on **Union**

stationery, and shall be used only to notify **employees** of matters pertaining to **Union** affairs. The minimum space to be provided on any such bulletin board shall be sufficient for a document on paper size "8-1/2 x 13".

##### **Section 2.**

Notices or announcements shall not contain anything political or controversial or anything reflecting upon the Employer, any of its employees, or any labor organization among its employees and no material, notices or announcements which violate the provisions of this Section shall be posted. A violation of this Section which continued after notice to the Union shall result in revocation of the rights and privileges contained in this Article XI.

##### **Section 3.**

The Union shall be given copies of all notices which pertain to the employees and which a department has decided to post or otherwise publicize within the department.

#### **ARTICLE XII - WORKING CONDITIONS**

##### **Section 1.**

Where practicable a minimum temperature of 50 degrees Fahrenheit shall be maintained in all indoor areas where employees are directed to work, wash up, and dress.

##### **Section 2.**

Where practicable, areas not exclusively used for repairs and in which traffic is allowed, shall be segregated for employees when they are required to work in said areas. Such segregated areas shall have warning devices such as signs, lights and other safety equipment to prevent accidental entrance of vehicles.

##### **Section 3.**

The Employer shall make all reasonable efforts to provide employees with sanitary washing and toilet facilities, including hot and cold running water, toilet paper, paper towels, proper lighting and ventilation.

##### **Section 4.**

An ample supply of potable drinking water shall be available to all employees in their respective work locations.

##### **Section 5.**

Adequate locker space shall be provided for each employee.

##### **Section 6.**

All vehicles shall be reasonably free of debris, human waste, insects, animals and other such waste which would lead to an unhealthy and unsafe condition before employees shall be required to work on them.

##### **Section 7.**

All employee work areas shall be properly ventilated in order to prevent the collection of noxious, explosive or other dangerous fumes.

#### **ARTICLE XIII - LABOR-MANAGEMENT COMMITTEE**

##### **Section 1.**

The **Employer** and the **Union**, having recognized that cooperation between management and **employees** is indispensable to the accomplishment of sound and harmonious labor relations, shall jointly maintain and support a labor-management committee in each of the agencies having at least fifty **employees** covered by this **Agreement**.

##### **Section 2.**

Each labor-management committee shall consider and recommend to the agency head changes in the working conditions of the **employees** within the agency who are covered by this **Agreement**. Matters subject to the Grievance Procedure shall not be appropriate items for consideration by the labor-management committee.

##### **Section 3.**

Each labor-management committee shall consist of six members who shall serve for the term of this **Agreement**. The **Union** shall designate three members and the agency head shall designate three members. Vacancies shall be filled by the appointing party for the balance of the term to be served. Each member may designate one alternate. Each committee shall select a chairperson from among its members at each meeting. The chairperson ship of each committee shall alternate between the members designated by the agency head and the members designated by the **Union**. A committee shall make its recommendations to the agency head in writing.

##### **Section 4.**

The labor-management committee shall meet at the call of either the **Union** members or the **Employer** members at times mutually agreeable to both parties. At least one week in advance of a meeting the party calling the meeting shall provide, to the other party, a written agenda of matters to be discussed. Minutes shall be kept and copies supplied to all members of the committee.

##### **Section 1.**

#### **ARTICLE XIV - SAFETY**

Adequate, clean, structurally safe and sanitary working facilities shall be provided for all employees covered by this Agreement.

##### **Section 2.**

All alleged unsafe conditions not acted upon expeditiously may become the subject of a grievance.

##### **Section 3:**

In construing Articles XII and XIV, an arbitrator shall initially have the power only to decide whether the subject facilities meet the standards of Section 1 of this Article XIV but may not affirmatively direct how the Employer should comply with Section 1. If the arbitrator determines that the Employer is in violation of that Section, the Employer shall



programs and address emerging needs through projects such as Greater New York.

The selection of participants will be based on demonstrated need and a mutual matching of interests of nonprofit and corporate leaders.

In order to be considered your nonprofit organization must:

- Provide social or cultural services to vulnerable populations in New York City.
- Be a mid-sized organization (Greater New York is targeting organizations with annual operating budgets in the \$2-20 million range).
- Currently receive funding from New York City.
- Have defined business-related needs.
- Be willing to commit at least 4-8 hours of your organization's time per month to the initiative.

To request an Expression of Interest form, please contact Sheryl Parker at (212) 788-8334 or at sparker@cityhall.nyc.gov.

