



# THE CITY RECORD

Official Journal of The City of New York

THE CITY RECORD U.S.P.S. 0114-660  
Printed on paper containing 30% post-consumer material

VOLUME CXLVII NUMBER 52

TUESDAY, MARCH 17, 2020

Price: \$4.00

## TABLE OF CONTENTS

### PUBLIC HEARINGS AND MEETINGS

Borough President - Manhattan	1505
City Planning Commission	1505
Citywide Administrative Services	1518
Civic Engagement Commission	1519
Community Boards	1519
Board of Education Retirement System	1519
Employees' Retirement System	1519
New York City Fire Pension Fund	1520
Housing Authority	1520
Housing Preservation and Development	1520
Independent Budget Office	1520
Office of Labor Relations	1520
Landmarks Preservation Commission	1520
Transportation	1522

### COURT NOTICES

Lower Manhattan Development Corporation	1524
---	------

### PROPERTY DISPOSITION

Citywide Administrative Services	1525
Office of Citywide Procurement	1525
Housing Preservation and Development	1525
Police	1525

### PROCUREMENT

Administration for Children's Services	1526
Office of Procurement	1526
Brooklyn Navy Yard Development Corp.	1526
Citywide Administrative Services	1526
Office of Citywide Procurement	1526
Comptroller	1527

Correction	1527
Central Office of Procurement	1527
Design and Construction	1527
Contracts	1527
Finance	1527
Health and Mental Hygiene	1528
Finance	1528
Housing Authority	1528
Supply Management	1528
Parks and Recreation	1529
Revenue	1529
Small Business Services	1529
Procurement	1529
Transportation	1530
Cityscape and Franchises	1530
Trust for Governors Island	1530
Real Estate	1530
Youth and Community Development	1530
Procurement	1530

### CONTRACT AWARD HEARINGS

Law Department	1530
----------------	------

### AGENCY RULES

Finance	1531
---------	------

### SPECIAL MATERIALS

Comptroller	1532
Housing Preservation and Development	1532
Office of Labor Relations	1533
Office of the Mayor	1551
Changes in Personnel	1551

### LATE NOTICE

Citywide Administrative Services	1551
Office of Citywide Procurement	1551
Fire Department	1552
Office of the Mayor	1552

## THE CITY RECORD

**BILL DE BLASIO**

Mayor

**LISETTE CAMILO**

Commissioner, Department of Citywide  
Administrative Services

**JANAE C. FERREIRA**

Assistant Editor, The City Record

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

Subscription \$500 a year, \$4.00 daily (\$5.00 by mail). Periodicals Postage Paid at New York, NY  
POSTMASTER: Send address changes to  
THE CITY RECORD, 1 Centre Street,  
17th Floor, New York, NY 10007-1602

Editorial Office/Subscription Changes:  
The City Record, 1 Centre Street, 17th Floor,  
New York, NY 10007-1602 (212) 386-0055

Visit The New York City Record Online (CROL)  
at [www.nyc.gov/cityrecord](http://www.nyc.gov/cityrecord) for a  
searchable database of all notices published  
in the City Record.

## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

### BOROUGH PRESIDENT - MANHATTAN

#### MEETING

The March 19, 2020 Manhattan Borough Board meeting, will be held at 8:30 A.M., at 1 Centre Street, 19th Floor South, New York, NY 10007.

Accessibility questions: Brian Lafferty (212) 669-4564, [blafferty@manhattanbp.nyc.gov](mailto:blafferty@manhattanbp.nyc.gov), by: Wednesday, March 18, 2020, 5:00 P.M.



m17-19

### 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, March 18, 2020, at 10:00 A.M.

#### CITYWIDE

No. 1

#### RIKERS ISLAND PUBLIC PLACE MAPPING

CITYWIDE C 200143 MMY  
IN THE MATTER OF an application submitted by the New York City Department of Correction, The Mayor's Office of Criminal Justice and New York City Council Speaker Corey Johnson, pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving:

- the establishment of Public Place on Rikers Island within the area bounded by the U.S. Pierhead and Bulkhead line;

in accordance with Map No. C.P.C. 200143 MMY, dated November 27, 2019 and signed by the Director of the Department of City Planning.

#### BOROUGH OF QUEENS

Nos. 2 & 3

#### SPECIAL FLUSHING WATERFRONT DISTRICT

No. 2

CD 7 C 200033 ZMQ  
IN THE MATTER OF an application submitted by FWRA LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the amendment of the Zoning Map, Section Nos. 10a and 10b:

- changing from a C4-2 District to an M1-2/R7-1 District, property bounded by a line 425 feet southerly of Northern Boulevard, College Point Boulevard, a line perpendicular to the westerly street line of College Point Boulevard distant 845 feet southerly

(as measured along the street line) from the point of intersection of the westerly street line of College Point Boulevard and the southerly street line of Northern Boulevard, a line passing through a point distant 200 feet westerly of College Point Boulevard on the last named course and proceeding northwesterly at an angle of 125 degrees to said named course, and the U.S. Pierhead and Bulkhead line;

- 2. changing from an M3-1 District to an M1-2/R7-1 District, property bounded by the westerly prolongation of the northerly street line of 36th Avenue, College Point Boulevard, a line 425 feet southerly of Northern Boulevard, and the U.S. Pierhead and Bulkhead line; and
3. establishing a Special Flushing Waterfront District (FW), bounded by the westerly prolongation of the northerly street line of 36th Avenue, College Point Boulevard, 39th Avenue, Janet Place, Roosevelt Avenue, College Point Boulevard, the northerly street line of 40th Road and its northeasterly and south westerly prolongations, a line passing through a point distant 891.29 feet southwestly of College Point Boulevard on the last named course and proceeding northwesterly at an angle of 127 degrees 12 minutes and 20 seconds to said named course, the easterly boundary line of a park, and the U.S. Pierhead and Bulkhead line;

as shown on a diagram (for illustrative purposes only), dated December 16, 2019, and subject to the conditions of CEQR Declaration E-557.

No. 3

CD 7 N 200034 ZRQ

IN THE MATTER OF an application submitted by FWRA LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, establishing the Special Flushing Waterfront District (creating Article XII, Chapter 7) and modifying related Sections, including APPENDIX F (Inclusionary Housing designated areas and Mandatory Inclusionary Housing areas).

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 I
GENERAL PROVISIONS

Chapter 1

Title, Establishment of Controls and Interpretation of Regulations

\* \* \*

11-122
Districts established

In order to carry out the purposes and provisions of this Resolution, the following districts are hereby established:

\* \* \*

Special Purpose Districts

\* \* \*

Establishment of the Special Enhanced Commercial District

In order to carry out the special purposes of this Resolution as set forth in Article XIII, Chapter 2, the #Special Enhanced Commercial District# is hereby established.

Establishment of the Special Flushing Waterfront District

In order to carry out the special purposes of this Resolution as set forth in Article XII, Chapter 7, the #Special Flushing Waterfront District# is hereby established.

Establishment of the Special Forest Hills District

\* \* \*

Chapter 2
Construction of Language and Definitions

\* \* \*

12-10
DEFINITIONS

\* \* \*

Special Enhanced Commercial District

The "Special Enhanced Commercial District" is a Special Purpose District designated by the letters "EC" in which special regulations set forth in Article XIII, Chapter 2, apply.

Special Flushing Waterfront District

The "Special Flushing Waterfront District" is a Special Purpose District designated by the letters "FW" in which special regulations set forth in Article XII, Chapter 7, apply.

Special Forest Hills District

The "Special Forest Hills District" is a Special Purpose District designated by the letters "FH" in which special regulations set forth in Article VIII, Chapter 6, apply.

Chapter 4
Sidewalk Cafe Regulations

\* \* \*

14-40
AREA ELIGIBILITY FOR SIDEWALK CAFES

\* \* \*

14-44
Special Zoning Districts Where Certain Sidewalk Cafes Are Permitted

#Enclosed# or #unenclosed sidewalk cafes# shall be permitted, as indicated, in the following special zoning districts, where allowed by the underlying zoning. #Small sidewalk cafes#, however, may be located on #streets# or portions of #streets# within special zoning districts, pursuant to the provisions of Section 14-43 (Locations Where Only Small Sidewalk Cafes Are Permitted).

\* \* \*

Table with 3 columns: District Name, #Enclosed Sidewalk Cafe#, #Unenclosed Sidewalk Cafe#. Rows include Queens, Downtown Far Rockaway District, Downtown Jamaica District, Flushing Waterfront District, Forest Hills District, Long Island City Mixed Use District, Southern Hunters Point District, Willets Point District.

\* \* \*

ARTICLE II
RESIDENCE DISTRICT REGULATIONS

\* \* \*

Chapter 3
Residence Bulk Regulations in Residence Districts

\* \* \*

23-011
Quality Housing

\* \* \*

R6 R7 R8 R9 R10

(c) In the districts indicated without a letter suffix, the optional Quality Housing #bulk# regulations permitted as an alternative, pursuant to paragraph (b) of this Section, shall not apply to:

- (1) Article VII, Chapter 8 (Special Regulations Applying to Large Scale Residential Developments);
- (2) Special Purpose Districts

However, such optional Quality Housing #bulk# regulations are permitted as an alternative to apply in the following Special Purpose Districts:

- #Special East Harlem Corridors District#;
- #Special Flushing Waterfront District#;
- #Special Grand Concourse Preservation District#;

\* \* \*

ARTICLE VI
Special Regulations Applicable to Certain Areas

\* \* \*

Chapter 2
Special Regulations Applying in the Waterfront Area

\* \* \*

62-90
WATERFRONT ACCESS PLANS

\* \* \*

**62-95  
Borough of Queens**

The following Waterfront Access Plans are hereby established within the Borough of Queens. All applicable provisions of Article VI, Chapter 2, remain in effect within the areas delineated by such plans, except as expressly set forth otherwise in the plans:

- Q-1: Northern Hunters Point, as set forth in Section 62-951
- Q-2: Flushing Waterfront, in the #Special Flushing Waterfront District, as set forth in Section 62-952 127-50 (Flushing Waterfront Access Plan)
- Q-3: Newtown Creek, in the #Special Southern Hunters Point District#, as set forth in Section 125-46 (Newtown Creek Waterfront Access Plan).

\* \* \*

**62-952  
Waterfront Access Plan Q-2: Downtown Flushing**

[NOTE: existing provisions moved to Section 127-50]

\* \* \*

**ARTICLE XII  
SPECIAL PURPOSE DISTRICTS**

\* \* \*

**Chapter 7  
Special Flushing Waterfront District**

[All text in this Chapter is new text]

**127-00  
GENERAL PURPOSES**

The "Special Flushing Waterfront District" established in this Resolution is designed to promote and protect public health, safety and general welfare. These general goals include, among others, the following specific purposes:

- (a) to enhance neighborhood economic diversity by broadening the range of housing choices for residents of varied incomes;
- (b) to create a lively and attractive built environment that will provide amenities and services for the use and enjoyment of area residents, workers and visitors;
- (c) to encourage well-designed development that complements the pedestrian experience and enhances the built character of the neighborhood;
- (d) to establish and maintain physical and visual public access to and along Flushing Creek;
- (f) to make use of the waterfront by providing public access via private street network, direct connections to the water and to promote coordinated redevelopment of the area in a manner consistent with waterfront access and internal circulation within the Special District; and
- (g) to promote the most desirable use of land and building development in accordance with the District Plan for Downtown Flushing and thus conserve the value of land and buildings and thereby improve the City's tax revenues.

**127-01  
General Provisions**

The provisions of this Chapter shall apply within the #Special Flushing Waterfront District#. The regulations of all other Chapters of this Resolution are applicable, except as superseded, supplemented or modified by the provisions of this Chapter. In the event of a conflict between the provisions of this Chapter and other regulations of this Resolution, the provisions of this Chapter shall control unless expressly stated otherwise.

**127-02  
District Plan and Maps**

In order to carry out the purposes and provisions of this Chapter, district maps are located in the Appendix to this Chapter and are hereby incorporated and made an integral part of this Resolution. They are incorporated for the purpose of specifying locations where special regulations and requirements, as set forth in the text of this Chapter, apply.

- Map 1: Special Flushing Waterfront District and Subdistricts
- Map 2: Publicly Accessible Private Street Network
- Map 3: Requirements Along Street Frontages
- Map 4: Waterfront Access Plan: Parcel Designation
- Map 5: Waterfront Access Plan: Visual Corridors

Map 6: Waterfront Access Plan: Public Access Areas

Map 7: Waterfront Access Plan: Phase I Waterfront Public Access Improvements

Map 8: Waterfront Access Plan: Phase II Waterfront Public Access Improvements

**127-03  
Subdistricts**

In order to carry out the provisions of this Chapter, three subdistricts, Subdistrict A, Subdistrict B and Subdistrict C, are established.

The location and boundaries of these subdistricts are shown on Map 1 (Special Flushing Waterfront District and Subdistricts) in the Appendix to this Chapter.

**127-04  
Definitions**

For purposes of this Chapter, matter in italics is defined in Section 12-10 and within this Section, except where explicitly stated otherwise in individual provisions in this Chapter.

**Conceptual plan**

A "conceptual plan" is a plan that sets forth the proposed final design, in compliance with the requirements of Section 127-421 (Requirements for publicly accessible private streets), for the remaining portions of the #publicly accessible private street# or #upland connection# certified pursuant to paragraph (b)(1)(i) of Section 127-422 (Certification for publicly accessible private streets), or paragraph (a)(1)(i) of Section 127-542 (Supplemental provisions), respectively. The plan shall include the proposed location, dimensions and grading for such remaining portions on adjoining #zoning lots# and shall be considered by the Chairperson of the City Planning Commission in reviewing the proposed #final site plan# for such remaining portions, if and when they become the subject of a certification pursuant to paragraph (b)(2) of Section 127-422 or paragraph (a)(2) of Section 127-542.

**Final site plan**

A "final site plan" is a plan that specifies the final design for the location, dimensions, and grading of all or portions of the #publicly accessible private streets# or #upland connection# that are the subject of a certification pursuant to paragraphs (a) or (b) of Section 127-422 or paragraphs (a)(1) or (a)(2) of Section 127-542. Where applicable, the design of such plan shall be consistent with any #conceptual plan# for the same portion of the #publicly accessible private street# or #upland connection# and, once certified and implemented in accordance with paragraph (b) of Section 127-422 or paragraph (a) of Section 127-542, such plan shall supersede any #interim plan# for the same portion of a #publicly accessible private street# or #upland connection#.

**Interim site plan**

An "interim site plan" is a plan that specifies, for an interim period, the design for the location, dimensions, and grading of portions of the #publicly accessible private street# or #upland connection# that are the subject of a certification pursuant to paragraph (b)(1) of Section 127-422 or paragraph (a)(1) of Section 127-542 and located on the applicant's #zoning lot#. A design for an interim period is necessary where it is not feasible to implement the final design for such portions until build-out of the remaining portions of the #publicly accessible private street# or #upland connection# occurs. Such #interim site plan#, once certified, shall remain in effect until implementation of the #final site plan# in accordance with paragraph (b) of Section 127-422 or paragraph (a) of Section 127-542, at which time the certified #final site plan# shall supersede the #interim site plan#.

**Publicly accessible private street**

A "publicly accessible private street" is a way specified on Map 2 in the Appendix to this Chapter that functions as a #street# for the purposes of general public use, including vehicular and pedestrian traffic, and is open and unobstructed from its ground level to the sky, except by streetscape elements required or permitted by the provisions of this Chapter.

**127-05  
Applicability of District Regulations**

**127-051  
Applicability of the Quality Housing Program**

Within Subdistrict A and Subdistrict B, any #building# containing #residences#, or any #building# containing #long-term care facilities# or #philanthropic or non-profit institutions with sleeping accommodations, shall be #developed# or #enlarged# in accordance with the Quality Housing Program and the regulations of Article II, Chapter 8 (Quality Housing) shall apply. The #bulk# regulations of this Chapter shall be considered the applicable #bulk# regulations for #Quality Housing buildings#.

**127-052  
Applicability of the Inclusionary Housing Program**

For the purposes of applying the Inclusionary Housing Program provisions set forth in Sections 23-154 and 23-90, #Mandatory Inclusionary Housing areas# within the #Special Flushing Waterfront District# are shown in APPENDIX F (Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas) of this Resolution.

**127-053  
Applicability of Article VI, Chapter 1**

The provisions of Article VI, Chapter 1 (Special Regulations Applying Around Major Airports) shall apply, except as modified in accordance with the provisions of this Chapter.

**127-054  
Applicability of Article VI, Chapter 2**

The provisions of Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area) shall apply in all #waterfront areas#, except as modified in accordance with the provisions of this Chapter.

**127-055  
Applicability of Article VI, Chapter 4**

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

**127-056  
Applicability of Article XII, Chapter 3**

In M1 Districts paired with a #Residence District#, the special #use#, #bulk# and parking and loading provisions of Article XII, Chapter 3 (Special Mixed Use District) shall apply, except as modified by the provisions of this Chapter, and shall supplement or supersede the provisions of the designated #Residence District# or M1 District, as applicable.

**127-10  
SPECIAL USE REGULATIONS**

Within the #Special Flushing Waterfront District#, the #use# regulations of the underlying zoning districts and of Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area), and Article XII, Chapter 3 (Special Mixed Use District), shall apply, except as modified by the provisions of this Section, inclusive.

**127-11  
Location of Residential Use Within Buildings**

The provisions of Section 32-422 (Location of floors occupied by commercial uses) shall be modified to permit #dwelling units# on the same #story# as a #commercial use# provided no access exists between such #uses# at any level containing #dwelling units# and provided no #commercial uses# are located directly over any #dwelling units#. However, such #commercial uses# may be located over #dwelling units# by authorization of the City Planning Commission upon a finding that sufficient separation of #residential uses# from #commercial uses# exists within the #building#.

**127-12  
Physical Culture or Health Establishments**

The provisions of Section 73-36 (Physical Culture or Health Establishments) shall not apply. In lieu thereof, #physical culture or health establishments# shall be permitted as-of-right. For the purposes of applying the underlying regulations to such #use#, a #physical culture or health establishment# shall be considered a Use Group 9 #use# and shall be within parking requirement category B.

**127-13  
Sign Regulations**

For M1 Districts paired with a #Residence District#, the provisions regulating #signs# in C4 Districts, as set forth in Section 32-60 (SIGN REGULATIONS), inclusive, shall apply for any #signs#.

**127-20  
SPECIAL BULK REGULATIONS**

For the purpose of applying the #bulk# regulations of this Section, inclusive, Subdistricts A, B and C, as shown on Map 1 in the Appendix to this Chapter, shall be considered #waterfront blocks#.

Within Subdistricts A and B, the applicable #bulk# regulations of the underlying districts and of Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area), and Article XII, Chapter 3 (Special Mixed Use District), shall apply, except as modified by the provisions of this Section, inclusive.

Within Subdistrict C, the applicable #bulk# regulations of the underlying districts and of Article VI, Chapter 2 shall apply.

All #upland connections#, #visual corridors#, #shore public walkways# and #publicly accessible private streets#, shall be considered #streets# and their boundaries shall be considered #street lines# for the purposes of applying all #bulk# regulations, except that such #streets# shall not subdivide a #zoning lot#. Furthermore, such #streets# shall

be considered part of the #zoning lot# for the purpose of applying the #floor area# regulations of this Section, inclusive.

**127-21  
Special Floor Area Regulations**

The #floor area# provisions of Section 62-32 (Maximum Floor Area Ratio and Lot Coverage on Waterfront Blocks) and applicable regulations shall apply except as modified in this Section, inclusive.

- (a) Floor space for accessory off-street parking  
The #floor area# of a #building# shall not include floor space used for #accessory# off-street parking spaces provided in any #story# located not more than 33 feet above the height of the #base plane#.
- (b) Special floor area regulations for mixed use districts  
For M1 Districts paired with a #Residence District#, located inside a #Mandatory Inclusionary Housing area#, the applicable maximum #floor area ratio# provisions of paragraph (d) of Section 23-154 (Inclusionary Housing) or Section 23-155 (Affordable independent residences for seniors) shall apply to all #residential uses#. In addition, the maximum #floor area ratio# shall be 4.8 for #community facility uses#, 3.0 for #commercial uses# and 3.0 for #manufacturing uses#.

**127-22  
Special Yard Regulations**

On #waterfront zoning lots#, the #waterfront yard# provisions of Section 62-33 (Special Yard Regulations on Waterfront Blocks) and grading requirements of paragraph (a) of Section 64-82 (Modification of Waterfront Regulations Relating to Level of Yards, Visual Corridors and the Ground Floor) shall apply, except as modified as follows:

- (a) for all #waterfront zoning lots#, as defined in Section 62-11 (Definitions), whose #developments# are comprised #predominantly#, as defined in Section 62-11, of #uses# in Use Groups 16, 17 and 18, a #waterfront yard#, as also defined in Section 62-11, shall be provided in accordance with the provisions of Section 62-332 (Rear yards and waterfront yards); and
- (b) the grading requirements of paragraph (a) of Section 64-82 may be modified pursuant to a certification by the Chairperson of the City Planning Commission as set forth in Section 127-61 (Certification for Interim Grading Conditions).

On #zoning lots# that are not #waterfront zoning lots#, no #yard# regulations shall apply.

**127-23  
Special Height and Setback Regulations**

The height and setback provisions of paragraphs (a)(4) of Section 62-341 (Developments on land and platforms) shall apply except as modified in Section 127-231 (Permitted obstructions). The remaining provisions of Section 62-341 shall be superseded by the provisions of this Section, inclusive.

The height of all #buildings or other structures# shall be measured from the #base plane#, except where modified by specific provisions of this Section, inclusive, or by the provisions of Article VI, Chapter 4.

Sidewalk widenings shall be provided along specified #street# frontages and at specified depths as set forth on Map 3 (Requirements Along Street Frontages) in the Appendix to this Chapter. Such sidewalk widening shall be improved to Department of Transportation standards for sidewalks, and be at the same level as the adjoining sidewalk.

**127-231  
Permitted obstructions**

The permitted obstruction provisions of paragraph (a)(4) of Section 62-341 (Developments on land and platforms) shall be modified as follows:

- (a) the dormer provisions of paragraph (a)(4)(i) of Section 62-341 shall be modified pursuant to the provisions of paragraph (c)(1) of Section 127-233 (Base heights and setback regulations);
- (b) the penthouse regulations of paragraph (a)(4)(ii) of Section 62-341 shall not apply; and
- (c) the maximum height of any permitted obstructions shall be determined in accordance with the provisions of Article VI, Chapter 1 (Special Regulations Applying Around Major Airports), except where modified by certification of the Chairperson of the City Planning Commission pursuant to Section 127-236 (Certification to modify maximum height of building or other structure).

**127-232  
Street wall location regulations**

Along #street# frontages where a sidewalk widening is required pursuant to Map 3 in the Appendix to this Chapter, the #street wall# location requirements of this Section shall apply from the interior boundary of such sidewalk widening.

(a) Along primary #street# frontages

Along primary #street# frontages, as shown on Map 3, at least 60 percent of the #aggregate width of street walls# shall be located within eight feet of the #street line# and rise to at least the minimum base height as specified in Section 127-233 (Base heights and setback regulations), or the height of the building, whichever is lower. The remaining #aggregate width of street walls# may be located either within eight feet of the #street line# or beyond eight feet of the #street line#. The requirements of this paragraph shall not apply to the portion of a #building# adjacent to the major portion of a publicly accessible area, as specified in Section 127-43 (Publicly Accessible Area).

(b) Along secondary #street# frontages

Along secondary #street# frontages, as shown on Map 3, #street walls# may be located at any distance from the #street line#.

(c) Along all #street# frontages

Along both primary and secondary #street# frontages, recesses shall be permitted at the ground floor level as follows:

- (1) recesses up to three feet in depth from the #street wall# shall be permitted at any distance from the #street line# to provide access to the #building#; and
- (2) recesses that exceed a depth of three feet from the #street wall# shall be permitted, provided that such recesses are not deeper than 10 feet and have a height of at least 15 feet, as measured from the adjacent sidewalk level to the ceiling of such ground floor recess.

**127-233****Base heights and setback regulations**(a) Along primary #street# frontages

Along primary #street# frontages, as shown on Map 3 (Requirements Along Street Frontages) in the Appendix to this Chapter, the following shall apply:

- (1) The minimum base height shall be 25 feet, or two #stories#, whichever is lower, and the maximum base height shall be 105 feet along College Point Boulevard and 75 feet along all other primary #street# frontages.
- (2) Along Type 1 primary #street# frontages, at a height not lower than the minimum base height nor higher than the maximum base height, a setback with a minimum depth of 10 feet, as measured from the #street wall#, shall be provided, except that:
  - (i) the depth of such required setback may be reduced in accordance with the provisions of paragraph (c)(2) of Section 23-662 (Maximum height of buildings and setback regulations). However, where a sidewalk widening is required pursuant to this Section, as indicated on Map 4 (Waterfront Access Plan: Parcel Designation), the minimum depth of the required setback above the maximum base height may be reduced to five feet, as measured from the #street wall#; and
  - (ii) the depth of such setbacks may include the depth of recesses or #outer courts# in the #street wall# of the #building# base, provided that the aggregate width of any such recessed portion of a #street wall# with a setback of less than seven feet, as applicable, does not exceed 40 percent of the #aggregate width of street wall# at any level.
- (3) Along Type 2 primary #street# frontages, a #building# may rise without any setback above the maximum base height.

(b) Along secondary #street# frontages

Along secondary #street# frontages, as shown on Map 3, the following shall apply:

- (1) Along the #shore public walkway#, the maximum base height shall be 75 feet, and any portion of a #building# that exceeds the maximum base height shall be set back at least 10 feet from the #street line#. Wherever a #supplemental public access area# is provided as a widened #shore public walkway#, such widened area shall be included in such setback distance.
- (2) Along other secondary #street# frontages, the minimum base height shall be 25 feet, or two #stories#, whichever is lower, and the maximum base height shall be 75 feet. However, along secondary #street# frontages facing an #upland connection# with a width of less than 30 feet pursuant to the applicable provisions of paragraph (a) of Section 127-532 (Upland connections), the minimum base height shall be 15 feet. At a height not lower than the minimum base height nor higher than the maximum base height, a setback with a minimum depth of 10 feet, as measured from the #street wall#, shall be provided, except that:

(i) the depth of such required setback may be reduced in accordance with the provisions of paragraph (c)(2) of Section 23-662. However, where a sidewalk widening is required pursuant to this Section, as specified on Map 3, the portion of a #building# located above the maximum base height need not set back more than 10 feet from the #street line#, provided such #building# portion meets the requirements of paragraph (d) of Section 127-234 (Tower regulations), as applicable; and

(ii) the depth of such required setback may include the depth of recesses or #outer courts# in the #street wall# of the #building# base, provided that the aggregate width of any such recessed portion of a #street wall# with a setback of less than 10 feet, or the reduced setback distance pursuant to the provisions of paragraph (b)(2)(i) of this Section, as applicable, does not exceed 40 percent of the #aggregate width of street wall# at any level; and

(c) Additional allowances along all #street# frontages

- (1) Within a required setback area, dormers and projections shall be considered permitted obstructions, and shall be permitted as follows:
  - (i) The aggregate #street wall# width of all dormers and projections combined shall not exceed 50 percent of the #aggregate width of street wall# of the #story# below the required setback. Any projection deeper than five feet shall be considered a dormer.
  - (ii) The aggregate #street wall# width of dormers shall not exceed 30 percent of the #aggregate width of street wall# of the #story# below the required setback. The height of such dormers shall not exceed 135 feet in Subdistrict A and 175 feet in Subdistrict B, as measured above the #base plane#. No dormers shall be permitted along #street walls# fronting on the #shore public walkway#.
- (2) Notwithstanding the applicable setback regulations in paragraphs (a) and (b) of this Section, portions of #buildings or other structures# located:
  - (i) within 150 feet of a publicly accessible area, and either
  - (ii) adjacent to such publicly accessible area, or
  - (iii) along a #street# across from such publicly accessible area located on the same #zoning lot#,

may rise without a setback, provided that such publicly accessible area is in compliance with the provisions of Section 127-43 (Publicly Accessible Area). In addition, all #street walls# facing such publicly accessible area shall be subject to the articulation requirements of Section 127-235 (Supplemental articulation regulations).

**127-234****Tower regulations**

For the purposes of applying the provisions of this Section, a "tower" shall be any portion of a #building or other structure# that is located above the maximum base height. Such portion of a #building or other structure# shall be subject to the following requirements:

(a) Maximum tower widths

Along the #shore public walkway#, the maximum width of a tower, or portion thereof, that is located within 110 feet of the pierhead line and facing the #shore public walkway#, shall not exceed 100 feet. Such width shall be determined by drawing perpendicular lines in plan view from the pierhead line to the outermost extents of the #street wall# of such tower, or portion thereof, within 110 feet of the pierhead line, exclusive of any permitted projections and dormers. However, in Subdistrict A, where the depth of a #zoning lot#, or portion thereof, is less than 220 feet, the maximum width of a tower within such shallow lot portion, shall not exceed 130 feet, provided that such depth was in existence both on [date of adoption] and on the date of application for a building permit.

Along all other #streets#, the #aggregate width of street wall# in a tower shall not exceed 250 feet.

(b) Tower top regulations

For all #zoning lots# in Subdistrict A, and for each portion of a #zoning lot# in Subdistrict B, bounded entirely by #streets, as such term is defined in Section 127-20, the following requirements shall apply:

- (1) Where two or more towers are provided and any portion of such towers exceeds 175 feet, the following shall apply:
  - (i) the gross area of the highest two #stories# of at least one tower shall not exceed 80 percent of the gross area of the #story# immediately below such #stories#; or

(ii) a height difference of at least 20 feet, or two #stories#, whichever is less, shall be provided between such towers.

(2) Where only one tower is provided and the aggregate portions of such tower above 175 feet exceeds a gross area of 15,000 square feet, the gross area of the highest two #stories# shall not exceed 80 percent of the gross area of the #story# immediately below such #stories#.

(c) Maximum tower height

The maximum height of a #building or other structure# shall be determined in accordance with the provisions of Article VI, Chapter 1 (Special Regulations Applying Around Major Airports), except where modified by certification of the Chairperson of the City Planning Commission pursuant to Section 127-236 (Certification to modify maximum height of building or other structure).

(d) Additional requirements within Subdistrict B

Along Janet Place, where a sidewalk widening is required pursuant to Map 3, the width of each individual tower portion located within 50 feet of the #street line# of Janet Place shall not exceed 70 feet, exclusive of any permitted projections and dormers. Such width shall be determined by drawing perpendicular lines in plan view from the #street line# to the outermost extents of the #street wall# of such tower, or portion thereof, within 50 feet of the #street line#, exclusive of any permitted projections and dormers. Such tower portion and any other such tower portion within the same or an #abutting building# shall be separated by at least 40 feet.

127-235

Supplemental articulation requirements

In addition to all other provisions of Section 127-23 (Special Height and Setback Regulations), inclusive, for #street wall# widths exceeding 150 feet, as measured parallel to the #street line#, articulation shall be provided in accordance with the provisions of this Section.

The depth of required recesses or projections of a #building# shall be measured from the #street wall#. For the purpose of applying the provisions of this Section, the base height of such #building# shall be either the maximum base height or the height of such #building# where a required setback pursuant to the provisions of Section 127-233 (Base heights and setback regulations) is provided, whichever is lower. However, if such #building# provides multiple setbacks, the highest of such multiple setbacks shall be considered the base height of such #building#.

The portion of a tower #street wall# subject to the tower top regulations of paragraph (b) of Section 127-234 (Tower regulations) shall not be included for the purposes of determining or satisfying the articulation requirements of this Section. In addition, setbacks provided in accordance with the provisions of Section 127-233 shall not constitute recesses.

(a) Along all #streets# other than #shore public walkways#

For #street walls# fronting #streets# other than the #shore public walkway#, a minimum of 15 percent of the entire surface area of each #street wall# shall either recess or project a minimum of two feet from the #street wall# with no individual recess or projection exceeding 50 percent of such surface area of the #street wall#.

Along each #street wall# frontage, at least one-third of such overall 15 percent requirement shall be provided in the form of articulation below the base height of such #building#, and at least one-third shall be provided above the base height, respectively. The remaining one-third of such 15 percent requirement may be located anywhere on the #street wall#. Where a #street wall# frontage does not exceed the maximum base height, the overall 15 percent requirement shall be provided in the #building# base.

Within the articulation provided in the #building# base, the aggregate width of articulation at each level where provided shall achieve a #street wall# width that is equivalent to at least 10 percent of the #aggregate width of street wall# at that level, and no individual recess or projection shall have a #street wall# width of less than 10 feet.

In no event shall the total amount of projections above the base height exceed the thresholds permitted pursuant paragraph (c)(1) of Section 127-233.

(b) Along the #shore public walkway#

For #street walls# fronting the #shore public walkway#, at least five percent of the entire surface area of the #street wall# below the base height shall either recess or project a minimum of two feet from the #street wall# with no individual recess or projection exceeding 50 percent of such surface area of the #street wall#.

Within the articulation provided in the #building# base, the aggregate width of articulation at each level where provided shall achieve a #street wall# width that is equivalent to at least 10 percent of the #aggregate width of street wall# at that level, and

no individual recess or projection shall have a #street wall# width of less than 10 feet.

127-236

Certification to modify maximum height of building or other structure

The special permit provisions of Section 73-66 (Height Regulations Around Airports) shall not apply. In lieu thereof, the height restrictions of Sections 61-21 (Restriction on Highest Projection of Building or Structure) or 61-22 (Permitted Projection within any Flight Obstruction Area), may be modified where the Chairperson of the City Planning Commission has certified to the Department of Buildings that the provisions of this Section have been met. An application for such certification shall include:

- (a) a site plan and elevations, showing the proposed #building or other structure# in relation to the underlying maximum height limits;
- (b) separate verification letters from the Federal Aviation Administration and the Port Authority of New York and New Jersey that such #building or other structure#, including the location of temporary structures such as construction cranes, will not constitute a danger to the safety of air passengers or disrupt established airways or runway operations, respectively; and
- (c) materials sufficient to demonstrate that the modified height of a #building or other structure# does not exceed 200 feet above mean sea level within Subdistrict A, and 245 feet above mean sea level within Subdistrict B.

127-30

SPECIAL ACCESSORY OFF-STREET PARKING AND LOADING REGULATIONS

Within the #Special Flushing Waterfront District#, the applicable parking and loading regulations set forth in Article III, Chapter 6, Article IV, Chapter 4 (Accessory Off-street Parking and Loading Regulations), Article VI, Chapter 4 (Special Regulations Applicable to Certain Areas), and Article XII, Chapter 3 (Special Mixed Use District) shall apply, inclusive, except as modified in this Section. For the purpose of applying the provisions of this Section, all #upland connections#, #visual corridors#, #shore public walkways# and #publicly accessible private streets#, as specified in Section 127-42 (Publicly Accessible Private Streets), shall be considered #streets# and their boundaries shall be considered a #street line#.

