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THE CITY RECORD

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOARD MEETINGS

NOTICE OF MEETINGS

City Planning Commission

Meets in Spector Hall, 22 Reade Street, New York, New York 10007, twice monthly on Wednesday, at 10:00 A.M., unless otherwise ordered by the Commission.

City Council

Meets by Charter twice a month in Councilman's Chamber, City Hall, Manhattan, New York 10007, at 1:30 P.M.

Contract Awards Public Hearing

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, weekly, on Thursday, commencing 10:00 A.M., and other days, times and location as warranted.

Design Commission

Meets in City Hall, Third Floor, Manhattan, New York 10007 on the second Monday of the month, except August. For changes in the schedule, copies of monthly agendas, or additional information, please call (212) 788-3071 or visit our web site at nyc.gov/artcommission

Department of Education

Meets in the Hall of the Board for a monthly business meeting on the Third Wednesday, of each month at 6:00 P.M. The Annual Meeting is held on the first Tuesday of July at 10:00 A.M.

Board of Elections

32 Broadway, 7th floor, New York, NY 10004, on Tuesday, at 1:30 P.M. and at the call of the Commissioner

Environmental Control Board

Meets at 66 John Street, 10th floor, conference room, New York, NY 10038 at 9:15 A.M., once a month at the call of the Chairman.

Board of Health

Meets in Room 330, 125 Worth Street, Manhattan, New York 10013, at 10:00 A.M., at the call of the Chairman.

Health Insurance Board

Meets in Room 530, Municipal Building, Manhattan, New York 10007, at call of the Chairman.

Board of Higher Education

Meets at 535 East 80th Street, Manhattan, New York 10021, at 5:30 P.M., on fourth Monday in January, February, March, April, June, September, October, November and December. Annual meeting held on fourth Monday in May.

Citywide Administrative Services

Division Of Citywide Personnel Services will hold hearings as needed in Room 2203, 2 Washington Street, New York, N.Y. 10004.

Commission on Human Rights

Meets on 10th floor in the Commission's Central Office, 40 Rector Street, New York, New York 10006, on the fourth Wednesday of each month, at 8:00 A.M.

In Rem Foreclosure Release Board

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, Monthly on Tuesdays, commencing 10:00 A.M., and other days, times and location as warranted.

Franchise And Concession Review Committee

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, Monthly on Wednesdays, Commencing 2:30 P.M., and other days, times and location as warranted.

Real Property Acquisition And Disposition

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, bi-weekly, on Wednesdays, Commencing 10:00 A.M., and other days, times and location as warranted.

Landmarks Preservation Commission

Meets in the Hearing Room, Municipal Building, 9th Floor North, 1 Centre Street in Manhattan on approximately three Tuesday's each month, commencing at 9:30 A.M. unless otherwise noticed by the Commission. For current meeting dates, times and agendas, please visit our website at www.nyc.gov/landmarks.

Employees' Retirement System

Meets in the Boardroom, 22nd Floor, 335 Adams Street, Brooklyn, New York 11201, at 9:30 A.M., on the third Thursday of each month, at the call of the Chairman.

Housing Authority

Board Meetings take place every other Wednesday at 10:00 A.M. in the Board Room on the 12th Floor of 250 Broadway, New York, New York (unless otherwise noted). For Board Meeting dates and times, please visit NYCHA's Website at nyc.gov/nycha or contact the Office of the Secretary at (212) 306-6088. Copies of the Agenda are available on NYCHA's Website or can be picked up at the Office of the Secretary at 250 Broadway, 12th Floor, New York, New York, no earlier than 3:00 P.M. on the Friday before the upcoming Wednesday Board Meeting. Copies of the Minutes are also available on NYCHA's Website or can be picked up at the Office of the Secretary no earlier than 3:00 P.M. on the Thursday after the Board Meeting.

Any changes to the schedule will be posted here and on NYCHA's Website to the extent practicable at a reasonable time before the meeting. These meetings are open to the public. Pre-registration of speakers is required. Those who wish to register must do so at least forty-five (45) minutes before the scheduled Board Meeting. Comments are limited to the items on the Agenda. Speakers will be heard in the order of registration. Speaking time will be limited to three (3) minutes. The public comment period will conclude upon all speakers being heard or at the expiration of thirty (30) minutes allotted by law for public comment, whichever occurs first.

Any person requiring a reasonable accommodation in order to participate in the Board Meeting, should contact the Office of the Secretary at (212) 306-6088 no later than five (5) business days before the Board Meeting. For additional information, please visit NYCHA's Website or contact (212) 306-6088.

Parole Commission

Meets at its office, 100 Centre Street, Manhattan, New York 10013, on Thursday, at 10:30 A.M.

Board of Revision of Awards

Meets in Room 603, Municipal Building, Manhattan, New York 10007, at the call of the Chairman.

Board of Standards and Appeals

Meets at 40 Rector Street, 6th Floor, Hearing Room "E" on Tuesdays at 10:00 A.M. Review Sessions begin at 9:30 A.M. and are customarily held on Mondays preceding a Tuesday public hearing in the BSA conference room on the 9th Floor of 40 Rector Street. For changes in the schedule, or additional information, please call the Application Desk at (212) 513-4670 or consult the bulletin board at the Board's Offices, at 40 Rector Street, 9th Floor.

Tax Commission

Meets in Room 936, Municipal Building, Manhattan, New York 10007, each month at the call of the President.

CAPITAL RESOURCE CORPORATION

PUBLIC HEARINGS

The New York City Capital Resource Corporation (the "Corporation") is a not-for-profit local development corporation organized under Sections 402 and 1411 of the Not-for-Profit Corporation Law of the State of New York. In

accordance with the aforesaid law, and pursuant to its certificate of incorporation, the Corporation has the power to issue non-recourse revenue bonds and to make the proceeds of those bonds available for projects that promote community and economic development in The City of New York (the "City"), and to thereby create jobs in the non-profit and for-profit sectors of the City's economy. The Corporation has been requested to issue such bonds for the financings listed below in the approximate dollar amounts respectively indicated. As used herein, "bonds" are the bonds of the Corporation, the interest on which may be exempt from local and/or state and/or federal income taxes; and, with reference to the bond amounts provided herein below, "approximately" shall be deemed to mean up to such stated bond amount or a greater principal amount not to exceed 10% of such stated bond amount.

Up to \$28,000,000 triple tax-exempt exempt facility (qualified private activity) bond transaction on behalf of Staten Island Terminal, LLC, a cement/aggregate importer and distributor, in connection with the acquisition, construction, installation, renovation, equipping and/or furnishing of the following: I. to be located in Staten Island, New York, in an area comprised of Block 1107, Lots 7, 20, 24, 31 and 100, all of such Lots being on or about that certain street known as Richmond Terrace, in the proximity of its intersection with Morningstar Road: (i) an approximately 18,000 sq. ft. cement and aggregate distribution center; (ii) an approximately 1,000 sq. ft. employee center; and (iii) an approximately 3,000 sq. ft. load-out center; and II. to be located in the waters contiguous with one or more of the aforesaid tax lots and extending out into such waters an approximate distance of up to 250 feet; (i) an approximately 28,000 sq. ft. pier, and (ii) an approximately 6,000 sq. ft. bridge connecting the aforesaid pier with an area of land situated within one or more of the aforesaid tax lots. The financial assistance proposed to be conferred by the Corporation will consist of such tax-exempt bond financing.

Approximately \$2,200,000 triple tax-exempt exempt facility (qualified private activity) bond transaction on behalf of My Image Studios LLC, a real estate holding company, for the benefit of Full Spectrum of NY, LLC, a developer, in connection with the renovation, construction, equipping and/or furnishing of an approximately 17,500 square foot arts/cultural and entertainment facility located on an approximately 17,500 square foot parcel of land at 40 West 116th Street, New York, New York 10026. The financial assistance proposed to be conferred by the Corporation will consist of such tax-exempt bond financing.

The Corporation will hold a public hearing on the proposed financings described hereinabove at the offices of the New York City Economic Development Corporation ("NYCEDC"), located at 110 William Street, 4th Floor, New York, New York 10038, commencing at 10:00 A.M. on **Thursday, January 7, 2010**. Interested members of the public are invited to attend. The Corporation will invite comments at such hearing on the proposed financings. In addition, at such hearing the Corporation will provide the public with an opportunity to review the financing application and the cost-benefit analysis for each of the proposed financings. For those members of the public desiring to review project applications and cost benefit analyses before the date of the hearing, copies of these materials will be made available, starting on or about noon on the Friday preceding the hearing. Persons desiring to obtain copies of these materials may visit the website of New York City Economic Development Corporation at www.nycedc.com or may call (212) 312-3598. Persons desiring to make a brief statement regarding the proposed financings and transactions should give prior notice to the Corporation at the address or phone number shown below. Written comments may be submitted to the Corporation to the attention of Ms. Frances Tufano at the address shown below. Comments, whether oral or written, must be submitted no later than the close of the public hearing. Please be advised that certain of the aforementioned proposed financings and transactions may possibly be removed from the hearing agenda prior to the hearing date. Information regarding such removals will be available by contacting ftufano@nycedc.com on or about noon on the Friday preceding the hearing.

New York City Capital Resource Corporation
Attn: Ms. Frances Tufano
110 William Street, 5th Floor
New York, New York 10038
(212) 312-3598

CITY UNIVERSITY

PUBLIC HEARINGS

Notice of Borough Public Hearing, Annual Manhattan Borough Hearing, Tuesday, January 19, 2010, 5:00 P.M.

Graduate School and University Center, Proshansky Auditorium, Concourse Level, 365 Fifth Avenue, New York, NY 10016.

CITY PLANNING COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, January 6, 2010, commencing at 10:00 A.M.

BOROUGH OF THE BRONX No. 1 LDGMA TEXT AMENDMENT

CD 10 N 100134 ZRX IN THE MATTER OF an application submitted by the New York City Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article II, Chapter 5 (Accessory Off-Street Parking and Loading Regulations) and Article III, Chapter 6 (Accessory Off-Street Parking and Loading Regulations), relating to off-street parking regulations.

Matter in underline is new, to be added; Matter in ~~strikeout~~ is to be deleted; Matter with # # is defined in Section 12-10 (DEFINITIONS); * * * indicates where unchanged text appears in the Zoning Resolution

Article I General Provisions

Chapter 2 Construction of Language and Definitions

12-10 DEFINITIONS Words in the text or tables of this Resolution which are #italicized# shall be interpreted in accordance with the provisions set forth in this Section.

Lower density growth management area A "lower density growth management area" is any R1, R2, R3, R4A, R4-1 or C3A District in the following designated areas, and any #development# accessed by #private roads# in R1, R2, R3, R4, R5 or C3A Districts within such areas:

- The Borough of Staten Island Community District 10 in the Borough of the Bronx

In the Borough of Staten Island, #lower density growth management areas# shall also include any C1, C2, or C4 District. In the Borough of the Bronx, in Community District 10, #lower density growth management areas# shall also include any R6, R7, C1 or C2 Districts for the purposes of applying the parking provisions of Article II, Chapter 5, and Article III, Chapter 6.

Chapter 5 Accessory Off-Street Parking and Loading Regulations

25-24 Modification of Requirements for Small Zoning Lots

R6 R7 R8 R9 R10 In the districts indicated, for small #zoning lots#, the requirements set forth in Section 25-23 (Requirements Where Group Parking Facilities Are Provided) shall be modified in accordance with the provisions of this Section.

25-241 Reduced requirements R6 R7 R8 R9 R10 In the districts indicated, for #zoning lots# of 10,000 or 15,000 square feet or less, the number of required #accessory# off-street parking spaces is as set forth in the following table: REDUCED REQUIREMENTS FOR SMALL ZONING LOTS

Table with 4 columns: #Lot Area#, Parking Spaces Required as a Percent of Total #Dwelling Units#, District, and District. Rows include 10,000 square feet or less and 10,001 to 15,000 square feet.

* Within #lower density growth management areas# in Community District 10, Borough of the Bronx ** In R8B Districts, the parking requirements may not be reduced

25-26 Waiver of Requirements for Small Number of Spaces R4B R5B R5D R6 R7 R8 R9 R10 In the districts indicated, the requirements set forth in Section 25-21 (General Provisions) shall be waived if the required number of #accessory# off-street parking spaces resulting from the application of such requirements is no greater than the maximum number as set forth in this Section, except that the requirements shall not be waived for

#non-profit residences for the elderly#.

However, the following provisions shall apply:

- (a) in R5D Districts, the provisions of this Section, inclusive, shall only apply to #zoning lots# existing both on June 29, 2006 and on the date of application for a building permit; and (b) in R6 and R7 Districts in #lower density growth management areas# in Community District 10 in the Borough of the Bronx, the provisions of this Section, inclusive, shall only apply to #zoning lots# existing both on (effective date of amendment) and on the date of application for a building permit.

* * *

Chapter 6 Accessory Off-Street Parking and Loading Regulations

* * *

36-30 REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR RESIDENCES WHEN PERMITTED IN COMMERCIAL DISTRICTS

36-34 Modification of Requirements for Small Zoning Lots

C1 C2 C4-2 C4-3 C4-4 C4-5 C4-6 C4-7 C5 C6 In the districts indicated for small #zoning lots#, the requirements set forth in Section 36-33 (Requirements Where Group Parking Facilities are Provided), shall be modified in accordance with the provisions set forth in this Section.

36-341 Reduced requirements in C1 or C2 Districts governed by surrounding Residence District bulk regulations C1-1 C1-2 C1-3 C1-4 C1-5 C2-1 C2-2 C2-3 C2-4 C2-5 In the districts indicated, for #zoning lots# of 10,000 or 15,000 square feet or less, the number of required #accessory# off-street parking spaces is determined by the #Residence District# within which such #Commercial District# is mapped, in accordance with the following table:

REDUCED REQUIREMENTS FOR SMALL ZONING LOTS

Table with 3 columns: District, #Lot Area#, and District within which C1 or C2 is Mapped. Rows include 10,000 square feet or less and 10,001 to 15,000 square feet.

* In C1 or C2 Districts mapped within R7-1 Districts within #lower density growth management areas# in Community District 10, Borough of the Bronx ** In R8B Districts, the parking requirements may not be reduced.

* * *

36-361 For new development or enlargements in C1 or C2 Districts governed by surrounding Residence District bulk regulations C1-1 C1-2 C1-3 C1-4 C1-5 C2-1 C2-2 C2-3 C2-4 C2-5 In the districts indicated, where such districts are mapped within R6, R7, R8, R9 or R10 Districts, the requirements set forth in Section 36-31 (General Provisions) for new #development# or #enlargements# shall be waived if the required number of #accessory# off-street parking spaces resulting from the application of such requirements is no greater than the maximum number as set forth in the following table. The maximum number is determined by the #Residence District# within which the #Commercial District# is mapped.

NUMBER OF SPACES FOR WHICH REQUIREMENTS ARE WAIVED

Table with 2 columns: #Residence District# within which C1 or C2 District is Mapped, and Maximum Number of Spaces Waived. Rows include R5D, R6 R7-1 R7B, and R7-2 R7A R7D R7X R8 R9 R10.

However, the following provisions shall apply:

- (a) in C1 or C2 Districts mapped within R5D Districts, the provisions of this Section, inclusive, shall only apply to #zoning lots# existing both on June 29, 2006 and on the date of application for a building permit; and (b) in C1 or C2 Districts mapped within R6 and R7 Districts in #lower density growth management areas# in Community District 10 in the Borough of the Bronx, the provisions of this Section, inclusive, shall only apply to #zoning lots# existing both on (effective date of amendment) and on the date of application for a building permit.

