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THE CITY RECORD

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THE CITY RECORD

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

CITY COUNCIL

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that the Council has scheduled the following public hearing on the matter indicated below:

The Subcommittee on Landmarks, Public Sitings, and Dispositions will hold a public hearing, accessible remotely

and in person on the 16th Floor Committee Room, 250 Broadway, New York, NY 10007, on the following matters commencing at 11:00 A.M. on August 27, 2024. The hearing will be live-streamed on the Council's website at <https://council.nyc.gov/live/>. Please visit <https://council.nyc.gov/land-use/> in advance for information about how to testify and how to submit written testimony.

HECKSCHER BUILDING (NOW THE CROWN BUILDING) MANHATTAN CB - 5 N 240374 HIM

Communication dated May 24, 2024 from the Executive Director of the Landmarks Preservation Commission regarding the landmark designation of the Heckscher Building, 730 Fifth Avenue (Block 1272, Lot 7503) by the Landmarks Preservation Commission on May 14, 2024 (List No. 539/LP No. 2678), Borough of Manhattan, Community District 5.

TEMPLE COURT (NOW THE BEEKMAN HOTEL) ATRIUM MANHATTAN CB - 1 N 240396 HIM

Communication dated June 14, 2024, from the Executive Director of the Landmarks Preservation Commission regarding the landmark designation of the Temple Court Building (now the Beekman Hotel) Atrium, 5 Beekman Street (Block 90, Lot 7503) by the Landmarks Preservation Commission on June 4, 2024 (List No. 540/LP No. 2654), Borough of Manhattan, Community District 1. The landmark interior consists of the volume of the atrium as defined by a line established by the exterior walls of the second story gallery, descending to the floor of the first story and ascending to the ninth story, and terminating in a glazed, cast-iron skylight; and the fixtures and interior components of this space, which may include but are not limited to the floor, wall, and ceiling surfaces; glazing, doors and trim; cast-iron staircase from first to ninth story; cast-iron galleries with balustrades, decorative supporting brackets, encaustic tile flooring, cast-iron ceiling plates, and double-leaf floor hatches; and flat- and round-arched door and window openings.

**FREDERICK DOUGLASS MEMORIAL PARK
STATEN ISLAND CB - 3 N 240410 HIR**

Communication dated June 27, 2024, from the Executive Director of Landmark Preservation Commission regarding the individual landmark designation of the Frederick Douglass Memorial Park, 3201 Amboy Road (Block 4475, Existing Lot 300) by the Landmark Preservation Commission of June 18, 2024 (Designation List No. 541/LP-2682).

**MALCOLM SHABAZZ HARLEM PLAZA
MANHATTAN CB - 10 C 240301 HAM**

Application submitted by the Department of Housing Preservation and Development (HPD)

1. pursuant to Article 16 of the General Municipal Law of New York State for:
 - a. the designation of property located at 73 West 115th Street and 52-58 West 116th Street (Block 1599, Lots 9, 61, 62, 64) as an Urban Development Action Area; and
 - b. an Urban Development Action Area Project for such area; and
2. pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer to be selected by HPD;

to facilitate the construction of a nine-story mixed-use building containing approximately 108 affordable housing units, and community facility space, Borough of Manhattan, Community District 10.

For questions about accessibility and requests for additional accommodations, please contact swerts@council.nyc.gov or nbenjamin@council.nyc.gov or (212) 788-6936 at least three (3) business days before the hearing.

Accessibility questions: Kaitlin Greer, kgreer@council.nyc.gov, by: Thursday, August 22, 2024, 3:00 P.M.



a21-27

NOTICE IS HEREBY GIVEN that the Council has scheduled the following public hearing on the matters indicated below:

The Subcommittee on Zoning and Franchises will hold a public hearing, accessible remotely and in person in the Committee Room, City Hall, New York, NY 10007, on the following matters commencing at 12:30 P.M. on August 27, 2024. The hearing will be live-streamed on the Council's website at <https://council.nyc.gov/live/>. Please visit <https://council.nyc.gov/land-use/> in advance for information about how to testify and how to submit written testimony.

**150 MILL STREET REZONING
BROOKLYN - CB 6 C 220080 ZMK**

Application submitted by B.P. Mill Street, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 16c, by changing from an M1-1 District to an M1-5 District property bounded by Mill Street, Hamilton Avenue (southwesterly portion), Centre Street, a line 70 feet southwesterly of Hamilton Avenue (southwesterly portion), a line midway between Mill Street and Centre Street, and a line 100 feet southeasterly of Clinton Street, subject to the conditions of CEQR Declaration E-699.

**31-17 12TH STREET REZONING
QUEENS - CB 1 C 230022 ZMQ**

Application submitted by 31 17 19 1Z LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9a, by changing from an R5B District to an R6B District property bounded by a line 100 feet southwesterly of 31st Avenue, a line 150 feet southeasterly of 12th Street, 31st Drive, and 12th Street, subject to the conditions of CEQR Declaration E-757.

**31-17 12TH STREET REZONING
QUEENS - CB 1 N 230023 ZRQ**

Application submitted by 31 17 19 1Z LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York modifying APPENDIX F, for the purpose of establishing a Mandatory Inclusionary Housing area.

To view the proposed text amendment, please refer to the public documents associated with this application that are accessible through the Zoning Application Portal maintained by the Department of City Planning, which can be accessed at the following website: zap.planning.nyc.gov/projects.

**250 86TH STREET REZONING
BROOKLYN - CB 10 C 230354 ZMK**

Application submitted by Dr. Helen Kim pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 22b, changing from an R3-2 District to an R6B District property bounded by 86th Street, a line 100 feet westerly of 3rd Avenue, a line midway between 86th Street and 87th Street.

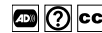
**250 86TH STREET REZONING
BROOKLYN - CB 10 N 230355 ZRK**

Application submitted by Dr. Helen Kim, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area.

To view the proposed text amendment, please refer to the public documents associated with this application that are accessible through the Zoning Application Portal maintained by the Department of City Planning, which can be accessed at the following website: zap.planning.nyc.gov/projects.

For questions about accessibility and requests for additional accommodations, please contact swerts@council.nyc.gov or nbenjamin@council.nyc.gov or (212) 788-6936 at least three (3) business days before the hearing.

Accessibility questions: Kaitlin Greer, kgreer@council.nyc.gov, by: Thursday, August 22, 2024, 3:00 P.M.



a21-27

COMMUNITY BOARDS

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that the following matters have been scheduled for public hearing by Community Board:

BOROUGH OF MANHATTAN

COMMUNITY BOARD NO. 6 Monday, August 26, 2024, 6:30 P.M. via in person meeting location (CB6 office, 211 East 43rd Street, New York, NY 10017) and Zoom (https://us06web.zoom.us/webinar/register/WN_zz6_gwXSIOXlJDFjNSXlw)

A public hearing with respect to the NYC Economic Development Corporation's ULURP applications to facilitate the development of a new life sciences campus called SPARC Kips Bay at 425 East 25th Street, which consists of: (Make sure language is approved, as there were language changes lumping the pedestrian bridge City Map change into this item)

- a zoning map amendment to rezone from R8 to C6-4, ULURP Number: 240369ZMM
- a zoning text amendment to map MIH, ULURP Number: 240371ZRM
- a special permit pursuant to ZR 74-171 for a laboratory, ULURP Number: 240370ZSM
- a special permit pursuant to ZR 74-901 for bulk modifications, No ULURP Number
- a disposition of city-owned property, ULURP Number: 240372PPM
- an acquisition of condo units for H+H and OCME facilities and site selection for OCME, ULURP Number: 240373PCM
- the SPARC Kips Bay pedestrian bridge city map change, which seeks to facilitate the movement and new construction of a pedestrian bridge over the FDR at 25th Street, ULURP Number: 240309MMM

A public hearing with respect to a private developer's and NYC Economic Development Corporation's ULURP applications to facilitate the development of a new 270-foot-tall, approximately 443,680 sq ft, commercial life sciences building called Innovation East at 455 First Avenue, which consists of:

- a zoning map amendment to rezone R8 and C2-5 to C6-4, ULURP Number: 240342ZMM
- a zoning text amendment to map MIH, ULURP Number: 240344ZRM
- and a special permit pursuant to ZR 74-901 (under City of Yes for Economic Opportunity) for height and setback

waivers, ULURP Number: 240343ZSM

Accessibility questions: Brendan Birth, 212-319-3750, info@csix.org, by: Monday, August 26, 2024 12:00 PM



a20-26

PROPERTY DISPOSITION

The City of New York in partnership with PublicSurplus.com posts online auctions. All auctions are open to the public.

Registration is free and new auctions are added daily. To review auctions or register visit <https://publicsurplus.com>

CITYWIDE ADMINISTRATIVE SERVICES

SALE

The City of New York in partnership with IAAL.com posts vehicle and heavy machinery auctions online every week at: <https://iaai.com/search?keyword=dcas+public>.

All auctions are open to the public and registration is free.

Vehicles can be viewed in person at:
Insurance Auto Auctions, Green Yard
137 Peconic Ave., Medford, NY 11763
Phone: (631) 207-3477

No previous arrangements or phone calls are needed to preview. Hours are Monday from 10:00 A.M. - 2:00 P.M.

ja19-jy3

HOUSING PRESERVATION AND DEVELOPMENT

PUBLIC HEARINGS

All Notices Regarding Housing Preservation and Development Dispositions of City-Owned Property, appear in the Public Hearing Section.

ja16-d31

PROCUREMENT

“Compete To Win” More Contracts!

Thanks to a new City initiative - “Compete To Win” - the NYC Department of Small Business Services offers a new set of FREE services to help create more opportunities for minority and Women-Owned Businesses to compete, connect and grow their business with the City. With NYC Construction Loan, Technical Assistance, NYC Construction Mentorship, Bond Readiness, and NYC Teaming services, the City will be able to help even more small businesses than before.

- Win More Contracts, at nyc.gov/competetowin

“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.”

HHS ACCELERATOR PREQUALIFICATION

To respond to human services Requests for Proposals (RFPs), in accordance with Section 3-16 of the Procurement Policy Board Rules of the City of New York (“PPB Rules”), vendors must first complete and submit an electronic HHS Accelerator Prequalification Application using the City’s PASSPort system. The PASSPort system is a web-based system maintained by the City of New York for use by its Mayoral Agencies to manage procurement. Important business information collected in the Prequalification Application is required every three years. Documents related to annual corporate filings must be submitted on an annual basis to remain eligible to compete. Prequalification applications will be reviewed to validate compliance with corporate filings and organizational capacity. Approved organizations will be eligible to compete and would submit electronic proposals through the PASSPort system. The PASSPort Public Portal, which lists all RFPs, including HHS RFPs that require HHS Accelerator Prequalification, may be viewed, at https://passport.cityofnewyork.us/page.aspx/en/rfp/request_public

All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding. For additional information about HHS Accelerator Prequalification and PASSPort, including background materials, user guides and video tutorials, please visit <https://www.nyc.gov/site/mocs/hhsa/hhs-accelerator-guides.page>

CITYWIDE ADMINISTRATIVE SERVICES

FACILITIES MANAGEMENT

AWARD

Goods

TUBE INSPECTION PROBE KITS FOR RECEIVER - M/WBE
Noncompetitive Small Purchase - PIN# 85625W0006001 - AMT: \$38,544.75 - TO: Global Domestic Advisory Partners LLC, 80 Bay Street Landing, Suite 5A, Staten Island, NY 10301.

← a22

COMPTROLLER

SOLICITATION

Human Services/Client Services

SECURITIES CLASS ACTION CONSULTING SERVICES - Sole Source - PIN# 015-158-167-00-ZC-NAE2 - Due 9-10-24 at 3:00 PM.

- Available only from a single source.
Notice of Intent to Enter into Negotiations Office of the New York City Comptroller Securities Class Action Consulting Services Negotiated Acquisition Extension PIN: 015-158-167-00-ZC-NAE2
In accordance with Section 3-04(b)(2)(iii) of the New York City Procurement Policy Board Rules, the New York City Comptroller Office (the “Comptroller’s Office”), acting on behalf of the New York City Retirement Systems, is seeking to extend the existing Securities Class Action Consulting Services Agreement with Institutional Shareholder Services, Inc. (“ISS”) from July 1, 2024 to June 30, 2027. The Consultant provides Security Class Action Services. Vendors that are interested in expressing interest in similar procurements in the future may contact Bibi Surujbali at ssurujb@comptroller.nyc.gov.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Comptroller, 1 Centre Street, 8th Floor, New York, NY 10007. Bibi Surujbali (212) 669-3619; ssurujb@comptroller.nyc.gov

a21-27

ECONOMIC DEVELOPMENT CORPORATION

CONTRACTS

■ SOLICITATION

Construction / Construction Services

**CONSULTANT SERVICES, MANHATTAN GREENWAY UN
ESPLANADE RFP** - Request for Proposals - PIN# 9820-0002 -
Due 9-25-24 at 11:59 P.M.

New York City Economic Development Corporation (NYCEDC) acting on behalf of New York City and in partnership with the New York City Department of Parks and Recreation (NYCDPR) and New York City Department of Transportation (NYC DOT), is seeking a consultant or consultant team for construction management and other consultant services for the creation of an in-water waterfront esplanade outboard of the FDR Drive, between East 41st Street and East 53rd Street on the East River to connect to existing sections of the Manhattan Waterfront Greenway.

NYCEDC plans to select a consultant on the basis of factors stated in the RFP which include, but are not limited to: the quality of the proposal, experience of key staff identified in the proposal, experience and quality of any subcontractors proposed, demonstrated successful experience in performing services similar to those encompassed in the RFP, ability to meet M/WBE participation goals, and the proposed fee.

It is the policy of NYCEDC to comply with all federal, state and City laws and regulations which prohibit unlawful discrimination because of race, creed, color, national origin, sex, age, disability, marital status and other protected category and to take affirmative action in working with contracting parties to ensure certified Minority and Women-Owned Business Enterprises (M/WBEs) share in the economic opportunities generated by NYCEDC's projects and initiatives. Please refer to the Equal Employment and Affirmative Compliance for Construction Contracts Addendum in the RFP.

