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THE CITY RECORD

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOROUGH PRESIDENT - MANHATTAN

■ PUBLIC HEARINGS

The December 2021 Manhattan Borough Board meeting, public hearing, and vote will be held on Zoom on Thursday, December 16, 2021 at 8:30 A.M. regarding

- 1) the 175 Park Avenue zoning text amendment (ZR), special permits (ZS), certifications (ZC) and disposition of City-Owned property



(PP) to facilitate a new, 1,646' tall, 2.25 million sf, office and hotel development, including approximately 1.9 million sf of office floor area and 300,000 sf of hotel floor area that is being sought by Commodore Owner LLC (for ZR, ZS, ZC actions) and the Department of Citywide Administrative Services (for PP action) at 109 East 42nd Street in East Midtown, CD 5, Manhattan,

- 2) the 495 Eleventh Avenue (Slaughterhouse) zoning text amendment (ZR), zoning map amendment (ZM), and site selection and acquisition (PC) - to facilitate a new, 581,601 sf mixed-use development with affordable and supportive housing, hotel and office use, retail, and NYPD vehicle storage - are being sought by EDC and 495 11 Avenue Owner Realty LLC (for ZR and ZM actions) and the Department of Citywide Administrative Services and NYPD (for PC action) at 495 11th Avenue in Clinton/Hell's Kitchen, Community District 4, Manhattan,
- 3) Central Park Exonerated Five memorial exhibit.

To register, please visit zoom.us/webinar/register/WN_dk2DnJO8Rgm-oSpwC7VrGA



d10-16

COMMUNITY BOARDS

■ PUBLIC HEARINGS

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

BOROUGH OF BRONX

COMMUNITY BOARD NO. 01 - Thursday, December 16, 2021, 6:00 P.M., via webex.

Meeting Link: <https://nycb.webex.com/nycb/j.php?MTID=m6ce3391d19e750f129b191894fbc6350>

Meeting Number (access code): 2342 419 8228

Meeting Password: zUgQTB7mt43

Our Lady of Pity Rezoning ULURP Application 210321ZMX, N10322ZRX, submitted by Our Lady of Pity Apartments LLC, at 272 East 151st Street in Melrose. A zoning map amendment from R6 to R7A and a zoning text amendment to create an MIH area, to facilitate 2 new 9-story residential buildings with 205 affordable units.

d16

BOARD OF EDUCATION RETIREMENT SYSTEM

MEETING

The Board of Education Retirement System Board of Trustees Meeting, will be held on Thursday, December 16, 2021, from 4:00 P.M. - 6:00 P.M., via Webex. If you would like to attend this meeting, please contact BERS Executive Director, Sanford Rich, at Srich4@bers.nyc.gov.

d8-16

Our next Audit Committee Meeting, will be held virtually via Webex on Monday, December 20, 2021 from 2:00 P.M. - 3:30 P.M. If you would like to attend this meeting, please reach out to Iyekeze Ezefili, at iezefili@bers.nyc.gov.

d15-20

EQUAL EMPLOYMENT PRACTICES COMMISSION

MEETING

When and where is the Commission Meeting? The Equal Employment Practices Commission's 253rd Commission Meeting will take place at 10:30 A.M., on Thursday, December 16, 2021 in the Commission's Conference Room/Library, located at 253 Broadway, Suite 602, New York, NY 10007. The meeting will also be conducted by video conference via Webex and streamed live via YouTube using the details below:

Webex Details

Meeting number (event number): 2348 425 9827
Meeting password: dJ2NQiWDg94

- Join by internet: https://nyceepc.webex.com/nyceepc/onstage/g.php?MTID=ed3772456ed44489a978e1e4ac581599a
Join by phone: (408) 418-9388 United States Toll
Join by video system or application: Dial 23484259827@webex.com. You can also dial 173.243.2.68 and enter your meeting number.

YouTube Details

- Live Stream video link: https://youtu.be/dWm-Ji_v77s

How do I ask questions during the Commission meeting?

Anyone can ask questions during the Commission meeting by:

- Webex - You can submit your questions directly through the chat panel of the WebEx once joined via the internet option above
Email - You can email questions to mpinckney@eepc.nyc.gov

Is there a deadline to submit questions? Yes, you must submit all questions during the meeting session on December 16, 2021.

Can I review the recording of the Commission Meeting? Yes, you can review the recorded Commission meeting, which will be made available online by going to the Equal Employment Practices Commission's YouTube page https://www.youtube.com/channel/UCdGAE4p-esdjymDTdGScfA/featured.

d9-16

HOUSING AUTHORITY

MEETING

Because of the on-going COVID-19 health crisis and in relation to Chapter 417 of the Laws of 2021, the Board Meeting of the New York City Housing Authority, scheduled for Wednesday, December 29, 2021, at 10:00 A.M., will be limited to viewing the live-stream or listening via phone instead of attendance in person.

For public access, the meeting will be streamed live on NYCHA's YouTube Channel, http://nyc.gov/nycha, and NYCHA's Website, http://on.nyc.gov/boardmeetings, or can be accessed via Zoom by calling (646) 558-8656 using Webinar ID: 885 2810 8215 and Passcode: 9699097634.

For those wishing to provide public comment, pre-registration is required via email, to corporate.secretary@nycha.nyc.gov, or by contacting (212) 306-6088, no later than 5:00 P.M., on the day prior to the Board Meeting. When pre-registering, please provide your name, development, or organization name, contact information and item you wish to comment on. You will then be contacted with instructions for providing comment. Comments are limited to the items on the Calendar.

Speaking time will be limited to three (3) minutes. Speakers will provide comment in the order in which the requests to comment are received. The public comment period will conclude upon all speakers being heard or at the expiration of thirty (30) minutes allotted for public comment, whichever occurs first.

Copies of the Calendar are available on NYCHA's Website, at http://www1.nyc.gov/site/nycha/about/board-calendar.page, to the extent practicable, no earlier than 24 hours before the upcoming Board Meeting. Copies of the draft Minutes are available on NYCHA's Website, at http://www1.nyc.gov/site/nycha/about/board-calendar.page, no earlier than 3:00 P.M., on the Thursday following the Board Meeting.

Any changes to the schedule will be posted on NYCHA's Website, at http://www1.nyc.gov/site/about/board-calendar.page, and via social media, to the extent practicable, at a reasonable time before the meeting.

Any person requiring a reasonable accommodation in order to participate in the Board Meeting, should contact the Office of the Corporate Secretary by phone, at (212) 306-6088, or by email, at corporate.secretary@nycha.nyc.gov, no later than Wednesday, December 22, 2021, at 5:00 P.M.

For additional information regarding the Board Meeting, please contact the Office of the Corporate Secretary by phone, at (212) 306-6088, or by email, at corporate.secretary@nycha.nyc.gov.

d14-29

INDEPENDENT BUDGET OFFICE

PUBLIC HEARINGS

The NYC Independent Budget Office, will hold an Advisory Board Meeting on Thursday, January 6, 2022, beginning at 8:30 A.M. This meeting will be held via Zoom. For log on information, please email iboenews@ibo.nyc.ny.us, by 8:00 A.M. 1/6/2022.

Accessibility questions: Lisa Neary, lisan@ibo.nyc.ny.us, by: Wednesday, January 5, 2022, 5:00 P.M.



d14-j6

OFFICE OF LABOR RELATIONS

MEETING

The New York City Deferred Compensation Board will hold its next Deferred Compensation Board Hardship meeting on Thursday, December 16, 2021, at 3:00 P.M. The meeting will be held remotely via conference call. Please visit the below link to access the audio recording of the Board meeting, or to access archived Board meeting audio/videos: https://www1.nyc.gov/site/olr/deferred/dcp-board-webcasts.page

d9-16

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 remotely commencing on Thursday, December 16, 2021, at 2:00 P.M., via the WebEx platform and in person, on the following petitions for revocable consent.

WebEx:

Meeting Number (access code): 2631 809 2008

Meeting Password: Vikm3cEBS66

The hearing will be held in person at 55 Water Street, Bid Room, in the Borough of Manhattan. Masks are required to be worn to enter the building and during the hearing. If you or a representative are planning to attend in person, please complete the health screening available at, dotcovidvisitorscreening.info. If you do not have internet access, conduct a self-screening using the information below:

Please do not attend this meeting if:

- You have experience any symptoms of COVID-19 within the past 10 days (a fever of 100.0 degrees Fahrenheit or greater, a new cough, new loss of taste or smell, or shortness of breath).
- You have tested positive for COVID-19 within the past 10 days.
- You have been in close contact (within 6 feet for at least 10 minutes over a 24-hour period) with anyone while they had COVID-19 within the past 10 days, and are required to quarantine under existing CDC guidance (you have not had COVID-19 within the past 3 months, and you are not fully vaccinated).

#1 IN THE MATTER OF a proposed revocable consent authorizing 122 Washington Place LLC, to continue to maintain and use a stoop on the south sidewalk of Washington Place, east of Barrow Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2020 to June 30, 2030 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1734**

For the period from July 1, 2020 to June 30, 2030 - \$25/per annum.

with the maintenance of a security deposit in the sum of \$0.00 the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#2 IN THE MATTER OF a proposed revocable consent authorizing 535 West End Avenue Condominium, to continue to maintain and use a snowmelt system in the west sidewalk of West End Avenue, south of West 86th Street, and in the south sidewalk of West 86th Street, west of West End Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2020 to June 30, 2030 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2120**

- For the period July 1, 2021 to June 30, 2022 - \$28,632
- For the period July 1, 2022 to June 30, 2023 - \$29,079
- For the period July 1, 2023 to June 30, 2024 - \$29,526
- For the period July 1, 2024 to June 30, 2025 - \$29,973
- For the period July 1, 2025 to June 30, 2026 - \$30,420
- For the period July 1, 2026 to June 30, 2027 - \$30,867
- For the period July 1, 2027 to June 30, 2028 - \$31,314
- For the period July 1, 2028 to June 30, 2029 - \$31,761
- For the period July 1, 2019 to June 30, 2030 - \$32,208

with the maintenance of a security deposit in the sum of \$32,200 the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#3 IN THE MATTER OF a proposed revocable consent authorizing New York Life Insurance Company, to continue to maintain and use a tunnel under and across East 27th Street, east of Madison Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2021 to June 30, 2031 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 224**

- For the period July 1, 2021 to June 30, 2022 - \$122,951
- For the period July 1, 2022 to June 30, 2023 - \$124,921
- For the period July 1, 2023 to June 30, 2024 - \$126,891

- For the period July 1, 2024 to June 30, 2025 - \$128,861
- For the period July 1, 2025 to June 30, 2026 - \$130,831
- For the period July 1, 2026 to June 30, 2027 - \$132,801
- For the period July 1, 2027 to June 30, 2028 - \$134,771
- For the period July 1, 2028 to June 30, 2029 - \$136,741
- For the period July 1, 2029 to June 30, 2030 - \$138,711
- For the period July 1, 2030 to June 30, 2031 - \$140,681

with the maintenance of a security deposit in the sum of \$140,700 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#4 IN THE MATTER OF a proposed revocable consent authorizing New York University, to continue to maintain and use two pipes under and across LaGuardia Place, north of West 3rd Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2021 to June 30, 2031 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1014**

- For the period July 1, 2021 to June 30, 2022 - \$ 5,123
- For the period July 1, 2022 to June 30, 2023 - \$ 5,206
- For the period July 1, 2023 to June 30, 2024 - \$ 5,289
- For the period July 1, 2024 to June 30, 2025 - \$ 5,372
- For the period July 1, 2025 to June 30, 2026 - \$ 5,455
- For the period July 1, 2026 to June 30, 2027 - \$ 5,538
- For the period July 1, 2027 to June 30, 2028 - \$ 5,621
- For the period July 1, 2028 to June 30, 2029 - \$ 5,704
- For the period July 1, 2029 to June 30, 2030 - \$ 5,787
- For the period July 1, 2030 to June 30, 2031 - \$ 5,870

with the maintenance of a security deposit in the sum of \$5,900 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#5 IN THE MATTER OF a proposed revocable consent authorizing New York University, to continue to maintain and use a conduit under, across and along Broadway, between Washington Place and Astor Place, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2021 to June 30, 2031 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1804**

- For the period July 1, 2021 to June 30, 2022 - \$8,204
- For the period July 1, 2022 to June 30, 2023 - \$8,336
- For the period July 1, 2023 to June 30, 2024 - \$8,468
- For the period July 1, 2024 to June 30, 2025 - \$8,600
- For the period July 1, 2025 to June 30, 2026 - \$8,732
- For the period July 1, 2026 to June 30, 2027 - \$8,864
- For the period July 1, 2027 to June 30, 2028 - \$8,996
- For the period July 1, 2028 to June 30, 2029 - \$9,128
- For the period July 1, 2029 to June 30, 2030 - \$9,260
- For the period July 1, 2030 to June 30, 2031 - \$9,392

with the maintenance of a security deposit in the sum of \$9,400 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#6 IN THE MATTER OF a proposed revocable consent authorizing NOAH SILVERMAN QUALIFIED PERSONAL RESIDENCE TRUST with Noah Silverman and Elizabeth Betsy Silverman as Trustees of the Noah Silverman Qualified personal Residence Trust; and ELIZABETH BETSY SILVERMAN QUALIFIED PERSONAL RESIDENCE TRUST, with Elizabeth Betsy Silverman and Noah Silverman as Trustees of the Elizabeth Betsy Silverman Qualified personal Residence Trust to continue to maintain and use an entrance detail on the north sidewalk of West 95th Street, east of Amsterdam Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2020 to June 30, 2030 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1743**

For the period from July 1, 2020 to June 30, 2030 - \$25/per annum

with the maintenance of a security deposit in the sum of \$1,500 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#7 IN THE MATTER OF a proposed revocable consent authorizing Patricia Gillego Barakett, to continue to maintain and use a stoop, steps and an existing fenced-in area on the south sidewalk of Barrow Street, west of Seventh Avenue South, in the Borough of Manhattan.

The proposed revocable consent is for a term of ten years from July 1, 2021 to June 30, 2031 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2155**

2. From the Approval Date to June 30, 2031- \$25/per annum.

with the maintenance of a security deposit in the sum of \$5,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#8 IN THE MATTER OF a proposed revocable consent authorizing Phil Emily Real Estate, Inc., to construct, maintain and use an accessibility ramp on the south sidewalk of 55th Street, between 4th and 5th Avenues, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2555**

From the date of the final approval of this consent by the Mayor (the Approval Date) to June 30, 2031 - \$25/per annum.

with the maintenance of a security deposit in the sum of \$5,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#9 IN THE MATTER OF a proposed revocable consent authorizing St. Barnabas Hospital, to continue to maintain and use a bridge over and across Third Avenue, between East 182nd and East 183rd Streets, in the Borough of the Bronx. The proposed revocable consent is for a term of ten years from July 1, 2020 to June 30, 2030 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1751**

For the period July 1, 2020 to June 30, 2021 - \$15,394/per annum

For the period July 1, 2021 to June 30, 2022 - \$15,642

For the period July 1, 2022 to June 30, 2023 - \$15,890

For the period July 1, 2023 to June 30, 2024 - \$16,138

For the period July 1, 2024 to June 30, 2025 - \$16,386

For the period July 1, 2025 to June 30, 2026 - \$16,634

For the period July 1, 2026 to June 30, 2027 - \$16,882

For the period July 1, 2027 to June 30, 2028 - \$17,130

For the period July 1, 2028 to June 30, 2029 - \$17,378

For the period July 1, 2029 to June 30, 2030 - \$17,626

with the maintenance of a security deposit in the sum of \$115,000 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#10 IN THE MATTER OF a proposed revocable consent authorizing Stoddard Elliot Anthony Sennott, to continue to maintain and use a stoop, stairs and planted area on the north sidewalk of State Street, east of Smith Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2015 to June 30, 2025 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1939**

For the period July 1, 2015 to June 30, 2016 - \$1,154/per annum

For the period July 1, 2016 to June 30, 2017 - \$1,184

For the period July 1, 2017 to June 30, 2018 - \$1,214

For the period July 1, 2018 to June 30, 2019 - \$1,244

For the period July 1, 2019 to June 30, 2020 - \$1,274

For the period July 1, 2020 to June 30, 2021 - \$1,304

For the period July 1, 2021 to June 30, 2022 - \$1,334

For the period July 1, 2022 to June 30, 2023 - \$1,364

For the period July 1, 2023 to June 30, 2024 - \$1,394

For the period July 1, 2024 to June 30, 2025 - \$1,424

with the maintenance of a security deposit in the sum of \$3,700 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#11 IN THE MATTER OF a proposed revocable consent authorizing 220 5th Realty LLC, to construct, maintain and use sidewalk recessed light fixtures, together with electrical conduit, in the north sidewalk of West 26th Street, west of 5th Avenue, and in the west sidewalk of 5th Avenue, north of West 26th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2551**

From the Approval Date by the Mayor to June 30, 2022- \$2,397/per annum

For the period July 1, 2022 to June 30, 2023 - \$2,430

For the period July 1, 2023 to June 30, 2024 - \$2,463

For the period July 1, 2024 to June 30, 2025 - \$2,496

For the period July 1, 2025 to June 30, 2026 - \$2,529

For the period July 1, 2026 to June 30, 2027 - \$2,562

For the period July 1, 2027 to June 30, 2028 - \$2,595

For the period July 1, 2028 to June 30, 2029 - \$2,628

For the period July 1, 2029 to June 30, 2030 - \$2,661

For the period July 1, 2030 to June 30, 2031 - \$2,694

For the period July 1, 2031 to June 30, 2032 - \$2,727

with the maintenance of a security deposit in the sum of \$7,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#12 IN THE MATTER OF a proposed revocable consent authorizing 545 Broadway Associates LLC, to continue to maintain and use an accessibility ramp on the south sidewalk of Boerum Street, east of Broadway, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2019 to June 30, 2029 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1328**

For the period July 1, 2019 to June 30, 2029 - \$25/per annum

with the maintenance of a security deposit in the sum of \$1,500 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#13 IN THE MATTER OF a proposed revocable consent authorizing Thomas Anthony Holdings LLC, to construct, maintain and use a stoop, fenced-in area and planters on the south sidewalk of West 22nd Street, between Seventh and Eighth Avenues, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2557**

From the Approval Date by the Mayor to June 30, 2022- \$ 3,175/per annum

For the period July 1, 2022 to June 30, 2023 - \$ 3,227

For the period July 1, 2023 to June 30, 2024 - \$ 3,302

For the period July 1, 2024 to June 30, 2025 - \$ 3,353

For the period July 1, 2025 to June 30, 2026 - \$ 3,405

For the period July 1, 2026 to June 30, 2027 - \$ 3,457

For the period July 1, 2027 to June 30, 2028 - \$ 3,508

For the period July 1, 2028 to June 30, 2029 - \$ 3,560

For the period July 1, 2029 to June 30, 2030 - \$ 3,612

For the period July 1, 2030 to June 30, 2031 - \$ 3,664

For the period July 1, 2031 to June 30, 2032 - \$ 3,715

with the maintenance of a security deposit in the sum of \$7,300 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#14 IN THE MATTER OF a proposed revocable consent authorizing 980 Madison Owner LLC, to continue to maintain and use a sculptural group on the façade of the building above the west sidewalk of Madison Avenue, between East 76th and East 77th Streets, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2019 to June 30, 2029 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 96**

For the period July 1, 2019 to June 30, 2020 - \$4,536

For the period July 1, 2020 to June 30, 2021 - \$4,605

For the period July 1, 2021 to June 30, 2022 - \$4,674

For the period July 1, 2022 to June 30, 2023 - \$4,743

For the period July 1, 2023 to June 30, 2024 - \$4,812

For the period July 1, 2024 to June 30, 2025 - \$4,881

For the period July 1, 2025 to June 30, 2026 - \$4,950

For the period July 1, 2026 to June 30, 2027 - \$5,019

For the period July 1, 2027 to June 30, 2028 - \$5,088

For the period July 1, 2028 to June 30, 2029 - \$5,157

with the maintenance of a security deposit in the sum of \$5,200 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

■ SALE

The City of New York in partnership with PropertyRoom.com posts vehicle and heavy machinery auctions online every week, at: <https://www.propertyroom.com/s/nyc+fleet>

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

Vehicles can be viewed in person, at: Kenben Industries Ltd., 1908 Shore Parkway, Brooklyn, NY 11214 Phone: (718) 802-0022

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

f23-a4

HOUSING PRESERVATION AND DEVELOPMENT

■ PUBLIC HEARINGS

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

j4-d30

PROCUREMENT

“Compete To Win” More Contracts!

