



# THE CITY RECORD

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## TABLE OF CONTENTS

### PUBLIC HEARINGS & MEETINGS

Brooklyn Borough President	3509
Bronx Borough President	3509
City Council	3509
City Planning	3509
Community Boards	3509
Housing Authority	3509
Landmarks Preservation Commission	3510
Transportation	3510

### PROPERTY DISPOSITION

Law	3510
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### PROCUREMENT

Administration for Children's Services	3511
Aging	3511
City University	3511
Citywide Administrative Services	3511
Office of Citywide Purchasing	3511
Vendor Lists	3511
Design and Construction	3511
Contracts	3511
Economic Development Corporation	3512
Contracts	3512
Employees Retirement System	3512
Legal	3512

### Environmental Protection

Fire	3512
Fiscal Division	3512
Health and Hospitals Corporation	3512
Investigation	3512
Agency Chief Contracting Officer	3512
Parks and Recreation	3512
Contract Administration	3513
Revenue and Concessions	3513
Transportation	3513
Bridges	3513

### AGENCY PUBLIC HEARINGS

Administration for Children's Services	3513
--	------

### AGENCY RULES

Business Integrity Commission	3513
Taxi and Limousine Commission	3513

### SPECIAL MATERIALS

City Planning	3521
Comptroller	3521
Housing Preservation and Development	3522
Mayor's Office of Contract Services	3522
Parks and Recreation	3522
Small Business Services	3522
READER'S GUIDE	3524

## THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

EDNA WELLS HANDY, Commissioner, Department of Citywide Administrative Services.  
ELI BLACHMAN, Editor of The City Record.

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## BOROUGH OF THE BRONX

No. 3

1775 GRAND CONCOURSE OFFICE SPACE

CD 5 N 140214 PXX  
IN THE MATTER OF a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services, pursuant to Section 195 of the New York City Charter for use of property located at 1775 Grand Concourse (Block 2822, Lot 7501) (Law Department offices).

d5-18

## COMMUNITY BOARDS

### PUBLIC HEARINGS

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

### BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 18 - Monday, December 18, 2013 at 7:00 P.M., 2335 Bergen Avenue, Brooklyn, NY

An application by The Jewish Board of Family and Children's Services (JBFCS), under the auspices of the New York State Office for People With Development Disabilities (OPWDD) pursuant to Section 41.34 of the Mental Hygiene Law, to establish an Individualized Residential Alternative (IRA) at 621 Mayfair Drive South, corner of Strickland Avenue, a two-family house, for six (6) Intellectually Disabled individuals, four (4) men and two (2) women.

d12-18

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

### BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 09 - Tuesday, December 17, 2013 at 7:00 P.M., Middle School 61, 400 Empire Boulevard, Brooklyn, NY

### #C 010345MMK

Montgomery Street Grade Changes  
IN THE MATTER OF an application submitted by the Department of Transportation, pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving; the modification of grades in Montgomery Street between Washington Ave. and Franklin Ave.

### #C 010371MMK

President Street Grades  
IN THE MATTER OF an application submitted by the Department of Transportation, pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving; the modification of grades in President Street between Classon Ave. and Franklin Ave.

### #C 010415MMK

Union Street Grade Changes  
IN THE MATTER OF an application submitted by the Department of Transportation, pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving; the modification of grades in Union Street between Classon Ave. and Franklin Ave.

d11-17

## HOUSING AUTHORITY

### MEETING

The next Board Meeting of the New York City Housing Authority is scheduled for Wednesday, December 18, 2013 at 10:00 A.M. in the Board Room on the 12th Floor of 250 Broadway, New York, New York (unless otherwise noted). Copies of the Calendar are available on NYCHA's Website or can be picked up at the Office of the Corporate Secretary at 250 Broadway, 12th Floor, New York, New York, no earlier than 24 hours before the upcoming Board Meeting. Copies of the Minutes are also available on NYCHA's Website or can be picked up at the Office of the Corporate Secretary no earlier than 3:00 P.M. on the Thursday after the Board Meeting.

## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

## BROOKLYN BOROUGH PRESIDENT

### MEETING

NOTICE IS HEREBY GIVEN that Brooklyn Borough President Marty Markowitz will hold a meeting of the Brooklyn Borough Board in the Court Room, Second Floor, Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, New York 11201, commencing at 12:00 P.M. on Wednesday, December 18, 2013.

The Borough Board meeting agenda is as follows:

1. Approval of Minutes of Borough Board Meetings held on July 9, 2013 and November 12, 2013.
2. Presentation and vote on the third phase of the Long Meadow Ballfield Restoration, presented by the Prospect Park Alliance.
3. Presentation by the New York City Economic Development Corporation and vote on the business terms of the disposition by lease of property located at Brooklyn Block 7071, Lots 231, 226, 142, 130, 76, 34, 32, 30, 28, and 27, as well as adjacent streetbeds on Highland View Avenue and a portion of West 22nd Street, to the New York City Land Development Corporation for assignment to Seaside Park LLC or an affiliated entity, for the development of the Seaside Park and Community Arts Center.

To request a sign language interpreter, or to request TTD services, call Mr. Kai Feder at (718) 802-3642 at least five business days before the day of the hearing.

d5-18

## BRONX BOROUGH PRESIDENT

### MEETING

A PUBLIC HEARING IS BEING CALLED by the President of the Borough of The Bronx, the Honorable Ruben Diaz Jr. to be held on Friday, December 20, 2013 at 10:00 a.m. in the office of the Borough President, 851 Grand Concourse, Room 206, the Bronx, New York 10451 on the following item:

CD #6 ULURP APPLICATION NO: C 140089 PPX-  
IN THE MATTER OF AN application submitted by the Department of Citywide Administrative Services, (DCAS), pursuant to Section 197-c of the New York City Charter, for the disposition of two (2) city-owned properties located on Block 3055, Lot 8, and Block 3113, Lot 8, pursuant to zoning.

MEMBERS OF THE PUBLIC WISHING TO SPEAK MAY REGISTER AT THE HEARING. PLEASE DIRECT ANY QUESTIONS CONCERNING THIS MATTER TO THE OFFICE OF THE BOROUGH PRESIDENT, 718-590-6124.

d13-19

## CITY COUNCIL

### PUBLIC HEARINGS

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 on the following matter in the Council Committee Room, 250 Broadway, 16th Floor, New York City, New York 10007, commencing at 9:30 A.M. on Tuesday, December 17, 2013:

### THE RANDOLPH AT BROOME

MANHATTAN CB - 2 20145155 TCM  
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Cherry Lane, Inc., d/b/a The Randolph at Broome, for a revocable consent to continue to maintain and operate an unenclosed sidewalk cafe located at 349 Broome Street.

d11-17

## CITY PLANNING

### PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission Scheduling public hearings on the following matters to be held in Spector Hall, 22 Reade Street, New York, NY, on Wednesday, December 18, 2013 at 10:00 A.M.

### BOROUGH OF QUEENS

No. 1

### OCEAN VILLAGE

CD 14 C 140077 HAQ  
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

pursuant to Article 16 of the General Municipal Law of New York State for:

The designation of property located at 57-21 Rockaway Beach Boulevard (Block 15926, p/o Lot 200) as an Urban Development Action Area; and

a. an Urban Development Action Area Project for such area; and 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 repair and rehabilitate the existing entrance way, planters, and landscaping.

No. 2

### 31-00 47TH AVENUE OFFICE SPACE

CD 2 N 140215 PXQ  
IN THE MATTER OF a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services, pursuant to Section 195 of the New York City Charter for use of property located at 31-00 47th Avenue (Block 281, Lot 1) (TLC and OATH offices).

Any changes to the schedule will be posted here and on NYCHA's Website to the extent practicable at a reasonable time before the meeting.

The meeting is open to the public. Pre-registration at least 45 minutes before the scheduled Board Meeting is required by all speakers. Comments are limited to the items on the Calendar. Speaking time will be limited to three minutes. The public comment period will conclude upon all speakers being heard or at the expiration of 30 minutes allotted by law for public comment, whichever occurs first.

Any person requiring a reasonable accommodation in order to participate in the Board Meeting, should contact the Office of the Corporate Secretary at (212) 306-6088 no later than five business days before the Board Meeting.

For additional information, please visit NYCHA's Website or contact (212) 306-6088.

d9-18

## LANDMARKS PRESERVATION COMMISSION

### ■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **December 17, 2013 at 9:15 A.M.** in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF QUEENS 13-7230 - Block 149, lot 64-39-56 47th Street- Sunnyside Gardens Historic District A brick rowhouse with Colonial Revival style details designed by Clarence Stein, Henry Wright and Frederick Ackerman and built in 1925. Application is to replace a fence at the front yard. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 14-6970 - Block 2414, lot 1-292-314 Kent Avenue-Havemeyers & Elder Filter, Pan & Finishing House, later known as the American Sugar Refining Company and the Domino Sugar Refinery-Individual Landmark  
Three American round-arch style industrial buildings, designed by Theodore A. Havemeyer and others and built in 1881-1884. Application is to amend a previous approval for the construction of rooftop and rear additions, modifications and creation of masonry openings; and installations of bulkheads, mechanical equipment, windows, ground floor infill, signage, a canopy and awnings. Zoned M3-1. Community District.

**ADVISORY REPORT**  
BOROUGH OF BROOKLYN 15-0703 - Block 26, lot 1-55 Water Street-Fulton Ferry Historic District  
Four brick warehouses built in 1869-70, and three brick warehouses designed by Thomas Stone and built in 1885. Application is to construct a rooftop addition, create an interior courtyard and ground-floor passage, and to install windows, storefront infill, loading bays, canopies and establish a signage program. Zoned Park NYS. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 15-0545 - Block 194, lot 24-42 Lispenard Street-Tribeca East Historic District  
An Italianate/Second Empire style store and loft building designed by William Naugle and built in 1867-68. Application is to alter the vault light platform, replace storefront infill and windows, and to construct a rooftop addition. Zoned C6-2A. Community District 1.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 13-7939 - Block 172, lot 5-372 Broadway-Tribeca East Historic District  
An Italianate style store and loft building built in 1852-54. Application is to construct a rooftop addition, alter the lot-line facades and fire-escape, and install storefront infill. Zoned C6-4A. Community District 1.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 14-9023 - Block 215, lot 15-57 Laight Street-Tribeca North Historic District  
A Renaissance Revival style store and loft building designed by Horgan & Slattery and built in 1892-93. Application is to replace windows. Community District 1.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 15-1046 - Block 545, lot 21-734 Broadway-NoHo Historic District  
A neo-Grec style store building designed by D & J Jardine and built in 1872-73. Application is to construct a rooftop addition and install storefront infill. Zoned M1-5B. Community District 2.

**MODIFICATION OF USE AND BULK**  
BOROUGH OF MANHATTAN 15-1047 - Block 545, lot 21-734 Broadway-NoHo Historic District  
A neo-Grec style store building designed by D & J Jardine and built in 1872-73. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Use Pursuant to Section 74-711 of the Zoning Resolution. Zoned M1-5B. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 15-1090 - Block 605, lot 8-

657 Greenwich Street-Greenwich Village Historic District A school building designed by Thomas M. Bell and built in the early 1950's, with an addition designed by Barry Rice and built in 2012. Application is construct rooftop and rear additions, and modify openings. Zoned R-6. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 15-1091 - Block 605, lot 1-100 Barrow Street-Greenwich Village Historic District  
A vacant lot within the church complex consisting of a Federal style church attributed to Clement Clark Moore and built c. 1821-22, rowhouses built in 1825-26 and a school building designed by Thomas M. Bell and built c. 1950. Application is to construct a new building. Zoned R-6. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 15-1017 - Block 829, lot 28-1162 Broadway-Madison Square North Historic District  
A commercial building designed by Joseph D. Weiss and built in 1939-40. Application is to demolish the building and construct a new building. Zoned M1-6 Community District 5.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 14-9500 - Block 856, lot 58-60 Madison Avenue-Madison Square North Historic District  
A Beaux-Arts style office building designed by Maynicke and Franke and built in 1909-1910. Application is to replace ground floor infill and install a canopy. Community District 5.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 15-0234 - Block 886, lot 21-160 Lexington Avenue -New York School of Applied Design of Women-Individual Landmark  
A neo-Classical style institutional building designed by Harvey Wiley Corbett and built in 1908-09. Application is to alter the roof. Community District 5.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 15-1066 - Block 1265, lot 7501-30 Rockefeller Plaza, aka 32 Rockefeller Plaza, 1240-1256 Avenue of the Americas, 31-81 West 49th Street, 30-64 West 50th Street-RCA Building- Interior Landmark  
An Art Deco style skyscraper lobby, designed by the Associated Architects and built in 1931-33 as part of an Art Deco style office, commercial and entertainment complex, which comprises the Rockefeller Center Individual Landmark. Application is to modify portions of the designated lobby and mezzanine. Community District 5.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 15-0425 - Block 1270, lot 34 1-3 West 54th Street, aka 690-694 Fifth Avenue-University Club-Individual Landmark  
An Italian Renaissance style clubhouse designed by McKim, Mead and White and built in 1897-1899. Application is to construct a rooftop addition and railing. Zoned C5-3. Community District 5.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 14-9694 - Block 1197, lot 12-51 West 83rd Street- Upper West Side/Central Park West Historic District  
An Italianate style rowhouse built in 1870-74. Application is to construct rear yard and rooftop additions, and excavate the rear yard. Zoned R8D. Community District 7.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 14-9415 - Block 1200, lot 61-64 West 87th Street-Upper West Side/Central Park West Historic District  
A Jacobean Revival style rowhouse, designed by Clarence True and built in 1894-95. Application is to demolish the existing rear addition, construct the rear façade, and construct rear yard and rooftop additions. Zoned R2. Community District 7.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 14-9982 - Block 1218, lot 129-110 West 88th Street-Upper West Side/Central Park West Historic District  
A vacant lot. Application is to construct a new building. Zoned R7. Community District 7.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 14-4536 - Block 1149, lot 17-137 West 77th Street-Upper West Side/Central Park West Historic District  
A Renaissance Revival style rowhouse designed by Henry L. Harris and built in 1891-92. Application is to construct a rear yard extension, rooftop bulkhead, and install lot line windows. Zoned R8B. Community District 7.

**ADVISORY REPORT**  
BOROUGH OF BRONX 15-0779 - Block 2341, lot 1-425 Grand Concourse-Public School 31-Individual Landmark  
A Collegiate Gothic style school building designed by C.B.J. Snyder and built in 1897-99. Application is to demolish the building. Community District 1.

d5-17

## TRANSPORTATION

### ■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 55 Water Street, 9th Floor, Room 945 commencing at 2:00 P.M. on Wednesday, December 18, 2013. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9th Floor SW, New York, NY 10041, or by calling (212) 839-6550.

**#1** In the matter of a proposed revocable consent authorizing

5th Midtown LLC to continue to maintain and use two flagpoles on the north sidewalk of East 46th Street, east of Fifth Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2013 to June 30, 2023.

There shall be no compensation required for this revocable consent

the maintenance of a security deposit in the sum of \$5,000 and the insurance shall be in the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

**#2** In the matter of a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc. to continue to maintain and use bollards and lampposts on the east sidewalk of Irving Place, between East 14th and East 15th Streets, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2013 to June 30, 2023 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period of July 1, 2013 to June 30, 2023 - \$1,300/annum.

the maintenance of a security deposit in the sum of \$3,000 and the insurance shall be in the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

**#3** In the matter of a proposed revocable consent authorizing DIFT, LLC to construct, maintain and use overhead building lights over the north sidewalk of Union Square East, west of East 15th Street, and over the west sidewalk of East 15th Street, north of Union Square East, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor to June 30, 2024 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2024 - \$1,825/annum.

the maintenance of a security deposit in the sum of \$5,000 and the insurance shall be the amount of One Million Dollars (1,000,000) per occurrence, and two Million Dollars (\$2,000,000) aggregate.

**#4** In the matter of a proposed revocable consent authorizing Frank & Walter Eberhart L.P. #1 to continue to maintain and use a fenced-in area, on the north sidewalk of east 81st Street, between First and Second Avenues, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2013 to June 30, 2023 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period from July 1, 2013 to June 30, 2023 - \$237/annum.

The maintenance of a security deposit in the sum of \$1,500 and the insurance shall be the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

**#5** In the matter of a proposed revocable consent authorizing Michael Chaney and Larissa A. Kirschner to construct, maintain and use a fenced-in area on the south sidewalk of West 23rd Street, between Eighth Avenue and Ninth Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor to June 30, 2024 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2024 - \$307/annum.

the maintenance of a security deposit in the sum of \$5,000 and the insurance shall be in the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

n27-d18

## PROPERTY DISPOSITION

### LAW

#### ■ NOTICE

**NOTICE IS HEREBY GIVEN THAT A REAL PROPERTY ACQUISITION AND DISPOSITION PUBLIC HEARING**, in accordance with Section 1266-c of the New York Public Authorities Law, will be held on Monday, December 23, 2013 commencing at 10:00 A.M. at 22 Reade Street, 2nd Floor Conference Room, in the Borough of Manhattan, in the matter of the addition of a special transit land use transit easement to the Agreement of Lease dated June 1, 1953 (as extended, supplemented, amended and renewed) between the City of New York, as landlord, and the New York City Transit Authority, as tenant. Said easement will be located on Block 1330, Lot 15 (f/k/a part of Lot 13) in the Borough of Manhattan, City and State of New York.

Individuals requesting Sign Language interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, Room 915, New York, NY 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay services.

n22-d23

## POLICE

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

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

Recovered, lost, abandoned property, property obtained from prisoners, emotionally disturbed, intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves.

Motor vehicles, boats, bicycles, business machines, cameras, calculating machines, electrical and optical property, furniture, furs, handbags, hardware, jewelry, photographic equipment, radios, robes, sound systems, surgical and musical instruments, tools, wearing apparel, communications equipment, computers, and other miscellaneous articles.

### INQUIRIES

Inquiries relating to such property should be made in the Borough concerned, at the following office of the Property Clerk.

### FOR MOTOR VEHICLES

(All Boroughs):

- \* Springfield Gardens Auto Pound, 174-20 North Boundary Road, Queens, NY 11430, (718) 553-9555
- \* Erie Basin Auto Pound, 700 Columbia Street, Brooklyn, NY 11231, (718) 246-2030

### FOR ALL OTHER PROPERTY

- \* Manhattan - 1 Police Plaza, New York, NY 10038, (646) 610-5906.
- \* Brooklyn - 84th Precinct, 301 Gold Street, Brooklyn, NY 11201, (718) 875-6675.
- \* Bronx Property Clerk - 215 East 161 Street, Bronx, NY 10451, (718) 590-2806.
- \* Queens Property Clerk - 47-07 Pearson Place, Long Island City, NY 11101, (718) 433-2678.
- \* Staten Island Property Clerk - 1 Edgewater Plaza, Staten Island, NY 10301, (718) 876-8484.

j1-d31

## 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](http://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

To respond to human services Requests for Proposals (RFPs) released Fall 2013 and later, vendors must first complete and submit an electronic prequalification application using the City's Health and Human Services (HHS) Accelerator System. The HHS Accelerator System is a web-based system maintained by the City of New York for use by its human services Agencies to manage procurement. To establish this, the City of New York is using the innovative procurement method, as permitted and in accordance with Section 3-12 of the Procurement Policy Board Rules of the City of New York ("PPB Rules"). The new process will remove redundancy by capturing information about boards, filings, policies, and general service experience centrally. As a result, specific proposals for funding will be more focused on program design, scope, and budget.

Important information about the new method

- Prequalification applications are 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, organizational capacity, and relevant service experience
- Approved organizations will be eligible to compete and would submit electronic proposals through the system.

