



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 191

FRIDAY, OCTOBER 2, 2009

PRICE \$4.00

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THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

MARTHA K. HIRST, Commissioner, Department of Citywide Administrative Services.
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

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BROOKLYN BOROUGH PRESIDENT

■ PUBLIC MEETING

NOTICE IS HEREBY GIVEN that Brooklyn Borough President Marty Markowitz will hold a meeting of the Brooklyn Borough Board in the Borough President's Conference Room, First Floor, Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, New York 11201, commencing at 6:00 P.M. on Tuesday, October 6, 2009.

Note: To request a sign language interpreter, or to request TTD services, call Mr. Andrew Steininger at (718) 802-3877 at least 5 business days before the day of the hearing.

s28-o2

STATEN ISLAND BOROUGH PRESIDENT

■ PUBLIC MEETING

Staten Island Borough Board Conference Room 122 at 5:30 P.M., Wednesday, October 7, 2009, Borough Hall - Stuyvesant Place, Staten Island, New York 10301.

o1-7

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 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 Tuesday, October 6, 2009:

EXCELSIOR RESIDENCE

QUEENS CB - 13 C 030129 ZMQ
Application submitted by MCM Realty Associates, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 11d, by changing from an R3-2 District to an R6A District property bounded by Commonwealth Boulevard, a former service road of Grand Central Parkway and its southwesterly centerline prolongation, Grand Central Parkway, the southeasterly centerline prolongation of 247th Street, a line 500 feet southeasterly of Grand Central Parkway, the easterly centerline prolongation of 72nd Avenue, and the

northwesterly service road of the Grand Central Parkway, as shown on a diagram (for illustrative purposes only) dated April 20, 2009 and which includes CEQR Declaration E-234.

ON THE SOUND ON CITY ISLAND

BRONX CB - 10 C 060288 ZMX
Application submitted by City Island Estates, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 4d, by changing from an M1-1 District to an R3A District property bounded by Fordham Street, the shoreline of Long Island Sound, the northeasterly prolongation of a line 100 feet northwesterly of Carroll Street (straight line portion), and Fordham Place, as shown on a diagram (for illustrative purposes only) dated May 4, 2009 and which includes CEQR Designation E-237.

ON THE SOUND ON CITY ISLAND

BRONX CB - 10 C 060289 ZSX
Application submitted by City Island Estates, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit to modify the height and setback regulations of Sections 112-103 (Special height and setback regulations) and Section 23- 631 (Maximum Height of Walls and Required Setbacks) to facilitate a 43-unit residential development on property located at 226 Fordham Place (Block 5643, Lot 235), in an R3A District, within the Special City Island District (Area A).

SOUTH CONDUIT AVENUE

QUEENS CB - 13 C 060419 ZMQ
Application submitted by Parkway Properties LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 19b, by establishing within an existing R3-1 District a C1-3 District bounded by South Conduit Avenue, Lansing Avenue, a line perpendicular to the southwesterly street line of Lansing Avenue distant 75 feet southeasterly (as measured along the street line) from the point of intersection of the southerly street line of South Conduit Avenue and the southwesterly street line of Lansing Avenue, and a line 100 feet northeasterly of Edgewood Avenue, as shown on a diagram (for illustrative purposes only) dated April 20, 2009.

246 11TH AVENUE

MANHATTAN CB - 4 N 090243 ZRM
Application submitted by G&R 11th Avenue Associates, LLC pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article IX, Chapter 8 (Special West Chelsea District),

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

* * *

Article IX - Special Purpose Districts

Chapter 8

Special West Chelsea District

* * *

98-27

Zoning Lots Located Partly Within Subarea C and Partly Within M1-5 Districts

For #zoning lots# existing prior to June 23, 2005 and located partly within an M1-5 district and partly within a C6-3 district in Subarea C, the permitted #floor area ratio# for the C6-3 portion of the zoning lot may be increased to the #floor area ratio# existing in the C6-3 portion on June 23, 2005, up to a maximum #floor area ratio# of 7.5, provided that the Chairperson of the City Planning Commission has certified

that a payment has been made to the High Line Improvement Fund established under Section 98-25, to be used at the discretion of the Chairperson of the City Planning Commission to assure that the High Line is restored and reused as a public accessible open space. The amount of such contribution shall be determined in the manner prescribed in Section 98-35 (High Line Transfer Corridor Bonus).

No building permit for any development or enlargement may be issued for any #building# or other structure on the #zoning lot# that will contain #floor area# made available to the #zoning lot# as a result of the application of this Section unless and until such certification has been made.

* * *

53 WEST 53RD STREET/MOMA

MANHATTAN CB - 5 C 090431 ZSM
Application submitted by W2005/Hines West Fifty-Third Realty, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 81-212 and 74-79 of the Zoning Resolution to allow the transfer of 136,000 square feet of floor area from property located at 1 West 54th Street (Block 1270, Lot 34) that is occupied by a landmark building (University Club) to property located at 53 West 53rd Street (Block 1269, Lots 5, 6, 7, 8, 9, 11, 12, 13, 14, 20, 30, 58, 66, 69, and 165) to facilitate the development of a mixed use building, in C6-6, C5-P, C5-2.5 and C5-3 Districts, within the Special Midtown District (partially within the Preservation and Fifth Avenue Subdistricts).

53 WEST 53RD STREET/MOMA

MANHATTAN CB - 5 C 090432 ZSM
Application submitted by W2005/Hines West Fifty-Third Realty, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to the following sections of the Zoning Resolution:

- Section 74-711 - to allow the distribution of the total allowable floor area without regard to zoning district boundaries, to modify the height and setback regulations of Sections 81-90 (SPECIAL REGULATIONS FOR PRESERVATION SUBDISTRICT) and 33-432 (In other Commercial Districts), to modify the requirements of Sections 81-45 (Pedestrian Circulation Spaces) and 37-50 (Requirements for Pedestrian Circulation Space), and rear yard regulations of Section 23-532 (Required Rear Yard Equivalent); and
- Section 8 1-277 - to modify the height and setback requirements of Section 8 1-27 (Alternative Height and Setback Regulations - Daylight Evaluation);

to facilitate the development of a mixed use building on property located at 53 West 53rd Street (Block 1269, Lots 5, 6, 7, 8, 9, 11, 12, 13, 14, 20, 30, 58, 66, 69, and 165), in C6-6, C5-P, C5-2.5 and C5-3 Districts, within the Special Midtown District (partially within the Preservation and Fifth Avenue Subdistricts).

CAFÉ REGGIO

MANHATTAN CB - 2 20085246 TCM
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Fabrizio Cavallacci, d/b/a Café Reggio, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café at 119 Macdougall Street.

CORNER DELI

MANHATTAN CB - 2 20095244 TCM
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of 114 Kenmare Associates, LLC, d/b/a Corner Deli, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café at 106 Kenmare Street.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 11:00 A.M. on Tuesday, October 6, 2009:

ST. GEORGE'S SYRIAN CATHOLIC CHURCH
MANHATTAN CB - 1 20105028 HKM (N 100028 HKM)
Designation (List No. 416/LP- 2167) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of the (Former) St. George's Syrian Catholic Church located at 103

Washington Street (Block 53, Lot 3), as an historic landmark.

**GRAMMAR SCHOOL 9
MANHATTAN CB - 7 20105029 HKM (N 100027 HKM)**
Designation (List No. 416/LP- 2318) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the landmark designation of Grammar School 9, located at 460-466 West End Avenue (Block 1230, Lot 1), as an historic landmark.

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 Tuesday, October 6, 2009:

**RIVERWAY APARTMENTS
BROOKLYN CB - 16 C 090447 HAK**
Application submitted by the New York City 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 228 Riverdale Avenue (Block 3603, Lot 25) 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 to be selected by HPD;

to facilitate development of a seven-story building, tentatively known as Riverway Apartments, with approximately 115 residential units, commercial and community facility space, to be developed under the Department of Housing Preservation and Development Supportive Housing Program.

**COLLEGE POINT CORPORATE PARK
QUEENS CB - 7 C 090470 PPQ**
Application submitted by the 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 on Block 4208, p/o Lot 1 in the College Point Corporate Park, pursuant to zoning.

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:

1. 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;
2. Waive the area designation requirements of Section 693 of the General Municipal Law pursuant to said Section;
3. 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;
4. Approve the projects as Urban Development Action Area Projects pursuant to Section 694 of the General Municipal Law; and
5. Approve an exemption of the projects from real property taxes pursuant to Section 696 of the General Municipal Law for Nos. 1 and 2.

NO.	ADDRESS	BLOCK/ LOT	BORO	COMMUNITY PROGRAM	BOARD
1.	177 Hull Street	1534/55	Brooklyn	Asset Control	4,5,16
	1185 Jefferson Avenue	3382/59		Area	
	190 Cornelia Street	3383/13			
	126 Ridgewood Avenue	3927/27			
	2485 Pitkin Avenue	4005/38			
	282 Eldert Lane	4152/51			
2.	279 Clifton Place	1788/72	Brooklyn	Asset Control	3
	412 Gates Avenue	1813/17		Area	
	469 Monroe Street	1634/78			

s30-o6

CITY PLANNING COMMISSION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, October 7, 2009, commencing at 10:00 A.M.

BOROUGH OF BROOKLYN No. 1 SUNSET PARK 197-A PLAN

CD 7 N 080396 NPK
IN THE MATTER OF a plan concerning Community District 7 in Brooklyn, submitted by Community Board 7, for consideration under the rules for the processing of plans pursuant to Section 197-a of the New York City Charter. The proposed plan is called, "New Connections/New Opportunities - Sunset Park 197-A Plan."

The proposed plan can be reviewed at the Department of City Planning, 22 Reade Street, Room 6E, New York, New York 10007.

BOROUGH OF QUEENS No. 2 DCAS OFFICE SPACE

CD 1 N 100108 PXQ
IN THE MATTER OF a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services, pursuant to Section 195 of the New

York City Charter for the use of property located at 45-02 Ditmars Boulevard (Block 769, Lot 1) (Queens Community Board 1 District office).

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

s24-o7

COMMUNITY BOARDS

■ PUBLIC HEARINGS

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 3 - Monday, October 5, 2009, 7:00 P.M., Restoration Plaza, 1368 Fulton Street (Lower Level), Brooklyn, NY

Public Hearing on the Capital and Expense Budget Requests for FY 2011.

s29-o5

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

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 11 - Monday, October 5, 2009 at 7:30 P.M., M.S. 158, 46-35 Oceania Street, Bayside, NY

A public hearing to solicit input from the community for new budget items within the district for submission in the FY 2011 New York City budget.

s29-o5

BOROUGH OF BRONX

Community Board NO. 6 - Public Hearing on Capital and Expense Budget for FY 2011 will take place on Wednesday, October 10, 2009 at 6:30 P.M. at O'Hara Hall, Fordham University, Bronx, (In the O'Keefe Lounge) (enter through the Southern Boulevard - Dr. Kazimiroff Boulevard entrance).

s28-o2

BOROUGH OF BRONX

Community Board NO. 8 - Public Hearing on Capital and Expense Budget for FY 2011 will take place on Tuesday, October 13, 2009 at 7:30 P.M. at Amalgamated Housing Corp., Vladek Hall, 74 Van Cortlandt Park South.

s28-o2

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

BOROUGH OF MANHATTAN

COMMUNITY BOARD NO. 12 - Wednesday, October 7, 2009 at 7:00 P.M., 711 West 168th Street, (enter on Haven Avenue), New York, NY

Obtain public comments on the application submitted to the Board of Standards and Appeals (No.: 182-09-BZ) by Congregation Mita, Inc. requesting zoning variances to legalize the renovations made without permits or other approvals to the existing house of worship located at 612 West 180th Street between Wadsworth Avenue and St. Nicholas Avenue.

o1-7

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, October 8, 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.

o1-7

INDEPENDENT BUDGET OFFICE

■ MEETING

The New York City Independent Budget Office Advisory Board will hold a meeting on Thursday, October 8, 2009, beginning at 8:30 A.M., at the offices of the NYC Independent Budget Office, 110 William Street, 14th Floor. There will be an opportunity for the public to address the advisory board during the public portion of the meeting.

o1-2

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, **October 06, 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 QUEENS 10-2402 -Block 8027, lot 49-21 Beverly Road, aka 235-31 Beverly Road and 31-20 West Drive – Douglaston Historic District
A free standing Arts and Crafts style home designed by A. Maney and built in 1907. Application is to replace windows at the porch.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 09-8163 - Block 8058, lot 10-234-24 Melrose Lane – Douglaston Historic District
A vacant lot. Application is to construct a new house. Zoned R1-1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 10-2069 - Block 77, lot 7-1809 Avenue H - Fiske Terrace-Midwood Park Historic District
A Colonial Revival style freestanding house with later alterations, designed by A. White Pierce, and built in 1906. Application is to replace windows at the porch.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 10-2500- Block 1063, lot 5, 6-79-81 7th Avenue - Park Slope Historic District
Two one-story commercial buildings built prior to 1939. Application is to demolish the existing buildings and construct a new one-story building. Zoned C1-3.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 10-2525 - Block 306, lot 16-202 Warren Street - Cobble Hill Historic District
An Italianate style rowhouse built in 1853-1855 and altered in the mid-20th century. Application is to construct a stoop and alter the facade and areaway.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 10-2317 - Block 1961, lot 23-405 Clinton Avenue - Clinton Hill Historic District
A Romanesque Revival/Queen Anne style house designed by William Tubby and built in 1889. Application is to demolish a rear yard addition.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-5327 - Block 196, lot 9-416 Broadway - Tribeca East Historic District
A Renaissance Revival style store and office building designed by Jordan & Giller and built in 1898-99. Application is to legalize the installation of a rooftop addition without Landmarks Preservation Commission permits and the installation of storefront infill in non-compliance with Certificate of Appropriateness 06-3975.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-8921 - Block 47, lot 7501-120 Broadway - The Equitable Building- Individual Landmark
A Beaux-Arts style office building designed by E.R. Graham and built in 1913-15. Application is to legalize the installation of rooftop mechanical equipment without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1925 - Block 621, lot 69-67 Charles Street - Greenwich Village Historic District
A French Second Empire style rowhouse built c.1867. Application is to construct a rooftop bulkhead and a rear yard addition, and to excavate at the cellar and rear yard. Zoned R6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1418 - Block 253, lot 63-111 Waverly Place - Greenwich Village Historic District
A Greek Revival style brick house built in 1839-40. Application is to replace and consolidate the bluestone sidewalk.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1846 - Block 588, lot 62-324 Bleecker Street - Greenwich Village Historic District
An Italianate style building built in 1854 and altered in the 20th century. Application is to demolish and reconstruct the facade.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-7363 - Block 609, lot 71-151 West 13th Street - Greenwich Village Historic District
A Greek Revival style house built in 1847-48. Application is to excavate the cellar and rear yard and construct rear yard and rooftop additions. Zoned R6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1847 - Block 645, lot 44-21-27 9th Avenue - Gansevoort Market Historic District
A row of four Greek Revival rowhouses, built circa 1844-1846 and altered in the 1880's and 1920's. Application is to construct a rooftop addition, alter a canopy, and install new storefront infill and signage. Zoned M1-5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-0949 - Block 545, lot 26-4-8 Astor Place, 8-10 Astor Place - NoHo Historic District
A Romanesque Renaissance Revival style loft building designed by Francis H. Kimball and built in 1891; and a neo-Grec style factory and printing office designed by Griffith Thomas and built in 1875-1876. Application is to install signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-1307 - Block 738, lot 33-81 8th Avenue - New York Savings Bank- Interior Landmark, Individual Landmark
A Classical Revival style bank and banking hall designed by R. H. Robertson, constructed in 1896-97 and altered in 1930. Application is to renovate the banking hall and to install signage at the exterior.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-0465 - Block 821, lot14-39 West 19th Street - Ladies' Mile Historic District
A neo-Renaissance style store and loft building, built by Maynicke & Franke, and built in 1910. Application is to install windows.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-8974 - Block 1141, lot 23-123 West 69th Street - Upper West Side /Central Park West Historic District
A neo-Grec style brownstone rowhouse designed by Thom & Wilson and built in 1882. Application is to install a stoop railing.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-0112 - Block 1143, lot 7503-100 West 72nd Street - Upper West Side/Central Park West Historic District
A Renaissance Revival style store building designed by McKim, Mead and White and built in 1892-1893. Application is to construct a new shade structure and privacy fences at the penthouse roof.

s23-o6

OFFICE OF THE MAYOR

■ PUBLIC HEARINGS

AMENDED NOTICE

NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAWS

PURSUANT TO STATUTORY REQUIREMENT, NOTICE IS HEREBY GIVEN that proposed local laws numbered and titled hereinafter have been passed by the Council and that a public hearing on such proposed local laws will be held in the Blue Room at City Hall, Borough of Manhattan, New York City, on **Wednesday, October 7, 2009 at 9:30 a.m.:**

Intro 622-A – A Local Law to amend the administrative code of the city of New York, in relation to retrofitting of and age limitations on diesel fuel-powered school buses.

Intro 951-A – A Local Law to amend the New York city charter, in relation to requiring the New York city department of education to provide the metropolitan transportation authority with certain student enrollment information.

Intro 986-A – A Local Law to amend the administrative code of the city of New York and the New York city building code, in relation to hydrostatic pressure testing of standpipes and sprinklers.

Intro 1004-A – A Local Law to amend the administrative code of the city of New York, the New York city building code and the New York city fire code, in relation to an air pressurized alarm system for standpipes.

Intro 1042-A – A Local Law to amend the administrative code of the city of New York, in relation to the abatement of graffiti on commercial and residential buildings and repealing subdivisions d, e and f of section 10-117.3 of the administrative code of the city of New York, in relation to the failure to remove graffiti from commercial and residential buildings and the city's removal of such graffiti through nuisance abatement proceedings.

Intro 1058 – A Local Law to amend the administrative code of the city of New York, in relation to amending the district plan of the Times Square business improvement district to change the method of assessment upon which the district charge is based.

Intro 1065 – A Local Law to amend the administrative code of the city of New York, in relation to providing a biotechnology credit against the general corporation tax, and the unincorporated business tax.

Michael R. Bloomberg
Mayor

NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of City Legislative Affairs, 253 Broadway, 14th Floor, New York, NY 10007, (212) 788-3678, no later than five business days prior to the public hearing. TDD users call Verizon relay service.

o2

PARKS AND RECREATION

■ JOINT PUBLIC HEARINGS

The joint public hearing of the Franchise and Concession Review Committee and the New York City Department of Parks and Recreation which was to be held on Tuesday, October 13, 2009 at 22 Reade Street, Borough of Manhattan, commencing at 2:30 p.m. relative to the amendment of the License Agreement between the New York City Department of Parks and Recreation and Central Park Boathouse, LLC for the renovation and operation of a restaurant, snack bar, and row boat and bicycle rental at the Loeb Memorial Boathouse in Central Park, Manhattan, New York has been CANCELLED.

o2

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ AUCTION

PUBLIC AUCTION SALE NUMBER 10001-H

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, October 14, 2009 (SALE NUMBER 10001-H). 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.