This project has Minority and Women Owned Business Enterprise ("M/WBE") participation goals, and all respondents will be required to submit an M/WBE Participation Proposal with their response. To learn more about NYCEDC's M/WBE program, visit <http://edc.nyc/opportunity-mwbe>. For the list of companies who have been certified with the New York City Department of Small Business Services as M/WBE, please go to the <https://sbsconnect.nyc.gov/certification-directory-search/>.

NYCEDC established the Contract Financing Loan Fund programs for Minority, Women and Disadvantaged Business Enterprise (M/W/DBE) interested in working on public construction projects. Contract Financing Loan Fund facilitates financing for short-term mobilization needs such as insurance, labor, supplies and equipment. Bidders/subcontractors are strongly encouraged to visit the NYCEDC website at <http://edc.nyc/opportunity-mwbe> to learn more about the program.

An optional informational session will be held on Wednesday, August 28, 2024 at 10:00 A.M. in person at One Liberty Plaza (OLP), 14th Floor, New York, NY (please allow additional 15 minutes for security at OLP) and virtually via Microsoft Teams (link can be found at <https://edc.nyc/rfps>). Those who wish to attend should RSVP by email to UNEsplanadeCMRFP@edc.nyc on or before August 27, 2024 by COB.

Respondents may submit questions and/or request clarifications from NYCEDC no later than 5:00 P.M. on Friday, September 6, 2024. Questions regarding the subject matter of this RFP should be directed to UNEsplanadeCMRFP@edc.nyc. Answers to all questions will be posted by Friday, September 13, 2024, to <https://edc.nyc/rfps>. Questions regarding the subject matter of this RFP will not be accepted after 5:00 P.M. on Friday, September 6, 2024, however, technical questions pertaining to downloading and submitting proposals to this RFP may be directed to RFPREQUEST@edc.nyc on or before Wednesday, September 25, 2024.

To download a copy of the solicitation documents please visit <https://edc.nyc/rfps>. RESPONSES ARE DUE NO LATER THAN Wednesday, September 25, 2024 by 11:59 P.M. Please upload a zip file with Title of RFP and your Company Name. Please click the link in the "Deadlines" section of this project's web page (which can be found on <https://edc.nyc/rfps>) to electronically upload a proposal for this solicitation.

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

Economic Development Corporation, One Liberty Plaza, 165 Broadway, 14th Floor Mailroom, New York, NY 10006. Irene Maropakis (212) 312-3533; imaropakis@edc.nyc

Accessibility questions: equalaccess@edc.nyc or (212) 312-6602, by: Tuesday, August 27, 2024, 5:00 P.M.



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BOARD OF ELECTIONS

PROCUREMENT

■ INTENT TO AWARD

Services (other than human services)

ONLINE TRAINING CLASSES FOR POLL WORKERS -
Negotiated Acquisition - Available only from a single source -
PIN# 003202413 - Due 8-28-24 at 3:00 P.M.

Expressions of interest can be sent to ssuss@boenyc.gov

Pursuant to Section 3-04(b)(2)(iii) of the Procurement Policy Board Rules, the Board of Elections in the City of New York (Board) intends to enter into a negotiated acquisition extension contract with Tenex Software Solutions. This company provides online poll worker training classes for the Board. The Board needs to maintain continuity of these services to train poll workers for the November 2024 general election. The contract term is from March 13, 2024, through March 12, 2025. This will allow for issuance of New York State poll worker training guidelines and processing of a new RFP. The amount of this contract is \$575,000 This notice is for information purposes only. Any firm that believes it could also provide these services will be considered in future procurements conducted by the Agency.

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.

*Board of Elections, 32 Broadway, 7th Floor, New York, NY 10004 .
Sherwin Suss (212) 487-5300; ssuss@boenyc.gov*

← a22

FINANCE

ADMINISTRATION AND PLANNING

■ INTENT TO AWARD

Services (other than human services)

**83625Y0098-FINANCIAL INSTITUTION DATA MATCH (FIDM)
SERVICES** - Request for Information - PIN#83625Y0098 - Due
8-30-24 at 5:00 P.M.

Pursuant to Section 3-05 of the NYC Procurement Policy Board Rules, it is the intent of the New York City Department of Finance ("DOF") to enter into sole source negotiations with Informatix, Inc. ("Informatix"), to maintain and support Financial Institution Data Match (FIDM) Services, FUNDFINDER. This service is to assist the DOF'S Citywide Payments Services & Standards ("CPSS") Division to enhance New York City's ("NYC") ability to increase collections of unpaid debt. Informatix' proprietary system performs the match, monitors financial institution compliance, generates reports and allows to manage all aspects of the FIDM operations.

Any vendor, besides Informatix, that believes it can provide the above references services is invited to express its interest by submitting a response in PASSPort. Please complete the Acknowledgment tab and submit a response in the Manage Responses tab. If you have questions about the details of the RFx, please submit through the Discussion with Buyer tab.

Vendor resources and materials can be found at the link below under the Finding and Responding to RFx (Solicitation) heading: <https://www.nyc.gov/site/mocs/passport/getting-started-with-passport.page>

If you need additional assistance with PASSPort, please contact the MOCS Service Desk via: <https://mocssupport.atlassian.net/servicedesk/customer/portal/8> (Click on Request Assistance)

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.

Finance, 59 Maiden Lane, 32nd Floor, New York, NY 10038. Larisa Osodoyeva (212) 291-4437; Osodoyeval@finance.nyc.gov

a16-22

FINANCIAL INFORMATION TECHNOLOGY

■ **AWARD**

Services (other than human services)

PUPPET ENTERPRISE LICENSE RENEWAL - M/WBE
Noncompetitive Small Purchase - PIN# 83625W0003001 - AMT:
\$61,922.52 - TO: Saturn Business Systems Inc., 228 East 45th Street,
New York, NY 10017.

← **a22**

FIRE DEPARTMENT

BUREAU OF PLANT OPERATIONS

■ **SOLICITATION**

Services (other than human services)

ON CALL SERVICES FOR FDNY SCADA SYSTEM - Competitive Sealed Bids - PIN# 05724B0007 - Due 9-23-24 at 2:00 P.M.

The Fire Department of the City of New York seeks the services of a qualified Contractor to provide on call services to furnish equipment and provide labor to perform installations and repairs for security equipment software and hardware and other property that comprises the FDNY supervisory control and data acquisition (SCADA) system located within Firehouses, EMS Stations, Central Offices and other FDNY facilities throughout the five (5) boroughs of New York City. This Competitive Sealed Bid (RFx) is being released through PASSPort. New York City's online Procurement Portal. Responses to this RFx should be submitted via PASSPort. To access the solicitation, please visit the PASSPort Portal at https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public. To locate the RFx on the Public Portal, insert 05724B0007 into the Keywords search field. If you need assistance submitting a response, please reach out to MOCS for support at <https://mocssupport.atlassian.net/servicedesk/customer/portal/8>, click "Request Assistance" and follow the prompts. This procurement is subject to LL1-MWBE. This procurement is subject to Prevailing Wage.

Bid opening Location - Virtual Bid Opening https://teams.microsoft.com/join/19%3ameeting_MzA3NzY1OGQtZDQyZS00MjQyLTMxY2U2ZDgzZGZlMzcyMTUz%40thread.v2%0?context=%7b%22Tid%22%3a%2232f56fc7-5f81-4e22-a95b-15da66513bef%22%2c%22Oid%22%3a%2222f56fc7-5f81-4e22-a95b-15da66513bef%22%2c%22Oid
Meeting ID: 223 561 654 799 Passcode: 36YZUZ

← **a22**

HEALTH AND MENTAL HYGIENE

ADMINISTRATION

■ **AWARD**

Services (other than human services)

REGULATED MEDICAL WASTE REMOVAL AND DISPOSAL SERVICES - Competitive Sealed Bids - PIN# 81623B0005001 - AMT: \$1,389,105.84 - TO: Approved Storage & Waste Hauling Inc., 110 Edison Avenue, Mount Vernon, NY 10550-5006.

The New York City ("City") Department of Health and Mental Hygiene ("Department" or "DOHMH") seeks a qualified Contractor to collect and transport regulated medical waste from locations within the five (5) boroughs of New York City including, but not limited to, DOHMH Health Centers, the Public Health Laboratory, DOHMH Gotham Center, Non-Public and Standalone Charter Schools ("School Health"), and DOHMH Office of School Health ("OSH") located at The Factory. The Contractor would transport the medical waste to an appropriate, licensed regulated medical waste disposal site or licensed transfer facility.

The purpose of this contract is to properly transport and dispose medical waste to prevent employees and the public from exposure from disease and medically hazardous materials, which poses serious health risks.

← **a22**

HOUSING PRESERVATION AND DEVELOPMENT

■ **AWARD**

Human Services/Client Services

DOC GO - HOTEL PLACEMENT OPERATIONS - Emergency Purchase - PIN# 80624E0035001 - AMT: \$32,189,582.00 - TO: Rapid Reliable Testing NY LLC, 35 West 35th Street, 6th Floor, New York, NY 10001.

Contractor will coordinate logistics, intake, placement, and other programmatic elements as needed for the HANyc Hotel Placement Program in order to place asylum seeker families with children ("Service Recipients") in rooms within participating hotels.

← **a22**

EMERGENCY OPERATIONS

■ **VENDOR LIST**

Construction/Construction Services

EMERGENCY OPERATIONS DIVISION PREQUALIFIED CONTRACTOR LISTS: EMERGENCY REPAIR PROGRAM (ERP)

Pre-Qualified List Application and information for inclusion on Prequalified Bidders Lists may be obtained: in person by appointment, Monday through Friday between the hours of 10:00 A.M. - 12:00 NOON and 2:00 P.M. - 4:00 P.M. at Emergency Operations and Enhanced Enforcement Division, Contractor Compliance Unit, 100 Gold Street, Room 6M6, New York, NY 10038. The application is available online for download on the HPD's website www.nyc.gov/hpd/contractor-application. You may also request an application or schedule an in-person visit by calling (212) 863-7815 or emailing at cu@hpd.nyc.gov. Prequalified Bidders List: The Contractor Compliance Unit in the Emergency Operations and Enhanced Enforcement Division requests application from contractors who are qualified to perform emergency and non-emergency repairs, maintenance, demolition, and construction related work in residential and commercial buildings in all boroughs of New York City. The Prequalified Bidders Lists will be used to solicit invitations to bid on a high volume of maintenance, repair and construction related Open Market Orders (OMOs) valued up to \$100,000. Demolition work may have a value greater than \$100,000. As part of the approval process, vendors will be afforded the option to participate in providing services on a 24-hour emergency basis. Contractors with integrity, financial capacity, knowledge and experience, a record of compliance with all Federal, State, and Local laws, rules, licensing requirements, where applicable, and executive orders, including but not limited to compliance with existing labor standards, and a commitment to working with Minority and Women Owned Business Enterprises are encouraged to apply for inclusion on lists that include but are not limited to the following trades:

- ASBESTOS RELATED SERVICES (ERP PQL) - Analysis - Third Party Monitoring - Abatement - Investigation BOILER REPAIRS (ERP PQL)
- Boiler Rental - Boiler Installation - Emergency Gas Restoration - Emergency Gas and Oil Heat/Hot Water Restoration DEMOLITION (DEMO PQL) - Demolition of primary and/or secondary structures and/or land clearing of development sites DRAIN CLEANING-STOPPAGE (ERP PQL) ELECTRICAL REPAIRS (ERP PQL) - Repairs/Removal of Electrical Violations ELEVATOR REPAIR AND MAINTENANCE (ERP PQL) EXTERMINATION SERVICES- PEST CONTROL (ERP PQL) FIREGUARD SERVICES (ERP PQL) GENERAL CONSTRUCTION (ERP PQL & TIL/AEP PQL) - Concrete - Masonry - Carpentry - Roof (New installation and/or Repair) - Seal-up Services - Sidewalk Sheds/ Scaffolding (Steel Pole, Permanent and Rental) - Windows and Window Guards - Doors - Fencing - Scrape, Plaster and Paint IRON WORK (ERP PQL & TIL/AEP PQL) - Fire Escape Repair/Replacement - Stairwell Repair/Replacement - Welding LEAD BASED PAINT ANALYSIS AND ABATEMENT (ERP PQL) - Abatement - Analysis (Dust Wipe/Paint Chip/Soil) - XRF Testing MOLD REMEDIATION SERVICES (ERP PQL) MILDEW REMOVAL SERVICES (ERP PQL & TIL/AEP) OIL SPILL REMOVAL AND CLEAN UP - Testing - Remediation and Clean Up PLUMBING REPAIRS (ERP PQL) - Plumbing Repairs - Water Mains - Sewer Mains - Water Towers - Sprinkler Systems - Septic Systems - Sewer Stoppage RUBBISH AND TRADE WASTE (ERP PQL) - Clean Outs - Roll-Off Containers ERP PQL: All Contractors applying for the ERP PQL must be appropriately licensed and/or certified to perform their designated trades to include Asbestos, Lead and Mold certifications as necessary. Contractors will also be required to provide proof of safety training and/or trade specific training certifications as applicable. TIL/AEP PQL: All Contractors applying for the TIL/AEP PQL must have all applicable trade licenses and/or certifications. Contractors must be appropriately licensed to perform their designated trades; general construction applicants must have a Home Improvement Contractors license from the NYC Department of

Consumer Affairs. The submitting entity must be: a Minority and Women-Owned Business Enterprise certified by the NYC Department of Small Business Services (NYC-certified M/WBE), or a registered joint venture that includes a NYC-certified M/WBE, or willing to sub-contract at least fifty percent (50%) of every awarded job to a NYC-certified M/WBE. DEMO PQL: All Contractors applying for the Demolition Services PQL must provide applicable trade licenses and/or certifications, including being Demolition Endorsed by NYC Dept. of Buildings. Where component work of demolition jobs require other license, Contractor must either hold such license or subcontract to approved vendors which hold the license. Such certifications may be acceptable by joint venture or subcontracting.

