



THE CITY RECORD

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THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOARD MEETINGS

NOTICE OF MEETINGS

City Planning Commission

Meets in Spector Hall, 22 Reade Street, New York, New York 10007, twice monthly on Wednesday, at 10:00 A.M., unless otherwise ordered by the Commission.

City Council

Meets by Charter twice a month in Councilman's Chamber, City Hall, Manhattan, New York 10007, at 1:30 P.M.

Contract Awards Public Hearing

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, weekly, on Thursday, commencing 10:00 A.M., and other days, times and location as warranted.

Civilian Complaint Review Board

Generally meets at 10:00 A.M. on the second Wednesday of each month at 40 Rector Street, 2nd Floor, New York, NY 10006. Visit <http://www.nyc.gov/html/crb/html/meeting.html> for additional information and scheduling changes.

Design Commission

Meets at 253 Broadway, 5th Floor, New York, New York 10007. For meeting schedule, please visit nyc.gov/designcommission or call (212) 788-3071.

Department of Education

Meets in the Hall of the Board for a monthly business meeting on the Third Wednesday, of each month at 6:00 P.M. The Annual Meeting is held on the first Tuesday of July at 10:00 A.M.

Board of Elections

32 Broadway, 7th Floor, New York, NY 10004, on Tuesday, at 1:30 P.M. and at the call of the Commissioner.

Environmental Control Board

Meets at 40 Rector Street, OATH Lecture Room, 18th Floor, New York, NY 10006 at 9:15 A.M., once a month at the call of the Chairman.

Board of Health

Meets in Room 330, 125 Worth Street, Manhattan, New York 10013, at 10:00 A.M., at the call of the Chairman.

Health Insurance Board

Meets in Room 530, Municipal Building, Manhattan, New York 10007, at call of the Chairman.

Board of Higher Education

Meets at 535 East 80th Street, Manhattan, New York 10021, at 5:30 P.M., on fourth Monday in January, February, March, April, June, September, October, November and December. Annual meeting held on fourth Monday in May.

Citywide Administrative Services

Division Of Citywide Personnel Services will hold hearings as needed in Room 2203, 2 Washington Street, New York, N.Y. 10004.

Commission on Human Rights

Meets on 10th floor in the Commission's Central Office, 40 Rector Street, New York, New York 10006, on the fourth Wednesday of each month, at 8:00 A.M.

In Rem Foreclosure Release Board

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, Monthly on Tuesdays, commencing 10:00 A.M., and other days, times and location as warranted.

Franchise And Concession Review Committee

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, Monthly on Wednesdays, commencing 2:30 P.M.,

and other days, times and location as warranted.

Real Property Acquisition And Disposition

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, bi-weekly, on Wednesdays, commencing 10:00 A.M., and other days, times and location as warranted.

Landmarks Preservation Commission

Meets in the Hearing Room, Municipal Building, 9th Floor North, 1 Centre Street in Manhattan on approximately three Tuesday's each month, commencing at 9:30 A.M. unless otherwise notified by the Commission. For current meeting dates, times and agendas, please visit our website at www.nyc.gov/landmarks.

Employees' Retirement System

Meets in the Boardroom, 22nd Floor, 335 Adams Street, Brooklyn, New York 11201, at 9:30 A.M., on the third Thursday of each month, at the call of the Chairman.

Housing Authority

Board Meetings take place every other Wednesday at 10:00 A.M. in the Board Room on the 12th Floor of 250 Broadway, New York, New York (unless otherwise noted). For Board Meeting dates and times, please visit NYCHA's Website at nyc.gov/nycha or contact the Office of the Secretary at (212) 306-6088. Copies of the Calendar are available on NYCHA's Website or can be picked up at the Office of the Secretary at 250 Broadway, 12th Floor, New York, New York, no earlier than 3:00 P.M. on the Friday before the upcoming Wednesday Board Meeting. Copies of the Disposition are also available on NYCHA's Website or can be picked up at the Office of the Secretary no earlier than 3:00 P.M. on the Thursday after the Board Meeting.

Any changes to the schedule will be posted here and on NYCHA's Website to the extent practicable at a reasonable time before the meeting. These meetings are open to the public. Pre-registration at least 45 minutes before the scheduled Board Meeting is required by all speakers. Comments are limited to the items on the Calendar. Speaking time will be limited to three minutes. The public comment period will conclude upon all speakers being heard or at the expiration of 30 minutes allotted by law for public comment, whichever occurs first. Any person requiring a reasonable accommodation in order to participate in the Board Meeting, should contact the Office of the Secretary at (212) 306-6088 no later than five business days before the Board Meeting. For additional information, please visit NYCHA's Website or contact (212) 306-6088.

Parole Commission

Meets at its office, 100 Centre Street, Manhattan, New York 10013, on Thursday, at 10:30 A.M.

Board of Revision of Awards

Meets in Room 603, Municipal Building, Manhattan, New York 10007, at the call of the Chairman.

Board of Standards and Appeals

Meets at 40 Rector Street, 6th Floor, Hearing Room "E" on Tuesdays at 10:00 A.M. Review Sessions begin at 9:30 A.M. and are customarily held on Mondays preceding a Tuesday public hearing in the BSA conference room on the 9th Floor of 40 Rector Street. For changes in the schedule, or additional information, please call the Application Desk at (212) 513-4670 or consult the bulletin board at the Board's Offices, at 40 Rector Street, 9th Floor.

Tax Commission

Meets in Room 936, Municipal Building, Manhattan, New York 10007, each month at the call of the President.

BROOKLYN BOROUGH PRESIDENT

PUBLIC HEARINGS

UNIFORM LAND USE REVIEW PROCEDURE

NOTICE IS HEREBY GIVEN that, pursuant to Sections 82 and 197-C and 201 of the New York City Charter, the Brooklyn Borough President will hold a public hearing on the following matters in the Borough President's Conference

Room, Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, New York 11201, commencing at 5:30 P.M. on Wednesday, May 15, 2013.

CALENDAR ITEM 1 CROWN HEIGHTS WEST
REZONING
ZONING MAP AMENDMENT
COMMUNITY DISTRICT 8
130213 ZMK; 120212 ZRK

In the matter of applications submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for a Zoning Map and Text amendment for an area of approximately 55 blocks in the western part of the Crown Heights North neighborhood that will include the creation of new Inclusionary Housing Designated Areas in Community District 8. The zoning proposal aims to preserve neighborhood scale and character from out-of-scale development by replacing non-contextual zoning districts with contextual zoning districts with modified height and setback regulations; allow for modest residential growth including incentives for affordable housing along parts of Franklin Avenue and Bedford Avenue; and tailor commercial overlays in the area to better reflect existing commercial uses while preventing possible intrusion of commercial activity onto residential side streets.

Note: To request a sign language interpreter, or to request TTD services, call Mr. Kevin Parris at (718) 802-3856 at least five business days before the day of the hearing.

m9-15

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, May 16, 2013 at 10:30 A.M., in the Borough President's Conference Room located at 120-55 Queens Boulevard, Kew Gardens, New York 11424, on the following items:

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 FIVE BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

CD03 - BSA# 93-08BZ - IN THE MATTER of an application submitted by Rothkrug, Rothkrug & Spector LLP, on behalf of Worlds Fair Development LLC, pursuant to Section 72-01 of the NYC Zoning Resolution, to amend a previously approved variance permitting a cellar and six (6) story hotel (Use Group 5) and allow a sub-cellar in an R6A zoning district located at 112-12, 112-18, 112-24 Astoria Boulevard, Block 1706, Lots 5, 9, & 11, Zoning Map 10b, East Elmhurst, Borough of Queens.

CD08 - BSA# 86-13BZ - IN THE MATTER of an application submitted by Eric Palatnik P.C. on behalf of Yefim Portnov, pursuant to Section 73-21 of the NYC Zoning Resolution, for a special permit to allow the enlargement of an one-family dwelling which will not provide the required open space ratio and exceeds the maximum allowable floor area for a building located in an R2 district at 65-43 171st Street, Block 6912, Lot 14, Zoning Map 14c, Flushing, Borough of Queens.

