

## THE CITY RECOR

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### **VOLUME CXXXVII NUMBER 112**

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### THE CITY RECORD

### MICHAEL R. BLOOMBERG, Mayor

MARTHA K. HIRST, Commissioner, Department of Citywide Administrative Services. ELI BLACHMAN, Editor of The City Record.

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Telephone (212) 669-8252

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### PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

### QUEENS BOROUGH PRESIDENT

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Borough President of Queens, Helen Marshall, on **Thursday, June 17, 2010** at 10:30 A.M., in the Borough Presidents Conference Room located at 120-55 Queens Boulevard, Kew Gardens, New York 11424, on the following

NOTE: Individuals requesting Sign Language Interpreters should contact the Borough President's Office, (718) 286-2860, TDD users should call (718) 286-2656, no later than <u>FIVE</u> BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

CD 07 - BSA# 739-76 BZ - IN THE MATTER OF an application submitted by Joseph Morsellino Esq. on behalf of Cord Meyer Development Corp., pursuant to Section 73-03 of the NYC Zoning Resolution, for a one-year renewal of a special permit to operate an amusement arcade (U.G.15) in a C4-1 district located at **212-95 26th Avenue**, Block 5900, Lot 2, Zoning Map 11a, Bayside, Borough of Queens.

CD 01 - ULURP #100145 ZMQ - IN THE MATTER OF an application submitted by Kramer Levin Naftalis and Frankel LLP on behalf of Hour Children, Inc., pursuant to Sections 197-c and 201 of the NYC Charter for an amendment of the Zoning Map, Section No(s) 9a, 9b:

1. changing from an M1-1 District to an R5D district property bounded by 36th Avenue, a line midway between 12th Street and 13th Street, 37th Avenue and 11th Street; and

2. establishing within a proposed R5D district a C1-3 overlay bounded by 36th Avenue, a line midway between 12th Street and 13th Street, a line 100 feet southwesterly of 36th Avenue, and 12th Street:

Borough of Queens, Community District 1, as shown on a diagram (for illustrative purposes only), dated May 10, 2010 and subject to the conditions of CEQR Declaration E-250.

### CITY COUNCIL

■ PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT the Council has scheduled the following public hearings on the matters indicated below:

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the 16th Floor Hearing Room, 250 Broadway, New York City, New York 10007, commencing at 9:30 A.M. on Tuesday,

### TRATTORIA DELL'ARTE

MANHATTAN CB - 5

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Cieli Partners, L.P., d/b/a Trattoria Dell'Arte for a revocable consent to establish, maintain and operate an unenclosed small sidewalk café located at 900 Seventh Avenue, Borough of Manhattan.

CAFÉ BUON GUSTO

BROOKLYN CB - 2

20105441 TCK

Application pursuant to Section 20-226 of the Administrative
Code of the City of New York, concerning the petition of BHRC Corp., d/b/a Café Buon Gusto, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 151 Montague Street, Borough of Brooklyn.

### **BAR PITTI**

MANHATTAN CB - 2

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Bar Giacosa Corp., d/b/a Bar Pitti, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 268 Sixth Avenue, Borough of Manhattan.

### **PAPASITO**

MANHATTAN CB - 12 20105514 TCM Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Vida Mexicana, Inc., for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 223 Dyckman Street, Borough of Manhattan.

### EAST FORDHAM ROAD

Application submitted by 625 Fordham, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 3c:

- changing from a C8-1 District to an R6 District property bounded by Hughes Avenue, a line 100 feet northeasterly of East Fordham Road, Belmont Avenue and East Fordham Road;
- establishing within an existing and proposed R6 District a C2-4 District bounded by Hughes Avenue, 2. a line perpendicular to the northwesterly street line of Belmont Avenue distant 100 feet northeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of East Fordham Road and the northwesterly street line of Belmont Avenue, Belmont Avenue and East Fordham Road.

as shown in a diagram (for illustrative purposes only) dated January 4, 2010, and subject to the conditions of CEQR Declaration E-244.

 $\begin{array}{ccc} & HUDSON\ YARDS\ GARMENT\ CENTER\\ MANHATTAN\ CB-4 & N\ 100217\ ZRM \end{array}$ 

Application submitted by the Department of City Planning, 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 IX, Chapter 3 (Special Hudson Yards District) and Article XII, Chapter 1 (Special Garment Center

Matter in <u>underline</u> is new, to be added; Matter in <del>strikeout</del> is old, to be deleted; Matter within # # is defined in Section 12-10; \* indicates where unchanged text appears in the Zoning Resolution Article IX - Special Purpose Districts

Chapter 3

Special Hudson Yards District

SPECIAL HEIGHT AND SETBACK REGULATIONS

In Subdistricts A, B and C, and Subareas D1, D2 and D3 of the Hell's Kitchen Subdistrict D, and Subdistrict E, the height and setback regulations set forth in paragraphs (a) through (d) of Section 93-42 (Height and Setback in Subdistricts A, B, C, D, E and F) shall apply, except that such regulations are modified in certain locations as set forth in this Section. Such modifications include the establishment in this Section. Such modifications include the establishment of #street wall# location regulations, and minimum and maximum base heights, as shown on Map 3 (Mandatory Street Wall Requirements) of Appendix A. Such modifications also include depths of required setbacks, maximum length of building walls for towers, and tower #lot coverage#. Special provisions for recesses and sidewalk widenings are as follows:

Where #street walls# are required to be located on #street lines# or sidewalk widening lines, ground floor recesses up to three feet deep shall be floor recesses up to three feet deep shall be permitted for access to building entrances, and deeper recesses shall be permitted only where necessary to comply with the pedestrian circulation space provisions of Section 93-63. Above a height of 60 feet for #buildings# fronting upon 34th Street in Subdistrict C or above a height of 50 feet for #buildings# fronting upon Tenth Avenue in Subdistrict C and Subdistrict D, and up to any specified minimum base height, recesses are permitted provided that the aggregate length of specified minimum base height, recesses are permitted provided that the aggregate length of such recesses does not exceed 30 percent of the length of the required #street wall# at any level, and the depth of such recesses does not exceed five feet. No limitations on recesses shall apply above any specified minimum base height or to any portion of a #zoning lot# where #street walls# are not required. not required.

Where #street walls# are required to extend along the entire #street# frontage of a #zoning lot#, no recesses shall be permitted within 20 feet of an adjacent #building#, or within 30 feet of the intersection of two #street lines#, except where corner articulation rules apply.

93-53

Special Height and Setback Regulations in the 34th Street Corridor Subdistrict  $\mathcal C$ 

- For #zoning lots# with frontage on 34th Street, the #street wall# of any #development# or #enlargement# shall be located on and extend along the entire West 34th Street #street line#, except that to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#. Such #street walls# shall rise without setback to a minimum base height of 120 feet and a maximum base height of 150 feet. For #corner lots#, these provisions shall also apply along any intersecting #street line# for a minimum distance of 50 feet and a maximum distance of 100 feet from its intersection with West 34th Street. Above a height of 150 feet, the setback provisions of paragraph (b) of Section 93-42 shall apply.
- (b) Tenth Avenue For #zoning lots# with frontage on Tenth Avenue, the provisions of paragraph (a) of Section 93-541 shall apply.
- Midblocks between Eighth Avenue and Ninth <u>(c)</u>

For #zoning lots# with frontage on West 33rd Street or West 35th Street beyond 100 feet of Eighth Avenue and Ninth Avenue, the #street wall# of any #development# or #enlargement# shall be located on and extend along the entire West 33rd Street or West 35th Street frontage of the #zoning lot# not occupied by existing buildings to remain. Such #street wall# shall rise without setback to a minimum base height of 80 feet and a maximum base height of 90 feet. However, if the height of an adjacent #street wall# fronting on the same #street line# is higher than 90 feet before setback, the #street wall# of the new or #enlarged building# may rise without setback to the height of such adjacent #street wall#, up to a maximum height of 120 feet. Above a height of 90 feet or the height of the adjacent #street wall# if higher than 90 feet, the setback provisions of paragraph (b) of Section 93-42 shall apply. The #street wall# of any #development# or #enlargement# may rise to a height less than 80 feet provided that no #building# on the #zoning lot# exceeds such height.

93-55

Special Height and Setback Regulations in the South of Port Authority Subdistrict E

Zoning lots with Eighth Avenue frontage In the South of Port Authority Subdistrict E, for any #development# or #enlargement# on a #zoning lot# fronting on Eighth Avenue, the "street wall" of such #development# or # enlargement# shall be located on the Eighth Avenue sidewalk widening line and extend along the entire #street# frontage of the #zoning lot#. Such #street wall# shall rise without setback to a minimum height of 90 feet or the height of the "building#, whichever is less, and a maximum height of 120 feet. Above a height of 90 feet, no portion of the #development# or #enlargement# shall penetrate a #sky exposure plane# that begins at a height of 120 feet above the Eighth Avenue sidewalk widening line and #street lines# of West 29th Street and West 40th Street, as applicable, and rises over the #zoning lot# at a stope of four feet of vertical distance, for each foot of horizontal distance, except as provided below:

For #zoning lots# with frontage on Eighth Avenue, the #street wall# of a #development# or #enlargement# shall be located on the Eighth Avenue sidewalk widening line and, where applicable, on the West 39th Street and West 40th Street #street lines#, and extend along the entire #street# frontage of the #zoning lot#. Such #street walls# shall rise without setback to a minimum height of 90 feet and a maximum height of 120 feet. The #street wall# of any #development# or #enlargement# may rise to a height less than 90 feet provided that no #building# on the #zoning lot# exceeds such height.

Above a height of 120 feet, no portion of the #development# or #enlargement# shall penetrate a #sky exposure plane# that begins at a height of 120 feet above the Eighth Avenue sidewalk widening line and #street lines# of West 39th Street and West 40th Street, as applicable, and rises over the #zoning lot# at a slope of four feet of vertical distance, for each foot of horizontal distance, except as provided below:

(a)(1) any portion of the #building or other structure developed# or #enlarged# pursuant to the tower regulations of Sections 33-45 or 35-63, as applicable, may penetrate the #sky exposure plane#;

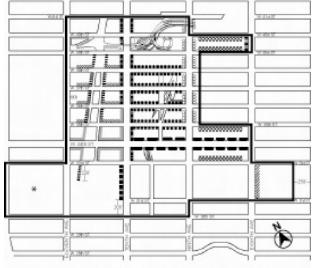
(b)(2) permitted obstructions, as listed in paragraph (a) of Section 93-41, may penetrate the #sky exposure plane#. In addition, a dormer, as listed in paragraph (c) of Section 23-62, may penetrate the #sky exposure plane#.

### (b) Zoning lots without Eighth Avenue frontage

For #zoning lots# without frontage on Eighth Avenue, the #street wall# of a #development# or #enlargement# shall be located on the #street line# and extend along the entire #street# frontage of the #zoning lot# not occupied by existing #buildings# to remain. Such #street walls# shall rise without setback to a minimum base height of 80 feet and a maximum base height of 90 feet. However, if the height of an adjacent #street wall# fronting on the same #street line# is higher than 90 feet before setback, the #street wall# of the new or #enlarged building# may rise without setback to the height of such adjacent #street wall#, up to a maximum height of 120 feet. Above a height of 90 feet or the height of the adjacent #street wall# if higher than 90 feet, the setback provisions of paragraph (b) of Section 93-42 shall apply. The #street wall# of any #development# or #enlargement# may rise to a height less than 80 feet provided that no #building# on the #zoning lot# exceeds such height.

### Appendix A

Map 3: Mandatory Street Wall Requirements



\* \* \*

	Minimum Base Height	Maximum Base Height	Percentage of zoning lot street frontage that must be occupied by a street wall
0000000	60'	85'	100%
	60"	85'	None
	60"	120'	50%
	80"	90'	100%
	90"	120'	70%
	60"	150'	70%
	90"	120'	100%

Special Hudson Yards District

90' 120' 70%
90' 120' 70%
90' 120' 100%
90' 150' 100%
90' 150' 70%
90' 150' 70%
90' 150' 35%

\*For Street Wall requirements of Subdistrict F See Map 9

Article XII - Special Purpose Districts

Chapter 1 Special Garment Center District

121-30 SPECIAL BULK REGULATIONS WITHIN PRESERVATION AREA P-2 121-32 Height of Street Walls and Maximum Building Height

tstreet wall# of any #development# or #enlargement# shall be located on the #street line# and extend along the entire #street# frontage of the #zoning lot# not occupied by existing #buildings# to remain. On a #zoning lot# with frontage of at least 200 feet, up to 20 percent of the #aggregate width of the street wall#, for a maximum 50 feet, may be recessed to a maximum depth of 15 feet from the #street line#, provided the recessed area is located a minimum of 2 0 feet from an adjacent #building# and that minimum of 60 percent of such area be planted with any combination of grass, ground cover, shrubs, trees or other living plant-material. Such #street wall# shall rise without setback to a maximum height of 90 feet or the height of the #building#, whichever is less. However, if the height of an ndjacent #street wall# fronting on the same #stre higher than 90 feet before setback, the #street wall# of the new or #enlarged building# may rise without setback to the height of such adjacent #street wall#, up to a maximum height of 120 feet. Above a height of 90 feet or the height of the adjacent #street wall# if higher than 90 feet, no portion the #development# or #enlargement# shall penetrate a #sky exposure plane# that begins at a height of 90 feet above the #street line# or the height of the adjacent #street wall# if of four feet of vertical distance for each foot of horizontal distance to a maximum height-limit of 250 feet, except as

(a) any portion of the #building or other structure developed# or #enlarged# pursuant to the tower regulations of Sections 33 45 or 25 63, as applicable, may penetrate the #sky exposure plane#, provided no portion of such #building or other structure# exceeds the height limit of 250 foot and

(b) permitted obstructions, as listed in paragraph (a) of Section 93 41, may penetrate the #oky exposure plane# and the height limit of 250 feet. In addition, a dormer, as listed in paragraph (e) of Section 23 62, may penetrate the #oky exposure plane#.

### (a) Height of #street walls#

The #street wall# of any #development# or #enlargement# shall be located on the #street line# and extend along the entire #street# frontage of the #zoning lot# not occupied by existing #buildings# to remain. Such #street wall# shall rise without setback to a minimum base height of 80 feet and a maximum base height of 90 feet. However, if the height of an adjacent #street wall# fronting on the same #street line# is higher than 90 feet before setback, the #street wall# of the new or #enlarged building# may rise without setback to the height of such adjacent #street wall#, up to a maximum height of 120 feet.

For #zoning lots# or portions thereof, with #street# frontage of 25 feet or less existing on (the date of amendment), a minimum base height lower than 80 feet shall be permitted along such #street# frontage in accordance with the following provisions:

(1) where the height of an adjacent #street
wall# fronting on the same #street line# is
at least 60 feet and less than 80 feet, the
#street wall# of the new or #enlarged
building# may rise without setback to the
height of such adjacent #street wall#; or

(2) where the height of an adjacent #street wall# fronting on the same #street line# is less than 60 feet, the #street wall# of the new or #enlarged building# may rise without setback to a minimum #street wall# height of 60 feet.

The #street wall# of any #development# or #enlargement# may rise to a height less than the minimum base height required pursuant to this paragraph, (a), provided that no #building# on the #zoning lot# exceeds such height.

### (b) Maximum #building# height

Above a height of 90 feet or the height of the adjacent #street wall# if higher than 90 feet, no portion of the #development# or #enlargement# shall penetrate a #sky exposure plane# that begins at a height of 90 feet above the #street line#, or the height of the adjacent #street wall# if higher than 90 feet, and rises over the #zoning lot# at a slope of four feet of vertical distance for each foot of horizontal distance to a maximum height limit of 250 feet, except as provided below:

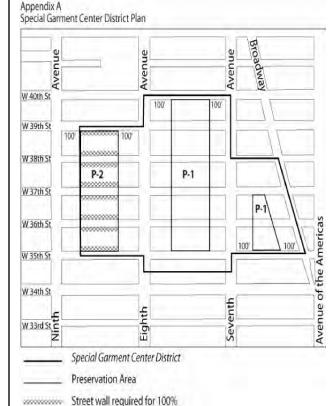
(1) any portion of the #building or other structure developed# or #enlarged# pursuant to the tower regulations of Sections 33-45 or 35-63, as applicable, may penetrate the #sky exposure plane#, provided no portion of such #building or other structure# exceeds the height limit of 250 feet; and

(2) permitted obstructions, as listed in paragraph (a) of Section 93-41, may penetrate the #sky exposure plane# and the height limit of 250 feet. In addition, a dormer, as listed in paragraph (c) of Section 23-62, may penetrate the #sky exposure plane#.

On a #zoning lot# with frontage of at least 200 feet along at least one #street#, up to 20 percent of the #aggregate width of the street wall# facing such #street#, for a maximum width of 50 feet, may be recessed to a maximum depth of 15 feet from the #street line#, provided the recessed area is located a minimum of 20 feet from an adjacent #building# and that a minimum of 60 percent of such area be planted with any combination of grass, ground cover, shrubs, trees or other living plant material.

### APPENDIX A

### **Special Garment Center District Plan**



### ELLIOT CHELSEA HOUSING MANHATTAN CB - 4 N 100262 ZRM

Application submitted by the New York City Housing Authority (NYCHA) and 25th Street Chelsea Equities LLC 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 II, Chapter 3 (Height and Setback Regulations), Borough of Manhattan, and Community District 4.

Matter in <u>underline</u> is new, to be added; Matter in <del>strikeout</del> is to be deleted; Matter with # # is defined in Section 12-10; \* \* \* indicates where unchanged text appears in the Zoning Resolution

### 23-60 HEIGHT AND SETBACK REGULATIONS

of zoning lot street frontage

pursuant to 121-32(a)

### 23-635

Special bulk regulations for certain sites in Community District 4, Borough of Manhattan

Within the boundaries of Community District 4 in the Borough of Manhattan, excluding the Special Clinton District, for #developments# or #enlargements# in R8 Districts without a letter suffix, on #zoning lots# larger than 1.5 acres which include #residences# for which #public funding#, as defined in Section 23-911 (General definitions) is committed to be provided, the City Planning Commission may authorize modifications of height and setback and in conjunction therewith reduce the amount of required off #street# parking, provided the Commission finds that such modifications will facilitate the provision of such #residences#, and such modifications will not unduly obstruct access of light and air to the detriment of the occupants or users of #buildings# on the #zoning lot# or nearby properties, open space, or #streets# and that the reduction in parking is consistent with the needs of the residents. Prior to issuing a building permit for any #development# or #enlargement# utilizing modifications granted by this authorization, the Department of Buildings shall be furnished with written notice of a commitment from the appropriate funding agency for the provision of such #public funding#.

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

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the 16th Floor Hearing Room, 250 Broadway, New York City, New York 10007, commencing at 11:00 A.M. on Tuesday, June 15, 2010:

### GERMANIA FIRE INSURANCE COMPANY MANHATTAN CB - 3 N 100279 HKM

Designation (List No. 427/LP-2354) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter regarding the landmark designation of the Germania Fire Insurance Company Bowery Building, located at 357 Bowery (Block 459, Lot 7), as an historic landmark.

### 380 SEAT PRIMARY SCHOOL

QUEENS CB - 3

20105362 SCQ
Application pursuant to Section 1732 of the New York School
Construction Authority Act concerning the proposed site.

Construction Authority Act, concerning the proposed site selection for a new, approximately 380-Seat Primary School Facility, to be located at 110-02 to 110-20 Northern Boulevard (Block 1725, Lot 1, 3, 4, 7, 8 and 11-13), Borough of Queens, Community School District No. 24.

### $\begin{array}{ccc} 390 \text{ SEAT INTERMEDIATE SCHOOL} \\ \text{BRONX CB - 4} & 20105366 \text{ SCX} \end{array}$

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 390-Seat Intermediate School Facility, to be located at 1065 Dr. Martin Luther King, Jr. Boulevard (Block 2527, Part of Lot 32), Borough of Bronx, Community School District No. 9.

### 600 SEAT PRIMARY SCHOOL

**QUEENS CB - 5** 20105402 SCQ Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 600-Seat Primary School Facility, to be located at 55-20 Metropolitan Avenue (Block 3365, Lot 27), Borough of Queens, Community School District

#### 1,100 SEAT INTERMEDIATE/HIGH SCHOOL QUEENS CB - 2 20105483 SCQ

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 1,100-Seat Intermediate/ High School Facility, to be located at 1-50 51st Avenue known as Parcel B in the Special Southern Hunters Point District (Block 6, Part of Lot 1), Borough of Queens, Community School District No. 30.

#### 850 SEAT INTERMEDIATE/HIGH SCHOOL 20105590 SCM MANHATTAN CB - 5

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 850-Seat Intermediate/ High School Facility, to be located at 10 East 15th Street (Block 842, Lot 34), Borough of Manhattan, Community School District No. 2.

### P.S. 51 (REPLACEMENT)

MANHATTAN CB - 4 20105713 SCM

Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 630-Seat Primary/ Intermediate School Facility (P.S. 51 Replacement), to be located at 515-533 West 44th Street (Block 1073, Lot 1 in part), Borough of Manhattan, Community School District No. 2.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing in the 16th Floor Hearing Room, 250 Broadway, New York City, New York 10007, commencing at 1:00 P.M. on Tuesday, June 15, 2010: j9-15

NOTICE IS HEREBY GIVEN THAT the Council has scheduled the following public hearing on the matter indicated below:

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matter in the 16th Floor Hearing Room, 250 Broadway, New York City, New York 10007, commencing at 1:00 P.M. on Tuesday, June 15, 2010:

### MOTHER ZION

MANHATTAN CB-10

20105714 HAM

Application submitted by the New York City Department of Housing Preservation and Development for Council approval, pursuant to the Private Housing Finance Law, for a voluntary dissolution, a termination of a prior tax exemption and a new tax exemption for property located on Block 2026/Lot 1, Borough of Manhattan, Council District No. 9.

j9-15

### 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, June 23, 2010, commencing at 10:00 A.M.

### BOROUGH OF THE BRONX No. 1 SHAKESPEARE AVENUE C 080109 MMX

IN THE MATTER OF an application, submitted by the Department of Parks & Recreation, 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 a portion of Shakespeare Avenue between West 172nd Street and the Cross Bronx Expressway;
- the establishment of a turn-around at the terminus of Shakespeare Avenue north of West 172nd Street;
- the establishment of a park addition, within the area bounded by Jesup Avenue, West 172nd Street, Nelson Avenue and the Cross Bronx Expressway;
- the delineation of a sewer corridor; and any adjustment of grades necessitated thereby,

including authorization for any acquisition or disposition of real property related thereto, in accordance with Map No. 13119 dated December 30, 2009, revised May 27, 2010, and signed by the Borough President.

### BOROUGH OF STATEN ISLAND No. 2 SIMONSON AVENUE BRIDGE

C 900563 MMR CD 1

IN THE MATTER OF an application, submitted by the Department of Transportation, pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving:

The modification of grades on Simonson Avenue between Heusden Street and Richmond Terrace.

in accordance with Map No. 4126 dated May 14, 1993 and signed by the Borough President.

### No. 3 **GRANITE AVENUE**

#### C 900624 MMR. CD 1

IN THE MATTER OF an application, submitted by the Department of Transportation, pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment to the City Map involving:

The modification of street lines and grades on Granite Avenue between Walker Street and LaSalle Street,

in accordance with Map No. 4125 dated May 14, 1993, revised August 11, 2009, and signed by the Borough President.

### BOROUGH OF MANHATTAN No. 4

#### SOHO CAST IRON HISTORIC DISTRICT CD2 N 100418 HKM

IN THE MATTER OF a communication dated May 19, 2010, from the Executive Director of the Landmarks Preservation Commission regarding the landmark designation of SoHo-Cast Iron Historic District Extension, designated by the Landmarks Preservation Commission on May 11, 2010 (List No. 429, LP No. 2362). The district boundaries are:

Area 1: The SoHo-Cast Iron Historic District Extension consists of the properties bounded by a line beginning at the southwest corner of West Broadway and West Houston Street, then extending westerly along the southern curbline of West Houston Street, southerly along the western property lines of 482 and 480 West Broadway, westerly along the northern property line of 474-478 West Broadway (aka 146 Thompson Street) to the eastern curbline of Thompson Street, southerly along the eastern curbline of Thompson Street to a point formed by its intersection with a line extending westerly from a part of the southern property line of 468-472 West Broadway (aka 138-150 Thompson Street), easterly along a portion of the southern property line of 468-472 West Broadway (aka 138-150 Thompson Street), southerly along the western property lines of 460 to 454 West Broadway and 157 Prince Street to the northern curbline of Prince Street, easterly along the northern curbline of Prince Street to a point formed by its intersection with a line extending northerly from the western property line of 150-154 Prince Street (aka 436-442 West Broadway), southerly across Prince Street and along the western property line of 150-154 Prince Street (aka 436-442 West Broadway), westerly along the northern property line of 430-436 West Broadway, southerly along the western property line of 430-436 West Broadway, westerly along the northern property line of 426-428 West Broadway (aka 102-104 Thompson Street) to the eastern curbline of Thompson Street, southerly along the eastern curbline of Thompson Street to a point formed by its intersection with a line extending westerly from the southern property line of 426-428 West Broadway (aka 102-104 Thompson Street), easterly along the southern property line of 426-428 West Broadway (aka 102-104 Thompson Street), southerly along the western property lines of 424 and 422 West Broadway, westerly along the northern property line of 418-420 West Broadway (aka 94-96 Thompson Street) to the eastern curbline of Thompson Street, southerly along the eastern curbline of Thompson Street to a point formed by its intersection with a line extending westerly from the southern property line of 418-420 West Broadway (aka 94-96 Thompson Street), easterly along the southern property line of 418-420 West Broadway (aka 94-96 Thompson Street), southerly along the western property lines of 414-416 West Broadway and 169 Spring Street to the northern curbline of Spring Street, easterly along the northern curbline of Spring Street to a point formed by its intersection with a line extending northerly from the western property line of 166 Spring Street (aka 402-404 West Broadway), southerly across Spring Street and along the western property line of 166 Spring Street (aka 402-404 West Broadway), westerly along the northern property line of 400 West Broadway, southerly along the western property lines of  $400\ {\rm to}\ 390\ {\rm West}\ {\rm Broadway},$  easterly along the southern property line of 390 West Broadway, southerly along the western property lines of 386-388 to 378-380 West Broadway and a portion of the western property line of 372-376 West Broadway (aka 504-506 Broome Street), easterly along a portion of the southern property line of 372-376 West Broadway (aka 504-506 Broome Street), southerly along a portion of the western property line of 372-376 West Broadway (aka 504-506 Broome Street) and across Broome Street (Watts Street) to the southern curbline of Broome Street (Watts Street), westerly along said curbline to a point formed by its intersection with a line extending northerly from the western property line of 505 Broome Street (aka 366-368 West Broadway and 1-3 Watts Street), southerly along the western property line of 505 Broome Street (aka 366-368 West Broadway and 1-3 Watts Street), westerly long a portion of the northern property line of 362-364 West Broadway, southerly along a portion of the western property line of 362-364 West Broadway, westerly long a portion of the northern property line of 362-364 West Broadway, southerly along a portion of the western property line of 362-364 West Broadway, easterly along the southern property line of 362-364 West Broadway to the centerline of West Broadway, northerly along the centerline of West Broadway to a point formed by its intersection with a line extending easterly from the southern curbline of West Houston Street, then westerly to the point of the beginning.

Area 2: The SoHo-Cast Iron Historic District Extension consists of the properties bounded by a line beginning at the southwest corner of Lafayette Street and East Houston Street, then extending southerly along the western curbline of Lafayette Street, across Prince Street and following the curve of Lafayette Street to the northwest corner of Lafayette Street and Spring Street, westerly along the northern curbline of Spring Street to a point formed by its intersection with a line extending northerly from the eastern property line of 72-78 Spring Street (aka 65-71 Crosby Street), southerly across Spring Street and along the eastern property line of 72-78 Spring Street (aka 65-71 Crosby Street) and a portion of the eastern property line of 61-63 Crosby Street, easterly along a portion of the northern property line of 61-63 Crosby Street, southerly along a portion of the eastern property line of 61-63 Crosby Street, westerly along the southern property line of 61-63 Crosby Street, southerly along the eastern property lines of 59 to 44-47 Crosby Street, easterly along the northerly property line of 416-422 Broome Street (aka 202 Lafayette Street) to the western curbline of Lafayette Street, northerly along said curbline to a point

formed by its intersection with a line extending westerly from the southern curbline of Kenmare Street, easterly across Lafayette Street and along the southern curbline of Kenmare Street to the southwest corner of Kenmare Street and Cleveland Place, southerly along the western curbline of Cleveland Place, across Broome Street, and continuing southerly along the western curbline of Centre Street to the northwest corner of Centre Street and Grand Street, westerly along the northern curbline of Grand Street and across Lafayette Street to the northwest corner of Grand Street and Lafayette Street, southerly across Grand Street and along the western curbline of Lafayette Street to a point formed by its intersection with a line extending easterly from the southern property line of 158-164 Lafayette Street (aka 151 Grand Street), westerly along the southern property line of 158-164 Lafayette Street (aka 151 Grand Street), southerly along the eastern property lines of 13-17 to 1 Crosby Street (aka 28 Howard Street), across Howard Street and continuing southerly along the eastern property line of 19 Howard Street and a portion of the eastern property line of 21-23 Howard Street (aka 261-267 Canal Street, easterly along a portion of the northern property line 257 Canal Street, southerly along a portion of the eastern property line of 257 Canal Street, easterly along a portion of the northern property line of 257 Canal Street and the northern property line of 255 Canal Street, southerly along the eastern property line of 255 Canal Street to the centerline of Canal Street, westerly along the centerline of Canal Street to the centerline of Broadway, northerly along the centerline of Broadway to the centerline of Howard Street, easterly along the centerline of Howard Street to the centerline of Crosby Street, northerly along the centerline of Crosby Street to the southeast corner of Crosby Street and East Houston Street, easterly along the southern curbline of East Houston Street to the point of the

YVETTE V. GRUEL, Calendar Officer City Planning Commission 22 Reade Street, Room 2E New York, New York 10007 Telephone (212) 720-3370

j10-23

### **COMMUNITY BOARDS**

■ PUBLIC HEARINGS

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

### BOROUGH OF QUEENS

COMMUNITY BOARD NO. 07 - Monday, June 14, 2010 at 7:00 P.M., Union Plaza Care Center, 33-23 Union Street, Flushing, NY

### BSA# 739-76-BZ

212-95 26th Avenue - Peter Pan Games of Bayside Application for the extension of the term of a special permit for an additional one (1) year for an amusement arcade to expire on April 10, 2011.

