



THE CITY RECORD

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THE CITY RECORD

BILL DE BLASIO

Mayor

LISETTE CAMILO

Commissioner, Department of Citywide Administrative Services

ELI BLACHMAN

Editor, The City Record

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOARD MEETINGS

MEETING

City Planning Commission

Meets in Spector Hall, 22 Reade Street, New York, NY 10007, twice monthly on Wednesday, at 10:00 A.M., unless otherwise ordered by the Commission.



City Council

Meets by Charter twice a month in Councilman's Chamber, City Hall, Manhattan, NY 10007, at 1:30 P.M.

Contract Awards Public Hearing

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, weekly, on Thursday, commencing 10:00 A.M., and other days, times and location as warranted.

Civilian Complaint Review Board

Generally meets at 10:00 A.M. on the second Wednesday of each month at 40 Rector Street, 2nd Floor, New York, NY 10006. Visit <http://www.nyc.gov/html/ccrb/html/meeting.html> for additional information and scheduling changes.

Design Commission

Meets at City Hall, Third Floor, New York, NY 10007. For meeting schedule, please visit nyc.gov/designcommission or call (212) 788-3071.

Department of Education

Meets in the Hall of the Board for a monthly business meeting on the Third Wednesday, of each month at 6:00 P.M. The Annual Meeting is held on the first Tuesday of July at 10:00 A.M.

Board of Elections

32 Broadway, 7th Floor, New York, NY 10004, on Tuesday, at 1:30 P.M. and at the call of the Commissioner.

Environmental Control Board

Meets at 100 Church Street, 12th Floor, Training Room #143, New York, NY 10007 at 9:15 A.M. once a month at the call of the Chairman.

Board of Health

Meets at Gotham Center, 42-09 28th Street, Long Island City, NY 11101, at 10:00 A.M., quarterly or at the call of the Chairman.

Health Insurance Board

Meets in Room 530, Municipal Building, Manhattan, NY 10007, at the call of the Chairman.

Board of Higher Education

Meets at 535 East 80th Street, Manhattan, NY 10021, at 5:30 P.M., on fourth Monday in January, February, March, April, June, September, October, November and December. Annual meeting held on fourth Monday in May.

Citywide Administrative Services

Division of Citywide Personnel Services will hold hearings as needed in Room 2203, 2 Washington Street, New York, NY 10004.

Commission on Human Rights

Meets on 10th Floor in the Commission's Central Office, 40 Rector Street, New York, NY 10006, on the fourth Wednesday of each month, at 8:00 A.M.

In Rem Foreclosure Release Board

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, Monthly on Tuesdays, commencing 10:00 A.M., and other days, times and location as warranted.

Franchise and Concession Review Committee

Meets in Spector Hall, 22 Reade Street, Main Floor, and other days, times and location as warranted.

Real Property Acquisition and Disposition

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, bi-weekly, on Wednesdays, commencing 10:00 A.M., and other days, times and location as warranted.

Landmarks Preservation Commission

Meets in the Hearing Room, Municipal Building, 9th Floor North, 1 Centre Street in Manhattan on approximately three Tuesday's each month, commencing at 9:30 A.M. unless otherwise noticed by the Commission. For current meeting dates, times and agendas, please visit our website at www.nyc.gov/landmarks.

Employees' Retirement System

Meets in the Boardroom, 22nd Floor, 335 Adams Street, Brooklyn, NY 11201, at 9:30 A.M., on the third Thursday of each month, at the call of the Chairman.

Housing Authority

Board Meetings of the New York City Housing Authority are scheduled for the last Wednesday of each month (except August) at 10:00 A.M. in the Board Room on the 12th Floor of 250 Broadway, New York, NY 10007 (unless otherwise noted). Any changes to the schedule will be posted here and on NYCHA's website at http://www.nyc.gov/html/nycha/html/about/boardmeeting_schedule.shtml to the extent practicable at a reasonable time before the meeting. For additional information, please visit NYCHA's website or contact (212) 306-6088.

Parole Commission

Meets at its office, 100 Centre Street, Manhattan, NY 10013, on Thursday, at 10:30 A.M.

Board of Revision of Awards

Meets in Room 603, Municipal Building, Manhattan, NY 10007, at the call of the Chairman.

Board of Standards and Appeals

Meets at 40 Rector Street, 6th Floor, Hearing Room "E" on Tuesdays at 10:00 A.M. Review Sessions begin at 9:30 A.M. and are customarily held on Mondays preceding a Tuesday public hearing in the BSA conference room on the 9th Floor of 40 Rector Street. For changes in the schedule, or additional information, please call the Application Desk at (212) 513-4670 or consult the bulletin board at the Board's Offices, at 40 Rector Street, 9th Floor.

Tax Commission

Meets in Room 936, Municipal Building, Manhattan, NY 10007, each month at the call of the President. Manhattan, monthly on Wednesdays, commencing 2:30 P.M.

BOROUGH PRESIDENT - BROOKLYN

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that Brooklyn Borough President Eric L. Adams, will hold a meeting of the Brooklyn Borough Board in the Community Room of Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, NY 11201, commencing at 6:00 P.M. on July 10, 2018.

The Borough Board meeting agenda, will include a public hearing on the following:

The M1 Hotel text amendment (180349 ZRY) would introduce a Special Permit under the jurisdiction of the City Planning Commission (CPC) for new hotels, motels, tourist cabins, and boatels in Light Manufacturing (M1) districts Citywide, in order to ensure that hotels are built on appropriate sites and provide for a balanced mix of jobs and uses in such areas. The CPC Special Permit would be required for transient hotels in the affected M1 districts. The proposed text amendment would apply to all M1 districts excluding MX (paired manufacturing/residential) districts, as well as M1 districts that include or are adjacent to airport property. M1 districts with existing hotel Special Permit provisions would be excluded. Furthermore, existing hotels within M1 districts with permits issued by the New York City Department of Buildings (DOB) on or before April 23, 2018, would be permitted to continue development as long they complete construction and obtain a Certificate of Occupancy no later than three years after the proposed action is adopted. A Special Permit would not be required for transient hotels, operated for a public purpose by the City or State of New York, or a non-governmental entity, pursuant to an active contract or other written agreement with an agency thereof, specifying a public purpose.

Accessibility questions: Inna Guzenfeld (718) 802-3754, iguzenfeld@brooklynbp.nyc.gov, by: Tuesday, July 3, 2018, 12:00 P.M.



• jy2-10

CITY PLANNING COMMISSION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that resolutions have been adopted by the City Planning Commission, scheduling a public hearing on the following matters to be held at NYC City Planning Commission Hearing Room, Lower Concourse, 120 Broadway, New York, NY, on Wednesday, July 11, 2018 at 10:00 A.M.

**BOROUGH OF BROOKLYN
Nos. 1 & 2
57 CATON PLACE REZONING
No. 1**

CD 7 **C 170213 ZMK**
IN THE MATTER OF an application submitted by 57 Caton Partners, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 16d:

1. changing from a C8-2 District to an R7A District property bounded by Ocean Parkway, a line 150 feet northeasterly of East 8th Street, Caton Place, a line 50 feet northeasterly of East 8th Street, the southeasterly boundary line of a park and its southwesterly prolongation, and East 8th Street; and
2. establishing within the proposed R7A District a C2-4 District bounded by Ocean Parkway, a line 150 feet northeasterly of East 8th Street, Caton Place, and a line 50 feet northeasterly of East 8th Street;

as shown on a diagram (for illustrative purposes only) dated March 12, 2018, and subject to the conditions of the CEQR Declaration E-461.

No. 2

CD 7 **N 170214 ZRK**
IN THE MATTER OF an application submitted by 57 Caton Partners, LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F, and related sections in Article XI, Chapter 3, for the purpose of establishing a Mandatory Inclusionary Housing area.

Matter underlined is new, to be added;
Matter ~~struck out~~ is to be deleted;
Matter within # # is defined in Section 12-10;
* * * indicates where unchanged text appears in the Zoning Resolution

**ARTICLE XI
SPECIAL PURPOSE DISTRICTS**

**Chapter 3
Special Ocean Parkway District**

* * *

**113-00
GENERAL PURPOSES**

* * *

**113-01
General Provisions**

In harmony with the general purposes of the #Special Ocean Parkway District# and in accordance with the provisions of this Chapter, certain specified regulations of the districts on which the #Special Ocean Parkway District# is superimposed are made inapplicable and special regulations are substituted therefor. Except as modified by the express provisions of the Special District, the regulations of the underlying districts remain in force.

In #flood zones#, in the event of a conflict between the provisions of this Chapter and the provisions of Article VI, Chapter 4 (Special Regulations Applying in Flood Hazard Areas), the provisions of Article VI, Chapter 4, shall control.

For the purpose of applying the Inclusionary Housing Program provisions set forth in Sections 23-154 and 23-90, inclusive, #Mandatory Inclusionary Housing areas# within the #Special Ocean Parkway District# are shown on the maps in APPENDIX F of this Resolution.

The Subdistrict of the #Special Ocean Parkway District# is identified in Appendix A of this Chapter. In addition to the requirements of Sections 113-10 through 113-40, inclusive, the special regulations set forth in Sections 113-50 through 113-57, inclusive, shall apply to the Subdistrict.

* * *

113-10
SPECIAL BULK REGULATIONS

The bulk regulations of the underlying districts shall apply, except as superseded, supplemented or modified by the provisions of this Section, inclusive.

* * *

APPENDIX F
Inclusionary Housing Designated Areas and Mandatory
Inclusionary Housing Areas

* * *

BROOKLYN

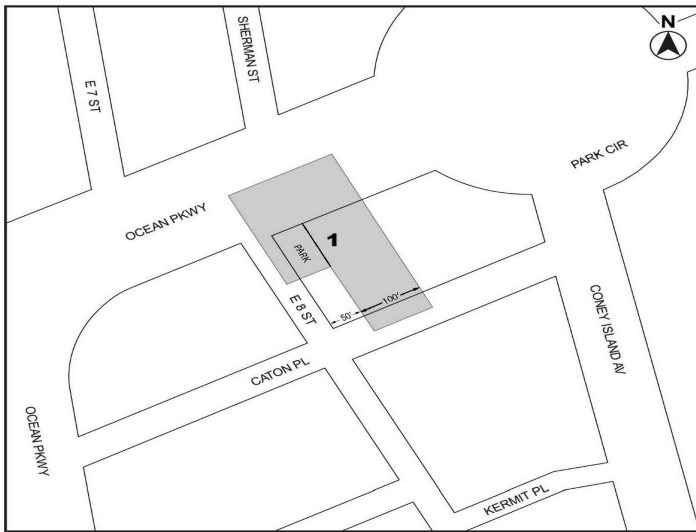
* * *

Brooklyn Community District 7

* * *

Map 3 – [date of adoption]

[PROPOSED MAP]



Mandatory Inclusionary Housing area see Section 23-154(d)(3)

Area 1 [date of adoption] — MIH Program Option 1
Portion of Community District 7, Brooklyn

* * *

Nos. 3 & 4
1881-1883 McDONALD AVENUE REZONING
No. 3

CD 15 C 180029 ZMK
IN THE MATTER OF an application submitted by Quentin Plaza, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 22d:

- 1. changing from an R5 District to an R7A District property bounded by a line 100 feet northerly of Quentin Road, a line midway between McDonald Avenue and East 2nd Street, a line 155 feet southerly of Quentin Road and McDonald Avenue; and
- 2. establishing within the proposed R7A District a C2-4 District bounded by a line 100 feet northerly of Quentin Road, a line midway between McDonald Avenue and East 2nd Street, a line 155 feet southerly of Quentin Road and McDonald Avenue;

as shown on a diagram (for illustrative purposes only), dated April 9, 2018, and subject to the conditions of CEQR Declaration E-474.

No. 4

CD 15 N 180030 ZRK
IN THE MATTER OF an application submitted by Quentin Plaza, LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area.

Matter underlined is new, to be added;
Matter ~~struck out~~ is to be deleted;
Matter within # # is defined in Section 12-10;
* * * indicates where unchanged text appears in the Zoning Resolution.

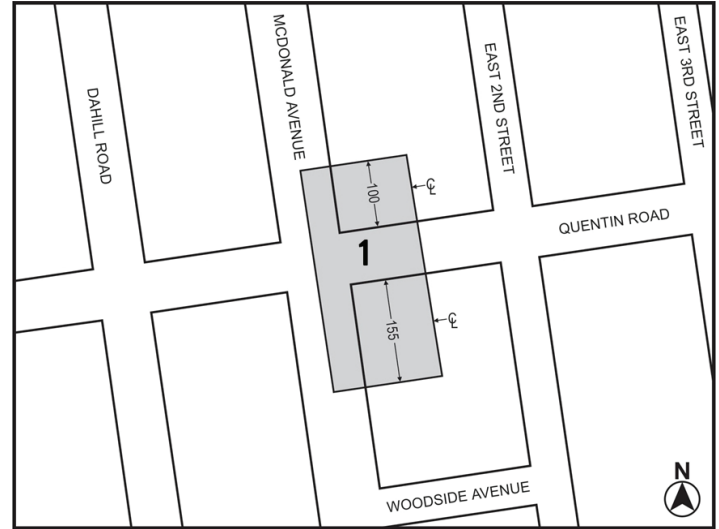
* * *

APPENDIX F
Inclusionary Housing Designated Areas and Mandatory
Inclusionary Housing Areas

* * *

BROOKLYN

* * *



Brooklyn Community District 15

Map 1 - [date of adoption]

[PROPOSED MAP]

Mandatory Inclusionary Housing Program Area see
Section 23-154(d)(3)

Area 1 [date of adoption] — MIH Program Option 1 and Option 2
Portion of Community District 15, Brooklyn

* * *

BOROUGH OF MANHATTAN
Nos. 5, 6 & 7
27 EAST 4TH STREET
No. 5

CD 2 N 170115 ZRM
IN THE MATTER OF an application submitted by Kalodop II Park Corp., pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Section 74-712 (Developments in Historic Districts), concerning special permits within the NoHo Historic District Extension.

Matter underlined is new, to be added;
Matter ~~struck out~~ is to be deleted;
Matter within # # is defined in Section 12-10; and
*** indicates where unchanged text appears in the Zoning Resolution.

ARTICLE VII - ADMINISTRATION

Chapter 4
Special Permits by the City Planning Commission

74-71
Landmark Preservation

74-712
Developments in Historic Districts

Within Historic Districts designated by the Landmarks Preservation Commission, the City Planning Commission may grant a special permit, in accordance with the following provisions:

- (a) In M1-5A and M1-5B Districts, on a #zoning lot# that, as of December 15, 2003, is vacant, is #land with minor improvements#, or has not more than 40 percent of the #lot area# occupied by existing #buildings# or is improved with a one-story #building# within the NoHo Historic District Extension, the Commission may modify #use# regulations to permit #residential development# and, below the floor level of the second #story# of any #development#, #uses# permitted under Sections 32-14 (Use Group 5) and 32-15 (Use Group 6), provided:

- (1) the #use# modifications shall meet the following conditions, that:

- (i) #residential development# complies with the requirements of Sections 23-47 (Minimum Required Rear Yards) and 23-86 (Minimum Distance Between Legally Required Windows and Walls or Lot Lines) pertaining to R8 Districts;
 - (ii) total #floor area ratio# on the #zoning lot# shall be limited to 5.0;
 - (iii) the minimum #floor area# of each #dwelling unit# permitted by this Section shall be 1,200 square feet;
 - (iv) all #signs# for #residential# or #commercial uses# permitted by this Section shall conform to the applicable regulations of Section 32-60 (SIGN REGULATIONS) pertaining to C2 Districts; and
 - (v) eating and drinking establishments of any size, as set forth in Use Groups 6A and 12A, are not permitted; and
- (2) the Commission shall find that such #use# modifications:
- (i) have minimal adverse effects on the conforming #uses# in the surrounding area;
 - (ii) are compatible with the character of the surrounding area; and
 - (iii) for modifications that permit #residential use#, result in a #development# that is compatible with the scale of the surrounding area.
- (b) In all districts, the Commission may modify #bulk# regulations, except #floor area ratio# regulations, for any #development# on a #zoning lot# that is vacant or is #land with minor improvements#, and in M1-5A and M1-5B Districts, the Commission may make such modifications for #zoning lots# where not more than 40 percent of the #lot area# is occupied by existing #buildings#, or where a #development# on a #zoning lot# is improved with a one-story #building# within the NoHo Historic District Extension, as of December 15, 2003, provided the Commission finds that such #bulk# modifications:
- (1) shall not adversely affect structures or #open space# in the vicinity in terms of scale, location and access to light and air; and
 - (2) relate harmoniously to #buildings# in the Historic District as evidenced by a Certificate of Appropriateness or other permit from the Landmarks Preservation Commission.

The City Planning Commission may prescribe appropriate additional conditions and safeguards in order to enhance the character of the #development# and to minimize adverse effects on the character of the surrounding area.

* * *

No. 6

CD 2 C 170116 ZSM

IN THE MATTER OF an application submitted by Kalodop II Park Corporation, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-712(a)* of the Zoning Resolution to modify the use regulations of Section 42-14(D)(2)(b) to allow Use Group 5 uses (transient hotel and accessory uses) and Use Group 6 uses (retail and office uses) below the floor level of the second story of a proposed 8-story commercial building on a zoning lot that, as of December 15, 2003, is improved with a one-story building, on property located at 27 East 4th Street (Block 544, Lot 72), in an M1-5B District, within the NoHo Historic District Extension.

*Note: A zoning text amendment is proposed to modify Section 74-712 of the Zoning Resolution under a concurrent related application (N 170115 ZRM).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 7

CD 2 C 170117 ZSM

IN THE MATTER OF an application submitted by Kalodop II Park Corporation, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-712(b)* of the Zoning Resolution to modify the height and setback requirements of Section 43-43 (Maximum Height of Front Wall and Required Front Setbacks) to facilitate the development of a 8-story commercial building on a zoning lot that, as of December 15, 2003, is improved with a one-story building, on property, located at 27 East 4th Street (Block 544, Lot 72), in an M1-5B District, within the NoHo Historic District Extension.

*Note: A zoning text amendment is proposed to modify Section 74-712 of the Zoning Resolution under a concurrent related application (N 170115 ZRM).

Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31st Floor, New York, NY 10271-0001.

**No. 8
CENTRAL HARLEM WEST 130TH-132ND STREET HISTORIC DISTRICT**

CD 10 N 180372 HKM

IN THE MATTER OF a communication dated June 8, 2018, from the Executive Director of the Landmarks Preservation Commission regarding the Central Harlem West 130th-132nd Street Historic District, designated by the Landmarks Preservation Commission on May 29, 2018 (Designation List No. 507/LP-2607), which consists of the properties bounded by a line beginning on the southern curbline of West 130th Street at a point on a line extending northerly from the eastern property line of 102 West 130th Street, then extending southerly along the eastern property line of 102 West 130th, westerly along the southern property lines of 102 West 130th Street to 170 West 130th Street, then northerly along the western property line of 170 West 130th Street to the southern curbline of West 130th Street, then easterly along the southern curbline of West 130th Street to a point on a line extending southerly from the western property line of 147 West 130th Street, then northerly along the western property line of 147 West 130th Street, then westerly along the southern property lines of 148 West 131st Street to 156 West 131st Street, then northerly along the western property line of 156 West 131st Street to the southern curbline of West 131st Street, then easterly along the southern curbline of West 131st Street to a point on a line extending southerly from the western property line of 161-163 West 131st Street, then northerly along the western property line of 161-163 West 131st Street and along the western property line of 166 West 132nd Street to the northern curbline of West 132nd Street, then westerly along the northern curbline of West 132nd Street to a point on a line extending southerly from the western property line of 161 West 132nd Street, then northerly along the western property line of 161 West 132nd Street, then easterly along the northern property lines of 161 West 132nd Street to 103 West 132nd Street, then southerly along the eastern property line of 103 West 132nd Street, extending southerly across West 132nd Street and southerly along the eastern property lines of 102 West 132nd Street and 103 West 131st Street to the northern curbline of West 131st Street, then westerly along the northern curbline of West 131st Street to a point on a line extending northerly from the eastern property line of 104 West 131st Street, then southerly along the eastern property line of 104 West 131st Street, then easterly along the northern property line of 103 West 130th Street, then southerly along the eastern property line of 103 West 130th Street to the southern curbline of West 130th Street, then easterly to the point of beginning, Borough of Manhattan, Community District 10.

BOROUGH OF QUEENS

**No. 9
O'NEILL'S REZONING**

CD 5 C 180138 ZMQ

IN THE MATTER OF an application submitted by O'Neill's of Maspeth, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 13c:

1. changing from an R4 District to an R5D District property, bounded by a line perpendicular to the easterly street line of 64th Street distant 150 feet northerly (as measured along the street line) from the point of intersection of the northwesterly street line of 53rd Drive and the easterly street line of 64th Street, a line 100 feet easterly of 64th Street, a line perpendicular to the westerly street line of 65th Place distant 50 feet northerly (as measured along the street line) from the point of intersection of the northwesterly street line of 53rd Drive and the westerly street line of 65th Place, 65th Place, 53rd Drive, and 64th Street;
2. establishing within an existing R4 District a C2-2 District bounded by a line perpendicular to the westerly street line of 65th Place distant 100 feet northerly (as measured along the street line) from the point of intersection of the northwesterly street line of 53rd Drive and the westerly street line of 65th Place, 65th Place, a line 60 feet northerly of 53rd Drive, a line 100 feet easterly of 65th Place, 53rd Drive, 65th Place, a line perpendicular to the westerly street line of 65th Place distant 50 feet northerly (as measured along the street line) from the point of intersection of the northwesterly street line of 53rd Drive and the westerly street line of 65th Place, and a line 100 feet westerly of 65th Place; and
3. establishing within the proposed R5D District a C2-2 District bounded by a line perpendicular to the westerly street line of 65th Place distant 50 feet northerly (as measured along the street line) from the point of intersection of the northwesterly street line of 53rd Drive and the westerly street line of 65th Place, 65th Place, 53rd Drive, and a line 100 feet easterly of 64th Street;

as shown on a diagram (for illustrative purposes only) dated March 26, 2018, and subject to the conditions of CEQR Declaration E-471.

**BOROUGH OF STATEN ISLAND
No. 10**

3122-3136 VICTORY BOULEVARD REZONING

CD 2 **C 170178 ZMR**
IN THE MATTER OF an application submitted by C & A Realty Holding LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 20d:

1. eliminating from within an existing R3X District a C2-2 District bounded by Victory Boulevard, Richmond Avenue, Clifton Street, and a line 350 feet westerly of Richmond Avenue; and
2. changing from an R3X District to a C8-1 District property bounded by Victory Boulevard, Richmond Avenue, Clifton Street, and a line 350 feet westerly of Richmond Avenue;

as shown on a diagram (for illustrative purposes only), dated March 26, 2018, and subject to the conditions of CEQR Declaration E-469.

YVETTE V. GRUEL, Calendar Officer
 City Planning Commission
 120 Broadway, 31st Floor, New York, NY 10271
 Telephone (212) 720-3370



j26-jy11

CONSUMER AFFAIRS

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, PURSUANT TO THE AUTHORITY VESTED IN the Commissioner of the Department of Consumer Affairs by Section 2203(f) of the New York City Charter that the Department of Consumer Affairs, in partnership with the New York City Commission on Human Rights and Mayor's Office of Immigrant Affairs, will hold a public hearing regarding the state of workers' rights in New York City and take testimony on how City government can strengthen labor standards enforcement given the posture of the Federal government towards these issues.

At the hearing, a series of panels consisting of low-wage and immigrant workers, worker advocate groups, labor unions, non-profit and community-based organizations will examine issues affecting vulnerable New York City workers. Topics will include gaps in existing protections for workers, and where City government may be able to help address wage theft, worksite immigration enforcement, access to paid safe and sick leave, scheduling problems, freelancer payment issues, discrimination, health and safety issues and others.

When and where is the hearing? The public hearing will take place at 6:30 P.M. on Tuesday, July 17, 2018. The hearing will be in the Little Theater (Room M-134) at LaGuardia Community College, located at 30-10 Thomson Avenue, Long Island City, NY 11101.

How do I testify at the public hearing? Anyone can testify at the public hearing by:

- **Email.** You can email written testimony to nycworkerhearing@dca.nyc.gov.
- **Mail.** You can mail written testimony to Office of Labor Policy and Standards, ATTN: NYC Worker Hearing, New York City Department of Consumer Affairs, 42 Broadway – 9th Floor, New York, NY 10004.
- **By speaking at the hearing.** Anyone who wants to speak at the hearing must sign up to do so. You can sign up by calling (212) 436-0159. You can also sign up for the hearing before it begins on July 17, 2018. If you plan to participate, we ask that you bring ten (10) double-sided copies of your written testimony to the hearing and please limit any oral remarks to three (3) minutes to allow enough time for questions and other panelists.

Is there a deadline to submit written testimony? Yes. You must submit any written comments on or before July 17, 2018.

Accessibility questions: Alberto Roldan, aroldan@dca.nyc.gov, by: Friday, July 13, 2018, 5:00 P.M.



◀ jy2

DESIGN AND CONSTRUCTION

■ PUBLIC HEARINGS

PLEASE TAKE NOTICE, that in accordance with Section 201-204 (inclusive) of the New York State Eminent Domain Procedure Law ("EDPL"), a public hearing will be held by the New York City Department of Design and Construction, on behalf of the City of New York in connection with the acquisition of certain portions of properties for roadway improvements of the South Beach Area (Capital Project HWR1132B - Stage I) in the Borough of Staten Island.

The time and place of the hearing are as follows:

DATE: July 12, 2018
TIME: 10:00 A.M.
LOCATION: Staten Island Community Board 2
 Lou Caravone Community Service Building
 460 Brielle Avenue, Staten Island, NY 10314

The purpose of this hearing is to inform the public of the proposed roadway acquisition, and to review the public use to be served by the project, the impact on adjacent properties and the impact on the environment and residents. The scope of this Capital Project within the acquisition area will include the reconstruction of roadways, sidewalks and curbs, pedestrian ramps, storm sewers, sanitary sewers, water mains and appurtenances.

The properties proposed to be acquired are within the acquisition limits shown on Damage and Acquisition Map No. 4226, dated 1/12/18, as follows:

- The bed of Oberlin Street from Reid Avenue to Cameron Avenue
- The bed of Parkinson Avenue from Reid Avenue to Cameron Avenue
- The bed of Vulcan Street from Nugent Avenue to Olympia Boulevard
- The bed of Winfield Street from Nugent Avenue to Olympia Boulevard
- The bed of Cameron Avenue from Quintard Street to Norway Avenue
- The bed of Norway Avenue from McClean Avenue to Olympia Boulevard
- The bed of Scott Avenue from Quintard Street to Norway Avenue
- The bed of Appleby Avenue from Quintard Street to Norway Avenue
- The bed of Nugent Avenue from Quintard Street to Norway Avenue
- The bed of Olympia Boulevard from Quintard Street to Norway Avenue

The properties (Blocks and Lots) affected include the following locations, as shown on the Tax Map of the City of New York for the Borough of Staten Island:

BLOCK #:	PART OF LOT #:
3248	44, 46, 47, 48, 50, 51
3252	1, 35, 41, 43, 44, 45, 47, 49, 51, 53, 55, 57, 59, 60, 62
3393	1, 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 17, 20, 23, 25, 27, 30, 31, 32, 33, 35, 38, 39, 41, 42, 44, 45, 46, 93, 94, 96, 109, 130, 131
3394	42, 44, 46, 48, 50, 51, 52, 56, 57, 59, 60, 61, 63, 64, 65, 66, 67, 68, 69, 71, 72, 73, 75, 77, 78, 79, 80, 84, 85, 88, 90, 92, 170, 173, 181
3395	93, 95, 97
3418	10

The beds of Oberlin, Parkinson Avenue, Vulcan Street, Winfield Street, Cameron Avenue, Norway Avenue, Scott Avenue, Appleby Avenue, Nugent Avenue, and Olympia Boulevard are proposed to be acquired.

- The adjacent Blocks and Lots affected include the following locations, as shown on the Tax Map of the City of New York for the Borough of Staten Island:

ADJACENT BLOCK #:	ADJACENT LOT #:
3248	1, 44, 46, 47, 48, 50, 51, 53, 54, 56, 58, 60, 62, 63, 64, 66, 68, 69, 70, 72, 74, 75, 76, 151
3252	1, 35, 41, 43, 44, 45, 47, 49, 51, 53, 55, 57, 59, 60, 62
3390	1, 5, 8, 9, 10, 11, 12, 14, 16, 46, 47, 49, 50, 52, 54
3391	1, 6, 9, 10, 14, 16, 18, 19, 20, 21, 22, 23, 26, 31, 32, 34, 36, 37, 38, 40, 41, 42, 44, 46, 118
3392	1, 2, 3, 5, 7, 9, 12, 16, 18, 20, 24, 35, 39, 40, 41, 43
3393	1, 3, 4, 5, 7, 8, 9, 10, 11, 13, 14, 17, 20, 23, 25, 27, 30, 31, 32, 33, 35, 38, 39, 41, 42, 44, 45, 46, 51, 52, 54, 56, 59, 61, 63, 65, 68, 69, 70, 71, 72, 73, 75, 77, 79, 81, 82, 83, 84, 85, 87, 89, 91, 92, 93, 94, 96, 109, 130, 131
3394	1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, 16, 20, 22, 24, 28, 29, 30, 32, 35, 37, 38, 42, 44, 46, 48, 50, 51, 52, 56, 57, 59, 60, 61, 63, 64, 65, 66, 67, 68, 69, 71, 72, 73, 75, 77, 78, 79, 80, 84, 85, 88, 90, 92, 95, 96, 101, 170, 173, 181
3395	1, 3, 6, 7, 9, 10, 11, 13, 14, 15, 16, 17, 18, 19, 20, 21, 24, 25, 26, 27, 29, 31, 33, 35, 37, 38, 39, 41, 42, 43, 44, 47, 51, 52, 53, 54, 58, 65, 66, 67, 68, 70, 72, 74, 76, 78, 80, 82, 83, 84, 86, 88, 89, 90, 91, 93, 95, 97, 98, 99, 100
3396	1, 3, 4, 6, 8, 10, 12, 16, 18, 20, 21, 22, 23, 24, 28, 29, 32, 33, 34, 36, 37, 43, 121, 122, 123, 124
3397	1, 9, 14, 17, 19, 20, 22, 23, 25, 26, 28, 29, 30, 33, 34, 35, 36, 37, 38, 39, 42, 43, 44, 45, 47, 48, 49, 50, 51, 53
3398	1, 7, 8, 9, 10, 13, 14, 15, 18, 19, 20, 21, 22, 23, 26, 28, 29, 30, 31, 33, 35, 99
3418	7, 10
3419	1, 3, 5, 7, 11
3420	28, 61

There are no proposed alternate locations.

Any person in attendance at this meeting shall be given a reasonable opportunity to present oral or written statements and to submit other documents concerning the proposed acquisition. Each speaker shall be allotted a maximum of five (5) minutes. In addition, written statements may be submitted to the General Counsel at the address stated below, provided the comments are received by 5:00 P.M. on July 19th, 2018 (five (5) working days from public hearing date).

NYC Department of Design and Construction
Office of General Counsel, 4th Floor
30 – 30 Thomson Avenue
Long Island City, NY 11101

Please note: Those property owners who may subsequently wish to challenge condemnation of their property via judicial review may do so only on the basis of issues, facts and objections raised at the public hearing.

j28-jy5

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) on Tuesday, July 10, 2018, 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. The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website, the Friday before the hearing. 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.

**604 Shore Road - Douglaston Historic District
LPC-19-10407 - Block 8025 - Lot 1 - Zoning: R1-1
CERTIFICATE OF APPROPRIATENESS**

A Colonial Revival style house, designed by J.H. Cornell and built in 1919. Application is to legalize the installation of mechanical equipment without Landmarks Preservation Commission permit(s).

**301 Henry Street - Brooklyn Heights Historic District
LPC-19-25858 - Block 263 - Lot 6 - Zoning: R6
CERTIFICATE OF APPROPRIATENESS**

A Federal style rowhouse built in 1833. Application is to install enclosed HVAC equipment at the front areaway.

**11 and 13 Old Fulton Street - Fulton Ferry Historic District
LPC-19-13313 - Block 35 - Lot 8 and 9 - Zoning: M2-1
CERTIFICATE OF APPROPRIATENESS**

Two Greek Revival style rowhouses built c. 1836-1889. Application is to reconstruct and alter the rear and side facades of the buildings.

**233 Dean Street - Boerum Hill Historic District
LPC-19-24721 - Block 190 - Lot 45 - Zoning: R6B
CERTIFICATE OF APPROPRIATENESS**

A modified Italianate style rowhouse built in 1852-1853. Application is to construct a rear yard addition.

**586 Bergen Street - Prospect Heights Historic District
LPC-19-21816 - Block 1144 - Lot 21 - Zoning: R6B
CERTIFICATE OF APPROPRIATENESS**

A Queen Anne Style rowhouse, designed by William Wirth and built in 1886. Application is to construct rooftop and rear yard additions, alter the areaway, legalize windows installed without Landmarks Preservation Commission Permit(s), install solar canopies and railings at the roof and rear façade, and alter the window openings at the rear façade.

**626 Vanderbilt Avenue - Prospect Heights Historic District
LPC-19-21958 - Block 1158 - Lot 45 - Zoning: R7A
CERTIFICATE OF APPROPRIATENESS**

A Renaissance Revival style flats building, with a commercial ground floor, designed by Henry Pohlman and built c. 1902. Application is to replace storefront infill and reclad an existing awning.

**11 Fulton Street - South Street Seaport Historic District
LPC-19-26958 - Block 96 - Lot 1 - Zoning: C6-2A
BINDING REPORT**

A contemporary market building, designed by Benjamin Thompson and Associates and built in 1983. Application is to alter storefronts, and install light fixtures and signage.

**11 Fulton Street - South Street Seaport Historic District
LPC-19-27206 - Block 96 - Lot 1 - Zoning: C6-2A
BINDING REPORT**

A contemporary market building, designed by Benjamin Thompson and Associates and built in 1983. Application is to replace entrance doors at Beekman Street.

**181-191 Front Street - South Street Seaport Historic District
LPC-19-26784 - Block 74 - Lot 1 - Zoning: C5-3
BINDING REPORT**

A Greek Revival style warehouse, built in 1835-36 and a brick warehouse, built Pre-1793 with 19th century alterations. Application is to install a platform and barrier-free access lift.

**Brooklyn Bridge - Individual Landmark
LPC-19-25869 - Block 77 - Lot 77 - Zoning:
BINDING REPORT**

A suspension bridge, designed by John A. and Washington Roebling and built in 1867-83. Application is to modify infill at the arched masonry openings.

**254 West 4th Street - Greenwich Village Historic District
LPC-19-20358 - Block 621 - Lot 61 - Zoning: R6
CERTIFICATE OF APPROPRIATENESS**

A garage, designed by J.M. Felson and built in 1923. Application is to legalize the installation of rooftop fencing and ground floor infill without Landmarks Preservation Commission Permit(s), and to install a planter box.

**139 Thompson Street - Sullivan-Thompson Historic District
LPC-19-24078 - Block 517 - Lot 30 - Zoning: R7-2
CERTIFICATE OF APPROPRIATENESS**

A Neo-Grec style tenement building, designed by George Holzeit and built in 1875. Application is to reconstruct the side façade, remove chimneys, and raise the parapet.

