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TABLE OF CONTENTS

PUBLIC HEARINGS & MEETINGS

Art Commission	.2041
Manhattan Borough President	.2041
City Planning Commission	.2041
Community Boards	.2042
Information Technology and Telecommunications	.2042
Landmarks Preservation Commission	.2043
Transportation	.2043
PROPERTY DISPOSITION	
Citywide Administrative Services	.2044
<i>Division of Municipal Services</i>	.2044
Police	.2044

FIRST TIME PROCUREMENT ADS

Auction	.2044
2044-2045	

PROCUREMENT

Aging	.2045
<i>Contract Management Services</i>	.2045
Brooklyn Navy Yard	.2045
Chief Medical Examiner	.2045
<i>Agency Chief Contracting Officer</i>	.2045
Citywide Administrative Services	.2046
<i>Division of Municipal Supply Services</i>	.2046
<i>Vendor List</i>	.2046
Comptroller	.2046

Correction	.2046
Design and Construction	.2046
<i>Agency Chief Contracting Officer</i>	.2046
Employees' Retirement System	.2046
Environmental Protection	.2046
<i>Bureau of Water Supply</i>	.2046
Health and Hospitals Corporation	.2046
Health and Mental Hygiene	.2046
<i>Agency Chief Contracting Officer</i>	.2046
Homeless Services	.2046
<i>Office of Contracts and Procurement</i>	.2046
Housing Authority	.2047
<i>Purchasing Division</i>	.2047
Housing Preservation and Development	.2047
<i>Division of Maintenance</i>	.2047

Human Resources Administration	.2047
Juvenile Justice	.2047
Parks and Recreation	.2047
<i>Revenue and Concessions</i>	.2047
School Construction Authority	.2047
<i>Contract Administration</i>	.2047
AGENCY RULES	
Health and Mental Hygiene	.2048
SPECIAL MATERIALS	
Fire	.2055
Office of the Mayor	.2062
Police	.2062
Changes in Personnel	.2071
READER'S GUIDE	.2076
LATE NOTICE	
Design and Construction	.2075

THE CITY RECORD

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ELI BLACHMAN, Editor of The City Record.

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

ART COMMISSION

■ PUBLIC MEETING

The Art Commission will hold a public meeting on August 6, 2008 at which testimony will be taken and members will vote on projects. This replaces the previously scheduled committee meeting for the same date. The Commission is scheduling this meeting to accommodate the large number of submissions.

☛ j26

MANHATTAN BOROUGH PRESIDENT

■ PUBLIC HEARING

CANCELLATION OF PUBLIC HEARING

This serves as notice that the Public Hearing originally scheduled for 10:00 A.M. on Thursday, June 26, 2008 at 1 Centre Street, 19th Floor South, New York, NY 10007 regarding the contract between the Manhattan Borough President's Office and Nautilus International Development Consulting, Inc. located at 784 Columbus Avenue, #5E, New York, NY 10025 is cancelled pursuant to the Procurement Policy Board Rules for the lack of receipt by the Manhattan Borough President's Office of any written requests to speak at such hearing within five (5) business days after publication of notice of such hearing.

☛ j26

CITY PLANNING COMMISSION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street, New York, New York, on Wednesday, July 2, 2008, commencing at 10:00 A.M.

BOROUGH OF MANHATTAN
Nos. 1, 2, 3 & 4
HOSPITAL FOR SPECIAL SURGERY
No. 1

CD 8 C 060333 ZSM
IN THE MATTER OF an application submitted by Hospital for Special Surgery pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-682 of the Zoning Resolution to allow the development of a 12-story hospital building in demapped air space above the portion of the Franklin D. Roosevelt Drive located between East 71st Street and a line midway between East 71st Street and East 72nd Street and to permit the modification of the loading berth requirements of Section 25-70 (Off-Street Loading Regulations, General Purposes), for a zoning lot generally bounded by the U.S. Pierhead and

Bulkhead Line of the East River, the center line of East 71st Street, East 71st Street, a line 373 feet east of York Avenue, East 72nd Street, a line 498 feet east of York Avenue and a line midway between East 71st Street and East 72nd Street (Block 1482, p/o Lot 9020 and Block 1483, Lots 23 and 33), within an R9 District.

Plans for this proposal are on file with the City Planning Commission and may be seen at 22 Reade Street, Room 3N, New York, N.Y. 10007.

No. 2

CD 8 C 060440 MMM
IN THE MATTER OF an application, submitted by the Hospital for Special Surgery, pursuant to Sections 197-c and 199 of the New York City Charter and Section 5-430 et seq. of the New York City Administrative Code, for an amendment to the City Map involving:

- the elimination, discontinuance and closing of Volumes of the FDR Drive between East 71st and East 72nd streets;
- the adjustment of grades necessitated thereby; and
- any acquisition or disposition of real properties related thereto,

in accordance with Map No. 30223 dated March 25, 2008 and signed by the Borough President.

No. 3

CD 8 C 070171 ZSM
IN THE MATTER OF an application submitted by Hospital for Special Surgery pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-682 of the Zoning Resolution to allow the enlargement of an existing hospital including a three-story addition to a building in demapped air space above the portion of the Franklin D. Roosevelt Drive located between East 71st Street and former East 70th Street and to permit the modification of the lot coverage requirements of Section 24-11 (Maximum Floor Area Ratio and percentage of Lot Coverage), for a zoning lot generally bounded by the U.S. Pierhead and Bulkhead Line of the East River, the center line of the former East 70th Street, a line approximately 417 feet east of York Avenue, and the center line of East 71st Street (Block 1482, Lots 20 and p/o Lot 9020), within an R9 District.

Plans for this proposal are on file with the City Planning Commission and may be seen at 22 Reade Street, Room 3N, New York, N.Y. 10007.

No. 4

CD 8 N 070145 ZRM
IN THE MATTER OF an application submitted by the Hospital for Special Surgery pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article VII, Chapter 4 (Special Permits by the City Planning Commission).

Matter in underline is new, to be added;
Matter in ~~strike-out~~ is old, to be deleted;
Matter within # # is defined in Section 12-10 (DEFINITIONS)
*** indicates where unchanged text appears in the Resolution

Article VII - Administration

Chapter 4
Special Permits by the City Planning Commission
~~12-7-89~~
74-682
Development over streets

In R9 or R10 Districts when the air space above a #street# or portion thereof is closed, demapped and conveyed by the City to the owner of an adjoining #zoning lot# owned by a non-profit institution pursuant to State enabling legislation enacted in 1971, the City Planning Commission may, by

special permit, allow in such demapped air-space, ~~considered as part of the adjoining #zoning lot#, the #development# or #enlargement# of #buildings#~~ which are an expansion of an existing hospital, college, university or functionally-related facility. In connection therewith, the Commission may also permit modification of ~~off-street loading and #bulk#~~ regulations, except #floor area ratio# regulations, under the applicable district regulation, ~~provided that, in addition to the requirements set forth in the 1973 Agreement among the City of New York, the Society of the New York Hospital, and the New York Society for the Relief of the Ruptured and Crippled, maintaining the Hospital for Special Surgery, and the Rockefeller University are met; and that such demapped air space shall be considered as part of the adjoining #zoning lot#, except that any #building# located in demapped air space shall utilize only unused #floor area# from the portion of the adjoining #zoning lot# not within the demapped air space.~~

In order to grant such special permit the Commission shall find that:

- for #development# or #enlargements# in such demapped air space and for modification of #bulk# regulations, that the location and distribution of new #bulk# shall result in a good site plan in relation to the existing #buildings# on site and in the area, ~~the location and distribution of new #bulk# result in a good site plan; and~~
 - any #building# located in demapped air space utilizes only unused #floor area# from the portion of the adjoining #zoning lot# not within the demapped air space; and
 - any #building# located in the demapped air space shall comply with the #accessory# off-street parking and loading requirements of the applicable district.
- for modification of off-street loading requirements, when such non-profit institution includes more than one #building# on two or more #zoning lots#, the City Planning Commission may determine the required number of loading berths as if such non-profit institution were located on a single #zoning lot#, and may permit such loading berths to be located anywhere within such institution without regard for #zoning lot lines#, provided that such loading berths will be:
 - adequate to serve the requirements of the institution;
 - accessible to all the #uses# in such institution without the need to cross any #street# at grade; and
 - located so as not to adversely affect the movement of pedestrians or vehicles on the #streets# within or surrounding such institution.

The Commission may impose additional conditions and safeguards, consistent with the requirements set forth in the 1973 Agreement, to improve the quality of the #development# and minimize adverse effects on the character of the surrounding area.

The #curb level# of a #zoning lot# of which the demapped air space is a part shall not be affected by the closing and demapping of air space above such #street#. However, the Commission may establish an appropriate level or levels instead of #curb level# as the reference plane for the applicable regulations relating to #open space#, #yards#, level of #yards#, equivalent #rear yards#, #rear yard# setback, minimum distance between #buildings#, and the front height and setback.

NOTICE

On Wednesday, July 2, 2008, at 10:00 a.m., in Spector Hall, at the Department of City Planning, 22 Reade Street, in Lower Manhattan, a public hearing is being held by the City Planning Commission in conjunction with the above ULURP hearing to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning the Hospital for Special Surgery (HSS) Expansion, a proposal involving several actions including a Special Permit for new construction in the air space over the FDR Drive, modification of the existing Special Permit for the East Wing of the Main Hospital, a Zoning Text Amendment for modification of off-street loading requirements to allow loading berths to be located anywhere within the HSS campus, a City Map Amendment to eliminate, discontinue and close portions of the FDR Drive right-of-way and the disposition of real property related thereto, to allow for the placement of columns and footings associated

with construction of the proposed River Building on the sidewalk at the west edge of the FDR Drive and east of the roadway of the FDR Drive, in the East River Esplanade, and Waterfront Revitalization Program consistency determination from the City Coastal Commission. Additionally, the proposed project requires approvals by several other agencies, including the New York City Department of Transportation (NYCDOT) of closures of streets or traffic diversions due to construction, approval from the New York City Art Commission for construction over the FDR Drive, issuance of bonds by the Dormitory Authority of the State of New York (DASNY), and Federal construction loan insurance guarantee from the Federal Housing Administration (FHA).

This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 05DCP061M.

No. 5

33 GREAT JONES STREET

CD 2 C 070450 ZSM

IN THE MATTER OF an application submitted by Great Jones Realty Corp. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-781 of the Zoning Resolution to modify the use regulations of Section 42-14(D)(2)(b) to allow Use Group 6 uses (retail uses) on the ground floor and cellar of an existing three story building on property located at 33 Great Jones Street (Block 530, Lot 24), in an M1-5B District.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

Nos. 6, 7, 8 & 9
WHITNEY MUSEUM
No. 6

CD 2 N 080406 ZRM

IN THE MATTER OF an application submitted by the Whitney Museum of American Art and the Economic Development Corporation pursuant to Section 201 of the New York City Charter for amendment of the Zoning Resolution of the City of New York, concerning Section 74-92, (Use Group 3A and 4A Community Facilities and Certain Large Retail Establishments in Manufacturing Districts) to facilitate the Whitney Museum expansion, Borough of Manhattan, Community District 2.

Matter Underlined is new, to be added;

Matter in ~~Strikethrough~~ is old, to be deleted;

Matter within # # is defined in Section 12-10;

*** indicate where unchanged text appears in the Zoning Resolution

74-92

Use Groups 3A and 4A Community Facilities and Certain Large Retail Establishments in Manufacturing Districts

74-921

Use Groups 3A and 4A community facilities

(a) Use modifications for Use Groups 3A and 4A in M1 Districts

In M1 Districts, except for houses of worship, the City Planning Commission may permit #uses# listed in Use Group 4A - Community Facilities and, in M1-5 Districts, except in M1-5A, M1-5B and M1-5M Districts, the Commission may permit museums and non-commercial art galleries as listed in Use Group 3A, provided that such community facility is located not more than 400 feet from the boundary of a district where such facility is permitted as-of-right and the Commission finds that:

(~~a-1~~) an adequate separation from noise, traffic and other adverse effects of the surrounding non-residential districts# is achieved through the use of sound-attenuating exterior wall and window construction or by the provision of adequate open areas along #lot lines# of the #zoning lot#;

(~~b-2~~) such facility is so located as to draw a minimum of vehicular traffic to and through local #streets# and that such #use# will not produce traffic congestion or other adverse effects that interfere with the appropriate #use# of land in the district or in any adjacent district;

(~~c-3~~) where applicable, adequate reservoir space at the vehicular entrance and sufficient vehicular entrances and exits are provided to prevent congestion;

(~~d-4~~) in selecting the site, due consideration has been given to the proximity and adequacy of bus and rapid transit facilities;

(~~e-5~~) for a Use Group 4A #use#, within the neighborhood primarily to be served by the community facility, there is no practical possibility of obtaining a site of adequate size located in a district where it is permitted as-of-right because appropriate sites in such districts are occupied by substantial improvements; and

(~~f-6~~) such facility will not impair the essential character of the surrounding area.

The provisions of this special permit relating to Use Group 3A museums and non-commercial art galleries shall be inapplicable to the #Special Tribeca Mixed Use District#.

(b) Bulk modifications for museums in M1-5 Districts

For a #building# containing a museum #use# listed in Use Group 3A, in an M1-5 District, on a #zoning lot# over which the High Line (as defined in Section 98-01) passes, the Commission may modify height and setback regulations, provided that such modifications:

(1) _____ provide a better distribution of #bulk# on the #zoning lot#;

(2) _____ result in a better relationship of the #building# to open areas including the High Line, adjacent #streets# and surrounding #developments#;

(3) _____ provide adequate light and air for #buildings# on the #zoning lot# and do not adversely affect adjacent #zoning lots# by unduly restricting access to light and air to surrounding #streets# and properties; and

(4) _____ result in a #development# that facilitates the public's use and enjoyment of the High Line.

The Commission may prescribe additional conditions and safeguards to minimize adverse effects on the character of the surrounding area.

* * *

No. 7

CD 2 C 080407 PCM

IN THE MATTER OF an application submitted by the Department of Parks and Recreation and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the site selection and acquisition of property located at 555 West Street/820 Washington Street (Block 644, Lots 1 and 10) for use as a maintenance and operations facility for the High Line public open space.

No. 8

CD 2 C 080408 PPM

IN THE MATTER OF an application submitted by the Department of Citywide Administrative Services and the Department of Small Business Services, pursuant to Section 197-c of the New York City Charter, for the disposition to the New York City Economic Development Corporation of city-owned property, pursuant to zoning, located at Block 644 Lots 1 and 10, which includes the disposition of easements over portions of Block 644 Lots 1 and 10.

A list and description of the properties can be seen in the Manhattan Office of the Department of City Planning, 22 Reade Street, 6th Floor, New York, New York 10007.

No. 9

CD 2 C 080409 ZSM

IN THE MATTER OF an application submitted by The Whitney Museum of American Art and the Economic Development Corporation pursuant to Sections 197-c and 201 of the New York City Charter for the grant of special permits pursuant to:

1. Section 74-921(a)* of the Zoning Resolution to allow Use Group 3A (museum use) in an M1-5 District, and
2. Section 74-921(b)* of the Zoning Resolution to modify the requirements of Section 43-43 (Maximum Height of Front Wall and Required Front Setbacks) for a building containing a museum use in Use Group 3A, on a zoning lot over which the High Line (as defined in Section 98-01) passes;

in connection with the proposed development of a 6-story museum building on property located at 555 West Street a.k.a. 820 Washington Street (Block 644, Lots 1 and 10)), in an M1-5 District.

* Note: Section 74-921 of the Zoning Resolution is proposed to be changed under a related concurrent application N 080406 ZRM.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

YVETTE V. GRUEL, Calendar Officer

City Planning Commission

22 Reade Street, Room 2E

New York, New York 10007

Telephone (212) 720-3370

j16-jy2

COMMUNITY BOARDS

PUBLIC HEARINGS

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 7 - Monday, June 30, 2008 at 6:30 P.M., Union Plaza Care Center, 33-23 Union Street, Flushing, New York

C 080381 ZMQ

IN THE MATTER OF an application submitted by the New York City Economic Development Corporation and the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 10a, and 10b.

C 080221 MMQ

IN THE MATTER OF an application pursuant to Sections 197-c and 199 of Section 5-40 et. Seq. of the New York City

Administrative Code by the New York City Economic Development Corporation, for an amendment to the City.

C 080385 HDQ

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development pursuant to Sections 197-c of the New York City Charter for the disposition of city-owned property comprising sites within the Willets Point Renewal Area.

j24-30

PUBLIC NOTICE IS HEREBY GIVEN THAT the following matters have been scheduled for public hearing by Community Boards:

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 3 - Monday, June 30, 2008 at 7:00 P.M., Restoration Plaza, 1368 Fulton Street (lower level), Brooklyn, NY

Public Hearing on TNS Development Group Ltd request for a letter of support to develop a 14-story midrise building with 89 residential units and one level of underground parking. In addition, the developer will construct an 8,000 square foot community center attached to the residential tower.

j25-30

PUBLIC NOTICE IS HEREBY GIVEN THAT the following matters have been scheduled for public hearing by Community Boards:

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 7 - Monday, June 30, 2008, 6:30 P.M., Union Plaza Care Center, 33-23 Union Street, Flushing, NY

#C 080221 MMQ

IN THE MATTER OF an application pursuant to Sections 197-c and 199 of the New York City Charter for an amendment to the City Map involving the elimination, discontinuance and closing of streets within an area bounded by 126th Street, Northern Boulevard, the Van Wyck Expressway Extension and Roosevelt Avenue; the adjustment of grades necessitated thereby; and any acquisition or disposition of real properties related thereto.

#C 080384 HUQ

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD), pursuant to Section 505 of Article 15 of the General Municipal (Urban Renewal) Law of New York State and Section 197-c of the New York City Charter. The proposed plan would encourage redevelopment and economic growth, mixed-use development containing retail, office, residential uses, a hotel, a convention center and community/cultural facilities, new open space and parking on a 60-acre development site.

#C 080381 ZMQ

IN THE MATTER OF an application submitted by the New York City Economic Development Corporation and the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter for amendment of the zoning map changing from an R3-2 district to a C4-4 zoning district.

j24-30

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

PUBLIC HEARINGS

NOTICE OF FRANCHISE AND CONCESSION REVIEW COMMITTEE ("FCRC") PUBLIC HEARING to be held on Monday, July 7, 2008 commencing at 2:30 P.M. at 22 Reade Street, Borough of Manhattan, in the matter of a change of control of the parent company of KeySpan Communications Corp. ("Keyspan"), the current franchisee, from KeySpan Services, Inc. to Light Tower Fiber LLC. The FCRC approved a franchise agreement between the City of New York ("the City") and Keyspan on April 10, 2002 (Cal No. 2) pursuant to which Keyspan is authorized to install, operate and maintain facilities on, over and under the City's inalienable property to provide telecommunications services as defined in the franchise agreement.

A copy of the existing franchise agreement and an ownership organization chart reflecting the proposed change of control (proposed organizational chart) may be viewed at DoITT, 75 Park Place, 9th Floor, New York, New York 10007, commencing Friday, June 13, 2008 through Monday, July 7, 2008, between the hours of 9:30 A.M. and 3:30 P.M., excluding Saturdays, Sundays and Holidays. Hard copies of the franchise agreement and the proposed new organization chart may be obtained, by appointment, at a cost of \$.25 per page. All payments shall be made at the time of pickup by check or money order made payable to the New York City Department of Finance. The existing franchise agreement and proposed organization chart may also be obtained in PDF form at no cost, by email request. Interested parties should contact Roxanne Chambers at (212) 788-6610 or by email at RChambers@doitt.nyc.gov

NOTE: Individuals requesting sign language interpreters at the public hearing should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, New York 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay service.

The Hearing may be cablecast on NYC TV-Channel 74.

j12-jy7

LANDMARKS PRESERVATION COMMISSION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **July 08, 2008** at 9:30 A.M. in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7133 - Block 180, lot 22-345 Greenwich Street - Tribeca West Historic District
A Renaissance Revival style store and loft building built in 1896. Application is to establish a master plan governing the future replacement of windows throughout the building.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-0194 - Block 473, lot 14-484-486 Broadway, aka 437-441 Broome Street - SoHo-Cast Iron Historic District
A store and loft building designed by J. Webber & Sons and built in 1879 and altered in 1911; and a store and loft building with Romanesque and Moorish style elements designed by Lamb & Rich and built in 1882-83. Application is to legalize storefront alterations, and to approve additional storefront and fire-escape alterations.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-0638 - Block 515, lot 25-155 Wooster Street - SoHo-Cast Iron Historic District
A Classical Revival style store and loft building designed by George F. Pelham and built in 1897-1898. Application is to establish a master plan governing the future installations of painted wall signs. Zoned M1-5A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-0609 - Block 475, lot 7508-37 Greene Street - SoHo-Cast Iron Historic District
A store building designed by Richard Berger and built in 1883-1884. Application is to construct a rooftop addition and alter the rear facade. Zoned M1-5B.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-8358 - Block 492, lot 23-222 Bowery - (Former) Young Men's Institute Building of the Young Men's Christian Association (YMCA) - Individual Landmark
A Queen Anne style institutional building designed by Bradford L. Gilbert and built in 1884-85. Application is to install storefront infill and signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7986 - Block 641, lot 58-335 West 12th Street, aka 802-810 Greenwich Street - Greenwich Village Historic District
A one-story garage building, built in 1944. Application is to demolish the existing building and construct a four-story building. Zoned R6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-0033 - Block 646, lot 1001-415 West 13th Street - Gansevoort Market Historic District
A vernacular style building, designed by Thompson Starrett Co. and built in 1900-01, with an addition designed by Steven Kratchman and built in 2002-03. Application is to install new storefront infill and alter the loading platform.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7231 - Block 712, lot 14-429 West 14th Street - Gansevoort Market Historic District
An Arts and Crafts style market building designed by William Waldorf and built in 1909, and altered by John Gillen and James S. Maher in 1922. Application is to install signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-4019 - Block 646, lot 57-421-425 West 13th Street - Gansevoort Market Historic District
A neo-Renaissance style warehouse building designed by Hans E. Meyer and built in 1901-1902. Application is to install a metal canopy, replace existing light fixtures, and install signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-0085 - Block 823, lot 43-168 Fifth Avenue - Ladies' Mile Historic District
A building built in 1851 and re-designed by Rudolph C.B. Boehler as an early 20th-century Commercial style loft building in 1921. Application is to install new storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-8395 - Block 822, lot 19-19-25 West 20th Street - Ladies' Mile Historic District
A 20th Century Utilitarian style parking garage designed by Matthew Del Gaudio and built in 1926-27, and a parking lot. Application is to construct a new 16-story building on the empty lot, construct a three-story addition on the garage and install signage. Zoned C6-4A/R10A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-0758 - Block 1274, lot 25-768-770 Fifth Avenue, aka 764-778 Grand Army Plaza, 1-19 West 58th Street, 1-20 Central Park South - Plaza Hotel-

Individual and Interior Landmark
The Oak Bar, a Tudor Revival/Jacobethan Revival style room, altered and redecorated in 1944-1945, within a French Renaissance style hotel designed by Henry J. Hardenberg and built in 1905-07, with an addition designed by Warren and Wetmore and built in 1921. Application is to replace flooring and light fixtures.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-8241 - Block 1415, lot 141-214 East 61st Street - Treadwell Farm Historic District
A rowhouse built in 1871-72 and later remodeled. Application is to restore the facade to its original condition.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-5825 - Block 1399, lot 66-114 East 65th Street - Upper East Side Historic District
A Beaux-Arts style residence designed by Buchman & Deisler and built in 1899-1900. Application is to enclose a rear terrace. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-0990 - Block 1495, lot 59-18 East 84th Street - Metropolitan Museum Historic District
A neo-Georgian/neo-Federal style rowhouse designed by Clinton and Russell and built in 1899-1900. Application is to construct a rear yard addition. Zoned C5-1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-8309 - Block 1392, lot 64-12 East 78th Street - Metropolitan Museum Historic District
A neo-Italian Renaissance style rowhouses built in 1886-87. Application is to construction a rooftop addition and rear facade extension. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-0104 - Block 1212, lot 27-117 West 81st Street - Upper West Side/Central Park West Historic District
A Northern Renaissance Revival style rowhouse designed by Henry L. Harris, and built in 1884-1885. Application is to alter the rear facade and construct a rooftop addition. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-8805 - Block 2082, lot 28-1818 Amsterdam Avenue - Joseph Loth and Company Silk Ribbon Mill - Individual Landmark
A Rundbogenstil style mill building designed by Hugo Kafka and built in 1885, with a neo-Classical front entrance portico designed by Buchman and Fox and built in 1905. Application is to alter the front entrance; and install HVAC equipment and railings on the roof.

BINDING REPORT
BOROUGH OF QUEENS 08-1461 - Block 4960, lot 1-137-35 Northern Boulevard - Flushing Municipal Courthouse, formerly Flushing Town Hall-Individual Landmark
A Romanesque Revival style courthouse and Town Hall built in 1862. Application is to alter the areaway, install fences, and install a barrier-free access lift.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 09-0222 - Block 148, lot 37-39-19 47th Street - Sunnyside Gardens Historic District
A brick rowhouse designed by Clarence Stein, Henry Wright, and Frederick Ackerman and built in 1927. Application is to replace windows.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 08-5940 - Block 8042, lot 10-14 Arleigh Road - Douglaston Historic District
An Arts and Crafts style house built in 1926. Application is to construct an addition. Zoned R1-2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 08-7338 - Block 8067, lot 8-4 Oak Lane - Douglaston Historic District
An Arts and Crafts style house built circa 1915 and subsequently altered. Application is to construct a garage, construct an addition at the rear, alter an existing addition, and alter landscape features. Zoned R1-2.

ADVISORY REPORT
BOROUGH OF BROOKLYN 09-0008 - Block 1117, lot 1-Prospect Park, Kate Wollman Skating Rink - Prospect Park - Scenic Landmark
A skating rink and building, built in 1959, and the adjacent parking lot and landscaping, within a primarily naturalistic style park designed in 1865 by Frederick Law Olmsted and Calvert Vaux. Application is to demolish the existing building, rink and parking lot; construct a new building and rinks; and related landscaping.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 08-3020 - Block 2550, lot 49 and 54-143-149 Kent Street - Greenpoint Historic District
A Romanesque Revival style church designed by William B. Ditmass and built circa 1870, and an attached school building designed by W. Wheeler Smith. Application is to alter an areaway and install a barrier-free lift, alter windows and construct a sideyard rooftop addition. Zoned C1-3.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 08-3680 - Block 189, lot 38-199 Dean Street - Boerum Hill Historic District
A Greek Revival style house built in 1855. Application is to create a curb cut.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 08-8744 - Block 286, lot 31/32-138-138A Court Street - Cobble Hill Historic District
A pair of building built in 1915-17. Application is to replace storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-0493 - Block 253, lot 53-

60 Remsen Street - Brooklyn Heights Historic District
An apartment house designed by Rollin Caughey and built in 1955. Application is to alter the areaway.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 08-7843 - Block 211, lot 39-55 Middagh Street - Brooklyn Heights Historic District
A Federal style frame house built c. 1820. Application is to alter the front facade, rebuild a stoop, raise and alter the roofline, install dormers, and construct a rear yard addition. Zoned R7-1, LH-1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 08-7642 - Block 253, lot 35-18 Grace Court Alley - Brooklyn Heights Historic District
A brick carriage house built in the 19th century. Application is to construct a rooftop addition. Zoned R6.

j24-jy8

TRANSPORTATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 40 Worth Street, Room 940 commencing at 2:00 p.m. on Wednesday, July 9, 2008. Interested Parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 40 Worth Street, 9th Floor South, New York, NY 10013, or by calling (212) 442-8040.

#1 In the matter of a proposed revocable consent authorizing Joseph Moinian and Mahnaz Moinian to construct, maintain and use geothermal well, together with piping, in the north sidewalk of East 67th Street, east of Park Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

	- \$3,000/annum
For the period July 1, 2008 to June 30, 2010	- \$3,086
For the period July 1, 2010 to June 30, 2011	- \$3,172
For the period July 1, 2011 to June 30, 2012	- \$3,258
For the period July 1, 2012 to June 30, 2013	- \$3,344
For the period July 1, 2013 to June 30, 2014	- \$3,430
For the period July 1, 2014 to June 30, 2015	- \$3,516
For the period July 1, 2015 to June 30, 2016	- \$3,602
For the period July 1, 2016 to June 30, 2017	- \$3,688
For the period July 1, 2017 to June 30, 2018	- \$3,774
For the period July 1, 2018 to June 30, 2019	- \$3,860

the maintenance of a security deposit in the sum of \$4,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#2 In the matter of a proposed revocable consent authorizing Time Warner Center Condominium to maintain and use bollards on the sidewalks of the site bounded by West 60th Street, Broadway, Columbus Circle and West 58th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2008 to June 30, 2018 - \$28,125/per annum

the maintenance of a security deposit in the sum of \$60,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#3 In the matter of a proposed revocable consent authorizing Century 21 Department Stores, LLC to modify existing consent so as to construct, maintain and use additional conduit under and across 87th Street, east of Fourth Avenue, in the Borough of Brooklyn. The proposed modification of revocable consent is for a term of two years from the Date of Approval by the Mayor to June 30, 2011 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$4,440
For the period July 1, 2010 to June 30, 2011 - \$4,558

the maintenance of a security deposit in the sum of \$5,400, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#4 In the matter of a proposed revocable consent authorizing 43-02 Ditmars Boulevard Realty Corp. to maintain and use three (3) planted areas on the north sidewalk of 45th Street, south of Ditmars Boulevard, in the Borough of Queens. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Date of Approval to June 30, 2019 - \$2,755/annum

the maintenance of a security deposit in the sum of \$3,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#5 In the matter of a proposed revocable consent authorizing Goldman, Sachs & Co. to continue to maintain and use

bollards on the east sidewalk of South William Street, north of Broad Street and on the north sidewalk of Broad Street, between Pearl and South William Streets, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period from July 1, 2008 to June 30, 2018 - \$7,875/per annum

the maintenance of a security deposit in the sum of \$20,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

j17-jy9

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ AUCTION

PUBLIC AUCTION SALE NUMBER 08001-Y, 08001-Z AND 09001-A

NOTICE IS HEREBY GIVEN of a bi-weekly public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on Wednesday, July 9, 2008 (SALE NUMBER 09001-A). This auction is held every other Wednesday unless otherwise notified. Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

NOTE: THE AUCTIONS SCHEDULED FOR WEDNESDAY, JUNE 11, 2008 (SALE NUMBER 08001-Y) AND WEDNESDAY, JUNE 25, 2008 (SALE NUMBER 08001-Z) HAVE BEEN CANCELLED.

LOCATION: 570 Kent Avenue, Brooklyn, NY (in the Brooklyn Navy Yard between Taylor and Clymer Street).

A listing of vehicles to be offered for sale in the next auction can be viewed on our web site, on the Friday prior to the sale date at: <http://www.nyc.gov/auctions>

Terms and Conditions of Sale can also be viewed at this site.

For further information, please call (718) 417-2155 or (718) 625-1313.

j9-jy9

■ SALE BY SEALED BID

SALE OF: 20,000 LBS. OF UNCLEAR BRASS WATER METERS.

S.P.#: 08018 DUE: July 1, 2008

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

DCAS, Division of Municipal Supply Services, 18th Floor, Bid Room, Municipal Building, New York, NY 10007. For sales proposal contact Gladys Genoves-McCauley (718) 417-2156 for information.

j18-jy1

SALE OF: 1 UNUSED "CARRIER" ECOLOGICAL CHILLER.

S.P.#: 08022 DUE: July 10, 2008

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

DCAS, Division of Municipal Supply Services, 18th Floor, Bid Room, Municipal Building, New York, NY 10007. For sales proposal contact Gladys Genoves-McCauley (718) 417-2156 for information.

j26-jy10

SALE OF: 1 LOT OF 28,800 LBS. OF ONCE FIRED ASSORTED CALIBER CARTRIDGE CASES.

S.P.#: 08021 DUE: July 8, 2008

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

DCAS, Division of Municipal Supply Services, 18th Floor, Bid Room, Municipal Building, New York, NY 10007. For sales proposal contact Gladys Genoves-McCauley (718) 417-2156 for information.

j24-jy8

POLICE

OWNERS ARE WANTED BY THE PROPERTY CLERK DIVISION OF THE NEW YORK CITY POLICE DEPARTMENT.

The following listed property is in the custody, of the Property Clerk Division without claimants.

Recovered, lost, abandoned property, property obtained from prisoners, emotionally disturbed, intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves. Motor vehicles, boats, bicycles, business machines, cameras, calculating machines, electrical and optical property, furniture, furs, handbags, hardware, jewelry, photographic equipment, radios, robes, sound systems, surgical and musical instruments, tools, wearing apparel, communications equipment, computers, and other miscellaneous articles.

INQUIRIES

Inquiries relating to such property should be made in the Borough concerned, at the following office of the Property Clerk.

FOR MOTOR VEHICLES

(All Boroughs):

- * College Auto Pound, 129-01 31 Avenue, College Point, NY 11354, (718) 445-0100
- * Gowanus Auto Pound, 29th Street and 2nd Avenue, Brooklyn, NY 11212, (718) 832-3852
- * Erie Basin Auto Pound, 700 Columbia Street, Brooklyn, NY 11231, (718) 246-2029

FOR ALL OTHER PROPERTY

- * Manhattan - 1 Police Plaza, New York, NY



New Today..

first time procurement ads appearing today!

The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed to the City's prestige as a global destination. As part of this effort, the City is pleased to announce the following contracting opportunities for construction/construction services and construction-related services.

BROOKLYN NAVY YARD

■ SOLICITATIONS

Services

LOBBYING SERVICES PRIMARILY FOCUSED ON THE STATE OF NEW YORK – CSP – PIN# 08151 – DUE 07-21-08 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Brooklyn Navy Yard Development Corp., Building 292, 63 Flushing Avenue, Unit 300, Brooklyn, NY 11205. Richard Drucker at (718) 907-5936.

j26

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ AWARDS

Goods

BEVERAGE DRINK BASE WITH DISPENSERS – Competitive Sealed Bids – PIN# 857800360 – AMT: \$3,188,484.00 – TO: Lemon-X Corporation, 168 Railroad Street, Huntington Station, NY 11746.

j26

DESIGN & CONSTRUCTION

AGENCY CHIEF CONTRACTING OFFICER

■ AWARDS

Construction/Construction Services

RQ-A AND E, REQUIREMENTS CONTRACT FOR LANDSCAPE ARCHITECTURAL, SITE ENGINEERING AND CONSTRUCTION RELATED SERVICES, MANHATTAN, BRONX AND STATEN ISLAND – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502007VP01170P – AMT: \$990,000.00 – TO: Quennell Rothschild plus Partners, LLP, 118 West 22nd Street, 12th Floor.

j26

EMPLOYEES' RETIREMENT SYSTEM

■ AWARDS

Goods & Services

SCANNER – Cooperative Purchasing – PIN# 00906202008 – AMT: \$130,370.84 – TO: SHI, 5 West Howell, Cold Spring 10516. NYS OGS Contract #PT 60652.
● FILENET – Cooperative Purchasing – PIN# 009062020081 – AMT: \$171,232.50 – TO: IBM, One Roger Street, Cambridge, MA 02142. NYS OGS #PT 57022.
● FILENET SCANNERS – Cooperative Purchasing – PIN# 009062020082 – AMT: \$144,494.06 – TO: SHI, 5 West Bank Street, Cold Spring 10516. NYS OGS #PT 57022.

j26

ENVIRONMENTAL PROTECTION

■ SOLICITATIONS

Construction/Construction Services

REBID: HENDRIX CREEK WETLANDS RESTORATION, BROOKLYN – Competitive Sealed Bids – PIN# 826080EPA001 – DUE 07-15-08 AT 11:30 A.M. REBID: CONTRACT: HENDRIX. Document Fee \$40.00. There will be a mandatory pre-bid conference on 7/8/08 at

- 10038, (212) 374-4925.
- * Brooklyn - 84th Precinct, 301 Gold Street, Brooklyn, NY 11201, (718) 875-6675.
- * Bronx Property Clerk - 215 East 161 Street, Bronx, NY 10451, (718) 590-2806.
- * Queens Property Clerk - 47-07 Pearson Place, Long Island City, NY 11101, (718) 433-2678.
- * Staten Island Property Clerk - 1 Edgewater Plaza, Staten Island, NY 10301, (718) 876-8484.

j1-d31

■ AUCTION

PUBLIC AUCTION SALE NUMBER 1135

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, automobiles, trucks, and vans. Inspection day is June 30, 2008 from 10:00 A.M. - 2:00 P.M. Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on July 1, 2008 at approximately 9:00 A.M. Auction will be held at the Erie Basin Auto Pound, 700 Columbia Street (in Redhook area of B'klyn., 2 blocks from Halleck St.)

For information concerning the inspection and sale of these items, call the Property Clerk Division's Unit information line (646) 610-4614.

j18-jy1

1750 Pennsylvania Avenue, Brooklyn, NY 11239, at 10:00 A.M., Pennsylvania Landfill Superintendent Office, (718) 942-2200. The project manager for this job is Samuel Young (718) 595-4399. Vendor ID#: 34558.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Department of Environmental Protection
59-17 Junction Boulevard, 17th Floor, Elmhurst, New York 11373. Greg Hall (718) 595-3236, ghall@dep.nyc.gov

j26

HEALTH AND HOSPITALS CORPORATION

■ SOLICITATIONS

Goods

PREVENTIVE MAINTENANCE MEDICAL SERVICE CONTRACT FOR LEICA MICROSYSTEMS INC. EQUIPMENT – CSB – PIN# 11108093 – DUE 07-11-08 AT 2:00 P.M. – Bid package can be obtained at 462 First Avenue, Rm. 12 E 31, New York, N.Y.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Bellevue Hospital Center, Purchasing Dept., Rm. 12 E 31 New York, NY 10016. Roberta Mazyck, Procurement Analyst, (212) 562-3928.

j26

Goods & Services

INFUSION AND MEDICAL SUPPLIES AND EQUIPMENT SERVICES – RFP – PIN# 11108000099 – DUE 07-23-08 AT 2:00 P.M. – Mandatory pre-proposer's meeting will be held on Wednesday, July 9, 2008 at 2:00 P.M. in the C&D Building, 3rd Floor, Room 346. No more than three representatives from each vendor may attend.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Bellevue Hospital Center, Purchasing Department
462 First Avenue, New York, NY 10016. David Larish, Director of Purchasing, Room 12E35, (212) 562-2888.

j26

HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

■ AWARDS

Human/Client Service

HIGH SERVICE NEEDS I HSG-BRYANT HOMES – Required Method (including Preferred Source) – PIN# 08PO173801R0X00 – AMT: \$575,000.00 – TO: Addicts Rehabilitation Center Foundation, Inc., 2015 Madison Avenue, New York, NY 10035.

j26

HOMELESS SERVICES

OFFICE OF CONTRACTS AND PROCUREMENT

■ AWARDS

Construction Related Services

BUILDING UPGRADE - FIRE PROTECTION – Competitive Sealed Bids – PIN# 071-08S-02-1160 – AMT: \$52,000.00 – TO: Maximum Mechanical, LLC, 246 Java Street, Brooklyn, NY 11222.

j26

HOUSING AUTHORITY

PURCHASING DIVISION

■ SOLICITATIONS

Goods

HOLLOW METAL DOORS AND BUCKS – Competitive Sealed Bids – RFQ #5673 – DUE 07-10-08 AT 10:30 A.M.

Housing Authority, 23-02 49th Avenue, 5th Floor SCOD Long Island City, NY 11101. Bid documents available via internet ONLY: http://www.nyc.gov/html/nycha/html/business/goods_materials.shtml Wayne Lindenberg (718) 707-5262.

☛ j26

HUMAN RESOURCES ADMINISTRATION

■ INTENT TO AWARD

Services (Other Than Human Services)

ACCOUNTS MAINTENANCE – Negotiated Acquisition – Available only from a single source - PIN# 069-09-110-0008 –

DUE 07-03-08 AT 3:00 P.M. – Human Resources Administration Office of Child Support Enforcement entered in contract negotiations with the current vendor to provide account maintenance services. Vendors interested in responding to future solicitations should call the NYC Vendor Enforcement Center at (212) 857-1680 to request an application or you may complete the application on-line by visiting www.nyc.gov/selltonyc.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Human Resources Administration, 2 Washington Street, New York, NY 10004. Jones Kim (212) 487-5857, kim.jones@dfa.state.ny.us

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SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

■ SOLICITATIONS

Services

CONSULTANT SERVICES IN CONNECTION WITH COMPUTER INTEGRATION SYSTEMS AND

INTERNET PROTOCOL DIGITAL VIDEO SURVEILLANCE (IPDVS) NETWORK INTEGRATION AT VARIOUS SCHOOLS THROUGHOUT NEW YORK CITY – Competitive Sealed Proposals – PIN# SCA08-00106R – DUE 07-10-08 AT 2:00 P.M. – Proposals will be accepted from the following firms:

Cenosystems, Inc., Computer Horizons d/b/a TekSystems, Computer Logic Group, Custom Computer Specialist, Data Industries, IBM Corporation, InfoServe Technologies Corporation, IT Computer Support of New York, RK Software, Science Applications International Corporation, Softline Consulting, Spherion Atlantic Enterprises, LLC, Stellar, SVM International, Inc., TCA Consulting Group, Inc., Technofina, Inc., Thomas S. Brown and Associates, Inc., Wavelength Consulting, Inc.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

School Construction Authority, 30-30 Thomson Avenue Long Island City, New York 11101. Patricia Geraghty, Contract Negotiator, (718) 752-5885, pgeraghty@nycsca.org

☛ j26-jy2

PROCUREMENT

The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed to the City's prestige as a global destination. As part of this effort, the City is pleased to announce the following contracting opportunities for construction/construction services and construction-related services.

AGING

CONTRACT MANAGEMENT SERVICES

■ AWARDS

Goods & Services

SERVICES FOR SENIOR CITIZENS – Negotiated Acquisition –

Neighborhood Self-help by Older Persons Project 953 Southern Blvd., Bronx, NY 10459 PIN: 12509VRNA11G - Contract Amount: \$447,587

Catholic Charities Neighborhood Service Inc. 191 Joralemon St. 10th Fl., Brooklyn, NY 11201 PIN: 12509SCNA23C - Contract Amount: \$572,406

Presbyterian Senior Services 2095 Broadway, Ste. 409, New York, NY 10023 PIN: 12509SCNA1A6 - Contract Amount: \$239,656

Ridgewood Bushwick Senior Citizens Council Inc. 555 Bushwick Ave., Brooklyn, NY 11206 PIN: 12509SCNA21G - Contract Amount: \$912,648

The Carter Burden Center for the Aging Inc. 1484 First Ave., New York, NY 10075 PIN: 12509SCNA31Z - Contract Amount: \$441,188

Convent Avenue Baptist Church 425 West 144th Street, New York, NY 10031 PIN: 12509SCNA324 - Contract Amount: \$516,261

Peter Cardella Senior Citizen Center Inc. 68-52 Fresh Pond Road, Ridgewood, NY 11385 PIN: 12509SCNA428 - Contract Amount: \$575,477

Allen AME Church Allen Community Senior Center 166-01 Linden Blvd., Jamaica, NY 11434 PIN: 12509SCNA413 - Contract Amount: \$380,024

Community Agency for Senior Citizens Inc. 56 Bay Street, Staten Island, NY 10301 PIN: 12509VRNA505 - Contract Amount: \$631,953

Staten Island Community Services Friendship Club 11 Sampson Avenue, Staten Island, NY 10308 PIN: 12509SCNA506 - Contract Amount: \$1,672,186

Jewish Association for Services for the Aged 132 West 31st Street, 10th Fl., New York, NY 10001 PIN: 12509SCNA610 - Contract Amount: \$545,410

Negotiation Acquisition extension. The contracts are being extended to ensure the continuation of the critically needed services provided to seniors.

☛ j26

SERVICES FOR SENIOR CITIZENS – Renewal –

Regional Aid for Interim Needs Inc. 811 Morris Park Avenue, Bronx, NY 10461 PIN: 12509HDM2198 - Contract Amount: \$1,243,134

Regional Aid for Interim Needs Inc. 811 Morris Park Avenue, Bronx, NY 10462 PIN: 12509HDM2199 - Contract Amount: \$946,356

Regional Aid for Interim Needs Inc. 811 Morris Park Avenue, Bronx, NY 10462 PIN: 12509TRAN196 - Contract Amount: \$193,083

Regional Aid for Interim Needs Inc. 811 Morris Park Avenue, Bronx, NY 10462 PIN: 12509SC5010C - Contract Amount: \$452,240

Regional Aid for Interim Needs Inc. 811 Morris Park Avenue, Bronx, NY 10462 PIN: 12509VAR0169 - Contract Amount: \$523,117

Regional Aid for Interim Needs Inc. 811 Morris Park Avenue, Bronx, NY 10462 PIN: 12509SC10156 - Contract Amount: \$465,652 Regional Aid for Interim Needs Inc.

811 Morris Park Avenue, Bronx, NY 10462 PIN: 12509SC5010J - Contract Amount: \$254,988

The Citizens Advice Bureau Inc. 2054 Morris Ave., Bronx, NY 10453 PIN: 12509SC5010H - Contract Amount: \$193,173

The Citizens Advice Bureau Inc. 2054 Morris Ave., Bronx, NY 10453 PIN: 12509SC5011P - Contract Amount: \$178,653

The Citizens Advice Bureau Inc. 2054 Morris Ave., Bronx, NY 10453 PIN: 12509SC5010L - Contract Amount: \$530,166

SEBCO Development Inc. 885 Bruckner Boulevard, Bronx, NY 10451 PIN: 12509SC10189 - Contract Amount: \$430,896

Presbyterian Senior Services 2095 Broadway Ste 409, New York, NY 10023 PIN: 12509SC5011N - Contract Amount: \$320,133

Presbyterian Senior Services 2095 Broadway, Ste. 409, New York, NY 10023 PIN: 12509SC5010I - Contract Amount: \$276,718

Presbyterian Senior Services 2095 Broadway Ste 409, New York, NY 10023 PIN: 12509SC1011R - Contract Amount: \$69,112

Jewish Association for Services for the Aged 132 West 31st Street 10th Fl, New York, NY 10001 PIN: 12509SC5010D - Contract Amount: \$355,456

Jewish Association for Services for the Aged 132 West 31st Street 10th Fl, New York, NY 10001 PIN: 12509SC10132 - Contract Amount: \$180,254

William Hodson Community Center Inc. 1320 Webster Avenue, Bronx, NY 10456 PIN: 12509SC5010N - Contract Amount: \$386,169

Kips Bay Boys and Girls Club 1930 Randall Avenue, Bronx, NY 10473 PIN: 12509SC1012N - Contract Amount: \$305,420

Hunts Point Multi Service Program Center Inc. 754 East 151st Street, Bronx, NY 10455 PIN: 12509SC5010V - Contract Amount: \$195,786

Tolentine-Zeisner Community Life Center Inc. 2345 University Avenue, Bronx, NY 10468 PIN: 12509SC50148 - Contract Amount: \$153,573

Council of Belmont Organizations Inc. 2402 Hughes Avenue, Bronx, NY 10458 PIN: 12509SC50197 - Contract Amount: \$387,488

Ridgewood Bushwick Senior Citizens Council Inc. 555 Bushwick Avenue, Brooklyn, NY 11206 PIN: 12509SC5020W - Contract Amount: \$240,674

Ridgewood Bushwick Senior Citizens Council Inc. 555 Bushwick Avenue, Brooklyn, NY 11206 PIN: 12509SC5021Z - Contract Amount: \$703,632

Ridgewood Bushwick Senior Citizens Council Inc. 555 Bushwick Avenue, Brooklyn, NY 11206 PIN: 12509SC1022Q - Contract Amount: \$255,541

Fort Greene Senior Citizens Council 966 Fulton Street, Brooklyn, NY 11238 PIN: 12509SC5021P - Contract Amount: \$271,376

Fort Greene Senior Citizens Council 966 Fulton Street, Brooklyn, NY 11238 PIN: 12509SC5021K - Contract Amount: \$783,473

Fort Greene Senior Citizens Council 966 Fulton Street, Brooklyn, NY 11238 PIN: 12509SC1023R - Contract Amount: \$512,414

Fort Greene Senior Citizens Council 966 Fulton Street, Brooklyn, NY 11238 PIN: 12509SC2023H - Contract Amount: \$281,577

Fort Greene Senior Citizens Council 966 Fulton Street, Brooklyn, NY 11238 PIN: 12509SC2023G - Contract Amount: \$688,032

Fort Greene Senior Citizens Council 966 Fulton Street, Brooklyn, NY 11238 PIN: 12509SC5021N - Contract Amount: \$272,021

Fort Greene Senior Citizens Council 966 Fulton Street, Brooklyn, NY 11238 PIN: 12509SC5021B - Contract Amount: \$250,397

Jewish Community Council of Greater Coney Island Inc. 3001 West 37th Street, Brooklyn, NY 11224 PIN: 12509SC5021A - Contract Amount: \$380,413

Jewish Community Council of Greater Coney Island Inc. 3001 West 37th Street, Brooklyn, NY 11224 PIN: 12509SC5021C - Contract Amount: \$320,881

Jewish Community Council of Greater Coney Island Inc. 3001 West 37th Street, Brooklyn, NY 11224 PIN: 12509SC5021I - Contract Amount: \$613,501

Jewish Community Council of Greater Coney Island Inc. 3001 West 37th Street, Brooklyn, NY 11224 PIN: 12509SC50224 - Contract Amount: \$682,840

Jewish Community Council of Greater Coney Island Inc. 3001 West 37th Street, Brooklyn, NY 11224 PIN: 12509VAR022G - Contract Amount: \$101,394

The Spanish Speaking Elderly Council-RAICES 460 Atlantic Avenue, Brooklyn, NY 11217 PIN: 12509SC10216 - Contract Amount: \$450,198

The Spanish Speaking Elderly Council-RAICES 460 Atlantic Avenue, Brooklyn, NY 11217 PIN: 12509SC5021F - Contract Amount: \$305,907

The Spanish Speaking Elderly Council-RAICES 460 Atlantic Avenue, Brooklyn, NY 11217 PIN: 12509SC5021Q - Contract Amount: \$268,164

Catholic Charities Neighborhood Services Inc. 191 Joralemon Street, 14th Fl., Brooklyn, NY 11201 PIN: 12509SC1023L - Contract Amount: \$364,122

Catholic Charities Neighborhood Services Inc. 191 Joralemon Street, 14th Fl., Brooklyn, NY 11201 PIN: 12509SC1023K - Contract Amount: \$840,004

Wayside Out-Reach Development Inc. 1746-60 Broadway, Brooklyn, NY 11207 PIN: 12509SC5021T - Contract Amount: \$278,756

Wayside Out-Reach Development Inc. 1746-60 Broadway, Brooklyn, NY 11207 PIN: 12509SC5021H - Contract Amount: \$345,700

Wayside Out-Reach Development Inc. 1746-60 Broadway, Brooklyn, NY 11207 PIN: 12509SC1023F - Contract Amount: \$764,391

Wayside Out-Reach Development Inc. 1746-60 Broadway, Brooklyn, NY 11207 PIN: 12509SC5021J - Contract Amount: \$263,304

Edith and Carl Marks Jewish Community House of Bensonhurst 7802 Bay Parkway, Brooklyn, NY 11214 PIN: 12509SC1022A - Contract Amount: \$313,957

Legal Services for New York City 350 Broadway, New York, NY 10013 PIN: 12509LEG022D - Contract Amount: \$63,312

☛ j26

BROOKLYN NAVY YARD

■ SOLICITATIONS

Services

LOBBYING SERVICES PRIMARILY FOCUSED ON THE STATE OF NEW YORK – CSP – PIN# 08151 – DUE 07-21-08 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

Brooklyn Navy Yard Development Corp., Building 292 63 Flushing Avenue, Unit 300, Brooklyn, NY 11205. Richard Drucker at (718) 907-5936.

☛ j26

CHIEF MEDICAL EXAMINER

AGENCY CHIEF CONTRACTING OFFICER

■ INTENT TO AWARD

Services (Other Than Human Services)

MAINTENANCE AND REPAIR OF BIOROBOT M48 – Sole Source – Available only from a single source - PIN# 81609ME0016 – DUE 06-30-08 AT 3:00 P.M. – The Office of Chief Medical Examiner (OCME) intends to enter into a sole source contract for Maintenance and Repair of BioRobot M48 Services.

Any other vendor who is capable of providing such service to the NYC Office of Chief Medical Examiner may express their

interest in doing so by writing to Miriam Acevedo, NYC Office of Chief Medical Examiner, 421 East 26th Street, 10th Floor, NY, NY 10016.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Office of Chief Medical Examiner, 421 East 26th Street
10th Floor, NY, NY 10016. Miriam Acevedo (212) 323-1739
miacevedo@ocme.nyc.gov

j23-27

DATABASE PROGRAM DEVELOPMENT/ ENHANCEMENT/MAINTENANCE – Sole Source – Available only from a single source - PIN# 81609ME0020 – DUE 06-27-08 AT 3:00 P.M. – The Office of Chief Medical Examiner (OCME) intends to enter into a sole source contract with Sapphire International, Inc., 3060 Main St., Stratford, CT 06614, to provide development, enhancement and maintenance services for critical OCME applications developed in DATAEASE (Contractor's proprietary software), which was designed to enhance OCME applications, including the Fatality Tracking System, OCME Personnel Scheduling System, and the MEANS system.

Any other vendor who is capable of providing these services to the NYC Office of Chief Medical Examiner may express their interest in doing so by writing to Luis A. Rodriguez, NYC OCME, 421 E. 26th St., 10th Fl., NY, NY 10016, or e-mail lrodriguez@ocme.nyc.gov

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Office of Chief Medical Examiner, 421 E. 26th St., 10th Fl., NY, NY 10016. Luis A. Rodriguez (212) 323-1733
lrodriguez@ocme.nyc.gov

j20-26

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

AWARDS

Goods

BEVERAGE DRINK BASE WITH DISPENSERS – Competitive Sealed Bids – PIN# 857800360 – AMT: \$3,188,484.00 – TO: Lemon-X Corporation, 168 Railroad Street, Huntington Station, NY 11746.

j26

VENDOR LISTS

Goods

ACCEPTABLE BRAND LIST – In accordance with PPB Rules, Section 2-05(c)(3), the following is a list of all food items for which an Acceptable Brands List has been established.

1. Mix, Biscuit - AB-14-1:92
2. Mix, Bran Muffin - AB-14-2:91
3. Mix, Corn Muffin - AB-14-5:91
4. Mix, Pie Crust - AB-14-9:91
5. Mixes, Cake - AB-14-11:92A
6. Mix, Egg Nog - AB-14-19:93
7. Canned Beef Stew - AB-14-25:97
8. Canned Ham Shanks - AB-14-28:91
9. Canned Corned Beef Hash - AB-14-26:94
10. Canned Boned Chicken - AB-14-27:91
11. Canned Corned Beef - AB-14-30:91
12. Canned Ham, Cured - AB-14-29:91
13. Complete Horse Feed Pellets - AB-15-1:92
14. Canned Soups - AB-14-10:92D
15. Infant Formula, Ready to Feed - AB-16-1:93
16. Spices - AB-14-12:95
17. Soy Sauce - AB-14-03:94
18. Worcestershire Sauce - AB-14-04:94

Application for inclusion on the above enumerated Acceptable Brand Lists for foods shall be made in writing and addressed to: Purchase Director, Food Unit, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-4207.

j4-17

EQUIPMENT FOR DEPARTMENT OF SANITATION – In accordance with PPB Rules, Section 2.05(c)(3), an acceptable brands list will be established for the following equipment for the Department of Sanitation:
A. Collection Truck Bodies
B. Collection Truck Cab Chassis
C. Major Component Parts (Engine, Transmission, etc.)

Applications for consideration of equipment products for inclusion on the acceptable brands list are available from: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-8562.

j4-17

OPEN SPACE FURNITURE SYSTEMS - CITYWIDE – In accordance with PPB Rules, Section 2.05(c)(3), an Acceptable Brands List, #AB-17W-1:99, has been established for open space furniture systems.