BOROUGH OF MANHATTAN No. 2 57-63 GREENE STREET

CD 2 C 090100 ZSM IN THE MATTER OF an application submitted by Greene Mercer Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-711 of the Zoning Resolution to modify the use regulations of:

- 1. Section 42-14D(1)(b) to allow Joint Living Work Quarters for Artists on portions of the 2nd through

- 6th floors of an existing 6-story building erected prior to December 15, 1961 and where the lot coverage is greater than 5000 square feet; and 2. Section 42-14D(2)(a) to allow UG 6 uses (retail uses) on portions of the ground floor and cellar of an existing 6-story building occupying more than 3,600 square feet of lot area;

on property located at 57-63 Greene Street (Block 486, Lot 29), in an M1-5A District, within the Soho-Cast Iron Historic District.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

No. 3 SULLIVAN STREET

CD 2 C 100026 ZMM IN THE MATTER OF an application submitted by DJL Family Limited Partnership pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 12a, establishing within an existing R7-2 District a C1-5 District bounded by a line 100 feet southerly of Spring Street, a line midway between Sullivan Street and Thompson Street, a line 200 feet northerly of Broome Street, and Sullivan Street, as shown on a diagram (for illustrative purposes only) dated September 21, 2009 and subject to the conditions of CEQR Declaration E-241.

No. 4 HUDSON YARDS PARKING TEXT AMENDMENT CD 4 & 5 N100119 ZRM

IN THE MATTER OF an application submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Article IX, Chapter 3 (Special Hudson Yards District). Hudson Yards Parking Text Amendment Matter in underline is new, to be added; Matter within # # is defined in Section 12-10 (DEFINITIONS); Matter in ~~strikeout~~ is old, to be deleted; * * * indicates where unchanged text appears in the Zoning Resolution Article IX - Special Purpose Districts

Chapter 3 Special Hudson Yards District

93-052 Applicability of Chapter 3 of Article I, Chapter 3 #Public parking lots# authorized pursuant to Section 13-552 (Public parking lots) prior to January 19, 2005, and #accessory# off-street parking facilities for which a special permit has been granted pursuant to Section 13-561 prior to January 19, 2005, may be renewed subject to the terms of such authorization or special permit. Additional provisions of Article I, Chapter 3, shall be applicable as specified in Section 93-80 (inclusive).

93-054 Applicability of Chapter 4 of Article VII, Chapter 4

- (b) The following provisions regarding special permits by the City Planning Commission shall be applicable as modified:

Section 74-52 (Parking Garages or Public Parking Lots in High Density Central Areas) shall be applicable to the renewal of City Planning Commission special permits for #public parking lots# of any capacity, and to #public parking garages#, granted prior to (date of enactment) or portions thereof, located above grade, subject to the findings of Section 93-821 (Authorization for above-grade parking). However, the findings of Section 93-821 shall not apply to any public parking facility in existence prior to January 19, 2005, that is the subject of a renewal or new special permit.

93-16 Public Parking Facilities

In C2-5, C2-8 and C6 Districts, the provisions of Sections 32-17 (Use Group 8) and 32-21 (Use Group 12) with respect to #public parking garages# and #public parking lots# are modified to require a special permit pursuant to Section 74-52 (Parking Garages or Public Parking Lots in High Density Central Areas) for #public parking lots# of any capacity, and in C2-8 and C6 Districts, to allow, as of right, #public parking garages#, provided such garages are entirely below-grade and contain not more than 0.30 parking spaces for each 1,000 square feet of #floor area# on the #zoning lot#. However, no #public parking garages# shall be permitted within the #Phase 2 Hudson Boulevard and Park#, as shown on Map 1 in Appendix A of this Chapter inapplicable and are superseded by the provisions of Section 93-80.

93-80 OFF-STREET PARKING REGULATIONS

The regulations governing permitted and required #accessory# off-street parking spaces of Article I, Chapter 3 (Comprehensive Off-Street Parking Regulations in Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a Portion of Community Districts 1 and 2 in the Borough of Queens) and Article II, Chapter 5; Article III, Chapter 6; and Article IV, Chapter 4 (Accessory Off-Street Parking and Loading Regulations) shall not apply except as set forth in this Section. In lieu thereof, the provisions of this Section, inclusive, shall apply.

93-81 Definitions Hudson Yards parking regulations applicability area

The "Hudson Yards parking regulations applicability area" is comprised of the #Special Hudson Yards District#, the 42nd

Street Perimeter Area of the #Special Clinton District# and Area P2 of the #Special Garment Center District#.

Hudson Yards development parking supply

The "Hudson Yards development parking supply" shall be the aggregate number of off-street parking spaces in #accessory# individual or #group parking facilities#, #public parking lots# and #public parking garages# in the #Hudson Yards parking regulations applicability area#.

- (a) that have been constructed, pursuant to the as-of-right regulations in effect subsequent to January 19, 2005, and before (date of enactment), to the extent that such spaces satisfy the ratios of Section 93-821;
- (b) that have been constructed, pursuant to a City Planning Commission special permit approved subsequent to January 19, 2005, and before (date of enactment);
- (c) for which the Chairperson has issued a certification, pursuant to Section 93-821, paragraph (e); and
- (d) that have been approved by Board of Standards and Appeals variance, pursuant to Section 72-21, to the extent that:

- (1) such spaces satisfy the ratios of Section 93-821, or
- (2) the Board determines that any spaces in excess of the ratios of Section 93-821 are necessary to satisfy the need for #accessory# off-street parking generated by the #uses# or #floor area# permitted by such variance.

However, all off-street parking on Site 1 as shown in Map 6 of Appendix A shall be counted toward the #Hudson Yards development parking supply#.

For purposes of this definition, "constructed" shall include any off-street parking spaces in #accessory# or #group parking facilities#, #public parking garages# or #public parking lots# that were completed on (date of enactment); under construction on such date with the right to continue construction pursuant to Section 11-331; or granted a City Planning Commission special permit after January 19, 2005, where such permit had not lapsed as of (date of enactment).

Public parking

"Public parking" shall be off-street parking that is open to the public during the business day for hourly, daily or other time-defined rental of parking spaces, for which a fee is charged;

Reservoir deficit

The "reservoir deficit" shall be the amount by which the #reservoir surplus# is less than zero;

Reservoir parking supply

The "reservoir parking supply" shall be the sum of:

- (a) all off-street parking spaces lawfully operating as of May 27, 2009, in the #Hudson Yards parking regulations applicability area# as #public parking#; and
- (b) any off-street parking spaces for which a valid building permit had been issued, as of May 27, 2009, and which have been constructed before (date of enactment).

For purposes of this definition, "constructed" shall include any off-street parking spaces in #accessory# individual or #group parking facilities#, #public parking garages# or #public parking lots# that were either completed on (date of enactment) or under construction on such date with the right to continue construction pursuant to Section 11-331. However, any off-street parking space that satisfies the definition of the #Hudson Yards development parking supply# in this Section shall not be counted as part of the #reservoir parking supply#.

Reservoir surplus

The initial #reservoir surplus# shall be 3,600 off-street parking spaces. The "reservoir surplus" shall be increased by:

- (a) the aggregate number of off-street parking spaces in the #reservoir parking supply# for which a building permit has been issued, pursuant to the as-of-right regulations in effect subsequent to January 19, 2005, and before the (date of enactment);
- (b) the number of off-street parking spaces in the #Hudson Yards parking regulations applicability area# above the ratios permitted in Section 93-821, either certified by the Chairperson pursuant to Sections 93-822, paragraph (c), or by City Planning Commission special permit, pursuant to Section 93-823; and
- (c) the number of off-street parking spaces lawfully added in the #Hudson Yards parking regulations applicability area#, other than those permitted pursuant to this Section 93-80 et. seq., except for any increase by Board of Standards and Appeals variance that is counted as part of the #Hudson Yards development parking supply#;

The #reservoir surplus# shall be decreased by:

- (a) the aggregate number of parking spaces counted at any time in the #reservoir parking supply#, that subsequently are:
 - (1) reduced through modification or

discontinuance of the applicable Department of Consumer Affairs license or certificate of occupancy or otherwise cease operation permanently; or

- (2) not constructed in accordance with the applicable building permit, as reflected in a modification of such building permit or the issuance of a certificate of occupancy for a reduced number of spaces; or

- (b) the issuance of a certificate of occupancy for a #development# or #enlargement# providing a smaller number of spaces than allowed, pursuant to Section 93-821, to the extent of the difference between the number of #accessory# off-street parking spaces allowed, and the number provided. However, this paragraph shall not apply to Sites 2, 3, 4 and 5, as shown on Map 6 of Appendix A, and shall apply to no more than 200 #accessory# off-street parking spaces on Site 6 as shown on Map 6. Substantial construction

"Substantial construction" shall mean the substantial enclosing and glazing of a new #building# or of the #enlarged# portion of an existing #building#.

93-82 Required and Permitted Parking

All #Developments# or #enlargements# on #zoning lots# greater than 15,000 square feet in the #Hudson Yards parking regulations applicability area# may shall provide #accessory# parking spaces in accordance with the provisions of this Section. For #zoning lots# of 15,000 square feet or less, #accessory# parking spaces are permitted up to the maximum number allowed for required spaces as set forth in this Section. The provisions of Sections 36-52 (Size and Location of Spaces) and 36-53 (Location of Access to the Street) shall apply to all permitted #accessory# off-street parking spaces.

93-821 Permitted parking when the reservoir surplus is greater than zero

When the #reservoir surplus# is greater than zero, off-street parking spaces may be provided only in accordance with the provisions of this Section.

- (a) For #residences#, #accessory# off-street parking spaces shall may be provided for at least not more than 33 30 percent of the total number of #dwelling units#, except that where such #dwelling units# are comprised of #low income floor area#, #moderate income floor area# or #middle income floor area#, as defined in Section 23-911 of this Resolution government assisted, pursuant to paragraph (e) of Section 25-25, #accessory# off-street parking spaces shall may be provided for at least 25 not more than eight percent of the total number of such #dwelling units#. The total number of off street parking spaces #accessory# to #residences# shall not exceed 40 percent of the total number of #dwelling units#. However, if the total number of #accessory# off-street parking spaces required for such #use# on the #zoning lot# is less than 15, no such spaces shall be required.
- (b) For Use Group 5 #transient hotels#, the provisions of Section 13-131 shall apply with respect to the number of permitted #accessory# off-street parking spaces, provided that the number of such spaces does not exceed 0.16 for every 1,000 square feet of #floor area#.
- (c) For Use Group 6B offices #commercial# and #community facility uses#, a minimum of 0.30 #accessory# off-street parking spaces shall be provided for each 1,000 square feet of #floor area#, and not more than 0.325-0.16 #accessory# off-street parking spaces shall may be provided for every 1,000 square feet of #floor area#. However, if the total number of #accessory# off-street parking spaces required for such #uses# on the #zoning lot# is less than 40, no such spaces shall be required. No parking shall be required for houses of worship or #schools#.
- (e) The required and permitted amounts of #accessory# off-street parking spaces shall be determined separately for #residential#, #commercial# and #community facility uses#.
- (d) In the Eastern Rail Yard Subarea A1, no #accessory# off-street parking shall be required paragraphs (a) through (c) of this Section shall not apply, and any #accessory# off-street parking shall comply with the provisions of this paragraph, (d).
 - (1) For #residential uses#, #accessory# off-street parking spaces may be provided for not more than 40 percent of the total number of #dwelling units#.
 - (2) For #commercial# and #community facility uses#, not more than 0.325 #accessory# off-street parking spaces may be provided for every 1,000 square feet of #floor area#, provided that in no event shall the number of off-street parking spaces #accessory# to #commercial# or #community facility uses# exceed 350 spaces.
 - (3) In no event shall the total number of #accessory# off-street parking spaces for all #uses# exceed 1,000.
- (e) The provisions of Sections 36-52 (Size and Location of Spaces) and 36-53 (Location of Access to the Street) shall apply to all permitted or required #accessory# off-street parking spaces.

The Department of Buildings shall not issue a building permit for any #accessory# off-street parking pursuant to paragraphs (a) through (c) of this Section unless the Chairperson has certified

that the sum of the following is less than 6,084 spaces:

- (1) the #reservoir surplus# or zero, whichever is less;
- (2) the #Hudson Yards development parking supply#; and
- (3) the number of spaces proposed to be added by the #development# or #enlargement# for which certification is sought.

Any such certification granted by the Chairperson shall lapse after two years if #substantial construction# of the subject #accessory# off-street parking spaces has not occurred. In making a certification pursuant to this Section, the Chairperson shall not consider any prior certification or any special permit that has lapsed in accordance with the provisions of this Resolution.

93-822 Permitted parking when a reservoir deficit exists

When a #reservoir deficit# exists, additional off-street parking spaces may be provided in accordance with the provisions of this Section. However, this Section shall not apply in the Eastern Rail Yard Subarea A1:

- (a) The number of permitted #accessory# off-street parking spaces for Use Group 5 hotels may exceed 0.16 for every 1,000 square feet of #floor area#, up to the number permitted by Section 13-131;
- (b) The number of permitted #accessory# off-street parking spaces for Use Group 6B offices may be increased by up to 33 percent of the number permitted pursuant to Section 93-821, paragraph (b);
- (c) The Department of Buildings shall not issue a building permit for any additional #accessory# off-street parking spaces permitted pursuant to this Section unless the Chairperson has certified that
 - (1) a #reservoir deficit# exists; and
 - (2) the number of #accessory# off-street parking spaces in excess of the ratios permitted by Section 93-821 proposed to be added by the #development# or #enlargement# for which certification is sought, does not exceed such #reservoir deficit#.

Any such certification granted by the Chairperson shall lapse after two years; if #substantial construction# of the subject #accessory# off-street parking spaces has not occurred. In making a certification pursuant to this Section, the Chairperson shall not consider any prior certification or any special permit that has lapsed in accordance with the provisions of this Resolution.

93-823 Parking permitted by special permit

When a #reservoir deficit# exists, the City Planning Commission may allow, by special permit, Use Group 6B offices to exceed the number of #accessory# off-street parking spaces permitted by Section 93-822, in accordance with the provisions of Section 13-561, except that finding (a) of Section 13-561 shall not apply. In addition, the Commission shall find that the number of #accessory# off-street parking spaces in excess of the number permitted by Section 93-821, proposed to be added by the #development# or #enlargement# that is the subject of the application under review, does not exceed the #reservoir deficit#. In making such finding, the Commission shall not consider any prior certification or any special permit that has lapsed in accordance with the provisions of this Resolution.

93-824 Publication of data

The Department of City Planning shall make available, in a form easily accessed by the public, regularly updated calculations of the current #Hudson Yards development parking supply#, #reservoir parking supply#, and #reservoir surplus# or #reservoir deficit#, as applicable.

93-823 Use and Location of Parking Facilities

The provisions of this Section shall apply to all off-street parking spaces within the #Special Hudson Yards District#.

