

Grantee: Empire State Development Corporation (NYS)

Grant: B-02-DW-36-0002

July 1, 2011 thru September 30, 2011 Performance Report



Grant Number:

B-02-DW-36-0002

Obligation Date:

09/15/2003

Award Date:**Grantee Name:**

Empire State Development Corporation

Contract End Date:**Review by HUD:**

Reviewed and Approved

Grant Amount:

\$783,000,000.00

Grant Status:

Active

QPR Contact:

No QPR Contact Found

Estimated PI/RL Funds:

\$0.00

Total Budget:

\$783,000,000.00

Disasters:

Declaration Number

No Disasters Found

Narratives

Disaster Damage:

The Lower Manhattan Development Corporation was created in the aftermath of September 11, 2001 by Governor Pataki and then-Mayor Giuliani to help plan and coordinate the rebuilding and revitalization of Lower Manhattan, defined as everything south of Houston Street. The LMDC is a joint State-City corporation governed by a 16-member Board of Directors, half appointed by the Governor of New York and half by the Mayor of New York. LMDC is charged with ensuring Lower Manhattan recovers from the attacks and emerges even better than it was before. The World Trade Center attacks resulted in a staggering loss of life and extensive physical destruction to Lower Manhattan. Approximately 30 million square feet of commercial space was damaged or eliminated, and seven buildings in the World Trade Center site were completely leveled. Critical transportation infrastructure was disrupted or obliterated, including the PATH station, the 1/9 subway line and sections of Route 9A and Church Street. Vehicular access to the area south of Canal Street was prohibited for seven days. As a result of the tragedy, residential occupancy rates in the immediate region dropped to 60%, over 100,000 jobs were displaced, and small and large businesses struggled to maintain viability. The World Trade Center attacks inflicted widespread destruction upon the energy (electric, gas, and steam) and telecommunications utility infrastructure, resulting in extensive disruptions in service to the business and residential communities of Lower Manhattan. The energy and telecommunications firms responded rapidly in the aftermath of the disaster to provide emergency and temporary services and they are currently working to restore permanent service to all customers located within Lower Manhattan. The costs to deliver emergency and temporary services and to rebuild damaged infrastructure for permanent service delivery are considerable and have been borne by the affected utility service providers to the extent not covered by their insurance providers or funds from other sources such as lawsuits.

Recovery Needs:

The Lower Manhattan Development Corporation (LMDC) has prepared the following Partial Action Plan with regard to the \$783 million federal appropriation administered by the United States Department of Housing and Urban Development (HUD) for damaged properties and businesses (including the restoration of utility infrastructure) as well as for economic revitalization related to the terrorist attacks at the World Trade Center. LMDC received a separate \$2 billion federal appropriation through HUD for the World Trade Center disaster recovery and rebuilding efforts. This Plan details LMDC's proposed expenditure of \$750 million to fund a program to restore, rebuild, and revitalize utility infrastructure in Lower Manhattan. The program will be administered by Empire State Development (ESD), New York State's economic development agency, in cooperation with the New York City Economic Development Corporation (EDC), and in consultation with the Lower Manhattan Development Corporation. This plan also details LMDC's proposed expenditure of \$33 million of that appropriation to fund a program to assist businesses in Lower Manhattan that suffered disproportionate loss of life as a result of the attacks on September 11, 2001. The program will be administered by Empire State Development (ESD), New York State's economic development agency in cooperation with the New York City Economic Development Corporation (EDC).

Overall

	This Report Period	To Date
Total Projected Budget from All Sources	N/A	\$1,128,773,332.00
Total Budget	\$0.00	\$783,000,000.00
Total Obligated	\$0.00	\$780,500,000.00
Total Funds Drawdown	\$245,306.54	\$601,517,310.67



Program Funds Drawdown	\$245,306.54	\$601,517,310.67
Program Income Drawdown	\$0.00	\$0.00
Program Income Received	\$0.00	\$0.00
Total Funds Expended	\$245,306.54	\$601,517,315.94
Match Contributed	\$0.00	\$0.00

Progress Toward Required Numeric Targets

Requirement	Required	To Date
Overall Benefit Percentage (Projected)		0.00%
Overall Benefit Percentage (Actual)		0.00%
Minimum Non-Federal Match	\$0.00	\$0.00
Limit on Public Services	\$0.00	\$0.00
Limit on Admin/Planning	\$0.00	\$11,974,699.11
Limit on State Admin	\$0.00	\$11,974,699.11

Progress Toward Activity Type Targets

Progress Toward National Objective Targets

Overall Progress Narrative:

Please see the individual activity narratives.

Project Summary

Project #, Project Title	This Report Period	To Date	
	Program Funds Drawdown	Project Funds Budgeted	Program Funds Drawdown
0201, Emergency&TempServResponse	\$0.00	\$159,830,994.00	\$159,830,994.00
0202, Permanent Restore & Improve	\$0.00	\$207,033,415.00	\$207,033,415.00
0203, Service Interference	\$0.00	\$116,517,678.00	\$116,517,678.00
0204, Carrier Neutral Conduits	\$0.00	\$0.00	\$0.00
0205, Redundant Fiber Infrastructure	\$0.00	\$0.00	\$0.00
0206, Infrastructure Improvements	\$0.00	\$0.00	\$0.00
0233, Disproportionate Loss	\$0.00	\$33,000,000.00	\$32,999,997.00
0300, Other World Trade Center Area Improvements	\$0.00	\$196,617,913.00	\$24,993,174.16
0900, Administration	\$0.00	\$17,500,000.00	\$11,974,699.11
130L-S2-0171, 130L-S2-0171	\$245,306.54	\$52,500,000.00	\$48,167,353.40



Activities

Grantee Activity Number:	130L-S2-0171
Activity Title:	130 Liberty Street

Activity Category: Rehabilitation/reconstruction of public facilities	Activity Status: Under Way
Project Number: 130L-S2-0171	Project Title: 130L-S2-0171
Projected Start Date: 05/18/2004	Projected End Date: 03/31/2012
Benefit Type: Area ()	Completed Activity Actual End Date:
National Objective: Slums and Blight	Responsible Organization: Lower Manhattan Development Corporation

Overall	Jul 1 thru Sep 30, 2011	To Date
Total Projected Budget from All Sources	N/A	\$52,500,000.00
Total Budget	\$0.00	\$52,500,000.00
Total Obligated	\$0.00	\$52,500,000.00
Total Funds Drawdown	\$245,306.54	\$48,167,353.40
Program Funds Drawdown	\$245,306.54	\$48,167,353.40
Program Income Drawdown	\$0.00	\$0.00
Program Income Received	\$0.00	\$0.00
Total Funds Expended	\$245,306.54	\$48,167,358.35
Lower Manhattan Development Corporation	\$245,306.54	\$48,167,358.35
Match Contributed	\$0.00	\$0.00

Activity Description:

The former Deutsche Bank Building at 130 Liberty Street was severely damaged on September 11, 2001 and remains unoccupied. LMDC acquired the 130 Liberty Site in 2004. Partial Action Plan 7 and its amendments provided funding for the acquisition of the property in August 2004 as well as subsequent costs to insure, manage, monitor, abate and deconstruct the building at the site. The costs associated with the abatement and deconstruction is currently estimated to exceed the amounts allocated in Partial Action Plan 7. This amended partial action plan S-2 allocates \$37,500,000 within HUD Grant B02DW360002 for the 130 Liberty Street deconstruction Program under this activity 130L-S2-0171. LMDC will seek to recover costs for the 130 Liberty Deconstruction Program from a number of third parties. Recovery will be sought from the general contractor based on all available contract claims, including indemnification and insurance. LMDC will also continue to seek contributions from the prior insurers of the building in accordance with the Deconstruction Funding and Settlement Agreement, a portion of which has already been received for designated costs incurred in 2007 and 2008. In addition, LMDC will seek to recover funds from Deutsche Bank related to the cost of abatement of hazardous material that existed in the building before September 11, 2001. Funds recovered would be reallocated to categories 5 and 6 in accordance the priorities established in the Allocation of Program Funds section above

Location Description:

Activity Progress Narrative:

130 LIBERTY BUILDING DECONSTRUCTION During the quarter ending June 30, 2011 LMDC processed payments and



oversaw its contractors work on a punchlist and contract closeout. The physical deconstruction of 130 Liberty Street was completed on February 28, 2011. Upon the completion of deconstruction, the LMDC granted access to the 130 Liberty Street site to the Port Authority of New York and New Jersey on March 5, 2011. The Port Authority of New York and New Jersey is using site as staging area while they work on the construction of the Vehicle Screening Center which is vital component of the to World Trade Center site. In addition, the Port Authority opened a portion of the 130 Liberty site to be used for pedestrian access to the World Trade Center Memorial on September 9, 2011.