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.

o1-14

■ SALE BY SEALED BID

SALE OF: 11 LOTS OF ROLL-OFF CONTAINERS, USED.

S.P.#: DUE: October 13, 2009

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.

s29-o13

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

■ AUCTION

PUBLIC AUCTION SALE NUMBER 1168

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, automobiles, trucks, and vans. Inspection day is October 5, 2009 from 10:00 A.M. - 2:00 P.M. Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on October 6, 2009 at approximately 9:30 A.M.

Auction will be held at the Erie Basin Auto Pound, 700 Columbia Street (in Redhook area of B'klyn., 2 blocks from Halleck St.)

For information concerning the inspection and sale of these items, call the Property Clerk Division's Auction Unit information line (646) 610-4614.

s23-o6

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."

ADMINISTRATION FOR CHILDREN'S SERVICES

■ INTENT TO AWARD

Human/Client Service

CHILD CARE SERVICES – Negotiated Acquisition – DUE 10-09-09 AT 4:00 P.M. – PIN# 06810NA33790 - Farragut Day Care Center, Inc. PIN# 06810NA35340 - Ohel Sarah Day Care Center, Inc. The New York City Administration for Children's Services (ACS) Office of Procurement intends to enter into negotiated acquisitions with the two organizations cited below for the provision of child care services. In accordance with Section 3-04(b)(2)(iii) of the Procurement Policy Board Rules. ACS intends to use the negotiated acquisition process to extend the subject contracts' terms to ensure continuity of mandated services. The term of the contracts is projected to be for eighteen months, from January 1, 2010 to June 30, 2011. Suppliers may express interest in future procurements by contacting Sherene Hassen at ACS, Child Care Contracts Unit, 150 William Street, 9th Floor, NY, NY 10038, or by calling (212) 341-3443, between the hours of 10:00 A.M. and 4:00 P.M. on business days.

Farragut Day Care Center, Inc.
104 Gold Street, Brooklyn, NY 11201
PIN# 06810NA33790 - \$692,982.00

Ohel Sarah Day Care Center, Inc.
771 Crown Street, Brooklyn, NY 11213
PIN# 06810NA35340 - \$740,127.00

Administration for Children's Services, 150 William Street, New York, NY 10038. Sherene Hassen (212) 341-3443, sherene.hassen@dca.state.ny.us

o1-7

AGING

■ AWARDS

Goods & Services

SERVICES FOR SENIOR CITIZENS – BP/City Council Discretionary – Chinese-American Planning Council
150 Elizabeth Street, New York, NY 10012
PIN# 12510DISC2V4 - Contract Amount: \$10,000

Services Program for Older People Inc.
302 West 91st Street, 2nd Floor, New York, NY 10024
PIN# 12510DISC3WP - Contract Amount: \$23,500

Ridgewood Bushwick Senior Citizens Council, Inc.
555 Bushwick Avenue, Brooklyn, NY 11206
PIN# 12510DISC4XR - Contract Amount: \$50,250

o2

CITY UNIVERSITY

■ INTENT TO AWARD

Services (Other Than Human Services)

FIRE ALARM SYSTEM MAINTENANCE – Sole Source – Available only from a single source - PIN# 092209 – DUE 10-09-09 AT 10:00 A.M. – LaGuardia Community College, CUNY is entering into a Purchase Order contract with Fireservice, a subsidiary of Firecom, Inc. for the yearly maintenance of the College's Firecom fire alarm system. Firecom is the sole licensed manufacturer, distributor, and service provider for this equipment. This notice is not intended to invite competition, but if your company is authorized to provide these services, contact Tawanikka Smith at tsmith@lagcc.cuny.edu with an authorized statement from the manufacturer and your contact information. This notice is intended to fulfill the requirement for giving Public Notice or a Sole Source purchase as per New York State Finance Law, Section 163.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
City University, 31-10 Thomson Avenue, Room E413
Room E405, Long Island City, NY 11101.
Tawanikka Smith (718) 482-5590, tsmith@lagcc.cuny.edu

s28-o2

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ SOLICITATIONS

Goods

SAUCES, SEASONING, CONDIMENTS AND SPICES – Competitive Sealed Bids – PIN# 8571000077 – DUE 10-07-09 AT 10:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Citywide Administrative Services
1 Centre Street, Room 1800, New York, NY 10007.
Anna Wong (212) 669-8610.

o2

■ 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.

jy17-j4

EQUIPMENT FOR DEPARTMENT OF SANITATION – In accordance with PPB Rules, Section 2.05(c)(3), an acceptable brands list will be established for the following equipment for the Department of Sanitation:
A. Collection Truck Bodies
B. Collection Truck Cab Chassis
C. Major Component Parts (Engine, Transmission, etc.)

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

jy17-j4

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

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

jy17-j4

DESIGN & CONSTRUCTION

AWARDS

Construction / Construction Services

HWS2009Q1, RESIDENT ENGINEERING INSPECTION SERVICES FOR PRIOR NOTICE SIDEWALKS, QUEENS – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502009HW0041P – AMT: \$951,700.00 – TO: Mega Engineering, Inc., 139 Main Street, Hackensack, NJ 07601.

o2

ENVIRONMENTAL PROTECTION

INTENT TO AWARD

Services (Other Than Human Services)

CSF WORKSHOP SOFTWARE SUPPORT AND MAINTENANCE – Sole Source – Available only from a single source - PIN# 826X040069 – DUE 10-16-09 AT 11:00 A.M. – The Department of Environmental Protection/Bureau of Customer Services intends to enter into a sole source agreement with Metavante for support and maintenance of their CSF workshop software. Any firm which believes they can also provide the required services and support is invited to do so by mail or e-mail to the attention of Ira M. Elmore, Deputy Agency Chief Contracting Officer, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373, (718) 595-3259, email: irae@dep.nyc.gov

s28-o2

MEGACRYPTION SOFTWARE SUPPORT AND MAINTENANCE – Sole Source – Available only from a single source - PIN# 826X040031 – DUE 10-16-09 AT 11:00 A.M. – The Department of Environmental Protection/Bureau of Customer Services intends to enter into a sole source agreement with Advanced Software Products Group, Inc. for support and maintenance coverage of their MEGACRYPTION software product. Any firm which believes they can also provide the required maintenance support is invited to do so by mail or e-mail to the attention of Ira M. Elmore, Deputy Agency Chief Contracting Officer, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373 (718) 595-3259, email: irae@dep.nyc.gov

s28-o2

BUREAU OF WATER SUPPLY

SOLICITATIONS

Services (Other Than Human Services)

CONED CROTON FILTER PLANT - CONSOLIDATED EDISON CONNECTION – Sole Source – Available only from a single source - PIN# 82610WM00253 – DUE 10-22-09 AT 11:30 A.M. – DEP intends to enter into a Sole Source Agreement with ConEd for CRO-312: ConEd Croton Filter Plant-Consolidated Edison Connection. The Department of Environmental Protection is currently constructing a Water Treatment Plant (the Croton WTP) below ground at the Mosholu Golf Course in Van Cortlandt Park, Bronx, NY, in accordance with the Supplement to the Consent Decree entered in federal court among the United States, the State of New York and the City of New York. This plant will provide filtration and disinfection of the Croton Water Supply System to New York City through the New Croton Aqueduct. The CRO-312 ConEd contract will provide electrical feeders to the Croton WTP for permanent power. The contract includes the routing of electrical cables and conduit from the north end of Van Cortlandt Park to the south end where the Croton WTP is located. Any firm which believes it can also provide the required service is invited to so, indicated by letter at: Department of Environmental Protection, Agency Chief Contracting Officer, 59-17 Junction Blvd., 17th Floor, Flushing, New York 11373. Debra Butlien (718) 595-3423, dbutlien@dep.nyc.gov

o1-7

HEALTH AND HOSPITALS CORPORATION

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

j1-d31

SOLICITATIONS

Goods & Services

MONTHLY SERVICE FOR 24 ICE MACHINES – Competitive Sealed Bids – PIN# 11210022 – DUE 10-19-09 AT 4:00 P.M. – Mandatory site visit at Harlem Hospital Center, 506 Lenox Avenue, NY 10037, at 11:00 A.M. on the 3rd Floor, Old Nurses Residence on 10/13/2009 and 10/15/2009.

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.
Lincoln Hospital Center, 234 E. 149th Street, Room 2A2, Bronx, NY 10451. Edwin Iyasare (718) 579-5106, edwin.iyasare@nychhc.org

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HEALTH AND MENTAL HYGIENE

SOLICITATIONS

Services (Other Than Human Services)

ANIMAL CONTROL SERVICES – Negotiated Acquisition – PIN# 10AA024000R0X00 – DUE 11-05-09 AT 5:00 P.M. – The New York City Department of Health and Mental Hygiene, Veterinary Public Health Services, intends to negotiate with appropriately qualified vendors to provide effective services in New York City for animal control services. The ideal contractor would have experience operating multiple animal shelter facilities for a major US city with a population greater than 1,000,000 residents. A contract will be awarded to the responsible proposer whose proposal is determined to be the most advantageous to the City, and shall be subject to timely completion of contract negotiations, and a determination of both vendor responsibility and administrative capability. The anticipated term of this contract will be from April 1, 2010 to June 30, 2015. There is a limited number of vendors available and able to perform the work.

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, 40 Worth Street, 15th Floor CN #66, New York, NY 10013. Norma Torres (212) 676-2120, ntorres3@health.nyc.gov

o2-8

HOMELESS SERVICES

SOLICITATIONS

Goods & Services

FOOD SERVICE – Competitive Sealed Bids – PIN# 071-09S-02-1387A – DUE 10-30-09 AT 11:00 A.M. – RE-SOLICITATION - The Provision of Special Pre-Plated Meals: Ready to eat food for individuals with Special Dietary needs. Release date - Friday, October 2, 2009 between the hours of 9:00 A.M. - 5:00 P.M. Pre-bid conference (non-mandatory) has been scheduled for Friday, October 16, 2009 at 10:30 A.M. Prompt. The address for the pre-bid conference - Department of Homeless Services, 33 Beaver Street, 13th Floor, NY, NY 10004. The Period of Performance is thirty-two months for date of notice to commence work. Contact Person: Jacques Frazier (212) 361-8405 or Shirley F. Morris (212) 361-8422.

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.
Shirley Fleming-Morris (212) 361-8422, sfleming@dhs.nyc.gov

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AWARDS

Human / Client Service

RESIDENTIAL HOMELESS SHELTER – Renewal – PIN# 071-10R-003-511 – AMT: \$17,630,940.00 – TO: CAMBA, Inc., 1720 Church Avenue, Brooklyn, NY 11226.

o2

RESIDENTIAL HOMELESS SHELTER – Renewal – PIN# 071-10R-03-1409 – AMT: \$23,263,905.00 – TO: Institute for Community Living, 40 Rector Street, 8th Floor, New York, NY 10004.

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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, mzmaira@dhs.nyc.gov

j12-24

HOUSING AUTHORITY

SOLICITATIONS

Construction / Construction Services

APARTMENT RESTORATION (10 UNITS) AT OCEAN BAY APARTMENTS – Competitive Sealed Bids – PIN# GR9003856 – DUE 10-19-09 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Housing Authority, 90 Church Street, 11th Floor New York, NY 10007. Gloria Guillo, MPA, CPPO (212) 306-3121, gloria.guillo@nycha.nyc.gov

s28-o2

ROOFING REPLACEMENT AND ASBESTOS ABATEMENT AT LEHMAN VILLAGE HOUSES

Competitive Sealed Bids – PIN# RF7000237 – DUE 10-14-09 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Housing Authority, 90 Church Street, 11th Floor New York, NY 10007. Gloria Guillo, MPA, CPPO (212) 306-3121, gloria.guillo@nycha.nyc.gov

s30-o6

HOUSING PRESERVATION & DEVELOPMENT

DIVISION OF MAINTENANCE

AWARDS

Services (Other Than Human Services)

LEAD ABATEMENT SERVICES – Renewal – PIN# 806088708263 – AMT: \$1,350,000.00 – TO: Linear Environmental Corp., 10-25 44th Avenue, Long Island City, NY 11101.

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JUVENILE JUSTICE

SOLICITATIONS

Human / Client Service

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Juvenile Justice, 110 William Street 14th Floor, New York, NY 10038.
Chuma Uwechia (212) 442-7716, cuwechia@djj.nyc.gov

jy1-d16

PARKS AND RECREATION

CONTRACT ADMINISTRATION

SOLICITATIONS

Construction / Construction Services

RECONSTRUCTION OF THE TENNIS COURTS IN FOREST PARK – Competitive Sealed Bids – PIN# 8462010Q015C01 – DUE 11-04-09 AT 10:30 A.M. – Queens, known as Contract #Q015-708M. Vendor Source ID#: 63751.

PREPARATION OF PLANTING SITES AND PLANTING OF NEW AND REPLACEMENT STREET TREES – Competitive Sealed Bids – PIN# 8462010C000C03 – DUE 11-04-09 AT 10:30 A.M. - At various locations, Brooklyn and Staten Island, known as Contract #CNYG-5209M. Vendor Source ID#: 63752.

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

o2

PAYROLL ADMINISTRATION

INTENT TO AWARD

Services (Other Than Human Services)

CITYTIME SUBJECT MATTER EXPERTS (SME'S) AND QUALITY ASSURANCE (QA) – Negotiated Acquisition – PIN# 10131000047864 – DUE 10-09-09 AT 5:00 P.M. – As per Procurement Policy Board (PPB) Rules Section 3-04(b)(2)(iii), the Office of Payroll Administration (OPA) intends to enter into negotiations with Spherion Corporation for a team of selected consultants to continue to provide Subject Matter Experts (“SMEs”) and Quality Assurance (QA) Services to insure continuity of CityTime, a secure, web-based time and attendance systems. The consultants that will continue services on the project through Negotiated Acquisition have extensive expertise and knowledge of the

specific requirements and processes supporting CityTime. The project is also entering a critical juncture during which OPA will be transitioning the contractors that have been staffing the project for years. Accordingly, continuing with the services of these consultants is crucial to the success of the transition and ultimate completion of the CityTime project. The Subject Matter Experts augment the City team and assist with testing deliverables, technical, business and system implementation and administrative tasks as required by OPA. The contract term shall commence on January 16, 2010 and will conclude on January 15, 2012.

Any Contractors who believe they are able to provide such specific services in the future may submit expressions of interest in writing to Valerie Himelewski, Agency Chief Contracting Officer, at 1 Centre Street, Room 200N, New York, NY 10007 or vhimelewski@payroll.nyc.gov

Per Procurement Policy Board (PPB) Rules Section 3-04(b)(2)(iii), there is a compelling need to extend a contract one or more times beyond the now-permissible cumulative twelve-month limit, provided that the vendor's performance is satisfactory or that any deficiencies have been or are addressed or are effectively addressed through a corrective action plan, and the extension(s) is for the minimum time necessary to meet the need.

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 Payroll Administration, 1 Centre Street, Room 200N New York, NY 10007. Amer Parvez (212) 669-4667
aparvez@payroll.nyc.gov

s28-o2

TRANSPORTATION

■ SOLICITATIONS

Services (Other Than Human Services)

CAR SHARING SERVICES – Competitive Sealed Bids – PIN# 84110MBAD434 – DUE 11-04-09 AT 11:00 A.M. – Car Sharing Services for various New York City Department of Transportation (NYCDOT) Units in the City of New York. A pre-bid meeting (optional) will be held on Friday, October 9, 2009 at 11:00 A.M. at 55 Water Street, Ground Floor, New York, NY 10041. 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 located on the south side of the Building facing the Vietnam Veterans Memorial Wall. All visitors must go through the building's security screening process. Bidders should allow extra time and ensure that proper government issued photo identification (i.e. Drivers License, Passport, Identification card) 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. Request for Contract Documents will be available between the hours of 9:00 A.M. - 3:00 P.M. only. For additional information please contact Steve Weber at (212) 839-6664.

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, Office of the Agency Chief Contracting Officer, Contract Management Unit
55 Water Street, Ground Floor, New York, NY 10041.
Bid Window (212) 839-9435, vcruz@dot.nyc.gov.

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AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

“These Hearings may be cablecast on NYC TV Channel 74 on Sundays, from 5:00 p.m. to 7:00 p.m. For more information, visit: www.nyc.gov/tv” NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, N.Y. 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay services.

HEALTH AND MENTAL HYGIENE

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, October 15, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of four (4) proposed contracts between the Department of Health and Mental Hygiene and the Contractors listed below, for Family Resource Centers serving the five boroughs. The contract term shall be from November 1, 2009 to June 30, 2012 and will contain two three-year options to renew from July 1, 2012 to June 30, 2015 and from July 1, 2015 to June 30, 2018.

Contractor/Address

- Mental Health Association of New York City, Inc.
50 Broadway, 19th Fl., New York, NY 10004
PIN# 09AO024201R0X00 Amount \$5,655,736
Borough(s) Served Bronx, Queens and Manhattan
- Institute for Community Living, Inc.
40 Rector Street, New York, NY 10006
PIN# 09AO024203R0X00 Amount \$833,427
Borough(s) Served Brooklyn
- Jewish Child Care Association of New York
120 Wall Street, New York, NY 10005
PIN# 09AO024204R0X00 Amount \$843,340
Borough(s) Served Brooklyn

- Jewish Board of Family and Children's Services, Inc.
120 W. 57th Street, New York, NY 10019
PIN# 09AO024205R0X00 Amount \$593,484
Borough(s) Served Staten Island

The proposed contractors have been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

Draft copies of the proposed contracts are available for public inspection at the New York City Department of Health and Mental Hygiene, Office of the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, NY 10013, from October 2, 2009 to October 15, 2009, excluding Saturdays, Sundays and Holidays, from 10:00 A.M. to 4:00 P.M.

IN THE MATTER of a proposed contract between the Department of Health and Mental Hygiene and the Contractor listed below, for a Citywide Family Liaison Center. The contract term shall be from October 1, 2009 to June 30, 2012 and will contain two three-year options to renew from July 1, 2012 to June 30, 2015 and from July 1, 2015 to June 30, 2018.

Contractor/Address

- National Alliance for the Mentally Ill of NYC, Inc.
(NAMI NYC-Metro)
505 Eighth Avenue, #1103, New York, NY 10018
PIN# 09AO024206R0X00 Amount \$781,996

The proposed contractor has been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the New York City Department of Health and Mental Hygiene, Office of the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, NY 10013, from October 2, 2009 to October 15, 2009, excluding Saturdays, Sundays, and Holidays, from 10:00 A.M. to 4:00 P.M.

Anyone who wishes to speak at this Public Hearing should request to do so in writing. The written request must be received by the Department within 5 business days after the publication of this notice. Written requests to speak should be sent to Joyce Scott, 93 Worth Street, Room 812, New York, NY 10013, or to jscott1@health.nyc.gov. If DOHMH does not receive any written requests to speak within the prescribed time, DOHMH reserves the right not to conduct the Public Hearing.