- (a) All off-street parking spaces #accessory# to #residences# shall be used exclusively by the occupants of such #residences#. Except in the Eastern Rail Yard Subarea A1, aAll #accessory# off-street parking spaces #accessory# to Use Group 5 #transient hotels# and Use Group 6B offices may be made available for public use. However, any such space shall be made available to the occupant of a #residence# to which it is #accessory# within 30 days after written request therefore is made to the landlord. Furthermore, if #accessory# and public parking spaces are provided on the same #zoning lot#, all such spaces shall be located within the same parking facility. However, in C1-7A Districts and in C2-5 Districts mapped within RSA Districts, all #accessory# off-street parking spaces shall be used exclusively by the occupants of the #residential development#, #enlargement# or conversion. Where a parking facility is located partially within a C2-5 District mapped within an RSA District and partially within another district, all such #accessory# off-street parking spaces may be made available for public use provided more than half of the floor space of the parking facility is located outside the C2-5 District mapped within an RSA District.
- (b) All #accessory# off-street parking spaces may be provided within parking facilities on #zoning lots#

other than the same #zoning lot# as the #uses# to which they are #accessory#, provided:

- (1) such parking facilities are located within a C2-8 or C6-4 District within the #Special Hudson Yards District#, or within the 42nd Street Perimeter Area of the #Special Clinton District# or within Area P-2 of the #Special Garment Center District#;
 - (2) the off street parking space within such facility is counted only once in meeting the parking requirements for a specific #zoning lot#; and
 - (3) the number of parking spaces within such facility shall not exceed the combined maximum number of spaces permitted on each #zoning lot# using such facility, less the number of any spaces provided on such #zoning lots#. The provisions of Section 13-141 (Location of accessory off-street parking spaces), inclusive, shall apply.
- (c) All off-street parking spaces shall be located within facilities that, except for entrances and exits, are:
- (1) entirely below the level of any #street# or publicly accessible open area upon which such facility, or portion thereof, fronts; or
 - (2) located, at every level above-grade, behind commercial, community facility or #residential floor area# so that no portion of such parking facility is visible from adjoining #streets# or publicly accessible open areas.
- 93-8231**
Authorization for above-grade parking
 The City Planning Commission may authorize parking facilities that do not comply with the provisions of paragraph (c) of Section 93-823 (Use and Location of Parking Facilities) and may authorize floor space used for parking and located above a height of 23 feet to be exempt from the definition of #floor area#, provided that:
- (a) below-grade parking has been provided to the fullest extent feasible, and such above-grade facility is necessary due to subsurface conditions such as the presence of bedrock, railroad rights-of-way or other conditions that impose practical difficulties for the construction of below-grade parking facilities;
 - (b) the scale of the parking facility is compatible with the scale of #buildings# in the surrounding area;
 - (c) the materials and articulation of the #street wall# of the parking facility is compatible with #buildings# in the surrounding area;
 - (d) the ground floor level of such parking facilities that front upon #streets# is occupied by #commercial#, #community facility# or #residential uses# that activate all such adjoining #streets#, except at the entrances and exits to the parking facility. Where site planning constraints make such #uses# infeasible, the parking facility shall be screened from adjoining #streets# or public access areas with a densely planted buffer strip at least 10 feet deep. Where such screening is not desirable, such ground floor wall of the parking facility shall be articulated in a manner that provides visual interest;
 - (e) any floor space above the ground floor level utilized for parking is located, to the greatest extent feasible, behind #commercial#, #community facility# or #residential floor area# so as to minimize the visibility of the parking facility from adjoining #streets# or public access areas. Any exterior wall of the parking facility visible from an adjoining #street# or public access area shall be articulated in a manner that is compatible with #buildings# in the surrounding area;
 - (f) for portions of parking facilities that are visible from #streets#, publicly accessible open areas or nearby properties, interior lighting and vehicular headlights are shielded to minimize glare on such #streets#, public access areas or properties; and
 - (g) the location of vehicular entrances and exits will not unduly inhibit surface traffic and pedestrian flow.

The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area.

93-83 93-84
Curb Cut Restrictions
* * *

93-831 93-841
Curb cut restrictions in the Large-Scale Plan Subdistrict A
* * *

93-832 93-842
Curb cut restrictions in the Farley Corridor Subdistrict B
* * *

93-84 93-85
Authorization for Additional Curb Cuts
* * *

Map 6 Sites for which Special Paking Regulations Apply



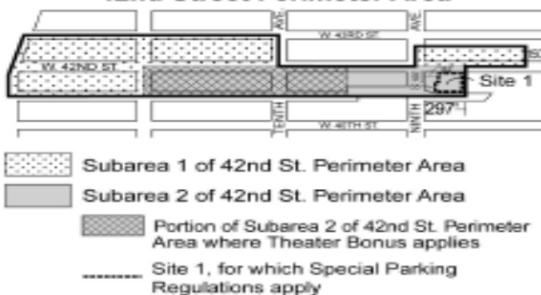
Special Hudson Yards District
Sites with Special Parking Regulations

PROPOSED



Special Clinton District Boundary
 Area Boundary
A Preservation Area
B Perimeter Area
 B Portion of Perimeter Area B also subject to additional 42nd Street Perimeter Area regulations. (See map below)
 B Portion of Perimeter Area B also subject to Article VIII, Chapter I (Special Midtown District)
C Other Area
 Excluded Area

42nd Street Perimeter Area



PROPOSED

* * *

BOROUGH OF STATEN ISLAND
No. 5
WATER SIPHON FACILITY

CD 1 **C 100110 PSR**
IN THE MATTER OF an application submitted by the Department of Environmental Protection and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the site selection of property located at Hannah, Front and Bay streets (Block 487, p/o Lot 100) for construction of a water siphon tunnel shaft and chlorination station for the Staten Island - Brooklyn Water Siphon.

Nos. 6 & 7
BROOKFIELD LANDFILL
No. 6

CD 03 **C 100132 PQR**
IN THE MATTER OF an application submitted by the Department of Environmental Protection and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the acquisition of property (Block 5550, p/o Lot 17) generally bounded by the Brookfield Avenue Landfill and Arthur Kill Road.

No. 7

CD 3 **C 100133 PPR**
IN THE MATTER OF an application submitted by the Department of Citywide Administrative Services (DCAS), pursuant to Section 197-c of New York City Charter, for disposition to the New York City Economic Development Corporation of two (2) city-owned properties, pursuant to zoning, located at:

Block	Lot
5550	p/o 22
4454	p/o 1

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

d22-j6

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

FRANCHISE ADMINISTRATION

PUBLIC HEARINGS

NOTICE OF A FRANCHISE AND CONCESSION REVIEW COMMITTEE ("FCRC") PUBLIC HEARING to be held on Monday, January 11, 2010 commencing at 2:30 P.M. at 22 Reade Street, Borough of Manhattan, in the matter of the assignment to Van Wagner Kiosk Advertising, LLC ("Van Wagner") of a public pay telephone franchise currently held by Telebeam Telecommunications Corporation ("Telebeam"). The FCRC approved the franchise agreement between the City of New York ("the City") and the original franchisee, Urban Telecommunications, Inc. ("Urban"), on August 11, 1999 (Cal. No. 1). Subsequently, the FCRC approved an assignment of the franchise from Urban to Telebeam on March 14, 2007. The franchise provides the non-exclusive right to install, operate and maintain public pay telephones on, over and under the inalienable property of the City of New York.

A copy of the existing franchise agreement may be viewed at DoITT, 75 Park Place, 9th Floor, New York, New York 10007, commencing Thursday, December 17, 2009 through Monday, January 11, 2010, between the hours of 9:30 A.M. and 3:30 P.M., excluding Saturdays, Sundays and holidays. Hard copies of the franchise agreement may be obtained, by appointment, at a cost of \$.25 per page. All payments shall be made at the time of pickup by check or money order made payable to the New York City Department of Finance. The existing franchise agreement may also be obtained in PDF form at no cost, by email request. Interested parties should contact Roxanne Chambers at (212) 788-6610 or by email at RChambers@doitt.nyc.gov.

NOTE: Individuals requesting sign language interpreters at the public hearing should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, New York 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay service.

The Hearing may be cablecast on NYC TV- CHANNEL 74.

d17-j11

LANDMARKS PRESERVATION COMMISSION

PUBLIC HEARINGS

TUESDAY, JANUARY 12, 2010

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of 3020 of the New York City Charter and Chapter 3 of Title 24 of the Administrative Code of the City of New York (Sections 25-303 and 25-313) that on **Tuesday, January 12, 2010**, the Landmarks Preservation Commission will conduct a *public hearing* in the Public Meeting Room of the Landmarks Preservation Commission, located at The Municipal Building, 1 Centre Street, 9th Floor North, City of New York with respect to the following proposed Landmark and Landmark Site. Any person requiring reasonable accommodation in order to participate in the hearing should call or write the Landmarks Preservation Commission, [Municipal Building, 1 Centre Street, 9th Floor North, New York, NY 10007 (212) 669-7700] no later than five (5) business days before the hearing. There will also be a public meeting on that day.

PUBLIC HEARING ITEM NO.1
LP-2391

WESTBETH (AKA WESTERN ELECTRIC COMPANY BUILDINGS, AKA BELL TELEPHONE LABORATORIES), 463 West Street (AKA 445-465 West Street; 137-169 Bank Street; 51-77 Bethune Street; 734-754 Washington Street), Manhattan
Landmark Site: Borough of Manhattan Tax Map Block 639, Lot 1

d23-j11

NOTICE IS HEREBY GIVEN THAT pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on **Tuesday, January 05, 2010 at 9:30 A.M.** in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 10-4398 - Block 8096, lot 41-240-07 38th Drive, aka 7 Little Neck Road- Douglaston Historic District

An altered Colonial Revival style freestanding house, built circa 1925, and a one-car garage. Application is to demolish an existing shared garage and construct a new garage in connection with 240-11 38th Drive.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 10-4549- Block 8096, lot 39-240-11 38th Drive, aka 11 Little Neck Road- Douglaston Historic District

A vernacular Colonial Revival style freestanding house, built circa 1920, and a one-car garage. Application is to demolish an existing shared garage and construct a new garage in connection with 240-07 38th Drive.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-4370- Block 41, lot 15-

60 Pine Street - Down Town Association - Individual Landmark

A Romanesque Revival style clubhouse designed by Charles C. Haight, built in 1886-87, and modified with an extension designed by Warren & Wetmore and built in 1910-11. Application is to construct a rooftop addition, infill the non-visible interior courtyard, alter the Cedar Street façade and areaway to provide barrier-free access, and remove a fire escape. Zoned C5-5.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-3122 - Block 193, lot 26-35 Walker Street - Tribeca East Historic District
A building built in 1808 and altered in the mid-19th century features originally built as a house circa 1808. Application is to reconstruct side walls, construct rooftop additions, install a barrier-free access ramp, and doors, and remove a fire escape. Zoned C6-2A.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-4104 - Block 189, lot 12-160 Franklin Street - Tribeca West Historic District
A neo-Grec/Queen Anne style store and loft building designed by Berger & Baylies and built in 1886-87. Application is to install new storefront infill.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-4718 - Block 189, lot 5-144 Franklin Street - Tribeca West Historic District
A neo-Grec style warehouse building designed by J. Morgan Slade and built in 1882-1883. Application is to modify windows and install a balcony.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-4234 - Block 625, lot 56-34 8th Avenue - Greenwich Village Historic District
An apartment building originally constructed as a pair of rowhouses in 1841 and altered in the first half of the 20th century. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-1987 - Block 593, lot 28-385 6th Avenue - Greenwich Village Historic District
A Queen Anne style flats building designed by D. & J. Jardine Architects and built in 1877. Application is to modify the ground floor.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-4067 - Block 632, lot 55-535 Hudson Street - Greenwich Village Historic District
An apartment building designed by Samuel Roth and built in 1951-1953. Application is to construct rooftop addition and rear yard additions. Zoned C1-6.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-5574 - Block 712, lot 11-439-445 West 14th Street, aka 438-440 West 15th Street - Gansevoort Market Historic District
A Romanesque Revival style stables building designed by Thomas R. Jackson and built in 1892-93. Application is to construct a rooftop addition, install new storefront infill, and replace windows. Zoned M1-5.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-3463 - Block 837, lot 48-390 Fifth Avenue- The Gorham Building-Individual Landmark
A Florentine Renaissance style building designed by Stanford White of McKim, Mead and White and built in 1904-06. Application is to replace windows.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-4023- Block 849, lot 7502-7 East 20th Street - Ladies' Mile Historic District
A neo-Renaissance/modern French style store and loft building designed by William C. Frohne and built in 1907. Application is to replace windows.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-2634 - Block 1210, lot 33-100 West 80th Street - Upper West Side/Central Park West Historic District
A Beaux-Arts style hotel and boarding house designed by Benjamin & Deisler and built in 1898-1900. Application is to construct a rooftop addition. Zoned C1-8A.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-2951 - Block 1405, lot 120-969 Lexington Avenue - Upper East Side Historic District
A Queen Anne style house designed by Thom & Wilson and built in 1887-88 and altered by Bradley Delehanty in 1919-20. Application is to install an awning.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-4794 - Block 1410, lot 68-110-120 East 76th Street - Upper East Side Historic District
A row of six neo-Grec style rowhouses designed by Augustus Hatfield, built in 1883-85 and altered in the 20th century. Application is to partially demolish and stabilize Nos. 112, 114 and 116 East 76th Street.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-4437 - Block 1410, lot 68-110-120 East 76th Street - Upper East Side Historic District
A row of six neo-Grec style rowhouses designed by Augustus Hatfield, built in 1883-85 and altered in the 20th century. Application is to alter the facades, reconstruct and raise the height of one of the facades, and construct rooftop and rear yard additions. Zoned R8-8.

EXECUTIVE SESSION

BOROUGH OF QUEENS AND MANHATTAN 10-4651-Block 1434, lot 1-Queensboro Bridge - Individual Landmark
A cantilevered bridge with Beaux-Arts style elements designed by Gustav Lindenthal and Henry Hornbostel and built in 1901-08.

EXECUTIVE SESSION

BOROUGH OF BROOKLYN AND MANHATTAN 10-4650 - Block 25, lot 12-Brooklyn Bridge - Individual Landmark
A suspension bridge built in 1867-83 by John A. and Washington Roebling.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 10-3900 - Block 43, lot 25-

70 Hudson Avenue - Vinegar Hill Historic District
A Greek Revival style rowhouse built circa 1828-41. Application is to excavate the cellar.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 10-3682- Block 1945, lot 15-343 Waverly Avenue - Clinton Hill Historic District
An Italianate style rowhouse built c.1869. Application is to legalize the installation of a security gate without Landmarks Preservation Commission permit(s).

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 10-4136 - Block 1159, lot 50-132 Underhill Avenue - Prospect Heights Historic District
A Romanesque/Renaissance Revival style rowhouse designed by William H. Reynolds and built c.1896. Application is to install a lamppost.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 10-4363 - Block 1158, lot 76-191 Park Place - Prospect Heights Historic District
An Italianate style rowhouse built prior to 1869. Application is to construct a rear yard addition. Zoned R-6B.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 10-3899 - Block 1152, lot 7502-645 Vanderbilt Avenue, aka 229-237 Prospect Place - Prospect Heights Historic District
Application is to modify storefront infill and install a flue.

d22-j5

TRANSPORTATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 55 Water Street, 9th Floor, Room 945 commencing at 2:00 P.M. on Wednesday, December 30, 2009. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9th Floor SW, New York, NY 10041, or by calling (212) 839-6550.

#1 IN THE MATTER OF a proposed revocable consent authorizing Michael A. Cooper to maintain and use a stoop and a fenced-in area on the east sidewalk of St. Nicholas Avenue, north of West 145th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

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

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

#2 IN THE MATTER OF a proposed revocable consent authorizing Bayonne Energy Center, LLC to construct, maintain and use transmission cables under and along 25th Street Pier, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2020, and provides among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2010 to June 30, 2011 - \$40,240/annum
For the period July 1, 2011 to June 30, 2012 - \$41,447
For the period July 1, 2012 to June 30, 2013 - \$42,654
For the period July 1, 2013 to June 30, 2014 - \$43,861
For the period July 1, 2014 to June 30, 2015 - \$45,068
For the period July 1, 2015 to June 30, 2016 - \$46,275
For the period July 1, 2016 to June 30, 2017 - \$47,482
For the period July 1, 2017 to June 30, 2018 - \$48,689
For the period July 1, 2018 to June 30, 2019 - \$49,896
For the period July 1, 2019 to June 30, 2020 - \$51,103

the maintenance of a security deposit in the sum of \$53,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#3 IN THE MATTER OF a proposed revocable consent authorizing Findlay Plaza Housing Development Fund Corp. to maintain and use a bridge over and across Findlay Avenue, north of 167th Street, in the Borough of the Bronx. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Date of Approval to June 30, 2010 - \$ 838
For the period July 1, 2010 to June 30, 2011 - \$ 863
For the period July 1, 2011 to June 30, 2012 - \$ 888
For the period July 1, 2012 to June 30, 2013 - \$ 913
For the period July 1, 2013 to June 30, 2014 - \$ 935
For the period July 1, 2014 to June 30, 2015 - \$ 963
For the period July 1, 2015 to June 30, 2016 - \$ 988
For the period July 1, 2016 to June 30, 2017 - \$1,013
For the period July 1, 2017 to June 30, 2018 - \$1,038
For the period July 1, 2018 to June 30, 2019 - \$1,063

the maintenance of a security deposit in the sum of \$11,000, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

#4 IN THE MATTER OF a proposed revocable consent authorizing Findlay Plaza Housing Development Fund Corp. to maintain and use a bridge over and across Teller Avenue, north of 167th Street, in the Borough of the Bronx. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Date of Approval to June 30, 2010 - \$783
For the period July 1, 2010 to June 30, 2011 - \$806
For the period July 1, 2011 to June 30, 2012 - \$829
For the period July 1, 2012 to June 30, 2013 - \$852
For the period July 1, 2013 to June 30, 2014 - \$875
For the period July 1, 2014 to June 30, 2015 - \$898
For the period July 1, 2015 to June 30, 2016 - \$921
For the period July 1, 2016 to June 30, 2017 - \$944
For the period July 1, 2017 to June 30, 2018 - \$967
For the period July 1, 2018 to June 30, 2019 - \$990

the maintenance of a security deposit in the sum of \$10,250, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

#5 IN THE MATTER OF a proposed revocable consent authorizing 640 Realty LLC & 86 Realty LLC to construct, maintain and use a stair, together with railing on the south sidewalk of Bleecker Street between Broadway and Crosby Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2020, and provides among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2010 - \$1,500/per annum
For the period July 1, 2010 to June 30, 2011 - \$1,545
For the period July 1, 2011 to June 30, 2012 - \$1,590
For the period July 1, 2012 to June 30, 2013 - \$1,635
For the period July 1, 2013 to June 30, 2014 - \$1,680
For the period July 1, 2014 to June 30, 2015 - \$1,725
For the period July 1, 2015 to June 30, 2016 - \$1,770
For the period July 1, 2016 to June 30, 2017 - \$1,815
For the period July 1, 2017 to June 30, 2018 - \$1,860
For the period July 1, 2018 to June 30, 2019 - \$1,905
For the period July 1, 2019 to June 30, 2020 - \$1,950

the maintenance of a security deposit in the sum of \$2,500, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#6 IN THE MATTER OF a proposed revocable consent authorizing Metropolitan Transportation Authority to construct, maintain and use bollards around the perimeter of Jamaica Station on the sidewalks of Archer Avenue and Sutphin Boulevard, in the Borough of Queens. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor. There shall be no compensation required for this revocable consent.