Accomplishments Performance Measures

	This Report Period	Cumulative Actual Total / Expected
	Total	Total
# of Public Facilities	0	0/1

Beneficiaries Performance Measures

No Beneficiaries Performance Measures found.

Activity Locations

No Activity Locations found.

Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

Other Funding Sources	Amount
LMDC CDBG Grant Number B-02-DW-36-0001	\$239,617,180.00
Proceeds from Dispute Settlement	\$106,156,152.00
Total Other Funding Sources	\$0.00



Grantee Activity Number:	CAT1-201
Activity Title:	Emergency and temporary service response

Activity Category:

Privately owned utilities

Project Number:

0201

Projected Start Date:

09/15/2003

Benefit Type:

Area ()

National Objective:

Urgent Need

Activity Status:

Completed

Project Title:

Emergency&TempServResponse

Projected End Date:

06/30/2005

Completed Activity Actual End Date:

03/31/2011

Responsible Organization:

Empire State Development Corporation

Overall	Jul 1 thru Sep 30, 2011	To Date
Total Projected Budget from All Sources	N/A	\$159,830,994.00
Total Budget	\$0.00	\$159,830,994.00
Total Obligated	\$0.00	\$159,830,994.00
Total Funds Drawdown	\$0.00	\$159,830,994.00
Program Funds Drawdown	\$0.00	\$159,830,994.00
Program Income Drawdown	\$0.00	\$0.00
Program Income Received	\$0.00	\$0.00
Total Funds Expended	\$0.00	\$159,830,994.00
Empire State Development Corporation	\$0.00	\$159,830,994.00
Match Contributed	\$0.00	\$0.00

Activity Description:

Category 1 (highest priority) - Emergency and Temporary Service Response - \$159,830,994

On February 3, 2011 a partial action plan amendment reducing the allocation for this Category by \$90,196,006 from \$250,000,000 to \$159,830,994 was approved by HUD.

Eligible costs under this category were incurred to stabilize service delivery to Lower Manhattan, preserve public safety and public health, prevent additional destruction, provide rescue assistance, and construct the infrastructure necessary for temporary restoration of critical energy and communications services. Temporary restoration of service enabled the resumption of commerce and the start of recovery and rebuilding and assisted in preparation for the restoration of permanent service. Eligible costs will be reimbursed up to 100% of actual, incurred, uncompensated, and documented costs. Uncompensated costs are those costs borne by the utility service provider after they have diligently and aggressively pursued all insurance recoveries within the terms and conditions of the applicable insurance policies covering their losses.

---- Utility Restoration and Infrastructure Rebuilding Program Description ---- The World Trade Center attacks inflicted widespread destruction upon the energy (electric, gas, and steam) and telecommunications utility infrastructure, resulting in extensive disruptions in service to the business and residential communities of Lower Manhattan. The energy and telecommunications firms responded rapidly in the aftermath of the disaster to provide emergency and temporary services and they are currently working to restore permanent service to all customers located within Lower Manhattan. The costs to deliver emergency and temporary services and to rebuild damaged infrastructure for permanent service delivery are considerable and have been borne by the affected utility service providers to the extent not covered by their insurance providers or funds from other sources such as lawsuits. Congress appropriated \$750 million to assist with the revitalization of Lower Manhattan for the restoration of utility service, the rebuilding of utility infrastructure, and to help properties and businesses. The objectives of the Utility Restoration and Infrastructure Rebuilding program are (1) to protect business and residential customers from bearing the cost of the infrastructure rebuilding; and (2) to enhance the revitalization and redevelopment of Lower Manhattan as a world-class commercial and residential community by encouraging investment in energy and telecommunications infrastructure. Funds allocated through this program will accordingly seek to: · Offset uncompensated emergency response, restoration, and rebuilding costs borne by the utility service providers that might otherwise be passed through to customers. Uncompensated costs are those costs borne by the utility service provider after they have diligently and aggressively pursued all insurance

recoveries within the terms and conditions of the applicable insurance policies covering their losses. · Maintain Lower Manhattan as a competitive and attractive location for business, cultural, and residential development by assisting in the redevelopment of cost-competitive and quality-competitive energy and telecommunications services. This program will provide financial assistance directly to energy and telecommunications service companies for reimbursement of qualified emergency and temporary restoration costs and will provide monies for permanent restoration. To remain consistent with Congressional intent for the appropriation, this program has been structured to allocate funds that give greatest priority to the restoration of destroyed utility infrastructure, and the consequent protection that affords to impacted business and residential customers. ---- PROGRAM COORDINATION ---- ESD/EDC seeks to coordinate the efforts of federal and state grant programs to the fullest extent possible. The program priorities are to ensure construction efficiencies, avoid duplicative construction work, and to maximize the use of state and federal funding. Thus, close coordination of projects resulting from the various federally funded programs administered by New York State and City agencies and ESD/EDC is necessary. Work on the streets will be coordinated with NYS Department of Transportation (NYS DOT) and New York City Department of Transportation (NYC DOT). This action plan will encourage and promote joint work proposals and programs whenever and wherever possible. Coordination is required for utility infrastructure work eligible for Categories two, three, Four, Five, and Six funding that occurs along the same street segments with City administered programs, notably the Federal Highway Administration Emergency Relief program (ER program) and work initiated after the publication date of the Partial Action Plan. This includes voluntary and/or mandated service enhancements/improvements and/or interference/maintenance project costs. All work that is coordinated and completed in conjunction with the ER program will be up to 100% reimbursable to the extent that funds are available. In such cases this program will make HUD funds available for the City for up to 100% of the costs associated with the infrastructure portion of coordinated utility work. In situations where utility and City federally funded work (funds coming from HUD or the ER program) occur in the same street segment, the City and participating companies are directed, to the maximum extent possible and reasonable, to proceed in the following fashion: · All participating entities shall coordinate with the City and State to develop an implementation program. To the greatest extent possible, it is expected that the City or State schedules will be preferred. · A joint plan should be developed among the affected utilities, the City, and the State, that includes, to the fullest extent possible, coordinated methods of procurement that combine the planned utility infrastructure work with the City or State street restorations to maximize the use of the available funds and minimize delays in the progression of the infrastructure work. · The City or State will coordinate all work scopes and service requirements for both utility and City or State infrastructure work into one bid package and follow applicable procurement rules to procure all project work. · The City will manage the implementation of the coordinated procurement contract. All participating entities in a particular project are required to work closely with the City through implementation and approval of all appropriate work. · In cases where coordination between utilities, the City, and State is not possible, and such work is necessary for utility restoration of permanent service, funds will be made available directly to the utility or required interference cost reimbursement. Sole, eligible service provider costs will be reimbursed up to 75% of actual, uncompensated, incurred, and documented costs to the extent that funds are available. Uncompensated costs are those costs borne by the utility service provider after they have diligently and aggressively pursued all insurance recoveries within the terms and conditions of the applicable insurance policies covering their losses. In addition, for all work completed under this Partial Action Plan, the utilities, firms selected through the RFP processes, and the City will jointly create an inventory of underground facilities in Lower Manhattan. The utilities are responsible for providing as-built drawings to the City, preferably in electronic format. Each organization will map its own facilities, accurately showing the work as installed. The standard for submitting these drawings is available at the City Department of Transportation Office of Construction, Mitigation, and Coordination. The current standard requires that such record drawings be signed, stamped, and sealed by a Professional Engineer. These record drawing requirements are to be considered part of the permitting process, and the original record drawings are to be submitted to the NYC DOT Office of Construction, Mitigation, and Coordination. ---- Eligible Costs ---- Eligible utility service providers may submit a request for reimbursement of uncompensated costs (uncompensated costs are those costs borne by the utility service provider after they have diligently and aggressively pursued all insurance recoveries within the terms and conditions of the applicable insurance policies covering their losses and not compensated by any other source of funds, including, but not limited to, other state or federal funds, or lawsuits) incurred for: (1) providing emergency, temporary, and permanent restoration of utility service to Lower Manhattan; and (2) the rebuilding of utility infrastructure. Lost revenues and business interruption losses are not eligible costs under this fund. With respect to claims for reimbursement of damages sustained as a result of the events of September 11, 2001: reimbursement covered under any applicable insurance policy shall be primary to any consideration for receipt of funding through this Partial Action Plan. As such, coverage under all applicable insurance policies shall pay first in the event that coverage was in place. Any uncompensated costs that remain after receipt of all applicable insurance recoveries may then be submitted for consideration under this Plan. Eligible cost categories include: 1. Emergency and temporary service response 2. Permanent restoration and infrastructure improvements 3. Service interference 4. Construction of carrier neutral lateral conduit 5. Construction of redundant fiber connections to critical facilities 6. Mandated infrastructure improvements ESD/EDC will allocate \$735 million among the categories listed above and recognizes that eligible costs incurred by the utility service providers and other eligible parties may exceed the total \$750 million fund. The eligible cost categories are listed in order of reimbursement priority. In the event that eligible costs exceed allocated funds, eligible costs for emergency and temporary response will be addressed first, with additional funding flowing upward from the lowest priority categories in which funds remain available. Upon the fulfillment of Category 1 request, Category 2 will become the highest priority, with funds moving upward from the lowest available category to address requests in excess of the present allocation, and so forth, for Categories 3 and 4, as funds remain available. ---- Review of Eligible Costs ---- ESD/EDC has established a cooperative, multi-agency review process for the evaluation and validation of eligible costs and disbursement of funds with the New York State Department of Public Service (DPS). ESD will administer the program in cooperation with EDC. DPS staff will provide technical consultation to ESD/EDC to help determine the validity of eligible, incurred costs submitted by



