



# THE CITY RECORD

Official Journal of The City of New York

THE CITY RECORD  
U.S.P.S. 0114-660

Printed on paper containing  
40% post-consumer material

VOLUME CXXXVI NUMBER 24

THURSDAY, FEBRUARY 5, 2009

PRICE \$4.00

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**THE CITY RECORD** MICHAEL R. BLOOMBERG, Mayor

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ELI BLACHMAN, Editor of The City Record.

Published Monday through Friday, except legal holidays by the Department of Citywide Administrative Services of the City of New York under Authority of Section 1066 of the New York City Charter.

Subscription—\$500 a year; daily, \$4.00 a copy (\$5.00 by mail) Periodicals Postage Paid at New York, N.Y.  
POSTMASTER: Send address changes to THE CITY RECORD, 1 Centre Street, Room 2208, New York, N.Y. 10007 - 1602

Editorial Office 1 Centre Street, Room 2208 New York N.Y. 10007-1602 Telephone (212) 669-8252	Subscription Changes/Information 1 Centre Street, Room 2208 New York N.Y. 10007-1602 Telephone (212) 669-8252	The City of New York Home Page provides Internet access via the <b>WORLD WIDE WEB</b> to solicitations and awards <a href="http://www.nyc.gov/cityrecord">http://www.nyc.gov/cityrecord</a>
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## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

### CITY COUNCIL

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT the Council has scheduled the following public hearings on the matters indicated below:

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 1:00 P.M. on Monday, February 9, 2009:

**176 SOUTH EIGHTH**

**BROOKLYN CB - 1** 20095XXX HAK  
Application submitted by the New York City Department of Housing Preservation and Development for Council approval, pursuant to Section 577 of the Private Housing Finance Law, for a modification to a previously Project located at 176 South Eighth Street in Council District no 34.

**101-105 SOUTH EIGHTH**

**BROOKLYN CB - 1** 20095XXX HAK  
Application submitted by the New York City Department of Housing Preservation and Development for Council approval, pursuant to Section 577 of the Private Housing Finance Law, for a modification to a previously Project located at 101-105 South Eighth Street in Council District no 34.

**NEW CHANCE**

**BROOKLYN CB - 1** 20095XXX HAK  
Application submitted by the New York City Department of Housing Preservation and Development for Council approval, pursuant to Section 577 of the Private Housing Finance Law, for a modification to a previously Project located at 586A Morgan Avenue in Council District no 33.

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NOTICE IS HEREBY GIVEN THAT the Council has scheduled the following public hearings on the matters indicated below:

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 9:30 A.M. on Monday, February 9, 2009:

**PHIPPS HOUSES**

**MANHATTAN CB - 6** C 070137 ZMM  
Application submitted by Phipps Houses pursuant to Sections

197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section 8d:

- changing from an R8 District to a C1-9 District property bounded by East 26th Street, a line 125 feet easterly of Second Avenue, a line midway between East 23rd Street and East 24th Street, and a line 100 feet easterly of Second Avenue; and
- changing from a C1-8 District to a C1-9 District property bounded East 26th Street, a line 100 feet easterly of Second Avenue, a line midway between East 23rd Street and East 24th Street, and Second Avenue;

as shown on a diagram (for illustrative purposes only) dated August 11, 2008.

**PHIPPS HOUSES**

**MANHATTAN CB - 6** N 090105 ZRM  
Application submitted by Phipps Houses, pursuant to Section 201 of the New York City Charter for an amendment of Zoning Resolution of the City of New York relating to Section 23-84 (Outer Court Regulations), creating a new Section 23-844 (Modification of court and side yard regulations in the former Bellevue South Urban Renewal Area),

Matter Underlined is new, to be added;  
Matter in ~~Strikeout~~ is old, to be deleted;  
Matter within # # is defined in Section 12-10;  
\* \* \* indicate where unchanged text appears in the Zoning Resolution

**23-844**  
**Modification of court and side yard regulations in the former Bellevue South Urban Renewal Area in the Borough of Manhattan**

In the Borough of Manhattan, in the area designated by the former Bellevue South Urban Renewal Plan, for a #development# or #enlargement# on a #zoning lot# that adjoins a #zoning lot# including a #residential building# with #non-complying courts# along the common #side lot line#, the #court# regulations of Section 23-80 and the open area requirements of paragraph (c) of Section 23-462 (Side yards for all other residential buildings) may be modified to allow an open area at least eight feet wide to extend along a portion of the #side lot line#.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matter in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 11:00 A.M. on Monday, February 9, 2009:

**560-SEAT PRIMARY SCHOOL**

**MANHATTAN CB - 5** 20095161 SCM  
Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 560-seat Primary School Facility in the building currently occupied by the New York Foundling Hospital located at the southeast corner of West 17th Street and the Avenue of the Americas (Block 818, Lot 3 in portion), Community School District No. 2.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following

matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 1:00 P.M. on Monday, February 9, 2009:

**ERBOGRAPH APARTMENTS**

**MANHATTAN CB - 10** N 090144 HAM  
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 203 West 146th Street (Block 2032, Lot 23) Site 23 of the Bradhurst Urban Renewal Area, as an Urban Development Action Area; and
  - an Urban Development Action Area Project for such area; and

to facilitate the development of an eight-story mixed-use building, tentatively known as ErboGraph Apartments, with approximately 65 residential units, to be developed under the U.S. Department of Housing and Urban Development's Section 202 Supportive Housing for the Elderly Program.

Proposals subject to Council review and action pursuant to the Urban Development Action Area Act, Article 16 of the New York General Municipal Law, at the request of the Department of Housing Preservation and Development ("HPD"), which requests that the Council:

- Find that the present status of the listed areas tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes of Section 691 of the General Municipal Law;
- Waive the area designation requirements of Section 693 of the General Municipal Law pursuant to said Section;
- Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law;
- Approve the projects as Urban Development Action Area Projects pursuant to Section 694 of the General Municipal Law; and
- Approve an exemption of the Projects from real property taxes pursuant to Section 577 of Article XI of the Private Housing Finance Law (the "Tax Exemption").

NO.	ADDRESS	BLOCK/		COMMUNITY	
		LOT	BORO	PROGRAM	BOARD
1.	463 East 159th Street	2381/64	Bronx	Asset Sales	03
2.	1073 Utica Avenue	4735/43	Brooklyn	Asset Sales	17
3.	308 East 120th Street	1796/148	Manhattan	Tenant Interim Lease	11
4.	94 Hester Street	300/13	Manhattan	Tenant Interim Lease	03

Proposals subject to Council review and action pursuant to the Urban Development Action Area Act, Article 16 of the New York General Municipal Law, at the request of the Department of Housing Preservation and Development ("HPD"), which requests that the Council:

- Find that the present status of the listed areas tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes of Section 691 of the General Municipal Law;
- Approve designation of the area pursuant to Section 693 of the General Municipal Law;
- Approve the projects as Urban Development Action Area Projects pursuant to Section 694 of the General Municipal Law.

NO.	ADDRESS	BLOCK/		BORO	PROGRAM	COMMUNITY BOARD
		LOT	LOT			
1.	842-848 Jennings Street 850 Jennings Street	2965/99	2965/p/o 100	Bronx	Cornerstone	03

f3-9

**CITY PLANNING COMMISSION**

■ PUBLIC HEARING

**NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, February 18, 2009, commencing at 10:00 A.M.**

**BOROUGH OF BROOKLYN  
No. 1  
THE GARVEY**

**CD 3 C 090141 HAK**  
**IN THE MATTER OF** an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a) the designation of property located at 1598, 1600, and 1602 Fulton Street (Block 1699, Lots 26-28), Site 17D of the Fulton Park Urban Renewal Area, as an Urban Development Action Area; and
  - b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer selected by HPD;

to facilitate development of a mixed-use building, tentatively known as the Garvey, with approximately 78 residential units, and commercial space to be developed under the Department of Housing Preservation and Development's Cornerstone Program.

**No. 2  
THE BRADFORD**

**CD 3 C 090142 HAK**  
**IN THE MATTER OF** an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a) the designation of property located at 1560 Fulton Street (Block 1699, Lot 7), Site 17A of the Fulton Park Urban Renewal Area; 1562, 1564, and 1566 Fulton Street (Block 1699, Lots 8-10); 1568, 1570, 1572, 1574, and 1576 Fulton Street (Block 1699, Lots 11-15), Site 17B of the Fulton Park Urban Renewal Area; and 43 Albany Street (Block 1699, Lot 6), as an Urban Development Action Area; and
  - b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of property located at 1560 Fulton Street (Block 1699, Lot 7), Site 17A of the Fulton Park Urban Renewal Area; and 1568, 1570, 1572, 1574, and 1576 Fulton Street (Block 1699, Lots 11-15), Site 17B of the Fulton Park Urban Renewal Area, to a developer selected by HPD;

to facilitate development of a mixed-use building, tentatively known as the Bradford, with approximately 96 residential units and commercial space.

**No. 3  
354 CLARKSON AVENUE**

**CD 17 C 070396 ZMK**  
**IN THE MATTER OF** an application submitted by ESP Group LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 17b:

1. changing from an M1-1 District to an R7A District property bounded by Clarkson Avenue, a line 100 feet westerly of New York Avenue, a line midway between Clarkson Avenue and Lenox Avenue, and a line 100 feet easterly of Nostrand Avenue; and
2. establishing within the proposed R7A District a C2-4 District bounded by Clarkson Avenue, a line 100' westerly of New York Avenue, a line midway between Clarkson Avenue and Lenox Avenue, and a line 100 feet easterly of Nostrand Avenue;

as shown on a diagram (for illustrative purposes only) dated November 17, 2008.

**No. 4  
FLATLANDS INDUSTRIAL SITE 1**

**CD 18 C 090164 PPK**  
**IN THE MATTER OF** an application submitted by the New York City Department of Citywide Administrative Services

(DCAS), pursuant to Section 197-c of New York City Charter, for the disposition of one (1) city-owned property located at 1145 Rockaway Avenue (Block 3644, Lot 210) pursuant to zoning.

**BOROUGH OF MANHATTAN  
No. 5  
LOWER EAST SIDE GIRL'S CLUB**

**CD 3 N 090252 HAM**  
**IN THE MATTER OF** an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a) the designation of property located at 400-402 East 8th Street; 103, 101, and 97-99 Avenue D; 281 and 279 East 7th Street (Block 377, Lots 35, 41-43, and 47-48), as an Urban Development Action Area; and
  - b) an Urban Development Action Area Project for such area;

to facilitate the development of a 12-story mixed-use building, tentatively known as Lower East Side Girls Club, with approximately 78 residential units, retail and community facility space.

**No. 6  
150 AMSTERDAM AVENUE ZONING CHANGE**

**CD 7 C 090132 ZMM**  
**IN THE MATTER OF** an application submitted by 150 Amsterdam Avenue Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8c, by establishing within an existing R8 District a C2-5 District bounded by a line 230 feet northerly of West 66th Street, Amsterdam Avenue, West 66th Street and a line 100 feet westerly of Amsterdam Avenue, as shown on a diagram (for illustrative purposes only) dated November 17, 2008.

**BOROUGH OF STATEN ISLAND  
Nos. 7 & 8  
121<sup>st</sup> POLICE PRECINCT**

**CD 1 C 080106 ZSR**  
**IN THE MATTER OF** an application submitted by the Police Department and the Department of Citywide Administrative Services pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-67 of the Zoning Resolution as follows:

- a. to allow a police station to be located in a residence district; and
- b. to allow the applicable district bulk regulations for community facility buildings as set forth in Article II, Chapter 4 to apply to a proposed building;

to facilitate the development of a police station, on property located at 970 Richmond Avenue (Block 1704, Lot 1), in an R3-2 District.

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

**No. 8**

**CD 1 C 080107 PSR**  
**IN THE MATTER OF** an application submitted by the Police Department and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the site selection of property located at 970 Richmond Avenue (Block 1704, Lot 1) for use as a police precinct station house.

