

or names of the person or persons presenting the same, the date of its presentation and the title of the proposals;

3. The place where and the day and hour when the bids will be publicly opened;

4. The quantity and quality of the supplies, materials or equipment to be furnished and the nature and extent of the work or labor to be done;

5. That every bid in excess of \$5,000 shall be accompanied by a bid bond in the amount fixed in the contract documents or, in the alternative, by a deposit amount of such bid; except that in the case of a proposal for a single item or class of items, the deposit, shall be approximately two per centum of the contracting agency's estimated cost of the supplies, materials or equipment to be furnished and the work or labor, to be done, and except further where a bid is in excess of \$5,000 and less than \$100,000 any agency head in his discretion may dispense with the requirements for a bid bond or bid deposit prior to the bidding. Such deposit shall consist of a certified check upon a state or national bank or trust company or a check of such bank or trust company signed by a duly authorized officer thereof, drawn to the order of the Comptroller, or money, or of the obligation of the City which the Comptroller shall approve as of equal value with the sum so required, except that the check, submitted as security deposit with a bid for supplies, materials or equipment need not be certified.

6. (a) That in the event of the failure of the bidder to execute the contract within five days after notice of the award of the contract to him, his deposit or so much thereof as shall be applicable to the amount of the award made to him shall be retained by the City, and he shall be liable for and shall agree to pay on demand the difference between the price bid and the price for which such contracts shall be subsequently relet, including the cost of such reletting and less the amount of such deposit. No plea of mistake in such accepted bid shall be available to the bidder for the accepted bid. Where, pursuant to the provision of 1 (c) 5 above* a bid is not accompanied by a bid bond or deposit and the bidder fails on two occasions within a one year period, to execute the contract within five days after notice of the award of the contract to him, such bidder shall be disqualified from bidding on any City contract for a period of one year from the date of the notice of the second award;

of the Administrative Code.

§10. Emergency purchases.

(c) Supplies, materials, equipment or services requisitioned in an emergency and which involve an amount in excess of \$5,000 may be procured on purchase orders based upon bids which permit of competition received after advertising in such number of issues of THE CITY RECORD as shall be approved by the Corporation Counsel. However, in a special case, the Commissioner, with the approval of the Corporation Counsel, may dispense with the advertising. In such case the Commissioner shall certify in writing the reasons why advertising should not be required. Nor purchase may be made under the subsection unless the using agency shall first have certified to the Commissioner of the Division of Municipal Supplies all facts constituting the emergency.

§15. Purchases exempt from the regulations in Section 1 and Section 9.

The provisions of Section 1 and Section 9 of these regulations shall not apply to the purchase of any supplies, materials, equipment or service by any contracting officer, when the contracting officer shall certify, in writing, that a proposal for the supplies, materials, equipment or service had been advertised under Section 1 or 9 of these regulations, within the past ninety days, and that no bid or no acceptable bid was received.

Such supplied, materials, equipment or service after certification as herein provided, may be procured by the contracting officer in the open market, and such purchase shall be subject to audit by the Comptroller, pursuant to Section 93d-1.0 of the Administrative Code.

The contracting officer, if he deems it advisable, may advertise such proposals in THE CITY RECORD for a determined number of days.

The certificate of the contracting officer provided herein must be filed in the contracting office and with the Comptroller.

In all instances every bidder on the original proposal advertised under Section 1 or Section 9 of these regulations must be invited to resubmit a bid on the proposal which is let under this section.

This section shall expire June 30, 1989. The request for a renewal from the contracting agency may not be for a period exceeding one year.

OFFICE OF THE MAYOR

EXECUTIVE ORDER NO. 106

December 26, 1986

AMENDMENT TO EXECUTIVE ORDER NO. 55
DATED MARCH 29, 1976

By the power vested in me as Mayor of the City of New York (the "City"), pursuant to the City Charter and the Local Finance Law and in the exercise of the powers of the Finance Board of the City, it is ordered:


Section 1. Amendment of Executive Order No. 55. Executive Order No. 55, dated March 29, 1976, entitled, "Delegation of Powers of the Finance Board", as amended by Executive Order No. 62, dated July 19, 1976, Executive Order No. 68, dated August 1, 1983 and Executive Order No. 97, dated July 24, 1986 ("Executive Order No. 55") is hereby amended by changing Subdivision 3 of Paragraph B of Section 2 of Executive Order No. 55 to read as follows:

- (3) Obligations issued in registered or bearer form shall be authenticated by the manual countersignature of the Fiscal Agent of the

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City or by the City Clerk or a Deputy City Clerk.

Section 2. Effective Date. This order shall take effect immediately.


 Edward I. Koch
 M A Y O R

OFFICE OF THE COMPTROLLER

Contracts For Professional Services

<u>CONTRACT NUMBER</u>	<u>AGENCY</u>	<u>AMOUNT</u>
<u>AGING - DEPARTMENT OF</u>		
	Registered on December 21, 1986	
0157H01602	Manhattan Boro-Wide Inc. Provide personal services	26,469.00
<u>CITY PLANNING - DEPARTMENT OF</u>		
	Registered on October 30, 1986	
0157PML388	Geoffrey Freeman Associates, P.C. Consultative services in connection with: Preparation of the Construction Cost Estimation portion of EIS	59,506.40
	Registered on December 15, 1986	
0157P00621	Price Saterhouse Office of Government Services Consultative services in connection with: Analysis of the Feasibility of Developing a new Transit Line on Manhattan's Far West Side	329,920.00
<u>CORRECTION - DEPARTMENT OF</u>		
	Registered on November 13, 1986	
0157HM0058	Executive Health Examiners To provide medical exams for DOC employees and CN candidates (6H00019)	5,461.50
0157PM0427	Hilson Research, Inc. Provide psychological testing of Co. Candidates	26,820.00
	Registered on December 18, 1986	
0157P00634	Arthur Tomases, M.D. Provide medical services to DOC employees and candidates	7,680.00
0157P00636	Charles Barbanel, M.D. Provide psychiatric services to DOC employees and candidates	9,720.00
0157P00637	William C. Callaway, M.D. Provide medical services to DOC employees and candidates	8,000.00
0157P00639	Jose M. Arcaya, Ph.D. Provide psychological services to DOC employees and candidates	7,680.00
<u>CULTURAL AFFAIRS - DEPARTMENT OF</u>		
The following contracts from the Department of Cultural Affairs provide services to stimulate, encourage and support a broad spectrum of Cultural and Performing Arts and other related services in communities of the City of New York:		
	Registered on December 12, 1986	
0157H02104	Thalia Spanish Theatre, Inc.	21,500.00
0157H02105	Municipal Art Society, Inc.	24,750.00

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