RFPs to be managed by HHS Accelerator are listed on the NYC Procurement Roadmap located at <http://www.nyc.gov/html/hhsaccelerator/html/roadmap/roadmap.shtml>. All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding.

### Participating NYC Agencies

HHS Accelerator, led by the Deputy Mayor for Health and Human Services, is governed by an Executive Steering

Committee of Agency Heads who represent the following NYC Client and Community-based Services Agencies:  
Administration for Children's Services (ACS)  
Department for the Aging (DFTA)  
Department of Corrections (DOC)  
Department of Health and Mental Hygiene (DOHMH)  
Department of Homeless Services (DHS)  
Department of Probation (DOP)  
Department of Small Business Services (SBS)  
Department of Youth and Community Development (DYCD)  
Housing and Preservation Department (HPD)  
Human Resources Administration (HRA)  
Office of the Criminal Justice Coordinator (CJC)

To sign up for training on the new system, and for additional information about HHS Accelerator, including background materials, user guides and video tutorials, please visit [www.nyc.gov/hhsaccelerator](http://www.nyc.gov/hhsaccelerator).

## ADMINISTRATION FOR CHILDREN'S SERVICES

### SOLICITATIONS

#### Human / Client Services

**NON-SECURE DETENTION GROUP HOMES** – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 06813N0006 – DUE 06-30-15 AT 2:00 P.M. – The Administration for Children's Services, Division of Youth and Family Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended 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.

Administration for Children's Services, 150 William Street, 9th Floor, New York, NY 10038.  
Michael Walker (212) 341-3617; Fax: (917) 551-7239;  
[michael.walker@dca.state.ny.us](mailto:michael.walker@dca.state.ny.us)

o31-a20

### AWARDS

#### Human / Client Services

**CHILD CARE SERVICES** – BP/City Council Discretionary – PIN# 06814L0016001 – AMT: \$1,096,851.00 – TO: Conselyea Street Block Association, Inc., 211 Ainslie Street, Brooklyn, NY 11211.

d17

## AGING

### INTENT TO AWARD

#### Human / Client Services

**AGING IN NEW YORK FUND** – Sole Source – Available only from a single source - PIN# 12514S0002 – DUE 12-19-13 AT 10:00 A.M. – The NYC Department for the Aging (DFTA) intends to enter into a sole source contract with the Aging in New York Fund, Inc. (ANYF) to manage TimeBanksNYC (TBNYC). TBNYC is a citywide program formed in partnership between DFTA and ANYF that provides a no-cost forum whereby the community and program participants can voluntarily exchange services with one another. The contract is anticipated to be from 1/1/14-12/31/14 with options to renew for a total of two additional years.

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

Department for the Aging, 2 Lafayette Street, Room 400, New York, NY 10007. Betty Lee (212) 442-1112;  
Fax: (212) 442-0994; [blee@aging.nyc.gov](mailto:blee@aging.nyc.gov)

d12-18

## CITY UNIVERSITY

### SOLICITATIONS

#### Goods & Services

**SOFTWARE SERVICES FOR EARLY ALERT RETENTION SOLUTIONS** – Request for Information – PIN# 6824-14 – DUE 12-26-13 AT 2:00 P.M. – Retention solutions software services  
Queensborough Community College of The City University of New York is seeking expressions of interest from vendors who have demonstrated ability to provide software services designed specifically for early alert retention solutions; more specifically, from vendors who have developed a fully integrated software solution that can populate student information and can inform students of their academic performance within a course and connect students to appropriate support resources.

If you are interested in providing such services and believe that your software solution meets the following minimum requirements and that your firm meets the requirements listed below, then please provide your written expression of interest together with information that demonstrates that your software and your firm meet the minimum requirements set forth below no later than 12/26/2013 to Jeffrey Connors, Purchasing Director in accordance with the "To Express Interest" section below.

The vendor's early alert retention solution shall meet the following minimum requirements:

1. Pass-through authentication (single login) for students and instructors.
2. Allows the automatic raising of a configurable sets of flags based on lack of activity, grades, and late assignment submissions.
3. Allows automatic population of student information, including, courses, sections, enrollments, students, advisors, instructors, advisor relationships, college cohorts, department cohorts, program cohorts, residence hall cohorts, athletic team cohorts, mid term, final grades, academic status, and demographics without any programming required by the institution if using the standard schema for the SIS's.

4. Allows students to schedule appointments over the Web with tutoring services, academic advising, instructors and other student service personnel without providing the details of the whole calendar to the student.
5. Integrates with Microsoft Outlook and, Google Calendar, and other calendaring system to automatically be tracked and manage by vendor.
6. Provides student folders that aggregate upcoming and previous appointments and student grades.
7. Enables advisors and faculty to maintain notes from students meetings and share those notes with other personnel based on institutional roles.

Requirement: Prospective vendor shall: (1) have at least 5 years of experience and demonstrated proficiency in Early Retention Solutions; (2) demonstrated experience working with public universities and institutions of higher education and be able to provide at least 5 references from such public universities and institutions.

Any procurement resulting from this advertisement shall be subject to New York State Appendix A and a CUNY Purchase Order's Terms and Conditions and/or a standard CUNY Agreement. These documents are available upon request.

To express interest: If you are interested in providing these services and meet all of the foregoing requirements, then please submit in writing by letter(a) your expression of interest; (b) a statement and copies of relevant documents showing that you meet each of the foregoing requirements no later than the due date set above.

Any purchase resulting from this advertisement shall be subject to N.Y. State Appendix A and the terms and conditions of a CUNY Purchase Order or a CUNY Agreement.

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

Queensborough Community College, Purchasing Department, Administration Building, Room A-406, 222-05 56th Avenue, Bayside, NY 11364-1497. Jeffrey Connors (718) 281-5025; Fax: (718) 281-5152; [jconnors@qcc.cuny.edu](mailto:jconnors@qcc.cuny.edu)

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## CITYWIDE ADMINISTRATIVE SERVICES

### OFFICE OF CITYWIDE PURCHASING

#### SOLICITATIONS

#### Services (Other Than Human Services)

**PUBLIC SURPLUS ONLINE AUCTION** – Other – PIN# 0000000000 – DUE 12-31-14

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

Department of Citywide Administrative Services, 66-26 Metropolitan Avenue, Queens Village, NY 11379.  
Donald Lepore (718) 417-2152; Fax: (212) 313-3135;  
[dlepore@dcas.nyc.gov](mailto:dlepore@dcas.nyc.gov)

s6-f25

### AWARDS

#### Services (Other Than Human Services)

**DIGITIZATION OF VITAL RECORDS** – Required Method (including Preferred Source) – PIN# 85614M0001001 – AMT: \$904,522.00 – TO: New York State Industries for the Disabled Inc., 11 Columbia Circle Drive, Albany, NY 12203-5156.

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### VENDOR LISTS

#### Goods

**EQUIPMENT FOR DEPARTMENT OF SANITATION** – In accordance with PPB Rules, Section 2.05(c)(3), an acceptable brands list will be established for the following equipment for the Department of Sanitation:

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

Applications for consideration of equipment products for inclusion on the acceptable brands list are available from: Mr. Edward Andersen, Procurement Analyst, Department of Citywide Administrative Services, Office of Citywide Procurement, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-8509.

j2-d31

## DESIGN & CONSTRUCTION

### AWARDS

#### Construction / Construction Services

**USTA UN AVENUE CONNECTOR ROAD RELOCATION, QUEENS** – Competitive Sealed Bids – PIN# 85014B0032001 – AMT: \$8,405,200.00 – TO: NY Asphalt, Inc., 73 Industrial Loop, Staten Island, NY 10309. PROJECT ID: P-USTA1/DDC PIN: 8502014HW0007C.

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### CONTRACTS

#### SOLICITATIONS

#### Construction / Construction Services

**NEW BUILDING CONSTRUCTION** – Request for Qualifications – PIN# NEWCONSTRUCT2013 – DUE 01-14-14 AT 4:00 P.M.

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

Department of Design and Construction, 30-30 Thomson Avenue, 1st Floor, L.I.C., NY 11101.  
Melanie Sanchez (718) 391-3430; Fax: (718) 391-2615;  
[SanchezMe@ddc.nyc.gov](mailto:SanchezMe@ddc.nyc.gov)

d17-23

## ECONOMIC DEVELOPMENT CORPORATION

### CONTRACTS

#### ■ SOLICITATIONS

#### Goods

**NEW STAPLETON WATERFRONT PHASE II IFB** – Public Bid – PIN# 1972-6 – DUE 01-10-14 AT 11:00 A.M. – NYCEDC on behalf of the City of New York is issuing a public bid for construction for Phase II of the New Stapleton Waterfront project. The project area is adjacent to Stapleton center on Staten Island's North Shore. The New Stapleton Waterfront project will contribute to ongoing revitalization efforts and activate and reconnect an underutilized waterfront. This project includes streetscape improvements, roadway construction, shoreline stabilization, new waterfront open space with bioswales, and new tidal wetlands area. At this time, NYCEDC is soliciting bids for the construction of the proposed Phase II of the New Stapleton Waterfront project.

Detailed submission guidelines are outlined in the Bid package. The cost of the Bid package is \$100.00. The only form of payment accepted will be certified check or money order payable to NYCEDC.

This project has Minority and Women Owned Business Enterprise ("M/WBE") participation goals and all respondents will be required to submit a Contractor Statement on M/WBE Goals with their response. To learn more about NYCEDC's M/WBE program visit <http://www.nycedc.com/opportunitymwdbe>. For the list of companies who have been certified with the Empire State Development's Division of Minority and Women Business Development as M/WBE, please go to the <http://www.esd.ny.gov/MWBE/directorySearch.html>.

NYCEDC established the Kick Start Loan programs for Minority, Women and Disadvantaged Business Enterprise (M/W/DBE) interested in working on NYCEDC construction projects. Kick Start Loans 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 [www.nycedc.com/opportunitymwdbe](http://www.nycedc.com/opportunitymwdbe) to learn more about the program.

An optional site visit is scheduled for Friday, December 20, 2013 at 9:30 A.M. Attendees are requested to meet at the Project Site at Front Street and Wave Street in Stapleton, Staten Island.

Respondents may submit questions and/or request clarifications, with regards to the subject matter of the project, from NYCEDC no later than Friday, December 27, 2013 at 5:00 P.M. These questions should be directed to [NewStapletonIFB@nycedc.com](mailto:NewStapletonIFB@nycedc.com). Any questions or requests for clarifications received after this date will not be answered. Answers to all questions will be posted Friday, January 3, 2014 to [www.nycedc.com/RFP](http://www.nycedc.com/RFP), so as to be available to all respondents, if NYCEDC determines that such answers provide material clarification to the Bid.

*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, 110 William Street, 4th Floor, New York, NY 10038.*  
*Maryann Catalano (212) 312-3969; Fax: (212) 312-3918;*  
*NewStapletonIFB@nycedc.com*

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#### Goods & Services

**ST. GEORGE WATERFRONT FERRY LANDING AND SERVICE RFEI** – Request for Information – PIN# 5476-0 – DUE 02-18-14 AT 4:00 P.M. – The New York City Economic Development Corporation ("NYCEDC"), on behalf of the City of New York (the "City") is seeking expressions of interest from qualified individuals or entities to enter into a lease with the City that will require the tenant to construct, install and maintain a ferry landing on City-owned property on the Staten Island waterfront in downtown St. George, and to operate a ferry service to and from the site in an effort to provide increased access to the Staten Island waterfront in anticipation of planned commercial and residential development in the area.

Through this RFEI, NYCEDC is seeking to achieve the following objectives: identify viable and sustainable markets and locations for private ferry services; support the residential and commercial development that continues along the St. George waterfront; strengthen and promote ferry service as an alternative, sustainable and reliable means of transportation around New York City; and continue to build and develop a robust network of ferry routes by bringing people to the St. George waterfront from outside locations in a manner that complements and relieves potential added service demands to the existing Staten Island Ferry service.

NYCEDC plans to select a proposal on the basis of factors stated in the RFEI which include, but are not limited to: the quality of the proposal, the proposed Landing location and its compliance with the specifications included in the RFEI, 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 RFEI, and the proposed fee.

This project has Minority and Women Owned Business Enterprise ("M/WBE") participation goals, and all respondents will be required to submit an M/WBE Sub-Contractors Participation Plan with their response. To learn more about NYCEDC's M/WBE program, visit <http://www.nycedc.com/opportunitymwdbe>. 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 [www.nyc.gov/buycertified](http://www.nyc.gov/buycertified).

NYCEDC established the Kick Start Loan programs for Minority, Women and Disadvantaged Business Enterprise (M/W/DBE) interested in working on NYCEDC construction projects. Kick Start Loans facilitate financing for short-term mobilization needs such as insurance, labor, supplies and equipment. Bidders/subcontractors are strongly encouraged to visit the NYCEDC website at [www.nycedc.com/opportunitymwdbe](http://www.nycedc.com/opportunitymwdbe) to learn more about the program.

Respondents may submit questions and/or request clarifications from NYCEDC no later than 4:00 P.M. on Friday, January 31, 2014. For all questions that do not pertain to the subject matter of this RFEI please contact

NYCEDC's Contracts Hotline at (212) 312-3969. Answers to all questions will be posted by February 7, 2014, to [www.nycedc.com/RFP](http://www.nycedc.com/RFP).

To download a copy of the solicitation documents please visit [www.nycedc.com/RFP](http://www.nycedc.com/RFP). Please submit five (5) sets of your expression of interest to, NYCEDC.

*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, 110 William Street, 4th Floor, New York, NY 10038.*  
*Maryann Catalano (212) 312-3969; Fax: (212) 312-3918;*  
*StGeorgeFerry@nycedc.com*

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## EMPLOYEES RETIREMENT SYSTEM

### LEGAL

#### ■ AWARDS

#### Goods & Services

**IT CONSULTANT CONTRACT - COBOL DEVELOPER** – Request for Proposals – PIN# 00912102013 – AMT: \$206,000.00 – To: Kforce Technology, 140 Broadway, 21st Floor, NY, NY 10005. NYCERS has determined there is a need for IT Consulting Services from an IT Consultant with specialized skills as a Cobol Developer.

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## ENVIRONMENTAL PROTECTION

### ■ SOLICITATIONS

#### Services (Other Than Human Services)

**CO-GENERATION ENGINE GENERATORS AND GAS EXHAUST SYSTEM TREATMENT** – Competitive Sealed Bids – PIN# 82614WP01302 – DUE 01-28-14 AT 11:30 A.M. – CONTRACT: NR-38-PS1: Document Fee: \$100.00. There is a mandatory pre-bid conference on 1/8/2014 at 10:00 A.M. at North River WWTP, 725 West 135th Street, New York, NY 10027. Project Manager for this job is Frank Giardina (718) 595-6108.

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

*Department of Environmental Protection,*  
*59-17 Junction Blvd., 17th Floor, Flushing, NY 11373.*  
*Fabian Heras (718) 595-4472; fheras@dep.nyc.gov*

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## FIRE

### ■ SOLICITATIONS

#### Services (Other Than Human Services)

**MAINTENANCE AND TECHNICAL SUPPORT SERVICES FOR THE GEOGRAPHIC INFORMATION SYSTEM-BASED SITING AND DEPLOYMENT SOFTWARE PROGRAM** – Sole Source – Available only from a single source - PIN# 057140001134 – DUE 01-02-14 AT 4:00 P.M. – The Fire Department intends to enter into sole source negotiations with Deccan International to provide ongoing Maintenance and Technical Support Services for proprietary software to support the Geographic Information System-Based Siting and Deployment Software Program. Any firm that believes it can provide these services is invited to do so in writing. Written requests shall be sent to 9 MetroTech Center, Brooklyn, NY 11201, Room 5S-01-K. Attn: K. Legrand, tel: (718) 999-1231.

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

*Fire Department, 9 MetroTech Center, 5th Floor, Brooklyn, NY 11201. Kristina LeGrand (718) 999-1231;*  
*legrandkm@fdny.nyc.gov.*

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### FISCAL DIVISION

#### ■ SOLICITATIONS

#### Services (Other Than Human Services)

**SYSTEM MAINTENANCE, TECHNICAL SUPPORT AND ENHANCEMENTS FOR IMAGEWORK TECHNOLOGIES SYSTEMS** – Sole Source – Available only from a single source - PIN# 057140001231 – DUE 01-02-14 AT 4:00 P.M. – The Fire Department intends to enter into sole source negotiations with ImageWork Technologies Corp., to provide ongoing system maintenance, technical support and enhancements for ImageWork Technologies Systems. Any firm that believes it can provide these services is invited to do so in writing. Written requests shall be sent to the address below. Attn: M. Smith, tel: (718) 999-2845.

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

*Fire Department, 9 MetroTech Center, 5W-18K, Brooklyn, NY 11201. Tetyana Sydoruk (718) 999-2333; Fax: (718) 999-0177;*  
*contracts@fdny.nyc.gov*

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## HEALTH AND HOSPITALS CORPORATION

**The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For**

**information regarding bids and the bidding process, please call (212) 442-4018.**

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## INVESTIGATION

### AGENCY CHIEF CONTRACTING OFFICER

#### ■ INTENT TO AWARD

#### Services (Other Than Human Services)

**SUPPORT FOR CITY LAW AND OTHER CITY RESOURCES** – Sole Source – Available only from a single source - PIN# 03214S0004 – DUE 12-18-13 AT 9:00 A.M. – DOI seeks to retain a contractor to maintain a public online database of New York City administrative law decisions, opinions, and other records vital to DOI's law enforcement activities, as well as to hold three training conferences for New York City employees and those that do business with the City on the legal and ethical obligations of City employees and vendors.

Vendors may express their interests in providing similar services in the future by contacting the Department of Investigation, 80 Maiden Lane, 25th Floor, New York, NY 10038, Attn: Vicki C. Davie, ACCO, or via email at [vdavie@doi.nyc.gov](mailto:vdavie@doi.nyc.gov) or call (212) 825-2875.

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

*Department of Investigation, 80 Maiden Lane, 25th Floor, NY, NY 10038. Vicki Davie (212) 825-2875;*  
*Fax: (212) 825-2829; vdavie@doi.nyc.gov*

d11-17

## PARKS AND RECREATION

### ■ SOLICITATIONS

#### Goods & Services

**BIDS FOR OPERATION OF MOBILE FOOD CONCESSIONS AT BATTERY PARK** – Public Bid – PIN# CWB2014C – DUE 01-21-14 AT 11:00 A.M. – In accordance with Section 1-12 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 Bids for the operation of up to five (5) mobile concessions at Battery Park, Manhattan.

Hard copies of the RFB can be obtained, at no cost, commencing on Thursday, December 12, 2013 through Tuesday, January 21, 2014 at 11:00 A.M. between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays, at the Revenue Division of the New York City Department of Parks and Recreation, which is located at 830 Fifth Avenue, Room 407, New York, NY 10065. All bids submitted in response to this RFB must be submitted no later Tuesday, January 21, 2014 at 11:00 A.M.

The RFB is also available for download, commencing on December 12, 2013 through January 21, 2014 at 11:00 A.M. on Parks' website. To download the RFB, visit [www.nyc.gov/parks/businessopportunities](http://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 RFB's description.

*Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.*  
*Parks and Recreation, The Arsenal, 830 Fifth Avenue, Room 407, NY, NY 10065. Glenn Kaalund,*  
*Mark Feinstein (212) 360-1397; Fax: (212) 360-3434;*  
*glenn.kaalund@parks.nyc.gov*

d12-26

**REQUEST FOR BIDS FOR MOBILE FOOD CONCESSION PERMITS AT VARIOUS PARKS, CITYWIDE** – Public Bid – PIN# CWB2014B – DUE 01-21-14 AT 11:00 A.M. – In accordance with Section 1-12 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 Bids for the sale of food from mobile food units at various locations, Citywide.