CD01 - BSA# 94-13BZ - IN THE MATTER of an application submitted by Peachy Enterprise, LLC, pursuant to Section 73-19 of the NYC Zoning Resolution, for a special permit to allow a school in a M1-3 District located at 11-11 40th Avenue aka 38-78 12th Street, Block 473, Lot 548, Zoning Map 9B, Long Island City, Borough of Queens.

CD01 - ULURP# 110178 ZMQ - IN THE MATTER of an application submitted by Sheldon Lobel, P.C. on behalf of T. F. Cusanelli Architect P.C., pursuant to Sections 197-c and 201 of the NYC Charter, for an amendment of the Zoning Map, Section 9a by establishing within an existing R5 District a C1-4 District bounded by a line 100 feet southwesterly of Broadway, 23rd Street, 33rd Avenue, and a line 100 feet northwesterly of 23rd Street, Borough of Queens, Community district 1, as shown in a diagram (for illustrative purposes only) dated march 4, 2013 and subject to the conditions of CEQR Declaration E-300.

CD08 - ULURP# 130170 ZMQ - IN THE MATTER of an application submitted by Akerman Senterfitt LLP on behalf of St. Francis Preparatory School, pursuant to Sections 197-c and 201 of the NYC Charter, for an amendment of the Zoning Map, Section Nos. 10d and 11b, changing from an R3-2 District to an R4 district bounded by the southeasterly service road of the Horace Harding Expressway, Francis Lewis Boulevard, the northeasterly center line prolongation of 67th Avenue and Peck Avenue, Borough of Queens, Community District 8, as shown on a diagram (for illustrative purposes only) dated march 18, 2103, and subject to the conditions of CEQR Declaration E-301.

m10-16

CITY COUNCIL

PUBLIC HEARINGS

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 Council Committee Room, 250 Broadway, 14th Floor, New York City, New York 10007, commencing at 9:30 A.M. on Monday, May 13, 2013:

WILLIAMSBURG CAFÉ

BROOKLYN CB - 1 20135399 TCK Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Ahshi Global, Inc., d/b/a Williamsburg Café, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 623 Grand Street.

BEN & JACK'S STEAKHOUSE

MANHATTAN CB - 5 20135404 TCM Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of HPA Restaurant, LLC, d/b/a Ben & Jack's Steakhouse, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 255 Fifth Avenue.

580 GERARD AVENUE REZONING

BRONX CB - 4 C 130064 ZMX Application submitted by NR Property 2 LLC pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 6a:

- 1. changing from an M1-2 District to an R7A District property bounded by a line 360 feet northerly of East 150th Street, a line midway between Gerard Avenue and Walton Avenue, East 150th Street, and Gerard Avenue; and
2. establishing within a proposed R7A District a C2-4 District a line 360 feet northerly of East 150th Street, a line midway between Gerard Avenue and Walton Avenue, East 150th Street, and Gerard Avenue; and

as shown on a diagram (for illustrative purposes only) dated November 13, 2012 and subject to the CEQR Declaration E-292.

580 GERARD AVENUE TEXT AMENDMENT

BRONX CB - 4 N 130065 ZRX Application submitted by NR Property 2 LLC pursuant to Section 201 of the New York City Charter for the amendment of the Zoning Resolution of the City of New York, concerning Appendix F (Inclusionary Housing Designated Areas) in Community District 4.

APPENDIX F

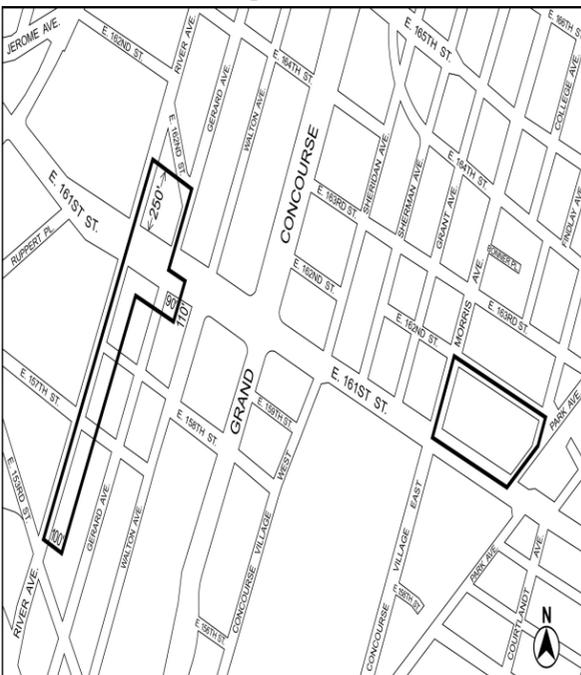
Inclusionary Housing Designated Areas

The boundaries of #Inclusionary Housing designated areas# are shown on the maps listed in this Appendix F. The #Residence Districts# listed for such areas shall include #Commercial Districts# where #residential buildings# or the #residential# portion of #mixed buildings# are governed by the #bulk# regulations of such #Residence Districts#. Where #Inclusionary Housing designated areas# are mapped in #Commercial Districts#, the residential district equivalent has instead been specified for each map.

The Bronx, Community District 4

In the R7A, R8A and R9D Districts within the areas shown on the following Map 1:

EXISTING (TO BE DELETED) Map 1 (0/30/09)



Portion of Community District 4, The Bronx

PROPOSED (TO REPLACE EXISTING) Map 1 (x/xx/xx)



Portion of Community District 4, The Bronx

SPECIAL LONG ISLAND CITY TEXT AMENDMENT QUEENS CB - 1 and 2 N 130134 ZRQ

Application submitted by the New York City 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 I, Chapter 4 and Article XI, Chapter 7, to modify certain provisions related to sidewalk cafés and to height and setback provisions of the Queens Plaza Subdistrict of the Special Long Island City Mixed Use District.

Matter Underlined is new, to be added; Matter in Strikethrough is old, to be deleted; Matter within # # is defined in Section 12-10; * * * indicate where unchanged text appears in the Zoning Resolution

14-43

Locations Where Only Small Sidewalk Cafes Are Permitted #Small sidewalk cafes# may be located wherever #sidewalk cafes# are permitted, pursuant to Section 14-011 (Sidewalk cafe locations). In addition, only #small sidewalk cafes# shall be allowed on the following #streets#, subject to the underlying zoning.

* * *

Queens:

- Queens Boulevard - from a line 100 feet west of 39th Place to 48th Street
Skillman Avenue - from 45th Street to a line 100 feet east of 46th Street, south side only
Skillman Avenue - from 48th Street to 52nd Street.
Skillman Avenue from 45th Street to a line 100 feet east of 51st Street, including that portion within the Special Planned Community Preservation District (Sunnyside Gardens).
North side of Jackson Avenue from 44th Drive to the prolongation of Dutch Kills Street
Queens Plaza North from 23rd Street to Northern Boulevard
Queens Plaza South from 23rd Street to Jackson Avenue

* * *

14-44

Special Zoning Districts Where Certain Sidewalk Cafes Are Permitted

#Enclosed# or #unenclosed sidewalk cafes# shall be permitted, as indicated, in the following special zoning districts, where allowed by the underlying zoning. #Small sidewalk cafes#, however, may be located on #streets# or portions of #streets# within special zoning districts pursuant to the provisions of Section 14-43 (Locations Where Only Small Sidewalk Cafes Are Permitted).

* * *

Table with 3 columns: Queens, #Enclosed Sidewalk Cafe#, #Unenclosed Sidewalk Cafe#. Rows include Forest Hills District, Downtown Jamaica District, Long Island City Mixed Use District, Southern Hunters Point District, Willets Point District.

1 #Sidewalk cafes# are not allowed on Austin Street
2 See Appendix A in Article XI, Chapter 7

* * *

Article XI - Special Purpose Districts

Chapter 7

Special Long Island City Mixed Use District

* * *

117-03

District Plan and Maps

The regulations of this Chapter implement the #Special Long Island City Mixed Use District# Plan.

