



**Battery Park
City Authority**

REQUEST FOR PROPOSALS
FOR
PRE-QUALIFIED BOND UNDERWRITERS

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I. SUMMARY

Battery Park City Authority d/b/a Hugh L. Carey Battery Park City Authority (“BPCA”) requests proposals (individually a “Proposal” and collectively the “Proposals”) from qualified firms (“Proposers”), registered with FINRA and/or the SEC, to pre-qualify as eligible to serve as bond underwriters in connection with the issuance(s) of proposed revenue bonds by BPCA (the “Proposed Bonds”). One or more Proposers will be selected for inclusion on BPCA’s Senior Managing Underwriter list and one or more Proposers will be selected for inclusion on BPCA’s Co-Managing Underwriter list (collectively, the “BPCA Qualified Underwriter List” or “BQUL”). Firms that are included on Senior Managing Underwriter list may also be eligible to serve as Co-Managing Underwriters.

As described more fully below, it is anticipated that the Proposed Bonds will be issued to refinance and/or restructure approximately \$295 million of outstanding bonds, and to secure financing of approximately \$80 million to fund a portion of BPCA’s Five-Year Capital Program. BPCA is seeking Proposers who can support the objectives of (1) providing the most cost-effective pricing and marketing of the Proposed Bonds; (2) maintaining BPCA’s credit ratings and low cost of capital; and (3) matching debt and a hedging structure with asset life, with an efficient, flexible lien structure. A detailed scope of work for which the selected Proposers will be responsible for is attached as Exhibit A (the “Work”).

New York State-certified Minority-Owned Business Enterprises (“MBE”), Women-Owned Business Enterprises (“WBE”) and Service-Disabled Veteran-Owned Business Enterprises (“SDVOB”) are encouraged to submit Proposals.

A. Corporate Description

Created in 1968, BPCA is a New York State public benefit corporation responsible for financing, developing, constructing, maintaining, and operating Battery Park City as a richly diversified mixed use community providing residential and commercial space, with related amenities such as parks, plazas, recreational areas, and a waterfront esplanade. A summary of BPCA’s structure, mission, and history, as well as the Battery Park City project area, may be viewed at: <http://bpca.ny.gov/>. Public information regarding BPCA’s finances, budget, internal controls, guidelines, and policies may be viewed at: <http://bpca.ny.gov/public-information/>. Information relating to the Battery Park City Parks Conservancy Corporation (“BPCPC”), BPCA’s affiliate, may be viewed at: <http://bpcpc.org/>.

Under the Battery Park City Authority Act (the “Act”), BPCA has the following powers, among others: to borrow money and to issue negotiable bonds, notes or other obligations and to provide for the rights of the holders thereof; to acquire, lease, hold, mortgage and dispose of real property and personal property or any interest therein for its corporate purposes; to construct, improve, enlarge, operate and maintain Battery Park City; to make bylaws for the management and regulation of its affairs, and, subject to agreements with bondholders, for the regulation of Battery Park City; to make contracts and to execute all necessary or convenient instruments, including leases and subleases; to accept grants, loans and contributions from the United States, or the State of New York or the City of New York (the “City”), or any agency or instrumentality of any of them, or from any other source and to expend the proceeds for any corporate purpose; to fix, establish and collect rates, rentals, fees and other charges; and to do all things necessary or convenient to carry out the powers expressly granted by the Act. BPCA has no taxing power.

Most individual parcels of land in Battery Park City were developed into residential and commercial buildings by tenants (“Ground Lease Tenants”) under long-term ground leases with BPCA. The Ground Lease Tenants are responsible for the maintenance, insurance and defense and indemnification of BPCA with regard to those leased parcels.

To obtain a copy of BPCA’s audited 2017 financial statements, please visit BPCA’s website at <http://bpca.ny.gov/public-information/>. The audited financial statements and related reports found on BPCA’s website will provide you with an overview of the operations for which BPCA is responsible and the areas of expertise

in which the selected Proposer must be proficient. For an overview of BPCPC’s operations, please visit its website at www.bpcparks.org.

For a description of BPCA’s outstanding debt and security for the bonds, please refer to the audited 2017 financial statements and the Senior Revenue Bonds Series 2013 A and B Official Statement.

B. Initial Plan of Finance

BPCA plans to issue the Proposed Bonds as fixed rate bonds in the amount of approximately \$375 million to (i) refinance and/or restructure a portion of its outstanding Series 2013D Bonds and Series 2013E Junior Revenue Bonds in the amount of approximately \$295 million, which were directly purchased by banks and are currently callable and (ii) secure financing for a portion of its Five-Year Capital Program in the amount of approximately \$80 million to finance resiliency and other general infrastructure capital projects. BPCA is contemplating issuing all or a portion of the Proposed Bonds as green bonds.

The following chart is the current amortization of the portion of the Series 2013D and 2013E Junior Revenue Bonds that will be refunded.

Maturity (Nov. 1)	Proposed Par Amount	Maturity (Nov. 1)	Proposed Par Amount
2018	1,930,000	2029	14,380,000
2019	1,920,000	2030	14,990,000
2020	2,000,000	2031	20,735,000
2021	2,140,000	2032	25,405,000
2022	2,175,000	2033	26,450,000
2023	2,335,000	2034	19,205,000
2024	4,385,000	2035	20,485,000
2025	8,525,000	2036	21,280,000
2026	10,810,000	2037	22,115,000
2027	13,175,000	2038	22,965,000
2028	13,705,000	2039	23,865,000

BPCA expects to access the bond markets for the initial offering as early as possible, but no later than the last fiscal quarter of the current fiscal year ending October 31, 2018. Firms included in the BQUL may also be used for other financings that may be undertaken by BPCA during the engagement period.

II. GENERAL PROVISIONS

This request for Proposals, including attachments, exhibits, and any amendments or addenda (collectively, the “RFP”) is subject to the rights reserved by BPCA, including, but not limited to BPCA’s right to:

- withdraw and/or cancel this RFP at any time before final award of the contract;

- request clarification and/or additional information from any or all Proposers;
- amend any term or requirement of this RFP at any time before award of a contract (Proposers may amend their Proposals, as directed by BPCA, if BPCA materially alters or amends the RFP after submission of Proposals);
- alter any key dates or deadlines related to this RFP;
- award the Work, in whole or in part, to one or more Proposers with or without interviews or negotiations;
- reject any Proposal that does not strictly conform to the requirements of this RFP;
- conduct an interview with any or all of the Proposers to aid the evaluation process;
- negotiate potential engagement terms with any Proposer; and
- waive strict compliance with this RFP if BPCA, in its sole judgement, determines that such non-compliance does not have a significant adverse effect on the competitive process and that the waiver is in the best interest of BPCA.