Hard copies of the RFB can be obtained, at no cost, commencing on Thursday, December 12, 2013 through Tuesday, January 21, 2014 at 11:00 A.M. between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays, at the Revenue Division of the New York City Department of Parks and Recreation, which is located at 830 Fifth Avenue, Room 407, New York, NY 10065. All bids submitted in response to this RFB must be submitted no later Tuesday, January 21, 2014 at 11:00 A.M.

The RFB is also available for download, commencing on December 12, 2013 through January 21, 2014 at 11:00 A.M. on Parks' website. To download the RFB, visit [www.nyc.gov/parks/businessopportunities](http://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 RFB's description.

For more information or to request a copy of the RFB, contact Glenn Kaalund, Project Manager, at (212) 360-1397 or via email at [glenn.kaalund@parks.nyc.gov](mailto:glenn.kaalund@parks.nyc.gov)

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

*Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.*  
*Parks and Recreation, The Arsenal, 830 Fifth Avenue, Room 407, NY, NY 10065. Glenn Kaalund,*  
*Mark Feinstein (212) 360-1397; Fax: (212) 360-3434;*  
*glenn.kaalund@parks.nyc.gov;*  
*deborah.richardson@parks.nyc.gov*

d12-26

**CONTRACT ADMINISTRATION****■ SOLICITATIONS***Construction / Construction Services***RECONSTRUCTION OF NATURAL TURF BALLFIELDS 1 AND 2 IN HIGHLAND PARK –**

Competitive Sealed Bids – PIN# 84614B0001 – DUE 01-21-14 AT 10:30 A.M. – Located on Jamaica Avenue between Linwood and Shepherd Avenue in Highland Park, Queens, known as Contract #Q020-111M. This procurement is subject to participation goals for MBEs and/or WBEs as required by Local Law 1 of 2013. This contract is subject to Apprenticeship program requirements.

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

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

*Parks and Recreation, Olmsted Center, Room 64, Flushing Meadows Corona Park, Flushing, NY 11368. Juan Alban (718) 760-6771, Juan.Alban@parks.nyc.gov Olmsted Center, Room 60, Flushing Meadows-Corona Park, Flushing, NY 11368.*

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**REVENUE AND CONCESSIONS****■ SOLICITATIONS***Services (Other Than Human Services)***RENOVATION, OPERATION AND MAINTENANCE OF RIDING STABLES –**

Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# X92-D-ST-2013 – DUE 02-03-14 AT 3:00 P.M. – At Van Cortlandt Park, in the Bronx. There will be a recommended site visit on Wednesday, January 8, 2014 at 11:00 A.M. We will be meeting in the parking lot. If you are considering responding to this RFP, please make every effort to attend this recommended site visit.

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

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

*Parks and Recreation, The Arsenal-Central Park, 830 Fifth Avenue, Room 407, New York, NY 10021. Charlotte Hall (212) 360-3407; Fax: (212) 360-3434; charlotte.hall@parks.nyc.gov*

d9-20

**TRANSPORTATION****BRIDGES****■ AWARDS***Construction / Construction Services*

**MOA WATER FILLED BARRIERS** – Government to Government – PIN# 84114MNB768 – AMT: \$400,000.00 – TO: MTA Bridges and Tunnels, 2 Broadway, 23rd Floor, New York, NY 10004.

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**AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS**

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

**ADMINISTRATION FOR CHILDREN'S SERVICES****■ PUBLIC HEARINGS**

**NOTICE IS HEREBY GIVEN** that a Public Hearing will be held at the Administration for Children's Services, 150 William Street, 9th Floor, Room 9A-2, Borough of Manhattan, on Monday, December 30, 2013, commencing at 10:00 A.M. on the following:

**IN THE MATTER** of (1) one proposed contract between the Administration for Children's Services of the City of New York and the contractor listed below, for the provision of child care services. The term of the contract will be for (12) twelve months from approximately July 1, 2013 to June 30, 2014.

**VENDOR/ADDRESS**

1) Labor and Industry for Education, Inc.  
112 Spruce Street, Cedarhurst, NY 11516  
**E-PIN** 06814L0023001 **Amount** \$550,000

The proposed contractors have been selected by means of Discretionary Funds, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A copy of the draft contract is available for public inspection at the New York City Administration for Children's Services, Office of Child Care Contracts, 150 William Street, 9th Floor, Borough of Manhattan, on business days from December 17, 2013 through December 30, 2013, exclusive of holidays, between the hours of 10:00 A.M. and 4:00 P.M. Please contact Sherene Hassen of the Office of Procurement at (212) 341-3443 to arrange a visit.

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**AGENCY RULES****BUSINESS INTEGRITY COMMISSION****■ NOTICE****NOTICE OF PUBLIC HEARING**

**Subject:** Opportunity to comment on the proposed amendment by the Business Integrity Commission of rules relating to employee disclosure.

**Date / Time:** January 21, 2014 / 10:00 A.M.

**Location:** New York City Business Integrity Commission  
100 Church Street, 20th Floor,  
Conference Room 1  
New York, New York 10007

**Contact:** David Mandell  
Deputy General Counsel for  
Regulatory Enforcement  
dmandell@bic.nyc.gov  
(212) 676-6296

**Proposed Rule Amendment**

PURSUANT TO section 1043 of the New York City Charter and exercising the authority vested in the Business Integrity Commission by sections 1043(a) and 2101(b)(6) of the New York City Charter, the Business Integrity Commission intends to amend rules relating to investigation fees and employee disclosure. The proposed rule was not included in this agency's most recent regulatory agenda because the need for it was not anticipated at the time the regulatory agenda was adopted.

**Instructions**

- **Prior to the hearing, you may submit written comments about the proposed rule amendments to David Mandell by mail or electronically through NYC RULES at [www.nyc.gov/nyrules](http://www.nyc.gov/nyrules). Written comments must be submitted by January 17, 2014.**
- **To request a sign language interpreter or other reasonable accommodation for a disability at the hearing, please contact David Mandell no later than 5 business days prior to the hearing.**
- Written comments and a summary of oral comments received at the hearing will be available for public inspection, within a reasonable time after receipt, on weekdays between the hours of 9:30 A.M. and 4:30 P.M. at the New York City Business Integrity Commission, 100 Church Street, 20th Floor, New York, New York 10007.

**Statement of Basis and Purpose of Proposed Rule**

Under section 2101 of the New York City Charter, the Business Integrity Commission ("BIC") is authorized to investigate, license and regulate the trade waste industry. To ensure that trade waste businesses operate free from organized crime and corruption, BIC conducts investigations of certain employees and prospective employees of trade waste license applicants and trade waste licensees.

These proposed rule amendments would raise the fees associated with the investigation of employees or agents and prospective employees or agents of an applicant for a trade waste license or a trade waste licensee and who are required to submit fingerprints and disclosure to the Commission. These investigation fees are part of the licensing process, and have not been changed since the Commission's inception in 1996. The amended fees would satisfy the Commission's statutory mandate to recoup all costs associated with licensing through imposed fees.

Pursuant to Charter section 1043(d)(4)(iii), the proposed rule amendments are exempt from the requirements of Local Law 46 of 2010 because the rule amendments are solely concerned with the modification of the amount of a fee or fees.

New text is underlined; deleted text is in [ ] brackets.

**Section 1.** Subdivision (a) of section 3-01 of subchapter C of Chapter 1 of Title 17 of the Rules of the City of New York is amended to read as follows:

**§3-01. Employees and Agents Required to Submit Fingerprints and Disclosure.**

(a) Each person not otherwise a principal as defined in section 1-02 of this chapter who is an employee or agent or prospective employee or agent of an applicant for a license or

a licensee and who is in a managerial capacity or in a job category listed in Appendix A to this subchapter, shall: (i) be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records; and (ii) be photographed by the Commission and provide the disclosure set forth in subparagraphs (b) through (n) of paragraph (ii) of subdivision b of section 16-508 of the Code on the form provided by the Commission and pay the fee of [three hundred fifty (\$350)] six hundred (\$600) dollars for the investigation of such information. Following receipt of such disclosure, the Commission may require such additional information, including without limitation documents and deposition testimony, as the Commission determines is necessary to render determination.

**Section 2.** Subdivision (a) of section 3-02 of subchapter C of Chapter 1 of Title 17 of the Rules of the City of New York is amended to read as follows:

**§3-02. Investigation of Other Employees or Agents.**

(a) Where the Commission has reasonable cause to believe that an employee or agent or prospective employee or agent of a licensee or an applicant for a license not subject to the provisions of section 3-01 of this subchapter lacks good character, honesty and integrity, the Commission shall notify such employee or agent or prospective employee or agent that he or she shall: (i) be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal Justice Services for the purpose of obtaining criminal history records; and (ii) provide the disclosure required in subparagraphs (b) through (n) of paragraph (ii) of subdivision b of section 16-508 of the Code on the form provided by the Commission and pay the fee of [three hundred fifty dollars (\$350)] six hundred (\$600) dollars for the investigation of such information. Following receipt of such disclosure, the Commission may require such additional information related to such disclosure including without limitation documents and deposition testimony, as the Commission determines is necessary to render determination.

d17

**TAXI AND LIMOUSINE COMMISSION****■ NOTICE****Notice of Public Promulgation of Rules**

**Notice is hereby given in accordance with section 1043(b) of the Charter of the City of New York ("Charter") that the Taxi and Limousine Commission ("TLC") promulgates rules that amend its rules relating to the suspension of licenses.**

These rules are promulgated pursuant to sections 1043 and 2303(b) of the Charter and section 19-503 of the Administrative Code of the City of New York.

On November 21, 2013, a public hearing was held by the TLC at the TLC's offices at 33 Beaver St., 19th Floor, New York, New York. These rules were approved at the hearing on November 21, 2013. These rules will take effect 30 days after publication.

**Statement of Basis and Purpose**

These rules address technical considerations that were identified by TLC staff. The amendments are intended, among other things, to clearly differentiate situations in which a license may be suspended immediately (summary suspension) by the TLC before a hearing from situations in which a suspension can be imposed by an ALJ after a hearing as a penalty for a violation of a rule or law. The rule is intended to make sure that penalties required for rule violations are consistently applied.

The amendments to Title 35 of the Rules of the City of New York are as follows:

- Amendments to clarify when summary suspension of TLC licenses can occur prior to a hearing for certain violations;
- Amendments to clarify the penalties for certain violations, including to clarify when a suspension can be imposed by an ALJ after a hearing;

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

§1. Subdivisions (a), (b) and (c) of section 54-11 of Title 35 of the Rules of the City of New York are amended to read as follows:

(a) Driver Must Have Valid Taxicab Driver's License. A driver must not operate a Taxicab or Street Hail Livery in the City of New York while his or her Taxicab Driver's License is revoked, suspended or expired. A Paratransit Driver must not operate an Accessible Street Hail Livery in the City of New York while his or her Paratransit Driver's License is revoked, suspended, or expired. During the Livery Driver Authorization Period, a For-Hire Driver must not operate a Street Hail Livery while his or her FHV Driver's License is revoked, suspended or expired.

§54-11(a) Fine: \$400 [and Summary Suspension Appearance until compliance] REQUIRED

(b) Driver Must Have Valid Chauffer's License.

- (1) A Driver must not operate a Taxicab or Street Hail Livery without a Valid Chauffeur's License. The License of a Driver who operates a Taxicab or Street Hail Livery without a valid Chauffer's

License will be summarily suspended.

§54-11(b)(1) Fine: \$400 and [Summary] Suspension until compliance Appearance until compliance REQUIRED  
Points: 2

(c) *Vehicle Must Be Licensed.* A Driver must not knowingly operate a Taxicab or Street Hail Livery for hire unless that vehicle is licensed by the Commission and the License is Valid.

§54-11(c) Fine: \$25-\$350 and/or suspension up to 30 days [Summary Suspension until compliance] Appearance until compliance REQUIRED  
Points: 3

§2. The penalty for Section 54-12(i)(1) and (2) of Title 35 of the Rules of the City of New York is amended to read as follows:

(i) *Cooperate with the Commission.*

§54-12(i)(1)-(2) Fine: \$300 and [Summary] Suspension until compliance Appearance until compliance REQUIRED  
Points: 2

§3. Paragraphs (1) and (2) of subdivision (b) of section 55-11 of Title 35 of the Rules of the City of New York are amended to read as follows:

(b) *Driver Must Have a Valid Chauffeur's License.*

(1) A Driver must not operate a For-Hire Vehicle without a valid Chauffeur's License. The License of a Driver who operates a For-Hire Vehicle without a valid Chauffeur's License will be summarily suspended.

(2) A Driver of a For-Hire Vehicle which is not exempt from NYS Department of Transportation authorization and inspection requirements must be in compliance with Article 19-A of the New York State Vehicle and Traffic Law. Driving a non-exempt vehicle if not in compliance with Article 19-A is the same as if the individual were driving a For-Hire Vehicle without a Valid License.

§55-11(b)(1)-(2) Fine: First Violation: \$1,500 and [Summary] Suspension until compliance. Appearance until compliance REQUIRED  
Second Violation in 36 months: \$2,000 and [Summary] Suspension until compliance.  
Third Violation: revocation.  
Points: 2

§4. The penalty for Section 55-12(i)(1) and (2) of Title 35 of the Rules of the City of New York is amended to read as follows:

(i) *Cooperate with the Commission.*

§55-12(i)(1)&(2) Fine: \$300 and [Summary] Suspension until compliance Appearance until compliance REQUIRED

§5. Section 55-14(d) of Title 35 of the Rules of the City of New York is amended to read as follows:

(d) *Annual Drug Testing.*

- (1) All Drivers except those who are NYC Police Officers, must be tested annually, at the Driver's expense, for Drugs.
- (2) For Drivers in the first year of a two-year License, the testing must occur no sooner than 30 days before the one-year anniversary date. The License of a Driver who does not timely submit to drug testing will be summarily suspended.

§55-14(d)(1)&(2) Fine: [Summary] Suspension until compliance or revocation. Appearance until compliance NOT REQUIRED  
\$200 if compliance is more than 30 days after the deadline

§6. Sections 56-11(c) and (d) of Title 35 of the Rules of the City of New York and the penalty for violation of section 56-11(b) are amended to read as follows:

(b) *Driver Must be Licensed.*

§56-11(b) Fine: First Violation: \$1,500 [and Summary Suspension until compliance.] Appearance until compliance NOT REQUIRED  
Second Violation in 36 months: \$2,000 [and Summary Suspension until compliance.]  
Third Violation: revocation.

(c) *Driver Must Have Valid Chauffeur's License.* A Driver must not operate a Paratransit Vehicle unless he or she possesses a [V]alid Chauffeur's License. The License of a Driver who operates a Paratransit Vehicle without a valid Chauffeur's License will be summarily suspended.

§56-11(c) Fine: First Violation: \$1,500 and [Summary] Suspension until compliance. Appearance until compliance NOT REQUIRED  
Second Violation in 36 months: \$2,000 and [Summary] Suspension until compliance.  
Third Violation: revocation.

(d) *Driver Must [Possess Valid Paratransit License] Not Permit Unlicensed Activity.*

- (1) A driver must not operate a Paratransit Vehicle unless he or she possesses a Valid Paratransit Driver's License.]

§56-11(d)(1) Fine: \$500 to \$1,500 and Summary Suspension until compliance. Appearance until compliance NOT REQUIRED ]

- (2) (1) A Driver [will] must not permit any individual who is not currently licensed by the Commission to operate the Paratransit Vehicle in which he or she is dispatched, unless directed to do so by the owner or his or her agents.

§56-11(d)(2)(1) Fine: MANDATORY PENALTIES: Appearance until compliance REQUIRED  
See §56-02

§7. The penalty for Section 56-12(g)(1) and (2) of Title 35 of the Rules of the City of New York is amended to read as follows:

(g) *Cooperate with the Commission.*

§56-12(g)(1)(2) Fine: \$300 and [Summary] Suspension until compliance Appearance until compliance REQUIRED

§8. Subdivisions (a), (b) and (c) of section 57-11 of Title 35 of the Rules of the City of New York is amended to read as follows:

(a) *Driver Must Be Licensed.* A person must not operate a for-hire Commuter Van without having a Valid Commuter Van Driver's License.

§57-11(a) Fine: \$400 [and Summary Suspension until compliance]. Appearance until compliance NOT REQUIRED

(b) *Driver Must Have a Valid Chauffeur's License.* A driver must not operate a Commuter Van unless he or she possesses a Valid Chauffeur's License. The License of a Driver who operates a Commuter Van without a valid Chauffeur's License will be summarily suspended.

§57-11(b) Fine: \$400 and [Summary] Suspension until compliance. Appearance until compliance NOT REQUIRED

(c) *Driver Must Be in Compliance with Article 19-A.* A Commuter Van Driver must be in compliance with Article 19-A of the New York State Vehicle and Traffic Law. Driving a Commuter Van in noncompliance with Article 19-A is considered to be the same as if the individual were driving a Commuter Van without a Valid Commuter Van License. The License of a Driver who operates a Commuter Van in noncompliance with Article 19-A will be summarily suspended.

§57-11(c) Fine: \$400 and [Summary] Suspension until compliance. Appearance until compliance NOT REQUIRED

§9. The penalties for Sections 57-12(e)(1) and (e)(3) of Title 35 of the Rules of the City of New York are amended to read as follows:

(e) *Cooperate with Law Enforcement and the Commission.* Commuter Van Drivers must:

§57-12(e)(1) Fine: \$300 and [Summary] Suspension until compliance Appearance until compliance REQUIRED  
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§57-12(e)(3) Fine: \$300 and [Summary] Suspension until compliance Appearance until compliance REQUIRED

§10. Section 58-12(c) of Title 35 of the Rules of the City of New York is amended to read as follows:

(c) *No Unregistered Vehicles.*

- (1) An Owner must ensure that all of Owner's Taxicabs are operated only while the registration of the vehicle remains Valid.
- (2) Operating a vehicle without a Valid registration will be considered the same as operating without a Valid Taxicab License. The License of an Owner who operates a vehicle without valid registration will be summarily suspended.

§58-12(c) Fine: \$100-\$350 and/or suspension up to 30 days; [Summary] Suspension until compliance Appearance until compliance REQUIRED

§11. The penalty for Section 58-15(i)(1) of Title 35 of the Rules of the City of New York is amended to read as follows:

(i) *Cooperate with the Commission*

§58-15(i)(1) Fine: \$300 and [Summary] Suspension until compliance Appearance until compliance REQUIRED

§12. Section 58-29(b) of Title 35 of the Rules of the City of New York is amended to read as follows:

(b) *Tri-Annual Inspection.* An Owner must have his Taxicab inspected every four months at a date and time designated by the Commission and at any other time deemed necessary by the Commission. The License of an Owner whose Taxicab is not timely inspected will be summarily suspended.

§58-29(b) Fine: (penalties below are cumulative) Appearance 0-30 days past inspection due date: \$100 REQUIRED  
and [Summary] Suspension until compliance  
31-60 days past inspection due date: \$100-\$250 and [[Summary] Suspension until compliance  
61-120 days past inspection due date: \$250-\$500 and [Summary] Suspension until compliance  
More than 120 days past inspection due date: \$500 and/or revocation.

§13. Section 58-30(c) of Title 35 of the Rules of the City of New York is amended to read as follows:

(c) An Owner must repair or replace a Taxicab when the Commission determines that the vehicle is unsafe or unfit for use as a Taxicab and directs the Owner to remove it from service. The Owner must surrender the Medallion and Rate Card to the Commission for storage and the License will be summarily suspended.