119-121 2nd Avenue - East Village/Lower East Side Historic District

LPC-19-25061 - Block 463 - Lot 34, 35 - **Zoning:** R7A, R7A/C1-5
CERTIFICATE OF APPROPRIATENESS
 An empty lot, formerly occupied by two Queen Anne style tenement buildings, built in 1886, and destroyed in an 2015 explosion. Application is to construct a new building.

421 West 14th Street - Gansevoort Market Historic District

LPC-19-26636 - Block 712 - Lot 14 - **Zoning:** M1-5
CERTIFICATE OF APPROPRIATENESS
 An Arts and Crafts style market building, designed by James S. Maher and built in 1914, and altered by William P. Seaver in 1922. Application is to construct a rooftop pergola.

2080 Broadway - Upper West Side/Central Park West Historic District

LPC-19-09955 - Block 1143 - Lot 64 - **Zoning:** C4-6A
CERTIFICATE OF APPROPRIATENESS
 A modern style commercial building, designed by Arthur Weiser and built in 1938. Application is to replace the parapet.

224 East 125th Street - Individual Landmark

LPC-19-25246 - Block 1789 - Lot 37 - **Zoning:** C4-4D
BINDING REPORT
 A Renaissance Revival style library building, designed by McKim, Mead & White and built in 1903-04. Application is to modify the existing ramp, replace windows, and install a rooftop bulkhead and mechanical equipment.

j26-jy10

MAYOR'S OFFICE OF CONTRACT SERVICES

■ MEETING

FRANCHISE AND CONCESSION REVIEW COMMITTEE

-NOTICE OF MEETING-

PUBLIC NOTICE IS HEREBY GIVEN that the Franchise and Concession Review Committee, will hold a public meeting on Wednesday, July 11, 2018, at 2:30 P.M., at 2 Lafayette Street, 14th Floor Auditorium, New York, NY 10007.

NOTE: This location is accessible to individuals using wheelchairs or other mobility devices. For further information on accessibility or to make a request for accommodations, such as sign language interpretation services, please contact the Mayor's Office of Contract Services (MOCS) via email at DisabilityAffairs@mocs.nyc.gov or via phone at (212) 788-0010. Any person requiring reasonable accommodation for the public meeting should contact MOCS at least three (3) business days in advance of the meeting to ensure availability.

j29-jy11

BOARD OF STANDARDS AND APPEALS

■ PUBLIC HEARINGS

July 24, 2018, 10:00 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning July 24, 2018, 10:00 A.M., in Spector Hall, 22 Reade Street, New York, NY 10007, on the following matters:

SPECIAL ORDER CALENDAR

341-43-BZ

APPLICANT - Seyfarth Shaw LLP, for SP HHH Sub B LLC, owner.
 SUBJECT - Application April 13, 2018 - Extension of Term (§11-411) of a previously approved variance which permitted a storage warehouse (UG 16B) which expired on June 4, 2016; Waiver of the Board's Rules. C2-4, C2-3, R7A and R5 zoning district.
 PREMISES AFFECTED - 3319 Atlantic Avenue, Block 4145, Lot(s) 1, 13, 23, Borough of Brooklyn.
COMMUNITY BOARD #5BK

170-96-BZ

APPLICANT - Eric Palatnik, P.C., for 8501 Flatlands Avenue Realty Corp., owner.
 SUBJECT - Application March 23, 2018 - Extension of Term of a previously approved Variance (§72-21) which permitted the operation of an Automotive Repair Facility (UG 16B) expiring on April 21, 2018. C2-3/R5D zoning district.
 PREMISES AFFECTED - 8501 Flatlands Avenue, Block 8006, Lot 7, Borough of Brooklyn.
COMMUNITY BOARD #18BK

197-05-BZ

APPLICANT - Law Offices of Marvin B. Mitzner LLC, for Broadway Realty LLC, owner.
 SUBJECT - Application April 27, 2018 - Amendment of a previously approved variance (§72-21) which permitted the construction of an 11-story mixed-use building with ground floor commercial. The amendment seeking to permit a 4'9" by 28' bump out at the rear of the building; Extension of Time to Complete construction which expires on April 29, 2019. C6-1/R7 zoning district.
 PREMISES AFFECTED - 813 Broadway, Block 563, Lot(s) 33 & 34, Borough of Manhattan.
COMMUNITY BOARD #2M

218-06-BZ

APPLICANT - Law Office of Fredrick A. Becker, for Plaza Tower, LLC, owner; TSI East 48 LLC dba New York Sports Club, lessee.
 SUBJECT - Application May 1, 2017 - Extension of Term of a previously approved Special Permit (§73-36) which permitted the operation of a Physical Cultural Establishment (New York Sports Club), located on the sub-cellar and cellar levels with an entrance on the first floor in a 46-story commercial building which expired on February 13, 2017. Amendment to permit a modification of the hours of operation: Waiver of the Rules. C1-9 (TA), R8B and R10 zoning district.
 PREMISES AFFECTED - 885 Second Avenue aka 1 Dag Hammarskjold Plaza, Block 1321, Lot 22, Borough of Manhattan.
COMMUNITY BOARD #6M

264-13-BZ

APPLICANT - Francis R. Angelino, Esq., for David Lowenfeld, owner; BBP Fitness, LLC, d/b/a Brick Crossfit NYC, lessee.
 SUBJECT - Application November 17, 2016 - Extension of Term of a previously approved Special Permit (§73-36) permitting a physical culture establishment (Brick CrossFit) on the ground floor and cellar of an existing 10-story building which expires on November 20, 2016. C6-2A zoning district.
 PREMISES AFFECTED - 257 West 17th Street, Block 767, Lot 7502, Borough of Manhattan.
COMMUNITY BOARD #4M

APPEALS CALENDAR

2018-22-A

APPLICANT - NYC Department of Buildings, for Eighteen Properties, LLC, owner.
 SUBJECT - Application February 14, 2018 - Request for a revocation, by the New York City Building's Department, of Certificate of Occupancy No. 301016898F issued for a four-story walk-up apartment building. R6B zoning district.
 PREMISES AFFECTED - 255 18th Street, Block 873, Lot 69, Borough of Brooklyn.
COMMUNITY BOARD #7BK

July 24, 2018, 1:00 P.M.

ZONING CALENDAR

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, July 24, 2018, 1:00 P.M., in Spector Hall, 22 Reade Street, New York, NY 10007, on the following matters:

2017-149-BZ

APPLICANT - Sheldon Lobel, P.C., for Willard J. Price Associates LLC, owner.
 SUBJECT - Application May 15, 2017 - Special Permit (§73-433) to permit the reduction of 88 accessory off-street parking spaces required for existing income-restricted housing units. C2-4/R6A, C2-4/R6B, R6A & R6B zoning district.
 PREMISES AFFECTED - 510 Quincy Street & 651-671 Gates Avenue, Block 1811, Lot 19, Borough of Brooklyn.
COMMUNITY BOARD #3BK

2017-279-BZ

APPLICANT - Law Office of Jay Goldstein PLLC, for 87 Wythe Holdings LLC, owner; Will Bar LLC, lessee.
 SUBJECT - Application October 16, 2017 - Special Permit (§73-36) to allow the legalization of a physical culture establishment (*The Bar Method*) on a portion of the second floor of an existing building contrary to ZR §42-10. M1-2 zoning district.
 PREMISES AFFECTED - 97 N 10th Street, Lot 2296, Lot 4, Borough of Brooklyn.
COMMUNITY BOARD #1BK

252-06-BZ

APPLICANT - Sheldon Lobel, P.C., for MHSP Walton Owner LLC, owner.
 SUBJECT - Application October 27, 2017 - Amendment of a previously approved Variance (§72-21) which permitted the construction of a four-story Use Group 4 community center facility contrary to underlying bulk regulations. The amendment seeks to allow for a modified design of the gymnasium building approved in the original variance. R8 zoning district. (Companion Case 2017-289-BZ)
 PREMISES AFFECTED - 1761 Walton Avenue, Block 2850, Lot(s) 34, 38, 63 & 160, Borough of Bronx.
COMMUNITY BOARD #5BX

2017-289-BZ

APPLICANT - Sheldon Lobel, P.C., for MHSP Walton Owner LLC, owner.

SUBJECT - Application October 27, 2017 - Special Permit (\$73-623) to permit development of a new, fourteen-story building with a gymnasium for the Mount Hope Community Center and approximately 103 affordable housing units developed under the Extremely Low and Low-Income Affordability ("ELLA") financing program administered by the Department of Housing Preservation and Development ("HPD"). The proposal is contrary to ZR §23-711 (distance of legally required windows) and ZR §23-622 (base and building heights). An associated application is filed for an amendment of a variance adopted by the Board of Standards and Appeals ("BSA" or the "Board") on January 9, 2007 under BSA Cal. No. 252-06-BZ. PREMISES AFFECTED - 1761 Walton Avenue, Block 2850, Lot(s) 34, 38, 63 & 160, Borough of Bronx.

COMMUNITY BOARD #5BX**2018-20-BZ**

APPLICANT - Jay Goldstein, Esq., for Jeffrey Ackerman, owner. SUBJECT - Application February 9, 2018 - Special Permit (\$73-622) to permit the enlargement of an existing single-family home contrary to ZR §23-141 (floor area and open space) and ZR §23-461(1) (required side yard). R2 zoning district.

PREMISES AFFECTED - 2801 Avenue M, Block 7646, Lot 7, Borough of Brooklyn.

COMMUNITY BOARD #14BK**2018-36-BZ**

APPLICANT - Jay Goldstein, Esq., for Moshe and Pnina Arking, owners.

SUBJECT - Application March 6, 2018 - Special Permit (\$73-622) to permit the enlargement of a one family home contrary to ZR §23-141 (FAR and Open Space); ZR §23-461 (a) (side yard) and ZR §23-47 (rear yard). R2 zoning district.

PREMISES AFFECTED - 1482 East 26th Street, Block 7679, Lot 87, Borough of Brooklyn.

COMMUNITY BOARD #14BK

Margery Perlmutter, Chair/Commissioner

Accessibility questions: Mireille Milfort (212) 386-0078, mmilfort@bsa.nyc.gov, by: Friday, July 20, 2018, 4:00 P.M.



j29-jy2

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, July 18, 2018. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice), at 55 Water Street, 9th Floor SW, New York, NY 10041, or by calling (212) 839-6550.

#1 IN THE MATTER OF a proposed revocable consent authorizing RFR 117 Adams Owner LLC, RFR K 117 Adams Owner LLC, KC 117 Adams Owner LLC and RFR 77 Sands Owner LLC, RFR K 77 Sands Owner LLC, KC 77 Sands Owner LLC, to continue to maintain and use a bridge over and across Pearl Street, north of Sands Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2017 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #452**

For the period July 1, 2016 to June 30, 2017 - \$9,681
 For the period July 1, 2017 to June 30, 2018 - \$9,929
 For the period July 1, 2018 to June 30, 2019 - \$10,177
 For the period July 1, 2019 to June 30, 2020 - \$10,425
 For the period July 1, 2020 to June 30, 2021 - \$10,673
 For the period July 1, 2021 to June 30, 2022 - \$10,921
 For the period July 1, 2022 to June 30, 2023 - \$11,169
 For the period July 1, 2023 to June 30, 2024 - \$11,417
 For the period July 1, 2024 to June 30, 2025 - \$11,665
 For the period July 1, 2025 to June 30, 2026 - \$11,913

the maintenance of a security deposit in the sum of \$12,000 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#2 IN THE MATTER OF a proposed revocable consent authorizing RFR 81 Prospect Owner LLC, RFR K 81 Prospect Owner LLC, KC 81 Prospect Owner LLC and RFR 77 Sands Owner LLC, RFR K 77 Sands Owner LLC, KC 77 Sands Owner LLC, to continue to maintain and use

a bridge over and across Prospect Street, east of Pearl Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #921**

For the period July 1, 2016 to June 30, 2017 - \$10,068
 For the period July 1, 2017 to June 30, 2018 - \$10,326
 For the period July 1, 2018 to June 30, 2019 - \$10,584
 For the period July 1, 2019 to June 30, 2020 - \$10,842
 For the period July 1, 2020 to June 30, 2021 - \$11,100
 For the period July 1, 2021 to June 30, 2022 - \$11,358
 For the period July 1, 2022 to June 30, 2023 - \$11,616
 For the period July 1, 2023 to June 30, 2024 - \$11,874
 For the period July 1, 2024 to June 30, 2025 - \$12,132
 For the period July 1, 2025 to June 30, 2026 - \$12,390

the maintenance of a security deposit in the sum of \$12,400 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#3 IN THE MATTER OF a proposed revocable consent authorizing RFR 117 Adams Owner LLC, RFR K 117 Adams Owner LLC, KC117 Adams Owner LLC and RFR 55 Prospect Owner LLC, RFR K 55 Prospect Owner LLC, KC 55 Prospect Owner LLC, to continue to maintain and use a bridge over and across Pearl Street, north of Sands Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2017 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #934**

For the period July 1, 2017 to June 30, 2018 - \$18,598
 For the period July 1, 2018 to June 30, 2019 - \$19,015
 For the period July 1, 2019 to June 30, 2020 - \$19,432
 For the period July 1, 2020 to June 30, 2021 - \$19,849
 For the period July 1, 2021 to June 30, 2022 - \$20,266
 For the period July 1, 2022 to June 30, 2023 - \$20,683
 For the period July 1, 2023 to June 30, 2024 - \$21,100
 For the period July 1, 2024 to June 30, 2025 - \$21,517
 For the period July 1, 2025 to June 30, 2026 - \$21,934

the maintenance of a security deposit in the sum of \$22,000 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#4 IN THE MATTER OF a proposed revocable consent authorizing Maple 3P KRL 175 Pearl Owner LLC and RFR 77 Sands Owner LLC, RFR K 77 Sands Owner LLC, KC 77 Sands Owner LLC, to continue to maintain and use a bridge over and across Prospect Street, east of Pearl Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2015 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #1236**

For the period July 1, 2015 to June 30, 2016 - \$46,818
 For the period July 1, 2016 to June 30, 2017 - \$48,096
 For the period July 1, 2017 to June 30, 2018 - \$49,374
 For the period July 1, 2018 to June 30, 2019 - \$50,652
 For the period July 1, 2019 to June 30, 2020 - \$51,930
 For the period July 1, 2020 to June 30, 2021 - \$53,208
 For the period July 1, 2021 to June 30, 2022 - \$54,486
 For the period July 1, 2022 to June 30, 2023 - \$55,764
 For the period July 1, 2023 to June 30, 2024 - \$57,042
 For the period July 1, 2024 to June 30, 2025 - \$58,320
 For the period July 1, 2025 to June 30, 2026 - \$59,598

the maintenance of a security deposit in the sum of \$59,600 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#5 IN THE MATTER OF a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc., to continue to maintain and use a tunnel under and across Franklin D. Roosevelt Drive, north of East 13th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #10**

For the period July 1, 2016 to June 30, 2017 - \$32,084
 For the period July 1, 2017 to June 30, 2018 - \$32,695
 For the period July 1, 2018 to June 30, 2019 - \$33,306
 For the period July 1, 2019 to June 30, 2020 - \$33,917
 For the period July 1, 2020 to June 30, 2021 - \$34,528
 For the period July 1, 2021 to June 30, 2022 - \$35,139

For the period July 1, 2022 to June 30, 2023 - \$35,750
 For the period July 1, 2023 to June 30, 2024 - \$36,361
 For the period July 1, 2024 to June 30, 2025 - \$36,972
 For the period July 1, 2025 to June 30, 2026 - \$37,583

the maintenance of a security deposit in the sum of \$25,100 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#6 IN THE MATTER OF a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc., to continue to maintain and use a bridge over and across East 14th Street, west of Avenue D, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #705**

For the period July 1, 2016 to June 30, 2017 - \$37,845
 For the period July 1, 2017 to June 30, 2018 - \$38,566
 For the period July 1, 2018 to June 30, 2019 - \$39,287
 For the period July 1, 2019 to June 30, 2020 - \$40,008
 For the period July 1, 2020 to June 30, 2021 - \$40,729
 For the period July 1, 2021 to June 30, 2022 - \$41,450
 For the period July 1, 2022 to June 30, 2023 - \$42,171
 For the period July 1, 2023 to June 30, 2024 - \$42,892
 For the period July 1, 2024 to June 30, 2025 - \$43,615
 For the period July 1, 2025 to June 30, 2026 - \$44,334

the maintenance of a security deposit in the sum of \$29,600 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#7 IN THE MATTER OF a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc., to continue to maintain and use a bridge over and across Avenue D, south of East 14th Street in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #706**

For the period July 1, 2016 to June 30, 2017 - \$27,263
 For the period July 1, 2017 to June 30, 2018 - \$27,782
 For the period July 1, 2018 to June 30, 2019 - \$28,301
 For the period July 1, 2019 to June 30, 2020 - \$28,820
 For the period July 1, 2020 to June 30, 2021 - \$29,339
 For the period July 1, 2021 to June 30, 2022 - \$29,858
 For the period July 1, 2022 to June 30, 2023 - \$30,377
 For the period July 1, 2023 to June 30, 2024 - \$30,896
 For the period July 1, 2024 to June 30, 2025 - \$31,415
 For the period July 1, 2025 to June 30, 2026 - \$31,934

the maintenance of a security deposit in the sum of \$23,000 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#8 IN THE MATTER OF a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc., to continue to maintain and use certain structures used in connection with the company's 59th Street Power Plant, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #781**

For the period July 1, 2016 to June 30, 2017 - \$271,923
 For the period July 1, 2017 to June 30, 2018 - \$277,100
 For the period July 1, 2018 to June 30, 2019 - \$282,277
 For the period July 1, 2019 to June 30, 2020 - \$287,454
 For the period July 1, 2020 to June 30, 2021 - \$292,631
 For the period July 1, 2021 to June 30, 2022 - \$297,808
 For the period July 1, 2022 to June 30, 2023 - \$302,985
 For the period July 1, 2023 to June 30, 2024 - \$308,162
 For the period July 1, 2024 to June 30, 2025 - \$313,339
 For the period July 1, 2025 to June 30, 2026 - \$318,516

the maintenance of a security deposit in the sum of \$212,800 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#9 IN THE MATTER OF a proposed revocable consent authorizing the Consolidated Edison Company of New York, Inc., to continue to maintain and use a pipe under and across East 133rd Street, east of Walnut Avenue, in the Borough of the Bronx. 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: **R.P. #847**

For the period July 1, 2014 to June 30, 2015 - \$1,907
 For the period July 1, 2015 to June 30, 2016 - \$1,959
 For the period July 1, 2016 to June 30, 2017 - \$2,011
 For the period July 1, 2017 to June 30, 2018 - \$2,063
 For the period July 1, 2018 to June 30, 2019 - \$2,115
 For the period July 1, 2019 to June 30, 2020 - \$2,167
 For the period July 1, 2020 to June 30, 2021 - \$2,219
 For the period July 1, 2021 to June 30, 2022 - \$2,271
 For the period July 1, 2022 to June 30, 2023 - \$2,323
 For the period July 1, 2023 to June 30, 2024 - \$2,375

the maintenance of a security deposit in the sum of \$2,500 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#10 IN THE MATTER OF a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc., to continue to maintain and use a conduit under and across River Street, south of Metropolitan Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #877**

For the period July 1, 2016 to June 30, 2017 - \$6,930
 For the period July 1, 2017 to June 30, 2018 - \$7,062
 For the period July 1, 2018 to June 30, 2019 - \$7,194
 For the period July 1, 2019 to June 30, 2020 - \$7,326
 For the period July 1, 2020 to June 30, 2021 - \$7,458
 For the period July 1, 2021 to June 30, 2022 - \$7,590
 For the period July 1, 2022 to June 30, 2023 - \$7,722
 For the period July 1, 2023 to June 30, 2024 - \$7,854
 For the period July 1, 2024 to June 30, 2025 - \$7,986
 For the period July 1, 2025 to June 30, 2026 - \$8,118

the maintenance of a security deposit in the sum of \$5,500 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#11 IN THE MATTER OF a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc., to continue to maintain and use two pipes under and across East 133rd Street, west of Locust Avenue, in the Borough of the Bronx. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #892**

For the period July 1, 2016 to June 30, 2017 - \$5,041
 For the period July 1, 2017 to June 30, 2018 - \$5,137
 For the period July 1, 2018 to June 30, 2019 - \$5,233
 For the period July 1, 2019 to June 30, 2020 - \$5,329
 For the period July 1, 2020 to June 30, 2021 - \$5,425
 For the period July 1, 2021 to June 30, 2022 - \$5,521
 For the period July 1, 2022 to June 30, 2023 - \$5,617
 For the period July 1, 2023 to June 30, 2024 - \$5,713
 For the period July 1, 2024 to June 30, 2025 - \$5,809
 For the period July 1, 2025 to June 30, 2026 - \$6,905

the maintenance of a security deposit in the sum of \$4,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#12 IN THE MATTER OF a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc., to continue to maintain and use certain existing structures in connection with the 74th Street Power Plant, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #792**

For the period July 1, 2016 to June 30, 2017 - \$184,506
 For the period July 1, 2017 to June 30, 2018 - \$188,019
 For the period July 1, 2018 to June 30, 2019 - \$191,532
 For the period July 1, 2019 to June 30, 2020 - \$195,045
 For the period July 1, 2020 to June 30, 2021 - \$198,558
 For the period July 1, 2021 to June 30, 2022 - \$202,071
 For the period July 1, 2022 to June 30, 2023 - \$205,584
 For the period July 1, 2023 to June 30, 2024 - \$209,097
 For the period July 1, 2024 to June 30, 2025 - \$212,610
 For the period July 1, 2025 to June 30, 2026 - \$216,123

the maintenance of a security deposit in the sum of \$143,900 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#13 IN THE MATTER OF a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc., to continue to maintain and use a bridge over and across East 14th Street, between Avenue D and Franklin D. Roosevelt Drive, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #1030**

- For the period July 1, 2016 to June 30, 2017 - \$41,464
- For the period July 1, 2017 to June 30, 2018 - \$42,253
- For the period July 1, 2018 to June 30, 2019 - \$43,042
- For the period July 1, 2019 to June 30, 2020 - \$43,831
- For the period July 1, 2020 to June 30, 2021 - \$44,620
- For the period July 1, 2021 to June 30, 2022 - \$45,409
- For the period July 1, 2022 to June 30, 2023 - \$46,198
- For the period July 1, 2023 to June 30, 2024 - \$46,987
- For the period July 1, 2024 to June 30, 2025 - \$47,776
- For the period July 1, 2025 to June 30, 2026 - \$48,565

the maintenance of a security deposit in the sum of \$32,400 and the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#14 IN THE MATTER OF a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc., to continue to maintain and use a water line under and across John Street, west of Gold Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #1093**

- For the period July 1, 2016 to June 30, 2017 - \$2,664
- For the period July 1, 2017 to June 30, 2018 - \$2,715
- For the period July 1, 2018 to June 30, 2019 - \$2,766
- For the period July 1, 2019 to June 30, 2020 - \$2,817
- For the period July 1, 2020 to June 30, 2021 - \$2,868
- For the period July 1, 2021 to June 30, 2022 - \$2,919
- For the period July 1, 2022 to June 30, 2023 - \$2,970
- For the period July 1, 2023 to June 30, 2024 - \$3,021
- For the period July 1, 2024 to June 30, 2025 - \$3,072
- For the period July 1, 2025 to June 30, 2026 - \$3,123

the maintenance of a security deposit in the sum of \$2,100 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#15 IN THE MATTER OF a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc., to continue to maintain and use water lines under and along East 15th and East 16th Streets, between Avenue C and Franklin D. Roosevelt Drive, and under and along Twelfth Avenue, between West 49th and West 54th Streets, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #1104**

- For the period July 1, 2016 to June 30, 2017 - \$155,037
- For the period July 1, 2017 to June 30, 2018 - \$157,989
- For the period July 1, 2018 to June 30, 2019 - \$160,941
- For the period July 1, 2019 to June 30, 2020 - \$163,893
- For the period July 1, 2020 to June 30, 2021 - \$166,845
- For the period July 1, 2021 to June 30, 2022 - \$169,797
- For the period July 1, 2022 to June 30, 2023 - \$172,749
- For the period July 1, 2023 to June 30, 2024 - \$175,701
- For the period July 1, 2024 to June 30, 2025 - \$178,653
- For the period July 1, 2025 to June 30, 2026 - \$181,605

the maintenance of a security deposit in the sum of \$120,871 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

COURT NOTICES

SUPREME COURT

KINGS COUNTY

■ NOTICE

**KINGS COUNTY
I.A.S. PART 29
NOTICE OF PETITION
INDEX NUMBER 511266/2018
CONDEMNATION PROCEEDING**

IN THE MATTER OF the Application of the CITY OF NEW YORK, to Acquire by Exercise of its Powers of Eminent Domain Title in Fee Simple to Certain Real Property as Tax Block 411, Lot 24 and Tax Block 418, Lot 1, Located in the Borough of Brooklyn, Required for the

COMBINED SEWER OVERFLOW CONTROL FACILITY – GOWANUS CANAL SUPERFUND REMEDIATION; PHASE I

PLEASE TAKE NOTICE that the City of New York (“City”) intends to make application to the Supreme Court of the State of New York, Kings County, for certain relief. The application will be made at the following time and place: At 360 Adams Street, in the Borough of Kings, City and State of New York, On July 19, 2018, at 2:30 P.M., or as soon thereafter as counsel can be heard.

The application is for an order:

- a. authorizing the City to file an acquisition map in the Office of the City Register;
- b. directing that, upon the filing of the order granting the relief sought in this petition and the filing of the acquisition map, title to the property sought to be acquired and described below shall vest in the City;
- c. providing that the compensation which should be made to the owners of the interests in real property sought to be acquired and described above be ascertained and determined by the Court without a jury;
- d. directing that within thirty days of the vesting title the City shall cause a notice of acquisition to be published in at least ten successive issues of The City Record, an official newspaper published in the City of New York, and shall serve a copy of such notice by first class mail on each condemnee or his, her, or its attorney of record;
- e. directing that each condemnee shall have a period of one year from the vesting date for this proceeding, in which to file a written claim, demand or notice of appearance with the Clerk of this Court and to serve a copy of the same upon the Corporation Counsel of the City of New York, 100 Church Street, New York, NY 10007, Attn: Adam C. Dembrow, Assistant Corporation Counsel. The City, in this proceeding, intends to acquire title in fee simple absolute to certain real property interests for the design, construction, and installation of a facility which will reduce the discharge of combined sewer overflows into the Gowanus Canal, in the Borough of Kings, City and State of New York.

The description of the real property to be acquired is in this proceeding as follows:

BLOCK 411, LOT 24, and BLOCK 418, LOT 1

All that certain plot, piece or parcel of land, with improvements thereof erected, situate, lying and being in the Borough of Brooklyn and County of Kings, City and State of New York, as bounded and described as follows:

BEGINNING at the corner formed by the intersection of the westerly side of Nevis Street (50 feet wide) and the southerly side of Butler Street (60 feet wide) forming an interior angle of 89°47'45"; THENCE westerly along the southerly side of Butler Street 227 feet to a point; THENCE southerly forming an interior angle of 90°12'12" with the previously mentioned course, a distance of 100 feet to a point; THENCE easterly forming an interior angle of 89°47'45" with the previously mentioned course, a distance of 2 feet to a point; THENCE southerly forming an exterior angle of 89°47'45" with the previously mentioned course, a distance of 360 feet to the northerly side of Degraw Street (60 feet wide);

THENCE easterly along the northerly side of Degraw Street, forming an interior angle of 89°47'45" with the previously mentioned course, a distance of 225 feet to westerly side of Nevins Street;
 THENCE northerly along the westerly side of Nevins Street, forming an interior angle of 90°12'15" with the previously mentioned course, a distance of 460 feet to the point of beginning.

The above-described property shall be acquired subject to encroachments, if any, so long as said encroachments shall stand, as delineated on the Damage and Acquisition Map attached to the City's Verified Petition as Exhibit J.
 Surveys, maps or plans of the property to be acquired are on file in the office of the Corporation Counsel of the City of New York, 100 Church Street, New York, NY 10007.

PLEASE TAKE FURTHER NOTICE THAT, pursuant to EDPL §402(B)(4), any party seeking to oppose the acquisition must interpose a verified answer, which must contain specific denial of each material allegation of the petition controverted by the opponent, or any statement of new matter deemed by the opponent to be a defense to the proceeding. Pursuant to CPLR 403, said answer must be served upon the office of the Corporation Counsel at least seven (7) days before the date that the petition is noticed to be heard.

Dated: New York, NY, May 31, 2018

ZAHARY W. CARTER
 Corporation Counsel of the City of New York
 Attorney for the Condemnor,
 100 Church Street, New York, NY 10007
 (212) 356-2112

SEE MAP(S) IN BACK OF PAPER

j19-jy2

**KINGS COUNTY
 I.A.S. PART 29
 NOTICE OF PETITION
 INDEX NUMBER 511264/2018
 CONDEMNATION PROCEEDING**

IN THE MATTER OF the Application of the CITY OF NEW YORK to Acquire by Exercise of its Powers of Eminent Domain Title to an Estate for a Term of Eight Years in Certain Real Property Known as Tax Block 425, Lot 1, Located in the Borough of Brooklyn, Required for the

**COMBINED SEWER OVERFLOW CONTROL FACILITY –
 GOWANUS CANAL SUPERFUND REMEDIATION; PHASE II**

PLEASE TAKE NOTICE that the City of New York ("City") intends to make application to the Supreme Court of the State of New York, Kings County, for certain relief. The application will be made at the following time and place: At 360 Adams Street, in the Borough of Kings, City and State of New York, on July 19, 2018, at 2:30 P.M., or as soon thereafter as counsel can be heard
 The application is for an order:

- a. authorizing the City to file an acquisition map in the Office of the City Register;
- b. directing that, upon the filing of the order granting the relief sought in this petition and the filing of the acquisition map, title to the property sought to be acquired and described below shall vest in the City;
- c. providing that the compensation which should be made to the owners of the interests in real property sought to be acquired and described above be ascertained and determined by the Court without a jury;
- d. directing that within thirty days of the vesting of title the City shall cause a notice of acquisition to be published in at least ten successive issues of The City Record, an official newspaper published in the City of New York, and shall serve a copy of such notice by first class mail on each condemnee or his, her or its attorney of record;
- e. directing that each condemnee shall have a period of one year from the vesting date for this proceeding, in which to file a written claim, demand or notice of appearance with the Clerk of this Court and to serve a copy of the same upon the Corporation Counsel of the City of New York, 100 Church Street, New York, NY 10007, Attn: Adam C. Dembrow, Assistant Corporation Counsel.
 The City, in this proceeding, intends to acquire title to an estate for a term of eight years in certain real property interests for the design, construction, and installation of a facility which will reduce the discharge of combined sewer overflows into the Gowanus Canal, in the Borough of Kings, City and State of New York.

The description of the real property to be acquired is in this proceeding as follows:

BLOCK 425, LOT 1

ALL that certain plot, piece or parcel of land, with improvements thereof erected, situate, lying and being in the Borough of Brooklyn and County of Kings, City and State of New York, as bounded and described as follows:

BEGINNING at the corner formed by the intersection of the westerly side of Nevins Street (50 feet wide) and the southerly side of Degraw Street (60 feet wide) forming an interior angle of 89°47'15";
 THENCE southerly along the westerly side of Nevins Street 230 feet to the center line of Sackett Street (60 feet wide);
 THENCE westerly along said center line of Sackett Street, forming an interior angle of 90°12'15" with the previously mentioned course, a distance of 225 feet a point;
 THENCE northerly, forming an interior angle of 89°47'45" with the previously mentioned course, a distance of 230 feet to the southerly side of Degraw Street;
 THENCE easterly along the southerly side of Degraw Street, forming an interior angle of 90°12'15" with the previously mentioned course, a distance of 225 feet to the point of beginning.

The above-described property shall be acquired subject to encroachments, if any, so long as said encroachments shall stand, as delineated on the Damage and Acquisition Map attached to the City's Verified Petition as Exhibit J.
 Surveys, maps or plans of the property to be acquired are on file in the office of the Corporation Counsel of the City of New York, 100 Church Street, New York, NY 10007.

PLEASE TAKE FURTHER NOTICE THAT, pursuant to EDPL §402(B)(4), any party seeking to oppose the acquisition must interpose a verified answer, which must contain specific denial of each material allegation of the petition controverted by the opponent, or any statement of new matter deemed by the opponent to be a defense to the proceeding. Pursuant to CPLR 403, said answer must be served upon the office of the Corporation Counsel at least seven (7) days before the date of the petition is noticed to be heard.

Dated: New York, NY, May 31, 2018

ZACHARY W. CARTER
 Corporation Counsel of the City of New York
 Attorney for the Petitioner,
 100 Church Street, New York, NY 10007
 (212) 356-2112

SEE MAP(S) IN BACK OF PAPER

j19-jy2

RICHMOND COUNTY

■ NOTICE

**COUNTY OF RICHMOND
 I.A. PART 89
 NOTICE OF PETITION
 INDEX NUMBER CY4511/2018
 CONDEMNATION PROCEEDING**

IN THE MATTER OF the Application of the CITY OF NEW YORK Relative to Acquiring in Fee Simple Absolute to Block 2776, Lot 12, located in Staten Island, for the construction of

TRAVIS NEIGHBORHOOD STORM SEWER PROJECT - STAGE II, WATER,

Located in the area generally located at Cannon Avenue, Prices Lane, and Burke Avenue in the Borough of Staten Island, City and State of New York.

PLEASE TAKE NOTICE that the City of New York (the "City") intends to make an application to the Supreme Court of the State of New York, Richmond County, IA Part 89, for certain relief. The application will be made at the following time and place: At the Kings County Courthouse, located at 360 Adams Street, in the Borough of Brooklyn, City and State of New York, on Thursday, July 19, 2018, at 2:30 P.M., or as soon thereafter as counsel can be heard.

The application is for an order:

- a. authorizing the City to file an acquisition map in the Richmond County Clerk's Office;
- b. directing that, upon the filing of the order granting the relief sought in this petition and the filing of the acquisition map in the Richmond County Clerk's Office, title to the property sought to be acquired and described below shall vest in the City in fee simple absolute;
- c. providing that the compensation which should be made to the owners of the real property sought to be acquired and described above be ascertained and determined by the Court without a jury;
- d. directing that within thirty days of the entry of the order granting the petition vesting title, the City shall cause a notice of acquisition to be published in at least ten successive issues of The City Record, an official newspaper published in the City of New York, and shall serve a copy of such notice by first class mail on each condemnee or his, her, or its attorney of record;

- e. directing that each condemnee shall have a period of two calendar years from the vesting date for this proceeding, in which to file a written claim, demand or notice of appearance with the Clerk of this Court and to serve a copy of the same upon the Corporation Counsel of the City of New York, 100 Church Street, New York, NY 10007.

The City, in this proceeding, Stage II, intends to acquire in fee simple absolute certain real property where not heretofore acquired for the same purpose, for the installation of storm water sewers and outfalls, in the Borough of Staten Island, City and State of New York.