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NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, October 15, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Department of Health and Mental Hygiene and the Contractor listed below, for a Congregate Supportive Housing Program for Single Adults with Serious and Persistent Mental Illness in the Borough of Brooklyn. The contract term shall be from January 1, 2010 to June 30, 2012 and will contain two three-year options to renew from July 1, 2012 to June 30, 2015 and from July 1, 2015 to June 30, 2018.

Contractor/Address

- Center for Urban Community Services, Inc.
198 East 121st Street, New York, NY 10035
PIN# 05MH007017R0X00 Amount \$727,180

The proposed contractor has been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the New York City Department of Health and Mental Hygiene, Office of the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, NY 10013, from October 2, 2009 to October 15, 2009, excluding Saturdays, Sundays and Holidays, from 10:00 A.M. to 4:00 P.M.

Anyone who wishes to speak at this Public Hearing should request to do so in writing. The written request must be received by the Department within 5 business days after the publication of this notice. Written requests to speak should be sent to Joyce Scott, 93 Worth Street, Room 812, New York, NY 10013, or to jscott1@health.nyc.gov. If DOHMH does not receive any written requests to speak within the prescribed time, DOHMH reserves the right not to conduct the Public Hearing.

IN THE MATTER of six (6) proposed contracts between the Department of Health and Mental Hygiene and the Contractors listed below, to provide Audits of Early Intervention Providers. The contract term shall be from December 1, 2009 to December 31, 2012.

Contractor/Address

- Daniju CPA, PC
327 East 149th Street, 2nd Floor, Bronx, NY 10451
PIN# 09MA035401R0X00 Amount \$251,160.00
- Padilla & Company, LLP
187-16 Hillside Avenue, 2nd Floor, Jamaica, NY 11432
PIN# 09MA035402R0X00 Amount \$425,880.00
- Wei Wei & Co., LLP
133-10 39th Avenue, Flushing, NY 11354
PIN# 09MA035403R0X00 Amount \$297,920.00
- Daniju CPA, PC
327 East 149th Street, 2nd Floor, Bronx, NY 10451
PIN# 09MA035404R0X00 Amount \$195,260.00
- Padilla & Company, LLP
187-16 Hillside Avenue, 2nd Floor, Jamaica, NY 11432
PIN# 09MA035405R0X00 Amount \$207,840.00
- A. F. Paredes & Co.
99 John Street, Suite 408, New York, NY 10038
PIN# 09MA035406R0X00 Amount \$315,832.00

The proposed contractors have been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

Draft copies of the proposed contracts are available for public inspection at the New York City Department of Health and Mental Hygiene, Office of the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, NY 10013, from October 2, 2009 to October 15, 2009, excluding Weekends and Holidays, from 10:00 A.M. to 4:00 P.M.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Department within 5 business days after publication of this notice. Written requests to speak should be sent to Jasmine Salome, Contract Manager at the Department of Health and Mental Hygiene, ACCO's Office, 93 Worth Street, Room 812, New York, NY 10013 or jsalome@health.nyc.gov. If DOHMH receives no written requests to speak within the prescribed time, DOHMH reserves the right not to conduct the public hearing.

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HUMAN RESOURCES ADMINISTRATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held at on Thursday, October 15, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Human Resources Administration of the City of New York and the Contractor listed below, for the provision of Tier II Shelter for victims of domestic violence. The contract term shall be from October 1, 2009 to September 30, 2010.

Contractor Name/Address

- H.E.L.P. Social Service Corporation (HELP Harbor)
5 Hanover Square, 17th Floor, New York, N.Y. 10004
PIN# 06910H072501 Amount \$2,236,721

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

A draft copy of the proposed contract is available for public inspection at the Human Resources Administration (HRA), 180 Water Street, Room 1422, New York, NY 10038, on business days, from October 2, 2009 to October 15, 2009, excluding Saturdays, Sundays and Holidays, from 10:00 A.M. to 4:00 P.M.

IN THE MATTER of a proposed contract between the Human Resources Administration of the City of New York and the Contractor listed below, for the provision of Accounts Mainteneance Services. The contract term shall be from November 1, 2009 to April 30, 2010.

Contractor/Address

- YMS Management Associates, Inc.
160 Broadway, 5th Floor, New York, NY 10036
PIN# 069-10-110-3032 Amount \$1,227,000.00

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

A draft copy of the proposed contract is available for public inspection at the Human Resources Administration, 180 Water Street, Room 1422, New York, NY 10038, on business days, from October 2, 2009 to October 15, 2009, excluding Holidays, from 10:00 A.M. to 5:00 P.M.

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NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, October 15, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Human Resources Administration of the City of New York and the Contractor listed below, for the provision of performing outreach to individuals enrolled in Senior Citizens Rent Increase Exemption (SCRIE) program who are potentially eligible for Food Stamps but are not receiving Food Stamps, Citywide. The contract term shall be from April 1, 2009 to August 31, 2011 with no options to renew.

Contractor/Address

- Food Bank for New York City Food for Survival
Hunts Point, Coop Market, 355 Food Center Drive, Bronx, NY 10474
PIN # 069091103084 Amount \$136,358.00

The proposed contractor has been selected by means of Required Authorized Source, pursuant to Section 1-02 (d) (2) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Human Resources Administration of the City of New York, 180 Water Street, Room 1422, New York, NY 10038, on business days, from October 2, 2009 to October 15, 2009, excluding Holidays, from 10:00 A.M. to 5:00 P.M.

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NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, October 15, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of five (5) proposed contracts between the Human Resources Administration of the City of New York and the Contractors listed below, for the Conduct of N.Y.C. Home Care Services Program Audits for Fiscal Years 2006 to 2008. The contract term shall be for two (2) years from the date of registration.

Contractor/Address

- A.F. Paredes & Co., CPAs, P.C.
99 John Street, Suite 408, New York, NY 10038
Lot # 01-08
PIN# 069-08-110-3095A Amount \$253,640
Audit Locations Citywide
- Padilla & Co., LLP
187-16 Hillside Ave, 2nd Fl., Jamaica, NY 11432
Lot # 02-08
PIN# 069-08-110-3095B Amount \$119,700
Audit Locations Citywide

3. A.F. Paredes & Co., CPAs, P.C.
99 John Street, Suite 408, New York, NY 10038
Lot # 03-08
PIN# 069-08-110-3095C **Amount** \$109,440
Audit Locations Brooklyn
4. A.F. Paredes & Co., CPAs, P.C.
99 John Street, Suite 408, New York, NY 10038
Lot # 04-08
PIN# 069-08-110-3095D **Amount** \$239,640
Audit Locations Citywide
5. Gutierrez & Estabillo, LLP
141-05 Northern Blvd., Suite10, Flushing, NY 11354
Lot # 05-08
PIN# 069-08-110-3095E **Amount** \$130,650
Audit Locations Manhattan & Brooklyn

The proposed contractors have been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

Draft copies of the proposed contracts are available for public inspection at the Human Resources Administration of the City of New York, 180 Water Street, Room 1422, New York, NY 10038, on business days, from October 2, 2009 to October 15, 2009, excluding Holidays, from 10:00 A.M. to 5:00 P.M.

IN THE MATTER of four (4) proposed contracts between the Human Resources Administration of the City of New York and the Contractors listed below, for the Conduct of N.Y.C. Home Care Services Program Audits for Fiscal Years 2006 to 2008. The contract term shall be for two (2) years from the date of registration.

Contractor/Address

1. A.F. Paredes & Co., CPAs, P.C.
99 John Street, Suite 408, New York, NY 10038
Lot # 06-08
PIN# 069-08-110-3095F **Amount** \$235,680
Audit Locations Citywide
2. Padilla & Co., LLP
187-16 Hillside Ave., 2nd Fl., Jamaica, NY 11432
Lot # 07-08
PIN# 069-08-110-3095G **Amount** \$99,000
Audit Locations Manhattan, Brooklyn & Queens
3. Padilla & Co., LLP
187-16 Hillside Ave., 2nd Fl., Jamaica, NY 11432
Lot # 08-08
PIN# 069-08-110-3095H **Amount** \$111,700
Audit Locations Citywide
4. Padilla & Co., LLP
187-16 Hillside Ave., 2nd Fl., Jamaica, NY 11432
Lot # 09-08
PIN# 069-08-110-3095I **Amount** \$98,000
Audit Locations Citywide

The proposed contractors have been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

Draft copies of the proposed contracts are available for public inspection at the Human Resources Administration of the City of New York, 180 Water Street, Room 1422, New York, NY 10038, on business days, from October 2, 2009 to October 15, 2009, excluding Holidays, from 10:00 A.M. to 5:00 P.M.

IN THE MATTER of four (4) proposed contracts between the Human Resources Administration of the City of New York and the Contractors listed below, for the Conduct of N.Y.C. Home Care Services Program Audits for Fiscal Years 2006 to 2008. The contract term shall be for two (2) years from the date of registration.

Contractor/Address

1. Diamond, Kerbis & Weinstein, CPAs, P.C.
99 Mineola Ave., Roslyn Heights, NY 11577
Lot # 10-08
PIN# 069-08-110-3095J **Amount** \$221,850
Audit Locations Citywide
2. Padilla & Co., LLP
187-16 Hillside Ave., 2nd Fl., Jamaica, NY 11432
Lot # 11-08
PIN# 069-08-110-3095K **Amount** \$110,700
Audit Locations Bronx, Brooklyn, Queens & Manhattan
3. A.F. Paredes & Co., CPAs, P.C.
99 John Street, Suite 408, New York, NY 10038
Lot # 12-08
PIN# 069-08-110-3095L **Amount** \$186,720
Audit Locations Citywide
4. TCBA Watson, Rice & Co. LLP
5 Penn Plaza, 15th Fl., New York, NY 10001
Lot # 13-08
PIN# 069-08-110-3095M **Amount** \$135,360
Audit Locations Citywide

The proposed contractors have been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

Draft copies of the proposed contracts are available for public inspection at the Human Resources Administration of the City of New York, 180 Water Street, Room 1422, New York, NY 10038, on business days, from October 2, 2009 to October 15, 2009, excluding Holidays, from 10:00 A.M. to 5:00 P.M.

IN THE MATTER of four (4) proposed contracts between the Human Resources Administration of the City of New York and the Contractors listed below, for the Conduct of N.Y.C. Home Care Services Program Audits for Fiscal Years 2006 to 2008. The contract term shall be for two (2) years from the date of registration.

Contractor/Address

1. Diamond, Kerbis & Weinstein, CPAs, P.C.
99 Mineola Ave., Roslyn Heights, NY 11577
Lot # 14-08
PIN# 069-08-110-3095N **Amount** \$134,400
Audit Locations Citywide
2. Diamond, Kerbis & Weinstein, CPAs, P.C.
99 Mineola Ave., Roslyn Heights, NY 11577
Lot # 15-08
PIN# 069-08-110-3095O **Amount** \$117,000
Audit Locations Citywide
3. Wei, Wei & Co., LLP
133-10 39th Avenue, Flushing, NY 11354
Lot # 16-08
PIN# 069-08-110-3095P **Amount** \$154,800
Audit Locations Brooklyn & Queens
4. TCBA Watson, Rice & Co. LLP
5 Penn Plaza, 15th Fl., New York, NY 10001
Lot # 17-08
PIN# 069-08-110-3095Q **Amount** \$163,128
Audit Locations Citywide

The proposed contractors have been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

Draft copies of the proposed contracts are available for public inspection at the Human Resources Administration of the City of New York, 180 Water Street, Room 1422, New York, NY 10038, on business days, from October 2, 2009 to October 15, 2009, excluding Holidays, from 10:00 A.M. to 5:00 P.M.

POLICE

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, October 15, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Police Department of the City of New York and PropertyRoom.com, Inc., 26421 Crown Valley Parkway, Suite 200, Mission Viejo, California 92691, for the Provision of Internet based Auctioning of Invoiced Property. This contract is a revenue generating contract for the Police Department. Property Room.Com, Inc. will be paid solely on the basis of a percentage of the sales prices of the items sold at auction. Thus, it is anticipated that there will be no out of pocket costs incurred by the Police Department for this contract. It is anticipated that both the Revenue generated for the Department and the amount of Revenue going to Property Room.Com, Inc. will equal approximately \$1,250,000 over the term of this Contract. The contract term shall be for 1,826 Consecutive Calendar Days (5 years) from the Notice to Proceed and will contain two two-year and six month renewal options. PIN#: 056090000665.

The proposed contractor has been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the New York City Police Department, Contract Administration Unit, 51 Chambers Street, Room 310, New York, New York 10007, on business days, excluding holidays, from October 2, 2009 to October 15, 2009, from 9:30 A.M. to 4:30 P.M. Please contact the Contract Administration Unit at (646) 610-5753 to arrange a visitation.

TRANSPORTATION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, October 15, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Department of Transportation of the City of New York and Greenman-Pedersen, Inc., 325 W. Main Street, Babylon, NY 11702, for the provision of Resident Engineering Inspection Services in Connection with Protective Coating of Staten Island Railroad (SIRR) Bridges, Contract No. HB107003GA. The contract amount shall be \$2,239,430.07. The contract term shall be 775 Consecutive Calendar Days from Date of Written Notice to Proceed which is inclusive of 45 Consecutive Calendar Days after the completion of construction contract. PIN#: 84109SIBR407.

The proposed consultant has been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Transportation, Office of the Agency Chief Contracting Officer, 55 Water Street, Room 825, New York, NY 10041 from October 2, 2009 to October 15, 2009, excluding Saturdays, Sundays and Legal Holidays, from 9:00 A.M. to 5:00 P.M.

IN THE MATTER of a proposed contract between the Department of Transportation of the City of New York and Parsons Transportation Group of New York, Inc., 100 Broadway, 20th Floor, New York, NY 10005, for the provision of Total Design & Construction Support Services for Seismic Retrofit and Reconstruction of Bridge Operating System of Madison Avenue Bridge Over Harlem River, Borough of Manhattan, Contract No. HBX644S. The contract amount shall be \$7,860,844.60. The contract term shall be 1,735 Consecutive Calendar Days from Date of Written Notice to Proceed until final completion of the construction contract. PIN#: 84108MBSR278.

The proposed consultant has been selected by means of a Required Method of Source Selection, pursuant to Section 1-02 (d) (1) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Transportation, Office of the Agency Chief Contracting Officer, 55 Water Street, New York, NY 10041, from October 2, 2009 to October 15, 2009, excluding Saturdays, Sundays and Legal Holidays, from 9:00 A.M. to 5:00 P.M.

AGENCY RULES

ENVIRONMENTAL CONTROL BOARD

NOTICE

Notice of Promulgation of Rule

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED in the Environmental Control Board (ECB) by Section 1049-a of the New York City Charter, and in accordance with Section 1043(b) of the Charter, that the Environmental Control Board hereby promulgates the following rule. The rule was published in The City Record on July 6, 2009 and a Public Hearing was held on August 6, 2009.

Section 1. The Sanitation Penalty Schedule found in Section 3-122 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York is amended to add five new charges immediately before the entry in that penalty schedule for 16-404***, "Improper Disposal of Rechargeable Battery," to read as follows:

New matter is underlined.

SECTION/ RULE	DESCRIPTION	PENALTY	DEFAULT
§16-327(a)	<u>Failure to dispose of solid waste and recyclable materials properly</u>	\$100 per violation Maximum: Up to \$500 per day or \$2,000 per street event.	\$100 per violation Maximum: Up to \$500 per day or \$2,000 per street event.
§16-327(b)(1)	<u>Failure to provide sufficient number of refuse and recycling receptacles for street event</u>	\$100 per violation Maximum: Up to \$500 per day or \$2,000 per street event.	\$100 per violation Maximum: Up to \$500 per day or \$2,000 per street event.
§16-327(b)(2)	<u>Spillage condition from overflowing receptacle</u>	\$100 per violation Maximum: Up to \$500 per day or \$2,000 per street event.	\$100 per violation Maximum: Up to \$500 per day or \$2,000 per street event.
§ 16-327(b)(3)	<u>Failure to properly bag and/or bundle refuse and recyclables</u>	\$100 per violation Maximum: Up to \$500 per day or \$2,000 per street event.	\$100 per violation Maximum: Up to \$500 per day or \$2,000 per street event.
§16-327(b)(4)	<u>Failure to place bagged and/or bundled refuse and recyclables at predetermined location</u>	\$100 per violation Maximum: Up to \$500 per day or \$2,000 per street event.	\$100 per violation Maximum: Up to \$500 per day or \$2,000 per street event.

Statement of Basis and Purpose of Final Rule

The Environmental Control Board (ECB) held a Public Hearing on August 6, 2009 on revisions to the Sanitation Penalty Schedule found in Section 3-122 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York in light of the enactment of Local Law No. 13 of 2009 that amended Chapter 3 of Title 16 of the Administrative Code of the City of New York by adding a new subchapter 8 entitled SOLID WASTE AND RECYCLABLE MATERIALS AT STREET EVENTS. Neither written comments nor oral testimony were presented.

Local Law No. 13 amends the Administrative Code of the City of New York in relation to street cleaning and the collection and removal of solid waste and recyclable materials at street events. The Board has added five new charges set forth above to the Sanitation Penalty Schedule in accordance with this local law.

Local Law No. 13, effective February 13, 2009, implements a change to the New York City Administrative Code by ensuring that all designated recyclable materials generated at multi-day, multi-block street events are properly source separated for recycling, and that whatever cannot be recycled is discarded properly. Local Law 13 holds event organizers responsible for providing separate receptacles for solid waste and recyclables at each intersection of the street event, and monitoring those receptacles to ensure that they do not overflow and cause littered street conditions. Event organizers must also arrange for proper collection of these materials at the end of the night.

The purpose of this law is to increase recycling awareness and participation among all New Yorkers and tourists alike who attend the City's many street events. The definition of "street event" excludes the typical residential block party if it occupies no more than one block, for no more than one day and where no licensed vendor participates. It should be noted that a violation of Section 16-327(a), "Failure to Dispose of Solid Waste and Recyclable Materials Properly," occurs when a sponsor or production manager fails to arrange for removal of solid waste and recyclable materials at street events by private carter or by the New York City Department of Sanitation.

The penalty provisions in Local Law No. 13 for street cleaning and the collection and removal of solid waste and recyclable materials at street events are set forth in Section 16-328 of the Administrative Code of the City of New York. Local Law No. 13 contains only a flat penalty and not a range. For each of these five new charges, 16-327(a), 16-327(b)(1), 16-327(b)(2), 16-327(b)(3) and 16-327(b)(4), the penalties are \$100 per violation, up to \$500 per day or \$2000 per street event. Solely for the convenience of the public, ECB is including the five new charges in its penalty schedule as set forth in subchapter G of Title 3 of Chapter 48 of the Rules of the City of New York to ensure that ECB's Penalty Schedules are as comprehensive as possible.

Notice of Promulgation of Rule

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED in the Environmental Control Board (ECB) by Section 1049-a of the New York City Charter, and in accordance with Section 1043(b) of the Charter, that the Environmental Control Board hereby promulgates the following rule. The rule was published in The City Record on July 6, 2009 and a Public Hearing was held on August 6, 2009.