§58-30(c) Fine: \$100- \$350 and/or suspension up to 30 days. [Summary] Suspension until compliance. Appearance N/A

§14. The penalty for Section 58-34(e)(1-4) of Title 35 of the Rules of the City of New York is amended to read as follows:

(e) *Optional Rooftop Advertising Fixture.*

§58-34(e)(1-4) Fine: \$200 and a 10-day Notice to Correct. If the 10-day Notice to Correct is not complied with, [Summary] Suspension until the condition is corrected Appearance until compliance NOT REQUIRED

§15. The penalty for Section 58-36(a) of Title 35 of the Rules of the City of New York is amended to read as follows:

§58-36(a) Fine: \$350 if plead guilty before a hearing and supply a condition corrected form issued by TLC's Safety and Emissions Division; \$450 if found guilty following a hearing. [Summary] Suspension until the condition is corrected. Appearance until compliance NOT REQUIRED

§16. The penalty for Section 58-39(a) and (b) of Title 35 of the Rules of the City of New York is amended to read as follows:  
(b) *Owner's Responsibility.*

§58-39(a) & (b) Fine: \$250 - 1,500 and/or suspension up to 30 days. [Summary] suspension until compliance under to §68-22 of this title Appearance until compliance N/A

§17. The penalty for Section 58-41(a) of Title 35 of the Rules of the City of New York is amended to read as follows:

(a) *Good Working Order.*

§58-41(a) Fine: \$150 if plead guilty before a hearing and supply a condition corrected form issued by TLC's Safety and Emissions Division; \$200 if found guilty following a hearing. [Summary] Suspension until the condition is corrected. Appearance until compliance NOT REQUIRED

§18. The penalty for Section 59A-11(a) of Title 35 of the Rules of the City of New York is amended to read as follows:

(a) *For-Hire Vehicle License and Commission License Plate.*

§59A-11(a)(1)(i) Vehicle Fine: \$350 [and summary suspension until compliance] Appearance until compliance NOT required  
Penalty Points: 1

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§19. Section 59A-11(d)(1) and the penalty for Section 59A-11(d) of Title 35 of the Rules of the City of New York are amended to read as follows:

(d) *Validity of For-Hire Vehicle License Requires Valid State Registration.*

- (1) A For-Hire Vehicle License will be Valid only while the state registration of the Vehicle remains Valid. The License of an Owner who operates a For-Hire Vehicle without valid state registration will be summarily suspended.

\*\*\*

§59A-11(d) Fine: \$400 and [Summary] Suspension until compliance. Appearance until compliance REQUIRED

\*\*\*

§20. Section 59A-11(g)(2) and the penalty for Section 59A-11(g) of Title 35 of the Rules of the City of New York are amended to read as follows:

- (2) has been modified after manufacture and is NOT exempt from NYS Department of Transportation operating authority and inspection requirements will be Valid only while the NYS Department of Transportation operating authority required for the Vehicle remains Valid. The License of an Owner who operates a For-Hire Vehicle without valid NYS Department of Transportation operating authority will be summarily suspended.

§59A-11(g) Fine: [Summary] Suspension until Valid NYS DOT operating authority obtained Appearance until compliance REQUIRED

§21. The penalty for Section 59A-13(j)(1) and (2) of Title 35 of the Rules of the City of New York is amended to read as follows:

(j) *Cooperation with the Commission.*

§59A-13(j) Fine: \$300 and [Summary] Suspension until compliance Appearance until compliance REQUIRED

§22. Section 59A-27(a) of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (5), and the penalty for violation of section 59A-27(a) is amended to read as follows:

(a) *Unsafe or Unfit Vehicles.*

\*\*\*

(5) The License of an Owner who operates a vehicle that has been determined to be unsafe or unfit for use will be summarily suspended.

§59A-27(a) Fine: \$100 - 350 and/or suspension up to 30 days; [Summary] Suspension until compliance. Appearance until compliance REQUIRED

§23. The penalty for Section 59A-28(b)(3) of Title 35 of the Rules of the City of New York is amended to read as follows:

(b) *Proper Vehicle Identification Required.*

§59A-28(b)(3) Fine: \$100 - \$350 and [Summary] Suspension until compliance Appearance until compliance NOT REQUIRED

§24. The penalty for Section 59A-32(a) of Title 35 of the Rules of the City of New York is amended to read as follows:

(a) *Requirement.*

§59A-32(a) Fine: \$350 if plead guilty before a Appearance until compliance NOT REQUIRED

hearing and supply a condition corrected **REQUIRED**  
 form issued by TLC's Safety and Emissions  
 Division; \$450 if found guilty following a hearing.  
 [Summary] Suspension until the condition is  
 corrected.

§25. The penalty for Section 59A-33(a) of Title 35 of the Rules of the City of New York is amended to read as follows:

(a) *Requirements for In-Vehicle Camera System.*

§59A-33(a) Fine: \$350 if plead guilty before a **Appearance NOT**  
 hearing and supply a condition corrected **REQUIRED**  
 form issued by TLC's Safety and Emissions  
 Division; \$450 if found guilty following a hearing.  
 [Summary] Suspension until the condition is  
 corrected.

§26. The penalties for Sections 59B-28(b)(3) and (4) of Title 35 of the Rules of the City of New York are amended to read as follows:

(b) *Proper Vehicle Identification Required.*

§59B-28(b)(3) Fine: \$100 - \$350 and [Summary] **Appearance NOT**  
 Suspension until compliance **REQUIRED**

§59B-28(b)(4) Fine: \$100 - \$350 and [Summary] **Appearance**  
 Suspension until compliance **REQUIRED**

§27. The penalty for Section 59B-33(a)(1) of Title 35 of the Rules of the City of New York is amended to read as follows:

(a) *Requirements for In-Vehicle Camera System.*

§59B-33(a)(1) Fine: \$350 if plead guilty before **Appearance NOT**  
 a hearing and supply a condition **REQUIRED**  
 corrected form issued by TLC's Safety  
 and Emissions Division; \$450 if found  
 guilty following a hearing. [Summary]  
 Suspension until the condition is corrected.

§28. The penalty for Section 60A-12(j)(1) of Title 35 of the Rules of the City of New York is amended to read as follows:

(j) *Failure to Cooperate with the Commission.*

§60A-12 (j)(1) Fine: \$300 and [Summary] Suspension **Appearance**  
 until compliance **REQUIRED**

§29. The penalty for Section 60A-18(c) of Title 35 of the Rules of the City of New York is amended to read as follows:

(c) *Transmit Monthly.*

§60A-18(c) Fine: \$500 if plead guilty before a **Appearance NOT**  
 hearing; \$1,000 if found guilty following **REQUIRED**  
 a hearing. [Summary] Suspension until  
 compliance.

§30. The penalty for Section 60B-12(j)(1) of Title 35 of the Rules of the City of New York is amended to read as follows:

(j) *Failure to Cooperate with the Commission.*

§60B-12 (j)(1) Fine: \$300 and [Summary] Suspension **Appearance**  
 until compliance **REQUIRED**

§31. The penalty for Section 60B-18(b) of Title 35 of the Rules of the City of New York is amended to read as follows:

(b) *Transmit Monthly.*

§60B-18(b) Fine: \$500 if plead guilty before a **Appearance NOT**  
 hearing; \$1,000 if found guilty following **REQUIRED**  
 a hearing. [Summary] Suspension until  
 compliance.

§32. Section 61A-10(d) of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (3), and the penalty for violation of section 61A-10(d) is amended to read as follows:

(d) *Driver Must Be Licensed.*

\*\*\*

(3) The License of an Owner who allows a Commuter Van to be operated by anyone without a valid Chauffeur's License and a valid Commuter-Van Driver's License will be summarily suspended.

§61A-10(d) Fine: \$500 and [Summary] Suspension **Appearance**  
 of Commuter-Van license until compliance **REQUIRED**

§33. The penalty for Section 61A-12(e)(1) of Title 35 of the Rules of the City of New York is amended to read as follows:

e) *Cooperate with the Commission.*

§61A-12(e)(1) Fine: \$300 and [Summary] Suspension **Appearance**  
 until compliance **REQUIRED**

§34. Section 61B-10(c) of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (3), and the penalty for violation of section 61B-10(c) is amended to read as follows:

(c) *Driver Must Be Licensed.*

\*\*\*

(3) The License of a Consumer-Van Service Owner who allows a Commuter Van Vehicle affiliated with the Owner's Service to be operated by anyone without a valid Chauffeur's License and a valid Commuter-Van Driver's License will be summarily suspended.

§61B-10(c) Fine: \$500 and [Summary] Suspension **Appearance**  
 of Commuter-Van license until compliance **REQUIRED**  
 Multiple violations: See Mandatory Penalties  
 (§61B-02(d))

§35. The penalty for Section 61B-12(e)(1) of Title 35 of the Rules of the City of New York is amended to read as follows:

(e) *Cooperate with TLC.*

§61B-12(e)(1) Fine: \$300 and [Summary] Suspension **Appearance**  
 until compliance **REQUIRED**

§36. The penalty for Section 82-12(b)(1)(i) of Title 35 of the Rules of the City of New York is amended to read as follows:

(b) *Street Hail Livery License and Commission License Plate.*

§82-12(b)(1)(i) Vehicle Fine: \$350 and [summary] **Appearance NOT**  
 suspension until compliance **REQUIRED**  
 Penalty Points: 1

§37. Section 82-12(d) of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (3), and the penalty for violation of section 82-12(d) is amended to read as follows:

(d) *No Unregistered Vehicles.*

\*\*\*

(3) The Street Hail Livery License of a Licensee who operates a Street Hail Livery without valid state registration will be summarily suspended.

§82-12(d) Fine: \$100-\$350 and/or suspension up **Appearance**  
 to 30 days; **REQUIRED**  
 [Summary] Suspension until compliance

§38. Section 82-12(f) of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (3), and the penalty for violation of section 82-12(f) is amended to read as follows:

(f) *Validity of License Requires Valid State Registration.*

\*\*\*

(3) The Street Hail Livery License of a Licensee who operates a Street Hail Livery without valid state registration will be summarily suspended.

§82-12(f) Fine: \$400 and [Summary] Suspension **Appearance**  
 until compliance **REQUIRED**

§39. The penalty for Section 82-16(j)(1) and (2) of Title 35 of the Rules of the City of New York is amended to read as follows:

(j) *Cooperate with the Commission*

§82-16(j)(1)-(2) Fine: \$300 and [Summary] Suspension **Appearance**  
 until compliance **REQUIRED**

§40. Section 82-30(b) of Title 35 of the Rules of the City of New York is amended to read as follows:

(b) *Biannual Inspection.* A Licensee must have the Street Hail Livery inspected every six months at a date and time designated by the Commission and at any other time deemed necessary by the Commission. The Street Hail Livery must be inspected at a Commission inspection facility. The License of a Licensee whose Street Hail Livery is not timely inspected will be summarily suspended.

§82-30(b) Fine: (penalties below are cumulative) **Appearance**  
 0-30 days past inspection due date: \$100 **REQUIRED**  
 and [Summary] Suspension until compliance  
 31-60 days past inspection due date: \$100-\$250  
 and [Summary] Suspension until compliance  
 61-120 days past inspection due date: \$250-\$500  
 and [Summary] Suspension until compliance  
 More than 120 days past inspection due date: \$500  
 and/or revocation.

§41. Section 82-31(c) of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (4), and the penalty for violation of section 82-31(c) is amended to read as follows:

(c) A Licensee must repair or replace a Street Hail Livery when the Commission or the New York State DMV (or the New York State Department of Transportation if the Street Hail Livery is a Paratransit Vehicle) determines that the vehicle is unsafe or unfit for use as a Street Hail Livery and directs the Licensee to remove it from service. The Licensee must surrender the License and Rate Card to the Commission for storage and the License will be suspended. (NOTE: See Section 82-30(f) for special requirements applicable to Accessible Street Hail Liveries).

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(4) The License of a Licensee who operates a Street Hail Livery that has been determined to be unsafe or unfit for use will be summarily suspended.

§82-31(c) Fine: \$100 - \$350 and/or suspension **Appearance**  
 up to 30 days **REQUIRED**  
 [Summary] Suspension until compliance

§42. The penalty for Section 82-35(d)(1) through (4) of Title 35 of the Rules of the City of New York is amended to read as follows:

(d) *Optional Rooftop Advertising Fixture.*

§82-35(d)(1-4) Fine: \$200 and a 10-day Notice to **Appearance NOT**  
 Correct. If the 10-day Notice to Correct **REQUIRED**  
 is not complied with, [Summary]  
 Suspension until the condition is corrected

§43. The penalty for Section 82-36(a) of Title 35 of the Rules of the City of New York is amended to read as follows:

(a) *Requirement.*

§82-36(a) Fine: \$350 if plead guilty before a **Appearance NOT**

hearing and supply a condition corrected **REQUIRED**  
 form issued by TLC's Safety and Emissions  
 Division; \$450 if found guilty following a hearing.  
 [Summary] Suspension until the condition  
 is corrected.

§44. The penalty for Section 82-37(a) of Title 35 of the Rules of the City of New York is amended to read as follows:

§82-37(a) Fine: \$350 if plead guilty before a **Appearance NOT**  
 hearing and supply a condition corrected **REQUIRED**  
 form issued by TLC's Safety and Emissions  
 Division; \$450 if found guilty following a hearing.  
 [Summary] Suspension until the condition  
 is corrected.

§45. The penalty for Section 82-40(a) and (b) of Title 35 of the Rules of the City of New York is amended to read as follows:

§82-40(a) Fine: \$250 - 1,500 and/or suspension **Appearance N/A**  
 & (b) up to 30 days. [Summary suspension]  
Suspension until compliance under  
§68-22 of this title

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**Notice of Promulgation of Rules**

**Notice is hereby given in accordance with section 1043(b) of the Charter of the City of New York ("Charter") that the Taxi and Limousine Commission ("TLC") promulgates rules setting forth Rules amending the technical specifications for Livery Enhancement Project (LPEP) systems supplied by licensed LPEP Providers and containing requirements to license such providers to sell, lease, make available for use, install, service and repair LPEP Systems for Street Hail Liveries.**

These rules are promulgated pursuant to sections 1043 and 2303(b) of the Charter and section 19-503 of the Administrative Code of the City of New York.

On October 17, 2013, a public hearing was held by the TLC at TLC's offices at 33 Beaver St., 22nd Floor, New York, New York. These rules were approved at a Commission meeting at TLC's offices at 33 Beaver St., 22nd Floor, New York, New York, on November 21, 2013. These rules will take effect 30 days after publication.

**Statement of Basis and Purpose of Rule**

On December 23, 2011 Governor Cuomo signed into law chapter 602 of the Laws of 2011, and on February 17, 2012, signed into law chapter 9 of the Laws of 2012 (the "Act"), which amended the previous statute. This legislation allows New York City to issue up to 18,000 transferable licenses to for-hire vehicles authorizing them to pick up passengers by street hail anywhere outside Manhattan (except for the airports) and in Manhattan north of West 110th Street and north of East 96th Street. Up to 6,000 of these licenses for Street Hail Liveries can be issued in the first year of the program. Twenty percent of these licenses will be set aside for wheelchair accessible vehicles (City subsidies for accessible vehicle purchase/upgrades will be available).

These rules implement the Act by modifying requirements for the Livery Passenger Enhancement Program ("LPEP"), equipment required to be present in Street Hail Liveries. They reflect the Commission's experience with recently promulgated rules regarding the similar Taxicab Passenger Enhancement Program (TPEP) equipment contained in taxicabs. The rules also include new visual accessibility requirements for LPEPs. The TLC has worked with advocates for and passengers with visual disabilities in formulating these rules and will continue to work with such groups during their implementation.

The amendments to Chapter 83 make the following changes and clarifications:

- Changes to Acceptance Testing requirements.
- Changes to insurance documentation required
- Changes to reporting requirements
- Changes to notice requirements.
- Clarify the LPEP Provider's responsibility for the acts of employees and agents.
- Changes to information required to be displayed on the passenger information monitor.
- Changes to advertising requirements relating to commercial advertising on the passenger information monitor.
- Changes to the technical text messaging and Trip Data requirements to align them with the more recently passed TPEP rule.
- Clarifications to driver log in requirements.
- Addition of accessibility features

The Commission's authority for this rule-making is found in the Act and Section 2300 of the NYC Charter and Section 19-503 of the NYC Administrative Code.

New material is underlined.

[Deleted material is in brackets.]

§1. Subdivisions (vv) through (xx) of section 83-03 of Title 35 of the Rules of the City of New York are relettered subdivisions (ww) through (yy), a new subdivision (vv) is added, and subdivisions (j), (u) (v), and (ff) are amended, to read as follows:

**§83-03 Definitions Specific to This Chapter**

(j) *Epilogue.* The series of screens to be run on a Passenger Information Monitor [that offers advertising] at the end of each trip as described in §83-31(d)(4)(i)(A) of these Rules.

- (u) *On-duty Location Positioning.* The date, time and geographic position of an on-duty Street Hail Livery (with Passengers) at the commencement and end of each Passenger fare, and (with or without Passengers or with the on-duty unavailable code described in §83-31(b)(5) of these Rules) at each point in the vehicle's route in near real time at an interval no less frequent than every thirty (30) seconds.
- (v) *Passenger Information Monitor or PIM* [in this chapter and this chapter only shall mean the interactive screen in the rear of Street Hail Liveries that provides, among other features, fare payment screens at the end of the trip and may or may not display advertising] shall have the same meaning given such term in §51-03 of these Rules.
- (ff) *Screen* [shall mean a] A display screen in a Street Hail Livery which displays at the least fare payment information at the end of a trip, but is not a Passenger Information Monitor.
- (vv) TLC-issued Driver's License. A Valid Taxicab Driver's License or a Valid For Hire Driver's license held by a Street Hail Livery Driver.

§2. Paragraph (4) of subdivision (b) of section 83-05 of Title 35 of the Rules of the City of New York is renumbered paragraph (5), a new paragraph (4) is added, and the introductory paragraph and paragraphs (2) and (3) are amended, to read as follows:

**§83-05 Licensing – Specific Requirements**

- (b) *Documentation for LPEP Approval.* The Applicant shall submit with its License application the following documentation[.] for each LPEP for which Commission approval is sought. All documentation pertaining to an independent third party must be accompanied by a signed authorization from the Applicant authorizing the Commission to contact the independent third party directly and authorizing the independent third party to respond to inquiries from the Commission regarding the decision.