BPCA is not liable or responsible in any way for any expenses incurred in the preparation of a Proposal in response to this RFP. All information submitted in response to this RFP will become the property of the BPCA and is subject to the Freedom of Information Law, Article 6 of the New York State Public Officers Law (“FOIL”), which requires public access to certain documents possessed by BPCA, unless a specific exemption applies. Proposers are responsible for identifying any information in their respective Proposals considered to be confidential and exempt from FOIL. BPCA, however, is obligated to disclose information consistent with the requirements of FOIL, NYS Public Officers Law Section 87.

III. TIMETABLE & DESIGNATED CONTACT

A. Key Dates

Subject to change at BPCA’s discretion, the following are key dates for this RFP:

- RFP issued: **July 10, 2018**
- Deadline to submit questions to BPCA: **July 17, 2018** by 4:00 p.m. EST (by email only)

All questions regarding this RFP should be submitted in writing via email to the “Designated Contact”: Michael LaMancusa, Battery Park City Authority, at Michael.LaMancusa@bpcanyc.gov.

- BPCA’s response to substantive questions: **July 27, 2018** (posted on BPCA website)
- PROPOSAL DUE DATE: **August 7, 2018** by 3:00 p.m. EST (the “Due Date”)

It is the responsibility of each Proposer to check the BPCA website for updates, clarifications, addenda, and other important information concerning this RFP prior to submitting any proposal in response to this RFP.

B. Anticipated Engagement Term

It is anticipated that the term of the engagement pursuant to this RFP (the “Engagement”) will be two (2) years with an option to extend the term for one (1) additional year at BPCA’s sole discretion. Inclusion on the BQUL does not guarantee a minimum number of transactions or any transaction with BPCA. For the avoidance of doubt, any reference to a contract in this RFP, will be deemed to refer to the Engagement, and any reference to the contractor(s) will be deemed to refer to the Proposer(s).

IV. GENERAL REQUIREMENTS

A. Minimum Qualification Requirements

The following are the minimum qualification requirements for this RFP. Proposals that fail to meet these requirements will be rejected.

- 1) Proposer must have an office in New York State (a New York City office is preferred);
- 2) The Proposer must be lawfully authorized to do business in the State of New York;
- 3) Proposer must be a registered broker-dealer or bank dealer and provide BPCA with its FINRA and/or SEC Registration Number at the time of submission of its response to the RFP; and
- 4) Proposer must have demonstrated experience with municipal issuers of tax-exempt and taxable bonds.

B. MBE/WBE/SDVOB Participation Goals

Diversity participation requirements and procedures for business participation opportunities for New York State certified MBEs/WBEs/SDVOBs and equal employment opportunity requirements relating to minority group members and women are attached as Exhibit B. It is the objective of BPCA to maximize opportunities for the participation of MWBEs and SDVOBs as proposers and sub-consultants on the Engagement(s) contemplated hereunder. MWBE/SDVOB status and utilization is a component of the Technical Evaluation (see Section IX.C.1). Although no goals for participation have been set for this Engagement, the Proposer shall use good faith effort to provide for meaningful participation by MBWEs and SDVOBs in the work where feasible. BPCA may select, in its sole discretion, an MBE, WBE, and/or SDVOB firm to participate as a Senior Underwriter or Co- Managing Underwriter from the BQUL. Such selection will be included in the BPCA MWBE and SDVOB participation, as outlined in Exhibit B. For questions relating to MBE/WBE/SDVOB participation goals *only*, please contact the “MBE/WBE/SDVOB Designated Contact” Mr. Anthony Peterson at Anthony.peterson@bpca.ny.gov or 212-417-2337.

C. Restricted Period

New York State’s State Finance Law sections 139-j and 139-k apply to this RFP, restricting Proposers’ contacts with BPCA. Proposers are restricted from making any contact (defined as oral, written or electronic communications with BPCA under circumstances where a reasonable person would infer that a communication was intended to influence BPCA’s conduct or decision with respect to a procurement) relating to this RFP with anyone other than the Designated Contact, as specified in Section III.A., or MBE/WBE/SDVOB Designated Contact, as specified in Section IV.B., from the time of Proposer’s receipt of notice of this RFP through the date of the Final Award as defined in BPCA’s Procurement Guidelines (the “Restricted Period”). BPCA employees must record certain contacts during the Restricted Period, including, but not limited to, any oral or written communications that could reasonably be seen as intended to influence BPCA’s conduct or award of this RFP. Upon notice of an improper contact, BPCA shall make a determination regarding the Proposer’s responsibility.

D. Submission of Proposals

Proposals must be received by BPCA no later than 3:00 p.m. EST on August 7, 2018

Each Proposer must submit six (6) paper copies and a PDF version (via CD-ROM or flash drive) in a sealed package clearly marked “Proposal Enclosed – Pre-Qualified Bond Underwriters” to the Designated Contact by messenger, overnight courier or certified mail to the following address:

Mr. Michael LaMancusa
Battery Park City Authority
200 Liberty Street, 24th Floor
New York, NY 10281

BPCA is not responsible for late Proposals, no matter the cause. Proposals *must* arrive at the time and place specified herein and be time stamped by BPCA by the Due Date. Please leave ample time for building security. Late Proposals will NOT be accepted. Proposals submitted by fax or electronic transmission will NOT be accepted. A Proposer may, after submitting a Proposal, amend its Proposal by submitting an amended Proposal, clearly labeled “Amended Proposal - Bond Underwriters,” as long as the amended Proposal is submitted by the Due Date.

V. PROPOSAL FORMAT AND CONTENTS

A. Proposal Format

The Proposal must:

- Be printed on 8½” x 11” paper;
- Have numbered pages; and
- Be no longer than fifteen (15) single-sided pages, exclusive of the Cover Letter (Section V. B.), Cost Proposal (Section VIII.) and Required Attachments (*Section VI. C.*).

B. Proposal Content

In addition to the separately sealed Cost Proposal, described below in Section VIII., each Proposal must include the following in the order listed:

- 1) Cover Letter, signed by a person within the firm who is authorized to bind the Proposer, which includes representations that:
 - (a) Except as disclosed in the Proposal, no officer or employee of the Proposer is directly or indirectly a party to or in any other manner interested financially or otherwise in this RFP.
 - (b) Proposer satisfies all of the minimum qualification requirements in Section IV.A.
- 2) Executive Summary, which should include whether the Proposer is applying for the Senior Managing Underwriter or Co-Managing Underwriter role. Any firm proposing as a Senior Managing Underwriter will be assumed also to be proposing for Co-Managing Underwriter. Proposer should also note whether it is applying as a New York State certified MBE, WBE, or SDVOB.
- 3) Responses to the Questions as well as all of the Information Required (Sections VI.A. and B.).