Section 1. The Department of Transportation Penalty Schedule found in Section 3-124 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York is amended by adding three new charges for a violation of Section 2-09(f) of Chapter 2 of Title 34 of the Rules of the City of New York (RCNY) (the "Highway Rules"), immediately following the entry in that penalty schedule for 34 RCNY 2-09 (f)(4) (v), "Failed to seal expansion joints as per subsection," and immediately before the entry in that Penalty Schedule for 34 RCNY 2-11 (e)(10)(v), "No Raised Plow sign/Steel plates or fail to countersink plates flush with rd'wy" as follows:

New matter is underlined>.

Section/Rule	Description	Penalty	Default
34 RCNY 2-09 (f)(4)(viii)	Failure to fully replace defective sidewalk flag	250	500
34 RCNY 2-09 (f)(4)(xiv)	Failure to install pedestrian ramp as per DOT drawings	400	1000
34 RCNY 2-09 (f)(4)(xvi)(A)	Failure to repair distinctive sidewalk in kind	250	500

Section 2. The Department of Transportation Penalty Schedule found in Section 3-124 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York is amended by adding eleven new charges for a violation of Section 2-11(e) of Chapter 2 of Title 34 of the Rules of the City of New York (RCNY) (the "Highway Rules"), immediately following the entry in that penalty schedule for 34 RCNY 2-11 (e)(2), "Use of Ram Hoe/truck mounted pavement breaker to precut pavement," and immediately before the entry in that Penalty Schedule for 34 RCNY 2-13 (l)(2), "Failure to repair sidewalk covering a vault" as follows:

New matter is underlined.

Section/Rule	Description	Penalty	Default
34 RCNY 2-11 (e)(11)(iv)	Failure to use correct ratio of asphalt binder	400	1200
34 RCNY 2-11 (e)(11)(v)	Failure to restore concrete base at same grade as existing base	400	1200
34 RCNY 2-11 (e)(11)(vi)	Installing asphalt other than binder as a base course	400	1200
34 RCNY 2-11 (e)(11)(vii)	Installation of shallow conduit without department approval	250	500
34 RCNY 2-11 (e)(12)(iii)	Failure to provide minimum thickness of wearing course on full depth asphalt restoration	400	1200
34 RCNY 2-11 (e)(12)(v)	Failure to restore entire pavement between street opening and curb	400	1200
34 RCNY 2-11 (e)(12)(vi)	Failure to restore street in kind (non-historic district)	750	2250
34 RCNY 2-11 (e)(12)(ix)	Installing Construction Signs w/o a Permit	150	450
34 RCNY 2-11 (e)(13)(ii)	Failure to restore concrete pavement at same depth, strength and finish as original pavement	400	1200
34 RCNY 2-11 (e)(13)(v)	Installing asphalt on a concrete street or concrete bus stop area	700	2100
34 RCNY 2-11 (e)(14)(iii)	Failure to install a color coding marker at the end of the restoration	50	150

Section 3. The Department of Transportation Penalty Schedule found in Section 3-124 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York is amended by adding five new charges for a violation of Section 2-14(f) of Chapter 2 of Title 34 of the Rules of the City of New York (RCNY) (the "Highway Rules"), immediately following the entry in that penalty schedule for 34 RCNY 2-14(e)(2)(xxi), "Failure to certify work for holiday/temp lighting" and immediately before the entry in that Penalty Schedule for Admin. Code 19-176(c) "Riding bicycle on sidewalk in manner which endangers any person or property—FIRST OFFENSE," as follows:

New matter is underlined.

Section/Rule	Description	Penalty	Default
34 RCNY 2-14 (f)(4)(i)	Commercial refuse cont. stored/placed in "No Stopping," "No Standing," or "No Parking Anytime" area	250	750
34 RCNY 2-14 (f)(4)(ii)	Commercial refuse container stored/placed within fifteen feet of a hydrant	250	750
34 RCNY 2-14 (f)(6)	Improperly labeled commercial refuse container	250	750
34 RCNY 2-14 (f)(9)	Commercial refuse container w/o proper reflective markings on all four sides	250	750
34 RCNY 2-14 (f)(11)	Commercial refuse container/debris obstructing sidewalks, gutters, crosswalks or driveway	250	750

Statement of Basis and Purpose of Final Rule

The Environmental Control Board (ECB) held a Public Hearing on August 6, 2009 on the addition of nineteen new charges for violations of Chapter 2 of Title 34 of the Rules of the City of New York (RCNY) (the "Highway Rules") to the Department of Transportation (DOT) Penalty Schedule found

in Section 3-124 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York. Neither written comments nor oral testimony were presented.

In Section 1, ECB has added three charges alleging violations of section 34 RCNY 2-09 (f)(4). With regard to 34 RCNY 2-09 (f)(4)(viii), "Failure to fully replace defective sidewalk flag," DOT rules require that sidewalk flags shall be 5'x 5' where feasible and that all flags containing substantial defects (as defined in section 19-152 of the New York City Administrative Code) be fully replaced. In general, sidewalk flags that are patched or not installed/repared fully fail to withstand yearly freeze and thaw cycles and cause a weakening of the surrounding area.

With regard to 34 RCNY 2-09 (f)(4)(xiv), "Failure to install pedestrian ramp as per DOT drawings," DOT rules state that any person constructing, reconstructing or repairing a corner shall install pedestrian ramps in accordance with the specifications and in accordance with the latest revision of Standard Drawing H-1011.

With regard to 34 RCNY 2-09 (f)(4)(xvi)(A), "Failure to repair distinctive sidewalk in kind," DOT rules require that sidewalks of a distinctive design or material may be permitted and shall harmonize with the architecture of the abutting building and/or area. In areas where various community boards or Business Improvement Districts have restored areas to landmark status or installed distinctive designs, the restorations must conform to the specifications established and match the surrounding area.

In section 2, ECB has added eleven charges alleging violations of section 34 RCNY 2-11(e). With regard to 34 RCNY 2-11(e)(11)(iv), "Failure to use correct ratio of asphalt binder," DOT rules allow that on a non-protected or resurfaced street, asphalt binder base may replace concrete, at a thickness ratio of one and one half inch of asphalt for every inch of concrete. This new charge will encourage contractors to be consistent in their work and foster public safety.

With regard to 34 RCNY 2-11(e)(11)(v), "Failure to restore concrete base at same grade as existing base," DOT rules require that the concrete base shall be restored at the same grade as the existing base; at no time may it be brought up to the asphalt course unless authorization has been granted by the commissioner. Installing concrete into the asphalt course causes major damage to milling machines, causing delays and costly repairs.

With regard to 34 RCNY 2-11(e)(11)(vi), "Installing asphalt other than binder as a base course," DOT rules require that binder base shall be restored to the existing base. At no time will asphalt other than binder be permitted as a base course, unless otherwise authorized by the Commissioner. Binder and wearing course are identified by the permittee's designs. Binder is used as a base material typically containing larger stones to form a mixture suitable to create a stable base. Wearing course is designed to contain smaller stones to produce a smooth surface; its use is strictly reserved as a riding surface. Establishment of a penalty for violation of this provision will foster improvement in the quality of paving and restoration work performed on the streets of New York City.

With regard to 34 RCNY 2-11(e)(11)(vii), "Installation of shallow conduit without department approval," DOT rules state that if conduits in the roadway are installed less than 18 inches below the roadway surface or not below the base, the permittee must file a written request and receive written approval from the department. This rule will assist DOT in maintaining a database indicating where contractors have installed shallow conduits thus enabling the DOT to notify the utilities that have placed shallow conduits that DOT will be working in those areas. Establishment of a penalty for violation of this provision will foster protection of the existing infrastructure.

With regard to 34 RCNY 2-11(e)(12)(iii), "Failure to provide minimum thickness of wearing course on full depth asphalt restoration," DOT rules require that the minimum thickness of the wearing course on full depth asphalt restoration shall be two inches (2"). Failure to apply the minimum requirement of asphalt greatly reduces the longevity of the riding surface, and can promote rapid decay of the riding surface. 2" is the absolute minimum required thickness.

With regard to 34 RCNY 2-11(e)(12)(v), "Failure to restore entire pavement between street opening and curb," DOT Rules require that when a street opening is twelve inches or less from the curb, the entire pavement between the opening

and the curb shall be excavated and replaced in kind. Failure to restore this area will promote cracking of the street surface and increase the possibility of water penetration. Restoring the roadway as a cohesive unit greatly reduces this risk.

With regard to 34 RCNY 2-11 (e)(12)(vi), "Failure to restore street in kind (non-historic district)," DOT rules require that whenever any street is excavated, the permittee shall restore such street in kind as to material type, color, finish or distinctive design. It is necessary to restore the roadway to its prior condition so as to not disrupt the overall design and integrity of the existing pavements.

With regard to 34 RCNY 2-11(e)(12)(ix), "Installing Construction Signs w/o a Permit," DOT rules require contractors to obtain permits whenever they change or remove the existing parking regulations signs. Establishing a penalty for violation of this provision will facilitate the return of parking spaces to public use when construction is completed.

With regard to 34 RCNY 2-11(e)(13)(ii), "Failure to restore concrete pavement at the same depth, strength and finish as original pavement," DOT rules require that the concrete restoration shall have the same depth, strength, and finish as the original pavement. Failure to meet any of these criteria will cause the concrete to break creating a defective restoration. Establishment of a penalty for violation of this provision will foster improvement in the quality of paving and restoration work performed on the streets of New York City.

With regard to 34 RCNY 2-11(e)(13)(v), "Installing asphalt on a concrete street or concrete bus stop area," DOT rules state that asphalt restorations will not be permitted in concrete streets or concrete bus stop areas. Concrete roadways are designed to maintain a riding surface for many years, as well as to carry the additional weight of surface traffic. Cutting into the roadway laterally or horizontally through individual concrete panels or expansion joints weakens the riding surface and surrounding joints. Asphalt fails to bond adequately with the existing concrete, thus allowing water penetration and movement of the riding surface.

With regard to 34 RCNY 2-11(e)(14)(iii), "Failure to install a color coding marker at the end of the restoration," DOT rules require permittees to place color codes or tags at job sites when they complete final restorations. This facilitates identification of the responsible party in the event a street restoration fails.

In Section 3, the Board has added five charges alleging violations of section 34 RCNY 2-14(f). With regard to 34 RCNY 2-14(f)(4)(i), "Commercial refuse cont. stored/placed in 'No Stopping,' 'No Standing,' or 'No Parking Anytime' area," since the introduction of 311, there has been an increase in the number of complaints involving non-construction containers placed on City streets. The addition of this charge to the penalty table will help with enforcement designed to maintain traffic flow in accordance with existing parking regulations.

With regard to 34 RCNY 2-14(f)(4)(ii), "Commercial refuse container stored/placed within fifteen feet of a hydrant," the addition of this charge to the penalty table will help with enforcement designed to maintain traffic flow in accordance with existing parking regulations and allow easy access to the hydrant in case of an emergency.

With regard to 34 RCNY 2-14(f)(6), "Improperly labeled commercial refuse container," DOT rules require container owners to properly label their containers. This facilitates identification of the container owner in the event of a problem with the container.

With regard to 34 RCNY 2-14(f)(9), "Commercial refuse container w/o proper reflective markings on all four sides," DOT rules require that containers have proper reflective markings so that they are visible to drivers, bicyclists and pedestrians at night.

With regard to 34 RCNY 2-14(f)(11), "Commercial refuse container/debris obstructing sidewalks, gutters, crosswalks or driveway," DOT rules require sidewalks, gutters, crosswalks and driveways to be kept clear and unobstructed at all times and that all dirt, debris and rubbish be promptly removed therefrom. Establishment of a penalty for violation of this provision will help to maintain traffic flow and proper drainage.

SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

NOTICE

**OFFICIAL FUEL PRICE SCHEDULE NO. 6337
FUEL OIL AND KEROSENE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 9/28/2009
2887105	2.0	#1DULS	MANH	SPRAGUE ENERGY CORP	-0.0656 GAL. 2.1948 GAL.
2887105	3.0	#1DULS	BRONX	SPRAGUE ENERGY CORP	-0.0656 GAL. 2.1948 GAL.
2887105	4.0	#1DULS	BROOKLYN	SPRAGUE ENERGY CORP	-0.0656 GAL. 2.2298 GAL.
2887105	5.0	#1DULS	QUEENS	SPRAGUE ENERGY CORP	-0.0656 GAL. 2.2298 GAL.
2887105	6.0	#1DULS	S.I.	SPRAGUE ENERGY CORP	-0.0656 GAL. 2.2948 GAL.
2887105	7.0	#1DULS	P/U	SPRAGUE ENERGY CORP	-0.0656 GAL. 2.1066 GAL.
2887086	3.0	#1DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-0.0755 GAL. 2.1493 GAL.
2887086	7.0	#1DULSB20	P/U	SPRAGUE ENERGY CORP	-0.0755 GAL. 2.0796 GAL.
2887086	1.0	#1DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP	-0.0680 GAL. 2.1220 GAL.
2887086	5.0	#1DULSB5	P/U	SPRAGUE ENERGY CORP	-0.0680 GAL. 2.0400 GAL.
2887052	1.0	#2	MANH	RAPID PETROLEUM	-0.0598 GAL. 1.7881 GAL.
2887052	4.0	#2	BRONX	RAPID PETROLEUM	-0.0598 GAL. 1.7879 GAL.
2887052	7.0	#2	BROOKLYN	RAPID PETROLEUM	-0.0598 GAL. 1.7775 GAL.
2887052	13.0	#2	S.I.	RAPID PETROLEUM	-0.0598 GAL. 1.8210 GAL.
2887053	10.0	#2	QUEENS	METRO FUEL OIL CORP.	-0.0598 GAL. 1.8108 GAL.
2887169	1.0	#2B5	CITY WIDE BY TW	METRO FUEL OIL CORP.	-0.0626 GAL. 2.1873 GAL.
2887105	8.0	#2DHS	BARGE M.T.F. 111	SPRAGUE ENERGY CORP	-0.0598 GAL. 2.0636 GAL.
2887106	9.0	#2DHS	BARGE WI	METRO FUEL OIL CORP.	-0.0598 GAL. 1.9750 GAL.

Table with 6 columns: Contract No., Item No., Fuel/Oil Type, Vendor, Change, Price. Lists fuel price adjustments for various locations and vendors.

OFFICIAL FUEL PRICE SCHEDULE NO. 6338 FUEL OIL, PRIME AND START

Table with 6 columns: Contract No., Item No., Fuel/Oil Type, Vendor, Change, Price. Lists fuel price adjustments for MANH, BRONX, QNS., and CITY WIDE BY TW.

OFFICIAL FUEL PRICE SCHEDULE NO. 6339 FUEL OIL AND REPAIRS

Table with 6 columns: Contract No., Item No., Fuel/Oil Type, Vendor, Change, Price. Lists fuel price adjustments for MANH, BRONX, QNS., and CITY WIDE BY TW.

OFFICIAL FUEL PRICE SCHEDULE NO. 6340 GASOLINE

Table with 6 columns: Contract No., Item No., Fuel/Oil Type, Vendor, Change, Price. Lists gasoline price adjustments for various vendors and vehicle types.

Notes: (A): E70 Fuel (Ethanol 70% / Unleaded Gas 30%) pricing is effective October 1, 2009

CITY PLANNING

NOTICE

PROPOSED 2010 CONSOLIDATED PLAN 30 DAY PUBLIC COMMENT PERIOD AND PUBLIC HEARING ONE-YEAR ACTION PLAN FIVE-YEAR STRATEGIC PLAN

NYC Department of City Planning announces the PUBLIC COMMENT PERIOD and PUBLIC HEARING for the Proposed 2010 Consolidated Plan.

A PUBLIC HEARING will be held on THURSDAY, NOVEMBER 5, 2009, beginning at 2:00 P.M. at 22 Reade Street, Spector Hall, New York, N.Y. 10007.

The 2010 Proposed Consolidated Plan contains the City's annual application for four U.S. Department of Housing and Urban Development (HUD) Community Planning and Development programs.

Proposed Funding allocations for 2010 are as follows: CDBG \$251.179 million; HOME \$124.733 million; ESG \$7.925 million; HOPWA \$52.654 million, totaling \$436.491 million.

The 2010 Proposed Consolidated Plan consists of four volumes: Volume 1. Executive Summary, Community Profile, and Supportive Housing Continuum of Care; Volume 2. Five-Year Strategic Plan: Priorities and Actions; Volume 3. Action Plan: One Year Use of Funds; Volume 4. Other Actions; Summary of Citizens' Comments, and Appendices.

To obtain a free copy of the 2010 Proposed Consolidated Plan, please visit the City Planning Bookstore, 22 Reade Street, New York, N.Y. (Monday 12:00 P.M. to 4:00 P.M., Tuesday thru Friday 10:00 A.M. to 1:00 P.M.).

Copies of the document can also be obtained at the following Department of City Planning Offices:

BRONX OFFICE 1 Fordham Plaza, 5th fl., Bronx, New York 10458 (718) 220-8500

BROOKLYN OFFICE 16 Court Street, 7th fl., Brooklyn, New York 11241 (718) 643-7550

QUEENS OFFICE 120-55 Queens Boulevard, Room 201, Queens, New York 11424 (718) 286-3169

STATEN ISLAND OFFICE 130 Stuyvesant Place, 6th fl., Staten Island, New York 10301 (718) 556-7240

Also, the Proposed Plan will be made available for downloading through the internet via the Department's website at www.nyc.gov/planning.

Furthermore, copies of the Proposed 2010 Consolidated Plan will be available for review at the main public library in each of the five boroughs.

Written comments may be sent by close of business, November 6, 2009 to: Charles V. Sorrentino, New York City Consolidated Plan Coordinator, Department of City Planning, 22 Reade Street, 4N New York, New York 10007 FAX: (212) 720-3495, email: csorren@planning.nyc.gov.

COMPTROLLER

NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Rm. 629, New York, NY 10007 on 10/7/09 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Table with 3 columns: Damage Parcel No., Block, Lot. Lists parcel 12 with blocks 146 and lot 29.

Acquired in the proceeding entitled: FIFTH AMENDED BROOKLYN CENTER URBAN RENEWAL PROJECT, PHASE 2 subject to any liens and encumbrances of record on such property.

William C. Thompson, Jr. Comptroller s23-o7

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre St., Rm. 629, New York, NY 10007, on 10/14/09 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Table with 3 columns: Damage Parcel No., Block, Lot. Lists parcels 1,2,3,4,5,6 & 7, 24,25, 8, and 22,23.

Acquired in the proceeding, entitled: NEW CREEK BLUEBELT, PHASE 4, subject to any liens and

encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

William C. Thompson, Jr. Comptroller

s29-o14

HOMELESS SERVICES

NOTICE

Notice of Concept Paper

The Department of Homeless Services ("DHS") intends in the near future to issue a Request for Proposals seeking a qualified vendor to provide Targeted Rapid Re-housing Services for the City's homeless families.

- Quick and intensive housing placement services for clients with barriers to permanency.
• Stabilization services delivered to maintain clients in the community.