The real property to be acquired in fee simple absolute in this proceeding, Stage II, is more particularly bounded and described as follows:

ALL that certain plot, piece or parcel of land, with improvements thereon erected, situate, lying and being in the Borough of Staten Island, County of Richmond, City and State of New York, as bounded and described as follows:

BEGINNING at a point on the northwesterly line of Cannon Avenue, said point being on the division line between tax lots 10 and 12 in Block 2776 as shown on the Tax Map for the Borough of Staten Island, as said Tax Map existed on 11/20/2017, said point is also distant the following three courses from the southerly end of the circular curve connecting the easterly line of Glen Street (47 feet wide) and the northwesterly line of Cannon Avenue (record width varies)

1. South 29 degrees 13 minutes 48 seconds East, a distance of 2.95 feet (computed) to a point on the northwesterly line of the said Cannon Avenue;
2. North 60 degrees 46 minutes 12 seconds East, along the northwesterly line of the said Cannon Avenue, a distance 143.80 feet to an angle point;
3. North 60 degrees 29 minutes 52 seconds East, and still along the northwesterly line of the said Cannon Avenue, a distance 9.42 feet to the division line between tax lots 10 and 12 in Block 2776;

RUNNING THENCE North 34 degrees 21 minutes 03 seconds West, along the said division line, in part, and along lands now or formerly of Red Head Building Corp., a distance 179.32 feet to a point on the easterly line of Glen Street;

THENCE, northeasterly along the easterly line of Glen Street, North 17 degrees 42 minutes 17 seconds East, a distance 33.27 feet to a point of curvature;

THENCE, northeasterly along the easterly line of Glen Street and along a curve to the bearing right having a radius of 972.00 feet, arc length of 14. 18 feet and a chord bearing North 18 degrees 07 minutes 22 seconds East, a distance 14. 18 feet to a point at the intersection of the division line between tax lots 12 and 150 in Block 2776, as shown on said Tax Map;

THENCE North 48 degrees 25 minutes 41 seconds East, along said division line, a distance 169.50 feet to the division line between tax lots 12 and 152 in Block 2776, as shown on said Tax Map;

THENCE South 57 degrees 55 minutes 02 seconds East, a distance 66.21 feet to a point;

THENCE, South 36 degrees 48 minutes 04 seconds East, a distance 88.58 feet to the division line between tax lots 23 and 24, as shown on said Tax Map;

THENCE, South 60 degrees 29 minutes 52 seconds West, along the northerly lines of tax lots 23, 22, 21, 20, 19 and 14 in Block 2776, as shown on said Tax Map, a distance 200.08 feet to a point;

THENCE, South 36 degrees 48 minutes 04 seconds East, a distance 101.00 feet to a point on the northwesterly line of Cannon Avenue.

THENCE South 60 degrees 29 minutes 52 seconds West, along the said northwesterly line of Cannon Avenue, a distance 41.00 feet to the point or place of **BEGINNING** .

The above described property shall be acquired subject to encroachments, if any, so long as said encroachments shall stand, as delineated on the Damage and Acquisition Map dated October 10, 2017.

Surveys, maps or plans of the property to be acquired are on file in the office of the Corporation Counsel of the City of New York, 100 Church Street, New York, NY 10007.

PLEASE TAKE FURTHER NOTICE THAT, pursuant to Eminent Domain Procedure Law § 402(B)(4), any party seeking to oppose the acquisition must interpose a verified answer, which must contain specific denial of each material allegation of the petition controverted by the opponent, or any statement of new matter deemed by the opponent to be a defense to the proceeding. Pursuant to CPLR § 403, said answer must be served upon the office of the Corporation Counsel at least seven (7) days before the date that the petition is noticed to be heard.

Dated: New York, NY
June 8, 2018
ZACHARY W. CARTER
Corporation Counsel
of the City of New York
Attorney for the Condemnor
100 Church Street
New York, NY 10007
Telephone: (212) 356-2170

SEE MAP(S) IN BACK OF PAPER

j20-jy3

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

■ SALE

The City of New York in partnership with PropertyRoom.com posts vehicle and heavy machinery auctions online every week at: <https://www.propertyroom.com/s/nyc-fleet>

All auctions are open to the public and registration is free.

Vehicles can be viewed in person by appointment at:
Kenben Industries Ltd., 1908 Shore Parkway, Brooklyn, NY 11214.
Phone: (718) 802-0022

m30-s11

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 list of properties is in the custody of the Property Clerk Division without claimants:

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.

Items are recovered, lost, abandoned property obtained from prisoners, emotionally disturbed, intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves.

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, (718) 875-6675
- Bronx Property Clerk - 215 East 161 Street, Bronx, NY 10451, (718) 590-2806
- Queens Property Clerk - 47-07 Pearson Place, Long Island City, NY 11101, (718) 433-2678
- Staten Island Property Clerk - 1 Edgewater Plaza, Staten Island, NY 10301, (718) 876-8484

j2-d31

PROCUREMENT

“Compete To Win” More Contracts!

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

- *Win More Contracts at nyc.gov/competetowin*

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

HHS ACCELERATOR

To respond to human services Requests for Proposals (RFPs), in accordance with Section 3-16 of the Procurement Policy Board Rules of the City of New York (“PPB Rules”), 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. The process removes redundancy by capturing information about boards, filings, policies, and general service experience centrally. As a result, specific proposals for funding are 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.

The Client and Community Service Catalog, which lists all Prequalification service categories and the NYC Procurement Roadmap, which lists all RFPs to be managed by HHS Accelerator may be viewed 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 Office of the Mayor, is governed by an Executive Steering Committee of Agency Heads who represent the following NYC Agencies:

- Administration for Children’s Services (ACS)
- Department for the Aging (DFTA)
- Department of Consumer Affairs (DCA)
- 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

CITY UNIVERSITY

FACILITIES PLANNING CONSTRUCTION AND MANAGEMENT

■ SOLICITATION

Construction/Construction Services

BARUCH COLLEGE STUDENT CENTER - Competitive Sealed Bids - PIN# CITYW-CUCF-04-14-08 - Due 8-9-18 at 12:00 P.M.

Bids are being solicited on behalf of the City University Construction Fund (CUCF) by TDX Construction Corp., for the renovation at Baruch College, Madison Square Station Post Office Cellar and 1st Floor at 149 East 23rd Street for the Allen G. and Mary E. Aaronson Student Center. Renovation work includes but is not limited to abatement, demolition, concrete, masonry, metalwork, carpentry/woodwork, thermal and moisture protection hollow metal doors, frames and hardware, wood doors, glazing, drywall partitions, ceramic tile, acoustical ceiling, resilient flooring (Terrazzo and epoxy), Carpet tile, finishes, hydraulic elevators, fire suppression, plumbing systems, HVAC systems, electrical systems, fire alarm systems, and telecommunications. Bidders are directed to review the contract documents for the complete scope of work.

The work is being bid as a single prime GC contract with the expected cost ranging from \$5,500,000 to \$5,800,000.

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

*City University, 330 Seventh Avenue, 5th Floor, New York, NY 10001.
Walter Fitzer, Jr. (212) 279-1981; Fax: (212) 279-1983;
wfitzer@tdxconstruction.com*

• jy2

CITYWIDE ADMINISTRATIVE SERVICES

■ SOLICITATION

Goods

PAPER: CONTINUOUS/CARBONLESS; CARBON INTERLEAF 2 - Competitive Sealed Bids - PIN#8571800215 - Due 7-30-18 at 10:30 A.M.

A copy of the bid can be downloaded from the City Record Online site at www.nyc.gov/cityrecord. Enrollment is free. Vendor may also request the bid by contacting Vendor Relations via email at dcasdmssbids@dcas.nyc.gov, by telephone (212) 386-0044 or by fax at (212) 669-7585.

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, New York, NY 10007. Michelle McCoy (212) 386-0469; Fax: (212) 313-3177;
mmccoy@dcas.nyc.gov*

• jy2

OFFICE OF CITYWIDE PROCUREMENT**■ SOLICITATION***Goods*

TRUCK, 2500 GALLON STREET FLUSHER - DSNY - Competitive Sealed Bids - PIN#8571800255 - Due 7-30-18 at 10:30 A.M.

A copy of the bid can be downloaded from the City Record Online site at www.nyc.gov/cityrecord. Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at dcasdmssbids@dcas.nyc.gov, by telephone at (212) 386-0044 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 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, New York, NY 10007. Joseph Vacirca (212) 386-6330; Fax: (212) 313-3295; jvacirca@dcas.nyc.gov

Accessibility questions: DCAS Diversity and EEO Office (212) 386-0297, by: Wednesday, July 18, 2018, 6:00 P.M.



✦ jy2

■ AWARD*Goods*

LANE SEPARATOR SYSTEMS, BRAND SPECIFIC (DOT) RE-AD - Competitive Sealed Bids - PIN#8571800183 - AMT: \$795,275.00 - TO: Traffic Lane Closures LLC, 1214 Route 52, Carmel, NY 10512.

● **LANE SEPARATOR SYSTEMS, BRAND SPECIFIC (DOT) RE-AD** - Competitive Sealed Bids - PIN#8571800183 - AMT: \$578,465.00 - TO: Impact Recovery Systems, Inc., 4955 Stout Drive, San Antonio, TX 78219.

● **TRUCK, COLLECTION, DUAL COMPRTM 25CY - DSNY (RE-AD)** - Competitive Sealed Bids - PIN#8571800151 - AMT: \$49,403,129.39 - TO: Kimble Mixer Company DBA Hines Specialty Vehicle Group, 1951 Reiser Avenue SE, New Philadelphia, OH 44663-3348.

● **PASSOVER FOODS** - Competitive Sealed Bids - PIN#8571800223 - AMT: \$13,330.00 - TO: Global Food Industries LLC, 2961 SW 19th Terrace, Miami, FL 33145-1933.

✦ jy2

PASSOVER FOODS - Competitive Sealed Bids - PIN#8571800223 - AMT: \$3,507.52 - TO: Universal Coffee Corp, 123 47th Street, PO Box 320187, Brooklyn, NY 11232.

✦ jy2

PASSOVER FOODS - Competitive Sealed Bids - PIN#8571800223 - AMT: \$45,654.40 - TO: Cardinal Foods LLC, 505B Jefferson Avenue, Secaucus, NJ 07094-2012.

✦ jy2

COMPTROLLER**BUREAU OF ASSET MANAGEMENT - CONTRACTS****■ INTENT TO AWARD***Goods and Services***NEGOTIATED ACQUISITION FOR INTERNATIONAL EQUITY SMALL CAP INVESTMENT MANAGEMENT SERVICES**

- Negotiated Acquisition - Other - PIN#015-188-224-00 IQ - Due 7-16-18 at 3:00 P.M.

In accordance with Section 3-04(c) of the New York City Procurement Policy Board Rules, the New York City's Comptroller's Office (the "Comptroller's Office"), as Custodian and Investment Advisor to the five (5) New York City Retirement Systems (combined, the "Systems"), intends to use the Negotiated Acquisition Procurement Method, to award a contract to Algert Global LLC ("Algert Global") for the provision of international equity small cap investment management services. Algert Global has been providing investment manager services through the Public Equity Fund of Fund/Emerging Manager Program portfolio for all five (5) Systems. The anticipated term of the contract is November 1, 2018 - March 31, 2020, with two (2) three-year options to renew.

This Notice of Intent will be available for download from the Comptroller's website at <http://comptroller.nyc.gov/>, on or about July 2, 2018. To download the Notice of Intent, you must first register. Select "RFPs and Solicitations" then "Negotiated Acquisition for International

Equity Small Cap Investment Management Services". Click on link provided to "Register."

Vendors that are interested in expressing interest in this procurement or in similar procurements in the future, may contact Cristina Ottey at cottey@comptroller.nyc.gov. Expressions of Interest are due July 19, 2018, by 3:00 P.M. (ET).

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.

Comptroller, 1 Centre Street, 8th Floor South, New York, NY 10007. Cristina Ottey (212) 669-4874; Fax: (212) 669-3417; cottey@comptroller.nyc.gov

✦ jy2-9

EMPLOYEES' RETIREMENT SYSTEM**■ AWARD***Goods and Services*

MICROSOFT SOFTWARE LICENSES RENEWAL - Intergovernmental Purchase - Other - PIN#009062520181 - AMT: \$345,035.98 - TO: Dell Marketing LP, One Dell Way RR-2 E009, Round Rock, TX 78682.

Yearly renewal of licenses and maintenance for Microsoft suite of products.

✦ jy2

ENVIRONMENTAL PROTECTION**AGENCY CHIEF CONTRACTING OFFICE****■ SOLICITATION***Services (other than human services)*

USGS-JFA: ASSESSMENT OF LEAKAGE CATSKILL AND DELAWARE AQUEDUCT - Government to Government - PIN#82618USGSJFA - Due 7-19-18 at 4:00 P.M.

DEP intends to enter into a Government-to-Government agreement with the United States Geological Survey (USGS) for USGS-JFA for Assessment of leakage from the Catskill and Delaware Aqueducts. Any firm which believes it can also provide the required service IN THE FUTURE is invited to so, indicated by letter which must be received no later than July 19, 2018, 4:00 P.M., at: Department of Environmental Protection, Agency Chief Contracting Office, 59-17 Junction Boulevard, 17th Floor, Flushing, NY 11373, ATTN: Ms. Glorivee Roman, glroman@dep.nyc.gov, (718) 595-3226.

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.

Environmental Protection, 59-17 Junction Boulevard, 17th Floor, Flushing, NY 11373. Glorivee Roman (718) 595-3226; Fax: (718) 595-3208; glroman@dep.nyc.gov



✦ jy2-9

PURCHASING MANAGEMENT**■ INTENT TO AWARD***Services (other than human services)*

SOFTWARE LICENSES, SUPPORT AND MAINTENANCE SERVICES FOR AQUARIUS DATA MANAGEMENT SOFTWARE - Sole Source - Available only from a single source - PIN# 9013501 - Due 7-23-18 at 11:00 A.M.

NYC Environmental Protection intends to enter into a sole source agreement with Aquarius Informatics Inc., for the purchase of Software Licenses, Support and Maintenance Services for Aquarius Data Management Software. Any firm which believes it can also provide the Software Licenses and Services for Aquarius are invited to do so; please indicate by letter or email.

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.

Environmental Protection, 59-17 Junction Boulevard, 17th Floor, Flushing, NY 11373. Ira Elmore (718) 595-3259; Fax: (718) 595-9531; ielmore@dep.nyc.gov

j29-jy6

HEALTH AND MENTAL HYGIENE

■ AWARD

Goods and Services

PATIENT LEVEL TRANSACTION DATA SPANNING THREE YEARS. - Sole Source - Available only from a single source - PIN# 18AS032201R0X00 - AMT: \$173,421.00 - TO: Ims Government Solutions Inc, 8280 Willow Oaks Corporate Drive, Suite 775, Fairfax, VA 22031-4500.

• jy2

Human Services/Client Services

MENTAL HYGIENE SERVICES - Renewal - PIN# 13AZ005701R2X00 - AMT: \$1,119,885.00 - TO: Geel Community Services Inc, 2516 Grand Avenue, Bronx, NY 10468.
● NEW DORP HIGH SCHOOL - HEALTH CENTER, PREVENTIVE CARE - Renewal - PIN# 16SH000106R1X00 - AMT: \$900,114.00 - TO: Staten Island University Hospital, Laboratory Department, Staten Island, NY 10305.

• jy2

HOMELESS SERVICES

■ AWARD

Human Services/Client Services

TO PROVIDE EMERGENCY SHELTER SERVICE FOR HOMELESS FAMILIES IN COMMERCIAL HOTELS AT RAMADA INN, 164-40 HILLSIDE AVENUE - Other - PIN# 07117E0001001 - AMT: \$565,109.00 - TO: Acacia Network Housing, Inc., 300 East 175th Street, Bronx, NY 10457.

Contract Term: 12/29/16 to 6/30/17.

• jy2

OFFICE OF CONTRACTS

■ SOLICITATION

Services (other than human services)

HASA TRAINING ACADEMY VII, CITYWIDE - Competitive Sealed Bids - Due 8-16-18 at 11:00 A.M. 17BPEHA02301 - PIN 09617B0015 - EPIN

DSS/HRA is seeking bid proposals to provide specialized HIV/AIDS case management training to new case managers and supervisors hired to work at HASA.

There will be a Pre-Bid Conference on Wednesday, July 18, 2018, at 11:00 A.M., at the Department of Social Services/HRA, at 150 Greenwich Street, 37th Floor Bid Room, New York, NY 10007. Although attendance is not mandatory, it is strongly recommended that you attend. HRA staff will be available to address all inquiries related to this contract.

Bid Documents are available "free of charge" and can be obtained Monday through Friday, 9:00 A.M. to 4:00 P.M., at 150 Greenwich Street, 37th Floor Bid Window, New York, NY 10007.

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.

Homeless Services, 150 Greenwich Street, 37th Floor, New York, NY 10007. Dorothy Leocadi (929) 221-5535; Fax: (929) 221-0756; leocadid@dss.nyc.gov

• jy2

HOUSING AUTHORITY

PROCUREMENT

■ SOLICITATION

Goods and Services

PROPOSALS FOR ACCESS REAL ESTATE DATABASE - Request for Proposals - PIN#67308 - Due 7-31-18 at 2:00 P.M.

The New York City Housing Authority (NYCHA), by issuing this Solicitation, seeks proposals from vendors to provide NYCHA's Real Estate Development Group with real estate data and data analytic reports, as detailed more fully within Section II of this Solicitation.

Prospective Proposers may submit, via email, written questions concerning this Solicitation to NYCHA's Coordinator Meddy Ghabaee at meddy.ghabaee@nycha.nyc.gov and copy Jacques Barbot at Jacques.barbot@nycha.nyc.gov, by 12:00 P.M., on July 10, 2018. Questions submitted in writing must include the Proposer's name, the name, title, address, telephone number and email address of the individual to whom responses to the Proposer's question should be provided.

Interested firms are invited to obtain a copy on NYCHA's website. To conduct a search for the Solicitation/RFP number; vendors are instructed to open the link: <http://www1.nyc.gov/site/nycha/business/isupplier-vendor-registration.page>. Once on that page, please make a selection from the first three links highlighted in red: New suppliers for those who have never registered with iSupplier, current NYCHA suppliers and vendors for those who have supplied goods or services to NYCHA in the past but never requested a login ID for iSupplier, and Login for registered suppliers if you already have an iSupplier ID and password. Once you are logged into iSupplier, select "Sourcing Supplier," then "Sourcing" followed by "Sourcing Homepage" and then reference the applicable RFP PIN/solicitation number.

Proposer shall electronically upload a single .pdf containing its Proposal, which may not exceed 4G, into iSupplier. Instructions for registering for iSupplier can be found at <http://www1.nyc.gov/site/nycha/business/isupplier-vendor-registration.page>. After Proposer registers for iSupplier, it typically takes 24 to 72 hours for Proposer's iSupplier profile to be approved. It is Proposer's sole responsibility to leave ample time to complete iSupplier registration and submit its Proposal through iSupplier before the Proposal Submission Deadline. NYCHA is not responsible for delays caused by technical difficulty or caused by any other occurrence. NYCHA will not accept Proposals via email or facsimile. The submission of attachments containing embedded documents or proprietary file extensions is prohibited.

Each Proposer is required to submit one (1) signed original and five (5) copies of its Proposal package. In addition to the paper copies of the Proposal, Proposers shall submit one (1) complete and exact copy of the Proposal on CD-ROM or Flash drive in Microsoft Office (2010 version or later) or Adobe pdf format.

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, New York, NY 10007. Meddy Ghabaee (212) 306-4539; meddy.ghabaee@nycha.nyc.gov

• jy2

SUPPLY MANAGEMENT

■ SOLICITATION

Construction Related Services

SMD WOOD FLOOR REPAIR AND REFINISH - VARIOUS DEVELOPMENTS WITHIN THE FIVE (5) BOROUGHES OF NYC

- Competitive Sealed Bids - Due 7-12-18
- PIN# 67111 - Bronx Property Management Department - Due at 10:00 A.M.
- PIN# 67112 - Brooklyn Property Management Department - Due at 10:05 A.M.
- PIN# 67113 - Manhattan Property Management - Due at 10:10 A.M.
- PIN# 67114 - Mixed Finance Property Management - Due at 10:15 A.M.
- PIN# 67115 - Optimal Property Management - Due at 10:20 A.M.
- PIN# 67116 - Queens/Staten Island Property Management Department - Due at 10:25 A.M.

Repair and refinishing of various existing wood floors; Apartment floors; Corridors; Sanding, cleaning, and sealing; Refinishing; Repairs; Replace all related missing items with new items.

Interested firms are invited to obtain a copy on NYCHA's website. To conduct a search for the RFQ number; vendors are instructed to open the link: <http://www1.nyc.gov/site/nycha/business/isupplier-vendor-registration.page>. Once on that page, please make a selection from the first three links highlighted in red: New suppliers for those who have never registered with iSupplier, current NYCHA suppliers and vendors for those who have supplied goods or services to NYCHA in the past but never requested a login ID for iSupplier, and Login for registered suppliers if you already have an iSupplier ID and password. Once you are logged into iSupplier, select "Sourcing Supplier," then "Sourcing" followed by "Sourcing Homepage" and then reference the applicable RFQ PIN/solicitation number.

Suppliers electing to obtain a non-electronic 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, at 90 Church Street, 6th Floor; obtain receipt and present it to the Supply Management Procurement Group; RFQ package will be generated at the time of request.

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. La-Shondra Arnold (212) 306-4603; Fax: (212) 306-5109; la-shondra.arnold@nycha.nyc.gov

◀ jy2

HOUSING PRESERVATION AND DEVELOPMENT

LEGAL

■ SOLICITATION

Human Services/Client Services

BASEMENT CONVERSION PILOT PROGRAM EAST NEW YORK - Demonstration Project - Judgment required in evaluating proposals - PIN#80618D0001 - Due 8-10-18 at 2:00 P.M.

The New York City Department of Housing Preservation and Development (HPD) is seeking a Housing Development Fund Corporation (HDFC) to implement the Basement Conversion Pilot Program in East New York for a total contract term of three years. The Basement Conversion Pilot Program (the "Program") is a demonstration project that aims to create 40 below-grade apartments within one-to-three unit homes in Brooklyn Community District 5 (East New York). HPD will fund technical assistance and provide low-rate financing to eligible homeowners in cooperation with an HDFC contractor to convert their basements into housing units compliant with code requirements.

Any vendor that believes that it can provide the required services is invited to express their interest by submitting a proposal by no later than 2:00 P.M., August 10, 2018. A Pre-Solicitation Conference has been scheduled for July 19, 2018, at 3:30 P.M., at 100 Gold Street, Room 8F-14. The Expression of Interest solicitation can be downloaded from the HPD website, <http://www1.nyc.gov/site/hpd/vendors/contract-opportunities.page>.

Questions concerning this solicitation must be sent via email at jb1@hpd.nyc.gov. Applications are to be submitted to HPD, Procurement Services Division, 100 Gold Street, 8B-05, New York, NY 10038, Attention: Jay Bernstein, Deputy Agency Chief Contracting Officer.

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

Housing Preservation and Development, 100 Gold Street, Room 8B-05, New York, NY 10038. Jay Bernstein (212) 863-6657; jb1@hpd.nyc.gov

Accessibility questions: Wayne Whittaker (212) 863-5815, whittakw@hpd.nyc.gov, by: Wednesday, July 18, 2018, 3:00 P.M.



◀ jy2-9

HUMAN RESOURCES ADMINISTRATION

■ AWARD

Human Services/Client Services

PHYSICIAN REVIEW SERVICES FOR HOME CARE PROGRAMS - Renewal - PIN#09614P0005001R001 - AMT:

\$1,950,000.00 - TO: New York County Health Services Review Organization, 199 Water Street, 27th Floor, New York, NY 10038.

Term: 5/1/2018 - 4/30/2021.

◀ jy2

PARKS AND RECREATION

■ VENDOR LIST

Construction Related 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 qualification and experience in advance, DPR will have a pool of competent contractors from which it can draw to promptly and effectively reconstruct and construct its parks, playgrounds, beaches, gardens and green-streets. DPR will select contractors from the General Construction PQL for non-complex general construction site work of up to \$3,000,000.00 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 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:

- 1) The submitting entity must be a Certified Minority/Woman Business enterprise (M/WBE)*;
- 2) 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 joint venture being a certified M/WBE*;
- 3) 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 online at: <http://a856-internet.nyc.gov/nycvendononline/home.asap.>; 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 pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Parks and Recreation, Olmsted Center Annex, Flushing Meadows-Corona Park, Flushing, NY 11368. Alicia H. Williams (718) 760-6925; Fax: (718) 760-6885; dmwbe.capital@parks.nyc.gov

j2-d31

CONTRACTS

■ SOLICITATION

Construction/Construction Services

CONSTRUCTION OF AN ACTIVE PLAY AREA, PATHS AND LIGHTING - Competitive Sealed Bids - PIN# R008-117M - Due 8-2-18 at 10:30 A.M.

The Construction of an Active Play Area, Paths, Lighting and Related Site Work in Faber Park, located between Faber Street and Sharpe Avenue, North of Richmond Terrace, Borough of Staten Island.

Pre-Bid Meeting: Tuesday, July 17, 2018, Time: 11:30 A.M., Location: Faber Park, located between Faber Street and Sharpe Avenue, North of Richmond Terrace, Front of Recreation Center.

E-PIN#84618B0197.

This procurement is subject to participation goals for MBEs and/or WBEs, as required by Local Law 1 of 2013.

This procurement is subject Apprenticeship Program Requirements.

Bid Deposit: Required 5 percent of Amount of Proposal or Bid Bond 10 percent of Amount of Proposal.

The cost estimate range is: \$3,000,000.00 to \$5,000,000.00.

To request the Plan Holder's List, please call the Blue Print Room, at (718) 760-6576.

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

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

Parks and Recreation, Olmsted Center, Room 64, Flushing Meadows-Corona Park, Flushing, NY 11368. Kylie Murphy (718) 760-6855; kylie.murphy@parks.nyc.gov

◀ jy2

REVENUE

■ SOLICITATION

Goods and Services

REQUEST FOR BIDS (RFB) FOR THE OPERATION AND MAINTENANCE OF A NEWSSTAND LOCATED AT VAN SINDEREN AVENUE BETWEEN FULTON AND TRUXTON STREETS, CALLAHAN-KELLY PLAYGROUND, BROOKLYN - Public Bid - PIN# B219-NS-2017 - Due 7-30-18 at 3:00 P.M.

In accordance with Section 1-12 of the Concession Rule of the City of New York, the New York City Department of Parks and Recreation ("Parks") is issuing, as of the date of this notice, a Request for Bids (RFB) for the operation and maintenance of a newsstand, located at Van Sinderen Avenue between Fulton and Truxton Streets, Callahan-Kelly Playground, Brooklyn.

Hard copies of the RFB can be obtained, at no cost, commencing June 26, 2018, through July 26, 2018, between the hours of 9:00 A.M., and 5:00 P.M., excluding weekends and holidays, at the Revenue Division of the New York City Department of Parks and Recreation, which is located, at 830 Fifth Avenue, Room 407, New York, NY 10065. All bids submitted in response to this RFB must be submitted by no later than July 30, 2018, at 3:00 P.M.

There will be a recommended bidder meeting on July 11, 2018, at 11:00 A.M. We will be meeting at the proposed concession site, which is located near the corner of Fulton Street and Van Sinderen Avenue, in Callahan-Kelly Playground, Brooklyn. If you are considering responding to this RFB, please make every effort to attend this recommended meeting.

The RFB is also available for download, commencing on June 26, 2018 through July 30, 2018, on Parks' website. To download the RFB, visit <http://www.nyc.gov/parks/businessopportunities> and click on the "Concessions Opportunities at Parks" link. Once you have logged in, click on the "download" link that appears adjacent to the RFB's description.

For more information or to request to receive a copy of the RFB by mail, prospective proposers may contact the Revenue Division's Senior Compliance Officer, Jeremy Holmes, at (212) 360-3455 or at jeremy.holmes@parks.nyc.gov.

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

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

Parks and Recreation, 830 5th Avenue, 4th Floor, New York, NY 10065. Jeremy Holmes (212) 360-3455; Fax: (917) 849-6635; jeremy.holmes@parks.nyc.gov



j26-jy10

TEACHERS' RETIREMENT SYSTEM

■ SOLICITATION

Human Services/Client Services

CYBER INSURANCE CONSULTING SERVICES - Competitive Sealed Bids - PIN# RFP-963 - Due 8-13-18 at 5:00 P.M.

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

Teachers' Retirement System, 55 Water Street, New York, NY 10041. TRS Procurement Unit (212) 510-3525; procurement@trs.nyc.ny.us

◀ jy2

TRANSPORTATION

BRIDGES

■ AWARD

Construction/Construction Services

COMPONENT REHABILITATION OF TEN BRIDGES, CITYWIDE - Competitive Sealed Bids - PIN# 84117MBBR098 - AMT: \$27,180,966.00 - TO: Beaver Concrete, 1 Bethany Road, Suite 68, Hazlet, NJ 07730.

◀ jy2

AGENCY RULES

OFFICE OF COLLECTIVE BARGAINING

■ NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The Office of Collective Bargaining ("OCB") is proposing changes that will permit the filing of documents electronically through a newly-created e-filing system on the website, allow service and filing by email, and permit the posting of required notices by electronic means. Additional proposed amendments to the OCB's Rules will eliminate certain outmoded administrative requirements and make using the rules easier and more user-friendly by the addition of cross-references to relevant sections, and by conforming dates and times for responses and clarifying the definitions of filing, service and proof of service. Other changes clarify how the rules have been interpreted or add existing practices such as permitting the acceptance of electronic showing of interest in representation cases and permitting the filing of amicus curiae briefs upon permission of the Director.

When and where is the hearing? The OCB will hold a public hearing on the proposed rule. The public hearing will take place at 10:30 A.M., on Wednesday, August 1, 2018. The hearing will be in the Board Room at 100 Gold Street, Suite 4800, 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 OCB through the NYC rules website at <http://rules.cityofnewyork.us>.
- **Email.** You can email comments to nyc-ocb@ocb.nyc.gov.
- **Mail.** You can mail comments to the Office of Collective Bargaining, ATTN: Abigail R. Levy, Deputy General Counsel, Peck Slip Station, PO Box 1018, New York, NY 10038-9991.
- **Fax.** You can fax comments to the OCB at (212) 306-7167.
- **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 (212) 306-7160. You can also sign up in the hearing room before the hearing begins on August 1, 2018. You can speak for up to three minutes.

Is there a deadline to submit comments? Yes. Written comments must be submitted on or before 5:30 P.M., on Wednesday, July 25, 2018.

What if I need assistance to participate in the hearing? You must tell the OCB 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) 306-7160. Advance notice is requested to allow sufficient time to arrange the accommodation. Please tell us by 5:30 P.M., on July 25, 2018.

This location has the following accessibility option(s) available: Elevators.

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, copies of all comments submitted online, copies of all written comments, and a summary of oral comments concerning the proposed rule will be available to the public at the OCB.

What authorizes the OCB to make this rule? Section 1043 of the City Charter and Sections 12-309(a)(7) and 12-309(b)(6) of the City Administrative Code authorize the OCB to make this proposed rule.

Where can I find the OCB's rules? The OCB's rules are in Title 61 of the Rules of the City of New York.

What laws govern the rulemaking process? The OCB must meet the requirements of Section 1043 of the City Charter when creating or changing rules. This notice is made according to the requirements of Section 1043 of the City Charter.

Statement of Basis and Purpose of Proposed Rule

Sections 12-309(a)(7) and 12-309(b)(6) of the New York City Administrative Code authorize the Office of Collective Bargaining's ("OCB") two constituent boards, the Board of Collective Bargaining and the Board of Certification, respectively, "to adopt rules and regulations for the conduct of its business and the carrying out of its powers and duties". The proposed changes modify the OCB's procedural rules, which are found in Title 61 of the Rules of the City of New York, to incorporate new procedures for using modern technology, eliminate unnecessary requirements or references to outmoded technology, make clarifications to reflect how the Rules have been interpreted or to include existing practices, and make understanding the Rules and practice before the OCB more user-friendly.

Listed below are the most substantive proposed changes. Particularly significant among the proposed changes is the addition of rules providing for the filing and service of pleadings and other documents electronically through the OCB's e-filing system. This new system will simplify filing and service for petitioners by, among other things, eliminating the requirement that petitioners serve all parties named in the e-filed action by shifting the burden of service to the OCB.

The proposed rule:

1. Adds new procedures incorporating modern technology:
 - Modernizes all notice posting requirements to allow for posting of notices and other communication with employees through methods such as e-bulletin boards and email;
 - Provides for the filing and service of pleadings and other documents electronically through the OCB's e-filing system;
 - Permits filing with the Board and service on parties by email, for matters not initiated via the e-filing system.
2. Eliminates unnecessary requirements or references to outmoded technology:
 - Eliminates the requirement that parties file three copies of every document, in addition to the original, with the OCB;
 - Eliminates facsimile as an acceptable method of filing and service;
 - Eliminates references to only in-person representation elections as representation elections are now conducted by mail, telephone and via a web-based platform.
3. Clarifies the Rules to reflect how they have been interpreted and to include existing practices:
 - Codifies the practice of accepting submission of proof of interest electronically in representation cases;
 - Clarifies the description of when a petition can be timely filed after the expiration of a collective bargaining agreement;
 - Clarifies the provisions governing Amendments to Certification Petitions to reflect the Board's history of case processing and interpretation of its meaning;
 - Clarifies that the Director's recommendation for the creation of an impasse panel will be conveyed to the parties in writing only;

- Confirms the description of the waiver required with a Request for Arbitration to the language of the 2012 statutory amendment;
 - Clarifies the parties' obligation to designate an agent for service;
 - Clarifies that any objections to the OCB Executive Secretary's deficiency letter must be filed within 10 business days after service of the deficiency letter;
 - Clarifies that supporting briefs must be submitted with a parties' responsive pleading, unless prior permission to submit it later is granted;
 - Provides that if an injunctive relief petition is served in person, it must also be served by email;
 - Permits the filing of a Motion to Dismiss in lieu of an answer with permission of the Director;
 - Permits filing of an Amicus Curiae brief with permission of the Director.
 - Incorporates additional protected classes to the certification requirements for employee organizations, to conform to changes in the Administrative Code.
4. Makes understanding the Rules and practice before the OCB more user-friendly:
 - Confirms most response times in representation case processing to 20 business days;
 - Harmonizes filing and service deadlines so that they are calculated, with minor exceptions, using business days and not calendar days;
 - Eliminates the requirement to submit an affidavit in support of only one type of representation petition;
 - Includes cross-references to other relevant sections of the rules;
 - Clarifies the definitions of Filing, Service, Proof of Service and when service is complete;
 - Clearly differentiates between filing and service through the e-filing system versus more traditional methods of effecting filing and service;
 - Eliminates the requirement that parties add five calendar days prior to computing time periods prescribed by the Rules where service was completed by mail.
 - Includes minor plain language changes throughout.

The OCB's authority for these rules is found in Section 1043 of the New York City Charter and Sections 12-309(a)(7) and 12-309(b)(6) 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 agency, unless otherwise specified or unless the context clearly indicates otherwise.

Section 1. Section 1-01 of Chapter 61 of the Rules of the City of New York is amended as follows:

* * *

§ 1-01 DEFINITIONS. [Terms defined in the statute]. As used in this chapter, t[T]he following terms have the meanings set forth in § 12-303 of the administrative code of the City of New York: "Director," "Board of Collective Bargaining," "Board of Certification," "municipal agency," "municipal employees," "mayoral agency," "public employer," "public employees," "municipal employee organization," "public employee organization," "Municipal Labor Committee," "certified employee organization," "matters within the scope of collective bargaining," "executive order," "grievance," "labor member," "city member," "impartial member," "designated representative," and "designated employee organization" [shall have the meanings set forth in § 12-303 of the statute].