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

### BOROUGH OF QUEENS

COMMUNITY BOARD NO. 01 - Tuesday, June 15, 2010, 6:30 P.M., Astoria World Manor, 25-22 Astoria Boulevard, Astoria, NY

**#C 100145ZMQ**IN THE MATTER OF an application submitted by Hour Children, Inc. pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map: changing from an M1-1 district to an R5D district property; and establishing within a proposed R5D district a C1-3 district.

j9-15

### LANDMARKS PRESERVATION **COMMISSION**

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of 3020 of the New York City Charter and Chapter 3 of Title 24 of the Administrative Code of the City of New York (Sections 25-303 and 25-313) that on **Tuesday**, 22, 2010, 9:30 A.M., at the Landmarks Preservation Commission will conduct a public hearing in the Public Meeting Room of the Landmarks Preservation Commission, located at The Municipal Building, 1 Centre Street, 9th Floor North, City of New York with respect to the following proposed Landmarks, Landmark Sites and Historic District. Any person requiring reasonable accommodation in order to participate in the hearing should call or write the Landmarks Preservation Commission, [Municipal Building, 1 Centre Street, 9<sup>th</sup> Floor North, New York, NY 10007 (212) 669-7700] no later than five (5) business days before the hearing. There will also be a public meeting on that day.

### **PUBLIC HEARING ITEM NO. 1**

LP-2368

LOEW'S CANAL STREET THEATRE, 31 Canal Street, Manhattan.

Landmark Site: Borough of Manhattan Tax Map Block 297, Lot 1 in part

### **PUBLIC HEARING ITEM NO. 2**

LP-2420

JAPAN SOCIETY BUILDING, 333 East 47th Street (aka 327-333 East 47th Street), Manhattan. Landmark Site: Borough of Manhattan Tax Map Block 1340, Lot 16

### **PUBLIC HEARING ITEM NO. 3**

LP-2418

ST. PAUL'S EVANGELICAL LUTHERAN CHURCH, SUNDAY SCHOOL and PARSONAGE, 334 South 5th Street (aka 324-34 South 5th Street; 306-312 Rodney Street),

Landmark Site: Borough of Brooklyn Tax Map Block 2462, Lot 2

### **PUBLIC HEARING ITEM NO. 4**

E. RIDLEY & SONS DEPARTMENT STORE, 315 Grand Street; 321 Grand Street and 59 Orchard Street (aka 64 Allen Street). Manhattan.

Landmark Site: Borough of Manhattan Tax Map Block 308, Lots 14, 15, and 16

### PUBLIC HEARING ITEM NO. 5

154 WEST 14TH STREET BUILDING, 154 West 14th Street (aka 51-59 Seventh Avenue; 154-162 West 14th Street),

Landmark Site: Borough of Manhattan Tax Map Block 609, Lot 7

### PUBLIC HEARING ITEM NO. 6

190 GRAND STREET HOUSE, 190 Grand Street, Manhattan. Landmark Site: Borough of Manhattan Tax Map Block 471,

### PUBLIC HEARING ITEM NO. 7

192 GRAND STREET HOUSE, 192 Grand Street, Manhattan. Landmark Site: Borough of Manhattan Tax Map Block 471,

### **PUBLIC HEARING ITEM NO. 8**

HASKINS & SELLS BUILDING, 35 West 39th Street (aka 35-37 West 39th Street), Manhattan.

Landmark Site: Borough of Manhattan Tax Map Block 841,

### PUBLIC HEARING ITEM NO. 9

177 WEST BROADWAY BUILDING, 177 West Broadway, Manhattan.

Landmark Site: Borough of Manhattan Tax Map Block 176,

### **PUBLIC HEARING ITEM NO. 10**

MUTUAL RESERVE BUILDING, 305 Broadway (aka 305-309 Broadway; 91-99 Duane Street), Manhattan. Landmark Site: Borough of Manhattan Tax Map Block 151,

### PUBLIC HEARING ITEM NO. 11

ROGERS & PEET BUILDING, 258 Broadway (aka 259 Broadway; 1-11 Warren Street), Manhattan. Landmark Site: Borough of Manhattan Tax Map Block 134,

### **PUBLIC HEARING ITEM NO. 12**

LP-2353

97 BOWERY BUILDING, 97 Bowery, Manhattan. Landmark Site: Borough of Manhattan Tax Map Block 304,

### **PUBLIC HEARING ITEM NO. 13**

PROPOSED GRAND CONCOURSE HISTORIC DISTRICT, Borough of the Bronx

### **Boundary Description**

The proposed Grand Concourse Historic District consists of the property bounded by a line beginning at the intersection of the western curbline of the Grand Concourse and a line extending southeasterly from the southeastern corner of Franz Sigel Park (Borough of the Bronx tax map block 2467 lot 1), extending northwesterly along the southwestern property line of Franz Sigel Park (Borough of the Bronx tax maps block 2467 lot 1), across the roadbed of Walton Avenue, and along the southwestern property line of Franz Sigel Park (Borough of the Bronx tax map block 2353 lot 67) to the eastern curbline of Gerard Avenue, northerly along said curbline and across the roadbed of East 153rd Street to the northern curbline of East 153rd Street, northwesterly across the roadbed of Gerard Avenue and along said curbline to its intersection with the eastern curbline of River Avenue, northerly along said curbline to a point formed by its intersection with a line extending westerly from the northern property line of 700 River Avenue (aka 109 East 153rd Street), easterly along said property line and the northern property line of 705 Gerard Avenue to the western curbline of Gerard Avenue, northerly along said curbline to a point formed by its intersection with a line extending southeasterly from the southwestern property line of 731 Gerard Avenue, northwesterly along the said property line, northerly along the western property lines of 731 and 751 Gerard Avenue, across the roadbed of East 157th Street to the northern curbline of East 157th Street, westerly along said curbline to a point formed by its intersection with a line extending southerly from the western property line of 815 Gerard Avenue, northerly along said property line and the western property line 825 Gerard Avenue to the southern curbline of East 158th Street, easterly along said curbline to a point formed by its intersection with a line extending southerly from the western property line of 839 Gerard Avenue, northerly across the roadbed of East 158th Street and along a portion of said property line, westerly along a portion of the southern property line of 839 Gerard Avenue, northerly along a portion of the western property line of 839, easterly along the northern property line of 839 Gerard Avenue to the western curbline of Gerard Avenue, southerly along said curbline to a point formed by its intersection with a line extending westerly from the northern property line of 835 Walton Avenue, easterly across the roadbed of Gerard Avenue and along a portion of said property line, northerly along a portion of the western property line of 835 Walton Avenue, easterly along a portion of the northern property line of 835 Walton Avenue and across the roadbed of Walton Avenue to the eastern curbline of Walton Avenue, northerly

along said curbline and across the roadbed of East 161st Street to the southern curbline of East 161st Street, westerly across the roadbed of Walton Avenue and along said curbline to a point formed by its intersection with a line extending southerly from the western property line of 893 Walton Avenue (aka 101-11 East 161st Street), northerly along a portion of the western property line of 893 Walton Avenue (aka 101-111 East 161st Street), westerly along a portion of the southern property line of 893 Walton Avenue (aka 101-111 East 161st Street) to the eastern curbline of Gerard Avenue, northerly along said curbline to a point formed by its intersection with a line extending westerly from the northern property line of 893 Walton Avenue (aka 101-111 East 161st Street), easterly along a portion of said property line, northerly along the western property lines of 901 through 955 Walton Avenue, westerly along a portion of the southern property line of 975 Walton Avenue to the easterly curbline of Gerard Avenue, northerly along said curbline to the southern curbline of East 164th Street, easterly along said curbline, across to roadbed of Walton Avenue, to a point formed by the intersection of said curbline with a line extending southerly from the western property line of 1001 Grand Concourse, northerly across the roadbed of East 164th Street and along said property line and the eastern property line of 1015 Grand Concourse, easterly along a portion of the northern property line of 1015 Grand Concourse, northerly along the western property lines of 1025 and 1027 Grand Concourse and a portion of the western property line of 1035 Grand Concourse (aka 158 East 165th Street), easterly along a portion of the northern property line of 1035 Grand Concourse (aka 158 East 165th Street), northerly along a portion of the western property line of 1035 Grand Concourse, across the roadbed of East 165th Street, to the southern curbline of East 165th Street, westerly along said curbline to a point formed by its intersection with a line extending southerly from the western property line of 1049Grand Concourse (aka 159 East 165th Street), northerly along said property line, westerly along a portion of the southern property line of 1055 Grand Concourse, northerly along the western property line of 1055 Grand Concourse, westerly along a portion of the southern property line of 1075 Grand Concourse to the eastern curbline of Walton Avenue, northerly along said curbline, across the roadbed of East 166th Street, and along said curbline to the southern curbline of Mc Clellan Street, easterly along said curbline, across the roadbed of the Grand Concourse, to the eastern curbline of the Grand Concourse, northerly across the roadbed of Mc Clellan Street and along said curbline, continuing across the roadbed of East 167th Street and along said curbline to a point formed by its intersection with a line extending westerly from the northern property line of 1212 Grand Concourse (aka 1211 Sheridan Avenue, 181-199 East 167th Street), easterly along said property line to the western curbline of Sheridan Avenue, southerly along said curbline to the northern curbline of East 167th Street, westerly along said curbline to a point formed by its intersection with a line extending northerly from the easterly property line of 1188 Grand Concourse (aka 180-188 East 167th Street), southerly across the roadbed of East 167th Street and along said property line, westerly along a portion of the southern property line of 1188 Grand Concourse (aka 180-188 East 167th Street), southerly along the eastern property line of 1166 Grand Concourse and a portion of the eastern property line of 1150 Grand Concourse (aka 161 Mc Clellan Street), westerly along a portion of the southern property line of 1150 Grand Concourse (aka 161 Mc Clellan Street), southerly along a portion of the eastern property line of 1150 Grand Concourse (aka 161 Mc Clellan Street) to the northern curbline of Mc Clellan Street, westerly along said curbline to a point formed by its intersection with a line extending northerly from the western curbline of Carroll Place, southerly across the roadbed of Mc Clellan Street and along said curbline, across the roadbed of East 166th Street and along said curbline to a point formed by its intersection with a line extending easterly from the southern property line of 1072 Grand Concourse (aka 160-180 East 166th Street), westerly along a portion of said property line, southerly along the eastern property line of 1050 Grand Concourse and a portion of the eastern property line of 1048 Grand Concourse (aka 1059 Carroll Place), easterly along a portion of the northern property line of 1048 Grand Concourse (aka 1059 Carroll Place) to the western curbline of Carroll Place. southerly along said curbline to a point formed by its intersection with a line extending easterly from the southern property line of 1048 Grand Concourse (aka 1059 Carroll Place), westerly along a portion of said property line, southerly along a portion of the eastern property line of 1048 Grand Concourse (aka 1059 Carroll Place) and a portion of the eastern property line of 1040 Grand Concourse (aka 161-173 East 165th Street, 1041 Carroll Place), easterly along a portion of the northern property line of 1040 Grand Concourse (aka 161-173 East 165th Street, 1041 Carroll Place) to the western curbline of Carroll Place, southerly along said curbline and across the roadbed of East 165th Street to the southern curbline of East 165th Street, easterly along said curbline to the western curbline of Carroll Place, southerly along said curbline to the western curbline of Sheridan Avenue, southerly along said curbline to the northern curbline of East 164th Street, westerly along said curbline to a point formed by its intersection with a line extending northerly from the eastern property line of 960 Grand Concourse (aka 160-180 East 164th Street), southerly across the roadbed of East 164th Street and along said property line and a portion of the eastern property line of 940 Grand Concourse (aka 161 East 163rd Street), easterly along the northern property line of 191 East 163rd Street, southerly along the eastern property line of 191 East 163rd Street and across the roadbed of East 163rd Street to the southern curbline of East 163rd Street, easterly along said curbline to the western curbline of Sheridan Avenue, southerly along said curbline to a point formed by its intersection with a line extending westerly across Sheridan Avenue from the northern property line of 910 Sheridan Avenue, easterly across the roadbed of Sheridan Avenue and along said property line, southerly along the eastern property line of 910 Sheridan Avenue, westerly along the southern property line of 910 Sheridan Avenue and across the roadbed

of Sheridan Avenue to the western curbline of Sheridan Avenue, northerly along said curbline to the southern curbline of East 162nd Street, westerly along said curbline to a point formed by its intersection with a line extending northerly from the eastern property line of 900 Grand Concourse, southerly along said property line and across the roadbed of East 161st Street to the southern curbline of East 161st Street, easterly along said curbline to a point formed by its intersection with a line extending northerly from the eastern property line of 888 Grand Concourse (aka 170-180 East 161st Street), southerly along a portion of said property line, easterly along a portion of the northern property line of 888 Grand Concourse (aka 170-180 East 161st Street) to the western curbline of Concourse Village West, southerly along said curbline to a point formed by its intersection with a line extending easterly from the southern property line of 888 Grand Concourse (aka 170-180 East 161st Street), westerly along a portion of said property line, southerly along a portion of the eastern property line of 888 Grand Concourse (aka 170-180 East 161st Street) and a portion of the eastern property line of 860 Grand Concourse (aka 161 East 159th Street), easterly along a portion of the northern property line of 185 East 159th Street to the western curbline of Concourse Village West, southerly along said curbline and across the roadbed of East 159th Street, along said curbline and across the roadbed of East 158th Street, along said curbline to a point formed by its intersection with a line extending easterly from the southern property line of 800 Grand Concourse, westerly along a portion of said property line, southerly along the eastern property lines of 792 and 774 Grand Concourse, easterly along a portion of the northern property line of 760 Grand Concourse, southerly along the eastern property line of 760 Grand Concourse and across the roadbed of East 156th Street to the southern curbline of East 156th Street, easterly along said curbline to a point formed by its intersection with a line extending northerly from the eastern property line of 750 Grand Concourse, southerly along said property line, easterly along a portion of the northern property line of 740 Grand Concourse, southerly along a portion of the eastern property line of 740 Grand Concourse, easterly along a portion of the northern property line of 740 Grand Concourse to the western curbline of Concourse Village West, southerly along said curbline to a point formed by its intersection with a line extending easterly from the southern property line of 730 Grand Concourse, westerly along a portion of said property line, southerly along a portion of the eastern property line of 730 Grand Concourse, westerly along a portion of the southern property line of 730 Grand Concourse and across the road be of the Grand Concourse to the western curbline of the Grand Concourse, southerly along said curbline to the point of the beginning.

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, June 15, 2010 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 QUEENS 10-7717 - Block 8057, lot 14-22 West Drive, aka 37-22 West Drive - Douglaston Historic

An English Cottage style freestanding house designed by Frank J. Forster and built in 1936. Application is to construct an addition and dormer and modify masonry openings. Zoned R1-1.

### CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 10-7788 - Block 276, lot 16-169 Atlantic Avenue - Brooklyn Heights Historic District A modern commercial style building built 1976-77. Application is to install awnings and signage.

### CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 10-5767 - Block 1151, lot 13-162 St. Marks Avenue - Prospect Heights Historic District A neo-Grec style rowhouse built c.1879. Application is to legalize painting the facade, stoop, areaway wall and steps and removing a bluestone sidewalk and areaway pavers without Landmarks Preservation Commission permits.

### BINDING REPORT

BOROUGH OF BROOKLYN 10-4900 - Block 8502, lot 20-1940 East 36th Street - Hendrick I. Lott House- Individual

A Dutch Colonial style wood-frame house built in 1800, incorporating a structure built in 1720. Application is to install fencing, alter circulation paths, construct outbuildings and a barrier-free access ramp.

### CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 10-5269 - Block 1680, lot 19-250 Decatur Street - Stuyvesant Heights Historic District A Romanesque Revival style rowhouse with Renaissance Revival style elements designed by Magnus Dalander & Associates and built in 1894-97. Application is to legalize the installation of stoop railings and a lamppost without Landmarks Preservation Commission permits.

### BINDING REPORT

BOROUGH OF MANHATTAN 10-7128 - Block 122, lot 1-City Hall- Individual and Interior Landmark-African Burial Ground and Commons Historic District

A Federal style government building designed by Mangin and McComb and built between 1802 and 1811. Application is to install rooftop mechanical equipment, modify interior and exterior stairs, install fire suppression equipment and alter

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 09-7832 - Block 21, lot 671 Broadway - Empire Building-Individual Landmark A neo-Classical style office building designed by Kimball & Thompson and built in 1897-98. Application is to replace windows.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-8866 - Block 46, lot 9-14 Wall Street - 14 Wall Street Building - Individual Landmark

A Classical Revival style office building designed by Trowbridge & Livingston, and built in 1910-12, with a Modern Classic style addition designed by Shreve, Lamb & Harmon and built in 1931-33. Application is to install two escalators, modify storefront infill and install signage.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-7083 - Block 483, lot 29-54 Crosby Street - SoHo-Cast Iron Historic District A two-story building altered in 1980. Application is to enlarge the ground floor opening and install new infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-8384 - Block 572, lot 1162 West 9th Street - Greenwich Village Historic District
A Greek Revival style rowhouse built in 1839, with a ground
floor storefront. Application is to legalize the installation of
lighting and a related housing, and artificial ivy secured to
the façade without Landmarks Preservation Commission
permits.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-7288 - Block 615, lot 62-30 Jane Street - Greenwich Village Historic District A stable building built in 1870. Application is to paint the facade and install a display window.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-7964 - Block 634, lot 60-581 Hudson Street - Greenwich Village Historic District A brick apartment house with a commercial ground floor built in 1873. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-8714 - Block 506, lot 53-27 Vandam Street - Charlton –King-Vandam Historic District A Federal style rowhouse built in 1823. Application is to remove lintel covers, construct rooftop and rear yard additions, and excavate the rear yard. Zoned R6.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-7801 - Block 646, lot 30-420 West 14th Street - Gansevoort Market Historic District A neo-Classical style store-and-loft building designed by Thomas H. Styles and built in 1903-04. Application is to establish a master plan governing the future installation of storefronts infill.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-3959 - Block 848, lot 14-893 Broadway, aka 13 East 19th Street - Ladies' Mile Historic District

A neo-Grec style converted shop and dwelling built in 1844, altered in 1873-74 and altered again in 1975. Application is to alter the facade and replace storefront infill.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-6943 - Block 1274, lot 25-768-770 Fifth Avenue - Plaza Hotel-Individual and Interior Landmark

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 alter stairs and replace railings.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-8687 - Block 1264, lot 5-1 Rockefeller Plaza-Rockefeller Center - Individual Landmark

An Art Deco style office tower, designed by L. Andrew Reinhard and Wallace K. Harrison of the Associated Architects and built in 1936-37 as part of the Rockefeller Center complex. Application is to alter storefront infill and install planters.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-8922 - Block 1257, lot 1-476 Fifth Avenue - The New York Public Library - Individual and Interior Landmark

A Beaux-Arts style library building designed by Carrere & Hastings and built in 1898-1911. Application is to install lighting.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 08-2827 - Block 1228, lot 33-428 Amsterdam Avenue - Upper West Side/Central Park West Historic District

A Renaissance Revival style building designed by Henry F. Cook and built in 1896-97. Application is to install storefront infill and signage.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-7983 - Block 1127, lot 1 301 Columbus Avenue - Upper West Side/Central Park West

A Romanesque Revival style flats building designed by Gilbert A. Schellenger and built in 1890-91. Application is to install signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6344 - Block 1121, lot 3914 West 69th Street - Upper West Side/Central Park West

A Renaissance Revival style rowhouse designed by Gilbert A. Schellenger and built in 1896. Application is to alter the areaway.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-8871 - Block 1144, lot 7501-105 West 72nd Street - Upper West Side/Central Park West

A neo-Renaissance style apartment building with Churrigueresque style elements designed by George and Edward Blum and built in 1913. Application is to recreate a balcony that was removed without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-4691 - Block 1127, lot 18-

27 West 74th Street - Upper West Side/Central Park West Historic District

A Renaissance Revival style rowhouse, designed by John H. Duncan, and built in 1889-90. Application is to alter the stoop and areaway.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 09-3560- Block 1167, lot 29-201 West 75th Street, aka 318-330 Amsterdam Avenue – New York Cab Company Stable - Individual Landmark

New York Cab Company Stable - Individual Landmark A Romanesque Revival style commercial stable building designed by C. Abbott French and built in 1888-90. Application is to replace windows.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-7373 - Block 1128, lot 18-25 West 75th Street - Upper West Side/Central Park West Historic District

A Renaissance Revival style rowhouse designed by George M. Walgrove and built in 1892-93. Application is to alter the basement entrance.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-8591 - Block 1416, lot 7-211 East 61st Street - Treadwell Farms Historic District A rowhouse built in 1875, and altered in the English Regency style, between 1940 and 1966. Application is to alter the primary façade.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-3999 - Block 1381, lot 7504 -21 East 66th Street - Upper East Side Historic District A neo-Gothic style apartment building designed by Fred F. French Company and built in 1921. Application is to construct a rooftop addition. Zoned C5-1.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-8711 - Block 1385, lot 1-1 East 70th Street - Henry Clay & Adelaide Childs Frick House- Individual Landmark-Upper East Side Historic District

A French Louis XVI style mansion designed by Carrere & Hastings, built in 1913-14 and altered by John Russell Pope in 1931-35. Application is to enclose a loggia.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF BRONX 10-7906 - Block 2309, lot 1-112 Lincoln Avenue - Estey Piano Factory Building -Individual Landmark

A factory building designed by A.B. Ogden & Son architects, and built in 1885-86, with later additions. Application is to amend Certificate of Appropriateness 10-5557 to construct a rear yard addition. Zoned M1-2/R6A.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 10-7619 - Block 1498, lot 69-1056 Fifth Avenue - Carnegie Hill Historic District A modern style apartment building designed by George F. Pelham and built in 1948. Application is to install a new window opening and to create a master plan for terrace enclosures. Zoned R10/R8-B.

j2-15

### PORT AUTHORITY OF NY AND NJ

NOTICE

### LEGAL NOTICE

NOTICE OF PUBLIC HEARING TO BE HELD JULY 7, 2010 PURSUANT TO §§201-204 OF THE EMINENT DOMAIN PROCEDURE LAW IN CONNECTION WITH THE ACCESS TO THE REGION'S CORE PROJECT

A public hearing, open to all persons, will be held by The Port Authority of New York and New Jersey (PANYNJ) pursuant to §§201-204 of the New York State Eminent Domain Procedure Law (EDPL) in the Sky Top Room at the Hotel Pennsylvania, 401 Seventh Avenue, New York, N.Y., from 2:00 to 5:00 P.M., and from 6:00 to 8:00 P.M., on July 7, 2010 to consider the proposed acquisition by condemnation of certain properties and property interests in Manhattan in furtherance of the proposed Access to the Region's Core Project (the "Project"), which is being carried out by a partnership among PANYNJ, New Jersey Transit Corporation (NJT) and the Federal Transit Administration (FTA).

The purpose of the public hearing is to: (1) inform the public about the Project; (2) review the public use, benefit or purpose to be served by the Project, the proposed location of the Project, and the impact the Project may have on the environment and residents of the locality; and (3) give all interested persons an opportunity to present oral and written statements about the Project.

Project Purpose, Location and Description

The purpose of the Project is to increase trans-Hudson commuter rail capacity to accommodate projected ridership growth from rail lines west of the Hudson River, enhance passenger convenience, and improve system safety and reliability. The Project involves the construction of two new tunnel tubes for two NJT tracks from New Jersey, under the Hudson River, to Penn Station New York. The tunnels would enter Manhattan at West 28th Street (between 120 and 160 feet below grade level), divide into four individual tubes/ tracks under 30th Street, extend northeasterly to 34th Street, and continue to Broadway/Sixth Avenue. Six new tracks would be constructed under West 34th Street between Eighth Avenue and Broadway/Sixth Avenue, with pedestrian connections to existing tracks at Penn Station New York, 14 subway lines and PATH. Five public station entrances would be constructed along 34th Street. An emergency exit/ employee-only entrance would be constructed along 35th Street. Four fan plants would be constructed for ventilation and tunnel egress purposes, located on the north side of West 28th Street, approximately 200 feet east of Twelfth Avenue, and at 431 West 33rd Street, 218 West 35th Street, and 137-139 West 33rd Street. You may visit ARC's website to learn more about the Project at www.arctunnel.com or www.panynj.gov/arc-tunnel/ or review a copy of the Final Environmental Impact Statement (FEIS) at www.arctunnel.com/library/feis\_documents.aspx. The

PANYNJ will also make maps and other materials descriptive of the Project, the property interests proposed to be acquired, and the impacts of the Project, available at a reading room, from the date of this notice until July 28, 2010, at its offices, located at 225 Park Avenue South, New York, NY 10003. Access to these materials will be available from 10:00 a.m. until 4:00 p.m. on weekdays and can be obtained by contacting Rhonda Barnett (212) 435-6916 or paevents@panynj.gov.

### Proposed Property Acquisition

Exhibits A and B, attached to this notice and made a part hereof, list the properties and property interests in Manhattan (other than Block 675, Lot 1, described in the following paragraph) that PANYNJ proposes to acquire by eminent domain. Exhibits A and B refer to the Manhattan Tax Blocks and Lots as they appear on the official New York City Tax Map. (Property interests may be acquired at the property addresses, or at the Tax Blocks and Lots, or both, set forth on Exhibits A and B.) Exhibit A lists properties where PANYNJ would acquire a full fee interest or some lesser interest, which is expected to require relocation of occupants. Exhibit B lists properties where PANYNJ would acquire underground easements below any existing structure and therefore no relocation of any occupant would be required. Exhibit B also lists properties identified by the abbreviation "PZ" (protection zone) where PANYNJ may record restrictive declarations regarding future construction or development. These restrictive declarations would require property owners to provide plans for future development on their property to PANYNJ to confirm that such construction would not adversely impact the tunnels and appurtenant facilities or affect public safety. The Project would require the acquisition of certain subsurface interests underlying and adjacent to City Streets within the Project area which are needed for tunnel construction, rock anchors and supports. The temporary easements to be acquired (as indicated by the "TE" designation on Exhibits A and B) will be of varying duration, but will not exceed ten years from commencement.

With respect to Block 675, Lot 1, PANYNJ proposes to acquire (a) a ten-year easement allowing exclusive use and occupancy of the entire property, with the possibility to extend for two additional one-year periods; (b) permanent and temporary subsurface easement volumes, all triangular in shape in the horizontal plane, as follows: (i) a permanent easement containing approximately 188 square feet, located at the intersection of Lots 1 and 12 and West 29th Street, between elevations 143.60 and 194.90 (all elevations using the Trans-Hudson Express Tunnel Project Vertical Datum), (ii) a temporary easement which includes the area of (b)(i), containing approximately 1,583 square feet, between elevations 143.60 and 210.90; and (c)(i) a permanent easement containing approximately 5,088 square feet, located at the intersection of Lots, 1, 12 and 39, between elevations 140.60 and 192.40, and (ii) a temporary easement which includes the area of (c)(i), containing approximately 9,357 square feet, between elevations 140.60 and 208.40. As part of the foregoing acquisitions, all leases or other rights to occupy Block 675, Lot 1, as well as other title exceptions, may be terminated (but not the reversionary interest of the owner therein). In addition, the property would be subject to restrictions in the form set forth in Schedule I to the Permanent Easement Agreement and Declaration of Restrictive Covenants, attached to the letter agreement between PANYNJ and the owner of Block 675, Lot 1.

Property acquisitions in connection with the Project may be undertaken in stages. Chapter 5 of the FEIS describes anticipated construction impacts of the Project.

### Receipt of Comments

Comments on the proposed acquisitions are requested and may be made orally or in writing at the hearing on July 7, 2010; or delivered in writing to PANYNJ, PO Box 1535, NY, NY 10159-1535; or submitted electronically at the following website: www.arctunnel.com/library from the date of this notice until 5:00 P.M., July 28, 2010. Comments received after 5:00 P.M. on July 28, 2010 will not be considered.

ACCORDING TO EDPL \$202(C), ANY PROPERTY OWNER WHO MAY SUBSEQUENTLY WISH TO CHALLENGE THE CONDEMNATION OF THEIR PROPERTY VIA JUDICIAL REVIEW MAY DO SO ONLY ON THE BASIS OF ISSUES, FACTS, AND OBJECTIONS RAISED AT THE HEARING.

The hearing is accessible to people who are mobility impaired. Sign language interpreter services will be provided upon advance request by contacting Rhonda Barnett (212) 435-6916 or paevents@panynj.gov on or before June 23, 2010.