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

- *Win More Contracts, at nyc.gov/competetowin*

“The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed,, to the City’s prestige as a global destination. The contracting opportunities for construction/construction services and construction-related services that appear in the individual agency listings below reflect that commitment to excellence.”

HHS ACCELERATOR PREQUALIFICATION

To respond to human services Requests for Proposals (RFPs), in accordance with Section 3-16 of the Procurement Policy Board Rules of the City of New York (“PPB Rules”), vendors must first complete and submit an electronic HHS Accelerator Prequalification Application using the City’s PASSPort system. The PASSPort system is a web-based system maintained by the City of New York for use by its Mayoral Agencies to manage procurement. Important business information collected in the Prequalification Application is required every three years. Documents related to annual corporate filings must be submitted on an annual basis to remain eligible to compete.

Prequalification applications will be reviewed to validate compliance with corporate filings and organizational capacity. Approved organizations will be eligible to compete and would submit electronic proposals through the PASSPort system. The PASSPort Public Portal, which lists all RFPs, including HHS RFPs that require HHS Accelerator Prequalification, may be viewed, at https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public. All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding. For additional information about HHS Accelerator Prequalification and PASSPort, including background materials, user guides and video tutorials, please visit <https://www1.nyc.gov/site/mocs/systems/about-go-to-passport.page>.

ADMINISTRATION FOR CHILDREN’S SERVICES

FAMILY PERMANENCY SERVICES

■ INTENT TO AWARD

Human Services/Client Services

EXTRAORDINARY NEEDS FOSTER CARE - Negotiated Acquisition - Other - PIN# 06822N0010 - Due 1-6-22 at 3:00 P.M.

In accordance with Section 3-04(b)(2)(i)(D) of the Procurement Policy Board Rules, the Administration for Children’s Services (ACS), intends to enter into a negotiation acquisition contract with Vanderheyden (with its headquarters located at 614 Cooper Hill Road, Wynantskill, NY 12198), for the provision of a Extraordinary Needs Foster Care program. The term of the contract will be June 26, 2021 thru June 30, 2024, with a 3-year option to renew. The proposed budget for this negotiated acquisition is a maximum of \$353,755.59. Any information concerning the provider’s performance, as well as any other factors relevant to the renewal, may be expressed, by contacting Peter Pabon, of the Office of Procurement, at Peter.Pabon@acs.nyc.gov.

ACS selected the negotiated acquisition procurement method, pursuant to the Procurement Policy Board Rules, Section 3-04(b)(2)(i)(D) & Section 3-04(b)(2)(ii) because the subject vendor was the only NYS OCFS approved agency that could provide child-specific behavioral Extraordinary Needs Foster Care services within a very limited timeframe.

◀ d16-23

AGING

■ AWARD

Human Services/Client Services

PROVIDE NORC SERVICES TO OLDER ADULTS - Competitive Sealed Proposals/Pre-Qualified List - PIN# 12521P0019002 - AMT: \$1,741,160.00 - TO: Bronx House Inc., 990 Pelham Parkway South, Bronx, NY 10461.

DFTA ID: N50

Naturally Occurring Retirement Communities (NORCs), provide an outlet aimed at socialization for community-dwelling older adults and prevent them from being isolated and disenfranchised. Residents engage in various programs to receive case management or assistance for help with social services, speak with a healthcare professional on issues of concern, participate in health and wellness activities, learn ways to better manage chronic health conditions, and to enjoy an educational or recreational afternoon with neighbors.

◀ d16

PROVIDE NORC SERVICES TO OLDER ADULTS - Competitive Sealed Proposals/Pre-Qualified List - PIN# 12521P0019007 - AMT: \$1,300,047.00 - TO: Hanac Inc., 27-40 Hoyt Avenue South, Astoria, NY 11102.

DFTA ID: N54

Naturally Occurring Retirement Communities (NORCs), provide an outlet aimed at socialization for community-dwelling older adults and prevent them from being isolated and disenfranchised. Residents engage in various programs to receive case management or assistance for help with social services, speak with a healthcare professional on issues of concern, participate in health and wellness activities, learn ways to better manage chronic health conditions, and to enjoy an educational or recreational afternoon with neighbors.

◀ d16

PROVIDE NORC SERVICES TO OLDER ADULTS - Competitive Sealed Proposals/Pre-Qualified List - PIN# 12521P0019037 - AMT:

\$1,506,879.00 - TO: The Educational Alliance Inc., 197 East Broadway, New York, NY 10002-5507.

DFTA ID: N66

Naturally Occurring Retirement Communities (NORCs), provide an outlet aimed at socialization for community-dwelling older adults and prevent them from being isolated and disenfranchised. Residents engage in various programs to receive case management or assistance for help with social services, speak with a healthcare professional on issues of concern, participate in health and wellness activities, learn ways to better manage chronic health conditions, and to enjoy an educational or recreational afternoon with neighbors.

◀ d16

PROVIDE NORC SERVICES TO OLDER ADULTS - Competitive Sealed Proposals/Pre-Qualified List - PIN# 12521P0019017 - AMT: \$1,050,000.00 - TO: Isabella Geriatric Center Inc., 515 Audubon Avenue, New York, NY 10040.

DFTA ID: N56

Naturally Occurring Retirement Communities (NORCs), provide an outlet aimed at socialization for community-dwelling older adults and prevent them from being isolated and disenfranchised. Residents engage in various programs to receive case management or assistance for help with social services, speak with a healthcare professional on issues of concern, participate in health and wellness activities, learn ways to better manage chronic health conditions, and to enjoy an educational or recreational afternoon with neighbors.

◀ d16

PROVIDE OLDER ADULT CENTER SERVICES - Competitive Sealed Proposals/Pre-Qualified List - PIN# 12521P0019058 - AMT: \$1,905,000.00 - TO: Bronx House Inc., 990 Pelham Parkway South, Bronx, NY 10461.

DFTA ID: C10

Older Adult Centers (OAC), provide an outlet aimed at socialization for community-dwelling older adults and prevent them from being isolated and disenfranchised. Older Adults engage in various programs and participate classes and activities, including but not limited to art, music, dance, chronic disease self-management classes, nutrition workshops, benefits screenings, technology classes; recreational trips, transportation services; and congregate meals.

◀ d16

CITY UNIVERSITY

KINGSBOROUGH COMMUNITY COLLEGE

■ SOLICITATION

Goods and Services

CHRONUS MENTORING PLATFORM - Sole Source - Available only from a single source - PIN# KCC-2022019 - Due 12-21-21 at 1:00 P.M.

Kingsborough Community College will be entering into a Sole Source Purchase Order Contract, with Chronus LLC., to provide Chronus mentoring platform program for students & mentors to be matched. The platform is also a fully featured mobile application for both iOS & Android smart phone users. The platform also integrates Slack/MSTeams/Zoom/Google Meet. It's a self-guided learning platform and directly tracks and visualize key mentoring outcomes. Chronus leverages AI principles in its matchin system and provides clients with a matching gap analysis.

This notice is not an invitation for competition or interest, but is intended to meet the requirement to give public notice of a Sole Source purchase. This is as per New York State Finance Law, Section 163, which authorizes Sole Source purchases without a formal competitive process in certain circumstances.

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.

City University, 2001 Oriental Boulevard, A-207K, Brooklyn, NY 11235. Robin Sutherland (718) 368-4649; robin.sutherland@kbcc.cuny.edu

d13-17

ECONOMIC DEVELOPMENT CORPORATION

CONTRACTS

■ SOLICITATION

Goods and Services

CITY OFFICE LEASE, OFFICE ANCHOR STRATEGY (THE BRONX) - Request for Proposals - PIN# 661600XX - Due 3-14-22 at 11:59 P.M.

The New York City Economic Development Corporation ("NYCEDC"), in partnership with the City of New York (the "City" or "NYC"), acting by and through its Department of Citywide Administrative Services ("DCAS"), is pleased to release this Request for Proposals (the "RFP"), for a long-term lease of approximately 82,000 carpetable square feet ("CSF"), with additional consideration for a scenario in which the City's space needs and lease are reduced to approximately 50,000 CSF. The leased space is to be occupied by two designated City agencies (collectively, the "City Tenant") and will be located in a transit-accessible area of the Bronx, with a preference for the commercial centers of the South Bronx.

The objective of the RFP is to catalyze commercial development by leveraging the City as an anchor tenant in order to attract and spur private investment, while satisfying the City's need for office space. Proposals are expected to create office space in excess of the City's needs. Proposals involving either the construction of a new office building or the substantial revitalization of an existing building are encouraged.

NYCEDC, plans to select a landlord/developer on the basis of factors stated in the RFP which include, but are not limited to: the quality of the proposal, experience of key staff identified in the proposal, favorability of financial terms for the City, experience and quality of any subcontractors proposed, and demonstrated successful experience in performing services similar to those encompassed in the RFP.

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

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

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

An information session for this RFP will be held virtually on Wednesday, January 12, 2022, at 10:00 A.M. A link to the information session will be available on the project's website, which can be found at www.edc.nyc/RFPs. Respondents may also dial into the information session by following the instructions on the project's web page for doing so. Those who wish to attend should RSVP by email, to OAS_BX@edc.nyc on or before January 12, 2022.

Respondents may submit questions and/or request clarifications from NYCEDC no later than 5:00 P.M., on Wednesday, January 19, 2022. Questions regarding the subject matter of this RFP should be directed to OAS_BX@edc.nyc. Answers to all questions will be posted by Friday, January 28, 2022, to <https://edc.nyc/rfps>. Questions regarding the subject matter of this RFP will not be accepted after 5:00P.M., on Wednesday, January 19, 2022, however, technical questions pertaining to downloading and submitting proposals to this RFP may be directed to rfprequest@edc.nyc, on or before Monday, March 14, 2022.

Detailed submission guidelines and requirements are outlined in the RFP, available as of Thursday, December 16, 2021. To download a copy of the solicitation documents please visit, <https://edc.nyc/rfps>. RESPONSES ARE DUE NO LATER THAN Monday, March 14, 2022. Please click the link in the "Deadlines" section of this project's web page (which can be found on, <https://edc.nyc/rfps>) to electronically upload a proposal for this solicitation.

Use the following address unless otherwise specified in notice, to

secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Economic Development Corporation, One Liberty Plaza, 14th Floor, New York, NY 10006. Jessica Greenspan (212) 618-5766; OAS_BX@edc.nyc

◀ d16

ENVIRONMENTAL PROTECTION

WATER AND SEWER OPERATION

■ INTENT TO AWARD

Goods

82622Y0133-BWSO DRIVING SIMULATOR 2001004X - Request for Information - PIN# 82622Y0133 - Due 12-29-21 at 2:00 P.M.

NYC Environmental Protection, intends to enter into a sole source negotiation, with Drive Square Inc, for the purchase of a driving simulator with head mounted display. Any firm which believes they can also provide this good, are invited to respond to this RFI.

d14-21

HOMELESS SERVICES

■ AWARD

Services (other than human services)

ON CALL SIDEWALK SHED SERVICES, CITYWIDE - Renewal - PIN# 07119B8205KXLR001 - AMT: \$1,507,167.00 - TO: Rennon Construction Corp., 101-13 Lefferts Boulevard South, Richmond Hill, NY 11419.

Renewal of contract for on-call installation, maintenance and removal of scaffolding and sidewalk sheds at DHS shelters, citywide.

◀ d16

HOUSING AUTHORITY

PROCUREMENT

■ SOLICITATION

Construction / Construction Services

STATE PHASE II A BOILER REPLACEMENT AND HOT WATER HEATER AT ROOSEVELT I, ROOSEVELT II AND COOPER PARK HOUSES - Competitive Sealed Bids - PIN# 318861 - Due 1-28-22 at 11:00 A.M.

Event	Date	Time
Site Visits	December 21, 2021- Cooper Park	10:00 AM. - 12:00 P.M.
	December 21, 2021- Roosevelt I & II	1:00 P.M. - 3:00 P.M.
	December 28, 2021 Cooper Park	10:00 A.M. - 12:00 P.M.
	December 28, 2021 Roosevelt I & II	1:00 P.M. - 3:00 P.M.

Question and Answer Release Date January 21, 2022

RFQ Solicitation Timetable

- The release date of this RFQ is December 16, 2021
- A non-mandatory virtual Proposers' conference will be held on, December 20, 2021, at 11:00 A.M., via Microsoft Teams. Pre Bid Teams Meeting information: PHONE NUMBER +1 646-838-1534, Conference ID: 152 503 861# Although attendance is not mandatory, it is strongly recommended that all interested vendors attend. In order to RSVP to the Pre-Bid Conference and obtain the Teams Meeting link to view the virtual conference email, cpd.procurement@nycha.nyc.gov, with the RFQ number as the Subject line to confirm attendance.
- All questions related to this RFQ are to be submitted via email, to the CPD Procurement Unit, at cpd.procurement@nycha.nyc.gov, with the RFQ number as the Subject line by no later than 2:00 P.M., on January 10, 2022. Proposers will be permitted to ask additional questions at the Proposers' Conference. Responses to all submitted questions will be available for public viewing in Sourcing under the RFQ.
- Bids are due, January 28, 2022 at 11:00 A.M., via iSupplier portal.

Bid Submission Requirements

Vendors shall electronically upload a single .pdf containing ALL

components of the bid into iSupplier by the RFQ Bid Submission Deadline. NYCHA will NOT accept hardcopy Bids or bids via email, fax, or mail.

Instructions for registering for iSupplier can be found at, <http://www1.nyc.gov/site/nycha/business/isupplier-vendor-registration.page>. After Proposer registers for iSupplier, it typically takes 24 to 72 hours for Proposer's iSupplier profile to be approved.

It is Vendors sole responsibility to complete iSupplier registration and submit its Bid before the RFQ Bid Submission Deadline. NYCHA is not responsible for delays caused by technical difficulty or caused by any other occurrence.

For assistance regarding iSupplier please email, procurement@nycha.nyc.gov.

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

Housing Authority, iSupplier portal. Shawntae Davis (212) 306-3127; shawntae.davis@nycha.nyc.gov

◀ d16

Services (other than human services)

SMD SERVICE MAINTENANCE PAINTING OF APARTMENTS - VARIOUS DEVELOPMENTS WITHIN THE BOROUGH OF BRONX AND BROOKLYN - Competitive Sealed Bids - Due 1-11-22 at 12:00 A.M.

- 350901 - Howard Houses - Brooklyn - Due at 10:00 A.M.
- 350902 - Boulevard Houses, Belmont-Sutter Area - Brooklyn - Due at 10:05 A.M.
- 350903 - Melrose Houses - East 152nd Street - Courtland Avenue - Bronx - Due at 10:10 A.M.
- 350905 - St. Mary's Park Houses - Moore Houses - Bronx - Due at 10:15 A.M.

The Work shall consist of furnishing labor, material, equipment, insurance, incidental items and permits, all in accordance with the Contract Documents, for the painting of residential apartments in any of the Buildings constituting the Development(s) included in this Contract. The Contractor must paint complete apartments (including all bedrooms, kitchen, living room, foyer, dinette, halls, bathrooms) in the manner described below, using a Standard One (1) Coat Paint System or a Standard Two (2) Coat Paint System or Three (3) Coat Paint System Modernization as stated in the Specifications and as directed by the Authority in Work Authorizations.

Interested vendors are invited to obtain a copy of the opportunity at NYCHA's website, by going to the <http://www.nyc.gov/nychabusiness>. On the left side, click on "iSupplier Vendor Registration/Login" link. (1) If you have an iSupplier account, then click on the "Login for registered vendors" link and sign into your iSupplier account. (2) If you do not have an iSupplier account you can Request an account by clicking on "New suppliers register in iSupplier" to apply for log-in credentials. Once you have accessed your iSupplier account, log into your account, then choose under the Oracle Financials home page, the menu option "Sourcing Supplier", then choose "Sourcing", then choose "Sourcing Homepage"; and conduct a search in the "Search Open Negotiations" box for the RFQ Number(s) 350901, 350902, 350903 & 350905.

Note: In response to the COVID-19 outbreak, we are accepting only electronic bids submitted online via iSupplier. Paper bids will not be accepted or considered. Please contact NYCHA Procurement, at procurement@nycha.nyc.gov, for assistance.

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

Housing Authority, 90 Church Street, 6th Floor, New York, NY 10007. Mimose Julien (212) 306-8141; mimose.julien@nycha.nyc.gov

◀ d16

HUMAN RESOURCES ADMINISTRATION

■ AWARD

Services (other than human services)

CONTINUING IT CONSULTING SERVICES FROM RCI CONSULTING - Intergovernmental Purchase - PIN# 06922G0004001 - AMT: \$1,438,191.00 - TO: RCI Technologies Inc., 1133 Green Street, Iselin, NJ 08830.

DSS/ITS, is requesting to renew the contract with RCI Technologies Inc., (DSS-ITS-C-20180411-1 Amendment 2; PIN: 18GPMMI33638) by

exercising the two-year renewal option. The original contract expired on December 31, 2019. The renewal period is from January 1, 2020 - December 31, 2021, in the amount of \$1,438,191.00.

d16

INTENT TO AWARD

Services (other than human services)

06922Y0081-BUS AND SUBWAY ADS FOR ERAP CAMPAIGN - Request for Information - PIN#06922Y0081 - Due 12-23-21 at 2:00 P.M.

DSS/HRA, intends to enter into a Sole Source contract with Outfront Media Group, LLC, for placing the ERAP campaign ads on buses and subways from 10/11/2021 to 11/28/2021. Outfront is the current advertising licensee for the MTA subway, commuter rail and bus systems. Outfront has the exclusive right to post and display advertising on those systems.