127-31

Accessory Off-street Parking Regulations

The underlying parking regulations shall be modified as follows:

- (a) In M1 Districts paired with a #Residence District# in Subdistrict A, the following shall apply:
  - (1) #Commercial# and #manufacturing uses# shall provide either one parking space for every 1,000 square feet of #floor area#, or shall provide parking spaces at the rate required for M1-2 Districts pursuant to Section 44-21 (General Provisions), whichever requires a smaller number of spaces.
 

In addition, the provisions of Section 44-23 (Waiver of Requirements for Spaces Below Minimum Number) and paragraph (a) and (b) of Section 44-231 (Exceptions to application of waiver provisions) shall not apply to #manufacturing uses#. In lieu thereof, #accessory# off-street parking spaces may be waived for #manufacturing# and #commercial uses# if the number of spaces for all applicable uses is at or below 40 spaces.
  - (2) #Residential# and #community facility uses# shall be subject to the parking requirements of R7-1 Districts, as set forth in Article II, Chapter 5 (Accessory Off-Street Parking and Loading Regulations).
- (b) In C4-2 Districts within Subdistricts B and C, the parking requirements applicable to C4-4 Districts, as set forth in Article III, Chapter 6 (Accessory Off-Street Parking and Loading Regulations), shall apply.

127-32

Loading Regulations

The provisions of the underlying loading regulations shall be modified as follows:

- (a) in C4-2 Districts, the loading requirements applicable to C4-4 Districts, as set forth in Article III, Chapter 6 (Accessory Off-Street Parking and Loading Regulations), shall apply.
- (b) the requirement of Sections 36-60 (OFF-STREET LOADING REGULATIONS), inclusive, and 44-50 (GENERAL PURPOSES), inclusive, shall not apply to changes of uses;
- (c) the provisions of Sections 36-63 (Special Provisions for a Single Zoning Lot With Uses Subject to Different Loading Requirements), 36-64 (Wholesale, Manufacturing, or Storage Uses Combined With Other Uses), 44-53 (Special Provisions for a Single Zoning Lot

With Uses Subject to Different Loading Requirements) and 44-54 (Wholesale, Manufacturing or Storage Uses Combined With Other Uses) shall not apply; and

- (d) the minimum length requirements for loading berths #accessory# to #commercial uses#, other than funeral establishments, and wholesale, manufacturing or storage #uses#, as set forth in Sections 36-681 (Size of required berths), and 44-581 (Size of required loading berths), shall be 37 feet.

127-40

#### DISTRICT PLAN ELEMENTS

Within Subdistrict A and Subdistrict B, the district plan element provisions of this Section shall apply. For the purpose of applying the provisions of this Section, inclusive, all #upland connections#, #visual corridors#, #shore public walkways# and #publicly accessible private streets# shall be considered #streets# and their boundaries shall be considered a #street line#.

127-41

#### Special Streetscape Regulations

For the purposes of applying the special streetscape provisions of Section 37-30 to this Chapter, any portion of a #ground floor level street# frontage along primary #street# frontages designated on Map 3 (Requirements Along Street Frontages) in the Appendix to this Chapter shall be considered #primary street frontages#, and a #ground floor level street# frontage along secondary #street# frontages on Map 3 shall be considered a #secondary street frontage#. In addition, defined terms shall include those in Sections 12-10 and 37-311.

127-411

#### Special provisions for frontages along streets and the shoreline

The provisions of this Section shall apply to #developments# or #ground floor level enlargements#.

- (a) At the intersection of #primary street frontages#

For #ground floor level street walls# within 50 feet of the intersection of two #primary street frontages#, as shown on Map 3 in the Appendix to this Chapter:

- (1) #uses# on the #ground floor level#, to the minimum depth set forth in Section 37-32 (Ground Floor Depth Requirements for Certain Uses), shall be limited to non-#residential uses#, except for lobbies.
- (2) #Group parking facilities# located on the #ground floor level# of a #building# shall be wrapped by #floor area# in accordance with the provisions of paragraph (a) of Section 37-35 (Parking Wrap and Screening Requirements), and above the #ground floor level#, such parking facilities shall be wrapped by #floor area# or screened in accordance with the provisions of Section 37-35.
- (3) #Ground floor level street walls# shall be glazed in accordance with the provisions set forth in Section 37-34 (Minimum Transparency Requirements).

- (b) Along other #street# frontages

For portions of #buildings# along the remainder of #primary street frontages#, and for #buildings# with #secondary street frontages#, as shown on Map 3, #group parking facilities# located on the #ground floor level# shall be wrapped by #floor area# or screened in accordance with the provisions of Section 37-35. However, for portions of #buildings# facing the #shoreline#, #group parking facilities# at all levels shall be wrapped by #floor area# or screened in accordance with the provisions of Section 37-35.

127-412

#### Special provisions for blank walls

The blank wall provisions of paragraph (a)(7)(ii) of Section 62-655 (Planting and trees) shall not apply. In lieu thereof, the provisions of this Section, inclusive, shall apply.

Along all frontages, where no transparent materials or #building# entrances or exits are provided on the #ground floor level street wall# lower than a height of four feet above the level of the adjoining sidewalk for a continuous width of at least 25 feet, at least 75 percent of the linear footage of any such portions of a #ground floor level street wall# shall be treated by one or more of the following visual mitigation elements which shall be provided on the #zoning lot#, except where such elements are permitted within the #street# under other applicable laws or regulations.

- (a) Planting

Any combination of perennials, annuals, decorative grasses or shrubs shall be provided in planting beds, raised planting beds or planter boxes in front of the #street wall#. Each foot in width of a planting bed, raised planting bed or planter box, as measured parallel to the #street wall#, shall satisfy one linear foot of frontage mitigation requirements. Such planted area shall extend to a depth of at least three feet, inclusive of any structure

containing the planted material. Any individual planted area shall have a width of at least five feet, and the height of such planting, inclusive of any structure containing the planted materials, shall be at least three feet.

Where a blank wall exceeds a #street wall# width of 50 feet, at least 25 percent of such #street wall# width shall be planted in accordance with the provisions of this paragraph.

- (b) Benches

Fixed benches with or without backs shall be provided in front of the #street wall#. Unobstructed access shall be provided between such benches and an adjoining sidewalk or required circulation paths. Each linear foot of bench, as measured parallel to the #street wall#, shall satisfy one linear foot of frontage mitigation requirement. Any individual bench shall have a width of at least five feet, and no more than 20 feet of benches may be used to fulfill such requirement per 50 feet of frontage.

- (c) Bicycle racks

Bicycle racks, sufficient to accommodate at least two bicycles, shall be provided in front of the #street wall#, and oriented so that the bicycles are placed parallel to the #street wall#. Each bicycle rack so provided shall satisfy five linear feet of frontage mitigation requirement. No more than three bicycle racks may be used to fulfill such requirement per 50 feet of frontage.

- (d) Tables and chairs

Fixed tables and chairs shall be provided in front of the #street wall#. Each table shall have a minimum diameter of two feet, and have a minimum of two chairs associated with it. Each table and chair set so provided shall satisfy five linear feet of frontage mitigation requirement.

- (e) Wall treatment

Wall treatment, in the form of permitted #signs#, graphic or sculptural art, rustication, decorative screening or latticework, or living plant material, shall be provided along the #street wall#. Each linear foot of wall treatment shall constitute one linear foot of frontage mitigation requirement. Such wall treatment shall extend to a height of at least 10 feet, as measured from the level of the adjoining sidewalk or grade, and have a minimum width of 10 feet, as measured parallel to the #street wall#.

127-42

#### Publicly Accessible Private Streets

The provisions of this Section, inclusive, shall apply to any #development#, as defined in Section 62-11 (Definitions), on a #zoning lot# that contains any portion of a required #publicly accessible private street#.

127-421

#### Requirements for publicly accessible private streets

#Publicly accessible private streets# shall be:

- (a) accessible to the public at all times, except when required to be closed for repairs, and for no more than one day each year in order to preserve the private ownership of such area. Where an #upland connection# is designated on a #publicly accessible private street# as specified on Map 6 (Waterfront Access Plan: Public Access Areas) in the Appendix to this Chapter, the provisions of this paragraph shall supersede the hours of access provisions applicable to an #upland connection#;
- (b) constructed to the dimensions specified on Map 2 (Publicly Accessible Private Street Network) in the Appendix to this Chapter and be constructed to Department of Transportation standards for public #streets# including, but not limited to, sidewalks, curb design, lighting, traffic signage, pavement materials, drainage and crosswalks. In addition, where an #upland connection# is designated on a #publicly accessible private street# as specified on Maps 7 and 8 (Phase I and Phase II Waterfront Public Access Improvements, respectively) in the Appendix to this Chapter, the #upland connection# design requirements of Section 62-60 (DESIGN REQUIREMENTS FOR WATERFRONT PUBLIC ACCESS AREAS), inclusive, shall apply; and
- (c) constructed with sidewalks that have a minimum clear path of eight feet along their #street lines#, except where an #upland connection# is designated on a #publicly accessible private street#. Such sidewalks shall be provided with street trees in accordance with the provisions of Section 26-41 (Street Tree Planting), except that such street trees shall be planted within a street tree pit or a raised planting bed, with at least 180 cubic feet of soil for each tree, and with a minimum horizontal width of four feet and vertical depth of 3 feet 6 inches, and such planting pit or raised planting bed shall be located adjacent to, and extend along the curb.

**127-422**

**Certification for publicly accessible private streets**

Where a #publicly accessible private street# is designated entirely within a #zoning lot#, the provisions of paragraph (a) of this Section shall apply. Where a #publicly accessible private street# is designated on two or more #zoning lots# and the design and construction of adjoining portions of the #publicly accessible private street# may not be finalized, the provisions of paragraph (b) of this Section shall apply. The provisions of paragraph (b) provide for certification of such portions of a #publicly accessible private street# in accordance with an #interim site plan# that satisfies the requirements of the New York City Fire Code; a #conceptual plan# for portions of the #publicly accessible private street# on other #zoning lots# that will be certified and constructed at a later time; and a #final site plan#, which will either supersede an #interim site plan# or be guided by a #conceptual plan#. The provisions of paragraph (c) shall apply to #development# on a #zoning lot# that contains any portion of a required #publicly accessible private street#.

No building permit shall be issued for a #development# on a #zoning lot#, containing any portion of a #publicly accessible private street#, until the Chairperson of the City Planning Commission certifies, in conjunction with a certification pursuant to Section 127-54 (Special Review Provisions) to the Department of Buildings that:

- (a) where the #publicly accessible private street# is designated on one #zoning lot#, or where the #publicly accessible private street# is designated on two or more #zoning lots# and such #publicly accessible private street# will be constructed in its entirety concurrently with the applicant's #development#, a #final site plan# has been submitted;
- (b) where the #publicly accessible private street# is designated on two or more #zoning lots# and the portion of such #publicly accessible private street# located outside of the applicant's property will not be or has not been constructed concurrently with the applicant's #development#;

(1) if no prior certification pursuant to this Section was issued for a portion of the #publicly accessible private street# on another #zoning lot#, the Chairperson shall certify that:

- (i) a #conceptual plan# has been submitted for the #publicly accessible private street#. In addition, certified mailing of notification that the applicant is seeking to commence construction of such #publicly accessible private street# shall be given to all other owners whose property contains any remaining portion of such #publicly accessible private street#, along with a copy of such #conceptual plan#;
- (ii) a #final site plan# for the applicant's #zoning lot# has been submitted showing compliance with the design standards of Section 127-421 (Requirements for publicly accessible private streets). In addition, where compliance with the fire apparatus access road requirements, set forth in the New York City Fire Code, require modifications to the design standards of Section 127-421, an #interim site plan# has been submitted that deviates from such design standards to the minimum extent necessary; and
- (iii) the grading proposed in the #final site plan#, #conceptual plan# and #interim site plan# have been certified pursuant to Section 127-61.

Property owners of #zoning lots# containing any remaining portion of the #publicly accessible private street# shall have up to 30 days from the date of the applicant's certified mailing of the notification required in paragraph (b)(1)(i) of this Section to respond to the applicant and to confirm for the Chairperson that the construction of the entire #publicly accessible private street# is not feasible concurrently with the applicant's #development#. In the event that such notified property owners do not respond to the applicant and the Chairperson within the 30-day period, the applicant may proceed with completing this certification. Where a notified property owner responds that it is feasible to complete the portion of the #publicly accessible private street# on such owner's #zoning lot# concurrently with the applicant's portion, such property owner shall commence certification pursuant to the applicable provisions of this Section within 45 days from the date of submitting such response. In the event such notified property owners do not commence such certification within the 45-day period, the applicant may proceed with completing this certification.

In addition, where construction of #publicly accessible private streets# will not occur concurrently on the adjoining #zoning lot#, property owners of #zoning lots# containing any remaining portion of the #publicly accessible private street# shall have up to 45 days from the date of submitting their response to comment on any anticipated practical

difficulties associated with the proposed location, dimensions and grading specified in the #conceptual plan# that would preclude the reasonable development of such owner's property. Any submission of comments to the applicant and Chairperson shall include documentation from a licensed architect, landscape architect, or engineer, as applicable, that demonstrates the reason for such anticipated practical difficulties.

Copies of the approved #conceptual plan#, as well as the certified #interim site plan# and #final site plan# shall be forwarded to all property owners of a #zoning lot# containing any remaining portion of the #publicly accessible private street#.

Any portion of the #publicly accessible private street# constructed in compliance with a certified #interim site plan# shall be converted to the final design in compliance with the certified #final site plan# for such portion upon receiving notice from an adjoining property owner as set forth in paragraph (b)(2) of this Section that the remaining portion of the #publicly accessible private street# has been substantially completed and opened to the public.

- (2) If a prior certification pursuant to paragraph (b)(1) of this Section was issued for a portion of a #publicly accessible private street# on another #zoning lot#, the Chairperson shall certify that:
  - (i) a #final site plan# for the applicant's #zoning lot# has been submitted that is consistent with the #conceptual plan# from the prior certification; and
  - (ii) the proposed amenities and design elements within the #final site plan# in the applicant's portion of a #publicly accessible private street# shall match or complement those that were previously constructed.

Upon substantial completion by applicant of its portion of the #publicly accessible private street# that has been constructed pursuant to a certified #interim site plan# and the opening of such portion to the public, notice shall be provided to any property owner of a #zoning lot# containing a portion of such #publicly accessible private street#. Such notice shall be provided to enable such other owner sufficient time, as shall be specified in the restrictive declaration required pursuant to paragraph (c) of this Section, to convert any constructed interim condition and complete the #publicly accessible private street# in compliance with the previously approved #final site plan#; and

- (c) a restrictive declaration has been executed and recorded against the applicant's #zoning lot# in accordance with the provisions of Section 127-423 (Restrictive declaration). Required site plans, the #conceptual plan# and a maintenance and capital repair plan for the #publicly accessible private street# shall be included as exhibits to the restrictive declaration.

No temporary or final certificate of occupancy shall be issued until the Chairperson of the City Planning Commission notifies the Department of Buildings that the proposed #publicly accessible private street#, or portion thereof, has been substantially completed in compliance with the certified #interim site plan# or #final site plan#, and is open to the public. In addition, where a property owner seeks certification pursuant to paragraph (b)(2) of this Section, no temporary or final certificate of occupancy shall be issued until interim portions of the #publicly accessible private street# are completed in compliance with the previously approved #final site plan# for such portions.

**127-423  
Restrictive declaration**

For any #publicly accessible private street# proposed for certification pursuant to Section 127-422 (Certification for a publicly accessible private street), a restrictive declaration shall be provided to ensure the proper construction, improvement, operation, maintenance and repair of the roadbed and any sidewalk adjacent to the roadbed. Adequate security shall be specified in such declaration to ensure that the #publicly accessible private street# is maintained in accordance with the declaration. The restrictive declaration shall further specify that the #publicly accessible private street# shall not be used for any other purposes than #street#-related purposes, including, but not limited to, pedestrian and vehicular circulation, and shall be publicly accessible at all times. To ensure proper #street# use and provide enforcement, in accordance with the parking provisions set forth in the restrictive declaration, executed contracts with a security monitoring and a towing company shall be required prior to the issuance of a temporary certificate of occupancy. In addition, a reserve account with sufficient funds for the maintenance and capital repair of the constructed #publicly accessible private street# shall be maintained at all times. Such reserves, contracts, and the required maintenance and repair shall be the responsibility of a Property Owner's Association that will oversee the management and maintenance of the #publicly accessible



private streets#, upon the development on two or more #zoning lots#, and include as members all property owners of #zoning lots# bordering or containing the completed #publicly accessible private streets#. Filing and recording of the restrictive declaration shall be a precondition to the Chairperson's certification under Section 127-422.

Such restrictive declaration shall be prepared in a form acceptable to the Department of City Planning, filed and duly recorded in the Borough Office of the Register of the City of New York, and indexed against the property. The restrictive declaration and any maintenance and operation agreement shall run with the land and be binding on the owners, successors and assigns.

In addition, the portions of the #publicly accessible private streets# on a #developed zoning lot# shall be recorded on the certificate of occupancy for such #building# by the Department of Buildings. The recording information of the restrictive declaration shall be included on the certificate of occupancy for any #building#, or portion thereof, issued after the recording date.

**127-424**

**Certification for zoning lot subdivision**

In conjunction with a certification pursuant to Section 62-812 (Zoning lot subdivision), a #zoning lot# that existed before [date of adoption], containing any portion of #publicly accessible private street# may be subdivided into two or more #zoning lots# or reconfigured in a manner that would reduce its area or dimension, provided that the Chairperson of the City Planning Commission certifies that the provisions of paragraph (a), (b) or (c) of such Section are satisfied as to #waterfront public access area#, #visual corridors# and #publicly accessible private streets#, respectively. For the purposes of applying such provisions, the regulations pertaining to #waterfront public access areas# and #visual corridors# shall also be applied to #publicly accessible private streets#.

**127-43**

**Publicly Accessible Area**

Where a tower rises sheer in accordance with the provisions of paragraph (c)(2) of Section 127-233 (Base heights and setback regulations), no #building# permit shall be issued by the Department of Buildings until the Chairperson of the City Planning Commission certifies a site plan demonstrating that a publicly accessible area, in compliance with the following requirements, will be provided.

(a) **Minimum size and location**

A publicly accessible area shall contain a minimum area of at least 2,000 square feet. Such publicly accessible area shall be located at the intersection of two #streets#, and shall have a minimum width of 20 feet along each #street line#. A publicly accessible area shall in no event include area within a #publicly accessible private street#.

In addition, the major portion of a publicly accessible area shall occupy no less than 75 percent of the total publicly accessible area. The major portion is the largest area of the publicly accessible area and is the area of primary use. Major portions shall be generally regular in shape, easily and directly accessible from adjoining #buildings# and public spaces, and continuously visible from all portions of the publicly accessible area and from adjoining public spaces.

(b) **Design requirements**

All publicly accessible areas shall comply with the following provisions:

- (1) a minimum of 20 percent of the open area shall be planted with any combination of perennials, annuals, decorative grasses, shrubs or trees in planting beds, raised planting beds or planter boxes. Such planting bed shall extend to a depth of at least two feet, inclusive of any structure containing the planted material, and any individual planted area shall have a width of at least five feet;
- (2) one linear foot of seating shall be provided for each 60 square feet of publicly accessible area. For the purposes of such calculation, moveable seating or chairs may be credited as 24 inches of linear seating per chair;
- (3) permitted obstructions within such area shall be subject to the provisions of Section 37-726 (Permitted obstructions), and any kiosk or open air cafe provided shall meet the operational and service requirements listed in paragraphs (a) and (b) of Section 37-73 (Kiosks and Open Air Cafes);
- (4) the provisions of Section 37-722 (Level of plaza) and 37-728 (Standards of accessibility for persons with disabilities) shall apply to such area, and any steps provided shall be subject to the provisions of Section 37-725 (Steps);
- (5) entry plaques and information plaques shall be provided in accordance with the provisions of paragraphs (a) and (b) of Section 37-751 (Public space signage systems); and

- (6) all ground floor level #building# walls located within a distance of 150 feet from and facing a publicly accessible area provided on the same #zoning lot# shall either comply with the provisions of paragraph (a) of Section 127-411 (Special provisions for frontages along streets and the shoreline), or the provisions of paragraph (e) of Section 127-412 (Special provisions for blank walls).

(c) **Design changes**

Any modification to a publicly accessible area certified pursuant to the provisions that, in the aggregate, results in design changes impacting more than 20 percent of the area of such publicly accessible area as compared to the certified plans, shall require a new certification pursuant to the provisions of this Section. Where a design change does not exceed 20 percent, the modifications made to the publicly accessible area shall not reduce the amount of amenities provided or otherwise creates a non-compliance with the provisions of this Section.

(d) **Hours of public access**

Such publicly accessible area shall be accessible to the public between the hours of 6:00 A.M. and 10:00 P.M. seven days of the week.

No certificate of occupancy shall be issued until the Chairperson of the City Planning Commission determines that the publicly accessible area is substantially completed in compliance with the certified plan and that such space has been made available for use by the public in compliance with the requirements of this Section.

**127-50**

**FLUSHING WATERFRONT ACCESS PLAN**

[NOTE: existing provisions moved from Section 62-952 and modified]

The provisions of Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area), shall apply, except as superseded, supplemented or modified by the provisions of this Section, inclusive, Map 4 (Waterfront Access Plan: Parcel Designation), Map 5 (Waterfront Access Plan: Visual Corridors), and Map 6 (Waterfront Access Plan: Public Access Areas) in the Appendix to this Chapter show the boundaries of the area comprising the Flushing Waterfront Access Plan, boundaries of parcels within the Plan and the location of certain features mandated or permitted by the Plan.

The Plan has been divided into parcels consisting of tax blocks and lots and other lands as established on [date of adoption], as follows:

**Subdistrict A**

- Parcel 1: Block 4963, Lots 212 and 249
- Parcel 2: Block 4963, Lot 210
- Parcel 3: Block 4963, Lot 200

**Subdistrict B**

- Parcel 4: Block 4963, Lot 85
- Parcel 5: Block 4963, Lot 65
- Parcel 6: Block 4963, Lot 75
- Parcel 7: Block 4963, Lots 7, 8 and 9
- Parcel 8: Block 4963, Lot 1

**Subdistrict C**

- Parcel 9: Block 5066, Lots 7503 and 7507

Any #development# on a #zoning lot# within the parcels listed above shall be subject to the requirements of Section 127-51 (Modified Applicability for Visual Corridors and Waterfront Public Access Areas), Section 127-52 (Special Requirements for Visual Corridors), Section 127-53 (Special Requirements for Waterfront Public Access Areas) and Section 127-54 (Special Review Provisions).

For the purposes of this Section, inclusive, defined terms shall include those listed in Sections 12-10 and 62-11, but #development# shall be as defined in Section 62-11.

**127-51**

**Modified Applicability for Visual Corridors and Waterfront Public Access Areas**

The applicability provisions for #visual corridors# pursuant to Section 62-51 (Applicability of Visual Corridor Requirements) and #waterfront public access areas# pursuant to Section 62-52 (Applicability of Waterfront Public Access Area Requirements) shall apply, except as modified as follows:

- (a) #developments# comprised predominantly of #uses# in Use Groups 16, 17 or 18, except for docking facilities serving passenger vessels or sightseeing, excursion or sport fishing vessels, are subject to the special requirements for #visual corridors# set forth in Section 127-52; and
- (b) #developments# comprised predominantly of #uses# in Use Groups 16, 17 or 18 shall provide a minimum amount of #waterfront public access area# in accordance with the provisions

of Section 62-58 (Requirements for Water-Dependent Uses and Other Developments). Within such #waterfront public access area#, a circulation path shall be provided with a minimum clear width of at least 10 feet and shall connect with either an adjoining #shore public walkway# or additional circulation paths on adjoining #zoning lots#.

**127-52  
Special Requirements for Visual Corridors**

For #developments# within Parcels 3, 5 and 7, #visual corridors# shall be provided in the locations designated on Map 5 in the Appendix to this Chapter and pursuant to the requirements of Sections 62-51 (Applicability of Visual Corridor Requirements) and 62-65 (Public Access Design Reference Standards).

**127-53  
Special Requirements for Waterfront Public Access Areas**

#Waterfront public access areas# shall be provided pursuant to Sections 62-52 (Applicability of Waterfront Public Access Area Requirements), 62-60 (DESIGN REQUIREMENTS FOR WATERFRONT PUBLIC ACCESS AREAS), and 62-70 (MAINTENANCE AND OPERATION REQUIREMENTS FOR WATERFRONT PUBLIC ACCESS AREAS), inclusive, except as modified in this Section, inclusive.

For all such #waterfront public access areas#, as designated on Map 6 (Waterfront Access Plan: Public Access Areas) in the Appendix to this Chapter, the minimum seat depth requirement of paragraph (b) of Section 62-652 (Seating) shall be modified to 16 inches.

**127-531  
Shore public walkways**

For #zoning lots developed# within Parcels 1, 3, 4, 5, 7 and 8, a #shore public walkway# shall be provided in the location designated on Map 6 in the Appendix to this Chapter. The applicable provisions of Section 62-53 (Requirements for Shore Public Walkways) and Section 62-60 (DESIGN REQUIREMENTS FOR WATERFRONT PUBLIC ACCESS AREAS), inclusive, shall apply except as modified in this Section:

- (a) the circulation and access provisions of paragraph (a) of Section 62-62 (Design Requirements for Shore Public Walkways and Supplemental Public Access Areas) shall be modified as follows:
  - (i) the required circulation path within a #shore public walkway# shall be provided at a minimum elevation of 5 feet, 6 inches above the #shoreline#, except that such requirement need not include portions of a circulation path that slope downward to meet the elevation of an existing publicly accessible sidewalk;
  - (ii) where secondary circulation paths are provided, such paths may count as a part of the required circulation path for satisfying the locational requirement of being within 10 feet of the #shoreline# for at least 20 percent of the length of such #shoreline#. However, such secondary circulation paths may comply with the paving requirements of paragraph (a)(2) of Section 62-656; and
  - (iii) where a #shore public walkway# is on a #zoning lot# that is adjacent to a #waterfront zoning lot# without a #shore public walkway#, the portion of the circulation path that terminates at the common #zoning lot line# shall be located within 40 feet of the shoreline;
- (b) the minimum width of the screening buffer pursuant to paragraph (c)(2)(ii) of Section 62-62 (Design Requirements for Shore Public Walkways and Supplemental Public Access Areas) shall be four feet. No screening buffer shall be required where there is a pathway connecting a required circulation path towards a publicly accessible sidewalk or entry to a commercial or community facility use; and
- (c) the grade level of required planting areas pursuant to paragraph (d)(2) of Section 62-61 (General Provisions Applying to Waterfront Public Access Areas) shall be increased to no more than three feet higher or lower than the adjoining level of the pedestrian circulation path.

**127-532  
Upland connections**

For #developments# within Parcels 1, 2, 3, 4, 5 and 7, #upland connections# shall be provided as specified on Map 6 (Waterfront Access Plan: Public Access Areas) in the Appendix to this Chapter. The applicable provisions of Section 62-56 (Requirements for Upland Connections) and Section 62-60 (DESIGN REQUIREMENTS FOR WATERFRONT PUBLIC ACCESS AREAS), inclusive, shall apply except as modified in this Section.

(a) Flexible location zone

For # developments# on Parcels 1, 2 and 3, a single #upland connection# shall be provided pursuant to the following provisions:

- (1) If Parcel 1 #develops# before Parcels 2 or 3, a Type 1 #upland connection# shall be provided with a minimum width of 20 feet. The requirements of paragraph (a)(2) of Section 62-561 (Types of upland connections) shall not apply and the minimum planting area requirements shall be reduced to 25 percent. Where such #upland connection# is provided without a 20-foot-wide open area, an average maintained level of illumination of not less than one and a half horizontal foot candles (lumens per foot) shall be provided throughout all walkable areas;
- (2) If Parcels 1 and 2 are #developed# jointly before Parcel 3, an #upland connection# shall be provided on Parcels 1 and 2, along their southerly boundary, pursuant to the requirements of Sections 62-561 and 62-64 (Design Requirements for Upland Connections). The 20-foot-wide open area required pursuant to paragraph (a)(2) of Section 62-561 shall be provided on Parcel 3, along its northerly boundary, at the time Parcel 3 #develops#. In any event, the required open area shall abut such required upland connection;
- (3) If Parcel 3 #develops# before Parcels 1 or 2:
  - (i) where a #development# is comprised predominantly of Use Groups 1 through 15 inclusive, an #upland connection# shall be provided on Parcel 3 pursuant to the requirements of Section 62-561 and Section 62-64. If such #upland connection# is provided along the northerly boundary of such Parcel, the required 20-foot-wide open area pursuant to paragraph (a)(2) of Section 62-561 shall be satisfied on Parcels 1 and 2, along the southerly boundary, at the time these parcels #develop#. However, in any event, the required open area shall abut such required upland connection;
  - (ii) where a #development# is comprised predominantly of #uses# in either Use Groups 16, 17 or 18, a Type 1 #upland connection# shall be provided with a minimum width of 20 feet. The requirements of paragraph (a)(2) of Section 62-561 shall not apply and the minimum planting area requirements shall be reduced to 25 percent; or
- (4) If Parcels 2 and 3 are #developed# jointly before Parcel 1, an #upland connection# shall be provided pursuant to the requirements of Sections 62-561 and 62-64.

For any other sequencing or combination of #developments#, a single #upland connection# shall be provided pursuant to the provisions of Sections 62-561 and 62-64 within the flexible location zone on Map 6.

(b) Minimum standards for interim condition

Where an #upland connection# is designated on two or more parcels and only a portion of such #upland connection# can be constructed pursuant to a specific certification, such portion of the #upland connection# may be provided independently to satisfy the requirements of Section 62-56. Where the New York City Fire Department determines that such requirements conflict with the provision of unobstructed width for fire apparatus access roads pursuant to the New York City Fire Code, the design requirements of Section 62-60 shall be modified to the minimum extent necessary to accommodate such fire apparatus access roads requirements. However, all interim conditions shall meet the following requirements:

- (1) provide public access from the first upland #street# to the #shore public walkway#; and
- (2) for every tree pit required pursuant to the provisions of paragraph (c)(1) of Section 62-64 (Planting) that is not provided, a moveable planter shall be provided.

Such interim condition shall be certified pursuant to paragraph (a)(1) of Section 127-542 (Supplemental provisions) and Section 127-61 (Certification for Interim Grading Conditions).

**127-533****Phased development of waterfront public access areas**

When a parcel is undergoing partial #development# or the #zoning lot# corresponding to a parcel is subdivided or reconfigured pursuant to Section 62-812 (Zoning lot subdivision), the City Planning Commission may authorize a phasing plan to implement #waterfront public access area# improvements pursuant to paragraph (c) of Section 62-822 (Modification of waterfront public access area and visual corridor requirements).

However, in Subdistrict B, when partial #development# occurs on the upland portion of Parcels 4, 5 and 7 that is bounded by #publicly accessible private streets# or #streets#, a phasing plan to implement #waterfront public access areas# may be certified pursuant to Section 127-54 (Special Review Provisions), provided that the following requirements are met:

- (a) the #waterfront public access area# shall be provided according to the phasing specified in Map 7 (Waterfront Access Plan: Phase I Waterfront Public Access Area Improvements) and Map 8 (Waterfront Access Plan: Phase II Waterfront Public Access Area Improvements). The requirements of Phase I shall apply when #development# occurs on the upland portion of the parcel bounded by #publicly accessible private streets# and other #streets# as shown on Map 6 (Waterfront Access Plan: Public Access Areas). The requirements of Phase II shall apply when #development# occurs on the seaward portion of the parcel bounded by both the #shoreline# and #publicly accessible private streets#; and
- (b) any #upland connection# provided pursuant to Phase I shall meet the design requirements of paragraph (b) of Section 127-532 (Upland connections). For portions of the #shore public walkway# that are provided in Phase I, the requirements of Sections 62-53 (Requirements for Shore Public Walkways) and 62-60 (DESIGN REQUIREMENTS FOR WATERFRONT PUBLIC ACCESS AREAS) may be modified to the minimum extent necessary to accommodate a temporary waterfront viewing area.

Such phasing plan shall also be certified pursuant to Section 127-61 (Certification for Interim Grading Conditions).

**127-54****Special Review Provisions**

The applicable provisions of Section 62-80 (SPECIAL REVIEW PROVISIONS), inclusive, shall apply, except as specifically modified or supplemented by the provisions of this Section, inclusive.

**127-541****Applicability**

The provisions of Section 62-81, inclusive, shall apply to #zoning lots# containing predominantly #uses# in Use Groups 16, 17, or 18, subject to the modified #waterfront public access area# provisions of Section 127-50 (FLUSHING WATERFRONT ACCESS PLAN), inclusive.

**127-542****Supplemental provisions**

In conjunction with a certification pursuant to Section 62-811 (Waterfront public access and visual corridors), the Chairperson of the City Planning Commission shall further certify that:

- (a) where an #upland connection# is designated on two or more parcels and the portion of such #upland connection# located outside of the applicant's parcel will not be constructed concurrently with the applicant's #development#:
  - (1) if no prior certification pursuant to this Section was issued for a portion of an #upland connection# on another parcel, the Chairperson shall certify that:
    - (i) a #conceptual plan# has been submitted for the #publicly accessible private street#. In addition, notification that the applicant is seeking to commence construction of such #publicly accessible private street# shall be given to any other owner whose property contains any remaining portion of the #publicly accessible private street#, along with a copy of such #conceptual plan#;
    - (ii) a site plan has been submitted, specifying the location, dimensions and grading of the portion of the #upland connection# to be constructed on the applicant's #zoning lot#. Such site plan shall demonstrate compliance with the requirements of paragraph (b) of Section 127-532 (Upland connections); and

- (iii) the grading proposed in the #conceptual plan# has been certified pursuant to Section 127-61.

Property owners of the parcel containing a remaining portion of the #upland connection# shall have up to 30 days from the applicant's certified mailing of the notification required in paragraph (a)(1)(i) of this Section to respond to the applicant and to confirm for the Chairperson that the construction of the entire #upland connection# is not feasible concurrently with the applicant's #development#. In the event such notified property owners do not respond to the applicant and the Chairperson within the 30-day period, the applicant may proceed with completing this certification. Where a notified property owner responds that it is feasible to complete the portion of the #upland connection# on their parcels concurrently with the applicant's #development#, such property owner shall commence certification pursuant to the applicable provisions of this Section within 45 days from the date of submitting such response. In the event such notified property owners do not commence such certification within the 45-day period, the applicant may proceed with completing this certification.

In addition, where construction of the #upland connection# will not occur concurrently, property owners of parcels containing a remaining portion of the #upland connection# shall have up to 45 days from the date of submitting their response to comment on any anticipated practical difficulties associated with the proposed location, dimensions and grading specified in the #conceptual plan# that would preclude the reasonable #development# of such owner's parcel. Any submission of comments to the applicant and Chairperson shall include documentation from a licensed architect, landscape architect, or engineer, as applicable, that demonstrates the reason for such anticipated practical difficulties.