- 4) Required Attachments (Section VI. C.).

BPCA reserves the right to reject any Proposals that fail to include any required item described in this Section V. B., including Cover Letters that are unsigned or fail to include each of the above representations.

VI. INFORMATION REQUIRED

A. Questions and Information Sought Relating to the Work

- 1) Describe your firm's background and qualifications to serve as a Senior Managing Underwriter or Co-Managing Underwriter for a BPCA bond issuance. Your response should include:
 - a) A brief description of your firm and its organizational structure including a list of business lines in which your firm engages;
 - b) The ownership structure of the firm and, if any, your firm's 2016, 2017 and current long term credit ratings and ratings outlook, and a description of events that may have caused any of the rating agencies to change their rating or outlook. Within the last three (3) years, discuss whether there have been any significant developments in your firm such as changes in ownership or restructuring;
 - c) The firm's capital structure and leveraging practices, including total capital, equity capital, uncommitted excess net capital, underwriting capacity and your firm's most recent audited financial statements and FOCUS Report; and
 - d) An explanation of short term financing currently used, if any, including credit ratings and credit lines to support underwritings.
- 2) Discuss your firm's capital commitment to public finance. Your response should include:
 - a) How much uncommitted excess net capital is allocated to public finance in the current year and was allocated in 2016 and 2017?
 - b) Briefly discuss several examples of transactions and circumstances where your firm used its capital to provide critical support for the sale and distribution of bonds during 2016, 2017 and 2018.
 - c) Provide a list of the three largest positions your firm has taken into inventory during the last six (6) months when your firm was senior underwriting manager on a transaction. Please include in your response the total par amount of the issue, the total amount of unsold bonds and the type of bonds (e.g. tax supported, appropriation, revenue).
 - d) Include the number of staff members in Municipal/Public Finance assigned to investment banking, underwriting, sales, and trading during 2016, 2017 and 2018. Describe any changes to the staffing or staffing policy of the firm's municipal finance department since 2016 and whether the firm anticipates any significant changes in the near future.
- 3) Identify the person who will be the lead banker and primary contact in providing services to BPCA, and any other persons who will be listed as a "key person" in any agreement with BPCA.

- 4) Identify any sub-consultant you intend to use for this Engagement, and describe the services to be performed by each sub-consultant.
- 5) Describe your proposed team's experience with similar work for other public entities, with an emphasis on New York State public entities.
- 6) Clearly identify any information in your Proposal that you believe to be confidential and exempt from FOIL, and state the reasons. Please note that this question is for informational purposes only, and BPCA will determine whether information or materials are exempt from disclosure under FOIL in its sole discretion.
- 7) Provide at least three (3) client references for whom your firm has performed similar work to that requested in this RFP. For each client, describe the offering, the offering's date, the firm's role, firm's services performed, and provide the name, address, and telephone number for a person at each client's firm familiar with such work.
- 8) If your firm has served as a senior managing underwriter or a co-managing underwriter on prior BPCA bond issuances, discuss your sales performance, in particular, your orders placed, allotments received and/or distributed, and designations. Also please describe the efforts of your firm to support BPCA's bond issues in the secondary market. If your firm has not served as senior managing underwriter or as a co-managing underwriter on prior BPCA bond issuances, discuss the issues noted above with respect to similar credits for other issuers and how these experiences may relate to a BPCA bond issuance.
- 9) Discuss the firm's bond distribution capabilities, both institutional and retail, in detail. Include any significant increases or decreases in the number of employees devoted specifically to distribution in 2016, 2017 and 2018 or any planned in the near future. Describe how your firm's bond distribution capabilities have served BPCA or other issuers with similar credits.
- 10) Discuss any recommendations you have regarding how BPCA markets and sells its bonds. Discuss how BPCA can expand its retail marketing efforts. Also discuss any strategies you might have to expand BPCA's institutional distributions. Recommend specific marketing approaches BPCA should employ in the short and long term to distinguish its bonds from other issuers.
- 11) Provide any other financing ideas that BPCA should consider for its upcoming and prospective bond offerings.
- 12) List necessary working group tasks/milestones and a reasonably expected timetable for completion.
- 13) Comment on BPCA's initial plan of finance as described in Section I.B., including (Senior Managing Underwriter Proposer only):
 - a) Structuring considerations.
 - b) Summary of financing results (the cash flows with expected costs should be included in an appendix, as referenced in Section VI.C.5.e).
 - c) Rating considerations, including number of ratings required as well as agencies.

- d) Considerations regarding green bonds.
- e) Marketing and investor strategy.
- f) Deployment of your retail and institutional sales distribution capabilities.

B. Questions and Information Sought Relating to Proposer's Firm & Eligibility

- 1) How does your firm identify and manage conflicts of interest?
- 2) Are there any potential conflict of interest issues posed by your firm's performance of the Work on behalf of BPCA?
- 3) Has your firm or have any of the firm's partners/employees been disciplined or censured by any regulatory body within the last five (5) years? If so, please describe the relevant facts.
- 4) Within the last five (5) years, has your firm, or a partner or employee in your firm, been involved in litigation or other legal proceedings relating to the provision of professional services? If so, please provide an explanation and the current status or disposition of the matter.
- 5) List any professional or personal relationships your firm's senior management, executives and any key personnel assigned to this Engagement may have with BPCA's Board Members and/or employees, a list of which is attached as Exhibit C).
- 6) If selected, will your firm assign any person to this Engagement who was previously an employee of BPCA or BPCPC? If so, please: i) identify when (month and year) that person's employment at BPCA/BPCPC terminated, and ii) describe that person's involvement, if any, with matters related to this RFP during his/her employment at BPCA/BPCPC.
- 7) In the past five (5) years, have any public sector clients terminated their working relationship with your firm? If so, please provide a brief statement of the reasons. Provide the name of the client and provide a contact person, address and telephone number.

C. Required Attachments

- 1) Mandatory Forms:

Each Proposal must include a completed copy of all "Mandatory Forms" found at: <http://bpcanyc.org/wp-content/uploads/2015/03/Vendor-ResponsibilityQuestionnaire.pdf>. The Mandatory Forms include the following:

- a) NYS Standard Vendor Responsibility Questionnaire, notarized and signed by the individual(s) authorized to contractually bind the Proposer, indicating the signer's title/position within the firm.*
- b) State Finance Law § 139 Form 1, signed by the individual(s) authorized to contractually bind the Proposer.*
- c) W-9 form.

- d) Statement of Non-Collusion.
- e) MBE/WBE/SDVOB Utilization Plans. Please note that all such plans must be submitted even if Proposer is a MBE/WBE/SDVOB.