Any firm or organization which believes they can also provide this service, is invited to respond to the RFI "06922Y0081-BUS AND SUBWAY ADS FOR ERAP CAMPAIGN" on PASSPort. If you have any questions, please email, "frazierjac@dss.nyc.gov", with the subject line "06922Y0081-BUS AND SUBWAY ADS FOR ERAP CAMPAIGN". Please indicate your interest by responding, to the RFI EPIN: 06922Y0081 in PASSPort no later than December 23, 2021, 2:00 P.M.

d15-22

MAYOR'S OFFICE OF CRIMINAL JUSTICE

CONTRACTS

INTENT TO AWARD

Human Services/Client Services

EMERGENCY REENTRY HOTEL SERVICES - Negotiated Acquisition - Other - PIN# 00222N0012001 - Due 12-20-21 at 5:00 P.M.

Pursuant to Section 3-04(b)(2)(i)(D) and 3-04 (b)(2)(ii) of the Procurement Policy Board Rules, the Mayor's Office of Criminal Justice (MOCJ), intends to enter into negotiations with Exodus Transitional Community Inc., 22271 Third Avenue, New York, NY 10035, for Emergency Reentry Hotel Rooms and Services. The term will be from 1/1/2022 - 6/30/2022. The proposed budget for this negotiated acquisition, is \$40,923,315.00.

This notice is for informational purposes only. Organizations interested in future solicitations for these services are invited to do so, by registering the NYC Mayor's Office of Contract Services (MOCS) PASSPort system. To register with PASSPort, please go to www.nyc.gov/PASSPort. There you will find additional guides to assist you with the registration process.

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.

Mayor's Office of Criminal Justice, 1 Centre Street, 10th Floor, Room 1012, New York, NY 10007. Alison MacLeod (212) 416-5252; mocjprocurements@cityhall.nyc.gov

d14-20

EMERGENCY HOTEL MEDICAL SERVICES - Negotiated Acquisition - Other - PIN# 00222N0011001 - Due 12-20-21 at 5:00 P.M.

Pursuant to Section 3-04(b)(2)(i)(D) and 3-04 (b)(2)(ii) of the Procurement Policy Board Rules, the Mayor's Office of Criminal Justice (MOCJ), intends to enter into negotiations with Housing Works, Inc., 57 Willoughny Street, 2nd Floor, Brooklyn, NY 11201, for Emergency Hotel Medical Services. The term will be from 1/1/2022 - 6/30/2022. The proposed budget for this negotiated acquisition is \$ 6,864,325.00.

This notice is for informational purposes only. Organizations interested in future solicitations for these services, are invited to do so, by registering the NYC Mayor's Office of Contract Services (MOCS) PASSPort system. To register with PASSPort, please go to www.nyc.gov/PASSPort. There you will find additional guides to assist you with the registration process.

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.

Mayor's Office of Criminal Justice, 1 Centre Street, 10th Floor, Room 1012, New York, NY 10007. Alison MacLeod (212) 416-5252; amacleod@cityhall.nyc.gov

d14-20

NYC HEALTH + HOSPITALS

CONTRACT SERVICES

SOLICITATION

Construction/Construction Services

METROPOLITAN - PHASE 11 ROOF REPLACEMENT 2M - 2.3M - Competitive Sealed Bids - PIN# METRO-PH2 ROOF - Due 1-26-22 at 1:30 P.M.

Metropolitan Phase 2 Roof Replacement, 1st Avenue and 97th Street, New York, NY.

NYC Health + Hospitals is requiring all vendors and contractors to maintain proof of COVID-19 vaccination for all of their employees who spend time at a NYC Health + Hospitals facility. Proof of COVID-19 vaccination is completion of the vaccination series as outlined by the manufacturer.

Only Bidders on record and marked paid will be allowed to bid. Bidders who are planning to bid are required to purchase the Bid Forms Section "A" for \$30 Non-Refundable Fee at one of the Mandatory Pre-Bid Meetings with a Company Check or Money Order (Payable to NYCHH). Bidders are encouraged to arrive at least 30 minutes before Mandatory Pre-Bid Meetings start time to make purchases. Social distancing protocols must be observed, and limit your staff to one person at the meetings.

All Bids shall be in accordance with the terms of the NYC Health and Hospitals (HHC) Project Labor Agreement.

Technical Questions must be submitted in writing by email, no later than five (5) calendar days after the Mandatory Pre-Bid Meetings, to Janet.Olivera@nychhc.org, and Clifton.Mclaughlin@nychhc.org. Mandatory Meetings/site tours are scheduled for January 10, and January 11, at 2:00 P.M., at Metropolitan Hospital, NY. All Bidders must attend one of these meetings in order to bid.

Requires Trade Licenses (Where Applicable). Under Article 15A of The State of New York, the following M/WBE Goals apply to this contract, MBE 20 percent and WBE 10 percent. These goals apply to any Bid Submitted of \$100,000 or more. Bidders not complying with these Terms will have their bids declared Non-Responsive.

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.

NYC Health + Hospitals, 55 Water Street, 25th Floor, New York, NY 10041. Clifton Mc Laughlin (212) 442-3658; Clifton.Mclaughlin@nychhc.org

d16

PARKS AND RECREATION

AWARD

Construction/Construction Services

WYCKOFF HOUSE PARK COMFORT STATION CONSTRUCTION - Competitive Sealed Bids - PIN# b376-118m - AMT: \$4,870,050.00 - TO: Sienia Construction Inc., 52-15 65th Place, Unit 6E, Maspeth, NY 11378.

B376-118M - Wyckoff House Park Comfort Station Construction EPIN: 84620B011

d16

REVENUE AND CONCESSIONS

SOLICITATION

Goods and Services

REQUEST FOR PROPOSALS FOR THE RENOVATION, OPERATION & MAINTENANCE OF AN INDOOR TENNIS SPORTS FACILITY AT ALLEY POND PARK, QUEENS - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# Q1-A-SB-IT-2021 - Due 2-11-22 at 3:00 P.M.

In accordance with Section 1-13 of the Concession Rules of the City of New York, the New York City Department of Parks and Recreation ("Parks") is issuing, as of the date of this notice a significant Request for Proposals ("RFP") for the for The Renovation, Operation & Maintenance of an Indoor Tennis Sports Facility, at Alley Pond Park, Queens.

There will be a recommended remote proposer meeting on Friday, December 17, 2021, at 2:00 P.M. If you are considering responding to

this RFP, please make every effort to, attend this recommended remote proposer meeting. Subject to availability and by appointment only, we may set up a meeting, at the proposed concession site, (Block #7860 & Lot #11) ("Licensed Premises"), 79-20 Winchester Boulevard Queens Village, NY 11427.

All proposals submitted in response to this RFP must be submitted no later than Friday, February 11, 2022, at 3:00 P.M. Hard copies of the RFP can be obtained, at no cost, commencing Friday, December 10, 2021 through Friday, February 11, 2022 by contacting Phylicia Murray, Project Manager, at (212) 360-3407 or, at Phylicia.Murray@parks.nyc.gov. The RFP is also available for download, on Friday, December 10, 2021 through Friday, February 11, 2022, on Parks' website. To download the RFP, visit <http://www.nyc.gov/parks/businessopportunities> and click on the "Concessions Opportunities, at Parks" link. Once you have logged in, click on the "download" link that appears adjacent, to the RFP's description.

For more information or to request to receive a copy of the RFP by mail, prospective proposers may contact Phylicia Murray, Project Manager at (212) 360-3407 or at Phylicia.Murray@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 5th Avenue, New York, NY 10065. Phylicia Murray (212) 360-3407; phylicia.murray@parks.nyc.gov

d10-23

NYC PARKS: REQUEST FOR BIDS FOR MOBILE FOOD CONCESSIONS AT CITY PARKS - Competitive Sealed Bids - PIN# CWB-2021-A - Due 1-5-22 at 5:00 P.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"), has issued a Request for Bids ("RFB"), for the sale of food from mobile food units, at various parks Citywide. Hard copies of the RFB can be obtained, at no cost, commencing December 6, 2021, through January 5, 2022, 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, by no later than January 5, 2022, at 5:00 P.M.

The RFB is also available for download from December 6, 2021, through January 5, 2022, on Parks' website. To download the RFB, visit www.nyc.gov/parks/businessopportunities, click on the link for "Concessions Opportunities at Parks" and, after logging in, click on the "download" link that appears adjacent to the RFB's description. For more information related to the RFB, contact Angel Williams (for the Bronx and Staten Island Parks), at (212) 360-3495, or via email: Angel.Williams@parks.nyc.gov; Andrew Coppola (for Brooklyn Parks), at (212) 360-3454, or via email: Andrew.Coppola@parks.nyc.gov; or Glenn Kaalund (Manhattan and Queens Parks), at (212) 360-3482, or via email: 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, New York, NY 10065. Glenn Kaalund (212) 360-3482; glenn.kaalund@parks.nyc.gov

Accessibility questions: Glenn Kaalund (212) 360-3482, by: Monday, January 3, 2022, 5:00 P.M.



d6-17

Services (other than human services)

RFP FOR SPORTS/RECREATION AND FOOD SERVICE FACILITY AT FERRY POINT PARK - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# X126-O-2020 - Due 1-28-22 at 3:00 P.M.

In accordance with Section 1-13 of the Concession Rules of the City of New York, the New York City Department of Parks and Recreation ("Parks") is issuing, as of the date of this notice, a significant Request for Proposals (RFP) for the Development, Operation, and Maintenance of a Sports/Recreation and Food Service Facility at Ferry Point Park, Bronx.

There will be a recommended remote proposer meeting on Friday, December 17, 2021 at 12:00 P.M. If you are considering responding to this RFP, please make every effort to attend this recommended remote proposer meeting. Subject to availability and by appointment only, we may

set up a meeting at the proposed concession site (Block #5622 & Lot #1) ("Licensed Premises"), which is located at the site bounded by Westchester Creek, Hutchinson River Parkway South and southbound I-678.

All proposals submitted in response to this RFP must be submitted no later than Friday, January 28, 2022 at 3:00 P.M. Hard copies of the RFP can be obtained at no cost, commencing Friday, December 10, 2021 through January 28, 2022 by contacting Andrew Coppola, Senior Project Manager at (212) 360-3454 or at Andrew.Coppola@parks.nyc.gov. The RFP is also available for download, on December 10, 2021 through January 28, 2022, on Parks' website. To download the RFP, visit <http://www.nyc.gov/parks/businessopportunities> and click on the "Concessions Opportunities at Parks" link. Once you have logged in, click on the "download" link that appears adjacent to the RFP's description.

For more information or if you cannot attend the remote proposer meeting, prospective proposers may contact Andrew Coppola, Senior Project Manager, at (212) 360-3454 or at Andrew.Coppola@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, New York, NY 10065. Andrew Coppola (212) 360-3454; andrew.coppola@parks.nyc.gov

d10-23

SANITATION

■ AWARD

Services (other than human services)

BREATH ALCOHOL TEST (BAT) CERTIFIED LABORATORY TECH RENEWAL - Renewal - PIN# 82718B8224KXLR001 - AMT: \$972,234.90 - TO: NY Mobilize Inc., 77 Canon Drive, Staten Island, NY 10314.

DSNY, has invited the vendor to exercise their renewal option because the services are still needed. The renewal of the contract with the existing provider is critical to the operations of the DSNY HCF and all of the Department of Sanitation. The renewal of the contract with the existing provider is in the best interest of the City, including the interest of individual clients being served because they are highly skilled in drug screening and this makes sure of everyone safety. Also, without this step a Sanitation worker would not be able to resume driving the truck and preemployment that is in effect now would freeze. This is a critical step in preemployment as well.

d16

TRANSPORTATION

■ BRIDGES

■ SOLICITATION

Construction / Construction Services

COMPONENT REHABILITATION OF 7 BRIDGES IN THE BOROUGH OF BROOKLYN - Competitive Sealed Bids - PIN# 84122B0015 - Due 1-28-22 at 11:00 A.M.

84122B0015-84122BKBR498 Component Rehabilitation of 7 Bridges in the Borough of Brooklyn:

This Competitive Sealed Bid, is released through PASSPort, New York City's online procurement portal. Responses to this Bid must be submitted via PASSPort. To access the Competitive Sealed Bid, vendors should visit the PASSPort public Portal, at <https://www1.nyc.gov/site/mocs/systems/about-go-to-passport.page>, and click on the "Search Funding Opportunities in PASSPort". Doing so will take one to the public portal of all procurements in the PASSPort system. To locate the Competitive Sealed Bid, insert the EPIN, 84122B0015, into the Keyword search field. In order to respond to the Competitive Sealed Bid, vendors must create an account within the PASSPort system if they have not already done so.

A Pre-Bid Conference via ZOOM is scheduled for 1/5/22, at 11:00 A.M. Those wishing to attend, must email the authorized agency contact for a link. The deadline for the submission of questions is 1/14/22, by 4:00 P.M. The bid due date (submission via PASSPort) as well as hard copy as instructed is due 1/28/22, by 11:00 A.M. This procurement is subject to M/WBE participation goals. The M/WBE goal for this project is 30%. Any inquiries concerning this Competitive Sealed Bid should be directed by email, under the subject line "Component Rehabilitation of 7 Bridges" to the email address of the Authorized Agency Contact, Hari Velkur, at hvelkur@dot.nyc.gov, or through the PASSPort Discussion Forum.

Pre bid conference location - <https://zoom.us/j/93109055905?pwd=ZE10Q2J3WmU2ZThYMVo3SXhSbEtuZz09>; Meeting ID: 931 0905 5905; Passcode: 934081 Mandatory: no Date/Time - 2022-01-05 11:00:00.

d16

PLANNING AND MANAGEMENT

INTENT TO AWARD

Goods

84122Y0118-RUBBER PEDESTRIAN TRAFFIC ISLANDS - Sole Source - Available only from a single source - PIN# 84122Y0118 - Due 1-6-22 at 2:00 P.M.

Pursuant to PPB Rules Section 3-05, NYC Department of Transportation, intends to enter into a Sole Source Negotiation, with Rosehill Polymers Ltd., for the purchase of Rubber Pedestrian Traffic Islands and accessories. Any firm/Vendor which believes they can also provide this goods, are invited to respond to this RFI.

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.

Transportation, 55 Water Street. (212) 839-8167; nrahman@dot.nyc.gov

d13-16

84121Y0023-AIMSUN NEXT SOFTWARE LICENSE - Sole Source - Available only from a single source - PIN# 84121Y0023 - Due 1-6-22 at 2:00 P.M.

Pursuant to PPB Rules Section 3-05, NYC Department of Transportation, intends to enter into a Sole Source Agreement with Aimsun Inc., to purchase Aimsun Next Software License for Modeling and Data Analysis and Associated Software Support Services/Configuration/Consulting. Any firm/Vendor which believes they can also provide this goods/services, are invited to respond to this RFI.

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.

Transportation, 55 Water Street. (212) 839-8167; nrahman@dot.nyc.gov

d13-17

84122Y0118-RUBBER PEDESTRIAN TRAFFIC ISLANDS - Sole Source - Available only from a single source - PIN# 84122Y0118 - Due 1-6-22 at 2:00 P.M.

Pursuant to PPB Rules Section 3-05, NYC Department of Transportation, intends to enter into a Sole Source Negotiation, with Rosehill Polymers Ltd., for the purchase of Rubber Pedestrian Traffic Islands and accessories. Any firm/Vendor which believes they can also provide this goods, are invited to respond to this RFI.

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.

Transportation, 55 Water Street. (212) 839-8167; nrahman@dot.nyc.gov

d13-17

84122Y0117-MARTELLO BOLLARDS- DCAS RC - Sole Source - Available only from a single source - PIN# 84122Y0117 - Due 1-6-22 at 2:00 P.M.

Pursuant to PPB Rules Section 3-05, NYC Department of Transportation, intends to enter into a Sole Source Negotiation, with Reliance Foundry Co. Ltd, for the purchase of Martello Bollards. Any firm/vendor which believes they can also provide this goods, are invited to respond to this RFI.

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.

Transportation, 55 Water Street. (212) 839-8167; nrahman@dot.nyc.gov

d13-17

TRUST FOR GOVERNORS ISLAND

SOLICITATION

Construction / Construction Services

SUBCHAPTER K 190' STEEL DOUBLE ENDED VEHICLE AND PASSENGER FERRY VESSEL CONSTRUCTION - Request for Proposals - PIN# 1908 - Due 2-14-22 at 5:00 PM.

The Trust for Governors Island is seeking to engage a qualified shipyard in a construction contract of a new 190' vehicle and passenger ferry represented in Technical Specification and Contract Drawings developed by Elliot Bay Design Group (EBDG) of Seattle, WA . The new vessel shall meet all United States Coast Guard (USCG) requirements for certification and be delivered to The Trust as a documented USCG Code of Federal Regulations (CFR) 46 Subchapter K - "Small Passenger Vessel" less than 100 gross tons. The RFP can be accessed here: <http://govisland.com/new-ferry-rfp>
RFP Issue Date: December 06, 2021

Questions Due: January 14, 2022

Optional Pre-Proposal Meeting: December 16, 2021 at 10:00 A.M. and December 22, 2021 at 10:00 A.M.

Proposal Due Date: February 14, 2022

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.

Trust For Governors Island, 10 South Street, Slip 7, New York, NY 10004. Sebastian Coss (212) 440-2222; gibids@govisland.org

d15-21

CONTRACT AWARD HEARINGS

NOTE: LOCATION(S) ARE ACCESSIBLE TO INDIVIDUALS USING WHEELCHAIRS OR OTHER MOBILITY DEVICES. FOR FURTHER INFORMATION ON ACCESSIBILITY OR TO MAKE A REQUEST FOR ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION SERVICES, PLEASE CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES (MOCS) VIA EMAIL, AT DISABILITYAFFAIRS@MOCS.NYC.GOV OR VIA PHONE, AT (212) 788-0010. ANY PERSON REQUIRING REASONABLE ACCOMMODATION FOR THE PUBLIC HEARING, SHOULD CONTACT MOCS, AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE HEARING, TO ENSURE AVAILABILITY.



ENVIRONMENTAL PROTECTION

PUBLIC HEARINGS

THIS PUBLIC HEARING HAS BEEN CANCELED.

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Department of Environmental Protection via conference call on December 17, 2021 commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed Purchase Order/Contract between the Department of Environmental Protection and Turtle & Hughes Inc., located at 1900 Lower Road, Linden, NJ 07036 for Rockwell Automatic products. The Contract term shall be one calendar year from the date of the written notice to proceed. The Contract amount shall be \$174,824.15 Location: 59-17 Junction Blvd, Flushing, NY 11373 PIN#2030080X

The Vendor was selected by MWBE Noncompetitive Small Purchase pursuant to Section 3-08(c)(1)(iv)of the PPB Rules.

In order to access the Public Hearing and testify, please call 1-347-921-5612, Access Code: 287045230# no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at noahs@dep.nyc.gov.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DEP does not receive, by December 9, 2021, from any individual a written request to speak at this hearing, then DEP need not conduct this hearing. Requests should be made to Mr. Noah Shieh via email at noahs@dep.nyc.gov.

d16

HUMAN RESOURCES ADMINISTRATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, December 28, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 2342 748 0246.**

IN THE MATTER OF a proposed contract between Human Resources Administration of the City of New York and Safe Horizon, Inc., located at 2 Lafayette Street, 3rd Floor, New York, NY 10007, for the provision of Supportive Housing Shelter for Survivors of Domestic Violence - Rose House Tier II. The contract term shall be from July 1, 2021 to June 30, 2022. The contract amount will be \$2,845,794.59. CB 1, Manhattan. E-PIN #: 06922N0021001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

◀ d16

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, December 28, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 2342 748 0246.**

IN THE MATTER OF a proposed contract between the Human Resources Administration of the City of New York and Find Aid for the Aged, Inc., located at 160 West 71st Street, Apt. 2F, New York, NY 10023, for the provision of Senior Affordable Housing Tenant Services for formerly homeless seniors. The contract term shall be from February 1, 2022 to January 31, 2027 with one four-year renewal option from February 1, 2027 to January 31, 2031. The contract amount will be \$600,000.00. CB 7, Manhattan. E-PIN #: 09618P0003020.

