



# THE CITY RECORD

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## THE CITY RECORD

**BILL DE BLASIO**

Mayor

**LISETTE CAMILO**

Commissioner, Department of Citywide Administrative Services

**JANAE C. FERREIRA**

Editor, The City Record

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## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

### BOROUGH PRESIDENT - BROOKLYN

#### ■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT, pursuant to Section 201 of the New York City Charter, the Brooklyn borough president, will hold a remote public hearing, on the following matters, commencing, at 6:00 P.M., on Tuesday, November 10th, 2020. The hearing will be conducted, via the Webex video conferencing system. Members of the public, may join, using the following information:

#### Event Address:

<https://nycbp.webex.com/nycbp/onstage/g.php?MTID=ec41932d00d0e33b2f9762f33fbc5d41c>

Event Number: 173 716 4553

Event Password: BBPU1110

Those wishing to call in without video may do so using the following information:

Audio Conference: +1-408-418-9388

Access Code: 173 716 4553

This hearing, will be recorded, for public transparency and made available on Borough President Adams' YouTube channel, One Brooklyn.

Note: For further information on accessibility or to make a request for accommodations, such as sign language interpretation services, please contact Nathan Sherfinski, via email, at [nathan.sherfinski@brooklynbp.nyc.gov](mailto:nathan.sherfinski@brooklynbp.nyc.gov), or via phone, at (718) 802-3857, at least five (5) business days in advance to ensure availability.

#### 1620 Cortelyou Road Rezoning (180496 ZMK, 180497 ZRK)

An application, submitted by 1600/20 Realty Corp., pursuant to Sections 197-c and 201 of the New York City Charter, for a zoning map amendment, to change the south side of Cortelyou Road, between East 16<sup>th</sup> and East 17<sup>th</sup> Streets, from R6A/C2-4 to R7D/C2-4, and a zoning text amendment, to designate the rezoning area, a Mandatory Inclusionary Housing (MIH) area. These actions are requested to facilitate a nine-story, 82,962 square-foot (sq. ft.) mixed-use development, with 85 dwelling units and 9,500 square feet of commercial space, intended for a 6,500 square foot supermarket and local retail, in Brooklyn Community District 14 (CD 14). The building's cellar would contain 44 accessory parking spaces, accessible via a ramp, on East 16<sup>th</sup> Street.

#### 16<sup>th</sup> Avenue Rezoning (200062 ZMK, 200063 ZRK)

An application, submitted by Borough Park Realty LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for a zoning map amendment, to change the west side of 15<sup>th</sup> Avenue, between 58<sup>th</sup> and 59<sup>th</sup> Streets, from R5 and C2-4, to a C4-4A district, which would be mapped to a depth of 100 feet; a zoning map amendment, to eliminate

the remaining 50 feet of the commercial overlay on the block, and a zoning text amendment, to designate the rezoning area an MIH area. These actions are requested, to facilitate a five-story, 15,945 square foot commercial office development, at 5802 16<sup>th</sup> Avenue in Brooklyn Community District 12 (CD 12).

**9114 Fifth Avenue Rezoning (190447 ZMK, 190448 ZRK)**

An application, submitted by BayRidge Realty LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for a zoning map amendment, to change the western side of Fifth Avenue, between 91<sup>st</sup> and 92<sup>nd</sup> Streets from C8-2 to R7A/C-4, and a zoning text amendment, to designate the rezoning area, an MIH area. These actions are requested, to facilitate a nine-story development, with 50 dwelling units and 9,300 square feet of commercial use in Brooklyn Community District 10 (CD 10). Up to 30 percent of the building's residential floor area would be affordable, pursuant to MIH. The applicant also, intends to seek a waiver of the required parking.

Accessibility questions: Nathan Sherfinski, (718) 802-3857, nathan.sherfinski@brooklynbp.nyc.gov, by: Thursday, November 5, 2020, 5:00 P.M.



n4-n10

**BOROUGH PRESIDENT - QUEENS**

**■ PUBLIC HEARINGS**

**NOTICE IS HEREBY GIVEN** that a Virtual Public Hearing will be held by the Borough President of Queens, Sharon Lee, on Thursday, November 12, 2020 starting, at 10:30 A.M. The public hearing will be streamed live, at [www.queensbp.org](http://www.queensbp.org).

Those who wish to testify may preregister for virtual speaking time by visiting, [www.queensbp.org/landuse](http://www.queensbp.org/landuse) and submitting their contact information through the preregistration link. After preregistering, the speaker will receive a confirmation email with instructions on how to participate in the virtual public hearing. Preregistration for speaking time can also be arranged by calling (718) 286-3000 between 9:00 A.M. to 5:00 P.M. prior to the date of the hearing.

Written testimony is welcome from those who are unable to testify virtually. All written testimony must be received by 5:00 p.m. on Thursday, November 12, 2020 and may be submitted by email to [planning@queensbp.org](mailto:planning@queensbp.org) or by conventional mail sent to the Office of the Queens Borough President, at 120-55 Queens Boulevard, Room 226, Kew Gardens, NY 11424.

**CD Q01 – ULURP #190517 ZMQ - IN THE MATTER OF** an application submitted by Vlacich LLC pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section Nos. 9a and 9c by:

1. establishing within an R5 District a C1-2 District bounded by 42<sup>nd</sup> Street, a line 150 feet northeasterly of 28<sup>th</sup> Avenue, 43<sup>rd</sup> Street, a line 100 feet northeasterly of 28<sup>th</sup> Avenue, a line midway between 42<sup>nd</sup> Street and 43<sup>rd</sup> Street, and a line 125 feet northeasterly of 28<sup>th</sup> Avenue;
2. changing from an R5 District to an R6A District property bounded by 41<sup>st</sup> Street, a line 100 feet northeasterly of 28<sup>th</sup> Avenue, 42<sup>nd</sup> Street, a line 125 feet northeasterly of 28<sup>th</sup> Avenue, a line midway between 42<sup>nd</sup> Street and 43<sup>rd</sup> Street, a line 100 feet northeasterly of 28<sup>th</sup> Avenue, 43<sup>rd</sup> Street; and 28<sup>th</sup> Avenue;
3. establishing within the proposed R6A District a C1-2 District bounded by 42<sup>nd</sup> Street, a line 125 feet northeasterly of 28<sup>th</sup> Avenue, a line midway between 42<sup>nd</sup> Street and 43<sup>rd</sup> Street, a line 100 feet northeasterly of 28<sup>th</sup> Avenue, 43<sup>rd</sup> Street; and 28<sup>th</sup> Avenue;

Borough of Queens, Community District 1, as shown on a diagram (for illustrative purposes only) dated September 14, 2020. (Related application ULURP #190518 ZRQ)

**CD Q01 – ULURP #190518 ZRQ – IN THE MATTER OF** an application filed by Vlacich LLC, pursuant to Sections 200 and 201 of the New York City Charter, to amend Appendix F of the New York City Zoning Resolution establishing and mapping the area to be rezoned as a Mandatory Inclusionary Housing Area in Corona, Community District 4, Borough of Queens. (Related application ULURP #190517 ZMQ)

**CD Q02 – ULURP #200303 ZSQ - IN THE MATTER OF** an application submitted by RXR 42-11 9th Holdings LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-96\* (Industrial Business Incentive Areas) of the Zoning Resolution to allow an increase in the maximum permitted floor area ratio in accordance with Section 74-963 (Permitted floor area increase) and, in conjunction therewith, to modify the quantity and size of the loading requirements of Section 44-50, in connection with a proposed twenty-story commercial building within an Industrial Business Incentive Area specified on the maps in Section 74-968 (Maps of Industrial Business Incentive Areas) in an M1-4 District, located at 42-11 9th Street, Block 461, Lot 16, Borough of Queens.

\*Note: Section 74-96 is proposed to be changed under a concurrent related application (200304 ZRQ) for a Zoning Text Amendment to establish the proposed project as an Industrial Business Incentive Area 2 and make the Section's provisions applicable to M1-4 Districts. (Related ULURP #200304 ZRQ)

**CD Q02 – ULURP #200304 ZRQ - IN THE MATTER OF** an application submitted by RXR 42-11 9<sup>th</sup> Holdings LLC, pursuant to Sections 197-c and 201 of the New York City Charter for a Zoning Text Amendment to designate the Project Area as a new Industrial Business Incentive Area 2, Borough of Queens, Community District 2, pursuant to existing and edited subsections of Section 74-96 of the NYC Zoning Resolution, and to make provisions of Section 74-96 applicable to M1-4 Districts. (Related ULURP #200303 ZSQ)

n6-12

**CITY COUNCIL**

**■ PUBLIC HEARINGS**

**NOTICE IS HEREBY GIVEN** that the Council has scheduled the following remote public hearing, on the matter indicated below:

**The Subcommittee on Landmarks, Public Sitings, and Dispositions, will hold a remote public hearing, on the following matter, commencing at 2:00 P.M., on November 17, 2020, at <https://council.nyc.gov/livestream/>. Please visit, <https://council.nyc.gov/testify/>, in advance, for information about how to testify, and how to submit written testimony.**

**DEKALB COMMONS**

**BROOKLYN CB - 3**

**C 200155 HAK**

Application submitted by the Department of Housing Preservation and Development (HPD)

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a. the designation of property, located at 633-639 DeKalb Avenue (Block 1774, Lots 74, 75, 76 and 77), 648-654 DeKalb Avenue (Block 1779, Lots 22, 24 and 26), 1187 Fulton Street (Block 2000, Lot 43), as an Urban Development Action Area; and
  - b. Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter, for the disposition of such property, to a developer to be selected by HPD;

to facilitate development of three buildings, containing an approximate total of 84 affordable residential units and commercial space.

**For questions about accessibility and requests for additional accommodations, please contact [swerts@council.nyc.gov](mailto:swerts@council.nyc.gov), or [nbenjamin@council.nyc.gov](mailto:nbenjamin@council.nyc.gov), or (212) 788-6936, at least three (3) business days, before the hearing.**

Accessibility questions: Kaitlin Greer, [kgreer@council.nyc.gov](mailto:kgreer@council.nyc.gov), by: Friday, November 13, 2020, 3:00 P.M.



n10-17

**CITY PLANNING COMMISSION**

**■ PUBLIC HEARINGS**

In support of the City's efforts to contain the spread of COVID-19, the City Planning Commission will hold a remote public hearing, via the teleconferencing application Zoom, at 10:00 A.M. Eastern Daylight Time, on Wednesday, November 18, 2020, regarding the calendar items listed below.

The meeting will be live streamed through Department of City Planning's (DCP's) website and accessible from the following webpage, which contains specific instructions on how to observe and participate, as well as materials relating to the meeting: <https://www1.nyc.gov/site/nycengage/events/city-planning-commission-public-meeting/286999/1>

Members of the public should observe the meeting through DCP's website.

Testimony can be provided verbally by joining the meeting using either Zoom or by calling the following number and entering the information listed below:

877 853 5247 US Toll-free  
888 788 0099 US Toll-free  
Meeting ID: **618 237 7396**  
[Press # to skip the Participation ID]  
Password: 1

To provide verbal testimony via Zoom please follow the instructions available through the above webpage.

Written comments will also be accepted until 11:59 P.M., one week before the date of vote. Please use the CPC Comments form that is accessible through the above webpage.

Please inform the Department of City Planning if you need a reasonable accommodation, such as a sign language interpreter, in order to participate in the meeting. The submission of testimony, verbal or written, in a language other than English, will be accepted, and real time interpretation services will be provided based on available resources. Requests for a reasonable accommodation or foreign language assistance during the meeting should be emailed to [AccessibilityInfo@planning.nyc.gov] or made by calling [212-720-3508]. Requests must be submitted at least five business days before the meeting.

**BOROUGH OF MANHATTAN  
Nos. 1 & 2  
CORT THEATER  
No. 1**

**CD 5** **C 200123 ZSM**  
**IN THE MATTER OF** an application submitted by Cort Theatre LLC and Clarity 47 LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 81-745\* of the Zoning Resolution to allow a floor area bonus for the substantial rehabilitation or restoration of a listed theater, as set forth in Section 81-742 (Listed theatres), and to allow the bonus floor area to be utilized anywhere on the zoning lot, on property located at 138 West 48<sup>th</sup> Street a.k.a. 145 West 47<sup>th</sup> Street (Block 1000, Lots 7, 11, 49, 55, 56, 57, 58, and 59), in C6-5.5 and C6-7T Districts, within the Special Midtown District (Theater Subdistrict).

\*Note: Section 81-745 is proposed to be amended under a concurrent related application for a Zoning Text Amendment (N 200124 ZRM). Plans for this proposal are on file with the City Planning Commission and may be seen at 120 Broadway, 31<sup>st</sup> Floor, New York, NY 10271.

**No. 2**

**CD 5** **N 200124 ZRM**  
**IN THE MATTER OF** an application submitted by Cort Theater LLC and Clarity 47 LLC pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying Article VIII Chapter 1 (Special Midtown District) for the purpose of amending the provisions of a special permit regulating theater rehabilitation bonuses.

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 VIII  
SPECIAL PURPOSE DISTRICTS**

\* \* \*

**Chapter 1  
Special Midtown District**

\* \* \*

**81-70  
SPECIAL REGULATIONS FOR THEATER SUBDISTRICT**

\* \* \*

**81-74  
Special Incentives and Controls in the Theater Subdistrict**

\* \* \*

**81-745  
Floor area bonus for rehabilitation of existing listed theaters**

The City Planning Commission by special permit may authorize bonus #floor area# for substantial rehabilitation or restoration of any theater listed as a "listed theater" in Section 81742 (Listed theaters), in accordance with the provisions of this Section.

(a) Conditions for rehabilitation bonus

As a condition for the issuance of a special permit under the provisions of this Section, the following requirements shall be satisfied:

- (1) Location of #development#  
The #development# or #enlargement# for which a theater rehabilitation bonus is granted is located on the same #zoning lot# as the "listed theater."
- (2) Qualification of substantial rehabilitation  
Substantial rehabilitation work qualifying for a #floor area# bonus shall consist of major interior structural changes for the purpose of improving a theater's design and its commercial viability for legitimate theater #use#, or historic

restoration of the interior of a theater designated as an interior landmark.

Substantial rehabilitation may include, without limitations, such work as expanding stage wings, raking the orchestra, increasing rehearsal, dressing room or lobby and ancillary spaces, improving accessibility beyond applicable legal requirements, or historic restoration. It may also include reconversion to legitimate theater #use# of an original legitimate theater currently in other #use#. Substantial rehabilitation does not mean normal theater maintenance, painting or improvements to mechanical systems alone.

(3) Timing and commitment

- (i) there shall be a contractual commitment or commitments for the construction work involved in the substantial rehabilitation;
- (ii) the requirements of Section 81-743 (Required assurances for continuance of legitimate theater use) shall be satisfied; and
- (iii) a rehabilitation bonus shall not be granted for a substantial rehabilitation completed before May 13, 1982.