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

Housing Preservation and Development, 100 Gold Street, Room 6M6, New York, NY 10038. Contractor Compliance Unit (212) 863-7815; ccu@hpd.nyc.gov

a19-23

HUMAN RESOURCES ADMINISTRATION

■ AWARD

Human Services/Client Services

TIMELY COVID TESTING, ISOLATION AND VACCINATION - Negotiated Acquisition - Other - PIN# 06924N0008001 - AMT: \$3,818,010.00 - TO: Housing Works Inc., 57 Willoughby Street, 2nd Floor, Brooklyn, NY 11201-5290.

Pursuant to Section 3-04 of the PPB Rules, Department of Social Services is requesting a Negotiated Acquisition (NA) contract with Housing Works to provide timely COVID testing, isolation and vaccination services for DSS shelter clients.

Housing Works is the best candidate for this Negotiated Acquisition at this time because HRA contracted with this provider to administer COVID-19 testing and vaccinations to shelter clients and to vulnerable individuals. This NA would essentially allow Housing Works to continue to provide this important and time-sensitive public health service and the necessary administrative support to achieve the following aims: allow rapid isolation of infected persons; link persons infected with COVID to care; decreased the risk of COVID transmission; and reduce the number of infections and deaths among DSS clients. An RFP is being developed for these services. Since the award will not be in place for July 1, 2023, this Negotiated Acquisition (NA) would allow DSS to continue providing COVID testing, isolation and vaccinations for our vulnerable clients and provider staff for Fiscal Year 2024.

Pursuant to §3-04(b)(2)(i)(D) of the Procurement Policy Board Rules, there is a compelling need for these services that cannot be timely met through competitive methods. This Negotiated Acquisition (NA) would allow DSS to continue providing COVID testing, isolation and vaccinations for our vulnerable clients and provider staff for Fiscal Year 2024 while the Agency is working on a new RFP for these services.

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ANTI-EVICTION FULL LEGAL REPRESENT. COMPETITION POOL BRONX - Competitive Sealed Proposals/Pre-Qualified List - PIN# 06924P0003026 - AMT: \$14,932,125.00 - TO: Bronxworks Inc., 60 East Tremont Avenue, Bronx, NY 10453.

The Office of Civil Justice (OCJ) was created at DSS/HRA in 2015 when Local Law 61 of 2015 established OCJ as a permanent city governmental office tasked with launching, managing, monitoring and reporting on the City's civil legal services programs and the civil legal needs experienced by New Yorkers. The centerpiece of OCJ's tenant legal services is its implementation of New York City's groundbreaking Universal Access to Counsel (UA) law. In 2017, the City of New York became the first and largest city in the United States to commit to making free legal services available to all tenants facing eviction proceedings in housing court and public housing authority termination of tenancy proceedings. Under the UA law, OCJ is tasked with establishing programs in partnership with legal services providers that ensure that tenant respondents in New York City Housing Court eviction proceedings and administrative tenancy termination proceedings at the New York City Housing Authority (NYCHA) have access to free legal services at or close to their first scheduled court appearance – full legal representation to tenant respondents whose

household incomes are at or below 200 percent of federal poverty guidelines, and brief legal assistance for those at higher income levels.

Judgment is required in evaluating competing proposals, and it is in the best interest of the City to require a balancing of price, quality and other factors.

← a22

SINGLE ROOM OCCUPANCY SUPPORTIVE HOUSING FOR SINGLE ADULTS - Required/Authorized Source - PIN# 06924R0003008 - AMT: \$2,403,458.70 - TO: Breaking Ground II Housing Development Fund Corp, 505 8th Avenue, 5th Floor, New York, NY 10018.

At 39-47 Hegeman Avenue, Brooklyn, NY 11212; 1505 Saint Marks Avenue, Brooklyn, NY 11233; and 133 Pitt Street, New York, NY 10002 (170 Units).

← a22

NAE-FY'25 NON-RESIDENTIAL & HOME SERV. + 25% ALLOWANCE - Negotiated Acquisition - Other - PIN# 06924N0060001 - AMT: \$1,151,329.00 - TO: Seamen's Society for Children and Families, 50 Bay Street, Staten Island, NY 10301.

The Office of Domestic Violence Services (DVS) intends to enter into a 12 months NAE (Negotiated Acquisition Extension) contract with Seamen's Society for Children and Families to extend Non-Residential services to provide more time to release a new RFP. More time is needed to evaluate and discuss changes to the scope of the Non-Residential Domestic Violence Program. The proposed Contract Term is from 7/1/2024 to 6/30/2025, with total Contract Amount of \$1,151,329.00, including 25% Allowance. Procurement and award is in accordance with Section 3-04(b)(2)(iii) for the reasons set forth herein. This NAE is part of the FY25 timeliness initiative.

This is a NAE with incumbent provider to maintain continuity of critical Non-Residential services for HRA clients for the minimum amount of time until a new RFP is processed, according to PPB Rule 3-04(b)(2)(iii). The one year NAE is needed to continue services while vendor prepares response to open-ended RFP.

← a22

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

DEPUTY COMMISSIONER MANAGEMENT AND BUDGET

■ AWARD

Services (other than human services)

FORTINET RESIDENTS (2) - M/WBE Noncompetitive Small Purchase - PIN# 85824W0159001 - AMT: \$754,852.84 - TO: K Systems Solutions LLC, 405 Kearny Avenue, Suite 2B, Kearny, NJ 07032.

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PARKS AND RECREATION

REVENUE

■ SOLICITATION

Goods and Services

RENOVATION, OPERATION, AND MAINTENANCE OF A FOOD SERVICE FACILITY WITH THE OPTION TO OPERATE ONE (1) MOBILE UNIT AT ALLEY POND PARK, QUEENS - Request for Proposals - PIN# Q1-SB-2024 - Due 9-27-24 at 3:00 P.M.

In accordance with Section 1-13 of the Concession Rules of the City of New York, the New York City Department of Parks and Recreation ("Parks") is issuing, as of the date of this notice, a Request for Proposals for the Renovation, Operation, and Maintenance of a Food Service Facility with the option to operate one (1) mobile unit at Alley Pond Park, Queens. There will be a recommended remote proposer meeting on Friday, August 30, 2024 at 3:00 P.M. If you are considering responding to this RFP, please make every effort to attend this recommended remote proposer meeting.

The link for this remote site meeting is as follows: https://teams.microsoft.com/l/meetup-join/19%3ameeting_YzZmZWYwZmMtYzE3Yy00MDBjLThtNTMtNDVhZDA0ODkzNmNm%40thread.v2/0?context=%7b%22Tid%22%3a%2232f56fc7-5f81-4e22-a95b-15da66513bef%22%2c%22Oid%22%3a%2299859205-5e01-4a03-b672-0ad8fbd16e2d%22%7d

Meeting ID: 251 187 376 474

Passcode: 58PUMv

Or call in (audio only) +1 646-893-7101 (insert phone number)

Phone Conference ID: 564 297 819#

Subject to availability and by appointment only, we may set up a meeting at the proposed concession site (Block #7860 & Lot #20), which is located at 79-20 Winchester Boulevard, Queens, NY 11427 ("Licensed Premises").

All proposals submitted in response to this RFP must be submitted no later than Friday, September 27, 2024 at 3:00 P.M.

Hard copies of the RFP can be obtained, at no cost, commencing on Tuesday, August 20, 2024 by contacting Kat Cognata, Senior Project Manager at (212) 360-3407 or at katherine.cognata@parks.nyc.gov.

The RFP/RFB is also available for download, on Tuesday, August 20, 2024 on the Parks' website. To download the RFP, visit www.nyc.gov/parks/businessopportunities, click on the link for "Concessions Opportunities at Parks" and, after logging in, click on the download link that appears adjacent to the RFP's description.

For more information, prospective proposers may contact Kat Cognata, Senior Project Manager, at (212) 360-3407 or at Katherine.Cognata@parks.nyc.gov.

Deaf, hard-of-hearing, deaf-blind, speech-disabled, or late-deafened people who use text telephones (TTYs) or voice carry-over (VCO) phones can dial 711 to reach a free relay service, where specially trained operators will relay a conversation between a TTY/VCO user and a standard telephone user.

Alternatively, a message can be left on the Telecommunications Device for the Deaf (TDD). The TDD number is 212-New York (212-639-9675).

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, 830 5th Avenue, Room 407, New York, NY, 10065. Katherine Cognata (212) 360-3407; katherine.cognata@parks.nyc.gov

a20-s3

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

SOLICITATION

Goods and Services

REQUEST FOR QUALIFICATIONS AND EXPRESSION OF INTEREST ("RFQEI"): CSI 50 CONVERSION, PLA FEASIBILITY, MASTER PLANNING SERVICES, DESIGN BUILD REQUIREMENTS CONSULTANT (OWNER'S REPRESENTATIVE) - Request for Information - PIN# 24-0924 - Due 8-28-24 at 5:00 P.M.

Description:

This Request for Qualifications and Expression of Interest ("RFQEI") is being issued by the New York City School Construction Authority ("SCA") to solicit industry feedback and to evaluate vendor interest and qualifications in connection with certain Scopes of Services.

The SCA is responsible for the project delivery of new and major renovations of public school facilities throughout the five (5) boroughs of New York City. The SCA oversees all capital planning, contracting, design, and construction management of all projects in the five-year Capital Plan. To learn more about the SCA's Capital Plan visit <https://www.nycsca.org/Community/Capital-Plan-Reports-Data#Capital-Plan-67>.

One or more Consultants will be identified, via a Request for Proposal process, to perform Services in one or more of the following areas:

- (1) Transitioning the SCA from the MasterFormat Construction Specifications Institute (CSI) 16 Divisions to the current industry 50 Divisions, and training SCA users thereon;
- (2) Conduct a Project Labor Agreement ("PLA") Feasibility study for Design Build efforts related to both Capacity (new school) and Capital Improvement Program ("CIP" renovation/rehabilitation) projects.
- (3) Master Planning Services; and

- (4) Design Build Requirements Consulting (also known as "Criteria Consultant" or "Owner's Rep") Services.

Scopes of Services

- (1) "CSI 50 Implementation": The SCA develops and maintains design standards for public school designs that in-house and consultant architects reference to develop construction documents. The SCA performance specifications, which are based on the Construction Specifications Institute (CSI) 16 divisions MasterFormat breakdown, are used for all SCA project types. The selected Consultant will be responsible for SCA-wide conversion from the 5-digit code specifications standards that have been modified over the years to the industry's latest 50 division MasterFormat with an 8-digit code.
- (2) "PLA Study": Section 1, § 4 of the via Assembly Bill A7636B (<https://www.nysenate.gov/legislation/bills/2019/A7636>), the New York City Public Works Investment Act ("Act"), requires that all Design Build efforts be accomplished pursuant to a Project Labor Agreement. A Project Labor Agreement (PLA) is a pre-hire collective bargaining agreement with one or more labor organizations that establishes the terms and conditions of employment and project delivery for specific construction projects. The SCA has a current PLA with the Building & Construction Trades Council of Greater New York (BCTC) covering specified rehabilitation and renovation work. In order to implement a PLA that would govern the SCA's Design Build projects, the SCA must, pursuant to Labor Law Section 222, Section 2.a.2 (New York Labor Law Section 222), determine that the PLA would further the SCA's "interest in obtaining the best work at the lowest possible price, preventing favoritism, fraud and corruption, and other considerations such as the impact of delay, the possibility of cost savings advantages, and any local history of labor unrest". The selected Consultant will be tasked with undertaking, or supporting an SCA-led, "Feasibility Study" specific to a Design Build Project Labor Agreement.
- (3) "Master Planning Services": In response to this RFQEI we are also asking interested firms to demonstrate their ability to perform Master Planning Services with the goal of updating the SCA's Design Standards for its large portfolio of school buildings. Interested firms should respond with prior examples of their master planning experience relating to standards. Associated disciplines/areas of expertise required for this Master Plan service effort shall include, but not be limited to Architectural, Structural, Civil, Geotechnical, Electrical, Lighting, Heating Ventilation and Air-Conditioning, Fire Protection, Plumbing and Drainage, Interior Design, Sustainability, Landscaping, Cost Estimating, Acoustical, Elevator, Signage and Wayfinding, Waste Management, Kitchen, Traffic Engineering, ADA Accessibility, Forensic Architect, Educators, Graphic Design, Security Consultant, Historical Preservation and Energy Modeling Services. It is expected that the components of the study will include Engagement, Data Gathering and Educational & Building Standards. The required services include but are not limited to:
 - a. Submission of reports in InDesign, PDF, PowerPoint and other electronic format for all documents as required by the SCA.
 - b. Detailed review and assessment of all existing NYCSCA Design Standards.
 - c. Engagement In-person and virtual engagement with stakeholders at the SCA, New York City Department of Education, New York City School Construction Authority, Communities (targeted outreach), SCA Design Consultants, and other parties via workshops (visioning) to ensure that collection of comprehensive data to support the update and creation of additional Design Standards. Listening sessions, workshops and surveys shall be included as means of collecting data for this Master Plan.
 - d. In-person and virtual community engagement to identify highest needs, a vision for teaching and learning in the form of educational specification standards and building and architectural design standards.
 - e. Preparation of recommendations based on data collected from stakeholders, best pedagogical practice and associated cost estimates for the recommendations. Cost estimates will be instrumental in the decision-making process as it will impact the SCA's 2025-2029 Capital Plan.
 - f. Updating and adding to the SCA's current suite of standards.
- (4) "Design Build Requirements Consultant": The SCA is authorized, via the Act, to award Design Build contracts for certain public works within the City. The Act requires that the SCA utilize a two-step procurement process for Design Build contracts: a

request for qualifications and then a request for proposals to short-listed vendors. The Act also requires that the SCA select the Design Build proposal that provides the best value to the City, taking into consideration the qualifications of the Design Builder, the quality of the proposal, and the proposed cost. Design Build contracts awarded pursuant to the Act may be for a lump sum, guaranteed maximum price (“GMP”), or other price format. Firms reviewing this RFQEI should be familiar with the Act, and with the Design Build model, and are being asked to respond to certain SCA-specific nuances in connection therewith. The selected Consultant will be tasked with Program and Project Development, including, but not limited to, development of Design Build strategies, creation of internal program materials, risk assessments, development of project specific performance-based specifications, pre- and post-award support, and project management/administration services, for SCA Design Build projects. Ultimately, guided by primers and best practices promulgated by the Design Build Institute of America (“DBIA”), the SCA intends to seek Requirements Consulting Phase 2 services from proposers with strong leadership, technical, and facilitative skills that have extensive experience developing and managing Design Build projects. Services required by the SCA include, without limitation, the following:

- a. Program Development:
 - i. Strategize and develop the initial NYSCA Design Build program, outlining project objectives, priorities, opportunities and requirements.
 - ii. Collaborate with SCA stakeholder departments including Architecture & Engineering, Construction Management, Capital Plan Management, Design & Construction Innovation Management (including Technical Standards and Cost Estimating), Environmental & Regulatory Compliance, Finance, Information Technology, Legal and Operations to define program goals and objectives.
 - iii. Recommendations on how to ensure that the Design Professional’s standard of care is maintained as it relates to the Owner.
- b. Procurement Support:
 - i. Draft and issue all elements of the two-stage Design Build procurement process including the RFQ and RFP, with particular emphasis on the development of appropriate evaluation criteria to be used during each phase.
 - ii. Evaluate proposals at both stages and make recommendations based on project requirements and budget constraints.
- c. Contract Development and Administration:
 - i. Develop contract documents, including terms, conditions, and scope of work, specific to Design Build program.
 - ii. Negotiate contract terms on behalf of the owner to ensure best value and protection of interests.
 - iii. Administer contracts throughout the project lifecycle, including dispute resolution.
- d. Design and Construction Oversight:
 - i. Review design documents to ensure compliance with SCA Specifications, Design Requirements and all regulations including NYC building codes, SHPO, if applicable, FDNY, etc.
 - ii. Monitor construction progress and quality through site visits, inspections, and coordination meetings.
 - iii. Address design and construction issues in a timely manner to mitigate risks and ensure project success.
- e. Stakeholder Coordination : Facilitate communication and collaboration among internal and external project stakeholders.
- f. Budget and Financial Management:
 - i. Develop, maintain and track project budgets, including cost estimates, forecasts, and expenditures.
 - ii. Liaise with the selected Design Build team, identify cost-saving and value engineering opportunities and recommend strategies to optimize project spending.
- g. Risk Management: Identify potential risks and challenges throughout the project lifecycle and develop mitigation strategies and proactive measures, including appropriate

insurance requirements, to minimize disruptions and delays.

- h. Quality Assurance and Control:
 - i. Implement quality assurance measures to ensure that the selected Design Build partner meets project requirements and delivers high-quality work.
 - ii. Conduct regular inspections and reviews to verify compliance with design and construction standards.
- i. Project Closeout:
 - i. Manage the closeout process, including commissioning, final inspections, certifications, and documentation.
 - ii. Facilitate the transition of the completed facility, including collection of operating manuals, warranties and guarantees.

The Design Build Requirements Consultant will also be expected to prepare or facilitate reports, minutes, or other program and project-related documentation, including with regard to MWBE participation, and to maintain comprehensive project records, including contracts, correspondence, and all documentation required in order to support and respond to any future audit.

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, 25-01 Jackson Avenue, Long Island City, NY 11101. Martina Mercaldo (718) 472-8587; mmercald@nysca.org

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TRANSPORTATION

LEGAL AFFAIRS

■ AWARD

Services (other than human services)

WASTE MANAGEMENT - M/WBE Noncompetitive Small Purchase - PIN# 84124W0118001 - AMT: \$1,400,000.00 - TO: Gianco Environmental Services Inc., 35 Pinelawn Road, Suite 209E, Melville, NY 11747.

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CONTRACT AWARD HEARINGS

NOTE: LOCATION(S) ARE ACCESSIBLE TO INDIVIDUALS USING WHEELCHAIRS OR OTHER MOBILITY DEVICES. FOR FURTHER INFORMATION ON ACCESSIBILITY OR TO MAKE A REQUEST FOR ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION SERVICES, PLEASE CONTACT THE MAYOR’S OFFICE OF CONTRACT SERVICES (MOCS) VIA E-MAIL AT DISABILITYAFFAIRS@MOCS.NYC.GOV OR VIA PHONE AT (212) 298-0734. ANY PERSON REQUIRING REASONABLE ACCOMMODATION FOR THE PUBLIC HEARING SHOULD CONTACT MOCS AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE HEARING TO ENSURE AVAILABILITY.



DISTRICT ATTORNEY - QUEENS COUNTY

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Wednesday, September 4, 2024, at 10:00 A.M. The Public Hearing will be held via Microsoft Teams meeting.

Join on your computer, mobile app or room device.
<https://teams.microsoft.com>
 Call-in #: 1 646-893-6638, Phone conference ID: 814 670 272#.

IN THE MATTER OF a Purchase Order/Contract between the Queens District Attorney's Office and Daston Corp., located at 19 E Market St, Suite LL01, Leesburg, VA 20176, for the Google Workspace Enterprise Plus, 1 Year Renewal. The amount of this Purchase Order/Contract will be \$116,718.00. The term shall be from August 20th, 2024, to August 19, 2025. E-PIN #: QDA20241408.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

A draft copy of the Purchase Order/Contract is available for public inspection at the Queens District Attorney's Office, 80-02 Kew Garden Rd, 5th Floor, Room 5-D, Queens, NY 11415, Monday to Friday, from August 22nd - August 30th, 2024, excluding Holidays from 10:00 A.M. to 4:00 P.M.

In order to access the Public Hearing and testify, please call by phone +1 646-893-6638, 814670272# United States, New York City, Phone conference ID: 814 670 272# no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail. Purchasing@queensda.org.

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CONSUMER AND WORKER PROTECTION

■ NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The Department of Consumer and Worker Protection (“DCWP” or “Department”) is proposing to amend rules related to parking lots and garages.

When and where is the hearing? DCWP will hold a public hearing on the proposed rule. The public hearing will take place at 11:00am on September 23, 2024. The public hearing will be accessible by phone and videoconference.

- To participate in the public hearing via phone, please dial +1 646-893-7101.
 - o Phone conference ID: 776 756 778#
- To participate in the public hearing via videoconference, please follow the online link:
 - o <https://tinyurl.com/a2sjkbwf>
 - o Meeting ID: 218 920 066 520
 - o Passcode: ugB9wd

How do I comment on the proposed rules? Anyone can comment on the proposed rules by:

- **Website.** You can submit comments to DCWP through the NYC rules website at <http://rules.cityofnewyork.us>.
- **Email.** You can email comments to Rulecomments@dcwp.nyc.gov.
- **By speaking at the hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by email at Rulecomments@dcwp.nyc.gov. You can also sign up on the phone or videoconference before the hearing begins at 11:00am on September 23, 2024. You can speak for up to three minutes.

Is there a deadline to submit comments? Yes. You must submit any comments to the proposed rule on or before September 23, 2024.

What if I need assistance to participate in the hearing? You must tell DCWP's External Affairs division if you need a reasonable accommodation of a disability at the hearing. You must tell us if you need a sign language interpreter. You may tell us by email at Rulecomments@dcwp.nyc.gov. Advance notice is requested to allow sufficient time to arrange the accommodation. Please tell us by September 16, 2024.

Can I review the comments made on the proposed rules? You can review the comments made online on the proposed rules by going

to the website at <http://rules.cityofnewyork.us/>. A few days after the hearing, all comments received by DCWP on the proposed rule will be made available to the public online at <http://www1.nyc.gov/site/dca/about/public-hearings-comments.page>.

What authorizes DCWP to make this rule? Sections 1043, 2203(f) and 2203(h)(1) of the New York City Charter and section 20-104 of the New York City Administrative Code authorize the Department of Consumer and Worker Protection to make these proposed rules. This proposed rule was included in DCWP's regulatory agenda for this Fiscal Year.

Where can I find DCWP's rules? The Department's rules are in title 6 of the Rules of the City of New York.

What laws govern the rulemaking process? DCWP must meet the requirements of section 1043 of the City Charter when creating or changing rules. This notice is made according to those requirements.

Statement of Basis and Purpose of Proposed Rule

The Department of Consumer and Worker Protection (“DCWP” or “Department”) is proposing to amend rules related to parking lots and garages.

Parking lots and garages are permitted to charge customers different rates based on their method of payment (e.g., credit card, debit card, cash). They may also change rate schedules for monthly parking as long as they provide sufficient notice to customers, post an updated rate schedule, and submit a copy of such schedule to DCWP. These proposed rules will clarify the obligations of the owner of a parking lot or garage with respect to these policies.

The proposed rules will also clarify the documentation required to establish the maximum permissible motor vehicle capacity for a parking garage and insurance requirements for parking lots and garages.

Specifically, these proposed new rules would:

- Clarify the requirements with respect to charging customers different rates based on their method of payment;
- Clarify the requirements for a change to a new rate schedule for monthly parking rates;
- Clarify that a certificate of occupancy or temporary certificate of occupancy is required for new premises or when a licensee requests an increase to the maximum vehicle capacity at previously licensed premises; and,
- Clarify the required minimum insurance coverage limits for parking lots and garages.

Sections 1043 and 2203(f) of the New York City Charter and Section 20-104(b) of the New York City Administrative Code authorize the Department of Consumer and Worker Protection to make these proposed rules.

New material is underlined.

[Deleted material is in brackets.]

“Shall” and “must” denote mandatory requirements and may be used interchangeably in the rules of this department, unless otherwise specified or unless the context clearly indicates otherwise.

Proposed Rule Amendments

Section 1. Subchapter Q of Chapter 2 of Title 6 of the Rules of the City of New York is amended as follows:

Subchapter Q: Operation of Parking Lots and Garages

§ 2-161 Operation of Parking Lots and Garages.

(a) Except within the discretion of the Commissioner, no license may be issued or renewed unless the applicant certifies, in such form and manner as determined by the Commissioner, that the premises proposed to be licensed comply with all applicable Local, State, [And] and Federal laws and regulations.

(b) (1) The determination of the maximum motor vehicle capacity of each garage and parking lot, which shall appear on the face of the license, shall be made as follows:
 [(1) for previously licensed premises,] (i) by adopting the maximum vehicle capacity requested by the applicant or licensee if the requested maximum vehicle capacity does not exceed the maximum vehicle capacity as stated on the previous license document for the premises; [and] or.
 [(2) for] (ii) by requiring that newly licensed premises and [for] previously licensed premises seeking an increase in maximum vehicle capacity from the previous license [document, by requiring that the applicant] submit documents to show the maximum vehicle capacity allowed by applicable local, state or federal laws and regulations, [as applicable] which may include a certificate of occupancy or temporary certificate of occupancy issued by the New York City Department of Buildings. [Both previously and newly licensed premises must certify, in such form and manner as determined by the Commissioner, that the

maximum vehicle capacity being requested complies with Local, State And Federal laws and regulations, as applicable.]

(2) A Licensee must notify the Department within 10 days of any change that reduces the maximum vehicle capacity legally permitted at the premises, including changes to a certificate of occupancy or temporary certificate of occupancy issued by the New York City Department of Buildings.

(c) (1) The application for a license must state the number of applicant's employees, including the number of full time employees and the number of part time employees.

(2) The premises of licensed parking lots and garages must be adequately attended at all times during operation.

(d) (1) The number and types of insurance policies carried by the applicant for a license, must be set forth on the face of the application and must be reasonably adequate, in the opinion of the Commissioner, to protect the public, which policies shall include coverage for legal liability resulting from operation on the licensed premises of vehicles and bicycles owned by the licensee or by third persons, for injury or damage to person or property and garage keepers liability, in the sum of not less than \$100,000 for injury to any one person and \$300,000 for personal injury to two or more persons and \$25,000 for damage to property \$300,000 combined single limit per accident.

(2) In the event of cancellation of any of the insurance policies referred to in the application, the licensee must [make immediate notification to] immediately notify the Commissioner of such cancellation and of any substitutions. Such notification may be made on behalf of the licensee by its insurance company or broker.

(3) The applicant [shall] must present for review and consideration at the time of this application for a license, or renewal thereof, the original or a true copy or copies of policies of insurance, or certificates of insurance.

(e) In the event of a change of ownership of licensed garage or parking lot that does not require approval from the Commissioner pursuant to sections 20-110 and 20-111 of the Administrative Code, the licensee of record must [make prompt notification to] notify the Commissioner within 30 days of such change in ownership.

(f) (1) (i) Motor vehicles [shall] must not be stored or parked by licensees on public streets, avenues, highways, or public places except when permission is given by the customer in a written agreement which is signed by the customer.

(ii) Bicycles [shall] must not be stored or parked by licensees on public streets, avenues, highways, or public places.

(2) Every licensee [shall] must report to the Police Commissioner, in writing, the registration number, make and the name of the owner of every motor vehicle stored on a transient basis and left in a licensed garage or parking lot and remaining unclaimed for a period of more than seventy-two consecutive hours. No additional report shall be required to be made concerning any such vehicle, unless it shall have remained unclaimed for an additional thirty or more consecutive days. In such case, an additional report or reports [shall] must be made at least every thirty days after such prior report, during the period for which such vehicle [shall have] remains[ed] unclaimed. The term "transient basis" used in this subdivision (f) means storage of cars for periods not covered by contractual agreements for storage of cars by the week, month or longer periods.

(g) (1) Licensed parking lots and garages [having a] with separate entrances and exits, must have their main entrance and main exit clearly designated, with illuminated signs marked "Entrance" and "Exit."

(2) (i) Each licensee [shall] must post conspicuously at the public entrance or entrances to the garage or parking facility or, when impossible, in immediate proximity thereto, a durable sign or signs composed of black letters and numerals on white background, the upper-case (capital) letters and numerals to be three inches (3") high, the lower-case letters to be two inches (2") high; all letters "same serif," as per attached specimen "No. I." Letters and numerals [shall] must be proportionately spaced and [shall] neither [be] contracted nor expanded so as to inhibit readability. Each classification and the applicable rate or rates thereunder [shall] must be listed on a separate line not to exceed forty inches (40") in width. Said lines [shall] must be spaced one and one-half inches (1 1/2") apart, as measured between the upper-case (capital) letters. Rates for fractional or hourly periods [shall] must be so listed as to reflect the total charge for each aggregate period up to the maximum thereof.