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**POLICE**

■ NOTICE

The New York City Police Department (NYPD) is currently accepting applications for permits for the 2009 Arterial Tow Program selection process. Applications are available and may be picked up from May 4, 2009 to May 18, 2009 between the hours of 9:00 A.M. and 5:00 P.M., Monday through Friday, at 315 Hudson Street, 3rd Floor, New York, NY 10013. Or you may download applications by visiting the City Record Website <http://a856-internet.nyc.gov/nycvendronline/VendorShort/asp/VendorMenu.asp> and follow the links to NYPD solicitations. Note: The applications will not be available for download until May 4, 2009. Completed applications will be accepted from July 6, 2009 to July 10, 2009 between the hours of 9:00 A.M. and 5:00 P.M. at 315 Hudson Street, 3rd Floor, New York, NY 10013. Completed applications are due no later than July 10, 2009 at 5:00 P.M. Any inquiries regarding this solicitation must be directed to Mr. Frank Bello, Agency Chief Contracting Officer, NYPD Contract Administration Unit, via email at [frank.bello@nypd.org](mailto:frank.bello@nypd.org) or via fax at (646) 610-5129 on or before May 18, 2009.

a1-m18

**WATER BOARD**

■ NOTICE

**PUBLIC NOTICE IS HEREBY GIVEN THAT** in accordance with Section 1045-j (3) and 1045-j (9a) of the Public Authorities Law, public hearings will be held on April 27, 28, 29 and 30, 2009, concerning proposed rates and charges to be effective July 1, 2009, for the use of, or services furnished, rendered or made available by the Water and Wastewater System of the City of New York (the "System") and concerning changes to certain billing policies and to other rates and charges to be incorporated into the New York City Water Board's Rate Schedule effective July 1, 2009. The hearings will be held as follows:

Borough	Location	Date/Time
Queens	Department of Environmental Protection Lecture Room, 6th Floor 59-17 Junction Boulevard Flushing, NY 11373	Monday April 27, 2009 10:00 A.M.
Staten Island	College of Staten Island Center for the Arts, Recital Hall 2800 Victory Boulevard Staten Island, NY 10314	Monday April 27, 2009 7:00 P.M.
Bronx	Bronx Library Center 310 East Kingsbridge Road Bronx, NY 10458	Tuesday April 28, 2009 2:00 P.M.
Brooklyn	Brooklyn College Student Center-Alumni Lounge (opposite Whitehead Hall) East 27th Street and Campus Road Brooklyn, NY 11210	Wednesday April 29, 2009 6:00 P.M.
Manhattan	St. John's University - Manhattan Auditorium 101 Murray Street New York, NY 10007	Thursday April 30, 2009 5:30 P.M.

**I. It is anticipated that there will be a change from currently effective water rates and wastewater charges for services provided during the fiscal year commencing July 1, 2009.**

- (1) Metered and unmetered water rates will increase by an amount not to exceed 14 %.

**II.**

- (2) Wastewater charges will remain at 159% of water charges.

**It also is anticipated that changes to certain existing billing policies will be made, and that new and amended regulations and charges will be considered as follows.**

- (1) The Frontage Transition Program for Residential Premises with Six or More Dwelling Units will be extended through the end of FY2012.
- (2) The Board's existing Regulation No. 3, Discontinuance of Water Supply and/or Sewer Service for Denial of Access, will be amended to conform to changes made last year in the Board's Regulation No. 2, Discontinuance of Water Supply and/or Sewer Service Because of Non-Payment, including among other matters, reducing the notice period from 45 days to 15 days.
- (3) A new Regulation No. 4, Theft of Services, will be considered.
- (4) New charges will be added to the Rate Schedule to be assessed on properties where customers fail to provide or facilitate access to their premises to enable DEP to inspect, test, repair or replace a property's connections to the water system, water meters, water consumption measurement devices and appurtenant equipment. New charges will consist of a \$250 account administration fee and water/sewer consumption charges based on an attributed consumption formula related to property class and meter size.
- (5) New charges will be added to the Rate Schedule to be assessed on properties where DEP makes a theft of services determination. New charges will consist of a \$650 account administration fee and water/sewer consumption charges based on an attributed consumption formula related to property class and meter size.

All members of the public who wish to obtain copies of the Board's Information Booklet describing the rate proposal and changes to billing policies, or who wish to testify at a hearing should contact Kevin Kunkle, New York City Water Board, 59-17 Junction Boulevard, 8th Floor, Flushing, NY 11373, Telephone (718) 595-3601, email: [kkunkle@dep.nyc.gov](mailto:kkunkle@dep.nyc.gov), not later than April 22, 2009. Oral testimony will be limited to five (5) minutes duration. A copy of any prepared or written statement may be submitted to the Water Board at the above address by the close of business April 24, 2009.