*In addition to the copy required to be included in each bound Proposal, Proposers must additionally provide one (1) unbound, completed original, with ink signatures, of the NYS Standard Vendor Responsibility Questionnaire and SFL 139 Form 1.

- 2) Response to the question regarding the use of New York State businesses set forth in Section XII.
- 3) Completed MBE/WBE and EEO Policy Statement and Diversity Practices Questionnaire (attached as part of Exhibit B).
- 4) Financial Statements:

Provide a copy of your firm's most recent Audited Financial Statements (within the last year). In the event you do not have audited financials you must provide a statement to that effect with your proposal, and summary financial information for the calendar year most recently ended.

- 5) Appendices:
 - a) List the name of each key personnel you intend to assign to this Engagement and include for each listed individual: (a) area(s) of specialization; (b) title and/or position with the Proposer; (c) role on the team; (d) years with the Proposer (e) years of experience in municipal finance; and (f) primary office location. Indicate which individual(s) will primarily be responsible for pricing the transaction. Attach professional biographies for all personnel that you intend to assign to this Engagement.
 - b) List your firm's experience as Senior Managing Underwriter and/or Co-Managing Underwriter for revenue bonds, or comparable financing programs in other jurisdictions in 2016, 2017 and 2018 for transactions over \$100 million. Provide the following information where applicable for each financing (information should be provided in tabular form):
 - i. Name of issuer
 - ii. Size and title of issue
 - iii. Date of issue
 - iv. Rating
 - v. Role of firm (senior manager or co-manager)
 - vi. Method and type of sale (negotiated or competitive, variable- or fixed-rate, new money or refunding)
 - c) Provide two (2) case studies from the transactions listed in 5.b.that are relevant to BPCA and describe unique contributions that your firm or principals made to the financings and how the issuer benefitted. Elaborate on any innovations developed by your firm or the principals, or any special marketing efforts undertaken by your firm for such financings.
 - d) Provide the last two (2) MSRB G37 reports your firm has filed and, if applicable, form G38t

- e) Provide the cash flows and expected costs supporting the financing results (as referenced in Section VI.A.12(b).)

VII. COST PROPOSAL; FORMAT AND REQUIRED INCLUSIONS

Please provide your proposed breakdown of underwriter’s discount for the contemplated initial plan of finance described in Section I.B. Include proposed takedown by maturity.

In addition, please provide the name of your preferred underwriters’ counsel and the expected underwriters’ counsel fee. Although proposed fees will be taken into account as part of the selection criteria, BPCA reserves the right to negotiate a lower or different fee structure with any firm selected.

BPCA reserves the right, in its sole discretion, to request updates to the submitted cost proposal from one or more of the Proposers selected from the BQUL, for any subsequent offering.

The Cost Proposal must be submitted in its own separate, sealed envelope within the sealed package containing all other Proposal documents. Please provide ten (10) copies of the Cost Proposal.

VIII. SELECTION PROCESS

A. *Evaluation*

Each timely submitted Proposal will be reviewed for compliance with the form and content requirements of this RFP. A committee of BPCA employees selected by BPCA (the “Committee”) will then review and evaluate the Proposals in accordance with the evaluation criteria set forth below. While only Committee members will score the evaluation criteria, the Committee may consult an outside expert for advisement on the evaluation of matters requiring technical expertise. Before final selection, BPCA must determine that the proposed selected Proposer is responsible, in accordance with applicable law and BPCA’s Procurement Guidelines, which may be viewed at: <http://bpca.ny.gov/public-information/>.

B. *Interviews*

BPCA reserves the right to decide whether to interview any or all of the Proposers. The Committee may conduct interviews for many reasons, including to further assess a Proposer’s ability to perform the Work or provide specific services, or to seek information related to any other evaluation criteria. The proposed Lead PM, as well all other key personnel proposed to perform the Work, must be available to participate in the interview.

C. *Evaluation Criteria for Selection*

Selection will be based upon the following criteria:

1) Technical Evaluation:

- A) Public Finance experience and expertise, including regulatory compliance: 25%
- B) Firm capitalization, underwriting capacity, and resources: 25%
- C) Proposed financing structure: 25%
- D) Innovative, viable and quality approach to the initial plan of finance: 8%
- E) Proposer MBE/WBE/SDVOB status or utilization plan: 5%
- F) Response to Diversity Practices Questionnaire: 10%

G Anticipated New York State business usage in contract performance: 2%

2) Cost Proposal evaluation.

D. Basis for Award

Selection for inclusion on the BQUL will be awarded to the highest technically rated Proposers whose Proposals are determined to be responsive and in the best interests of BPCA, subject to a determination that the Cost Proposal is fair, reasonable, and provides the best value to BPCA given the requirements of the initial plan of finance and any future offering(s) within the term of the Engagement.

IX. NON-COLLUSION

By submitting a Proposal, each Proposer warrants and represents that any ensuing Engagement has not been solicited or secured directly or indirectly in a manner contrary to the laws of the State of New York, and that said laws have not been violated and shall not be violated as they relate to the procurement or the performance of the Engagement by any conduct, including the paying or giving of any fee, commission, compensation, gift, or gratuity or consideration of any kind, directly or indirectly, to any member of the board of directors, employee, officer or official of BPCA.

X. IRAN DIVESTMENT ACT

By submitting a Proposal or by assuming the responsibility of any Engagement awarded hereunder, each Proposer certifies that it is not on the “Entities Determined To Be Non-Responsive Bidders/Offerers Pursuant to The New York State Iran Divestment Act of 2012” list (“Prohibited Entities List”) posted on the New York State Office of General Services website at: <http://www.ogs.ny.gov/about/regs/docs/ListofEntities.pdf> and further certifies that it will not utilize any subcontractor/consultant that is identified on the Prohibited Entities List on any Engagement awarded hereunder. The selected Proposer agrees that should it seek to renew or extend any Engagement awarded hereunder, it must provide the same certification at the time the Engagement is renewed or extended. The selected Proposer also agrees that any proposed assignee of the Engagement will be required to certify that it is not on the Prohibited Entities List before BPCA may approve a request for assignment of the Engagement.

During the term of any Engagement awarded hereunder, should BPCA receive information that a person (as defined in State Finance Law §165-a) is in violation of the above-referenced certifications, BPCA will review such information and offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its Engagement in the investment activity which is in violation of the New York State Iran Divestment Act of 2012 within 90 days after the determination of such violation, then BPCA shall take such action as may be appropriate and provided for by law, rule, or contract, including, but not limited to, seeking compliance, recovering damages, or declaring the selected Proposer in default of the awarded Engagement.