There is no maintenance of a security deposit required, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#7 IN THE MATTER OF a proposed revocable consent authorizing Deutsche Bank AG, New York Branch to construct, maintain and use security bollards around the perimeter of 60 Wall Street, on the sidewalk of Wall Street between William and Pearl Streets, and on the sidewalk of Pine Street between William and Pearl Streets, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor. There shall be no compensation required for this revocable consent in accordance with Title 34 Section 7-04(a)(33) of the Rules of the City of New York.

the maintenance of a security deposit in the sum of \$43,350, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

d10-30

YOUTH AND COMMUNITY DEVELOPMENT

■ PUBLIC HEARINGS

SHORT NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Wednesday, December 30, 2009, 156 William Street 2nd Floor Auditorium, Borough of Manhattan, commencing at 10:00 A.M on the following:

IN THE MATTER OF the proposed contract between the Department of Youth and Community Development and the Contractor listed below to provide services to enrich the lives of children with long term medical issues and provide entertainment for children with debilitating illnesses. The Contractor's PIN number and contract amount is indicated below. The contract term shall be from July 1, 2009 to June 30, 2010 with no option to renew.

Contractor/Address

Mekimi - The Cheer Up Squad
1274 49th Street, Brooklyn, New York 11219

PIN# 26010023118H

Amount \$105,000.00

IN THE MATTER OF the proposed contract between the Department of Youth and Community Development and the Contractor to support beautification projects after-school activities, recreation services, and community development services. The contract term shall be from July 1, 2009 to June 30, 2010 with no option to renew.

Contractor/Address

St. Rosalia-Regina Pacis Neighborhood Improvement Association
6614 11th Avenue, Brooklyn, NY 11219

PIN# 26010022298H

Amount \$159,375

IN THE MATTER OF the proposed contract between the Department of Youth and Community Development and the Contractor listed below to provide ESL services for immigrants in community districts 1, 2 and 3 on Staten Island. The Contractor's PIN number and contract amount is indicated below. The contract term shall be from July 1, 2009 to June 30, 2010 with no option to renew.

Contractor/Address

Jewish Community Center of Staten Island, Inc.
1466 Manor Road, Staten Island, New York 10314

PIN# 26010776038H

Amount \$105,000

IN THE MATTER OF the proposed contract between the Department of Youth and Community Development and the Contractor listed below to provide a board range of social services and free legal services. The funding will also support

the graffiti removal program in the 48th district. The Contractor's PIN number and contract amount is indicated below. The contract term shall be from July 1, 2009 to June 30, 2010 with no option to renew.

Contractor/Address

Council of Jewish Organizations of Flatbush, Inc.
1550 Coney Island Avenue, Brooklyn, New York 11230

PIN# 26010028555H

Amount \$253,000

IN THE MATTER of the proposed contract between the Department of Youth and Community Development and the Contractor to provide fiscal conduit services to various organizations that support youth and community development programs. The contract term shall be from July 1, 2008 to June 30, 2009 with no option to renew.

Contractor/Address

United Activities Unlimited
485 Clawson Street, Staten Island, NY 10306

PIN# 26009052566G

Amount \$177,500

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

Drafts of the contract may be inspected at the Department of Youth and Community Development, Office of the ACCO, 156 William Street, 2nd Floor, New York, NY 10038, on business days, from December 28, 2009 to December 30, 2009, excluding Holidays, from 9:00 A.M. to 5:00 P.M.

Anyone who wishes to speak at the public hearing should request to do so in writing. The written request must be received by the Agency within 5 business days after publication of this notice. Written request to speak should be sent to Mr. Joseph Salvayon, Deputy Agency Chief Contracting Officer, 156 William Street, 2nd Floor, New York, NY 10038, jsalvayon@dycd.nyc.gov. If the Department of Youth and Community Development receives no written requests to speak within the prescribed time, the Department reserves the right not to conduct the public hearing.

d28

COURT NOTICES**SUPREME COURT**

■ NOTICE

**RICHMOND COUNTY
IA PART 74
NOTICE OF ACQUISITION
INDEX NUMBER (CY) 4036/09**

IN THE MATTER OF Application of the CITY OF NEW YORK relative to acquiring title in fee simple absolute to certain real property where not heretofore acquired for portions of

FURMAN STREET (from Amboy Road to a point approximately 131 feet north westerly therefrom and the northwesterly area of the intersection of Amboy Road and Furman Street),

in the Borough of Staten Island, City and State of New York.

PLEASE TAKE NOTICE, that by order of the Supreme Court of the State of New York, County of Richmond, IA Part 74 (Hon. Abraham G. Gerges, J.S.C.), duly entered in the office of the Clerk of the County of Richmond on December 14, 2009, the application of the City of New York to acquire certain real property, for Furman Street, was granted and the City was thereby authorized to file an acquisition map with the Office of the Clerk of Richmond County. Said map, showing the property acquired by the City, was filed with the Clerk of Richmond County on December 14, 2009. Title to the real property vested in the City of New York on December 14, 2009.

PLEASE TAKE FURTHER NOTICE, that the City has acquired the following parcels of real property:

Damage Parcel	Block	Lot
1 (bed of street)	N/A	N/A
2 (bed of street)	N/A	N/A
3	6245	Part of 25
4 (bed of street)	N/A	N/A

PLEASE TAKE FURTHER NOTICE, that pursuant to said Order and to §§ 503 and 504 of the Eminent Domain Procedure Law of the State of New York, each and every person interested in the real property acquired in the above-referenced proceeding and having any claim or demand on account thereof is hereby required, on or before December 14, 2010 (which is one (1) calendar year from the title vesting date), to file a written claim with the Clerk of the Court of Richmond County, and to serve within the same time a copy thereof on the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007. Pursuant to EDPL § 504, the claim shall include:

- the name and post office address of the condemnee;
- reasonable identification by reference to the acquisition map, or otherwise, of the property affected by the acquisition, and the condemnee's interest therein;
- a general statement of the nature and type of damages claimed, including a schedule of fixture items which comprise part or all of the damages claimed; and,
- if represented by an attorney, the name, address and telephone number of the condemnee's attorney.

Pursuant to EDPL § 503(C), in the event a claim is made for fixtures or for any interest other than the fee in the real property acquired, a copy of the claim, together with the schedule of fixture items, if applicable, shall also be served

upon the fee owner of said real property.

PLEASE TAKE FURTHER NOTICE, that, pursuant to § 5-310 of the New York City Administrative Code, proof of title shall be submitted to the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007 on or before December 14, 2011 (which is two (2) calendar years from the title vesting date).

Dated: December 16, 2009, New York, New York
MICHAEL A. CARDOZO
Corporation Counsel of the City of New York
100 Church Street – Rm. 5-235
New York, New York 10007
Tel. (212) 788-0710

d18-j4

PROPERTY DISPOSITION**CITYWIDE ADMINISTRATIVE SERVICES****DIVISION OF REAL ESTATE SERVICES**

■ AUCTION

PROPOSED LEASES OF CERTAIN NEW YORK CITY REAL PROPERTY

PUBLIC NOTICE IS HERBY GIVEN THAT the Deputy Commissioner of the Department of Citywide Administrative Services, Division of Real Estate Services, or his/her designee, will conduct a Sealed Bid Public Lease Auction on Thursday, January 14, 2010, at 1 Centre Street, 19th Floor North Conference, New York, NY 10007. Sealed Bids will be accepted from 10:00 A.M. to 11:00 A.M. Bids will be opened at 11:00 A.M.

In accordance with New York Administrative Code Section 4-203, these properties will be leased pursuant to the Standard Terms and Conditions. An asterisk (*) appears next to those parcels subject to Special Terms and Conditions. For further information, a Brochure and a Sealed Bid Package, visit the Office of Public Auctions at 1 Centre Street, 19th Floor North, New York, New York 10007, or call (212) 669-2111 or 311.

8 Parcels
Borough, Block, Lot, Location
Minimum Bid

Manhattan, Block 932, Part of Lot 17
\$948,000 annually

Brooklyn, Block 6036, Part of Lot 1
\$162,000 annually

Bronx, Block 3542, Part of Lot 20
\$8,040 monthly

Queens, Block 13432, Lots: Part of Lot 6, Part of Lot 20, Part of Lot 21, Part of Lot 40, Part of Lot 46, Part of Lot 49, Part of Lot 53, Part of Lot 59, Part of Lot 65, Part of Lot 67

and

Block 13433, Lots: Part of Lot 2, 5, 10, 15, 20, Part of Lot 23, Part of Lot 29, Part of Lot 34, Part of Lot 36, Part of Lot 53, Part of Lot 55, Part of Lot 57, Part of Lot 59, 69, Part of Lot 999 (formerly known as 150th Road)
\$31,960 monthly

Queens, Block 13420, Lots: 8 and 999
\$5,710 monthly

Staten Island, Block 4396, Lot: 999
\$5,000 monthly

Brooklyn, Block 803, Part of Lot 5
\$4,940 monthly

Brooklyn, Block 803, Part of Lot 5
\$3,130 monthly

NOTE: Individuals requesting Sign Language Interpreters should contact Barry Gendelman, Assistant Commissioner of Property Management and Leasing, 1 Centre Street, 19th Floor North, New York, NY 10007, (212) 669-4001, no later than 14 days prior to the auction. TDD users should call Verizon relay services.

d7-j13

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

The following listed property is in the custody, of the Property Clerk Division without claimants. Recovered, lost, abandoned property, property obtained from prisoners, emotionally disturbed, intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves. Motor vehicles, boats, bicycles, business machines, cameras, calculating machines, electrical and optical property, furniture, furs, handbags, hardware, jewelry, photographic equipment, radios, robes, sound systems, surgical and musical instruments, tools,

wearing apparel, communications equipment, computers, and other miscellaneous articles.

INQUIRIES

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

FOR MOTOR VEHICLES

(All Boroughs):

- * College Auto Pound, 129-01 31 Avenue, College Point, NY 11354, (718) 445-0100
- * Gowanus Auto Pound, 29th Street and 2nd Avenue, Brooklyn, NY 11212, (718) 832-3852
- * Erie Basin Auto Pound, 700 Columbia Street, Brooklyn, NY 11231, (718) 246-2029

FOR ALL OTHER PROPERTY

- * Manhattan - 1 Police Plaza, New York, NY 10038, (212) 374-4925.
- * Brooklyn - 84th Precinct, 301 Gold Street, Brooklyn, NY 11201, (718) 875-6675.
- * Bronx Property Clerk - 215 East 161 Street, Bronx, NY 10451, (718) 590-2806.
- * Queens Property Clerk - 47-07 Pearson Place, Long Island City, NY 11101, (718) 433-2678.
- * Staten Island Property Clerk - 1 Edgewater Plaza, Staten Island, NY 10301, (718) 876-8484.

j1-d31

PROCUREMENT

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

BUILDINGS**CONTRACTS UNIT**

■ INTENT TO AWARD

Services (Other Than Human Services)

SUPPORT FOR PROPRIETARY SOFTWARE – Sole Source – Available only from a single source - PIN# 81010ITX0070 – DUE 01-05-10 AT 3:00 P.M. – Any vendor who believes it is capable of providing such services may express its interest in doing so by writing to Benjamin S. Karan at the indicated address by the date and time indicated.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Buildings, 280 Broadway, 6th Floor, NYC.
Lesley Jones (212) 566-4095, lejones@buildings.nyc.gov

d21-28

CITY UNIVERSITY

■ INTENT TO AWARD

*Goods***PURCHASE OF PLANAR LIPID BILAYER**

WORKSTATION (BLM) – Sole Source – Available only from a single source - PIN# 12142009 – DUE 12-31-09 AT 10:00 A.M. – LaGuardia Community College is entering into a sole source purchase agreement with Warner Instruments for the purchase of one (1) Planar Lipid Bilayer Workstation, part number BLM-WS. If your company can provide this specific product, please contact Tawanikka Smith, 31-10 Thomson Avenue, Room E413, Long Island City, NY 11101, (718) 482-5590 or email: tsmith@lagcc.cuny.edu

d21-28

CITYWIDE ADMINISTRATIVE SERVICES**AGENCY CHIEF CONTRACTING OFFICER**

■ AWARDS

Services (Other Than Human Services)

AUTO BODY REPAIR – Competitive Sealed Bids – PIN# 856095500324 – AMT: \$600,000.00 – TO: Fleet Auto Enterprises, Inc., 169-71 2nd Avenue, Brooklyn, NY 11215.

d28

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ VENDOR LISTS

Goods

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

- Mix, Biscuit - AB-14-1:92
- Mix, Bran Muffin - AB-14-2:91
- Mix, Corn Muffin - AB-14-5:91
- Mix, Pie Crust - AB-14-9:91
- Mixes, Cake - AB-14-11:92A
- Mix, Egg Nog - AB-14-19:93
- Canned Beef Stew - AB-14-25:97
- Canned Ham Shanks - AB-14-28:91
- Canned Corned Beef Hash - AB-14-26:94
- Canned Boned Chicken - AB-14-27:91
- Canned Corned Beef - AB-14-30:91

- 12. Canned Ham, Cured - AB-14-29:91
- 13. Complete Horse Feed Pellets - AB-15-1:92
- 14. Canned Soups - AB-14-10:92D
- 15. Infant Formula, Ready to Feed - AB-16-1:93
- 16. Spices - AB-14-12:95
- 17. Soy Sauce - AB-14-03:94
- 18. Worcestershire Sauce - AB-14-04:94

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

jy17-j4

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

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

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

jy17-j4

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

Application for consideration of product for inclusion on this acceptable brands list shall be made in writing and addressed to: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007, (212) 669-8610.

jy17-j4

DESIGN & CONSTRUCTION

■ AWARDS

Construction / Construction Services

PW311GENV, RENEWAL CONTRACT FOR GEOTECHNICAL ENGINEERING SERVICES AND PROJECTS, ENVIRONMENTAL ENGINEERING SERVICES FOR VARIOUS PROJECTS, CITYWIDE – Renewal – PIN# 8502007PW0004P – AMT: \$1,500,000.00 – TO: Louis Berger and Associates, P.C., 199 Water Street, 23rd Floor, New York, NY 10038.

d28

AGENCY CHIEF CONTRACTING OFFICER

■ INTENT TO AWARD

Construction / Construction Services

LNCEA09MP, LIBRARY SERVICE CENTER - PHASE 2, TO PAY FOR DESIGN AND CONSTRUCTION MANAGEMENT SERVICES, FURNITURE AND EQUIPMENT, MANHATTAN, THE BRONX, AND STATEN ISLAND – Sole Source – Available only from a single source - PIN# 8501010LN0002P – DUE 01-06-10 AT 4:00 P.M. – The Department of Design and Construction intends to enter into a sole source contract with the New York Public Library (NYPL) for the above project. The contract is for design and construction management services, furniture and equipment for the interior build-out of the space. Any firm which believes that it is qualified to provide these services is invited to indicated by letter to: Department of Design and Construction, 30-30 Thomson Avenue, 5th Floor, Long Island City, New York 11101. Steven Wong, Program Director, (718) 391-2550, wongs@ddc.nyc.gov

d22-29

ECONOMIC DEVELOPMENT CORPORATION

CONTRACTS

■ SOLICITATIONS

Goods & Services

REDEVELOPMENT, FEDERAL BUILDING #2 – Request for Proposals – PIN# 1367-1 – DUE 02-12-10 AT 12:00 P.M. – Seeking proposals from qualified developers or qualified end users with development capabilities for the disposition and redevelopment of a site that contains an approximately 1.1 million square feet, eight story vacant building known as Federal Building #2 and an adjacent approximately 100,000 square feet lot located in Sunset Park, Brooklyn. Federal Building #2 is identified as Block 671, Lot 1 and the adjacent lot is identified as Block 675, part of Lot 1 on the tax map of the Borough of Brooklyn. Federal Building #2 and the adjacent lot together are referred to as the “Site.”

