



THE CITY RECORD

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TABLE OF CONTENTS

PUBLIC HEARINGS AND MEETINGS

Borough President - Bronx	5661
Borough President - Brooklyn	5662
City Planning Commission	5662
Board of Correction	5663
Housing Authority	5663
Landmarks Preservation Commission	5664
Transportation	5664

PROPERTY DISPOSITION

Citywide Administrative Services	5666
Housing Preservation and Development	5667

PROCUREMENT

Citywide Administrative Services	5667
Administration	5667
Housing Authority	5667
Procurement	5667
Information Technology and Telecommunications	5668

Law Department	5668
NYC Health + Hospitals	5668
MetroPlus Health Plan	5668
Parks and Recreation	5668
Revenue and Concessions	5668
Probation	5669
Contract Procurement	5669

CONTRACT AWARD HEARINGS

Administration for Children's Services	5669
Environmental Protection	5669

AGENCY RULES

Environmental Protection	5670
Taxi and Limousine Commission	5671

SPECIAL MATERIALS

Citywide Administrative Services	5686
Housing Preservation and Development	5688
Youth and Community Development	5689
Changes in Personnel	5689

LATE NOTICE

Information Technology and Telecommunications	5692
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THE CITY RECORD

ERIC L. ADAMS

Mayor

DAWN M. PINNOCK

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 - BRONX

NOTICE

A VIRTUAL PUBLIC HEARING IS BEING CALLED by the President of the Borough of The Bronx, Honorable Vanessa L. Gibson. This hearing, will be held on Tuesday, November 22, 2022, commencing at 11:00 A.M. at the link provided:

Click here to join the Public Hearing or here is the long version: https://teams.microsoft.com/j/meetup-join/19%3ameeting_NjFhNTRjMzAtYtC

[wMC00ODVILWFIZTUtNzdIMTI1MTkzODVj%40thread.v2/0?context=%7b%22Tid%22%3a%2252bd9a49-7565-478c-bc42-77fd70eb5dc4%22%2c%22Oid%22%3a%2259db9198-04ac-4192-ae7f-deceeb63d1ab%22%7d](https://www.nyc.gov/cityrecord/wMC00ODVILWFIZTUtNzdIMTI1MTkzODVj%40thread.v2/0?context=%7b%22Tid%22%3a%2252bd9a49-7565-478c-bc42-77fd70eb5dc4%22%2c%22Oid%22%3a%2259db9198-04ac-4192-ae7f-deceeb63d1ab%22%7d)

Meeting ID: 245 810 124 648

Passcode: QdXWwh

The following matter will be heard:

CD #6-ULURP APPLICATION NO: C 220306 ZMX-521 EAST TREMONT AVENUE REZONING:

IN THE MATTER OF AN APPLICATION submitted by M521 Tremont LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map Section No. 3d:

1. Eliminating a Special Mixed Use District (MX-14) bounded by a line of 195 feet southwesterly of East 178th Street, Third Avenue, a line 200 feet southwesterly of East 178th Street, and a line midway between Bathgate Avenue and Third Avenue;
2. Changing from an R6A District to a C4-4D District property, bounded by a line 195 feet southwesterly of East 178th Street, a line midway between Bathgate Avenue and Third Avenue, a line 220 feet southwesterly of East 178th Street and Bathgate Avenue;
3. Changing form an C4-5X District to a C4-4D District property, bounded by a line 220 feet southwesterly of East 178th Street, a line midway between Bathgate Avenue and Third Avenue, a line 200 feet southwesterly of East 178th Street, Third Avenue, East Tremont Avenue, and Bathgate Avenue; and
4. Changing from an M1-4R7A District to a C4-4D District property, bounded by a line 195 feet southwesterly of East 178th Street, Third Avenue, a line 200 feet southwesterly of East 178th Street, a line midway between Bathgate Avenue and Third Avenue;

Borough of The Bronx, Community District 6, as shown on a diagram (for illustrative purposes only) dated September 19, 2022, and subject to conditions of CEQR Declaration E-687.

CD #12-ULURP APPLICATION NO: C 230060 PQX-PRATT AVENUE RETAINING WALL & ROADWAY RECONSTRUCTION

IN THE MATTER OF AN APPLICATION submitted by the Department of Transportation, the Department of Design and Construction and the Department of Citywide Administrative Services pursuant to Section 197-c of the New York City Charter for the acquisition of property located on Marolla Place (Block 49212, p/o Lots 12 and 15 to facilitate the reconstruction, maintenance and inspection of a retaining wall for Pratt Avenue, Borough of The Bronx, Community District #12.

Please direct any questions concerning this hearing to the office of the Borough President, (718) 590-6124.

Accessibility questions: Sam Goodman, (718) 590-6124, by: Monday, November 21, 2022, 10:00 A.M.



n15-21

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 an ULURP hearing on the matters below in person, at 6:00 P.M., on Monday, November 21, 2022, in the Borough Hall Courtroom. The meeting will be recorded for public transparency.

Please note that while members of the public are no longer required to wear masks at Borough Hall, all attendees must be able to show proof of vaccination, per building policy.

For further information on accessibility or to make a request for accommodations, such as sign language interpretation services, please contact Corina Lozada, at corina.lozada@brooklynbp.nyc.gov, at least five (5) business days in advance to ensure availability.

Testimony at the hearing is limited to 2 minutes, unless extended by the Chair. The Borough President welcomes written testimony on all agenda items. For timely consideration, comments must be submitted to testimony@brooklynbp.nyc.gov, no later than Monday, November 28, 2022.

The following agenda item will be heard:

1880-1888 Coney Island Avenue Rezoning (210090 ZMK, 210091 ZRK)

An application by Plaza Realty LLC, pursuant to Sections 197-c and 201 of the New York City Charter affecting all or part of 15 lots on the west side of Coney Island Avenue between avenues O and P, within the Special Ocean Parkway District (OP). The applicant seeks a zoning map amendment to change the project area from C8-2/OP to C4-5A/OP, and a zoning text amendment to establish a coterminous Mandatory Inclusionary Housing (MIH) area. These actions would enable a development of two attached 8-story buildings with 231 units, 36,456 square feet (sf) of ground-floor commercial space, and 245 parking spaces in the cellar. Approximately 60 units would be affordable pursuant to MIH Option 1.

Accessibility questions: Corina Lozada, corina.lozada@brooklynbp.nyc.gov, by: Monday, November 14, 2022, 5:00 P.M



n9-21

CITY PLANNING COMMISSION

■ PUBLIC HEARINGS

The City Planning Commission will hold a public hearing accessible both in-person and remotely via the teleconferencing application Zoom, at 10:00 A.M. Eastern Daylight Time, on Wednesday, November 30, 2022, regarding the calendar items listed below. The public hearing will be held in person in the NYC City Planning Commission Hearing Room, Lower Concourse, 120 Broadway, New York, NY. Anyone attending the meeting in-person is encouraged to wear a mask.

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://www.nyc.gov/site/nycengage/events/city-planning-public-meeting/413961/1>

Members of the public attending remotely 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

253 215 8782 US Toll Number
213 338 8477 US Toll Number

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 (link above).

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](tel:212-720-3508)]. Requests must be submitted, at least five business days before the meeting.

BOROUGH OF QUEENS

Nos. 1 & 2

REFORM TEMPLE OF FOREST HILLS REZONING

No. 1

CD 6

C 220274 ZMQ

IN THE MATTER OF an application submitted by Werber Management, Inc. and Reform Temple of Forest Hills, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 14a, changing from an R1-2A District an R7D District property, bounded by 71st Avenue, a line 175 feet northeasterly of 112th Street, 71st Road, and 112th Street, as shown on a diagram (for illustrative purposes only) dated August 22nd, 2022, and subject, to the conditions of CEQR Declaration E-685.

No. 2

N 220275 ZRQ

CD 6

IN THE MATTER OF an application submitted by Werber Management, Inc. and Reform Temple of Forest Hills, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area.

Matter underlined is new, to be added;

Matter ~~struck out~~ is to be deleted;

Matter within # # is defined in Section 12-10;

* * * indicates where unchanged text appears in the Zoning Resolution.

* * *

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

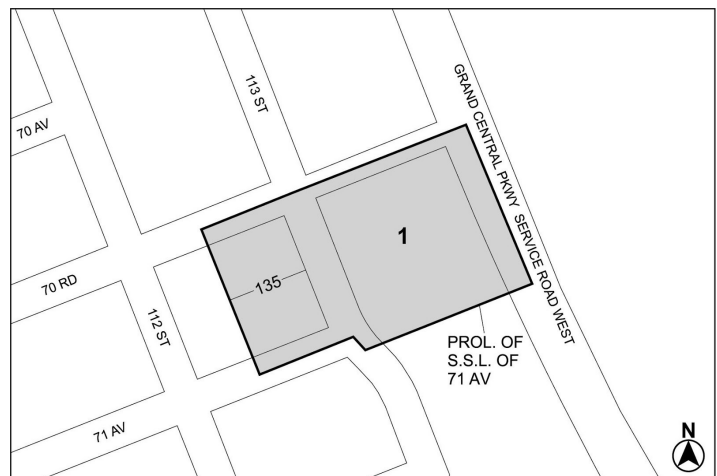
QUEENS

* * *

Queens Community District 6

Map 1 - (4/9/19) [date of adoption]


[EXISTING MAP]



■ Mandatory Inclusionary Housing Program area see Section 23-154(d)(3)
Area 1 - 4/9/19 MIH Program Option 1

[PROPOSED MAP]



 Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)
 Area 1 – 4/9/19 MIH Program Option 1
 Area # – [date of adoption] MIH Program Option 1 and Option 2

Portion of Community District 6, Queens

* * *

BOROUGH OF MANHATTAN

Nos. 3 & 4

**213-227 WEST 28TH STREET PARKING SPECIAL PERMITS
No. 3**

CD 5 C 200012 ZSM
IN THE MATTER OF an application submitted by 215 West 28th Street Property Owner LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of special permits, pursuant to Sections 13-45 (Special Permits for additional parking spaces) and 13-451 (Additional parking spaces for residential growth) of the Zoning Resolution to allow an automated accessory parking garage with a maximum capacity of 41 spaces on portions of the ground floor, cellar and sub-cellar levels 1, 2 and 3, of a proposed mixed-use building, at 213-219 West 28th Street (Block 778, Lot 31), on a zoning lot located, at 213-227 West 28th Street (Block 778, Lots 25 & 31) (Block 778, Lots 25 & 31), in an M1-6D District.

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal, at <https://zap.planning.nyc.gov/projects/2016M0356>, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

No. 4

CD 5 C 200013 ZSM
IN THE MATTER OF an application submitted by 225 West 28th Street Property Owner LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of special permits, pursuant to Sections 13-45 (Special Permits for additional parking spaces) and 13-451 (Additional parking spaces for residential growth) of the Zoning Resolution to allow an automated accessory parking garage with a maximum capacity of 36 spaces on portions of the ground floor, cellar and sub-cellar levels 1, 2 and 3, of a proposed mixed-use building, at 221-227 West 28th Street (Block 778, Lot 25), on a zoning lot located, at 213-227 West 28th Street (Block 778, Lots 25 & 31), in an M1-6D District.

Plans for this proposal are on file with the City Planning Commission and may be seen on the Zoning Application Portal, at <https://zap.planning.nyc.gov/projects/2016M0356>, or the Department of City Planning, 120 Broadway, 31st Floor, New York, NY 10271-0001.

Sara Avila, Calendar Officer
 City Planning Commission
 120 Broadway, 31st Floor, New York, NY 10271
 Telephone (212) 720-3366

Accessibility questions: 212-720-3508, AccessibilityInfo@planning.nyc.gov, by: Wednesday, November 23, 2022, 5:00 P.M.



n15-30

BOARD OF CORRECTION

MEETING

The New York City Board of Correction will hold a public meeting on Monday, November 21, 2022, at 9:00 A.M. The location of the meeting

will be 125 Worth Street, New York, NY 10013, in the Auditorium on the 2nd floor. The Board will discuss issues impacting the New York City jail system.

More information is available on the Board's website <https://www.nyc.gov/site/boc/meetings/november-21-2022.page>.

n15-21

HOUSING AUTHORITY

MEETING

The next Audit & Finance Committee Meeting of the New York City Housing Authority, is scheduled for Thursday, December 15, 2022, at 10:00 A.M. in the Ceremonial Room on the 5th Floor of 90 Church Street, New York, NY. Copies of the Agenda will be available on NYCHA's website or may be picked up, at the Department of Internal Audit and Assessment, at 90 Church Street, 9th Floor, New York, NY, no earlier than twenty-four (24) hours before the upcoming Audit & Finance Committee Meeting. Copies of the draft Minutes are available on this web page or can be picked up, at the Department of Internal Audit and Assessment no earlier than 3:00 P.M. on Thursday, two weeks after the Audit & Finance Committee Meeting.

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

The meeting will be streamed live on YouTube Channel and on NYCHA's website, at <https://www1.nyc.gov/site/nycha/about/audit-committee-meetings.page> for public access.

The meeting is open, to the public. For those wishing, to provide public comment, pre-registration is required, at least 45 minutes before the scheduled Committee Meeting. Comments are limited, to the items on the Agenda.

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.

Any person requiring a reasonable accommodation in order to participate in the Audit & Finance Committee Meeting, should contact the Department of Internal Audit and Assessment by phone, at (212) 306-3441 or by email, at audit@nycha.nyc.gov, no later than Thursday, December 1, 2022, at 5:00 P.M.

For additional information regarding the Audit & Finance Committee Meeting, please visit NYCHA's website, contact by phone, at (212) 306-3441 or by email, at audit@nycha.nyc.gov.

Accessibility questions: Internal Audit, (212) 306-3441, by: Thursday, December 1, 2022, 5:00 P.M.



n18-d15

The next Board Meeting of the New York City Housing Authority is scheduled for Wednesday, November 30, 2022, at 10:00 A.M., in the Ceremonial Room on the 5th Floor of 90 Church Street, New York, NY (unless otherwise noted). Copies of the Calendar will be available on NYCHA's website or may be picked up, at the Office of the Corporate Secretary, at 90 Church Street, 5th Floor, New York, NY, no earlier than 24 hours before the upcoming Board Meeting. Copies of the Minutes will also be available on NYCHA's website or may be picked up, at the Office of the Corporate Secretary no earlier than 3:00 P.M. on the Thursday following the Board Meeting.

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

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

The meeting will be streamed live on NYCHA's YouTube Channel at, <https://www.youtube.com/c/nycha> and NYCHA's website at <https://www1.nyc.gov/site/nycha/about/board-meetings.page>.

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

Accessibility questions: Office of the Corporate Secretary (212) 306-6088, by: Wednesday, November 16, 2022, 4:00 P.M.



n9-23

LANDMARKS PRESERVATION COMMISSION

NOTICE

CORRECTED NOTICE

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 22, 2022 at 9:30 A.M., a public hearing will be held in the public hearing room at 1 Centre Street, 9th Floor, Borough of Manhattan, and will also be livestreamed and open to public participation by teleconference, with respect to the following properties, and then followed by a public meeting.

The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website, the Friday before the hearing. Please note that the order and estimated times are subject to change. An overflow room is located outside of the primary doors of the public hearing room. The occupancy limit in the public hearing room is 12, and the occupancy limit for the overflow room is 10. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should contact the Landmarks Commission no later than five (5) business days before the hearing or meeting. Members of the public not attending in person can observe the meeting on LPC's YouTube channel at www.youtube.com/nycipc 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. Finally, please be aware: COVID-19 safety protocols are in effect at the location; all meeting attendees will be required to practice physical distancing and all attendees over the age of two who are medically able to tolerate a face covering will be required to wear a face covering, regardless of vaccination status.

34-19 83rd Street - Jackson Heights Historic District
LPC-22-08844 - Block 1444 - Lot 59 - Zoning: R5
CERTIFICATE OF APPROPRIATENESS
A Neo-Tudor style garden home designed by Pierce L. Kieswetter and built in 1928-29. Application is to install mechanical units in the front yard.

150-05 Jamaica Avenue - Individual Landmark
LPC-23-02794 - Block 9682 - Lot 1 - Zoning: BINDING REPORT
A park space, the site of the Rufus King Mansion and estate, a Colonial style residence built in 1730-55, with an addition built in 1806. Application is to modify paving at the site.

404A Henry Street - Cobble Hill Historic District
LPC-23-00708 - Block 310 - Lot 21 - Zoning: R6
CERTIFICATE OF APPROPRIATENESS
A rowhouse built c. 1870. Application is to Modify fire escapes and install a deck at the rear.

538 Carlton Avenue - Prospect Heights Historic District
LPC-22-12216 - Block 1136 - Lot 46 - Zoning: R6B
CERTIFICATE OF APPROPRIATENESS
A Renaissance Revival style attached house designed by George F. Roosen and built c. 1899. The application is to create window openings, construct a bulkhead, and install railings at the roof.

7 East 81st Street - Metropolitan Museum Historic District
LPC-23-01775 - Block 1493 - Lot 107 - Zoning: R8B
CERTIFICATE OF APPROPRIATENESS
A rowhouse designed by Griffith Thomas and built in 1878-79. Application is to construct a rooftop addition and excavate the rear yard.

232 West 10th Street - Greenwich Village Historic District
LPC-22-12336 - Block 619 - Lot 19 - Zoning: R6
CERTIFICATE OF APPROPRIATENESS
A transitional Federal/Greek Revival style rowhouse built in 1832 with later Italianate alterations. Application is to construct a rooftop and rear yard additions, and excavate the rear yard.

17 Battery Place - Individual Landmark
LPC-23-02930 - Block 15 - Lot 7501 - Zoning: C5-5
CERTIFICATE OF APPROPRIATENESS
A neo-Renaissance style office building designed by Henry J. Hardenbergh and built in 1902-04, with an addition designed by Clinton & Russell and built in 1908-10. Application is to replace entrance infill.

1140 Broadway - Madison Square North Historic District
LPC-22-11813 - Block 828 - Lot 33 - Zoning: M1-6
CERTIFICATE OF APPROPRIATENESS
A neo-Classical style store and loft building designed by Maynicke & Franke and built in 1914-15. Application is to replace entrance infill, replace terra cotta, and install a marquee.

1045 Park Avenue - Park Avenue Historic District
LPC-22-09477 - Block 1515 - Lot 1 - Zoning: R10
CERTIFICATE OF APPROPRIATENESS
A Colonial Revival style apartment building designed by Schwartz & Gross and built in 1922-23. Application is to modify an existing rooftop addition, modify masonry openings, and install railings and a pergola.

n7-22

TRANSPORTATION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held remotely commencing on Friday, November 18, 2022, at 2:00 P.M., via the WebEx platform and in person, on the following petitions for revocable consent.

WebEx: Meeting Number (access code): 2631 923 1670
Meeting Password: MiasJvZw643
The hearing will be held in person at 55 Water Street, Bid Room, in the Borough of Manhattan. Masks are required to be worn to enter the building and during the hearing.

#1 IN THE MATTER OF a proposed revocable consent authorizing 1 Madison Office Fee LLC and 11 Madison Avenue Owner LLC, to continue to maintain and use a tunnel, under and across East 24th Street, east of Madison Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2021 to June 30, 2031 and provides among other terms and conditions for compensation payable to the City according to the following schedule: R.P. # 174

- For the period July 1, 2021 to June 30, 2022 - \$ 5,174
For the period July 1, 2022 to June 30, 2023 - \$ 5,295
For the period July 1, 2023 to June 30, 2024 - \$33,596
For the period July 1, 2024 to June 30, 2025 - \$55,168
For the period July 1, 2025 to June 30, 2026 - \$56,173
For the period July 1, 2026 to June 30, 2027 - \$57,178
For the period July 1, 2027 to June 30, 2028 - \$58,183
For the period July 1, 2028 to June 30, 2029 - \$59,188
For the period July 1, 2029 to June 30, 2030 - \$60,193
For the period July 1, 2030 to June 30, 2031 - \$61,198

with the maintenance of a security deposit in the sum of \$61,200 the insurance shall be in the amount of Five Million Dollars (\$5,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Five Million Dollars (\$5,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#2 IN THE MATTER OF a proposed revocable consent authorizing BOP 101 Lincoln Avenue LLC and BOP 2401 Third Avenue LLC, to construct, maintain and use a telecommunication conduit under, across and along 3rd Avenue, in the Borough of the Bronx. The proposed revocable consent is for a term of ten years from Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: R.P. # 2533

- From The Approval Date to June 30, 2023 - \$3,057/per annum
For the period July 1, 2023 to June 30, 2024 - \$3,114
For the period July 1, 2024 to June 30, 2025 - \$3,171
For the period July 1, 2025 to June 30, 2026 - \$3,228
For the period July 1, 2026 to June 30, 2027 - \$3,285
For the period July 1, 2027 to June 30, 2028 - \$3,342
For the period July 1, 2028 to June 30, 2029 - \$3,399
For the period July 1, 2029 to June 30, 2030 - \$3,456
For the period July 1, 2030 to June 30, 2031 - \$3,513
For the period July 1, 2031 to June 30, 2032 - \$3,570
For the period July 1, 2032 to June 30, 2033 - \$3,627

with the maintenance of a security deposit in the sum of \$10,000 the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#3 IN THE MATTER OF a proposed revocable consent authorizing Matthew Miller and Deirdre Miller, to continue to maintain and use a fenced-in area on the south sidewalk of West 85th Street,

between Central Park West and Columbus Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2021 to June 30, 2031 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1765**

For the period July 1, 2021 to June 30, 2031 - \$25/per annum

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

#4 IN THE MATTER OF a proposed revocable consent authorizing NHPF Harbor Hill Housing Development Fund Corporation and RAHF IV Harbor Hill LP, to continue to maintain and use fenced-in planted areas on the east sidewalk of Second Avenue, north of 57th Street and on the north sidewalk of 57th Street, east of Second Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2016 to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1559**

From July 1, 2016 to June 30, 2026 - \$1,870/per annum

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

#5 IN THE MATTER OF a proposed revocable consent authorizing Selfhelp HPS North Housing Development Fund Company, INC and 52-03 Center LLC, to construct, maintain and use Flood Mitigation System under the south sidewalk of Borden Avenue, west of Second Street; and under the west sidewalk of Second Street, south of Borden Avenue, in the Borough of Queens. The proposed revocable consent is for a term of ten years from Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2579**

In accordance with Title 34, Section 7-04(a)(37) of the Rules of the City of New York, the Grantee shall make one payment of \$2,000 for the period of the Approval Date to June 30, 2033.

with the maintenance of a security deposit in the sum of \$15,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#6 IN THE MATTER OF a proposed revocable consent authorizing The Trustees of Columbia University in the City of New York, to construct, maintain and use new telecommunication conduits on the west sidewalk of Claremont Avenue, between LaSalle Street and Tiemann Place, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2589**

From the Approval Date to June 30, 2023 - \$6,055/per annum

For the period July 1, 2023 to June 30, 2024 - \$ 6,167
For the period July 1, 2024 to June 30, 2025 - \$ 6,279
For the period July 1, 2025 to June 30, 2026 - \$ 6,392
For the period July 1, 2026 to June 30, 2027 - \$ 6,504
For the period July 1, 2027 to June 30, 2028 - \$ 6,616
For the period July 1, 2028 to June 30, 2029 - \$ 6,728
For the period July 1, 2029 to June 30, 2030 - \$ 6,841
For the period July 1, 2030 to June 30, 2031 - \$ 6,953
For the period July 1, 2031 to June 30, 2032 - \$ 7,065
For the period July 1, 2032 to June 30, 2033 - \$ 7,178

with the maintenance of a security deposit in the sum of \$7,500 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#7 IN THE MATTER OF a proposed revocable consent authorizing Caroline H. Van Scheltinga, to construct, maintain and use a fenced-in area, including planters and steps on the south sidewalk of West 83rd Street, between Columbus Avenue and Central Park West, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2582**