The District Plan includes the following maps in Appendices A, B and C:

Appendix A Map of the #Special Long Island City Mixed Use District# and Subdistricts

Plan Map, Including Permitted #Sidewalk Cafe# - Locations

- Appendix B Court Square Subdistrict Plan Map and Description of Improvements
Appendix C Queens Plaza Subdistrict Plan Maps:
Map 1 - Designated Districts within the Queens Plaza Subdistrict
Map 2 - Ground Floor Use and Frontage
Map 3 - Sidewalk Widening, Street Wall Location and Ground Floor Use.

The maps are hereby incorporated and made part of this Resolution for the purpose of specifying locations where the special regulations and requirements set forth in the text of this Chapter apply.

* * *

117-05

Permitted Sidewalk Cafe Locations

#Unenclosed sidewalk cafes#, including #small sidewalk cafes#, shall be permitted in the #Special Long Island City Mixed Use District# only on the #streets# indicated on the map in Appendix A (Special Long Island City Mixed Use District and Subdistricts Plan Map, including Permitted Sidewalk Cafe Locations) of this Chapter, subject to all other applicable regulations of Article I, Chapter 4.

* * *

117-532

Setback regulations for buildings that exceed the maximum base height

All portions of #buildings or other structures# that exceed the maximum base height specified in the table in this Section shall comply with the following provisions:

- (a) At a height not lower than the minimum base height or higher than the maximum base height specified in the table for the applicable area, a setback with a depth of at least 10 feet shall be provided from any #street wall# fronting on a #wide street# and a setback with a depth of at least 15 feet shall be provided from any #street wall# fronting on a #narrow street#, except such dimensions may include the depth of any permitted recesses in the #street wall#.

Table with 3 columns: Area, Minimum Base Height, Maximum Base Height. Rows include A-1, A-2, B, C.

#except that there shall be no minimum base height for #buildings or other structures# on those #blocks# in Area C adjacent to a #narrow street# along which there is an elevated structure.

* for #buildings or other structures# on Davis Street located 75 feet or more from Jackson Avenue, the minimum base height shall be 40 feet.

* * *

117-56

Special Permit for Bulk Modifications on Blocks 86/72 and 403

For any #development# or #enlargement# on a #zoning lot# that has at least 50,000 square feet of #lot area# located on #Block# 86/72 or #Block# 403 in Area C as shown on Map 1 (Designated Districts within the Queens Plaza Subdistrict) in Appendix C of this Chapter, the City Planning Commission may increase the #floor area ratio# up to a maximum of 8.0 and may modify the #street wall# regulations of paragraphs (a) and (b) of Section 117-531 (Street wall location) and paragraph (a) of Section 117-532 (Setback regulations for buildings that exceed the maximum base height), provided that:

- (a) a public open area of not less than 20,000 square feet and a #public parking garage# containing no fewer than 250 spaces shall be included on the #zoning lot#, and further provided the Commission finds that:
(1) the public open area is designed so that it provides recreational opportunities for the community;
(2) the portion of the #development# or #enlargement# adjacent to the public open area shall be either a retail #use#, other #use# or treatment that complements the open area;
(3) such modification of the #street wall# requirements is necessary to accommodate the public open area or the #public parking garage# and will result in a better site plan;
(4) the #public parking garage# is located and designed in such a way so that it shall not adversely affect the quality of the design, access to, or use of the public open area; and
(5) where the Commission permits parking on the roof of such #public parking garage#, such roof parking shall be so located as not to impair the essential character or future use or development of adjacent areas.

Design elements of the open area including lighting, paving, seating, #signs# and planting areas shall be specified in the application. The provisions of Section 37-751 (Public space signage systems) and 37-77 (Maintenance) shall apply.

- (b) The #public parking garage# shall be subject to the following conditions:

- (1) the floor space on one or more #stories# of the #public parking garage#, up to a height of 23 feet above #curb level# shall be exempt from the definition of #floor area# as set forth in Section 12-10 (DEFINITIONS);
- (2) the entrances and exits shall be located so that they will not be hazardous to traffic safety nor likely to unduly inhibit pedestrian movement; and
- (3) at the vehicular entrances, a minimum of 12 reservoir spaces shall be provided and the total number of reservoir spaces shall be equivalent to five percent of any spaces in excess of 250, up to a maximum of 50 reservoir spaces.

The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area, including requirements for sanitation and security, which may include conditions for lighting and landscaping or limitations on the manner and/or hours of operation.

Any building on Block 86/72 for which an application for a special permit for #bulk# modifications has been filed with the Department of City Planning, pursuant to this Section, prior to (effective date of this amendment), may be started or continued pursuant to the regulations in effect at the time of such application and, if such application is granted by the City Planning Commission and the City Council, may be #developed# or #enlarged# pursuant to the terms of such permit, including minor modifications thereto and, to the extent not modified under the terms of such permit, in accordance with the regulations in effect at the time of such application.

* * *

CITYWIDE 20135563 GFY
Resolution authorizing franchises for telecommunications services.

By City Council Members Comrie and Weprin (at the request of the Mayor)

WHEREAS, by Executive Order 25, dated August 23, 1995, the Mayor has designated the Department of Information Technology and Telecommunications as the responsible agency for the granting of telecommunications franchises; and

WHEREAS, pursuant to Section 363 of the Charter (the "Charter") of the City of New York ("the City"), the Commissioner of the Department of Information Technology and Telecommunications has made the initial determination of the need for franchises for telecommunications services; and

WHEREAS, the Mayor has submitted to the Council a proposed authorizing resolution for such franchises pursuant to Section 363 of the Charter; and

WHEREAS, the Council has determined that the granting of such franchises will promote the public interest, enhance the health, welfare and safety of the public and stimulate commerce by assuring the widespread availability of telecommunications services;

The Council hereby resolves that:

- A. The Council authorizes the Department of Information Technology and Telecommunications to grant non-exclusive franchises for the installation of cable, wire or optical fiber and associated equipment on over and under the inalienable property of the City (including through pipes, conduits, sewers and similar improvements thereto) to be used in providing one or more telecommunications services (as that term is defined in Section C. of this resolution) in the City.
- B. For purposes of this resolution, "inalienable property of the City" shall mean the property designated as inalienable in Section 383 of the Charter.
- C. The public services to be provided under such franchises shall be one or more "telecommunications services", defined for purposes of this resolution as the transmission of voice, data, information service and/or video signals, or any other form of wire communications or radio communications (as such terms are defined in subsections (40) and (59) of Section 3 of the federal Communications Act of 1934, as amended, or successor provisions thereto) but for purposes of this resolution "telecommunications services" shall not include any of the following: (i) "cable television services" as defined in the authorizing resolution adopted by the Council on May 15, 2012 as Resolution No. 1334, or any successor resolution thereto; (ii) "mobile telecommunications services" as defined in the authorizing resolution adopted by the Council on August 25, 2010 as Resolution No. 191 or any successor resolution thereto; and (iii) "public pay telephones" as defined in the authorizing resolution adopted by the Council on December 21, 2009 as Resolution No. 2309 or any successor resolution thereto.
- D. All franchises granted pursuant to this resolution shall require the approval of the Franchise and Concession Review Committee and the separate and additional approval of the Mayor.
- E. The authorization to grant franchises pursuant to this resolution shall expire on the fifth anniversary of the date on which this resolution was adopted by

the Council (the "Expiration Date"). No franchises shall be approved pursuant to this resolution by the Department of Information Technology and Telecommunications, the Franchise and Concession Review Committee, or the Mayor pursuant to this resolution after the Expiration Date.

F. Prior to the grant of any such franchise, a Request for Proposals ("RFP") or other solicitation shall be issued by the Department of Information Technology and Telecommunications. Prior to issuing any such RFP or other solicitation, all necessary environmental and land use review shall be conducted in accordance with City Environmental Quality Review ("CEQR") and Section 197-c of the Charter. The criteria to be used by the Department of Information Technology and Telecommunications to evaluate response to such RFPs or other solicitations shall include, but not be limited to, the following to the extent permitted by law:

- (1) The adequacy of the proposed compensation to be paid to the City, and
- (2) The ability of the applicant(s) to maintain the property of the City in good condition throughout the term of the franchise and in a manner consistent with the City's management of the public rights-of-way.

