



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

CITY PLANNING COMMISSION

NOTICE

NOTICE OF PUBLIC HEARING ON THE DRAFT ENVIRONMENTAL IMPACT STATEMENT

Project Identification	Lead Agency
CEQR No. 08DCP033K	City Planning Commission
ULURP Nos. 090047ZMK,	22 Reade Street, 1W
090048 ZSK, N090049ZRK	New York, NY 10007
SEQRA Classification: Type I	

Contact Person

Robert Dobruskin, AICP, Director, 212-720-3423
Environmental Assessment and Review Division
New York City Department of City Planning

Pursuant to City Environmental Quality Review (CEQR), Mayoral Executive Order No. 91 of 1977, CEQR Rules of Procedure of 1991 and the regulations of Article 8 of the State Environmental Conservation Law, State Environmental Quality Review Act (SEQRA) as found in 6 NYCRR Part 617, a Notice of Completion was issued by the New York City Department of City Planning (DCP) on behalf of the City Planning Commission as lead agency on September 5, 2008 for a Draft Environmental Impact Statement (DEIS) for 363-365 Bond Street as described below. A public hearing on the DEIS will be held on Wednesday, January 7th, 2009, at 10:00 A.M., in Spector Hall, at the Department of City Planning, 22 Reade Street, in Lower Manhattan. Comments are requested on the DEIS and will be accepted until Tuesday, January 20th, 2009.

The DEIS analyzes a proposal by Toll Brothers, Inc., ("the applicant"), in connection with the redevelopment of two blocks located along the west waterfront of the Gowanus Canal in the Gowanus neighborhood of Brooklyn Community District 6, which would require discretionary City, State, and federal approvals. The proposed City Planning Commission (CPC) actions include a zoning text amendment and a related zoning map amendment to change an existing M2-1 zoning district to a Special Mixed Use District: M1-4/R7-2 (MX). In addition, additional zoning text amendments would apply the Inclusionary Housing Program and related floor area regulations to R7-2 zoning districts within the proposed special mixed use district. Finally, the applicant is seeking a special permit to modify height and setback, inner courtyard recess, and rear yards requirements within a General Large-Scale Development. Discretionary approvals from State and federal agencies, including the New York State Department of Environmental Conservation (DEC), and U.S. Army Corps of Engineers (ACOE) will also be required, since the project proposes new stormwater outfalls to the Gowanus Canal, the

installation of a new sheet-pile bulkhead along the canal, and possible dewatering during construction. A coordinated environmental review has been conducted in accordance with SEQRA.

The area of the proposed rezoning is bounded by the midpoints of Carroll Street to the north, Bond Street to the west, 2nd Street to the south, and the channel of the Gowanus Canal to the east. The proposed actions would allow redevelopment of the project site located at 363-365 Bond Street (Block 452, Lots 1 and 15, and Block 458, Lot 1). The project site is currently occupied by warehouses, open vehicle storage, and vacant land and buildings, which would be replaced by the proposed development described below. Two City-owned parcels (Block 452, Lots 5 and 19) are not part of the project site, but are included in the area to be rezoned. Although the text amendment would apply to the entire rezoning area, no new development is expected to occur on these City-owned properties as a result of the proposed actions.

The proposed actions would facilitate a proposal by the applicant to redevelop the project site with a mix of residential (market rate and affordable), commercial, community facility, and open space uses. Overall, the development scenario outlined in the DEIS anticipates approximately 602,603 gross square feet (gsf) including approximately 447 dwelling units (up to 130 of which would be affordable), 2,000 gsf of community facility space, 2,000 gsf of commercial space, and 268 accessory parking spaces. The proposed development program would also include 23,165 sf (approximately 0.5 acres) of publicly accessible open space along the Gowanus Canal, as well as 7,656 sf (approximately 0.2 acres) of landscaped open space at the street ends of 1st and 2nd Streets. This would result in a total of 30,821 (about 0.7 acres) of publicly accessible open space extending from Carroll Street on the north to 2nd Street on the south. It is expected that development would be complete in 2011.

The applicant shall record a Restrictive Declaration that will limit development of the project site in a manner which is substantially in accordance with the plans which are to be voted on by the City Planning Commission pursuant to the Uniform Land Use Review Procedure (ULURP). The Restrictive Declaration will also provide for the implementation of the requisite mitigation measures. In addition, measures related to the remediation of hazardous materials on the site would be implemented in accordance with an approved New York City Department of Environmental Protection (DEP) Restrictive Declaration for the project site. With these measures in place, significant, adverse impacts related to hazardous materials would be avoided during and post construction.

The DEIS identifies potential significant adverse impacts related to historic resources (archeological resources); traffic; and air quality (odors). The DEIS identifies measures that would fully or partially mitigate impacts for historic resources (archeological resources) and traffic. The DEIS identifies unavoidable significant impacts in the area of air quality (odors). Lastly, the DEIS evaluates three alternatives to the proposed action: a No-Action Alternative; an As-of-Right Alternative; and a Lesser-Density Alternative.

Copies of the Draft Environmental Impact Statement, Final Scope of Work, and the Environmental Assessment Statement may be obtained from the Environmental Assessment and Review Division, New York City Department of City Planning, 22 Reade Street, 4E, New York, New York 10007,

Robert Dobruskin, Director (212) 720-3423; or from the Office of Environmental Coordination, 253 Broadway, 14th Floor, New York, New York 10038, Robert Kulikowski, Director (212) 788-9956; and on the New York City Department of City Planning's website at http://www.nyc.gov/html/dcp/html/env_review/eis.shtml.

d17-19

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, December 29, 2008 at 2:00 P.M.**

Int 888 - A Local Law to amend the administrative code of the City of New York, in relation to the participation of minority- and women-owned business enterprises in construction projects related to properties receiving tax benefits in accordance with the industrial and commercial abatement program.

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.

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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, January 7, 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 The Future Condominium Association to maintain and use bollards on the east sidewalk of Third Avenue, between East 31st and East 32nd Streets, in the Borough of Manhattan. The proposed revocable consent is for a term beginning July 1, 2006 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2008 to June 30, 2018 - \$1,375/per annum

the maintenance of a security deposit in the sum of \$1,400, 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.

#2 IN THE MATTER OF a proposed revocable consent authorizing Yeshiva University to maintain and use a pipe tunnel under and across West 186th Street, west of Amsterdam Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term beginning 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 - \$3,911
For the period July 1, 2009 to June 30, 2010 - \$4,025
For the period July 1, 2010 to June 30, 2011 - \$4,139

For the period July 1, 2011 to June 30, 2012 - \$4,253
 For the period July 1, 2012 to June 30, 2013 - \$4,367
 For the period July 1, 2013 to June 30, 2014 - \$4,481
 For the period July 1, 2014 to June 30, 2015 - \$4,595
 For the period July 1, 2015 to June 30, 2016 - \$4,709
 For the period July 1, 2016 to June 30, 2017 - \$4,483
 For the period July 1, 2017 to June 30, 2018 - \$4,937

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.

#3 IN THE MATTER OF a proposed revocable consent authorizing RCPI Landmark Properties, LLC to maintain and use conduits under and across West 49th Street and under and across West 50th Street, east of Avenue of the Americas, in the Borough of Manhattan. The proposed revocable consent is for a term beginning 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 - \$10,545
 For the period July 1, 2009 to June 30, 2010 - \$10,852
 For the period July 1, 2010 to June 30, 2011 - \$11,159
 For the period July 1, 2011 to June 30, 2012 - \$11,466
 For the period July 1, 2012 to June 30, 2013 - \$11,773
 For the period July 1, 2013 to June 30, 2014 - \$12,080
 For the period July 1, 2014 to June 30, 2015 - \$12,387
 For the period July 1, 2015 to June 30, 2016 - \$12,694
 For the period July 1, 2016 to June 30, 2017 - \$13,001
 For the period July 1, 2017 to June 30, 2018 - \$13,308

the maintenance of a security deposit in the sum of \$13,346, 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 Moshe Hatsav and Fia Hatsav to construct, maintain and use a fenced-in area and stoop on the west sidewalk of Bedford Street, north of Morton Street, 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 - \$25/per 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.

#5 IN THE MATTER OF a proposed revocable consent authorizing Babum LLC to construct, maintain and use a stoop and fenced-in area on the north sidewalk of Jones Street, east of Bleeker Street, 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:

For the period July 1, 2008 to June 30, 2009 - \$441
 For the period July 1, 2009 to June 30, 2010 - \$454
 For the period July 1, 2010 to June 30, 2011 - \$467
 For the period July 1, 2011 to June 30, 2012 - \$480
 For the period July 1, 2012 to June 30, 2013 - \$493
 For the period July 1, 2013 to June 30, 2014 - \$506
 For the period July 1, 2014 to June 30, 2015 - \$519
 For the period July 1, 2015 to June 30, 2016 - \$532
 For the period July 1, 2016 to June 30, 2017 - \$545
 For the period July 1, 2017 to June 30, 2018 - \$558

the maintenance of a security deposit in the sum of \$3,600, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#6 IN THE MATTER OF a proposed revocable consent authorizing Christopher Davis to maintain and use a fenced-in planted area on the north sidewalk of East 81st Street, between Fifth Avenue and Madison Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term beginning July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2008 to June 30, 2018 - \$100/per annum

the maintenance of a security deposit in the sum of \$8,000, 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.

d18-j7

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ AUCTION

PUBLIC AUCTION SALE NUMBER 09001 - L AND M

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, December 10, 2008 (SALE NUMBER 09001-L). 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, December 24, 2008 (SALE NUMBER 09001-M) 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 website, 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.

n26-d24

■ SALE BY SEALED BID

SALE OF: 5 LOTS OF MISCELLANEOUS MARINE, AUTOMOTIVE, MATERIAL HANDLING EQUIPMENT, TOOLS, PARTS AND ASSORTED ITEMS, USED.