From the Approval Date to June 30, 2032 - \$25/per annum

with the maintenance of a security deposit in the sum of \$6,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#8 IN THE MATTER OF a proposed revocable consent authorizing Lenox and Pennamont Housing Development Fund Corporation, to construct, maintain and use a stoop and fenced-in area, including accessible wheelchair lift on the east sidewalk of St. Nicholas Avenue, between West 120th Street and West 121st Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2599**

From the Approval Date to June 30, 2023 - \$4,500/per annum

For the period July 1, 2023 to June 30, 2024 - \$ 4,584
For the period July 1, 2024 to June 30, 2025 - \$ 4,668
For the period July 1, 2025 to June 30, 2026 - \$ 4,752
For the period July 1, 2026 to June 30, 2027 - \$ 4,836
For the period July 1, 2027 to June 30, 2028 - \$ 4,920
For the period July 1, 2028 to June 30, 2029 - \$ 5,004
For the period July 1, 2029 to June 30, 2030 - \$ 5,088
For the period July 1, 2030 to June 30, 2031 - \$ 5,172
For the period July 1, 2032 to June 30, 2033 - \$ 5,340

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

#9 IN THE MATTER OF a proposed revocable consent authorizing MKAP LLC, to construct, maintain and use a snowmelt system on the north sidewalk of East 70th Street, between 3rd Avenue and Lexington Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2598**

From the Approval Date to June 30, 2032 - \$25/per annum

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

#10 IN THE MATTER OF a proposed revocable consent authorizing Sophia Condominium, to construct, maintain and use a fenced-in area on the west sidewalk of Roebbling Street, between North 8th Street and North 9th Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2596**

From the Approval Date to June 30, 2023 - \$1,500/per annum

For the period July 1, 2023 to June 30, 2024 - \$ 1,528
For the period July 1, 2024 to June 30, 2025 - \$ 1,556
For the period July 1, 2025 to June 30, 2026 - \$ 1,584
For the period July 1, 2026 to June 30, 2027 - \$ 1,612
For the period July 1, 2027 to June 30, 2028 - \$ 1,640
For the period July 1, 2028 to June 30, 2029 - \$ 1,668
For the period July 1, 2029 to June 30, 2030 - \$ 1,696
For the period July 1, 2030 to June 30, 2031 - \$ 1,724
For the period July 1, 2031 to June 30, 2032 - \$ 1,752
For the period July 1, 2032 to June 30, 2033 - \$ 1,780

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

#11 IN THE MATTER OF a proposed revocable consent authorizing West Farm Estates Company LP, to construct, maintain and use a new accessible ramp on the east sidewalk of West Farms Road, between Freeman Street and Boone Avenue, in the Borough of the Bronx. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2597**

From the Approval Date to June 30, 2032 - \$25/per annum

with the maintenance of a security deposit in the sum of \$10,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage,

One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#12 IN THE MATTER OF a proposed revocable consent authorizing 1228 Madison Development Lessee LLC, to construct, maintain and use a snowmelt system in the west sidewalk of Madison Avenue, between East 88th Street and East 89th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2582**

- From the Approval Date to June 30, 2023 - \$2,865/per annum
- For the period July 1, 2023 to June 30, 2024 - \$2,918
- For the period July 1, 2024 to June 30, 2025 - \$2,971
- For the period July 1, 2025 to June 30, 2026 - \$3,024
- For the period July 1, 2026 to June 30, 2027 - \$3,077
- For the period July 1, 2027 to June 30, 2028 - \$3,130
- For the period July 1, 2028 to June 30, 2029 - \$3,183
- For the period July 1, 2029 to June 30, 2030 - \$3,236
- For the period July 1, 2030 to June 30, 2031 - \$3,289
- For the period July 1, 2031 to June 30, 2032 - \$3,342
- For the period July 1, 2032 to June 30, 2033 - \$3,395

with the maintenance of a security deposit in the sum of \$3,500 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#13 IN THE MATTER OF a proposed revocable consent authorizing Chilmark Realty, Inc., to continue to maintain and use benches on the south sidewalk of Spring Street, west of Crosby Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 1740**

For the period from July 1, 2020 – June 30, 2030 - \$1,200/per annum.

with the maintenance of a security deposit in the sum of \$1,200 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#14 IN THE MATTER OF a proposed revocable consent authorizing Second and 103 LLC, to construct, maintain and use Flood Mitigation System under the east sidewalk of Second Avenue between 102nd and 103rd Streets; and under the south sidewalk of 103rd Street, east of Second Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2578**

In accordance with Title 34, Section 7-04(a)(37) of the Rules of the City of New York, the Grantee shall make one payment of \$2,000 for the period of the Approval Date to June 30, 2033.

with the maintenance of a security deposit in the sum of \$9,198 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

#15 IN THE MATTER OF a proposed revocable consent authorizing Tayseer Razik, to continue to maintain and use a retaining wall and a stoop on the east sidewalk of 193rd Street, north of 47th Avenue, in the Borough of Queens. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2105**

For the period from July 1, 2019 to June 30, 2029 - \$100/per annum.

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

#16 IN THE MATTER OF a proposed revocable consent authorizing The Frick Collection, to construct, maintain and use an accessibility ramp with stairs on the south sidewalk of East 71st Street east of Park Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Approval Date by the Mayor and provides among other terms and conditions for compensation payable to the City according to the following schedule: **R.P. # 2575**

From the Approval Date to June 30, 2033 – \$25/per annum. with the maintenance of a security deposit in the sum of \$25,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence for bodily injury and property damage, One Million Dollars (\$1,000,000) for personal and advertising injury, Two Million Dollars (\$2,000,000) aggregate, and Two Million Dollars (\$2,000,000) products/completed operations.

o27-n18

PROPERTY DISPOSITION

The City of New York in partnership with PublicSurplus.com posts online auctions. All auctions are open, to the public.

Registration is free and new auctions are added daily. To review auctions or register visit <https://publicsurplus.com>

CITYWIDE ADMINISTRATIVE SERVICES

■ SALE

The City of New York in partnership with IAAI.com posts vehicle and heavy machinery auctions online every week at:

<https://iaai.com/search?keyword=dcas+public>

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

Vehicles can be viewed in person at:
Insurance Auto Auctions, Green Yard
137 Peconic Avenue, Medford, NY 11763
Phone: (631) 207-3477

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

jj29-j17

■ NOTICE

PUBLIC NOTICE IS HEREBY GIVEN that the Department of Citywide Administrative Services, Real Estate Services (DCAS) will be conducting an online public lease auction in accordance with New York Administrative Code Section 4-203. Online bids will be accepted via the DCAS auction webpage at nyc.gov/auctions from December 8, 2022 at 9:00 A.M. until December 15, 2022 at 9:00 P.M. The apparent highest bidders will be identified by December 19, 2022 and such bids will be subject to a due diligence process. Auction results will also be posted on the DCAS auction webpage at nyc.gov/auctions. The City intends to award the bids to the highest eligible bidders.

The auction will be conducted in accordance with Offering Terms and Conditions, together with any Special Terms and Conditions, if any, pertinent to specific parcels. Offering Terms and Conditions, any Special Terms and Conditions, and inspection times are available on the DCAS auction webpage at nyc.gov/auctions. For further information, or in the event potential bidders do not have access to a computer and would like to make arrangements to utilize a computer at DCAS' office located at 1 Centre Street, Manhattan for online bid submissions, please contact Harry Doobay at (212) 386-0335 or hdoobay@dcas.nyc.gov.

Address or Location	Borough	Block	Lot(s)	Minimum Monthly Bid
271 Bowery	Manhattan	427	14	\$6,750
2521 Adam Clayton Powell Junior Boulevard	Manhattan	2015	1	\$6,830
681 Marcy Avenue	Brooklyn	1780	1	\$1,720
Bed of Calyer Street between Monitor Street and Kingsland Avenue	Brooklyn	2585	999	\$8,620

Bed of Skillman Avenue between Morgan and Vandervoort Avenues	Brooklyn	2896	999	\$15,890
279 Grafton Street	Brooklyn	3567	6	\$980
West Corner of 37 Street and Fort Hamilton Parkway	Brooklyn	5289	46p	\$5,560
Foot of Trotting Course Lane, 167 feet North of Margaret Place	Queens	3880	91p	\$12,740
Northwest Corner of 183 Street and Rockaway Boulevard	Queens	13420	8, 999	\$12,510
Foot of 150 Drive, East of 183 Street	Queens	13432	6p, 20p, 21p, 40p, 46p, 49p, 53p, 998	\$56,460
		13433	2p, 5, 10, 15p, 20p, 23p, 29p, 34p, 36p, 53p, 55p, 57, 59, 69	
Southeast Corner of 150 Road and 183 Street	Queens	13432	59p, 65p	\$4,110
		13433	2p, 999	
Willowbrook Parkway North of Clark Avenue and Amboy Road	Staten Island	4396	999	\$7,910

n14-d15

HOUSING PRESERVATION AND DEVELOPMENT

■ PUBLIC HEARINGS

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

j5-d30

PROCUREMENT

“Compete To Win” More Contracts!

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

- Win More Contracts, at nyc.gov/competetowin

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

HHS ACCELERATOR PREQUALIFICATION

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 HHS Accelerator Prequalification Application using the City’s PASSPort system. The PASSPort system is a web-based system maintained by the City of New York for use by its Mayoral Agencies to manage procurement. Important business information collected in the Prequalification Application is 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 and organizational capacity. Approved organizations will be eligible to compete and would submit electronic proposals through the PASSPort system. The PASSPort Public Portal, which lists all RFPs, including HHS RFPs that require HHS Accelerator Prequalification, may be viewed, at https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public. All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding. For additional information about HHS Accelerator Prequalification and PASSPort, including background materials, user guides and video tutorials, please visit <https://www1.nyc.gov/site/mocs/systems/about-go-to-passport.page>.

CITYWIDE ADMINISTRATIVE SERVICES

ADMINISTRATION

■ SOLICITATION

Goods

MARINE HOIST LIFT - FDNY - Competitive Sealed Bids - PIN#857PS2300019 - Due 12-13-22 at 9:30 A.M.

A copy of the Pre-Solicitation package, can be downloaded from the City Record Online site, at www.nyc.gov/cityrecord. Enrollment is free. Vendors may also request the bid by contacting OCP via email, at elucero@dcas.nyc.gov

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

Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007. Evelyn Lucero (212) 386-0409; elucero@dcas.nyc.gov

◀ n18

HOUSING AUTHORITY

PROCUREMENT

■ SOLICITATION

Goods

SMD_MATERIALS_PAINT AND SUPPLIES AT VARIOUS DEVELOPMENTS LOCATED IN ALL FIVE (5) BOROUGHES OF NEW YORK CITY - Competitive Sealed Bids - PIN#394925 - Due 12-13-22 at 10:59 A.M.

The New York City Housing Authority (“NYCHA”), Supply Management and Procurement Department (“SMPD”), through this Solicitation, seeks bids from qualified vendors, to provide NYCHA with materials for SMD_MATERIALS_PAINT AND SUPPLIES, at VARIOUS DEVELOPMENTS LOCATED IN ALL FIVE (5) BOROUGHES OF NEW YORK CITY.

The materials to be provided by the successful vendor are described in greater detail in the RFQ Number: 394925

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 i-Supplier account, then click on the “Login for registered vendors” link and sign into your i-Supplier account.
- (2) If you do not have an i-Supplier account you can Request an account by clicking on “New suppliers register in i-Supplier” to apply for log-in credentials. Once you have accessed your i-Supplier 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 RFQ Number 394925.

Please see details regarding the RFQ below:

RFQ Number: 394925

Title: SMD_MATERIALS_PAINT AND SUPPLIES

Location: VARIOUS DEVELOPMENTS LOCATED IN ALL FIVE (5) BOROUGHES OF NEW YORK CITY.

Due Date and Time: 12/9/2025 at 10:59 P.M.

For all inquiries regarding the scope of materials, please contact Miguel Lamarche by email miguel.lamarche@nycha.nyc.gov

A non-mandatory virtual Pre-Bid Conference will be held, on Friday, November 25, 2022, at 10:00 A.M., and will be conducted remotely via Microsoft Teams meeting. Although attendance is not mandatory, at the Pre-Bid Conference, it is strongly recommended that all interested Bidders attend, and that bidders thoroughly review bid documents in advance of the meeting. To participate in the Pre-Bid Conference, please follow the instructions below:

Microsoft Teams meeting Join on your computer, mobile app or room device Click here to join the meeting Meeting ID: 299 756 020 508 Passcode: Be7cnD Download Teams | Join on the web

Or call in (audio only) +1 646-838-1534,296260384# United States, New York City Phone Conference ID: 296 260 384# Find a local number | Reset PIN Learn More | Meeting options

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. Miguel Lamarche (212) 306-3904; miguel.lamarche@Nycha.nyc.gov



← n18

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

■ AWARD

Services (other than human services)

CITYWIDE IT SECURITY SERVICES CLASS 2 - Negotiated Acquisition - Other - PIN# 85822N0020001 - AMT: \$1,500,000.00 - TO: International Business Machines Corp., 1 New Orchard Road, Armonk, NY 10504.

This procurement is an extension, to the contract for IT Security Class 2: Assessment, Planning, Design & Implementation Services. Additional time required, to ensure continuity of services. OTI is utilizing the Negotiated Acquisition Extension Procurement method for selecting the incumbent vendor in order, to continue, to provide uninterrupted Citywide IT Security Class 2 services. This will allow the service to still be available, to the agency while we work on the RFP (E-PIN # 85821P0004) for replacement services.

This NAE is for the continuation of Information Security Class II services while the new contracts are put in place.

← n18

LAW DEPARTMENT

■ INTENT TO AWARD

Goods

02523Y0048-INSTAKNOW LICENSES AND SERVICES - 02523X001167 - Request for Information - PIN#02523Y0048 - Due 12-3-22 at 5:00 P.M.

Pursuant to Section 3-05 of the NYC Procurement Policy Board Rules, it is the intent of the New York City Law Department to enter into do sole source negotiations with Instaknow, Inc., with the expectation that Instaknow will be awarded a contract with the Law Department for the provision of Instaknow annual licenses and professional services associated with the Department's Process Automation Project, which is necessary for the Department to maintain, operate and expand its automation applications. Instaknow tools are used by the Law Department for the continuation of the Department's various applications. Instaknow will provide supportive software and services, to the Department as necessary to fulfill requirements of the process automation project.

Any vendor besides Instaknow. Inc. that believes it can provide the above referenced services may express interest by responding, to the RFI EPIN 02523Y0048 in PASSPort. If you need additional assistance please contact MOCSS Service desk, at <https://mocssupport.atlassian.net/servicedesk/customer/portal/8>

← n18-25

NYC HEALTH + HOSPITALS

METROPLUS HEALTH PLAN

■ SOLICITATION

Services (other than human services)

TRANSPORTATION SERVICES - Request for Proposals - PIN#MHP-1081 - Due 12-19-22 at 3:00 P.M.

MetroPlus, is seeking to select a vendor to enter into an agreement with a non-emergent transportation benefit management vendor. The selected vendor will be required, to provide coordination management services for MetroPlus' Managed Long Term Care, Medicaid Advantage Plan and Medicare Advantage members. There will be a pre proposal conference held on 11/30/22, at 1:00 P.M., information provided in RFP document on the City Record website.

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, 50 Water Street, 12th Floor, New York, NY 10004. Brenda Lamberty (212) 908-8600; lambbeb@metroplus.org

← n18

DURABLE MEDICAL EQUIPMENT MANAGEMENT SERVICES - Request for Proposals - PIN#MHP - 1080 - Due 12-16-22 at 3:00 P.M.

MetroPlus, is seeking to select a vendor, to provide Durable Medical Equipment (DME) Management services for all lines of business. The DME Management services may include, but are not limited to, utilization management functions (including appeals), network development, claims processing and payment, fraud monitoring, and reporting tools. There will be a Pre-Proposal Conference held on 11/29/22, at 11:00 A.M., information provided in RFP document on the City Record website.

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, 50 Water Street, 12th Floor, New York, NY 10004. Brenda Lamberty (212) 908-8493; lambbeb@metroplus.org

← n18

PARKS AND RECREATION

REVENUE AND CONCESSIONS

■ SOLICITATION

Goods and Services

CONEY ISLAND CAROUSEL AND FOOD SERVICE FACILITY AT STEEPLECHASE PARK, BROOKLYN - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# B369-SB-CL-2022 - Due 12-16-22 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 Operation and Maintenance of the Coney Island Carousel and Food Service Facility at Steeplechase Park, Brooklyn.

There will be a recommended remote proposer meeting on Friday, November 18, 2022, at 1:00 P.M. If you are considering responding to this RFP, please make every effort to attend this recommended remote proposer meeting.

Subject to availability and by appointment only, we may set up a meeting at the proposed concession site, which is located at the existing facility, at West 16th Street and the Boardwalk, Brooklyn.

All proposals submitted in response to this RFP must be submitted no later than Friday, December 16, 2022, at 3:00 P.M.

Hard copies of the RFP can be obtained at no cost, commencing November 10, 2022 through December 16, 2022, by contacting Andrew Coppola, Senior Project Manager, at (212) 360-3454, or at Andrew.Coppola@parks.nyc.gov.

The RFP is also available for download, on November 10, 2022 through December 16, 2022, 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 Andrew Coppola, Senior Project Manager, at (212) 360-3454, or at Andrew.Coppola@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, 830 Fifth Avenue, New York, NY 10065. Andrew Coppola (212) 360-3454; andrew.coppola@parks.nyc.gov

Accessibility questions: (212) 504-4115, by: Friday, December 16, 2022, 3:00 P.M.



n10-25

PROBATION

CONTRACT PROCUREMENT

■ INTENT TO AWARD

Services (other than human services)

PRE EMPLOYMENT EXAMS - Negotiated Acquisition - Available only from a single source - PIN#78123N0001 - Due 11-27-22 at 12:00 A.M.

Pursuant to Section 3-04 of the Procurement Policy Board Rules, the Department of Probation intends to enter into a contract with Institute for Forensic Psychology to provide Pre Employment Psychological Exams. The contract term will be from November 28, 2022 through November 27, 2023. THIS NOTICE IS FOR INFORMATIONAL PURPOSES ONLY. Vendors can express interest in responding to a future procurement to provide these services.

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.

Probation, 33 Beaver Street, 21st Floor, New York, NY 10004. Eileen Parfrey-Smith acco@probation.nyc.gov

n14-18

CONTRACT AWARD HEARINGS

NOTE: LOCATION(S) ARE ACCESSIBLE TO INDIVIDUALS USING WHEELCHAIRS OR OTHER MOBILITY DEVICES. FOR FURTHER INFORMATION ON ACCESSIBILITY OR TO MAKE A REQUEST FOR ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION SERVICES, PLEASE CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES (MOCS) VIA E-MAIL AT DISABILITYAFFAIRS@MOCS.NYC.GOV OR VIA PHONE AT (212) 298-0734. 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.



ADMINISTRATION FOR CHILDREN'S SERVICES

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held, on Monday, November 28, 2022 commencing, at 10:00 A.M. on the following contract:

IN THE MATTER OF one (1) proposed contract between the Administration for Children's Services and Jabber Dorado Enterprises LLC, located at 395 South End Avenue, New York NY 10280, EPIN: 06823W0017001, in the amount of \$250,000.00. The proposed contract is for Breakfast Services, at the Children's Center with a term of January 1, 2023 to December 31, 2023.

The proposed contractor has been selected by means of the M/WBE Small Purchase Procurement method, pursuant to Section 3-08 (c)(1) (iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing or to testify, please join the public hearing WebEx call by calling 1-646-992-2010 (New York), 1-408-418-9388 (outside of NY), Meeting ID: 2347 198 0316, no later than 9:50 am on the date of the hearing. If you require further accommodations, please contact Michael Walker, at Michael.Walker2@acs.nyc.gov, no later than three business days before the hearing date.

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NOTICE IS HEREBY GIVEN that a Public Hearing will be held, on Monday, November 28, 2022 commencing, at 10:00 A.M. on the following contract:

IN THE MATTER OF one (1) proposed contract between the Administration for Children's Services and Quality and Assurance Technology Corp, located, at 18 Marginwood Drive, Ridge NY 11961, EPIN: 06823W0016001, in the amount of \$225,842.17. The proposed contract is for Tableau Software Maintenance and Support with a term of January 16, 2023 to February 15, 2026.

The proposed contractor has been selected by means of the M/WBE Small Purchase Procurement method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing or to testify, please join the public hearing WebEx call by calling 1-646-992-2010 (New York), 1-408-418-9388 (outside of NY), Meeting ID: 2347 198 0316, no later than 9:50 am on the date of the hearing. If you require further accommodations, please contact Michael Walker, at Michael.Walker2@acs.nyc.gov, no later than three business days before the hearing date.

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ENVIRONMENTAL PROTECTION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Department of Environmental Protection via conference call on December 6, 2022, commencing, at 10:00 A.M. on the following:

IN THE MATTER OF a proposed Purchase Order/Contract between the Department of Environmental Protection and Celtic Marine Services Corp., located at 23 Crosby Place, Cold Spring Harbor, NY 11724 for Diving services. The Contract term shall be three calendar years from the date of the written notice to proceed. The Contract amount shall be \$499,955.00 Location: 59-17 Junction Boulevard, Flushing, NY 11373 PIN#3012951X

The Vendor was selected by MWBE Noncompetitive Small Purchase, pursuant to Section 3-08(c)(1)(iv) of the PPB Rules.

In order to access the Public Hearing and testify, please call 1-347-921-5612, Access Code: 187990341# no later than 9:55 AM. If you need further accommodations, please let us know, at least five business days in advance of the Public Hearing via email, at noahs@dep.nyc.gov.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DEP does not receive, by November 28, 2022, from any individual a written request to speak, at this hearing, then DEP need not conduct this hearing. Requests should be made to Mr. Noah Shieh via email, at noahs@dep.nyc.gov.

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AGENCY RULES

ENVIRONMENTAL PROTECTION

■ NOTICE

NOTICE OF ADOPTION OF FINAL RULE

Pursuant to the authority vested in the Commissioner of the Department of Environmental Protection by Section 1043 and subdivision c of section 1403 of the New York City Charter and Section 24-257 of the Administrative Code of the City of New York, the Department of Environmental Protection has adopted amendments to Chapter 47 of Title 15 of the Rules of the City of New York. The proposed rule was published in the City Record on October 6, 2021. The required public hearing was held on November 5, 2021. DEP received no comments regarding the adoption of this rule amendment. There has been a finding of substantial need for earlier implementation pursuant to Section 1043 (f)(1)(d), pursuant to which this rule will take effect immediately upon publication in the City Record.

Statement of Basis and Purpose of Rules

In response to the COVID-19 pandemic's devastating economic impact on the City's small businesses, Local Law 80 of 2021 ("LL 80"), which was enacted on July 18, 2021, provides civil penalty relief for small businesses from certain sanitation, health, transportation, consumer affairs, noise control and buildings violations. Among many changes, LL 80 makes several amendments to section 24-257 of the New York City Administrative Code ("Administrative Code"), the enforcement provision of Chapter 2 of Title 24 of the Administrative Code (the "Noise Control Code"). The sections of LL 80 that amend the Noise Control Code (the "DEP LL 80 amendments") are intended to provide relief from civil penalties for businesses that establish to the Department's satisfaction that the violating condition has been corrected. The DEP LL 80 amendments also set fixed penalties at the bottom of existing penalty ranges, lower existing penalty ceilings, and lower existing fixed penalties for certain sections of the Noise Control Code.