Dated: June 8,2010

### Exhibit A

Table 1: Fee Simple Absolute Acquisitions

Block	Lot	Property Address	Interest Sought <sup>1</sup>
784	39	442-444 7th Ave. (a/k/a 201 W. 34th St.)	FEE
	<b>54</b>	218 W. 35th St.	FEE
809	16	139 W. 33rd St.	FEE
	17 49	137 W. 33rd St. 108-110 W. 34th St.	$egin{array}{c}  ext{FEE} \  ext{FEE} \end{array}$
810	40	101-103 W. 34th St. (a/k/a	
		1313 Broadway)	FEE

Table 2: Acquisition of Partial Fee Interests, Permanent or Temporary Easements That May Also Include Occupant Displacement

Block	Lot	Property Address	Property Interest Sought
758	25	323 W. 34th St. (a/k/a 334-344 W. 35th St.	PE/TE/PZ
783	1	460 8th Ave.	PE/TE/PZ
783	34	Amtrak Penn Station; 200 W. 34th St.; 1 Penn Plaza East; 420 7th Ave.	PE/TE/PZ
783	70	Amtrak Penn Station; 1 Penn Plaza; 250 W. 34th St.	PE/TE/PZ
783	8034	Amtrak Penn Station 200 W. 34th St.; 1 Penn Plaza East; 420 7th Ave.	PE/TE/PZ
	N/A	Portion of W. 33rd St. between 7th Ave. and 8th Ave.	PE/TE
784	41	446-456 7th Ave.; 209 W. 34th St.	PE/TE/PZ

809	45	1311 Broadway	PE/TE/PZ
809	53	112-122 W. 34th St. (a/k/a 108-125 W. 33rd St.)	PE/TE/PZ

- Mechanical, etc.)
  TE: Temporary Easement (Rock Bolts, Construction Areas, etc.)
  PZ: Protection Zone Restrictive Declaration

### Exhibit B

Table 1: Acquisitions of Below Grade Interests

Table 1: Acquisitions of Below Grade Interests Property							
Block	Lot(s)	Property Address	Interest Sought <sup>2</sup>				
675	38	604 W. 30th St.	PE/TE/PZ				
	39	606-616 W. 30th St.	PE/TE/PZ				
701	68	314-316 11th Ave. (a/k/a 540-556 W. 30th St.)	PZ				
729	1	368 10th Ave. (a/k/a 450 W. 33rd St.)	PE/PZ				
	60 163	401-409 9th Ave. (a/k/a 400-422 W. 33rd St.) 424-438 W. 33rd St.	PZ PZ				
	9001 9060	368 10th Ave. (a/k/a 450 W. 33rd St.) 401-409 9th Ave. (a/k/a 400-	PE/PZ				
791		422 W. 33rd St.)	PZ				
731	1	460 W. 34th St.	PE/PZ				
	44	421 9th Ave.	PZ				
	48	423-431 9th Ave.	PE/TE/PZ				
	50	408 W. 34th St.	PE/TE/PZ				
	54	414-422 W. 34th St.	PE/TE/PZ				
	58	424 W. 34th St.	PE/TE/PZ				
	60	426-430 W. 34th St.	PE/TE/PZ				
	65	436-444 W. 34th St.	PE/TE/PZ				
732	70	446 W. 34th St.	PE/TE/PZ				
	25	413-419 W. 34th St.	PZ				
757	36	433-447 9th Ave.	PE/TE/PZ				
	1	408-430 9th Ave.	PE/TE/PZ				
	17 20 22	325-329 W. 33rd St. 321-323 W. 33rd St. 305-319 W. 33rd St. (a/k/a	PZ PZ				
	31	304-328 W. 34th St.) 5 Penn Plaza (a/k/a	TE/PZ				
	54 66	461 8th Ave.) 330 W. 34th St. 354-356 W. 34th St.	TE/PZ TE/PZ PE/TE/PZ				
758	1	432-434 9th Ave.	PE/TE/PZ				
	5	365-367 W. 34th St.	TE/PZ				
	7	355 W. 34th St.	TE/PZ				
	14	347-353 W. 34th St.	TE/PZ				
	16	333-345 W. 34th St.	PE/TE/PZ				
	28 37 82	311-315 W. 34th St. 481-497 8th Ave.	TE/PZ TE/PZ PZ				
	1001 1002	440-448 9th Ave. 333 W. 34th St. 333 W. 34th St.	PE/TE/PZ PE/TE/PZ				
784	1	480-484 8th Ave.	PE/TE/PZ				
	4	486 8th Ave.	PE/TE/PZ				
	5	488 8th Ave.	PE/TE/PZ				
	6 7	267 W. 34th St. 265 W. 34th St. 261 W. 34th St.	PE/TE/PZ TE/PZ				
	8	261 W. 34th St.	TE/PZ				
	10	259 W. 34th St.	TE/PZ				
	11	257 W. 34th St.	TE/PZ				
	12	255 W. 34th St.	TE/PZ				
	13	253 W. 34th St.	TE/PZ				
	14	251 W. 34th St.	TE/PZ				
	15	249 W. 34th St.	TE/PZ				
	16	247 W. 34th St.	TE/PZ				
	17 18 19	245 W. 34th St. 243 W. 34th St. 14 Penn Plaza (a/k/a	TE/PZ TE/PZ				
	28	225 W. 34th St.) 223 W. 34th St.	PE/TE/PZ TE/PZ				
	29	215-221 W. 34th St.	PE/TE/PZ				
	33	213 W. 34th St.	PE/TE/PZ				
	34	211 W. 34th St.	TE/PZ				
	47	458 7th Ave.	PE/TE/PZ				
	48	460 7th Ave.	TE/PZ				
	50	210 W. 35th St.	PE/TE/PZ				
	51	212-216 W. 35th St.	PE/TE/PZ				
	60	224-232 W. 35th St.	PE/TE/PZ				
	64 68 71	224-232 W. 35th St. 240-246 W. 35th St. 248-252 W. 35th St.	PE/TE/PZ PE/TE/PZ				
	71	254-258 W. 35th St.	PE/TE/PZ				
	74	260-262 W. 35th St.	PE/TE/PZ				
	77	494-496 8th Ave.	PE/TE/PZ				
809	80	490-492 8th Ave. 421 7th Ave.	PE/TE/PZ PZ				
	3	425 7th Ave.	PZ				
	4	427 7th Ave.	PZ				
	5	429 7th Ave.	PZ				
	8	155 W. 33rd St.	PZ				
	18	127-135 W. 33rd St.	TE/PZ				
	59	124 W. 34th St.	PE/TE/PZ				
	60	126 W. 34th St.	PE/TE/PZ				
	61	128 W. 34th St.	PE/TE/PZ				
	62	130-132 W. 34th St.	PE/TE/PZ				
	64	134 W. 34th St.	PE/TE/PZ				
	65	136 W. 34th St.	PE/TE/PZ				
	66 67	138 W. 34th St. 140 W. 34th St. 142 W. 34th St.	PE/TE/PZ PE/TE/PZ				
	68 69 73	144-150 W. 34th St. 152-154 W. 34th St.	PE/TE/PZ PE/TE/PZ TE/PZ				
	80	433-439 7th Ave.	TE/PZ				
	82	431 7th Ave.	PZ				
810	1	441-459 7th Ave.	TE/PZ				
	78	461 7th Ave.	TE/PZ				

Table 2: Acquisitions of New York City Interests, Including Acquisitions of Below Grade And Other Interests in Streets Without Block & Lot Designation

Block	Lot	Description and Approximate Location of Property	Interest Sought
731	164	W. 34th St. between 10th Ave. and 9th Ave.	PE/TE
N/A		Portion of the land beneath the Hudson River west of Block 662, Lots 66 and Block 665, Lot 67 between the westerly prolongations of W. 27th St. and W. 26th St.	PE
N/A		Portion of W. 28th St. between 12th Ave and 11th Ave.	PE/TE
N/A		Portion of W. 29th St. between 12th Ave. and 11th Ave.	PE/TE
N/A		Portion of W. 30th St. between 12th Ave. and 11th Ave	PE/TE
N/A		Portion of W. 30th St. between 12th Ave and 10th Ave., including a majority of the intersection of W. 30th St. and 11th Ave.	PE/TE
N/A		Portion of 11th Ave. between	

W. 29th St. and former W. 32nd St., including a majority of the intersection of W. 30th and 11th Ave. Portion of present or former W. 32nd St. between 11th Ave. and 10th Ave.

Portion of 10th Ave between W. 33rd St. and W. 32nd St., including a portion of the intersections of 10th Ave. and W. 33rd St. and W. 33rd St. and 10th Ave. and former W. 32nd St.

intersections of 10th Ave. and
W. 33rd St. and 10th Ave. and
former W. 32nd St.

N/A

Portion of W. 33rd St. between
10th Ave. and 9th Ave.

PE/TE

N/A

Portion of W. 33rd St. between
7th Ave. and 8th Ave.

PE/TE

N/A

N/A

N/A

N/A

Portion of W. 34th St. between 10th Ave and 9th Ave.

PE/TE

N/A

Portion of 9th Ave between W. 35th St. and W. 33rd St., including the intersection of 9th Ave. and W. 34th St.

West 34th St. between 9th Ave. and Broadway, including the intersections of W. 34th St. and 9th Ave., 8th Ave., 7th Ave., Broadway, and 6th Ave.

N/A

Portion of 8th Ave. between
W. 35th St. and W. 33 St.,
including the intersection of
8th Ave. and W. 34th St.

N/A

Portion of 7th Ave. between
W. 35th St. and W. 33rd St.,
including the intersection of
7th Ave. and W. 34th St.

N/A
Portion of W. 35th St. between 9th Ave. and 8th Ave.

TE

N/A
Portion of W. 35th St. between 8th Ave. and 7th Ave.

Per/TE

N/A
Portion of W. 33rd St. between 7th Ave. and 6th Ave.

TE

N/A

Portion of Broadway between
W. 35th St. and W. 33rd St., PE/TE
including a portion of the intersection
of Broadway and W. 34th St.

N/A

Portion of 6th Ave. between
W. 35th St. and W. 33rd St., PE/TE
including a portion of the
intersection of 6th Ave. and
W. 34th St.

Permanent Easement (Tunnel, Ventilation Ducts, Escalator/Stair, Elevator, Circulation Corridor, Project-Related Mechanical, etc.)
TE: Temporary Easement (Rock Bolts, Construction

Areas, etc.)
PZ: Protection Zone Restrictive Declaration

**☞** j11-17

### RENT GUIDELINES BOARD

■ NOTICE

NOTICE IS HEREBY GIVEN THAT THE NEW YORK CITY RENT GUIDELINES BOARD will hold a public hearing on Tuesday, **June 15, 2010** at the LaGuardia Performing Arts Center, 31-10 Thomson Avenue (use entrance on Van Dam Street, just north of 47 Ave), Long Island City, NY, 11101 to consider public comments concerning rent adjustments for renewal leases for apartments, lofts, hotels and other housing units subject to the Rent Stabilization Law of 1969 and the Emergency Tenant Protection Act of 1974. These adjustments will affect renewal leases commencing between October 1, 2010 through September 30, 2011.

Public comments regarding proposed rent adjustments for rent stabilized apartments, lofts, and hotels (including class A and class B hotels, SROs, rooming houses and lodging houses) will take place between the hours of 4:00 P.M. and 10:00 P.M. on Tuesday, June 15, 2010. Registration of speakers is required and pre-registration is now being accepted and is advised. Pre-registration requests for the hearing must be received before 1:00 P.M. on Monday, June 14, 2010. For further information and to pre-register for the public hearing call the Board at (212) 385-2934 or write to the Rent Guidelines Board, 51 Chambers Street, Rm. 202, New York, NY 10007. Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are requested to notify Ms. Charmaine Superville at the above address by June 4, 2010 by 4:30 P.M.

Proposed rent guidelines for all of the above classes of stabilized housing units were adopted on **May 5, 2010** and published in the City Record on **May 12, 2010.** Copies of the proposed guidelines are available from the Rent Guidelines Board staff office at the above listed address and at the Board's website: housingnyc.com.

NOTICE IS HEREBY GIVEN THAT THE NEW YORK CITY RENT GUIDELINES BOARD will hold a public hearing on Thursday, **June 17, 2010** at the "Great Hall" at Cooper Union, 7 East 7th Street at the corner of 3rd Avenue, New York, NY 10003 to consider public comments concerning rent adjustments for renewal leases for apartments, lofts, hotels and other housing units subject to the Rent Stabilization Law of 1969 and the Emergency Tenant Protection Act of 1974. These adjustments will affect renewal leases commencing between October 1, 2010 through September 30, 2011.

Public comments regarding proposed rent adjustments for rent stabilized apartments, lofts, and hotels (including class A and class B hotels, SROs, rooming houses and lodging houses) will take place between the hours of 10:00 A.M. to 6:00 P.M. on Thursday, June 17, 2010. Registration of speakers is required and pre-registration is now being accepted and is advised. Pre-registration requests for the hearing must be received before 1:00 P.M. on Wednesday, June 16, 2010. For further information and to pre-register for the public hearing call the Board at (212) 385-2934 or write to the Rent Guidelines Board, 51 Chambers Street, Rm.

202, New York, NY 10007. Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are requested to notify Ms. Charmaine Superville at the above address by  $\bf June~8,~2010$  by 4:30 P.M.

Proposed rent guidelines for all of the above classes of stabilized housing units were adopted on **May 5, 2010** and published in the City Record on **May 12, 2010.** Copies of the proposed guidelines are available from the Rent Guidelines Board staff office at the above listed address and at the Board's website: **housingnyc.com.** 

j7-16

### **SMALL BUSINESS SERVICES**

■ NOTICE

NOTICE IS HEREBY GIVEN THAT THE FOLLOWING NEW YORK CITY EMPIRE ZONES ADMINISTRATIVE BOARD MEETINGS WILL BE HELD IN MANHATTAN, BRONX, BROOKLYN, QUEENS AND STATEN ISLAND AS CITED BELOW:

#### EMPIRE ZONE ADMINISTRATIVE BOARD MEETINGS June 15-25, 2010

Zone - Date - Time - Location

South Jamaica - June 15, 2010 - 10:00 A.M. – 11:30 A.M. - Queens Borough President's Office, 120-55 Queens Boulevard

Rockaway - June 15, 2010 - 12:00 P.M. – 1:30 P.M. - Queens Borough President's Office, 120-55 Queens Boulevard

North Shore - June 22, 2010 10:30 A.M. – 12:00 P.M. - S.I. - Workforce 1 Center, 60 Bay Street, S.I., NY

West Shore - June 22, 2010 - 10:30 A.M. – 12:00 P.M. - S.I. - Workforce 1 Center, 60 Bay Street, S.I., NY

Chinatown/Lower East Side - June 29, 2010 - 10:00 A.M. – 11:30 A.M. - SBS Office – Fordham Room, 110 William Street, 7th Floor

East Harlem - June 23, 2010 - 2:00 P.M. – 3:30 P.M. - SBS Office – Fordham Room, 110 William Street, 7th Floor

Hunts Point - June 24, 2010 - 10:00 A.M. - 11:30 A.M. - Bronx Workforce - 1 Center, 358 East 149th St., 2nd Fl., Bronx

Port Morris - June 24, 2010 - 12:00 P.M. – 1:30 P.M. - Bronx Workforce - 1 Center, 358 East 149th St., 2nd Fl., Bronx

Southwest Brooklyn - June 25, 2010 - 9:30 A.M. – 11:00 A.M. Brooklyn Workforce - 1 Center, 9 Bond Street, 5th Fl., Brooklyn

North Brooklyn/Brooklyn Navy Yard - June 25, 2010 - 11:30 A.M. – 1:00 P.M. - Brooklyn Workforce - 1 Center, 9 Bond Street, 5th Fl., Brooklyn

East Brooklyn - June 25, 2010 - 1:30 P.M. - 3:00 P.M. - Brooklyn Workforce - 1 Center, 9 Bond Street, 5th Fl.,

FOR FURTHER INFORMATION CALL: MR. JARED WALKOWITZ (212) 618-8863 NEW YORK CITY DEPARTMENT OF SMALL BUSINESS SERVICES 110 William Street, 7th Floor, New York, NY 10038

j10-14

### TRANSPORTATION

■ PUBLIC HEARINGS

### COMMUTER VAN SERVICE AUTHORITY

NOTICE IS HEREBY GIVEN that the Department of Transportation is conducting a hearing on the expansion of a van authority currently authorized in the Borough of Brooklyn and Manhattan to expand their commuter van service in Brooklyn. The van company requesting this expansion is: Royal Rose Transportation. The address is 839 Troy Avenue, Brooklyn, NY 11203. The applicant currently utilizes 10 vans daily and is requesting 15 additional vans to provide daily service 24 hours a day.

There will be a public hearing held on Monday, June 28, 2010 at the Brooklyn Borough President's Office, 209 Joralemon Street, Community Room, Brooklyn, NY 11201, from 2:00 P.M. - 4:00 P.M. for an opportunity to voice your position on this application. In addition, written comments in support or in opposition to this application may be sent to Ms. Dorothy Szorc at the New York City Department of Transportation, Traffic Management Division, Office of Alternative Modes, 6th Floor, 55 Water Street, New York, NY 10041, no later than June 28, 2010. Any written comments received after this date may not be considered. Those opposing the application must clearly specify why the proposed service will not meet present and/or future public convenience and necessity.

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 55 Water Street, 9th Floor, Room 945 commencing at 2:00 p.m. on Wednesday, June 23, 2010. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9th Floor SW, New York, NY 10041, or by calling (212) 839-6550.

#1 In the matter of a proposed revocable consent authorizing 4 St. Luke's Place Inc. to continue to maintain and use a fenced-in area on the north sidewalk of St. Luke's Place, east of Hudson Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2010 to June 30, 2020 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2010 to June 30, 2020 - \$25/annum

the maintenance of a security deposit in the sum of \$2,000 and the filing of an insurance policy in the minimum amount of \$250,000/\$1000,000 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 The Iris Foundation to continue to maintain and use a conduit under, across and along West 86th Street, between Central Park West and Columbus Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2010 to June 30, 2020 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

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For the period July 1, 2010 to June 30, 2011 - $6,995 For the period July 1, 2011 to June 30, 2012 - $7,199 For the period July 1, 2012 to June 30, 2013 - $7,403
For the period July 1, 2013 to June 30, 2014 - $7,607
For the period July 1, 2014 to June 30, 2015 - $7,811 For the period July 1, 2015 to June 30, 2016 - $8,015
For the period July 1, 2016 to June 30, 2017 - $8,219
For the period July 1, 2017 to June 30, 2018 - $8,423
For the period July 1, 2018 to June 30, 2019 - $8,627
For the period July 1, 2019 to June 30, 2020 - $8,831
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the maintenance of a security deposit in the sum of \$8,900 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 New York University to construct, maintain and use two additional conduits under and across West 4th Street, west of Mercer Street, in the Borough of Manhattan. The proposed revocable consent is for a terms of four years from the date of approval by the Mayor to June 30, 2014 and provides among other terms and conditions for the compensation payable to the City according to the following schedule:

From the approval date to June 30, 2011 - \$14,569 + \$4,975/ annum (prorated from the date of Approval by the Mayor)

```
For the period July 1, 2011 to June 30, 2012 - $20,002 For the period July 1, 2012 to June 30, 2013 - $20,460 For the period July 1, 2013 to June 30, 2014 - $20,918
```

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 Citibank, N.A. to continue to maintain and use removable railings on the south sidewalk of 44th Drive and north sidewalk of 45th Avenue, between 23rd Street and Jackson Avenue, and on the northwest sidewalk of Jackson Avenue, northeast of 45th Avenue, in the Borough of Queens. The proposed revocable consent is for a term of ten years from July 1, 2007 to June 30, 2017 and provide among other terms and conditions for the compensation payable to the City according to the following schedule.

```
For the period July 1, 2007 to June 30, 2008 - $2,492
For the period July 1, 2008 to June 30, 2009 - $2,567
For the period July 1, 2009 to June 30, 2010 - $2,644
For the period July 1, 2010 to June 30, 2011 - $2,723
For the period July 1, 2011 to June 30, 2012 - $2,802
For the period July 1, 2012 to June 30, 2013 - $2,881 For the period July 1, 2013 to June 30, 2014 - $2,960
For the period July 1, 2014 to June 30, 2015 - $3,039
For the period July 1, 2015 to June 30, 2016 - $3,118
For the period July 1, 2016 to June 30, 2017 - $3,197
```

the maintenance of a security deposit in the sum of \$3,200 and the filing of an insurance policy in the minimum amount of \$500,000/\$2,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$200,000.

#5 In the matter of a proposed revocable consent authorizing Citibank, N.A. to continue to maintain and use bollards on the south sidewalk of 44th Drive and north sidewalk of 45th Avenue, between 23rd Street and Jackson Avenue, and on the northwest sidewalk of Jackson Avenue, northeast of 45th Avenue; to remove thirteen bollards and five planters and to construct, maintain and use additional bollards on the northwest sidewalk of Jackson Avenue, northeast of 45th Avenue, in the Borough of Queens. The proposed revocable consent is for a term of ten years from the date of approval by the Mayor. There shall be no compensation required for this revocable consent.

the maintenance of a security deposit in the sum of \$19,000, 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.

j2-23

### NOTICE

#### COMMUTER VAN SERVICE AUTHORITY APPLICATION Staten Island/Brooklyn

NOTICE IS HEREBY GIVEN that the Department of Transportation has received an application for a commuter van service authority. The applicant proposes to operate a van service in the Boroughs of Staten Island and Brooklyn. From the **Borough of Staten Island** bounded on the north Street, by Jersey Street from Castleton Avenue to Jersey Street, by Jersey Street from Castleton Avenue to Victory Blvd, by Victory Blvd. from Jersey Street to Bay Street, bounded on the east by Bay Street from Victory Blvd. to School Road, by School Road from Bay Street to Lily Pond Avenue by Lily Pond Avenue from School Road to Father Canadarra Blvd. by Eather Canadarra Blvd. by Father Canadarra Blvd. from Lily Pond Avenue to Seaview Avenue, bounded on the south by Seaview Avenue from Father Capodanno Blvd. from Lily Pond Avenue from Father Capodanno Blvd. to Fourcorners Road, by Fourcorners Road from Seaview Avenue to Todt Hill Road, by Todt Hill Road from Fourcorners to Ocean Terrace, by Ocean Terrace from Todt Hill Road to Manor Road, by Manor Road from Ocean Terrace to Brielle Avenue, by Brielle Avenue from Manor Road to Bradley Avenue, bounded on the west by Bradley Avenue from Brielle Avenue to Victory Blvd. by Victory Blvd from Bradley Avenue to Jewett Avenue, by Jewett Avenue from Victory Blvd to Forest Avenue, by forest Avenue from Jewett Avenue to Port Richmond Avenue, by Port Richmond Avenue from Forest Avenue to Castleton Avenue to the **Borough of Brooklyn** bounded on the north by 39th Street from 4th Avenue to 16th Avenue, bounded on the east by Dahill Road from 16th Avenue to 18th Avenue, by 18th Avenue from Dahill Road to 65th Street, bounded on the south by 65th Street from 18th Avenue to 4th Avenue, bounded on the west by 4th Avenue from 65th Street to 39th Street. The applicant is TD Van Service, Inc. They can be reached at 133-56 41st Avenue, 1st Floor, Flushing, NY

11355. The applicant is proposing to use 15 van(s) daily to provide this service 16 hours a day.

There will be a public hearing held on Thursday, June 24, 2010 at the Staten Island Borough Hall, 10 Richmond Terrace, Hearing Room 122, 1st Floor, Staten Island, NY 10301 from 2:00 P.M. - 4:00 P.M. and on Monday, June 28, 2010 at the Brooklyn Borough President's Office, 209 Joralemon Street, Brooklyn, NY 11201 from 2:00 P.M. 4:00 P.M. for an opportunity to voice your position on this application. In addition, written comments in support or in opposition to this application may be sent to Ms. Dorothy Szorc at the New York City Department of Transportation, Office of Alternative Modes, 55 Water Street, 6th Floor, New York, NY 10041 no later than June 28, 2010. Any written comments received after this date may not be considered. Those opposing the application must clearly specify why the proposed additional van service will not meet present and/or future public convenience and necessity.

### PROPERTY DISPOSITION

### CITYWIDE ADMINISTRATIVE **SERVICES**

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ AUCTION

### PUBLIC AUCTION SALE NUMBER 10001 - X AND Y **PUBLIC AUCTION SALE NUMBER 10002 - A**

NOTICE IS HEREBY GIVEN of a 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 7, 2010 (SALE NUMBER 10002-A). Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

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

A listing of vehicles to be offered for sale in the next auction can be viewed on our website, on the Friday prior to the sale date at:

\*\*\* PLEASE NOTE: THE SALES FOR JUNE 9, 2010 AND JUNE 23, 2010 (SALE NUMBERS 10001-X AND 10001-Y) HAVE BEEN CANCELLED.

http://www.nyc.gov/autoauction OR http://www.nyc.gov/autoauctions

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

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

j4-jy7

### ■ SALE BY SEALED BID

### SALE OF: 1 LOT OF AUTOMOTIVE PARTS (UNUSED) AND 1 LOT OF STORAGE CONTAINERS. (USED).

**S.P.#:** 10023

**DUE:** June 24, 2010

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.

j4-24

### 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

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 10038, (212) 374-4925.

- Brooklyn 84th Precinct, 301 Gold Street,
- Brooklyn, NY 11201, (718) 875-6675. Bronx Property Clerk 215 East 161 Street, Bronx F
- 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

### **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. The contracting opportunities for construction/construction services and construction-related services that appear in the individual agency listings below reflect that commitment to excellence.

### **CITYWIDE ADMINISTRATIVE SERVICES**

### DIVISION OF MUNICIPAL SUPPLY SERVICES

**■ SOLICITATIONS** 

GRP: RKI GAS MONITORING INSTRUMENT FOR D.E.P. - Competitive Sealed Bids - PIN# 8571000408 -DUE 07-07-10 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.

Department of Citywide Administrative Services 1 Centre Street, Room 1800, New York, NY 10007. Anna Wong (212) 669-8610, fax: (212) 669-7603, dcasdmssbids@dcas.nyc.gov

**☞** j11

### UTILITY TRUCK WITH TELESCOPING ROOF (RE- $\mathbf{AD})$ – Competitive Sealed Bids – PIN# 8571000094 DUE 06-28-10 AT 10:30 A.M.

• OXYGEN EQUIPMENT AND REPLACEMENT PARTS - Competitive Sealed Bids - PIN# 8570901378 -DUE 06-29-10 AT 10:30 A.M.

 $\it Use the following address unless otherwise specified in$ 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.

 $Department\ of\ Citywide\ Administrative\ Services$ 1 Centre Street, Room 1800, New York, NY 10007. Anna Wong (212) 669-8610, fax: (212) 669-7603 dcasdmssbids@dcas.nyc.gov

**☞** j11

AWARDS

Goods

NYS CONTR FOR DELL PC AGGREGATE PURCHASE - LAW – Intergovernmental Purchase – PIN# 857T1000824 – AMT: \$203,112.00 – TO: Dell Marketing LP, One Dell Way, MS RR8-07, Round Rock, TX 78682.
NYS Contract #PT55666.

NYS CONTR FOR SUN ENTERPRISE SYSTEMS -

NYPD – Intergovernmental Purchase – PIN# 857T1000823 – AMT: \$694,407.50 – TO: Continental Resources Inc., 14 Penn Plaza, Suite 1607, NY, NY 10122. • NYS CONTR FOR HP ENTERPRISE SYSTEMS -

DOITT - Intergovernmental Purchase - PIN# 857T1000831 – AMT: \$146,946.30 – TO: International Integrated Solutions, Ltd., 245 Newton Road, Suite 101, Plainview, NY 11803. NYS Contract #PT64150.

Suppliers wishing to be considered for a contract with the Office of General Services of New York State are advised to contact the Procurement Services Group, Corning Tower, Room 3711, Empire State Plaza, Albany, NY 12242 or by phone: 518-474-6717.

GRP: FOR K.E.W. PRESSURE WASHER - Competitive Sealed Bids – PIN# 8571000405 – AMT: \$900,000.00 – TO: Power Scrub It, Inc., 75 Urban Avenue, Westbury, NY

NYS CONTR TELECOMMUNICATIONS SOLUTIONS -DEP – Intergovernmental Purchase – PIN# 857T1000816 – AMT: \$376,575.24 – TO: Dyntek Services, Inc., 1250 Broadway, Suite 3801, New York, NY 10001. NYS Contract #PT64525.

• NYS CONTR FOR TELECOMMUNICATIONS **SOLUTIONS - DOS** – Intergovernmental Purchase - PIN# 857T1000820 – AMT: \$599,697.00 – TO: CDW

Government, Inc., 230 North Milwaukee Ave, Vernon Hills, IL 60061. NYS Contract #PT64431.

NYS CONTR FOR TELECOMMUNICATIONS

● NYS CONTR FOR TELECOMMUNICATIONS
SOLUTIONS - ACS - Intergovernmental Purchase PIN# 857T1050293 - AMT: \$1,231,974.00 TO: CDW Government, Inc., 230 North Milwaukee Ave,
Vernon Hills, IL 60061. NYS Contract #PT64431.

■ NYS CONTR FOR SECURITY
SYSTEMS/SOLUTIONS - NYPD - Intergovernmental
Purchase - PIN# 857T1000822 - AMT: \$933,850.57 TO: Morphetry Log 2 Workington Square Weskington

TO: Morphotrak, Inc., 3 Washington Square, Washington Ave., Ext., Albany, NY 12205. NYS Contract #PT64062.

Suppliers wishing to be considered for a contract with the Office of General Services of New York State are advised to contact the Procurement Services Group, Corning Tower, Room 3711, Empire State Plaza, Albany, NY 12242 or by phone: 518-474-6717.

### ■ VENDOR LISTS

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

- Mix, Biscuit AB-14-1:92
- Mix, Bran Muffin AB-14-2:91 Mix, Corn Muffin AB-14-5:91 Mix, Pie Crust AB-14-9:91
- Mixes, Cake AB-14-11:92A
- Mix, Egg Nog AB-14-19:93 Canned Beef Stew AB-14-25:97
- Canned Ham Shanks AB-14-28:91 Canned Corned Beef Hash AB-14-26:94 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.

jy17-j4

### **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) 669-8610.

jy17-j4

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) 669-8610.

jy17-j4

### COMPTROLLER

### BUREAU OF ASSET MANAGEMENT

AWARDS

Services (Other Than Human Services)

INVESTMENT MANAGEMENT SERVICES - Request for Proposals – PIN# 01508812204QS – AMT: \$3,455,000.00 – TO: Perimeter Capital Management, 5 Concourse Parkway, Suite 2725, Atlanta, GA 30328.

### CONSUMER AFFAIRS

SOLICITATIONS

Human/Client Service

NOTICE OF PARTICIPATION IN INNOVATIVE TAX PREPARATION DELIVERY SERVICES FOR LOW-INCOME FILERS – Other – PIN# 060710 – DUE 07-06-10

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

Department of Consumer Affairs, 42 Broadway, 8th Floor
New York, NY 10004. Tamara Lindsay (212) 487-2749

tlindsay@dca.nyc.gov

**DESIGN & CONSTRUCTION** 

AWARDS

Construction / Construction Services

CONSTRUCTION OF COMBINED SEWERS IN NORTHERN BOULEVARD BETWEEN 110TH STREET NORTHERN BOULEVARD BETWEEN 110TH STREET
AND 111TH STREET, QUEENS – Competitive Sealed Bids – PIN# 8502009SE0005C – AMT: \$1,715,573.85 –
TO: Maspeth Supply Co. LLC, 55-14 48th Street, Maspeth, New York 11378. Project ID: SEQ002649.

• RECONSTRUCTION OF CATCH BASINS IN
VARIOUS LOCATIONS, QUEENS – Competitive Sealed Bids – PIN# 8502009SE0036C – AMT: \$1,791,817.50 –
TO: Heavy Construction Co., Inc., 138-13 Springfield Blvd., Springfield Gardens, New York 11413.
Project ID: SECBRPQ01.

Project ID: SECBRPQ01. **☞** j11

CONTRACT SECTION

■ SOLICITATIONS

Construction / Construction Services

CONSTRUCTION OF SANITARY AND STORM SEWERS IN VARIOUS LOCATIONS, QUEENS -Competitive Sealed Bids - PIN# 8502010SE0028C -DUE 07-08-10 AT 11:00 A.M. – Project ID: SEQ200556. Experience Requirements. Bid documents are available at: http://www.nyc.gov/buildnyc.

This bid solicitation includes M/WBE participation goal(s) for subcontracted work. For the M/WBE goals, please visit our

website at www.nyc.gov/buildnyc see "Bid Opportunities." For more information about M/WBE certification, please call 311 or go to www.nyc.gov/getcertified.

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. Bid document deposit -\$35.00 per set. Company check or money order only. No cash accepted. Late bids will not be accepted. Department of Design and Construction

30-30 Thomson Avenue, 1st Floor, Long Island City, NY 11101. Ben Perrone (718) 391-2614.

### **EDUCATION**

### DIVISION OF CONTRACTS AND PURCHASING

**■** SOLICITATIONS

Goods

CORRECTION: COMMUNICATION DEVICES FOR USE BY STUDENTS WITH SPECIAL NEEDS - Sole

Source – Available only from a single source -PIN# B1486040 – DUE 06-17-10 AT 5:00 P.M. – CORRECTION: The Department of Education intends to enter into a sole source agreement with Proxtalker LLC to supply 25 communication devices for use by students with special needs. Proxtalker is a picture based communication device that relates directly with the picture exchange communication system program. The Proxtalker is unique in that it incorporates this system and adds a voice to it.