S.P.#: 09011

DUE: December 19, 2008

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

DCAS, Division of Municipal Supply Services, 18th Floor Bid Room, Municipal Building, New York, NY 10007.
 For sales proposal contact Gladys Genoves-McCauley (718) 417-2156.

d8-19

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 1148

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, automobiles, trucks, and vans. Inspection day is December 29, 2008 from 10:00 A.M. - 2:00 P.M.

Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on December 30, 2008 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.

d17-30

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."

CITY UNIVERSITY

■ SOLICITATIONS

Goods & Services

LECTURE-CAPTURE APPLIANCE AND ITS COMPANION SOFTWARE – SS – PIN# 0427439044 – DUE 01-05-09 AT 1:00 P.M. – Queensborough Community College of the City University of New York has identified a need for a lecture-capture appliance and its companion software as an add-in to the ADA-complaint podiums being installed throughout the campus.

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.
 Queensborough Community College, Purchasing Dept., 222-05 56th Ave., Room A-406, Bayside, NY 11364.
 Attn: Jeffrey M. Connors.

d19

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ AWARDS

Goods

PATCH, TIRE, BAR CODE, RUBBERIZED (DOS) RE-AD – Competitive Sealed Bids – PIN# 857900048 – AMT: \$189,800.00 – TO: Myers Tire Supply Distribution Inc., 55 Teed Drive, P.O. Box 441, Randolph, MA 02368.
 ● **HOT CEREAL AND POP TARTS FOR DOC COMMISSARY** – Competitive Sealed Bids – PIN# 857800972 – AMT: \$951,120.00 – TO: Cookies and More Inc., 145 Price Parkway, Farmingdale, NY 11735.
 ● **SNACK FOODS FOR DOC COMMISSARY** – Competitive Sealed Bids – PIN# 857701587 – AMT: \$516,630.00 – TO: Cookies and More Inc., 145 Price Parkway, Farmingdale, NY 11735.
 ● **SNACK FOODS FOR DOC COMMISSARY** – Competitive Sealed Bids – PIN# 857701587 – AMT: \$184,358.80 – TO: Jay Bee Distributors Inc., P.O. Box 8037, Hicksville, NY 11802.

d19

CANON DUPLICATOR RENEWAL 2 MACHINES - DOC

– Intergovernmental Purchase – PIN# 8570900505 – AMT: \$162,216.00 – TO: Canon Business Solutions Inc., 125 Park Avenue, 9th Floor, New York, NY 10017.
 HHC Contract #4-06-026.

Suppliers wishing to be considered for a contract with the Health and Hospitals Corporation are advised to contact the Health and Hospitals Corporation, 346 Broadway, Rm. 516, New York, NY 10013 or by phone: 212-442-3853.

d19

CISCO NETWORKING EQUIPMENT - DOITT

– Intergovernmental Purchase – PIN# 8570900494 – AMT: \$619,020.51 – TO: IP Logic, 17 British American Blvd., Latham, NY 12110. NYS Contract #PT59009 and PS59010.
 ● **CISCO NETWORKING EQUIPMENT - DANY** – Intergovernmental Purchase – PIN# 8570900469 – AMT: \$144,599.04 – TO: IP Logic, 17 British American Blvd., Latham, NY 12110. NYS Contract #PT59009 and PS59010.

● **INFO BUILDERS SOFTWARE - DOITT** – Intergovernmental Purchase – PIN# 8570900580 – AMT: \$487,472.56 – TO: Information Builders Inc., 2 Penn Plaza, 26th Fl., New York, NY 10121. NYS Contract #PT59020.

● **DELL PC AGGREGATE PURCHASE - DOT** – Intergovernmental Purchase – PIN# 8570900510 – AMT: \$1,324,500.00 – TO: Dell Marketing LP, One Dell Way MS 8707, Round Rock, TX 78682. NYS Contract #PT55666.

● **F5 NETWORKS EQUIPMENT - HPD** – Intergovernmental Purchase – PIN# 8570900522 – AMT: \$122,614.00 – TO: Continental Resources Inc., 14 Penn Plaza, Suite 1607, New York, NY 10122. NYS Contract #PT62145 and PS62146.

● **HP PRINTERS - DANY** – Intergovernmental Purchase – PIN# 8570900529 – AMT: \$365,565.00 – TO: EMTEC Inc., 352 7th Ave., 17th Fl., New York, NY 10001. NYS Contract #PT58424

● **BACKHOE LOADERS** – Intergovernmental Purchase – PIN# 8570900527 – AMT: \$189,339.08 – TO: H O Penn Machinery Company Inc., 122 Noxon Rd., Poughkeepsie, NY 12603. NYS Contract #PC62725.

Suppliers wishing to be considered for a contract with the Office of General Services of New York State are advised to contact the Procurement Services Group, Corning Tower, Room 3711, Empire State Plaza, Albany, NY 12242 or by phone: 518-474-6717.

d19

■ VENDOR LISTS

Goods

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

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

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

j4-jy17

EQUIPMENT FOR DEPARTMENT OF SANITATION –

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

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

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

j4-jy17

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

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

j4-jy17

DESIGN & CONSTRUCTION**AGENCY CHIEF CONTRACTING OFFICER****AWARDS***Construction / Construction Services*

PV467POET, NEW FACILITY FOR THE POETS HOUSE, BATTERY PARK CITY, MANHATTAN – Sole Source – Judgment required in evaluating proposals - PIN# 8502008PV0041P – AMT: \$2,250,000.00 – TO: The Poets House, Inc., One Centre Street, New York, NY 10007.

● **PV467-NOG2, THE ISAMU NOGUCHI FOUNDATION AND GARDEN MUSEUM MASTER PLAN PHASE 1B, QUEENS –** Sole Source – Judgment required in evaluating proposals - PIN# 8502008PV0042P – AMT: \$8,279,000.00 – TO: Isamu Noguchi Foundation and Garden Museum, 32-37 Vernon Boulevard, Long Island City, NY 11106.

● **SEQ002513, RESIDENT ENGINEERING INSPECTION SERVICES FOR STORM AND SANITARY SEWERS IN 110TH STREET, QUEENS –** Sole Source – Judgment required in evaluating proposals - PIN# 8502007SE0041P – AMT: \$2,307,996.00 – TO: Urbitran Associates Inc., 71 West 23rd Street, New York, NY 10010.

d19

CONTRACT SECTION**SOLICITATIONS***Construction / Construction Services*

ROOF REPLACEMENT AND RELATED REPAIRS AT NEW YORK PUBLIC LIBRARIES, BOROUGH OF MANHATTAN, THE BRONX AND STATEN ISLAND – Competitive Sealed Bids – PIN# 8502008LN0005C – DUE 01-16-09 AT 2:00 P.M. – PROJECT NO: ARQ_L. Contract documents will not be sold after Wednesday, January 7, 2009. There will be mandatory pre-bid conference on Thursday, January 8, 2009 at 10:00 A.M. at the Dept. of Design and Construction located at 30-30 Thomson Avenue, 1st Floor Bid Room.

Special Experience Requirements.
Bid documents are available at: <http://www.nyc.gov/ddc>

This bid solicitation includes M/WBE participation goal(s) for subcontracted work. For the EMBED goals, please visit our website at www.nyc.gov/buildnyc see "Bid Opportunities." For more information about EMBED certification, please call 311 or go to www.nyc.gov/getcertified. Apprenticeship requirements apply to this contract. Vendor Source ID#: 57249.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above. Bid document Deposit - \$35.00 per set. Company check or money order only. No cash accepted. Late bids will not be accepted.
Department of Design and Construction
30-30 Thomson Avenue, 1st Floor, Long Island City, NY 11101. Ben Perrone (718) 391-2614.

d19

EDUCATION**DIVISION OF CONTRACTS AND PURCHASING****SOLICITATIONS***Services*

CHAIN LINK FENCE – CSB – PIN# B0873040 – DUE 02-04-09 AT 5:00 P.M. – Bid opening: Thursday, February 5th, 2008 at 11:00 A.M. To download, please go to <https://vendorportal.nycenet.edu>. If you cannot download the bid, please send an e-mail to vendorhotline@schools.nyc.gov. For all questions related to this bid please send an e-mail to sepstei@schools.nyc.gov with your company name, address, phone, fax and e-mail address. The scope of work of this contract shall include but not be limited to providing all labor, material and supervision required and necessary to repair the existing and install new chain link fence and gates, including the concrete curbs and footings, in designated schools and buildings. There will be a pre-bid conference on January 14, 2009 at 10:00 A.M. at 65 Court Street, Brooklyn, New York 11201. There is a non-refundable fee of \$150.00, which is payable by all major credit cards. The solicitation can be downloaded from <https://vendorportal.nycenet.edu>

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
NYCDOE, Division of Contracts and Purchasing, Room 1201
65 Court Street, Brooklyn, NY 11201, (718) 935-2300
<http://schools.nyc.gov/dcp>

d19

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*

VARIOUS US ENDOSCOPY PRODUCTS – CSB – PIN# 11109000081 – DUE 01-05-09 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.
Bellevue Hospital Center, Purchasing Department
462 First Avenue, Room 12E32, New York, NY 10016.
Matthew Gaumer, Procurement Analyst, (212) 562-2887.

d19

Goods & Services

MAILGRAM SERVICES – Competitive Sealed Bids – PIN# 11209065 – DUE 01-06-09 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.
Harlem Hospital Center clo Lincoln Hospital Center
234 East 149th Street, Bronx, NY 10451.
Dorothy Barnes, Procurement Analyst II, (718) 579-5021.

d19

ANNUAL MEDICAL GAS TESTING – Competitive Sealed Bids – PIN# 21109047 – DUE 01-06-09 AT 4:00 P.M. – Site visit is scheduled for 12/23/08 at 11:00 A.M. at Metropolitan Hospital, 1901 First Avenue, New York, NY 10029, Basement Room BD28.

