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THE CITY RECORD BILL DE BLASIO

Mayor

STACEY CUMBERBATCH

Commissioner, Department of Citywide Administrative Services

ELI BLACHMAN

Editor, The City Record

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PUBLIC HEARINGS AND MEETINGS

Services.....3070

See Also: Procurement; Agency Rules

BOROUGH PRESIDENT - BROOKLYN

■ NOTICE

NOTICE IS HEREBY GIVEN that, pursuant to Sections 197-c of the New York City Charter, the Brooklyn Borough President will hold a public hearing on the following matters in the Borough President's Conference Room, Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, NY 11201, commencing at 6:00 P.M. on Monday, August 18, 2014.

Calendar Item 1 – Abe Stark Senior Center - 140365 PQK IN THE MATTER OF an application submitted by the Department for the Aging and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for acquisition of property located at 10315 Farragut Road (Block 8152, Lot 201) and continued use as a senior center.

This action would provide for the continued operation of the facility in order to ensure the ongoing provision of services for approximately 140 senior citizens in the community.

Calendar Item 2 - 695 Grand Street - 140411 HAK IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD), pursuant to Article 16 of the General Municipal Law of New York State, the following:

- for the designation of property located at 695 Grand Street (Block 2782, Lot 36) as an Urban Development Action Area, and an Urban Development Action Area Project for such area; and
- 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 the development of an eight-story mixed-use building with approximately 51 residential dwelling units, including 41 affordable housing units, and ground floor commercial space.

Note: To request a sign language interpreter, or to request TTD services, call Mr. Richard Bearak at $(718)\ 802-4057$ before the hearing.

a11-15

CITY COUNCIL

■ PUBLIC HEARINGS

HEARING BY THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS

THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS WILL MEET ON TUESDAY, AUGUST 12, 2014 AT 10:00 A.M. IN THE 16^{TH} FLOOR COMMITTEE ROOM AT 250 BROADWAY,

NEW YORK, NY, 10007, TO CONSIDER THE FOLLOWING MATTERS:

Advice and Consent

- M-85. Communication from the Mayor submitting the name of Margery Perlmutter, a resident of Manhattan, for appointment as a member, and subsequently designated as Chair of the **New** York City Board of Standards and Appeals pursuant to §§ 31 and § 659 of the *New York City Charter*. Should Ms. Perlmutter receive the advice and consent of the Council, she will serve the remainder of a three-year term that expires on September 1, 2015;
- M-86, Communication from the Mayor submitting the name of Al-36, Communication from the Mayor submitting the hame of Mahattan, for appointment as a member of the New York City Landmarks Preservation Commission pursuant to §§ 31 and § 3020 of the New York City Charter. Should Ms. Baron receive the advice and consent of the Council, she will serve the remainder of a three-year term that expires on June 30, 2016;
- M-87, Communication from the Mayor submitting the name of John Gustafsson, a resident of Staten Island, for appointment as a member of the New York City Landmarks Preservation Commission ("LPC") pursuant to §§ 31 and 3020 of the New York City Charter. Should Mr. Gustafsson receive the advice and consent of the Council, he will serve the remainder of a three-year term that expires on June 28, 2015; and
- M-88, Communication from the Mayor submitting the name of Jacques Jiha, a resident of Queens, for appointment as a member of the New York City Taxi and Limousine Commission pursuant to §§ 31 and § 2301 of the New York City Charter. Should Mr. Jiha receive the advice and consent of the Council, he will serve the remainder of a seven-year term that expires on January 31, 2017.

AND SUCH OTHER BUSINESS AS MAY BE NECESSARY

A Calendar of speakers will be established in advance. Persons interested in being heard should write to the Honorable Melissa Mark-Viverito, Speaker of the City Council, City Hall, New York, NY 10007, setting forth their name, representation and viewpoints.

Michael M. McSweeney

City Clerk, Clerk of the Council

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, 250 Broadway, 16th Floor, New York City, NY 10007, commencing at 9:30 A.M. on Monday, August 18, 2014:

SANT AMBROEUS

MANHATTAN CB - 2

20145468 TCM

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of 265 Lafayette Ristorante, LLC, d/b/a Sant Ambroeus, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 263 Lafayette Street.

RIPOSO 72

MANHATTAN CB - 7

20145615 TCM

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of 50 W. 72nd Rest, LLC, d/b/a Riposo 72, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 50 West 72nd Street.

753 WASHINGTON TRATTORIA

MANHATTAN CB - 2

20145294 TCM

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of 753 Washington Trattoria, Inc., for a revocable consent to modify and continue to maintain and operate an unenclosed sidewalk café located at 753 Washington Street.

WOODWARD AVENUE REZONING

QUEENS CB - 5

C 140111 ZMQ

Application submitted by 176 Woodward Owner, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 13b:

- changing from an M1-1 District to an R5B District property bounded by Flushing Avenue, a line 225 feet northeasterly of Onderdonk Avenue, a line 220 feet northwesterly of Troutman Street, Woodward Avenue, a line 95 feet northwesterly of Troutman Street, a line 100 feet northeasterly of Onderdonk Avenue;
- changing from an M1-1 District to an R6B District property bounded by a line 95 feet northwesterly of Troutman Street, Woodward Avenue, Troutman Street, a line 100 feet northeasterly

- of Woodward Avenue, Starr Street, and a line 100 feet northeasterly of Onderdonk Avenue; and
- establishing within the proposed R6B District a C2-3 District bounded by Troutman Street, a line 100 feet northeasterly of 3. Woodward Avenue, Starr Street, and a line 100 feet southwesterly of Woodward Avenue:

as shown on a diagram (for illustrative purposes only) dated February 18, 2014, modified by the City Planning Commission on July 21, 2014, and subject to the conditions of CEQR Declaration E-336.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing in the Council Committee Room, 250 Broadway, 16th Floor, New York City, NY 10007, commencing at 11:00 A.M. on Monday, August 18, 2014.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing in the Council Committee Room, 250 Broadway, 16th Floor, New York City, NY 10007, commencing at 1:00 P.M. on Monday, August 18, 2014.

◆ a12-18

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 in Spector Hall, 22 Reade Street, New York, NY, on Wednesday, August 20, 2014 at 10:00 A.M.

BOROUGH OF MANHATTAN No. 1 420 LEXINGTON AVENUE OFFICE SPACE

CD 5 N 150021 PXM

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 use of property located at 420 Lexington Avenue (Block 1280, Lot 60) (Office of Court Administration offices).

No. 2 570 LEXINGTON AVENUE OFFICE SPACE

CD 5

N 150022 PXM 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 use of property located at 570 Lexington Avenue (Block 1305, Lot 60) (Office of Court Administration offices).

BOROUGH OF BROOKLYN No. 3 1 METROTECH CENTER OFFICE SPACE

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 use of property located at 1 MetroTech Center (Block 147, Lot 4) (Human Resources Administration offices).

BOROUGH OF STATEN ISLAND No. 4 GATEWAY CATHEDRAL

IN THE MATTER OF an application submitted by Church at the Gateway pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-53 of the Zoning Resolution to modify the requirements of Section 25-12 (Maximum Size of Accessory Group Parking Facilities) to allow a group parking facility accessory to uses in a large-scale community facility development with a maximum capacity of 618 spaces, on property located at 200 Boscombe Avenue (Block 7577, Lot 3), in an R3X District, within the Special South Richmond Development District.

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

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

COMMUNITY BOARD

■ PUBLIC HEARINGS

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 01 - Tuesday, August 12, 2014 at 6:00 P.M., 211 Ainslie Street c/o Manhattan Ave., Brooklyn, NY

#C 140411 HAK 695 Grand Avenue

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD); UDAAP designation, project approval and disposition of city-owned property to facilitate development of an 8-story mixed-use building with approximately 51 residential dwelling units, 41 units of affordable housing and ground floor commercial space.

a6-12

ECONOMIC DEVELOPMENT CORPORATION

■ PUBLIC HEARINGS

New York City Economic Development Corporation on behalf of New York City Department of Small Business Services

NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING, in accordance with Section 1301(2)(g) of the New York City Charter, will be held on August 13th, 2014, commencing at 10:00 A.M., at 22 Reade Street, Second Floor Conference Room, Borough of Manhattan, in the matter of a proposed lease between The City of New York (the "City") and the National Lighthouse Museum which provides for the lease of City-owned property consisting of a parcel of land identified as "Building 11" located on Block 1, portion of Lot 65 on the Tax Map for the Borough of Staten Island (the "Site"). The Site is located approximately 1/3 of a mile southeast of the Staten Island Ferry Terminal and is connected to the terminal via Bay Street or the nearby municipal parking lot. The proposed term of the lease will be eighteen (18) months with four, one-year renewal options. A draft copy of the proposed lease will be available for inspection at New York City Economic Development Corporation, 110 William Street, Borough of Manhattan, New York, NY 10038, commencing on July 11th, 2014 through August 13th, 2014, exclusive of Saturdays, Sundays and Holidays, between the hours of 10:00 A.M. and 2:00 P.M.

To schedule an inspection, please contact Anifia Binns at $(212)\ 618-5721$ or Ernie Padron at $(212)\ 312-4219$.

Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, Room 915, New York, NY 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay services.

jy11-a13

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 25-303, 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, August 12, 2014 at 9:30 A.M., a public hearing will be held 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 contact the Landmarks Commission no later than five (5) business days before the hearing or meeting.

35-45 79th Street - Jackson Heights Historic District 14-7657 - Block 1279, Lot 46, Zoned R7-1; C1-3 commercial overlay Community District 3, Queens, CERTIFICATE OF APPROPRIATENESS

A neo-Georgian style apartment building designed by B. Cohn and built in 1938-40. Application is to legalize the installation of a fence without Landmarks Preservation Commission permit(s).

320 Beverly Road - Douglaston Historic District

15-9764 - Block 8037, Lot 11, Zoned R1-2 Community District 11, Queens, **CERTIFICATE OF APPROPRIATENESS**

A Colonial Revival style freestanding house designed by John C.W. Cadoo and Henry M. Meloney and a garage both built in 1922. Application is to demolish a garage.

121 St. James Place - Clinton Hill Historic District 15-6014 - Block 1964, Lot 15, Zoned R6B Community District 2, Brooklyn, CERTIFICATE OF APPROPRIATENESS

An Italianate style rowhouse built c. 1867. Application is to modify window openings on the rear facade.

447 Pacific Street - Boerum Hill Historic District 15-5578 - Block 184, Lot 35, Zoned R6B Community District 2, Brooklyn, CERTIFICATE OF APPROPRIATENESS

An Italianate style rowhouse built in the early 1850s. Application is to reconstruct the rear facade and construct a rear yard addition.

