

# THE CITY RECORD

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THE CITY RECORD

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#### THE CITY RECORD

### MICHAEL R. BLOOMBERG, Mayor

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

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# PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

### BRONX BOROUGH PRESIDENT

PUBLIC HEARINGS

A PUBLIC HEARING IS BEING CALLED by the President of the Borough of The Bronx, Honorable Ruben Diaz Jr. for Tuesday, July 3, 2012 commencing at 10:00 A.M. in the office of the Borough President, 851 Grand Concourse, Room 206, The Bronx, New York 10451 on the following

### CD 9-ULURP APPLICATION NO: C 120173 ZMX -

IN THE MATTER OF AN application submitted by the New York City Housing Authority pursuant to Sections 197-c and 201 of the new York City Charter for an amendment of the Zoning Map, Section Nos. 6c and 7a, by changing from an R5 District to an R6 District property bounded by Randall Avenue, (southerly portion) and its easterly prolongation, Rosedale Avenue, Lacombe Avenue, Bronx River Avenue, and a line passing through a point at an angle 70 degrees southerly to the southerly street line of Randall Avenue (southerly portion) distant 180 feet easterly (as measured along the street line) from the point of intersection of the southerly street line of the southerly portion of Randall Avenue and the easterly street line of Bronx River Avenue, Borough of the Bronx, Community District 9, as shown on a diagram (for illustrative purposes only) dated April 23, 2012.

Related Applications N 120174 ZCX

### CD 11-ULURP APPLICATION NO: C 110401 MMX -

IN THE MATTER OF an application submitted by the Department of Design and Construction (DDC) pursuant to Sections 197-c and 199 of the New York City Charter for an amendment of the City Map involving the establishment of legal grades in Marconi Street north of Waters Place in Community District 11, Borough of the Bronx, in accordance with Map No. 13133, dated January 11, 2012 and signed by the Borough President.

ANYONE WISHING TO ATTEND MAY REGISTER AT THE HEARING. PLEASE DIRECT ANY QUESTIONS CONCERNING THESE MATTERS TO THE BOROUGH PRESIDENT'S OFFICE (718) 590-6124.

**☞** j26-jy2

### MEETING

NOTICE IS HEREBY GIVEN that Bronx Borough President Ruben Diaz Jr. will convene a meeting of the Bronx Borough Board on Thursday, June 28, 2012 in Veterans Memorial Hall (aka The Rotunda), 851 Grand Concourse, Bronx, New York 10451. This meeting will commence at 9:15 A.M. and will consider the following matter:

Application No: N 120213 NYP: The Department of City Planning has submitted proposed revisions to the New York City Waterfront Revitalization Program (WRP) for consideration under the rules for the process pursuant to New York City Charter Section 197-a.

j21-27

# QUEENS BOROUGH PRESIDENT

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Borough President of Queens, Helen Marshall, on Thursday, June 28, 2012 at 10:30 A.M., in the Borough Presidents Conference Room located at 120-55 Queens Boulevard, Kew Gardens, New York 11424, on the following

NOTE: Individuals requesting Sign Language Interpreters should contact the Borough President's Office, (718) 286-2860, TDD users should call (718) 286-2656, no later than FIVE BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

CD13 - BSA #292-55 BZ — IN THE MATTER of an application submitted by Alfonso Duarte on behalf of Narkeet Property, Inc., pursuant to Section 11-411 of the New York City Zoning Resolution, toe extend term of a previously approved variance for an additional 10 years and to waive the Rules of Practice and Procedure for the continued use as a gasoline service station in an R3-2 district located at 239-15 Jamaica Avenue, Block 8001, Lot 1, zoning map 15c, Bellerose, Borough of Queens.

CD08 - BSA #51-06 BZ — IN THE MATTER of an application submitted by Sheldon Lobel, PC on behalf of Rivoli Realty Corporation, pursuant to Sections 72-01 & 72-22 of the NYC ition, to amend a previously grante allowing the continued operation of a physical culture establishment (PCE) in a C1-2/R2A district located at 188-02/22 Union Turnpike, Block 7266, Lot 1, Zoning Map 14c, Fresh Meadows, Borough of Queens.

CD01 - BSA #13-12 BZ — IN THE MATTER of an application submitted by Georgios G. Georgopoulos, RA PC on behalf of Abumuktadir Rahman, pursuant to Section 72-21 of the NYC Zoning Resolution, for bulk variances to allow conversion of a residential building to a community facility in an R5B District located at 22-21 33rd Street, Block 832, Lot 22, Zoning Map 9c, Astoria, Borough of Queens.

CD01 - BSA #39-12 BZ — IN THE MATTER of an application submitted by Gerald J. Caliendo, RA AIA, Architect PC on Georgetown Realty Corp., pursuant to Section 73-53 of the NYC Zoning Resolution, for a Special Permit to allow proposed enlargement of a non-conforming warehouse (Use Group 16) in an R5 District located at 34-10 12th Street, Block 326, Lot 29, Zoning Map 9a, Ravenswood, Borough of

CD13 - BSA #50-12 BZ — IN THE MATTER of an application submitted by Gerald J. Caliendo, RA, AIA on behalf of 177-90 Holding LLČ/Donald McLoughlin, pursuant to Section 72-21 of the New York City Zoning Resolution, for a variance from use and a waiver of the minimum parking requirement to facilitate the construction of a one-story commercial building in an R3-2 district located at 177-60 South Conduit Avenue, Block 13312, Lot 146, zoning map 19b, Springfield Gardens, Borough of Queens.

CD08 - BSA #104-12 BZ — IN THE MATTER of an application submitted by Sheldon Lobel PC on behalf of Paula Jacob, pursuant to Section 11-411 of the NYC Zoning Resolution, to reinstate and extend the term of a previously approved variance allowing retail accessory parking on a portion of property in an R5 District located at 178-21 through 179-19 Hillside Avenue, Block 9937, Lot 60, Zoning Map 14d, Jamaica, Borough of Queens.

CD08 - BSA #141-12 BZ — IN THE MATTER of an application submitted by Eric Palatnik, PC on behalf of Won Hoon Cho, Inc., pursuant to Section 11-411 and 11-413 of the NYC Zoning Resolution, to reinstate, extend the term of a previously approved variance allowing retail uses and an amendment to allow installation new awnings and signage on property in an R4 District located at 65-02 164th Street/163-18 65th Avenue, Block 6762, Lot 53, Zoning Map 14c, Pomonok, Borough of Queens.

 $\mathrm{CD}12$  - BSA #152-12 BZ — IN THE MATTER of an application submitted by Rothkrug, Rothkrug & Spector, LLP on behalf of M.S.P. Realty Development, Inc., pursuant to Section 72-21 of the NYC Zoning Resolution, for a bulk variance to allow construction of a cellar and four-story mixed use building in an C2-4/R6A District located at 146-61 105th Avenue, Block 10055, Lot 19, Zoning Map 14d, Jamaica, Borough of Queens.

CD07 - ULURP #C120138 ZMQ — IN THE MATTER of an application submitted by Akerman Senterfitt, LLP on behalf of Frank Marando Landscape, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 7b, by changing from an R4A district to an M1-1 district property bounded by 11th Avenue, 131st Street, a line 200 feet southerly of 11th Avenue, and a line midway between 130th Street and 131st Street, Block 4010, Lots 39, 41, 43. 44, 46 and part of 58, zoning map 7b, College Point, Borough of Queens

CD08 - ULURP #110063 ZSQ — IN THE MATTER of an application submitted by Eric Palatnik PC on behalf of Utopia Realty LLC, pursuant to Sections 197-c and 201 of the NYC Charter and Section 74-90 of the NYC Zoning Resolution, for the grant of a Special Permit to allow a 298-bed nursing home in an R6 District on property located on the easterly side of Parsons Boulevard between 71st and 72nd Avenues, Block 6797, part of Lot 30, Pomonok, Borough of Queens. (Related application ULURP #110064 ZSQ)

CD08 - ULURP #110064 ZSQ — IN THE MATTER of an application submitted by Eric Palatnik PC on behalf of Utopia Realty LLC, pursuant to Sections 197-c and 201 of the NYC Charter and Section 74-902 of the NYC Zoning Resolution, to modify the requirements of Section 24-111 (maximum floor area for certain community facility uses) to permit the allowable community facility floor area ratio to allow a 298-bed nursing home in an R6 District on property located on the easterly side of Parsons Boulevard between 71st and 72nd Avenues, Block 6797, part of Lot 30, Pomonok, Borough of Queens. (Related application ULURP

CD12 - ULURP #110388 MMQ — IN THE MATTER of an application submitted by the Department of Transportation and the Department of Design & Construction, pursuant to Sections 197-c and 199 of the NYC Charter, for an amendment to the City Map involving the re-alignment, by widening, of a portion of 142nd Street south of 135th Avenue; and the extinguishment of grading easements, including authorization for any disposition or acquisition of real property related thereto, in Community Board 12, Borough of Queens, in accordance with Map No. 5014, dated February 15, 2012 and signed by the Borough President.

Citywide - ULURP #N120213 NPY — IN THE MATTER of an application submitted by the Department of City Planning, pursuant to Section 197-a of the NYC Charter, for the proposed Revised Waterfront Revitalization Program that would encourage development of maritime industry while ensuring protection of the environment, promote recreation both at the shoreline and in the water, provide design principles that consider the effects of climate change and sea level rise, and foster the preservation and restoration of ecologically significant sites in and around the waters of New York City.

CD03 - ULURP #C120260 PQQ — IN THE MATTER of an application submitted by Administration for Children

Services and Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the acquisition of property for continued use as a childcare center in an R3-2 district, located at 29-49 Gillmore Street, Block 1669, Lot 38, Zoning Map 10a, in East Elmhurst, Borough of Queens.

CD03 - ULURP #C120378 PCQ — IN THE MATTER of an application submitted by NYC Department of Parks and Recreation and Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the site selection and acquisition of property for use as a park in an R7-1 district, located at 36-16 79th Street, Block 1251, part of lot 12, Zoning Map 9d, Jackson Heights, Borough of Queens.

#### CITY COUNCIL

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT the Council has scheduled the following public hearing on the matters

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Chamber Room, City Hall, commencing at 9:30 **A.M. on Friday, June 29, 2012:** 

#### NEW YORK UNIVERSITY CORE

C 120077 MMM

Application submitted by New York University, pursuant to Sections 197-c and 199 of the New York City Charter and Section 5-430 et seq. of the New York City Administrative Code, for an amendment to the City Map involving:

- the narrowing, by elimination, discontinuance and closing, of Mercer Street between West Houston Street and West 4th Street, and of LaGuardia Place between Bleecker Street and West 3rd Street;
- the elimination, discontinuance and closing of portions of Mercer Street, West 3rd Street and West 4th Street below an upper limiting plane;
- the establishment of parks west of Mercer Street and east of LaGuardia Place between Bleecker Street and West 3rd Street; and
- the adjustment of legal grades necessitated thereby,

including authorization for any acquisition or disposition of real property related thereto, in accordance with Maps No. 30231 through No. 30233, dated December 22, 2011, Maps No. 30234 and No. 30235, dated December 22, 2011, revised June 6, 2012, and Map No. 30238, dated December 22, 2011, corrected June 6, 2012 (correction to map number), and signed by the Borough President.

### NEW YORK UNIVERSITY CORE

### MANHATTAN CB - 02

C 120122 ZMM

Application submitted by New York University pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 1 2c:

- 1. eliminating from within an existing R7-2 District a C1-5 District bounded by a line 340 feet northerly of Bleecker Street, a line 125 feet easterly of LaGuardia Place, a line 131 feet southerly of Bleecker Street, and LaGuardia Place;
- changing from an R7-2 District to a C1 -7 District 2. property bounded by West 3rd Street, Mercer Street, West Houston Street, LaGuardia Place, Bleecker Street, and LaGuardia Place;
- changing from a C6-2 District to an R7-2 District 3. property bounded by West 4th Street, Mercer Street, West 3rd Street, and the former centerline of Mercer Street; and
- changing from a C6-2 District to a C1-7 District 4. property bounded by West 3rd Street, Mercer Street, West Houston Street, and the former centerline of Mercer Street;

as shown on a diagram (for illustrative purposes only) dated January 3, 2012, and modified by the City Planning Commission on June 6, 2012.

### NEW YORK UNIVERSITY CORE

#### MANHATTAN CB - 02 N 120123 ZRM

Application submitted by New York University pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning special permit regulations for large scale general developments relating to Section 74-742 (Ownership) and Section 74-743 (Special Provisions for bulk modifications) on the zoning lots bounded by West Third Street, Mercer Street, West Houston Street, and LaGuardia Place.

Matter <u>Underlined</u> is new, to be added; Matter in Strikeout is old, to be deleted: Matter within # # is defined in Section 12-10;

Article 7 – Administration

Chapter 4 Special Permits by the City Planning Commission

74-742 Ownership

Except as otherwise provided in this Section, any #large-scale general development# for which application is made for a special permit in accordance with the provisions of Section 74-74 (Large- Scale General Development) shall be on a tract of land which at the time of application is all under the control of the applicant(s) as the owner(s) or holder(s) of a written option to purchase. No special permit shall be granted unless the applicant(s) acquired actual ownership (single fee ownership or alternate ownership arrangements according to the #zoning lot# definition in Section 12-10 (DEFINITIONS) for all #zoning lots# comprising the #largescale general development#) of, or executed a binding sales contract for, all of the property comprising such tract.