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.
Metropolitan Hospital Center clo Lincoln Hospital Center
234 East 149th Street, Bronx, NY 10451.
Edwin Iyasere Procurement Analyst II, (718) 579-5106.

d19

PURCHASING**SOLICITATIONS***Goods*

GIFT CARDS – 1 CSB – PIN# 331-09-031 – DUE 01-06-09 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.
Coney Island Hospital, 2601 Ocean Parkway, Room 1N45
Brooklyn, NY 11235.

d19

HEALTH AND MENTAL HYGIENE**AGENCY CHIEF CONTRACTING OFFICER****SOLICITATIONS***Human / Client Service*

NEW YORK/NY III SUPPORTED HOUSING CONGREGATE – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 81608PO076300R0X00 – DUE 02-13-09 AT 3:00 P.M. The Department is issuing a RFP to establish 3,000 units of citywide supportive housing in newly constructed or rehabilitated single-site buildings for various homeless populations pursuant to the New York III Supported Housing agreement. The subject RFP will be open-ended and proposals will be accepted on an on-going basis. Since February 16, 2007, the RFP has been available for pick up in person at the address listed below, between the hours of 10:00 A.M. and 4:00 P.M. on business days only. The RFP is also on line at <http://www.nyc.gov/html/doh/html/acco/accorfp-nynyccongregate-20070117-form.shtml>. A pre-proposal conference was held on March 6, 2007 at 2:00 P.M. at 125 Worth Street, 2nd Floor Auditorium, New York, N.Y. Any questions regarding this RFP must be sent in writing in advance to Contracting Officer at the above address or fax to (212) 219-5865. All proposals must be hand delivered at the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, NY 10013.

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Health and Mental Hygiene, 93 Worth Street, Room 812
New York, NY 10013. *Huguette Beauport (212) 219-5883*
hbeauport@health.nyc.gov

o15-f12

HOMELESS SERVICES**OFFICE OF CONTRACTS AND PROCUREMENT****SOLICITATIONS***Human / Client Service*

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

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

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

a27-f12

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

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

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

f29-d31

HOUSING AUTHORITY**SOLICITATIONS***Goods & Services*

PREVENTIVE MAINTENANCE AND REPAIR/ REPLACE OF HVAC SYSTEMS – Competitive Sealed Bids – PIN# 8019516 – DUE 01-13-09 AT 10:00 A.M. – At Psa #9-1, 155-09 Jewel Avenue, Queens. Psa #9-2, 34-41 21st Street, Queens and Psa #2, 560 Sutter Avenue, Brooklyn. There is a non-refundable fee of \$25.00 payable by certified check or postal money order for each set of contract document.

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

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Construction / Construction Services

INSTALLATION OF FIRE ALARM SYSTEM CHILDREN'S CENTER AT DYCKMAN HOUSES – Competitive Sealed Bids – PIN# EL7014997 – DUE 01-08-09 AT 10:30 A.M.

● **FOUNDATIONS IMPROVEMENTS AT FIORENTINO PLAZA –** Competitive Sealed Bids – PIN# GD8009573 – DUE 01-08-09 AT 10:00 A.M.

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

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

d17-23

PARKS AND RECREATION**CAPITAL PROJECTS DIVISION****AWARDS***Construction Related Services*

LANDSCAPE ARCHITECTURE DESIGN SERVICES – Renewal – PIN# 8462005C000D03 – AMT: \$4,000,000.00 – TO: MKW Plus Associates, LLC, 39 Rutherford, New Jersey 07070.

d19

CONTRACT ADMINISTRATION**SOLICITATIONS***Construction / Construction Services*

PLANTING OF NEW AND REPLACEMENT STREET TREES – Competitive Sealed Bids – PIN# 8462009Q000C10 – DUE 01-22-09 AT 10:30 A.M. – In Community Boards 1-8, Queens, known as Contract #QG-709M. Vendor Source ID#: 57167.

● **PLANTING NEW AND REPLACEMENT STREET TREES –** Competitive Sealed Bids – PIN# 8462009Q000C09 – DUE 01-22-09 AT 10:30 A.M. - In Community Boards 9-14, Queens, known as Contract #QG-809M.

Vendor Source ID#: 57194.

● **PLANTING NEW AND REPLACEMENT STREET TREES** – Competitive Sealed Bids – PIN# 8462009R000C04 – DUE 01-22-09 AT 10:30 A.M. - In Community Boards 1-3, Staten Island, known as Contract #RG-309M. Vendor Source ID#: 57195.
 ● **PLANTING NEW AND REPLACEMENT STREET TREES** – Competitive Sealed Bids – PIN# 8462009X000C07 – DUE 01-22-09 AT 10:30 A.M. - In Community Boards 1-12, The Bronx, known as Contract #XG-409M. Vendor Source ID#: 57196.

Bid documents are available for a fee of \$25.00 in the Blueprint Room, Room #64, Olmsted Center, from 8:00 A.M. to 3:00 P.M. The fee is payable by company check or money order to the City of NY, Parks and Recreation. A separate check/money order is required for each project. The Company name, address and telephone number as well as the project contract number must appear on the check/money order. Bidders should ensure that the correct company name, address, telephone and fax numbers are submitted by your company/messenger service when picking up bid documents.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Parks and Recreation, Olmsted Center, Room 64 Flushing Meadows Corona Park, Flushing, NY 11368. Juan Alban (718) 760-6771, Juan.Alban@parks.nyc.gov Olmsted Center, Room 60, Flushing Meadows-Corona Park Flushing, NY 11368.

d19

REVENUE AND CONCESSIONS

■ SOLICITATIONS

Services (Other Than Human Services)

OPERATION OF A MODEL SAILBOAT RENTAL SERVICE – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# M010-15-SLB – DUE 02-04-09 AT 3:00 P.M. – At Conservatory Waters, Central Park, Manhattan.

Parks will hold a proposer meeting on Thursday, January 8, 2009 at 9:30 A.M. at the proposed 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. Joel Metlen (212) 360-1397, joel.metlen@parks.nyc.gov

d10-23

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

■ SOLICITATIONS

Services

PAYROLL PROCESSING SERVICES – Competitive Sealed Proposals – PIN# SCA09-00037R – DUE 01-14-09 AT 2:00 P.M. – Proposals will be accepted from the following firms: Tri-State Employment Service; Basic Pay, LLC; PayChex, Inc.; PBI (Public Bookkeepers, Inc.); Ceridian Corporation; Oracle Corp.; Automatic Data Processing, Inc.; MyPayrollHR; AccountantsWorld, LLC; CompuPay, Inc.; Perquest, Inc.; Netchex Online; Time+Plus Payroll Services; Paylocity Corporation; Payroll People, Inc.; Corporate Payroll Services; CheckPoint HR; Advantage Payroll Service, Inc.; C & S Technologies; Master Tax, LLC.

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, New York 11101. Seema Menon, Contract Negotiator, (718) 472-8284, smenon@nycsca.org

d17-23

Construction / Construction Services

EXTERIOR MASONRY – Competitive Sealed Bids – PIN# SCA09-11111D-1 – DUE 01-07-09 AT 11:00 A.M. PS 178 (Brooklyn). Project Range: \$1,240,000.00 to \$1,303,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

d17-23

PLAYGROUND REDEVELOPMENT – Competitive Sealed Bids – PIN# SCA09-12254D-1 – DUE 01-07-09 AT 10:30 A.M. – PS 43 (Queens). Project Range: \$1,010,000.00 to \$1,063,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

d19-26

ELEVATOR UPGRADE – Competitive Sealed Bids – PIN# SCA09-12094D-1 – DUE 01-06-09 AT 10:30 A.M. I.S. 383 (Brooklyn). Project Range: \$770,000.00 to \$820,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5842.

d17-23

SMALL BUSINESS SERVICES

PROCUREMENT

■ AWARDS

Human / Client Service

BUSINESS SOLUTION CENTER – Request for Proposals – PIN# 801SBS155-B – AMT: \$307,669.00 – TO: DB Grant Associates, 60 Madison Avenue, New York 10010.

d19

AGENCY RULES

TAXI AND LIMOUSINE COMMISSION

■ NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

NOTICE IS HEREBY GIVEN in accordance with section 1043(b) of the Charter of the City of New York (“Charter”) that the Taxi and Limousine Commission (“TLC”) proposes amended rules governing the taximeter business.

These rules are proposed pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York. These proposed rules were not included in the TLC’s regulatory agenda for Fiscal Year 2009 because the need for such rules was not anticipated at the time the regulatory agenda was published.

A public hearing on these proposed rules will be held by the TLC at its offices at 40 Rector Street, 5th Floor, New York, New York 10006 on January 23, 2009 at 2:30 P.M. Persons wishing to testify at the hearing may notify the TLC in advance, either in writing or by telephone to the TLC’s Office of Legal Affairs at the address and telephone given below. Any request for a sign language interpreter or other form of reasonable accommodation for a disability at the hearing must be submitted to the Office of Legal Affairs in writing, by telephone, or by TTY/TDD no later than January 16, 2009.

Written comments in connection with these proposed rules should be submitted to the Office of Legal Affairs and must be received no later than January 19, 2009 to:

Charles R. Fraser
Deputy Commissioner for Legal Affairs/General Counsel
Taxi and Limousine Commission
40 Rector Street, 5th Floor
New York, New York 10006
Telephone: 212-676-1117
Fax: 212-676-1102
TTY/TDD: 212-341-9596
Email: tlcrules@tlc.nyc.gov

Written comments and a summary of all comments received at the hearing will be available for public inspection at that office.

Section 1. It is hereby proposed to amend Title 35 of the Rules of the City of New York by adding a new chapter 14 thereto, to read as follows:

New Material is underlined.

Chapter 14 Licensing & Rules for Taximeter Businesses & Manufacturers

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 §14-33 Comply with Laws - Conduct Rules

§14-01 Scope of the Chapter

- (a) To establish a formal procedure for the licensing and supervision of businesses that manufacture, sell, repair, and install Taximeters for Medallion Taxicabs.
- (b) To establish comprehensive criteria for the ownership of such businesses.
- (c) To establish operating rules to protect customers and the public.
- (d) To establish appropriate penalties for the violation of these rules.

§14-02 Penalties

- (a) Specific Penalties. If there are specific penalties for violating a Rule, they will be shown at the end of the Rule. The penalty section will also state whether the violator must attend the Hearing.
- (b) General Penalty. If the fine is not paid by the close of business on the date due, the violator’s License will be suspended until the fine is paid. Fines are due on the day that the violator is found guilty of the violation.