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

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**COMMUNITY BOARDS**

■ PUBLIC HEARINGS

**BOROUGH OF BROOKLYN**

Community Board #18 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Wednesday, February 18, 2009 at 8:00 P.M. at King's Plaza Community Room, (Flatbush and Avenue "V").

f3-9

**BOROUGH OF MANHATTAN**

Community Board #6 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Wednesday, February 11, 2009 at 7:00 P.M. at NYU Medical Center, 550 1st Avenue, Classroom B, New York, New York.

f5-11

**BOROUGH OF BROOKLYN**

Community Board #11 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Thursday, February 12, 2009 at 7:30 P.M. at Holy Family Home, 1740 84th Street, Brooklyn, New York.

f5-11

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

**BOROUGH OF QUEENS**

COMMUNITY BOARD NO. 8 - Wednesday, February 11, 2009 at 7:00 P.M., Hillcrest Jewish Center, 183-02 Union Turnpike, Flushing, NY

Re: FY 2010 Preliminary Budget/Capital and Expense Budget Submissions  
Chaired by: Maurice Braithwaite

f5-11

**BOROUGH OF BROOKLYN**

Community Board #1 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Tuesday, February 10, 2009 at 6:30 P.M. at Swinging 60's Senior Citizen Center, 211 Ainslie Street, Brooklyn, New York 11211 (Corner of Manhattan Avenue).

f3-9

**BOROUGH OF QUEENS**

Community Board #7 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Monday, February 9, 2009 at 7:00 P.M. at Union Plaza Care Center, 33-23 Union Street, 1st Floor, Flushing.

f2-6

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

**BOROUGH OF THE BRONX**

COMMUNITY BOARD NO. 3 - Tuesday, February 10, 2009 at 6:00 P.M., 1426 Boston Road, Bronx, NY

**#C 090228HAX**  
**IN THE MATTER OF** an application submitted by the Department of Housing Preservation and Development (HPD) pursuant to Section 197-c of the New York City Charter an Urban Development Action Area Project, for the disposition of such property to facilitate an expansion of the playground for the Carl C. Icahn Charter School.

f4-10

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

**BOROUGH OF BROOKLYN**

COMMUNITY BOARD NO. 7 - Wednesday, February 11, 2009 at 6:30 P.M., 4201 4th Avenue, Brooklyn, NY

**#C090232PPK**  
**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 the disposition of city-owned property, Units B and C in the Bush Terminal Industrial Complex, pursuant to zoning.

f5-11

**BOROUGH OF BRONX**

Community Board #8 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Tuesday, February 10, 2009 at 7:30 P.M. at Riverdale YM/YWHA, 5625 Arlington Avenue, Bronx.

f2-6

**BOROUGH OF BRONX**

Community Board #6 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Wednesday, February 11, 2009 at 6:30 P.M. at Belmont Library, 610 East 186th Street (corner of Hughes Avenue), Bronx.

f4-10

**EMPLOYEES' RETIREMENT SYSTEM**

■ MEETING

Please be advised that the next Regular Meeting of the Board of Trustees of the New York City Employees' Retirement System has been scheduled for Thursday, February 12, 2009 at 9:30 A.M. to be held at the New York City Employees' Retirement System, 335 Adams Street, 22nd Floor Boardroom, Brooklyn, NY 11201-3751.

f5-11

**FRANCHISE AND CONCESSION REVIEW COMMITTEE**

■ MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT the Franchise and Concession Review Committee will hold a Public Meeting at 2:30 P.M., on Wednesday, February 11, 2009 at 22 Reade Street, 2nd Floor Conference Room, Borough of Manhattan.

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

f2-11

## 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, **February 17, 2009**, 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 THE BRONX 09-3008 - Block Various, lot Various-  
Various Addresses - Fieldston Historic District  
A Romantic style planned suburb laid out in 1914 by engineer Albert Wheeler based on recommendations made by Frederick Law Olmsted and James R. Croe. The Historic District is characterized by an eclectic variety of residential buildings and styles including variants of the Colonial Revival, Craftsman, various picturesque revivals styles including Medieval, Tudor, and Mediterranean, as well as formal modernist houses. Application is to establish a Master Plan to govern certain types of alterations to buildings, other improvements and landscape improvements within the Fieldston Historic District, authorizing the staff to approve such work if it meets the requirements of the Master Plan.

**PROPOSED RULEMAKING**  
BOROUGH OF THE BRONX 09-6620 – Block Various, lot Various-  
Various Addresses – Fieldston Historic District  
A Romantic style planned suburb laid out in 1914 by engineer Albert Wheeler based on recommendations made by Frederick Law Olmsted and James R. Croe. The Historic District is characterized by an eclectic variety of residential buildings and styles including variants of the Colonial Revival, Craftsman, various picturesque revivals styles including Medieval, Tudor, and Mediterranean, as well as formal modernist houses. Application is to adopt the Fieldston Historic District Implementation Rules for a proposed master plan for certain alterations to improvements in the Fieldston Historic District pursuant to the City Administrative Procedures Act.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF THE BRONX 09-3624 - Block 5633, lot 36-21 Tier Street - 21 Tier Street House-Individual Landmark  
A Shingle style house designed by Samuel H. Booth and built in 1896. Application is to demolish two sheds and construct new building. Zoned R3A.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF QUEENS 09-6450 - Block 1472, lot 11-37-12-37-18 85th Street - Jackson Heights Historic District  
A neo-Romanesque style garden apartment building designed by Andrew J. Thomas and built in 1919-21. Application is to replace windows.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF QUEENS 09-0248 - Block 1472, lot 20-37-34-37-40 85th Street - Jackson Heights Historic District  
A neo-Romanesque style garden apartment building designed by Andrew J. Thomas and built in 1919-21. Application is to replace windows.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 09-6165 - Block 43, lot 26-72 Hudson Avenue - Vinegar Hill Historic District  
An Italianate style rowhouse built circa 1869-1876. Application is to construct a rooftop bulkhead.

**ADVISORY REPORT**  
BOROUGH OF BROOKLYN 09-6368 - Block 2119, lot 9-305 Cumberland Street - Fort Greene Historic District  
An Italianate style frame house built in 1851. Application is to alter the rear facade.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 09-3772 - Block 1915, lot 47-254 Clinton Avenue - Clinton Hill Historic District  
Originally a 19th century rowhouse, altered as a one-story institutional building by Henry McGill in 1940. Application is to demolish the existing building and construct a new gymnasium. Zoned R6B.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-2831 - Block 222, lot 1-441-453 Greenwich Street, aka 34-48 Vestry Street, 9-17 Desbrosses Street - Tribeca North Historic District  
A Romanesque Revival style warehouse designed by Charles C. Haight and built in 1883-1884. Application is replace paving and install lighting at the sidewalk.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-5789 - Block 521, lot 67-296 Elizabeth Street - NoHo East Historic District  
An early 19th century building with late-20th century alterations. Application is to construct a stair bulkhead. Zoned C6-2.

**BINDING REPORT**  
BOROUGH OF MANHATTAN 09-5939 - Block 549, lot 1,2,3,4-  
Washington Square Park - Greenwich Village Historic District

A public park built in 1826 with subsequent alterations. Application is to construct a stage platform, and ater the pathway.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-6148 - Block 1305, lot 1-109 East 50th Street - St. Bartholomew's Church and Community House- Individual Landmark  
A Byzantine-style church, designed by Bertram Goodhue, and built in 1914-19. Application is to install a stair enclosure at the terrace.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-6467 - Block 1118, lot 52-56 West 66th Street - First Battery Armory-Individual Landmark  
An armory building designed by Horgan and Slattery and built in 1900-1903. Application is to modify and legalize rooftop mechanical equipment installed without Landmarks Preservation Commission permits. Zoned C4-7.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-5281 - Block 1149, lot 29-105 West 77th Street - Upper West Side/Central Park West Historic District  
A Renaissance Revival style flats building designed by Thom & Wilson and built in 1892. Application is to legalize the installation of storefront infill without Landmarks Preservation Commission permits.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 08-8307 - Block 1168, lot 8-243 West 76th Street - West End-Collegiate Historic District  
An Eclectic style rowhouse with Queen Anne and Romanesque style details designed by William H. Boylan, and built in 1889-90. Application is to remove an altered stoop and create a window opening.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-5577 - Block 1150, lot 37-118 West 79th Street - Upper West Side/Central Park West Historic District  
A neo-Romanesque style apartment building designed by Emery Roth and built in 1925. Application is to alter window openings.

**BINDING REPORT**  
BOROUGH OF MANHATTAN 09-6384 - Block 2109, lot 106-65 Jumel Terrace - Morris-Jumel Mansion-Individual Landmark  
A Georgian style mansion built in 1765, and remodeled in 1810 in the Federal style. Application is to reconstruct the perimeter wall and construct a barrier-free access ramp.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-6388 - Block 1377, lot 15-690 Madison Avenue - Upper East Side Historic District  
A neo-Grec style apartment building designed by J.H. Valentine and built in 1878-79. Application is to install a new storefront, alter the façade, create new window openings and construct a rooftop addition. Zoned C5-1.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-4241 - Block 1380, lot 69-4 East 66th Street - Upper East Side Historic District  
A neo-Italian Renaissance style apartment building designed by J.E.R. Carpenter and built in 1919-20. Application is to install a window.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-4942 - Block 1405, lot 8-115 East 70th Street - Upper East Side Historic District  
A neo-French Classic style residence designed by Patrick J. Murray and built in 1921-22. Application is to legalize the installation of a metal lattice at the roof and entryway light fixtures without Landmarks Preservation Commission permits.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-6197 - Block 1390, lot 57-20 East 76th Street - Upper East Side Historic District  
A neo-Classical style apartment hotel designed by Schwartz & Gross and built in 1925-26. Application is to install a marquee and awnings.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 09-5841 - Block 1505, lot 33-75 East 93rd Street - (former) George F. Baker House-Individual Landmark  
A modified Federal style residence designed by Delano & Aldrich and built in 1917-18. Application is to construct a rooftop addition and modify the courtyard. Zoned R10.

■ 15-9

LP-2321 **HERMAN A. SCHLEICHER MANSION**. 11-41  
123rd Street  
*Landmark Site:* Borough of Queens Tax Map Block  
3997 Lot 40

■ 27-f10

### ■ MEETING

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York that on **Tuesday, February 10, 2009**, there will be a Public Meeting of the Landmarks Preservation Commission in the Public Hearing Chamber at 1 Centre Street, 9th Floor North, Borough of Manhattan, City of New York. For information about the Public Meeting agenda, please contact the Public Information Officer at (212) 669-7817.

## BOARD OF STANDARDS AND APPEALS

### ■ PUBLIC HEARINGS

#### FEBRUARY 10, 2009, 10:00 A.M.

**NOTICE IS HEREBY GIVEN** of a public hearing, Tuesday morning, February 10, 2009, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

#### SPECIAL ORDER CALENDAR

**218-96-BZ**  
APPLICANT – Mitchell S. Ross, Esq. for The Armenian Apostolic Church.  
SUBJECT – Application January 16, 2009 – Extension of Time to complete construction/waiver for a one story rear enlargement above the basement of an existing community use facility (The Armenian Prelacy), which expired on January 11, 2007, located in an R8B zoning district.  
PREMISES AFFECTED – 138 East 39th Street, South side, 123.4 feet east of Lexington Avenue, Block 894, Lot 60, Borough of Manhattan.  
**COMMUNITY BOARD #6M**

#### APPEALS CALENDAR

**270-08-A**  
APPLICANT – NYC Department of Buildings.  
OWNER OF RECORD: Johnny Ubiles.  
SUBJECT – Application November 5, 2008 – An appeal seeking to revoke Certificate of Occupancy No. 200983962F issued on February 8, 2008 as it was issued in error due to failure to comply with Special Flood Hazard Area requirements as set forth in the Building Code and Department of Buildings TPPN #1/04. R3A Zoning District.  
PREMISES AFFECTED – 221 Betts Avenue (aka 221B Betts Avenue) west side of Betts Avenue, north of Gildersleeve Avenue, Block 3460, Lot 58, Borough of Bronx.  
**COMMUNITY BOARD #9BX**

**271-08-A**  
APPLICANT – NYC Department of Buildings.  
OWNER OF RECORD: Pedro Febres.  
SUBJECT – Application November 5, 2008 – An appeal seeking to revoke Certificate of Occupancy No. 200983962F issued on February 8, 2008 as it was issued in error due to failure to comply with Special Flood Hazard Area requirements as set forth in the Building Code and Department of Buildings TPPN #1/04. R3A Zoning District.  
PREMISES AFFECTED – 221 A Betts Avenue, west side of Betts Avenue, north of Gildersleeve Avenue, Block 3460, Lot 59, Borough of Bronx.  
**COMMUNITY BOARD #9BX**

#### FEBRUARY 10, 2009, 1:30 P.M.

**NOTICE IS HEREBY GIVEN** of a public hearing, Tuesday afternoon, February 10, 2009, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

#### ZONING CALENDAR

**133-08-BZ**  
APPLICANT – Sheldon Lobel, P.C., for Pilot Realty Co., owner.  
SUBJECT – Application April 25, 2008 – Special Permit (§§73-48 & 73-49) to allow rooftop parking above the first floor of an existing one and two-story commercial building and waive limitation on number of vehicles in a group parking facility, located in an M1-1 zoning district.  
PREMISES AFFECTED – 1601 Bronxdale Avenue, northeast side of Bronxdale Avenue between Pierce and Van Nest Avenues, Block 4042, Lot 200, Borough of Bronx.  
**COMMUNITY BOARD #11BX**

**228-08-BZ**  
APPLICANT – Law Office of Fredrick A. Becker, for Sephardic Mikvah Israel by Isaac Hidary, owner.  
SUBJECT – Application September 3, 2008 – Variance (§72-21) to permit the construction of a one-story mikvah (ritual bath).The proposal is contrary to ZR Sections 24-34 (front yards) and 24-35 (side yards). R3-2 district.  
PREMISES AFFECTED – 2802 Avenue R, aka 1801-1811 East 28th Street, southeast corner of Avenue R and East 28th Street, Block 6834, Lot 1, Borough of Brooklyn.  
**COMMUNITY BOARD #15BK**

**253-08-BZ**  
APPLICANT – Law Office of Fredrick A. Becker for Paula Digrazia and Lisa Tapani, owner.  
SUBJECT – Application October 15, 2008 – Variance (§72-21) to legalize a prior enlargement at the rear of the home and to

### ITEM TO BE HEARD

#### BOROUGH OF QUEENS

PUBLIC HEARING ITEM NO.1

allow for a new enlargement to an existing single family home on a narrow zoning lot. This variance seeks to vary floor area ratio, open space lot coverage (§23-141(b)); side yards (§23-461(a)) & (§23-48) and less than the required rear yard (§23-47) in an R-4 zoning district.  
**PREMISES AFFECTED** – 2623 East 11th Street, East side of East 11th Street between Avenue Z and William Court, Block 7455, Lot 31, Borough of Brooklyn.  
**COMMUNITY BOARD #15BK**