the utility service providers for reimbursement and their appropriate categorization within the priority hierarchy established above. Eligible service providers must submit incurred expenses for reimbursement in accordance with the expense categories outlined in this Partial Action Plan and the eligibility criteria described for each category. Service providers must allow DPS staff access to the financial books and records of the company and its affiliates (both regulated and unregulated) related to Lower Manhattan service delivery, in order to ensure confirmation of expenditures claimed for reimbursement and their appropriate categorization within the fund allocation hierarchy. Such access must also be extended to federal officials in accordance with administration of the federal funds for this program. In instances where work is coordinated with City street work funded by FHWA, the service providers will also make available to City and State DOT and FHWA staff cost estimates and related financial records as the basis for contracting City street work. Any service provider not seeking reimbursement for Category One expenditures (already reimbursed through insurance or other funds) is nonetheless encouraged to provide information about those costs and reimbursements to this program. This will assist ESD/EDC in establishing a clearer picture of total infrastructure costs incurred by category in recovering from the attack-inflicted damage. Eligible costs are limited to those incurred for: (1) providing emergency, temporary, and permanent restoration of utility service to Lower Manhattan; and (2) the rebuilding of utility infrastructure. In the event that total reimbursement from all sources, including this fund, exceeds uncompensated losses, the recipient will return to ESD the excess funds. Service providers seeking reimbursement must disclose all related insurance coverage and the status of pending and settled claims. --- Role of Department of Public Service Staff --- DPS staff will assist ESD/EDC in the examination and review of the costs incurred, including a recommendation of the cost category in which expenditures qualify for recovery. DPS staff will also review and check costs charged to the eligible companies; relevant books and records and will evaluate, to the extent possible, whether the requested reimbursement represents necessary improvement to the system. DPS staff will check costs for which companies seek reimbursement based on Generally Accepted Auditing Standards using sampling methods outlined in Statement on Auditing Standards (SAS) No. 39. SAS #39 generally defines Audit Sampling as the application of an audit procedure to less than 100% of the items within an account balance or class of transactions for the purpose of evaluating some characteristic of the balance or class. --- Allocation of Program Funds --- ESD/EDC anticipates that the majority of non-reimbursed, uncompensated expenses incurred in Category 1 would be reimbursed up to 100%, once audited and verified. Uncompensated costs are those costs borne by the utility service provider after they have diligently and aggressively pursued all insurance recoveries within the terms and conditions of the applicable insurance policies covering their losses. Pending the availability of remaining funds, expenses incurred in Categories 2, 3, 4, 5, and 6 should be reimbursed at a partial level to ensure that available funds are apportioned among all affected firms, except if the work is coordinated with the City as provided under Program Administration, in which case the reimbursement will be up to 100% subject to availability of funds. ESD/EDC recognizes that because of the scope and complexities of the different utility infrastructures involved, the time required to complete the audit and verification of each firm's respective submissions may differ substantially. The Partial Action Plan is structured to ensure that available funds will not be allocated simply on a first come, first served basis, but rather that each category of expense submitted by each utility will receive fair and equitable consideration. As noted previously, Category 1 is considered the highest priority for reimbursement of incurred and confirmed costs. Should funds presently allocated to that category prove insufficient to cover verified submissions by utility service providers, available funds from Categories 6, then 5, then 4, then 3, then 2, in reverse priority order, will be reallocated to address eligible expenses in Category 1. Upon the fulfillment of Category 1 requests, Category 2 will become the highest priority, with funds moving upward from the lowest available category to address requests in excess of the present allocation, and so forth, for Categories 3 and 4, as funds remain available. Finally, as a condition for receiving reimbursement for eligible costs, as described previously, applicants must certify that expenditures for which they have received compensation, either through insurance, jurisdictional cost allocations, tax credits or deductions, or gross revenue exclusions, other revenue recovery methods, and from this federal appropriations program, will not be assessed against customers. Moreover, recipients of funds will be under a continuing obligation to inform ESD/EDC of monies received from any outside source that compensate the recipient for any costs for which the recipient has been reimbursed pursuant to this plan. Service providers receiving funds will be in compliance with all applicable local, state, and federal regulatory requirements. --- Environmental Regulations Compliance --- Any application from a utility service provider for funds under this Partial Action Plan as approved will be considered by HUD as a federal action. On the application date, unless the project has already been determined to be an exempt activity as defined by federal regulations, all physical development activities for the project site or activity proposed.

Location Description:

Eligible applicants for this program are limited to investor-owned utility service providers under the jurisdiction of the New York State Public Service Commission (NYSPSC), the Federal Energy Regulatory Commission (FERC), or the Federal Communications Commission (FCC), with service territory in the affected area in Lower Manhattan, that incurred unreimbursed expenditures resulting from impact damage related to the attacks on September 11, 2001. (Note exception to eligibility below.) For the purposes of this program, Lower Manhattan is the area on and south of Canal Street, from the East River to the Hudson River (except for Category 6). Publication of the Partial Action Plan serves as the solicitation for eligible submissions for damage reimbursement from utility service providers. This Plan makes one exception to eligibility requirements above, for funding Categories Four (Construction of Carrier Neutral Lateral Telecommunications Conduit) and Five (Construction of Redundant Fiber Connections to Critical Facilities). Funding under these two categories is not restricted to regulated utilities that suffered damage related to the September 11, 2001 attacks. Eligible applicants under these two categories will be solicited through a Request for Proposals (RFP) process under the plan. Any firm able to demonstrate its qualifications to perform the proposed work may submit a proposal.