Research has indicated that this product can only be obtained through Proxtalker. The DOE is looking for other vendors that are able to supply this product. To express your interest or ask a question, please send an e-mail to mmccrann@schools.nyc.gov indicating your ability to supply this product. Responses are due by 5:00 P.M., Thursday, June 17, 2010.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, yendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. Department of Education, 65 Court Street, Room 1201

Brooklyn, NY 11201. Myra McCrann (718) 935-2061 mmccrann@schools.nyc.gov

j10-16

### ENVIRONMENTAL PROTECTION

### CONTRACT MANAGEMENT SERVICES

SOLICITATIONS

Services (Other Than Human Services)

**DEL-191E: WATER SUPPLY SYSTEM WIDE SECURITY ENHANCEMENT** – Contract with another Government – PIN# 82610T0013 – DUE 07-01-10 AT 4:00 P.M. – DEP, Bureau of Water Supply, intends to enter into an Agreement with U.S. Army Corps of Engineers for DEL-191E. Water Supply System Wide Security Enhancement. The U.S. Army Corps of Engineers is uniquely qualified to perform this highly sensitive work in the area of the Watershed that is considered a secure area. The Kensico Dam is currently undergoing rehabilitation and there is a Consent Decree to clean the interior walls of the Dam for all mercury, PCB's and Lead. Any firm which believes it can also provide the required service in the future is invited to so, Protection, Agency Chief Contracting Officer 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373. Bid Room (718) 595-3265. Debra Butlien (718) 595-3423.

i10-16

### **HEALTH AND HOSPITALS** CORPORATION

The New York City 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) 442-4018.

j1-d31

**☞** j11

**■** SOLICITATIONS

Goods & Services

FURNISH AN ASCO 400AMP, AUTOMATIC TRANSFER SWITCH, WITH START UP AND TRAINING – Competitive Sealed Bids – PIN# QHN2010-1104EHC – DUE 06-30-10 AT 2:00 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.

Queens Health Network, 82-68 164th Street, "S" Building, 2nd Floor, Jamaica, NY 11432. Boris Goltzman (718) 883-6000, fax: (718) 883-6222, boris.goltzman@nychhc.org

### **HOMELESS SERVICES**

### OFFICE OF CONTRACTS AND PROCUREMENT

■ SOLICITATIONS

Human / Client Service

CORRECTION: TRANSITIONAL RESIDENCES FOR HOMELESS/ DROP-IN CENTERS - Competitive Sealed Proposals – Judgment required in evaluating proposals -PIN# 071-00S-003-262Z – DUE 06-27-11 AT 10:00 A.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.

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, mzmoira@dhs.nyc.gov

j6-20

### HOUSING AUTHORITY

### PURCHASING DIVISION

SOLICITATIONS

**☞** j11

Goods & Services

PIPE/SEWER CLEANING TOOLS - Competitive Sealed Bids – RFQ# 26810 SS – DUE 06-30-10 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 Suri nderpal Sabharwal (718) 707-5480.

**☞** j11

### **HUMAN RESOURCES ADMINISTRATION**

Services (Other Than Human Services)

NYCWAY/PACS/WECARE PROJECT -Intergovernmental Purchase – Judgment required in evaluating proposals - PIN# 069-10-210-3044 – AMT: \$271,810.00 – TO: Q.E.D. Inc./QED National, 350 Seventh Avenue, 10th Fl., NY, NY 10001.

🖝 j11

CONTRACTS

AWARDS

Human/Client Service

OFFICE OF DOMESTIC VIOLENCE EMERGENCY RESIDENTIAL FACILITY – Contract Change – PIN# 06909H002402 – AMT: \$2,682,626.00 – TO: Center for the Elimination of Violence in the Family, Inc., 25 Chapel

Street, Suite 904, Brooklyn, NY 11201. Revised Contract Term: 3/1/2009 - 2/28/2011.

### JUVENILE JUSTICE

SOLICITATIONS

Human/Client Service

PROVISION OF NON-SECURE DETENTION GROUP HOMES – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13010DJJ000 – DUE 06-30-11 AT 2:00 P.M. – The Department of Juvenile Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 2:00 P.M. on 6/30/11.

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 14th Floor, New York, NY 10038. Chuma Uwechia (212) 442-7716, cuwechia@djj.

jy1-d16

### PARKS AND RECREATION

CONTRACT ADMINISTRATION

AWARDS

Construction / Construction Services

RECONSTRUCTION OF THE LANDSCAPE ALONG THE GRAND CENTRAL PARKWAY – Competitive Sealed Bids – PIN# 8462008Q084C01 – AMT: \$134,189.64 – TO: Red Wing Industries, 516 Industrial Loop, Staten Island, NY 10309. Between Utopia Parkway and 188th Street, Queens, known as Contract #Q084-106M.

### **SANITATION**

AGENCY CHIEF CONTRACTING OFFICER

■ INTENT TO AWARD

Services (Other Than Human Services) GROWNYC, OUTREACH AND EDUCATION PROJECT

IN SUPPORT OF NYC RECYCLING PROGRAM - Sole Source – Available only from a single source -PIN# 82710BR00044 – DUE 06-21-10 AT 11:00 A.M. – The Department of Sanitation intends to enter into a Sole Source Negotiations with GrowNYC, to provide recycling outreach and education services in the five boroughs of New York City. Any firm which believes it can provide the subject services in the future is invited to indicate so via e-mail to kiong@dsny.nyc.gov by June 21, 2010 by 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 Sanitation, 51 Chambers Street, Room 806, New York, NY 10007. ACCO (917) 237-5348.

j10-16

### SCHOOL CONSTRUCTION AUTHORITY

### CONTRACT SERVICES

SOLICITATIONS

 $Construction \, / \, Construction \, \, Services$ 

GREEN ROOF – Competitive Sealed Bids – PIN# SCA10-12922D-1 – DUE 06-21-10 AT 11:30 A.M. – Earth School at M064 (Manhattan), Project Range: \$760,000.00 - \$801,000.00. Pre-bid Meeting: June 11, 2010 at 11:00 A.M. at 600 East 6th Street, New York, NY 10009.

Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, yendor 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
First Floor, Long Island City, NY 11101.

Ricardo Forde (718) 752-5288, fax: (718) 472-0477, rforde@nycsca.org

j7-11

### **AGENCY PUBLIC HEARINGS ON** CONTRACT AWARDS

"These Hearings may be cablecast on NYC TV Channel 74 on Sundays, from 5:00 p.m. to 7:00 p.m. For more information, visit: www.nyc.gov/tv" NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, N.Y. 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay services.

### **HEALTH AND MENTAL HYGIENE**

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, June 24, 2010, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Department of Health and Mental Hygiene and the Contractor listed below, to provide professional consulting services as a "Moving Coordinator" to facilitate, plan and supervise all aspects of various moves required to 2 Gotham Center and various other City locations. The contract term shall be from July 1, 2010 to August 31, 2011.

### Contractor/Address

Janet R. Duggan Associates, Inc. 121 King Street, Chappaqua, NY 10514

PIN# 11HS004300R0X00 Amount \$287,000

The proposed contractor has been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the New York City Department of Health and Mental Hygiene, Office of Contracts, 93 Worth Street, Rom 812, New York, NY 10013, from June 11, 2010 to June 24, 2010, excluding Weekends and Holidays, from 10:00 A.M. to

Anyone who wishes to speak at this public hearing should Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Agency within 5 business days after publication of this notice. Written requests to speak should be sent to Jackie Palmer, Procurement Analyst at the Department of Health and Mental Hygiene, ACCO's Office, 93 Worth Street, Room 812, New York, NY 10013 or jpalmer3@health.nyc.gov. If DOHMH receives no written request to speak within the prescribed time. DOHMH request to speak within the prescribed time, DOHMH reserves the right not to conduct the public hearing. **☞** j11

### SMALL BUSINESS SERVICES

■ PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, June 24, 2010, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the New York City Department of Small Business Services and New York City Economic Development Corporation, 110 William Street, New York, New York 10038, for the provision of certain City-wide economic development services. The estimated amount of the contract is in excess of \$932,000,000. The contract term shall be from July 1, 2010 to June 30, 2011, unless extended at the City's option for up to an additional twelve months, from July 1, 2011 to June 30, 2012. PIN#: 801-SBS100096.

The proposed contractor has been selected as a Sole Source Procurement, pursuant to Section 3-05 of the Procurement Policy Board Rules. (The proposed contractor's services are available only from a single source, i.e., the contractor.)

A draft copy of the proposed contract is available for public inspection at the New York City Department of Small Business Services, 110 William Street, 7th Floor, New York, New York 10038, Weekdays, excluding Holidays, from June 11, 2010 to June 24, 2010, from 9:00 A.M. to 5:00 P.M.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Agency within 5 business days after publication of this notice. Written requests to speak should

be sent to Mr. Daryl Williams, Agency Chief Contracting Officer, at the Department of Small Business Services, 110 William Street, 7th Floor, New York, NY 10038, or email to:  $\underline{procurementhelpdesk@sbs.nyc.gov}.$ 

IN THE MATTER of a proposed contract between the New York City Department of Small Business Services and New York City Economic Development Corporation, 110 William Street, New York, New York 10038, for the provision of certain City-wide economic development services primarily related to maritime, aviation, rail freight, market and intermodal transportation development. The estimated amount of the contract is in excess of \$180,000,000. The contract term shall be from July 1, 2010 to June 30, 2011, unless extended at the City's option for up to an additional twelve months, from July 1, 2011 to June 30, 2012. PIN#: 801-SBS110001.

The proposed contractor has been selected as a Sole Source Procurement, pursuant to Section 3-05 of the Procurement Policy Board Rules. (The proposed contractor's services are available only from a single source, i.e., the contractor.)

A draft copy of the proposed contract is available for public inspection at the New York City Department of Small Business Services, 110 William Street, 7th Floor, New York, New York 10038, Weekdays, excluding Holidays, from June 11, 2010 to June 24, 2010, from 9:00 A.M. to 5:00 P.M.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Agency within 5 business days after publication of this notice. Written requests to speak should be sent to Mr. Daryl Williams, Agency Chief Contracting Officer, at the Department of Small Business Services, 110 William Street, 7th Floor, New York, NY 10038, or email to: procurementhelpdesk@sbs.nyc.gov.

### TRANSPORTATION

■ PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, June 24, 2010, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Department of Transportation of the City of New York and AMSEC Engineering of New York, P.C., 350 Broadway, Suite 800, New York, NY 10013, for the provision of Naval Architecture and Related Engineering Services in connection with Engineering Service Agreement for Ferry Vessels and Floating Equipment – Contract A, Contract No. FC-5584A-R. The contract amount shall be \$2,500,000.00. The contract term shall be 1,460 Consecutive Calendar Days from the Date of Written Notice to Proceed with one option to renew for an additional 730 Consecutive Calendar Days under the same contract terms and conditions. PIN#: 84110MBPT430.

The proposed consultant has been selected by means of a Required Method of Source Selection, pursuant to Section 1-02 (d) (1) of Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Transportation, Office of the Agency Chief Contracting Officer, 55 Water Street, Room 825, New York, NY 10041, from June 11, 2010 to June 24, 2010, excluding Saturdays, Sundays and Legal Holidays, from 9:00 A.M. to 5:00 P.M.

### SPECIAL MATERIALS

### CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

NOTICE

### OFFICIAL FUEL PRICE SCHEDULE NO. 6481 FUEL OIL AND KEROSENE

CONTRACT	ITEM	FUEL/OIL		VENDOR	CHANGE	PRICE
NO.	NO.	TYPE				EFF. 6/7/2010
2887105	2.0	#1DULS	MANH	SPRAGUE ENERGY CORP	+.0527 GAL.	2.5008 GAL.
2887105	3.0	#1DULS	BRONX	SPRAGUE ENERGY CORP	+.0527 GAL.	2.5008 GAL.
2887105	4.0	#1DULS	BROOKLYN	SPRAGUE ENERGY CORP	+.0527 GAL.	2.5358 GAL.
2887105	5.0	#1DULS	QUEENS	SPRAGUE ENERGY CORP	+.0527 GAL.	2.5358 GAL.
2887105	6.0	#1DULS	S.I.	SPRAGUE ENERGY CORP	+.0527 GAL.	2.6008 GAL.
2887105	7.0	#1DULS	P/U	SPRAGUE ENERGY CORP	+.0527 GAL.	2.4126 GAL.
2887086	3.0	#1DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP	+.0295 GAL.	2.4448 GAL.
2887086	7.0	#1DULSB20	P/U	SPRAGUE ENERGY CORP		2.3751 GAL.
2887086	1.0	#1DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP	+.0469 GAL.	2.4253 GAL.
2887086	5.0	#1DULSB5	P/U	SPRAGUE ENERGY CORP	+.0469 GAL.	2.3433 GAL.
3087064	1.0	#1DULSB50	CITY WIDE BY TW	METRO FUEL OIL CORP.	0054 GAL.	2.9872 GAL.
2887052	1.0	#2	MANH	RAPID PETROLEUM	+.0501 GAL.	2.0681 GAL.
2887052	4.0	#2	BRONX	RAPID PETROLEUM	+.0501 GAL.	2.0679 GAL.
2887052	7.0	#2	BROOKLYN	RAPID PETROLEUM	+.0501 GAL.	2.0575 GAL.
2887052	13.0	#2	S.I.	RAPID PETROLEUM	+.0501 GAL.	2.1010 GAL.
2887053	10.0	#2	QUEENS	METRO FUEL OIL CORP.	+.0501 GAL.	2.0908 GAL.
2887169	1.0	#2B5	CITY WIDE BY TW	METRO FUEL OIL CORP.	+.0444 GAL.	2.4660 GAL.
2887105	8.0	#2DHS	BARGE M.T.F. 111	SPRAGUE ENERGY CORP	+.0501 GAL.	2.3436 GAL.
2887106	9.0	#2DHS	BARGE WI	METRO FUEL OIL CORP.		2.2550 GAL.
2887301	1.0	#2DLS	BARGE ST. GEORGE	METRO FUEL OIL CORP.	+.0508 GAL.	2.3707 GAL.
2887301	3.0	#2DLS	P/U	METRO FUEL OIL CORP.		2.2335 GAL.
2887302	4.0	#2DLS		SPRAGUE ENERGY CORP.		2.3552 GAL.
2887105	1.0	#2DULS		SPRAGUE ENERGY CORP		2.2460 GAL.
2887105	1.1	#2DULS	P/U	SPRAGUE ENERGY CORP.		2.2110 GAL.
2887301	2.0	#2DULS		METRO FUEL OIL CORP.		2.3257 GAL.
2887086	4.0	#2DULSB20		SPRAGUE ENERGY CORP		2.3296 GAL.
2887087	8.0	#2DULSB20	P/U	METRO FUEL OIL CORP.		2.6804 GAL.
2887086	2.0	#2DULSB5		SPRAGUE ENERGY CORP		2.2912 GAL.
2887105	10.0	#2DULSB5		SPRAGUE ENERGY CORP		2.8265 GAL.
2887159	6.0	#2DULSB5	P/U	METRO FUEL OIL CORP.		2.3389 GAL.
3087065	2.0	#2DULSB50		SPRAGUE ENERGY CORP.		2.8215 GAL.
2887274	7.0	#2DULSDISP	DISPENSED	SPRAGUE ENERGY CORP		2.5729 GAL.
2887052	2.0	#4	MANH	RAPID PETROLEUM	+.0413 GAL.	1.8501 GAL.
2887052	5.0	#4	BRONX	RAPID PETROLEUM	+.0413 GAL.	1.8535 GAL.
2887052	8.0	#4	BROOKLYN	RAPID PETROLEUM	+.0413 GAL.	1.8643 GAL.
2887052	14.0	#4	S.I.	RAPID PETROLEUM	+.0413 GAL.	1.8973 GAL.
2887053	11.0	#4	QUEENS	METRO FUEL OIL CORP.	+.0413 GAL.	1.8691 GAL.
2887052	3.0	#6	MANH	RAPID PETROLEUM	+.0355 GAL.	1.7204 GAL.
2887052	6.0	#6	BRONX	RAPID PETROLEUM	+.0355 GAL.	1.7204 GAL.
2887052	9.0	#6	BROOKLYN	RAPID PETROLEUM	+.0355 GAL.	1.7354 GAL.
2887052	15.0	#6	S.I.	RAPID PETROLEUM	+.0355 GAL.	1.7714 GAL.
2887054	12.0	#6	QUEENS	CASTLE OIL CORPORATION		1.7395 GAL.
2787347	1.0	JETA	FLOYD BENNETT	SPRAGUE ENERGY CORP	+.0528 GAL.	2.8252 GAL.

### OFFICIAL FUEL PRICE SCHEDULE NO. 6482 FUEL OIL, PRIME AND START

CONTRACT NO.	ITEM NO.	FUEL/C	OIL	VENDOR	CHANGE	PRICE EFF. 6/7/2010	
3087154	1.0	#2	MANH	F & S PETROLEUM CORP	. +.0501 GAL.	2.1746 GAL.	
3087154	79.0	#2	BRONX	F & S PETROLEUM CORP	. +.0501 GAL.	2.1746 GAL.	
3087154	157.0	#2	BKLYN, QUEENS, SI	F & S PETROLEUM CORP	. +.0501 GAL.	2.2546 GAL.	
OFFICIAL FUEL PRICE SCHEDULE NO. 6483							

CONTRACT NO.	ITEM NO.	FUEL/O TYPE	IL	VENDOR	CHANGE	PRICE EFF. 6/7/2010
3087115	1.0	#2	MANH & BRONX	PACIFIC ENERGY	+.0501 GAL.	2.0000 GAL.
3087115	80.0	#2	BKLYN, QUEENS, SI	PACIFIC ENERGY	+.0501 GAL.	2.0052 GAL.

FUEL OIL AND REPAIRS

### OFFICIAL FUEL PRICE SCHEDULE NO. 6484 GASOLINE

CONTRACT NO.	ITEM NO.	FUEL/C TYPE	DIL	VENDOR	CHANGE	PRICE EFF. 6/7/2010
2687312	2.0	E85	CITY WIDE BY TW	SPRAGUE ENERGY CORP	. +.0113 GAL.	2.1295 GAL.
2787192	7.0	PREM	CITY WIDE BY TW	METRO TERMINALS	+.0323 GAL.	2.3020 GAL.
2887274	6.0	PREM	CITY WIDE BY VEHICLE	SPRAGUE ENERGY CORP	. +.0323 GAL.	2.5355 GAL.
2787192	1.0	U.L.	CITY WIDE BY TW	METRO TERMINALS	+.0380 GAL.	2.1249 GAL.
2887274	1.0	U.L.	MANH P/U BY VEHICLE	SPRAGUE ENERGY CORP	. +.0380 GAL.	2.4960 GAL.
2887274	2.0	U.L.	BX P/U BY VEHICLE	SPRAGUE ENERGY CORP	. +.0380 GAL.	2.3960 GAL.
2887274	3.0	U.L.	BR P/U BY VEHICLE	SPRAGUE ENERGY CORP		2.3960 GAL.
2887274	4.0	U.L.	QNS P/U BY VEHICLE	SPRAGUE ENERGY CORP		$2.3960~\mathrm{GAL}$ .
2887274	5.0	U.L.	S.I. P/U BY VEHICLE	SPRAGUE ENERGY CORP	'. +.0380 GAL.	$2.3960  \mathrm{GAL}$ .

### **CITY PLANNING**

NOTICE

### **Sugar Hill Rezoning**

Project Identification CEQR No. 10DCP031M ULURP Nos. 100274 PPM, 100275 PQM, and 100277 ZMM SEQRA Classification: Type I

### Lead Agency City Planning Commission 22 Reade Street, Room1W New York, New York 10007

### Contact Person

Robert Dobruskin, AICP, Director (212) 720-3423 Environmental Assessment and Review Division New York City Department of City Planning

Pursuant to City Environmental Quality Review (CEQR), Mayoral Executive Order No. 91 of 1977, CEQR Rules of Procedure of 1991 and the regulations of Article 8 of the State Environmental Conservation Law, State Environmental Quality Review Act (SEQRA) as found in 6 NYCRR Part 617, a Draft Environmental Impact Statement (DEIS) has been prepared for the action described below. Copies of the DEIS are available for public inspection at the office of the undersigned. The proposal involves actions by the City Planning Commission and Council of the City of New York pursuant to Uniform Land Use Review Procedures (ULURP). A public hearing on the DEIS will be held at a later date to be announced, in conjunction with the City Planning Commission's citywide public hearing pursuant to ULURP. Advance notice will be given of the time and place of the hearing. Written comments on the DEIS are requested and would be received and considered by the Lead Agency until the 10th calendar day following the close of the public hearing

A set of actions are being proposed, which are intended to facilitate the redevelopment of a site in the Hamilton Heights North neighborhood of West Harlem, in Manhattan Community District 9. The requested actions include: (1) a zoning map change from C8-3 and R7-2 to a R8A residential zoning district; (2) acquisition/disposition of City-owned property, in the form of an exchange of easements between the applicant and the NYC Department of Citywide Administrative Services (DCAS); and (3) financing from the NYC Department of Housing Preservation and Development (NYCHPD), the New York State Division of Housing & Community Renewal (DHCR), and the New York State Office of Temporary Disability Assistance for the residential component of the Proposed Development (collectively, the "Proposed Action"). Broadway Housing Communities (BHC, a.k.a., "the applicant") is the applicant for the proposed rezoning and funding actions; applicants for acquisition/disposition action are BHC, DCAS (for acquisition and disposition), and NYC Department of Environmental Protection (NYCDEP) (for acquisition).

The Proposed Action would enable the applicant, BHC, to construct a mixed-use building on a parcel within the proposed rezoning area, consisting of one privately owned lot (Block 2069, Lot 21) located at 404-414 West 155th Street (the "Proposed Development Site"). The Proposed Development Site, which currently contains a two-story plus cellar public parking garage, is an approximately 21,685 sf lot on the northern portion of the block bounded by West 155th Street to the north, St. Nicholas Avenue to the west, St. Nicholas Place to the east, and West 153rd Street to the south, and is comprised of Lot 21 in its entirety.

The Proposed Development Site and rezoning area are located within the State and National Register-listed (S/NR) Sugar Hill Historic District, and the existing 2-story garage building on the Proposed Development Site has been identified as a contributing building in that district. Lot 14, which falls partially within the rezoning area, also falls within the New York City Landmarks Preservation Commission (NYCLPC) designated Hamilton Heights/Sugar Hill Historic District.

The Proposed Action would facilitate construction of an approximately 169,333 gsf 13-story mixed-use building on the Proposed Development Site. The existing 300-space garage structure currently on the site would be demolished to allow construction of the new building. The Proposed Development Site would include: approximately 124 residential units, all of which would be affordable; an approximately 18,036 sf Faith Ringgold Children's Museum of Art and Storytelling; a 12,196 sf day care facility and early childhood center for approximately 100 children; 2,350 sf of non-profit program and office space; and a 114-space below-grade accessory parking garage.

The Proposed Development Site, located at the northern boundary of Harlem's Sugar Hill, was acquired by Broadway Housing Communities in January, 2008. Broadway Housing Communities (BHC) is a not for profit organization with a 25 year track record of developing and managing nationally recognized, innovative community-based housing and programs to redress poverty and homelessness. The current C8-3 zoning which covers most of the Development Site does not allow residential uses. The Proposed Action would enable the applicant (BHC) to develop this property with a new 13-story mixed-income mixed-use development that is intended to serve the needs of the surrounding community, by providing a range of affordable housing options, an early childhood day care center, the Faith Ringgold Children's Museum, community not-for profit office space, and accessory parking.

By combining a permanent affordable place to live with comprehensive educational, family and cultural resources, the Proposed Development seeks to provide much needed services for New York's low-income children and families. In addition, the Proposed Development seeks to transform an underutilized commercial site into a green model of urban community revitalization that integrates affordable housing, education and cultural resources to enrich the neighborhood for generations to come. Best practices at the highest standard of affordable housing, museum based early childhood education, and nonprofit resources for families will also be provided

Finally, the proposed acquisition/disposition of City-owned property, in the form of an easement exchange, would enable the applicant to locate its main entrance to the Proposed Development on St. Nicholas Avenue through a landscaped plaza. Currently, this area accommodates NYCDEP vehicle storage, and is restricted in its development potential due to its irregular shape and the presence of the Old Croton Aqueduct running beneath it. NYCDEP would benefit by exchanging use of this parcel for use of the easement from BHC which is more conveniently located to the building on the NYCDEP site. This easement would provide an

automobile egress to the NYCDEP site from St. Nicholas Avenue, and would fulfill NYCDEP's need for vehicle storage and parking as well as emergency staging.

The Proposed Action includes some discretionary public actions (such as the proposed rezoning) that are subject to both the Uniform Land Use Review Procedure (ULURP), as well as the City Environmental Quality Review (CEQR). ULURP is a process that allows public review of proposed actions at four levels: the community board, the Borough President, the City Planning Commission, and if applicable, the City Council. The procedure has mandated time limits for review at each stage to ensure a maximum review period of seven months. CEQR is a process by which agencies review discretionary actions for the purpose of identifying the effects those actions may have on the environment.

In addition, in order to effectuate the proposed easement exchange, NYCDEP would first need to secure the consent of the New York City Water Board following the appropriate procedures of the Board. The Mayor of the City of New York acting through DCAS would have the authority to effectuate the exchange pursuant to Section 384(a) of the New York City Charter. The City's simultaneous disposition and acquisition of the easements would be subject to ULURP pursuant to Section 384(b)(5) of the Charter, as described above, and a DCAS public hearing process.

It is expected that construction on the Proposed Development Site would commence in late 2010 with the demolition of the existing structure and site excavation, and the Proposed Development is expected to be completed by late 2012.

In the absence of the Proposed Action, the rezoning area would continue to be zoned C8-3 and R7-2. None of the properties within the proposed rezoning area would be expected to be redeveloped, and the existing land uses would remain. The Proposed Development Site would continue to be occupied by a public parking garage (Lot 21). Therefore, for CEQR analysis purposes, the No-Action condition would be identical to the existing conditions.

In the future with the Proposed Action, the rezoning area would be rezoned from C8-3 and R7-2 to R8A. The new land uses that are expected to result from the Proposed Action would represent a continuation of general land use trends in a manner compatible with surrounding land uses. The Proposed Action would allow for the construction of residential development that is consistent with the built character of the area. New development that is projected to result from the Proposed Action would occur on an underutilized site, namely the Proposed Development Site. As discussed above, apart from the Proposed Development Site, no other lots are expected to be developed as a result of the Proposed Action. Therefore, the Proposed Development as described below is the only incremental development expected as a result of the Proposed Action, and represents the reasonable worst case development scenario for analysis purposes. Planned development on the Proposed Development Site is described below.

The Proposed Action would facilitate construction of an approximately 169,333 gsf 13-story mixed-use building (140,934 zsf, excluding parking and mechanical deductions) on the Proposed Development Site. The existing garage structure currently on the site would be demolished to allow construction of the new building. The proposed new building would include approximately 121,683 gsf (114,878 zsf) of residential floor area, with approximately 124 residential rental units. All 124 units would be affordable to individuals or households earning up to 80% of the Area Median Income (AMI). Although the specific unit mix has not been determined at this time, it is expected that there would be a mix of studios, one-, two-, and three-bedroom units. The Proposed Development would also include an approximately 18,036 sf Faith Ringgold Children's Museum of Art and Storytelling; a 12,196 sf day care facility and early childhood center; 2,350 sf of non-profit program and office space; and a 114-space below-grade accessory parking garage.

The site's gradient/slope along West 155th Street will be used to create separate access points for the Proposed Development's users, with a separate entrance for residents and children at the St. Nicholas Avenue level, a mid-block entrance for the museum, also off of St. Nicholas Avenue, and an entrance for the proposed garage at the lowest level of the Proposed Development, along West 155th Street. As discussed above, the Proposed Action includes the acquisition of an access easement on the northern triangular portion of adjacent Lot 26 (which is owned by the City). This easement area would be converted into an entry plaza for the Proposed Development, with entrances for the museum, day care and residential components. In return, the applicant would provide an access easement to NYCDEP along the southern 28 feet of the Proposed Development Site, which would be utilized for parking and vehicular access to NYCDEP's building.

The Proposed Development would consist of 13 stories plus one cellar, with a height of approximately 120 feet from the average curb level to the roof line. The preliminary design of the Proposed Development includes a setback at approximately 76 feet, with the upper portion of the building sliding back from the base with a 10-foot cantilever. The cellar level would be occupied mostly by the accessory parking garage, which would accommodate up to 114 spaces utilizing stackers. The first floor would be occupied mostly by the museum, as well as the non-profit office space and the lobbies for the residential and day care uses. Residential uses would occupy the third through thirteenth floors. The Proposed Development would be developed in accordance with the Quality Housing regulations, which are mandatory in the proposed R8A zoning district. Quality Housing buildings must include amenities relating to the planting of trees, landscaping and recreational space. The Proposed Development fulfills this requirement by providing a total of approximately 8,026 sf of accessory recreation space, which consists of roof terraces above the second, eight and thirteenth floors of the building.

The proposed R8A zoning district requires accessory parking spaces for 12% of the proposed residential units, whereas no accessory parking is required for community facility or museum uses. Therefore, the Proposed Development requires approximately 15 parking spaces. The proposed 114-space accessory garage would serve the Proposed Development's residents, employees and visitors. In addition, as the Proposed Development would displace a 300-space public parking garage, any unutilized spaces in the proposed accessory garage may be rented to area residents on a monthly basis, as permitted by Zoning Resolution section 25-412.

The analysis of the Proposed Action will be performed for the expected year of completion of the Proposed Development, which is 2012.

The DEIS identifies potential significant adverse impacts related to shadows, historic resources (architectural), and

hazardous materials. The DEIS identifies a number of measures that could fully or partially mitigate impacts for shadows, historic resources, and hazardous materials. The DEIS identifies unavoidable significant impacts in the area of historic resources. Specific mitigation measures for identified significant adverse impacts will be explored by the lead agency between the Draft and Final EIS. The DEIS also analyzes two alternatives to the Proposed Action, a No Action Alternative and a No Impact/Reduced Impact Alternative. The DEIS finds that both alternatives would not meet the goals and objectives of the Proposed Action. Additional alternatives may be defined by the lead agency between the Draft and Final EIS.

Copies of the Draft Environmental Impact Statement may be obtained from the Environmental Assessment and Review Division, New York City Department of City Planning, 22 Reade Street, 4E, New York, New York 10007, Robert Dobruskin, Director (212) 720-3423; or from the Office of Environmental Coordination, 253 Broadway, 14th Floor, New York, New York 10038, Robert Kulikowski, Director (212) 788-9956; and on the New York City Department of City Planning's Planning's website at <a href="http://www.nyc.gov/html/dcp/html/env\_review/eis.shtml">http://www.nyc.gov/html/dcp/html/env\_review/eis.shtml</a>.