In no event, however, shall the Department of Information Technology and Telecommunications include any criteria in any such RFP or other solicitation which the City would be preempted, pursuant to federal law, from thus including; and in no event shall the Department of Information Technology and Telecommunications apply any criteria to be included in any such RFP or other solicitation in a manner which the City would be preempted, pursuant to federal law, from thus applying.

G. Any franchise granted pursuant to this authorizing resolution shall be by written agreement which shall include, but not be limited to, the following terms and conditions to the extent permitted by law (provided however, that no term or condition, whether or not listed hereinafter, shall be included in a written franchise agreement if the City is preempted, by federal law, from including such a term or condition in such agreement, and provided that no term or condition, whether or not listed hereinafter, shall be included in a written agreement in a form or manner which the City is preempted by federal law from using with respect to such agreement):

- (1) the term of the franchise, including options to renew if any, shall not exceed fifteen (15) years;
- (2) the compensation to be paid to the City shall be adequate and may include the provision of facilities or services to the City or both;
- (3) the franchise may be terminated or cancelled in the event of the franchisee's failure to comply with the material terms and conditions of the agreement;
- (4) a security fund shall be established to ensure the performance of the franchisee's obligations under the agreement;
- (5) the City shall have the right to inspect the facilities of the franchisee located on the inalienable property of the City and to order the relocation of such facilities at the direction of the Department of Information Technology and Telecommunications;
- (6) there shall be adequate insurance and indemnification requirements to protect the interests of the public and the City;
- (7) all franchisees shall be required to maintain complete and accurate books of account and records for purposes of reviewing and/or enforcing compliance with the franchise agreement;
- (8) there shall be provisions to ensure quality workmanship and construction methods in the use of the inalienable property;
- (9) there shall be provisions that include the agreements required pursuant to paragraph 6 of subdivision (h) of Section 363 of the Charter relating to collective bargaining and other matters;
- (10) there shall be provisions requiring the franchisee to comply with City laws, regulations and policies related to, but not limited to, employment purchasing and investigations;
- (11) there shall be provisions to ensure adequate oversight of the franchisee's performance of its franchise obligations;
- (12) there shall be provisions to restrict the assignment or other transfer of the franchise without the prior written

consent of the city and provisions to restrict changes in control of the franchisee without the prior written consent of the City;

- (13) there shall be remedies to protect the City's interest in the event of the franchisee's failure to comply with the terms and conditions of the agreement;
- (14) all franchisees shall have been subject, prior to the commencement of the franchise term, to review under the City's Vendor Information Exchange System ("VENDEX") or any successor system;
- (15) all franchisees shall include provisions incorporating the MacBride Principles;
- (16) there shall be provisions preserving the right of the City to perform public works or public improvements in and around those areas subject to the franchise;
- (17) there shall be provisions requiring the franchisee to protect the property of the city, and the delivery of public services through, along or across such property, from damage or interruption of operation, as a result of the construction, operation, maintenance, repair and/or removal of franchisee's facilities in the inalienable property of the City; and
- (18) there shall be provisions designed to minimize the extent to which the public use of the street of the City are disrupted in connection with the construction, installation, use operation, maintenance and/or removal of franchisee's facilities in the inalienable property.

H. The Department of Information Technology and Telecommunications shall file with the Council the following documents:

- (1) within fifteen (15) days of issuance, a copy of each RFP or other solicitation issued pursuant to this resolution;
- (2) within (15) days of approval by the Mayor, a copy of the agreement for each franchise granted pursuant to this resolution; and
- (3) on or before July 1 of each year, a report detailing the revenues received by the City from each franchise granted pursuant to this resolution during the preceding calendar year.

I. If any clause, sentence, paragraph, section or part of this resolution shall for any reason be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this resolution or the application thereof but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the Council Committee Room, 250 Broadway, 14th Floor, New York City, New York 10007, commencing at 11:00 A.M. on Monday, May 13, 2013:

FIREHOUSE ENGINE COMPANY 46
BRONX CB - 6 20135410 HKX (N 130198 HKX)
Designation (List No. 462/LP-2523) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter regarding the landmark designation of the Firehouse, Engine Company 46, Hook & Ladder Company 17, located at 451-453 East 176th Street (Block 2909, Lot 40), as an historic landmark.

FIREHOUSE ENGINE COMPANY 73
BRONX CB - 1 20135411 HKX (N 130199 HKX)
Designation (List No. 462/LP-2524) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter regarding the landmark designation of the Firehouse, Engine Company 73, Hook & Ladder Company 42, located at 655-659 and 661 Prospect Avenue, East 152nd Street (Block 2675, Lot 33), as an historic landmark.

FIREHOUSE ENGINE COMPANY 28
BROOKLYN CB - 7 20135412 HKK (N 130200 HKK)
Designation (List No. 462/LP-2525) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter regarding the landmark designation of the Firehouse, Engine Company 28 (now Engine Company 228), located at 436 39th Street (Block 709, Lot 19), as an historic landmark.

FIREHOUSE ENGINE COMPANY 40
BROOKLYN CB - 7 20135413 HKK (N 130201 HKK)
Designation (List 462/LP-2526) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter regarding the landmark designation of the Firehouse, Engine Company 40, Hook & Ladder Company 21 (now Engine Company 240/Battalion 48), located at 1307-1309 Prospect Avenue (Block 5285, Lot 21), as an historic landmark.

FIREHOUSE ENGINE COMPANY 268
QUEENS CB - 14 20135414 HKQ (N 130202 HKQ)
Designation (List 462/LP-2527) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter regarding the landmark designation

of Firehouse, Engine Company 268, Hook & Ladder Company 137, located at 259 Beach 116th Street (Tax Map Block 16212, Lot 14), as an historic landmark.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, 250 Broadway, 14th Floor, New York City, New York 10007, commencing at 1:00 P.M. on Monday, May 13, 2013:

TPT-TBX904 (CRESTON HEIGHTS)

BRONX CB - 7 20135521 HAX
Application submitted by the New York City Department of Housing Preservation and Development ("HPD"), for an exemption of real property taxes pursuant to Section 577 of the Private Housing Finance Law for property located at 2600 Briggs Avenue (Block 3293, Lot 39), Borough of the Bronx, Community Board 7, Council District 15.

847 FOX STREET

BRONX CB - 2 20135524 HAX
Application submitted by the New York City Department of Housing Preservation and Development (HPD) for approval of an Urban Development Action Area Project and related tax exemption for property located at 847 Fox Street, Borough of Bronx, Community Board 2, Council District 17, pursuant to Article 16 of the New York General Municipal Law and Section 577 of the Private Housing Finance Law.

748 BECK STREET

BRONX CB - 2 20135525 HAX
Application submitted by the New York City Department of Housing Preservation and Development (HPD) for approval of an Urban Development Action Area Project and related tax exemption for property located at 748 Beck Street, Borough of Bronx, Community Board 2, Council District 17, pursuant to Article 16 of the New York General Municipal Law and Section 577 of the Private Housing Finance Law.

THE HEIGHTS - 150TH STREET

MANHATTAN CB - 9 20135527 HAM
Application submitted by the New York City Department of Housing Preservation and Development (HPD) for approval of an Urban Development Action Area Project and related tax exemption for property located at 1772 Amsterdam Avenue and 801-05 St. Nicholas Avenue, Borough of Manhattan, Community Board 9, Council District 7, pursuant to Article 16 of the New York General Municipal Law and Section 577 of the Private Housing Finance Law.

244-246 ELIZABETH STREET

MANHATTAN CB - 2 20135529 HAM
Application submitted by the New York City Department of Housing Preservation and Development (HPD) for approval of an Urban Development Action Area Project and related tax exemption for property located at 244-246 Elizabeth Street, Borough of Manhattan, Community Board 2, Council District 1, pursuant to Article 16 of the New York General Municipal Law and Section 577 of the Private Housing Finance Law.