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**CHANGES IN PERSONNEL**

POLICE DEPARTMENT  
FOR PERIOD ENDING 03/06/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
PHILLIP	RACQUEL C	71012	\$31452.0000	RESIGNED	YES	11/11/08
PHILLIPS	CHRISTIA	71651	\$27013.0000	APPOINTED	YES	02/02/09
PHILLIPS	SANDRA	71012	\$31452.0000	RESIGNED	YES	10/08/08
PICKETT	TRUDY	71012	\$31452.0000	RESIGNED	YES	11/13/08
PINKNEY	DELORES A	71012	\$31452.0000	APPOINTED	YES	03/30/08
POGAN	PATRICK T	70210	\$40361.0000	TERMINATED	NO	02/11/09
POLICANO	KIMBERLY	71012	\$32510.0000	RESIGNED	YES	01/05/09
POLITE-JOHNSTON	MARY E	71012	\$31452.0000	RESIGNED	YES	02/05/09
PRESCOTT	GERALD-L	71651	\$27013.0000	APPOINTED	YES	02/02/09
PRINGLE	DENAIYA M	71651	\$27013.0000	APPOINTED	YES	02/02/09
PUGLIESE	MICHAEL A	70210	\$54877.0000	RESIGNED	NO	01/21/08
QUICK	AARON L	71651	\$27013.0000	APPOINTED	YES	02/02/09
RAHMAN	MD S	71651	\$27013.0000	APPOINTED	YES	02/02/09
RAHMAN	MOHAMMAD Z	71651	\$27013.0000	APPOINTED	YES	02/02/09
RAHMAN	MOHAMMED F	71651	\$27013.0000	APPOINTED	NO	02/02/09
RAHMAN	SHAMIMA	71651	\$27013.0000	APPOINTED	YES	02/02/09
RAMIREZ-ORTIZ	DENISE	70205	\$9.5000	RESIGNED	YES	01/08/09
RAMOS	EDWIN	60817	\$30057.0000	RESIGNED	YES	02/11/09
RAMOS	EUNIS M	70210	\$40361.0000	RESIGNED	NO	02/10/09
RAMOS	YESSSENIA I	71651	\$27013.0000	APPOINTED	YES	02/02/09
REAVES	ESTERI L	71651	\$27013.0000	APPOINTED	YES	02/02/09
REDDEN	SHERON A	70205	\$12.4000	RESIGNED	YES	01/20/09
REICHEL	STEPHEN J	70210	\$38809.0000	RESIGNED	NO	01/21/08
REZA	MOHAMMAD	71651	\$27013.0000	APPOINTED	YES	02/02/09
RICHARDS	RODOLFO S	71651	\$27013.0000	APPOINTED	NO	02/02/09
RIVAS	JOCELYN	71651	\$27013.0000	APPOINTED	YES	02/02/09
RIVERA	DENICE	7021A	\$75128.0000	DECEASED	NO	02/21/09
ROBERTS	KIMALISA R	71012	\$31452.0000	RESIGNED	YES	11/13/08
ROBERTS	TREVIS L	71651	\$27013.0000	APPOINTED	YES	02/02/09
RODRIGUEZ	LYDIA	71651	\$27013.0000	APPOINTED	YES	02/02/09
ROGERS	CHRISTOP M	70210	\$52392.0000	RESIGNED	NO	08/05/07
ROSADO	SABRINA R	71651	\$27013.0000	APPOINTED	NO	02/02/09
ROSADO-GERRITY	PHILLECE	10147	\$41161.0000	RETIRED	NO	02/24/09
ROSS	MARCIA P	71651	\$27013.0000	APPOINTED	YES	02/02/09
RUSHING-BYNUM	SHANNETT D	71012	\$31452.0000	RESIGNED	YES	12/20/08
RUSSO	WILLIAM J	70265	\$104175.0000	PROMOTED	NO	02/20/09
RYAN	SEAN P	70210	\$54877.0000	RESIGNED	NO	01/21/08
RYAN	WILLIAM O	70210	\$54877.0000	RESIGNED	NO	01/21/08
SAENZ	DANIEL	71651	\$27013.0000	APPOINTED	YES	02/02/09
SAEZ	GILBERT	70210	\$52392.0000	RESIGNED	NO	01/21/08
SALCE	SHERENE	71651	\$27013.0000	APPOINTED	YES	02/02/09
SAN AGUSTIN	SONIA T	40502	\$52223.0000	RESIGNED	YES	02/22/09
SANAD-VACCARO	ASAR	71651	\$27013.0000	APPOINTED	YES	02/02/09
SANCHEZ	JOSE M	70210	\$41965.0000	RESIGNED	NO	01/14/09
SANCHEZ	MIGUEL A	70235	\$73546.0000	PROMOTED	NO	11/25/08
SANTIAGO	HAYDEE	71651	\$27013.0000	APPOINTED	YES	02/02/09
SARKER	MD Z	71651	\$27013.0000	APPOINTED	NO	02/02/09
SARKER	MOHAMMAD N	71651	\$27013.0000	APPOINTED	NO	02/02/09
SARKER	MOHAMMED J	71651	\$27013.0000	APPOINTED	YES	02/02/09
SCANLON	DANIEL	7021A	\$75128.0000	RETIRED	NO	02/25/09
SCHENCK	PAULA A	10144	\$33928.0000	RESIGNED	NO	10/21/08
SCHMITT	JOHN W	70210	\$52392.0000	RESIGNED	NO	08/05/07
SCHUDE JR.	RONALD B	7021A	\$64225.0000	PROMOTED	NO	02/20/08
SHAMIM	MD SHAMS A	71651	\$27013.0000	APPOINTED	YES	02/02/09
SHEEHAN	SUSAN M	70205	\$12.4000	RESIGNED	YES	02/05/09
SHOWERS	DANITA G	71651	\$27013.0000	APPOINTED	YES	02/02/09
SHOYINKA	LINNAIRE S	71012	\$31452.0000	RESIGNED	YES	05/01/08
SHROPSHIRE	TASHA	71012	\$31452.0000	APPOINTED	YES	09/28/08
SHUVO	MASHRUR M	71651	\$27013.0000	APPOINTED	NO	02/02/09
SIPPEL	MICHAEL J	70210	\$41965.0000	RESIGNED	NO	02/16/09
SLEDGE	CRYSTAL D	71651	\$27013.0000	APPOINTED	YES	02/02/09
SLOAN-BRAXTON	COURTNEY T	71651	\$27013.0000	APPOINTED	NO	02/02/09
SMALLS	CERITA C	10144	\$34778.0000	INCREASE	NO	07/20/08
SMITH	HOWARD H	71651	\$27013.0000	APPOINTED	YES	02/02/09