198 Warren Street - Cobble Hill Historic District 15-7865 - Block 870, Lot 24, Zoned M1-5B Community District 6, Brooklyn, CERTIFICATE OF APPROPRIATENESS

An Italianate style rowhouse built in 1853-55. Application is to construct a rear yard addition.

132 Kane Street and 6-8 Cheever Place - Cobble Hill Historic District

15-8556- Block 321, Lot 40, Zoned R6 Community District 6, Brooklyn, **CERTIFICATE OF APPROPRIATENESS**

A rowhouse built c. 1850 and a neo-Grec style residence built in the mid-19th century. Application is to replace storefronts.

1402 Pacific Street - Crown Heights North Historic District 15-1126 - Block 1209, Lot 9, Zoned R6 Community District 8, Brooklyn, CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style apartment building designed by the Parfitt Brothers and built c. 1905. Application is to legalize the installation of a security camera installed without Landmarks Preservation Commission permits.

62 Beach Street, aka 387-397 Greenwich Street-Tribeca West Historic District

15-7740- Block 188, Lot 7502, Zoned C6-2A Community District 1, Manhattan, CERTIFICATE OF APPROPRIATENESS

A Romanesque Revival store and loft building designed by William S. Livingston and built in 1890, an Italianate style store and loft building designed by Morris A. Gescheidt and built in 1866, an Italianate style store and loft building built in 1860-61 all combined in 1999. Application is to alter window openings at the rooftop addition.

25 Bleecker Street - NoHo East Historic District 16-0170- Block 529, Lot 54, Zoned M1-5B Community District 2, Manhattan, CERTIFICATE OF APPROPRIATENESS

A rowhouse built in 1830 and altered with a new facade in 1984. Application is to construct a new rear facade and stair bulkhead.

1 Perry Street, aka 57 Greenwich Avenue - Greenwich Village Historic District

15-5886 - Block 613, Lot 61, Zoned C2-6 Community District 2, Manhattan, CERTIFICATE OF APPROPRIATENESS

A Greek Revival style residence built in 1844-45. Application is to install rooftop mechanical equipment.

597 Fifth Avenue - Charles Scribner's Sons Building - Individual and Interior Landmark
15-8252 - Block 1284, Lot 2, Zoned R6
Community District 5, Manhattan, CERTIFICATE OF

Community District 5, Manhattan, CERTIFICATE OF APPROPRIATENESS

A Beaux Arts style building designed by Ernest Flagg and built in 1912-13. Application is to install rooftop water towers.

jy30-a12

MAYOR'S OFFICE OF CONTRACT SERVICES

■ MEETING

PUBLIC NOTICE IS HEREBY GIVEN that the Franchise and Concession Review Committee will hold a Public Meeting on Wednesday, August 13, 2014 at 2:30 P.M., at 22 Reade Street, Spector Hall, Borough of Manhattan.

NOTE: Individuals requesting Sign Language Interpreters should

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

a4-13

TRANSPORTATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, PURSUANT TO LAW, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 55 Water Street, 9th Floor, Room 945 commencing at 2:00 P.M. on Wednesday, August 20, 2014. Interested parties can obtain copies of proposed agreements or request signlanguage interpreters (with at least seven days prior notice) at 55 Water Street, 9th Floor SW, New York, NY 10041, or by calling (212) 839-6550.

#1 IN THE MATTER OF a proposed revocable consent authorizing 136 West Broadway, Inc. to continue to maintain and use two planters and a bench on the west sidewalk of West Broadway, between Duane and Thomas Streets, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2014 to June 30, 2024 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period July 1, 2014 to June 30, 2024 - \$170/per annum

the maintenance of a security deposit in the sum of \$500 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#2 IN THE MATTER OF a proposed revocable consent authorizing Concern Norwood Housing Development Fund Corp. to construct, maintain and use a fenced-in area, on the west sidewalk of Webster Avenue, between East 209th Street and East Gun Hill Road, in the Borough of the Bronx. The proposed revocable consent is for a term of ten years from the date of approval by the Mayor to June 30, 2025 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the Approval Date to Expiration date-\$712/per annum.

the maintenance of a security deposit in the sum of \$3,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate

#3 IN THE MATTER OF a proposed revocable consent authorizing HD Development of Maryland, Inc. to construct, maintain and use a sanitary force main, together with a manhole, under, across, and along Forest Avenue, between Morrow Street and South Avenue, in the Borough of Staten Island. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor to June 30, 2025. and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the date of Approval by the Mayor to June 30, 2015 - \$11,024/

annum
For the period July 1, 2015 to June 30, 2016 - \$11,338
For the period July 1, 2016 to June 30, 2017 - \$11,652
For the period July 1, 2017 to June 30, 2018 - \$11,966
For the period July 1, 2018 to June 30, 2019 - \$12,280
For the period July 1, 2019 to June 30, 2020 - \$12,594
For the period July 1, 2020 to June 30, 2021 - \$12,908
For the period July 1, 2021 to June 30, 2022 - \$13,222
For the period July 1, 2022 to June 30, 2023 - \$13,536
For the period July 1, 2023 to June 30, 2024 - \$13,850
For the period July 1, 2024 to June 30, 2025 - \$14,164

the maintenance of a security deposit in the sum of \$25,000 and the insurance shall be the amount of Two Million Dollars (2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#4 IN THE MATTER OF a proposed revocable consent authorizing Irving Place Investor LLC to construct, maintain and use a fenced-in area, together with stairs, on the south sidewalk of East 19th Street, east of Irving Place, in the Borough of Manhattan. The proposed revocable consent is for a term of 10 years from the date of Approval by the Mayor to June 30, 2025 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the date of approval by the Mayor to June 30, 2015 - \$4,373/annum For the period July 1, 2015 to June 30, 2016 - \$4,498 For the period July 1, 2016 to June 30, 2017 - \$4,623 For the period July 1, 2017 to June 30, 2018 - \$4,748 For the period July 1, 2018 to June 30, 2019 - \$4,873 For the period July 1, 2019 to June 30, 2020 - \$4,998 For the period July 1, 2020 to June 30, 2021 - \$5,123

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For the period July 1, 2021 to June 30, 2022 - $5,248 For the period July 1, 2022 to June 30, 2023 - $5,373 For the period July 1, 2023 to June 30, 2024 - $5,498 For the period July 1, 2024 to June 30, 2025 - $5,623
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the maintenance of a security deposit in the sum of \$7,000 and the insurance shall be the amount of Two Million Dollars (\$2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#5 IN THE MATTER OF a proposed revocable consent authorizing Joseph Mure Jr. to continue to maintain and use a walled-in area on the south sidewalk of Neponsit Avenue, west of Beach 144th Street and on the west sidewalk of Beach 144th Street, south of Neponsit Avenue, in the Borough of Queens. The proposed revocable consent is for a term of 10 years from July 1, 2014 to June 30, 2024 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period July 1, 2014 to June 30, 2024 - \$632/per annum

the maintenance of a security deposit in the sum of \$4,000 and the insurance shall be the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

jv31-a20

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

OFFICE OF CITYWIDE PROCUREMENT

■ NOTICE

The Department of Citywide Administrative Services, Office of Citywide Procurement is currently selling surplus assets on the internet. Visit http://www.publicsurplus.com/sms/nycdcas.ny/browse/home.

To begin bidding, simply click on 'Register' on the home page.

There are no fees to register. Offerings may include but are not limited to: office supplies/equipment, furniture, building supplies, machine tools, HVAC/plumbing/electrical equipment, lab equipment, marine equipment, and more.

Public access to computer workstations and assistance with placing bids is available at the following locations:

- DCAS Central Storehouse, 66-26 Metropolitan Avenue, Middle Village, NY 11379
- DCAS, Office of Citywide Procurement, 1 Centre Street, 18th Floor, New York, NY 10007

j2-d31

POLICE

■ NOTICE

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, 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):

 Springfield Gardens Auto Pound, 174-20 North Boundary Road, Queens, NY 11430, (718) 553-9555 • Erie Basin Auto Pound, 700 Columbia Street, Brooklyn, NY 11231, (718) 246-2030

FOR ALL OTHER PROPERTY

- Manhattan 1 Police Plaza, New York, NY 10038, (646) 610-5906
- Brooklyn 84th Precinct, 301 Gold Street, Brooklyn, NY 11201,
- 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

j2-d31

PROCURE MENT

"Compete To Win" More Contracts!

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

● Win More Contracts at nyc.gov/competetowin

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

HHS ACCELERATOR

To respond to human services Requests for Proposals (RFPs) released Fall 2013 and later, vendors must first complete and submit an electronic prequalification application using the City's Health and Human Services (HHS) Accelerator System. The HHS Accelerator System is a web-based system maintained by the City of New York for use by its human services Agencies to manage procurement. To establish this, the City of New York is using the innovative of the Procurement method, as permitted and in accordance with Section 3-12 of the Procurement Policy Board Rules of the City of New York ("PPB Rules"). The new process will remove redundancy by capturing information about boards, filings, policies, and general service experience centrally. As a result, specific proposals for funding will be more focused on program design, scope, and budget.

Important information about the new method:

- Prequalification applications are required every three years.
- Documents related to annual corporate filings must be submitted on an annual basis to remain eligible to compete.
- Prequalification applications will be reviewed to validate compliance with corporate filings, organizational capacity, and relevant service experience.
- Approved organizations will be eligible to compete and would submit electronic proposals through the system.

RFPs to be managed by HHS Accelerator are listed on the NYC Procurement Roadmap located at http://www.nyc.gov/html/hhsaccelerator/html/roadmap/roadmap.shtml. All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding.

Participating NYC Agencies

HHS Accelerator, led by the Deputy Mayor for Health and Human Services, is governed by an Executive Steering Committee of Agency Heads who represent the following NYC Client and Community-based Services Agencies:

Administration for Children's Services (ACS)

Department for the Aging (DFTA) Department of Corrections (DOC)

Department of Health and Mental Hygiene (DOHMH)

Department of Homeless Services (DHS) Department of Probation (DOP)

Department of Small Business Services (SBS)

Department of Youth and Community Development (DYCD) Housing and Preservation Department (HPD)

Human Resources Administration (HRA)

Office of the Criminal Justice Coordinator (CJC)

To sign up for training on the new system, and for additional information about HHS Accelerator, including background materials, user guides and video tutorials, please visit www.nyc.gov/hhsaccelerator.

ADMINISTRATION FOR CHILDREN'S SERVICES

■ INTENT TO AWARD

Human Services/Client Services

EXTRAORDINARY NEEDS FOSTER CARE SERVICES -

Negotiated Acquisition - Available only from a single source -PIN#06807N0012CNVN004 - Due 8-25-14 at 4:00 P.M.