In advance of the issuance of the RFP, DHS is releasing a "concept paper" presenting the agency's proposed approach and requesting comments and feedback on this new program.

s28-o2

LABOR RELATIONS

NOTICE

Principal Administrative Associates, et al. October 6, 2008 - October 5, 2010

AGREEMENT entered into this 22nd day of September, 2009, by and between the City of New York and related public employers pursuant to and limited to their respective elections or statutory requirement to be covered by the New York City Collective Bargaining Law and their respective authorizations to the City to bargain on their behalf and the New York City Health and Hospitals Corporation.

WITNESSETH:

WHEREAS, the parties hereto have entered into collective bargaining and desire to reduce the results thereof to writing,

NOW, THEREFORE, it is mutually agreed as follows:

ARTICLE I - UNION RECOGNITION AND UNIT DESIGNATION

Section 1. The Employer recognizes the Union as the sole and exclusive collective bargaining representative for the bargaining unit set forth below, consisting of employees of the Employer, wherever employed, whether full-time, part-time per annum, hourly or per diem, in the below listed title(s), and in any successor title(s) that may be certified by the Board of Certification of the Office of Collective Bargaining to be part of the unit herein for which the Union is the exclusive collective bargaining representative and in any positions in Restored Rule X titles of the Classified Service the duties of which are or shall be equated by the City Personnel Director and the Director of the Budget for salary purposes to any of the below listed titles:

Table listing job titles and corresponding codes: 10122*, 10125* Administrative Assistant; 11023* Administrative Assistant (EDP); 10142* Administrative Assistant (Income Support); 10130*, 08970* Administrative Associate; 22112 Assistant Planning and Operations Officer (Civil Defense); 10236, 003820 Assistant Coordinating Manager; 10271 Associate Call Center Representative * (Decision # 3-2004, 4/29/04); 10248 Administrative Job Opportunity Specialist (Decision #4-2005, 7/28/05); 71477 Chief of Resources Management (Civil Defense); 13611, 961210 Computer Associate (Technical Support); 961220, 961230 Contract Reviewer (OLS); 40563 Coordinating Manager (Levels A and B) (Decision #3-2006, 5/15/06); 95948 Coordinating Manager (Decision #9-2007, 6/7/07); 000310, 83051 Health Care Program Planner Analyst; 10171* Hearing Administrative Services Coordinator (Parking Violations Bureau); 03903 Hospital Payroll Accounts Manager; 09539, 30081 Legal Coordinator; 1022A,B,C Legal Secretarial Assistant (Levels II,III,IV); 11703, 960400 Office Machine Associate; 71488* Operations Assistant (Civil Defense); 22113* Planning and Operations Officer (Civil Defense); 10124, 96021 Principal Administrative Associate; 96022, 96023 Principal Police Communications Technician; 71014 Principal Shorthand Reporter; 10420* Principal Telephone Operator; 10825* Security Officer (Civil Defense); 71415 Stenographic Specialist; 10217, 960710 Stenographic Specialist; 960720, 960730 Supervisor of Office Machine Operations (Level I and II); 11704 Training Coordinator (Civil Defense); 71496

*for present incumbents only

Section 2. The terms "Employee" and "Employees" as used in this Agreement shall mean only those persons in the unit described in Section 1 of this Article.

ARTICLE II - DUES CHECKOFF

Section 1. a. The Union shall have the exclusive right to the checkoff and transmittal of dues on behalf of each

Supervisor of Office Machine Operations Level I	\$947	\$947
Training Coordinator (Civil Defense)	\$1,230	\$1,230

B. For the Department of Social Services only, notwithstanding the provisions of Section V, paragraph 2, of Personnel Order No. 21/67 (March 15, 1967) as amended on June 27, 1968, employees shall be eligible to receive more than one promotional or advancement increase during any twelve (12) month period, provided the affected employee actually changes the employee's position and assumes new duties and greater responsibilities upon promotion or advancement.

Section 8. Assignment Level Increases

An Employee assigned to a higher assignment level shall receive as of the effective date of such assignment either the appointment rate for the assigned level or the rate received in the former level plus the amount stated below, whichever is greater:

A. TITLE	10/6/08	10/6/09
Associate Call Center Representative Level II	\$1,314	\$1,314
Computer Associate (Technical Support) Level II	\$1,276	\$1,276
Level III	\$1,468	\$1,468
Legal Secretarial Assistant Level II	\$1,085	\$1,085
Level III	\$1,180	\$1,180
Principal Administrative Associate Level II	\$1,230	\$1,230
Level III	\$1,416	\$1,416
Stenographic Specialist Level II	\$947	\$947
Level III	\$1,085	\$1,085

NOTE
● Level Increase - Denotes payment made due to assignment to a higher level within a title.

B. In the event that an Employee serving in the title of Principal Police Communications Technician, Level I, is assigned to Level II, and the Employee has five years or more of service in Principal PCT Level I, said Employee shall receive, as of the effective date of such assignment, the following salary as stated below:

Effective October 6, 2008
\$52,506.00

Effective October 6, 2009
\$52,506.00

Section 9. Longevity Increment

- a.** Employees with 15 years or more of "City" service in pay status shall receive a longevity increment of \$925 per annum unless otherwise provided.
- b.** Effective March 1, 2000, the longevity increment of \$925 shall be established for eligible Employees in the title of Health Care Program Planner Analyst.
- c.** Effective April 29, 2004, the longevity increment of \$925 shall be established for eligible Employees in the title of Associate Call Center Representative, pursuant to BCB Decision # 3-2004.
- d.** Effective July 28, 2005, the longevity increment of \$925 shall be established for eligible Employees in the title of Administrative Job Opportunity Specialist, pursuant to BCB Decision # 4-2005.
- e.** Effective May 15, 2006, the longevity increment of \$925 shall be established for eligible Employees in the title of Coordinating Manager, Levels A and B, pursuant to BCB Decision # 3-2006.
- f.** Effective June 7, 2007, the longevity increment of \$925 shall be established for eligible Employees in the title of Coordinating Manager, pursuant to BCB Decision # 9-2007.
- g.** The rules for eligibility for and applicability of the longevity increment described in subsections a. and b. above shall be set forth in Appendix A to this Agreement and are incorporated by reference herein.
- h.** The provisions of Section 3(c)(ii) of this Agreement shall not apply to the longevity differential set forth in this Section 9.

Section 10. Differentials

1) Experience Differential

For Employees with permanent competitive civil service status (either in their current title or as a "step-up" from a lower permanent civil service title) who have served five (5) years at an assignment level or in the appropriate predecessor title listed below and who have not been promoted or assigned to a higher level within the title shall receive a one-time adjustment in the amount stated below in the employee's salary rate, provided, however, that Employees assigned to Principal Administrative Associate, Level III, who are employed by the Health and Hospitals Corporation shall not be entitled to receive a payment under this Section 10.1):

TITLE	10/6/08	10/6/09
ADMINISTRATIVE ASSISTANT (INCL. SPEC.) *	\$2,048	\$2,130
ADMINISTRATIVE ASSOCIATE *	\$2,048	\$2,130
ASSISTANT COORDINATING MANAGER #	\$2,048	\$2,130
ASSOCIATE CALL CENTER REPRESENTATIVE		
COMPUTER ASSOCIATE (TECHNICAL SUPPORT) LEVEL I, II, III	\$2,048	\$2,130
ADMINISTRATIVE JOB OPPORTUNITY SPECIALIST LEVEL I, II	\$2,048	\$2,130
CONTRACT REVIEWER (OLS) LEVEL I, II	\$2,048	\$2,130
COORDINATING MANAGER (HHC) LEVEL A,B	\$2,048	\$2,130
COORDINATING MANAGER (HMH)	\$2,048	\$2,130
HEARING ADMINISTRATIVE SERVICES COORDINATOR (PVB)	\$2,048	\$2,130
HEALTH CARE PROGRAM PLANNER ANALYST #	\$2,048	\$2,130
HOSPITAL PAYROLL ACCOUNTS MANAGER	\$2,048	\$2,130
LEGAL COORDINATOR	\$2,048	\$2,130
LEGAL SECRETARIAL ASSISTANT LEVELS II, III, IV	\$2,048	\$2,130
OFFICE MACHINE ASSOCIATE *	\$2,048	\$2,130
PRINCIPAL ADMINISTRATIVE ASSOCIATE LEVELS I, II, III	\$2,048	\$2,130
PRINCIPAL POLICE COMMUNICATIONS TECHNICIAN LEVELS I, II, III	\$2,048	\$2,130
PRINCIPAL TELEPHONE OPERATOR	\$2,048	\$2,130
STENOGRAPHIC SPECIALIST LEVELS I, II, III	\$2,048	\$2,130
SUPERVISOR OF OFFICE MACHINE OPERATIONS LEVELS I, II	\$2,048	\$2,130

NOTE:

- * For present incumbents only.
- # HHC titles are Non-Competitive; however, after one year of service, the Employee is considered permanent for purposes of this Experience Differential.

This provision shall apply to all covered Employees with any permanent status, whether permanent in their current title or as a "step-up" and shall be paid in the same manner as an assignment differential.

2) HHC Service Differential

Senior Administrative Assistants or Principal Administrative Associates, Level III, who are employed by the Health and Hospitals Corporation, and have served at least seven (7) years in that title or equated broadbanded level and are earning less than the maximum salary of the title or equated broadbanded level, shall receive on their seventh anniversary date the maximum salary of said title or equated broadbanded level. Those Employees eligible to receive payment under this Section 10.2) shall not be entitled to receive the payment provided in Section 10.1) above.

3) Assignment Differentials

A) Payroll Differential

a. An assignment differential in the pro-rated annual amount as stated below shall continue to be provided for persons employed in a class of positions of Administrative Assistant or Principal Administrative Associate, Level I, who are assigned regularly to supervise Employees in clerical administrative titles, provided such clerical administrative Employees are receiving an assignment differential for the preparation, reconciliation, certification and/or auditing of payroll of City personnel in the office titles of Payroll Clerk or Payroll Examiner, as determined by the Agency Head:

Effective	Amount
10/6/08	\$791
10/6/09	\$791

b. A payroll differential in the pro-rated annual amount as stated below shall be provided for persons employed in a class of positions of Principal Administrative Associate, Level I, who perform payroll functions.

Effective	Amount
10/6/08	\$791
10/6/09	\$791

B) Human Resources Administration

a) Employees in the titles Principal Administrative Associate, Level I, or Administrative Assistant who are assigned to applications assessment, case management, and/or D and C/Reception units and conduct interviews with clients at an Income Support Center under the "caseload system" shall receive a differential in the pro-rated annual amount as specified below:

Effective	Amount
10/6/08	\$1,382
10/6/09	\$1,382

b) Effective on the date stated below, any Employee in the Civil Service title of Clerk Grade 5, Administrative Associate or Principal Administrative Associate, Level II, who is assigned as an Assistant Office Manager in an Income Support Center shall continue to receive a salary rate of pay no less than the per annum amount specified herein above that title's minimum salary rate during the period of such assignment:

Effective	Amount
10/6/08	\$296
10/6/09	\$296

Any such Employee who reverts to a lower title or assignment level or who receives an assignment other than that of an Assistant Office Manager or "Senior Assistant Office Manager" shall no longer be covered by this provision.

c) Effective on the date stated below, any Employee in the Civil Service title of Senior Administrative Assistant or Principal Administrative Associate, Level III, who is assigned as a "Senior Assistant Office Manager" in an Income Support Center shall continue to receive a salary rate of pay not less than the per annum amount specified herein above that title's minimum salary rate during the period of such assignment:

Effective	Amount
10/6/08	\$791
10/6/09	\$791

Any such Employee who reverts to a lower title or assignment level or who receives an assignment other than that of "Senior Assistant Office Manager" shall no longer be covered by this provision.

d) Employees in the titles Principal Administrative Associate, Level I, Principal Administrative Associate, Level II, or Principal Administrative Associate, Level III who are assigned as Control Supervisors in an Income Support Center shall receive a differential in the pro-rated annual amount as specified below:

Effective	Amount
10/6/08	\$1,170
10/6/09	\$1,170

Any such Employee who reverts to a lower title or who receives an assignment other than that of a Control Supervisor shall no longer be covered by this provision.

C) Law Department - Steno Differential

Employees in the title Legal Secretarial Assistant, Levels II, III and IV, shall receive a differential in the pro-rated annual amount as specified below if the Employee is required as a regular part of the Employee's duties to use stenographic skills:

Effective	Amount
10/6/08	\$1,285
10/6/09	\$1,285

D) Service Increment

a. Employees in the title of Office Machine Associate and Supervisor of Office Machine Operations Level I and II shall receive the following service increment payment:

Effective	Years of Service	Annual Amount
10/6/08	5 years of service	\$1,170
10/6/09	5 years of service	\$1,170

The service increment becomes part of each eligible Employee's basic salary rate. Service eligibility is related to

length of service in title. Eligibility shall be effective on the January 1, April 1, July 1, or October 1 subsequent to the Employee's anniversary date. The service increment shall not be pensionable until the Employee has received it for two years. Employees in the above-listed title shall also be entitled to the 15 year longevity increment described in Section 9.

b. Employees in the title of Principal Police Communications Technician shall receive the following service increment payments:

Principal Police Communications Technician	Effective
Level I	10/6/08
After one year of service at Level I	\$538
After two years of service at Level I	an addit. \$537 (for a total of \$1,075)
Level II	
After one year of service at Level II	\$538
After two years of service at Level II	an addit. \$537 (for a total of \$1,075)
After three years of service at Level II	an addit. \$597 (for a total of \$1,672)

Principal Police Communications Technician	Effective
Level I	10/6/09
After one year of service at Level I	\$538
After two years of service at Level I	an addit. \$537 (for a total of \$1,075)
Level II	
After one year of service at Level II	\$538
After two years of service at Level II	an addit. \$537 (for a total of \$1,075)
After three years of service at Level II	an addit. \$597 (for a total of \$1,672)

Section 11. Merit Increases

- a.** The Employer agrees to notify the Union of its intention to grant merit increases.
- b.** In circumstances where an agency chooses to grant non-managerial merit increases it shall follow with respect to unit Employees the criteria set forth in Appendix B to this Agreement. However the decision of whether or not an agency will grant merit increases to non-managerial Employees in an agency is solely a managerial prerogative.
- c.** Where problems related to the mechanics of this Section 11 are perceived to exist, such problems shall be brought to a labor management committee composed of representatives of the affected agency, the Union and the Office of Labor Relations.

Section 12. Training Fund

A training fund contribution at the rate of \$25 per annum shall be made to the Communications Workers of America, Local 1180 Education Trust Fund on behalf of each full-time per annum employee provided, however, that no contribution shall be made to such Fund during any period in which the separate agreement between the City and Communications Workers of America, Local 1180 relating to the operation of such Fund is of no force and effect. This section shall be subject to the waiver in Article IV, Section 1.b.

Employees of non-Mayoral agencies shall be covered by such contribution provided the affected agency elects to have its employees so covered.

Effective October 5, 2008, Employees in the title of Administrative Job Opportunity Specialist, pursuant to BCB Decision # 4-2005; Coordinating Manager, Levels A and B, pursuant to BCB Decision # 3-2006, and Employees in the title of Coordinating Manager, pursuant to BCB Decision # 9-2007 are eligible for the contributions as stated in this section.

Section 13. Annuity Fund

a. The Employer shall contribute to an existing annuity fund on behalf of covered full-time per annum and full-time per diem Employees, on a twenty-eight (28) day cycle basis, a pro-rata daily contribution for each paid working day which amount shall not exceed \$522 for each Employee in full pay status in the prescribed twelve (12) month period, subject to the terms of a signed supplemental agreement approved by the Corporation Counsel. For covered Employees who work less than the number of hours for their full-time equivalent title, the employer shall pay into the fund, on a twenty-eight (28) day cycle basis, a pro-rata daily contribution calculated against the number of hours associated with their full time equivalent title, which amount shall not exceed \$522 per annum for each Employee in full pay status in the prescribed twelve (12) month period.
i) Effective October 5, 2008, Employees in the title of Administrative Job Opportunity Specialist, pursuant to BCB Decision # 4-2005; Coordinating Manager, Levels A and B, pursuant to BCB Decision # 3-2006, and Employees in the title of Coordinating Manager, pursuant to BCB Decision # 9-2007 are eligible for the contributions as stated in this section.

b. For Employees who work a compressed work week, the Employer shall pay into the fund, on a twenty-eight (28) day cycle basis, a pro-rata daily contribution for each set of paid working hours which equate to the daily number of hours that title is regularly scheduled to work, which amount shall not exceed \$522 per annum for each Employee in full-pay status in the prescribed twelve (12) month period.

c. i. For the purpose of Section 13 (a), excluded from paid working days are all scheduled days off, all days in non-pay status, and all paid overtime.

ii. "All days in non-pay status" as used in this Section 13 (c)(ii) shall be defined as including, but not limited to, the following:

- (a)** time on preferred or recall lists;
- (b)** time on the following approved unpaid leaves:
 - (i)** maternity/child care leave;
 - (ii)** military leave;
 - (iii)** unpaid time while on jury duty;
 - (iv)** unpaid leave for union business pursuant to Executive Order 75;
 - (v)** unpaid leave pending workers' compensation determination;

- (vi) unpaid leave while on workers' compensation option 2;
- (vii) approved unpaid time off due to illness or exhaustion of paid sick leave;
- (viii) approved unpaid time off due to family illness; and
- (ix) other pre-approved leaves without pay;
- (c) time while on absence without leave;
- (d) time while on unapproved leave without pay; or
- (e) time while on unpaid suspensions.

d. DEFINITIONS:

scheduled days off shall mean: An Employee's regular days off ("RDOs"). For example, Saturday and Sunday would be the scheduled days off for a full-time per annum Employee working a Monday through Friday schedule.

Section 14. Recurring Increment Payment (RIP)

- a. Full-time per-annum and qualifying full-time per diem Employees in the titles listed in this Agreement with 10 years of City service shall be eligible to receive a Recurring Increment Payment (RIP) as specified below:

Effective Date	Years of City Service	Increment	Total RIP
10/6/08	After 10 years	\$624	\$624
10/6/09	After 10 years	\$649	\$649

- b. The rules for eligibility for the RIP described above shall be set forth in the Appendix to this Agreement and are incorporated by reference herein.

ARTICLE IV - WELFARE FUND**Section 1.**

- a. In accordance with the election by the Union pursuant to the provisions of Article XIII of the Citywide Agreement between the City of New York and related public employers and District Council 37, AFSCME, AFL-CIO, the Welfare Fund provisions of the 1995-2001 Citywide Agreement, as amended or any successor agreement(s) thereto, shall apply to employees covered by this Agreement.

- b. When an election is made by the Union pursuant to the provisions of Article XIII, Section 1 (b), of the Citywide Agreement between the City of New York and related public employers District Council 37, AFSCME, AFL-CIO, or any successor(s) thereto, the provisions of Article XIII, Section 1 (b), of the 1995-2001 Citywide Agreement, as amended or any successor(s) agreement (s) thereto, shall apply to Employees covered by this Agreement, and when such election is made, the Union hereby waives its right to training, education and/or legal services contributions provided in this Agreement, if any. In no case shall the single contribution provided in Article XIII, Section 1.(b), of the 1995-2001 Citywide Agreement, as amended or any successor(s) agreement(s) thereto, exceed the total amount that the Union would have been entitled to receive if the separate contributions had continued.