The proposed contractor has been selected through HHS ACCELERATOR, pursuant to Section 3-16 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

◀ d16

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, December 28, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 2342 748 0246.**

IN THE MATTER OF a proposed contract between the Human Resources Administration and the contractor listed below for the Purchase of Support for Atlassian Products. The contract term will be June 22, 2021 to June 30, 2022.

<u>Contractor/ Address</u>	<u>PIN #/E-PIN #</u>	<u>Amount</u>	<u>Service Area/CB</u>
Compulink Technologies Inc. 260 West 39th Street, Suite 302 New York, NY 10018	22GSEMI00501/ 06922W0021001	\$140,778.52	Citywide

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

IN THE MATTER OF a proposed contract between the Human Resources Administration of the City of New York and K. Karp Consulting Co., Inc., located at P.O. Box 515, 1400 Lighthouse Road, Southold, NY 11971, to provide project management and technical

assistance to the Mayor's Office and the City Agencies that procure and serve food, Citywide. The contract term shall be from July 1, 2021 to June 30, 2022 with an option to renew from July 1, 2022 to June 30, 2023. The contract amount will be \$130,000.00. E-PIN #: 06922N0008001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

IN THE MATTER OF a proposed contract between the Human Resources Administration and the contractor listed below, for the purchase of Monday.com Subscription Services. The contract term will be from March 12, 2021 to December 31, 2022 with a two-year renewal option from January 1, 2023 to December 31, 2024.

<u>Contractor/ Address</u>	<u>PIN #/E-PIN #</u>	<u>Amount</u>	<u>Service Area/CB</u>
Monday.com Ltd. 6 Yitzhak Sadeh Street Tel Aviv Israel 6777506	22GSEMI09101/ 06922U0005001	\$109,251.90	Citywide

The proposed contract is a Subscription, pursuant to Section 1-02 (f)(5) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

◀ d16

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, December 28, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 2342 748 0246.**

IN THE MATTER OF a proposed contract between Human Resources Administration of the City of New York and Jewish Board of Family and Children's Services, Inc., located at 135 West 50th Street, 6th Floor, New York, NY 10020, for the provision of Emergency Shelter for survivors of Domestic Violence. The contract term shall be from October 1, 2021 to February 28, 2022. The contract amount will be \$727,986.42. CB 5, Manhattan. E-PIN #: 06922N0019001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

◀ d16

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, December 28, 2021, at 11:00 AM. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 2342 748 0246.**

IN THE MATTER OF a proposed contract between Human Resources Administration of the City of New York and Jewish Board of Family and Children's Services, Inc., located at 135 West 50th Street, 6th Floor, New York, NY 10020, for the provision of On-call Case Management services. The contract term shall be from August 1, 2021 to July 31, 2022. The contract amount will be \$200,000.00. CB 5, Manhattan. E-PIN #: 06922N0027001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

◀ d16

SMALL BUSINESS SERVICES

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, December 28, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 2342 748 0246.**

IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Pratt Institute, Inc., located at 379 Dekalb Avenue, 2nd Floor, Brooklyn, NY 11205, to provide technical assistance and expertise to community groups in low-moderate income areas and to serve manufacturers that seek to green and expand their operations in NYC and branding and marketing assistance to manufacturing companies, to enable them to increase sales and create jobs thru Made In NYC. The contract term shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$1,007,500.00. CB 2, Brooklyn. E-PIN #: 80122L0151001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

◀ d16

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, December 28, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 2342 748 0246.**

IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Staten Island Economic Development Corporation, located at 900 South Avenue, Suite 402, Staten Island, NY 10314, to support neighborhood-level initiatives that promote economic development job creation and retention and community investment. The term of each contract shall be for 12 months, from July 1, 2021 to June 30, 2022. The amount of this contract is \$441,352.00. CB 2, Staten Island. E-PIN #: 80122L0882001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

◀ d16

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, December 28, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 2342 748 0246.**

IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Consortium For Worker Education, located at 305 7th Avenue, 3rd Floor, New York, NY 10001-6755, to provide trainings, job placement, and small business technical assistance including job readiness to union workers, underemployed, immigrant and minority populations. The contract term shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$7,655,000.00. CB 5, Manhattan. E-PIN #: 80122L0889001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

◀ d16

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, December 28, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 2342 748 0246.**

IN THE MATTER OF a proposed contract between the New York City

Department of Small Business Services and New Immigrant Community Empowerment, Inc., located at 7129 Roosevelt Avenue, 2nd Floor, Jackson Heights, NY 11372, to provide access to training to achieve the US Department of Labor Occupational Safety and Health Administration 30-hour outreach training in construction in addition the expansion and development of day laborer centers which will provide job referral, legal services as well as workforce training and development. The contract term shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$1,688,718.00. CB 3, Queens. E-PIN #: 80122L0075001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

◀ d16

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, December 28, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 2342 748 0246.**

IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and The ICA Group, Inc., located at 1330 Beacon Street, Suite 355, Brookline, MA 02446, to provide Worker Cooperative Business Development Initiative to support job creation in worker cooperatives by coordinating education and training resources and by providing technical, legal, and financial assistance, Citywide. The contract term shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$461,570.00. E-PIN #: 80122L0152001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

◀ d16

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, December 28, 2021, at 11:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 2342 748 0246.**

IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Non-Traditional Employment for Women, located at 243 West 20th Street, New York, NY 10011, to support training placement and support of a network of prospective students participating students and graduates which include women and expand advanced career-specific training. The term of the contract shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$200,000.00. CB 4, Manhattan. E-PIN #: 80122L0149001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Northern Manhattan Coalition for Immigrant Rights, located at 5030 Broadway, Suite 637, New York, NY 10034, to provide access to training to achieve the US Department of Labor Occupational Safety and Health Administration 30-hour outreach training in construction in addition the support of jobs creation by providing training and employment opportunities to New Yorkers for cleanup and beautification services across the City. The term of the contract shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$671,203.00. CB 12, Manhattan. E-PIN #: 80122L0077001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Urban Justice Center, located at 40 Rector Street, 9th Floor, New York, NY 10006, to provide support for community outreach to vendors, including financial literacy, legal support, training, and business development that includes referrals to other governmental resources. The contract term shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$131,362.00. CB 1, Manhattan. E-PIN #: 80122L0119001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Brooklyn Alliance, Inc., located at 253 36th Street, Unit 17, Brooklyn, NY 11232, to assist businesses throughout the New York City in accessing technical assistance for reopening and restarting their business. Services will include financing marketing technology and e-commerce legal PPE M/ WBE certification general business counseling and regulatory assistance, Citywide. The contract term shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$125,000.00. E-PIN #: 80122L0035001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Renaissance Technical Institute Inc., located at 173 East 112th Street, New York, NY 10029, to support construction site safety training education outreach and referral services for construction workers and subcontractors employed at permitted building and demolition projects and to support the development of a construction worker apprenticeship program. The term of the contract shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$125,000.00. CB 12, Manhattan. E-PIN #: 80122L0120001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Bedford Stuyvesant Restoration Corp., located at 1368 Fulton Street, Brooklyn, NY 11216, to provide support outreach efforts aimed at increasing businesses' access to a variety of services including: pro-bono legal assistance, technical and financing assistance, business counseling, financial literacy, referrals to other governmental resources and support, and assistance with affordable healthcare enrollment opportunities. The contract term shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$111,295.00. CB 3, Brooklyn. E-PIN #: 80122L0121001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Commonwise Education, Inc., located at 2431 Morris Avenue, Bronx, NY 10468, to provide support connecting local entrepreneurs of color to anchor institutions, the Cleanup Corps Initiative that supports job creation for cleanup and beautification services across the City and the Worker Cooperative Business Development Initiative to support job creation in worker cooperatives by coordinating education and training resources and by providing technical, legal, and financial assistance. The contract term shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$1,046,998.00. CB 5, Bronx. E-PIN #: 80122L0073001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Third Sector New England, Inc., located at 89 South Street, Suite #700, Boston, MA 02111, to provide access to training to achieve the US Department of Labor Occupational Safety and Health Administration 30-hour outreach training in construction. In addition, the vendor shall use the funds to support day laborer centers which will provide appropriate physical space for day laborers to meet, referrals to jobs or support services, legal services to address issues such as wage theft, as well as workforce training and development. The contract term shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$2,078,462.00. CB 1, Staten Island. E-PIN #: 80122L0071001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and East River Development Alliance, Inc., located at 12-11 40th Avenue, Long Island City, NY 11101, this funding provides for construction site safety training education outreach and referral services for construction workers and subcontractors employed at permitted building and demolition projects in the city and to support the development of a construction worker apprenticeship program; to support the creation of jobs in worker cooperatives by coordinating education and training resources and by providing technical legal and financial assistance. The initiative funds a comprehensive citywide effort to reach cooperative entrepreneurs provide for the start-up of new worker cooperative small businesses and provide assistance to existing cooperatives. The initiative offers workforce development and concrete skills for unemployed underemployed and discouraged workers in high-needs neighborhoods. The term of the contract shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$761,735.00. CB 3, Manhattan. E-PIN #: 80122L0072001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Staten Island Community Job Center, Inc., located at 774 Port Richmond Avenue, 2nd Floor, Staten Island, NY 10302, to provide for construction site safety training education outreach and referral services for construction workers and subcontractors in addition to support the development of a construction worker apprenticeship program, the expansion and development of day laborer centers as well as workforce training and development. In addition, the supports the creation of jobs by providing training and employment opportunities to New Yorkers for cleanup and beautification services across the City. The term of the contract shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$1,154,006.00. CB 1, Staten Island. E-PIN #: 80122L0074001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and NYC NOWC, INC, located at P.O. Box 800028, Elmhurst, NY 11380. The Worker Cooperative Business Development Initiative supports the creation of jobs in worker cooperatives by coordinating education and training resources and by providing technical legal and financial assistance. The contract term shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$381,775.00. CB 3, Queens. E-PIN #: 80122L0150001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a Purchase Order/Contract between the New York City Department of Small Business Services and Vanguard Digital, LLC, located at 55 East 40th Street, Brooklyn, NY 11203, for a consultant to support recruitment and onboarding of training participants; deliver training and professional learning; provide administration and coordination support for training execution; and document key learnings from a team entrepreneurship and business innovation training program, Citywide. The amount of this Purchase Order/Contract is \$142,500.00. The term shall be from Notice to Proceed to June 30, 2022. E-PIN #: 80122W0014001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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IN THE MATTER OF a proposed contract between the New York City Department of Small Business Services and Catholic Charities Community Services Archdiocese of New York, located at 1011 First Avenue, 6th Floor, New York, NY 10022, to provide construction site safety training, education, outreach and referral services for construction workers, expansion and development of day laborer centers and supports the creation of jobs by providing training and employment opportunities to New Yorkers for cleanup and beautification services thru the Cleanup Corps Initiative. The contract term shall be for 12 months from July 1, 2021 to June 30, 2022. The amount of this contract is \$1,286,203.00. All CBs, Manhattan. E-PIN #: 80122L0076001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 2342 748 0246** no later than 10:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

◀ d16



ADMINISTRATIVE TRIALS AND HEARINGS

■ NOTICE

Notice of Adoption of Rule

Pursuant to the authority vested in the Office of Administrative Trials and Hearings (OATH) by sections 1043, 1049, and 1049-a of the New York City Charter, OATH has adopted amendments updating penalties for violations of the Water Supply Law, rules pertaining to backflow devices, and rules that govern drilling and excavation.

The Environmental Control Board voted to approve a proposed version of these amendments on October 5, 2021. A proposed version of these amendments was published in The City Record on October 13, 2021. A public hearing was held on November 16, 2021. No testimony regarding the amendments was given at the public hearing, and OATH did not receive any written comments from the public. The Environmental Control Board voted to approve a final version of these amendments on December 9, 2021.

Statement of Basis and Purpose of Rule

Pursuant to the authority set forth in sections 1043, 1049, and 1049-a of the New York City Charter, the Office of Administrative Trials and Hearings (OATH) has adopted amendments updating penalties for violations of title 24, chapter 3 of the Administrative Code, also known as the Water Supply Law; title 15, chapter 20 of the Rules of

the City of New York (RCNY), pertaining to backflow devices; and 15 RCNY, chapter 57, Drilling and Excavation Rules, recently adopted by the Department of Environmental Protection (DEP). OATH's Water Penalty Schedule is located in 48 RCNY § 3-126. The provisions codified in 48 RCNY, chapter 6 govern Environmental Control Board adjudicatory proceedings, as well as other proceedings under the jurisdiction of OATH's Hearings Division.

The amendments to the provisions of 48 RCNY § 3-126:

- Add a penalty for a violation of section 24-303.1 of the Administrative Code, a recent addition that prohibits the illegal discharge of fracking waste. The penalty of \$2,500 and the default penalty of \$10,000 are provided for in the statute.
- Update the description for a violation of 15 RCNY § 20-04(d) to include failure to submit an initial test report for a backflow prevention device, in addition to failure to install. This reflects the description that is generally used on summonses.
- Add a penalty for a violation of 15 RCNY § 20-04(i), a newly added provision that prohibits the removal, swapping, or bypassing of a backflow prevention device without DEP approval. The penalty of \$700 is the same as that for failing to install a backflow device.
- Add a penalty for a violation of 15 RCNY § 20-05(t), a newly added provision that requires the plumber who removes a water meter to submit a photograph of the meter to DEP. The penalty of \$350 is in line with the existing penalty for meter removal without a permit.
- Add a penalty for a violation of 15 RCNY § 20-08(b)(4), which requires the installation of a backflow device on connections to fire hydrants. While this is not a new rule, it has been added to the penalty schedule as it is cited somewhat frequently and should, therefore, have its own penalty instead of being under the miscellaneous provision. The penalty of \$300 is a greater incentive to comply than the miscellaneous penalty of \$150.
- Add penalties for violations of the Drilling and Excavation Rules. These rules, which recently went into effect and are found in 15 RCNY chapter 57, include requirements for drilling and excavation activities conducted in areas where DEP has underground infrastructure, such as water tunnels, in order to prevent possible damage to such infrastructure. The penalty of \$900 is nearly as high as possible (since the legal maximum is \$1,000) while still allowing for a higher default penalty, as violations of these rules will be issued to property owners and real estate developers, and the penalty needs to be as much of a deterrent as possible in order to avoid the possibility of very costly damage to DEP infrastructure.

Deleted material is in [brackets].

New material is underlined.

Section 1. One penalty under the heading "General Provisions," set forth in section 3-126 of title 48 of the Rules of the City of New York, is amended, and new penalties are added under the headings "General Provisions" and "Drilling & Excavation Rules," to read as follows:

	GENERAL PROVISIONS		
A.C. § 24-303.1	<u>Illegal discharge of fracking waste</u>	\$2500	\$10000
A.C. § 24-308	Illegal Use of Hydrant(s)	\$750	\$1000
A.C. § 24-337	Illegal waste of water (Residential)	\$250	\$500
A.C. § 24-339	Distribution/Sale/Import/Installation of water wasting plumbing fixtures	\$475	\$950
A.C. § 24-346(b)	Failure to comply with Commissioner's Order	\$750	\$1000
15 RCNY § 20-01(b)(1)	Plumbing work w/o permit	\$250	\$500
15 RCNY § 20-01(e)	Failed to produce permit on demand	\$150	\$300
15 RCNY § 20-01(f)	Failed to obtain/return emergency permit	\$250	\$500
15 RCNY § 20-02(b)	Unlawful connection to City main	\$700	\$1000
15 RCNY § 20-03(k)(4)	Failed to protect curb valve/box from damage	\$250	\$500
15 RCNY § 20-03(w)	Failed to replace old service pipes upon establishment of new water service	\$250	\$500

15 RCNY § 20-03(x)	Failed to install meter on unmetered property when service pipe is replaced/ repaired/re-laid/installed	\$350	\$700
15 RCNY § 20-04(d)	Failed to install a backflow preventer or <u>submit initial test report</u>	\$700	\$1000
15 RCNY § 20-04(e)	Failed to submit an annual test report for a backflow preventer	\$500 or mitigation penalty of \$50	\$1000
<u>15 RCNY § 20-04(i)</u>	<u>Removed/swapped/bypassed backflow device without DEP approval</u>	\$700	\$1000
15 RCNY § 20-05(a)	No meter in place	\$250	\$500
15 RCNY § 20-05(b)(1)	Meter repair/removal w/o permit	\$350	\$700
15 RCNY § 20-05(b)(2)	Failed to return meter permit	\$350	\$700
15 RCNY § 20-05(d)(5)	No reading receptacle for remote pad	\$250	\$500
15 RCNY § 20-05(g)	Improper size/type of meter	\$250	\$500
15 RCNY § 20-05(i)(1)	Meter not readily accessible	\$250	\$500
15 RCNY § 20-05(i)(2)-(12)	Improper setting of meter	\$250	\$500
15 RCNY § 20-05(i)(12)	Failed to design meter setting to ensure electrical continuity	\$150	\$300
15 RCNY § 20-05(j)	Prohibited meter bypass	\$500	\$1000
15 RCNY § 20-05(k)	Improper meter pit/box/vault construction	\$350	\$700
15 RCNY § 20-05(m)(1)	Failed to install new meter after unpermitted disconnection of old meter	\$750	\$1000
15 RCNY § 20-05(n)	Breaking seal on equipment w/o permit	\$500	\$1000
15 RCNY § 20-05(p)	Inadequate protection of meter/remote receptacle/AMR Transmitter/wiring	\$250	\$500
15 RCNY § 20-05(p)(2)	Relocated remote receptacle or AMR transmitter without permit	\$250	\$500
<u>15 RCNY § 20-05(t)</u>	<u>Failed to submit photo of meter to DEP</u>	<u>\$350</u>	<u>\$1000</u>
15 RCNY § 20-06	A.C./refrigeration violation	\$350	\$700
15 RCNY § 20-07(c)	Failed to submit self-certification of domestic water service pipe installation	\$250	\$500
15 RCNY § 20-08(a)(6)	Lawn/garden watering prohibited time/manner	\$150	\$300
15 RCNY § 20-08(a)(7)	Sidewalk flushing prohibited time/manner	\$150	\$300
15 RCNY § 20-08(a)(9)	Prohibited use of water for car washing	\$150	\$300
<u>15 RCNY § 20-08(b)(4)</u>	<u>Failed to install backflow preventer on hose connected to fire hydrant</u>	<u>\$300</u>	<u>\$600</u>
15 RCNY Chapter 20	Violation of miscellaneous rules regarding use and supply of water	\$150	\$300
	<u>DRILLING & EXCAVATION RULES</u>		

<u>15 RCNY § 57-03</u>	<u>Drilling or excavating in restricted area without permit</u>	<u>\$900</u>	<u>\$1000</u>
<u>15 RCNY § 57-05(b)</u>	<u>Violating general condition(s) of drilling/excavation permit</u>	<u>\$900</u>	<u>\$1000</u>
<u>15 RCNY § 57-05(b)(1)</u>	<u>Failure to notify DEP 30 days prior to commencement of drilling or excavation</u>	<u>\$900</u>	<u>\$1000</u>
<u>15 RCNY § 57-05(b)(2)</u>	<u>Failure to drill/excavate only to depth specified in permit</u>	<u>\$900</u>	<u>\$1000</u>
<u>15 RCNY § 57-05(b)(3) and (5)</u>	<u>Failure to abandon and/or seal any unpermitted borehole or well</u>	<u>\$900</u>	<u>\$1000</u>
<u>15 RCNY § 57-05(b)(4) and (6)</u>	<u>Failure to abandon and/or fill any unpermitted excavation</u>	<u>\$900</u>	<u>\$1000</u>
<u>15 RCNY § 57-05(b)(7)</u>	<u>Failure to use blowout preventer when required</u>	<u>\$900</u>	<u>\$1000</u>
<u>15 RCNY § 57-05(b)(10)</u>	<u>Failure to provide required, certified documentation within 30 days of completion of drilling or excavation</u>	<u>\$900</u>	<u>\$1000</u>
<u>15 RCNY § 57-05(b)(11)</u>	<u>Failure to conduct required deviation survey</u>	<u>\$900</u>	<u>\$1000</u>

← d16

BUILDINGS

■ NOTICE

NOTICE OF ADOPTION OF RULE

NOTICE IS HEREBY GIVEN, pursuant to the authority vested in the Commissioner of Buildings by Section 643 of the New York City Charter and in accordance with Section 1043 of the Charter, that the Department of Buildings hereby adopts the amendments to section 101-07 of Subchapter A of Chapter 100 of Title 1 of the Rules of the City of New York regarding approved agencies, and sections 103-01, 103-02 and 103-05 of Subchapter C of Chapter 100 of Title 1 of the Rules of the City of New York regarding low-pressure boilers, elevators, and high-pressure boilers, respectively.