§14-03 Definitions Specific to this Chapter

- (a) Certified Taximeter Technician. A technician certified by a Licensed Taximeter Manufacturer to perform work on its Taximeters.
- (b) Licensee. When the term “Licensee” is used by itself, in this Chapter - and in this Chapter ONLY - it refers to a Taximeter Licensee.
- (c) Manufacturer’s Representative. “manufacturer’s representative” doesn’t appear in the rule! An individual or Business Entity appointed by a Taximeter Manufacturer to hold a License on behalf of that manufacturer and to carry out that manufacturer’s duties and responsibilities as a Licensee under this chapter.
- (d) Taximeter. An instrument or device approved by the Commission that automatically calculates and that plainly indicates the charge to a passenger for hire of a Licensed Taxicab.
- (e) Taxicab Technology Service Provider (or T-PEP Provider). A vendor who has contracted with the Commission to install and maintain the Taxicab Technology System in Taxicabs.
- (f) Taxicab Technology System (or T-PEP). The hardware and software that provides the following four core services:

- (1) Credit, debit and prepaid card payment
- (2) Text messaging
- (3) Trip data collection and transmission
- (4) Data transmission with the passenger information monitor.

- (g) Taximeter Business. A business licensed by the Commission that sells new or used equipment or installs, repairs, adjusts, tests, seals, or calibrates Taximeters and/or Taxicab Roof Lights.
- (h) Taximeter Manufacturer. An entity that manufactures Taximeters and has been licensed by the Commission; only Taximeters made by a Licensed Taximeter Manufacturer may be installed or used in Taxicabs.
- (i) Taximeter License(e). Term used when the rule applies to both a Taximeter Business License and a Taximeter Manufacturer’s License.

(j) Wiring Harness. Any wire or collection of wires that is connected in any manner whatsoever to a Taximeter or in any way affects the operation of a Taximeter.

§14-04 Licensing - General Requirements

- (a) Licensees. An Applicant for a Taximeter License or its renewal may be an individual or a Business Entity.
- (b) Certification. Any new or renewal application for a Taximeter License must be notarized and filed on a form approved by the Chairperson. The Applicant must swear (or affirm) that the information in the Application is true, under penalty of perjury.
- (c) Proof of Identity. The individual or Business Entity Person submitting the application for a Taximeter License must provide to the Commission proof of identity with all of the following:
- (1) A valid form of photo identification issued by the United States, a state or territory, or any political subdivision of a state or territory
 - (2) A valid, original social security card
- (d) Age. The individual or Business Entity Person applying for a Taximeter License or its renewal must be at least 18 years of age.
- (e) Proficiency in the English Language. The individual or Business Entity Person applying for a Taximeter License or its renewal must be able to speak, read, write, and understand the English language.
- (f) Good Moral Character. The individual or Business Entity Person applying for a Taximeter License or its renewal must be of good moral character, as determined in part through a review of the criminal history records from the New York State Division of Criminal Justice Services to be secured through fingerprinting of the following:
- (1) Each of the Applicant's Business Entity Persons
 - (2) An individual or the Business Entity Persons who provide funds for the Applicant unless the provider is a licensed bank or loan company

The new Applicant must pay any processing fees required by the Commission or the Division of Criminal Justice Services.

- (g) Partnership Filings. When the Applicant is a partnership, it must file with its License application a certified copy of the partnership certificate from the clerk of the county where the principal place of business is located. In addition, each partner must satisfy the requirements of identity, age, and English language proficiency, as specified in §14-04(c) - (e), above.
- (h) Corporate Filings. When the Applicant is a corporation, it must file with its License application all of the following:
- (1) One of the following certificates:
 - (i) A certified copy(ies) of its certificate(s) of incorporation with a filing receipt issued by the secretary of state if the Applicant was incorporated less than one year from the date of the License application
 - (ii) A certificate of good standing if the Applicant was incorporated more than one year from the date of the License application
 - (iii) A copy of the certificate of incorporation, filing receipt, and authority to do business within the State of New York if the Applicant is an out-of-state corporation
 - (2) A list of its officers and shareholders, including names, residence addresses, telephone numbers, and percentage of ownership interest of each shareholder
 - (3) A certified copy of the minutes of the organizational meeting at which the current officers were elected
- (i) Uniqueness of Name. The Commission has the right to reject the proposed name of any Taximeter Business that the Commission finds to be substantially similar to any name in use by another Taximeter Business Licensee.
- (j) Manufacturer's Agreement to Cooperate with T-PEP Providers. A taximeter manufacturer's application must include its agreement to cooperate with any approved T-PEP Provider to bring about an interface between the Manufacturer's Taximeters and the T-PEP.

§14-05 Licensing - Bond Required

- (a) Amount of Bond. An Applicant for a Taximeter

License or renewal must deposit with the Commission a fifty thousand dollar (\$50,000) bond payable to the City of New York. The bond must be provided by one or more sureties approved by the Commission.

- (b) Bond Guarantees. The bond must guarantee that the License Applicant or Licensee will comply with all provisions of the Administrative Code of the City of New York, observe all applicable rules or regulations of the Commission, pay all fines imposed by the Commission, and pay all judgments or settlements arising from any action connected in any way with the Taximeter License.
- (c) Fines and Judgments. The Taximeter Licensee is immediately liable for the payment of any fine or judgment when the amount is determined or upon final determination of an appeal and if the fine is not paid as required by § 14-02(b), the Commission may draw upon the bond.

§14-06 Licensing - Financial Disclosure

Each individual Applicant and each Business Entity Person of a Business Entity Applicant for a new or renewal Taximeter License must file a financial disclosure statement with the Commission. This financial disclosure statement must be on a form approved by the Chairperson and must include a list of assets, liabilities and bank accounts and must specify any interest in any Licensed Medallion Taxicab and any other information requested by the Chairperson.

§14-07 Licensing - Fees and Term of License

- (a) Annual Fee. Every application for a Taximeter License must be accompanied by a non-refundable application fee of \$500 for each location to be Licensed.
- (b) Half-Year Fee. The application fee for any Taximeter License to be issued for a period of six months or less will be one-half of the annual fee.
- (c) Form of Payment. The application fee must be paid by credit card, money order, or certified check.
- (d) Term of License. The term of a Taximeter License will be one year or less and each License will expire on the 31st day of March.

§14-08 Licensing - Cause for Denial

- (a) Failure to Continuously Comply. Whenever the Commission determines that the Taximeter Licensee no longer meets the requirements for the License, the Commission may suspend or revoke the License and deny any application for renewal.
- (b) Summary Suspension. Nothing in this section limits the authority of the Commission to summarily suspend any Taximeter License when a threat to public health, safety, or welfare exists.

§14-09 General Requirements - Unlicensed Activity

- (a) Taximeter Business License Required. An individual or Business Entity must not sell, install, repair, adjust, inspect, calibrate, or maintain Taximeters or install or repair seals, wiring harnesses or other equipment relating to the operation of a Taximeter or roof light for use on any Taxicab, without a Valid Taximeter License.
- (b) Taximeter Manufacturer's License Required. A Taximeter cannot be used in a Taxicab unless the Taximeter's Manufacturer has been licensed by the Commission under these rules.
- (c) Authorized Taxicab Technology Service Provider Required. An individual, partnership, corporation, or other business entity cannot manufacture, sell, install, repair, adjust, calibrate, or maintain a Taxicab Technology System that is not provided by an authorized T-PEP Provider.

§14-10 General Requirements - Compliance with Applicable Law

- (a) Licenses and Permits. A Taximeter Licensee must obtain Licenses and permits required by city, state, or federal law.
- (b) Occupational Safety & Health Administration. A Taximeter Licensee must comply with all applicable Occupational Safety and Health Administration (OSHA) standards and requirements at the Licensee's place of business, as well as all other federal, state, and local laws governing its business.
- (c) Payment of All Fines and Fees. A Taximeter Licensee must pay all fines, fees, and taxes it owes to any federal, state, or local governmental jurisdiction.
- (d) Workers' Compensation Laws. A Taximeter Licensee must comply with all laws regarding worker's compensation and disability benefits, as well as all federal laws regarding the withholding of taxes and payment of FICA and other withholding taxes.

§14-10(a)-(d) Penalty: \$500-\$1,000 fine and/or suspension until compliance Appearance REQUIRED

§14-11 General Requirements - Unlawful Activities Prohibited

(a) A Taximeter Licensee must not use or permit any other person to use his business premises or office of record for any unlawful purpose.

§14-11(a) Penalty: \$350-\$1,000 fine and/or suspension up to 30 days or revocation Appearance REQUIRED

(b) A Taximeter Licensee must not conceal any evidence of a crime connected with his business premises or office of record.

§14-11(b) Penalty: \$350-\$1,000 fine and/or suspension up to 30 days or revocation Appearance REQUIRED

(c) A Taximeter Licensee must immediately report to the Commission and the police any attempt to use his business premises to commit a crime.

§14-11(c) Penalty: \$100-\$350 fine and/or suspension up to 30 days Appearance REQUIRED

(d) A Taximeter Licensee must not file with the Commission any statement that he or she knows or reasonably should know to be false, misleading, deceptive, or materially incomplete.

§14-11(d) Penalty: \$10,000 fine and revocation Appearance REQUIRED

§14-12 General Requirements - Notice to TLC

(a) Material Change in Information. A Taximeter Licensee must notify the Commission of any material change in the information contained in its current Taximeter License application or renewal.

§14-12(a) Penalty: \$500-\$1,000 fine and/or suspension up to 30 days Appearance REQUIRED

(b) Suspension or Revocation of License. A Taximeter Licensee must immediately notify the Commission in writing of any suspension or revocation of any license granted to the Licensee, or any other person acting on his or her behalf, by any agency of the City or State of New York, or the government of the United States.