Section 2.

The Union agrees to provide welfare fund benefits to domestic partners of covered Employees in the same manner as those benefits are provided to spouses of married covered Employees.

Section 3.

In accordance with the Health Benefits Agreement dated January 11, 2001, each welfare fund shall provide welfare fund benefits equal to the benefits provided on behalf of an active Employee to widow(er)s, domestic partners and/or children of any Employee who dies in the line of duty as that term is referenced in Section 12-126(b)(2) of the New York City Administrative Code. The cost of providing this benefit shall be funded by the Stabilization Fund.

ARTICLE V - PRODUCTIVITY AND PERFORMANCE**Introduction**

Delivery of municipal services in the most efficient, effective and courteous manner is of paramount importance to the Employer and the Union. Such achievement is recognized to be a mutual obligation of both parties within their respective roles and responsibilities. To achieve and maintain a high level of effectiveness, the parties hereby agree to the following terms:

Section 1. Performance Levels

- a. The Union recognizes the Employer's right under the New York City Collective Bargaining Law to establish and/or revise performance standards or norms notwithstanding the existence of prior performance levels, norms or standards. Such standards, developed by usual work measurement procedures may be used to determine acceptable performance levels, prepare work schedules and to measure the performance of each Employee or group of Employees. Notwithstanding the above, questions concerning the practical impact that decisions on the above matters have on Employees are within the scope of collective bargaining. The Employer will give the union prior notice of the establishment and/or revision of performance standards or norms hereunder.

- b. Employees who work at less than acceptable levels of performance may be subject to disciplinary measures in accordance with applicable law.

Section 2. Supervisory Responsibility

- a. The Union recognizes the Employer's right under the New York City Collective Bargaining Law to establish and/or revise standards for supervisory responsibility in achieving and maintaining performance levels of supervised employees for Employees in supervisory positions listed in Article I, Section 1 of this Agreement. Notwithstanding the above, questions concerning the practical impact that decisions on the above matters have on Employees are within the scope of collective bargaining. The Employer will give the Union prior notice of the establishment and/or revision of standards for supervisory responsibility hereunder.

- b. Employees who fail to meet such standards may be subject to disciplinary measures in accordance with applicable law.

Section 3. Performance Compensation

The Union acknowledges the Employer's right to pay additional compensation for outstanding performance.

The Employer agrees to notify the Union of its intent to pay such additional compensation.

ARTICLE VI - GRIEVANCE PROCEDURE**Section 1. Definition:**

The term "Grievance" shall mean:

- a. A dispute concerning the application or interpretation of the terms of this Agreement;
- b. A claimed violation, misinterpretation or misapplication of the rules or regulations, *written* policy or orders of the Employer applicable to the agency which employs the grievant affecting terms and conditions of employment; provided, disputes involving the Personnel Rules and Regulations of the City of New York or the Rules and Regulations of the Health and Hospitals Corporation with respect to those matters set forth in the first paragraph of Section 7390.1 of the Unconsolidated Laws shall not be subject to the grievance procedure or arbitration;
- c. A claimed assignment of Employees to duties substantially different from those stated in their job specifications;
- d. A claimed improper holding of an open-competitive rather than a promotional examination;
- e. A claimed wrongful disciplinary action taken against a permanent Employee covered by Section 75(1) of the Civil Service Law or a permanent competitive Employee covered by the Rules and Regulations of the Health and Hospitals Corporation upon whom the agency head has served written charges of incompetence or misconduct while the Employee is serving in the Employee's permanent title or which affects the Employee's permanent status.
- f. A claimed wrongful disciplinary action taken against a full time non-competitive Employee with one (1) year's service in title, except for Employees during the period of a mutually agreed upon extension of probation.
- g. A claimed wrongful disciplinary action taken against a provisional Employee who has served for two years in the same or similar title or related occupational group in the same agency.

Section 2.

The Grievance Procedure, except for grievances as defined in Section 1(d), (e), (f), and (g) of this Article, shall be as follows:

Employees may at any time informally discuss with their supervisors a matter which may be a grievance. If the results of such a discussion are unsatisfactory, the Employees may present the grievance at **Step I**.

All grievances must be presented in writing at all steps in the grievance procedure. For all grievances as defined in Section 1C, no monetary award shall in any event cover any period prior to the date of the filing of the **Step I** grievance unless such grievance has been filed within thirty (30) days of the assignment to alleged out-of-title work. No monetary award for a grievance alleging a miscalculation of salary rate resulting in a payroll error of a continuing nature shall be issued unless such grievance has been filed within the time limitation set forth in **Step I** below for such grievances; if the grievance is so filed, any monetary award shall in any event cover only the period up to six years prior to the date of the filing of the grievance.

- Step I** The Employee and/or the Union shall present the grievance in the form of a memorandum to the person designated for such purpose by the agency head no later than 120 days after the date on which the grievance arose except that grievances alleging a miscalculation of salary rate resulting in a payroll error of a continuing nature shall be presented no later than 120 days after the first date on which the grievant discovered the payroll error. The Employee may also request an appointment to discuss the grievance and such request shall be granted. The person designated by the Employer to hear the grievance shall take any steps necessary to a proper disposition of the grievance and shall issue a determination in writing by the end of the third work day following the date of submission.*

*NOTE: In the case of grievances in the Health and Hospitals Corporation arising under paragraphs a. through c. of Section 1 of this Article, the following Step I(a) shall apply prior to Step II of this Section:

- Step I (a)** An appeal from an unsatisfactory determination at **Step I** shall be presented in writing to the person designated by the agency head for such purpose. The appeal must be made within five (5) working days of the receipt of the **Step I** determination. A copy of the grievance appeal shall be sent to the person who initially passed upon the grievance. The person designated to receive the appeal at this Step shall meet with the Employee and/or the Union for review of the grievance and shall issue a determination to the Employee and/or the Union by the end of the fifth work day following the day on which the appeal was filed.

- Step II** An appeal from an unsatisfactory determination at **Step I** or **Step I (a)**, where applicable, shall be presented in writing to the agency head or the

agency head's designated representative who shall not be the same person designated in **Step I**.

The appeal must be made within five (5) working days of the receipt of the **Step I** or **Step I (a)** determination. The agency head or designated representative, if any, shall meet with the Employee and/or the Union for review of the grievance and shall issue a determination in writing by the end of the tenth work day following the date on which the appeal was filed.

- Step III** An appeal from an unsatisfactory determination at **Step II** shall be presented by the Employee and/or the Union to the Commissioner of Labor Relations in writing within ten (10) working days of the receipt of the **Step II** determination. The grievant or the Union should submit copies of the **Step I** and **Step II** grievance filings and any agency responses thereto. Copies of such appeal should be sent to the agency head. The Commissioner of Labor Relations or the Commissioner's designee shall review all appeals from **Step II** determinations and shall issue a determination on such appeals within fifteen (15) working days following the date on which the appeal was filed.

- Step IV** An appeal from an unsatisfactory determination at **Step III** may be brought solely by the Union to the Office of Collective Bargaining for impartial arbitration within fifteen (15) working days of receipt of the **STEP III** determination. In addition, the Employer shall have the right to bring directly to arbitration any dispute between the parties concerning any matter defined herein as a "grievance." The Employer shall commence such arbitration by submitting a written request therefor to the Office of Collective Bargaining. A copy of the notice requesting impartial arbitration shall be forwarded to the opposing party. The arbitration shall be conducted in accordance with Title 61 of the Rules of the City of New York. The costs and fees of such arbitration shall be borne equally by the Union and the Employer.

The arbitrator's decision, order or award (if any) shall be limited to the application and interpretation of the Agreement, and the arbitrator shall not add to, subtract from or modify the Agreement. The arbitrator's award shall be final and binding and enforceable in any appropriate tribunal in accordance with Article 75 of the Civil Practice Law and Rules. The arbitrator may provide for and direct such relief as the arbitrator deems necessary and proper, subject to the limitations set forth above and any applicable limitations of law.

Section 3.

As a condition to the right of the Union to invoke impartial arbitration set forth in this Article, including the arbitration of a grievance involving a claimed improper holding of an open-competitive rather than a promotional examination, the Employee or Employees and the Union shall be required to file with the Director of the Office of Collective Bargaining a written waiver of the right, if any, of the Employee(s) and the union to submit the underlying dispute to any other administrative or judicial tribunal except for the purpose of enforcing the arbitrator's award.

Section 4.

- a. Any grievance under Section 1 (d) relating to a claimed improper holding of an open-competitive rather than a promotional examination shall be presented in writing by the Employee or the Union representative to the Commissioner of Labor Relations not later than thirty (30) days after the notice of the intention to conduct such open-competitive examination, or copy of the appointing officer's request for such open-competitive examination, as the case may be, has been posted in accordance with Section 51 of the Civil Service Law. The grievance shall be considered and passed upon within ten (10) days after its presentation. The determination shall be in writing, copies of which shall be transmitted to both parties to the grievance upon issuance.

- b. A grievance relating to the use of an open-competitive rather than a promotional examination which is unresolved by the Commissioner of Labor Relations may be brought to impartial arbitration as provided in Sections 2 and 3 above. Such a grievance shall be presented by the Union, in writing, for arbitration within 15 days of the presentation of such grievance to the Commissioner of Labor Relations, and the arbitrator shall decide such grievance within 75 days of its presentation to the arbitrator. The party requesting such arbitration shall send a copy of such request to the other party. The costs and fees of such arbitration shall be borne equally by the Employer and the Union.

Section 5. Disciplinary Procedure for Permanent Competitive Employees

In any case involving a grievance under Section 1 (e) of this Article, the following procedure shall govern upon service of written charges of incompetence or misconduct:

- Step A** Following the service of written charges, a conference with such Employee shall be held with respect to such charges by the person designated by the agency head to review a grievance at **Step I** of the Grievance Procedure set forth in this Agreement. The Employee may be represented at such conference by a representative of the Union. The person designated by the agency head to review the charges shall take any steps necessary to a proper disposition of the charges and shall issue a determination in writing by the end of the fifth day following the date of the conference.

If the Employee is satisfied with the determination

in **Step A** above, the Employee may choose to accept such determination as an alternative to and in lieu of a determination made pursuant to the procedures provided for in Section 75 of the Civil Service Law or the Rules and Regulations of the Health and Hospitals Corporation. As a condition of accepting such determination, the Employee shall sign a waiver of the Employee's right to the procedures available to him or her under Section 75 and 76 of the Civil Service Law or the Rules and Regulations of the Health and Hospitals Corporation.

Step B (i) If the Employee is not satisfied with the determination at **Step A**, above, then the Employer shall proceed in accordance with the disciplinary procedures set forth in Section 75 of the Civil Service Law or the Rules and Regulations of the Health and Hospitals Corporation. As an alternative, the Union with the consent of the Employee may choose to proceed in accordance with the Grievance Procedure set forth in this Agreement, including the right to proceed to binding arbitration pursuant to **Step IV** of such Grievance Procedure. As a condition for submitting the matter to the Grievance Procedure the Employee and the Union shall file a written waiver of the right to utilize the procedures available to the Employee pursuant to Section 75 and 76 of the Civil Service Law or the Rules and Regulations of the Health and Hospitals Corporation or any other administrative or judicial tribunal, except for the purpose of enforcing an arbitrator's award, if any. Notwithstanding such waiver, the period of an Employee's suspension without pay pending hearing and determination of charges shall not exceed thirty (30) days.

Step B (ii) If the election is made to proceed pursuant to the Grievance Procedure, an appeal from the determination of **Step A**, above, shall be made to the agency head or designated representative. The appeal must be made in writing within five (5) work days of the receipt of the determination. The agency head or designated representative shall meet with the Employee and the Union for review of the grievance and shall issue a determination to the Employee and the Union by the end of the tenth work day following the day on which the appeal was filed. The agency head or designated representative shall have the power to impose the discipline, if any, decided upon, up to and including termination of the accused Employee's employment. In the event of such termination or suspension without pay totaling more than thirty (30) days, the Union with the consent of the grievant may elect to skip **Step C** of this Section and proceed directly to **Step D**.

Step C If the grievant is not satisfied with the determination of the agency head or designated representative the grievant or the Union may appeal to the Commissioner of Labor Relations in writing within ten (10) days of the determination of the agency head or designated representative. The Commissioner of Labor Relations shall issue a written reply to the grievant and the Union within fifteen (15) work days.

Step D If the grievant is not satisfied with the determination of the Commissioner of Labor Relations, the Union with the consent of the grievant may proceed to arbitration pursuant to the procedures set forth in **Step IV** of the Grievance Procedure set forth in this Agreement.

Section 6. Disciplinary Procedure for Non-Competitive Employees

In any case involving a grievance under Section 1(f) of this Article, the following procedure shall govern upon service of written charges of incompetence or misconduct:

Step I Following the service of written charges upon an Employee a conference shall be held with respect to such charges by a person who is designated by the agency head to review a grievance at Step I of the Grievance Procedure set forth in this Agreement. The Employee may be represented at such conference by a representative of the Union. The person designated by the agency head to review the charges shall take any steps necessary to a proper disposition of the charges and shall issue a decision in writing by the end of the fifth day following the date of the conference.

Step II If the Employee is dissatisfied with the decision in **Step I**, above, the Employee may appeal such decision. The appeal must be within five (5) working days of the receipt of such decision. Such appeal shall be treated as a grievance appeal beginning with **Step II** of the Grievance Procedure set forth herein.

Section 7. Disciplinary Procedure for Provisional Employees

In any case involving a grievance under Section 1(g) of this Article, the following procedure shall govern upon service of written charges of incompetence or misconduct:

Step A Following the service of written charges, a conference with such Employee shall be held with respect to such charges by the person designated by the agency head to review a grievance at **Step I** of the Grievance Procedure set forth in this Agreement. The Employee may be represented at such conference by a representative of the Union. The person designated by the agency head to review the charges shall take any steps necessary to a proper disposition of the charges and shall issue a determination in writing by the end of the fifth day following the date of the conference.

Step B (i) If the Employee is not satisfied with the determination at **Step A**, above, then the Employee

may choose to proceed in accordance with the Grievance Procedure set forth in this Agreement through **Step III**. The Union, with the consent of the employee, shall have the right to proceed to binding arbitration pursuant to **Step IV** of such Grievance Procedure. The period of an Employee's suspension without pay pending hearing and determination of charges shall not exceed thirty (30) days.

Step B (ii) An appeal from the determination of **Step A** above shall be made to the agency head or designated representative. The appeal must be made in writing within five (5) work days of the receipt of the determination. The agency head or designated representative shall meet with the Employee and the Union for review of the grievance and shall issue a determination to the Employee and the Union by the end of the tenth work day following the day on which the appeal was filed. The agency head or designated representative shall have the power to impose the discipline, if any, decided upon, up to and including termination of the accused employee's employment. In the event of such termination or suspension without pay totaling more than thirty (30) days, the Union with the consent of the grievant may elect to skip **Step C** of this Section and proceed directly to **Step D**.

Step C If the grievant is not satisfied with the determination of the agency head or designated representative the grievant or the Union may appeal to the Commissioner of Labor Relations in writing within ten (10) days of the determination of the agency head or designated representative. The Commissioner of Labor Relations shall issue a written reply to the grievant and the Union within fifteen (15) work days.

Step D If the grievant is not satisfied with the determination of the Commissioner of Labor Relations, the Union with the consent of the grievant may proceed to arbitration pursuant to the procedures set forth in **Step IV** of the Grievance Procedure set forth in this Agreement.

Section 8.

A grievance concerning a large number of Employees and which concerns a claimed misinterpretation, inequitable application, violation or failure to comply with the provisions of this Agreement may be filed directly at **Step III** of the grievance procedure, except that a grievance concerning employees of the Health and Hospitals Corporation may be filed directly at **Step II** of the grievance procedure. All other individual grievances in process concerning the same issue shall be consolidated with the "group" grievance. Such "group" grievance must be filed no later than 120 days after the date on which the grievance arose, and all other procedural limits, including time limits, set forth in this Article shall apply.

Section 9.

If a determination satisfactory to the Union at any level of the Grievance Procedure is not implemented within a reasonable time, the Union may re-institute the original grievance at **Step III** of the Grievance Procedure; or if a satisfactory **Step III** determination has not been so implemented, the Union may institute a grievance concerning such failure to implement at **Step IV** of the Grievance Procedure.

Section 10.

If the Employer exceeds any time limit prescribed at any step in the Grievance Procedure, the grievant and/or the Union may invoke the next step of the procedure, except that only the Union may invoke impartial arbitration under Step IV.

Section 11.

The Employer shall notify the Union in writing of all grievances filed by Employees, all grievance hearings, and all determinations. The Union shall have the right to have a representative present at any grievance hearing and shall be given fortyeight (48) hours' notice of all grievance hearings.

Section 12.

Each of the steps in the Grievance Procedure, as well as time limits prescribed at each step of this Grievance Procedure, may be waived by mutual agreement of the parties.

Section 13.

A non-Mayoral agency not covered by this Agreement but which employs Employees in titles identical to those covered by this Agreement may elect to permit the Union to appeal an unsatisfactory determination received at the last step of its Grievance Procedure prior to arbitration on fiscal matters only to the Commissioner of Labor Relations. If such election is made, the Union shall present its appeal to the Commissioner of Labor Relations in writing within ten (10) work days of the receipt of the last step determination. The Union shall submit copies of the grievance filings at the prior steps of its Grievance Procedure and any agency responses thereto. Copies of such appeals shall be sent to the agency head. The Commissioner of Labor Relations, or the Commissioner's designee, shall review all such appeals and answer all such appeals within fifteen (15) working days. An appeal from a determination of the Commissioner of Labor Relations may be taken to arbitration under procedures, if any, applicable to the non-Mayoral agency involved.

Section 14.

The grievance and the arbitration procedure contained in this Agreement shall be the exclusive remedy for the resolution of disputes defined as "grievances" herein. This shall not be interpreted to preclude either party from enforcing the arbitrator's award in court. This Section shall not be construed in any manner to limit the statutory rights and obligations of the Employer under Article XIV of the Civil Service Law.