- (2) Documentation demonstrating that an independent third party [with relevant expertise, acceptable to the Commission,] that is accredited by the American National Standards Institute-American Society of Quality National Accreditation Board ("ANAB") to perform International Organization for Standardization ("ISO") 9001 certifications has performed acceptance testing consistent with the acceptance test plan, and [certification by the independent third party of] the successful results of the acceptance testing;
- (3) Documentation, to be renewed and resubmitted to the TLC every twelve (12) months, demonstrating that an independent third party that is a Qualified Security Assessor ("QSA") company [with relevant expertise, acceptable to the Commission], has performed security testing of the LPEP and related services to determine compliance with the security standards set forth in §83-31(f)(1)(i) of these Rules, or as such standards may be waived or modified by the Commission pursuant to subdivision (g) of this section, and [certification by the independent third party of] the successful results of the security testing; [and]
- (4) Documentation, to be renewed and resubmitted to the TLC every twelve (12) months, demonstrating that an independent third party that is either a QSA company or a company accredited by ANAB to certify ISO 27001 has performed security testing of the LPEP and related services to determine compliance with the security standards set forth in § 83-31(f)(1)(ii) and (iii) of these Rules, or as such standards may be waived or modified by the Commission pursuant to subdivision (g) of this section, and the successful results of the security testing; and

§3. Subparagraphs (ii) through (v) of paragraph (8) of subdivision (e) of section 83-05 of Title 35 of the Rules of the City of New York are renumbered subparagraphs (iii) to (vi), a new subparagraph (ii) is added, and the introductory clause and clause (C) of subparagraph (iii), as renumbered, and subparagraph (v), as renumbered, are amended, to read as follows:

- (8) *Proof of Insurance.*
  - (ii) For Disability Benefits Insurance, the Applicant must submit to the Commission one of (A), (B), (C), or (D) below:
    - (A) DB-120.1 Certificate of Insurance Coverage under the NYS Disability Benefits Law;
    - (B) Request for WC/DB Exemption (Form CE-200)
    - (C) Equivalent of successor forms

- used by the New York State Workers' Compensation Board; or
- (D) Other proof of insurance in a form acceptable to the Commission.
- ACORD forms are not acceptable proof of disability coverage.
- (iii) For each policy required under this subdivision (e), except for Workers' Compensation Insurance, Disability Benefits Insurance, Employer's Liability Insurance, and Unemployment Insurance, the Applicant must file with the Commission a Declarations Page issued by the insurer [Certificate of Insurance with the Commission]. All Declarations Pages [Certificates of Insurance] must be:
  - (C) accompanied by either a duly executed "Certification by Insurer [Broker]" in the form provided by the Commission or copies of all policies referenced in the [Certificate of Insurance] Declarations Page. If complete policies have not yet been issued, binders are acceptable, until such time as the complete policies have been issued, at which time such policies must be submitted.
  - (v) Acceptance by the Commission of a [certificate] Declarations Page or a policy does not excuse the Licensee from maintaining policies consistent with all provisions of this subdivision (e) (and ensuring that subcontractors maintain such policies) or from any liability arising from its failure to do so.

§4. Subdivision (f) of section 83-05 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (f) *Renewals of Required Insurance Policies.* The LPEP Provider Licensee must submit to the Commission [Certificates of Insurance] Declarations Pages issued by the insurer confirming renewals of insurance before coverage of insurance policies required under subdivision (e) above expires. [Certificates of Insurance] Declarations Pages must comply with the requirements of subdivision (e)(8)(i), [or] (ii) or (iii) above, as applicable.

§5. Subdivision (b) of section 83-23 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (b) *Record Retention Period.* An LPEP Provider must maintain the records required by this section for three[five] ([5][3]) years.

§6. Subdivision (b) of section 83-28 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (b) Any notice required by the Commission pursuant to subdivision (a) of this section must contain, at a minimum, the following information:
  - (1) The Street Hail Livery License number;
  - (2) The [Street Hail Livery] TLC-issued Driver's License number of any driver or drivers who presented the vehicle to the LPEP Provider;
  - (3) The date of the inspection or repair;
  - (4) A detailed description of any items, evidence, or occurrences as described in subdivision (a) of this section; and
  - (5) The names and [Street Hail Livery] TLC-issued Driver's License numbers of each individual listed as a Driver on the Rate Card.

§7. Subdivision (a) of section 83-29 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (a) *Liability for Employee Conduct.* An LPEP Provider must supervise and be responsible for the conduct of all of its employees, contractors, and agents for activities performed to carry out the requirements of this Chapter. For clarity, this subdivision (a) and the following subdivision (b) shall not be applicable to Street Hail Livery Drivers[, and individuals or business entities employed by any LPEP Provider or its subcontractor(s) who under applicable law are deemed to be independent contractors and not employees].

§8. Paragraph (6) of subdivision (a) of section 83-31 of Title 35 of the Rules of the City of New York is deleted, paragraphs (7) through (12) are renumbered paragraphs (6) through (11), and paragraphs (6) and (11), as renumbered, are amended to read as follows:

- (a) *Credit, Debit, and Prepaid Card Payment. Credit, Debit, and Prepaid Card Payment.* An LPEP must be capable of accepting for payment of fares the following credit, debit, and prepaid cards: Visa, MasterCard, American Express, Discover, and any

other cards specified by the Commission. The LPEP must conform to the following specifications:

- (1) The following information must be provided to Passengers (this requirement may be satisfied if the following information is contained in the Prologue provided by the Commission pursuant to clause (A) of subparagraph (i) of paragraph (4) of subdivision (d) of this section or in the Taxi Information provided by the Commission pursuant to subparagraph (vi) of paragraph (4) of subdivisions (d) of this section):
  - (i) a prominent notice containing a list of all credit and debit cards accepted for fare payment;
  - (ii) a statement indicating that fares for all trips may be paid using the listed credit or debit cards; and
  - (iii) a statement that no additional fee or surcharge shall be imposed on Passengers who pay by credit, debit, or prepaid card;
- (2) All LPEPs (regardless of whether they contain a Passenger Information Monitor, screen, or a device that reads credit/debit/prepaid cards with no Passenger Information Monitor or screen) must present the Passenger with the following options for completing payment of the fare: cash; credit/debit/prepaid card via the LPEP; and credit/debit/prepaid card via other Commission-sanctioned method.
  - (i) In an LPEP with a Passenger Information Monitor or a screen, the PIM or screen must be used to provide payment processing by credit, debit, and prepaid card by displaying to Passengers at the end of the trip the total fare, itemizing all time-and-distance fare, tolls, surcharges, extras, taxes, and default tip of zero (0) percent. The LPEP must provide the Passenger with preset tip options for amounts that are set according to the LPEP Provider's discretion, but that include at a minimum a [of 15%, 20% option, ]and 25%, ]and permitting Passengers to manually enter another tip amount or percentage at their option. The PIM or screen must display all information reasonably required for the Passenger to understand and complete electronic payment of the total fare due.
  - (ii) In an LPEP with a device that reads credit/debit/prepaid cards but without a Passenger Information Monitor or screen, the device must enable a Passenger to complete payment of the total fare by credit, debit or prepaid card and must otherwise comply with requirements of this subdivision (a);
  - (3) The LPEP must be able to generate an accurate receipt for payment of fare, whether payment is made by cash, credit, debit, or prepaid card, and such receipt must be offered to the Passenger. Upon the Passenger's request, a receipt either in hard copy form or in electronic form must be transmitted to the Passenger. The receipt must contain the following information:
    - (i) License number for the Street Hail Livery License, affiliated Street Hail Livery Base, and [Street Hail Livery] TLC-issued Driver's License;
    - (ii) trip number;
    - (iii) date and time;
    - (iv) tolls and surcharges;
    - (v) extras and taxes;
    - (vi) tip, if paid by credit/debit/prepaid card, and total fare;
    - (vii) last four digits of credit, debit or prepaid card account number, if applicable. All receipts for credit, debit, and prepaid card transactions must mask account numbers except for the last four digits; and
    - (viii) the "311" Commission complaint telephone number;

(6) [If the Commission authorizes credit, debit and prepaid card payment via the LPEP by a Passenger using a smartphone, the LPEP Provider will be required to integrate such technology into the LPEP. In such event, the LPEP Provider must submit an application for approval of a Modification of LPEP pursuant to §83-05(c) of these Rules, provided, however, that the Commission will waive the application fee for a Modification of LPEP;]

The LPEP must comply with all applicable PCI Standards. The Passenger's card and account number must not be stored in the LPEP after the LPEP has received confirmation that the payment has been authorized [Credit, debit, and prepaid card magnetic strip information must not be stored in the LPEP after the Street Hail Livery Driver has received authorization for use of the card;]

\* \* \*  
 ([12]11) The LPEP must wipe any credit, debit, and prepaid card transaction data following stored and forwarded payment transaction processing or when any equipment or component of the LPEP is replaced. Data held for protection against chargeback must be destroyed within eighteen (18) months or upon the expiration of the statute of limitations for the chargeback. Email addresses, phone numbers, and email data must be wiped immediately after the email/phone receipt is transmitted. Storage of such transaction data must adhere to the PCI Standards applicable to the management of customer credit card data;

§9. Subdivision (a) of section 83-31 of Title 35 of the Rules of the City of New York is amended by adding new paragraphs (12) and (13), to read as follows:

- (12) The LPEP must provide the Street Hail Livery License number to the credit card providers in order to display the Street Hail Livery License number on a Passenger's credit or debit card statement; and,
- (13) If a Passenger uses a credit/debit/prepaid card, the LPEP must provide an indication to the Driver through the Driver Information Monitor when payment for the total fare has been completed.

§10. Subdivision (b) of section 83-31 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (b) *Text Messaging.* An LPEP must enable the Street Hail Livery Driver to receive and send text messages as provided below. The LPEP must conform to the following specifications:
- (4) The LPEP must include a Driver Information Monitor that is securely mounted in the driver-seat area with the following capabilities:
    - (i) enables the LPEP to be turned on and interact with the Taximeter only upon log in which requires:
      - (A) entry of a Valid Street Hail Livery Driver's License number and a unique password set up by the Street Hail Livery Driver; and
      - (B) system-initiated search of the Valid Street Hail Livery License number of the vehicle;
    - (ii) enables the Commission, other City agencies, and any other entity approved by the Commission to send text messages to a specific Street Hail Livery, a selected group of Street Hail Liveries and/or all Street Hail Liveries equipped with an LPEP:
      - (A) in real time and future time ranges of up to thirty (30) days in advance;
      - (B) based on location; and
      - (C) to preempt any other message if the message is an emergency;
    - (iii) enables a Street Hail Livery Licensee, an affiliated Street Hail Livery Base, and an LPEP Provider servicing the Street Hail Livery to send text messages to the Street Hail Livery Driver in connection with the conduct of their respective businesses;
    - (iv) provides for the sender of the text message to receive delivery notification of receipt of the message by a Street Hail Livery;
    - (v) enables up to five (5) messages to be scheduled per day and sent up to thirty (30) days in advance;
    - (vi) if transmission of a text message cannot

be completed due to loss of communication or other causes, the DIM must:

- record the attempted transmission;
- store the message for up to one (1) week for later transmission; and
- periodically attempt to retransmit the message.

If after one (1) week the message has not been received, the message must be purged and a separate message sent to the sender referencing the purged message and indicating that it has been purged;

- (vii) enables the Street Hail Livery Driver to respond to the text message only when the vehicle is not in motion;
- (viii) receives and displays text messages of up to 500 bytes. If necessary, a message of 256 bytes or more may be divided into two parts;
- (ix) stores received text messages and subsequently displays them;
- (x) is able to encrypt text messages;
- (xi) displays and prints out the last three trips performed by the vehicle; and
- (xii) enables the Street Hail Livery Driver to enter the following "off-duty" two-digit codes and other codes designated by the Commission, by selection of one or two push-buttons:
  - 01, personal;
  - 02, relief time;
  - 03, returning home;
  - 04, defective equipment;
  - 05, no charge fare; and
  - 06, fare dispute.

Upon entry of a code, the LPEP must produce a receipt for the Street Hail Livery Driver showing the two-digit code and descriptor and the date and time of entry of the code;

- (5) All text messages sent and received via the Driver Information Monitor, and the date and time that all such messages were sent and received, must be stored, maintained and accessible to the Commission and any designee as follows:
  - (i) in alphanumeric form in a format approved by the Commission, which format is based on Technical Standards developed by a voluntary consensus standards body that are available to the City without royalty or fee and reportable in a format that is open and non-proprietary;
  - (ii) by viewing the data in near real time on a web-based portal established by the LPEP Provider, or by providing a web service acceptable to the Commission, or by other method acceptable to the Commission; and
  - (iii) by downloading and transferring data to the Commission on a weekly basis.

(6) The data described in paragraph (2) above must be searchable by a fully functional application permitting data to be retrievable by searching in plain English, using geographical or word searches and the reports of any search shall be available in an open, non-proprietary format. Data must also be retrievable by searching the partial or complete license number of a Street Hail Livery and/or a Street Hail Livery Driver, and time and date of the message, and the data retrieved must be capable of identifying the Street Hail Livery and/or Street Hail Livery Driver that received a particular message.]

(b) *Driver Information Monitor and Text Messaging.* The LPEP must include a Driver Information Monitor (DIM) that is securely mounted in the driver-seat area with the following capabilities either itself or in conjunction with the other components of the LPEP:

- (1) The DIM must enable the LPEP to be turned on and interact with the Taximeter only upon log in which requires:
  - (i) entry of an active and Valid TLC-issued Driver's License number and an optional unique password set up by the Street Hail Livery Driver;
  - (ii) system-initiated search of an active and Valid Street Hail Livery License number of the vehicle prior to log in; and

(iii) system-initiated search of an active and Valid Department of Motor Vehicles (DMV) Driver's License.

(2) The DIM must enable the Commission, other City agencies, and any other entity approved by the Commission to send text messages to a specific Street Hail Livery, a selected group of Street Hail Liveries and/or all Street Hail Liveries equipped with an LPEP.

- (i) LPEP Providers must enable this text messaging capability by providing an unrestricted application programming interface prescribed by the Commission and via a web-based portal established and operated by the LPEP Provider.
- (ii) Street Hail Livery Licensees, bases, and LPEP Providers servicing the Street Hail Livery must be able to send text messages to the Street Hail Livery Driver in connection with the conduct of their respective businesses via a web-based portal provided and maintained by the LPEP Provider.

(3) The DIM, application programming interface, and web-based portal must enable the following text messaging management:

- (i) text messaging must be able to be sent both in real time and future time ranges of up to thirty (30) days in advance;
- (ii) the same text message must be able to be scheduled to go out to the same set of Street Hail Liveries at multiple dates and/or times via a single submission of the message text;
- (iii) text messages must be able to be sent based on a Street Hail Livery's geographic location, full or partial Street Hail Livery License number, full or partial TLC-issued Driver's License number, a list of vehicles input by Street Hail Livery License Number or TLC-issued Driver's License number, and/or all vehicles with a system installed by a particular LPEP Provider;
- (iv) emergency text messages must be able to be scheduled by the Commission to preempt any other message if there is an urgent need for the message;
- (v) the sender of the text message must be able to receive delivery notification of receipt of the message by a Street Hail Livery, should he or she so require;
- (vi) at least fifty (50) messages a day, and more in case of an emergency, must be able to be scheduled per day and sent up to thirty (30) days in advance;
- (vii) if transmission of a text message cannot be completed due to loss of communication or other causes, the DIM must:

(A) record the attempted transmission;  
 (B) store the message for up to one (1) week for later transmission; and  
 (C) continuously attempt to retransmit the message until delivered or purged.

If after one (1) week the message has not been received, the message must be purged and a separate message must be sent to the sender referencing the purged message and indicating that it has been purged;

- (viii) the Street Hail Livery Driver must be able to respond to the text message only when the vehicle is not in motion;
- (ix) the DIM must receive and display text messages of up to 500 bytes. If necessary, a message of 256 bytes or more may be divided into two parts;
- (x) the DIM must store received text messages and subsequently display them;
- (xi) the DIM must be able to encrypt text messages; and,

- (xii) messages that have been scheduled for delivery at a future date and/or time must be able to be modified and/or deleted at any point up until they are delivered.
- (4) The DIM must be capable of displaying and printing out the last three trips performed by the vehicle.
- (5) The DIM must enable the Street Hail Livery Driver to enter the following off-duty and on-duty unavailable codes, and other codes designated by the Commission, by selection of one or two push-buttons:
- (i) Off-duty codes
- 01, Going Home;
  - 02, Relief Time;
  - 03, Off-duty;
  - 04, Defective Equipment;
  - 05, No Charge; and
  - 06, Dispute.
- (ii) On-duty unavailable codes
- 07, Unavailable – En Route Dispatch
- Upon entry of either an off-duty code or an on-duty unavailable code, the LPEP must produce a receipt for the Street Hail Livery Driver showing the two-digit code, the descriptor, and the date and time of entry of the code. In addition, entry of either an off-duty code or an on-duty unavailable code must be captured as part of the Trip Data as described in paragraph (2) of subdivision (c) of this section, the Street Hail Livery's roof light must automatically go off, and the Taximeter must be disengaged until the Street Hail Livery Driver either logs back on-duty or logs available/arrived on scene via the LPEP. To comply with On-duty Location Positioning requirements, On-duty Location Positioning data must be made available continuously in Trip Data for Street Hail Liveries while they are in an on-duty unavailable status.
- (6) As provided in subparagraphs (i) through (vi) below, the DIM must enable the Street Hail Livery Driver to indicate whether each trip originated as a Hail Trip or a Dispatch. Such indication must be recorded as a part of the Trip Data as required in subparagraph (xxiv) of paragraph (2) of subdivision (c) of this section and must be used to determine whether or not the MTA Tax should be included in the fare on the Taximeter.
- (i) For trips using Rate Codes 1, 2, 4, and 6, the LPEP must record the trip as originating as a Hail Trip and the Taximeter must default to including the MTA Tax for any of these rate codes input by the Street Hail Livery Driver unless the Street Hail Livery Driver affirmatively indicates via the DIM that the trip originated as a Dispatch.
- (ii) For trips using Rate Codes 1, 2, 4, and 6, the DIM must allow the Street Hail Livery Driver to indicate that a particular trip originated as a Dispatch by the selection of a series of buttons by the Driver. If the Driver indicates that the trip originated as a Dispatch, the Taximeter must not include the MTA Tax for any of these rate codes input by the Street Hail Livery Driver.
- (iii) For trips using Rate Code 3, the LPEP must record the trip as originating as a Hail Trip and the Taximeter must default to not including the MTA Tax. The DIM must allow the Street Hail Livery Driver to indicate that a particular trip originated as a Dispatch by the selection of a series of buttons by the Driver.
- (iv) For trips using Rate Code 5 (out of town negotiated fare), the LPEP must record the trip as originating as a Dispatched Trip and the Taximeter must default to not including the MTA Tax.
- (v) For trips using Rate Code 5 (out of town negotiated fare), the DIM must allow the Street Hail Livery Driver to indicate that a particular trip originated as a Street Hailed Ttrip by the selection of a series of buttons by the Driver. The DIM must
- then prompt the Driver to indicate whether or not an MTA Tax should be included on that Street Hailed Ttrip.
- (vi) The selections described above must be made at the beginning of the trip, prior to engaging the Taximeter and displaying the Prologue on the PIM.
- (7) All text messages sent through the LPEP Provider's web-based portal or web-service and received via the Driver Information Monitor, and the date and time that all such messages were sent and received, must be stored, maintained and accessible to the Commission and any designee as follows:
- (i) in a standardized format and layout prescribed by the Commission that is open and non-proprietary; and
- (ii) accessible by an unrestricted application programming interface prescribed by the Commission and viewable in near real time via a web-based portal established and operated by the LPEP Provider (or by another method acceptable to the Commission).
- (8) The data described in paragraph (7) of this subdivision must be searchable by a fully functional application permitting data to be retrievable by searching in plain English, using word searches. The reports of any search shall be available in an open, non-proprietary format. Data must also be retrievable by searching the partial or complete license number of a Street Hail Livery and/or a Street Hail Livery Driver, and time and date of the message, and the data retrieved must be capable of identifying the Street Hail Livery and/or Street Hail Livery Driver that received a particular message.
- (9) The DIM must allow the Street Hail Livery Driver to enter a toll in the following ways:
- (i) Either accept or decline a toll automatically triggered by the Street Hail Livery's Automatic Vehicle Location System when within the five boroughs of New York City (as further described in subdivision (e) of this section);
- (ii) Select a toll from a predetermined list that includes all tolls within the five boroughs of New York City. The LPEP must automatically add the correct toll amount to the fare based on the EZ-Pass rate for that toll and time of day; and,
- (iii) When outside the five boroughs of New York City, the Street Hail Livery Driver must be able to enter a custom toll amount that is added to the total fare.
- (10) In the event that the trip originated as a Dispatch, the fare is paid for by providing credit/debit/prepaid card information to a dispatcher at the base, and the Passenger does not indicate this via the PIM when applicable, the DIM in conjunction with the LPEP system must:
- (i) allow the Street Hail Livery Driver to indicate via the DIM that the fare was paid for outside of the LPEP;
- (ii) display to the Passenger on the PIM when applicable that the fare payment is complete;
- (iii) capture this data for reporting as a part of the Trip Data described in subparagraph (vii) of paragraph (2) of subdivision (c) of this section; and
- (iv) close out the transaction enabling the Taximeter to be re-hired for the next fare (with option to print a receipt for the Passenger if so requested).
- (iii) trip number;
- (iv) itemized fare (time/distance fare, tolls, surcharges, extras, taxes, and tip amount for credit/debit/prepaid card payments);
- (v) payment type (cash, credit, debit, or prepaid card);
- (vi) total number of Passengers;
- (vii) Street Hail Livery identification (i.e., Street Hail Livery License number);
- (viii) Street Hail Livery Driver identification (i.e., Street Hail Livery Driver's License number);
- (ix) all codes referred to in subdivision (b)(1)(xii) of this section, and the date, time and location when each code is entered by a Street Hail Livery Driver, provided that the date and time is collected from the Taximeter;
- (x) Taximeter reading at the start of each shift;
- (xi) Taximeter reading at the end of each shift;
- (xii) date and time of start of shift;
- (xiii) date and time of end of shift;
- (xiv) last four digits of credit, debit, and prepaid cards used for paying fares;
- (xv) On-duty Location Positioning;
- (xvi) On-duty Hail Exclusionary Zone Positioning; and
- (xvii) whether each trip is a Hail Trip or was commenced by Dispatch;]
- (2) The Trip Data to be collected and transmitted must include the information set forth below. For the purposes of this subdivision, all times are required to be measured to the hour, minute, and second:
- (i) date, time and location (latitude, longitude, and human-readable street address) of Passenger pick-up and drop off based on the reading from the LPEP;
- (ii) trip start date, time, and mileage (with and without fare) from the Taximeter;
- (iii) Trip end date, time, and mileage (with and without fare) from the Taximeter;
- (iv) trip duration measured in time and mileage from the Taximeter;
- (v) trip number from the LPEP;
- (vi) itemized charges for the trip (itemized by time and distance fare for each code, tolls, surcharges, extras, taxes) from the Taximeter, and tip amount;
- (vii) payment type (cash, credit, debit, or prepaid card processed via the LPEP or credit/debit/prepaid card processed outside of LPEP) from the LPEP;
- (viii) transaction status, card type, and date/time for credit/debit/prepaid card transactions processed via the LPEP for each card swipe;
- (ix) total number of Passengers from the LPEP;
- (x) Street Hail Livery identification (i.e., Street Hail Livery License number) from the LPEP;
- (xi) Street Hail Livery Driver identification (i.e., TLC-issued Driver's License number) from the LPEP;
- (xii) all changes to the Street Hail Livery Driver's on or off-duty status and the date, time, location (latitude, longitude, and human-readable street address) and the meter mileage (with and without fare) when all on-duty unavailable and off-duty codes referred to in paragraph (5) of subdivision (b) of this section are entered by a
- §11. Paragraph (2) of subdivision (c) of section 83-31 of Title 35 of the Rules of the City of New York is amended to read as follows:
- [(2) The Trip Data to be collected and transmitted must include:
- (i) date, time and location of Passenger pick-up and drop off;
- (ii) trip duration measured in time and mileage;