§14-12(b) Penalty: \$500-\$1,000 fine and suspension until compliance Appearance REQUIRED

§14-13 Business Requirements - Fees Charged by Licensees

(a) Filing of Fee Schedule with TLC. A Taximeter Business must file with the Commission a schedule of current fees for all services related to the sale, repair, installation, and calibration of Taximeters, including inspections, tests, adjustments, installations, corrections, or repairs.

§14-13(a) Penalty: \$50 fine Appearance NOT REQUIRED

(b) Filing of Fee Changes with TLC. A Taximeter Business must file any change in fees with the Commission at least ten days before the fees are scheduled to change.

§14-13(b) Penalty: \$50 fine Appearance NOT REQUIRED

(c) Prominent Display of Fee Schedule. A Taximeter Business must not engage in any business unless a current schedule of inspection and repair charges, including hourly rates (if applicable) is displayed clearly to the public on the business premises. All fee schedules must be filed with the Commission before being displayed.

§14-13(c) Penalty: \$50 fine Appearance NOT REQUIRED

(d) Overcharges Prohibited. For any work involving Taximeters, a Taximeter Business must not charge more than the fees set by its fee schedule.

§14-13(d) Penalty: \$50 fine Appearance NOT REQUIRED

§14-14 Business Requirements - Premises and Equipment

(a) A Taximeter Business and a Taximeter Manufacturer (but not an appointed Manufacturer's Representative) must ensure that its business premises meet the following conditions at all times:

- (1) Location within an area zoned for this business activity
- (2) Sufficient size to simultaneously accommodate at least three (3) vehicles of the type(s) and model(s) licensed by the Commission
- (3) Sufficient illumination and space in the areas used for inspection, testing, and calibration to enable proper inspections and tests required by these regulations

- (4) Sufficient waiting area and restroom facilities for customers
- (5) All signs required by law and these rules displayed

§14-14(a) Penalty: \$500-\$1,000 fine and suspension until compliance Appearance REQUIRED

- (b) A Taximeter Business must operate its business only within the structures described in the certificate of occupancy for the premises. No installation, adjustment, correction, calibration, or repairs of any type can be performed on a public street or any facility other than the Taximeter Business premises.

§14-14(b) Penalty: \$500-\$1,000 fine Appearance REQUIRED

- (c) A Taximeter Business must be equipped with, at a minimum, the equipment the Commission requires for the repair and installation of Taximeters.

§14-14(c) Penalty: \$500-\$1,000 fine and suspension until compliance Appearance REQUIRED

§14-15 Business Requirements - Maintenance of Required Equipment

- (a) A Taximeter Business must properly maintain all equipment required by the Commission and any other equipment required by law or regulation. Proper maintenance includes ensuring that equipment is in good working order and is maintained in such a manner that an inspection, test, or calibration can be conducted in conformity with these rules.

§14-15(a) Penalty: \$500-\$1,000 fine Appearance REQUIRED

- (b) A Taximeter Business must not conduct any test, calibration, or installation using equipment that is not in good working order.

§14-15(b) Penalty: \$500-\$1,000 fine Appearance REQUIRED

§14-16 Business Requirements - Signage

- (a) At all times, a Taximeter Business must maintain a sign that displays the Taximeter Business License number and the words, "Licensed Taximeter Business". This sign must meet the specifications of the Commission and be hung or mounted on the outside of the premises so that it is easily visible to the public. A Taximeter Business must not display a "Licensed Taximeter Business" sign if its Taximeter Business License or any other necessary license is expired, suspended, or revoked.

- (b) Each Licensed Taximeter Business must also display, on each of its business premises, a printed sign bearing its business name, License number, and the TLC complaint number. This sign must be affixed to the inside of a front window or glass pane so that it is clearly legible from the outside. This sign is not required when the business premises do not have any front windows or glass panes.

§14-16(a)-(b) Penalty: \$100 fine Appearance NOT REQUIRED

§14-17 Business Requirements - Mailing Address

Each Taximeter Business must designate the street address of its primary Taximeter Business location as its official mailing address for receipt of notices from the Commission, unless otherwise approved in advance by the Commission.

§14-18 Business Requirements - General Record-Keeping and Reporting Requirements

- (a) A Taximeter Business must comply with all record-keeping procedures established by the Commission. All records required to be kept by the Commission must be in the form and manner prescribed by the Commission and must be maintained for a period of five (5) years.

- (b) A Taximeter Business must account for all certification stickers procured and issued by the Taximeter Business Licensee.

- (c) A Taximeter Business must account for all new or used Taximeters that the Taximeter Business Licensee buys, loans, rents, exchanges, or accepts in trade, and report all sales, trades and exchanges to the Commission within seven days of the transaction.

- (d) A Taximeter Business must keep records of all sales, installations, inspections, re-inspections, calibrations, and repairs, as well as their results.

§14-18(d) Penalty: \$500-\$1,000 fine and/or suspension up to 60 days or revocation Appearance REQUIRED

- (e) A Taximeter Business must allow agents of the Commission or other authorized law enforcement officers to examine all the records the official Taximeter Business is required to keep at any time.

§14-18(e) Penalty: \$500 fine and suspension until compliance Appearance REQUIRED

- (f) A Taximeter Business must allow any agent of the Commission or any law enforcement official to inspect any portion of its business premises at any time.

§14-18(f) Penalty: \$500-\$1,000 fine and suspension Appearance REQUIRED

§14-19 Business Requirements - Notifications to TLC of unauthorized or illegal activity

- (a) A Taximeter Business must notify the Commission immediately by telephone and in writing within 24 hours when any of the following occurs:

- (1) A Taximeter has been presented for installation, repair, adjustment or calibration, which the Taximeter Business knows or has reason to know has been reported to the Commission as lost or stolen.
- (2) A T-PEP has been presented for installation, repair, adjustment or calibration that the Taximeter Business knows or has reason to know has not been provided by a T-PEP Provider.
- (3) A Taximeter is discovered with one or more seals removed, damaged, broken, or tampered with.
- (4) A person has requested that the Taximeter Business engage in any activity prohibited by these rules.
- (5) Any unauthorized person whom the Taximeter Business knows or should have known to be a Licensee of the Commission or to be acting on behalf of a Licensee has attempted to repair any Taximeter, seal, cable connection, or electrical wiring, and the repair may have affected the operation of a Taximeter.
- (6) Any person has attempted to connect any unauthorized device to any Taximeter, seal, cable connection, or electrical wiring, and the attempt may have affected the operation of a Taximeter.
- (7) The Taximeter Business discovers the existence of any intervening connections, splices, "Y" connections, or direct or indirect interruptions or connections of any kind whatsoever.

- (b) Any notice required by the Commission must contain, at a minimum, the following information:

- (1) The Taxicab Medallion number
- (2) The Driver's License number, if any, of the driver or drivers who presented the vehicle to the Taximeter Business
- (3) The date of the inspection or repair
- (4) A detailed description of any items, evidence, or occurrences as described in subdivision (a) of this section
- (5) The names and Driver's License numbers of each individual listed as a Driver on the Rate Card.

§14-19(a)-(b) Penalty: \$500-\$1,500 and/or suspension up to 60 days or revocation (If the failure to report relates to a medallion in which the Taximeter Business has a financial or other interest, the penalty may include fine or revocation of the medallion or loss of medallion owner's privileges as provided in the Commission's rules)

§14-20 Business Requirements - Taximeter Business Liability for Conduct of Employees

- (a) Liability for Employee Conduct. A Taximeter Business must supervise and be responsible for the conduct of all its employees, contractors, or agents, for activities related to the sale, installation, inspection, testing, and calibration of Taximeters.

- (b) Familiarizing Employees with Rules and Regulations. A Taximeter Business must ensure that all its employees are fully familiar with all pertinent regulatory agency rules and regulations.

- (c) Employment of Certified Taximeter Technicians. A Taximeter Business must employ only certified Taximeter Technicians to perform any installation, testing, repair, or calibration of Taximeters.

- (d) Responsibility for Maintenance of Records. The Certified Taximeter Technician must be responsible for maintaining all records required by the Commission and must place his or her signature on

all inspection, testing, repair, or other reports he or she prepares.

- (e) Compliance with Laws. A Taximeter Business must ensure that all its employees perform their duties in compliance with all relevant federal, state, and city laws, rules, and regulations.

- (f) List of Certified Taximeter Technicians. A Taximeter Business must provide to the Commission, upon licensing or renewal, the names of all Certified Taximeter Technicians it employs. The Taximeter Business must also notify the Commission in writing of any changes in the employment of certified Taximeter Technicians.

§14-20(a)-(f) Penalty: \$500-\$1,500 fine and/or suspension up to 60 days or revocation Appearance REQUIRED

§14-21 Business Requirements - Sale of Taximeters

All of the following conditions must be met for a Taximeter Business to sell a Taximeter for use in a Medallion Taxicab:

- (a) The Taximeter must be manufactured by a Taximeter Manufacturer and approved by the New York State Commissioner of Agriculture and Markets and the Commission.
- (b) The Medallion must be attached to the vehicle.
- (c) The Taximeter Business must also perform the installation, testing, and certification of the Taximeter/vehicle assembly.
- (d) The Taximeter Business must inform all purchasers in writing before the sale takes place of all restrictions imposed by the Taximeter manufacturer or Taximeter Business Licensee regarding the testing, repairs, calibration, and installation of the Taximeter.
- (e) The Taximeter Business must remove, deface, or otherwise void the validity of the certification sticker when it receives a Taximeter that has been purchased, exchanged, or accepted in trade by the Taximeter Business Licensee. The Taximeter Business must report such decertification to the Commission.
- (f) The certification sticker must conform to all specifications established by the Commission and bear the name of the Chairperson of the Commission.
- (g) The Taximeter must be installed in accordance with specifications filed with and approved by the Commission.
- (h) No change in the method of installation can be made unless the installation method has been filed with and approved by the Commission.

§14-21(a)-(h) Penalty: \$500-\$1,500 fine and/or suspension up to 60 days or revocation for each subdivision violated Appearance REQUIRED

§14-22 Business Requirements - Change in Business Ownership

- (a) Approval for Transfer of Ownership. A Taximeter Business owner must not transfer any interest in a Taximeter Business without the prior consent of the Commission. This prohibition covers the transfer of any ownership interest or any agreement to transfer an ownership interest in the future.