Application for consideration of product for inclusion on this acceptable brands list shall be made in writing and addressed to: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007, (212) 669-8562.

j4-17

COMPTROLLER

PURCHASING

INTENT TO AWARD

Goods & Services

POWERWARE UNINTERRUPTED POWER SUPPLY UPGRADE – Sole Source – Available only from a single source - PIN# 01508BIS1684 – DUE 07-03-08 AT 11:00 A.M. – Please be advised that the New York City Comptroller's

Office intends to enter into negotiations, on a sole source basis, with Eaton Electrical, formerly Powerware/Exide Electronics, the Manufacturer, to provide an upgrade of the existing Powerware Uninterrupted Power Supply (UPS) Control Module, currently a Plus 50 Model, to a 9390 Model. In accordance with Section 3-05 (c) (I) of the City's Procurement Policy Board Rules (the "BP Rules"), the New York City Comptroller's Office is requesting expressions of interest from suppliers qualified to compete on this procurement now or in the future. Expressions of Interest should be sent in writing to Booker Greene, at 1 Centre Street, room 701, New York NY 10007 or e-mailed to bgreene@comptroller.nyc.gov. All expressions must be received by no later than 11:am on July 3, 2008. Expressions of interest received will be evaluated; if it appears that the requested services are available from more than a single source, a solicitation shall be issued in accordance with Chapter 3 of the PPB Rules.

j26-12

CORRECTION

SOLICITATIONS

Services (Other Than Human Services)

AIS PRISIM SYSTEM EXTENDED WARRANTY – Sole Source – Available only from a single source - PIN# 2-1505-1001/2009 – DUE 07-07-08 AT 11:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Correction, 17 Battery Place, 4th Floor, NY NY 10004. Kraig Jairam (212) 487-9543
kraig.jairam@doc.nyc.gov

j23-27

DESIGN & CONSTRUCTION

AGENCY CHIEF CONTRACTING OFFICER

AWARDS

Construction / Construction Services

RQ-A AND E, REQUIREMENTS CONTRACT FOR LANDSCAPE ARCHITECTURAL, SITE ENGINEERING AND CONSTRUCTION RELATED SERVICES, MANHATTAN, BRONX AND STATEN ISLAND – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502007VP0117OP – AMT: \$990,000.00 – TO: Quennell Rothschild plus Partners, LLP, 118 West 22nd Street, 12th Floor.

j26

EMPLOYEES' RETIREMENT SYSTEM

AWARDS

Goods & Services

SCANNER – Cooperative Purchasing – PIN# 00906202008 – AMT: \$130,370.84 – TO: SHI, 5 West Howell, Cold Spring 10516. NYS OGS Contract #PT 60652.
● **FILENET** – Cooperative Purchasing – PIN# 009062020081 – AMT: \$171,232.50 – TO: IBM, One Roger Street, Cambridge, MA 02142. NYS OGS #PT 57022.
● **FILENET SCANNERS** – Cooperative Purchasing – PIN# 009062020082 – AMT: \$144,494.06 – TO: SHI, 5 West Bank Street, Cold Spring 10516. NYS OGS #PT 57022.

j26

ENVIRONMENTAL PROTECTION

SOLICITATIONS

Construction / Construction Services

REBID: HENDRIX CREEK WETLANDS RESTORATION, BROOKLYN – Competitive Sealed Bids – PIN# 826080EPA001 – DUE 07-15-08 AT 11:30 A.M. – REBID: CONTRACT: HENDRIX. Document Fee \$40.00. There will be a mandatory pre-bid conference on 7/8/08 at 1750 Pennsylvania Avenue, Brooklyn, NY 11239, at 10:00 A.M., Pennsylvania Landfill Superintendent Office, (718) 942-2200. The project manager for this job is Samuel Young (718) 595-4399. Vendor ID#: 34558.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Environmental Protection
59-17 Junction Boulevard, 17th Floor, Elmhurst, New York 11373. Greg Hall (718) 595-3236, ghall@dep.nyc.gov

j26

BUREAU OF WATER SUPPLY

SOLICITATIONS

Services (Other Than Human Services)

STORMWATER TECHNICAL ASSISTANCE PROGRAM – Sole Source – Available only from a single source - PIN# 82608WS00030 – DUE 07-10-08 AT 4:00 P.M. – Contract CAT-357. DEP intends to enter into a Sole Source Agreement with Catskill Watershed Corporation, for CAT-357: Stormwater Technical Assistance Program. The catskill Watershed Corporation was established by the Watershed MOA for the purpose of carrying out watershed protection and partnership programs, because of its representation of the West of Hudson Watershed, the Catskill Watershed Corporation is best suited for contracting with DEP to implement watershed protection and partnership program. Any firm which believes it can also provide the required service is invited to so, indicated by letter to: Environmental Protection, Agency Chief Contracting Officer, 59-17 Junction Blvd., 17th Floor, Flushing, New York 11373. Debra Butlien (718) 595-3423, d.butlien@dep.nyc.gov

j24-30

HEALTH AND HOSPITALS CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-3863.

j1-d31

SOLICITATIONS

Goods

PREVENTIVE MAINTENANCE MEDICAL SERVICE CONTRACT FOR LEICA MICROSYSTEMS INC. EQUIPMENT – CSB – PIN# 11108093 – DUE 07-11-08 AT 2:00 P.M. – Bid package can be obtained at 462 First Avenue, Rm. 12 E 31, New York, N.Y.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Bellevue Hospital Center, Purchasing Dept., Rm. 12 E 31, New York, NY 10016. Roberta Mazyck, Procurement Analyst, (212) 562-3928.

j26

Goods & Services

INFUSION AND MEDICAL SUPPLIES AND EQUIPMENT SERVICES – RFP – PIN# 11108000099 – DUE 07-23-08 AT 2:00 P.M. – Mandatory pre-proposer's meeting will be held on Wednesday, July 9, 2008 at 2:00 P.M. in the C&D Building, 3rd Floor, Room 346. No more than three representatives from each vendor may attend.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Bellevue Hospital Center, Purchasing Department
462 First Avenue, New York, NY 10016.
David Larish, Director of Purchasing, Room 12E35, (212) 562-2888.

j26

HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

SOLICITATIONS

Human / Client Service

NEW YORK/NEW YORK III SUPPORTED HOUSING CONGREGATE – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 81608PO0763 – DUE 02-13-09 AT 3:00 P.M. – The New York City Department of Health and Mental Hygiene (DOHMH) is issuing a RFP to establish 3,000 units of citywide supportive housing in newly constructed or rehabilitated single-site buildings for various homeless populations pursuant to the New York/New York III Supportive Housing agreement. The subject RFP will be open-ended and proposals will be accepted on an on-going basis. Beginning on February 16, 2007, RFPs may be picked up in person at the address below, between the hours of 10:00 A.M. and 4:00 P.M. on business days only. The RFP is also on line at: <http://www.nyc.gov/html/doh/html/acco/acco-rfp-nynycongregate-20070117-form.shtml> A pre-proposal conference will be held on March 6, 2007 at 2:00 P.M. at 125 Worth Street, 2nd Floor Auditorium, New York, NY. Any questions regarding this RFP must be sent in writing in advance to Karen Mankin at the above address or fax to (212) 219-5890. All questions submitted will be answered at the Pre-Proposal conference. All proposals must be hand delivered at the Agency Chief Contracting Officer, Room 812, New York, NY 10013.

As a minimum qualification requirement for (1) the serious and persistent mentally ill populations, the proposer must be incorporated as a not-for-profit organizations, and (2) for the young adult populations, the proposer must document site control and identify the source of the capital funding and being used to construct or renovate the building.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Health and Mental Hygiene, 93 Worth Street, Room 812
New York, NY 10013. Karen Mankin (212) 219-5873
kmankin@health.nyc.gov

f16-17

AWARDS

Human / Client Service

HIGH SERVICE NEEDS I HSG-BRYANT HOMES – Required Method (including Preferred Source) – PIN# 08PO173801ROX00 – AMT: \$575,000.00 – TO: Addicts Rehabilitation Center Foundation, Inc., 2015 Madison Avenue, New York, NY 10035.

j26

HOMELESS SERVICES

OFFICE OF CONTRACTS AND PROCUREMENT

SOLICITATIONS

Human / Client Service

SAFE HAVEN OPEN-ENDED RFP – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-08S-04-1164 – DUE 08-27-10 – The Department of Homeless Services has issued an Open Ended Request for Proposals (PIN 071-08S-04-1164) as of August 27, 2007 seeking appropriately qualified vendors to develop and operate a stand-alone Safe Haven for chronic street homeless single adults and/or adult couples without minor children.

There is no due date for proposals under this RFP. Proposals will be reviewed by the Department as they are received and contracts will be awarded on an on-going basis until the Department's needs are met.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Department of Homeless Services, 33 Beaver Street
 13th Floor, New York, NY 10004.
 Suellen Schulman (212) 361-8400, ssschulma@dhs.nyc.gov

a27-f12

CORRECTION: TRANSITIONAL RESIDENCES FOR HOMELESS/DROP-IN CENTERS – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-00S-003-262Z – DUE 01-02-09 AT 2:00 P.M. – CORRECTION: The Department of Homeless Services is soliciting proposals from organizations interested in developing and operating transitional residences for homeless adults and families including the Neighborhood Based Cluster Residence and drop-in centers for adults. This is an open-ended solicitation; there is no due date for submission. Request for proposals is also available on-line at www.nyc.gov/cityrecord

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Department of Homeless Services, 33 Beaver Street,
 13th Floor, New York, NY 10004.
 Marta Zmoira (212) 361-0888, mzoita@dhs.nyc.gov

f29-d31

AWARDS

Construction Related Services

BUILDING UPGRADE - FIRE PROTECTION – Competitive Sealed Bids – PIN# 071-08S-02-1160 – AMT: \$52,000.00 – TO: Maximum Mechanical, LLC, 246 Java Street, Brooklyn, NY 11222.

j26

HOUSING AUTHORITY

PURCHASING DIVISION

SOLICITATIONS

Goods

HOLLOW METAL DOORS AND BUCKS – Competitive Sealed Bids – RFQ #5673 – DUE 07-10-08 AT 10:30 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Housing Authority, 23-02 49th Avenue, 5th Floor SCOD
 Long Island City, NY 11101. Bid documents available via internet ONLY:
http://www.nyc.gov/html/nycha/html/business/goods_materials.shtml Wayne Lindenberg (718) 707-5262.

j26

HOUSING PRESERVATION & DEVELOPMENT

DIVISION OF MAINTENANCE

VENDOR LISTS

Construction / Construction Services

PREQUALIFICATION – Pre-Qualification Application and information for inclusion on a pre-qualified bidders list may be obtained: in person, Monday through Friday, between the hours of 10:00 A.M. - 12:00 noon and 2:00 P.M. - 4:00 P.M., by writing to HPD, Division of Maintenance, Contractor Compliance Unit, 100 Gold Street, Room 6J, New York, NY 10038, or by visiting HPD's website at www.nyc.gov/hpd

Pre-Qualified Bidders List: The Contractor Compliance Unit in the Division of Maintenance requests applications from contractors who are qualified to perform Emergency and Non-emergency repairs, maintenance and construction related work in Residential and Commercial Buildings in all Boroughs.

The Pre-Qualified Bidders List will be used to solicit invitations to bid on a high volume of maintenance, repair and construction related Open Market Orders (OMOs) and Purchase Orders (POs) valued up to \$100,000, except for demolition work. As part of the approval process, vendors will be provided with the opportunity to participate in a 24-hour panel, which is a sub-set of the pre-qualified bidders list. Contractors with positive integrity, financial capabilities and knowledge and experience, are encouraged to apply for inclusion on lists for the following trades:

ASBESTOS ANALYSIS AND ABATEMENT
 Analysis - Third Party Monitoring - Abatement

BOILER REPAIRS
 Boiler Rental - Boiler Installation - HVAC, including Duct Work - Emergency Gas Restoration - Emergency Gas and Oil Heat/Hot Water Restoration

DEMOLITION
 Demolition of entire buildings and/or land clearing of development sites - Bracing and Shoring

ELECTRICAL REPAIRS
 Repairs/Removal of Electrical Violations - Fire Alarm Systems

ELEVATOR REPAIR AND MAINTENANCE

GENERAL CONSTRUCTION
 Concrete - Masonry - Carpentry - Roofs - Sidewalk Bridges (Steel Pole, Permanent and Rental) - Windows and Window Guards - Fencing - Scrape, Plaster and Paint

INTERCOM SYSTEMS

IRON WORK

Fire Escape Repair/Replacement - Stairwell Repair/Replacement

LEAD BASED PAINT ANALYSIS AND ABATEMENT
 Abatement - Analysis (Dust Wipe/Paint Chip/Soil) - XRF Testing

MOLD AND MILDEW ABATEMENT

MOVING, RELOCATION AND FURNITURE STORAGE SERVICES

OIL SPILL REMOVAL AND CLEAN UP
 Testing - Remediation and Clean Up
 PEST CONTROL SERVICES

PLUMBING REPAIRS
 Plumbing Repairs - Water Mains - Sewer Mains - Water Towers - Sprinkler Systems - Septic Systems - Sewer Stoppage

RUBBISH AND TRADE WASTE
 Clean Outs - Roll-Off Containers

SOIL AND WATER QUALITY TESTING
 Industrial Hygienist Services - Chemical Analysis for Organics and Heavy Metals

All Contractors performing Lead Abatement and XRF Testing, must be EPA Certified. Contractors involved in all other trades must take EPA Approved, One-day "Lead Safe Practices" and "Train the Trainer" Courses.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Housing Preservation and Development, 100 Gold Street,
 Room 6J, New York, NY 10038. Rick Brown (212) 863-7815, brownr@hpd.nyc.gov

j11-jy9

HUMAN RESOURCES ADMINISTRATION

INTENT TO AWARD

Services (Other Than Human Services)

ACCOUNTS MAINTENANCE – Negotiated Acquisition – Available only from a single source - PIN# 069-09-110-0008 – DUE 07-03-08 AT 3:00 P.M. – Human Resources Administration Office of Child Support Enforcement entered in contract negotiations with the current vendor to provide account maintenance services. Vendors interested in responding to future solicitations should call the NYC Vendor Enforcement Center at (212) 857-1680 to request an application or you may complete the application on-line by visiting www.nyc.gov/selltonyc.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Human Resources Administration, 2 Washington Street, New York, NY 10004. Jones Kim (212) 487-5857, kim.jones@dhs.state.ny.us

j26

JUVENILE JUSTICE

SOLICITATIONS

Human / Client Service

CORRECTION: PROVISION OF NON-SECURE DETENTION CENTERS – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13007DJJ001 – DUE 11-14-08 AT 3:00 P.M. – CORRECTION: The NYC Department of Juvenile Justice (DJJ) is seeking one or more appropriately qualified vendors to provide non-secure detention services for youth. Services shall include, but not be limited to, custody, basic youth care, food, clothing, shelter, education, health care, recreation, court related services, social work and case management services, social skills instruction, group sessions and monitoring and supervision of these services. In addition, the contract will require that a defibrillator shall be located in each program facility and that all staff requiring CPR training shall be certified in use of said defibrillator.

Each program facility will provide at least 10 and no more than 12 beds in accordance with the applicable regulations promulgated by the New York State Office of Children and Family Services (NYS OCFs), 9 N.Y.C.R.R. Section 180 et seq. The Department is seeking to provide services at facilities that will be operational at any time from January 1, 2007 to December 31, 2010. A vendor may submit an offer for more than one Facility Option. Current Agency vendors operating non-secure group homes that have contracts expiring in calendar year 2006 are urged to respond to this solicitation.

All program facilities shall be appropriately equipped to provide services for male or female youth as required by the Department, and be located in one of the five boroughs. The term of the contracts awarded from this solicitation will be for three years and will include an additional three-year option to renew. The anticipated maximum average annual funding available for each contract will be \$1,067,000, excluding start-up costs. Proposed start-up costs will be considered in addition to the proposed annual line item budget. Greater consideration will be given to applicants offering more competitive prices.

If your organization is interested in being considered for award of the subject contract, please hand deliver a written expression of interest addressed to my attention at 110 William Street, 13th Floor, New York, NY 10038. The expression of interest should specifically address the following:

1. Indicate each program facility for which the vendor is submitting.

2. Describe each proposed facility, its location, and proposed date of operation.

3. Attach appropriate documentation demonstrating the current use of each proposed facility and the vendor's site control of the facility for a period of at least 3 years.

4. For each proposed facility,
 a) Indicate the number of beds to be provided and demonstrate that the facility has the capacity to provide the indicated number of beds.
 b) Demonstrate that the facility will be appropriately equipped to provide services for male or female youth.

5. Demonstrate the vendor's organizational capability to:
 a) Provide the indicated number of beds at each proposed facility. (If the vendor is a current provider, also demonstrate the capability to provide the indicated number of beds in addition to those already provided.)
 b) Ensure that each proposed facility will be fully operational by required date in accordance with the applicable regulations promulgated by the New York State Office of Children and Family Services (NYS OCFs), 9 N.Y.C.R.R. Section 180 et seq.

6. Demonstrate the quantity and quality of the vendor's successful relevant experience.

7. Attach for each proposed facility three-year annual line item operating budget. Include staffing details. Proposed start up costs should be included in addition to the proposed three-year annual line item operating budget. All expressions of interest received in the manner set forth will be reviewed to determine if they are responsive to the material requirements of this solicitation. Expressions of interest determined to be non-responsive will not be further considered. Expressions of interest determined to be responsive will be considered in terms of the following factors:

- Appropriateness of each proposed facility.
- Demonstrated site control of each proposed facility.
- Demonstrated level of organizational capability to provide the proposed number of beds and to ensure that each proposed facility is fully operational by the applicable requisite date.
- Demonstrated quantity and quality of successful relevant experience.
- Annual budget amount and cost effectiveness of the budget.

The Department will enter into negotiations with the vendor(s) determined to be the best qualified at the time of evaluation, based on consideration of the above-cited factors. A contract will be awarded to the responsible vendor(s) whose offer(s) is/are determined to be the most advantageous to the City, taking into consideration the price and the other factors set forth in this solicitation. In the case that a vendor is eligible for award of more than one program facility, the Department reserves the right, based upon the vendor's demonstrated organizational capability and the best interest of the City, respectively, to determine how many and for which program facility(ies) the vendor will be awarded a contract.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Department of Juvenile Justice, 110 William Street
 20th Floor, New York, NY 10038.
 Chuma Uwechia (212) 442-7716, cuwechia@djj.nyc.gov

n20-13

PARKS AND RECREATION

REVENUE AND CONCESSIONS

SOLICITATIONS

Services (Other Than Human Services)

OPERATION OF CONCESSIONS FOR THE SALE OF CHRISTMAS TREES AND RELATED PRODUCTS – Competitive Sealed Bids – PIN# TR2008 – DUE 07-21-08 AT 3:00 P.M. – At various locations throughout the five boroughs.

Hard copies of the RFB can be obtained at no cost. The RFB is also available for download on Parks' website. To download the RFB, visit http://www.nyc.govparks.org/sub_opportunities/business_ops/index.php?view_page_equal_to_con_listing and, after logging in, click on the "download" link that appears adjacent to the RFB's description. Telecommunication Device for the Deaf (TDD) 212-504-4115.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Parks and Recreation, The Arsenal-Central Park, Division of Revenue, 830 Fifth Avenue, Room 407, New York, NY 10065.
 Joel Metlen, Senior Project Manager, (212) 360-1397, joel.metlen@parks.nyc.gov

j20-jy3

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

SOLICITATIONS

Services

CONSULTANT SERVICES IN CONNECTION WITH COMPUTER INTEGRATION SYSTEMS AND INTERNET PROTOCOL DIGITAL VIDEO SURVEILLANCE (IPDVS) NETWORK INTEGRATION AT VARIOUS SCHOOLS THROUGHOUT NEW YORK CITY – Competitive Sealed Proposals – PIN# SCA08-00106R – DUE 07-10-08 AT 2:00 P.M. – Proposals will be accepted from the following firms:
 Cenossystems, Inc., Computer Horizons d/b/a TekSystems, Computer Logic Group, Custom Computer Specialist, Data Industries, IBM Corporation, InfoServe Technologies Corporation, IT Computer Support of New York, RK

Software, Science Applications International Corporation, Softline Consulting, Spherion Atlantic Enterprises, LLC, Stellar, SVAM International, Inc., TCA Consulting Group, Inc., Technofina, Inc., Thomas S. Brown and Associates, Inc., Wavelength Consulting, Inc.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

School Construction Authority, 30-30 Thomson Avenue Long Island City, New York 11101. Patricia Geraghty, Contract Negotiator, (718) 752-5885, pgeraghty@nycsca.org

☛ j26-jy2

ONLINE ETHICS AWARENESS TRAINING – Competitive Sealed Bids – PIN# SCA08-00108R – DUE 07-15-08 AT 12:00 P.M. – Proposals will be accepted from the following firms: Redhawk (Kaplan EduNeering); LRN; Integrity Interactive; Global Compliance/Brightline; Corpedia/PLI; Enterprise Training Solutions.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.

School Construction Authority, 30-30 Thomson Avenue Long Island City, New York 11101. Sal DeVita, Senior Management Specialist, (718) 472-8049, sdevita@nycsca.org

j24-30

AGENCY RULES

HEALTH AND MENTAL HYGIENE

■ NOTICE

NOTICE OF ADOPTION OF A RESOLUTION TO REPEAL AND REENACT ARTICLE 7 OF THE NEW YORK CITY HEALTH CODE

In compliance with §1043(b) of the New York City Charter (the “Charter”) and pursuant to the authority granted to the Board of Health by §558 of said Charter, a Notice of Intention of the proposed repeal and reenactment of Article 7 of the New York City Health Code (the “Health Code”) was published in the City Record on March 13, 2008, and a public hearing was held on April 16, 2008. Six people testified at the public hearing and no written comments were received. A number of changes were made to the resolution in response to the comments received. At its meeting on June 18, 2008, the Board of Health adopted the following resolution.

Statutory Authority

These amendments to the New York City Health Code (“Health Code”) are promulgated pursuant to §§556, 558 and 1043 of the New York City Charter (the “Charter”). Section 556 of the Charter provides the Department of Health and Mental Hygiene (“DOHMH”) with jurisdiction to regulate all matters affecting the health in the city of New York. Section 558(b) and (c) of the Charter empower the Board of Health (the “Board”) to amend the Health Code and to include in the Health Code all matters to which the DOHMH’s authority extends. Section 1043 of the Charter grants the DOHMH rulemaking powers.

STATEMENT OF BASIS AND PURPOSE

INTRODUCTION

As part of a comprehensive review of the Health Code to assess its efficacy in protecting the public’s health, the Article 7 of the Health Code has been updated so that it can provide the adequate legal tools to effectively address the City’s current and future public health needs relative to the Department’s Administrative Tribunal. Several of the provisions are without substantive change but have been reorganized such that the Article and its provisions flow in a more coherent and streamlined manner. The revisions reflect modern thinking about public health, public health law and due process. The revisions also reflect the current practices of the DOHMH and the Administrative Tribunal, including enforcement needs within the DOHMH and the need to conform the Article to the City Administrative Procedure Act as provided for in the New York City Charter. To that end, the Board has repealed and reenacted Article 7 as provided below. Changes made in response to public comments are indicated as well.

Section 7.01

This section officially establishes the Administrative Tribunal pursuant to §558 of the Charter.

Section 7.03

This section establishes the jurisdiction, power and duties of the Administrative Tribunal and its hearing examiners. The Tribunal’s practices must be consistent with §1046 of the City Charter, thus ensuring compliance with the City Administrative Procedure Act. In addition to the powers provided for in current Article 7, certain powers have been added that are inherent to the orderly conduct of hearings, such as the issuance of subpoenas for testimony or other evidence that is under the control of DOHMH and the authority to bar from continued participation in a hearing any person, including a party, authorized representative or attorney, witness or observer, who engages in disorderly,

disruptive or obstructionist conduct, in order to maintain order and decorum and allow for efficient and expedient hearings.

Section 7.05

§7.05 provides for the organization of the Administrative Tribunal. The head of Adjudications at the Administrative Tribunal will be the Director who is responsible for the conduct of hearings and for all adjudicative matters of law, except that he or she will not be vested with the powers and duties of the Review Board. The Director appoints hearing examiners to exercise the powers and duties and discharge the responsibilities of the Administrative Tribunal with regard to adjudications. In this connection, the Director is able to assign hearing examiners to conduct hearings, and also delegate any or all of the powers vested in him or her, but is not be able to delegate the powers and duties of the Review Board. Finally, §7.05 provides that the hearing examiners will be subject to the applicable rules of conduct promulgated pursuant to the New York City Charter.

Section 7.07

This section is substantively derived from the prior section in Article 7 describing procedures concerning a “finding” of violation. The actual document informing the respondent of the violation is entitled the “notice of violation.” Referencing to the “notice of violation” rather than the “finding” of violation reflects DOHMH practice and the proper title. Changes to the procedures include a presumption that when a notice of violation includes the report by the person who made the inspection resulting in the notice of violation, such report is prima facie evidence of the facts contained therein. In addition, this section now clarifies that an amendment may not be made to the notice of violation if the amendment alleges new violations that have occurred since the original notice of violation or if the proposed amendment is not within the scope of the original notice of violation. Such subsequent or extraneous actions should afford the respondent the benefits, rights and duties associated with the receipt of a new notice of violation.

Section 7.09

This section changes the method by which a respondent must respond to a notice of violation by eliminating the concept of requiring a written answer. To reflect programmatic practice, conserve resources of the DOHMH and to provide additional convenience for the DOHMH and respondents, the changes facilitate adjudicatory efforts by allowing for and encouraging adjudications by mail in addition to the option of appearing in person or by an authorized representative at the scheduled hearing. Subdivision (a) specifies who, in addition to the respondent, may appear as an authorized representative on behalf of the respondent. In connection with mail adjudications, this section also provides additional guidance on mail adjudication procedures, including allowing the hearing examiner to request more evidence from the respondent in addition to the evidence submitted and allowing the hearing examiner to deny a mail adjudication request and adjourn the matter for a hearing. With the mail adjudications, the new provision indicates that when a notice of violation or related notice sets forth a penalty that may be paid in full satisfaction of the violations, the respondent may admit to the violations charged and pay the penalty by mail in the manner and time provided for in the notice. This type of payment shall constitute an admission of liability and will waive the respondent’s rights to a hearing and appeal. This allows a respondent who simply wants to pay the penalty to do so without having to appear at a hearing. In response to public comment, paragraph (2) of subdivision (a) has been amended to delete any requirement that an affidavit to be submitted by registered representatives. In addition, subdivision (c) has been clarified to provide that after a hearing has begun, adjournment requests must be addressed to the hearing examiner, regardless of prior administrative adjournments.

Subdivision (d) sets forth the rules for issuing default decisions where there is an unexplained failure to appear. Such default orders may be issued only by a hearing examiner. A default decision may be reconsidered in appropriate circumstances. In such cases a hearing could be rescheduled so as to avoid prejudice to the respondent. In response to public comment, subdivision (d) has been clarified to change the term “received” to “postmarked” in providing for reopening or reconsideration of a default decision. Subdivision (e) explains the procedures for admitting the violations charged and paying a penalty by mail.

Section 7.11

§7.11 is derived largely from, and retains many of the provisions of prior §7.09. It addresses procedures for and guidance on hearings, including but not limited to provisions specifying that hearings are open to the public, that a respondent may present evidence, examine and cross examine witnesses, request the presence of the issuing inspector, that a record of the proceedings must be made and maintained, and requirements for the writing and service of hearing examiner decisions. This section also eliminates references to written answers. In response to a public comment, paragraph (2) of subdivision (f) has been amended to limit the number of times the hearing examiner may adjourn a hearing when a Department inspector has not appeared.

Section 7.13

The new §7.13 provides for the issuance of subpoenas related to a hearing in compliance with the Charter in order to allow for gathering appropriate and relevant evidence in a timely and orderly manner necessary for an expedient hearing.

With respect to a subpoena request subsequent to the commencement of a hearing, a hearing examiner may issue subpoenas to compel the production of any DOHMH record or document for examination or to compel the appearance of persons currently employed by DOHMH to give testimony if such production or testimony is reasonably related, relevant and necessary to the adjudication at issue.

Section 7.21

New §7.21 requires that “professional” representatives, those

that represent two or more respondents in a calendar year, register with the Tribunal. The section also specifies the rules of conduct for authorized representatives to follow and allows for registered representatives to be barred from representing respondents at the Tribunal as a consequence of violating those rules or engaging in other specified behavior, including the submission of false or forged evidence. Prior §7.21, regarding the computation of time, has been renumbered as §7.23.

The following sections largely remain the same as their predecessor sections: §7.15 Disqualification of hearing examiners; §7.17 Review Board; §7.19 Disqualification of member of Review Board and §7.21, now proposed §7.23, Computation of time. An error of omission in §7.17 (c) has been corrected to provide that a notice of appeal must be filed by a respondent within 30 days of the Tribunal giving or mailing a decision to the respondent.

The Resolution is as follows:

RESOLVED, that Article 7 of the New York City Health Code, found in Title 24 of the Rules of the City of New York, be and the same hereby is repealed and reenacted, to be printed together with explanatory notes, to read as follows:

Article 7

Administrative Tribunal

§7.01 Administrative Tribunal

§7.03 Jurisdiction, powers and duties of the Administrative Tribunal

§7.05 Organization of the Administrative Tribunal

§7.07 Proceedings before the Administrative Tribunal

§7.09 Appearances

§7.11 Hearings and mail adjudications

§7.13 Subpoenas

§7.15 Disqualification of hearing examiners

§7.17 Review Board

§7.19 Disqualification of member of Review Board

§7.21 Registration and disqualification of certain authorized representatives

§7.23 Computation of time

Introductory Notes:

As part of a comprehensive review of the Health Code to assess the efficacy of these articles in protecting public health, Article 7, Administrative Tribunal, was repealed and reenacted by resolution of the Board of Health adopted on June 18, 2008 to provide adequate legal tools to effectively address the City’s public health needs and respondents’ due process rights. The revisions reflect modern thinking about public health and public health law and also better reflect current practices of the Department and issues addressed by the Department, and the need to be consistent with the City Administrative Procedure Act (Charter §1046) as well as shaping the article to support the enforcement and operational needs and practices of the Department.

§7.01 Administrative Tribunal. The Administrative Tribunal (the “Tribunal”) established by the Board of Health pursuant to §558 of the Charter is hereby continued.

§7.03 Jurisdiction, powers and duties of the Administrative Tribunal.

(a) Jurisdiction. The Administrative Tribunal shall have jurisdiction to hear and determine, in accordance with §1046 of the New York City Charter, notices of violation alleging non-compliance with the provisions of this Code, the New York State Sanitary Code, those sections of the New York City Administrative Code relating to or affecting health within the City, and any other laws and regulations that the Department has the duty or authority to enforce.

(b) General powers. The Administrative Tribunal or the hearing examiners assigned thereto shall have the following powers:

(1) To impose fines and pecuniary penalties in accordance with Article 3 of this Code or other applicable law;

(2) To compile and maintain complete and accurate records relating to its proceedings, including copies of all notices of violation served, responses, notices of appeal and briefs filed and decisions rendered by the hearing examiners and the Review Board;

(3) To adopt, through the Department’s rulemaking process, such other rules and regulations as may be necessary or appropriate to effectuate the purposes and provisions of this Article;

(c) Hearing Examiners. Hearing examiners may:

(1) Hold conferences for the settlement or simplification of the issues,

(2) Administer oaths and affirmations, examine witnesses, rule upon offers of proof or other motions and requests, admit or exclude evidence, grant adjournments and continuances, and oversee and regulate other matters relating to the conduct of a hearing,

(3) Upon the request of any party, or upon the hearing examiner’s own volition, and when the hearing examiner determines that necessary and material evidence will result, issue subpoenas or adjourn a hearing for the appearance of individuals, or the production of documents or other types of information, that are in the possession or control of the Department and in accordance with §7.13 of this article.

(4) Bar from participation in a hearing any person including a party, representative or attorney, witness or observer who engages in disorderly, disruptive or obstructionist conduct that disrupts or interrupts the proceedings of the Tribunal; and

(5) take any other action authorized by applicable law, rule or regulation, or that is delegated by the Director.

§7.05 Organization of the Administrative Tribunal; Director.

(a) The head of Adjudications at the Administrative Tribunal shall be its Director, who shall be appointed by the Board and who, in addition to having all of the powers of a hearing

examiner, shall be responsible for the conduct of hearings and for all administrative matters of law and professional practice related to adjudications, including the management and supervision of hearing examiners; provided that the Director shall neither hold nor delegate any of the powers and duties of the Review Board under §7.17. The Director shall be subject to re-appointment by the Board every three years, but if the Director is not re-appointed he or she may continue to serve until a successor is appointed and ready to assume the powers of office. The Board may at any time remove the Director for cause following an opportunity to be heard. The Director shall devote full time to the Administrative Tribunal and shall not perform any other services for the Department.

(b) The Director shall appoint a sufficient number of hearing examiners to carry out the adjudicatory powers, duties and responsibilities of the Administrative Tribunal. Hearing examiners shall exercise such powers, duties and responsibilities as the Director may assign. The Director may delegate any or all of the powers and duties vested in him or her. The hearing examiners, who shall be attorneys admitted to practice in the State of New York, may be appointed by the Director to serve on a full time, part time or per diem basis, but no hearing examiner shall perform any other services for the Department. Hearing examiners shall be subject to the provisions of the rules of conduct promulgated pursuant to §1049(2)(b) of the New York City Charter.

§7.07 Proceedings before the Administrative Tribunal.

(a) *Notice of Violation.* All proceedings before the Administrative Tribunal shall be commenced by the issuance and service of a notice of violation ("NOV") upon the respondent and by the transmittal thereof to the Administrative Tribunal. Each NOV shall be prima facie evidence of the facts alleged therein. The notice of violation may include the report of the public health sanitarian, inspector or other person who conducted the inspection or investigation that culminated in the notice of violation. When such report is served in accordance with this section, such report shall also be prima facie evidence of the factual allegations contained therein.

(b) *Service of the Notice of Violation.* The notice of violation may be served in person upon the person alleged to have committed the violation, the permittee or registrant, upon the person who was required to hold the permit or to register, upon a member of the partnership or other group concerned, upon an officer of the corporation, upon a member of a limited liability company, upon a management or general agent or upon any other person of suitable age and discretion as may be appropriate, depending on the organization or character of the person, business, or institution charged. Service may also be made by certified or registered mail through the U.S. Postal Service, or by any type of mail utilizing any other mailing service that provides proof of mailing and receipt, to any such person at the address of the premises that is the subject of the NOV or, as may be appropriate, at the residence or business address of (1) the alleged violator, (2) the individual who is listed as the permittee or applicant in the permit issued by the Board or the Commissioner or in the application for a permit, or (3) the registrant listed in the registration form. In the case of service by mail, documentation of delivery or receipt provided by the delivery or mailing service shall be proof of service of the notice of violation.

(c) *Contents of notice of violation.* The notice of violation shall contain:

(1) A clear and concise statement sufficient to inform the respondent with reasonable definiteness and clarity of the essential facts alleged to constitute the violation or the violations charged, including the date, time where applicable and place when and where such facts were observed;

(2) Information adequate to provide specific notification of the section or sections of the Code or other law, rule, or regulation alleged to have been violated;

(3) Information adequate for the respondent to calculate the maximum penalty authorized to be imposed if the facts constituting the violation are found to be as alleged;

(4) Notification of the date and place when and where a hearing will be held by the Department, such date to be at least fifteen calendar days after receipt of the notice of violation, unless another date is required by applicable law;

(5) Notification that failure to appear on the date and at the place designated for the hearing shall be deemed a waiver of the right to a hearing, thereby authorizing the rendering of a default decision; and

(6) Information adequate to inform the respondent of his or her rights under §7.09 of this Article.

(d) *Amendment.* The hearing examiner may allow an amendment to a notice of violation at any time if the subject of the amendment is reasonably within the scope of the original notice of violation; provided, however, that such amendment does not allege any violation not specified in the original notice, alleged to have occurred subsequent to the service of such notice, and does not prejudice the rights of the respondent to adequate notice of the allegations made against the respondent.

Notes:

This section comports with the requirements of Charter § 1046, which prescribes the minimum standards for City agency adjudications.

§7.09 Appearances.

(a) A respondent may appear by

(1) appearing in person on the date and at the place scheduled for the hearing,

(2) sending an authorized representative specified herein to appear on behalf of such person on the date and at the place scheduled for the hearing;

(i) an attorney admitted to practice law in New York State,

(ii) a representative registered to appear before the Tribunal pursuant to §7.21, or

(iii) any other person, subject to the provisions of §7.21; or

(3) making a written request before the scheduled hearing

for an adjudication by mail.

(b) If the respondent chooses to appear by mail, the written request for mail adjudication may contain denials, admissions and explanations pertaining to the individual violations charged, and documents, exhibits or statements to be considered as evidence in support of respondent's defense, or in the determination of penalties. If, after a review of the record, the hearing examiner is of the opinion that it is necessary for the respondent to submit additional evidence, the hearing examiner may require the submission of additional documentary evidence or deny a request for adjudication by mail and adjourn the matter for a hearing. Violations that are not denied or explained shall be deemed to have been admitted; defenses not specifically raised shall be deemed to have been waived.

(c) A respondent or authorized representative may request that a scheduled hearing be adjourned to a later date. Such a request may be made in writing to the Tribunal, provided that it is received by the Tribunal no later than three business days prior to the date of the scheduled hearing, or the request may be made in person on the date of the scheduled hearing at any time prior to the hearing. A maximum of three requests for adjournments by the respondent, and a maximum of three requests for adjournments by the petitioner or by the Tribunal, shall be granted administratively as of right. Thereafter, all requests for adjournments must be made in person to a hearing examiner or the Director of the Tribunal at the time of the scheduled hearing, and may be granted only upon a showing of good cause as determined by the hearing examiner or the Director in his or her discretion. A denial of an adjournment request shall not be subject to separate or interlocutory review by the Review Board.

(d) Failure by the respondent to appear in person, by sending an attorney or other authorized representative, or by mail shall constitute a waiver of the right to a hearing and shall authorize the hearing examiner, without further notice to the respondent, to find that the respondent is in default and that the facts are as alleged in the notice of violation, and to render a default decision sustaining the allegations and imposing a penalty pursuant to Article 3 of this Code or as authorized by other applicable law. If, before issuing a default decision, the Tribunal finds that the failure of the party to appear was caused by circumstances beyond the party's reasonable control, the Tribunal may choose to not issue a default decision and instead adjourn the matter for a new hearing date. A decision that is adverse to a respondent by reason of the respondent's default shall be issued only after the hearing examiner has determined that the notice of violation was served as required by applicable law, and that the notice of violation alleges sufficient facts to support the violations charged. The Tribunal shall notify a defaulting respondent of the issuance of a default decision by mailing a copy of the decision by certified mail. A respondent may request in writing that a default decision be reconsidered, if the request to reconsider is postmarked or received by the Tribunal within thirty days of the mailing of the default decision to the respondent. One such request shall be granted administratively as of right provided that the Tribunal's records show that there have been no other failures to appear in relation to the particular notice of violation. In all other cases a request to reconsider a default decision shall be accompanied by a statement setting forth good cause for the respondent's failure to appear and either a meritorious defense to any violation found in the decision or a jurisdictional defect in the notice of violation. Such statement, and any supporting documentary evidence deemed necessary by a hearing examiner, shall be reviewed by a hearing examiner who shall determine if it establishes a reasonable excuse for the default and a legally sufficient basis to reconsider a default decision. However, under no circumstances shall more than two requests to reconsider default decisions be entertained in relation to a particular notice of violation. Denial of a request to vacate a default decision shall not be subject to review by the Review Board.

(e) Where the notice of violation or an accompanying document, or a related document served on the respondent by certified mail, sets forth a monetary amount that may be paid in full satisfaction of the notice of violation, a respondent may, in lieu of attending a scheduled hearing, pay said amount by mail in the manner and time provided for in such notice. Such payment shall constitute an admission of liability for the violations charged and no further hearing or appeal shall be allowed.

§7.11 Hearings and mail adjudications.

(a) A notice of violation may be adjudicated at a hearing or by mail.

(b) The hearings shall be open to the public, shall be presided over by a hearing examiner, shall proceed with reasonable expedition and order, and, insofar as practicable, shall not be postponed or adjourned.

(c) Each party to a proceeding shall have the right to be represented by counsel or other authorized representative as set forth in §7.09(a) hereof, to present evidence, to examine and cross-examine witnesses and to have other rights essential for due process and a fair and impartial hearing.

(d) The Department shall have the burden of proving the factual allegations contained in the notice of violation by a preponderance of the evidence. A respondent shall have the burden of proving an affirmative defense, if any, by a preponderance of the evidence.

(e) In addition to evidence submitted, the hearing examiner may request further evidence to be submitted by the respondent or may adjudicate the matter based on the record before him or her.

(f) (1) A respondent may request the presence at the hearing of the public health sanitarian, inspector or other person who issued the NOV (the "inspector"), provided that the request is made in writing and is received by the Tribunal no later than seven business days prior to the scheduled hearing. In such event, the hearing shall be rescheduled, and the respondent need not appear at the originally scheduled hearing. A respondent may also, at the time of the hearing, request the presence of the inspector; in which case the hearing shall be adjourned. In addition, if a respondent denies the factual

allegations contained in the NOV, the hearing examiner may require the presence of the inspector and adjourn the hearing.

(2) In the event that the inspector does not appear, the hearing examiner may adjourn the hearing, or may take testimony, and sustain or dismiss all or part of the notice of violation, as the hearing examiner may deem appropriate. In determining the appropriate action, the hearing examiner may consider any relevant facts, including the availability of the inspector, the reason for the failure to appear, the need for and relevance of the requested testimony, and the potential prejudice to either party if the hearing is adjourned or proceeds without the inspector. In no event shall a hearing be adjourned on more than three occasions by the hearing examiner because of the unavailability of an inspector. If the respondent requests that the hearing proceed in the absence of the inspector, the respondent shall be deemed to have waived the appearance of such inspector.

(g) A record shall be made of all notices of violation filed, proceedings held, written evidence admitted and decisions rendered, and such record shall be kept in the regular course of business for a reasonable period of time in accordance with applicable law. Hearings shall be mechanically, electronically or otherwise recorded by the Administrative Tribunal under the supervision of the hearing examiner, and the original recording shall be part of the record and shall constitute the sole official record of the hearing. A copy of a tape recording of a hearing shall be made available within five business days of receiving a request, upon payment of a reasonable fee in accordance with applicable law, to any respondent requesting a copy, to enable such respondent to appeal a notice of decision to the Review Board or for other legal proceedings.

(h) A written decision sustaining or dismissing each charge in the notice of violation shall be promptly rendered by the hearing examiner who presided over the hearing, or who conducted the adjudication by mail, or who rendered a default decision. Each decision, other than a default decision, shall contain findings of fact and conclusions of law and, where a violation is sustained, shall impose a penalty. A copy of the decision, other than a default decision mailed in accordance with §7.09(d) hereof, shall be served forthwith on the respondent or on the respondent's counsel, registered representative or other authorized representative, either personally or by certified mail. Any fines imposed shall be paid within thirty days of service of the decision. If full payment of fines is not made within thirty days, an additional penalty may be imposed per NOV in an amount of fifty dollars, if paid between thirty one and sixty days after service of the decision, and one hundred dollars if paid more than sixty days after service of the decision.

§7.13 Subpoenas.

(a) At any time after a hearing has commenced a subpoena may be issued by the hearing examiner to compel the timely production of any record or document for examination or introduction into evidence, or to compel the appearance of persons to give testimony, when the hearing examiner finds that such record, document or testimony is reasonably related, relevant and necessary to the adjudication. Such subpoenas shall be issued only for production of records maintained within the Department, or the appearance of a person who is employed by the Department at the time such appearance is demanded. Upon the issuance of a subpoena the hearing examiner may proceed with the hearing and adjourn such hearing until the subpoenaed documents or witnesses are produced, or immediately adjourn the hearing until such time

(b) Subpoenaed documents shall be produced and made returnable on a date certain prior to the adjourned date for the continued hearing. Witnesses subpoenaed to testify shall appear on the adjourned date.

(c) A hearing examiner who has issued a subpoena, upon receipt of a motion timely made by the Department before the return date of the subpoena, or on the hearing examiner's own motion, may deny, quash or modify a subpoena if it is unreasonable, insufficiently relevant to the adjudication or has been shown to be wrongfully issued.

(d) If the hearing examiner determines that a subpoena has not been complied with, and that there is no good cause for such failure to comply, the hearing examiner may proceed with the hearing upon finding that the record, document or testimony subpoenaed is not necessary to the proof or defense of a violation or a fair adjudication of the merits, or the hearing examiner may preclude evidence offered by the non-complying party that is related to the subpoena, or may dismiss the particular violation the proof of which appears to the hearing examiner to be reasonably dependent on the material or person subpoenaed, but not produced.

§7.15 Disqualification of hearing examiners.

(a) *Grounds for disqualification.* A hearing examiner shall not preside over a hearing in accordance with the provisions of subdivisions (D) and (E) of §103 of Appendix A of Title 48 of the Rules of the City of New York. A hearing examiner who determines his or her disqualification shall withdraw from the proceeding by notice on the record and shall notify the Director of such withdrawal.

(b) *Motion to disqualify.* Whenever a party asserts for any reason that a hearing examiner must be disqualified from presiding over a particular proceeding, such party may file with the Director a motion to disqualify and remove the hearing examiner. Such a motion must be supported by affidavits setting forth the alleged grounds for disqualification. The Director shall furnish a copy of the motion to the hearing examiner whose removal is sought, and the hearing examiner shall have seven days to reply. Unless the hearing examiner disqualifies himself or herself within seven days of the receipt of the motion, the Director shall promptly determine the validity of the alleged grounds, either directly or on the report of another hearing examiner appointed to conduct a hearing for that purpose.

§7.17 Review Board.

(a) There shall be a Review Board within the Department

which shall consist of three persons, namely a person appointed by the Board who is an attorney in the Office of the General Counsel of the Department and who has been admitted to practice law in the State of New York for a period of at least five years; another person appointed by the Board who is an attorney admitted to practice in the State of New York for a period of at least five years; and a person appointed by the Board who has at least five years experience in public health activities who may, but need not be, an employee of the Department. The attorneys appointed to the Review Board shall be in good standing at the time of appointment and continuously during their term of service, and shall meet any additional requirements of experience and knowledge of administrative law as the Board may impose. Hearing examiners are not qualified to be members of the Review Board. The Board of Health may at any time remove a member of the Review Board for cause following an opportunity to be heard.

(b) The Review Board shall have jurisdiction to review all final decisions, other than default decisions, of the hearing examiners to determine whether the facts found therein are supported by substantial evidence in the record, and whether the findings and determinations of the hearing examiner, as well as the penalty imposed, are supported by law. The Review Board shall not consider any evidence that was not presented to the hearing examiner. Decisions of the Review Board shall be made by a majority of its members. The Review Board shall have the power to reverse, to remand or to modify the decision appealed from or to reduce the amount of the penalty imposed within the minimums established by this Code or other applicable law.

(c) A respondent may seek to review, in whole or in part, any final decision of a hearing examiner, other than a decision rendered on default by the respondent. However, neither a denial to reconsider a default decision nor a plea admitting the violations charged shall be subject to review by the Review Board. Within thirty days of the Tribunal delivering or mailing the decision to the respondent or authorized representative, such respondent may file a notice of appeal on a form prescribed by the Department, accompanied by a brief statement setting forth the specific reasons why the decision should be reversed, remanded or modified. Filing a notice of appeal shall not stay the collection of any fine or of the penalty imposed by the decision. No appeal shall be permitted unless the fine or penalty imposed has been paid prior to or at the time of the filing of the notice of appeal, or the respondent may post a cash or recognized surety company bond in the full amount imposed by the decision and order appealed from. Appeals decisions shall be made upon the entire record of the hearing and the evidence before the hearing examiner. Appeals may be decided without the appearance of the respondent, but the respondent may make a request to appear before the Review Board at the time of filing the notice of appeal.

(d) The Review Board shall promptly issue a written decision affirming, reversing, remanding or modifying the decision appealed from, a copy of which shall be served on the respondent by certified or registered mail, stating the grounds upon which the decision is based. Where appropriate, the decision shall order the repayment to the respondent of any penalty that has been paid. If the Review Board does not act on an appeal within one hundred eighty days after the notice of appeal is filed, or within such an extended time as may be agreed upon by the parties, the appeal shall be deemed to be granted. The decision of the Review Board shall be the final determination of the Department as to the imposition of any fine, penalty and forfeiture.

(e) The Review Board shall have no jurisdiction to entertain appeals by the Department of any decision of a hearing examiner.

(f) The Commissioner may appoint a person of suitable experience and similar qualifications to serve on the Review Board temporarily whenever there is a vacancy on the Review Board or a member is absent and unable to serve, pending the appointment of a person by the Board to fill the vacancy.

§7.19 Disqualification of member of Review Board.

(a) Grounds for disqualification. A member of the Review Board shall not review a final decision of a hearing examiner in accordance with the provisions of subdivisions (D) and (E) of §103 of Appendix A of Title 48 of the Rules of the City of New York. A member who determines his or her disqualification shall withdraw from the review by notice on the record and shall notify the Board of such withdrawal.

(b) Whenever a party asserts for any reason that a member of the Review Board must be disqualified from presiding over a particular proceeding, such party may file with the Board a motion to disqualify and remove such member. Such a motion must be supported by affidavits setting forth the alleged grounds for disqualification. The Board shall furnish a copy of the motion to the member whose removal is sought, and, thereafter, the member shall have seven days to reply. Unless the member disqualifies himself or herself within seven days of the receipt of the motion, the Board shall promptly determine the validity of the alleged grounds, either directly or on the report of another hearing examiner appointed to conduct a hearing for that purpose.

(c) Whenever a member of the Review Board is disqualified, the Board shall appoint a person of suitable experience to serve on the Review Board to determine the appeal in question.

§7.21 Registration and disqualification of certain authorized representatives.

(a) Any person who represents two or more respondents before the Tribunal within a calendar year shall, as a condition precedent to such representation, register with the Tribunal as a representative. Any person who appears on behalf of a respondent before the Tribunal shall be prohibited from appearing before the Tribunal on behalf of any other respondent within the same calendar year without having completed such registration. A representative shall register by completing and submitting a form provided by the

Department, and such form shall be accompanied by proof acceptable to the Department identifying the representative, and shall include such other information as the Department may require. Registered representatives shall notify the Tribunal within ten business days of any change in the information required to be stated on the registration form. The Department may charge a reasonable fee in accordance with applicable law to cover the cost of processing and maintaining registrations and may issue each representative a registration card and identification number. Attorneys admitted to practice in New York State shall not be required to so register.

(b) Attorneys, registered representatives or other authorized representatives may be permanently or temporarily barred by the Commissioner from representing any respondents before the Tribunal, and in the case of registered representatives their registration revoked or suspended, upon a finding by the Office of Administrative Trials and Hearings, or successor agency, issued after an opportunity to be heard has been afforded, that they have engaged in improper conduct, including but not limited to one or more of the following:

(1) Disorderly, disruptive or obstructive conduct, as set forth in §7.03(c)(4) of this Article, on more than one occasion, regardless of whether the representative was barred from participating in a specific hearing by a hearing examiner in accordance with said §7.03(c)(4);

(2) Submitting any false or forged document either as evidence in a matter being adjudicated at the Tribunal, or as proof of representation of a respondent;

(3) Any violation of §§3.15 or 3.19 of this Code; or

(4) Any criminal conviction of a type that does not fall within the protections afforded under Article 23A of the New York State Correction Law.

§7.23 Computation of time. In computing any period of time prescribed or allowed by this Article, the day of the act or default from which the designated period of time begins to run shall not be included, but the last day of the period shall be included unless it is a Saturday, Sunday or legal holiday, in which case the period shall be extended to the next day which is not a Saturday, Sunday or legal holiday. Whenever a party has the right or is required to do some act within a prescribed period of time after the service of a document and the document is served by mail, five days shall be added to the prescribed period of time.

• j26

NOTICE OF ADOPTION OF A NEW ARTICLE 43 OF THE NEW YORK CITY HEALTH CODE

In compliance with §1043(b) of the New York City Charter (the "Charter") and pursuant to the authority granted to the Board of Health by §558 of said Charter, a notice of intention to add a new Article 43 (School-Based Programs for Children Ages Three through Five) to the New York City Health Code (the "Health Code") was published in the City Record on April 2, 2008 and a public hearing was held on May 8, 2008. Six persons testified and nine written comments were received. In response to comments, some changes have been made to the resolution. At its meeting on June 18, 2008 the Board of Health adopted the following resolution.

STATUTORY AUTHORITY

These amendments to the Health Code are promulgated pursuant to §§558 and 1043 of the Charter. Sections 558(b) and (c) of the Charter empower the Board of Health to amend the Health Code and to include in the Health Code all matters to which the Department's authority extends. Section 1043 grants the Department rule-making authority.

STATEMENT OF BASIS AND PURPOSE

The New York City Department of Health and Mental Hygiene (the Department or DOHMH) is required by law to protect and promote the health of all New Yorkers. The Bureau of Child Care, in the Department's Division of Environmental Health, enforces Article 47 ("Day Care Services") of the Health Code, which regulates public and private group day care services operating within New York City. At its meeting in March, 2008, the Board of Health adopted a resolution to repeal and reenact Article 47 ("Child Care Services"). Reenacted Article 47 excludes from the definition of "child care service" any school based instructional programs for children ages three through five, regardless of the kind of school offering such programs.

Article 47 is scheduled to go into effect on September 1, 2008. In 1995, school-based kindergartens (for children who are or who will be age five by December 31 of the school year) operated by the Board of Education were specifically exempted from the definition of "day care service" and were at the same time included in the regulatory scope of Article 45 ("General Provisions Governing Schools and Children's Institutions") of the Health Code. With the exception of Board (now Department) of Education kindergartens, Article 47 has been applicable to all day care and instructional programs for children under six in all non public schools. Religious organizations' day care services, which are not required to hold a permit under Article 47 have nevertheless been subject to almost all other Article 47 requirements except for staff criminal justice and child abuse screening.

In the next two years, both Article 45 and Article 49 ("Schools") of the Health Code which together regulate schools operating in New York City are scheduled for substantive revision as part of a project to modernize the entire Health Code. However, on September 1, 2008, the effective date of the repealed and reenacted Article 47, and until Articles 45 and 49's substantive revisions are adopted by the Board, a gap would exist in regulations covering the health and safety of school children ages three through five. Accordingly, the Department is proposing that the Board

approve for publication and public comment a resolution that incorporates in a new Article 43 supplementary provisions applicable to schools providing programs for this age group. Child care programs for children younger than three would continue to be considered "child care services" and will require Article 47 permits regardless of whether they are located within or are part of a school.

ARTICLE 43 PROVISIONS

Article 43 contains many of the same provisions for health and safety that are applicable to child care services providing care to the same age groups regulated in accordance with repealed and reenacted Article 47, with some exceptions. The Department recognizes that all public and many non-public schools are subject to and regulated by the State and federal law, and we have no intention of duplicating and imposing a further layer of regulation where there are applicable similar laws and rules already in place. For example, some federal funding programs require school safety plans, particularly for evacuations in emergencies. If a school has a comprehensive safety plan, Article 43 will not require the person in charge of the school to duplicate or amend it. If school personnel are already required by any applicable law to be fingerprinted and undergo criminal justice record screening and review, as are all staff of public schools in this state, this Article will not require further fingerprinting or screening. The Article will not duplicate, but will supplement, requirements for child health in the regulations of the Chancellor of the City Department of Education. The specific sections proposed are as follows:

§43.01 Definitions. These definitions are intended to clarify terms used in the Article. In response to public comments received, changes were made to the definition of "school" to acknowledge that the local department or board of education may also determine whether the school provides an equivalent compulsory education. The definition of three-year old was amended to indicate that if a school year begins in a month other than September, all children attending classes for three-year olds must attain their third birthday within four months of the start of the school year.

§43.03 Scope and applicability. The Article is intended to supplement other provisions of the Health Code already applicable to schools, with particular reference to children ages three through five.

§43.05 Notice to the Department. The Department does not propose to issue permits to, license or register schools. However, to respond to complaints it is necessary to know of the existence of schools that provide classes for children in these age groups. Accordingly, we are requiring that a notice be filed with the Department on or before the effective date of the Article, and that notices thereafter be filed whenever new schools are established, or contact information for existing schools changes.

§43.07 Written safety plan. These provisions are essentially the same as those in Article 47, but exempt from this requirement schools that have already adopted the same or similar plans.

§43.09 Staff supervision. The Department is proposing that ratios of staff to children in Article 47 should also apply to school-based classes for the same age groups. To meet the ratios, the proposal would allow that staff providing supervision may include parents or other volunteers. This section also requires that staff maintain direct line of sight observation of each child. In response to comments that the ratios would be very difficult to achieve in some non-public schools, the ratio of staff to five year olds in subdivision (b) has been changed from 1:15 to 1:25, to be comparable to current Department of Education staffing for kindergarten classes. Subdivision (c) has been amended to allow adults other than parents or volunteers to be counted as staff.

§43.11 Health; staff. This provision is essentially the same as in Article 47.

§43.13 Criminal justice and child abuse screening of current and prospective personnel and §43.15 Corrective action plan. These provisions are essentially the same as in Article 47 (see, §§47.19 and 47.21). However, any school that is already required to fingerprint staff under any law would be exempt from these requirements. Corrective action plans would be maintained at the school by the person in charge, and be made available for Department inspection upon request.

§43.17 Health; child admission criteria; §43.19 Health; daily requirements; communicable diseases, and §43.21 Health; emergencies. These provisions are essentially the same as requirements in Article 47 (see, §§ 47.25, 47.27, 47.29, 47.31, 47.33).

§43.23 Lead-based paint restricted. This requirement is the same as current §45.12, a provision that will remain in this Article, but will be repealed in the substantive revision and modernization of Health Code provisions applicable to schools generally. Lead surveys are required annually for schools with interior surfaces that have lead-based paint, or paint of unknown lead content.

§43.24 Modification of provisions. This is a standard provision of most articles of the Health Code and essentially the same as §47.75 in Article 47.

STATEMENT PURSUANT TO CHARTER §1043

The proposal was not included in the Department's Regulatory Agenda because the need for it was not known when the Regulatory Agenda was published.

The proposal is as follows:

Note-matter in brackets [] to be deleted

Matter underlined is new

RESOLVED, that the New York City Health Code, found in Title 24 of the Rules of the City of New York, be and the same hereby is, amended to add a new Article 43 ("School-Based Programs for Children Ages Three through Five"), to be printed, together with introductory notes as follows:

Article 43

School-Based Programs for Children Ages Three through Five

§43.01 Definitions.

§43.03 Scope and applicability.

§43.05 Notice to the Department.

§43.07 Written safety plan.

§43.09 Staff supervision.

§43.11 Health; staff.

§43.13 Criminal justice and child abuse screening of current and prospective personnel.

§43.15 Corrective action plan.

§43.17 Health; child admission criteria.

§43.19 Health; daily requirements; communicable diseases.

§43.21 Health; emergencies.

§43.23 Lead-based paint restricted.

§43.25 Modification of provisions.

Introductory Notes. Article 43 was adopted by the Board of Health on June 18, 2008, to be effective September 1, 2008, when the repealed and reenacted Article 47 ("Child Care Services") of the Health Code goes into effect. Article 43 establishes regulatory standards for school-based instructional programs for children ages three through five that were previously regulated under Article 47 ("Day Care Services") and that, with the exception of City Department of Education programs and programs in schools operated by religious organizations, were required to hold permits as day care services. Article 43 is intended to supplement regulations in the Health Code that currently apply to all schools.