This rule was first published on October 28, 2021 and a public hearing thereon was held on November 29, 2021.

Dated: 12/3/21 /s/
New York, New York Melanie E. La Rocca
Commissioner

Statement of Basis and Purpose of Rule

Boilers are regulated by Article 303 of Title 28 of the New York City Administrative Code. Elevator provisions are found in Articles 304, 401, 421 and 422 of Title 28.

Chapters 750 of 2019 and 55 of 2020 of the laws of the State of New York amended some terminology in Articles 401, 421 and 422 of Title 28 of the New York City Administrative Code. Local Law 126 of 2021, which was passed by the City Council on October 7, 2021 and became law after it was returned unsigned by the Mayor, further amends the articles listed above. Those amendments relate to filing timeframes for inspection and test reports and affirmations of correction and clarifying the difference between elevator inspections and tests and are effective January 1, 2022. These rules are amended to reflect the changes made by those laws.

In addition, these rules are amended to align the procedures and filing requirements among low- and high-pressure boilers and elevators.

Specific changes, apart from those described above, include

Rule 101-07 – Approved Agencies:

- The heading of subdivision (c) is amended to reflect that the provisions of the subdivision that are not amended also cover responsibilities of approved agencies.
- Obsolete provisions and language that is now in rule 103-02 and Article 304, 421 or 422 of Title 28 are deleted from paragraph (4) of subdivision (c).

- Language is added to paragraph (4) of subdivision (c) to require the immediate reporting to the department of a fatality or injury related to an elevator agency's work.
- Language that has been moved to rule 103-01 is deleted from paragraph (5) of subdivision (c).

Rule 103-01 – Low-pressure boilers:

- Language is added to subdivision (d) to clarify an owner must hire a qualified boiler inspector.
- The requirements from rule 101-07 are moved to subdivision (d), where they are more appropriate.
- Language is added to subdivision (d) to specify that the acceptance of a boiler filing is contingent on the fee and any civil penalty payment being honored.
- A new penalty of \$1,000 per boiler for failure to file an affirmation of correction is added to subdivision (f).
- The grounds for waiver of penalties in paragraph (6) of subdivision (f) is amended to remove limits on new owners and language is added to specify what proof is required for new owners and work in progress.
- Subdivision (g) is amended to clarify when penalties accrue for failure to file a notice of removal or disconnection of a boiler. In addition, the penalty for such failure to file is increased from \$500 to \$1,000 per boiler to match the penalty for failure to file a report.
- The reference to Table 28-112.7.2 of the Administrative Code is removed from subdivision (h) as Local Law 126/21 has removed boiler filing fee amounts from that table and has added a reference to department rules.

Rule 103-02 – Elevators

- The term "final certificate" in subdivision (c) is renamed "certificate of compliance" to match the language in section 28-116.4.1 of the Administrative Code.
- Language is added to subdivision (d) to specify that the acceptance of an elevator filing is contingent on the fee and any civil penalty payment being honored.
- Language is added to subdivision (d) to state that periodic inspection reports for private residence elevators do not need to be filed with the department but must be kept by the owner for six years.
- Language is added to subdivisions (h) and (i) regarding requesting extensions of the filing deadline in accordance with Article 304 of Title 28 of the Administrative Code.
- A new penalty of \$3,000 per elevator for failure to file periodic inspection reports is added to subdivision (i).
- The grounds for waiver of penalties in subdivision (k) is amended to remove limits on new owners and to add what proof is required for this waiver.
- The reference to the Table 28-112.7.2 of the Administrative Code is removed from subdivision (l) as Local Law 126/21 has removed elevator filing fee amounts from that table and has added a reference to department rules.

Rule 103-05 – high-pressure boilers:

- The reference to Table 28-112.7.2 of the Administrative Code is removed from subdivision (d) as Local Law 126/21 has removed boiler filing fee amounts from that table and has added a reference to department rules.
- Language is added to subdivision (e) to specify that the acceptance of a boiler filing is contingent on the fee and any civil penalty payment being honored.
- Subdivision (h) is deleted as it contains an obsolete provision regarding notice of address changes.
- A timeframe for required 48-hour notice of a planned boiler shutdown is added to re-lettered subdivision (h).
- A new penalty of \$1,000 per boiler for failure to file an affirmation of correction is added to subdivision (i).
- The grounds for waiver of penalties in subdivision (i) is amended to remove limits on new owners and to add what proof is required for this waiver.
- Subdivision (j) is amended to clarify when penalties accrue for failure to file a notice of removal or disconnection of a boiler. In addition, the penalty for such failure to file is increased from \$500 to \$1,000 per boiler to match the penalty for failure to file a report.

The Department of Buildings' authority for these rules is found in sections 643 and 1043 of the New York City Charter and Articles 303 and 304 of Title 28 of the New York City Administrative Code.

New material is underlined.

[Deleted material is in brackets.]

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

Section 1. Paragraphs (11) and (12) of subdivision (a) of section 101-07 of subchapter A of chapter 100 of Title 1 of the rules of the City

of New York are amended to read as follows:

- (11) *Qualified elevator [inspector]director*. An individual [who has obtained a Qualified Elevator Inspector (“QEI”) Certificate from an American National Standards Institute (“ANSI”)-accredited agency to witness elevator inspections and tests] licensed in accordance with Article 421 of Title 28 of the Administrative Code.
- (12) *Qualified elevator inspector [supervisor]*. An individual [who has obtained a Qualified Elevator Inspector Supervisor (“QEIS”) Certificate from an ANSI-accredited agency to supervise a QEI’s witnessing and/or to witness directly elevator inspections and tests] licensed in accordance with Article 422 of Title 28 of the Administrative Code.

§2. The title and paragraphs (4) and (5) of subdivision (c) of section 101-07 of subchapter A of chapter 100 of Title 1 of the rules of the City of New York are amended to read as follows:

(c) Qualifications and responsibilities of approved agencies.

(4) Elevator [inspection] agencies.

- (i) Notwithstanding anything to the contrary set forth herein, elevator [inspection] agencies, including their directors and inspectors [that] who currently hold or hereafter secure a [Certificate of Approval]license from the department issued pursuant to [Chapter 11 of Title 1 of the Rules of the City of New York] Article 421 or 422 of Title 28 of the Administrative Code shall be deemed approved elevator [inspection] agencies without further requirement of registration or accreditation, for the purpose of conducting the periodic elevator inspections and tests required by section 28-304.6 of the Administrative Code.
- [(ii)] Written or oral tests required by 1 RCNY 11-01(a)(2)(ii) shall require familiarity with the standards set forth in section 3001.2 and appendix K of the Building Code, including chapter K3, pertaining to existing elevators, as set forth in the rules of the department.]
- [(iii)](ii) Tests and inspections performed by an approved elevator [inspection] agency on behalf of the owner [after the effective date of this section] shall be performed in compliance with [section 3014.1 of the Building Code and the reference standards set forth in Appendix K of the Building Code] Article 304 of Title 28 of the Administrative Code and section 103-02 of this chapter.
- [(iv)](iii) Periodic elevator inspections and tests performed by an approved elevator [inspection] agency on behalf of the owner as required by section 28-304.6.1 [and Section 3.10.12 of chapter K3 of Appendix K] of the Administrative Code shall be performed in compliance with [the following requirements:] section 103-02 of this chapter.
 - [(A)] The test must be performed by an approved elevator inspection agency and witnessed by an approved elevator inspection agency or a QEI or QEIS authorized pursuant to clause (C) of this subparagraph that is not affiliated with the agency performing the test.
 - [(B)] The approved elevator inspection agency responsible for performing the test shall designate skilled elevator trade personnel in its employment to perform the test under the direct supervision of a director who holds a Certificate of Approval from the department issued pursuant to the 1968 Building Code and 1 RCNY 11-01. Such designation by the director shall be in writing and shall indicate the director’s endorsement of the qualification of the personnel designated to conduct the test. Such personnel may perform the test through December 31, 2011. Thereafter, the test shall be performed by an inspector or director who holds a Certificate of Approval from the department.

(C) The approved elevator inspection agency responsible for witnessing the test shall designate an inspector in its employment who holds a Certificate of Approval from the department issued pursuant to the 1968 Building Code and 1 RCNY 11-01 to witness such test. Individuals who have applied for and passed a department-sponsored/administered examination for a Private Elevator Inspection Agency Director or Private Elevator Inspection Agency Inspector Certificate of Approval examination by July 1, 2010 may continue to witness the test based on satisfaction of the qualifications set forth in items 1 through 3 below, through December 31, 2011 or until the issuance or denial of a Certificate of Approval from the department, whichever is sooner.

1. A valid QEI or QEIS Certificate;
2. A minimum of five (5) years of satisfactory experience, within the last seven (7) years immediately preceding the date of affirmation from the director of the agency as prescribed in item 3 below, in the assembly, installation, repair, design, or inspection of elevators, or as an elevator mechanic;
3. An affirmation from the director of the agency, on such form as the commissioner shall require, attesting that the QEI or QEIS
 - A. Is familiar with the construction and maintenance of elevators, escalators and related equipment and the standards set forth in Chapter 30 and appendix K of the Building Code, including appendix K3, pertaining to existing elevators, in the rules of the department; and
 - B. Is of good moral character so as not to adversely impact upon his or her fitness to witness elevator inspections.

The commissioner may refuse to accept such certification for any of the reasons specified as grounds for revocation or suspension set forth in subdivision (d) of this section.

(D) The witnessing inspector shall affix the test/inspection date and his or her agency’s Certificate of Approval number to the inspection certificate at the site. The witnessing inspector and the director of the witnessing agency shall further sign and indicate that agency’s Certificate of Approval number in the test report.]

[(v)](iv) Agency employee restriction. An employee of an elevator [inspection] agency may work only for such agency and for one agency director at a time.

(v) Reporting of incidents. The elevator agency director, on behalf of the elevator agency, must immediately report to the department any fatality or injury of any individual that occurs in connection with the elevator agency’s operations. Such reporting shall be in a form and manner prescribed by the department.

(5) Boiler inspection agencies.

(i) Notwithstanding anything to the contrary set forth herein, a qualified boiler inspector shall be deemed an approved boiler inspection agency, without further requirement of registration or accreditation, for the purpose of conducting the periodic inspections required by section 28-303.2 of the Administrative Code.

(ii) Periodic boiler inspections required by section 28-303.2 of the Administrative Code shall be performed in compliance with [the following requirements:] sections 103-01 and 103-05 of this chapter.

(A) Low pressure boiler annual inspection reports shall be submitted for each calendar year on such forms and in such manner as required by the department. The report shall include:

1. An inspection report for each boiler identifying the inspector or inspection agency;
2. The owner's annual statement completed in compliance with section 28-303.67 of the Administrative Code; and
3. A certification by the owner that identified defects have been corrected. The report must be filed within 45 days from the date of the inspection but in no event later than December 31st of each calendar year. Any required part of the report not filed within 45 days from the date of the inspection and on or before December 31st shall be deemed late and shall subject the owner to penalties as provided in Administrative Code sections 28-201.2.2 and 28-202.1 and the rules of the department.

(B) A low pressure boiler annual inspection must be conducted between January 1st and December 31st of the calendar year for which an owner submits the report. Low pressure boiler annual inspections must be conducted at least six months apart. The inspector must verify that a valid department-issued boiler number is affixed to the boiler and such number must be used in all correspondence between the inspector and the department. If an inspection reveals any dangerous condition in a boiler that threatens life or safety and that requires an immediate shut down of the boiler, or reveals an unregistered boiler, the inspector must immediately notify the boiler division at the department of the condition via fax or email at the number or address provided on the department's website, <http://www.nyc.gov/buildings>.

(C) Low pressure boiler annual inspection reports not filed within 12 months from the date of the inspection will be deemed expired. Expired inspection reports will not be accepted by the department to satisfy the annual inspection report filing requirement as prescribed by section 28-303.7 of the Administrative Code and this section.]

§3. Subdivisions (c) through (h) of section 103-01 of subchapter C of chapter 100 of Title 1 of the rules of the City of New York are amended to read as follows:

(c) Definitions. For the purposes of this section, the following terms shall have the following meanings:

- (1) Filing deadline. For the low pressure boiler annual inspection report or any part of that report, [forty-five (45)] fourteen (14) days from the inspection date.
- (2) First [Test]test. An inspection of a newly installed or replaced boiler required for the department to approve its use and operation.
- (3) Inspection cycle. January 1st through December 31st of the calendar year for which the report is being submitted. Annual inspections must be at least six (6) months apart.
- (4) Late filing. An inspection report or any part of that report filed after the [forty-five (45)] fourteen (14) day filing deadline but in no event [more than twelve (12) months from the date of the inspection]later than January 14th of the calendar year immediately following

the inspection cycle.

(5) Owner. Any person, agent, firm, partnership, corporation or other legal entity having a legal or equitable interest in, or control of, the premises and/or boiler.

(6) ~~Qualified boiler inspector. A qualified boiler inspector as defined in Section 101-07 of these rules.~~

[(6)](7) Removal or disconnection. Removal or discontinuance, pursuant to Section [28-303.8]28-303.9 of the Administrative Code.

[(7)](8) Waiver. Removal of the obligation to pay a penalty associated with a violation. A waiver does not result in dismissal of the violation.

(d) [Owner's responsibilities.

(1)] Inspection and report filing. [An owner must comply with the inspection requirements and must] The owner shall be responsible for hiring a qualified boiler inspector to conduct inspections and file low pressure boiler annual inspection reports pursuant to Article 303 of Title 28 of the Administrative Code and in accordance with [Section 101-07 of this chapter.]the following provisions:

(1) Low pressure boiler annual inspection reports must be submitted for each inspection cycle on such forms and in such manner as required by the department. The report must include:

(i) An inspection report for each boiler identifying the qualified boiler inspector or inspection agency;

(ii) An affirmation of correction that identified defects that have been corrected, if applicable; and

(iii) The filing fee as provided in subdivision (h).

(2) Notification. An owner shall notify the department's Boiler Division within thirty (30) days of the owner's change of address or sale of the premises housing the boiler. The owner must reference the department's boiler number in all correspondence.

(3) New owner. A new owner is responsible for inspection in the year that he or she purchases the building, only if he or she purchases the building on or before June 30 of that year.]

(2) If an inspection reveals any dangerous condition in a boiler that threatens life or safety and that requires an immediate shut down of the boiler, the inspector must immediately notify the department's boiler division of the condition via email at the address provided on the department's website, www.nyc.gov/buildings. Notification of an unregistered boiler must be made by filing a report electronically in a form and manner required by the department.

(3) The filing is deemed accepted upon payment of the fee(s) and any civil penalties due. If the payment is not honored, the filing will be deemed invalid and the owner may receive a violation for failure to file and be subject to all applicable penalties as set forth in subdivision (f).

(e) Acceptance of filings. Inspection reports filed after the [forty-five (45)] fourteen (14) day filing deadline but [within twelve (12) months of the inspection date]on or before January 14th of the calendar year immediately following the inspection cycle will be considered late filings and will be subject to the appropriate civil penalties as set forth in subdivision (f) of this section. Reports filed after such [twelve (12) month]late filing period will be considered expired. In such cases, owners will be subject to the appropriate civil penalties for failure to file an inspection report, as set forth in subdivision (f) of this section, and the department will require a new inspection to be performed for the current inspection cycle and a new report filed in accordance with this section.

(f) Civil penalties, low pressure boiler annual inspection report and affirmation of correction.

(1) Failure to file. An owner who fails to file the low pressure boiler annual inspection report or any part thereof for each boiler, pursuant to Article 303 of Title 28 of the Administrative Code and this section, shall be liable for a civil penalty of not less than one thousand dollars (\$1000.00) per boiler. [In accordance with Section 101-07 of this chapter, a] A low pressure boiler annual inspection report not filed within [twelve (12) months from the date of the inspection]the late filing period shall be deemed expired and shall not be accepted by the department.