Copies of the approved #conceptual plan#, as well as the certified #interim site plan# and #final site plan# shall be forwarded to any property owner of a parcel containing the remaining portion of the #upland connection#.

Any portion of the #upland connection# constructed in compliance with a certified #interim site plan# shall be converted to the final design in compliance with the certified #final site plan# for such portion upon receiving notice from an adjoining property owner as set forth in paragraph (a) (2) of this Section that the remaining portion of the #upland connection# has been substantially completed and is accessible to the public.

- (2) If a prior certification pursuant to paragraph (a)(1) of this Section was issued for a portion of the #upland connection# on another parcel, the Chairperson shall certify that:
  - (i) a #final site plan# for the applicant's parcel has been submitted that is consistent with the #conceptual plan# from the prior certification; and
  - (ii) the proposed amenities and design elements within the #final site plan# for the applicant's portion of the #upland connection# shall match or complement those that were previously constructed.

Notice shall be provided to any property owner of a parcel containing a portion of the #upland connection# that has been constructed pursuant to a certified #interim site plan# upon the applicant substantially completing its portion of the #upland connection# and making such portion accessible to the public. Such notice shall be provided to enable such other owner sufficient time, as shall be specified in the restrictive declaration required pursuant to this paragraph (a), to convert any constructed interim condition and complete the #upland connection# in compliance with the previously approved #final site plan#.

A restrictive declaration shall be executed and recorded against the corresponding #zoning lot# of the applicant's parcel, in accordance with the provisions of Section 62-74 (Requirements for Recordation). Required site plans, the #conceptual plan# and a maintenance and capital repair plan for the #upland connection# shall be included as exhibits to the restrictive declaration.

No temporary or final certificate of occupancy shall be issued until the Chairperson of the City Planning Commission notifies the Department of Buildings that the proposed #upland connection#, or portion thereof, has been substantially completed in compliance with the certified #interim site plan# or #final site plan#, and is open to the public. In addition, where a property owner sought certification pursuant to paragraph (a)(2) of this Section, no temporary or final certificate of occupancy shall be issued until interim portions of the #upland connection# are completed in compliance with the previously approved the #final site plan# for such portions.

(b) For phased implementation of waterfront public access areas# pursuant to Section 127-533 (Phased development of waterfront public access areas), a plan has been submitted that complies with the required amount of waterfront public access area# at each development phase pursuant to Section 127-533.

To ensure the provision of waterfront public access areas# for phased developments# occurring in Phase I, as specified on Map 7 (Waterfront Access Plan: Phase I Waterfront Public Access Improvements) in the Appendix to this Chapter, no temporary certificate of occupancy shall be issued for any development# on the upland portion of each parcel that is bounded by publicly accessible private streets# or streets# until all required sections of waterfront public access areas# designated on Map 7 have been substantially completed pursuant to the design requirements of Section 127-533.

For Phase II subsequent development# occurring on the seaward portion of Parcels 4, 5 or 7, bounded by both the shoreline# and publicly accessible private streets#, all remaining waterfront public access areas#, as specified on Map 8 (Waterfront Access Plan: Phase II Waterfront Public Access Improvements), shall be substantially completed pursuant to the design requirements of Section 127-533, prior to the issuance of a temporary or final certificate of occupancy. However, 50 percent of the floor area# of any subsequent development# on Parcels 4 and 5 may receive a temporary certificate of occupancy upon the completion of the required shore public walkway# as designated on such parcel. A temporary or final certificate of occupancy for the remaining 50 percent of the floor area# on Parcels 4 and 5 shall not be issued until all required waterfront public access areas# pursuant to Map 8 are substantially complete.

An alternate location for the required section of an upland connection# on Parcel 4 may be provided in Phase I, as specified in Map 7, in the event that Parcel 5 has substantially completed all of the required waterfront public access areas# prior to partial development# on the upland portion of Parcel 4. Where such alternate location is provided in Phase I, any subsequent development# on Parcel 4 may only receive a temporary or final certificate of occupancy upon substantial completion of all required waterfront public access areas# designated on Map 8.

A certification will be granted on condition that an acceptable restrictive declaration is executed and filed pursuant to Section 62-74 (Requirements for Recordation).

**127-60**

**ADDITIONAL REVIEW REQUIREMENTS**

**127-61**

**Certification for Interim Grading Conditions**

For any development# or enlargement# seeking:

- (a) modification to the level of waterfront yard# provisions of Section 127-22 (Special Yard Regulations);
- (b) a certification pursuant to paragraph (b)(1) of Section 127-422 (Certification for a publicly accessible private street); or
- (c) a certification pursuant to Section 127-542 (Supplemental provisions),

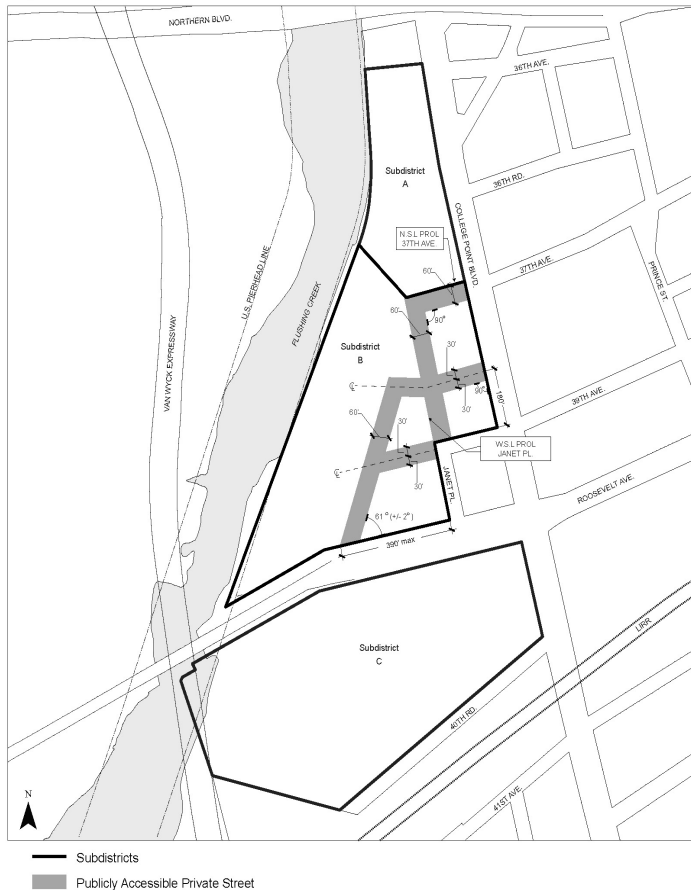
the Chairperson of the City Planning Commission shall certify that a site survey has been conducted and sufficient documentation has been submitted, demonstrating that the proposed grades of a waterfront yard#, interim plan for a publicly accessible private street# or upland connection# would not preclude developments# or enlargements# on adjacent parcels from complying with the provisions of this Chapter as part of an integrated public realm.

**APPENDIX – SPECIAL FLUSHING WATERFRONT DISTRICT PLAN**

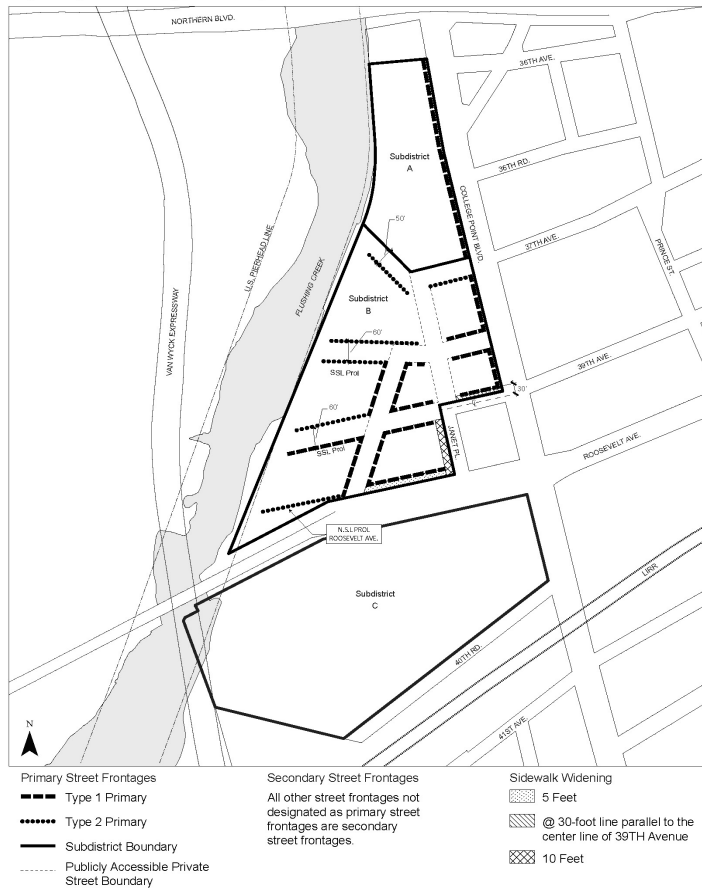
Map 1. Special Flushing Waterfront District and Subdistricts



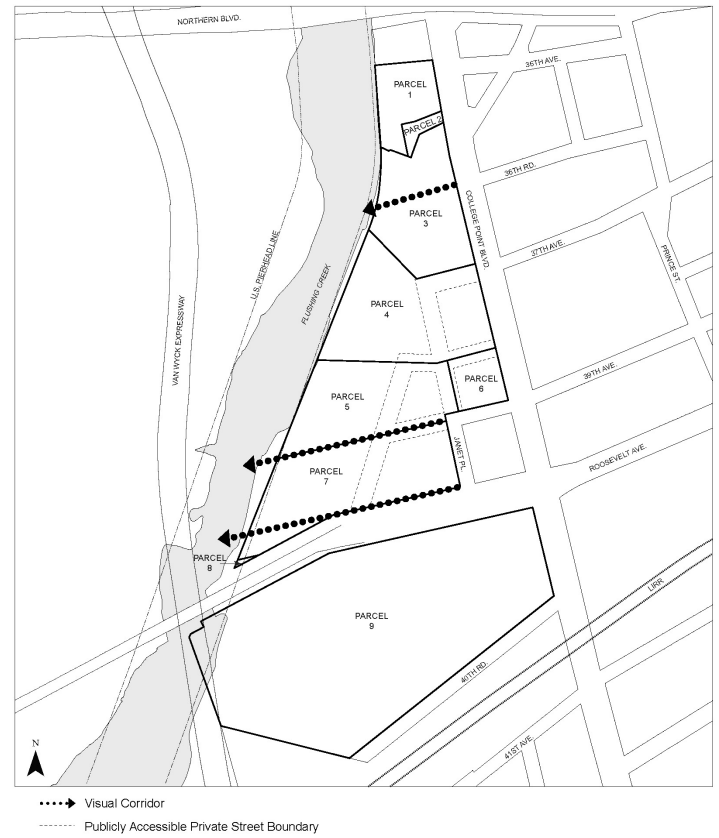
Map 2. Publicly Accessible Private Street Network



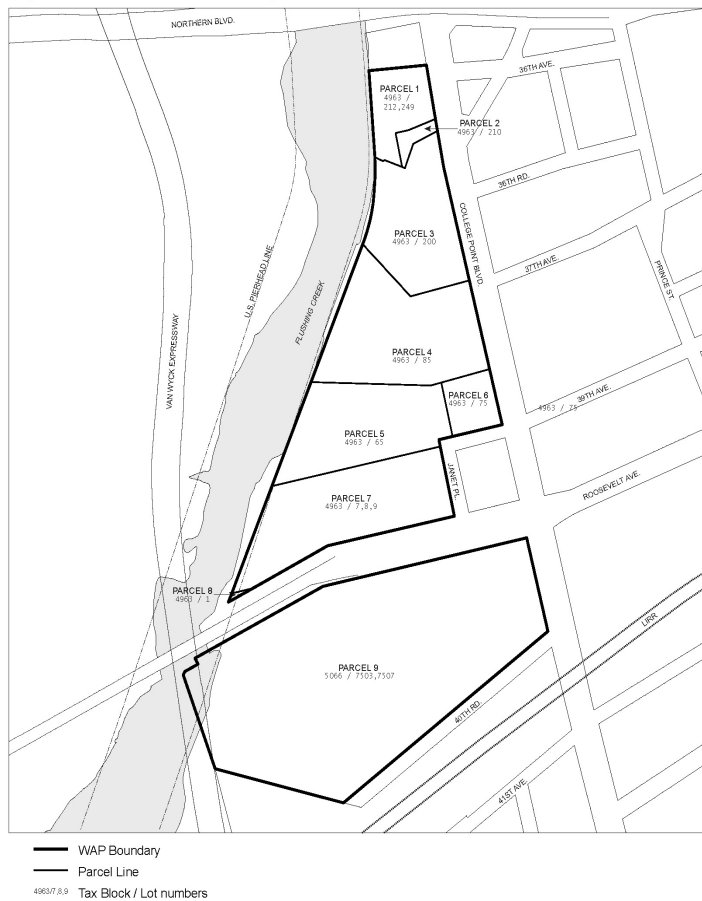
Map 3. Requirements Along Street Frontages



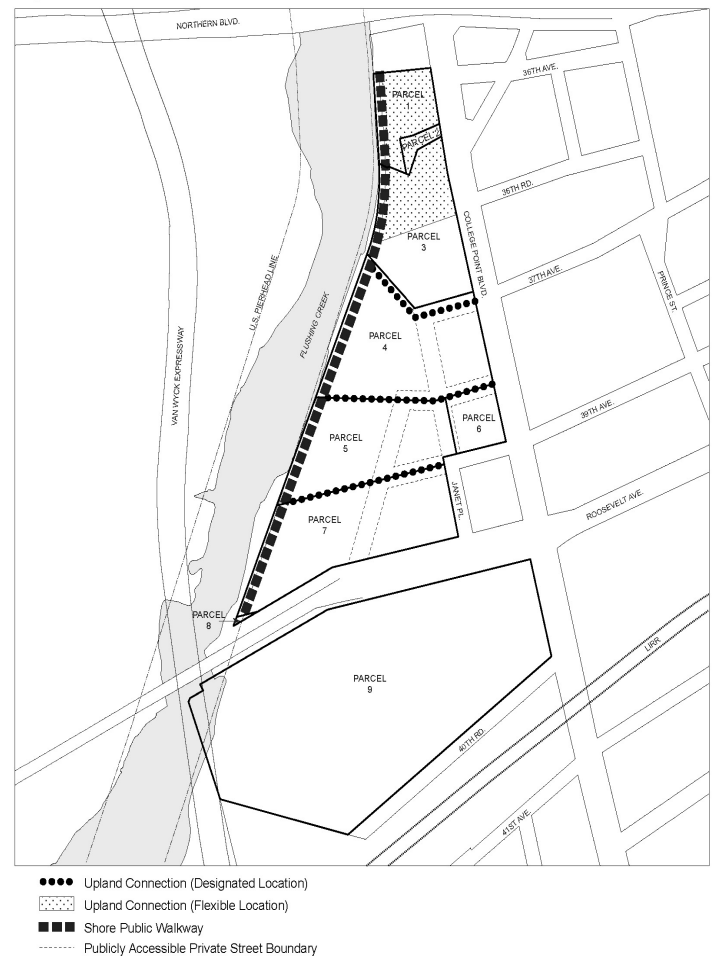
Map 5. Waterfront Access Plan: Visual Corridors



Map 4. Waterfront Access Plan: Parcel Designation



Map 6. Waterfront Access Plan: Public Access Areas



APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

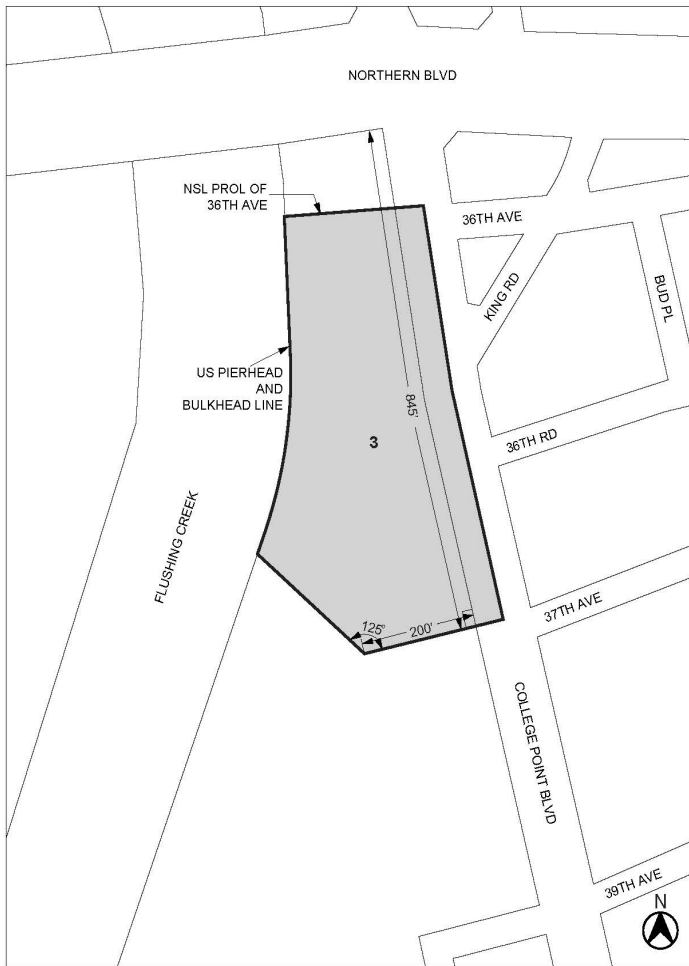
\* \* \*
\* \* \*
\* \* \*
\* \* \*

QUEENS

Queens Community District 7

Map 3 – [date of adoption]

[PROPOSED MAP]



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

Area 3 — mm/dd/yy, MIH Program Option 1 and Option 2

Portion of Community District 7, Borough of Queens

\* \* \*

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



m4-18

CITYWIDE ADMINISTRATIVE SERVICES

PUBLIC HEARINGS

DIVISION OF CITYWIDE PERSONNEL SERVICES
PROPOSED AMENDMENT TO CLASSIFICATION

PUBLIC NOTICE IS HEREBY GIVEN of a public hearing, to amend the Classification of the Classified Service of the City of New York.

A public hearing will be held by the Commissioner of Citywide Administrative Services in accordance with Rule 2.6 of the Personnel Rules and Regulations of the City of New York, at 22 Reade Street, Spector Hall, 1st Floor, New York, NY 10007, on March 25, 2020, at 10:00 A.M.

For more information, go to the DCAS website, at https://www1.nyc.gov/site/dcas/about/public-hearings.page.

RESOLVED, That the classification of the Classified Service of The City of New York is hereby amended, under the heading NEW YORK CITY HOUSING AUTHORITY [996], as follows:

I. By establishing the following managerial titles in the Exempt Class, subject to Rule X with the number of positions authorized as indicated:

Table with 3 columns: Title Code Number, Class of Positions, Number of Positions Authorized. Row 1: 13399 Executive Program Specialist (HA) 4# #Add 4, Delete 2

II. By establishing the following managerial titles in the Non-Competitive Class, subject to Rule X, Part I with number of positions authorized as indicated:

Table with 4 columns: Title Code Number, Class of Positions, Salary Range, Number of Positions Authorized. Rows: 10154 Deputy Executive Director (HA) ## 12# #Add 12, Delete 1; 10174 Assistant Executive Director (HA) ## 23# #Add 23, Delete 4

## These are Management Classes of positions paid in accordance with the Pay Plan for Management Employees. Salaries for these positions are set at a rate in accordance with duties and responsibilities. Part I positions are designated as confidential or policy influencing under Rule 3.2.3 (b) of the Personnel Rules and Regulations of the City of New York and therefore, are not covered by Section 75 of the Civil Service Law.

DEPARTMENT OF CITYWIDE ADMINISTRATIVE SERVICES
Lisette Camilo
Commissioner

Accessibility questions: accessibility@dcas.nyc.gov, (212) 386-0256, by: Wednesday, March 18, 2020, 5:00 P.M.



m16-18

DIVISION OF CITYWIDE PERSONNEL SERVICES
PROPOSED AMENDMENT TO CLASSIFICATION

PUBLIC NOTICE IS HEREBY GIVEN of a public hearing, to amend the Classification of the Classified Service of the City of New York.

A public hearing will be held by the Commissioner of Citywide Administrative Services in accordance with Rule 2.6 of the Personnel Rules and Regulations of the City of New York, at 22 Reade Street, Spector Hall, 1st Floor, New York, NY 10007, on March 25, 2020, at 10:00 A.M.

For more information go to the DCAS website, at: https://www1.nyc.gov/site/dcas/about/public-hearings.page

RESOLVED, that the classification of the Classified Service of the City of New York is hereby amended, under the heading THE OFFICE OF THE BROOKLYN BOROUGH PRESIDENT [012] as follows:

I. By including the following non-managerial titles and positions in the Exempt class, subject to Rule X, as indicated:

Table with 3 columns: Title Code, Class of Positions, No. of Positions Authorized. Rows: 13210 Assistant to the President 20; XXXXX Special Assistant to the President (BPK) 2; XXXXX Research and Liaison Coordinator (BPK) 4; XXXXX Chauffeur-Attendant (BPK) 3

Accessibility questions: accessibility@dcas.nyc.gov, (212) 386-0256, by: Wednesday, March 18, 2020, 5:00 P.M.



m16-18

DIVISION OF CITYWIDE PERSONNEL SERVICES  
PROPOSED AMENDMENT TO CLASSIFICATION

**PUBLIC NOTICE IS HEREBY GIVEN** of a public hearing, to amend the Classification of the Classified Service of the City of New York.

A public hearing will be held by the Commissioner of Citywide Administrative Services in accordance with Rule 2.6 of the Personnel Rules and Regulations of the City of New York, at 22 Reade Street, Spector Hall, 1st Floor, New York, NY 10007, on **March 25, 2020, at 10:00 A.M.**

For more information go to the DCAS website, at: [http://www.nyc.gov/html/dcas/html/work/Public\\_Hearing.shtml](http://www.nyc.gov/html/dcas/html/work/Public_Hearing.shtml).

**RESOLVED**, that the Classification of the Classified Service of the City of New York is hereby amended, under the heading of **NEW YORK CITY TRANSIT AUTHORITY [998]** as follows:

I. To classify the following title in the Exempt Class, subject to Rule X with number of positions authorized as indicated:

Title Code Number	Class of Positions	Annual Salary Range Effective 10.11.19		Number of Authorized Positions
		Incumbent Minimum	Maximum	
12814	Confidential Secretary # delete 7, add 50	\$54,027	\$91,310	50#

Accessibility questions: accessibility@dcas.nyc.gov, (212) 386-0256, by: Wednesday, March 18, 2020, 5:00 P.M.



m16-18

**CIVIC ENGAGEMENT COMMISSION**

MEETING

The Civic Engagement Commission will hold a public meeting, at **4:00 P.M., on Wednesday, March 25th, 2020, at 1 Centre Street in the Public Hearing Room, 9th Floor, (North Entrance), Borough of Manhattan, New York, NY 10007.** The Commission will discuss the final revision made, to the proposed methodology for the Poll Site Language Assistance Program, based on the public comments submitted. The Poll Site Language Assistance Program provides interpreters, at New York City poll sites to assist limited English Proficient (LEP) voters with casting a ballot.

In November 2018, New York City voters approved Charter revisions that established the New York City Civic Engagement Commission, which can be found in Chapter 76 of the New York City Charter. The Commission's purpose is to enhance civic participation through a variety of initiatives, including participatory budgeting, expanded poll site interpretation and assistance to community boards.

For more information about the Commission, please visit the Commission's website.

The meeting is open, to the public. CEC will provide a period, at the end of its meeting for public comment related, to the mission and activities of the Commission. Please note that public comment is limited to three minutes. This time is intended for comment and is not designated for questions and answers. To allow for comment in an orderly fashion, please sign up by emailing your name and affiliation to [info@civicengagement.nyc.gov](mailto:info@civicengagement.nyc.gov), by **5:00 P.M., Monday, March 23rd, 2020.**

**What if I need assistance to participate in the meeting?** The meeting location is accessible to individuals using wheelchairs or other mobility devices. Free induction loop systems and ASL interpreters will be available upon request. Free interpretation services will be available in Spanish. Other languages also will be available upon request. Please make any such requests or other accessibility requests, no later than **5:00 P.M., Thursday, March 19th, 2020**, by emailing [info@civicengagement.nyc.gov](mailto:info@civicengagement.nyc.gov), or calling (646) 769-6026.

The public can view a live stream of this meeting along with past Commission meetings and hearings on the Commission's website, in the Meetings section.

Accessibility questions: Francis Urroz (646) 769-6026, [info@civicengagement.nyc.gov](mailto:info@civicengagement.nyc.gov), by: Thursday, March 19, 2020, 6:00 P.M.



m11-20

**COMMUNITY BOARDS**

PUBLIC HEARINGS

CORRECTED NOTICE

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

BOROUGH OF THE BRONX

COMMUNITY BOARD NO. 10 - Thursday, March 19, 2020, 7:00 P.M., Villa Barone Manor, 737 Throggs Neck Expressway, Bronx, NY 10465.

#2019-171-BZ

An application, to the New York City Board of Standards and Appeals on seeking a Special Permit, pursuant to Zoning Resolution 73-211. The application seeks a Special Permit, to permit the operation of an Automotive Service Station (UG16B), with an accessory convenience store contrary to Zoning Resolution 32-10, C2-2/R6 and M1-1 zoning districts, at 1610 Eastchester Road aka 1490 Williamsbridge Road, Block 4081, Lot 4, Borough of the Bronx.

Accessibility questions: Bronx Community Board #10: (718) 892-1161 [bx10@cb.nyc.gov](mailto:bx10@cb.nyc.gov), by: Monday, March 16, 2020, 5:00 P.M.



m11-19

**NOTICE IS HEREBY GIVEN** that the following matter has been scheduled for public hearing by Community Board:

BOROUGH OF THE BRONX

COMMUNITY BOARD NO. 10 - Thursday, March 19, 2020, 7:00 P.M., Villa Barone Manor, 737 Throggs Neck Expressway, Bronx, NY 10465.

ULURP-N200216 ECX, DCA #13417-2019-ASWC

**IN THE MATTER OF** an application submitted by the NYC Department of City Planning and the NYC Department of Consumer Affairs, for the renewal of an enclosed sidewalk cafe for George's Restaurant, 3000 Buhre Avenue, Bronx, NY 10461, for 11 tables and 44 chairs.

Accessibility questions: Bronx CB #10, (718) 892-1161, by: Monday, March 16, 2020, 4:00 P.M.



m13-19

**BOARD OF EDUCATION RETIREMENT SYSTEM**

MEETING

The Board of Trustees of the Board of Education Retirement System, will be meeting, at 5:00 P.M., on Wednesday, March 18, 2020, at The High School of Fashion Industries, at 225 West 24th Street, Room 821, New York, NY 10011.

m4-18

**EMPLOYEES' RETIREMENT SYSTEM**

MEETING

Please be advised, that the next Investment Meeting of the Board of Trustees of the New York City Employees' Retirement System, has been scheduled for Wednesday, March 18, 2020, at 9:00 A.M. To be held, at the NYC Comptroller's Office, 1 Centre Street, 10th Floor, Room 1005 Northside, New York, NY 10007.

m11-17

**NEW YORK CITY FIRE PENSION FUND**

■ MEETING

Please be advised, that the trustees of the New York City Fire Pension Fund, will be holding a Board of Trustees Meeting, on March 18, 2020, at 9:00 A.M. To be held, at the Municipal Building, One Centre Street, New York, NY.



m12-18

Please be advised that the trustees of the New York City Fire Pension Fund, will be holding a Board of Trustees Meeting, on March 25, 2020, at 9:00 A.M. To be held, at the New York City Fire Pension Fund, One Battery Park Plaza, 9th Floor, New York, NY 10004.



m17-25

**HOUSING AUTHORITY**

■ MEETING

The next Board Meeting of the New York City Housing Authority, is scheduled, for Wednesday, March 25, 2020, at 10:00 A.M., in the Board Room, on the 12th Floor, of 250 Broadway, New York, NY (unless otherwise noted). Copies of the Calendar, will be available, on NYCHA's website, or may be picked up, at the Office of the Corporate Secretary, at 250 Broadway, 12th Floor, New York, NY, no earlier than 24 hours before the upcoming Board Meeting. Copies of the Minutes, will also be available, on NYCHA's website, or may be picked up, at the Office of the Corporate Secretary, no earlier than 3:00 P.M., on the Thursday following the Board Meeting.

Any changes to the schedule, will be posted here, and on NYCHA's website, at <http://www1.nyc.gov/site/nycha/about/board-calendar.page>, to the extent practicable, at a reasonable time, before the meeting.

The meeting, is open to the public. Pre-Registration, at least 45 minutes before the scheduled Board Meeting, is required by all speakers. Comments are limited to the items on the Calendar. Speaking time will be limited to three minutes. The public comment period will conclude upon all speakers being heard or, at the expiration of 30 minutes allotted by law, for public comment, whichever occurs first.

The meeting, will be streamed live, on NYCHA's website, at <http://nyc.gov/nycha>, and <http://on.nyc.gov/boardmeetings>.

For additional information, please visit NYCHA's website, or contact (212) 306-6088.

Accessibility questions: Office of the Corporate Secretary by phone at (212) 306-6088, or by email, at [corporate.secretary@nychanyc.gov](mailto:corporate.secretary@nychanyc.gov), by: Wednesday, March 11, 2020, 5:00 P.M.



m4-25

**HOUSING PRESERVATION AND DEVELOPMENT**

■ PUBLIC HEARINGS

**PLEASE TAKE NOTICE** that a public hearing will be held, on April 28th, 2020, at 1 Centre Street, Manhattan, Mezzanine, at 10:00 A.M., or as soon thereafter as the matter may be reached on the calendar, at which time and place those wishing to be heard, will be given an opportunity to be heard concerning the proposed disposition of the real property identified below.

Pursuant to Section 695(2)(b) of the General Municipal Law and Section 1802(6)(j) of the Charter, the Department of Housing Preservation and Development ("HPD") of the City of New York ("City") has proposed the sale of the following City-Owned property (collectively, "Disposition Area") in the Borough of The Bronx:

Address	Block/Lot(s)
993 Union Avenue	(B: 2669; L: 41)
995 Union Avenue	(B: 2669; L: 40)
774 Union Avenue	(B: 2676; L: 36)
1042 Longfellow Avenue	(B: 2756; L: 71)

Under HPD's Affordable Neighborhood Cooperative Program, occupied City-Owned residential buildings are purchased by Restoring

Communities Housing Development Fund Corporation ("Sponsor") and then rehabilitated by a private developer selected through a request for qualifications. Upon conveyance, to the Sponsor, buildings will be managed by the private developers. Following completion of rehabilitation, Sponsor conveys the building to a cooperative housing development fund corporation ("Cooperative Corporation") formed by the building's tenants. The cooperative interests attributable to occupied apartments will be sold, to the existing tenants for \$2,500 per apartment. The cooperative interests attributable to vacant apartments will be sold for a price affordable to families earning no more than 165% of the area median income.

Under the proposed project, the City will sell the Disposition Area to Sponsor for the nominal price of one dollar (\$1.00) per building. When completed, the project will provide 69 affordable cooperative dwelling units and 2 superintendent's units.

At the time of sale, the Sponsor will be required to sign a rental regulatory agreement with HPD containing, among other things, restrictions on rents, incomes, and assets. When the Sponsor conveys the building, to the Cooperative Corporation upon the completion of rehabilitation, the Cooperative Corporation will be required to sign a cooperative regulatory agreement with HPD containing, among other things, restrictions on sale prices, incomes, and assets as well as requirements for a flip tax and building reserve fund.

The appraisal and the proposed Land Disposition Agreement and Project Summary are available for public examination, at the office of HPD, 100 Gold Street, Room 5-I, New York, NY on business days during business hours.

The hearing location is accessible to individuals using wheelchairs or other mobility devices. For further information on accessibility or to make a request for accommodation, such as sign language interpretation services, please contact the Mayor's Office Of Contract Services ("MOCS") via email, at [disabilityaffairs@mocs.nyc.gov](mailto:disabilityaffairs@mocs.nyc.gov) or via phone, at (212) 788-0010. TDD users should call Verizon relay services. 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.

m17

**INDEPENDENT BUDGET OFFICE**

■ PUBLIC HEARINGS

The New York City Independent Budget Office Advisory Board, will hold a meeting on Tuesday, March 24, beginning at 8:30 A.M., at the offices of the NYC Independent Budget Office, 110 William Street, 14<sup>th</sup> Floor. There will be an opportunity for the public to address the advisory board during the public portion of the meeting.

Accessibility questions: Doug Turetsky (212) 442-0629, [dougt@ibo.nyc.ny.us](mailto:dougt@ibo.nyc.ny.us), by: Monday, March 23, 2020, 5:00 P.M.



m9-24

**OFFICE OF LABOR RELATIONS**

■ MEETING

The New York City Deferred Compensation Plan Board, will hold its next Deferred Compensation Plan Hardship Board meeting, on Thursday, March 19, 2020, at 3:00 P.M. The meeting will be held, at 22 Cortlandt Street, 28th Floor, Conference Room A, New York, NY 10007.

m12-19

**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, March 24, 2020, 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.

**295 Clermont Avenue - Fort Greene Historic District**

**LPC-20-02842** - Block 2105 - Lot 15 - **Zoning:** R6B  
**CERTIFICATE OF APPROPRIATENESS**

A Second Empire style rowhouse, built in 1867. Application is to construct a side yard addition.

**5 Hampton Place - Crown Heights North III Historic District**

**LPC-20-04101** - Block 1244 - Lot 40 - **Zoning:** 17A  
**CERTIFICATE OF APPROPRIATENESS**

A Colonial Revival style rowhouse, designed by Irving B. Ells and built in 1899-1902. Application is to alter the rear façade.

**112-07 178th Street - Addisleigh Park Historic District**

**LPC-20-07066** - Block - Lot 27 - **Zoning:** R-2  
**CERTIFICATE OF APPROPRIATENESS**

A free-standing house and garage, designed by H.T. Aspinwall and built in 1930-1932. Application is to replace roofing.

**15 Center Drive - Douglaston Historic District**

**LPC-19-37705** - Block 8064 - Lot 87 - **Zoning:** R1-2  
**CERTIFICATE OF APPROPRIATENESS**

A Tudor Cottage style house, built c. 1920. Application is to replace windows and construct a rear yard addition.

**657 Greenwich Street, aka 653-677 Greenwich Street, 132-144 Christopher Street - Greenwich Village Historic District**

**LPC-20-07474** - Block 605 - Lot 31, 7501 - **Zoning:** R6  
**CERTIFICATE OF APPROPRIATENESS**

A Federal style church building, built in 1821-1822; a Federal style rowhouse built in 1825-1826; and a school building, designed by Thomas M. Bell and built in 1955. Application is to alter a fence.