§43.01. Definitions. When used in this article:

(a) *School* shall mean a public, non-public, chartered or other school or school facility recognized under the State Education Law and/or that has been determined by the State Education Department or the New York City Department of Education, or successor agency, as providing a compulsory education for children in grades one through twelve, and where more than six children ages three through five are provided instruction, but shall not include a child care service defined in Article 47 of this Code.

(b) *Elementary school* shall mean any school approved by the State Education Department to provide programs of instruction that meet State requirements for a compulsory education in the elementary grades, but does not include secondary school grades, as defined in this Article.

(c) *Kindergarten and pre-kindergarten* shall mean school-based programs of instruction for children ages five years and younger.

(d) *Secondary school* shall mean a school providing instruction in the sixth through twelfth grades, and shall include, but not be limited to, schools designated as junior high schools, intermediate schools, middle schools and high schools.

(e) *Person in charge of a school* shall mean a principal, headmaster, director or other person designated by the governing body of a school or school system to manage school operations, programs and implementation of the governing body's policies, and who is responsible for the health and safety of staff and children attending such school.

(f) *Three years of age.* A child attending an elementary school where the school year starts in September shall be deemed to be three years of age if the child's third birthday occurs or will occur on or before December 31st of the school year. In a school where the school year starts during any other month, all children in a class of three year olds shall have their third birthday within four months of the start of the school year.

§43.03. Scope and applicability. The provisions of this Article shall apply to pre-kindergarten and kindergarten programs of instruction provided for children ages three through five that are located within a school, or that are part of a school, and shall be in addition to requirements of other provisions of this Code applicable to schools. For the purposes of this Article, being "part of a school" shall mean that there is identical ownership, operation, management and control of kindergarten and pre-kindergarten classes for children ages three through five and all other classes provided by the school. All educational or other programs, regardless of whether they are located within, or are part of an elementary or other school, that are intended for and attended by children younger than three years of age shall be deemed child care services and the person in charge of a school shall not provide care for such children unless such programs have been issued a permit by the Commissioner pursuant to Article 47 of this Code.

§43.05. Notice to the Department.

On or before the effective date of this Article, the person in charge of a school that provides classes for children ages three through five shall file a notice with the Department, on a form provided or approved by the Department. The notice shall provide the names, addresses and contact information for the person or entity that owns and operates the school. Any person or entity that operates more than one school may submit one notice that lists the required contact information for each school. Notices shall be filed whenever there has been a change in the location of, or contact information for, a school providing classes for children ages three through five, and whenever a new school providing such classes is established.

§43.07. Written safety plan.

(a) *Safety plan required.* Except where a school has

established a written safety plan in compliance with applicable State or federal law, every school subject to this Article shall develop, review annually and update, in accordance with changed circumstances, conditions or activities, a written safety plan. The safety plan shall be implemented by the person in charge of a school, used in training staff and volunteers, provided to parents on request, and kept in an accessible location at the school where it may be used by staff for reference, and reviewed by Department inspectors.

(b) *Scope and content.* The written safety plan shall establish policies and procedures for safe operation, including teaching and other staff duties, facility operation and maintenance, fire safety, general and activity-specific safety, emergency management, staff and child health and medical requirements, staff training and parent/child orientation. The written safety plan shall consist of, at a minimum, a table of contents and the following components:

(1) *Staff:* organization chart, job descriptions, responsibilities and supervisory responsibilities.

(2) *Program operation and maintenance:* including, but not limited to, schedules and designated staff for facility inspection, cleaning and maintenance, schedule for boiler/furnace and HVAC system maintenance, maintenance of adequate water pressure, protection of the potable water supply from submerged inlets and cross-connections in the plumbing system, schedule for the annual lead paint survey, inspection of window guards, indoor and outdoor equipment inspection and replacement schedule, evaluation of injury prevention procedures, equipment and structures, identification of procedures for transportation vehicle maintenance, food protection procedures during receipt, storage and preparation, identity of individuals certified in food protection, schedule for sanitization procedures of food prep areas and identification of approved food sources.

(3) *Fire safety:* evacuation of buildings and property, assembly, supervision, and accounting for children and staff; fire prevention; coordination with local fire officials; fire alarm and detection systems and their operation, maintenance, and routine testing; type, location and maintenance of fire extinguishers; inspection and maintenance of exits; required fire drills and log; and electrical safety.

(4) *Health care plan:* statement of policies and procedures to show how the health and medical requirements of this Code shall be implemented for maintaining children's medical histories; addressing individual children's restrictions on activities, policies for medication administration and special needs, if any; initial health screening for children and staff; daily health surveillance of children; procedures for providing basic first aid, handling and reporting medical emergencies and outbreaks; procedures for response to allegations of child abuse; identification of and provisions for medical, nursing and emergency medical services addressing special individual needs; names, qualifications and duties of staff certified in first aid and CPR; description of separation facilities, supervision and other procedures for ill children to be provided by the school until a parent arrives; storage of medications; location and use of first aid and CPR supplies; maintenance of a medical log; description of universal precautions for blood borne pathogens; reporting of child and staff illness and injuries; and sanitary practices.

(5) *Corrective action plans:* actions to be taken to protect children on receipt of reports of alleged and confirmed teaching and other staff criminal justice or child abuse histories.

(6) *General and activity specific safety:* description of child supervision, including arrangements for general supervision; supervision during and between on-site activities; recreational and trip supervision for specific outdoor and off-site activities; supervision during sleeping and rest hours; transportation; and in emergencies.

(7) *Staff training:* new employee orientation; training curricula; procedures for child supervision and discipline; child abuse recognition and reporting; provision of first aid and emergency medical assistance; reporting of child injury and illness; fire safety and fire drills; child and staff evacuation procedures; activity specific training for assigned activities; and process to document attendance at staff training.

(8) *Emergency evacuation:* age-specific plans for removal of children from the premises for each shift and program where care is provided. Primary emphasis shall be placed on the immediate evacuation of children in premises which are not fireproof. Emergency evacuation procedures, implementing Fire Department recommendations, shall be posted in conspicuous places throughout the facility. The emergency evacuation plan shall include the following:

- (A) how children and staff will be made aware of the emergency;
- (B) primary and secondary routes of egress;
- (C) methods of evacuation, including where children and staff will meet after evacuating the building, and how attendance will be taken;
- (D) roles of the staff and chain of command;
- (E) notification of authorities and the children's parents.

(9) *Parent/child orientation:* orientation curriculum outline; tour of premises; reporting and management of illnesses, injuries and other incidents; evacuation plan; lost child plan; lightning plan; fire safety and fire drills; evacuation procedures; activity specific training for assigned activities; trips (if provided).

§43.09. Staff supervision.

(a) *Direct supervision.* Line of sight supervision by adult teaching staff shall be maintained for all children, and no child or group of children shall be left unsupervised at any time.

(b) *Minimum staff to children ratios.* The minimum ratios of staff to children shall be as follows:

AGE OF CHILDREN	STAFF/CHILD RATIO
3 years to under 5	1:20 for classroom academic activities
3 years to under 4	1:10 for all other activities
4 years to under 5	1:12 for all other activities

5 years to under 6 1:25 for all activities

(c) *Staff.* Parents, aides, other adult staff and volunteers may be counted as staff with respect to the above ratios.

§43.11. Health; staff.

(a) *Staff to be excluded.* The person in charge of a school shall exclude any staff person from work in accordance with Article 11 of this Code, if such staff person reports having an illness or symptoms of a communicable disease reportable pursuant to Article 11 of this Code. Such staff person shall not be permitted to return to the school without a written statement of recovery from a health care provider if the staff person was a case of measles, mumps, rubella, pertussis (whooping cough), scarlet fever, meningitis (all types), or poliomyelitis, or if the staff person was a case of any other communicable disease reportable pursuant to Article 11.

(b) *Physical examination certificates.* No educational director, teacher, substitute, volunteer worker, office worker, kitchen worker, maintenance worker or other staff member who regularly associates with children shall be permitted to work in a school unless such person is healthy and capable of carrying out the responsibilities of the job. Prior to commencing work, all such staff and volunteers shall present a certificate from a licensed health care provider certifying that, on the basis of medical history and physical examination, such staff member or volunteer is physically and mentally able to perform assigned duties. Such certificate shall be submitted every two (2) years thereafter as a condition of employment. Certificates of required physical examinations and other medical or personal health information about staff shall be kept on file at the place of employment, shall be confidential, and shall be kept separate from all other personnel or employment records.

(c) *Staff immunizations.* Health care providers shall certify that each staff member or volunteer has been immunized against measles; mumps; rubella; varicella (chicken pox); and tetanus and diphtheria (Td) or tetanus, diphtheria and acellular pertussis (Tdap) in accordance with recommendations of the CDC Advisory Committee on Immunization Practices. Persons born on or before December 31, 1956 who have a history of measles or mumps disease shall not require such vaccines. A history of having health care provider documented varicella, measles or mumps disease shall be accepted in lieu of varicella, measles or mumps vaccines. A history of having rubella disease shall not be substituted for the rubella vaccine. A laboratory test demonstrating detectable varicella, measles, mumps, or rubella antibodies shall also be accepted in lieu of varicella, measles, mumps and rubella vaccine. An employee may be exempted from this immunization requirement for medical contraindications upon submission of appropriate documentation from a licensed physician.

(d) *Test for tuberculosis infection.* The Department may require testing for tuberculosis at any time of any persons in a school when such testing is deemed necessary for epidemiological investigation.

§43.13. Criminal justice and child abuse screening of current and prospective personnel.

(a) *Applicability.* These requirements for child abuse and criminal justice screening shall apply to any person who has, will have, or has the potential for unsupervised contact with children and shall include, but not be limited to: individual owners, persons in charge of a school, partners, members and shareholders of small or membership corporations who are the owners or operators of the school; educational, administrative and maintenance employees; school bus drivers; volunteers, including parent volunteers and student teachers, trainees or observers; and consultants and other persons employed by persons, corporations, partnerships, associations or other entities providing services to the school. Employees of independent contractors providing maintenance, construction, food or other services to a school shall be screened in accordance with this section, or shall be prohibited from working in any area or facility occupied by the school unless such person is working under the direct supervision and within the line of sight of a screened employee of the school. Schools that are currently required by State or federal law to screen employees for criminal justice and child abuse and maltreatment records shall not be required to comply with the provisions of this section and §43.15 of this Article.

(b) *Pre-employment verification.* A person in charge of a school shall obtain and verify credentials, including certificates and educational transcripts, as applicable, and references prior to employment of all persons listed in subdivision (a) of this section.

(c) *Screening.* A person in charge of a school shall arrange for (1) fingerprinting, (2) review of records of criminal convictions and pending criminal actions, and (3) inquiry of the Statewide Central Register of Child Abuse and Maltreatment (hereinafter "SCR") for all prospective employees, and other persons listed in subdivision (a), and for current employees shall repeat the inquiry to the SCR every two years.

(d) *Individual consent.* A person in charge of a school shall obtain written consent from each such person for fingerprinting and criminal record review, and shall provide written notice to such persons that there will be an inquiry submitted to the SCR, pursuant to Social Services Law §424-a (1), or successor law, and that copies of the reports received by the person in charge of a school as a result of such review and screening may be provided to the Department.

(e) *Refusal to consent.* A person in charge of a school shall not hire or retain as an employee, or otherwise allow on its premises any person who is required to have, but refuses to consent to, fingerprinting and criminal record review. The person in charge of a school shall not hire or retain any person who has a criminal conviction record, subject to and consistent with Article 23-A of the New York State Correction Law, except as provided in subdivision (g) of this section.

(f) *Employee to notify person in charge of a school.* Employees required to have criminal justice and child abuse screening shall notify the person in charge of a school within

24 hours when such employees are arrested, or when such employees receive a notice that an allegation of child abuse or maltreatment has been filed concerning such employees.

(g) *Actions required.* Consistent with Article 23-A of the New York State Correction Law, and except where the person in charge of a school has prepared and implemented a corrective action plan in accordance with §43.15 of this Code:

(1) A person in charge of a school shall not hire, retain, utilize or contract for the services of a person who:

(A) Has been convicted of a felony at any time, or who has been convicted of a misdemeanor within the preceding ten years; or

(B) Has been arrested and charged with any felony or misdemeanor, and where there has been no disposition of the criminal matter; or

(C) Is the subject of a reported incident of child abuse or maltreatment which has been indicated or which is under investigation.

(2) A person in charge of a school shall not dismiss or permanently deny employment to current and prospective staff solely because they are defendants in pending criminal actions, but may suspend current employees or defer employment decisions on prospective employees until disposition of the pending criminal action.

(3) A person in charge of a school shall prohibit unsupervised contact with children by any person who has not received screening clearance for criminal convictions or by the SCR, or is listed in paragraph (1) of this subdivision.

(i) *References.* For all prospective staff, the person in charge of a school shall make a written inquiry to an applicant's three most recent employers and shall obtain three references prior to hiring. If prospective staff have not had three prior employers, references may be accepted from persons who are not family members and who state, in writing, that the applicant is well-known to them as a student, volunteer, or other stated capacity, and that the applicant is suited by character, fitness, and ability to work with children.

§43.15. Corrective action plan.

(a) *Corrective action plan required.* A corrective action plan shall be prepared by the person in charge of a school that is subject to this Article in the following instances:

(1) Prior to the person in charge of a school hiring, retaining or utilizing the services of persons listed in subdivision (a) of §43.13 of this Article when such persons are reported as having:

(A) A criminal conviction, as specified in §43.13 (g); or

(B) Pending criminal charges, as specified in §43.13(g); or

(C) SCR reported incidents of child abuse or maltreatment which have been indicated or which are under investigation.

(2) When a death or serious injury of a child has occurred while in the care of a person in charge of a school, or in the care of any owner, director, employee, or volunteer of the person in charge of a school or while in the care of any agent of the person in charge of a school, or if a related criminal or civil action has already been adjudicated or adjudication is pending in any jurisdiction with respect to such death or serious injury.

(3) When required by the Department, if the person in charge of a school has been cited for violations or conditions deemed imminent health hazards, to demonstrate that the person in charge of a school is able and willing to correct such violations or conditions.

(b) *Contents of corrective action plan.* A corrective action plan shall assess the risk to children in the school, and shall clearly and convincingly demonstrate that such person presents no danger to any child, or other persons. The plan shall include, but not be limited to, consideration of the following factors:

(1) Seriousness of the incident(s) or crimes cited in the report(s);

(2) Seriousness and extent of injuries, if any, sustained by the child(ren) named or referred to in the indicated report(s) or disclosed upon investigation of the criminal charge;

(3) Any detrimental or harmful effect on child(ren) as a result of the person's actions or inactions and relevant events and circumstances surrounding these actions and inactions as these relate to any report(s);

(4) The age of the person and child at the time of the incident(s);

(5) Time elapsed since the most recent incident(s);

(6) Number of indicated incident(s) or crimes; where more than one incident or crime, an evaluation of each separately, and an assessment of the total effect of all indicated incidents on risks to children currently under care;

(7) Duties of the person under consideration; degree of supervision, interaction, opportunity to be with children on a regular, substantial basis and whether the position may involve being alone with children or will always involve the presence of other adults;

(8) Information provided by the person, re: rehabilitation, i.e., showing positive, successful efforts to correct the problems resulting in the indicated child abuse or criminal report so that children in care will not be in danger, demonstrated by no repeated incidents or showing that the person has undergone successful professional treatment;

(9) Employment or practice in a child care field without incident involving injuries to children;

(10) Extra weight and scrutiny shall be accorded child abuse and maltreatment reports involving fatality, sexual abuse, subdural hematoma, internal injuries, extensive lacerations, bruises, welts, burns, scalding, malnutrition or failure to thrive; and crimes involving homicides, sexual offenses (misconduct, rape, sodomy, abuse); kidnapping; felony possession or sale of a controlled substance; felony promotion of prostitution; obscenity offenses; disseminating indecent material involving, or to, minors; incest; abandonment of a child; endangering welfare of a child; promoting sexual performance by a child; felony weapon possession; assault; reckless endangerment; coercion; burglary; arson and robbery; driving while intoxicated or under the influence of alcohol if the person will have responsibilities for unsupervised contact or driving motor vehicles at the school.

(c) *Available for Department inspection.* Corrective action

plans shall be maintained by the person in charge of a school and made available to the Department for inspection upon request.

§43.17 Health; child admission criteria.

(a) *Admission requirements.*

(1) *Physical examinations and screening.* Prior to initial admission to a school, all children shall receive a complete age appropriate medical examination, including but not limited to a history, physical examination, developmental assessment, nutritional evaluation, lead poisoning screening, and, if indicated, screening tests for dental health, tuberculosis, vision, and anemia.

(2) *Immunizations.* All children shall be immunized against diphtheria, tetanus, pertussis, poliomyelitis, measles, mumps, rubella, varicella, hepatitis B and haemophilus influenzae type b (Hib), in accordance with New York Public Health Law §2164, or successor law, and shall have such additional immunizations as the Department may require. Exemption from specific immunizations may be permitted for medical contraindications or on religious grounds, in accordance with Public Health Law §2164.

(b) *Form with results of examination.* Health care providers examining children pursuant to this section shall furnish the person in charge of a school with a signed statement, in a form provided or approved by the Department, containing a summary of the results of the examination, past medical history, and, if a disease or condition which affects the child's ability to participate in program activities is found, a summary of the evaluation and findings associated with that condition. The examination form shall include the health care provider's recommendations for exclusion or treatment of the child, modifications of activities, and plans for any necessary health supervision.

(c) *Periodic examinations.* Each child shall have periodic medical examinations at 3, 4 and 5 years of age.

(d) *Medical records to be maintained.* A person in charge of a school shall maintain an individual medical record file for each child. This file shall include:

(1) A cumulative record consisting of a form provided or approved by the Department, including: child's name, address, date of admission and date of birth; parents' names, home and business addresses and telephone numbers; names and telephone contact information of person(s) to contact in case of emergency, including name, address and telephone number of the child's primary health care provider; pertinent family medical history, and child's history of allergies, medical illnesses, special health problems and medications; immunization records; and parental consent for emergency treatment.

(2) Copies of all individual health records required by this Code, including new admission and periodic medical examination forms, parents' and health care provider notes regarding episodic illnesses, and a history of all illnesses, accidents, and other health data.

(e) *Records to be confidential.* All records required by this section shall be maintained as confidential records and shall not be made available for inspection or copying by any persons other than parents, other persons who present a written authorization from a parent, or authorized staff of the Department. When a child transfers from one school to another, a copy of the child's student health record shall be forwarded to the person charged with maintaining student health records at the child's new school.

(f) *Department property.* If the Department assigns a health care provider to a school, all child health related records shall be deemed the property of the Department.

§43.19. Health; daily requirements; communicable diseases.

(a) *Daily attendance record.* A daily attendance record shall be kept in a form provided or approved by the Department.

(b) *Daily health inspections.* A health inspection of each child shall be made daily by teachers who are familiar with such child and trained to recognize signs or symptoms of illnesses in accordance with guidelines or training provided or approved by the Department.

(c) *Management of ill children and reporting.*

(1) An area shall be provided for separating ill children under direct adult supervision until parents remove children from the school.

(2) All health care provider diagnoses pursuant to Article 11 of this Code shall be reported to the Department by the person in charge of a school.

(3) The Department shall be notified by the person in charge of a school within 24 hours of the occurrence of a death or serious injury to a child while in the care of the school.

(4) When any child is unexpectedly absent from the school for three consecutive days, the person in charge of a school shall telephone the child's parent to determine the cause of absence and shall maintain a record of the telephone call and the information obtained in the log required by §43.21 (d) of this Code.

(d) *Parent reports of absences.* At the beginning of each school year, the person in charge of a school shall notify parents that they are required to report absences in accordance with this subdivision. Parents shall report to the person in charge of a school within 24 hours any absence for: chicken pox, conjunctivitis, diarrhea, diphtheria, food poisoning, hepatitis, haemophilus influenza type b infection, impetigo, measles, meningitis (all types), meningococcal disease, mumps, Methicillin resistant staphylococcus aureus (MRSA), pertussis (whooping cough), poliomyelitis, rubella (German measles), salmonella, scarlet fever, tuberculosis, or any other disease or condition which may be a danger to the health of other children. Such disease or condition shall not include acquired immune deficiency syndrome (AIDS) or human immunodeficiency virus (HIV) infection.

(e) *Reports of vaccine preventable illnesses.* The person in charge of a school shall report to the Department by telephone, within 24 hours, any child who has any vaccine preventable illness, or meningitis or tuberculosis, or if there is any outbreak or unusual occurrence of any disease or condition at the facility.

(f) *Exclusions pursuant to Article 11 of this Code.* The person in charge of a school shall exclude a child who is a case, contact, or carrier of a communicable disease if the child is required to be isolated or excluded by Article 11 of this Code. Such child shall not be permitted to return to the school without a written statement of recovery from a health care provider if the child was a case of measles, mumps, rubella, pertussis (whooping cough), scarlet fever, meningitis (all types), or poliomyelitis, or if the child was a case, carrier, or contact of any other communicable disease reportable pursuant to Article 11 of this Code. The statement shall indicate that the child is free from such disease in communicable form and that the period of isolation or exclusion required by Article 11 of this Code has ended.

§43.21. Health; emergencies.

(a) *Emergency procedures and notices.* Written policies and procedures for managing health and other emergencies shall be included in the written health and safety plan. Persons in charge of a schools shall provide notice of the location and contact telephone numbers of the school to local hospitals, police precincts, fire houses and emergency transport services and information about emergency policies and procedures shall be provided to parents. Emergency procedures and emergency telephone contact numbers (for Police, Fire Department, Poison Control Center, Child Abuse Hotline, and the Department of Health and Mental Hygiene) shall be conspicuously posted in each classroom or area used by children.

(b) *Necessary emergency medical care.* When a child is injured, or becomes ill under such circumstances that immediate care is needed, the person in charge of a school or designee shall obtain necessary medical care and immediately notify the child's parent.

(c) *First aid supplies.* A first aid kit, completely stocked for emergency treatment of cuts and burns, shall be provided by the person in charge of a school and shall be easily accessible for use. The first aid kit shall be kept out of reach of children and inspected periodically.

(d) *Log of children's illnesses and accidents.* The person in charge of a school shall maintain a log of illnesses, accidents, and injuries sustained by children in the school, in a form provided or approved by the Department. The person in charge of a school shall provide a child's parent with information concerning such incidents pertaining to the child, and shall report serious injuries to the Department. Logged entries shall include the name and date of birth of the child, the place, date and time of the accident or injury, names and positions of staff and other adults present, a brief statement as to how the accident or injury occurred, emergency treatment obtained, if any, and parental notification made or attempted.

§43.23. Lead-based paint restricted.

(a) *Applicability.* This section shall apply to all rooms and areas in a school facility that are occupied by children under six years of age, or to which such children have access.

(b) *Peeling lead-based paint prohibited.*

(1) There shall be no peeling lead-based paint or peeling paint of unknown lead content on any surface.

(2) Peeling lead-based paint or peeling paint of unknown lead content shall be immediately abated or remediated upon discovery, in accordance with § 173.14 of this Code.

(3) Children shall not be present and shall not have access to any room or area undergoing abatement, remediation or other work which disturbs lead-based paint or paint of unknown lead content until after completion of final clean-up and clearance dust testing.

(4) The work practices of §173.14 of this Code shall not apply to repair and maintenance work which disturbs surfaces of less than two (2) square feet of peeling lead-based paint per room or ten (10) percent of the total surface area of peeling paint on a type of component with a small surface area, such as a window sill or door frame.

(c) *Equipment and furnishings.* Equipment and furnishings shall be painted with lead-free paint.

(d) *Soil.* Soil in exterior areas used by children under six years of age shall be tested for lead, shall be remediated if test results exceed clearance limits in §173.14 of this Code, and shall not be used until cleared in accordance with §173.14.

(e) *Annual survey.* Each year the owner or person in charge of a school shall conduct a survey of the condition of surfaces in classrooms, where the surfaces of such classrooms or other areas used by children under six years of age are covered with lead-based paint or paint of unknown lead content. Survey results shall be recorded on a form provided by or satisfactory to the Department, and copies of survey results shall be provided to the Department upon request.

(f) *Definitions.* All terms used in this section shall have the same meanings as the terms defined in § 173.14 of this Code.

§43.25. Modification of provisions.

When the strict application of any provision of this article presents practical difficulties, or unusual or unreasonable hardships, the Commissioner in a specific instance may modify the application of such provision consistent with the general purpose and intent of these articles and upon such conditions as in his opinion are necessary to protect the health of the children. The denial by the Commissioner of a request for modification may be appealed to the Board in the manner provided by § 5.21.

NOTICE OF ADOPTION OF A RESOLUTION TO REPEAL AND REENACT ARTICLE 3 OF THE NEW YORK CITY HEALTH CODE

In compliance with Section 1043(b) of the New York City Charter and pursuant to the authority granted to the Board of Health by Section 558 of said Charter, notice of intention to repeal and reenact Article 3 (General Provisions) of the New York City Health Code (the "Health Code") was published in the City Record on March 11, 2008, and a public

hearing was held April 14, 2008. No testimony was given, no written comments were received, and no changes have been made to the resolution. At a meeting on June 18, 2008, the Board of Health adopted the following resolution.

STATUTORY AUTHORITY

These amendments to the New York City Health Code ("Health Code") are promulgated pursuant to Sections 556, 558 and 1043 of the New York City Charter (the "Charter"). Section 556 of the Charter provides the Department of Health and Mental Hygiene ("DOHMH") with jurisdiction to regulate all matters affecting the health in the city of New York. Section 558(b) and (c) of the Charter empower the Board of Health (the "Board") to amend the Health Code and to include in the Health Code all matters to which the DOHMH's authority extends. Section 1043 of the Charter grants the DOHMH rulemaking powers.

STATEMENT OF BASIS AND PURPOSE

INTRODUCTION

As part of a comprehensive review of the Health Code to assess its efficacy in protecting the public health, the DOHMH proposed that Board of Health update various provisions of Article 3 of the Health Code to assure that it provides the adequate legal tools for the Board and the DOHMH to effectively address the City's current and future public health needs. The revisions reflect modern thinking about public health and legal preparedness subsequent to the September 11, 2001 terrorist attacks. The revisions reflect current law, policies and practices, and address the needs of the DOHMH regarding such matters as authorizing a rapid response by the Commissioner in the event of a public health emergency, the inspection of records and proceedings of the DOHMH, and the protection of the privacy of persons who are the subjects of such information. Pursuant to this review and assessment of the Health Code, the Board repealed and reenacted Article 3. The substance of the salient changes is as follows.

§3.01 (b). Currently, subdivision (b) of §3.01 implies that pursuant to § 556(c) of the Charter the DOHMH has an affirmative duty to ensure compliance with the Health Code and other relevant law. However, after §3.01(b) was adopted, §556(c) of the Charter was amended and no longer mandates that the DOHMH ensure compliance with the Health Code or any other provisions of law.

Instead, the Charter now provides that the DOHMH has the "jurisdiction to regulate all matters affecting health in the city of New York and to perform those functions and operations performed by the city that relate to the health of the people of the city...." It also provides in §556(a) that the DOHMH has the jurisdiction to enforce "all provisions of law applicable in the area under the jurisdiction of the DOHMH for the preservation of human life, for the care, promotion and protection of health and relative to the necessary health supervision of the purity and wholesomeness of the water supply and the sources thereof; ...". The proposed amendment to subdivision (b) of §3.01 will harmonize the Health Code with the amended Charter.

§3.01 (c) and (d). Existing subdivision (c) of §3.01 provides that the DOHMH may take such actions as may become necessary to ensure the care and safety of the public health and, that subject to the directions of the Board, the Commissioner may establish procedures to be followed during an emergency declared by the Board. Since September 11, 2001, there have been concerns raised regarding the adequacy of the public health emergency powers of the Commissioner and how those powers interact with the powers and procedural requirements of the Board. The current subdivision (c) hampers the Commissioner's ability to act and respond rapidly to an emergency owing to the procedural requirements it sets forth and the need to await the further direction and discretion of the Board. The current subdivision (c) would seem to require in any emergency that the Commissioner wait for the Board membership to meet pursuant to the procedures as set forth in Public Officers Law and to direct how the Commissioner may actively respond to the public health emergency.

For example, in the event of a bioterrorist attack on the city where mass quantities of a virulent contagious agent may have been unleashed and disseminated, the current Health Code would seem to require that the Commissioner wait for the Board to formally declare a public health emergency and then for its direction before he or she is able to implement procedures to be followed that are not provided for in the Health Code. However, in a situation such as this, it would likely not be feasible or even prudent to postpone a response pursuant to these procedural requirements. Indeed, in such an emergency event, it is questionable as to whether the Board will be able to comply with these requirements. While this example illustrates a public health emergency from an act of bioterrorism, the application of this subdivision would include any and all emergency scenarios impacting the public health within the DOHMH's jurisdiction, such as, for example, the emergency concerns created by the power outage in August 2003. The blackout left all of New York City without electricity and much of its population without water or any means of communication. Indeed, it is likely that there may also be occasions when, because of transportation or communications interruptions, it might even be difficult to assemble the Board to convene a meeting.

A new subdivision (c) retains the first sentence of current subdivision (c) and repeals substantive concepts addressing procedures in the event of an emergency and addressed these issues in a new subdivision (d). The new subdivision (d) enhances the authority needed by the Commissioner to respond effectively, efficiently and appropriately in the event of an imminent or existing emergency affecting the public health and necessitating immediate action.

The amended powers of the Commissioner as set forth herein

will allow the Commissioner to act immediately to prevent an imminent threat or respond to existing emergency circumstances as may be appropriate and necessary upon the Commissioner's declaration of a public health emergency. A public health emergency may be declared in conjunction with, or independent of, a declaration of a local state of emergency by the mayor or a declaration of a disaster emergency by the governor. The amendments to this subdivision create a more timely and efficient response in a public health emergency by removing procedural obstacles. In addition, upon the declaration of a public health emergency, the Commissioner may establish procedures to be followed for the protection of public health. These procedures may also include the suspension, alteration or modification of any provision of the Health Code, or the exercise of any power that the Board may have to respond to an emergency.

Enhancing the Commissioner's powers does not mean that the Board would be removed from the emergency response process. The Commissioner's actions would be effective only until the next meeting of the Board, which would have to be held within five business days if a quorum of the Board can be convened and, if not, then as soon as reasonably practicable. At that time, the Board would review the need for continuing, modifying or terminating any of the actions of the Commissioner. Thus, while the amended powers of the Commissioner will allow the Commissioner to respond immediately, the time-limited delegation of authority, for example, to suspend, alter or modify the Health Code, combined with the mandatory Board review of actions, will serve a precautionary function and enable full participation and input by the Board of Health. The Commissioner's and Board's authority to act in such situations is consistent with the Charter and other applicable law, including Article 2-B of the State Executive Law (authorizing the governor and mayors of localities to declare emergencies). Subdivision (d) also sets forth the manner in which orders issued thereunder are to be served.

Finally, subdivision (e) makes it clear that the authority granted to the Commissioner by this section is distinct from powers that he or she may have under other laws, and that such authority may be exercised in conjunction with other powers.

§3.03. Currently §3.03 consists of two subdivisions, (a) and (b). This section has been reorganized, dividing current subdivision (a) into several subdivisions and relettering current subdivision (b) as a new subdivision (e), rendering subdivision (a) easier to read and comprehend. Subdivision (a)'s paragraphs enumerate the conditions whereby the DOHMH may seize, embargo or condemn certain materials.

Subdivision (b), consistent with §17-118 of the Administrative Code, makes it clear that not only is an owner not entitled to compensation when the Department destroys, or otherwise disposes of, property that is dangerous and not capable of being reasonably salvaged, but also that such destruction or disposition can be at the owner's expense.

The Department sometimes encounters dangerous food or other products the source of which needs to be ascertained, or which may have been already distributed commercially within the City. While the department's authority to issue subpoenas and orders is otherwise clearly established in law, subdivision (e) re-emphasizes this authority in order to locate the source or destination of embargoed goods. No other substantive changes have been made.

§3.05. Current §3.05 authorizes the Department to inspect places where services for children under 16 are provided. This section has been repealed, as unnecessarily duplicative of the authority provided in §3.01. The new §3.05, formerly §3.07, now provides for the service of orders issued under subdivision (d) of §3.01. Subsequent §§3.09 and 3.11 are renumbered accordingly without substantive change. Current §3.12 is renumbered as §3.11, and the title of the section is changed.

§3.11. Current §3.12 addresses the monetary limits that may be imposed through compulsory civil enforcement proceedings for violations of this Code or other applicable law. The section has been renumbered and re-titled, and its language simplified without substantive change.

§§3.13 and 3.15. No changes have been made to these sections.

§3.17. Currently, §3.17 only prohibits the destruction or removal of notices of the DOHMH. However, there may be other posted materials, such as informational posters, or materials or notices that are required to be posted that should not be removed or destroyed. The section and its title were amended to broaden the application of the section to prohibit the destruction or removal of all materials or notices posted, or required to be posted, by the Department, unless the DOHMH grants permission to remove the posted materials, or the materials are removed pursuant to the Health Code or other applicable law.

§3.19. Current §3.19 prohibits a person from making a false, untrue or misleading statement or forging the signature of another on a certificate, application, registration, report or other document required to be prepared pursuant to the Health Code or submitted to the Department. Section 3.19 was drafted prior to the use of modern communications media, such as electronic delivery, and prior to the use of electronic and other methods of reproduction and is therefore limited in the scope of its application. The section has accordingly been amended to prohibit submission of false or misleading statements in any form, or medium, paper, electronic or otherwise and to conform this provision to other Code provisions referencing modern communications concepts.

Sections 3.19 and 3.21 have been combined, including the Notes to §3.21, to address false and/or misleading

representations in the form of statements, reproductions or alterations, and §3.21 is now subdivision (b) of §3.19, and also reflects use of electronic delivery and electronic reproductions and conforms to other Sections using modernized concepts.

Current §3.21 prohibits the reproduction or alteration of permits, reports, certificates or "other paper" issued by the Commissioner, DOHMH or the Board to evade or violate any provision of the Health Code or other law. The section has been amended and its scope broadened to prohibit the reproduction or alteration of any documents, paper, electronic or otherwise, issued by the Commissioner, DOHMH or the Board. In addition to documents in electronic form, the section now prohibits reproduction of any materials issued by DOHMH for any purpose.

Current §3.21 makes it unlawful to reproduce or alter DOHMH documents if the purpose of such reproduction or alteration is to evade or violate any provision of the Health Code or any other law. The section has been amended so that it is also unlawful if the effect of such reproduction or alteration is to evade or violate the law, or induce issuance of a license or permit. Providing evidentiary proof of the effect of an act is less difficult than proving that the actor had the intent or purpose to violate the law when reproducing or altering a DOHMH document.

§3.21. Current §3.23 has been renumbered as §3.21, and amended by removing the term "foreign" in reference to other languages, and now allows the Department, in its discretion, to accept non-English documents if they are accurately translated.

In addition, the section has been amended by bifurcating current §3.23 into subdivisions (a) and (b) and moving the clause addressing the use of the other languages in labels or signs in addition to the English language to subdivision (b) thereby separating and creating one subdivision to address materials that must be submitted to the DOHMH and one subdivision to address the use of language in signs, labels and other required writings that may affect the public.

§3.23. Current §3.25 is renumbered §3.23, and its language simplified, retaining its substance, clarifying that documents which are signed or certified by employees of the Department or other governmental agency shall be presumptive evidence of the facts stated therein.

§3.25. Current §3.27 is renumbered and amended to reflect current law and DOHMH policy concerning the inspection of records and proceedings of the DOHMH and the protection of the privacy of persons who are the subjects of such information while providing for the conditions under which information may be disclosed. Subdivision (e) of current §3.27, which currently allows access to the printed indexes of vital statistics records, has been repealed in its entirety. The Department will no longer make such indexes available, since such access can be abused and result in identity theft and attendant security risks. In addition, genealogists and others interested in genealogical research can access appropriate information from the Municipal Archives. While these amendments reflect the policies and practices of the DOHMH, the amended provisions also take into consideration the federal regulations promulgated pursuant to the Health Insurance Portability and Accountability Act (HIPAA). HIPAA represents the federal privacy standard to protect patients' medical records and other health information provided to health plans, doctors, hospitals and other health care providers. Among other things, HIPAA provides for enhanced security and confidentiality of health information, and its final regulations cover health plans, health care clearinghouses, and those health care providers who conduct certain financial and administrative transactions electronically. The new privacy regulations ensure a national floor of privacy protections for patients by limiting the ways that health plans, pharmacies, hospitals and other covered entities can use patients' personal medical information. The regulations protect medical records and other individually identifiable health information, whether maintained in paper, in computers or communicated orally. The HIPAA regulations, however do not apply to traditional public health activities such as surveillance and epidemiological investigations. DOHMH has always recognized the importance of protecting individual privacy and respecting individual dignity to maintaining the quality and integrity of health data. The Notes to §3.25 provide a further discussion of its purpose and rationale.

Repeal current §§3.28 and 3.29. Section 3.28 currently provides a list of fees for searches other than vital statistics records. Rather than defining in the Health Code the various types of searches that may be performed and what fees shall be paid pursuant to the type of search involved, DOHMH believes that these issues should be more appropriately addressed in department regulations. Accordingly, §3.27 has been repealed in its entirety, and the authority to charge a reasonable fee for access to department records has been incorporated in subdivision (d) of §3.25. Current §3.29 has been repealed as unnecessary.

§3.27. This section renumbers current §3.30 as §3.27, simplifies its language without substantive change.

§3.29. Current §3.31 provides that the Health Code is intended to be consistent with applicable Federal and State law and will be construed as consistent whenever necessary to achieve such consistency. Principles of federal preemption and consistency with federal law are beyond the scope of the Health Code and are subject to evolving trends. Accordingly, §3.31 has been renumbered as §3.29 and amended to reflect the language of the City Charter, which requires the Health Code to be consistent with the federal and state constitutions, state law and the Charter itself.

§3.31. Current §3.33 is renumbered as §3.31.

The proposal is as follows:

Note-matter in brackets [] to be deleted
Matter underlined is new

RESOLVED, that Article 3 and the list of section headings for Article 3 of the New York City Health Code, as set forth in Title 24 of the Rules of the City of New York, be and the same hereby are repealed and reenacted, to be printed together with explanatory notes, to read as follows:

Article 3

General Provisions

§3.01 General powers of the Department

§3.03 Seizure, embargo, condemnation and disposition of prohibited materials

§3.05 Orders of the Board, Commissioner or Department

§3.07 General standards to protect health and safety; prohibited acts; necessary acts and precautions

§3.09 Abatement of nuisances

§3.11 Civil Enforcement of the Code

§3.13 Enforcement of Code otherwise than by prosecution or other compulsory means

§3.15 Interfering with or obstructing Department personnel; gifts, gratuities and bribes

§3.17 Notices, orders and other posted materials not to be mutilated, obstructed or torn down

§3.19 False and misleading statements, reproductions and alterations

§3.21 Use of English language in complying with Code; use of other languages

§3.23 Reports of departmental or governmental officials; presumptive evidence of facts

§3.25 Inspection of records and proceedings of the Department

§3.27 Fees for searches for other than vital statistic records

§3.29 Compliance with other applicable laws and regulations

§3.31 Construction

§3.33 Separability

Introductory Notes:

Article 3 was repealed and reenacted on June 18, 2008 to strengthen the legal tools necessary to address the City's public health needs. Article 3 contains provisions of general applicability, such as emergency powers of the Commissioner, general powers of the Department, abatement of nuisances, prohibited acts and inspection of records. Newly enacted Article 3 has been strengthened to more fully support and protect the health of the City, especially in the area of emergency response.

§3.01 General powers of the Department.

(a) The Department may inspect any premises, matter or thing within its jurisdiction, including but not limited to any premises where an activity regulated by this Code is carried on, and any record required to be kept pursuant to this Code, in accordance with applicable law.

(b) In order to determine whether the provisions of this Code or the provisions of other law which the Department has the authority to enforce are being complied with, the Department may investigate or authorize an investigation to be made of any matter, incident, thing, person or event within its jurisdiction.

(c) Subject to the provisions of this Code or other applicable law, the Department may take such action as may become necessary to assure the maintenance of public health, the prevention of disease, or the safety of the City and its residents.

(d) Where urgent public health action is necessary to protect the public health against an imminent or existing threat, the Commissioner may declare a public health emergency. Upon the declaration of such an emergency, and during the continuance of such emergency, the Commissioner may establish procedures to be followed, issue necessary orders and take such actions as may be necessary for the health or the safety of the City and its residents. Such procedures, orders or actions may include, but are not limited to, exercising the Board's authority to suspend, alter or modify any provision of this Code pursuant to subdivision b of section 558 of the New York City Charter, or exercising any other power of the Board of Health to prevent, mitigate, control or abate an emergency, provided that any such exercise of authority or power shall be effective only until the next meeting of the Board, which meeting shall be held within five business days of the Commissioner's declaration if a quorum of the Board can be convened within such time period. If a quorum of the Board cannot be so convened, then said meeting shall be held as soon as reasonably practicable. At its next meeting, the Board may continue or rescind the Commissioner's suspension, alteration, modification of Health Code provisions or exercise of power. An order issued pursuant to this subdivision shall be effective from the time and in the manner prescribed in the order and shall be published as soon as practicable in a newspaper of general circulation in the city and transmitted to the radio and television media for publication and broadcast. In the alternative, in circumstances where the order is directed at a finite number of known persons, the Commissioner may transmit the order to such persons in a manner the Commissioner deems practicable under the circumstances, including but not limited to mail, electronic mail, facsimile, closed electronic network, in person, or by telephone. Copies of orders issued pursuant to this subdivision shall be immediately circulated to and filed with the Board, and the Department shall maintain records attesting to the manner and timing of their publication or transmittal.

(e) The Commissioner's powers under this section are separate and apart from his or her powers pursuant to other provisions of law, including powers arising from a proclamation of emergency issued by the Mayor under section 24 of Article 2-B of the New York State Executive Law or the Mayor's directions thereunder. Nothing in this section shall be construed to preclude the exercise of the powers granted under this section in combination with powers authorized

under any other law or arising from such a proclamation or directions.

Notes:

This section is derived in part from its predecessor section.

See, in connection with this section, Charter §566, right of entry of officers of Department and Charter §398, ex parte administrative warrants. Charter §566 provides that the Commissioner or members of the Department may, at reasonable times, and pursuant to a search warrant when required by law, enter, examine and inspect a place for compliance with the provisions of law, rules and regulations enforced by the Department. Charter §398 provides that if entry to a location or premises to be inspected pursuant to the Department's powers and duties is not gained on consent, or if circumstances call for entry without prior notice, the Commissioner, or his or her authorized representative, may request corporation counsel to make an application, ex parte, in any court of competent jurisdiction for an order directing the entry and inspection of such premises or location and, in accordance with applicable law, to abate any nuisance thereon.

The Fourth Amendment and the State Constitution prohibit unreasonable searches and seizures without a warrant. Accordingly, administrative search warrants are generally required for health or safety inspections of both residential and private commercial properties when an inspector is affirmatively refused access to inspect the premises. It should be noted that if an establishment, which is pervasively regulated, refused entry to the regulatory agency, then that in and of itself would be a violation of the Code that could result in civil penalties or permit revocation.

Although administrative warrants are generally required, warrantless inspections are allowed in limited situations. Courts have permitted inspections of properties without warrants (1) when the occupant, owner, manager or person in control of the premises expressly consents to the inspection, (2) when exigent circumstances exist or (3) when the inspections relate to a pervasively regulated business. See, for example, *Colonnade Catering Corp. v. U.S.*, 397 U.S. 72, 90 S. Ct. 774, 25 L. Ed. 2d 60 (1970); *U.S. v. Biswell*, 406 U.S. 311, 92 S. Ct. 1593, 32 L. Ed. 2d 87 (1972).

The Commissioner's power to declare a public health emergency, and to take necessary action, including the suspension, alteration or modification of health code provisions, where urgent public health action is needed, such as for terrorism or naturally-occurring events, would allow the Department to proceed with rapid detection, investigation, and control of infectious diseases or chemical, biological, and radiological agents that threaten the public health, or to, for example, alter the manner or timeframe, otherwise set forth in the Health Code, for preparing or filing birth and death certificates.

§3.03 Seizure, embargo, condemnation and disposition of prohibited materials.

(a) The Department may seize, embargo or condemn any food, drug, device, cosmetic, article or thing that it determines (1) is unfit for human consumption or use; (2) is in a condition, kind, weight, quality or strength prohibited by this Code or other applicable law; (3) is not labeled as required by this Code or other applicable law; (4) contains false or misleading labeling; (5) is adulterated or misbranded; or (6) constitutes a danger or nuisance, or is otherwise prejudicial to the public health.

(b) The Department may destroy, render harmless, or otherwise dispose of all seized, embargoed or condemned material without compensation and, in its discretion, at the expense of the owner or person in control thereof, or may direct such owner or person to do so. Embargoed, seized and condemned material which is hazardous shall be disposed of in accordance with applicable law.

(c) When the Department determines that embargoed material consists in part of materials which are not in violation of the Code and which may be reasonably salvaged, or that embargoed materials or any part thereof can be reasonably brought into compliance with the Code, the Department shall permit the owner or person in control of such embargoed material, unless the public health otherwise requires, to separate the salvageable portions or to bring such materials into compliance with the Code at the place of embargo or seizure, or other place acceptable to the Department, in a manner directed by the Department. When seized material is disposed of by the Department otherwise than by destruction, it may be released to the owner or person in control if it may be rendered harmless.

(d) All activities carried on pursuant to this section shall be done in a manner consistent with the maintenance of the public health, giving due regard to the property rights of the owner or person in control of the affected material.

(e) Except where the Department determines that immediate action is required to protect the public health, the Department shall not seize, embargo, condemn, destroy, render harmless or otherwise dispose of any material pursuant to this section until the owner or person in control is notified by any effective means of communication and is given opportunity to be heard by such personnel of the Department as the Commissioner may designate. No person shall fail to comply with any order or subpoena of the Commissioner requiring disclosure of information concerning the sources or recipients of the embargoed or seized material.

Notes:

This section is derived without substantive change from its predecessor section in the Code.

The right to seize, embargo, condemn and destroy unfit food pursuant to local ordinances has been held not to violate the due process clause of the Fourteenth Amendment to the United States Constitution. See *North American Cold*

Storage Co. v. Chicago, 211 U.S. 306, 29 S. Ct. 101, 53 L. Ed. 195 (1908). Furthermore, the seizure or destruction of property that is dangerous or constitutes a nuisance, does not require that the owner receive just compensation as in the case of a governmental taking under eminent domain. Such seizure, condemnation or destruction is not converting private property for the benefit of government and putting it to a public use; it is abating a public health danger for the protection of the public. Therefore, the owner is not entitled to be compensated. See, *Mugler v. Kansas*, 123 U.S. 623; 8 S.Ct. 273; 31 L. Ed. 205 (1887). Section 17-118 of the City Administrative Code makes it clear that the destruction or removal of any dangerous matter or thing can be at the owner's expense.

§3.05 Orders of the Board, Commissioner or Department.

(a) No person shall violate an order of the Board, Commissioner or Department.

(b) Service of any order of the Commissioner or Department shall be deemed legally sufficient if delivered personally or if mailed by ordinary first class, certified or registered mail, express or overnight mail, through the United States Postal Service or through any commercial expedited mail or parcel delivery service, in no particular order of priority, upon any person, officer, department or employee referred to in Section 17-141 of the Administrative Code. The Department shall maintain records attesting to the manner of service used and the person or entity served in each instance. Service of any order issued pursuant to subdivision (d) of section 3.01 of this article shall be deemed legally sufficient if served in accordance with the provisions specified therein.

§3.07 General standards to protect health and safety; prohibited acts; necessary acts and precautions.

No person shall do or assist in any act which is or may be detrimental to the public health or to the life or health of any individual unless the act is authorized by law. No person shall fail to do any reasonable act or take any necessary precaution to protect human life and health.

§3.09 Abatement of nuisances.

No person shall commit or maintain a nuisance as defined in §17-142 of the Administrative Code, and no person shall allow such a nuisance to exist or to be created in respect of any matter, thing, chattel or premises which he or she owns or controls.

Notes:

This section is derived without substantive change from its predecessor, section 3.11 of the Code.

The maintenance of a public nuisance as defined in Penal Law § 240.45 is also declared to be a misdemeanor by Penal Law §240.45. For cases defining public nuisances and holding that the relative importance of the public and private interests involved must be considered, see annotations to §240.45 in McKinney's Penal Law.

§3.11 Civil Enforcement of the Code.

(a) Except as provided in subdivisions (b) and (c) herein, any person who is determined to have violated this Code or any other applicable law or regulation that the Department is authorized to enforce, shall, unless otherwise specified in such other law or regulation, be subject to a fine, penalty and forfeiture of not less than two-hundred and not more than two thousand dollars for each violation of a provision of this Code or any other such applicable law or regulation. Each such violation may be treated as a separate and distinct offense, and in the case of a continuing violation, each day's continuance thereof may be treated as a separate and distinct offense.

(b) Any person who is determined to have conducted, carried on, or in any way engaged in an activity without a permit, license, registration, or other authorization required by this Code shall be subject to a fine, penalty and forfeiture of not less than one thousand and not more than two thousand dollars.

(c) Where a person fails to appear in a proceeding brought pursuant to Article 7 of this Code, the penalties imposed for each sustained violation shall be double the amount that would otherwise be assessed by the hearing examiner, but shall not exceed the maximum penalty specified in subdivisions (a) or (b) of this Section, or in the other applicable law or regulation.

Notes:

See also section 12(a) of the state Public Health Law which currently establishes a maximum civil penalty of \$2000.00 for a violation of health laws.

§3.13 Enforcement of this Code otherwise than by prosecution or other compulsory means.

In lieu of enforcement of this Code by way of prosecution, recovery of civil penalties, revocation of permits, seizure, embargo and condemnation, and other compulsory means, the Department may seek to obtain the voluntary compliance with this Code by way of notice, warning or other educational means; this section does not, however, require that such non-compulsory methods be used before proceeding by way of compulsory enforcement.

§3.15 Interfering with or obstructing Department personnel; gifts, gratuities and bribes.

(a) No person shall interfere with or obstruct Department personnel in carrying out an inspection, survey or examination or in the performance of any other duty for the Department or Board.

(b) No person shall give or offer a gift, gratuity, benefit, favor or bribe, including but not limited to money, food, and drink,

to an employee or agent of the Department engaged in carrying out an inspection, survey or examination or in the performance of any other duty for the Department or Board.

§ 3.17 Notices, orders and other posted materials not to be mutilated, obstructed or torn down.

No material, order or notice posted or required to be posted by the Department shall be mutilated, obstructed, torn down or removed unless authorized to do so by the Department or by this Code or other applicable law.

§3.19 False and misleading statements, reproductions and alterations.

(a) No person shall make a false, untrue or misleading statement or forge the signature of another on a certificate, application, registration, report or other document in paper, electronic or any other form or medium, required to be submitted or filed with the Department. No person shall make a false, untrue or misleading oral statement to the Department as to any matter investigated by the Department.

(b) No person shall reproduce or alter or cause to be reproduced or altered a permit, report, certificate or other document in paper, electronic or any other form or medium, issued by the Commissioner, Department or Board if the purpose or effect of such reproduction or alteration is the evasion or violation of any provision of this Code or any other law.

Notes:

This section is derived without substantive change from its predecessor §§3.19 and 3.21. A violation of the Code would result regardless of whether or not the false statement or alteration was intentional or willful.

§3.21 Use of English language in complying with Code; use of other languages.

(a) When the Department or a provision of this Code requires the submission of an application, certificate, report or other document in paper, electronic or any other form, to the Department, any required writing shall be in the English language except that the Department may in its discretion allow the submission of such a required writing in another designated language, if such required writing is accompanied by an accurate, English translation of such writing.

(b) When the Department or a provision of this Code requires the use of warning or instructional signs or labels, any required writing shall be in the English language. If the Department is of the opinion that the persons to whom a required warning or instructional sign or label is addressed may not understand the English language, the Department may require that such sign or label appear legibly both in English and other designated languages.

§3.23 Reports of departmental or governmental officials; presumptive evidence of facts.

Written reports or documents in paper, electronic or any other form concerning a matter or subject within the jurisdiction of the Department or regulated by this Code, which are signed or certified by a person employed by any agency of the City, State or Federal government, shall be presumptive evidence of the facts stated therein.

§3.25 Inspection of records and proceedings of the Department.

(a) Except as prohibited, required or authorized by this Code, including this section, or other applicable law:

(1) Records of the Department containing individually identifiable information, or other information that the Department reasonably believes may endanger the health or safety of any person if disclosed, shall be confidential and used only by authorized personnel of the Department or its authorized agents. For the purposes of this section the term "individually identifiable information" shall mean any information or data which by itself or in combination with any other publicly available information could, in the opinion of the Department, be used to identify a particular individual;

(2) A person, upon submission of a legally appropriate written request or consent, and proof of identity satisfactory to the Department if deemed necessary by the Department, may inspect, or obtain a copy of, or authorize his or her attorney or representative to inspect or obtain a copy of a file, record, report, proceeding of the Department or any other document, whether oral, written, electronic, visual or in any other form which contains individually identifiable information pertaining to such person; provided that individually identifiable information pertaining to another person is not disclosed. A person who owns, manages, operates or has any legal interest in a premises may, in the manner set forth above, have access to Departmental reports and records of the Department's environmental inspections pertaining to such premises; provided that said records are redacted of any personal information concerning the occupants of such premises. A request to inspect or consent to disclose shall be made in writing and shall describe the information to be inspected or disclosed. Inspections of records shall be permitted during times and at such places as the Department may determine. A written authorization for an attorney or representative to inspect or obtain copies of Department records shall be made on forms provided or a format approved by the Department.

(b) Subdivision (a) of this section shall not prevent authorized personnel of the Department from furnishing appropriate information to a physician or institution providing examination or treatment to a person suspected of or affected with a disease or condition, to an agency approved by the Department for prevention, treatment or social care, or to any person when necessary for the protection of health. A person, institution or agency to whom such information is furnished or to whom access to records has been given, shall

not divulge any part thereof so as to disclose individually identifiable information of the person to whom such information or record relates, except insofar as such disclosure is necessary for the treatment of such person or for the protection of the health of others. Notwithstanding the subdivision (a) or (b) of this section, no such access or disclosure shall occur if such is otherwise prohibited by this Code or other applicable law.

(c) No person shall violate any term or condition of a written data use agreement, protocol or other understanding upon which the Department has relied to grant access to individually identifiable information or data.

(d) The Department may charge a reasonable fee, established in accordance with applicable law, for the provision of access to, or inspection or copying of, information, data or records pursuant to this section.

Notes:

Administrative Code §17-112 authorizes the Department to establish "reasonable regulations as to the publicity of any of its papers, files, reports, records and proceedings. . . ." This section generally describes the Department's policies with regard to the inspection or disclosure of its records. It makes clear, however, that if other parts of this Code or other applicable law specifically prohibit, require or authorize inspection or disclosure, then such other provisions of law will govern inspection or disclosure.

Any individually identifiable information, including health data that is subject to and protected by the federal Health Insurance Portability and Accountability Act of 1996 (HIPAA) or other applicable law or regulation, will not be released except in accordance with such laws or regulations, and will be exempt from New York State Freedom of Information Law (FOIL) requests accordingly. As a general proposition, FOIL governs the disclosure of information in the hands of governmental agencies to any member of the public, whether the information pertains to them or not. This section provides greater specificity with regard to Departmental information which is not required to be disclosed pursuant to FOIL.

Paragraph (1) of subdivision (a) makes clear that Departmental information containing individually identifiable information will be treated with the utmost confidentiality. Similarly, information that may not contain personal information, but which may endanger the health or safety of anyone, will be treated confidentially.

Paragraph (2) of subdivision (b) establishes the procedures by which individuals, or persons legally interested in premises inspected by the Department, may access information about themselves or their property with due regard to the privacy rights of others.

Subdivision (b) articulates the principle that disclosure can be made if necessary to protect the health of the public. Such a determination can only be made by Departmental employees specifically authorized to do so. Furthermore, such information can only be divulged if necessary for the same purposes. However, if this Code or other applicable law otherwise prohibits disclosure, as is the case with A1C or HIV information, then disclosure under this section will not be allowed.

Subdivision (c) importantly makes it a violation of the Health Code to breach any agreement with the Department pursuant to which individually identifiable information has been disclosed, including business associate or data use agreements.

Subdivision (d) authorizes the charging of fees in accordance with applicable law; for example, section 18 of the New York State Public Health Law with regard to medical records or in accordance with regulations of the Department.

§3.27 Compliance with other applicable laws and regulations.

The approval of any plans or the issuance of any permit pursuant to this Code which involves the construction, alteration or renovation of any building, structure or premises, or the use of any site, or the installation or alteration of any service equipment, regulated by the Building Code or other applicable law, shall not relieve the person receiving such approval or permit from such person's responsibility to comply with all of the applicable provisions of the Building Code, zoning regulations and other applicable laws and regulations.

§3.29 Construction.

(a) This Code is intended to be consistent with the federal and New York State Constitutions, applicable State law and the New York City Charter, and shall be so construed, to the fullest extent possible, whenever necessary to achieve such consistency.

(b) This Code shall be liberally construed for the protection of the health and safety of the people of the city of New York.

Notes:

This section is derived from section 558(b) of the Charter which requires provisions enacted by the Board as part of the Code to be consistent with the Constitution and laws of the State and with the Charter.

§3.31 Separability.

If a provision of this Code is declared unconstitutional, or the applicability thereof to any person or circumstance is held invalid, the applicability of such provision to other persons and circumstances and the constitutionality or validity of every other provision of the Code shall not be affected thereby.