Street Hail Livery Driver, and the date, time, location (latitude, longitude, and human-readable street address), and meter mileage (with and without fare) when the Street Hail Livery Driver goes back on-duty from the LPEP;

- (xiii) Taximeter reading (date, time, and meter mileage if available) at the start of each shift, where the start of the shift is based on when the Street Hail Livery Driver logs into LPEP;
- (xiv) Taximeter reading (date, time, and meter mileage if available) at the end of each shift, where the end of the shift is based on when the Street Hail Livery Driver logs off of the LPEP;
- (xv) the LPEP login and LPEP logout date, time, and location (latitude, longitude, and human-readable street address) from the LPEP;
- (xvi) the LPEP shift number from the LPEP;
- (xvii) time between each trip based on the time the Taximeter is disengaged at the end of one trip and the time the Taximeter is engaged at the beginning of the next trip;
- (xviii) distance between each trip (in miles) based on the Taximeter mileage reading at the end of one trip and the beginning of the next trip;
- (xix) first two and last four digits of credit, debit, and prepaid cards used for paying fares processed through the LPEP;
- (xx) On-duty Location Positioning from the LPEP in accordance with the data retention requirements outlined in subdivision (h) of this section;
- (xxi) On-duty Hail Exclusionary Zone Positioning from the LPEP in accordance with the data retention requirements outlined in subdivision (h) of this section;
- (xxii) all rate codes in effect during a trip from the Taximeter, and the rate of fare, date, time, location (latitude, longitude, and human-readable street address), and meter mileage (with and without fare) when such rate of fare went in effect, including but not limited to the date, time, location (latitude, longitude, and human-readable street address), and meter mileage (with and without fare) when Rate Code 4 went into effect and the fare at the time Rate Code 4 was initiated from the Taximeter and/or LPEP. In addition to collecting and transmitting the information in this subparagraph, the LPEP must display the rate codes in effect during a trip from the Taximeter;
- (xxiii) a flag indicating whether or not the Trip Data was part of a store-and-forward event;
- (xxiv) a flag indicating whether each trip is a Hail Trip or was commenced by Dispatch; and,
- (xxv) if a trip was commenced by Dispatch, the entity that dispatched the trip from the LPEP, if known by the LPEP.

§12. Paragraph (3) of subdivision (c) of section 83-31 of Title 35 of the Rules of the City of New York, relating to the display of rate codes, is deleted, paragraphs (4) and (5) are renumbered paragraphs (3) and (4), and subparagraphs (i), (iii) and (v) of paragraph (4), as renumbered, are amended to read as follows:

- (4) The Trip Data for each Street Hail Livery must be stored and maintained by the LPEP Provider in accordance with the following requirements:
  - (i) The Trip Data for each Street Hail Livery and its component elements must be stored and maintained [in alphanumeric form] in a standardized format and layout prescribed [approved]

by the Commission[, which format is based on Technical Standards developed by a voluntary consensus standards body that are available to the City without royalty or fee and reportable in a format] that is open and non-proprietary;

- \* \* \*
- (iii) [The] All Trip Data points specified in paragraph (2) of this subdivision must be accessible to the Commission and any designee [as follows]of the Commission in accordance with items (A) and (B) below:
  - (A) [by viewing the data] accessible by an unrestricted application programming interface prescribed by the Commission and viewable in near real time on a web-based portal established and operated by the LPEP Provider[, or by providing a web service acceptable to the Commission,] or by [other] another method acceptable to the Commission. Such portal must be extremely stable with an average uptime of 99.9 percent or greater; and
  - (B) by [downloading and transferring data to the] secure File Transfer Protocol (FTP) transfer according to a format, layout, procedure, and frequency prescribed by the Commission, or at the Commission's option and according to the Commission's specification, by replicating the data to a server maintained by the Commission[ on a weekly basis];
- \* \* \*
- (v) The Trip Data and rate of fare information relating to a particular trip by a Street Hail Livery Driver must be made available by the LPEP Provider to that Driver without charge in electronic or hard copy form at the Street Hail Livery Driver's preference within three (3) business days of the LPEP Provider's receipt of a written[, or electronic request from that Driver, or within two hours of an in-person request from that Driver at the LPEP Provider's premises;

§13. Subparagraph (v) of paragraph (2) and subparagraphs (vi) and (vii) of paragraph (3) of subdivision (d) of section 83-31 of Title 35 of the Rules of the City of New York are amended to read as follows:

- \* \* \*
- (2) An LPEP with a screen but without a Passenger Information Monitor must have the following features:
  - \* \* \*
  - (v) The screen must display to Passengers at the end of the trip the total fare, itemizing all fare, tolls, surcharges, extras, taxes, and for fares paid by credit/debit/prepaid card, tip options [of 15%, 20%, and 25%] as specified in subparagraph (i) of paragraph (2) of subdivision (a) of this section, and permit Passengers to manually enter another tip amount or percentage at their option; and
- (3) An LPEP with a Passenger Information Monitor [that provides advertising content] must have the following features:
  - \* \* \*
  - (vi) The PIM may be turned off by the Passenger, with the following conditions:
    - (A) If a Passenger attempts to turn off the PIM, all information that is required to be shown, such as the Prologue and Epilogue and fare notifications must remain visible for all or a reasonable portion of the Passenger trip; and

(B) The PIM must have the capability to come back on when the Taximeter disengages, to display payment processing information;

- (vii) The LPEP must track and record Passenger use of the PIMs, including when a Passenger uses a screen touch to access TLC Content and alternative channels, and turns the PIM on or off;

§14. The introductory paragraph, clauses (A), (B), (C), (D) and (E) of subparagraph (i), and subparagraphs (iii), (iv) and (v) of paragraph (4) of subdivision (d) of section 83-31 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (4) Required features relating to PIM content are as follows:
  - (i) TLC Content. TLC Content consists of content that is produced by the Commission and submitted to the LPEP Provider for presentation to Passengers via the PIM. The Commission has the sole discretion to select TLC Content, and to decide whether the content is presented in audio and/or video formats, however TLC will not require the LPEP Providers to play content that is unrelated to any broader sponsorship or partnership arrangement between an advertiser and NYC & Company or the City and unrelated to any event, sponsorship or support efforts, or intergovernmental agreements of NYC & Company or the City (spot market advertising). TLC Content includes, but is not limited to, the Prologue and Epilogue, [Public Service Announcements]TLC Audio / Video Content, Emergency PSAs, and Passenger Surveys, as described [below] in clauses (A) through (C) below. TLC Content does not include the passenger route map described in subparagraph (ii) below, payment processing information described in subparagraph (iii) below, news and entertainment content described in subparagraph (iv) below, commercial advertisements and sponsorships supplied by or for the LPEP Provider as described in subparagraph (v) below, and any other content not supplied by the Commission to the LPEP Provider. TLC Content shall be displayed on the PIM in accordance with the [reserved space requirements in clause (D) below and may be updated in accordance with clause (E) below] applicable provisions of this paragraph (d)(4).
  - (A) Prologue and Epilogue. The Commission will provide the LPEP Provider with a series of screens to be run at the start (Prologue) and end (Epilogue) of each trip. The text and graphic content for the screens will be provided on a CD-Rom, by email or by other method acceptable to the Commission. The Prologue must run for at least 45 seconds[ and will contain a greeting, Passenger information, fare information, credit, debit, or prepaid card payment information], and in PIMs that display commercial advertising and/or sponsorships in accordance with subparagraph (d)(4)(v) below and/or display news and entertainment-based content in accordance with subparagraph (d)(4)(iv) below, will include any [Public Service Announcements]TLC Audio/ Video Content and Emergency PSAs provided by the Commission. The Epilogue must be either displayed for [ten] thirty ([1]30) seconds (whether in audio, video, or both) alone on the PIM screen or displayed on the fare payment screen upon the initiation of the payment transaction by an action of the Passenger. Such initiation of the payment transaction includes but is not limited to, depression

of a cash selection button or the swiping (or other contact) of a credit, debit or prepaid card. Except as permitted by this paragraph (d)(4), the Prologue and Epilogue must not be interrupted or interfered with by other PIM content.

(B) [Public Service Announcements] TLC Audio/Video Content and Emergency PSAs. [The] A PIM that displays commercial advertising and/or sponsorships in accordance with subparagraph (d)(4)(v) below and/or displays news and entertainment-based content in accordance with subparagraph (d)(4)(iv) below must present to Passengers all of the [PSAs] TLC Audio/Video Content and Emergency PSAs provided by the Commission, the City and/or its agencies from time to time in graphic or text files or other format in the discretion of the Commission. The [PSAs] TLC Audio/Video Content and Emergency PSAs must be presented in the manner prescribed by the Commission, such as during the Prologue and/or Epilogue, at other times, and by showing certain TLC Audio/Video Content and Emergency PSAs at certain times of the day. The Commission may require that Emergency PSAs preempt all other content on the PIM. The Passenger must have the option of viewing any additional [PSAs] TLC Audio/Video Content not in the Prologue or Epilogue.

(C) Passenger Surveys. [The] A PIM that displays commercial advertising and/or sponsorships in accordance with subparagraph (d)(4)(v) below and/or displays news and entertainment-based content in accordance with subparagraph (d)(4)(iv) below must permit the Passenger to take in-vehicle surveys [of not more than twenty (20) questions (in yes or no, multiple choice format)], the results of which are to be provided to the Commission on a [weekly]daily basis electronically, [or made accessible to the Commission] as described in paragraph [(d)(7)] item II below.

(I) Survey Distribution and Management. The LPEP must be able to allow for the targeted delivery of surveys (by survey type) to all Street Hail Liveries or to a subset of Street Hail Liveries, specified by full or partial Street Hail Livery License number, random subset of Street Hail Liveries (specified by number or percentage), or all Street Hail Liveries for a particular LPEP Provider. The LPEP must support the delivery of up to five surveys to a single LPEP unit at a time, and the Commission must be able to update survey content in accordance with clause (E) of this subparagraph.

(II) Survey Results. Survey results must be provided to the Commission on a daily basis in a delimiter-separated value data format or other format and layout specified by the Commission. Survey results must be linked to the survey version and unique trip on which they are based.

(III) Survey Content. Survey questions must be able to support yes/no responses and multiple choice responses (with the option to specify a single option or select multiple options from a list). The LPEP must be able to accommodate skip logic specified by the Commission, by which the flow of the survey questions changes depending on the responses selected by the Passengers to previous survey questions.

(D) Reserved Space Requirements. The reserved space requirements in this clause (D) apply only to PIMs that display commercial advertising and/or sponsorships in accordance with subparagraph (d)(4)(v) below and/or display news and entertainment-based content in accordance with subparagraph (d)(4)(iv) below.

(I) The PIM must provide an initial channel for content that is activated when the Taximeter is activated. The initial channel must display the Prologue and Epilogue, TLC Audio / Video Content, Emergency PSAs and Passenger surveys. In addition to the Prologue and Epilogue, [T]he Commission must be reserved [not less than one-third of the viewing time and space on the initial channel (calculated in accordance with the formula in item (III) below)] up to two minutes and fifteen seconds (2:15) of space in the 12 minute content loop on the initial channel to present TLC Audio/Video Content, Emergency PSAs and other content. No more than one minute of the Commission's two minutes and fifteen seconds in the content loop will be reserved for content that is commercial in nature, subject to the limitations described in subparagraph (i) of this paragraph (4). The TLC Audio/Video Content, Emergency PSAs, and other content on the initial channel must be reserved at least 60 percent of the total screen space (inclusive of banners and borders), or not less than the amount of screen space reserved for commercial advertising and sponsorships and news and entertainment content unless the Commission approves otherwise. The aspect ratio devoted to the aforementioned content should not change as any of the PIM content is updated by either the Commission or the LPEP Provider, in order to prevent distortion or stretching of the content provided by the Commission.

(II) The PIM must provide a second channel for content that is capable of being voluntarily activated by a Passenger via a prominently displayed link, button or tab on the PIM (Channel 2). The PIM must provide a means for a Passenger to return the PIM screen to the initial channel from [the second channel]Channel 2. [The PIM second channel]Channel 2 must display any additional [PSAs] TLC Audio/Video Content and other TLC Content submitted to the LPEP Provider by the Commission. The Commission must be reserved on Channel 2 not less than two-thirds of the viewing time and space on [the second] such channel (calculated in accordance with the formula in item (III) below) to present additional [PSAs and other] TLC Audio/Visual Content. The aspect ratio devoted to the aforementioned content should not change as any of the PIM content is updated by either the Commission or the LPEP Provider, in order to prevent distortion or stretching of the content provided by the Commission.

[(III) The percentage of PIM content used by the Commission to present TLC Content on each channel (the initial channel and the second channel) shall be calculated using the following formula:

TLC Content Percentage = (Apc \* Tv) / Tt

Where Apc is the percent of the screen (frame) containing TLC Content,

Tv is the scheduled viewing time, and

Tt is the average trip time.

Apc must be at least 25% of the screen unless the Commission approves otherwise.

Tt, the average trip time, shall be twelve (12) minutes initially. The average trip shall, however, be reset every six (6) months following the LPEP installation date to a value equal to the average trip time calculated using actual Trip Data collected via the LPEP during the applicable six (6) month period.

For purposes of calculating the time allotted for presentation of TLC Content, the following shall be excluded: the Prologue and Epilogue, additional PSAs, and any other TLC Content contained therein; and the Passenger viewing time associated with Passenger initiated views of the PSAs,

Passenger surveys or any other content voluntarily selected by Passengers.]

\* \* \*  
(E) Update of TLC Content. Provided that twenty four (24) hour notice is given to the LPEP Provider (with the exception of Emergency PSAs which may be provided at any time), t(T)he Commission may update its content on the PIM 104 times a year (an average of twice weekly) to add new TLC Content, or delete or modify any existing TLC Content (including but not limited to the Prologue, Epilogue, TLC Audio / Video Content, Emergency PSAs, and Passenger surveys), or delete or modify existing TLC Content, indicating the date such update is to take effect. [, by notifying the LPEP Provider in writing and by providing an update file containing text or graphic content, or modifications thereof, in a CD-Rom, by email or other method acceptable to the Commission, indicating the date such update is to take effect.] The LPEP Provider must implement such update on the PIM by the date indicated, at no cost to the Commission.

\* \* \*  
(iii) Payment Processing Information. The PIM must be used to process payment by credit, debit, or prepaid card by displaying to Passengers at the end of the trip the total fare, itemizing all time-and-distance fare, tolls, surcharges, extras, taxes, and for fares paid by credit/debit/prepaid cards, default tip of 0 percent with tip options as specified in subparagraph (a)(2)(i) of this section of 15%, 20%, and 25%, and permitting Passengers to manually enter another tip amount or percentage at their option]. The PIM must display all content required to meet the requirements of subdivision (a) of this section.

(iv) News and Entertainment Content. [The] A PIM that displays commercial advertising and/or sponsorships in accordance with subparagraph (d)(4)(v) below must feature reasonably fresh and up-to-date news and entertainment-based content, including weather and sports information, in compliance with paragraphs (5) and (6) below. A PIM that does not display such commercial advertising and/or sponsorships may feature news and entertainment-based content as described in the foregoing sentence.

(v) Commercial Advertising and Sponsorships. [At the option of the Street Hail Livery Licensee, t]The LPEP Provider may provide for the display on a PIM of commercial advertising and sponsorships in compliance with paragraphs (5) and (6) below;

§15. Paragraph (4) of subdivision (d) of section 83-31 of Title 35 of the Rules of the City of New York is amended by adding new subparagraphs (vi) and (vii), to read as follows:

(vi) SHL Information. The PIM must provide access to SHL Information, the content of which will be provided and updated by the Commission. SHL Information is information for the benefit of the Passenger describing rates of fare, out of town trips, and other information relevant to riding a Street Hail Livery;

(vii) TLC Feedback. The PIM must provide access to a TLC feedback form to allow passengers to provide feedback to the TLC. The content of the feedback form will be provided and updated by the Commission.

(A) The TLC feedback form must auto-populate the Street Hail Livery License number, trip number, TLC Driver's License number, date, and time, and provide a list of up to 10 standard responses (provided and updated by the Commission) from which the Passenger can select. The TLC feedback information must be transmitted to the Commission on a daily basis in a format, layout, and manner approved by the Commission.