Activity Progress Narrative:

Closed

Accomplishments Performance Measures

	This Report Period	Cumulative Actual Total / Expected
	Total	Total
# of Businesses	0	28511/28511

Beneficiaries Performance Measures

No Beneficiaries Performance Measures found.

Activity Locations

No Activity Locations found.

Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

Other Funding Sources	Amount
No Other Funding Sources Found	
Total Other Funding Sources	



Grantee Activity Number:	CAT2-202
Activity Title:	Permanent Restoration and Infrastructure Improvement

Activity Category:

Privately owned utilities

Project Number:

0202

Projected Start Date:

09/15/2003

Benefit Type:

Area ()

National Objective:

Urgent Need

Activity Status:

Completed

Project Title:

Permanent Restore & Improve

Projected End Date:

12/31/2005

Completed Activity Actual End Date:

03/31/2011

Responsible Organization:

Empire State Development Corporation

Overall

	Jul 1 thru Sep 30, 2011	To Date
Total Projected Budget from All Sources	N/A	\$207,033,415.00
Total Budget	\$0.00	\$207,033,415.00
Total Obligated	\$0.00	\$207,033,415.00
Total Funds Drawdown	\$0.00	\$207,033,415.00
Program Funds Drawdown	\$0.00	\$207,033,415.00
Program Income Drawdown	\$0.00	\$0.00
Program Income Received	\$0.00	\$0.00
Total Funds Expended	\$0.00	\$207,033,415.00
Empire State Development Corporation	\$0.00	\$207,033,415.00
Match Contributed	\$0.00	\$0.00

Activity Description:

---- Category 2: Permanent Restoration and Infrastructure Improvements ---- On February 3, 2011 a partial action plan amendment reducing the allocation for this Category by \$122,966,585 from \$330,000,000 to \$207,033,415 was approved by HUD. Eligible costs under this category are those incurred to permanently replace, restore, and enhance the equipment and infrastructure to deliver energy and telecommunications utility services. Where appropriate and cost effective, infrastructure restoration using current technology will likely exceed the service quality and/or capacity of the pre-September 11, 2001 systems being restored. Technology advances over the past two decades have brought significant improvements in utility infrastructure capacity and capabilities, particularly in telecommunications. In certain cases, restoration of permanent service in Lower Manhattan will reasonably entail the replacement of some infrastructure with more modern or resilient technology options. These options may improve the system by increasing capacity, service quality and/or public safety as compared to September 10, 2001, levels at a marginally higher cost than that of prior generations of equipment or other options. Alternatively, companies may desire to implement significant infrastructure improvements at a greater than marginally higher cost. ESD/EDC, in consultation with DPS staff, will evaluate the infrastructure improvement for its delivery of technological currency, increased capacity and/or capability, and improved resiliency. The applicant must demonstrate how local government and the business community were consulted in the development of the infrastructure improvement plan, and how that plan reflects the priority needs of Lower Manhattan redevelopment and public safety. ESD/EDC consultations with local government and the business community have clearly identified priorities for telecommunications infrastructure improvement that must be incorporated into any proposal in order to qualify for funds under Category 2. (This Partial Action Plan does not impose any similar requirements on energy services providers.) Telecommunications infrastructure improvement must include, prioritized as follows: (1) Plans for development of fully redundant central office capacity; and (2) A self-healing fiber optic ring for the Lower Manhattan service area. Expenditures under this category will be reimbursed at 75% of incurred costs, subject to availability of funds, with the exception of street-related work coordinated with the City as provided under Program Coordination (as described in the Activity Description for Category 1 in the HUD Action Plan), in which case the reimbursement will be up to 100%. Category 2 funding awards will be based on the following criteria: 1) The extent to which the investment reflects the needs of local government and the business community regarding utility infrastructure in Lower Manhattan through: a.



increased resiliency of utility service; b. increased capacity of utility service; and c. other benefits of technology and advanced utility infrastructure. 2) The scope of the project proposal given the amount of funding requested. The applicant bears the burden of proving that expenditures in this category provide for infrastructure restoration to similar or enhanced service levels prior to the attacks. Further, the application must clearly identify what was installed as permanent service improvements and restorations and further provide rationales as to why the investment in improved technology is in the best interests of the business and residential customers. Documentation must explain and justify fully why the selected technology is the most cost and quality competitive option available and why such system improvements should be assisted through federal recovery funds. Eligible costs will be reimbursed up to 75% of actual incurred, uncompensated, and documented costs (except street-related work coordinated with the City). Uncompensated costs are those costs borne by the utility service provider after they have diligently and aggressively pursued all insurance recoveries within the terms and conditions of the applicable insurance policies covering their losses. In the event that sufficient funding is not available to meet all applications and submittals made under this category, reimbursement may be limited to such amount per applicant as ESD/EDC determines best meets the objectives of this plan within the established review process. Applicants are encouraged to submit proposals to incur costs for advance review prior to commitment of capital investment. The deadline for submittal of documented incurred permanent service restoration and improvement costs is December 31, 2004. The deadline may be extended at the discretion of ESD/EDC.

Location Description:

Eligible applicants for this program are limited to investor-owned utility service providers under the jurisdiction of the New York State Public Service Commission (NYSPSC), the Federal Energy Regulatory Commission (FERC), or the Federal Communications Commission (FCC), with service territory in the affected area in Lower Manhattan, that incurred unreimbursed expenditures resulting from impact damage related to the attacks on September 11, 2001. (Note exception to eligibility below.) For the purposes of this program, Lower Manhattan is the area on and south of Canal Street, from the East River to the Hudson River (except for Category 6). Publication of the Partial Action Plan serves as the solicitation for eligible submissions for damage reimbursement from utility service providers. This Plan makes one exception to eligibility requirements above, for funding Categories Four (Construction of Carrier Neutral Lateral Telecommunications Conduit) and Five (Construction of Redundant Fiber Connections to Critical Facilities). Funding under these two categories is not restricted to regulated utilities that suffered damage related to the September 11, 2001 attacks. Eligible applicants under these two categories will be solicited through a Request for Proposals (RFP) process under the plan. Any firm able to demonstrate its qualifications to perform the proposed work may submit a proposal.

Activity Progress Narrative:

Closed

Accomplishments Performance Measures

	This Report Period	Cumulative Actual Total / Expected
	Total	Total
# of Businesses	0	28511/28511

Beneficiaries Performance Measures

No Beneficiaries Performance Measures found.

Activity Locations

No Activity Locations found.

Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found



Other Funding Sources

Amount

No Other Funding Sources Found

Total Other Funding Sources



Grantee Activity Number:	CAT3-203
Activity Title:	Service Interference

Activity Category:

Privately owned utilities

Project Number:

0203

Projected Start Date:

09/15/2003

Benefit Type:

Area ()

National Objective:

Urgent Need

Activity Status:

Completed

Project Title:

Service Interference

Projected End Date:

12/31/2007

Completed Activity Actual End Date:

03/31/2011

Responsible Organization:

Empire State Development Corporation

Overall	Jul 1 thru Sep 30, 2011	To Date
Total Projected Budget from All Sources	N/A	\$116,517,678.00
Total Budget	\$0.00	\$116,517,678.00
Total Obligated	\$0.00	\$116,517,678.00
Total Funds Drawdown	\$0.00	\$116,517,678.00
Program Funds Drawdown	\$0.00	\$116,517,678.00
Program Income Drawdown	\$0.00	\$0.00
Program Income Received	\$0.00	\$0.00
Total Funds Expended	\$0.00	\$116,517,678.00
Empire State Development Corporation	\$0.00	\$116,517,678.00
Match Contributed	\$0.00	\$0.00

Activity Description:

---- Category 3: Service Interference ---- On February 3, 2011 a partial action plan amendment increasing the allocation for this Category by \$16,517,678 from \$100,000,000 to \$116,517,678 was approved by HUD. Service interference costs pertain only to movement of existing utility infrastructure, but not to the placement of new infrastructure. New York City has received monies from the Federal Emergency Management Agency (FEMA) and the Federal Highway Administration (FHWA) for street repairs and restoration to be accomplished over the five-year span designated by the FHWA plan. LMDC received funds from HUD (for this program) to help the utilities permanently restore damaged infrastructure and facilities, much of which is located under City and State streets. Coordinating City and State street restoration with utility infrastructure restoration will make maximum use of allocated federal funds, while minimizing costs and disruptions. (The coordination of these program funds is outlined under "Program Coordination" in the Activity Description for Category 1 in the HUD Action Plan.) ESD/EDC and DPS staff will review incurred costs under the service interference category, in partnership with applicable State, local, and federal agencies to ensure that approved costs are necessitated by conflicts with other rerouted City and State infrastructure. This \$60 million will be made jointly available to the utilities and the City or the State to pay for service interference costs associated with City or State street restoration. In this manner coordinated expenditures will accrue to the benefit of all parties and ensure that utilities are not responsible for incurring these costs. In the event that sufficient funding is not available to meet all applications and submittals made under this category, reimbursement may be limited to such an amount per applicant as ESD/EDC determines best meets the objectives of this plan within the established review process. In cases where coordination between utilities, the City, and State is not possible, and such work is necessary for utility restoration of permanent service, funds will be made available directly to the utilities for required interference cost reimbursement. Sole, eligible service provider costs will be reimbursed up to 75% of actual, uncompensated, incurred and documented costs to the extent that funds are available. Uncompensated costs are those costs borne by the utility service provider after they have diligently and aggressively pursued all insurance recoveries within the terms and conditions of the applicable insurance policies covering their losses. Utilities may have incurred unreimbursed interference costs prior to the publication of this draft plan that were not coordinated with City-managed street restoration. Those costs are eligible for recovery under this category. Work under this category is distinct from construction of carrier-neutral conduit described in Category 4. The deadline for application and submittal of cost documentation under this category is December 31, 2007. This deadline may be extended if redevelopment efforts remain unresolved at that time and if program funds are still available to address costs under this category.



---- During the quarter ended 12/31/2010 the category (3-203) was increased by a total of \$ 40.0 to a sum total of \$100.0 from a reallocation of \$35.0 from category 4-204 and from \$5.0 from category 5-205.

Location Description:

Eligible applicants for this program are limited to investor-owned utility service providers under the jurisdiction of the New York State Public Service Commission (NYSPSC), the Federal Energy Regulatory Commission (FERC), or the Federal Communications Commission (FCC), with service territory in the affected area in Lower Manhattan, that incurred unreimbursed expenditures resulting from impact damage related to the attacks on September 11, 2001. (Note exception to eligibility below.) For the purposes of this program, Lower Manhattan is the area on and south of Canal Street, from the East River to the Hudson River (except for Category 6). Publication of the Partial Action Plan serves as the solicitation for eligible submissions for damage reimbursement from utility service providers. This Plan makes one exception to eligibility requirements above, for funding Categories Four (Construction of Carrier Neutral Lateral Telecommunications Conduit) and Five (Construction of Redundant Fiber Connections to Critical Facilities). Funding under these two categories is not restricted to regulated utilities that suffered damage related to the September 11, 2001 attacks. Eligible applicants under these two categories will be solicited through a Request for Proposals (RFP) process under the plan. Any firm able to demonstrate its qualifications to perform the proposed work may submit a proposal.

Activity Progress Narrative:

Closed

Accomplishments Performance Measures

	This Report Period Total	Cumulative Actual Total / Expected Total
# of Businesses	0	0/28511

Beneficiaries Performance Measures

No Beneficiaries Performance Measures found.

Activity Locations

No Activity Locations found.

Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

Other Funding Sources	Amount
No Other Funding Sources Found	
Total Other Funding Sources	



Grantee Activity Number: CAT4-204

Activity Title: CAT4-204

Activity Category:

Privately owned utilities

Project Number:

0204

Projected Start Date:

09/15/2003

Benefit Type:

Area ()

National Objective:

Urgent Need

Activity Status:

Completed

Project Title:

Carrier Neutral Conduits

Projected End Date:

12/31/2004

Completed Activity Actual End Date:

12/31/2010

Responsible Organization:

Empire State Development Corporation

Overall	Jul 1 thru Sep 30, 2011	To Date
Total Projected Budget from All Sources	N/A	\$0.00
Total Budget	\$0.00	\$0.00
Total Obligated	\$0.00	\$0.00
Total Funds Drawdown	\$0.00	\$0.00
Program Funds Drawdown	\$0.00	\$0.00
Program Income Drawdown	\$0.00	\$0.00
Program Income Received	\$0.00	\$0.00
Total Funds Expended	\$0.00	\$0.00
Empire State Development Corporation	\$0.00	\$0.00
Match Contributed	\$0.00	\$0.00

Activity Description:

---- Category 4: Construction of Carrier Neutral Lateral Telecommunications Conduit ----Originally this Category sought to enhance telecommunications diversity and competition in Lower Manhattan, through the allocation of up to \$50 million for the construction of carrier neutral lateral conduit. This conduit will provide housing for fiber optic or other telecommunication lines connecting the trunk lines serving main avenues with cross streets where customers for telecommunications services are located. This plan recognizes the need to facilitate the ability of telecommunications providers to connect fiber lines to their customers in a manner that minimizes the impact on traffic, pedestrians, and streets where the needed lines and buildings are located. The conduit will be available to all telecommunications services providers. ESD/EDC will issue a Request for Proposals (RFP) following finalization of Categories 1 and 2 from companies that would be interested in constructing, owning, maintaining, and leasing the carrier-neutral lateral conduit. The company that is designated under this RFP for this task will be required to provide a scope of work to be included in the City-coordinated bidding described under "Program Coordination" in the Activity Description for Category 1 in the HUD Action Plan, and coordinated with City street restoration work. Eligible incurred costs to provide carrier neutral conduit at city-designated locations will be reimbursed at up to \$50 million, subject to availability of funds. In evaluating the responses to the RFP for carrier neutral lateral conduit, ESD/EDC will be guided by the following decision-making criteria, although not necessarily with equal weighting: 1. Managerial and financial capability of the applicant to perform the project. 2. The scope of the project the applicant is prepared to construct with the available funding. 3. The degree to which the applicant's proposed plan for operating and pricing the carrier neutral conduit would meet the goals of the project. As noted under program eligibility, applicants for funds in this category need not qualify as regulated service providers that incurred unreimbursed expenditures resulting from the September 11, 2001 attacks. The RFP will be issued no later than December 31, 2004.

---- . In October 2010, a Partial Action Amendment reallocated all of the remaining \$35.0 million in this category to Category Three, reducing the allocation of funds in this Category to \$0.

Location Description:

Eligible applicants for this program are limited to investor-owned utility service providers under the jurisdiction of the New York



State Public Service Commission (NYSPSC), the Federal Energy Regulatory Commission (FERC), or the Federal Communications Commission (FCC), with service territory in the affected area in Lower Manhattan, that incurred unreimbursed expenditures resulting from impact damage related to the attacks on September 11, 2001. (Note exception to eligibility below.) For the purposes of this program, Lower Manhattan is the area on and south of Canal Street, from the East River to the Hudson River (except for Category 6). Publication of the Partial Action Plan serves as the solicitation for eligible submissions for damage reimbursement from utility service providers. This Plan makes one exception to eligibility requirements above, for funding Categories Four (Construction of Carrier Neutral Lateral Telecommunications Conduit) and Five (Construction of Redundant Fiber Connections to Critical Facilities). Funding under these two categories is not restricted to regulated utilities that suffered damage related to the September 11, 2001 attacks. Eligible applicants under these two categories will be solicited through a Request for Proposals (RFP) process under the plan. Any firm able to demonstrate its qualifications to perform the proposed work may submit a proposal.