SPECIAL MATERIALS

FIRE

NEW YORK CITY FIRE PENSION FUND

NOTICE

REPORT ON THE JUNE 30, 2006 (LAG)

ACTUARIAL VALUATION OF THE NEW YORK CITY FIRE PENSION FUND AND GROUP LIFE INSURANCE PLAN FOR DETERMINING FISCAL YEAR 2008 EMPLOYER CONTRIBUTIONS

New York City Office of the Actuary
June 17, 2008



OFFICE OF THE ACTUARY

75 Park Place • 9th Floor
NEW YORK, NY 10007
(212) 442-5776 • FAX: (212) 442-5777

ROBERT C. NORTH, JR.
CHIEF ACTUARY

June 17, 2008

Board of Trustees
New York City Fire Pension Fund
And Group Life Insurance Plan
9 MetroTech Center, Room 6W8
Brooklyn, NY 11201-3857

Re: June 30, 2006 (Lag) Actuarial Valuation

Dear Members:

This Report presents the results of the June 30, 2006 (Lag) actuarial valuation of the New York City Fire Pension Fund ("FIRE") and Group Life Insurance Plan the ("Plan"). These results form the basis for determining the Statutorily-Required Contribution ("Statutory Contribution") for the period beginning July 1, 2007 and ending June 30, 2008 (i.e., Fiscal Year 2008) which is presented in Section IV.

Pursuant to Section 96 of the New York City Charter, studies of the actuarial assumptions used to value liabilities of FIRE are conducted every two years. The independent actuarial auditor, Gabriel, Roeder, Smith & Company ("GRS"), issued an actuarial experience study dated October 2003. After reviewing the results of that study, the Actuary issued an August 31, 2005 Report entitled "Proposed Changes in Actuarial Assumptions and Methods for Determining Employer Contributions for Fiscal Years Beginning on and After July 1, 2005 for the New York City Fire Pension Fund" ("August 2005 Report").

These Proposed Actuarial Assumptions and Methods ("2006 A&M") were adopted by the Board of Trustees during Fiscal Year 2006. The 2006 A&M became effective with enabling State Legislation enacted as Chapter 152 of the Laws of 2006 ("Chapter 152/06"). Actuarial assumptions and methods employed prior to the 2006 A&M are referred to as the "2000 A&M".

Results of the June 30, 2005 (Lag) actuarial valuation are shown in this Report for comparative purposes.

Also included in this Report are certain items of information used for financial reporting purposes, for filing with the New York State Insurance Department and other historical information that the Actuary believes useful.

The June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuations are based upon census data as of those dates submitted by the Plan's administrative staff and by the employer's payroll facilities and on the June 30, 2006 and June 30, 2005 financial information provided by the Office of the Comptroller. Census data which reflects the impact of recent labor contract settlements with retroactive effect and financial information are reviewed by the Office of the Actuary for consistency and reasonability.

A summary of the benefits available under the terms of the Plan is shown in Section VIII. The actuarial assumptions and methods are unchanged from the June 30, 2005 (Lag) valuation to the June 30, 2006 (Lag) valuation and are summarized in Section IX.

The actuarial information herein that is to be used for financial accounting reporting purposes is being presented in a manner believed to be consistent with the requirements of Governmental Accounting Standards Board ("GASB") Statement No. 25 ("GASB 25").

The Table of Contents, which immediately follows, outlines in more detail the contents of this Report.

I, Robert C. North, Jr., am the Chief Actuary for the New York City Retirement Systems. I am a Fellow of the Society of Actuaries and a Member of the American Academy of Actuaries. I meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein.

Respectfully Submitted,

Robert C. North, Jr., F.S.A., M.A.A.A.
Chief Actuary

cc: Ms. M.E. Basso
Mr. A.G. Garcia
Mr. J.R. Gibney
Ms. B.K. Ho
Mr. E. Hue
Mr. S.S. Krasner
Mr. J.A. Petrovic
Ms. L. Tian

Mr. D. White
Mr. G.L. Zelikovsky

TABLE OF CONTENTS

SECTION	ITEM
I.	Acronyms Executive Summary Table I-1 – Summary Results of the Valuations
II.	Summary of Demographic Data Table II-1 – Active Members Included in the June 30, 2006 (Lag) and the June 30, 2005 (Lag) Actuarial Valuations Table II-2 – Pensioners and Beneficiaries Included in the June 30, 2006 (Lag) and the June 30, 2005 (Lag) Actuarial Valuations Table II-3 – Changes in the Number of Members and Pensioners During the Year Classified by Status Table II-4 – Schedule of Active Member Data Table II-5 – Schedule of Pensioners and Beneficiaries Added to and Removed from the Rolls
III.	Market Value and Actuarial Value of Assets Table III-1 – Statement of Plan Net Assets as of June 30, 2006 and June 30, 2005 Table III-2 – Statement of Changes in Plan Net Assets for the Fiscal Years Ended June 30, 2006 and June 30, 2005 Table III-3 – Development of Actuarial Value of Assets
IV.	Statutory Contributions Table IV-1 – Components of Fiscal Year 2008 and Fiscal Year 2007 Statutory Contributions Table IV-2 – Development of Fiscal Year 2008 and Fiscal Year 2007 Statutory Employer Normal Contributions
V.	Solvency Test
VI.	Funded Status
VII.	Schedule of Funding Progress
VIII.	Summary of Plan Provisions
IX.	Summary of Actuarial Assumptions and Methods
X.	Acknowledgement of Qualification

APPENDIX	ITEM
A	Schedule of Historic Employer Contributions
B	Age and Service Distributions as of June 30, 2006 (Lag) and June 30, 2005 (Lag)
C	Number and Salary of Active Members by Tier

ACRONYMS

This is a listing of acronyms used throughout this report.

Accumulated Benefit Obligation	ABO
Actuarial Accrued Liability	AAL
Actuarial Asset Valuation Method	AAVM
Actuarial Asset Value	AAV
Actuarial Asset Value to Market Value	Market Value Restart
Actuarial Interest Rate	AIR
Actuarial Present Value	APV
Actuarial Present Value of Benefits	APVB
Actuarially-Required Contribution	Actuarial Contribution
Chapter 125 of the Laws of 2000	Chapter 125/00
Chapter 278 of the Laws of 2002	Chapter 278/02
Chapter 158 of the Laws of 2004	Chapter 158/04
Chapter 623 of the Laws of 2004	Chapter 623/04
Chapter 93 of the Laws of 2005	Chapter 93/05
Chapter 104 of the Laws of 2005	Chapter 104/05
Chapter 152 of the Laws of 2006	Chapter 152/06
Chapter 445 of the Laws of 2006	Chapter 445/06
Chapter 5 of the Laws of 2007	Chapter 5/07
Comprehensive Annual Financial Report	CAFR
Cost-of-Living Adjustments	COLA
Expected Investment Returns	EIR
Final Average Salary	FAS
Final Salary	FS
Firefighters' Variable Supplements Fund	FFVSF
Fire Officers' Variable Supplements Fund	FOVSF
Governmental Accounting Standards Board Statement No. 5	GASB5
Governmental Accounting Standards Board Statement No. 25	GASB25
Increased-Take-Home-Pay	ITHP
Internal Revenue Code	IRC
Market Value Accumulated Benefit Obligation	MVABO
Market Value of Assets	MVA
New York City Fire Pension Fund	FIRE
Projected Benefit Obligation	PBO
Statutorily-Required Contribution	Statutory Contribution
Unexpected Investment Returns	UIR
Unfunded Actuarial Accrued Liability	UAAL
Variable Supplements Funds	VSF
World Trade Center	WTC

REPORT ON THE JUNE 30, 2006 (LAG) ACTUARIAL VALUATION OF THE NEW YORK CITY FIRE PENSION FUND AND GROUP LIFE INSURANCE PLAN FOR DETERMINING FISCAL YEAR 2008 EMPLOYER CONTRIBUTIONS

SECTION I – EXECUTIVE SUMMARY

1. This actuarial report was prepared as of June 30, 2006 and presents the results of the Fiscal Year 2008 actuarial valuation of the New York City Fire Pension Fund and Group Life Insurance Plan (the "Plan").

The purpose of the valuation is to measure the funding progress of the Plan and to determine the Actuarially-Required Contribution ("Actuarial Contribution") and the Statutorily-Required Contribution ("Statutory Contribution") for Fiscal Year 2008 (i.e., July 1, 2007 to June 30, 2008).

Presented in the following Table I-1 are the principal results of the June 30, 2006 (Lag) valuation and for comparative purposes, the June 30, 2005 (Lag) valuation.

¹Based on 2006 A&M including One-Year Lag methodology.

**Table I-1
NEW YORK CITY FIRE PENSION FUND
SUMMARY OF RESULTS OF THE VALUATIONS**

Valuation Date	June 30, 2006 (Lag)	June 30, 2005 (Lag)
Fiscal Year Employer Contribution	2008	2007
Active Members	11,641	11,470
Number Annual Salary	\$ 932,730,174	\$ 908,261,197
Retirees and Beneficiaries	17,485	17,443
Number Annual Benefits (incl. COLA)	\$ 749,064,090	\$ 715,456,310
Terminated Vested Members	24	21
Market Value of Assets	\$6,165,334,000	\$5,661,624,000
Actuarial Value of Assets	\$6,174,111,000	\$6,169,209,000
Actuarial Contribution	\$ 780,202,424	\$ 683,192,818
Statutory Contribution	\$ 780,202,424	\$ 683,192,818

The June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuation results reflect the following Chapter amendments:

- Chapter 152 of the Laws of 2006 ("Chapter 152/06") enacting the 2006 A&M which included the elimination of the ten-year phase-in of Chapter 278 of the Laws of 2002 ("Chapter 278/02") for funding the additional actuarial liabilities for the benefits enacted under Chapter 125 of the Laws of 2000 ("Chapter 125/00").

Chapter 278/02 required the Actuary to revise the methodology and timing for determining the Statutory Contributions on account of the liabilities created by the benefits provided under Chapter 125/00 by extending the phase-in period for funding these liabilities from five years to ten years.

The impact of the ten-year phase-in of Chapter 278/02 was to postpone funding of the additional liabilities attributable to Chapter 125/00, resulting in greater employer contributions in later years.
- Chapter 158 of the Laws of 2004 ("Chapter 158/04") permits certain members to borrow up to 90% (increased from 75%) at retirement of their own contributions including accumulated interest.
- Chapter 623 of the Laws of 2004 ("Chapter 623/04") provides for an Excess Benefit Plan to be established which would provide benefits to those pensioners whose annual retirement benefits are limited by Internal Revenue Code ("IRC") Section 415(b). This law is retroactive to July 1, 2000.
- Chapter 93 of the Laws of 2005 ("Chapter 93/05"), which amended Chapter 104 of the Laws of 2005 ("Chapter 104/05"), established that certain members of FIRE, who participated in the rescue, recovery or clean-up operations at the World Trade Center ("WTC") site and who become partially or totally disabled due to certain diseases, are presumed to have become disabled in the performance of duty. Collectively these laws are referred to as the "WTC Disability Law."
- Chapter 445 of the Laws of 2006 ("Chapter 445/06") as amended by Chapter 5 of the Laws of 2007 ("Chapter 5/07") provides Accidental Death benefits to certain members of FIRE who participated in the rescue, recovery or clean-up operations at the WTC site. Collectively, these laws are referred as the "WTC Death Benefits Law".

2. Section II provides details of the demographic data used to prepare the June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuations and includes the following tables:

- Table II-1: Active Members,
- Table II-2: Pensioners and Beneficiaries,
- Table II-3: Changes in the Number of Members and Pensioners During the Year,
- Table II-4: Schedule of Active Member Data, and
- Table II-5: Schedule of Pensioners and Beneficiaries Added to and Removed from the Rolls.

The annualized covered payroll reflects the impact

of recent labor contract settlements with retroactive effect. These figures exclude all members not on the payroll as of the valuation date. In addition, salaries were increased by Baseline Overtime assumption of 12% under the 2006 A&M.

- 3. Section III provides details of the assets used to prepare the June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuations including the following tables:
 - Table III-1: Statement of Plan Net Assets as of June 30, 2006 and June 30, 2005,
 - Table III-2: Statement of Changes in Plan Net Assets for the Fiscal Years Ended June 30, 2006 and June 30, 2005, and
 - Table III-3: Development of the Actuarial Value of Assets.
- 4. Section IV presents the Statutory Contributions to the Plan for Fiscal Year 2007 and Fiscal Year 2008. Table IV-1 shows the components of the Statutory Contributions and Table IV-2 develops the Employer Normal Contributions.
- 5. Section V presents the Solvency Test. This Schedule is required for the Comprehensive Annual Financial Report ("CAFR") and is a means of checking the Plan's progress under its funding program.
- 6. Section VI presents the Funded Status of the Plan, which is expressed in various relationships of assets to liabilities.
- 7. Section VII presents a Schedule of Funding Progress. This schedule is required under Governmental Accounting Standards Board Statement No. 25 ("GASB25") and shows for the current year and for each of the last nine fiscal years, certain amounts determined as of the respective valuation dates and their ratios.
- 8. Section VIII summarizes the benefit provisions of the Plan. For the June 30, 2006 (Lag) actuarial valuation, the provisions are unchanged from the previous valuation.
- 9. Section IX summarizes the actuarial assumptions and methods used in the June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuations. The actuarial assumptions and methods for the June 30, 2006 (Lag) valuation are unchanged from the previous valuation.
- 10. Section X contains a Statement of Actuarial Opinion acknowledging the qualification of the Actuary to render the actuarial opinion contained herein.
- 11. Appendix A compares the Statutory Contributions to the Actuarial Contributions for Fiscal Years 1999 through 2008, inclusive.
- 12. Appendix B contains two tables of Age and Service Distributions showing number of active members, total salary and average salary used in the June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuations.
- 13. Appendix C shows number and salary of active members, by Tier, in tabular form and graphically.

SECTION II – SUMMARY OF DEMOGRAPHIC DATA

Census data used as the basis for the valuation are submitted by the Pension Fund's administrative staff, by the employer's payroll facilities, and by the Comptroller of the City of New York. Data are reviewed by the Office of the Actuary for consistency and reasonability.

The following Table II-1 sets forth a comparison of the Active Member data included in the June 30, 2006 (Lag) and the June 30, 2005 (Lag) actuarial valuations.

Table II-2 sets forth a comparison of the Pensioners and Beneficiaries included in the June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuations.

Table II-3 reconciles changes in the data from June 30, 2005 to June 30, 2006.

Table II-4 shows the Active Member data as of June 30 for the years 1998 through 2006, inclusive.

Table II-5 shows the Pensioners and Beneficiaries added to and removed from the Rolls during the Fiscal Years 1997 through 2006, inclusive.

TABLE II-1

**NEW YORK CITY FIRE PENSION FUND
ACTIVE MEMBERS INCLUDED IN THE JUNE 30, 2006 (LAG) AND THE JUNE 30, 2005 (LAG) ACTUARIAL VALUATIONS**

	June 30, 2006 (Lag)	June 30, 2005 (Lag)
Number		
Males	11,600	11,435
Females	41	35
Total	11,641	11,470
Annual Payroll*		
Males	\$929,779,831	\$905,675,419
Females	2,950,343	2,585,778
Total	\$932,730,174	\$908,261,197
Average Salary		
Males	\$80,153	\$79,202
Females	71,960	73,879
Total	\$80,125	\$79,186
Average Age		

Males	38.1	38.2
Females	35.2	37.3
Total	38.1	38.2
Average Service		
Males	11.3	11.3
Females	8.3	9.9
Total	11.3	11.3

* Reflects the impact of recent labor contract settlements with retroactive effect.

TABLE II-2

**NEW YORK CITY FIRE PENSION FUND
PENSIONERS AND BENEFICIARIES INCLUDED IN
THE JUNE 30, 2006 (LAG) AND THE JUNE 30, 2005
(LAG) ACTUARIAL VALUATIONS**

Cause of Retirement	June 30, 2006 (Lag)			June 30, 2005 (Lag)		
	Number	Plan Benefit	Total	Number	Plan Benefit	Total
Service Pensioners	6,839	\$221,770,708	\$254,778,306	6,965	\$219,681,645	\$253,706,241
Ordinary Disability Pensioners	1,398	54,112,443	62,602,913	1,448	54,888,966	63,615,455
Accident Disability Pensioners	7,420	361,658,201	402,336,567	7,103	328,392,640	369,126,226
Beneficiaries of Members Killed in the Line-of-Duty	641	18,498,991	20,638,859	638	18,251,449	20,373,682
Beneficiaries Under Options 2, 3 and 4	1,187	5,513,804	8,707,445	1,289	5,183,920	8,634,706
Total	17,485	\$661,554,147	\$749,064,090	17,443	\$626,398,620	\$715,456,310

TABLE II-3

**NEW YORK CITY FIRE PENSION FUND CHANGES IN
THE NUMBER OF MEMBERS AND PENSIONERS
DURING THE YEAR CLASSIFIED BY STATUS**

Status	Active Members (1)	Service Pension (2)	Ordinary Disability (3)	Accidental Disability (4)	Accidental Death (5)	Other Beneficiary (6)	Subtotal (2) to (7)	Grand Total (1) to (7)
1. Number at June 30, 2005	11,470	6,965	1,448	7,103	638	1,289	17,443	28,913
2. Additions during the Year:								
a. New Entrants	720	227	4	316	3	0	550	1,270
b. Transfer of Category	0	2	5	131	0	38	176	176
c. Change in Payroll Status	27	1	0	6	10	13	30	57
d. Total Additions during the Year	747	230	9	453	13	51	756	1,503
3. Deletions during the Year:								
a. Resignation or Dismissal	39	0	0	0	0	0	0	39
b. Retirement for Service	215	0	0	0	0	0	0	215
c. Retirement for Accident Disability	298	0	0	0	0	0	0	298
d. Retirement for Ordinary Disability	3	0	0	0	0	0	0	3
e. Accidental Death	3	0	0	0	0	0	0	3
f. Ordinary Death	7	0	0	0	0	0	0	7
g. Transfer to Other System	190	0	55	129	9	153	536	543
h. Transfer of Category	0	0	0	0	0	0	0	0
i. Change in Payroll Status	10	2	4	7	1	0	176	176
j. Total Deletions during the Year	576	356	59	136	10	153	714	1,290
4. Number at June 30, 2006	11,641	6,839	1,398	7,420	641	1,187	17,485	29,126

TABLE II-4

**NEW YORK CITY FIRE PENSION FUND
SCHEDULE OF ACTIVE MEMBER DATA**

Fiscal Year	Valuation Date (June 30)	Number	Annual Payroll	Average Annual Pay	Percentage Increase/Decrease in Average Pay
1999	1998	11,224	\$676,129,911	\$60,240	2.6%
2000	1999	11,477	729,726,243	63,582	5.5%
2001	2000	11,492	741,486,584	64,522	1.5%
2002	2001	11,333	799,232,008	70,523	9.3%
2003	2002	11,271	789,694,432	70,064	(0.7%)
2004	2003	10,860	748,763,008	68,947	(1.6%)
2005	2004	11,239	804,974,081	71,623	3.9%
2006*	2004 (Lag)	11,239	864,823,727	76,948	11.6%**
2007	2005 (Lag)	11,470	908,261,197	79,186	2.9%
2008	2006 (Lag)	11,641	932,730,174	80,125	1.2%

* If based on the 2000 A&M, the row entries would be 2006, 2005, 11,470, \$893,029,354, \$77,858 and 8.7%, respectively.

** Increase from June 30, 2003.

TABLE II-5

**NEW YORK CITY FIRE PENSION FUND
SCHEDULE OF PENSIONERS AND BENEFICIARIES
ADDED TO AND REMOVED FROM THE ROLLS**

Fiscal Year Ended June 30	Added to Rolls		Removed from Rolls		Rolls End of Year		% Increase in Annual Allowances	Average Annual Allowances
	Number	Annual Allowances	Number	Annual Allowances	Number	Annual Allowances		
1997	529	\$39,000,644	540	\$7,708,774	16,305	\$413,651,173	8.2%	\$25,370
1998	410	21,289,831	535	8,650,768	16,180	426,290,236	3.1%	26,347
1999	524	40,336,366	558	9,524,659	16,146	457,101,943	7.2%	28,311
2000	576	31,757,451	559	10,723,808	16,163	478,135,586	4.6%	29,582
2001	599	81,850,164	607	11,300,906	16,155	548,684,844	14.8%	33,964
2002	1,123	56,005,434	563	13,109,115	16,715	591,581,163	7.8%	35,392
2003	1,310	79,286,043	616	15,236,168	17,409	655,631,038	10.8%	37,660
2004	619	47,403,627	569	15,595,684	17,459	687,438,981	4.9%	39,374
2005	725	51,588,250	741	23,570,921	17,443	715,456,310	4.1%	41,017
2006	756	55,145,645	714	21,537,865	17,485	749,064,090	4.7%	42,840

**SECTION III - MARKET VALUE AND ACTUARIAL
VALUE OF ASSETS**

The following Table III-1 compares the Market Value of Assets as of June 30, 2006 with the Market Value of Assets as of June 30, 2005.

Table III-2 sets forth a comparison of the changes in the Market Value of Assets for the Fiscal Years ended June 30, 2006 and June 30, 2005.

Information on the Market Value of Assets ("MVA") is provided by the Office of the Comptroller.

Table III-3 sets forth the development of the Actuarial Asset Value ("AAV") as of June 30 for the Fiscal Years 2000 through 2006, inclusive.

Under the 2000 A&M Actuarial Asset Valuation Method ("AAVM"), any Unexpected Investment Returns ("UIR") for Fiscal Years 2000 and later were phased into the AAV beginning the following June 30 at rates of 10%, 15%, 20%, 25% and 30% per year (or cumulative rates of 10%, 25%, 45%, 70% and 100%) over a period of five years.

Beginning with the June 30, 2004 (Lag) actuarial valuation

the AAVM changed to a method ("2006 A&M AAVM") which resets the Actuarial Asset Value to Market Value (i.e., "Market Value Restart") as of June 30, 1999. As of each June 30 thereafter the 2006 A&M AAVM recognizes investment returns greater or less than expected over a period of six years.

In accordance with the 2006 A&M AAVM, actual Unexpected Investment Returns ("UIR") for Fiscal Years 2000 and later are phased into the Actuarial Asset Value ("AAV") beginning the following June 30 at rates of 15%, 15%, 15%, 15%, 20% and 20% per year (or cumulative rates of 15%, 30%, 45%, 60%, 80% and 100% over a period of six years).

UIR is defined as the excess/(deficit) of Net Investment Return over/(under) Expected Investment Return ("EIR") based on the Actuarial Interest Rate ("AIR") and the AAV.

The UIR for Fiscal Years 2000 to 2004 under the 2006 A&M AAVM was set equal to the UIR computed under the 2000 A&M AAVM.

EIR equals the sum of Beginning-of-Fiscal-Year AAV plus one-half of Net Cash Flow, multiplied by the AIR.

TABLE III-1

**NEW YORK CITY FIRE PENSION FUND
STATEMENT OF PLAN NET ASSETS AS OF JUNE 30,
2006 AND JUNE 30, 2005
(\$ Thousands)**

	June 30, 2006	June 30, 2005
ASSETS		
Cash	\$ 73	\$ 55,319
Receivables		
Investment Securities Sold	\$ 224,187	\$ 270,604
Member Loans	19,688	23,496
Accrued Interest and Dividends	21,107	19,834
Total Receivables	\$ 264,982	\$ 313,934
INVESTMENTS AT FAIR VALUE		
Short-Term Investments	\$ 79,630	\$ 118,500
Short-term Investment Fund	161,130	226,429
Commercial Paper		
Debt Securities		
U.S. Government	788,133	766,115
Corporate	766,877	738,033
Yankee Bonds	32,092	32,615
Equities		
Domestic	3,023,971	2,793,595
Private Equity	171,215	146,322
Mutual Fund		
International Investment Funds	1,184,380	834,291
Domestic equity	19,860	0
Mortgage	16,696	16,828
Treasury Inflation Protected Securities	159,602	120,916
Collateral From Securities Lending	1,307,862	1,173,245
Total Investments at fair Value	\$7,711,448	\$6,966,889
OTHER ASSETS	\$ 1,222	\$ 2,481
TOTAL ASSETS	\$7,977,725	\$7,338,623
LIABILITIES		
Accounts Payable	\$ 24,137	\$ 7,415
Due to Other Funds	270	261
Payable for Investment Securities Purchased	455,901	471,937
Accrued Benefits Payable	17,805	17,144
Securities Lending	1,314,278	1,180,242
TOTAL LIABILITIES	\$1,812,391	\$1,676,999
PLAN ASSETS HELD IN TRUST FOR PENSION BENEFITS	\$6,165,334	\$5,661,624

TABLE III-2

**NEW YORK CITY FIRE PENSION FUND
STATEMENT OF CHANGES IN PLAN NET ASSETS
FOR THE FISCAL YEARS ENDED JUNE 30, 2006 AND
JUNE 30, 2005
(\$ Thousands)**

	June 30, 2006	June 30, 2005
ADDITIONS		
Contributions		
Member Contributions	\$ 76,519	\$ 52,680
Employer Contributions	688,774	482,258
Total Contributions	\$ 765,293	\$ 534,938
Investment Income (Loss)		
Interest Income	\$ 103,447	\$ 84,321
Dividend Income	60,878	62,663
Net Appreciation (Depreciation) in Fair Value	437,551	422,856
Total Investment Income (Loss)	\$ 601,916	\$ 570,040
Less: Investment Expenses	14,704	13,335
Net Investment Income (Loss)	\$ 587,212	\$ 556,705
Securities Lending Transactions		
Securities Lending Income	\$ 47,335	\$ 25,409
Securities Lending Fees	(47,181)	(47,833)
Net Securities Lending Income (Loss)	\$ 154	\$ 576
Net Investment Income (Loss)	\$ 587,366	\$ 557,281
Other		
Net Receipts from Other Retirement Systems	\$ 28,274	\$ 49,462
TOTAL ADDITIONS	\$1,304,885	\$1,155,671
DEDUCTIONS		
Benefit Payments and Withdrawals	\$ 800,975	\$ 842,228
Administrative Expenses	\$ 800,975	\$ 842,228
TOTAL DEDUCTIONS	\$ 1,601,950	\$ 1,684,456
NET INCREASE (DECREASE)	\$ 692,935	\$ 471,215
PLAN NET ASSETS HELD IN TRUST FOR PENSION BENEFITS	\$6,165,334	\$5,661,624
Beginning of Year Plan Net Assets	\$5,661,624	\$5,351,191
END OF YEAR	\$6,165,334	\$5,661,624

**TABLE III-3
NEW YORK CITY FIRE PENSION FUND
DEVELOPMENT OF ACTUARIAL VALUE OF ASSETS**

(\$ Thousands)

	Fiscal Year Ended					
	June 30, 2006	June 30, 2005	June 30, 2004	June 30, 2003	June 30, 2002	June 30, 2001
1. Net Assets Available for Benefits at Beginning of Year	\$5,661,624	\$5,351,181	\$4,859,552	\$4,878,408	\$5,690,807	\$6,419,614
2. Loan Receivable Adjustment	0	0	0	0	89,321	0
3. Restated Net Assets Available for Benefits at Beginning of Year (1. + 2.)	\$5,661,624	\$5,351,181	\$4,859,552	\$4,878,408	\$5,779,728	\$6,419,614
4. Total Contributions	685,319	542,188	435,222	359,263	343,190	269,814
5. Net Investment Income	605,099	574,156	786,527	290,688	(632,105)	(456,694)
6. Total Benefit Payments and Expenses	(785,208)	(805,501)	(730,120)	(688,807)	(612,405)	(541,927)
7. Increase/(Decrease) in Net Assets during the Year (4. + 5. + 6.)	503,710	310,443	451,629	(18,856)	(901,320)	(728,807)
8. Increase/(Decrease) in Long-Term Employer Contribution Receivable	NA*	NA*	NA*	NA*	NA*	NA*
9. Net Assets Available for Benefits at End of Year (3. + 7. + 8.)	\$6,165,334	\$5,661,624	\$5,351,181	\$4,859,552	\$4,878,408	\$5,690,807

* Not applicable due to elimination of the Long-Term Employer Contributions Receivable.

TABLE III-3 (Cont'd)

**NEW YORK CITY FIRE PENSION FUND
DEVELOPMENT OF ACTUARIAL VALUE OF ASSETS**

(\$ Thousands)

	Fiscal Year Ended					
	June 30, 2006	June 30, 2005	June 30, 2004	June 30, 2003	June 30, 2002	June 30, 2001
10. Total Investment Return	\$ 605,099	\$ 574,156	\$ 786,527	\$ 290,688	\$ (632,105)	\$ (456,694)
11. Transfer of Excess Earnings to FIRE VSFs	0	0	0	0	0	0
12. Adjusted Investment Return (10. + 11.)	605,099	574,156	786,527	290,688	(632,105)	(456,694)
13. Average Investable Assets	6,118,515	6,145,442	6,294,085	6,457,501	6,480,060	6,252,076
14. Assumed Rate of Return	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%
15. Expected Investment Return (12. x 14.)	489,481	491,635	503,527	516,600	518,405	500,166
16. Unexpected Investment Return (12. - 15.)	115,618	92,521	283,000	(225,912)	(1,150,510)	(956,860)
17. Actuarial Value of Assets under the 2006 A&M	NA	NA	\$6,185,754	\$6,441,534	\$6,612,273	\$6,525,746
18. Actuarial Value of Assets under the 2006 A&M	\$6,174,111	\$6,169,209	\$6,277,298	NA	NA	NA

SECTION IV - STATUTORY CONTRIBUTIONS

The Statutory Contribution for Fiscal Year 2008 under the 2006 A&M equals \$780,202,424. This Statutory Contribution

is equal to the Actuarial Contribution due to the elimination of the phase-in under Chapter 278/02 of the actuarial liabilities attributable to Chapter 125/00.

The following Table IV-1 shows the components of the Fiscal Year 2008 and the Fiscal Year 2007 Statutory Contributions.

**TABLE IV-1
NEW YORK CITY FIRE PENSION FUND
COMPONENTS OF FISCAL YEAR 2008 AND FISCAL YEAR 2007 STATUTORY CONTRIBUTIONS**

Item	June 30, 2006	June 30, 2005
	(Lag)	(Lag)
Normal Contribution ¹	\$740,715,470 ⁴	\$645,953,235 ⁴
Consolidated UAAL Contribution ²	22,336,208	21,685,639
Administrative Expense Contribution	NA	NA
Investment Expense Contribution	17,150,746 ⁵	15,553,944
Total Amount from City to the New York City Fire Pension Fund	\$740,715,470 ⁴	\$683,192,818

¹ The APV of benefits on account of Increased-Take-Home-Pay ("ITHP") Reserves is incorporated in the Normal Contribution.

Includes amounts necessary, if any, to provide for financing of the Excess Benefit Plan established by Chapter 623/04.

² In connection with Chapter 85/00, the UAAL as of June 30, 1999 was reestablished using the Entry Age Actuarial Cost Method. The reestablished UAAL continues to be amortized over a period of 11 years commencing Fiscal Year 2000, using an Increasing Dollar amortization schedule where each annual payment after the first equals 103% of the preceding annual amount. The BSL was eliminated.

³ Includes \$652,678 for Group Life Insurance Plan.

⁴ Includes \$636,437 for Group Life Insurance Plan.

The following Table IV-2 shows the development of the Fiscal Year 2008 and the Fiscal Year 2007 Statutory Employer Normal Contributions.

**TABLE IV-2
NEW YORK CITY FIRE PENSION FUND
DEVELOPMENT OF FISCAL YEAR 2008 AND FISCAL YEAR 2007 STATUTORY EMPLOYER NORMAL CONTRIBUTIONS**

Item	June 30, 2006	June 30, 2005
	(Lag)	(Lag)
1. Present Value of Future Benefits		
a. Pensioners and Beneficiaries	\$ 6,513,630,416	\$ 5,925,370,697
b. Supplemental Benefits	805,402,089	814,772,611
c. Active Members	6,130,777,755	5,893,218,341
d. Future VSF Transfers	196,967,490	135,460,333
Total	\$13,646,777,750	\$12,768,822,580
2. Assets		
a. Actuarial Value of Assets	\$ 6,174,111,000	\$ 6,169,209,000
b. Prospective Assets		
i. PV One-Year Discounted Employer Contribution	636,535,580	565,531,291
ii. PV Future UAAL Contributions	77,848,517	92,341,198
iii. PV Future Employer Contributions	108,784,104	103,538,535
iv. PV Future Employer Normal Contributions	6,549,498,549	6,538,202,556
v. Total Prospective Assets	\$ 7,472,666,750	\$ 7,339,613,580
3. Present Value of Future Salaries (Projected)	\$ 8,541,010,278	\$ 8,333,291,449
4. Employer Normal Cost Rate (2.b.iv./3.)	77.85%	70.05%
5. Annual Salaries (8 times 5.)	\$ 951,416,074	\$ 922,013,210
6. Statutory Employer Normal Contribution (4. times 5.)	\$ 740,715,470	\$ 645,953,235

* The projected annualized covered payroll under the One-Year Lag methodology.

SECTION V - SOLVENCY TEST

**TABLE V-1
NEW YORK CITY FIRE PENSION FUND
COMPARATIVE SUMMARY OF ACTUARIAL VALUES AND PERCENTAGES COVERED BY ACTUARIAL VALUE OF ASSETS***

Valuation Date (June 30)	Aggregate Accrued Liabilities For:			Percentage of Actuarial Values Covered by Actuarial Value of Assets (A)	Percentage of Actuarial Values Covered by Actuarial Value of Assets (B)	Percentage of Actuarial Values Covered by Actuarial Value of Assets (C)
	Accumulated Member Contributions (A)	Current Pensioners and Beneficiaries (B)	Active Members' Employer Financed Benefits (C)			
1998	325,398	3,550,897	1,754,267	100%	100%	38%
1999*	370,092	4,005,134	2,117,282	100%	100%	85%
2000	396,418	4,773,314	2,267,706	100%	100%	54%
2001	446,921	4,938,847	2,467,328	100%	100%	46%
2002	496,972	5,457,660	2,357,209	100%	100%	28%
2003	537,841	6,159,223	2,026,273	100%	96%	0%
2004	582,691	6,474,286	2,115,777	100%	87%	0%
2004 (Lag)**	582,691	6,534,286	2,667,287	100%	87%	0%
2005 (Lag)	582,259	6,740,143	2,832,468	100%	83%	0%
2006 (Lag)	661,712	7,319,033	2,915,997	100%	75%	0%

See Notes to Solvency Test

* As of June 30, 1999 (2000 A&M) and June 30, 2004 (Lag) (2006 A&M), economic and non-economic assumptions were revised due to experience review and the Actuarial Value of Assets was reset to Market Value as of June 30, 1999.

** If based on 2000 A&M, the row entries would be 2005, \$582,259, \$6,740,143, \$2,633,403, \$5,837,919, 100%, 78% and 0%, respectively, for the June 30, 2005 valuation date.

Notes to Solvency Test

The ultimate test of financial soundness in a retirement system is its ability to pay all of its promised benefits when due. The retirement system's progress in accumulating assets to pay all promised benefits can be measured by comparing the Actuarial Value of Assets for the retirement system with the Aggregate Accrued Liabilities for:

- A. Accumulated Member Contributions,
- B. Current Pensioners and Beneficiaries, and
- C. Active Members' Employer-Financed Benefits.

The Aggregate Accrued Liabilities are the Actuarial Present Value of projected benefits produced by the projected benefit attribution approach prorated on service. The Aggregate Accrued Liabilities were calculated in accordance with previously issued Governmental Accounting Standards Board Statement No. 5 ("GASB5").

This comparative summary allocates assets as if they were priority groups, somewhat similar to (but not identical to) the priority categories of Section 4044 of the Employee Retirement Income Security Act of 1974.

The values in Table V-1 are dependent upon census data, benefit levels (which have changed on occasion over the past years), and the actuarial assumptions and methods employed at each valuation date. These underlying bases can be found within the Comprehensive Annual Financial Report ("CAFR") for each respective year.

To fully evaluate trends in financial soundness, changes in actuarial assumptions need to be evaluated. The economic assumptions used in the actuarial calculations include the following:

Valuation Date (June 30)	Assumed Annual Rate of Return On Investments	Assumed General Wage Increase
1998	8.75%	4.0%
1999	8.00%	3.0%
2000	8.00%	3.0%
2001	8.00%	3.0%
2002	8.00%	3.0%
2003	8.00%	3.0%
2004	8.00%	3.0%
2004 (Lag)	8.00%	3.0%
2005 (Lag)	8.00%	3.0%
2006 (Lag)	8.00%	3.0%

SECTION VI - FUNDED STATUS

The Funded Status of the Plan is usually expressed in various relationships of Assets to Liabilities. Different measures are developed and utilized for different purposes and reporting entities.

This Section presents in Table VI-1 the following measures of Funded Status:

- AAV as a percentage of Total Actuarial Present Value of Benefits ("APVB") based on the actuarial assumptions used in the actuarial valuation.
- AAV as a percentage of Projected Benefit Obligation ("PBO") based on the actuarial assumptions used in the actuarial valuation. This ratio is presented annually in the CAFR.
- AAV as a percentage of Accumulated Benefit Obligation ("ABO") based on the actuarial assumptions used in the actuarial valuation. This ratio is also presented annually in the CAFR.
- The Market Value of Assets ("MVA") as a percentage of the Market Value Accumulated Benefit Obligation ("MVABO"). MVABO is calculated under the same actuarial assumptions used in the actuarial valuations except for an investment rate of return assumption which is equal to the yield on U.S. Treasury securities based on durations consistent with those of the expected payments from the funds.

The ratio of MVA to MVABO provides a measure of funded status that is (1) independent of the asset allocation of the Plan, (2) exclusive of any advance recognition of expected asset risk premia (e.g., equity risk premium) and (3) absent any smoothing of asset values.

This ratio has been presented annually in the CAFR beginning with the June 30, 2003 CAFR.

Note that all Funded Status measures are exclusive of the assets and the liabilities of the Variable Supplements Funds ("VSFs").

TABLE VI-1

NEW YORK CITY FIRE PENSION FUND

Valuation Date (June 30)	FUNDED STATUS MEASURES ¹			
	AAV/APVB	AAV/PBO	AAV/ABO	MVA/MVABO
1998	65%	81%	87%	NA

1999	77%	95%	104%	85%
2000	70%	86%	92%	76%
2001	67%	83%	90%	62%
2002	65%	80%	85%	50%
2003	60%	74%	78%	41%
2004	54%	67%	71%	48%
2004 (Lag) ²	51%	64%	69%	46%
2005 (Lag)	48%	61%	65%	40%
2006 (Lag)	45%	57%	59%	46%

1 Measures as described in the Report.

2 If based on 2000 A&M, the row entries would be 2005, 47%, 59%, 62% and Not Available, respectively, for the June 30, 2005 valuation date.

SECTION VII - SCHEDULE OF FUNDING PROGRESS

TABLE VII-1

**NEW YORK CITY FIRE PENSION FUND
SCHEDULE OF FUNDING PROGRESS (IN CONFORMITY
WITH THE PLAN'S FUNDING METHOD)
(\$ Thousands)**

Valuation Date (June 30)	(1) Actuarial Asset Value (AAV)	(2) Actuarial Accrued Liability (AAL)*	(3) Unfunded AAL (UAAAL) (2) - (1)	(4) Funded Ratio (1)/(2)	(5) Covered Payroll	(6) UAAAL as a Percentage of Covered Payroll (3)/(5)
1998	84,537,659	85,925,955	81,388,296	76.6%	876,130	205.3%
1999	6,179,799	6,328,710	148,911	97.6%	729,726	20.4%
2000	6,388,132	6,530,632	142,500	97.8%	741,487	19.2%
2001	6,525,746	6,660,772	135,026	98.0%	799,232	16.9%
2002	6,612,273	6,738,661	126,388	98.1%	789,694	16.0%
2003	6,441,534	6,558,010	116,476	98.2%	748,763	15.6%
2004	6,185,754	6,290,924	105,170	98.3%	804,974	13.1%
2004 (Lag)**	6,277,298	6,382,468	105,170	98.4%	864,824	12.2%
2005 (Lag)	6,169,209	6,261,550	92,341	98.5%	908,261	10.2%
2006 (Lag)	6,174,111	6,251,960	77,849	98.8%	932,730	8.3%

* Frozen Entry Age (1998); Frozen Initial Liability (1999-2005).

** If based on 2000 A&M, the row entries would be 2005, \$5,837,919, \$5,930,260, \$92,341, 98.4%, \$893,029 and 10.3%, respectively, for the June 30, 2005 valuation date.

Notes to Schedule of Funding Progress

As of June 30, 1995 and June 30, 1999, the economic and noneconomic assumptions were revised following experience reviews.

AAVM was changed as of June 30, 1995 and June 30, 1999 to reflect a market basis for investments held by the Plan and was made as one component of an overall revision of actuarial assumptions and methods as of June 30, 1995 and June 30, 1999.

Under the AAVM used as of June 30, 1995, the AAV was reset to Market Value (i.e., Market Value Restart) as of June 30, 1995. Prior to June 30, 1995, this AAVM recognized Expected Investment Returns ("EIR") immediately and phased in investment returns greater or less than expected (i.e., UIR) over five years at a rate of 20% per year (i.e., at a cumulative rate of 20%, 40%, 60%, 80% and 100% over five years).

The AAVM used as of June 30, 1996 was a modified version of that used prior to June 30, 1995.

Under this modified AAVM, any UIR for Fiscal Years 1997 or later was being phased into the AAV beginning the following June 30, at a rate of 10%, 15%, 20%, 25% and 30% per year (or at a cumulative rate of 10%, 25%, 45%, 70% and 100% over a period of five years). The UIR for Fiscal Year 1996 was being phased in beginning June 30, 1996 at a cumulative rate of 20%, 35%, 45%, 70% and 100% over a period of five years.

Under the AAVM used as of June 30, 1999, any UIR for Fiscal Years 2000 or later are phased into AAV beginning the following June 30 at a rate of 10%, 15%, 20%, 25% and 30% per year (or a cumulative rate of 10%, 25%, 45%, 70% and 100% over a period of five years).

Beginning with the June 30, 2004 (Lag) actuarial valuation the economic and non-economic assumptions were again revised in connection with an experience review. The AAVM was changed to a method which also resets the AAV to Market Value (i.e., "Market Value Restart") as of June 30, 1999. As of each June 30 thereafter the AAVM recognizes

investment returns greater or less than expected over a period of six years.

Under this revised AAVM, any UIR for Fiscal Years 2000 and later are phased into the AAV beginning the following June 30 at a rate of 15%, 15%, 15%, 15%, 20% and 20% per year (or cumulative rates of 15%, 30%, 45%, 60%, 80% and 100% over a period of six years).

To effectively assess the funding progress of the Plan, it is necessary to compare the Actuarial Asset Value ("AAV") and the Actuarial Accrued Liability ("AAL") calculated in a manner consistent with the Plan's funding method over a period of time. The AAL is the portion of the APV of pension plan benefits and expenses which is not provided for by future normal costs and future member contributions.

The Unfunded Actuarial Accrued Liability ("UAAAL") is the excess of the AAL over the AAV. This is not the same as the Unfunded Frozen Actuarial Accrued Liability, which is not adjusted from one actuarial valuation to the next to reflect actuarial gains and losses.

SECTION VIII - SUMMARY OF PLAN PROVISIONS

A. Effective Date: July 15, 1941.

B. Eligibility Requirements:

Date of Membership	Tier	Applicable Plan
Pre-July 1, 1973	1	Original or Improved Benefits Plan
July 1, 1973 - June 30, 1981	2	Original or Improved Benefits Plan
Post-June 30, 1981	2	Improved Benefits Plan

City service in positions in the competitive class of the civil service, who serve probationary periods or who receive permanent appointments in the Fire Department.

C. Member Contributions:

- Required Member Contributions - Based upon age at entry. Under the Original Plan, Member Contributions receive no interest. Under the Improved Benefits Plan, Member Contributions earn interest, currently 8¼% per annum. Contributions are required for the first 20 years or 25 years of allowable FIRE service depending on Plan elected.
- Voluntary Member Contributions - Additional contributions may be made on a voluntary basis only under the Improved Benefits Plan.

D. Increased-Take-Home-Pay ("ITHP") Contributions: The City of New York pays a portion of employee contributions to both the Original Plan and the Improved Benefits Plan. Effective October 1, 2000, the rate of ITHP contributions is 5.0% of salary. The Improved Benefits Plan members earn interest, currently 8¼% per annum and may elect to waive the ITHP reduction and contribute at the full employee rate, which results in additional benefits attributable to the ITHP contributions.

E. Credited Service: Credited Service is classified as uniformed service or nonuniformed service. Members are credited with one year of service for two hundred fifty or more days of service and not more than one year for all service in any calendar year.

F. Salary Base:

Tier 1: Final Salary ("FS"). The contract rate of base pay and holiday pay on the last day paid plus any overtime, night differential and worked vacation earned in the previous 12 months plus applicable longevity pay.

Note: For members appointed on or after June 17, 1971, the pensionable compensation for the final year of service is limited to 120% of the pensionable compensation for the year immediately preceding the final year (the "Kingston Law").

Tier 2: Final Average Salary ("FAS"). Total pensionable compensation (wages, overtime, night differential, worked vacation, etc.) a member earned during the twelve (12) months preceding the date of retirement not in excess of 120% of the immediate previous twelve months pensionable compensation.

Note: If greater, FAS would equal the greatest average three consecutive year pensionable compensation where each year's salary cannot exceed 120% of the average of the two previous years.

G. Service Retirement:

Eligibility: Completion of 20 years of Credited Service or completion of 25 years of Credited Service, if elected the 25-Year Plan.

Original Plan Benefit: 50% of [FS (Tier 1) or FAS (Tier 2)] plus 1/60th of the sum of all salary after 20 years (or 25 years depending on Plan) of Credited Service plus the annualized value of net excess (deficit) of member contributions and ITHP over (under) required amounts.

Improved Benefits Plan Benefit: 50% of [FS (Tier 1) or FAS (Tier 2)] plus 1/60th of the sum of all pay after 20 years of Credited Service plus the annualized value of the net excess (deficit) of accumulated member contributions and ITHP over (under) required amounts.

H. Disability Retirement:

Accidental Disability:

Eligibility: Immediate. Must be found by the Medical Board and the Board of Trustees to be physically or mentally unable to perform regular job duties as a result of an injury received in the line-of-duty.

Original Plan Benefit: 75% of [FS (Tier 1) or FAS (Tier 2)] plus 1/60th of the sum of all salary after 20 years (or 25 years depending on Plan) of Credited Service, plus accumulated contributions, which are paid in a lump sum.

Improved Benefits Plan Benefit: 75% of [FS (Tier 1) or FAS (Tier 2)] plus 1/60th of the sum of all salary after 20 years (or 25 years depending on Plan) of Credited Service, plus annualized value of actual accumulated member contributions and ITHP.

Ordinary Disability:

Eligibility: Immediate. Must be found by the Medical Board and the Board of Trustees to be physically or mentally unable to perform regular job duties as a result of an injury not received in the line-of-duty.

Original Plan Benefit: 2.5% times [FS (Tier 1) or FAS (Tier 2)] times Credited Service.

Minimum Benefit:

Less than 10 years of service: 1/3 of FAS, 10 or more years of service: 1/2 of FAS.

Improved Benefits Plan Benefit: 2.5% times [FS (Tier 1) or FAS (Tier 2)] times Credited Service plus the annualized value of net excess (deficit) of accumulated member contributions and ITHP over (under) required amounts.

Minimum Benefit:

Less than 10 years of service: 1/3 of FAS, 10 or more years of service: 1/2 of FAS,

plus annualized value of the net excess (deficit) of accumulated member contributions and ITHP over (under) required amounts.

I. Death Benefit:

Eligibility: Tier 1: Immediate.

Tier 2: Immediate except 90 days of service for Ordinary Death.

Accidental Death Benefit (Line-of-Duty):

Benefit payable from Pension Fund: 50% of FAS for Original Plan member, or 50% of 5-year FAS for Improved Benefits Plan member, both including overtime and night differential, payable to surviving spouse for life or to other eligible dependents, plus lump sum of accumulated member contributions and ITHP (Original Plan calculated without interest; Improved Benefits Plan calculated with interest).

In addition there may be a benefit from New York State.

Ordinary Death Benefit:

Tier 1:

Less than 10 years of Credited Service: 50% of FS.

At least 10 years of Credited Service: 100% of FS plus member's contribution and ITHP account (Original Plan members calculated without interest; Improved Benefits Plan members calculated with interest).

Tier 2:

3 times final year's salary raised to the next highest multiple of \$1,000 plus accumulated member contributions for Improved Benefits Plan members.

Form of Payment of Death Benefit: Lump sum. The first \$50,000 of benefit on account of death in active service will be paid from the Group Life Insurance Plan.

Death Benefit for Members Eligible for Service Retirement:

Lump sum equal to the reserve for the Service Retirement allowance which would have been payable had the member retired the day before death.

J. Vested Benefit upon Termination:

Eligibility:

Credited Service Vested Percentage

Less than 5 years 0%
5 or more years 100%

Benefit at Service Retirement Date: 2.5% times [FS (Tier 1) or FAS (Tier 2)] times Credited Service plus

annuitized value of the net excess (deficit) of accumulated member contributions and ITHP over (under) required amounts with interest to normal retirement date.

Participant may elect refund of accumulated member contributions.

K. Normal Form of Retirement Income: Life Annuity.

L. Loans:

Eligibility: After three years of membership up to the day of retirement.

Amount: Up to 90% of accumulated member contributions.

M. Cost-of-Living Adjustments ("COLA"): COLA benefits are payable to service retirees who either are at least age 62 and have been retired for at least 5 years or who are at least age 55 and have been retired at least 10 years. Additionally, COLA benefits are payable to Disability Retirees after being retired for at least 5 years and to beneficiaries receiving accidental death benefits who have been receiving benefits for at least 5 years. If a retiree dies and has chosen an optional form of payment which provides for benefits to be continued to the spouse, one half of the COLA amount is paid to such spouse. Starting with benefits for September 2001, the COLA benefit is 50% of the increase in CPI-U based upon the 12 months ending March 31, rounded to the next highest 0.1%. Such COLA shall not be less than 1% nor greater than 3% of the first \$18,000 of the total retirement benefit (including prior COLA) that is payable if no optional form of benefit is elected.

N. WTC Disability Benefits: Certain active and retired members of the Plan, who participated in the rescue, recovery or clean-up operations at the WTC site and who become partially or totally disabled due to certain diseases, are presumed to have become disabled in the performance of duty.

O. WTC Death Benefits: Certain active and retired members of the Plan, who participated in the rescue, recovery or clean-up operations at the WTC site and who die due to certain diseases, are presumed to have died in the performance of duty.

P. Variable Supplements Funds ("VSF"):

Eligibility: Service Retirement as a Firefighter or Fire Officer with at least 20 years (or 25 years, depending on Plan) of allowable service. This benefit is not payable to Disability retirees or Vested retirees.

Benefit: For the Calendar Year 2006, the annual payment was \$11,500. This benefit increases by \$500 per calendar year until it reaches \$12,000 in Calendar Year 2007 and continues thereafter at \$12,000.

Increases in Supplementation or automatic COLA benefits payable from the Plan for retirees under legislation enacted after 1989 for Firefighters and 1993 for Fire Officers reduce VSF benefits. Subject to certain other conditions, in certain situations, these reductions in VSF benefits due to Supplementation and COLA cease for benefits payable for Calendar Year 2007 and after.

Form of Payment: Life annuity payable annually on or about December 15 for Firefighters and January 31 of the following year for Fire Officers. Benefit is prorated in year of death. Benefit is also prorated in year of retirement.

VSF DROP: Members who retire for service on or after January 1, 2002 with 20 years (or 25 years, depending on Plan) or more of allowable service, are entitled to a lump sum in the first year following retirement equal to the VSF benefits that would have been paid with respect to Calendar Year 2002 and later had the member retired upon completion of 20 years (or 25 years, depending on Plan) of allowable service. This is referred to as the "VSF DROP."

SECTION IX - SUMMARY OF ACTUARIAL ASSUMPTIONS AND METHODS

1. Healthy Mortality: The following Table IX-1 presents a sample of probabilities of mortality that are used for active members and service retirees with separate probabilities for males and females (except for Accidental Death where the same probability is used):

**Table IX-1
NEW YORK CITY FIRE PENSION FUND
PROBABILITIES OF HEALTHY LIVES MORTALITY**

Age	ACTIVE MEMBER MORTALITY			POST-RETIREMENT MORTALITY		
	Ordinary Death		Accidental Death	Age	Males	Females
	Males	Females				
20	0.0300%	0.0150%	0.02%	20	0.0351%	0.0192%
30	0.0500%	0.0250%	0.02%	30	0.0565%	0.0348%
40	0.0800%	0.0400%	0.05%	40	0.1151%	0.0677%
50	0.2500%	0.1250%	0.15%	50	0.2259%	0.2205%
60	0.6000%	0.3000%	0.35%	60	0.7945%	0.7143%
70	NA	NA	NA	70	1.8926%	1.7416%
80	NA	NA	NA	80	5.6138%	4.6138%
90	NA	NA	NA	90	14.7990%	12.2729%
100	NA	NA	NA	100	31.5403%	28.6331%
110	NA	NA	NA	110	100.0000%	100.0000%

2. Disability Mortality: The following Table IX-2

presents a sample of probabilities of mortality that are used for disabled retirees with separate probabilities for males and females:

TABLE IX-2

**NEW YORK CITY FIRE PENSION FUND
PROBABILITY OF POST-DISABLEMENT MORTALITY**

Age	Males	Females
20	0.0379%	0.0216%
30	0.0639%	0.0395%
40	0.1373%	0.0817%
50	0.3396%	0.2788%
60	0.9082%	0.8895%
70	2.3594%	2.1653%
80	6.7564%	5.6527%
90	16.6428%	15.1220%
100	36.7152%	34.8130%
110#	100.0000%	100.0000%

Tables end at age 108.

3. Withdrawal: The following Table IX-3 presents a sample of probabilities of withdrawal from active service, for causes other than death or retirement that are used:

TABLE IX-3

**NEW YORK CITY FIRE PENSION FUND
PROBABILITIES OF WITHDRAWAL FOR OTHER THAN DEATH OR RETIREMENT**

YEARS OF SERVICE	PROBABILITY OF WITHDRAWAL
0	1.00%
5	0.20%
10	0.20%
15	0.20%
20	0.00%

4. Disability: The following Table IX-4 presents a sample of probabilities of disability retirement during active service that are used:

TABLE IX-4

**NEW YORK CITY FIRE PENSION FUND
PROBABILITIES OF DISABILITY RETIREMENT**

Age	Ordinary	Accidental
20	0.01%	0.02%
30	0.05%	0.10%
40	0.15%	1.30%
50	0.20%	4.00%
60	6.00%	14.50%

5. Service Retirement: The following Table IX-5 presents a sample of age and service based probabilities of service retirement that are used:

TABLE IX-5

**NEW YORK CITY FIRE PENSION FUND
PROBABILITIES OF SERVICE RETIREMENT**

Age	Years of Service Since First Eligible		
	0	1	2 or More
40-45	15.00%	6.00%	5.00%
46	15.00%	6.00%	5.00%
47	15.00%	7.00%	5.00%
48	15.00%	8.00%	5.00%
49	15.00%	9.00%	5.00%
50	15.00%	10.00%	5.00%
51	16.00%	11.00%	6.00%
52	17.00%	12.00%	7.00%
53	18.00%	13.00%	8.00%
54	19.00%	14.00%	9.00%
55	20.00%	15.00%	10.00%
56	21.00%	16.00%	11.00%
57	22.00%	17.00%	12.00%
58	23.00%	18.00%	13.00%
59	24.00%	19.00%	14.00%
60	25.00%	20.00%	15.00%
61	30.00%	25.00%	20.00%
62	40.00%	40.00%	40.00%
63	100.00%	100.00%	100.00%

6. Salary Scale: The following Table IX-6 presents a sample of service-based salary increase rates that are used.

TABLE IX-6

**NEW YORK CITY FIRE PENSION FUND
ANNUAL RATE OF SALARY INCREASE**

Years of Service	Salary Scale Rate of Next Increase
0	8.00%
1	8.00%
2	8.00%
3	8.00%
4	29.00%
5	3.50%
10	4.00%
15	4.50%
20	5.00%
25	4.50%
30+	4.00%

Salary Scale includes an assumed General Wage Increase of 3.0% per annum. Longevity increases for the first 10 years are applied after 20 years of service. All longevity increases are applied after 25 years of service.

7. Overtime Assumption: A Baseline Overtime assumption of 12% is assumed. Additionally, a separate overtime assumption of 16% is utilized when calculating Salary Base for Service Retirements, 6% for Disability Retirements, except that 10% is used for Tier 2 Ordinary Disability Retirements with over 20 years of service, and 12% for all other benefits.

8. Marital Assumption: All active members are assumed to be married and females are assumed to be three years younger than their male spouses.

9. Credited Service: Calculated in whole year increments for valuation purposes (year of decrement minus year of hire).

10. Loans: Except for Death Benefits, it is assumed that members take the maximum allowable loan at retirement.

11. Actuarial Interest Rate: 8.0% per annum.

12. COLA: 1.3% per year based on an assumed long-term Consumer Price Inflation rate of 2.5% per year.

13. Actuarial Asset Valuation Method: Beginning with the June 30, 2004 (Lag) actuarial valuation, the AAVM was changed to a method that reset the Actuarial Asset Value to Market Value as of June 30, 1999. As of each June 30 thereafter the AAVM recognizes investment returns greater or less than expected over a period of six years.

Under this AAVM, any UIR for Fiscal Years 2000 and later are phased into the AAV beginning June 30 of that Fiscal Year at a rate of 15%, 15%, 15%, 15%, 20% and 20% per year (or cumulative rates of 15%, 30%, 45%, 60%, 80% and 100% over a period of six years).