Deputy Director. The term "Deputy Director" [shall]means a deputy appointed by the Director pursuant to § 1170 of the New York City Charter.

Director of Representation. The term "Director of Representation" [shall]means the person appointed by the Director to administer and oversee the processing of all representation cases and all other duties as assigned by the Director.

Executive Secretary. The term "Executive Secretary" [shall]means the person appointed by the Director to carry out the responsibilities defined by § 1-07(c)(2) of these rules.

Improper practices. The term "improper practices" [shall have]has the meaning set forth in § 12-306 of the statute; the term "improper practices proceeding" [shall]means a proceeding conducted, pursuant to § 12-309(a)(4) of the statute, to investigate and determine charges of improper practices and, when appropriate, to issue orders for the purpose of remedying such improper practices.

Representation proceeding. The term "representation proceeding" [shall]means a proceeding under § 12-309(b) of the statute to investigate and determine a question or controversy concerning the

representation of public employees for the purposes of collective bargaining.

Rules. These rules shall be cited as the Rules of the Office of Collective Bargaining (Rules of the City of New York, Title 61, Chapter 1).

Statute. The term "statute" [shall]means the New York City Collective Bargaining Law, Chapter 3 of Title 12 of the Administrative Code of the City of New York, as amended.

Trial examiner. The term "trial examiner" [shall]means any authorized person conducting a hearing and may include a member of either Board, a Deputy Director, or any other agent designated by the Director to conduct a hearing.

Section 1-02; Section 1-03; paragraph 1 of subsection a of Section 1-04; Sections 1-05 to 1-08; subsection h of Section 1-10; and Section 12 of Chapter 61 of the Rules of the City of New York, are amended as follows:

§ 1-02 REPRESENTATION PROCEEDINGS.

- (a) **Definition. Board.** As used in this section, the term "Board" [shall]means the Board of Certification.
- (b) **Petition -- filing.** A petition for the investigation of a question or controversy concerning the representation of public employees may be filed by a public employer, public employees, or their representative[s]. The petition [shall] must be filed on a form prescribed by the Office of Collective Bargaining and [shall] must be in writing and signed. [The original and three copies thereof shall be filed with the Board.]
- (c) **Petition by public employees or their representatives -- contents; proof of interest.**
- (1) Unless e-filed pursuant to § 1-12(e)(2), a[A] petition filed by public employees or their representatives [shall] must contain:
- The name, address, telephone [and fax]number,[s] and email address of petitioner;
 - The name, address, and telephone [and fax]number[s] of the public employer;
 - The [classes of] titles and the approximate number of employees in the units claimed to be appropriate [and the approximate number of employees therein];
 - An allegation that a question or controversy exists concerning representation and a concise statement of the nature thereof;
 - The names, addresses, and telephone [and fax]numbers of any other public employee organizations, known to petitioner, which claim to represent employees in the alleged appropriate bargaining units, and the expiration date of any existing collective bargaining agreement;
 - A request that the Board certify or designate the petitioner as the exclusive bargaining representative of the employees in the appropriate units or for other appropriate action.
- (2) Simultaneously with the filing of the petition, the petitioner [shall] must:
- In the case of a petition for certification, submit to the Board evidence that at least 30 percent of the employees in the appropriate unit, or in each appropriate unit, desire petitioner to represent them for the purposes of collective bargaining;
 - In the case of a petition for designation as the collective bargaining representative of a unit for the purposes specified in paragraphs two, three or [five] six of § 12-307(a) of the statute, submit evidence that it is the certified representative of a bargaining unit which includes more than 50 percent of the employees in the unit for which designation is sought.
- (3) If such evidence is not timely submitted, the Board may dismiss the petition forthwith. Sufficiency of interest shall not be litigated.
- (d) **Petition by public employer -- contents.** Unless e-filed pursuant to § 1-12(e)(2), [The]the petition [shall] must contain:
- The name, address, telephone [and fax]number,[s] and email address of the petitioner;
 - A general description of petitioner's function and the number of its employees;
 - The [classes of] titles [of] and the approximate number of employees in the units claimed to be appropriate [the approximate number of employees therein];

- An allegation that a question or controversy exists concerning representation and a concise statement setting forth the nature thereof, and, in any case when a public employer entertains a good faith doubt concerning the continued majority status of a certified union, an allegation to that effect with a concise statement of the facts upon which the doubt is based;
 - The names, addresses, and telephone [and fax]numbers of the public employee organizations which claim to represent the employees in the alleged unit(s);
 - A request that the Board investigate the alleged question or controversy.
- (e) **Decertification petition -- contents; proof of interest.**
- (1) A petition alleging that a certified or designated employee organization is no longer the representative of the public employees in an appropriate bargaining unit may be filed by a public employee or group of public employees, or their representative. Unless e-filed pursuant to § 1-12(e)(2), [The] the petition [shall] must be in writing and signed and [shall] must contain:
- The name, address, telephone [and fax]number,[s] and email address of petitioner;
 - The name, address, and telephone [and fax]number[s] of the certified or designated employee organization;
 - A description of the bargaining unit(s) [involved] and the approximate number of employees [therein] in the unit(s);
 - The expiration date of any contract covering employees in the unit(s);
 - An allegation that the certified or designated employee organization no longer is the representative of the employees in the appropriate unit(s), and any other relevant and material facts.
- (2)
 - Simultaneously with the filing of a decertification petition, the petitioner [shall] must submit to the Board evidence that at least 30 percent of the employees in each unit do not desire to be represented by the certified employee organization;
 - Simultaneously with the filing of a petition for revocation of a designation as collective bargaining representative of a unit for the purposes specified in paragraphs two, three or [five] six of § 12-307(a) of the statute, the petitioner [shall] must submit to the Board evidence that the designated representative is not the certified representative of the bargaining unit or units which include more than 50 percent of the employees in the unit which it has been designated to represent;
 - If such evidence is not timely submitted, the Board may dismiss the petition [forthwith]. Sufficiency of interest shall not be litigated.
- (f) **Proof of interest -- current.** Designation and authorization cards and petitions, submitted as proof of interest under § 1-02(c)(2), 1-02(e)(2) or 1-02(1) of these rules, must be dated and signed by the employees, by hand or electronically, not more than seven months prior to the commencement of the proceeding before the Board. Proof of interest shall be based on the payroll immediately preceding the date of filing of the petition, unless the Board deems such period to be unrepresentative.
- (g) **Petitions -- contract bar; time to file.** A valid contract between a public employer and a public employee organization will bar the processing of any petition filed outside of the window periods described below. The time period for filing a petition for certification, designation, decertification or revocation of designation pursuant to § 1-02(c), (d), or (e) of these rules [shall be] is: for a contract of no more than three years' duration, a petition can be filed not less than 150 or more than 180 calendar days before the contract's expiration date; for a contract of more than three years' duration, a petition can be filed not less than 150 or more than 180 calendar days before the contract's expiration date, or not less than 150 or more than 180 calendar days before the end of the third year of that contract. No petition for certification, decertification or investigation of a question or controversy concerning representation may be filed after the expiration of a contract. However, [in the event that] if a window period would be eliminated or shortened, such as when a public employer and a public employee organization sign a successor contract after that contract has expired or less than 180 days before it expires, then a petition for certification, decertification or question or controversy concerning representation may be filed in the 30-day period following the date the successor contract is signed by all parties. Moreover, if the Board finds that unusual or extraordinary

circumstances exist, such as when there is reason to believe that a recognized or certified employee organization is defunct or has abandoned representation of the employees in the unit for which it was recognized or certified, the Board may process a petition otherwise barred by this rule.

(h) Petitions -- notice of filing. Upon the filing of a petition pursuant to the provisions of § 1-02 of these rules, the Office of Collective Bargaining will publish the notice [thereof shall be posted] on its website [on the public docket maintained by the Board] and [shall be published] in the City Record. The notice shall include the date the petition was filed, the name and address of the petitioner, the name and address of the public employer, and a statement of the action sought. [A]The notice [containing the same information] will be prepared by the Board and delivered to the employer, which [shall] must post or distribute [it] the notice in the manner in which it [on the bulletin board] customarily communicates information to employees. If posted, notices must remain [used for the posting of notices for] for a minimum of ten business days. Within 20 business days of service of the notice, the public employer must provide the Director of Representation with a certification that the notice has been posted or distributed.

(i) Responses -- time to file. For petitions filed pursuant to § 1-02(c), (d), or (e) of these rules the public employer or an employee organization certified to represent the existing bargaining unit [shall] must file its written submission with the Director of Representation within [30] 20 business days after service of the notice of filing of a petition pursuant to § 1-02 of these rules, [an original and three copies of its written submission], with proof of service upon all other parties, setting forth its position on the petition. As circumstances require, the request of the public employer or employee organization for an extension of time to file its written submission, on notice to all parties, shall not be unreasonably denied. When it is the public employer's position that any of the petitioned-for titles and employees are managerial or confidential, in its written submission the employer [shall] must comply with the requirements of § 1-02(v) of these rules insofar as they require a statement of the factual basis of the allegation that the affected titles and employees are managerial or confidential, as the case may be. In the absence of any response from the public employer or an employee organization certified to represent the existing bargaining unit within the time specified above, the Board shall proceed with processing the petition. For petitions filed pursuant to § 1-02(c) and (e) of these rules, responses filed by an employer must contain an alphabetized list of all the employees in the unit(s) sought.

(j) Investigation.

(1) In its investigation of a question or controversy concerning representation, the Board may conduct informal conferences or hearings, may direct an election or elections, or use any other suitable method to resolve the question concerning representation.

(2) If, after a petition [or motion] has been filed pursuant to section § 1-02 of these rules and at any time prior to the close of the record, it appears to the Director of Representation that no further proceedings are warranted because the petition [or motion] does not raise a question concerning representation or is otherwise insufficient due to untimeliness, contract or certification bar or lack of a sufficient showing of interest, the Director of Representation may dismiss the petition [or deny the motion] by administrative action, and will so advise the parties in writing, setting forth the grounds for dismissal.

(3) Within 10 business days after service of a letter dismissing a [motion or] petition, the petitioner may obtain review of the dismissal by filing with the Board [an original and three copies of] a statement in writing setting forth the reasons for the appeal together with proof of service thereof upon all other parties. A response by a non-moving party may be filed within 10 business days of service of the appeal.

(k) Appropriate units -- determination. In determining appropriate bargaining units, the Board will consider, among other factors:

- (1) Which unit will assure public employees the fullest freedom in the exercise of the rights granted under the statute and the applicable executive order;
- (2) The community of interest of the employees;
- (3) The history of collective bargaining in the unit, among other employees of the public employer, and in similar public employment;
- (4) The effect of the unit on the efficient operation of the public service and sound labor relations;

(5) Whether the officials of government at the level of the unit have the power to agree or make effective recommendations to other administrative authority or the legislative body with respect to the terms and conditions of employment which are the subject of collective bargaining;

(6) Whether the unit is consistent with the decisions and policies of the Board.

(l) Determination of representatives on consent. Subject to the approval of the Director of Representation, the parties to a representation proceeding may waive a hearing and agree in writing on the method by which the Board shall determine the question of representation.

(m) Voluntary recognition -- notification.

(1) **Filing of notification.** When the public employer proposes voluntarily to recognize a public employee organization for the representation of public employees pursuant to § 12-303(1) (2) of the statute, the employer [shall] must file [an original and three copies of] a signed written notification with the Board.

(2) **Notification of proposed recognition by public employer -- contents.** Unless e-filed pursuant to § 1-12(e) (2), t[T]he notification [shall] must contain:

(i) The name, address, telephone [and fax] number[s], and email address of the public employer;

(ii) A general description of the public employer's function and the number of its employees;

(iii) The [classes of] titles [of,] and the approximate number off,] employees in the units which have been recognized [and the approximate number of employees therein];

(iv) A statement that no question or controversy is known to exist concerning representation thereof;

(v) The names, addresses, and telephone [and fax] numbers of the public employee organization(s) which has been recognized to represent the employees in the units;

(vi) A request that the certification held by the public employee organization(s) be amended, if applicable, to reflect the voluntary recognition.

(3) Notification of proposed recognition -- notice of filing.

Upon the filing of a notification of proposed recognition pursuant to the provisions of § 1-02 of these rules, [notice thereof shall be posted] the Office of Collective Bargaining will publish the notice on its website [on the public docket maintained by the Board] and [shall be published] in the City Record. The notice shall include the date the notification of recognition was filed, the name and address of the public employer, the name and address of the public employee organization, and a statement of the action sought. [A]The notice [containing the same information] will be prepared by the Board and delivered to the employer, which [shall] must post or distribute [it] the notice in the manner by which it [on bulletin boards] customarily [used for the posting of notices for] communicates information to employees. If posted, notices must remain [used for the posting of notices for] for a minimum of 10 business days. Within [21 calendar] 20 business days of service of the notice, the public employer [shall] must provide the [Board] Director of Representation with a [signed] certification that the notice has been posted or distributed.

(4) **Objection to proposed recognition.** An employee, a group of employees, or a public employee organization may file a statement with the Board objecting to the proposed recognition and alleging that a question or controversy exists regarding representation. [Such a] The statement of objection, if filed in a timely manner within the period of objection, will preclude a proposed recognition from becoming effective. [In the event] If an objection is timely filed, the notice of voluntary recognition will be deemed a petition pursuant to § 1-02(d) of these rules and will be processed accordingly.

(5) **Period of objection.** A public employee or employee organization objecting to the recognition [shall] must file [an original and three copies of] its statement of objection, with proof of service on the public employer and public employee organization, setting forth the basis for its opposition within [20] 10 [calendar] business days of publication of the notice of filing in the City Record.

(n) Elections -- participation; eligibility.

(1) If the Board determines, as part of its investigation, to conduct an election, it shall determine who may participate in the election and appear on the ballot, the form of the ballot, the employees eligible to vote in the election, and the rules governing the election. An intervening public employee

organization, other than a certified public employee organization, shall not be entitled to appear on the ballot except upon a showing of interest, satisfactory to the Board, of at least 10 percent of the employees in the unit found to be appropriate.

- (2) When a public employer objects to the addition of supervisory or professional employees to a unit which contains non-supervisory employees or non-professional employees pursuant to § 12-309(b)(1) of the statute, an election [shall] must be held to determine whether a majority of supervisory or professional employees voting in an election are in favor of such a unit. The electorate of such an election [shall] must consist solely of such supervisory or professional employees sought to be added to such a unit. When there is a dispute as to the eligibility of the employees in question or the appropriateness of the proposed unit, those issues shall be resolved by the Board prior to the holding of an election under this subdivision.
- (3) Except upon consent of the parties, [N]no election shall be conducted in any bargaining unit or any subdivision thereof within which[, in the preceding 12-month period,] a valid election [shall have] has been held [except upon the consent of the parties] in the preceding 12-month period.
- (o) **Elections -- notice.** Prior to the election, the Board will prepare a notice of election which will specify the time, [and] place, and manner in which voting will be conducted, [of the election, the hours the polls will be open, the classes of]titles of employees in the appropriate unit in which the election is to be conducted, rules concerning eligibility to vote, the form and content of the ballot, and such additional information and instructions as the Board may determine. [Copies of the notice will be delivered to]T[t]he public employer[, who shall]must post or distribute the notice in the manner by which it customarily communicates information to employees. If posted, notices must remain [post them on the employees' bulletin boards and in other appropriate places,] until the election has been concluded.
- (p) **Elections.**
- (1) **Conduct.** All elections [shall] must be by secret ballot and [shall] must be conducted under the supervision of an agent of the Board [at such time and place as the agent may direct] in the manner determined by the agent.
- (2) **Observers.** Each party may be represented by observers selected in accordance with such limitations and conditions as the Board may prescribe.
- (3) **Challenges.** An observer or the Board's agent conducting the election may challenge for good cause the eligibility of any person to vote in the election. Challenged ballots shall be impounded pending Board decision thereon.
- (4) **Count of ballots.** After the polls have been closed, the ballots shall be counted by the Board's agent in the presence of the observers.
- (5) **Report of count.** Upon the conclusion of the election, the Board or its agent shall prepare and serve upon the parties a report showing the results of the election.
- (q) **Inconclusive elections; run-off.** In any election in which three or more choices (including "no representative") appear on the ballot, if no choice receives a majority of the valid ballots cast, and the valid ballots cast for "no representative" total less than 50 percent of the valid ballots cast, the Board may conduct a run-off election in which only the two public employee organizations which received the largest number of valid votes shall appear on the ballot, and the choice of "no representative" shall be omitted [there]from the ballot.
- (r) **Post-election procedure -- objections; challenges.** Within seven business days after service of the report of count, any party may serve on all other parties and file with the Board (with proof of service) [an original and three copies of] objections to the election, to conduct affecting the results of the election, or to the report of count. The objections [shall] must be verified[,] and [shall] must contain a concise statement of the facts constituting the grounds of objections. The Board may direct oral argument before it, or direct a hearing, or otherwise investigate and make its determination with respect to the objections or any challenged ballots.
- (s) **Certification -- determination of majority; no strike affirmation; disqualification.**
- (1) Upon completion of its investigation of any petition [or motion] filed pursuant to § 1-02 of these rules, the Board shall certify [to the parties] the name of the representative, if any, which has been designated [as their representative] by a majority of the employees in the appropriate bargaining unit[,] or, if an election is held, which has been selected by

the majority of the employees casting valid ballots in the election, or make other disposition of the matter. Notice of certifications issued by the Board shall be published in the City Record.

- (2) No public employee organization shall be certified as an exclusive bargaining representative unless it has filed with the Board a no-strike affirmation as required by the New York State Public Employees Fair Employment Act.
- (3) An employee organization shall not be eligible for certification as an exclusive bargaining representative if it:
- discriminates with regard to the terms and conditions of membership because of race, color, creed, religion, disability, gender, sexual orientation, age, or national origin, or
 - engages in or advocates the violent overthrow of the government of the United States or any state or any political subdivision thereof.
- (t) **Certification; designation -- life; modification.** When a representative has been certified by the Board, [such]the certification [shall]remains in effect for one year from the date [there]of the certification and until [such time thereafter as it shall be made to appear to] the Board determines, [through]after a secret ballot election conducted in a proceeding under § 1-02(c), (d), or (e) of these rules, that the certified employee organization no longer represents a majority of the employees in the appropriate unit. When a representative has been designated by the Board to represent a unit for the purposes specified in paragraphs two, three or [five] six of § 12-307(a) of the statute, [such]the designation [shall] remains in effect for one year from the date [there]of designation and until the Board determines that the designated employee organization no longer represents a majority of the employees in the appropriate unit. Notwithstanding the above bar on challenging a certification within one year of its issuance, in any case when unusual or extraordinary circumstances require, such as when there is reason to believe that a recognized or certified employee organization is defunct or has abandoned representation of the employees in the unit for which it was recognized or certified, the Board may modify or suspend, or may shorten or extend the life of the certification or designation.
- (u) **Amendments of certifications – [motion]petition; affidavit; notice of filing; [answering affidavit] response; disposition by the Board.**
- (1) A public employer or the certified bargaining representative of a unit may [make]file a [motion]petition requesting amendment of a certification to [include classes of titles (positions), the names of which are changed, or new specialty designations, or a new class of titles (positions), and/or to delete obsolete titles (positions) or designations] add and/or delete titles or to reflect that the certified bargaining representative has changed its name. The [motion] petition [shall] must be in writing, [and] signed, [supported by the affidavit of an officer of or attorney for the moving party. The original and three copies thereof shall be] and filed with the Board. [together with proof of service on any other parties.] If a proposed amendment raises a question concerning the majority status of the certified bargaining representative, the petition must be filed pursuant to § 1-02(c).
- (2) Unless e-filed pursuant to § 1-12(e)(2), a[A motion] petition for amendment of certification [pursuant to this subdivision shall be based upon an affidavit which shall] must contain:
- The name, address, and telephone number [and fax numbers] of the certified bargaining representative of the unit(s) involved;
 - A description of the bargaining unit(s) involved and the date of certification of the bargaining representative;
 - All [names of the classes of] titles [(positions) and designations] involved [and the date(s) on which any change of name or creation of new name or designation was effected;], the number of employees in each title, and the name of each public employer and/or municipal agency at which the employees work;
 - A request that the bargaining representative's certification be amended to reflect the changes recited in the petition.
- (3) Upon the filing of a [motion] petition pursuant to this subdivision, the Office of Collective Bargaining will publish a notice [thereof] of the filing [shall be posted]on its website [on the public docket maintained for such motions by the Board] and [shall be published]in the City Record. The notice shall include the date the [motion] petition was filed, the names and addresses of the parties and the changes [covered] requested by the [motion]petition. [A]The notice [containing

the same information] shall be prepared by the Board and delivered to the employer, which [shall] must post or distribute [it] the notice in the manner by which it [on the bulletin board] customarily [used for the posting of notices for] communicates information to employees. If posted, notices must remain for a minimum of 10 business days. Within [21 calendar] 20 business days of service of the notice, the public employer [shall] must provide the [Board] Director of Representation with a [signed] certification that the notice has been posted or distributed.

- (4) A public employer or employee organization opposing the [motion] petition [shall] must file [an original and three copies of its answering affidavit] its response, with proof of service on the other parties, setting forth the basis for its opposition within [10] 20 business days of [publication] service of the notice of filing [in the City Record].
- (5) In the absence of [answering affidavits] a response filed by a public employer or employee organization opposing the [motion] petition or in the absence of defects revealed by the Board's investigation, the Board shall issue the amendment [forthwith].
- (6) When a [motion] petition filed under this subdivision is contested, the Board may conduct informal conferences or hearings, may direct an election or elections, or use any other suitable method to resolve the question concerning representation.
- (v) Petition for designation of [persons] employees as managerial or confidential [employees] -- contents; time to file; notice; intervention; investigation; determination.**
- (1) A petition for the designation of certain of its employees as managerial or confidential may be filed by a public employer [or its representative]. The petition [shall] must be in writing, [and] signed, [The original and three copies thereof shall be] and filed with the Board. [together with proof of service on any other parties.] Unless e-filed pursuant to § 1-12(e)(2), t[T]he petition [shall] must contain:
- (i) The name, address, telephone [and fax] number[s], and email address of petitioner;
- (ii) A general description of petitioner's function;
- (iii) The titles of employees covered by the petition and the number of employees in each;
- (iv) A statement as to whether any of the titles affected by the petition has ever been included in a collective bargaining unit for purposes of negotiation with petitioner; whether any of them has been represented at any time by a certified employee organization; and the current collective bargaining status of each [such] title;
- (v) The expiration date of any current collective bargaining agreement covering employees affected by the petition;
- (vi) A [statement] request that the titles and employees affected by the petition be designated either managerial, confidential, or both, as the case may be;
- (vii) A statement of the basis of the allegation that the titles and employees affected by the petition are managerial and/or confidential;
- (viii) The name, address, and telephone [and fax] number[s] of any certified employee organization which represents persons affected by the petition[.];
- [(ix) A statement that notice of the filing of the petition has been mailed to any certified employee organization which represents employees in such titles.]
- (2) A petition for the designation of employees as managerial or confidential may be filed:
- (i) Not less than five or more than six months before the expiration date of the contract covering the employees sought to be designated managerial or confidential; or
- (ii) During the pendency of a representation proceeding in which the petitioned for unit includes the employees sought to be designated managerial or confidential; or
- (iii) In the discretion of the Board when unusual circumstances are involved.
- (3) Any employee affected by the petition may apply to the Board for permission to intervene in the proceeding following the general procedures prescribed in § 1-12(k) of these rules [within 20 calendar days of publication of the notice prescribed in § 1-02(h) of these rules]. [Such] The application [shall] must be made by a motion addressed to the Board and [supported by an affidavit stating] contain the basis for the request for permission to intervene, including a statement as

to whether intervenor appears in support of or in opposition to the petition and a recital of the facts upon which intervenor bases [such] its support or opposition.

- (4) In its investigation of a question as to the managerial or confidential status of employees, the Board may conduct informal conferences or hearings or use any other suitable method of resolving the matter.
- (5) Upon completion of its investigation, the Board shall determine whether or not the titles affected by the petition or any of the persons employed in any such title are managerial or confidential and shall communicate its determination to the parties. Notice of such determination shall also be published in the City Record.
- (6) A determination by the Board made pursuant to this subdivision regarding the managerial or confidential status of a title shall be final and binding and, subject to § 1-02(v)(2) (iii) of these rules, [such] the determination shall preclude a petition to represent the title and employees or a petition to designate the title and employees managerial or confidential for a period of two years or until the period specified in § 1-02(v)(2)(i) above, whichever is later. A petition filed pursuant to this subdivision [shall] must include a statement of facts demonstrating such a material change in circumstances subsequent to the Board's prior determination as to warrant reconsideration of the managerial or confidential status of the title or employee.

§ 1-03 COLLECTIVE BARGAINING.

- (a) Definition. Board.** As used in this section, the term "Board" [shall] means the Board of Collective Bargaining.
- (b) Bargaining notice -- contents. Unless e-filed pursuant to § 1-12(e)(2), [A] a bargaining notice, served and filed pursuant to § 12-311(a) of the statute, [shall] must be on a form prescribed by the Office of Collective Bargaining and [shall] must contain:**
- (1) The name, address, telephone [and fax numbers] number, and email address of the party serving the notice;
- (2) The name, address, telephone [and fax numbers] number, and email address of the party to whom the notice is directed;
- (3) The expiration date of the current collective bargaining agreement and the date specified therein, if any, for service of a notice of intention to negotiate new contract terms, or a statement that there is no collective bargaining agreement in effect;
- (4) A description of the appropriate bargaining unit, including the certification number or numbers of the units covered and the approximate number of employees in the units covered by the request for negotiation;
- (5) A request that negotiations begin within 10 business days after service of the notice.
- (c) Extension of time -- request.** A request for an extension of time to commence bargaining negotiations [shall] must be in writing and [shall] must be filed with the Director. A copy thereof [shall] must be served upon the other party to the proposed negotiations. The request [shall] must be filed at least three business days before the time when negotiations should start and [shall] must state the reasons for the requested extension of time. The other party may serve and file its written consent or objections to the requested extension, and its reasons therefor. The Director or the Director's designee shall notify the parties in writing whether the request is denied or granted.
- (d) Filing contracts.** Every public employer entering into a written collective bargaining agreement with a public employee organization [shall] must file copies thereof that are in [written and] electronic formats with the Board within [15] 10 [calendar] business days after the execution of the agreement. Contracts filed with the Board shall be public records and available for inspection at reasonable times.

§ 1-04 MEDIATION.

- (a) Request for mediation -- contents.** Unless waived by the Deputy Director, a request for the appointment of a mediation panel or mediation assistance by the Deputy Director [shall] must be in writing, and upon notice to all parties. Unless e-filed pursuant to § 1-12(e)(2), t[T]he request [shall] must be filed on a form prescribed by the Office of Collective Bargaining and [shall] must contain:
- (1) The name, address, telephone [and fax numbers] number, and email address of the other party to the collective bargaining negotiations;

§ 1-05 IMPASSE PANELS.

- (a) **Definition. Board.** As used in this section, the term "Board" [shall]means the Board of Collective Bargaining.
- (b) **Request for impasse panel -- contents.** A request for the appointment of an impasse panel may be made jointly by the public employer and the certified or designated employee organization, or singly by either party. Unless waived by the Director, the request [shall] must be in writing and signed by the public employer and the certified or designated employee organization or by any of them, if made singly. If the request is by a single party, a copy [shall] must be served on the other party. Unless e-filed pursuant to § 1-12(e)(2), t[T]he request [shall] must be filed with the Board on a form prescribed by the Office of Collective Bargaining and shall contain:
- (1) The names, addresses, telephone [and fax] numbers, and email addresses of the parties;
 - (2) The date when negotiations began and the date of the last meeting;
 - (3) The nature of the matters in dispute and any other relevant facts, including a list of the specific employer and/or employee organization demands upon which impasse has been reached;
 - (4) A statement that collective bargaining (with or without mediation) has been exhausted and that conditions are appropriate for the creation of an impasse panel;
 - (5) The size of the panel to be appointed, if the parties have agreed thereon;
 - (6) The names of the persons who are listed on the Office of Collective Bargaining's impasse panel register and who are to constitute the panel, if the parties have agreed thereon.
- (c) **Investigation by Director upon request.** Upon receipt of the request for an impasse panel, the Director may conduct or cause to be conducted an investigation to ascertain if the conditions for an impasse panel have been met, namely, that the collective bargaining negotiations have been exhausted and that the conditions are appropriate for the creation of an impasse panel.
- (d) **Investigation by Director without request.** The Director may cause such investigation or hearing to be conducted without receipt of a request for the appointment of an impasse panel from either or both of the parties.
- (e) **Director's recommendation.** If the Director concludes that collective bargaining negotiations have been exhausted and that conditions are appropriate for the creation of an impasse panel, the Director shall convey such conclusion either orally or in writing to the Board, with [such]information as to the nature of the dispute as the Board may require. The parties shall be notified[, either orally or] in writing of the Director's recommendation. If the initial request was not a joint request, the party or parties not requesting the creation of an impasse panel [shall have an opportunity to] may object to the recommendation, in writing, within three business days after service of notice of the recommendation.
- (f) **Authorization of panel.** If the Board determines that collective bargaining negotiations (with or without mediation) have been exhausted and that conditions are appropriate for the creation of an impasse panel, it shall instruct the Director to appoint such panel. In reaching its determination, the Board may conduct or direct [such] any additional investigation, conferences or hearings as it deems advisable and proper. The Director may appoint an impasse panel, without prior consultation with the Board, upon request of both parties.
- (g) **Scope of collective bargaining.** When the appointment of an impasse panel has been authorized in accordance with § 1-05(f) of these rules, a petition seeking a determination whether a particular demand is within the scope of collective bargaining must be filed in accordance with § 1-07(b)(2) within [30 calendar] 20 business days of the notification of [such] the authorization. [In the event] If a scope petition is filed during the pendency of an impasse proceeding, the matter shall be [accorded [expedited] treatment]; the impasse proceeding shall not commence until a final determination [thereof] of the scope petition by the Board or withdrawal of [such] the petition.
- (h) **Size of panel.** An impasse panel shall consist of such number of persons listed on the Board's impasse panel register as the parties may have agreed upon. In the absence of agreement, the Director shall fix the size of the panel.
- (i) **Selection of panel.** If the parties have not agreed on the persons to serve on the panel, each of the parties shall receive an identical list of at least seven names chosen by the Director from the impasse panel register. Each party shall have five business days within which to number at least five of the names in order of preference, and return the list to the Director. Failure to return

the list within the specified time [shall be] is deemed approval of all persons named [therein]. The Director shall appoint the panel from those persons who have been approved by both parties, with due consideration for the designated orders of preference. If one or more of those approved decline or are unable to serve, the Director, to the extent necessary, shall appoint the panel members without the submission of additional lists. At the parties' request, the Director may approve an alternative procedure for selecting the members of an impasse panel.

- (j) **Panel -- powers and duties.** An impasse panel [shall have] has the powers and duties set forth in § 12-311(c)(3)(a) through (d) of the statute.
- (k) **Hearing; record.**
- (1) Hearings before impasse panels shall be stenographically reported and transcribed. The parties shall share the cost thereof. Hearings shall not be public unless agreed to by the parties and the panel and approved by the Director.
 - (2) The record shall consist of all pleadings, exhibits and other documents submitted by the parties to the panel, the transcript of testimony taken in hearings before the panel, any statements of positions as to the issues submitted by the parties prior to, during or after the hearing, the report and recommendations issued by the panel and any other documents which the Board, in its discretion, deems necessary and pertinent.
- (l) **Panel reports -- publication, acceptance or rejection.**
- (1) **Report and recommendations.** An impasse panel shall submit its report and recommendations to the Director, to each of the parties, and to any body, agency or official whose action is required to implement the panel's recommendations.
 - (2) **Publication.** The report and recommendations shall be released for publication not later than seven calendar days after its submission or, upon written agreement of the parties, filed with and approved by the Director, not later than [30 calendar] 20 business days after its submission, provided that if the parties conclude a collective bargaining agreement prior to the date on which the report and recommendations is to be released, it shall not be released except upon consent of the parties communicated to the Director.
 - (3) **Acceptance or rejection.** Within 10 business days after submission of the panel's report and recommendations, or such additional time (not exceeding 30 calendar days from the submission of the panel report) as the Director may permit, each party [shall] must notify the other party and the Director, in writing, of its acceptance or rejection, in whole or in part, of the panel's report and recommendations. Failure to so notify [shall be] is deemed acceptance of the recommendations. The Director may release the acceptances and/or rejections for publication at such time as the Director may deem advisable.
 - (4) **Confidentiality.** The report and recommendations of the impasse panel and the acceptances and/or rejections of the parties shall be confidential records until released for publication by the Director.
- (m) **Review of panel report and recommendations.**
- (1) **Appeal of impasse panel report and recommendations.** A party who rejects in whole or in part the report and recommendations of an impasse panel pursuant to § 12-311(c)(3)(e) of the statute may appeal to the Board for review of the report and recommendations. All appeals pursuant to this subdivision must be initiated by notice of appeal and petition and may not be raised as part of an answer to the petition of another party. The record of proceedings before the impasse panel [shall] must be filed simultaneously with the filing of the petition.
 - (2) **Petition.**
 - (i) **Contents.** A petition filed pursuant to § 1-05(m) of these rules [shall] must be signed and [shall] must specify:
 - (A) The ground upon which the appeal is taken;
 - (B) The alleged errors of fact and/or judgment of the panel, precisely identifying those parts and portions of the report and recommendations allegedly in error;
 - (C) Any part of the testimony and evidence relating to the report and recommendations or the grounds upon which the appeal is taken, to support the allegations of the petition;
 - (D) The modifications requested;
 - (E) Such additional matters as may be relevant and material.

(ii) **Service and filing.** The petition pursuant to § 1-05(m) of these rules [shall] must be served upon all parties[,] and [the original and three copies thereof,] must be filed, [with the Board,] [with proof of service,] [shall be filed] with the Board within 10 business days of the rejection of the report and recommendations.

(3) **Answer.**

(i) **Contents.** Respondent's answer to the petition [shall] must be signed and [shall] must contain:

- (A) Admissions or denials of the allegations of the petition;
- (B) A statement of the nature of the disagreement;
- (C) Any additional facts which are relevant and material;
- (D) [Such o]Other affirmative matters or defenses as may be appropriate. The answer [shall] must be addressed solely to the petition and [shall] must not contain any matter relating to any objections which respondent may have to the report and recommendations.

(ii) **Service and filing.** Within 10 business days after service of the petition, respondent [shall] must serve its answer upon petitioner and any other party respondent, and [the original] must file its answer, [and three copies thereof,] with proof of service, [shall be filed] with the Board.

(4) **Briefs; service and filing.** Petitioner's brief, if any, [shall] must be served and filed simultaneously with its petition. Respondent's answering brief, if any, [shall] must be served and filed simultaneously with its answer. [An original and three copies of each brief, with] Parties must file proof of service[, shall be filed] with the Board.

(5) **Oral argument; hearing.** The Board, in its discretion, may grant the request of a party for oral argument or, in a case involving allegations of any of the grounds set forth in subparagraphs (i), (ii), or (iii) of § 7511(b) of the New York Civil Practice Law and Rules, may grant and direct a hearing; [such] the request [shall] must be filed within 10 business days after issue has been joined. The Board may direct that [such] oral argument or hearing be held without a request from either party where it finds that to do so will contribute to a determination of the matter.

§ 1-06 ARBITRATION.