508 WEST 134TH STREET

MANHATTAN CB - 9 20135530 HAM
Application submitted by the New York City Department of Housing Preservation and Development (HPD) for approval of an Urban Development Action Area Project and related tax exemption for property located at 508 West 134th Street, Borough of Manhattan, Community Board 9, Council District 7, pursuant to Article 16 of the New York General Municipal Law and Section 577 of the Private Housing Finance Law.

Proposals subject to Council review and action pursuant to the Urban Development Action Area Act, Article 16 of the New York General Municipal Law, at the request of the Department of Housing Preservation and Development ("HPD"), which requests that the Council:

- Find that the present status of the listed area tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Projects are consistent with the policy and purposes of Section 691 of the General Municipal Law;
- Waive the area designation requirements of Section 693 of the General Municipal Law pursuant to said Section;
- Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law;
- Approve the projects as Urban Development Action Area Projects pursuant to Section 694 of the General Municipal Law; and
- Approve an exemption of the project from real property taxes pursuant to Section 696 of the General Municipal Law for 20135526 HAK.

NO.	ADDRESS	BLOCK/ LOT	BORO	COMMUNITY PROGRAM	BOARD
20135526 HAK	201 Mother Gaston Blvd.	1450/10	Brooklyn	New Foundations	16
	203 Mother Gaston Blvd.	1450/9			
	205 Mother Gaston Blvd.	1450/8			
	2396 Dean Street	1450/11			

20135531 HAQ	142-05 Rockaway Blvd.	12036/99	Queens	Asset Sales	12
20135532 HAR	176 Dewey Avenue	4630/1	Staten Island	Tenant Ownership	03

m7-13

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, NY, on Wednesday, May 22, 2013 at 10:00 A.M.

BOROUGH OF BROOKLYN

No. 1

PITKIN AVENUE REZONING

CD 5 C 130161 ZMK
IN THE MATTER OF an application submitted by Pitkin Berriman HDFC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 17c:

- eliminating from within an existing R5 District a C1-3 District property bounded by a line 150 feet northerly of Pitkin Avenue, Berriman Street, Pitkin Avenue, and Shepherd Avenue;
- changing from an R5 District to an R7A District property bounded by a line 100 feet northerly of Pitkin Avenue, Berriman Street, Pitkin Avenue, and Shepherd Avenue; and
- establishing within the proposed R7A District a C2-4 District property bounded by a line 100 feet northerly of Pitkin Avenue, Berriman Street, Pitkin Avenue, and Shepherd Avenue;

as shown on a diagram (for illustrative purposes only) dated February 4, 2013, and subject to the conditions of CEQR Declaration E298.

No. 2

STUYVESANT HEIGHTS ISTORIC DISTRICT

CD 3 N 130270 HKK
IN THE MATTER OF a communication dated April 25, 2013, from the Chair of the New York City Landmarks Preservation Commission regarding the landmark designation of the Bedford-Stuyvesant/Expanded Stuyvesant Heights Historic District, designated by the Landmarks Preservation Commission on April 16, 2013 (List 463, LP-2496). The district boundaries are consisting of the property bounded by a line beginning at northwest corner of Malcolm X Boulevard and Chauncey Street, continuing westerly along the northern curblin of Chauncey Street, southerly across Chauncey Street along a line extending northerly from the eastern property line of 82 Chauncey Street, southerly along the eastern property line of 82 Chauncey Street, , westerly along the southern property lines of 82 through 78 Chauncey Street and 419 Stuyvesant Avenue, westerly across Stuyvesant Avenue, southerly along the western curblin of Stuyvesant Avenue, northwesterly along the northern curblin of Fulton Street to a point in the middle of the roadbed of Lewis Avenue, northerly along a line extending up the middle of the roadbed of Lewis Avenue to its intersection with a point on a line which continues the northern curblin of Bainbridge Street, westerly along that line and the northern curblin of Bainbridge Street, northerly from the curblin to the western property line of 430 Lewis Avenue (aka 67 Bainbridge Street) through 424 Lewis Avenue, westerly along part of the southern property line of 422 Lewis Avenue, westerly along the southern property lines of 206 through 142-144 Decatur Street (aka 471-477 Marcus Garvey Boulevard), westerly to the eastern curblin of Marcus Garvey Boulevard, northerly along the eastern curblin of Marcus Garvey Boulevard, westerly across Marcus Garvey Boulevard to the southern property line of 140 Decatur Street (aka 464 Marcus Garvey Boulevard), westerly along the southern property lines of 140 Decatur Street (aka 464 Marcus Garvey Boulevard) and 138 Decatur Street, northerly along part of the western property line of 138 Decatur Street, westerly along the southern property lines of 136 through 132 Decatur Street, northerly along part of the western property line of 132 Decatur Street, westerly along the southern property line of 3 Albany Avenue, westerly across Albany Avenue, southerly along the western curblin of Albany Avenue, westerly to the northern building line of 8 Albany Avenue, westerly along the northern building line of 8 Albany Avenue, southerly along part of the eastern property line of 116 Decatur Street, westerly along the southern property lines of 116 through 110 Decatur Street and part of the southern property line of 108 Decatur Street, westerly along the southern property lines of 104 through 88 Decatur Street and 631 Throop Avenue, westerly to the eastern curblin of Throop Avenue, northerly along the eastern curblin of Throop Avenue, westerly across Throop Avenue to the easternmost point of the southern property line of 70-72 Decatur Street (aka 644 Throop Avenue), westerly, northerly, and northwesterly along the southern property line of 70-72 Decatur Street (aka 644 Throop Avenue), northwesterly along the southern property lines of 68 through 52 Decatur Street, southwestly along part of the eastern property line of 50 Decatur Street (aka 1497 Fulton Street), northwesterly along a line to the southern property line of 44 Decatur Street, northwesterly along the southern property line of 44 Decatur Street, southwestly along part of the eastern property line of 42 Decatur Street, northwesterly along the southern property lines of 42 and 40 Decatur Street, southwestly along part of the eastern property line of 38 Decatur Street, northwesterly along the southern property lines of 38 and 36 Decatur Street, northeasterly along the western property line of 36 Decatur Street, northerly across Decatur Street, westerly along the northern curblin of Decatur Street, northerly along the eastern curblin of Tompkins Avenue, westerly to the southern property line of 58-72 MacDonough Street (aka 468-480 Tompkins Avenue), westerly along the southern property line of 58-72 MacDonough Street (aka 469-480 Tompkins Avenue), northerly along the western property line of 58-72 MacDonough Street (aka 469-480 Tompkins Avenue), northerly to the southern curblin of MacDonough Street, easterly along the southern curblin of MacDonough Street, northerly across MacDonough Street to the western property line of 61-73 MacDonough Street (aka 458-466 Tompkins Avenue), northerly along the western property line of 61-73 MacDonough Street (aka 458-466 Tompkins Avenue), easterly along the northern property line of 61-73 MacDonough Street (aka 458-466 Tompkins Avenue), easterly across Tompkins Avenue, northerly along the eastern curblin of Tompkins Avenue, easterly to the northern property line of 467 Tompkins Avenue, easterly along the northern property line of 91-97 MacDonough Street, easterly along the northern