The Administration for Children's Services (ACS) intends to enter into negotiations with Ferncliff Manor for the Retarded, Inc. for the continued provision of Extraordinary Needs Foster Care Services. In accordance with Section 3-04(b)(2)(iii) of the Procurement Policy Board Rules, ACS intents to use the negotiated acquisition process to extend the subject contract's term to ensure continuity of mandated services. The term of the contract is projected to be for one year, from July 1, 2014 to June 30, 2015. This notice is for informational purposes only. Suppliers may express interest in future procurements.

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

Administration for Children's Services, 150 William Street, 9th Floor, New York, NY 10038. Rafael Asusta (212) 341-3511; rafael.asusta@acs.nyc.gov

◆ a12

ADMINISTRATIVE CONTRACTS

■ SOLICITATION

Goods and Services

DRUG TESTING SERVICES - Competitive Sealed Bids -PIN#06813ADM0011 - Due 9-9-14 at 3:00 P.M.

Optional Pre-bid: Tuesday, August 26, 2014 at 10:00 A.M. - 12:00 P.M.

Bid forms and specifications may be obtained, free of charge, from the ACS Website, any time before the bid due date (recommended method). You must register at the ACS Website to obtain a copy of the bid. Copy the link into your browser to go to the appropriate page http://nyc.gov/html/acs/html/business/business.shtml

In the event that you are unable to download this bid, a bid package may be requested via e-mail. Send all e-mail requests to Rachel. Pauley@acs.nyc.gov and hazel.harber@acs.nyc.gov. Please type the PIN above and type of service into the subject line. Also, type the name of the company, complete address, Contact Name, Phone and Fax numbers into the body of the e-mail. If all else fails, you may call (212) 341-3458 or (212) 676-8811 to make arrangements to pick up a bid package in person.

When picking up bids you must provide the following information: Name of the company, complete address, Contact Name, Phone and Fax numbers. E-PIN # 06813B0004

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

Administration for Children's Services, 150 William Street, 9th Floor, New York, NY 10038. Rachel Pauley (212) 341-3458; Fax: (212) 341-9830; rpauley@acs.nyc.gov

AGING

CONTRACT PROCUREMENT AND SUPPORT SERVICES

■ AWARD

Human Services / Client Services

INNOVATIVE SENIOR SERVICES - Negotiated Acquisition -Available only from a single source - PIN#12514N0002006 These vendors have been awarded a contract by NYC Department for the Aging to provide Innovative Senior Services to the elderly. The contract term shall be from July 1, 2014 to June 30, 2017 with an option to renew for three (3) years.

Hellenic American Neighborhood Action Committee Inc. 49 West 45th Street, 4th Floor, New York, NY 10036 12514N0002006 - \$3,156,048.00

Educational Alliance Inc. 197East Broadway, New York, NY 1000212514N0002001 - \$3,134,082.00

Find Aid For The Aged, Inc. 160 West 71st Street, Room 2F, New York, NY 10023 12514N0002003 - \$2,938,500.00

Ridgewood Bushwick Senior Citizens Council Inc. 555 Bushwick Avenue, Brooklyn, NY 11206 12514N0002005 - \$3,604,674.00

• CASE MANAGEMENT SERVICES - Negotiated Acquisition -Available only from a single source - PIN#12509X0093CNVN001 These vendors have been awarded a contract by NYC Department for the Aging to provide Case Management Services to the elderly. The contract term shall each be from July 1, 2014 to June 30, 2015.

The Neighborhood Selfhelp By Older Persons Project, Inc. 953 Southern Boulevard, Bronx, NY 10459 12509X0093CNVN001 - \$789,168.00

Volunteers of America Greater New York, Inc. 340 West 85th Street, New York, NY 10024 12509X0251CNVN001 - \$423,389.00

Regional Aid For Interim Needs, Inc. 811 Morris Park Avenue, Bronx, NY 10462 12509X0091CNVN001 - \$779,259.00

 SENIOR SERVICES - BP/City Council Discretionary -PIN#12514L0229001

These contracts will enhance services to older adults. The contract term shall each be from July 1, 2013 to June 30, 2014.

Shorefront Jewish Community Council 128 Brighton Beach Avenue, 4th Floor, Brooklyn, NY 11235 12514L0229001 - \$62,886.00

Queens Jewish Community Council 119-45 Union Turnpike, Forest Hills, NY 11375 12515L0001001 - \$140,000.00

• TRANSPORTATION - Negotiated Acquisition - Available only from a single source - PIN#12507P0013CNVN001 These vendors have been awarded a contract by NYC Department for the Aging to provide transportation services to the elderly. The contract term shall each be from July 1, 2014 to June 30, 2015.

Hellenic American Neighborhood Action Committee, Inc. 49 West 45th Street, 4th Floor, New York, NY 10036 12507P0013CNVN001 - \$425,728.00

Union Settlement Association 237 East 104th Street, New York, NY 10029 12509X0224CNVN001 - \$229,024.00

• VARIOUS SENIOR SERVICES - Negotiated Acquisition - Available only from a single source - PIN#12509X0021CNVN008 -AMT: \$516,861.00 - TO: Regional Aid For Interim Needs, Inc., 811 Morris Park Avenue, Bronx, NY 10462.

This vendor has been awarded a contract by the NYC Department for the Aging for provisions of various senior services (e.g., case assistance, transportation, information/referrals). The contract term is from 7/1/14 to 6/30/15.

 NORC PROGRAM - Negotiated Acquisition - Available only from a single source - PIN# 12513P0001003 - AMT: \$825,000.00 - TO: Union Settlement Association, 237 East 104th Street, New York, NY 10029. This vendor has been awarded a contract by NYC Department for the Aging for provision of Supportive Services Program to Elderly residents of Naturally Occurring Retirement Communities (NORC). The contract term shall be from July 1, 2014 to June 30, 2017 with an option to renew for three (3) years.

CITYWIDE ADMINISTRATIVE SERVICES

OFFICE OF CITYWIDE PROCUREMENT

■ INTENT TO AWARD

Goods

<code>DESKS</code>, <code>CREDENZAS</code>, <code>TABLES</code> AND <code>RELATED</code> <code>ITEMS</code>: <code>WOOD</code> - <code>Negotiated</code> Acquisition - <code>PIN#</code> 85707B0274CNVN003 - <code>Due</code> 8-15-14 at 10:30 A.M.

This advertisement is intended for informational purposes only. DCAS is seeking to use the Negotiated Acquisition Method to extend its current contract pursuant to \$3-04(b)(2)(D) of the Procurement Policy Board Rules to maintain the uninterrupted supply of goods to the City for a contract period of one year.

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.

Citywide Administrative Services, 1 Centre Street, 18th Floor South, New York, NY 10007 . Lydia Sechter (212) 386-0468; Fax: (212) 313-3186; lsechter@dcas.nyc.gov

a8-14

■ VENDOR LIST

Goods and Services

REQUEST FOR SAMPLES - REDUCE FAT AND SODIUM

See letter on City Record Online dated July 22, 2014 for requesting samples - Reduce Fat and Sodium.

DCAS is inviting vendors to develop and submit samples for evaluation.

Submit your samples to: NYC Department of Citywide Administrative Services, Office of Citywide Procurement, 1 Centre street, 18th Floor South, New York, NY, 10007. If you have any questions please contact Mr. Anson W Telford at 212-386-6277 or atelford@dcas.nyc.gov

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.

Citywide Administrative Services, 1 Centre Street, 18th Floor South, NY 10007. Anson W Telford (212) 386-6277; atelford@dcas.nyc.gov

jy30-a19

Goods

EQUIPMENT FOR DEPARTMENT OF SANITATION

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

A. Collection Truck Bodies B. Collection Truck Cab Chassis

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

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

j2-d31

■ SOLICITATION

Services (other than human services)

PUBLIC SURPLUS ONLINE AUCTION - Other - PIN#0000000000 Due 12-31-14

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

Citywide Administrative Services, 66-26 Metropolitan Avenue, Middle Village, NY 11379. Donald Lepore (718) 417-2152; Fax: (212) 313-3135; dlepore@dcas.nyc.gov

f25-d31

Goods

TRUCK, 18 C.Y. DUMP WITH SNOW PLOW HITCH - DSNY - Competitive Sealed Bids - PIN#8571400383 - Due 9-17-14 at 10:30 A.M. A copy of the bid can be downloaded from the City Record Online site at http://a856-internet.nyc.gov/nycvendoronline/home.asp. Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at dcasdmssbids@dcas.nyc.gov, by telephone at 212-669-8610 or by fax at 212-669-7603.

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

Ĉitywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007. Joseph Vacirca (212) 669-8616; Fax: (212) 669-7581; jvacirca@dcas.nyc.gov

◆ a12

HEALTH AND HOSPITALS CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 A.M. and 4:30 P.M. For information regarding bids and the bidding process, please call (212) 442-4018.

j2-d31

HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

■ INTENT TO AWARD

Human Services / Client Services

COMMUNITY HEALTH SERVICES - Demonstration Project - Due 8-15-14 at 2:00 P.M.

PIN# 15DC022001R0X00, 15DC022101R0X00, 15DP023701R0X00

DOHMH intends to award three (3) not-for-profit organizations to provide Community Health Services to community members living with chronic diseases, which include: recruitment, training, counseling, and linkage to primary care; insurance-related services; continued insurance coverage and medical provider enrollment; health education, self-management education, and treatment adherence; and clinical care management (patients, coaches, clinicians). Based on preliminary discussions, DOHMH has determined that the following organizations are the most qualified organizations to pilot these Community Health Services in East and Central Harlem via this demonstration project:

- 1. Community Service Society
- 2. City Health Works
- 3. Northern Manhattan Perinatal Partnership Inc.

Vendors who believe they can provide these services are welcome to submit an expression of interest via email to swillia9@health.nyc.gov no later than 8/15/2014 by 2:00 P.M.

These services cannot be reasonably acquired for evaluation through a competitive solicitation and there are other potential advantages to the City experimenting with this approach.

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

Health and Mental Hygiene, 42-09 28th Street- CN30A, Long Island City, NY 11101. Shamecka Williams (347) 396-6656;

Fax: (347) 396-6759; swillia9@health.nyc.gov

a8-14

HOUSING AUTHORITY

■ SOLICITATION

Goods

SMD-VARIOUS DOOR HARDWARE - Competitive Sealed Bids -RFQ #61400 - Due 8-21-14 at 10:45 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.