When a #large-scale general development# is located within a designated urban renewal area, the City's urban renewal agency, or a person authorized by such agency, may apply for and be granted a special permit under the provisions of Section 74-74 even though such #large-scale general development# does not meet the ownership requirements set forth elsewhere in this Section. All parcels comprising such #large-scale general development# shall be within the designated urban renewal area and subject to the urban renewal controls set forth in the approved urban renewal plan.

When a #large scale general development# is to be #developed# or #enlarged# through assemblage by any other governmental agency, or its agent, having the power of condemnation, a special permit may be applied for and granted under the provisions of Section 74 74 even though such # largescale general development# does not meet the ownership requirements set forth elsewhere in this Section.

A special permit may be applied for and granted under the provisions of Section 74-74, even though such #large-scale general development# does not meet the ownership requirements set forth elsewhere in this Section, when the site of such #large-scale general development# is:

- to be #developed# or #enlarged# through (a) assemblage by any other governmental agency, or its agent, having the power of condemnation, or
- partially under city ownership, within the former <u>(b)</u> Washington Square Southeast Urban Renewal Area, within Community District 2 in the Borough of Manhattan provided that the exception to the ownership requirements set forth herein shall apply only to tracts of land in city ownership.

\*\*\*\*

Special provisions for bulk modification

For a #large-scale general development#, the City Planning Commission may permit:

Within the former Washington Square Southeast Urban

Renewal Area, within Community District 2 in the Borough of Manhattan, where the Commission has approved a #largescale general development#, and a #lot line# of such #largescale general development# coincides with the boundary of a mapped #public park#, such #lot line# shall be considered to be a #street line# of a #wide street # for the purposes of applying all #use# and #bulk# regulations of this Resolution.

### NEW YORK UNIVERSITY CORE

### MANHATTAN CB - 02

C 120124 ZSM

Application submitted by New York University pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743 of the Zoning Resolution:

to allow the location of buildings without regard for the applicable height and setback, yards and distance between buildings; to facilitate the development of four new buildings, within a Large-Scale General Development generally bounded by West 3rd Street, Mercer Street, West Houston Street, and LaGuardia Place (Block 533, Lots 1 & 10, and Block 524, Lots 9 & 66), in a C1-7 District, is approved, subject to conditions.

j25-29

**CD 15** 

### 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, NY, on Wednesday, July 11, 2012 at 10:00 A.M.

### BOROUGH OF STATEN ISLAND Nos. 1, 2 & 3 WOLFE'S POND PARK

CD3 C 060494 MMR

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development and the Department of Parks and Recreation, pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving:

- the elimination of a portion of Wolfe's Pond Park
- north of Hylan Boulevard and west of Luten Avenue; the establishment of Cornelia Avenue north of Hylan Boulevard:
- the extinguishment of various record streets between Hylan Boulevard and Eylandt Street west of Luten Avenue; and
- the adjustment of legal grades necessitated thereby,

including authorization for any acquisition or disposition of real property related thereto, in accordance with Map No.  $060494~\mathrm{MMR}$  (BP Map No. 4212), dated December 21, 2011and signed by the Director of the Department of City Planning.

#### No. 2

C 060495 ZMR

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development and the Department of Parks and Recreation pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 33b:

- changing from an R1-2 District to an R3X District 1. property bounded by the southeasterly street line of Hylan Boulevard, the northwesterly prolongation of the southwesterly street line of Cornelia Avenue, the northwesterly street line of Hylan Boulevard, and the northwesterly prolongation of the northeasterly street line of Cornelia Avenue;
- changing from an R3-2 District to an R3X District 2. property bounded by the southeasterly street line of Hylan Boulevard, the southeasterly prolongation of a southwesterly boundary line of Wolfe's Pond Park, the northwesterly street line of Hylan Boulevard, and the northwesterly prolongation of the southwesterly street line of Cornelia Avenue; and
- 3. establishing within a former park an R3X District property bounded by the boundary lines of Wolfe's Pond Park, and the northwesterly street line of Hylan Boulevard;

as shown on a diagram (for illustrative purposes only) dated April 9, 2012.

#### No. 3

C 060496 HAR

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

- pursuant to Article 16 of the General Municipal Law of New York State for:
  - the designation of property located at 272-286 Cornelia Avenue (Block 6631, part of Lot 1) as an Urban Development Action Area: and
  - an Urban Development Action Area b) Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property,

to facilitate the disposition of eight single-family homes through HPD's Tenant Ownership Program or Asset Sales Program.

### Nos. 4 & 5 **VETERANS PLAZA**

C 110218 ZMR

IN THE MATTER OF an application submitted by The Marco Savo Irrevocable Trust, The Gino Savo Irrevocable Trust, and The Leonello Savo Jr. Irrevocable Trust and The Anthony Savo Irrevocable Trust, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 32d, by changing an M1-1 District to a C8-2 District property bounded by Veterans' Road West, a line 475 feet easterly of Waunner Street, a line 490 feet northerly of Veterans' Road West and its easterly prolongation, and a line passing through a point at an angle 125 degrees to the northerly street line of Veterans' Road distant 695 feet easterly (as measured along the street line) from the point of intersection of the northerly street line of Veterans' Road West, and the easterly street line of Waunner Street, as shown on a diagram (for illustrative purposes only), dated April 9, 2012.

### No. 5

C 110219 ZSR

IN THE MATTER OF an application submitted by The Marco Savo Irrevocable Trust, The Gino Savo Irrevocable Trust, and The Leonello Savo Jr. Irrevocable Trust and The Anthony Savo Irrevocable Trust, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743(a)(2) to modify the requirements of Section 33-26 (Minimum Required Rear Yard) to allow a 35-foot high 2-story portion of a building ne 20-foot required rear yard, in connection proposed commercial development, within a large-scale general development on the northerly side of Veterans' Road West 475 feet easterly of Waunner Street, in a C8-2\* District, within the Special South Richmond Development District.

\*Note: The site is proposed to be rezoned by changing an M1-1 District to a C8-2 District under a concurrent related application (C 110218 ZMR).

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.

#### BOROUGH OF BROOKLYN No. 6 GRAVESEND BRANCH LIBRARY

C 120271 PQK IN THE MATTER OF an application submitted by the

Brooklyn Public Library and the Department of Citywide Administrative Services pursuant to Section 197-c of the New York City Charter, for acquisition of property located at 303 Avenue X (Block 7174, Lot 96) for continued use as a branch library.

# BOROUGH OF MANHATTAN Nos. 7-18 SEWARD PARK

C 120226 ZMM

IN THE MATTER OF an application submitted by the NYC Department of Housing Preservation & Development

pursuant to Sections 197-c and 201 of the New York City Charter, for amendment of the Zoning Map, Section No. 12c, by establishing within an existing R8 District a C2-5 District bounded by the westerly centerline prolongation of Delancey Street (northerly portion, at Clinton Street), Clinton Street\*\* Delancey Street\*\* (southerly portion), a line 150 feet easterly of Clinton Street\*\*, Broome Street, Clinton Street\*\*, Grand Street\*\*, Suffolk Street\*\*, Broome Street\*\*, and Norfolk Street\*\*, as shown on a diagram (for illustrative purposes only), dated March 26, 2012.

\*\*Note: All and/or portions of these streets are the subject of a concurrent related application (C 120156 MMM) for a change in the City Map.

#### No. 8

#### N 120227 ZRM

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD) and Department of Citywide Administrative Services (DCAS), pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Sections 74-743 (Special Provisions for bulk modifications) and 74-744 (Modification of use regulations) concerning special permit regulations for large scale general developments, relating to the former Seward Park Extension Urban Renewal Area.

Matter in underline is new, to be added; Matter in strikeout is old, to be deleted;

Matter within # # is defined in Section 12-10: indicates where unchanged text remains in the Zoning Resolution

#### Article VII Chapter 4 Special Permits by the City Planning Commission

# Large-Scale General Development

#### 74-743 Special provisions for bulk modification

- (a) For a #large-scale general development#, the City Planning Commission may permit:
  - distribution of total allowable #floor area#, #rooming units#, #dwelling units#, #lot coverage# and total required #open space# under the applicable district regulations within a #large-scale general development# without regard for #zoning lot lines# or district boundaries, subject to the following limitations:
    - (i) no distribution of #bulk# across the boundary of two districts shall be permitted for a #use# utilizing such #bulk# unless such #use# is permitted in both districts;
    - when a #large-scale general (ii) development# is located partially in a #Residence District# or in a C1, C2, C3 or C4-1 District and partially in other #Commercial# or #Manufacturing Districts#, no transfer of commercial #floor area# to a #Residence District# or to a C1, C2, C3 or C4-1 District from other districts shall be permitted; except that for a #large-scale general development# located partially or wholly within the former Seward Park Extension Urban Renewal Area, a transfer of commercial #floor area# from a C6 District to a C2 District may be permitted;
  - (2)location of #buildings# without regard for the applicable #yard#, #court#, distance between #buildings#, or height and setback regulations;
  - in an #Inclusionary Housing designated area# in a C4-7 District within the boundaries of Manhattan Community District 7, for the purpose of applying the (3) Inclusionary Housing Program within such #Inclusionary Housing designated area#, as set forth in a restrictive declaration:
    - (i) modification of the base and maximum #floor area ratios# specified in Section 23-952 (Floor area compensation in Inclusionary Housing designated areas), not to exceed the maximum #floor area ratios# permitted by the underlying district, based on a proportionality between #affordable floor area#, as defined in Section 23-911, and #residential floor area# in #buildings# containing multiple #uses#; and
    - modification of the requirements (ii) regarding distribution of #affordable housing units#, as defined in Section 23-911, specified in paragraph (b) of Section 23-96 (Requirements for Generating Sites);-or

- within the boundaries of Community (4)District 3 in the Bronx, portions of any #building#, at any level, that contain permitted or required #accessory# offstreet parking spaces, to be excluded from the calculation of #lot coverage#-; or
- for a #large-scale general development# <u>(5)</u> located partially or wholly within the former Seward Park Extension Urban Renewal Area, waiver of the planting requirements of Section 23-892 (In R6 through R10 Districts), provided the area between the #street line# and the #street walls# of the #building# and their prolongations is to be improved as a publicly accessible widened sidewalk.

#### 74-744 Modification of use regulations

**#Use#** modifications

<u>(3)</u>

- $\underline{Retail\ Establishments}$ For a #large-scale general development# located partially or wholly within the former Seward Park Extension Urban Renewal Area, the City Planning Commission may modify applicable district regulations to allow Use Groups 10, 11A and 12A except for arenas or auditoriums, skating rinks, public auction rooms, trade expositions and stadiums, provided the Commission finds that:
  - <u>(i)</u> such #uses# will not impair the character of future #uses# or development of the surrounding area; and
  - the #streets# providing access to <u>(ii)</u> such #uses# will be adequate to handle the traffic generated thereby
- (c) Modifications of #sign# regulations
  - In all #Commercial# or #Manufacturing <u>(1)</u> Districts#, the City Planning Commission may, for #developments# or #enlargements# subject to the provisions of paragraphs (a)(1), (a)(2) or (a)(3) of Section 74-743 (Special provisions for bulk modification), permit the modification of the applicable provisions of Sections 32-64 (Surface Area and Illumination Provisions), 32-65 (Permitted Projection or Height of Signs), 32-66 (Additional Regulations for Signs Near Certain Parks and Designated Arterial Highways), 42-53 (Surface Area and Illumination Provisions), 42-54 (Permitted Projection or Height of Signs), 42-55 (Additional Regulations for Signs Near Certain Parks and Designated Arterial Highways) and the limitations on the location of #signs# in Sections 32-51 and 42-44 (Limitations on Business Entrances, Show Windows or Signs), provided the Commission finds that such modification will result in a better site
  - (2)For a #large-scale general development# located partially or wholly within the former Seward Park Extension Urban Renewal Area, the City Planning Commission, by authorization, may make the #sign# regulations of a C6-1 District applicable to those portions of such #large-scale general development# within a C2 District, and in addition, may modify the provisions of Section 32-68 (Permitted Signs on Residential or Mixed Buildings) to allow #signs accessory# to non-#residential uses# above the level of the finished floor of the third #story#, provided such #signs# do not exceed a height of 40 feet above #curb level#. In Commission shall find that such modifications are consistent with the amount, type and location of #commercial uses# that the Commission finds appropriate within such #large-scale general development#.

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

### No. 9

#### CD 3 C 120228 ZSM

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of special permits pursuant to the following sections of the Zoning Resolution:

- 1. 74-743(a)(1)\* to modify the applicable district regulations to allow the distribution of total allowable floor area, dwelling units and lot coverage under the applicable district regulations within a large-scale general development without regard for zoning lot lines or district boundaries:
- 2. 74-743(a)(2) to modify the applicable district regulations to allow the location of buildings without regard for the applicable yard, court, distance between buildings, height and setback regulations; and

- 3. 74-743(a)(10)\* to modify the applicable district regulations to allow the areas of the zoning lot between the street line and the street walls of the proposed buildings to be improved as publicly-accessible widened sidewalk; in connection with a proposed mixed use development, within a large-scale general development bounded by Delancey Street\*\*, a line 150 feet easterly of Clinton Street\*\*, Broome Street\*\*, Clinton Street\*\*, Grand Street\*\*, Suffolk Street\*\*, Broome Street\*\*, Essex Street, a line 95.62 feet northerly of Broome Street\*\*, a line 50.54 feet westerly of Es-sex Street, Broome Street, Ludlow Street, a line 155 feet northerly of Broome Street, and Essex Street (Block 346, p/o Lot 40, Block 347, Lot 71, Block 352, Lots 1 & 28, and Block 409, Lot 56), in R8/C2-5\*\*\* and C6-1 Districts, partially within the former Seward Park Extension Urban Renewal Area.
- \* Note: Section 74-743 is proposed to be changed under a concurrent related application (N 120227 ZRM) for a zoning text amendment.
- \*\*Note: All and/or portions of these streets are the subject of a concurrent related application (C 120156 MMM) for a change in the City Map.
- \*\*\*Note: The site is proposed to be rezoned by establishing a C2-5 District within an existing R8 District under a concurrent related application (C 120226 ZMM).