Section 15. Expedited Arbitration Procedure

a. The parties agree that there is a need for an expedited arbitration process which would allow for the prompt adjudication of grievances as set forth below.

b. The parties voluntarily agree to submit matters to final and binding arbitration pursuant to the New

York City Collective Bargaining Law and under the jurisdiction of the Office of Collective Bargaining. An arbitrator or panel of arbitrators, as agreed to by the parties, will act as the arbitrator of any issue submitted under the expedited procedure herein.

c. The selection of those matters which will be submitted shall include, but not be limited to, out-of-title cases concerning all titles, disciplinary cases wherein the proposed penalty is a monetary fine of one week or less or written reprimand, and other cases pursuant to mutual agreement by the parties. The following procedures shall apply:

i. SELECTION AND SCHEDULING OF CASES:

- (1) The Deputy Chairperson for Disputes of the Office of Collective Bargaining shall propose which cases shall be subject to the procedures set forth in this Section 14 and notify the parties of proposed hearing dates for such cases.
- (2) The parties shall have ten business days from the receipt of the Deputy Chairperson's proposed list of cases and hearing schedule(s) to raise any objections thereto.
- (3) If a case is not proposed by the Deputy Chairperson for expedited handling, either party may, at any time prior to the scheduling of an arbitration hearing date for such case, request in writing to the other party and to the Deputy Chairperson of Disputes of the Office of Collective Bargaining that said case be submitted to the expedited procedure. The party receiving such request shall have ten business days from the receipt of the request to raise any objections thereto.
- (4) No case shall be submitted to the expedited arbitration process without the mutual agreement of the parties.

ii. CONDUCT OF HEARINGS:

- (1) The presentation of the case, to the extent possible, shall be made in the narrative form. To the degree that witnesses are necessary, examination will be limited to questions of material fact and cross examination will be similarly limited. Submission of relevant documents, etc., will not be unreasonably limited and may be submitted as a "packet" exhibit.
- (2) In the event either party is unable to proceed with hearing a particular case, the case shall be rescheduled. However, only one adjournment shall be permitted. In the event that either party is unable to proceed on a second occasion, a default judgment may be entered against the adjourning party at the Arbitrator's discretion absent good cause shown.
- (3) The Arbitrator shall not be precluded from attempting to assist the parties in settling a particular case.
- (4) A decision will be issued by the Arbitrator within two weeks. It will not be necessary in the Award to recount any of the facts presented. However, a brief explanation of the Arbitrator's rationale may be included. Bench decisions may also be issued by the Arbitrator.
- (5) Decisions in this expedited procedure shall not be considered as precedent for any other case nor entered into evidence in any other forum or dispute except to enforce the Arbitrator's award.
- (6) The parties shall, whenever possible, exchange any documents intended to be offered in evidence at least one week in advance of the first hearing date and shall endeavor to stipulate to the issue in advance of the hearing date.

ARTICLE VII - NEW EQUIPMENT

During the term of this Agreement, where new equipment which must be operated by Employees in the bargaining unit as a significant part of regularly assigned duties is installed in agencies covered by this Agreement, the Employer agrees to reopen this Agreement for the sole purpose of negotiating with the Union on the practical impact on the terms and conditions of employment, if any, such equipment has on the affected Employees. Such negotiation shall not delay or prevent the installation and continued operation of the equipment.

ARTICLE VIII - CAREER DEVELOPMENT

A joint Career Development Committee composed of representatives of the Office of Management and Budget, the Office of Labor Relations, the Department of Personnel, the Health and Hospitals Corporation and the Union shall be established. Said committee shall meet to study problems related to career development and training, the issue of posting procedures for assignment level vacancies, and discussion of notification to Employees of assignment to a higher level position. These issues can be discussed in the Labor Management Committee provided in Article XIV.

Where deemed necessary, said committees may make recommendations to the appropriate City officials.

ARTICLE IX - BULLETIN BOARDS: EMPLOYER FACILITIES

The Union may post notices on bulletin boards in places and locations where notices usually are posted by the Employer for the Employees to read. All notices shall be on Union stationery, and shall be used only to notify Employees of matters pertaining to Union affairs. Upon request to the responsible official in charge of a work location, the Union may use Employer premises for meetings during Employees' lunch hours, subject to availability of appropriate space and provided such meetings do not interfere with the Employer's business.

ARTICLE X - TRANSFERS

Section 1.

a. When vacancies in the class of positions of Principal Administrative Associate, Computer Associate (Technical Support), Legal Secretarial Assistant, and Stenographic Specialist titles, or any title represented by Local 1180 which has assignment levels, are authorized to be filled by the appropriate body and a Mayoral agency decides to fill them, a notice of such vacancies shall be posted in all relevant areas of the agency facility which has such vacancies, for at least five (5) working days prior to filling such vacancies, except when the vacancies

must be filled on an emergency basis.

- b. In a Health and Hospitals Corporation ("HHC") facility, when vacancies in the class of positions of Principal Administrative Associate, Computer Associate (Technical Support), Legal Secretarial Assistant, and Stenographic Specialist titles, or any title represented by Local 1180 which has assignment levels, except Coordinating Manager Levels A and B, are authorized to be filled by the appropriate body and HHC decides to fill them, a notice of such vacancies shall be posted in all relevant areas of the HHC facility which has such vacancies, for at least five (5) working days prior to filling such vacancies, except when the vacancies must be filled on an emergency basis.
- c. The reporting date of an Employee selected for voluntary transfer shall not be unreasonably delayed.

Section 2. Transfer and Reassignment Request File

- a. i. Mayoral Agencies shall continue to maintain a Transfer and Reassignment Request File. Qualified Employees wishing to transfer within an agency shall submit a written request identifying the position to which they seek to transfer. Employees shall receive receipts for voluntary transfer requests on a form prepared by the union and approved by the City.
- ii. Prior to filling through promotion, appointment or reassignment, vacant positions in the titles of Principal Administrative Associate, Computer Associate (Technical Support), Legal Secretarial Assistant, Legal Coordinator, Office Machine Associate, and Stenographic Specialist, or any title represented by Local 1180 which has assignment levels, the agency shall consult its Transfer and Reassignment Request File and give due consideration for transfer or reassignment to all qualified applicants, including their seniority, whose requests are contained in said file. To the extent practicable, the Agency agrees that workers to be involuntarily transferred shall receive five (5) days advance notice.
- b. HHC facilities shall continue to maintain a Transfer and Reassignment Request File. Prior to filling through promotion, appointment or reassignment, vacant positions in the titles of Principal Administrative Associate, Computer Associate (Technical Support), Legal Secretarial Assistant, Legal Coordinator, Office Machine Associate, and Stenographic Specialist, or any title represented by Local 1180 which has assignment levels, except Coordinating Manager Levels A and B, the agency shall consult its Transfer and Reassignment Request File and give due consideration for transfer or reassignment to all qualified applicants, including their seniority, whose requests are contained in said file. To the extent practicable, the Agency agrees that workers to be involuntarily transferred shall receive five (5) days advance notice.
- c. Notwithstanding any other provisions, the Agency may limit the number of voluntary transfers for any Employee to no more than one in any twelve (12) month period.
- d. The following personnel actions are not considered transfers:

- i. Initial assignment of newly appointed Employees after an initial period of training.
- ii. Reassignment of Employees returning from unpaid leave of more than twenty-three (23) working days.
- e. The Agency shall have the right to transfer an Employee on an emergency basis. To the extent practicable, the Agency will not assign an Employee on an emergency basis more than once every six (6) months, nor for more than thirty (30) days duration.

ARTICLE XI - NO STRIKES

In accordance with the New York City Collective Bargaining Law, as amended, neither the Union nor any Employee shall induce or engage in any strikes, slowdowns, work stoppages, mass absenteeism, or induce any mass resignations during the term of this Agreement.

ARTICLE XII - CITYWIDE ISSUES

This Agreement is subject to the provisions, terms and conditions of the Agreement which has been or may be negotiated between the City and the Union recognized as the exclusive collective bargaining representative on Citywide matters which must be uniform for specified Employees, including the Employees covered by this Agreement.

Employees in Rule X titles shall receive the benefits of the Citywide Agreement unless otherwise specifically excluded herein.

ARTICLE XIII - UNION ACTIVITY

Time spent by Employee representatives in the conduct of labor relations with the City and on Union activities shall be governed by the terms of Executive Order No. 75, as amended, dated March 22, 1973, entitled "Time Spent on the Conduct of Labor Relations between the City and Its Employees and on Union Activity" or any other applicable Executive Order.

ARTICLE XIV - LABOR-MANAGEMENT COMMITTEE

Section 1.

The Employer and the Union, having recognized that cooperation between management and Employees is indispensable to the accomplishment of sound and harmonious labor relations, shall jointly maintain and support a labor-management committee in each of the agencies having at least fifty (50) Employees covered by this Agreement.

Section 2.

Each labor-management committee shall consider and recommend to the agency head changes in the working conditions of the employees within the agency who are

covered by this Agreement. Matters subject to the Grievance Procedure shall not be appropriate items for consideration by the labor-management committee.

Section 3.

Each labor-management committee shall consist of six members who shall serve for the term of this Agreement. The Union shall designate three members and the agency head shall designate three members. Vacancies shall be filled by the appointing party for the balance of the term to be served. Each member may designate one alternate. Each committee shall select a chairperson from among its members at each meeting. The chairpersonship of each committee shall alternate between the members designated by the agency head and the members designated by the Union. A quorum shall consist of a majority of the total membership of a committee. A committee shall make its recommendations to the agency head in writing.

Section 4.

The labor-management committee shall meet at the call of either the Union members or the Employer members at times mutually agreeable to both parties. At least one week in advance of a meeting the party calling the meeting shall provide, to the other party, a written agenda of matters to be discussed. Minutes shall be kept and copies supplied to all members of the committee.

ARTICLE XV - FINANCIAL EMERGENCY ACT

The provisions of this Agreement are subject to applicable provisions of law, including the New York State Financial Emergency Act for the City of New York as amended.

ARTICLE XVI - APPENDICES

The Appendix or Appendices, if any, attached hereto and initialed by the undersigned shall be deemed a part of this Agreement as if fully set forth herein.

ARTICLE XVII - SAVINGS CLAUSE

In the event that any provision of this Agreement is found to be invalid, such invalidity shall not impair the validity and enforceability of the remaining provisions of this Agreement.

ARTICLE XVIII - PHYSICAL PLANT CHANGES

The City shall notify the Union of any major physical or geographical changes in the work location where more than three (3) covered Employees are affected.

ARTICLE XIX - CONFERENCE LEAVE

Employees may obtain leave to attend agency approved work related conferences. However, the agency retains the right to limit authorization for leave to attend such conferences. The Union and the Employee(s) shall be notified of approved conferences. The Agency's decision relating to limiting authorization for leave shall not be subject to the grievance procedure.

ARTICLE XX - TRAINING SPECIALIST

A position in the office title of Training Specialist shall be assigned to each Income Support Center in the title of at least Administrative Associate* or Principal Administrative Associate, Level II.

*for present incumbents only

WHEREFORE, we have hereunto set our hands and seals this 22nd day of September, 2009,

CITY OF NEW YORK AND
RELATED PUBLIC
EMPLOYERS AS DEFINED
HEREIN:

BY: /s/
JAMES F. HANLEY
Commissioner of Labor Relations
Office of Labor Relations

BY: s/s
JOSEPH DIESSO
Communications Workers of
America

NEW YORK CITY HEALTH AND HOSPITALS CORPORATION

BY: /s/
FRANK J. CIRILLO
Senior Vice President

BY: /s/
ARTHUR CHELIOTES
President, Local 1180

NEW YORK CITY DEPARTMENT OF EDUCATION

BY: /s/
JOEL I. KLEIN
Chancellor

APPROVED AS TO FORM:

BY: /s/
PAUL T. REPHEN
Acting Corporation Counsel

DATE SUBMITTED TO THE FINANCIAL CONTROL BOARD: _____, 2009

UNIT: Principal Administrative Associates, et al.

TERM: October 6, 2008 to October 5, 2010

Appendix A Longevity Increment Eligibility Rules

The following rules shall govern the eligibility of Employees for the longevity increments provided for in Article III, Section 9, of the 2008-2010 Principal Administrative Associates, et al. agreement:

- Only service in pay status shall be used to calculate the 15 years of service, except that for other than full time per annum Employees only a continuous year of service in pay status shall be used to calculate the 15 years of service. A continuous year of service shall be a full year of service without a break of more than 31 days. Where the regular and customary work year for a title is less than a twelve month year such as a school year, such regular and customary year shall be credited as a continuous year of service counting towards the 15 years of service. If the normal work year for an Employee is less than the regular and customary work year for the employee's title, it shall be counted as a continuous year of service if the Employee has customarily worked that length of work year and the applicable agency verifies that information.
- Service in pay status prior to any breaks in service of more than one year shall not be used to calculate the 15 years of service. Where an Employee has less

than seven years of continuous service in pay status, breaks in service of less than one year shall be aggregated. Where breaks in service aggregate to more than one year they shall be treated as a break in service of more than one year and the service prior to such breaks and the aggregated breaks shall not be used to calculate the 15 years of service. No break used to disqualify service shall be used more than once.

- The following time in which an Employee is not in pay status shall not constitute a break in service as specified in the paragraph 2 above.
 - Time on a leave approved by the proper authority which is consistent with the **Rules and Regulations of the New York City Personnel Director** or the appropriate personnel authority of a covered organization.
 - Time prior to reinstatement.
 - Time on a preferred list pursuant to **Civil Service Law Sections 80 and 81** or any similar contractual provision.
 - Time not in pay status of 31 days or less.

Notwithstanding the above, such time as specified in subsections a, b, and c above shall not be used to calculate the 15 years of service.

- Once an Employee has completed the 15 years of "City" service in pay status and is eligible to receive the \$925 longevity increment, the \$925 shall become part of the Employee's base rate for all purposes except as provided in paragraph 5 below.
- The \$925 longevity increment shall not become pensionable until 15 months after the Employee becomes eligible to receive such \$925 increment. Fifteen months after the Employee becomes eligible to receive the \$925 longevity increment, such \$925 longevity increment shall become pensionable, and as part of the Employee's base rate, shall be subject to the general increase provided in Article III, Section 3, of this Agreement.

Appendix B Guidelines on Merit Increases for SubManagerial Employees

In awarding merit increases to sub-managerial Employees, agency heads must adhere to the following guidelines:

- An increase in duties within a title ordinarily shall not be considered the basis for a merit adjustment. If the increase in duties is significant, the position should be reevaluated to a higher level.
- Only one merit adjustment or provisional promotion can be granted to an Employee within any twelve month period.
- Merit adjustment must be limited to Employees with above-average ratings on their annual performance evaluations. A copy of the performance evaluation must be submitted to the Department of Personnel and the Mayor's Office with the Monthly Planned Action Report.
- Merit adjustment can be made up to a maximum of 7% of the Employee's base salary. In no case can the merit adjustments increase the Employee's salary beyond the maximum established for the title and/or level.
- The following shall be criteria for the granting of merit increases:
 - outstanding productivity in the work assigned;
 - outstanding performance in the work assigned;
 - outstanding initiative and resourcefulness;
- The following shall be the procedure for the granting of merit increases:

The agency head shall notify the Union in writing of the name of those selected to receive merit increases prior to approval by the Mayor or his authorized representative. It is expressly understood that such notification to the union shall in no way interfere with the processing and implementation of the merit increases already proposed.

Appendix C Separation of Income Support from Social Service in the Department of Social Services

The City's right to reorganize the Department by separating income support functions from social service functions in the Department and the Union's right to negotiate with the City on questions concerning the practical impact that such separation has upon employees, such as workload or manning, are hereby recognized. In consideration for the Union's promise of full cooperation in the City's plan for an immediate and accelerated separation of income support functions from social service functions in the Department and for the increased productivity which will result therefrom, the parties agree to the provisions as set forth in paragraph a., below, and Article III, Sections 7.b. and 10. 3) B.

- In an Income Support unit resultant from the separation of functions described hereinabove, any vacancy for which the job duties have remained substantially unchanged, which was formerly held by an Employee in the Principal Administrative Associate or predecessor title and which the Employer decides to fill shall be filled by an Employee in the Principal Administrative Associate or predecessor title.

Appendix D

The following rules shall govern the eligibility of Employees for the Recurring Increment Payment (RIP) provided for in Article III, Section 14 of the 2008-2010 Local 1180 Unit Agreement.

- Only service in pay status shall be used to calculate the qualifying years of service. A continuous year of service shall be a full year of service without a break of more than 31

days. Where the regular and customary work year for a title is less than a twelve month year, such as a school year, such regular and customary year shall be credited as a continuous year of service counting towards the qualifying years of service. If the normal work year for an employee is less than the regular and customary work year for the employee's title, it shall be counted as a continuous year of service if the Employee has customarily worked that length work year and the applicable agency verifies that information.

2. Part-time Employees shall be ineligible to receive RIPs, but prior part-time service shall be credited to full-time employees on a pro rata basis, provided all other terms and conditions set forth herein are met.

a. An Employee must have regularly worked at least one half the regular hours of full time Employees in the same title or if no full-time equivalent title exists then at least 17-1/2 hours for white collar positions or 20 hours for blue collar positions.

b. Such part time service shall be prorated by dividing the number of hours worked per week by a part-time Employee by the number of hours worked per week by a full time employee in the same title. If no full-time equivalent title exists then the divisor shall be 35 hours for white collar positions or 40 hours for blue collar positions.

3. Service in pay status prior to a break in service of more than one year shall **not** be used to calculate the qualifying years of service.

4. The following time in which an Employee is not in pay status shall not constitute a break in service, but such time shall **not** be used to calculate the qualifying years of service:

a. time on a leave approved by the proper authority which is consistent with the Personnel Rules and Regulations of the City of New York or the appropriate personnel authority of a covered organization,

b. time prior to a reinstatement,

c. time on a preferred or recall list, and

d. time not in pay status of 31 days or less.

5. RIPs shall be considered a salary adjustment for the purposes of Article III, Section 1 (d) of this Agreement and the maximum salary of an eligible title shall not constitute a bar to the payment thereof.

6. Once an Employee has qualified for a RIP and is receiving it, the RIP shall become part of the Employee's base rate and included in calculating all salary-based payments, except as provided in paragraph 7 below. Any future negotiated general increases shall be applied to RIPs.

7. A RIP shall not become pensionable until two years after the Employee begins to receive such RIP.

THE CITY OF NEW YORK
OFFICE OF LABOR RELATIONS
40 Rector Street, New York, NY 10006-1705
<http://nyc.gov/olr>

JAMES F. HANLEY
Commissioner
MARGARET M. CONNOR
First Deputy Commissioner

Arthur Cheliotas, President
Local 1180, Communications Workers of America
6 Harrison Street
New York, NY 10013

Joseph Diesso, Citywide Director
Communications Workers of America
80 Pine Street
New York, NY 10005

Dear Mr. Diesso and Mr. Cheliotas:

This is to confirm our mutual understanding regarding the applicability of the disciplinary procedures set forth in Article VI of the Principal Administrative Associates, et al. Agreement to the five District Attorneys' Offices.

1. It is understood that pursuant to their modified elections concerning coverage under the New York City Collective Bargaining Law, the five District Attorneys' Offices have elected not to be bound by the disciplinary procedures set forth in Article VI of the PAA Agreement. Therefore, said disciplinary provisions shall **not** apply to the employees of the District Attorneys' Offices.

2. It is further understood that disciplinary procedures are a mandatory subject of bargaining for non-exempt, non-confidential employees of the five District Attorneys' Offices.

3. This letter shall be deemed an appendix to the PAA Agreement. The terms set forth herein shall remain in force until the termination date of the unit agreement, except as may be modified by any successor agreement(s) hereto approved by the District Attorneys' Offices, collectively or individually.