The Site is located in an M3-1 zoning district and within the Southwest Brooklyn Industrial Business Zone. NYCEDC seeks proposals for programs that are predominantly industrial and which preserve such industrial uses over a substantial period of time. NYCEDC envisions disposing of the Site with the current zoning intact, however proposals that require a zoning change may also be considered.

NYCEDC plans to select a developer or end user with development capabilities on the basis of factors stated in the RFP which include, but are not limited to: the development team qualifications, the economic impact on/spending in New York City that would result from the execution of proposals, financial feasibility of proposals, the respondents’ ability and willingness to create and preserve industrial space, the proposals’ relationship to the surrounding community, the design of proposals and the degree to which the respondents understand and are able to navigate the public approvals process.

Companies who have been certified with the New York City Department of Small Business Services as Minority and Women Owned Business Enterprises (“M/WBE”) are strongly encouraged to apply. To learn more about M/WBE certification and NYCEDC’s M/WBE program, please visit www.nycedc.com/opportunitymwd.

An optional site visit and information session will be held on Thursday, January 14, 2010 at 11:00 A.M. at the site. Those

who wish to attend must RSVP by email to abinns@nycedc.com on or before Tuesday, January 12, 2010.

Respondents may submit questions and/or request clarifications from NYCEDC no later than 4:00 P.M. on Friday, January 29, 2010. Questions regarding the subject matter of this RFP should be directed to FederalBuilding2@nycedc.com. For all questions that do not pertain to the subject matter of this RFP, please contact NYCEDC’s Contracts Hotline at (212) 312-3969. Answers to all questions will be posted by Thursday, February 4, 2010, to www.nycedc.com/RFP.

To download a copy of the solicitation documents please visit www.nycedc.com/RFP. Please submit eight (8) sets of proposals to NYCEDC.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Economic Development Corp., 110 William Street, 6th Floor New York, NY 10038. Maryann Catalano (212) 312-3969
FederalBuilding2@nycedc.com

d28

EMPLOYEES’ RETIREMENT SYSTEM

■ AWARDS

Goods & Services

ANNUAL DISCLOSURE STATEMENT – Renewal – PIN# 009122120091 – AMT: \$100,174.00 – TO: Workflow One, P.O. Box 644039 Pittsburgh, PA 15264.

d28

FINANCIAL INFORMATION SERVICES AGENCY

■ INTENT TO AWARD

Services (Other Than Human Services)

SOFTWARE MAINTENANCE – Sole Source – Available only from a single source - PIN# 12710EX00014 – DUE 01-05-10 AT 10:00 A.M. – The proposed contractor Pitney Bowes Software Inc. has been selected via a Sole Source Procurement, pursuant to Section 3-05 of the Procurement Policy Board Rules. The vendor will provide software maintenance services for the proprietary software National Finalist for a term of three years beginning from 10/01/09 to 09/30/12 with a unilateral option to renew for another three years. Any vendor qualified to provide these services now or in the future should contact Susan Chee, 450 West 33rd Street, 4th Floor, New York, NY 10001-2603, (212) 857-1112 or email Schee@fisa.nyc.gov

d28-j4

FIRE

■ SOLICITATIONS

Services (Other Than Human Services)

PREVENTIVE MAINTENANCE AND REPAIR SERVICES FOR PHYSIO-CONTROL LIFEPAK 12 BIPHASIC DEFIBRILLATION EQUIPMENT AND BATTERY SUPPORT SYSTEMS – Competitive Sealed Bids – PIN# 057100000014 – DUE 01-26-10 AT 4:00 P.M. – Last day for questions: no later than ten (10) business days prior to the Bid Submission Date. Vendor Source ID#: 65595.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Fire Department, 9 MetroTech Center, 5th Floor, Brooklyn, NY 11201. Kristina LeGrand (718) 999-1234,
legrandkm@fdny.nyc.gov

d28

HEALTH AND HOSPITALS CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-3863.

j1-d31

■ SOLICITATIONS

Goods

KLS MARTIN SURGICAL INSTRUMENTS – Sole Source – Available only from a single source - PIN# 231-10-036SS – DUE 12-30-09 AT 10:00 A.M. – The North Brooklyn Health Network (NBHN) intends to enter into a sole source contract for surgical instruments with KLS Martin L.P., 112319-1 St. Johns Ind. Pkway S., Jacksonville, FL 32246.

Any other supplier who is capable of providing these products for the NBHN may express their interest in doing so by writing to Abraham Caban, Procurement Analyst, 100 North Portland Avenue, Rm. C-32, Brooklyn, NY 11205, or Abraham.Caban@nychhc.org on or before 10:00 A.M., Tuesday, December 29, 2009.

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.
 North Brooklyn Health Network, 100 North Portland Avenue C-32, Brooklyn, NY 11205. Abraham Caban (718) 260-7593
abraham.caban@nychhc.org

d22-29

Goods & Services

COFFEE SHOP SERVICES AS A CONCESSION – Competitive Sealed Bids – PIN# 22210036 – DUE 01-25-10 AT 4:00 P.M. – For Generations plus/Northern Manhattan Network at Harlem and Lincoln Medical and Mental Health Center.

Pre-proposal meeting will be held on January 11, 2010 at 11:00 A.M. at Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451 on the first floor in Conference Room 2.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Lincoln Hospital Center, 234 East 149th Street, Room 2A2 Bronx, NY 10451. Geraldine McLaughlin (718) 579-5064
Geraldine.McLaughlin@nychhc.org

d28

HEALTH AND MENTAL HYGIENE

■ SOLICITATIONS

Services (Other Than Human Services)

NEW YORK CITY DRUG DISCOUNT CARD – Request for Proposals – PIN# 11HM000700R0X00 – DUE 02-18-10 AT 2:00 P.M. – The Department is seeking to reduce the cost of drugs for NYC residents by sponsoring a “City of New York” drug discount card. As such, the Department is seeking an appropriately qualified concessionaire to serve as a Pharmacy Benefit Manager. There will be one (1) three-year term, with one (1) three-year option to renew, exercisable at the Department’s sole discretion. No longer term will be considered. This concession will be operated pursuant to a License issued by the Department; no other leasehold or other proprietary right is offered.

A pre-proposal conference is scheduled for January 6, 2010 at 10:00 A.M. at 161 William Street, 6th Floor, New York, New York 10038.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Health and Mental Hygiene, 225 Broadway, 17th Floor New York, NY 10007. Eric Zimiles (212) 442-6506
ezimiles@health.nyc.gov

d17-31

■ INTENT TO AWARD

Goods

UPGRADE KITS FOR THE SMART CYCLERS – Sole Source – Available only from a single source - PIN# 10LB058601R0X00 – DUE 01-04-10 AT 4:00 P.M. – The NYC DOHMH intends to enter a Sole Source contract with Cepheld, Inc. to provide upgrade kits for the Smart Cyclers. The term of this contract will be from 1/11/2010 to 1/10/2011.

Any vendor that believes it can also provide these services for such procurement in the future is invited to indicate an expression of intent by letter.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Health and Mental Hygiene, 455 First Avenue, 12th Floor New York, NY 10016. Geri Bell (212) 447-2588
gbell@health.nyc.gov

d22-29

Services (Other Than Human Services)

MAINTENANCE OF IBM MACHINES – Sole Source – Available only from a single source - PIN# 10MI067801R0X00 – DUE 12-30-09 AT 4:00 P.M. – The Department intends to award a contract to International Business Machines Corporation (IBM) for maintenance of IBM equipment (annual IBM maintenance renewal). The contract term will be from 7/1/09 to 6/30/12. Any vendor that believes they can also provide these services for such procurement in the future is invited to indicate an expression of intent by letter which must be received no later than December 30, 2009 at 4:00 P.M. to the above officer.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Health and Mental Hygiene, 22 Cortlandt Street, 28th Fl., New York, NY 10013. Lisa Grace (212) 313-5108
lgrace@health.nyc.gov

d22-29

PICK UP DELIVERY SERVICES FOR SPECIMENS – Sole Source – Available only from a single source - PIN# 10LB051501R0X00 – DUE 01-04-10 AT 4:00 P.M. – The NYC DOHMH intends to enter a Sole Source contract with Federal Express Corporation to provide services for transportation of Infectious substances. The term of this contract will be from March 3, 2010 to March 1, 2014.

Any vendor that believes it can also provide these services for such procurement in the FUTURE is invited to indicate an expression of intent by letter.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Health and Mental Hygiene, 455 First Avenue, 12th Floor New York, NY 10016. Geri Bell (212) 447-2588
gbell@health.nyc.gov

d21-28

HOMELESS SERVICES

OFFICE OF CONTRACTS AND PROCUREMENT

■ SOLICITATIONS

Human/Client Service

TRANSITIONAL RESIDENCES FOR HOMELESS/DROP-IN CENTERS – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-00S-003-262Z – DUE 06-25-10 AT 10:00 A.M. – The Department of Homeless Services is soliciting proposals from organizations interested in developing and operating transitional residences for homeless adults and families including the Neighborhood Based Cluster Residence and drop-in centers for adults. This is an open-ended solicitation; there is no due date for submission.

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

Department of Homeless Services, 33 Beaver Street
13th Floor, New York, NY 10004.
Marta Zmoira (212) 361-0888, czmoira@dhs.nyc.gov

j12-24

HOUSING AUTHORITY

■ SOLICITATIONS

Construction/Construction Services

ELEVATOR REHABILITATION AND MAINTENANCE AND SERVICE FOR EIGHT (8) ELEVATORS AT CHELSEA HOUSES – Competitive Sealed Bids – PIN# EV9011086 – DUE 01-21-10 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

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

Housing Authority, 90 Church Street, 11th Floor, New York, NY 10007. Gloria Guillo, MPA, CPPO, (212) 306-3121
gloria.guillo@nycha.nyc.gov

d28-j4

STEEL STRUCTURE AND BENCH INSTALLATION AT NEW LANE AREA – Competitive Sealed Bids – PIN# GD9002584 – DUE 01-26-10 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

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

Housing Authority, 90 Church Street, 11th Floor, New York, NY 10007. Gloria Guillo, MPA, CPPO, (212) 306-3121
gloria.guillo@nycha.nyc.gov

d28-j4

HUMAN RESOURCES ADMINISTRATION

■ AWARDS

Human/Client Service

NON-EMERGENCY PERMANENT HOUSING FOR PLWA – Negotiated Acquisition – Judgment required in evaluating proposals – Bowery Residents Committee Inc. 324 Lafayette Street, 8th Fl., NY, NY 10012
PIN#: 06910H072002
Contract Term: 10/01/09-03/31/10
Contract Amount: \$421,730.00

Project Renewal Inc.
200 Varick Street, NY, NY 10014
PIN# 06910H072004
Contract Term: 10/01/09-03/31/10
Contract Amount: \$284,119.00

West Side Federation For Senior Housing, Inc.
2345 Broadway, NY, NY 10024
PIN#: 06910H072006
Contract Term: 10/01/09-03/31/10
Contract Amount: \$364,206.00

Actor's Fund Of America
729 Seventh Avenue, 10th Fl., NY, NY 10019
PIN#: 06910H072001
Contract Term: 10/01/09-03/31/10
Contract Amount: \$674,902.00

d28

JUVENILE JUSTICE

■ SOLICITATIONS

Human/Client Service

PROVISION OF NON-SECURE DETENTION GROUP HOMES – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13010DJJ000 – DUE 06-30-11 AT 2:00 P.M. – The Department of Juvenile Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 2:00 P.M. on 6/30/11.

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

Department of Juvenile Justice, 110 William Street
14th Floor, New York, NY 10038.
Chuma Uwechia (212) 442-7716, cuwechia@djj.nyc.gov

jy1-d16

LABOR RELATIONS

■ SOLICITATIONS

Services (Other Than Human Services)

AUDITING SERVICES – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 214090000392 – DUE 02-10-10 AT 4:30 P.M. – To obtain a copy of the RFP, please visit the Plan's web site at: <http://gov/html/olr/html/requests/rfp.shtml>

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.

Office of Labor Relations, 40 Rector Street, 3rd Floor, New York, NY 10006. Georgette Gestely, Director, (212) 306-7376.

d28

PARKS AND RECREATION

REVENUE AND CONCESSIONS

■ SOLICITATIONS

Services (Other Than Human Services)

OPERATION OF THREE (3) MOBILE FOOD UNITS AND THE RENOVATION, OPERATION, AND MANAGEMENT OF A PARKING LOT, SNACK BAR, AND BEACH SHOP – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# B251-SB,PL – DUE 01-22-10 AT 3:00 P.M. – At Manhattan Beach, Brooklyn. Parks will hold an on-site proposer meeting and site tour on Thursday, January 7, 2010 at 11:00 A.M. at the parking lot entrance at Oriental Blvd. and Irwin Street in Brooklyn. All interested parties are urged to attend.

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

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

Parks and Recreation, The Arsenal-Central Park
830 Fifth Avenue, Room 407, New York, NY 10021.
Joel Metlen (212) 306-1397, joel.metlen@parks.nyc.gov

d17-31

RENOVATION, OPERATION AND MAINTENANCE OF A MARINA AND OPTIONAL FOOD SERVICE FACILITY – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# R79-M – DUE 01-29-10 AT 3:00 P.M. – At Lemon Creek Park, Staten Island.

Parks will hold an on-site proposer meeting and site tour on Thursday, January 14, 2010 at 11:00 A.M. We will be meeting at Lemon Creek Park along Lemon Creek, which is situated just off of Raritan Bay and Johnson Terrace between Seguine Avenue and Bayview in the parking lot off of Seguine Avenue. All interested parties are urged to attend.

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

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

Parks and Recreation, The Arsenal-Central Park
830 Fifth Avenue, Room 407, New York, NY 10021.
Sandra Huber (212) 360-1397, sandra.huber@parks.nyc.gov

d18-j4

POLICE

■ INTENT TO AWARD

Services (Other Than Human Services)

CORRECTION: MAINTENANCE OF MORPHOTRAK'S LIVESCAN SYSTEM – Sole Source – Available only from a single source - PIN# 056090000648 – DUE 01-05-10 AT 10:00 A.M. – CORRECTION: NYPD intends to award this contract to MorphoTrak, Inc. through a sole source procurement method. Any other supplier who is capable of providing maintenance services for the NYPD's MorphoTrak Livescan System may express its interest in doing so by writing to Howard Babich, Associate Staff Analyst, NYPD Office of Contract Administration, 51 Chambers Street, Room 310, New York, New York 10007 or Howard.Babich@nypd.org on or before 10:00 A.M. on January 5, 2010.