(B) The TLC feedback form must contain a statement (approved by the Commission) indicating that formal complaints should be submitted via 311;

§16. Paragraph (7) of subdivision (d) of section 83-31 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (7) The LPEP Provider must provide access to the Commission and any designee to all content on the LPEP with a PIM or screen as follows:
  - (i) by viewing the content in near real time on a web-based portal established and operated by the LPEP Provider[, or by providing a web service acceptable to the Commission, ](or by other method acceptable to the Commission) and accessible by an unrestricted application programming interface prescribed by the Commission; and
  - (ii) [by downloading and transferring content to the Commission on a weekly basis] via a working demonstration model of the LPEP as described in §83-27(d) of these Rules;

§17. Paragraph (1) of subdivision (e) of section 83-31 of Title 35 of the Rules of the City of New York is amended, and a new paragraph (4) is added, to read as follows:

- (e) *Automatic Vehicle Location System and Location Services.* An LPEP must have an Automatic Vehicle Location System and must provide location services as provided below. The LPEP must conform to the following specifications:
  - (1) The LPEP must capture and transmit On-duty Location Positioning and On-duty Hail Exclusionary Zone Positioning and store and maintain the data in accordance with the requirements of [subdivision (c)(5)] paragraph (c)(4) of this section;
    - (i) The LPEP must prevent the Street Hail Livery Driver from engaging the Taximeter while in the Pre-Arranged Exclusionary Zone;
    - (ii) The LPEP must prevent the Street Hail Livery Driver from engaging Rate Code 4 within the five boroughs of New York City or when there is a mandated fare;
    - (iii) The LPEP must turn off the roof light while the Street Hail Livery vehicle is in the Hail Exclusionary Zone and the Taximeter is disabled;
  - \* \* \*
  - (4) Tolls located within the five boroughs of New York City must be automatically triggered by the LPEP using the Street Hail Livery's AVL. When the Street Hail Livery's AVL detects that the Street Hail Livery is at a toll crossing, the Driver must be prompted via the DIM to either accept or decline the toll. If the Driver accepts the toll, the LPEP must automatically add the correct toll amount to the fare based on the EZ-Pass rate for that toll and time of day.

§18. Subparagraph (iii) of paragraph (1) of subdivision (f) of section 83-31 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (f) *Security.*
  - (1) All features of the LPEP, including the collection, transmission and maintenance of data by the LPEP Provider, required by this section must conform to the following security standards:
    - \* \* \*
    - (iii) [Commission security standards to be promulgated at a later time]All security standards contained in Chapter 84 of these Rules.

§19. Section 83-31 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (l), to read as follows:

- (l) LPEP Accessibility for Passengers with Disabilities. LPEP Providers must provide the following accessibility features in LPEPs:
  - (1) LPEPs that have a PIM or a screen must provide the following accommodations for Passengers with visual disabilities to activate the following accessibility features:
    - (i) PIM or screen and credit card reader must be installed in the same Passenger compartment in each Street Hail Livery,
    - (ii) periodic audio fare updates and

- at the end of the trip to facilitate payment,
- (iii) audio rate code change notifications and toll notifications,
- (iv) audio instructions enabling an individual to successfully complete fare payment, including discretionary tipping, without requiring the assistance of a Street Hail Livery Driver, and
- (v) a verbal and hardcopy or electronic receipt for the Passenger.

- (2) LPEPs without a PIM or screen must provide the following accommodations for Passengers with visual disabilities to activate the following accessibility features:
  - (i) periodic audio fare updates,
  - (ii) audio rate code change notifications and toll notifications,
  - (iii) audio itemized fare at the end of the trip to facilitate payment; and
  - (iv) audio instructions enabling an individual to successfully complete fare payment, including discretionary tipping, without requiring the assistance of a Street Hail Livery Driver.

constructed prior to September 17, 1970, and are within C1 or C2 districts mapped within R9 or R10 districts, and in C1-8, C1-9, C2-7 and C2-8 districts. The proposed text amendment would permit commercial use on the second floor of any building if such second floor is not occupied by residential or community facility use at the time that this application was referred for public review by the City Planning Commission, and provided that the subject building is located on the same block frontage of at least one other building with a second floor occupied by a use listed in Use Groups 6, 7, 8, 9 or 14 in Manhattan Community District 6. Other regulations governing commercial use, such as commercial floor area, supplemental use regulations, and the regulations of the underlying zoning districts, would not be changed by the text amendment.

The proposed action would facilitate the applicant's proposal by permitting the occupation of the project site's second story with a 1,280 gross square feet restaurant space. Absent the proposed action, the applicant has stated that the second story would be occupied by a residential unit. Additionally, the Department of Buildings has issued building permits to construct a residential penthouse on the building. This development would proceed in the future without the proposed action. The proposed project is expected to be completed by 2014.

**This Revised Negative Declaration has been issued to take into account a City Planning Commission modification to the original proposed text amendment in response to concerns raised during the ULURP review to date. The proposed modification would reduce the applicability of the proposed text amendment from certain buildings located in C1 or C2 districts mapped within R9 or R10 districts, or in C1-8, C1-9, C2-7 and C2-8 districts, which included Manhattan Community Districts 2-8, 10 and 11 and Queens Community District 2, to only buildings in those identified zoning districts within Manhattan Community District 6. This change modifies the certified application's proposed text amendment to Section 32-421 of the Zoning Resolution. The proposed change would not alter the proposed square footage or use of the restaurant enlargement.**

**Statement of No Significant Effect:**

The Environmental Assessment and Review Division of the Department of City Planning, on behalf of the City Planning Commission, has completed its technical review of the Environmental Assessment Statement, dated April 3, 2013, prepared in connection with the ULURP Application No. (N 130233 ZRM), the Revised EAS, dated April 15, 2013, prepared in connection with the Applicant's modification to the clarify the affected Community Districts, and the Revised EAS, dated November 14, 2013, prepared in connection with CPC modifications to the proposed actions. The City Planning Commission has determined that the proposed action will have no significant effect on the quality of the environment.

**Supporting Statement:**

- The above determination is based on an environmental assessment which finds that:
1. The Revised EAS, dated November 14, 2013, analyzed the proposed modification by the CPC to the text amendment request to Section 32-421, which would not result in any changes to the proposed square footage or uses of the Applicant's proposed enlargement of an existing restaurant, and concluded that proposed modification would not have the potential for significant adverse impacts on the environment.
  2. No significant effects on the environment that would require an Environmental Impact Statement are foreseeable.

This Negative Declaration has been prepared in accordance with Article 8 of the Environmental Conservation Law 6NYCRR part 617.

Should you have any questions pertaining to this Negative Declaration, you may contact Jonathan Keller at (212) 720-3419.

**SPECIAL MATERIALS**

**CITY PLANNING**

**ENVIRONMENTAL ASSESSMENT AND REVIEW**

**NOTICE**

**REVISED NEGATIVE DECLARATION**

**Supersedes Revised Negative Declaration Issued on April 22, 2013**

<b>Project Identification</b>	<b>Lead Agency</b>
CEQR No. 13DCP111M	City Planning Commission
ULURP No. N 130233 ZRM	22 Reade Street
SEQRA Classification: Type 1	New York, NY 10007
	Robert Dobruskin
	(212) 720-3423

**Name, Description and Location of Proposal:**

**945 Second Avenue Text Amendment**

The Revised Negative Declaration originally issued on April 22, 2013, has been revised in order to take into account modifications to the proposed action, as described further below.

The applicant, 945 Realty Holdings, LLC., is seeking a zoning text amendment to modify restrictions on second story commercial use pursuant to Zoning Resolution 32-421, "Limitations on floors occupied by commercial uses." The proposed action would permit second floor commercial use in certain buildings located in C1 or C2 districts mapped within R9 or R10 districts, or in C1-8, C1-9, C2-7 and C2-8 districts in Manhattan Community District 6, where such use is an established component of the area's land use pattern. The proposed action would facilitate a proposal by the applicant, the owner of Crave Fishbar, to enlarge its restaurant by occupying the second floor of an existing building located at 945 Second Avenue (Block 1324, Lot 23) in the Turtle Bay neighborhood of Manhattan, Community District 6.

The applicant's restaurant, Crave Fishbar, was located across the street from the project site at 946 Second Avenue until March 2008 when its building at that location was greatly damaged in the collapse of a construction crane and had to be demolished. The applicant purchased 945 Second Avenue in order to relocate the restaurant and subsequently realized that commercial use was prohibited by Section 32-421 above the first floor. The small footprint of 945 Second Avenue means that the restaurant can only occupy 1,400 gross square feet (gsf) on the first floor with 46 seats. The proposed action would permit the applicant's restaurant to expand to the second floor and consist of a total of 2,680 gsf and 74 seats.

The proposed action is not intended to induce new development but to facilitate the enlargement of the aforementioned existing restaurant. Any potential development would be geographically dispersed and any potential environmental effects would be minimal and diffuse.

The existing building at 945 Second Avenue is located within a C1-9 district and consists of a total of approximately 4,160 gsf, which includes three dwelling units, and a 1,400 gsf restaurant. 945 Second Avenue currently consists of a restaurant on the ground floor, a vacant second story, and three residential units between the third and fourth floors.

Under the current zoning text, new commercial use of the second floor is not permitted within buildings that were

Damage Parcel No.	Block	Lot
1	15652	11
2	15652	13
3	15652	14
5	15652	16
6	15652	17
10	15652	24
16	15654	26
17	15654	29
18	15654	31
19	15654	33

Acquired in the proceeding, entitled: CHANDLER STREET subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

JOHN C. LIU  
Comptroller

## HOUSING PRESERVATION & DEVELOPMENT

### ■ NOTICE

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

Notice Date: December 12, 2013

#### To: Occupants, Former Occupants, and Other Interested Parties

Property: Address	Application#	Inquiry Period
109 West 45th Street, Manhattan a/k/a 109-113 W. 45th St.	116/13	November 1, 2010 to Present
49 East 126th Street, Manhattan	117/13	November 1, 2010 to Present
219 West 71st Street, Manhattan	118/13	November 1, 2010 to Present
535 West 147th Street, Manhattan	120/13	November 4, 2010 to Present
240 West 132nd Street, Manhattan	123/13	November 6, 2010 to Present
59 West 46th Street, Manhattan	125/13	November 8, 2010 to Present
2064 5th Avenue, Manhattan	126/13	November 8, 2010 to Present
1701 Broadway, Manhattan	127/13	November 13, 2010 to Present
209 West 138th Street, Manhattan	130/13	November 22, 2010 to Present
420 Jefferson Avenue, Brooklyn	119/13	November 1, 2010 to Present
106 Lefferts Place, Brooklyn	124/13	November 7, 2010 to Present
704 Park Place, Brooklyn	128/13	November 18, 2010 to Present
377 Jefferson Avenue, Brooklyn	129/13	November 18, 2010 to Present
885 Sterling Place, Brooklyn	132/13	November 26, 2010 to Present
190 Beach 118th Street, Queens	131/13	November 22, 2010 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**.

d12-20

## MAYOR'S OFFICE OF CONTRACT SERVICES

### ■ NOTICE

Notice of Intent to Issue New Solicitation Not Included in FY 2014 Annual Contracting Plan and Schedule

**NOTICE IS HEREBY GIVEN** that the Mayor will be issuing the following solicitation not included in the FY 2014 Annual Contracting Plan and Schedule that is published pursuant to New York City Charter § 312(a):

Agency: Human Resources Administration  
Description of services sought: Accounts maintenance data entry services  
Start date of the proposed contract: 5/1/2014  
End date of the proposed contract: 4/30/2015  
Method of solicitation the agency intends to utilize: Negotiated Acquisition Extension  
Personnel in substantially similar titles within agency: None  
Headcount of personnel in substantially similar titles within agency: 0

◀ d17

## PARKS AND RECREATION

### OFFICE OF MANAGEMENT AND BUDGET

#### ■ NOTICE

**New York City Economic Development Corporation  
(NYCEDC)  
New York City Department of Parks and Recreation (DPR)**

#### COMMUNITY DEVELOPMENT BLOCK GRANT – DISASTER RECOVERY PROGRAM

#### Final Notice and Public Explanation of a Proposed Activity in a 100-Year Floodplain

To: All interested Agencies, Groups, and Individuals

This publication gives notice that New York City has conducted an evaluation of the proposed Rockaway Beach Boardwalk reconstruction and related improvements, as required by Executive Orders (EO) 11988 and 11990, in accordance with HUD regulations 24 CFR 55.20 Subpart C Procedures for Making Determinations on Floodplain Management and Protection of Wetlands, respectively. These evaluations are made to determine the potential effects that proposed activities in the floodplain and wetland associated with the proposed project will have on the human environment. New York City will receive federal Community

Development Block Grant-Disaster Recovery (CDBG-DR) funding from HUD to execute the reconstruction of the Rockaway Beach Boardwalk and related improvements.

The City has considered the following alternatives to be taken to minimize adverse impacts and to restore and preserve natural and beneficial values of its floodplains:

**Action Outside the Floodplain:** As the Rockaway Beach Boardwalk is a major public open space in the Rockaways Peninsula and an integral component of Rockaway Beach, there is no practicable alternative to locate it outside the floodplain.

**Proposed Action in the Floodplain:** The project site is located within the 100-year floodplain, and New York City proposes to use CDBG-DR funds to reconstruct the boardwalk between Beach 20th and Beach 126th Streets and to improve its future storm resiliency by raising the overall elevation to account for both revised 100-year flood elevations and predicted future sea level rise. Further, the proposed reconstruction would incorporate a sand-retaining wall underneath the boardwalk that would prevent sand migration and help to protect the adjacent community. The sand-retaining wall would span the length of the boardwalk and would retain the volume of sand extending from new dunes currently being constructed by the United States Army Corps of Engineers (USACE) to the sand-retaining wall under the boardwalk. The wall would also restrict blowing sand from passing under the boardwalk from the beach to the inland area. The CDBG-DR funds would also be used to provide structured access to the beach between Beach 126th and Beach 149th Streets over the new USACE dunes and to restore and enhance existing dunes between Beach 9th and Beach 20th Streets, including constructing at-grade access through the dunes. Overall, the proposed project would restore a damaged recreational resource while increasing the resiliency of the boardwalk against future storms, enhance beach access, and help protect newly created dunes.

**No Action:** The No Action Alternative would not support PlaNYC's goals to increase the sustainability and resiliency of open space resources, and would provide less park user accessibility and enjoyment of the unique open space resource of the beaches on the Rockaway Peninsula. The No Action Alternative is also inconsistent with New York City's Special Initiative for Rebuilding and Resiliency (SIRR), which identifies reconstruction of the Rockaway Beach Boardwalk as a key rebuilding project. Under the No Action Alternative, the boardwalk would not be reconstructed between Beach 20th and 126th Streets, structures across the USACE dune between Beach 126th Street and Beach 149th Street would not be constructed, and the existing dunes between Beach 20th and Beach 9th Streets would not be restored.

**Original Height Alternative:** Under this alternative, the boardwalk would be rebuilt at its original height with no raising of the elevation or the inclusion of resiliency features. While the Original Height Alternative would be designed and constructed to be more resilient to future storms than the former boardwalk, the alternative would be less consistent with the goals and objectives of PlaNYC and the SIRR than the proposed project, because it would not be raised in height to accommodate future sea level rise.

**No Sand-Retaining Wall Alternative:** Under this alternative, the boardwalk would be rebuilt as under the proposed project except that there would be no sand-retaining wall constructed under the boardwalk. While the No-Sand Retaining Wall Alternative would provide the same resiliency to future storms as the proposed project, it would not retain the infill sand under the boardwalk and, therefore, would not protect the adjacent communities by helping to protect newly created dunes or preventing sand migration over adjacent roadways, homes, and open space areas.

This **FINAL NOTICE FOR PUBLIC REVIEW OF A PROPOSAL TO SUPPORT ACTIVITY IN A 100-YEAR FLOODPLAIN** is required by Section 2(a)(4) of EOs 11998 and 11990, respectively for Floodplain Management and Protection of Wetlands and is implemented by HUD regulations found at 24 CFR 55.20 Subpart C Procedures for Making Determinations on Floodplain Management. The 8-step Decision Making Process includes public notices and the examination of practicable alternatives to building in the floodplain or wetland. The City proposes to use CDBG-DR funds to reconstruct the Rockaway Boardwalk, provide structured access to the beach over new USACE dunes, and restore and enhance existing dunes located within the 100-year floodplain.

Additional project information including floodplain maps of the project site are contained in the Environmental Review Record and Environmental Assessment currently on file with Calvin Johnson, Assistant Director CDBG-DR, 255 Greenwich Street, 8th Floor, New York, New York 10007 and may be examined from 10:00 A.M. to 5:00 P.M. This posting can be found by using this link: <http://www.nyc.gov/builditback> and then clicking on "Reports and Public Notices." The City is interested in alternatives and public perceptions of possible adverse effects that could result from the project as well as potential mitigation measures.

All interested persons, groups, and agencies are invited to submit written comments regarding the proposed use of federal funds to support the reconstruction of the Rockaway Boardwalk in a floodplain. Written comments should be sent to OMB at 255 Greenwich Street, 8th Floor, New York, New York 10007, Attention: Calvin Johnson, Assistant Director CDBG-DR or via email at [CDBGDR-enviro@omb.nyc.gov](mailto:CDBGDR-enviro@omb.nyc.gov). The minimum 7 calendar day comment period will begin the day after publication and end on the 8th day after publication. All comments should be received by OMB on or before December 21, 2013.

City of New York, Office of Management and Budget,  
Mark Page, Director  
**Date: December 13, 2013**

d13-20

## REVENUE AND CONCESSIONS

### ■ NOTICE

In accordance with Section 1-14 of the Concession Rules of the City of New York ("Concession Rules"), the New York City Department of Parks and Recreation (Parks) intends to enter into negotiations with only Super Value Inc. for a license agreement for the operation and maintenance of two gasoline service stations on the Hutchinson River Parkway (Northbound and Southbound), near the Westchester Avenue Exit, Bronx.

The concession will have a short term and will commence on August 27, 2013 (retroactive to the expiration of the previous license agreement) and expire on April 30, 2015. The concession will be operated pursuant to a license issued by Parks; no leasehold or other proprietary right will be offered. As compensation to the City, Parks requires a monthly fee of at least \$17,900.00.

At this time, it is neither practicable nor advantageous to award this concession by competitive sealed proposals or competitive sealed bids due to the existence of a time-sensitive situation where a concession must be awarded quickly or significant revenues will be lost. The existing concession agreement expired in August 2013. Without a negotiated short-term concession, this facility will remain vacant since Parks does not have the capability or the resources to operate, maintain or secure the gasoline service stations. Service to the public will be interrupted and significant revenue to the City will be lost in concession fees. An RFP for this concession was originally issued on October 5, 2012 with the intent of making an award prior to the expiration of the then existing concession agreement; however, Parks is unable to make an award pursuant to that RFP because material information regarding ownership of the underground storage tanks, gasoline pumps and dispensers that are currently on the premises came to Parks' attention subsequent to the close of the RFP process.

Parks has determined that it is in the City's best interest to negotiate only with the previous concessionaire, Super Value Inc., because they own the underground storage tanks, gasoline pumps and dispensers and they are currently occupying and operating the premises and have been since their license expired. As part of the negotiated concession, Super Value Inc. will be required to remove the existing underground gasoline storage tanks, gasoline pumps and dispensers, restore the premises and undertake any necessary environmental remediation of the premises before the end of the term. This negotiated concession is meant to act as a short-term solution to bridge the gap until a new competitive RFP solicitation, evaluation, and award process have concluded and to allow time for the existing underground storage tanks, pumps and dispensers to be removed from the premises before the start of any longer term concession.