- (2) Late filing. An owner who submits a late filing, but who provides proof that the inspection took place within the inspection cycle for which the report was due, shall be liable for a civil penalty of not less than fifty dollars (\$50.00) per month, per boiler, commencing on the day following the filing deadline and ending on the date of submission of a complete report, including a late filing of the [boiler certificate of] affirmation of correction. The total penalty shall not exceed six hundred dollars (\$600.00) per boiler. For the purposes of this paragraph, "proof" shall mean a [notarized affidavit] copy of the filed inspection report from the [approved] qualified boiler inspector who conducted the inspection [with his or her seal stating] indicating that the inspection was completed within the inspection cycle for which the report was due.
- (3) Failure to file the affirmation of correction. An owner who fails to correct the defects within the applicable time after the inspection and to file the affirmation of correction by the date the affirmation was due, stating that all defects found during the inspection have been corrected pursuant to Section 28-303.5 of the Administrative Code shall be liable for a civil penalty of one thousand dollars (\$1000.00) per boiler.
- (3)(4) Challenge of civil penalty. An owner may challenge the imposition of any civil penalty authorized to be imposed pursuant to this subdivision by providing written proof of a timely and complete inspection and filing to the department. Challenges shall be made in writing within thirty (30) days from the date of service of the violation by the department and sent to the office/unit of the department that issued the violation. The decision to dismiss or uphold the penalty shall be at the sole discretion of the department. Examples of such proof shall include, but are not limited to, the following:
- A copy of the boiler inspection report for the inspection performed during the applicable inspection cycle and a copy of the front and back of the canceled check or money order to the department for the boiler inspection report fee or proof of electronic payment of such fee; or
 - The department-assigned transmittal number for the electronic disk filing report or DOB NOW tracking number.
- (4)(5) Extension of the filing deadline. An owner may request an extension of the filing deadline in order to correct low pressure boiler defects and file [a certification] an affirmation of correction stating that identified defects have been corrected in accordance with [Section 101-07 of this chapter, upon submission of] Article 303 of Title 28 of the Administrative Code, by submitting proof that the request is based on extraordinary circumstances and/or that the delay in correction is beyond the owner's control, not including financial or administrative hardship. The request shall be made prior to the expiration of the filing deadline, submitted with the filing fee and shall be made on such forms and in such manner as required by the commissioner.
- (5)(6) Waiver of penalties. An owner may request a waiver of penalties assessed for violation of [Section 28-303.2] Article 303 of Title 28 of the Administrative Code, Section 27-793 of the 1968 Building Code] and/or related rules enforced by the department. Requests shall be made in writing and submitted with the filing fee.
- Owner status.
 - New owner. A new owner may be granted a waiver of penalties contingent upon the department's acceptance of the owner's proof that transfer of ownership to the new owner occurred after penalties were incurred. Proof includes a recorded deed evidencing transfer of ownership to the current owner after penalties were incurred, as well as any other documentation requested by the Department. [Such a waiver is limited to one of the following circumstances:
 - The new owner has obtained full tax exemption status from the New York City Department of Finance; or
 - The new owner submits proof to the department (such as a certificate from the Department of Housing Preservation and Development) that he or she took title to the property as part of an economic development program sponsored by a government agency.]
 - Government ownership. An owner may be granted a waiver of penalties upon submission of official documentation from a government entity affirming that the premises was owned in its entirety by the entity during the period for which a waiver is requested.
 - Bankruptcy. An owner may be granted a waiver of penalties upon submission of a copy of a bankruptcy petition[, together with proof that either the department or the New York City Law Department was served with a "Notice of Bar Date"] and a decision from the bankruptcy court.
 - Device status. An owner may be granted a waiver of penalties contingent upon the department's acceptance of proof of the following:
 - Removed or disconnected. That the low pressure boiler was removed from the building or disconnected prior to the inspection cycle for which the report was due. In the event that proof of removal or disconnection has not yet been entered into the department's database at the time of the request for a waiver, the owner shall submit to the department a copy of the [Self-Certification of Removed or Existing Boiler(s) form] submission for removal or disconnection of the boiler.
 - New or replaced. That the [First Test] first test was performed during the inspection cycle for which the report was due.
 - Work in progress. That there is work in progress for the replacement or installation of a new boiler or burner or a major renovation requiring that the boiler or burner be deactivated during the work. For the purposes of this subparagraph, "proof" means the filing of a boiler application including a projected date of completion of work. Upon completion of such work, a new inspection and test report must be filed in accordance with this section.
 - Building status. An owner may be granted a waiver of penalties contingent upon the department's confirmation of the following:
 - Demolished. That the full demolition of the building occurred prior to the inspection cycle for which the report was due and that such demolition was [signed-off] signed off by the department [and/] or that a new building permit has been issued for the property.
 - Sealed or vacated. That the building was ordered to be sealed or vacated by a government agency (e.g. Department of Buildings, Department of Housing Preservation and Development, Fire Department of New York or Office of Emergency Management) or by court order prior to the expiration of the inspection cycle for which the report was due.
 - Civil penalties, written notice of removal or disconnection of a low pressure boiler. Failure to file a written notice of removal or disconnection [(a Self-Certification of Removed or Existing Boiler(s) form)] with the filing fee in accordance with Section [28-303.8] 28-303.9 of the Administrative Code, or filing [of] such [form past] notice more than thirty (30) days [of] after the date of the removal or disconnection of a low pressure boiler shall be deemed a lesser violation and shall subject the owner to penalties as set forth in this subdivision.
 - Failure to file. An owner who fails to file such notice [within twelve (12) months from the date following thirty (30) days from the removal or disconnection,] by

thirty (30) days after the end of the inspection cycle shall be liable for a civil penalty of not less than [five hundred] one thousand dollars [(\$500.00)] (\$1,000) per boiler.

- (2) Untimely filing. An owner who files such notice [past] more than thirty (30) days [from] after the date of removal or disconnection, but [within twelve (12) months from such date,] by thirty (30) days after the end of the inspection cycle may submit an untimely filing and shall be liable for a civil penalty of not less than fifty dollars (\$50.00) per month, per boiler, commencing on the day following the date the notice was due and ending on the date of submission of the notice. The total penalty shall not exceed five hundred dollars (\$500.00) per boiler.
- (3) Challenge of civil penalty. An owner may challenge the imposition of any civil penalty authorized to be imposed pursuant to this subdivision by providing proof of a timely filing to the department. Challenges shall be made in writing within thirty (30) days from the date of service of the violation by the department and sent to the office/unit of the department that issued the violation. The decision to dismiss or uphold the penalty shall be at the sole discretion of the department. An example of such proof shall include, but is not limited to, the following: a stamped and dated copy of [a Self-Certification of Removed or Existing Boiler(s) form] the submission for removal or disconnection of the boiler filed with the department, which may be supported by a copy of the front and back of a canceled check(s) to the department for the filing fee [for the filing of a Self-Certification of Removed or Existing Boiler(s) form] or proof of electronic payment of such fee.
- (h) Fees. Fees for filings related to boilers shall be as set forth in Section 101-03 of these rules [and Table 28-112.7.2 of the Administrative Code].

§4. Section 103-02 of subchapter C of chapter 100 of Title 1 of the rules of the City of New York is amended to read as follows:

§103-02 Elevator inspections and tests, filing requirements, penalties and waivers.

- (a) Scope. This rule implements Article 304 of Title 28 of the New York City Administrative Code (“Administrative Code”) by specifying the periodic elevator inspection and testing requirements to be conducted by an approved elevator [inspection] agency on behalf of the owner and the processes through which the department shall regulate the filings of elevator inspection and test reports and elevator affirmations of correction and issue penalties and waivers for failure to file and/or late and untimely filing.
- (b) References. See Sections 28-201.2.2, 28-202.1 and Article 304 of Title 28 of the Administrative Code.
- (c) Definitions. For the purposes of this rule, the following terms shall have the following meanings:
 - (1) Approved elevator [inspection] agency. An elevator [inspection] agency as defined in Section 28-401.3 of the Administrative Code, including its directors and inspectors[, that currently holds or hereafter secures a Certificate of Approval from the department] who are licensed pursuant to Articles 421 and 422 of Title 28 of the Administrative Code.
 - (2) Certificate of compliance. A certificate issued by the department authorizing the operation of an elevator following the satisfactory report of an inspection and test.
 - (2)(3) Elevator. For the purposes of this rule, such term shall include elevators, escalators, moving walkways, material lifts, vertical reciprocating conveyors (“VRC”), dumbwaiters and other conveying systems.
 - (3)(4) Filing deadline. For category 1, 3, and 5 [periodic elevator inspection and] test reports, [sixty (60)] twenty-one (21) days from the date of the [inspection and] test. For periodic inspection reports, fourteen (14) days from the date of the inspection.
 - (4) Final certificate. A certificate issued by the department authorizing the operation of an elevator following the satisfactory completion of an inspection and test.]
 - (5) Inspection and test cycle.
 - (i) Category 1. Except as otherwise provided by the commissioner, January first through December thirty-first of each year.

- (ii) Category 3. Except as otherwise provided by the commissioner, within three (3) years from the month of issuance of a [final] certificate of compliance for a new elevator or within three (3) years from the month of the most recent category 3 periodic inspection and test performed on an existing elevator.
- (iii) Category 5. Except as otherwise provided by the commissioner, within five (5) years from the month of issuance of a [final] certificate of compliance for a new elevator or within five (5) years from the month of the most recent category 5 periodic inspection and test performed on an existing elevator.
- (iv) Periodic inspection. Except as otherwise provided by the commissioner, January first through December thirty-first of each year at a minimum of three months from the date of any Category 1 testing or previous periodic inspection. Initial periodic inspections on new installations must be performed in the calendar year following the final acceptance test. For private residence elevators, the periodic inspection and category testing may be performed on the same date.
- (6) Late filing. An inspection and test report that is filed after the filing deadline.
- (7) Owner. Any person, agent, firm, partnership, corporation or other legal entity having a legal or equitable interest in, or control of the premises and/or elevator.
- (8) Periodic inspection and test. For the purposes of this rule, such term shall mean an elevator inspection and test to be conducted in accordance with Table N 1 of Appendix K of the New York City Building Code (“Building Code”) and this section by an approved elevator [inspection] agency on behalf of the owner.
- (9) Waiver. Removal of the obligation to pay a penalty associated with a violation. A waiver does not result in dismissal of the underlying violation.
- (d) Inspection and tests, reports and filing requirements. Periodic elevator inspections and tests conducted by approved elevator[inspection] agencies on behalf of the owner and reports filed by such agency or owner shall comply with Article 304 of Title 28 of the Administrative Code[, paragraph (4) of subdivision (c) of Section 101-07 of Title 1 of these rules] and the following:
 - (1) Category 1, 3 and/or 5 [periodic inspections and] tests and periodic inspections shall be conducted during the inspection and test cycle.
 - (2) Category 1, 3 and/or 5 [periodic inspection and] test reports and periodic inspection reports shall be submitted on forms supplied by the department and in such a manner as required by the commissioner by the filing deadline.
 - (3) Test reports must be filed with the filing fee as provided in subdivision (l).
 - (4) The filing is deemed accepted upon payment of the fee(s) and any civil penalties due. If the payment is not honored, the filing will be deemed invalid and the owner may receive a violation for failure to file and be subject to all applicable penalties as set forth in subdivisions (h) and (i).
 - (5) Periodic inspection reports for private elevators need not be filed with the department but must be kept for six (6) years and made available to the department upon request.
- (e) Correction of defects and affirmation of correction filing requirements. In accordance with Section 28-304.6.6 of the Administrative Code, all defects found on a category [1 periodic inspection and] test or a periodic inspection shall be corrected within [one hundred twenty (120)] ninety (90) days of the inspection [and] or test conducted by an approved elevator [inspection] agency [or owner], with the exception of all hazardous conditions[, and defects related to firefighters’ Phase I emergency recall operations or Phase II emergency in-car operation as required by section 3003.2 of the New York city building code, which shall be corrected immediately. Within [sixty (60)] fourteen (14) days of the date of correction, an affirmation of correction stating that all found and reported defects have been corrected shall be filed [by same] with the department on such forms and in such a manner as prescribed by the commissioner. Failure to comply with this subdivision shall be deemed a major violation.

- (f) Acceptance of filings. Late filings of inspection and test reports and/or untimely filings of affirmations of correction shall be accepted by the department as filed upon payment of the appropriate civil penalties as set forth in subdivisions (h) and (i) of this section, if filed within [twelve (12) months of the date the inspection and test was conducted or the date the affirmation was due]the timeframes set forth in subdivisions (h) and (i) of this section. Reports and affirmations filed after such [twelve (12) month period]timeframe shall be deemed expired. In such cases, the appropriate civil penalties shall be paid, a new inspection and test shall be performed for the current inspection and test cycle and a new report filed in accordance with this section.
- (g) [Ten-(10) day]Test notifications. In accordance with Section 28-304.6.1.1 of Title 28 of the Administrative Code, the department shall be notified by an approved elevator [inspection]agency on behalf of the owner at least [ten (10)] five (5) calendar days prior to the category 1 (escalators only), 3 and/or 5 [periodic inspection and] testing to be conducted by such approved elevator [inspection] agency. The commissioner may require that such agency provide [ten- (10)] five- (5) calendar day notifications to the department's Elevator Division for all periodic inspections [and tests] if he or she deems it necessary.
- (h) Civil penalties – owners of buildings that contain (1) or two (2) single residential units.
- (1) Failure to file the [inspection and] test report. An owner who fails to file the category 1, 3 and/or 5 [periodic inspection and] test report for each elevator [within twelve (12) months from the date of the inspection and test] by twenty-one (21) days after the end of the inspection and test cycle, pursuant to Article 304 of Title 28 of the Administrative Code and this section, shall be liable for a civil penalty of one thousand dollars (\$1000.00) per elevator.
- (2) Late filing of the [inspection and] test report. An owner who submits a late filing, but who provides proof that the [inspection and] test took place within the period for which the report was due, shall be liable for a civil penalty of fifty dollars (\$50.00) per month, per elevator, commencing on the day following the filing deadline and ending on the date of submission of [an inspection and]a test report. The total penalty shall not exceed six hundred dollars (\$600.00) per elevator. For the purposes of this paragraph, “proof” shall mean a copy of the elevator [inspection and] test report for the [inspection and] test conducted during the applicable period and, if applicable, a copy of the front and back of a canceled check(s) to the department for [an elevator inspection and test] the filing fee or proof of electronic payment of such fee.
- (3) Failure to file the affirmation of correction. An owner who fails to correct the defects within the applicable time after the [inspection and] test and to file the affirmation of correction [within twelve (12) months from]by the date the affirmation was due, stating that all [category 1] defects found and indicated on the [inspection and] test report have been corrected pursuant to Section 28-304.6.6 of the Administrative Code and subdivision (e) of this section, shall be liable for a civil penalty of one thousand dollars (\$1000.00) per elevator.
- (4) Untimely filing of the affirmation of correction. An owner who fails to correct the defects within the applicable time after the inspection and test and to file such affirmation within [sixty (60) business]fourteen (14) days from the date of correction in accordance with subdivision (e) of this section, shall be liable for a civil penalty of fifty dollars (\$50.00) per month, per elevator, commencing on the day following the date the affirmation was due and ending on the date of submission of the affirmation. The total penalty shall not exceed six hundred dollars (\$600.00) per elevator.
- (5) Extension of the filing deadline. An owner may request an extension of the filing deadline in order to correct defects found during category testing and to file an affirmation of correction stating that identified defects have been corrected in accordance with Article 304 of Title 28 of the Administrative Code by submitting proof that the request is based on extraordinary circumstances and/or that the delay in correction is beyond the owner's control, not including financial or administrative hardship. The request must be made prior to the expiration of the filing deadline, submitted with the filing fee and made on such forms and in such manner as required by the commissioner.
- (i) Civil penalties – owners of commercial buildings, mixed use buildings or buildings that contain more than two (2) residential units.
- (1) Failure to file the inspection and test report. An owner who fails to file a category 1 [periodic inspection and] test report for each elevator [within twelve (12) months from the date of the inspection and test]on or by twenty-one (21) days after the end of the inspection and test cycle, pursuant to Article 304 of Title 28 of the Administrative Code and this section, shall be liable for a civil penalty of three thousand dollars (\$3000.00) per elevator. An owner who fails to file a category 3 or 5 [periodic inspection and] test report for each elevator [within twelve (12) months from the date of the inspection and test]on or by twenty-one (21) days after the end of the inspection and test cycle, pursuant to Article 304 of Title 28 of the Administrative Code and this section, shall be liable for a civil penalty of five thousand dollars (\$5000.00) per elevator. An owner who fails to file the periodic inspection report for each elevator on or by fourteen (14) days after the end of the inspection and test cycle, pursuant to Article 304 of Title 28 of the Administrative Code and this section, shall be liable for a civil penalty of three thousand dollars (\$3000.00) per elevator.
- (2) Late filing of the inspection and test report. An owner who submits a category 1 late filing or periodic inspection late filing, but who provides proof that the inspection and test took place within the period for which the report was due, shall be liable for a civil penalty of one hundred and fifty dollars (\$150.00) per month, per elevator, commencing on the day following the filing deadline and ending on the date of submission of a complete report. The total penalty shall not exceed one thousand eight hundred dollars (\$1800.00) per elevator. An owner who submits a category 3 or 5 late filing, but who provides proof that the inspection and test took place within the period for which the report was due, shall be liable for a civil penalty of two hundred and fifty dollars (\$250.00) per month, per elevator, commencing on the day following the filing deadline and ending on the date of submission of a complete report. The total penalty shall not exceed three thousand dollars (\$3000.00) per elevator. For the purposes of this paragraph, “proof” shall mean a copy of the elevator inspection and test report for the inspection and test conducted during the applicable period and, if applicable, a copy of the front and back of a canceled check(s) to the department for an elevator inspection/ test report fee or proof of electronic payment of such fee.
- (3) Failure to file the affirmation of correction. An owner who fails to correct the defects within the applicable time after the inspection and test and to file the affirmation of correction [within twelve (12) months from]by the date the affirmation was due, stating that all [category 1] defects found [on] during the inspection and test and indicated on the report have been corrected pursuant to Section 28-304.6.6 of the Administrative Code and subdivision (e) of this section, shall be liable for a civil penalty of three thousand dollars (\$3000.00) per elevator.
- (4) Untimely filing of the affirmation of correction. An owner who fails to correct the defects within the applicable time after the inspection and test and to file such affirmation within [sixty (60) business]fourteen (14) days from the date of correction in accordance with subdivision (e) of this section, shall be liable for a civil penalty of one hundred and fifty dollars (\$150.00) per month, per elevator, commencing on the day following the date the affirmation was due and ending on the date of submission of the affirmation. The total penalty shall not exceed one thousand eight hundred dollars (\$1800.00) per elevator.
- (5) Extension of the filing deadline. An owner may request an extension of the filing deadline in order to correct defects found during category testing and to file an affirmation of correction stating that identified defects have been corrected in accordance with Article 304 of Title 28 of the Administrative Code by submitting proof that the request is based on extraordinary circumstances and/or that the delay in correction is beyond the owner's control, not including financial or administrative hardship. The request must be made prior to the expiration of the filing deadline, submitted with the filing fee and made on such forms and in such manner as required by the commissioner.