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. 10

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#### C 120229 ZSM

IN THE MATTER OF an application submitted by the Department of Housing Preservation & Development pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of special permits pursuant to the following sections of the Zoning Resolution:

- 1. 74-744(a)(3)\* to modify the applicable district regulations to allow Use Groups 10, 11A and 12A except for arenas or auditoriums, skating rinks, public auction rooms, trade expositions and stadiums within the R8/C2-5\*\*\* District; and
- 2. 74-744(b) to modify the applicable district regulations to allow residential and non-residential uses to be arranged within a building without regard for the location requirements of Section 32-42;

in connection with a proposed mixed use development, within a large-scale general development bounded by Delancey Street\*\*, a line 150 feet easterly of Clinton Street\*\*, Broome Street\*\*, Clinton Street\*\*, Grand Street\*\*, Suffolk Street\*\*, Broome Street\*\*, Essex Street, a line 95.62 feet northerly of Broome Street\*\*, a line 50.54 feet westerly of Es-sex Street, Broome Street, Ludlow Street, a line 155 feet northerly of Broome Street, and Essex Street (Block 346, p/o Lot 40, Block 347, Lot 71, Block 352, Lots 1 & 28, and Block 409, Lot 56), in R8/C2-5\*\*\* and C6-1 Districts, partially with-in the former Seward Park Extension Urban renewal Area.

- \* Note: Section 74-744 is proposed to be changed under a concurrent related application (N 120227 ZRM) for a zoning text amendment.
- \*\*Note: All and/or portions of these streets are the subject of a concurrent related application (C 120156 MMM) for a change in the City Map.
- \*\*\*Note: The site is proposed to be rezoned by establishing a C2-5 District within an existing R8 District under a concurrent related application (C 120226 ZMM).

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

### No. 11

### C 120231 ZSM

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow a public parking garage with a maximum capacity of 168 spaces on portions of the ground floor, cellar level 1 and cellar level 2 of a proposed development on property bounded by Delancey Street, Norfolk Street, Broome Street and Essex Street (Site 2, Block 352, p/o Lot 1 and Lot 28), in a C6-1

Plans for this proposal are on file with the City Planning New York, N.Y. 10007.

### No. 12

#### CD 3 C 120233 ZSM

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow a public parking garage with a maximum capacity of 250 spaces on portions of the ground floor, cellar level 1 and cellar level 2 of a proposed development on property bounded by Delancey Street\*\*, Suffolk Street\*\*, Broome Street\*\* and Norfolk Street ( Site 3, Block 346, p/o Lot 40), in an R8/C2-5\*\*\*

- \*\*Note: All and/or portions of these streets are the subject of a concurrent related application (C 120156 MMM) for a change in the City Map.
- \*\*\*Note: The site is proposed to be rezoned by establishing a C2-5 District within an existing R8 District under a concurrent related application (C 120226 ZMM).

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. 13

C 120234 ZSM IN THE MATTER OF an application submitted by the New

York City Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow a public parking garage with a maximum capacity of 250 spaces on portions of the ground floor, cellar level  $\overset{\circ}{1}$  and cellar level 2 of a proposed development on property bounded by Delancey Street\*\*, Clinton Street\*\*, Broome Street\*\* and Suffolk Street (Site 4, Block 346, p/o Lot 40), in an R8/C2-5\*\*\*

\*\*Note: All and/or portions of these streets are the subject of a concurrent related application (C 120156 MMM) for a change in the City Map.

\*\*\*Note: The site is proposed to be rezoned by establishing a C2-5 District within an existing R8 District under a concurrent related application (C 120226 ZMM).

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.14

#### CD 3 C 120235 ZSM

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow a public parking garage with a maximum capacity of 305 spaces on portions of the ground floor, cellar level 1 and cellar level 2 of a proposed development on property bounded by Broome Street\*\*, Clinton Street\*\*, Grand Street\*\* and Suffolk Street (Site 5, Block 346, p/o Lot 40), in an R8/C2-5\*\*\*

\*\*Note: All and/or portions of these streets are the subject of a concurrent related application (C 120156 MMM) for a change in the City Map.

\*\*\*Note: The site is proposed to be rezoned by establishing a C2-5 District within an existing R8 District under a concurrent related application (C 120226 ZMM).

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. 15

#### CD 3 N 120236 HAM

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - the designation of properties located on Essex, Delancey, Norfolk, Grand, Stanton a) and Broome streets (Block 346, part of Lot 40; Block 347, Lot 71; Block 352, Lots 1, 28; Block 352, Lot 44; Block 354, Lots 1, 12; and Block 409, Lot 56) as an Urban Development Action Area; and
  - an Urban Development Action Area b) Project for such area;

to facilitate the development of residential, community facility and commercial uses, including the redevelopment of the Essex Street Market.

### No. 16

### C 120237 PQM IN THE MATTER OF an application submitted by the

Department of Citywide Administrative Services pursuant to Section 197-c of the New York City Charter, for acquisition of property bounded by Essex, Delancey, Norfolk, and Broome streets (Block 353, p/o Lots 1 and 28).

### No. 17

### C 120156 MMM

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development, pursuant to Sections 197-c and 199 of the New York City Charter and Section 5-430 et seq. of the New York City Administrative Code, for an amendment to the City Map involving:

- the establishment of Broome Street between Norfolk Street and Clinton Street;
- the establishment of Suffolk Street between Grand

Street and Delancey Street;

CD 3

- the narrowing, by elimination, discontinuance and closing, of Clinton Street between Grand Street and Delancey Street;
- the narrowing, by elimination, discontinuance and closing, of Delancey Street between Norfolk Street and Clinton Street
- the establishment of the name Delancey Street for the Unnamed Street between Clinton Street and Franklin D. Roosevelt Drive;
- and the adjustment of grades necessitated thereby,

including authorization for any disposition or acquisition of real property related thereto, in accordance with Map No. 30236, dated March 14, 2012 and signed by the Borough President.

### No. 18

### C 120245 PPM

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD) and the New York City Department of Citywide Administrative Services (DCAS), pursuant to Section 197-c of the Charter, for disposition of city-owned property (Block 346, p/o of Lot 40; Block 347, Lot 71; Block 352, Lots 1 and 28: Block 353, Lot 44; Block 354, Lots 1 and 12; and Block 409, Lot 56), by HPD to a future developer or by DCAS to the New York City Economic Development Corporation (EDC) or a successor local development corporation, and which are subject to a restriction of compliance with the terms of the related UDAAP Project Summary (N120236HAM).

### NOTICE

On Wednesday, July 11, 2012, at 10:00 A.M., in Spector Hall, at the Department of City Planning, 22 Reade Street, in Lower Manhattan, a public hearing is being held by the Office of the Deputy Mayor for Economic Development in conjunction with the above ULURP hearing to receive comments related to a Draft Generic Environmental Impact Statement (DGEIS) concerning zoning map changes and zoning text amendments, zoning special permits for a large scale general development (LSGD) consisting of six sites and public parking garages on four sites, authorization to modify signage regulations, City map amendment to map and demap various streets within the project area, the disposition of City-owned property, approval of an Urban Development Action Area Project (UDAAP), and an acquisition for the purpose of relocating the Essex Street Market. The proposed actions would facilitate an initiative by the Office of the Deputy Mayor for Economic Development to allow for the implementation of an approximately 1.7 million gross square feet of mixed-use development on ten city-owned sites. These ten sites are located in Manhattan Community District 3 generally along Delancey and Essex Streets on the Lower East Side.

The zoning map amendment would place a C2-5 commercial overlay on four sites (Block 346, Lot 40 and Block 347, Lot 71) within the proposed LSGD. The zoning text amendments would modify ZR Sections 74-743 and 74-744 to eliminate the planting strip requirement in the proposed sidewalk widening; allow commercial floor area ratio to be shifted from the C6 district to the C2 district; allow Use Group 10, 11A, and certain 12A uses in the C2 zoning district; and, allow the modification of certain signage regulations. Mayoral and Borough Board approval of the business terms with the developer or developers to be selected pursuant to Request for Proposals (RFPs) may also be required, as applicable. Should the discretionary actions subject to ULURP be approved, an RFP process would commence to solicit proposals for development under the approvals. Construction financing for the residential buildings may come from a variety of private and public (local, state, and federal) sources. Comments are requested on the DGEIS and will be accepted until Monday, July 23, 2012. This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 11DME012M.

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

**j**26-jy11

### **EDUCATIONAL CONSTRUCTION FUND**

■ MEETING

The Trustees and Executive Director of the New York City Educational Construction Fund hereby provide notice of its Meeting to be held on Friday, June 29, 2012. This meeting will take place at the offices of the New York City Office of Management and Budget, 75 Park Place, New York, NY, in Conference Room 6M-4. The meeting time is 9:00 A.M.

For information contact Juanita Rosillo at (718) 472-8285.

**☞** j26-28

#### EQUAL EMPLOYMENT PRACTICES **COMMISSION**

■ MEETING

The next meeting of the Equal Employment Practices Commission will be held in the Commission's Conference Room/Library at 253 Broadway (Suite 602) on Thursday, June 28, 2012 at 9:15 A.M.

j22-28

### **HOUSING AUTHORITY**

■ MEETING

Please be advised that the New York City Housing Authority's Board Meeting scheduled for Thursday, July 5, 2012 has been rescheduled to Tuesday, July 3, 2012 at 10:00 A.M. in the Board Room on the 12th Floor at 250 Broadway,

j25-jy3

### LANDMARKS PRESERVATION **COMMISSION**

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **July 10, 2012 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 BROOKLYN 12-9625 - Block 1958, lot 1954 Greene Street, aka 375 Adelphi Street - Fort Greene Historic District

A rowhouse built c.1868 and altered in the 20th century and a garage. Application is to resurface and alter the facades and stoops, demolish the garage, and install balconies and fencing. Community District 2.

### CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 13-1756 - Block 221, lot 29-70 Henry Street - Brooklyn Heights Historic District A one-story store building built in the 19th Century. Application is to demolish the existing building and construct a new five story building. Zoned R7-1, C1-5. Community District 2.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF BROOKLYN 13-2618 - Block 264, lot 17-130 Clinton Street - Brooklyn Heights Historic District A commercial Gothic style office building designed by Mortimer E. Freehof and built in 1925. Application is to replace storefront infill. Community District 2.

### CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 12-7856 - Block 1964, lot 55-40 Cambridge Place - Clinton Hill Historic District A vernacular French Second Empire style semi-detached frame house, built circa 1866. Application is to construct a rear addition and entrance portico and replace windows and a fence. Zoned R-6b. Community District 2.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF BROOKLYN 13-0961 - Block 1065, lot 23-854 Union Street - Park Slope Historic District A neo-Classical style rowhouse designed by Axel Hedman and built in 1902. Application is to construct a stair bulkhead and roof deck and raise the parapet. Community District 6.

#### CERTIFICATE OF APPROPRIATENESS BOROUGH OF BROOKLYN 13-0196 - Block 1059, lot 48-26 8th Avenue - Park Slope Historic District A neo-Grec style rowhouse designed by William Flanagan and built in 1883. Application is to remove bluestone to

enlarge a tree pit. Community District 6.

Community District 6.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF BROOKLYN 13-2550 - Block 323, lot 29, 31-439-441 Henry Street - Cobble Hill Historic District Two Italianate style rowhouses built by 1848, with a mansard roof added at # 441 in the 1860s. Application is to replace windows at the front facades, modify the areaway fence and paving, and basement window openings.

### CERTIFICATE OF APPROPRIATENESS BOROUGH OF BROOKLYN 13-0503 - Block 312, lot 28-232 Court Street - Cobble Hill Historic District A mid-19th century Greek Revival style residential building,

built with a ground floor storefront. Application is to install storefront infill and signage. Community District 6. CERTIFICATE OF APPROPRIATENESS BOROUGH OF BROOKLYN 12-2348 - Block 322, lot 12-

### 37 Cheever Place - Cobble Hill Historic District An Italianate style rowhouse built c. 1853. Application is to construct a rear yard addition. Zoned R6-B. Community District 6.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 13-2358 - Block 97, lot 10-12-104-106 South Street - South Street Seaport Historic District A commercial building built in 1823 and altered between 1855-66; a commercial building built in 1824-25 and altered in 1870; and a commercial building built in 1823 and altered in 1855. Application is to construct rooftop additions, replace windows, enlarge window openings, and install storefront infill and canopies. Zoned C6-2A. Community District 1.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 12-5920 - Block 194, lot 40-405 Broadway - Tribeca East Historic District A store and loft building built in 1853-1854 and altered by Clarence L. Sefert in 1908. Application is to establish a Master Plan governing the future installation of painted wall signs. Zoned M1-5. Community District 1.

#### CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 13-1729 - Block 487, lot 6-498 Broome Street - SoHo-Cast Iron Historic District A store building designed by Ernest Greis, and built in 1885. Application is to construct a rooftop addition, replace windows, and install storefront infill. Community District 2.

MODIFICATION OF USE AND BULK - Block 487, lot 6-498 Broome Street - SoHo-Cast Iron Historic District A store building designed by Ernest Greis, and built in 1885. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for Modification of Use Pursuant to Section 74-711 of the Zoning Resolution. Zoned M1-5A. Community District 2.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 13-2740 - Block 643, lot 1-95 Horatio Street - Gansevoort Market Historic District A complex of seven neo-Classical style warehouse and office buildings built between 1897 and 1935. Application is to replace two roof-top cooling towers. Community District 2.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 13-1285 - Block 588, lot 23-308 Bleecker Street - Greenwich Village Historic District A building built in 1847. Application is to construct a rear yard addition. Zoned C1-6/C2-6. Community District 2.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 13-1240 - Block 588, lot 22-310 Bleecker Street- Greenwich Village Historic District A building built in 1847. Application is to construct a rear yard addition. Zoned C1-6. Community District 2.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 12-9201 - Block 585, lot 50-117 Bedford Street, aka 126-128 Christopher Street -Greenwich Village Historic District

A Greek Revival style townhouse built in 1843. Application is to construct rear yard and rooftop additions. Zoned C1-6/R7. Community District 2.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 12-9527 - Block 583, lot 38-28 7th Avenue South - Greenwich Village Historic District

A one-story brick building built in 1921. Application is to legalize the installation of rooftop HVAC in non-compliance with Miscellaneous Amendment 12-1361.

Community District 2.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 12-6776 - Block 590, lot 11-

277 Bleecker Street, aka 32 Jones Street - Greenwich Village Historic District

An Romanesque/Renaissance Revival style tenement building with a commercial ground floor designed by Max Muller and built in 1899-1901. Application is to install a sidewalk railing, a cellar storefront, and modify the ground floor storefront. Community District 2.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 13-1857 - Block 521, lot 13-307-309 Mott Street - NoHo East Historic District A pair of Italianate style tenement buildings built c. 1867-68. Application is to legalize alterations to facade while a permit is pending, legalize the installation of entrances without Landmarks Preservation Commission permits, and to install light fixtures and new windows. Community District 2.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 13-1414 - Block 530, lot 25-37 Great Jones Street - NoHo Historic District Extension A utilitarian style garage and warehouse building designed by Lewis C. Patton and built in 1917-18. Application is to alter the front and rear facades and construct a rooftop addition. Zoned M1-5B. Community District 2.

MODIFICATION OF USE AND BULK

BOROUGH OF MANHATTAN 13-1415 - Block 530, lot 25-37 Great Jones Street - NoHo Historic District Extension A utilitarian style garage and warehouse building designed by Lewis C. Patton and built in 1917-18. Application is to request that the Landmarks Preservation Commission issue a report to City Planning Commission relating to an application for a Modification of Use Pursuant to Section 74-711 of the Zoning Resolution. Zoned M1-5B. Community District 2.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 13-0323 - Block 531, lot 45-48 Great Jones Street - NoHo Historic District Extension A Renaissance Revival style store and loft building designed by A.V. Porter and built in 1896-97. Application is to replace storefront infill. Community District 2.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 12-6967 - Block 465, lot 10-106 East 10th Street - St. Mark's Historic District A late Italianate style rowhouse, designed by J. J. Jardine and built in 1867. Application is to construct a rooftop bulkhead, modify a parapet, and excavate the rear yard. Community District 3.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 12-7092 - Block465, lot 12-110 East 10th Street - St. Mark's Historic District A late Italianate style rowhouse, designed by J. J. Jardine and built in 1867. Application is to excavate the rear yard. Community District 3.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 13-2619 - Block 835, lot 41-350 Fifth Avenue - The Empire State Building - Individual Landmark and Interior Landmark

An Art Deco style office building with an Art Deco style lobby, all designed by Shreve, Lamb and Harmon and built in 1930-31. Application is to establish a master plan governing the future installation of elevator control stanchions. Community District 5.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 12-5106 - Block 830, lot 37-250-252 Fifth Avenue, aka 1-5 West 28th Street - Madison North Square Historic District

A neo-Classical style bank building designed by McKim, Meade and White and built between 1907 and 1928. Application is to construct a new building, construct a rooftop addition, replace doors, alter openings and install a canopy. Zoned M1-6/C5-2. Community District 5.

BOROUGH OF MANHATTAN 12-9276 - Block 1216, lot 23-115 West 85th Street- Upper West Side/Central Park West Historic District

A Queen Anne/Romanesque Revival style rowhouse designed by John G. Prague and built in 1890-91. Application is to construct rooftop and rear yard additions. Zoned R8B. Community District 7.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 13-1260 - Block 1407, lot 8-117 East 72nd Street - Upper East Side Historic District A Colonial Revival style apartment building designed by Kenneth M. Murchison and built in 1927-28. Application is to construct a rooftop pergola. Community District 8.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 12-8569 - Block 1406, lot 1-737 Park Avenue - Upper East Side Historic District A Classicizing Art-Deco style apartment building designed by Sylvan Bien and built in 1940. Application is to replace windows. Community District 8.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 12-9093 - Block 1409, lot 50-170 East 75th Street - Upper East Side Historic District Extension

An Arts and Crafts style rowhouse designed by Hill and Stout and built in 1880-81, and converted into an automobile stable in 1902. Application is to construct additions and modify a dormer. Zoned C1-8X. Community District 8.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 13-0288 - Block 1492, lot 1-990 Fifth Avenue, aka 1 East 80th Street - Metropolitan Museum Historic District

An apartment building designed by Rosario Candela and built in 1926. Application is to replace windows. Community District 8.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 12-9567 - Block 1506, lot 6-3 East 94th Street - Carnegie Hill Historic District A townhouse built in 1893-95 and redesigned in the neo-Renaissance style by Mott B. Schmidt in 1919. Application is to alter the front entrance and to replace the stoop and areaway railings. Community District 8.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 13-2205 - Block 2060, lot 36-721 St. Nicholas Avenue - Hamilton Heights /Sugar Hill Historic District A Victorian Romanesque style rowhouse designed by Hugh M. Reynolds and built in 1890-91. Application is to construct a rooftop addition. Zoned C1-2. Community District 9.

**☞** j26-jy10

#### SMALL BUSINESS SERVICES

#### BUSINESS DEVELOPMENT

■ MEETING

The New York City Industrial Business Zone Boundary Commission has scheduled a meeting on June 28, 2012 at 2:30 P.M. at 110 William Street, 4th Floor, Conference Room

The Industrial Business Zone Boundary Commission will be convened to review the existing Industrial Business Zone (IBZ) boundaries. The Commission was first convened in November 2005 for the initial creation of IBZs and associated ombudsman areas within the City of New York. If you would like additional information, please contact Kathleen Ahn, General Counsel, New York City Department of Small Business Services, 110 William Street, NY, NY 10038, 7th Floor; (212) 513-6391.

j22-26

#### **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, June 27, 2012. 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 The Trustee of Columbia University in the City of New York to construct, maintain and use a conduit, together with pull boxes, under and along West 168th Street and under, across and along Audubon Avenue, in the Borough of Manhattan The proposed revocable consent is for a term of ten years from the date of approval by the Mayor to June 30, 2023 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, 2013- \$7,536/annum.

For the period July 1, 2013 to June 30, 2014 - \$7,755 For the period July 1, 2014 to June 30, 2015 - \$7,974 For the period July 1, 2015 to June 30, 2016 - \$8,193For the period July 1, 2016 to June 30, 2017 - \$8,412 For the period July 1, 2017 to June 30, 2018 - \$8,631 For the period July 1, 2018 to June 30, 2019 - \$8,850 For the period July 1, 2019 to June 30, 2020 - \$9,069 For the period July 1, 2020 to June 30, 2021 - \$9,288 For the period July 1, 2021 to June 30, 2022 - \$9,507 For the period July 1, 2022 to June 30, 2023 - \$9,726

the maintenance of a security deposit in the sum of \$9,800 and the insurance shall be in the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#2 In the matter of a proposed revocable consent authorizing Richard Cantor and Esther Altmann to construct, maintain and use a stoop on the south sidewalk of West 87th Street, west of West End Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of approval by the Mayor to June 30, 2023 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, 2023 - \$25/annum.

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

#3 In the matter of a proposed revocable consent authorizing Francesco Scattone and Judith Gibbons to construct, maintain and use a stoop and a fenced-in area on the south sidewalk of East 93rd Street, west of Madison Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of approval by the Mayor to June 30, 2023 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, 2023 - \$25/annum.

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

#4 In the matter of a proposed revocable consent authorizing Kurt W. Rueloffs Jr. and Shyanne Rueloffs to construct, maintain and use a stoop and a stair on the south sidewalk of West 88th Street, east of Central Park West, 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,

2023 and provides among others terms and condition for compensation payable to the city according to the following schedule:

From the Approval Date to June 30, 2023 - \$25/annum.

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

i7-27

### PROPERTY DISPOSITION

#### CITYWIDE ADMINISTRATIVE **SERVICES**

OFFICE OF CITYWIDE PURCHASING

■ SALE BY SEALED BID

SALE OF: METAL MEZZANINE AND GAS HEATERS, USED.

S.P.#: 12023

**DUE:** June 28, 2012

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.

DCAS, Office of Citywide Purchasing, 18th Floor Bid Room, Municipal Building, New York, NY 10007. For sales proposal, contact Gladys Genoves-McCauley (718) 417-2156.

j15-28

#### **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.

NQUIRIES

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**

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

● Win More Contracts at nyc.gov/competetowin

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

#### ADMINISTRATION FOR CHILDREN'S **SERVICES**

SOLICITATIONS

 $Human/Client\ Services$ 

#### NON-SECURE DETENTION GROUP HOMES

 $Negotiated\ Acquisition-Judgment\ required\ in\ evaluating\ proposals-PIN\#\ 06811N0004-DUE\ 05-31-13\ AT\ 2:00\ P.M.$ The Administration for Children's Services, Division of Youth and Family Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 2:00 P.M. on 5/31/13.

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.

3dd daw and time specimed above. Administration for Children's Services, 150 William Street, 9th Floor, New York, NY 10038. Patricia Chabla (212) 341-3505; Fax: (212) 341-3625;

patricia.chabla@dfa.state.ny.us

j1-n14

#### **QUEENS BOROUGH PRESIDENT**

■ INTENT TO AWARD

Services (Other Than Human Services)

COMPUTER AND OTHER RELATED SERVICES Renewal – PIN# 01320130001 – DUE 06-29-12 AT 5:00 P.M. – In accordance with PPB Rules, Section 4-04, Renewals, this is a public notice of Intent to Renew for Computer Consulting and Other Related Services for the Office of the Queens Borough President to Citysoft, Inc. The contract shall run from July 1, 2012 to June 30, 2013 (first of three renewals)

and may not exceed \$75,000. Any questions/comments, please contact the Agency Chief Contracting Officer, Carol Ricci, at (718) 286-2660 or email her at cricci@queensbp.org 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.

Queens Borough President, 120-55 Queens Boulevard, Room 250, Kew Gardens, NY 11424. P. Horan (718) 286-2660.

**☞** j26

CHIEF MEDICAL EXAMINER

CONTRACTS

SOLICITATIONS

 $Goods \ \& \ Services$ 

CORRECTION: OCME DNA FORENSIC SWAB AND SWAB KIT – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 81609ME0010 – DUE 09-13-12 AT 3:00 P.M. – This is a concessions RFP for the license rights or the right to act as licensing agent for the manufacture, sale and distribution of OCME DNA forensic swab and swab kit.

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 Chief Medical Examiner, 421 East 26th Street, 10th Floor, New York, NY 10016.
Althea Samuels (212) 323-1730; Fax: (646) 500-5548;

asamuels@ocme.nyc.gov

j14-27

#### CITYWIDE ADMINISTRATIVE **SERVICES**

MUNICIPAL SUPPLY SERVICES

AWARDS

Goods

SAUCES, SEASONING, CONDIMENTS AND SPICES -DOC – Competitive Sealed Bids – PIN# 8571200499 –
AMT: \$49,588.50 – TO: Universal Coffee Corp., 123 47th
Street, P.O. Box 320187, Brooklyn, NY 11232.

SAUCES, SEASONING, CONDIMENTS AND SPICES

- DOC - Competitive Sealed Bids - PIN# 8571200499 -AMT: \$46,344.00 – TO: Majestic Int'l Spice Corp., 6433 Canning Street, Commerce, CA 90040.

• SAUCES, SEASONING, CONDIMENTS AND SPICES - DOC - Competitive Sealed Bids - PIN# 8571200499 -AMT: \$89,553.56 – TO: H. Schrier and Company Inc., 4901 Glenwood Road, Brooklyn, NY 11234.

• SAUCES, SEASONING, CONDIMENTS AND SPICES - DOC - Competitive Sealed Bids - PIN# 8571200499 AMT: \$81,484.80 – TO: Universal Atlantic Inc., 1567 46th

Milit \$65,456.60 − 10. Chrystal Atlanta Inc., 1867 466.18

Street, Brooklyn, NY 11219.