property lines of 91-97 through 129 MacDonough Street, southerly along part of the eastern property line of 129 MacDonough Street, easterly along the northern property line of 133 MacDonough Street, northerly along part of the western property line of 137 MacDonough Street, easterly along the northern property line of 137 MacDonough Street, southerly along part of the eastern property line of 137 MacDonough Street, easterly along the northern property line of 141 MacDonough Street (aka 622 Throop Avenue), easterly to a point in the middle of the roadbed of Throop Avenue, northerly along a line extending up the middle of the roadbed of the Throop Avenue to a point in the middle of its intersection with Macon Street, easterly along a line extending down the middle of the roadbed of Macon Street to its intersection with a point on a line which continues the eastern curblin of Throop Avenue, northerly along that line and the eastern curblin of Throop Avenue, easterly to the northern property line of 267 Macon Street (aka 579 Throop Avenue), easterly along the northern property lines of 267 Macon Street (aka 579 Throop Avenue) through 331 Macon Street and part of the northern property line of 333 Macon Street, northerly along the western property lines of 410 through 404 Marcus Garvey Boulevard (aka 394-400 Halsey Street) to the southern curblin of Halsey Street, easterly along the southern curblin of Halsey Street, southerly along the western curblin of Marcus Garvey Boulevard, easterly across Marcus Garvey Boulevard to the northern property line of 417 Marcus Garvey Boulevard, easterly along the northern property line of 417 Marcus Garvey Boulevard, southerly along part of the eastern property line 417 Marcus Garvey Boulevard, easterly along the northern property lines of 351 through 403 Macon Street, northerly along part of the western property line of 364 Lewis Avenue and the western property lines of 362 through 354-356 Lewis Avenue (aka 468-476 Halsey Street) to the southern curblin of Halsey Street, easterly along the southern curblin of Halsey Street, easterly across Lewis Avenue to its intersection with the eastern curblin of Lewis Avenue, northerly across Halsey Street, northerly along the eastern curblin of Lewis Avenue, easterly to the northern property line of 437 Halsey Street (aka 343-351 Lewis Avenue), easterly along the northern property lines of 437 Halsey Street (aka 343-351 Lewis Avenue) through 503 Halsey Street, northerly along the western property lines of 308 through 302 Stuyvesant Avenue (aka 568 Hancock Street), northerly across Hancock Street, northerly along the western property lines of 300 Stuyvesant Avenue (aka 561 Hancock Street) through 284 Stuyvesant Avenue (aka 624-632 Jefferson Avenue) to the southern curblin of Jefferson Avenue, easterly along the southern curblin of Jefferson Avenue, easterly across Stuyvesant Avenue, easterly along the southern curblin of Jefferson Avenue, southerly to the eastern property line of 273-279 Stuyvesant Avenue (aka 634 Jefferson Avenue), southerly along the eastern property line of 273-279 Stuyvesant Avenue (aka 634 Jefferson Avenue), easterly along part of the northern property line of 281 Stuyvesant Avenue, southerly along the eastern property lines of 281 Stuyvesant Avenue and 575 Hancock Street (aka 285 Stuyvesant Avenue), southerly across Hancock Street, southerly along the eastern property lines of 291 Stuyvesant Avenue (aka 576 Hancock Street) through 297 Stuyvesant Avenue and part of the eastern property line of 299 Stuyvesant Avenue, easterly along the northern property lines of 525 through 533 Halsey Street, southerly along part of the eastern property line of 553 Halsey Street, easterly along the northern property lines of 553A and 555 Halsey Street, northerly along part of the western property line of 557 Halsey Street, easterly along the northern property lines of 557 through 559 Halsey Street, southerly along part of the eastern property lines of 559 Halsey Street, easterly along the northern property lines of 561 through 573 Halsey Street and part of the northern property line of 254 Malcolm X Boulevard, northerly along the western property lines of 248 through 240 Malcolm X Boulevard (aka 654 Hancock Street) to the southern curblin of Hancock Street, easterly along the southern curblin of Hancock Street, and southerly along the western curblin of Malcolm X Boulevard to the point of the beginning.

BOROUGH OF QUEENS

No. 3

23RD STREET REZONING

CD 1 C 110178 ZMQ
IN THE MATTER OF an application submitted by T. F. Cusanelli Architect P.C. pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9a, establishing within an existing R5 District a C1-4 District bounded by a line 100 feet southwestly of Broadway, 23rd Street, 33rd Avenue, and a line 100 feet northwestly of 23rd Street, as shown in a diagram (for illustrative purposes only) dated March 4, 2013 and subject to the conditions of CEQR Declaration E-300.

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

m9-22

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. 09 - Tuesday, May 14, 2013 at 7:45 P.M., The Center at Maple Grove Cemetery, 127-15 Kew Gardens Road, Kew Gardens, NY

Public Hearing
Liquor/Beer/Wine Licenses, Letters of Intent Received

On Premise Wine & Beer License Application (new)
Nordomi Coffee Shop Corp- 89-20 101st Avenue, Ozone Park, NY

On Premise Liquor License Application (new)
Elixir Lounge & Restaurant, Inc. - 105-06 Jamaica Avenue,
Richmond Hill

On Premise Beer License Application (renewal)
Jamaica Fish Market, Inc. - d/b/a Jamaica Fish Market -
88-02 Van Wyck Expwy #3A

On Premise Liquor License (renewal)
Karp Hill, Inc., - d/b/a Last Call - 81-72 Lefferts Boulevard,
Kew Gardens

On Premise Wine & Beer (renewal)
9010 Atlantic, Inc., - 90-10 Atlantic Avenue, Ozone Park, NY

Tropical Deli Cafe Corp., - d/b/a/ Tropical Deli - 88-19
Jamaica Avenue, Woodhaven, NY

m8-14

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

BOROUGH OF MANHATTAN

(Note: NEW LOCATION - SEE BELOW)

COMMUNITY BOARDS NO. 5 AND 6 - Monday, May 13,
2013 at 6:00 P.M., **Lighthouse International, 111 East
59th Street (b/t Park and Lexington), York, NY**

#N130247ZRM

IN THE MATTER OF an application submitted by the New
York City Department of City Planning to propose a zoning
text amendment to the Special Midtown District, to establish
an East Midtown Subdistrict affecting all or portions of 73
blocks within the Special Midtown District; this new
subdistrict would supersede and subsume the existing Grand
Central Subdistrict.

#N130248ZMM

IN THE MATTER OF an application submitted by the New
York City Department of City Planning pursuant to Sections
197-c and 201 of the New York City Charter for the
amendment of the Zoning Map, Section No. 8d: changing
from a C5-2 district to a C5-2.5 district, changing from a C5-2
district to C5-3 district and establishing a Special Midtown
District.

m7-13

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

BOROUGH OF THE BRONX

COMMUNITY BOARD NO. 09 - Monday, May 13, 2013 at
7:00 P.M., Community Board 9 Offices, 1967 Turnbull
Avenue, Suite 7, Bronx, NY

BSA# 102-94-BZ

Premises: 475 Castle Hill Avenue, Bronx, NY
Application for an extension of term valid for a period of (20)
twenty years of a previously approved variance Section 72-21,
which permitted a retail grocery store in a residential zoning
district which expired on June 20, 2005, for approval of
amendment to legalize interior changes.

m7-13

BOARD OF CORRECTION

MEETING

Please take note that the next meeting of the Board of
Correction will be held on May 13, 2013, at 9:00 A.M. in the
Public Hearing Room of the Landmarks Preservation
Commission, located at 1 Centre Street, 9th Floor, Room 924,
New York, NY 10007.

At that time, there will be a discussion of various issues
concerning the New York City's correctional system.

m7-13

FINANCE

TREASURY

MEETING

PLEASE TAKE NOTICE THAT THERE WILL BE A
Meeting of the Banking Commission on Monday, May 13,
2013 at 11:00 A.M. in the Conference Room at 210 Joralemon
Street, 5th Floor, Brooklyn, N.Y.

m2-13

**LANDMARKS PRESERVATION
COMMISSION**

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions
of Title 25, chapter 3 of the Administrative Code of the City
of New York (Sections 25-307, 25-308, 25-309, 25-313, 25-318,
25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-
12.0, 207-17.0, and 207-19.0), on Tuesday, **May 21, 2013 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 14-1115 -Block 77, lot 49-