§14-22(a) Penalty: \$1,000-\$5,000 fine and suspension until consent of Commission is obtained or change in business ownership is withdrawn, or revocation Appearance REQUIRED

- (b) Approval for Change to Application Information. A Taximeter Business must obtain the Commission's approval before making any change in its location, mailing address, corporate name, trade name, corporate officers, or any other material deviation from the description of the Taximeter Business as stated in the original or renewal application.

§14-22(b) Penalty: \$500-\$1,000 fine Appearance REQUIRED

§14-23 Technical Requirements - Liability for Tampering or Alteration

- (a) Strict Liability. By installing a seal on a Taximeter, the Taximeter Business certifies that the Taximeter has been tested and calibrated in accordance with these Rules. A Taximeter Business will be strictly liable for the tampering of a meter that is sealed with an unbroken seal issued by the Taximeter Business.

- (b) Certification of Accuracy. By testing, installing, or calibrating a Taximeter, the Taximeter Business certifies that at the time of the installation, testing, or calibration, it conducted an examination and found the wiring harness leading from the Taximeter to the speed sensor is of one-piece construction with no intervening connectors,

splices, "Y" connections, or direct or indirect interruptions of any kind whatsoever.

§14-23(a)-(b) Penalty: \$500-\$1,500 fine and/or Appearance suspension up to 60 days or revocation REQUIRED

§14-24 Technical Requirements - Seals

- (a) Installation. The installation of a Taximeter includes affixing security seals to the Taximeter as required by the Commission. A Taximeter Business must use seals authorized and approved by the Commission. The security seals must be installed in the manner prescribed by the Commission so that the security seals self-destruct when the Taximeter or sealed part of the vehicle is disassembled.
- (b) Record Keeping. The Taximeter Business must number each seal, keep a record of each seal used, use seals in consecutive numerical order, and account for any unused seal. The record of seals must be available for inspection by the Commission as provided in this section. The record must contain, at a minimum, the following information:
 - (1) The seal number
 - (2) The number of the Taximeter in which the seal was installed
 - (3) The Medallion number of the Taxicab in which the Taximeter was installed
 - (4) The date the seal was installed
 - (5) The date and seal number of any seal removed
 - (6) The reason for installing any new seal
- (c) Removal. A Taximeter Business must remove all seals installed by another meter shop, whether or not the seal is broken, before installing a seal on a Taximeter.
- (d) Storage. Each Taximeter Business must store seals and Taximeter repair records on its business premises either in a fireproof safe secured to the floor of the establishment or in a locked room secured by an alarm connected to a centralized monitoring facility.
- (e) Security Procedures. Each Taximeter Business must maintain and file with the Commission a description of the procedures it uses to prevent the loss, theft, destruction, or misuse of Taximeter seals.

§14-24(a)-(e) Penalty: \$500-\$1,500 fine and/or Appearance suspension up to 60 days or revocation REQUIRED

§14-25 Technical Requirements - Inspection of Taximeters

- (a) A Taximeter must be inspected by the Taximeter Business whenever it is installed, repaired, or calibrated. Inspection must include an examination of the Taximeter installation and operation to verify compliance with all of the following:
 - (1) The Taximeter specifications, type approvals, tolerances, and all other requirements of the Commission, including, but not limited to a measured mile run test
 - (2) The rate of fare established by the Commission
 - (3) The standards established in the sections of the Taxicab owners' rules regarding Taximeters
 - (4) All other applicable federal, state, and city regulations and guidelines
- (b) This section does not apply to repairs made exclusively to the printing mechanism or the resetting of the date or time on the printer receipt.

§14-25(a)-(b) Penalty: \$500-\$1,500 fine and/or Appearance suspension up to 60 days or revocation REQUIRED

§14-26 Technical Requirements - Other Repair Limitations

- A Taximeter Business must not perform any work on a Taximeter, including inspection, testing, calibration, or repair if any of the following conditions exist:
- (a) No valid Taxicab License is presented, unless the Taximeter is not for use in a taxicab licensed by the Commission.
 - (b) The Taximeter serial number is deleted, defaced, or otherwise altered.
 - (c) The Taximeter (or the Taximeter Manufacturer) has not been approved for use by the Commission.
 - (d) The Taximeter Business knows or should know that the Taximeter was reported lost or stolen to

the Commission or any other law enforcement agency.

(e) The Taximeter Business has not received written consent from the owner or driver of the vehicle or his agent to perform any work on the Taximeter.

§14-26(a)-(e) Penalty: \$500-\$1,500 fine and/or Appearance suspension up to 60 days or revocation REQUIRED

§14-27 Technical Requirements - Recording the Results of Taximeter Tests

- (a) Record of Results. The Taximeter Business must record the results of any inspections or tests, as well as the Taximeter make, model, and serial number on the form prescribed by the Commission. The Taximeter Business Licensee must submit the record of results to the Commission within seven (7) days of the inspection.

§14-27(a) Penalty: \$500 fine and suspension until compliance Appearance REQUIRED

- (b) Certification Sticker. Once the Taximeter has passed an inspection, the Taximeter Business, in addition to complying with subdivision (a), must affix to the Taximeter a certification sticker prescribed and approved by the Commission. Once removed, a certification sticker may not be re-affixed to the Taximeter.

§14-27(b) Penalty: \$500-\$1,500 fine and/or Appearance suspension up to 60 days or revocation REQUIRED

- (c) Security of Certification Stickers. A Taximeter Business must provide for the safekeeping of certification stickers, control their sequence of issuance, and ensure that the stickers are placed only on Taximeters in accordance with these regulations.

§14-27(c) Penalty: \$500-\$1,500 fine and/or Appearance suspension up to 60 days or revocation REQUIRED

- (d) Taxicab Hack-Up Installations. When a Taximeter is installed in preparation for "hack-up," the Taximeter Business, in addition to complying with subdivisions (a) and (b), must do the following:

- (1) Prepare a vehicle "hack up" certification form approved by the Commission at the completion of the preparatory work for vehicle "hack-up"
- (2) Submit to the Commission, within 24 hours, all documents relating to the installation and inspection of the Taximeter
- (3) Provide the vehicle owner with an itemized list of all work performed in preparation for "hack-up"

§14-27(d) Penalty: \$500 fine and suspension until compliance Appearance REQUIRED

§14-28 Technical Requirements - Failure of Tests

- (a) No Precondition to Perform Repairs. A Taximeter Business must not require that repair work based on the results of a test or inspection be performed by that Taximeter Business as a condition of performing any test or inspection.
- (b) Who May Perform Repair Work. The Taximeter Business must inform the Taxicab owner or Driver that any needed work or repairs can be performed by any Licensed Taximeter Business.
- (c) No Mandated Referrals. The Taximeter Business must not direct a Taxicab owner or Driver to use a particular Taximeter Business to perform the needed repair work.

§14-28(a)-(c) Penalty: \$500 fine Appearance REQUIRED

§14-29 Technical Requirements - Roof Light Installation and Repair

- (a) Approved Roof Lights. A Taximeter Business can install Roof Lights only in a Medallion Taxicab. The Roof Lights must be of a type or model approved by the Commission.
- (b) Limitation on Use of Directional Appendages. A Taximeter Business must install Roof Light directional appendages so that they can be used for directional or emergency uses ONLY.
- (c) Emergency or Trouble Lights. When an emergency or trouble light is installed, the Taximeter Business must install only a type or model that has been approved by the Commission and that complies with the Commission's specifications.
- (d) Emergency/Trouble Light Switch. When an

emergency or trouble light is installed, the Taximeter Business must install a switch that has no other function than to operate the emergency or trouble light and that is not connected to any other equipment.

- (e) Interrelationship of Operation. The Taximeter Business must install the Roof Light, the trouble light, the Taximeter, and the Rate Card/Taxicab Driver License holder light so that the operation of any of these mechanisms is not controlled or affected by the dashboard light dimmer switch or any other device controlled by the driver.

- (f) Specifications for Switches and Wiring. The Taximeter Business must only use switches and wiring that meet specifications of the Society of Automotive Engineers, where such specifications are applicable.

- (g) Unauthorized Switches, Wiring or Connections. The Taximeter Business can only install switches for functions approved by the Commission. No additional switches, wiring, or connections may be installed.

§14-29(a)-(g) Penalty: \$500 fine for each subdivision violated Appearance NOT REQUIRED

§14-30 Taximeter Manufacturers - Licensing and General Requirements

- (a) Approval Required. Before they are eligible for use in the State of New York, all Taximeters must be approved by the New York Department of Agriculture and Markets.
- (b) Licensing of Taximeter Manufacturer. No Taximeter can be used in a Taxicab unless the manufacturer has a Valid Taximeter Manufacturer's License.
- (c) General Requirements. All Licensing Requirements (§14-04 through §14-08), General Requirements (§14-09 through §14-12) and Conduct requirements (§14-33 through §14-40) will govern and apply to Taximeter Manufacturers in addition to the specific requirements established in §14-31 and §14-32.

§14-31 Taximeter Manufacturers - Requirements

- (a) Cooperation with T-PEP Providers. No Taximeter can be used with any Taxicab Technology System unless the Taximeter's manufacturer has agreed to interface its Taximeter with the Taxicab Technology Systems of all T-PEP Providers that have chosen that Taximeter.
- (b) Options for System Installation. When notified that one of its Taximeters has been selected by a T-PEP Provider, the Taximeter Manufacturer must choose one of the following options for system installation:

- (1) System Installation By T-PEP Provider
 - (i) The Taximeter Manufacturer must provide to the T-PEP Provider all information on the design and inner operation of the Taximeter that is necessary for the T-PEP Provider to establish an interface and communication of data between the T-PEP and the Taximeter.
 - (ii) Before providing the information on the design and inner operation of a Taximeter, a Taximeter Business can require a T-PEP Provider to execute a non-disclosure agreement that is substantially similar in form to the non-disclosure agreement attached to the agreement between the Commission and T-PEP Providers or in a form agreed to by the parties.
- (2) System Installation By Taximeter Manufacturer
 - (i) Within five days of notification of selection, the Taximeter Manufacturer must execute a non-disclosure agreement with the T-PEP Provider in a form substantially similar to the non-disclosure agreement attached to the agreement between the Commission and T-PEP Providers or in a form agreed to by the parties.
 - (ii) When the non-disclosure agreement is executed, the T-PEP Provider must provide to the Taximeter Manufacturer all information on the design and inner operation of the provider's T-PEP that is necessary for the Taximeter Manufacturer to establish an interface and communication of data between its Taximeter and the Taxicab Technology System.
 - (iii) The Taximeter Manufacturer

must then perform the work of establishing an interface and communication of data between its Taximeter and the Taxicab Technology System.