(b) Amount of rehabilitation bonus

The amount of bonus #floor area# granted for a qualifying theater rehabilitation shall be at the discretion of the Commission after consideration of the following findings:

- (1) how and to what extent the proposed rehabilitation will improve the theater's suitability for #use# as a legitimate theater;
- (2) how the proposed rehabilitation will contribute toward satisfying the needs of the Theater Subdistrict;
- (3) whether the bonus #floor area# will unduly increase the #bulk# of any #development# or #enlargement#, density of population or intensity of #use# on any #block# to the detriment of occupants of #buildings# on the #block# or the surrounding area; and
- (4) whether the distribution and location of such #floor area# bonus will adversely affect the surrounding area by restricting light and air or otherwise impair the essential character or future development of the surrounding area.

Such bonus #floor area# shall not exceed 20 percent of the basic maximum #floor area# permitted on the #zoning lot# containing the #development# or #enlargement# by the regulations of the underlying district, except that in the case of an underlying C6-4, C6-5 or M1-6 District, the bonus #floor area# shall not exceed 44 percent of the basic maximum #floor area# permitted in such underlying district, and except that in the case of a #zoning lot# located wholly or partially in a C6-5.5 District, the Commission may allow bonus #floor area# to be utilized anywhere on the #zoning lot# .

For purposes of applying the provisions of Section 11-42 (Lapse of Authorization or Special Permit by the City Planning Commission Pursuant to the 1961 Zoning Resolution) to a special permit granted pursuant to this Section, "substantial construction" shall mean substantial rehabilitation, as described in paragraph (b) of this Section, of the subject theater for which a #floor area# bonus has been granted to a related #development# or #enlargement#.

The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding areas.

\* \* \*

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



n2-18

**CITYWIDE ADMINISTRATIVE SERVICES**

**PUBLIC HEARINGS**

**NOTICE IS HEREBY GIVEN THAT A REAL PROPERTY ACQUISITIONS AND DISPOSITIONS PUBLIC HEARING**, in accordance with Section 824 of the New York City Charter, will be held, on November 24th, 2020, at 10:00 A.M., via Conference Call No. 1-646-992-2010, Access Code 717-876-299.

**IN THE MATTER OF** a lease for the City of New York, as tenant, of a portion of the building, located at 80 East 181<sup>st</sup> Street, (Block 3178, Lot

32), in the Borough of the Bronx, for the Department of Education, to use as a Day Care Center.

The proposed use was approved by the City Planning Commission, on July 11, 2018, (CPC Appl. No. 150314 PQX, Public Hearing Cal. No 19).

The proposed lease shall commence, upon lease execution, and shall continue for a term of 15 years, following Substantial Completion of alterations and improvements, at an annual rent of \$459,368, from execution up to the Substantial Completion Date; then \$821,498 from and including the Substantial Completion Date up to the sixth (6<sup>th</sup>) anniversary of the Substantial Completion Date; then \$903,647 from and including the sixth anniversary of the Substantial Completion Date up to the twelfth (12<sup>th</sup>) anniversary of the Substantial Completion Date and \$994,012 from and including the twelfth (12<sup>th</sup>) anniversary of the Substantial Completion Date up to the fifteenth (15<sup>th</sup>) anniversary of the Substantial Completion Date, payable in equal monthly installments at the end of each month. Additionally, with the first payment of rent, Tenant shall pay to Landlord a lump-sum payment equal to \$4,993 per month for the period 4/24/15 to execution.

The Tenant shall have one 5-year option, to renew at 90% Fair Market Rental Value.

The lease may be terminated in whole by the Tenant, at any time after the 5<sup>th</sup> year following Substantial Completion, provided the Tenant gives the Landlord twelve months' prior written notice. Tenant shall pay to landlord the unamortized portion of \$950,000, amortized over a 5-year period, commencing on and from the 5<sup>th</sup> anniversary of the Substantial Completion date.

The Landlord shall prepare final architectural plans and engineering plans and make alterations and improvements in accordance with preliminary specifications, which are attached to the lease. The alterations and improvements consist of Base Building Work and Tenant Work, which the landlord shall provide, at its sole cost and expense.

Further information, including public inspection of the proposed lease, may be obtained, at One Centre Street, Room 2000 North, New York, NY. 10007. To schedule an inspection, please contact Chris Fleming, at (212) 386-0315.

Individuals requesting Sign Language Interpreters/Translators, should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9<sup>th</sup> Floor, New York, NY 10007, (212) 788-7490, no later than TEN (10) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call VERIZON relay services.

**IN THE MATTER OF** a Lease Amendment for the City of New York, as Tenant, on part of the 4<sup>th</sup> Floor, located at 30-30 47<sup>th</sup> Avenue (Block 282, Lot 1), in the Borough of Queens for the New York City Department of Health and Mental Hygiene, to use as office space, or for such other use as the Commissioner of the Department of Citywide Administrative Services, may determine.

The proposed amendment of the lease, shall be for the period from the execution date, until July 12, 2040, at an annual rent of \$1,806,976.00 until July 12, 2025, \$1,997,184.00 until July 12, 2030, \$2,187,392.00 until July 12, 2035 and \$2,377,600.00 until July 12, 2040, payable in equal monthly installments, at the end of each month.

The Tenant, may terminate the Lease, in whole or in part, at any time after July 13, 2030, upon twelve (12) months' prior written notice. In the event the Lease is terminated by the Tenant, the Tenant shall reimburse the Landlord, a fee equal to the unamortized portion of Tenant's Representatives' commission.

The Tenant shall have the right to renew the Lease for a period of five (5) years, at one hundred percent (100%) of the then prevailing Fair Market Value Rental.

Further information, including public inspection of the proposed lease, may be obtained, at One Centre Street, Room 2000 North, New York, NY 10007. To schedule an inspection, please contact Chris Fleming, at (212) 386-0315.

Individuals requesting Sign Language Interpreters/Translators, should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9<sup>th</sup> Floor, New York, NY 10007, (212) 788-7490, no later than TEN (10) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call VERIZON relay services.

**IN THE MATTER OF** an extension of the lease for the City of New York, as tenant, for space on the 2<sup>nd</sup> and 6<sup>th</sup> Floors of the building, located at 16 Court Street (Block 250, Lot 44), in the Borough of Brooklyn. The leased space shall be used as an office, for the Department of Health and Mental Hygiene, or by a successor City agency as the Commissioner of the Department of Citywide Administrative Services may determine, subject to certain restrictions as more specifically set forth in the lease extension and amendment agreement.

The proposed extension of the lease shall be for a period of six (6) years, from December 1, 2020 to November 30, 2026, at an annual rent of \$1,008,436, for the entire lease extension term, payable in equal monthly installments at the end of each month. Base rent for the

three-month period from December 1, 2020 through February 28, 2021, shall be abated.

The extension term of the lease may be terminated by the Tenant as of March 1, 2023, or at any time thereafter, provided the Tenant gives the Landlord nine (9) months prior written notice, and pays Landlord's unamortized leasing costs, all as more specifically set forth in the lease extension and amendment agreement.

Landlord shall make alterations and improvements in accordance with a scope of work that is attached to the lease extension and amendment agreement. The alterations and improvements consist of base building work, which the landlord shall provide at its sole cost and expense.

Further information, including public inspection of the proposed lease may be obtained, at One Centre Street, Room 2000 North, New York, NY 10007. To schedule an inspection, please contact Chris Fleming, at (212) 386-0315.

Individuals requesting Sign Language Interpreters/Translators should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9<sup>th</sup> Floor, New York, N.Y. 10007, (212) 788-7490, no later than TEN (10) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call VERIZON relay services.

• n10

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## COMMUNITY BOARDS

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### ■ PUBLIC HEARINGS

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**NOTICE IS HEREBY GIVEN** that the following matters have been scheduled for a Public Hearing by Community Board:

#### BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 10 - Monday, November 16, 2020, 7:00 P.M., via videoconferencing. Please check the CB 10 website, at <https://www1.nyc.gov/site/brooklynbc10/index.page>, or email [bk10@cb.nyc.gov](mailto:bk10@cb.nyc.gov), for details on how to log on to view the meeting.

Public Hearing regarding two Department of City Planning applications for a zoning map amendment (ULURP Number 190447ZMK) and a zoning text amendment (ULURP Number N190448ZRK) for 9114 5<sup>th</sup> Avenue Rezoning. The applicant proposes a zoning map amendment to rezone 9108-9128 5<sup>th</sup> Avenue and 405-419 92<sup>nd</sup> Street from a C8-2 zoning district in the Special Bay Ridge District to an R7A/C2-4 zoning district with MIH (Mandatory Inclusionary Housing).

n9-16

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

#### BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 18 Wednesday, November, 18, 2020, 7:00 P.M., Brooklyn Community Board 18, Meeting Room, 1097 Bergen Avenue, NY 11234.

**U.L.U.R.P. Application# 210106PCK – Premises affected – 1427 Ralph Avenue**, Block 7918, Lot 86.

An application submitted by the NYC Department of Health and Mental Hygiene (DOHMH), in conjunction with NYC Department of Citywide Administrative Services (DCAS), is seeking a site selection/ acquisition action for combined office, lab, and storage space of approximately 36,000 gsf (and a parking lot of approximately 19,700 sf) for a Pest Control and Vector Control Program Facility, at 1427 Ralph Avenue (Block 7918, Lots 86, p/o 93, and 141), in Brooklyn, Community District 18. Please check the CB18 website, at [www.nyc.gov/BKCB18](http://www.nyc.gov/BKCB18), for details on how to join the meeting via WebEx.

n2-17

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

#### BOROUGH OF QUEENS

COMMUNITY BOARD NO. 04 - Tuesday, November 10, 2020, 6:30 P.M.- 7:30 P.M. via Webex and Social Media.

A Public Hearing in preparation for the FY2022 Capital & Expense budget submissions, will take place via Webex.

Please see the Board's website and social media for details on how to join the meeting through Webex.

The Public will not be allowed to speak, but can submit testimony to [qn04@cb.nyc.gov](mailto:qn04@cb.nyc.gov), until Monday, November 9, 2020, at 5:00 P.M.

n5-10

**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, November 19, 2020, at 7:00 P.M. Virtual Meeting Dial In: (646) 992-2010, Meeting Access Key: 1736307272. The subject is N210095 ZRY, a Citywide Zoning Text Amendment for Zoning, for Coastal Flood Resiliency. Email bx10@cb.nyc.gov, to request a copy of the project description.

☛ n10-19

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

**BOROUGH OF THE BRONX**

Bronx Community Board Three, will be holding its public hearing, on the FY 2022 Capital and Expense budget submissions in line with its Statement on Community District Needs. The public hearing, will be held, via Cisco Webex virtual teleconference. The general public, may request, to participate, by emailing Ms. Etta Ritter, at eritter@cb.nyc.gov, to receive the meeting notice and relevant link, meeting ID and Password (if applicable).

The General Public, will not be allowed to speak, but may submit written testimony related to the FY 2022 Capital and Expense Budget submissions, by contacting Ms. Etta Ritter, at eritter@cb.nyc.gov, until Monday, November 9, 2020, 5:00 P.M.

n4-10

**BOARD OF CORRECTION**

■ MEETING

The New York City Board of Correction will hold a public meeting on Tuesday, November 10, 2020, at 9:00 A.M. The Board will discuss issues impacting the New York City jail system.

The meeting will be held remotely via video conference. Please visit the below WebEx link to access the meeting. The public may also listen to the meeting using the phone number below. A recording of the meeting will be available on the Board's website following the meeting.

<https://nycboc.webex.com/nycboc/onstage/g.php?MTID=e3b01698108603ace2266e6f1162f5900> (web conference link)

1-408-418-9388 with access code 173 098 4242

More information is available on the Board's website at, <https://www1.nyc.gov/site/boc/meetings/nov-10-2020.page>

n5-10

**BOARD OF EDUCATION RETIREMENT SYSTEM**

■ MEETING

The Board of Education Retirement System Board of Trustees Meeting will be held, at 4:00 P.M. on Tuesday, December 15, 2020, via Webex. If you would like to attend this meeting, please contact BES Executive Director, Sanford Rich, at Srich4@bers.nyc.gov.

o22-d15

The Board of Education Retirement System Board of Trustees Meeting will be held, at 4:00 P.M. on Tuesday, November 24, 2020, via Webex. If you would like to attend this meeting, please contact BES Executive Director, Sanford Rich, at Srich4@bers.nyc.gov.

o14-n24

**EMPLOYEES' RETIREMENT SYSTEM**

■ MEETING

Please be advised that the next Regular Meeting of the Board of Trustees of the New York City Employees' Retirement System, has been scheduled, for Thursday, November 12, 2020, at 9:30 A.M. To be held, at the New York City Employees' Retirement System, 335 Adams Street, 22nd Floor, Boardroom, Brooklyn, NY 11201-3751.

n4-10

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, November 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.

☛ n10-17

**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 November 18, 2020, at 9:00 A.M. To be held, at the Municipal Building, One Centre Street, New York, NY 10007.



☛ n10-18

**FRANCHISE AND CONCESSION REVIEW**

**COMMITTEE**

■ MEETING

**PUBLIC NOTICE IS HEREBY GIVEN** that the Franchise and Concession Review Committee, will hold a remote public meeting, on Thursday, November 12, 2020, at 2:30 P.M., via Microsoft Teams dial-in. The dial-in information is below.

Dial-in #: 1 646-893-7101

Access Code: 321 646 848

Press # on further prompts

For further information on accessibility, or to make a request for accommodations, such as sign language interpretation services, please contact the Mayor's Office of Contract Services (MOCS), via email at DisabilityAffairs@mocs.nyc.gov, or via phone at (646) 872-0231. Any person requiring reasonable accommodation for the public meeting should contact MOCS, at least five (5) business days in advance of the meeting to ensure availability.

o23-n12

**HOUSING AUTHORITY**

■ MEETING

Because of the ongoing COVID-19 health crisis, and in relation to Governor Andrew Cuomo's Executive Orders, the Board Meeting of the New York City Housing Authority, scheduled for Tuesday, November 24, 2020, at 10:00 A.M., will be limited to viewing the live-stream or listening, via phone, instead of attendance in person.

For public access, the meeting will be streamed live on NYCHA's website, <http://nyc.gov/nycha>, and on <http://on.nyc.gov/boardmeetings>, or by calling (646) 558-8656, using Webinar ID: 875 2490 6565 and Passcode: 4670125090.

For those wishing to provide public comment, pre-registration is required, via email, to [corporate.secretary@nychanyc.gov](mailto:corporate.secretary@nychanyc.gov), or by contacting (212) 306-6088, no later than 5:00 P.M., on the day prior to the Board Meeting. When pre-registering, please provide your name, development or organization name, contact information and item you wish to comment on. You will then be contacted with instructions for providing comment. Comments are limited to the items on the Calendar.