(a) **Definition. Board.** As used in this section, the term "Board" [shall] means the Board of Collective Bargaining.

(b) **Request for arbitration -- service and filing; waiver; contents.**

(1) Unless e-filed pursuant to § 1-12(e)(2), a[A] public employer or certified or designated public employee organization which desires to arbitrate a grievance [shall] must:

- (i) file a request for arbitration on a form and in a manner prescribed by the Office of Collective Bargaining which [shall] must contain a plain and concise statement of the grievance to be arbitrated;
- (ii) serve the request for arbitration upon all parties to the agreement under which the request is being made;
- (iii) when the party requesting arbitration is a public employee organization, file a waiver, signed by the grievant(s) and the public employee organization, waiving any rights to submit the [underlying] contractual dispute being alleged under a collective bargaining agreement to any other administrative or judicial tribunal except for the purpose of enforcing the arbitrator's award.

(2) The request for arbitration should have [appended thereto] copies appended of:

- (i) The written grievance, if any;
- (ii) The Step II and Step III decisions, if any;
- (iii) The contract provision and/or the rule or regulation that was allegedly violated.

(c) **[Service and filing of p] Petitions challenging arbitrability--service; filing; responsive pleadings.** (1) A petition for a final determination by the Board as to whether the grievance is a proper subject for arbitration, also known as a petition challenging arbitrability, [shall] must be served and filed within 10 business days after service of the request for arbitration and the waiver upon the other party to the grievance[.], [or the party so

served shall be precluded thereafter from consenting in any forum the arbitrability of the grievance.] If the request for arbitration and waiver are not filed simultaneously, the 10 business day time period shall run from date of service of the waiver or request for arbitration, whichever is later. Failure to file a petition challenging arbitrability within the ten day time frame shall preclude the arbitrability of the grievance from being contested in any forum.

(2) Copies of the request for arbitration and all documents set forth in § 1-06(b)(2) of these rules [should] must be attached to a petition challenging arbitrability.

(3) Pleadings responsive to a petition challenging arbitrability must be filed in accordance with § 1-07(c)(3), (4), and (5).

(d) **Consolidation of arbitration proceedings.** A public employer or a public employee organization may request the consolidation of arbitration cases involving the same grievant(s), identical issues or similar facts. [Following such a] In response to the request, cases may be consolidated at the discretion of the Deputy Director, after notice and an opportunity to be heard has been given to the other party. Except when a consolidation request is jointly made by a public employer and a public employee organization, consolidation of arbitration cases may not take place after arbitrators have been appointed in more than one of the cases proposed for consolidation. The Deputy Director's determination shall be made in writing.

(e) **Appointment of arbitrator.** If no petition pursuant to § 1-06(c) (1) of these rules has been timely filed, or if the Board, after such a petition, has determined that the grievance is a proper subject for arbitration, the public employer and the public employee organization shall have 10 business days to agree upon the arbitrator. If the parties fail to do so, the Deputy Director shall submit to each party an identical list of at least seven names chosen from the arbitration register. Each party shall have seven business days in which to number at least five of the names in order of preference, and to return the list to the Deputy Director. Failure to return the list within the specified time [shall be] is deemed approval of all the persons named [therein]. The Deputy Director shall appoint the arbitrator with due consideration for the designated orders of preference. If one or more of those approved decline or are unable to serve, the Deputy Director, to the extent necessary, shall appoint the arbitrators without the submission of additional lists. At the parties' request, the Deputy Director may approve an alternative procedure for the selection of an arbitrator.

(f) **Hearing -- powers of arbitrator.** The arbitration shall be conducted in the manner, and the arbitrator shall have all the powers, specified in §§ 7505, 7506, 7507 and 7509 of the New York Civil Practice Law and Rules, so far as those sections may be applicable. Arbitration hearings shall not be public unless agreed to by the parties and the arbitrator, and approved by the Deputy Director.

(g) **Hearing -- stenographic record; cost.** A stenographic record of testimony shall be made upon the request of all parties or at the discretion of the arbitrator following a request by a party. The party or parties wishing a stenographic record [shall] must make arrangements through the Office of Collective Bargaining. The requesting party or parties [shall] must pay the cost [thereof] and provide a copy to the arbitrator. If the parties agree or the arbitrator determines that the transcript is the official record of the proceedings, it must be made available to a non-requesting party for inspection at a time and place to be determined by the arbitrator.

(h) **Arbitration awards -- form of award; time; publication.**

(1) The award shall be in writing, signed and acknowledged by the arbitrator, and shall be delivered to the parties and filed with the Deputy Director within 30 calendar days after the close of the hearing or the filing of briefs, whichever is later, unless the time is extended by the parties.

(2) The Board, in its discretion, may publish arbitration awards.

§ 1-07 PROCEEDINGS BEFORE THE BOARD OF COLLECTIVE BARGAINING.

(a) **Definition. Board.** As used in this section, the term "Board" [shall] means the Board of Collective Bargaining.

(b) **Types of proceedings before the Board.** A party may file a petition commencing a proceeding pursuant to paragraphs (1) through (4) of this subsection. When appropriate, a party may combine proceedings brought pursuant to paragraphs (2) and (4) in a single petition. The combined petition [shall] must be properly titled, [it shall] must contain separately-labeled sections for each proceeding, and each section [shall] must comply with the requirements set forth in § 1-07(c) of these rules.

- (1) **Interpretation of and compliance with statute.** A public employer or public employee organization which is a party to a disagreement as to the application or interpretation of the statute may petition the Board to consider such disagreement and report its conclusions to the parties and the public.
- (2) **Scope of collective bargaining.**
- (i) A public employer or certified or designated public employee organization which is party to a disagreement as to whether a matter is within the scope of collective bargaining, including a claim of practical impact under § 12-307(b) of the statute, or under an applicable executive order, or pursuant to a collective bargaining agreement, may petition the Board for a final determination thereof. Pleadings responsive to a scope of bargaining petition must be filed and served in accordance with § 1-07(c)(3), (4), and (5) of these rules.
- (ii) A scope of collective bargaining petition filed after the appointment of an impasse panel has been authorized in accordance with § 1-05(f) of these rules [shall] must be filed within the time provided in § 1-05(g) of these rules.
- (3) **Grievance arbitration.** A public employer or certified or designated public employee organization which is party to a disagreement as to whether a matter is a proper subject for the grievance and arbitration procedure established pursuant to § 12-312 of the statute or under an applicable executive order or pursuant to a collective bargaining agreement may petition the Board for a final determination thereof. The petition [shall] must be filed within the time provided in § 1-06(c) of these rules[,], and responsive pleadings must follow the procedures set forth in § 1-07(c)(3), (4), and (5) of these rules.
- (4) **Improper practices.** One or more public employees or any public employee organization acting on their behalf or a public employer may file a petition alleging that a public employer or its agents or a public employee organization or its agents has engaged in or is engaging in an improper practice in violation of § 12-306 of the statute and request[ing] that the Board issue a determination and remedial order. The petition must be filed within four months of the alleged violation and [shall] must be on a form prescribed by the Office of Collective Bargaining.
- (c) **Pleadings, Procedures and Determinations.**
- (1) **Petition -- contents; service and filing.**
- (i) Unless e-filed pursuant to § 1-12(e)(2), a[A] petition filed pursuant to § 1-07(b) of these rules [shall] must be verified and [shall] must contain:
- (A) The name, address, telephone [and fax numbers] number, and email address of the petitioner;
- (B) The name, address, and telephone [and fax numbers] number of the respondent;
- (C) The specific sections of the statute alleged to have been violated;
- (D) A clear and concise statement, in numbered paragraphs, of the facts constituting the claim under § 1-07(b) of these rules. The statement [shall] must include the nature of the controversy and specify any provisions of the contract, executive order, or collective bargaining agreement involved; a copy of [such] the provisions should be provided. If the controversy involves an alleged improper practice, the statement [shall] must include but not be limited to the names of the individuals involved in the particular act specifically alleged and the date, time, and place of occurrence of each particular act alleged. [Such] The statement may be supported by affidavits, documents, and other evidence that may be relevant and material but may not consist solely of such attachments, and any attachments or exhibits [shall] must be specifically identified and referred to in the petition;
- (E) An argument with citations to legal authority in support of the claims asserted. The argument may be included either in the petition or in a separate memorandum of law;
- (F) A statement of the relief requested.
- (ii) Unless e-filed pursuant to § 1-12(e)(2), a[A] copy of the petition [shall] must be served upon each respondent[,], and [the original and three copies thereof] must be filed, with proof of service, [shall be filed]with the Board.
- (iii) The public employer shall be made a party to any improper practice charge pursuant to § 12-306(d) of the statute and [shall] must file responsive pleadings in accordance with § 1-07(c)(3) and (5) of these rules.
- (iv) Unless e-filing pursuant to § 1-12(e)(2), a[A] petition filed pursuant to § 1-07(b) of these rules against a public employer or a public employee organization [shall] must be served upon the designated agent of the public employer or public employee organization. A listing of designated agents shall be maintained at the Office of Collective Bargaining and on its website. The public employer and/or public employee organization must keep the Office of Collective Bargaining informed of their current designated agent, including their address and email address. Service upon a designated agent listed on the Office of Collective Bargaining's designated agent list shall be deemed proper service.
- (2) **Executive Secretary Review of Improper Practice Petitions.**
- (i) Within 10 business days after a petition alleging improper practice is filed, the Executive Secretary shall review the petition to determine whether the facts as alleged may constitute an improper practice as set forth in § 12-306 of the statute. If, upon such review, the Executive Secretary determines that the petition is not, on its face, untimely or insufficient, notice of such determination shall be served upon the parties by [mail] email or by regular mail. [Such] The determination shall not constitute a bar to defenses of untimeliness or insufficiency which are supported by probative evidence available to the respondent. If it is determined that the petition, on its face, does not contain facts sufficient as a matter of law to constitute a violation, or that the alleged violation occurred more than four months prior to the filing of the charge, the Executive Secretary may issue a decision dismissing the petition or send a deficiency letter. Copies of such decision or deficiency letter shall be served upon the parties by email or by certified mail.
- (ii) Within 10 business days after service of a decision of the Executive Secretary dismissing an improper practice petition as provided in this subdivision, the petitioner may file with the Board [an original and three copies of] a written statement setting forth an appeal from the decision with proof of service [thereof] upon all other parties. The statement [shall] must set forth the reasons for the appeal.
- (iii) Within 10 business days after service of a deficiency letter from the Executive Secretary as provided in this subdivision, the petitioner may serve an amended petition upon each respondent and file the [original and three copies thereof] amended petition, with proof of service, with the Board. The amended petition shall be deemed filed from the date of the original petition. The petitioner may also withdraw the charge. If the petitioner does not seek to amend or withdraw the charge, but instead wishes to file objections to the deficiency letter, the petitioner may file with the Executive Secretary [an original and three copies of] a written statement setting forth the basis for the objection with proof of service [thereof] upon all other parties within 10 business days after service of the deficiency letter. If the petitioner does not timely file an amendment or otherwise respond, the charge will be deemed withdrawn and the matter closed. Upon review of the amended petition or written objection filed by the petitioner, the Executive Secretary shall issue either a notice that the petition is not on its face untimely or insufficient or a written decision dismissing the improper practice petition.
- (3) **Answer -- contents; service and filing.**
- (i) Respondent's answer to the petition [shall] must be verified and [shall] must contain:
- (A) Specific admissions or denials of the allegations in the petition in numbered paragraphs which correspond with those in the petition;
- (B) A statement of facts with numbered paragraphs setting forth the nature of the controversy. [Such] The statement may be supported by affidavits, documents, and other evidence that may be relevant and material but may not consist solely of such attachments, and any attachments or exhibits shall be specifically identified and referred to in the answer;

- (C) [Such d]Any defenses as may be appropriate;
- (D) An argument with citations to legal authority in support of the defenses raised. The argument may be included either in the answer or in a separate memorandum of law.
- (ii) Within 10 business days after service of the petition, or, if the petition contains allegations of improper practice, within 10 business days of the service of the notice of finding by the Executive Secretary, pursuant to § 1-07(c)(2)(i) or (iii) of these rules, that the petition is not, on its face, untimely or insufficient, respondent [shall] must serve its answer upon petitioner and any other party respondent. The [original and three copies thereof] answer must be filed, with proof of service, [shall be filed] with the Board. When special circumstances exist that warrant an expedited determination [exist], it shall be within the discretion of the Director or the Director's designee to order respondent to serve and file an answer within less than 10 business days.
- (4) **Reply -- contents; service and filing.** Within 10 business days after service of respondent's answer, petitioner may serve and file a verified reply which [shall] must contain admissions and denials of any facts alleged in the answer. Additional facts or new matters alleged in the answer shall be deemed admitted unless denied in the reply. The reply [should] must be limited to a response to specific facts or arguments alleged in the answer, and the Board may disregard new facts or new arguments raised [therein]. When special circumstances exist that warrant an expedited determination [exist], the Director or the Director's designee may order petitioner to serve and file its reply within less than 10 business days. A copy of the reply [shall] must be served on each respondent[,], and [the original and three copies thereof] must be filed, with proof of service, [shall be filed] with the Board.
- (5) **Briefs -- service and filing.** [If the parties serve separate briefs with their pleadings, the original and three copies thereof, with proof of service, shall be filed with the Board.] Briefs must be filed and served simultaneously with the corresponding petition, answer, or reply, unless prior permission has been granted by the Director or the Director's designee.
- (6) **Case conferences and mediation.**
- (i) At any time after a petition has been served and filed pursuant to § 1-07(b) of these rules, the Director's designee may, on notice, schedule a case conference to discuss factual, substantive, or procedural matters. Unless special circumstances exist that warrant an expedited case conference [exist], the conference shall not be held prior to the filing of all pleadings or less than 10 business days from the date of scheduling. Absent good cause shown, the failure of a party to appear at a case conference may constitute grounds for dismissal of the absent party's pleading.
- (ii) In any proceeding commenced pursuant to § 1-07(b) of these rules, the Deputy Director may require the parties to attend one mediation session to explore the possibility of a voluntary resolution of their disputes. After the first mediation session, subject to the parties' agreement or joint request, additional mediation sessions may be scheduled. The scheduling of a mediation session may not by itself toll any time limitations under these rules or require the adjournment of the filing of a pleading, a hearing, or other proceeding.
- (7) **Amendments and withdrawals.** After a hearing and upon good cause shown, the trial examiner may permit a party to amend a pleading to conform to the evidence. The request to amend shall be on notice to all parties.
- (8) **Determination -- decision.** After issue has been joined, the Board may decide the dispute on the papers filed, may direct that oral argument be held [before it], may direct a hearing before a trial examiner, or may make such other disposition of the matter as it deems appropriate and proper.
- (d) **Injunctive relief for a claim of improper practice.**
- (1) **Applications for injunctive relief.** A party filing an improper practice petition pursuant to § 1-07(b)(4) of these rules may further petition the Board to obtain or to authorize the application for injunctive relief in the Supreme Court, New York County, in accordance with the provisions of § 209-a(5) of the New York Civil Service Law.
- (2) **Petition -- contents.** A petition for injunctive relief filed pursuant to § 1-07(d)(1) of these rules [shall] must be verified and [shall] must contain:
- (i) The name, address, telephone [and fax] number[s], and email address of the petitioner;
- (ii) The name, address, and telephone [and fax] number[s] of the respondent;
- (iii) The specific sections of the statute alleged to have been violated;
- (iv) A clear and concise statement, in numbered paragraphs, of the facts demonstrating that: (1) there is reasonable cause to believe an improper practice has occurred; and (2) immediate and irreparable injury, loss or damage will result, thereby rendering a resulting judgment on the merits ineffectual, and necessitating the maintenance of, or return to, the status quo in order to provide meaningful relief. The statement [shall] must include but not be limited to the names of the individuals involved in the particular act specifically alleged and the date, time, and place of occurrence of each particular act alleged. [Such] The statement may be supported by documents and other evidence that may be relevant and material but may not consist solely of such attachments, and any attachments or exhibits [shall] must be specifically identified and referred to in the petition;
- (v) Affidavit(s) stating, in a clear and concise manner: (1) those facts personally known to the deponent that constitute the alleged improper practice, the date of the alleged improper practice, the alleged injury, loss, or damage arising from it, and the date when the alleged injury, loss, or damage occurred or will occur; and (2) those facts demonstrating why the alleged injury, loss, or damage is immediate and irreparable, and will render a resulting judgment on the merits of the improper practice charge ineffectual if injunctive relief is not granted, and indicating why there is a need to maintain or return to the status quo in order for the Board to provide meaningful relief;
- (vi) An argument with citations to legal authority on the issues underlying the claims of improper practice and irreparable harm to support the application for injunctive relief. The argument may be included either in the petition or in a separate memorandum of law;
- (vii) A statement of the relief requested;
- (viii) A copy of the underlying improper practice petition.
- (3) **Petition -- service and filing.** Filing may be completed by personal service, email, or e-filing using the Office of Collective Bargaining's e-filing system. If filing is completed in person, an original and three copies of each petition, with proof of service, must be filed with the Board, in addition to a copy which must be filed by email at the address provided on the Office of Collective Bargaining's website.
- Due to the expedited nature of a proceeding seeking injunctive relief, service by mail shall not be permitted. A copy of the petition for injunctive relief [shall] must be served:
- (i) personally upon the designated agent of the respondent(s) at or after the time the improper practice petition is served[.]; and
- (ii) by email on the designated agent of the respondent.
- When the respondent is a public employer, a copy of the petition for injunctive relief [shall] must also be served personally on the Mayor's Office of Labor Relations.
- No petition for injunctive relief shall be accepted for filing unless it appears that both the improper practice petition and the petition for injunctive relief have been served personally on the designated agent of the respondent. [The original and three copies of each petition, with proof of personal service, shall be filed with the Board. A copy in electronic format shall also be filed with the Board in a manner prescribed by the Office of Collective Bargaining.]
- (4) **Answer -- contents.** Respondent's answer to the injunctive relief petition [shall] must be verified and [shall] must contain:
- (i) Specific admissions or denials of the allegations of the petition in numbered paragraphs which correspond with those in the petition;
- (ii) A statement of facts with numbered paragraphs setting forth the nature of the controversy. [Such] The statement may be supported by affidavits, documents, and other evidence that may be relevant and material but may not consist solely of such attachments, and any attachments

or exhibits [shall] must be specifically identified and referred to in the answer;

- (iii) Any defenses, including defenses that could be rightfully raised in answer to the underlying improper practice petition. The failure to assert a defense in the answer to the petition for injunctive relief shall not preclude the respondent from asserting any defenses to the underlying improper practice petition;
- (iv) An argument with citations to legal authority in support of the answer to the application for injunctive relief. The argument may be included either in the answer or in a separate memorandum of law.
- (5) **Answer -- service and filing.** Within three business days after service of an injunctive relief petition, the respondent [shall] must serve its answer upon petitioner and any other party respondent[,], and [shall] must file [the original and three copies of] the answer, with proof of service [thereof], with the Board. The answer must be served and filed in the same manner as prescribed in § 1-07(d)(3). This section shall not be construed to shorten the respondent's time to answer the underlying improper practice petition. [The answer may be served and filed, with proof of service thereof, by personal delivery or by fax. A copy in electronic format shall also be filed with the Board in a manner prescribed by the Office of Collective Bargaining. When service and filing are made by fax, a copy of the pleading must be mailed to all parties, and the original and three copies must be mailed to the Board the same day.]
- (6) **Reply -- service and filing.** A reply is not required; any new facts alleged in the response will be deemed denied by the petitioner. If a reply is filed, it [shall] must be verified and [shall] must contain admissions and denials of any facts alleged in the answer. The reply [should] must be limited to a response to specific facts or arguments alleged in the answer, and the Board may disregard new facts or new arguments raised [therein]. The reply [shall] must be served and filed, with proof of service [thereof], before 12:00 noon on the fourth business day after filing of the injunctive relief petition. The reply [may] must be served and filed [by personal delivery or by fax] in the same manner as prescribed in § 1-07(d)(3). [A copy in electronic format shall also be filed with the Board in a manner prescribed by the Office of Collective Bargaining. When service and filing are made by fax, a copy of the pleading must be mailed to all parties, and the original and three copies must be mailed to the Board the same day.]
- (7) **Review and determination by the Board - meetings by telephone.** Upon receipt of a properly served and filed petition for injunctive relief, the Director shall notify the Board and propose a time and date for a special meeting to consider the petition. Within 10 business days after a petition is filed, the Board shall determine whether the charging party has made a sufficient showing in accordance with the provisions of § 209-a(5) of the New York Civil Service Law. The special meeting may be conducted by telephone, provided that all members who are available by telephone are joined as parties to the call. The quorum and voting requirements for any meeting by conference call shall be as provided in § 12-310 of the statute. After appropriate deliberation, the Board shall vote and issue a determination as to whether the charging party has made a sufficient showing that a petition for injunctive relief to the court is warranted. [Such] The determination shall be served on the parties by [fax] email and by certified mail.
- (8) **Petition in the Supreme Court in New York.** If the Board determines that the charging party has made a sufficient showing in accordance with the provisions of § 209-a(5) of the New York Civil Service Law, the Board may petition the Supreme Court, New York County, upon notice to all parties, for the necessary injunctive relief, or, in the alternative, issue an order permitting the charging party to seek injunctive relief in the court, in which case the Board must be joined as a necessary party.
- (9) **Expedited scheduling, hearing, and disposition of the underlying improper practice petition.** In conformity with the mandates of § 209-a(5) of the New York Civil Service Law, any improper practice case in which the Supreme Court has granted injunctive relief shall be given preference in scheduling, hearing and disposition over all other types of matters pending before the Board. The Board shall conclude the hearing process and issue a decision on the merits within the time prescribed by § 209-a(5) of the New York Civil Service Law. In order to effectuate this statutory preference and time limitation, unless the parties stipulate in writing to waive the statutory period within which the Board must

render its decision on the merits, the following procedures will be enforced:

- (i) The time provisions set forth in § 1-07 of these rules for the filing of pleadings and briefs will be strictly enforced. Under no circumstances will requests for extensions of time to serve and file pleadings and/or briefs, or requests to adjourn scheduled hearing dates, be granted;
- (ii) When, in the judgment of the Office of Collective Bargaining, material questions of fact are raised, a hearing will be scheduled to commence no later than [14 calendar] 10 business days after service of a copy of the order of the court with notice of entry;
- (iii) Once a hearing is commenced, it shall continue on consecutive business days until it is concluded; but in no event shall the hearing continue beyond a date [21 calendar] 15 business days after service of a copy of the order of the court with notice of entry;
- (iv) Post-hearing briefs [shall] must be served and filed no later than [14 calendar] 10 business days after the last hearing date;
- (v) After the record is closed, the trial examiner shall prepare a report and/or draft decision which shall be submitted to the Board for its consideration. The Director may call for a special meeting by telephone conference call, in accordance with the procedures set forth in § 1-07(d)(7) of these rules, whenever necessary for the Board to render a decision within the time prescribed by § 209-a(5) of the New York Civil Service Law. Copies of [such] the decision shall be served on the parties by email and certified mail.
- (10) **Notification to the court.** The Board shall promptly forward notice of its determination, together with a copy of the decision of the Board, to the court which issued the order granting injunctive relief.
- § 1-08 MUNICIPAL LABOR COMMITTEE.**
- (a) **Definition. Board.** As used in this section, the term "Board" [shall] means the Board of Collective Bargaining.
- (b) **Allocation of costs.** The costs of the salary, fees and expenses of the impartial members to be paid by members of the Municipal Labor Committee, pursuant to § 1174(a) of the New York City Charter, shall be allocated among [such] the members as provided in Article 7 of the Rules of the Municipal Labor Committee adopted October 13, 1967, or as duly amended thereafter, provided that any member of the Municipal Labor Committee may petition the Board for reallocation of said costs as herein provided.
- (c) **Petition to reallocate costs -- contents.** Any member of the Municipal Labor Committee may petition the Board to reallocate the costs of the salary, fees and expenses of the impartial members. The petition [shall] must be verified and [shall] must contain:
- (1) The name, address, telephone [and fax] number[s], and email address of the petitioner;
 - (2) An allegation that petitioner is a member of the Municipal Labor Committee required to share the costs of the salary, fees and expenses of the impartial members;
 - (3) A statement of the facts on which petitioner bases its contention that the current method of allocation of said costs is improper, inequitable, discriminatory or arbitrary;
 - (4) The proposed method of allocation of said costs which petitioner asserts should be adopted.
- (d) **Petition to abrogate rule -- contents.** A certified employee organization may petition the Board to abrogate a rule of the Municipal Labor Committee, which relates to voting or eligibility for membership and which is alleged to be arbitrary or discriminatory or to have been applied in an arbitrary or discriminatory manner. The petition [shall] must be verified and [shall] must contain:
- (1) The name, address, telephone [and fax] number[s], and email address of the petitioner;
 - (2) Specification of the rule or rules involved;
 - (3) A statement of the facts on which petitioner bases its contention that the rule is arbitrary or discriminatory or has been applied in an arbitrary or discriminatory manner.
- (e) **Petition -- service and filing.** A petition pursuant to § 1-08(b) or (c) of these rules [shall] must be served on the Municipal Labor Committee[,], and [the original and three copies thereof, with] must be filed, with proof of service, [shall be filed] with the Board.

- (f) **Answer -- service and filing.** Within 10 business days after service of the petition, the Municipal Labor Committee shall serve a copy of its answer upon the petitioner and file [an original and three copies thereof] its answer, with proof of service, with the Board.
- (g) **Answer -- contents.** The answer [shall] must be verified and [shall] must contain:
 - (1) Admissions or denials of the allegations of the petition;
 - (2) [Such a] Additional facts and affirmative matter as may be relevant, material and appropriate.
- (h) **Reply -- service; contents.** Within 10 business days after service of the answer, petitioner may serve and file a verified reply which [shall] must contain admissions and denials of any additional facts or new matter alleged in the answer. Additional facts or new matter alleged in the answer shall be deemed admitted unless denied in the reply. A copy of the reply [shall] must be served on the respondent[,], and [an original and three copies thereof] filed, with proof of service, [shall be filed] with the Board.
- (i) **Briefs -- service and filing.** Briefs, if any, may be served and filed as provided in § 1-07(c)(5) of these rules.
- (j) **Determination -- decision.** After issue has been joined, the Board may decide the matter on the papers and briefs filed, may direct that oral argument be held [before it], may direct a hearing before a trial examiner, or may make such other disposition of the matter as it deems appropriate and proper.

* * *

§ 1-10 HEARINGS.

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- (h) **Conclusion of proceedings.** The trial examiner may permit or direct the parties to present closing statements and/or to file briefs or memoranda in a proceeding brought under § 1-02, § 1-07, or § 1-08 of these rules. The time for closing statements or filing briefs or memoranda shall be fixed by the trial examiner. [An original and three copies of the] Any briefs or memoranda[,], must be filed, with proof of service, [shall be filed] with the Board pursuant to § 1-12 (e) of these rules.

§ 1-12 GENERAL PROVISIONS.

- (a) **Definitions.** Unless otherwise specified, the following definitions apply to terms used in these rules.
 - (1) **Board.** As used in this section, the term “Board” [shall] means either the Board of Collective Bargaining or the Board of Certification.
 - (2) **Filing.** The term “filing” means delivery to the Office of Collective Bargaining, and unless otherwise provided in these rules, filing may be effected in person, by first class mail, certified mail, or overnight delivery, or by email. Parties may also file with the Board using the Office of Collective Bargaining’s e-filing system accessible on its website, as provided in § 1-12(e)(2).
 - (3) **Electronic filing.** “Electronic filing” or “e-filing,” means internet-based submission by a means specified by the Board on its website.
 - (4) **Service.** The term “service” means delivery of a document to a party and may be effected by leaving a copy at the principal office or place of business of the party, mailing a copy to the party by means of first class mail, certified mail, or overnight delivery, or by email, as provided in § 1-12(c) and (d).
 - (5) **Proof of service.** The following constitutes *prima facie* proof of service:
 - (i) A signed, notarized statement that service has been effected, including the name and address of the party served, and the date and manner of service;
 - (ii) A signature or “received” stamp from the designated agent of a party. The signature or stamp must be on a copy of the document being served and must indicate the date of service;
 - (iii) A certified mail receipt confirming delivery; or
 - (iv) A copy of the email transmitting the document that includes the email address of the recipient(s) and the sender, the date and time the transmission was sent, and any attachments. A separate copy of the email will not be required if the sending party simultaneously copies the Office of Collective Bargaining on the transmission.

- (b) **Form of documents -- docket number.** All petitions, pleadings, motions, briefs and other formal papers [shall] must bear the title of the proceeding and the docket number. Any document other than the initial petition which does not bear the docket number may be returned to the sender. However, failure to include a docket number which is promptly corrected will not be a bar to an otherwise timely filed pleading.
- (c) **Service of papers [--] by the Board.** Except as otherwise provided in these rules, n[N]otices of hearings and other process of the Board [, their members, deputies] and/or [agents] its designees, may be served personally, [or] by first class mail, certified mail, overnight delivery, or by email. Subpoenas issued by the Board shall be served personally.
- (d) **Service of papers[--] by a party.**
 - (1) Except as otherwise provided [herein] in these rules, bargaining notices, requests for arbitration, petitions and other papers served on behalf of a party [shall] must be served personally, [or] by first class mail, certified mail, or overnight [mail] delivery, or by email. [A signed written statement that service has been effected, stating the name and the address of the party served and the date and manner of service, shall constitute prima facie proof of service.] Subpoenas issued by a party [shall] must be served personally. [(2) Service of papers by fax or other electronically formatted means, followed by mail, shall be permitted, provided that a telephone number or other station is designated by the receiving party for that purpose. The designation of a telephone number or other station for service by electronic means in the address block subscribed on paper served or filed in the course of a proceeding shall constitute consent to service by electronic means in accordance with this subdivision. A party may change or rescind a number or address designated for service of documents by serving a notice on the other parties.]
 - ([3]2) Any petition required by these rules to be served on a public employer or a public employee organization [shall] must be served upon the designated agent of the public employer or public employee organization. A listing of designated agents shall be maintained at the Office of Collective Bargaining and on its website.
 - ([3]3) If a party appears in a proceeding by attorney, all papers in [such] the proceeding [shall] must thereafter be served on such attorney, unless the party requests otherwise.
- (e) **Filing of papers.**
 - (1) Filing by first class mail, certified mail, [or] overnight [mail] delivery, email, or hand delivery. Unless otherwise provided in section (e)(2) below [these rules], all petitions, pleadings, motions, briefs and other formal papers may be filed with the Office of Collective Bargaining by first class mail, certified mail, or overnight [mail] delivery, by email at the email address provided on the Office of Collective Bargaining’s website, or personally, [between the hours of 9:00 A.M. and 5:30 P.M.]
 - (i) Except as otherwise provided in these rules, the filing of papers with the Board by fax or other [electronic] means not set forth in these rules [shall be] is permitted only when prior approval has been granted by the Board or its designee and upon such conditions as that approval may be based.
 - (ii) All submissions filed with the Office of Collective Bargaining in the manner described above, which require proof of service, must be accompanied by proof of service, as set forth in § 1-12(a)(5) above.
 - (iii) All submissions to the Office of Collective Bargaining by email, mail of any kind, or personal delivery must be filed Monday through Friday between 9:00 A.M. and 5:30 P.M. Submissions received after 5:30 P.M., the normal close of business, will be deemed filed the next business day. For e-filed cases, all submissions are deemed filed on the date submitted as set forth in § 1-12(e)(2)(iii).
 - (2) Electronic filing and service through the Office of Collective Bargaining’s e-filing system.
 - (i) Notwithstanding any provisions of these rules to the contrary, a party may initiate a matter before the Board electronically using the e-filing system on the Office of Collective Bargaining’s website. To the extent possible, a party may also file a responsive pleading using the e-filing system.
 - (ii) With the exception of applications for injunctive relief pursuant to § 1-07(d), a party filing via the e-filing system is not required to serve other parties to the

matter. The Office of Collective Bargaining will serve all parties identified in the electronic filing.

- (iii) A document filed using the Office of Collective Bargaining's e-filing system is deemed filed on the date submitted.
- (iv) An electronic signature shall serve as a substitute for an original signature on all e-filed submissions.

(f) **Time -- computation.** In computing any period of time prescribed or allowed by these rules, or by order or direction, the day of the act, event or default, after which the designated period of time begins to run shall not be included. The last day of the period so computed shall be included, unless it falls on a Saturday, Sunday, or legal holiday, in which event the period shall run to the next business day. Unless otherwise provided in these rules, when any period of time prescribed or allowed is:

- (1) 10 days or fewer, they shall be considered business days, and intermediate Saturdays, Sundays, and legal holidays shall be excluded in the computation; [Unless otherwise provided in these rules, when the period of time prescribed or allowed is]
- (2) greater than 10 days, they shall be considered calendar days, and intermediate Saturdays, Sundays, and legal holidays shall be included in the computation.

(g) **Time-date of service [by mail].**

[When a period of time is measured from the service of a paper, and service is by mail, five calendar days shall be added to the prescribed period.]

- (1) Service [by mail] is complete upon [mailing.] the date the document is deposited in the United States mail or into the custody of an overnight [mail] delivery service, or is delivered in person.
- (2) Except as noted below, where service is made by email, service is complete on the date the transmission is sent, if the email is sent between 9:00 A.M. and 5:30 P.M., unless an error message or other notification that the served document has not been successfully transmitted is received. Service made by email on a weekend, City holiday or outside of business hours is deemed complete on the next business day.
- (3) In all cases initiated by e-filing under § 1-12(e)(2), service of papers by email is complete upon the date the document is transmitted.

(h) **Time -- Board action.** Except as prescribed by statute, the Director, or a Deputy Director acting in his/her absence, for good cause shown, may extend or shorten any time limit prescribed or allowed in these rules. When good cause exists, the Director, or Deputy Director acting in his/her absence, acting with the approval of the Board, may shorten time limits and invoke expedited procedures in bringing disputes to mediation, arbitration or to impasse proceedings. Approval of such action by the Board shall require the concurrence of at least one labor member and one city member. In the exercise of such extraordinary powers, the Director or Deputy Director acting in his/her absence [shall be]is authorized to prescribe [such]times and conditions for the service of notices, filing of pleadings and appearances of parties as the circumstances require and as considerations of due process permit.

- (i) **Petition -- withdrawal.** At the request of the petitioner, upon notice to all other parties, the Director or the Director's designee may permit the withdrawal of a petition. The case will be closed without consideration or review of any of the issues raised in the pleadings.
- (j) **Parties -- non-joinder and misjoinder.** No proceeding will be dismissed because of non-joinder or misjoinder of parties. Upon motion of any party, parties may be added, dropped or substituted at any stage of the proceedings, upon [such]terms as may be deemed proper by the Director or the Director's designee.
- (k) **Intervention -- procedure; contents; filing; service.** A person, public employer or public employee organization desiring to intervene in any proceeding [shall]must file a verified written application [and three copies thereof,] setting forth the facts upon which such person, employer or organization claims an interest in the proceeding. [Such]The application must be timely made, served on all parties and filed, with proof of service, with the Board. Failure to serve or file [such]the application as required above [provided]shall be deemed sufficient cause for the denial thereof, unless good and sufficient reason exists why it was not served or filed as [herein provided]required.
- (l) **All other motions.** Except as otherwise provided by these rules, all motions, other than those made during a hearing, [shall]must be made in writing, [shall]must briefly state the relief sought and [shall]must be accompanied by affidavits setting forth the grounds for [such]the motion. The moving party [shall]must serve copies of

all motion papers on all other parties and [shall]must file the motion within 10 business days [thereafter file the original and three copies thereof], with proof of service, with the Board. Answering papers, if any, [shall]must be served on all parties and [the original and three copies thereof, with proof of service,] [shall] must be filed within 10 business days after service of the moving papers, with proof of service, with the Board. Reply papers, if any, [shall]must be served on all parties and [the original and three copies thereof, with proof of service,] [shall]must be filed within 10 business days after service of the answering papers, with proof of service, with the Board. All motions shall be decided upon the papers unless oral argument, or the taking of testimony, is directed, in which event the parties will be notified [thereof and] of the time and place for [such]argument or for the taking of [such]testimony. Permission from the Director or the Director's designee shall be required prior to filing and serving a motion to dismiss in lieu of an answer.