**275-08-BZ**

**APPLICANT** – Eric Palatnik, P.C., for South Side House LLC, owner.  
**SUBJECT** – Application November 20, 2008 – Special Permit (§73-36) to allow a physical culture establishment on the ground floor of an existing building. The proposal is contrary to ZR Section 42-10. M1-2/R6 (MX8) district.  
**PREMISES AFFECTED** – 98 South 4th Street, south side of South 4th Street, between Bedford Avenue and Berry Street, Block 2443, Lot 13, Borough of Brooklyn.  
**COMMUNITY BOARD #1BK**

**276-08-BZ**

**APPLICANT** – Alfonso Duarte, for Kesyl LLC, owner; Beljanski Wellness Center Inc., lessee.  
**SUBJECT** – Application November 12, 2008 – Special Permit (§73-36) to allow a physical culture establishment on the sixth floor in a seven-story office building. The proposal is contrary to ZR Section 32-10. C5-2 district.  
**PREMISES AFFECTED** – 150 East 55th Street, south side, 155' east of Lexington Avenue, Block 1309, Lot 7501, Borough of Manhattan.  
**COMMUNITY BOARD #6M**

**291-08-BZ**

**APPLICANT** – Moshe M. Friedman, for Eva Hershovic, owner.  
**SUBJECT** – Application November 24, 2008 – Special Permit (§73-622) for the enlargement of an existing single family home. This application seeks to vary open space and floor area ration (§23-141(a)) and less than the required rear yard (§23-47) in an R-2 zoning district.  
**PREMISES AFFECTED** – 3141 Bedford Avenue, West side 140' south of the intersection of Bedford Avenue & Avenue J, Block 7607, Lot 37, Borough of Brooklyn.  
**COMMUNITY BOARD #14BK**

*Jeff Mulligan, Executive Director*

☛ f5-6

**COURT NOTICE****SUPREME COURT**

## ■ NOTICE

**KINGS COUNTY  
 IA PART 74  
 NOTICE OF ACQUISITION  
 INDEX NUMBER 33132/08**

In the Matter of the CITY OF NEW YORK, relative to acquiring title in fee simple, to real property needed for the **FIFTH AMENDED BROOKLYN CENTER URBAN RENEWAL PROJECT, PHASE 2** within an area bounded by Fulton Street, Duffield Street, Willoughby Street, and Albee Square, and a second area bounded by Lafayette Avenue, Rockwell Place, Fulton Street and Ashland Place, both of which areas are located in the Borough of Brooklyn, City and State of New York.

**PLEASE TAKE NOTICE**, that by order of the Supreme Court of the State of New York, County of Kings, IA Part 74 (Hon. Abraham G. Gerges, J.S.C.), duly entered in the office of the Clerk of the County of Kings on January 27, 2009, the application of the City of New York to acquire certain real property, for the **FIFTH AMENDED BROOKLYN CENTER URBAN RENEWAL PROJECT, PHASE 2**, was granted and the City was thereby authorized to file an acquisition map with the Office of the City Register. Said map, showing the property acquired by the City, was filed with the City Register on January 27, 2009. Title to the real property vested in the City of New York on January 27, 2009.

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

Damage Parcel	Tax Block	Tax Lot
10	146	16
11	146	17
12	146	29
13	146	34
14	146	35
15	146	36
16	146	41
17	146	42
18	2107	15
19	2107	24
20	2107	30
21	2107	36
22	2107	40
23	2107	41

Said property was acquired by the City of New York in fee simple absolute, (1) subject to encroachments, if any, of structures, improvements and appurtenances standing or maintained partly upon the parcels to be acquired (as shown on said map), and partly upon the lands and premises adjoining the same, as long as such encroachments shall

stand, and (2) subject to any easements that burden properties in Block 2107, and benefit the Metropolitan Transportation Authority and New York City Transit. Furthermore, Damage Parcels 16 and 17 (Block 146, Lots 41 and 42), were acquired subject to the Declaration of Zoning Lot Restrictions, Dated July 23, 2007; and the Zoning Lot Development and Easement Agreement, Dated July 23, 2007.

**PLEASE TAKE FURTHER NOTICE**, that pursuant to said Order and to §§503 and 504 of the Eminent Domain Procedure Law of the State of New York, each and every person interested in the real property acquired in the above-referenced proceeding and having any claim or demand on account thereof is hereby required, on or before January 27, 2010 (which is one (1) calendar year from the title vesting date), to file a written claim with the Clerk of the Court of Kings County, and to serve within the same time a copy thereof on the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007.

Pursuant to EDPL §504, the claim shall include:

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

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

**PLEASE TAKE FURTHER NOTICE**, that, pursuant to §5-310 of the New York City Administrative Code, proof of title shall be submitted to the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007 on or before January 27, 2011 (which is two (2) calendar years from the title vesting date).

Dated: January 27, 2009, New York, New York  
**MICHAEL A. CARDOZO**  
 Corporation Counsel of the City of New York  
 100 Church Street  
 New York, New York 10007  
 Tel. (212) 788-0716

☛ f2-13

**PROPERTY DISPOSITION****CITYWIDE ADMINISTRATIVE SERVICES****DIVISION OF MUNICIPAL SUPPLY SERVICES**

## ■ AUCTION

**PUBLIC AUCTION SALE NUMBER 09001 - Q AND R**

NOTICE IS HEREBY GIVEN of a bi-weekly public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on Wednesday, March 4, 2009 (SALE NUMBER 09001-R). This auction is held every other Wednesday unless otherwise notified. Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

NOTE: The auction scheduled for Wednesday, February 18, 2009 (SALE NUMBER 09001-Q) has been cancelled.

LOCATION: 570 Kent Avenue, Brooklyn, NY (in the Brooklyn Navy Yard between Taylor and Clymer Streets). A listing of vehicles to be offered for sale in the next auction can be viewed on our web site, on the Friday prior to the sale date at: <http://www.nyc.gov/auctions>

Terms and Conditions of Sale can also be viewed at this site. For further information, please call (718) 417-2155 or (718) 625-1313.

☛ f5-m4

## ■ SALE BY SEALED BID

**SALE OF: 1 LOT OF UNUSED FLUSH VALVES.**

**S.P.#:** 09013 **DUE:** February 17, 2009

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
*DCAS, Division of Municipal Supply Services, 18th Floor Bid Room, Municipal Building, New York, NY 10007.*  
*For sales proposal contact Gladys Genoves-McCauley (718) 417-2156 for information.*

☛ f2-17

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

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

**Recovered, lost, abandoned property, property obtained from prisoners, emotionally disturbed, intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves.**  
**Motor vehicles, boats, bicycles, business machines, cameras, calculating machines, electrical and optical property, furniture, furs, handbags, hardware, jewelry, photographic equipment, radios, robes, sound systems, surgical and musical instruments, tools, wearing apparel, communications equipment, computers, and other miscellaneous articles.**

**INQUIRIES**

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

**FOR MOTOR VEHICLES**

(All Boroughs):

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

**FOR ALL OTHER PROPERTY**

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

j1-d31

**PROCUREMENT**

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

**CHIEF MEDICAL EXAMINER****AGENCY CHIEF CONTRACTING OFFICER**

## ■ INTENT TO AWARD

*Goods & Services*

**SUPPORT, MAINTENANCE AND REPAIR OF**

**VENTANA BENCHMARK LT MODULE** – Sole Source – Available only from a single source - PIN# 81610ME0005 – DUE 02-06-09 AT 3:00 P.M. – The Office of Chief Medical Examiner (OCME) intends to enter into a sole source contract with Ventana Medical Systems, Inc. at 1910 E. Innovation Park Drive, Tucson, AZ 85755 for the support, maintenance and repair services of the Ventana Benchmark LT Module and Special Stainer.

Any other vendor who is capable of providing these services to the NYC Office of Chief Medical Examiner may express their interest in doing so by writing to Luis A. Rodriguez, Office of Chief Medical Examiner, 421 E. 26th Street, 10th Floor, New York, NY 10016.

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, 520 First Avenue New York, NY 10016. Luis Rodriguez (212) 323-1733*  
*lrodriguez@ocme.nyc.gov*

j30-f5

**CITYWIDE ADMINISTRATIVE SERVICES****CONTRACTS**

## ■ SOLICITATIONS

*Services (Other Than Human Services)*

**DCAS RFI FOR CIVIL SERVICE EXAMS** – Request for Information – PIN# 85609DCASRFI – DUE 02-20-09 AT 5:00 P.M. – Notice of Request for Information pertaining to the Development and Administration of Civil Service Examinations.

The City of New York's Department of Citywide Administrative Services ("DCAS") is issuing this Request for Information (RFI) seeking interested parties to develop and administer Civil Service examinations and New York City skilled trades licensing examinations. Agency assumptions pertaining to the performance of the contractor include:

- Adherence to the requirements of the 1978 Uniform Guidelines on Employee Selection Procedures, and to

professional standards as described in the Principles for Validation and Use of Personnel Selection Procedures, Fourth Edition (Society for Industrial and Organizational Psychology, Inc., 2003);

- Analysis of target jobs in detail sufficient to support content validity;
- Creation of a test development plan based on the results of the job analyses, describing the test format(s) to be used, job content areas to be assessed weights, etc.;
- Preparation of Notices of Examinations ("NOEs") to announce to potential test candidates relevant information about upcoming examinations;
- Collection of applications and exam fees from candidates and subsequently forwarding the applications and fees to DCAS through approved methods;
- Convening test item writing and test review panels which consist of subject matter experts ("SMEs") who will develop test questions and scoring keys that reflect the requirements of the test development plan. Note: The test(s) and answer key(s) are to become property of DCAS;
- Summoning candidates to test locations and notifying them of pertinent information;
- Administration of examinations in a manner acceptable to DCAS and in accordance with professional testing standards;
- Scoring subtests within each exam (e.g., multiple-choice test, education and experience test, practical test, etc.) and reporting exam results to DCAS in an electronic format acceptable to DCAS as well as reporting results to candidates by mail in written format;
- Convening a Test Validation Board to review protests submitted by candidates regarding the test scoring keys and making appropriate changes to the scoring keys, adhering to Section 50-A of the New York State Civil Service Law and DCAS guidelines;
- Convening a Committee on Manifest Errors to review and respond to appeals from candidates;
- Preparation for and appearance before the Administrative and Judicial Tribunals in response to candidate appeals of their test scores, and to defend the validity and use of the test(s);

Examinations sought for Civil Service job titles are in the areas of Health, Science and Social Services, Clerical and Accounting Work, Legal, Urban Development, and Professional Services Work, Skilled Craftsman and Operative Service Work, Engineering Work, and Fire and Ferry Services.

Firms which believe they have the ability to meet the Agency's needs as stated above are requested to send written information (exclusive of pricing information), by mail, fax, or e-mail to the Agency contact, as follows:

The Department of Citywide Administrative Services  
1 Centre Street, 18th Floor North  
New York, NY 10007  
Attention: Erkan Solak, Deputy Agency Chief Contracting Officer  
Fax #: (212) 669-3570  
E-mail: esolak@dcas.nyc.gov

Responses must be received no later than February 20, 2009

PLEASE NOTE:

(1) This request is for informational purposes only, and a contract award will not result from the responses received to this RFI.

(2) The agency will not reimburse any interested party for costs incurred in the preparation of a response, related discussions or presentations in connection with this RFI.

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

Department of Citywide Administrative Services  
1 Centre Street, 18th Floor N., New York, NY 10007.  
Erkan Solak (212) 669-3530, esolak@dcas.nyc.gov

j30-f5

**DIVISION OF MUNICIPAL SUPPLY SERVICES**

■ SOLICITATIONS

*Goods*

**COOLANT/ANTIFREEZE, ENGINE (CONCENTRATE)** – Competitive Sealed Bids – PIN# 8570801478 – DUE 03-02-09 AT 10:30 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.

Department of Citywide Administrative Services  
Office of Vendor Relations, 1 Centre Street, Room 1800  
New York, NY 10007. Jeanette Megna (212) 669-8610.

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■ AWARDS

*Goods*

**TOILETRIES FOR D.O.C. COMMISSARY** – Competitive Sealed Bids – PIN# 857801218 – AMT: \$456,242.84 – TO: Village Sundries and Tobacco Inc. DBA Village Distributors, 100 Syracuse Court, P.O. Box 2069, Lakewood, NJ 08701.

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**SUN MICROSYSTEMS - DOITT** – Intergovernmental Purchase – PIN# 8570900768 – AMT: \$607,777.70 – TO: Universal Technologies LLC, 350 5th Ave., Ste. 3304, New York, NY 10118. NYS Contract #PT61313.

Suppliers wishing to be considered for a contract with the Office of General Services of New York State are advised to contact the Procurement Services Group, Corning Tower Room 3711, Empire State Plaza, Albany, NY 12242 or by phone: 518-474-6717.