If the above accords with your understanding, please execute the signature line provided below.

Sincerely,
/s/
JAMES F. HANLEY

AGREED AND ACCEPTED ON BEHALF OF LOCAL 1180

BY: _____/s/_____
Joseph Diesso

BY: _____/s/_____
Arthur Cheliotas

THE CITY OF NEW YORK
OFFICE OF LABOR RELATIONS
40 Rector Street, New York, NY 10006-1705
<http://nyc.gov/olr>

JAMES F. HANLEY
Commissioner

MARGARET M. CONNOR
First Deputy Commissioner

Joseph Diesso, Citywide Director
Communications Workers of America
80 Pine Street
New York, NY 10005

Arthur Cheliotas, President
Local 1180, Communications Workers of America
6 Harrison Street
New York, NY 10013

Re: 2008-2010 Principal Administrative Associates, et al.,
Collective Bargaining Agreement

Dear Mr. Diesso and Mr. Cheliotas:

Pursuant to law, reassignments from a lower level to a higher level are recognized as a managerial prerogative. However, in conformance with the Rules and Regulations of the Personnel Director, and in the interest of treating employees fairly, the Employer shall consider the following criteria for such reassignment within the Agency:

- performance evaluations;
- training, experience and special skills which relate to the job;
- seniority in the title.

It is understood that the posting requirements set forth in Article X, Section 1.a. and b., of this Agreement are applicable to positions being filled pursuant to this letter.

It is further understood that all reassignment decisions are not subject to the grievance procedure or arbitration. However, if an employee covered by this Agreement feels aggrieved by a decision under this letter, the employee and/or the union shall present the complaint in writing to the agency head or the agency head's designee, who has not been a party to the previous decision, within fifteen (15) days of the action complained of.

The agency head or designee shall issue a determination in writing by the end of the twentieth workday following the date on which the complaint was submitted. If the employee is not satisfied with the determination, the employee and/or the union may appeal the determination in writing to the Commissioner of Labor Relations or the Commissioner's designee within ten (10) days of receipt. The Commissioner of Labor Relations or the Commissioner's designee shall issue a determination in writing within fifteen (15) days of receipt of the appeal. The determination of the Commissioner or the Commissioner's designee shall be final.

Very truly yours,
/s/
James F. Hanley

AGREED AND ACCEPTED ON BEHALF OF LOCAL 1180

BY: _____/s/_____
Joseph Diesso

BY: _____/s/_____
Arthur Cheliotas

THE CITY OF NEW YORK
OFFICE OF LABOR RELATIONS
40 Rector Street, New York, NY 10006-1705
<http://nyc.gov/olr>

JAMES F. HANLEY
Commissioner
MARGARET M. CONNOR
First Deputy Commissioner

Joseph Diesso, Citywide Director
Communications Workers of America
80 Pine Street
New York, NY 10005

Arthur Cheliotas, President
Local 1180, Communications Workers of America
6 Harrison Street, 3rd floor
New York, NY 10013

Re: 2008-2010 Local 1180 Agreement

Dear Mr. Diesso and Mr. Cheliotas:

This is to confirm our mutual understanding and agreement regarding Article III, Section 11.c. of the above agreement. That provision shall not serve as a bar to grievance alleging a violation of the mechanics of Section 11.

If the above conforms to your understanding, please execute the signature line provided below.

Very truly yours,
/s/
James F. Hanley

AGREED AND ACCEPTED ON BEHALF OF LOCAL 1180

BY: _____/s/_____
Joseph Diesso

BY: _____/s/_____
Arthur Cheliotas

THE CITY OF NEW YORK
OFFICE OF LABOR RELATIONS
40 Rector Street, New York, NY 10006-1705
<http://nyc.gov/olr>

JAMES F. HANLEY
Commissioner
MARGARET M. CONNOR
First Deputy Commissioner

Arthur Cheliotas, President
Local 1180, Communications Workers of America
6 Harrison Street, 3rd floor
New York, NY 10013

Re: 2008-2010 CWA Local 1180 Agreement

Dear Mr. Cheliotas:

This is to confirm certain mutual understandings and agreements regarding the above captioned Agreement.

For the purposes of Section 2(a), "approved leave" is further defined to include:

- maternity/childcare leave
- military leave
- unpaid time while on jury duty
- unpaid leave for union business pursuant to Executive Order 75
- unpaid leave pending workers' compensation determination
- unpaid leave while on workers' compensation option 2
- approved unpaid time off due to illness or exhaustion of paid sick leave
- approved unpaid time off due to family illness
- other pre-approved leaves without pay

If the above accords with your understanding, please execute the signature line provided below.

Very truly yours,
/s/
JAMES F. HANLEY

AGREED AND ACCEPTED ON BEHALF OF CWA,
Local 1180

BY: _____/s/_____
Arthur Cheliotas
President

THE CITY OF NEW YORK
OFFICE OF LABOR RELATIONS
40 Rector Street, New York, NY 10006-1705
<http://nyc.gov/olr>

JAMES F. HANLEY
Commissioner
MARGARET M. CONNOR
First Deputy Commissioner

Arthur Cheliotas, President
Local 1180, Communications Workers of America
6 Harrison Street, 3rd floor
New York, NY 10013

Re: 2008-2010 CWA Local 1180 Agreement

Dear Mr. Cheliotas:

This is to confirm certain mutual understandings and agreements regarding the above captioned Agreement.

a. Funding was not provided to permit the application of the general increases to the 15 year longevity increments provided in various separate unit agreements. Therefore the provisions of Section 3 (a) of the 2008-2010 CWA Local 1180 Agreement shall **not** apply to such longevity increments.

b. Notwithstanding the above, once an employee has completed the 15 years of "City" service in pay status and is eligible to receive the \$925 longevity increment, the \$925 shall become part of the employee's base rate for all purposes except as provided in paragraph c. below.

c. The \$925 longevity increment shall not become pensionable until fifteen months after the employee begins to receive such \$925 increment. Fifteen months after the employee begins to receive the \$925 longevity increment, such \$925 longevity increment shall become pensionable and as part of the employee's base rate, the \$925 longevity increment shall be subject to the general increases provided in Section 3 (a) of this Agreement.

d. All other provisions of Appendix A shall remain in full force and effect.

If the above accords with your understanding, please execute the signature line provided below.

Very truly yours,
/s/
JAMES F. HANLEY

AGREED AND ACCEPTED ON BEHALF OF CWA,
Local 1180

BY: _____/s/_____
Arthur Cheliotas
President

THE CITY OF NEW YORK
OFFICE OF LABOR RELATIONS
40 Rector Street, New York, NY 10006-1705
<http://nyc.gov/olr>

JAMES F. HANLEY
Commissioner
MARGARET M. CONNOR
First Deputy Commissioner

Arthur Cheliotas, President
CWA, Local 1180
6 Harrison Street
New York, NY 10013-2898

Dear Mr. Cheliotas:

This letter is to confirm certain mutual understandings and agreements regarding the 2006-2008 Unit Agreement.

The parties agree to continue to negotiate to determine the terms of the new hire rate, minimum, and maximum salary range for the title of *Administrative Job Opportunity Specialist* (Title Code # 10248) specified in the 2006-2008 Unit Agreement.

While the parties continue to negotiate the salary range, the employees in TC # 10248 shall receive all of the salary increases and other negotiated compensation as specified in the 2006-2008 Unit Agreement.

Once the parties have come to a mutually agreed upon settlement regarding the salary range issue, it shall be incorporated into the Unit agreement.

If the above accords with your understanding, kindly execute the signature line provided below.

Very truly yours,
/s/
JAMES F. HANLEY

AGREED AND ACCEPTED ON BEHALF OF CWA Local
1180

BY: /S/
Arthur Cheliotas

THE CITY OF NEW YORK
OFFICE OF LABOR RELATIONS
40 Rector Street, New York, NY 10006-1705
http://nyc.gov/olr

JAMES F. HANLEY
Commissioner
MARGARET M. CONNOR
First Deputy Commissioner

Arthur Cheliotas, President
CWA, Local 1180
6 Harrison Street
New York, NY 10013-2898

Dear Mr. Cheliotas:

This letter is to confirm certain mutual understandings and agreements regarding the 2008-2010 Unit Agreement.

Effective on October 5, 2010, the bargaining unit shall have available funds not to exceed 0.10% to purchase recurring benefits, mutually agreed to by the parties, other than to enhance the general wage increases set forth in Section 2 a. i. and 2 a. ii. of the Local 1180 MOA or the hiring rate for new employees set forth in Section 2 e. of the Local 1180 MOA. The funds available shall be based on the December 31, 2007 payroll, including spinoffs and pensions.

If the above accords with your understanding, kindly execute the signature line provided below.

Very truly yours,
/S/
JAMES F. HANLEY

AGREED AND ACCEPTED ON BEHALF OF CWA Local 1180

BY: /S/
Arthur Cheliotas

THE CITY OF NEW YORK
OFFICE OF LABOR RELATIONS
40 Rector Street, New York, NY 10006-1705
http://nyc.gov/olr

JAMES F. HANLEY
Commissioner
MARGARET M. CONNOR
First Deputy Commissioner

Arthur Cheliotas, President
CWA, Local 1180
6 Harrison Street
New York, NY 10013-2898

Re: 2006-2008 Local 1180 Agreement

Dear Mr. Cheliotas:

This is to confirm certain mutual understandings and agreements regarding the above captioned Agreement.

Transit Check

The parties agree that the City will continue to use its best efforts to expand the current Transit Check program to offer to eligible employees the ability to purchase a Transit Debit Card through payroll deductions in accordance with IRC Section 132. In addition to the current MTA Surface and Subway lines, the Transit Debit Card may be used to purchase tickets for mass transit commutation only (i.e. LIRR, LI MTA Buses, MetroNorth). The administrative fee for this benefit will be borne by the participants and will be deducted on a prorated basis from the participating employee's paycheck. After one year of experience with this benefit, the City will examine the level of participation and the associated costs of providing this benefit to determine whether or not the administrative fee requires adjustment.

The parties further agree to examine the possible expansion of this benefit to include other regional mass transit carriers.

If the above accords with your understanding, please execute the signature line provided below.

Very truly yours,
/S/
JAMES F. HANLEY

AGREED AND ACCEPTED ON BEHALF OF Local 1180

BY: /S/
Arthur Cheliotas

THE CITY OF NEW YORK
OFFICE OF LABOR RELATIONS
40 Rector Street, New York, NY 10006-1705
http://nyc.gov/olr

JAMES F. HANLEY
Commissioner
MARGARET M. CONNOR
First Deputy Commissioner

Arthur Cheliotas, President
CWA, Local 1180
6 Harrison Street
New York, NY 10013-2898

Dear Mr. Cheliotas:

This letter is to confirm certain mutual understandings and agreements regarding the 2006-2008 Unit Agreement.

The parties agree that active employees in the title of Coordinating Manager (Title Code # 980130/980140) who were hired prior to July 15, 2004, and had their annual leave accrual rates reduced effective May 15, 2006, shall have their annual leave accrual rates restored to the schedule in effect prior to July 15, 2004. Active employees in the title of Coordinating Manager (Title Code # 980130/980140) who

were hired on or after July 15, 2004 and had their annual leave accrual rates reduced effective May 15, 2006, shall have their accrual rates restored to the leave schedule in effect effective July 15, 2004. The Union has fully paid for the restoration of this annual leave accrual rate as part of the 2006-2008 collective bargaining term of agreement.

If the above accords with your understanding, kindly execute the signature line provided below.

Very truly yours,
/S/
JAMES F. HANLEY

AGREED AND ACCEPTED ON BEHALF OF Local 1180

BY: /S/
Arthur Cheliotas

LATE NOTICES

AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

“These Hearings may be cablecast on NYC TV Channel 74 on Sundays, from 5:00 p.m. to 7:00 p.m. For more information, visit: www.nyc.gov/tv” NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor’s Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, N.Y. 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay services.

BUILDINGS

■ PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, October 15, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Department of Buildings and CTL Engineering and Construction Technology Consultants, P.C., 5400 Old Orchard Road, Skokie, IL 60077, to provide High Rise Construction Oversight Implementation Services. The contract amount shall be \$1,900,000.00. The contract term shall be for a period of nine months from November 15, 2009 to August 14, 2010. PIN#: 81009OPS0061.

The proposed contractor has been selected by means of Negotiated Acquisition, pursuant to Chapter 3, Section 3-04 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Buildings, 280 Broadway, 6th Floor, Contracts/Purchasing Division, New York, NY 10007, from October 2, 2009 to October 15, 2009, Monday through Friday, excluding Holidays, from 10:00 A.M. to 3:00 P.M.

HOUSING PRESERVATION AND DEVELOPMENT

■ PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, October 15, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Department Of Housing Preservation and Development of the City of New York and Urban Homesteading Assistance Board (UHAB) Inc., 120 Wall Street, 20th Floor, New York, NY 10038, for Tenant Interim Lease (TIL) & Housing Development Fund Company (HDFC) Technical Assistance Services in the Boroughs of Manhattan, Brooklyn and Queens for all Community Districts. The contract amount shall be \$3,255,000. The contract term shall be from November 1, 2009 to October 31, 2012 with one two-year option to renew from November 1, 2012 to October 31, 2014. PIN #: 806086060005.

The proposed contractor has been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Housing Preservation and Development, 100 Gold Street, 8th floor, Room 8-S6, New York, NY 10038, on business days, excluding Holidays, from October 2, 2009 to October 15, 2009 from 10:00 A.M. to 4:00 P.M. Contact Ms. Angela Blake Fields at Room # 8-S6, (212) 863-6655.

HUMAN RESOURCES ADMINISTRATION

■ PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, October 15, 2009, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of four (4) proposed contracts between the Human Resources Administration of the City of New York and the Contractors listed below, for the Provision of Non-Emergency Permanent Congregate Supportive Housing Program Services for Persons Living with AIDS/ HIV Related Illnesses and their Families. The contract term shall be from January 1, 2010 to December 31, 2013 with one five-year renewal option from January 1, 2014 to December 31, 2018.

Contractor/Address

1. Comunilife, Inc.
214 West 29th Street, 8th Floor, New York, New York 10001
PIN# 06909H067101 **Amount** \$5,784,000
Service Area Brooklyn
2. Housing Works, Inc.
57 Willoughby Street, 2nd Floor, Brooklyn, New York 11201
PIN# 06909H067102 **Amount** \$3,470,832
Service Area Manhattan
3. Common Ground Management Corporation (CG)/
Center for Urban Community Services, Inc. (CUCS)
505 Eight Avenue, 15th Floor (CG)
New York, New York 10018

198 E. 121st Street, 6th Floor (CUCS)
New York, New York 10035

PIN# 06909H067103 **Amount** \$2,411,900
Service Area Manhattan

4. Heritage Health & Housing, Inc.
416 West 127th Street, New York, New York 10027

PIN# 06909H067104 **Amount** \$6,946,200
Service Area Manhattan

The proposed contractors have been selected by means of Negotiated Acquisition, pursuant to Section 3-04 of the Procurement Policy Board Rules.

Draft copies of the proposed contracts are available for public inspection at the Human Resources Administration of the City of New York, 180 Water Street, Room 1420, New York, NY 10038, on business days, from October 2, 2009 to October 15, 2009, excluding Holidays, from 10:00 A.M. to 5:00 P.M.

IN THE MATTER of a proposed contract between the Human Resources Administration of the City of New York and the Contractor listed below, for the Provision of Non-Emergency Transitional Congregate Supportive Housing Program Services for Persons Living with AIDS/ HIV Related Illnesses and their Families in the Borough of The Bronx. The contract term shall be from January 1, 2010 to December 31, 2013 with one five-year renewal option from January 1, 2014 to December 31, 2018.

Contractor/Address	PIN #	Amount
Narco Freedom, Inc. 250 Grand Concourse Bronx, New York 10451	06909H067106	\$5,713,200

The proposed contractor has been selected by means of Negotiated Acquisition, pursuant to Section 3-04 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Human Resources Administration of the City of New York, 180 Water Street, Room 1420, New York, NY 10038, on business days, from October 2, 2009 to October 15, 2009, excluding Holidays, from 10:00 A.M. to 5:00 P.M.

IN THE MATTER of five (5) proposed contracts between the Human Resources Administration of the City of New York and the Contractors listed below, for the Provision of Non-Emergency Permanent Congregate Supportive Housing Program Services for Persons Living with AIDS/ HIV Related Illnesses and their Families. The contract term shall be from January 1, 2010 to December 31, 2013 with one five-year renewal option from January 1, 2014 to December 31, 2018.

Contractor/Address

1. Volunteers of America-Greater New York
340 West 85th Street, New York, New York 10024
PIN# 06909H067105 **Amount** \$1,929,440
Service Area Manhattan
2. St. Mary’s Supportive Housing HDFC
1534 Prospect Place, Brooklyn, New York 11213
PIN# 06909H067107 **Amount** \$2,700,880
Service Area Brooklyn
3. Pratt Area Community Council
201 Dekalb Avenue, Brooklyn, New York 11205
PIN# 06909H067108 **Amount** \$4,784,600
Service Area Brooklyn
4. The Fortune Society, Inc.
29-76 Northern Boulevard, Long Island City, New York 11101
PIN# 06909H067109 **Amount** \$578,856
Service Area Manhattan
5. 163rd Street Improvement Council, Inc.
490 East 167th Street, Bronx, New York 10456
PIN# 06909H067111 **Amount** \$5,226,480
Service Area Bronx

The proposed contractors have been selected by means of Negotiated Acquisition, pursuant to Section 3-04 of the Procurement Policy Board Rules.

Draft copies of the proposed contracts are available for public inspection at the Human Resources Administration of the City of New York, 180 Water Street, Room 1420, New York, NY 10038, on business days, from October 2, 2009 to October 15, 2009, excluding Holidays, from 10:00 A.M. to 5:00 P.M.

READER'S GUIDE

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

NOTICE TO ALL NEW YORK CITY CONTRACTORS

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

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

CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

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

VENDOR ENROLLMENT APPLICATION

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

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

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

Attention Existing Suppliers:

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

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

SELLING TO GOVERNMENT TRAINING WORKSHOP

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

PRE-QUALIFIED LIST

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

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

NON-MAYORAL ENTITIES

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

PUBLIC ACCESS CENTER

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

ATTENTION: NEW YORK CITY MINORITY AND WOMEN OWNED BUSINESS ENTERPRISES

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

PROMPT PAYMENT

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

PROCUREMENT POLICY BOARD RULES

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

COMMON ABBREVIATIONS USED IN THE CR

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

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

KEY TO METHODS OF SOURCE SELECTION

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

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

- NA/9 New contractor needed for changed/additional work
- NA/10 Change in scope, essential to solicit one or limited number of contractors
- NA/11 Immediate successor contractor required due to termination/default

For Legal services only:

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

HOW TO READ CR PROCUREMENT NOTICES

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

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

SAMPLE NOTICE:

POLICE

DEPARTMENT OF YOUTH SERVICES

■ SOLICITATIONS

Services (Other Than Human Services)

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

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

☛ 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.