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### **COMPTROLLER**

NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre St., Rm. 629, New York, NY 10007 on June 17, 2010 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No. Block Lot 27 15960 p/o 56

Acquired in the proceedings, entitled: Beach 43, 44, and 45 and Conch Drive, et. al. subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

John C. Liu Comptroller

j3-16

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre St., Rm. 629, New York, NY 10007 on June 16, 2010 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

<u>Damage Parcel No.</u>	$\underline{\mathrm{Block}}$	$\underline{\mathrm{Lot}}$
46	15960	p/o 26
47	15960	p/o 25
48	15960	p/o 24
51	15960	p/o 21
52	15960	p/o 20
57	15960	p/o 14
58	15960	p/o 11
59	15960	p/o 9
70	15965	p/o 110
		-

Acquired in the proceedings, entitled: Beach 43, 44, and 45 and Conch Drive, et. al. subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

John C. Liu Comptroller

j3-16

### HOUSING PRESERVATION & DEVELOPMENT

NOTICE

OFFICE OF ENFORCEMENT & NEIGHBORHOOD SERVICES CERTIFICATION OF NO HARASSMENT UNIT

REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO LOCAL LAW 19 OF 1983

DATE OF NOTICE: June 10, 2010

### TO: OCCUPANTS, FORMER OCCUPANTS AND OTHER INTERESTED PARTIES OF

# Address Application # Inquiry Period 27 East 29th Street, Manhattan a/k/a 30 East 30th Street 308 West 48th Street, Manhattan 328 West 83rd Street, Brooklyn 448 Classon Avenue, Brooklyn 52/10 May 6, 2007 to Present 448 Classon Avenue, Brooklyn 53/10 May 12, 2007 to Present 728 Lexington Avenue, Brooklyn 54/10 May 20, 2007 to Present

The Department of Housing Preservation and Development has received an application for a certification that during the inquiry period noted for the premises above, that <u>no</u> harassment has occurred at such premises in the form of threats, use of physical force, deprivation of essential services such as heat, water, gas or electric, or by any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy. Upon the issuance of a Certification, an owner can legally convert the premises to non-single room occupancy use.

Comments as to whether harassment has occurred at the premises should be submitted to the Anti-Harassment Unit, 100 Gold Street, 3rd Floor, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement please call (212) 863-5277, (212) 863-8211 or (212) 863-8298.

OFFICE OF ENFORCEMENT & NEIGHBORHOOD SERVICES CERTIFICATION OF NO HARASSMENT UNIT

REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO THE SPECIAL GREENPOINT-WILLIAMSBURG DISTRICT PROVISIONS OF THE ZONING RESOLUTION

DATE OF NOTICE: June 10, 2010

#### OCCUPANTS, FORMER OCCUPANTS AND TO: OTHER INTERESTED PARTIES OF

Address

**Inquiry Period** Application #

222 Metropolitan Avenue, Brooklyn 57/10 October 4, 2004 to Present

Prior to the issuance of a permit by the Department of Buildings for the alteration or demolition of residential buildings in certain areas of the Special Greenpoint-Williamsburg District, the Department of Housing Preservation and Development is required to certify that: 1) prior to evicting or otherwise terminating the occupancy of any tenant preparatory to alteration or demolition, the owner shall have notified HPD of the owner's intention to alter or demolish the building and 2) the eviction and relocation practices followed by the owner of the building satisfy all applicable legal requirements and that no harassment has

The owner of the building located at the above-referenced address seeks the issuance of an HPD Certification. The owner has represented and certified to HPD of the owner's intention to alter or demolish the building and that the eviction and relocation practices followed by the owner satisfy all applicable legal requirements and that no harassment has occurred. For your information HPD considers harassment to include, but not be limited to, the threatened or actual use of physical force, deprivation of essential services such as heat, water, gas or electric, or any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy.

HPD requests that if you have any comments or evidence of unlawful eviction and relocation practices or harassment occurring at the above referenced premises that you notify the Anti-Harassment Unit, 3rd Floor, 100 Gold Street, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement please call (212) 863-5277, (212) 863-8211 or (212) 863-8298.

j10-18

OFFICE OF ENFORCEMENT & NEIGHBORHOOD SERVICES CERTIFICATION OF NO HARASSMENT UNIT

REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO THE SPECIAL CLINTON DISTRICT PROVISIONS OF THE ZONING RESOLUTION

**DATE OF NOTICE**: June 10, 2010

#### OCCUPANTS, FORMER OCCUPANTS AND TO: OTHER INTERESTED PARTIES OF

Application # Inquiry Period

308 West 48th Street, Manhattan  $\,$  55/10  $\,$  May 26, 1995 to Present

Prior to the issuance of a permit by the Department of Buildings for the alteration or demolition of residential buildings in certain areas of the Special Clinton District, the Department of Housing Preservation and Development is required to certify that: 1) prior to evicting or otherwise terminating the occupancy of any tenant preparatory to alteration or demolition, the owner shall have notified HPD of the owner's intention to alter or demolish the building and 2) the eviction and relocation practices followed by the owner of the building satisfy all applicable legal requirements and that no harassment has occurred.

The owner of the building located at the above-referenced address seeks the issuance of an HPD Certification. The owner has represented and certified to HPD of the owner's intention to alter or demolish the building and that the eviction and relocation practices followed by the owner satisfy all applicable legal requirements and that no harassment has occurred. For your information HPD considers harassment to include, but not be limited to, the threatened or actual use of physical force, deprivation of essential services such as heat, water, gas or electric, or any other conduct intended to cause persons to vacate the premises or waive rights related to

HPD requests that if you have any comments or evidence of unlawful eviction and relocation practices or harassment occurring at the above referenced premises that you notify the Anti-Harassment Unit, 3rd Floor, 100 Gold Street, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement please call (212) 863-5277, (212) 863-8211 or (212) 863-8298.

j10-18

### POLICE

NEW YORK CITY POLICE PENSION FUND

■ NOTICE

REPORT ON THE

JUNE 30, 2007 (LAG)

ACTUARIAL VALUATION OF THE NEW YORK CITY POLICE PENSION FUND AND GROUP LIFE INSURANCE PLAN FOR DETERMINING FISCAL YEAR 2009 EMPLOYER CONTRIBUTIONS

> **New York City** Office of the Actuary

> > May 15, 2009

**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, 2007 (Lag) Actuarial Valuation

Dear Members:

This Report presents the results of the June 30, 2007 (Lag) actuarial valuation of the New York City Police Pension Fund ("POLICE") and Group Life Insurance Plan (the "Plan"). These results form the basis for determining the Statutorily-Required Contribution ("Statutory Contribution") for Fiscal Year 2009 (i.e., for the period beginning July 1, 2008 and ending June 30, 2009).

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. 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 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").

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

Results of the June 30, 2006 (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, 2007 (Lag) and June 30, 2006 (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, 2007 and June 30, 2006 financial information provided by the Office of the Comptroller. Census data 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 benefits valued are unchanged from the prior valuation except for the WTC Death Benefits under Chapter 489/08.

The actuarial assumptions and methods are unchanged from the June 30, 2006 (Lag) valuation to the June 30, 2007 (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").

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. I meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein.

Respectfully Submitted,

S/S

Robert C. North, Jr., FSA, MAAA Chief Actuary

Enc.

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### **ACRONYMS**

This is a listing of acronyms used throughout this report.

Accumulated Benefit Obligation
Actuarial Accrued Liability
Actuarial Asset Valuation Method
Actuarial Asset Value
Actuarial Asset Value to Market Value Market Value Restart
Actuarial Interest Rate
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 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 489 of the Laws of 2008
Comprehensive Annual Financial Report
Cost-of-Living Adjustments
Expected Investment Returns
Final Average Salary FAS
Final SalaryFS
Governmental Accounting Standards Board Statement No. 5 GASB5
Governmental Accounting Standards Board Statement No. 25GASB25
Increased-Take-Home-Pay ITHP
Internal Revenue Code IRC
Market Value Accumulated Benefit Obligation MVABO
Market Value of Assets
New York City Police Pension Fund POLICE
Police Officers' Variable Supplements FundPOVSF
Police Superior Officers' Variable Supplements Fund PSOVSF
Present Value of Future Normal Costs
Present Value of Future SalaryPVFS
Projected Benefit Obligation PBO
Statutorily-Required Contribution Statutory Contribution
Unexpected Investment Returns
Unfunded Actuarial Accrued Liability
Variable Supplements FundsVSF
World Trade Center WTC
11440 001101 11111111111111111111111111

REPORT ON THE JUNE 30, 2007 (LAG) ACTUARIAL VALUATION OF THE NEW YORK CITY POLICE PENSION FUND AND GROUP LIFE INSURANCE PLAN FOR DETERMINING FISCAL YEAR 2009 EMPLOYER CONTRIBUTIONS

### **SECTION I - EXECUTIVE SUMMARY**

1. This actuarial report was prepared as of June 30, 2007<sup>1</sup> and presents the results of the Fiscal Year 2009 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 2009 (i.e., July 1, 2008 to June 30, 2009).

> Presented in the following Table I-1 are the principal results of the June 30, 2007 (Lag) valuation and, for comparative purposes, the June  $30,\,2006$  (Lag) valuation.

<sup>1</sup> Based on actuarial assumptions and methods ("2006 A&M"), including One-Year Lag Methodology which became effective with the enactment of Chapter 152 of the Laws of 2006.

## TABLE I-1 NEW YORK CITY POLICE PENSION FUND SUMMARY OF RESULTS OF THE VALUATIONS

#### June 30, 2007 (Lag) June 30, 2006 (Lag) Fiscal Year $\underline{Employer}\,\underline{Co}ntribution$ 2009 2008 Active Members 35,194 \$2,816,928,536 Number Annual Salary 34,956 \$2,961,649,327 Retirees and Beneficiaries 43,731 \$1,589,281,992 42,474 \$1,492,294,412

Number Annual Benefits (Incl. COLA) Terminated Vested Members 777 752Market Value of Assets \$21,905,490,000 \$18,555,484,000Actuarial Value of Assets \$19,800,553,000 \$18,689,451,000 **Actuarial Contribution** \$1,932,150,215\$1,797,824,362Statutory Contribution \$1,932,150,215 \$1,797,824,362

The June 30, 2007 (Lag) actuarial valuation results reflect

the following Chapter amendments:

Valuation Date

- Chapter 489 of the Laws of 2008 ("Chapter 489/08") expanded and redefined the eligibility provisions of Accidental Disability and Accidental Death benefits that arise in connection with the WTC Attack on September 11, 2001.
- 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 as the "WTC Death Benefits Law".
- Chapter 152 of the Laws of 2006 ("Chapter 152/06") enacted 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 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 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.
- 2. Section II provides details of the demographic data used to prepare the June 30, 2007 (Lag) and June 30, 2006 (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, 2007 (Lag) and June 30, 2006 (Lag) actuarial valuations including the following tables:
- Table III-1: Statement of Plan Net Assets as of June 30, 2007 and June 30, 2006,
- Table III-2: Statement of Changes in Plan Net
   Assets for the Fiscal Years Ended June
   30, 2007 and June 30, 2006, and
- Table III-3: Development of the Actuarial Value of Assets.
- 4. Section IV presents the Statutory Contributions to the Plan for Fiscal Year 2008 and Fiscal Year 2009. 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.
- Section VIII summarizes the benefit provisions of the Plan. For the June 30, 2007 (Lag) actuarial valuation, the provisions are unchanged from the previous valuation except for the enactment of Chapter 489/08.
- 9. Section IX summarizes the actuarial assumptions and methods used in the June 30, 2007 (Lag) and June 30, 2006 (Lag) actuarial valuations. The actuarial assumptions and methods for the June 30, 2007 (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 2000 through 2009, 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, 2007 (Lag) and June 30, 2006 (Lag) actuarial valuations
- 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, 2007 (Lag) and the June 30, 2006 (Lag) actuarial valuations.

Table II-2 sets forth a comparison of the Pensioners and Beneficiaries included in the June 30, 2007 (Lag) and June 30, 2006 (Lag) actuarial valuations.

Table II-3 reconciles changes in the data from June 30, 2006 to June 30, 2007.

Table II-4 shows the Active Member data as of June 30 for the years 1998 through 2007, inclusive.

Table II-5 shows the Pensioners and Beneficiaries added to and removed from the Rolls during the Fiscal Years 1998 through 2007, inclusive.

## TABLE II-1 NEW YORK CITY POLICE PENSION FUND ACTIVE MEMBERS INCLUDED IN THE JUNE 30, 2007 (LAG) AND THE JUNE 30, 2006 (LAG) ACTUARIAL VALUATIONS

	June 30, 2007	June 30, 2006
Number	(Lag)	(Lag)
Males	28,932	29,170
Females	6,024	<u>6,024</u>
Total	34,956	35,194
Annual Payroll*		
Males	\$2,476,618,240	\$2,359,837,477
Females	485,031,087	457,091,059
Total	\$2,961,649,327	\$2,816,928,536
Average Salary*		
Males	\$85,601	\$80,899
Females	80,516	<u>75,878</u>
Total	\$84,725	\$80,040
Average Age		
Males	36.0	36.0
Females	<u>35.8</u>	<u>35.8</u>
Total	36.0	36.0
Average Service		
Males	10.5	10.5
Females	9.6	<u>9.5</u>
Total	$\overline{10.4}$	10.3

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, 2007 (LAG) AND THE JUNE 30, 2006 (LAG) ACTUARIAL VALUATIONS

		June 30	June 30, 2007 (LAG)			June 30	Juna 30, 2006 (LAG)	
		Ann	Annual Amounts Payable	ble		Anny	Annual Amounts Payable	ble.
Cause of Ratirement	Number	Plan Benefit	Supplement	Total	Number	Plan Benefit	Supplement	Total
Service Pensioners	27,497	\$ 861,707,510	\$ 95,441,356	\$ 957,148,866	26,290	\$ 787,899,828	\$ 95,775,358	981'5/9'888 \$
Ordinary Disability Pensioners	3,776	606'889'06	22,210,012	112,848,921	3,857	91,415,300	22,412,031	113,827,331
Accidental Disability Pensioners	11,041	435,704,154	61,329,525	497,033,679	10,823	412,053,983	60,411,649	472,465,632
Beneficiaries of Members Killed in the Line-of-Duty	329	6,313,470	2,232,868	8,546,338	329	6,089,026	2,236,694	8,325,720
Beneficiaries Under Options	1,088	10,234,193	3,469,995	13,704,188	1,175	10,279,253	3,721,290	14,000,543
Total	43,731	\$1,404,598,236	\$184,683,756	\$1,589,281,992	42,474	\$1,307,737,390	\$184,557,022	\$1,492,294,412

### TABLE II-3 NEW YORK CITY POLICE PENSION FUND CHANGES IN THE NUMBER OF MEMBERS AND PENSIONERS DURING THE YEAR CLASSIFIED BY STATUS

FRIDAY, JUNE 11, 2010

Grand Total (1)+(7) (8)	5,139 120 118 5,377 665 1,227 310	120 1,023 77 0 4,358 78,687
Subtotal (2) to (6) (7)	2,155 2,155 2,268 2,268 0 0 0 0 0 0 0 0	120 1 0 0 1,011 43,731
Other Beneficiary (6)	1,175 2 2 0 0 0 0 0 0 0 0 141	0 0 0 0 0 141 1,088
Accidental Death (5)		0 0 0 0 32 7 329
Accidental Disability (4)	10, 623 332 52 0 384 0 0 0 0 0	13 0 0 0 0 166 11,041
Ordinary Disability (3)	3,857 50 53 0 0 0 0 0 1114	20 0 0 0 0 134 3,776
Service Pension (2)	1,769	877 0 0 0 0 563 27,497
Active Members (1)	35,194 2,984 101 3,109 3,109 1,227 3,10	1,022 1,022 77 3,347 34,956
Status		g.Transfer to Coher System h. Transfer of Category i. Change in Payroll Status j. Dy Vested Termination k. Other Decreases during the Year the Year h. Wumber at June 30, 2007

### 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	1.24
2008	2006 (Lag)	35,194	2,816,928,536	80,040	0.5%
2009	2007 (Lag)	34,956	2,961,649,327	84,725	5.9%

If based on the actuarial assumptions and methods in effect prior to the enactment of Chapter 152/06, ("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

	Added	Added to Rolls	Removed	Removed from Rolls	Rolls	Rolls End of Year		
Fiscal Year Ended June 30	Number	Annual Allowances	Number	Annual Allowances	Number	Annual Allowances	% Increase In Annual Allowances	Average Annual Allowances
1998	736	716,916,88 \$	696	981,308,81\$	35,047	\$ 810,425,042	2.6%	\$23,124
1999	682	60,850,228	066	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	868	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	998	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	886	25,047,689	42,474	1,492,294,412	7.7	35,134
2007	2,268	123,856,605	1,011	26,869,025	43,731	1,589,281,992	6.5	36,342

### SECTION III – MARKET VALUE AND ACTUARIAL VALUE OF ASSETS

The following Table III-1 compares the Market Value of Assets ("MVA") as of June 30, 2007 with the Market Value of Assets as of June 30, 2006.

Table III-2 sets forth a comparison of the changes in the Market Value of Assets for the Fiscal Years ended June 30, 2007 and June 30, 2006.

Information on the Market Value of Assets 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 2001 through 2007, inclusive.

Under the Actuarial Asset Valuation Method ("AAVM") in effect prior to 2006 A&M, 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, 2007 AND JUNE 30, 2006

### (\$ Thousands)

ASSETS	June 30, 2007	June 30, 2006
	Ø1 515	¢ 40 CO7
Cash	\$1,515	\$48,607
Receivables	ATTO 110	\$550 150
Investment Securities Sold	\$779,112	\$776,172
Member Loans	246,100	250,682
Accrued Interest and Divider		58,858
Total Receivables	\$1,087,049	\$1,085,712
INVESTMENTS AT FAIR VA	LUE	
Short-Term Investments		
Commercial Paper	\$197,073	\$90,266
Short-term Investment Fund	303,057	293,649
U.S. Treasury Bills	6,589	11,677
U.S. Government Agency Discou	nt Notes 0	19,935
Debt Securities		
U.S. Government	3,025,872	2,563,155
Corporate	2,403,623	2,153,803
Yankee Bonds	68,392	91,420
		,
Equities		
Domestic	10,017,312	8,446,725
Private Equity	849,470	499,554
Mutual Funds -International Eq	uity 5,052,928	4,171,645
Mortgages		
Mutual Fund - Mortgage	51,484	22,261
Treasury Inflation -Protected Secur	ities 511,731	491,842
Domestic Equity	135,778	106,168
Promissory Notes	6,811	0
Collateral From Securities Lendi		3,356,790
Total Investments at Fair Value		\$22,318,890
	<b>, , ,</b>	, , , , , , , , , , ,
OTHER ASSETS	<u>\$3,801</u>	\$3,177
TOTAL ASSETS	\$27,475,349	\$23,456,386
LIABILITIES		
Accounts Payable	\$204,910	\$33,375
Payable for Investment	1,545,309	1,451,752
Securities Purchased	. ,	, , -
Accrued Benefits Payable	58,487	49,361
Securities Lending	3,761,153	3,366,414
TOTAL LIABILITIES	\$5,569,859	\$4,900,902
PLAN ASSETS HELD IN TRUS FOR PENSION BENEFITS	Т \$21,905,490	\$18,555,484

## TABLE III-2 NEW YORK CITY POLICE PENSION FUND STATEMENT OF CHANGES IN PLAN NET ASSETS FOR THE FISCAL YEARS ENDED JUNE 30, 2007 AND JUNE 30, 2006

( <b>\$</b> T	(housands)	
ADDITIONS	June 30, 2007	June 30, 2006
Contributions		
Member Contributions	\$132,213	\$144,574
Employer Contributions	1,544,341	1.337,715
Total Contributions	\$1,676,554	\$1,482,289
Investment Income (Loss)		
Interest Income	\$306,662	\$292,308
Dividend Income	226,509	179,533
Net Appreciation	2,923,000	1,322,843
(Depreciation) in Fair Value		

Total Investment Income (Loss)	3,456,171	1,794,684
Less Investment Expenses	58,809	42,269
Net Investment Income (Loss)	\$3,397,362	\$1,752,415
Securities Lending Transactions		
Securities Lending Income	\$209,470	\$129,232
Securities Lending Fees	(200,035)	(120,079)
Net Securities Lending Income (Loss,	\$9,435	\$9,153
Net Investment Income (Loss)	\$3,406,797	\$1,761,568
		<del></del>
Other		
Net Receipts from Other	<b>\$3,498</b>	\$3,860
Retirement Systems	<del>1-3-1-1</del>	
TOTAL ADDITIONS	\$5,086,849	\$3,247,717
101111111111111111111111111111111111111	φο,σοσ,σ10	ψο,Ξ10,011
DEDUCTIONS		
Benefit Payments and Withdrawals	\$1,722,052	\$1,919,088
Administrative Expenses	14,791	13.279
**************************************		
TOTAL DEDUCTIONS	\$1,736,843	\$1,932,367
		•
NET INCREASE (DECREASE)	\$3,350,006	\$1,315,350
PLAN NET ASSETS		
PLAN NET ASSETS HELD IN		
TRUST FOR PENSION BENEF	<u>ITS</u>	
Danisasia a ef Vana Dian Nat Assats	\$10 EEE 404	\$17.940.194
Beginning of Year Plan Net Assets	\$18,555,484	\$17,240,134
End Of Year	\$21,905,490	\$18,555,484

### TABLE III-3 NEW YORK CITY POLICE PENSION FUND

### DEVELOPMENT OF ACTUARIAL VALUE OF ASSETS (\$ Thousands)

	6	<u> </u>	01	(\$			ısan ⊋		LAN.	ا ۾
	June 30, 2007	\$18,555,484		\$18,555,484	1,676,554	3,465,606	(1,792,154)	3,350,006		\$21,905,490
	June 30, 2006	\$17,240,134	0	\$17,240,134	1,482,289	1,803,837	(1,970,776)	1,315,350	KA	\$18,555,484
	June 30, 2005	\$16,136,719	0	\$16,136,719	1,152,860	1,611,268	(1,660,713)	1,103,415	NA,	\$17,240,134
Fiscal Year Ended	June 30, 2004	\$14,271,631	0	\$14,271,631	930,543	2,363,637	(1,429,092)	1,865,088	NA.	\$16,136,719
	June 30, 2003	\$14,504,868	0	\$14,504,868	736,218	365,513	(1,334,968)	(233,237)	NA <sup>2</sup>	\$14,271,631
	June 30, 2002	\$15,765,300	431,334	\$16,196,634	661,520	(1,212,051)	(1,141,235)	(1,691,766)	KA.	\$14,504,868
	June 30, 2001	\$17,813,418	0	\$17,813,418	451,018	(1,451,943)	(1,047,193)	(2,048,118)	NA <sup>1</sup>	\$15,765,300
		Net Assets Available for Benefits at Beginning of Year	Loan Receivable Adjustment	Restated Net Assets Available for Benefits at Beginning of Year (1. + 2.)	Total Contributions	Net Investment Income	Total Benefit Payments and Expenses	Increase/(Decrease) in Net Assets during the Year (4. + 5. + 6.)	Increase/(Decrease) in Long- Term Employer Contribution Receivable	Net Assets Available for Benefits at End of Year (3, + 7, + 8.)
		ä		e.	÷	'n.	ú	7.	œ.	e.

### TABLE III-3 (Cont'd)

### NEW YORK CITY POLICE PENSION FUND DEVELOPMENT OF ACTUARIAL VALUE OF ASSETS

### (\$ Thousands)

L					Piecel Year Indee			
_								
		June 30, 2001	June 30, 2002	June 30, 2003	June 30, 2004	June 30, 2005	June 30, 2006	June 30, 2007
10.	10. Total Investment Return	\$ (1,451,943)	\$ (1,212,051)	\$ 365,513	\$ 2,363,637	\$ 1,611,268	458,508,1 \$	\$ 3,465,606
ä	Transfer of Excess Earnings to Police VSFs	0	0	٥	0	0		0
ž.	Adjusted Investment Return (10 11.)	(1,451,943)	(1,212,051)	365,513	2,363,637	1,611,268	1,803,837	3,465,606
13.	13. Average Investable Assets	17,303,826	18,333,147	18,614,259	18,532,085	18,461,208	18,523,013	18,631,651
ž	14. Assumed Rate of Return	8.00\$	8.004	8.004	8.00\$	8.00\$	\$.00\$	8.004
15.	15. Expected Investment Return	1,384,306	1,466,652	1,489,141	1,482,567	1,478,497	1,481,841	1,490,532
16.	Unexpected Investment Return (12 15.)	(2,836,249)	(2,678,703)	(1,123,628)	040,188	132,771	321,996	1,975,074
17.	Actuarial Value of Assets under the 2000 AAM	\$18,141,670	\$18,913,634	\$18,781,359	\$18,510,638	NA	· 4x	Ŋ
18.	18. Actuarial Value of Assets under the 2006 ALM	NA.	ž	¥	\$18,735,134	\$18,767,256	\$18,689,451	\$19,800,553

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

### **SECTION IV - STATUTORY CONTRIBUTIONS**

The Statutory Contribution for Fiscal Year 2009 under the 2006 A&M equals \$1,932,150,215. 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 2009 and the Fiscal Year 2008 Statutory Contributions.

## TABLE IV-1 NEW YORK CITY POLICE PENSION FUND COMPONENTS OF FISCAL YEAR 2009 AND FISCAL YEAR 2008 STATUTORY CONTRIBUTIONS

Valuation Date	June 30, 2007 (Lag)	June 30, 2006 (Lag)
Item	Fiscal Year 2009	Fiscal Year 2008
Normal Contribution <sup>1</sup>	\$1,846,303,175 <sup>2</sup>	\$1,733,033,174 <sup>3</sup>
Administrative Expense Contri	bution 17,252,222	15,488,626
Investment Expense Contributi	on <u>68,594,818</u>	49,302,562
Total Amount from City to the Ne York City Police Pension Fund	ew \$1,932,150,215	\$1,797,824,362

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.

- <sup>2</sup> Includes \$1,344,788 for Group Life Insurance Plan.
- <sup>3</sup> Includes \$1,331,360 for Group Life Insurance Plan.

Valuation Date

v. Total Prospective Assets

3. Present Value of Future Salaries (Projected)4. Employer Normal Cost

5. Annual Salaries (@t = 1.5)\*

6. Statutory Employer Normal Contribution (4. times 5.)

Rate (2.b.iv./3.)

The following Table IV-2 shows the development of the Fiscal Year 2009 and the Fiscal Year 2008 Statutory Employer Normal Contributions.

## TABLE IV-2 NEW YORK CITY POLICE PENSION FUND DEVELOPMENT OF FISCAL YEAR 2009 AND FISCAL YEAR 2008

### STATUTORY EMPLOYER NORMAL CONTRIBUTIONS

June 30, 2007

(Lag)

June 30, 2006

(Lag)

\$15,779,194,826 \$14,763,550,458 \$21,796,147,978 \$20,734,178,332

\$ 2,944,286,494 \$2,781,977,966 \$1,846,303,175 \$1,733,033,174

62.295%

62.708%

Item	Fiscal Year 2009	Fiscal Year 2008
1. Present Value of Future Benefit	ts:	
a. Pensioners and Beneficiaries	\$14,896,674,785	\$13,864,363,546
b. Supplemental Benefits	1,996,858,709	
c. Active Members	16,040,839,690	15,248,925,008
d. Future VSF Transfers	2,645,374,642	2,337,673,277
e. Total	\$35,579,747,826	\$33,453,001,458
2. Assets		
a. Actuarial Value of Assets	\$19,800,553,000	\$18,689,451,000
b. Prospective Assets		
i. PV One-Year Discounted Employer Contribution	1,729,957,299	1,486,043,054
ii. PV Future UAL Contributions	0	0
iii. PV Future Employee Contribu	tions 381,252,955	361,250,732
iv. PV Future Employer Normal	13,667,984,572	12,916,256,672
Contributions		

\* 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

(\$ Thousands)

COVERED BY ACTUARIAL VALUE OF ASSETS#

	Aggrega	Aggregate Accrued Liabilities For:	ties For:				
Valuation Date (June 30)	Accumulated Member Contributions (A)	Current Pensioners and Beneficiaries (B)	Active Members' Employer Financed Portion (C)	Actuarial Value of Assets (D)	Percenta Value Actuarial	Percentage of Actuarial Values Covered by Actuarial Value of Assets (A) (B) (C)	arial by Assets (C)
*6661	\$ 947,614	\$ 8,121,653	\$5,421,075	\$16,877,765	1001	1001	1001
2000	1,051,312	9,733,708	6,290,250	. 17,601,913	1001	100%	100\$
2001	1,163,665	10,245,495	6,688,974	18,141,670	100\$	100\$	100\$
2002	1,715,036	11,294,438	6,645,998	18,913,634	1001	100%	\$68
2003	1,805,279	12,020,762	6,512,726	18,781,359	100%	100\$	76%
2004	1,819,074	12,856,032	6,686,526	18,510,638	100%	1001	57%
2004 (Lag) **	1,819,074	12,934,032	7,691,232	18,735,134	100%	100%	52%
2005 (Lag)	1,804,733	14,176,476	7,559,642	18,767,256	1001	100%	378
2006 (Lag)	1,628,376	15,866,403	7,627,823	18,689,451	100%	100\$	16%
2007 (Lag)	1,690,817	16,893,533	8,067,768	19,800,553	100%	100%	15\$

- # 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. 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, andC. 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)	Rate of Return On Investments	Assumed General Wage Increase
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%
2007 (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 MEASURES<sup>1</sup>

Valuation Date (June 30)	AAV/APVB	AAV/PBO	AAV/ABO	MVA/MVABO
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%
2007 (Lag)	56%	74%	81%	66%

- 1 Measures as described in this Section.
- <sup>2</sup> 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	9	(2)	(3)	(9)	(2)	(9)
Date (June 30)	Actuarial Asset Value (AAV)	Actuarial Accrued Liability (AAL) *	Unfunded AAL (UAAL) (2) - (1)	Funded Ratio (1)/(2)	Covered Payroll	UAAL as a Percentage Of Covered Payroll (3)/(5)
1999	\$16,877,765	\$16,877,765	0\$	100.04	\$2,331,957	40.0
2000	17,601,913	17,601,913	٥	100.04	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	100.01	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
2007 (Lag)	19,800,553	19,800,553	0	100.0%	2,961,649	0.0*

- \* Frozen Initial Liability.
- \*\* 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, 1999, the economic and noneconomic assumptions were revised following experience reviews.

AAVM was changed as of 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 and June 30, 1999.

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 ("UAAL") 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. <u>Eligibility Requirements</u>: 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. <u>Member Contributions</u>:

- 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.
- 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. <u>Credited Service</u>: 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 Unformed 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. <u>Salary Base</u>:

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

### G. <u>Service Retirement</u>:

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

<u>Benefit</u>: 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: ? of [FS (Tier 1) or FAS (Tier 2)],

10 or more years of service: ½ 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.

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

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 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:

 $\underline{\mbox{Eligibility}}.$  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"):

Eligibility: Service Retirees: Age 62 and retired 5 years or age 55 and retired 10 years. Disability Retirees: Retired 5 years. Beneficiaries receiving accidental death benefits: receiving benefits for 5

Amount: 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.

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.

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.