- (j) Challenge of a civil penalty. An owner may challenge the imposition of any civil penalty authorized to be imposed pursuant to this section by providing written proof of a timely and complete inspection and test and filing and/or correction of defects and filing to the department. Examples of such proof shall include, but are not limited to a copy of the elevator inspection/test report for the inspection and test conducted during the applicable period and, if applicable, a copy of the front and back of a canceled check(s) to the department for an elevator inspection and test report fee or proof of electronic payment of such fee. Challenges shall be made in writing within thirty (30) calendar days from the date of service of the violation by the department and sent to the office/unit of the department that issued the violation. The decision to dismiss or uphold the penalty shall be at the sole discretion of the department.
- (k) Waiver of penalties. An owner may request a waiver of penalties assessed for violation of Article 304 of Title 28 of the Administrative Code, [predecessor provisions of the 1968 New York City Building Code] and/or related rules enforced by the department. Requests shall be made in writing and submitted with the filing fee.
- (1) Owner status.
- (i) New owner. A new owner may be granted a waiver of penalties contingent upon the department's acceptance of the owner's proof that transfer of ownership to the new owner occurred after penalties were incurred. Proof includes a recorded deed evidencing transfer of ownership to the current owner after penalties were incurred, as well as any other documentation requested by the Department. [Such a waiver is limited to one of the following circumstances:
- (A) The new owner has obtained full tax exemption status from the New York City Department of Finance; or
- (B) The new owner submits proof to the department (such as a certificate from the Department of Housing Preservation and Development) that he or she took title to the property as part of an economic development program sponsored by a government agency.]
- (ii) Government ownership. An owner may be granted a waiver of penalties upon submission of official documentation from a government entity affirming that the premises was owned in its entirety by the entity during the period for which a waiver is requested.
- (iii) Bankruptcy. An owner may be granted a waiver of penalties upon submission of a copy of a bankruptcy petition[, together with proof that either the department or the New York City Law Department was served with a "Notice of Bar Date."] and a decision from the bankruptcy court.
- (2) Device status. An owner may be granted a waiver of penalties contingent upon the department's acceptance of proof of the following:
- (i) Removed or dismantled. That a permit was issued by the department for the removal or dismantling of the elevator(s) and that there was department sign-off, [for removal only,] indicating that the elevator was removed or dismantled prior to the inspection and test cycle for which the report was due.
- (ii) New or replaced. That a [final] certificate of compliance was issued by the department as part of a new installation during the inspection and test cycle for which the report was due.
- (iii) Work in progress. That there is work in progress for the replacement or installation of a new elevator or a major renovation requiring that the elevator be deactivated during the work. For the purposes of this subparagraph, "proof" shall mean the filing of an elevator application including a projected date of completion of work. Upon completion of such work, a new category 1 [inspection and] test report shall be filed in accordance with this section.
- (3) Building status. An owner may be granted a waiver of penalties contingent upon the department's confirmation of the following:
- (i) Demolished. That the full demolition of the building occurred prior to the inspection and test cycle for which the report was due and that such demolition was [signed-off]signed off by the department [and/or that a new building permit has been issued for the property.
- (ii) Sealed or vacated. That the building was ordered to be sealed or vacated by a government agency (i.e. DOB, HPD, FDNY or OEM) or by court order prior to the expiration of the inspection and test cycle for which the report was due.
- (l) Fees. Fees for filings related to elevators shall be as set forth in Section 101-03 of these rules [and Table 28-112.7.2 of the Administrative Code].
- §5. Subdivisions (c) through (f) of section 103-05 of subchapter C of chapter 100 of Title 1 of the rules of the City of New York are amended to read as follows:
- (c) Definitions. For the purposes of this section, the following terms shall have the following meanings:
- (1) Department. The department of buildings.
- (2) External high-pressure boiler annual inspection. An inspection made while the boiler is in operation.
- (3) Filing deadline. For the high-pressure boiler annual inspection report or any part thereof, [forty-five (45)] fourteen (14) days from the date of the inspection.
- (4) First test. An inspection of a newly installed or replaced boiler required for the department to approve its use and operation.
- (5) Inspection cycle. January 1st through December 31st of the calendar year for which an owner submits the report.
- (6) Inspection type. [There are two inspection types, an] An external high-pressure boiler annual inspection [and] or an internal high-pressure boiler annual inspection.
- (7) Internal high-pressure boiler annual inspection. An inspection made when the boiler is shut down and handholes and manholes or other inspection openings are opened or removed for inspection of the interior.
- (8) Late filing. An inspection report or any part of that report filed after the [forty-five (45)] fourteen (14) day filing deadline but in no event [more than twelve (12) months from the date of the inspection]later than January 14th of the calendar year immediately following the inspection cycle.
- (9) Owner. Any person, agent, firm, partnership, corporation or other legal entity having a legal or equitable interest in, or control of, the premises and/or boiler.
- (10) Qualified boiler inspector. [An] A qualified boiler inspector [who has been issued a certificate of competence by the State Department of Labor and who is employed by an authorized insurance company as a high pressure boiler inspector] as defined in Section 101-07 of these rules.
- (11) Removal or disconnection. Removal or disconnection shall have the same meaning as the term "removal or discontinuance" as used in Section [28-303.8] 28-303.9 of the Administrative Code.
- (12) Waiver. Removal of the obligation to pay a penalty associated with a violation. A waiver does not result in dismissal of the violation.
- (d) Fees. Fees for filings related to high-pressure boilers shall be as set forth in Section 101-03 of these rules [and Table 28-112.7.2 of the Administrative Code].
- (e) Inspections, tests and filing requirements. The owner shall be responsible for hiring a qualified boiler inspector to conduct [such] inspections [during such upcoming inspection cycle] and tests and file high pressure boiler annual inspection reports pursuant to Article 303 of Title 28 of the Administrative Code. Such inspections shall comply with Article 303 [of Title 28 of the Administrative Code], applicable provisions of the New York State Labor Law and the following:
- (1) Internal and external high-pressure boiler annual inspection reports along with the appropriate filing fee(s) shall be submitted for each inspection cycle on

such forms and in such manner as required by the department. The reports shall include:

- (i) An inspection report for each boiler identifying the qualified boiler inspector; [and]
 - (ii) An affirmation of correction [from the owner] along with the filing fee stating that identified defects have been corrected, if applicable; and
 - (iii) The filing fee as provided in subdivision (d).
- (2) The reports shall be filed by the filing deadline. Any required part of the report not filed by the filing deadline shall be deemed late and shall subject the owner to penalties as set forth in subdivision (j)(i) of this section.
- (3) The filing is deemed accepted upon payment of the fee(s) and any civil penalties due. If the payment is not honored, the filing will be deemed invalid and the owner may receive a violation for failure to file and be subject to all applicable penalties as set forth in subdivision (i).
- [(3)](4) High-pressure boiler annual inspections shall be conducted twelve (12) months from the preceding annual inspection of the same inspection type.
- [(4)](5) Internal and external high-pressure boiler annual inspections shall be performed approximately six (6) months from each other during the inspection cycle.
- [(5)](6) The inspector must verify that a valid department-issued boiler number is affixed to the boiler, and this number must be used in all correspondence between the inspector and the department.
- (7) If an inspection reveals any dangerous condition in a boiler that threatens life or safety and that requires an immediate shutdown of the boiler, [or reveals an unregistered boiler,] the inspector must immediately notify the department's boiler division of the condition via [fax or] email at the [number or] address provided on the department's website, <http://www.nyc.gov/buildings>. Notification of an unregistered boiler must be made by filing a report electronically in a form and manner required by the department.
- (f) Acceptance of filings. Inspection reports filed after the [forty (45)] fourteen (14) day filing deadline but [within twelve (12) months of the date the inspection was conducted] on or before January 14th of the calendar year immediately following the inspection cycle will be considered late filings and will be subject to the appropriate civil penalties as set forth in subdivision (j)(i) of this section. Reports filed after such [twelve (12) month] late filing period will be considered expired. In such cases, owners will be subject to the appropriate civil penalties for failure to file a report as set forth in subdivision (j)(i) of this section, and the department will require a new inspection to be performed for the current inspection cycle and a new report filed in accordance with this section.

§6. Subdivision (h) of section 103-05 of subchapter C of chapter 100 of Title 1 of the rules of the City of New York is deleted and subdivisions (i) through (k) are re-lettered (h) through (j).

§7. Subdivisions (h) through (j) of section 103-05 of subchapter C of chapter 100 of Title 1 of the rules of the City of New York, as re-lettered by this rule, are amended to read as follows:

- (h) Tenant notification. An owner of a building containing a high-pressure boiler(s) shall notify any affected tenants of the [requirements set forth in this section] planned shutdown of the boiler for inspection at least forty-eight (48) hours prior to such shutdown by (i) distributing a notice regarding such plan to each occupied dwelling unit and (ii) posting a notice regarding such plan in a conspicuous manner in the building lobby.
- (i) Civil penalties, high-pressure boiler annual inspection report and affirmation of correction.
 - (1) Late filing. An owner who submits a late filing, but who provides proof that the inspection took place within the inspection cycle for which the report was due, shall be liable for a civil penalty of not less than fifty dollars (\$50.00) per month, per boiler, per inspection type, commencing on the day following the filing deadline and ending on the date of submission of a complete report, including a late filing of the affirmation of correction. The total penalty shall not exceed six hundred dollars (\$600.00) per boiler, per inspection type. For the purposes of this paragraph, "proof" shall mean a [notarized affidavit] copy of the filed inspection report from the qualified boiler inspector who conducted the inspection [stating] indicating that the inspection was completed within the inspection cycle for which

the report was due [and including his or her license number].

- (2) Failure to file. An owner who fails to file the high-pressure boiler annual inspection report or any part thereof for each boiler and inspection type [within twelve (12) months from the date of the inspection], pursuant to Article 303 of Title 28 of the Administrative Code and this section, shall be liable for a civil penalty of not less than one thousand dollars (\$1000.00) per boiler, per inspection type. A high-pressure boiler annual inspection report not filed within the late filing period shall be deemed expired and shall not be accepted by the department.
- (3) Failure to file the affirmation of correction. An owner who fails to correct the defects within the applicable time after the inspection and to file the affirmation of correction by the date the affirmation was due, stating that all defects found during the inspection have been corrected pursuant to Section 28-303.5 of the Administrative Code shall be liable for a civil penalty of one thousand dollars (\$1000.00) per boiler.
- [(3)](4) Challenge of civil penalty. An owner may challenge the imposition of any civil penalty authorized pursuant to this subdivision by providing written proof of a timely and complete inspection and filing to the department. Challenges shall be made in writing within thirty (30) days from the date of service of the violation by the department and sent to the office/unit of the department that issued the violation. The decision to dismiss or uphold the penalty shall be at the sole discretion of the department. Examples of such proof shall include, but are not limited to, the following:
 - (i) A copy of the high-pressure boiler annual inspection report for the inspection performed during the applicable inspection cycle and a copy of the front and back of the canceled check or money order to the department for the high-pressure boiler annual inspection report fee or proof of electronic payment of such fee; or
 - (ii) The department-assigned transmittal number for the electronic disk filing report or DOB NOW tracking number.
- [(4)](5) Extension of the filing deadline. An owner may request an extension of the filing deadline in order to correct high-pressure boiler defects and to file an affirmation of correction stating that identified defects have been corrected in accordance with Article 303 of Title 28 of the Administrative Code by submitting proof that the request is based on extraordinary circumstances and/ or that the delay in correction is beyond the owner's control, not including financial or administrative hardship. The request shall be made prior to the expiration of the filing deadline, submitted with the filing fee and made on such forms and in such manner as required by the commissioner.
- [(5)](6) Waiver of penalties. An owner may request a waiver of penalties assessed for violation of [Section 28-303.7] Article 303 of Title 28 of the Administrative Code, Section 27-793 of the 1968 Building Code] and/or related rules enforced by the department. Requests shall be made in writing and submitted with the filing fee.
 - (i) Owner status.
 - (A) New owner. A new owner may be granted a waiver of penalties contingent upon the department's acceptance of the owner's proof that transfer of ownership to the new owner occurred after penalties were incurred. Proof includes a recorded deed evidencing transfer of ownership to the current owner after penalties were incurred, as well as any other documentation requested by the Department. [Such a waiver is limited to one of the following circumstances:
 - ((a)) The new owner has obtained full tax exemption status from the New York City Department of Finance; or
 - ((b)) The new owner submits proof to the department (such as a certificate from the Department of Housing Preservation and Development) that he or she took title to the

property as part of an economic development program sponsored by a government agency.]

- (B) Government ownership. An owner may be granted a waiver of penalties upon submission of official documentation from a government entity affirming that the premises was owned in its entirety by the entity during the period for which a waiver is requested.
 - (C) Bankruptcy. An owner may be granted a waiver of penalties upon submission of a copy of a bankruptcy petition[, together with proof that either the department or the New York City Law Department was served with a "Notice of Bar Date"] and a decision from the bankruptcy court.
- (ii) Device status. An owner may be granted a waiver of penalties contingent upon the department's acceptance of proof of the following:
- (A) Removed or disconnected. That the high-pressure boiler was removed from the building or disconnected prior to the inspection cycle for which the report was due. In the event that proof of removal or disconnection has not yet been entered into the department's database at the time of the request for a waiver, the owner shall submit to the department a copy of the [Self-Certification of Removed or Existing Boiler(s) form]submission for removal or disconnection of the boiler.
 - (B) New or replaced. That the first test was performed during the inspection cycle for which the report was due.
 - (C) Work in progress. That there is work in progress for the replacement or installation of a new boiler or burner or a major renovation requiring that the boiler or burner be deactivated during the work. For the purposes of this clause, "proof" shall mean the filing of a boiler [extension request with the department by the filing deadline] application including a projected date of completion of work. Upon completion of such work, [an affirmation of correction] a new inspection and test report shall be filed[with the department] in accordance with this section.
- (iii) Building status. An owner may be granted a waiver of penalties contingent upon the department's confirmation of the following:
- (A) Demolished. That the full demolition of the building occurred prior to the inspection cycle for which the report was due and that such demolition was [signed-off]signed off by the department [and/] or that a new building permit has been issued for the property.
 - (B) Sealed or vacated. That the building was ordered to be sealed or vacated by a government agency (e.g. Department of Buildings, Department of Housing Preservation and Development, Fire Department of New York or Office of Emergency Management) or by court order prior to the expiration of the inspection cycle for which the report was due.
- (j) Civil penalties, written notice of removal or disconnection of a high-pressure boiler. Failure to file a written notice of removal or disconnection [(a Self-Certification of Removed or Existing Boiler(s) form)]with the filing fee in accordance with Section [28-303.8] 28-303.9 of the Administrative Code, or filing [of] such notice more than thirty (30) days after the date of the removal or disconnection of a high-pressure boiler shall be deemed a lesser violation and shall subject the owner to penalties as set forth in this subdivision.
- (1) Untimely filing. An owner who files such notice more than thirty (30) days after the date of removal or disconnection, but [within twelve (12) months from

the end of such thirty (30) days]by thirty (30) days after the end of the inspection cycle, may submit an untimely filing and shall be liable for a civil penalty of not less than fifty dollars (\$50.00) per month, per boiler, commencing on the thirty-first (31) day after the date of removal or disconnection and ending on the date of submission of the notice. The total penalty shall not exceed five hundred dollars (\$500.00) per boiler.

- (2) Failure to file. An owner who fails to file such notice [within twelve (12) months from the end of the thirty (30) days after the date of removal or disconnection] by thirty (30) days after the end of the inspection cycle, shall be liable for a civil penalty of [five hundred] one thousand dollars [(\$500.00)] (\$1,000) per boiler.
- (3) Challenge of civil penalty. An owner may challenge the imposition of any civil penalty authorized to be imposed pursuant to this subdivision by providing proof of a timely filing to the department. Challenges shall be made in writing within thirty (30) days from the date of service of the violation by the department and sent to the office/unit of the department that issued the violation. The decision to dismiss or uphold the penalty shall be at the sole discretion of the department. An example of such proof shall include, but is not limited to, the following: a stamped and dated copy of [a Self-Certification of Removed or Existing Boiler(s) form] the submission for removal or disconnection of the boiler filed with the department, which may be supported by a copy of the front and back of a canceled check(s) to the department for the filing fee [for the filing of a Self-Certification of Removed or Existing Boiler(s) form] or proof of electronic payment of such fee.

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CONSUMER AND WORKER PROTECTION

■ NOTICE

Notice of Adoption

Notice of Adoption to add a new rule to implement Local Law 3 of 2021, which requires, among other things, certain businesses to notify customers of the use of biometric identifier information and prohibits the sale of such information

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN the Commissioner of Consumer and Worker Protection by sections 1043 and 2203(f) of the New York City Charter and section 22-1202 of title 22 of the New York City Administrative Code, and in accordance with the requirements of section 1043 of the New York City Charter, that the Department adds chapter 8 to title 6 of the Rules of the City of New York.

This rule was proposed and published on July 29, 2021. A public hearing was held on August 30, 2021.

Statement of Basis and Purpose of Rule

The Department of Consumer and Worker Protection ("DCWP" or "Department") is adding a new rule to implement Local Law 3 of 2021 ("LL 3"). This new law requires, among other things, certain businesses to notify customers of the use of biometric identifier information and prohibits the sale of such information.

LL 3 directs the Commissioner of DCWP to prescribe the form and manner of the sign to be used by businesses to notify customers that biometric identifier information is being collected, retained, converted, stored, or shared. This new rule mandates that covered commercial establishments post a custom sign or a sign provided by the Department on its website in a particular size and manner to comply with LL 3.

New material is underlined.
[Deleted material is in brackets.]

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

Rule Amendment

Section 1. Chapter 8 of Title 6 of the Rules of the City of New York is amended to read as follows:

Chapter 8: [Transportation Benefits] Biometric Identifier Information

§ 8-01 Biometric Identifier Information Signage.

To comply with section 22-1202 of chapter 12 of title 22 of the New

York City Administrative Code, a commercial establishment covered by such section must post a sign in a clear and conspicuous manner at every entrance used by customers in a size of at least 8.5 inches by 11 inches that discloses if customers' biometric identifier information is being collected, retained, converted, stored, or shared. The requirements of this section may be fulfilled by posting a color copy of the Biometric Identifier Information Disclosure, as made publicly available on the Department's website, in a clear and conspicuous manner at every entrance used by customers in a size of at least 8.5 inches by 11 inches.

Hon. Peter A. Hatch

Re: Requirements for Businesses Using Biometric Identifier Information

No. 2021 RG 023

Dear Commissioner Hatch:

Pursuant to New York City Charter § 1043 subd. c, the above-referenced rule has been reviewed and determined to be within the authority delegated by law to your agency.

Sincerely,

/s/ Steven L. Goulden

STEVEN GOULDEN
Senior Counsel
Division of Legal Counsel

cc: Andrew Schwenk (DCWP)
Matilda Sarpong (DCWP)

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ENVIRONMENTAL PROTECTION

■ NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The Office of Environmental Remediation (“OER”) and the Department of Environmental Protection (“DEP”) are considering amending rules relating to the New York City (E) Designation program.

When and where is the hearing? OER and DEP will hold a joint online public hearing on the proposed rule. The public hearing will take place on January 19, 2022 at 11 am. To participate in the public hearing, please follow these instructions:

Microsoft Teams meeting:

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

+1 347-921-5612, 272003194#

Phone Conference ID: 272 003 194#

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

- **Website.** You can submit comments to the Department through the NYC rules website at <http://rules.cityofnewyork.us>.
- **Email.** You can email written comments to nycrules@dep.nyc.gov.
- **Mail.** You can mail written comments to the Department of Environmental Protection, Bureau of Legal Affairs, 59-17 Junction Boulevard, 19th Floor, Flushing, NY 11373.
- **Fax.** You can fax written comments to the Department of Environmental Protection, Bureau of Legal Affairs, at 718-595-6543.
- **By speaking at the hearing.** Anyone who wants to comment on the proposed rules at the public hearing must sign up to speak. You can sign up before the hearing by calling 718-595-6531. You can speak for up to three minutes.

Is there a deadline to submit comments? Yes, you must submit written comments by January 19, 2022.