MEATS AND POULTRY "GENERAL POPULATION"

D.O.C. − Competitive Sealed Bids − PIN# 8571200350 −

AMT: \$167,520.00 − TO: Advanced Commodities Inc. DBA Midwest Bartlett Foods, 840 West Bartlett Road, Suite 3, Bartlett, IL 60103.

 MEATS AND POULTRY "GENERAL POPULATION" **D.O.C.** – Competitive Sealed Bids – PIN# 8571200350 – AMT: \$778,344.80 – TO: H. Schrier and Company, Inc., 4901 Glenwood Road, Brooklyn, NY 11234

 MEATS AND POULTRY "GENERAL POPULATION" **D.O.C.** – Competitive Sealed Bids – PIN# 8571200350 – AMT: \$66,548.79 – TO: Golden Platter Foods Inc., 37 Tompkins Point Road, Newark, NJ 07114.

 MEATS AND POULTRY "GÉNERAL POPULATION" D.O.C. - Competitive Sealed Bids - PIN# 8571200350 -AMT: \$205,911.00 – TO: Jamac Frozen Food Corp., 570

Grand Street, Jersey City, NJ 07302.

MEDICATIONS FOR STD AND TB CLINIC DOHMH

RE-AD — Competitive Sealed Bids — PIN# 8571200326 —

AMT: \$1,765,588.70 — TO: Burlington Drug Company, Inc., 91 Catamount Drive, Milton, VT 05468.

■ VENDOR LISTS

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

A. Collection Truck Bodies

B. Collection Truck Cab Chassis

C. Major Component Parts (Engine, Transmission, etc.)

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

j5-d31

#### **EDUCATION**

#### CONTRACTS AND PURCHASING

■ INTENT TO AWARD

 $Human\,/\,Client\,Services$ 

 $\textbf{NEGOTIATED SERVICES} - Other - PIN\# \ E1611040$ DUE 07-05-12 AT 4:00 P.M. – The Department of Education (DOE), Division of Contracts and Purchasing, is requesting approval to enter into a contract with New York Chess and Games (NYC and G), for a term of 1/1/11 through 6/15/12, at a total contract cost not-to-exceed \$60,050. NYC and G is an organization that teaches chess using a variety of methods, including songs, chants, games and utilization of mnemonic devices that help reinforce the chess lesson, it provides chess instruction and professional development to students and faculty of Pioneer Academy. Other organizations interested in providing these services to the DOE in the future are invited to indicate their ability to do so, in writing, to Jay G. Miller at 65 Court Street, Room 1201, Brooklyn, New York 11201.

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 Education, 65 Court Street, Room 1201, Brooklyn, NY 11201. Vendor Hotline (718) 935-2300; vendorhotline@schools.nyc.gov

**☞** j26

### **ENVIRONMENTAL PROTECTION**

AGENCY CHIEF CONTRACTING OFFICER

■ SOLICITATIONS

 $Construction \, / \, Construction \, \, Services$ 

NYC DEP/WAPPINGER, NY GOV'T TO GOV'T -Government to Government – PIN# 82612T0011 – DUE 07-03-12 AT 4:00 P.M. – The NYC Department of Environmental Protection intends to enter into a government-to-government (Section 3-13) purchase with the Town of Wappinger, New York for the construction of a water supply and distribution system.

Any firm that would like to express their interest in providing services for similar projects in the future may do so. All expressions of interest must be in writing to the address listed here and received by July 3, 2012. You may join the City Bidders list by filling out the "NYC-FMS Vendor Enrollment Application" available on-line at "NYC.gov/selltonyc" and in hard copy by calling the Vendor Enrollment Center (212) 857-1680.

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

Department of Environmental Protection, 59-17 Junction Boulevard, 17th Floor, Flushing, NY 11373. Joseph Vaicels (718) 595-4290; Fax (718) 595-3278; ivaicels@dep.nyc.gov

**☞** j26-jy2

### **FIRE**

■ INTENT TO AWARD

Goods

#### PERSONAL SAFETY DESCENDER SYSTEM - Sole Source - Available only from a single source -

PIN# 20120D00533 – DUE 07-06-12 AT 4:00 P.M. – The Fire Department intends to enter into sole source negotiations with Petzl America Inc., for the purchase of a Personal Safety Descender System. Qualified vendors wishing to express interest in this procurement must submit such expression in

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, Room 5S-12K, Brooklyn, NY 11201. Aurea Otero (212) 999-1334; oteroal@fdny.nyc.gov

**☞** j26-jy2

### **HEALTH AND HOSPITALS** CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic

and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-4018.

j1-d31

#### **HEALTH AND MENTAL HYGIENE**

AGENCY CHIEF CONTRACTING OFFICER

SOLICITATIONS

Human/Client Services

### NEW YORK/NY III SUPPORTED HOUSING

**CONGREGATE** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 81608PO076300R0X00-R -DUE 09-18-12 AT 4:00 P.M. - The Department is issuing a RFP to establish 3,000 units of citywide supportive housing in newly constructed or rehabilitated single-site buildings for various homeless populations pursuant to the New York III Supported Housing agreement. The subject RFP will be openended and proposals will be accepted on an on-going basis. The RFP is available on-line at

http://www.nyc.gov/html/doh/html/acco/acco-rfp-nynycongregate-20070117-form.shtml. A pre-proposal conference was held on March 6, 2007 at 2:00 P.M. at 125 Worth Street, 2nd Floor Auditorium, New York, N.Y. Any questions regarding this RFP must be sent in writing in advance to Contracting Officer at the above address or e-mailed to the above address. All proposals must be hand delivered at the Agency Chief Contracting Officer, Gotham Center, CN#30A, 42-09 28th Street, 17th Floor, Queens, NY 11101-4132, no later than September 18, 2012.

As a minimum qualification requirement for (1) the serious and persistent mentally ill populations, the proposer must be incorporated as a not-for-profit organization, and (2) for the young adult populations, the proposer must document site control and identify the source of the capital funding and being used to construct or renovate the building.

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, ACCO, Gotham Center, CN#30A,

 $Huguette\ Beauport\ (347)\ 396\text{-}6633;\ hbeaupor@health.nyc.gov$ 

42-09 28th Street, 17th Floor, Queens, NY 11101-4132.

a6-s17

INTENT TO AWARD

Services (Other Than Human Services)

### CHEST X-RAY READING AND INTERPRETATION -Negotiated Acquisition – PIN# 12TB012101R0X00 – DUE 07-02-12 AT 4:00 P.M. – The Department's Bureau of

Tuberculosis intends to enter into a Negotiated Acquisition Extension with RFRS Radiology PC, to continue to read and interpret chest x-ray of both adults and children with suspected or confirmed Tuberculosis. The term of this contract will be from 11/01/12 to 10/31/13. Any vendor that believes it can also provide these services for such procurement in the future is invited to submit an expression of interest which must be received no later than July 2, 2012 by 4:00 P.M. Expressions of interest should be sent to DOHMH, Office of the Agency Chief Contracting Officer, 42-09 28th Street, 17th Floor, CN-30A, Queens, NY 11101-4132; Attn: Huguette Beauport; hbeaupor@health.nyc.gov

 $\it Use the following address unless otherwise specified in$ 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, 42-09 28th Street, 17th Flr., CN30A, New York, NY 11101. Huguette Beauport

(347) 396-6633; Fax: (347) 396-6759; hbeaupor@health.nyc.gov

**☞** j26

 $\boldsymbol{MARKET\ RESEARCH-Negotiated\ Acquisition-}$ Specifications cannot be made sufficiently definite - PIN#  $13PC014001R0X00-DUE\ 07-02-12\ AT\ 4:00\ P.M.-The$ Department's Bureau intends to enter into a Negotiated Acquisition Extension with Global Strategy Group, LLC, to design and conduct research to obtain evaluation and feedback of DOHMH media campaigns prior to dissemination to 11/30/13. Any vendor that believes it can also provide these services for such procurement in the future is invited to submit an expression of interest.

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, 42-09 28th Street, 17th Fl., CN30A, New York, NY 11101. Huguette Beauport  $(347)\ 396\text{-}6633;\ Fax:\ (347)\ 396\text{-}6759;$ 

**☞** j26

### PUBLIC HEALTH LABORATORY

■ INTENT TO AWARD

hbeaupor@health.nyc.gov

Goods

PURCHASE OF 2 LAB INSTRUMENTS FOR WEST NILE AND INFLUENZA - Sole Source - Available only from a single source - PIN# 12LB075301R0X00 -DUE 07-03-12 AT 10:00 A.M. - DOHMH's Bureau of Labs intends to enter a sole source contract with the manufacturer, Applied BioSystems, for the purchase of two (2) lab instruments to replace the two (2) aging ABI 7900 Sequence Detection Systems currently used for PCR testing to detect West Nile Virus in mosquito pools. The term of this contract will be 7/1/2012 to 6/30/2013. Vendors who believe they can provide services for future procurements such as

this, please submit a letter of expression via email at swillia9@health.nyc.gov no later than 7/3 by 10:00 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.

Health and Mental Hygiene, 455 First Avenue, 12th Floor, New York, NY 10016. Geri Bell (212) 447-2588; gbell@health.nyc.gov

**☞** j26-jy2

#### **HOMELESS SERVICES**

#### ■ INTENT TO AWARD

Human / Client Services

TRAINING SERVICES – Contract with another Government – PIN# 07112T0004001 – DUE 07-06-12 AT 2:00 P.M. – The Department of Homeless Services (DHS) intends to enter into negotiations with the U.S. Department of Labor to provide job training and educational opportunities for youth between the ages of 18-24. The facility is located in Glenmont, NY and provides DHS with 40 participant training slots annually. The vendor offers job/vocational training in the following areas: clerical, maintenance culinary arts, computer, nursing, carpentry, electrical and other related trades. In addition, a nominal stipend is paid to all participants enrolled during the job training or

In addition, DHS has determined that the vocational and educational training needs offered by the Government are appropriate for the types of youth, both males and female clients residing in the DHS shelter system, who are referred

It is anticipated that the term of the contract will be for two years from July 1, 2012 to June 30, 2014, with an option to renew for one-year. The total estimated cost of this contract is not-to exceed \$323,916 annually.

Any vendor who is interested in providing such may contact in writing Calvin Pitter, Deputy Chief Contracting Officer.

The proposed contractor has been selected by means of a government-to-government purchase pursuant to Section 3-13 of the Procurement Policy Board Rules.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents,  $\frac{1}{2}$ 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, Room 1312, New York, NY 10004. Calvin Pitter (212) 361-8413; cpitter@dhs.nyc.gov

**☞** j26-jy2

### HOUSING AUTHORITY

### PURCHASING

SOLICITATIONS

Goods

#### SCO\_FURNISHING ELECTRICAL BALLASTS -Competitive Sealed Bids – RFQ# 29681 AS – DUE 07-19-12

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, 23-02 49th Avenue, 5th Floor SCOD Long Island City, NY 11101. Bid documents available via internet ONLY:

utter thet OHI: http://lwww.nyc.gov/html/nycha/html/business/goods\_materials. shtml Atul Shah (718) 707-5450.

### **HUMAN RESOURCES** ADMINISTRATION

### AGENCY CHIEF CONTRACTING OFFICER

AWARDS

Human / Client Services

HOMEMAKING SERVICES FOR PEOPLE WITH HIV/AIDS - Negotiated Acquisition - Judgment required in evaluating proposals - PIN# 06913H081302 – AMT: \$1,000,000.00 – TO: The Dennelisse Corporation, 16 East 40th Street, 12th Floor, NY, NY 10016.

Term: 7/1/2012-6/30/2013. E-PIN: 06908X0018CNVN002.

### CONTRACT MANAGEMENT

AWARDS

Services (Other Than Human Services)

### DATA SECURITY SUB SYSTEM PROJECTS

Intergovernmental Purchase – Judgment required in evaluating proposals - PIN# 09612G0004001 -AMT: \$1,031,368.80 – TO: InfoPeople Corporation, 99 Wall Street, 17th Floor, New York, NY 10005. The contract term shall be from 1/1/12 - 12/31/14 and the internal PIN number is 069-12-310-3029.

**☞** j26

### **MAYOR'S OFFICE**

### CRIMINAL JUSTICE COORDINATOR'S OFFICE

■ INTENT TO AWARD

Human / Client Services

ALTERNATIVES TO INCARCERATION AND **DETENTION** - Negotiated Acquisition - 07-03-12 AT 3:00 P.M. PIN# 00209X0017CNVN001 - Center for Alternative Sentencing and Employment

Services

PIN# 00209X0016CNVN002 - Center for Alternative Sentencing and Employment

Services

PIN# 00209X0019CNVN002 - Center for Alternative Sentencing and Employment Services

PIN# 00209X0013CNVN002 - Center for Community Alternatives

PIN# 00209X0011CNVN002 - Center for Community Alternatives PIN# 00209X0026CNVN002 - Fund for the City of New York/

Center for Court Innovation PIN# 00209X0010CNVN002 - Urban Youth Alliance International

PIN# 00209X0015CNVN002 - Edwin Gould Services for Children and Families

PIN# 00209X0009CNVN002 - Greenhope Services for Women PIN# 00209X0018CNVN002 - Osborne Treatment Services

PIN# 00209X0014CNVN002 - Palladia, Inc. PIN# 00209X0012CNVN002 - The Fortune Society

PIN# 00209X0021CNVN002 - The Fortune Society PIN# 00209X0020CNVN002 - The Fortune Society

The Criminal Justice Coordinator's Office ("CJC"), in accordance with Section 3-04(b)(2)(iii) of the Procurement Policy Board Rules, intends to exercise its option to extend its agreements via Negotiated Acquisition Extension method with the following organizations to provide supervision and services to criminal justice-involved individuals as an alternative to incarceration. The term of the Negotiated Acquisition Extension agreements will be from July 1, 2012 to December 31, 2012. There will be no options to renew.