SMITH	JENNIFER	71012	\$31452.0000	RESIGNED	YES	04/04/08
SMITH	STEVEN A	70210	\$40351.0000	RESIGNED	NO	07/01/08
SMITH	TIMOTHY M	7023A	\$92506.0000	PROMOTED	NO	01/15/09
SOLAIMAN	KAZI M	71651	\$27013.0000	APPOINTED	YES	02/02/09
SOOKHO	RAJASH A	71651	\$27013.0000	APPOINTED	YES	02/02/09
SOTO	JASON A	71651	\$27013.0000	APPOINTED	YES	02/02/09
ST. FLEUR	MICKERLA	71012	\$32510.0000	RESIGNED	YES	07/26/08
STEED	LITA R	7021A	\$75128.0000	RETIRED	NO	02/24/09
STEPHENSON	RUEL R	70265	\$104175.0000	PROMOTED	NO	02/20/09
STEVENSON	EVANGELI Y	71651	\$27013.0000	APPOINTED	YES	02/02/09
STEWART-PIPER	DIANNE N	71651	\$27013.0000	APPOINTED	NO	02/02/09
STIMUS	MAUREEN A	71013	\$50538.0000	RESIGNED	NO	12/24/08
STOUDE	ANDASON C	71651	\$27013.0000	APPOINTED	NO	02/02/09
STRADFORD	JERMONE A	71012	\$32510.0000	RESIGNED	NO	08/18/08
STROUD	NYSIA C	71651	\$27013.0000	APPOINTED	YES	02/02/09
STUKES	KASHENA A	71651	\$27013.0000	APPOINTED	NO	02/02/09
SUERO	PAUL V	71651	\$27013.0000	APPOINTED	NO	02/02/09
SUTHERLAND	ROBERT S	71651	\$27013.0000	APPOINTED	NO	02/02/09
SWEENEY	MICHAEL P	70210	\$54877.0000	RESIGNED	NO	01/25/08
TAFT JR	WILLIE L	70210	\$38809.0000	RESIGNED	NO	02/20/09
TALUKDER	BISWAJIT	71651	\$27013.0000	APPOINTED	YES	02/02/09
TARIQUZZAMAN	A S	71651	\$27013.0000	APPOINTED	YES	02/02/09
TAYLOR	MELISSA A	71651	\$27013.0000	APPOINTED	YES	02/02/09
TAYLOR	TERRELL J	71651	\$27013.0000	APPOINTED	NO	02/02/09
TEDESCO	FRANK A	7021A	\$64225.0000	PROMOTED	NO	02/20/08
THOMAS	DWIGHT R	71651	\$27013.0000	APPOINTED	YES	02/02/09
THOMAS-DOTSON	MINETTE	71651	\$27013.0000	APPOINTED	YES	02/02/09
THOMASON	DARNELL	71651	\$27013.0000	APPOINTED	NO	02/02/09
THOMSON	JAMES	71651	\$27013.0000	APPOINTED	NO	02/02/09
TOBIERRE	KERVIN	71651	\$27013.0000	APPOINTED	NO	02/02/09
TOWNSEND-BYAM	MARY H	71012	\$31452.0000	RESIGNED	YES	05/01/08
TRACEY	CHERYL D	71651	\$27013.0000	APPOINTED	YES	02/02/09
TRELOAR	CHRISTOP T	70210	\$54877.0000	RESIGNED	NO	01/21/08
TUBBS	SHAKIMA M	71651	\$27013.0000	APPOINTED	NO	02/02/09
UDDIN	MD M	71651	\$27013.0000	APPOINTED	NO	02/02/09
UDDIN	MOHAMMAD N	71651	\$27013.0000	APPOINTED	YES	02/02/09
UZAMERE	SHERRI E	71651	\$27013.0000	APPOINTED	NO	02/02/09
VALES	MAXIME	70206	\$13.0900	RESIGNED	YES	02/11/09
VALLEY	MARIA T	70205	\$12.4000	RESIGNED	YES	02/05/09
VALUCH	MARIA A	71651	\$27013.0000	APPOINTED	YES	02/02/09
VAN LEER	WILLIAM T	70210	\$52392.0000	RESIGNED	NO	08/05/07
VARGAS	KAJUAN B	60817	\$30057.0000	RESIGNED	YES	01/31/09
VARGAS	PABLO	70210	\$54877.0000	APPOINTED	NO	07/01/08
VASQUEZ	ISMAEL	91212	\$32399.0000	RESIGNED	NO	09/25/08
VASQUEZ	PHILIP A	71651	\$27013.0000	APPOINTED	NO	02/02/09
VELELLA	MARGARET F	71651	\$27013.0000	APPOINTED	NO	02/02/09
VELEZ	CARMEN	70205	\$12.4000	RESIGNED	YES	01/13/09
VELEZ	EFRAIN	71651	\$27013.0000	APPOINTED	NO	02/02/09
VERNE	JACOB J	71651	\$27013.0000	APPOINTED	YES	02/02/09
VITAGLIANO	ANTHONY S	70235	\$73546.0000	PROMOTED	NO	11/25/08
WADESWORTH	OCTAVIA S	71012	\$31452.0000	RESIGNED	YES	01/01/09
WALKER-BRIGGS	JACKELYN A	71012	\$31452.0000	RESIGNED	YES	01/16/09
WALLEN	MICHAEL A	7021A	\$64225.0000	PROMOTED	NO	02/20/08
WALSH	KEVIN J	70265	\$130312.0000	RETIRED	NO	02/16/09
WALTON	LAMONTE T	60817	\$33964.0000	DISMISSED	NO	02/21/09
WEAVER	THOMAS A	60817	\$30877.0000	RESIGNED	NO	02/28/09
WEISHAUP	WILLIAM J	06750	\$90000.0000	RESIGNED	YES	04/16/08
WELCH	CAROL A	71012	\$31452.0000	RESIGNED	YES	04/30/08
WHITE	FAITH N	71651	\$27013.0000	APPOINTED	YES	02/02/09
WILLIAMS	CHANEL V	71651	\$27013.0000	APPOINTED	YES	02/02/09
WILLIAMS	GARY B	71651	\$27013.0000	APPOINTED	YES	02/02/09
WILLIAMS	MEGHAN E	71651	\$27013.0000	APPOINTED	NO	02/02/09
WILLIAMS-DRAKE	SHERRIA M	71651	\$27013.0000	APPOINTED	NO	02/02/09
WILLIS	DOEN A	71651	\$27013.0000	APPOINTED	NO	02/02/09
WILSON	OLIVIA S	1				