**446 Broadway - SoHo-Cast Iron Historic District**

**LPC-20-05818** - Block 232 - Lot 6 - **Zoning:** M1-5B  
**CERTIFICATE OF APPROPRIATENESS**

A store building, designed by J.B. Snook and built in 1876-1877. Application is to install storefront and entrance infill and alter vault light covers.

**68 West 10th Street - Greenwich Village Historic District**

**LPC-20-03340** - Block 575 - Lot 8 - **Zoning:** C4-5R6  
**CERTIFICATE OF APPROPRIATENESS**

A Romanesque Revival style apartment house, designed by George Keister and built 1892. Application is to alter masonry openings and the areaway.

**66 & 68 West 10th Street - Greenwich Village Historic District**

**LPC-20-03341** - Block 573 - Lot 9 - **Zoning:** R6 & C4-5R6  
**MODIFICATION OF USE AND BULK**

A Romanesque Revival style apartment house, designed by George Keister and built 1892. Application is to request that the Landmarks Preservation Commission, issue a report to the City Planning Commission, relating to an application for a Modification of Use, pursuant to Section 74-711 of the Zoning Resolution.

**242 West 10th Street - Greenwich Village Historic District**

**LPC-20-07360** - Block 619 - Lot 14 - **Zoning:** R6  
**CERTIFICATE OF APPROPRIATENESS**

A late Italianate style apartment house, built in 1860. Application is to install through-the-wall HVAC units.

**240 West 10th Street - Greenwich Village Historic District**

**LPC-20-07361** - Block 619 - Lot 15 - **Zoning:** R6  
**CERTIFICATE OF APPROPRIATENESS**

A late Italianate style apartment house, built in 1860. Application is to install through-the-wall HVAC units.

**610 Fifth Avenue, 620 Fifth Avenue, 626 Fifth Avenue, 630 Fifth Avenue, 636 Fifth Avenue, 1 Rockefeller Plaza and 30 Rockefeller Plaza -**

**LPC-20-07949** - Block Mult - Lot Mult - **Zoning:** C5-2.5, C5-3  
**CERTIFICATE OF APPROPRIATENESS**

Seven office buildings, including The British Building; La Maison Francaise; Palazzo d'Italia; International Building; International Building North; 1 Rockefeller Plaza Building; and RCA Building, designed by a consortium of architects known as the Associated Architects, with portions, designed by a group of fine artists, built in 1932-34 and 1936-38 as parts of an Art Deco style office, commercial and entertainment complex. Application is to establish a Master Plan, governing the future installation of storefronts and signage.

**630 Fifth Avenue aka 45 Rockefeller Plaza - Individual Landmark**

**LPC-20-07947** - Block 1266 - Lot 1 in part - **Zoning:** C5-2.5, C5-3  
**CERTIFICATE OF APPROPRIATENESS**

An office tower with lower eastern wings (626 and 636 Fifth Avenue), designed by a consortium of architects, known as the Associated Architects, with portions designed by a group of fine artists, built in 1933-34 as part of an Art Deco style office, commercial and entertainment complex. Application is to install signage.

**630 Fifth Avenue aka 45 Rockefeller Plaza, 1 Rockefeller Plaza and 50 Rockefeller Plaza - Individual Landmark**

**LPC-20-07948** - Block Mult - Lot Mult - **Zoning:** C5-2.5, C5-3  
**CERTIFICATE OF APPROPRIATENESS**

Three office buildings, designed by a consortium of architects known as the Associated Architects, with portions, designed by a group of fine artists, built in 1933-34 and 1936-1938 as parts of an Art Deco style office, commercial and entertainment complex. Application is to modify openings and replace storefront and entry infill.

**34 East 70th Street - Upper East Side Historic District**

**LPC-20-08145** - Block 1384 - Lot 46 - **Zoning:** R8B  
**CERTIFICATE OF APPROPRIATENESS**

A Neo-Medieval style residence, originally built as two rowhouses in 1884-85, altered and combined by William Lawrence Bottomley in 1924. Application is to alter the façade, construct rooftop and rear yard additions, excavate the areaway and modify masonry openings.

**420 Riverside Drive - Morningside Heights Historic District**

**LPC-19-40117** - Block 1896 - Lot 1 - **Zoning:** R8  
**CERTIFICATE OF APPROPRIATENESS**

An Renaissance Revival style apartment building, designed by Gaetan Ajello and built in 1911-12. Application is to establish a Master Plan, governing the future installation of windows.

**m11-24**

**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, March 17, 2020, 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.

**134 Greenpoint Avenue - Greenpoint Historic District**

**LPC-20-01260** - Block 2563 - Lot 32 - **Zoning:** R6A  
**CERTIFICATE OF APPROPRIATENESS**

An altered flathouse, designed by Claus Dunkhase and built in 1890. Application is to alter the façade.

**136 Fort Greene Place - Brooklyn Academy of Music Historic District**

**LPC-20-07252** - Block 2112 - Lot 54 - **Zoning:** R6B  
**CERTIFICATE OF APPROPRIATENESS**

An Italianate style rowhouse, designed by Effingham H. Nichols and built in 1859. Application is to replace windows.

**120 Broadway - Individual Landmark**

**LPC-20-04905** - Block 47 - Lot 7501 - **Zoning:** C5-5  
**CERTIFICATE OF APPROPRIATENESS**

A Beaux-Arts style office building, designed by E. R. Graham and built in 1913-15. Application is to modify a window opening and install a barrier-free access ramp and entrance infill.

**61-63 Crosby Street - SoHo-Cast Iron Historic District Extension**

**LPC-20-04189** - Block 482 - Lot 13 - **Zoning:** M1-5B  
**MODIFICATION OF USE AND BULK**

An Italianate style store and loft building, with Neo-Grec style features, designed by W. Joralemon and built in 1873-1874, and altered by Theodore A. Tribit in 1875. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission, relating to an application for a Modification of Use and Bulk, pursuant to Section 74-711 of the Zoning Resolution.

**71 Jane Street - Greenwich Village Historic District**

**LPC-20-06985** - Block 642 - Lot 63 - **Zoning:** R6  
**CERTIFICATE OF APPROPRIATENESS**

A Greek Revival style rowhouse, built in 1846-47. Application is to construct a rear yard addition, excavate the rear yard, and modify openings.

**16 Leroy Street - Greenwich Village Historic District Extension II**

**LPC-20-03507** - Block 586 - Lot 15 - **Zoning:** R6  
**CERTIFICATE OF APPROPRIATENESS**

A Greek Revival style rowhouse, built c. 1835. Application is to construct a rear yard addition, and install solar panels and a skylight.

**196 6th Avenue - Sullivan-Thompson Historic District**

**LPC-20-06205** - Block 504 - Lot 14 - **Zoning:** R7-2  
**CERTIFICATE OF APPROPRIATENESS**

A Postmodern style apartment building, originally built as a police station by Nathaniel Bush in 1893, and redesigned by Terrance R. Williams in 1987. Application is to replace a solarium and construct a pergola.

**1158 Broadway - Madison Square North Historic District**

**LPC-20-05685** - Block 829 - Lot 30 - **Zoning:** M1-6

**CERTIFICATE OF APPROPRIATENESS**

A building, originally built in 1880-81 and converted to an office building, with a new facade in 1959. Application is to alter a storefront and install signage and an awning.

**1501 Broadway, aka 1493-1505 Broadway, 201-215 West 43rd Street, and 200-214 West 44th Street - Individual Landmark LPC-20-06239** - Block 1015 - Lot 29 - **Zoning:** C6-7T

**MISCELLANEOUS - AMENDMENT**

A French Beaux-Arts style setback skyscraper, designed by Cornelius Ward Rapp and George Leslie Rapp and built in 1926-1927. Application is to amend Certificate of Appropriateness 19-21562, establishing a master plan for the future installation of storefronts and signage, and to install a marquee.

**610 Fifth Avenue, 620 Fifth Avenue, 626 Fifth Avenue, 630 Fifth Avenue, 636 Fifth Avenue, 1 Rockefeller Plaza, 30 Rockefeller Plaza**

**LPC-20-07949** - Block Mult - Lot Mult - **Zoning:** C5-2.5, C5-3

**CERTIFICATE OF APPROPRIATENESS**

Seven office buildings, including The British Building; La Maison Francaise; Palazzo d'Italia; International Building; International Building North; 1 Rockefeller Plaza Building; and RCA Building, designed by a consortium of architects, known as the Associated Architects, with portions designed by a group of fine artists, built in 1932-34 and 1936-38 as parts of an Art Deco style office, commercial and entertainment complex. Application is to establish a Master Plan governing the future installation of storefronts and signage.

**630 Fifth Avenue aka 45 Rockefeller Plaza - Individual Landmark**

**LPC-20-07947** - Block 1266 - Lot 1 in part - **Zoning:** C5-2.5, C5-3

**CERTIFICATE OF APPROPRIATENESS**

An office tower with lower eastern wings (626 and 636 Fifth Avenue), designed by a consortium of architects known as the Associated Architects, with portions designed by a group of fine artists, built in 1933-34 as part of an Art Deco style office, commercial and entertainment complex. Application is to install signage.

**630 Fifth Avenue aka 45 Rockefeller Plaza, 1 Rockefeller Plaza, 50 Rockefeller Plaza - Individual Landmark**

**LPC-20-07948** - Block Mult - Lot Mult - **Zoning:** C5-2.5, C5-3

**CERTIFICATE OF APPROPRIATENESS**

Three office buildings, designed by a consortium of architects known as the Associated Architects, with portions designed by a group of fine artists, built in 1933-34 and 1936-1938, as parts of an Art Deco style office, commercial and entertainment complex. Application is to modify openings and replace storefront and entry infill.

**120 West 74th Street - Upper West Side/Central Park West Historic District**

**LPC-20-05622** - Block 1145 - Lot 41 - **Zoning:** R8B

**CERTIFICATE OF APPROPRIATENESS**

A Queen Anne/Romanesque Revival style rowhouse, designed by Thom & Wilson and built in 1886-1887. Application is to alter the areaway and construct a ramp and garbage enclosure.

**2 West 67th Street - Upper West Side/Central Park West Historic District**

**LPC-19-41013** - Block 1119 - Lot 36 - **Zoning:** R10A - C4-7

**CERTIFICATE OF APPROPRIATENESS**

A Neo-Renaissance style studio building, designed by Rich & Mathesius and built in 1919. Application is to replace windows.

**244 Riverside Drive - Riverside - West End Historic District Extension II**

**LPC-20-05813** - Block 1887 - Lot 36 - **Zoning:** R10A

**CERTIFICATE OF APPROPRIATENESS**

A Renaissance Revival style tenement building, designed by Robert T. Lyons and built in 1907. Application is to install barrier-free access ramps.

**1295 Madison Avenue (aka 43 East 92nd Street) - Expanded Carnegie Hill Historic District**

**LPC-20-06688** - Block 1504 - Lot 20 - **Zoning:** R10 C1-5

**CERTIFICATE OF APPROPRIATENESS**

A Neo-Renaissance style hotel building, designed by Louis Korn and built in 1899-1900. Application is to alter facades, fill in light courts and construct a rooftop addition.

**404 Richmond Terrace - St. George/New Brighton Historic District**

**LPC-20-04704** - Block 3 - Lot 40 - **Zoning:** R3AR5

**CERTIFICATE OF APPROPRIATENESS**

A Greek Revival style freestanding house, built c. 1835 and altered in 1924-25 by Sibley & Fetherston. Application is to legalize site work completed in non-compliance with Certificate of Appropriateness 16-8956 and Miscellaneous/Amendment 18-6025.

**m4-17**

**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, March 24, 2020, 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.

**Manida Street Historic District**

**LP-2644** - Block - Lot - **Zoning:**

**ITEM PROPOSED FOR PUBLIC HEARING**

The proposed Manida Street Historic District consists of the properties, bounded by a line beginning on the eastern curbline of Manida Street at a point on a line extending westerly from the northern property line of 870 Manida Street, and extending easterly along said line and along the northern property line of 870 Manida Street, southerly along the eastern property lines of 870, to 814 Manida Street, westerly along the southern property line of 814 Manida Street, to the eastern curbline of Manida Street, northerly along said curbline, to a point on a line extending easterly from the southern property line of 819 Manida Street, westerly along said line across Manida Street and along the southern property line of 819 Manida Street, northerly along the western property lines of 819, to 861 Manida Street, easterly along the northern property line of 861 Manida Street and across Manida Street, to its eastern curbline, and northerly along said curbline, to the point of beginning.

**m11-24**

**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, 9<sup>th</sup> Floor, Room 945, commencing at 2:00 P.M. on Wednesday, March 25, 2020. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9<sup>th</sup> Floor SW, New York, NY 10041, or by calling (212) 839-6550.

**#1 IN THE MATTER OF** a proposed revocable consent authorizing 777 Washington LLC, to continue to maintain and use a snowmelt system, in the south sidewalk of Jane Street, east of Washington Street, and in the east sidewalk of Washington Street, south of Jane Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2019 to June 30, 2029 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #1333**

- For the period July 1, 2019 to June 30, 2020 - \$3,432
- For the period July 1, 2020 to June 30, 2021 - \$3,484
- For the period July 1, 2021 to June 30, 2022 - \$3,536
- For the period July 1, 2022 to June 30, 2023 - \$3,588
- For the period July 1, 2023 to June 30, 2024 - \$3,640
- For the period July 1, 2024 to June 30, 2025 - \$3,692
- For the period July 1, 2025 to June 30, 2026 - \$3,744
- For the period July 1, 2026 to June 30, 2027 - \$3,796
- For the period July 1, 2027 to June 30, 2028 - \$3,848
- For the period July 1, 2028 to June 30, 2029 - \$3,900

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.

**#2 IN THE MATTER OF** a proposed revocable consent authorizing 980 Madison Owner LLC, to continue to maintain and use a sculptural group, on the face of building, on the west sidewalk of Madison Avenue, between East 76<sup>th</sup> and East 77<sup>th</sup> Streets, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2019 to June 30, 2029, and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #96**

- For the period July 1, 2019 to June 30, 2020 - \$4,536
- For the period July 1, 2020 to June 30, 2021 - \$4,605
- For the period July 1, 2021 to June 30, 2022 - \$4,674
- For the period July 1, 2022 to June 30, 2023 - \$4,743
- For the period July 1, 2023 to June 30, 2024 - \$4,812
- For the period July 1, 2024 to June 30, 2025 - \$4,881
- For the period July 1, 2025 to June 30, 2026 - \$4,950
- For the period July 1, 2026 to June 30, 2027 - \$5,019
- For the period July 1, 2027 to June 30, 2028 - \$5,088
- For the period July 1, 2028 to June 30, 2029 - \$5,157

the maintenance of a security deposit in the sum of \$5,200 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.

**#3 IN THE MATTER OF** a proposed revocable consent authorizing Beth Israel Medical Center, to continue to maintain and use the vaults, under the south sidewalk of East 17<sup>th</sup> Street east of Nathan D. Perlman Place, and under the east sidewalk of Nathan D. Perlman Place south of East 17<sup>th</sup> Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2019 to June 30, 2029, and provides among other terms and schedule: **R.P. #1712**

For the period July 1, 2019 to June 30, 2020 - \$28,470  
 For the period July 1, 2020 to June 30, 2021 - \$28,904  
 For the period July 1, 2021 to June 30, 2022 - \$29,338  
 For the period July 1, 2022 to June 30, 2023 - \$29,772  
 For the period July 1, 2023 to June 30, 2024 - \$30,206  
 For the period July 1, 2024 to June 30, 2025 - \$30,640  
 For the period July 1, 2025 to June 30, 2026 - \$31,074  
 For the period July 1, 2026 to June 30, 2027 - \$31,508  
 For the period July 1, 2027 to June 30, 2028 - \$31,942  
 For the period July 1, 2028 to June 30, 2029 - \$32,376

the maintenance of a security deposit in the sum of \$32,400 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.

**#4 IN THE MATTER OF** a proposed revocable consent authorizing BOP NW Loft LLC, to construct, maintain and use 27 security bollards along the south sidewalk of West 33<sup>rd</sup> Street, between Ninth Avenue and Tenth Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #2478**

There shall be no compensation required for this Consent in accordance with Title 34 Section 7-04(a)(33) of the Rules of the City of New York.

the maintenance of a security deposit in the sum of \$25,000 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.

**#5 IN THE MATTER OF** a proposed revocable consent authorizing Consolidated Edison Company of New York, Inc., to construct, maintain and use a gas main, 10-inch outside diameter with plastic casing and 16-inch outside diameter with steel casing, under the City Island Bridge, between City Island Avenue and Pelham Bay Park, in the Borough of the Bronx. The proposed revocable consent is for a term of ten years from the approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #2506**

From the Approval Date to June 30, 2020 - \$6,154/per annum  
 For the period July 1, 2020 to June 30, 2021 - \$6,235  
 For the period July 1, 2021 to June 30, 2022 - \$6,316  
 For the period July 1, 2022 to June 30, 2023 - \$6,397  
 For the period July 1, 2023 to June 30, 2024 - \$6,478  
 For the period July 1, 2024 to June 30, 2025 - \$6,559  
 For the period July 1, 2025 to June 30, 2026 - \$6,640  
 For the period July 1, 2026 to June 30, 2027 - \$6,721  
 For the period July 1, 2027 to June 30, 2028 - \$6,802  
 For the period July 1, 2028 to June 30, 2029 - \$6,883  
 For the period July 1, 2029 to June 30, 2030 - \$6,964

the maintenance of a security deposit in the sum of \$150,000 and the insurance shall be in the amount of Thirty Five Million Dollars (\$35,000,000) per occurrence for bodily injury and property damage, Five Million Dollars (\$5,000,000) for personal and advertising injury, Thirty Five Million Dollars (\$35,000,000) aggregate, and Five Million Dollars (\$5,000,000) products/completed operations.

**#6 IN THE MATTER OF** a proposed revocable consent authorizing Grand Millennium Condominium, to continue to maintain and use an electrical conduit under and along the west sidewalk of Broadway, south of West 67<sup>th</sup> Street, under and along the south sidewalk of West 67<sup>th</sup> Street, west of Broadway, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2018 to June 30, 2028 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #1669**

For the period July 1, 2018 to June 30, 2019 - \$3,481  
 For the period July 1, 2019 to June 30, 2020 - \$3,537

For the period July 1, 2020 to June 30, 2021 - \$3,593  
 For the period July 1, 2021 to June 30, 2022 - \$3,649  
 For the period July 1, 2022 to June 30, 2023 - \$3,705  
 For the period July 1, 2023 to June 30, 2024 - \$3,761  
 For the period July 1, 2024 to June 30, 2025 - \$3,817  
 For the period July 1, 2025 to June 30, 2026 - \$3,873  
 For the period July 1, 2026 to June 30, 2027 - \$3,929  
 For the period July 1, 2027 to June 30, 2028 - \$3,985

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.

**#7 IN THE MATTER OF** a proposed revocable consent authorizing New York and Presbyterian Hospital, to continue to maintain and use nine pedestrian information sign posts and two campus directory maps along the sidewalks of 165<sup>th</sup> Street, between Riverside Drive and Broadway, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2019 to June 30, 2029 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #2106**

For the period July 1, 2019 to June 30, 2020 - \$5,149  
 For the period July 1, 2020 to June 30, 2021 - \$5,227  
 For the period July 1, 2021 to June 30, 2022 - \$5,305  
 For the period July 1, 2022 to June 30, 2023 - \$5,383  
 For the period July 1, 2023 to June 30, 2024 - \$5,461  
 For the period July 1, 2024 to June 30, 2025 - \$5,539  
 For the period July 1, 2025 to June 30, 2026 - \$5,617  
 For the period July 1, 2026 to June 30, 2027 - \$5,695  
 For the period July 1, 2027 to June 30, 2028 - \$5,773  
 For the period July 1, 2028 to June 30, 2029 - \$5,851

the maintenance of a security deposit in the sum of \$6,000 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.

**#8 IN THE MATTER OF** a proposed revocable consent authorizing New York-Presbyterian Brooklyn Methodist, to continue to maintain and use a tunnel under and across Sixth Street, east of Seventh 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. #912**

For the period July 1, 2016 to June 30, 2017 - \$6,421  
 For the period July 1, 2017 to June 30, 2018 - \$6,565  
 For the period July 1, 2018 to June 30, 2019 - \$6,709  
 For the period July 1, 2019 to June 30, 2020 - \$6,853  
 For the period July 1, 2020 to June 30, 2021 - \$6,997  
 For the period July 1, 2021 to June 30, 2022 - \$7,141  
 For the period July 1, 2022 to June 30, 2023 - \$7,285  
 For the period July 1, 2023 to June 30, 2024 - \$7,429  
 For the period July 1, 2024 to June 30, 2025 - \$7,573  
 For the period July 1, 2025 to June 30, 2026 - \$7,717

the maintenance of a security deposit in the sum of \$7,700 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 New York University, to continue to maintain and use conduits under Mercer Street, south of Bleecker Street, East 4<sup>th</sup> Street corner of Lafayette Street, Cooper Square north of East 4<sup>th</sup> Street and cables in the existing facilities of the Empire City Subway Company (Limited), in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 16, 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. #1960**

For the period July 1, 2016 to June 30, 2017 - \$20,464  
 For the period July 1, 2017 to June 30, 2018 - \$20,922  
 For the period July 1, 2018 to June 30, 2019 - \$21,380  
 For the period July 1, 2019 to June 30, 2020 - \$21,838  
 For the period July 1, 2020 to June 30, 2021 - \$22,296  
 For the period July 1, 2021 to June 30, 2022 - \$22,754  
 For the period July 1, 2022 to June 30, 2023 - \$23,212  
 For the period July 1, 2023 to June 30, 2024 - \$23,670  
 For the period July 1, 2024 to June 30, 2025 - \$24,128  
 For the period July 1, 2025 to June 30, 2026 - \$24,586

the maintenance of a security deposit in the sum of \$24,600 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 The Trustees of Columbia University, in the City of New York, to maintain and use four pedestrian information sign posts along the west sidewalk of Fort Washington Avenue, between Haven Avenue and 169th Street, and a campus directory map on the southeast corner of intersection of St. Nicholas Avenue and West 168th Street, all in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2019 to June 30, 2029 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #2097**

- For the period July 1, 2019 to June 30, 2020 - \$2,468
- For the period July 1, 2020 to June 30, 2021 - \$2,506
- For the period July 1, 2021 to June 30, 2022 - \$2,544
- For the period July 1, 2022 to June 30, 2023 - \$2,582
- For the period July 1, 2023 to June 30, 2024 - \$2,620
- For the period July 1, 2024 to June 30, 2025 - \$2,658
- For the period July 1, 2025 to June 30, 2026 - \$2,696
- For the period July 1, 2026 to June 30, 2027 - \$2,734
- For the period July 1, 2027 to June 30, 2028 - \$2,772
- For the period July 1, 2028 to June 30, 2029 - \$2,810

the maintenance of a security deposit in the sum of \$3,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence 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 five sections of guardrail on the north sidewalk of Plymouth Street, between Gold and Bridge Streets, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2019 to June 30, 2029 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. #1302**

- For the period July 1, 2019 to June 30, 2020 - \$7,141
- For the period July 1, 2020 to June 30, 2021 - \$7,234
- For the period July 1, 2021 to June 30, 2022 - \$7,327
- For the period July 1, 2022 to June 30, 2023 - \$7,420
- For the period July 1, 2023 to June 30, 2024 - \$7,513
- For the period July 1, 2024 to June 30, 2025 - \$7,606
- For the period July 1, 2025 to June 30, 2026 - \$7,699
- For the period July 1, 2026 to June 30, 2027 - \$7,792
- For the period July 1, 2027 to June 30, 2028 - \$7,885
- For the period July 1, 2028 to June 30, 2029 - \$7,978

the maintenance of a security deposit in the sum of \$10,000 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.

m5-25



**LOWER MANHATTAN DEVELOPMENT CORPORATION**

■ NOTICE

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

In the Matter of the Application of

LOWER MANHATTAN DEVELOPMENT CORPORATION,

Petitioner,

Index No. 452525/2019

To Acquire By Exercise of its Powers of Eminent Domain Title to Certain Real Property Interests for a Civic and Land Use Improvement Project Herein Known as

THE WORLD TRADE CENTER MEMORIAL AND CULTURAL PROGRAM (PHASE 2 STREET TRANSACTIONS).

**NOTICE OF ACQUISITION**

PLEASE TAKE NOTICE, that by Order of the Supreme Court of the State of New York, County of New York, IAS Part 55 (Hon. James d'Auguste), duly entered in the office of the Clerk of the County of New York on February 14, 2020, the application of the Lower Manhattan Development Corporation ("LMDC") to acquire (a) fee title to certain parcels of land in Liberty and Washington Streets with no upper or lower limiting planes, (b) certain subsurface rights in fee to certain parcels of land within the beds of Liberty and Cedar Streets, and (c) permanent, perpetual easements in volumes of spaces above portions of Fulton and Greenwich Streets, as part of the World Trade Center Memorial and Cultural Program, was granted and LMDC was thereby authorized to file an acquisition map with the Office of the Clerk of the County of New York and the Office of the City Register, Borough of Manhattan. The acquisition map, showing the property interests acquired by LMDC, was filed with the Office of the Clerk of the County of New York and with the Office of the City Register, Borough of Manhattan, on March 2, 2020. The property interests vested in LMDC on March 2, 2020.

The surface and subsurface fee interests and the permanent, perpetual easements acquired by LMDC in this acquisition are generally located within the area bounded by the northerly side of Vesey Street, the northerly side of Albany Street, the westerly right of way line of West Street, and the easterly side of Church Street, sometimes known as the World Trade Center Site (the "WTC Site") and the areas directly adjacent thereto, all in the Borough of Manhattan, City, County and State of New York.

The surface and subsurface rights acquired by LMDC in fee were acquired for the purpose of conforming ownership of the property at the WTC Site to the configuration of development sites and streets within The World Trade Center Memorial and Cultural Program General Project Plan, dated June 2, 2004, as amended through February 14, 2007 (the "Plan"). The permanent, perpetual easements were taken for the purpose of accommodating the location of portions of the PATH Oculus (i.e., the "wings") above Fulton and Greenwich Streets, and to accommodate the encroachment of a small portion of the performing arts center ("PAC") building onto Fulton Street between Washington Place and Greenwich Street.

PLEASE TAKE FURTHER NOTICE that if you intend to file a written claim, demand, or notice of appearance pursuant to § 503 of the New York State Eminent Domain Procedure Law, such claim must be filed with the Clerk of the Supreme Court of the State of New York, County of New York, with copies served upon Petitioner's counsel, Carter Ledyard & Milburn LLP, Attn: Lee A. Ohliger, Esq., 2 Wall Street, New York, New York 10005, on or before April 14, 2020.

Dated: New York, New York  
March 2, 2020

CARTER LEDYARD & MILBURN LLP

By: /s/ Michael H. Bauscher

Michael H. Bauscher

2 Wall Street  
New York, New York 10005  
(212) 732-3200

Attorneys for Petitioner,

Lower Manhattan Development Corporation

# 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 at:  
Insurance Auto Auctions, North Yard  
156 Peconic Avenue, Medford, NY 11763  
Phone: (631) 294-2797

No previous arrangements or phone calls are needed to preview.  
Hours are Monday and Tuesday from 10:00 A.M. – 2:00 P.M.

s4-f22

## 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

## HOUSING PRESERVATION AND DEVELOPMENT

### ■ PUBLIC HEARINGS

All Notices Regarding Housing Preservation and Development Dispositions of City-Owned Property appear in the Public Hearing Section.

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](http://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](http://www.nyc.gov/hhsaccelerator)

**ADMINISTRATION FOR CHILDREN'S SERVICES**

■ INTENT TO AWARD

*Services (other than human services)*

**EVIDENCE BASED MODEL DEVELOPER** - Sole Source - Available only from a single source - Due 3-27-20 at 10:00 A.M.

- PIN# 06820S0002 - Mobility Mentoring
- PIN# 06820S0003 - Brief Strategic Family Therapy (BSFT)
- PIN# 06820S0004 - Family Connections
- PIN# 06820S0005 - Solutions Based Casework
- PIN# 06820S0006 - Trauma Systems Therapy (TST)
- PIN# 06820S0007 - Child-Parent Psychotherapy
- PIN# 06820S0008 - Multisystemic Therapy (MST) and all MST adaptations.

In accordance with Section 3-05 of the Procurement Policy Board Rules, ACS intends to enter into negotiations for a sole source procurement, with the following vendors for evidence base model developer services.

- 1 Brief Strategic Family Therapy (BSFT) University of Miami, Miller School of Medicine
- 2 Mobility Mentoring Economic Mobility Pathways (EMPath)
- 3 Family Connections ACTION for Child Protection
- 4 Solutions Based Casework Social Services Associates, LLC
- 5 Trauma Systems Therapy (TST) Trauma Systems Therapy Training Center, NY University
- 6 Child-Parent Psychotherapy University of California, San Francisco
- 7 Multisystemic Therapy (MST) and all MST adaptations. MST Services, LLC

Any vendor who reasonably believes that they can provide these services, should submit an expression of interest via email prior to the Due Date stated in this advertisement.

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.

Administration for Children's Services, 150 William Street, 9th Floor, New York, NY 10038. Michael Walker (212) 341-3617; [michael.walker2@acs.nyc.gov](mailto:michael.walker2@acs.nyc.gov)

m11-17

**OFFICE OF PROCUREMENT**

■ SOLICITATION

*Services (other than human services)*

**FFT AND FFT ADAPTATIONS FOR CHILD WELFARE POPULATION** - Negotiated Acquisition - Available only from a single source - PIN#06820N0003000 - Due 3-26-20 at 10:00 A.M.

Pursuant to Section 3-04(b)(2)(ii) the Procurement Policy Board Rules (PPB), the Administration for Children's Services (ACS), plans to enter into negotiated acquisition contracts, with two entities: Functional Family Therapy LLC and Functional Family Therapy Associates, to provide training, consultation, fidelity monitoring, and data tracking to ACS and ACS-contracted providers of Functional Family Therapy (FFT) and adaptations of Functional Family Therapy, for a child welfare population. These are the only vendors known to ACS, capable of providing these services. However, any vendor who reasonably believes that they can provide these services, should submit an expression of interest, via email, prior to the Due Date stated in this advertisement.

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.

Administration for Children's Services, 150 William Street, 9th Floor, New York, NY 10038. Michael Walker (212) 341-3617; Fax: (917) 551-7329; [michael.walker2@acs.nyc.gov](mailto:michael.walker2@acs.nyc.gov)

m16-20

**BROOKLYN NAVY YARD DEVELOPMENT CORP.**

■ SOLICITATION

*Construction / Construction Services*

**BUILDING #5 PARKING LOT MODIFICATION** - Competitive Sealed Bids - PIN#000186 - Due 4-24-20 at 11:00 A.M.

Bid documents will be available as of March 9, 2020. Email: Christopher Mason, at [cmason@bnydc.org](mailto:cmason@bnydc.org), to obtain the documents.

A mandatory Pre-Proposal Conference Meeting, will be held, at BNYDC, 141 Flushing Avenue, Building #77, Suite 801, on March 24, 2020, at 11:00 A.M. Failure to attend, will result in disqualification.

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.

Brooklyn Navy Yard Development Corporation, 141 Flushing Avenue, Building #77, Suite 801, Brooklyn, NY 11205. Christopher Mason (929) 337-9930; Fax: (718) 643-9296; [cmason@bnydc.org](mailto:cmason@bnydc.org)

m16-20

**CITYWIDE ADMINISTRATIVE SERVICES**

■ SOLICITATION

*Goods*

**EXCAVATOR MULTI-PURPOSE - DEP** - Competitive Sealed Bids - PIN#8572000116 - Due 4-30-20 at 10:30 A.M.

A copy of the bid can be downloaded from the City Record Online site, at [www.nyc.gov/cityrecord](http://www.nyc.gov/cityrecord). Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email, at [dcasdmssbids@dcas.nyc.gov](mailto: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. Peter Le (212) 386-0418; [ple@dcas.nyc.gov](mailto:ple@dcas.nyc.gov)

m17

■ AWARD

*Goods*

**GSA CONTR-SAFETY AIR MONITORING SYSTEM- FDNY** - Intergovernmental Purchase - Other - PIN#8572000179 - AMT: \$249,614.67 - TO: All Safe Industries Inc., 10346 Bluegrass Parkway, Louisville, KY 40299.

GSA Contr GS-07-5501R

Suppliers wishing to be considered for a contract with the General Services Administration of the Federal Government are advised to contact the Small Business Utilization Center, Jacob K. Javits Federal Building, 26 Federal Plaza, Room 18-130, New York, NY 10278 or by phone; (212) 264-1234.

m17

**OFFICE OF CITYWIDE PROCUREMENT**

■ SOLICITATION

*Goods*

**PALLETS, WOODEN** - Competitive Sealed Bids - PIN#8572000141 - Due 4-14-20 at 10:30 A.M.

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

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, Bid Room, New York, NY 10007. Benny Zhong (212) 386-0472; bzhong@dca.ny.gov

☛ m17

## COMPTROLLER

### ■ AWARD

*Services (other than human services)*

**INVESTMENT AND FIDUCIARY ANALYSIS** - Request for Proposals - PIN#01519823101ZQ - AMT: \$385,000.00 - TO: Meketa Investment Group, Inc., 100 Lowder Brook Drive, Suite 1100, Westwood, MA 02090.

☛ m17

## CORRECTION

### CENTRAL OFFICE OF PROCUREMENT

#### ■ INTENT TO AWARD

*Human Services/Client Services*

**PROVIDING RE-ENTRY SERVICES TO HIGH RISK INMATES (MANHATTAN)** - Negotiated Acquisition - Other - PIN#07212P0005002N002 - Due 3-25-20 at 3:00 P.M.

The Department of Correction (DOC), intends to engage The Fortune Society, Inc., to provide discharge preparation skill building activities and community stabilization services, to eligible pretrial and sentenced male and female inmates, during incarceration in the City jail, and after release into community-based settings, in the Borough of Manhattan.

Any firm that believes it can provide the required services in the future, is invited to express interest, via email, to Keshia.Wyllie@doc.nyc.gov, by March 25, 2020. The services cannot be procured in a timely manner by competitive sealed bidding or competitive sealed proposal, therefore, the Department is utilizing the Negotiated Acquisition Extension process in order to provide a continuation of service with The Fortune Society, Inc.

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.

Correction, 75-20 Astoria Boulevard, East Elmhurst, NY 11370. Keshia Wyllie (718) 546-0791; keshia.wyllie@doc.nyc.gov

m16-20

**PROVIDING RE-ENTRY SERVICES TO HIGH RISK INMATES (QUEENS)** - Negotiated Acquisition - Other - PIN#07212P0005001N002 - Due 3-25-20 at 3:00 P.M.

The Department of Correction (DOC), intends to engage The Fortune Society, Inc., to provide discharge preparation skill building activities and community stabilization services, to eligible pretrial and sentenced male and female inmates, during incarceration in the City jail, and after release into community-based settings, in the Borough of Queens.