Chapter 47 of Title 15 of the Rules of the City of New York ("Noise Code Penalty Schedule") sets forth the penalties which may be imposed

for violations of the Noise Control Code. This rule conforms the Noise Code Penalty Schedule to the changes made to section 24-257 by LL 80.

This rule also adds a penalty provision to cover miscellaneous provisions of the Noise Control Code and Rules that are not specified in the Noise Code Penalty Schedule.

As the DEP LL 80 amendments take effect on November 15, 2021, this rule will take effect immediately upon publication in the City Record, in accordance with the Statement of Substantial Need for Earlier Implementation signed by Commissioner Sapienza and approved by Mayor de Blasio.

Consistent with the above, DEP adopts the following rule amendment, to be found at 15 RCNY Chapter 47.

New text is underlined.

[Deleted text is in brackets]

The text of the Rule follows.

Section 1. Section 47-02 of Title 15 of the Rules of the City of New York is amended to read as follows:

§ 47-02 Noise Code Penalty Schedule

All Citations are to the NYC Administrative Code unless otherwise indicated.

A stipulation penalty is imposed if there is a "Y" (Yes) in the Stipulation column in the Penalty Schedule rather than a "N" (No), and if a stipulation is offered and accepted at a hearing.

Definition of 2nd and/or 3rd and/or 4th offense: By the same respondent of the same provision of law, order, rule or regulation as the previous violation and, if the respondent is the owner, agent, lessee or other person in control of the premises with respect to which the violation occurred, at the same premises as the previous violation (all violations committed within two years).

Pursuant to 48 RCNY § 3-17, a late admit fee of \$30.00 will be added to all the below listed penalties for a failure to submit a payment by mail within 30 days of the mailing date of the default order issued against respondent.

Asterisk (*): In connection with Section 24-231(a), a zero penalty [may] shall be imposed for admission of a first offense upon submission to DEP (within 30 days of NOV issuance unless extended by DEP) of acceptable certification of compliance as set forth in Section 24-231(b)(1).

(Mitigation: 0¹) A zero penalty [may] shall be imposed for a first offense upon submission to DEP (within [45] 30 days of [the return date on the] NOV issuance unless extended by DEP) of acceptable certification of compliance and admission of liability by respondent.

Section of Law	Violation Description	Compliance	Offense	Penalty	Default Penalty	Stipulation
24-218(e)	Failure to comply with Commissioner's Order or mitigation measures re noise from refuse collection facility	Comply with Commissioner's Order forthwith	1 st	350 (mitigation: 0 ¹)	1000	Y
			2 nd	700	2000	N
			3 rd	1050	3000	N
24-218.1	Use of mobile telephones in a place of public performance		1 st	[50] <u>0</u>	[50] <u>0</u>	Y
			2 nd	50	50	Y
			3 rd	50	50	Y
24-227(a)	Noise from circulation device in excess of 42 dB(A)	Stop operation of circulation device forthwith	1 st	[560] <u>220</u> (mitigation: 0 ¹)	875	Y
			2 nd	[1,120] <u>440</u>	1,750	N
			3 rd	[1,680] <u>660</u>	2,625	N
24-227(b)	Cumulative impact from circulation device exceeded 45 dB(A)	Stop operation of circulation device forthwith	1 st	[560] <u>220</u> (mitigation: 0 ¹)	875	Y
			2 nd	[1,120] <u>440</u>	1,750	N
			3 rd	[1,680] <u>660</u>	2,625	N
24-227(c)	Failure to reduce cumulative impact from multiple circulation devices exceeding 50 dB(A)	Reduce cumulative impact noise from circulation device forthwith	1 st	[560] <u>220</u> (mitigation: 0 ¹)	875	Y

			2nd	[1,120] <u>440</u>	1,750	N
			3rd	[1,680] <u>660</u>	2,625	N
24-231(a)*	Made/caused/permitted music from commercial establishment in excess of permitted levels	Cease operation of commercial music forthwith	1st	[3,200] <u>2000</u>	8,000	N
			2nd	[6,400] <u>4000</u>	16,000	N
			3rd	[9,600] <u>6000</u>	24,000	N
24-232(a)	Excessive noise from sound source @ commercial or business establishment	Stop operation of sound source forthwith	1st	[560] <u>440</u> (mitigation: 0 ¹)	1,400	N
			2nd	[1,120] <u>880</u>	2,800	N
			3rd	[1,680] <u>1320</u>	4,200	N
24-238(a)	Improper audible burglar alarm/ no automatic termination	Cease use of burglar alarm forthwith	1st	[280] <u>220</u>	700	Y
			2nd	[560] <u>440</u>	1,400	Y
			3rd	[840] <u>660</u>	2,100	N
24-238(b)	Audible status indicator on motor vehicle in operation	Cease use of status indicator forthwith	1st	[280] <u>220</u>	700	Y
			2nd	[560] <u>440</u>	1400	Y
			3rd	[840] <u>660</u>	2100	N
24-244(b)	Unreasonable noise from sound reproduction device for commercial/bus. advert. Purposes	Cease operation of sound reproduction device forthwith	1st	[700] <u>440</u>	1,750	N
			2nd	[1,400] <u>880</u>	3,500	N
			3rd	[2,100] <u>1320</u>	5,250	N

§ 2. Section 47-02 of Title 15 of the Rules of the City of New York is amended by adding a new entry immediately following the entry for section 24-257(b)(7) to read as follows:

Section of Law	Violation Description	Compliance	Offense	Penalty	Default Penalty	Stipulation
<u>Admin Code Title 24</u>	<u>Miscellaneous violation of Noise Control Code or Rules</u>	<u>N/A</u>	<u>1st</u>	<u>220</u>	<u>875</u>	<u>Y</u>
			<u>2nd</u>	<u>440</u>	<u>1550</u>	<u>N</u>
			<u>3rd</u>	<u>660</u>	<u>2425</u>	<u>N</u>

§ 3. This rule takes effect immediately upon publication in the City Record pursuant to the attached Finding of Substantial Need for Earlier Implementation.

Statement of Substantial Need for Earlier Implementation

I hereby find, pursuant to section 1043(f)(1)(d) of the New York City Charter, that there is a substantial need for the implementation, immediately upon its final publication in the City Record, of the rule amending the Noise Code Penalty Schedule (Chapter 47 of Title 15 of the Rules of the City of New York) to conform to Local Law 80 of 2021.

Local Law 80 of 2021 amended the Administrative Code of the City of New York in relation to Noise Control Code penalties. The local law becomes effective November 15, 2021 and therefore requires the amendments to the penalty schedule to take effect on the same date.

The earlier implementation of the rule is necessary in order to ensure that the appropriate penalties are in place on November 15, 2021 so as to comply with the effective date of the local law.

_____/s/_____
 Vincent Sapienza
 Commissioner

_____/s/_____
 Bill de Blasio
 Mayor

Date: 11/15/2021

TAXI AND LIMOUSINE COMMISSION

■ NOTICE

Notice of Promulgation

Notice is hereby given in accordance with section 1043(b) of the New York City Charter (“Charter”) that the Taxi and Limousine Commission (“TLC”) promulgates amendments to its minimum driver payment rules for high-volume for hire services, including increasing the minimum pay amounts to account for inflation and increased driver expenses, and changing the way utilization rates are calculated and applied.

This rule is promulgated pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York. This rule was published in the City Record on September 6, 2022, for public comment. On October 6, 2022, a public hearing was held virtually by the TLC and the rule was adopted by the Commission on November 15, 2022.

Statement of Basis and Purpose

In response to falling driver earnings, TLC commissioned a study of the economics of New York City’s for-hire vehicle (FHV) industry. Based on the study results,¹ TLC adopted rules in 2018 to require minimum per

1 June 2018 report: <http://www.centrernyc.org/an-earnings-standard>; updated expense numbers from January 2019: <http://www.centrernyc.org/the-new-york-city-app-based-driver-pay-standard-revised>

trip driver pay for trips dispatched by high-volume for-hire services, which currently includes Lyft and Uber.²

Based on TLC, driver, and industry experience with the implementation of the 2018 rules, and following hearings held on May 24, 2022 and October 6, 2022 at which the Commission received written comments and testimony regarding driver pay and utilization rates, TLC is now amending its high-volume driver pay rules. These amendments are based on the testimony and written comments received at the hearings, reviews of driver compensation and passenger fares, analysis of trip data, and changes in inflation as reflected in the Consumer Price Index (CPI) and the transportation costs component of that index, and industry and driver feedback, among other considerations.

Specifically, the Commission amends Sections 59D-03 and 59D-22 of its rules:

- The Utilization Rate definition is amended to clarify that the Utilization Rate is calculated using the time a driver is without a passenger and available to be dispatched.
- Adjustments to the per minute and per mile rates:
 - The per minute rates is adjusted to reflect previous CPI adjustments already adopted and posted on the Commission's website as well as an additional 7.42% increase to reflect the CPI-W NY-NY-PA metro area percentage change from the 2021 average to September 2022.
 - The per mile rates is adjusted to reflect the change in the transportation costs component of the CPI-U NY-NJ-PA metro area from the 2018, when driver expenses were last collected for the establishment of the original pay rates, as implemented in February of 2019, and the six-month average of April-September of 2022. The transportation costs component of the CPI over this time increased 23.93%.
 - For a 30-minute, 7.5-mile trip in a standard vehicle, these new rates require drivers to be paid a minimum of \$27.15, up more than \$4.00 from the original rates and up more than \$2.50 from the current rates.
- Changes to the way utilization rates are calculated and considered:
 - The Utilization Rate for the prior calendar year for each High-Volume For-Hire Service is assessed every January.
 - The Initial Utilization Rate is 58% for each High-Volume For-Hire Service unless a High-Volume For-Hire Service's average Utilization Rate for a calendar year decreases below 52% or increases above 64%.
 - Specifying that "multi-apping" time—time a driver is without a passenger and available to be dispatched on multiple high-volume for-hire services—is evenly divided between companies.
 - Repealing Daily Average Trip Volumes assessment as it is no longer necessary.
- Additional changes including:
 - Clarifying that future CPI adjustments will use only the positive percentage change in the Consumer Price Index for Urban Wage Earners and Clerical Workers for the NY-NJ-PA metro area instead of 12-month Percentage Change, with the exception of the next two CPI adjustments, which in January of 2023 will compare December 2022 with September of 2022, and in January of 2024 will compare the annual average for 2023 with December of 2022.
 - Repealing the shared ride bonus, which was never specified or implemented.
 - Repealing the evaluation of the rates by the Commission as it is no longer necessary in view of the annual CPI adjustments.

The Commission's authority to promulgate this rule is found in sections 2303 of the New York City Charter and section 19-503 of the New York City Administrative Code. The rules that the Commission amends are contained within Subchapter 59D of Chapter 59 of Title 35 of the Rules of the City of New York.

² That rule package is available here: https://www1.nyc.gov/assets/tlc/downloads/pdf/driver_income_rules_12_04_2018.pdf

New material is underlined.

[Deleted material is in brackets.]

Section 1. Subdivision (k) of section 59D-03 of Subchapter 59D of Chapter 59 of Title 35 of the Rules of the City of New York is amended to read as follows:

(k) **Utilization Rate** refers to the percentage of time that Drivers who have made themselves available to accept dispatches from a High-Volume For-Hire Service spend transporting passengers on trips dispatched by the High-Volume For-Hire Service. A High-Volume For-Hire Service's Utilization Rate is calculated by dividing the total amount of time those Drivers spend transporting passengers on trips dispatched by the High-Volume For-Hire Service by the total amount of time Drivers are available to accept dispatches from the High-Volume For-Hire Service, have been dispatched by the High-Volume For-Hire Service to pick up a passenger but do not have a passenger in the vehicle, and are transporting passengers on trips dispatched by the High-Volume For-Hire Service.

§ 2. Subdivision (a) of section 59D-22 of Subchapter 59D of Chapter 59 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (a) A High-Volume For-Hire Service must pay Drivers, at a minimum, the following amounts for each trip dispatched by the Base:
- (1) [January 1, 2019] For each mile a Driver transports a Passenger in the City on a trip dispatched by the High-Volume For-Hire Service, the High-Volume For-Hire Service must pay the Driver no less than [\$0.631] \$0.782 per mile for a trip dispatched to a Vehicle that is not an Accessible Vehicle and [\$0.818] \$1.014 for a trip dispatched to an Accessible Vehicle, divided by the High-Volume For-Hire Service's Utilization Rate, and for trips that begin in the City but end outside of the City, the Base must pay the Driver no less than [\$1.262] \$1.564 per mile for a trip dispatched to a vehicle that is not an Accessible Vehicle and no less than [\$1.636] \$2.027 per mile for a trip dispatched to an Accessible Vehicle for each mile a Driver transports a Passenger outside of the City;
 - [(i) Reserved – expense formulation for luxury vehicles]
 - (2) *Per Minute Rate.* [Beginning January 1, 2019] For each minute a Driver transports a Passenger in the City on a trip dispatched by the High-Volume For-Hire Service, the High-Volume For-Hire Service must pay the Driver no less than [\$0.287] \$0.329 per minute, divided by the High-Volume For-Hire Service's Utilization Rate, and for each minute a Driver transports a Passenger outside of the City on a trip dispatched by the High-Volume For-Hire Service that began in the City and ended outside of the City, the High-Volume For-Hire Service must pay the Driver no less than [\$0.574] \$0.659 per minute[, and].
 - (3) [*Shared Ride Bonus.* For each separate pick up on a trip where a Passenger shares the Vehicle for part or all of the trip with a Passenger from a separately dispatched call, the High-Volume For-Hire Service must pay the Driver the Shared Ride Bonus, in addition to the per mile and per minute rates.] [Reserved.]
 - (4) Consumer Price Index Adjustments. Beginning [January 1, 2020] March 1, 2025 and continuing each calendar year thereafter, the dollar amounts in the per mile rates and per minute rates contained in this subdivision will be adjusted using only the [12-month Percentage Change] positive percentage change in the Consumer Price Index for Urban Wage Earners and Clerical Workers for the NY-NJ-PA metro area, comparing the annual average for previous calendar year to the annual average for the year before the previous calendar year. The Consumer Price Index adjusted per mile and per minute rates will be posted on the Commission's website. Such new rates shall be effective March 1 of each year.
 - (i) The rates effective March 1, 2023 will be the rates adjusted according to the percentage change in the Consumer Price Index for Urban Wage Earners and Clerical Workers for the NY-NJ-PA metro area from September of 2022 to December of 2022. The rates effective March 1, 2024 will be the rates adjusted according to the percentage change in the Consumer Price Index for Urban Wage Earners and Clerical Workers for the NY-NJ-PA metro area from December 2022 to the annual average for 2023.

(5) *Hourly Payments.* If a High-Volume For-Hire Service subject to this section pays drivers on an hourly basis, the payment the Driver receives for each hour the Driver accepts dispatches from the High-Volume For-Hire Service must be at least the sum of the Per Mile Rate for all miles the Driver transported Passengers during the hour[,] and the Per Minute Rate for all minutes the Driver spent transporting Passengers during the hour[, and the Shared Ride Bonus for each applicable pick up performed during the hour].

§59D-22(a)	Fine: \$500 per instance of under payment. In addition to the penalty payable to the Commission, the Hearing Officer must order the High-Volume For-Hire Service to pay restitution to the Driver, equal to the amount not paid to the Driver in violation of this rule.	Appearance REQUIRED
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§ 3. Subdivision (b) of section 59D-22 of Subchapter 59D of Chapter 59 of Title 35 of the Rules of the City of New York is amended to read as follows:

(b) *Utilization Rate:* The Commission will assess, and post on its website, the Utilization Rate for the prior calendar year for each High-Volume For-Hire Service subject to this section every [six months] January.

(1) *Initial Utilization Rate.* [Prior to the Commission assessing and posting on its website the Utilization Rate for each High-Volume For-Hire Service and notifying each High-Volume For-Hire Service of such High-Volume For-Hire Service's Utilization Rate, the Utilization Rate for all High-Volume For-Hire Services will be the aggregate Utilization Rate of all High-Volume For-Hire Services, as calculated by the Commission. A High-Volume For-Hire Service may petition the Commission to calculate a Utilization Rate specific to that High-Volume For-Hire Service prior to the expiration of the Initial Utilization Rate period, but in no event will a High-Volume For-Hire Service have a Utilization Rate lower than the aggregate Utilization Rate of all High-Volume For-Hire Services for the Initial Utilization Rate period.] The Commission will maintain the Initial Utilization Rate of 58% for each High-Volume For-Hire Service unless a High-Volume For-Hire Service's average Utilization Rate for a calendar year decreases below 52% or increases above 64%, in which case the High-Volume For-Hire Service's pay rate from February 1 to the following January 31 will be based on that Utilization Rate, not the Initial Utilization Rate of 58%, until the next reassessment. Such reassessments will occur each January. When a High-Volume For-Hire Service Driver is without a passenger and available for dispatch on more than one High-Volume For-Hire Services application, such time will be divided evenly between each High-Volume For-Hire Service for which the Driver was available for dispatch.

§ 4. Subdivisions (c) and (d) of section 59D-22 of Subchapter 59D of Chapter 59 of Title 35 of the Rules of the City of New York, relating to daily average trip volume assessments and review of expenses, earnings and service levels in the high volume for-hire vehicle sector, are REPEALED.

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Notice of Promulgation

Notice is hereby given in accordance with section 1043(b) of the New York City Charter ("Charter") that the Taxi and Limousine Commission ("TLC") promulgates amendments to the rules that increase the taximeter rate of fare and various surcharges for taxicabs and street hail liveries, create a new LaGuardia Airport surcharge and increase the Kennedy Airport flat fare.

This rule is promulgated pursuant to sections 1043, 2303 and 2304 of the Charter and section 19- 503 of the Administrative Code of the City of New York. This rule was published in the City Record on September 6, 2022, for public comment. On October 6, 2022, a public hearing was held virtually by the TLC and the rule was adopted by the Commission on November 15, 2022.

Statement of Basis and Purpose

The last modification to the taximeter rate of fare and the Kennedy Airport flat fare came into effect on September 4, 2012. Since then, the yellow taxi and street hail livery ("SHL") industry in New York City has gone through marked changes, including a growth in the number of For-Hire Vehicles on the road, shifting driver availability, and the impacts of a global pandemic. The taximeter rate of fare increase, creation of a new LaGuardia Airport surcharge, the Kennedy Airport flat fare increase and other increases to surcharges help address the challenges of the evolving taxicab and street hail livery sectors and their need for revitalization by putting more money in the pockets of drivers.

In 2014 the TLC issued rules creating the Taxicab Improvement Fund (TIF) and the Street Hail Livery Improvement Fund (SHLIF). These funds were created as part of an overall strategy by the agency to increase the number of accessible taxicabs. The funds are financed through a 30-cent surcharge on every yellow and green taxicab trip. In May 2018 the TLC increased the driver incentive payment from \$0.50 to \$1 per trip, and in June 2019, the TLC introduced a \$100 signing bonus which benefited six thousand five hundred drivers when they enrolled in the program. The TLC did not make changes to the amount of the surcharge at the time, but increased the TIF and SHLIF benefits to drivers to ensure owners of wheelchair accessible vehicles could keep them in service. TLC is now increasing the existing surcharge of \$0.30 to \$1.00 in order to finance increased disbursements to owners and drivers of accessible taxicabs and ensure that TIF and SHLIF remain sustainable.

In accordance with section 2304 of the New York City Charter, the Commission held a hearing on May 23, 2022 at which it received evidence and testimony regarding rates of fare. These rule amendments are based on testimony and written comments received at the hearing, reviews of driver compensation and passenger fares, average wait times for drivers, average metered fares, and changes in the Consumer Price Index since the previous fare adjustment, among other considerations. Based on the industry feedback and the Commission's analysis of industry needs, the Commission amends Sections 51-03, 58-26 and 82-26 of its rules:

- The initial unit charge is increased from \$2.50 to \$3.00.
- The Taxicab Improvement Surcharge and Street Hail Livery Improvement Surcharge is increased from \$0.30 to \$1.00.
- The additional unit charge is increased from \$0.50 to \$0.70.
- The rush hour surcharge is increased from \$1.00 to \$2.50.
- The nighttime surcharge is increased from \$0.50 to \$1.00.
- The taxi flat fare for trips between Manhattan and Kennedy Airport, and the SHL flat fare for trips from Manhattan to Kennedy Airport, is increased from \$52.00 to \$70.00.
- The rush hour taxi and SHL flat fare surcharge for Kennedy Airport trips is increased from \$4.50 to \$5.00.
- A new surcharge of \$5.00 is created for all taxi trips to and from LaGuardia Airport, and all SHL trips to LaGuardia Airport hailed outside of the Hail Exclusionary Zone.
- The taxi surcharge for all trips to Newark Airport is increased from \$17.50 to \$20.00.

The changes to the metered rate, not including changes to surcharges and flat fares, are projected to result in the following changes for passengers, drivers, and medallion owners, using 2019, the most recent full year before the COVID-19 pandemic, as the baseline:

- An increase in average passenger fares of 22.9%
- An increase in driver revenue of 33.3%
- An increase in medallion revenue of 29.5%

The Commission's authority to promulgate this rule is found in sections 2303 and 2304 of the New York City Charter and section 19-503 of the New York City Administrative Code. The rules that the Commission amends are contained within Chapters 58 and 82 of Title 35 of the Rules of the City of New York.

Based on written and oral comments received from the public during the October 6, 2022 public hearing, the taxi flat fare for trips between Manhattan and Kennedy Airport, and the SHL flat fare for trips from Manhattan to Kennedy Airport, was increased to \$70.00 instead of \$65.00.

New material is underlined.

[Deleted material is in brackets.]

Section 1. The definitions of Street Hail Livery Improvement Surcharge and Taxicab Improvement Surcharge set forth in section 51-03 of Chapter 51 of Title 35 of the Rules of the City of New York are amended to read as follows:

Street Hail Livery Improvement Surcharge is the surcharge of [\$0.30] \$1.00 per trip that will be added to every Hail Trip in a Street Hail Livery [beginning on January 1, 2015]. The Street Hail Livery Improvement Surcharge will be deposited into the Street Hail Livery Improvement Fund.

Taxicab Improvement Surcharge is the surcharge of [\$0.30] \$1.00 per trip that will be added to every taxicab trip [beginning on January 1, 2015]. The Taxicab Improvement Surcharge will be deposited into the Taxicab Improvement Fund.

