

## **RECOMMENDATION FOR AWARD OF FRANCHISE AGREEMENT MEMORANDUM**

**Instructions:** Check all applicable boxes and provide all applicable information requested below. If any requested date or information is unavailable, describe the reason it cannot be ascertained.

### **A. AUTHORIZING RESOLUTION (Attach copy)**

1. Mayor's Office of Legislative Affairs transmitted proposed authorizing resolution to City Council on 03/12/2020.
2. City Council conducted public hearings on 12/16/2020.
3. City Council adopted authorizing resolution on 12/17/2020.

### **B. SOLICITATION/EVALUATION/AWARD**

1. RFP/solicitation document issued on 05/20/2021. (Attach copy)
2. ☒ The Agency certifies that it complied with all the procedures for the solicitation, evaluation and/or award of the subject franchise as set forth in the applicable authorizing resolution and request for proposals, if applicable.

#### **Basis for Award:**

**Instructions:** Check applicable box below; attach a list of proposed franchisee's Board of Directors.

- ☐ Recommended franchisee is highest rated proposer and offered highest amount of revenue (overall or for the competition pool).
- ☐ Recommended franchisee was sole proposer or was determined to be only responsive proposer (overall or for the competition pool), and the agency certifies that a sufficient number of other entities had a reasonable opportunity to propose, the recommended franchisee meets the minimum requirements of the RFP or other solicitation and award is in the best interest of the City. *Explain:*
- ☒ The subject franchise is a non-exclusive franchise and the recommended franchisee has been determined to be both technically qualified and responsible.
- ☐ Other *Describe:*

**C. PUBLIC HEARING & APPROVAL**

1. Agency filed proposed franchise agreement with FCRC on 11/12/2021.
2. Public Hearing Notice
  - ☒ a. Agency published, for at least 15 business days immediately prior to the public hearing, a public hearing notice and summary of the terms and conditions of the proposed agreement in the City Record from 11/12/2021 – 12/6/2021.
  - ☒ b. Agency provided written notice containing a summary of the terms and conditions of the proposed agreement to each affected CB and BP by 11/12/2021 (Check the applicable box below and provide the requested information)
    - ☐ Franchise relates to property in one borough only and, as such, agency additionally published a public hearing notice and summary of the terms and conditions of the proposed agreement twice in \_\_\_\_\_, a NYC daily, citywide newspaper on \_\_\_/\_\_\_/\_\_\_ and \_\_\_/\_\_\_/\_\_\_, and in \_\_\_\_\_, a NYC weekly, local newspaper published in the affected borough on \_\_\_/\_\_\_/\_\_\_ and \_\_\_/\_\_\_/\_\_\_ . A copy of each such notice containing a summary of the terms and conditions of the proposed agreement was sent to each affected CB and the affected BP by \_\_\_/\_\_\_/\_\_\_ .
    - ☒ Franchise relates to property in more than one borough and, as such, agency additionally published a public hearing notice and summary of the terms and conditions of the proposed agreement twice in El Diario, a NYC daily, citywide newspaper on 11/17/2021 and 11/18/2021, and in New York Post also a NYC daily, citywide newspaper on 11/17/2021 and 11/18/2021. A copy of each such notice containing a summary of the terms conditions of the proposed agreement was sent to each affected CB, each affected BP and each affected Council Member by 11/12/2021.
    - ☐ Franchise relates to a bus route contained within one borough only and, as such, agency additionally published a public hearing notice and summary of the terms and conditions of the proposed agreement twice in \_\_\_\_\_, a NYC daily, citywide newspaper on \_\_\_/\_\_\_/\_\_\_ and \_\_\_/\_\_\_/\_\_\_, and in \_\_\_\_\_, a NYC weekly, local newspaper published in the affected borough on \_\_\_/\_\_\_/\_\_\_ and \_\_\_/\_\_\_/\_\_\_ . A copy of each such notice containing a summary of the terms and conditions of the proposed agreement was sent to each affected CB and the affected BP by \_\_\_/\_\_\_/\_\_\_ .
    - ☐ Franchise relates to a bus route that crosses one or more borough boundaries and, as such, agency additionally published a public hearing notice and summary of the terms and conditions of the proposed agreement twice in \_\_\_\_\_, a NYC daily, citywide newspaper on \_\_\_/\_\_\_/\_\_\_ and \_\_\_/\_\_\_/\_\_\_, and in \_\_\_\_\_, also a NYC daily, citywide newspaper on \_\_\_/\_\_\_/\_\_\_ and \_\_\_/\_\_\_/\_\_\_ . A copy of each such notice containing a summary of the terms and conditions of the proposed agreement was sent to each affected CB, each affected BP and each affected Council Member by \_\_\_/\_\_\_/\_\_\_ . A notice was posted in the buses operating upon the applicable route.
  - ☐ b. Franchise relates to extension of the operating authority of a private bus company that receives a subsidy from the City and, as such, at least 1 business day prior to the public hearing the Agency published a public hearing notice in the City Record on \_\_\_/\_\_\_/\_\_\_ .
3. FCRC conducted a public hearing within 30 days of filing on 12/6/2021.