Any firm that believes it can provide the required services in the future, is invited to express interest, via email, to Keshia.Wyllie@doc.nyc.gov, by March 25, 2020. The services cannot be procured in a timely manner by competitive sealed bidding or competitive sealed proposal, therefore, the Department is utilizing the Negotiated Acquisition Extension process, in order to provide a continuation of service with The Fortune Society, Inc.

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.

Correction, 75-20 Astoria Boulevard, East Elmhurst, NY 11370. Keshia Wyllie (718) 546-0791; keshia.wyllie@doc.nyc.gov

m16-20

*Services (other than human services)*

**LEAD CLEAN-UP AT RODMAN'S NECK GUN RANGE** - Negotiated Acquisition - Judgment required in evaluating proposals - PIN#07220N0001 - Due 3-26-20 at 3:00 P.M.

The New York City Department of Correction (DOC), intends to engage B and N and K Restoration Co., Inc., to provide professional services for lead clean-up services, at Rodman's Neck Gun Range, that is utilized as an outdoor firing range, training facility and bomb denotation area. The term for the subject procurement is one (1) month. Any firm which believes it can provide the required services in the future, is invited to express interest via 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.

Correction, 75-20 Astoria Boulevard, East Elmhurst, NY 11370. Keshia Wyllie (718) 546-0791; keshia.wyllie@doc.nyc.gov

m13-19

## DESIGN AND CONSTRUCTION

### CONTRACTS

#### ■ SOLICITATION

*Construction/Construction Services*

**REMEDIATION OF PETROLEUM CONTAMINATED SITES AND INCIDENTAL UPGRADES TO PETROLEUM TANK SYSTEMS** - Request for Proposals - PIN#8502019PW0005-6P - Due 4-21-20 at 4:00 P.M.

PW348-75/76, Remediation of Petroleum Contaminated Sites and Incidental Upgrades to Petroleum Tank Systems, Citywide and Upstate New York. All qualified and interested firms are advised to download the Request For Proposal, at <http://ddcftp.nyc.gov/rfpweb/> from March 17, 2020, or contact the person listed on this RFP.

All organizations intending to do business with the City of New York, must complete a disclosure process in order to be considered for a contract. This disclosure process was formerly completed using Vendor Information Exchange System (VENDEX) paper-based forms. Beginning in summer 2017, the City of New York will move collection of vendor disclosure information online. In anticipation of awards, proposers for this must create online accounts in the new Procurement and Sourcing Solutions Portal (PASSPort) and file all disclosure information when the system becomes available. Paper submissions, including certifications of no changes to existing VENDEX packages will not be accepted in lieu of complete online filings. For more information about PASSPort, please visit [www.nyc.gov/passport](http://www.nyc.gov/passport).

This Procurement is Subject to participation goals for MBE and/or WBE, as required by Section 6-129 of the New York City Administrative Code.

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.

Design and Construction, 30-30 Thomson Avenue, Long Island City, NY 11101. Peter Cabrera (718) 391-1632; cabrera@ddc.nyc.gov

Accessibility questions: Disability Services Facilitator (718) 391-2815, or [accessibility@ddc.nyc.gov](mailto:accessibility@ddc.nyc.gov), by: Tuesday, April 14, 2020, 4:00 P.M.



☛ m17

## FINANCE

#### ■ INTENT TO AWARD

*Services (other than human services)*

**PAYMENT PROCESSING-MERCHANT SERVICES** - Negotiated Acquisition - Available only from a single source - PIN#83619N0005 - Due 3-24-20 at 5:00 P.M.

This is a notice of intent, to enter into negotiations for a two-year contract, First Data Merchant Services for the Department of Finance, Treasury Division.

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.

Finance, 59 Maiden Lane, New York, NY 10038. Tia Clarke (212) 291-4435; [clarket@finance.nyc.gov](mailto:clarket@finance.nyc.gov).

m13-19

**HEALTH AND MENTAL HYGIENE**

**AWARD**

*Human Services/Client Services*

**OPIOID PREVENTION AND TREATMENT** - BP/City Council Discretionary - PIN# 20SA026001R0X00 - AMT: \$100,000.00 - TO: Safe Foundation Inc, 255 Avenue W, Brooklyn, NY 11223-5202.

☛ m17

**SERVICES TO AID EXPECTANT MOTHERS** - BP/City Council Discretionary - PIN# 20FN043201R0X00 - AMT: \$488,777.00 - TO: Sco Family of Services, 1 Alexander Place, Glen Cove, NY 11542.

☛ m17

*Services (other than human services)*

**MICROSOFT PREMIER SUPPORT** - Other - PIN# 19MI052201R1X00 - AMT: \$149,813.00 - TO: Microsoft Corporation, 11 Time Square, New York, NY 10036.

☛ m17

**OUTREACH AND EDUCATION ON HEALTHCARE ACCESS** - BP/City Council Discretionary - PIN# 20EQ043601R0X00 - AMT: \$190,625.00 - TO: The New York Immigration Coalition Inc., 131 West 33rd Street, New York, NY 10001.

☛ m17

**FINANCE**

**INTENT TO AWARD**

*Human Services/Client Services*

**NY NY III NA 2020** - Negotiated Acquisition - Other - PIN# 21AZ006900R0X00 - Due 3-18-20 at 9:00 A.M.

Pursuant to Section 3-04(b)(2)(ii) of the Procurement Policy Board Rules, the New York City Department of Health and Mental Hygiene (DOHMH), intends to enter into negotiations, to provide supportive housing services.

The Vendors are as follows:

- HOUSING WORKS Inc. 21AZ006903R0X00
- West End Residences Housing Development Fund Company, Inc. 21AZ006901R0X00
- THE JERICHO PROJECT 21AZ006904R0X00
- POSTGRADUATE CENTER FOR MENTAL HEALTH 21AZ006902R0X00

DOHMH anticipates that the contracts will begin no earlier than July 1, 2020 and will terminate on or about June 30, 2029.

Limited Pool: DOHMH, intends to enter into Negotiated Acquisitions exclusively with contractors that received a contract as a result of a RFP that was previously issued by DOHMH.

**THIS NOTICE IS FOR INFORMATIONAL PURPOSES ONLY.** Organizations interested in future solicitations for these services may submit a written expression of interest, to the email address listed above

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

*Health and Mental Hygiene, 42-09 28th Street, 17th Floor, Long Island City, NY 11101. Mary Wilson (347) 396-4392; mwilson11@health.nyc.gov*

☛ m17

**HOUSING AUTHORITY**

**SUPPLY MANAGEMENT**

**SOLICITATION**

*Goods*

**SMD MATERIALS PLUMBING (FIXTURES OTHER)** - Competitive Sealed Bids - PIN# 112838 - Due 3-31-20 at 12:00 P.M.

This is a RFQ, for 3 year blanket order agreement. The awarded bidder/vendor agrees to have SMD\_MATERIALS\_Plumbing (FIXTURES OTHER) readily available for delivery within 15 days after receipt of order on an "as needed basis", during the duration of the contract period. The quantities provided are estimates based on current usage and the New York City Housing Authority may order less or more depending on our needs. All price adjustable RFQ'S are

fixed for one year after award date. One price adjustment per year will be allowed with mfg. supporting documentation only. Please note: NYCHA reserves the right to make award by class as indicated. Samples may be required to be provided within 10 days of request. Failure to do so will result in bid being considered non-responsive.

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, 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 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. Elizenaida Rivera (212) 306-4545; elizenaida.rivera@nycha.nyc.gov*



☛ m17

**SMD MATERIAL HEATING AND PLUMBING (THERMOSTAT/RADIATORS PARTS)** - Competitive Sealed Bids - PIN# 112826 - Due 3-31-20 at 12:00 P.M.

This is a RFQ, for 3 year blanket order agreement. The awarded bidder/vendor agrees to have SMD MATERIAL HEATING AND PLUMBING (THERMOSTAT/RADIATORS PARTS) readily available for delivery within 15 days after receipt of order on an "as needed basis", during the duration of the contract period. The quantities provided are estimates based on current usage and the New York City Housing Authority may order less or more depending on our needs. All price adjustable RFQ'S are fixed for one year after award date. One price adjustment per year will be allowed with mfg. supporting documentation only. Please note: NYCHA reserves the right to make award by class as indicated. Samples may be required to be provided within 10 days of request. Failure to do so will result in bid being considered non-responsive.

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, 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 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. Elizenaida Rivera (212) 306-4545; elizenaida.rivera@nycha.nyc.gov*



☛ m17



## 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.**

NYC 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 NYC DPR parks and playgrounds projects not exceeding \$3 million per contract ("General Construction").

By establishing contractor's qualification and experience in advance, NYC 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. NYC 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 RFP.

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.

NYC 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 on-line 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) 160-6925; Fax: (718) 760-6885; dmwbe.capital@parks.nyc.gov*

**j2-d31**

### REVENUE

#### ■ SOLICITATION

#### *Services (other than human services)*

#### **REQUEST FOR PROPOSALS FOR THE RENOVATION, OPERATION, AND MAINTENANCE OF THE PARKING LOTS AT RANDALL'S ISLAND PARK, MANHATTAN - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN#M104-PL-2019 - Due 4-20-20 at 3:00 P.M.**

In accordance with Section 1-13 of the Concession Rules 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 Proposals (RFP) for the renovation, operation, and maintenance of the parking lots, at Randall's Island Park, Manhattan.

There will be a recommended proposer meeting and site tour on Monday, March 23, 2020, at 11 am. We will be meeting, at Ichan Stadium, by the proposed concession site (Block #1819 and Lot #203), which is, located at 20 Randall's Island, New York, NY 10035. If you are considering responding to this RFP, please make every effort to attend this recommended meeting and site tour.

Hard copies of the RFP can be obtained, at no cost, commencing on Monday, March 9, 2020 through Monday, April 20, 2020, 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.

The RFP is also available for download, commencing on March 9, 2020 through Monday, April 20, 2020, on Parks' website. To download the RFP, 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 RFP's description.

For more information or to request to receive a copy of the RFP by mail, prospective proposers may contact the Revenue Division's Senior Project Manager, Andrew Coppola.

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

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

*Parks and Recreation, The Arsenal, Central Park, 830 Fifth, Room 407, New York, NY 10065. Andrew Coppola (212) 360-3454; Fax: (212) 360-3434; andrew.coppola@parks.nyc.gov*

**m9-20**

## SMALL BUSINESS SERVICES

### PROCUREMENT

#### ■ SOLICITATION

#### *Services (other than human services)*

#### **CITYWIDE ECONOMIC DEVELOPMENT SERVICES PRIMARILY RELATED TO MARITIME, AVIATION, RAIL FREIGHT, MARKET AND INTERMODAL TRANSPORTATION DEVELOPMENT - Sole Source - Available only from a single source - PIN#801SBS200196 - Due 4-7-20 at 3:00 P.M.**

The NYC Department of Small Business Services, intends to enter into sole source negotiations with the New York City Economic Development Corporation for Citywide economic development services primarily related to maritime, aviation, rail freight, market and intermodal transportation development. Any entity with the in-house expertise and experience in all areas of maritime, aviation, rail freight, market and intermodal transportation development, or related areas of economic development on a Citywide basis, that believes it is qualified, to provide such services or would like, to provide such services in the future, is invited to express an interest. Please indicate your interest and qualifications by letter sent via postal mail, which must be received, no later than April 7, 2020, 3:00 P.M., to Mr. Daryl Williams, Agency Chief Contracting Officer, New York City Department of Small Business Services, 1 Liberty Plaza, 11th Floor, New York, NY 10006.

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.

*Small Business Services, 1 Liberty Plaza, New York, NY 10006. Daryl Williams (212) 618-8731; Fax: (212) 618-8867; procurementhelpdesk@sbs.nyc.gov*

**m17-23**

#### **CITYWIDE ECONOMIC DEVELOPMENT SERVICES - Sole Source - Available only from a single source - PIN#801SBS200195 - Due 4-7-20 at 3:00 P.M.**

The NYC Department of Small Business Services, intends to enter into sole source negotiations with the New York City Economic Development Corporation for Citywide economic development services. Any entity with the in-house expertise and experience in all areas of economic development on a Citywide basis that believes it is qualified, to provide such services or would like, to provide such services in the future, is invited to express an interest. Please indicate your interest and qualifications by letter sent via postal mail, which must be received, no later than April 7, 2020, 3:00 P.M., to Mr. Daryl Williams, Agency Chief Contracting Officer, New York City Department of Small Business Services, 1 Liberty Plaza, 11th Floor, New York, NY 10006.

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.

*Small Business Services, 1 Liberty Plaza, New York, NY 10006. Daryl Williams (212) 618-8731; Fax: (212) 618-8867; procurementhelpdesk@sbs.nyc.gov*

**m17-23**

**TRANSPORTATION**

**CITYSCAPE AND FRANCHISES**

■ SOLICITATION

*Services (other than human services)*

**REQUEST FOR PROPOSALS - FORDHAM PLAZA KIOSK 3**

- Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# 84120BXAD398 - Due 4-17-20 at 2:00 P.M.

In accordance with Section 1-13 of the Concession Rules of the City of New York, the New York City Department of Transportation ("DOT"), is issuing, as of the date of this notice, a Request for Proposals (RFP), for the development, operation, and maintenance of a food, beverage and/or merchandise concession, at Kiosk 3 at Fordham Plaza, located at Fordham Road, Third Avenue and East 189th Street in the Borough of the Bronx.

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

Transportation, 55 Water Street, 9th Floor, New York, NY 10041.

Brandon Budelman (212) 839-6500; Fax: (212) 839-9895;

concessions@dot.nyc.gov

m9-20

**MARKET MANAGER SUBCONCESSION OPPORTUNITY - TIMES SQUARE PLAZA** - Request for Proposals - PIN#TSQ2020 - Due 4-1-20 at 5:00 P.M.

The Times Square Alliance, is currently seeking proposals (Proposals) from qualified subconcessionaires (Proposers), to manage and operate outdoor food, beverage, and merchandise market subconcessions at the Plaza.

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

Transportation, Times Square Alliance, 1560 Broadway, Suite 805, New York, NY 10036. Ellen Goldstein (212) 452-5208; Fax: (212) 839-9895;

egoldstein@timessquarenyc.org

m11-24

**TRUST FOR GOVERNORS ISLAND**

**REAL ESTATE**

■ SOLICITATION

*Goods and Services*

**YEAR-ROUND ARTS, EDUCATIONAL AND CULTURAL TENANTS IN NOLAN PARK BUILDINGS 9 AND 20** - Request for Proposals - PIN# NOLAN20 - Due 5-29-20 at 3:00 P.M.

The Trust for Governors Island ("TGI"), is seeking proposals from qualified artistic, cultural, environmental, and educational organizations, to lease space within all or portions of Building 9 and Building 20, within Governors Island's Nolan Park cultural campus.

This RFP, is the first offering of these spaces for year-round, multi-year leases. The spaces provide unique opportunities for public engagement and programming as well as potential for offices, conference rooms, artists' studios, classrooms, and/or artists' residencies.

TGI plans to select a proposer on the basis of factors stated in the RFP, which include, but are not limited to, the Site Use and Program, the Organizational Mission and Experience, the Rent Proposal, and the Financial Capacity.

Detailed submission guidelines and requirements are outlined in the RFP, which may be downloaded, at <https://govisland.com/about/rfps>, and is available for in-person pick-up between 9:30 A.M. and 4:30 P.M., Monday through Friday, from the Battery Maritime Building, 10 South Street, Slip 7, New York, NY 10004. RESPONSES ARE DUE NO LATER THAN 3:00 P.M. on Friday, May 29, 2020. Please submit five (5) sets of your proposal to: Director of Real Estate, The Trust for Governors Island, 10 South Street, Slip 7, New York, NY 10004.

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.

Trust for Governors Island, 10 South Street, Slip 7, New York, NY 10004. Alex Brady (212) 440-2202; [abrady@govisland.org](mailto:abrady@govisland.org)

m16-18

**YOUTH AND COMMUNITY DEVELOPMENT**

**PROCUREMENT**

■ INTENT TO AWARD

*Services (other than human services)*

**FY21 CAPACITY BUILDING SERVICES NEGOTIATED ACQUISITION EXTENSION FOR WIOA** - Negotiated Acquisition - Specifications cannot be made sufficiently definite - PIN# 26021088XXXX - Due 3-24-20 at 9:00 A.M.

In accordance with Section 3-04(b)(2)(iii) of the Procurement Policy Board Rules, the Department of Youth and Community Development (DYCD), wishes to extend the following Capacity Building Contracts through a Negotiated Acquisition Extension. The contractors listed below, will provide Capacity Building Services under Service Option III: Workforce Innovation and Opportunity Act (WIOA) funded Programs. The contractors will provide capacity building services around career development and literacy. The term of these contract extensions shall be for a one year period from 7/1/2020 to 6/30/2021 with no option to renew. Listed below are the pin numbers, contract amounts, contractor names and addresses:

PIN: 26021088484C

Amount: \$100,000.00

Contractor: Literacy Assistance Center

Address: 85 Broad Street, 27th Floor, New York, NY 10004

PIN: 26021088481C

Amount: \$100,000.00

Contractor: Workforce Professionals Training Institute

Address: 11 Park Place, Suite 701, New York, NY 10007

Please be advised, that this ad is for information purposes only. If you wish to contact DYCD for further information, please send an email to [ACCO@dycd.nyc.gov](mailto:ACCO@dycd.nyc.gov)

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

Youth and Community Development, 2 Lafayette Street, 14th Floor, New York, NY 10007. Renise Ferguson (646) 343-6320; [referguson@dycd.nyc.gov](mailto:referguson@dycd.nyc.gov)

m17-23

**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](mailto: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.**



**LAW DEPARTMENT**

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held on March 31, 2020 at the NYC Law Department, 100 Church Street, New York, NY 10007, 5<sup>th</sup> Floor, Room 5-191, commencing at 3:00 PM on the following:

**IN THE MATTER OF** a proposed M/WBE small purchase contract between the NYC Law Department and Nationwide Court Services, Inc at 761 Koehler Avenue, Ronkonkoma, NY 11779, for Service of Legal Process and Legal Papers. The amount of this contract will be

\$339,506.00. The term will be for a period of one (1) year from April 16, 2020 through April 15, 2021. PIN 02520X100015/02520X004055.

The vendor has been selected pursuant to Section 3-12 of the Procurement Policy Board Rules.

A draft copy of the contract will be available for public inspection at the Office of the NYC Law Department, 100 Church Street, New York, NY 10007, 5<sup>th</sup> Floor, Room 5-208a from March 17, 2020 to March 30, 2020, excluding weekends and holidays, from 9:00 AM to 5:00 PM EST weekdays.

✦ m17

## AGENCY RULES

### FINANCE

#### ■ NOTICE

#### NOTICE OF ADOPTION OF RULE

Pursuant to the authority vested in the Commissioner of Finance by sections 1043 and 1504 of the New York City Charter and section 11-322.1 of the Administrative Code of the City of New York, the Commissioner of Finance has adopted amendments to Chapter 40 of Title 19 of the Rules of the City of New York concerning hardship installment payment agreements. A proposed version of the amendments was published in the City Record on January 27, 2020. A public hearing was held on February 27, 2020.

**Jacques Jiha Commissioner of Finance**

S/S

#### STATEMENT OF BASIS AND PURPOSE

Local Law 45 of 2019 amended the Administrative Code of the City of New York by adding a new section 11-322.1. This local law created three forms of hardship installment payment agreements for eligible one-to-three family residential property owners and condominium property owners that may be entered into where such a property serves as the primary residence of the property owner. The three forms of hardship installment payment agreements authorized by Local Law 45 of 2019 are: a senior low-income installment agreement, a fixed length income-based installment agreement, and an extenuating circumstances income-based installment agreement. As described below, this rule change implements various aspects of Local Law 45 of 2019.

**Combined Income Calculation (Bill Section 1 adding Subdivision (k) to Section 40-03 of Title 19 of the Rules of the City of New York).** In addition to various other preconditions, an applicant is only eligible to enter into a hardship installment payment agreement if the combined income of all property owners does not exceed \$58,399 during the preceding income tax year. Section 11-322.1 of the Administrative Code requires the Department of Finance to create exceptions to the requirement that applicants provide income information for all property owners for the purposes of determining the combined income of such property owners. This amendment seeks to implement this requirement. First, this amendment does not require an applicant for a hardship installment payment agreement who is a victim of domestic violence to provide income information for any spouse, ex-spouse, or domestic partner who no longer resides at the property where a court has issued an order of protection against the spouse, ex-spouse, or domestic partner. Second, this amendment does not require an applicant for a hardship installment payment agreement to provide income information for an individual who is a partial owner of a property where the property is part of an estate of a decedent, such individual is a beneficiary of such estate, and such individual cannot be located.

**Installment Agreement Conversion (Bill Section 1 adding Subdivision (l) to Section 40-03 of Title 19 of the Rules of the City of New York).** This amendment establishes a process by which existing installment agreements may be converted into hardship installment payment agreements.

**Department of Finance Appeals Procedure (Bill Section 1 adding Subdivision (m) to Section 40-03 of Title 19 of the Rules of the City of New York).** This amendment establishes a process by which the Department of Finance must notify an applicant of a determination relating to his or her application. This amendment

also establishes a process by which an applicant may appeal such a determination to the Commissioner of the Department of Finance.

**Rules Not Applicable to Hardship Installment Payment Agreements (Bill Section 1 adding Subdivision (n) to Section 40-03 of Title 19 of the Rules of the City of New York).** This amendment clarifies that certain provisions of Section 40-03 of Title 19 of the Rules of the City of New York are inapplicable to hardship installment payment agreements, specifically. This amendment also clarifies several definitions applicable to these rules.

#### AMENDMENT TO RULES IMPLEMENTING PROCEDURES RELATING TO HARDSHIP INSTALLMENT PAYMENT AGREEMENTS

**Section 1. Section 40-03 of Title 19 of the Rules of the City of New York is amended by adding new subdivisions (k) through (n) to read as follows:**

(k) Hardship installment payment agreement combined income exclusions. For the purposes of determining an applicant's eligibility to enter into a hardship installment payment agreement or a renewal hardship installment payment agreement, or in order to calculate the combined income of all property owners for any other purpose set forth in section 11-322.1 of the Administrative Code, an applicant may submit a written request to the Department of Finance to exclude from such combined income calculation the income information of one or more property owners pursuant to the procedures set forth below. Such request shall be made on a form prescribed by the Department of Finance. The Commissioner may request additional information concerning the basis for exclusion if the Commissioner deems such information relevant to approving such a request.

(1) If a property is owned in part by a spouse, ex-spouse, or domestic partner of an applicant, such spouse, ex-spouse, or domestic partner no longer resides at the property, and the applicant for a hardship installment payment agreement is a victim of domestic violence, then such spouse, ex-spouse, or domestic partner's income shall not be considered for the purposes of calculating the combined income of the property owners. An applicant will be deemed to be a victim of domestic violence if he or she has been issued either a temporary or final order of protection by a court of competent jurisdiction against such spouse, ex-spouse, or domestic partner and such applicant provides a copy of such temporary or final order of protection with his or her application or renewal application or as an addendum to such application.

(2) If the application for a hardship installment payment agreement or a renewal hardship installment payment agreement is for the property of an estate of a decedent, then the income of a beneficiary that cannot be located shall not be included for the purposes of calculating the combined income of the property owners. In order for the beneficiary's income to be excluded, the applicant must submit documentation in his or her application for the hardship installment payment agreement, and in all subsequent renewal applications, demonstrating that the applicant has exercised due diligence in attempting to locate such beneficiary and that the applicant has not been able to locate the beneficiary or communicate with the beneficiary during the period in which the property has been part of the estate.

(1) Hardship installment payment agreement conversion.

(1) Where an installment agreement is in effect pursuant to section 11-322 of the Administrative Code and no installment payments required under the agreement or current charges on the property are unpaid, a property owner may apply to convert the agreement into a hardship installment payment agreement.

(2) A property owner may have only one hardship installment payment agreement in effect at one time, but a property owner with a hardship installment payment agreement in effect may have other installment agreements in effect on other parcels of real property.

(3) A property owner may request that the type of hardship installment payment agreement in effect be changed to a different type of hardship installment payment agreement, but such a request may be made only once during any six month period. The terms of a hardship installment payment agreement may also be adjusted once during any six month period. Any request for a change or adjustment that is made during the two months immediately preceding the date that a renewal application is required to be submitted will take effect subsequent to the date that a renewal application is required to be submitted. In order to be eligible to change the type of hardship installment payment agreement in effect, no installment required under the existing installment agreement shall be unpaid, and the property owner shall meet the qualification requirements set forth in section 11-322.1 of the Administrative Code. Notwithstanding any contrary provision of this paragraph, an applicant who has entered into a senior low-income installment agreement pursuant to subdivision l of such

section may switch from an installment agreement without a fixed time period to an installment agreement with a fixed time period, or from an installment agreement with a fixed time period to an installment agreement without a fixed time period, at any point.

(m) Hardship installment payment agreement determinations and appeals. The Department of Finance will notify an applicant in writing concerning any determination rendered by the Department of Finance regarding that applicant's hardship installment payment agreement application or hardship installment payment agreement renewal application. If such application is not approved, such notice will inform such applicant as to the reasons for the Department of Finance's determination. Such applicant may appeal a determination rendered by the Department of Finance on a form prescribed by the Department of Finance no later than 90 days after the date on the Departments' determination letter. Such appeal shall be considered by the Commissioner or his or her designee, and the Department of Finance shall notify such applicant in writing concerning the appeals determination rendered by the Commissioner or his or her designee. The Department of Finance's appeals determination is reviewable pursuant to Article 78 of the New York Civil Practice Law and Rules.

(n) Terminology and applicability of this rule to hardship installment payment agreements.

(1) Subdivisions (b), (c), and (d) of this section shall not apply to hardship installment payment agreements.

(2) For the purposes of this subdivision and subdivisions (k) through (m) of this section:

(i) the terms "applicant," "income," "income tax year," "property," and "property owner" have the meanings provided for in section 11-322.1 of the Administrative Code; and

(ii) the term "hardship installment payment agreement" means an installment agreement entered into pursuant to section 11-322.1 of the Administrative Code.

m17



COMPTROLLER

NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS, PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007, on 3/18/2020, to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Table with 3 columns: Damage Parcel No., Block, Lot. Rows include parcels 1, 2, 3, 4, 7, 16 with corresponding block and lot numbers.

Acquired in the proceeding entitled: AMBOY ROAD NORTHEAST AND SOUTHWEST OF PAGE AVENUE subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer Comptroller

m4-17

HOUSING PRESERVATION AND DEVELOPMENT

NOTICE

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

Notice Date: March 16, 2020

To: Occupants, Former Occupants, and Other Interested Parties

Table with 4 columns: Property, Address, Application #, Inquiry Period. Lists addresses in Manhattan and Brooklyn with application dates and inquiry periods.

Authority: SRO, Administrative Code §27-2093

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

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

For the decision on the Certification of No Harassment Final Determination, please visit our website, at www.hpd.nyc.gov, or call (212) 863-8266.

PETICIÓN DE COMENTARIO SOBRE UNA SOLICITUD PARA UN CERTIFICACIÓN DE NO ACOSO

Fecha de notificación: March 16, 2020

Para: Inquilinos, Inquilinos Anteriores, y Otras Personas Interesadas

Table with 4 columns: Propiedad, Dirección, Solicitud #, Período de consulta. Lists addresses in Manhattan and Brooklyn with application dates and inquiry periods.

Autoridad: SRO, Código Administrativo §27-2093

Antes de que el Departamento de Edificios pueda conceder un permiso para la alteración o demolición de una vivienda múltiple de ocupación de cuartos individuales, el propietario debe obtener una "Certificación de No Acoso" del Departamento de Preservación y Desarrollo de la Vivienda ("HPD") que indique que tiene no haber sido hostigado a los ocupantes legales del edificio durante un período de tiempo especificado. El acoso es una conducta por parte de un dueño de edificio que pretende causar, o causa, que los residentes se vayan o renuncien a cualquiera de sus derechos legales de ocupación. Puede incluir, entre otros, no proporcionar servicios esenciales (como calefacción, agua, gas

o electricidad), bloquear ilegalmente a los residentes del edificio, iniciar demandas frívolas y utilizar amenazas o fuerza física.

El dueño del edificio identificado anteriormente ha solicitado una Certificación de No Acoso. Si tiene algún comentario o evidencia de acoso en este edificio, notifique a HPD al **CONH Unit, 100 Gold Street, 6<sup>th</sup> Floor, New York, NY 10038** por carta con matasellos no mas tarde que **30 días** después de la fecha de este aviso o por una declaración en persona realizada dentro del mismo periodo. Para hacer una cita para una declaración en persona, llame al **(212) 863-5277 o (212) 863-8211**.

**Para conocer la decisión final sobre la Certificación de No Acoso, visite nuestra pagina web en [www.hpd.nyc.gov](http://www.hpd.nyc.gov) o llame al (212) 863-8266.**

m16-24

**REQUEST FOR COMMENT  
REGARDING AN APPLICATION FOR A  
CERTIFICATION OF NO HARASSMENT  
PILOT PROGRAM**

**Notice Date: March 16, 2020**

**To: Occupants, Former Occupants, and Other Interested Parties**

Property: Address	Application #	Inquiry Period
244 Troutman Street, Brooklyn	24/2020	February 11, 2015 to Present
148 Grove Street, Brooklyn	28/2020	February 27, 2015 to Present

**Authority: Pilot Program Administrative Code §27-2093.1, §28-505.3**

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

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

**For the decision on the Certification of No Harassment Final Determination, please visit our website, at [www.hpd.nyc.gov](http://www.hpd.nyc.gov), or call (212) 863-8266.**

**PETICIÓN DE COMENTARIO  
SOBRE UNA SOLICITUD PARA UN  
CERTIFICACIÓN DE NO ACOSO  
PROGRAMA PILOTO**

**Fecha de notificación: March 16, 2020**

**Para: Inquilinos, Inquilinos Anteriores, y Otras Personas Interesadas**

Propiedad: Dirección:	Solicitud #:	Período de consulta:
244 Troutman Street, Brooklyn	24/2020	February 11, 2015 to Present
148 Grove Street, Brooklyn	28/2020	February 27, 2015 to Present

**Autoridad: PILOT, Código Administrativo §27-2093.1, §28-505.3**

Antes de que el Departamento de Edificios pueda conceder un permiso para la alteración o demolición de una vivienda múltiple de ocupación de cuartos individuales, el propietario debe obtener una "Certificación de No Acoso" del Departamento de Preservación y Desarrollo de la Vivienda ("HPD") que indique que tiene no haber sido hostigado a los ocupantes legales del edificio durante un período de tiempo especificado. El acoso es una conducta por parte de un dueño de edificio que pretende causar, o causa, que los residentes se vayan o renuncien a cualquiera de sus derechos legales de ocupación. Puede incluir, entre otros, no proporcionar servicios esenciales (como calefacción, agua, gas

o electricidad), bloquear ilegalmente a los residentes del edificio, iniciar demandas frívolas y utilizar amenazas o fuerza física.

El dueño del edificio identificado anteriormente ha solicitado una Certificación de No Acoso. Si tiene algún comentario o evidencia de acoso en este edificio, notifique a HPD al **CONH Unit, 100 Gold Street, 6<sup>th</sup> Floor, New York, NY 10038** por carta con matasellos no mas tarde que **45 días** después de la fecha de este aviso o por una declaración en persona realizada dentro del mismo periodo. Para hacer una cita para una declaración en persona, llame al **(212) 863-5277 o (212) 863-8211**.

**Para conocer la decisión final sobre la Certificación de No Acoso, visite nuestra pagina web en [www.hpd.nyc.gov](http://www.hpd.nyc.gov) o llame al (212) 863-8266.**

m16-24

**OFFICE OF LABOR RELATIONS**

■ NOTICE

**FIREFIGHTERS  
2010-2017 AGREEMENT**

COLLECTIVE BARGAINING AGREEMENT entered into this January 17, 2020 day of \_\_\_\_\_ 2020, by and between the City of New York (hereinafter referred to as the "Employer"), and the Uniformed Firefighters Association of Greater New York, (hereinafter referred to as the "Union"), for the period from August 1, 2010 through July 31, 2017.

**W I T N E S S E T H:**

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

NOW, THEREFORE, it is mutually agreed as follows:

**ARTICLE I - RECOGNITION**

Section 1.

The Employer recognizes the Union as the sole collective bargaining agent for the unit consisting of all Firefighters and Fire Marshals (Uniformed) employed by the Employer.

Section 2.

The terms "employee" and "employees" as used in the Agreement shall mean only those persons employed in the titles described in Section 1 of this Article.

**ARTICLE II - UNION SECURITY**

Section 1.

The Employer agrees that all employees may become and remain members of the Union in good standing.

Section 2.

The Employer further agrees that all new employees hired subsequent to the date of signing this Agreement may become and remain members of the Union in good standing.

Section 3.

It is further agreed that the decision to become or remain members of the Union in good standing shall remain discretionary both with the employees and with the Union subject to the provisions of Section 12-314(a) (formerly Section 1173-10-0a) of the Administrative Code.

Section 4.

- A. The Union shall have the exclusive right to the check off and transmittal of dues on behalf of each employee in the unit and the City shall check off and transmit such dues to the Union, as permitted by applicable law.
- B. The employee may consent in writing to the authorization of the deduction of dues from his wages and to the designation of the Union as the recipient thereof. Such consent, if given, shall be in the proper form acceptable to the City, which bears the signature of the employee.

Section 5.

The parties agree to an agency shop to the extent permitted by applicable law, as described in a supplemental agreement hereby incorporated by reference into this Agreement.

**ARTICLE III - WORK SCHEDULE**

Section 1.

Working hours of Firefighters shall be in accordance with Section 15-112 of the Administrative Code of the City of New York. It is understood and agreed that under the two-platoon system as herein set forth each Firefighter is scheduled to work in excess of a forty-hour

week. To compensate Firefighters for working this specific additional time, each Firefighter shall be excused from one fifteen-hour tour of duty in each calendar year. In the event that a Firefighter does not receive such specific additional time or because of illness or the needs of the Fire Department is unable to take this adjusted tour off during the calendar year, the entitlement may be carried over into and shall be taken during the immediately succeeding year but not beyond. The fifteen-hour adjusted tour will be scheduled during the vacation cycle in accordance with Article XII Vacation and Leave.

Section 2.

Firefighters when specifically directed by the Commissioner or Chief of the department or their respective designated representatives to perform work in excess of "working hours" as noted in Section 1 of this Article III shall be compensated for by cash payment at the rate of time and one-half based on the regular salary for Firefighters for the actual period of overtime worked.

Section 3.

When Firefighters are not continued on duty but are ordered to report for emergency duty from a scheduled off tour or a scheduled rest period, they shall be compensated for a minimum of four hours if not assigned to duty and for a minimum of six hours if assigned to duty. Such compensation shall be by cash payment at the rate of time and one-half based on the regular salary for Firefighters.

Section 4.

