NYC 9/11 Public Portal Document

# DECLARATION OF EMERGENCY

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

WHEREAS, the City of New York remains committed to ensuring that the air quality of the affected area is as pure as possible and minimally compromised by said tragedy; and

WHEREAS, due to the tragedy, there is a need to provide emergency round-the-clock air monitoring at various sites in the affected area in downtown Manhattan; and

WHEREAS, in order to define the "hot zone" (areas containing asbestos) and continue to decrease the size of the "hot zone," such monitoring is required; and

WHEREAS, in order to perform such air monitoring with the frequency required over the next several months, it is necessary to retain the services of an outside contractor; and

WHEREAS, the results of the attack may be far reaching and are as of yet unknown and it is imperative that this monitoring take place; and

WHEREAS, on September 21, 2001, I orally declared that an emergency existed that required the implementation of emergency procurement procedures to perform such monitoring; and

WHEREAS, due to administrative delays resulting from the tragedy, the Emergency Declaration was not in written form until the date appearing hereon; 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: October 19, 2001

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

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