Housing Authority, 90 Church Street, 6th Floor, New York, NY 10007. Vanessa Butcher (212) 306-4684; Fax: (212) 306-5109; vanessa.butcher@nycha.nyc.gov

◆ a12

SUPPLY MANAGEMENT

■ SOLICITATION

Goods

 ${\bf SMD~MISC.~DOOR~HARDWARE}$ - Competitive Sealed Bids - PIN#RFQ 61395 MF - Due 8-28-14 at 10:30 A.M.

Interested firms may obtain a copy and submit it on NYCHA's website: Doing Business with NYCHA. http://www.nyc.gov/html/nycha/html/business/goods_materials.shtml; Vendors are instructed to access the "Register Here" link for "New Vendors"; if you have supplied goods or services to NYCHA in the past and you have your log-in credential, click the "Log into iSupplier" link under "Existing Vendor". If you do not have your log-in credentials, click the "Request a Log-in ID" using the under "Existing Vendor". Upon access, reference applicable RFQ number per solicitation number per solicitation.

Vendors electing to submit a non-electronic bid (paper document) will be subject to a \$25 non-refundable fee; payable to NYCHA by USPS-Money Order/Certified Check only for each set of RFQ documents requested. Remit payment to NYCHA Finance Department, 90 Church Street, 6th Floor; obtain receipt and present it to 6th Floor/Supply Management Procurement Group. A bid package will be generated at time of request. time of request.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor prequalification 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, 6th Floor, New York, NY 10007. Marjorie Flores (212) 306-4728; marjorie.flores@nycha.nyc.gov

◆ a12

SMD DOOR HINGES - Competitive Sealed Bids - PIN#RFQ 61295,2 VB - Due 8-21-14 at 10:50 A.M.

Interested firms may obtain a copy and submit it on NYCHA's website: Doing Business with NYCHA. http://www.nyc.gov/html/nycha/html/ business/goods_materials.shtml; Vendors are instructed to access the "Register Here" link for "New Vendors"; if you have supplied goods or services to NYCHA in the past and you have your log-in credential, click the "Log into iSupplier" link under "Existing Vendor". If you do not have your log-in credentials, click the "Request a Log-in ID" using the under "Existing Vendor". Upon access, reference applicable RFQ number per solicitation.

Vendors electing to submit a non-electronic bid (paper document) will be subject to a \$25 non-refundable fee; payable to NYCHA by USPS-Money Order/Certified Check only for each set of RFQ documents requested. Remit payment to NYČHA Finance Department, 90 Church Street, 6th Floor; obtain receipt and present it to 6th Floor/Supply Management Procurement Group. A bid package will be generated at time of request.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor prequalification 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, 6th Floor, New York, NY 10007. Vanessa Butcher (212) 306-4684; vanessa.butcher@nycha.nyc.gov

◆ a12

PARKS AND RECREATION

CAPITAL PROJECTS

■ VENDOR LIST

Construction / Construction Services

PREQUALIFIED VENDOR LIST: GENERAL CONSTRUCTION - NON-COMPLEX GENERAL CONSTRUCTION SITE WORK ASSOCIATED WITH NEW YORK CITY DEPARTMENT OF PARKS AND RECREATION ("DPR" AND/OR "PARKS") PARKS AND PLAYGROUNDS CONSTRUCTION AND RECONSTRUCTION PROJECTS

DPR is seeking to evaluate and pre-qualify a list of general contractors

(a"PQL") exclusively to conduct non-complex general construction site work involving the construction and reconstruction of DPR parks and playgrounds projects not exceeding \$3 million per contract ("General Construction").

By establishing contractor's qualifications and experience in advance, DPR will have a pool of competent contractors from which it can draw to promptly and effectively reconstruct and construction its parks, playgrounds, beaches, gardens and green-streets. DPR will select contractors from the General Construction PQL for non-complex general construction reconstruction site work of up to \$3,000,000 per contract, through the use of a Competitive Sealed Bid solicited from the PQL generated from this RFQ.

The vendors selected for inclusion in the General Construction PQL will be invited to participate in the NYC Construction Mentorship. NYC Construction Mentorship focuses on increasing the use of small NYC contractors by making them more competitive in their pursuit of NYC contracts, and winning larger contracts with larger values. Firms participating in NYC Construction Mentorship will have the opportunity to take management classes and receive on-the-job training provided by a construction management firm.

DPR will only consider applications for this General Construction PQL from contractors who meet any one of the following criteria:

- The submitting entity must be a Certified Minority/Woman Business enterprise (M/WBE)*;
- The submitting entity must be a registered joint venture or have a valid legal agreement as a joint venture, with at least one of the entities in the venture being a certified M/WBE*;
- The submitting entity must indicate a commitment to sub-contract no less than 50 percent of any awarded job to a certified M/WBE for every work order awarded.

*Firms that are in the process of becoming a New York City-certified M/WBE may submit a PQL application and submit a M/WBE Acknowledgement Letter, which states the Department of Small Business Services has begun the Certification process.

Application documents may also be obtained on-line at: http://a856-internet.nyc.gov/nycvendoronline/home.asp.; or http://www.nycgovparks.org/opportunities/business

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

Parks and Recreation, Olmsted Center, Room 60, Flushing Meadows-Corona Park, Flushing, NY 11368. Charlette Hamamgian (718) 760-6789; Fax: (718) 760-6781; charlette.hamamgian@parks.nyc.gov

f10-d31

POLICE

AGENCY CHIEF CONTRACTING OFFICER

■ SOLICITATION

Services (other than human services)

AUTOMATED SUMMONS ENFORCEMENT SYSTEM - Request for Proposals - PIN#05614P0001 - Due 9-24-14 at 2:00 P.M.

The New York City Police Department seeks proposals for a handheld wireless summons issuance system (Automated Summons Enforcement System). NYPD is seeking a contractor to provide design, development, testing, implementation, data migration, reporting, training, support and warranty services on a fixed contract basis. The ASES, implemented in a phased approach, would replace or enhance the current legacy Parking Ticketing Device System (PTDS) used for issuing summonses and other transactions electronically. A recommended pre-bid conference is scheduled to be held 2:00 P.M., Tuesday, August 26, 2014 at an NYPD location to be determined. You may obtain a free copy of the proposal package online at www.nyc.gov/cityrecord, click "CITY RECORD ON-LINE (CROL) Searchable Database of All Procurement Notices" link. Click "Search Procurement Notices". Enter PIN#05614P0001. Click "Submit". Log in or enroll to download solicitations and/or awards. This procurement is subject to participation goals for MBEs and/or WBEs as required by Local Law 1 of 2013.

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

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

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT SERVICES

■ SOLICITATION

Construction / Construction Services

ROOM CONVERSION TO SCHOOL BASED HEALTH CLINIC - Competitive Sealed Bids - PIN#SCA15-15311D-1 - Due 8-28-14 at 11:30 A.M.

PS 188 (Brooklyn)

Project Range \$1,470,000-\$1,544,000 Non-refundable Bid Document Charge: \$100, certified check, money order and major credit cards accepted. Make check payable to the New York City School Construction Authority. Bidders must be Pre-Qualified by the SCA.

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

School Construction Authority, 30-30 Thomson Avenue, Long Island City, NY 11101. Lily Persaud (718) 752-5852; Fax: (718) 472-0477; lpersaud@nycsca.org

SMALL BUSINESS SERVICES

■ INTENT TO AWARD

Goods and Services

ORACLE CRM ON DEMAND LICENSES - Sole Source - Available only from a single source - PIN#80115S0002 - Due 8-19-14 at 12:00 P.M.

The NYC Department of Small Business Services intends to enter into sole source contract negotiations with Oracle America to procure a continuation of Oracle CRM On Demand software licenses. The term of the contract will be for six months starting from 7/1/2014 to 12/31/2014 and will also have one six-month renewal option. Oracle CRM On Demand is a proprietary software that helps SBS manage its customer relationship data. The software is created and maintained by Oracle America Inc. Any firm that believes it is qualified and has the in-house expertise to provide such services or would like to provide such services in the future is invited to express an interest. Please indicate your interest by letter sent via postal mail.

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.

Šmall Business Services, 110 William Street, 7th Floor, New York, NY 10038. Daryl Williams (212) 618-8731; Fax: (212) 618-8867; dwilliams@sbs.nyc.gov

◆ a12-18

TRANSPORTATION

FERRIES

■ SOLICITATION

Construction / Construction Services

CONSTRUCTION OF A NEW DOCKBUILDER'S CRANE BARGE Competitive Sealed Bids - PIN# 84114SISI782 - Due 9-17-14 at 11:00 A.M.

A printed copy of the contract can also be purchased. A deposit of \$50.00 is required for the contract in the form of a Certified Check or Money Order payable to: New York City Department of Transportation. NO CASH ACCEPTED. Company address, telephone and fax numbers are required when picking up contract documents. Entrance is located on the South Side of the Building facing the Vietnam Veterans Memorial. Proper government issued identification is required for entry to the building (driver's license, passport, etc.). The Pre-Bid Meeting will be held on August 21, 2014 at 10:00 A.M. at Staten Island Ferry Maintenance Facility, 1 Bay Street, Staten Island, NY 10301. For additional information, please contact Nicola Rahman at (212) 839-8167.

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.

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

◆ a12

AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

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.

HUMAN RESOURCES ADMINISTRATION

■ PUBLIC HEARINGS

CORRECTED NOTICE

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, August 14, 2014 in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER OF ten (10) proposed contracts between the Human Resources Administration of the City of New York and the contractors listed below, for the Provision of Home Care Services, Competition 1 (Housekeepers, Home Attendants and Emergency and Exceptional Home Attendant Services) for Home Care Clients. The term of these contracts will be from October 1, 2014 to September 30, 2017 with one (1) three year renewal option.