Notwithstanding anything to the contrary provided herein, any Firefighter who is recalled to duty after having completed the regular tour of duty but before the commencement of the next regular tour and who is assigned to duty or held without assignment for a period which extends into the commencement of that next regular tour shall receive pay pursuant to the regular overtime provisions of this Agreement only for the actual time so assigned or held, and the same shall be deemed pre-shift overtime.

Section 5.

- A. Fire Marshals shall be scheduled to work in accordance with the work chart requiring 34.5 hours every six days. To the extent that the schedule for Fire Marshals provides for more than 34.5 hours every six days, additional tours off shall be granted to offset the number of additional scheduled hours in each calendar year. In the event that a Fire Marshal does not receive such specific additional time or because of illness or the needs of the Fire Department is unable to take such additional tours off during the calendar year the entitlement may be carried over into and shall be taken during the immediately succeeding year but not beyond.
- B. Ordered overtime authorized by the Commissioner or the Chief Fire Marshal as the Commissioner's designated representative which results in a Fire Marshal working in excess of that Marshal's normal tour of duty shall be compensable in cash at time and one-half.
- C. When Fire Marshals not continued on duty are ordered to report for court on a scheduled off-tour or a scheduled rest period, they shall be compensated for a minimum of four hours in cash at the overtime rate. The four hours of compensation shall include any travel time to which they are presently entitled.

Section 6.

When Fire Marshals are ordered to work overtime to complete required administrative duties, they shall be compensated for one hour of paid travel time at the rate of time and one-half (1-1/2x).

Section 7. Roster Staffing

The Fire Department agrees not to schedule roster staffing overtime on the following tours on the following holidays: New Year's Eve: 6 x 9 tour; New Year's Day: 9 x 6 and 6 x 9 tours; Easter: 9 x 6 tour; July 4th: 9 x 6 and 6 x 9 tours; Thanksgiving: 9 x 6 and 6 x 9 tours; Christmas Eve: 6 x 9 tour and Christmas Day: 9 x 6 and 6 x 9 tours.

Effective February 1, 2016, the Department will designate five (5) Engine Companies to be staffed with a fifth firefighter at the outset of each tour; i.e., staffing level of C + 5. Effective February 1, 2017, the Department will designate an additional five (5) Engine Companies to be staffed with a fifth firefighter at the outset of each tour; i.e., staffing level of C + 10. Effective February 1, 2018, the Department will designate an additional five (5) Engine Companies to be staffed with a fifth firefighter at the outset of each tour; i.e., staffing level of C + 15. Effective February 1, 2019, the Department will designate an additional five (5) Engine Companies to be staffed with a fifth firefighter at the outset of each tour; i.e., staffing level of C + 20.

The Department will have sole and exclusive discretion to decide which engine companies will be designated for staffing with five (5) firefighters. Subsequent to the designations, the Department may review these designations on a quarterly basis. In the event that the Department in its sole and exclusive discretion decides to change these designations, it will provide notice prior to the implementation of those changes.

The Department, on the first day of each month, will review firefighter availability for the preceding 365 days. In the event that firefighter average medical leave exceeds the "designated absence rate" for the preceding 365 day period, the Department will discontinue the staffing levels described above and ensure only a staffing level of C + 0 effective 09:00 hours the following day (the second day of the month). Such staffing level will remain in effect for the remainder of the month. The following month another review of medical leave for the preceding 365 days will occur. When a monthly review results in a return to a level at or below the "designated absence rate", the Department will resume regular staffing effective 09:00 hours the following day (the second day of the month). For the purposes of this agreement, the parties agree that the average medical leave of 7.50% is the "designated absence rate" and includes both line-of-duty and non-line-of-duty medical leave. Medical leave resulting from an agreed-upon catastrophic event will not be included in the medical leave calculation.

This Agreement includes by reference the commitment from the letter of November 28, 1989 from Robert W. Linn, Director of Labor Relations, to Professor Walter Gellhorn, as it relates specifically to the provision of the 96 hours of roster staffing overtime.

The entering into of this Agreement shall not be construed as an admission by the City or by the FDNY that it violated any provision of the New York City Collective Bargaining Law or the collective bargaining agreement between the City and the UFA.

Section 8. Training

Effective September 1, 2015, Certified First Responder-Defibrillator (CFR-D) training shall be scheduled in advance by the Department to take place on employees' regular day off and shall be paid at a straight time rate.

In addition, the Department, at its discretion, may schedule 8 hours of training to be paid at a straight time rate.

ARTICLE IV - UNION REPRESENTATION

The elected officers of the Union shall be permitted to visit all fire units on the official business of the Union. The elected official shall announce that official's presence to the officer in command and carry out the function in a reasonable manner, subject to established labor relations and the Regulations for the Uniformed Forces.

ARTICLE V - JOB DESCRIPTION

Section 1.

The job description for firefighters shall be in Schedule A annexed hereto and made a part hereof as if fully set forth at length.

Section 2.

The current job description for Fire Marshals is annexed hereto as Schedule Aa and if a new job description is issued it shall be deemed to be annexed hereto as Schedule Aa.

ARTICLE V-A - MEDICAL OFFICES

Section 1.

The City agrees to implement the recommendations of the Medical Practices Review Committee in accordance with Attachment B of this Agreement. Underlined portions of Attachment B of the 1978-80 Agreement which have not been implemented shall be implemented forthwith. The UFA and the City shall jointly request the Medical Practices Review Committee to take whatever steps are necessary to review and make recommendations concerning the portions of Attachment B which are not underlined.

Section 2.

- A. Complaints concerning the handling of a medical matter or alleging unprofessional conduct by Medical Division personnel may be submitted in writing by the Union to the Chairman of the Medical Practices Review Committee within 15 days after the occurrence upon which the complaint is based. A copy of the complaint shall be submitted to the Chief, Bureau of Health Services of the Fire Department.
- B. The Chief, Bureau of Health Services, shall issue a written determination responding to the complaint to the Union and to the Medical Practices Review Committee stating specific reasons for the determination within 5 working days after the Chief receives the complaint. If the Chief, Bureau of Health Services, rejects a complaint, or fails to answer within 5 working days, the Medical Practices Review Committee shall upon the request of the Union investigate the complaint and issue a written report to the Fire Commissioner advising the Commissioner of the facts and circumstances of the complaint and making recommendations with respect to the disposition of the complaint within 10 working days. A copy of the report and recommendations shall be sent by the Medical Practices Review Committee to the Union at the same time it is sent to the Fire Commissioner. If the Union and the Employer agree, a complaint may be investigated and a report and recommendations issued by one member of the Committee.

- C. The Fire Commissioner shall issue a written determination accepting or rejecting the report and recommendations within 10 working days after the Commissioner receives them. If the Commissioner rejects all or any portion of the report or recommendations, the Commissioner shall state the reasons for rejections in writing as part of the determination. Copies of the determination of the Fire Commissioner shall be sent upon issuance to the Union and the Chairman of the Medical Practices Review Committee.
- D. This Section shall not expand or reduce any rights previously held by the parties. The determinations of the Chief, Bureau of Health Services, the Medical Practices Review Committee and the Fire Commissioner shall not be subject to review under the grievance procedure of this Agreement, and do not create any judicially enforceable rights. They are not intended as an adjudication of the rights of the parties or to create judicially admissible evidence.

Section 3.

After receiving written authorization from the Personnel Division to obtain copies of his medical records, an employee shall between the hours of 1 p.m. and 3 p.m., Monday through Friday, excluding holidays, present the authorization to the Medical Division and shall be provided at that time with copies requested.

ARTICLE VI - SALARIES

Section 1. Salary Rates

*The following salary schedules reflect the 2002-2006 Reopener agreement where applicable.*

- A. During the term of this Agreement, the following basic amounts shall prevail for firefighters hired prior to January 17, 2006:

	<u>Effective</u>						
	8/1/10	9/1/11	10/1/12	11/1/13	12/1/14	12/1/15	12/1/16
1st Grade	\$77,253	\$78,026	\$78,806	\$79,594	\$80,788	\$82,808	\$85,292
2nd Grade	\$61,799	\$62,417	\$63,041	\$63,671	\$64,626	\$66,242	\$68,229
3rd Grade	\$58,909	\$59,498	\$60,093	\$60,694	\$61,604	\$63,144	\$65,038
4th Grade	\$56,155	\$56,717	\$57,284	\$57,857	\$58,725	\$60,193	\$61,999
5th Grade	\$53,537	\$54,072	\$54,613	\$55,159	\$55,986	\$57,386	\$59,108
6th Grade	\$51,040	\$51,550	\$52,066	\$52,587	\$53,376	\$54,710	\$56,351

- B. During the term of this Agreement, the following basic amounts shall prevail for firefighters hired on or after January 17, 2006:

	<u>Effective</u>						
	8/1/10	9/1/11	10/1/12	11/1/13	12/1/14	12/1/15	12/1/16
1st Grade	\$77,253	\$78,026	\$78,806	\$79,594	\$80,788	\$82,808	\$85,292
2nd Grade	\$55,102	\$55,653	\$56,210	\$56,772	\$57,624	\$59,065	\$60,837
3rd Grade	\$49,989	\$50,489	\$50,994	\$51,504	\$52,277	\$53,584	\$55,192
4th Grade	\$45,445	\$45,899	\$46,358	\$46,822	\$47,524	\$48,712	\$50,173
5th Grade	\$41,724	\$42,141	\$42,562	\$42,988	\$43,633	\$44,724	\$46,066
6th Grade	\$39,764	\$40,162	\$40,564	\$40,970	\$41,585	\$42,625	\$43,904

- C. During the term of this Agreement, the following base salary rates shall prevail for employees upon date of promotion to Fire Marshal:

	<u>Effective</u>						
	8/1/10	9/1/11	10/1/12	11/1/13	12/1/14	12/1/15	12/1/16
1st Grade	\$86,524	\$87,389	\$88,263	\$89,146	\$90,483	\$92,745	\$95,527
2nd Grade	\$67,972	\$68,652	\$69,339	\$70,032	\$71,082	\$72,859	\$75,045
3rd Grade	\$64,736	\$65,383	\$66,037	\$66,697	\$67,697	\$69,389	\$71,471
4th Grade	\$61,651	\$62,268	\$62,891	\$63,520	\$64,473	\$66,085	\$68,068
5th Grade	\$58,719	\$59,306	\$59,899	\$60,498	\$61,405	\$62,940	\$64,828
6th Grade	\$55,924	\$56,483	\$57,048	\$57,618	\$58,482	\$59,944	\$61,742

Section 2. Longevity

- A. Longevity pay shall continue to be paid to Fire Marshals and First Grade Firefighters as follows:

	<u>Effective</u>						
	8/1/10	9/1/11	10/1/12	11/1/13	12/1/14	12/1/15	12/1/16
After 5 years	\$3,286	\$3,319	\$3,352	\$3,386	\$3,437	\$3,523	\$3,629
After 10 years	\$4,296	\$4,339	\$4,382	\$4,426	\$4,492	\$4,604	\$4,742
After 15 years	\$5,306	\$5,359	\$5,413	\$5,467	\$5,549	\$5,688	\$5,859
After 20 years	\$6,316	\$6,379	\$6,443	\$6,507	\$6,605	\$6,770	\$6,973

The adjustment after the 5th and 10th years shall not be computed as salary for pension purposes until after completion of 20 years of service.

The adjustment after the 15th and 20th years shall not be computed as salary for pension purposes until after completion of 25 years of service.

In the event this provision is declared invalid under the law, the parties shall reopen negotiations to resolve the issue of the increased cost of changing the effective date of the pensionability of the above adjustments. Such negotiations will be commenced forthwith. If no agreement is reached, an impasse may be declared and subsequent mediation and the impasse proceeding, if any, shall in all respects be conducted on an expedited basis.

- B. The calculation of night shift differential payments shall be based only upon the applicable amounts of night shift differential provided prior to July 1, 1989.
- C. ITHP and pension benefit calculations shall only include the amount of the longevity payment that is pensionable.
- D. Effective July 31, 2010, each step of the longevity schedule shall be increased by any future general wage increases, as of the effective date of said increases.

Section 3. Differential

A differential in the amount equal to 2.05% of the employee's hourly base salary shall be paid for time spent actually performing chauffeur or tillerman duties pursuant to the terms as agreed upon by the parties. Effective September 1, 2007, the differential shall be increased to 3.00%.

Section 4. Holidays

Holidays - Each employee shall receive eleven paid holidays annually. Effective April 1, 2007, for employees hired on or after April 1, 2007, there shall be six (6) fewer paid holidays during the first five (5) years of service, i.e., there shall be three (3) fewer days in each holiday check.

Section 5. General Wage Increase

- a. For Firefighters and Fire Marshals:
  - i. Effective August 1, 2010, Employees shall receive a general wage increase of one percent (1%).
  - ii. Effective September 1, 2011, Employees shall receive a general wage increase of one percent (1%).
  - iii. Effective October 1, 2012, Employees shall receive a general wage increase of one percent (1%).
  - iv. Effective November 1, 2013, Employees shall receive a general wage increase of one percent (1%).
  - v. Effective December 1, 2014, Employees shall receive a general wage increase of one and a half percent (1.5%).
  - vi. Effective December 1, 2015, Employees shall receive a general wage increase of two and a half percent (2.5%).
  - vii. Effective December 1, 2016, Employees shall receive a general wage increase of three percent (3%).
- b. The increases provided for in this Section shall be calculated as follows:
  - i. The general increases provided for in Section 5(a) above shall be based upon the base rates (including salary or incremental salary schedules) of the applicable titles in effect on the day prior to the general increase, e.g. the general increase provided for in Section 5(a)(i) shall be based on the base rates (including salary or incremental salary schedules) of the applicable titles in effect on July 31, 2010.

Section 6.

Paychecks shall be distributed to the employee's unit by 6 p.m. but not before 3 p.m. on the Thursday preceding payday.

ARTICLE VII - TEMPORARY ASSIGNMENTS

Whenever an Employee is assigned to the duties of a higher rank (i.e., Officer, Marine Engineer or Pilot) for more than two hours in any tour,

that Employee shall be paid in cash for the entire tour at the rate of pay for the higher rank in which that Employee served, even though the Department may replace that Employee at any time with an appropriate Officer, provided that if the Employee is replacing a Fire Officer who is attending an authorized meeting of a certified labor organization as a delegate, the Employee shall be paid in cash at the rate of pay for the higher rank in which that Employee served only for the actual number of hours so served. The intent is that the Department shall have two hours to obtain an Officer, Marine Engineer or Pilot qualified in the higher rank. Payment shall be made within a reasonable time.

ARTICLE VIII - NIGHT SHIFT DIFFERENTIAL

Section 1.

There shall be a 10% differential continued for all work actually performed between the hours of 4 p.m. and 8 a.m., provided that more than one hour is actually worked after 4 p.m. and before 8 a.m.

Section 2.

A. In lieu of the payments required by Article VIII, Section 1, of this Collective Bargaining Agreement, the employer shall pay all employees except those probationary Firefighters who are attending the Probationary Firefighters' School, pro rata, an annual amount equal to 5.7 percent of the sum of each such employee's base annual salary rate plus longevity adjustments. This benefit shall be computed on the basis of the rates set forth in Article IV, including longevity adjustments, for all Firefighters and Fire Marshals.

B. For all employees hired after September 30, 1994:

- 1. No night shift differential shall be paid those employees during their first six months of service.
2. Thereafter, 90% of the night shift differential as described in Section 2.A. of this Article earned by a similarly situated employee hired prior to October 1, 1994 shall be paid until the employee reaches Fifth Grade after one year.
3. Effective April 1, 2007, for employees hired on or after April 1, 2007, the night shift differential otherwise payable shall be reduced by fifty percent (50%) during the first five (5) years of service.

ARTICLE IX - SECURITY BENEFIT FUND

A.

- 1. Effective January 1, 2005, the City shall continue to contribute the pro-rata annual amount \$1,425 for each full-time employee for remittance to the mutually agreed upon security benefit fund, the Security Benefit Fund of the Uniformed Firefighters Association, pursuant to the terms of a supplemental agreement to be reached by the parties subject to the approval of the Corporation Counsel. Such payment shall be made pro rata by the City each twenty-eight days.
2. Effective, July 31, 2008 the City shall continue to contribute the pro-rata annual amount \$1655 for each retired employee for remittance to the mutually agreed upon security benefit fund, the Security Benefit Fund of the Uniformed Firefighters Association, pursuant to the terms of a supplemental agreement to be reached by the parties subject to the approval of the Corporation Counsel.
3. Effective September 1, 2015, the City's welfare fund contribution shall be decreased by \$200 per member per year to \$1,300 for active employees and to \$1,455 for retirees.
4. Pursuant to its commitment, the UFA will continue to provide benefits to employees' domestic partners.

B. Effective January 1, 1995, employees who have been separated from service subsequent to December 31, 1970, and who were covered by the Security Benefit Fund of the Uniformed Firefighters Association at the time of such separation pursuant to a supplementary agreement between the City and the UFA shall continue to be so covered, subject to the provisions of Section 1A and 1B hereof, on the same contributory basis as incumbent employees. Contributions shall be made only for such time as said individuals are eligible to be primary beneficiaries of the New York City Health Insurance Program and are entitled to benefits paid for by the City through such Program.

D. Such payment shall be made pro-rata by the City every twenty-eight (28) days.

ARTICLE X - HEALTH AND HOSPITALIZATION BENEFITS

Section 1.

The City shall continue to provide a fully paid choice of health and hospitalization insurance plans for each employee, not to exceed 100% of the full cost of HIP-HMO on a category basis. There will be an annual reopening period during the term of this Agreement for active employees to exercise their choice among medical plans.

Where an employee is suspended without pay for disciplinary reasons, the employee shall continue to receive health and hospitalization benefit coverage during the period of suspension.

Section 2.

Retirees shall continue to have the option of changing their previous choice of Health Plans. This option:

- (a) shall be a one-time choice;
(b) shall be exercised only after one year of retirement;
(c) can be exercised at any time without regard to contract periods.

The effective date of change to a new plan shall be the first day of the month three months after the month in which the application has been received by the New York City Health Insurance Program.

Effective with the reopener period for Health Insurance subsequent to January 1, 1980 and every two years thereafter retirees shall have the option of changing their previous choice of health plans. This option shall be exercised in accordance with procedures established by the Employer. The Union will assume the responsibility of informing retirees of this option.

Section 3.

- A. Effective July 1, 1983 and thereafter, the City's cost for each employee and each retiree under age 65 shall be equalized at the community rated basic HIP/HMO plan payment rate as approved by the State Department of Insurance on a category basis of individual or family e.g. the Blue Cross/GHI-CBP payment for family coverage shall be equal to the HIP/HMO payment for family coverage.
B. If a replacement plan is offered to employees and retirees under age 65 which exceeds the cost of the HIP/HMO equalization provided in Section 3a, the City shall not bear the additional costs.
C. The City (and other related Employers) shall continue to contribute on a City employee benefits program-wide basis the additional annual amount of \$30 million to maintain the health insurance stabilization reserve fund which shall be used to continue equalization and protect the integrity of health insurance benefits.

The health insurance stabilization reserve fund shall be used: to provide a sufficient reserve; to maintain to the extent possible the current level of health insurance benefits provided under the Blue Cross/GHI-CBP plan; and, if sufficient funds are available, to fund new benefits.

The health insurance stabilization reserve fund shall be credited with the dividends or reduced by the losses attributable to the Blue Cross/GHI-CBP plan.

- C. Pursuant to paragraph 7 of the 2005 MLC Health Benefits Agreement, notwithstanding the above, in each of the fiscal years 2001 and 2002, the City shall not make the annual \$35 million contributions to the health insurance stabilization fund.
D. With respect to section 12f of the MLC Health Benefits Agreement, the Welfare Fund contributions shall be made on behalf of the families who qualify for health insurance coverage under Section 12-126(b)(2) of the Administrative Code. The cost of providing this benefit shall be funded solely by the Health Insurance Stabilization Fund.
F. In the event that there is a Citywide or program-wide health insurance package which exceeds the cost to the equalization and stabilization fund described above, the parties may negotiate reconfiguration of this package which in no event will provide for costs in excess of the total costs of this Agreement as set forth herein. However, it is understood that the UFA will not be treated any better or any worse than any other Union Participating in the Citywide or Program-wide Health Program with regard to increased health insurance costs.

Section 4. Health Care Flexible Spending Account.

- a. A flexible health care spending account shall be established after July 1993 pursuant to Section 125 of the IRS Code. Those employees eligible for New York City health plan coverage as defined on page 32, section 4(B) of the 1992 New York City Health Summary Program Description shall be eligible to participate in the account. Participating employees shall contribute at least \$260 per year up to a maximum of \$5,000 per year. Said contribution minimum and maximum levels may be modified by the MLC Health Advisory Committee based on experience of the plan. Any unfunded balance may be deducted from final salary payments due an employee.
b. Expenses of the account shall include but not be limited to deductibles, co-insurance, co-payments, excess expenses beyond plan limits, physical exams and health related transportation costs for vision, dental, medical and prescription drug plans where the employee and dependents are covered. In no case will any of



the above expenses include those non-deductible expenses defined as non-deductible in IRS Publication 502.

- ii. An administrative fee of \$1.00 per week for the first year shall be charged for participation in the program. An employee's participation in the account is irrevocable during a plan year. At the close of the plan year any excess balance in an employee's account will not be refunded.

Section 5.

This Agreement incorporates the terms of the May 5, 2014 Letter Agreement regarding health savings and welfare fund contributions between the City of New York and the Municipal Labor Committee, as appended to this Agreement.

ARTICLE XI - ANNUITY FUND

Effective May 31, 2002, the City shall continue to contribute for each Firefighter and Fire Marshal, on a twenty-eight (28) day cycle basis, a pro-rata daily contribution for each working day for which such Firefighter or Fire Marshal is paid by the City. The total annual contribution shall not exceed \$1,044 for each Firefighter or \$1,566 for each Fire Marshal in full pay status in the prescribed twelve month period. Contributions hereunder shall be remitted by the City each twenty-eight (28) days to the Uniformed Firefighters Association Compensation Accrual Fund pursuant to the terms of a supplemental agreement to be reached by the parties subject to the approval of the Corporation Counsel.

Effective April 1, 2007, for employees hired on or after April 1, 2007, there shall be no annuity contributions remitted during the employees' first five years of service.

ARTICLE XII - VACATION AND LEAVE

Section 1.

- A. Effective July 1, 1997, the yearly annual leave accrual shall be increased by 39 hours. Such accrual shall be implemented as follows: effective calendar year 1997 - two 9 hour tours; effective calendar year 1998 - 39 hours. Each Firefighter hired prior to July 1, 1988 shall be entitled to vacation leave as prescribed in the annual Leave Allowance Program for the Fire Department, as established by the Board of Estimate Resolution--6/27/57--(Cal. No. 580) as amended to date, and in Regulations for the Uniformed Force. Annual Leave Credit shall be pro-rated each year for Firefighters appointed after January 1.
- B. Each Firefighter hired prior to December 31, 1992 (inclusive) shall be entitled to vacation leave as prescribed in the annual Leave Allowance Program for the Fire Department, as established by the Board of Estimate Resolution--6/27/57--(Cal. No. 580) as amended to date, and in Regulations for the Uniformed Force. Annual Leave Credit shall be pro-rated each year for Firefighters appointed after January 1.

An annual leave allowance, based on service in the Department, shall be granted to members in accordance with the following:

<u>SERVICE</u>	<u>ANNUAL LEAVE ACCRUAL</u>	<u>MONTHLY ACCRUAL</u>
5 years and over	210 hours (10-9 hr. tours; 8-15 hr. tours)	17.5 hours

Effective January 1, 2006, the annual leave allowance shall be as follows:

<u>SERVICE</u>	<u>ANNUAL LEAVE ACCRUAL</u>	<u>MONTHLY ACCRUAL</u>
5 years and over	195 hours (10-9 hr. tours; 7-15 hr. tours)	16.25 hours

Vacations shall be in accordance with a nine-group chart which is hereby incorporated by reference and made a part of the agreement.

- C. Each Firefighter hired after December 31, 1992 shall be entitled to vacation leave as prescribed in the annual Leave Allowance Program for the Fire Department, as established by the Board of Estimate Resolution--6/27/57--(Cal. No. 580) as amended to date, and in Regulations for the Uniformed Force. Annual Leave Credit shall be pro-rated each year for Firefighters appointed after January 1.

An annual leave allowance, based on service in the Department, shall be granted to members in accordance with the following:

<u>SERVICE</u>	<u>ANNUAL LEAVE ACCRUAL</u>	<u>MONTHLY ACCRUAL</u>
6 years and over	210 hours (10-9 hr. tours; 8-15 hr. tours)	17.5 hours
5 years	177 hours (8-9 hr. tours; 7-15 hr. tours)	14.75 hours
3 years and 4 years	114 hours (6-9 hr. tours; 4-15 hr. tours)	9.5 hours
1 year and 2 years	72 hours (3-9 hr. tours; 3-15 hr. tours)	6 hours

Effective January 1, 2006, the annual leave allowance shall be as follows:

<u>SERVICE</u>	<u>ANNUAL LEAVE ACCRUAL</u>	<u>MONTHLY ACCRUAL</u>
6 years and over	195 hours (10-9 hr. tours; 7-15 hr. tours)	16.25 hours
5 years	162 hours (8-9 hr. tours; 6-15 hr. tours)	13.5 hours
3 years and 4 years	99 hours (6-9 hr. tours; 3-15 hr. tours)	8.25 hours
1 year and 2 years	57 hours (3-9 hr. tours; 2-15 hr. tours)	4.75 hours

Vacations shall be in accordance with a nine-group chart which is hereby incorporated by reference and made a part of the agreement.

Section 2.

Present practice regarding annual leave for Fire Marshals shall continue, except that as of January 1, 2006, Fire Marshals will be entitled to 211 hours of annual leave per year, accrued at a rate of 17 hours and 35 minutes per month.

Section 3.

- A. If an employee does not receive, or because of illness or the needs of the Fire Department, is unable to take all or part of that employee's vacation in a calendar year, that employee may be entitled to carry the unused portion over into and take such unused portion during the succeeding year but not beyond.
- B. An employee's annual leave shall be changed to sick leave during a period of verified hospitalization or if that employee is seriously disabled but not hospitalized while on annual leave. The medical leave provided herein shall be administered in the same way as the medical leave program for employees who are not on leave. The Department's decision shall be final in granting leave under this paragraph provided, however, that complaints concerning the refusal of the Chief Medical Officer to change an employee's annual leave to sick leave may be submitted to the Medical Practices Review Committee as complaints pursuant to Article VA, Section 3 of this Agreement.

Section 4.

Excused time accorded to all other personnel employed by the City such as excusals for the Dr. Martin Luther King, Jr. and the Senator Robert F. Kennedy funerals and the Moon Landing Observation Day, shall be granted equally to employees covered by this Agreement. Employees not accorded the day off shall be credited with compensatory time off.

Section 5.

Compensatory days shall be subject to the exigencies of the Department. Where any employee is entitled to receive a compensatory day and is denied the request of that employee's choice of a compensatory day, that employee shall have the right, in accordance with existing procedures, to take such compensatory time subsequently, or, subject to the discretion of the Department, receive cash, at straight time, for the applicable period in which event payment shall be made as soon as possible.

Section 6.

Any employee who is on light duty as a result of a line of duty illness or injury and who has not yet taken that employee's vacation shall not be required to take the vacation while that employee is continued on light duty.

Rescheduling of any such vacation shall be subject to the exigencies of the Department.

Section 7.

Before commencing duty with a new group, a Firefighter who has completed working two 9-hour or two 15-hour tours and who is entitled to a 48-hour or a 72-hour leave shall be permitted to complete the full 48-hour or 72-hour leave.

Section 8.

The Fire Department agrees to make its best efforts to promulgate the vacation chart at least ninety (90) days prior to January 1<sup>st</sup> of each year.

Section 9 Off Line Holiday Pay

Effective September 1, 2009, all members off the line (inclusive of light and full duty) who have a work schedule which provides for a regular day off (RDO) during the workweek shall forego this RDO in the week in which a holiday occurs. In the event that more than one holiday occurs in a week, the member must forego the RDO and one tour of annual leave. All members off the line who have a work schedule, which does not provide for a RDO during the work week, must forego one tour of annual leave. Under no circumstances where a member is regularly scheduled to work on a holiday shall that member receive overtime for hours actually worked per that schedule (with the exceptions of veterans working on Memorial or Veteran's day). The intent of this provision is to ensure that all members referred to above provide 40 hours of work in a week in which a holiday occurs.

In lieu of foregoing a tour of annual leave, the member may reschedule an additional tour of duty with the consent of the Fire Department.

Section 10. Terminal Leave

The resolution of the Board of Estimate of the City of New York dated June 27, 1957, states the following:

*Members of the Force shall be granted terminal leave with pay upon retirement not to exceed one month for every ten years of service, pro-rated for a fractional part thereof; provided, however, that no terminal leave shall be granted to an employee against whom departmental disciplinary charges are pending.*

Effective September 1, 2015, the parties agree that such Employees as described in the Resolution above and are entitled to payment shall now be entitled to voluntarily choose the option of a one-time lump sum payment as their terminal leave benefit in lieu of their current terminal leave benefit prior to retirement, Such payments shall be made as soon as practicable after retirement, consistent with the Stipulation of Settlement reached by the parties in OCB case docketed as A-15208-16.

In the event that a change in legislation is needed to effectuate this agreement, the parties agree to jointly support the necessary legislation to implement the terms of this Section 10.

ARTICLE XIII - SAFETY STANDARDS AND EQUIPMENT

Section 1.

The Department shall establish minimum safety standards for all Firefighting and Fire Marshal vehicles, consistent with the standards of the State Motor Vehicle Bureau for comparable vehicles, and shall have annual inspections to insure the maintenance of these standards.

Section 2.

The assigned Engine or Ladder Chauffeurs, in the presence of the House Watchperson, shall notify the Company Officer of defects in apparatus so that an inspection of the apparatus may be undertaken and a recording of the Officer's findings made in the Company Journal pursuant to Chapter 13.2.6 of the Fire Department's Regulations.

Section 3.

When a company receives new equipment, replacement equipment, equipment repaired by the Division of Repair and Transportation, and when equipment is repaired in quarters by a mechanic, the Officer on duty shall inspect such equipment to insure that it is in proper working order. Such officer shall make a signed notation in the Company Journal regarding the results of such inspection.

Section 4.

In selecting chauffeurs and tiller persons, the Department recognizes the importance of seniority (measured by time in the rank) provided the senior applicant has the ability and qualifications to perform the work. However, the Department's decision is final.

Section 5.

A medical expert designated by the UFA and a representative designated by the Fire Department shall meet to develop procedures to monitor Firefighters and Fire Marshals who may be exposed to hazardous materials.

ARTICLE XIV - FACILITIES

Section 1.

All quarters shall have adequate heating, hot water, sanitary and sanitation facilities and Fire Marshal quarters shall have adequate desks, telephones and locker space. Notice of any claimed violation shall be given to the Department. If the Department does not correct the claimed violation within a reasonable time the Union may file a grievance at Step III of the grievance procedure.

Section 2.

When it is anticipated that a fire house or Fire Marshal quarters will be without heat (during the heating season), water, power or sanitation facilities for the duration of a tour or longer the Department will relocate affected companies or Fire Marshal units to an alternate location until the condition is corrected.

ARTICLE XV - TRANSPORTATION

The Department recognizes its responsibility to provide transportation to and from fires and in emergencies. When transportation is not made available, and an employee is authorized to use and uses that employee's personal car, that employee shall be paid \$1.75 for that use. Payment shall be made within a reasonable time.

ARTICLE XVI - VACANCIES

The Department shall periodically list vacancies in Department Orders. In filling vacancies, the Department recognizes the importance of seniority (measured by time in the Department) provided the senior applicant has the ability and qualifications to perform the work involved. However, the Department's decision is final.

ARTICLE XVII - INDIVIDUAL RIGHTS

Preamble.

It is the policy of the Fire Department of the City of New York to secure for all employees their rights and privileges as citizens in a democratic society, consistent with their duties and obligations as employees of the Fire Department and the City of New York. To further the administration of this policy, the following guidelines are established:

Section 1.

Interrogations, interviews, trials and hearings conducted by duly authorized representatives of the Fire Department shall be conducted during reasonable hours, preferably when an employee is on duty. If an interrogation, interview, or hearing takes place when an employee is not on duty, that employee shall be compensated by cash payment for the time spent, including two hours of travel time, at the rate of time and one-half. If a trial takes place when an employee who is a witness is not on duty, that employee shall be compensated by cash payment for the time spent including two hours of travel time, at the rate of time and one-half. If a trial takes place when an employee who is an accused is not on duty, that employee shall be compensated by cash payment for the time spent, including two hours of travel time, at the rate of straight time, unless the trial was postponed by the accused for that employee's convenience or for the convenience of that employee's counsel and/or that employee's union representative, in which case the accused shall receive no compensation.

Section 2.

At the time an employee is notified to appear for interrogation, interview, trial or hearing at Department headquarters, the Fire Department shall advise that employee either in writing, when practicable, or orally to be later confirmed in writing of (1) the specific subject matter of such interrogation, interview, trial or hearing; and (2) whether that employee is a suspect or non-suspect. If notified orally, the employee shall be given a written notice before the interrogation, interview, trial or hearing.

Section 3.

Notice of trial shall be in writing at least ten (10) days in advance of such trial, unless the employee waives such notice or unless that employee applies or has applied for a service retirement.

Section 4.

The employee who is the subject of interrogation, interview, trial or hearing shall be advised of the name, rank, and unit of the officer in charge of the interrogation, interview, trial or hearing and of the name, rank and unit or other identification of all persons present connected with the interrogation, interview or hearing. The questioning of employees shall be of reasonable duration and the employee shall be allowed time for personal needs, meals and necessary telephone calls. Offensive or profane language shall not be used, nor shall the employee be threatened for failure to answer questions nor promised anything if the member does answer questions.

Section 5.

When an employee is a suspect in a departmental investigation or trial, the officer in charge of the investigation shall give the employee the following warning before the member is questioned:

I wish to advise you that you have all the rights and privileges guaranteed by the Laws of the State of New York and the Constitution of this State and the United States, including the right not to be compelled to incriminate yourself. You have the right to an attorney present if you wish. I wish to further advise you that if you refuse to answer any questions relating to the performance of your duties, you will be subject to dismissal from your employment with the City. However, if you do answer questions, neither your answers nor any information or evidence which is gained by reason of such answers can be used against you in any criminal proceeding. You are advised, however, that if you knowingly make any false answers or deceptive statements, you may be subject to criminal prosecution and disciplinary action by reason thereof.

Such employee shall be advised of the right to union representation. When the interrogating officer is advised by the employee that the member desires the aid of counsel and/or a union representative, the interrogation shall be suspended and the employee shall be granted a reasonable time to obtain counsel and/or a union representative, which time shall not be less than twenty-four (24) hours.

If it appears that the investigation may result in a disciplinary proceeding based on the employee's answer to questions or on the employee's refusal to answer, a stenographic or electronic record of the questioning of the employee shall be made unless the exigencies of the situation prevent such recording.