Activity Progress Narrative:

Closed

Accomplishments Performance Measures

	This Report Period	Cumulative Actual Total / Expected
	Total	Total
# of Businesses	0	0/28511

Beneficiaries Performance Measures

No Beneficiaries Performance Measures found.

Activity Locations

No Activity Locations found.

Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

Other Funding Sources	Amount
No Other Funding Sources Found	
Total Other Funding Sources	



Grantee Activity Number: CAT5-205

Activity Title: CAT5-205

Activity Category:

Privately owned utilities

Project Number:

0205

Projected Start Date:

09/15/2003

Benefit Type:

Area ()

National Objective:

Urgent Need

Activity Status:

Completed

Project Title:

Redundant Fiber Infrastructure

Projected End Date:

12/31/2004

Completed Activity Actual End Date:

12/31/2010

Responsible Organization:

Empire State Development Corporation

Overall	Jul 1 thru Sep 30, 2011	To Date
Total Projected Budget from All Sources	N/A	\$0.00
Total Budget	\$0.00	\$0.00
Total Obligated	\$0.00	\$0.00
Total Funds Drawdown	\$0.00	\$0.00
Program Funds Drawdown	\$0.00	\$0.00
Program Income Drawdown	\$0.00	\$0.00
Program Income Received	\$0.00	\$0.00
Total Funds Expended	\$0.00	\$0.00
Empire State Development Corporation	\$0.00	\$0.00
Match Contributed	\$0.00	\$0.00

Activity Description:

---- Category 5: Construction of Redundant Fiber Connections to Critical Facilities ---- During the quarter, the Partial Action Plan was amended to decrease the allocation for construction of redundant fiber connections to critical facilities by \$2.5 million. ---- . In October 2010, a Partial Action Amendment reallocated all of the remaining \$5.0 million in this category to Category Three, reducing the allocation of funds in this Category to \$0.

Location Description:

Lower Manhattan - the area on and south of Canal Street, from the East River to the Hudson River.

Activity Progress Narrative:

Closed

Accomplishments Performance Measures

	This Report Period	Cumulative Actual Total / Expected
	Total	Total
# of Businesses	0	0/28511



Beneficiaries Performance Measures

No Beneficiaries Performance Measures found.

Activity Locations

No Activity Locations found.

Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

Other Funding Sources

Amount

No Other Funding Sources Found

Total Other Funding Sources



Grantee Activity Number: CAT6-206

Activity Title: CAT6-206

Activity Category:

Privately owned utilities

Project Number:

0206

Projected Start Date:

09/15/2003

Benefit Type:

Area ()

National Objective:

Urgent Need

Activity Status:

Completed

Project Title:

Infrastructure Improvements

Projected End Date:

12/31/2004

Completed Activity Actual End Date:

12/31/2004

Responsible Organization:

Empire State Development Corporation

Overall	Jul 1 thru Sep 30, 2011	To Date
Total Projected Budget from All Sources	N/A	\$0.00
Total Budget	\$0.00	\$0.00
Total Obligated	\$0.00	\$0.00
Total Funds Drawdown	\$0.00	\$0.00
Program Funds Drawdown	\$0.00	\$0.00
Program Income Drawdown	\$0.00	\$0.00
Program Income Received	\$0.00	\$0.00
Total Funds Expended	\$0.00	\$0.00
Empire State Development Corporation	\$0.00	\$0.00
Match Contributed	\$0.00	\$0.00

Activity Description:

---- Category 6: Mandated Infrastructure Improvements ---- This category anticipates that utilities may face new regulatory mandates or be the subject of other government programs aimed at improving the security of vital utility services in Lower Manhattan. For this category only, the eligible area is defined as the area on and south of Houston Street. Eligible costs will be considered for upgrades to service delivery infrastructure to meet federal, state, and municipal regulatory mandates and participate in programs for system security and redundancy. ESD/EDC and DPS staff will review costs submitted for reimbursement under the mandated upgrade category to ensure that they directly reflect the cost of conformance to mandated directives. Eligible costs will be reimbursed up to 100% of actual incurred and documented costs. In the event that sufficient funding is not available to meet all applications and submittals made under this category, reimbursement may be limited to such amount per applicant as ESD/EDC determines best meets the objectives of this plan within the established review process. The deadline for application and submittal of cost documentation under this category is December 31, 2004. This deadline may be extended if regulatory developments remain unresolved at that time, and if program funds are still available to address costs under this category.

Location Description:

Eligible applicants for this program are limited to investor-owned utility service providers under the jurisdiction of the New York State Public Service Commission (NYSPSC), the Federal Energy Regulatory Commission (FERC), or the Federal Communications Commission (FCC), with service territory in the affected area in Lower Manhattan, that incurred unreimbursed expenditures resulting from impact damage related to the attacks on September 11, 2001. (Note exception to eligibility below.) For the purposes of this program, Lower Manhattan is the area on and south of Canal Street, from the East River to the Hudson River (except for Category 6). Publication of the Partial Action Plan serves as the solicitation for eligible submissions for damage reimbursement from utility service providers. This Plan makes one exception to eligibility requirements above, for funding Categories Four (Construction of Carrier Neutral Lateral Telecommunications Conduit) and Five (Construction of Redundant Fiber Connections to Critical Facilities). Funding under these two categories is not restricted to regulated utilities that suffered damage related to the September 11, 2001 attacks. Eligible applicants under these two categories will be solicited



through a Request for Proposals (RFP) process under the plan. Any firm able to demonstrate its qualifications to perform the proposed work may submit a proposal.

Activity Progress Narrative:

Closed

Accomplishments Performance Measures

	This Report Period	Cumulative Actual Total / Expected
	Total	Total
# of Businesses	0	0/28511

Beneficiaries Performance Measures

No Beneficiaries Performance Measures found.

Activity Locations

No Activity Locations found.

Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

Other Funding Sources	Amount
No Other Funding Sources Found	
Total Other Funding Sources	



Grantee Activity Number: LM-0300

Activity Title: World Trade Center Memorial & Museum

Activity Category:

Acquisition, construction, reconstruction of public facilities

Activity Status:

Under Way

Project Number:

0300

Project Title:

Other World Trade Center Area Improvements

Projected Start Date:

01/01/2011

Projected End Date:

12/31/2015

Benefit Type:

Area ()

Completed Activity Actual End Date:

National Objective:

Slums and Blight

Responsible Organization:

Lower Manhattan Development Corporation

Overall

	Jul 1 thru Sep 30, 2011	To Date
Total Projected Budget from All Sources	N/A	\$35,000,000.00
Total Budget	\$0.00	\$35,000,000.00
Total Obligated	\$0.00	\$35,000,000.00
Total Funds Drawdown	\$0.00	\$24,993,174.16
Program Funds Drawdown	\$0.00	\$24,993,174.16
Program Income Drawdown	\$0.00	\$0.00
Program Income Received	\$0.00	\$0.00
Total Funds Expended	\$0.00	\$24,993,174.16
Lower Manhattan Development Corporation	\$0.00	\$24,993,174.16
Match Contributed	\$0.00	\$0.00

Activity Description:

WORLD TRADE CENTER MEMORIAL AND MEMORIAL MUSEUM&mdash

This activity provides additional funding for planning, design, construction, and exhibitions for the National September 11 Memorial and Memorial Museum at the World Trade Center as described in activity W-MEM-0171 of LMDC grant B02DW360001.