BPCA reserves the right to reject any request for renewal, extension, or assignment for an entity that appears on the Prohibited Entities List prior to the renewal, extension, or assignment of the Engagement, and to pursue a responsibility review with the selected Proposer should it appear on the Prohibited Entities List hereafter.

XI. ENCOURAGING USE OF NEW YORK STATE BUSINESSES IN PERFORMANCE

New York State businesses have a substantial presence in State contracts and Engagements, and strongly contribute to the economies of the state and the nation. In recognition of their economic activity and leadership in doing business in New York State, Proposers for this Engagement for commodities, services or

technology are strongly encouraged and expected to consider New York State businesses in the fulfillment of the requirements of the Engagement. Such partnering may be as subcontractors, suppliers, protégés or other supporting roles.

Proposers are strongly encouraged, to the maximum extent practical and consistent with legal requirements, to use responsible and responsive New York State businesses in purchasing commodities that are of equal quality and functionality and in utilizing services and technology. Furthermore, Proposers are reminded that they must continue to utilize small, minority and women-owned businesses, consistent with current State law.

Utilizing New York State businesses in State contracts will help create more private sector jobs, rebuild New York's infrastructure, and maximize economic activity to the mutual benefit of the contractor and its New York State business partners. New York State businesses will promote the contractor's optimal performance under the Engagement, thereby fully benefiting the public sector programs that are supported by associated procurements.

Public procurements can drive and improve the State's economic engine through promotion of the use of New York businesses by its contractors. The State therefore expects bidders/proposers to provide maximum assistance to New York businesses in their contracts. The potential participation by all kinds of New York businesses will deliver great value to the State and its taxpayers.

Proposers can demonstrate their commitment to the use of New York State businesses by responding to the question below. Each proposer must include a response to this question with their proposal. Please note that a "yes" response requires supporting information. If yes, identify New York State businesses that will be used and attach identifying information.

Will New York State businesses, in addition to those that may be selected by BPCA, be used in the performance of this Engagement? Yes No

EXHIBIT A

(Scope of Work)

Each Proposer will submit a Proposal that will identify if they are applying for a Senior Managing Underwriter role or a Co-Managing Underwriter role, and the successful Proposers may be selected to perform the duties described below:

I. Senior Managing Underwriter(s) shall be prepared to provide services that include, but are not limited to, the following:

- a) Structure, size and develop the overall marketing strategy for the bond issues;
- b) Prepare cash flows for BPCA's debt service coverage analyses;
- c) Prepare financing schedules, calendar of events, and closing memos;
- d) Prepare pricing memos discussing market conditions (including comparable transactions) and preliminary pricing scales, syndicate rules, syndicate price views and marketing compensation;
- e) Manage the underwriting team and the underwriting process, and provide advice on market timing and investor demand;
- f) Conduct bond sale conference calls and coordinate information with the syndicate group;
- g) Market and distribute bonds;
- h) Commit capital as required in underwriting BPCA's bonds;
- i) Provide post-closing analysis of debt issuances including pricing, orders, allotments, designations, etc.;
- j) Provide support for the bonds in the secondary market;
- k) Undertake certain market-related analysis of various financial products as may be requested by BPCA;
- l) Coordinate informational meetings with institutional investors, credit analysts, financial advisors and prepare public presentations as requested by BPCA;
- m) Participate in discussions with BPCA, upon the occurrence of any unexpected events, and assist BPCA in developing strategic and tactical responses; and
- n) Other services as requested from time to time, including tracking BPCA's bond authorization.

II. Co-Managing Underwriter(s) shall be prepared to provide services that include, but are not limited to, the following:

- a. Coordinate with and assist the Senior Managing Underwriter in the marketing and distribution of BPCA bonds;
- b. Assist the Senior Managing Underwriter in analyzing market conditions and development of the marketing plan for the bonds;
- c. Commit capital as required in underwriting BPCA's bonds;
- d. Provide support for the bonds in the primary and secondary market; and
- e. Other services as requested from time to time.

EXHIBIT B

CONTRACTOR REQUIREMENTS AND PROCEDURES FOR PARTICIPATION BY NEW YORK STATE-CERTIFIED MBEs/WBEs/SDVOBs AND EQUAL EMPLOYMENT OPPORTUNITIES FOR MINORITY GROUP MEMBERS AND WOMEN

NEW YORK STATE LAW

Pursuant to New York State Executive Law Article 15-A and Parts 140-145 of Title 5 of the New York Codes, Rules and Regulations BPCA is required to promote opportunities for the maximum feasible participation of New York State-certified MBEs/WBEs (collectively, “MWBE(s)”) and the employment of minority group members and women in the performance of BPCA contracts. Pursuant to New York State Executive Law Article 17-B and 9 NYCRR §252, BPCA recognizes its obligation under the law to promote opportunities for maximum feasible participation of certified SDVOBs.

Business Participation Opportunities for MWBEs

For purposes of this solicitation, BPCA seeks to maximize opportunities for New York State-certified Minority-owned Business Enterprise (“MBE”) participation and New York State-certified Women-owned Business Enterprise (“WBE”). While no MWBE participation goals have been set for this Engagement, the Proposer shall use good faith efforts to provide meaningful MWBE participation. Participation contemplated by a Proposer may be included as part of any participation that is awarded hereunder to MWBE(s) by BPCA. A contractor (“Contractor”) on any contract resulting from this procurement (“Contract”) must document its good faith efforts to provide meaningful participation by MWBEs as subcontractors and suppliers in the performance of the Contract. To that end, by submitting a response to this RFP, the Proposer agrees that BPCA may withhold payment pursuant to any Contract awarded as a result of this RFP pending receipt of the required MWBE documentation. The directory of MWBEs can be viewed at: <https://ny.newnycontracts.com>. For guidance on how BPCA will evaluate a Contractor’s “good faith efforts,” refer to 5 NYCRR § 142.8.

The Proposer understands that only sums paid to MWBEs for the performance of a commercially useful function, as that term is defined in 5 NYCRR § 140.1, may be applied towards the achievement of the applicable MWBE participation goal. The portion of a contract with an MWBE serving as a broker that shall be deemed to represent the commercially useful function performed by the MWBE shall be 25 percent of the total value of the contract.

In accordance with 5 NYCRR § 142.13, the Proposer further acknowledges that if it is found to have willfully and intentionally failed to comply with the MWBE participation goals set forth in a Contract resulting from this RFP, such finding constitutes a breach of contract and BPCA may withhold payment as liquidated damages.

Such liquidated damages shall be calculated as an amount equaling the difference between: (1) all sums identified for payment to MWBEs had the Contractor achieved the contractual MWBE goals; and (2) all sums actually paid to MWBEs for work performed or materials supplied under the Contract.