	Contractor/Address	$\underline{\mathbf{E}}$ - $\underline{\mathbf{PIN}}$	Amount
1.	Ridgewood Bushwick Senior Citizen Homecare Council Inc. 533 Bushwick Avenue Brooklyn, NY 11206	09613P0002021	\$0.00 City Share \$3,599,050.00 (MMIS*)
2.	Community Home Care Referral Services, Inc. d/b/a Helping Hands Attendant Services 4107 13 th Avenue Brooklyn, NY 11219	09613P0002022	\$0.00 City Share \$3,599,050.00 (MMIS*)
3.	Project Ohr, Inc. 120 Broadway, 7 th Floor New York, NY 10271	09613P0002023	\$0.00 City Share \$3,599,050.00 (MMIS*)
4.	Home Attendant Services of Hyde Park 1273 53 rd Street Brooklyn, NY 11219	09613P0002024	\$0.00 City Share \$3,599,050.00 (MMIS*)
5.	The Stella Orton Home Care Agency, Inc. 3155 Amboy Road Staten Island, NY 10306	09613P0002025	\$0.00 City Share \$3,599,050.00 (MMIS*)
6.	Richmond Home Need Services, Inc. 3155 Amboy Road Staten Island, NY 10306	09613P0002026	\$0.00 City Share \$3,599,050.00 (MMIS*)
7.	Home Care Serv for Independent Living, Inc. 2044 Ocean Avenue, Suite B-4 Brooklyn, NY 11230	09613P0002027	\$0.00 City Share \$3,599,050.00 (MMIS*)
8.	Social Concern Community	09613P0002028	\$0.00 City Share

226-18 Merrick Boulevard

Laurelton, NY 11413

\$3,599,050.00

(MMIS*)

9. Special Touch Home Care
Services, Inc.
2091 Coney Island Avenue
Brooklyn, NY 11223

10. Bestcare Inc. All City Care
3000 Hempstead Turnpike,
Suite 205
Levittown, NY 11756

09613P0002029
\$0.00 City Share
\$3,599,050.00
(MMIS*)

\$0.00 City Share
\$3,599,050.00
(MMIS*)

*Medicaid Management Information System (MMIS)

The proposed contractors have been selected through the Competitive Sealed Proposal method, pursuant to Section 3-03 of the Procurement Policy Board (PPB) Rules.

A draft copy of the proposed contract is available for public inspection at Human Resources Administration of the City of New York, 180 Water Street, 14th Floor, Room 1418, New York, NY 10038 on business days, from August 12, 2014 to August 14, 2014 excluding Saturdays, Sundays and Holidays , from 10:00 A.M. and 5:00 P.M.

◆ a12-14

AGENCY RULES

ENVIRONMENTAL CONTROL BOARD

■ PUBLIC HEARINGS

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The Environmental Control Board (ECB) proposes to amend its Air Asbestos and Air Code Penalty Schedules. The Air Asbestos Penalty Schedule is found in Section 3-101 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York; the Air Code Penalty Schedule is found in Section 3-102 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York. These sections contain penalties for notices of violation issued by the New York City Department of Environmental Protection (DEP).

When and where is the Hearing? ECB will hold a public hearing on the proposed rules. The public hearing will take place at 2:00 P.M. on September 12, 2014. The hearing will be in the ECB Conference Room located at 66 John Street, 10th Floor, New York, NY 10038.

How do I comment on the proposed rules? Anyone can comment on the proposed rules by:

- Website. You can submit comments to the ECB through the NYC rules Web site at http://rules.cityofnewyork.us.
- **Email.** You can email written comments to Rules_Oath@oath.nyc.gov.
- Mail. You can mail written comments to ECB, Attention: James Macron, Counsel to the Board, ECB, 66 John Street, 10th Floor, New York, N.Y. 10038.
- Fax. You can fax written comments to ECB, 212-361-1900.
- By Speaking at the Hearing. Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by calling Elizabeth Nolan at 212-436-0708. You can also sign up in the hearing room before the hearing begins on September 12, 2014. You can speak for up to three minutes.

Is there a deadline to submit written comments? You may submit written comments up to September 12, 2014.

Do you need assistance to participate in the Hearing? You must tell ECB staff if you need a reasonable accommodation of a disability at the Hearing. You must tell us if you need a sign language interpreter. You can tell us by mail at the address given above. You may also tell us by telephone at 212-436-0708. You must tell us by September 5, 2014.

Can I review the comments made on the proposed rules? You can review the comments made online on the proposed rules by going to the website at http://rules.cityofnewyork.us/. A few days after the

hearing, a transcript of the hearing and copies of the written comments will be available to the public at the ECB's office located at 66 John Street, 10th Floor, New York, NY 10038.

What authorizes ECB to adopt this rule? Section 1049-a of the New York City Charter. This proposed rule was not included in ECB's regulatory agenda for this Fiscal Year because it was not contemplated when ECB published the agenda.

Where can I find the ECB's rules? The ECB's rules are in Title 48 of the Rules of the City of New York.

What laws govern the rulemaking process? ECB must meet the requirements of Section 1043(b) of the Charter when creating or changing rules. This notice is made according to the requirements of Sections 1043(b) and section 1049-a of the Charter.

Statement of Basis and Purpose

The Department of Environmental Protection (DEP) has requested that the Environmental Control Board (ECB) amend the Air Asbestos and Air Code Penalty Schedules. Some of these proposed changes have been requested to address evolving industry practices that raise safety concerns, while other changes are being introduced in response to revisions of the Rules of City of New York (RCNY). Cure periods are not included in the proposed provisions, because the governing statutes mandate the imposition of minimum penalties.

Requested Changes to the Air Asbestos Penalty Schedule

Ad. Code § 24-1002(c)
On February 4, 2014, Mayor de Blasio signed Local Law 3 of 2014, which amends Title 24 of the Administrative Code by adding a new Chapter 10. The amendment requires the DEP to establish a program to provide for the registration of practicing Master Environmental Hazard Remediation Technicians. Since the registration program will be administered by the Asbestos Control Program, ECB proposes to add the following penalty for this provision to the Air Asbestos Penalty Schedule.

Section 24-1003 specifies a minimum penalty of \$1000 for any violation of Chapter 10. No maximum penalty is set forth. A review of section 24-1002(c) makes it unlawful to identify oneself as a Master Hazard Remediation Technician without being registered by the DEP.

15 RCNY 1-91(n)

ECB is also adding a penalty to the Air Asbestos Penalty Schedule for section 15 RCNY 1-91(n), a provision of the subchapter on engineering controls. This section requires contractors to carefully install ducting for negative pressure units because improper installation threatens the release of asbestos fibers into uncontaminated building areas.

Requested Changes to the Air Code Penalty Schedule
15 RCNY 12-18(a), 12-18(b), 12-18(c), and 12-18(d)
15 RCNY 12-18 provides for the posting of notices by dry cleaning facilities. The notices address the use of chemicals in the dry cleaning

Penalties for the section are governed by the Air Code Table of Civil Penalties. This table is found at 24-178(b)(5). The Air Code Penalty Schedule currently provides a penalty for failure to post a required notice in an easily visible location in dry cleaning facilities. This notice is required by New York State. ECB proposes to retain the existing penalty for 12-18(a) with an amended description.

Additionally, ECB proposes to add penalties for subdivisions (b), (c) and (d). Section 12-18(b) requires dry cleaners using perc (also known as PCE and perchloroethylene) to post a notice informing customers that the chemical is used in its dry cleaning process. The notice must include a web address where the Material Safety Data Sheet can be nctude a web address where the Material Safety Data Sheet can be viewed. The sign required by 12-18(b) differs from the sign required by 12-18(a); 12-18(a) complies with New York State law and thus its penalty is higher than the penalties for 12-18(b), (c) and (d). Section 12-18(c) requires dry cleaners using alternatives to perc, known as non-perchloroethlene (non-perc) to post a sign identifying the chemical being used along with a web address where the Material Safety Data Sheet for the chemical can be viewed. Section 12-18(d) requires dry cleaners using perc and non-perc to post notices as required by subdivisions (a), (b), and (c).

15 RCNY 2-09 and 15 RCNY 40-02(b)

15 RCNY Chapter 2 sets forth performance standards and engineering criteria for boilers and water heaters. Specifically, Section 2-09 states that boilers requiring a certificate of operation undergo an annual tune-up and combustion efficiency test. These results must be kept and submitted to DEP upon request.

15 RCNY Chapter 40 states that emergency generators (defined in 15 RCNY 40-01) must be registered and pass a smoke test. Specifically, section 40-02(b) requires the owner or operator of an emergency generator to maintain records documenting the generator's hours of operation and provide these records to the DEP upon request.

Currently, there are no existing penalties for 15 RCNY 2-09 and 15 RCNY 40-02(b). Since these sections are most similar to the recordkeeping provisions of 24-177(b) and (c), it is proposed that the penalties for 24-177 are adopted for these two new charges.

Ad. Code § 24-168.1

Paragraph (1) of subdivision (b) of section 24-168.1 of the Air Pollution Control Code prohibits the use or delivery of heating oil that contains less than two per cent biodiesel by volume. Local Law 43 of 2010 added two penalties related to these provisions to the Air Code Table of Civil Penalties found in Administrative Code section 24-178(b)(5). The first provision states that the minimum and maximum penalties for a violation of 24-168.1 of using noncompliant heating oil are "as per schedule E." The second provision sets a minimum penalty of \$1000 and a maximum of \$10,000 for the delivery of noncompliant heating oil, in addition to "twice the amount of money saved for failure to comply.

New material is <u>underlined</u>. [Deleted material is in brackets.]

Section 1. Section 3-101 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York is amended by adding a new entry to the end of the Air Asbestos Penalty Schedule, to read as follows:

Section/ Rule	Description		1 st Violation Stipulation		2 nd Offense Stipulation
Ad. Code 24-1002(c)	Identifying oneself as Master Environmental Hazard Remediation Technician when not registered with the Department of Environmental Protection	1200	1000	2400	<u>1500</u>

Section 2: Section 3-101 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York is amended by adding one entry to the Air Asbestos Penalty Schedule immediately following the entry for Section 1-91(m), to read as follows:

Section	Description		1 st Violation Stipulation		
1-91(n)	Failure to carefully install ducting to ensure against fiber release of asbestos fibers	1200	1000	2400	1500

Section 3. Section 3-102 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York is amended by amending the Air Code Penalty Schedule entry for Section 12-18(a) and adding three additional entries immediately thereafter, to read as follows:

Section/Rule	Description	1 st Offense Stip.	1 st Offense	Default Penalty	2 nd Offense	2 nd Stip.	3 rd & Subsq.	3 rd \$ Subq. Stip
12-18(a)	[Failure to post public notice in conspicuous location] Failure to post New York State perc notice in easily visible location	400	400	875	500	No	500	No

	Failure to post perc notice in easily visible location	220	220	<u>875</u>	440	No	440	<u>No</u>
	Failure to post notice regarding non-perc chemical in easily visible location	220	220	<u>875</u>	440	No	440	<u>No</u>
12-18(d)	Failure to post perc and non-perc notices	220	220	<u>875</u>	440	No	440	No

Section 4: Section 3-102 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York is amended by adding two entries to the Air Code Penalty Schedule immediately following the entry for Section 24-125(c), to read as follows:

Section	Description	1 st Offense Stip.	1 st Offense	Default	2 nd Offense	2 nd Stip.	3 rd & Subseq. Offense	3 rd & Subseq. Stip.
15 RCNY 2-09	Failure to retain records related to combustion efficiency testing	<u>350</u>	350	<u>875</u>	<u>545</u>	<u>545</u>	545	No
15 RCNY 40-02(b)	Failure to maintain records of hours of operation for emergency generator	350	350	875	545	545	545	545