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

NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. Howard Babich (646) 610-5214, howard.babich@nypd.org

d28-j4

CORRECTION: MAINTENANCE OF MORPHOTRAK AFIS SYSTEM – Sole Source – Available only from a single source - PIN# 056100000683 – DUE 01-05-10 AT 10:00 A.M. – CORRECTION: NYPD intends to award this contract to MorphoTrak, Inc. through a sole source procurement method. Any other supplier who is capable of providing maintenance services for the NYPD's MorphoTrak AFIS System may express its interest in doing so by writing to Howard Babich, Associate Staff Analyst, NYPD Office of Contract Administration, 51 Chambers Street, Room 310, New York, New York 10007 or Howard.Babich@nypd.org on or before 10:00 A.M. on January 5, 2010.

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

NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007.
Howard Babich (646) 610-5214, howard.babich@nypd.org

d28-j4

CONTRACT ADMINISTRATION UNIT

■ SOLICITATIONS

Services (Other Than Human Services)

PAINTING AND PLASTERING – Competitive Sealed Bids – PIN# 056100000690 – DUE 01-26-10 AT 11:00 A.M. – at the 24th, 26th, 28th, Detective Borough Bronx Initiative and the 42nd Precinct Station House. Mandatory Pre-bid Conferences*

24th Precinct Station House, 151 West 100th Street, New York, New York 10025, January 11, 2010, 9:30 A.M.

26th Precinct Station House, 520 West 126th Street, New York, New York 10027, January 11, 2010, 1:00 P.M.

28th Precinct Station House, 2271 8th Avenue, New York, New York 10027, January 12, 2010, 9:30 A.M.

Detective Borough Bronx Initiative, 1086 Simpson Street, Bronx, New York 10459, January 13, 2010, 9:30 A.M.

42nd Precinct Station House, 830 Washington Avenue, Bronx, New York 10452, January 13, 2010, 1:00 P.M.

*Please Note: Attendance is mandatory at each of the five (5) locations listed above. All conferences will begin promptly at scheduled times. VSID#: 65574.

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.

Police Department, 51 Chambers Street, Room 310, New York, NY 10007. Stephanie Gallop (646) 610-5225, stephanie.gallop@nypd.org

d28

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

■ SOLICITATIONS

Construction/Construction Services

FLOOD ELIMINATION – Competitive Sealed Bids – PIN# SCA10-12031D-1 – DUE 01-11-10 AT 11:00 A.M. – JHS 10 (Queens). Project Range: \$1,090,000.00 to \$1,151,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make checks payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, 30-30 Thomson Avenue
Long Island City, NY 11101. Rookmin Singh (718) 752-5843
rsingh@nycsca.org

d21-28

ROOM CONVERSION AND SCIENCE LAB UPGRADE – Competitive Sealed Bids – PIN# SCA10-006585-1 – DUE 01-15-10 AT 11:00 A.M. – Brooklyn Tech HS (Brooklyn). Project Range: \$970,000.00 to \$1,020,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, 30-30 Thomson Avenue
Long Island City, NY 11101. Stacia Edwards (718) 752-5849
sedwards@nycsca.org

d28-j4

FLOOR REPLACEMENT – Competitive Sealed Bids – PIN# 10-12947D-1 – DUE 01-13-10 AT 10:00 A.M. – PS 47 (Bronx). Project Range: \$1,010,000.00 to \$1,065,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, 30-30 Thomson Avenue
Long Island City, NY 11101. Stephanie Lyle (718) 752-5854
slyle@nycsca.org

d28-j4

NEW SCIENCE LAB – Competitive Sealed Bids – PIN# SCA10-12927D-1 – DUE 01-19-10 AT 11:00 A.M. – IS 232/HS 365 (Bronx). Project Range: \$2,160,000.00 to \$2,271,000.00. Non-refundable bid documents charge: \$100.00, certified check or money order only. Make checks payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, 30-30 Thomson Avenue, Long Island City, NY 11101. Rookmin Singh (718) 752-5843, rsingh@nycsca.org

d28-j4

STUDENT TOILET RENOVATION – Competitive Sealed Bids – PIN# SCA10-12030D-1 – DUE 01-12-10 AT 11:00 A.M. – P.S. 40 (Queens). Project Range: \$1,200,000.00 to \$1,264,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, 30-30 Thomson Avenue, Long Island City, NY 11101. Anthony Largie (718) 752-5842, alargie@nycsca.org

d23-30

BUREAU OF CONTRACTS AND SERVICES**■ SOLICITATIONS***Construction / Construction Services*

PARAPETS AND ROOFS – Competitive Sealed Bids – PIN# SCA10-12793D-1 – DUE 01-14-10 AT 11:00 A.M. – PS 184 (Manhattan). Formerly known as PS 137. Project Range: \$1,150,000.00 to \$1,212,000.00. Non-refundable document fee \$100.00.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, 30-30 Thomson Avenue, First Floor, Long Island City, NY 11101.
Ricardo Forde (718) 752-5288, rforde@nycsca.org

d24-31

FLOOR REPLACEMENT / BOILER ROOM / CLIMATE CONTROL AND HEATING PLANT UPGRADE

Competitive Sealed Bids – PIN# SCA10-12015D-1 – DUE 01-19-10 AT 11:30 A.M. – PS 32 (Bronx). Project Range: \$14,560,000.00 - \$15,330,000.00. Pre-bid Meeting: January 7, 2010 at 10:00 A.M. at 690 East 183rd Street, Bronx, NY 10458.

Non-refundable bid document charge: \$250.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Limited List bids will only be accepted from the following Prime General Contractors: Adam's European Contracting Inc.; Bri-Den Construction Co.; Citnalta Construction Corp.; Dobco Inc.; Iannelli Construction Co.; J. Petrocelli Contracting, Inc.; Kreisler Borg Florman Gen. Const.; L.D. Wenger Const.; Lanmark Grp. Inc.; National Environmental Safety; Pav-Lak Contracting; Piazza Brothers, Inc.; Rockmore Contracting Corp.; Stalco Construction, Inc.; Summit Construction Services; T.A. Ahern Contractors Corp.; VRH Construction Corp.; WDF Inc.; Western Waterproofing Co., Inc.; Whitestone Construction Corp.

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

School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Lily Persaud (718) 752-5852 lpersaud@nycsca.org

d28-j4

PROCUREMENT**■ SOLICITATIONS***Construction / Construction Services*

PARAPETS/EXTERIOR MASONRY – Competitive Sealed Bids – PIN# 10-13040D-1 – DUE 01-07-10 AT 10:30 A.M. – PS 55 (Queens). Project Range: \$3,491,000.00 - \$3,700,000.00. Pre-bid meeting 12/28/09 at 10:00 A.M. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to The New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Iris Vega (718) 472-8292 ivega@nycsca.org

d21-28

PLAYGROUND AND TCU REMOVALS – Competitive Sealed Bids – PIN# 10-12751D-1 – DUE 01-15-10 AT 10:30 A.M. – PS 34 (Queens). Project Range: \$1,240,000.00 - \$1,310,000.00. Pre-bid meeting 1/5/10 at 10:00 A.M. at 104-12 Springfield Blvd, Queens Village, NY 11428. Meet at the Custodian's office. Bidders are strongly urged to attend. Non-refundable bid document charge: \$100.00, certified check or money order only. Payable to New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Iris Vega (718) 472-8292 ivega@nycsca.org

d24-31

AGENCY RULES**BUILDINGS****■ NOTICE****NOTICE OF OPPORTUNITY TO COMMENT ON PROPOSED RULE AMENDMENT RELATING TO VIOLATION RECLASSIFICATION**

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 and Sections 28-201.2, 28-202.1, and 28-204.2 of the New York City Administrative Code, that the Department of Buildings proposes to amend Section 102-01 of Subchapter B of Chapter 100 of Title 1 of the Official Compilation of the Rules of the City of New York, relating to the classification of violations.

A public hearing on the proposed rule amendment will be held at the Department of Buildings, 280 Broadway, 6th Floor Training Room, New York, New York on February 1, 2010 at 11:00 A.M. Written comments regarding the proposed

rule may be submitted to Deborah Glikin, Assistant General Counsel, New York City Department of Buildings, 280 Broadway, 7th floor, New York, New York 10007, on or before February 1, 2010.

Written comments and an audio tape of oral comments received at the hearing will be available for public inspection, within a reasonable time after receipt, between the hours of 9:00 A.M. and 5:00 P.M. at the Office of the Commissioner, Executive Offices, Department of Buildings.

Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing, or who wish to testify, are asked to notify Ms. Glikin at the foregoing address by January 11, 2010.

This rule was not included in the agency's regulatory agenda because the statute and its regulatory scheme were not anticipated at the time the agenda was published.

Matter underlined is new.

Subdivision (j) of Section 102-01 of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding, in numerical order, new entries relating to New York City Administrative Code Section 28-116.1 and Building Code Section 3303.7.3 to read as follows:

Section 1

Section of Law	Classification	Violation Description
28-116.1	Class 2	Failure of permit holder to provide inspection access to and/or expose ongoing construction or work on an active and permitted worksite.

Section 2

Section of Law	Classification	Violation Description
BC 3303.7.3	Class 1	Smoking at construction/demolition site.

Section of Law	Classification	Violation Description
BC 3303.7.3	Class 2	Smoking at construction/demolition site.

Section of Law	Classification	Violation Description
BC 3303.7.3	Class 2	Failure to post No Smoking signs at construction/demolition sites per Fire Code.

Statement of Basis and Purpose

The foregoing rule amendment is proposed pursuant to the authority of the Commissioner of Buildings under Sections 643 and 1043(a) of the New York City Charter. In accordance with the below, the Department proposes to add these new infractions to Subdivision (j) of 1 RCNY 102-01 and the Department's Penalty Schedule in order to adequately and effectively enforce the related laws.

Section 1

The proposed amendment to Section 102-01 of the Department's rules results from the inadequacy and/or omission of penalties that exist where Department inspectors are denied access to observe ongoing work at active construction sites. Without penalties specific to the provision, Section 116.1 of Title 28 cannot be effectively enforced.

Department inspectors are often denied access to ongoing work at construction sites during random visits designed to ensure that work is being performed in accordance with the code and within the scope of the permit. These denials of access often go without penalty, potentially conceal illegal work and often require subsequent follow-up inspections or other enforcement mechanism, such as a Stop Work Order, in order to compel an inspection.

The intent of the proposed infraction is to create a disincentive to a permit holder's denial of access to Department inspections of ongoing work on an active permit.

Section 2

The proposed amendments to Section 102-01 of the Department's rules result from the enactment of Local Law 36 of 2009 which was enacted on June 29, 2009 and became effective on August 28, 2009.

Local Law 36 of 2009, which prohibits smoking at construction sites, amends BC Section 3303 of the New York City Building Code by adding a new section BC 3303.7.3, prohibiting smoking at all construction and demolition sites, and requires "No Smoking" signs to be posted in accordance with the provisions of Section 310 of the New York City Fire Code and any rules promulgated thereunder.

It is well established that construction and demolition sites are dangerous places where flammables and combustible materials and substances are often stored and used. Over the years, smoking has been identified as the root cause of many construction fires. The Department's intention is to make a clear statement to the construction industry that smoking is dangerous and intolerable at construction and demolition sites.

In furtherance of the many outreach and enforcement efforts which have been ongoing at these sites throughout the City over the past, the Department proposes to add three new infractions to the Penalty Schedule. Such violations shall be issued to the general contractor, subcontractor or permit holder in charge and control of the construction or demolition site.

d28

ENVIRONMENTAL CONTROL BOARD**■ NOTICE**

NOTICE OF OPPORTUNITY TO COMMENT on Proposed Rule regarding penalties for offenses adjudicated by the Environmental Control Board (ECB).

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED in the Environmental Control Board (ECB) by Section 1049-a(c)(3) of the New York City Charter, and by 1049-a of the New York City Charter, and in accordance with Section 1043(b) of the Charter, that the Environmental Control Board proposes to amend subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York, setting forth penalties for offenses adjudicated by the Environmental Control Board. New matter in the following rule is underlined, and deleted material is in brackets. This

rule was not included in the Environmental Control Board's regulatory agenda because it was not anticipated at the time the agenda was created.

Written comments regarding the proposed rule may be sent to James Macron, Counsel to the Board, ECB, 66 John Street, 10th Floor, New York, N.Y. 10038, on or before January 28, 2010. A public hearing regarding the proposed rule will be held on January 28, 2010, at 66 John Street, 10th Floor, Reception, starting at 5:00 P.M. Persons seeking to testify are requested to notify James Macron, Counsel to the Board, ECB, 66 John Street, 10th Floor, New York, N.Y. 10038, (212) 361-1515 on or before January 28, 2010. Persons who need a sign language interpreter or other accommodation for a disability are asked to notify James Macron, Counsel to the Board, ECB, 66 John Street, 10th Floor, New York, N.Y. 10038, (212) 361-1515 by January 21, 2010. Persons interested in receiving written comments and a transcript of oral comments on the proposed rule may request them by writing to: James Macron, Counsel to the Board, ECB, 66 John Street, 10th Floor, New York, N.Y. 10038.

Section 1. It is proposed to amend the Table of Contents of Title 48 Chapter 3, Enforcement Procedures Before the Environmental Control Board, to read as follows:

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

SUBCHAPTER E - MISCELLANEOUS

§3-81 Default by Respondent.
§3-82 [Stays of Default.] Request for a New Hearing after a Failure to Appear (Vacating a Default)
[§3-83 Late Request for Stay of Default.] Reserved
§3-84 Stipulation in Lieu of Hearing.

Section 2. It is proposed to amend section 3-82 of Title 48 Chapter 3, Enforcement Procedures Before the Environmental Control Board, read as follows:

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

§ 3-82 [Stays of Default] Request for a New Hearing after a Failure to Appear (Vacating a Default)

[Except as otherwise provided by rule or statute, a request by respondent for a stay of a default order and a hearing must be made by application to the executive director within 30 days of mailing of the default order. When a timely request is made for a stay of a first default, the executive director shall grant the request. A timely request for a stay of a second or subsequent default made for the same notice of violation may be denied by the executive director absent a showing of a meritorious defense.]

(a) A request by a respondent for a new hearing after the respondent did not appear must be made by application to the executive director or his or her designee. The request must be on a form prescribed by the executive director. The request must contain a current mailing address for the named respondent; it must explain how and when the respondent learned of the violation and it must be sworn or certified to under the penalties of perjury. If the request is not made by the named respondent, the request must explain the relationship between the respondent and the person making the request.

(b) A request for a new hearing, as described in subdivision (a) of this section, that is received within 45 days of the hearing date upon which the respondent did not appear, shall be granted unless such request is found to be made in bad faith. Such findings shall be made at the discretion of the executive director and shall include, but not be limited to, requesting only to admit the charge(s), repeatedly filing the same request or filing the same request in more than one borough at the same time.

(c) A request for a new hearing that is received more than 45 days from the date upon which the respondent did not appear must contain, in addition to the information stated in subdivision (a) of this section, appropriate supporting documentation. Such request may be granted and a hearing conducted only if the respondent establishes that a new hearing was requested within one year of the time the respondent learned of the existence of the violation, and that there is a reasonable basis to believe that the respondent

(1) did not receive the notice of the violation because the respondent was

(A) not properly served with the violation under article three of the civil practice law and rules, article three of the business corporation law, section 1049-a of the New York City Charter or any other provision relating to service of violations returnable to the Environmental Control Board contained in the New York City Administrative Code or the Rules of the City of New York; or

(B) cited generically, for example, as "Owner" or "Agent," on all copies of the notice of violation sought to be served on the respondent; or

(2) was an improper party when the notice of violation was issued. An improper party is a named respondent who is

(A) an individual who was deceased or legally incompetent on the hearing date upon which the respondent did not appear; or

(B) for a premises related violation, not the owner, agent, lessee, tenant, occupant or person in charge of or in control of the place of occurrence on the date of the offense.