FIRE DEPARTMENT  
FOR PERIOD ENDING 03/06/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ALFIERI DANIEL		90698	\$193.2800	DECREASE	YES	02/16/09
BARLOW THOMAS J		53053	\$44520.0000	DISMISSED	NO	02/20/09
BENANTI JOHN A		12626	\$44588.0000	APPOINTED	YES	02/26/09
BRITO RYAN C		53053	\$36400.0000	PROMOTED	NO	07/01/08
BUCCIERI ANTHONY		71060	\$51600.0000	INCREASE	YES	02/22/09
BUCCIERI ANTHONY		71010	\$37894.0000	APPOINTED	NO	02/22/09
CAIN DAWN A		71010	\$30316.0000	RESIGNED	NO	02/19/09
CANALE ROBERT G		70310	\$70717.0000	DEMOTED	NO	08/06/07
CARINO PETER J		70365	\$104081.0000	RETIRED	NO	02/27/09
CUNNIFFE SEAN P		53053	\$45723.0000	APPOINTED	NO	02/15/09
DEANGELO NICHOLAS		90698	\$193.2800	DECREASE	YES	02/16/09
DIAZ JOSEPH R		53054	\$40411.0000	INCREASE	NO	05/26/06
FRANK SHAUN M		70310	\$29522.0000	DECREASE	NO	07/09/08
FUSARO JOSEPH M		70365	\$104081.0000	RETIRED	NO	02/23/09
GOMEZ DAVID R		53053	\$31775.0000	APPOINTED	NO	11/08/02
GONZALEZ JOSE A		53053	\$51587.0000	APPOINTED	NO	11/24/08
HENNELLY JOSEPH C		70393	\$73840.0000	PROMOTED	NO	11/11/06
HIGGINS ROBERT E		70365	\$91140.0000	RETIRED	NO	02/16/09
JONES JACQUELI M		71060	\$51600.0000	INCREASE	YES	02/22/09
JONES JACQUELI M		71010	\$40983.0000	APPOINTED	NO	02/22/09
KHONDOKER HELAL M		31661	\$38285.0000	RESIGNED	NO	05/21/07
LAMANNA KAREN E		53053	\$35168.0000	APPOINTED	NO	02/10/09
LAWER JAMES P		10054	\$88087.0000	INCREASE	YES	07/30/07
LAWENDA JASON		71060	\$51600.0000	INCREASE	YES	02/22/09
LAWENDA JASON		71010	\$37894.0000	APPOINTED	NO	02/22/09
LOEBER JOHN C		70365	\$104081.0000	RETIRED	NO	02/17/09
MARESCA JOSEPH		70310	\$73546.0000	DISMISSED	NO	02/11/09
MARQUART CHRIS		70310	\$36400.0000	PROMOTED	NO	07/01/08
MCHUGH JOHN P		70310	\$36400.0000	RESIGNED	NO	02/23/09
MEAD ILIYAAS		53054	\$42027.0000	INCREASE	NO	05/25/07
MERCEREAU DOUGLAS		70393	\$76794.0000	DECEASED	NO	12/02/07
MOORE ROBERT J		53054	\$42027.0000	INCREASE	NO	05/25/07
NASTRO DANIEL A		71060	\$51600.0000	INCREASE	YES	02/22/09
NASTRO DANIEL A		71010	\$50127.0000	APPOINTED	NO	02/22/09
NICKLA KEVIN P		53054	\$43708.0000	INCREASE	NO	11/27/07
ONEILL DAVID M		53053	\$27229.0000	DISMISSED	YES	01/01/00
OTERO JEANNETT		53053	\$45723.0000	APPOINTED	NO	02/15/09
PINTO ROBERT		70393	\$73840.0000	PROMOTED	NO	11/11/06
QUINONES JENNIFER M		53054	\$42027.0000	INCREASE	NO	05/25/07
RADUNOVICH MILAN M		53054	\$43708.0000	INCREASE	NO	11/27/07
RODRIGUEZ-ARENA MARCIAL L		53054	\$55157.0000	RESIGNED	NO	02/03/09
SHOEMAKER JOHN F		70370	\$104627.0000	PROMOTED	NO	11/08/08
STOKES BRANDEN T		53053	\$29767.0000	DECREASE	NO	03/27/06
VIVONA BENNETT A		71060	\$51600.0000	INCREASE	YES	02/22/09
VIVONA BENNETT A		71010	\$50127.0000	APPOINTED	NO	02/22/09
WILLIAMS JEFF T		71010	\$30316.0000	RESIGNED	YES	01/27/09
YONEHARA YUSUKE C		53054	\$38840.0000	DECREASE	NO	02/22/09
ZACHMAN CHARLES E		70310	\$73546.0000	RETIRED	NO	02/25/09