For Example:

Up to 1 hour: \$
Up to 2 hours: \$
Maximum: Hours:
or
Maximum: 6 A.M. to 7 P.M.
as per attached specimen "No. II."

(ii) Separate signs, having reverse color schemes placed in juxtaposition to each other, [shall] must be used when DAY and NIGHT Rates differ, provided that the DAY Rate sign (black letters on white background) [shall be] is so marked that a motorist parking

[his] a vehicle or a bicyclist parking [his] a bicycle when DAY Rates are in effect may, from said schedule, readily and easily determine [his] the total charges should [he] they remove [his] their vehicle or bicycle when NIGHT Rates (white letters and numerals on black background) are in effect.

For Example:

DAY RATES NIGHT RATES
Enter 7 A.M. to 6 P.M.: Enter 6 P.M. to 2 A.M.:
Up to 1 hour: \$ Up to 1 hour: \$
Up to 2 hours: \$ Up to 2 hours: \$
etc. etc.,
Maximum to 6 P.M.: \$ Maximum to 2 A.M.: \$

One of the following may be used, (whichever policy the Licensee adopts) under the last line of the "DAY Rates" sign.

For Example:

Either
After 6 P.M.\$ for
each additional hour or part thereof.
Maximum to 2 A.M.: \$
or
After 6 P.M. - NIGHT RATES apply.
(See attached specimen "No. II")

(iii) Licensees who maintain a different Rate Schedule for certain days of the week or for special occasions such as Matinees, Ball Games, etc., shall list chronologically such rates directly under the normal rate schedule applicable to DAY or NIGHT listings, as the case may be, or on a separate adjacent sign, to permit easy and ready readability.

(iv) A replica or legible typewritten facsimile of such rate sign or signs, at least eight inches (8") by ten inches (10"), [shall] must be [so] conspicuously posted or displayed at the place designated by the Licensee for the payment of charges so that it can be readily seen by the customer. A copy thereof shall also be filed in quadruplicate with the COMMISSIONER OF [CONSUMER AFFAIRS] THE DEPARTMENT OF CONSUMER AND WORKER PROTECTION OF THE CITY OF NEW YORK simultaneously with the filing of the Licensee's rate schedule or change thereof.

(v) Auxiliary signs may be displayed, provided that all letters and numerals are equal size and conform to the style of letterings as hereinabove set forth, and further provided that such sign or signs neither mislead nor confuse or tend to mislead or confuse the public [except as otherwise expressly provided herein]. The license sign required to be displayed by § 1-03 (Chapter 1 of Title 20, Administrative Code) [shall] must be located in a conspicuous position at the place designated by the licensee for the payment of charges.

(vi) Each licensee [shall] must also post conspicuously at the public entrance or entrances to the garage or parking facility or, when impossible, in immediate proximity thereto, a separate sign or signs composed of letters and numerals of the same dimensions and specifications as hereinabove set forth, stating the name, address, license number of the Licensee, the licensed capacity of said premises, the minimum number of bicycle parking spaces in said premises, and the business hours thereof.

(vii) The Commissioner may, upon due application by a licensee, vary any of the foregoing requirements, provided such variance is not inconsistent with the aim and purpose of this subdivision (g) nor detrimental to the public welfare. The sign posted at parking facilities accessory to multiple dwellings, which provide parking services exclusively to the residential tenants of the accessory multiple dwelling, and are subject to the Rent Stabilization Law and Code in regard to the charges for such services, may contain the following information on rates: "No transients or non-residents permitted. Residential tenants only. Rates as fixed by rent laws," or wording to such effect.

(viii) Licensees required to provide space for parking bicycles [shall] must post the rate schedules for rates the licensee is authorized to charge for parking bicycles in the same manner as required for posting the rate schedule for vehicles, which may be on the same sign or separate signs. The signs for the rate schedule applicable to each type of conveyance shall be clearly marked as DAY or NIGHT RATES for VEHICLES or DAY or NIGHT RATES for BICYLES, as appropriate.

(ix) The rates initially posted for parking bicycles on or after the effective date of Local Law Number 51 for the year 2009 by licensees required to provide space for parking bicycles by such law shall remain in effect without having been filed with the Commissioner until January 14, 2010, provided such licensee files such rates with the Commissioner prior to such date. No rate shall be in effect thereafter unless a rate change is implemented as provided by law and this subchapter.

(x) Licensees who elect to maintain different rates based on

payment method, in accordance with State and local requirements, must clearly and conspicuously display at the public entrance or entrances to the garage or parking facility or, if such display is impossible, in immediate proximity thereto, the rate and any discount or incentive offered for each payment method accepted (e.g., credit card, debit card, cash).

(xi) Licensees may charge different prices to consumers for monthly parking or storage services so long as each such rate charged, and the qualifications or requirements for obtaining such rate, are clearly and conspicuously posted on a sheet of paper at least eight inches (8") by ten inches (10") at the place designated by the Licensee for the payment of charges, such that it can be readily seen by the customer. A copy of such rate sheet must be provided to each consumer who purchases monthly parking or storage services by mail, or email where agreed to by the consumer, prior to the consumer's initial purchase and at least sixty days prior to the effective date of any change in rates.

(3) (i) The sign must be sufficiently illuminated, clearly visible and readable.

Specimen No. 1	Specimen No. II
ABCDEFGHIJKLMN	DAY RATES
OPQRSTUVWXYZ	Enter 7 A.M. to 6 P.M.
abcdefghijklmn	Up to 1/2 hour.....\$.00
1/2 0123456789	Up to 1 hour..... 0.00
1/2 0 1 2 3 4 5 6 7 8 9	Up to 2 hours..... 0.00
	Up to 3 hours..... 0.00
	Up to 4 hours..... 0.00
	After 6 P.M. 0.00 for each add'l hour or part thereof
	Max. to 2 A.M. 0.00
	(or) After 6 P.M.: Night Rates Apply

(ii) Each licensee whose garage or parking facility is located in Manhattan shall also post conspicuously at the public entrance or entrances to the garage or parking facility or, when impossible, in immediate proximity thereto, a separate sign, at least 12-inches by 18-inches in dimension with black letters at least 1-inch high, on a white background, stating the following:

ATTENTION MANHATTAN RESIDENTS

If you garage your car on a monthly basis or longer, you may be eligible for an exemption from the 8% parking tax surcharge.

To apply for a certificate of exemption, contact:

N.Y.C. Department of Finance
Parking Tax Exemption Section
25 Elm Place
Brooklyn, NY 11201
1-(718) 935-6144

(h) (1) In the event the maximum capacity of a licensed parking lot or garage has been reached, a sign composed of letters at least six inches in height, must be posted at the public entrance of such garage or parking lot, stating, "Capacity full."

(2) In the event that all available bicycle parking spaces are occupied, a sign composed of letters at least six inches in height, must be posted at the public entrance of such garage or parking lot, stating, "Bike Parking Capacity Filled."

(i) (1) Every applicant for a license [shall] must file with his application a schedule of rates showing the prices charged for hourly, daily, weekly, and monthly parking or storage of motor vehicles and bicycles, and all other rates charged therefor.

(2) No licensee license [shall] may make any charge for parking or storage in excess of the rates set forth in such schedule, unless and until at least sixty days prior to the effective date of such changed rates, such licensee:

(i) has filed with the Commissioner in writing, such changes in rates;

(ii) in the case of a change to any hourly, daily, or weekly parking or storage rates for motor vehicles and bicycles, has posted such changed rates on a sign which conforms with the requirements of 6 RCNY § 2-161(g)(2) and (3). In addition, the sign shall have the following heading in letters at least six inches in height:

"NEW RATE SCHEDULE
EFFECTIVE (DATE)."

(iii) in the case of a change to any monthly parking or storage rates, has posted such changes on a sheet that conforms to the requirements of 6 RCNY § 2-161(g)(2)(xi). In addition, the rate sheet must have the following heading in letters at least 1 inch in height:

"NEW MONTHLY RATES
EFFECTIVE (DATE)."

(3) Licensees are expected and will be required to charge for parking the price scale filed with the Commissioner and advertised by sign on the premises, except that the charges to residential tenants in multiple dwellings shall be in accordance with the Rent Stabilization Law and Code if such charges are subject thereto. Where a lesser amount is charged, except as prescribed and controlled by the Rent Stabilization Law and Code for residential tenancies in multiple dwellings, the schedule filed with the Commissioner will be deemed to have been so amended and no higher price charged except after a formal sixty [days] days' notice to the Commissioner.

(4) A licensee who has taken over the business of a previous licensee may not increase the schedule of prices until formal notice has first been filed with the Commissioner and sixty days have elapsed subsequent to such filing. Such licensee must provide notice of the rate increase to each consumer who purchases monthly parking or storage services by mail, or email where agreed to by the consumer, at least sixty days prior to the effective date of any increase in rates.

(j) No contract, agreement, lease, receipt, rule or regulation made or issued by any licensee with or to a person who parks or stores a motor vehicle or bicycle in a garage or parking lot operated by such licensee, license [shall] may exempt such licensee from liability for damage or loss caused by the negligence of such licensee or any employee of such licensee.

(k) Where a trade name is used by an applicant for a license, or a co-partnership applies for a license, a certified copy of the certificate required to be filed with the County Clerk must be filed with the application.

(l) Licensees may not reserve space for so-called regular customers unless such customer has obligated himself to pay on a weekly or monthly basis whether or not reserved space is actually used by the customer.

(m) [Licensee] A licensee is required to keep a written record of all weekly or monthly space rentals [which] and preserve such record [must be preserved] for twelve months. The original of said record, or a true copy thereof, is required to be kept at the garage or parking lot at all times when the [said] garage or parking lot is open for business.

(n) [Licensee] A licensee is not permitted to use a customer's vehicle or bicycle under any circumstances whatsoever except when indispensably necessary to the operation of the business conducted by the licensee in connection with the incidental movement of vehicles or bicycles solely for the purpose of storage.

(o) [Licensee] A licensee may not require a customer to purchase supplies or services as a condition to parking on the licensed premises.

(p) [Licensee] A licensee may not require a customer to estimate or otherwise indicate time of departure from the licensed premises as a condition to parking on the premises.

(q) All licensed parking lots and garages shall comply with all applicable zoning requirements and with all other laws, ordinances, rules and regulations affecting the conduct of the licensed business as enforced by any city agency. Any violation of such requirements, laws, ordinances, rules or regulations may result in the suspension or revocation of the offender's license or the imposition of a monetary penalty.

(r) (1) Whenever a parking charge is determined by the time for which a parking space is provided and the receipt cannot be immediately stamped or marked with the time of return upon the customer's appearance at the licensed premises, an auxiliary time clock shall be provided at each place designated by the licensee for the payment of charges.

(2) For the purpose of determining the legal parking fee, the customer shall be permitted to stamp the receipt using the auxiliary time clock and the time shown thereon shall be the one utilized in making such determination.

(3) The time on an auxiliary time clock shall, at all times, correspond to the time shown on the time clock ordinarily used by the person receiving the parking fee.

(4) Whenever an auxiliary time clock is required to be provided as set forth hereinabove, a sign [shall] must be conspicuously posted directly above or adjacent to the clock stating:

"CUSTOMER'S TIME CLOCK. THIS CLOCK MAY BE USED BY CUSTOMER TO STAMP TIME ON PARKING RECEIPT WHENEVER CASHIER CANNOT STAMP RECEIPT IMMEDIATELY UPON CUSTOMER'S ARRIVAL TO PICK UP CAR OR BICYCLE"

Said statement shall be on a sign or placard at least 12 inches by 18 inches in dimension and shall have letters thereon not less than 1 inch high.

(s) Licensees shall take reasonable care to prevent damage to or loss of a customer's vehicle, bicycle or personal property. Licensees must also respond in writing within 30 days to all written notices of claim from consumers. A licensee's failure to meet its obligations under this subdivision(s) will subject it to an order to pay damages to the affected party.

(t) A licensee [shall be in compliance] must comply with §§ 25-80, 36-70 and 44-60 of the zoning resolution regarding bicycle parking for the purpose of exempting licensees from the requirements of subdivisions (a) through (f) of § 20-327.1 of the administrative code of the city of New York only if such licensee files with the Department an affidavit affirming it is in full compliance with the requirements specified in such sections of the zoning resolution.

(u) A licensee who is granted a waiver from compliance with the requirements of § 20-327.1 of the administrative code of the city of New York as provided by § 20-327.1(a)(3) of such code [shall] must post a sign in letters at least four inches high adjacent to the public entrance to its parking garage or lot stating "Bike Parking Not Required by Law." Such licensee [shall] must have a copy of the waiver available on premises and [shall] must display it on request.

**NEW YORK CITY LAW DEPARTMENT
DIVISION OF LEGAL COUNSEL
100 CHURCH STREET
NEW YORK, NY 10007
212-356-4028**

**CERTIFICATION PURSUANT TO
CHARTER §1043(d)**

RULE TITLE: Amendment of Rules Relating to Parking Lots and Parking Garages

REFERENCE NUMBER: 2023 RG 017

RULEMAKING AGENCY: Department of Consumer and Worker Protection

I certify that this office has reviewed the above-referenced proposed rule as required by section 1043(d) of the New York City Charter, and that the above-referenced proposed rule:

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN
Acting Corporation Counsel

Date: August 14, 2024

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS
253 BROADWAY, 10th FLOOR
NEW YORK, NY 10007
212-788-1400**

**CERTIFICATION / ANALYSIS
PURSUANT TO CHARTER SECTION 1043(d)**

RULE TITLE: AMENDMENT OF RULES RELATING TO PARKING LOTS AND PARKING GARAGES

REFERENCE NUMBER: DCWP-32

RULEMAKING AGENCY: Department of Consumer and Worker Protection

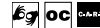
I certify that this office has analyzed the proposed rule referenced above as required by Section 1043(d) of the New York City Charter, and that the proposed rule referenced above:

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Francisco X. Navarro
Mayor's Office of Operations

August 14, 2024
Date

Accessibility questions: Karline Jung, (212) 486-0210, kjung@dcwp.nyc.gov, by: Monday, September 16, 2024, 11:55 P.M.