Speaking time will be limited to three minutes. Speakers will provide comment in the order in which the requests to comment are received. The public comment period will conclude upon all speakers being heard, or at the expiration of 30 minutes allotted for public comment, whichever occurs first.

Copies of the Calendar will be available on NYCHA's website, no earlier than 24 hours before the upcoming Board Meeting. Copies of the Minutes will also be available on NYCHA's website, 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.

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

Accessibility questions: Office of the Corporate Secretary, by phone (212) 306-6088 or corporate.secretary@nycha.nyc.gov, by: Tuesday, November 17, 2020, 5:00 P.M.



← n10-24

## HOUSING PRESERVATION AND DEVELOPMENT

### ■ PUBLIC HEARINGS

#### CORRECTED NOTICE

REAL PROPERTY A&D PUBLIC HEARING, TUESDAY, NOVEMBER 10, 2020, 10:00 A.M.

CALL-IN #: 646-992-2010  
UPDATED ACCESS CODE : 173 508 3809

n6-10

## 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, November 10, 2020, at 9:30 A.M., the Landmarks Preservation Commission (LPC or agency) will hold a public hearing by teleconference with respect to the properties list below, 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. Please note that the order and estimated times are subject to change. The teleconference will be by the Zoom app and will be live streamed on the LPC's YouTube channel [www.youtube.com/nyclpc](http://www.youtube.com/nyclpc). Members of the public should observe the meeting on the YouTube channel and may testify on particular matters by joining the meeting using either the Zoom app or by calling in from any phone. Specific instructions on how to observe and testify, including the meeting ID and password, and the call-in number, will be posted on the agency's website, under the "Hearings" tab <https://www1.nyc.gov/site/lpc/hearings/hearings.page>, on the Monday before the public hearing. Any person requiring language assistance services or other reasonable accommodation in order to participate in the hearing or attend the meeting should contact the LPC by contacting Rich Stein, Community and Intergovernmental Affairs Coordinator, at [richstein@lpc.nyc.gov](mailto:richstein@lpc.nyc.gov), or (646) 248-0220, at least five (5) business days before the hearing or meeting. **Please note: Due to the City's response to COVID-19, this public hearing and meeting is subject to change and/or cancellation.**

**35 Love Lane - Brooklyn Heights Historic District**  
LPC-21-00437 - Block 236 - Lot 30 - Zoning: R7-1  
**CERTIFICATE OF APPROPRIATENESS**

A 19th century carriage house. Application is to excavate and construct a below-grade addition.

**969 Park Avenue (aka 961-971 Park Avenue; 101-105 East 82nd Street) - Park Avenue Historic District**  
LPC-21-02194 - Block 1511 - Lot 1 - Zoning: R10  
**CERTIFICATE OF APPROPRIATENESS**

A Renaissance Revival style apartment building, designed by Pickering & Walker and built in 1911-1912. Application is to establish a Master Plan, governing the future installation of windows.

**456 West 23rd Street - Chelsea Historic District Extension**  
LPC-21-01296 - Block 720 - Lot 75 - Zoning: R7B  
**CERTIFICATE OF APPROPRIATENESS**

An Italianate style rowhouse, built in 1857. Application is to replace windows.

**1 West 67th Street - Upper West Side/Central Park West Historic District**  
LPC-21-02245 - Block 1120 - Lot 23 - Zoning: R8 R10A  
**CERTIFICATE OF APPROPRIATENESS**

A Neo-Gothic style studio building, with Tudor style elements, designed by George M. Pollard, built in 1915-18. Application is to modify the parapet, replace a skylight, and replace windows.

**35-30 81st Street - Jackson Heights Historic District**  
LPC-20-04297 - Block 1280 - Lot 12 - Zoning: R7-1  
**CERTIFICATE OF APPROPRIATENESS**

A Neo-Georgian style apartment building, designed by M.N. Weinstein and built in 1940. Application is to install stairs in an areaway and enlarge masonry openings.

**81 Pierrepont Street - Brooklyn Heights Historic District**  
LPC-21-00436 - Block 236 - Lot 5 - Zoning: R7-1  
**CERTIFICATE OF APPROPRIATENESS**

A Greek Revival style rowhouse, built in 1845. Application is to excavate and construct a below-grade addition.

**135 East 71st Street (aka 140 East 72nd Street) - Upper East Side Historic District**  
LPC-20-10381 - Block 1406 - Lot 17 - Zoning: R9X R10A  
**CERTIFICATE OF APPROPRIATENESS**

An apartment building, built in 1955. Application is to modify the building's base, replace storefront infill, establish a Master Plan for the installation of signage, and modify a Master Plan for the replacement of windows.

**241 Washington Avenue - Clinton Hill Historic District**  
LPC-20-02189 - Block 1918 - Lot 31 - Zoning: R6B  
**CERTIFICATE OF APPROPRIATENESS**

A Neo-Grec style rowhouse, designed by W. H. Gaylor and built in 1879. Application is to install a rooftop privacy wall and pergola, and extend flues.

**217 East 5th Street (and 217 Rear East 5th Street) - East Village/Lower East Side Historic District**  
LPC-21-02023 - Block 461 - Lot 7502 - Zoning: R8B  
**CERTIFICATE OF APPROPRIATENESS**

An Italianate style apartment building, and back building, built c. 1862-63. Application is to construct an elevator tower, replace a deck, modify a masonry opening, and install a balcony at the back building.

**61 East 77th Street - Upper East Side Historic District**  
LPC-20-10899 - Block 1392 - Lot 28 - Zoning: R8B  
**CERTIFICATE OF APPROPRIATENESS**

A Neo-Federal style school building, with Beaux-Art style features, designed by Harde and Hasselman, built in 1916. Application is to reconstruct the stoop and construct a barrier-free access ramp.

**538 East 11th Street -**  
LPC-20-09935 - Block 404 - Lot 23 - Zoning: R8B  
**CERTIFICATE OF APPROPRIATENESS**

A Neo-Italian Renaissance style building, designed by Arnold W. Brunner and built in 1904-05. Application is to alter the façade.

**245 Arleigh Road - Douglaston Historic District**  
LPC-19-35502 - Block 8047 - Lot 42 - Zoning: R1-2  
**CERTIFICATE OF APPROPRIATENESS**

A Colonial Revival style house, designed by John C.W. Cadoo and built in 1926. Application is to alter the facades, construct an addition, and widen the driveway.

**373 Manor Road - Douglaston Historic District**  
LPC-19-38718 - Block 8037 - Lot 45 - Zoning: R1-2  
**CERTIFICATE OF APPROPRIATENESS**

A freestanding ranch house built in 1960. Application is to alter the facades, and relocate the driveway and curb cut.

Accessibility questions: Rich Stein, Community and Intergovernmental Affairs Coordinator, [richstein@lpc.nyc.gov](mailto:richstein@lpc.nyc.gov) or (646) 248-0220, by: Tuesday, November 3, 2020, 5:00 P.M.



o27-n10

**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, November 17, 2020, at 9:30 A.M., the Landmarks Preservation Commission (LPC or agency) will hold a public hearing by teleconference with respect to the properties list below, 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. Please note that the order and estimated times are subject to change. The teleconference will be by the Zoom app and will be live streamed on the LPC's YouTube channel, [www.youtube.com/nyclpc](http://www.youtube.com/nyclpc). Members of the public should observe the meeting on the YouTube channel and may testify on particular matters by joining the meeting using either the Zoom app or by calling in from any phone. Specific instructions on how to observe and testify, including the meeting ID and password, and the call-in number, will be posted on the agency's website, under the "Hearings" tab <https://www1.nyc.gov/site/lpc/hearings/hearings.page>, on the Monday before the public hearing. Any person requiring language assistance services or other reasonable accommodation in order to participate in the hearing or attend the meeting should contact the LPC, by contacting Rich Stein, Community and Intergovernmental Affairs Coordinator, at [richstein@lpc.nyc.gov](mailto:richstein@lpc.nyc.gov), or (646) 248-0220, at least

five (5) business days before the hearing or meeting. **Please note: Due to the City's response to COVID-19, this public hearing and meeting is subject to change and/or cancellation.**

**311 East 140th Street - Mott Haven Historic District**  
**LPC-21-01275** - Block 2315 - Lot 21 - **Zoning: R6**  
**CERTIFICATE OF APPROPRIATENESS**

A vernacular style rowhouse, built in 1874. Application is to modify the areaway and front façade and install a barrier-free access chair.

**40-42 West 84th Street - Upper West Side/Central Park West Historic District**

**LPC-20-06245** - Block 1197 - Lot 52 - **Zoning: R8B**  
**CERTIFICATE OF APPROPRIATENESS**

A Neo-Renaissance style apartment building, designed by George F. Pelham and built in 1916-17. Application is to install railings and alter the existing penthouse addition.

**60-53 68th Avenue - Central Ridgewood Historic District**  
**LPC-19-15249** - Block 3532 - Lot 50 - **Zoning: R5B**  
**CERTIFICATE OF APPROPRIATENESS**

A Renaissance Revival style house, built in 1909. Application is to legalize alterations to the front stoop and replacement of areaway fence without Landmarks Preservation Commission permit(s).

**220 East 61st Street - Treadwell Farm Historic District**  
**LPC-20-09349** - Block 1415 - Lot 39 - **Zoning: R8B**  
**CERTIFICATE OF APPROPRIATENESS**

A late Anglo-Italianate style house, designed by F.S. Barns and built in 1871-72. Application is to legalize reconstruction of the rear parapet in non-compliance with Certificate of No Effect 19-20807.

**115 Fenimore Street - Prospect Lefferts Gardens Historic District**  
**LPC-20-10931** - Block 5037 - Lot 80 - **Zoning: R2**  
**CERTIFICATE OF APPROPRIATENESS**

A Colonial Revival style house, designed by G. A. Schellenger and built in 1896. Application is to legalize the installation of a fence and driveway gate without Landmarks Preservation Commission permit(s).

**2935 Broadway (aka 2931-2939 Broadway; 600 West 115th Street) - Morningside Heights Historic District**  
**LPC-20-10024** - Block 1896 - Lot 7501 - **Zoning: R8 C1-4**  
**CERTIFICATE OF APPROPRIATENESS**

A Renaissance Revival style apartment building, designed by Gaetan Ajello and built in 1910. Application is to install window film at a storefront.

**201 Sullivan Street (aka 169 Bleecker Street) - South Village Historic District**

**LPC-20-05802** - Block 539 - Lot 42 - **Zoning: R7-2 C1-5**  
**CERTIFICATE OF APPROPRIATENESS**

A stripped Greek Revival style rowhouse, built in 1835. Application is to modify a masonry opening and install a barrier free access ramp.

**75 Broadway - Individual Landmark**  
**LPC-21-02452** - Block 49 - Lot 1 - **Zoning: C5-5**  
**CERTIFICATE OF APPROPRIATENESS**

A Gothic Revival style church, designed by Richard Upjohn and built in 1846. Application is to install signage.

**1860 Bedford Avenue - Prospect Lefferts Gardens Historic District**  
**LPC-20-10485** - Block 5031 - Lot 57 - **Zoning: R2**  
**CERTIFICATE OF APPROPRIATENESS**

A Neo-Georgian style house, designed by Slee and Bryson and built in 1923-24. Application is to legalize the installation of paving, fence and gate, without Landmarks Preservation Commission permit(s).

**West Broadway, Reade, Chambers and Hudson Streets - Tribeca West Historic District**

**LPC-21-02877** - Block - Lot - **Zoning: C6-3A**  
**BINDING REPORT**

A raised triangular-shaped pedestrian island, created c. 1920. Application to install PDC-approved food kiosk.

**519 2nd Street - Park Slope Historic District**  
**LPC-19-37213** - Block 1076 - Lot 65 - **Zoning: R6-B**  
**CERTIFICATE OF APPROPRIATENESS**

A Romanesque Revival style house, designed by Robert Dixon, James Nelson, and J.L. Allan and built in 1894-98. Application is to modify the areaway and stoop.

**875 St. Marks Avenue - Crown Heights North Historic District**  
**LPC-21-00136** - Block 1222 - Lot 7501 - **Zoning: R6**  
**CERTIFICATE OF APPROPRIATENESS**

A Romanesque Revival rowhouse, designed by Langston & Dahlander and built c. 1891. Application is to legalize façade work and installation of a mailbox, in non-compliance with Certificate of No Effect 16-7468.

Accessibility questions: Rich Stein, Community and Intergovernmental Affairs Coordinator, richstein@lpc.nyc.gov or (646) 248-0220, by: Tuesday, November 10, 2020, 5:00 P.M.



n2-17

## BOARD OF STANDARDS AND APPEALS

### ■ PUBLIC HEARINGS

**November 30, 2020 and December 1, 2020,  
 10:00 A.M. and 2:00 P.M.**

**NOTICE IS HEREBY GIVEN** of teleconference public hearings, Monday, November 30, 2020, at 10:00 A.M. and 2:00 P.M., and Tuesday, December 1, 2020, at 10:00 A.M. and 2:00 P.M., to be streamed live through the Board's website ([www.nyc.gov/bsa](http://www.nyc.gov/bsa)), with remote public participation, on the following matters:

### SPECIAL ORDER CALENDAR

#### 2020-56-A

**APPLICANT** – Kramer Levin Naftalis & Frankel LLP by Gary Tarnoff, for H Hotel LLC, owner.

**SUBJECT** – Application July 14, 2020 – Common Law Vesting application, requesting that the Board determine, that the property owner secured a vested right to complete construction of a development of a hotel, prior to the adaption of a zoning text amendment. M1-6 and C5-3 Special Midtown District.

**PREMISES AFFECTED** – 58-60 West 39<sup>th</sup> Street, Block 00840, Lot 0081, Borough of Manhattan.

**COMMUNITY BOARD #5M**

#### 281-09-BZ

**APPLICANT** – Kramer Levin Naftalis & Frankel LLP by Gary R. Tarnoff for CIM Group LP, owner.

**SUBJECT** – Application February 11, 2020 – Extension of Term of a previously approved Special Permit (§73-36), which permitted the operation of a physical cultural establishment (Planet Fitness), on the fifth and sixth floors of a 42-story building, which expired on February 23, 2020. M1-6 Special Hudson Square District.

**PREMISES AFFECTED** – 246 Spring Street, Block 491, Lot(s) 1201-1594; 1101-113, Borough of Manhattan.

**COMMUNITY BOARD #2M**

### ZONING CALENDAR

#### 2019-162-BZ

**APPLICANT** – Jay Goldstein, Esq., for Agit Abeckaser and 725 6<sup>th</sup> Ave LLC, owner.

**SUBJECT** – Application May 30, 2019 – Special Permit (§73-622), to permit the enlargement of an existing single-family residence, contrary to ZR §23-141 (floor area ratio and open space ratio) and ZR §23-47 (rear yard). R2 zoning district.