By submitting a bid or proposal, a Proposer agrees to demonstrate its good faith efforts to achieve the applicable MWBE participation goals by submitting evidence thereof through the New York State Contract System (“NYSCS”), which can be viewed at <https://ny.newnycontracts.com>, provided, however, that a Proposer may arrange to provide such evidence via a non-electronic method by contacting Mr. Anthony Peterson at Anthony.peterson@bpca.ny.gov or 212-417-2337. Please note that the NYSCS is a one-stop solution for all of your MBE/WBE and Article 15-A contract requirements. For additional information on the use of the NYSCS to meet the Proposer’s MBE/WBE requirements, please see the attached MBE/WBE guidance from the New York State Division of Minority and Women’s Business Development, “Your MWBE Utilization and Reporting Responsibilities Under Article 15-A.”

Additionally, a Proposer will be required to submit the following documents and information as evidence of compliance with the foregoing:

- A. An MWBE Utilization Plan with their bid or proposal. Any modifications or changes to an accepted MWBE Utilization Plan after the Contract award and during the term of the Contract must be reported on a revised MWBE Utilization Plan and submitted to BPCA for review and approval.
- B. BPCA will review the submitted MWBE Utilization Plan and advise the Proposer of BPCA acceptance or issue a notice of deficiency within 30 days of receipt.
- C. If a notice of deficiency is issued, the Proposer will be required to respond to the notice of deficiency within seven (7) business days of receipt by submitting to Mr. Anthony Peterson at BPCA, by email at Anthony.peterson@bpca.ny.gov, a written remedy in response to the notice of deficiency. If the written remedy that is submitted is not timely or is found by BPCA to be inadequate, BPCA shall notify the Proposer and direct the Proposer to submit, within five (5) business days, a request for a partial or total waiver of MWBE participation goals. Failure to file the waiver form in a timely manner may be grounds for disqualification of the bid or proposal.
- D. BPCA may disqualify a Proposer as being non-responsive under the following circumstances:
 - 1) If a Proposer fails to submit an MWBE Utilization Plan;
 - 2) If a Proposer fails to submit a written remedy to a notice of deficiency;
 - 3) If a Proposer fails to submit a request for waiver; or
 - 4) If BPCA determines that the Proposer has failed to document good faith efforts.

The successful Proposer will be required to attempt to utilize, in good faith, any MBE or WBE identified within its MWBE Utilization Plan, during the performance of the Contract. Requests for a partial or total waiver of established goal requirements made subsequent to Contract Award may be made at any time during the term of the Contract to BPCA, but must be made no later than prior to the submission of a request for final payment on the Contract.

The successful Proposer will be required to submit a quarterly M/WBE Contractor Compliance & Payment Report to BPCA, by the 10th day following each end of quarter over the term of the Contract documenting the progress made toward achievement of the MWBE goals of the Contract.

Business Participation Opportunities for SDVOBs

For purposes of this solicitation, BPCA seeks to maximize opportunities for SDVOB participation. While no SDVOB participation goals have been set for this Engagement, the Proposer shall use good faith efforts to provide meaningful SDVOB participation. Participation contemplated by a Proposer may be included as part of any participation that is awarded hereunder to SDVOB(s) by BPCA. A Proposer must document good faith efforts to provide meaningful participation by SDVOBs as subcontractors or suppliers in the performance of the Contract and Proposer agrees that BPCA may withhold payment pending receipt of the required SDVOB documentation. The directory of New York State Certified SDVOBs can be viewed at: http://www.ogs.ny.gov/Core/docs/CertifiedNYS_SDVOB.pdf. For guidance on how BPCA will determine a Contractor's "good faith efforts," refer to 9 NYCRR §252.2(f)(2).

In accordance with 9 NYCRR §252.2(s), the Proposer acknowledges that if it is found to have willfully and intentionally failed to comply with the SDVOB participation goals set forth in the Contract, such finding constitutes a breach of Contract and Contractor shall be liable for damages as specified in the Contract.

Such damages shall be calculated based on the actual cost incurred by BPCA related to BPCA's expenses for personnel, supplies and overhead related to establishing, monitoring and reviewing certified SDVOB programmatic goals.

- A. Additionally, a Proposer agrees to submit a Utilization Plan with their bid or Proposal as evidence of compliance with the foregoing. Any modifications or changes to the Utilization Plan after the Contract award and during the term of the Contract must be reported on a revised Utilization Plan and submitted to BPCA.
- B. BPCA will review the submitted Utilization Plan and advise the Proposer of BPCA's acceptance or issue a notice of deficiency within 30 days of receipt.
- C. If a notice of deficiency is issued, Proposer agrees that it shall respond to the notice of deficiency within seven (7) business days of receipt by submitting to Mr. Anthony Peterson at BPCA, by email at Anthony.Peterson@bpca.ny.gov, a written remedy in response to the notice of deficiency. If the written remedy that is submitted is not timely or is found by BPCA to be inadequate, BPCA shall notify the Proposer and direct the Proposer to submit, within five (5) business days, a request for a partial or total waiver of SDVOB participation goals. Failure to file the waiver form in a timely manner may be grounds for disqualification of the bid or Proposal.
- D. BPCA may disqualify a Proposer as being non-responsive under the following circumstances:
 - 1) If a Proposer fails to submit a Utilization Plan;
 - 2) If a Proposer fails to submit a written remedy to a notice of deficiency;
 - 3) If a Proposer fails to submit a request for waiver; or
 - 4) If BPCA determines that the Proposer has failed to document good faith efforts.

The successful Proposer shall attempt to utilize, in good faith, any SDVOB identified within its Utilization Plan, during the performance of the Contract. Requests for a partial or total waiver of established goal requirements made subsequent to the Contract award may be made at any time during the term of the Contract to BPCA, but must be made no later than prior to the submission of a request for final payment on the Contract.

The successful Proposer is required to submit a Contractor's SDVOB Contractor Compliance & Payment Report to BPCA on a monthly basis over the term of the Contract documenting the progress made toward achievement of the SDVOB goals of the Contract.

Equal Employment Opportunity Requirements

By submission of a bid or proposal in response to this solicitation, the Proposer agrees with all of the terms and conditions of the attached MWBE Equal Employment Opportunity Policy Statement. The Proposer is required to ensure that it and any subcontractors awarded a subcontract under this Engagement, undertake or continue programs to ensure that minority group members and women are afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status. For these purposes, equal opportunity shall apply in the areas of recruitment, employment, job assignment, promotion, upgrading, demotion, transfer, layoff, termination, and rates of pay or other forms of compensation. This requirement does not apply to: (i) work, goods, or services unrelated to the Contract; or (ii) employment outside New York State.