Center for Alternative Sentencing and Employment Services 346 Broadway, 3rd Floor West, New York, NY 10013

Center for Community Alternatives 115 East Jefferson Street, Syracuse, NY 13202

Fund for the City of New York/Center for Court Innovation 121 Sixth Avenue, New York, NY 10013

Urban Youth Alliance International 391 East 149 Street, Suite 401, Bronx, NY 10455

Edwin Gould Services for Children and Families 151 Lawrence Street, 5th Floor, Brooklyn, NY 11201

Greenhope Services for Women 435 East 119th Street, New York, NY 10035

Osborne Treatment Services

809 Westchester Avenue, Bronx, NY 10455 Palladia

2006 Madison Avenue, New York, NY 10035

29-76 Northern Boulevard, Long Island City, New York 11101

Any expressions of interest in future solicitations should be directed to Gerald Foley at the address provided above.

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

Mayor's Office, 1 Centre Street, Room 1012, New York, NY 10007. Gerald Foley (212) 788-6810; Fax: (212) 788-6815; gfoley@cityhall.nyc.gov

### **POLICE**

### CONTRACT ADMINISTRATION UNIT

 $Services\ (Other\ Than\ Human\ Services)$ 

# STENOGRAPHIC REPORTING SERVICES -

Competitive Sealed Bids – PIN# 05612B0008 – DUE 07-26-12 AT 11:00 A.M. – The New York City Police Department seeks a vendor for furnishing all labor and material necessary and required for stenographic reporting services - EPIN: 05612B0008 - Agency PIN: 056120000794. If you are interested, you may obtain a free copy of the bid package in 3 ways: (1) Online at www.nyc.gov/cityrecord, click "visit City Record On-Line (CROL)" link. Click "Search Procurement Notices." Enter PIN# 05612B0008. Click "Submit." Log in or enroll to download solicitations and/or awards. (2) In person, Monday - Friday, 9:00 A.M. - 5:00 P.M. at Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. (3) Contact Secretary Gallop at (646) 610-5225.

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 oids 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

AGENCY RULES

### **LOFT BOARD**

■ NOTICE

### NOTICE OF PUBLIC HEARING

Subject: Opportunity to comment on proposed changes to Section 1-07 of the Loft Board Rules which relates to reconsideration

applications.

August 2, 2012 at 2:00 P.M. Date / Time:

Location:

22 Reade St. 1st Floor New York, NY 10007

**Contact:** 

New York City Loft Board 280 Broadway, 3rd Floor New York, NY 10007 (212) 566-5663

#### **Proposed Rule Amendment**

Pursuant to the authority vested in the New York City Loft Board by Article 7-C of the Multiple Dwelling Law and Mayor's Executive Order No. 129, dated May 22, 2009, and pursuant to and in accordance with the requirements of Section 1043 of the New York City Charter, the New York City Loft Board intends to amend Section 1-07 of Title 29 of the Rules of the City of New York to update and clarify requirements related to reconsideration applications brought before the Loft Board.

This rule was included in the Loft Board's regulatory agenda.

### Instructions

- Prior to the hearing, you may submit written comments about the proposed amendment by mail to the New York City Loft Board at the address shown above or electronically through NYCRULES at www.nyc.gov/nycrules by August 2, 2012.
- To request a sign language interpreter or other form of reasonable accommodation for a disability at the hearing, please contact the New York City Loft Board at the phone number shown above by July 30, 2012.
- Copies of the written comments and summaries of the oral comments received at the hearing will be available on August 9, 2012 between the hours of 10:00 A.M. and 4:00 P.M. at the offices of the New York City Loft Board.

#### **Statement of Basis and Purpose**

Pursuant to § 282 of Article 7-C of the Multiple Dwelling Law "("Loft Law"), the Loft Board may promulgate rules to ensure compliance with the Loft Law. Rules promulgated pursuant to Article 7-C of the Loft Law are set forth in Title 29 of the Rules of the City of New York ("Loft Board Rules").

The proposed amendments to Section 1-07 of the Loft Board Rules update and clarify procedures related to reconsideration applications filed with the Loft Board to ensure consistency, where appropriate, with Section 1-06 of the Loft Board Rules. Section 1-06 relates to applications to the Loft Board generally. Specifically, the proposed changes

- Describe the filing and service requirements for 1. reconsideration applications and answers to such applications;
- 2. Clarify the circumstances under which reconsideration applications can be made; and
- Add section headings, and make minor clarifying 3. revisions and revisions to conform the language of Section 1-07 to that of Section 1-06.

"Shall" and "must" denote mandatory requirements and may be used interchangeably in the Loft Board Rules, unless otherwise specified or unless the context clearly indicates

New matter in the following rule is underlined, and deleted material is in [brackets]

Section 1-07 of Title 29 of the Rules of the City of New York is amended to read as follows:

# § 1-07 Reconsideration of <u>Loft Board</u> Determination.

- (a) Reconsideration Application.
- (1) General Requirements. The procedures and requirements set forth in § 1-06 of this title apply to reconsideration applications filed pursuant to this section, except as otherwise stated in this section.

(2) Basis of the Reconsideration Application. The Loft Board, upon the application of a party aggrieved by a determination of the Loft Board, may, in its sole discretion, reconsider [such]  $\underline{its}$  determination. An application for reconsideration will be granted only under the following extraordinary circumstances: [allegations] (i) an allegation of denial of due process or material fraud in the prior proceedings, (ii) an error of law, (iii) an erroneous determination based on a ground that was not argued by the parties at the time of the prior proceeding and that the parties could not have reasonably anticipated would be the basis for a determination, [and] or (iv) discovery of probative, relevant evidence which could not have been discovered at the time of the hearing despite the exercise of due diligence. In addition, pursuant to § 1-06(i) of this title, an affected party who has not moved for relief from a default determination and who is aggrieved by the default determination may move to reopen the proceeding by filing an application for reconsideration with the Loft Board within 30 calendar days following the mailing date of the order. Such reconsideration application will be granted only if the Loft Board finds that the affected party has established (i) extraordinary circumstances for the failure to file an answer and (ii) substantial likelihood of success on the merits.

(b) Service and Filing of the Reconsideration Application.

(1) Service and filing requirements set forth in § 1-06(b) of this title apply to reconsideration applications filed pursuant to this section. These requirements include but are not limited to the following:

> (i) An aggrieved party must file with the Loft Board: [12] (A) 5 copies of his or her reconsideration application, [along with] at least one of which must have an original signature, (B) one copy of the instruction sheet sent to each affected party to the prior proceeding, and (C) proof [that] of service of the reconsideration application [has been served on]

to the affected parties [to] in the prior proceeding [and];

(ii) Payment of the application fee required by [section] § 2-11(b)(15)[.] must be made upon submission of the reconsideration application to the Loft Board; and

 $\begin{array}{ll} \underline{(iii)} \ Service \ of the \ application \ [shall] \ \underline{must} \ be \ made \\ in \ accordance \ with \ the \ provisions \ of \ [section \\ 2-01(d)(1)(i)] \ \underline{\$ \ 1-06(b)(1)}. \end{array}$ 

(2) To be considered timely, a <u>complete</u> reconsideration application must be received by the Loft Board within 30 <u>calendar</u> days [of] <u>after</u> the <u>mailing</u> date [of mailing by the Loft Board] of the determination sought to be reconsidered. The application must specify the questions presented for reconsideration and the facts and points of law relied upon as a basis for seeking reconsideration, <u>and must include a copy of the determination sought to be reconsidered</u>.

(c) (1) Service and Filing Requirement for Answers.

(i) Unless otherwise stated here, the service and filing requirements set forth in § 1-06(c)-(f) of this title apply to answers to reconsideration applications filed pursuant to this section. [Within 20 days of service of the reconsideration application,] In accordance with § 1-06(e), any affected party [supporting or opposing the application shall] submitting an answer to the reconsideration application must file [12] 5 copies of [an] the original [answering brief or memorandum] answer and any accompanying documents, and proof of service of the answer on the applicant for reconsideration, with the Loft Board[, with proof of service upon the applicant for reconsideration].

(ii) The answer period is 20 calendar days after service of the reconsideration application on the affected party is deemed complete pursuant to § 1-06(b)(3) of this title. [Such brief or memorandum] The answer must contain the facts and [argument on which such party is relying] arguments relevant to the issues raised in the reconsideration application.

(2) Issuance of Orders. Pursuant to § 1046(f) of the City Administrative Procedure Act, prior to the issuance of the final order, the Loft Board will mail a copy of its proposed order to 1) the party or parties who filed the reconsideration application, 2) the parties who filed an answer, and 3) all affected parties in the underlying proceeding. [Upon determination of the reconsideration application, the decision of the Board will be mailed] The Loft Board will mail a copy of its final order, within a reasonable time from the date of the order, to [all] 1) the party or parties who filed [an] the reconsideration application, [or] 2) the parties who filed an answer, [in the reconsideration proceeding] and 3) all affected parties in the underlying proceeding.

(d) <u>Judicial Review.</u> A Loft Board determination <u>issued</u> pursuant to [section] § 1-06 of [these rules shall be the] <u>this title constitutes a final agency determination for [the purpose] purposes of [judicial review] commencement of the running of the statute of limitations for the filing of a petition pursuant to Article 78 of the Civil Practice Law and Rules challenging such determination and seeking judicial review, unless a timely application for reconsideration of the determination has been filed. [In such case,] <u>If a reconsideration application was filed, and the Loft Board:</u></u>

[(i) if the Loft Board modifies] (1) Modifies or revokes the underlying [order] determination, [such] the revocation or modification [shall be] is deemed the final agency determination [from which] for purposes of judicial review [may be sought];

[(ii) if the Loft Board denies] (2) <u>Denies</u> the reconsideration application, the underlying [order] <u>determination</u> [shall be] <u>is</u> deemed the final agency determination [from which] <u>for purposes of judicial</u> review [may be sought], and the date of the denial of the reconsideration application [shall be] <u>is</u> deemed the date of the final agency determination; [and] or

[(iii) if the Loft Board decides] (3) <u>Decides</u> the reconsideration application by remanding the matter to the <u>assigned staff</u> hearing [officer] examiner or Administrative Law Judge at the Office of Administrative Trials and Hearings (OATH) for further proceedings, neither the underlying order nor the remand order [shall constitute] <u>constitutes</u> a final agency determination for <u>purposes</u> of <u>judicial review</u>, and no judicial review may be sought until such time as the Loft Board issues a final agency determination following the remand.

NEW YORK CITY LAW DEPARTMENT 100 CHURCH STREET NEW YORK, NY 10007 212-788-1087

# CERTIFICATION PURSUANT TO CHARTER §1043(d)

RULE TITLE: Amendment of Filing and Service Requirements for Reconsideration Applications (Section 1-07)

REFERENCE NUMBER:  $2011~\mathrm{RG}~095$ 

 ${\bf RULEMAKING\ AGENCY:\ Loft\ Board}$ 

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

City Charter, and that the above-referenced proposed rule:

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

/s/ STEVEN GOULDEN Acting Corporation Counsel Date: June 19, 2012

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

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

**RULE TITLE:** 

Amendment of Filing and Service Requirements for Reconsideration Applications (Section 1-07)

REFERENCE NUMBER: DOB-25

**RULEMAKING AGENCY:** Department of Buildings

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

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

 $\frac{\textit{/s/ Ruby B. Choi}}{\text{Mayor's Office of Operations}}$ 

**☞** j26

### NOTICE OF PUBLIC HEARING

Subject:

Opportunity to comment on proposed rule changes to Section 1-07.1 of the Loft Board Rules, relating to appeals of administrative determinations.

Date / Time:

August 2, 2012 at 2:00 P.M.

Location:

22 Reade St., 1st Floor New York, NY 10007

Contact:

New York City Loft Board 280 Broadway, 3rd Floor New York, NY 10007 (212) 566-5663

### **Proposed Rule Amendment**

Pursuant to the authority vested in the New York City Loft Board by Article 7-C of the Multiple Dwelling Law and Mayor's Executive Order No. 129, dated May 22, 2009, and pursuant to and in accordance with the requirements of Section 1043 of the New York City Charter, the New York City Loft Board intends to amend section 1-07.1 of Title 29 of the Rules of the City of New York to conform the Loft Board's rules regarding appeals of administrative determinations to the Loft Board in accordance with the amendments made to Article 7-C of the Multiple Dwelling Law, effective as of June 21. 2010.

### Instructions

- Prior to the hearing, you may submit written comments about the proposed amendment by mail to the New York City Loft Board at the address shown above or electronically through NYCRULES at <a href="https://www.nyc.gov/nycrules-by-August 2">www.nyc.gov/nycrules-by-August 2</a>, 2012.
- To request a sign language interpreter or other form of reasonable accommodation for a disability at the hearing, please contact the New York City Loft Board at the phone number shown above by July 30, 2012.
- Copies of the written and summarized oral comments received at the hearing will be available August 9, 2012 between the hours of 10:00 A.M. and 4:00 P.M. at the offices of the New York City Loft Board.