ADMIN FOR CHILDREN'S SVCS  
FOR PERIOD ENDING 03/06/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ACEVEDO HERMINIA		52633	\$65468.0000	INCREASE	NO	07/15/07
ADESINA TOYIN V		52366	\$44691.0000	RESIGNED	YES	01/23/09
AHSAN FAKHRUL		13620	\$42260.0000	APPOINTED	NO	12/18/08
ALI CLIFF J		52366	\$42972.0000	INCREASE	YES	11/14/07
ALI-YALLAH SULEMAN		52366	\$41151.0000	APPOINTED	NO	02/22/09
ALLEYNE JUANITA T		52366	\$41151.0000	APPOINTED	NO	02/22/09
ANDERSON SUEZETTE M		52366	\$41151.0000	APPOINTED	NO	02/22/09
AUGUSTE WENDY J		52366	\$44691.0000	RESIGNED	YES	02/14/09
AUSTIN FLAVIA M		52366	\$47687.0000	DISMISSED	NO	02/25/09
BARNES DELORES		52367	\$69800.0000	RESIGNED	NO	02/08/09
BAROUTY SARA K		52366	\$41151.0000	RESIGNED	NO	02/11/09
BENKOVITZ ELANA C		30087	\$55542.0000	INCREASE	YES	02/22/09
BOSNICK MICHAEL J		10026	\$151860.0000	RESIGNED	YES	01/04/09
BOYD TAMIKO M		70810	\$29096.0000	APPOINTED	NO	02/17/09
BRUNKE PHILIP J		52366	\$47655.0000	RESIGNED	YES	01/04/09
CAMBRIDGE CLARISE L		90650	\$33587.0000	DECREASE	YES	02/15/09
CARTER SHATONJA K		52366	\$41151.0000	APPOINTED	NO	02/22/09
CASEY KAROL F		52366	\$47655.0000	APPOINTED	NO	02/22/09
COOPER YVONNE D		52366	\$41151.0000	APPOINTED	NO	02/22/09
DEFOE ELIZABET J		30087	\$55542.0000	INCREASE	YES	02/15/09
EIREBAMEN FRED		52633	\$65468.0000	DECREASE	NO	01/20/09
ENRIQUEZ JAVIER		52366	\$44691.0000	RESIGNED	YES	11/06/08
FELDER JAWANZA J		90650	\$33587.0000	DECREASE	YES	02/15/09
FERNANDEZ LUIS		52633	\$68087.0000	INCREASE	NO	12/14/08
FUCHU JUNIOR D		90650	\$33587.0000	DECREASE	YES	02/15/09
GARCIA CLARITZA		52366	\$41151.0000	APPOINTED	NO	02/22/09
GIVENS MINEH M		30087	\$49169.0000	INCREASE	YES	01/04/09
GOMEZ GUILLERM		90650	\$33587.0000	DECREASE	YES	02/15/09
GONZALEZ ALINA M		52366	\$41151.0000	APPOINTED	NO	02/22/09
GRIFFITHS KHALILAH A		52366	\$41151.0000	APPOINTED	NO	02/22/09
GUNITY SANTA D		52366	\$41151.0000	APPOINTED	NO	02/22/09
HILL APRIL		60910	\$36830.0000	APPOINTED	NO	02/22/09
HUBBARD CYNTHIA M		52366	\$41151.0000	RESIGNED	YES	08/17/08
HUTCHINSON VALERIE L		52366	\$41151.0000	APPOINTED	NO	02/22/09
HYLAND JEANNE M		52366	\$47655.0000	DISMISSED	NO	02/09/09
JABOUIN CARLYN C		52366	\$44060.0000	RESIGNED	NO	12/17/06
JULES JENNIFER R		52366	\$41151.0000	APPOINTED	NO	02/22/09
KALEGHA DANIEL		12627	\$68819.0000	RESIGNED	NO	02/25/09
LARA KHIANNA		52366	\$47655.0000	RESIGNED	YES	02/08/09
LASH DONALD A		30087	\$70974.0000	INCREASE	YES	02/08/09
LEON GERMANIA		90650	\$33587.0000	DECREASE	YES	02/15/09
LI JIE		13620	\$39808.0000	APPOINTED	NO	12/18/08
MALISZEWSKA MAGDALEN		60910	\$40725.0000	APPOINTED	NO	12/31/08
MANSO RUTH A		52366	\$44691.0000	RESIGNED	YES	01/13/09
MARTINS AKEEM A		52366	\$41151.0000	APPOINTED	NO	02/22/09
MCLEOD SHATON M		52366	\$41151.0000	APPOINTED	NO	02/22/09
MOSLEY KYMBREL Y		52366	\$47655.0000	RESIGNED	YES	08/17/08
MURRELL CLAUDELL		10124	\$43901.0000	RETIRED	NO	02/22/09
ODEYEMI ROSEMARY E		52366	\$41151.0000	RESIGNED	YES	10/14/08
OGBU GRANT		30087	\$49169.0000	INCREASE	YES	12/21/08
OGHENECHOVWEN OGHENERU		52366	\$41151.0000	APPOINTED	NO	02/22/09
ONOGI FORABO B		30087	\$55542.0000	INCREASE	YES	02/22/09
PAYNE MELONIE J		60910	\$42354.0000	APPOINTED	NO	02/22/09
PEARSON ABIGAIL A		52366	\$41151.0000	APPOINTED	NO	02/22/09
PHILIPPEAUX MARIE C		10056	\$135500.0000	INCREASE	YES	02/24/09
PIERRE SHIRLEYJ		60910	\$36830.0000	APPOINTED	NO	02/22/09
POLANCO PERALTA ANA		52366	\$41151.0000	APPOINTED	NO	02/22/09
RANJANI DILINI C		52366	\$47655.0000	RESIGNED	YES	10/09/08
RODRIGUEZ MASDA E		90650	\$33587.0000	DECREASE	YES	02/15/09
ROJAS LUIS E		12158	\$45029.0000	RESIGNED	YES	02/15/09
RUBIEN DEBORAH		12749	\$37786.0000	APPOINTED	YES	12/01/08
SANON FABIOLA		52366	\$41151.0000	APPOINTED	NO	02/22/09
SAUNDERS JR BASIL O		52367	\$69966.0000	DISMISSED	NO	02/12/09
SEDLIS DANIEL J		10050	\$116129.0000	DECREASE	YES	01/01/09
SIMMONS NATHANIE D		90650	\$33587.0000	DECREASE	YES	02/15/09
SINGER ELYSE J		20246	\$60518.0000	INCREASE	YES	02/22/09
SINGLETON JANICE Y		52366	\$41151.0000	TERMINATED	NO	02/27/09
SMITH LASHANNA S		52366	\$47655.0000	RESIGNED	YES	02/08/09
SPANN RODNEY D		90650	\$33587.0000	DECREASE	YES	02/15/09

