



**Department of
Environmental
Protection**

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August 6, 2002

Paul Repetto
Property Manager
250 Broadway Associates Corp.
→ 250 Broadway
New York, NY 10007

Re: Proposed License Agreement for Exterior Cleaning

Dear Mr. Repetto:

Your July 31, 2002 letter to R. Radhakrishnan has been referred to me for response.

I will address your comments in the order in which they were made:

- It is not possible to add an indemnification/hold harmless clause to the Agreement. A claim may be filed against the City in the event that any damage to the Building results from the cleaning work.
- It is anticipated that scaffolding will be removed promptly when the work is completed. DEP cannot agree that the scaffolding will be removed after a certain time period even if the work is not completed; however, the work will be scheduled in consultation with building representatives so as to minimize any inconvenience.
- The language contained in Article 4 (Reimbursement) is required by FEMA and may not be amended. I have attached a copy of a FEMA-approved clarification for your review.
- Scheduling of HVAC system shutdown is a technical matter to be arranged by conference among representatives of DEP, the cleaning contractor, and the Building.
- The signage required by the Agreement is in accordance with relevant City Rules.

In light of the foregoing, DEP must decline to agree to any revisions to the Agreement. If the building owner wishes to avail itself of the building cleaning services being offered, an authorized representative of the building owner should complete, sign and return the License Agreement.



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(718) DEP-HELP

Feel free to contact me if you have any questions. Your interest in the Building Cleaning Program is greatly appreciated.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Russell Pecunies".

Russell Pecunies
Assistant Counsel

cc: R. Radhakrishnan