(iv) The Taximeter Manufacturer must ensure that when the Taxicab Technology System is installed, the interface and communication of data are and will continue to be effective.

(v) The Taximeter Manufacturer must submit to the Commission on an annual basis a signed certification that it has established and continues to establish an interface and communication of data between the Taxicab Technology System and its Taximeter.

(c) Separate Violations. Each failure on the part of a Taximeter Manufacturer to cooperate with a T-PEP Provider as provided in subdivisions (a) and (b) of this section will constitute a separate violation of this rule.

§14-31(a)-(c) Penalty: \$10,000 for first violation; Appearance revocation of License for second violation REQUIRED

§14-32 Taximeter Manufacturers - Appointment of Manufacturer's Representative

(a) A manufacturer required to be licensed by the Commission under this chapter can appoint a Manufacturer's Representative to hold that License.

(b) A Taximeter Manufacturer that wishes to use a Manufacturer's representative must appoint and authorize the Manufacturer's representative to act on its behalf, in writing. The Taximeter Manufacturer will be bound by the actions of the Manufacturer's Representative.

(c) In the event a Taximeter Manufacturer chooses to appoint a Manufacturer's Representative to hold a License, the following provisions apply:

(1) The Manufacturer's Representative must have the ability to fulfill the requirements and obligations of a Taximeter Manufacturer under this chapter, including the ability to cooperate with T-PEP Providers, as required in §14-31(a) and (b), and will be held jointly responsible with the Taximeter Manufacturer for fulfilling these duties and responsibilities. The Taximeter Manufacturer's appointment of a Manufacturer's Representative will not relieve it of responsibility for compliance.

(2) The Taximeter Manufacturer must inform the Commission of the appointment of a Manufacturer's Representative by providing a copy of the appointment together with the name, address, and License numbers, if any, of the Manufacturer's Representative, and must resubmit this information, as updated, with every renewal application as long as the Manufacturer's Representative's appointment continues.

(3) Each Manufacturer's Representative appointed under this subdivision must apply to hold a License under this chapter and must meet all applicable standards, criteria, and conditions of licensure. When a Manufacturer's Representative applies for a License or its renewal, he or she must also include in his or her application an acceptance of his or her appointment as Manufacturer's Representative and of the responsibilities imposed on the manufacturer by this chapter.

§14-32(a)-(c) Penalty: \$10,000 fine and revocation if the Taximeter Business License is suspended Appearance REQUIRED

§14-33 Comply with Laws - Conduct Rules

(a) Acceptance of Gift or Gratuity. A Taximeter Licensee or any person acting on his or her behalf must not accept any gift, gratuity, or thing of value from an owner or driver of any vehicle licensed by the Commission or from anyone acting on behalf of an owner or driver for the purpose of violating any of these rules through acts of commission or omission.

(b) Reporting on Requests for Gift or Gratuity. A Taximeter Licensee, any person acting on the business owner's behalf, or any of the Licensee's employees must immediately report to the Commission and the NYC Department of

Investigation any request or demand for a gift, gratuity, or thing of value by any employee, representative, or member of the Commission or by any public servant.

(c) Offer of Gifts and Gratuities. A Taximeter Licensee or any person acting on his or her behalf must not offer or give any gift, gratuity, or thing of value to any employee, representative, or member of the Commission or to any other public servant.

§14-33(a)-(c) Penalty: \$10,000 fine and revocation Appearance REQUIRED

(d) Reporting on Offers of Gift or Gratuity. A Taximeter Licensee must notify the Commission immediately by telephone and in writing within 24 hours after receiving any offer of a gift or gratuity prohibited by §14-33(a)

(e) Fraud, Misrepresentation & Larceny. A Taximeter Licensee, while performing his or her duties and responsibilities as a Taximeter Licensee, must not commit or attempt to commit, alone or in concert with another, any act of fraud, misrepresentation, or larceny. Examples of fraud, larceny, or misrepresentation include, but are not limited to, calibration of a fare other than that set by the Commission; adjustment of the tire size, driving axle, transducer, wiring, or other equipment for the purpose of generating an inaccurate signal of time or distance into the Taximeter or the Taxicab Technology System; the manufacture, sale or installation of any device that is either designed to or does generate a false or inaccurate signal into the Taximeter or the Taxicab Technology System; or falsification of Taxicab Technology System records.

§14-33(e) Penalty: \$10,000 fine and revocation Appearance REQUIRED

(f) Willful Acts of Omission and Commission. A Taximeter Licensee or his or her representative must not perform any willful act of omission or commission that, although not specifically mentioned in these Rules is against the best interest of the public.

§14-33(f) Penalty: \$150-\$350 and/or suspension up to 30 days or revocation Appearance REQUIRED

(g) Notice of Criminal Conviction.

(1) A Taximeter Licensee must notify the Commission in writing within fifteen (15) days after any criminal conviction of the Licensee or any of the Licensee's Business Entity Persons.

(2) Notification must be in writing and must be accompanied by a certified copy of the certificate of disposition of the conviction issued by the clerk of the court.

§14-33(g) Penalty: \$500-\$1,000 and/or suspension up to 30 days Appearance REQUIRED

(h) Threats, Harassment, Abuse. A Taximeter Licensee must not threaten, harass, or abuse any governmental or Commission representative, public servant, or other person while performing his or her duties and responsibilities as a Licensee.

§14-33(h) Penalty: \$350-\$1,000 and/or Appearance

suspension up to 30 days or revocation REQUIRED

(i) Use or Threat of Physical Force. A Taximeter Licensee must not use or attempt to use any physical force against a Commission representative, public servant, or other person while performing his or her duties and responsibilities as a Licensee.

§14-33(i) Penalty: \$500-\$1,500 and/or suspension up to 60 days or revocation Appearance REQUIRED

(j) Failure to Cooperate with Law Enforcement. A Taximeter Licensee must cooperate with all law enforcement officers and representatives of the Commission at all times.

§14-33(j) Penalty: \$250 fine Appearance NOT REQUIRED

(k) Failure to Cooperate with the Commission. A Taximeter Licensee must answer and comply as directed with all questions, communications, notices, directives, and summonses from the Commission or its representatives. A Licensee must produce his or her Commission License and other documents whenever the Commission requires.

§14-33(k) Penalty: \$250 fine and suspension until compliance Appearance REQUIRED

Statement of Basis and Purpose of Rules

These rules are proposed pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York. The rules are part of a project undertaken by the Taxi and Limousine Commission ("TLC") to revise its existing rule book. The first phase of this project consists of reorganizing and redrafting TLC's rules, to enhance their clarity and accessibility without substantive change. Accordingly, these rules are not intended to make any changes to TLC's current policies, procedures or operations.

During this first phase of the rules revision project, all of TLC's existing rules will be redrafted, then posted on a chapter-by-chapter basis on the TLC Web site for review and discussion by interested members of the public. Each chapter will be revised based on that discussion, then published for public comment and public hearing pursuant to the City Administrative Procedure Act (CAPA). Because this phase of the rules revision is intended to involve no substantive changes to the rules, and as announced at the Commission meeting held on August 7, 2008, public hearings will be held separately from monthly stated Commission meetings.

When this process has been completed for all TLC rules, the complete set of rules will be presented to the Commission for promulgation simultaneously with repeal of the current set of TLC rules. The revised rules will replace the existing rules compiled in chapter 35 of the Rules of the City of New York. It is anticipated that the promulgation of the revised rules and repeal of the current rules will occur in 2009.

After the first phase of its rules revision is completed, TLC will move to the second phase, which will involve the assessment of its rules for more substantive changes.

The rules proposed here are as follows:

Current Rule Chapters revised in this rule-making Proposed Rule Chapters

Chapter 15, Taximeter Business Rules Chapter 14, Licensing & Rules for Taximeter Businesses & Manufacturers

SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

NOTICE

OFFICIAL FUEL PRICE SCHEDULE NO. 6169 FUEL OIL AND KEROSENE

Table with columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 12/15/2008. Lists fuel prices for various items and vendors like SPRAGUE ENERGY CORP, MANH, BRONX, QUEENS, S.I., P/U, CITY WIDE BY TW, RAPID PETROLEUM.

Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees and their details, including names like GULSTON, HALSELL, HAQUE, HAXALL, HERNANDEZ, etc.

DEPT OF MH MR AND ALC SVCS
FOR PERIOD ENDING 12/12/08

Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees for DEPT OF MH MR AND ALC SVCS, including MAJOR ROBERT W.

DEPT OF ENVIRONMENT PROTECTION
FOR PERIOD ENDING 12/12/08

Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Lists employees for DEPT OF ENVIRONMENT PROTECTION, including AARON SHERRY, ACEVEDO JOSE, ADAMS ANGIE, etc.

Table with columns: NAME, TITLE, SALARY, ACTION, PROV, EFF DATE. Continuation of employee list from the first table, including CADELINA WILLIAM, CAMPBELL MICHAEL, CAMPBELL SHAKIRA, etc.

READER'S GUIDE

The City Record (CR) is, published each business day and includes notices of proposed New York City procurement actions, contract awards, and other procurement-related information. Solicitation notices for most procurements valued at or above \$100,000 for information technology and for construction and construction related services, above \$50,000 for other services, and above \$25,000 for other goods are published for at least one day. Other types of procurements, such as sole source, require notice in the City Record for five consecutive days. Unless otherwise specified, the agencies and offices listed are open for business Mondays thru Fridays from 9:00 A.M. to 5:00 P.M. except legal holidays.