← a22

TAXI AND LIMOUSINE COMMISSION

■ NOTICE

Notice of Promulgation

Notice is hereby given in accordance with section 1043(b) of the New York City Charter ("Charter") that the Taxi and Limousine Commission ("TLC") promulgates amendments to its rules to make the Flex Fare Pilot Program permanent, offering yellow taxicab passengers the same price certainty as For-Hire Vehicle ("FHV") passengers.

The rule is promulgated pursuant to section 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York. This rule was published in the City Record on April 8, 2024 for public comment. On May 8, 2023 a public hearing was held virtually by the TLC and the rules as adopted by the Commission on August 14, 2024.

Statement of Basis and Purpose

The purpose of this rule change is to make the Flex Fare Pilot permanent, allowing yellow and green taxi customers the same option of up-front pricing as For-Hire Vehicle (FHV) customers. The rules also update Chapter 78, which governs E-Hail App providers, by adding provisions relating to the payment of Taxicab and Street-Hail Livery Improvement Funds that correspond to the parallel provisions of Chapter 66, which governs Technology System Providers.

Background

In New York City, certified taximeters calculate the cost of all yellow taxi and Street-Hail Livery ("SHL") trips. These taximeters are programmed with TLC-mandated rates, displaying the running total of all passenger fares based on the elapsed time and the distance of trips. The operation of a taximeter means passengers do not know their total fare until the end of the trip. However, FHVs offer guaranteed up-front fares to passengers prior to booking a trip. This level of price certainty is attractive to passengers and allows them to comparison shop, a competitive advantage not currently available yellow taxis.

Flex Fare

Through its observation of New York City's for-hire industry and the medallion fare structure in other jurisdictions, TLC recognizes that passengers appreciate upfront pricing. The ability to offer up-front, pricing to customers is a key factor in the growth of the app-based FHV sector in New York City and around the world.

To allow yellow taxi and SHL passengers the same price certainty as users of app-based FHV services, TLC launched the Flex Fare Pilot Program on March 29, 2018. Under the Flex Fare Pilot Program, participating TLC-licensed E-Hail app companies were permitted to offer fares to taxicab and SHL passengers other than those calculated by the taximeter ("Flex Fare"). The aim of the Pilot was to allow licensed E-Hail companies greater flexibility with regard to their fare structure and pricing models, without the constraints of the taximeter, on the condition that passengers were provided with a binding, up-front fare quote, and that drivers would not be required to accept e-hail or Flex Fare trips.

Although currently, Curb and Arro are the only E-Hail providers offering e-hail service in taxicabs and SHLs on a large scale, the ability to offer upfront pricing for trips has contributed to the growth in the number of E-Hail trips in the taxicab sector and allowed the taxi industry to broaden its services. Having the option to offer Flex Fare trips gives drivers the opportunity to earn additional income from passengers who prefer to rely on apps rather than street hails, a growing sector of the for-hire transportation market.

TLC issued an initial Pilot evaluation report in June of 2019, which found that over 99% of trips conducted under the Flex Fare Pilot up to that point were part of the MTA's Access-A-Ride (AAR) program.¹ While the ability to conduct AAR trips is a significant benefit of Flex Fare—for both taxi drivers and passengers—the limited use of the Pilot for non-AAR purposes restricted TLC's ability to evaluate the overall impact of the Pilot at that time. As such, in its initial evaluation report TLC recommended, among other things, continuing the Pilot and monitoring its effects. With the onset of the COVID-19 pandemic

1 See "Flex Fare Pilot Report June 2019", pg. 2.

in early 2020 and its drastic impact on the industry, TLC determined to allow the Pilot to continue beyond its initial two-year scope, waiting until the taxi industry was in more stable condition and ample post-COVID data could be analyzed before determining next steps.

In September 2023, TLC issued the Flex Fare Pilot Final Evaluation, which found that, since its inception, the Flex Fare Pilot has evolved in several ways:

- While Access-A-Ride trips made up over 99% of trips conducted as part of the Pilot during the previous evaluation, **Access-A-Ride trips now constitute just over 50% of Flex Fare trips**, showing the growth of standard E-Hail trips and making analysis of Flex Fare trips undertaken by members of the general public more feasible.
- Since the start of the Pilot, **11,760 taxis and 3,086 SHLs** have provided Flex Fare trips, showing the widespread use of this type of E-Hail service within the taxicab industry.²
- Since the initial Pilot evaluation in June 2019, **over 6,000,000 Flex Fare trips** have taken place. This level of popularity, as well as the importance of this type of trip for Access-A-Ride users, underscores the value of this service for both drivers and passengers.
- When comparing driver revenue per mile for Flex Fare and metered trips, Flex Fare trips are generally equivalently priced when compared to metered trips, and do not have a negative impact on driver income. In fact, E-Hail trips, including Flex Fare trips, typically are much longer than street hail trips, thus allowing the driver the potential to earn more with Flex Fare trips should they choose this option.
- Because of the impact of COVID on the taxi industry—taxi trips are still at roughly 50% of their pre-pandemic levels—the **additional trips provided through the Flex Fare program are more important to the taxi industry now than ever before.**

Driver Income

Flex Fare trips have been widely adopted in both the taxi and SHL sectors, with the number of drivers choosing to conduct Flex Fare trips over time steadily growing³. As part of its evaluation for its September 2023 report, TLC examined the effects of Flex Fare on driver income. To do this, TLC analyzed the fare data it collects from both metered and Flex Fare trips. Due to variations in average trip distance—the average E-Hail trip is much longer than the average street hail trip—and the different driver payment methods, per-mile driver revenue was used to compare driver income for metered and Flex Fare trips in the September 2023 report.⁴ The report found that when looking at the average take-home income per mile for metered and Flex Fare taxi trips, while driver revenue is similar, the average Flex Fare trip was more profitable for taxi drivers than the average street-hailed trip per mile (paying out \$4.44 per mile versus \$4.28 per mile for metered trips). Higher per-mile revenue coupled with longer average trip distances represents significant earning potential for drivers conducting E-Hail trips with up-front fares.

For SHL trips, while the average price per mile was similar for both types of trips, driver revenue per mile for Flex Fare trips was \$0.47 lower than for metered trips. However, the average E-Hail trip is typically much longer than street hails trips, thus, the Flex Fare option still offers SHL drivers additional earning potential should drivers choose to accept those trips. The potential for additional income is especially true in areas where street hails are less prevalent and where Flex Fare trips can help avoid deadheading. This pattern was noticeable for SHL trips, where the proportion of Flex Fare trips among all trips is larger, since SHLs were more likely to conduct trips in areas in upper Manhattan and the outer boroughs where street hails are less frequent.

While Flex Fare trip numbers remain small as a proportion of all taxi trips, the additional income earning opportunities for drivers and the flexibility it affords to passengers has positively affected the for-hire landscape in New York City. TLC will amend the rules to make the Flex Fare Pilot Program permanent and allow E-Hail App Providers to offer Flex Fare trips. Under the existing E-Hail Application rules,⁵ the E-Hail Application may only disclose to a driver a potential passenger's pickup location, drop-off location, and fare estimate. A passenger's trip identification or E-Hail Application user name may be transmitted to the driver after the driver has accepted the passenger's E-Hail request. Once an E-Hail trip is completed, including a Flex Fare trip, the E-Hail Application must transmit an accurate receipt in electronic form, including by being viewable in the E-Hail Application and must

contain a breakdown of the itemized fare, including the trip amount and the tip amount.⁶ The E-Hail Providers that offer Flex Fare rides will need to follow these existing E-Hail Application rules that show the estimated fare to the driver before accepting the trip and the itemized breakdown of the fare once the trip is complete.

TLC will continue to monitor Flex Fare trips, including the impact of flexible up-front pricing on industry dynamics such as driver income and passenger service and ensuring driver earnings to the drivers and TLC will make appropriate rule changes when necessary.

In addition, based on written and oral comments on drivers' hourly earnings for Flex Fare trips received during the public hearing on May 8, 2024, TLC compared drivers' average hourly earnings for Flex Fare trips to metered trips. TLC matched trips from the first quarter of 2024 with the same pick-up and drop-off locations, occurring within the same hour on the same day, where one trip was a Flex Fare trip and the other was a metered trip. The driver pay data used in the analysis accounted for any commission paid by the driver to the e-hail dispatcher, and excluded tips, taxes, or surcharges associated with the trip.

Of the more than 1,200 matched trips, drivers' average hourly rate for Flex Fare trips was \$75.02 compared to \$70.78 for metered trips, which shows that the average hourly earnings of Flex Fare trips were 6% higher than metered trips. Drivers' median hourly rate on Flex Fare trips was \$74.53, whereas the median hourly rate for metered trips was \$68.52. This additional analysis shows that Flex Fare trips offer significant supplemental earning potential for taxi drivers whether calculated on a per trip, per mile, or per hour basis.

Furthermore, based on written and oral comments, TLC is amending the proposal to ensure that the Driver will be able to see any fees that the E-Hail Application Provider may charge *prior* to accepting a trip; as well as, a breakdown of the itemized charges in electronic form *after* the trip is complete.

TLC's authority for these rules is found in sections 2303 and 2304 of the New York City Charter and section 19-503 of the New York City Administrative Code.

New material is underlined.

[Deleted material is in brackets.]

Section 1. The definition of "E-Hail" set forth in section 51-03 of Title 35 of the Rules of the City of New York is amended, and the following new definitions are added, in alphabetical order, to read as follows:

E-Hail is a Hail requested through an E-Hail Application, which can either be a metered fare trip or a Flex Fare trip.

Flex Fare Trip is an E-Hail requested through a TLC-licensed E-Hail application for yellow taxicabs and Street Hail Liveries with an upfront, non-metered, binding fare in dollars and cents, inclusive of all taxes, fees, and any price multiplier, for the specific trip requested, prior to dispatching the trip.

Flex Fare Rate Schedule is a rate schedule subject to approval by the Commission, outlining the manner in which the E-Hail App will calculate fares, including the rate of fare it will use, any variable or surge pricing policies, the breakdown of surcharges (no-show fees, cancellation fees, MTA Tax, Taxicab/SHL Improvement, etc.) and any other fees charged to the passengers.

Section 2. Subdivision (i) of section 58-26 of Title 35 of the Rules of the City of New York is amended to read as follows:

(i) *E-Payments.*

- (1) The payment for the fare for any trip paid for using an E-Payment must not exceed Commission-approved rates, plus an optional tip.
- (2) The fare must be calculated as required by these rules and the Taximeter must be used for all trips, including trips paid for by E-Payment, unless it is a Flex Fare trip. Any fare paid for by E-Payment must be calculated by the Taximeter and not by any other method, unless it is a Flex Fare trip.

Section 3. Subdivision (b) and (c) of section 78-15 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (b) *Fares.* An E-Hail Application and an E-Hail Application Provider must NOT charge any Passenger a fare for a trip that exceeds the fare as calculated by the Taximeter, permitted in §58-26 and §82-26 of these Rules, unless it is a Flex Fare Trip. The E-Hail Application and the E-Hail Application Provider may however charge additional fees to a Passenger above the fare for the trip in accordance with subdivision (c) below so long as such fees are clearly delineated and not called a fare or tip or gratuity.

6 See 35 RCNY 78-21(b)(2) and 78-21(d)(2)

2 At the time of the Pilot's launch in March 2018, there were about 12,000 taxis and 3,700 SHLs in operation.

3 See "Flex Fare Pilot Report September 2023"

4 See "Flex Fare Pilot Report September 2023"

5 See 35 RCNY 78-21(a)(3)

- (1) Flex Fare Rate Schedule. An E-Hail App Provider that offers Flex Fare Trips must submit a Flex Fare Rate Schedule, to be approved by the Commission, outlining the manner in which the E-Hail App will calculate fares, including the rate of fare it will use, all applicable taxes, fees and surcharges, and any other fees (such as cancellation fee) charged to the passengers. The E-Hail App Provider must comply with the Notice of Fee requirements in accordance with subdivision (c) of this section.
 - (i) An E-Hail App Provider's Flex Fare Rate Schedule must assess all applicable taxes, fees, and surcharges that may be required by these Rules.
 - (ii) An E-Hail App Provider's Flex Fare Rate Schedule must not charge more for a wheelchair accessible Flex Fare request than for a non-wheelchair accessible Flex Fare request.
 - (iii) An E-Hail App Provider must remit to each Medallion Owner (or Owner's Agent) all MTA Taxes assessed for trips performed in their respective Taxicabs/SHLs.
 - (iv) An E-Hail App Provider must provide a means to allow passengers to tip Drivers through the E-Hail App offering Flex Fare trips. An E-Hail App Provider must remit to the Driver the entirety of anything designated as a tip or gratuity collected by the E-Hail App Provider from a customer on behalf of the Driver.
- (2) All rate schedules and any subsequent modifications thereto shall be approved by the Commission prior to such modifications taking effect.

§78-15(b)	Penalty: \$1000 fine	Appearance NOT REQUIRED
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(c) Notice of Fees. The E-Hail App Provider must provide Passengers and/or Drivers with reasonable notice of all Passenger and Driver fees and rates charged by the E-Hail App Provider for use of the E-Hail App, as applicable, including but not limited to any variable or surge pricing policies applicable to the fees charged by the E-Hail App Provider, cancellation fees, and no-show fees, prior to Drivers' or Passengers' use of the E-Hail App for request of a trip.

- (3) The E-Hail App Provider must provide Drivers and/or Passengers with reasonable notice of any modifications of such fees or rates, as applicable, prior to the effective date of the modifications.

Section 4. Paragraph (3) of subdivision (a) of section 78-21 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (3) The E-Hail Application may only disclose to a Driver a potential Passenger's pickup location, drop-off location, and fare estimate, or binding upfront fare quote if it is a Flex Fare Trip, except that a Passenger's trip identification number or E-Hail Application user name may be transmitted to the Driver after the Driver has accepted the Passenger's E-Hail request.

Section 5. Subdivision (a) of section 78-21 of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (6), to read as follows:

- (6) The E-Hail Application must require the customer to affirmatively acknowledge and accept that the customer is being charged a non-metered fare when accepting a Flex Fare Trip.