§ 2. Paragraphs (1) and (2) of subdivision (a) of section 58-26 of Chapter 58 of Title 35 of the Rules of the City of New York are amended to read as follows:

(1) *Metered Rate of Fare.* The rate of fare for Taxicabs is as follows, regardless of the number of passengers or stops:

- (i) The charge for the initial unit is [\$2.50] \$3.00 plus[, on and after January 1, 2015,] the Taxicab Improvement Surcharge of [\$0.30 for a total of \$2.80] \$1.00
- (ii) The charge for each additional unit is [\$.50] \$0.70

- (iii) The unit of fare is:
- One-fifth of a mile, when the Taxicab is traveling at 12 miles an hour or more; or
 - 60 seconds [(at a rate of \$.50 per minute)], when the Taxicab is traveling at less than 12 miles an hour.
- (iv) The Taximeter must combine fractional measures of distance and time in accruing a unit of fare. Any combination of distance or time specified in paragraph (iii) above must be computed by the Taximeter in accordance with Handbook 44 of the National Institute of Standards and Technology.
- (v) The fare must include pre-assessment of the unit currently being accrued; the amount due can therefore include a full unit charge for a final, fractional unit.
- (2) *Surcharges.* In addition to the metered rate of fare, Taxicabs will add the following surcharges, except where surcharges are specifically exempted:
- A rush hour surcharge of [\$1.00] \$2.50 for all trips beginning on a weekday after 4:00 P.M. and before 8:00 P.M.; this surcharge will not be applied on legal holidays
 - A nighttime surcharge of [\$.50] \$1.00 for all trips beginning after 8:00 P.M. and before 6:00 A.M.
 - A surcharge of \$5.00 for all trips to and from LaGuardia Airport.

§ 3. Subdivision (b) of section 58-26 of Chapter 58 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (b) Flat Rates between Manhattan and Kennedy Airport.
- (1) Flat Fare Rate between Manhattan and Kennedy Airport. The fare for a trip between Kennedy Airport and Manhattan will be a Flat Rate of [\$52] \$70.00, plus any tolls and applicable surcharges.
- A rush hour surcharge of [\$4.50] \$5.00 will be added to this Flat Rate for all trips beginning on a weekday after 4:00 p.m. and before 8:00 p.m. This surcharge will not be applied on legal holidays.
 - The MTA Tax must be charged in addition to the Flat Rate.
 - The Taximeter must reflect that this trip is a Flat Rate fare.
- (2) Calculating Fare for Multiple Stops to Manhattan. If passengers request multiple stops on a trip from Kennedy Airport to Manhattan, the fare will be determined as follows:
- The first stop in Manhattan is paid as required by paragraph (1) of this subdivision.
 - The Taximeter is then turned on as if for a new trip and a new fare is calculated as a regular metered trip.
 - The total metered fare (plus any surcharge) is paid at the last stop by the remaining passenger.
 - No fare is due at the time any other passengers are dropped off between the first and last passenger.
 - Example: if three passengers request stops at 42nd St., 18th St. and 4th St.:
 - [\$52.00] \$70.00 plus the MTA Tax and any applicable tolls or surcharges will be collected at 42nd St.
 - The Taximeter will be turned on at that point.
 - When the second passenger exits at 18th St., the Taximeter remains on and no money is paid to the Driver.
 - The passenger dropped off at 4th St. must pay the fare on the Taximeter.

§ 4. Paragraph (3) of subdivision (c) of section 58-26 of Chapter 58 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (3) For a trip to Newark Airport the fare will be the sum of the following amounts:
- The amount shown on the Taximeter, plus
 - A surcharge of [\$17.50] \$20.00, plus
 - All necessary tolls to and from the destination.

§ 5. Paragraphs (1) and (2) of subdivision (a) of section 82-26 of Subchapter A of Chapter 82 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (1) *Metered Rate of Fare.* The rate of fare for Street Hail Liveries for Passengers in Hail Trips is as follows, regardless of the number of passengers or stops:
- The charge for the initial unit is [\$2.50] \$3.00 plus, on and after January 1, 2015, the Street Hail Livery Improvement Surcharge of [\$0.30 for a total of \$2.80] \$1.00
 - The charge for each additional unit is [\$.50] \$0.70
 - The unit of fare is:
 - One-fifth of a mile, when the Street Hail Livery is traveling at 12 miles an hour or more; or
 - 60 seconds [(at a rate of \$.50 per minute)], when the Street Hail Livery is traveling at less than 12 miles an hour.
 - The Taximeter must combine fractional measures of distance and time in accruing a unit of fare. Any combination of distance or time specified in paragraph (iii) above must be computed by the Taximeter in accordance with Handbook 44 of the National Institute of Standards and Technology.
 - The fare must include pre-assessment of the unit currently being accrued; the amount due can therefore include a full unit charge for a final, fractional unit.

- (2) *Surcharges.* In addition to the metered rate of fare, Street Hail Liveries will add the following surcharges for Hail Trips, except where surcharges are specifically exempted:
- A rush hour surcharge of [\$1.00] \$2.50 for all trips beginning on a weekday after 4:00 p.m. and before 8:00 p.m.; this surcharge will not be applied on legal holidays
 - A nighttime surcharge of [\$.50] \$1.00 for all trips beginning after 8:00 p.m. and before 6:00 a.m.
 - A surcharge of \$5.00 for all trips to LaGuardia Airport.

§ 6. Paragraph (1) of subdivision (b) of section 82-26 of Subchapter A of Chapter 82 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (1) *Flat Fare Rate from Manhattan.* The fare for a Hail Trip to Kennedy Airport from a location in Manhattan which is in the Hail Zone will be a Flat Rate of [\$52] \$70.00, plus any tolls and applicable surcharges.
- A rush hour surcharge of [\$4.50] \$5.00 will be added to this Flat Rate for all trips beginning on a weekday after 4:00 p.m. and before 8:00 p.m. This surcharge will not be applied on legal holidays.
 - The MTA Tax must be charged in addition to the Flat Rate.
 - The Taximeter must reflect that this trip is a Flat Rate fare.

§ 7. Paragraph (3) of subdivision (c) of section 82-26 of Subchapter A of Chapter 82 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (3) For a trip to Newark Airport the fare will be the sum of the following amounts:
- The amount shown on the Taximeter, plus
 - A surcharge of [\$17.50] \$20.00, plus
 - All necessary tolls to and from the destination.

• n18

Notice of Public Hearing and Opportunity to Comment on Proposed Rules

What are we proposing? The Taxi and Limousine Commission (the TLC) is proposing a rule that would amend sections to the existing vehicle specification rules governing non-accessible Medallion Taxicab Licenses vehicles, in order to permit the use of fully electric vehicles.

When and where is the Hearing? The Commission will hold a public hearing, at which the public and interested parties are invited to submit comments and testimony on the proposed rules, at 10:00 a.m. on December 21, 2022. The public hearing will be held online using Zoom. There will be no in person public hearing. To view the public hearing, please access the live-stream video feed at www.nyc.gov/tlc. This public hearing will be live-streamed in Arabic, Bengali, Chinese Mandarin, Spanish, and Russian via a Zoom link to be posted on the TLC's website.

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

- **Mail.** You can mail comments to the Taxi and Limousine Commission, Office of Legal Affairs, 33 Beaver Street – 22nd Floor, New York, New York 10004.
- **Fax.** You can fax comments to the Taxi and Limousine Commission, Office of Legal Affairs, at 212-676-1102.
- **Email.** You can email comments to tlcrules@tlc.nyc.gov.
- **Website.** You can submit comments to the Taxi and Limousine Commission through the NYC rules Web site at www.nyc.gov/nycrules.
- **By Speaking at the Hearings.** Anyone who wants to comment on the proposed rule at the public hearings must sign up to speak. You can sign up before either hearing by calling 212-676-1135 or by emailing at tlcrules@tlc.nyc.gov by December 20, 2022. You can speak for up to three minutes.

Is there a deadline to submit comments? Yes, you must submit comments by December 21, 2022

Do you need assistance to participate in the Hearings? You must tell the Office of Legal Affairs if you need a reasonable accommodation of a disability at the Hearing. You must tell us if you need a sign language interpreter. You can tell us by mail at the address given above. You may also tell us by telephone at 212-676-1135. You must tell us by December 14, 2022.

Can I review the comments made on the proposed rules? A few days after the hearing, a transcript of the hearing and copies of the written comments will be available to the public at the Office of Legal Affairs.

What authorizes the Commission to make this rule? Sections 1043 and 2303 of the New York City Charter and section 19-503 of the Administrative Code of the City of New York authorize the Commission to make this proposed rule. This proposed rule was not included in the

Commission's regulatory agenda for this Fiscal Year because the need for it was not contemplated when the Commission published the agenda.

Where can I find the Commission's rules? The Commission's rules are in title 35 of the Rules of the City of New York.

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

STATEMENT OF BASIS AND PURPOSE OF RULE

The TLC is proposing a rule that would amend sections of the existing vehicle specification rules governing non-accessible taxicab vehicles. The proposed rule will permit fully electric vehicles, powered only by electric batteries and not gasoline, to be hacked up as taxis.

Electric Vehicle Pilot Program

On May 4, 2021, the TLC approved a resolution to evaluate the use of electric vehicles as taxis through a pilot program. The TLC pilot program began on August 10, 2021, and is still in operation.

Prior to the pilot, the Tesla Model 3 was the only electric vehicle approved for taxi use. The Model 3 met all the specifications under the TLC vehicle specification rules. However, the Model 3's power output was measured in kilowatts and necessitated the conversion to the traditional horsepower measurement. The resulting horsepower measurement fell within the engine specifications of the existing TLC rules.

While the horsepower conversion for electric vehicles was permissible in the absence of TLC rules specifically addressing electric vehicle specifications, the horsepower measurement is not the appropriate metric for electric vehicles.

Differences between combustion engines and electric vehicles

Current TLC vehicle specifications present limited electric vehicle options for medallion owners. Pursuant to existing TLC Rule Section 67-05.1(f), vehicles that are approved as taxis cannot have a horsepower that exceeds 295. This poses an issue with regard to electric vehicles being approved as taxis, given that their design is inherently and distinctly different from the design of traditional combustion engine vehicles.

The horsepower measurement that is used for traditional combustion engines measures the peak power for the engine. A combustion engine must increase its revolutions per minute (RPMs) to achieve its peak power output. However, an electric motor offers instant power, which results in the maximum acceleration being available to an electric vehicle immediately. Due to this difference, the important thing to monitor is the acceleration of the electric vehicles rather than the horsepower measurement as it relates to safety.

Acceleration Rate Standard

As a result of the different engine measurements for electric and internal combustion vehicles, TLC's Safety and Emissions Division has developed appropriate engine standards to address the acceleration issue that is unique to electric vehicles.

Electric vehicles classified as high-performance models were excluded from the potential pool for taxi use given their rapid acceleration rate. A review of the acceleration data for these high-performance electric vehicles illustrates that these vehicles achieve acceleration rates of 4.0 seconds or less from 0 to 60 mph. Such acceleration rates present an unacceptable risk of collision. Consequently, any vehicles below the 4.0 second acceleration threshold were deemed not suitable for taxi use.

The Safety and Emission Division then refined the engine specification methodology. The distance between two traffic lights, representing one city block, 264 feet, was chosen as the standard for measurement. The practical and technical experience of the Safety and Emission Division dictated that no vehicle should be able to traverse that distance in less than 3 seconds. As in the case of high-performance electric vehicles, acceleration rates in excess of that mark were deemed to present an unacceptable risk of collision. Under these parameters the electric vehicle would be travelling no faster than 88 feet per second. This rate of speed was then translated, accordingly, into the equivalent acceleration rate of not less than 4.4 seconds from 0 to 60 mph. Consequently, the proposed rule establishes that no vehicle shall accelerate from 0 to 60 mph in less than 4.4 seconds.

Pilot Program Results

The pilot program allowed electric vehicles with adequate interior volume and with rates of acceleration not exceeding 4.4 seconds from 0 to 60 mph, to be used as taxis in affiliation with a licensed medallion. The pilot tested eight models that were approved for use in the pilot program pursuant to the pilot specifications. Additional models may be approved under the proposed rules.

The goals of the pilot program were to: (1) reduce fuel and maintenance costs for taxicab owners and agents; (2) reduce greenhouse gas emissions in accordance with City initiatives; and, (3) permit taxicab drivers to operate longer and further than previously possible due to the recent advances in battery technology.

There are fourteen participating medallions and more applicants have been approved and are awaiting hack-up. Data gathered from the participants has provided useful information for analysis. There has been no data to suggest that electric vehicles within the parameters established by the pilot program pose any major safety concern operating as taxis.

Making electric vehicles a permanent option

Given the growing demand for electric vehicles from medallion owners and agents, coupled with the viability of electric vehicle technology, TLC proposes permanent rules permitting electric vehicles to operate as taxis. The addition of rules permitting fully electric vehicles to operate as taxis demonstrates TLC's continued efforts to contribute to a cleaner city. Partnerships with the Department of Transportation and the Department of Citywide Administrative Services, directed to expanding the city's charging network, will facilitate the growth of electric vehicles within the medallion sector as the market grows over time.

The Commission's authority for this rule is found in section 2303 of the New York City Charter and section 19-503 of the Administrative Code of the City of New York.

New material is underlined.

[Deleted material is in brackets]

Subdivision (f) of section 67-05.1 of Title 35 of the Rules of the City of New York, relating to the engine size of vehicles that may be hacked up as taxicabs, is REPEALED, and a new subdivision (f) is added, to read as follows:

(f) Power specifications

(1) Internal combustion vehicles

The vehicle may not be equipped with an engine whose maximum horsepower exceeds 295.

(2) Hybrid-electric vehicles

The horsepower of a hybrid-electric vehicle is determined by combining the electric power and the internal combustion power of the vehicle's engine. The total of these two figures may not exceed a horsepower of 295.

(3) Electric vehicles

The electric vehicle must accelerate from 0 to 60 mph in not less than 4.4 seconds.

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

CERTIFICATION PURSUANT TO CHARTER §1043(d)

RULE TITLE: Amendment of Taxicab Vehicle Specifications Relating to Hackup of Electric Vehicles

REFERENCE NUMBER: 2022 RG 052

RULEMAKING AGENCY: Taxi and Limousine Commission

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
Senior Counsel

Date: October 3, 2022

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

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

**RULE TITLE: Amendment of Taxicab Vehicle Specifications
Relating to Hackup of Electric Vehicles**

REFERENCE NUMBER: TLC-126

RULEMAKING AGENCY: Taxi and Limousine Commission

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 October 3, 2022
Mayor's Office of Operations Date

Accessibility questions: Dan Goddin, 212-676-1176, goddind@tlc.nyc.gov, by: Wednesday, December 14, 2022, 10:00 A.M.

cc

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

What are we proposing? The Taxi and Limousine Commission is considering an update to its rules to correct typos, fix certain cross-references and to update certain obsolete provisions.

When and where is the Hearing? TLC will hold a public hearing on the proposed rule. The public hearing will take place at 10:00 am on December 21, 2022. The public hearing will be held online using Zoom. There will be no in person public hearing. The public hearing will be livestreamed on TLC's website at www.nyc.gov/tlc. To participate in the public hearing, please e-mail the TLC at tlcrules@tlc.nyc.gov or call TLC at 212-676-1135 by December 20, 2022. After you have signed up to speak, TLC will provide you with a Zoom URL to enter in on your computer or dial-in via phone number if you prefer to call in.

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

- **Website.** You can submit comments to the TLC through the NYC rules website at <http://rules.cityofnewyork.us>
- **Email.** You can email comments to tlcrules@tlc.nyc.gov
- **Mail.** You can mail comments to Taxi and Limousine Commission, Office of Legal Affairs, 33 Beaver St, 22nd Floor, New York, NY 10004
- **Fax.** You can fax comments to the Taxi and Limousine Commission, Office of Legal Affairs, at 212-676-1102
- **By speaking at the hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by calling 212-676-1135 or by emailing at tlcrules@tlc.nyc.gov by December 20, 2022. You can speak for up to three minutes.

Is there a deadline to submit comments? Yes, you must submit written comments by December 21, 2022.

What if I need assistance to participate in the Hearing?

You must tell the Office of Legal Affairs if you need a reasonable accommodation of a disability at the Hearing. You must tell us if you need a sign language interpreter. You can tell us by mail at the address given above. You may also tell us by telephone at 212-676-1135. Advance notice is requested to allow sufficient time to arrange the accommodation. Please tell us by December 14, 2022.

This location has the following accessibility option(s) available: Simultaneous transcription for people who are deaf or hard of hearing and audio only access.

Can I review the comments made on the proposed rules? You can review the comments made online on the proposed rules by going to the website at <http://rules.cityofnewyork.us/>. A few days after the hearing, copies of all comments submitted online and copies of all written comments will be available by request by emailing tlcrules@tlc.nyc.gov and a transcript of the hearing will be available online at www.nyc.gov/tlc and at the public at the Office of Legal Affairs.

What authorizes the Commission to make this rule? Sections 1043 and 2303 of the City Charter and section 19-503 of the City Administrative Code authorize the Commission to make this proposed rule. This proposed rule was not included in the Commission's

regulatory agenda for this Fiscal Year because it was not contemplated when the Commission published the agenda.

Where can I find the Commission's rules? The Commission's rules are in title 35 of the Rules of the City of New York.

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

STATEMENT OF BASIS AND PURPOSE OF RULES

The TLC is amending its rules to:

- Replace obsolete terms like "TLC Tribunal" and "TPEP" with current, plain-English definitions and references;
- Fix typos and inaccurate cross-references;
- Repeal obsolete sections (for example, two-way radios in taxis are no longer in use but they are still referenced in TLC's rules);
- Clarify ambiguous rules. For example, TLC will calculate the duration of a one-year suspension using the date of the violation as the beginning of the one-year period, as opposed to the date of the conviction; and
- Repeal a statement regarding TLC jurisdiction as unnecessary and redundant, as the agency jurisdiction is defined by the New York City Charter.
- Allow taxi drivers to use smartphones to accept dispatches, as recommended by the Medallion Task Force. This proposed change would remove discrepancies between sectors and align with existing industry practices.
- Remove inspection requirements where six or more repairs of the technology have been necessary in the previous thirty days. TLC rules already require technology systems to be operational and the current iteration of the rules implies that TLC's Safety & Emissions would be an option for such a repair, which is inaccurate.
- Update references to obsolete driver status codes entered on technology systems (on-duty, off-duty and on-duty unavailable) to reflect current industry practices (log in, log off and log in but marked unavailable for street-hail).
- Specify that the meter is not engaged for trips dispatched by bases to street hail liveries. Trip records for dispatched trips are submitted by the base, therefore engaging the meter created a duplicate trip record.
- Clarify that taximeter businesses can hack up street hail livery vehicles pursuant to the taximeter rules.
- Transfer responsibility for withholding and remitting Taxi Improvement Fund payments and Street Hail Livery Improvement Fund fees from medallion owner to Technology System Providers (TSPs) and E-Hail companies, as recommended by the Medallion Task Force. This change is analogous to recently amended state law holding TSPs responsible for collecting and filing returns for state-imposed surcharges. The proposed rule also adds a penalty for failure to comply with this requirement.
- *EZ-Pass* is required in medallion taxicabs and Street Hail Livery vehicles, but not for Hire Vehicles. These rules eliminate that disparity and clarifies what FHV passengers are obligated to pay for tolls and how they are protected from overcharges
- Require owners and agents to pay sublessee drivers directly rather than through the lessee, streamlining the payment process for drivers.
- Hold agents jointly and severally responsible for violating medallion taxicab service rules when acting in the capacity of a medallion owner.
- Require medallion leases to be written in clear and unambiguous language to avoid conflicts resulting from unclear or misunderstood terms.
- Require taxi lease side-agreements to be in writing.
- Specify what constitutes a "reasonable" taxi lease cancellation charge.

TLC's authority for these rules is found in section 2303 of the New York City Charter and section 19-503 of the New York City Administrative Code.

New material is underlined.

[Deleted material is in brackets.]

Asterisks (***) indicate unamended text.

“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. Section 51-03 of Title 35 of the Rules of the City of New York is amended by deleting the definition of “Personal Use—Off Duty” and amending the definition of “Merchant” to read as follows:

Merchant means an individual or Business Entity who holds a Commission License and who has agreed to do the following:

(1) Facilitate contracts between Taxicab Technology Service Providers or Street Hail Livery Technology Providers and for each Provider, one of the ten largest, by volume, merchant banks in the United [A]States or one credit/debit card services processor who meets PCI Standards (as defined in Chapter [83] 66), and

(2) Enter into a contract to provide for the provision of credit/debit card services for in-vehicle payment of Taxicab or Street Hail Livery fares.

[**Personal Use—Off Duty** is the designation made when a Driver is no longer operating the Taxicab or Street Hail Livery for hire.]

Section 2. Subchapter A of Chapter 52 of Title 35 of the Rules of the City of New York, relating to the jurisdiction and powers of the Commission, is REPEALED and a new Subchapter A is added, to read as follows:

SUBCHAPTER A: RESERVED

Section 3. Paragraphs 1 and 3 of subdivision (c) of section 58-06 of Title 35 of the Rules of the City of New York are amended to read as follows:

(c) *Filing for Renewal.*

(1) A renewing applicant must file a completed application by no later than [April 30] May 31 of each year in which a License is scheduled to expire.

(3) A License for which a renewal application has not been filed by [April 30] May 31 is not Valid and cannot be used until the renewal is approved. This is in addition to any penalties specified for a violation of this Rule.

Section 4. The title of subdivision (b) of section 58-07 of Title 35 of the Rules of the City of New York is amended to read as follows.

(b) *Medallion [Plate] Tin Replacement Fee*

Section 5. Subdivision (d) of section 58-12 of Title 35 of the Rules of the City of New York is amended to read as follows:

(d) No Unlicensed Drivers.

(1) No Taxicab can be operated for hire unless the driver has in his or her possession a Valid TLC Driver License.

§58-12(d)(1)	Fine: \$400 and/or suspension up to 30 days	Appearance REQUIRED
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(2) *Exceptions.* An Owner can permit a person who does not possess a TLC Driver License to drive the vehicle only when all of the following limited circumstances are met:

- (i) [The vehicle is being driven to or from the Commission’s centralized Taxicab inspection facility or a repair facility] The Roof Light is turned off;
- (ii) The driver has [entered the appropriate off duty code in] logged off from the Technology System;
- (iii) A current Trip Record (written or electronically printed out) is in the Taxicab, indicating the vehicle is “Off-Duty” and why;
- (iv) The rear doors are locked;
- (v) The person driving the vehicle is licensed to drive a motor vehicle.]

§58-12(d)(2)	Fine: \$400 and/or suspension up to 30 days	Appearance REQUIRED
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(3) The Commission will post on [its website] New York City’s open data platform a list of Drivers holding Valid TLC Driver Licenses.

Section 6. Paragraph (1) of subdivision (a) of section 58-13 of Title 35 of the Rules of the City of New York is amended to read as follows:

(1) Taxicab Owners must ensure that all of their Taxicabs are covered by liability insurance in the form of a bond or an insurance policy that fully complies with the New York State Vehicle and Traffic Law, [and] the New York State Insurance Law, and TLC Rules.

Section 7. Subdivisions (f) and (g) of section 58-16 of Title 35 of the Rules of the City of New York, relating to the taxi accessibility fee and the taxicab improvement fund, are REPEALED, and a new subdivision (f) is added, to read as follows:

(f) *Taxicab Improvement Fund. A Technology System Provider and/or E-Hail Application Provider is responsible for paying the entire Taxicab Improvement Surcharge to the Taxicab Improvement Fund, as described in subdivision (a) of §66-25 of these Rules.*

58-16(f)	Fine: \$1000 and suspension until compliance	Appearance REQUIRED
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Section 8. Subdivisions (b) and (c) of section 58-20 of Title 35 of the Rules of the City of New York, relating to authorized drivers and wheelchair passenger assistance training, are REPEALED.

