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Issue Date: 8/7/2012

Contract Number: N/A

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PRE-QUALIFIED LEGAL COUNSEL

Description:

Battery Park City Authority d/b/a Hugh L. Carey Battery Park City Authority ("BPCA") and the Battery Park City Parks Conservancy Corporation ("BPCPC", and with BPCA, the "Organization") requests proposals (each individually, a "Proposal" or collectively, the "Proposals") from Law Firms (each individually, a "Proposer" or collectively, the "Proposers"), large and small, that have demonstrable expertise in one or more of the following areas of law (including in each instance, litigation and dispute resolution capabilities): (1) real estate; (2) land use and zoning; (3) construction; (4) environmental; (5) energy; (6) labor, employment and benefits; (7) public finance; (8) personal injury; (9) residential and commercial landlord/tenant (including foreclosures); (10) public utilities; (11) nonprofit and tax-exempt organizations; (12) VEBAs and IRC §115 trusts and (13) corporate governance. The purpose of this solicitation is to pre-qualify counsel as eligible to represent the Organization from time to time. Counsel will be eligible for retainer that may arise during the next 3-5 years beginning on or about September 2012. Firms may apply to one or multiple practice areas but may submit only one Proposal. Firms may not submit separate Proposals for each practice area the firm applies to.

Interested parties may download the complete request for proposals ("RFP") via the link provided below or by visiting BPCA's website at www.batteryparkcity.org and clicking on the "Opportunities" tab. All Proposals must meet the requirements listed in the RFP.

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As stated in the RFP, firms interested in responding to the RFP must complete the Mandatory Forms Packet located on BPCA's website at www.batteryparkcity.org/pdf_n/Mandatory_Forms_Packet.pdf. The completed forms must accompany the firm's proposal.

Restricted Period

Proposers are restricted from making contact with anyone other than the Designated Contacts (identified below) during the period from the time of publication of this advertisement through approval of the procurement contract by BPCA (the "Restricted Period"). Employees of BPCA are required to record certain contacts during the Restricted Period, including, but not limited to, any oral, written or electronic communication with a governmental entity under circumstances where a reasonable person would infer that the communication was intended to influence the governmental entity's conduct or decision regarding the governmental procurement, and to make a determination of responsibility based, in part, upon any such contact. Failure to abide by this process may result in a finding of non-responsibility.

Minority-Owned Business Enterprises ("MBE") and Women-Owned Business Enterprises ("WBE"), as well as firms that are not yet certified, but have applied for certification, are strongly encouraged to submit Proposals. All Proposers must submit with their proposal a copy of its Equal Employment Opportunity or Diversity policy along with a breakdown of all company staff by job classification, race and gender. For questions on M/WBE participation, joint ventures and sub-contracting goals ONLY, please contact "Diversity Designated Contact": Mr. Anthony Peterson at 212.417.2337.

M/WBE UTILIZATION GOAL REQUIREMENTS FOR BPCA CONTRACTS:

In accordance with Article 15-A of the New York State Executive Law and regulations adopted pursuant thereto, BPCA has established separate goals for participation of New York State Certified minority and women-owned business enterprises for all state contracts. BPCA is required to implement the provisions of Article 15-A and 5 NYCRR Part 143 for all state contracts (1) in excess of \$25,000 for labor, services, equipment, materials or any combination for the foregoing and (2) in excess of \$100,000 for real property renovations and construction. For purposes of this procurement, the Organization hereby establishes a goal of 10% for Minority-owned Business Enterprises (MBE) participation and 10% for Women-owned Business Enterprises (WBE) participation. (We are happy to work with you to help you identify opportunities for M/WBE participation, joint ventures and sub-contracting). As a condition of this procurement, the Proposer and BPCA agree to be bound by the provisions of §316 of Article 15-A of the Executive Law regarding enforcement. Proposers must document "good faith efforts" to provide meaningful participation by certified M/WBE subcontractors or suppliers in the performance of the awarded contract. For guidance on how BPCA will determine a Proposer's "good faith efforts," refer to 5 NYCRR § 143.8. Additionally, Proposers must refer to Mandatory Forms of this document for a list of forms that must be provided in order to fully comply with Article 15-A of the New York State Executive Law and 5 NYCRR Part 143.

BPCA reserves the right to cancel or withdraw in whole or in part this RFP at its sole discretion. Proposers will be notified in the event the RFP is cancelled via the BPCA website.

Minority Sub-Contracting Goal: 10%

Women Owned Sub-Contracting Goal: 10%

Due Date: 9/10/2012 3:00 PM

Contract Term: Three to five years.

Location: Battery Park City Authority d/b/a Hugh L. Carey Battery Park City Authority, One World Financial Center 24th Floor, New York, NY

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RFP Documents:
[BPCA-RFPConsulting \(PRE-QUALIFIED LEGAL COUNSEL\)](#)

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