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■ VENDOR LISTS

*Goods*

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

1. Mix, Biscuit - AB-14-1:92
2. Mix, Bran Muffin - AB-14-2:91
3. Mix, Corn Muffin - AB-14-5:91
4. Mix, Pie Crust - AB-14-9:91
5. Mixes, Cake - AB-14-11:92A
6. Mix, Egg Nog - AB-14-19:93
7. Canned Beef Stew - AB-14-25:97
8. Canned Ham Shanks - AB-14-28:91
9. Canned Corned Beef Hash - AB-14-26:94
10. Canned Boned Chicken - AB-14-27:91
11. Canned Corned Beef - AB-14-30:91
12. Canned Ham, Cured - AB-14-29:91
13. Complete Horse Feed Pellets - AB-15-1:92
14. Canned Soups - AB-14-10:92D
15. Infant Formula, Ready to Feed - AB-16-1:93
16. Spices - AB-14-12:95
17. Soy Sauce - AB-14-03:94
18. Worcestershire Sauce - AB-14-04:94

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

j4-jy17

**EQUIPMENT FOR DEPARTMENT OF SANITATION** –

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

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

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

j4-jy17

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

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

j4-jy17

**DESIGN & CONSTRUCTION**

**AGENCY CHIEF CONTRACTING OFFICER**

■ SOLICITATIONS

*Construction / Construction Services*

**FORTWSH3, FORT WASHINGTON ARMORY TRACK AND FIELD HALL OF FAME 3** – Sole Source – Available only from a single source - PIN# 8502009PK0001P – DUE 02-19-09 AT 4:00 P.M. – The Department of Design and Construction intends to enter into a sole source contract with The Armory Foundation for the above project. The contractor must have unique knowledge of the site, and must guarantee the assumption of all costs above the estimated cost of construction. Any firm which believes that it is also qualified to provide these services or would like to provide such services in the future is invited to indicate by letter to: Department of Design and Construction, 30-30 Thomson Avenue, 5th Floor, Long Island City, New York 11101. Steven Wong, Program Director, (718) 391-2550, wongs@ddc.nyc.gov

f4-10

**CONTRACT SECTION**

■ SOLICITATIONS

*Construction / Construction Services*

**CONSTRUCTION OF SANITARY AND STORM SEWERS IN ALBEE AVENUE AND RELATED AREA, STATEN ISLAND** – Competitive Sealed Bids – PIN# 8502009SE0018C – DUE 02-26-09 AT 11:00 A.M. – PROJECT NO: SE-801. Experience Requirements. Bid documents are available at: <http://www.nyc.gov/ddc> This bid solicitation includes M/WBE participation goals for subcontracted work. For the M/WBE goals, please visit our website at [www.ddc.nyc.gov/buildnyc](http://www.ddc.nyc.gov/buildnyc) See "Bid Opportunities". For more information about M/WBE certification, please call 311 or go to [www.nyc.gov/getcertified](http://www.nyc.gov/getcertified). Apprenticeship requirements apply to this contract. Vendor Source ID#: 57954.

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. Bid documents deposit - \$35.00 per set. Company check or money order. No cash accepted. Late bids will not be accepted.

Department of Design and Construction  
30-30 Thomson Avenue, 1st Floor, Long Island City, NY 11101. Ben Perrone (718) 391-2614.

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**HEALTH AND HOSPITALS CORPORATION**

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

and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-3863.

j1-d31

■ SOLICITATIONS

*Construction Related Services*

**CORRECTION: INSTALLATION OF MODULAR ISO CLEANROOM CLASS 5-8 (797) SYSTEM** – Competitive Sealed Bids – PIN# 11109000090 – DUE 02-13-09 AT 3:00 P.M. – CORRECTION: There will be a mandatory proposer's conference on Monday, February 9, 2009 at 11:00 A.M. in the 3rd Floor Conference Room of the C and D Building of Bellevue Hospital Center.

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.

Bellevue Hospital Center, 462 First Avenue, Room 12E32  
New York, NY 10016. Matthew Gaumer (212) 562-2887  
[matthew.gaumer@bellevue.nychhc.org](mailto:matthew.gaumer@bellevue.nychhc.org)

f5

*Goods*

**RADIOLOGY/ULTRASOUND PRODUCTS** – Competitive Sealed Bids – PIN# 21-09-062 – DUE 02-13-09 AT 2:00 P.M.

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

Jacobi Medical Center, 1400 Pelham Parkway South  
Building #4, Room 7S19, Bronx, NY 10461.  
Yvonne Slade (718) 918-3150, [yvonne.slade@nbhn.net](mailto:yvonne.slade@nbhn.net).

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*Services (Other Than Human Services)*

**BLANKET ORDER FOR HAZMAT LIGHTING WASTE RECYCLING/RECLAMATION INCINERATION** – Competitive Sealed Bids – PIN# 21109056 – DUE 02-19-09 AT 3:00 P.M.

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

Lincoln Hospital Center, 234 East 149th Street, Room 2A2  
Bronx, NY 10451. Junior Cooper (718) 579-5096  
[junior.cooper@nychhc.org](mailto:junior.cooper@nychhc.org)

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**HEALTH AND MENTAL HYGIENE**

**AGENCY CHIEF CONTRACTING OFFICER**

■ SOLICITATIONS

*Human / Client Service*

**NEW YORK/NY III SUPPORTED HOUSING CONGREGATE** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 81608PO076300R0X00 – DUE 02-13-09 AT 3:00 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 open-ended and proposals will be accepted on an on-going basis. Since February 16, 2007, the RFP has been available for pick up in person at the address listed below, between the hours of 10:00 A.M. and 4:00 P.M. on business days only. The RFP is also 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 fax to (212) 219-5865. All proposals must be hand delivered at the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, NY 10013.

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, 93 Worth Street, Room 812  
New York, NY 10013. Huguette Beauport (212) 219-5883  
[hbeaupor@health.nyc.gov](mailto:hbeaupor@health.nyc.gov)

o15-f12

**HOMELESS SERVICES**

**OFFICE OF CONTRACTS AND PROCUREMENT**

■ SOLICITATIONS

*Human / Client Service*

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

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

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

j12-24

**SAFE HAVEN OPEN-ENDED RFP** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-08S-04-1164 – DUE 08-27-10 – The Department of Homeless Services has issued an Open Ended Request for Proposals (PIN 071-08S-04-1164) as of August 27, 2007 seeking appropriately qualified vendors to develop and operate a stand-alone Safe Haven for chronic street homeless single adults and/or adult couples without minor children. There is no due date for proposals under this RFP. Proposals will be reviewed by the Department as they are received and contracts will be awarded on an on-going basis until the Department's needs are met.

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

Department of Homeless Services, 33 Beaver Street  
13th Floor, New York, NY 10004.  
Suellen Schulman (212) 361-8400, sschulma@dhs.nyc.gov

a27-f12

## HOUSING PRESERVATION & DEVELOPMENT

### SOLICITATIONS

Construction / Construction Services

**REPLACEMENT OF ELEVATOR AT 2041 5TH AVENUE, MANHATTAN** – Competitive Sealed Bids – PIN# CM1003804 – DUE 02-18-09 AT 11:00 A.M. – Bid documents are available for pick up Monday thru Friday, excluding Legal Holidays, between the hours of 9:00 A.M. to 4:30 P.M. An \$80.00 non-refundable bid document cost is required at time of bid pick up. Acceptable forms of payment are money order or certified bank check, only, made payable to Delcor Associates, Inc.

On February 9, 2009 starting at 11:00 A.M. there will be a mandatory walk-thru at 2041 5th Avenue, Manhattan. Firms that do not attend the mandatory walk thru will be excluded from bidding on the contract project.

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.

Delcor Associates Inc., 81 Fourth Avenue, Brooklyn, NY 11217. Monique Tallman (718) 638-8383, delcorassociates@verizon.net  
HPD, 100 Gold Street, Room 7A-4, NY, NY 10038.

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## LEGAL DEPARTMENT

### INTENT TO AWARD

Services (Other Than Human Services)

**PROPRIETARY SOFTWARE SUPPORT AGREEMENT** – Sole Source – Available only from a single source - PIN# 806091000706 – DUE 02-20-09 AT 11:00 A.M. – The Department of Housing Preservation and Development of the City of New York (HPD) intends to enter into sole source negotiations for a Software Support Agreement of the Elite Database with Emphasys Computer Solutions, Inc. (ECS, Inc.). The software currently being utilized by HPD and to be supported under the proposed contract is proprietary intellectual property of ECS, Inc. licensed to HPD. Any firm who believes it could also provide this requirement is invited to do so in a letter or e-mail to the HPD contact person.

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 Preservation and Development, 100 Gold Street, Room 8-S4, New York, NY 10038.  
Jay Bernstein (212) 863-6657, jb1@hpd.nyc.gov

f2-6

## PARKS AND RECREATION

### CONTRACT ADMINISTRATION

#### SOLICITATIONS

Construction / Construction Services

**CONSTRUCTION OF THE PROMENADE ENTRY PLAZA AND PARKING LOT** – Competitive Sealed Bids – PIN# 8462009R046C02 – DUE 03-11-09 AT 10:30 A.M. – At Father Capodanno Boulevard and Seaview Avenue in Midland Beach, Staten Island, known as Contract #R046-107MA. Vendor Source ID#: 57903. This contract is subject to Apprenticeship program requirements.

● **CONSTRUCTION AND RECONSTRUCTION OF PLAYGROUNDS IN SCHOOL YARDS** – Competitive Sealed Bids – PIN# 8462009Q000C05 – DUE 03-11-09 AT 10:30 A.M. - At IS 61 and PS 89, Queens, known as Contract #QG-2408M. Vendor Source ID#: 57904.

These procurements are subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005.

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/

blueprints; other information; and for opening and reading of bids at date and time specified above.

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

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## REVENUE AND CONCESSIONS

### SOLICITATIONS

Services (Other Than Human Services)

**RENOVATION, OPERATION AND MAINTENANCE OF AN OUTDOOR CAFE** – Competitive Sealed Proposals – Judgment required in evaluating proposals -

PIN# M10-33-SB – DUE 03-10-09 AT 3:00 P.M. – At Mineral Springs in Central Park, Manhattan. Parks will hold a recommended proposer meeting on Friday, February 27, 2009 at 11:00 A.M. at the concession site, which is located between 69th and 70th Streets and between Terrace Drive and Sheep Meadow in Central Park, Manhattan. All interested parties are urged to attend.

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

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

Parks and Recreation, The Arsenal-Central Park  
830 Fifth Avenue, Room 407, New York, NY 10021.  
Alexander Han (212) 360-1397, alexander.han@parks.nyc.gov

f3-17

**OPERATION AND MAINTENANCE OF A HIGH-QUALITY RESTAURANT AND BANQUET FACILITY** –

Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# M10-34-R – DUE 05-01-09 AT 3:00 P.M. – At 67th Street and Central Park West in Central Park, Manhattan.

Interested proposers are encouraged to attend a site tour on one of the following dates: March 2, 2009 at 9:00 A.M. or March 9, 2009 at 9:00 A.M. Please contact Gabrielle Ohayon (information listed below) to schedule one of those dates. Parks will make every effort to accommodate interested proposers' first choice of dates. The site tour will be held at the proposed concession site. We will meet at the parking lot at the proposed concession site, which is situated at the corner of Central Park West and 67th Street, just inside Central Park.

Parks has also scheduled a Proposer Meeting on Thursday, March 19, 2009 at 10:00 A.M. The Proposer Meeting will provide an opportunity for potential proposers to ask questions. The Proposer Meeting will be held at the Arsenal, 830 Fifth Avenue, located just inside Central Park at 64th Street. We will meet on the third floor in the Arsenal Gallery. If you are considering responding to this RFP, please make every effort to attend the recommended site tour and proposer meeting.

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

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

Parks and Recreation, The Arsenal-Central Park  
830 Fifth Avenue, Room 407, New York, NY 10021.  
Gabrielle Ohayon (212) 360-1397,  
gabrielle.ohayon@parks.nyc.gov

f2-13

**OPERATION AND MANAGEMENT OF AN OUTDOOR ARTS AND CRAFTS FAIR** – Competitive Sealed Proposals –

Judgment required in evaluating proposals - PIN# M53-B-AS – DUE 03-06-09 AT 1:00 P.M. – On Columbus Avenue at Margaret Mead Green, Manhattan. Telecommunication Device for the Deaf (TDD) 212-504-4115

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

Parks and Recreation, The Arsenal-Central Park  
830 Fifth Avenue, Room 407, New York, NY 10021.  
Gabrielle Ohayon (212) 360-1397,  
gabrielle.ohayon@parks.nyc.gov

j28-f10

## POLICE

### AGENCY CHIEF CONTRACTING OFFICER

#### SOLICITATIONS

Services (Other Than Human Services)

**INVOICED AUTO TOWING, STORAGE, AUCTIONING AND SALVAGE SERVICES** – Competitive Sealed

Proposals – Judgment required in evaluating proposals - PIN# 056090000629 – DUE 03-02-09 AT 2:00 P.M. – The NYPD seeks an appropriately qualified contractor to provide services and management of a new operation that includes the intake, storage, and release of up to 9000 vehicles per year, with an average daily inventory of approximately 5,000 vehicles. The pre-proposal conference and site-visit will be held at 10:00 A.M. (sharp) on February 17, 2009 at the College Point Auto Pound, 129-05 31st Avenue, College Point, NY 11354. The pre-proposal conference is optional but it will be the only pre-proposal conference and site visit that the NYPD will conduct for this procurement.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents,

vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Police Department, 51 Chambers Street, Room 310, New York, NY 10007. Frank Bello (646) 610-5220, frank.bello@nypd.org

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## SMALL BUSINESS SERVICES

### SOLICITATIONS

Services (Other Than Human Services)