**PREMISES AFFECTED** – 3336-3338 Bedford Avenue, Block 7642, Lot(s) 52, 53, Borough of Brooklyn.

**COMMUNITY BOARD #14BK**

#### 2019-277-BZ

**APPLICANT** – Jay Goldstein, Esq., for Bukharian Jewish Congregation of Hillcrest, owner.

**SUBJECT** – Application October 17, 2019 – Variance (§72-21), to permit the construction of a three-story plus cellar House of Worship (UG 4) (Bukharian Jewish Congregation of Hillcrest), contrary to ZR §24-11 (FAR); ZR §24-34 (front yard); ZR §24-521 (height) and ZR §24-35 (side yard). R2A zoning district.

**PREMISES AFFECTED** – 81-04 166<sup>th</sup> Street, Block 7026, Lot 21, Borough of Queens.

**COMMUNITY BOARD # 8Q**

#### 2019-279-BZ

**APPLICANT** – Terminus Group, LLC, for CeeJay Real Estate Development Corp., owner.

**SUBJECT** – Application October 22, 2019 – Special Permit (§73-126), to permit the enlargement of an ambulatory diagnostic or treatment care facility, which exceeds 1,500 square feet, located within a lower density growth management area, contrary to ZR §22-14. R3A Special South Richmond District (Lower Density Growth Management Area).

**PREMISES AFFECTED** – 4119 Richmond Avenue, Block 5268, Lot 37, Borough of Staten Island.

**COMMUNITY BOARD #3SI**

#### 2020-14-BZ

**APPLICANT** – Akerman LLP, for 34-10 12<sup>th</sup> Realty LLC, owner.

**SUBJECT** – Application January 30, 2020 – Variance (§72-21), to permit the enlargement of a one-story, non-conforming manufacturing establishment (UG 17), contrary to ZR §§22-10 and 52-41. R5 zoning district.

PREMISES AFFECTED – 34-10 12<sup>th</sup> Street, Block 326, Lot 29, Borough of Queens.  
**COMMUNITY BOARD #1Q**

**2020-19-BZ**

APPLICANT – Amato Law Group, PLLC, for Tangram House South Sponsor LLC, owner; BHB Investment Holdings Flushing LLC d/b/a Goldfish Swim School, lessee.  
SUBJECT – Application March 4, 2020 – Special Permit (§73-36), to permit the operation of a physical cultural establishment (Goldfish Swim School), located in the cellar and a portion of the first floor of an existing building, contrary to ZR §32-10. C4-2 zoning districts.  
PREMISES AFFECTED – 144-27 39<sup>th</sup> Avenue, Block 4972, Lot 7504, Borough of Queens.  
**COMMUNITY BOARD #7Q**

**2020-22-BZ**

APPLICANT – Amato Law Group, PLLC, for 3312 36<sup>th</sup> Avenue Realty LLC, owner; BHB Investment Holdings Flushing LLC d/b/a Goldfish Swim School, lessee.  
SUBJECT – Application March 13, 2020 – Special Permit (§73-36), to permit the operation of a physical cultural establishment (Goldfish Swim School), within an existing building, contrary to ZR §42-10. M1-1 zoning district  
PREMISES AFFECTED – 33-12 36<sup>th</sup> Avenue, Block 602, Lot 34, Borough of Queens.  
**COMMUNITY BOARD # 1Q**

**2020-23-BZ**

APPLICANT – Goldman Harris LLC, for LIC Site B-1 Owner, LLC, owner.  
SUBJECT – Application March 18, 2020 – Special Permit (§73-36), to permit the operation of a physical cultural establishment (Performance Lab), to be located on a portion of the first floor and cellar of an existing building, contrary to ZR §42-10. M1-6/R10 Special Long Island City Mixed Use District.  
PREMISES AFFECTED – 28-07 Jackson Avenue, Block 420, Lot 1, Borough of Queens.  
**COMMUNITY BOARD #1Q**

**2020-38-BZ**

APPLICANT – Law Office of Jay Goldstein, for 22-12 Jackson Avenue Owners, LLC, owner; Blue Giant Fitness d/b/a F45, lessee.  
SUBJECT – Application May 4, 2020 – Special Permit (§73-36), to permit the operation of a physical cultural establishment (F45), located on a portion of the first floor of an existing building, contrary to ZR §42-10. M1-5/R7X Special Long Island City Purpose District.  
PREMISES AFFECTED – 22-18 Jackson Avenue, Block 72, Lot 65, Borough of Queens.  
**COMMUNITY BOARD #2Q**

*Margery Perlmutter, Chair/Commissioner*

◀ n10-12

# 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)

### COMPTROLLER

#### ■ AWARD

*Services (other than human services)*

**PUBLIC EQUITY FUND OF FUND EMERGING MANAGERS INVESTMENT** - Renewal - PIN#015-681-18804 EM-R1 - AMT: \$7,349,127.00 - TO: Legato Capital Management LLC, 111 Pine Street, Suite 1700, San Francisco, CA 94111-5630.

◀ n10

**PUBLIC EQUITY FUND OF FUND/EMERGING MANAGERS INVESTMENT MANAGEMENT SERVICES** - Renewal - PIN#015-681-18803 EM-R1 - AMT: \$12,438,742.00 - TO: Leading Edge

Investment Advisors, LLC, 50 California Street, Suite 2320, San Francisco, CA 94111.

◀ n10

### EDUCATION

#### CONTRACTS AND PURCHASING

##### ■ INTENT TO AWARD

*Human Services/Client Services*

**TEACHING SOCIAL RESPONSIBILITY** - Other - PIN#E1911 - Due 11-20-20 at 5:00 P.M.

The Department of Education (DOE), Division of Contracts and Purchasing, has been asked for approval to enter into a contract, with the following organization(s), for the services described below. Other organizations interested in providing these services, to the DOE, in the future, are invited to indicate their ability to do so, in writing, to Aldrina Hazell, at 65 Court Street, 12th Floor, Brooklyn, NY 11201. Responses should be received, no later than 5:00 P.M. EST, on November 20, 2020.

Item(s) For Consideration

1. Morningside Center for Teaching Social Responsibility Approval is sought to contract with Morningside Center for the provision of social emotional support to educators of grades 6 to 12.

Term: 6/1/20 to 6/30/20

Total Contract Cost Not-to-Exceed: \$375,000

The New York City Department of Education (DOE), strives to give all businesses, including Minority and Women-Owned Business Enterprises (MWBEs), an equal opportunity to compete for DOE procurements. The DOE’s mission, is to provide equal access to procurement opportunities for all qualified vendors, including MWBEs, from all segments of the community. The DOE works to enhance the ability of MWBEs to compete for contracts. DOE is committed to ensuring that MWBEs fully participate in the procurement process.

*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.*

*Education, 65 Court Street, Room 1201, Brooklyn, NY 11201. Vendor Hotline (718) 935-2300; [vendorhotline@schools.nyc.gov](mailto:vendorhotline@schools.nyc.gov)*

◀ n10

### FINANCIAL INFORMATION SERVICES AGENCY

#### PROCUREMENT SERVICES

##### ■ INTENT TO AWARD

*Services (other than human services)*

**SYNSORT, INC.** - Sole Source - Available only from a single source - PIN# 127FY2100049 - Due 11-17-20 at 12:00 P.M.

The Financial Information Services Agency (FISA) and Office of Payroll Administration (OPA), intends to enter into a Sole Source agreement with Syncsort Inc., for the contract term 4/1/2021 - 3/31/2023.

*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.*

*Financial Information Services Agency, 5 Manhattan West, New York, NY 10001. Petroy Pryce (212) 857-1123; [pptyce@fisa-opa.nyc.gov](mailto:pptyce@fisa-opa.nyc.gov)*

n9-16

### HOUSING AUTHORITY

#### PROCUREMENT

##### ■ SOLICITATION

*Services (other than human services)*

**SMD SERVICES RENTAL & MAINTENANCE OF PORTABLE DIESEL/SOLAR LIGHT TOWERS - VARIOUS DEVELOPMENTS ALL FIVE (5) BOROUGHES OF NEW YORK CITY** - Competitive Sealed Bids - PIN#145887-3 - Due 12-3-20 at 10:00 A.M.

This is a Requirement Contract. NYCHA will not be under any obligation, to order the maximum number of units equal to the estimated quantities, as stated on this proposal, nor shall the estimated quantities, as stated in the Form of Proposal, represent the maximum amount of Work NYCHA, may order under this Contract. During the term of this Contract, the Contractor shall perform and undertake the following Services, on an as-needed basis, as requested from the NYCHA administrator, for the Contract. The Contractor awarded the Contract shall provide all equipment, personnel, transportation and supervision required to support the provision of light towers, at various NYCHA Developments, throughout all five (5) boroughs within the City of New York.

Interested vendors are invited to obtain a copy of the opportunity at NYCHA's website, by going to the <http://www.nyc.gov/nychabusiness>. On the left side, click on "iSupplier Vendor Registration/Login" link. (1) If you have an iSupplier account, then click on the "Login for registered vendors" link and sign into your iSupplier account. (2) If you do not have an iSupplier account you can Request an account by clicking on "New suppliers register in iSupplier" to apply for log-in credentials. Once you have accessed your iSupplier account, log into your account, then choose under the Oracle Financials home page, the menu option "Sourcing Supplier", then choose "Sourcing", then choose "Sourcing Homepage"; and conduct a search in the "Search Open Negotiations" box for the RFQ Number (s) 145887-3.

Note: In response to the COVID-19 outbreak, we are accepting only electronic bids, submitted online, via iSupplier. Paper bids will not be accepted or considered. Please contact NYCHA Procurement, at [procurement@nychanyc.gov](mailto:procurement@nychanyc.gov), for assistance.

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. Mimose Julien (212) 306-8141; [mimose.julien@nychanyc.gov](mailto:mimose.julien@nychanyc.gov)

◀ n10

## NYC HEALTH + HOSPITALS

### CONTRACT SERVICES

#### ■ SOLICITATION

*Construction / Construction Services*

### LINCOLN HOSPITAL-9TH FLOOR ICU NEGATIVE PRESSURE ROOMS-3M-3.5M - Competitive Sealed Bids - PIN# LINCOLN-ICU 2020 - Due 12-2-20 at 1:30 P.M.

Effective Immediately, H+H will no longer issue a hard copy of Section "A" Bid forms, with Bid submission envelope. Once a check is received for the bid package, Section "A" will be sent, via email, along with the labeling instruction, for your bid submission envelope. Only bidders on record and marked paid, will be allowed to bid.

Vendors who are planning to bid, are required to purchase the bid forms Section "A" for a non-refundable fee of \$30, company check or money order is to be payable to NYCH+H. Company representative should submit payment, day of pre-site visit/meeting.

Please note, Due to COVID-19, all bidders must arrive one (1) hour before mandatory Pre-Id Meeting start time, to be screen before gaining access to building/site. All bids shall be in accordance with the terms of the NYC Health and Hospitals (HHC) Project Labor Agreement. It's mandatory that all bidders be registered with the State of New York. Failure to do so, will cause our bid to be declared non-responsive.

Technical questions must be submitted, in writing, via email, no later than five (5) calendar days after the mandatory Pre Site Visit/Meeting, to [Janet.Olivera@nychhc.org](mailto:Janet.Olivera@nychhc.org), and [Leithland.Tulloch@nychhc.org](mailto:Leithland.Tulloch@nychhc.org).

Mandatory Site Visit/Meeting are scheduled for Monday, November 16th and Tuesday, November 17th, 2020, at 10:00 A.M., at Lincoln Hospital, Facilities Management Office, 8th Floor, 8D-230 Conference Room, 234 East 149th Street, Bronx, NY 10451.

New York Required Trade Licensed (where required).

Under Article 15A of The State of New York, the following M/WBE goals apply to this contract, MBE 20% and WBE 10%. These goals apply to any bid submitted of \$100,000.00 or more. Bidders not complying with these terms will have their bids declared no-responsive.

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

NYC Health + Hospitals, 55 Water Street, 25th Floor, New York, NY 10041. Janet Olivera (212) 442-3680; [janet.olivera@nychhc.org](mailto:janet.olivera@nychhc.org)

◀ n10

## 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 RFQ.

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

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 online at: <http://a856-internet.nyc.gov/nycvendoronline/home.asap>; or <http://www.nycgovparks.org/opportunities/business>.

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

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

j2-d31

## REVENUE AND CONCESSIONS

#### ■ SOLICITATION

*Services (other than human services)*

### FOR THE DEVELOPMENT, OPERATION AND MAINTENANCE OF BICYCLE RENTAL STATIONS AT VARIOUS LOCATIONS IN QUEENS - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# Q99-BR-2020 - Due 12-10-20 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 significant Request for Proposals ("RFP"), for the development, operation and maintenance of bicycle rental stations at various locations in Queens with the option for future Queens locations.

There will be a recommended remote proposer meeting on Monday, November 16, 2020, at 2:00 P.M. If you are considering responding to

this RFP, please make every effort to attend this recommended remote proposer meeting.

The Cisco WebEx link for the remote proposer meeting is as follows:  
<https://nycparks.webex.com/nycparks/j.php?MTID=m438965e0079815de256ca51d6b2cd790>

Meeting number: 173 397 3351

Password: Bikes123

You may also join the remote proposer meeting by phone using the following information:

+1-646-992-2010 OR +1-408-418-9388

Access code: 173 397 3351

If you cannot attend the remote proposer meeting, please let us know by Friday, November 13, 2020 and we may set up a meeting at the Arsenal, which is located at 830 5th Avenue, in Central Park, Manhattan. Note that no more than 25 people will be permitted at the meeting.

All proposals submitted in response to this RFP must be submitted no later than Thursday, December 10, 2020, at 3:00 P.M.

Hard copies of the RFP can be obtained at no cost, commencing Thursday, October 29, 2020 through Thursday, December 10, 2020 by contacting Eric Weiss, Project Manager at (347) 971-0879 or at [eric.weiss@parks.nyc.gov](mailto:eric.weiss@parks.nyc.gov).

The RFP is also available for download, on Thursday, October 29, 2020 through Thursday, December 10, 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 if you cannot attend the remote proposer meeting, prospective proposers may contact Eric Weiss, Project Manager, at (347) 971-0879 or at [eric.weiss@parks.nyc.gov](mailto:eric.weiss@parks.nyc.gov).