These revised averaging factors were applied against the UIR computed under the prior five-year AAVM used for Fiscal Years 2000 to 2004.

UIR is defined as the excess/(deficit) of Net Investment Return over/(under) the Expected Investment Return ("EIR") based on the Actuarial Interest Rate and AAV.

EIR equals the sum of Beginning-of-Fiscal-Year AAV plus one-half of Net Cash Flow, multiplied by the Actuarial Interest Rate.

14. Actuarial Cost Method: The Frozen Initial Liability Actuarial Cost Method is utilized by the Plan's Actuary to calculate the contributions required of the employer. Under this method, the excess of the APV of projected benefits of the Plan's membership as of the valuation date, over the sum of the AAV plus the Unfunded Actuarial Accrued Liabilities ("UAAL"), if any, and the APV of future employee contributions, is allocated on a level basis over the future earnings of members who are on the payroll as of the valuation date. Actuarial gains and losses are reflected in the employer normal contribution rate.

The obligations of FIRE to the Firefighters' Variable Supplements Fund ("FFVSF") and the Fire Officers' Variable Supplements Fund ("FOVSF") are recognized through the Liability Valuation Method.

Under this methodology the APV of Future VSF Transfers from FIRE to the FFVSF and FOVSF is included directly as an actuarial liability to FIRE. This amount is computed as the excess, if any, of the APV of benefits of the FFVSF and FOVSF over the AAV of the FFVSF and FOVSF, respectively.

15. Lump Sum Death Benefits: Liabilities for group life lump sum death benefits are calculated under the One-Year Term Cost method.

16. Allowance for Investment Expenses: The Employer Contribution for a fiscal year is increased by the interest-adjusted amount of investment expenses paid from the Fund during the second prior fiscal year.

17. Allowance for Administrative Expenses: None.

18. WTC Disability and Death Benefits: To properly value the benefit provisions of the WTC Disability Law and the WTC Death Benefits Law it is necessary to collect data on affected members. Until such time as data becomes available that both identifies eligible members and tracks their experience, an explicit determination of the liabilities for the WTC Disability and Death Benefits cannot be made. WTC Disability Law liabilities were estimated as described in the New York City Office of the Actuary Fiscal Note 2005-06, dated June 3, 2005, and are included in the Actuarial Present Value of Benefits ("APVB") of FIRE. Estimates of the WTC Death Benefits liabilities are also included in the APVB of FIRE.

19. One-Year Lag Methodology: One-Year Lag

methodology uses a June 30, XX-2 valuation date to determine Fiscal Year XX employer contributions.

This methodology requires technical adjustments to certain components used to determine Fiscal Year XX employer contributions as follows:

- Present Value of Future Salary ("PVFS")
The PVFS at June 30, XX-2 is reduced by the value of salary projected to be paid during Fiscal Year XX-1.
- Salary for Determining Employer Contributions
Salary used to determine the employer Normal Cost is the salary projected to be paid during Fiscal Year XX to members on payroll at June 30, XX-2.
- Present Value of Future Normal Costs ("PVFNC")
The PVFNC is reduced by the discounted value of the employer contribution (after offsetting for any UAAL payments) paid in Fiscal Year XX-1.

SECTION X - ACKNOWLEDGEMENT OF QUALIFICATION

I, Robert C. North, Jr., am the Chief Actuary for the New York City Retirement Systems. I am a Fellow of the Society of Actuaries and a Member of the American Academy of Actuaries. I meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein.

Robert C. North, Jr., F.S.A., M.A.A.A.
Chief Actuary
New York City Retirement Systems
June 17, 2008

APPENDIX A

APPENDIX A

SCHEDULE OF HISTORIC EMPLOYER CONTRIBUTIONS

The Table A-1 below compares the Statutory Contribution to the Actuarial Contribution for the Fiscal Years 1999 through 2008, inclusive.

TABLE A-1

**NEW YORK CITY FIRE PENSION FUND
COMPARISON OF STATUTORY VERSUS ACTUARIAL CONTRIBUTIONS**

(\$ Thousands)

Fiscal Year Ended June 30	Statutory Contribution*	Actuarial Contribution	Percentage Contributed
1999	\$ 256,097	\$256,097	100.0%
2000	182,854	82,854	100.0
2001	241,311	298,897	80.7
2002	302,318	346,220	87.3
2003	316,967	389,502	81.4
2004	392,693	427,660	91.8
2005	489,508	518,398	94.4
2006**	608,771	608,771	100.0
2007	683,193	683,193	100.0
2008	780,202	780,202	100.0

*The Statutory Contributions for Fiscal Years 2001 and 2002, respectively, were computed in accordance with Chapter 125/00 which provides for a five-year phase-in of the liabilities attributable to Chapter 125/00.

The Statutory Contributions for Fiscal Years 2003 through 2005 were computed in accordance with Chapter 278/02 which provides for a ten-year phase-in of the liabilities attributable to Chapter 125/00.

**If based on 2000 A&M, the row entries would be \$632,214, \$655,558 and 96.4%, respectively.

APPENDIX B

NEW YORK CITY FIRE PENSION FUND

ACTIVE VALUATION AS OF JUNE 30, 2006 (Lag)

2006 Assumptions and Methods

AGE	UNDER 5	5-9	10-14	15-19	20-24	25-29	30-34	35-39	40 & UP	ALL YEARS
NUMBERS	409	289	2	0	0	0	0	0	0	409
UNDER 20	1,481	1,374	2	0	0	0	0	0	0	1,772
20 TO 24	306	306	0	0	0	0	0	0	0	1,772
25 TO 29	306	306	0	0	0	0	0	0	0	2,332
30 TO 34	306	306	0	0	0	0	0	0	0	2,172
35 TO 39	306	306	0	0	0	0	0	0	0	1,660
40 TO 44	306	306	0	0	0	0	0	0	0	937
45 TO 49	306	306	0	0	0	0	0	0	0	38
50 TO 54	306	306	0	0	0	0	0	0	0	0
55 TO 59	306	306	0	0	0	0	0	0	0	0
60 TO 64	306	306	0	0	0	0	0	0	0	0
65 TO 69	306	306	0	0	0	0	0	0	0	0
70 & UP	306	306	0	0	0	0	0	0	0	0
TOTAL	3,302	2,277	1,821	1,422	1,071	781	563	409	0	11,641
SALARIES	14,833,529	20,242,804	139,920	0	0	0	0	0	0	18,653,640
UNDER 20	81,233,889	63,288,019	166,411	0	0	0	0	0	0	101,638,890
20 TO 24	18,835,487	26,875,766	60,571	0	0	0	0	0	0	148,370,897
25 TO 29	18,835,487	26,875,766	60,571	0	0	0	0	0	0	181,272,587
30 TO 34	18,835,487	26,875,766	60,571	0	0	0	0	0	0	181,315,852
35 TO 39	18,835,487	26,875,766	60,571	0	0	0	0	0	0	181,315,852
40 TO 44	18,835,487	26,875,766	60,571	0	0	0	0	0	0	181,315,852
45 TO 49	18,835,487	26,875,766	60,571	0	0	0	0	0	0	181,315,852
50 TO 54	18,835,487	26,875,766	60,571	0	0	0	0	0	0	181,315,852
55 TO 59	18,835,487	26,875,766	60,571	0	0	0	0	0	0	181,315,852
60 TO 64	18,835,487	26,875,766	60,571	0	0	0	0	0	0	181,315,852
65 TO 69	18,835,487	26,875,766	60,571	0	0	0	0	0	0	181,315,852
70 & UP	18,835,487	26,875,766	60,571	0	0	0	0	0	0	181,315,852
TOTAL	188,824,514	185,517,390	157,824,421	150,595,915	133,622,814	85,449,370	11,257,566	9,598,560	1,671,493	537,250,174
AVERAGE SALARIES	45,598	70,044	69,860	0	0	0	0	0	0	45,598
UNDER 20	24,884	70,044	69,860	0	0	0	0	0	0	45,598
20 TO 24	24,884	70,044	69,860	0	0	0	0	0	0	45,598
25 TO 29	24,884	70,044	69,860	0	0	0	0	0	0	45,598
30 TO 34	24,884	70,044	69,860	0	0	0	0	0	0	45,598
35 TO 39	24,884	70,044	69,860	0	0	0	0	0	0	45,598
40 TO 44	24,884	70,044	69,860	0	0	0	0	0	0	45,598
45 TO 49	24,884	70,044	69,860	0	0	0	0	0	0	45,598
50 TO 54	24,884	70,044	69,860	0	0	0	0	0	0	45,598
55 TO 59	24,884	70,044	69,860	0	0	0	0	0	0	45,598
60 TO 64	24,884	70,044	69,860	0	0	0	0	0	0	45,598
65 TO 69	24,884	70,044	69,860	0	0	0	0	0	0	45,598
70 & UP	24,884	70,044	69,860	0	0	0	0	0	0	45,598
TOTAL	55,448	78,837	80,201	82,185	88,265	110,487	117,267	123,935	131,106	83,125

NEW YORK CITY FIRE PENSION FUND

ACTIVE VALUATION AS OF JUNE 30, 2006 (Lag)

2006 Assumptions and Methods

AGE	UNDER 5	5-9	10-14	15-19	20-24	25-29	30-34	35-39	40 & UP	ALL YEARS
NUMBERS	272	139	252	280	389	423	46	21	2	0
UNDER 20	1,590	1,291	252	0	0	0	0	0	0	1,731
20 TO 24	1,590	1,291	252	0	0	0	0	0	0	2,186
25 TO 29	1,590	1,291	252	0	0	0	0	0	0	2,284
30 TO 34	1,590	1,291	252	0	0	0	0	0	0	1,753
35 TO 39	1,590	1,291	252	0	0	0	0	0	0	883
40 TO 44	1,590	1,291	252	0	0	0	0	0	0	140
45 TO 49	1,590	1,291	252	0	0	0	0	0	0	2
50 TO 54	1,590	1,291	252	0	0	0	0	0	0	0
55 TO 59	1,590	1,291	252	0	0	0	0	0	0	0
60 TO 64	1,590	1,291	252	0	0	0	0	0	0	0
65 TO 69	1,590	1,291	252	0	0	0	0	0	0	0
70 & UP	1,590	1,291	252	0	0	0	0	0	0	0
TOTAL	3,302	2,277	1,821	1,422	1,071	781	563	409	0	11,641
SALARIES	13,402,929	6,885,874	136,231	0	0	0	0	0	0	15,453,415
UNDER 20	87,720,378	68,165,854	180,700,698	0	0	0	0	0	0	97,152,481
20 TO 24	87,720,378	68,165,854	180,700,698	0	0	0	0	0	0	148,022,479
25 TO 29	87,720,378	68,165,854	180,700,698	0	0	0	0	0	0	175,018,347
30 TO 34	87,720,378	68,165,854	180,700,698	0	0	0	0	0	0	167,190,825
35 TO 39	87,720,378	68,165,854	180,700,698	0	0	0	0	0	0	85,818,443
40 TO 44	87,720,378	68,165,854	180,700,698	0	0	0	0	0	0	20,150,318
45 TO 49	87,720,378	68,165,854	180,700,698	0	0	0	0	0	0	4,272,702
50 TO 54	87,720,378	68,165,854	180,700,698	0	0	0	0	0	0	0
55 TO 59	87,720,378	68,165,854	180,700,698	0	0	0	0	0	0	0
60 TO 64	87,720,378	68,165,854	180,700,698	0	0	0	0	0	0	0
65 TO 69	87,720,378	68,165,854	180,700,698	0	0	0	0	0	0	0
70 & UP	87,720,378	68,165,854	180,700,698	0	0	0	0	0	0	0
TOTAL	186,534,631	139,333,650	164,605,031	137,202,839	101,738,843	60,227,588	7,448,124	2,211,569	0	608,261,197
AVERAGE SALARIES	42,274	50,886	65,332	0	0	0	0	0	0	42,274
UNDER 20	42,274	50,886	65,332	0	0	0	0	0	0	42,274
20 TO 24	42,274	50,886	65,332	0	0	0	0	0	0	42,274
25 TO 29	42,274	50,886	65,332	0	0	0	0	0	0	42,274
30 TO 34	42,274	50,886	65,332	0	0	0	0	0	0	42,274
35 TO 39	42,274	50,886	65,332	0	0	0	0	0	0	42,274
40 TO 44	42,274	50,886	65,332	0	0	0	0	0	0	42,274
45 TO 49	42,274	50,886	65,332	0	0	0	0	0	0	42,274
50 TO 54	42,274	50,886	65,332	0	0	0	0	0	0	42,274
55 TO 59	42,274	50,886	65,332	0	0	0	0	0	0	42,274
60 TO 64	42,274	50,886	65,332	0	0	0	0	0	0	42,274
65 TO 69	42,274	50,886	65,332	0	0	0	0	0	0	42,274
70 & UP	42,274	50,886	65,332	0	0	0	0	0	0	42,274
TOTAL	55,503	77,622	84,408	86,272	88,803	109,104	117,011	119,450	128,849	78,195

APPENDIX C

**NEW YORK CITY FIRE PENSION FUND
Number and Salary of Active Members by Tier*
Fiscal Years 1981 through 2007**

Fiscal Year	Valuation Date (June 30)	Tier I	Tier II	All Tiers
1981	1980	8,942	2,573	11,515
1982	1981	8,550	2,721	11,271
1983	1982	8,000	4,069	12,069
1984	1983	7,567	4,	

OFFICE OF THE MAYOR

CRIMINAL JUSTICE COORDINATOR'S OFFICE

NOTICE

The U.S. Department of Justice, Bureau of Justice Assistance (BJA), recently announced that \$2,181,680 is available for New York City under the Justice Assistance Grant (JAG) program.

The Mayor's Office of the Criminal Justice Coordinator, in consultation with the New York City Office of Management and Budget, is in the process of preparing a distribution plan for JAG funds.

Grants Coordinator
New York City Mayor's Office of the Criminal Justice Coordinator
One Centre Street, Room 1012 North
New York, NY 10007

All comments must be received by June 27, 2008.

j23-27

POLICE

NEW YORK CITY POLICE PENSION FUND

NOTICE

REPORT ON THE
JUNE 30, 2006 (LAG)

ACTUARIAL VALUATION OF THE NEW YORK CITY POLICE PENSION FUND AND GROUP LIFE INSURANCE PLAN FOR DETERMINING FISCAL YEAR 2008 EMPLOYER CONTRIBUTIONS

New York City Office of the Actuary
June 17, 2008

OFFICE OF THE ACTUARY

75 PARK PLACE • 9TH FLOOR
NEW YORK, NY 10007
(212) 442-5775 • FAX: (212) 442-5777

ROBERT C. NORTH, JR.
CHIEF ACTUARY

June 17, 2008

Board of Trustees
New York City Police Pension Fund
And Group Life Insurance Plan
233 Broadway, Room 2501
New York, NY 10279

Re: June 30, 2006 (Lag) Actuarial Valuation

Dear Members:

This Report presents the results of the June 30, 2006 (Lag) actuarial valuation of the New York City Police Pension Fund ("POLICE") and Group Life Insurance Plan (the "Plan").

Pursuant to Section 96 of the New York City Charter, studies of the actuarial assumptions used to value liabilities of POLICE are conducted every two years.

These Proposed Actuarial Assumptions and Methods ("2006 A&M") were adopted by the Board of Trustees during Fiscal Year 2006.

Results of the June 30, 2005 (Lag) actuarial valuation are shown in this Report for comparative purposes.

Also included in this Report are certain items of information used for financial reporting purposes, for filing with the New York State Insurance Department and other historical information that the Actuary believes useful.

The June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuations are based upon census data as of those dates submitted by the Plan's administrative staff and by the employer's payroll facilities and on the June 30, 2006 and June 30, 2005 financial information provided by the Office of the Comptroller.

A summary of the benefits available under the terms of the Plan is shown in Section VIII. The actuarial assumptions and methods are unchanged from the June 30, 2005 (Lag) valuation to the June 30, 2006 (Lag) valuation and are summarized in Section IX.

The actuarial information herein that is to be used for financial accounting reporting purposes is being presented in a manner believed to be consistent with the requirements of

Governmental Accounting Standards Board Statement No. 25 ("GASB 25").

The Table of Contents, which immediately follows, outlines in more detail the contents of this Report.

I, Robert C. North, Jr., am the Chief Actuary of the New York City Retirement Systems. I am a Fellow of the Society of Actuaries and a Member of the American Academy of Actuaries.

Respectfully Submitted,

[Signature]

Robert C. North, Jr., F.S.A., M.A.A.A.
Chief Actuary

RCN/sb

cc: Mr. A.J. Garvey
Mr. J.R. Gibney
Ms. B.K. Ho
Mr. E. Hue
Mr. S.S. Krasner
Mr. J.A. Petrovic
Mr. G.L. Zelikovsky

TABLE OF CONTENTS

SECTION ITEM
I. Acronyms
Executive Summary
Table I-1 - Summary of Results of the Valuations
II. Summary of Demographic Data
Table II-1 - Active Members Included in the June 30, 2006 (Lag) and the June 30, 05 (Lag) Actuarial Valuations
Table II-2 - Pensioners and Beneficiaries Included in the June 30, 2006 (Lag) and the June 30, 2005 (Lag) Actuarial Valuations
Table II-3 - Changes in the Number of Members and Pensioners During the Year Classified by Status
Table II-4 - Schedule of Active Member Data
Table II-5 - Schedule of Pensioners and Beneficiaries Added to and Removed from the Rolls
Market Value and Actuarial Value of Assets
Table III-1 - Statement of Plan Net Assets as of June 30, 2006 and June 30, 2005
Table III-2 - Statement of Changes in Plan Net Assets for the Fiscal Years Ended June 30, 2006 and June 30, 2005
Table III-3 - Development of Actuarial Value of Assets
IV. Statutory Contributions
Table IV-1 - Components of Fiscal Year 2008 and Fiscal Year 2007 Statutory Contributions
Table IV-2 - Development of Fiscal Year 2008 and Fiscal Year 2007 Statutory Employer Normal Contributions
V. Solvency Test
Table V-1 - Comparative Summary of Actuarial Values and Percentages Covered by Actuarial Value of Assets
VI. Funded Status
Table VI-1 - Funded Status Measures
VII. Schedule of Funding Progress
Table VII-1 - Schedule of Funding Progress
VIII. Summary of Plan Provisions
IX. Summary of Actuarial Assumptions and Methods
X. Acknowledgement of Qualification

APPENDIX ITEM
A Schedule of Historic Employer Contributions
B Age and Service Distributions as of June 30, 2006 (Lag) and June 30, 2005 (Lag)
C Number and Salary of Active Members by Tier

ACRONYMS

This is a listing of acronyms used throughout this report.

Table listing acronyms: Accumulated Benefit Obligation (ABO), Actuarial Accrued Liability (AAL), Actuarial Asset Valuation Method (AAVM), Actuarial Asset Value (AAV), Actuarial Asset Value to Market Value (Market Value Restart), Actuarial Interest Rate (AIR), Actuarial Present Value (APV), Actuarial Present Value of Benefits (APVB), Actuarially-Required Contribution, Actuarial Contribution, Chapter 125 of the Laws of 2000 (Chapter 125/00), Chapter 278 of the Laws of 2002 (Chapter 278/02), Chapter 623 of the Laws of 2004 (Chapter 623/04), Chapter 93 of the Laws of 2005 (Chapter 93/05), Chapter 104 of the Laws of 2005 (Chapter 104/05), Chapter 152 of the Laws of 2006 (Chapter 152/06), Chapter 445 of the Laws of 2006 (Chapter 445/06), Chapter 5 of the Laws of 2007 (Chapter 5/07), Comprehensive Annual Financial Report (CAFR), Cost-of-Living Adjustments (COLA), Expected Investment Returns (EIR), Final Average Salary (FAS), Final Salary (FS), Governmental Accounting Standards Board Statement No. 5 (GASB5), Governmental Accounting Standards Board Statement No. 25 (GASB25), Increased-Take-Home-Pay (ITHP), Internal Revenue Code (IRC), Market Value Accumulated Benefit Obligation (MVABO), Market Value of Assets (MVA), New York City Police Pension Fund (POLICE), Police Officers' Variable Supplements Fund (POVSF), Police Superior Officers' Variable Supplements Fund (PSOVSF), Present Value of Future Normal Costs (PVFNC), Present Value of Future Salary (PVFNS), Projected Benefit Obligation (PBO), Statutorily-Required Contribution (Statutory Contribution), Unexpected Investment Returns (UIR), Unfunded Actuarial Accrued Liability (UAAL), Variable Supplements Funds (VSF), World Trade Center (WTC)

REPORT ON THE JUNE 30, 2006 (LAG) ACTUARIAL VALUATION OF THE NEW YORK CITY POLICE PENSION FUND AND GROUP LIFE INSURANCE PLAN FOR DETERMINING FISCAL YEAR 2008 EMPLOYER CONTRIBUTIONS

SECTION I - EXECUTIVE SUMMARY

1. This actuarial report was prepared as of June 30, 2006 and presents the results of the Fiscal Year 2008 actuarial valuation of the New York City Police Pension Fund and Group Life Insurance Plan (the "Plan").

The purpose of the valuation is to measure the funding progress of the Plan and to determine the Actuarially-Required Contribution ("Actuarial Contribution") and the Statutorily-Required Contribution ("Statutory Contribution") for Fiscal Year 2008 (i.e., July 1, 2007 to June 30, 2008).

Presented in the following Table I-1 are the principal results of the June 30, 2006 (Lag) valuation and, for comparative purposes, the June 30, 2005 (Lag) valuation.

TABLE I-1

NEW YORK CITY POLICE PENSION FUND SUMMARY OF RESULTS OF THE VALUATIONS

Table with 3 columns: Valuation Date, June 30, 2006 (Lag), June 30, 2005 (Lag). Rows include Active Members (Number, Annual Salary), Retirees and Beneficiaries (Number, Annual Benefits), Terminated Vested Members, Market Value of Assets, Actuarial Value of Assets, Actuarial Contribution, and Statutory Contribution.

1Based on 2006 A&M including One-Year Lag methodology

The June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuation results reflect the following Chapter amendments:

- Chapter 152 of the Laws of 2006 ("Chapter 152/06") enacting the 2006 A&M which included the elimination of the ten-year phase-in of Chapter 278 of the Laws of 2002 ("Chapter 278/02") for funding the additional actuarial liabilities for the benefits enacted under Chapter 125 of the Laws of 2000 ("Chapter 125/00")
Chapter 278/02 required the Actuary to revise the methodology and timing for determining the Statutory Contributions on account of the liabilities created by the benefits provided under Chapter 125/00 by extending the phase-in period for funding these liabilities from five years to ten years.
The impact of the ten-year phase-in of Chapter 278/02 was to postpone funding of the additional liabilities attributable to Chapter 125/00, resulting in greater employer contributions in later years.
Chapter 623 of the Laws of 2004 ("Chapter 623/04") provides for an Excess Benefit Plan to be established which would provide benefits to those pensioners whose annual retirement benefits are limited by Internal Revenue Code ("IRC") Section 415(b). This law is retroactive to July 1, 2000.
Chapter 93 of the Laws of 2005 ("Chapter 93/05"), which amended Chapter 104 of the Laws of 2005 ("Chapter 104/05"), established that certain members of POLICE, who participated in the rescue, recovery or clean-up operations at the World Trade Center ("WTC") site and who become partially or totally disabled due to certain diseases, are presumed to have become disabled in the performance of duty. Collectively these laws are referred to as the "WTC Disability Law."
Chapter 445 of the Laws of 2006 ("Chapter 445/06") as amended by Chapter 5 of the Laws of 2007 ("Chapter 5/07") provides Accidental Death benefits to certain members of POLICE who participated in the rescue, recovery or clean-up operations at the WTC site. Collectively, these laws are referred to as the "WTC Death Benefits Law."
2. Section II provides details of the demographic data used to prepare the June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuations and includes the following tables:
Table II-1: Active Members,
Table II-2: Pensioners and Beneficiaries,
Table II-3: Changes in the Number of Members and Pensioners During the Year,
Table II-4: Schedule of Active Member Data, and
Table II-5: Schedule of Pensioners and Beneficiaries Added to and Removed from the Rolls.
The annualized covered payroll reflects the impact of recent labor contract settlements with retroactive effect. These figures exclude all members not on the payroll as of the valuation date. In addition, salaries were increased by a Baseline Overtime assumption of 12% under the 2006 A&M.
3. Section III provides details of the assets used to

prepare the June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuations including the following tables:

- Table III-1: Statement of Plan Net Assets as of June 30, 2006 and June 30, 2005,
- Table III-2: Statement of Changes in Plan Net Assets for the Fiscal Years Ended June 30, 2006 and June 30, 2005, and
- Table III-3: Development of the Actuarial Value of Assets.

4. Section IV presents the Statutory Contributions to the Plan for Fiscal Year 2007 and Fiscal Year 2008. Table IV-1 shows the components of the Statutory Contributions and Table IV-2 develops the Employer Normal Contributions.

5. Section V presents the Solvency Test. This Schedule is required for the Comprehensive Annual Financial Report ("CAFR") and is a means of checking the Plan's progress under its funding program.

6. Section VI presents the Funded Status of the Plan, which is expressed in various relationships of assets to liabilities.

7. Section VII presents a Schedule of Funding Progress. This schedule is required under Governmental Accounting Standards Board Statement No. 25 ("GASB25") and shows for the current year and for each of the last nine fiscal years, certain amounts determined as of the respective valuation dates and their ratios.

8. Section VIII summarizes the benefit provisions of the Plan. For the June 30, 2006 (Lag) actuarial valuation, the provisions are unchanged from the previous valuation.

9. Section IX summarizes the actuarial assumptions and methods used in the June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuations. The actuarial assumptions and methods for the June 30, 2006 (Lag) valuation are unchanged from the previous valuation.

10. Section X contains a Statement of Actuarial Opinion acknowledging the qualification of the Actuary to render the actuarial opinion contained herein.

11. Appendix A compares the Statutory Contributions to the Actuarial Contributions for Fiscal Years 1999 through 2008, inclusive.

12. Appendix B contains two tables of Age and Service Distributions showing number of active members, total salary and average salary used in the June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuations.

13. Appendix C shows number and salary of active members, by Tier, in tabular form and graphically.

SECTION II - SUMMARY OF DEMOGRAPHIC DATA

Census data used as the basis for the valuation are submitted by the Pension Fund's administrative staff, by the employer's payroll facilities, and by the Comptroller of the City of New York. Data are reviewed by the Office of the Actuary for consistency and reasonability.

The following Table II-1 sets forth a comparison of the Active Member data included in the June 30, 2006 (Lag) and the June 30, 2005 (Lag) actuarial valuations.

Table II-2 sets forth a comparison of the Pensioners and Beneficiaries included in the June 30, 2006 (Lag) and June 30, 2005 (Lag) actuarial valuations.

Table II-3 reconciles changes in the data from June 30, 2005 to June 30, 2006.

Table II-4 shows the Active Member data as of June 30 for the years 1998 through 2006, inclusive.

Table II-5 shows the Pensioners and Beneficiaries added to and removed from the Rolls during the Fiscal Years 1997 through 2006, inclusive.

**TABLE II-1
NEW YORK CITY POLICE PENSION FUND
ACTIVE MEMBERS INCLUDED IN THE
JUNE 30, 2006 (LAG) AND THE JUNE 30, 2005 (LAG)
ACTUARIAL VALUATIONS**

	June 30, 2006 (Lag)	June 30, 2005 (Lag)
Number		
Males	29,170	29,419
Females	6,024	5,905
Total	35,194	35,324
Annual Payroll*		
Males	\$2,359,837,477	\$2,366,051,493
Females	457,091,059	446,878,676
Total	\$2,816,928,536	\$2,812,930,169
Average Salary		
Males	\$80,899	\$80,426
Females	75,878	75,678
Total	\$80,040	\$79,632
Average Age		
Males	36.0	36.1
Females	35.8	36.0
Total	36.0	36.1
Average Service		
Males	10.5	10.6
Females	9.5	9.8
Total	10.3	10.5

* Reflects the impact of recent labor contract settlements with retroactive effect.

**TABLE II-2
NEW YORK CITY POLICE PENSION FUND
PENSIONERS AND BENEFICIARIES INCLUDED IN
THE JUNE 30, 2006 (LAG) AND THE JUNE 30, 2005
(LAG) ACTUARIAL VALUATIONS**

Cause of Retirement	June 30, 2006 (Lag)			June 30, 2005 (Lag)		
	Number	Plan Benefit	Supplement	Number	Plan Benefit	Supplement
Service Pensioners	26,290	\$ 787,899,828	\$ 95,775,358	25,086	\$ 711,101,260	\$ 96,088,971
Ordinary Disability Pensioners	3,857	91,415,300	22,412,031	3,894	90,686,445	22,596,304
Accident Disability Pensioners	10,823	412,053,983	60,411,649	10,522	383,968,617	59,283,198
Beneficiaries of Members Killed in the Line-of-Duty	329	6,089,026	2,236,694	326	5,787,330	2,203,743
Beneficiaries Under Options	1,175	10,279,253	3,721,290	1,304	9,726,709	3,981,132
Total	42,474	\$1,307,737,390	\$184,557,022	41,132	\$1,201,270,361	\$184,153,348

**TABLE II-3
NEW YORK CITY POLICE PENSION FUND
CHANGES IN THE NUMBER OF MEMBERS AND
PENSIONERS DURING THE YEAR
CLASSIFIED BY STATUS**

Status	Grand Total (1)(7)(8)	Subtotal (2) to (6)	Other Beneficiary (3)	Accidental Death (4)	Accidental Disability (5)	Ordinary Disability (6)	Service Pension (7)	Active Members (8)
1. Number at June 30, 2005	76,456	41,132	1,304	326	10,522	3,894	26,290	35,324
2. Additions during the Year:								
a. New Entrants	5,484	2,219	9	9	387	87	1,727	3,275
b. Transfer in	114	101	33	0	53	11	4	13
c. Change in Payroll Status	154	10	0	1	0	4	5	144
d. Total Additions during the Year	5,762	2,330	42	10	440	102	1,736	3,432
3. Deletions during the Year:								
a. Resignation or Dismissal	593	0	0	0	0	0	0	593
b. Retirement for Service	1,284	0	0	0	0	0	0	1,284
c. Retirement for Accident	360	0	0	0	0	0	0	360
d. Retirement for Ordinary	73	0	0	0	0	0	0	73
e. Accidental Death	8	0	0	0	0	0	0	8
f. Ordinary Death	873	872	163	6	128	117	460	873
g. Other System	0	0	0	0	0	0	0	0
h. Change of Category	114	114	10	0	11	21	72	114
i. By Vested Termination	140	140	0	0	0	0	0	140
j. Other	2	2	0	0	0	0	0	2
k. Total Decreases during the Year	4,550	988	171	7	139	139	532	3,562
4. Number at June 30, 2006	77,668	42,474	1,175	329	10,823	3,857	26,290	35,194

**TABLE II-4
NEW YORK CITY POLICE PENSION FUND
SCHEDULE OF ACTIVE MEMBER DATA**

Fiscal Year	Valuation Date (June 30)	Number	Annual Payroll	Average Annual Pay	Percentage Increase/Decrease in Average Pay
1999	1998	38,133	\$2,091,062,671	\$54,836	2.9%
2000	1999	39,107	2,331,956,949	59,630	8.7%
2001	2000	40,451	2,465,681,677	60,955	2.2%
2002	2001	38,827	2,500,130,264	64,392	5.6%
2003	2002	36,536	2,496,249,037	68,323	6.1%
2004	2003	35,841	2,433,897,222	67,908	(0.6%)
2005	2004	35,049	2,460,750,037	70,209	3.4%
2006*	2004 (Lag)	35,049	2,757,661,899	78,680	15.9%**
2007	2005 (Lag)	35,324	2,812,930,169	79,632	1.2%
2008	2006 (Lag)	35,194	2,816,928,536	80,040	0.5%

* If based on the 2000 A&M, the row entries would be 2006, 2005, 35,324, \$2,667,763,986, \$75,523 and 7.6%, respectively.

** Increase from Valuation Date June 30, 2003.

**TABLE II-5
NEW YORK CITY POLICE PENSION FUND
SCHEDULE OF PENSIONERS AND BENEFICIARIES
ADDED TO AND REMOVED FROM THE ROLLS**

Fiscal Year Ended June 30	Added to Rolls		Removed from Rolls		Rolls End of Year		% Increase in Annual Allowances	Average Annual Allowances
	Number	Annual Allowances	Number	Annual Allowances	Number	Annual Allowances		
1997	853	\$ 66,419,315	1,008	\$12,070,279	35,280	\$ 789,794,494	7.4%	\$22,386
1998	736	38,976,977	969	13,305,136	35,047	810,425,042	2.6%	23,124
1999	682	60,850,228	990	14,695,539	34,739	856,579,731	5.7%	24,658
2000	832	41,398,525	935	15,698,156	34,636	882,280,100	3.0%	25,473
2001	1,582	169,140,021	973	16,481,363	35,245	1,034,938,758	17.3%	29,364
2002	2,916	108,830,413	898	19,684,195	37,263	1,124,084,976	8.6%	30,166
2003	1,942	86,819,507	945	21,085,545	38,260	1,189,818,938	5.8%	31,098
2004	2,058	103,277,524	866	19,894,055	39,452	1,273,202,407	7.0%	32,272
2005	2,716	137,875,353	1,036	25,654,051	41,132	1,385,423,709	8.8%	33,682
2006	2,330	131,918,392	988	25,047,689	42,474	1,492,294,412	7.7%	35,134

SECTION III - MARKET VALUE AND ACTUARIAL VALUE OF ASSETS

The following Table III-1 compares the Market Value of Assets as of June 30, 2006 with the Market Value of Assets as of June 30, 2005.

Table III-2 sets forth a comparison of the changes in the Market Value of Assets for the Fiscal Years ended June 30, 2006 and June 30, 2005.

Information on the Market Value of Assets ("MVA") is provided by the Office of the Comptroller.

Table III-3 sets forth the development of the Actuarial Asset Value ("AAV") as of June 30 for the Fiscal Years 2000 through 2006, inclusive.

Under the 2000 A&M Actuarial Asset Valuation Method ("AAVM") any Unexpected Investment Returns ("UIR") for Fiscal Years 2000 and later were phased into the Actuarial Asset Value ("AAV") beginning the following June 30 at rates of 10%, 15%, 20%, 25% and 30% per year (or cumulative rates of 10%, 25%, 45%, 70% and 100%) over a period of five years.

Beginning with the June 30, 2004 (Lag) actuarial valuation the AAVM changed to a method ("2006 A&M AAVM") which resets the Actuarial Asset Value to Market Value (i.e., "Market Value Restart") as of June 30, 1999. As of each June 30 thereafter the 2006 A&M AAVM recognizes investment returns greater or less than expected over a period of six years.

In accordance with the 2006 A&M AAVM, actual Unexpected Investment Returns ("UIR") for Fiscal Years 2000 and later are phased into the Actuarial Asset Value ("AAV") beginning the following June 30 at rates of 15%, 15%, 15%, 15%, 20% and 20% per year (or cumulative rates of 15%, 30%, 45%, 60%, 80% and 100% over a period of six years).

UIR is defined as the excess/(deficit) of Net Investment Return over/(under) Expected Investment Return ("EIR") based on the Actuarial Interest Rate ("AIR") and the AAV.

The UIR for Fiscal Years 2000 to 2004 under the 2006 A&M AAVM was set equal to the UIR computed under the 2000 A&M AAVM.

EIR equals the sum of Beginning-of-Fiscal-Year AAV plus one-half of Net Cash Flow, multiplied by the AIR.

TABLE III-1

**NEW YORK CITY POLICE PENSION FUND
STATEMENT OF PLAN NET ASSETS AS OF JUNE 30,
2006 AND JUNE 30, 2005**
(\$ Thousands)

	June 30, 2006	June 30, 2005
ASSETS		
Cash	\$ 48,607	\$ 871
Receivables		
Investment Securities Sold	\$ 776,172	\$ 569,967
Member Loans	250,682	537,759
Accrued Interest and Dividends	58,858	57,897
Total Receivables	\$ 1,085,712	\$ 1,165,623
INVESTMENTS AT FAIR VALUE		
Short-Term Investments		
Commercial Paper	\$ 90,266	\$ 114,349
Short-term Investment Fund	293,649	338,519
U.S. Treasury Bills	11,677	13,872
U.S. Government Agency Discount Notes	19,935	28,784
Debt Securities		
U.S. Government	2,563,155	2,480,617
Corporate	2,153,803	2,148,079
Yankee Bonds	91,420	96,875
Equities		
Domestic	8,446,725	7,863,547
Private Equity	499,554	362,157
Mutual Funds - International Equity	4,171,645	3,672,722
Mortgages		
Mutual Fund - Mortgage	22,261	22,436
Treasury Inflation - Protected Securities	492,842	176,106
Domestic Equity	106,168	0
Collateral from Securities Lending	3,356,790	2,852,959
Total Investments at Fair Value	\$22,318,890	\$20,171,022
OTHER ASSETS	\$ 3,177	\$ 10,538
TOTAL ASSETS	\$23,456,386	\$21,348,054
LIABILITIES		
Accounts Payable	\$ 33,375	\$ 27,172
Payable for Investment Securities Purchased	1,451,752	1,468,715
Accrued Benefits Payable	49,361	49,580
Securities Lending	3,366,414	2,863,453
TOTAL LIABILITIES	\$ 4,900,902	\$ 4,407,920
PLAN ASSETS HELD IN TRUST FOR PENSION BENEFITS	\$18,555,484	\$17,240,134

TABLE III-2

**NEW YORK CITY POLICE PENSION FUND
STATEMENT OF CHANGES IN PLAN NET ASSETS
FOR THE FISCAL YEARS ENDED JUNE 30, 2006 AND
JUNE 30, 2005**
(\$ Thousands)

	June 30, 2006	June 30, 2005
ADDITIONS		
Contributions		
Member Contributions	\$ 144,574	\$ 119,575
Employer Contributions	1,337,715	1,033,285
Total Contributions	\$ 1,482,289	\$ 1,152,860
Investment Income (Loss)		
Interest Income	\$ 292,308	\$ 270,041
Dividend Income	179,533	183,634
Net Appreciation (Depreciation) in Fair Value	1,322,843	1,148,299
Total Investment Income (Loss)	1,794,684	1,601,954
Less Investment Expenses	42,269	38,285
Net Investment Income (Loss)	\$ 1,752,415	\$ 1,563,669
Securities Lending Transactions		
Securities Lending Income	\$ 129,232	\$ 74,128
Securities Lending Fees	(120,079)	(64,814)
Net Securities Lending Income (Loss)	\$ 9,153	\$ 9,314
Net Investment Income (Loss)	\$ 1,761,568	\$ 1,572,983
Other		
Net Receipts from Other Retirement Systems	\$ 3,860	\$ 2,442
TOTAL ADDITIONS	\$ 3,247,717	\$ 2,728,285
DEDUCTIONS		
Benefit Payments and Withdrawals	\$ 1,919,088	\$ 1,611,199
Administrative Expenses	13,279	13,671
TOTAL DEDUCTIONS	\$ 1,932,367	\$ 1,624,870
NET INCREASE (DECREASE) PLAN NET ASSETS	\$ 1,315,350	\$ 1,103,415
PLAN NET ASSETS HELD IN TRUST FOR PENSION BENEFITS		
Beginning of Year Plan Net Assets	\$17,240,134	\$16,136,719
End of Year	\$18,555,484	\$17,240,134

TABLE III-3

**NEW YORK CITY POLICE PENSION FUND
DEVELOPMENT OF ACTUARIAL VALUE OF ASSETS**
(\$ Thousands)

	June 30, 2006	June 30, 2005	June 30, 2004	June 30, 2003	June 30, 2002	June 30, 2001	June 30, 2000
1. Net Assets Available for Benefits at Beginning of Year	\$17,240,134	\$16,136,719	\$14,271,631	\$14,504,868	\$15,765,300	\$17,813,418	\$17,331,788
2. Loan Receivable Adjustment	0	0	0	0	431,334	0	0
3. Reversed Net Assets Available for Benefits at Beginning of Year (1. + 2.)	\$17,240,134	\$16,136,719	\$14,271,631	\$14,504,868	\$16,196,634	\$17,813,418	\$17,331,788
4. Total Contributions	1,482,289	1,152,860	930,543	736,218	661,520	451,018	290,782
5. Net Investment Income	1,752,415	1,611,268	2,363,637	365,513	(1,212,051)	(1,451,943)	1,560,243
6. Total Benefit Payments and Expenses	(1,932,367)	(1,624,870)	(1,429,092)	(1,314,968)	(1,141,235)	(1,047,193)	(915,372)
7. Increase/(Decrease) in Net Assets during the Year (4. + 5. - 6.)	1,315,350	1,103,415	1,865,088	(233,237)	(1,691,765)	(2,048,118)	935,653
8. Increase/(Decrease) in Long-Term Employer Contribution Receivable	NA ¹	(454,023)					
9. Net Assets Available for Benefits at End of Year (3. + 7. + 8.)	\$18,555,484	\$17,240,134	\$16,136,719	\$14,271,631	\$14,504,868	\$15,765,300	\$17,813,418

TABLE III-3 (Cont'd)

	June 30, 2006	June 30, 2005	June 30, 2004	June 30, 2003	June 30, 2002	June 30, 2001	June 30, 2000
0. Total Investment Return	\$ 1,803,837	\$ 1,611,268	\$ 2,363,637	\$ 365,513	\$ (1,212,051)	\$ (1,451,943)	\$ 1,560,243
1. Transfer of Excess Earnings to Police VSFs	0	0	0	0	0	0	0
2. Adjusted Investment Return (10. - 11.)	1,803,837	1,611,268	2,363,637	365,513	(1,212,051)	(1,451,943)	1,560,243
3. Average Investable Assets	18,523,013	18,481,208	18,532,085	18,614,259	18,333,147	17,303,826	16,565,470
4. Assumed Rate of Return	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%	8.00%
5. Expected Investment Return	1,481,841	1,478,497	1,482,567	1,489,141	1,466,652	1,384,306	1,335,238
6. Unspecified Investment Return (12. - 15.)	321,996	132,771	881,070	(1,123,628)	(2,678,703)	(2,836,249)	235,005
7. Actuarial Value of Assets under the 2000 AAV	\$18,510,638	\$18,781,359	\$18,510,638	\$18,781,359	\$18,913,634	\$18,141,670	\$17,601,913
8. Actuarial Value of Assets under the 2006 AAV	\$18,689,451	\$18,767,256	\$18,735,134	NA	NA	NA	NA

SECTION IV - STATUTORY CONTRIBUTIONS

The Statutory Contribution for Fiscal Year 2008 under the 2006 A&M equals \$1,797,824,362. This Statutory Contribution is equal to the Actuarial Contribution due to the elimination of the phase-in under Chapter 278/02 of actuarial liabilities attributable to Chapter 125 of the Laws of 2000.

The following Table IV-1 shows the components of the Fiscal Year 2008 and the Fiscal Year 2007 Statutory Contributions.

TABLE IV-1

**NEW YORK CITY POLICE PENSION FUND
COMPONENTS OF FISCAL YEAR 2008 AND FISCAL YEAR 2007
STATUTORY CONTRIBUTIONS**

Valuation Date	June 30, 2006 (Lag)	June 30, 2005 (Lag)
Item	Fiscal Year 2008	Fiscal Year 2007
Normal Contribution ¹	\$1,733,033,174 ²	\$1,483,739,765 ³
Administrative Expense Contribution	15,488,626	15,945,854
Investment Expense Contribution	49,302,562	44,655,624
Total Amount from City to the New York City Police Pension Fund	\$1,797,824,362	\$1,544,341,243

¹ The APV of benefits on account of Increased-Take-Home-Pay ("ITHP") Reserves is incorporated in the Normal Contribution.

Includes amounts necessary, if any, to provide for financing of the Excess Benefit Plan established by Chapter 623/04.

² Includes \$1,331,360 for Group Life Insurance Plan.

³ Includes \$1,337,673 for Group Life Insurance Plan.

The following Table IV-2 shows the development of the Fiscal Year 2008 and the Fiscal Year 2007 Statutory Employer Normal Contributions.

TABLE IV-2

**NEW YORK CITY POLICE PENSION FUND
DEVELOPMENT OF FISCAL YEAR 2008 AND FISCAL YEAR 2007
STATUTORY EMPLOYER NORMAL CONTRIBUTIONS**

Valuation Date	June 30, 2008 (Lag)	June 30, 2007 (Lag)
Item	Fiscal Year 2008	Fiscal Year 2007
1. Present Value of Future Benefits		
a. Pensioners and Beneficiaries	\$13,864,303,546	\$12,186,378,610
b. Supplemental Benefits	2,002,039,627	1,990,077,316
c. Active Members	15,248,925,008	13,186,286,483
d. Future VSF Transfers	2,337,623,417	2,337,623,417
e. Total	\$33,453,991,698	\$31,599,375,827
2. Assets		
a. Actuarial Value of Assets	\$18,689,451,000	\$18,767,256,000
b. Prospective Assets		
i. PV One-Year Discounted Employer Contribution	1,486,043,054	1,287,216,878
ii. PV Future UAL Contributions	0	0
iii. PV Future Employer Contributions	361,250,712	357,454,710
iv. PV Future Actuarial Normal Contributions	10,881,646,249	10,881,646,249
v. Total Prospective Assets	\$12,729,940,015	\$12,526,317,837
3. Present Value of Future Salaries (Projected)	\$20,734,178,332	\$20,308,040,470
4. Employer Normal Cost Rate (2. b.iv./3.)	62.2951	62.5818
5. Annual Salaries (8 t = 1.5) [*]	\$ 2,781,977,966	\$ 2,769,049,447
6. Statutory Employer Normal Contribution (4. times 5.)	\$ 1,733,033,174	\$ 1,483,739,765

¹ Not applicable due to elimination of the Long-Term Employer Contribution Receivable.

* The projected annualized covered payroll under the One-Year Lag methodology.

SECTION V - SOLVENCY TEST

TABLE V-1

**NEW YORK CITY POLICE PENSION FUND
COMPARATIVE SUMMARY OF ACTUARIAL VALUES
AND PERCENTAGES COVERED BY ACTUARIAL
VALUE OF ASSETS[#]**
(\$ Thousands)

Valuation Date (June 30)	Aggregate Accrued Liabilities For:			Percentage of Actuarial Values Covered by Actuarial Value of Assets (A) / (B)
	Accumulated Member Contributions (A)	Current Pensioners and Beneficiaries (B)	Active Members, Employer Financed Portion (C)	
1998	\$ 850,917	\$ 7,333,829	\$ 4,453,381	95%
1999	947,614	8,121,653	5,421,075	100%
2000	1,051,312	9,733,708	6,290,250	100%
2001	1,163,665	10,245,495	6,688,974	100%
2002	1,715,036	11,294,438	6,645,998	89%
2003	1,805,279	12,020,762	6,512,726	76%
2004	1,819,074	12,856,032	6,686,526	57%
2004 (Lag)**	1,819,074	12,934,032	7,691,232	52%
2005 (Lag)	1,804,733	14,176,476	7,559,642	37%
2006 (Lag)	1,628,376	15,866,403	7,627,823	16%

See Notes to Solvency Test.

* As of June 30, 1999 (2000 A&M) and June 30, 2004 (Lag) (2006 A&M), economic and non-economic assumptions were revised due to experience review and the Actuarial Value of Assets was reset to Market Value as of June 30, 1999.

** If based on 2000 A&M, the row entries would be 2005, \$1,804,733, \$14,176,476, \$7,207,700, \$18,767,256, 100%, 100% and 39%, respectively, for the June 30, 2005 valuation date.

Notes to Solvency Test

The ultimate test of financial soundness in a retirement system is its ability to pay all of its promised benefits when due. The retirement system's progress in accumulating assets to pay all promised benefits can be measured by comparing the Actuarial Value of Assets for the retirement system with the Aggregate Accrued Liabilities for:

- A. Accumulated Member Contributions,
- B. Current Pensioners and Beneficiaries, and
- C. Active Members' Employer-Financed Benefits.

The Aggregate Accrued Liabilities are the Actuarial Present Value of projected benefits produced by the projected benefit attribution approach prorated on service. The Aggregate Accrued Liabilities were calculated in accordance with previously issued Governmental Accounting Standards Board Statement No. 5 ("GASB5").

This comparative summary allocates assets as if they were priority groups, somewhat similar to (but not identical with) the priority categories of Section 4044 of the Employee Retirement Income Security Act of 1974.

The values in Table V-1 are dependent upon census data, benefit levels (which have changed on occasion over the past years), and the actuarial assumptions and methods employed at each valuation date. These underlying bases can be found within the Comprehensive Annual Financial Report ("CAFR") for each respective year.

To fully evaluate trends in financial soundness, changes in actuarial assumptions need to be evaluated. The economic assumptions used in the actuarial calculations include the following:

Valuation Date (June 30)	Assumed Annual Rate of Return On Investments	Assumed General Wage Increase
1998	8.75%	4.0%
1999	8.00%	3.0%
2000	8.00%	3.0%
2001	8.00%	3.0%
2002	8.00%	3.0%
2003	8.00%	3.0%
2004	8.00%	3.0%
2004 (Lag)	8.00%	3.0%
2005 (Lag)	8.00%	3.0%
2006 (Lag)	8.00%	3.0%

SECTION VI – FUNDED STATUS

The Funded Status of the Plan is usually expressed in various relationships of Assets to Liabilities. Different measures are developed and utilized for different purposes and reporting entities.

This Section presents in Table VI-1 the following measures of Funded Status:

- AAV as a percentage of Total Actuarial Present Value of Benefits ("APVB") based on the actuarial assumptions used in the actuarial valuation.
- AAV as a percentage of Projected Benefit Obligation ("PBO") based on the actuarial assumptions used in the actuarial valuation. This ratio is presented annually in the CAFR.
- AAV as a percentage of Accumulated Benefit Obligation ("ABO") based on the actuarial assumptions used in the actuarial valuation. This ratio is also presented annually in the CAFR.
- The Market Value of Assets ("MVA") as a percentage of the Market Value Accumulated Benefit Obligation ("MVABO"). MVABO is calculated under the same actuarial assumptions used in the actuarial valuations except for an investment rate of return assumption which is equal to the yield on U.S. Treasury securities based on durations consistent with those of the expected payments from the funds.

The ratio of MVA to MVABO provides a measure of funded status that is (1) independent of the asset allocation of the Plan, (2) exclusive of any advance recognition of expected asset risk premia (e.g., equity risk premium) and (3) absent any smoothing of asset values.

This ratio has been presented annually in the CAFR beginning with the June 30, 2003 CAFR.

Note that all Funded Status measures are exclusive of the assets and the liabilities of the Variable Supplements Funds ("VSFs").

TABLE VI-1

NEW YORK CITY POLICE PENSION FUND FUNDED STATUS MEASURES¹

Valuation Date (June 30)	AAV/APVB	AAV/PBO	AAV/ABO	MVA/MVABO
1998	70%	98%	111%	NA
1999	85%	116%	134%	108%
2000	78%	103%	116%	94%
2001	76%	100%	112%	76%
2002	73%	96%	107%	65%
2003	70%	92%	100%	52%
2004	66%	87%	94%	63%
2004 (Lag) ²	63%	83%	94%	63%
2005 (Lag)	60%	80%	89%	54%
2006 (Lag)	56%	74%	81%	61%

1 Measures as described in the Report.

2 If based on 2000 A&M, the row entries would be 2005, 57%, 77%, 85% and Not Available, respectively, for the June 30, 2005 valuation date.

SECTION VII – SCHEDULE OF FUNDING PROGRESS

TABLE VII-1

NEW YORK CITY POLICE PENSION FUND SCHEDULE OF FUNDING PROGRESS (IN CONFORMITY WITH THE PLAN'S FUNDING METHOD) (\$ Thousands)

Valuation Date (June 30)	(1) Actuarial Asset Value (AAV)	(2) Actuarial Accrued Liability (AAL)*	(3) Unfunded AAL (UAAAL) (2) - (1)	(4) Funded Ratio (1)/(2)	(5) Covered Payroll	(6) UAAAL as a Percentage of Covered Payroll (3)/(5)
1998	\$12,397,792	\$13,812,459	\$1,414,667	89.8%	\$2,091,063	67.7%
1999	16,877,765	16,877,765	0	100.0%	2,331,957	0.0%
2000	17,601,913	17,601,913	0	100.0%	2,465,682	0.0%
2001	18,141,670	18,141,670	0	100.0%	2,500,130	0.0%
2002	18,913,634	18,913,634	0	100.0%	2,496,249	0.0%
2003	18,781,359	18,781,359	0	100.0%	2,433,897	0.0%
2004	18,510,638	18,510,638	0	100.0%	2,460,750	0.0%
2004 (Lag)**	18,735,134	18,735,134	0	100.0%	2,757,662	0.0%
2005 (Lag)	18,767,256	18,767,256	0	100.0%	2,812,930	0.0%
2006 (Lag)	18,689,451	18,689,451	0	100.0%	2,816,929	0.0%

- * Frozen Entry Age (1998); Frozen Initial Liability (1999-2006).
- ** If based on 2000 A&M, the row entries would be 2005, \$17,865,280, \$17,865,280, \$0, 100.0%, \$2,667,764 and 0.0%, respectively, for the June 30, 2005 valuation date.

Notes to Schedule of Funding Progress

As of June 30, 1995 and June 30, 1999, the economic and noneconomic assumptions were revised following experience reviews.

AAVM was changed as of June 30, 1995 and June 30, 1999 to reflect a market basis for investments held by the Plan and was made as one component of an overall revision of actuarial assumptions and methods as of June 30, 1995 and June 30, 1999.

Under the AAVM used as of June 30, 1995, the AAV was reset to Market Value (i.e., Market Value Restart) as of June 30, 1995. Prior to June 30, 1995, this AAVM recognized Expected Investment Returns ("EIR") immediately and phased in investment returns greater or less than expected (i.e., UIR) over five years at a rate of 20% per year (i.e., at a cumulative rate of 20%, 40%, 60%, 80% and 100% over five years).

The AAVM used as of June 30, 1996 was a modified version of that used prior to June 30, 1995.

Under this modified AAVM, any UIR for Fiscal Years 1997 or later was being phased into the AAV beginning the following June 30, at a rate of 10%, 15%, 20%, 25% and 30% per year (or at a cumulative rate of 10%, 25%, 45%, 70% and 100% over a period of five years). The UIR for Fiscal Year 1996 was being phased in beginning June 30, 1996 at a cumulative rate of 20%, 35%, 45%, 70% and 100% over a period of five years.

Under the AAVM used as of June 30, 1999, any UIR for Fiscal Years 2000 or later are phased into AAV beginning the following June 30 at a rate of 10%, 15%, 20%, 25% and 30% per year (or a cumulative rate of 10%, 25%, 45%, 70% and 100% over a period of five years).

Beginning with the June 30, 2004 (Lag) actuarial valuation the economic and non-economic assumptions were again revised in connection with an experience review. The AAVM was changed to a method which also resets the AAV to Market Value (i.e., "Market Value Restart") as of June 30, 1999. As of each June 30 thereafter the AAVM recognizes investment returns greater or less than expected over a period of six years.

Under this revised AAVM, any UIR for Fiscal Years 2000 and later are phased into the AAV beginning the following June 30 at a rate of 15%, 15%, 15%, 15%, 20% and 20% per year (or cumulative rates of 15%, 30%, 45%, 60%, 80% and 100% over a period of six years).

To effectively assess the funding progress of the Plan, it is necessary to compare the Actuarial Asset Value ("AAV") and the Actuarial Accrued Liability ("AAL") calculated in a manner consistent with the Plan's funding method over a period of time. The AAL is the portion of the APV of pension plan benefits and expenses which is not provided for by future normal costs and future member contributions.

The Unfunded Actuarial Accrued Liability ("UAAAL") is the excess of the AAL over the AAV. This is not the same as the Unfunded Frozen Actuarial Accrued Liability, which is not adjusted from one actuarial valuation to the next to reflect actuarial gains and losses.

SECTION VIII – SUMMARY OF PLAN PROVISIONS

- A. **Effective Date:** March 29, 1940.
- B. **Eligibility Requirements:** Tier 1: Pre-July 1, 1973.
Tier 2: Post-June 30, 1973.

City service in positions in the competitive class of the civil service, who serve probationary periods or who receive permanent appointments in the Police force. Also, City service in a position of Police Surgeon classified in the non-competitive class of civil service.
- C. **Member Contributions:**
 - 1. Required Member Contributions – Based upon age at entry and elected retirement age, credited with regular and special interest. Contributions are required for the first 20 years (or 25 year depending on Plan) of Membership service.
 - 2. Voluntary Member Contributions – Additional contributions to the Annuity Savings Fund credited with regular and special interest.
- D. **Increased-Take-Home-Pay ("ITHP") Contributions:** The City of New York pays a portion of employee contributions. Effective October 1, 2000, the rate of ITHP contributions is 5.0% of salary, accumulated with regular and special interest. The member may elect to waive the ITHP reduction and contribute at the full employee rate which results in additional benefits attributable to the ITHP contributions.
- E. **Credited Service:** Credited Service is classified as Allowable Police Service or Other Credited Service. Members are credited with one year of service for two hundred fifty or more days of service and not more than one year for all service in any calendar year. Allowable Police Service includes service in the Uniformed Transit Police Force, Uniformed

- Housing Police Force, Uniformed Correction Force and Uniformed Sanitation Force, if it immediately precedes the Uniformed Police Force service.
 - Members may purchase, subject to limitations in the law, years of certain war time military service, combined military service and service as police officers in a foreign country for the United States Government, and authorized Child Care Leave.
 - F. **Salary Base:**
 - Tier 1: Final Salary ("FS"). The contract rate of base pay and holiday pay on the last day paid plus any overtime, night differential and worked vacation earned in the previous 12 months plus applicable longevity pay.