In the event that an employee is subject to charges by the Department, any such record shall be made available to the employee or the employee's representative. The cost of the recording shall be shared equally by the parties.

#### Section 6.

A. An employee shall not be questioned by the Fire Department on personal behavior while off-duty and out of uniform except that the Department shall continue to have the right to question an employee about personal behavior while off-duty and out of uniform in the following areas:

- i. matters pertaining to official department routine or business;
- ii. extra departmental employment;
- iii. conflict of interest;
- iv. injuries or illnesses;
- v. residency;
- vi. performance as a volunteer firefighter;
- vii. loss or improper use of department property.

B. If an employee alleges a breach of subdivision A of this section 6, the member has the right to a hearing and determination by the Impartial Panel within 24 hours following the claimed breach.

To exercise this right, the employee must request such determination at the time when an Official of the Department asks questions in an area which is disputed under subdivision A of this section. If the employee requests such determination, the member shall not be required to answer such questions until the Impartial Panel makes a determination.

#### Section 7.

All employees are reminded that failure to answer relevant questions may result in disciplinary action including dismissal from the Department.

#### Section 8.

In the course of an investigation or interrogation, an employee who is not a suspect is required to cooperate in the investigation of a complaint. Statements the member has made in the course thereof may not be used against the member in a subsequent proceeding in which the member becomes a suspect.

#### Section 9.

If an employee is found not guilty in a disciplinary hearing, the record of the proceedings shall not become part of that employee's personal record. An employee who is found not guilty shall have the right to examine that employee's personal record in the presence of an official of the Department after written request to the Department to ascertain compliance.

#### Section 10.

If the Department fails to comply with the provisions of this Article, any questions put to the employee shall be deemed withdrawn and the refusal to answer any such questions shall not be prejudicial to the employee. Withdrawal as herein described shall not preclude the Department from proceeding anew in the manner prescribed herein.

#### Section 11.

The employee shall have the right, at that employee's own expense, to have that employee's physician consult with the Department Medical Board after the examination and interview of the employee,

but before the Departmental Board completes its record and makes its recommendation. Present practice regarding filing of medical statements and documentation shall continue.

#### Section 12.

If an employee is subpoenaed to testify before a governmental body up to a maximum of two employees "per day" in a proceeding, the employee shall be compensated by cash payment for the time spent testifying, plus two hours travel time, provided that no compensation be paid unless the employee notifies the Department that employee has received a subpoena within 72 hours after that employee has received it; or as soon as that employee has received it if the return date is within 72 hours thereafter. Any amounts received by the employee as witness fees shall be deducted from compensation received by the employee from the Department pursuant to this Section.

### ARTICLE XVIII - GRIEVANCE PROCEDURE

#### Section 1.

A grievance is defined as a complaint arising out of a claimed violation, misinterpretation or inequitable application of the provisions of this contract or of existing policy or regulations of the Fire Department affecting the terms and conditions of employment. A direct order by a Superior Officer, under all circumstances, must be carried out and objections raised at a later date through the formal grievance procedure. Prior to the formal presentation of the grievance, every effort shall be made to find ways and means of identifying and removing the cause of the grievance by discussions with the employee's immediate superior. In the event that any employee and/or the Union shall present a grievance, such grievance shall be handled in the following manner:

- STEP I. A. Within 120 days following the date on which the grievance arose, an aggrieved employee shall initiate the grievance, in writing, on the prescribed form to the Company Commander. The determination of the Company Commander passing on the grievance shall be in writing and a report shall be forwarded on the prescribed form to the Fire Commissioner, the aggrieved employee and the Company Delegate within five (5) days after the submission of the grievance. If the grievance is not resolved to the satisfaction of the aggrieved employee, the employee shall have the right to process the grievance to the next step in the grievance procedure.
- B. The Company Delegate shall be the employee's representative at the first step in the grievance procedure.

- STEP II. A. An appeal from the Company Commander's determination at Step I shall be forwarded in writing on the prescribed form to the Borough Commander within five (5) days after the aggrieved employee receives a copy of the Company Commander's determination.

The Borough Commander shall schedule a Step II meeting which shall take place within seven (7) days after the filing of an appeal.

The Company Commander and the Battalion Chief on duty in the employee's Battalion on the date of the proposed meeting shall be notified of the meeting and directed to attend. The Borough Commander may direct the attendance of any subordinate officer or other witness within the Department, and shall consider any request by the grievant or the Union to direct the attendance of witnesses at the Step II meeting.

The determination of the Borough Commander passing upon the Step I appeal shall be in writing and a report shall be forwarded on the prescribed form to the Fire Commissioner, the aggrieved employee and representative within three (3) days after the hearing. If the grievance is not resolved at Step II, the aggrieved employee has the right to proceed to the next step in the grievance procedure.

B. A member of the Union's Executive Board shall be the employee's representative at the second step in the grievance procedure.

- STEP III. A. An appeal from the Borough Commander's determination at a Step II meeting must be forwarded in writing on the prescribed form to the Fire Commissioner within five (5) days after receipt by the aggrieved employee and the Union of a copy of the Borough Commander's determination. The Commissioner, the Chief of the Department and the Chief-in-Charge Bureau of Personnel and Administration and/or their designees and the aggrieved employee and representative shall meet within ten (10) days of the receipt of the appeal from the Borough Commander's

decision at Step II. The parties shall work for a satisfactory resolution of the grievance through conference, negotiations and agreement. The Commissioner shall within five (5) days of the Step III meeting issue a determination, in writing, to the aggrieved employee and representative.

B. A member of the Union's Executive Board shall be the employee's representative at the third step of the grievance procedure. No more than four (4) members of the Executive Board are to attend a Step III meeting.

STEP IV. If, after completion of all of the steps provided for above, the grievance has not been resolved, the Union solely shall have the right to bring such grievance to the Impartial Panel for arbitration in accordance with the applicable provisions of the New York City Collective Bargaining Law and Consolidated Rules promulgated by the Office of Collective Bargaining with respect to arbitration. Notice of the Union's intent to proceed to arbitration shall be served on the Commissioner of Labor Relations within ten (10) days of receipt by the union of the decision of the Commissioner or designated representative. In addition, the Employer shall have the right to bring directly to arbitration any dispute between the parties concerning any matter defined as a "grievance" herein. The Employer shall commence such arbitration by submitting a written request therefor to the Impartial Panel, with a copy to the Union, and the matter shall proceed in accordance with the Consolidated Rules of the Office of Collective Bargaining. The Impartial Panel shall hold a hearing within ten (10) days after the Panel receives a request for arbitration at a time and place convenient to the parties, and the Panel shall issue an award within ten (10) days after the completion of the hearing.

Section 2.

The time limits contained in this Article may be modified by mutual agreement. Any grievance decision not appealed within the time limits prescribed in this agreement after receipt of the determination of the appropriate department official shall not be subject to further appeal.

In the event that the Department or the City fails to comply with the time limits prescribed herein, the grievance automatically shall be advanced to the next step.

Section 3.

It is understood and agreed by and between the parties that there are certain grievable disputes which are of a department level or of such scope as to make adjustments at Step I and Step II of the grievance procedure impracticable, and, therefore, such grievance shall be instituted at Step III of the grievance procedure. The Union may petition the Impartial Panel for leave to file a grievance involving potential irreparable harm concerning safety and health directly at Step IV. The Impartial Panel shall have the power to permit such grievance at Step IV for good cause shown or direct said grievance to be instituted at Step III. If the Impartial Panel determines that the grievance may be properly filed directly at Step IV, the City retains its right to assert all defenses which may be properly raised at Step IV.

Section 4.

When possible, every effort shall be made to hold grievance hearings when a union representative involved is on duty. However, time lost by union representatives and aggrieved employees shall not be compensable.

Section 5.

Grievances raised by Fire Marshals shall be processed according to the Grievance Procedure set forth in this Article except as follows:

- A. In Step I, grievances shall be forwarded to the Deputy Chief Fire Marshal in charge of the member's base.
- B. In Step II, appeals shall be forwarded to the Chief Fire Marshal.

Section 6.

A copy of every Borough policy directive shall be sent to the Union when issued. If the Union informs the Department that the Union believes that the Borough policy directive is in violation of the terms of this agreement or of existing policy or regulations of the Fire Department affecting the terms and conditions of employment, the Borough policy directive shall be considered official department policy, unless the Department modifies or revokes such Borough policy directive prior to its effective date.

Section 7.

Whenever the Department intends to alter an existing policy or program or to establish a new policy or program, the Department shall give the Union at least fourteen (14) days notice of the intended change or new implementation, except in situations when the Department

must act more quickly because of emergency or other good cause. The Department shall use its best efforts to notify the union of the intended change between the hours of 9:00 a.m. to 5:00 p.m., and shall endeavor to provide said notice electronically. This shall not affect the Department's right to implement or change such policies or programs nor the Union's right to oppose such programs.

ARTICLE XIX - LABOR-MANAGEMENT COMMITTEE

Section 1.

The Employer and the Union recognize that cooperation between labor and management is indispensable to the accomplishment of sound and harmonious labor relations and agree to jointly maintain and support a Labor-Management Committee ("Committee").

Section 2.

The Committee shall consider and may recommend to the Fire Commissioner changes in working conditions of the employees, including, but not limited to, health and safety issues. Matters subject to the grievance procedure contained in this Agreement shall be appropriate items for consideration by the Committee, but submission of a matter to the Committee shall not affect the right to grieve the matter.

Section 3.

The Committee shall consist of six members. The Fire Commissioner and the President of the Union shall each select three members, and may designate an alternate for each member authorized to act in the absence of a member. Members shall serve for the term of this Agreement, provided, however, that the appointing party may remove members that party has appointed at any time. Vacancies shall be filled by the appointing party.

Section 4.

The Committee shall select a Chair from among its members at each meeting. The chairship of the Committee shall alternate between the members designated by the Fire Commissioner and the members designated by the President of the Union. A quorum shall consist of a majority of the total membership of the Committee. The Committee shall meet at the call of either the Union members or the City members at times mutually agreeable to both parties. A written agenda of matters to be discussed shall be provided by the party calling the meeting at least one week in advance of the meeting, and the other party shall provide any additions to the agenda at least one day in advance. Minutes shall be kept of each meeting with responsibility for keeping minutes alternating between the members designated by each of the parties. Copies of minutes shall be typed and promptly distributed to all members of the Committee. The Committee shall make its recommendations to the Fire Commissioner in writing.

Section 5.

The Department and the Union shall use their best efforts to schedule two (2) labor-management committee meetings per month.

ARTICLE XX – DELEGATES

The Union may designate a delegate for each company or special unit with 10 or more Firefighters or Fire Marshals who shall be the representative of the Union. Where there are more than 25 Fire Marshals in a location, the Union may designate additional delegates in a ratio of one delegate for each additional 25 Marshals at such location. The delegate shall perform the regular duties as an employee. A mutual made by a delegate to enable the delegate to attend a Union meeting shall be considered a variance and shall be exempt from the then-existing mutual policy.

The Fire Department shall make every effort to assist Company Delegates in providing coverage whenever Delegates are excused to attend UFA meetings. Only members who are available to perform duty at straight time salary shall be selected to replace Delegates whether selected by the Fire Department or an individual Delegate.

ARTICLE XXI - NO STRIKE

The Union and the Employees shall not induce or engage in any strikes, slowdowns, work stoppages or mass absenteeism nor shall the Union induce any mass resignations during the term of the Agreement.

ARTICLE XXII - IMPARTIAL PANEL

As soon as practicable after the execution of this Agreement, a permanent rotating Panel of a minimum of three (3) Arbitrators shall be established, drawn from the official panel of the Office of Collective Bargaining, as agreed to by both parties, to act during the term of this Agreement. The members of the Panel shall be assigned on a rotating basis to arbitrate in all instances where arbitration is called for under the terms and conditions of this Agreement.

The assigned Arbitrator shall hold a hearing at a time and place convenient to the parties and a transcript shall be taken unless the taking of a transcript is waived by both parties. The Arbitrator shall attempt to issue an award within ten (10) days after the completion of the hearing.

Should any member(s) of the three-person rotating Impartial Panel resign, refuse to act or be incapable of acting or should any of the offices become vacant for any reason, the parties shall immediately designate another person(s) to act on such Impartial Panel. If the parties cannot agree on the successor(s), then arbitrations under the grievance procedures of this Agreement shall be held pursuant to the Consolidated Rules of the Office of Collective Bargaining.

ARTICLE XXIII - DETAILS TO OTHER UNITS

Section 1.

- A. In the event that a Firefighter or Fire Marshal is detailed to a unit other than the unit to which that employee is permanently assigned, if that employee is required to report at the other unit at the start of a respective tour (e.g., 0900, 1800, etc.), that employee shall receive compensation for travel to the unit to which that employee is detailed at the rate of time and one-half for 45 minutes of travel time if the detailed unit is within the same borough as that employee's permanent unit or 1-1/4 hours if the detailed unit is in a different borough than that of that employee's permanent unit.
B. In the event that a Firefighter or Fire Marshal is detailed to a unit other than the unit to which that employee is permanently assigned and that employee cannot return to the permanent unit within a regular tour of duty (e.g. by 1800, 0900, etc.), that employee shall receive compensation for travel to the permanent unit at the same rates as stated in paragraph A hereof.
C. In any event, if the Department transports such detailed Firefighter or Fire Marshal, then that employee shall receive compensation at time and one-half only for the actual travel time outside of that employee's regular tour of duty.

Section 2.

In the event that a Firefighter is detailed for more than a single tour and is entitled to receive compensation for travel time, the Firefighter so detailed shall receive compensation for travel time in the manner prescribed in Section 1 of this Article only for the beginning of the first and the end of the last day of such detail.

Section 3.

A Firefighter or Fire Marshal shall not be eligible for compensation for travel time as provided in this Article if:

- A. the detail is for a training assignment of any type or to any training location;
B. the Firefighter is detailed while on light duty status;
C. the Firefighter who is detailed is assigned to the limited service squad;
D. the Firefighter is detailed from a staffing pool;
E. the Firefighter who is detailed earns overtime on the detail;
F. the Firefighter is detailed to a company in the same quarters as that employee's own or in adjacent quarters.

Section 4.

When computing overtime compensation for travel time as required by this Article, the basic hourly rate excluding all premiums shall be used.

Section 5.

The Fire Department agrees to continue its practice of not detailing firefighters to a unit for the purpose of placing a unit on-line for CFR-D purposes.

ARTICLE XXIV - LINE-OF-DUTY DEATH BENEFIT

In the event that an employee dies because of an injury incurred through no fault of that employee's own while actually responding to, working at or returning from an alarm, a payment of \$25,000 will be made from funds other than those of the Retirement System in addition to any other payment which may be made as a result of such death. Such payment shall be made to the estate of the deceased.

ARTICLE XXV - DEATH BENEFIT - UNUSED LEAVE AND COMPENSATORY TIME

If an employee dies while employed by the City, that employee's estate shall receive payment in cash for the following as a death benefit:

- A. All unused accrued annual leave up to a maximum of 54 days credit;
B. All unused accrued compensatory time earned subsequent to March 15, 1968 which is verifiable by official Department records up to a maximum of two hundred (200) hours.

ARTICLE XXVI - PARKING FACILITIES

To the maximum extent practicable and consistent with City policy, parking spaces up to a maximum of six spaces per company, will be made available for the cars of employees adjacent to, part of, or as close as possible to firehouses, and such spaces will be marked

appropriately. The Department will issue appropriate parking permits for the designated spaces. The UFA shall notify the Department, the Transportation Administration, and the Commissioner of Labor Relations of any requests for parking spaces. The City shall have 10 days to respond to such requests. If the response is a denial, it shall be specific as to the reasons. If the UFA disagrees with any such denial, it shall inform the Commissioner of Labor Relations as to the specific reasons for its disagreement, and may refer the matter to the Impartial Panel for advisory arbitration.

ARTICLE XXVII - MEAL PERIODS

In order to improve the efficiency, productivity, health and morale of Firefighters, existing practices regarding meal periods shall be modified as follows:

Each unit shall be scheduled to receive one half-hour meal period in each tour as described in AUC-Response to fires and other emergencies by a unit during its meal period shall be governed by the provisions of that circular.

ARTICLE XXVIII - OCCUPATIONAL HEALTH AND SAFETY

- A. All protective gear required by the Department shall be provided without cost to the firefighter in a quartermaster system. The Department shall also provide dress uniforms and work station uniforms via the quartermaster system.

In addition, effective August 1, 2005, the City shall provide a \$450 per year per firefighter cleaning allowance. This provision applies only to firefighters.

- B. The City shall pay to each Fire Marshal a uniform allowance of \$1,100 per annum, to be paid in accord with existing standard procedures. Effective July 31, 2008, the amount paid by the City to each Fire Marshal for a uniform allowance shall be increased by \$1,100 per annum in accordance with existing standard procedures.

ARTICLE XXIX - PERFORMANCE COMPENSATION

The City acknowledges that each of the uniformed forces performs an important service that reflects the diverse missions of the City's uniformed agencies. In order to reward service of an outstanding, exceptional nature, each of the uniformed agencies will establish a performance compensation program to recognize and reward such service, tailored to the unique missions of the individual uniformed agency.

The parties agree that additional compensation may be paid to employees performing outstanding, exemplary, difficult and/or unique assignments. The City will notify and discuss with each affected union of its intent to pay such additional compensation and the individuals to be compensated.

The criteria for the granting of performance-based compensation shall be based upon outstanding performance in the work assigned, and/or performance of unique and difficult work.

The performance-based compensation payments provided for in this section shall be one-time, non-recurring cash payments subject to applicable pension law. An employee can receive no more than one payment annually.

This provision shall not affect any existing productivity programs covered in any existing collective bargaining agreements. Nor shall this provision be construed to waive any obligation of the City to negotiate over future productivity programs as required by applicable law.

ARTICLE XXXI - APPLICABLE LAWS

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

ARTICLE XXXII - SAVINGS CLAUSE

Should any part of this Agreement or any provision herein contained be rendered or declared invalid by reason of any existing or subsequently enacted legislation, or by any decree of a court of competent jurisdiction, such invalidation of such part or portion of this Agreement shall not invalidate the remaining portions thereof.

WHEREFORE, we have hereunto set our hands and seals this January day of 17, 2020

CITY OF NEW YORK UNIFORMED FIREFIGHTERS ASSOCIATION
BY: /s/ RENEE CAMPION Commissioner of Labor Relations
BY: /s/ GERARD FITZGERALD President

APPROVED AS TO FORM:

BY: /s/ ACTING CORPORATION COUNSEL

DATE SUBMITTED  
TO THE FINANCIAL CONTROL BOARD:

UNIT: FIREFIGHTERS

TERM: August 1, 2010 to July 31, 2017

SCHEDULE A.

JOB DESCRIPTION - FULL DUTY FIREFIGHTER

1. Fire and Emergency Operations.

Under immediate supervision of company officers a Firefighter while engaged in fire and emergency operations performs emergency duties varying from those requiring minimal individual judgment to those requiring some independent judgment but in accordance with prescribed methods and procedures. These duties are performed in responding to, working at and returning from fire and emergency operations. They shall include but are not limited to:

- a) Monitoring all alarm circuits and equipment, recording of all alarms received and proper performance of housewatch duty.
- b) Operation of apparatus and other automotive equipment of the department.
- c) Rescue, search, ventilation, laddering, overhauling and forcible entry.
- d) Stretching of hose lines, directions of streams and use of nozzles.
- e) All chauffeuring duties and related duties.
- f) Operations of small boats, deckhands and mariner duties on fireboats.
- g) Use of tools and equipment made available for accomplishment of duties.
- h) Patrolling and responding, as necessitated by fire and/or emergency conditions and fire protection needs.

2. Fire Prevention Operations.

Under normal supervision of company officers a Firefighter individually or collectively with other Firefighters, performs inspectional, investigational, educational and regulative duties in the area of fire prevention operations. These activities involve separate procedures and the making of decisions requiring individual judgment but in accordance with prescribed methods and procedures and/or direction of immediate superiors. This shall include but is not limited to:

- a) Inspection of buildings, structures, tunnels, enclosures, vessels, piers, terminals, bridges, carriers, containers places or premises including fire protective equipment contained therein.
- b) Dissemination of information and education to the public.
- c) Investigation of perilous or fire breeding conditions.
- d) Issuance of summonses, violation orders or referrals to other city agencies as required by law.
- e) Recording and clerical procedures in connection with all of the above items.

This shall exclude but is not limited to:

- a) Electrical inspections, except for those which create fire breeding potentials.
- b) Alarm Box inspections, except in cases of emergencies affecting fire alarm circuits.
- c) Clerical, other than those specifically related to required duties.

3. Quarters and Apparatus Operations.

Under general supervision of company officers a Firefighter performs routine preventive maintenance operations in areas of quarters and apparatus. Work is performed with all methods and procedures defined and duties assigned at frequent intervals under complete supervisory controls. This shall include but is not limited to:

- a) Apparatus and equipment as noted in Chapter 13 of the Regulations for the Uniformed Force.
- b) Company quarters as noted in Chapter 19 of the Regulations for the Uniformed Force.
- c) Marine Administration Division as noted in Chapter 14 of the Regulations for the Uniformed Force.

Certain specific quarters and apparatus operations have been delegated to Civilian personnel within the civil service framework where budget authorization has been obtained. Examples of such inclusions are listed below:

- a) Tire changing for heavy apparatus, as opposed to passenger vehicle type.
- b) Major painting and major chipping of vessels, and major painting in quarters or for apparatus.

- c) Removal of rubbish work after completion of work by contractors.
- d) Major mechanical repairs, such as brake adjustments and clutch repair.
- e) Assisting in contract work on Fire Department buildings.
- f) Moving and vanning of furniture and equipment.

However, in an emergency situation Firefighters may be required to perform any duty assigned, including duties listed above, when the Fire Commissioner or the Chief of Department believes that the exigency of the situation requires the performance of such duties.

4. Training.

Under direct supervision of superior officers, Firefighters engage in training and drill activities to attain and maintain that degree of knowledge and skill required to perform their proper functions as Firefighters in the Fire Department of the City of New York.

5. General Department

Under normal supervision of company officers a Firefighter shall be responsive to the immediate demands of and the service function to the general public and to the lawful orders and directives of that employee's immediate supervisors and the regulations for the Uniformed Force as promulgated by the Fire Commissioner.

6. Limiting Clause

Nothing herein contained is intended to, nor shall it, contravene any law of the State and/or the City of New York or the rules and regulations of the Fire Department of the City of New York.

SCHEDULE Aa

Job Description - FIRE MARSHAL (UNIFORMED)

Duties and Responsibilities

Under supervision, performs responsible work in the investigation of the causes, circumstances and origins of fires and/or explosions; performs related work including but not limited to:

- a) Looks for and examines evidence at the fire scene to determine origin and cause of fire; collects, preserves, and requests analysis of evidence; completes the required forms; directs and/or coordinates photographing fire scene and related evidence; analyzes and interprets laboratory results to determine its potential value and relevance to the investigation.
- b) Performs mobile and fixed surveillance, including the use of electronic devices, to gather intelligence, to identify, locate and apprehend suspects and to locate witnesses; prepares and serves subpoenas to ensure the appearance of witnesses and production of records relevant to the investigation; administers oaths to witnesses; obtains sworn oral and/or written testimony from witnesses; interviews witnesses and/or suspects to obtain information about investigations.
- c) Applies for and executes search and arrest warrants; effects arrests of suspects; transports suspect to police precinct and central booking and completes related paperwork, including On-Line-Booking Sheet.
- d) Gives testimony as expert and lay witness at hearings, jury proceedings, and criminal and civil trials.
- e) Operates star-wars handie-talkie and fire department's radio to receive and transmit information.
- f) Makes recommendations to immediate supervisor regarding the status of investigations.
- g) Coordinates investigative activities with various federal, state, local and private agencies.
- h) Provides guidance and assistance to recently trained and graduated fire marshals.
- i) Prepares fire investigation reports, including the completion of related forms.
- j) Coordinates, prepares and manages a schedule for daily activities.
- k) Maintains and safeguards personal firearms and equipment and demonstrates proficiency in the use of firearms, as required by department's policy.
- l) Ensures the proper maintenance of department vehicles and equipment.

Daniel A. Nigro  
Fire Commissioner

## ATTACHMENT A

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23 Street  
New York, NY 10007

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

All overtime worked shall be paid no later than sixty days after the end of the month in which the overtime is worked. Any errors will be paid within fourteen days of the payday on which the overtime was to have been paid.

Very truly yours,  
/s/  
Daniel A. Nigro  
Commissioner

## ATTACHMENT B

Based upon the July 28, 1978 Report of the Fire Department Medical Practices Review Committee ("Committee") the parties agree as follows:

1. The underlined portions of the annexed Recommendations of the Committee shall be implemented immediately, and all legal steps and administrative orders and directives necessary for such implementation shall be effectuated forthwith.

2. To the extent the remaining recommendations require further study, consultations, or contact with other institutions or persons, such actions shall be undertaken as soon as possible, pursued vigorously and the recommendations implemented in accordance with the result of such actions as expeditiously as possible.

3. The Ongoing Panel recommended by the Committee shall be the original Committee.

(1) Finding:

The Fire Department Medical Division in general is performing its required functions as prescribed by the Department and has the interest of the health of the members of the Department as its overall objective. Our evidence indicates that many members of the Department are in favor of retaining this service. However, the Committee finds that certain problems exist which need prompt resolution.

Recommendation:

The Fire Department Medical Division should be maintained and specific changes made as recommended below.

(2) Finding:

Some members of the Department and their Union leadership believe that the Medical Division has acted more as an arm of management's absence control efforts rather than in the interest of the health and well-being of the Firefighters. This negative opinion tends to be based on a series of incidents occurring over a period of time, although it is suggested that it became accentuated in the years just prior to this administration. This negative perception is not directed against all of the medical officers, staff, or practices of the Medical Division, but tends to focus on rather specific recurrent types of incidents.

Recommendation:

It is clear to the Committee that so long as the Medical Division remains part of the Department and is responsible for fitness for duty evaluations, inevitably a conflict of interest will be perceived by some. The leadership of the Department should reinforce the need for concrete actions to reverse the negative perceptions voiced by a number of patients. Patients at all times must be addressed and treated with respect. Inappropriate professional behavior must be effectively dealt with administratively. The Department should give high priority to minimizing this perception by positive and ongoing actions. This report hopefully points to some beginning directions but cannot be the end of a new Departmental effort.

(3) Finding:

Physicians reporting to fires are sometimes delayed for a variety of reasons. Furthermore, fire calls during the day when the clinic is in session, depletes the clinic's medical staff. In addition, the areas of medical subspecialization of some of the medical officers appear not to be those urgently required at the scene of a fire.

Recommendations:

(a) Medical officers on call, particularly during the day time hours, and at times of heavy traffic congestion should not be relied upon for prompt responses to the scene of a fire or to fire houses. Their later response and night time coverage may still be desirable as a back-up resource or during a transition to the arrangements recommended below (b).

(b) Specific, preselected hospitals, preferably those with relevant tertiary care capabilities, should respond to the fire scene with physician(s); either a senior level resident or attending physician specially trained and oriented in fire injuries. A physician in internal medicine trained in cardiopulmonary problems, smoke inhalation, etc., and/or one trained to deal with trauma such as fractures, sprains, burns, etc., should respond. Consideration should be given to the possible use of the City's MERVANS, and the Emergency Medical Service should participate in planning this response system.

(c) If possible, standardized criteria should be developed to assist in more uniform medical evaluation and treatment planning.

(d) It is desirable that for every tour of duty, at each fire house a trained EMT (Emergency Medical Technician) be on duty. The member should be specifically trained in assisting at the scene of a fire in the emergency treatment and triage of common fire fighter injuries and illnesses.

(4) Finding:

On occasion Firefighters injured in line of duty have been taken to hospitals not appropriate for the specialty care they require.

Recommendation:

Specific pre-selected institutions with appropriate specialized tertiary care resources should be identified and used promptly for particular injuries - (e.g. eye injuries). If a Firefighter is initially brought to another institution and the determination made that a specialty service is required, after stabilization, the member should be promptly moved to the appropriate institution. A list of these specialty services should be made and updated annually. If the Emergency Medical Services can be of assistance in this effort they should be so involved.

(5) Finding:

On occasion there appears to be undue delay in authorizing or arranging for appropriate specialty consultation for sick or injured Firefighters.

Recommendation:

Procedures and policies should be established to assure prompt referral of any individual for specialty consultation. A relationship should be established with a number of institutions and individuals expert in their fields and capable of in depth evaluation and treatment. Where possible the consultants should be located in each borough.

(6) Finding:

The medical officers' visits to hospitals is reportedly sporadic and on occasion the patient is disturbed rather than helped.

Recommendation:

A standard procedure should be established and followed with regard to prompt and regular visits to hospitalized Firefighters. The medical officer should, in consultation with the responsible physician, review the medical records and history and make suggestions with regard to the patient's treatment, discharge or other disposition. If transfer to another facility is deemed necessary, it should be expedited. In the event of a disagreement between the responsible physician and the medical officer, the Firefighters should be advised of this and counseled as to the reason for the medical officer's recommendation. If necessary a third party specialist should be called promptly. In no event should a patient be subjected to harsh physical or mental treatment. Problem cases should be seen by the Chief Medical Officer whenever necessary.

(7) Finding:

There are certain routine policies and practices of the Medical Division and the Department that appear to be unnecessary and potentially counter-productive.

Recommendations:

(a) There do not seem to be compelling reasons for the medical officers to see Firefighters who have themselves determined that they are sufficiently recovered from an acute short term illness to return to duty. This procedure should be eliminated and replaced by self-declaration by the Firefighters with the concurrence of his commanding officer.

(b) A procedure should be established to avoid frequent visits to clinic for routine check-ups in the case of intermediate term illness or injuries such as fractures or coronaries. An initial evaluation of each case and consultation with the private physician should enable the establishment of a reasonable recovery period. Toward the end of this pre-determined period a re-evaluation, if necessary in person, should be performed. A weekly desk audit of these patients should be formed and appropriate appointments and consultations scheduled. Specialists selected by the Department and located in each borough could be delegated the responsibility to review and recommend duty status in their field of expertise.

(c) Uniformity requiring that a non-bedded sick or disabled Firefighter remain at home while on sick leave should be discontinued, particularly in instances of illness or injuries with prolonged recuperation periods.

(d) Surprise visits by physicians for the purpose of determining whether a Firefighter is at home should be discontinued. This "truancy" function is not an appropriate medical responsibility.

(e) The elimination of physician visits at home for purpose of return-to-duty status determination should be evaluated in a pilot study to ascertain whether this procedure in fact results in a significantly more rapid return to duty.

(8) Finding:

The Medical Division's function in review of health status and duty fitness evaluation is necessary but should not be its sole objective. The Medical Division should also provide services of primary care treatment for minor illnesses as well as certain other evaluation, treatment, rehabilitation and preventative services. These health services, if available, would result in more rapid recovery or actual avoidance of illness, injury or disability both short and long term. They would undoubtedly result in an improved perception of the Department's Medical Services. In the Committee's opinion, some of these services will be reimbursable by third party insurance.

Recommendations:

(a) Minor illness and injuries should be evaluated and treatment initiated by the medical staff. Full-time seven days a week primary care physicians and nurse practitioners or physician assistants, trained and experienced in primary care, should be selectively recruited. The current mix of subspecialists in the Department seems somewhat inappropriate and should be re-evaluated.

(b) Back ailments and other musculoskeletal problems are of high incidence in the Department. A special group of physicians and support staff (including physio-therapists) should be developed to diagnose, treat and provide rehabilitation programs. This program should be designed in consultation with individuals expert in this area. Appropriate members of the current medical staff may be suitable for assignment to this program but it will require additional expert medical and auxiliary staff. A special site will be required which could be in the clinic building. Establishing this program at another site may be considered, including the possibility of a health care institution based facility. Eventually, depending on workload, additional decentralized sites may be needed.

(c) A hypertension screening and treatment program should be developed and implemented for members of the Department, in consulting with individuals familiar with such programs. It should be staffed by appropriately trained and experienced physicians and nurse practitioners. This program could initially be situated in the clinic area, and ultimately depending on workload, may be decentralized.

(d) A cardiac evaluation and rehabilitation program modeled after existing programs should be developed. This program should be made available to members of the Department with cardiac illnesses.

(e) The physical re-examination program initiated by the Department is a commendable first step towards health maintenance. This program should be expanded to provide complete examinations and appropriate laboratory studies and should be integrated with the programs noted above.

(9) Finding:

The clinic area is physically uncomfortable and impersonal. Waiting time is often prolonged. For some members, visits to the clinic are made more difficult because of lack of nearby parking.

Recommendations:

(a) Prompt action should be given towards improving the environmental qualities of the clinic and related facilities. The waiting area should be redesigned to create a more comfortable and warm atmosphere. Some of the modern health institutions can provide suitable models.

(b) Individual scheduled or block scheduled appointments at the clinic should be implemented to avoid prolonged waiting times.

(c) If possible arrangements should be made to provide parking facilities for Firefighters when they must visit the clinic.

(10) Finding:

The organization, structure and staff utilization of the Medical Division are not optimal for the Division to accomplish its goals.

Recommendations:

(a) Serious consideration should be given to reorganizing the Medical Division consistent with the findings and recommendations of this Committee. The recruitment of an Administrator, preferably a physician, with practical experience in primary ambulatory care should be aggressively pursued. The Committee believes this would assist in the implementation of these recommendations.

(b) Nurse practitioners and/or physician assistants should be employed to serve in the clinic to assist in the work-up and examination of all patients and the staffing of the programs recommended above. Recruitment of these individuals should focus not only on their professional skills and experience but also on their ability to help create a more positive atmosphere. The current nurse utilization does not appear to provide critically needed services. The maintenance of this staff may not be essential unless they can be effectively integrated into the proposed structure.

(11) Finding:

There is need for the development of a process by which the quality of medical care provided to the members of the Department can be evaluated on an ongoing basis.

Recommendations:

(a) A systematic Departmental recording and analysis of patients' complaints should be established to evaluate progress and to permit prompt corrective action. A patient satisfaction questionnaire of the Medical Division's performance should be developed to enable regular measurement of the Medical Division's performance and to assist in making necessary changes. To the degree that expectations and practical realities do not coincide, effective communication and education must be provided.

(b) An ongoing medical care review panel independent of the Medical Division should be established to assist the Department in monitoring the quality and nature of its medical services. This panel, which should be of the nature of a medical advisory board to the Commissioner, will help assist him in evaluating the quality of medical services, recommend changes to improve these services, and help assess their implementation. The panel should meet on a regular basis (at least quarterly), and receive relevant reports and information as to the medical services provided, and make appropriate recommendations to the Commissioner. While it is not within the scope of this Committee's mandate, it is not unreasonable to suggest that some mechanism be established to assist other agencies in the ongoing evaluation of the medical services they provide to their employees.

Daniel A. Nigro  
Fire Commissioner

ATTACHMENT C

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23 Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

An employee shall not lose an adjusted tour or annual leave carried over into the succeeding year, but not taken during that year because of a line-of-duty injury.