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

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

*Parks and Recreation, The Arsenal, Central Park, 830 Fifth Avenue, Room 407, New York, NY 10065. Eric Weiss (212) 360-3483; [eric.weiss@parks.nyc.gov](mailto:eric.weiss@parks.nyc.gov)*

o29-n13

## POLICE DEPARTMENT

### CONTRACT ADMINISTRATION

#### ■ INTENT TO AWARD

#### Goods

**TASERS AND RELATED EQUIPMENT** - Sole Source - Available only from a single source - PIN#0562000001729 - Due 11-23-20 at 2:00 P.M.

NYPD, intends to award a Sole Source contract, to Axon Enterprises Inc., for Tasers International Model X26 and Related Equipment. NYPD has determined that the Sole Source Procurement Method is the best method to procure these goods. The X26 Taser is small, easy to carry, and is equipped with a white light for use in low light encounters, and has a greater stopping capability than other Taser devices that have been used in the past. The Specific features of the X26 will enable the NYPD members of the service to effectively train its officers and to implement the X26 Taser throughout the Department. The goods being sought in this contract are the Taser International Model X26 and related Equipment optimized for police patrol operations and based on the needs of the Department. The NYPD needs the same Taser throughout the Department for standardized training of all of its uniformed members of the service. The Tasers will be used to Support the NYPD Training Unit. Any other supplier who is capable of providing these Model X26 Tasers may express interest in writing to Dorothy Carter-Starks, Administrative Procurement Analyst, NYPD Office of Contract Administration Procurement Division, 90 Church Street, Suite 1206, New York, NY 10007, or by email to [Dorothy.Carterstarks@nypd.org](mailto:Dorothy.Carterstarks@nypd.org), on or before 2:00 P.M. on Monday, November 23, 2020.

This Sole Source procurement is being made, pursuant to Section 3-05 of New York City's Procurement Policy Board Rules.

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

Police, 90 Church Street, Suite 1206, New York, NY 10007. Dorothy Carterstarks (646) 610-5193; [jordan.glickstein@nypd.org](mailto:jordan.glickstein@nypd.org)

n5-12

## TRANSPORTATION

### ■ SOLICITATION

#### Construction / Construction Services

**INSTALLATION OF PAVEMENT MARKINGS OF NEWLY RESURFACED ROADWAYS IN THE BOROUGH OF THE BRONX AND QUEENS** - Competitive Sealed Bids - PIN# 84120MBTP401 - Due 12-16-20 at 2:00 P.M.

Solicitation documents (Specifications), will be available, for download, free of charge, starting November 10, 2020, from the City Record Website, at City Record On-Line (<https://a856-cityrecord.nyc.gov/>). Hard copies of the Specification Books, will not be available, at Bid Window, for purchase. The M/WBE for this contract is 23.4%.

A Pre-Bid meeting (Optional), has been scheduled for: November 23, 2020, Time: 12:30 P.M., via Webex. Bidders who wish to connect to the Zoom Conference, will need an ID and Password, or the link. Therefore, bidders who wish to connect, will need to contact the Authorized Agency Contact Person, as indicated below, via email, at least three (3) days prior to the Pre-Bid Meeting, in order to obtain the information to connect. Bidders will need to provide the first name, last name of everyone who wishes to connect, name of the organization, phone number and email address.

All questions shall be submitted, in writing, to the designated person indicated below. Deadline for submission of questions is December 1, 2020, by 4:00 P.M.

Shaneza, Shinath Agency Contact  
Office of the Agency Chief Contracting Officer  
Email: [sshinath@dot.nyc.gov](mailto:sshinath@dot.nyc.gov)

All Bids must be received by mail, or hand delivery, before the Bid Due Date, December 16, 2020, no later than 2:00 P.M.

Bids should be mailed to:

New York City Department of Transportation  
Office of the Agency Chief Contracting Officer/Contract Management Unit  
55 Water Street, Ground Floor, New York, NY 10041  
PIN: 84120MBTP401 and Your Company Email Address

Sealed Hand Delivered Bids will be accepted ONLY from 10:00 A.M. – 2:00 P.M., on December 16, 2020:

New York City Department of Transportation  
Office of the Agency Chief Contracting Officer/Contract Management Unit  
Ground Floor - Bid Window, 55 Water Street, New York, NY 10041  
PIN: 84120MBTP401 and Your Company Email Address

No In Person viewing of bid opening, will be permitted. Zoom Webinar link will be emailed, before close of business, on December 16, 2020, to Bidders who submits Bid, by the bid due date and time.

Virtual Bid Opening, will be conducted, via Zoom Webinar, at 11:00 A.M., on December 18, 2020.

• n10

**INSTALLATION OF PAVEMENT MARKINGS OF NEWLY RESURFACED ROADWAYS IN THE BOROUGH OF MANHATTAN, BROOKLYN AND STATEN ISLAND** - Competitive Sealed Bids - PIN# 84120MBTP402 - Due 12-16-20 at 2:00 P.M.

Solicitation documents (Specifications), will be available, for download, free of charge, starting November 10, 2020, from the City Record Website, at City Record On-Line (<https://a856-cityrecord.nyc.gov/>). Hard copies of the Specification Books will not be available, at Bid Window, for purchase. The M/WBE for this contract is 23.6%.

A Pre-Bid meeting (Optional), has been scheduled for: November 23, 2020, Time: 12:30 P.M., via Webex. Bidders who wish to connect to the Zoom Conference, will need an ID and Password, or the link. Therefore, bidders who wish to connect, will need to contact the Authorized Agency Contact Person, as indicated below, via email, at least three (3) days prior to the Pre-Bid Meeting, in order to obtain the information to connect. Bidders will need to provide the first name, last name of everyone who wishes to connect, name of the organization, phone number and email address.

All questions shall be submitted in writing to the designated person indicated below. Deadline for submission of questions is December 1, 2020, by 4:00 P.M.

Shaneza, Shinath Agency Contact  
Office of the Agency Chief Contracting Officer  
Email: [sshinath@dot.nyc.gov](mailto:sshinath@dot.nyc.gov)

All Bids must be received by mail, or hand delivery, before the Bid Due Date, December 16, 2020, no later than 2:00 P.M.

Bids should be mailed to:

New York City Department of Transportation  
Office of the Agency Chief Contracting Officer/Contract Management Unit  
55 Water Street, Ground Floor, New York, NY 10041  
PIN: 84120MBTP402 and Your Company Email Address

Sealed Hand Delivered Bids will be accepted ONLY from 10:00 A.M. – 2:00 P.M., on December 16, 2020:

New York City Department of Transportation  
Office of the Agency Chief Contracting Officer/Contract Management Unit  
Ground Floor - Bid Window, 55 Water Street, New York, NY 10041  
PIN: 84120MBTP402 and Your Company Email Address

No In Person viewing of bid opening, will be permitted. Zoom Webinar link will be emailed, before close of business, on December 16, 2020, to Bidders who submits Bid by the bid due date and time.

Virtual Bid Opening will be conducted, via Zoom Webinar, at 11:00 A.M., on December 18, 2020.

← n10

### 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 EMAIL, AT DISABILITYAFFAIRS@MOCS.NYC.GOV OR VIA PHONE, AT (212) 788-0010. ANY PERSON REQUIRING REASONABLE ACCOMMODATION FOR THE PUBLIC HEARING, SHOULD CONTACT MOCS, AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE HEARING, TO ENSURE AVAILABILITY.**



### MAYOR'S OFFICE OF CONTRACT SERVICES

#### ■ PUBLIC HEARINGS

#### CORRECTED NOTICE

CONTRACT AWARDS PUBLIC HEARING, TUESDAY, NOVEMBER 10, 2020, 11:00 A.M.

CALL-IN #: 646-992-2010  
UPDATED ACCESS CODE : 173 587 8272

n6-10

## AGENCY RULES

### BUILDINGS

#### ■ NOTICE

#### NOTICE OF ADOPTION OF RULE

NOTICE IS HEREBY GIVEN, pursuant to the authority vested in the Commissioner of the Department of Buildings by Section 643 of the New York City Charter and in accordance with Section 1043 of the Charter, that the Department of Buildings hereby adopts the amendments to sections 105-03, 3301-03 and 3321-01 of Title 1 of the Rules of the City of New York regarding the full compliance date for site safety training.

This rule was published in the City Record on September 28, 2020. No public hearing was held as it was determined that a hearing would serve no public purpose.

Dated: November 2, 2020 /s/  
New York, NY Melanie E. La Rocca  
Commissioner

#### Statement of Basis and Purpose of Rule

Local law 96 of 2020 was passed by the City Council on August 27, 2020, lapsed into law on September 28, 2020, and is deemed to have been in force and effect on and after September 1, 2020.

It amended the full compliance date for site safety training from September 1, 2020 to March 1, 2021. These rules are amended to reflect that change for language access plans, worker safety information signs at construction sites and training card requirements.

The Department of Buildings' authority for these rules is found in sections 643 and 1043 of the New York City Charter.

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

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

Section 1. Paragraph (2) of subdivision (h) of section 105-03 of Subchapter E of Chapter 100 of Title 1 of the Rules of the City of New York is amended to read as follows:

(2) Not later than [September 1, 2020] March 1, 2021, an SST provider must certify to the Department that it has a language access plan that complies with requirements established by another City agency or office designated by the Mayor.

§2. Paragraph (1) of subdivision (b) of section 3301-03 of Chapter 3300 of Title 1 of the Rules of the City of New York is amended to read as follows:

As of [September 1, 2020] March 1, 2021, workers will not be permitted to work on this site unless they have 40 hours of safety training, demonstrated by a Site Safety Training Card.

§3 Paragraph (3) of subdivision (b) of section 3321-01 of Chapter 3300 of Title 1 of the Rules of the City of New York is amended to read as follows:

(3) By [September 1, 2020] March 1, 2021, workers must have either (i), (ii), or (iii) of this paragraph (3):

← n10

### CIVILIAN COMPLAINT REVIEW BOARD

#### ■ NOTICE

#### Notice of Public Hearing and Opportunity to Comment on Proposed Rules

#### What are we proposing?

The Civilian Complaint Review Board is revising multiple sections of its agency rules in order to implement new policies and procedures related to changes to Chapter 18-A § 440 of the New York City Charter and recent court decisions, simplify the language, create rules that will accelerate and make more transparent the investigative process, and to codify previously-adopted Board resolutions.

#### When and where is the Hearing?

The Civilian Complaint Review Board will hold a public hearing on the proposed rules. The public hearing will take place at 4pm on Wednesday, December 9, 2020. Due to the current health emergency, the public hearing for this rule is being scheduled as a virtual hearing, which may be accessed according to the information given below in this Notice.

#### Join through Internet:

- To join the hearing via your browser either click on the following URL link or copy and paste it into your browser's address bar: <https://nycccrb.webex.com/nycccrb/onstage/g.php?MTID=e36499d7122f3bca191edec3bf6732eee>
- Then follow the prompts.
- When prompted, enter the following meeting password: december
- When joining the meeting, choose either **“Use computer for audio,”** or **“Call in,”** for the audio portion of the public hearing. If you choose the “Call in” option, the information needed to connect (**phone number, Access Code and Attendee ID**) will automatically be presented to you immediately **after** you join the Webex meeting.
- If you have low bandwidth or inconsistent Internet connection, we suggest you use the “Call-in” option for the hearing. This will reduce the possibility of dropped audio and stutters.

**Join via phone only:**

To join the meeting only by phone, use the following information to connect:

Phone: +1-408-418-9388

Access code: 173 933 8071

Password (if requested): n/a

**How do I comment on the proposed rules?**

Anyone can comment on the proposed rules by:

- **Website.** You can submit comments to the Civilian Complaint Review Board through the NYC rules website at <http://rules.cityofnewyork.us>.
- **Email.** You can email comments to the Civilian Complaint Review Board at [ccrbrules@ccrb.nyc.gov](mailto:ccrbrules@ccrb.nyc.gov).
- **Mail.** You can mail comments to the Civilian Complaint Review Board, Attn: Heather Cook, Esq., 100 Church Street, 10<sup>th</sup> Floor, New York, New York, 10007.
- **Fax.** You can fax comments to the Civilian Complaint Review Board at 646-500-6149.
- **By Speaking at the Hearing.** During the public comment portion, please use the “raise hand” feature. Find your name on the participant list and hover over your name. A “raise hand” icon will appear. Since all attendees are muted upon entry, the moderator will go down the list of attendees that used the “raise hand” feature and unmute them accordingly. Comments are limited to 2 minutes.

**Is there a deadline to submit comments?**

Please submit all written comments via website, email, or fax to the Civilian Complaint Review Board by December 7, 2020 at 5:00 p.m. All written comments via mail should be postmarked to the Civilian Complaint Review Board by December 4, 2020.

**Do you need assistance to participate in the Hearing?**

You should inform the Agency (at least one week before the hearing date) if you need a reasonable accommodation of a disability at the Hearing. You must tell us if you need a sign language interpreter. You can notify us by mail at the address given above, by email at [accessibility@ccrb.nyc.gov](mailto:accessibility@ccrb.nyc.gov), or by telephone by contacting Jeanine Marie at 212-912-2092.

**Can I review the comments made on the proposed rules?**

You can review the online comments about the proposed rules by going to the website at <http://rules.cityofnewyork.us/>. A few days after the hearing, copies of all online and written comments, and a transcript of the hearing concerning the proposed rules will be available on the Civilian Complaint Review Board’s website.

**What authorizes the Civilian Complaint Review to make these proposed rules?**

Sections 1043 and 440 of the New York City Charter authorize the Civilian Complaint Review Board to make these proposed rules. The proposed rules were not included in the Civilian Complaint Review Board’s regulatory agenda for this Fiscal Year because they were not contemplated when the Civilian Complaint Review Board published the agenda.

**Where can I find the Civilian Complaint Review Board’s rules?**

The Civilian Complaint Review Board’s rules are in Title 38-A, Chapter 1 of the Rules of the City of New York.

**What rules govern the rulemaking process?**

The Civilian Complaint Review Board must meet the requirements of Chapter 45: Section 1043 of the New York City Charter when creating or changing rules. This notice is made pursuant to the requirements of Chapter 45: Section 1043 of the New York City Charter.

**Statement of Basis and Purpose of Proposed Rule**

As a result of a November 2019 ballot initiative, there were a number of changes to Chapter 18-A § 440 of the New York City Charter, which defines the jurisdiction, composition, duties, and powers of the Civilian Complaint Review Board. Additionally, a June 2020 New York State Appellate Division, First Department ruling invalidated a portion of the Civilian Complaint Review Board’s current rules. The purpose of this rule revision process is to incorporate the Charter changes, comply with the court ruling, modify the Board meeting schedule, and clarify certain language to make the rules more understandable.

With those goals in mind, the Civilian Complaint Review Board made the following proposed rule revisions:

- Amended §1-01 (“Definitions”) to include “Abuse of Authority,” “City Council Appointee,” “Complainant,” “Mayoral Appointee,” “Police Commissioner Designee,” “Public Advocate Appointee,” “Sexual Misconduct,” and “Sexual Humiliation.” The definition

of “Chair” was rewritten to reflect the new selection process. The definitions of “Civilian Complaint Review Board,” “Executive Director”, and “Full Board” were adjusted to include the full citation of the New York City Charter.