SPATARO JAMES A		52366	\$41151.0000	APPOINTED	NO	02/22/09
STARKS MICHAEL D		90650	\$33587.0000	DECREASE	YES	02/15/09
STEADMAN JAYME		52633	\$65468.0000	DECREASE	NO	01/20/09
SUKHRAM HEMAN K		60910	\$41676.0000	APPOINTED	NO	12/31/08
SWEATTE WADEAH S		52366	\$41151.0000	APPOINTED	NO	02/22/09
THOMPSON MONIQUE N		52367	\$52535.0000	DECREASE	YES	02/19/09
TOWNSEND MONIQUE S		52366	\$41151.0000	APPOINTED	NO	02/22/09
ULYSSE WANA		52369	\$42157.0000	INCREASE	NO	02/20/09
VALCIN JENNIFER		52366	\$47655.0000	RESIGNED	YES	02/18/09
VILLOCH ERICA A		60910	\$40725.0000	APPOINTED	NO	12/31/08
VILME MARIA		56095	\$60731.0000	INCREASE	YES	11/16/08
VINCENT RACHEL		52366	\$41151.0000	APPOINTED	NO	02/22/09
WAER CHRISTIN N		30087	\$55542.0000	INCREASE	YES	02/08/09
WAITHE FELIX		60910	\$36830.0000	APPOINTED	NO	02/22/09
WASHINGTON CASSANDR		52366	\$44691.0000	RESIGNED	NO	02/15/09
WILSON BEVERLY C		52366	\$41151.0000	APPOINTED	NO	02/22/09
ZACCHINO FRANCIS J		91212	\$40476.0000	RETIRED	NO	02/24/09
ZHANG HUAN YUA		60910	\$42354.0000	APPOINTED	NO	02/22/09