21-22 45th Avenue -Hunter's Point Historic District A
rowhouse built in 1887. Application is to construct a rooftop
addition. Zoned R-6B. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 14-1026 -Block 262, lot 34-
108 Joralemon Street-Brooklyn Heights Historic District A
Greek Revival style rowhouse built in 1849. Application is to
demolish a garage and rear wing, and construct a rear yard
addition. Zoned R6-LH-1. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 14-2308 -Block 195, lot 14-
154 Dean Street-Boerum Hill Historic District A Greek
Revival style rowhouse built c. 1850. Application is to
demolish an existing rear yard addition and construct a new
rear yard addition. Zoned R6B. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 13-9332 -Block 1930, 1940, lot 1, 4-
325-365 Clinton Avenue-Clinton Hill Historic District An
apartment building complex designed by Harrison, Fouilhoux
& Abramovitz and built in 1942. Application is to establish a
master plan governing the future replacement of windows.
Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 13-2526 -Block 307, lot 2-
277 Clinton Street-Cobble Hill Historic District A Greek
Revival style rowhouse built c. 1847. Application is to
excavate the cellar. Zoned R6. Community District 6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN -Block 945, lot 7502-
38 7th Avenue-Park Slope Historic District A neo-Grec style
rowhouse designed by Robert Dixon and built in 1881.
Application is to legalize alterations to the rear addition and
excavation at the rear yard both without Landmarks
Preservation Commission permits, and to further modify the
excavation. Community District 6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 13-5893 -Block 1150, lot 28-
116 St. Mark's Avenue-Prospect Heights Historic District A
neo-Grec style carriage house with Second Empire style
elements built c. 1886. Application is to construct a rooftop
addition. Zoned R6-B. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-2894 -Block 215, lot 7505-
157 Hudson Street-Tribeca North Historic District A
Renaissance Revival style stable building designed by Ritch
& Griffiths, and built in 1866-67; altered and enlarged in
1898-99 by Edward Hale Kendall and in 1902 by Charles W.
Romeyn. Application is to install rooftop pergolas and
planters. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-3352 -Block 475, lot 1-
337-339 West Broadway, aka 54-58 Grand Street-SoHo-Cast
Iron Historic District A store building designed by Peter V.
Outcault and built in 1885-1886. Application to paint facades
and legalize the installation of rooftop HVAC equipment and
illuminated signage without Landmarks Preservation
Commission permits. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-0603 -Block 231, lot 30-
459 Broadway-SoHo-Cast Iron Historic District A store and
loft building built in 1861. Application is to modify the
existing fire escape. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-1580 -Block 500, lot 21-
110 Prince Street-SoHo-Cast Iron Historic District A one-
story commercial building designed by John Truso and built
in 1994. Application is to permanently retain rooftop artwork
installed pursuant to Certificate of No Effect 12-3782 as a
temporary installation. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-0326 -Block 485, lot 25-
85 Mercer Street-SoHo-Cast Iron Historic District A neo-
Grec/Italianate style store building designed by Robert Mook
and built in 1872-73. Application is to demolish an existing
rooftop addition and construct a new rooftop addition.
Zoned M1-5A. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-2652 - Block 777, lot 7-
321 Canal Street-SoHo-Cast Iron Historic District A Federal
style rowhouse built in 1821 and altered in the mid 19th
century to accommodate a commercial ground floor.
Application is to disassemble and deconstruct the building to
address hazardous emergency conditions. Zoned M1-5B.
Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-2567 - Block 230, lot 6-
323 Canal Street-SoHo-Cast Iron Historic District A Federal
style rowhouse built in 1821 and altered in the mid 19th
century to accommodate a commercial ground floor.
Application is to disassemble and deconstruct the building to
address hazardous emergency conditions. Zoned M1-5B.
Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-2876 -Block 615, lot 73-
8 Jane Street-Greenwich Village Historic District A Greek
Revival style rowhouse built in 1843. Application to modify
the placement and number of flues previously approved
pursuant to Certificate of Appropriateness 12-5331.
Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8205 - Block 621, lot 53-
64 Perry Street-Greenwich Village Historic District An
Italianate style rowhouse design by Robert Mook and built in
1866. Application is to construct rooftop and rear yard

additions, and excavate the cellar and rear yard. Zoned R6.
Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-1885 - Block 632, lot 48-
112-114 Perry Street-Greenwich Village Historic District
An apartment house built in 1890-91. Application is to install
a canopy, light fixtures, and railings. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-2916 -Block 640, lot 40-
767 Washington Street, aka 366 West 12th Street-Greenwich
Village Historic District A Federal style house built in 1842.
Application is to reconstruct the facade.
Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-9587 - Block 568, lot 10-
14 East 11th Street-Greenwich Village Historic District A
Greek Revival style house built in 1839. Application is to
construct rooftop and rear yard additions. Zoned R7-2.
Community District 2.

ADVISORY REPORT
BOROUGH OF MANHATTAN 14-2592 -Block 1111, lot 1-
Grand Army Plaza-Grand Army Plaza - Scenic Landmark A
plaza originally established in the 1860s and expanded and
redesigned by Carrere and Hastings in 1913-1916.
Application is to re-grade and reset paving.
Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8355 - Block 1185. Lot 54-
327 West 76th Street - West End Collegiate Historic District
A Renaissance Revival style rowhouse designed by Charles T.
Mott and built in 1891-92. Application is to replace newel
posts and banisters at the stoop. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-0374 - Block 1126, lot 29-
135 Central Park West - Upper West Side/Central Park West
Historic District
A Beaux-Arts style apartment building designed by Clinton
& Russell and built in 1904-07. Application is to replace
doors. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-1347 -Block 1219, lot 110-
167 West 88th Street-Upper West Side/Central Park West
Historic District A Renaissance Revival style rowhouse with
Romanesque Revival elements, designed by George H.
Anderson and built in 1891. Application is to enlarge an
existing rooftop addition. Zoned R7-2/5D. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8564 - Block 1251, lot 15-
311 West 90th Street-Riverside West End Historic District A
Renaissance Revival style rowhouse, designed by Thomas J.
Sheridan and built in 1890-1891. Application is to construct
the rear and rooftop additions, replace windows, lower the
areaway, and construct a stoop. Zoned R-8.
Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8160 -Block 1150, lot 48-
140 West 79th Street-Upper West Side/Central Park West
Historic District A neo-Tudor style apartment building
designed by Rose & Goldstone and built in 1913-1914.
Application is to legalize the installation of windows without
Landmarks Preservation Commission permits and to
establish a Master Plan governing the future installation of
windows. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-0337 -Block 1410, lot 26-
173 East 75th Street -Upper East Side Historic
District/Extension A Renaissance Revival style school
building designed by Robert J. Reiley and built in 1925-26.
Application is install an awning. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 14-0048 - Block 1408, lot 59-
134-136 East 74th Street-Upper East Side Historic District A
Modern style house with a commercial ground floor,
originally built in 1871-1875 as two rowhouses, with
subsequent alterations in 1920, 1928 and 1930. Application is
to construct a rooftop addition, alter the rear facade, excavate
the cellar, install rooftop mechanical equipment, and alter
the front facade and areaway.
Zoned C1-8X. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 13-8622 -Block 1727, lot 65-
56 West 130th Street-Astor Row-Individual Landmark An
Eastlake style rowhouse built in 1883. Application is to
install a barrier-free access lift. Community District 10.

m8-21

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, May 14,
2013 at 9:30 A.M.**, at the Landmarks Preservation
Commission will conduct a *continued public hearing and 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 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, 9th 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.

BOROUGH OF MANHATTAN

PUBLIC HEARING ITEM NO. 1
Public Hearing Continued from April 2, 2013

140 BROADWAY, ORIGINALLY THE MARINE MIDLAND BANK BUILDING, 140 Broadway (aka 71-89 Cedar Street; 54-74 Liberty Street; 27-39 Nassau Street), Manhattan. [Community District 01]

Landmark Site: Borough of Manhattan Tax Map Block 48, Lot 1

PUBLIC HEARING ITEM NO. 2

LP-2533

ST. LOUIS HOTEL (now HOTEL GRAND UNION), 34 East 32nd Street (aka 34-36 East 32nd Street), Manhattan.