Very truly yours,  
/s/  
Daniel A. Nigro  
Commissioner

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT D

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23 Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

For the term of this Agreement, "A delegate who is a Firefighter first grade and who has served as a delegate for six months shall not be involuntarily transferred because of activities protected under the Taylor Law and the NYCCBL as a delegate on behalf of the Union."

Very truly yours,  
/s/  
Renee Campion

The City of New York  
Office of Labor Relations



22 Cortlandt St, 14<sup>th</sup> Floor  
 New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT E

Gerard Fitzgerald, President  
 Uniformed Firefighters Association  
 204 East 23 Street  
 New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

The City and the UFA agree that all fire companies adjacent to police stations shall have access to heating and cooling controls located in police stations or that such companies shall have separate heating and cooling controls. To accomplish this goal, the City agrees to make every effort to resolve this problem by communications with the Police Commissioner and any other relevant City officials to establish procedures and programs for resolving this problem.

The City and the UFA further agree that all fire companies should be provided with adequate ventilation. The Fire Department intends to continue installation of apparatus floor ventilation systems according to the schedule that has been furnished to the Union, to consult and discuss with the Union any problem which might delay the scheduled completion of such installation, and to continue to maintain in good order those ventilation systems which have been or shall be installed.

Very truly yours,

/s/  
 Renee Campion

The City of New York  
 Office of Labor Relations  
 22 Cortlandt St, 14<sup>th</sup> Floor  
 New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT F

Gerard Fitzgerald, President  
 Uniformed Firefighters Association  
 204 East 23 Street  
 New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

The City of New York recognizes its ongoing obligations under Article XXX of the 1980-82 Agreement with respect to parking spaces.

The City will use its best efforts forthwith to fulfill those obligations, and will keep the Union fully apprised of its efforts to secure such parking.

Very truly yours,

/s/  
 Renee Campion

Daniel A. Nigro  
 Fire Commissioner

ATTACHMENT G

Gerard Fitzgerald, President  
 Uniformed Firefighters Association  
 204 East 23 Street  
 New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

Entitlement to the existing allowance for cleaning and maintenance of personal equipment shall accrue upon entry to that effect by the Company Officer in the Company Journal.

Very truly yours,

/s/  
 Daniel A. Nigro  
 Commissioner

The City of New York  
 Office of Labor Relations  
 22 Cortlandt St, 14<sup>th</sup> Floor  
 New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT H

Gerard Fitzgerald, President  
 Uniformed Firefighters Association  
 204 East 23 Street  
 New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

Upon execution of this agreement the parties agree to the extension of the fire salvage program to all ladder companies citywide.

Very truly yours,

/s/  
 Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE UFA

\_\_\_\_\_  
 /s/  
 By: GERARD FITZGERALD

The City of New York  
 Office of Labor Relations  
 22 Cortlandt St, 14<sup>th</sup> Floor  
 New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT I

Gerard Fitzgerald, President  
 Uniformed Firefighters Association  
 204 East 23rd Street  
 New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This letter will confirm our mutual understanding regarding the January 30, 1996 Stipulation of Settlement in BCB Case No. 1265-90, known as the Roster Staffing Agreement. The parties agree to extend the Roster Staffing Agreement by amending the January 31, 2006 dates set forth in the Eleventh paragraph to read January 31, 2011.

This will also confirm the parties' understanding with respect to the Hazardous Materials Technical units that are the subject of Arbitration No. A-10735-04. The parties agree that these units shall not be counted and shall not be included in the C+60 engine companies under the Roster Staffing Agreement.

Effective January 1, 2003, 96 hours of roster staffing overtime for UFA Board Members to be used consistent with the Roster Staffing Agreement.

The union agrees to withdraw, with prejudice, the cases docketed as BCB-2928-11, A-13849-11. The union agrees to withdraw the case docketed as A-13910-11 without prejudice to re-filing should a similar circumstance arise in the future.

This will confirm our mutual understanding that a labor-management committee be established with representatives of the Fire Department and the UFA that will meet on a regular basis to monitor and study all aspects of the current roster staffing program including safety issues and any issues regarding the calculation of medical leave. The committee shall develop and make recommendations to the Fire Commissioner.

Very truly yours,

/s/  
 Renee Campion

AGREED AND ACCEPTED ON BEHALF OF FDNY:

\_\_\_\_\_  
 /s/  
 By: Daniel A. Nigro

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_  
 /s/  
 By: GERARD FITZGERALD

The City of New York  
 Office of Labor Relations  
 22 Cortlandt St, 14<sup>th</sup> Floor  
 New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT J

Gerard Fitzgerald, President  
 Uniformed Firefighters Association  
 204 East 23rd Street  
 New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This will confirm our mutual understanding that the parties agree to discuss the assignment of duties to firefighters which deviate substantially from the job description attached to the contract. This shall replace and be the successor to Article XX in the 1991-95 contract.

Very truly yours,  
/s/  
Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_/s/\_\_\_\_\_  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT K

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: 2010-2017 Agreement

Dear Mr. Fitzgerald:

The City reaffirms its commitment to the concept of parity which it defines as basic maximum salary among uniformed employees.

Very truly yours,  
/s/  
Renee Campion

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT L

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

The City and the UFA recognize that pursuant to Administrative Code section 12-127, the City is obligated to pay for the cost of line of duty injury prescription drugs for UFA members. The parties further recognize that a significant number of UFA members have previously utilized the UFA Health and Welfare Fund to pay for these prescription drugs without reimbursement by the City. Up to the adoption of the new program outlined below, the UFA agrees to waive any and all claims for the reimbursement of the cost of said line of duty injury prescription drugs.

Effective as soon as practicable on or after September 1, 2007, members injured in the line of duty who require medications to treat the illness or injury as authorized by the Bureau of Health Services will have all related costs of such medications fully covered by the Fire Department.

The Fire Department reserves the right to determine the means, methods and procedures by which such prescription drugs shall be paid and/or reimbursed including, but not limited to, the selection of participating pharmacies and/or mail order services, and the means of payment and/or reimbursement, e.g., by prescription drug card or similar mechanism.

The Fire Department shall provide thirty (30) days notice to the Union prior to effecting any changes in the program.

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

Very truly yours,  
/s/  
RENEE CAMPION

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_/s/\_\_\_\_\_  
By: GERARD FITZGERALD

By: GERARD FITZGERALD

Daniel A. Nigro  
Fire Commissioner

ATTACHMENT M

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This will confirm our mutual understanding that a labor management committee will be established with representatives of the Fire Department and the UFA to study and review the current grievance procedure with the intent of developing procedures to expedite the process.

Very truly yours  
/s/  
Daniel A. Nigro  
Commissioner

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_/s/\_\_\_\_\_  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT N

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: UFA 2010-2017 Agreement

Dear Mr. Fitzgerald:

This will confirm our mutual understanding that a labor management committee will be established with representatives of the City and the UFA to study and make recommendations regarding safety issues.

Very truly yours,  
/s/  
Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_/s/\_\_\_\_\_  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT O

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This will confirm our mutual understanding that an agreed upon procedure will be set up to implement voluntary payroll deductions as requested by the UFA.

Very truly yours,  
/s/  
Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_/s/\_\_\_\_\_  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT P

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

Pursuant to the Impasse Award in I-193-88A, the parties agree that they are bound by Signal 10-51 - Suspension of Outside Activities set forth in Fire Department Order No. 119, dated August 25, 1989, (as modified in Fire Prevention Manual Chapter 3, Addendum 2, section 4.1.2, revised December 19, 2006) during the term of the 2002-2006 Agreement.

Very truly yours,  
/s/  
Renee Campion

ATTACHMENT Q

TO: All Officers  
FROM: Chief of Department  
RE: Use of Department Vans and Spare Chiefs' Cars

In order to clarify existing policies regarding assignments of firefighters to operate Department Vans and Spare Chiefs' Cars whereby manning is reduced below minimum manning levels your attention is called to the following guidelines set forth in Cases Nos. A-830-79 and A-840-79.

Minimum manning may not be reduced in the following situations:

- Messenger Duty  
Department Vans and Spare Chiefs' Cars may not be used for messenger duty between command locations and firehouses when it reduces minimum manning. Non-emergency messages, including Department orders and directives, may not be carried between divisional headquarters and divisional headquarters and command headquarters by Department Vans and Spare Chiefs' Cars in a manner that reduces minimum manning.
- Transportation of Non-Firefighting Equipment  
Department Vans and Spare Chiefs' Cars may not be used to transport non-firefighting equipment between locations, including firehouses, borough and divisional headquarters and repair shops when it reduces minimum manning and no emergency requires such use.
- Transportation of Apparatus and Equipment  
Department Vans and Spare Chiefs' Cars may not be used to transport firefighting apparatus or equipment when it reduces minimum manning and no emergency exists except that firefighting equipment requiring immediate repair or replacement as a result of loss or damage during a tour are not included. Scheduled inspection, maintenance, repair or replacement on a regular basis, particularly when items are accumulated until a number of items are available or until a particular date is reached, is prohibited. Examples of this category are movement of spare apparatus to and from Department shops and accumulation of radios for repair on a regular scheduled basis.  
A company that is out of service may use Department Vans and Spare Chiefs' Cars to obtain spare apparatus. However, the movement of broken down apparatus, the "jockeying" of vehicles from one location to another until the repair shop is capable of receiving those vehicles, and the return of the apparatus from the repair shop in a manner that reduces minimum manning when there is no emergency is not permissible. A company may use Department Vans and Spare Chiefs' Cars to obtain vital and unique tools essential to firefighting duties which require immediate replacement, e.g., power saws, generators and Hurst tools.
- Delivery of Department Forms, Records, or Regular Payroll  
Delivery of Department records, forms and regular payrolls among command headquarters or to firehouses which reduces minimum manning is prohibited when no emergency exists.
- Transportation of Personnel  
Department personnel and other persons may not be transported in a manner which reduces minimum manning when no emergency exists.  
Routine movement of uniformed personnel for foreseeable or planned reasons, such as interviews, the transportation of firefighters

from fires with non-serious injuries, when ambulances should be used, and the transportation of non-departmental personnel such as official visitors (e.g. picked-up at the airport) is not permissible. Emergency transportation of a firefighter who has suffered a serious injury at a fire for treatment even though it reduces minimum manning is permissible, but every effort should be made to transport such a firefighter by ambulance or other emergency vehicle.

Accordingly, all assignments shall be made in accordance with the foregoing.

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT R

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This will confirm our mutual understanding that a probationary Firefighter who sustains an injury in the line of duty and is unable to perform his or her duties may at the Department's discretion have their probationary period extended but will receive their salary increase on their anniversary date.

Very truly yours,  
/s/  
RENEE CAMPION

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

/s/  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT S

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This will confirm our mutual understanding that a member who reports being injured or becoming ill while on duty shall receive overtime while waiting for a doctor after his or her scheduled tour of duty ends if ordered by the medical officer to stay.

Very truly yours,  
/s/  
RENEE CAMPION

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

/s/  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT T

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This will confirm our mutual understanding that the parties agreed during the 2002-2006 round of bargaining to jointly support

legislation to amend Section 15-111 of the Administrative Code of the City of New York, so that members of the uniformed force of the FDNY, who were New York City police officers prior to joining the Fire Department, shall no longer have their prior police service counted in determining their compensation. Upon appointment to the FDNY, they shall be considered newly appointed employees for purposes of salary and all other economic benefits (excluding pensions) – with no prior service.

Former correction officers shall be treated the same as former police officers for purposes of salary and all other economic benefits (excluding pensions) when they join the Fire Department.

If this provision is challenged, the parties shall take all reasonable steps to defend fully the lawfulness of such provision. Moreover, should the parties be unsuccessful, for whatever reason, in implementing such change, including if the provision is overturned by a judicial or administrative tribunal, the parties agree to reopen the contract to bargain over alternative savings that are equivalent in value to that which the Union was credited under this contract. In the event the parties are unable to agree, this issue may be submitted to interest arbitration for final and binding resolution.

Very truly yours,  
/s/  
Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_  
/s/  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT U

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This will confirm our mutual understanding that issues pertaining to minimum manning overtime “red-line” and administrative overtime shall be referred to the labor-management committee for discussion.

Very truly yours,  
/s/  
RENEE CAMPION

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

BY: \_\_\_\_\_/s/  
GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT V

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This will confirm our mutual understanding that issues pertaining to funeral details shall be referred to the labor-management committee for discussion.

Very truly yours,  
/s/  
RENEE CAMPION

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_  
/s/  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT W

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This will confirm our mutual understanding that issues pertaining to AFID/BISP Inspections and the heat index shall be referred to the labor-management committee for discussion.

Very truly yours,  
/s/  
RENEE CAMPION

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_  
/s/  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT X

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This will confirm our mutual understanding regarding the taxability of the Uniform Allowance for Fire Marshals. Upon execution of the parties’ agreement, the parties shall establish a labor management committee to explore whether the Uniform Allowance payment for Fire Marshals can be made non-taxable.

Very truly yours,  
/s/  
RENEE CAMPION

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_  
/s/  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT Y

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23rd Street  
New York, NY 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This is to confirm the parties’ understanding with respect to assignment of Firefighters to schedules that do not conform to duty schedules as described in Article III of the parties’ collective bargaining agreement. The parties’ existing practices of scheduling Firefighters (line) to duties requiring schedules not in conformance with Article III of the parties’ collective bargaining agreement (including those which had been the subject of the following actions: A-10691-04; A10883-05; BCB-2478-05; A-8502-00 and Index No. 1634/04 (Supreme Court of the State of New York, County of Kings)) shall continue.

The Department shall also continue to make such assignments in the following manner. Prior to any involuntary assignment, the Department shall endeavor to obtain qualified volunteers, subject to their qualifications. The involuntary assignment of a Firefighter

shall be limited to one year. Extensions of such assignments shall be consistent with the existing practices not to exceed two years. Such assignments shall not be made on a punitive basis.

The Parties agree to meet and discuss any issues regarding these matters in a Labor-Management Committee.

Regarding arbitration award No. A-8502-00 and Index No. 16348/04 (Supreme Court, Kings County), the parties agree that they shall disregard these cases and not refer to either case in the future, other than for the purpose of enforcing this letter agreement. The parties also agree that the stipulated issue in the above-referenced arbitration shall be governed by this letter agreement.

Very truly yours,  
/s/  
RENEE CAMPION

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_/s/\_\_\_\_\_  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT Z

Gerard Fitzgerald, President  
Uniformed Firefighters Association  
204 East 23<sup>rd</sup> Street  
New York, New York 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

The parties acknowledge that, from time to time, the headcount at the Fire Department varies. The parties agree to convene at the union's request, a Labor Management committee which shall include representative(s) from the Mayor's Office of Labor Relations to discuss changes in the headcount and its impact, if any, on UFA members.

Very truly yours,  
/s/  
Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_/s/\_\_\_\_\_  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT AA

Gerard Fitzgerald  
President  
Uniformed Firefighters Association  
204 East 23<sup>rd</sup> Street  
New York, New York 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This is to confirm the parties' understanding with regard to expansion of the Medical Board under Section 13-323 of the New York City Administrative Code. The Union shall support legislation amending Section 13-323 to expand the medical board. Should the parties be unsuccessful, for whatever reason, in implementing such change, the parties agree to reopen the contract to bargain over alternative savings that are equivalent in value to that which the Union was credited under this provision. In the event the parties are unable to agree, this issue solely may be submitted to interest arbitration for final and binding resolution.

Very truly yours,  
/s/  
RENEE CAMPION

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_/s/\_\_\_\_\_  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT AB

Gerard Fitzgerald  
President  
Uniformed Firefighters Association  
204 East 23<sup>rd</sup> Street  
New York, New York 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This is to confirm the parties' understanding with regard to the Fire Department's calculation of medical leave.

The Fire Department's calculation of medical leave will continue to reflect the methodology per the 1996 Roster Staffing Agreement except that:

- Any scheduled hours lost to medical leave during the member's scheduled tour of duty will be calculated based on the actual hours lost to medical leave during that scheduled tour.
- Light-duty classification will only be used to reflect members actually reporting for duty and working.
- Members simultaneously categorized as being on terminal leave and medical leave status will be excluded from "lost time" in the medical leave calculation.

Very truly yours,  
/s/  
Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_/s/\_\_\_\_\_  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT AC

Gerard Fitzgerald  
President  
Uniformed Firefighters Association  
204 East 23<sup>rd</sup> Street  
New York, New York 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

Effective July 1, 2007, there shall be an assignment differential of twelve percent (12%) payable to a category of Firefighters assigned to "special assignment" upon satisfactory completion of a review period established by the Fire Department.

The selection and assignment of employees to these units shall be in accordance with existing criteria.

The units to be included in this program shall be: HazMat Company; HazMat Battalion; Rescue Companies; Squads; and HazTech Engines.

The parties will convene a labor management meeting to discuss the potential inclusion of other units in this program as well as the treatment of current incumbents.

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

Very truly yours,  
/s/  
Renee Campion

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_/s/\_\_\_\_\_  
By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations

22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT AD

Gerard Fitzgerald  
President  
Uniformed Firefighters Association  
204 East 23<sup>rd</sup> Street  
New York, New York 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

Policies and procedures for Extra Departmental Employment (EDE) as described in PA/ID 12-67 will be modified to waive the requirements for EDE except as noted herein. EDE remains prohibited while members are on medical leave and light duty; however, EDE may be permissible while on light duty if approved by the Fire Commissioner or his designee. EDE will remain prohibited as per PA/ID 12-67 for Conflicts of Interest, probationary firefighters attending Fire Academy probationary school and as noted currently in PA/ID 12-67 Section 1.8 and 1.10. In addition, EDE must not interfere or conflict with the regular departmental duties or with availability for overtime or emergency duty. Existing procedures for approval of EDE for those who will continue to be subject to such requirements will remain as per PA/ID 12-67. Lastly, the Fire Commissioner reserves the right to deny or revoke permission for any specific occupation or place of employment notwithstanding regulations and orders.

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

Very truly yours,  
/s/  
RENEE CAMPION

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_  
/s/

By: GERARD FITZGERALD

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT AE

Gerard Fitzgerald  
President  
Uniformed Firefighters Association  
204 East 23<sup>rd</sup> Street  
New York, New York 10010

Re: 2010-2017 UFA Agreement

Dear Mr. Fitzgerald:

This letter confirms our mutual agreement to add Mary O'Connell and Howard Edelman to the parties' impartial panel of arbitrators.

Very truly yours,  
/s/  
RENEE CAMPION

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

\_\_\_\_\_  
/s/

By: GERARD FITZGERALD

ATTACHMENT AF

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

November 28, 1989

Professor Walter Gellhorn  
Columbia University Law School  
435 West 116<sup>th</sup> Street  
New York, NY 10027

Re: BCB - 1117A -88

Dear Professor Gellhorn:

The City of New York has reviewed the position it took in the above-enumerated impact proceeding before you and has decided to modify its Roster Manning Proposal.

The Roster Manning Proposal described by the City in that proceeding is modified as follows:

The original proposals detailed at the hearings used as a starting point the current budgeted headcount (budgeted headcount represents an average number of firefighters on payroll over a one year period) of 9262. That headcount will be brought down by 200 to 9062 to fully realize the budgetary savings from the extra 39.6 hours per firefighter per year resulting from the recent impasse award. In the original proposal, the City assumed that it would need to add 318 firefighters to the budgeted headcount which would have brought the headcount up to 9380.

Under the revised proposal, each firefighter except for probationary firefighters in their first six months of employment and firefighters on final leave will be guaranteed 96 hours of overtime opportunities in exchange for which the authorized budgetary headcount will be reduced to 8921. As soon as the Department is able to implement the previously announced closing of five battalions, the headcount will be reduced to 8896.

The 96 hours of overtime will be worked according to a schedule established by the Department and must be actually worked by each eligible firefighter to receive the overtime compensation. Mutual exchanges of these overtime tours will only be permitted where the exchange is completed within seven days of the scheduled overtime tour. Full duty firefighters will be assigned to overtime on the backstep and light duty firefighters to administrative overtime. The Department may, in its discretion, schedule the overtime during low availability periods.

In all other respects, the City's proposal and position remain the same.

The substance of this proceeding is whether the City's roster manning proposal would have a practical impact on the workload and safety of firefighters on the "backstep." While we do not believe that the UFA proved its case, we nevertheless reviewed the proposal to see if additional steps could be taken to address the UFA's concerns.

The City believes that the modifications set forth above do address these concerns especially as the Fire Department intends to schedule the 96 hours of overtime for each active firefighter at the times that the roster manning model predicts low availability. By now having the flexibility to provide additional manpower at the time when the UFA argues it is needed the most, the revised or modified roster manning proposal alleviates any alleged claim that the program has a practical impact on workload or safety. Also the additional pay each active firefighter will be eligible to receive from the 96 hours of overtime will adequately compensate them for the overtime pay these firefighter may lose as a result of the implementation of the original roster manning program.

A copy of this letter is being "faxed" to Mike Abram.

Very truly yours,  
/s/  
Robert Linn

ATTACHMENT AG

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

January 30, 1996

Thomas Von Essen, President  
Uniformed Firefighters Association  
204 East 23<sup>rd</sup> Street, 5<sup>th</sup> Floor  
New York, NY 10007

Dear Mr. Von Essen:

This is to clarify paragraphs *sixth and seventh* of the Stipulation of Settlement between the parties, dated January 30, 1996 resolving issues in Case # BCB-1265-90. The daily medical leave is calculated as follows:

Number of scheduled Firefighter hours missed due to medical leave divided by  
The product of the number of active Firefighters on payroll multiplied by 5.76\*.

\*The value of 5.76 represents the average number of hours a Firefighter is scheduled to work on a daily basis according to the current "25 Group Chart" pursuant to Section 15-112 of the New York City Administrative Code. The value is derived by dividing 144 (hours) by 25 (days).

Sincerely,  
James F. Hanley  
/s/

The City of New York  
Office of Labor Relations  
22 Cortlandt St, 14<sup>th</sup> Floor  
New York, NY 10007  
<http://nyc.gov/olr>

ATTACHMENT AH

Gerard Fitzgerald  
President  
Uniformed Firefighters Association  
204 East 23<sup>rd</sup> Street  
New York, New York 10010

Re: Subsequent Contract Period

Dear Mr. Fitzgerald:

In the event that any other uniformed union receives an Award or reaches a negotiated settlement with economic terms greater than those provided in this agreement, the parties agree, pursuant to Section 209.2 of the New York State Public Employees Fair Employment Act, that the Union, following the expiration of this Agreement, will have the right to immediately seek the appointment of an interest arbitration panel for the contract period beginning August 1, 2017.

Very truly yours,

/s/  
RENEE CAMPION

AGREED AND ACCEPTED ON BEHALF OF THE UFA:

/s/ \_\_\_\_\_  
By: GERARD FITZGERALD

m17

OFFICE OF THE MAYOR

NOTICE

EXECUTIVE ORDER No. 55

March 8, 2020

BAN ON NON-ESSENTIAL FOREIGN TRAVEL IN RESPONSE TO THE CORONAVIRUS

WHEREAS, the Centers for Disease Control (“CDC”) has found that Coronavirus Disease 2019 (COVID-19) is present in at least 89 locations internationally; and

WHEREAS, to date, 12 New York City residents have been diagnosed with COVID-19; and

WHEREAS, the City is dedicated to protecting the health and well-being of City employees and the public; and

NOW, THEREFORE, by the power vested in me as Mayor of the City of New York, it is hereby ordered that:

Section 1. Protection of City workforce. It is vital that City government continues to function and serve its residents. Protecting the health of City employees and the public is critical as health officials continue to aggressively combat the spread of COVID-19 in the City.

Section 2. Ban on non-essential foreign travel. Therefore, subject to Section 4, employees of City agencies, as defined in Section 1150 of the New York City Charter, shall be barred from non-essential foreign travel for official City business. This travel ban is effective immediately and will continue until further notice.

Section 3. Definition of non-essential foreign travel. Non-essential travel includes trips, such as public school field trips, that do not have a public health or safety purpose and/or trips that are not legally mandated.

Section 4. Limited Waiver Process. In limited cases, the Mayor, or his designee, may grant a waiver permitting City employees to undertake non-essential foreign travel for official City business.

Section 5. This Order shall take effect immediately.

s/s  
Bill de Blasio,  
Mayor

m17

CHANGES IN PERSONNEL

DISTRICT ATTORNEY KINGS COUNTY  
FOR PERIOD ENDING 02/07/20

NAME	TITLE		SALARY	ACTION	PROV	EFF DATE	AGENCY
	NUM						
LANZA	ELIZABET M	30114	\$72000.0000	RESIGNED	YES	01/19/20	903
LEE	JAEYEON G	56057	\$44083.0000	RESIGNED	YES	01/29/20	903
LUBIN	REYNA N	30114	\$75000.0000	RESIGNED	YES	01/19/20	903
MONTORO	ARIELLE A	30114	\$72000.0000	RESIGNED	YES	01/19/20	903
MUNISTERI	KAITLIN E	30830	\$57824.0000	APPOINTED	YES	01/26/20	903
NARVAEZ	MARIAH	56057	\$44083.0000	RESIGNED	YES	01/30/20	903
NEAL	KENNETH	56056	\$37398.0000	APPOINTED	YES	01/21/20	903
PATINO	GENESI	56057	\$44083.0000	APPOINTED	YES	01/26/20	903
PRIMO	CANDACEY V	30830	\$57824.0000	APPOINTED	YES	01/26/20	903
SPRULL	DANIEL J	30114	\$75000.0000	RESIGNED	YES	01/19/20	903
SUTTON	AISHA S	56056	\$37398.0000	APPOINTED	YES	01/21/20	903
TIERNEY	SEAN P	30830	\$57824.0000	INCREASE	YES	01/26/20	903
WALKINGTON	LUC B	56057	\$44083.0000	RESIGNED	YES	01/24/20	903
WALLACE	INGRID	56057	\$44309.0000	RETIRED	YES	02/01/20	903
WEBSON	SALINA A	56056	\$37398.0000	RESIGNED	YES	01/26/20	903
WILSON	U'NIKA S	56057	\$44083.0000	APPOINTED	YES	01/21/20	903

DISTRICT ATTORNEY QNS COUNTY  
FOR PERIOD ENDING 02/07/20

NAME	TITLE		SALARY	ACTION	PROV	EFF DATE	AGENCY
	NUM						
ALBERTUS	ANGELA M	30114	\$202799.0000	APPOINTED	YES	01/19/20	904
CASTILLA	ERIKA	56057	\$38333.0000	RESIGNED	YES	01/26/20	904
COLON	VILMARY	56057	\$38333.0000	APPOINTED	YES	01/19/20	904
ENG	LISA W	12626	\$92966.0000	RETIRED	NO	01/19/20	904
HARRY	ALEXIS	30114	\$115000.0000	APPOINTED	YES	01/30/20	904
HERNANDEZ	DANIA	05329	\$106000.0000	APPOINTED	YES	01/21/20	904
LIVERMORE	MARION D	30114	\$73722.0000	RESIGNED	YES	01/19/20	904
MCCORMACK III	PETER J	30114	\$177731.0000	INCREASE	YES	01/26/20	904
MEEKS-WILLIAMS	CAROLANN C	10252	\$81096.0000	RETIRED	NO	02/01/20	904
MILLIGAN	DEREK M	30114	\$79240.0000	RESIGNED	YES	01/28/20	904
NEER	RANDI A	56057	\$48500.0000	APPOINTED	YES	01/26/20	904
NELSON	ALICIA S	56057	\$38333.0000	APPOINTED	YES	01/19/20	904
SUBTYL	GENEVA M	30080	\$49677.0000	RESIGNED	NO	01/21/20	904
SULLIVAN	EILEEN M	30114	\$119.2000	RESIGNED	YES	01/19/20	904

DISTRICT ATTORNEY RICHMOND COU  
FOR PERIOD ENDING 02/07/20

NAME	TITLE		SALARY	ACTION	PROV	EFF DATE	AGENCY
	NUM						
ARGENTINE	ALEXIS G	30114	\$71722.0000	INCREASE	YES	01/15/20	905
DICKERSON	ASHLEY M	56057	\$45000.0000	APPOINTED	YES	01/26/20	905

LATE NOTICE

CITYWIDE ADMINISTRATIVE SERVICES

OFFICE OF CITYWIDE PROCUREMENT

SOLICITATION

Goods

FUEL OIL - HPD - Competitive Sealed Bids - PIN#8572000126 - Due 4-17-20 at 10:30 A.M.

A copy of this bid can be downloaded from the City Record Online Site at <http://a856-internet.nyc.gov/nycvendronline/home.asp>. Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at: [dcasdmssbids@dcas.nyc.gov](mailto:dcasdmssbids@dcas.nyc.gov) or, by telephone at: (212) 386-0044.

A Pre-Bid Meeting for this solicitation is scheduled for Friday - March 27, 2020 from 10:00 A.M. - 12:00 P.M. at the following address:

Department of Citywide Administration Services/Office of Citywide Procurement (DCAS/OCP)  
One Centre Street  
New York, NY 10007  
Pre-Bid Room - (18th Floor, South)

\*IMPORTANT: Persons interested in this Pre-bid meeting but unable to attend can participate via teleconference by dialing into the following number on the scheduled date and at the scheduled time, using the below information to gain access.

Call Number: 1 (646) 992-2010  
Attendee access code: 78243345  
Pin: 1136

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

Citywide Administrative Services, 1 Centre Street, 18th Floor South, New York, NY 10007. Alvin Pettway (212) 386-0478; apettway@dcas.nyc.gov

☛ m17

**FIRE DEPARTMENT**

■ NOTICE

**Enforcement of Fire Drills and Non-Fire Emergency (EAP) Drills During the Present Coronavirus Outbreak**

Concern has been expressed to the Fire Department, about buildings conducting New York City Fire Code-required in-person fire drills and non-fire emergency (EAP) drills in the present circumstances. Such drills require building occupants to gather for 10 (ten) or more minutes in a building corridor or other close space. It has been suggested that even if scheduled drills are conducted, participation may be limited.

The Fire Department has determined to address these concerns by allowing (not requiring) building owners to postpone drills. Pending further notice, the Fire Department will not enforce timeframes for Fire Code-required building fire drills and EAP drills.

Building owners who elect, to postpone drills are encouraged, to distribute to all required drill participants, either on-line or in hard copy, written information addressing fire safety and/or non-fire emergency preparedness (as applicable). Pending further notice, if this information sufficiently addresses the required content of the fire or EAP drill, as set forth in Fire Department Rule 3 RCNY 401-07 (available on the Fire Department's website), such written educational materials may substitute for the required drill (except for an EAP stairwell familiarization drill).

A log entry shall be made by the building owner or Fire and Life Safety Director indicating the postponement or delayed scheduling of any drill and the reason therefor, and/or the distribution to require drill participants of fire safety/non-fire emergency preparedness information. A copy of the information so distributed shall be kept on file and made available to the Fire Department upon request.

Please note that if the drill is also required by Federal or State Law or regulation, such as the NYS Education Law, building owners should consult the Federal or State agency having jurisdiction as to whether postponement of the drill is authorized.

Building owners who have questions about drill postponement may contact the Fire Department using the Fire Code public inquiry form on the Fire Department's website or by calling New York City 311, and asking for the Fire Department's "Customer Service Center."

☛ m17

**OFFICE OF THE MAYOR**

■ NOTICE

EMERGENCY EXECUTIVE ORDER NO. 99

March 15, 2020

EMERGENCY EXECUTIVE ORDER

WHEREAS, on March 7, 2020, New York State Governor Andrew Cuomo declared a State disaster emergency for the entire State of New York to address the threat that COVID-19 poses to the health and welfare of New York residents and visitors; and

WHEREAS, Emergency Executive Order No. 98, issued March 12, 2020, contains a declaration of a state of emergency in the City of New York due to the threat posed by COVID-19 to the health and welfare of

City residents, and such declaration remains in effect for a period not to exceed thirty (30) days or until rescinded, whichever occurs first; and

WHEREAS, the reduction of opportunities for the person-to-person transmission of COVID-19 in meetings and other gatherings is necessary to combat the spread of this disease; and

WHEREAS, on March 13, 2020, Governor Cuomo issued Executive Order No. 202.1, whereby he directed, in part, that large gatherings and events shall be cancelled or postponed, and that the maximum occupancy of places of business or public accommodation shall operate at no greater than fifty percent occupancy, and no greater than fifty percent of seating capacity;

NOW, THEREFORE, pursuant to the powers vested in me by the laws of the State of New York and the City of New York, including but not limited to the New York Executive Law, the New York City Charter and the Administrative Code of the City of New York, and the common law authority to protect the public in the event of an emergency, and in accordance with Executive Order No. 202.1 issued by Governor Cuomo on March 13, 2020:

Section 1. In order to avoid the mass congregation of people in public places and to reduce the opportunity for the spread of COVID-19, any large gathering or event for which attendance is anticipated to be in excess of five hundred people shall be cancelled or postponed.

Section 2. All places used for the gathering of any number of persons for purposes such as civic, social or religious functions, recreation, food or drink consumption, or similar group activities shall operate at no greater than fifty percent occupancy and no greater than fifty percent of seating capacity. Furthermore, in order to promote social distancing, places where such events are held shall not close off any portion of the area to which the occupancy or seating capacity limit applies. Any occupancy that exceeds the limits established by this Order shall be subject to the fines, levies, or other penalties that would apply if the maximum occupancy or seating capacity limit established for the relevant space and in effect prior to this Order had been violated.

Section 3. All gatherings or events for which attendance is anticipated to be fewer than five hundred people shall operate at no greater than fifty percent occupancy, and no greater than fifty percent of seating capacity. Furthermore, in order to promote social distancing, places where such events are held shall not close off any portion of the area to which the occupancy or seating capacity limit applies. Any occupancy that exceeds the limits established by this Order shall be subject to the fines, levies, or other penalties that would apply if the maximum occupancy or seating capacity limit established for the relevant space and in effect prior to this Order had been violated.

Section 4. The directives set forth in sections 1 through 3 of this order shall not apply to:

a. a private dwelling, school, hospital, nursing home, other medical office or facility as determined by the New York State Commissioner of Health, mass transit or mass transit facility, governmental facility, law enforcement facility, or retail establishments including grocery stores, or

b. the High Line Park and other public parks, public spaces and trails under the jurisdiction of the Department of Parks and Recreation, except for any enclosed area within such a park, public space or trail that otherwise falls under the provisions of Section 2 of this Order and events held in such places where the attendance is anticipated to be in excess of five hundred people.

Section 5. I hereby direct the Fire Department of the City of New York, the New York City Police Department, and the Department of Buildings, and other agencies as needed to immediately enforce the directives set forth in this order in accordance with their lawful enforcement authorities, including but not limited to Administrative Code §§ 15-227(a), 28-201.1, and Section 107.6 of the New York City Fire Code.

Section 6. In accordance with Executive Law § 24, any person who knowingly violates the provisions of this order shall be guilty of a class B misdemeanor.

Section 7. This Emergency Executive Order shall take effect immediately, and shall remain in effect for five (5) days unless it is terminated or modified at an earlier date.

s/s

Bill de Blasio,  
Mayor

☛ m17