Section 9. Paragraph (3) of subdivision (b) of section 58-21 of Title 35 of the Rules of the City of New York is amended to read as follows:

(3) A Medallion-only lessor under Section 58-21(c)(3) or a lessor under Section 58-21(c)(4) must not require the lessee to obtain service and maintenance from any particular provider, including, but not limited to, the Medallion Owner or any agent of the Medallion Owner. A Medallion lessor or Agent who provides services or accommodations outside the lease to a leasing driver must reduce the agreement to writing, in clear and unambiguous language, and signed by the parties. A Medallion lessor or Agent who provides services or accommodations outside the lease to a leasing driver must keep records of all transactions with that driver and such records must be available for inspection by the Chairperson.

Section 10. Subparagraph (iv) of paragraph (3) of subdivision (c) of section 58-21 of the Rules of the City of New York is amended to read as follows:

- (iv) A lease, and payment of the Lease Cap under this paragraph includes (and all of the following must be provided to the lessee):
 - A. Use of the medallion;
 - B. All applicable TLC fees except for TLC vehicle inspection fees (but the lessor is not required to provide vehicle registration or payment of the Commercial Motor Vehicle Tax);
 - C. Insurance required by Section 58-13;
 - D. Credit card fees or charges;
 - E. Up to 3 drivers on a lease at the request of the drivers, which request cannot be unreasonably denied.

A lessor must not accept any other payment from a lessee for the purchase or lease of a vehicle. A Medallion lessor or Agent can agree with a driver to provide services or accommodations on an arms-length basis outside the lease, as long as the agreement is in writing, in clear and unambiguous language, and signed by the parties. A Medallion lessor or Agent who provides services or accommodations outside the lease to a leasing driver must keep records of all transactions with that driver and such records must be available for inspection by the Chairperson. A Medallion lessor may not enter into a lease with any person or entity under this paragraph if such Medallion lessor holds more than 2% of shares in a publicly held corporation that sells, leases or finances vehicles and has accepted a payment from

such person or entity related to the sale, lease or finance of the Vehicle of such person or entity.

Section 11. Item (H) of subparagraph (v) of paragraph (4) of subdivision (c) of section 58-21 of Title 35 of the Rules of the City of New York is amended to read as follows:

- H. A Medallion lessor or Agent can agree with a driver to provide services or accommodations on an arms-length basis outside the lease, as long as that agreement is in writing, in clear and unambiguous language, and signed by the parties. A Medallion lessor or Agent who provides services or accommodations outside the lease to a leasing driver must keep records of all transactions with that driver and such records must be available for inspection by the Chairperson

Section 12. Subparagraphs (v) and (xii) of paragraph (5) of subdivision (c) of section 58-21 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (v) A [reasonable] cancellation charge, subject to the provisions of subdivision (i) (5) below;
- ***
- (xii) Beginning on January 1, 2015, the Taxicab Improvement Surcharge, which must be paid [] as provided in Section [58-16] 66-25 of these Rules.

Section 13. Paragraphs (1) and (2) of subdivision (f) of section 58-21 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (f) *Non-Cash Payments.*
 - (1) For any lease of a Taxicab (vehicle and Medallion) under paragraph 58- 21(c)(1) or 58-21(c)(2), an Owner (or Owner's Agent) must pay a Driver, on a daily basis, the total amount of all non-cash payments, including E-Payments through the Technology System (if any), made during the Driver's shift, less the Taxicab Improvement Surcharge payable to the Taxicab Improvement Fund as set forth in Section [58-16] 66-25. Drivers leasing a Taxicab on a weekly basis under section 58-21(c)(1)(i)E, 58-21(c)(1)(i)F, 58-21(c)(2)(i)E or 58-21(c)(2)(i)F may, at the Driver's discretion, be paid on a weekly basis. Payments to a Driver and access to these funds must be provided at no cost to the Driver. An Owner (or Owner's Agent) must pay the Driver, including any sublessees, directly and must not delegate or assign this responsibility to another party.
 - (2) For any lease not described in paragraph (1), an Owner (or Owner's Agent) must pay the Driver, on no less than a weekly basis, the total amount of all non-cash payments, including E-Payments through Technology System (if any), made during that period, less the Taxicab Improvement Surcharge payable to the Taxicab Improvement Fund as set forth in Section [58-16] 66-25. Payments to a Driver and access to these funds must be provided at no cost to the Driver. An Owner (or Owner's Agent) must pay the Driver, including any sublessees, directly and must not delegate or assign this responsibility to another party.

§58-21(f)(1)& (2)	Fine: \$100 In addition to the penalty payable to the Commission, the ALJ must order the Owner to pay restitution to the Driver, equal to the cost to the Driver.	Appearance NOT REQUIRED
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Section 14. Paragraph (1) of subdivision (h) of Section 58-21 of Title 35 of the Rules of New York is amended to read as follows:

- (1) Every Taxicab operating lease (including any amendments), must be in writing, and must be

signed by the Owner (or a person authorized to act on behalf of the Owner), and by the leasing Driver or Drivers. The lease must be written in clear and unambiguous language. Electronic signatures are permissible for electronic leases.

Section 15. Subparagraph (ii) of paragraph (5) of subdivision (i) of section 58-21 of Title 35 of the Rules of the City of New York, relating to cancellation charges, is REPEALED, and new subparagraphs (ii) and (iii) are added, to read as follows:

(ii) Limits on Cancellation Charge. An Owner must not require a Driver to pay a cancellation charge that is greater in amount than the rate for one lease term. However, if the lease term is for more than one week, an Owner must not require a Driver to pay a cancellation charge in an amount greater than the lease rate for one week. Examples include:

- A. An Owner who leases a Taxicab or Medallion for one shift at the rate of \$80 per shift can require up to an \$80 cancellation charge.
- B. An Owner who leases a Taxicab or Medallion for one week at the rate of \$500 a week can require up to a \$500 cancellation charge.
- C. An Owner who leases a Taxicab or Medallion for six months at the rate of \$2,000 a month can require up to a \$500 cancellation charge.

(iii) A cancellation charge will only be permitted where the lease also provides that:

- A. Owner can only charge a Driver a cancellation charge if the Driver is late in making lease payments at the time the Owner cancels the lease.
- B. When a cancellation payment is made, the Driver's obligation to make lease payments terminates immediately.

Section 16. Paragraph (7) of subdivision (i) of section 58-21 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (7) No Driver Lease Payments through [TPEP] Technology System. An owner may not allow a driver to make a lease payment pursuant to this section utilizing the [TPEP system] Technology System.

Section 17. Subdivisions (b) through (h) of section 58-34 of Title 35 of the Rules of the City of New York are amended to read as follows.

- (b) *[Optional Two-way Radio.*
 - (1) A Taxicab can be equipped with a two-way radio only in the Citizens Radio Service and only on the forty frequencies, within allowed deviation, specifically authorized under the rules of the Federal Communications Commission.
 - (2) Emissions, transmission power and antenna length must comply with limits established by the rules of the Federal Communications Commission.
 - (3) A two-way radio must not be used for purposes of Dispatch or passenger reservations.

§58-34(b)	Fine: \$100 - \$350 And removal of radio	Appearance N/A
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(c) *Air Conditioning.* Each Taxicab must be equipped with an operable air conditioning system; when the vehicle is also equipped with a partition, the air conditioning system must be able to provide cool air to the rear passenger area.

§58-34(c)b	Fine: \$50	Appearance REQUIRED
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[(d)](c) *Trouble Lights.* An Owner must ensure that all Taxicabs bearing such Owner's Medallion(s) are equipped with a help or distress signaling light system meeting the requirements of §67-11.

§58-34(d)(c)	Fine: \$175 and suspension until the condition is corrected. [Respondent must provide a condition corrected form issued by the TLC's Safety and Emissions Division]	Appearance NOT REQUIRED
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[(e)](d) Optional Rooftop Advertising Fixture.

- (1) An Owner may equip a Taxicab with an authorized Rooftop Advertising Fixture in accordance with Rule 67-16.
- (2) The Owner must remove a Rooftop Advertising Fixture if the TLC terminates such authorization in accordance with section 67-16(e) of these Rules.
- (3) An Owner must not use any rooftop advertising fixture unless the Owner has obtained a permit to use such a fixture.
- (4) An Owner can use only an authorized Rooftop Advertising Fixture.

§58-34(e)(d)(1-4)	Fine: \$200	Appearance NOT REQUIRED
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- (5) An Owner shall be prohibited from installing any advertising material if a Vehicle Owner reasonably objects to the express or implied content of such material. A Vehicle Owner may, but cannot be compelled to, waive this right to object by providing an Owner a blanket prior written consent to all advertising material. If such Vehicle Owner does not waive this right, and there is a dispute with respect to such advertising, Owner and Vehicle Owner shall name a third party who shall decide any such dispute. If the Owner and Vehicle Owner cannot agree on who shall decide the dispute they may obtain the assistance of any alternate dispute resolution service with offices in the City of New York, the cost of which service will be equally shared by the Owner and the Vehicle Owner. The definition of Vehicle Owner for this paragraph includes the title owner of the Taxicab vehicle, or the long-term lessee of the Taxicab vehicle where the vehicle lease has a conditional purchase agreement for the vehicle.

§58-34(e)(d)(5)	Fine: \$150 for every thirty days the advertising material is posted on the taxicab, if plead guilty before a hearing; \$200 for every thirty days the advertising material is posted on the taxicab, if found guilty following a hearing.	Appearance NOT REQUIRED
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[(f)](e) Operable Rear Windows. An Owner must equip all Taxicabs with an operable rear window that meets the requirements of §67-08 (c).

58-34(f)(e)	Fine: \$75	Appearance: NOT REQUIRED
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[(g)](f) E-Hail Application Devices.

- (1) A Taxicab may be equipped with or the Driver may utilize a device with an E-Hail Application installed. A Driver's use of an E-Hail Application is subject to the requirements of subdivision 80-14(g) of these Rules except that a Driver may accept an E-Hail request with a single touch using pre-programmed buttons or using voice activation while the vehicle is in motion. Use of such device by a Driver is optional and an Owner cannot require a Driver to use an E-Hail Application. A Driver may use no more than one electronic device with an E-Hail Application, separate from the Technology System and/or a device provided for the Accessible Dispatch program.
- (2) An Owner must not permit a Taxicab to be equipped with a device that allows a Driver to accept payment electronically other than:

- (i) The Technology System, or
 - (ii) A device with a licensed E-Hail Application installed, which may only be used to process payment through the licensed E-Hail Application.
- (3) The installation or mounting of any device with an E-Hail Application installed is subject to Commission approval. The installation or mounting of such device must not obstruct the Driver's view of the road, or the Driver or Passenger's view of the Taximeter.

§58-34(g)(f)	Fine: \$350 if plead guilty before a hearing; \$500 if found guilty following a hearing.	Appearance NOT REQUIRED
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[(h)](g) Dispatch equipment. An Accessible Taxicab is required to have Dispatch Equipment installed in the Vehicle.

Section 18. Subdivision (b) of section 58-37 of Title 35 of the Rules of the City of New York, relating to taximeter accuracy, is REPEALED.

Section 19. Subdivision (d) of section 58-41 of Title 35 of the Rules of the City of New York, relating to inspections upon multiple technology system malfunctions, is REPEALED.

Section 20. Paragraph (5) of subdivision (f) of section 59A-04 of Title 35 of the Rules of the City of New York is amended by adding a new subparagraph (i), to read as follows.

- (i) If an original vehicle fails to pass inspection on four tries within the 120-day period, the licensee can have a different vehicle inspected if they so choose. This subsequent vehicle will be subject to the same inspection requirements outlined in 59A-04(f)(1)-(5), above.

Section 21. Paragraph (4) of subdivision (c) of section 59A-21 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (4) **Vehicle Availability.** The lease payment must be pro-rated if the Vehicle is unavailable for use during any part of the term of the lease for any reason that is not the [lessor's] lessee's responsibility.

§59A-21(c)(4)	Fine: First violation: \$500; Second and subsequent violations: \$1,000 and/or suspension for up to 30 days. In addition to the penalty payable to the Commission, the Hearing Officer must order the [lessor]lessee to pay restitution to the Driver, equal to the amount charged to the Driver in violation of this rule.	Appearance REQUIRED
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Section 22. Sections 59A-23 and 59A-24 of Title 35 of the Rules of the City of New York, are amended to read as follows:

§59A-23 [RESERVED] Operations – Rates and Tolls

(a) Tolls – How Tolls are Paid.

- (1) All For-Hire Vehicles must be equipped with a New York MTA Bridges & Tunnels EZ-Pass®.
- (2) When a For-Hire Vehicle drives through a toll plaza with an EZ-Pass®, MTA Bridges & Tunnels will automatically deduct the cost of the toll from an account maintained by the EZ-Pass® tag holder.
- (3) Passengers must pay for the toll, but only must pay the actual amount (often a discounted toll) charged to the EZ-Pass®.
- (4) Drivers must collect the proper toll amount from the passenger and forward it to the holder of the EZ-Pass® tag.

(b) Tolls – What Tolls are Paid by Passenger

- (1) On all trips within the City of New York, the passenger must pay:
 - (i) All tolls incurred driving to the passenger's destination
 - (ii) No tolls for the Driver's return trip, except for trips over:
 - A. The Cross Bay Veterans Bridge
 - B. The Marine Parkway – Gil Hodges Memorial Bridge

- (1) On trips beyond the City of New York, the passenger must pay all necessary tolls to and from the destination.
- (2) A Driver who charges a passenger more than the actual amount of the *EZ-Pass*® toll is guilty of an overcharge as prohibited by §80-17(a) of these rules and will be subject to the penalties provided in section 80-02(e) of these rules.
- (3) A Driver who fails to reimburse an *EZ-Pass*® tag holder for all toll charges incurred, including toll charges for which there is no passenger reimbursement, will be subject to the penalties provided for violation of §80-15(d)(4) of these rules.
- (4) In addition to any other penalty permitted, the Commission can order restitution to a passenger or the *EZ-Pass*® tag holder.

§59A-24 [RESERVED] Operations – *EZ-Pass*® Required

(a) *EZ-Pass*® Account. All For-Hire Vehicle Owners must participate in the *EZ-Pass*® New York Program by maintaining a current account with the Metropolitan Transportation Authority, Triborough Bridge and Tunnel Authority (“MTA Bridges and Tunnels” or “MTA B&T”).

§59A-24(a)	Fine: \$100 and suspension until compliance	Appearance REQUIRED
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(b) *EZ-Pass*® Tags Required on all For-Hire Vehicles.

- (1) For-Hire Vehicle Owners must either:
 - (i) Equip all of Owner’s For-Hire Vehicles with an MTA Bridges and Tunnels *EZ-Pass*® tag, each of which must be attached as required by MTA B&T, or
 - (ii) Allow a Driver to use their personal *EZ-Pass*® tag.
- (2) For-Hire Vehicle Owners must have available at least one MTA Bridges and Tunnels tag for each of their For-Hire Vehicle licenses.
- (3) Owners must maintain a sufficient balance in their *EZ-Pass*® account, according to what is required by the *EZ-Pass* program.

§59A-24(b)	Fine: \$100 and suspension until compliance	Appearance REQUIRED
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(c) Driver Provides *EZ-Pass*® Tag.

- (1) A Driver can choose to use their own *EZ-Pass*® tag.
- (2) If a Driver uses their own *EZ-Pass*®, the Driver keeps the toll money paid by the passenger or is reimbursed the amount of the toll(s) if the passenger pays by credit or debit card.

(d) For-Hire Vehicle Owner Provides *EZ-Pass*® Tag.

- (1) Funds Accrue to Owner. When a For-Hire Vehicle Owner provides the *EZ-Pass*® tag, the Driver must ensure that all of the monies paid by a passenger for toll(s) accrue to the For-Hire Vehicle Owner.
 - (i) If the customer pays by cash, the Driver will forward the money to the For-Hire Vehicle Owner at the end of the shift or lease.
 - (ii) If the customer pays by credit or debit card, the For-Hire Vehicle Owner will retain any amount paid for toll(s).

§59A-24(d)(1)	Fine: \$250	Appearance NOT REQUIRED
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- (2) For-Hire Vehicle Owner can Require Driver to Maintain a “Replenishment” Account.
 - (i) A For-Hire Vehicle Owner who is the *EZ-Pass*® tag holder can require a Driver who is Dispatched in one of Owner’s For-Hire Vehicles for one or more shifts to maintain an *EZ-Pass*® replenishment account with the For-Hire Vehicle Owner.
 - (ii) The For-Hire Vehicle Owner can require a Driver to maintain a maximum of \$10 for every 12-hour shift included within a lease period, up to a maximum of \$100, in

the replenishment account for the benefit of For-Hire Vehicle Owner.

- (iii) The For-Hire Vehicle Owner can collect from the replenishment account any tolls paid by the For-Hire Vehicle Owner’s *EZ-Pass*® account for a tag assigned to a Taxicab operated by the Driver, for which the For-Hire Vehicle Owner has not been reimbursed.
- (iv) Any funds held in the replenishment account that are not used to reimburse the For-Hire Vehicle Owner must be returned to a Driver within 30 days after the termination of the Driver’s lease with the For-Hire Vehicle Owner.
- (v) An Agent has the same rights and obligations as a For-Hire Vehicle Owner under this paragraph §58-27(d)(2).

§59A-24(d)(2)	Fine: \$250 plus restitution to the Driver of any replenishment account improperly retained by the For-Hire Vehicle Owner	Appearance REQUIRED
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Section 23. The penalty provision of subdivision (f) of section 59B-11 of Title 35 of the Rules of the City of New York is amended to read as follows:

§59B-11 Compliance with Law – No Unlicensed Activity

(f) Unapproved Transfer of Base Location. A Base Owner who moves a Base to any location without the prior approval of the Commission is engaging in Unlicensed Activity.

§59B-11(f)	Fine: \$200-\$1,500 and Suspension of Base License until compliance Penalty Point: 1	Appearance REQUIRED
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Section 24. Subparagraph (i) of paragraph (3) of subdivision (c) of section 59B-19 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (i) Trip Data and Trip Record information must be available [as specified in Chapter 83] to the Commission (in a form and format and delivery method as specified by the Commission), the Street Hail Livery Licensee and the Street Hail Livery Driver.

Section 25. Paragraph (1) of subdivision (b) of section 59B-22 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (1) All Trip Data must be transmitted to the Commission in [the form and manner specified in Chapter 83] a form and format and delivery method as specified by the Commission.

Section 26. Section 63-02 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (d), to read as follows:

(d) An Agent may be held jointly and severally liable for violation of Chapter 58 (Medallion Taxicab Service) of these Rules when acting in the capacity of a Medallion Owner.

Section 27. Subdivision (c) of section 63-11 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (c) No Unlicensed Drivers.
 - (1) An Agent may not permit a Taxicab to be operated for hire unless the driver has in his or her possession a Valid TLC Driver License.

§63-11(c)(1)	Fine: \$400 and/or suspension up to 30 days.	Appearance Required
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- (2) Exceptions. An Agent [can] may permit a person who does not possess a TLC Driver License to drive the vehicle only when all of the following [limited] circumstances are met:
 - (i) [The vehicle is being driven to or from the Commission’s centralized Taxicab inspection facility or a repair facility] The Roof Light is turned off;
 - (ii) The driver has [entered the appropriate off duty code in] logged off from the Technology System;

- (iii) A current Trip Record (written or electronically printed out) is in the Taxicab, indicating the vehicle is "Off-Duty" and why;
- (iv) The rear doors are locked;
- (v) The person driving the vehicle is licensed to drive a motor vehicle.]

§63-11(c)(2)	Fine: \$400 and/or suspension up to 30 days.	Appearance REQUIRED
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- (3) The Commission will post on [its website] New York City's open data platform a list of Drivers holding Valid TLC Driver Licenses.

Section 28. Subdivision (a) of section 63-13 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (a) An [electronic or hand written trip record (also known as a "trip sheet") or an] operable Technology System.

Section 29. Subdivision (e) of section 63-14 of Title 35 of the Rules of the City of New York is deleted, subdivision (f) is relettered as subdivision (e), and subdivisions (a) and (e), subdivision (e) as relettered by this rule, are amended, to read as follows:

§63-14 Vehicle Equipment – Taxicab Technology System

- (a) Equip Taxicabs with Technology System. An Agent must ensure that each of Agent's Taxicabs is equipped with the Technology System by the compliance date established in §[58-40(b)]58-39[, unless exempt from the requirement under §58-40(c)]. The Technology System must comply with the specifications established in §67-15

- (e) *[Inspection upon Multiple Technology System Malfunctions.* An Agent for any Taxicab requiring six or more repairs of a vehicle's Technology System in any 30-day period must promptly take that vehicle for inspection or schedule an inspection with the Commission's Safety and Emissions Facility. This requirement will not apply to the Agent if compliance is made by the owner or Driver of the vehicle.

§63-14(e)	Fine: \$250	Appearance NOT Required
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- (f) *No Driver Lease Payments through [TPEP]the Technology System.* An Agent may not require or allow a driver to make a lease payment pursuant to section 58-21 of these Rules utilizing the [TPEP system] Technology System.

Section 30. Subdivision (a) of section 64-01 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (a) To establish a formal procedure for the licensing and supervision of businesses that manufacture, sell, repair, and install Taximeters for Medallion Taxicabs and Street Hail Liveries.

Section 31. Subdivisions (f), (g), and (h) of section 64-03 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (f) *Taximeter.* An instrument or device approved by the Commission that automatically calculates and that plainly indicates the charge to a passenger for hire of a Licensed Taxicab or Licensed Street Hail Livery.
- (g) *Taximeter Business.* A business licensed by the Commission that sells new or used equipment or installs, repairs, adjusts, tests, seals, or calibrates Taximeters and/or Taxicab or Street Hail Livery Roof Lights.
- (h) *Taximeter Manufacturer.* An entity that manufactures Taximeters and has been licensed by the Commission; only Taximeters made by a Licensed Taximeter Manufacturer may be installed or used in Taxicabs and Street Hail Liveries.

Section 32. Subdivisions (a) and (b) of section 64-09 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (a) *Taximeter Business License Required.* An individual or Business Entity must not sell, install, repair, adjust, inspect, calibrate, or maintain Taximeters or install or repair seals, wiring harnesses or other equipment relating to the operation of a Taximeter or roof light for use on any Taxicab or Street Hail Livery, without a Valid Taximeter License.
- (b) *Taximeter Manufacturer's License Required.* A Taximeter cannot be used in a Taxicab or Street Hail Livery unless the Taximeter's Manufacturer has been licensed by the Commission under these rules.

Section 33. Paragraph (1) of subdivision (b) of section 64-19 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (1) The Taxicab Medallion number or Street Hail Livery License Number

Section 34. The introductory paragraph and subdivision (b) of section 64-21 of Title 35 of the Rules of the City of New York are amended to read as follows:

All of the following conditions must be met for a Taximeter Business to sell a Taximeter for use in a Medallion Taxicab or Street Hail Livery:

- (b) The Medallion must be attached to the vehicle and the Vehicle, if a Street Hail Livery, must be affiliated with a Street Hail Livery Base.

Section 35. Paragraph (3) of subdivision (b) of section 64-24 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (3) The Medallion number of the Taxicab or the license number of the Street Hail Livery in which the Taximeter was installed

Section 36. Paragraph (3) of subdivision (a) of section 64-25 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (4) The standards established in the sections of the Taxicab owners' rules and Street Hail Livery Service rules regarding Taximeters

Section 37. Subdivision (a) of section 64-26 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (a) No valid Taxicab License or Street Hail Livery License is presented, unless the Taximeter is not for use in a taxicab licensed by the Commission.