**CITY-WIDE ECONOMIC DEVELOPMENT SERVICES PRIMARILY RELATED TO MARITIME, AVIATION, RAIL FREIGHT, MARKET AND INTERMODAL TRANSPORTATION DEVELOPMENT** – Sole Source – Available only from a single source - PIN# 801SBS901152 – DUE 02-18-09 AT 2:00 P.M. – The Department of Small Business Services intends to enter into sole source negotiations to purchase the above services from New York City Economic Development Corporation. Any local development corporation, with experience and in house expertise in the areas of maritime, aviation, rail freight, market and intermodal transportation development, or related areas of economic development, on a City wide basis, that believes that at present or in the future it can also provide this requirement is invited to so indicate by letter, which letter must also indicate its qualifications and must be received no later than 02/18/09, 2:00 P.M., to: Department of Small Business Services, 110 William Street, 7th Floor, New York, New York 10038. Daryl Williams, Agency Chief Contracting Officer, (212) 618-8731, procurementhelpdesk@sbs.nyc.gov.

f4-10

**CITY-WIDE ECONOMIC DEVELOPMENT SERVICES** – Sole Source – Available only from a single source -

PIN# 801SBS901151 – DUE 02-18-09 AT 2:00 P.M. – The Department of Small Business Services intends to enter into sole source negotiations to purchase the above services from New York City Economic Development Corporation. Any local development corporation, with experience and in house expertise in all areas of economic development, on a City wide basis, that believes that at present or in the future it can also provide this requirement is invited to so indicate by letter, which letter must also indicate its qualifications and must be received no later than 02/18/09, 2:00 P.M., to: Department of Small Business Services, 110 William Street, 7th Floor, New York, New York 10038. Daryl Williams, Agency Chief Contracting Officer, (212) 618-8731, procurementhelpdesk@sbs.nyc.gov.

f4-10

## TRANSPORTATION

### DIVISION OF TRAFFIC

#### SOLICITATIONS

Construction Related Services

**INSTALL 150 WATT ENERGY EFFICIENT COBRA HEADS** – Competitive Sealed Bids – PIN# 84108MBTR320 – DUE 03-04-09 AT 11:00 A.M. – Contract documents available during the hours of 9:00 A.M. - 3:00 P.M. ONLY. Furnishing and installation of 150 Watt Energy Efficient Cobra Heads and removal 250 Watt Cobra Heads on Highways, Citywide. A pre-bid meeting (optional) will be held on Tuesday, February 17, 2009 at 10:00 A.M. at 34-02 Queens Blvd., Main Conference Room, 2nd Floor, Long Island City, NY 11101. A deposit of \$50.00 in the form of a certified check or money order made payable to New York City Department of Transportation is required to obtain Contract Bid/Proposal Documents. NO CASH ACCEPTED. Refund will be made only for Contract Bid/Proposal Documents that are returned in its original condition within 10 days after bid opening. Any persons delivering bid documents must enter the building through 220 Church Street, New York, NY. Due to increased building security bidders should allow extra time and ensure that proper photo identification is available upon request. Please ensure that your company's address, telephone and fax numbers are submitted by your company (or messenger service) when picking up contract documents. For additional information please contact Frank Caiazzo at (718) 786-4061. Vendor Source ID#: 57882.

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 Transportation, Contract Management Unit,  
Office of the Agency Chief Contracting Officer  
40 Worth Street, Room 824A, New York, NY 10013.  
Bid Window (212) 442-7565.

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## AGENCY RULES

## BUILDINGS

### NOTICE

**NOTICE OF OPPORTUNITY TO COMMENT ON PROPOSED RULE AMENDMENT RELATING TO VIOLATION RECLASSIFICATION, ESTABLISHMENT OF PERIODIC PENALTIES AND CERTIFICATION OF CORRECTION**

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED in the Department by sections 28-201.2, 28-202.1, and 28-204.2 of the New York City Administrative Code, and in accordance with section 1043(b) of the Charter, that the Department of Buildings ("Department") proposes to amend Subchapter B and Section 102-01 to Chapter 100 of Title 1 of the Official Compilation of the Rules of the City of New York, regarding the classification of violations, establishment of daily and monthly penalties for certain of those violations, and processes for certifying their correction before the Department.

A public hearing on the proposed rule amendment will be held at the Executive Offices of the Department of Buildings, 280 Broadway, 3rd Floor Conference Room, New York, New York on March 10, 2009 at 11:00 A.M. Written comments regarding the proposed rule may be submitted to Phyllis Arnold, Deputy Commissioner, New York City Department of Buildings, 280 Broadway, New York, New York 10007, on or before March 10, 2009.

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

Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify Phyllis Arnold at the foregoing address by February 19, 2009.

This rule was not included in the agency's regulatory agenda.

New matter is underlined, and deleted material is in [brackets].

**Section 1.** The entries in section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York relating to BC 3314.4.5 and Administrative Code sec. 26-204.1(a) are amended to read as follows:

Section of Law	Classification	Violation Description
BC 3314.4.5 [ & 26-204.1 (a)]	Class 1	Erected, dismantled repaired, maintained, modified or removed supported scaffold without a scaffold certificate of completion.

Section of Law	Classification	Violation Description
[BC 3314.4.5 & 26-204.1 (a)]	[Class 2]	[Erected, dismantled repaired, maintained, modified or removed supported scaffold without a scaffold certificate of completion.]

Section of Law	Classification	Violation Description
BC 3314.4.6 [ & 26-204.1 (c)]	Class 1	Use of supported scaffold without a scaffold user certificate.

Section of Law	Classification	Violation Description
[BC 3314.4.6 & 26-204.1 (c)]	[Class 2]	[Use of supported scaffold without a scaffold user certificate.]

**Section 2.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding, in numerical order, new entries relating to Administrative Code secs. 28-216.12.1 and 28-216.12.6, to read as follows:

Section of Law	Classification	Violation Description
<u>28-216.12.1</u>	<u>Class 2</u>	<u>Failure to submit required report of inspection of potentially compromised buildings</u>

Section of Law	Classification	Violation Description
<u>28-216.12.6</u>	<u>Class 1</u>	<u>Failure to immediately notify Department that building or structure has become potentially compromised</u>

**Section 3.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding three new entries relating to BC 3303.4 and Administrative Code sec. 27-1018, following the existing entry relating to such sections, to read as follows:

Section of Law	Classification	Violation Description
<u>BC 3303.4 &amp; 27-1018</u>	<u>Class 1</u>	<u>Failure to maintain adequate housekeeping per section requirements.</u>

Section of Law	Classification	Violation Description
<u>BC 3303.4.5 &amp; 27-1018</u>	<u>Class 1</u>	<u>Unsafe storage of materials during construction or demolition.</u>

Section of Law	Classification	Violation Description
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<u>BC 3303.4.6 &amp; 27-1018</u>	<u>Class 1</u>	<u>Unsafe storage of combustible material and equipment.</u>
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**Section 4.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding, in numerical order, new entries relating to Administrative Code secs. 28-305.4.4, 28-305.4.6 and 28-305.4.7.3, to read as follows:

Section of Law	Classification	Violation Description
<u>28-305.4.4</u>	<u>Class 2</u>	<u>Failure to submit required report of condition assessment of retaining wall</u>

Section of Law	Classification	Violation Description
<u>28-305.4.6</u>	<u>Class 1</u>	<u>Failure to immediately notify Department of unsafe condition observed during condition assessment of retaining wall.</u>

Section of Law	Classification	Violation Description
<u>28-305.4.7.3</u>	<u>Class 2</u>	<u>Failure to file an amended condition assessment acceptable to Department indicating correction of unsafe conditions.</u>

**Section 5.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding, in numerical order, a new entry relating to BC 3310.9.1, to read as follows:

Section of Law	Classification	Violation Description
<u>BC 3310.9.1</u>	<u>Class 1</u>	<u>No concrete safety manager present at site where at least 2,000 cubic feet of concrete will be poured.</u>

**Section 6.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding, in numerical order, entries relating to subdivisions (20) and (21) of Administrative Code sec. 28-110.1, to read as follows:

Section of Law	Classification	Violation Description
<u>28-110.1(20)</u>	<u>Class 1</u>	<u>Failure to provide evidence of workers attending construction &amp; safety course</u>

Section of Law	Classification	Violation Description
<u>28-110.1(21)</u>	<u>Class 1</u>	<u>Failure to conduct workers' site-specific safety orientation program per site safety plan.</u>

**Section 7.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding, in numerical order, entries relating to BC 3319.8, BC 3319.8.2, BC 3319.8.3, BC 3319.8.4, BC 3319.8.4.2, BC 3319.8.6, BC 3319.8.7 and BC 3319.8.8, to read as follows:

Section of Law	Classification	Violation Description
<u>BC 3319.8</u>	<u>Class 1</u>	<u>Failure to provide erection, jumping, climbing, dismantling plan for tower/ climber crane.</u>

Section of Law	Classification	Violation Description
<u>BC 3319.8.2</u>	<u>Class 1</u>	<u>Failure to conduct a safety coordination meeting.</u>

Section of Law	Classification	Violation Description
<u>BC 3319.8.3</u>	<u>Class 1</u>	<u>Failure to conduct a pre-jump safety meeting.</u>

Section of Law	Classification	Violation Description
<u>BC 3319.8.4</u>	<u>Class 1</u>	<u>Failure to notify the Department prior to pre-jump or safety coordination meeting.</u>

Section of Law	Classification	Violation Description
<u>BC 3319.8.4.2</u>	<u>Class 1</u>	<u>Failure to provide time schedule indicating erection, jumping, climbing or dismantling of crane.</u>

Section of Law	Classification	Violation Description
<u>BC 3319.8.6</u>	<u>Class 1</u>	<u>No meeting log available.</u>

Section of Law	Classification	Violation Description
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<u>BC 3319.8.7</u>	<u>Class 1</u>	<u>Failure to file a complete and acceptable tower/climber Installation Report per BC 3319.8.7</u>
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Section of Law	Classification	Violation Description
<u>BC 3319.8.8</u>	<u>Class 1</u>	<u>Erection, jumping, climbing, dismantling operations of a tower or climber crane not in accordance with 3319.8.8</u>

**Section 8.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding, in numerical order, a new entry relating to Administrative Code sec. 28-105.11, to read as follows:

Section of Law	Classification	Violation Description
<u>28-105.11</u>	<u>Class 2</u>	<u>Failure to post permit for work at premises.</u>

**Section 9.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding a new entry relating to Administrative Code sec. 28-105.12.2, prior to all other entries relating to that provision, and by amending the final entry relating to Administrative Code sec. 28-105.12.2, to read as follows:

Section of Law	Classification	Violation Description
<u>28-105.12.2</u>	<u>Class 1</u>	<u>Work does not conform to approved construction documents and/or approved amendments</u>

Section of Law	Classification	Violation Description
<u>28-105.12.2</u>	<u>Class 1</u>	<u>Outdoor Ad Co sign is contrary [compliance with] to construction documents.</u>

**Section 10.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding, in numerical order, a new entry relating to Administrative Code sec. 28-201.1, to read as follows:

Section of Law	Classification	Violation Description
<u>28-201.1</u>	<u>Class 1</u>	<u>Unlawful acts. Failure to comply with commissioner's order</u>

**Section 11.** The first entry in section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York relating to Administrative Code sec. 28-202.1 and the first entry in such section relating to Administrative Code sec. 28-210.1 are amended to read as follows:

Section of Law	Classification	Violation Description
<u>28-202.1</u>	<u>Class 1</u>	<u>Additional daily penalty for Class 1 violation of 28-210.1 - 1 or 2 family converted to [greater than 4 family] <u>4 or more families.</u></u>

Section of Law	Classification	Violation Description
<u>28-210.1</u>	<u>Class 1</u>	<u>Residence altered for occupancy as a dwelling from 1 or 2 families to [greater than 4 families] <u>4 or more families.</u></u>

**Section 12.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding a new entry relating to Administrative Code sec. 28-211.1, following the existing entry relating to such section, to read as follows:

Section of Law	Classification	Violation Description
<u>28-211.1</u>	<u>Class 1</u>	<u>Filed a certificate of correction or other related materials containing material false statement(s).</u>

**Section 13.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding two entries relating to Administrative Code sec. 28-301.1, following all existing entries relating to such section, to read as follows:

Section of Law	Classification	Violation Description
<u>28-301.1</u>	<u>Class 1</u>	<u>Failure to maintain building in code compliant manner: Lack of required number of means of egress for every floor per BC 1018.1; 27-366.</u>

Section of Law	Classification	Violation Description
28-301.1	Class 2	Failure to maintain building in code compliant manner: Exhaust discharge closer than 10 feet from building openings per RS 13 (2-2.1.4); MC 401.5.2

**Section 14.** The entries in section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York relating to Administrative Code secs. 28-405.1 and 28-408.1 are amended, and an entry relating to chapter 4 of Title 28 of the Administrative Code is added, to read as follows:

Section of Law	Classification	Violation Description
[28-405.1]	[Class 2]	[Supervision or use of power-operated hoisting machine without a Hoisting Machine Operator's license.]

Section of Law	Classification	Violation Description
28-408.1	[Class 2] Class 1	Performing unlicensed plumbing work without a master plumber license

Section of Law	Classification	Violation Description
Misc. Chapter 4 of Title 28-Unlicensed Activity	Class 1	Illegally engaging in any business or occupation without a required license or other authorization.