A decision to grant the request for a new hearing under this section shall not be considered a final decision on the issue of whether respondent was properly served or was a proper party on the date of offense.

(d) If a request for a new hearing is granted, the Environmental Control Board shall send a notice to the respondent at the respondent's address stated on the request for a new hearing. If the respondent is deceased or legally incompetent, a notice shall be sent to respondent's representative. Notice shall also be sent to the Petitioner.
(e) No more than one request for a new hearing under this section may be granted with respect to any one notice of violation unless the notice of the new hearing date was not mailed pursuant to subdivision (d) of this section. If the respondent is unable to appear on the hearing date scheduled after a request for a new hearing is granted, respondent may request that the hearing be rescheduled one final time.

(f) Review of a denial of a request for a new hearing after a failure to appear may be sought pursuant to Article 78 of the New York Civil Practice Law and Rules.

Section 3. It is proposed to delete section 3-83 of Title 48

Chapter 3, Enforcement Procedures Before the Environmental Control Board, as follows:

Deleted material is in [brackets].

[§3-83 Late Request for Stay of Default.

(a) A request by a respondent for stay of default and a new hearing made more than 30 days after service of the default order shall be granted where, within 90 days from mailing of the default order, respondent alleges a credible explanation and excuse for the default together with an allegation of a meritorious defense to the violation charged.

(b) The executive director may designate categories of alleged defenses which in the interest of justice shall be grounds for a late stay of default and a hearing without regard to the requirements set out in paragraph (a) above.]

Statement of Basis and Purpose of Proposed Rule

ECB is proposing to amend its rules to clarify its procedure and apply more objective standards in evaluation of requests for hearings after a respondent has failed to appear.

ECB currently receives numerous requests to re-open cases after a respondent has missed a hearing. Many of these requests are filed simultaneously in different borough offices. We also receive the same requests repeatedly even though these requests have been previously denied. In addition, because we often receive requests that contain insufficient information, we use agency resources trying to get supplemental information that should have been supplied by the respondent with the original request.

The purpose of the new rule is to discourage frivolous requests and encourage meritorious requests. Respondents will be required to file their request of a form provided by ECB. This form will be available in all borough offices and on line. The request must be accompanied by documentary evidence. The type of evidence required is listed on the form. The request must be made by the respondent or an authorized representative. Only one request to vacate the default on each case will be allowed.

Requests made within 45 days will be granted unless they are made in bad faith (including multiple or unsubstantiated requests). Once the 45 day period has passed, requests will only be granted based on narrow set of standards, set forth in the rule above. These standards have been designed to be easily understandable by both ECB staff and the public. Requests must be made within one year of when the respondent first learned of the violation. Respondent must supply documentation to the satisfaction of ECB to prove when respondent first learned of the violation.

Respondent will be required to provide a current mailing address along with the request. If the request is granted, both sides will receive notice of the new hearing date.

There will be only one opportunity to reopen, and the denial of the request will be a final agency decision.

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NOTICE OF OPPORTUNITY TO COMMENT on Proposed Rule regarding penalties for offenses adjudicated by the Environmental Control Board (ECB).

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED in the Environmental Control Board (ECB) by Section 1049-a of the New York City Charter, and in accordance with Section 1043(b) of the Charter, that the Environmental Control Board proposes to amend subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York, setting forth penalties for offenses adjudicated by the Environmental Control Board. New matter in the following rule is underlined, and deleted material is in brackets. This rule was not included in the Environmental Control Board's regulatory agenda because it was not anticipated at the time the agenda was created.

Written comments regarding the proposed rule may be sent to James Macron, Counsel to the Board, ECB, 66 John Street, 10th Floor, New York, N.Y. 10038, on or before January 28, 2010. A public hearing regarding the proposed rule will be held on January 28, 2010, at 66 John Street, 10th Floor, Reception, starting at 5:00 P.M. Persons seeking to testify are requested to notify James Macron, Counsel to the Board, ECB, 66 John Street, 10th Floor, New York, N.Y. 10038, (212) 361-1515 on or before January 28, 2010. Persons who need a sign language interpreter or other accommodation for a disability are asked to notify James Macron, Counsel to the Board, ECB, 66 John Street, 10th Floor, New York, N.Y. 10038, (212) 361-1515 by January 21, 2010. Persons interested in receiving written comments and a transcript of oral comments on the proposed rule may request them by writing to: James Macron, Counsel to the Board, ECB, 66 John Street, 10th Floor, New York, N.Y. 10038.

Section 1. It is proposed to amend the Health Code and Miscellaneous Food Vendor Violations Penalty Schedule found in Section 3-110 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York by deleting the entries for sections 81.07(a), 81.21(a), 81.37(k), 81.27, 81.07(i), 81.09(i), 81.13(b), 89.03(b), and NYC Health Code 131.11, as follows:

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

SECTION/RULE	DESCRIPTION	PENALTY	DEFAULT
[NYC Health Code 81.07(a)]	[Food not free of or protected against contamination]	[300]	[600]
[NYC Health Code 81.21(a)]	[Plumbing inadequate]	[200]	[400]
[NYC Health Code 81.37(k)]	[Garbage and trash improperly stored]	[200]	[400]
[NYC Health Code 81.27]	[Smoking, use of tobacco, or spitting]	[200]	[400]
[NYC Health Code 81.07(i)]	[Food from unapproved source]	[300]	[600]
[NYC Health Code 81.09(i)]	[Appropriately scaled metal stem thermometer to evaluate food temps., not provided]	[300]	[600]
[NYC Health Code 81.13(b)]	[Food worker not wearing hair restraint]	[200]	[400]
[NYC Health Code 89.03(b)]	[Unlicensed Vendors on private property]	[1,000]	[2,000]
[NYC Health Code 131.11]	[Waste receptacles]	[200]	[400]

Section 2. It is proposed to amend the Health Code and Miscellaneous Food Vendor Violations Penalty Schedule found in Section 3-110 of Subchapter G of Chapter 3 of Title

48 of the Rules of the City of New York by revising the entries for sections 81.09, 81.13(a), 81.15(a) and 81.07(l), NYC Health Code 151.03(a) and NYC Health Code 11.66 to read as follows:

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

SECTION/RULE	DESCRIPTION	PENALTY	DEFAULT
NYC Health Code 81.09	Potentially hazardous foods at improper temperatures	300/385	600/770
NYC Health Code 81.13(a)	Food worker with communicable disease	300/385	600/770
NYC Health Code 81.15(a)	Failure to have required Food Protection Certificate	500/550	1000/1100
NYC Health Code 81.07(l)	Foods prepared or served with bare-hand contact	300/385	600/770
NYC Health Code [151.03(a)] <u>151.02(a)</u>	Rat [Infestation] <u>or other pest infestation</u>	200	400
NYC Health Code [11.66] <u>11.29</u>	Owning or harboring a dog or cat which has not been immunized against rabies	500	1,000

Section 3. It is proposed to amend the Health Code and Miscellaneous Food Vendor Violations Penalty Schedule found in Section 3-110 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York by revising the entry for section 89.03(a) and by adding new material thereafter to read as follows:

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

SECTION/RULE	DESCRIPTION	PENALTY	DEFAULT
NYC Health Code [89.03(a)] <u>89.05(a)</u>	Operating a mobile food vending unit without a permit on restricted or private [property] space	1,000	2,000
NYC Health Code <u>89.05 (a)2</u>	Failure to provide proof that mobile food vending unit is supplied and serviced at a permitted commissary or other approved facility	200	400
NYC Health Code <u>89.05(c)</u>	Material alteration of a mobile food vending unit after decal and permit issuance	550	1100
NYC Health Code <u>89.05(d)</u>	Failure to equip ice cream truck with warning beepers and signage arms.	550	1100
NYC Health Code <u>89.07(a)</u>	Operating a mobile food vending unit without a license	1000	2000
NYC Health Code <u>89.07(d)</u>	Operating a mobile food vending unit without displaying a badge or without a license, permit paper or inspection report	1000	2000
NYC Health Code <u>89.13(j)</u>	Operating a mobile food vending unit in area not authorized by private or restricted area permit	1000	2000
NYC Health Code <u>89.13(a)</u>	Failure to permit inspection or present unit	1000	2000
NYC Health Code <u>89.13(b)</u>	Failure to provide commissary or approved facility information.	550	1100
NYC Health Code <u>89.13 (c)</u>	Failure to possess or make available for inspection documentation of food source	275	550
NYC Health Code <u>89.13(d)</u>	Vending unauthorized food	550	1100
NYC Health Code <u>89.13(e)</u>	Operating with a suspended, expired or revoked permit or license	1000	2000
NYC Health Code <u>89.13(f)</u>	Failure to surrender permit or license	1000	2000
NYC Health Code <u>89.13(g)</u>	Allowing unlicensed person to vend	1000	2000
NYC Health Code <u>89.13(h)</u>	Failure to notify the Department of change in application information	1000	2000
NYC Health Code <u>89.13(i)</u>	Vending from damaged, repaired unit that was not re-inspected	200	400
NYC Health Code <u>89.13(i)</u>	Unauthorized transfer of decal	1000	2000
NYC Health Code <u>89.15</u>	Transfer of food to unlicensed vendor	550	1100
NYC Health Code <u>89.17(a)</u>	Unauthorized transfer of permit or license	1000	2000
NYC Health Code <u>89.19(a)</u>	Vending food from unapproved source	550	1100
NYC Health Code <u>89.19(b)</u>	Failure to provide/ use thermometers as required	440	880
NYC Health Code <u>89.19(c)</u>	Failure to provide/ use hot and cold storage facilities.	385	770
NYC Health Code <u>89.19(d)</u>	Failure to use approved ice or maintain or protect ice.	385	770
NYC Health Code <u>89.19(e)</u>	Failure to properly store food on ice	385	770
NYC Health Code <u>89.19(f)(1)</u>	Processing or preparing raw meat on mobile food vending unit	385	770
NYC Health Code <u>89.19(f)(2)</u>	Preparing, storing, holding or selling aquatic animal	385	770
NYC Health Code <u>89.19(f)(3)</u>	Failure to provide adequate refrigeration for processed fruits and vegetables	550	1100
NYC Health Code <u>89.19(g)</u>	Failure to protect displayed food from contamination	385	770
NYC Health Code <u>89.19(h)</u>	Failure to properly dispense condiments	275	550
NYC Health Code <u>89.19(i)</u>	Failure to maintain personal hygiene	275	550
NYC Health Code <u>89.19(j)</u>	Food not protected against contamination	385	770
NYC Health Code <u>89.19(k)</u>	Toxic materials prohibited or not	385	770

	properly stored		
NYC Health Code <u>89.19(l)</u>	Failure to clean unit at commissary or approved facility	600	1200
NYC Health Code <u>89.21(a)</u>	Failure to supply/ obtain potable water.	550	1100
NYC Health Code <u>89.21(b)</u>	Failure to properly construct water storage tank	550	1100
NYC Health Code <u>89.23(a)</u>	Failure to properly design or equip mobile food vending unit	550	1100
NYC Health Code <u>89.23(b)</u>	Vending from any place other than a mobile food vending unit	385	700
NYC Health Code <u>89.23(c)</u>	Failure to provide or improperly using single service items	200	400
NYC Health Code <u>89.23(d)</u>	Failure to design unit to allow for proper cleaning	385	770
NYC Health Code <u>89.23(e)</u>	Failure to provide unobstructed work space	200	400
NYC Health Code <u>89.23(f)</u>	Failure to provide hand washing facilities	550	1100
NYC Health Code <u>89.25(a)</u>	Improper garbage collection and/or disposal	385	770
NYC Health Code <u>89.25(b)</u>	Improper storage/ disposal of sewage and/or liquid waste	385	770
NYC Health Code <u>89.25(c)</u>	Failure to properly remove and/or clean debris and consumer litter	385	770
NYC Health Code <u>89.29(e)</u>	Removal or covering of cessation signs or seals	1000	2000

Statement of Basis and Purpose of Proposed Rule

Consistent with §3.12 of the Health Code, ECB proposes to amend its Health Code and Miscellaneous Food Vendor Violations Penalty Schedule found in Section 3-110 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York. As part of a comprehensive review of the Health Code to assess the efficacy of the articles in protecting public health, the Board of Health repealed and reenacted Article 89 (Mobile Food Vending), reorganizing and deleting some of its provisions, and adding new ones, to better reflect practice and the regulatory environment, assuring that the revised provisions provide adequate legal tools to effectively address the health and safety needs of the public and to harmonize such provisions with related provisions of Title 17 of the New York City Administrative Code ("Administrative Code"), the Department's rules in Chapter 6 of Title 24 of the Rules of the City of New York and the State Sanitary Code (10 NYCRR). Article 89 will become effective January 1, 2010.

As part of the revision effort, particular attention has been placed on food preparation and protection and maintenance of mobile food vending units, as well as on attempting to clarify enforcement procedures. Article 89 has not been substantively modified since it was adopted in 1978 and many of its provisions were obsolete. The most significant amendments to Article 89 that have resulted in the need to change the ECB penalty schedule are:

- §89.13 (Duties of licensees and permittees): This section includes many of the provisions of current § 89.07, but adds subsections to regulate specific duties of the licensee and permittee, to include the duty of a vendors to surrender their license and/or permit or to bring to the Department and have inspected a mobile food vending unit that has been materially altered or damaged.
- §89.17: The prohibition against transfer of a license or permit is new, and clarifies that a license or permit may not be transferred from one person to another. Decals are only affixed to carts that have passed a preoperational Department inspection and are considered fit for food vending. Licenses are issued only to persons who have passed a food protection course.
- §89.19(Food protection and safety) updates and adds requirements similar to those in Article 81 for food protection related to food sources, use of thermometers, and hot and cold holding facilities, including ice. The section also prohibits butchering meat and service of fish products, requires refrigeration for processed fruits and vegetables, establishes vendor hygiene standards and requires that units be serviced and cleaned at least daily.
- §89.25 (Garbage, refuse and liquid wastes) has been updated and incorporates provisions requested by the City's Department of Sanitation to clarify the responsibility of mobile food vendors for maintaining cleanliness of street areas surrounding their vending units. It also specifically authorizes various City agencies to enforce this provision, by issuing orders and writing notices of violation.

Pursuant to Section 3.12(a) the minimum penalty under the Health Code is two hundred dollars. Section 3.12(b) provides a minimum penalty of one thousand dollars for a person, corporation or entity engaging in an activity without a required license, permit or registration. Further section 3.12 (c) provides that when a person duly served with notice of violation of a provision of the Health Code fails to appear for a hearing and is found in default, the recommended penalty for such violation shall be doubled but not above the applicable maximum of two thousand dollars.

The new penalty schedule is consistent with the monetary penalty schedule for health violations cited at other food service establishments (FSE), under DOHMH jurisdiction; however, garbage and liquid waste disposal violations are greater than those at FSEs. The practice of discarding trash in City provided trash cans, and disposing of liquids on public streets appears to be a common practice among vendors. Illegal dumping creates food and harborage conditions for vermin. Controlling and preventing illegal disposal of garbage and liquid waste from mobile food vending units will aid in the Department's determination to reduce rodent population in the City.