### STATEMENT OF BASIS AND PURPOSE

Pursuant to § 282 of Article 7-C of the Multiple Dwelling Law ("Loft Law"), the Loft Board may promulgate rules to ensure compliance with the Loft Law. In June 2010, the Legislature amended the Loft Law by enacting Chapter 147 of the Laws of 2010, which, among other things, amended § 282 of the Loft Law.

Section 282 authorizes the Loft Board to designate the Environmental Control Board ("ECB") to enforce violations of the Loft Law. In accordance with the terms of MDL  $\S$  282, this proposed amendment to section 1-07.1 of Title 29 of the Rules of the City of New York clarifies that the procedures for appeal in  $\S$  1-07.1, relating to appeals from administrative determinations, do not apply to appeals from ECB determinations.

The proposed amendments further clarify that the procedures in § 1-07.1 apply to: 1) appeals from determinations by Loft Board staff with respect to any matter that does not have to go to the full Board for a determination and 2) to determinations by a Loft Board hearing officer with respect to housing maintenance standard violations under § 2-04 of these rules. Finally, the proposed amendments include minor technical changes with respect to the procedures for filing an anneal.

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

New matter in the following rule is <u>underlined</u>, and deleted material is in brackets.

Section 1-07.1 of Title 29 of the Rules of the City of New York is amended to read as follows:

- § 1-07.1 Appeal from a Determination of the [Director] Loft Board Staff or the Environmental Control Board, or Determination of a Hearing Officer Under Section 2-04.
- (1) Appeal from a Determination of the Loft Board Staff or Hearing Officer.
- (a) Right to Appeal.

(1) A person aggrieved by a written determination of the [Director] <u>Loft Board staff</u>, with respect to any matter that is not required by these rules to be determined by the full <u>Loft Board</u>, or by a determination of a <u>Loft Board</u> hearing officer with respect to housing maintenance standard violations under section 2-04 of these rules, may appeal [from] such determination to the [full] <u>Loft Board</u>. The determination of the Loft Board [deciding] <u>pursuant to such appeal [shall] constitutes</u> the final agency determination from which judicial review may be sought.

(2) Who has the Right to Appeal? For the purposes of this section, a "person aggrieved" by a written determination of the [Director"] Loft Board staff [shall be] means the owner or any residential tenant of the building in question whose rights may be affected by the determination.

For the purposes of this section, a "person aggrieved by a determination of a hearing officer with respect to housing maintenance standard violations under section 2-04 of these rules" [shall be] means the owner of the building in question or [the Director of Enforcement of] the Loft Board staff, in his or her capacity as prosecutor of housing maintenance standard violations.

(b) <u>Filing Requirement.</u>

(1) A person aggrieved by a determination as set forth in [subdivision] paragraph (a) of this [section] subdivision must file with the Loft Board [12] 5 copies of an appeal application, along with proof of service of the appeal application upon the affected parties to the prior proceeding and, except where the [Director of Enforcement of the] Loft Board staff is the appellant, the application fee required by [section] § 2-11(b)(14). Service of the application [shall] must be made in accordance with the provisions of [section 2-01(d)(1)(i)] § 1-06(b). To be considered timely, an appeal application must be received by the Loft Board within 45 calendar days of the date of mailing of the determination sought to be appealed. The application must specify the questions presented for appeal and the facts and points of law relied upon as a basis for seeking appeal.

(2)Who is an Affected Party in an Appeal? For the purposes of this section, an "affected party" in an appeal from a staff determination [of the Director shall be] means the owner or any residential tenant of the building in question whose rights may be affected by the determination.

For the purposes of this section, an "affected party" in an appeal from a determination of a hearing officer with respect to housing maintenance standard violations under section 2-04 of these rules [shall be] means the owner of the building in question or the [Director of Enforcement of the] Loft Board staff, in his or her capacity as prosecutor of housing maintenance standard violations.

(c) <u>Answer Period in an Appeal and Notice of the Final</u> Order.

> Within 20 calendar days of service of the appeal application, any party supporting or opposing the application [shall] must file [12] 5 copies of an answer[ing brief or memorandum] with the Loft Board, with proof of service, in accordance with the provisions of § 1-06(e) [section 2-01(d)(1)(i)] of these rules, upon the applicant. [Such brief or memorandum] The answer must contain the facts and argument on which such party is relying. Pursuant to § 1046(f) of the City Administrative Procedure Act, [U]upon determination of the appeal application, the [decision] final orders of the Loft Board will be mailed to all parties who filed an application or answer in the appeal proceeding. The proposed order will be mailed prior to the issuance of the final order.

(d) <u>Standard of Review.</u>

In [determining] reviewing an appeal from a determination [in] by the Loft Board staff or of a Loft Board hearing officer with respect to housing maintenance standard violations under § 2-04 of these rules, the Loft Board [shall review the determination with regard to] must consider whether the facts found [therein] are supported by

substantial evidence in the record, whether the law was correctly applied, and whether the penalty imposed is appropriate, but [shall] may not consider any evidence not presented to the Loft Board staff or Loft Board hearing officer, unless good cause is shown as to why the evidence was not previously available.

Loft Board Authority. (e)

> The Loft Board [shall have the power to] may reverse, remand, or modify any determination appealed from pursuant to this section and may reduce the penalty imposed by a hearing officer for housing maintenance standard violation, and the penalty imposed by the Loft Board staff.

(2) Appeal from a Determination of the Environmental Control Board.

An appeal from a determination of an Environmental Control Board ("ECB") hearing examiner issued pursuant to a Loft Board rule must be brought before the ECB in accordance with its applicable rules and provisions, as set forth in Chapter 3 of Title 48 of the Rules of the City of New York, and must be in a form prescribed by the ECB, which may be obtained at www.nyc.gov/ecb.

> NEW YORK CITY LAW DEPARTMENT DIVISION OF LEGAL COUNSEL 100 CHURCH STREET NEW YORK, NY 10007 212-788-1087

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

RULE TITLE: Filing Requirements for Appeals from Administrative Determinations of Loft Board Staff (§ 1-07.1)

REFERENCE NUMBER: 2011 RG 093

#### RULEMAKING AGENCY: Loft Board

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

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

/s/ STEVEN GOULDEN Acting Corporation Counsel Date: June 19, 2012

NEW YORK CITY LAW DEPARTMENT DIVISION OF LEGAL COUNSEL 100 CHURCH STREET NEW YORK, NY 10007 212-788-1087

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

 $\mbox{\bf RULE}$  TITLE: Filing Requirements for Appeals from Administrative Determinations of Loft Board Staff (§ 1-07.1)

REFERENCE NUMBER: 2011 RG 093

### RULEMAKING AGENCY: Loft Board

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

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

/s/ STEVEN GOULDEN Acting Corporation Counsel

Date: June 19, 2012

**☞** j26

### NOTICE OF PUBLIC HEARING

Subject: Opportunity to comment on proposed rule changes to Section 2-11 of the Loft Board

rules which relate to filing fees.

Date / Time: August 2, 2012 at 2:00 P.M.

Location: 22 Reade Street

1st Floor Spector Hall New York, NY 10007

Contact: New York City Loft Board 280 Broadway 3rd Floor New York, NY 10007 (212) 566-5663

### **Proposed Rule Amendment**

Pursuant to the authority vested in the New York City Loft Board by Article 7-C of the Multiple Dwelling Law and Mayor's Executive Order No. 129, dated May 22, 2009, and

pursuant to and in accordance with the requirements of Section 1043 of the New York City Charter, the New York City Loft Board intends to amend section 2-11 of Title 29 of the Rules of the City of New York.

#### Instructions

- Prior to the hearing, you may submit written comments about the proposed amendment by mail to the New York City Loft Board at the address shown above or electronically through NYCRULES at www.nyc.gov/nycrules by August 2, 2012.
- To request a sign language interpreter or other form of reasonable accommodation for a disability at the hearing, please contact the New York City Loft Board at the phone number shown above by July 30, 2012.
- Copies of the written and summarized oral comments received at the hearing will be available August 9, 2012 between the hours of 10:00 A.M. and 4:00 P.M. at the offices of the New York City Loft Board.

#### STATEMENT OF BASIS AND PURPOSE

Pursuant to  $\S~282$  of Article 7-C of the Multiple Dwelling Law ("Loft Law"), the Loft Board may promulgate rules to ensure compliance with the Loft Law. Section 282 of the Multiple Dwelling Law ("MDL") also states that the Loft Board may charge and collect reasonable fees in the execution of its responsibilities.

Effective as of June 21, 2010, the Legislature amended the Loft Law. To improve clarity and organization, the Loft Board intends to amend § 2-11 of the Rules of City of New York. The proposed amendments are the following:

- Update the fee for filing a challenge to a proposed sale of improvements to conform to the existing fee provided in §2-07;
- Amend the deadline for the application filing fee and the deadline for the request for a waiver of the filing fee. Both the application filing fee and the request for a waiver are now due upon filing the application;
- Provide that the Loft Board may request additional or supporting documentation related to an applicant's request for a waiver of the application fee; and
- Add headings to subsections.

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

New matter in the following rule is underlined, and deleted material is in brackets.

#### Section 2-11 of Title 29 of the Rules of the City of New York is amended to read as follows:

### §\_2-11 **Fees.**

(a) Collection of fees. The Loft Board [shall]  $\underline{may}$  charge and collect reasonable fees in the execution of its responsibilities. The Loft Board may, by amending these [regulations] rules, add to, delete from or modify the types of applications for which fees are charged and/or revise the amount of the fee

- (b) Schedule of reasonable fees.
- (1) Registration and [C]code [C]compliance [M]monitoring fee.
  - (i) Fee amount. The filing fee for registration and code compliance monitoring [shall be] is \$500.00 per residential[ly occupied] unit.
    - (A) Annual registration. Registration of a building or portion of the building [a part thereof] as an interim multiple dwelling (<u>"IMD"</u>) by the owner, lessee of a whole building, and the agent is required annually. The annual registration period [shall] begins on July 1st of each year and ends on June 30th of the following year. If more than [one]  $\underline{1}$  registration application is filed for a building, the filing fee for the residential[ly occupied] IMD units in the building [therein shall] will be charged only once during any annual period.
    - (B) Fee required. Landlords filing annual renewal registration forms [applications, which become effective on July 1, 1983 and annually thereafter, shall be] are required to pay the registration and code compliance monitoring [filing] fee prior to the processing of the registration form [application].
    - $\begin{array}{ll} \text{(C)} & \underline{\textit{Limitation on registration renewal}}. \\ \text{[Registration as an IMD shall not be} \end{array}$ issued to or renewed for an owner of a building against whom a fine has been imposed for any violation of these rules or against whom any late-filing fee has been imposed pursuant to §2-11(b)(1)(i)(D), unless or until such fine and late-filing fee has been paid,] Registration as an IMD may be renewed only when all prior registration fees, all outstanding fines and all late filing fees pursuant to § 2-11(b)(1)(i)(D) have been paid, or such owner has entered into, and is in compliance with, an installment agreement, payment plan or other similar arrangement for the payment of all outstanding monies due to the Loft Board.

[of such fine. Registration as an IMD shall not be issued to or renewed for an owner of a building unless and until all prior unpaid registration fees and latefiling fees (if any) have been paid.]

(D) Late filing fees. If the annual renewal registration [application] form and fee are not submitted by July 31st of each year in which they are required to be submitted, the [Loft Board shall assess the] owner must pay a late filing fee of residential[ly occupied] IMD unit.
Thereafter, the [Loft Board shall assess the] owner must pay an additional late filing fee of \$5.00 per residential[ly occupied] are proposed in the propos occupied] IMD unit for each month or portion of a month until the date when the completed registration form [application] is submitted and the registration fee is paid.

 $(2) \ Code\ compliance\ applications.$ 

(i) The filing fee for an application for rent adjustments based upon the costs of compliance with Article 7-B of the MDL [Multiple Dwelling Law], or of obtaining a final residential certificate of occupancy, or both [shall be] is \$100.00 for each residential[ly occupied] unit [listed in] that is the subject of the application.

(ii) The filing fee for an application for certification of estimated future rent adjustments [shall be]  $\underline{is}$  \$75.00 for each residential[ly occupied] unit [listed in] that is the subject of the application.

 $(3) Article \ 7-C \ coverage \ applications.$ 

(i) The filing fee for an application, filed by either the landlord or by the tenant, for coverage of any building or [part thereof] portion of the building, pursuant to Article 7-C of the [Multiple Dwelling Law shall be] MDL is \$25.00 for each unit [listed in] that is the subject of the application.

(4) Rent dispute applications.

(i) The filing fee for an application, filed by either the landlord or tenant, disputing base rent or rent increases, not including rent adjustments based on costs of code compliance, [which are governed by § 2-11(b)(3) of these regulations, shall bel is \$50.00.

- $(5) \ \underline{Challenge\ to\ proposed}\ [S] \underline{sale}[s]\ of\ improvements$ applications.
  - (i) Filing fees [for landlords].

(A) The filing fee for a challenge to a [sales] sale of improvements [application] to a prospective incoming tenant filed with the Loft Board [before the effective date of these rules by a landlord or tenant shall be \$300.00] is \$800.