(m) **Consolidation or severance.**

- (1) Two or more proceedings may be consolidated or severed by the Director or the Director's designee on notice stating the reasons therefor, with an opportunity to the parties to make known their positions. For purposes of this subdivision the term "proceedings" [shall] includes but is not [be]limited to representation, mediation, impasse, arbitrability, improper practice, and scope of bargaining proceedings.
- (2) Two or more arbitration proceedings may be consolidated at the discretion of the Deputy Director following a request by a public employer or a public employee organization pursuant to § 1-06(d) of these rules.

(n) **Oral argument before the Board.** In a proceeding brought under §§ 1-02, 1-07 or 1-08 of these rules, request for oral argument before the Board must be submitted in writing to the Director with proof of service on all parties not less than five business days prior to the Board meeting for which the case has been placed on the agenda. The granting or denial of permission to argue orally before the Board shall be within the discretion of the Board. At the discretion of the Board, oral argument may be stenographically recorded.

(o) **Amicus Curiae Briefs.** In any proceeding pending before the Board of Certification or Board of Collective Bargaining, a non-party may ask the Director for permission to file a brief as amicus curiae. The non-party's brief must be submitted with the request for leave to file and served on the parties. Leave to file may be granted in the discretion of the Director, after notice and an opportunity to be heard has been given to the parties.

**OFFICE
OF
COLLECTIVE BARGAINING
RULES OF THE CITY OF NEW YORK
TITLE 61
OFFICE OF COLLECTIVE BARGAINING
CHAPTER 1
PRACTICE AND PROCEDURE**

EFFECTIVE [JANUARY 5, 2004] _____, 2018
[40 Rector]100 Gold Street
[Seventh]Fourth Floor
New York, NY [10006]10038
and
PECK SLIP STATION
PO BOX 1018
New York, NY 10038
(212) 306-7160

**DIVISION OF LEGAL COUNSEL
100 CHURCH STREET
NEW YORK, NY 10007
(212) 356-4028
CERTIFICATION PURSUANT TO
CHARTER §1043(d)**

RULE TITLE: Amendment of Rules of Practice and Procedure

REFERENCE NUMBER: 2018 RG 030

RULEMAKING AGENCY: Office of Collective Bargaining

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

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;

- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN
Acting Corporation Counsel

Date: 6/25/2018

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 Rules of Practice and Procedure

REFERENCE NUMBER: OCB-1

RULEMAKING AGENCY: Office of Collective Bargaining

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

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

/s/ Francisco X. Navarro
Mayor's Office of Operations

June 25, 2018
Date

Accessibility questions: Abigail Levy (212) 306-7160, alevy@ocb.nyc.gov, by: Wednesday, July 25, 2018, 5:30 P.M.



◀ jy2

ENVIRONMENTAL PROTECTION

■ NOTICE

NOTICE OF ADOPTION OF FINAL RULE

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE COMMISSIONER OF THE DEPARTMENT OF ENVIRONMENTAL PROTECTION by Section 1043 (c) of the City Charter and Sections 24-109(a)(17) and 24-149.5 of the Administrative Code, that the Department of Environmental Protection promulgates and adopts rules requiring that cook stoves, used primarily for cooking food onsite consumption at a food service establishment, must be registered with the Department.

Statement of Basis and Purpose of Rule

Local Law Number 38 for the year 2015 amends Title 24 of the Administrative Code of the City of New York by authorizing the department to promulgate rules that will require emission sources or activities not listed in Section 24-109(a)(1-16) to be registered with DEP.

DEP promulgates these rules, as authorized by Section 24-109(a)(17), to reduce emissions from cook stoves used primarily for cooking food for onsite consumption at a food service establishment.

This rulemaking reflects DEP's determination that cook stoves and charcoal burning appliances are a source of significant emissions that must be registered with DEP.

DEP's authority for these rules is found in sections of the New York City Charter Section 1043 and Sections 24-109(a)17 and 24-149.5 of the New York City Administrative Code.

DEP received one public comment concerning the applicability of this rule to charitable institutions and that it would be burdensome and onerous for religious institutions to comply. DEP has removed the provision that char coal burning appliances must register with the department since only coal and wood fired cook stoves are currently regulated by the Air Code.

Consistent with the above, DEP promulgates the following Rule to be found at 15 RCNY Chapter 50.

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.

The text of the Rule follows.

Section 1. Chapter 50 of Title 15 of the Rules of the City of New York is amended by adding a new Section 2, to read as follows:

Chapter 50

Registration of Other Emission Sources or Activities

§50-02 Cook Stoves and Charcoal Burning Appliances.

(a) Definition

"Cook stove" shall have the same meaning as set forth in Section 24-104 (28) of the Administrative Code.

(b) No person shall cause or permit the installation, use, or operation of any cook stove unless he or she has first registered the cook stove or appliance with the Department in accordance with the requirements of Section 24-109 of the Administrative Code.

◀ jy2

FINANCE

■ NOTICE

NOTICE OF RULE MAKING

Pursuant to the power vested in me as Commissioner of Finance by Section 237 of the New York State Vehicle and Traffic Law, Section 19-203 of the Administrative Code of the City of New York, and Sections 1043 and 1504 of the New York City Charter, I hereby promulgate the rule amending the Schedule of Parking Violation Fines to conform to rule amendments to 34 RCNY § 4-08 enacted by the New York City Department of Transportation ("DOT") to update parking provisions to reflect current parking signage and terminology. This rule was published in the proposed form on February 27, 2018. A hearing for public comment was held on April 2, 2018.

S/S
Jacques Jiha, Commissioner of Finance

STATEMENT OF BASIS AND PURPOSE

Section 19-203(b) of the Administrative Code of the City of New York allows the Department to provide for penalties, other than imprisonment, for parking violations. The Department's rule in 19 RCNY § 39-05 ("Rule 39-05") codifies all fines pertaining to parking violations in violation of 34 RCNY § 4-08. The Department adjudicates and then collects and processes these fines, remitting the fines to the Commissioner. The Department cannot collect and process a fine without that fine being specified in Rule 39-05.

This rule is being amended to conform to the rule amendments to 34 RCNY § 4-08 that are being enacted by DOT. The rule amendments to 34 RCNY § 4-08 are being enacted by DOT to update parking provisions to reflect current parking signage and terminology.

The Department's authority for this rule is found in Section 237 of the New York State Vehicle and Traffic Law, Section 19-203 of the Administrative Code of the City of New York, and Sections 1043 and 1504 of the New York City Charter.

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.

Amendment to Rule Relating to Parking Violations

1. Section 39-05 of Chapter 39 of Title 19 of the Rules of the City of New York is amended to read as follows:

§ 39-05 Amount of Fines.

Scheduled fines. The following schedule of fines shall apply to violations listed below:

Violation	
(a) Stopping, standing or parking where stopping is prohibited, unless otherwise specifically enumerated in this schedule	\$100.00
(b) Standing or parking where standing is prohibited, unless specifically enumerated in this schedule	\$100.00

(c) Parking where parking is prohibited, unless otherwise specifically enumerated in this schedule	\$30.00
(d) Stopping, standing or parking in violation of 34 RCNY 4-08(e)(6)	\$80.00
(e) Stopping, standing or parking in violation of 34 RCNY 4-08(e)(11)	\$50.00
(f) Standing or parking in violation of 34 RCNY 4-08(b)(4), [(c)(1)], (c)(8), (f)(2), (3), (5), or (k)(2)	\$80.00
(g) Standing or parking in violation of 34 RCNY 4-08(j)	\$50.00
(h) Standing or parking of unaltered vehicle with commercial plates in violation of 34 RCNY 4-08(k)(1)	\$100.00
(i) Standing or parking of vehicle with commercial plates without the name and address of the owner properly marked on the vehicle in violation of 34 RCNY 4-08(k)(1)	\$100.00
(j) Parking in violation of 34 RCNY 4-08(n)(8)	\$50.00
(k) All parking meter violations	\$20.00
(l) All [handicapped parking violations] <u>parking violations concerning parking permits for people with disabilities</u>	\$150.00
(m) Parking a commercial vehicle in violation of 34 RCNY 4-08(k)(5) or (6), unless otherwise specifically enumerated in this schedule	\$50.00
(n) Parking a commercial vehicle that is a tractor-trailer combination, tractor, truck trailer or semi-trailer in violation of 34 RCNY 4-08(k)(6)	
First offense	\$250.00
Any subsequent offense within a six month period	\$500.00
(o) Parking in violation of officially posted street cleaning rules, unless such rules have been suspended by the Commissioner of Transportation or his or her designee	\$30.00
(p) Parking where parking is prohibited by officially posted rule other than street cleaning rules	\$45.00
(q) Obstructing traffic at an intersection in violation of 34 RCNY § 4-08(e)(12)	\$100.00
(r) Idling an engine in violation of 34 RCNY 4-08(p)	\$100.00
(s) Unauthorized passenger pickup or discharge in violation of 34 RCNY § 4-10(c)(1)	\$500.00
(t) Failure of an intercity bus to prominently display a copy of an intercity bus permit in violation of 34 RCNY § 4-10(d)(7)(ii)	\$500.00
(u) Failure of an intercity bus to properly display the operator's name, address and telephone number in violation of 34 RCNY § 4-10(d)(7)(iii)	\$500.00
(v) Stopping or standing by an intercity bus in its assigned on-street bus stop location except when actively engaged in the pick-up or discharge of passengers in violation of 34 RCNY § 4-10(d)(7)(v)	\$500.00
(w) Altering an intercity bus permit in violation of 34 RCNY § 4-10(d)(7)(vi)	\$500.00

◀ jy2

HUMAN RESOURCES ADMINISTRATION

■ NOTICE

Notice of Adoption of Amendments to the Rule Concerning the IDNYC Program, Chapter 6 of Title 68 of the Rules of the City of New York

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED in the Commissioner of the New York City Human Resources Administration (“HRA”) pursuant to Section 3-115 of the New York City Administrative Code and Executive Order No. 6 of 2014 and in accordance with the requirements of Section 1043 of the New York City Charter, that HRA has adopted the above final rule.

A proposed rule was published in the City Record on May 14, 2018 and a public hearing was held on June 13, 2018. The rule takes effect on August 1, 2018.

Statement of Basis and Purpose of Rule

The New York City Identification Card Program (“IDNYC Card Program”), first launched in January 2015, is now in its fourth year of operations and includes over a million cardholders.

In April 2016, the program issued its first set of amendments to the rules governing the program based on its experience in its first year and recommendations from stakeholders, including applicants, advocates, IDNYC enrollment staff and members of the City Council. Now, based on additional experience and feedback, the IDNYC program is issuing a second set of amendments that will, among other things:

- **Expand the reach of the card by lowering the minimum age to obtain a card from 14 years of age to 10 years of age.** At the age of 10 or 11, many pre-teens begin walking or taking public transportation to school and other destinations by themselves. The IDNYC card will increase their safety and ease parents’ concerns because, for those under 14, it will include a required field for an emergency contact, which is optional for those 14 and over. This will make it easier for police and other first responders to help children reconnect with their parents in emergency situations. Applicants under 14 will only be able to apply for the card with a caretaker and their cards will expire two years after issuance instead of the regular expiration date of 5 years after issuance for cardholders 14 years of age and older.
- **Allow the program, in certain limited instances, to accept data and electronic versions of documents as proof of identity and residency.**
- **Add residency documents for students living in college dormitories.**
- **Clarify IDNYC’s policy of reserving the right to not accept a document that it is unable to verify, even if it appears on a list of IDNYC-accepted documents.** This has always been the policy of IDNYC, but these amendments add a provision explicitly stating that IDNYC reserves the right not to accept any document, or type of document, whose validity it is not able to verify.

Additionally, a number of amendments, including to the section involving the opportunity for a secondary review following denial of an application, are made because of a change in program policy, instituted in January 2017, to no longer scan or otherwise make copies of applicants’ identity and residency documents.

Subsequent to publication of the proposed rule and the public hearing, a number of minor changes were made to enhance clarity, and the rule:

- Allows caretakers of 10-13 year old applicants to choose to have the applicant’s address omitted from the card; and
- No longer provides that certified translations of documents are accepted, but instead explains that IDNYC will provide free on-site document translation services for applicants who present documents in a language other than English.

HRA’s authority for this rule may be found in Sections 603 and 1043 of the City Charter, Administrative Code Section 3-115, and Executive Order No. 6 of 2014.

Text of Rule

New text is underlined.

Deleted text is [bracketed].

Section 1. Subdivision (d) of Section 6-01 of Chapter 6 of Title 68 of the Rules of the City of New York is amended to read as follows:

- (d) “Caretaker” means a birth parent; adoptive parent; step parent; court-appointed guardian, custodian, or conservator; foster care parent; a sponsor of a minor appointed by the United States Department of Health and Human Services, Office of Refugee Resettlement (ORR); an employee from the New York City Administration for Children’s Services (ACS), New York State Office for People with Developmental Disabilities (OPWDD), New York State Department of Health (NYS DOH), New York State Office of Mental Health (NYS OMH), New York City Department of Health and Mental Hygiene (NYC DOHMH), a designated ACS foster care agency, or an agency or facility, including a residential care facility, that is operated, licensed, certified or funded by OPWDD, NYS DOH, NYS OMH or NYC DOHMH; a cohabitant of an applicant who has been determined by OPWDD to be a person with a developmental disability; an applicant’s Social Security representative payee; or such other categories of individuals that HRA may designate as caretakers in the future pursuant to subdivision (f) of Section 6-07 of this title.

Section 2. Section 6-02 of Chapter 6 of Title 68 of the Rules of the City of New York is amended to read as follows:

§ 6-02 The IDNYC Card.

- (a) The IDNYC Card will display the cardholder's photograph, name, date of birth, an expiration date, signature, eye color, height, identification number, and, except as provided in this section, a street address located within New York City. The card will also, at the cardholder's option, display the cardholder's self-designated gender[, designated emergency contact information], preferred language, veteran status and such additional information as HRA may in the future display. Additionally, for a cardholder under 14 years of age, the cardholder's designated emergency contact information will appear on the card. For a cardholder 14 years of age or older, the cardholder's designated emergency contact information may appear on the card at the cardholder's option.
- (b) The IDNYC Card will not display a home address in the following circumstances:
- (1) Where the applicant is 10-13 years old, the applicant's caretaker may choose to omit the address from the card.
[The] (2) Where an applicant is an individual who lacks a stable residence or is a survivor of domestic violence and provides evidence of residency pursuant to Section 6-06(c)(2) of this title, the IDNYC Card will display either no address at all or a "care of" address, as described in that section. [;
 - (2) The] (3) Where an applicant resides in a residential care program that is operated or overseen by HRA's Emergency Intervention Services for the purpose of providing shelter, services and care to survivors of domestic violence and presents a Letter from a Residential Care Program as described in the table set forth in Section 6-06(c)(2) of this title, the IDNYC Card will display either a P.O. Box associated with the applicable program or no address at all, depending on the applicant's preference. [; or
 - (3) The] (4) Where an applicant provides evidence that they [participates] participate in the New York State Address Confidentiality Program (ACP) established by New York Executive Law §108 for victims of domestic violence, the IDNYC Card will display either a P.O. Box associated with the applicable program or no address at all, depending on the applicant's preference. An applicant who participates in the ACP must still establish residency [as set forth in Sections 6-06 or 6-07(e) of this title] under this chapter.
 - (5) Where an applicant is a college or university student who resides in housing affiliated with the school and receives mail at a central school-based location different from where the applicant resides, the IDNYC card will display the address where the applicant receives mail and the name of their school provided the applicant submits a Letter from a College or University Administrator as described in the table set forth in Section 6-06(c)(1) of this title.
- [(c) In the case of an applicant described in paragraph (1) of subdivision (b) of this section, the IDNYC Card may display either no address at all or a "care of" address in the form of the name and address of an entity that meets the requirements listed in the last entry of the table set forth in Section 6-06(c)(2) of this title. To request a card that displays a "care of" address, the applicant must submit a signed letter from an executive-level official from such entity stating that: (1) the applicant currently receives services from the entity, and (2) the applicant may use the entity's address for mailing purposes.
- (d) In the case of an applicant described in paragraphs (2) or (3) of subdivision (b) of this section, the IDNYC Card will display either a P.O. Box associated with the applicable program or no address at all, depending on the applicant's preference.]

Section 3. Section 6-03 of Chapter 6 of Title 68 of the Rules of the City of New York is amended to read as follows:

§ 6-03 Eligibility and Application Process.

- (a) The IDNYC Card will be available to any resident of New York City [14] ten years of age or older who:
- (1) submits an application [on a form and] in a format and in a manner established by the Commissioner; and
 - (2) establishes identity and residency:

- (A) by providing a single 4-point document from the chart set forth in Section 6-04(a);
 - (B) [by having his or her identity and residency verified by the New York City Department of Probation pursuant to subdivision (b) of Section 6-04 of this title;
 - (C) by having his or her identity and residency verified by the New York City Department of Education (DOE), by obtaining the consent of a parent, as that term is defined in Section A-820 of the Chancellor's Regulations of the New York City Department of Education, for such verification if the applicant is younger than 18 years of age, and by meeting such additional requirements that are set forth in either subdivision (c) or (d) of Section 6-04 of this title;
 - (D)] by providing identity documents totaling at least 3 points pursuant to Section 6-05 of this title and at least one additional residency document pursuant to Section 6-06 of this title; [or]
 - (C) pursuant to subdivisions (b), (c), (d), (e) or (f) of Section 6-04 of this title; or
 - [(E)] (D) pursuant to the caretaker provisions set forth in Section 6-07 of this title.
- (b) No expired documentation will be accepted, except as provided in this chapter or where HRA makes provisions for the acceptance of expired documentation when allowing additional documents pursuant to Sections 6-05(b), 6-06(b) and 6-07[(g)](f) of this title.
- (c) Only original documents or copies of documents that have been certified by the original issuing agency will be accepted. Data or electronic versions of documents received from the issuing agency may be deemed to constitute an original document if HRA determines in its discretion that the data have sufficient indicia of reliability. Documents with any alterations or erasures, or that are cancelled or invalidated, will not be accepted. IDNYC reserves the right to not accept any document, or type of document, whose validity it is not able to verify and, where relying on data or electronic versions of documents, to request additional information from the applicant.
- (d) Except as provided in Section 6-06(a) of this title, all documents used to establish identity and residency must include the name of the individual whose identity and residency is being established. If any of the documents used to establish identity and residency bear a name that is not consistent with the one on the IDNYC application, the applicant must also present either a court order, a certificate of marriage or divorce, or another government-issued document that establishes a lawful name change.
- (e) Applicants must present documents in person at an enrollment site designated by HRA in accordance with Section 3-115(b)(2) of the Administrative Code of the City of New York. [Applicants] IDNYC provides free on-site document translation services to applicants who provide original documents that are not in English [may also provide certified English translations, but are not required to do so]. Original documents will be returned immediately to the applicant [once they are digitally scanned] before they leave the enrollment center. IDNYC will not make copies of or digitally scan any documents used by applicants to establish identity or residency.
- (f) Wherever a photo identification is required, the photo must bear a reasonable likeness to the person whose identity is being established. The person's gender identity or gender expression will not be the basis for rejection of a photo.
- (g) Applicants ages ten to thirteen years of age must be accompanied at enrollment by a caretaker who must sign the application on behalf of the applicant.

Section 4. Subdivisions (b), (c), (d) and (e) of Section 6-04 of Chapter 6 of Title 68 of the Rules of the City of New York are amended to read as follows:

- (b) For applicants who are clients of the New York City Department of Probation (DOP), IDNYC will accept the DOP's verification of the applicant's identity and residency, provided to IDNYC [on a form,] in a format and in a manner to be agreed upon by HRA and DOP, as sufficient proof of the applicant's identity and residency to establish eligibility for the IDNYC Card.

- (c) For applicants who are students at New York City Department of Education (DOE) schools and are not applying with a caretaker pursuant to Section 6-07 of this title, IDNYC will accept the DOE's verification of the applicant's identity and residency, provided to IDNYC [on a form and] in a format and in a manner to be agreed upon by HRA and DOE ("DOE verification"), and [an additional identity document] additional identity documents pursuant to Section 6-05 of this title, other than a DOE transcript, as sufficient proof of the applicant's identity and residency to establish eligibility for the IDNYC card. The additional identity document need not include photo identification if the DOE verification is provided to IDNYC at a temporary enrollment site located at the school in which the applicant is enrolled. If the DOE verification is provided to IDNYC at any other enrollment site, the additional identity document must include photo identification., as follows:
- (1) If the DOE verification is provided to IDNYC at a temporary enrollment site located at the school in which the applicant is enrolled, IDNYC will accept any identity document listed in Section 6-05. Such document need not include a photo identification.
 - (2) If the DOE verification is provided to IDNYC at any other enrollment site, the applicant must also present:
 - (A) a student identification card issued by the same school issuing the DOE verification; and
 - (B) either:
 - (i) at least one additional identity document listed in Section 6-05, if the student identification card includes a photo; or
 - (ii) identity documents listed in Section 6-05 worth at least a total of two points, one of which must be accepted as a photo identification, if the student identification card does not include a photo.
- (d) For applicants who are students at New York City Department of Education (DOE) schools and are applying with a caretaker pursuant to Section 6-07 of this title, IDNYC will accept the DOE's verification of the applicant's identity and residency, provided to IDNYC [on a form and] in a format and in a manner to be agreed upon by HRA and DOE ("DOE verification"), as sufficient proof of the applicant's identity and residency to establish eligibility for the IDNYC card.

- (e) For applicants who participate in the Summer Youth Employment Program (SYEP) of the New York City Department of Youth and Community Development (DYCD), IDNYC will accept [a report generated from DYCD's database in a form and format agreed upon by HRA and DYCD] DYCD's verification of the applicant's identity and residency, provided to IDNYC, in a format and in a manner to be agreed upon by HRA and DYCD, as sufficient proof of the applicant's identity and residency to establish eligibility for the IDNYC card if presented along with a photo identification pursuant to Section 6-05 of this title.

Section 5. Section 6-04 of Chapter 6 of Title 68 of the Rules of the City of New York is further amended by adding a new subdivision (f) to read as follows:

- (f) For applicants who are clients of the New York City Department of Social Services (DSS), IDNYC may, at the applicant's request, verify the applicant's identity and/or residency using information from systems maintained by DSS, provided such data can be accessed for purposes of such verification and, once accessed, is deemed sufficiently reliable. Such information will be worth three points toward establishing the identity of the applicant if an original photo and related demographic data, including full name and date of birth, are available in DSS's systems; or one point toward establishing identity if only the name and date of birth, but no photo, are available in DSS's system; and one point towards establishing residency if the applicant's address is also in DSS's system.

Section 6. Subdivision (b) of Section 6-05 of Chapter 6 of Title 68 of the Rules of the City of New York is amended to read as follows:

- (b) HRA may determine in the future that additional documents, including data or electronic versions of documents received from the issuing agency, may be accepted and will be afforded the value of one point toward establishing the identity of the applicant. In the event that HRA exercises its authority pursuant to this subdivision, HRA will publicize its acceptance of new documents or data, including, but not limited to, publication on the IDNYC website.

Section 7. Paragraph 3 of Subdivision (c) of Section 6-05 of Chapter 6 of Title 68 of the Rules of the City of New York is amended to read as follows:

- (3) The following documents are worth one point toward establishing the identity of the applicant:

Document	Description	Acceptable as Photo ID?	Point Value for Proof of ID	Acceptable as Proof of Date of Birth?
Educational Institution ID Card: middle, secondary, post-secondary schools, colleges and universities	Photo ID issued by an accredited U.S. educational institution, including New York City Department of Education and CUNY schools.	Yes	1	Yes, if date of birth included.
Foreign Driver's License (Not Machine Readable)	Photo identification card granting driving privileges with address, date of birth, and expiration date, that is not machine readable.	Yes	1	Yes
Foreign National Identification Card (Not Machine Readable)	National identification card with photo and date of birth or age, that is not machine readable. Must be accepted for purposes of reentry to issuing country. Includes voter registration cards which are used as national IDs.	Yes	1	Yes, if date of birth included
Foreign Military Photo Identification Card	Photo identification card issued to active duty, retiree or reservist military personnel by foreign country.	Yes	1	Yes, if date of birth included
Foreign Birth Certificate	Certificate of birth issued by current or former sovereign nation.	No	1	Yes
U.S. Birth Certificate of Applicant's Child	Birth certificate of applicant's child, issued by a State or Territory, or a locality of a State or Territory, or by the U.S. State Department, including Consular Report of Birth Abroad listing applicant as birth parent. A birth certificate issued in Puerto Rico prior to July 1, 2010 will not be accepted. All birth certificates issued prior to that date have been invalidated by Puerto Rico law.	No	1	Yes
NYS Benefit Identification Card without Photo	Welfare/Medicaid/NY Food Stamp Card, also known as an Electronic Benefit Transfer (EBT) Card or Common Identification Benefit Card (CBIC), without Photo and with date of birth.	No	1	Yes
NYC Summer Youth Employment Program Identification Card	Photo identification card issued by a community based organization that administers the NYC Summer Youth Employment Program.	Yes	1	No

U.S. School Transcript From High School or Post-Secondary School, College, or University	Official copy of academic transcript, including terms and dates attended or attending, cumulative academic record, and, if applicable, degrees awarded	No	1	[Yes, if date of birth included] <u>No</u>
Diploma from a U.S. High School, High School Equivalency Program, or U.S. Post-Secondary School, College, or University	U.S. High School Diploma, High School Equivalency Diploma granted based on General Educational Development (GED) and Test Assessing Secondary Completion (TASC) exams, or U.S. post-secondary school, college, or university diploma.	No	1	[Yes, if date of birth included] <u>No</u>
Employee, Consultant or Board Member Identification Card from Organization Located in U.S.	Photo identification card with organization name and address identifying applicant as employee, consultant, board member or as having another similar position. Includes clergy identification cards issued by a religious organization.	Yes	1	No
U.S. Union Photo ID	Card identifying holder as a member of a union that represents employees working in the United States.	Yes	1	No
Certificate of marriage, domestic partnership, civil union, divorce or dissolution of marriage, domestic partnership or civil union	Certificate of marriage, domestic partnership, civil union, divorce or dissolution of marriage, domestic partnership or civil union	No	1	Yes
Reduced Fare MetroCard for Seniors and People with Disabilities	Must include photo identification and be issued by Metropolitan Transportation Authority.	Yes	1	No
Access-A-Ride ID Card	Photo identification card issued by Metropolitan Transportation Authority.	Yes	1	No
NYC Department of Parks and Recreation issued Recreation Center Membership Card	Photo identification card issued by the NYC Department of Parks and Recreation for Recreation Center Membership <u>when the applicant was at least 18 years old.</u>	Yes	1	No
U.S. Voter Registration Card	Voter registration card issued by any State or Territory.	Yes, if photo included.	1	No
Selective Service Registration Card	A card issued by the U.S. Selective Service System to men ages 18-25, who have registered with the Selective Service.	No	1	Yes
Medicare Card	Medicare identification card with name, Medicare claim number, and signature	No	1	No
U.S. Individual Taxpayer Identification Number (ITIN) Card	ITIN card (IRS Form 9844) from U.S. Internal Revenue Service (IRS), with cardholder's ITIN number, name, and signature.	No	1	No
NYS Office of Mental Health (NYS OMH) Facility Photo ID Card	Identification card issued by NYS OMH-operated psychiatric facility, with name and photo.	Yes	1	No

Section 8. Section 6-06 of Chapter 6 of Title 68 of the Rules of the City of New York is amended to read as follows:

§ 6-06 Proof of Residency.

- (a) Except as provided in paragraph (2) of subdivision (c) of this section, in subdivision (d) of this section, or in Sections 6-04 or 6-07 of this title, in order to establish residency, an applicant will be required to produce a document from Section 6-06(c)(1) or a document authorized by subdivision (b) of this section displaying the applicant's residential street address located in New York City. The document must display the applicant's name, except where the document displays the name of the applicant's spouse or domestic partner and the applicant presents: (i) a certificate of marriage, civil union or domestic partnership or birth certificate that demonstrates the relationship to the spouse or domestic partner; and (ii) an attestation signed by the spouse or domestic partner, on a form and in a format established by the Commissioner, that the applicant resides with the spouse.
- (b) HRA may determine in the future that additional documents, including data and electronic versions of documents received from the issuing agency, may be accepted and will be afforded the value of one point toward establishing the residency of the applicant. In the event that HRA exercises its authority pursuant to this subdivision, HRA will publicize its acceptance of the new documents or data, including on the IDNYC website.
- (c) (1) The following documents are worth one point and establish residency. The address on the document will be shown on the card, except as provided in Section 6-02(b) of this title:

Document	Description	Point Value for Proof of Residency	Acceptable as Proof of Address?
Cable, Phone, or Utility Bill or Statement	Must be dated no more than 60 days prior to the date submitted and include home address of applicant. Includes account summary sheets and account statements.	1	Yes
Residential Property Lease or Sublease	Must be a current lease. All leases must include name of applicant, address of the unit rented, term of the lease, amount of rent, terms regarding utilities, and contact information for the lessor. If the phone number of the lessor does not appear on the lease, then the applicant must provide the phone number separately	1	Yes
Local Property Tax Statement	Property tax statement including home address, dated no more than one year prior to the date submitted.	1	Yes

Property Mortgage Payment Receipt	Mortgage payment receipt including home address, dated no more than 60 days prior to the date submitted	1	Yes
Banking, Financial or Credit Card Account Bill, Statement or Notice	Bill, statement or notice from credit card company, bank or other financial institution. Must be dated no more than 60 days prior to the date submitted and include home address <u>and account number</u> . Includes bank account statements, credit card statements, credit union account statements, account summary sheets, loan statements, and notices from banks and credit unions confirming the opening of an account. Other types of banking, financial, or credit card documents will be accepted only as provided under §6-06(b) of this title.	1	Yes
Employment Pay Stub	Must include employer's name, applicant's home address and be dated no more than 60 days prior to date submitted	1	Yes
Statement, bill, or record from health institution	Statement, bill, or record from any hospital or clinic operated by the NYC Health and Hospitals Corporation, or a Federally Qualified Health Center, or a public or private hospital located in New York City. Must include <u>account or patient identification number and</u> home address of applicant and be dated no more than one year prior to date submitted.	1	Yes
Jury Summons or Court Order Issued by New York State Court (including NYC Courts such as Housing Court, Family Court and Surrogate's Court) or Federal Court	Must be dated no more than 60 days prior to the date submitted and include home address.	1	Yes
IRS Forms W-2, 1099-MISC, 1095-A, 1095-B and 1095-C	Must include employer's name, applicant's home address. Accepted through April 15 of the year following the tax year on the form.	1	Yes
Letter or Document Issued by the U.S. Internal Revenue Service (IRS), or the NYS Department of Taxation and Finance (DTF)	Letter or document issued by IRS or DTF, addressed to applicant, regarding applicant's personal tax status. Examples include tax return transcript, statement of tax or refund due, or refund check. Must be dated no more than one year prior to the date submitted.	1	Yes
Tax Return with Proof of Filing	U.S. federal, state, or local tax return submitted with proof of filing such as IRS Tax Return Transcript, NYS Department of Taxation and Finance account summary, NYC Department of Finance proof of property tax payment history, or other satisfactory proof of filing. Filing date must be no more than one year prior to the date submitted.	1	Yes
Insurance Bill, Statement or Record (homeowner's, life, renter's, automobile, or health insurance)	Insurance bill, statement or record including home address and dated no more than 60 days prior to the date submitted.	1	Yes
Letter from Homeless Shelter that receives City Funding	Signed letter from executive-level official at homeless shelter receiving City funding stating that applicant has been a current resident for at least 15 days and that the shelter allows residents to remain in residence for longer than 30 days. Must be dated no more than 60 days prior to the date submitted.	1	Yes
Letter from Residential Care Facility operated, certified, or funded by NYS Office for People with Developmental Disabilities (OPWDD), NYS Department of Health (NYS DOH), New York State Office of Mental Health (OMH), or NYC Department of Health and Mental Hygiene (NYC DOHMH)	Signed letter from an executive-level official at a residential care facility located in New York City and operated, <u>licensed</u> , certified, or funded by OPWDD, NYS DOH, NYS OMH or NYC DOHMH, establishing the applicant's residence at the facility. Must be dated no more than 60 days prior to the date submitted. <u>Acceptable only when applicant is accompanied by a caretaker who is an employee of the facility issuing the letter.</u>	1	Yes
Letter from New York City Housing Authority (NYCHA)	Signed letter from manager of NYCHA residential development, indicating that applicant is listed on the current lease or is otherwise authorized by NYCHA to reside in the apartment, dated no more than 60 days prior to the date submitted.	1	Yes
NYCHA Lease Addendum and Rent Notice	NYCHA document listing applicant as lessee and/or authorized tenant of NYCHA residential unit. Must be dated no more than one year prior to the date submitted.	1	Yes
Letter from Head Start, Early Learn, Preschool, Elementary, Intermediate or High School located in New York City or any NYC Department of Education (DOE) School Where Applicant's Child is Enrolled	Signed letter from principal or executive official or the principal or executive official's designee at a public, private, or parochial Head Start, Early Learn, preschool, elementary, intermediate or high school located in New York City or any DOE school where applicant's child is a currently enrolled student. Letter must confirm student's home address and be dated no more than 60 days prior to the date submitted. Applicant must also provide proof of relationship to the student named in the letter, using one of the documents listed in Section 6-07(b).	1	Yes