Section 6. The opening paragraph of paragraph (2) and (3) of subdivision (b) of section 78-21 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (2) The E-Hail Application must transmit an accurate receipt in electronic form, including by being viewable in the Application, to the Passenger and to the Driver. The receipt must contain all the following information:
- (3) The E-Hail Application must receive the fare and Trip Data automatically from the Technology System or Taximeter, unless it is a Flex Fare Trip, and must not permit a Driver or any other person to enter any fare information manually. The E-Hail Application also must provide the Technology System Provider with the following:

Section 7. Paragraph (2) of subdivision (d) of section 78-21 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (2) E-Payment
 - (i) Receive from the E-Hail Application Provider or Accessible Taxi Dispatcher access to itemized fare data including time-and-distance fare, tolls, surcharges, extras, and taxes from the Technology System and Taximeter, in real time, when the trip has been completed and the Driver has disengaged the Taximeter, or access to itemized fare data for Flex Fare Trips;
 - (ii) Provide to the E-Hail Application Provider or Accessible Taxi Dispatcher a confirmation that electronic credit card payment for the total fare amount has been successfully processed; and
 - (iii) Provide relevant payment information to the E-Hail Application Provider or Accessible Taxi Dispatcher to the extent necessary to display the total charges, including E-Hail service fee and tip (if applicable) on the receipt and collect and transmit Trip Data.

Section 8. Paragraph (3) of subdivision (e) of section 78-21 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (3) The E-Hail Application and its third party designee, if any, must be capable of automatically collecting and transmitting to the Technology System the Trip Data required below for all trips using E-Payment, except for Flex Fare Trips.

Section 9. Subdivision (a) of section 78-22 of Title 35 of the Rules of the City of New York is amended, and a new subdivision (b) is added, to read as follows:

- (a) [Street Hail Livery Improvement Fund] Taxicab Improvement Fund
 - (1) A Technology System Provider and/or E-Hail Application Provider must pay [the Street Hail Livery] the collected Taxicab Improvement Surcharge remitted by the Taxicab Driver [for each Hail Trip to the Street Hail Livery] Taxicab Improvement Fund within 60 days of the end of the payment period. For example, the Taxicab Improvement Surcharge due for the month of July must be remitted to the TLC in its entirety by October 1st.
 - (2) The Technology System Provider and/or E-Hail Application provider must pay the [Street Hail Livery] Taxicab Improvement Surcharge to the [Street Hail Livery] Taxicab Improvement Surcharge Fund to the Taxicab Improvement Fund at the time and in the manner required by the Commission.
 - (3) If a Technology System Provider and/or E-Hail Application Provider does not pay the [Street Hail Livery] Taxicab Improvement Surcharge to the [Street Hail Livery] Taxicab Improvement Fund at the time required, non-payment [may] will be grounds for suspension of the Technology System Provider License or E-Hail Application Provider License, and/or denial of any renewal application or of any application for another TLC-issued license, as well as monetary penalties.

§78-22(a)	Penalty: \$1000	Appearance REQUIRED
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- (b) Street Hail Livery Improvement Fund
 - (1) A Technology System Provider and/or E-Hail Application Provider must pay the collected Street Hail Livery Improvement Surcharge remitted by the Street Hail Livery Driver to the Street Hail Livery Improvement Fund within 60 days of the end of the payment period. For example, the Street Hail Livery Improvement Surcharge due for the month of July must be remitted to the TLC in its entirety by October 1st.
 - (2) The Technology System Provider and/or E-Hail Application provider must pay the Street Hail Livery Improvement Surcharge to the Street Hail Livery Improvement Fund at the time and in the manner required by the Commission.
 - (3) If a Technology System Provider and/or E-Hail Application Provider does not pay the Street Hail Livery Improvement Surcharge to the Street Hail Livery Improvement Fund at the time required, non-payment may be grounds for suspension of the Technology System Provider License or E-Hail Application Provider License, and/or denial of any renewal application or of any application for another TLC-issued license, as well as monetary penalties.

§78-22(b)	Penalty: \$1000	Appearance REQUIRED
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Section 10. Subdivision (b) of section 80-16 of Title 35 of the Rules of the City of New York is amended to read as follows:

(b) *Requests to Change Destination.* Passengers may ask the Driver to change their destination or end their ride during their trip. Drivers must comply with these requests unless it is impossible or unsafe. For Hail trips the Passenger will pay the amount shown on the Taximeter or information monitor when the trip ends. For a Pre-Arranged Trip in a Street Hail Livery, or a trip in a For-Hire Vehicle, or a Pre-Arranged Trip in a Taxi or Street Hail Livery using Flex Fare price, a request to change or terminate the trip can result in a different fare or, for a trip which terminates early, the complete fare quoted.

Section 11. Paragraph (1) of subdivision (a) of section 80-17 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (1) A Driver of a Taxicab or Street Hail Livery must not charge or attempt to charge a fare above the Commission-approved rates, including Commission-approved Flex Fare Rate Schedule. This includes a fare in a Street Hail Livery for a Hail Trip or a fare for any trip initiated or accepted through an E-Hail Application, including a Flex Fare Trip.

Section 12. Paragraphs (2), (3) and (4) of subdivision (j) of section 80-17 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (2) The payment must not exceed Commission-approved rates, including Commission-approved Flex Fare Rate Schedules, plus any optional tip.
- (3) The fare must be calculated as required by these rules and the Taximeter must be used for all trips, including trips paid for by E-Payment, unless it is a Flex Fare Trip. Any fare paid for by E-Payment must be calculated by the Taximeter and not by any other method, unless it is a Flex Fare Trip.
- (4) The itemized fare amount charged to the Passenger must be automatically transmitted to the E-Hail Application from the Technology System, or the Taximeter, unless it is a Flex Fare trip, and relevant payment data necessary to obtain a complete trip record must be transmitted from the E-Hail Application to the Technology System. Manual input of the fare by the Driver or any other person into the E-Hail Application is not permitted.

Section 13. Paragraph (4) of subdivision (a) of section 80-20 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (4) *Ask Destination in Advance.* A Driver must not attempt to learn the destination of a Passenger before the Passenger is seated in the Taxicab or, for a Hail Trip started in the Hail Zone, in the Street Hail Livery, except for Flex Fare Trips. Attempting to learn the destination in advance is a violation of this paragraph, regardless if the Driver ultimately agrees to transport the Passenger.
- (i) Asking [a] for a Passenger’s destination in advance shall not be a violation of this paragraph if the Driver is returning to his or her home or garage and has followed the procedures provided in 80-19(a)(5) or 80-19(b)(6).

Section 14. Subdivision (a) of section 80-25 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (a) A Driver is required to log in and operate the Technology System for each trip in a Taxicab or Street Hail Livery, including those Taxicab or Street Hail Livery trips that begin with the use of an E-Hail Application but otherwise excluding Street Hail Livery trips that are Pre-Arranged Trips, except for Flex Fare Trips.

Section 15. Subdivision (i) of section 82-26 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (i) *E-Payments.*
 - (1) The payment for the fare for any trip paid for using an E-Payment must not exceed Commission-approved rates.
 - (2) The fare must be calculated as required by these rules and the Taximeter must be used for all trips not dispatched through a Base, including trips paid for by E-Payment, unless it is a Flex Fare Trip. Any fare paid for by E-Payment must be calculated by the Taximeter and not by any other method, unless it is a Flex Fare Trip.

SPECIAL MATERIALS

HOUSING PRESERVATION AND DEVELOPMENT

■ NOTICE

REQUEST FOR COMMENT REGARDING AN APPLICATION FOR A CERTIFICATION OF NO HARASSMENT PILOT PROGRAM

Notice Date: August 15, 2024

To: Occupants, Former Occupants, and Other Interested Parties

Property:	Address	Application #	Inquiry Period
	92 Brooklyn Avenue, Brooklyn	44/2024	July 26, 2019 to Present
	159 Suydam Street, Brooklyn	70/2024	July 29, 2019 to Present

Authority: Pilot Program Administrative Code §27-2093.1, §28-505.3

Before the Department of Buildings can issue a permit for the alteration or demolition of a multiple dwelling on the Certification of No Harassment Pilot Program building list, the owner must obtain a “Certification of No Harassment” from the Department of Housing Preservation and Development (“HPD”) stating that there has not been harassment of the building’s lawful occupants during a specified time period. Harassment is conduct by an owner that is intended to cause, or does cause, residents to leave or otherwise surrender any of their legal occupancy rights. It can include, but is not limited to, failure to provide essential services (such as heat, water, gas, or electricity), illegally locking out building residents, starting frivolous lawsuits, and using threats or physical force.

The owner of the building identified above has applied for a Certification of No Harassment. If you have any comments or evidence of harassment at this building, please notify HPD at **CONH Unit, 100 Gold Street, 6th Floor, New York, NY 10038** by letter postmarked not later than 45 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement, please call **(212) 863-5277 or (212) 863-8211**.

For the decision on the Certification of No Harassment Final Determination please visit our website at www.hpd.nyc.gov or call (212) 863-8266.

PETICIÓN DE COMENTARIO SOBRE UNA SOLICITUD PARA UN CERTIFICACIÓN DE NO ACOSO PROGRAMA PILOTO

Fecha de notificación: August 15, 2024

Para: Inquilinos, Inquilinos Anteriores, y Otras Personas Interesadas

Propiedad:	Dirección:	Solicitud #:	Período de consulta:
	92 Brooklyn Avenue, Brooklyn	44/2024	July 26, 2019 to Present
	159 Suydam Street, Brooklyn	70/2024	July 29, 2019 to Present

Autoridad: PILOT, Código Administrativo §27-2093.1, §28-505.3

Antes de que el Departamento de Edificios pueda conceder un permiso para la alteración o demolición de una vivienda múltiple de ocupación de cuartos individuales, el propietario debe obtener una “Certificación de No Acoso” del Departamento de Preservación y Desarrollo de la Vivienda (“HPD”) que indique que tiene no haber sido hostigado

a los ocupantes legales del edificio durante un periodo de tiempo especificado. El acoso es una conducta por parte de un dueño de edificio que pretende causar, o causa, que los residentes se vayan o renuncien a cualquiera de sus derechos legales de ocupación. Puede incluir, entre otros, no proporcionar servicios esenciales (como calefacción, agua, gas o electricidad), bloquear ilegalmente a los residentes del edificio, iniciar demandas frívolas y utilizar amenazas o fuerza física.

El dueño del edificio identificado anteriormente ha solicitado una Certificación de No Acoso. Si tiene algún comentario o evidencia de acoso en este edificio, notifique a HPD al **CONH Unit, 100 Gold Street, 6th Floor, New York, NY 10038** por carta con matasellos no mas tarde que **45 días** después de la fecha de este aviso o por una declaración en persona realizada dentro del mismo periodo. Para hacer una cita para una declaración en persona, llame al **(212) 863-5277 o (212) 863-8211**.

Para conocer la decisión final sobre la Certificación de No Acoso, visite nuestra pagina web en www.hpd.nyc.gov o llame al **(212) 863-8266**.

a15-23

**REQUEST FOR COMMENT
REGARDING AN APPLICATION FOR A
CERTIFICATION OF NO HARASSMENT**

Notice Date: August 15, 2024

To: Occupants, Former Occupants, and Other Interested Parties

Property: Address	Application #	Inquiry Period
51 Willoughby Avenue, Brooklyn	45/2024	July 30, 2021 to Present
391 Grand Avenue, Brooklyn	49/2024	July 9, 2021 to Present
233 West 74 th Street, Manhattan	53/2024	July 8, 2021 to Present
78 Rutland Road, Brooklyn	68/2024	July 24, 2021 to Present
847 Park Place, Brooklyn	69/2024	July 29, 2021 to Present

Authority: SRO, Administrative Code §27-2093

Before the Department of Buildings can issue a permit for the alteration or demolition of a single room occupancy multiple dwelling, the owner must obtain a "Certification of No Harassment" from the Department of Housing Preservation and Development ("HPD") stating that there has not been harassment of the building's lawful occupants during a specified time period. Harassment is conduct by an owner that is intended to cause, or does cause, residents to leave or otherwise surrender any of their legal occupancy rights. It can include, but is not limited to, failure to provide essential services (such as heat, water, gas, or electricity), illegally locking out building residents, starting frivolous lawsuits, and using threats or physical force.

The owner of the building identified above has applied for a Certification of No Harassment. If you have any comments or evidence of harassment at this building, please notify HPD at **CONH Unit, 100 Gold Street, 6th Floor, New York, NY 10038** by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement, please call **(212) 863-5277 or (212) 863-8211**.

For the decision on the Certification of No Harassment Final Determination please visit our website at www.hpd.nyc.gov or call (212) 863-8266.

**PETICIÓN DE COMENTARIO
SOBRE UNA SOLICITUD PARA UN
CERTIFICACIÓN DE NO ACOSO**

Fecha de notificación: August 15, 2024

Para: Inquilinos, Inquilinos Anteriores, y Otras Personas Interesadas

Propiedad: Dirección:	Solicitud #:	Periodo de consulta:
51 Willoughby Avenue, Brooklyn	45/2024	July 30, 2021 to Present
391 Grand Avenue, Brooklyn	49/2024	July 9, 2021 to Present

233 West 74 th Street, Manhattan	53/2024	July 8, 2021 to Present
78 Rutland Road, Brooklyn	68/2024	July 24, 2021 to Present
847 Park Place, Brooklyn	69/2024	July 29, 2021 to Present

Autoridad: SRO, Código Administrativo §27-2093

Antes de que el Departamento de Edificios pueda conceder un permiso para la alteración o demolición de una vivienda múltiple de ocupación de cuartos individuales, el propietario debe obtener una "Certificación de No Acoso" del Departamento de Preservación y Desarrollo de la Vivienda ("HPD") que indique que tiene no haber sido hostigado a los ocupantes legales del edificio durante un periodo de tiempo especificado. El acoso es una conducta por parte de un dueño de edificio que pretende causar, o causa, que los residentes se vayan o renuncien a cualquiera de sus derechos legales de ocupación. Puede incluir, entre otros, no proporcionar servicios esenciales (como calefacción, agua, gas o electricidad), bloquear ilegalmente a los residentes del edificio, iniciar demandas frívolas y utilizar amenazas o fuerza física.