0. 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: Beginning Calendar Year 2007 (2008 for those who became members on or after July 1, 1988), the annual payment is \$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

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

### SECTION IX - SUMMARY OF ACTUARIAL ASSUMPTIONS AND METHODS

Healthy Mortality: The following Table IX-1 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 POLICE PENSION FUND PROBABILITIES OF HEALTHY LIVES MORTALITY

	ACTIVE ME	MBER MORTALI	TY	POST-R	RETIREMENT MO	RTALITY
	Ordinar	y Death				
Age	Males	Females	Accidental Death	Age	Males	Females
20	0.0300%	0.0150%	0.01%	20	0.0351%	0.0192%
30	0.0500%	0.0250%	0.01%	30	0.0565%	0.0348%
40	0.0800%	0.0400%	0.01%	40	0.1151%	0.0677%
50	0.2500%	0.1250%	0.01%	50	0.2781%	0.2205%
60	0.6000%	0.3000%	0.01%	60	1.0416%	0.7143%
70	NA.	NA.	NA.	70	2.2892%	1.7416
80	NA	NA.	NA	80	5.1995%	4.6138%
90	NA .	NA.	NA NA	90	13.7899%	12.2729%
100	NA.	NA.	NA.	100	30.1977%	28.6331%
110	NA	NA	NA	110	100.0000%	100.0000%

Disability Mortality: The following Table IX-2 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.

 $\underline{\text{Withdrawal}}$ : 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%

Disability: The following Table IX-4 presents a 4.

sample of probabilities of disability retirement during active service that are used:

### TABLE IX-4 NEW YORK CITY POLICE PENSION FUND PROBABILITIES 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%

<u>Service Retirement</u>: The following Table IX-5 presents a sample of age and service based probabilities of retirement that are used: 5.

### TABLE IX-5 NEW YORK CITY POLICE PENSION FUND PROBABILITIES OF SERVICE RETIREMENT

	Years of S	ervice Since F	irst Eligible
Age	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%

<u>Salary Scale</u>: 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%
4 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.

- $\underline{\text{Overtime Assumption}}\text{: A Baseline Overtime} \\ \text{assumption of } 12\% \text{ is assumed throughout the} \\$ 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.
- Marital Assumption: All active members are 8. assumed to be married and females are assumed to be three years younger than their male spouses.
- Credited Service: Calculated in whole year 9. 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 longterm Consumer Price Inflation rate of 2.5% per
- Actuarial Asset Valuation Method: Beginning with 13. 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.

Actuarial Cost Method: The Frozen Initial Liability 14. 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

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.

- Lump Sum Death Benefits: Liabilities for group life lump sum death benefits are calculated under the One-Year Term Cost method.
- 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.
- WTC Disability and Death Benefits: To properly value the benefit provisions of the WTC Disability 17. 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. WTC Death Benefits liabilities were estimated as described in the New York City Office of the Actuary Fiscal Note 2008-09 dated June 18, 2008 and are also included in the APVB of POLICE.
- 18. <u>One-Year Lag Methodology</u>: 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., FSA, FSPA, FCA, MAAA, EA Chief Actuary New York City Retirement Systems May 15, 2009

### APPENDIX A

### SCHEDULE OF HISTORIC EMPLOYER CONTRIBUTIONS

The Table A-1 below compares the Statutory Contribution to the Actuarial Contribution for the Fiscal Years 2000 through 2009 inclusive

## TABLE A-1 NEW YORK CITY POLICE PENSION FUND COMPARISONS OF STATUTORY VERSUS ACTUARIAL CONTRIBUTIONS (\$ Thousands)

	(4	,	
Fiscal Year Ended June 30	Statutory Contribution*	Actuarial Contribution	Statutory Divided by Actuarial
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
2009	1.932.150	1.932.150	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.

### NEW YORK CITY POLICE PENSION FUND

ACTIVE VALUATION AS OF JUNE 30, 2007 (Lag)

2006 Assumptions and Methods

				2006 Assur	nptions and Meth	nods				
AGE	SERVICE UNDER 5	5-9	10-14	15-19	20-24	25-29	30-34	35-39	40 & UP	ALL YEARS
AGE	ONDERG		70-14	70-10		2020				7,027,000
NUMBERS:										
UNDER 20	0	0	0	0	0	0	0	0	0	0
20 TO 24	2,314	0	0	0	0	0	0	0	0	2,314
25 TO 29	4,580	1,446	2	0	0	0	0	0	0	8,028
30 TO 34	1,970	3,352	1,136	1	0	0	0	0	0	6,459
35 TO 39	883	1,924	3,732	3,095	16	0	0	0	0	9,650
40 TO 44	92	529	1,817	3,252	1,422	1	0	0	0	7,213
45 TO 49	4	78	360	882	932	282	0	0	0	2,538
50 TO 54	2	12	30	23	265	211	16	0	0	559
55 TO 59	0	7	1	0	11	36	48	34	6	143
80 TO 64	2	0	1	0	0	1	13	24	6	47
65 TO 69	0	0	0	1	0	0	0	1	0	2
70 & UP	0	0	. 1	0	0	0 _	1	0	11	3
TOTAL	9,847	7,448	7,080	7,254	2,646	531	78	59	13	34,956
				•						
SALARIES:		_		0	0	0	0	0	0	^
UNDER 20	0	0	0	0	0	0	0	0	0	111,774,828
20 TO 24	111,774,828	0	-	0	0	0	0	0	0	368,329,058
25 TO 29	257,818,416	110,314,963	195,879	•	0	0	0	ň	0	510,708,844
30 TO 34	112,433,981	286,830,635	111,355,989	88,239			n	n	0	894,073,180
35 TO 39	51,879,720	183,734,182	380,073,048	316,806,940	1,779,270 160,876,111	04.053	0	0	0	717,758,098
40 TO 44	5,689,254	54,495,437	171,027,408	325,575,837		94,053 37,188,118	Š	0	a	268,126,031
45 TO 49	291,574	6,914,768	33,725,300	85,909,579	104,096,692	27,117,176	2,180,997	0	0	65,232,983
50 TO 54	207,415	1,204,832	2,888,960	2,311,955 0	29,323,648 1,291,726	4,337,471	8,435,093	4,895,498	919,383	18,669,220
55 TO 59	. 0	669,891	120,158				1,673,988	3,320,293	875,066	6,291,401
60 TO 84	207,354	0	120,158	0	0	94,542 0	1,073,966	189,700	6/5,066	311,120
65 TO 69	0	0	0	121,420	0	0	122,679	189,700	131,747	374,584
70 & UP	0	0_	120,158	0	297,367,447	68,831,360	10,412,757	8,405,491	1,928,196	2,981,649,327
TOTAL	540,102,542	624,164,708	679,624,856	730,813,970	297,367,447	66,631,360	10,412,737	0,405,491	1,920,190	2,801,048,327
AVERAGE SALARIES:										
UNDER 20	0	0	0	. 0	0	0	0	0	0	0
20 TO 24	48,304	. 0	ō	0	Ö	0	0	0	0	48,304
25 TO 29	56,292	76,290	97,840	0	0	0	0	0	C	61,103
30 TO 34	57,073	85,570	98,025	88,239	0	0	0	0	. 0	79,069
35 TO 39	58,527	85,101	96,483	102,361	111,204	0	0	0	0	92,650
40 TO 44	61,840	86,638	94,126	100,116	113,134	94,053	0	0	0	99,509
45 TO 49	72,894	88,651	93,681	97,403	111,892	131,873	0	0	0	105,645
50 TO 54	103,708	100,403	98,232	100,520	110,655	128,517	136,312	0	0	116,696
55 TO 59	103,700	95,899	120,158	0	117,430	120,485	134,064	143,985	153,231	130,554
	103,677	0.000	120,158	ō	0	94,542	128,768	138,346	145,844	133,860
60 TO 64 65 TO 69	103,677	0	120,130	121,420	ō	0	0	189,700	. 0	155,580
	0	ő	120,158	0	ň	n	122,679	đ	131,747	124,861
70 & UP	E4 840	83 903	95 992	100 746	112 384	129.626	133.497	142,466	148,189	84,725

### NEW YORK CITY POLICE PENSION FUND

ACTIVE VALUATION AS OF JUNE 30, 2006 (Lag)

2006 Assumptions and Methods

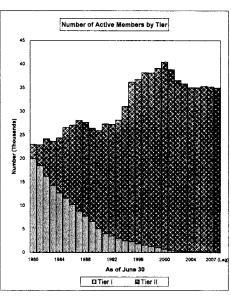
NUMBERS   NUMB					200071000						
NUMBERS:  UNDER 70  0  0  0  0  0  0  0  0  0  0  0  0										40 A 110	ALL VEADO
Note	AGE	UNDER 5	5-9	10-14	15-19	20-24	25-29	30-34	35-39	40 & UP	ALL YEARS
Note	\" #4DCDC.										
1.883		0	0	0	n	0	0	0	٥	0	0
\$1029									ō	0	1,883
10 TO 34			-	-	ō	Ď	0	Ó	0	0	5,825
157TO 39				1,212	1	0	0	0	0	0	6,522
No.					2,518	7	0	0	0	0	
STO 149					3,378	1,323	1	0	0	0	
55 TO 59			77	403	973	1,048			•	0	
80 TO 69	50 TO 54	1	11	16	45					0	
85 TO 89	55 TO 59	0	8	1	0					2	
TO & UP	60 TO 64	1	0	1	0					8	
No.	65 TO 69	¢.	0	0	1		0	-		0	2
SALARIES: UNDER 20 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0				1			1				4
NUMBER 20	TOTAL	9,636	6,735	8,831	6,916	2,707	391	. 88	79		35,194
NUMBER 20											
20 TO 24 80,283,863 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 32,432,367 25 TO 29 252,410,518 69,021,849 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 321,432,367 30 TO 34 115,416,362 258,541,340 108,819,609 81,072 0 0 0 0 0 0 0 0 0 0 321,432,367 35 TO 39 57,281,974 154,687,917 417,198,081 239,922,715 716,385 0 0 0 0 0 0 0 0 869,827,032 40 TO 44 6,305,355 47,495,543 202,305,607 316,382,505 137,830,799 90,497 0 0 0 0 0 70,366,008 45 TO 49 351,588 6,231,711 34,740,325 88,510,541 110,288,799 24,508,219 140,498 0 0 0 264,798,681 50 TO 54 98,739 1,1008,653 1,541,642 41,72,456 32,100,670 20,387,346 2,825,826 0 0 0 0 264,798,681 50 TO 54 98,739 1,1008,653 1,541,642 41,72,456 32,100,670 20,387,346 2,825,826 0 0 0 0 264,798,681 50 TO 54 98,690 0 0 112,870 0 0 1,805,750 2,529,899 6,392,044 8,259,673 273,169 17,599,659 60 TO 64 98,690 0 0 112,870 0 0 1,805,750 2,529,899 6,392,044 8,259,673 273,169 17,599,659 60 TO 64 98,690 0 0 112,870 0 0 1,805,750 2,529,899 6,392,044 8,259,673 273,169 17,599,659 60 TO 64 98,690 0 0 112,870 0 0 1,805,750 2,529,899 6,392,044 8,259,673 273,169 17,599,659 60 TO 64 98,690 0 0 112,870 0 0 1,805,750 2,529,899 6,392,044 8,259,673 273,169 17,599,659 70 &UP 0 0 0 0 112,870 0 0 0 0 0 0 178,532 10,661,456 69,788,882 10,000 10 178,556 10 1,000 10 10 178,556 10 1,000 10 10 10 1,000 10 10 10 10 10 10 10 10 10 10 10 10		•	^	•	•				0	0	0
25 TO 29								n			
30 TO 34			-	-	-	-	ň	0	-		
\$\text{STO 39}  \text{57,281,974}  \text{154,687,917}  \text{417,198,081}  \text{239,922,715}  \text{716,385}  0						-	ŏ	ŏ	ō	ō	
40 TO 44						716.365	ō	ō	Ö	0	
45 TO 49 351,588 6,231,711 34,740,325 88,510,541 110,286,799 24,508,219 140,498 0 0 284,798,681 50 TO 54 98,739 1,008,683 1,541,642 4,172,456 32,108,670 20,387,346 2,825,626 0 0 0 61,973,532 55 TO 59 0 526,264 112,870 0 0 1,805,750 2,528,899 6,392,084 8,259,673 273,169 177,899,659 60 TO 64 98,680 0 0 112,870 0 0 1,805,750 2,528,899 6,392,084 8,259,673 273,169 177,899,659 60 TO 64 98,680 0 0 112,870 0 0 82,280 1,894,15 3,981,512 1,064,145 6,978,882 65 TO 89 0 0 0 12,870 0 0 0 0 0 1,805,750 1,828 115,238 115,238 0 0 123,755 467,101 10,410 10,410 10,419,341 1,461,069 2,816,828,536 10,828,53							90,497	0	0	0	
\$6 TO 54								140,498	0	0	
55 TO 59         0         526,284         112,870         0         1,805,750         2,529,889         6,382,084         8,259,673         273,169         17,899,659           60 TO 64         98,880         0         0         112,870         0         0         82,280         1,839,415         3,981,512         1,084,145         6,978,882           65 TO 69         0         0         0         114,054         0         0         178,158         0         222,210           70 & UP         0         0         0         112,870         0         0         115,238         115,238         0         0         123,755         467,101           TOTAL         512,236,899         537,521,477         784,943,554         849,039,043         282,700,383         47,893,429         10,913,041         10,419,341         1,461,069         2,816,928,536           AVERAGE SALARIES:         UNDER 20         0				1,541,842	4,172,458	32,160,670	20,367,346	2,625,826	0	8	61,973,532
80 TO 84				112,870	0	1,805,750	2,529,869	6,392,064	6,259,673	273,169	17,699,659
65 TO 68 0 0 0 114,054 0 0 0 115,238 0 0 178,156 0 292,210  70 & UP 0 0 0 112,870 0 0 0 115,238 115,238 0 0 123,755 467,101  TOTAL 512,236,899 537,521,477 784,943,854 649,038,043 282,700,383 47,893,429 10,813,041 10,419,341 1,481,069 2,816,928,536  AVERAGE SALARIES:  UNDER 20 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0		98,680	0	112,870	0	0	82,280	1,639,415	3,981,512	1,064,145	6,978,882
TOTAL 512 236,899 537,521,477 764,943,854 649,038,043 282,700,383 47,893,429 10,913,041 10,419,341 1,481,069 2,816,928,536   AVERAGE SALARIES: UNDER 20		0	0	0	114,054	0		0	178,156		
AVERAGE SALARIES: UNDER 20 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	70 & UP										
UNDER 20 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	TOTAL	512,236,899	537,521,477	784,943,854	849,039,043	282,700,383	47,693,429	10,913,041	10,419,341	1,461,069	2,816,928,536
UNDER 20 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0											
20 TO 24 47,891 0 0 0 0 0 0 0 0 0 0 47,891 25 TO 29 53,889 73,272 0 0 0 0 0 0 0 0 0 0 0 0 0 57,144 30 30 TO 34 54,483 61,022 89,765 81,072 0 0 0 0 0 0 0 0 0 0 0 57,144 30 55 TO 39 55,301 80,530 80,145 95,283 102,338 0 0 0 0 0 0 0 0 85,596 40 TO 44 57,847 80,912 87,314 93,617 104,256 90,497 0 0 0 0 85,596 45 TO 49 70,318 80,931 88,204 90,897 105,235 125,042 140,498 0 0 0 87,594 50 TO 54 98,739 91,532 96,535 92,721 102,423 119,808 125,039 0 0 0 070,221 55 TO 59 0 87,711 112,870 0 107,050 114,994 125,335 136,080 138,585 123,747 60 TO 64 98,680 0 12,877 0 0 12,878 0 0 82,200 117,101 124,422 133,018 122,437 85 TO 89 0 0 0 0 114,994 125,335 136,080 138,585 123,747 60 TO 64 98,680 0 12,878 0 0 114,954 0 0 0 0 0 0 178,155 0 146,105			_	_	_		_	_	_	_	_
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35 TO 39         55,301         80,500         89,145         95,283         102,338         0         0         0         0         0         85,596           40 TO 44         57,847         80,912         87,314         93,617         104,256         90,497         0         0         0         82,076           45 TO 49         70,318         80,931         88,024         90,867         105,235         125,042         140,498         0         0         0         97,954           50 TO 54         98,739         91,532         96,353         92,721         102,423         119,808         125,039         0         0         107,221           55 TO 59         0         87,711         112,870         0         107,050         114,994         125,335         136,000         136,985         123,774           65 TO 69         0         0         112,870         0         0         82,260         117,101         124,422         133,018         122,437           85 TO 69         0         0         0         114,054         0         0         178,156         0         146,105				-		-	Ů	0	•		
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50 TO 54         98,739         91,532         98,353         92,721         102,423         119,808         125,039         0         0         107,221           55 TO 59         0         87,711         112,870         0         107,050         114,994         125,335         136,080         136,585         123,774           60 TO 84         98,680         0         112,870         0         0         82,260         117,101         124,422         133,018         122,437           65 TO 69         0         0         0         114,054         0         0         178,156         0         146,105								140 49B	•		
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		Ô	n			٥	115,238	115.238		123,755	

NEW YORK CITY POLICE PENSION FUND Number and Salary of Active Members by Tier\* Fiscal Years 1981 through 2009 APPENDIX C

- \* The definition of Active Member was changed effective June 30, 1988 to include only those on payroll
- m If based on 2000 A&M, the row entries would be 2005, 17,736, 2,650,028 and 2,667,764, respectively

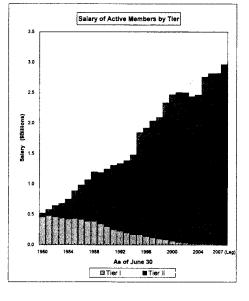
APPENDIX B

Fiscal	Valuation Date		Number	
Year	(June 30)	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	16,840	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	1,292	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	35,086	35,194
2009	2007 (Lag)	87	34,869	34,956
	1			



\*\* If based on 2000 A&M, the row entries would be 2005, 147, 35,177 and 35,324, respectively

riscai	valuation Date	) >	alary (\$1,000)	<del>)</del>
Year	(June 30)	Tier I	Tier II	All Tiers
1981	1980	459,463	61,075	520,538
1982	1981	483,747	95,513	579,260
1983	1982	461,790	182,883	644,673
1984	1983	441,423	236,845	678,268
1985	1984	426,192	321,138	747,330
1986	1985	433,141	453,001	886,142
1987	1986	418,990	561,564	980,554
1988	1987	388,587	677,662	1,066,249
1989	1988	386,904	809,231	1,196,135
1990	1989	343,948	840,095	1,184,043
1991	1990	301,494	940,444	1,241,938
1992	1991	251,498	1,052,090	1,303,588
1993	1992	227,656	1,104,942	1,332,598
1994	1993	199,408	1,180,520	1,379,928
1995	1994	172,811	1,305,674	1,478,485
1996	1995	167,850	1,677,035	1,844,885
1997	1996	139,681	1,780,312	1,919,993
1998	1997	117,829	1,918,621	2,036,450
1999	1998	101,398	1,989,664	2,091,062
2000	1999	87,267	2,244,690	2,331,957
2001	2000	65,003	2,400,679	2,465,682
2002	2001	46,194	2,453,936	2,500,130
2003	2002	32,750	2,463,499	2,496,249
2004	2003	23,680	2,410,218	2,433,898
2005	2004	19,398	2,441,352	2,460,750
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
2009	2007 (Lag)	12,341	2,949,308	2,961,649
l	!			



### NEW YORK CITY POLICE OFFICERS' VARIABLE SUPPLEMENTS FUND

#### NOTICE



THE CITY OF NEW YORK OFFICE OF THE COMPTROLLER 1 CENTRE STREET ROOM 800 NEW YORK, N.Y. 10007-2341

John C. Liu

MICHAEL N. SPITZEF
ASSISTANT COMPTROLLEF
BUREAU OF ACCOUNTANCY
TELEPHONE: (212) 669-802:
FAX NUMBER: (212) 669-212

April 20, 2010

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 Police Department Police Officers' and Police Superior Officers' Variable Supplements Funds as of June 30, 2009.



cc: Abe Papilsky Nancy Brunner

### New York City Police Department Police Officers' Variable Supplements Fund

Financial Statements as of for the Years Ended June 30, 2009 and 2008 and Independent Auditors' Report

Deloitte

Deloitte & Touche LLP Two World Financial Center New York, NY 10281-1414 USA

Tel: +1 212 436 2000 Fax: +1 212 436 5000 www.deloitte.com

### INDEPENDENT AUDITORS' REPORT

To the Board of Trustees of the New York City Police Department Police Officers' Variable Supplements Fund

We have audited the accompanying statements of plan net assets of New York City Police Department Police Officers' Variable Supplements Fund (the "Plan") as of June 30, 2009 and 2008, 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 net assets of the Plan as of June 30, 2009 and 2008, 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 ("GASB"). This supplementary information is the responsibility of Plan management. We have applied certain limited procedures, which consisted principally of inquiries of management regarding the methods of measurement and presentation of such required supplementary information. However, we did not audit this information and express no opinion on it.

Odotte: Tank LiP October 23, 2009

NEW YORK CITY POLICE DEPARTMENT POLICE OFFICERS' VARIABLE SUPPLEMENTS FUND

### MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED) YEARS ENDED JUNE 30, 2009 and 2008

The narrative discussion and analysis of the financial activities of the New York City Police Officers' Variable Supplements Fund ("POVSF," the "Fund" or the "Plan") for the fiscal years ended June 30, 2009 and 2008 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.

### 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 other assets and liabilities are determined on an accrual basis.

- The Statement of Changes in Plan Net Assets — presents the result of activities during the year. All changes affecting the assets and the liabilities of the Plan are reflected on an accrual basis when the activity occurred, regardless of the timing of the related cash flow. In that regard, changes in the fair values of investments are included in the year's activity as net appreciation (depreciation) 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 Pronouncements ("GASB").

### FINANCIAL HIGHLIGHTS

- The Fund's total assets exceeded its liabilities by \$628.4 million and \$950.00 million as of June 30, 2009 and 2008, respectively.
- In fiscal year 2009, the Fund's Net Assets Held in Trust for Benefits decreased by \$321.6 million or 34 % compared to fiscal year 2008 and decreased by \$218.6 million or 19% compared to fiscal year 2007. Plan net assets held in trust for pension benefits decreased in fiscal year 2009 due to significant decrease in fair value of investments.
- Benefit payments totaled \$137.1 million for fiscal year 2009 compared to \$148.4 million fiscal year 2008. This reflects a decrease of 8%, which is primarily due to the reduction of number of the retirees. A total of \$148.4 million paid in fiscal year 2008 represented an increase of 68% over year 2007. This is primarily due to the increase in additional pension benefits costs.

### PLAN NET ASSETS

The Statements of Plan Net Assets for fiscal year 2009 and 2008 showed total assets exceeded total liabilities by \$628.4 million and \$950.0 million respectively. This represents total Fund Net Assets Held in Trust for Benefits. This amount is available to cover the Fund's obligation to pay benefits to the Fund's members.

This year the Fund's Net Assets Held in Trust for Benefits decreased by \$321.6 million or 34% compared to fiscal year 2008. Last year the Fund decreased by \$218.6 million or 19% compared to 2007.

The Fund's 2009 outstanding liabilities of \$186 million decreased by 39% compared to fiscal year 2008. As of fiscal year ended 2008 liabilities decreased to \$303 million or by 13% compared to fiscal year 2007. Total liabilities consist of outstanding securities lending transactions of 58%, accrued benefits payable 38% and payable for investment securities purchased of 4% for fiscal year 2009.

In fiscal years 2009 and 2008 the Plan experienced a 34% & 19% downward movement respectively, due to a significant decrease in fair value of investments.

### Plan Net Assets June 30, 2009, 2008 and 2007 (in thousands)

	2009	2008	2007
Cash	\$ -	\$3	\$44
Receivables	8,886	16,069	11,792
Investments, at fair value	696,968	1,064,466	1,264,258
Collateral from Security Lending	108,140	172,047	238,668
Total Assets	813,994	1,252,585	1,514,762
Accounts Payable and Other Liabilities	77,435	130,509	107,500
Payables for Securities Lending Transaction	s 108,140	172,047	238,668
Total Liabilities	185,575	302,556	346.168
Plen Not Assets Held in Trust for Renefits	\$628 419	\$950 029	\$1 168 594

The Plan's receivables and payables related to Investment Securities are primarily generated through the timing of the difference between the trade and settlement dates for investment securities purchased or sold.

### Investment Summary Fair Value (in thousands)

Lan Aniae (in monauma	rail value (ill thousands)					
	June 30, 2009	June 30, 2008	June 30, 2007			
Short -term Investments	\$13,322	\$25,869	\$10,393			
US Debt Securities	218,179	319,818	348,349			
Domestic Equity Securities	293,109	434,029	551,788			
International Investment Fund-Equity	154,832	250,662	324,170			
Treasury Inflation -Protective	17,526	34,088	29,558			
Collateral from Security Lending	108,140	172,047	<u>238,668</u>			
Total Investments	\$805,108	\$1,236,513	\$1,502,926			

### CHANGES IN PLAN NET ASSETS

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 resulting in a net decrease of \$321.6 million for the fiscal year 2009 and \$218.6 million for the fiscal year ended 2008. The following items represent the components of this difference, net investment loss of \$184.5 million and benefit payments of \$137.1 million for 2009, net investment loss of

\$70.1 million, and benefit payments of \$148.4 million for fiscal year 2008.

Deductions - All administrative and investment expenses are paid by The City of New York and not charged to the Fund. For fiscal year 2009 deductions totaled \$137.1 million of which \$148.4 million was paid in fiscal year 2008. This shows a decrease of \$11.3 million or 8% this year compared to the prior fiscal year and an increase of \$60.0 million or 68% in 2008 compared to 2007. In addition, benefit payments decreased substantially this year primarily as a result of a decrease in the number of retirees paid.

### Changes in Plan Net Assets Years Ended June 30, 2009, 2008 and 2007

(in thousands)	2009	2008	2007	
ADDITIO NS: Investment income (loss): Interest income Dividend income Dividend income Net (depreciation) appreciation in fair value of investments	\$ 16,239 10,907 (213,377)	\$ 18,550 14,177 (104,392)	\$ 19,064 13,255 159,216	
Total investment (loss) income	(186,231)	(71,665)	191,535	
Less investment expenses	(74)	91	18	
Net (loss) income Securities lending transactions:	(186,157)	(71,756)	191,517	
Securities lending income Securities lending income Securities lending fees	3,187 (1,537)	10,178 (8,557)	13,196 (12,705)	
Net securities lending income	1,650	1,621	491	
Net investment (loss) income	(184,507)	(70,135)	192,008	
DEDUCTIONS — Benefits payments (Note 1)	137,103	148,430	88,572	
NET (DECREASE) INCREASE IN PLAN NET ASSETS	(321,610)	(218,565)	103,436	
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS: BEGINNING OF YEAR	950,029	1,168,594	1,065,158	
END OF YEAR	\$ 628,419	\$ 950,029	\$ 1,168,594	

### FUNDING AND PLAN BENEFITS

The New York City Police Pension Fund ("POLICE") is the source of funding for the Fund.

For fiscal years 2009, 2008 and 2007 there were no transfers from POLICE to the Fund.

Plan benefits are paid once a year, in December, according to a schedule which, in general, increases annually by \$500 up to a maximum of \$12,000. Tier A members, those hired before July 1, 1988, and Tier B members, those hired after June 30, 1988, are under different schedules. Tier A eligible Police Officer retirees began receiving the maximum scheduled benefit of \$12,000 in December 2007. Tier B eligible Police Officer retirees began receiving the maximum \$12,000 benefit in December 2008.

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 earning 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-years 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. Purchase 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 five-year period ended June 30, 2009, the Fund had an annualized return of 2.1%. Investments in assets that are expected to produce higher returns are also subject to greater volatility and may also produce negative returns. Fiscal year 2009 has not been a good year for investors. Investments in stock markets within

and outside the United States have generally lost value. For example, the Russell 3000 index, a broad measure of the U.S. stock market, lost 26.57% during this period, and the Europe, Australia and Far East ("EAFE") Index, the most commonly used measure of performance in developed international markets, lost 31.36%. Lower-rated bonds ended the year essentially losing 1.66% 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 loss of 17.41%. For the three-year period ended June 30, 2009 the combined return was a loss of 2.74%, and for the five-year period it was a gain of 2.08%.

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 40 days. The Fund earned an average yield of 1.75% which compares with the average yield of 0.57% on three-month Treasury Bills and 2.58% for a representative institutional money market Fund. The Fund earned \$24,779 in its short-term accounts during fiscal year 2009.

Assets are invested long-term for the benefit of the Fund's participants and their beneficiaries. All investments are managed by registered investments advisors, pursuant to applicable laws and to guidelines issued by the Comptroller. Collectively the investments utilize one domestic equity managers, four domestic fixed-income managers, three international equity managers, one emerging market manager, two enhanced yield managers, one internal manager and one treasury inflation-protected security investment manager. 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.

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### NEW YORK CITY POLICE DEPARTMENT POLICE OFFICERS' VARIABLE SUPPLEMENTS FUND

### STATEMENTS OF PLAN NET ASSETS JUNE 30, 2009 AND 2008

	2009	2008
ASSETS:		
Cash	<u>\$ 94</u>	\$ 2,691
Receivables:		
Receivables from investment securities sold	F 0.47 407	12.241.600
Accrued interest and dividends receivable	5,847,426	12,241,688
Accrued interest and dividends receivable	3,038,356	3,827,721
Total receivables	8,885,782	16,069,409
Investments, at fair value (Notes 2 and 3):		
Securities purchased under agreements		
to resell	491,757	1,941,048
Short-term investments	12,829,708	23,327,644
Discount notes	-	599,967
Debt securities:		
U.S. government	99,978,436	157,859,086
Corporate	112,750,863	155,080,863
Foreign	5,449,275	6,878,553
Equity securities	293,108,682	434,028,858
Mutual fund:		
International equity	154,832,468	250,662,389
Treasury inflation-protected securities	17,526,124	34,088,041
Collateral from securities lending transactions (Note 2)	108,140,315	172,046,821
Total investments	805,107,628	1,236,513,270
Total assets	813,993,504	1,252,585,370
LIABILITIES:		
Accounts payable	88,750	76,145
Payable for investment securities purchased	6,912,127	66,186,564
Accrued benefits payable (Note 2)	70,433,438	64,246,687
Securities lending transactions (Note 2)	108,140,315	172,046,821
( · · · · · · · · · · · · · · · · · · ·	100,110,013	172,010,021
Total liabilities	185,574,630	302,556,217
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS	\$ 628,418,874	\$ 950,029,153

### NEW YORK CITY POLICE DEPARTMENT POLICE OFFICERS' VARIABLE SUPPLEMENTS FUND

### STATEMENTS OF CHANGES IN PLAN NET ASSETS YEARS ENDED JUNE 30, 2009 AND 2008

	2009	2008
ADDITIONS:		
Investment income (Note 2):		
Interest income	\$ 16,239,367	\$ 18,549,898
Dividend income	10,907,126	14,176,768
Net (depreciation) appreciation in fair value of investments	(213,376,745)	(104,392,278)
Total investment (loss) income	(186,230,252)	(71,665,612)
Less investment (income)/expenses	(73,664)	90,681
Net (loss) income	(186,156,588)	(71,756,293)
Securities lending transactions:		
Securities lending income	3,186,703	10,178,250
Securities lending fees	(1,536,711)	(8,556,709)
Net securities lending income	1,649,992	1,621,541
Net (loss) investment income	(184,506,596)	(70,134,752)
DEDUCTIONS — Benefit payments (Note 1)	137,103,683	148,430,052
NET (DECREASE) IN PLAN NET ASSETS	(321,610,279)	(218,564,804)
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS: Beginning of year	950,029,153	1,168,593,957
·		.,,,,,,,,,
End of year	\$ 628,418,874	\$ 950,029,153

See notes to financial statements.