- Amended §1-02 (“Jurisdiction”) to include the Charter revision granting the Civilian Complaint Review Board jurisdiction to investigate untruthful material statements made by subject officers during the course of an investigation.
- Removed §1-11(c) (“Filing Complaints”)
- Adjusted the language of §1-14(b) (“Referrals of Complaints”) to add the word “the” before “Chair”.
- Rewrote §1-21 (“Statement of Policy”) to more clearly explain the policy for investigating complaints.
- Adjusted the language of §1-23(a), (b), (c), and (d) (“Obtaining Documentary and Other Evidence”) to clarify subpoena powers and the Board’s delegation of subpoena signature authority to the Executive Director.
- Rewrote §1-24 (“Conduct of Interviews”) to simplify language so the public and Police Officers can better understand the rights of Police Officers during Civilian Complaint Review Board interviews.
- Adjusted the language of §1-31(b) and (c) (“Assignment of Cases”) to reflect the Charter revision related to Board member appointments.
- Added §1-31(d) (“Assignment of Cases”), which was previous §1-31(c).
- Added §1-32(d) and (e) (“Panel or Board Review of Cases”) to clarify the Full Board and Panel voting requirements.
- Adjusted §1-33(a) (“Case Dispositions”) so the language would mirror Chapter 18-A § 440(c)(1) of the New York City Charter.
- Rewrote §1-33(d) (“Case Dispositions”) to more clearly explain the Civilian Complaint Review Board’s case dispositions and notification requirements to the Police Commissioner.
- Rewrote §1-33(e)(11) and (15) (“Case Dispositions”) to add language defining the dispositions of “Closed – Pending Litigation” and “Other Misconduct Noted.”
- Revised numbering of sections §1-33(e)(12), (13), (14), (16), (17), (18), and (19).
- Adjusted §1-34 (a) and (b) to reflect numbering changes to §1-33(e).
- Adjusted §1-36(d)(1) and (2) to clarify the process for reconvening the Board to reopen or reconsider a case.
- Removed §1-42(h)(1) and (2) (“Prosecution of Charges”) to comply with recent court decision (Lynch et al vs. The New York City Complaint Review Board et al, May 28, 2020, Appellate Division, First Department)
- Adjusted §1-44 (“Other Misconduct”) to add a new example of Other Misconduct after Charter revision granted the Civilian Complaint Review Board jurisdiction over untruthful material statements.
- Amended Rule §1-51(a) (“Meetings of the Board”) such that the Civilian Complaint Review Board’s Full Board will only be required to meet ten (10) times per year.
- Rewrote §1-52(b) (“Panel and Board Meetings: General Matters”) to clarify Board voting requirements.

Civilian Complaint Review Board’s authority to make these rules is found in Chapter 45: Section 1043 and Chapter 18-A § 440 of the New York City Charter.

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

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

Title 38-A, Chapter 1 of the Rules of the City of New York are amended to read as follows:

**Subchapter A: Definitions****§ 1-01 Definitions**

As used in this chapter:

**Abuse of Authority.** The term “Abuse of Authority” refers to misusing police powers. This conduct includes, but is not limited to, improper searches, entries, seizures, property damage, refusals to provide identifying information, and intentionally untruthful testimony and written statements made against members of the public in the performance of official police functions.

**Agency Staff.** The term “Agency Staff” means employees of the Civilian Complaint Review Board, including Board investigators.

**Alleged Victim.** The term “Alleged Victim” refers to the person alleging harm by the alleged police misconduct.

**Case.** The term “Case” refers to an investigation undertaken by the Civilian Complaint Review Board.

**Chair.** The term “Chair” means the Chair of the Civilian Complaint Review Board, jointly appointed by the Mayor and the Speaker of the City Council pursuant to New York City Charter Chapter 18-A § 440(b)(1)(v).

**Charges.** The term “Charges” means charges and specifications brought by the Board against an officer with respect to an allegation falling within the jurisdiction of the Board and substantiated by the Board with the recommendation of charges and specifications.

**City Council Appointee.** The term “City Council Appointee” refers to a member of the Board appointed by the City Council to represent one of each of the five boroughs pursuant to New York City Charter Chapter 18-A § 440(b)(1)(i).

**Civilian Complaint Review Board.** The term “Civilian Complaint Review Board” or “Board” means the entity established by Local Law No. 1 for the year 1993, codified as Chapter 18-A § 440 of the New York City Charter.

**Complaint.** The term “Complaint” refers to a report of alleged police misconduct received by the Board.

**Complainant.** The term “Complainant” refers to a person with Personal Knowledge of alleged police misconduct who is filing a complaint on behalf of themselves or another person regarding the alleged misconduct.

**Executive Director.** The term “Executive Director” means the chief executive officer of the Civilian Complaint Review Board, appointed pursuant to New York City Charter Chapter 18-A § 440(c)(5).

**Full Board.** The term “Full Board” refers to all current members of the Board who have been appointed, pursuant to New York City Charter Chapter 18-A § 440(b)(1).

**Mayoral Appointee.** The term “Mayoral Appointee” means one of the five members of the Board appointed by the Mayor pursuant to New York City Charter Chapter 18-A § 440(b)(1)(iv).

**Mediation.** The term “Mediation” means an informal process, voluntarily agreed to by a Complainant and/or Alleged Victim and the subject officer and conducted with the assistance of a neutral third party, engaged in for the purpose of fully and frankly discussing alleged misconduct and attempting to arrive at a mutually agreeable resolution of a complaint.

**Personal Knowledge.** The term “Personal Knowledge” means knowledge of a circumstance or fact gained through firsthand observation or experience.

**Police Commissioner.** The term “Police Commissioner” means the Police Commissioner of the New York City Police Department, and where appropriate, his or her designee.

**Police Commissioner Designee.** The term “Police Commissioner Designee” means one of the three members of the Board with a law enforcement background designated by the Police Commissioner and appointed by the Mayor pursuant to New York City Charter Chapter 18-A § 440(b)(1)(iii).

**Police Department.** The term “Police Department” means the New York City Police Department.

**Police Department Advocate.** The term “Police Department Advocate” means the Department Advocate and includes any Assistant Department Advocate of the Police Department.

**Prosecution.** The term “Prosecution” means the administrative prosecution of department Charges before a Trial Commissioner and includes all matters undertaken pursuant to such prosecution.

**Public Advocate Appointee.** The term “Public Advocate Appointee” means the member of the Board appointed by the Public Advocate pursuant to New York City Charter Chapter 18-A § 440(b)(1)(ii).

**Reporting Non-Witness.** The term “Reporting Non-Witness” refers to a person(s) without personal knowledge of the alleged police misconduct filing a complaint on behalf of another person.

**Sexual Misconduct.** The term “Sexual Misconduct” encompasses misconduct of a sexual nature alleged by a civilian against a member of the Police Department. It includes, but is not limited to, the following examples of misconduct: verbal sexual harassment; sexual harassment using physical gestures; sexual humiliation; sexually motivated police actions such as stops, summonses, searches, or arrests; sexual or romantic propositions; and any intentional bodily contact of a sexual nature, including but not limited to, inappropriate touching, sexual assault, rape, and on-duty sexual activity.

**Sexual Humiliation.** The term “Sexual Humiliation” refers to incidents in which an officer gratuitously shames or degrades a civilian in relation to their sexual organs or sexual behavior.

**Trial Commissioner.** The term “Trial Commissioner” refers to the Deputy Commissioner of Trials or the Assistant Deputy Commissioner of Trials of the Police Department.

**Victim.** The term “Victim” refers to the person harmed by at least one or more substantiated allegation(s) of police misconduct.

## § 1-02 Jurisdiction.

(a) Pursuant to Chapter 18-A § 440 (c)(1) of the New York City Charter, the Board has the power to receive, investigate, hear, make findings and recommend action upon complaints by members of the public against uniformed members of the New York City Police Department that allege misconduct involving excessive use of force, abuse of authority, discourtesy, or use of offensive language, including, but not limited to, slurs relating to race, ethnicity, religion, gender, sexual orientation and disability. The Board also has the power to investigate, hear, make findings and recommend action regarding the truthfulness of any material official statement made by a member of the police department who is the subject of a complaint received by the Board, if such statement was made during the course of and in relation to the Board’s resolution of such complaint.

(b) The jurisdiction of the Board includes the prosecution of certain substantiated civilian complaints pursuant to a Memorandum of Understanding (MOU) executed by the Board and the Police Department on April 2, 2012, (as from time to time amended) during the period that such MOU is in effect.

(c) The findings and recommendations of the Board, and the basis therefor, regarding Case investigations and administrative Prosecutions will be submitted to the Police Commissioner.

## Subchapter B: Initial Procedures

### § 1-11 Filing Complaints.

(a) An Alleged Victim, a parent, legal guardian or legal representative if the Alleged Victim is a minor, or any individual having Personal Knowledge (as defined in 38-A RCNY § 1-01) of alleged misconduct by a member of the New York City Police Department, each have standing to file a complaint.

(b) Complaints of alleged police misconduct filed by Reporting Non-Witnesses (as defined in 38-A RCNY § 1-01) may be investigated at the discretion of the Executive Director or Chair of the Board. Among the factors to be considered are: the nature and/or severity of the alleged misconduct, the availability of evidence and/or witnesses, the ability to identify officers and civilians involved, the practicability of conducting a full investigation within the time prescribed by the statute of limitations and the numbers of complaints received by the Board regarding the incident.

[ (c) The Board has the power to review incidents involving members of the New York City Police Department and investigate Cases arising therefrom within the Board’s jurisdiction under the New York City Charter.]

### § 1-14 Referrals of Complaints.

(a) Where the Board receives allegations about persons or matters falling within the sole jurisdiction of another agency (and not that of the Board), the Chair or the Executive Director will refer such allegations to such other agency.

(b) Where the Board receives allegations about persons or matters falling partly within the sole jurisdiction of another agency (and not that of the Board) and partly within the joint jurisdiction of both the other agency and the Board, the Chair in consultation with the Executive Director may refer the entire complaint to the other agency if in the determination of the Chair, in consultation with the Executive Director, it is appropriate for the entire complaint to be investigated by one single agency.

(c) The Board can investigate any complaint or allegation that falls within the Board’s jurisdiction, regardless of whether another agency is investigating or has previously investigated the same complaint or allegation.

## Subchapter C: Fact-finding Process

### § 1-21 Statement of Policy.

The [procedures to be followed in investigating complaints will be such as in the opinion of the] Full Board will determine the procedures for investigating complaints that will best facilitate accurate, orderly and thorough fact-finding.

### § 1-23 Obtaining Documentary and Other Evidence.

(a) Board investigators may make written or oral requests for information or documents.

(b) Board investigators or, as provided in 38-A RCNY § 1-32(b), a panel established pursuant to 38-A RCNY § 1-31, may interview the Complainant, Alleged Victim, the subject officer, and/or witnesses.

(c) Board investigators may make field visits for purposes such as examining the site of alleged misconduct and interviewing witnesses.

(d) Upon a majority vote of the members of the Full Board, subpoenas ad testificandum and duces tecum may be issued and served. Such subpoenas are enforceable pursuant to relevant provisions of Article 23 of the New York Civil Practice Law and Rules. Pursuant to New York City Charter Chapter 18-A § 440(c)(3), the Board may, subject to Chapter 17 of the New York City Charter, institute subpoena enforcement proceedings or request that the Corporation Counsel institute subpoena enforcement proceedings. The Board may delegate its subpoena authority and its authority to institute subpoena enforcement proceedings to the Civilian Complaint Review Board's Executive Director, subject to any conditions deemed appropriate by the Board. The authority delegated to the Executive Director to issue and enforce subpoenas may be revoked by the Board.

(e) The Board may obtain records and other materials from the Police Department which are necessary for [the] investigations [of complaints submitted to] undertaken by the Board, except such records and materials that cannot be disclosed by law. In the event that requests for records or other evidence are not complied with, investigators may request that the Board issue a subpoena duces tecum or a subpoena ad testificandum.

#### § 1-24 Conduct of Interviews.

(a) [It is the intent of these Rules not to alter the rights afforded to police officers by the Police Department Patrol Guide with respect to interviews in a manner that diminishes such rights, including but] Nothing in these rules shall be construed to alter the rights afforded to police officers by the Police Department Patrol Guide with respect to interviews. These rights include, but are not limited to, the right to notice of an interview, the right to counsel, and the right not to be compelled to incriminate oneself.

#### Subchapter D: Disposition of Cases

#### § 1-31 Assignment of Cases.

(a) The Chair or the Executive Director will assign to a panel consisting of at least three Board members, or may assign to the Full Board for review, all Cases which have been fully investigated, and such other Cases or categories of Cases as the Board may determine by resolution.

(b) Pursuant to Chapter 18-A § 440(c)(2) of the New York City Charter, no panel will consist exclusively of members designated by the [Council,] Police Commissioner or [selected] appointed by the Mayor or the City Council. Panel membership will be determined by the Chair, but each panel will consist of at least one member [designated] appointed by City Council, at least one designated by the Police Commissioner, and at least one [designated] appointed by the Mayor; unless such a panel composition would interfere with or unreasonably delay the Civilian Complaint Review Board's operations. Panel membership will be rotated on a regular basis.

(c) Due to the special characteristics of their respective offices and appointments, the Public Advocate Appointee and the Chair may participate on a panel as either a Mayoral Appointee or a City Council Appointee.

([c]d) If the Chair or the Executive Director determines that circumstances require it, the Chair or the Executive Director may reassign a Case to a new panel.

#### § 1-32 Panel or Board Review of Cases.

(a) The panel or the Full Board will review the investigatory materials for each assigned Case and report its findings and recommendations in writing.

(b) The panel or the Full Board may, if it deems appropriate, return a Case to investigative staff for further investigation. A panel may conduct additional fact-finding, including interviews, in accordance with the provisions of 38-A RCNY § 1-24.

(c) Panel findings and recommendations are deemed to be the findings and recommendations of the Board. However, upon request of a member of the panel, or upon the direction of the Chair at the request of any member of the Board, the Case will be referred to the seated members of the Board for its consideration as a Full Board panel.

(d) If a Case has been referred to the Full Board, the Full Board may take such action as it deems appropriate, including, but not limited to: making its own findings and recommendations, remanding the Case to a referring panel for further consideration or action, or remanding the Case for further investigation.

(e) If a case has been referred to a panel, a majority vote of panel members present shall be required to take action.

#### § 1-33 Case Dispositions.

(a) Pursuant to Chapter 18-A § 440(c)(1) of the New York City Charter, no finding or recommendation shall be based solely upon an unsworn complaint or statement, nor shall prior unsubstantiated, unfounded or withdrawn complaints be the [sole] basis for any such finding or recommendation.