**Section 15.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding a new entry relating to BC 3307.3.1 and Administrative Code sec. 27-1021(a), following the existing entry relating to such sections, to read as follows:

Section of Law	Classification	Violation Description
BC 3307.3.1& 27-1021(a)	Class 2	Failure to provide sidewalk shed where required.

**Section 16.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding, in numerical order, new entries relating to BC 3301.8 and BC 3310.8.2, to read as follows:

Section of Law	Classification	Violation Description
BC 3301.8	Class 1	Failure to promptly notify the Department of an accident at construction/demolition site

Section of Law	Classification	Violation Description
BC 3310.8.2	Class 1	Site safety manager/coordinator failed to immediately notify the Department of conditions as required.

**Section 17.** Section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding a new entry relating to ZR 22-00, following the existing entry relating to such section, to read as follows:

Section of Law	Classification	Violation Description
ZR 22-00	Class 3	Illegal use in residential district.

**Section 18.** The provision of section 102-01(j) of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York relating to Administrative Code sec. 28-303.7 is deleted, as follows:

Section of Law	Classification	Violation Description
[28-303.7]	[Class 2]	[Failure to file complete boiler inspection report.]

#### Statement of Basis and Purpose of Rule

The proposed amendments to Section 102-01 of the Department's rules derive from a number of sources: (1) new penalties imposed by the City Council since enactment of Local Law 33 of 2007 and Local Law 8 of 2008, the NYC Construction Codes and their completion legislation; (2) Department determinations of modifications required in light of the first several months of enforcement of the new codes; and (3) correction of inadvertent errors. Specific explanations follow:

Section 1. Local Law 24 of 2008, effective July 1, 2008, made permitting or causing someone to erect, repair, maintain, modify, remove or use a supported scaffold without the required training an immediately hazardous or Class 1

violation. Section 1 reflects that change by proposing to delete the Class 2 designation for this infraction from the Buildings Classification Table. It also proposes to delete the reference to Title 26 since it was repealed as part of enactment of the new Construction Codes.

Section 2. Local Law 33 of 2008, effective February 9, 2009, defines a new class of potentially compromised buildings and imposes notification and inspection requirements on owners of such buildings.

Section 3. Local Law 34 of 2008, effective August 12, 2008, made violations of building code sections 3303.4.5 and 3303.4.6, regarding storage of materials during construction or demolition and storage of combustible material and equipment, immediately hazardous or Class 1. That required that the Class 2 designation for violation of BC 3303.4 be supplemented by a Class 1, a proposed change reflected in Section 3. The two new charges are proposed to be included in this section, which addresses the Class 1 conditions regarding the storage of materials and combustible materials at construction and demolition sites.

Section 4. Local Law 37 of 2008, effective February 9, 2009, makes owners of certain retaining walls responsible for periodic assessment and reporting of their conditions. It also requires correction of unsafe conditions identified in the assessment.

Section 5. Local Law 40 of 2008, effective January 1, 2009, requires a concrete safety manager on construction sites where a minimum of 2,000 cubic yards of concrete will be poured. The new charge set forth in Section 5, BC 3310.9.1, is proposed as a means of enforcing the requirement that "a concrete safety manager shall be designated by the concrete contractor at those sites where the concrete portion of the project involves the pouring of a minimum of 2,000 cubic yards of concrete or such lesser amount as the commissioner may determine by rule."

Section 6. Local Law 41 of 2008, effective December 2, 2008, requires an enhanced site safety plan for any project for which Building Code Chapter 33 requires a site safety plan. This plan must include a statement (1) that workers have successfully completed a course in construction safety and (2) that workers have attended a site-specific safety orientation program. Moreover, workers must all be able to show evidence of satisfying the training requirement. The proposed violations reflected in Section 6 will be issued when either the workers did not attend or where there is no evidence that the workers attended these required courses/programs.

Section 7. Local Law 46 of 2008, effective December 22, 2008, codifies a number of Department practices put in place after the crane collapse on East 51st Street, Manhattan March 15, 2008. It requires submission to the Department of a plan for the erection, jumping, climbing and dismantling tower or climber cranes and details the items that must be included in such a plan. It further prescribes certain meetings at the site, including a safety coordination and pre-jump safety meetings, specifies the topics of such meetings, and calls for the Department to be notified of them. The law requires an engineer to inspect and certify a tower or climber crane prior to jumping or climbing, imposes new standards during erection, jumping, climbing and dismantling operations, and requires preparation and maintenance of certain schedules and logs.

Section 8. This section's proposal to add as an infraction a violation of §28-105.11 for failing to post a work permit reflects an entry that was not included in the original classification table, but that is necessary because this condition occurs with regularity.

Section 9. The Department proposes to add in Section 9 an additional Classification Level 1 to the pre-existing Classification level Class 2 and Class 3 for violation of the general requirement of Section 28-105.12.2, failure to conform to construction documents. Upon a review of the classification table by the Inspector Units and other Department safety personnel, it was determined that a Classification 1 level was needed for the most egregious situations/violations of public safety. These include situations where a deviation from the approved plans results in the highest level of risk to workers and the public. In addition, this section clarifies a separate infraction (established for data tracking purposes) for violation of Section 28-105.12.2 by an outdoor advertising company.

Section 10. This section reflects the Department's determination that a Class 1 violation is needed for those situations where a failure to comply with a Commissioner's order in violation of Administrative Code section 28-201.1 poses a risk to public safety.

Section 11. This section is intended to correct an error in the description of violations for Administrative Code §28.202.1 and §28-210.1. According to §28-201.2.1, "A violation of section §28-210.1 in which a building legally approved for occupancy as a one family or two-family dwelling (as set forth in the certificate of occupancy or if no certificate of occupancy is required, as evidenced by official records) is illegally converted to or maintained as a dwelling for occupancy by *four or more families*" (emphasis added) is an Immediately Hazardous or Class 1 violation. Section 11 corrects the language in the original rule that inadvertently characterized the infraction as altering a dwelling for 1 or 2 families to "greater than 4 families," properly including four family dwellings in this charge.

Section 12. The Department proposes to add a new Class 1 violation of Administrative Code section 28-211.1 to

distinguish the filing of false documents associated with an ECB certificate of correction from other types of false documents filed with the Department, such as plan and permit applications and cyclical inspection filings. The Department audits certificates of correction separately from plans and permit applications, and accordingly maintains separate sets of figures for false filings related to those documents.

Section 13. This section's proposal to add violations of Administrative Code §28-301.1 for failing to provide the required number of means of egress for every floor and for improperly locating an exhaust discharge reflects entries that were not included in the original classification table, but that are necessary because these conditions occur with regularity.

Section 14. This section makes corrections to certain licensing infractions by eliminating license-specific infractions in favor of a general description of unlicensed or unauthorized activity. It is simpler and more efficient for the Department to enforce its licensure requirements by means of a single, general violation. This section also eliminates the Class 2 option for unlicensed plumbing work.

Section 15. This section provides for a Class 2 designation for "Failure to provide a sidewalk shed where required", an option that the Department has determined is needed for those situations where the risk to public safety is less than a Class 1.

Section 16. This section reflects the Department's determination that two new charges are needed to enforce BC Section 3301.8 and BC Section 3310.8.2. Section 3301.8 requires that "[t]he department shall be notified promptly, in accordance with the circumstances, of all accidents at construction or demolition sites." Section 3310.8.2 sets forth certain conditions for which, during the routine performance of his/her job, the Site Safety Manager and/or Coordinator must immediately notify the Department. These conditions include unsafe or unlicensed crane operations and accidents involving the public, or private or public property.

Section 17. Section 17 is directed to the enforcement of restrictions set forth in the Zoning Resolution on parking by commercial vehicles in residential zoning districts. Currently, such restrictions are enforced under ZR 22-00, a general provision regarding illegal uses in residential districts, and under ZR 25-41, a more specific parking provision. Both provisions are often cited for the same type of violation. However, the general charge carries only a Class 2 designation, while the more specific charge carries both a Class 2 and a Class 3 designation, making it possible for respondents with the same violation to be charged and assessed disparate penalties. Adding a Class 3 designation for the general charge removes this potential inconsistency.

Section 18. This section reflects the Department's determination to delete as unnecessary the infraction code for failure to file a complete boiler inspection report.

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## SPECIAL MATERIALS

### CITY PLANNING COMMISSION

#### NOTICE

#### Lower Concourse Rezoning and Related Actions

<b>Project Identification</b>	<b>Lead Agency</b>
CEQR No. 08DCP071X	City Planning Commission
ULURP Nos. 090303 ZMX, N 090302 ZRX	22 Reade Street, 1W New York, NY 10007
SEQRA Classification: Type I	

#### Contact Persons

Robert Dobruskin, Director, 212-720-3423  
Environmental Assessment and Review Division  
New York City Department of City Planning

Pursuant to City Environmental Quality Review (CEQR), Mayoral Executive Order No. 91 of 1977, CEQR Rules of Procedure of 1991 and the regulations of Article 8 of the State Environmental Conservation Law, State Environmental Quality Review Act (SEQRA) as found in 6 NYCRR Part 617, a Draft Environmental Impact Statement (DEIS) has been prepared for the Lower Concourse Rezoning and Related Actions (CEQR No. 08DCP071X) as described below. The Notice of Completion for the DEIS was issued on January 30, 2009 and copies of the DEIS are available for public inspection at the office of the undersigned. The proposal involves actions by the City Planning Commission and Council of the City of New York pursuant to Uniform Land Use Review Procedures (ULURP). A public hearing on the Draft Environmental Impact Statement (DEIS) will be held at a later date to be announced, in conjunction with the City Planning Commission's citywide public hearing pursuant to ULURP. Advance notice will be given of the time and place of the hearing. Written comments on the DEIS are requested and would be received and considered by the Lead Agency until the 10th calendar day following the close of the public hearing.



The New York City Department of City Planning (DCP) on behalf of the City Planning Commission (CPC) as lead agency is proposing zoning map and text amendments and amendments to the City Map for an area encompassing approximately 30 blocks, located in Community District 1 in the South Bronx. The proposed rezoning area is generally bounded by East 149th Street and East 144th Street to the north, the Major Deegan Expressway and Park Avenue to the south, Morris and Lincoln Avenues to the east, and the Harlem River to the west. The proposed rezoning area is currently zoned M1-2, M2-1, C4-4 and R6. The proposed action would change the zoning map applicable to the proposed rezoning area to include commercial districts C4-4 and C6-2A; Special Mixed Use Districts MX (M1-4/R8A), MX (M1-4/R7X), MX (M1-4/R7A), and MX (M1-4/R6A); and conventional manufacturing districts M1-2 and M1-4. In addition, a new C2-4 commercial overlay would be mapped on waterfront lots within a proposed R7-2 district.

Through zoning text and zoning map amendments, the rezoning proposal seeks to accomplish four fundamental goals: 1) foster new opportunities for mixed-use development and affordable housing, while retaining viable light industrial uses; 2) encourage grocery store access; 3) establish the Bronx as a new gateway to Manhattan and the northern Grand Concourse; and, 4) improve waterfront access and provide new waterfront open space. The proposed action would permit the continued development of light industrial uses in the proposed rezoning area, while also allowing for new mixed-use development, providing residential conversions and affordable housing.

The Special Mixed Use District (MX) is already mapped at several locations throughout the city, though not within the proposed rezoning area. Therefore, the zoning text would be amended to establish two separate areas of contiguous MX districts, in accordance with proposed modifications to the zoning map, on all or portions of 25 blocks, including approximately ten blocks located between Exterior Street and Walton Avenue, south of East 149th Street and north of East 138th Street; and approximately 15 blocks between Park and Morris Avenues, south of East 146th Street and north of the Major Deegan Expressway.

Proposed zoning text amendments would establish a Harlem River Waterfront Access Plan (WAP) and the Special Harlem River Waterfront District (SHRWD) for the area along the Harlem River waterfront between Exterior Street and the Harlem River, south of East 149th Street and north of the Metro-North Railroad Bridge at Park Avenue. Zoning text amendments would also modify food store regulations to allow food stores of any size as-of-right within M1-4 districts in Bronx Community District 1. Additionally, zoning text amendments would establish the Inclusionary Housing program within the proposed rezoning area.

Amendments to the City Map are proposed to designate 2.26 acres of land as parkland, located between the Harlem River and Exterior Street, south of the extension of East 146th Street and north of the extension of East 144th Street. Although the site is located within the boundaries of the proposed SHRWD, the special district regulations would not apply to the mapped park.

In order to assess the environmental impacts of the development that could occur under the proposed actions, DCP has developed a reasonable worst-case development scenario (RWCDs). This RWCDs identifies both "projected" and "potential" development sites that could be developed as the proposed project with the proposed actions implemented. As identified by DCP, projected development sites include sites that are likely to be developed as a result of the proposed actions. DCP has identified 31 projected development sites considered most likely to be developed by 2018 as a result of the proposed actions. In addition, there are 48 potential development sites considered to have less development potential and which are less likely to be developed in the foreseeable future.

Based on the RWCDs, and as a result of the proposed actions, development in the rezoning area is expected to achieve a build-out that would include 3,414 additional dwelling units than in the future condition without the proposed actions, of which approximately 591 would be affordable units provided through proposed the Inclusionary Housing program, 735,447 sf of commercial space, 63,700 sf of community facility space (educational facilities) and 1,291 additional accessory parking spaces. The RWCDs envisioned under the proposed actions would also result in a decrease of 308,872 sf of industrial space and 598,351 sf of office space from the anticipated future condition without the proposed actions.