NEW YORK CITY POLICE DEPARTMENT POLICE OFFICERS' VARIABLE SUPPLEMENTS FUND

NOTES TO FINANCIAL STATEMENTS YEARS ENDED JUNE 30, 2009 AND 2008

### 1. PLAN DESCRIPTION

The New York City ("The City") Police Pension Fund administers both the Police Officers' Variable Supplements Fund ("POVSF," the "Fund" or the "Plan") and the Police Superior Officers' Variable Supplements Fund ("PSOVSF"). 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 PSOVSF 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, 2008 and 2007, the dates of the Fund's most recent actuarial valuations, the Fund's membership consisted

	2008
Retirees currently receiving payments Active members*	10,993 22,895
Total	<u>33,888</u>

\* 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:

a. For those who retired prior to July 1, 1988, the annual benefit was \$2,500 in Calendar Year 1988. For those who retired during Calendar Year 1988, the annual \$2,500 benefit payment was prorated. The annual 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 annual benefit payment is the scheduled amount described above prorated in the year of retirement and the full amount thereafter.

b. 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, which increases 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 ("Chapter 503/95") as discussed below.

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. It also provides that police officers who became members of POLICE on or after July 1, 1988 will receive the maximum \$12,000 benefit beginning Calendar Year 2008 and thereafter.

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 ("VSF DROP").

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 the amount of ad-hoc cost-of-living ("Supplementation") 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 Calendar Year 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.

### 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 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; assetbacked 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. Securities on loan are carried at market value, the value as of June 30, 2009 and 2008 is \$107 million and \$168 million, respectively.

### 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.

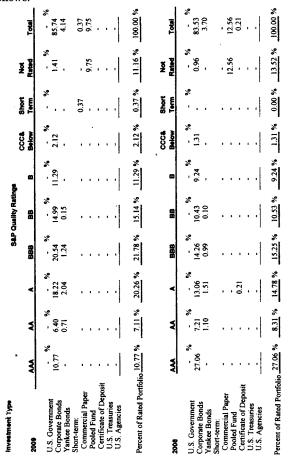
The legal requirements for Plan investments are as follows:

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  $_{\rm DCG}$ 

Bank of New York Mellon ("BNYM") 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 \$250,000 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:



\* 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 .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:

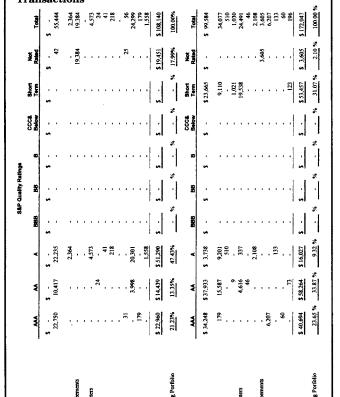
### Years to Maturity Investment Type

	·	Ä	Investment Maturities	88		
2009	Fair Value	Less than one year	One to five years	Six to ten years	More than ten years	
U.S. Government	43.19 %	0.02 %	0.07 %	7.52 %	35.58 %	
Corporate Bonds	48.70	1.06	14.68	18.21	14.75	
Yankee Bonds	2.36	•	0.38	0.73	1.25	
Short-term:						-
Commercial Paper	0.21	0.21	•,			-
Pooled Fund	5.54	5.54	•			
Certificate of Deposit	•		,	,	,	
U.S. Treasuries	,		•	•	,	
U.S. Agencies	1	٠	•	•	•	
Percent of Rated Portfolio	100.00 %	6.83 %	15.13 %	26.46 %	51.58 %	
2008	Fair Value	Less than one year	One to five years	Six to ten years	More than ten years	
U.S. Government	45.87 %	%	0.36 %	6.87 %	38.64 %	
Corporate Bonds	45.07	0.27	19.42	11.08	14.30	
Yankee Bonds	2:00	•	0.27	0.49	1.24	
Short-term:						
Commercial raper	01.7	94.7				
Pooled Fund	0./0	0.70	•	•	. ;	
Certificate of Deposit	0.11			1	0.11	
U.S. Treasuries	•		•		٠	
U.S. Agencies	0.17	0.17	•	•		
Percent of Rated Portfolio	100.00	7.22 %	20.05 %	18.44 %	54.29 %	

### **Securities Lending Transactions**

Credit Risk - The quality ratings of investments held as collateral for Securities Lending are as follows (in thousands):

### Investment Type and Fair Value of Securities Lending



Interest Rate Risk - The lengths of investment maturities (in years) of the collateral for Securities Lending are as follows (in thousands):

#### Years to Maturity Investment Type

		Inves	tment Maturities				
2009	Fair Value	Less than one year	One to five years	Six to ten years	More than ten years		
U.S. Government	<b>s</b> -	\$ -	s -	<b>S</b> -	\$ -		
Corporate Bonds	55,444	20,639	34,805	•	•		
Yankee Bonds	-	-	-	•	-		
Short-term:							
Repurchase Agreements	2,364	2,364	•	-	-		
Reversal Repurchase Agreements	19,384	19,384	-	-	-		
Certificates of Deposits	•	-	-	-	-		
Certificates of Deposits-Floaters	4,573	4,573	-	•	•		
Funding Agreements	24	24		-	-		
Master Note	179	179	-	-	-		
Medium Term Notes	218	218	-	-	-		
Commercial Paper		-	-	•	-		
Money Market Funds	56	56	-	•	-		
Bank Notes	24,299	20,301	3,998	-	-		
US Treasury	41	41	-	-	•		
Univested			-	-	-		
Time Deposit	1,558	1,558					
	\$ 108,140	\$ 69,337	\$ 38,803	<u>s .                                     </u>	<u>s -</u>		
Percent of Securities Lending	100.00%	64.12%	35.88%	%	. <u> </u>		
Portfolio							
	Fair	Less than	One to five	Six to ten	More tha		
2008	Value	one year	years	years	ten yean		
U.S. Government	<b>s</b> -	<b>S</b> -	<b>s</b> -	\$ -	<b>S</b> -		
Corporate Bonds	99,584	34,893	64,691	-	-		
Yankee Bonds	-	-	-	-	-		
Short-term:							
Bank Notes	34,077	9,536	24,541	-	-		
Commercial Paper	510	510	-	•	-		
Certificates of Deposits	1,030	1,030	-	-	•		
Certificates of Deposits-Floaters	24,491	19,538	4,953	-	•		
Funding Agreements	46	46	-	-	-		
Repurchase Agreements	2,108	2,108	•	-	-		
Reversal Repurchase Agreements	3,605	3,605	-	•	-		
Mutual Funds	6,207	6,207	-	-	-		
Master Note	133	133	-	-	-		
Money Market Funds	60	60	-	-	-		
Time Deposit	196	196		<del></del>			
Total	<b>S</b> 172,047	\$ 77,862	\$ 94,185	<u>s ·                                     </u>	<u>s -</u>		
Percent of Securities Lending	100.00%	72.00%	<u>87.10</u> %	<u> </u>	·		
Portfolio							

### 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 2009, 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, 2009.

For Fiscal Year 2008, 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, 2008.

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.

The amount shown below as the ABO is the measure of the present value of scheduled 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, 2008 and June 30, 2007 follows:

	Amounts as 2008 (In n	of June 30 2007 nillions)
Accumulated benefit obligation for: Retirees currently receiving benefits	\$1,149.4	\$1,155.7
Active members	384.7#	<u>359.6</u>
Total accumulated benefit obligation*,** Net assets held in trust for benefits*** Unfunded accumulated benefit obligation	950.0	1,515.3 <u>1,168.6</u> <u>\$346.7</u>

- # The June 30, 2008 ABO includes approximately \$10.4 million due to a refinement in the methodology used to value the benefits payable to those members retiring with 20 or more years of service who would meet the eligibility criteria for ordinary disability retirement.
- \* The June 30, 2008 and 2007 ABOs decreased by approximately \$16.9 million and \$17.4 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, 2008 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, 2007.

The June 30, 2007 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, 2006.

For purposes of the June 30, 2008 and 2007 actuarial valuations of the Fund, Chapter 125/00 has been taken into account in the determination of the unfunded ABO relative to the Supplementation 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, 2008 and June 30, 2007:

	June 30, 2008	June 30, 2007
Investment rate of return	8.0% per annum. (1)	(1) 8.0% per annum.
Post-retirement mortality	Tables adopted by POLICE during Fiscal Year 2006.	Tables adopted by POLICE during Fiscal Year 2006.
Active service: withdrawal, death, 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 estimate to retire for service with 20 or more years of service as Police Officers	50%. d	50%.
Percentage of all active Poli Superior Officers estimated retire for service with 20 or more years of service as Pol Superior Officers	to	100%.
Cost-of-Living Adjustments	1.3% per annum	(1) n. 1.3% per annum.

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 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. A study of experience for Fiscal Years 2006 and 2007 is underway.

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 Changed 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. Chapter 211 of the Laws of 2009 extended the AIR assumption for one year to June 30, 2010 from June 30, 2009.

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.

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### NEW YORK CITY POLICE SUPERIOR OFFICERS' VARIABLE SUPPLEMENTS FUND

■ NOTICE

New York City Police Department Police Superior Officers' Variable Supplements Fund

Financial Statements as of and for the Years Ended June 30, 2009 and 2008 and Independent Auditors' Report

Deloitte

Deloitte & Touche LLP Two World Financial Center New York, NY 10281-1414 USA Tel: +1 212 436 2000 Fax: +1 212 436 5000 www.deloitte.com

### 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, 2009 and 2008, 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 net assets of the Plan as of June 30, 2009 and 2008, 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 ("GASB"). This supplementary information is the responsibility of Plan management. We have applied certain limited procedures, which consisted principally of inquiries of management regarding the methods of measurement and presentation of such required supplementary information. However, we did not audit this information and express no opinion on it.

Dalotte : Tour LLP

October 23, 2009

### NEW YORK CITY POLICE DEPARTMENT POLICE SUPERIOR OFFICERS' VARIABLE SUPPLEMENTS FUND

### MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED) YEARS ENDED JUNE 30, 2009 AND 2008

The narrative discussion and analysis of the financial activities of New York City Police Superior Officers' Variable Supplements Fund ("PSOVSF," the "Fund" or the "Plan") for the fiscal years ended June 30, 2009 and 2008 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 \$524 million as of June 30, 2009 and by \$901 million as of June 30, 2008.
- The Plan Net Assets Held in Trust for Benefits at June 30, 2009 decreased by \$376.2 million or 42% compared to fiscal year 2008 and decreased by \$278.1 million or 24% compared to fiscal year 2007.
- Benefit payments in fiscal year 2009 totaled \$191.1 million; a decrease of 8% compared to the prior year. For fiscal year 2008, a total of \$206.6 million was paid representing an increase of 47% over fiscal year 2007.

### PLAN NET ASSETS

The Statements of Plan Net Assets for fiscal years 2009 and 2008 showed total assets exceeded total liabilities by \$524 million and \$901million, 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; Plan Net Assets Held in Trust for Benefits as of June 30, 2009 decreased by \$376.2 million or 42% and as of June 30, 2008 by \$278.1million or 24%. The Fund's Investment Portfolio decreased by 42% during fiscal year 2009 and decreased by 20% during fiscal year 2008. Overall, performance of the Investment Portfolio was weak in the current year, compared to trends in the prior years, due to a downturn in the economy.

The Fund's outstanding liabilities of \$197 million represents a decrease of 42% compared to fiscal year 2008. Last year the outstanding liabilities totaled \$343 million, a decrease of 8% compared to fiscal year 2007. Total liabilities as of June 30, 2009 consists of outstanding securities lending transactions of 51%, accrued benefits payable of 46%, and payable for investment securities purchased of 3%.

In fiscal year 2009, the Plan experienced a 42% downward movement due to a significant decrease in fair value of investment. In the fiscal year 2008, the Plan experienced a 24% in the net assets held in trust for pension benefits, due to changes in fair value of investments.

Plan Net Assets June 30, 2009, 2008 and 2007 (in thousands)	,	2009			2008		2007
Cash	\$	. 2		\$	-	\$	
Receivables		8,052			16,457		14,794
Investments, at fair value		612,624		1,0	34,364	1.	295,077
Collateral for Security Lending Transactions	_	101,096		I	92,347		241,119
Total Assets		721,774	-	1,2	43,168	_1,	,550,9 <u>90</u>
Accounts Payable		96,276		1	50,205		131,144
Payables for Securities Lending Transactions	_	101,096		1	92,348	_	241,119
Total Liabilities	_	197,372		3	42,553	_	372,263
Plan Net Assets Held in Trust for Benefits	<u>\$</u>	524,402		<b>\$</b> 9	00,615	\$1,	178,727

The Plan's receivables and payables related to investment securities are primarily generated through the timing differences between the trade and settlement dates for investment securities purchased or sold.

### Investment Summary Fair Value (in thousands)

	June 30, 2009	June 30, 2008	June 30, 2007
Type of Investment			
Short-term Investments	\$10,567	\$24,086	\$12,141
US Debt Securities	208,699	305,038	356,292
Domestic Equity Securities	247,528	419,204	560,984
International Equity	131,522	249,709	331,436
Treasury Inflation-Protected Securities	14,308	36,327	34,224
Collateral for Security Lending Transactions	101,096	192,347	241,119
Total	<b>\$713,720</b>	\$1,226,711	\$1,536,196

### **CHANGES IN PLAN NET ASSETS**

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 decrease of \$376.2 million and \$278.1 million for fiscal years ended June 30, 2009 and 2008, respectively. The changes consisted of; investment loss of \$185.2 million and benefit payments of \$191.1 million in 2009, investment loss of \$71.5 million and benefit payments of \$206.6 million in 2008.

**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 2009 deductions totaled \$191.1 million compared to \$206.6 million in fiscal year 2008, which is \$15.5 million lower or 8% in 2009 compared to 2008. Benefit payments decreased substantially this year primarily because of a decrease in the number of retirees paid.

### Changes in Plan Net Assets Years Ended June 30, 2009, 2008 and 2007

	2009	2008	2007
Additions:			
Investment income/(loss):			
Interest Income	\$14,523,513	\$18,894,593	\$20,052,234
Dividend Income	11,245,144	15,726,274	12,957,009
Net (depreciation) appreciati	on		
in fair value of investments	(212,558,141)	(107,701,446)	176,082,405
Total investment (loss) income	(186,789,484)	(73,080,579)	209,091,648
Investment expense	(98,356)	128,917	19,262
Net Investment (loss) income	(186,691,128)	(73,209,496)	209,072,386
Securities lending transactio	ns:		
Securities lending income	3,094,831	10,913,880	13,566,209
Securities lending Fees	(1,560,894)	(9,183,311)	(13,034,027)
Net Securities lending incom	e <u>1,533,937</u>	_1.730.569	532,182
Net Investment (loss) income	(185,157,191)	(71,478,927)	209,604,568
Deductions - Benefit Payments	191,055,625	206,633,222	140.311.078
Net (Decrease)/Increase in			
Plan Net Assets \$	(376,212,816)	\$ (278.112.149)	\$ 69,293,490

### FUNDING AND PLAN BENEFITS

The New York City Police Pension Fund ("POLICE") is the source of funding for the Fund.

For fiscal years 2009, 2008 and 2007 there were no transfers from POLICE to the fund.  $\,$ 

Plan benefits are paid once a year, in December, according to a schedule that, in general, increases annually by \$500 up to a maximum of \$12,000, which occurred in December 2007 (December 2008 for those who became members of POLICE on or after July 1, 1988). These benefits are reduced by 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 the 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 to 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 five-year period ended June 30, 2009, the Fund had an annualized return of 2.77%. Investments in assets that are expected to produce higher returns are also subject to greater volatility and may produce negative returns. Fiscal year 2009 was not a good one for investors. Investments in stock markets within and outside the United States have generally declined in value. For example, the Russell 3000 index, a broad measure of the U.S. stock market, lost 26.57 % during this period, and the Europe, Australia and Far East ("EAFE") Index, the most commonly used measure of performance in developed international markets, lost 31.36%. Less-developed international markets lost 24.82%. Lower-rated bonds ended the year with a loss of 2.08% 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 loss of 17.20 %. For the three-year period, ending June 30, 2009, the combined loss was 2.32% and for the five-year period, there was a gain of 2.77%.

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 10 days. The Fund earned an average yield of 1.69%, which compares with the average of 0.57% on the three month-Treasury Bills and 2.58% for a representative institutional money market Fund.

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 one domestic equity manager, four domestic fixed-income managers, two international equity managers, one emerging markets manager, two enhanced yield managers, one internal manager and one treasury inflation-protected investment manager. 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, 2009 AND 2008

	2009	2008
ASSETS:		
Cash	<b>\$</b> 2,210	<u> </u>
Receivables:		
	5 120 000	10.007.400
Investments securities sold	5,139,922	12,877,600
Accrued interest and dividends	2,912,091	3,578,897
Total receivables	8,052,013	16,456,497
Investments — at fair value (Notes 2 and 3):		
Commercial paper		3,217,004
Other short term investments	10,567,086	20,069,072
Discount notes		799,956
Debt securities:		177,750
U.S. Government	94,384,784	150,539,613
Corporate	108,939,063	147,996,546
Foreign	5,375,974	6,502,074
Domestic equity securities	247,527,712	419,204,021
Mutual funds:	241,321,112	417,204,021
International equity	131,521,522	249,709,317
Treasury inflation-protected securities	14,308,180	36,326,430
Collateral from securities lending transactions (Note 2)	101,095,698	192,347,393
Conateral from securities felicing transactions (Note 2)	101,093,096	192,347,393
Total investments	713,720,019	1,226,711,426
Total assets	721,774,242	1,243,167,923
LIABILITIES:		
		10.670
Accounts payable and accrued liabilities		10,679
Payable for investment securities purchased	5,946,694	61,613,210
Accrued benefits payable (Note 2)	90,329,509	88,581,484
Securities lending transactions (Note 2)	101,095,698	192,347,393
Total liabilities	197,371,901	342,552,766
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS	\$ 524,402,341	\$ 900,615,157

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, 2009 AND 2008

ADDITIONS:	2009	2008
Investment income (Note 2):		
Interest income	\$ 14,523,513	\$ 18,894,593
Dividend income	11,245,144	15,726,274
Net (depreciation) in fair value of investments	(212,558,141)	(107,701,446)
Total investment (loss) income	(186,789,484)	(73,080,579)
Less investment expenses	(98,356)	128,917
Net (loss) income	(186,691,128)	(73,209,496)
Securities lending transactions:		
Securities lending income	3,094,831	10,913,880
Securities lending fees	(1,560,894)	(9,183,311)
Net securities lending income	1,533,937	1,730,569
Net investment (loss) income	(185,157,191)	(71,478,927)
DEDUCTIONS — Benefit payments (Note 1)	191,055,625	206,633,222
(DECREASE) IN PLAN NET ASSETS	(376,212,816)	(278,112,149)
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS:		
Beginning of year	900,615,157	1,178,727,306
End of year	\$ 524,402,341	\$ 900,615,157

NEW YORK CITY POLICE DEPARTMENT POLICE SUPERIOR OFFICERS' VARIABLE SUPPLEMENTS FUND

NOTES TO FINANCIAL STATEMENTS YEARS ENDED

### 1. PLAN DESCRIPTION

The New York City ("The City") Police Pension Fund administers the Police Superior Officers' Variable Supplements Fund ("PSOVSF," 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, 2008 and 2007, the dates of the Fund's most recent actuarial valuations, the Fund's

Retirees currently receiving payments Active members*	,	2007 14,745 	
Total	27,611	26,605	

\* Represents the number of actively employed Police Superior Officers as of the June 30 valuation dates.

The Fund provides a guaranteed schedule 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, the annual benefit was \$5,000 in Calendar Year 1993. For those who retired during the Calendar 1993 the annual \$5,000 benefit was prorated.

The annual 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 annual benefit payment is the scheduled amount described above prorated in the year of retirement and the full amount thereafter.

b. 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, which increases 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.

Chapter 444/01 provided that Police Superior Officers who became members of POLICE on and after July 1, 1988, will receive the maximum \$12,000 benefit beginning Calendar Venz 2008

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").

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 the amounts of adhoc cost-of-living increases ("Supplementation") 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 or Calendar Year 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") provided additional benefits for Supplementation payable from POLICE on and after December 1, 1996, for Supplementation for certain retirees of POLICE effective as enacted by the City Council on October 25, 1995.

Chapter 390 of the Laws of 1998 ("Chapter 390/98") provided 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") provided Supplementation 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.

### 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 securi 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. Securities on loan are carried at market value, the value as of June 30, 2009 and 2008 is \$100 million and \$188 million, respectively.

### 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

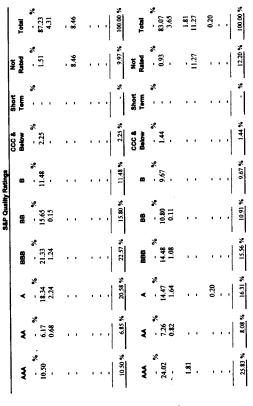
Banking Law § 235, the New York City Administrative Code, and the Legal Investments for New York Savings Banks list as published by The New York State Banking Department, subject to Note 3(b).

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 Mellon ("BNYM") 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 \$250,000 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* June 30, 2008 U.S. Government Corporate Bonds Yankee Bonds Short Term: Commercial Paper Pooled Fund Certificate of Deposit	U.S. Agencies Percent of Rated Portfolio	Jume 30, 2000 U.S. Government Corporate bonds Variace Bonds Short Term: Commercial Paper Pooled Fund Certificate of Certificate of Lus. Treasures U.S. Agencies Pervent of Rated Portfolio
June June U.S. ( Corpx Yamka Short Corr Corr Pool De U.S.	Per :	U.S. Corp Poor Corp Poor Corp Do U.S. U.S. U.S. U.S.

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 custodial 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:

Years to Maturity		1	nvestment Matı	irities .	
Investment Type	Fair	Less than	One to five	Six to ten	More than
June 30, 2009	Value	one year	years	years	ten years
U.S. Government	43.05 %	0.01 %	0.09 %	8.38 %	34.57 %
Corporate Bonds	49.68	0.95	14.44	18.83	15.46
Yankee Bonds	2.45	-	0.39	0.79	1.27
Short Term:					
Commercial Paper		-	•	-	-
Pooled Fund	4.82	4.82	-	-	-
Certificate of Deposit		-	-	-	-
U.S. Treasuries	-	-	-	-	-
U.S. Agencies	_ <del></del>	<u>·</u>	<del></del>	<u></u>	
Percent of Rated Portfolio	100.00 %	5.78 %	14.92 %	28.00 %	<u>51.30</u> %
	Fair	Less than	One to five	Six to ten	More than
June 30, 2008	Value	one year	years	уевтв	ten years
U.S. Government	45.69 %	- %	0.68 %	7.10 %	37.90 %
Corporate Bonds	44.92	0.32	18.65	11.14	14.81
Yankee Bonds	1.97	-	0.28	0.53	1.17
Short Term:					
Commercial Paper	0.98	0.98	•	-	-
Pooled Fund	6.09	6.09	-	-	
Certificate of Deposit	0.11		•	-	0.11
U.S. Treasuries	•	•	-	-	-
U.S. Agencies	0.24	0.24		<u> </u>	<u> </u>
Percent of Rated Portfolio	100.00 %	7.63 %	19.61 %	18.77 %	53.99 %

### **Securities Lending Transactions -**

Credit Risk - The quality ratings of investments held as collateral for Securities Lending as of June 30, 2009 and 2008, are as follows (in thousands):

Investment Type and Fair Value of Securities Lending Transactions
S&P Quality Ratings

							466	1	7	
June 30, 2008	¥	\$	<	98	2	•	Below	T E	E P	Total
U.S. Government	,	,				,	,	,	,	,
Comorate Bonds	20.300	17.300	121.20	•	•	•	•	•	•	000
Colporate coolins	70,470	4.070	701,67	•			•	,	ę	07,670
rankee Bonds			•	•			,			
Short term:										
Commercial Paper						,				
Pooled Funds										
Reverse Repurchase Agreements	•		•						10,298	10,298
Certificates of Deposits	,							•		
Cert of Deposits-Floaters			1,595		•			•	•	1,595
Money Market	•	,					•	•	61	61
Bank Notes	1	3,998	24,347		•		,			28,345
Time Deposits		. •	646	•	•	,	•			946
Other	,				,					
Total	\$ 20.200	6 19 300	£ 43 042						370	200 101 3
	2777	10,700	34,033					.	50,00	101,030
Percent of securities lending	20.00		20 07 13	2	•					90001
parions	20.07	ı	31.47						2 2701	8.83
	-				S&P Quel	S&P Quelity Ratings				
June 30, 2006	¥	\$	<	888	#	•	8 <u>\$</u>	Ferring.	Z P	Total
U.S. Government		,	,	٠		,	,	,	٠	
Corporate Bonds	33,178	41.701	4,648			,	•	26.841	,	106,368
Yankee Bonds						,	,			
Short term:										
Commercial Paper	•	•	•			٠		•	•	•
Pooled Funds										
Reverse Repurchase Agreements						,			9,166	9,166
Certificates of Deposits	•		•				,	1,431		1,431
Cert of Deposits-Floaters		4,515	510	•		•	•	25,044	•	30,069
Mutual Funds	8,432									8,432
Bank Notes	3,284	17,887	8,771	,			,	10,768		40,710
Time Deposits	ı							172		172
Other			,		1		•		•	
Total	\$ 44,894	\$ 64,103	\$ 13,929				, ,	\$ 64,256	\$ 5,166	\$ 192,348
Percent of securities lending						;				
portron	% FF 77	\$ 55.55	***		•	.		35.41 %	607	100.00

Interest Rate Risk - The lengths of investment maturities (in years) of the collateral for Securities Lending as of June 30, 2009 and 2008, are as follows (in thousands):

Securities Lending Years to Meturities			Investo	ent Maturities	
Years to maturities	Fair	Less then	One to five	Six to ten	More than
June 30, 2009	Value	one year	years	years	ten years
Corporate Bonds	\$ 59,890	\$ 30,787	\$ 29,103	s -	<b>s</b> •
Short-term:					
Commercial Paper	-	•	-	•	•
Pooled Funds				-	-
Reverse Repurchase Agreements	10,298	10,298	•	-	•
Certificates of Deposits	1,595	1.595	•	•	•
Cert of Deposits-floaters	1,393	1,393	•	-	-
Money Market	28.345	24.347	3,998	•	-
Bank Notes	28,343	24,347	3,776	•	
Time Deposits	949	- 949	•	-	•
Other	<del></del>		<del></del>	<u> </u>	<del></del>
Total	\$ 101,096	\$ 67,995	\$ 33,101	<u>s - </u>	<u>s - </u>
Percent of securities lending portfolio	100.00%	<u>67.26</u> %	<u>32.74</u> %	%	%
			Investr	nent Maturities	1
	Feir	Less than	One to five	Six to ten	More than
June 30, 2008	Value	one year	years	years	ten years
Corporate Bonds	\$106,368	\$ 39,972	\$ 66,396	s -	s ·
Short-term:					
Commercial Paper	•	•	-	-	•
Pooled Funds			-	-	•
Reverse Repurchase Agreements	5,166	5,166	-	-	-
Certificates of Deposits	1,431	1,431		-	-
Cert of Deposits-floaters	30,069	25,044	5,025	-	-
Mutual Funds	8,432 40,710	8,432 11,365	29,344	-	-
Bank Notes	40,710 172	172	29,344	-	-
Time Deposits	1/2	1/2	•	-	•
Other	<del>-</del>	<del></del>	<del>-</del>	<del></del>	<del></del>
Total	\$192,348	\$ 91,58 <u>2</u>	\$100,765	<u>s ·                                     </u>	<u>s ·                                     </u>
Percent of securities lending portfolio	100.00%	<u>47.61</u> %	52.39%	%	%

### 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 2009, 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, 2009.

For Fiscal Year 2008, 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, 2008.

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.

The amount shown below as the ABO is the measure of the present value of scheduled 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

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, 2008 and 2007, follows (in millione):

	Amount a	s of June 30
	2008	2007
Accumulated benefit obligation for: Retirees currently receiving benefits Active members #	\$1,672.6 914.2	\$1,651.5 850.4
Total accumulated benefit obligation*, **	2,586.8	2,501.9
Plan net assets held in trust for benefits***	900.6	1,178.7
Unfunded accumulated benefit obligation	<u>\$1,686.2</u>	\$1,323.2

# The June 30, 2008 ABO includes approximately \$31.8 million due to a refinement in the methodology used to value the benefits payable to those members retiring with 20 or more years of service who would meet the eligibility criteria for ordinary disability retirement.

- \* The June 30, 2008 and 2007, ABOs decreased by approximately \$28.4 million and \$28.7 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, 2008 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, 2007.

The June 30, 2007 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 20, 2002

For purposes of the June 30, 2008 and 2007, actuarial valuations of the Fund, Chapter 125/00 has been taken into account in the determination of the unfunded ABO relative to the Supplementation 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, 2008 and 2007, respectively:

Investment rate of return	June 30, 2008 8.0% per annum. <sup>(1)</sup>	<b>June 30, 2007</b> 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 Fisca Year 2006.
Service retirement	Tables adopted by POLICE during Fiscal Year 2006.	Tables adopted by POLICE during Fisca 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 Superio.	100%	100%
Cost-of-Living Adjustments	1.3% per annum.(1)	1,3% per annum.(1)
Actuarial Asset Valuation Method	l 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. A study of experience for Fiscal Years 2006 and 2007 is underway.

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. Chapter 211 of the Laws of 2009 extended the AIR assumption for one year to June 30, 2010 from June 30, 2009.

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

### TRANSPORTATION

■ NOTICE

PUBLIC NOTICE OF A CONCESSION OPPORTUNITY FOR THE OPERATION, MANAGEMENT AND MAINTENANCE OF A PEDESTRIAN PLAZA LOCATED ON WILLOUGHBY STREET BETWEEN PEARL STREET AND ADAMS STREET, BOROUGH OF BROOKLYN

Pursuant to the Concession Rules of the City of New York, the Department of Transportation ("DOT") intends to enter into a concession for the operation, management, and maintenance of a pedestrian plaza located on Willoughby Street between Pearl Street and Adams Street in Brooklyn ("Licensed Plaza"), including through DOT-approved events, sponsorships, and subconcessions including but not limited to providing for the sale of any of the following: prepared food, flowers, locally grown produce or locally manufactured roducts, merchandise (such as souvenirs or T-shirts) that helps brand or promote the neighborhood or the concessionaire, and other similar merchandise.