Section 38. Subdivisions (b) and (c) of section 64-28 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (b) *Who May Perform Repair Work.* The Taximeter Business must inform the Taxicab owner or Driver or Street Hail Livery Base or Driver that any needed work or repairs can be performed by any Licensed Taximeter Business.
- (c) *No Mandated Referrals.* The Taximeter Business must not direct a Taxicab owner or Driver or Street Hail Livery Base or Driver to use a particular Taximeter Business to perform the needed repair work.

Section 39. Subdivision (a) of section 64-29 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (a) *Approved Roof Lights.* A Taximeter Business can install Roof Lights only in a Medallion Taxicab or Street Hail Livery. The Roof Lights must be of a type or model approved by the Commission.

Section 40. Subdivision (b) of section 64-30 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (b) *Licensing of Taximeter Manufacturer.* No Taximeter can be used in a Taxicab or Street Hail Livery unless the manufacturer has a Valid Taximeter Manufacturer's License.

Section 41. Subdivision (l) of section 64-32 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (1) *MTA Tax.* A Taximeter Licensee must adjust the Taximeter in any Taxicab or Street Hail Livery to add the MTA Tax to the fare. The MTA Tax must be charged on any trip that starts in New York City and ends in any of:

Section 42. Subdivisions (g) and (h) of section 66-03 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (g) *[On-duty] Logged On Hail Exclusionary Zone Positioning* means the date, time and geographic position of [an on-duty] a logged on Street Hail Livery (with or without Passengers) upon the point of entering and leaving the Hail Exclusionary Zone, and at each point in the vehicle's route within the Hail Exclusionary Zone in near real time at an interval no less frequent than every thirty (30) seconds.
- (h) *[On-duty] Logged On Location Positioning.* The date, time and geographic position of [an on-duty] a logged on Taxicab or Street Hail Livery (with Passengers) at the commencement and end of each Passenger fare, and (with or without Passengers or [with the on-duty unavailable code] logged on but unavailable for street-hail as described in §66-24(b)(1) of these Rules) at each point in the vehicle's route in near real time at an interval no less frequent than every thirty (30) seconds.

Section 43. Subdivision (c) of section 66-19 of Title 35 of the Rules of the City of New York is amended to read as follows:

(c) Vehicle Positioning. A Technology System Provider must ensure that a Technology System that has been installed in a Taxicab or Street Hail Livery provides [[On-duty] Logged On Location Positioning and [On-Duty] Logged On Hail Exclusionary Location Positioning.

§66-19(c)	Penalty: \$500-\$1,500 fine and/or suspension up to 60 days or revocation	Appearance REQUIRED
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Section 44. Paragraphs (1) and (2) of subdivision (b) of section 66-22 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (1) Automatically indicate the [on/off-duty] log on/off status of the Vehicle to the contractor's systems;
- (2) Automatically switch to the appropriate [on/off-duty] log on/off status in response to the Driver's use of the contractor's system:

Section 45. Paragraphs (1) and (2) of subdivision (b) of section 66-24 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (1) The Technology System must enable the Driver to [choose between three types of duty status: off-duty, on-duty, and on-duty but unavailable for street-hail] log off, log on, and log on but be marked unavailable for street-hail. [All duty status changes must be captured as a part of the Trip Data described in subdivision (f) of this section.]
- (2) While [off-duty or on-duty] logged off or logged on but unavailable for street-hail, the Vehicle's roof-light must automatically turn off, and the Taximeter must be disengaged until the Driver [changes duty status to on-duty] logs in.

Section 46. Subparagraphs (x) and (xiv) of paragraph (3) of subdivision (f) of section 66-24 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (x) all changes to the Driver's [on or off-duty] logged on-off status and the date, time, location (latitude, longitude, and human-readable street address), and meter mileage when a change occurs;

- (xiv) [On-duty] Log On Location Positioning, based on the reading from the Technology System. [On-duty] Log On Location Positioning data must be made available in Trip Data to within fifteen (15) meters for Taxicabs and Street Hail Liveries while they are [in an on-duty or on-duty but unavailable status.] logged on or logged on but unavailable for street-hail.

Section 47. Chapter 66 of Title 35 of the Rules of the City of New York is amended by adding a new section 66-25, to read as follows:

§66-25 Compliance with Law - Miscellaneous

- (a) Taxicab Improvement Fund.
 - (1) A Technology System Provider and/or E-Hail Application Provider must pay the entire Taxicab Improvement Surcharge remitted by the Taxicab Driver to the Taxicab Improvement Fund.
 - (2) The Technology System Provider and/or E-Hail Application Provider must pay the Taxicab Improvement Surcharge to the Taxicab Improvement Fund at the time and in the manner required by the Commission.
 - (3) If a Technology System Provider and/or E-Hail Application Provider does not pay the Taxicab Improvement Surcharge to the Taxicab Improvement Fund at the time required, non-payment will be grounds for suspension of the Technology System Provider License or E-Hail Application Provider License, and/or denial of any renewal application or of any application for another TLC-issued license, as well as monetary penalties.

66-25(a)	Fine: \$1000 and suspension until compliance	Appearance REQUIRED
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Section 48. Paragraph (2) of subdivision (d) of section 67-06 of Title 35 of the Rules of the City of New York, relating to the transfer of vehicles owned by long-term drivers, is REPEALED, and paragraphs (3) through (5) are renumbered as paragraphs (2) through (4).

Section 49. Subdivision (n) of section 68-03 of Title 35 of the Rules of the City of New York, relating to the definition of Taxi and Limousine Tribunal at OATH, is REPEALED.

Section 50. Section 68-04 of Title 35 of the Rules of the City of New York, relating to choice of forum for TLC adjudications, is REPEALED:

Section 51. Subdivision (a) of section 68-09 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (a) The decision of the Hearing Officer at the [Taxi and Limousine Tribunal at] OATH Hearings Division is final subject to the appeals process provided for in Chapter 5 of Title 48 of the Rules of the City of New York and the Chairperson review process provided for in section 68-12.

Section 52. Paragraphs (1) and (4) of subdivision (c) of section 68-12 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (1) Within 30 days of service by OATH of the determination of an appeal by the Appeals Unit of the [Taxi and Limousine Tribunal] OATH Hearings Division, either party may petition the Chairperson to reject the determination by delivering a petition to the General Counsel of the TLC and mailing a copy to the adverse party.

- (4) In reviewing the determination of the Appeals Unit of the [Taxi and Limousine Tribunal at] OATH Hearings Division, the Chairperson shall be bound by the findings of fact in the decision.

Section 53. The introductory language of paragraph (1) of subdivision (c) of section 68-17 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (1) The hearing against the Owner will be conducted at the [Taxi and Limousine Tribunal at] OATH Hearings Division according to the procedures in Chapter 5 of Title 48 of the Rules of the City of New York within five business days following a seizure. At the hearing, a determination will be made on the following:

Section 54. Paragraph 3 of subdivision (a) of section 68-20 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (3) The settlement agreement may provide for canceling an adjudication that is open or that has been completed. If the adjudication is open or completed before the [Taxi and Limousine Tribunal at OATH or the] OATH Tribunal, the Chairperson will promptly notify the tribunal.

Section 55. Paragraph (2) of subdivision (b) of section 68-20 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (2) If the Chairperson withdraws a summons:
 - (i) Any fine, suspension, revocation, or Persistent Violator Points or Penalty Points imposed after the hearing will be vacated.
 - (ii) Any fines paid will be refunded.
 - (iii) The Chairperson will notify the Respondent that the summons has been withdrawn.
 - (iv) If a withdrawn summons is open or has been completed before [the Taxi and Limousine Tribunal at OATH or] the OATH Tribunal, the Chairperson shall promptly notify the tribunal.

Section 56. Chapter 78 of Title 35 of the Rules of the City of New York is amended by adding a new section 78-22 to read as follows:

§78-22 Compliance with Law - Miscellaneous

- (a) Street Hail Livery Improvement Fund
 - (1) A Technology System Provider and/or E-Hail Application Provider must pay the Street Hail Livery Improvement Surcharge remitted by the Driver for each Hail Trip to the Street Hail Livery Improvement Fund.
 - (2) The Technology System Provider and/or E-Hail Application Provider must pay the Street Hail Livery Improvement Surcharge to the Street Hail Livery Improvement Fund at the time and in the manner required by the Commission.

- (3) If a Technology System Provider and/or E-Hail Application Provider does not pay the Street Hail Livery Improvement Surcharge to the Street Hail Livery Improvement Fund at the time required, non-payment may be grounds for suspension of the Technology System Provider License or E-Hail Application Provider License, and/or denial of any renewal application or of any application for another TLC-issued license as well as monetary penalties.

78-22(a)	Fine: \$1000	Appearance REQUIRED
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Section 57. Paragraph 1 of subdivision (c) of section 80-02 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (1) Fines are due within 30 days of the day the Respondent is found guilty of the violation, unless:

- (i) the Respondent files an appeal of the decision issued by the [Taxi and Limousine Tribunal] OATH Hearings Division within the time required by Chapter 5 of Title 48 of the Rules of the City of New York, in which case the payment of the fines will be deferred until 30 days after the date of the appeal decision.

Section 58. Paragraph 2 of subdivision (e) of section 80-02 of Title 35 of the Rules of the City of New York is amended to read as follows:

§80-02 Penalties

- (2) Calculating Time Periods. The [Taxi and Limousine Tribunal at] OATH Tribunal or the Chairperson will count the 24- and 36-month penalty periods going backwards, from the date of the last violation.

Section 59. Paragraph (8) of subdivision (c) of section 80-03 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (8) Use an Electronic Communication Device (or Using an Electronic Communication Device), in this Chapter, means to

- (1) Operate any function of an Electronic Communication Device in any way, or
- (2) Have a device permitting hands-free operation of an Electronic Communication Device in or near the ear.
- (3) Exception for Street Hail Liveries and For-Hire Vehicles: In a Street Hail Livery or For-Hire Vehicle, a short business-related communication with a Base is NOT a Use of an Electronic Communication Device if all of the following apply:
 - (i) The communication is about a Dispatch; and
 - (ii) The communication occurs using either an FCC-licensed commercial two-way radio or a device, including a smart phone, which is mounted in a fixed position and not hand-held; and
 - (iii) The communication occurs using either voice or one-touch pre-programmed buttons or keys.
- (4) Exceptions pursuant to Section 80-22: Use of an electronic device permitted pursuant to Section 80-22 of these Rules is not Use of an Electronic Communication Device.

Section 60. Paragraph (1) of subdivision (c) of section 80-08 of the Rules of the City of New York is amended by adding a new subparagraph (v), to read as follows:

- (v) Any act resulting in the disqualification of an applicant from the examination specified in TLC Rule 80-04 (j)(2). The three-year ban will be counted from the date of the examination the applicant was disqualified from.

Section 61. Subparagraph (ii) of paragraph (2) of subdivision (c) of section 80-08 of the Rules of the City of New York is amended to read as follows:

- (ii) The traffic infraction of unlicensed operation of a motor vehicle. The one-year

ban will be counted from the date of the violation.

Section 62. Subdivisions (i) and (j) of section 80-12 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (i) Cooperate with the Commission.
 - (1) A Driver must truthfully answer all questions and promptly comply with all communications, directives, and summonses issued by the Commission or its representatives, including the NYC Department of Investigation.
 - (2) Upon request of the Commission, a Driver must produce any license, Rate Card, Trip Record or other documents Licensee is required to have or be reasonably able to obtain, whenever the Commission requires it.

§80-12(i)(1)-(2)	Fine: \$300 and Suspension until compliance	Appearance REQUIRED
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- (3) A Driver must report any change of Mailing Address and E-mail Address to the Commission in a manner prescribed by the Commission within ten days.

§80-12(i)(3)	Fine: \$25 if plead guilty before a hearing; \$50 if found guilty following a hearing.	Appearance NOT REQUIRED
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- (i) Any communication from the Commission is sufficient if sent to the last Mailing Address provided by the Driver.
- (4) A Driver must remove all currency from the Vehicle's interior prior to its examination by any Commission personnel.

§80-12(i)(4)	Fine: \$50	Appearance NOT required
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- (5) A Driver must cooperate with all dispatchers at public transportation terminals.

§80-12(i)(5)	Fine: \$150 if plead guilty before a hearing; \$200 if found guilty following a hearing.	Appearance NOT required
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- (j) Cooperate with Law Enforcement.
 - (1) A Driver must cooperate, including but not limited to providing such Driver's name, License number, and any documents the Driver is required to have in their possession, with all law enforcement officers and all authorized representatives of the Commission.

- [(2) Cooperation includes, but is not limited to, responding to a request for the Driver's name, License number, Rate Card, Trip Records, and any other documents the Driver is required to have in his or her possession.]

§80-12(j)	Fine: \$300 if plead guilty before a hearing; \$400 if found guilty following a hearing.	Appearance NOT REQUIRED
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Section 63. Paragraph (3) of subdivision (g) of section 80-14 of Title 35 of the Rules of the City of New York, relating to exceptions to the electronic communication device prohibition, is REPEALED, and paragraph (4) is re-numbered as paragraph (3).

Section 64. Subdivision (d) of section 80-15 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (d) E-ZPass® Rules
 - (1) A Driver must not operate a Taxicab, For-Hire Vehicle or Street Hail Livery Vehicle for hire that is not equipped with an E-ZPass® tag.
 - (2) The Taxicab, For-Hire Vehicle or Street Hail Livery Driver must use E-ZPass® at all crossings within the jurisdiction of the Metropolitan Transportation

- Authority, Triboro Bridge and Tunnel Authority, and wherever else E-ZPass® is accepted.
- (3) Taxicab, For-Hire Vehicle or Street Hail Livery Drivers may use personal E-ZPass® tags to meet this requirement.

§80-15(d)(1)-(3)	Fine: \$100 if plead guilty before a hearing; \$150 if found guilty following a hearing.	Appearance NOT REQUIRED
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- (4) A Taxicab, For-Hire Vehicle or Street Hail Livery Driver must forward all tolls paid by the Passengers to the holder of the E-ZPass® tag at the end of his or her shift or lease period.
- (5) If Taxicab or Street Hail Livery Driver has been required to establish a replenishment account, as described in §58-27(d)(2) of the Taxicab Owners chapter, the Driver must maintain the required balance in the account.

§80-15(d)(4)-(5)	Fine: \$50 plus restitution to the E-ZPass® tag holder of any amount not reimbursed	Appearance REQUIRED
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Section 65. Subdivision (a) of section 80-16 of Title 35 of the Rules of the City of New York is amended to read as follows:

(a) *Specific Route.*

- (1) The Driver must comply with all reasonable and lawful routing requests of the Passenger. [Unless a Passenger makes a specific request, a Driver must proceed to the Passenger's destination by the shortest reasonable route.

§80-16(a)	Fine: \$100 if plead guilty before a hearing; \$150 if found guilty following a hearing.	Appearance NOT REQUIRED
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]

- (2) Unless a Passenger makes a specific request, a Driver must proceed to the Passenger's destination by the shortest reasonable route.

§80-16(a)	<u>Fine: \$100 if plead guilty before a hearing; \$150 if found guilty following a hearing.</u>	<u>Appearance NOT REQUIRED</u>
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Section 66. Subdivision (a) of section 80-17 of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (4), and the penalty table of subdivision (a) is amended, to read as follows:

§80-17 Operations – Rates, Charges and Payment

- (4) A Driver must not require a person with a disability to be accompanied by an attendant. However, if a person with a disability is accompanied by an attendant, the Driver must not impose or attempt to impose any additional charge for transporting the attendant.

§80-17(a)(1)-(3)(4)	Mandatory penalties as set forth in §80-02(e)	Appearance NOT REQUIRED
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Section 67. Subparagraph (i) of paragraph (2) of subdivision (d) of section 80-17 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (i) [Key the appropriate off duty code into] Log off from the Technology System.

Section 68. Subdivision (h) of section 80-17 of Title 35 of the Rules of the City of New York, relating to the participation of street hail livery vehicles in group ride programs, is REPEALED, and subdivisions (i) through (k) are relettered as subdivisions (h) through (j).

Section 69. Paragraph (5) of subdivision (a) of section 80-19 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (5) A Driver who [has entered the appropriate off duty code into the Technology System] is logged off from the Technology System must not solicit or accept a Passenger unless ALL of the following are true:

- (i) The Driver is returning the Taxicab to his or her garage or home;
- (ii) The Driver has transmitted the relevant information to an electronic database for entry on the electronic trip record or made a written trip record entry "Returning to garage (or home)"; and
- (iii) The Passenger's destination is directly on the route to the Driver's home or garage.

§80-19(a)(5)	Fine: \$75 if plead guilty before a hearing; \$100 if found guilty following a hearing.	Appearance NOT REQUIRED
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Section 70. Paragraph (2) of subdivision (a) of section 80-20 of Title 35 of the Rules of the City of New York is amended to read as follows:

(2) *Attendant for Passengers with a Disability.* A Driver must not require a person with a disability to be accompanied by an attendant. [However, if a person with a disability is accompanied by an attendant, the Driver must not impose or attempt to impose any additional charge for transporting the attendant. A Driver must not refuse to transport any Person with a Disability or any service animal accompanying such person.]

§80-20(a)(2)	Mandatory penalties as set forth in §80-02(e)	Appearance NOT REQUIRED
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Section 71. Paragraphs (4), (5), (6), (13), and (15) of subdivision (b) of section 80-20 of Title 35 of the Rules of the City of New York are amended to read as follows:

- (4) The Taxicab or Street Hail Livery Driver is discharging his or her last Passenger or Passengers prior to [going off duty, and has already entered the appropriate off duty code in the Technology System] logging off from the Technology System.
- (5) The Taxicab or Street Hail Livery Driver is ending his or her work shift, and has already [entered the appropriate off duty code in] logged off from the Technology System and locked both rear doors.
- (6) The Taxicab or Street Hail Livery Driver must take the Vehicle out of service for required repairs and has already [entered the appropriate off duty code in] logged off from the Technology System and locked both rear doors.
- *****
- (13) The Vehicle is a Street Hail Livery and the Driver has accepted a dispatch call for a Pre-Arranged Trip and [has entered the appropriate on-duty unavailable code into] is logged on but unavailable for street-hail in the Technology System.
- (14) The Vehicle is a For-Hire Vehicle and the Driver has accepted a dispatch call for a Pre-Arranged Trip.
- (15) The Vehicle is a Taxicab or Street Hail Livery and the Driver has accepted a trip from the accessible dispatch program pursuant to section 53-08 of these Rules or an approved E-Hail App and [has entered the appropriate on-duty unavailable code into] is logged on but unavailable for street-hail in the Technology System.

Section 72. Subdivision (a) of section 80-25 of Title 35 of the Rules of the City of New York is amended, subdivision (b) is deleted, subdivisions (c) through (f) are relettered as subdivisions (b) through (e), and subdivision (e), as relettered by this rule, is amended, to read as follows:

§80-25 Vehicles – Technology System Operation

- (a) A Driver is required to log in and operate the Technology System for each trip in a Taxicab or Street Hail Livery, including those Taxicab or Street Hail Livery trips that begin with the use of an E-Hail Application but otherwise excluding Street Hail Livery trips that are Pre-Arranged Trips.

§80-25(a)	Fine: \$250 and/or minimum 5 day to maximum 30 day suspension.	Appearance REQUIRED
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- (b) [A Driver is required to log in and operate the Technology System for each trip in a Street Hail Livery, including Pre-Arranged Trips and those trips that begin with the use of an E-Hail Application.

§80-25(b)	Fine: \$250 and/ or minimum 5 day to maximum 30 day suspension.	Appearance REQUIRED
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(c) *Off Duty*] Log Off Procedures for a Taxicab and Street Hail Livery.

(1) A Driver must [enter the appropriate off duty code into] log off from the Technology System.

§80-25(c)(b)	Fine: \$100 if plead guilty before a hearing; \$150 if found guilty following a hearing.	Appearance NOT REQUIRED
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(d)c) *Unavailable Procedures for a Taxicab and Street Hail Livery.* Upon accepting a trip from the Accessible Dispatch Program pursuant to section 53-08 of these Rules or a Licensed E-Hail Application or a Pre-Arranged Trip, a Driver must [enter the appropriate on-duty unavailable code into] be logged on but unavailable for street hail in the Technology System.

§80-25(d)(c)	Fine: \$100 if plead guilty before a hearing; \$150 if found guilty following a hearing.	Appearance NOT REQUIRED
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(e)d) If necessary, the Driver will transmit any corrections electronically, using the Technology System.

§80-25(e)(d)	Fine: \$25	Appearance NOT REQUIRED
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(f)e) *Technology System(s) Malfunction.* In the event the Technology System malfunctions or fails to operate, the Driver must fix the Technology System before accepting any new trips to transport passengers.

(1) [The Driver must file an incident report with the licensed Technology System Provider within one (1) hour after Driver knows (or should have known) of the system failure, or the end of the Driver's shift, whichever occurs first.

§80-25(f)(1)	Fine: \$75	Appearance REQUIRED
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(2) A Driver must not knowingly operate a Taxicab or Street Hail Livery in which the Technology System is inoperative for more than 48 hours following the timely filing of an incident report.

§80-25(f)(2)	Fine: \$250	Appearance REQUIRED
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(3) If the Technology System is inoperable, the Driver must keep written Trip Records for all Hail trips he or she operates. Drivers must submit all written Trip Sheets to the Taxicab Owner or Street Hail Livery Base at the conclusion of the Driver's shift or lease period. Written Trip Records shall consist of the following information:

- (i) The Taxicab Medallion number or Street Hail Livery license number
- (ii) The Driver's License number
- (iii) The location(s) where each Passenger was picked up
- (iv) The time(s) each Passenger was picked up
- (v) The number of Passengers
- (vi) The location(s) where each Passenger was dropped off
- (vii) The time(s) each Passenger was dropped off
- (viii) The total trip mileage
- (ix) The itemized metered fare for the trip (fare, tolls, surcharge, and tip, if paid by credit or debit card)
- (x) Method of payment
- (xi) The Taximeter readings

- (xii) The concluding time of Driver's work shift
- (xiii) Any toll bridges or tunnels used by the Driver, whether or not with a Passenger
- (xiv) The trip number
- (xv) All other entries required by these rules

§80-25(f)(3)	Fine: \$250 if Driver fails to submit written trip records or, in the event the Driver keeps incomplete written trip records, \$15 per missing entry not to exceed \$30 per written trip record.	Appearance REQUIRED
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[(4)](1) When correcting a written Trip Record, a Driver:

- (i) Must not erase any entry or make it completely unreadable.
- (ii) Must correct a wrong entry only by drawing a single line through the incorrect entry and recording the date, time and reason for the change.
- (iii) Must not leave blank lines between entries on any written Trip Record.

§80-25(f)(e) [(4)](1)	Fine: \$25	Appearance NOT REQUIRED
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[(5)](2) A Driver must not rewrite a written Trip Record either in whole or in part, unless authorized by the Commission.

§80-25(f)(e) [(5)](2)	Fine: \$250	Appearance NOT REQUIRED
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Section 73. Subparagraph (i) of paragraph (3) of subdivision (a) of section 80-26 of Title 35 of the Rules of the City of New York is amended to read as follows:

(i) [Enter the appropriate off duty code in] Log off from the Technology System

Section 74. Subparagraph (ii) of paragraph (2) of subdivision (e) of section 80-26 of Title 35 of the Rules of the City of New York is amended to read as follows:

(ii) The Driver has [entered the Off Duty or unavailable code into] logged off or logged on but is unavailable for street-hail in the Technology System.