Letter from Private or Parochial Intermediate or High School located in New York City Where Applicant is Enrolled	Signed letter from principal or executive official or the principal or executive official's designee at a private or parochial intermediate or high school located in New York City where applicant is a currently enrolled student. Letter must confirm home address and be dated no more than 60 days prior to the date submitted. Schools may require parental consent to issue such a letter for a student younger than age 18. <u>Applicant must present a student identification card from the school issuing the letter.</u> (Applicant students wishing to have the DOE assist them with establishing residency may do so via Section 6-03[(c)(2)(A)-(D)](a)(2)(C) of this title.)	1	Yes
Letter from NYC Administration for Children's Services (ACS) Foster Care Agency	Signed letter from executive-level official at ACS or ACS designated NYC foster care agency establishing residency of foster youth applicant, dated no more than 60 days prior to the date submitted. <u>Acceptable only when applicant is accompanied by a caretaker who is an employee of the facility issuing the letter.</u>	1	Yes
United States Postal Service (USPS) Change of Address Confirmation	Must be addressed to applicant at the same address that appears on the IDNYC application. Must be dated no more than 60 days prior to the date submitted.	1	Yes
NYC Housing Preservation and Development (HPD) Section 8 Rent Breakdown Form	Must be dated within no more than one year prior to the date submitted and include home address.	1	Yes
[HRA "Response to Request for a Budget Calculation Report"] <u>Case Composition Summary Report Generated from the New York State Welfare Management System</u>	[Letter in response to request for budget calculation, including case] <u>Case composition summary report generated from the New York State Welfare Management System</u> with current home address. Must be dated no more than 60 days prior to the date submitted.	1	Yes
New York State Office of Mental Health (OMH) Facility Inpatient Photo ID Card	Inpatient identification card issued by NYS OMH-operated psychiatric facility, with name, photo and facility address.	1	Yes
"Verification of Release" form issued by the U.S. Department of Health and Human Services, Office of Refugee Resettlement, Division of Children's Services	"Verification of Release" document from U.S. Department of Health and Human Services, Office of Refugee Resettlement (ORR), including photo, date of birth, and name and address of applicant's sponsor. Includes Form ORR UAC/R-1, Form ORR R-535, and any form used by ORR for verifying release. Must be dated no more than one year prior to date submitted.	1	Yes
U.S. Immigration and Customs Enforcement (ICE) Order of Supervision	Order of Supervision issued by U.S. Immigration and Customs Enforcement (ICE), dated no more than one year prior to the date submitted and including current home address. May be issued by U.S. ICE as Form I-220B.	1	Yes
New York State Interim Driver's License, Learner's Permit, or Non-Driver's Identification Card	Interim driver's license, learner's permit, or non-driver's identification card, issued by NYS Department of Motor Vehicles, with current home address.	1	Yes
Notice of Decision or Determination of Developmental Disability issued by NYS Office for People with Developmental Disabilities (OPWDD)	Notice of decision or determination issued by OPWDD establishing that applicant qualifies for care. Must include applicant's home address and be dated no more than one year prior to the date submitted.	1	Yes
Residency Confirmation Letter for United Nations (UN) Diplomats and Their Families	Residency Confirmation Letter for UN Diplomats and Families Issued by the U.S. Department of State, UN, or a Country's Permanent Mission to the UN. Must include applicant's home address and be dated no more than 60 days prior to the date submitted.	1	Yes
<u>College/University Housing Agreement</u>	<u>Current agreement issued by an institution of higher education located in New York City, in letter, lease, or other format. Must indicate that applicant is permitted to reside in housing affiliated with the institution; and must include applicant's name, the street address of the residence, and the dates during which the student may reside there.</u> <u>The document must be presented with a student photo ID from the institution issuing the agreement.</u>	1	Yes
<u>Letter from College or University Administrator</u>	<u>Signed letter from a school administrator indicating that the applicant: (i) is enrolled as a student at the school; (ii) resides in housing in New York City that is affiliated with the school; (iii) receives mail at a central school-based location different from where the applicant resides; and (iv) the school mail box and/or street address where applicant's mail is delivered.</u> <u>This document must be presented with a student photo ID from the institution issuing the letter.</u> <u>The IDNYC card will display the name of the school and the address where the applicant receives mail.</u>	1	Yes

- (2) The following documents are worth one point and establish residency for an individual who lacks a stable residence or is a survivor of domestic violence, as applicable. When applicants submit one of these documents for proof of residency, no home address will appear on the card [except as provided in this paragraph and in subdivisions (c) and (d) of Section 6-02]:

Document	Description	Point Value for Proof of Residency	Acceptable as Proof of Address?
Letter Issued by New York City Agency, Nonprofit Organization or Religious Institution Located within New York City Serving Homeless Individuals	Signed letter from executive-level official from a City agency, nonprofit organization or religious institution that provides services to homeless individuals. The letter must indicate applicant has resided in New York City for at least 15 days and lacks a stable residence; letter must be dated no more than 30 days prior to the date submitted. <u>No address will appear on the card.</u>	1	No
Letter Issued by New York City Agency, Nonprofit Organization, or Religious Institution that Provides Services to Survivors of Domestic Violence	Signed letter from executive-level official from a New York City agency, nonprofit organization, or religious institution that provides services to survivors of domestic violence. The letter must indicate that applicant has resided in New York City for at least 15 days and has security concerns about an address appearing on the IDNYC Card; letter must be dated no more than 30 days prior to the date submitted. <u>No address will appear on the card.</u>	1	No
Letter Issued by a Hospital or Health Clinic Located in New York City	Signed letter from executive-level official at hospital or health clinic indicating that applicant has resided at the facility for at least 15 days over the previous 60 day period; letter must be dated no more than 30 days prior to the date submitted. <u>No address will appear on the card.</u>	1	No
Letter Issued by Nonprofit Organization or Religious Institution	Signed letter from executive-level official from a nonprofit organization or religious institution that provides services to homeless individuals or survivors of domestic violence. The organization must currently receive City funding. To establish use of the nonprofit organization's or religious institution's address for mailing purposes, the letter must indicate that: (1) the applicant has received services from the entity for the past 60 days, (2) the applicant may use the entity's address for mailing purposes, and (3) the applicant lacks a stable address or has security concerns about an address appearing on the IDNYC Card. The letter must be dated no more than 14 days prior to the date submitted. The card issued will indicate the address is "Care of" the organization that has written the letter.	1	Yes
<u>Letter from a Residential Care Program Funded, Administered, and/or Overseen by the NYC HRA-Emergency & Intervention Services - Office of Domestic Violence</u>	<u>Signed letter from an executive-level official at a residential care program located within New York City which is funded, administered, and/or overseen by the NYC HRA-Emergency & Intervention Services - Office of Domestic Violence. The letter must indicate that the applicant has resided in New York City for at least 15 days; has security concerns about a home address appearing on his/her IDNYC card; and that s/he is permitted to receive mail at a Post Office Box affiliated with the program. The letter must be dated no more than 30 days prior to the date submitted.</u> <u>The card issues will display the P.O. Box or no address at all.</u>	1	Yes

- (d) IDNYC will also accept the following as proof of residency and address worth one point:

- (1) Verification from the New York City Housing Authority (NYCHA), provided in a format and in a manner to be agreed upon by HRA and NYCHA: (1) that the applicant resides in NYCHA housing; and (2) of the applicant's address;
- (2) Verification from the New York City Department of Finance (DOF), in a format and in a manner to be agreed upon by HRA and DOF: (1) that the applicant is enrolled in the Senior Citizen Rent Increase Exemption programs (SCRIE programs, and (2) of the applicant's address.

Section 9. Paragraphs 1 and 2 of Subdivision (b) of Section 6-07 of Chapter 6 of Title 68 of the Rules of the City of New York is amended to read as follows:

- (1) The following documents, in addition to those set forth in paragraph (2) of this subdivision, will demonstrate proof of relationship between an applicant age 21 or younger and his or her caretaker:

Document	Description	Acceptable as Proof of Date of Birth?
Where Caretaker is Parent: Applicant's Birth Certificate	Applicant's birth certificate displaying caretaker's name as parent. A birth certificate issued in Puerto Rico prior to July 1, 2010 will not be accepted. All birth certificates issued prior to that date have been invalidated by Puerto Rico law.	Yes
Where Caretaker is Parent: Adoption Decree, Certificate of Adoption or NYS Department of Health (NYS DOH) Report of Adoption	Applicant's adoption decree, certificate of adoption or NYS DOH Report of Adoption, displaying caretaker's name as parent.	Yes

Where Caretaker is Parent: Acknowledgment of Paternity Form issued by NYC Department of Health and Mental Hygiene (DOHMH), and NYS Office of Temporary and Disability Assistance (OTDA)	Form LDSS-4418 displaying caretaker's name as parent of the applicant	Yes
Where Caretaker is Parent: Court Order of Paternity/Filiation	Court order establishing caretaker as applicant's legal parent.	Yes
Where Caretaker is Court-Appointed Guardian: Court Decree	Court decree displaying caretaker's name as legal guardian.	Yes
Where Caretaker is Foster Parent: (1) <u>Signed letter from ACS Foster Care Agency; AND</u> (2) <u>Foster Parent License Certification</u>	Two documents (both are required) (1) <u>Signed letter from ACS Foster Care Agency on agency letterhead naming the Caretaker as the Applicant's foster parent (must be dated 60 days from the date submitted); and</u> (2) <u>The Caretaker's Foster Parent License Certification</u>	Yes
Where Caretaker is [Foster-Care Parent or] Employee of ACS or of ACS Foster Care Agency: Letter from ACS or ACS Foster Care Agency	Signed letter from executive-level official at ACS or ACS designated NYC foster care agency establishing relationship of youth applicant to [foster parent or] agency. Must be dated no more than 60 days prior to the date submitted. If the caretaker is an employee of ACS or an ACS designated foster care agency, then the letter; (1) must also authorize the employee to represent the agency and accompany the applicant at the IDNYC enrollment site and (2) will be accepted only if the caretaker also presents employee ID issued by ACS or the designated agency.	Yes
Where Caretaker is Adult Sponsor of Minor Appointed by U.S. Department of Health and Human Services, Office of Refugee Resettlement: U.S. Department of Health and Human Services "Verification of Release" form	"Verification of Release" document from U.S. Department of Health and Human Services, Office of Refugee Resettlement, Division of Children's Services including photo, date of birth, and name and address of child's adult sponsor. Includes Form ORR UAC/R-1, Form ORR R-535, and any form used by ORR to verify release.	Yes
Where Caretaker is Stepparent: (1) Applicant's Birth Certificate [and] AND (2) Stepparent's Marriage Certificate	Two documents (both are required) Applicant's birth certificate, in addition to the caretaker's certificate of marriage, civil union or domestic partnership showing that the caretaker is married to, or the domestic partner of, a parent named on applicant's birth certificate. A birth certificate issued in Puerto Rico prior to July 1, 2010 will not be accepted. All birth certificates issued prior to that date have been invalidated by Puerto Rico law.	Yes

(2) The following documents will establish proof of relationship between an applicant of any age and his or her caretaker:

Document	Description	Acceptable as Proof of Date of Birth?
Where Caretaker is Applicant's Court-Appointed Guardian, Custodian or Conservator: Court Order	Court order from a court located in the United States appointing the Caretaker as applicant's legal guardian, custodian or conservator.	Yes
Where Caretaker is Cohabitant of Developmentally Disabled Applicant: (1) Notice of Decision or Determination (NOD) of Developmental Disability issued by the New York State Office for People with Developmental Disabilities (OPWDD) AND (2) Proof of Residency for Caretaker and Applicant	(1) Notice of Decision or Determination of Developmental Disability issued by OPWDD establishing that applicant qualifies for care, and (2) Either a residency document from Section 6-06 of this title showing that the caretaker resides at the address on the NOD, or if applicant no longer resides at the address on the NOD, residency documents from Section 6-06 showing that applicant and caretaker currently reside at same address. This provision does not apply to an applicant living in a residential care facility.	Yes (<u>Notice of Decision may be used to establish date of birth</u>)
Where Caretaker is Residential Care Facility Employee: Signed Letter	Signed letter from an executive-level official at a residential care facility located in New York City and operated, <u>licensed</u> , certified, or funded by OPWDD, NYS DOH, NYS OMH, or NYC DOHMH, establishing the applicant's residence at the facility. Must be dated no more than 60 days prior to the date submitted <u>and must authorize the employee to represent the agency and accompany the applicant at the IDNYC enrollment site. Accepted only if caretaker also presents employee ID issued by the facility.</u>	Yes
Where an individual Caretaker is applicant's Social Security Representative Payee: Letter from Social Security Administration (SSA) establishing Representative Payee status	Letter from SSA establishing that the Caretaker is the applicant's Social Security representative payee. The letter must be dated no more than one year prior to the date submitted	Yes
Where Caretaker is an employee [or other representative] of an organization that is applicant's Social Security Representative Payee (RP): (1) Letter from Social Security Administration (SSA) establishing RP status; AND (2) Letter from executive-level official from the RP organization	Two letters (both are required): (1) Letter from SSA establishing that the organization is the applicant's Social Security Representative Payee, dated no more than one year prior to the date submitted; and (2) An additional letter signed by an executive-level official from the representative payee organization establishing that its employee [or representative] is authorized to represent the organization with respect to the applicant's IDNYC application. This letter must be dated no more than 60 days prior to the date submitted <u>and must authorize the employee to represent the organization and accompany the applicant at the IDNYC enrollment site. Accepted only if caretaker also presents employee ID issued by the organization.</u>	Yes (<u>Letter from SSA may be used to establish date of birth</u>)

<p>Where Caretaker is an Employee of the NYS Office for People with Developmental Disabilities (OPWDD) NYS Department of Health (DOH), NYS Office of Mental Health (NYS OMH) or NYC Department of Health and Mental Hygiene (NYC DOHMH) or an Agency or Facility that is Licensed, Certified or Funded by OPWDD, NYS DOH, NYS OMH or NYC DOHMH: Signed Letter</p>	<p>Signed letter from executive-level official at OPWDD, NYS DOH, NYS OMH or NYC DOHMH or an agency or facility that is operated, licensed, certified or funded by one of those agencies, establishing relationship of applicant to the agency or facility. Must be dated no more than 60 days prior to the date submitted and must authorize the employee to represent the agency or facility and accompany the applicant at the IDNYC enrollment site. Accepted only if caretaker also presents employee ID issued by the agency or facility.</p>	<p>Yes</p>
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Section 10. Section 6-10 of Chapter 6 of Title 68 of the Rules of the City of New York is amended to read as follows:

§ 6-10 Expiration and Renewal.

- (a) The IDNYC Card will be valid for five years from the date of application approval, except that cards issued to individuals under 14 years of age will expire two years from date of application approval.
- (b) In order for an individual to receive a renewal card, the individual must present an IDNYC Card that is active or has expired no more than 60 days prior to the date of the application for a renewal card. If the address on the card is not the applicant's current address, the applicant must establish residency pursuant to Section 6-04, 6-06 or 6-07 of this title, as applicable.
- (c) An individual who presents an IDNYC Card that has been expired for more than 60 days or who fails to present an IDNYC Card at the time of renewal[,] will be [treated] required to satisfy the same eligibility requirements as a new applicant.

Section 11. Section 6-11 of Chapter 6 of Title 68 of the Rules of the City of New York is amended to read as follows:

§ 6-11 Confidentiality of IDNYC Card Eligibility Information.

- (a) Once every quarter HRA will destroy copies of records provided by applicants to prove identity or residency for an IDNYC Card that have been retained more than two years, except where such records are required by law to be preserved as evidence for purposes of litigation.
- (b) On or before December 31, 2016, HRA will review data collected in the report described in Section 3-115(h) of the Administrative Code and make a determination regarding the continuing need to retain records pursuant to Section 3-115(e)(1) of such code in order to effectively administer the IDNYC Card Program and will make any appropriate modifications to the policy for retention of records related to the IDNYC Card Program.
- (c) In the event that: (i) HRA fails to make a determination on or before December 31, 2016 pursuant to Section 3-115(e)(2) of the Administrative Code, or (ii) HRA determines that records retention is no longer necessary, then HRA will not retain originals or copies of records provided by an applicant to prove identity or residency for a IDNYC Card for longer than the time needed to review the application, and any such records in HRA's possession prior to such date will be destroyed on or before December 31, 2016 or, in the case of an application pending on such date, as soon as practicable after a final determination has been made regarding the application. Nothing in this subdivision will be construed to prevent HRA from retaining records where such records are required by law to be preserved as evidence for purposes of litigation.
- (d) (a) Information collected about applicants for the card will be treated as confidential to the maximum extent allowable by applicable federal and state law and may only be disclosed if:
 - (i) (1) Authorized in writing by the individual to whom such information pertains, or if such individual is a minor or is otherwise not legally competent, by such individual's parent or legal guardian;
 - (ii) (2) So ordered by a court of competent jurisdiction;
 - (iii) (3) To a requesting city agency for the limited purpose of administering the IDNYC Card Program or determining or facilitating the applicant's eligibility for additional benefits, services, and care, provided that such disclosure is made in accordance with all applicable federal and state privacy laws and regulations, and subject to the further requirement that such information will not be re-disclosed to any other governmental agency or entity, or third party; or
 - (iv) (4) To a law enforcement agency that serves the administering agency a judicial subpoena or judicial warrant.

- (e) (b) HRA will not indicate on the IDNYC Card application forms the type of records provided by an applicant to establish residency or identity.

Section 12. Section 6-12 of Chapter 6 of Title 68 of the Rules of the City of New York is repealed and a new Section 6-12 is added to read as follows:

§ 6-12 Secondary Review Conferences and Reapplications Following Denial of IDNYC Card Applications.

- (a) An applicant who has been denied an IDNYC Card may request a secondary review of their eligibility for the card by submitting a review request, in a manner established by the Commissioner, to the IDNYC Card Program within 30 days of issuance of the denial.
- (b) The secondary review will consist of a conference at which a designee of the Executive Director of the IDNYC program will review the applicant's documents and eligibility for the card and the applicant will have the opportunity to reapply for the card. Secondary reviews will be offered only at specially designated enrollment centers.
- (c) The IDNYC program will offer the applicant a date, time, and location for the review conference that is within 30 days of receipt of the request. If the date, time, and location offered are not convenient for the applicant, the program will work with the applicant to find another date, time, and location, but cannot guarantee that the conference will take place within 30 days of the request.
- (d) If the applicant chooses to reapply following the review conference, IDNYC staff will notify the applicant of its determination on the application by mail. If IDNYC does not issue a determination within 30 days of the date of the conference, then the determination that triggered the review request shall become the final decision on the application.

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TRANSPORTATION

■ NOTICE

Notice of Adoption

NOTICE OF ADOPTION relating to parking provisions that reflect current parking signage as well as general clean-up amendments.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN the Commissioner of the New York City Department of Transportation (DOT) by Sections 1043 and 2903 of the New York City Charter and in accordance with the requirements of Section 1043 of the New York City Charter, that DOT hereby amends Sections 4-01, 4-08, 4-11, and 4-12 of Chapter 4 of Title 34 of the Rules of the City of New York.

This rule was first published on January 5, 2018 and a public hearing was held on February 5, 2018. Written comments were received.

Statement of Basis and Purpose of Adopted Rule

The Commissioner of the New York City Department of Transportation (DOT) is authorized to promulgate rules regarding parking and traffic operations in the City by Section 2903(a) of the New York City Charter. The rules that DOT is amending are contained within Chapter 4 of Title 34 of the Rules of the City of New York, relating to the "Traffic Rules and Regulations."

The purpose of these rule amendments is to reflect simplified parking signage that DOT has implemented over the last few years as well as to make general clean-up amendments. Specifically, the amendments to Chapter 4 of Title 34 are the following:

- Section 4-01(b) is amended to add a new definition for "dedicated use signs", and update the definition of "taxi" to include green taxis.
- Section 4-08(a)(1) is amended to clarify that standing is prohibited when a dedicated use sign is posted.
- Section 4-08(a)(6) is amended to delete obsolete references to parking meters.

- Sections 4-08(c), 4-08(d), and 4-08(k), 4-08(l), and 4-08(o) are amended to clarify and delete certain references to specific dedicated use signs.
- Sections 4-08(d), 4-08(l)(1), and 4-08(o) are amended to update certain references to “handicapped permits”; delete a reference to a painted blue line in the Blue Zone; and delete certain obsolete portions of the rules relating to IVPS system.
- Section 4-11(a)(3) is being repealed in its entirety as it is no longer applicable.
- Section 4-12(m) is amended to reflect bus lane restrictions as contemplated by Local Law 113 of 2013.

In response to comments received by DOT, the following changes have been made to the proposed rule, which are reflected in the adopted rules:

- Remove proposed language regarding parking at a taxi stand so as not to conflict with 35 RCNY §80-19(c)(3).
- Clarify that an authorized bus cannot park even in an assigned bus stop.
- Consistently use the term “for-hire vehicle stand” instead of “for-hire vehicle stop”.

New material is underlined.
[Deleted material is in brackets.]

Section 1. Subdivision (b) of Section 4-01 of Chapter 4 of Title 34 of the Rules of the City of New York is amended by adding a new definition of “dedicated use sign”, in alphabetical order, and amending the definition of “taxi”, to read as follows:

Dedicated use sign. The term “dedicated use sign” shall mean a curb regulation sign that allows a designated vehicle to use the regulated block face. Other vehicles may not stand or park at these locations.

Taxi. A “taxi” shall mean a motor vehicle used for the carriage of passengers for compensation, equipped with a taxi meter, painted yellow or green and displaying a current medallion or other license issued by the New York City Taxi and Limousine Commission.

§2. Paragraph (3) of Subdivision (a) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York is amended by adding a new subparagraph (i) to read as follows:

- (3) **Standing prohibited.** When standing is prohibited by signs or rules, no person shall stop a vehicle, attended or unattended, except temporarily for the purpose of and while actually engaged in expeditiously receiving or discharging passengers.

- (i) **Dedicated use signs.** Standing is prohibited when a dedicated use is specified by a sign, including but not limited to the following curb regulations: Commercial Vehicles Only, Truck Loading Only, Taxi Stand, Taxi Relief Stand, Authorized Vehicles Only, NYP License Plates Only, Doctor License Plates Only, For-Hire Vehicles Only, Ambulance Only, Ambulette Only, Medical Facility Only, Bus Layover Only, NYS Road Test Only, Flea Market Loading Only, Farmers Market Only, Waiting Line, Carshare Parking Only, or Parking Permitted.

§3. Paragraph (6) of Subdivision (a) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:

- (6) **Paper or other temporary signs.** Any paper or other temporary signs posted by authorized [law enforcement] agencies shall supersede all existing posted rules for the days and times specified. [Regulations placed inside parking meters by the Department of Transportation so as to cover rate plate and the inside dome of the meter shall supersede all existing posted rules for the time the insert remains in the parking meter.]

§4. Subdivision (c) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:

- (c) **Violation of posted no standing rules prohibited.** When official signs, markings or traffic-control devices have been posted prohibiting, restricting or limiting the standing of vehicles, no person shall stand or park any vehicle in violation of the restrictions posted on such signs, markings or traffic-control devices, except as otherwise provided herein:

(1) **[No standing (snow emergency).** When the Commissioner declares a state of snow emergency, no person shall stand or park a vehicle upon a street designated by signs as a snow street, or upon any other area referred to in §4-12(k)(1) of these rules and except as otherwise provided therein.]

(2) **[No standing-taxi] Taxi stand.** No person shall stand or park a vehicle other than a taxi in a taxi stand when any such stand has been officially designated and appropriately posted except that the operator of a vehicle may only temporarily stand therein for the purpose of expeditiously receiving and discharging

passengers provided such standing does not interfere with any taxi about to enter or leave such [zone] stand.

(2) **Taxi and/or for hire vehicle relief stand.** No person shall stand or park a vehicle other than a taxi or for hire vehicle in a relief stand when any such stand has been officially designated and appropriately posted. The operator of a taxi or for hire vehicle may park at such stand for no more than one hour.

(3) **[No standing-bus] Bus stop.** No person shall stand or park a vehicle other than an authorized bus in its assigned bus stop when any such stop has been officially designated and appropriately posted except that the operator of a vehicle may temporarily stand therein for the purpose of expeditiously receiving and discharging passengers provided such standing does not interfere with any bus about to enter or leave such [zone] stop. Notwithstanding the aforementioned, an authorized bus shall not park in an assigned bus stop when such stop has been officially designated and appropriately posted.

(4) **[No standing except authorized] Authorized vehicles.** Except as provided in paragraph (8) of this subdivision, where a posted sign reads “No Standing Except Authorized Vehicles[,]” or “Authorized Vehicles Only”, no vehicles, except those designated by [a rider attached to] such sign, may stand or park in that area.

(5) **[No standing-hotel] Hotel loading zone.** No person shall stand or park a vehicle in such zone except temporarily for the purpose of and while actually engaged in receiving or discharging passengers and their personal baggage at hotels.

(6) **[No standing-commuter] Commuter van stop.** No person shall stand or park a vehicle other than a commuter van in a commuter van stop when such a stop has been officially designated and appropriately posted, except that an operator of such other vehicle may temporarily stand therein for the purpose of expeditiously receiving or discharging passengers provided such standing does not interfere with any commuter van about to enter or leave such [zone] stop.

(7) **[No standing-for-hire] For-hire vehicle [stop] stand.** No person shall stand or park a vehicle other than a for-hire vehicle in a for-hire vehicle [stop] stand when such a [stop] stand has been officially designated and appropriately posted, except that an operator of such other vehicle may temporarily stand therein for the purpose of expeditiously receiving or discharging passengers provided such standing does not interfere with any for-hire vehicle about to enter or leave such [zone] stand.

(8) **[No standing except certain diplomatic] Diplomatic and consular vehicles.**

- (i) Where a posted sign reads “No Standing Except Vehicles with Consul-C or Diplomat-A&D License Plates D/S Decals Only” or “Authorized Vehicles Only Consul-C Diplomat-A & D License Plates D/S Decals Only”, no person may stand or park a vehicle in such area except as follows:

(A) a person may stand or park a vehicle in such area if such vehicle bears “A”, “C” or “D” series license plates issued by the U.S. Department of State, such vehicle displays a valid non-transferable service vehicle decal issued by the City of New York that is affixed to the inside of the operator’s side of the windshield, and such person is authorized to park or stand in a space in such area by the foreign mission or consulate that has been allocated such space by the Department; or

(B) a person may stand a vehicle temporarily (no more than thirty (30) minutes) in such area for the purpose of and while actually engaged in delivering, loading or unloading for official business if such vehicle bears “A”, “C” or “D” series license plates issued by the U.S. Department of State, such vehicle displays a valid non-transferable delivery vehicle decal issued by the City of New York that is affixed to the inside of the operator’s side of the windshield, such person is authorized to stand in a space in such area by the foreign mission or consulate that has been allocated such space by the Department, and a delivery is being made to such foreign mission or consulate.

- (ii) Where a posted sign reads “No Standing Except Vehicles with Consul-C or Diplomat-A&D License Plates Delivery Decal Required 30 Minute Limit” or “Authorized Vehicles Only Consul & Diplomat License Plates Delivery Decal Required”, no person may stand or park a vehicle in such area except a person may stand a vehicle temporarily [(no more than thirty (30) minutes)] in such area for the purpose of and while actually engaged in delivering, loading or unloading for official business if

such vehicle bears "A", "C" or "D" series license plates issued by the U.S. Department of State and displays a valid non-transferable delivery vehicle decal issued by the City of New York that is affixed to the inside of the operator's side of the windshield.

- (9) **Parking Permitted.** No person shall stand or park a vehicle other than on those day(s) and hour(s) specified on the posted sign, except temporarily for the purpose of and while actually engaged in receiving or discharging passengers.

§5. Subdivision (d) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:

(d) **Violation of posted no parking rules prohibited.** When official signs, markings or traffic control devices have been posted prohibiting, restricting or limiting the parking of vehicles, no person shall park any vehicle in violation of the restrictions posted on such signs, markings or traffic control devices, except as otherwise provided herein:

- (1) **[No parking-street] Street cleaning.** No person shall park a vehicle in violation of officially posted street cleaning rules, as defined in subsection (a)(7)(ii) of these rules, unless such rules have been suspended by the Commissioner or his/her designee pursuant to subsection (a)(7) of these rules.
- (2) **[No parking-taxi stand.** No person shall park a vehicle other than a taxi in a taxi stand when any such stand has been officially designated and appropriately posted except that the operator of a passenger or commercial vehicle may temporarily stop or stand therein provided such stopping or standing does not interfere with any taxi about to enter or leave such zone.] **Reserved.**
- (3) **No parking except [handicapped] parking permits for people with disabilities (off-street).**
- (i) No person shall park a vehicle in any off-street parking space designated for use by [the handicapped] a parking permit for people with disabilities pursuant to §1203-c of the Vehicle and Traffic Law, or designated by blue painted lines or markings displaying the international symbol of access unless:
- (A) Such person is, or is transporting, a [handicapped] disabled permittee and displays a state special vehicle identification permit issued by the NYS Commissioner of Motor Vehicles, or
- (B) Such vehicle is registered in accordance with §404-a of the Vehicle and Traffic Law and is being used for the transportation of [handicapped] disabled persons, or
- (C) Such vehicle displays a special license plate or parking permit issued by any governmental entity subject to the laws of the United States, or a foreign country for the purpose of granting special parking privileges to people with disabilities.
- (ii) [Handicapped] License plates or parking permits issued to people with disabilities by New York State or by any other state, district, territory or other governmental entity or foreign country shall be valid only in designated off-street parking areas. They are not valid in on-street parking areas.
- (4) **Official markings.** When markings upon [the curb or] the pavement of a [street] roadway designate a parking space, no person shall stand or park a vehicle in such designated parking space so that any part of the vehicle occupies more than one space or protrudes beyond the markings designating such a space, except that a vehicle which is of a size too large to be parked within a single designated parking space shall be parked with the front bumper at the front of the space with the rear of the vehicle extending as little as possible into the adjoining space to the rear, or vice-versa. Notwithstanding the above, no vehicle that is too long and/or too wide to be parked within a single designated parking space shall be parked in such a space which is designated for angle parking.
- (5) **No parking except authorized vehicles.** Where a posted sign reads "No Parking Except Authorized Vehicles," no vehicles, except those designated by a rider attached to such sign, may park in that area.
- (6) **No parking-hotel loading zone.** No person shall park a vehicle in such zone except temporarily for the purpose of and while actually engaged in receiving or discharging passengers and their personal baggage at hotels.]

§6. Paragraph (2) of Subdivision (k) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:

(k) **Special rules for commercial vehicles.**

- (2) **No standing except trucks loading and unloading.**

Where a posted sign reads "No Standing Except Trucks Loading and Unloading[.]" or "Truck Loading Only", no vehicle except a commercial vehicle or a service vehicle as defined in §4-01(b) of these rules, may stand or park in that area, for the purpose of expeditiously making pickups, deliveries or service calls, and except that in the area from 35th St. to 41st St., Avenue of the Americas to 8th Avenue, inclusive, in the Borough of Manhattan, between the hours of 7:00 A.M. and 7:00 P.M., no vehicle except a truck as defined in §4-13(a)(1) of these rules may stand or park for the purpose of expeditiously making pickups, deliveries, or service calls.

§7. Paragraph (1) of Subdivision (l) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:

- (1) **Blue zone.** No person shall park a vehicle upon any of the streets within the area designated as the "Blue Zone," Monday through Friday from 7 a.m. to 7 p.m., except as otherwise posted along the perimeter of and inside the designated area, or when necessary to avoid conflict with other traffic or in compliance with law or upon the direction of any law enforcement officer authorized to enforce these rules. Said area is [indicated by a blue line painted parallel to the curb and is] bounded by the northern property line of Frankfort Street, the northern property line of Dover Street, the eastern property line of South Street, the western property line of State Street, the centerline of Broadway, and the centerline of Park Row.

§8. Paragraph (6) of Subdivision (l) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:

- (6) **Special Lower Manhattan Area Rule: standing time limit.**

Between the hours of 7:00 A.M. and 7:00 P.M., daily, on any street south of Houston Street, from the East River to the Hudson River, in the Borough of Manhattan:

- (i) An operator must not stand or park a bus on any one block of streets, including where a space on that block is regulated by a parking meter, for more than three hours unless otherwise posted.
- (ii) Where a space is regulated by a parking meter and signs are posted restricting the use of the curb to buses, it is unlawful to stand or park any vehicle at that regulated space unless the vehicle is a bus. The provisions of subdivision (h) of this section shall apply to buses parked at such a parking meter.
- (iii) Where a parking sign designates a regulated space as "No Standing/Parking Except Authorized Buses" or "Buses With Permit Only":
- (A) It is unlawful to stand or park any vehicle at that regulated space unless the vehicle is a bus and the operator has first obtained a permit from the Department according to paragraph (4) of subdivision (o) of this section.
- (B) Where that space is also regulated by a parking meter, the provisions of subdivision (h) of this section shall apply to permitted buses parked at such a parking meter.
- (iv) A bus not being used for the expeditious pickup and drop off of passengers is deemed to constitute a parked vehicle subject to parking rules applicable to that particular location.

§9. The introductory paragraph of subdivision (o) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:

- (o) **Permits.** For purposes of this section, a "permit" is the authorization granted by the Department to qualified individuals for special parking privileges as set forth in this subdivision. At the discretion of the Department, a permit may be represented by a permit card inscribed with information that describes the specific parking privileges it authorizes [or by an IVPS programmed to contain the same information. Where this rule states that a permit must be displayed in the vehicle, a permittee using a permit card must place it in the appropriate place in a vehicle; a permittee using an IVPS must activate the system before so displaying it, in order to authorize parking pursuant to the permit. The registration numbers of the electronic component, the electronic debit card, and all related windshield stickers comprising an IVPS must match in order for such system to be considered properly activated].

§10. Subparagraphs (i) and (ii) of Paragraph (1) of Subdivision (o) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York are amended to read as follows:

(1) Permits for people with disabilities.

- (i) **Authorized parking areas.** An operator of a vehicle bearing a valid New York City Special Parking Identification permit may park:
- (A) in any "No Parking" zone, [including those marked "except authorized vehicles,"]
 - (B) in any "No Standing Except Authorized Vehicles" or "Authorized Vehicles Only" zone,
 - (C) at parking meters without using an authorized payment method, and
 - (D) in "No Standing Except Trucks Loading and Unloading" or "Truck Loading Only" zones.

Such special parking permit shall be displayed so that it is visible through the windshield. [An IVPS must be activated to authorize parking.]

(ii) Prohibited parking areas. Such special parking identification permits do not authorize parking:

- (A) in a bus stop,
- (B) in a taxi-stand,
- (C) within 15 feet of a fire hydrant,
- (D) in a fire zone,
- (E) in a driveway,
- (F) in a crosswalk,
- (G) in a no stopping zone,
- (H) in a no standing zone,
- (I) double parking, [or]
- (J) in carshare parking space(s)[.],
- (K) in any "Ambulette", "Ambulance", "Access-A-Ride", "Medical Facility" zone or combination thereof, or
- (L) in a For-Hire-Vehicle stand.

§11. Subparagraph (i) of Paragraph (2) of Subdivision (o) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:

- (2) **Municipal parking permit.** A municipal parking permit licenses the permittee to park one automobile at the permittee's risk in the area designated by signs. Fees charged are for the use of a parking space in the designated facility only. Only a license to park is granted by this permit and no bailment is created. The Department of Transportation assumes no responsibility for loss due to fire, theft, collision or otherwise to the car or its contents.
- (i) A municipal parking permit must be displayed when parked in authorized spaces, and in such a manner that the permit is visible through the left side of the windshield. [An IVPS must be activated to authorize parking.]

§12. Paragraph (3) of Subdivision (o) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:

- (3) **Yearly permits for parking in contradiction to rules on City streets.** Yearly permits are issued on dates determined by the Department of Transportation or any other agency authorized by the Department to non-profit organizations needing to park in contradiction to parking rules when the vehicle is essential to the performance of their organizational functions. These organizations generally are medical, blood, government and human service programs. Such permits shall be displayed so that they are visible through the windshield. [An IVPS must be activated to authorize parking.]
- (i) **Parking permitted.** Parking with yearly permits is permitted in areas specified on or programmed into the permit and may include some or all of the following:
- (A) [Meters] Parking meters.
 - (B) Truck loading and unloading zones.
 - (C) No Standing/Parking Except Authorized Vehicles or Authorized Vehicle Only, when the permit matches the signs, and
 - (D) "No Parking" areas.