Section 5: Section 3-102 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York is amended by adding the following two entries to the Air Code Penalty Schedule immediately following the entry for Section 24-168, to read as follows:

Section	Description	1st Offense Stip.	1 st Offense	Default	2 nd Offense	2 nd Stip.	3 rd & Subseq. Offense	3 rd & Subseq. Stip
24-168.1	Use of heating oil containing less than 2% biodiesel	Schedule E	Schedule E	Schedule E	Schedule E	Schedule E	No	No
24-168.1	Delivery of heating oil containing less than 2% biodiesel	1—	2000 (plus agg. pen. for excess profit)	10000	4000 (plus agg. pen for excess profit)	No	No	No

NEW YORK CITY LAW DEPARTMENT DIVISION OF LEGAL COUNSEL 100 CHURCH STREET NEW YORK, NY 10007 212-356-4028

CERTIFICATION PURSUANT TO CHARTER §1043(d)

RULE TITLE: Amendment of Asbestos and Air Code Penalty Schedules REFERENCE NUMBER: 2014 RG 053
RULEMAKING AGENCY: Office of Administrative Trials and Hearings

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

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

/s/ STEVEN GOULDEN Acting Corporation Counsel Date: July 23, 2014

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

CERTIFICATION / ANALYSIS PURSUANT TO CHARTER SECTION 1043(d)

RULE TITLE: Amendment of Asbestos and Air Code Penalty Schedules REFERENCE NUMBER: OATH-ECB-47 RULEMAKING AGENCY: OATH

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

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

/s/ [Lincoln Restler]
Mayor's Office of Operations

July 23, 2014 Date

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HEALTH AND MENTAL HYGIENE

■ PUBLIC HEARINGS

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The Department of Health and Mental Hygiene is proposing to amend Chapter 10 of Title 24 of the Rules of the City of New York to: (1) reflect amendments to the Smoke-Free Air Act made by Local Law 152 of 2013 prohibiting the use of electronic cigarettes in certain places; (2) facilitate enforcement of the Smoke-Free Air Act; and (3) repeal provisions that are out of date.

When and where is the Hearing? The Department will hold a public hearing on the proposed rule. The public hearing will take place at 10:00 A.M. until 12:00 P.M. on September 15, 2014. The hearing will be at

New York City Department of Health and Mental Hygiene Gotham Center, 42-09 28th Street, 14th Floor, Room 14-43 Long Island City, NY 11101-4132

How do I comment on the proposed rules? Anyone can comment on the proposed rules by:

- Website. You can submit comments to the Department through the NYC rules Web site at http://rules.cityofnewyork.us.
- Email. You can email written comments to

resolutioncomments@health.nyc.gov.

- Mail. You can mail written comments to the NYC Department of Health and Mental Hygiene, Office of General Counsel, Gotham Center, 42-09 28th Street, 14th Floor, CN 31, Long Island City, New York 11101.
- Fax. You can fax written comments to the NYC Department of Health and Mental Hygiene, Office of General Counsel, at (347) 396-6087.
- By Speaking at the Hearing. Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by calling Svetlana Burdeynik at (347) 396-6078/6116. You can also sign up in the hearing room before the hearing begins on September 15, 2014. You can speak for up to five minutes.

Is there a deadline to submit written comments? Yes, you must submit written comments by or before 5:00 P.M. on September 15, 2014.

Do you need assistance to participate in the Hearing? You must tell the Office of General Counsel if you need a reasonable accommodation of a disability at the Hearing. You must tell us if you need a sign language interpreter. You can tell us by mail at the address given above. You may also tell us by telephone at (347) 396-6078. You must tell us by September 2, 2014.

Can I review the comments made on the proposed rules? You can review the comments made online at http://rules.cityofnewyork. us/ on the proposed amendments by going to the website at http://rules.cityofnewyork.us/. All written comments and a summary of the oral comments received by DOHMH will be made available to the public within a reasonable period of time by the DOHMH Office of the General Counsel.

What authorizes the Department to make this rule? Section 1043 of the New York City Charter and sections 17-503, 17-504, 17-505, 17-506, 17-513, 17-513.3 and 17-513.4 of the New York City Administrative Code authorize the Department to make this proposed rule. This proposed rule was not included in the Department's regulatory agenda for this fiscal year because Local Law 152 had not been enacted when the agenda was prepared.

Where can I find the Commission's rules? The Department's rules are in Title 24 of the Rules of the City of New York.

What rules govern the rulemaking process? The Department must meet the requirements of Section 1043 of the New York City Charter when creating or changing rules. This notice is made according to the requirements of Section 1043(b) of the City Charter.

Statement of Basis and Purpose

On December 30, 2013, Local Law 152 was enacted. It amended sections 17-502, 17-503, 17-504, 17-505, 17-506, 17-507, 17-508, 17-510, 17-512 and 17-513.2 of Chapter 5 of Title 17 of the New York City Administrative Code (Smoke-Free Air Act). It also added sections 17-513.3 (Retail Tobacco Store and Retail Electronic Cigarette Store Registration), and 17-513.4 (Retail Tobacco Store and Retail Electronic Cigarette Store Verification) to Chapter 5. These changes to the Smoke-Free Air Act took effect on April 29, 2014. The local law prohibits the use of electronic cigarettes in all locations where smoking is currently prohibited and requires establishments to post signage informing customers of these new restrictions. Local Law 152 also requires both retail tobacco stores and retail electronic cigarette stores to register with the Department of Health and Mental Hygiene ("DOHMH"), and grants the Department authority to establish a system for verifying the total annual gross sales of retail tobacco stores and retail electronic cigarette stores to determine their eligibility for certain smoking and electronic cigarette use exemptions.

The Department is proposing to amend Chapter 10 of Title 24 of the Rules of the City of New York (RCNY) to reflect the amendments to the Smoke-Free Air Act in Local Law 152, and repeal provisions of Chapter 10 that are no longer applicable due to these amendments to the Smoke-Free Air Act. The amendments proposed here will also clarify certain provisions in Chapter 10 to facilitate compliance with, and enforcement of, the Smoke-Free Air Act. These proposed amendments, together with the provisions of Chapter 5 of Title 17 of the Administrative Code, affect the use of electronic cigarrettes in enclosed areas in public places and in places of employment in New York City.

The proposed amendments:

- Specify the locations where electronic cigarette use is prohibited;
- Specify the content of the signage required in locations where electronic cigarette use is prohibited;
- Describe the registration requirements for retail tobacco stores and retail electronic cigarette stores; and
- Repeal obsolete provisions of the Department's Rules related to separate smoking rooms in bars and owner operated bars that have been repealed in the Smoke-Free Air Act.

DOHMH's authority to promulgate these rules is found in section 1043 of the New York City Charter and sections 17-503, 17-504, 17-5

 $505,\,17\text{-}506(a),\,17\text{-}513,\,17\text{-}513.3$ and 17-513.4 of the New York City Administrative Code.

New material is underlined

[Deleted material is in brackets]

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

Section 1. The heading and list of sections of Chapter 10 of Title 24 of the Rules of the City of New York is amended to read as follows:

CHAPTER 10

SMOKING AND THE USE OF ELECTRONIC CIGARETTES UNDER THE NEW YORK CITY SMOKE-FREE AIR ACT

- §10-01. Definitions and Construction of Words and Terms.
- §10-02. Smoking, and Using Electronic Cigarettes, Prohibited.
- §10-03. Smoking, and Using Electronic Cigarettes, Not Regulated.
- §10-04. Tobacco, and Electronic Cigarette, Promotion Public Events.
- §10-05. Enclosed Rooms for Patients of Certain Residential Health Care Facilities and Day Treatment Programs.

[§10-06. Owner Operated Bars.]

§10-07. Tobacco Bars.

§10-08. Membership Associations.

[§10-09. Separate Smoking Room in Bars.]

§10-10. Outdoor Dining Areas.

§10-11. Ashtrays.

§10-12. Signs.

§10-13. Enforcement.

§10-14. Construction.

§10-15. Waiver of State Law.

[Appendix A. Specifications for Separate Smoking Rooms.]

§10-16. Retail Tobacco Stores.

§10-17. Retail Electronic Cigarette Stores.

- §2. Subdivision (n) of section 10-01 of Chapter 10 of Title 24 of the Rules of the City of New York is amended to read as follows:
- (n) **Outdoor dining area.** "Outdoor dining area" shall mean any patio, courtyard, sidewalk cafe, backyard, rooftop or terrace, or other outdoor area of a restaurant [where food or drink is served], with or without seating, that is designated for the consumption or service of food or drink.
- § 3. Subdivisions (o) and (t) of section 10-01 of Chapter 10 of Title 24 of the Rules of the City of New York, subdivision (o) defining "Owner operated bar" and subdivision (t) defining "separate smoking room," are REPEALED,
- \S 4. Section 10-01 of Chapter 10 of Title 24 of the Rules of the City of New York is amended to add new subdivisions (w), (x), (y), and (z) to read as follows:
- (w) **Electronic cigarette.** "Electronic cigarette" has the meaning described in §17-502(qq) of the Act.
- (x) Restaurant. "Restaurant" has the meaning described in §17- 502(r) of the Act.
- (y) **Retail tobacco store.** "Retail tobacco store" has the meaning described in §17-502(u) of the Act.
- (z) **Retail electronic cigarette store.** "Retail electronic cigarette store" has the meaning described in §17-502(rr) of the Act.
- \S 5. The heading and subdivision (a) of section 10-02 of Chapter 10 of Title 24 of the Rules of the City of New York are amended to read as follows:

§10-02 Smoking, and Using Electronic Cigarettes, Prohibited.

(a) Except as otherwise specifically provided in the Act, in these rules, or in other applicable law, smoking shall be prohibited in all indoor areas of all public places and places of employment, and certain outdoor areas in accordance with §\$17-503(a) and 17-504 of the Act, and other applicable law, and all enclosed areas regulated by the State law, the Act and these rules, including areas which have any full or partial overhead ceiling, roof or other covering. Except as otherwise specifically provided in the Act, in these rules, or in other applicable law, using electronic cigarettes shall be prohibited in all indoor areas of all public places and places of employment, and certain outdoor

areas in accordance with §§17-503(a) and 17-504 of the Act, and other applicable law, and all enclosed areas regulated by the Act and these rules, including areas that have any full or partial overhead ceiling, roof or other covering.

- \S 6. Subdivision (c) of section 10-02 of Chapter 10 of Title 24 of the Rules of the City of New York, permitting smoking by owners of establishments and certain others when the establishment is closed, is REPEALED.
- \S 7. Section 10-03 of Chapter 10 of Title 24 of the Rules of the City of New York is amended to read as follows:

§10-03 Smoking, and Using Electronic Cigarettes, Not Regulated.