El dueño del edificio identificado anteriormente ha solicitado una Certificación de No Acoso. Si tiene algún comentario o evidencia de acoso en este edificio, notifique a HPD al **CONH Unit, 100 Gold Street, 6th Floor, New York, NY 10038** por carta con matasellos no mas tarde que **30 días** después de la fecha de este aviso o por una declaración en persona realizada dentro del mismo periodo. Para hacer una cita para una declaración en persona, llame al **(212) 863-5277 o (212) 863-8211**.

Para conocer la decisión final sobre la Certificación de No Acoso, visite nuestra pagina web en www.hpd.nyc.gov o llame al **(212) 863-8266**.

a15-23

HUMAN RESOURCES ADMINISTRATION

■ NOTICE

On August 15, 2024, pursuant to Section 1-02(h)(1)(ii) of the Procurement Policy Board (PPB) rules, the City Chief Procurement Officer ("CCPO") ratified a minor PPB Rules violation request made on August 5, 2024 by the New York City Department of Social Services for a Sole Source Procurement (EPIN 06925S0001) pursuant to PPB 3-05.

DSS enters into a Sole Source procurement with Xerox Corporation (Xerox) for provision of ongoing maintenance and support services for the Nearstar Dataserver. The contract term is from 4/1/2024 to 3/31/2029 with a contract total of \$513,780.00.

DSS and the CCPO have determined that a minor rules violation in complying with PPB Rule 3-05(c)(1)(i) has occurred relating to this procurement, has had no significant, adverse impact on the competitive process. Therefore, ratification of these minor rules' violations is in the best interests of the City.

← a22

OFFICE OF THE MAYOR

■ NOTICE

EMERGENCY EXECUTIVE ORDER NO. 633
August 11, 2024

WHEREAS, on September 2, 2021, the federal monitor in the *Nunez* use-of-force class action stated that steps must be taken immediately to address the conditions in the New York City jails; and

WHEREAS, on June 14, 2022, the federal court in *Nunez* approved the *Nunez* Action Plan, which "represents a way to move forward with concrete measures now to address the ongoing crisis at Rikers Island"; and

WHEREAS, although there has been improvement in excessive staff absenteeism, extraordinarily high rates of attrition due to staff retirements and other departures continue to seriously affect the Department of Correction's (DOC's) staffing levels and create a serious risk to DOC's ability to carry out the safety and security measures required for the maintenance of sanitary conditions; and access to basic services, including showers, meals, visitation, religious services, commissary, and recreation; and

WHEREAS, this Order is given to prioritize compliance with the Nunez Action Plan and to address the effects of DOC's staffing levels, the conditions at DOC facilities, and health operations; and

WHEREAS, additional reasons for requiring the measures continued in this Order are set forth in Emergency Executive Order No. 140 of 2022, Emergency Executive Order No. 579 of 2024, and Emergency Executive Order 623 of 2024; and

WHEREAS, the state of emergency existing within DOC facilities, first declared in Emergency Executive Order No. 241, dated September 15, 2021, and extended by subsequent orders, remains in effect;

NOW, THEREFORE, pursuant to the powers vested in me by the laws of the State of New York and the City of New York, including but not limited to the New York Executive Law, the New York City Charter and the Administrative Code of the City of New York, and the common law authority to protect the public in the event of an emergency:

Section 1. I hereby direct that section 1 of Emergency Executive Order No. 630, dated August 6, 2024, is extended for five (5) days.

§ 2. This Emergency Executive Order shall take effect immediately and shall remain in effect for five (5) days unless it is terminated or modified at an earlier date.

Eric Adams Mayor

← a22

EMERGENCY EXECUTIVE ORDER NO. 634 August 11, 2024

WHEREAS, it is of utmost importance to protect the health and safety of all persons in the custody of the Department of Correction ("DOC"), and of all officers and persons who work in the City of New York jails and who transport persons in custody to court and other facilities, and the public; and

WHEREAS, over 80 provisions in the various Court Orders entered in Nunez v. City of New York, 11 CV 5845 (SDNY), require DOC to consult with, and seek the approval of, the Nunez Monitor ("Monitor") prior to implementing or amending policies on issues, including but not limited to, matters relating to security practices, the use of restraints, escorts, emergency lock-ins, de-escalation, confinement management of incarcerated individuals following serious acts of violence and subsequent housing strategies, and DOC may be held in contempt of court and sanctioned if it fails to appropriately consult with and obtain approval from the Monitor regarding policies in these areas; and

WHEREAS, as fully detailed in Emergency Executive Order 579 of 2024, DOC is already experiencing a significant staffing crisis, which poses a serious risk to the health, safety, and security of all people in custody and to DOC personnel; and

WHEREAS, attempting to comply with many of the provisions of Local Law 42 and the new BOC regulations, such as transporting individuals to court without restraints, would require a massive increase in staff and other resources, which are not available; and

WHEREAS, even if DOC had such additional staffing and resources, that still would not obviate the direct threat to public safety posed by certain provisions of Local Law 42, nor would it obviate the fact that the Monitor has yet to approve implementation of those provisions as required by the Nunez Orders, nor would it obviate the fact that additional time would be needed to safely implement those provisions of Local Law 42 eventually approved by the Monitor, because, as the Monitor has expressly cautioned, the safe implementation of any new requirement or reform in DOC facilities requires planning time to "evaluat[e] the operational impact, update[e] policies and procedures, updat[e] the physical plant, determin[e] the necessary staffing complement, develop[] training materials, and provid[e] training to thousands of staff, all of which must occur before the changes in practice actually go into effect" [11 CV 5845 (SDNY) Dkt No. 758-3 at p. 61]; and

WHEREAS, on July 27, 2024, I issued Emergency Executive Order No. 624, and declared a state of emergency to exist within the correction facilities operated by the DOC, and such declaration remains in effect;

WHEREAS, additional reasons for requiring the measures continued in this Order are set forth in Emergency Executive Order No. 625, dated July 27, 2024; and

NOW, THEREFORE, pursuant to the powers vested in me by the laws of the State of New York and the City of New York, including but not limited to the New York Executive Law, the New York City Charter

and the Administrative Code of the City of New York, and the common law authority to protect the public in the event of an emergency:

Section 1. I hereby direct section 1 of Emergency Executive Order No. 631, dated August 6, 2024 is extended for five (5) days

§ 2. This Emergency Executive Order shall take effect immediately and shall remain in effect for five (5) days unless it is terminated or modified at an earlier date.

Eric Adams Mayor

← a22

EMERGENCY EXECUTIVE ORDER NO. 635 August 11, 2024

WHEREAS, over the past several months, thousands of asylum seekers have been arriving in New York City, from the Southern border, without having any immediate plans for shelter; and

WHEREAS, the City now faces an unprecedented humanitarian crisis that requires it to take extraordinary measures to meet the immediate needs of the asylum seekers while continuing to serve the tens of thousands of people who are currently using the DHS Shelter System; and

WHEREAS, additional reasons for requiring the measures continued in this Order are set forth in Emergency Executive Order No. 224, dated October 7, 2022, and Emergency Executive Order No. 538, dated December 27, 2023; and

WHEREAS, the state of emergency based on the arrival of thousands of individuals and families seeking asylum, first declared in Emergency Executive Order No. 224, dated October 7, 2022, and extended by subsequent orders, remains in effect;

NOW, THEREFORE, pursuant to the powers vested in me by the laws of the State of New York and the City of New York, including but not limited to the New York Executive Law, the New York City Charter and the Administrative Code of the City of New York, and the common law authority to protect the public in the event of an emergency:

Section 1. I hereby order that section 1 of Emergency Executive Order No. 632, dated August 6, 2024, is extended for five (5) days.

§ 2. This Emergency Executive Order shall take effect immediately and shall remain in effect for five (5) days unless it is terminated or modified at an earlier date.

Eric Adams Mayor

← a22

CHANGES IN PERSONNEL

DEPARTMENT OF EDUCATION ADMIN FOR PERIOD ENDING 07/05/24

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists personnel changes for the Department of Education Administration.

New York City Economic Development Corporation (NYCEDC), acting on behalf of New York City Mayor's Office of Minority & Women Business Enterprises (OM/WBE) is seeking a consultant or consultant team for training and business development consultant services to be provided to business participants of the Citywide Construction Mentorship Program (CCMP). CCMP's mission is to provide small businesses in the construction trades (each a "CCMP Mentee Contractor"), with the opportunity to acquire knowledge about and experience with City of New York construction projects to enable them in the future to successfully compete for City of New York Public Work contracts that are independent of the CCMP. This, in turn, will widen the prospective pool of construction trade firms competing for City of New York construction projects.

To enhance the effectiveness and holistic growth of CCMP Mentee Contractors, this program will integrate construction management (CM) services with comprehensive business development support. This integrated approach aims to provide CCMP Mentee Contractors with not only the technical skills and project management expertise needed for construction projects but also robust business acumen to sustain and grow their enterprises.

NYCEDC plans to select a consultant on the basis of factors stated in the RFP which include but are not limited to: the quality of the proposal, experience of key staff identified in the proposal, experience and quality of any subcontractors proposed, demonstrated successful experience in performing services similar to those encompassed in the RFP, ability to meet M/WBE participation goals, and the proposed fee.

It is the policy of NYCEDC to comply with all federal, state and City laws and regulations which prohibit unlawful discrimination because of race, creed, color, national origin, sex, age, disability, marital status and other protected category and to take affirmative action in working with contracting parties to ensure certified Minority and Women-owned Business Enterprises (M/WBEs) share in the economic opportunities generated by NYCEDC's projects and initiatives. Please refer to the Equal Employment and Affirmative Compliance for Construction Contracts Addendum in the RFP.

This project has Minority and Women Owned Business Enterprise ("M/WBE") participation goals, and all respondents will be required to submit an M/WBE Participation Proposal with their response. To learn more about NYCEDC's M/WBE program, visit <http://edc.nyc/opportunity-mwdbe>. For the list of companies who have been certified with the New York City Department of Small Business Services as M/WBE, please go to the <https://sbsconnect.nyc.gov/certification-directory-search/>. Bidders/subcontractors are strongly encouraged to visit the NYCEDC website at <http://edc.nyc/opportunity-mwdbe> to learn more about the program.

An optional informational session will be held in person on Wednesday, August 28, 2024 at 2:00 P.M. at OLP 165 Broadway, New York, NY, 14th floor. Those who wish to attend should RSVP by email to the project email address, on or before August 27, 2024 by 5:00 P.M. Please allot time to enter through security at OLP.

Respondents may submit questions and/or request clarifications from NYCEDC no later than 5:00 P.M. on, September 4, 2024. Questions regarding the subject matter of this RFP should be directed to BIZDEV2024@edc.nyc. Answers to all questions will be posted by September 6, 2024, to <https://edc.nyc/rfps>. Questions regarding the subject matter of this RFP will not be accepted after 5:00 P.M. on September 13, 2024, however, technical questions pertaining to downloading and submitting proposals to this RFP may be directed to RFPREQUEST@edc.nyc on or before September 13, 2024.

Detailed submission guidelines and requirements are outlined in the RFP, available as of Thursday, August 22, 2024. To download a copy of the solicitation documents please visit <https://edc.nyc/rfps>. RESPONSES ARE DUE NO LATER THAN Friday, September 13th, 2024 by 4:00 P.M. Please upload a zip file with Title of RFP and your Company Name. Please click the link in the "Deadlines" section of this project's web page (which can be found on <https://edc.nyc/rfps>) to electronically upload a proposal for this solicitation.

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

Economic Development Corporation, Business Development Team
(212) 312-3533; BIZDEV2024@edc.nyc

Services (other than human services)

CONSULTANT SERVICES, INSURANCE ANALYSIS SERVICES
- Request for Proposals - PIN# 11014 - Due 9-13-24 at 4:00 P.M.

New York City Economic Development Corporation (NYCEDC), acting on behalf of New York City Mayor's Office of Minority & Women Business Enterprises (OM/WBE) is seeking a qualified vendor to deliver insurance analysis consulting services. The Consultant will conduct a study of (a) the City of New York's current approach to insurance and (b) opportunities to implement programs and procedures to allow the City to use owner-controlled insurance or contractor-controlled insurance programs on public works projects.

CCMP's mission is to provide small businesses in the construction trades (each a "CCMP Mentee Contractor"), with the opportunity to acquire knowledge about and experience with City of New York construction projects to enable them in the future to successfully compete for City of New York Public Work contracts that are independent of the CCMP. This, in turn, will widen the prospective pool of construction trade firms competing for City of New York construction projects.

NYCEDC, acting on behalf of OM/WBE, plans to select a consultant on the basis of factors stated in the RFP which include, but are not limited to: the quality of the proposal, experience of key staff identified in the proposal, experience and quality of any subcontractors proposed, demonstrated successful experience in performing services similar to those encompassed in the RFP, ability to meet M/WBE participation goals, and the proposed fee.

It is the policy of NYCEDC to comply with all federal, state and City laws and regulations which prohibit unlawful discrimination because of race, creed, color, national origin, sex, age, disability, marital status and other protected category and to take affirmative action in working with contracting parties to ensure certified Minority and Women-owned Business Enterprises (M/WBEs) share in the economic opportunities generated by NYCEDC's projects and initiatives. Please refer to the Equal Employment and Affirmative Compliance for Construction Contracts Addendum in the RFP.

M/WBE participation goals, and all respondents will be required to submit an M/WBE Participation Proposal with their response. To learn more about NYCEDC's M/WBE program, visit <http://edc.nyc/opportunity-mwdbe>. For the list of companies who have been certified with the New York City Department of Small Business Services as M/WBE, please go to the <https://sbsconnect.nyc.gov/certification-directory-search/>. Bidders/subcontractors are strongly encouraged to visit the NYCEDC website at <http://edc.nyc/opportunity-mwdbe> to learn more about the program.

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

Economic Development Corporation, One Liberty Plaza, 165 Broadway,
14th Floor Mailroom, New York, NY 10006. Irene Maropakis
(212) 312-3533; imaropakis@edc.nyc