Therefore, pursuant to the Concession Rules and with the approval of the Director of the Mayor's Office of Contract Services, Parks will negotiate only with Super Value Inc. However, if you want to express interest in the proposed concession or obtain additional information concerning the proposer concession, please contact Lauren Standke, Project Manager for the Revenue Division, at (212) 360-3495 or via e-mail at [Lauren.Standke@parks.nyc.gov](mailto:Lauren.Standke@parks.nyc.gov) by December 30, 2013 for instructions and information. Where applicable, Parks may condition the award of this concession upon the successful completion of VENDEX Questionnaires (Vendor and Principal Questionnaires) and review of that information by the Department of Investigation. In addition, any person or entity with at least a 10% ownership interest in the submitting vendor (including a parent company), may be required to complete VENDEX Questionnaires (Principal Questionnaire for any person and Vendor Questionnaire for any entity with at least a 10% ownership interest in the submitting vendor).

This concession has been determined not to be a major concession as defined by Chapter 7 of the Rules of the City Planning Commission.

Please note that the concession award is subject to applicable provisions of federal, State, and local laws and executive orders requiring affirmative action and equal employment opportunity.

The New York City Comptroller is charged with the audit of concession agreements in New York City. Any person or entity that believes that there has been unfairness, favoritism or impropriety in the proposal process should inform the Comptroller's Office of Contract Administration, 1 Centre Street, Room 835, New York, New York 10007. This office may be reached at (212) 669-2323.

d13-19

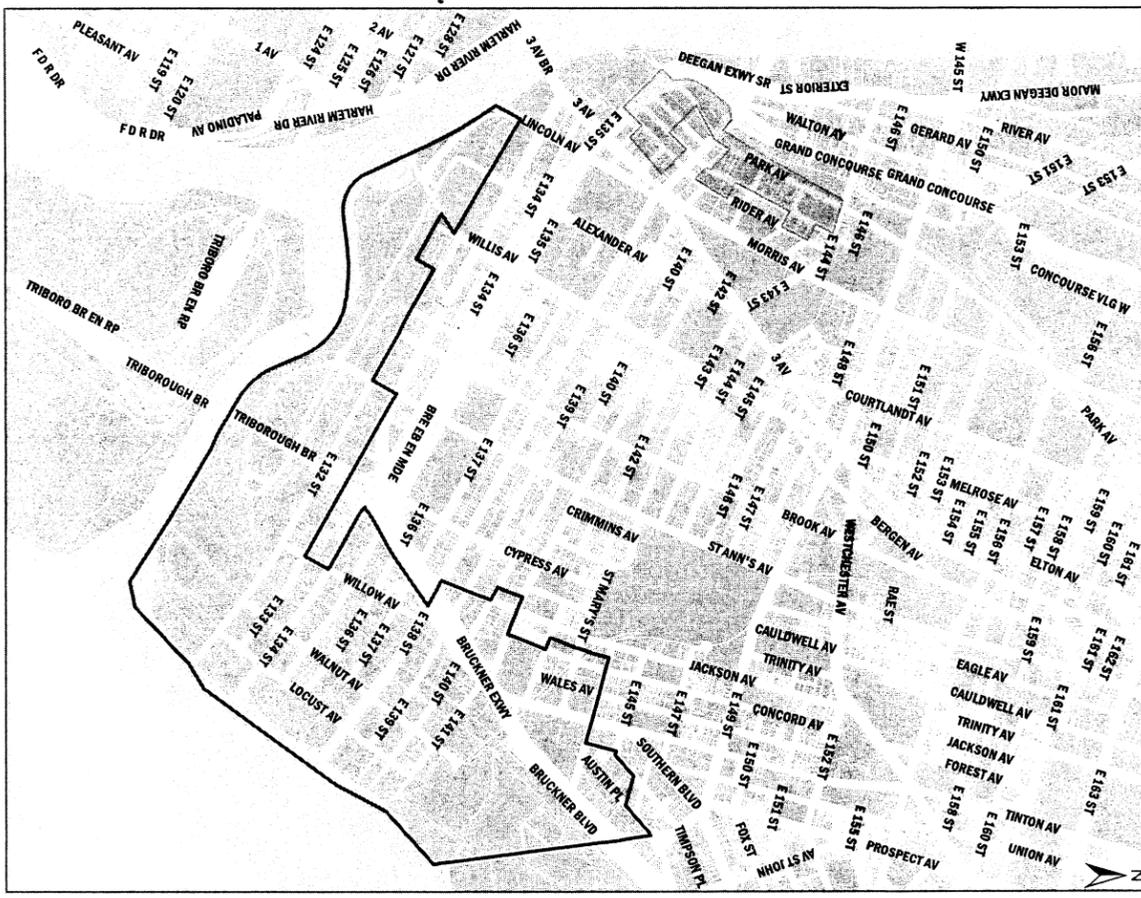
## SMALL BUSINESS SERVICES

### ■ NOTICE

IBZ Public Notice of Ratified Maps  
Industrial Business Zone Boundary Commission  
The New York City Industrial Business Zone Boundary Commission was convened on November 21, 2013 at 9:00 A.M. at 110 William Street, 4th Floor, Conference Room 4A/B.  
The Industrial Business Zone Boundary Commission was convened to ratify proposals to modify the existing and additional Industrial Business Zone (IBZ) boundaries. Maps for the ratified amendments to the IBZ boundaries are available in this issue of the City Record and can be found at [www.nycedc.com/ibz](http://www.nycedc.com/ibz).

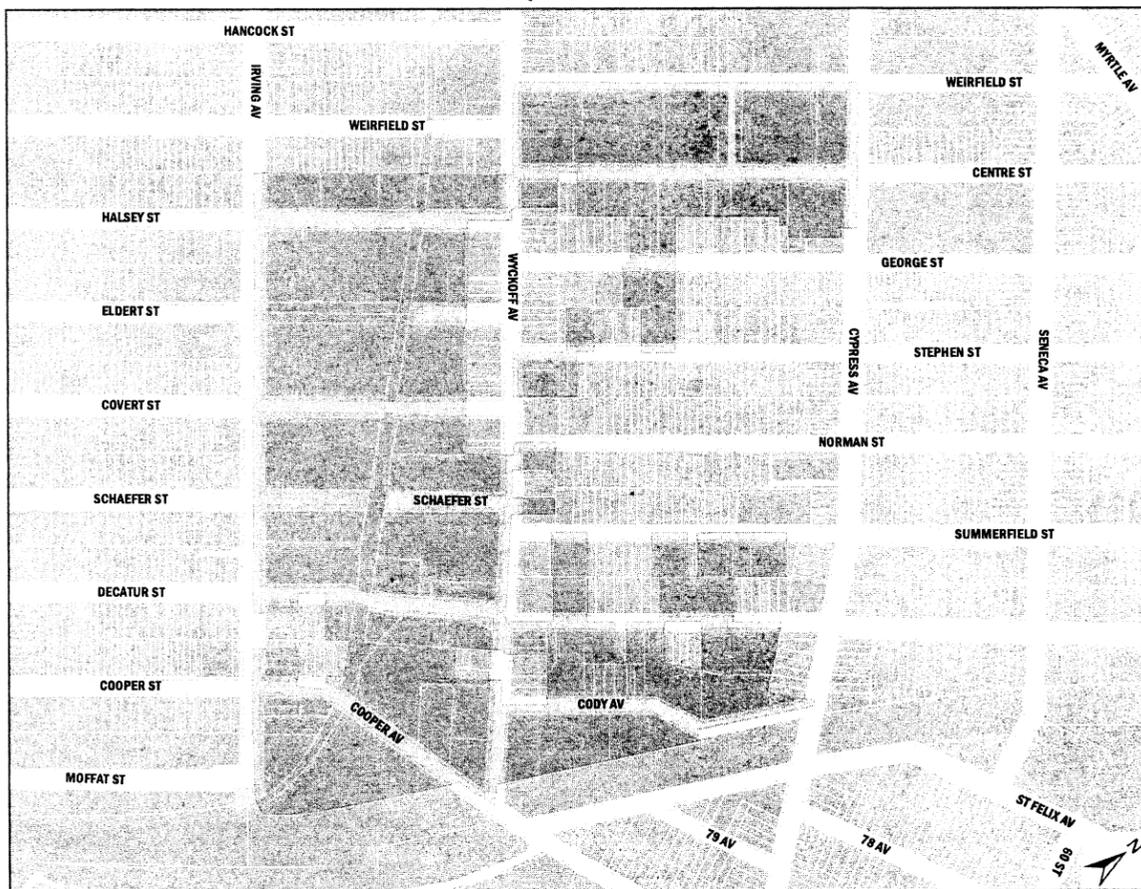
3 MAPS

Port Morris Industrial Business Zone  
Ratified Boundaries  
November 2013



Data Source: MapPLUTO copyrighted by the New York City Department of City Planning  
Prepared by New York City Economic Development Corporation (MGIS Unit) 11/21/2013

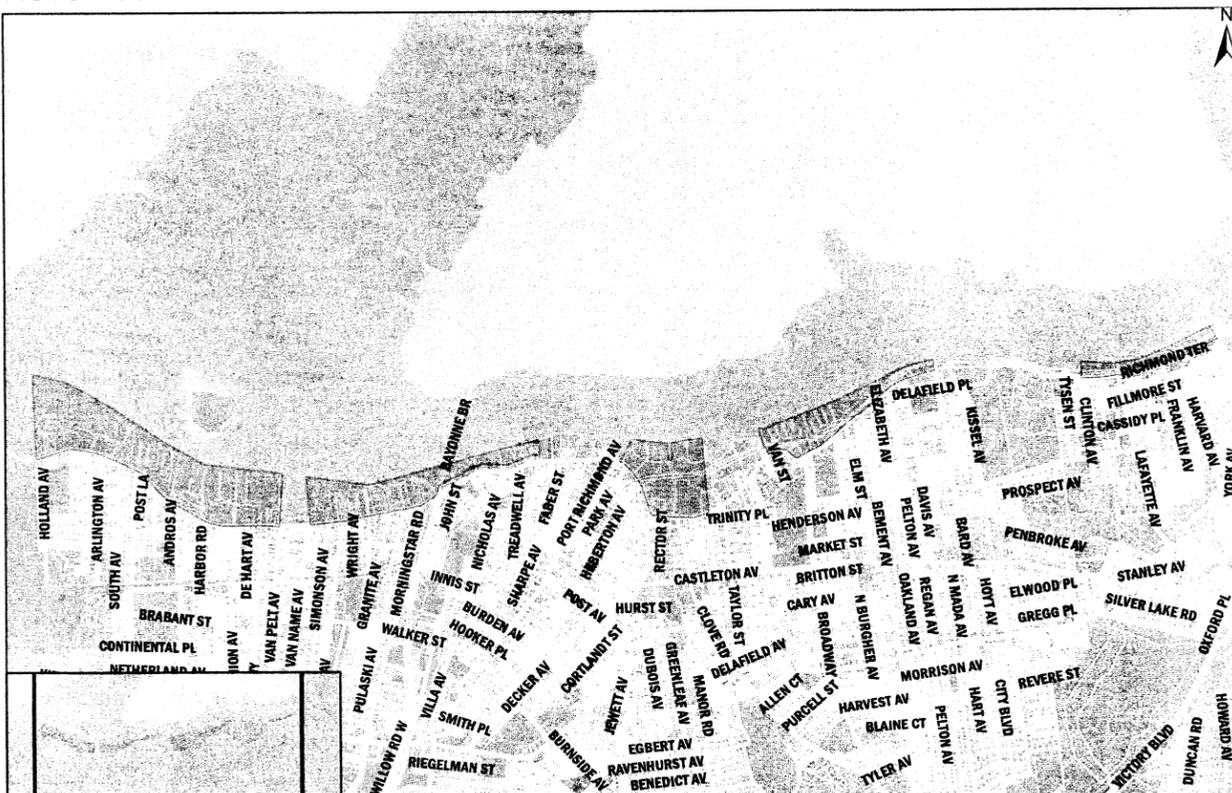
Ridgewood Industrial Business Zone  
Ratified Boundaries  
November 2013



Data Source: MapPLUTO copyrighted by the New York City Department of City Planning  
Prepared by New York City Economic Development Corporation (MGIS Unit) 11/21/2013

Staten Island Industrial Business Zone North Shore  
Ratified Boundaries  
November 2013

November 2013 Ratified Boundaries



Data Source: MapPLUTO copyrighted by the New York City Department of City Planning  
Prepared by New York City Economic Development Corporation (MGIS Unit) 11/23/2013

## READER'S GUIDE

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

### NOTICE TO ALL NEW YORK CITY CONTRACTORS

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

### CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION-RELATED SERVICES

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

### VENDOR ENROLLMENT APPLICATION

New York City procures approximately \$17 billion worth of goods, services, construction and construction-related services every year. The NYC Procurement Policy Board Rules require that agencies primarily solicit from established mailing lists called bidder/proposer lists. Registration for these lists is free of charge. To register for these lists, prospective suppliers should fill out and submit the NYC-FMS Vendor Enrollment application, which can be found online at [www.nyc.gov/selltonyc](http://www.nyc.gov/selltonyc). To request a paper copy of the application, or if you are uncertain whether you have already submitted an application, call the Vendor Enrollment Center at (212) 857-1680.

### SELLING TO GOVERNMENT TRAINING WORKSHOP

New and experienced vendors are encouraged to register for a free training course on how to do business with New York City. "Selling to Government" workshops are conducted by the Department of Small Business Services at 110 William Street, New York, NY 10038. Sessions are convened on the second Tuesday of each month from 10:00 A.M. to 12:00 P.M. For more information, and to register, call (212) 618-8845 or visit [www.nyc.gov/html/sbs/nycbiz](http://www.nyc.gov/html/sbs/nycbiz) and click on Summary of Services, followed by Selling to Government.

### PRE-QUALIFIED LISTS

New York City procurement policy permits agencies to develop and solicit from pre-qualified lists of vendors, under prescribed circumstances. When an agency decides to develop a pre-qualified list, criteria for pre-qualification must be clearly explained in the solicitation and notice of the opportunity to pre-qualify for that solicitation must be published in at least five issues of the CR. Information and qualification questionnaires for inclusion on such lists may be obtained directly from the Agency Chief Contracting Officer at each agency (see Vendor Information Manual). A completed qualification questionnaire may be submitted to an Agency Chief Contracting Officer at any time, unless otherwise indicated, and action (approval or denial) shall be taken by the agency within 90 days from the date of submission. Any denial or revocation of pre-qualified status can be appealed to the Office of Administrative Trials and Hearings (OATH). Section 3-10 of the Procurement Policy Board Rules describes the criteria for the general use of pre-qualified lists. For information regarding specific pre-qualified lists, please visit [www.nyc.gov/selltonyc](http://www.nyc.gov/selltonyc).

### NON-MAYORAL ENTITIES

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

### PUBLIC ACCESS CENTER

The Public Access Center is available to suppliers and the public as a central source for supplier-related information through on-line computer access. The Center is located at 253 Broadway, 9th floor, in lower Manhattan, and is open Monday through Friday from 9:30 A.M. to 5:00 P.M., except on legal holidays. For more information, contact the Mayor's Office of Contract Services at (212) 341-0933 or visit [www.nyc.gov/mocs](http://www.nyc.gov/mocs).

### ATTENTION: NEW YORK CITY MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISES

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

### PROMPT PAYMENT

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

### PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City's website at [www.nyc.gov/selltonyc](http://www.nyc.gov/selltonyc)

### COMMON ABBREVIATIONS USED IN THE CR

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

ACCO	Agency Chief Contracting Officer
AMT	Amount of Contract
CSB	Competitive Sealed Bid including multi-step
CSP	Competitive Sealed Proposal including multi-step
CR	The City Record newspaper
DP	Demonstration Project
DUE	Bid/Proposal due date; bid opening date
EM	Emergency Procurement
FCRC	Franchise and Concession Review Committee
IFB	Invitation to Bid
IG	Intergovernmental Purchasing
LBE	Locally Based Business Enterprise
M/WBE	Minority/Women's Business Enterprise
NA	Negotiated Acquisition
OLB	Award to Other Than Lowest Responsive Bidder/Proposer
PIN	Procurement Identification Number
PPB	Procurement Policy Board
PQL	Pre-qualified Vendors List
RFEI	Request for Expressions of Interest
RFI	Request for Information
RFP	Request for Proposals
RFQ	Request for Qualifications
SS	Sole Source Procurement
ST/FED	Subject to State and/or Federal requirements

### KEY TO METHODS OF SOURCE SELECTION

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

CSB	Competitive Sealed Bidding including multi-step <i>Special Case Solicitations/Summary of Circumstances:</i>
CSP	Competitive Sealed Proposal including multi-step
CP/1	Specifications not sufficiently definite
CP/2	Judgement required in best interest of City
CP/3	Testing required to evaluate
CB/PQ/4	
CP/PQ/4	CSB or CSP from Pre-qualified Vendor List/ Advance qualification screening needed
DP	Demonstration Project
SS	Sole Source Procurement/only one source
RS	Procurement from a Required Source/ST/FED
NA	Negotiated Acquisition <i>For ongoing construction project only:</i>
NA/8	Compelling programmatic needs
NA/9	New contractor needed for changed/additional work
NA/10	Change in scope, essential to solicit one or limited number of contractors

NA/11	Immediate successor contractor required due to termination/default <i>For Legal services only:</i>
NA/12	Specialized legal devices needed; CSP not advantageous
WA	Solicitation Based on Waiver/Summary of Circumstances ( <i>Client Services/CSB or CSP only</i> )
WA1	Prevent loss of sudden outside funding
WA2	Existing contractor unavailable/immediate need
WA3	Unsuccessful efforts to contract/need continues
IG	Intergovernmental Purchasing (award only)
IG/F	Federal
IG/S	State
IG/O	Other
EM	Emergency Procurement (award only): An unforeseen danger to:
EM/A	Life
EM/B	Safety
EM/C	Property
EM/D	A necessary service
AC	Accelerated Procurement/markets with significant short-term price fluctuations
SCE	Service Contract Extension/insufficient time; necessary service; fair price <i>Award to Other Than Lowest Responsible &amp; Responsive Bidder or Proposer/Reason (award only)</i>
OLB/a	anti-apartheid preference
OLB/b	local vendor preference
OLB/c	recycled preference
OLB/d	other: (specify)

### HOW TO READ CR PROCUREMENT NOTICES

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

Notices of Public Hearings on Contract Awards appear at the end of the Procurement Section.

At the end of each Agency (or Division) listing is a paragraph giving the specific address to contact to secure, examine and/or to submit bid or proposal documents, forms, plans, specifications, and other information, as well as where bids will be publicly opened and read. This address should be used for the purpose specified unless a different one is given in the individual notice. In that event, the directions in the individual notice should be followed.

The following is a SAMPLE notice and an explanation of the notice format used by the CR.

## SAMPLE NOTICE:

### POLICE

#### DEPARTMENT OF YOUTH SERVICES

##### ■ SOLICITATIONS

*Services (Other Than Human Services)*

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

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

*NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. Manuel Cruz (646) 610-5225.*

☛ m27-30

ITEM	EXPLANATION
POLICE DEPARTMENT	Name of contracting agency
DEPARTMENT OF YOUTH SERVICES	Name of contracting division
■ SOLICITATIONS	Type of Procurement action
<i>Services (Other Than Human Services)</i>	Category of procurement
BUS SERVICES FOR CITY YOUTH PROGRAM	Short Title
CSB	Method of source selection
PIN # 056020000293	Procurement identification number
DUE 04-21-03 AT 11:00 am	Bid submission due 4-21-03 by 11:00 am; bid opening date/time is the same.
<i>Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents; etc.</i>	Paragraph at the end of Agency Division listing providing Agency contact information
	NYPD, Contract Administration Unit 51 Chambers Street, Room 310 New York, NY 10007. Manuel Cruz (646) 610-5225.
☛	Indicates New Ad
m27-30	Date that notice appears in The City Record