(b) Panels or the Full Board will employ a "preponderance of the evidence" standard of proof in evaluating Cases.

(c) The findings and recommendations with respect to each Case reviewed by the Board will be submitted to the Police Commissioner.

(d) Where the disposition of one or more allegations is "Substantiated," as defined in Subdivision (e) of this section, the Board's findings and recommendations will be forwarded in writing to the Police Commissioner within five business days and include appropriate pedigree information regarding the subject officer, the Case number and any other control or serial number assigned to the Case, and a summary of the pertinent facts. Based on its findings, the Board may recommend penalties of Charges, command discipline, formalized training, instructions [with formalized training], or any combination of these. However, if the Board or panel recommends Charges for any Case allegation against a subject officer, all substantiated allegations against that officer will be included as part of that recommendation.

(e) The following categories of Case investigation dispositions will be used in reports to the Police Commissioner:

(1) Substantiated: there was a preponderance of evidence that the acts alleged occurred and constituted misconduct.

(2) Unsubstantiated: there was insufficient evidence to establish whether or not there was an act of misconduct.

(3) Exonerated: there was a preponderance of the evidence that the acts alleged occurred but did not constitute misconduct.

(4) Unfounded: there was a preponderance of the evidence that the acts alleged did not occur.

(5) Complaint Withdrawn: the Complainant withdrew the complaint.

(6) Complainant Unavailable: the Complainant could not be reached or located.

(7) Alleged Victim Unavailable: the Alleged Victim could not be reached or located.

(8) Complainant Uncooperative: the participation of the Complainant was insufficient to enable the Board to conduct a full investigation.

(9) Alleged Victim Uncooperative: the participation of the Alleged Victim was insufficient to enable the Board to conduct a full investigation.

(10) Alleged Victim Unidentified: the Board could not identify the Alleged Victim and therefore was unable to conduct a full investigation.

(11) Closed—Pending Litigation: the Complainant or Victim chose not to cooperate with the investigation on the advice of counsel.

(12[1]) Officer Unidentified: the Board was unable to identify the officer who was the subject of the allegation.

(13[2]) Referral: the complaint was referred to another agency.

(14[3]) No Jurisdiction: the complaint does not fall within the jurisdiction of the Board.

(15[4]) Other Misconduct Noted: the Board found evidence during its investigation that an officer committed misconduct not traditionally investigated by the Board, but about which the Police Department should be aware.

(16[5]) Mediated: the parties to the mediation agreed that the complaint should be considered as having been resolved through mediation.

(17[6]) Mediation Attempted: the parties agreed to mediate the complaint but the civilian subsequently did not participate in the mediation.

(18[7]) Miscellaneous: the subject of the complaint is not currently employed by the Police Department as a police officer.

(19[8]) Administrative Closure: the Case was referred to the Board by another agency, not by a member of the public, and the Board was unable to conduct a full investigation.

#### § 1-34 Cases Closed without a Full Investigation.

(a) The Full Board, a panel, or the Executive Director may close without conducting a full investigation any Case falling within categories (5) through (19[7]) of 38-A RCNY § 1-33(e).

(b) No Case(s) falling within categories (5) through (19[7]) of 38-A RCNY § 1-33(e) will be closed by the Executive Director until copies

have first been provided to any member of the Full Board who has asked to review copies of said Case(s).

(c) The Executive Director must from time to time conduct an audit of Cases closed pursuant to this rule. After an audit of the aforementioned sample of Cases, the Executive Director will report his or her review of those Cases to the Full Board.

**§ 1-36 Reconsideration or Reopening of Cases.**

(a) Upon receipt of a written request to reconsider or reopen a Case from a Complainant, Alleged Victim, Victim or subject police officer, a panel, Chair, or Executive Director may:

- (1) Reopen any Case previously closed without a full investigation; or
- (2) Agree to reconsider any Case previously closed with a full investigation if
  - i. New evidence becomes available which could reasonably lead to a different finding or recommendation in the Case; or
  - ii. A previously unavailable or uncooperative witness becomes available which could reasonably lead to a different finding or recommendation in the Case; or
  - iii. If reopening or reconsidering the Case serves the interests of justice.

(b) Upon receipt of a written request sent by the Police Department Advocate requesting the reconsideration of a previously fully investigated Case with panel findings and recommendations, a panel, the Chair, or the Full Board may agree to reconsider the penalty and/or disposition of an allegation if:

- (1) The penalty recommended for the Case by the deciding panel or Full Board against any subject officer is found by the deciding panel or Full Board to be inappropriate or excessive; or
- (2) There exists new facts or evidence that were not previously known by the deciding panel or Full Board which could reasonably lead to a different finding or recommendation in the Case; or
- (3) There are matters of fact or law which are found to have been overlooked or misapprehended by the deciding panel or Full Board, or if reconsidering the case serves the interests of justice.

In considering requests from the Police Department Advocate, any such request must be made to the Chair, Executive Director, deciding panel, or Full Board, addressed to the Executive Director, within 30 days from receipt of the Civilian Complaint Review Board's initial findings and recommendations of a Case, absent good cause for any such delay beyond 30 days.

(c) The Full Board, Chair, a panel, or Executive Director considering a request to reopen or reconsider a Case will have full discretion in making a determination, and may properly consider all relevant circumstances, including, but not limited to: any delays on the part of the person requesting that the Case be reopened; new, material information as to the Complainant, Alleged Victim, Victim, the subject officer, or any civilian or police witness; and the practicability of conducting a full investigation of the allegations contained in the Case within any applicable limitation period.

(d) If a previously closed Case is reopened or reconsidered:

- (1) If all members of the previously deciding panel are presently members of the Board and available to meet, then that previously deciding panel will be reconvened to reconsider the Case.
- (2) If any member of the previously deciding panel is no longer a member of the Board or is unavailable to meet, then the remaining members of the previously deciding panel will be reconvened with a replacement panel member designated by the Chair as required by 38-A RCNY § 1-31(b) to reconsider the Case.
- (3) If all members of the previously deciding panel are no longer members of the Board, the Chair will select a panel will be convened to reconsider the Case pursuant to 38-A RCNY § 1-32.

**Subchapter E: Administrative Prosecution**

**§ 1-42 Prosecution of Charges.**

(a) Where the Board finds an allegation falling within its jurisdiction to have been substantiated against an officer and recommends that Charges be brought against such officer, the Board will promptly notify the Police Commissioner of its finding and recommendation.

(b) In those limited circumstances where the Police Commissioner determines that the Civilian Complaint Review Board's prosecution of the Charges would be detrimental to the Police Department's disciplinary process, the Police Commissioner shall so notify the Civilian Complaint Review Board. Such instances shall be limited to Cases in which there are parallel or related criminal investigations, or when, in the instance of an officer with no disciplinary history or prior substantiated Civilian Complaint Review Board complaints, based on

such officer's record and disciplinary history the interests of justice would not be served.

(c) Any request by the Police Commissioner for the Civilian Complaint Review Board to refrain from prosecution of Charges shall be made in writing to the Civilian Complaint Review Board and shall include a detailed explanation for such request and a statement detailing what discipline if any the Police Commissioner would pursue on such officer.

(d) The Civilian Complaint Review Board may reject such request to refrain from Prosecution within five business days of receipt of such request. Such rejection shall be made in writing and shall include a statement rebutting the Police Commissioner's explanation for his or her request.

(e) The Police Commissioner may deny such rejection within five business days of receipt of such rejection. Such denial shall be made in writing to the Civilian Complaint Review Board and shall include a detailed response to the Civilian Complaint Review Board's rebuttal. Upon receipt of such denial the Board shall refrain from further Prosecution of the Case.

(f) In all Cases other than those in which the Board is refraining from prosecuting, the Civilian Complaint Review Board shall promptly draft, and request that the Police Department Advocate serve on behalf of the Board, Charges against the subject officer.

(g) If the Civilian Complaint Review Board, acting through the Chair or Executive Director, believes that suspension or modified assignment of a subject officer would be prudent while a Prosecution is pending, the Civilian Complaint Review Board, acting through the Chair or Executive Director, shall make such recommendation to the Police Commissioner, who shall determine whether to suspend or modify the assignment of such officer.

(h) [After a Case has been referred to the Administrative Prosecution Unit for Prosecution, the Chief Prosecutor or Executive Director, or either of their designees, must make a formal request in writing to the deciding panel or, if necessary, the Full Board when:

- (1) The Administrative Prosecution Unit is requesting that additional allegations be considered against a subject officer in addition to the allegations previously recommended by the Board; or
- (2) The Administrative Prosecution Unit is requesting that previously considered allegations against a subject officer that did not previously result in a substantiation by the Board be reconsidered for substantiation.

In the formal written request, the Chief Prosecutor or Executive Director, or either of their designees, must detail their reasons for making said request. If the Full Board chooses to reopen the matter to add or reconsider any allegations, such matter will be reopened considering the same criteria designated in 38-A RCNY § 1-36(d). Where the Board decides to substantiate additional allegations, the Civilian Complaint Review Board will notify, in writing, all affected civilian and law enforcement parties of the changes to the allegation and/or Charges.

(i) After a Case has been referred to the Administrative Prosecution Unit for Prosecution, the Chief Prosecutor or Executive Director may, upon approval by either the Chair or Full Board, dismiss any Charges. When any such Charge is dismissed, the Civilian Complaint Review Board will notify, in writing, all affected civilian and law enforcement parties of the dismissal.

**§ 1-44 Other Misconduct.**

If during the course of a Prosecution the Civilian Complaint Review Board becomes aware of possible misconduct falling outside its jurisdiction, such as [the making of a false statement by an officer] a superior officer's failure to supervise, the Board shall not itself prosecute such possible misconduct but shall instead immediately refer such possible misconduct to the Police Department for investigation and possible prosecution by the Police Department. The Civilian Complaint Review Board will provide to the Police Department such assistance as may be requested, in the investigation or Prosecution by the Police Department of such possible misconduct and shall, if necessary, coordinate its Prosecution with that of the Police Department. Other misconduct will be noted in case dispositions by categories describing the possible misconduct and the evidence of such misconduct.

**Subchapter G: Board Meetings, Organization, and Delegated Authority**

**§ 1-51 Meetings of the Board.**

(a) The Full Board [must] shall meet at least [monthly] one time each month, at which meeting it [will] shall consider [Cases] cases referred to it and conduct any other business.

[(b)] [If a Case has been referred to] Notwithstanding the [Full Board] foregoing, the Full Board [may take such action as it deems appropriate, including, but] shall not [limited to: making its own



findings] be required to meet in the months of August and [recommendations, remanding the Case to a referring panel for further consideration or action, and remanding the Case for further investigation.] December.

**§ 1-52 Panel and Board Meetings: General Matters.**

(a) If a Board member has a personal, business or other relationship or association with a party to or a witness in a Case before a panel to which such member has been assigned, the member must disclose this situation to the Chair, and request that the Case be transferred to another panel. If a Board member has such relationship in a Case before the Full Board, the member should recuse themselves from deliberations or action in connection with that Case.

(b) [Board members must be present at a meeting of the Board or a panel in person or, subject to such limitations as the Board may by resolution from time to time determine, by videoconference in order to register their votes.] A Board member may not abstain from voting unless the member is subject to subdivision (a) of this section.

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

**CERTIFICATION / ANALYSIS  
PURSUANT TO CHARTER SECTION 1043(d)**

**RULE TITLE: Miscellaneous Rule Amendments**

**REFERENCE NUMBER: CCRB-4**

**RULEMAKING AGENCY: Civilian Complaint Review Board**

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

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

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

November 5, 2020  
Date

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

**CERTIFICATION PURSUANT TO  
CHARTER §1043(d)**

**RULE TITLE: Miscellaneous Rule Amendments**

**REFERENCE NUMBER: 2020 RG 068**

**RULEMAKING AGENCY: Civilian Complaint Review Board**

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

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

/s/ STEVEN GOULDEN  
Acting Corporation Counsel

Date: November 2, 2020

Accessibility questions: Jeanine Marie (212) 912-2092, by: Wednesday, December 2, 2020, 4:00 P.M.



**FINANCE**

■ NOTICE

**Notice of Adoption**

Notice of Adoption to amend the Banking Commission rule governing the deposit limits and market rates to be held by Banking Development District ("BDD") branches to increase the maximum amount that may be deposited in such branches from \$10 million per branch to \$20 million per branch, as well as amending the current basis point market rate to allow for flexibility with current economic conditions..

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN the Commissioner of Finance by Sections 1043 and 1054 of the New York City Charter, that the New York City Department of Finance ("DOF" or "Department") amends Section 1 Subdivision (e) of section 1-03 of Chapter 1 of Title 22 of the Rules of the City of New York.

This rule amendment was proposed and published on September 11, 2020. A public hearing was held on October 15, 2020. After receiving and reviewing public comments, a change was made to the proposed rule to eliminate the required below-market rate floor of 50 basis points, which will allow for flexibility due to current economic conditions. The current rate is well below 50 basis points, which disincentivizes many BDD branches from holding City funds.

**STATEMENT OF BASIS AND PURPOSE**

In order to improve banking services in under-served communities, the Banking Commission is authorized under General Municipal Law ("GML") 10(2)(c) to designate BDD branches that may hold City funds, and to define the terms for these deposits. Such terms may include permission for such branches to provide a lower interest rate. The current limit is \$10 million per branch, as provided in a 2003 resolution. In order to further economic recovery following the COVID-19 pandemic, the Banking Commission is increasing the maximum amount that may be deposited to \$20 million per branch. The Banking Commission is also amending the current basis point market rate to allow for flexibility in current economic conditions. The amendment to the current basis point market rate is necessary because, as a result of the economic fallout from the COVID-19 pandemic, the current rate is well below 50 basis points, which disincentivizes many BDD branches from holding City funds.

**RULE AMENDMENT**

Section 1. Subdivision (e) of section 1-03 of Chapter 1 of Title 22 of the Rules of the City of New York is amended by adding a new paragraph 3 to read as follows:

(3) The total amount of City funds deposited at below-market rate shall not exceed \$ 20 million per branch. Below-market rate is defined as below such bank's current rate, so long as it is not less than the three-month constant maturity rate of the United States Treasury for 90-day deposits.

**SPECIAL MATERIALS**

**AGING**

■ NOTICE

In advance of the release of the Home Care Program Request for Proposals, the Department for the Aging (DFTA), is issuing a Concept Paper, presenting the purpose and plan for this program. The Home Care Program Concept Paper, will be posted on the Department's website, <http://www.nyc.gov/aging>, beginning November 17, 2020. Public comment is encouraged and should be emailed to DFTA at [ConceptPaper@aging.nyc.gov](mailto:ConceptPaper@aging.nyc.gov), and write "Home Care Program Concept Paper" in the subject line. The Concept Paper will be posted until December 31, 2020.