HRA/DEPT OF SOCIAL SERVICES  
FOR PERIOD ENDING 03/06/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ADERIN OLUBUNMI		52316	\$56680.0000	INCREASE	NO	02/15/09
ADORNIMAEFE THERESA E		52304	\$32338.0000	DECREASE	YES	02/09/09
AGAKPE PETER K		31113	\$33632.0000	APPOINTED	NO	02/22/09
AGRAPIDES LAZARUS		1002A	\$67254.0000	PROMOTED	NO	02/22/09
AKPONA EJOKOGHE H		31113	\$38677.0000	INCREASE	NO	02/22/09
ALEX ALLA		52631	\$50961.0000	INCREASE	YES	01/13/08
ALEXANDER BARBARA A		10001	\$86019.0000	APPOINTED	YES	02/22/09
ALRAIMOUNY MOHAMMAD S		12158	\$37111.0000	APPOINTED	YES	12/15/08
ANGELES JOANNA R		52304	\$38677.0000	INCREASE	NO	07/13/08
AU SUZANNE		52311	\$47849.0000	RETIRED	NO	02/19/09
BABU LOVELY S		52304	\$33632.0000	APPOINTED	NO	02/22/09
BAKAREY TAWA T		52304	\$35543.0000	INCREASE	NO	02/22/09
BANKS DEBRA T		10104	\$29426.0000	DECREASE	NO	01/20/09
BARTSCH WALTER E		11704	\$42000.0000	RESIGNED	YES	01/31/09
BEZA VALERIA		10104	\$35194.0000	RESIGNED	NO	02/21/09
BONNEAU STEPHEN C		52304	\$33632.0000	APPOINTED	NO	02/22/09
BOOL ARACELI P		52304	\$41022.0000	RETIRED	NO	02/19/09
BOWEN ROBERT L		13621	\$65764.0000	INCREASE	NO	02/22/09
BRITT DARRELL		11704	\$36126.0000	INCREASE	YES	06/22/08
BROWN AUDREY M		52316	\$56790.0000	RETIRED	NO	11/30/08
BUNCE ARLENE		10104	\$37662.0000	RETIRED	NO	02/27/09
BURTON MARIA		52316	\$56680.0000	INCREASE	NO	02/22/09
BURTON MIA		52304	\$33632.0000	APPOINTED	NO	02/22/09
CABIBIHAN ANTHONY D		31113	\$47623.0000	RETIRED	NO	02/18/09
CARNEY ELSIE S		52304	\$33632.0000	APPOINTED	NO	02/22/09
CASALE JOANNE		12749	\$37786.0000	APPOINTED	YES	11/30/08
CHANSKY DENNIS A		52311	\$45901.0000	INCREASE	YES	03/18/07
CHARLES FELICIA C		10104	\$29503.0000	APPOINTED	NO	01/25/09
CHEV XIAOYA		1364				

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various employees and their details.

DEPT. OF HOMELESS SERVICES FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for the Department of Homeless Services.

DEPARTMENT OF CORRECTION FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for the Department of Correction.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for the City Council.

CITY COUNCIL FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for the City Council.

CITY CLERK FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for the City Clerk.

DEPARTMENT FOR THE AGING FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for the Department for the Aging.

FINANCIAL INFO SVCS AGENCY FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for the Financial Info Svcs Agency.

DEPARTMENT OF JUVENILE JUSTICE FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for the Department of Juvenile Justice.

OFF OF PAYROLL ADMINISTRATION FOR PERIOD ENDING 03/06/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees for the Office of Payroll Administration.

LATE NOTICE

ADMINISTRATION FOR CHILDREN'S SERVICES

INTENT TO AWARD

Human/Client Service

FAMILY REHABILITATION SERVICES - BRONX - Negotiated Acquisition - Other (Describe below in Other Legally Mandated Information) - PIN# 06899FR00008 - DUE 04-20-09 AT 10:00 A.M. - To enter into negotiation with Scan New York Inc., for the provision of Family Rehabilitation services in The Bronx.

In accordance with Section 3-04(b)(2)(iii) of the Procurement Policy Board Rules, ACS intends to use the Negotiated Acquisition process to extend the subject contract term to ensure continuity of mandated services. The term of the contract is projected to be for one year, from July 1, 2009 to June 30, 2010. Suppliers may express interest in future procurements by contacting Rafael Asusta at ACS, Child Welfare Unit, 150 William Street, 9th Floor, New York, NY 10038 or by calling (212) 341-3511 between the hours of 10:00 A.M. and 4:00 P.M. on business days.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above. Administration for Children's Services, 150 William Street, New York, NY 10038. Rafael Asusta (212) 341-3511 RASUSTA@ACS.NYC.GOV

## 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](http://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 <http://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.

☛ m27-30

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 and Agency Contact address
	NYPD, Contract Administration Unit 51 Chambers Street, Room 310 New York, NY 10007. Manuel Cruz (646) 610-5225.
☛	Indicates New Ad
m27-30	Date that notice appears in City Record

### 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.