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SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ NOTICE

**OFFICIAL FUEL PRICE SCHEDULE NO. 6385
FUEL OIL AND KEROSENE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 12/21/2009
2887105	2.0	#1DULS	MANH	SPRAGUE ENERGY CORP	+0.311 GAL. 2.4624 GAL.
2887105	3.0	#1DULS	BRONX	SPRAGUE ENERGY CORP	+0.311 GAL. 2.4624 GAL.
2887105	4.0	#1DULS	BROOKLYN	SPRAGUE ENERGY CORP	+0.311 GAL. 2.4974 GAL.
2887105	5.0	#1DULS	QUEENS	SPRAGUE ENERGY CORP	+0.311 GAL. 2.4974 GAL.
2887105	6.0	#1DULS	S.I.	SPRAGUE ENERGY CORP	+0.311 GAL. 2.5624 GAL.
2887105	7.0	#1DULS	P/U	SPRAGUE ENERGY CORP	+0.311 GAL. 2.3742 GAL.
2887086	3.0	#1DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-0.025 GAL. 2.4359 GAL.
2887086	7.0	#1DULSB20	P/U	SPRAGUE ENERGY CORP	-0.025 GAL. 2.3662 GAL.
2887086	1.0	#1DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP	+0.227 GAL. 2.3943 GAL.
2887086	5.0	#1DULSB5	P/U	SPRAGUE ENERGY CORP	+0.227 GAL. 2.3123 GAL.
3087064	1.0	#1DULSB50	CITY WIDE BY TW	METRO FUEL OIL CORP.	-0.029 GAL. 3.0226 GAL.
2887052	1.0	#2	MANH	RAPID PETROLEUM	-0.011 GAL. 1.9847 GAL.
2887052	4.0	#2	BRONX	RAPID PETROLEUM	-0.011 GAL. 1.9845 GAL.
2887052	7.0	#2	BROOKLYN	RAPID PETROLEUM	-0.011 GAL. 1.9741 GAL.
2887052	13.0	#2	S.I.	RAPID PETROLEUM	-0.011 GAL. 2.0176 GAL.
2887053	10.0	#2	QUEENS	METRO FUEL OIL CORP.	-0.011 GAL. 2.0074 GAL.
2887169	1.0	#2B5	CITY WIDE BY TW	METRO FUEL OIL CORP.	-0.079 GAL. 2.3922 GAL.
2887105	8.0	#2DHS	BARGE M.T.F. 111	SPRAGUE ENERGY CORP	-0.011 GAL. 2.2602 GAL.
2887106	9.0	#2DHS	BARGE WI	METRO FUEL OIL CORP.	-0.011 GAL. 2.1716 GAL.
2887301	1.0	#2DLS	BARGE ST. GEORGE	METRO FUEL OIL CORP.	-0.057 GAL. 2.2550 GAL.
2887301	3.0	#2DLS	P/U	METRO FUEL OIL CORP.	-0.057 GAL. 2.1178 GAL.
2887302	4.0	#2DLS	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-0.057 GAL. 2.2395 GAL.
2887105	1.0	#2DULS	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-0.049 GAL. 2.0874 GAL.
2887105	1.1	#2DULS	P/U	SPRAGUE ENERGY CORP.	-0.049 GAL. 2.0524 GAL.
2887301	2.0	#2DULS	BARGE ST. GEORGE	METRO FUEL OIL CORP.	-0.049 GAL. 2.1671 GAL.
2887086	4.0	#2DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-0.0313 GAL. 2.2246 GAL.
2887087	8.0	#2DULSB20	P/U	METRO FUEL OIL CORP.	-0.0313 GAL. 2.5754 GAL.
2887086	2.0	#2DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-0.115 GAL. 2.1459 GAL.
2887105	10.0	#2DULSB5	BARGE ST. GEORGE	SPRAGUE ENERGY CORP	-0.115 GAL. 2.6812 GAL.
2887159	6.0	#2DULSB5	P/U	METRO FUEL OIL CORP.	-0.115 GAL. 2.1936 GAL.
3087065	2.0	#2DULSB50	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-0.079 GAL. 2.7968 GAL.
2887274	7.0	#2DULSDISP	DISPENSED	SPRAGUE ENERGY CORP.	-0.049 GAL. 2.4143 GAL.
2887052	2.0	#4	MANH	RAPID PETROLEUM	-0.106 GAL. 1.8604 GAL.
2887052	5.0	#4	BRONX	RAPID PETROLEUM	-0.106 GAL. 1.8638 GAL.
2887052	8.0	#4	BROOKLYN	RAPID PETROLEUM	-0.106 GAL. 1.8746 GAL.
2887052	14.0	#4	S.I.	RAPID PETROLEUM	-0.106 GAL. 1.9076 GAL.
2887053	11.0	#4	QUEENS	METRO FUEL OIL CORP.	-0.106 GAL. 1.8794 GAL.
2887052	3.0	#6	MANH	RAPID PETROLEUM	-0.169 GAL. 1.7932 GAL.
2887052	6.0	#6	BRONX	RAPID PETROLEUM	-0.169 GAL. 1.7932 GAL.
2887052	9.0	#6	BROOKLYN	RAPID PETROLEUM	-0.169 GAL. 1.8082 GAL.
2887052	15.0	#6	S.I.	RAPID PETROLEUM	-0.169 GAL. 1.8442 GAL.
2887054	12.0	#6	QUEENS	CASTLE OIL CORPORATION	-0.169 GAL. 1.8123 GAL.
2787347	1.0	JETA	FLOYD BENNETT	SPRAGUE ENERGY CORP	+0.229 GAL. 2.7300 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6386
FUEL OIL, PRIME AND START**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 12/21/2009
2787117	1.0	#2	MANH	PACIFIC ENERGY	-0.011 GAL. 2.0640 GAL.
2787117	79.0	#2	BRONX	PACIFIC ENERGY	-0.011 GAL. 2.0640 GAL.
2787117	157.0	#2	QNS., BROOKLYN & S.I.	PACIFIC ENERGY	-0.011 GAL. 2.0630 GAL.
2787118	235.0	#4	CITY WIDE BY TW	EAST COAST PETROLEUM	-0.106 GAL. 2.0525 GAL.
2787118	236.0	#6	CITY WIDE BY TW	EAST COAST PETROLEUM	-0.169 GAL. 2.0382 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6387
FUEL OIL AND REPAIRS**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 12/21/2009
2787112	1.0	#2	MANH	SJ FUEL CO. INC.	-0.011 GAL. 1.9420 GAL.
2787113	79.0	#2	BRONX	PACIFIC ENERGY	-0.011 GAL. 1.8866 GAL.
2787114	157.0	#2	QNS., BROOKLYN & S.I.	NU WAY FUEL OIL	-0.011 GAL. 2.0576 GAL.
2787115	234.0	#4	CITY WIDE BY TW	EAST COAST PETROLEUM	-0.106 GAL. 2.0085 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6388
GASOLINE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 12/21/2009
2687312	1.0	E70	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-1.287 GAL. 2.3429 GAL.
2787192	7.0	PREM	CITY WIDE BY TW	METRO TERMINALS	-0.411 GAL. 2.1143 GAL.
2887274	6.0	PREM	CITY WIDE BY VEHICLE	SPRAGUE ENERGY CORP.	-0.411 GAL. 2.3478 GAL.
2787192	1.0	U.L.	CITY WIDE BY TW	METRO TERMINALS	-0.413 GAL. 1.9703 GAL.
2887274	1.0	U.L.	MANH P/U BY VEHICLE	SPRAGUE ENERGY CORP.	-0.413 GAL. 2.3414 GAL.
2887274	2.0	U.L.	BX P/U BY VEHICLE	SPRAGUE ENERGY CORP.	-0.413 GAL. 2.2414 GAL.
2887274	3.0	U.L.	BR P/U BY VEHICLE	SPRAGUE ENERGY CORP.	-0.413 GAL. 2.2414 GAL.
2887274	4.0	U.L.	QNS P/U BY VEHICLE	SPRAGUE ENERGY CORP.	-0.413 GAL. 2.2414 GAL.
2887274	5.0	U.L.	S.I. P/U BY VEHICLE	SPRAGUE ENERGY CORP.	-0.413 GAL. 2.2414 GAL.

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CHANGES IN PERSONNEL

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ADMIN FOR CHILDREN'S SVCS FOR PERIOD ENDING 12/11/09						
ARROYO	ERNESTO	52408	\$61574.0000	RESIGNED	YES	11/22/09
BAEZ	MARY	12627	\$71134.0000	RETIRED	NO	12/01/09
BLANC	KERLYNE M	52366	\$49561.0000	RESIGNED	NO	11/08/09
BLUE	SHELLA E	52366	\$46479.0000	RESIGNED	NO	10/18/09
COMEAU	HARRY	10056	\$84679.0000	INCREASE	YES	11/29/09
COMEAU	HARRY	52367	\$80697.0000	APPOINTED	NO	11/29/09
CUDINA	ERICA A	52367	\$72592.0000	RESIGNED	YES	11/29/09
CUDINA	ERICA A	52366	\$42797.0000	RESIGNED	NO	11/29/09
EHIMARE	BIDEMI E	52366	\$46479.0000	INCREASE	NO	11/18/09
HOGG	COURTNEY N	30087	\$53181.0000	INCREASE	YES	11/22/09
HOLNESS	MINCEY L	52366	\$46479.0000	RESIGNED	NO	11/11/09
JARRETT MACKAY	VERONICA C	52366	\$49561.0000	TERMINATED	NO	12/04/09
JEAN-GILLES	KATIA	10056	\$77094.0000	INCREASE	YES	11/29/09
JOHNSON-SAMUELS	TRACY-AN N	52632	\$56021.0000	INCREASE	YES	11/15/09
JONES	JANNIE E	52369	\$50298.0000	RETIRED	NO	11/30/09
JONES	KYSHA N	52366	\$49561.0000	RESIGNED	NO	11/29/09
JOSEPH	FRANCES	52366	\$46479.0000	TERMINATED	NO	11/20/09
KING	ALDEN S	52366	\$46479.0000	RESIGNED	NO	11/29/09
MARRYSHOW	JANICE M	52366	\$49561.0000	RESIGNED	NO	11/19/09
MILLER	MONICA L	30087	\$77015.0000	INCREASE	YES	11/22/09
NOLASCO	MONICA Y	52366	\$42797.0000	RESIGNED	NO	11/10/09
OUTLAW	KIESHA L	52366	\$46479.0000	TERMINATED	NO	12/01/09
PEREZ	JENNIFER L	52366	\$37017.0000	RESIGNED	YES	06/05/03
REYES	JUAN	52366	\$49766.0000	RETIRED	NO	12/03/09
RODRIGUEZ	CLARITA	52366	\$49561.0000	TERMINATED	NO	12/02/09
SAMEDY	ALEXANDR J	52366	\$43196.0000	RESIGNED	NO	10/29/05
THOMPSON	SYDNE E	52366	\$53030.0000	RESIGNED	NO	11/20/09
TITYEVSKAYA	YULYA	52366	\$49561.0000	RETIRED	NO	11/22/09

**HRA/DEPT OF SOCIAL SERVICES
FOR PERIOD ENDING 12/11/09**

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ABIODUN	EUNICE	52304	\$40342.0000	RETIRED	NO	12/02/09
ACOLA	NATALIA	10124	\$45978.0000	INCREASE	YES	11/22/09
ACOLA	NATALIA	10104	\$36602.0000	APPOINTED	NO	11/22/09
ACOSTA	GLORIA	80633	\$9.2100	APPOINTED	YES	11/29/09
AIMABLE	SIVAGAMI K	10251	\$35285.0000	INCREASE	NO	11/15/09
ALEXANDER	ROBERT	80633	\$9.2100	APPOINTED	YES	11/29/09
ALEXANDERS	PHEBA M	12626	\$52670.0000	APPOINTED	YES	11/22/09
ALICEA	JOSE	80633	\$9.2100	APPOINTED	YES	11/29/09
ALVARADO	NELSON	10104	\$31827.0000	APPOINTED	NO	11/08/09
AMUSA	ADEOLA	80633	\$9.2100	APPOINTED	YES	11/29/09
ARMSTRONG	LATOYA L	80633	\$9.2100	APPOINTED	YES	11/29/09
ARMSTRONG	SAMELL	80633	\$9.2100	APPOINTED	YES	11/29/09
ASSIRBAD	SUSAN	80633	\$9.2100	APPOINTED	YES	11/29/09
ATMORE-WILLIAMS	ROBIN M	52314	\$41218.0000	RESIGNED	NO	10/11/09
AUSTIN	CLEMENT L	52316	\$50413.0000	RETIRED	NO	12/04/09
BACOTT	PHILLIS E	80633	\$9.2100	APPOINTED	YES	11/29/09
BARTON	MICHAEL	52316	\$50294.0000	RESIGNED	NO	11/26/09
BATTLE	LORENZO	80633	\$9.2100	APPOINTED	YES	11/29/09
BENNETT	JANELLE T	12626	\$52670.0000	INCREASE	YES	11/22/09
BETTIS	MARVIN	52313	\$75896.0000	INCREASE	YES	11/29/09
BETTIS	MARVIN	12627	\$68762.0000	APPOINTED	NO	11/29/09
BLACK	JOHN H	80633	\$9.2100	APPOINTED	YES	11/29/09
BONABY	LATOIYA	80633	\$9.2100	APPOINTED	YES	11/29/09
BOWDEN	WALTER	91212	\$42341.0000	RETIRED	NO	11/24/09
BOWLES	IRA	10104	\$39182.0000	RESIGNED	NO	12/05/09
BROWN	TRACY	80633	\$9.2100	APPOINTED	YES	11/29/09
BUBB	JOSEPHIN	80633	\$9.2100	APPOINTED	YES	11/29/09
BURROUGHS	EDWARD	80633	\$9.2100	APPOINTED	YES	11/29/09
BUTLER	GREGORY	80633	\$9.2100	APPOINTED	YES	11/29/09
BUTLER	SARA A	80633	\$9.2100	APPOINTED	YES	11/29/09
BUTLER	THOMAS	80633	\$9.2100	APPOINTED	YES	11/29/09
CALDERON	RAQUEL	80633	\$9.2100	APPOINTED	YES	11/29/09
CALDWELL	YOLANDA	80633	\$9.2100	APPOINTED	YES	11/29/09
CAMACHO	ANGELA	10251	\$31998.0000	RETIRED	YES	11/17/09

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READER'S GUIDE

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

NOTICE TO ALL NEW YORK CITY CONTRACTORS

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

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

CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

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

VENDOR ENROLLMENT APPLICATION

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

- Online at <http://nyc.gov/selltonyc>

- To request a hardcopy application, call the Vendor Enrollment Center at (212) 857-1680.

Attention Existing Suppliers:

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

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

SELLING TO GOVERNMENT TRAINING WORKSHOP

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

PRE-QUALIFIED LIST

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

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

NON-MAYORAL ENTITIES

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

PUBLIC ACCESS CENTER

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

ATTENTION: NEW YORK CITY MINORITY AND WOMEN OWNED BUSINESS ENTERPRISES

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

PROMPT PAYMENT

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

PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City Website, <http://nyc.gov/selltonyc>

COMMON ABBREVIATIONS USED IN THE CR

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

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

KEY TO METHODS OF SOURCE SELECTION

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

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

- NA/9 New contractor needed for changed/additional work
- NA/10 Change in scope, essential to solicit one or limited number of contractors
- NA/11 Immediate successor contractor required due to termination/default
For Legal services only:
- NA/12 Specialized legal devices needed; CP not advantageous
- WA **Solicitation Based on Waiver/Summary of Circumstances** (Client Services/BSB or CP only)
- WA1 Prevent loss of sudden outside funding
- WA2 Existing contractor unavailable/immediate need
- WA3 Unsuccessful efforts to contract/need continues
- IG **Intergovernmental Purchasing** (award only)
- IG/F Federal
- IG/S State
- IG/O Other
- EM **Emergency Procurement** (award only) An unforeseen danger to:
- EM/A Life
- EM/B Safety
- EM/C Property
- EM/D A necessary service
- AC **Accelerated Procurement/markets with** significant short-term price fluctuations
- SCE **Service Contract Extension/insufficient time;** necessary service; fair price
Award to Other Than Lowest Responsible & Responsive Bidder or Proposer / Reason (award only)
- OLB/a anti-apartheid preference
- OLB/b local vendor preference
- OLB/c recycled preference
- OLB/d other: (specify)

HOW TO READ CR PROCUREMENT NOTICES

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

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

SAMPLE NOTICE:

POLICE

DEPARTMENT OF YOUTH SERVICES

■ SOLICITATIONS

Services (Other Than Human Services)

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

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

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

NUMBERED NOTES

Numbered Notes are Footnotes. If a Numbered Note is referenced in a notice, the note so referenced must be read as part of the notice. **1.** All bid deposits must be by company certified check or money order made payable to Agency or Company.