Note: For members appointed on or after June 17, 1971, the pensionable compensation for the final year of service is limited to 120% of the pensionable compensation for the year immediately preceding the final year (the "Kingston Law").
 - Tier 2: Final Average Salary ("FAS"). Total pensionable compensation (wages, overtime, night differential, worked vacation, etc.) a member earned during the twelve (12) months preceding the date of retirement not in excess of 120% of the immediate previous twelve months' pensionable compensation.

Note: If greater, FAS will equal the greatest average three consecutive years' pensionable compensation, where each year's salary cannot exceed 120% of the average of the two previous years.
 - G. **Service Retirement:**
 - Eligibility:** Completion of 20 years of Credited Service or completion of 25 years of Credited Service, if elected the 25-Year Plan.
 - Benefit:** 50% of [FS (Tier 1) or FAS (Tier 2)] plus 1/60th of the sum of all salary after 20 years of Credited Service (or 25 years depending on Plan).

The benefit is adjusted by the annuitized value of the net excess/(deficit) of accumulated member contributions and ITHP over/(under) required amounts.
 - H. **Disability Retirement:**
 - Accidental Disability:**
 - Eligibility:** Immediate. Must be found by the Medical Board and the Board of Trustees to be physically or mentally unable to perform regular job duties as a result of an injury received in the line-of-duty.
 - Benefit:** 75% of [FS (Tier 1) or FAS (Tier 2)] plus 1/60th of the sum of all salary after 20 years of Credited Service (or 25 years depending on Plan), plus annuitized value of actual member accumulated contributions and ITHP.
 - Ordinary Disability:**
 - Eligibility:** Immediate. Must be found by the Medical Board and the Board of Trustees to be physically or mentally unable to perform regular job duties as a result of an injury not received in the line-of-duty.
 - Benefit:** 2.5% times [FS (Tier 1) or FAS (Tier 2)] times Credited Service.
 - Minimum benefit:**
 - Less than 10 years of service: 1/8 of [FS (Tier 1) or FAS (Tier 2)],
 - 10 or more years of service: 1/2 of [FS (Tier 1) or FAS (Tier 2)],
 - plus annuitized value of the net excess/(deficit) of member accumulated contributions and ITHP over/(under) required amounts.
 - I. **Death Benefit:**
 - Eligibility:** Tier 1: Immediate.
Tier 2: Immediate except 90 days of service for Ordinary Death.
 - Accidental Death Benefit:**
 - Benefit Payable from Pension Fund:** 50% of average of the final five years of salary payable to surviving spouse for life or to other eligible dependents, plus lump sum of accumulated member contributions and ITHP.
- In addition there may be a benefit payable from New York State.
- Ordinary Death Benefit:**
 - Tier 1: Less than 10 years of Credited Service: 50% of FS.
 - At least 10 years of Credited Service: 100% of FS plus accumulated member contributions and ITHP with interest.

Tier 2:

3 times final year's salary raised to the next highest multiple of \$1,000 plus accumulated member contributions.

Form of Payment of Death Benefit: Lump sum. The first \$50,000 of benefit on account of death in active service will be paid from the Group Life Insurance Plan.

Death Benefit for Members Eligible for Service Retirement:

Lump sum equal to the reserve for the Service Retirement allowance which would have been payable had the member retired the day before death.

J. Vested Benefit upon Termination:

Eligibility:

Credited Service Vested Percentage

Less than 5 years	0%
5 or more years	100%

Benefit at Service Retirement Date: 2.5% times [FS (Tier 1) or FAS (Tier 2)] times Credited Service plus annuitized value of the net excess/(deficit) of accumulated member contributions and ITHP over/(under) required amounts with interest to normal retirement date.

Participant may elect refund of accumulated member contributions.

K. Normal Form of Retirement Income: Life Annuity.

L. Loans:

Eligibility: After three years of membership up to the day of retirement

Amount: Up to 90% of accumulated member contributions.

M. Cost-of-Living Adjustments ("COLA"): COLA benefits are payable to Service Retirees who either are at least age 62 and have been retired for at least 5 years or who are at least age 55 and have been retired at least 10 years. Additionally, COLA benefits are payable to Disability Retirees after being retired for at least 5 years and to beneficiaries receiving accidental death benefits who have been receiving benefits for at least 5 years. If a retiree dies and has chosen an optional form of payment which provides for benefits to be continued to the spouse, one half of the COLA amount is paid to such spouse. Starting with benefits for September 2001, the COLA benefit is 50% of the increase in CPI-U based upon the 12 months ending March 31, rounded to the next highest 0.1%. Such COLA shall not be less than 1% nor greater than 3% of the first \$18,000 of the total retirement benefit (including all prior COLA) that is payable if no optional form of benefit is elected.

N. WTC Disability Benefits: Certain active and retired members of the Plan, who participated in the rescue, recovery or clean-up operations at the WTC site and who become partially or totally disabled due to certain diseases, are presumed to have become disabled in the performance of duty.

O. WTC Death Benefits: Certain active and retired members of the Plan, who participated in the rescue, recovery or clean-up operations at the WTC site and who die due to certain diseases, are presumed to have died in the performance of duty.

P. Variable Supplements Funds ("VSF"):

Eligibility: Service Retirement as a Police Officer or Police Superior Officer with at least 20 years (or 25 years depending on Plan) of allowable service. This benefit is not payable to Disability retirees or Vested retirees.

Benefit: For Calendar Year 2006, the annual payment was \$11,500. This benefit increases by \$500 per calendar year until it reaches \$12,000 in Calendar Year 2007 and continues thereafter at \$12,000.

Increases in Supplementation or automatic COLA benefits payable from the Plan for retirees under legislation enacted after 1988 for Police Officers and 1993 for Police Superior Officers reduce VSF benefits. Subject to certain other conditions, in certain situations, these reductions in VSF benefits due to Supplementation and COLA cease for benefits payable for Calendar Year 2007 and after.

Form of payment: Life annuity payable annually on or about December 15. Benefit is prorated in year of death. Benefit is also prorated in year of retirement.

VSF DROP: Members who retire for service on or after January 1, 2002 with 20 years or more (or 25 years depending on Plan) of allowable service, are entitled to a lump sum in the first year following retirement equal to the VSF benefits that would have been paid with respect to Calendar Year 2002 and later had the member retired upon completion of 20 years (or 25 years depending on Plan) of allowable service. This is referred to as the "VSF DROP."

(except for Accidental Death where the same probability is used):

TABLE IX-1

**NEW YORK CITY POLICE PENSION FUND
PROBABILITIES OF HEALTHY LIVES MORTALITY**

Age	POST-RETIREMENT MORTALITY		ACTIVE MEMBER MORTALITY	
	Males	Females	Ordinary Death	Accidental Death
20	0.0351%	0.0192%	0.0300%	0.01%
30	0.0565%	0.0348%	0.0500%	0.01%
40	0.1151%	0.0677%	0.0800%	0.01%
50	0.2781%	0.2205%	0.2500%	0.01%
60	1.0416%	0.7143%	0.6000%	0.01%
70	2.2892%	1.7416%	NA	NA
80	5.1995%	4.6138%	NA	NA
90	13.7899%	12.2729%	NA	NA
100	30.1977%	28.6331%	NA	NA
110	100.0000%	100.0000%	NA	NA

2. **Disability Mortality:** The following Table IX-2 presents a sample of probabilities of mortality that are used for disabled retirees with separate probabilities for males and females:

TABLE IX-2

**NEW YORK CITY POLICE PENSION FUND
PROBABILITY OF POST-DISABLEMENT MORTALITY**

Age	Males	Females
20	0.0379%	0.0216%
30	0.0639%	0.0395%
40	0.1477%	0.0817%
50	0.4574%	0.2788%
60	1.2209%	0.8895%
70	2.7024%	2.1653%
80	6.0431%	5.6527%
90	16.4676%	15.1220%
100	36.7152%	34.8130%
110#	100.0000%	100.0000%

Tables end at age 108.

3. **Withdrawal:** The following Table IX-3 presents a sample of probabilities of withdrawal from active service, for causes other than death or retirement, that are used:

TABLE IX-3

**NEW YORK CITY POLICE PENSION FUND
PROBABILITIES OF WITHDRAWALS FOR
CAUSES OTHER THAN DEATH OR RETIREMENT**

YEARS OF SERVICE	PROBABILITY OF WITHDRAWAL
0	10.00%
5	2.00%
10	1.00%
15	0.50%
20	0.00%

4. **Disability:** The following Table IX-4 presents a sample of probabilities of disability retirement during active service that are used:

TABLE IX-4

**NEW YORK CITY POLICE PENSION FUND
ROBABILITIES OF DISABILITY RETIREMENT**

Age	Ordinary	Accidental
20	0.01%	0.10%
30	0.10%	0.60%
40	0.30%	1.20%
50	0.50%	2.00%
60	6.00%	5.00%

5. **Service Retirement:** The following Table IX-5 presents a sample of age and service based probabilities of retirement that are used:

TABLE IX-5

**NEW YORK CITY POLICE PENSION FUND
PROBABILITIES OF SERVICE RETIREMENT**

Age	Years of Service Since First Eligible		
	0	1	2 or More
40-61	50.00%	25.00%	15.00%
62	50.00%	50.00%	50.00%
63	100.00%	100.00%	100.00%

6. **Salary Scale:** The following Table IX-6 presents a

sample of service-based salary increase rates that are used:

TABLE IX-6

**NEW YORK CITY POLICE PENSION FUND
ANNUAL RATES OF SALARY INCREASE**

Years of Service	Salary Scale Rate of Next Increase
0	9.00%
1	8.00%
2	7.00%
3	6.00%
4	38.00%
5	3.50%
10	4.00%
15	4.50%
20	5.00%
25	4.50%
30	4.00%
35	4.00%
40+	4.00%

Salary Scale includes an assumed General Wage Increase of 3.0% per annum. Longevity increases for the first 10 years are applied after 20 years of service. All longevity increases are applied after 25 years of service.

7. **Overtime Assumption:** A Baseline Overtime assumption of 12% is assumed throughout the working lifetimes of active members. Additionally, a Dual Overtime assumption of 16% is utilized when calculating Final Salary or Final Average Salary for Service Retirements, 6% for Disability Retirements, except that 10% is used for Tier 2 Ordinary Disability Retirements with over 20 years of service, and 12% for all other benefits.

8. **Marital Assumption:** All active members are assumed to be married and females are assumed to be three years younger than their male spouses.

9. **Credited Service:** Calculated in whole year increments for valuation purposes (year of decrement minus year of hire).

10. **Loans:** Except for Death Benefits, it is assumed that members take the maximum allowable loan at retirement.

11. **Actuarial Interest Rate:** 8.0% per annum.

12. **COLA:** 1.3% per year based on an assumed long-term Consumer Price Inflation rate of 2.5% per year.

13. **Actuarial Asset Valuation Method:** Beginning with the June 30, 2004 (Lag) actuarial valuation, the AAVM was changed to a method that reset the Actuarial Asset Value to Market Value (i.e., "Market Value Restart") as of June 30, 1999. As of each June 30 thereafter the AAVM recognizes investment returns greater or less than expected over a period of six years.

Under this AAVM, any UIR for Fiscal Years 2000 and later are phased into the AAV beginning June 30 of that Fiscal Year at a rate of 15%, 15%, 15%, 15%, 20% and 20% per year (or cumulative rates of 15%, 30%, 45%, 60%, 80% and 100% over a period of six years).

These revised averaging factors were applied against the UIR computed under the prior five-year AAVM used for Fiscal Years 2000 to 2004.

UIR is defined as the excess/(deficit) of Net Investment Return over/(under) the Expected Investment Return ("EIR") based on the Actuarial Interest Rate and the AAV.

EIR equals the sum of Beginning-of-Fiscal-Year AAV plus one-half of Net Cash Flow, multiplied by the Actuarial Interest Rate.

14. **Actuarial Cost Method:** The Frozen Initial Liability Actuarial Cost Method is utilized by the Plan's Actuary to calculate the contributions required of the employer. Under this method, the excess of the APV of projected benefits of the Plan's membership as of the valuation date, over the sum of the AAV plus the Unfunded Actuarial Accrued Liabilities ("UAAL"), if any, and the APV of future employee contributions, is allocated on a level basis over the future earnings of members who are on the payroll as of the valuation date. Actuarial gains and losses are reflected in the employer normal contribution rate.

The obligations of POLICE to the Police Officers' Variable Supplements Fund ("POVSF") and the Police Superior Officers' Variable Supplements Fund ("PSOVSF") are recognized through the Liability Valuation Method.

Under this methodology the APV of Future VSF Transfers from POLICE to the POVSF and PSOVSF is included directly as an actuarial liability to POLICE. This amount is computed as the excess, if any, of the APV of benefits of the POVSF and PSOVSF over the AAV of the POVSF and PSOVSF, respectively.

15. **Lump Sum Death Benefits:** Liabilities for group life lump sum death benefits are calculated under the One-Year Term Cost method.

SECTION IX - SUMMARY OF ACTUARIAL ASSUMPTIONS AND METHODS

1. **Healthy Mortality:** The following Table IX-1 presents a sample of probabilities of mortality that are used for active members and service retirees with separate probabilities for males and females

- 16. **Allowances for Administrative and Investment Expenses:** The Employer Contribution for a fiscal year is increased by the interest-adjusted amount of administrative and investment expenses paid from the Fund during the second prior fiscal year.
- 17. **WTC Disability and Death Benefits:** To properly value the benefit provisions of the WTC Disability Law and the WTC Death Benefits Law it is necessary to collect data on affected members. Until such time as data becomes available that both identifies eligible members and tracks their experience, an explicit determination of the liabilities for the WTC Disability and Death Benefits cannot be made. WTC Disability liabilities were estimated as described in the New York City Office of the Actuary Fiscal Note 2005-06, dated June 3, 2005, and are included in the Actuarial Present Value of Benefits ("APVB") of POLICE. Estimates of the WTC Death Benefits liabilities are also included in the APVB of POLICE.

- 18. **One-Year Lag Methodology:** One-Year Lag methodology uses a June 30, XX-2 valuation date to determine Fiscal Year XX employer contributions.

This methodology requires some theoretical adjustments to certain components used to determine Fiscal Year XX employer contributions as follows:

- **Present Value of Future Salary ("PVFS")**
The PVFS at June 30, XX-2 is reduced by the value of salary projected to be paid during Fiscal Year XX-1.
- **Salary for Determining Employer Contributions**
Salary used to determine the employer Normal Cost is the salary projected to be paid during Fiscal Year XX to members on payroll at June 30, XX-2.
- **Present Value of Future Normal Costs ("PVFNC")**
The PVFNC is reduced by the discounted value of the employer contribution (after offsetting for any UAAL payments) paid in Fiscal Year XX-1.

SECTION X - ACKNOWLEDGEMENT OF QUALIFICATION

I, Robert C. North, Jr., am the Chief Actuary for the New York City Retirement Systems. I am a Fellow of the Society of Actuaries and a Member of the American Academy of Actuaries. I meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein.

Robert C. North, Jr., F.S.A., M.A.A.A.
Chief Actuary
New York City Retirement Systems
June 17, 2008

APPENDIX A

APPENDIX A

SCHEDULE OF HISTORIC EMPLOYER CONTRIBUTIONS

The Table A-1 below compares the Statutory Contribution to the Actuarial Contribution for the Fiscal Years 1999 through 2008, inclusive.

TABLE A-1

**NEW YORK CITY POLICE PENSION FUND
COMPARISONS OF STATUTORY VERSUS
ACTUARIAL CONTRIBUTIONS
(\$ Thousands)**

Fiscal Year Ended June 30	Statutory Contribution*	Actuarial Contribution*	Statutory Divided by Actuarial
1999	\$ 502,060	\$ 502,060	100.0%
2000	250,021	250,021	100.0
2001	413,156	543,758	76.0
2002	534,476	636,481	84.0
2003	625,379	821,387	76.1
2004	811,978	917,731	88.5
2005	1,033,285	1,123,939	91.9
2006**	1,337,715	1,337,715	100.0
2007	1,544,341	1,544,341	100.0
2008	1,797,824	1,797,824	100.0

* The Statutory Contributions for Fiscal Years 2001 and 2002 were computed in accordance with Chapter 125/00 which provides for a five-year phase-in of the liabilities attributable to Chapter 125/00.

The Statutory Contributions for Fiscal Years 2003 through 2005 were computed in accordance with Chapter 278/02 which provides for a ten-year phase-in of the liabilities attributable to Chapter 125/00.

** If based on 2000 A&M, the row entries would be \$1,431,852, \$1,504,655 and 95.2%, respectively.

APPENDIX B

NEW YORK CITY POLICE PENSION FUND

ACTIVE VALUATION AS OF JUNE 30, 2006 (Lag)

2006 Assumptions and Methods

AGE	NUMBERS	SALARIES	40 & UP	35-39	30-34	25-29	20-24	15-19	10-14	5-9	UNDER 5	ALL YEARS
20 TO 24	1,683	0	0	0	0	0	0	0	0	0	0	0
25 TO 29	4,883	942	0	0	0	0	0	0	0	0	0	0
30 TO 34	2,118	3,191	1,212	0	0	0	0	0	0	0	0	0
35 TO 39	1,086	1,921	4,880	2,518	0	0	0	0	0	0	0	0
40 TO 44	198	577	2,500	3,713	1,337	0	0	0	0	0	0	0
45 TO 49	5	77	403	373	1,048	106	0	0	0	0	0	0
50 TO 54	1	11	16	45	170	21	0	0	0	0	0	0
55 TO 59	1	0	0	0	15	51	0	0	0	0	0	0
60 TO 64	1	0	0	0	1	22	0	0	0	0	0	0
65 TO 69	1	0	0	0	0	1	0	0	0	0	0	0
70 & UP	0	0	0	0	0	0	0	0	0	0	0	0
TOTAL	8,639	6,735	6,831	6,818	2,707	381	0	0	0	0	0	35,184

NEW YORK CITY POLICE PENSION FUND

ACTIVE VALUATION AS OF JUNE 30, 2006 (Lag)

2006 Assumptions and Methods

AGE	NUMBERS	SALARIES	40 & UP	35-39	30-34	25-29	20-24	15-19	10-14	5-9	UNDER 5	ALL YEARS
20 TO 24	0	0	0	0	0	0	0	0	0	0	0	0
25 TO 29	1,517	3,584	0	0	0	0	0	0	0	0	0	0
30 TO 34	1,840	1,930	2,279	0	0	0	0	0	0	0	0	0
35 TO 39	988	1,886	4,837	2,700	0	0	0	0	0	0	0	0
40 TO 44	4	4	233	1,272	86	0	0	0	0	0	0	0
45 TO 49	2	12	78	316	73	0	0	0	0	0	0	0
50 TO 54	2	0	1	13	12	0	0	0	0	0	0	0
55 TO 59	0	0	0	1	11	0	0	0	0	0	0	0
60 TO 64	0	0	0	0	0	0	0	0	0	0	0	0
65 TO 69	0	0	0	0	0	0	0	0	0	0	0	0
70 & UP	0	0	0	0	0	0	0	0	0	0	0	0
TOTAL	8,355	8,154	8,020	6,818	2,727	174	0	0	0	0	0	35,324

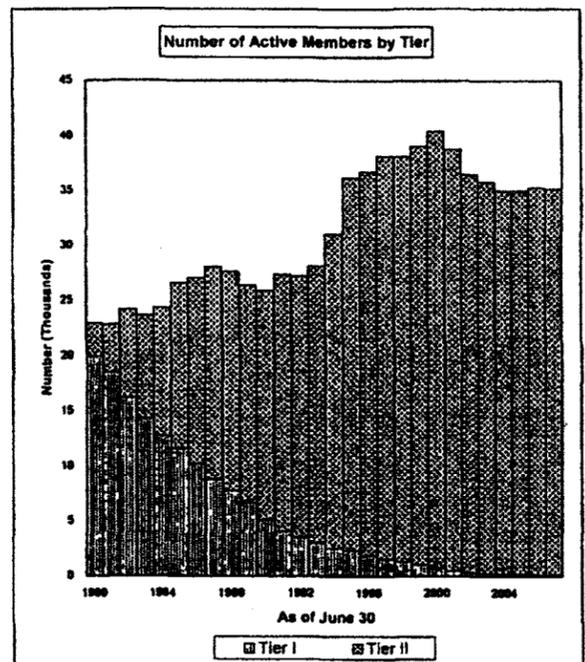
APPENDIX C

NEW YORK CITY POLICE PENSION FUND

Number and Salary of Active Members by Tier*
Fiscal Years 1981 through 2008

Fiscal Year	Valuation Date (June 30)	Number		
		Tier I	Tier II	All Tiers
1981	1980	19,953	3,066	23,019
1982	1981	18,532	4,380	22,912
1983	1982	16,229	7,990	24,219
1984	1983	14,330	9,361	23,691
1985	1984	12,746	11,654	24,400
1986	1985	11,604	15,034	26,638
1987	1986	10,242	18,840	27,082
1988	1987	8,821	19,271	28,092
1989	1988	7,740	19,906	27,646
1990	1989	6,661	19,779	26,440
1991	1990	5,108	20,819	25,927
1992	1991	4,051	23,317	27,368
1993	1992	3,522	23,727	27,249
1994	1993	3,008	25,158	28,166
1995	1994	2,524	28,535	31,059
1996	1995	2,323	33,881	36,204
1997	1996	1,882	34,896	36,778
1998	1997	1,560	36,657	38,217
1999	1998	1,282	36,841	38,133
2000	1999	1,043	38,064	39,107
2001	2000	733	39,718	40,451
2002	2001	482	38,345	38,827
2003	2002	312	36,224	36,536
2004	2003	220	35,621	35,841
2005	2004	175	34,874	35,049
2006	2004 (Lag)**	175	34,874	35,049
2007	2005 (Lag)	147	35,177	35,324
2008	2006 (Lag)	108	35,088	35,194

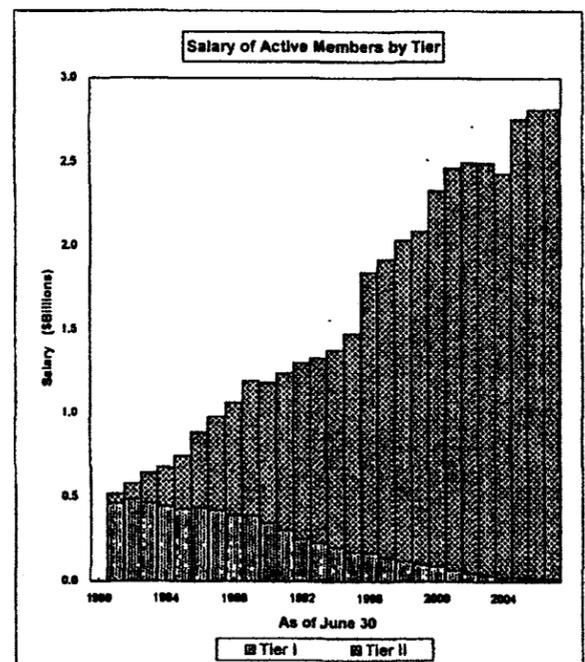
** If based on 2000 A&M, the row entries would be 2005, 147, 35,177 and 35,324, respectively.



Fiscal Year	Valuation Date (June 30)	Salary (\$1,000)		
		Tier I	Tier II	All Tiers
1981	1980	#VALUE!	0	#VALUE!
1982	1981	459,463	61,075	520,538
1983	1982	483,747	95,513	579,260
1984	1983	461,790	182,883	644,673
1985	1984	441,423	236,845	678,268
1986	1985	426,182	321,138	747,330
1987	1986	433,141	453,001	886,142
1988	1987	418,990	581,564	980,554
1989	1988	388,587	677,862	1,066,249
1990	1989	386,904	809,231	1,196,135
1991	1990	343,948	840,085	1,184,043
1992	1991	301,494	940,444	1,241,938
1993	1992	251,488	1,052,080	1,303,568
1994	1993	227,656	1,104,942	1,332,598
1995	1994	199,408	1,180,520	1,379,928
1996	1995	172,811	1,305,674	1,478,485
1997	1996	167,850	1,677,035	1,844,885
1998	1997	139,681	1,780,312	1,919,993
1999	1998	117,829	1,918,621	2,036,450
2000	1999	101,398	1,969,664	2,091,082
2001	2000	87,267	2,244,690	2,331,957
2002	2001	65,003	2,400,679	2,465,682
2003	2002	46,194	2,463,936	2,500,130
2004	2003	32,750	2,463,499	2,496,249
2005	2004	23,680	2,410,218	2,433,898
2006	2004 (Lag)***	20,898	2,736,764	2,757,662
2007	2005 (Lag)	18,245	2,794,685	2,812,930
2008	2006 (Lag)	14,031	2,802,898	2,816,929

* The definition of Active Member was changed effective June 30, 1988 to include only those on payroll.

*** If based on 2000 A&M, the row entries would be 2005, 17,738, 2,850,028 and 2,667,764, respectively.



NEW YORK CITY POLICE SUPERIOR OFFICERS' VARIABLE SUPPLEMENTS FUND

NOTICE



THE CITY OF NEW YORK
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May 14, 2008

Executive Director Anthony J. Garvey
New York City Police Pension Fund
233 Broadway - 25th Floor
New York, New York 10279

Dear Mr. Garvey:

Pursuant to Subchapter 3, Section 13-284 of the Administrative Code, I hereby certify that the financial information represents the true financial condition of the New York City Police Department Police Officers' and Police Superior Officers' Variable Supplements Funds as of June 30, 2007.

Sincerely,

Michael Spitzer

cc: Abe Papilsky
Nancy Brunner

**New York City Police
Department Police Superior
Officers' Variable Supplements
Fund**

Financial Statements for the Years
Ended June 30, 2007 and 2006, and
Independent Auditors' Report

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INDEPENDENT AUDITORS' REPORT

To the Board of Trustees of
New York City Police Department Police Superior Officers'
Variable Supplements Fund:

We have audited the accompanying statements of Plan net assets of New York City Police Department Police Superior Officers' Variable Supplements Fund (the "Plan") as of June 30, 2007 and 2006, and the related statements of changes in Plan net assets for the years then ended. These financial statements are the responsibility of the Plan's management. Our responsibility is to express an opinion on these financial statements based on our audits.

We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes consideration of internal control over financial reporting as a basis for designing audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Plan's internal control over financial reporting. Accordingly, we express no such opinion. An audit also includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements, assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audits provide a reasonable basis for our opinion.

In our opinion, such financial statements present fairly, in all material respects, the Plan net assets as of June 30, 2007 and 2006, and the changes in Plan net assets for the years then ended in conformity with accounting principles generally accepted in the United States of America.

Management's Discussion and Analysis is not a required part of the financial statements, but is supplementary information required by the Governmental Accounting Standards Board. We have applied certain limited procedures, which consisted principally of inquiries of management regarding the methods of measurement and presentation of the required supplementary information. However, we did not audit this information and express no opinion on it.

October 30, 2007

**NEW YORK CITY POLICE DEPARTMENT
POLICE SUPERIOR OFFICERS'
VARIABLE SUPPLEMENTS FUND**

MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED)
YEARS ENDED JUNE 30, 2007 AND 2006

The narrative discussion and analysis of the financial activities of New York City Police Superior Officers' Variable Supplements Fund (the "Fund" or the "Plan") for the fiscal years ended June 30, 2007 and 2006 is presented by management as an introduction to the basic financial statements. It is meant to assist the reader in understanding the Fund's financial statements by providing an overall review of financial activities during the year and the effects of significant changes, as well as a comparison with the prior year's activities and results. This discussion and analysis is intended to be read in conjunction with the Plan's financial statements.

OVERVIEW OF BASIC FINANCIAL STATEMENTS

The following discussion and analysis is intended to serve as an introduction to the Plan's basic financial statements. The basic financial statements are:

- **The Statement of Plan Net Assets** — presents the financial position of the Plan at fiscal year end. It indicates the assets available for payment of future benefits and any current liabilities that are owed as of the statement date. Investments are shown at fair value. All assets and liabilities are determined on an accrual basis.
- **The Statement of Changes in Plan Net Assets** — presents the results of activities during the year. All changes affecting the assets and liabilities of the Plan are reflected on an accrual basis when the activity occurred, regardless of the timing of the related cash flows. In that regard, changes in the fair values of investments are included in the year's activity as net appreciation in fair value of investments.
- **The Notes to Financial Statements** — provide additional information that is essential to a full understanding of the data provided in the financial statements. The notes present information about the Plan's accounting policies, significant account balances and activities, material risks, obligations, contingencies and subsequent events, if any.

The financial statements are prepared in accordance with Governmental Accounting Standards Board ("GASB") Pronouncements.

FINANCIAL HIGHLIGHTS

- The Fund's total assets exceeded its liabilities by \$1.2 billion as of June 30, 2007 and by \$1.1 billion as of June 30, 2006.
- The Plan Net Assets Held in Trust for Benefits at June 30, 2007, increased by \$69.3 million or 6% compared to fiscal year 2006 and increased by \$7.6 million or 1% compared to fiscal year 2005.
- Benefit payments in fiscal year 2007 totaled \$140.3 million; an increase of 17% over the prior year. For fiscal year 2006, a total of \$120.3 million was paid, representing an increase of 13% over fiscal year 2005.

FINANCIAL ANALYSIS

The Statements of Plan Net Assets for fiscal year 2007 and 2006 showed total assets exceeded total liabilities by \$1.2 billion and \$1.1 billion, respectively. The amounts represent total Plan Net Assets Held in Trust for Benefits; available to cover the Fund's primary obligation to pay benefits to the beneficiaries. Compared with the previous fiscal years, the Plan Net Assets Held in Trust for Benefits as of June 30, 2007 increased by \$69.3 million or 6% and as of June 30, 2006 by \$7.6 million or 1%. The Fund's Investment Portfolio increased by 7% during fiscal year 2007 and by 1% during fiscal year 2006. Overall, the Investment Portfolio performed better in the current years compared to trends in the prior years due to an upward trend in the economy.

The Fund's outstanding liabilities of \$372 million increased by 4.5% compared to fiscal year 2006. Last year the outstanding liabilities totaled \$356 million, an increase of 1.5% compared to fiscal year 2005. Total liabilities as of June 30, 2007 consist of outstanding securities lending transactions of 65%, accrued benefits payable of 17%, and payable for investment securities purchased of 18%.

Additions — The overall activities of the Fund shown in the Statements of Changes in Plan Net Assets are reflected in the difference between total additions and total deductions which resulted in a net increase of \$69.3 million and a net increase of \$7.6 million for fiscal years ended June 30, 2007 and 2006, respectively. The changes consisted of investment earnings of \$209.6 million and benefit payments of \$140.3 million in 2007, investment earnings of \$127.9 million and benefit payments of \$120.3 million for 2006 and for fiscal year 2005, investment earnings totaled \$118.7 million and benefit payments \$106.4 million.

Deductions — Deductions from the Fund consist mainly of benefit payments to members. All administrative and investment expenses are paid by the City of New York (the "City"). For fiscal year 2007 deductions totaled \$140.3 million compared to \$120.3 million in fiscal year 2006, which is an increase of \$20.0 million or 17% in 2007 compared to 2006. In addition, benefit payments increased this year primarily as a result of an increase in the number of retirees added to this plan and the increase in benefit payments.

Funding and Plan Benefits

The New York City Police Pension Fund ("POLICE") is the source of funding for the Fund.

For fiscal years 2007, 2006 and 2005 there were no transfers from POLICE to the Fund.

Eligible retirees were entitled to a benefit of \$12,000 for calendar year 2007 payable during December 2007. This benefit rate increases by \$500 per year to \$12,000 per year by calendar year 2007. These benefits are reduced for certain supplementations and Cost-of-Living Adjustments from POLICE.

All data pertaining to benefits and other information concerning the Fund is discussed in detail in the Notes to the Financial Statements.

The Administrative Code of the City of New York provides that POLICE transfer to the Fund an amount equal to certain excess earnings on equity investments, limited to the unfunded accumulated benefit obligation ("ABO") of the Fund. Excess earnings are defined as the amount by which earnings on equity investments of POLICE exceed what those earnings would have been had such Funds been invested at a yield comparable to that available from Fixed-Income Securities ("Hypothetical Fixed Income Security Earnings") less any cumulative deficiencies. The Fund also receives credit for investment earnings on Fund assets.

The calculation of the Hypothetical Fixed Income Security Earnings requires the determination of the Hypothetical Interest Rate ("HIR"), which is computed by the Comptroller (see note 4).

Effective fiscal year 2000, the Actuary recommended revisions to calculation of the HIR. This change in methodology makes the HIR for POLICE consistent with Chapter 255 of the Laws of 2000 that modified the methodology for the HIR used for developing the Transferable Earnings payable from the New York City Employees' Retirement System ("NYCERS") to certain Variable Supplements Funds.

Specifically, in recognition that 30-year U.S. Treasury securities may become less plentiful in the future and subject to market distortions, the Actuary proposed to determine the HIR for fiscal year 2000 and later by taking an average of the monthly yields of 10-year Treasury notes as published in Federal Reserve Statistical Release Bulletin H.15 and increasing it by 15%.

At its March 14, 2001 meeting, the Board of Trustees of POLICE adopted this revised methodology for use in connection with the calculation of HIR for fiscal years 2000 and later.

INVESTMENTS

The Board of Trustees of the Fund, in accordance with existing laws, has the authority to determine the manner in which the assets of the Funds are invested. Investments are made by the New York City Comptroller, who acts as custodian of the Funds. The primary objectives of the Fund are to provide benefits for its members and provide for growth in membership and also be prepared for inflation. Investments are made with the objective to minimize risks and maintain a high competitive return. Diversification has increased investment results and provided security for the assets of the Fund. The Comptroller of the City of New York utilizes several investment advisors to manage long-term debt and equity portfolios. Advisors must obtain prior approval before each purchase or sale of a particular security. Investments are valued at fair value. Purchase and sale of securities are reflected on the trade date. No investment in any one security represents 5% or more of the Plan Net Assets Held in Trust for Benefits.

The Fund is expected to earn a higher long-term rate of return than short-term cash accounts, due to the long-term nature of its liabilities and the diversification of its investment holdings. For the ten-year period ended June 30 2007, the Fund had an annualized return of 8.1%. Investments in assets that are expected to produce higher returns are also subject to greater volatility and may also produce negative returns. Fiscal year 2007 has been a good year for investors. Investments in stock markets within and outside the United States have generally gained value. For example, the Russell 3000 index, a broad measure of the U.S. stock market, gained 20.1% during this period, and the Europe, Australia and Far East (EAFE) Index, the most commonly used measure of performance in developed international markets, gained 27.0%. Less-developed international markets gained 45.5%. Lower-rated bonds ended the year with a gain of 27.4% in value. The returns of the Fund have been consistent with broad market trend; the asset allocation followed by the Fund produced a combined return of a gain of 18.8%. For the three-year period ended June 30, 2007 the combined gain was 13.5% and for the five-year period it was a gain of 12.0%.

Cash temporarily idle during the year is subject to conservative investment restrictions, and was invested in obligations of the U.S. Treasury and U.S. agency securities, commercial paper, medium-term notes, and repurchase agreements. The average maturity of these investments is 160 days. The Fund earned an average yield of 5.50% which compares with the average of 5.47% on three-month Treasury Bills and 5.12% for a representative institutional money market Fund. The Fund earned \$190,000 in its short-term accounts during FY2007.

Assets are invested long-term for the benefit of the participants and their beneficiaries. All investments are managed by registered investment advisors, pursuant to applicable law and to guidelines issued by the Comptroller. The Fund utilizes nineteen domestic equity managers, eleven domestic fixed-income managers, seventeen international equity managers and two treasury inflation-protected security investment managers. Assets are allocated in accordance with plans adopted periodically by the Fund's Board of Trustees. The percentage in each category is determined based on a study indicating the probable rates of return and levels of risk for various assets allocations. The actual allocation may vary from this policy mix as market values shift and as investments are added or terminated.

Security Lending Transactions — The Board of Trustees permits the Fund to lend its securities to brokers, dealers and others with an agreement to return the collateral for the same securities in the future. In return, it receives collateral in the form of cash, treasury and US Government Securities at 100% to 105% of the principal plus accrued interest for reinvestment.

Contact Information — This financial report is designed to provide our members and their beneficiaries and others with a general overview of the New York City Police Superior Officers' Variable Supplements Fund finances and show accountability for money it receives. Questions concerning any data provided in this report or request for additional information should be directed to the Chief Accountant, New York City Police Department Police Superior Officers' Variable Supplements Fund, 233 Broadway, 25th Floor, New York, NY 10279.

**NEW YORK CITY POLICE DEPARTMENT
POLICE SUPERIOR OFFICERS'
VARIABLE SUPPLEMENTS FUND**

STATEMENTS OF PLAN NET ASSETS
JUNE 30, 2007 AND 2006

	2007	2006
ASSETS:		
Cash	\$ 527	\$ 105,945
Receivables:		
Investments securities sold	10,829,225	23,577,751
Accrued interest and dividends	3,964,928	3,868,096
Total receivables	14,794,153	27,445,847
Investments — at fair value (Notes 2 and 3):		
Commercial Paper	3,446,435	
Other short term investments	7,196,353	13,263,403
Discount notes	1,498,610	2,695,695
Debt securities:		
U.S. Government	179,678,479	153,199,077
Corporate	172,132,008	161,436,835
Foreign	4,481,123	4,893,151
Equity securities	560,984,512	485,207,111
Mutual funds:		
International equity	331,435,612	348,692,036
Treasury inflation-protected securities	34,223,884	32,904,962
Collateral from securities lending transactions (Note 2)	241,119,102	235,897,498
Total investments	1,536,196,118	1,438,189,768
Total assets	1,550,990,796	1,465,741,560
LIABILITIES:		
Accounts payable and accrued liabilities	824,055	22,902
Payable for investment securities purchased	65,618,715	62,857,550
Accrued benefits payable (Note 2)	64,701,618	57,529,794
Securities lending transactions (Note 2)	241,119,102	235,897,498
Total liabilities	372,263,490	356,307,744
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS	\$1,178,727,306	\$1,109,433,816

See notes to financial statements.

**NEW YORK CITY POLICE DEPARTMENT
POLICE SUPERIOR OFFICERS'
VARIABLE SUPPLEMENTS FUND**

STATEMENTS OF CHANGES IN PLAN NET ASSETS
YEARS ENDED JUNE 30, 2007 AND 2006

	2007	2006
ADDITIONS:		
Investment income (Note 2):		

Interest income	\$ 20,052,234	\$ 19,347,467
Dividend income	12,957,009	11,458,538
Net appreciation in fair value of investments	176,082,403	96,474,880
Total investment income	209,091,646	127,280,885
Less investment expenses	19,262	22,540
Net income	209,072,384	127,258,345
Securities lending transactions:		
Securities lending income	13,566,209	9,248,155
Securities lending fees	(13,034,027)	(8,641,794)
Net securities lending income	532,182	606,361
Net investment income	209,604,566	127,864,706
DEDUCTIONS — Benefit payments (Note 1)	140,311,078	120,299,764
INCREASE IN PLAN NET ASSETS	69,293,488	7,564,942
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS:		
Beginning of year	1,109,433,816	1,101,868,874
End of year	\$1,178,727,304	\$1,109,433,816

See notes to financial statements.

**NEW YORK CITY POLICE DEPARTMENT
POLICE SUPERIOR OFFICERS'
VARIABLE SUPPLEMENTS FUND**

NOTES TO FINANCIAL STATEMENTS
YEARS ENDED JUNE 30, 2007 AND 2006

1. PLAN DESCRIPTION

The New York City (the "City") Police Pension Fund administers the Police Superior Officers' Variable Supplements Fund (the "Fund" or the "Plan") and the Police Officers' Variable Supplements Fund ("POVSF"). The Fund operates pursuant to the provisions of Title 13, Chapter 2 of the Administrative Code of the City of New York ("ACNY") and provides supplemental benefits to retired Police Superior Officers (including Sergeants or higher and Detectives). To be eligible to receive Fund benefits, Police Superior Officers must retire, on or after October 1, 1968, and be receiving a service retirement benefit from the New York City Police Pension Fund ("POLICE").

Except for service retirement, Fund benefits are forfeited upon separation from service.

The Fund is included in the Pension and Other Employee Benefit Trust Funds section of the City's Comprehensive Annual Financial Report ("CAFR").

The POVSF is maintained as a separate fund and is not included in these financial statements.

Under current law, the Fund is not to be construed as constituting a pension or retirement system. Instead, it provides defined supplemental payments, other than pension or retirement system allowances, in accordance with applicable statutory provisions. While the City guarantees these payments, the New York State Legislature has reserved to itself and the State of New York (the "State") the right and power to amend, modify, or repeal the Fund and the payments it provides.

At June 30, 2006 and 2005, the dates of the Fund's most recent actuarial valuations, the Fund's membership consisted of:

	2006	2005
Retirees currently receiving payments	13,981	13,175
Active members*	12,409	12,536
Total	26,390	25,711

* Represents the number of actively employed Police Superior Officers as of the June 30 valuation dates.

The Fund provides a guaranteed level of supplemental benefits for Police Superior Officers who retire (or have retired) as Police Superior Officers on service retirement with at least 20 years of service as follows:

- A Police Superior Officer hired before July 1, 1988, who retires from service as a Police Superior Officer on or after October 1, 1988, receives a defined schedule of benefits starting at an annual rate of \$5,000 payable during December 1993 for the Calendar Year 1993 payment. The benefit increases \$500 each year thereafter to a maximum of \$12,000 in the Calendar Year 2007 and thereafter.

For those who were members of POLICE prior to July 1, 1988, and who retire after Calendar Year 1993, the benefit for the first year of retirement is a proportion of the annual scheduled amount as described above for the year of retirement and the full amount thereafter.

- For those who become members of POLICE on or after July 1, 1988, the annual supplemental benefit is \$2,500 for the first twelve months of retirement, increasing by \$500 each year until a maximum of \$12,000 is payable in the twentieth and later years of retirement. This was later modified by Chapter 444 of the Laws of 2001 ("Chapter 444/01") as discussed below.

Chapter 503 of the Laws of 1995 ("Chapter 503/95") amended the ACNY in relation to the transfer of assets, liabilities and administration of certain pension funds in the New York City Police Department. In addition, this law permits certain active employees with prior service credit before entering POLICE to utilize their original dates of hire for determining benefits from the Fund.

In the past, the New York State Legislature, in recognition of inflation, has increased retirement benefits to retirees of its public pension systems. Any increase in Supplemental benefits or automatic Cost-of-Living Adjustments ("COLA") payable from POLICE for retirees of the Fund under legislation enacted after 1993 will reduce benefits payable from the Fund until the later of: (a) age 62, or (b) Calendar Year 2007 (the twentieth year of retirement in the case of new members on and after July 1, 1988).

Chapter 119 of the Laws of 1995 ("Chapter 119/95") provided additional benefits for Supplemental payable from POLICE on and after December 1, 1996, for Supplemental for certain retirees of POLICE effective as enacted by the City Council on October 25, 1995.

Chapter 444/01 provided that Police Superior Officers who became members of the Fund on and after July 1, 1988, will receive the maximum \$12,000 benefit beginning Calendar Year 2008.

Chapter 390 of the Laws of 1998 ("Chapter 390/98") provided additional benefits for Supplemental payable from POLICE on and after September 1, 1998 (with a second increase commencing September 1, 1999).

Chapter 125 of the Laws of 2000 ("Chapter 125/00") provided Supplemental benefits from POLICE for certain retirees who retired before Calendar Year 1997 effective September 2000. In addition, Chapter 125/00 provided future COLA increases from POLICE beginning September 2001 and on each subsequent September to eligible retirees.

Chapter 152 of the Laws of 2006 ("Chapter 152/06") provided for those changes in actuarial assumptions and methods proposed by the Actuary, including the continuation of the Actuarial Interest Rate ("AIR") assumption of 8% per annum, for determining employer contributions to POLICE.

Chapter 216 of the Laws of 2002 ("Chapter 216/02") provided that participants of the Fund who retire from POLICE on and after January 1, 2002, with 20 or more years of service are entitled to an additional one-time special lump sum payment in the first year following retirement equal to the cumulative Fund benefits that would have been paid after January 1, 2002, had they retired at the completion of their 20th year of service ("VSF DROP").

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of Accounting — The Fund is accounted for on an accrual basis where the measurement focus is on the flow of economic resources. Revenues are recognized in the accounting period in which they are earned and expenses are recognized in the period incurred.

Method Used to Value Investments — Investments are valued at fair value. Trading securities are stated at the last reported sales price on a national securities exchange on the last business day of the fiscal year. Securities purchased pursuant to agreements to resell are carried at the contract price, exclusive of interest, at which the securities will be resold. Fair value is defined as the quoted market value on the last trading day of the period, except for the Short-Term Investment Fund (the "STIF") (a money market fund) and the International Investment Funds (the "IIF"). The IIF's are private funds, which are managed by various investment managers on behalf of the Plan. Plan management determines fair value of the IIF's based on information provided by the various investment managers. Management records the STIF at cost, which approximated fair value.

Purchases and sales of securities are reflected on the trade date. Gains or losses on sales of securities are based on the average cost of securities.

Dividend income is recorded on the ex-dividend date. Interest income is recorded as earned on an accrual basis.

No investment in any one security represents 5% or more of the plan net assets held in trust for benefits.

Contributions — POLICE is the source of funding for the Fund. Section 13-232 of the ACNY states, among other things, how amounts transferred into the Fund shall be computed.

Income Taxes — Income earned by the Fund is not subject to Federal income tax.

Accrued Benefits Payable — Accrued benefits payable represent either: (1) benefits due and unpaid from the preceding payment date of December 15 or (2) benefits deemed incurred and unpaid (an accrual for a portion of the current calendar year benefit) for the Fiscal Year end of June 30.

Securities Lending Transactions — State Statutes and the Board of Trustees policies permit the Fund to lend its securities to broker-dealers and other entities with a simultaneous agreement to return the collateral for the same securities in the future. The Fund's custodian lends the following types of securities: short-term securities, common stock, long-term corporate bonds, U.S. Government and U.S. Government agencies bonds, asset-backed securities and international equities and bonds held in collective investment funds. In return, it receives collateral in the form of cash and treasury and U.S. Government agency securities at 100% to 105% of the principal plus accrued interest for reinvestment. At year-end, the Fund had no credit risk exposure to borrowers because the amounts the Fund owes the borrowers exceed the amounts the borrowers owe the Fund. The contracts with the Fund custodian require borrowers to indemnify the Fund if the borrowers fail to return the securities and if the collateral is inadequate to replace the securities loaned or fail to pay the Fund for income distributions by the securities' issuers while the securities are on loan. All securities loans can be terminated on demand within a period specified in each agreement by either the Fund or the borrowers. Cash collateral is invested in the lending agents' short-term investment pools, which have a weighted-average maturity of 90 days. The underlying fixed income securities which comprise these pools have an average maturity of ten years.

The securities lending program in which the Fund participates only allows pledging or selling securities in the case of borrower default. Accordingly, the Fund is fully indemnified against any loss of value between the securities lent and the securities held as collateral.

Governmental Accounting Standards Board (GASB) Statement No. 28, *Accounting and Financial Reporting for Securities Lending Transactions*, requires that securities loaned as assets be reported in the statements of plan net assets. Cash received as collateral on securities lending transactions and investments made with that cash are reported as assets. Securities received as collateral are also reported as assets if the government entity has the ability to pledge or sell them without a borrower default. Liabilities resulting from these transactions will be reported in the Statements of Plan Net Assets. Accordingly, the Fund recorded the investments purchased with the cash collateral as collateral from securities lending transactions with a corresponding liability as securities lending transactions.

3. INVESTMENTS AND DEPOSITS

The Comptroller of the City of New York (the "Comptroller") acts as an investment advisor to the Plan. In addition, the Plan employs an independent investment consultant as an investment advisor. The Plan utilizes several investment managers to manage the long-term debt and equity portfolios. The managers are regularly reviewed, with regard to both their investment performance and for their adherence to investment guidelines.

Concentration of Credit Risk — The Plan does not have any investments in any one entity that represent 5% or more of plan net assets.

The legal requirements for Plan investments are as follows:

Fixed income, equity and other investments may be made as permitted by New York State RSSL §§ 176-178(a) and Banking Law § 235, the New York City Administrative Code, and the Legal Investments for New York Savings Banks list as published by The New York State Banking Department, subject to Note 3(b).

Investments up to 25% of total pension fund assets may be made in instruments not expressly permitted by the State RSSL.

Bank of New York ("BONY") is the primary custodian for substantially all of the securities of the Plan.

Cash deposits are insured by the Federal Deposit Insurance Corporation for up to \$100,000 per Plan member and are, therefore, fully insured.

Credit Risk — Portfolios other than U.S. Government and related portfolios have credit rating limitations. Investment Grade portfolios are limited to mostly ratings of BBB and above except that they are also permitted a 10% maximum exposure to BB & B rated securities. While Non Investment grade managers are primarily invested in BB & B rated securities, they can also invest up to 7% of their portfolio in securities rated CCC. Non rated securities are considered to be non-investment grade. The quality ratings of investments, by percentage of the rated portfolio, as described by nationally recognized statistical rating organizations, are as follows:

Investment Type*	S&P Quality Ratings										Total
	AAA	AA	A	BBB	BB	B	CCC & Below	Short term	Not Rated		
June 30, 2007	16.41%	7.87%	10.94%	13.37%	8.27%	9.89%	1.13%	0.74%	0.74%	16.46%	
U.S. Government	25.94%	7.87%	10.94%	13.37%	8.27%	9.89%	1.13%	0.74%	0.74%	16.46%	
Corporate Bonds	0.81%	0.66%	0.51%	0.05%	0.05%	0.05%	0.05%	0.05%	0.05%	1.98%	
Yankee Bonds	-	-	-	-	-	-	-	-	-	-	
Short Term:	-	-	-	-	-	-	-	-	-	-	
Commercial Paper	-	-	-	-	-	-	-	-	-	2.73%	
Pooled Fund	-	-	-	-	-	-	-	-	-	2.73%	
Certificate of Deposit	-	-	-	-	-	-	-	-	-	0.68%	
U.S. Treasuries	-	-	-	-	-	-	-	-	-	0.68%	
U.S. Agencies	-	-	-	-	-	-	-	-	-	-	
Percent of Rated Portfolio	42.35%	7.87%	11.75%	14.03%	8.83%	9.89%	1.13%	3.41%	0.74%	100.00%	
June 30, 2008	17.30%	6.32%	13.51%	11.17%	8.60%	8.57%	0.39%	0.90%	0.90%	17.30%	
U.S. Government	23.84%	0.11%	0.56%	1.02%	0.56%	-	-	-	-	73.30%	
Corporate Bonds	-	-	-	-	-	-	-	-	-	2.25%	
Yankee Bonds	-	-	-	-	-	-	-	-	-	-	
Short Term:	-	-	-	-	-	-	-	-	-	-	
Pooled Funds	-	-	-	-	-	-	-	-	-	5.91%	
U.S. Treasuries	-	-	-	-	-	-	-	-	-	0.86%	
U.S. Agencies	-	-	-	-	-	-	-	-	-	0.36%	
Percent of Rated Portfolio	42.00%	6.43%	14.07%	12.19%	9.16%	8.57%	0.39%	0.36%	6.83%	100.00%	

*U.S. Treasury Bonds, Notes and Treasury-inflation protected securities are obligations of the U.S. government or explicitly guaranteed by the U.S. government and therefore not considered to have credit risk and are not included above.

Custodial Credit Risk — Deposits are exposed to custodial credit risk if they are uninsured and uncollateralized. Custodial credit risk is the risk that, in the event of a failure of the counterparty, the Plan will not be able to recover the value of its investment or collateral securities that are in the possession of an outside party. Investment securities are exposed to custodial credit risk if the securities are uninsured, are not registered in the name of the Plan and are held by either the counterparty or the counterparty's trust department or agent but not in the Plan's name.

Consistent with the Plan's investment policy, the investments are held by the Plan's custodian and registered in the Plan's name.

All of the Plan's deposits are insured and/or collateralized by securities held by a financial institution separate from the Plan's depository financial institution.

All of the Plan's securities are held by the Plan's custodian bank in the Plan's name.

Interest Rate Risk — Interest rate risk is the risk that changes in interest rates will adversely affect the fair value of the investment. Duration limits are used to control the portfolios exposure to interest rate changes. Duration is limited to a range of -1 to .75 years. Duration range is a measure of the overall portfolio, while statements of the stated maturity reflect the specific maturities of the individual securities held. The length of investment maturities (in years) are as follows:

Investment Type	Investment Maturities				
	Fair Value	Less than one year	One to five years	Six to ten years	More than ten years
June 30, 2007	49.38%	0.01%	37.66%	8.77%	2.94%
U.S. Government	47.36%	12.70%	19.32%	10.74%	4.60%
Corporate Bonds	1.20%	0.58%	0.74%	0.17%	0.45%
Yankee Bonds	-	-	-	-	-
Short Term:	-	-	-	-	-
Commercial Paper	1.65%	1.65%	-	-	-
Pooled Fund	-	-	-	-	-
Certificate of Deposit	0.41%	0.41%	-	-	-
U.S. Treasuries	-	-	-	-	-
U.S. Agencies	-	-	-	-	-
Percent of Rated Portfolio	100.00%	14.77%	57.56%	19.68%	7.99%
June 30, 2006	45.71%	0.01%	0.99%	7.89%	36.82%
U.S. Government	48.12%	0.82%	26.99%	7.85%	12.46%
Corporate Bonds	1.47%	0.10%	0.45%	0.17%	0.75%
Yankee Bonds	-	-	-	-	-
Short Term:	-	-	-	-	-
Pooled Funds	3.90%	3.90%	-	-	-
U.S. Treasuries	0.56%	0.56%	-	-	-
U.S. Agencies	0.24%	0.24%	-	-	-
Percent of Rated Portfolio	100.00%	5.63%	28.43%	15.91%	50.03%

Investment Type and Fair Value of Securities Lending Transactions	S&P Quality Ratings					Total
	AAA	AA	A	BBB	BB	
June 30, 2007	\$19,757	\$19,212	\$12,556	\$26,947	\$755	\$79,227
U.S. Government	3,700	3,700	3,700	3,700	3,700	3,700
Corporate Bonds	-	-	-	-	-	-
Yankee Bonds	-	-	-	-	-	-
Short Term:	-	-	-	-	-	-
Commercial Paper	-	-	-	-	-	-
Pooled Fund	-	-	-	-	-	-
Certificate of Deposit	-	-	-	-	-	-
U.S. Treasuries	-	-	-	-	-	-
U.S. Agencies	-	-	-	-	-	-
Percent of Rated Portfolio	22.13%	19.24%	10.16%	30.17%	18.30%	100.00%
June 30, 2006	\$18,726	\$18,233	\$40,602	\$10,627	\$1,498	\$89,686
U.S. Government	3,264	3,264	3,264	3,264	3,264	3,264
Corporate Bonds	-	-	-	-	-	-
Yankee Bonds	-	-	-	-	-	-
Short Term:	-	-	-	-	-	-
Commercial Paper	-	-	-	-	-	-
Pooled Fund	-	-	-	-	-	-
Certificate of Deposit	-	-	-	-	-	-
U.S. Treasuries	-	-	-	-	-	-
U.S. Agencies	-	-	-	-	-	-
Percent of Rated Portfolio	20.16%	22.97%	45.91%	13.09%	14.88%	100.00%

Interest Rate Risk — The lengths of investment maturities (in years) of the collateral for Securities Lending as of June 30, 2007 and 2006, are as follows (in thousands):

Securities Lending Years to Maturities	Fair Value	Investment Maturities			
		Less than one year	One to five years	Six to ten years	More than ten years
June 30, 2007	\$ -	\$ -	\$ -	\$ -	\$ -
U.S. Government	79,226	23,235	55,991	-	-
Corporate Bonds	3,700	1,513	2,187	-	-
Yankee Bonds	-	-	-	-	-
Short-term:	-	-	-	-	-
Commercial Paper	7,170	7,170	-	-	-
Pooled Funds	30,122	30,122	-	-	-
Repurchase Agreements	44,471	44,471	-	-	-
Certificates of Deposits	40,877	23,820	17,057	-	-
Bank Notes	32,716	6,625	26,091	-	-
Other	2,837	2,181	656	-	-
Total	\$241,119	\$139,137	\$101,982	\$ -	\$ -

Percent of securities lending portfolio: 100.00% 57.70% 42.30% - % - %

Securities Lending Years to Maturities	Fair Value	Investment Maturities			
		Less than one year	One to five years	Six to ten years	More than ten years
June 30, 2006	\$ -	\$ -	\$ -	\$ -	\$ -
U.S. Government	89,696	10,267	79,429	-	-
Corporate Bonds	3,264	1,092	2,172	-	-
Yankee Bonds	-	-	-	-	-
Short-term:	-	-	-	-	-
Commercial Paper	9,284	9,284	-	-	-
Pooled Funds	28,654	28,654	-	-	-
Repurchase Agreements	35,235	35,235	-	-	-
Certificates of Deposits	39,068	621	38,447	-	-
Bank Notes	28,442	190	28,252	-	-
Other	2,254	2,176	78	-	-
Total	\$235,897	\$7,519	\$148,378	\$ -	\$ -

4. FUNDING

The ACNY provides that POLICE transfer to the Fund an amount equal to certain excess earnings on equity investments, limited to the unfunded Accumulated Benefit Obligation ("ABO") of the Fund. Excess earnings are defined as the amount by which earnings on equity investments of POLICE exceed what those earnings would have been had such funds been invested at a yield comparable to that available from fixed-income securities ("Hypothetical Fixed Income Security Earnings") less any cumulative deficiencies. The Fund also receives credit for investment earnings on Fund assets.

The calculation of the Hypothetical Fixed Income Security Earnings requires the determination of the Hypothetical Interest Rate ("HIR"), which is computed by the Comptroller.

For Fiscal Year 2007, the excess earnings of POLICE, inclusive of prior year's cumulative deficiencies, are estimated to be equal to zero and, therefore, no transfer will be due from POLICE to the Fund as of June 30, 2007.

