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September 25, 2025

VIA EMAIL

FCRC@mocs.nyc.gov

Attn: Franchise and Concession Review Committee
Mayor's Office of Contract Services
255 Greenwich St, 9th Floor
New York, NY 10007

Re: Proposed Changes to the FCRC Concession Rules

Dear Franchise and Concession Review Committee:

We submit this letter on behalf of various clients that we represent before the Franchise and Concession Review Committee (FCRC). While we do not have any specific objections to the proposals, we do have a request for a clarification for the agency to consider. The current wording of the proposed rule does not make it clear what the agency intends by the procedure under the new definition of "Program-based Concession." We believe concessionaires would benefit from a further explanation on what the agency intends by this procedure, and for the FCRC to provide a clearer definition of Program-based Concession.

(e) Program-based Concessions.

(1) 'Program-Based Concessions' are those concessions which are part of a larger program or initiative for which an agency anticipates entering into multiple agreements for the provision of similar goods or services. For program-based concessions, the Committee need not approve the use of a different procedure, so long as the underlying program used to select the concessionaire has been approved by the FCRC per the requirements of 12 RCNY § 1-16(a)-(c).

Thank you for your consideration.

Very truly yours,



John L. Mascialino

From: Alex S.

Sent: Thursday, September 25, 2025 11:56 PM

To: FCRC (MOCS) <FCRC@mocs.nyc.gov>

Subject: [EXTERNAL] Comment for the 9/26 Public Hearing on FCRC Proposed Rules

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Hello,

I am submitting a comment on the proposed rules changes to the Franchise and Concession Review Committee's Concession Rules, Title 12 of the Rules of the City of New York, as a member of the NYC public and in my capacity as a private citizen.

I am writing in support of the proposed changes to the Concession Rules as I believe they will provide much needed updates to the Concession process and alleviate long-standing issues with the concessions process.

Specifically, the updates to match the language of the New York City Procurement Policy Board Rules will help make the concession process easier for both concessionaires and agencies by more closely aligning the concession process with the City's wider procurement process, including adding clear language on ethical standards, Equal Employment Opportunity policy language, and other quality of life process changes.

The substantive changes to the concession process to create a more streamlined and appropriately safeguarded small concession method and eliminating the less than 30 day concession process will result in a more transparent concession process that allows agencies to still use a streamlined concession process for low-value, immediate need, concessions while making sure those concessions are noticed to the FCRC and have appropriate safeguards against abuse in place.

Finally, the numerous other changes to the Concession Rules help modernize the rules and clarify ambiguous language, remove inconsistent requirements, and in general tighten up the concession rules for a cleaner, more efficient, and effective concession process for all involved.

For all these reasons, I am expressing my support for these rule changes and I hope the FCRC will vote in favor of amending the rules as updated once the notice period has closed. My thanks for your efforts on this legislative update and the work you do in this space.

Regards,

Alex Stamoulis