

Gilsenan, Michael

From: Smyth, Virginia [DEPNET1/DEPGPO2/VirginiaS]
Sent: Monday, May 06, 2002 5:30 PM
To: Resnick, Risa
Cc: Gilsenan, Michael
Subject: Declaration of Emergency

Here is our first draft of the declaration. Please send me you comments asap. Thank you.



WTCINAIR.WPD



DECLARATION OF EMERGENCY

WHEREAS, on September 11, 2001, an unforeseen terrorist attack resulted in the tragic destruction of the World Trade Center; and

WHEREAS, as a result of said catastrophe, buildings in surrounding areas were damaged, if not destroyed; and

WHEREAS, in the aftermath, to minimize further destruction and implications of the attack, various remediation activities were immediately instituted; and

WHEREAS, as a follow-up to such activities performed in October and November of 2001, the New York City Department of Environmental Protection (NYCDEP), in conjunction with the United States Environmental Protection Agency (USEPA) and the New York State Department of Labor (NYSDOL), performed site visits at buildings in the surrounding vicinity; and

WHEREAS, it has been determined necessary to provide residents and residential building owners who are concerned that apartments may have debris/dust from the WTC impacts remaining, a means of getting professional contractor clean up support; and

WHEREAS, debris removal from the immediate areas of destruction in the WTC complex is nearing completion; the remaining unoccupied, uncleaned buildings must be cleaned; and

WHEREAS, the above-referenced debris may be characteristic of the debris from the impact of September 11, 2001, ; and

WHEREAS, USEPA, has determined that an expedited clean-up of debris-containing buildings is necessary to protect the health and safety of the public and to ensure that the air quality of the affected area is as pure as possible; and

WHEREAS, such clean-up will require the services of asbestos-remediation firms and air monitoring consultants; and

WHEREAS, the area earmarked for such clean-up shall be divided into four (4) sectors, each requiring a remediation contract; and

WHEREAS, four air monitoring Contracts are anticipated to cover all four sectors; and

WHEREAS, funding for such clean-up shall be provided by the Federal Emergency Management Agency (FEMA); and

WHEREAS, the immediate action required cannot be met through normal procurement methods; and

WHEREAS, the aforementioned circumstances affect the health and safety of the inhabitants of the City of New York.

NOW, THEREFORE, for the aforementioned reasons, pursuant to the authority conferred by Section 315 of the New York City Charter and Section 3-06 of the Procurement Policy Board Rules, I hereby determine that an emergency exists; and

I FURTHER DETERMINE that emergency contract(s) must be let in the most expeditious manner possible to ensure that necessary asbestos remediation in the affected area can occur, to monitor and ensure the air quality of the City of New York.

Dated: March 20, 2002

JOEL A. MIELE SR., P.E.
Commissioner