NOTICE TO ALL NEW YORK CITY CONTRACTORS

The New York State Constitution ensures that all laborers, workers or mechanics employed by a contractor or subcontractor doing public work are to be paid the same wage rate that prevails in the trade where the public work is being done. Additionally, New York State Labor Law §§ 220 and 230 provide that a contractor or subcontractor doing public work in construction or building service must pay its employees no less than the prevailing wage. Section 6-109 (the Living Wage Law) of the New York City Administrative Code also provides for a "living wage", as well as prevailing wage, to be paid to workers employed by City contractors in certain occupations. The Comptroller of the City of New York is mandated to enforce prevailing wage. Contact the NYC Comptrollers Office at www.comptroller.nyc.gov, click on Labor Law Schedules to view rates.

New York City's "Burma Law" (Local Law No. 33 of 1997) No Longer to be Enforced. In light of the United States Supreme Court's decision in **Crosby v. National Foreign Trade Council**, 530 U.S. 363 (2000), the City has determined that New York City's Local Law No. 33 of 1997 (codified in Administrative Code Section 6-115 and Charter Section 1524), which restricts City business with banks and companies doing business in Burma, is unconstitutional. This is to advise, therefore, that the language relating to Burma contained in existing New York City contracts may not be enforced.

CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed to the City's prestige as a global destination.

VENDOR ENROLLMENT APPLICATION

New York City procures approximately \$7 billion worth of goods, services, construction and construction-related services every year. The NYC Procurement Policy Board Rules require that agencies primarily solicit from established mailing lists called bidder/proposer lists. To register for these lists-free of charge-, prospective suppliers should fill out and submit the NYC-FMS Vendor Enrollment application.

- Online at NYC.gov/selltonyc
- To request a hardcopy application, call the Vendor Enrollment Center at (212) 857-1680.

Attention Existing Suppliers:

Even if you already do business with NYC agencies, be sure to fill out an application. We are switching over to citywide, centralized Bidders Lists instead of the agency-specific lists previously used to issue notices about upcoming contract opportunities. To continue receiving notices of New York City contract opportunities, you must fill out and submit a NYC-FMS Vendor Enrollment application.

If you are uncertain whether you have already submitted an application, call us at (212) 857-1680.

SELLING TO GOVERNMENT TRAINING WORKSHOP

New and experienced vendors are encouraged to register for a free training course on how to do business with New York City. "Selling to Government" workshops are conducted by the Department of Small Business Services, 110 William Street, New York, NY 10038. Morning and afternoon sessions are convened on the first Tuesday of each month. For more information, and to register, call (212) 618-8845.

PRE-QUALIFIED LIST

New York City procurement policy permits agencies to develop and solicit from pre-qualified lists of vendors, under prescribed circumstance. When it is decided by an agency to develop a pre-qualified list, criteria for pre-qualification must be clearly explained in the solicitation and notice of the opportunity to pre-qualify for that solicitation must be published in at least five issues of the CR.

Information and qualification questionnaires for inclusion on such list may be obtained directly from the Agency Chief Contracting Officer at each agency, (see Vendor Information Manual). A completed qualification Questionnaire may be submitted to the Chief Contracting Officer at any time, unless otherwise indicated and action (approval or denial) shall be taken by the agency within 90 days from the date of submission. Any denial or revocation of pre-qualified status can be appealed to the Office of Administrative Trials and Hearings, (OATH), Section 3-11 of the Procurement Policy Board Rules describes the criteria for the general use of pre-qualified lists.

NON-MAYORAL ENTITIES

The following agencies are not subject to Procurement Policy Board rules and do not follow all of the above procedures: City University, Department of Education, Metropolitan Transportation Authority, Health & Hospitals Corporation, Housing Authority. Suppliers interested in applying for inclusion on bidders list should contact these entities directly (see Vendor Information Manual) at the addresses given.

PUBLIC ACCESS CENTER

The Public Access Center is available to suppliers and the public as a central source for supplier-related information through on-line computer access. The Center is located at 253 Broadway, 9th floor, in lower Manhattan, and is open Monday through Friday from 10:00 A.M to 3:00 P.M. For information, contact the Mayor's Office of Contract Services at (212) 788-0010.

ATTENTION: NEW YORK CITY MINORITY AND WOMEN OWNED BUSINESS ENTERPRISES

Join the growing number of Minority and Women Owned Business Enterprises (M/WBEs) that are competing for New York City's business. In order to become certified for the program, your company must substantiate that it: (1) is at least fifty-one percent (51%) owned, operated and controlled by a minority or woman and (2) is either located in New York City or has a significant tie to New York City's business community. To obtain a copy of the certification application and to learn more about the program, contact the New York City Department of Small Business Services, 110 William Street, 2nd Floor, New York, New York 10038 (212) 513-6311.

PROMPT PAYMENT

It is the policy of the City of New York to pay its bills promptly. The Procurement Policy Board Rules generally require that the City pay its bills within 30 days after the receipt of a proper invoice. The City now pays interest on all late invoices. The grace period that formerly existed was eliminated on July 1, 2000. However, there are certain types of payments that are not eligible for interest. These are listed in Section 4-06 of the Procurement Policy Board Rules. The Comptroller and OMB determine the interest rate on late payments twice a year, in January and in July.

PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City Website, <http://NYC.GOV.Selltonyc>

COMMON ABBREVIATIONS USED IN THE CR

The CR contains many abbreviations. Listed below are simple explanations of some of the most common ones appearing in the CR:

- AB Acceptable Brands List
- AC Accelerated Procurement
- AMT Amount of Contract
- BL Bidders List
- CSB Competitive Sealed Bidding (including multi-step)
- CB/PQ CB from Pre-qualified Vendor List
- CP Competitive Sealed Proposal (including multi-step)
- CP/PQ CP from Pre-qualified Vendor List
- CR The City Record newspaper
- DA Date bid/proposal documents available
- DUE Bid/Proposal due date; bid opening date
- EM Emergency Procurement
- IG Intergovernmental Purchasing
- LBE Locally Based Business Enterprise
- M/WBE Minority/Women's Business Enterprise
- NA Negotiated Acquisition
- NOTICE.... Date Intent to Negotiate Notice was published in CR
- OLB..... Award to Other Than Lowest Responsible & Responsive Bidder/Proposer
- PIN..... Procurement Identification Number
- PPB Procurement Policy Board
- PQ Pre-qualified Vendors List
- RS..... Source required by state/federal law or grant
- SCE Service Contract Short-Term Extension
- DP Demonstration Project
- SS Sole Source Procurement
- ST/FED Subject to State &/or Federal requirements

KEY TO METHODS OF SOURCE SELECTION

The Procurement Policy Board (PPB) of the City of New York has by rule defined the appropriate methods of source selection for City procurement and reasons justifying their use. The CR procurement notices of many agencies include an abbreviated reference to the source selection method utilized. The following is a list of those methods and the abbreviations used:

- CSB **Competitive Sealed Bidding** (including multi-step)
Special Case Solicitations / Summary of Circumstances:
- CP **Competitive Sealed Proposal** (including multi-step)
- CP/1 Specifications not sufficiently definite
- CP/2 Judgement required in best interest of City
- CP/3 Testing required to evaluate
- CB/PQ/4
- CP/PQ/4 **CB or CP from Pre-qualified Vendor List/** Advance qualification screening needed
- DP Demonstration Project
- SS **Sole Source Procurement/**only one source
- RS..... Procurement from a Required Source/ST/FED
- NA..... Negotiated Acquisition
For ongoing construction project only:
- NA/8 Compelling programmatic needs

- NA/9 New contractor needed for changed/additional work
- NA/10 Change in scope, essential to solicit one or limited number of contractors
- NA/11 Immediate successor contractor required due to termination/default

For Legal services only:

- NA/12 Specialized legal devices needed; CP not advantageous
- WA **Solicitation Based on Waiver/Summary of Circumstances** (Client Services/BSB or CP only)
- WA1 Prevent loss of sudden outside funding
- WA2 Existing contractor unavailable/immediate need
- WA3 Unsuccessful efforts to contract/need continues
- IG **Intergovernmental Purchasing** (award only)
- IG/F Federal
- IG/S State
- IG/O Other
- EM **Emergency Procurement** (award only) An unforeseen danger to:
- EM/A Life
- EM/B Safety
- EM/C Property
- EM/D A necessary service
- AC **Accelerated Procurement/**markets with significant short-term price fluctuations
- SCE **Service Contract Extension/**insufficient time; necessary service; fair price
Award to Other Than Lowest Responsible & Responsive Bidder or Proposer / Reason (award only)
- OLB/a anti-apartheid preference
- OLB/b local vendor preference
- OLB/c recycled preference
- OLB/d other: (specify)

HOW TO READ CR PROCUREMENT NOTICES

Procurement Notices in the CR are arranged by alphabetically listed Agencies, and within Agency, by Division if any. The notices for each Agency (or Division) are further divided into three subsections: Solicitations, Awards; and Lists & Miscellaneous notices. Each of these subsections separately lists notices pertaining to Goods, Services, or Construction.

Notices of Public Hearings on Contract Awards appear at the end of the Procurement Section. At the end of each Agency (or Division) listing is a paragraph giving the specific address to contact to secure, examine and/or to submit bid or proposal documents, forms, plans, specifications, and other information, as well as where bids will be publicly opened and read. This address should be used for the purpose specified UNLESS a different one is given in the individual notice. In that event, the directions in the individual notice should be followed. The following is a SAMPLE notice and an explanation of the notice format used by the CR.

SAMPLE NOTICE:

POLICE

DEPARTMENT OF YOUTH SERVICES

■ SOLICITATIONS

Services (Other Than Human Services)

BUS SERVICES FOR CITY YOUTH PROGRAM – Competitive Sealed Bids – PIN# 056020000293 – DUE 04-21-03 AT 11:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. Manuel Cruz (646) 610-5225.

☛ 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.