Section 75. Subdivision (g) of section 82-17 of Title 35 of the Rules of the City of New York is .REPEALED, and a new subdivision (g) is added, to read as follows:

(g) Street Hail Livery Improvement Fund. A Technology System Provider and/or E-Hail Application Provider is responsible for paying the entire Street Hail Livery Improvement Surcharge to the Street Hail Livery Improvement Fund, as described in subsection (a) of §78-22 of these Rules.

Section 76. Section 82-20 of Title 35 of the Rules of the City of New York, relating to mandatory completion of wheelchair passenger assistance training, is REPEALED.

Section 77. Paragraph (1) of subdivision (c) of section 82-22 of Title 35 of the Rules of the City of New York is amended to read as follows:

(1) Trip Record information must be available to the Commission [as specified in Chapter 83] in a form and format and delivery method as specified by the Commission if received by the Licensee, and to the Affiliated Base, and the Street Hail Livery Driver.

Section 78. Paragraph (2) of subdivision (j) of section 82-26 of Title 35 of the Rules of the City of New York is amended to read as follows:

(2) The fare must be calculated as required by these rules and the Taximeter must be used for all trips not dispatched through a Base, including trips paid for by E-Payment. Any fare paid for by E-Payment must be calculated by the Taximeter and not by any other method.

NEW YORK, NY 10007
212-788-1400

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

RULE TITLE: Miscellaneous Rule Amendments
REFERENCE NUMBER: TLC-125
RULEMAKING AGENCY: Taxi and Limousine Commission

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 a cure period would defeat the purpose of the violation or the violation cannot be cured because it is for specific events that have passed.

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

June 15, 2022
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: 2022 RG 019
RULEMAKING AGENCY: Taxi and Limousine Commission

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: June 14, 2022

Accessibility questions: Dan Goddin, 212-676-1176, goddind@tlc.nyc.gov, by: Wednesday, December 14, 2022, 12:00 P.M.

cc

n18

SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

■ NOTICE

**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 9068
FUEL OIL AND KEROSENE**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 11/14/2022
4287148	1	#2DULS	CITYWIDE BY TW	GLOBAL MONTELLO	0.1006 GAL.	4.9518 GAL.
4287148	2	#2DULS	RACK PICK-UP	GLOBAL MONTELLO	0.1006 GAL.	4.8348 GAL.
4287148	3	#2DULS	Winterized CITYWIDE BY TW	GLOBAL MONTELLO	0.1006 GAL.	4.9900 GAL.
4287148	4	#2DULS	Winterized RACK PICK-UP	GLOBAL MONTELLO	0.1006 GAL.	4.8730 GAL.
4287149	5	#2DULS	CITYWIDE BY TW	SPRAGUE	0.1006 GAL.	5.2364 GAL.
4287149	6	#2DULS	Winterized CITYWIDE BY TW	SPRAGUE	0.1006 GAL.	5.4494 GAL.
4287149	7	B100	CITYWIDE BY TW	SPRAGUE	-0.0924 GAL.	7.0469 GAL.
4287149	8	#2DULS	RACK PICK-UP	SPRAGUE	0.1006 GAL.	5.0864 GAL.
4287149	9	#2DULS	Winterized RACK PICK-UP	SPRAGUE	0.1006 GAL.	5.2994 GAL.
4287149	10	B100	RACK PICK-UP	SPRAGUE	-0.0924 GAL.	6.8969 GAL.
4287149	11	#1DULS	CITYWIDE BY TW	SPRAGUE	0.3798 GAL.	6.5326 GAL.
4287149	12	B100	CITYWIDE BY TW	SPRAGUE	-0.0924 GAL.	7.0709 GAL.
4287149	13	#1DULS	RACK PICK-UP	SPRAGUE	0.3798 GAL.	6.3826 GAL.
4287149	14	B100	RACK PICK-UP	SPRAGUE	-0.0924 GAL.	6.9209 GAL.
4287149	15	#2DULS	BARGE DELIVERY	SPRAGUE	0.1006 GAL.	4.9858 GAL.
4287149	16	#2DULS	Winterized BARGE DELIVERY	SPRAGUE	0.1006 GAL.	5.0518 GAL.
4287149	17	#2DULSB50	CITYWIDE BY TW	SPRAGUE	0.1006 GAL.	5.8606 GAL.
4287149	18	#2DULSB50	CITYWIDE BY TW	SPRAGUE	-0.0924 GAL.	6.6611 GAL.
4287149	19	#2DULSB50	RACK PICK-UP	SPRAGUE	0.1006 GAL.	5.7106 GAL.

4287149	20	#2DULSB50		RACK PICK-UP	SPRAGUE	-0.0924	GAL.	6.5111	GAL.
4287126	1	JET		FLOYD BENNETT	SPRAGUE	-0.0367	GAL.	5.1378	GAL.
Non-Winterized		Apr 1 - Oct 31							
4287149		#2DULSB5	95% ITEM 5.0 5% ITEM 7.0	CITYWIDE BY TW	SPRAGUE	0.0910	GAL.	5.3269	GAL.
4287149		#2DULSB10	90% ITEM 5.0 10% ITEM 7.0	CITYWIDE BY TW	SPRAGUE	0.0813	GAL.	5.4175	GAL.
4287149		#2DULSB20	80% ITEM 5.0 20% ITEM 7.0	CITYWIDE BY TW	SPRAGUE	0.0620	GAL.	5.5985	GAL.
4287149		#2DULSB5	95% ITEM 8.0 5% ITEM 10.0	RACK PICK-UP	SPRAGUE	0.0910	GAL.	5.1769	GAL.
4287149		#2DULSB10	90% ITEM 8.0 10% ITEM 10.0	RACK PICK-UP	SPRAGUE	0.0813	GAL.	5.2675	GAL.
4287149		#2DULSB20	80% ITEM 8.0 20% ITEM 10.0	RACK PICK-UP	SPRAGUE	0.0620	GAL.	5.4485	GAL.
4287149		#2DULSB50	50% ITEM 17.0 50% ITEM 18.0	CITYWIDE BY TW	SPRAGUE	0.0041	GAL.	6.2608	GAL.
4287149		#2DULSB50	50% ITEM 19.0 50% ITEM 20.0	RACK PICK-UP	SPRAGUE	0.0041	GAL.	6.1109	GAL.
Winterized		Nov 1 - Mar 31							
4287149		#2DULSB5	95% ITEM 6.0 5% ITEM 7.0	CITYWIDE BY TW	SPRAGUE	0.0910	GAL.	5.5293	GAL.
4287149		#2DULSB10	90% ITEM 6.0 10% ITEM 7.0	CITYWIDE BY TW	SPRAGUE	0.0813	GAL.	5.6092	GAL.
4287149		#2DULSB20	80% ITEM 6.0 20% ITEM 7.0	CITYWIDE BY TW	SPRAGUE	0.0620	GAL.	5.7689	GAL.
4287149		#2DULSB5	95% ITEM 9.0 5% ITEM 10.0	RACK PICK-UP	SPRAGUE	0.0910	GAL.	5.3793	GAL.
4287149		#2DULSB10	90% ITEM 9.0 10% ITEM 10.0	RACK PICK-UP	SPRAGUE	0.0813	GAL.	5.4592	GAL.
4287149		#2DULSB20	80% ITEM 9.0 20% ITEM 10.0	RACK PICK-UP	SPRAGUE	0.0620	GAL.	5.6189	GAL.
Non-Winterized / Winterized		Year-Round							
4287149		#1DULSB20	80% ITEM 11.0 20% ITEM 12.0	CITYWIDE BY TW	SPRAGUE	0.2853	GAL.	6.6403	GAL.
4287149		#1DULSB20	80% ITEM 13.0 20% ITEM 14.0	RACK PICK-UP	SPRAGUE	0.2853	GAL.	6.4903	GAL.
4287149		#1DULSB5	95% ITEM 11.0 5% ITEM 12.0	CITYWIDE BY TW	SPRAGUE	0.3562	GAL.	6.5595	GAL.
4287149		#1DULSB5	95% ITEM 13.0 5% ITEM 14.0	RACK PICK-UP	SPRAGUE	0.3562	GAL.	6.4095	GAL.
4287030	1	#4B5		MANHATTAN	UNITED METRO	0.0195	GAL.	4.0655	GAL.
4287030	2	#4B5		BRONX	UNITED METRO	0.0195	GAL.	4.0855	GAL.
4287030	3	#4B5		BROOKLYN	UNITED METRO	0.0195	GAL.	4.0255	GAL.
4287030	4	#4B5		QUEENS	UNITED METRO	0.0195	GAL.	4.0555	GAL.
4287031	5	#4B5		RICHMOND	APPROVED OIL COMPANY	0.0195	GAL.	4.2455	GAL.
4187014	1	#2B5		MANHATTAN	SPRAGUE	0.0909	GAL.	5.0338	GAL.
4187014	3	#2B5		BRONX	SPRAGUE	0.0909	GAL.	4.9858	GAL.
4187014	5	#2B5		BROOKLYN	SPRAGUE	0.0909	GAL.	4.9988	GAL.
4187014	7	#2B5		QUEENS	SPRAGUE	0.0909	GAL.	5.0068	GAL.
4187014	9	#2B5		STATEN ISLAND	SPRAGUE	0.0909	GAL.	5.0858	GAL.

4187014	11	#2B10	CITYWIDE BY TW	SPRAGUE	0.0813 GAL.	5.0484 GAL.
4187014	12	#2B20	CITYWIDE BY TW	SPRAGUE	0.0620 GAL.	5.1319 GAL.
4187015	2	#2B5	MANHATTAN (RACK PICK-UP)	APPROVED OIL COMPANY	0.0909 GAL.	4.7991 GAL.
4187015	4	#2B5	BRONX (RACK PICK-UP)	APPROVED OIL COMPANY	0.0909 GAL.	4.7991 GAL.
4187015	6	#2B5	BROOKLYN (RACK PICK-UP)	APPROVED OIL COMPANY	0.0909 GAL.	4.7991 GAL.
4187015	8	#2B5	QUEENS (RACK PICK-UP)	APPROVED OIL COMPANY	0.0909 GAL.	4.7991 GAL.
4187015	10	#2B5	STATEN ISLAND (RACK PICK-UP)	APPROVED OIL COMPANY	0.0909 GAL.	4.7991 GAL.

**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 9069
FUEL OIL, PRIME AND START**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 11/14/2022
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**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 9070
FUEL OIL AND REPAIRS**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 11/14/2022
20211200451	1	#2B5	ALL BOROUGH (PICKUP UNDER DELIVERY)	APPROVED OIL	0.0909 GAL	5.2132 GAL.
20211200451	2	#4B5	ALL BOROUGH (PICKUP UNDER DELIVERY)	APPROVED OIL	0.0195 GAL	4.3159 GAL.

**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 9071
GASOLINE**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 11/14/2022
3787120	1.0	REG UL	CITYWIDE BY TW	GLOBAL MONTELLO	-0.1457 GAL.	2.9796 GAL.
3787120	2.0	PREM UL	CITYWIDE BY TW	GLOBAL MONTELLO	-0.0563 GAL.	3.8018 GAL.
3787120	3.0	REG UL	RACK PICK-UP	GLOBAL MONTELLO	-0.1457 GAL.	2.9146 GAL.
3787120	4.0	PREM UL	RACK PICK-UP	GLOBAL MONTELLO	-0.0563 GAL.	3.7368 GAL.
3787121	5.0	E85	CITYWIDE BY DELIVERY	UNITED METRO	-0.0202 GAL.	3.1962 GAL.
3787121	6.0	E70	CITYWIDE BY DELIVERY	UNITED METRO	-0.0453 GAL.	3.2479 GAL.

NOTE:

1. Federal excise taxes are imposed on taxable fuels, (i.e., gasoline, kerosene, and diesel), when removed from a taxable fuel terminal. This fuel excise tax does not include Leaking Underground Storage Tank (LUST) tax. LUST tax applies to motor fuels for both diesel and gasoline invoices. Going forward, LUST Tax will appear as an additional fee at the rate of \$0.001 per gallon and will be shown as a separate line item on your invoice.
2. The National Oil Heat Research Alliance (NORA) has been extended until February 6, 2029. A related assessment of \$.002 per gallon has been added to the posted weekly fuel prices and will appear as a separate line item on invoices. This fee applies to heating oil only and since 2015 has included #4 heating oil. All other terms and conditions remain unchanged.
3. Items 1 - 4 on contract 4287148 and 5 - 20 on contract 4287149 are effective as of June 1st, 2022.

REMINDER FOR ALL AGENCIES:

All entities utilizing DCAS fuel contracts are reminded to pay their invoices **on time** to avoid interruption of service. Please send inspection copy of receiving report for all gasoline (E70, UL PREM) delivered by tank wagon to OCP/Bureau of Quality Assurance (BQA), 1 Centre Street, 18th Floor New York, NY 10007.

HOUSING PRESERVATION AND DEVELOPMENT

■ NOTICE

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

Notice Date: November 15, 2022

To: Occupants, Former Occupants, and Other Interested Parties

Property: Address	Application #	Inquiry Period
72 Downing Street, Brooklyn	90/2022	October 11, 2019 to Present
565 Walton Avenue, Bronx	91/2022	October 6, 2019 to Present
174 West 72 nd Street, Manhattan	92/2022	October 11, 2019 to Present
89 South Portland Avenue, Brooklyn	93/2022	October 17, 2019 to Present
353 West 57 th Street, Manhattan	94/2022	October 18, 2019 to Present

51 10 th Avenue, Manhattan	95/2022	October 26, 2019 to Present
133 West 118 th Street, Manhattan	97/2022	October 28, 2019 to Present
48 West 85 th Street, Manhattan	98/2022	October 28, 2019 to Present
117 West 118 th Street, Manhattan	99/2022	October 31, 2019 to Present
30 Lefferts Place, Brooklyn	101/2022	October 26, 2019 to Present
251 West 131 st Street, Manhattan	102/2022	October 27, 2019 to Present
320 East 11 th Street, Manhattan	104/2022	October 28, 2019 to Present

Authority: SRO, Administrative Code §27-2093

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

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

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

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

Fecha de notificación: November 15, 2022

Para: Inquilinos, Inquilinos Anteriores, y Otras Personas Interesadas

Propiedad:	Dirección:	Solicitud #:	Periodo de consulta:
72 Downing Street, Brooklyn		90/2022	October 11, 2019 to Present
565 Walton Avenue, Bronx		91/2022	October 6, 2019 to Present
174 West 72 nd Street, Manhattan		92/2022	October 11, 2019 to Present
89 South Portland Avenue, Brooklyn		93/2022	October 17, 2019 to Present
353 West 57 th Street, Manhattan		94/2022	October 18, 2019 to Present
51 10 th Avenue, Manhattan		95/2022	October 26, 2019 to Present
133 West 118 th Street, Manhattan		97/2022	October 28, 2019 to Present
48 West 85 th Street, Manhattan		98/2022	October 28, 2019 to Present
117 West 118 th Street, Manhattan		99/2022	October 31, 2019 to Present
30 Lefferts Place, Brooklyn		101/2022	October 26, 2019 to Present
251 West 131 st Street, Manhattan		102/2022	October 27, 2019 to Present
320 East 11 th Street, Manhattan		104/2022	October 28, 2019 to Present

Autoridad: SRO, Código Administrativo §27-2093

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

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

Para conocer la decisión final sobre la Certificación de No Acoso, visite nuestra pagina web en www.hpd.nyc.gov o llame al 212-863-8266.

n15-23

YOUTH AND COMMUNITY DEVELOPMENT

■ NOTICE

The NYC Department of Youth and Community Development (DYCD) is releasing a concept paper to obtain feedback that will assist with the development of an upcoming request for proposals (RFP) for Literacy Programs which will serve middle school in public schools serving low-income neighborhoods, and adults that are English Language Learners, lack sufficient mastery of basic educational skills and/or lack high school diplomas. The programs primary purposes are, to provide contextualized literacy services to help participants and communities thrive. The program will improve a broad range of competencies related to literacy, such as basic language skills (reading, writing, speaking, and listening), and support participants to meet their contextualized goals in areas including but not limited to parenting, workplace, health care and civic engagement.

The Concept Paper will be released on November 28, 2022 through the PASSPort Public Portal, at https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public. DYCD welcomes and encourages your feedback no later than January 27, 2023 to assist with the development of the RFP.

To respond to this forthcoming RFP and all other Human/Client Services RFPs, organizations must have an account and an approved HHS Prequalification application in PASSPort. Proposals and Prequalification applications will ONLY be accepted through PASSPort. If you do not have a PASSPort account or an approved PASSPort HHS Prequalification Application, please visit www.nyc.gov/passport, to get started.

Questions regarding PASSPort can be submitted through MOCS support desk at: <https://mocssupport.atlassian.net/servicedesk/customer/portal/8>

☛ n18-25

CHANGES IN PERSONNEL

BOARD OF ELECTION FOR PERIOD ENDING 09/02/22						
NAME	TITLE	NUM	SALARY	ACTION	PROV EFF DATE	AGENCY
MEHLMAN	MICHAEL B	94232	\$37997.0000	RESIGNED	YES 08/14/22	003
OREJUELA	MICHAEL A	94367	\$15.4500	APPOINTED	YES 08/14/22	003
ROSADO	NICKOLAS A	94367	\$15.4500	APPOINTED	YES 08/14/22	003
SIMONETTI	SALVATOR A	94524	\$57574.0000	RESIGNED	YES 08/14/22	003
WEBB	TONIA F	94367	\$15.4500	DECEASED	YES 06/23/22	003
WORRELL	TREVOR A	94206	\$94785.0000	RETIRED	YES 08/16/22	003

CAMPAIGN FINANCE BOARD FOR PERIOD ENDING 09/02/22						
NAME	TITLE	NUM	SALARY	ACTION	PROV EFF DATE	AGENCY
BRAM	LAURA	0660A	\$79058.0000	INCREASE	YES 02/28/22	004
CASTILLO	YASMIN	0660A	\$78000.0000	DECREASE	YES 05/02/21	004
MESSINA	LUKE L	0660A	\$70000.0000	APPOINTED	YES 08/14/22	004

OFFICE OF THE ACTUARY
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include FARAG SOHER, LABEL JOSEPH, TYSZKIEWICZ MAREK.

NYC EMPLOYEES RETIREMENT SYS
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include DANIELS ADRIENNE, DASILVA ALTHEA, EPSTEIN SAVIYA, etc.

BOROUGH PRESIDENT-BRONX
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include CANAAN WARNER, GRIFOLL SOFIA, SINGH BRANDON.

BOROUGH PRESIDENT-BROOKLYN
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include MARTIN ZACHARY, STEPHENSON BIANCA, SWANSON DONAVAN.

BOROUGH PRESIDENT-QUEENS
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Row includes OLOSUNDE OLUWANIS.

BOROUGH PRESIDENT-STATEN IS
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include HAYES-TRIVELAS CHRISTIA, SANTARPIA JR FRANK.

OFFICE OF THE COMPTROLLER
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include ARAGONA DAPHNIE, AMATO ROWLEY, BOUABID WALID, etc.

OFFICE OF EMERGENCY MANAGEMENT
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include ARAGONA JOSEPH, BEILINSON MICHAEL, JUSTHAM KRISTIN, etc.

OFFICE OF MANAGEMENT & BUDGET
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include ALTIERI NICHOLAS, BLOOM WILLIAM, BOBER ADRIENNE, etc.

OFFICE OF MANAGEMENT & BUDGET
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Row includes MCNAMEE RAYMOND.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include MEYER MARINA, NALLY PATRICK, PILLAI GANESH, etc.

TAX COMMISSION
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include AYINDE OLUWASEW, CHEN KEMING, ESTRADA VICTOR, etc.

LAW DEPARTMENT
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include BONAPARTE ERNST, BONAS BRIAN, BOYCE DANIELLE, etc.

LAW DEPARTMENT
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include SHAW RENEE, SHERIDAN LUKE, SIMKUS MICHAEL, etc.

DEPARTMENT OF CITY PLANNING
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include KIRMANI-FRYE RASMIA, LI XUAOMENG, OSORIO JUAN, etc.

DEPARTMENT OF INVESTIGATION
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include ACOSTA RIO, EURE PHILIP, FIORE VINCENT, etc.

TEACHERS RETIREMENT SYSTEM
FOR PERIOD ENDING 09/02/22

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV EFF DATE, AGENCY. Rows include ADOLPHUS HASSAN, ALLEYNE SUZANNE, BENNETT RICKAELA, etc.