## CITY PLANNING

### ■ NOTICE

#### NOTICE OF COMPLETION OF THE DRAFT ENVIRONMENTAL IMPACT STATEMENT

##### Acme Fish Expansion

##### Project Identification

CEQR No. 20DCP009K  
ULURP Nos. 210138ZMK,  
210139ZSK, 210140LDK  
SEQRA Classification: Type I

##### Lead Agency

City Planning Commission  
120 Broadway, 31<sup>st</sup> Floor  
New York, NY 10271

##### Contact Person

Olga Abinader, Director (212) 720-3493  
Environmental Assessment and Review Division  
New York City Department of City Planning

Pursuant to City Environmental Quality Review (CEQR), Mayoral Executive Order No. 91 of 1977, CEQR Rules of Procedure of 1991 and the regulations of Article 8 of the State Environmental Conservation Law, State Environmental Quality Review Act (SEQRA) as found in 6 NYCRR Part 617, a Draft Environmental Impact Statement (DEIS) has been prepared for the action described below. Copies of the DEIS are available for public inspection at the office of the undersigned as well as online, at [www.nyc.gov/planning](http://www.nyc.gov/planning). The proposal involves actions by the City Planning Commission and Council of the City of New York, pursuant to Uniform Land Use Review Procedure (ULURP). A public hearing on the DEIS will be held at a later date to be announced, in conjunction with the City Planning Commission's Citywide public hearing, pursuant to ULURP. Advance notice will be given of the time and place of the hearing. Written comments on the DEIS are requested and would be received and considered by the Lead Agency until the 10th calendar day following the close of the public hearing.

RP Inlet, LLC ("the Applicant") is requesting two discretionary actions that would facilitate a mixed-use development comprising a total of approximately 654,300 gross square feet (gsf) (583,778 zoning square feet (zsf)) of commercial/ manufacturing uses (the "Proposed Development") on the block bounded by Banker Street to the east, Wythe Avenue to the south, Gem and North 15th Streets to the west, and Meserole Avenue to the north (the "Development Site"), in the Greenpoint neighborhood of Brooklyn Community District (CD) 1. The Development Site is comprised of Brooklyn Block 2615, Lots 1, 6, 19, 21, 25, 50, and 125 (a.k.a. the proposed rezoning area).

The Applicant seeks a zoning map amendment to rezone the Development Site from M3-1 to M1-5, and a Large-Scale General Development (LSGD) special permit, pursuant to Section 74-743(a)(2) of the Zoning Resolution of the City of New York ("ZR"), to allow the Proposed Development to penetrate the required sky exposure plane and the required initial setback distance, contrary to ZR 43-43 (collectively, the "Proposed Actions"). The Applicant may also seek discretionary tax incentives from the New York City Industrial Development Agency (NYCIDA).

The proposed zoning map amendment, which would rezone the proposed rezoning area from M3-1 to M1-5, would increase the permitted FAR from 2.0 to 5.0 for commercial and industrial uses (and up to 6.5 FAR for community facility uses), allowing for additional development of these uses than could be provided under existing conditions. The Proposed Rezoning Area encompasses the entirety of the Development Site.

A LSGD special permit is being sought, pursuant to Section 74-743(a)(2) of the Zoning Resolution of the City of New York ("ZR"), is to allow the Proposed Development to penetrate the required sky exposure plane and the required initial setback distance, contrary to ZR 43-43. Upon approval, the Applicant would enter into a Restrictive Declaration (RD), a legally binding mechanism tied to the Development Site that governs the provisions of the LSGD.

The Proposed Actions would facilitate a new development with approximately 654,300 gsf, comprised of (i) a new and improved approximately 109,300 gsf (95,299 zsf) Acme Smoked Fish processing facility (including accessory administrative space), and (ii) approximately 545,000 gsf (488,479 zsf) of commercial office and retail space (including parking/loading/bike storage spaces). The Acme Smoked Fish processing facility would contain four stories with a height of approximately 74 feet to the building roofline<sup>1</sup>. There would be a mechanical metal louver screen on the roof that is approximately 25 feet high. The Acme Smoked Fish facility would be located on the northeastern portion of the block, fronting on Meserole Avenue and Banker Street. The commercial office/retail component of the Proposed Development would consist of nine stories, with a maximum building height envelope of approximately 178.5 feet to the building roofline<sup>2</sup>, occupying the remainder of the block. There would be a mechanical

bulkhead and mechanical equipment screen on the roof that would be approximately 25 feet tall. Although no parking spaces are required under the proposed zoning, up to approximately 150 off-street accessory parking spaces would be provided on the ground level, with curb-cut access via Gem Street. A total of six loading berths would be provided – three for Acme Smoked Fish, with access from Meserole Avenue (two berths) and Banker Street (one berth), and three for the commercial building, with access from Banker Street. The Proposed Development is also anticipated to include partially covered open space areas at the southern portion of the Development Site, totaling approximately 21,403 sf of public access area.

It is expected that the Proposed Development would be constructed over an approximately 48-month period following approval of the Proposed Actions, with completion and full occupancy expected to occur by late 2024.

#### D. PURPOSE AND NEED FOR THE PROPOSED ACTIONS

The existing Acme Smoked Fish facility on the Development Site poses a number of challenges, including limited capacity and an outdated plant. The Proposed Development seeks to enable the cost of a new state-of-the-art factory for Acme Smoked Fish to be offset by allowing a mix of complementary uses. Amending the zoning to facilitate the preservation of an existing industrial use while allowing greater commercial density would achieve this objective.

The proposed zoning map amendment would complement the existing context of the surrounding area, which has experienced a change in land use patterns, through the conversion of existing buildings and new construction, from heavy industrial uses to light manufacturing and commercial uses. The proposed M1-5 zoning district would also be appropriate for the Development site given its proximity to public transportation, as higher density zoning districts are better suited in areas with proximity to a variety of public transit options to accommodate workers.

The designation of the Development Site as a LSGD would allow for the modification of the height and setback provision under ZR 43-43, which would provide for a better site plan on the block and better relationship among the building and the open areas, thereby creating a site plan that the Applicant believes to be superior. The requested LSGD special permit offers flexibility in the project design that allows for a better site plan while still allowing the Proposed Development to both have a state-of-the-art fish processing facility and to provide first-class office space.

The Proposed Actions would change the regulatory controls governing land use and development at the Development Site. Under future conditions without the Proposed Actions, the existing M3-1 zoning would remain and the Proposed Development would not be constructed. It is assumed that in absence of the Proposed Actions Acme Smoked Fish would vacate its buildings on the site (Lots 1, 21, 25, and 50). Lot 6, which is currently occupied by ABC Stone, is also expected to be vacated in the No-Action. Based on existing and anticipated real estate market trends, existing structures and site conditions, and uses allowed by existing zoning, it is expected that those vacated buildings would be re-occupied. The vacant building on Lot 19, which is the smallest lot on the block, is assumed to be re-occupied by restaurant use in the No-Action. Finally, the No-Action scenario assumes that Lot 125, which currently accommodates parking and open storage, would be redeveloped with a new 3-story commercial building with distillery, office, dance studio and restaurant uses. Overall, the No-Action condition for the Development Site is assumed to consist of a total of 169,485 gsf, comprised of approximately 35,225 gsf of restaurant/entertainment uses, 66,750 gsf of creative office space, 28,610 gsf of warehousing spaces, and 17,500 gsf of industrial space (distillery), as well as an estimated 21,400 gsf of accessory parking (107 spaces).

In the 2024 future with the Proposed Actions, the 116,756 sf Development Site would accommodate a new development with approximately 654,300 gsf (the "Proposed Development"), comprised of (i) a new and improved approximately 109,300 gsf Acme Smoked Fish processing facility, and (ii) approximately 545,000 gsf of commercial office and retail space. The Acme Smoked Fish processing facility would contain four stories with a height of approximately 74 feet to the building roofline; there would be a screen on the roof that is 25 feet high, and the building envelope would have a maximum permitted height of 104 feet. The commercial office/retail component of the Proposed Development would consist of nine stories, with a maximum building height envelope of approximately 178.5 feet to the building roofline, occupying the remainder of the block. There would be a mechanical bulkhead and mechanical equipment screen on the roof that would be approximately 25 feet tall. Although no parking spaces are required under the proposed zoning, up to approximately 150 off-street accessory parking spaces would be provided on the ground level, with access via Gem Street. A total of six loading berths would be provided with access from Meserole Avenue (two berths) and Banker Street (four berths). The Proposed Development is also anticipated to include public access area totaling approximately 21,403 sf.

The incremental change that would result from the Proposed Actions is an increase of approximately 91,800 gsf of industrial space, 430,050 gsf

of office space, 33,800 gsf of retail space, and 43 accessory parking spaces, and a decrease of approximately 35,225 gsf of restaurant/entertainment space and 28,610 gsf of warehouse space, compared to No-Action conditions. The Proposed Actions are estimated to result in a net increase of approximately 1,810 workers on the Development Site compared to No-Action conditions.

The DEIS assesses whether development resulting from the Proposed Actions could result in significant adverse environmental impacts. The DEIS identifies potential significant adverse impacts related to transportation (traffic) and construction (traffic).

**Transportation (traffic):** The Proposed Actions would result in significant adverse traffic impacts at eight study area intersections during one or both analyzed peak hours; specifically, seven lane groups at six intersections during the weekday A.M. peak hour and eight lane groups at seven intersections during the weekday P.M. peak hour. Implementation of traffic engineering improvements such as signal timing changes and the installation of a new traffic signal at the intersection of Franklin Street and Meserole Avenue would fully mitigate the significant adverse impacts to two lane groups at two intersections in the A.M. peak hour and three lane groups at three intersections during the weekday P.M. peak hour. Impacts to a total of six lane groups would remain unmitigated at five intersections in one or both analyzed peak hours. Implementation of the recommended traffic engineering improvements is subject to review and approval by DOT. If, prior to implementation, DOT determines that an identified mitigation measure is infeasible, an alternative and equivalent mitigation measure may be identified.

**Construction (traffic):** Peak construction period traffic increments at each of the study area intersection approaches would be the same or lower than the corresponding peak hour operational traffic increments. Therefore any potential for significant adverse impacts in the construction peak periods would be within the envelope of the significant adverse impacts associated with the operational traffic. If any mitigation measures that are approved for the operational traffic impacts are advanced for the construction peak periods, then it is anticipated that these measures would be similarly effective at mitigating potential construction period traffic impacts. However, if any of these mitigation measures are not approved for the construction peak periods, then the corresponding construction period traffic impacts would remain unmitigated.

The DEIS considers two alternatives – a No-Action Alternative and a No Unmitigated Significant Adverse Impact Alternative. The No-Action Alternative examines future conditions within the Project Area, but assumes the absence of the Proposed Actions (i.e., none of the discretionary approvals proposed as part of the Proposed Actions would be adopted). The No Unmitigated Significant Adverse Impacts Alternative examines a scenario in which the density and other components of the Proposed Actions are changed specifically to avoid the unmitigated significant adverse impacts associated with the Proposed Actions.

Copies of the DEIS may be obtained from the Environmental Assessment and Review Division, New York City Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271, Olga Abinader, Director (212) 720-3493, and on the New York City Department of City Planning’s website, located at <https://www1.nyc.gov/site/planning/applicants/env-review/acme-fish.page>.

← n10

**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 1200, New York, NY 10007, on 11/11/2020, to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
1, 1A	5709	Adjacent to and part of 20
2, 2A	5709	Adjacent to and part of 23

Acquired in the proceeding entitled: **Grantwood 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

o27-n10

**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 1200, New York, NY 10007 on 11/17/2020 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
31, 32, 33	3414	51, 52, 53

Acquired in the proceeding entitled: **MID-ISLAND BLUEBELT, PHASE 1 (SOUTH BEACH)** 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

o30-n16

**MAYOR’S OFFICE OF CONTRACT SERVICES**

■ NOTICE

Notice of Intent to Issue New Solicitation(s) Not Included in FY 2021 Annual Contracting Plan and Schedule

**NOTICE IS HEREBY GIVEN** that the Mayor will be issuing the following solicitation(s) not included in the FY 2021 Annual Contracting Plan and Schedule that is published, pursuant to New York City Charter § 312(a):

Agency: New York City Emergency Management (NYCEM)  
Description of Services: Social Media Monitoring Services – Realtime Events Detection Services  
New Start Date of the Proposed Contract: 1/1/2021  
New End Date of the Proposed Contract: 12/31/2021  
Method of Solicitation the Agency Intends to Utilize: Renewal #2  
Personnel in Substantially Similar Titles within Agency: None  
Headcount of Personnel in Substantially Similar Titles within Agency: 0

← n10

**CHANGES IN PERSONNEL**

BOARD OF ELECTION POLL WORKERS  
FOR PERIOD ENDING 09/18/20

NAME	TITLE	NUM	SALARY	ACTION	PROV EFF DATE	AGENCY
PATEL	SWETAL	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PATEL	UNMIL R	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PATRICK	JOSEPH	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PATTAN	LUKE	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PATTERSON	AVERY	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PATTERSON	DERRICK	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PATTERSON	SHELBY	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PAULSON	FILIPPA	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PAULSON	ROBERT	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PAVAO	KATRINA Z	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300

BOARD OF ELECTION POLL WORKERS  
FOR PERIOD ENDING 09/18/20

NAME	TITLE	NUM	SALARY	ACTION	PROV EFF DATE	AGENCY
PAYAN	AUSTEN	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PEARLMAN	SAMANTHA J	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PEARSON	HOPE S	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PECK	CALLIE	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PECK	RACHEL	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PECKHAM	LINDSEY	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PEDRAZA	ARLENE B	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PEGUERO	ERIC N	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PELLINI	JOEL M	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PENA	ABNER	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PENA	DAWILSA	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PENA	FERNANDO	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PENERA	EMMANUEL J	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PENNACHIO	DANIEL	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PENNEY	ISABELLA	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PENRIDGE	JESSE	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PERALTA	ISABELLA	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PERALTA	STACY M	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PERDOMO	DIANY J	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PERESS	BRYAN A	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PEREZ	AUTUMN	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PEREZ	DAVID	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300
PEREZ	GABRIELA	9POLL	\$1.0000	APPOINTED	YES 01/01/20	300

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists various employees and their details.

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BOARD OF ELECTION POLL WORKERS FOR PERIOD ENDING 09/18/20

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE, AGENCY. Lists election poll workers.

BOARD OF ELECTION POLL WORKERS FOR PERIOD ENDING 09/18/20

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BOARD OF ELECTION POLL WORKERS FOR PERIOD ENDING 09/18/20

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BOARD OF ELECTION POLL WORKERS FOR PERIOD ENDING 09/18/20

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