

**New York City Fails to Protect New Yorkers' PPP/PEC Rights  
Yet City Leaders Hand Over Nearly \$1 BILLION Annually  
To the PPP/PEC Institutions with a Wink-and-a-Nod**

Through its [Cultural Institutions Unit](#), New York City's Department of Cultural Affairs [DCA] oversees the operations, including funding for capital and expense budgets, of 34 member-institutions making up DCA's CIGs. Fourteen of the 17 PPP/PEC institutions are members of CIGs. **WH is a CIGs member.** Examples of New York City's failed oversight is reported in [LIST OF REFERENCES – WH](#) Section E. 7. to 9. below.

The Facts of the PPP	The Failure of DCA's Oversight
<p>See: DCA's "<a href="#">Procedures Manual</a>" [2005].</p> <p>DCA describes City's relationship with the PEC institutions at p. 7:</p> <p>"The history of the public-private partnership between the City and the Institutions dates back to 1869, when <b>State legislation authorized the City</b> to construct a facility for the new American Museum of Natural History. The same legislation provided for use of that City-owned facility by the private nonprofit organization that was formed in order to acquire the collection and oversee the presentation of exhibits and programs. ***<b>State legislation authorized the City's relationship</b> with many of the older Institutions ..." [emphasis added].</p>	<p>Clearly <b>DCA cannot perform proper due diligence without</b> connecting the terms of the PEC institutions' contracts, policies, and practices to the provisions of State laws. Yet,</p> <p>[1] DCA acts in disregard to the provisions of State legislation when stating in the "Admission Fees and Tickets Prices" section of its "Procedures Manual":</p> <p>"In order to demonstrate commitment to its public service mandate, the Institution should maintain fee and ticket prices that are accessible to a broad spectrum of New York City's population. <b>Institutions should provide free or reduced-price programming to the public on a periodic basis</b> [emphasis added] [p. 15].</p> <p>[2] DCA expects PEC institutions to produce <b>only</b> copies of "operating agreements, licenses, or other contracts <b>with the City</b>" [see VII.B.5, p. 37].</p> <p>[3] After denying FA's initial FOIL request stating that it "generally" does <b>not</b> retain or refer to State documents, many of DCA's nearly 3,000 pages ultimately produced were copies of State laws pertaining to the structure of the PPP.</p>

**New Yorkers subsidize the PEC institutions in an amount approximating \$1 BILLION annually, yet DCA's "Procedures Manual" is silent on the PEC's mandate to provide free admission.**