CIVILIAN COMPLAINT REVIEW BD
FOR PERIOD ENDING 09/02/22

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
JUNG	ERICA	31165	\$58167.0000	RESIGNED	YES	08/14/22	054
KAUSER	SADIA	31165	\$42293.0000	RESIGNED	YES	08/14/22	054
PRAKASH	SANTOSH	31165	\$69245.0000	RESIGNED	YES	08/21/22	054

POLICE DEPARTMENT
FOR PERIOD ENDING 09/02/22

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
ACOSTA	MAXIMINO	60817	\$50207.0000	RESIGNED	NO	08/20/22	056
ADACH	TOMASZ P	1000A	\$108000.0000	INCREASE	NO	05/29/22	056
ADORNO MARRERO	VYLINDA A	90202	\$42757.0000	RESIGNED	YES	08/25/22	056
AGLIALORO	ROBERT S	70210	\$85292.0000	RETIRED	NO	08/17/22	056
AHMED	SAZIB	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
ALBARANO	NICOLE M	10144	\$36390.0000	INCREASE	YES	07/24/22	056
ALLEGRO	DEAN R	70210	\$51000.0000	RESIGNED	NO	08/16/22	056
AMATO	ROWLEY	56057	\$61490.0000	RESIGNED	YES	08/14/22	056
AMELLO	MICHAEL V	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
ANDERSON SMALL	MELLENIE S	51225	\$46191.0000	APPOINTED	YES	08/14/22	056
ANDREANO JR	ANTHONY P	10234	\$15.0000	RESIGNED	YES	08/19/22	056
ANGELOPOULOS	CONSTANT	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
ANTONIOS-BOCTOR	GASSER E	70260	\$122892.0000	PROMOTED	NO	07/21/22	056
ANTWI	REUBEN	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
ARIAS	EUSEBIO	41120	\$47067.0000	RESIGNED	NO	08/27/22	056
ARMANIOUS	GABRIELL	10234	\$15.0000	RESIGNED	YES	08/16/22	056
ASCAZUBI	CHRISTOP A	70235	\$118056.0000	PROMOTED	NO	08/19/22	056
BACICH	GREGORY F	70210	\$63125.0000	RETIRED	NO	08/20/22	056
BAKARI	BARBARA A	60817	\$50207.0000	RETIRED	NO	08/19/22	056
BARRETT	BREANNE M	70235	\$105606.0000	PROMOTED	NO	06/27/22	056
BAYOUMI	HEBA M	71012	\$40636.0000	RESIGNED	NO	08/11/22	056
BAYRAM	ORHAN M	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
BAYRON	BONNIE J	70205	\$15.4500	RESIGNED	YES	07/21/22	056
BECK	RYAN R	70210	\$51000.0000	RETIRED	NO	08/25/22	056
BECKFORD	CHRISTIN J	70235	\$96017.0000	PROMOTED	NO	07/21/22	056
BELLE	BREE B	60817	\$37136.0000	RESIGNED	NO	08/23/22	056
BENTINCK	TRICIA C	70210	\$51000.0000	RESIGNED	NO	08/13/22	056
BENTIVEGNA	NICHOLAS C	70210	\$45000.0000	RESIGNED	NO	08/17/22	056
BEREY	JUSTIN C	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
BERGER	SARA	13632	\$106171.0000	RETIRED	NO	08/18/22	056
BERNARD	GERMAN J	70210	\$42500.0000	RESIGNED	NO	08/17/22	056
BERRY	SHELLA R	10144	\$36390.0000	RESIGNED	NO	08/23/22	056
BEST	JEAN L	60817	\$50207.0000	RETIRED	NO	08/16/22	056
BEY	RASHEED	60817	\$50207.0000	RETIRED	NO	08/24/22	056
BHUIYAN	PAVALUR R	70210	\$42500.0000	RESIGNED	NO	08/24/22	056
BOJA	KALTRINA	70210	\$42500.0000	RESIGNED	NO	08/24/22	056
BOOKER	DIANH O	70205	\$15.4500	RETIRED	YES	08/24/22	056
BORSCH JR	JOHN M	70210	\$42500.0000	RESIGNED	NO	08/12/22	056
BOSHR	RAMY M	60817	\$38287.0000	RESIGNED	NO	08/24/22	056
BOYANGO	GUY	40526	\$43365.0000	TRANSFER	NO	08/07/22	056
BRADFORD	MARCE N	71012	\$39329.0000	RESIGNED	NO	08/05/22	056
BRINADZE	MARK	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
BRODIE-SHEPARD	DIANE	90644	\$40607.0000	RETIRED	YES	08/10/22	056
BROWN	MICHELLE M	60817	\$50207.0000	RESIGNED	NO	08/20/22	056
BROWN	PATRICK J	10234	\$15.0000	RESIGNED	YES	08/16/22	056
BROWN	QUWELLA J	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
BUDHRAM	RAY	92510	\$298.2400	DECREASE	YES	05/29/22	056
BUDIYANSKAYA	MARIYA	10232	\$20.5700	RESIGNED	YES	08/20/22	056
BUEFORD	TIANNA I	10234	\$15.0000	RESIGNED	YES	08/20/22	056
BUTLER	KAYLA Z	10144	\$36390.0000	INCREASE	YES	07/24/22	056
CABALLERO	SHUDANA	71012	\$39329.0000	RESIGNED	NO	08/06/22	056

POLICE DEPARTMENT
FOR PERIOD ENDING 09/02/22

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
CABARCAS	SAUL D	71651	\$43776.0000	RESIGNED	NO	08/21/22	056
CALI	VINCENT S	70210	\$45000.0000	RESIGNED	NO	08/16/22	056
CAMACHO	LATTISHA M	10144	\$41848.0000	INCREASE	YES	07/24/22	056
CAMISA JR	JOSEPH P	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
CAMPANELLA	LOUIS J	70235	\$105606.0000	PROMOTED	NO	08/19/22	056
CAMPBELL	PHILIP L	70210	\$46000.0000	RESIGNED	NO	08/23/22	056
CANNING	RYAN A	71651	\$43334.0000	RESIGNED	NO	08/18/22	056
CAPASSO	ANDREW S	10234	\$15.0000	RESIGNED	YES	08/20/22	056
CAPOZIELLO	NIKOLAS C	70210	\$51000.0000	RESIGNED	NO	08/17/22	056
CAREY	CAROLINE R	10234	\$15.0000	RESIGNED	YES	08/25/22	056
CARO	FRANCES	70210	\$85292.0000	RETIRED	NO	08/14/22	056
CARTER	JONATHAN K	70210	\$85292.0000	RESIGNED	NO	08/16/22	056
CARTER	KALYSSA K	10209	\$17.3000	RESIGNED	YES	05/28/22	056
CARUSO JR.	MICHAEL	70210	\$42500.0000	RESIGNED	NO	11/25/21	056
CASTELLO	DEONDRÉ S	7021A	\$74080.0000	RESIGNED	NO	08/17/22	056
CASTILLO	OLIVER A	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
CASTRO	ANDRES R	60817	\$40590.0000	RESIGNED	NO	08/02/22	056
CECCARELLI	CHRISTIN A	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
CELIK	SAFIYE	71651	\$43334.0000	RESIGNED	NO	08/21/22	056
CESPEDES	LAURA	70210	\$42500.0000	RESIGNED	NO	08/24/22	056
CHAI	YUK S	70210	\$47000.0000	RESIGNED	NO	08/16/22	056
CHAMBERS	CECILIE I	10251	\$41997.0000	RETIRED	NO	08/18/22	056
CHAN	GARY K	10144	\$41848.0000	RESIGNED	NO	08/11/22	056
CHAN	MENG WAI	10144	\$36390.0000	RESIGNED	NO	08/25/22	056
CHAO	HENRY L	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
CHARLES	MELISSA H	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
CHATMAN	SANDRA C	71651	\$43334.0000	RESIGNED	NO	08/13/22	056
CHEEMA	ZAIN N	70210	\$42500.0000	RESIGNED	NO	08/19/22	056
CHEN	STEVEN X	70260	\$122892.0000	PROMOTED	NO	07/21/22	056
CHIPOLLINI ALVA	MELISSA Y	52110	\$73982.0000	APPOINTED	YES	08/14/22	056
CHOI	CHARLES Y	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
CHOU	ALICE M	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
CHU	CARLO	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
CLARK	VERONICA M	70260	\$122892.0000	PROMOTED	NO	08/05/22	056

CLARKE	CIERRA R	10232	\$20.5700	RESIGNED	YES	08/20/22	056
COLLADO	EMMANUEL A	70235	\$96017.0000	PROMOTED	NO	07/21/22	056
COLON	CHRISTOP M	70210	\$45000.0000	RESIGNED	NO	08/18/22	056
COLUCCI JR. JR	RICHARD M	7021B	\$114617.0000	RETIRED	NO	11/01/20	056
CONCEPCION	IRVING	60817	\$50207.0000	RESIGNED	NO	08/17/22	056
CONCEPCION	JOHN	71651	\$41493.0000	RESIGNED	NO	08/13/22	056
CONDO	FRANCO O	70210	\$46000.0000	RESIGNED	NO	08/17/22	056
CONNOR	BURRELL R	56056	\$37398.0000	RESIGNED	YES	07/23/22	056
COPELAND	JASMINE D	70210	\$46000.0000	RESIGNED	NO	08/14/22	056
CORDERO	DANIEL T	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
CORDOBA	DIVHER A	70235	\$105606.0000	PROMOTED	NO	08/19/22	056
CRAIG	LEONARD J	7021A	\$102002.0000	RETIRED	NO	11/01/20	056
CRAIN	CHRISTOP M	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
CRUVER	STEVEN M	70235	\$105606.0000	PROMOTED	NO	08/19/22	056
CRUZ	BRIAN J	70210	\$85292.0000	RETIRED	NO	08/27/22	056
CRUZ	JUAN C	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
CRUZ	SAMANTHA J	71012	\$53251.0000	RESIGNED	NO	08/07/22	056

POLICE DEPARTMENT
FOR PERIOD ENDING 09/02/22

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
CUMMINGS	JOLE	70210	\$46000.0000	RESIGNED	NO	08/13/22	056
CUNDARI	MICHAEL V	70210	\$51000.0000	RETIRED	NO	08/16/22	056
CUNNINGHAM	LAURIE A	71012	\$53251.0000	RESIGNED	NO	08/18/22	056
CZARK	PATRICK C	10234	\$15.0000	RESIGNED	YES	08/13/22	056
D'AMICO	STEPHEN	70235	\$105606.0000	PROMOTED	NO	06/27/22	056
DARBY	MELODY A	10251	\$49700.0000	APPOINTED	YES	07/31/22	056
DAVILA	JULIO J	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
DAVIN	JOSEPH F	70235	\$118056.0000	RESIGNED	NO	08/24/22	056
DAVIS	ESTELLE	70205	\$16.6000	RETIRED	YES	08/19/22	056
DE LA ROSA	LINA	71651	\$42947.0000	RESIGNED	NO	08/13/22	056
DEJESUS	CHRISTIA A	10234	\$15.0000	RESIGNED	YES	08/13/22	056
DEL CORSO	KAITLYN N	70210	\$42500.0000	RESIGNED	NO	08/24/22	056
DELISSE	SHARETTE D	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
DELOREN	ELLIS R	7021B	\$114617.0000	RETIRED	NO	10/31/20	056
DELOUISA	PAUL R	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
DENISENKO	ANASTASI	10234	\$15.0000	RESIGNED	YES	08/13/22	056
DEPALMA	FRANCIS C	70260	\$135511.0000	PROMOTED	NO	08/05/22	056
DESANDIS	CHRISTIA F	70210	\$51000.0000	RESIGNED	NO	08/16/22	056
DESIRE	GREGORY	30087	\$109163.0000	APPOINTED	YES	08/14/22	056
DIAZ	ELCIDA M	70205	\$15.4500	RESIGNED	YES	08/17/22	056
DOHERTY	PATRICK J	70260	\$122892.0000	PROMOTED	NO	08/15/22	056
DONEGAN	THOMAS J	70235	\$118056.0000	PROMOTED	NO	08/19/22	056
DORLUS	RICARDO	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
DOWD	TIMOTHY J	70210	\$45000.0000	RESIGNED	NO	08/25/22	056
DUNKLEY	COLIN L	10144	\$36390.0000	INCREASE	YES	07/24/22	056
DURAN	ANGEL	70210	\$51000.0000	RESIGNED	NO	07/12/22	056
DYER	COLIN C	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
EEDLE	BENJAMIN W	70210	\$85292.0000	RESIGNED	NO	08/18/22	056
ELLIS	TYRRELL J	71651	\$42377.0000	RESIGNED	NO	06/16/22	056
ENG	CHRISTIN M	70205	\$15.4500	RESIGNED	YES	08/14/22	056
ESPINOSA PEREZ	LUIS M	60817	\$39438.0000	RESIGNED	NO	08/16/22	056
ESSEX	JASON J	60817	\$38287.0000	RESIGNED	NO	08/26/22	056
ESTEVEZ	MIGUEL	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
EVANS	FRANCIS A	10147	\$57063.0000	RESIGNED	NO	08/17/22	056
FALCONI	SYDNEY I	10234	\$15.0000	RESIGNED	YES	08/25/22	056
FANTOZZI	VINCENT M	70210	\$45000.0000	RESIGNED	NO	08/16/22	056
FARRELL	KENNETH M	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
FEASEL	STEPHEN J	70260	\$122892.0000	PROMOTED	NO	08/05/22	056

GUZMAN	GRISERIS	M	70210	\$85292.0000	RETIRED	NO	08/21/22	056
HALL	EVAN	A	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
HALL	KIANE	S	71012	\$39329.0000	RESIGNED	NO	08/05/22	056
HANIFF	KEVIN	A	70260	\$122892.0000	PROMOTED	NO	07/21/22	056
HARPER	ANNETTE	L	71651	\$42947.0000	RESIGNED	NO	08/16/22	056
HASSAN	ALI		70210	\$42500.0000	RESIGNED	NO	08/16/22	056
HAYE	KIANA	A	56056	\$32520.0000	RESIGNED	YES	05/20/22	056
HENRIQUEZ	RANDY		70235	\$96017.0000	PROMOTED	NO	08/19/22	056
HERZOG	ARIEL		10232	\$20.5700	RESIGNED	YES	08/13/22	056
HICKS	PERRY	S	10234	\$15.0000	RESIGNED	YES	08/20/22	056
HIGGS	REAGAN	D	60817	\$39438.0000	RESIGNED	NO	08/13/22	056
HORVATH	JOSEPH	M	70210	\$46000.0000	RESIGNED	NO	08/22/22	056
HOSIER	ADONIS	P	10209	\$16.3500	RESIGNED	YES	05/18/22	056
HOWELL	TIFFANY	P	70235	\$105606.0000	PROMOTED	NO	06/27/22	056
HUANG	CAN	M	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
HUANG	JOHNNY		10234	\$15.0000	RESIGNED	YES	08/20/22	056
HUQUE	MD	F	71651	\$43334.0000	RESIGNED	NO	06/23/22	056
HUSSEN	MARUF		70210	\$42500.0000	RESIGNED	NO	08/24/22	056
HUTCHERSON	TIJUANA		10144	\$41848.0000	RESIGNED	NO	03/12/22	056
JACKSON	DARYL	L	60817	\$50207.0000	RESIGNED	NO	08/17/22	056
JAHAN	KAZI	I	71651	\$41493.0000	RESIGNED	NO	08/24/22	056
JIMENEZ	JANSY	L	60817	\$41741.0000	RESIGNED	NO	08/26/22	056
JOHNROSE	VEDA	J	10144	\$36390.0000	RESIGNED	NO	07/24/22	056
JOHNSON	AARON	A	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
JONES	DEVON	C	71651	\$42947.0000	RESIGNED	NO	08/20/22	056
JONES	TIASIA	M	10144	\$36390.0000	RESIGNED	YES	08/26/22	056
JOSEPH	DAPHNEY		71012	\$49742.0000	RESIGNED	NO	08/12/22	056

POLICE DEPARTMENT
FOR PERIOD ENDING 09/02/22

TITLE								
NAME			NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
KEESSER	DONNA	E	80184	\$95467.0000	APPOINTED	YES	08/14/22	056
KEMPSKI	RONALD	P	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
KHAN	EHTASHAM		70260	\$135511.0000	PROMOTED	NO	08/05/22	056
KIM	JOSEPH	W	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
KLUBNICK	JOSEPH	P	70260	\$123376.0000	RETIRED	NO	08/19/22	056
KNIGHT	MARCYA	L	70205	\$11.9700	RESIGNED	YES	08/07/22	056
KNIGHTS	DAMION	N	70235	\$118056.0000	PROMOTED	NO	08/19/22	056
KNOX	EVETTE		10144	\$47286.0000	RETIRED	NO	08/12/22	056
KORNREICH	BRIAN	R	10234	\$15.0000	RESIGNED	YES	08/11/22	056
KOZAK	BRIGID	A	10144	\$41848.0000	RESIGNED	NO	08/24/22	056
KRUKOWSKI	MICHAEL	J	70210	\$85292.0000	RESIGNED	NO	08/17/22	056
LACOFF	SCOTT	D	70210	\$85292.0000	RESIGNED	NO	08/17/22	056
LAFOND	JASON	M	70210	\$104392.0000	RETIRED	NO	08/24/22	056
LAM	LINDA	G	40510	\$27.4900	APPOINTED	YES	08/14/22	056
LAMBERT	JARED	R	70210	\$103959.0000	RESIGNED	NO	08/10/22	056
LAMBRE	MICHAEL	S	70210	\$85292.0000	RETIRED	NO	08/18/22	056
LASKY	KRISTIN	D	70235	\$105606.0000	PROMOTED	NO	08/19/22	056
LASSO	MIRIAM	O	70235	\$105606.0000	PROMOTED	NO	08/19/22	056
LAWRENCE	JOHN	G	70260	\$122892.0000	PROMOTED	NO	08/10/22	056
LEAVY	MILENA		10144	\$41848.0000	INCREASE	YES	07/24/22	056
LEBLANC	DAVID	J	70210	\$85292.0000	RETIRED	NO	08/15/22	056
LEWIS	PHILLIP	R	71012	\$53251.0000	RESIGNED	NO	08/14/22	056
LI	KIM	S	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
LI	LI		70235	\$96017.0000	PROMOTED	NO	08/19/22	056
LIM	TAEJIN		70260	\$122892.0000	PROMOTED	NO	08/05/22	056
LIVRERI	ANGIOLET		70260	\$135511.0000	PROMOTED	NO	08/05/22	056
LOFFREDO	DANIEL	J	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
LOGATTO	ANDREW	M	70235	\$105606.0000	PROMOTED	NO	06/27/22	056
LOPEZ	FREDDY	M	92510	\$298.2400	DECREASE	YES	06/26/22	056
LOPEZ	RAFAEL		70260	\$122892.0000	PROMOTED	NO	08/05/22	056
LOUIE	OLIVIA		10234	\$15.0000	RESIGNED	YES	08/20/22	056
LOYD	TAMEIKA	R	71651	\$41881.0000	RESIGNED	NO	08/13/22	056
LUCAS	FREDERIC	D	60817	\$50207.0000	RESIGNED	NO	08/13/22	056
LUTCHMAN	LENNY	R	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
MACMILLIAN	HONORA		71012	\$39329.0000	RESIGNED	NO	08/10/22	056
MAGEE	JOHN	A	70210	\$46000.0000	RESIGNED	NO	08/12/22	056
MALAVE	KEVIN	L	70210	\$42500.0000	RESIGNED	NO	08/24/22	056
MANNION	THOMAS	J	70210	\$85292.0000	RESIGNED	NO	08/17/22	056
MANZANO	MICHELLE	S	10144	\$41848.0000	INCREASE	YES	07/24/22	056
MARROQUIN	JONATHAN	E	70235	\$105606.0000	PROMOTED	NO	08/19/22	056
MARTER	MATTHEW	R	70210	\$51000.0000	RESIGNED	NO	08/15/22	056
MARTINEZ	FRANCHES	J	70210	\$42500.0000	RESIGNED	NO	08/09/22	056
MARTINEZ	MICHELLE		7021B	\$118056.0000	RETIRED	NO	08/20/22	056
MARTINEZ	REINA	E	70205	\$15.4500	RESIGNED	YES	08/23/22	056
MARZOCCHI	MICHAEL	A	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
MATHURIN	KELBERT		60817	\$34834.0000	RESIGNED	NO	08/26/22	056
MATUSIAK	WILLIAM	J	7026F	\$206011.0000	RETIRED	NO	08/27/22	056
MAZZELLA	ANTHONY	J	70210	\$42500.0000	RESIGNED	NO	08/19/22	056
MC LEAN	JUNE		60817	\$50207.0000	RETIRED	NO	08/18/22	056
MCCAFFREY	KEVIN	J	70210	\$85292.0000	RETIRED	NO	08/16/22	056
MCCORMACK	KARYN	M	70260	\$122892.0000	PROMOTED	NO	07/21/22	056

POLICE DEPARTMENT
FOR PERIOD ENDING 09/02/22

TITLE								
NAME			NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
MCCORMICK	JENNIFER	A	70210	\$46000.0000	RESIGNED	NO	08/17/22	056
MCCOY IV	JOSEPH	D	60817	\$34834.0000	RESIGNED	NO	07/07/22	056
MCDONALD	CHRISTOP	W	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
MCDONALD	TROYA		60817	\$50207.0000	RESIGNED	NO	06/07/22	056
MCDOWELL	SHAUNTEY	T	60817	\$50207.0000	RESIGNED	NO	08/23/22	056
MCDUFFIE	STEVEN	A	71012	\$39329.0000	RESIGNED	NO	08/06/22	056
MCNEANEY	SEAN	F	70210	\$85292.0000	RETIRED	NO	08/16/22	056
MCGEE	MIKAELA	M	21849	\$55098.0000	APPOINTED	YES	08/14/22	056
MCNAMARA	GREGORY	J	70210	\$85292.0000	RETIRED	NO	08/23/22	056
MEANS	SHANAYA	S	60817	\$50207.0000	RESIGNED	NO	08/17/22	056
MEME	DAVID		90202	\$42757.0000	RESIGNED	YES	08/09/22	056
MENDOZA	MILTON	M	70210	\$42500.0000	RESIGNED	NO	07/19/22	056
MERCEDES	ISMAEL		70235	\$96017.0000	PROMOTED	NO	08/19/22	056
MERCURI	PAUL	A	70235	\$96017.0000	PROMOTED	NO	08/19/22	056

MERENDINO	MICHAEL	J	70210	\$42500.0000	RESIGNED	NO	08/24/22	056
MIDDLETON	KHALBEQ	A	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
MIELE	CHARLES	D	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
MONTENEGRO	LILLIAN	J	70260	\$122892.0000	PROMOTED	NO	08/05/22	056
MONTERO	GUILLERM		70235	\$105606.0000	PROMOTED	NO	08/19/22	056
MONTES	NELIDA	J	60817	\$50207.0000	RETIRED	NO	08/20/22	056
MORENO	XAVIER	A	10234	\$15.0000	RESIGNED	YES	08/20/22	056
MORENO ESCOBAR	KARLA	L	10144	\$41848.0000	INCREASE	YES	07/24/22	056
MORRISON	YARITZEL	E	10144	\$41848.0000	INCREASE	YES	07/24/22	056
MUHAMMAD	WALIED	A	10234	\$15.0000	RESIGNED	YES	08/26/22	056
MUNDEL	RAYSEAN	E	10234	\$15.0000	RESIGNED	YES	08/25/22	056
MUNOZ	SAMUEL	G	70210	\$42500.0000	RESIGNED	NO	08/11/22	056
MURASHKOV	KONSTANT		71651	\$43776.0000	RESIGNED	NO	08/21/22	056
MUSSINGTON	JOVANA	D	71651	\$42947.0000	DISMISSED	NO	07/28/22	056
MYERS	KEVIN	T	70235	\$96017.0000	RESIGNED	NO	08/23/22	056
NEAL	TERRENCE	P	71651	\$42377.0000	RESIGNED	NO	08/23/22	056
NEGRON	BRENDA	L	71651	\$46393.0000	RETIRED	NO	07/11/22	056
NEWAZ	MD	A	60817	\$38287.0000	RESIGNED	NO	06/22/22	056
NEWTON	IMANI	L	60817	\$38287.0000	RESIGNED	NO	08/19/22	056
NG	STANLEY		70235	\$96017.0000	PROMOTED	NO	08/19/22	056
NICHOLS	KRISTOPH	M	10234	\$15.0000	RESIGNED	YES	08/17/22	056
NICKEY	VERONICA	X	70235	\$96017.0000	PROMOTED	NO	08/19/22	056
NIEVES	CARLOS	J	70210	\$85292.0000	RETIRED	NO	08/27/22	056
NIVAR	KEIRY	M	10234	\$15.0000	RESIGNED	YES	08/20/22	056



CONTRACT AWARD HEARINGS

NOTE: LOCATION(S) ARE ACCESSIBLE TO INDIVIDUALS USING WHEELCHAIRS OR OTHER MOBILITY DEVICES. FOR FURTHER INFORMATION ON ACCESSIBILITY OR TO MAKE A REQUEST FOR ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION SERVICES, PLEASE CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES (MOCS) VIA E-MAIL AT DISABILITYAFFAIRS@MOCS.NYC.GOV OR VIA PHONE AT (212) 298-0734. 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.



INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

■ **NOTICE**

THIS PUBLIC HEARING HAS BEEN CANCELED

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Tuesday, November 22, 2022, at 10:00 A.M. The Public Hearing will be held via Conference Call. Call-in #: 1-917-410-4077, ACCESS CODE: 241 113 592

IN THE MATTER OF a Purchase Order/Contract between the New York City Department of Information Technology and Telecommunications and Spruce Technology Inc located 1149 Bloomfield Avenue Suite G, Clifton, NJ 07012 for CEC Participatory Democracy Solution. The amount of this Purchase Order/Contract will be \$313.395.00.

The term will be from 11/15/2022 – 12/31/2023. CB 2, Brooklyn. PIN #: 20230340973, E-PIN #: 85823W0037001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules. In order to access the Public Hearing and testify, please call 1-917-410-4077, ACCESS CODE: 241 113 592 no later than 9:55 A.M.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DoITT does not receive, by November 15, 2022, from any individual a written request to speak at this hearing, then DoITT need not conduct this hearing. Written notice should be sent to Joney Mai, NYC DoITT, via email to jmai@oti.nyc.gov.