The above-described actions are subject to both City Environmental Quality Review (CEQR) and the Uniform Land Use Review Procedures (ULURP). The DEIS has been prepared in accordance with the Final Scope of Work for the Lower Concourse Rezoning and Related Actions issued in January 2009, Executive Order No. 91, New York City Environmental Quality Review (CEQR) regulations, and follows the guidance of the *CEQR Technical Manual* (October 2001). The DEIS and ULURP applications were certified as complete on February 2, 2009. Public hearings will be held by Bronx Community Board 1, the Bronx Borough President, CPC, and the City Council during the seven-month ULURP review process, with the DEIS/ULURP hearing to be held at the CPC hearing.

#### PROPOSED ZONING MAP AMENDMENTS

The DCP is proposing zoning map amendments for an area encompassing approximately 30 blocks, located in Community District 1 in the South Bronx. Under the proposed action, existing manufacturing zoning designations

in the proposed rezoning area would be changed to permit residential and commercial uses on the waterfront and along the Grand Concourse, and residential and mixed-use development in other areas, and would restrict certain areas currently zoned M2-1 to light manufacturing uses. Approximately 30 blocks of land currently zoned M1-2 and M2-1 would be rezoned to C4-4, C6-2A, R7-2, MX (M1-4/R8A), MX (M1-4/R7X), MX (M1-4/R7A), MX (M1-4/R6A) and M1-2. A new C2-4 commercial overlay would be mapped on waterfront lots zoned R7-2. Specifically, the rezoning would:

- change from **M1-2** to **C6-2A** all or portions of four blocks located along the Grand Concourse south of East 144th Street, north of East 138th Street, between Walton Avenue and the Metro-North Railroad right-of-way;
- change from **M2-1** to **R7-2/ C2-4 overlay** and **C4-4** all or portions of two super-blocks along the Harlem River waterfront south of East 149th Street and north of the Metro-North Railroad bridge;
- change from **M1-2** and **C4-4** to **MX (M1-4/R8A)** all or portions of six blocks located south of East 149th Street, north of East 140th Street, between Exterior Street and Walton Avenue;
- change from **M1-2** to **MX (M1-4/R6A)** all or portions of six blocks in two areas: one area generally located south of East 144th Street, north of East 138th Street, between Gerard and Walton Avenues; and the other area and located south of East 146th Street, north of approximately East 139th Street, between Canal Place and Rider Avenue;
- change from **M1-2** and **M2-1** to **MX (M1-4/R7X)** all or portions of seven blocks located along East 138th Street between Park and Third Avenues;
- change from **M1-2** to **MX (M1-4/R7A)** all or portions of ten blocks generally located along Third, Morris, and Lincoln Avenues between East 144th Street and the Major Deegan Expressway;
- change from **M1-2** and **M2-1** to **M1-4** portions of five blocks located south of East 138th Street and north of the Major Deegan Expressway, between Park and Third Avenues; and,
- change from **M1-2** to **C4-4** one block located south of East 149th Street and north of East 144th Street, between Morris Avenue and the Metro-North Railroad right-of-way.

The proposed zoning map amendments would encourage the reuse of vacant land and loft buildings, while preserving existing light industrial and commercial uses in the area. A key principle of the Lower Concourse rezoning is the creation of a balanced rezoning approach that includes opportunities to catalyze future development and improve the existing waterfront area. The rezoning strategy balances encouraging growth with promoting preservation within select areas of the rezoning area.

will support continued economic growth in a mixed-use residential, commercial and light industrial community. Each proposed Residence District will be paired with a light Manufacturing District to allow a broad range of commercial and light industrial businesses in the rezoning area, compatible with residential uses. The range of mixed-use zoning districts reflects both the use and scale of non-residential development typically found in the area today.

#### ZONING TEXT AMENDMENTS

The proposed zoning text amendment would create the Harlem River Waterfront Access Plan (WAP) and the Special Harlem River Waterfront District (SHRWD). The proposed WAP would specify the location of public access areas and visual corridors. The proposed SHRWD would apply special bulk regulations to waterfront lots. The future park site would remain zoned M2-1 under the proposed actions. Although the site of the proposed park is located within the proposed SHRWD, the special district regulations would not apply. The proposed special bulk provisions of the WAP and SHRWD include the following:

- The maximum base and tower height limits would be modified in the R7-2 and C4-4 districts to allow a maximum tower height of 400 feet on lots larger than 100,000 sf, and 300 feet on lots smaller than 100,000 sf. Current regulations allow a maximum tower height of 135 feet. The minimum base height would be 40 feet and the maximum base height would be 60 feet. Current regulations allow a maximum base height of 60 feet, though there is no minimum base height.
- The maximum tower footprint and location of towers would be modified in the R7-2 and C4-4 districts. Current regulations allow a maximum tower footprint of 8,100 sf for lots larger than 1.5 acres and 7,000 sf for lots smaller than 1.5 acres. Under the proposed regulations, new tower construction would have a maximum footprint of 8,100 sf.
- Screening requirements would mandate usable floor area facing all waterfront public access areas, and usable floor area would be required for the ground floor facing streets.
- Restrictions in C2-4 commercial overlays on the location of commercial space in mixed-use buildings would be modified to allow flexibility in locating commercial areas.

Currently, food stores over 10,000 sf in size are allowed within M1 districts only by special permit from the City Planning Commission. In order to provide additional opportunities for new grocery store development, the proposed action would allow food stores of any size as-of-right within the M1-4 zoning districts in Bronx Community

District 1. The proposed zoning text amendment establishing the MX districts would define them in a manner such that they permit food stores of any size (up to the maximum permitted FAR) as-of-right within M1-4 Districts in Bronx Community District 1, including in the proposed rezoning area.

The proposed zoning text amendment would apply the Inclusionary Housing Program to new residential development within the rezoning area in Bronx Community District 1. The Inclusionary Housing Program would be implemented via Inclusionary Zoning. Inclusionary Zoning provides an opportunity for developers to be granted an increased FAR ("Bonused FAR") in exchange for providing affordable housing as part of their residential development; buildings that take full advantage of the program must develop one-fifth of the total new housing floor area as affordable residential floor area in accordance with the Inclusionary Housing Program, in which case the building is granted the fully bonused FAR. Base FARs apply to developments that do not use the Inclusionary Zoning bonus.

#### AMENDMENTS TO THE CITY MAP

Other proposed changes assessed in the DEIS and in the ULURP application include changes to the City Map. Specifically, DCP in conjunction with DPR is proposing changes to the City Map for the mapping of a new 2.26-acre park located along the Harlem River waterfront within the rezoning area. The park would be located between the Harlem River and Exterior Street, generally south of the prolongation of East 146th Street and north of the prolongation of East 144th Street. The proposed waterfront park would provide: 1) new recreational green space for the substantial new residential population expected to result from the proposed rezoning; 2) waterfront access and a regional open space to serve existing South Bronx residents, workers, and students; and, 3) serve as a catalyst for further waterfront redevelopment that would include additional waterfront access in parcels adjacent to the proposed new park.

#### PROPOSED ZONING E-DESIGNATIONS

The proposed zoning would place E-designations on projected and potential development sites to avoid the potential for impacts with respect to hazardous materials, air quality, and noise.

Copies of the Draft Environmental Impact Statement may be obtained from the Environmental Assessment and Review Division, New York City Department of City Planning, 22 Reade Street, 4E, New York, New York 10007, Robert Dobruskin, Director (212) 720-3423; or from the Office of Environmental Coordination, 253 Broadway, 14th Floor, New York, New York 10038, Robert Kulikowski, Director (212) 788-9956; and on the New York City Department of City Planning's Planning's website at [http://www.nyc.gov/html/dcp/html/env\\_review/eis.shtml](http://www.nyc.gov/html/dcp/html/env_review/eis.shtml).

## CITY PLANNING

### NOTICE

#### NOTICE OF MINOR MODIFICATION LINCOLN CENTER WEST 65TH STREET - TECHNICAL MEMORANDUM

Project Identification	Lead Agency
CEQR No. 05DCP019M	City Planning Commission
ULURP No. M860382(F)ZSM	22 Reade Street
SEQRA Classification: Type I	New York, NY 10007
	Contact: Robert Dobruskin
	(212) 720-3423

The applicant, Lincoln Center for the Performing Arts, is proposing modifications to the drawings filed and approved by the City Planning Commission (CPC) in connection with the special permit (C860382 ZSM) previously approved for the construction of the Samuel B. and David Rose Building on the northernmost zoning lot within the Lincoln Center complex, which includes the Juilliard School. The project site is located on Block 1137, Lot 57 and encompasses the entire northern zoning lot of the Lincoln Center complex, which is bounded by West 66th Street, Broadway, West 65th Street and Amsterdam Avenue in the Borough of Manhattan, Community District 7. The proposed action would facilitate a proposal by the applicant to expand the Juilliard School bookstore by 1,467 square feet on the ground floor of the Juilliard Building along the south side of West 66th Street between Broadway and Amsterdam Avenue.

The *Lincoln Center West 65th Street* project (CEQR No. 05DCP019M) was the subject of an Environmental Assessment Statement (EAS), for which a Negative Declaration was issued on December 20, 2004. As analyzed in the EAS and as approved by the City Planning Commission and City Council, the approvals enabled several changes to the north block including the Alice Tully lobby expansion at West 65th Street and Broadway, and the expansion of the Juilliard School with at-grade entrance from the north side of West 65th Street. The expansion to the Juilliard Building was intended to alleviate overcrowding and improve facilities for the current students of Juilliard School. This expansion is presently under construction and is nearing completion. In 2007, the City Planning Commission approved minor modifications to the approved development proposal for Lincoln Center West 65th Street Project, which involved changes to the planned vehicular access/egress points to the Lincoln Center concourse levels on West 65th Street and at Amsterdam Avenue and West 64th Street. The development proposal no longer involved the construction of an underground ramp connection between the Rose Building public parking garage and the Lincoln Center.

The proposal would modify previously approved drawings for the construction of the Rose Building to add a small amount of floor area to the Juilliard Building. In order to provide all the space needed for the project, two portions of the Juilliard Building that are located along West 66th Street, at street level, will be enlarged. The street level building areas that will be enlarged presently set back more than 10 feet from the property line and sit directly beneath a plaza level cantilever that extends approximately to the property line. These two areas will be built out towards the property line by approximately 10 feet. The bookstore enlargement area will extend 49 feet, 6 inches along West 66th Street and will accommodate the entrance to the new store. The other new enlargement area will extend along West 66th Street for a distance of 94 feet, 11 inches and will be occupied by the separate storage space allocated to the west of the bookstore. These enlargements will add a total of 1,467 feet of zoning floor area to the Juilliard Building. The analysis year for the proposed modification is 2009.

The Environmental Assessment and Review Division of the Department of City Planning, on behalf of the City Planning Commission, has reviewed the Technical Memorandum, dated January 30th, 2009, prepared in connection with the proposed special permit modification (ULURP No. M860382(F)ZSM). Based upon our review of the Technical Memorandum, the proposed modification would not alter the conclusions of our earlier review. Therefore, the Negative Declaration of the Environmental Assessment Statement issued on December 20, 2004 remains valid.

Robert Dobruskin, AICP, Director  
Environmental Assessment and Review Division  
Department of City Planning

**HOUSING PRESERVATION & DEVELOPMENT**

**NOTICE**

**Project Title: Gateway Estates II,  
CEQR NO. 07HPD021K  
SEQRA Classification: Type I**

The New York City Department of Housing Preservation and Development (HPD), as Lead Agency, has accepted a Final Environmental Impact Statement for the proposed Gateway Estates II Proposal. The proposal involves several actions required to facilitate the redevelopment of the 227-acre Fresh Creek Urban Renewal Area (FCURA) with up to 2,385 units of affordable housing, an approximately 630,000-square-foot regional shopping center, a 2,067-space parking lot, 36.5 acres of parkland and 68,000 square feet of neighborhood retail space, and community facility space. In connection with the development of housing, the City of New York will provide for the construction and/or maintenance of new streets, parks, stormwater and wastewater infrastructure, a 1,226-seat school for intermediate and high school grade levels and transit (bus layover) facilities. The FCURA is located in southeast Brooklyn and is generally bounded by Hendrix Creek and Schenck Avenue on the west, Flatlands Avenue on the north, Fountain Avenue on the east, and Shore Parkway on the south, in Community District 5, Brooklyn.

The Proposed Action includes zoning map changes, city map changes, special permits, the disposition of city-owned property and amendments to the Fresh Creek Urban Renewal Plan, all of which are subject to approval by the City Planning Commission and Council of the City of New York pursuant to Uniform Land Use Review Procedures (ULURP). In addition, a UDAAP designation is sought in conjunction with the disposition of the city-owned property.

The FEIS may be viewed at <http://www.nyc.gov/hpd>. A public hearing on the Draft Environmental Impact Statement (DEIS) was held at Spector Hall at 22 Reade Street, New York, New York on January 20, 2009 in conjunction with the City Planning Commission's public hearing pursuant to ULURP. Written comments on the DEIS were requested and accepted until January 20, 2009. The Lead Agency (HPD) has considered all comments and has revised the FEIS accordingly.