Subconcessions would be awarded based on solicitations issued by the concessionaire in the basic form of Request for

CLARKE

DANDRADE

DEFRANCE

DUMAY-CROOKS

DANIELS

DIAMOND

Proposals or Request for Bids, subject to DOT's prior written approval of both solicitation and award. The concession agreement will provide for one (1) five-year

term, with four (4) one-year renewal options. The renewal options shall be exercisable at DOT's sole discretion.

DOT has identified the MetroTech Business Improvement District as a potential concessionaire, but DOT will consider additional expressions of interest from other potential not for profit concessionaires for the operation, management, and maintenance of the Licensed Plaza. In order to qualify, interested organizations should be active in the neighborhood of the Licensed Plaza and have demonstrated experience in the management, operation and maintenance of publicly accessible facilities, including but not limited to programming/events management and concession or retail operation/management.

Not for profit organizations may express interest in the proposed concession by contacting Andrew Wiley-Schwartz, Assistant Commissioner for Public Spaces, by email at awileyschwartz@dot.nyc.gov or in writing at 55 Water Street, 9th Floor, New York, NY 10041 by July 13, 2010. Mr. Wiley-Schwartz may also be contacted with any questions relating to the proposed concession by email or by telephone at (212) 839-6678

Please note that the New York City Comptroller is charged with the audit of concession agreements in New York City. Any person or entity that believes that there has been unfairness, favoritism or impropriety in the concession process should inform the Comptroller, Office of Contract Administration, 1 Centre Street, New York, New York 10007, telephone number (212) 669-2323.

RESIGNED

RETIRED

RESTGNED

PROMOTED

YES

NO

YES

NO

YES

YES

YES

YES

NO

YES

NO

YES

YES

NO

NO

YES

NO

NO

NO

NO

YES

NO

NO

YES

NO

YES

NO

NO

NO

j7-jy13

05/02/10

04/25/10

05/02/10

04/25/10

04/18/10

05/02/10

04/23/10 04/25/10

05/02/10

03/24/07

04/23/10 05/02/10

05/02/10 04/25/10

04/25/10 04/27/10

05/02/10 05/07/10

12/27/09 06/09/09

05/08/10 03/14/10

05/02/10 04/25/10

04/25/10 05/06/10

05/02/10

02/08/10 11/22/09

04/25/10 05/02/10

05/04/10

04/22/10

04/13/10

05/02/10 04/28/10

04/11/10

04/25/10

04/25/10 04/11/10

05/02/10

05/02/10 05/02/10

04/27/10

05/04/10

04/21/10

04/21/10

05/07/10

03/14/10

04/04/10 05/02/10 05/02/10

04/25/10

### **CHANGES IN PERSONNEL**

ADMIN FOR CHILDREN'S SUCS FOR PERIOD ENDING 05/14/10

NAME			NUM	SALARY	ACTION	PROV	EFF DATE
ABELLARD	RAYMOND		52366	\$49561.0000	RESIGNED	NO	05/04/10
AJIBADE	VICTORIA	A	30087	\$73116.0000	APPOINTED	YES	04/25/10
ALLEN	DEBBIE	E	52369	\$46872.0000	TERMINATED	NO	09/27/09
AMBATS	RACHEL		30087	\$60074.0000	INCREASE	YES	05/02/10
BARRION	DEANIE	S	52366	\$49561.0000	APPOINTED	NO	05/04/10
BROWN	LORRAINE		10251	\$35490.0000	RESIGNED	NO	04/29/10
CAMELLERIE	LIZA	S	30087	\$77015.0000	INCREASE	YES	04/25/10
CHAN	PEGGY	K	30087	\$53181.0000	INCREASE	YES	04/25/10
DAILLIE	SIMON		30087	\$69085.0000	INCREASE	YES	05/02/10
DIAZ	TRACY	M	52366	\$49561.0000	RESIGNED	NO	04/24/10
ELASHMAWY	YUSUF	Α	30087	\$53181.0000	INCREASE	YES	04/25/10
FERADO	DEENA	C	30087	\$77015.0000	INCREASE	YES	04/18/10
FULLER	SHARON	I	52366	\$49561.0000	TERMINATED	NO	04/30/10
GUNDERSEN	KRISTA	M	30087	\$69085.0000	RESIGNED	YES	04/27/10
HENDERSON	GINA		10056	\$85117.0000	INCREASE	YES	04/11/10
HERRERA JR.	RAFAEL		52369	\$46872.0000	TERMINATED	NO	09/27/09
HINDS	<b>JEANETTE</b>		52366	\$49561.0000	RESIGNED	NO	05/01/10
HO	VIVIAN		52366	\$49561.0000	RESIGNED	NO	04/29/10
INGWU	AKPANA	F	52366	\$46479.0000	TERMINATED	NO	04/21/10
LENDELBORG	AMADO		52311	\$40728.0000	RESIGNED	NO	08/24/03
LOUBEAU	RACHEL	L	52366	\$49561.0000	RESIGNED	NO	04/28/10
LUBIN	JESSE	Α	30087	\$53181.0000	INCREASE	YES	04/25/10
MARTIN	ANDREW	M	10056	\$93057.0000	INCREASE	YES	04/25/10
MASSIE	BRENDA		52366	\$49561.0000	RESIGNED	NO	04/18/10
MAYNES	TRACY	Α	1002A	\$62025.0000	INCREASE	YES	04/18/10
MAYNES	TRACY	Α	52369	\$58744.0000	APPOINTED	NO	04/18/10
MEDLEY	KYCIA	C	52366	\$49561.0000	RESIGNED	NO	05/02/10
MONTEZ	YVETTE		52369	\$49708.0000	RETIRED	NO	04/30/10
MUTTIN	SANTOSH	Y	13644	\$98236.0000	APPOINTED	YES	04/07/10
PARKER	SONJII	D	52366	\$49561.0000	RESIGNED	NO	05/02/10
POMPEO	JOETTE	M	1002A	\$81980.0000	RETIRED	YES	05/02/10
POMPEO	JOETTE	M	12626	\$52291.0000	RETIRED	NO	05/02/10
ROACH	BERNICE	M	1002A	\$57081.0000	INCREASE	YES	04/18/10
ROACH	BERNICE	M	52369	\$50200.0000	APPOINTED	NO	04/18/10
SEVMORE	JOVON	M	95600	\$80220 0000	TNCREASE	VES	10/07/07

HRA/DEPT OF SOCIAL SERVICES FOR PERIOD ENDING 05/14/10

\$78178.0000

INCREASE

INCREASE

APPOINTED

YES

04/18/10

			TITLE				
NAME			NUM	SALARY	ACTION	PROV	EFF DATE
ABDELMAGEED	ATIF	M	80184	\$55345.0000	INCREASE	YES	05/02/10
ADERIN	OLUBUNMI		52316	\$64965.0000	INCREASE	NO	05/02/10
AGRAPIDES	LAZARUS		1002A	\$72959.0000	RETIRED	NO	05/04/10
ALSTON	KEISHA	K	10104	\$36602.0000	APPOINTED	NO	05/02/10
ANCY	PIERRE		52304	\$40224.0000	RETIRED	NO	05/05/10
ANDERSON	ANDREA	R	50935	\$69814.0000	DISMISSED	YES	05/07/10
ARIAS	SHANTI		52314	\$35740.0000	RESIGNED	YES	04/22/10
ARTHUR	VALERIE		52631	\$57543.0000	PROMOTED	NO	04/25/10
AVERY	MARY	v	92122	\$50674.0000	RETIRED	YES	05/02/10
AVERY	MARY	v	11704	\$35534.0000	RETIRED	NO	05/02/10
BALITSKIY	LEONID		1002A	\$56937.0000	RESIGNED	YES	04/30/10
BALITSKIY	LEONID		52314	\$39520.0000	RESIGNED	NO	04/30/10
BAPTEAU	MARJORY	D	52311	\$49646.0000	PROMOTED	NO	05/02/10
BEER	DOUGLAS	Α	53211	\$71.1800	APPOINTED	YES	05/02/10
BIDGOOD	DESIREE		52311	\$49646.0000	PROMOTED	NO	05/02/10
BLACK	ROSEMARI		52304	\$40224.0000	APPOINTED	NO	04/11/10
BLAIZES	MICHAEL	Α	52316	\$64965.0000	INCREASE	YES	05/02/10
BLAIZES	MICHAEL	Α	10124	\$56911.0000	APPOINTED	NO	05/02/10
BROWN	FLORIE	M	31113	\$49920.0000	RETIRED	NO	05/02/10
BRYAN	JUDITH	Α	80633	\$9.2100	RESIGNED	YES	03/28/10
CARACTER	REGINA		52631	\$55119.0000	PROMOTED	NO	04/25/10
CARTAGENA	ANNIE		52314	\$41247.0000	RETIRED	YES	05/02/10
CHARLES	FELICIA	C	52314	\$41101.0000	RESIGNED	NO	04/24/10

\$45978.0000

\$39052.0000

DUMAY-CROOKS	JENNET	Ε	52311	\$49646.0000	PROMOTED
EDGHILL	MARGARET		31113	\$40224.0000	RETIRED
ELKIND	CHESTER	V	12627	\$74970.0000	INCREASE
ENOE-PEDRO	GAIL	I	52311	\$49646.0000	PROMOTED
FAVORS	RHONDA	L	52314	\$31231.0000	RESIGNED
FIELDS	GEORGE		10124	\$46162.0000	DISMISSED
FILS-AIME	ADINA	E	10124	\$45978.0000	INCREASE
FILS-AIME	ADINA	E	10251	\$35285.0000	APPOINTED
FROST	PATRICIA		10124	\$45978.0000	INCREASE
FROST	PATRICIA		10104	\$36745.0000	APPOINTED
GOMEZ	LUCILA		10104	\$35285.0000	DISMISSED
GORDON	SANDRA	H	52311	\$49646.0000	PROMOTED
HAILE	AKIMA		50935	\$69637.0000	DISMISSED
HAILEY	PETER	M	52304	\$40224.0000	APPOINTED
HARRIS	CRYSTALI		10251	\$31852.0000	DISMISSED
HERNANDEZ	ASUNCION	M	52314	\$41133.0000	RETIRED
HOLLAND	CYNTHIA	Α	40562	\$58430.0000	DECREASE
IGBINOVIA	CHRISTIA	E	52311	\$49646.0000	PROMOTED
JARAMILLO	JENNY	E	10124	\$45978.0000	INCREASE
JARAMILLO	JENNY	E	10251	\$38801.0000	APPOINTED
JOHNSON	CYNTHIA	S	10251	\$35285.0000	DISMISSED
JUNIOUS	CAROLYN		10251	\$35285.0000	RETIRED
KALAFATIS	NILDA	L	10251	\$35285.0000	RESIGNED
KING-COOPER	TOBI	M	52311	\$49646.0000	INCREASE
KONG	DOROTHY		31113	\$34977.0000	APPOINTED
LEAL	JUAN	T	10251	\$31998.0000	RETIRED
LEE	JOHN		31113	\$49646.0000	RETIRED
LENDELBORG	AMADO		52311	\$39542.0000	DECREASE
LITTLE	LATOYA		52314	\$41101.0000	RESIGNED
LOUGHRAN	MARAH	J	31113	\$34977.0000	RESIGNED
LYUBER	ANNA		52311	\$49646.0000	PROMOTED
MARKS	ZOLINA		52314	\$41247.0000	RETIRED
MATTHIAS	OLGA	C	52304	\$40224.0000	APPOINTED
MILLER	GABRIELL		10124	\$45978.0000	INCREASE
MOMPREMIER	CHANTAL	D	52631	\$55119.0000	INCREASE
OBANDO	CARLOS	F	10251	\$28588.0000	APPOINTED
OYEDEJI	FLORENCE		52311	\$49646.0000	PROMOTED
PASTORIZA	ENRIQUE		10251	\$34192.0000	RETIRED
PENN	GERALDIN	Y	12627	\$68466.0000	INCREASE
PENN	GERALDIN	Y	10124	\$62644.0000	APPOINTED
PEREZ	NELLY	G	12627	\$75064.0000	RETIRED
PRINGLE	BRENDA		10124	\$57123.0000	RETIRED
PUTKOWSKI	VLADIMIR	R	1002A	\$72924.0000	DECEASED
PUTKOWSKI	VLADIMIR	R	12627	\$68509.0000	DECEASED
RAMOS	ALEXANDE		13620	\$43055.0000	DECEASED
SEAMAN	FREDERIC	R	12626	\$60571.0000	APPOINTED
SINGH	HARGOBIN		52316	\$58947.0000	DECEASED
SIYANBOLA	SIMEON	0	52304	\$40224.0000	RESIGNED
SMALL	AVRIL	В	52311	\$49646.0000	PROMOTED
SMITH	TAKIRA	s	10124	\$45978.0000	RESIGNED
SMITH	TAKIRA	S	52314	\$41101.0000	RESIGNED
STEWART	LYNDA		52311	\$49646.0000	PROMOTED
STRINGER	RICHARD		10251	\$35285.0000	RETIRED
TENRYK	RONALD	s	12627	\$68466.0000	INCREASE
TENRYK	RONALD	s	12626	\$60571.0000	APPOINTED
THOMAS	DIANE		56093	\$58554.0000	RETIRED
TODDEC	MONTON		10124	¢4E079 0000	TMCDEACE

40510

90698

10152

G

Е 52311

MARIE

JOE

SETH

JENNET

JUANITA

ROSANNA

\$47995.0000

\$49646.0000

\$31827.0000

\$49646.0000

\$170142.0000

\$209.1200

04/25/10 NED NO 05/02/10 05/02/10 ED YES ASE 04/25/10 04/25/10 INTED NO 05/07/10 \$45978.0000 INCREASE 04/25/10 MONICA 10124 YES MONICA 10104 \$36602.0000 APPOINTED 04/25/10 01/31/10 52304 \$40224.0000 APPOINTED NO 05/02/10 52304 \$40224.0000 RETIRED NO 52304 \$40342.0000 09/09/09 CRYSTAL 10124 \$44296.0000 DISMISSED NO \$80615.0000 05/02/10 DENNIS INCREASE 12627 \$70059.0000 YES 05/02/10 31118 \$64599.0000 APPOINTED INCREASE 04/25/10 52316 \$64965.0000 YES 52314 \$41101.0000 APPOINTED NO 03/07/10 \$49864.0000 52311 RETIRED NO 05/02/10 APPOINTED ALESIA 52304 \$40224.0000 NO 04/11/10 05/02/10 BOBBIE \$49646.0000 PROMOTED **☞** j11

LATE NOTICES

### **HEALTH AND MENTAL HYGIENE**

BONNIE

BONNIE

J

J 10104

10124

GITANJAL R

10026

THADHANI

■ PUBLIC HEARING

CICERO

CICERO

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, June 24, 2010, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Department of Health and Mental Hygiene and the Contractor listed below, for Integrated Pest Management Services in the Borough of Brooklyn. The contract term shall be from July 1, 2010 to June 30, 2013 and will contain one

three-year option to renew from July 1, 2013 to June 30, 2016.

04/25/10

04/25/10

TORRES

USATIN

VASQUEZ

WALLACE

WONDRA

WONDRA

WONG

YOYO

VALLE-BIBB

WARSHOFSKY

WHINFIELD

ZIMMERMAN

VALLEJO-CLAXTON NORMA

Contractor/Address 09CR001401R0X00

PIN# Amount

ANNA

JAY

DIANE

DIANE

ROSA

\$139,550

Pest at Rest, LLC 232 E. 84th Street New York, NY 10028

YES

NO

The proposed contractor has been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the New York City Department of Health and Mental Hygiene, Office of the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, NY 10013, from June 11, 2010 to June 24, 2010, excluding Saturdays, Sundays and Holidays, from 10:00 A.M. to 4:00 P.M.

Anyone who wishes to speak at this Public Hearing should request to do so in writing. The written request must be received by the Department within 5 business days after the publication of this notice. Written requests to speak should be sent to Joyce Scott, 93 Worth Street, Room 812, New York, NY 10013, or to <a href="mailto:iscott1@health.nyc.gov">iscott1@health.nyc.gov</a>. If DOHMH does not receive any written requests to speak within the prescribed

time, DOHMH reserves the right not to conduct the Public

**☞** j11

### **HOMELESS SERVICES**

NOTICE

NOTICE OF THE ADDITION OF CHAPTER 2 TO TITLE 31 OF THE RULES OF THE CITY OF NEW YORK

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY GRANTED TO THE Commissioner of the New York City Department of Social Services and Administrator of the New York City Department of Homeless Services by Social Services Law §\$56 and 61(1), and §1043(b) of the New York City Charter (the "Charter") that the Department of Homeless Services is promulgating a rule that instructs staff at all homeless shelters for single adults to refrain from referring clients to permanent housing in buildings that meet one or more of the criteria set forth in the rule and penalizes programs that make such referrals.

Please be advised that this Rule was published as a proposed rule in the City Record on April  $30,\,2010$  and a hearing was held on the proposed rule on June 1st.

Title 31 of the Rules of the City of New York is amended by adding a new Chapter 2, to read as follows:

### Chapter 2 Single Adult Homeless Shelter

§2-01 Single Adult Permanent Housing Referral Criteria

- Homeless shelters for single adults may not refer clients to permanent housing in buildings that meet (a) one or more of the following criteria:
  - (1) Buildings that appear on the New York State Department of Health ("DOH" State Department of Health ("DOH")
    Referral Suspension List or on the DOH
    Uncertified Facilities List, as posted on the DOH website, when a client's exit from shelter is being planned, or when the shelter otherwise considers referring a client to the address.
  - (2)Buildings that have active vacate orders listed by the NYC Department of Buildings (DOB), Department of Housing Preservation and Development (HPD) and/or the Fire Department (FDNY) on their respective websites at the time when a client's exit from shelter is being planned, or when the shelter otherwise <u>considers referring a client to the address</u>
  - (3)Buildings against which HPD has pending litigation, as reflected in the HPD "Complaint, Violations and Registration Information" database, when a client's exit from shelter is being planned, or when the shelter otherwise considers referring a client to the address, or buildings which at such time are identified on the HPD website as being enrolled in the HPD Alternative Enforcement Program (AEP) established pursuant to New York City Administrative Code §27-2153.
  - (4)Buildings with one or more complaints posted on the DOB website (BIS) within the two years preceding the time when a client's exit from shelter is being planned or when the shelter otherwise considers referring a client to the address, that meet both criteria (i) and (ii) below:
  - Coded as one or more of the following Complaint Categories: (i)

Code Complaint Category Description

Certificate of occupancy – None/ Illegal/Contrary to CO Illegal conversion <u>31</u> <u>45</u> SRO – Illegal work/No permit/ <u>71</u> <u>Change in occup – use</u>

- (ii) Complaint Disposition Codes A1 through A9 (violations or summons served)
- Referrals by shelters to housing that meets one or more of the criteria set forth in subdivision (a) of this section will be penalized through the (b) Performance Incentive Program, as set forth in the provider's contract with DHS.
- A shelter provider may not stop a client from choosing to exit shelter to housing that meets one or more of the criteria set forth in subdivision (a) of (c) this section. Should a client make such a choice, the shelter staff must inform the client that the housing option he or she has chosen fails to meet the minimum standards outlined by DHS. Shelter staff must document this conversation in the client's case record.

### STATEMENT OF BASIS AND PURPOSE

The Department of Homeless Services provides temporary emergency shelter to homeless New York City residents and does so in accordance with State and local law and implementing regulations with the goal of moving shelter residents back into permanent housing in the community as soon as possible.

The rule herein instructs shelter staff at all homeless shelters for single adults to refrain from referring clients to permanent housing in buildings that meet one or more of the criteria set forth in the rule and penalizes programs that make such referrals. This requirement prevents the referral of vulnerable individuals to unsafe or substandard buildings.

**☞** j11

### MAYOR'S OFFICE OF FILM, THEATRE AND BROADCASTING

NOTICE

### NOTICE OF ADOPTION OF RULE RELATING TO PERMITS ISSUED BY THE MAYOR'S OFFICE OF FILM, THEATRE & BROADCASTING

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN the Commissioner of the Mayor's Office of Film, Theatre & Broadcasting ("MOFTB") by sections 389(b) and 1043 of the New York City Charter, that the Mayor's Office of Film, Theatre & Broadcasting has adopted an amendment to Chapter 9 of Title 43 of the Rules of the City of New York, governing the issuance of permits issued by such agency.

This rule was published for comment in the City Record on May 3, 2010 and a hearing was held on June 3, 2010.

New material is indicated by underlining. Deletions are indicated by brackets.

- § 1. Paragraph (1) of subdivision (b) of section 9-02 of Chapter 9 of Title 43 of the Rules of the City of New York is amended
- (1) The following [two] steps shall be taken to obtain a scouting, rigging, and/or shooting permit:

a. Submission of a New Project Account application to MOFTB. (i) For any activity needing a Required Permit, a New Project Account application shall be valid for the duration of continuous photography. (ii) For a television series, such application shall be valid for no more than one season. (iii) For a special event produced by a television program, including but not limited to a concert or street <u>event involving an outdoor public audience, a separate New</u> Project Account application shall be required. If such special event requires a Premiere Permit as set forth in chapter 8 of this title, a separate New Project Account application will not <u>be required.</u>

b. A New Project Account application, when submitted in connection with a Required Permit, shall be accompanied by a non-refundable fee of \$300.00, paid in the form of a certified <u>check or money order and made payable to "New York City</u> Department of Finance." An applicant may make a request for a waiver of such fee, which shall accompany the application when submitted. MOFTB shall have the authority to waive such fee where the applicant is able to demonstrate unreasonable hardship. The burden of demonstrating unreasonable hardship shall be on the

At the same time, or some time thereafter, an applicant shall seek a scouting, rigging, and/or shooting permit.

d. At the same time, or prior thereto, the applicant shall have obtained and provided to MOFTB a certificate of insurance for a policy that reflects the requirements contained in § 9-03

§ 2. Subdivision (b) of section 9-03 of Chapter 9 of Title 43 of the Rules of the city of New York is amended to read as

(b) Every holder of a Required Permit shall maintain, during the entire course of its operations, commercial general liability insurance with a limit of at least one million dollars (\$1,000,000) per occurrence. Such insurance shall include a policy endorsement naming the City of New York as an additional insured with coverage at least as broad as provided by Insurance Services Office (ISO) form CG 20 [12] 26 [(07/98 ed.)]. The applicant shall provide proof of such insurance prior to the issuance of the permit [in the form of an original certificate of insurance signed in ink to which a copy of the required endorsement is attached] by submitting a Certificate of Insurance in a form acceptable to the Commissioner certifying compliance with the foregoing requirements, accompanied by a duly executed Certification by Broker in the form required by the Commissioner. Acceptance by the Commissioner of any purported proof of insurance shall not be deemed to constitute a waiver of the permittee's obligation to ensure that insurance fully consistent with these requirements is secured and maintained, and the permittee shall be liable to the City of New York for any failure to do so. For currently enrolled film students, proof of insurance through their school and the student's current attendance shall satisfy this requirement. This insurance requirement does not apply to any person or entity holding an Optional Permit issued in accordance with

§ 3. Subdivision (d) of section 9-03 of Chapter 9 of Title 43 of the Rules of the City of New York is amended to read as

(d) (1) MOFTB shall have the authority to waive the insurance required by subdivision (b) of this section where the applicant is able to demonstrate that such insurance cannot be obtained without imposing an unreasonable hardship on the applicant. Any request for a waiver of the insurance required by subdivision (b) of this section shall be included by the applicant in the application submitted to MOFTB under § 9-02 of this chapter. The burden of demonstrating unreasonable hardship shall be on the applicant, and may be demonstrated by a showing, for example, that the cost of obtaining insurance for the permitted activity exceeds twenty-five percent (25%) of the applicant's budget for such activity that is the subject of the application. MOFTB shall take into consideration the applicant's projections of budget as well as the budget projections for comparable productions of similar size and duration in determining whether the cost of obtaining insurance exceeds twenty-five percent (25%) of the budget. MOFTB may also take into consideration its determination that the permitted activity may increase the potential for injury to individuals and/or damage to property. In the event that MOFTB denies a waiver of the insurance requirement, the applicant may thereafter respond to the denial and appeal such denial pursuant to the provisions of § 9-02 of this chapter.

(2) If an applicant requests and is granted a waiver of the insurance required by subdivision (b) of this section because it would impose an unreasonable hardship, such applicant shall be deemed to qualify for a waiver of the \$300 required by subparagraph b of paragraph (1) of subdivision (b) of § 9-02 of this chapter in the event such applicant makes a request for a waiver of the \$300.00 fee.

### Statement of Basis and Purpose

MOFTB has been, for over forty years, the office providing one-stop clearance and permit operations for film and television productions in the City. As part of these services, the office continues to coordinate and provide free police assistance, free parking privileges and access to most exterior locations free of charge. Because the City faces unprecedented budget challenges, the office has adopted a permit application processing fee. This fee will allow the office to continue to provide these permitting services to the public, while offsetting budget cuts

The new fee was determined by analyzing the administrative and personnel costs incurred by MOFTB for processing the  $\,$ initial application page of any new project that will be subject to this New Project Account application fee of \$300.00. A New Project Account application will be valid for the duration of continuous photography for any scouting, rigging and/or shooting activity that requires a permit. For a television series, a single project application will be valid for the duration of one season. If a television series hosts a special outdoor event with a public audience, a New Project Account application will be needed unless the event requires a Premiere permit. The fee will apply to the application process for each project, and is not a location fee; the majority of Cityowned exterior locations will remain free of charge, including its 300 square miles of streets.

In addition, the revisions relating to insurance requirements set forth in  $\S 9\text{-}03(b)$  will ensure that those seeking a Required Permit (1) secure adequate insurance to protect both themselves and the City, and (2) provide documentation that adequately evidences the existence of such insurance. Notwithstanding the Commissioner's approval of such documentation, such permittees will remain fully responsible for ensuring compliance with the requirements of § 9-03. The optional permit remains free of charge and does not require insurance.

> /s/ Katherine Oliver Commissioner

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### **BOARD OF STANDARDS AND APPEALS**

■ PUBLIC HEARING

### JUNE 22, 2010, 10:00 A.M.

**NOTICE IS HEREBY GIVEN** of a public hearing, Tuesday morning, June 22, 2010, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

### SPECIAL ORDER CALENDAR

 $\begin{array}{l} \textbf{16-92-BZ} \\ \textbf{APPLICANT-Sheldon Lobel, PC, for High Tech Park, Inc.,} \end{array}$ 

SUBJECT - Application April 21, 2009 - Extension of Time to obtain a Certificate of Occupancy which expired on May 26, 2009. Amendment of the August 26, 2008 BSA resolution to incorporate the King Street portion of the premises within the scope of the variance to facilitate a tax lot subdivision and permit a UG 16 warehouse and storage use in the King Street portion of the premises. R5/C1-3 zoning district. PREMISES AFFECTED – 72/84 Sullivan Street aka 115 King Street, north side of Sullivan Street, east of Van Brunt Street, Block 556, Lot Tent.43, Borough of Brooklyn.

### **COMMUNITY BOARD #6BK**

### 268-98-BZ

APPLICANT - Sheldon Lobel, P.C., for 1252 Forest Avenue Realty Corporation, owner.

SUBJECT - Application April 14, 2010 - Extension of Term for the continued use of a Gasoline Service Station with accessory Convenience Store (7-Eleven) which expired on August 10, 2009; Extension of Time to obtain a Certificate of Occupancy which expired on August 10, 2000; Waiver of the Rules. C2-1/R3-2 zoning district.

 $PREMISES\ AFFECTED-1252\ Forest\ Avenue,\ southwest$ corner of Forest Avenue and Jewett Avenue, Block 388, Lot 54, Borough of Staten Island. **COMMUNITY BOARD #1SI** 

44-99-BZ

APPLICANT - Phillip L. Rampulla, for Michael Bottalico,

UBJECT – Application April 21, 2010 – Extension of Term for the continued use of an Automotive Repair Shop (UG16) which expired on February 1, 2010; Waiver of the Rules. R3A

values of the Rules. Residence of the Rules. Residence of Brighton Avenue, west of Summer Place, Block 117, Lot 20, Borough of Staten Island.

### **COMMUNITY BOARD #1SI**

JUNE 22, 2010, 1:30 P.M.

**NOTICE IS HEREBY GIVEN** of a public hearing, Tuesday afternoon, June 22, 2010, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

### ZONING CALENDAR

219-09-BZ thru 223-09-BZ

APPLICANT – Gerald J. Caliendo, RA, for Daniel,
Incorporated / East 147th Street LLC, owner.
SUBJECT – Application July 10, 2009 – Variance pursuant
to \$72-21 to allow for five, two family residential buildings,
contrary to ZR \$42-00. M1-2 district.
PREMISES AFFECTED – 802, 804, 806, 808 and 810 East 147th Street, South side of East 147th Street, east of the intersection of East 147th Street and Tinton Avenue. Block 2582, Lots 10, 11, 110, 111 and 112, Borough of Bronx. **COMMUNITY BOARD # 1BX** 

APPLICANT - Bryan Cave LLP, for Flushing Commond LLC c/o Rockefeller Development Corporation, owner. SUBJECT – Application December 11, 2009 – Special Permit (§ZR 73-66) to allow for the development of four mixed use buildings which exceed the height regulations around 24-3 zoning district PREMISES AFFECTED – 38-15 138th Street, 37-10 Union

Street, Block bounded by 37th Avenue on north, 138th Street on west, 39th on south, Union Street on east, Block 4978, Lot p/o 25, Borough of Queens.

COMMUNITY BOARD #7Q

65-10-BZ

APPLICANT - Eric Palatnik, P.C., for Anna Shteerman,

SUBJECT - Application May 3, 2010 - Special Permit (§73-622) for the enlargement of an existing single family home contrary to floor area, lot coverage and open space (23-141) and less than the required rear yard (23-47). R3-1 zoning district.
PREMISES AFFECTED – 55 Beaumont Street, east side of

Beaumont Street, south of Hampton Avenue, Block 8728, Lot 83, Borough of Brooklyn.

COMMUNITY BOARD #15BK

 $\begin{array}{l} \textbf{70-10-BZ} \\ \text{APPLICANT-Sheldon Lobel, P.C., for Macedonia A.M.E.} \\ \text{Church (Lot 46), owner; NYC Department of HPD (p/o lot 25),} \end{array}$ 

SUBJECT – Application May 6, 2010 – Special Permit (ZR §73-66) to allow for the construction of a 14 story mixed use building to exceed the maximum height limits around airports, contrary to ZR 61-21. C4-3 zoning district. PREMISES AFFECTED – 37-08 Union Street Southwest corner of the intersection formed by Union Street and 37th Avenue, Block 4978, Lot 46, p/o lot 25, Borough of Queens. COMMUNITY BOARD #7Q

Jeff Mulligan, Executive Director