For Fiscal Year 2006, the excess earnings of POLICE, inclusive of prior year's cumulative deficiencies, were estimated to be equal to zero and, therefore, no transfer was due from POLICE to the Fund as of June 30, 2006.

In addition, Chapter 479 of the Laws of 1993 states that if the assets of the Fund are less than the amount required to pay the retirees' guaranteed scheduled annual supplemental benefit payments, then the City is required by law to fund the difference. However, it is not anticipated that the City will be required to contribute directly to the Fund.

The amount shown below as the ABO is the measure of the present value of supplemental benefits estimated to be payable in the future as a result of employee service-to-date. The ABO is calculated as the actuarial present value of credited projected benefits, prorated on service and is intended to help users assess the funded status of the Fund on a going-concern basis, assess progress made in accumulating sufficient assets to pay benefits when due and make comparisons among variable supplements funds.

Actuarial valuations of the Fund are performed annually as of June 30.

A comparison of the ABO as calculated by the Actuary with the Plan net assets held in trust for benefits as calculated by the Actuary as of June 30, 2006 and 2005, follows (in millions):

	Amount	
	2006	2005
Accumulated benefit obligation for:		
Retirees currently receiving benefits	\$1,527.7	\$1,392.2
Active members	856.1	860.9
Total accumulated benefit obligation**	2,383.8	2,253.1
Plan net assets held in trust for benefits***	1,109.4	1,101.9
Unfunded accumulated benefit obligation	\$1,274.4	\$1,151.2

* The June 30, 2006 and 2005, ABOs decreased by approximately \$60.4 million and \$87.5 million, respectively, compared to those projected prior to the enactment of Chapters 119/95, 390/98 and 125/00.

** These total ABOs have been reduced by accrued benefits payable. This basis of reporting the total ABO is consistent with that used to report Plan net assets held in trust for benefits in these financial statements, but may differ from the bases used for other purposes.

*** See Note 2 for valuation of investments in the calculation of Plan net assets held in trust for benefits.

The June 30, 2006 actuarial valuation, used to determine the ABO, is based on the same actuarial assumptions and methods as were used in the actuarial valuation as of June 30, 2005.

For purposes of the June 30, 2006 and 2005, actuarial valuations of the Fund, Chapter 125/00 has been taken into account in the determination of the unfunded ABO relative to the Supplemental benefit increases that began Fiscal Year 2001 and to the automatic COLA provided for Fiscal Year 2002 and each future year (see Note 1).

Sections 13-270 and 13-280 of the ACNY provide that the Boards of Trustees of the POVSF and the Fund shall adopt, upon the recommendation of the Actuary, actuarial assumptions as to interest rate, mortality of beneficiaries and estimated number of active members of POLICE in service as of each June 30 who will retire for service with 20 or more years of service as Police Officers and Police Superior Officers, for use in making annual valuations of liabilities.

The following actuarial assumptions represent the recommendations of the Actuary that were used in the actuarial calculations to determine the ABO as of June 30, 2006 and 2005, respectively:

	June 30, 2006	June 30, 2005
Investment rate of return	8.0% per annum. ⁽¹⁾	8.0% per annum. ⁽¹⁾
Post-retirement mortality	Tables adopted by POLICE during Fiscal Year 2006.	Tables adopted by POLICE during Fiscal Year 2006.
Active service: withdrawal, death, and disability	Tables adopted by POLICE during Fiscal Year 2006.	Tables adopted by POLICE during Fiscal Year 2006.
Service retirement	Tables adopted by POLICE during Fiscal Year 2006.	Tables adopted by POLICE during Fiscal Year 2006.
Percentage of all active POLICE members estimated to retire for service with 20 or more years of service as Police Superior Officers	50%	50%
Percentage of all active POLICE Superior Officers estimated to retire for service with 20 or more years of service as Police Superior Officers	100%	100%
Cost-of-Living Adjustments	1.3% per annum. ⁽¹⁾	1.3% per annum. ⁽¹⁾
Actuarial Asset Valuation Method	Fair Market Value.	Fair Market Value.

⁽¹⁾ Developed assuming a long-term Consumer Price Inflation assumption of 2.5% per year.

5. INVESTMENT ADVISORS

The Comptroller of the City (the "Comptroller") utilizes several investment advisors to manage long-term debt and equity portfolios. Advisors must obtain prior approval before each purchase or sale of a particular security. To be eligible for consideration, investments must meet criteria set forth in governing laws and regulations.

6. RELATED PARTIES

Administrative expenses are paid by the City. The Comptroller provides certain administrative services to the Fund. The Actuary is appointed to be the technical advisor to the Fund and the Office of the Actuary provides related actuarial services to the Fund. The City's Corporation Counsel provides legal services to the Fund. The City also provides other administrative services.

The Comptroller has been appointed by law as the custodian for monies and assets of the Plans with revocable discretionary authority. Securities are held by certain banks under custodial agreements with the Comptroller.

7. CONTINGENT LIABILITIES

From time to time the Fund has a number of claims pending against it and has been named as defendant in a number of lawsuits. The Fund also has certain other contingent liabilities. Management of the Fund, on the advice of legal counsel, believes that such proceedings and contingencies generally do not have a material effect on the plan net assets or changes in the plan net assets of the Fund. Under the State statutes and City laws that govern the functioning of the Fund, increases in the obligation of the Fund to members and beneficiaries ordinarily result in increases to the future potential obligations of POLICE.

8. OTHER ACTUARIAL INFORMATION

Actuarial Audit — Pursuant to Section 96 of the New York City Charter, studies of the actuarial assumptions used to value liabilities of the five actuarially-funded New York City Retirement Systems ("NYCRS") are conducted every two years. The most recent study was published by The Segal Company ("Segal") dated November 2006 and analyzed experience for Fiscal Years 2002 through 2005. Segal made recommendations to the actuarial assumptions and methods based on their analysis. The Actuary is reviewing those recommendations.

Revised Actuarial Assumptions and Methods — In accordance with the ACNY and with appropriate practice, the Boards of Trustees of the five actuarially-funded NYCRS are to periodically review and adopt actuarial assumptions as proposed by the Actuary for use in the determination of employer contributions.

Based upon a review of an October 2003 experience study by Gabriel, Roeder, Smith & Company ("GRS"), the Actuary issued an August 24, 2005 Report entitled "Proposed Changes in Actuarial Assumptions and Methods for Determining Employer Contributions for Fiscal Years Beginning on and After July 1, 2005 for the New York City Police Pension Fund" ("August 2005 Report"). Where required, the Board of Trustees of POLICE adopted those changes to actuarial assumptions that required Board approval and the State Legislature and the Governor have enacted Chapter 152/06 to provide for those changes to the actuarial assumptions and methods that required legislation, including the AIR assumption of 8.0% per annum.

For the actuarial valuations of the Fund from June 30, 1999 to June 30, 2004, the Actuary used actuarial assumptions that were adopted during Fiscal Year 2000 by the Board of Trustees of POLICE.

For the actuarial valuations of the Fund beginning June 30, 2005, the Actuary used actuarial assumptions that were adopted during Fiscal Year 2006 by the Board of Trustees of POLICE.

NEW YORK CITY POLICE OFFICERS' VARIABLE SUPPLEMENTS FUND

NOTICE

New York City Police Department Police Officers' Variable Supplements Fund

Financial Statements for the Years Ended June 30, 2007 and 2006, and Independent Auditors' Report

Deloitte.

Deloitte & Touche LLP
Two World Financial Center
New York, NY 10281-

The Administrative Code of the City of New York provides that POLICE transfer to the Fund an amount equal to certain excess earnings on equity investments, limited to the unfunded accumulated benefit obligation (ABO) of the Fund. Excess earnings are defined as the amount by which earnings on equity investments of POLICE exceed what those earnings would have been had such Funds been invested at a yield comparable to that available from Fixed-Income Securities (Hypothetical Fixed Income Security Earnings) less any cumulative deficiencies. The Fund also receives credit for investment earnings on Fund assets.

The calculation of the Hypothetical Fixed Income Security Earnings requires the determination of the Hypothetical Interest Rate (HIR), which is computed by the Comptroller (Note 4).

Effective fiscal year 2000, the Actuary recommended revision to the calculation of the HIR. This change in methodology would make (HIR) for POLICE consistent with Chapter 255 of the Laws of 2000 (Chapter 255/00) that modified the methodology for the HIR used for developing the Transferable Earnings Payable from the New York City Employees' Retirement System (NYCERS) to certain Variable Supplements Funds.

Specifically, in recognition that 30-year U.S. Treasury Securities may become less plentiful in the future and subject to market distortion, the Actuary proposed to determine the HIR for fiscal year 2000 and later by taking an average of the monthly yields of 10-year U.S. Treasury Notes as published in Federal Reserve Statistical Bulletin H.15 and increasing it by 15%.

At its March 14, 2001 meeting, the Board of Trustees of the POLICE adopted this revised methodology for use in connecting with the calculation of the HIR for fiscal year 2000 and later.

INVESTMENTS

The Board of Trustees of the Fund, in accordance with existing laws, has the authority to determine the manner in which the assets of the Funds are invested. Investments are made by the New York City Comptroller, who acts as custodian of the assets. The primary object of the Fund is to provide benefits for its members and provide for growth in membership and also be prepared for inflation. Investments are made with the objective of minimizing risks and maintaining a high competitive return. Diversification has increased investment results and provided security for the assets of the retirement system. The Comptroller of the City of New York utilizes several investment advisors to manage long-term debt and equity portfolios. Advisors must obtain prior approval before each purchase or sale of a particular security. Investments are valued at fair value. Purchases and sales of Securities are reflected on the trade date. No investment in any one security represents 5% or more of Plan Net Assets Held in Trust for Benefits.

The Fund is expected to earn a higher long-term rate of return than short-term cash accounts, due to the long-term nature of its liabilities and the diversification of its investment holdings. For the ten-year period ended June 30, 2007, the Fund had an annualized return of 7.67%. Investments in assets that are expected to produce higher returns are also subject to greater volatility and may also produce negative returns. Fiscal year 2007 has been a good year for investors. Investments in stock markets within and outside the United States have generally gained value. For example, the Russell 3000 index, a broad measure of the U.S. stock market, gained 20.1% during this period, and the Europe, Australia and Far East (EAFE) Index, the most commonly used measure of performance in developed international markets, gained 27.0%. Lower-rated bonds ended the year essentially gaining 11.3% in value. The returns of the Fund have been consistent with these broad market trends and as a result, the asset allocation followed by the Fund produced a combined return of a gain of 17.8%. For the three-year period ended June 30, 2007 the combined return was a gain of 12.4%, and for the five-year period it was a gain of 11.2%.

Cash temporarily idle during the year is subject to conservative investment restrictions, and was invested in obligations of the U.S. Treasury and U.S. agency securities, commercial paper, medium term notes, and repurchase agreements. The average maturity of the investments is 160 days. The Fund earned an average yield of 5.50% which compares with the average yield of 5.47% on three-month Treasury Bills and 5.12% for a representative institutional money market fund. The Fund earned \$61,000 in its short-term accounts during FY 2007.

Assets are invested long-term for the benefit of the Fund's participants and their beneficiaries. All investments are managed by registered investment advisors, pursuant to applicable laws and to guidelines issued by the Comptroller. Collectively the investments utilize nineteen domestic equity managers, eleven domestic fixed-income managers, seventeen international equity managers and two treasury inflation-protected security investment managers. Assets are allocated in accordance with plans adopted periodically by the Fund's Board of Trustees. The percentage in each category is determined based on a study indicating the probable rates of return and levels of risk for various assets' allocations. The actual allocation may vary from this policy mix as market values shift and as investments are added or terminated.

SECURITY LENDING TRANSACTIONS

The Board of Trustees permits the Fund to lend its securities to brokers, dealers and others with an agreement to return the collateral for the same securities in the future. In return, it receives collateral in the form of cash, treasury and US Government Securities at 100% to 105% of the principal, plus accrued interest for reinvestment.

CONTACT INFORMATION

This financial report is designed to provide our members and their beneficiaries and others with a general overview of the Fund's finances and show accountability for money it receives. Questions concerning any data provided in this report or request for additional information should be directed to the Chief Accountant, New York City Police Officers' Variable Supplements Fund, 233 Broadway 25th Floor, New York, NY 10279.

NEW YORK CITY POLICE DEPARTMENT POLICE OFFICERS' VARIABLE SUPPLEMENTS FUND

**STATEMENTS OF PLAN NET ASSETS
JUNE 30, 2007 AND 2006**

	2007	2006
ASSETS:		
Cash	\$ 44,264	\$ 18,004
Receivables:		
Receivables from investment securities sold	7,869,781	20,867,246
Accrued interest and dividends receivable	3,921,705	3,772,905
Total receivables	11,791,486	24,640,151
Investments, at fair value (Notes 2 and 3):		
Securities purchased under agreements to resell	1,103,690	571,626
Short-term investments	8,290,440	6,173,717
Discount notes	998,940	24,265,388
Debt securities:		
U.S. government	175,453,714	147,883,295
Corporate	168,783,403	154,313,290
Foreign	4,112,398	4,436,826
Equity securities	551,788,282	474,385,391
Mutual fund:		
International equity	324,169,620	301,424,296
Treasury inflation-protected securities	29,558,024	28,418,915
Collateral from securities lending transactions (Note 2)	238,667,923	233,877,284
Total investments	1,502,926,434	1,375,750,028
Total assets	1,514,762,184	1,400,408,183
LIABILITIES:		
Accounts payable		111,485
Payable for investment securities purchased	62,546,922	60,748,592
Accrued benefits payable (Note 2)	44,953,382	40,513,116
Securities lending transactions (Note 2)	238,667,923	233,877,284
Total liabilities	346,168,227	335,250,477
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS	\$1,168,593,957	\$1,065,157,706

See notes to financial statements.

NEW YORK CITY POLICE DEPARTMENT POLICE OFFICERS' VARIABLE SUPPLEMENTS FUND

**STATEMENTS OF CHANGES IN PLAN NET ASSETS
YEARS ENDED JUNE 30, 2007 AND 2006**

	2007	2006
ADDITIONS:		
Investment income (Note 2):		
Interest income	\$ 19,064,370	\$ 18,711,621
Dividend income	13,254,803	11,987,470
Net appreciation in fair value of investments	159,215,736	75,448,933
Total investment income	191,534,909	106,148,024
Less investment expenses	17,562	11,561
Net income	191,517,347	106,136,463
Securities lending transactions:		
Securities lending income	13,195,995	9,131,443
Securities lending fees	(12,704,930)	(8,523,369)
Net securities lending income	491,065	608,074
Net investment income	192,008,412	106,744,537
DEDUCTIONS — Benefit payments (Note 1)	88,572,161	77,998,750
NET INCREASE IN PLAN NET ASSETS	103,436,251	28,745,787
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS:		
Beginning of year	1,065,157,706	1,036,411,919
End of year	\$ 1,168,593,957	\$ 1,065,157,706

See notes to financial statements.

NEW YORK CITY POLICE DEPARTMENT POLICE OFFICERS' VARIABLE SUPPLEMENTS FUND

**NOTES TO FINANCIAL STATEMENTS
YEARS ENDED JUNE 30, 2007 AND 2006**

1. PLAN DESCRIPTION

The New York City (the "City") Police Pension Fund administers both the Police Officers' Variable Supplements Fund (the "Fund" or the "Plan") and the Police Superior Officers' Variable Supplements Fund (PSOVSP). The Fund operates pursuant to the provisions of Title 13, Chapter 2 of the Administrative Code of The City of New York (ACNY) and provides supplemental benefits to retired Police Officers. To be eligible to receive Fund benefits, Police Officers must retire, on or after October 1, 1968, and be receiving a service retirement benefit from the New York City Police Pension Fund (POLICE).

Except for service retirement, Fund benefits are forfeitable upon separation from service.

The Fund is included in the Pension and Other Employee Benefit Trust Funds section of the City's Comprehensive Annual Financial Report.

The PSOVSP is maintained as a separate fund and is not included in these financial statements.

Under current law, the Fund is not to be construed as constituting a pension or retirement system. Instead, it provides defined supplemental payments, other than pension or retirement system allowances in accordance with applicable statutory provisions. While the City guarantees these payments, the New York State Legislature has reserved to itself and the State of New York (the "State") the right and power to amend, modify, or repeal the Fund and the payments it provides.

At June 30, 2006 and 2005, the dates of the Fund's most recent actuarial valuations, the Fund's membership consisted of:

	2006	2005
Retirees currently receiving payments	10,352	9,857
Active members*	22,785	22,788
Total	33,137	32,645

* Represents the number of actively employed Police Officers as of the June 30 valuation dates.

The Fund provides a guaranteed schedule of supplemental benefits for Police Officers who retire (or have retired) as Police Officers on service retirement with at least 20 years of service as follows:

- For those who retired prior to July 1, 1988, the annual supplemental benefit was \$2,500 in Calendar Year 1988. For those who retired during Calendar Year 1988, the benefit was a proportion of \$2,500. The benefit increases \$500 each year thereafter to a maximum of \$12,000 in the Calendar Year 2007 and thereafter.

For those who were members of POLICE prior to July 1, 1988 and who retire after Calendar Year 1988, the benefit for the first year of retirement is a proportion of the annual increased amount computed as described above for the year of retirement and the full amount thereafter.

- For those who become members of POLICE on or after July 1, 1988, the annual supplemental benefit is \$2,500 for the first twelve months of retirement, increasing by \$500 each year until a maximum of \$12,000 is payable in the twentieth and later years of retirement. This was modified by Chapter 503 of the Laws of 1995 as discussed below.

Chapter 503 of the Laws of 1995 ("Chapter 503/95") provides that police officers who became members of the Fund on or after July 1, 1988 will receive the maximum \$12,000 benefit beginning Calendar Year 2008.

In the past, the New York State Legislature, in recognition of inflation, has increased retirement benefits to retirees of its public pension systems. Any increase in Supplemental or automatic Cost-of-Living Adjustments (COLA) payable from POLICE for retirees of the Fund under legislation enacted after 1988 will reduce benefits payable from the Fund until the later of: (a) age 62, or (b) Calendar Year 2007 (the twentieth year of retirement or January 1, 2008, if earlier, in the case of new members on and after July 1, 1988).

Chapter 119 of the Laws of 1995 ("Chapter 119/95") provides additional benefits for Supplementation payable from POLICE on and after December 1, 1996 for certain retirees of POLICE effective as elected by the City Council on October 25, 1995.

Chapter 390 of the Laws of 1998 ("Chapter 390/98") provides additional benefits for Supplementation payable from POLICE on and after September 1, 1998 (with a second increase commencing September 1, 1999).

Chapter 125 of the Laws of 2000 ("Chapter 125/00") provides Supplementation benefits from POLICE for certain retirees who retired before Calendar Year 1997 effective September 2000. In addition, Chapter 125/00 provides future COLA increases from POLICE beginning September 2001 and on each subsequent September to eligible retirees.

Chapter 152 of the Laws of 2006 ("Chapter 152/06") provided for those changes in actuarial assumptions and methods proposed by the Actuary, including the continuation of the Actuarial Interest Rate (AIR) assumption of 8.0% per annum, for determining employer contributions to POLICE.

Chapter 216 of the Laws of 2002 ("Chapter 216/02") provides that participants of the Fund who retire from POLICE on and after January 1, 2002 with 20 or more years of service are entitled to an additional one-time special lump sum payment in the first year following retirement equal to the cumulative Fund benefits that would have been paid after January 1, 2002 had they retired at the completion of their 20th year of service.

SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of Accounting — The Fund is accounted for on an accrual basis where the measurement focus is on the flow of economic resources. Revenues are recognized in the accounting period in which they are earned and expenses are recognized in the period incurred.

Method Used to Value Investments — Investments are valued at fair value. Trading securities are stated at the last reported sales price on a national securities exchange on the last business day of the fiscal year. Securities purchased pursuant to agreements to resell are carried at the contract price, exclusive of interest, at which the securities will be resold. Fair value is defined as the quoted market value on the last trading day of the period, except for the Short-Term Investment Fund (the STIF) (a money market fund) and the International Investment Funds (the IIF). The IIF's are privately traded funds, which are managed by various investment managers on behalf of the Plan. Plan management determines fair value of the IIF's based on information provided by the various investment managers. Management records the STIF at cost, which approximates fair value.

Purchases and sales of securities are reflected on the trade date. Gains or losses on sales of securities are based on the average cost of securities.

Dividend income is recorded on the ex-dividend date. Interest income is recorded as earned on an accrual basis.

No investment in any one security represents 5% or more of the Fund's net assets held in trust for benefits.

Contributions — POLICE is the source of funding for the Fund. Section 13-232 of the ACNY states, among other things, how amounts transferred into the Fund shall be computed.

Income Taxes — Income earned by the Fund is not subject to Federal income tax.

Accrued Benefits Payable — Accrued benefits payable represent either: (1) benefits due and unpaid from the preceding payment date of December 15; or (2) benefits deemed incurred and unpaid (an accrual for a portion of the current Calendar Year benefit) for the Fiscal Year-end of June 30.

Securities Lending Transactions — State Statutes and the Fund Board of Trustees policies permit the Fund to lend its securities (the underlying securities) to broker-dealers and other entities with a simultaneous agreement to return the collateral for the same securities in the future. The Fund's custodian lends the following types of securities: short-term securities; common stock; long-term corporate bonds; U.S. Government and U.S. Government agency bonds; asset-backed securities; and international equities and bonds held in collective investment funds. In return, it receives collateral in the form of cash and treasury and U.S. Government agency securities at 100% to 105% of the principal plus accrued interest for reinvestment. At year-end, the Fund had no custodian credit risk exposure to borrowers because the amounts the Fund owed the borrowers exceeded the amounts the borrowers owed the Fund. The contracts with the fund custodian require borrowers to indemnify the Fund if the borrowers fail to return the securities and if the collateral is inadequate to replace the securities loaned or fail to pay the Fund for income distributions by the securities' issuers while the securities are on loan. All securities loans can be terminated on demand within a period specified in each agreement by either the Fund or the borrowers. Cash collateral is invested in the lending agents' short-term investment pools, which have a weighted average maturity of 90 days. The underlying securities (fixed income) which comprise these pools have an average maturity of ten years.

The securities lending program in which the Fund participates only allows pledging or selling securities in the case of borrower default. Accordingly, the Fund is fully indemnified against any loss of value between the securities loaned and the securities held as collateral.

Governmental Accounting Standards Board (GASB) Statement No. 28, *Accounting and Financial Reporting for Securities Lending Transactions*, requires that securities loaned as assets be reported in the statements of plan net assets. Cash received as collateral on securities lending transactions and investments made with that cash are reported as assets. Securities received as collateral are also reported as assets if the government entity has the ability to pledge or sell them without a borrower default. Liabilities resulting from these transactions are reported in the statements of fund net assets. Accordingly, the Fund recorded the investments purchased with the cash collateral as collateral from securities lending transactions with a corresponding liability as securities lending transactions.

3. INVESTMENTS AND DEPOSITS

The Comptroller of The City of New York (the "Comptroller") acts as an investment advisor to the Plan. In addition, the Plan employs an independent investment consultant as an investment advisor. The Plan utilizes several investment managers to manage the long-term debt and equity portfolios. The managers are regularly reviewed, with regard to both their investment performance and for their adherence to investment guidelines.

Concentration of Credit Risk

The criteria for Plan investments are as follows:

The Plan does not have any investments in any one entity that represent 5% or more of plan net assets. The legal requirements for Plan investments are as follows:

- a. Fixed income, equity and other investments may be made as permitted by New York State RSSL §§ 176-178(a) and Banking Law § 235, the New York City Administrative Code, and the Legal Investments for New York Savings Banks list as published by The New York State Banking Department, subject to Note 3(b).

- b. Investments up to 25% of total pension fund assets may be made in instruments not expressly permitted by the State RSSL.

Bank of New York (BONY) is the primary custodian for substantially all of the securities of the Plan.

Cash deposits are insured by the Federal Deposit Insurance Corporation for up to \$100,000 per Plan member and are, therefore, fully insured.

Credit Risk — Portfolios other than U.S. Government and related portfolios have credit rating limitations. Investment Grade portfolios are limited to mostly ratings of BBB and above except that they are also permitted a 10% maximum exposure to BB & B rated securities. While Non Investment grade managers are primarily invested in BB & B rated securities, they can also invest up to 7% of their portfolio in securities rated CCC. Non-rated securities are considered to be non-investment grade. The quality ratings of investments, by percentage of the rated portfolio, as described by nationally recognized statistical rating organizations are as follows:

	S&P Quality Ratings										
	AAA	AA	A	BBB	BB	B	CCC	Below	Short Term	Not Rated	Total
2007											
U.S. Government	15.70%	-	-	-	-	0.04%	-	-	-	-	15.74%
Corporate Bonds	26.27	7.69	11.01	13.54	8.35	10.37	1.03	-	-	0.76	79.02
Yankee Bonds	-	-	0.81	0.99	0.48	-	-	-	-	-	1.88
Short-term:											
Commercial Paper	-	-	-	-	-	-	-	-	3.36	-	3.36
Pooled Fund	-	-	-	-	-	-	-	-	-	-	-
Certificate of Deposit	-	-	-	-	-	-	-	-	-	-	-
U.S. Treasuries	-	-	-	-	-	-	-	-	-	-	-
U.S. Agencies	-	-	-	-	-	-	-	-	-	-	-
Percent of Rated Portfolio	41.97%	7.69%	11.82%	14.13%	8.87%	10.37%	1.03%	3.36%	0.76%	-	100.00%
2006											
U.S. Government	16.77%	-	-	-	-	-	-	-	-	-	16.77%
Corporate Bonds	24.75	6.75	13.98	11.51	8.97	9.10	0.36	-	-	0.91	76.33
Yankee Bonds	-	0.13	0.58	0.97	0.53	-	-	-	-	-	2.21
Short-term:											
Commercial Paper	-	-	-	-	-	-	-	-	-	0.21	0.21
Pooled Fund	-	-	-	-	-	-	-	-	-	-	2.98
Certificate of Deposit	-	0.08	-	-	-	-	-	-	-	-	0.08
U.S. Treasuries	0.98	-	-	-	-	-	-	-	-	-	0.98
U.S. Agencies	-	-	-	-	-	-	-	-	0.44	-	0.44
Percent of Rated Portfolio	42.50%	6.96%	14.56%	12.48%	9.50%	9.10%	0.36%	0.44%	4.10%	-	100.00%

* U.S. Treasury Bonds, Notes and Treasury-inflation protected securities are obligations of the U.S. Government or explicitly guaranteed by the U.S. government and therefore not considered to have credit risk and are not included above.

Custodial Credit Risk — Deposits are exposed to custodial credit risk if they are uninsured and uncollateralized. Custodial credit risk is the risk that, in the event of a failure of the counterparty, the Plan will not be able to recover the value of its investment or collateral securities that are in the possession of an outside party. Investment securities are exposed to custodial credit risk if the securities are uninsured, are not registered in the name of the Plan and are held by either the counterparty or the counterparty's trust department or agent but not in the Plan's name.

Consistent with the Plan's investment policy, the investments are held by the Plan's custodian and registered in the Plan's name.

No investment in any one security represents 5% or more of Plan Assets Held in Trust for Benefits.

All of the Plan's deposits are insured and/or collateralized by securities held by a financial institution separate from the Plan's depository financial institution.

All of the Plan's securities are held by the Plan's custodial bank in the Plan's name.

Interest Rate Risk — Interest rate risk is the risk that the fair value of investments could be adversely affected by the change in interest rates. Duration limits are used to control the portfolios exposure to interest rate changes. Duration is limited to a range of -1 to 0.75 years. Duration range is a measure of the overall portfolio, while statements of the stated maturity reflect the specific maturities of the individual securities held. The lengths of investment maturities (in years), as shown by the percent of the rated portfolio, are as follows:

	Investment Maturities				
	Fair Value	Less than one year	One to five years	Six to ten years	More than ten years
2007					
U.S. Government	49.22%	-	0.73%	8.06%	40.43%
Corporate Bonds	47.36				

Table with 5 columns: U.S. Government, Corporate Bonds, Yankee Bonds, Short-term, Commercial Paper, Pooled Funds, Repurchase Agreements, Certificates of Deposits, Bank Notes, Other. Total: \$ 233,877, \$ 97,157, \$ 136,720.

4. FUNDING

The ACNY provides that POLICE transfer to the Fund an amount equal to certain excess earnings on equity investments, limited to the unfunded Accumulated Benefit Obligation (ABO) of the Fund. Excess earnings are defined as the amount by which earnings on equity investments of POLICE exceed what those earnings would have been had such funds been invested at a yield comparable to that available from fixed-income securities ("Hypothetical Fixed Income Security Earnings") less any cumulative deficiencies. The Fund also receives credit for investment earnings on Fund assets.

The calculation of the Hypothetical Fixed Income Security Earnings requires the determination of the Hypothetical Interest Rate (HIR), which is computed by the Comptroller.

For Fiscal Year 2007, the excess earnings of POLICE, inclusive of prior year's cumulative deficiencies, are estimated to be equal to zero and, therefore, no transfer will be due from POLICE to the Fund as of June 30, 2007.

For Fiscal Year 2006, the excess earnings of POLICE, inclusive of prior year's cumulative deficiencies, were estimated to be equal to zero and, therefore, no transfer was due from POLICE to the Fund as of June 30, 2006.

In addition, Chapter 247 of the Laws of 1988 states that if the assets of the Fund are less than the amount required to pay the retirees' guaranteed scheduled annual supplemental benefit payments, then the City is required by law to fund the difference. However, it is not anticipated that the City will be required to contribute directly to the Fund.

The amount shown below as the ABO is the measure of the present value of supplemental benefits estimated to be payable in the future as a result of employee service-to-date. The ABO is calculated as the actuarial present value of credited projected benefits, prorated on service and is intended to help users assess the funded status of the Fund on a going-concern basis, assess progress made in accumulating sufficient assets to pay benefits when due and make comparisons among variable supplements funds.

Actuarial valuations of the Fund are performed annually as of June 30.

A comparison of the ABO as calculated by the Actuary with the Fund net assets held in trust for benefits as calculated by the Actuary as of June 30, 2006 and June 30, 2005 follows:

Table comparing ABO and Net Assets for 2006 and 2005. Columns: Amounts as of June 30, 2006, 2005 (in millions). Rows: Accumulated benefit obligation for: Retirees currently receiving benefits, Active members, Total accumulated benefit obligation, Net assets held in trust for benefits, Unfunded accumulated benefit obligation.

* The June 30, 2006 and 2005 ABOs decreased by approximately \$52.0 million and \$83.0 million, respectively, compared to those projected prior to the enactment of Chapters 119/95, 390/98 and 125/00.

** These total ABOs have been reduced by accrued benefits payable. This basis of reporting the total ABO is consistent with that used to report Plan net assets held in trust for benefits in these financial statements, but may differ from the bases used for other purposes.

*** See Note 2 for valuation of investments in the calculation of Fund net assets held in trust for benefits.

The June 30, 2006 actuarial valuation used to determine the ABO, is based on the same actuarial assumptions and methods as were used in the actuarial valuation as of June 30, 2005.

For purposes of the June 30, 2006 and 2005 actuarial valuations of the Fund, Chapter 125/00 has been taken into account in the determination of the unfunded ABO relative to the Supplemental benefit increases that began Fiscal Year 2001 and to the automatic COLA benefits provided for Fiscal Year 2002 and each future year (Note 1).

Section 13-270 and 13-280 of the ACNY provide that the Boards of Trustees of the Fund and the PSOVSF shall adopt, upon the recommendation of the Actuary, actuarial assumptions as to interest rate, mortality of retirees and estimated number of active members of POLICE in service as of each June 30 who will retire for service with 20 or more years of service as Police Officers and Police Superior Officers, for use in making annual valuations of liabilities.

The following actuarial assumptions represent the recommendations of the Actuary that were used in the actuarial calculations to determine the ABO as of June 30, 2006 and June 30, 2005:

Table of actuarial assumptions for June 30, 2006 and June 30, 2005. Columns: June 30, 2006, June 30, 2005. Rows: Investment rate of return, Post-retirement mortality, Active service: withdrawal, death, disability, Service retirement, Percentage of all active POLICE members estimated to retire for service with 20 or more years of service as Police Officers, Percentage of all active Police Superior Officers estimated to retire for service with 20 or more years of service as Police Superior Officers, Cost-of-Living Adjustments, Actuarial Asset Valuation Method.

(1) Developed assuming a long-term Consumer Price Inflation assumption of 2.5% per year.

5. INVESTMENT ADVISORS

The Comptroller of the City (the "Comptroller") utilizes several investment advisors to manage long-term debt and equity portfolios. Advisors must obtain prior approval before each purchase or sale of a particular security. To be eligible for consideration, investments must meet criteria set forth in governing laws and regulations.

6. RELATED PARTIES

Administrative expenses are paid by the City. The Comptroller provides certain administrative services to the Fund. The Actuary is appointed to be the technical advisor to the Fund and the Office of the Actuary provides related actuarial services to the Fund. The City's Corporation Counsel provides legal services to the Fund. The City also provides other administrative services.

The Comptroller has been appointed by law as custodian for the monies and assets of the Plan with revocable discretionary authority. Securities are held by certain banks under custodial agreements with the Comptroller.

7. CONTINGENT LIABILITIES

From time to time, the Fund has a number of claims pending against it and has been named as defendant in a number of lawsuits. The Fund also has certain other contingent liabilities. Management of the Fund, on the advice of legal counsel, believes that such proceedings and contingencies generally do not have a material effect on the Plan net assets or changes in the Plan net assets of the Fund. Under the State statutes and City laws that govern the functioning of the Fund, increases in the obligation of the Fund to members and beneficiaries ordinarily result in increases to the future potential obligations of POLICE.

8. OTHER ACTUARIAL INFORMATION

Actuarial Audit — Pursuant to Section 96 of the New York City Charter, a study of the actuarial assumptions used to value liabilities of the five actuarially-funded New York City Retirement Systems (NYCRS) is conducted by an independent actuarial firm every two years. The most recent study was published by The Segal Company (Segal) dated November 2006 and analyzed experience for Fiscal Years 2002 through 2005. Segal made recommendations to the actuarial assumptions and methods based on their analysis. The Actuary is currently reviewing those recommendations.

Revised Actuarial Assumptions and Methods — In accordance with the ACNY and with appropriate practice, the Boards of Trustees of the five actuarially-funded NYCRS are to periodically review and adopt actuarial assumptions proposed by the Actuary for use in the determination of employer contributions.

Based upon a review of an October 2003 experience study by Gabriel, Roeder, Smith & Company (GRS), the Actuary issued an August 24, 2005 Report entitled "Proposed Change in Actuarial Assumptions and Methods for Determining Employer Contributions for Fiscal Years Beginning on and After July 1, 2005 for the New York City Police Pension Fund" ("August 2005 Report"). Where required, the Board of Trustees of POLICE adopted those changes to actuarial assumptions that required Board approval and the State Legislature and the Governor have enacted Chapter 152/06 to provide for those changes to the actuarial assumptions and methods that required legislation, including the AIR assumptions of 8.0% per annum.

For the actuarial valuations for the Fund from June 30, 1999 to June 30, 2004, the Actuary used actuarial assumptions that were adopted during Fiscal Year 2000 by the Board of Trustees of POLICE.

For the actuarial valuations of the Fund beginning June 30, 2005, the Actuary used actuarial assumptions that were adopted during Fiscal Year 2006 by the Board of Trustees of POLICE.

CHANGES IN PERSONNEL

POLICE DEPARTMENT FOR PERIOD ENDING 05/30/08

Table of personnel changes for the Police Department. Columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists names like PERONE, PEROZO, PERREIRA, etc., with their respective titles, numbers, salaries, and actions.

RAISLEY JR	ROBERT	60817	\$32658.0000	INCREASE	NO	03/30/08	ROBINSON	CRYSTAL	C	60817	\$32658.0000	INCREASE	NO	03/30/08	
RAMCHATESINGH	JONIECE	60817	\$28901.0000	INCREASE	NO	03/30/08	ROBINSON	DARREN	B	60817	\$32658.0000	INCREASE	NO	03/30/08	
RAMBY	FANCELLE E	60817	\$32658.0000	INCREASE	NO	03/30/08	ROBINSON	DEMETRIS	L	60817	\$32658.0000	INCREASE	NO	03/30/08	
RAMIREZ	ADRIANNA	60817	\$32658.0000	INCREASE	NO	03/30/08	ROBINSON	DENISE	60817	\$32658.0000	INCREASE	NO	03/30/08		
RAMIREZ	CATYLIA	60817	\$29689.0000	INCREASE	NO	03/30/08	ROBINSON	DRULLIET	D	60817	\$28901.0000	INCREASE	NO	03/30/08	
RAMIREZ	ELAINE	60817	\$32658.0000	INCREASE	NO	03/30/08	ROBINSON	JAMILA	L	60817	\$32658.0000	INCREASE	NO	03/30/08	
RAMIREZ	JESUS	60817	\$32740.0000	INCREASE	NO	03/30/08	ROBINSON	JEANINE	60817	\$32658.0000	INCREASE	NO	03/30/08		
RAMIREZ	MARISOL	60817	\$28901.0000	INCREASE	NO	03/30/08	ROBINSON	JOHN	N	60817	\$29689.0000	INCREASE	NO	03/30/08	
RAMIREZ	SOFIA	60817	\$32658.0000	INCREASE	NO	03/30/08	ROBINSON	LATISHA	Q	60817	\$32658.0000	INCREASE	NO	03/30/08	
RAMIREZ-BOBBETT	JEANET	M	60817	\$32658.0000	INCREASE	NO	03/30/08	ROBINSON	LESTER	G	60817	\$32720.0000	INCREASE	NO	03/30/08
RAMOS	ALICE	70205	\$9.1300	APPOINTED	YES	05/08/08	ROBINSON	MIRANDA	E	60817	\$32658.0000	INCREASE	NO	03/30/08	
RAMOS	DORIS	Y	60817	\$28901.0000	INCREASE	NO	03/30/08	ROBINSON	SELENA	R	60817	\$28901.0000	INCREASE	NO	03/30/08
RAMOS	GWENDOLY	60817	\$28901.0000	INCREASE	NO	03/30/08	ROBINSON	TABITHA	J	60817	\$29689.0000	INCREASE	NO	03/30/08	
RAMOS	JASMINE	60817	\$32658.0000	INCREASE	NO	03/30/08	ROBINSON	TASHA	60817	\$32658.0000	INCREASE	NO	03/30/08		
RAMOS	NALANI	60817	\$28901.0000	INCREASE	NO	03/30/08	ROBINSON	THERESA	V	60817	\$32658.0000	INCREASE	NO	03/30/08	
RAMOS	RONDA	J	60817	\$28901.0000	INCREASE	NO	03/30/08	ROBINSON	VALERIE	S	60817	\$32740.0000	INCREASE	NO	03/30/08
RAMPERSAD	HESHMADA	60817	\$32658.0000	INCREASE	NO	03/30/08	ROBINSON DANIEL	JAQUELIN	L	60817	\$32700.0000	INCREASE	NO	03/30/08	
RAMPERSANT	THEODORE	60817	\$28901.0000	INCREASE	NO	03/30/08	ROBLES	MILAGROS	60817	\$32658.0000	INCREASE	NO	03/30/08		
RAMSEY	BEANIE	L	60817	\$32658.0000	INCREASE	NO	03/30/08	ROCHTTIS	ELIEZER	70210	\$25100.0000	RESIGNED	NO	05/10/08	
RAMSEY	DANIELLE	R	60817	\$32658.0000	INCREASE	NO	03/30/08	RODDY	GAIL	60817	\$32658.0000	INCREASE	NO	03/30/08	
RAMSEY	PAULETTE	60817	\$32658.0000	INCREASE	NO	03/30/08	RODGERS	EVELYN	60817	\$32720.0000	INCREASE	NO	03/30/08		
RAMSEY	SWAZETTE	E	60817	\$32658.0000	INCREASE	NO	03/30/08	RODGERS	KEVIN	A	60817	\$32740.0000	INCREASE	NO	03/30/08
RAMSON	DEBORAH	60817	\$32658.0000	INCREASE	NO	03/30/08	RODNEY	RHUNDELE	J	60817	\$28901.0000	INCREASE	NO	03/30/08	
RANDALL	DOROTHY	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	ANGEL	L	60817	\$32740.0000	INCREASE	NO	03/30/08	
RANDALL	WANDA	70205	\$9.1300	APPOINTED	YES	05/08/08	RODRIGUEZ	ANNETTE	60817	\$29689.0000	INCREASE	NO	03/30/08		
RANDOLPH JR	WILLIAM	C	60817	\$28901.0000	INCREASE	NO	03/30/08	RODRIGUEZ	CANDIDA	N	60817	\$32740.0000	INCREASE	NO	03/30/08
RANDOLPHE	KIRBY	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	CARLOS	60817	\$32740.0000	INCREASE	NO	03/30/08		
RANGE	YVETTE	M	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	CESAR	60817	\$32740.0000	INCREASE	NO	03/30/08	
RANGEL	CHRISTIA	J	60817	\$28901.0000	INCREASE	NO	03/30/08	RODRIGUEZ	CINDY	60817	\$32658.0000	INCREASE	NO	03/30/08	
RANSOM	SANDRA	V	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	DIANE	60817	\$32658.0000	INCREASE	NO	03/30/08	
RAPHAEL	DARYL	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	EDWIN	60817	\$32658.0000	INCREASE	NO	03/30/08		
RASPILLER	MARIA	D	60817	\$32720.0000	INCREASE	NO	03/30/08	RODRIGUEZ	ELAINE	M	60817	\$32658.0000	INCREASE	NO	03/30/08
RAWLINS	PAULA	60817	\$32720.0000	INCREASE	NO	03/30/08	RODRIGUEZ	EMILIO	J	60817	\$29689.0000	INCREASE	NO	03/30/08	
RAWLS	ADRIENNE	N	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	ERICA	T	60817	\$32658.0000	INCREASE	NO	03/30/08
RAY	CYNTHIA	T	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	EUNICE	60817	\$32658.0000	INCREASE	NO	03/30/08	
RAY	MATTHEW	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	FLORINE	60817	\$32658.0000	INCREASE	NO	03/30/08		
RAYKOWSKI	ANTHONY	G	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	GUILLEM M	60817	\$32658.0000	INCREASE	NO	03/30/08	
REAVES-OTTAH	BERNADET	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	HENRY	60817	\$29689.0000	INCREASE	NO	03/30/08		
RECARD	DARNELLA	60817	\$32740.0000	INCREASE	NO	03/30/08	RODRIGUEZ	JACINDA	60817	\$32658.0000	INCREASE	NO	03/30/08		
RECARD	LINDA	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	JAIME	60817	\$29689.0000	INCREASE	NO	03/30/08		
RECIO	CARLOS	60817	\$32720.0000	INCREASE	NO	03/30/08	RODRIGUEZ	JOSE	A	60817	\$32658.0000	INCREASE	NO	03/30/08	
RECTOR	BRANDIS	A	60817	\$28901.0000	INCREASE	NO	03/30/08	RODRIGUEZ	JOSE	J	60817	\$32658.0000	INCREASE	NO	03/30/08
RECTOR-POWELL	ELISE	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	JOSEPH	A	60817	\$32658.0000	INCREASE	NO	03/30/08	
REDDISH	SIMONE	F	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	JUAN	A	60817	\$32740.0000	INCREASE	NO	03/30/08
REDRICK	BEATRICE	60817	\$32720.0000	INCREASE	NO	03/30/08	RODRIGUEZ	JUDY	60817	\$32658.0000	INCREASE	NO	03/30/08		
REED	ANJEANET	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	KENYA	S	60817	\$32658.0000	INCREASE	NO	03/30/08	
REED	DOROTHY	V	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	LIZETTE	60817	\$32658.0000	INCREASE	NO	03/30/08	
REED	KHADIJAH	D	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	MARIA	C	60817	\$32658.0000	INCREASE	NO	03/30/08
REED	NORMA	60817	\$32720.0000	INCREASE	NO	03/30/08	RODRIGUEZ	MARIO	V	60817	\$28901.0000	INCREASE	NO	03/30/08	
REED	TONYA	D	60817	\$29689.0000	INCREASE	NO	03/30/08	RODRIGUEZ	NANCY	A	60817	\$29689.0000	INCREASE	NO	03/30/08
REESE	MILDRED	M	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	NATALIE	S	60817	\$32658.0000	INCREASE	NO	03/30/08
REESE	PERISSA	J	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	NOEL	60817	\$32720.0000	INCREASE	NO	03/30/08	
REEVES	LYNDA	D	60817	\$32740.0000	INCREASE	NO	03/30/08	RODRIGUEZ	NORMA	I	60817	\$32740.0000	INCREASE	NO	03/30/08
REEVES	MICHELE	S	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	OMAYRA	60817	\$32658.0000	INCREASE	NO	03/30/08	
REEVES	YVETTE	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	PEDRO	I	60817	\$32658.0000	INCREASE	NO	03/30/08	
REID	ALFRED	L	60817	\$32740.0000	INCREASE	NO	03/30/08	RODRIGUEZ	PEDRO	J	60817	\$32740.0000	INCREASE	NO	03/30/08
REID	COURTNEY	L	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	RITA	60817	\$32658.0000	INCREASE	NO	03/30/08	
REID	GENEVIEV	A	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	ROBERT	A	60817	\$32658.0000	INCREASE	NO	03/30/08
REID	LATONYA	R	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	ROSA	E	60817	\$32658.0000	INCREASE	NO	03/30/08
REID	RHONEL	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	ROSA	J	60817	\$32658.0000	INCREASE	NO	03/30/08	
REID	SANDRA	V	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	ROSA	M	60817	\$32658.0000	INCREASE	NO	03/30/08
REID	TOMIKA	Y	60817	\$28901.0000	INCREASE	NO	03/30/08	RODRIGUEZ	RUTH	E	60817	\$32658.0000	INCREASE	NO	03/30/08
REINA	SHARRA	60817	\$29689.0000	INCREASE	NO	03/30/08	RODRIGUEZ	TOMMY	60817	\$32740.0000	INCREASE	NO	03/30/08		
RELIFORD	ALISA	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	VIRGINIA	Y	60817	\$32658.0000	INCREASE	NO	03/30/08	
REN	JACK	L	70235	\$84421.0000	RESIGNED	NO	05/17/08	RODRIGUEZ	WILLIAM	60817	\$32740.0000	INCREASE	NO	03/30/08	
REYES	EDWIN	60817	\$32740.0000	INCREASE	NO	03/30/08	RODRIGUEZ	WILLIAM	60817	\$29689.0000	INCREASE	NO	03/30/08		
REYES	FELIX	A	60817	\$32740.0000	INCREASE	NO	03/30/08	RODRIGUEZ	YAZMIN	60817	\$28901.0000	INCREASE	NO	03/30/08	
REYES	GERALDO	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ-ALLSO	ZARINA	P	60817	\$32658.0000	INCREASE	NO	03/30/08	
REYES	JESUS	60817	\$28901.0000	INCREASE	NO	03/30/08	RODRIGUEZ, JR.	DANIEL	60817	\$29689.0000	INCREASE	NO	03/30/08		
REYES	MIGUEL	A	60817	\$29689.0000	INCREASE	NO	03/30/08	RODRIGUEZ	ERNESTO	L	60817	\$32720.0000	INCREASE	NO	03/30/08
REYES	NARDA	V	60817	\$32658.0000	INCREASE	NO	03/30/08	RODRIGUEZ	JUAN	A	60817	\$32658.0000	INCREASE	NO	03/30/08
REYES	RAMON	60817	\$32658.0000	INCREASE	NO	03/30/08	ROETTGEN	LOLITA	L	60817	\$32658.0000	INCREASE	NO	03/30/08	
REYNOSO	ROSANNA	A	60817	\$32658.0000	INCREASE	NO	03/30/08	ROGALSKI	NANCY	M	60817	\$32658.0000	INCREASE	NO	03/30/08
RHAMES	JOHN	60817	\$32658.0000	INCREASE	NO	03/30/08	ROGERS	GLORIA	P	60817	\$32658.0000	INCREASE	NO	03/30/08	
RHODEN	SHAKEMA	T	60817	\$32658.0000	INCREASE	NO	03/30/08	ROGERS	GRAYSON	A	60817	\$29689.0000	INCREASE	NO	03/30/08
RHODES	FAYE	P	60817	\$32658.0000	INCREASE	NO	03/30/08	ROGERS	LATESHA	G	60817	\$28901.0000	INCREASE	NO	03/30/08
RHODES	JOAN	60817	\$32658.0000	INCREASE	NO	03/30/08	ROGERSON	ANTHONY	C	60817	\$32740.0000	INCREASE	NO	03/30/08	
RHODES	STEVEN	R	60817	\$32658.0000	INCREASE	NO	03/30/08	ROHAN	MARIANEL	60817	\$32658.0000	INCREASE	NO	03/30/08	
RHODIE-KING	AJO	A	60817	\$32658.0000	INCREASE	NO	03/30/08	ROHENA	LUIS	R	60817	\$32658.0000	INCREASE	NO	03/30/08
RICE	JOAN	A	10147	\$39381.0000	PROMOTED	NO	04/30/08	ROIG	ANDRES	O	60817	\$32658.0000	INCREASE	NO	03/30/08
RICE	LATTISHA	M	60817	\$28901.0000	INCREASE	NO	03/30/08	ROJAS	JUDITH	60817	\$32658.0000	INCREASE	NO	03/30/08	
RICE	NASHIRA	O	60817	\$28901.0000	INCREASE	NO	03/30/08	ROJAS	MARIA	L	60817	\$29689.0000	INCREASE	NO	03/30/08
RICE	RENEE	N	60817	\$32658.0000	INCREASE	NO	03/30/08	ROJAS	SIMON	60817	\$29689.0000	INCREASE	NO	03/30/08	
RICH	BETTY	R	60817	\$32658.0000	INCREASE	NO	03/30/08	ROLAND	MARY	I	60817	\$28901.0000	INCREASE	NO	03/30/08
RICHARDS	GERALDIN	60817	\$32740.0000	INCREASE	NO	03/30/08	ROLDAN	HECTOR	L	60817	\$32740.0000				

SALGADO	JOSHUA	L	60817	\$32658.0000	INCREASE	NO	03/30/08	SIMMONS	TYRONE	60817	\$32658.0000	INCREASE	NO	03/30/08	
SALLEY	ANDRE	D	60817	\$32658.0000	INCREASE	NO	03/30/08	SIMMONS	WANDA	R	60817	\$32658.0000	INCREASE	NO	03/30/08
SALTER	DIANE	R	60817	\$32658.0000	INCREASE	NO	03/30/08	SIMON	CHARLENE	A	60817	\$32658.0000	INCREASE	NO	03/30/08
SAMPSON	MARIO	M	60817	\$32658.0000	INCREASE	NO	03/30/08	SIMON	KEILEY	60817	\$32658.0000	INCREASE	NO	03/30/08	
SAMUEL	BIMPE	S	60817	\$29689.0000	INCREASE	NO	03/30/08	SIMON	LAQUANA	S	60817	\$28901.0000	INCREASE	NO	03/30/08
SAMUEL	YVETTE	C	60817	\$32658.0000	INCREASE	NO	03/30/08	SIMON	LESLIE	D	60817	\$32740.0000	INCREASE	NO	03/30/08
SAMUELS	LEWIS	J	60817	\$32740.0000	INCREASE	NO	03/30/08	SIMON	LUEVENA	J	60817	\$32658.0000	INCREASE	NO	03/30/08
SAMUELS	MONIQUE	Y	60817	\$29689.0000	INCREASE	NO	03/30/08	SIMON-NOEL	DONNA	E	60817	\$29689.0000	INCREASE	NO	03/30/08
SAN ANDRES	JOSE	V	70210	\$59588.0000	APPOINTED	NO	05/12/08	SIMPKINS	QUIANN	V	60817	\$28901.0000	INCREASE	NO	03/30/08
SANABRIA	NAOMI	60817	\$32658.0000	INCREASE	NO	03/30/08	SIMPKINS	RENEE	60817	\$32740.0000	INCREASE	NO	03/30/08		
SANCHEZ	ADA	A	60817	\$32740.0000	INCREASE	NO	03/30/08	SIMPSON	ADAM	60817	\$28901.0000	INCREASE	NO	03/30/08	
SANCHEZ	ALINA	60817	\$32658.0000	INCREASE	NO	03/30/08	SIMPSON	EMMA	S	60817	\$28901.0000	INCREASE	NO	03/30/08	
SANCHEZ	CHRISTIN	60817	\$32658.0000	INCREASE	NO	03/30/08	SIMPSON	ETHEL	60817	\$32658.0000	INCREASE	NO	03/30/08		
SANCHEZ	DANIEL	60817	\$32658.0000	INCREASE	NO	03/30/08	SIMPSON	MARY	A	60817	\$32740.0000	INCREASE	NO	03/30/08	
SANCHEZ	DAYANARA	A	60817	\$29689.0000	INCREASE	NO	03/30/08	SIMPSON	MONICA	M	60817	\$32658.0000	INCREASE	NO	03/30/08
SANCHEZ	JENNIFER	M	60817	\$28901.0000	INCREASE	NO	03/30/08	SIMPSON	TERESA	J	60817	\$32658.0000	INCREASE	NO	03/30/08
SANCHEZ	NICOLE	L	60817	\$32658.0000	INCREASE	NO	03/30/08	SIMS	DIONNE	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANCHEZ	ROSA	B	60817	\$28901.0000	INCREASE	NO	03/30/08	SINCLAIR	BRENDA	C	60817	\$32720.0000	INCREASE	NO	03/30/08
SANCHEZ	ROSA	M	60817	\$32658.0000	INCREASE	NO	03/30/08	SINCLAIR	JUDETTE	A	60817	\$32658.0000	INCREASE	NO	03/30/08
SANCHEZ	TINA	E	60817	\$32658.0000	INCREASE	NO	03/30/08	SINCLAIR	WILBERT	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANCHEZ	YIRA	Y	60817	\$28901.0000	INCREASE	NO	03/30/08	SINGER	WOODLYNE	60817	\$29689.0000	INCREASE	NO	03/30/08	
SANDERS	CAROLYN	E	60817	\$29689.0000	INCREASE	NO	03/30/08	SINGH	ROBIN	V	70206	\$13.0900	RESIGNED	YES	05/03/08
SANDERS	DEBORAH	M	60817	\$32740.0000	INCREASE	NO	03/30/08	SINGLETERY	LA-VEL	K	60817	\$28901.0000	INCREASE	NO	03/30/08
SANDERS	GLADYS	60817	\$32658.0000	INCREASE	NO	03/30/08	SINGLETERY	LATRICE	60817	\$32658.0000	INCREASE	NO	03/30/08		
SANDERS	MALEK	A	60817	\$32658.0000	INCREASE	NO	03/30/08	SINGLETON	CHARLENE	60817	\$29689.0000	INCREASE	NO	03/30/08	
SANDERS	ROBIN	K	60817	\$32658.0000	INCREASE	NO	03/30/08	SINGLETON	DERRICK	A	60817	\$32658.0000	INCREASE	NO	03/30/08
SANFILIPPO	LOUIS	R	60817	\$32658.0000	INCREASE	NO	03/30/08	SINGLETON	DORA	B	60817	\$32658.0000	INCREASE	NO	03/30/08
SANTANA	BEATRICE	60817	\$32658.0000	INCREASE	NO	03/30/08	SINGLETON	LASHON	60817	\$32658.0000	INCREASE	NO	03/30/08		
SANTANA	DOMINGA	60817	\$32658.0000	INCREASE	NO	03/30/08	SINGLETON	MONIQUE	60817	\$29689.0000	INCREASE	NO	03/30/08		
SANTANA	JOSE	J	60817	\$32658.0000	INCREASE	NO	03/30/08	SINGLETON	THOMASIN	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANTANA	KENNETH	60817	\$32658.0000	INCREASE	NO	03/30/08	SISTRUNK	ROSINA	60817	\$32658.0000	INCREASE	NO	03/30/08		
SANTANA	KENNY	D	60817	\$32658.0000	INCREASE	NO	03/30/08	SIZEMORE	JUANITA	60817	\$32740.0000	INCREASE	NO	03/30/08	
SANTIAGO	BETHZALD	60817	\$32658.0000	INCREASE	NO	03/30/08	SKEETE	SHERLY	I	60817	\$28901.0000	INCREASE	NO	03/30/08	
SANTIAGO	CARLOS	60817	\$32740.0000	INCREASE	NO	03/30/08	SKINNER	ALETHEA	S	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANTIAGO	CARMEN	D	60817	\$32658.0000	INCREASE	NO	03/30/08	SKINNER	ORVILLE	M	60817	\$32658.0000	INCREASE	NO	03/30/08
SANTIAGO	DAISY	L	60817	\$29689.0000	INCREASE	NO	03/30/08	SKINNER	SHELLY	L	60817	\$32658.0000	INCREASE	NO	03/30/08
SANTIAGO	ELVIRA	60817	\$32658.0000	INCREASE	NO	03/30/08	SKINNER	TERRENCE	J	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANTIAGO	EVELYN	60817	\$32658.0000	INCREASE	NO	03/30/08	SLADE	IMANII	M	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANTIAGO	GEORGE	A	60817	\$32658.0000	INCREASE	NO	03/30/08	SLAUGHTER	YVONNE	R	60817	\$29689.0000	INCREASE	NO	03/30/08
SANTIAGO	GILBERTO	60817	\$32658.0000	INCREASE	NO	03/30/08	SMALL	PAUL	S	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANTIAGO	JACQUELI	60817	\$32658.0000	INCREASE	NO	03/30/08	SMALLS	BERNARD	60817	\$32658.0000	INCREASE	NO	03/30/08		
SANTIAGO	JESUS	60817	\$29689.0000	INCREASE	NO	03/30/08	SMALLS	DEANNE	L	60817	\$28901.0000	INCREASE	NO	03/30/08	
SANTIAGO	JORGE	L	60817	\$32658.0000	INCREASE	NO	03/30/08	SMALLS	HAROLD	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANTIAGO	JOSE	R	60817	\$32658.0000	INCREASE	NO	03/30/08	SMALLS	IQUANA	60817	\$29689.0000	INCREASE	NO	03/30/08	
SANTIAGO	LOURDES	E	60817	\$29689.0000	INCREASE	NO	03/30/08	SMALLS	LATRICE	D	60817	\$32658.0000	INCREASE	NO	03/30/08
SANTIAGO	LUIS	A	60817	\$32658.0000	INCREASE	NO	03/30/08	SMALLS	RASHEEN	A	60817	\$29689.0000	INCREASE	NO	03/30/08
SANTIAGO	NILSA	V	60817	\$32740.0000	INCREASE	NO	03/30/08	SMALLS	SIDDIQA	L	60817	\$28901.0000	INCREASE	NO	03/30/08
SANTIAGO	ONILDA	60817	\$32658.0000	INCREASE	NO	03/30/08	SMALLS	TAMEKA	L	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANTIAGO	ROBERT	L	60817	\$29689.0000	INCREASE	NO	03/30/08	SMALLS	TIFFANY	E	60817	\$32658.0000	INCREASE	NO	03/30/08
SANTIAGO	TANJA	60817	\$28901.0000	INCREASE	NO	03/30/08	SMALLS-SHERWOOD	ANNA	U	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANTIAGO	WILLIAM	60817	\$32740.0000	INCREASE	NO	03/30/08	SMILEY	MONIQUE	N	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANTIAGO-RODRIG	LEZETTE	A	60817	\$32658.0000	INCREASE	NO	03/30/08	SMIRNOV	OLGA	60817	\$28901.0000	INCREASE	NO	03/30/08	
SANTOS	DIMAS	M	60817	\$32740.0000	INCREASE	NO	03/30/08	SMITH	AMY	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANTOS	ERIK	D	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	ANDREW	J	60817	\$32658.0000	INCREASE	NO	03/30/08
SANTOS	FELIX	J	60817	\$32740.0000	INCREASE	NO	03/30/08	SMITH	BARBARA	60817	\$32658.0000	INCREASE	NO	03/30/08	
SANTOS	MIKE	D	70210	\$25100.0000	APPOINTED	NO	01/07/08	SMITH	BARBARA	G	60817	\$32658.0000	INCREASE	NO	03/30/08
SANTOS	TANIKA	T	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	BARBARA	K	60817	\$32658.0000	INCREASE	NO	03/30/08
SAPP	FELICIA	60817	\$28901.0000	INCREASE	NO	03/30/08	SMITH	CRYSTAL	S	60817	\$29689.0000	INCREASE	NO	03/30/08	
SAPP	LORINE	60817	\$32740.0000	INCREASE	NO	03/30/08	SMITH	DANITA	L	60817	\$32658.0000	INCREASE	NO	03/30/08	
SARASOHN	MARVIN	I	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	DORIS	60817	\$32658.0000	INCREASE	NO	03/30/08	
SARGENT	ADRIENNE	S	60817	\$29689.0000	INCREASE	NO	03/30/08	SMITH	JAMAE	60817	\$29689.0000	INCREASE	NO	03/30/08	
SARKER	MOHAMMAD	H	60817	\$28901.0000	INCREASE	NO	03/30/08	SMITH	JAMES	60817	\$32740.0000	INCREASE	NO	03/30/08	
SAULS	LAKEMA	T	60817	\$29689.0000	INCREASE	NO	03/30/08	SMITH	JAMES	A	60817	\$32700.0000	INCREASE	NO	03/30/08
SAUNDERS	QUIANA	N	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	JAMES	C	60817	\$32658.0000	INCREASE	NO	03/30/08
SAUNDERS	RENEE	S	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	JASMINE	M	60817	\$29689.0000	INCREASE	NO	03/30/08
SAUNDERS	ROBERTHA	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	JENNIFER	71012	\$30242.0000	RESIGNED	YES	04/04/08		
SAUNDERS	SAKEENA	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	JEREMY	60817	\$32658.0000	INCREASE	NO	03/30/08		
SAVAGE	CHRISTIN	E	60817	\$29689.0000	INCREASE	NO	03/30/08	SMITH	KADDIRA	N	60817	\$32658.0000	INCREASE	NO	03/30/08
SAVORY	SHAMIKA	T	60817	\$29689.0000	INCREASE	NO	03/30/08	SMITH	KYISHA	F	60817	\$32658.0000	INCREASE	NO	03/30/08
SAXON	DIANE	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	LAYTONIA	S	60817	\$28901.0000	INCREASE	NO	03/30/08	
SAXON	SHANTE	E	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	MARGARET	R	60817	\$32740.0000	INCREASE	NO	03/30/08
SCARBORO	LATOYA	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	MARGIE	60817	\$32658.0000	INCREASE	NO	03/30/08		
SCARDA	ANTOINET	60817	\$32740.0000	INCREASE	NO	03/30/08	SMITH	MARK	60817	\$32740.0000	INCREASE	NO	03/30/08		
SCARDA	HEATHER	K	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	OMAR	60817	\$32740.0000	INCREASE	NO	03/30/08	
SCHMAUSER	CRYSTAL	D	60817	\$29689.0000	INCREASE	NO	03/30/08	SMITH	RACHEL	L	60817	\$32658.0000	INCREASE	NO	03/30/08
SCHNEIDER	DONALD	K	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	REGINA	60817	\$32658.0000	INCREASE	NO	03/30/08	
SCHOEN	SETH	R	70260	\$96903.0000	RETIRED	NO	05/13/08	SMITH	REGINA	K	60817	\$28901.0000	INCREASE	NO	03/30/08
SCHULER	LOUISE	H	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	REGINALD	60817	\$32658.0000	INCREASE	NO	03/30/08	
SCHULER	SHUSHANI	S	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	SHA-QUAN	M	60817	\$32658.0000	INCREASE	NO	03/30/08
SCOBIE	DESEAN	S	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	SHANTAE	R	60817	\$32658.0000	INCREASE	NO	03/30/08
SCOON	DASHIMA	R	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	TAMARA	T	60817	\$32658.0000	INCREASE	NO	03/30/08
SCOTT	EDWARD	W	70235	\$84421.0000	RETIRED	NO	05/22/08	SMITH	TAMEKIA	L	60817	\$32658.0000	INCREASE	NO	03/30/08
SCOTT	HARTLEY	P	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	TERRANCE	P	60817	\$32658.0000	INCREASE	NO	03/30/08
SCOTT	KIM	60817	\$32658.0000	INCREASE	NO	03/30/08	SMITH	TRACEY	L	60817	\$32658.0000	INCREASE	NO	03/30/08	
SCOTT	LILLIEAN	T	60817	\$32740.0000	INCREASE	NO	03/30/08	SMITH	VERNETTA	F	60817	\$32658.0000	INCREASE	NO	03/30/08
SCOTT	MONIQUE	60817	\$32658.0000	INCREASE											