Smoking [is], and using electronic cigarettes, are not regulated in:

- (a) Private residences, provided, however, that smoking [is], and using electronic cigarettes, are prohibited in private residences housing child day care centers, as defined in §17-502(d) of the Act, or health care facilities, in accordance with §17-505 of the Act;
 - (b) Hotel and motel guest rooms;
 - (c) Private automobiles; [and]
- (d) [Retail] Registered retail to bacco stores, as defined in [\$17-502(u) of the Act.] \$10-01(y) of these rules; and
- (e) Registered retail electronic cigarette stores, as defined in 10-01(z) of these rules, provided however, that only the use of electronic cigarettes is not regulated in such stores.
- \S 8. Section 10-04 of Chapter 10 of Title 24 of the Rules of the City of New York is amended to read as follows:

§10-04 Tobacco, and Electronic Cigarette, Promotion Public Events.

Smoking, and using electronic cigarettes, may be permitted in an enclosed room, as defined in $\S10\text{-}01(g)$ of these rules, in a restaurant, bar, cabaret, catering hall, convention hall, hotel or motel conference room, or other such similar facility, where smoking is otherwise prohibited, when the public is invited to attend a specific event held for the primary purpose of promoting and sampling tobacco products or electronic cigarettes, provided that:

- (a) Notice of the public event shall be provided to the Department on forms furnished by the Department. Completed forms shall be received by the Department no later than two (2) weeks prior to the event.
- (i) The Department may charge a fee not to exceed \$100.00 per notice.
- (ii) Signs shall be posted in accordance with \$10-12 of these rules and shall [state] contain one of the following messages:
- (A) "SMOKING PERMITTED AT THIS EVENT. NOTICE OF THIS EVENT HAS BEEN FILED WITH THE NEW YORK CITY DEPARTMENT OF HEALTH AND MENTAL HYGIENE IN ACCORDANCE WITH THE NEW YORK CITY SMOKE-FREE AIR ACT."
- (B) "ELECTRONIC CIGARETTE USE PERMITTED AT THIS EVENT. NOTICE OF THIS EVENT HAS BEEN FILED WITH THE NEW YORK CITY DEPARTMENT OF HEALTH AND MENTAL HYGIENE IN ACCORDANCE WITH THE NEW YORK CITY SMOKEFREE AIR ACT."
- (C) "SMOKING AND ELECTRONIC CIGARETTE USE PERMITTED AT THIS EVENT. NOTICE OF THIS EVENT HAS BEEN FILED WITH THE NEW YORK CITY DEPARTMENT OF HEALTH AND MENTAL HYGIENE IN ACCORDANCE WITH THE NEW YORK CITY SMOKE-FREE AIR ACT."
- (b) Service of food and drink shall be incidental to the promotion and sampling of tobacco products \underline{or} electronic cigarettes.
- (c) If tobacco products are to be distributed at the event for sampling, such distribution shall be in compliance with all laws and rules relating to the distribution of tobacco products, including but not limited to §§17-176[, 17-618] and 20-202 of the Administrative Code and §1399-bb of the Public Health Law.
- (d) (i) No such facility shall be authorized to permit smoking pursuant to this section on more than two (2) days in any calendar year unless such facility has applied for and has been issued a waiver of the State law, in accordance with \$1399-u of the State law and \$10-15 of these rules, allowing such events to be held in any facility on no more than five (5) days in any calendar year.
- (ii) No such facility will be authorized to permit electronic cigarette use on more than five (5) days in any calendar year.
- \S 9. Section 10-05 of Chapter 10 of Title 24 of the Rules of the City of New York is amended to read as follows:

§10-05 Enclosed Rooms for Patients of Certain Residential Health Care Facilities and Day Treatment Programs.

Smoking, and using electronic cigarettes, may be permitted in an enclosed room, as defined in \$10-01(g) of these rules, in certain residential health care facilities offering health related services, as defined in \$17-502(q) and (dd) of the Act, and facilities providing day treatment programs, as defined in \$17-502(cc) of the Act, which [rooms have] room has been designated for smoking, and using electronic cigarettes, by patients, in accordance with the following terms and conditions:

- (a) [Such] Smoking, and electronic cigarette use, rooms shall comply with all applicable Building Code and Fire Code requirements [and],
- (b) Smoking rooms shall have the prior approval of the New York City Fire Department and, on request of any person authorized to enforce the Act, the operator or person in charge of the facility shall make available for inspection the most recent inspection report from the Fire Department showing such approval.
- [(b)] (c) No persons other than patients of such facilities shall be allowed to smoke or use electronic cigarettes in such rooms.
- [(c)] $\underline{(d)}$ Signs shall be posted in accordance with \$10-12 of these rules and shall [state] contain one of the following messages:
- $\underline{\rm (i)}$ "SMOKING PERMITTED. IN ACCORDANCE WITH THE NEW YORK CITY SMOKE-FREE AIR ACT, ONLY PATIENTS OF THIS FACILITY MAY SMOKE IN THIS ROOM."
- (ii) "ELECTRONIC CIGARETTE USE PERMITTED, IN ACCORDANCE WITH THE NEW YORK CITY SMOKE-FREE AIR ACT, ONLY PATIENTS OF THIS FACILITY MAY USE ELECTRONIC CIGARETTES IN THIS ROOM."
- (iii) "SMOKING AND ELECTRONIC CIGARETTE USE PERMITTED. IN ACCORDANCE WITH THE NEW YORK CITY SMOKE-FREE AIR ACT, ONLY PATIENTS OF THIS FACILITY MAY SMOKE OR USE ELECTRONIC CIGARETTES IN THIS ROOM."
- [(d)] (e) In addition, operators of residential health care facilities defined in $\S17\text{-}502(q)$ of the Act, which are prohibited by the State law from allowing smoking on premises under their management or control, may apply to the Department for a waiver of the State law pursuant to $\S10\text{-}15$ of these rules. If a waiver of the State law is granted, such rooms shall be constructed and operated in accordance with [subsections] subdivisions (a), (b), [and] (c), and (d) of this section.
- \S 10. Section 10-06 of Chapter 10 of Title 24 of the Rules of the City of New York, related to smoking in owner operated bars, is REPEALED.
- \S 11. Section 10-09 of Chapter 10 of Title 24 of the Rules of the City of New York, related to separate smoking rooms in bars, is REPEALED.
- § 12. Section 10-10 of Chapter 10 in Title 24 of the Rules of the City of New York is amended to read as follows:

§10-10 Outdoor Dining Areas.

Smoking, and using electronic cigarettes, may be allowed in [a] contiguous "outdoor dining [area] areas," [as defined in] pursuant to \$17-503(c) of the Act and as defined in \$10-01 of these rules provided that each such area:

- (a) Represents a separate and discrete area of a restaurant, as defined in §17-502(r) of the Act, in which all tables [and] and/or chairs in the outdoor smoking and electronic cigarette use area are located three (3) or more feet apart from all tables [and] and/or chairs in the indoor and outdoor non-smoking and non-electronic cigarettes use areas, measured from the closest leading edges of all tables in the non-smoking and non-electronic cigarette use areas to the closest leading edges of all tables in the area where smoking, and using electronic cigarettes, is permitted and seating, if provided, is arranged so that no chairs in the smoking and electronic cigarette use area may be deliberately or inadvertently placed within the three (3) foot separation area;
- (b) Constitutes no more than twenty-five (25) percent of the total outdoor seating or standing capacity of [the establishment] each outdoor area designated for food or drink consumption;
- (c) Has no roof, ceiling, overhead structure, or other overhang as defined in §10-01 of these rules which either fully or partially covers any part of [the] <u>an</u> outdoor dining area where smoking, <u>and using electronic cigarettes</u>, is permitted; and
- (d) Is clearly designated by signage as an area where smoking, and using electronic cigarettes, is permitted.
- (e) Staff of the establishment shall ask patrons and prospective patrons, prior to seating, whether they prefer seating in a smoking <u>and</u> electronic cigarette use, or no-smoking and no electronic cigarette use, part of [the] an outdoor dining area, or in an area where smoking is not permitted but electronic cigarette use is permitted, if the restaurant has established such an area.
- \S 13. Section 10-12 of Chapter 10 in Title 24 of the Rules of the City of New York is amended to read as follows:

§10-12 Signs.

- (a) "NO SMOKING" and "NO ELECTRONIC CIGARETTE USE" signs or "NO SMOKING OR ELECTRONIC CIGARETTE USE" signs indicating that smoking [is], and using electronic cigarettes, are prohibited shall be conspicuously posted so that they are clearly visible in lobbies and other appropriate locations of buildings and structures where smoking [is], and using electronic cigarettes, are prohibited by the Act and these rules.
- (b) "SMOKING PERMITTED" or "ELECTRONIC CIGARETTE USE PERMITTED" signs or "SMOKING AND ELECTRONIC CIGARETTE USE PERMITTED" signs shall be posted outside the entrances to and within [separate smoking rooms and] enclosed rooms for smoking and electronic cigarette use. Such signs shall also be posted within [registered tobacco bars, registered owner operated bars, registered membership associations and] tobacco and electronic cigarette promotion public events, as defined in the Act and these rules. "SMOKING PERMITTED" signs must also be posted within registered tobacco bars and registered membership associations, as defined in the Act and these rules.
- (c) All signs required to be posted pursuant to the $\mbox{\it Act}$ shall conform to the following specifications:
- (i) Lettering and symbols shall be at least one-half $(\underline{1/2})$ inch in height and shall be color contrasted so that all information is clear, conspicuous, and easily readable.
- (ii) The size of lettering or symbols on "SMOKING PERMITTED" and "ELECTRONIC CIGARETTE USE PERMITTED" and "SMOKING AND ELECTRONIC CIGARETTE USE PERMITTED" signs shall not exceed the size of lettering or symbols on "NO SMOKING" and "NO ELECTRONIC CIGARETTE USE" and "NO SMOKING OR USING ELECTRONIC CIGARETTES" signs in the same establishment.
 - (iii) Signs shall be printed on durable material.
- (iv) Wording and symbols listed below are Department-approved. However, except for the Warning set forth in [(c)(iv)D] subparagraph (c) $\underline{(iv)(D)}$ of this section, other similar wording may be used.
 - (A) No smoking signs:
 - (1) International symbol or
 - (2) "NO SMOKING"
- (B) Smoking permitted sign, including the warning in $\underline{subparagraph}$ (D) [below] of this paragraph:
 - (1) "SMOKING PERMITTED IN THIS ROOM" or
 - (2) "SMOKING PERMITTED"
- (C) No smoking except in enclosed [or separate smoking] room <u>for smoking</u> sign, to be posted within establishments where smoking is permitted by the Act and these rules:
 - "NO SMOKING EXCEPT IN ENCLOSED ROOM" [or
 - "NO SMOKING EXCEPT IN SEPARATE SMOKING ROOM"]
- (D) All "SMOKING PERMITTED" and "SMOKING AND ELECTRONIC CIGARETTE USE PERMITTED" signs shall include the following warning: "WARNING: TOBACCO SMOKE CAUSES CANCER, HEART DISEASE, AND LUNG DISEASE, AND CAN HARM YOUR BABY."
 - (E) No electronic cigarette use signs:
 - "NO ELECTRONIC CIGARETTE USE"
 - (F) Electronic cigarette use permitted sign:
 - (1) "ELECTRONIC CIGARETTE USE PERMITTED IN THIS ROOM" or
 - (2) "ELECTRONIC CIGARETTE USE PERMITTED" or
 - (G) No using electronic cigarettes except in enclosed room for electronic cigarette use sign, to be posted within establishments where electronic cigarette use is permitted by the Act and these rules:
 - "NO ELECTRONIC CIGARETTE USE EXCEPT IN ENCLOSED ROOM"
 - (H) No smoking and electronic cigarette use signs:
 - "NO SMOKING OR ELECTRONIC CIGARETTE USE"
 - (I) Smoking and electronic cigarette use permitted signs, including the warning in subparagraph (D) of this paragraph:
 - (1) "SMOKING AND ELECTRONIC CIGARETTE USE PERMITTED IN THIS ROOM" or
 - (2) "SMOKING AND ELECTRONIC CIGARETTE USE PERMITTED"
 - (J) No smoking and using electronic cigarettes except in enclosed room for smoking and electronic cigarette use sign, to be posted