What if I need assistance to participate in the hearing? You must tell the Department’s Bureau of Legal Affairs if you need a reasonable accommodation of a disability at the hearing. You must tell us if you need a sign language interpreter. You can tell us by mail at the address given above. You may also tell us by telephone at 718-595-6531. Advance notice is requested to allow sufficient time to arrange the accommodation. Please tell us by January 12, 2022.

This location has the following accessibility option(s) available: Not applicable

Can I review the comments made on the proposed rules? You can review the comments made online on the proposed rules by going to the website, at <http://rules.cityofnewyork.us/>. A few days after the hearing, a transcript of the hearing and copies of the written comments will be available to the public at the Department’s Bureau of Legal Affairs.

What authorizes DEP to make this rule? Section 1043(e) of the New York City Charter (“Charter”) and section 24-105 of the Administrative Code of the City of New York authorize the Department to make these proposed rules. These proposed rules were not included in the Department’s regulatory agenda for this Fiscal Year because they were not anticipated at the time the Agenda was published.

Where can I find DEP’s rules? The Department’s rules are in Title 15 of the Rules of the City of New York.

What laws govern the rulemaking process? The Department must meet the requirements of Section 1043 of the Charter when creating or changing rules. This notice is made according to the requirements of Section 1043(b) of the Charter.

Statement of Basis and Purpose of Proposed Rule

(E) Designations are placed on a property pursuant to Section 11-15 of the New York City Zoning Resolution (“ZR”) to provide notice that City Environmental Quality Review (“CEQR”) requirements must be met before the property can be redeveloped in accordance with any zoning action.

(E) Designation rules are currently found in Chapter 24 of Title 15 of the Rules of the City of New York (“RCNY”) within the Department of Environmental Protection’s (“DEP”) section of the City’s rules. The first half of the (E) Designation rule addresses the placement of (E) Designations on properties, while the second half describes how a property owner satisfies (E) Designation requirements. In 2009 the second half of the (E) Designation program was transferred to the Office of Environmental Remediation (“OER”), yet the (E) Designation rule has remained in DEP’s regulations. OER and DEP have agreed to transfer the second half of the (E) Designation rule to Title 43, Chapter 14 of the City’s rules, where OER’s rules are found. This will allow OER to administer the rule that governs its portion of the (E) Designation program. Definitions common to both the first half and second half of the (E) Designation rule will remain in DEP’s rules; future amendments will continue to be coordinated to ensure consistency.

New York City Charter (“Charter”) Sections 15(e)(15) and 1404 authorize OER to administer the (E) Designation program, as defined in Section 11-15 of the ZR, acting as successor to DEP for such purpose, and Charter Section 15(e)(18) authorizes OER to promulgate rules to implement these provisions. Section 1403(e) of the Charter and Section 24-105 of the Administrative Code of the City of New York authorize DEP to make these proposed rules.

New material is underlined.

[Deleted material is in brackets.]

Section 1. Section 24-03 of Title 15 of Chapter 24 of the Rules of the City of New York is amended to read as follows:

CEQR. “CEQR” [shall mean] means the City Environmental Quality Review, Chapter 5 of Title 62 of the Rules of the City of New York.

CEQR Technical Manual. “CEQR Technical Manual” [shall mean] means the current City Environmental Quality Review Technical Manual as issued by OEC [in May 2020] together with any updates, supplements and revisions thereto.

City. “City” [shall mean] means the City of New York.

Contamination. “Contamination,” “Contaminated,” or “to Contaminate” [shall mean] means the effect(s) on a tax lot(s) from hazardous materials, hazardous substances, hazardous wastes and/or petroleum.

Day. “Day” [shall mean] means a business day.

DCP. “DCP” [shall mean] means the New York City Department of City Planning.

DEC. “DEC” [shall mean] means the New York State Department of Environmental Conservation.

Department or DEP. “Department” or “DEP” means [shall mean] the New York City Department of Environmental Protection.

Development. "Development", or "Develop" [shall mean] means:

1. with respect to hazardous materials, the development of a new structure, an enlargement, extension or change of use with respect to an existing structure involving a residential or community facility use, and/or any work on a tax lot(s) that involves soil disturbance, including, but not limited to grading or excavation related to the construction or alteration of a new or existing structure(s) on a tax lot(s), and

2. with respect to air quality and noise, development of a new structure, or a change of use, enlargement, extension or alteration of an existing structure(s) on a tax lot(s).

Development Site. "Development Site" [shall mean] means a tax lot(s) located within the area of a proposed Zoning Amendment or Zoning Action and which is proposed to be developed by the applicant for such Zoning Amendment or Zoning Action or which the Lead Agency has identified pursuant to CEQR as likely to be developed as a direct consequence of the Zoning Amendment or Zoning Action.

DOB. "DOB" [shall mean] means the New York City Department of Buildings.

(E) Designation. "(E) Designation" [shall mean] means the designation of an "E" pursuant to § 11-15 of the Zoning Resolution.

Environmental Assessment Statement. "Environmental Assessment Statement" means a report that describes a proposed development, its location, and a first level analysis of environmental impact areas[. Its], the purpose of which is to determine a project's potential effects on the environment.

EPA. "EPA" [shall mean] means the United States Environmental Protection Agency.

Hazardous Material. "Hazardous Material" [shall mean] means any material, substance, chemical, element, compound, mixture, solution, product, solid, gas, liquid, waste, byproduct, pollutant, or contaminant which when released into the environment may present a substantial danger to the public health or welfare or the environment, including, but not limited to those classified or regulated as "hazardous" or "toxic" pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. §§ 9601 (1995) et seq., the Resource Conservation and Recovery Act (RCRA) 42 U.S.C. §§ 6901 (1995) et seq., the Clean Water Act (CWA), 33 U.S.C. §§ 1251 (1986) et seq., the Clean Air Act (CAA) 42 U.S.C. §§ 7401 (1995) et seq., Toxic Substances Control Act (TSCA), 15 U.S.C. §§ 2601 (1998) et seq., Transportation of Hazardous Materials Act, 49 U.S.C. §§ 5101 (1997) et seq., the Hazardous Substances Emergency Response Regulations, 15 RCNY Chapter 11, and/or the List of Hazardous Substances, 6 NYCRR Part 597.

Hazardous Waste. "Hazardous Waste" [shall mean] means any waste, solid waste or combination of waste and solid waste listed or regulated as a hazardous waste or characteristic hazardous waste pursuant to RCRA, 42 U.S.C. §§ 6901 (1995), et seq. and/or Identification and Listing of Hazardous Wastes, 6 NYCRR Part 371, et seq.

Lead Agency. "Lead Agency" [shall mean] means the agency responsible under CEQR for the conduct of environmental review in connection with a Zoning Amendment or Zoning Action.

L10(1). "L10(1)" means the stated sound level that is exceeded 10 percent of the time during a 1 hour period[. It is], derived from L_x(t), where "x" is the percentage of time that the sound level has been exceeded and "t" is the total period of time that the sound has been recorded.

OEC. "OEC" [shall mean] means the New York City Mayor's Office of Environmental Coordination.

Owner. "Owner" [shall mean] means the person, including [his or her] their successors or assigns, who is the recorded title holder of a tax lot(s).

Parties-in-Interest. "Parties-in-Interest" [shall mean] means any person with an enforceable property interest in a tax lot(s).

Person. "Person" [shall mean] means any individual, trust, firm, corporation, joint stock company, association, partnership, consortium, joint venture, commercial entity or governmental entity.

Petroleum. "Petroleum" [shall mean] means oil or petroleum of any kind and in any form, including, but not limited to oil, petroleum, fuel oil, oil sludge, oil refuse, oil mixed with other waste, crude oil, gasoline and kerosene.

Project Site. "Project Site" [shall mean] means a tax lot(s) that is under the control or ownership of the applicant for the satisfaction and removal of an (E) Designation from the lot(s) and is subject to the proposed Development by such applicant.

Tax Lot. "Tax Lot" [shall mean] means a tax lot identified by parcel number on the official tax maps of the City of New York.

Zoning Resolution. "Zoning Resolution" [shall mean] means the Zoning Resolution of the City of New York, effective December 15, 1961, as amended from time to time.

§ 2. Sections 24-06 through 24-09 of Title 15 of Chapter 24 of the Rules of the City of New York are REPEALED.

§ 3. Sections 24-10, 24-11 and 24-12 of Title 15 of Chapter 24 of the Rules of the City of New York are renumbered 24-06, 24-07 and 24-08, respectively.

§ 4. Subdivisions b through d of section 24-08 of Title 15 of Chapter 24 of the Rules of the City of New York, as renumbered by section 2 of this rule amendment, are REPEALED and subdivision a of such section 24-08 is amended to read as follows:

[a.] *Placement of Air Quality and Noise (E) Designations.* The Lead Agency may place Air Quality (E) Designations and Noise (E) Designations on real property as a result of an environmental review of a Zoning Amendment or Zoning Action.

(1) An Air Quality (E) Designation is placed on Development Sites that are not publicly owned, that have the potential to be developed as a consequence of the Zoning Amendment or Zoning Action, and that have been identified by the environmental review as having the potential to contribute to or experience a significant adverse air quality impact related to HVAC systems emissions or industrial or other source emissions.

(2) A Noise (E) Designation may be placed on tax lots that are not publicly owned, that have the potential to be developed as a consequence of the Zoning Amendment or Zoning Action, and that have been identified by the environmental review as having the potential to experience significant adverse noise impacts.

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

CERTIFICATION / ANALYSIS
PURSUANT TO CHARTER SECTION 1043(d)

RULE TITLE: Granting of E-Designation to Certain Properties

REFERENCE NUMBER: DEP-80

RULEMAKING AGENCY: Department of Environmental Protection

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

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

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

December 8, 2021
Date

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

CERTIFICATION PURSUANT TO
CHARTER §1043(d)

RULE TITLE: Granting of E-Designation to Certain Properties

REFERENCE NUMBER: 2021 RG 051

RULEMAKING AGENCY: Department of Environmental Protection

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

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

/s/ STEVEN GOULDEN
Acting Corporation Counsel

Date: December 8, 2021

← d16

SPECIAL MATERIALS

COMPTROLLER

■ NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007 on **12/29/2021** to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
17A-3	ADJACENT TO 6146	ADJACENT TO 160

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

Scott M. Stringer
Comptroller

d14-28

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007 on 12/20/2021, to the person or persons legally entitled an amount as certified, to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No	Block	Lot
76A, 76B	13604	STREET BED ADJACENT TO LOT 8
79A, 79B	13605	STREET BED ADJACENT TO LOT 55
80A, 80B	13605	STREET BED ADJACENT TO LOT 52
81A, 81B	13605	STREET BED ADJACENT TO LOT 50
82A, 82B	13605	STREET BED ADJACENT TO LOT 47
83A, 83B	13605	STREET BED ADJACENT TO LOT 46
84A, 84B	13605	STREET BED ADJACENT TO LOT 42
85A, 85B	13605	STREET BED ADJACENT TO LOT 40
86A, 86B, 86C, 86D	13605	STREET BED ADJACENT TO LOT 39
88A, 88B, 88C, 88D	13605	STREET BED ADJACENT TO LOT 35

Acquired in the proceeding entitled: ROSEDALE AVENUE AREA STREETS – STAGE 1 subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller

d7-20

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007 on 12/20/2021, to the person or persons legally entitled an amount as certified, to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
131, 133, 136	3861	1, 14, 24

Acquired in the proceeding entitled: MID-ISLAND BLUEBELT PHASE 3 (NEW CREEK) subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer
Comptroller

d7-20

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007 on **12/29/2021** to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
1	12095	PART OF LOT 6

Acquired in the proceeding entitled: 142 ND 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.

Scott M. Stringer
Comptroller

d14-28

HOUSING PRESERVATION AND DEVELOPMENT

■ NOTICE

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

Notice Date: December 15, 2021

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

Property:	Address	Application #	Inquiry Period
	55 West 126 th Street, Manhattan	95/2021	November 17, 2018 to Present
	128 Montague Street, Manhattan	96/2021	November 17, 2018 to Present
	95 4 th Avenue, Brooklyn	97/2021	November 29, 2018 to Present
	586 Madison Street, Brooklyn	103/2021	November 17, 2018 to Present
	2288 Adam C. Powell Boulevard, Manhattan	104/2021	November 17, 2018 to Present

544 West 148 th Street, Manhattan	105/2021	November 24, 2018 to Present
354 Convent Avenue, Manhattan	106/2021	November 30, 2018 to Present

Authority: SRO, Administrative Code §27-2093

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

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

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

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

Fecha de notificación: December 15, 2021

Para: Inquilinos, Inquilinos Anteriores, y Otras Personas Interesadas

<u>Propiedad:</u>	<u>Dirección:</u>	<u>Solicitud #:</u>	<u>Periodo de consulta:</u>
55 West 126 th Street, Manhattan		95/2021	November 17, 2018 to Present
128 Montague Street, Manhattan		96/2021	November 17, 2018 to Present
95 4 th Avenue, Brooklyn		97/2021	November 29, 2018 to Present
586 Madison Street, Brooklyn		103/2021	November 17, 2018 to Present
2288 Adam C. Powell Blvd, Manhattan		104/2021	November 17, 2018 to Present
544 West 148 th Street, Manhattan		105/2021	November 24, 2018 to Present
354 Convent Avenue, Manhattan		106/2021	November 30, 2018 to Present

Autoridad: SRO, Código Administrativo §27-2093

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

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

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

d15-23

MAYOR'S OFFICE OF CONTRACT SERVICES

■ NOTICE

Notice of Intent to Issue New Solicitation(s) Not Included in FY 2022 Annual Contracting Plan and Schedule

NOTICE IS HEREBY GIVEN that the Mayor will be issuing the following solicitation(s) not included in the FY 2022 Annual Contracting Plan and Schedule that is published, pursuant to New York City Charter § 312(a):

Agency: Administration for Children's Services
 Description of services sought: Audiovisual systems integration services for Administration for Children's Services (ACS) Workforce Institute, located at 61 Broadway, 3rd floor, New York, NY. The Audiovisual Systems Integrator will provide on-site personnel with experience in the fabrication, assembly, and installation of audiovisual systems.
 Start date of the proposed contract: 4/4/2022
 End date of the proposed contract: 5/31/2022
 Method of solicitation the agency intends to utilize: MWBE
 Noncompetitive
 Personnel in substantially similar titles within agency: none
 Headcount of personnel in substantially similar titles within agency: 0

← **d16**

CHANGES IN PERSONNEL

DEPT OF PARKS & RECREATION FOR PERIOD ENDING 10/01/21						
NAME	TITLE	NUM	SALARY	ACTION	PROV EFF DATE	AGENCY
SEPULVEDA LISSETTE		80633	\$15.4500	RESIGNED	YES 07/10/21	846
SEPULVEDA ACOST DAVID	X	81106	\$21.7600	RESIGNED	YES 09/12/21	846
SERECIN CAMILLE	L	90641	\$16.6264	RESIGNED	YES 09/13/21	846
SHEARIN ANTOINET	M	91406	\$15.4500	RESIGNED	YES 09/18/21	846
SHEINBERG CARLY	L	60421	\$24.2505	APPOINTED	YES 09/12/21	846
SHUM GORDON	C	22427	\$77921.0000	APPOINTED	NO 09/12/21	846
SILVER WILLIAMS ARIANNA	C	91406	\$15.4500	RESIGNED	YES 09/13/21	846
SIMON LEE	K	60421	\$24.2500	INCREASE	YES 09/07/21	846
SIMS WINTER		60421	\$24.2500	INCREASE	YES 09/12/21	846
SMALLS CHARLES		80633	\$15.4500	RESIGNED	YES 09/11/21	846
SMITH BEEARTHU	C	60422	\$59054.0000	PROMOTED	NO 09/12/21	846
SMITH ELEANOR	T	80633	\$15.4500	RESIGNED	YES 09/22/21	846
SOSA MICHAH	J	91406	\$15.4500	RESIGNED	YES 09/14/21	846
STELLATO MARK		91406	\$15.4500	RESIGNED	YES 09/13/21	846
TAYLOR JR DAYSHAWN	Q	91406	\$16.2700	RESIGNED	YES 09/12/21	846
THOMAS JORDAN	N	91406	\$15.4500	RESIGNED	YES 09/13/21	846
THOMPSON NEIL	J	56058	\$73542.0000	RESIGNED	YES 09/05/21	846
TOLEDO EDWIN		81111	\$75632.0000	DECREASE	NO 09/12/21	846
TUCKER JUANDERR		91406	\$15.4500	APPOINTED	YES 09/20/21	846
TWUM KENDRICK		91406	\$15.4500	RESIGNED	YES 09/13/21	846
UPCHURCH KINIEM	N	91406	\$15.4500	RESIGNED	YES 09/07/21	846
VALLE ISRAEL		91406	\$18.1000	RESIGNED	YES 09/14/21	846
VALLE JASMINE		80633	\$15.4500	RESIGNED	YES 09/10/21	846
VASERMAN ELLIE	A	06070	\$21.6500	RESIGNED	YES 08/22/21	846
VEGA WILSON	T	91406	\$15.4500	RESIGNED	YES 09/10/21	846
VIARD MARIE		91406	\$18.1000	RESIGNED	YES 09/12/21	846
VITERI CARLOS	S	71205	\$19.4600	RESIGNED	YES 09/20/21	846
WALKER SHAWNTEL		91406	\$15.4500	RESIGNED	YES 09/12/21	846
WASHINGTON MOLLIE	J	91406	\$18.1000	RESIGNED	YES 09/14/21	846
WATSON SHANIA	K	91406	\$15.4500	RESIGNED	YES 09/09/21	846
WATTS DWAYNE		91406	\$15.4500	DECEASED	YES 09/05/21	846
WILLIAMS ASHLEY	A	91406	\$15.4500	RESIGNED	YES 09/08/21	846
WILLIAMS NACOBIA	A	80633	\$15.4500	RESIGNED	YES 09/05/21	846
WILLIAMS SHANICE	J	60421	\$24.2505	APPOINTED	YES 09/07/21	846
WILLIAMS ZION		91406	\$15.4500	RESIGNED	YES 09/01/21	846
WONG CHRISTOP	C	60440	\$59269.0000	RESIGNED	NO 09/18/21	846
YEAGER SAMUEL		60421	\$24.2505	APPOINTED	YES 09/12/21	846

DEPT. OF DESIGN & CONSTRUCTION FOR PERIOD ENDING 10/01/21						
NAME	TITLE	NUM	SALARY	ACTION	PROV EFF DATE	AGENCY
ALEMAN BLAKE	R	12626	\$66875.0000	INCREASE	NO 09/12/21	850
ALMAZOVA OLGA		12158	\$58618.0000	INCREASE	NO 09/12/21	850
BAKSH SUNITA		10026	\$153769.0000	INCREASE	NO 09/12/21	850
ENAMORADO AROLY	A	22425	\$51535.0000	APPOINTED	YES 09/12/21	850
GERMAIN CRISTY	S	56058	\$76277.0000	INCREASE	YES 09/19/21	850
HUNG MOI		20210	\$65640.0000	APPOINTED	NO 09/12/21	850
PADILLA ALEXANDR		20127	\$95598.0000	RESIGNED	YES 09/21/21	850
SINGH JASHANDE		22425	\$51535.0000	APPOINTED	YES 09/12/21	850