STEVENS KEISHA L 60817 \$29689.0000 INCREASE NO 03/30/08	TOMLINSON MERLE E 60817 \$32740.0000 INCREASE NO 03/30/08
STEVENS MARY L 60817 \$32658.0000 INCREASE NO 03/30/08	TOODLE NICOLE 60817 \$32658.0000 INCREASE NO 03/30/08
STEVENS QUINTIN E 60817 \$29689.0000 INCREASE NO 03/30/08	TORLONE JOSEPHIN M 60817 \$32658.0000 INCREASE NO 03/30/08
STEVENS SHAVAREE S 60817 \$32658.0000 INCREASE NO 03/30/08	TORO ELBA 60817 \$32658.0000 INCREASE NO 03/30/08
STEVENS SHAVONNE T 60817 \$32658.0000 INCREASE NO 03/30/08	TORO HERIBERT 60817 \$29689.0000 INCREASE NO 03/30/08
STEVENS VERONICA 60817 \$32658.0000 INCREASE NO 03/30/08	TORO LETRICIA 60817 \$32658.0000 INCREASE NO 03/30/08
STEWART DEBRA 60817 \$32658.0000 INCREASE NO 03/30/08	TORO OLGA P 60817 \$32658.0000 INCREASE NO 03/30/08
STEWART JAI D 60817 \$32658.0000 INCREASE NO 03/30/08	TORRELLAS JASON L 60817 \$32658.0000 INCREASE NO 03/30/08
STEWART JOSEPH D 60817 \$28901.0000 INCREASE NO 03/30/08	TORRENCE JANINE S 60817 \$32658.0000 INCREASE NO 03/30/08
STEWART MELISSA A 60817 \$28901.0000 INCREASE NO 03/30/08	TORRENT ELIZABET 60817 \$32658.0000 INCREASE NO 03/30/08
STEWART TYRONE M 60817 \$32720.0000 INCREASE NO 03/30/08	TORRES CAROLYN 60817 \$32658.0000 INCREASE NO 03/30/08
STICATTO TAMIKO M 60817 \$32658.0000 INCREASE NO 03/30/08	TORRES DAVID 60817 \$32658.0000 INCREASE NO 03/30/08
STICHEL MELANY L 60817 \$32658.0000 INCREASE NO 03/30/08	TORRES ELIS I 60817 \$28901.0000 INCREASE NO 03/30/08
STOCKTON NICOLE 60817 \$32658.0000 INCREASE NO 03/30/08	TORRES ERNESTO 60817 \$32740.0000 INCREASE NO 03/30/08
STOKES FRANCES L 60817 \$32658.0000 INCREASE NO 03/30/08	TORRES GILBERT J 60817 \$32658.0000 INCREASE NO 03/30/08
STOKES JENELL K 60817 \$32658.0000 INCREASE NO 03/30/08	TORRES GRISETTE 60817 \$29689.0000 INCREASE NO 03/30/08
STOKES JOSEPH R 60817 \$29689.0000 INCREASE NO 03/30/08	TORRES JAVIER 60817 \$32658.0000 INCREASE NO 03/30/08
STOKES ROSETTA 60817 \$32740.0000 INCREASE NO 03/30/08	TORRES JOSE L 60817 \$32658.0000 INCREASE NO 03/30/08
STOKES TANYA R 60817 \$32658.0000 INCREASE NO 03/30/08	TORRES KEVIN 70210 \$47526.0000 RESIGNED NO 05/12/08
STOUT KENNETH 60817 \$32740.0000 INCREASE NO 03/30/08	TORRES MARTHA 60817 \$32658.0000 INCREASE NO 03/30/08
STOVALL RACHEL L 60817 \$32658.0000 INCREASE NO 03/30/08	TORRES MAXIMINA 60817 \$32658.0000 INCREASE NO 03/30/08
STRAKER PHYLLIS E 60817 \$32658.0000 INCREASE NO 03/30/08	TORRES ORLANDO 60817 \$32740.0000 INCREASE NO 03/30/08
STREET ROBERT L 60817 \$28901.0000 INCREASE NO 03/30/08	TORRES RAQUEL S 60817 \$32740.0000 INCREASE NO 03/30/08
STRIDIRON KESHA L 60817 \$32658.0000 INCREASE NO 03/30/08	TORRES SONIA 60817 \$32658.0000 INCREASE NO 03/30/08
STROBLE STEVEN C 60817 \$29689.0000 INCREASE NO 03/30/08	TOTTEN RENEE H 60817 \$32658.0000 INCREASE NO 03/30/08
STRONG TONYA S 60817 \$32658.0000 INCREASE NO 03/30/08	TOVAR INES 60817 \$29689.0000 INCREASE NO 03/30/08
STROUBLE PHYLLIS 60817 \$32658.0000 INCREASE NO 03/30/08	TOWNS ROXIE A 60817 \$32720.0000 INCREASE NO 03/30/08
STROUD JENELLE 60817 \$29689.0000 INCREASE NO 03/30/08	TOWNSEND KEVIN J 60817 \$32740.0000 INCREASE NO 03/30/08
STUART DONNA J 60817 \$32658.0000 INCREASE NO 03/30/08	TOWNSEND WANDA P 60817 \$32658.0000 INCREASE NO 03/30/08
STUCKEY ROBIN 60817 \$32740.0000 INCREASE NO 03/30/08	TRABUSCIO GARY M 60817 \$32658.0000 INCREASE NO 03/30/08
STUKES LINDA M 60817 \$32658.0000 INCREASE NO 03/30/08	TRAMBLE TAFT C 60817 \$28901.0000 INCREASE NO 03/30/08
SUARDI ANA P 60817 \$32658.0000 INCREASE NO 03/30/08	TRAPP-MILEY DEBORAH 60817 \$32658.0000 INCREASE NO 03/30/08
SUARES CZARINA N 60817 \$32658.0000 INCREASE NO 03/30/08	TRAVIA BRIAN J 60817 \$32658.0000 INCREASE NO 03/30/08
SUAREZ EVELYN 60817 \$32658.0000 INCREASE NO 03/30/08	TRAVIS LINDA D 60817 \$32658.0000 INCREASE NO 03/30/08
SUAREZ PEDRO 60817 \$32740.0000 INCREASE NO 03/30/08	TRAYLOR CAROL 60817 \$32658.0000 INCREASE NO 03/30/08
SUAREZ RENEE 60817 \$32658.0000 INCREASE NO 03/30/08	TRAYNHAM TRUMAN 60817 \$32740.0000 INCREASE NO 03/30/08
SUBER MONICA 60817 \$32658.0000 INCREASE NO 03/30/08	TREJO FIDEL 60817 \$32658.0000 INCREASE NO 03/30/08
SUGGS AYANNA S 70204 \$13.8500 TERMINATED YES 04/02/08	TRENT DEBORAH A 60817 \$32740.0000 INCREASE NO 03/30/08
SULJOVIC ALDIJANA 30087 \$56544.0000 INCREASE YES 04/30/08	TRESCOTT MELINDA J 60817 \$32658.0000 INCREASE NO 03/30/08
SUMLIN LISA 60817 \$29689.0000 INCREASE NO 03/30/08	TRIBBLE BRENDA M 60817 \$32658.0000 INCREASE NO 03/30/08
SUMMERS ANNIE D 60817 \$32658.0000 INCREASE NO 03/30/08	TROTTMAN DIANNE E 60817 \$32658.0000 INCREASE NO 03/30/08
SUMMERS CRYSTAL 60817 \$32658.0000 INCREASE NO 03/30/08	TROUPE LARRY J 60817 \$29689.0000 INCREASE NO 03/30/08
SUMPTER ALENIA L 60817 \$29689.0000 INCREASE NO 03/30/08	TRUPIANO THERESA 60817 \$32740.0000 INCREASE NO 03/30/08
SUMPTER JANICE N 60817 \$32658.0000 INCREASE NO 03/30/08	TSCHUPP JOY 60817 \$29689.0000 INCREASE NO 03/30/08
SUMPTER MOREEN L 60817 \$29689.0000 INCREASE NO 03/30/08	TUCKER ELIJAH K 60817 \$32658.0000 INCREASE NO 03/30/08
SUNYAK MARIA 60817 \$32658.0000 INCREASE NO 03/30/08	TUCKER LESLIE A 60817 \$32658.0000 INCREASE NO 03/30/08
SURGENER DEBRA A 60817 \$28901.0000 INCREASE NO 03/30/08	TUCKER TIFFANY A 60817 \$29689.0000 INCREASE NO 03/30/08
SURITA NANCY J 60817 \$32658.0000 INCREASE NO 03/30/08	TURAY ABDUL K 60817 \$32658.0000 INCREASE NO 03/30/08
SUTTON PANCHELLI 60817 \$32658.0000 INCREASE NO 03/30/08	TURNER CHARMAIN M 60817 \$32658.0000 INCREASE NO 03/30/08
SUTTON SHANELL M 60817 \$32658.0000 INCREASE NO 03/30/08	TURNER CHERYL 60817 \$32720.0000 INCREASE NO 03/30/08
SUTTON II DAVID L 60817 \$29689.0000 INCREASE NO 03/30/08	TURNER ERNESTIN 60817 \$32658.0000 INCREASE NO 03/30/08
SWABY KAREN N 60817 \$32658.0000 INCREASE NO 03/30/08	TURNER KWAME T 60817 \$29689.0000 INCREASE NO 03/30/08
SWEENEY-ADAMS EMONTINE V 60817 \$32658.0000 INCREASE NO 03/30/08	TURNER LISHA 60817 \$32658.0000 INCREASE NO 03/30/08
SWINTON ESTELLA L 60817 \$32658.0000 INCREASE NO 03/30/08	TURNER MARY M 60817 \$32658.0000 INCREASE NO 03/30/08
SYDLO HELEN E 60817 \$32740.0000 INCREASE NO 03/30/08	TURNER VARNE 60817 \$32658.0000 INCREASE NO 03/30/08
SYNMOIE RICHARD P 60817 \$32658.0000 INCREASE NO 03/30/08	TUTEIN SHERYL E 60817 \$32658.0000 INCREASE NO 03/30/08
SZELECZKI DAMARIS 60817 \$32658.0000 INCREASE NO 03/30/08	TWITTY-RAMOS SANDRA 60817 \$32658.0000 INCREASE NO 03/30/08
TABOR TANISHA 60817 \$32658.0000 INCREASE NO 03/30/08	TYNER PRESSIE B 60817 \$32658.0000 INCREASE NO 03/30/08
TACORONTE EVA M 60817 \$32740.0000 INCREASE NO 03/30/08	TYNEST III HARCOURT A 60817 \$32658.0000 INCREASE NO 03/30/08
TALLEY WYNONA R 60817 \$32658.0000 INCREASE NO 03/30/08	TYSON DEBORAH A 60817 \$32658.0000 INCREASE NO 03/30/08
TALOVERA CHERYL L 60817 \$32658.0000 INCREASE NO 03/30/08	TYSON DIANA A 60817 \$32658.0000 INCREASE NO 03/30/08
TAN PETER 60817 \$32658.0000 INCREASE NO 03/30/08	TYSON GUSTAVUS 60817 \$32658.0000 INCREASE NO 03/30/08
TANKERSLY MARION S 60817 \$29689.0000 INCREASE NO 03/30/08	UBEDA IRAISA K 60817 \$28901.0000 INCREASE NO 03/30/08
TANNER SAMADHI 60817 \$32658.0000 INCREASE NO 03/30/08	UBILLA ROSARIO 60817 \$32658.0000 INCREASE NO 03/30/08
TAORMINA DANIELA 60817 \$32658.0000 INCREASE NO 03/30/08	UDDIN MD R 60817 \$28901.0000 INCREASE NO 03/30/08
TASHMAN MICHAEL L 60817 \$32740.0000 INCREASE NO 03/30/08	UDDIN SYED N 60817 \$29689.0000 INCREASE NO 03/30/08
TATIS JOSE R 60817 \$29689.0000 INCREASE NO 03/30/08	UFOMADUH STACY 60817 \$28901.0000 INCREASE NO 03/30/08
TAVERAS ANTONIO 60817 \$32658.0000 INCREASE NO 03/30/08	ULAN RONALD B 13632 \$88662.0000 INCREASE NO 04/30/08
TAYLOR ALAN P 60817 \$32740.0000 INCREASE NO 03/30/08	UNDERWOOD MOI 60817 \$32658.0000 INCREASE NO 03/30/08
TAYLOR ANNIE A 60817 \$32658.0000 INCREASE NO 03/30/08	UPSHAW JEAN 60817 \$32658.0000 INCREASE NO 03/30/08
TAYLOR CHERYL 60817 \$32658.0000 INCREASE NO 03/30/08	URBAEZ GERARDO M 60817 \$29689.0000 INCREASE NO 03/30/08
TAYLOR CHRISTOP 60817 \$32658.0000 INCREASE NO 03/30/08	URCIUOLI GERARD A 70210 \$59588.0000 TERMINATED NO 05/20/08
TAYLOR KAREN V 60817 \$29689.0000 INCREASE NO 03/30/08	URRUTIA LUCRECIA 60817 \$32658.0000 INCREASE NO 03/30/08
TAYLOR KARENE S 60817 \$28901.0000 INCREASE NO 03/30/08	USHER PETER C 60817 \$32740.0000 INCREASE NO 03/30/08
TAYLOR KEVIN 60817 \$32658.0000 INCREASE NO 03/30/08	UWOGHIREN SAMSON I 60817 \$32658.0000 INCREASE NO 03/30/08
TAYLOR KEVIN C 60817 \$32658.0000 INCREASE NO 03/30/08	VADEN-WILLIAMS DIANA 60817 \$32658.0000 INCREASE NO 03/30/08
TAYLOR LINDA J 60817 \$32658.0000 INCREASE NO 03/30/08	VALDES TIFFANY 60817 \$32658.0000 INCREASE NO 03/30/08
TAYLOR MARGUERY 60817 \$32658.0000 INCREASE NO 03/30/08	VALDEZ CESAR V 60817 \$32740.0000 INCREASE NO 03/30/08
TAYLOR ROSEMARY D 60817 \$29689.0000 INCREASE NO 03/30/08	VALDEZ CHRISTY C 60817 \$29689.0000 INCREASE NO 03/30/08
TAYLOR RYAN A 60817 \$28901.0000 INCREASE NO 03/30/08	VALENCIA RAQUEL A 60817 \$29689.0000 INCREASE NO 03/30/08
TAYLOR SANDRA I 60817 \$32658.0000 INCREASE NO 03/30/08	VALENTIN ALBERTO L 60817 \$29689.0000 INCREASE NO 03/30/08
TAYLOR SHARON D 60817 \$32658.0000 INCREASE NO 03/30/08	VALENTIN FIDEL 60817 \$32740.0000 INCREASE NO 03/30/08
TAYLOR TANYA M 60817 \$29689.0000 INCREASE NO 03/30/08	VALENTIN JASON 60817 \$32658.0000 INCREASE NO 03/30/08
TAYLOR WILLIAM E 60817 \$29689.0000 INCREASE NO 03/30/08	VALENTIN LUZ H 60817 \$32658.0000 INCREASE NO 03/30/08
TAYLOR-JOHNSON LORETTA R 60817 \$32658.0000 INCREASE NO 03/30/08	VALENTIN MARISOL 60817 \$32658.0000 INCREASE NO 03/30/08
TEELUCKSINGH MARGIE 60817 \$32740.0000 INCREASE NO 03/30/08	VALENTIN NICOLE S 60817 \$32658.0000 INCREASE NO 03/30/08
TEJADA ANA D 60817 \$32658.0000 INCREASE NO 03/30/08	VALENTIN PABLO R 60817 \$32658.0000 INCREASE NO 03/30/08
TEJEDA EDWIN A 60817 \$32658.0000 INCREASE NO 03/30/08	VALENTIN ROSA 60817 \$32658.0000 INCREASE NO 03/30/08
TEJEDA ELAINE Y 60817 \$32658.0000 INCREASE NO 03/30/08	VALENTIN YASMINE 60817 \$28901.0000 INCREASE NO 03/30/08
TELLADO JULIA G 60817 \$32658.0000 INCREASE NO 03/30/08	VALENTIN YVET 60817 \$32658.0000 INCREASE NO 03/30/08
TEPLITSKIY MARK D 60817 \$32658.0000 INCREASE NO 03/30/08	VALENTINE KATHERIN M 70210 \$59588.0000 RETIRED NO 05/22/08
TERMAN ADA W 60817 \$32658.0000 INCREASE NO 03/30/08	VALERIO GERALDO M 60817 \$32658.0000 INCREASE NO 03/30/08
TERRELL YVONNE 60817 \$32720.0000 INCREASE NO 03/30/08	VALLE VICTORIA T 60817 \$32658.0000 INCREASE NO 03/30/08
TESORO DENNIS L 60817 \$32740.0000 INCREASE NO 03/30/08	VALTIERRA RUTH M 60817 \$32658.0000 INCREASE NO 03/30/08
TESSITORE JOHN M 60817 \$32740.0000 INCREASE NO 03/30/08	VAN PELT JEFFREY 60817 \$32740.0000 INCREASE NO 03/30/08
THEODORE BEVERLY P 60817 \$32658.0000 INCREASE NO 03/30/08	VANDERHORST JULIA H 60817 \$32658.0000 INCREASE NO 03/30/08
THEORIGHT ANA M 60817 \$32720.0000 INCREASE NO 03/30/08	VANDROFF BRIGETTE 60817 \$29689.0000 INCREASE NO 03/30/08
THOMAS ANTONIO N 60817 \$28901.0000 INCREASE NO 03/30/08	VANDROFF CHOONA 60817 \$32658.0000 INCREASE NO 03/30/08
THOMAS ANYA N 60817 \$29689.0000 INCREASE NO 03/30/08	VANDROFF PATRICE M 60817 \$28901.0000 INCREASE NO 03/30/08
THOMAS BERNISHE M 60817 \$32658.0000 INCREASE NO 03/30/08	VANN JAHAR 60817 \$29689.0000 INCREASE NO 03/30/08
THOMAS BRIAN A 60817 \$29689.0000 INCREASE NO 03/30/08	VARELA EDWARD W 60817 \$32658.0000 INCREASE NO 03/30/08
THOMAS CARLOS 60817 \$29689.0000 INCREASE NO 03/30/08	VARELA ESPERANC M 70205 \$9.1300 APPOINTED YES 05/08/08
THOMAS CHARISSE L 60817 \$32658.0000 INCREASE NO 03/30/08	VARGAS ARELYS 60817 \$32658.0000 INCREASE NO 03/30/08
THOMAS CHARMAIN 60817 \$32658.0000 INCREASE NO 03/30/08	VARGAS EDUARDO J 60817 \$32658.0000 INCREASE NO 03/30/08
THOMAS CHERYL 60817 \$32658.0000 INCREASE NO 03/30/08	VARGAS HECTOR M 60817 \$32720.0000 INCREASE NO 03/30/08
THOMAS CRYSTAL C 60817 \$28901.0000 INCREASE NO 03/30/08	VARGAS MARIA L 70205 \$9.1300 APPOINTED YES 05/08/08
THOMAS DEBORAH A 70205 \$9.1300 APPOINTED YES 05/08/08	VARGAS MERCEDES 60817 \$32740.0000 INCREASE NO 03/30/08
THOMAS JASON C 60817 \$29689.0000 INCREASE NO 03/30/08	VARGAS NAKISHA A 60817 \$29689.0000 INCREASE NO 03/30/08
THOMAS JOANN D 60817 \$32658.0000 INCREASE NO 03/30/08	VARGAS VICTORIA V 60817 \$28901.0000 INCREASE NO 03/30/08
THOMAS JOYCE L 60817 \$32658.0000 INCREASE NO 03/30/08	VARGAS JR WILFREDO 60817 \$32658.0000 INCREASE NO 03/30/08
THOMAS KATHY 70205 \$9.1300 APPOINTED YES 05/08/08	VASQUEZ JESUS 60817 \$32658.0000 INCREASE NO 03/30/08
THOMAS LYNNYON T 60817 \$32658.0000 INCREASE NO 03/30/08	VASQUEZ JOSE M 60817 \$28901.0000 INCREASE NO 03/30/08
THOMAS MAXINE L 60817 \$32658.0000 INCREASE NO 03/30/08	VASQUEZ JUANA E 60817 \$32658.0000 INCREASE NO 03/30/08
THOMAS MONIQUE K 60817 \$29689.0000 INCREASE NO 03/30/08	VASQUEZ MICHELLE 60817 \$28901.0000 INCREASE NO 03/30/08
THOMAS PHYLLIS 60817 \$32740.0000 INCREASE NO 03/30/08	VASQUEZ NILDA 60817 \$32740.0000 INCREASE NO 03/30/08
THOMAS SHAKIMA S 60817 \$32658.0000 INCREASE NO 03/30/08	VAUGHN JR MAURICE C 60817 \$32658.0000 INCREASE NO 03/30/08
THOMAS SHARON A 60817 \$28901.0000 INCREASE NO 03/30/08	VAZQUEZ ANNETTE 60817 \$32658.0000 INCREASE NO 03/30/08
THOMAS SHIRRETT R 60817 \$32658.0000 INCREASE NO 03/30/08	VAZQUEZ CARMEN S 60817 \$32658.0000 INCREASE NO 03/30/08
THOMAS SIOBHAN E 60817 \$29689.0000 INCREASE NO 03/30/08	VECCHI MICHELE T 60817 \$32740.0000 INCREASE NO 03/30/08
THOMAS TAMARA R 60817 \$29689.0000 INCREASE NO 03/30/08	VEGA GLENDALY 60817 \$32658.0000 INCREASE NO 03/30/08
THOMAS TAMEKA 60817 \$29689.0000 INCREASE NO 03/30/08	VEGA GREGORY 60817 \$28901.0000 INCREASE NO 03/30/08
THOMAS TICHON M 60817 \$32658.0000 INCREASE NO 03/30/08	VEGA LYDIA E 10147 \$39509.0000 RESIGNED NO 05/02/08
THOMAS VENITH A 60817 \$28901.0000 INCREASE NO 03/30/08	VEGA RAYMOND 60817 \$32658.0000 INCREASE NO 03/30/08
THOMAS JR. JOSEPH I 60817 \$29689.0000 INCREASE NO 03/30/08	VEGA TAINA 60817 \$32658.0000 INCREASE NO 03/30/08
THOMASEL LAURA A 60817 \$32658.0000 INCREASE NO 03/30/08	VELAZQUEZ ANDREW 60817 \$32740.0000 INCREASE NO 03/30/08
THOMPSON BARBARA J 60817 \$32658.0000 INCREASE NO 03/30/08	VELAZQUEZ BENJAMIN 60817 \$32740.0000 INCREASE NO 03/30/08
THOMPSON DAWN S 60817 \$32658.0000 INCREASE NO 03/30/08	VELAZQUEZ CINTHIA J 60817 \$28901.0000 INCREASE NO 03/30/08
THOMPSON DEBRA S 60817 \$32720.0000 INCREASE NO 03/30/08	VELAZQUEZ EMILLY 60817 \$32658.0000 INCREASE NO 03/30/08
THOMPSON GEORGE J 60817 \$29689.0000 INCREASE NO 03/30/08	VELEZ JERRY 60817 \$32658.0000 INCREASE NO 03/30/08
THOMPSON JUNNETTE 60817 \$32658.0000 INCREASE NO 03/30/08	VELEZ JOHNNY 60817 \$32740.0000 INCREASE NO 03/30/08
THOMPSON KELVIN E 60817 \$32658.0000 INCREASE NO 03/30/08	VELEZ MARTHA M 60817 \$32658.0000 INCREASE NO 03/30/08
THOMPSON LATOYA T 60817 \$29689.0000 INCREASE NO 03/30/08	VELEZ MELISSA 60817 \$32658.0000 INCREASE NO 03/30/08
THOMPSON LEONA D 60817 \$32658.0000 INCREASE NO 03/30/08	VELEZ MEREDITH 60817 \$32658.0000 INCREASE NO 03/30/08
THOMPSON LISA A 60817 \$32740.0000 INCREASE NO 03/30/08	VELEZ MICHAEL 60817 \$32658.0000 INCREASE NO 03/30/08
THOMPSON MELODINE 60817 \$32658.0000 INCREASE NO 03/30/08	VELEZ MILAGROS 60817 \$29689.0000 INCREASE NO 03/30/08
THOMPSON MIRIAM 60817 \$32658.0000 INCREASE NO 03/30/08	VELEZ RAMON 60817 \$32658.0000 INCREASE NO 03/30/08
THOMPSON PATRICIA C 60817 \$28901.0000 INCREASE NO 03/30/08	VELEZ ROMONA 60817 \$29689.0000 INCREASE NO 03/30/08
THOMPSON RASHEID M 60817 \$28901.0000 INCREASE NO 03/30/08	VELEZ XIOMARA A 60817 \$32658.0000 INCREASE NO 03/30/08
THOMPSON REGAN C 60817 \$29689.0000 INCREASE NO 03/30/08	VELEZ-MORALES BRUNILDA 60817 \$29689.0000 INCREASE NO 03/30/08
THOMPSON SHARESE L 60817 \$32658.0000 INCREASE NO 03/30/08	VELJI ALNOOR K 60817 \$32658.0000 INCREASE NO 03/30/08
THOMPSON SHELLEY A 60817 \$32740.0000 INCREASE NO 03/30/08	VENTOUR TOSHER J 60817 \$29689.0000 INCREASE NO 03/30/08
THOMPSON SHERRY T 60817 \$32658.0000 INCREASE NO 03/30/08	VENTURA ANGEL 60817 \$32658.0000 INCREASE NO 03/30/08
THOMPSON TAKARA V 60817 \$28901.0000 INCREASE NO 03/30/08	VERDEJO HENRY J 60817 \$32658.0000 INCREASE NO 03/30/08
THORNE ANGL 60817 \$32658.0000 INCREASE NO 03/30/08	

VIVERETTE	LAMONT	C	60817	\$32658.0000	INCREASE	NO	03/30/08
WACKMAN	EDNA	S	60817	\$32658.0000	INCREASE	NO	03/30/08
WADE	CAROLYN		60817	\$28901.0000	INCREASE	NO	03/30/08
WALCOTT	NICOLE	A	60817	\$28901.0000	INCREASE	NO	03/30/08
WALCOTT	NICOLE	N	60817	\$32658.0000	INCREASE	NO	03/30/08
WALDO	MICHEAL	E	60817	\$32740.0000	INCREASE	NO	03/30/08
WALFIELD	ROBERT	A	60817	\$28901.0000	INCREASE	NO	03/30/08
WALKER	CURTIS	J	60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER	DEEANN	M	60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER	ELEONOR	G	60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER	ENESE	I	60817	\$32740.0000	INCREASE	NO	03/30/08
WALKER	FAYON		60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER	FELICIA	N	60817	\$28901.0000	INCREASE	NO	03/30/08
WALKER	JENKATA	L	60817	\$32740.0000	INCREASE	NO	03/30/08
WALKER	JOHN	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER	KAREN		60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER	NICOLE		60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER	SHARON	E	60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER	SHENETTA	D	60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER	SHIRLEY	L	60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER	SIMONE	M	60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER	TAKISHA	N	60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER-JONES	LAURA	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER-MEYERS	ETHEL		60817	\$32658.0000	INCREASE	NO	03/30/08
WALKER-RUSSELL	SHRIEE	R	60817	\$32658.0000	INCREASE	NO	03/30/08
WALLACE	BLANCHE		60817	\$32740.0000	INCREASE	NO	03/30/08
WALLACE	MELISSA	J	60817	\$32658.0000	INCREASE	NO	03/30/08
WALLACE	TERRELL	K	60817	\$32658.0000	INCREASE	NO	03/30/08
WALLACE	TYISHA	N	60817	\$29689.0000	INCREASE	NO	03/30/08
WALLACE	VINCENT	E	60817	\$32658.0000	INCREASE	NO	03/30/08
WALLS	GEORGE	A	60817	\$32740.0000	INCREASE	NO	03/30/08
WALTON	LAMONTE	T	60817	\$29689.0000	INCREASE	NO	03/30/08
WANIO	LOIS	K	60817	\$32658.0000	INCREASE	NO	03/30/08
WARD	DAISY	L	60817	\$32658.0000	INCREASE	NO	03/30/08
WARD	DEBORAH		60817	\$32658.0000	INCREASE	NO	03/30/08
WARD	GEORGE	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WARD	NATIMA	J	60817	\$32658.0000	INCREASE	NO	03/30/08
WARD	SANDRA	I	60817	\$32658.0000	INCREASE	NO	03/30/08
WARD	TYRONE	R	60817	\$29689.0000	INCREASE	NO	03/30/08
WARD-O'BRADY	SHARNETT	I	60817	\$32658.0000	INCREASE	NO	03/30/08
WARE	EDNA	H	60817	\$32658.0000	INCREASE	NO	03/30/08
WARNER	KATRINA		60817	\$32658.0000	INCREASE	NO	03/30/08
WARR	JOHN	D	60817	\$32740.0000	INCREASE	NO	03/30/08
WARREN	RHONDA		60817	\$32658.0000	INCREASE	NO	03/30/08
WARREN	TAWANA	C	60817	\$32658.0000	INCREASE	NO	03/30/08
WASHINGTON	BRENDA	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WASHINGTON	CHEVETTE	T	60817	\$28901.0000	INCREASE	NO	03/30/08
WASHINGTON	JAMMY		60817	\$28901.0000	INCREASE	NO	03/30/08
WASHINGTON	JOHNIE		60817	\$32740.0000	INCREASE	NO	03/30/08
WASHINGTON	KEENA	J	60817	\$28901.0000	INCREASE	NO	03/30/08
WASHINGTON	LASHAN	T	60817	\$29689.0000	INCREASE	NO	03/30/08
WASHINGTON	LORETTA	Y	60817	\$32740.0000	INCREASE	NO	03/30/08
WASHINGTON	LYNNDA	E	60817	\$32658.0000	INCREASE	NO	03/30/08
WASHINGTON	MICHAEL		60817	\$32740.0000	INCREASE	NO	03/30/08
WASHINGTON	NATALIE		60817	\$32658.0000	INCREASE	NO	03/30/08
WASHINGTON	RAYMOND	J	60817	\$28901.0000	INCREASE	NO	03/30/08
WASHINGTON	STACIE	L	60817	\$32658.0000	INCREASE	NO	03/30/08
WASHINGTON-GULS	KRISTA	D	60817	\$32658.0000	INCREASE	NO	03/30/08
WATERS	DEBORAH	J	60817	\$32658.0000	INCREASE	NO	03/30/08
WATERS	ERVAN	L	60817	\$32740.0000	INCREASE	NO	03/30/08
WATERS	TANYA	R	60817	\$32658.0000	INCREASE	NO	03/30/08
WATSON	CHARLENE		60817	\$32658.0000	INCREASE	NO	03/30/08
WATSON	DEBORAH	K	60817	\$32658.0000	INCREASE	NO	03/30/08
WATSON	DORIS	P	60817	\$32740.0000	INCREASE	NO	03/30/08
WATSON	EUGENE	C	60817	\$29689.0000	INCREASE	NO	03/30/08
WATSON	MORRIS	M	60817	\$32658.0000	INCREASE	NO	03/30/08
WATSON	RONIECE	L	60817	\$32658.0000	INCREASE	NO	03/30/08
WATSON	STEVEN	B	60817	\$32658.0000	INCREASE	NO	03/30/08
WATTS	EDMUND	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WATTS	SHANEQUA	M	60817	\$28901.0000	INCREASE	NO	03/30/08
WATTS	SHERYL	A	60817	\$32740.0000	INCREASE	NO	03/30/08
WATTS	TAMIKA	V	60817	\$32658.0000	INCREASE	NO	03/30/08
WATTS	WYNIKA	R	60817	\$32658.0000	INCREASE	NO	03/30/08
WEBB	JAMES	J	60817	\$32658.0000	INCREASE	NO	03/30/08
WEBSTER	NILES	R	60817	\$32658.0000	INCREASE	NO	03/30/08
WEEKS	AMAALA	A	60817	\$29689.0000	INCREASE	NO	03/30/08
WEEKS	KELLI	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WEEKS	THERESA		60817	\$29689.0000	INCREASE	NO	03/30/08
WEINSTEIN	ANGELA	T	60817	\$32658.0000	INCREASE	NO	03/30/08
WEITHERS	RENEE	M	60817	\$28901.0000	INCREASE	NO	03/30/08
WELCH	NATASHA	P	60817	\$32658.0000	INCREASE	NO	03/30/08
WELCH	NYOTA	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WELCOME	SHERRYLE	R	60817	\$32658.0000	INCREASE	NO	03/30/08
WELLINGTON	PEDRO	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WELLS	CYNTHIA	D	60817	\$32658.0000	INCREASE	NO	03/30/08
WELLS	WADELL		60817	\$32740.0000	INCREASE	NO	03/30/08
WEST	DONNA	B	60817	\$32720.0000	INCREASE	NO	03/30/08
WEST	FELESHA		60817	\$28901.0000	INCREASE	NO	03/30/08
WEST	NICHOLAS		60817	\$32658.0000	INCREASE	NO	03/30/08
WESTON	ROSA	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WESTRY	KIMBERLY		60817	\$32658.0000	INCREASE	NO	03/30/08
WHALEY	EDITH		60817	\$32658.0000	INCREASE	NO	03/30/08
WHARTON	EVELYN		60817	\$32658.0000	INCREASE	NO	03/30/08
WHEELER	TIMOTHY	R	60817	\$32658.0000	INCREASE	NO	03/30/08
WHEELER	TINIA	T	60817	\$29689.0000	INCREASE	NO	03/30/08
WHEELOCK	REGINA	B	60817	\$32720.0000	INCREASE	NO	03/30/08
WHITE	CHANDRIK	R	60817	\$32658.0000	INCREASE	NO	03/30/08
WHITE	DWAYNE		60817	\$32658.0000	INCREASE	NO	03/30/08
WHITE	DWAYNE	L	60817	\$32658.0000	INCREASE	NO	03/30/08
WHITE	ERICA	N	60817	\$29689.0000	INCREASE	NO	03/30/08
WHITE	FATEEMA	S	60817	\$28901.0000	INCREASE	NO	03/30/08
WHITE	GLORIA	J	60817	\$32658.0000	INCREASE	NO	03/30/08
WHITE	GRETA		60817	\$29689.0000	INCREASE	NO	03/30/08
WHITE	JOE	N	60817	\$32658.0000	INCREASE	NO	03/30/08
WHITE	LESHAUNN	M	60817	\$32658.0000	INCREASE	NO	03/30/08
WHITE	MELANIE	K	60817	\$32658.0000	INCREASE	NO	03/30/08
WHITE	MELISSA	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WHITE	NATHALEE	V	60817	\$32658.0000	INCREASE	NO	03/30/08
WHITE	NATHAN	L	60817	\$32720.0000	INCREASE	NO	03/30/08
WHITE	NICOLE	V	60817	\$28901.0000	INCREASE	NO	03/30/08
WHITE	PATRIECE	J	60817	\$29689.0000	INCREASE	NO	03/30/08
WHITE	PHILIP	B	60817	\$32658.0000	INCREASE	NO	03/30/08
WHITE	RENEE	S	60817	\$28901.0000	INCREASE	NO	03/30/08
WHITE	RONALD	S	60817	\$28901.0000	INCREASE	NO	03/30/08
WHITE	SAMUEL	W	60817	\$28901.0000	INCREASE	NO	03/30/08
WHITE	SHAMEEKA	M	60817	\$29689.0000	INCREASE	NO	03/30/08
WHITE	THERESA	L	60817	\$32658.0000	INCREASE	NO	03/30/08
WHITE	TISHA	M	60817	\$32658.0000	INCREASE	NO	03/30/08
WHITE	VALERIE	P	60817	\$28901.0000	INCREASE	NO	03/30/08
WHITE-ALSTON	MALIKA		60817	\$32658.0000	INCREASE	NO	03/30/08
WHITEHEAD	BENITA		60817	\$29689.0000	INCREASE	NO	03/30/08
WHITEHEAD	BOBBI		60817	\$32658.0000	INCREASE	NO	03/30/08
WHITEHEAD	ROYAL		60817	\$29689.0000	INCREASE	NO	03/30/08
WHITELY	BARBARA		60817	\$32658.0000	INCREASE	NO	03/30/08
WHITLOCK	JOHN		60817	\$32740.0000	INCREASE	NO	03/30/08
WHITLOW	LEWELLYN	I	60817	\$32658.0000	INCREASE	NO	03/30/08
WHITMORE JR	CALLIE		60817	\$32740.0000	INCREASE	NO	03/30/08
WHYTE	DENISE	G	70205	\$9,1300	APPOINTED	YES	05/08/08
WIELGORZ	MINERVA	M	60817	\$32658.0000	INCREASE	NO	03/30/08
WIGGINS	ESMERALD	E	60817	\$28901.0000	INCREASE	NO	03/30/08
WIGGINS	TRESA	J	60817	\$32658.0000	INCREASE	NO	03/30/08
WILKE	TISHEEMA	Y	60817	\$28901.0000	INCREASE	NO	03/30/08
WILCOX	ANNETTE		60817	\$32658.0000	INCREASE	NO	03/30/08
WILCOX	MARGARET		60817	\$32658.0000	INCREASE	NO	03/30/08
WILDER	JULIUS	C	60817	\$29689.0000	INCREASE	NO	03/30/08
WILDER	VIRGINIA		60817	\$32658.0000	INCREASE	NO	03/30/08
WILEY	CLEON		60817	\$29689.0000	INCREASE	NO	03/30/08
WILEY	RANESHA	D	60817	\$28901.0000	INCREASE	NO	03/30/08
WILFORD	QRAN		60817	\$29689.0000	INCREASE	NO	03/30/08
WILKES	SHIRLEY	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WILKINS	ALBERTA		60817	\$32740.0000	INCREASE	NO	03/30/08
WILKINS	ERIC	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WILKINSON	ANN	S	60817	\$32658.0000	INCREASE	NO	03/30/08
WILKS	GUYAN	D	60817	\$29689.0000	INCREASE	NO	03/30/08
WILLIAMS	ADRIAN	E	70210	\$59588.0000	APPOINTED	NO	05/12/08
WILLIAMS	AISHA		60817	\$29689.0000	INCREASE	NO	03/30/08
WILLIAMS	ANGELA	C	60817	\$32658.0000	INCREASE	NO	03/30/08
WILLIAMS	ANTHONY		60817	\$32658.0000	INCREASE	NO	03/30/08
WILLIAMS	BERNADET		60817	\$32658.0000	INCREASE	NO	03/30/08
WILLIAMS	CADEEN	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WILLIAMS	CHANEQUA	L	60817	\$28901.0000	INCREASE	NO	03/30/08
WILLIAMS	CHERVON	E	60817	\$32658.0000	INCREASE	NO	03/30/08
WILLIAMS	CHRISTOP	G	60817	\$32720.0000	INCREASE	NO	03/30/08
WILLIAMS	COURTENE	M	60817	\$32658.0000	INCREASE	NO	03/30/08
WILLIAMS	DARRELL	P	60817	\$32658.0000	INCREASE	NO	03/30/08
WILLIAMS	DARRYL	C	60817	\$32740.0000	INCREASE	NO	03/30/08
WILLIAMS	DAVELLE	R	60817	\$32658.0000	INCREASE	NO	03/30/08
WILLIAMS	DEATRICE	C	60817	\$28901.0000	INCREASE	NO	03/30/08
WILLIAMS	DEBORA	A	60817	\$32658.0000	INCREASE	NO	03/30/08
WILLIAMS	DELPHINE	D	60817	\$32658.0000	INCREASE	NO	03/30/08

WILLIAMS	DESMOND		60817	\$32
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READER'S GUIDE

The City Record (CR) is, published each business day and includes notices of proposed New York City procurement actions, contract awards, and other procurement-related information. Solicitation notices for most procurements valued at or above \$100,000 for information technology and for construction and construction related services, above \$50,000 for other services, and above \$25,000 for other goods are published for at least one day. Other types of procurements, such as sole source, require notice in the City Record for five consecutive days. Unless otherwise specified, the agencies and offices listed are open for business Mondays thru Fridays from 9:00 A.M. to 5:00 P.M. except legal holidays.

NOTICE TO ALL NEW YORK CITY CONTRACTORS

The New York State Constitution ensures that all laborers, workers or mechanics employed by a contractor or subcontractor doing public work are to be paid the same wage rate that prevails in the trade where the public work is being done. Additionally, New York State Labor Law §§ 220 and 230 provide that a contractor or subcontractor doing public work in construction or building service must pay its employees no less than the prevailing wage. Section 6-109 (the Living Wage Law) of the New York City Administrative Code also provides for a "living wage", as well as prevailing wage, to be paid to workers employed by City contractors in certain occupations. The Comptroller of the City of New York is mandated to enforce prevailing wage. Contact the NYC Comptrollers Office at www.comptroller.nyc.gov, click on Labor Law Schedules to view rates.

New York City's "Burma Law" (Local Law No. 33 of 1997) No Longer to be Enforced. In light of the United States Supreme Court's decision in **Crosby v. National Foreign Trade Council**, 530 U.S. 363 (2000), the City has determined that New York City's Local Law No. 33 of 1997 (codified in Administrative Code Section 6-115 and Charter Section 1524), which restricts City business with banks and companies doing business in Burma, is unconstitutional. This is to advise, therefore, that the language relating to Burma contained in existing New York City contracts may not be enforced.

CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

The City of New York is committed to achieving excellence in the design and construction of its capital program, and building on the tradition of innovation in architecture and engineering that has contributed to the City's prestige as a global destination.

VENDOR ENROLLMENT APPLICATION

New York City procures approximately \$7 billion worth of goods, services, construction and construction-related services every year. The NYC Procurement Policy Board Rules require that agencies primarily solicit from established mailing lists called bidder/proposer lists. To register for these lists-free of charge-, prospective suppliers should fill out and submit the NYC-FMS Vendor Enrollment application.

- Online at NYC.gov/selltonyc
- To request a hardcopy application, call the Vendor Enrollment Center at (212) 857-1680.

Attention Existing Suppliers:

Even if you already do business with NYC agencies, be sure to fill out an application. We are switching over to citywide, centralized Bidders Lists instead of the agency-specific lists previously used to issue notices about upcoming contract opportunities. To continue receiving notices of New York City contract opportunities, you must fill out and submit a NYC-FMS Vendor Enrollment application.

If you are uncertain whether you have already submitted an application, call us at (212) 857-1680.

SELLING TO GOVERNMENT TRAINING WORKSHOP

New and experienced vendors are encouraged to register for a free training course on how to do business with New York City. "Selling to Government" workshops are conducted by the Department of Small Business Services, 110 William Street, New York, NY 10038. Morning and afternoon sessions are convened on the first Tuesday of each month. For more information, and to register, call (212) 618-8845.

PRE-QUALIFIED LIST

New York City procurement policy permits agencies to develop and solicit from pre-qualified lists of vendors, under prescribed circumstance. When it is decided by an agency to develop a pre-qualified list, criteria for pre-qualification must be clearly explained in the solicitation and notice of the opportunity to pre-qualify for that solicitation must be published in at least five issues of the CR.

Information and qualification questionnaires for inclusion on such list may be obtained directly from the Agency Chief Contracting Officer at each agency, (see Vendor Information Manual). A completed qualification Questionnaire may be submitted to the Chief Contracting Officer at any time, unless otherwise indicated and action (approval or denial) shall be taken by the agency within 90 days from the date of submission. Any denial or revocation of pre-qualified status can be appealed to the Office of Administrative Trials and Hearings, (OATH), Section 3-11 of the Procurement Policy Board Rules describes the criteria for the general use of pre-qualified lists.

NON-MAYORAL ENTITIES

The following agencies are not subject to Procurement Policy Board rules and do not follow all of the above procedures: City University, Department of Education, Metropolitan Transportation Authority, Health & Hospitals Corporation, Housing Authority. Suppliers interested in applying for inclusion on bidders list should contact these entities directly (see Vendor Information Manual) at the addresses given.

PUBLIC ACCESS CENTER

The Public Access Center is available to suppliers and the public as a central source for supplier-related information through on-line computer access. The Center is located at 253 Broadway, 9th floor, in lower Manhattan, and is open Monday through Friday from 10:00 A.M to 3:00 P.M. For information, contact the Mayor's Office of Contract Services at (212) 788-0010.

ATTENTION: NEW YORK CITY MINORITY AND WOMEN OWNED BUSINESS ENTERPRISES

Join the growing number of Minority and Women Owned Business Enterprises (M/WBEs) that are competing for New York City's business. In order to become certified for the program, your company must substantiate that it: (1) is at least fifty-one percent (51%) owned, operated and controlled by a minority or woman and (2) is either located in New York City or has a significant tie to New York City's business community. To obtain a copy of the certification application and to learn more about the program, contact the New York City Department of Small Business Services, 110 William Street, 2nd Floor, New York, New York 10038 (212) 513-6311.

PROMPT PAYMENT

It is the policy of the City of New York to pay its bills promptly. The Procurement Policy Board Rules generally require that the City pay its bills within 30 days after the receipt of a proper invoice. The City now pays interest on all late invoices. The grace period that formerly existed was eliminated on July 1, 2000. However, there are certain types of payments that are not eligible for interest. These are listed in Section 4-06 of the Procurement Policy Board Rules. The Comptroller and OMB determine the interest rate on late payments twice a year, in January and in July.

PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City Website, <http://NYC.GOV.Selltonyc>

COMMON ABBREVIATIONS USED IN THE CR

The CR contains many abbreviations. Listed below are simple explanations of some of the most common ones appearing in the CR:

- AB Acceptable Brands List
- AC Accelerated Procurement
- AMT Amount of Contract
- BL Bidders List
- CSB Competitive Sealed Bidding (including multi-step)
- CB/PQ CB from Pre-qualified Vendor List
- CP Competitive Sealed Proposal (including multi-step)
- CP/PQ CP from Pre-qualified Vendor List
- CR The City Record newspaper
- DA Date bid/proposal documents available
- DUE Bid/Proposal due date; bid opening date
- EM Emergency Procurement
- IG Intergovernmental Purchasing
- LBE Locally Based Business Enterprise
- M/WBE Minority/Women's Business Enterprise
- NA Negotiated Acquisition
- NOTICE.... Date Intent to Negotiate Notice was published in CR
- OLB..... Award to Other Than Lowest Responsible & Responsive Bidder/Proposer
- PIN..... Procurement Identification Number
- PPB Procurement Policy Board
- PQ Pre-qualified Vendors List
- RS..... Source required by state/federal law or grant
- SCE Service Contract Short-Term Extension
- DP Demonstration Project
- SS Sole Source Procurement
- ST/FED Subject to State &/or Federal requirements

KEY TO METHODS OF SOURCE SELECTION

The Procurement Policy Board (PPB) of the City of New York has by rule defined the appropriate methods of source selection for City procurement and reasons justifying their use. The CR procurement notices of many agencies include an abbreviated reference to the source selection method utilized. The following is a list of those methods and the abbreviations used:

- CSB **Competitive Sealed Bidding** (including multi-step)
Special Case Solicitations / Summary of Circumstances:
- CP **Competitive Sealed Proposal** (including multi-step)
- CP/1 Specifications not sufficiently definite
- CP/2 Judgement required in best interest of City
- CP/3 Testing required to evaluate
- CB/PQ/4
- CP/PQ/4 **CB or CP from Pre-qualified Vendor List/** Advance qualification screening needed
- DP Demonstration Project
- SS **Sole Source Procurement/only one source**
- RS..... Procurement from a Required Source/ST/FED
- NA..... Negotiated Acquisition
For ongoing construction project only:
- NA/8 Compelling programmatic needs

- NA/9 New contractor needed for changed/additional work
- NA/10 Change in scope, essential to solicit one or limited number of contractors
- NA/11 Immediate successor contractor required due to termination/default
For Legal services only:
- NA/12 Specialized legal devices needed; CP not advantageous
- WA **Solicitation Based on Waiver/Summary of Circumstances** (Client Services/BSB or CP only)
- WA1 Prevent loss of sudden outside funding
- WA2 Existing contractor unavailable/immediate need
- WA3 Unsuccessful efforts to contract/need continues
- IG **Intergovernmental Purchasing** (award only)
- IG/F Federal
- IG/S State
- IG/O Other
- EM **Emergency Procurement** (award only) An unforeseen danger to:
- EM/A Life
- EM/B Safety
- EM/C Property
- EM/D A necessary service
- AC **Accelerated Procurement/markets with** significant short-term price fluctuations
- SCE **Service Contract Extension/insufficient time;** necessary service; fair price
Award to Other Than Lowest Responsible & Responsive Bidder or Proposer / Reason (award only)
- OLB/a anti-apartheid preference
- OLB/b local vendor preference
- OLB/c recycled preference
- OLB/d other: (specify)

HOW TO READ CR PROCUREMENT NOTICES

Procurement Notices in the CR are arranged by alphabetically listed Agencies, and within Agency, by Division if any. The notices for each Agency (or Division) are further divided into three subsections: Solicitations, Awards; and Lists & Miscellaneous notices. Each of these subsections separately lists notices pertaining to Goods, Services, or Construction.

Notices of Public Hearings on Contract Awards appear at the end of the Procurement Section. At the end of each Agency (or Division) listing is a paragraph giving the specific address to contact to secure, examine and/or to submit bid or proposal documents, forms, plans, specifications, and other information, as well as where bids will be publicly opened and read. This address should be used for the purpose specified UNLESS a different one is given in the individual notice. In that event, the directions in the individual notice should be followed. The following is a SAMPLE notice and an explanation of the notice format used by the CR.

SAMPLE NOTICE:

POLICE

DEPARTMENT OF YOUTH SERVICES

■ SOLICITATIONS

Services (Other Than Human Services)

BUS SERVICES FOR CITY YOUTH PROGRAM – Competitive Sealed Bids – PIN# 056020000293 – DUE 04-21-03 AT 11:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. Manuel Cruz (646) 610-5225.

☛ m27-30

ITEM	EXPLANATION
POLICE DEPARTMENT	Name of contracting agency
DEPARTMENT OF YOUTH SERVICES	Name of contracting division
■ SOLICITATIONS	Type of Procurement action
<i>Services (Other Than Human Services)</i>	Category of procurement
BUS SERVICES FOR CITY YOUTH PROGRAM	Short Title
CSB	Method of source selection
PIN # 056020000293	Procurement identification number
DUE 04-21-03 AT 11:00 am	Bid submission due 4-21-03 by 11:00 am; bid opening date/time is the same.
<i>Use the following address unless otherwise specified in notice, to secure, examine-submit bid/proposal documents; etc.</i>	Paragraph at the end of Agency Division listing giving contact information, or submit bid/information or and Agency Contact address
	NYPD, Contract Administration Unit 51 Chambers Street, Room 310 New York, NY 10007. Manuel Cruz (646) 610-5225.
☛	Indicates New Ad
m27-30	Date that notice appears in City Record

NUMBERED NOTES

Numbered Notes are Footnotes. If a Numbered Note is referenced in a notice, the note so referenced must be read as part of the notice. **1.** All bid deposits must be by company certified check or money order made payable to Agency or Company.