- within establishments where smoking and electronic cigarette use is permitted by the Act and these rules:
- "NO SMOKING OR USING ELECTRONIC CIGARETTES EXCEPT IN ENCLOSED ROOM"
- (d) Signs shall not be required to be posted in areas not regulated by the Act [aor] <u>or</u> these rules.
- § 14. Subdivisions (b) and (e) of section 10-13 of Chapter 10 of Title 24 of the Rules of the City of New York are amended to read as follows:
- (b) [On or before June 30, 2003, every] <u>Every</u> employer shall establish and/or update a written smoking policy that conforms with the Act and these rules. <u>Every employer must establish and/or update a written electronic cigarette use policy that conforms with the Act and these rules.</u>
- (e) Where the Commissioner has issued a license or permit pursuant to Articles 5 and 81 of the Health Code, he or she may suspend or revoke such permit for such reasons as she or he determines is sufficient grounds for suspension or revocation, in accordance with §5.17(b) of the Health Code. Such reasons may include, but not be limited to, willful [and] or continuous violations of the Smoke-Free Air Act and these rules.
- \S 15. Subdivision (a) of section 10-14 of Chapter 10 of Title 24 of the Rules of the City of New York is amended to read as follows:
- (a) The provisions of these rules shall not be interpreted or construed to permit smoking <u>or electronic cigarette use</u> where it is prohibited or otherwise restricted by other applicable laws, rules or regulations.
- \S 16. Appendix A of Chapter 10 of Title 24 of the Rules of the City of New York, related to specifications for separate smoking rooms, is REPEALED.
- § 17. Chapter 10 of Title 24 of the Rules of the City of New York is amended to add a new section 10-16 to read as follows:

§10-16 Retail Tobacco Store Registration.

- (a) Smoking, and using electronic cigarettes, are permitted in retail tobacco stores that have registered with the Department in accordance with the following terms and conditions.
- (i) Applications to register must be submitted annually on paper or electronically in a form approved or provided by the Department. Applications must include:
 - (A) the name and address of the store;
- $\underline{\text{(B) name, address, phone number and email address of the store's }}_{\text{owner; and}}$
- (C) an affirmation from the store's owner that on-site tobacco product sales generate more than fifty (50) percent of the store's total annual gross sales, or, for stores that have been in operation for less than one (1) year, that based on the store's inventory and business plan, tobacco sales will likely generate more than fifty (50) percent of the store's total annual gross sales.
- (ii) Applicants must submit to the Department, within five (5) days of demand, supporting documentation, including but not limited to:
- (A) a current retail license to sell cigarettes issued by the Department of Consumer Affairs pursuant to §20-202 of the Administrative Code;
- (B) copies of tax returns filed with the local, state and federal governments:
- (C) reports or other documents that demonstrate compliance with all applicable federal, State and local laws governing the taxation, sale and distribution of tobacco products; and
- (D) documentation, including sales records, internal accounting reports, or analyses of inventory, sales and wholesale purchases, demonstrating that more than fifty (50) percent of the store's total gross annual income was derived from the on-site sale of tobacco products.
- (b) Registered retail tobacco stores must update their application to reflect any change in the information entered on the application for registration no later than ten (10) business days after any such change.
- (c) Registered retail tobacco stores must maintain written or electronic records of inventory, annual sales and purchases, for each product offered for sale, and submit such records to the Department within five (5) days of a demand for such records. The Department may review such records to verify the total annual gross sales of registered retail tobacco stores.
- (d) Maintaining a retail tobacco store registration while failing to derive more than fifty (50) percent of total gross annual income from the on-site sale of tobacco products is a violation of these rules and grounds for revocation of the store's registration.
- § 18. Chapter 10 of Title 24 of the Rules of the City of New York is amended to add a new section 10-17 to read as follows:

§10-17 Retail Electronic Cigarette Store Registration.

- (a) Electronic cigarette use is permitted in retail electronic cigarette stores that have registered with the Department in accordance with the following terms and conditions.
- (i) Applications to register must be submitted annually on paper or electronically and in a form approved or provided by the Department. Applications must include:
 - (A) the name and address of the store;
- (B) the name, address, phone number and email address of the store's owner; and
- (C) an affirmation from the store's owner that on-site electronic cigarette sales generate more than fifty (50) percent of the store's total annual gross sales, or, for stores that have been in operation for less than one (1) year, that based on the store's inventory and business plan, electronic cigarette sales will likely generate more than fifty (50) percent of the store's total annual gross sales.
- (ii) Applicants must submit to the Department, within five (5) days of demand, supporting documentation, including but not limited to:
- (\underline{A}) copies of tax returns filed with the local, state and federal governments; and
- (B) documentation, including sales records, internal accounting reports, or analyses of inventory, sales and wholesale purchases, demonstrating that more than fifty (50) percent of the store's total gross annual income was derived from the on-site sale of electronic cigarettes.
- (b) Registered retail electronic cigarette stores must update their application to reflect any change in the information entered on the application for registration no later than ten (10) business days after any such change.
- (c) Registered retail electronic cigarette stores must maintain written or electronic records of inventory, annual sales and purchases, for each product offered for sale, and submit such records to the Department within five (5) days of a demand for such records. The Department may review such records to verify the total annual gross sales of registered retail electronic cigarette stores.
- (d) Maintaining a retail electronic cigarette store registration while failing to derive more than fifty (50) percent of total gross annual income from the on-site sale of electronic cigarettes is a violation of these rules and grounds for revocation of the store's registration.

NEW YORK CITY LAW DEPARTMENT DIVISION OF LEGAL COUNSEL 100 CHURCH STREET NEW YORK, NY 10007 212-356-4028

CERTIFICATION PURSUANT TO CHARTER §1043(d)

RULE TITLE: Use of Electronic Cigarettes REFERENCE NUMBER: 2014 RG 043

RULEMAKING AGENCY: Department of Health and Mental Hygiene

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

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

/s/ STEVEN GOULDEN
Acting Corporation Counsel

Date: August 1, 2014

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

CERTIFICATION / ANALYSIS PURSUANT TO CHARTER SECTION 1043(d)

RULE TITLE: Smoke-Free Air Act and E-Cigarettes
REFERENCE NUMBER: DOHMH-44
RULEMAKING AGENCY: Department of Health and Mental Hygiene

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

(i) Is understandable and written in plain language for the

- discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because the requirement for a cure period is mitigated by the extensive notice, outreach, and guidance on compliance to the regulated individuals and communities and because a cure period would present a substantial risk to public health.

<u>/s/ Amy Bishop</u> Mayor's Office of Operations <u>August 1, 2014</u> Date

◆ a12

SPECIAL MATERIALS

HOUSING PRESERVATION AND DEVELOPMENT

■ NOTICE

REQUEST FOR COMMENT REGARDING AN APPLICATION FOR A CERTIFICATION OF NO HARASSMENT

Notice Date: August 11, 2014

To: Occupants, Former Occupants, and Other Interested Parties

Property: Address	Application #	Inquiry Period
2012 Broadway, Manhattan a/k/a 140 West 69 th Street	80/14	July 7, 2011 to Present
138 West 46 th Street, Manhattan	82/14	July 15, 2011 to Present
139 West 136 th Street, Manhattan	87/14	July 21, 2011 to Present
$422~{ m West}~160^{ m th}~{ m Street},$ Manhattan	88/14	July 22, 2011 to Present
$235~\mathrm{West}~131^{\mathrm{st}}~\mathrm{Street},$ Manhattan	90/14	July 29, 2011 to Present
2062 Morris Avenue, Bronx	83/14	July 15, 2011 to Present
1057 Southern Boulevard, Bronx	84/14	July 15, 2011 to Present
928 St. Marks Avenue, Brooklyn	78/14	July 3, 2011 to Present
184 Hart Street, Brooklyn	79/14	July 3, 2011 to Present
152 Henry Street, Brooklyn	81/14	July 11, 2011 to Present
589 7 th Street, Brooklyn	85/14	July 17, 2011 to Present

Authority: SRO, Administrative Code §27-2093

Before the Department of Buildings can issue a permit for the alteration or demolition of a single room occupancy multiple dwelling, the owner must obtain a "Certification of No Harassment" from the Department of Housing Preservation and Development ("HPD") stating that there has not been harassment of the building's lawful occupants during a specified time period. Harassment is conduct by an owner that is intended to cause, or does cause, residents to leave or otherwise surrender any of their legal occupancy rights. It can include, but is not limited to, failure to provide essential services (such as heat, water, gas, or electricity), illegally locking out building residents, starting frivolous lawsuits, and using threats or physical force.

The owner of the building identified above has applied for a Certification of No Harassment. If you have any comments or evidence of harassment at this building, please notify HPD at CONH Unit, 100 Gold Street, 6th Floor, New York, NY 10038 by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement, please call (212) 863-5277 or (212) 863-8211

CHANGES IN PERSONNEL

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