[(B) The filing fee for any such application filed by the landlord with the Loft Board on or after the effective date of these rules shall be \$500.00.]

- (ii) There is no fee for filing a Disclosure Form or Sales Record.
- $(6) {\it [Housing maintenance] \underline{Diminution of service} applications}.$ 
  - (i) The filing fee for an application filed by a tenant for [violation of the minimum housing maintenance standards] diminution of a service or by a landlord disputing its responsibility for providing any such service is \$50.00.
- (7) Article 7-C compliance applications.
  - (i) The filing fee for an application filed by a tenant or landlord concerning the landlord's compliance with Article 7-C is \$50.00.
- (8) Tenant harassment applications
  - (i)  $\underline{\textit{Harassment applications}}$ . The filing fee for an application filed by a tenant complaining of harassment is \$100.00.
- (9) <u>Application for late filing of tenant's alternate legalization</u> plan [Tenant code compliance work plan].
  - (i) The filing fee for [an alternate code compliance work plan or for] a waiver to allow late filing of an alternate legalization [code compliance work] plan by a tenant is \$50.00.
  - (ii) There is no filing fee for [code compliance work] legalization plans filed by the landlord.
- (10) <u>Unreasonable [I]i</u>nterference with use applications.
  - (i) The filing fee for an application filed by a tenant for\_unreasonable interference with use of the IMD unit by the landlord [in] during code compliance work is \$50.00.
- (11) Landlord access applications.
  - (i) The filing fee for an application filed by the landlord for an [access] order by the Board to permit access to tenants' units to perform code compliance work following tenants' refusal of such access is \$50.00.
- (12) Landlord hardship applications.
  - (i) The filing fee for an application filed by the landlord for a hardship exemption from Article 7-C  $\,$ is \$1,000.00.

- $(13) \, Decoverage \, applications.$ 
  - (i) The filing fee for an application filed by the landlord for <u>decoverage of a unit or building because of an exemption from legalizing nonconforming units [(decoverage)] is \$200.00.</u>
- (14) Appeals to the <u>Loft</u> Board of [A]administrative [Decisions] <u>determinations</u>.
  - (i) The filing fee for an application to appeal the <u>Loft Board staff</u>'s administrative [decisions] <u>determination</u>, such as a request for an extension <u>of a code compliance deadline</u> [denied by the staff,] is \$100.00.
- (15) Reconsideration applications.
  - (i) The filing fee for an application for reconsideration of a Loft Board order is \$100.00.
- $(16)\,A bandon ment\ applications.$ 
  - (i) The filing fee for an application for a determination that the occupant of an IMD unit has abandoned the unit is \$100.00.
- $(17) \, Subless[ee] \underline{or} -prime \, lessee \, compensation \, applications.$ 
  - (i) The filing fee for an application to determine the [value] <u>cost</u> of improvements [installed in a unit for which] <u>made or purchased by</u> the prime lessee <u>or a sublessor who</u> is not the residential occupant qualified for protection <u>pursuant to § 2-09</u> is \$500.00
- (18) Extension applications.
  - (i) The filing fee for an extension of a code compliance deadline application is \$50.00.
- $(19)\ Other\ applications.$ 
  - (i) The filing fee for <u>all</u> other <u>types of applications</u> filed with the Loft Board is \$50.00.
- (c) [Procedures for collection] <u>Payment of application fees</u>. [The procedure for collection is as follows:]
  - (1) The application fee is due and payable upon the [filing] applicant's submission of the application to the Loft Board. If an application fee is not paid at the time the application is submitted, the application will be deemed incomplete, and will not be considered filed or processed until such payment is made, unless a request for a waiver of the application fee is submitted at the time the application is filed, pursuant to subdivision (e) below. Payment may be made in person or by mail, by certified check, teller check or money order made payable to the City Collector, at the offices of the Loft Board. [Upon receipt of payment, the Loft Board will send proof of payment to the applicant.]
  - [(2) The application will not be processed until the fee is received. Applications received without the fee will not be considered final until payment is received. Applications will be administratively dismissed if proper payment is not received on due notice within one month.]
- (d) Applicability. [This] The fee schedule <u>listed in subdivision</u> (b) above [will apply] <u>applies</u> to all applications received in person or postmarked on or after January 1, 1991.

- (e) Waiver of <u>application</u> fees [for indigent persons] <u>for</u> <u>financial hardship.</u>
  - (1) [A party may apply to the Loft Board for a full waiver of fees for applications required by these rules] An applicant may request a waiver of the fees provided in this section on the basis of [indigency] financial hardship. [There shall be no] No waiver of fees will be permitted [required] for registration applications set forth in § 2-11(b)(1)(i) of these rules.
  - (2) Procedure for [applying] requesting a [for] waiver of application fees.
    - (i) [The application for waiver of fees shall be on a form prescribed by the Loft Board. In the absence of such form, application shall] The request for a waiver of fees pursuant to this section must be received by the Loft Board at the time the application is filed. The request must be made by letter setting forth all pertinent information, including the applicant's [(]name, address, building address, IMD registration number, if applicable, [kind] and type of application for which waiver is requested. [) and shall] The request <u>must</u> be accompanied by the affidavit required by §\_2-11(e)(2)(ii) below [of these regulations].
    - (ii) The [application]  $\underline{request}$  for  $\underline{a}$  waiver of application fees [shall] must be [accompanied by] filed with an affidavit setting forth: (1) the amount and all sources of applicant's income, (2) any property owned and the value thereof, (3) a statement stating why a waiver of fees is requested, and (4) any other facts that will be helpful to the Loft Board in [determining whether such application should be granted.] making a determination. The Loft Board may demand additional information prior to making the determination on the waiver request. The applicant must file the additional information with the Loft Board within 25 calendar days following the mailing date of the Loft Board's demand for additional information.
    - [(iii) The application for waiver of fees shall also be accompanied by a proof of service of said application for waiver of fees and accompanying affidavit all affected parties.]
  - (3) [The application for waiver of fees must be received by the Loft Board no later than thirty days after the filing of an application.]

The Loft Board will notify the applicant in writing of its determination regarding the waiver request. If the Loft Board denies the waiver request, it will provide a new deadline for the application fee. Failure to file the application fee by the new deadline may result in rejection of the application.

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NEW YORK CITY LAW DEPARTMENT DIVISION OF LEGAL COUNSEL 100 CHURCH STREET NEW YORK, NY 10007 212-788-1087

# CERTIFICATION PURSUANT TO CHARTER \$1043(d)

**RULE TITLE:** Establishment of Filing Fees (§ 2-11)

REFERENCE NUMBER: 2011 RG 078

RULEMAKING AGENCY: Loft Board

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

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

/s/ STEVEN GOULDEN Acting Corporation Counsel Date: June 19, 2012

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

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

**RULE TITLE:** Establishment of Filing Fees (§ 2-11)

REFERENCE NUMBER: DOB-20

RULEMAKING AGENCY: Department of Buildings

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

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

APPOINTED

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/s/ Ruby B. Choi
Mayor's Office of Operations

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6/19/2012 Date

YES

YES

YES

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YES

YES

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YES

### SPECIAL MATERIALS

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### CHANGES IN PERSONNEL

BOARD OF ELECTION POLL WORKERS FOR PERIOD ENDING 06/08/12

NAME NUM LARY ACTION PROV EFF DATE DOROTHYE J NICHOLS 9POLL \$1.0000 APPOINTED YES 01/01/12 \$1.0000 APPOINTED 01/01/12 NICHOLS **JAMES** 9POLL YES 9POLL \$1.0000 YES \$1.0000 APPOINTED 01/01/12 YES APPOINTED 01/01/12 NIRANJAN \$1.0000 YES NIXON MERCEDES D \$1.0000 9POLL APPOINTED YES 01/01/12 NOBI MOHAMMED N 9POLL \$1.0000 APPOINTED YES 06/01/12 APPOINTED 01/01/12 NOLL JULIE 9POLL \$1.0000 YES NORRIS ARIELE Е 9POLL \$1.0000 APPOINTED YES 01/01/12 01/01/12 NUNEZ KRISTINA \$1.0000 APPOINTED YES 01/01/12 NUNEZ YANCY 9POLL \$1.0000 APPOINTED YES ROBIN 9POLL \$1.0000 APPOINTED YES 01/01/12 NUSSBAUM APPOINTED OKORO KENNETH 9POLL \$1.0000 YES 01/01/12 01/01/12 OLIVER REGINALD G 9POLL \$1.0000 APPOINTED YES 01/01/12 OLIVERA VIRGINIA 9POLL \$1.0000 APPOINTED YES ORR CATINA \$1.0000 APPOINTED YES 01/01/12 APPOINTED 01/01/12 ORTIZ ARACELLY \$1.0000 YES ORTI7 \$1.0000 DIANA 9POLL APPOINTED YES 01/01/12 ORTIZ JOHNNY 9POLL \$1.0000 APPOINTED YES 01/01/12 01/01/12 ORTIZ WILSON 9POLL \$1.0000 APPOINTED YES CLAUDE OUEDRAOGO 9POLL \$1.0000 APPOINTED YES 01/01/12 SAMANTHY A 01/01/12 \$1.0000 YES PADANG HIKMAT 9POLL \$1.0000 APPOINTED YES 01/01/12 PADGETT ADAM 9POLL \$1.0000 YES 01/01/12 APPOINTED APPOINTED PADILLA LAURA 9POLL \$1.0000 YES 01/01/12 PADOVANO MADELINE 9POLL \$1.0000 APPOINTED YES 06/01/12 PADRON FRANCISC 9POLL \$1.0000 APPOINTED YES 01/01/12 \$1.0000 PAGONA MICHAEL APPOINTED YES 01/01/12 01/01/12 9POLL \$1.0000 APPOINTED YES PANANA-RUIZ SHIRLEY Α 9POLL \$1,0000 APPOINTED YES 01/01/12 \$1.0000 APPOINTED PARAGAS EUGENIA S 9POLL YES 01/01/12 01/01/12 PARRA ONELIA 9POLL \$1.0000 APPOINTED YES CRYSTALL C PARRISH 9POLL \$1.0000 APPOINTED YES 01/01/12

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\$1.0000

APPOINTED

YES

01/01/12

### **READER'S GUIDE**

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

#### NOTICE TO ALL NEW YORK CITY CONTRACTORS

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

# CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION-RELATED SERVICES

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

### VENDOR ENROLLMENT APPLICATION

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

### SELLING TO GOVERNMENT TRAINING WORKSHOP

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

### PRE-QUALIFIED LISTS

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

### NON-MAYORAL ENTITIES

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

#### PUBLIC ACCESS CENTER

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

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

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

#### PROMPT PAYMENT

ACCO

CSB

NA/10

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

#### PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City's website at www.nyc.gov/selltonyc  $\,$ 

### 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:

Agency Chief Contracting Officer

11000	rigency emer contracting emeer
AMT	Amount of Contract
CSB	Competitive Sealed Bid including multi-step
CSP	Competitive Sealed Proposal including multi-s
CR	The City Record newspaper
DP	Demonstration Project
DUE	Bid/Proposal due date; bid opening date
$\mathbf{EM}$	Emergency Procurement
FCRC	Franchise and Concession Review Committee
IFB	Invitation to Bid
IG	Intergovernmental Purchasing
LBE	Locally Based Business Enterprise
M/WBE	Minority/Women's Business Enterprise
NA	Negotiated Acquisition
OLB	Award to Other Than Lowest Responsive
	Bidder/Proposer
PIN	Procurement Identification Number
PPB	Procurement Policy Board
PQL	Pre-qualified Vendors List
RFEI	Request for Expressions of Interest
RFI	Request for Information
RFP	Request for Proposals
RFQ	Request for Qualifications
SS	Sole Source Procurement
ST/FED	Subject to State and/or Federal requirements

### KEY TO METHODS OF SOURCE SELECTION

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

Competitive Sealed Bidding including multi-step

Change in scope, essential to solicit one or limited

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

number of contractors

NA/11	Immediate successor contractor required due to
	termination/default
	For Legal services only:
NA/12	Specialized legal devices needed; CSP not
	advantageous
WA	Solicitation Based on Waiver/Summary of
	${\bf Circumstances}~({\bf \it Client~Services/CSB~or~CSP~only})$
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
$\mathbf{E}\mathbf{M}$	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

#### HOW TO READ CR PROCUREMENT NOTICES

 $OLB/d \quad other: (specify)$ 

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

m27-30

### DEPARTMENT OF YOUTH SERVICES

■ SOLICITATIONS

Services (Other Than Human Services)

BUS SERVICES FOR CITY YOUTH PROGRAM - Competitive Sealed Bids - PIN# 056020000293 - DIJE 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

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

**☞** m27-30 EXPLANATION Name of contracting agency POLICE DEPARTMENT DEPARTMENT OF YOUTH SERVICES Name of contracting division ■ SOLICITATIONS Type of Procurement action Services (Other Than Category of procurement Human Services) BUS SERVICES FOR Short Title CITY YOUTH PROGRAM 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 Use the following address unless otherwise specified Division listing providing Agency contact in notice, to secure, examine or submit bid/proposal information documents: etc.  $NYPD, Contract\ Administration\ Unit$ 51 Chambers Street, Room 310 New York, NY 10007. Manuel Cruz (646) 610-5225. Indicates New Ad

Date that notice appears in The City