The Proposer will be required to submit a Minority and Women-owned Business Enterprise and Equal Employment Opportunity Policy Statement, Form # 4, to BPCA with its bid or proposal.

If awarded a Contract, Proposer shall submit a Workforce Utilization Report and shall require each of its Subcontractors, if any, to submit a Workforce Utilization Report, in such format as shall be required by BPCA on a monthly basis during the term of the Contract.

Further, pursuant to Article 15 of the Executive Law (the "Human Rights Law"), all other State and Federal statutory and constitutional non-discrimination provisions, the Contractor and sub-contractors, if any, will not discriminate

against any employee or applicant for employment because of race, creed (religion), color, sex, national origin, sexual orientation, military status, age, disability, predisposing genetic characteristic, marital status or domestic violence victim status, and shall also follow the requirements of the Human Rights Law with regard to non-discrimination on the basis of prior criminal conviction and prior arrest.

Please Note: Failure to comply with the foregoing requirements may result in a finding of non-responsiveness, non-responsibility and/or a breach of the Contract, leading to the withholding of funds, suspension or termination of the Contract or such other actions or enforcement proceedings as allowed by the Contract.



Your MBE/WBE Utilization and Reporting Responsibilities Under Article 15-A

The New York State Contract System (“NYSCS”) is your one stop tool compliance with New York State’s MBE/WBE Program. It is also the platform New York State uses to monitor state contracts and MBE/WBE participation.

GETTING STARTED

To access the system, please login or create a user name and password at <https://ny.newnycontracts.com/FrontEnd/VendorSearchPublic.asp?TN=ny&XID=7562>. If you are uncertain whether you already have an account set up or still need to register, please send an email to the customer service contact listed on the Contact Us & Support page, or reach out to your MBE/WBE/SDVOB Designated Contact (see Section IV.B). For verification, in the email, include your business name and contact information.

VENDOR RESPONSIBILITIES

As a vendor conducting business with New York State, you have a responsibility to utilize minority- and/or women-owned businesses in the execution of your contracts, per the MBE/WBE percentage goals stated in your solicitation, incentive proposal or contract documents. NYSCS is the tool that New York State uses to monitor MBE/WBE participation in state contracting. Through the NYSCS you will submit utilization plans, request subcontractors, record payments to subcontractors, and communicate with your project manager throughout the life of your awarded contracts.

There are several reference materials available to assist you in this process, but to access them, you need to first be registered within the NYSCS. Once you log onto the website, click on the **Help & Support** >> link on the lower left hand corner of the Menu Bar to find recorded trainings and manuals on all features of the NYSCS. You may also click on the **Help & Tools** icon at the top right of your screen to find videos tailored to primes and subcontractors. There are also opportunities available to join live trainings, read up on the “Knowledge Base” through the Forum link, and submit feedback to help improve future enhancements to the system. Technical assistance is always available through the **Contact Us & Support** link on the NYSCS website (<https://ny.newnycontracts.com/FrontEnd/VendorSearchPublic.asp?TN=ny&XID=7562>).

For more information, contact your MBE/WBE/SDVOB Designated Contact.

MINORITY AND WOMEN-OWNED BUSINESS ENTERPRISES

EQUAL EMPLOYMENT OPPORTUNITY POLICY STATEMENT

MBE/WBE AND EEO POLICY STATEMENT

I, _____ (the "Contractor"), agree to adopt the following policies with respect to the project being developed at, or services rendered to, the Battery Park City Authority ("BPCA").

MBE/WBE This organization will and will cause its contractors and subcontractors to take good faith actions to achieve the MBE/WBE contract participations goals set by the State for that area in which the State-funded project is located, by taking the following steps:

- (1) Actively and affirmatively soliciting bids for contracts and subcontracts from qualified State certified MBEs or WBEs, including solicitations to MBE/WBE contractor associations.
- (2) Requesting a list of State-certified MBEs/WBEs from BPCA and soliciting bids from these MBEs/WBEs directly.
- (3) Ensuring that plans, specifications, request for proposals and other documents used to secure bids will be made available in sufficient time for review by prospective MBEs/WBEs.
- (4) Where feasible, dividing the work into smaller portions to enhance participations by MBEs/WBEs and encourage the formation of joint venture and other partnerships among MBE/WBE contractors to enhance their participation.
- (5) Documenting and maintaining records of bid solicitation, including those to MBEs/WBEs and the results thereof. The Contractor will also maintain records of actions that its subcontractors have taken toward meeting MBE/WBE contract participation goals.
- (6) Ensuring that progress payments to MBEs/WBEs are made on a timely basis so that undue financial hardship is avoided, and that bonding and other credit requirements are waived or appropriate alternatives are developed to encourage MBE/WBE participation.

EEO (a) This organization will not discriminate against any employee or applicant for employment because of race, creed, color, national origin, sex, age, disability or marital status, will undertake or continue existing diversity programs to ensure that minority group members are afforded equal employment opportunities without discrimination, and shall make and document its conscientious and active efforts to employ and utilize minority group members and women in its work force on State contracts.

- (b) This organization shall state in all solicitation or advertisements for employees that in the performance of the State contract all qualified applicants will be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex disability or marital status.
- (c) At the request of BPCA, this organization shall request that each employment agency, labor union, or authorized representative will not discriminate on the basis of race, creed, color, national origin, sex, age, disability or marital status and that such union or representative will affirmatively cooperate in the implementation of this organization's obligations herein.
- (d) The Contractor shall comply with the provisions of the Human Rights Law, all other State and Federal statutory and constitutional non-discrimination provisions. The Contractor and subcontractors shall not discriminate against any employee or applicant for employment because of race, creed (religion), color, sex, national origin, sexual orientation, military status, age, disability, predisposing genetic characteristic, marital status or domestic violence victim status, and shall also follow the requirements of the Human Rights Law with regard to non-discrimination on the basis of prior criminal conviction and prior arrest.
- (e) This organization will include the provisions of sections (a) through (d) of this agreement in every subcontract in such a manner that the requirements of the subdivisions will be binding upon each subcontractor as to work in connection with the State contract.

Battery Park City Authority Request For Proposals

Agreed to this _____ day of _____, 2016

By _____

Print: _____ Title: _____

_____ is designated as the Consultant's Minority Business Enterprise Liaison responsible for administering the Minority and Women-Owned Business Enterprises - Equal Employment Opportunity (MBE/WBE - EEO) program.