Contact Person: Patrick Blanchfield  
Phone: 212-863-5056 Fax: 212-863-5250  
E-mail: [blanchfp@hpd.nyc.gov](mailto:blanchfp@hpd.nyc.gov)

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**LANDMARKS PRESERVATION COMMISSION**

**NOTICE**

**ADVISORY REPORTS**

ISSUE DATE:	DOCKET #:	SRA #:
01/27/09	096463	SRA 09-6958
<b>ADDRESS</b> 253 BROADWAY former Home Life Insurance Company Building INDIVIDUAL LANDMARK	<b>BOROUGH:</b> MANHATTAN	<b>BLOCK/LOT:</b> 134 / 7501

To the Mayor, the Council, and the Deputy Commissioner, NYC Dept. of Citywide Administrative Services

This report is issued pursuant to Section 25-318 of the Administrative Code of the City of New York, which requires a report from the Landmarks Preservation Commission for plans for the construction, reconstruction, alteration, or demolition of any improvement or proposed improvement which is owned by the City or is to be constructed upon property owned by the City and is or is to be located on a landmark site or in a historic district or which contains an interior landmark.

The Landmarks Preservation Commission has reviewed a proposal for interior alterations at the fifteenth and sixteenth floors, including the replacement of the steel damage and structural beams for the two cooling towers; as shown in drawing S-02 dated January 8, 2008, prepared by Chung Yee J. Wei, P.E.

The Commission has reviewed the application and these drawings and finds that the work will have no effect on the significant protected features of this Individual Landmark.

This report is issued on the basis of the building and site conditions described in the application and disclosed during the review process. By accepting this permit, the applicant agrees to notify the Commission if the actual building or site conditions vary or if original or historic building fabric is discovered. The Commission reserves the right to amend or revoke this permit, upon written notice to the applicant, in the event that the actual building or site conditions are materially different from those described in the application or disclosed during the review process.

All approved drawings are marked approved by the Commission with a perforated seal indicating the date of approval. The work is limited to what is contained in the perforated documents. Other work or amendments to this filing must be reviewed and approved separately. This report constitutes the permit; a copy must be prominently displayed at the site while work is in progress. Please direct inquiries to Carly Bond.

*Robert B. Tierney*  
Robert B. Tierney  
Chair

ISSUE DATE:	DOCKET #:	SRA #:
01/15/09	096073	SRA 09-6737
<b>ADDRESS</b> CENTRAL PARK 22nd Precinct Police Headquarters SCENIC LANDMARK	<b>BOROUGH:</b> MANHATTAN	<b>BLOCK/LOT:</b> 1111 / 1

To the Mayor, the Council, and the Commissioner of the Department of Parks and Recreation.

This report is issued pursuant to Section 25-318 of the Administrative Code of the City of New York, which requires a report from the Landmarks Preservation Commission for plans for the construction, reconstruction, alteration, or demolition of any improvement or proposed improvement which is owned by the City or is to be constructed upon property owned by the City and is or is to be located on a landmark site or in a historic district or which contains an interior landmark.

The Landmarks Preservation Commission has reviewed a proposal for the installation of a temporary oil tank in a service yard at the rear of the 22nd Precinct Police Headquarters, as described in written specifications, dated December 23, 2008 and January 11th, 2009, and shown in current condition photographs and drawings 1, 2, 3, 4 and 5, dated December 12, 2008 and prepared by Neal Mark Rudikoff, PE, all submitted as components of the application. The tank is to be removed in approximately twelve months.

In reviewing this proposal, the Commission notes that the 22nd Precinct Police Headquarters is a Victorian Gothic style stable building, situated by side of the 86th Street Traverse Road, within Central Park, an English Romantic style public park designed by Olmsted and Vaux in 1856.

With regard to this proposal, the Commission finds that the presence of the proposed oil tank, within an existing maintenance area at the rear of the headquarters, will not eliminate, alter or conceal any greenspace or other significant features of the park; that the tank will be in keeping with the scale of the surrounding equipment and will only be seen in the context of the existing equipment; that the tank will not disrupt any significant landscaped areas, vistas or other significant features by proximity to such features; and that the work will not diminish the significant historic and naturalistic character of the Central Park Scenic Landmark.

This report is issued on the basis of the building and site conditions described in the application and

disclosed during the review process. By accepting this permit, the applicant agrees to notify the Commission if the actual building or site conditions vary or if original or historic building fabric is discovered. The Commission reserves the right to amend or revoke this permit, upon written notice to the applicant, in the event that the actual building or site conditions are materially different from those described in the application or disclosed during the review process.

All approved drawings are marked approved by the Commission with a perforated seal indicating the date of approval. The work is limited to what is contained in the perforated documents. Other work or amendments to this filing must be reviewed and approved separately. This report constitutes the permit; a copy must be prominently displayed at the site while work is in progress. Please direct inquiries to Bernadette Artus.

*Robert B. Tierney*  
Robert B. Tierney  
Chair

ISSUE DATE:	DOCKET #:	SRA #:
01/14/09	096163	SRA 09-6887
<b>ADDRESS</b> 1 CENTRE STREET-10TH Municipal Building INDIVIDUAL LANDMARK	<b>BOROUGH:</b> MANHATTAN	<b>BLOCK/LOT:</b> 121 / 1

To the Mayor, the Council, and the Commissioner, NYC Dept. of Citywide Administrative Services.

This report is issued pursuant to Section 25-318 of the Administrative Code of the City of New York, which requires a report from the Landmarks Preservation Commission for plans for the construction, reconstruction, alteration, or demolition of any improvement or proposed improvement which is owned by the City or is to be constructed upon property owned by the City and is or is to be located on a landmark site or in a historic district or which contains an interior landmark.

The Landmarks Preservation Commission has reviewed a proposal for interior alterations at the tenth floor, including changes to plumbing and mechanical systems; as shown in drawings T-001, H-001, H-100, H-101, H-200, H-201 and H-300, dated December 19, 2008, prepared by Michael P. Desorcher, P.E.

The Commission has reviewed the application and these drawings and finds that the work will have no effect on significant protected features of the building.

This report is issued on the basis of the building and site conditions described in the application and disclosed during the review process. By accepting this permit, the applicant agrees to notify the Commission if the actual building or site conditions vary or if original or historic building fabric is discovered. The Commission reserves the right to amend or revoke this permit, upon written notice to the applicant, in the event that the actual building or site conditions are materially different from those described in the application or disclosed during the review process.

All approved drawings are marked approved by the Commission with a perforated seal indicating the date of approval. The work is limited to what is contained in the perforated documents. Other work or amendments to this filing must be reviewed and approved separately. This report constitutes the permit; a copy must be prominently displayed at the site while work is in progress. Please direct inquiries to Carly Bond.

*Robert B. Tierney*  
Robert B. Tierney  
Chair

ISSUE DATE:	DOCKET #:	SRA #:
01/27/09	096514	SRA 09-6951
<b>ADDRESS</b> 78 RICHMOND TERRACE 120th Police Precinct Station House INDIVIDUAL LANDMARK	<b>BOROUGH:</b> STATEN ISLAND	<b>BLOCK/LOT:</b> 9 / 28

To the Mayor, the Council, and the Director, New York City Dept. of Design and Construction.

This report is issued pursuant to Section 25-318 of the Administrative Code of the City of New York, which requires a report from the Landmarks Preservation Commission for plans for the construction, reconstruction, alteration, or demolition of any improvement or proposed improvement which is owned by the City or is to be constructed upon property owned by the City and is or is to be located on a landmark site or in a historic district or which contains an interior landmark.

The Landmarks Preservation Commission has reviewed a proposal for the replacement of storage tanks and the remediation of contamination from inactive storage tanks at the side yard adjacent to the south facade; the installation of a temporary chain link fence; and interior alterations at the first floor, including changes to mechanical systems; as shown in drawings 1 through 8, and 15 through 18, dated November 2008, prepared by Martin J. Wesolowski, P.E.

In reviewing this proposal, the Commission finds that only a portion of the mechanicals at the side yard are within the Landmark site; and that the proposed changes to the mechanical equipment will not affect any significant architectural feature of the Individual Landmark.

This report is issued on the basis of the building and site conditions described in the application and disclosed during the review process. By accepting this permit, the applicant agrees to notify the Commission if the actual building or site conditions vary or if original or historic building fabric is discovered. The Commission reserves the right to amend or revoke this permit, upon written notice to the applicant, in the event that the actual building or site conditions are materially different from those described in the application or disclosed during the review process.

All approved drawings are marked approved by the Commission with a perforated seal indicating the date of approval. The work is limited to what is contained in the perforated documents. Other work or amendments to this filing must be reviewed and approved separately. This report constitutes the permit; a copy must be prominently displayed at the site while work is in progress. Please direct inquiries to Carly Bond.

*Robert B. Tierney*  
Robert B. Tierney  
Chair

**OFFICE OF THE MAYOR**

**NOTICE**



THE CITY OF NEW YORK  
OFFICE OF THE MAYOR  
NEW YORK, N.Y. 10007

**PROCLAMATION OF ELECTION**

As a result of the resignation of Hiram Monserrate from the City Council, effective December 31, 2008, a vacancy has been created in the seat he has held as a Council Member for the twenty-first Council district. Accordingly, pursuant to the authority vested in me by Section 25(b)(1) and 25(b)(6) of the New York City Charter, and in order to facilitate maximum voter participation, I hereby proclaim that a special election shall be held in the twenty-first council district on February 24, 2009 to elect a council member to serve until December 31, 2009. Pursuant to Section 25(b)(7) of the Charter, nomination of candidates in this election shall be by independent nominating petition.

DATED: January 3, 2009

*Michael R. Bloomberg*  
Michael R. Bloomberg  
Mayor



THE CITY OF NEW YORK  
OFFICE OF THE MAYOR  
NEW YORK, N.Y. 10007

**PROCLAMATION OF ELECTION**

As a result of the resignation of Michael E. McMahon from the City Council, effective January 2, 2009, a vacancy has been created in the seat he has held as a Council Member for the forty-ninth Council district. Accordingly, pursuant to the authority vested in me by Section 25(b)(1) and 25(b)(6) of the New York City Charter, and in order to facilitate maximum voter participation, I hereby proclaim that a special election shall be held in the forty-ninth district on February 24, 2009 to elect a council member to serve until December 31, 2009. Pursuant to Section 25(b)(7) of the Charter, nomination of candidates in this election shall be by independent nominating petition.

DATED: January 3, 2009

*Michael R. Bloomberg*  
Michael R. Bloomberg  
Mayor



THE CITY OF NEW YORK  
OFFICE OF THE MAYOR  
NEW YORK, N.Y. 10007

**PROCLAMATION OF ELECTION**

As a result of the resignation of Joseph P. Addabbo, Jr. from the City Council, effective December 31, 2008, a vacancy has been created in the seat he has held as a Council Member for the thirty-second Council district. Accordingly, pursuant to the authority vested in me by Section 25(b)(1) and 25(b)(6) of the New York City Charter, and in order to facilitate maximum voter participation, I hereby proclaim that a special election shall be held in the thirty-second council district on February 24, 2009 to elect a council member to serve until December 31, 2009. Pursuant to Section 25(b)(7) of the Charter, nomination of candidates in this election shall be by independent nominating petition.

DATED: January 3, 2009

*Michael R. Bloomberg*  
Michael R. Bloomberg  
Mayor

CHANGES IN PERSONNEL

DEPT OF ENVIRONMENT PROTECTION FOR PERIOD ENDING 01/09/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF\_DATE. Lists personnel changes for the Department of Environment Protection.

DEPARTMENT OF SANITATION FOR PERIOD ENDING 01/09/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF\_DATE. Lists personnel changes for the Department of Sanitation.

DEPARTMENT OF FINANCE FOR PERIOD ENDING 01/09/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF\_DATE. Lists personnel changes for the Department of Finance.

DEPARTMENT OF TRANSPORTATION FOR PERIOD ENDING 01/09/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF\_DATE. Lists personnel changes for the Department of Transportation.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF\_DATE. Lists personnel changes for the Department of Parks & Recreation.

DEPT OF PARKS & RECREATION FOR PERIOD ENDING 01/09/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF\_DATE. Lists personnel changes for the Department of Parks & Recreation.

# READER'S GUIDE

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

## NOTICE TO ALL NEW YORK CITY CONTRACTORS

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

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

## CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

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

## VENDOR ENROLLMENT APPLICATION

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

- Online at [NYC.gov/selltonyc](http://NYC.gov/selltonyc)
- To request a hardcopy application, call the Vendor Enrollment Center at (212) 857-1680.

### Attention Existing Suppliers:

Even if you already do business with NYC agencies, be sure to fill out an application. We are switching over to citywide, centralized Bidders Lists instead of the agency-specific lists previously used to issue notices about upcoming contract opportunities. To continue receiving notices of New York City contract opportunities, you must fill out and submit a NYC-FMS Vendor Enrollment application. If you are uncertain whether you have already submitted an application, call us at (212) 857-1680.

## SELLING TO GOVERNMENT TRAINING WORKSHOP

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

## PRE-QUALIFIED LIST

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

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

## NON-MAYORAL ENTITIES

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

## PUBLIC ACCESS CENTER

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

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

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

## PROMPT PAYMENT

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

## PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City Website, <http://NYC.GOV.Selltonyc>

## COMMON ABBREVIATIONS USED IN THE CR

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

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

## KEY TO METHODS OF SOURCE SELECTION

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

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

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

## HOW TO READ CR PROCUREMENT NOTICES

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

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

## SAMPLE NOTICE:

### POLICE

#### DEPARTMENT OF YOUTH SERVICES

#### ■ SOLICITATIONS

*Services (Other Than Human Services)*

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

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

☛ m27-30

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

## NUMBERED NOTES

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