§13. Paragraph (4) of Subdivision (o) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:

- (4) **Single issue permits for parking in contradiction to rules on city streets.** Single issue permits are issued by the Department of Transportation or any other agency authorized by the Department to for-profit and not-for-profit medical, blood and human service programs; press events; bus operators parking pursuant to paragraph (6) of subdivision (1) of this section; and concerts, film production companies, special events and emergencies. Such permits shall be displayed so that they are visible through the windshield. [An IVPS must be activated to authorize parking.]
- (i) **Information required.** The request for such a single issue permit shall be made in writing to the Department of Transportation and must include:
- (A) Date(s) of the event,
 - (B) Hours,
 - (C) Location,
 - (D) Number and size of vehicles, and
 - (E) License plates or identifying markings of the vehicles.
- (ii) **Parking permitted.** Parking with single issue permits is permitted in areas specified on or programmed into the permit and may include some or all of the following:
- (A) [Meters] Parking meters,
 - (B) Truck loading and unloading zones,
 - (C) No Standing/Parking Except Authorized Vehicles or Authorized Vehicle Only,
 - (D) "No Parking" areas, and
 - (E) No Standing/Parking Except Authorized Buses or Buses with Permit Only.

§14. Paragraph (3) of Subdivision (a) of Section 4-11 of Chapter 4 of Title 34 of the Rules of the City of New York relating to a certain area of Manhattan where standing by taxis is permitted, is hereby repealed.**§15. Subdivision (m) of Section 4-12 of Title 34 of the Rules of the City of New York is amended to read as follows:****(m) Bus lane restrictions on City streets.**

- (1) When signs are erected giving notice of bus lane restrictions, no person shall drive a vehicle other than a bus within a designated bus lane during the restricted hours, except:
- (1)(i) to use such bus lane in a safe manner in order to make a right hand turn where permitted [into a street, private road, private drive, or an entrance to private property in a safe manner] into a public or private street or driveway provided that the vehicle does not drive through an intersection; or
 - (ii) to use the bus lane in a safe manner to make a right hand turn where permitted, within two hundred feet of entry into such bus lane, into a public or private street or driveway even if such activity requires driving through an intersection; or
 - (2)(iii) to approach to or leave the curbside space, unless standing or stopping at the curb is prohibited by sign or rule; or
 - (3)(iv) temporarily to enter or leave the bus lane for the purpose of and while actually engaged in expeditiously receiving or discharging passengers, except when such activity is prohibited by signs or rules; or
 - (4)(v) to avoid an obstacle which obstructs the roadway and leaves fewer than ten feet of roadway width available for the free movement of vehicular traffic (except for temporary situations such as slow moving traffic and vehicles loading refuse); or
 - (5)(vi) to comply with the direction of any law enforcement officer or other person authorized to enforce this rule.

[With respect to the exceptions in paragraphs one through four of this subdivision, a vehicle may not be operated in the bus lane during restricted hours for more than two hundred feet. The preceding sentence does not apply where posted signs, markings or other traffic control devices indicate otherwise.]

- (2) With respect to the exceptions in [paragraphs two through five] subparagraphs (iii) through (vi) of paragraph (1) of this subdivision, a vehicle must exit the bus lane at the nearest opportunity where it is safe and legal to do so.
- (3) Notwithstanding any other provision of these rules, no person may drive a vehicle within a designated bus lane in a manner

that interferes with the safety and passage of buses operating thereon.

- (4) The same rights and restrictions that apply to vehicles pursuant to this subdivision also apply to horse-drawn vehicles and devices moved by human power.

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SPECIAL MATERIALS

COMPTROLLER

■ NOTICE

CONSTRUCTION WORKER PREVAILING WAGE SCHEDULE EFFECTIVE IN THE CITY OF NEW YORK FOR THE PERIOD JULY 1, 2018 THROUGH JUNE 30, 2019

A Schedule of Prevailing Wage and Supplement Rates under Labor Law Article 8 for the period July 1, 2018 through June 30, 2019 which the Comptroller of the City of New York has determined to be prevailing, pursuant to New York State Labor Law Section 220 (5) has been posted on the Comptroller's website as indicated below. The Schedule of Rates and Supplements will be printed in the City Record on or about July 25, 2018.

BUILDING SERVICE EMPLOYEE PREVAILING WAGE SCHEDULE EFFECTIVE IN THE CITY OF NEW YORK FOR THE PERIOD JULY 1, 2018 THROUGH JUNE 30, 2019

A Schedule of Wage and Supplement Rates under Labor Law Article 9 for the period July 1, 2018 through June 30, 2019 which the Comptroller of the City of New York has determined to be prevailing, pursuant to New York State Labor Law Section 234 has been posted on the Comptroller's website as indicated below. The Schedule of Rates and Supplements will be printed in the City Record on or about July 25, 2018.

NYC SERVICE CONTRACTORS PREVAILING WAGE AND LIVING WAGE SCHEDULE EFFECTIVE IN THE CITY OF NEW YORK FOR THE PERIOD JULY 1, 2018 THROUGH JUNE 30, 2019

A Schedule of Wage and Supplement Rates for the period July 1, 2018 through June 30, 2019 which the Comptroller of the City of New York has determined to be prevailing, pursuant to the New York City Administrative Code Section 6-109 has been posted on the Comptroller's website as indicated below. The Schedule of Rates and Supplements will be printed in the City Record on or about July 25, 2018.

Please go the following website for the schedules: comptroller.nyc.gov/wages

All questions or comments concerning the Schedule should be directed to:

Wasył Kinach, P.E.
 Director of Classifications
 Bureau of Labor Law
 Office of the Comptroller
 One Centre Street, Room 654
 New York, NY 10007
 By Facsimile: (212) 815-8584
 By Email: laborlaw@comptroller.nyc.gov

◀ jy2

TRANSPORTATION

■ NOTICE

PUBLIC NOTICE OF A CONCESSION OPPORTUNITY FOR THE OPERATION, MANAGEMENT AND MAINTENANCE OF A PEDESTRIAN PLAZA LOCATED AT 5th AVENUE AND BROADWAY BETWEEN 21st AND 26th STREETS, IN THE BOROUGH OF MANHATTAN

Pursuant to the Concession Rules of the City of New York, the Department of Transportation ("DOT") intends to enter into a

concession for the operation, management, and maintenance of a pedestrian plaza located at 5th Avenue and Broadway between 21st and 26th Streets, in the borough of Manhattan ("Licensed Plaza"), including through DOT-approved events, sponsorships, and subconcessions, including but not limited to providing for the sale of any of the following: prepared food, flowers, locally grown produce or locally manufactured products, merchandise (such as souvenirs or T-shirts) that promotes the neighborhood or the concessionaire, or other similar merchandise within the Licensed Plaza.

Subconcessions would be awarded based on solicitations issued by the concessionaire in the basic form of Request for Proposals or Request for Bids, subject to DOT's prior written approval of both solicitation and award.

DOT has identified the Flatiron/23rd Street Partnership Business Improvement District as a potential concessionaire, but DOT will consider additional expressions of interest from other potential concessionaires for the operation, management, and maintenance of the Licensed Plaza. In order to qualify, interested organizations should be active in the neighborhood of the Licensed Plaza and have demonstrated experience in the management, operation and maintenance of publicly-accessible facilities, including but not limited to programming/events management and concession or retail operation/management.

Organizations may express interest in the proposed concession by contacting Emily Weidenhof, Director of Public Space by email at plazas@dot.nyc.gov or in writing at 55 Water Street, 6th Floor, New York, NY 10041 by July 9, 2018. Ms. Weidenhof may also be contacted with any questions relating to the proposed concession by email or by telephone at (212) 839-4325.

Please note that the New York City Comptroller is charged with the audit of concession agreements in New York City. Any person or entity that believes that there has been unfairness, favoritism or impropriety in the concession process should inform the Comptroller, Office of Contract Administration, 1 Centre Street, New York, NY 10007, telephone number (212) 669-2323.

j22-jy6

PUBLIC NOTICE OF A CONCESSION OPPORTUNITY FOR THE OPERATION, MANAGEMENT AND MAINTENANCE OF A PEDESTRIAN PLAZA LOCATED AT BROADWAY BETWEEN WEST 36th STREET AND WEST 41st STREET, IN THE BOROUGH OF MANHATTAN

Pursuant to the Concession Rules of the City of New York, the Department of Transportation ("DOT") intends to enter into a concession for the operation, management, and maintenance of a pedestrian plaza located at Broadway between West 36th Street and West 41st Street, in the borough of Manhattan ("Licensed Plaza"), including through DOT-approved events, sponsorships, and subconcessions, including but not limited to providing for the sale of any of the following: prepared food, flowers, locally grown produce or locally manufactured products, merchandise (such as souvenirs or T-shirts) that promotes the neighborhood or the concessionaire, or other similar merchandise within the Licensed Plaza.

Subconcessions would be awarded based on solicitations issued by the concessionaire in the basic form of Request for Proposals or Request for Bids, subject to DOT's prior written approval of both solicitation and award.

DOT has identified the Fashion Center District Management Association, Inc., doing business as the Garment District Alliance ("GDA") as a potential concessionaire, but DOT will consider additional expressions of interest from other potential concessionaires for the operation, management, and maintenance of the Licensed Plaza. In order to qualify, interested organizations should be active in the neighborhood of the Licensed Plaza and have demonstrated experience in the management, operation and maintenance of publicly-accessible facilities, including but not limited to programming/events management and concession or retail operation/management.

Organizations may express interest in the proposed concession by contacting Emily Weidenhof, Director of Public Space by email at plazas@dot.nyc.gov or in writing at 55 Water Street, 6th Floor, New York, NY 10041 by July 9, 2018. Ms. Weidenhof may also be contacted with any questions relating to the proposed concession by email or by telephone at (212) 839-4325.

Please note that the New York City Comptroller is charged with the audit of concession agreements in New York City. Any person or entity that believes that there has been unfairness, favoritism or impropriety in the concession process should inform the Comptroller, Office of Contract Administration, 1 Centre Street, New York, NY 10007, telephone number (212) 669-2323.

j22-jy6

CHANGES IN PERSONNEL

DEPARTMENT OF PROBATION
FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for the Department of Probation.

DEPARTMENT OF BUSINESS SERV.
FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for the Department of Business Services.

HOUSING PRESERVATION & DVLPMNT
FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for Housing Preservation & Development.

DEPARTMENT OF BUILDINGS
FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for the Department of Buildings.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for the Department of Health/Mental Hygiene.

DEPT OF HEALTH/MENTAL HYGIENE
FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for the Department of Health/Mental Hygiene.

DEPT OF HEALTH/MENTAL HYGIENE
FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Lists personnel changes for the Department of Health/Mental Hygiene.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes employees like RUDDOCK, RUPRECHT, SAINT-VIL, etc.

DEPT OF HEALTH/MENTAL HYGIENE FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes employees like THOMPSON, TORRUELLA, VAZQUEZ, etc.

ADMIN TRIALS AND HEARINGS FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes employees like DUNCAN, FITCHETT, ISLER, etc.

DEPT OF ENVIRONMENT PROTECTION FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes employees like AIMETTI, ALAM, ALI, etc.

DEPT OF ENVIRONMENT PROTECTION FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes employees like ENGLISH, FALCO III, FLORIN, etc.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes employees like THOMAS, TSACHOR, VALCARCEL, etc.

DEPARTMENT OF SANITATION FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes employees like AFRANE, AVILES, BAILEY, etc.

DEPARTMENT OF SANITATION FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes employees like PUZZIO JR, QUIMBLEY, RENNICK III, etc.

DEPARTMENT OF FINANCE FOR PERIOD ENDING 06/01/18

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Includes employees like CHEN, COLES JR., CRUZ, etc.

GOODMAN	NANCY	30085	\$77015.0000	RETIRED	NO	02/24/18	836
JACKSON	DARIS B	0667A	\$49.0400	APPOINTED	YES	05/23/18	836
JANI	BIJAL K	0667A	\$49.0400	APPOINTED	YES	05/23/18	836
JIN	JENNIFER	40523	\$76082.0000	INCREASE	NO	05/20/18	836
JOYCE	MELISSA M	10124	\$68000.0000	INCREASE	NO	05/20/18	836
MUI	JONATHAN	40523	\$76082.0000	INCREASE	NO	05/13/18	836
O'BRIEN	JAMES S	10251	\$38956.0000	RETIRED	NO	05/25/18	836
PANTALEONI	DAVID	0667A	\$49.0400	APPOINTED	YES	05/23/18	836
PLEVRETES	RUSSELL A	0667A	\$49.0400	APPOINTED	YES	05/23/18	836
PRINCE	ELEANOR C	1002C	\$63929.0000	RESIGNED	NO	05/13/18	836
RODRIGUEZ	YANELIS E	10251	\$33875.0000	APPOINTED	YES	05/20/18	836
TORRES	TERCELIN A	30315	\$102229.0000	PROMOTED	NO	11/19/17	836
WHITEMAN	TARA C	82994	\$115000.0000	APPOINTED	YES	05/13/18	836
YUEN	SUSIE N	13632	\$110000.0000	INCREASE	NO	05/20/18	836

DEPARTMENT OF TRANSPORTATION
FOR PERIOD ENDING 06/01/18

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
ABDALLA	REMON H	8300B	\$85000.0000	INCREASE	YES	04/22/18	841
AFONIN	SERGEY	91529	\$47847.0000	RESIGNED	YES	05/09/18	841
ALLEN	JAMES	31645	\$65176.0000	INCREASE	YES	04/22/18	841
ARROYO	DANIEL D	13631	\$71294.0000	INCREASE	NO	05/08/18	841
BARCIA	JENNIFER K	20210	\$61104.0000	RESIGNED	YES	04/08/18	841
BEYDOUN	MOHAMED M	90910	\$45270.0000	RESIGNED	YES	05/02/18	841
BOGGS-MOORE	BARBARA	12158	\$58000.0000	INCREASE	NO	05/06/18	841
BORGES	PEDRO J	1005A	\$78761.0000	RESIGNED	YES	05/13/18	841
BRUNO	WALTER L	31645	\$65176.0000	INCREASE	YES	04/22/18	841
CHERNAYA	SVETLANA	40526	\$49994.0000	APPOINTED	YES	12/17/17	841
COLON	CARMELO	91650	\$280.0000	APPOINTED	YES	05/13/18	841
CUCINELLA	JOSEPH	92005	\$349.1600	APPOINTED	NO	05/06/18	841
DAVIS	CHRISTOP A	40510	\$46747.0000	INCREASE	YES	05/13/18	841
DAVITADI	SAMUEL	31715	\$48398.0000	RESIGNED	YES	04/29/18	841
DIAZ	ANDREW J	22305	\$52807.0000	APPOINTED	YES	05/13/18	841
FELDMAN	ALEXANDE	13631	\$83200.0000	INCREASE	NO	05/06/18	841
FROST	HILARY	22122	\$78463.0000	RESIGNED	NO	05/05/18	841
GALESTRO	NICHOLAS G	91650	\$280.0000	APPOINTED	YES	05/20/18	841
GBIDI	JILLIAN	22426	\$61104.0000	INCREASE	NO	05/24/18	841
GRGAREK	DANIEL A	92406	\$354.2400	PROMOTED	NO	04/15/18	841
GRGAREK	DANIEL A	90692	\$49337.0000	APPOINTED	YES	04/15/18	841
GUERRERO	WILLIAM E	56058	\$47692.0000	RESIGNED	YES	04/24/18	841
HAIMAN	NINA F	12627	\$73389.0000	RESIGNED	NO	05/08/18	841
HOPPER	JOSEPH B	83008	\$133529.0000	INCREASE	YES	05/13/18	841
HUTNER	AMY S	10095	\$140700.0000	RETIRED	YES	02/21/18	841
IANNELLI	JOSEPH S	35007	\$29842.0000	RESIGNED	YES	05/06/18	841
KOSTER	JEANNETT A	95005	\$140000.0000	RESIGNED	YES	05/21/18	841
KUO	JESSICA S	56058	\$78177.0000	RESIGNED	YES	05/16/18	841
LUXAMA	CASSANDR	12158	\$88000.0000	INCREASE	NO	05/06/18	841
MALCOLM	TAFARI R	92406	\$354.2400	PROMOTED	NO	04/23/18	841
MALCOLM	TAFARI R	90692	\$50817.0000	APPOINTED	YES	04/23/18	841
MANNING	JOHN F	1002A	\$85000.0000	RESIGNED	NO	05/06/18	841
MCCAFFREY	KERRY A	20210	\$70000.0000	APPOINTED	YES	05/20/18	841
MCCALLA	MALACHI K	31645	\$65176.0000	INCREASE	YES	04/22/18	841
MCKNIGHT	MILDRED V	31645	\$65176.0000	INCREASE	YES	04/22/18	841
MOW	SIMON	22305	\$67556.0000	APPOINTED	YES	05/20/18	841
O'CONNELL	DOUGLAS R	10124	\$50763.0000	APPOINTED	NO	04/20/18	841
OLLIVIERRE	MELVIN	90702	\$276.0000	DECREASE	YES	05/06/18	841
PATEL	PARTH R	40502	\$52143.0000	INCREASE	NO	04/17/18	841
PATERNO	JOHN	92575	\$141068.0000	RETIRED	NO	05/26/18	841
PEREZ	JOSEPH A	90642	\$33683.0000	RESIGNED	YES	05/02/18	841
PRASSAS	ALEXA D	20202	\$55039.0000	RESIGNED	NO	05/06/18	841
ROY	KIRAN K	22427	\$72911.0000	RETIRED	NO	05/16/18	841
SAMAYOA	JULIO F	92406	\$354.2400	PROMOTED	NO	03/15/18	841
SAMAYOA	JULIO F	90692	\$50817.0000	APPOINTED	YES	03/15/18	841
SHERMAN	HEATHER J	12627	\$63817.0000	RESIGNED	NO	02/01/17	841
STAHLING	THERESA	10050	\$120882.0000	RETIRED	YES	03/02/18	841
TAHERI	REZA	20210	\$67753.0000	RETIRED	NO	05/24/18	841
WILSON	ALLAN	92406	\$354.2400	PROMOTED	NO	04/11/18	841
WILSON	ALLAN	90692	\$50817.0000	APPOINTED	YES	04/11/18	841
WONG	HAN	91717	\$389.9700	RETIRED	YES	05/24/18	841

New York City Health and Hospital, to Provide Emergency Repair and Preventive Maintenance Service on Air Conditioning at these Locations: 55 Water Street, 160 Water Street, 125 Worth Street, Cumberland D and TC, Bellevue Hospital, Long Island City H plus H Space and All Correctional Health Services Sites, for (24) Months Starting September 1, 2018 to August 31, 2020, with mutually agreed option to renew for one (1) additional Year from September 1, 2020 to August 31, 2021, at no increase in cost.

Bid Documents Fee \$25.00 (Company Check or Money Order) Payable to NYC Health and Hospitals Non-Refundable.

Mandatory Pre-Bid Meetings are as follows: 11:00 A.M., Tuesday, July 10, 2018, and 2:00 P.M., Tuesday, July 10, 2018, at 55 Water Street, 25th Floor, Conference Room 25-069, New York, NY 10041. As a pre-requisite for bidding on this contract, you must attend one of these meetings and conducted a tour/survey of locations contained therein the contract documents. The tours will be conducted by a Health and Hospitals Representative and s/he will sign your tour/survey sheet at the conclusion of the tours.

Mandatory Site Tours are as follows: The walk through/site visits will be held as follows; 7/12/18, 9:30 A.M. - 3:30 P.M., 125 Worth Street, 160 Water Street, Cumberland and Bellevue; 7/13/18 - 9:30 A.M - 3:00 P.M. Correctional Health and Long Island City.

Technical Questions must be submitted in writing by email, no later than three (3) calendar days after Pre-Bid Meetings, to Clifton Mc Laughlin.

Requires Trade Licenses (where applicable). Under Article 15A of The State of New York, The Following M/WBE goals apply to this contract MBE 20 percent and WBE 10 percent. These goals apply to any Bid Submitted of \$100,000 or more. Bidders not complying with these Terms will have their bids declared Non-Responsive.

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.

NYC Health + Hospitals, 55 Water Street, 25th Floor, New York, NY 10041. Clifton Mc Laughlin (212) 442-3658; mclaughc@nychhc.org

• jy2

PARKS AND RECREATION

■ AWARD

Goods

CHECK POINT 1430 APPLIANCE - Small Purchase - PIN#200237 - AMT: \$89,760.00 - TO: New Computech Inc, 39 Broadway, Suite 1630, New York, NY 10006.

● **HP PRINTERS AND TONERS** - Small Purchase - PIN#200244 - AMT: \$31,380.00 - TO: Cartridge Express Inc, 1114 48th Street, Brooklyn, NY 11219

Graphic Supplies for Plotters and Printer Plotters: HP 952XL Inks.

● **HP PRINTERS AND TONERS** - Small Purchase - PIN#200245 - AMT: \$79,803.00 - TO: Corporate Computer Solutions Inc, 55 Halstead Avenue, Harrison, NY 10528.

Contracts awarded, pursuant to the Innovative Procurement Method, under PPB Rule 3-12 (M/WBE Purchase Method).

• jy2

CONTRACT AWARD HEARINGS

NOTE: LOCATION(S) ARE ACCESSIBLE TO INDIVIDUALS USING WHEELCHAIRS OR OTHER MOBILITY DEVICES. FOR FURTHER INFORMATION ON ACCESSIBILITY OR TO MAKE A REQUEST FOR ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION SERVICES, PLEASE CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES (MOCS) VIA E-MAIL AT DISABILITYAFFAIRS@MOCS.NYC.GOV OR VIA PHONE AT (212) 788-0010. ANY PERSON REQUIRING REASONABLE ACCOMMODATION FOR THE PUBLIC HEARING SHOULD CONTACT MOCS AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE HEARING TO ENSURE AVAILABILITY.



LATE NOTICE

NYC HEALTH + HOSPITALS

CONTRACT SERVICES

■ SOLICITATION

Goods and Services

AIR CONDITIONING EQUIPMENTS MAINTENANCE SERVICE CONTRACT AT VARIOUS LOCATIONS CITY-WIDE - Competitive Sealed Bids - PIN#AC2018 - Due 7-24-18 at 1:30 A.M.

CITYWIDE ADMINISTRATIVE SERVICES

■ PUBLIC HEARINGS

CORRECTED NOTICE

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, July 12, 2018, **at 1 Centre Street, Mezzanine**, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Citywide Administrative Services of the City of New York, on behalf of the City's Department of Environmental Protection (DEP), and PP Systems, Inc., 110 Haverhill Road, Suite 301, Amesbury, MA 01913, for Aquatic Biological Monitoring Systems. The proposed contract is in the amount of \$177,475.00. The term of the contract will be one year from the date of Notice of Award. E-PIN #: 82617S0002001.

The proposed contractor has been selected by Sole Source Procurement Method, pursuant to Section 3-05 of the Procurement Policy Board Rules.

A draft copy of the proposed contract may be inspected at the Office of Citywide Procurement, Vendor Relation Unit, 1 Centre Street, 18th Floor, New York, NY 10007, on business days, excluding legal holidays, from June 29, 2018 to July 12, 2018, between the hours of 9:00 A.M. and 4:00 P.M.

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◀ jy2

HEALTH AND MENTAL HYGIENE

■ PUBLIC HEARINGS

CORRECTED NOTICE

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, July 12, 2018, at 1 Centre Street, Mezzanine, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Health and Mental Hygiene and Richmond Medical Center, located at 355 Bard Avenue, Staten Island, NY 10310, to provide an outpatient chemical dependency program offering culturally and linguistically appropriate treatment services, to youth ages 14-21 who meet diagnostic criteria for substance use disorders. The contract amount will be \$8,100,000.00. The term of this contract shall be from July 1, 2018 to June 30, 2027. PIN #: 19AS009801R0X00, **E-PIN #: 81617R0003001**.

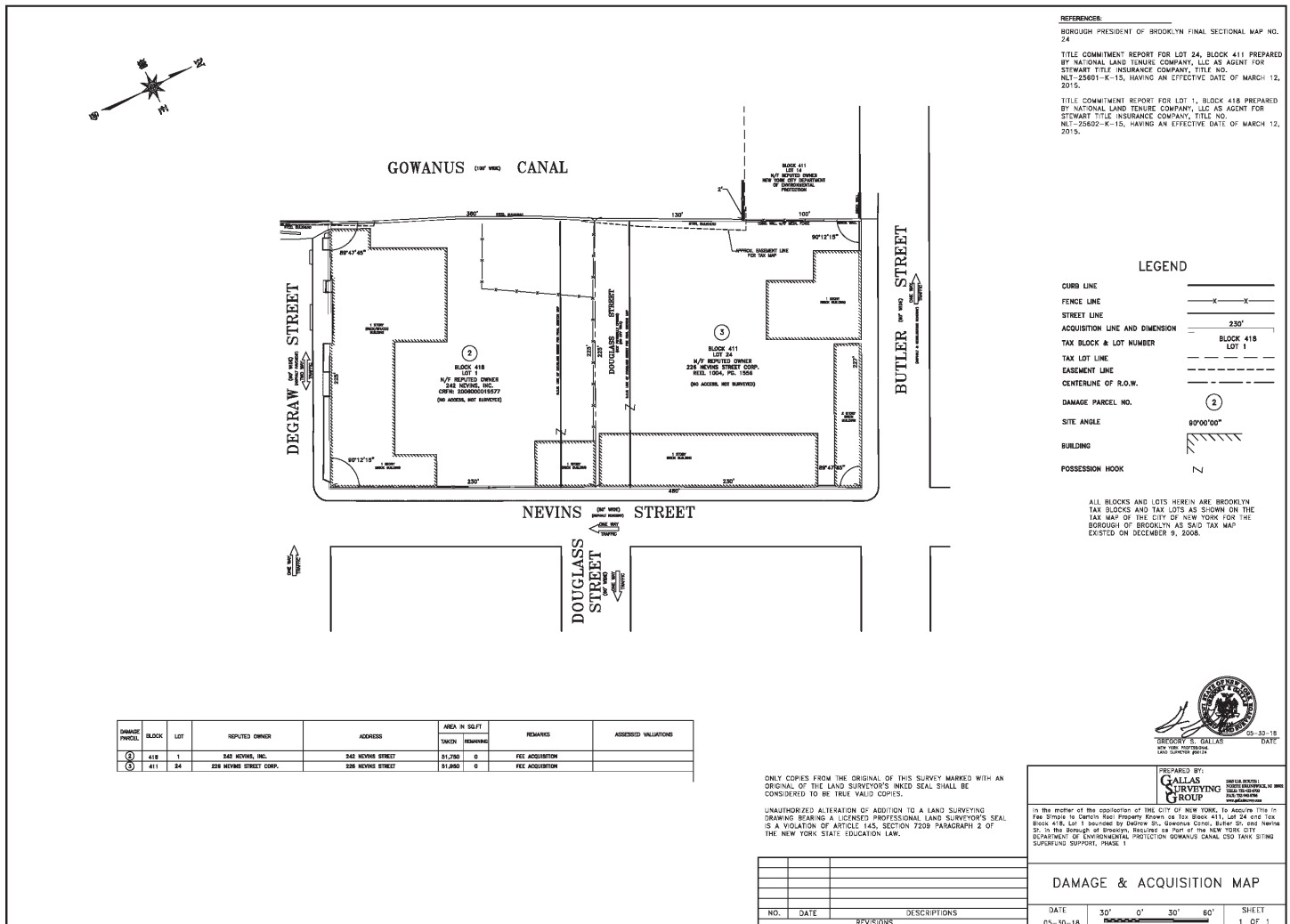
The proposed contractor was selected by Required Authorized Source Method, pursuant to Section 1-02 (d)(2) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the New York City Department of Health and Mental Hygiene, Office of the Agency Chief Contracting Officer, 42-09 28th Street, 17th Floor, Long Island City, NY 11101, from June 29, 2018 to July 12, 2018, excluding Saturdays, Sundays and holidays, between the hours of 10:00 A.M. and 4:00 P.M.

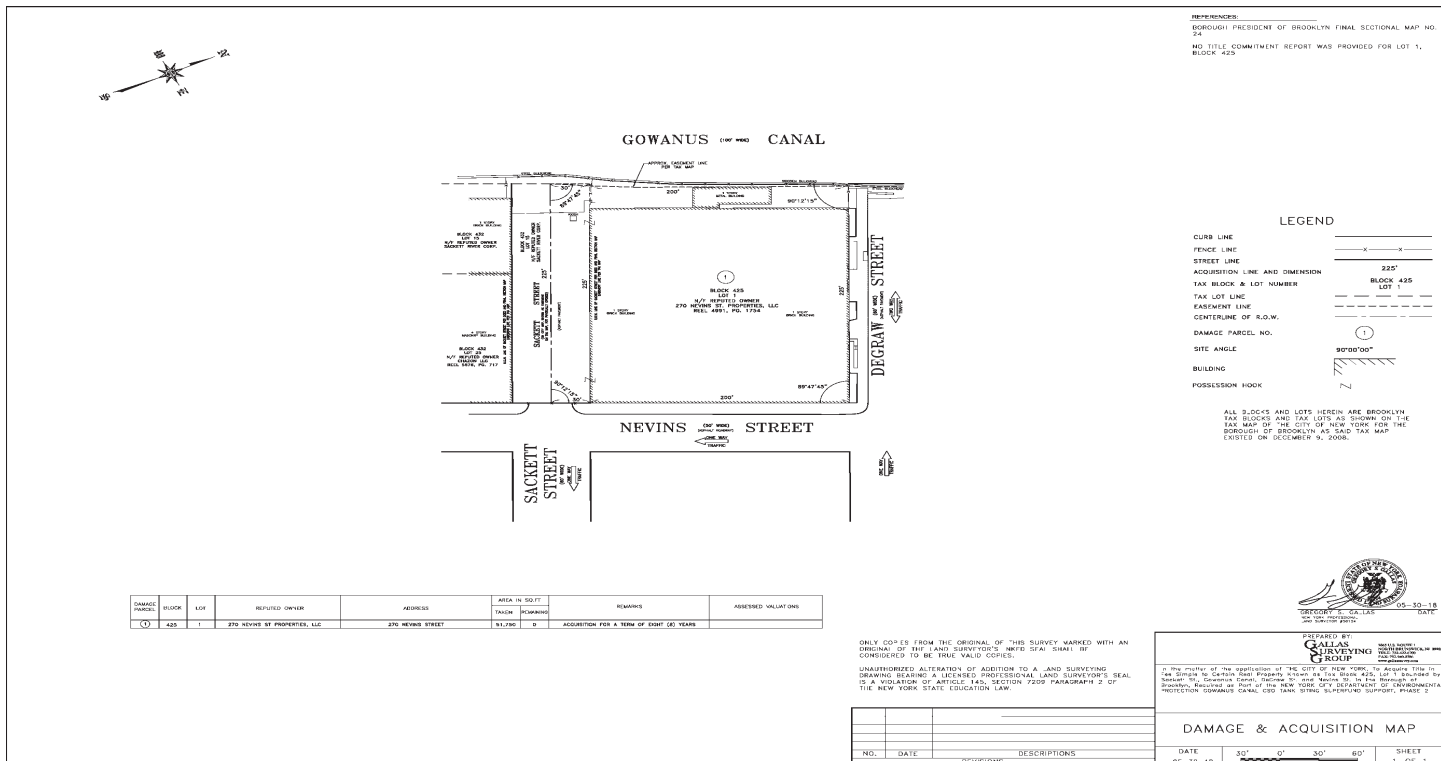
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◀ jy2

COURT NOTICE MAP FOR COMBINED SEWER OVERFLOW CONTROL FACILITY – GOWANUS CANAL SUPERFUND REMEDIATION; PHASE I

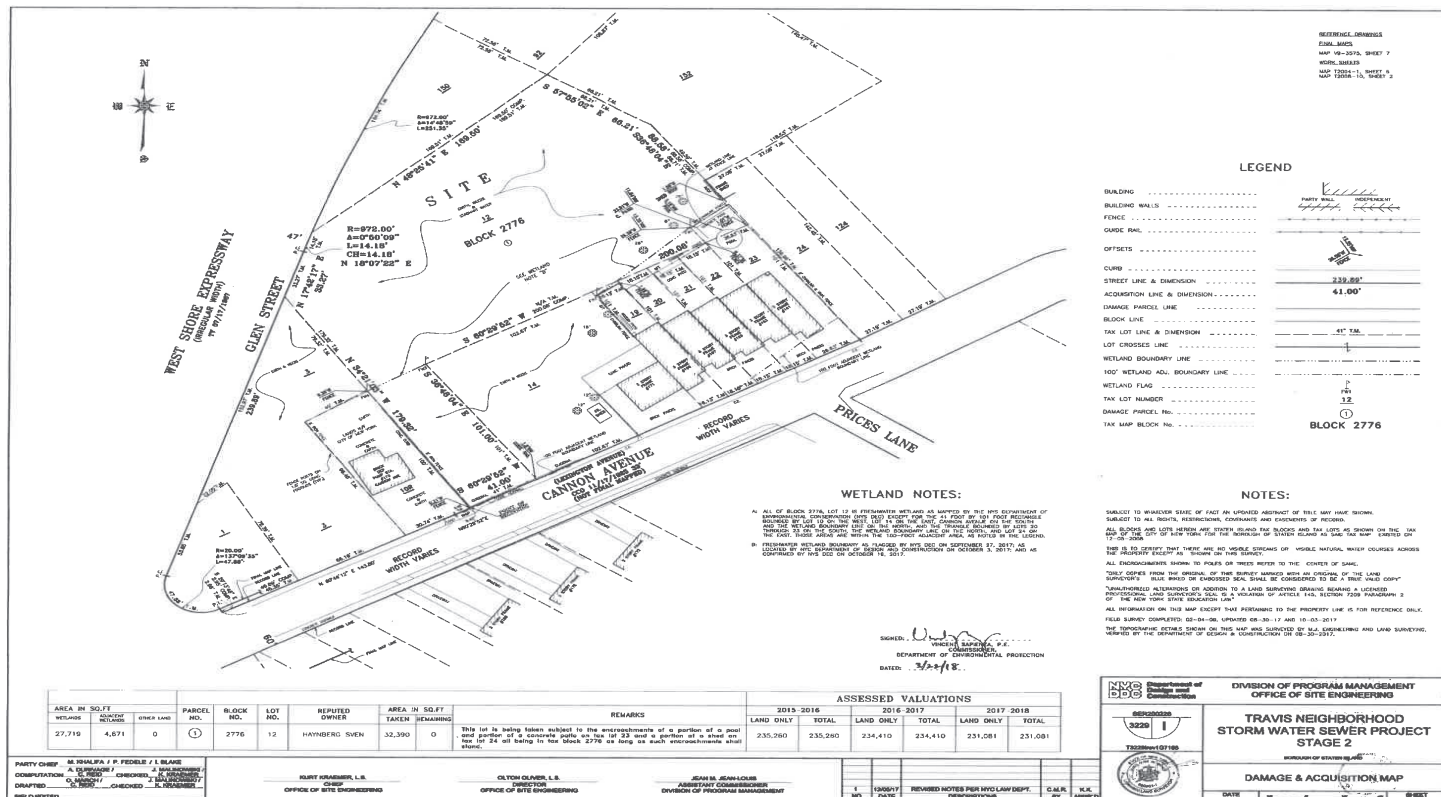


COURT NOTICE MAP FOR COMBINED SEWER OVERFLOW CONTROL FACILITY – GOWANUS CANAL SUPERFUND REMEDIATION; PHASE II



j19-jy2

Exhibit C COURT NOTICE MAP FOR TRAVIS NEIGHBORHOOD STORM WATER SEWER PROJECT



j20-jy3