Additional funds are allocated for the following three elements: (a) \$25 million for construction of the Memorial/Museum, (b) \$7.5 million for the Memorial Museum Pavilion, which serves as the entrance to the Museum, to cover costs of construction and fit-out, including expenses relating to security screening, information technology, auditorium, and special features in the area of the signature tridents from the original Twin Towers, and (c) \$2.5 million to plan and manage safe public access to the Memorial starting with its opening in September 2011, including creation of temporary visitor orientation and screening facilities, pedestrian safety services, wayfinding signage, construction fencing, bus management, and interim communications systems.

BENEFICIARIES

The thousands of relatives and friends of the nearly 3,000 victims of September 11, 2001 and February 26, 1993 will benefit from the memorial and museum to honor their loved ones. Others immediately affected by the events, including survivors, area residents and workers, will equally benefit from the project. This project will also benefit the thousands of visitors to the Memorial and Museum, which will allow them to honor those who were killed in the attacks. The Memorial and Memorial Center will foster greater public awareness of the events of February 26, 1993 and September 11, 2001, and their impact on the victims' families, survivors, area residents, New York City, and beyond.

SCHEDULE

The Memorial opened on September 11, 2011. The project continues through the opening of the Memorial Museum in 2012.

FEDERAL AND OTHER RESOURCES

The Memorial and Memorial Museum will be funded with a combination of private funds donated by public investment and



individuals and groups to the National September 11th Memorial and Museum at the World Trade Center Foundation, Inc (NS11MM). The NS11MM uses its own resources to engage in fundraising for both public sector and private sector funds, and individual donations, to accomplish its mission.

TOTAL ESTIMATED COST

In Partial Action Plans 8, 11, 12, and the Final Action Plan, LMDC allocated funds for planning, design, construction, and exhibitions for the World Trade Center Memorial and Museum. This activity provides an additional \$35 million.

Location Description:

Project Area -- The Plan Project Area s located in Lower Manhattan on two sites:(i)the WTC Site, an approximately16 acre super block, bounded by West, Vesey, Church and Liberty Streets; and (ii) two adjacent city blocks south of the WTC Site (one bounded by Liberty, Washington, Albany and Greenwich Streets, and the other bounded by Liberty, West, Cedar and Washington Streets), Washington Street between Liberty and Cedar Streets, and subsurface portions of Liberty Street and other streets in and around those blocks (collectively, the "Southern Site").

Activity Progress Narrative:

On September 11, 2011 -- the 10th anniversary of the 9/11 attacks -- the National September 11 Memorial at the World Trade Center was dedicated in a ceremony for family members of those who perished on September 11, 2001 at the World Trade Center, the Pentagon, and on Flight 93, as well as in the World Trade Center bombing on February 26, 1993.

The commemoration ceremony included readings by President Barack Obama and President George W. Bush. The names of the victims were read aloud by family members. The ceremony also marked six moments of silence, acknowledging when each of the Twin Towers was hit and collapsed, the impact of Flight 77 into the Pentagon, and the crash of Flight 93 outside Shanksville, PA.

The 9/11 Memorial, designed by architect Michael Arad, consists of two enormous reflecting pools set in the footprints of the Twin Towers. Each pool is approximately an acre in size. Thirty-foot waterfalls cascade down all sides, before falling into an inner void, out of sight. The names of the 2,983 victims of the 2001 and 1993 attacks are inscribed on bronze parapets surrounding the pools.

Unlike any other memorial in existence, the names of the victims are arranged not in a conventional order, but by meaningful adjacencies. These layers of meaning reflect where people were, who they were with on 9/11, and more than 1,200 requests made by victims' next of kin for individual names to be next to one another.

The 9/11 Memorial opened to the public on Sept. 12, 2011, one day after the 10th anniversary commemoration. Due to ongoing construction on other World Trade Center projects, free timed passes are required to visit the Memorial and a timed reservation system became available through the Memorial's website in July in advance of the public opening.

Accomplishments Performance Measures

	This Report Period	Cumulative Actual Total / Expected
	Total	Total
# of Public Facilities	0	0/2

Beneficiaries Performance Measures

No Beneficiaries Performance Measures found.

Activity Locations

No Activity Locations found.



Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

Other Funding Sources

Amount

No Other Funding Sources Found

Total Other Funding Sources



Grantee Activity Number:	LM-0300-TBD
Activity Title:	Other World Trade Center Area Improvements - TBD

Activity Category:

Acquisition, construction, reconstruction of public facilities

Project Number:

0300

Projected Start Date:

01/01/2011

Benefit Type:

()

National Objective:

Slums and Blight

Activity Status:

Planned

Project Title:

Other World Trade Center Area Improvements

Projected End Date:

12/31/2015

Completed Activity Actual End Date:

Responsible Organization:

Lower Manhattan Development Corporation

Overall	Jul 1 thru Sep 30, 2011	To Date
Total Projected Budget from All Sources	N/A	\$161,617,913.00
Total Budget	\$0.00	\$161,617,913.00
Total Obligated	\$0.00	\$161,617,913.00
Total Funds Drawdown	\$0.00	\$0.00
Program Funds Drawdown	\$0.00	\$0.00
Program Income Drawdown	\$0.00	\$0.00
Program Income Received	\$0.00	\$0.00
Total Funds Expended	\$0.00	\$0.00
Lower Manhattan Development Corporation	\$0.00	\$0.00
Match Contributed	\$0.00	\$0.00

Activity Description:

Activity Description

Other World Trade Center Area Improvements (To be Determined) - \$161,617,913

Funds in this category would assist properties and businesses damaged by, and economic revitalization directly related to, the September 11 terrorist attacks on New York City. Funding for Other World Trade Center Area Improvements will fund activities and costs associated with World Trade Center Memorial and cultural facilities, and affordable housing, education, infrastructure, open space, quality of life, transportation, and economic development projects benefiting the area. Partial Action Plan amendments identifying these projects and funding levels will be made available for public comment. This category was funded by a reallocation from the amounts allocated to but not needed to fund the approved claims under Categories 1 and 2 of the URIR program.

LMDC solicited community input regarding potential uses for these funds at a Public Forum in October 2010. Individuals, elected officials, and representatives of community organizations and other not-for-profit organizations provided oral and written testimony regarding the proposed reallocation of these funds.

Location Description:

Eligible projects will be located in Lower Manhattan in the World Trade Center Area.

Activity Progress Narrative:

During the quarter, LMDC submitted to HUD a Partial Action Plan amendment which proposes to allocate a total of \$137 million of funds currently allocated to this activity. The proposed projects are 1) Additional funding for the World Trade Center



Performing Arts Center - \$100 million, 2) Funding for a Pedestrian Bridge over West Thames Street - \$20 million, 3) Additional funding for the East River Waterfront Esplanade and Piers.

Accomplishments Performance Measures

No Accomplishments Performance Measures found.

Beneficiaries Performance Measures

No Beneficiaries Performance Measures found.

Activity Locations

No Activity Locations found.

Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

Other Funding Sources	Amount
No Other Funding Sources Found	
Total Other Funding Sources	



Grantee Activity Number: Loss-233

Activity Title: Loss-233

Activity Category:

Payment for compensation for economic losses (WTC-only)

Project Number:

0233

Projected Start Date:

09/15/2003

Benefit Type:

()

National Objective:

Urgent Need

Activity Status:

Under Way

Project Title:

Disproportionate Loss

Projected End Date:

06/30/2007

Completed Activity Actual End Date:

12/31/2004

Responsible Organization:

Empire State Development Corporation

Overall	Jul 1 thru Sep 30, 2011	To Date
Total Projected Budget from All Sources	N/A	\$33,000,000.00
Total Budget	\$0.00	\$33,000,000.00
Total Obligated	\$0.00	\$33,000,000.00
Total Funds Drawdown	\$0.00	\$32,999,997.00
Program Funds Drawdown	\$0.00	\$32,999,997.00
Program Income Drawdown	\$0.00	\$0.00
Program Income Received	\$0.00	\$0.00
Total Funds Expended	\$0.00	\$32,999,997.00
Empire State Development Corporation	\$0.00	\$32,999,997.00
Match Contributed	\$0.00	\$0.00

Activity Description:

BUSINESS RECOVERY FROM DISPROPORTIONATE LOSS OF WORKFORCE PROGRAM ---- PROGRAM OBJECTIVES ---- The primary objective of this program is to assist Lower Manhattan firms that lost a disproportionate share of their workforce due to the attacks of September 11, 2001. While such firms may have qualified for other forms of economic recovery and revitalization assistance offered under other HUD funded Action Plan programs, this program recognizes that such disproportionate loss impacts a firm's ability to survive and recover beyond the other forms of assistance previously offered. It is the primary objective of this program to ensure the stabilization and recovery of such disproportionately impacted firms. The federal appropriation provided \$33,000,000 to assist those firms located in New York City at the time of the terrorist attacks which suffered a disproportionate loss of its workforce and who intend to re-establish their operations in New York City. The secondary objective of this program is to assist in the economic revitalization of New York City, by ensuring that these disproportionately impacted firms retain, resume or relocate their operations and employment in New York City. ---- PROGRAM ELIGIBILITY ---- Firms eligible for assistance under this program must meet the following criteria: 1) As of September 11, 2001, the business had operations in the Restricted Zone (as defined below as the eligible area) and, through its own operations or the operations of its affiliates, has continued business operations, or resumed business operations within New York City. 2) As a result of the September 11, 2001 attacks, the business suffered a loss of life equal to at least six permanent employees AND at least 20% of its permanent workforce OR at least 50 permanent employees located in New York City. 3) At the time of a contract for award from this program, the business, through its own operations or the operations of its affiliates, must have maintained or returned a New York City workforce equal to at least 50% of its New York City workforce on September 10, 2001, after the loss of life suffered in the attacks has been deducted. 4) The business must operate as a for-profit entity or a not-for-profit organization established under Sections 501(c), 501(e), 501(f), 501(k), 501(n) or 521(a) of the Federal Tax Code. ---- ELIGIBLE AREA ---- Firms eligible for assistance under this program must have operated from business premises, located in Manhattan on or south of Canal Street on and before September 11, 2001. ---- PROGRAM AWARD CRITERIA ---- Eligibility under this program does not imply entitlement to a specified grant. ESD/EDC will divide the entire \$33 million in assistance among the eligible firms by weighing, in combination, the following factors: 1. Magnitude of Employee Loss: the total number of employees lost as a result of the September 11, 2001 attacks. 2. Proportionality of Employee Loss: the percentage of the firm's New York City workforce lost as a result of the September 11, 2001 attacks. 3. Current Location of Eligible Firm Within New York City: if at least 50% of an eligible firm's Lower Manhattan (Manhattan, South of Canal Street in



workforce as of September 10, 2001, less its lost employees, have resumed working in Lower Manhattan as of May 15, 2003, the overall weighting factor will be increased by 10%. Each eligible company will be assigned an overall weighting factor based on the number of employees lost multiplied by the percentage of the firm's New York City workforce lost. The portion of the program funds available for each company will equal each company's overall weighting factor as a percentage of the sum of all of the eligible companies' weighting factors. ---- APPLICATION ---- Eligible firms must file a completed application for program assistance to include the following: 1) Application cover form, completed and signed 2) Documentation of the firm's location within the Restricted Zone on and before September 10, 2001. 3) Documentation of employment including: i) total New York City workforce as of September 10, 2001 ii) employees that lost their lives as a result of the September 11, 2001 attacks iii) current New York City workforce at the time of application ---- APPLICATION SUBMISSION AND DEADLINE ---- The deadline for application to this program will be established as 30 days from the date on which HUD grants final approval of this Partial Action Plan which date will be indicated on the version of this plan as approved by HUD and posted on LMDC's web site in the Funding Initiatives section. Eligible firms wishing to receive application materials should contact: WTC Special Appropriation for Disproportionate Loss Grant Program c/o Strategic Business Division Empire State Development Corporation 633 Third Avenue New York, NY 10017 Telephone: 212/803.3128 ---- GRANT RECAPTURE ---- If the grantee fails to maintain at least 50% of the New York City employment level agreed to at the time of award contract for a period of three years, ESD will request repayment of the award.

Location Description:

Firms eligible for assistance under this program must have operated from business premises, located in Manhattan on or south of Canal Street on and before September 11, 2001.

Activity Progress Narrative:

Closed

Accomplishments Performance Measures

	This Report Period	Cumulative Actual Total / Expected
	Total	Total
# of Businesses	0	10/10
# of Non-business Organizations	0	10/0

Beneficiaries Performance Measures

	This Report Period			Cumulative Actual Total / Expected			
	Low	Mod	Total	Low	Mod	Total	Low/Mod%
# of Wage-Earners benefitting	0	0	0	37/0	350/0	387/0	100.00

Activity Locations

No Activity Locations found.

Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found



Other Funding Sources

Amount

No Other Funding Sources Found

Total Other Funding Sources



Grantee Activity Number: PA

Activity Title: PA

Activity Category:

Administration

Activity Status:

Under Way

Project Number:

0900

Project Title:

Administration

Projected Start Date:

09/15/2003

Projected End Date:

03/31/2011

Benefit Type:

()

Completed Activity Actual End Date:

National Objective:

N/A

Responsible Organization:

Empire State Development Corporation

Overall

	Jul 1 thru Sep 30, 2011	To Date
Total Projected Budget from All Sources	N/A	\$17,500,000.00
Total Budget	\$0.00	\$17,500,000.00
Total Obligated	\$0.00	\$15,000,000.00
Total Funds Drawdown	\$0.00	\$11,974,699.11
Program Funds Drawdown	\$0.00	\$11,974,699.11
Program Income Drawdown	\$0.00	\$0.00
Program Income Received	\$0.00	\$0.00
Total Funds Expended	\$0.00	\$11,974,699.43
Empire State Development Corporation	\$0.00	\$11,974,699.43
Match Contributed	\$0.00	\$0.00

Activity Description:

The Partial Action Plan reserves \$17.5million, or 2% of the total fund, for costs related to ESD/EDC administration of the program as well as LMDC's oversight. The Plan reserves \$3.5 million for program monitoring costs by LMDC and \$10 million to be administered by ESD for program management costs. Program administration costs are anticipated for program publication, review of proposed infrastructure investments, environmental review clearance, financial evaluation and processing of funding requests, and auditing of disbursed funds. The Plan sets aside \$4.0 million to upgrade the New York City MOSAICS system. Roadway construction to be performed with Partial Action Plan funds is administered via a City Department of Transportation permit and construction administration system known as MOSAICS. Upgrading the MOSAICS system will facilitate and improve permit administration, construction planning, and program audit functions for the level of work proposed by the Partial Action Plan. Any unused funds from Program Administration may be reallocated to meet funding needs in other categories.

Location Description:

N/A

Activity Progress Narrative:

PLANNING AND ADMINISTRATION--&ndash- UTILITIES RESTORATION AND INFRASTRUCTURE REBUILDING (URIR) PROGRAM.-- During the quarter, the LMDC Board approved a modification to the scope of the City of New York upgraded MOSAICS system that would manage street permitting in Lower Manhattan.



Accomplishments Performance Measures

No Accomplishments Performance Measures found.

Beneficiaries Performance Measures

No Beneficiaries Performance Measures found.

Activity Locations

No Activity Locations found.

Other Funding Sources Budgeted - Detail

No Other Match Funding Sources Found

Other Funding Sources

Amount

No Other Funding Sources Found

Total Other Funding Sources