MBE/WBE Contract Goals

___% Minority and Women's Business Enterprise Participation

___% Minority Business Enterprise Participation

___% Women's Business Enterprise Participation

EEO Contract Goals (if applicable)

___% Minority Labor Force Participation

___% Female Labor Force Participation

(Authorized Representative)

Title: _____

Date: _____

Diversity Practices Questionnaire

I, _____, as _____ (title) of _____ company (the “Company”), swear and/or affirm under penalty of perjury that the answers submitted to the following questions are complete and accurate to the best of my knowledge:

1. Does your Company have a Chief Diversity Officer or other individual who is tasked with supplier diversity initiatives? Yes or No

If Yes, provide the name, title, description of duties, and evidence of initiatives performed by this individual or individuals.

2. What percentage of your Company’s gross revenues (from your prior fiscal year) was paid to New York State certified MBEs/WBEs as subcontractors, suppliers, joint-ventures, partners or other similar arrangement for the provision of goods or services to your Company’s clients or customers?

3. What percentage of your Company’s overhead (i.e. those expenditures that are not directly related to the provision of goods or services to your Company’s clients or customers) or non-contract-related expenses (from your prior fiscal year) was paid to New York State certified MBEs/WBEs as suppliers/contractors?¹

4. Does your Company provide technical training² to MBEs/WBEs? Yes or No

If Yes, provide a description of such training which should include, but not be limited to, the date the program was initiated, the names and the number of MBEs/WBEs participating in such training, the number of years such training has been offered and the number of hours per year for which such training occurs.

5. Is your Company participating in a government approved M/WBE mentor-protégé program?

If Yes, identify the governmental mentoring program in which your Company participates and provide evidence demonstrating the extent of your Company’s commitment to the governmental mentoring program.

6. Does your Company include specific quantitative goals for the utilization of MBEs/WBEs in its non-government procurements? Yes or No

If Yes, provide a description of such non-government procurements (including time period, goal, scope and dollar amount) and indicate the percentage of the goals that were attained.

7. Does your Company have a formal M/WBE supplier diversity program? Yes or No

If Yes, provide documentation of program activities and a copy of policy or program materials.

8. Does your Company plan to enter into partnering or subcontracting agreements with New York State certified MBEs/WBEs if selected as the successful Proposer? Yes or No

If Yes, complete the attached Utilization Plan

¹ Do not include onsite project overhead.

² Technical training is the process of teaching employees how to more accurately and thoroughly perform the technical components of their jobs. Training can include technology applications, products, sales and service tactics, and more. Technical skills are job-specific as opposed to soft skills, which are transferable.

Battery Park City Authority Request For Proposals

All information provided in connection with the Diversity Practices Questionnaire is subject to audit and any fraudulent statements are subject to criminal prosecution and debarment.

Signature of
Owner/Official
Printed Name of
Signatory
Title

Name of Business

Address

City, State, Zip

STATE OF _____

COUNTY OF _____) ss:

On the _____ day of _____, 2018, before me, the undersigned, a Notary Public in and for the State of _____, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to this certification and said person executed this instrument.

Notary Public

EXHIBIT C

List of BPCA & BPCPC Board Members and Employees

LIST OF BOARD MEMBERS

George Tsunis

Louis Bevilacqua

Donald Capoccia

Martha J. Gallo

Anthony Kendall

Catherine McVay Hughes

Lester Petracca

Employees:

Betzayda Abreu	Nimisha Haribaran	Sandra Power
Deborah Addison	Nicole Heater	Robert Quon
Curtis Afzal	Sankar Heerach	Jason Rachnowitz
Elsa Alvarez	Sonia Henry	Madelin Ramirez
Dana Anders	Stephanie Huayta	Manual Rivera
Anthony Andriano	Craig Hudon	Anthony Robinson
Stephen Arciold	Amy Jogie	Nelson Rogers
Sharmila Baichu	William John	Jose Rosado
Marie Baptiste	Jasmine Johnson	Holly Ross
Brett Beecham	Benjamin Jones	Carlos Santiago
Freddy Belliard	Roland Kemp	Nicholas Sbordone
Emily Birdseye	Ann Ketring	Jean Schwartz
Nidia Blake-Reeder	Susie Kim	Jesse Schwartz
LaToya Brooks-Jones	Karl Koenig	Lindsey Senn
Nancy Buivid	Leandro Lafuente	Rekha Sewraj
Anthony Buquicchio	Michael Lamancusa	Sean Simon
Peter Campbell	Della Lee	Kemnarine Singh
Frances Caperchi	Rene Lopcy	Timothy Skipper
Monica Centeno	Robert Maggi	Sarah Smedley
Carlton Chotalal	Evelin Maisonet	Bruce Spierer
Julissa Cooke	Jonathan McCain	Nicole Stallworth
Gwen Dawson	Princess McNeill	Shinay Stewart
Nicole Dawson	Vanessa Mesine	Jerome Sturiano
Gilbert DePadua	Ronnie Mohammed	Lance Super
Paul Diaz-Larui	Dana Morgera	John Tam
Tonasia Dopson	Lauren Murtha	Taujuana Taylor
Patricia Ehlers	Eric Munson	Alexis Torres
Abigail Ehrlich	Bertha Narcisse	Ryan Torres
Maria Ellison	Robert Nesmith	Douglas Van Horn
Richard Faraino	Siu May NG	Noe Velasquez
Anitra Fauntleroy	Yoshihiro Nishida	Evangelio Villalobos
Pamela Frederick	Anne O'Neill	Jeffrey Vixamar
James Gallagher	Bienvenido Osorio	Sharon Wade
Joseph Ganci	Maril Ortiz	David Wallace
Abigail Goldenberg	Kevin O'Toole	Eric White
Anastasia Gonzalez	Hector Oyola	Angela Whitehead
Lenron Goode	Willem Paillant	Dwight Williams
Neresa Gordon	Jonathan Parker	Kenneth Windman
Sakina Graves	Gladys Pearlman	Al Wright
Ned Greenberg	Dahlia Pena	Jouli Yohannes
Evelyn Gregg	Anthony Peterson	
Jonathan Gross	Bruno Pomponio	
Robert Hansen	Katherine Powell	

EXHIBIT D

(Acknowledgement of Addenda)

REQUEST FOR PROPOSALS FOR PRE-QUALIFIED BOND UNDERWRITERS

Complete Part I or Part II, whichever is applicable, and sign your name in Part III.

Part I

Listed below are the dates of issue for each Addendum received in connection with this RFP:

Addendum # 1, Dated _____, _____

Addendum # 2, Dated _____, _____

Addendum # 3, Dated _____, _____

Addendum # 4, Dated _____, _____

Addendum # 5, Dated _____, _____

Addendum # 6, Dated _____, _____

Part II Acknowledgement of No Receipt

_____ No Addendum was received in connection with this RFP

Part III

Proposer's Name: _____

Proposer's Authorized Representative:

Name: _____

Title: _____

Signature: _____

Date: _____

Battery Park City Authority Request For Proposals