Landmark Site: Borough of Manhattan Tax Map Block 861, Lot 52 [Community District 05]

BOROUGH OF QUEENS

PUBLIC HEARING ITEM NO. 3

LP-2538

JAMAICA HIGH SCHOOL, NOW JAMAICA LEARNING CENTER, 162-02 Hillside Avenue (aka 88-01 162nd Street; 88-02 163rd Street), Queens

Landmark Site: Borough of Queens Tax Map Block 9768, Lot 22 [Community District 12]

a29-m13

TRANSPORTATION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 55 Water Street, 9th Floor, Room 945 commencing at 2:00 P.M. on Wednesday, May 15, 2013. 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 The Trustees of Columbia University in the City of New York to continue to maintain and use a conduit under and across Claremont Avenue, south of West 119th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2012 to June 30, 2022 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period July 1, 2012 to June 30, 2013 - \$1,743
For the period July 1, 2013 to June 30, 2014 - \$1,790
For the period July 1, 2014 to June 30, 2015 - \$1,837
For the period July 1, 2015 to June 30, 2016 - \$1,884
For the period July 1, 2016 to June 30, 2017 - \$1,931
For the period July 1, 2017 to June 30, 2018 - \$1,978
For the period July 1, 2018 to June 30, 2019 - \$2,025
For the period July 1, 2019 to June 30, 2020 - \$2,072
For the period July 1, 2020 to June 30, 2021 - \$2,119
For the period July 1, 2021 to June 30, 2022 - \$2,166

the maintenance of a security deposit in the sum of \$3,030.65 and the insurance shall be in the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#2 In the matter of a proposed revocable consent authorizing The Trustees of Columbia University in the City of New York to continue to maintain and use conduits under and across West 168th Street, west of Broadway, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2013 to June 30, 2023 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period July 1, 2013 to June 30, 2014 - \$4,970
For the period July 1, 2014 to June 30, 2015 - \$5,105
For the period July 1, 2015 to June 30, 2016 - \$5,240
For the period July 1, 2016 to June 30, 2017 - \$5,375
For the period July 1, 2017 to June 30, 2018 - \$8,810
For the period July 1, 2018 to June 30, 2019 - \$5,645
For the period July 1, 2019 to June 30, 2020 - \$5,780
For the period July 1, 2021 to June 30, 2022 - \$6,050
For the period July 1, 2022 to June 30, 2023 - \$6,185

the maintenance of a security deposit in the sum of \$5,500 and the insurance shall be in the amount of One Million Dollars (\$1,000,000) per occurrence, and Five Million Dollars (\$2,000,000) aggregate.

#3 In the matter of a proposed revocable consent authorizing The Trustees of Columbia University in the City of New York to continue to maintain and use pipelines under the easterly curb line of Riverside Drive south of West 172nd Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2012 to June 30, 2022 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period July 1, 2012 to June 30, 2013 - \$10,527
For the period July 1, 2013 to June 30, 2014 - \$10,813
For the period July 1, 2014 to June 30, 2015 - \$11,099
For the period July 1, 2015 to June 30, 2016 - \$11,385
For the period July 1, 2016 to June 30, 2017 - \$11,671
For the period July 1, 2017 to June 30, 2018 - \$11,957
For the period July 1, 2018 to June 30, 2019 - \$12,243
For the period July 1, 2019 to June 30, 2020 - \$12,529
For the period July 1, 2020 to June 30, 2021 - \$12,815
For the period July 1, 2021 to June 30, 2022 - \$13,101

the maintenance of a security deposit in the sum of \$12,480 and the insurance shall be in the amount of One Million Dollars (1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#4 In the matter of a proposed revocable consent authorizing The Trustees of Columbia University in the City of New York to continue to maintain and use telecommunications conduits under and across Haven Avenue, west of Fort Washington Avenue; under, across and along West 168th Street between Fort Washington Avenue and Audubon Avenue; under and

across West 167th Street between Saint Nicholas Avenue and Audubon Avenue; under, across and along West 166th Street between Broadway and Audubon Avenue, all in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2012 to June 30, 2022 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period July 1, 2012 to June 30, 2013 - \$27,593
For the period July 1, 2013 to June 30, 2014 - \$28,342
For the period July 1, 2014 to June 30, 2015 - \$29,091
For the period July 1, 2015 to June 30, 2016 - \$29,840
For the period July 1, 2016 to June 30, 2017 - \$30,589
For the period July 1, 2017 to June 30, 2018 - \$31,338
For the period July 1, 2018 to June 30, 2019 - \$32,087
For the period July 1, 2019 to June 30, 2020 - \$32,836
For the period July 1, 2020 to June 30, 2021 - \$33,585
For the period July 1, 2021 to June 30, 2022 - \$34,334

the maintenance of a security deposit in the sum of \$26,850 and the insurance shall be in the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#5 In the matter of a proposed revocable consent authorizing The Trustees of Columbia University in the City of New York to continue to maintain and use five (5) telecommunications conduits under and across West 121st Street, West 120th Street and West 115th Street, between Amsterdam Avenue and Morningside Drive; under and across West 112th Street, east of Broadway and under Broadway between West 112th and West 110th Streets, then continuing under West 110th Street east of Broadway, all in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2012 to June 30, 2022 and provides among other terms and conditions for compensation payable to the city according to the following schedule:

For the period July 1, 2012 to June 30, 2013 - \$16,735
For the period July 1, 2013 to June 30, 2014 - \$17,189
For the period July 1, 2014 to June 30, 2015 - \$17,643
For the period July 1, 2015 to June 30, 2016 - \$18,097
For the period July 1, 2016 to June 30, 2017 - \$18,551
For the period July 1, 2017 to June 30, 2018 - \$19,005
For the period July 1, 2018 to June 30, 2019 - \$19,459
For the period July 1, 2019 to June 30, 2020 - \$19,913
For the period July 1, 2020 to June 30, 2021 - \$20,367
For the period July 1, 2021 to June 30, 2022 - \$20,821

the maintenance of a security deposit in the sum of \$16,300 and the insurance shall be in the amount of One Million Dollars (1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

a25-m15

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, May 29, 2013. 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 Beth Israel Medical Center to continue to maintain and use a conduit, together with distribution boxes, under the sidewalks of East 16th Street and Nathan D. Perlman Place, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2013 to June 30, 2023 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period July 1, 2013 to June 30, 2014 - \$24,318
For the period July 1, 2014 to June 30, 2015 - \$24,978
For the period July 1, 2015 to June 30, 2016 - \$25,638
For the period July 1, 2016 to June 30, 2017 - \$26,298
For the period July 1, 2017 to June 30, 2018 - \$26,958
For the period July 1, 2018 to June 30, 2019 - \$27,618
For the period July 1, 2019 to June 30, 2020 - \$28,278
For the period July 1, 2020 to June 30, 2021 - \$28,938
For the period July 1, 2021 to June 30, 2022 - \$29,598
For the period July 1, 2022 to June 30, 2023 - \$30,258

the maintenance of a security deposit in the sum of \$17,770 and the insurance shall be in the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#2 In the matter of a proposed revocable consent authorizing Memorial Hospital for Cancer and Allied Diseases to continue to maintain and use pipes and conduit under, along and across East 68th Street, between York Avenue and Second Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2012 to June 30, 2022 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period July 1, 2012 to June 30, 2013 - \$31,366
For the period July 1, 2013 to June 30, 2014 - \$32,241
For the period July 1, 2014 to June 30, 2015 - \$33,116
For the period July 1, 2015 to June 30, 2016 - \$33,991
For the period July 1, 2016 to June 30, 2017 - \$34,866
For the period July 1, 2017 to June 30, 2018 - \$35,741
For the period July 1, 2018 to June 30, 2019 - \$36,616
For the period July 1, 2019 to June 30, 2020 - \$37,491
For the period July 1, 2020 to June 30, 2021 - \$38,366
For the period July 1, 2021 to June 30, 2022 - \$39,241

the maintenance of a security deposit in the sum of \$30,000 and the insurance shall be in the amount of One Million Dollars (\$1,000,000) per occurrence, and Five Million Dollars (\$2,000,000) aggregate.

#3 In the matter of a proposed revocable consent authorizing SLG 220 News Owners LLC to maintain and use existing tree pit electrical sockets on the south sidewalk of East 42nd

Street, west of Second Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of approval by the Mayor to June 30, 2023 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2023 - \$225/annum.

the maintenance of a security deposit in the sum of \$2,000 and the insurance shall be the amount of One Million Dollars (1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#4 In the matter of a proposed revocable consent authorizing Stanley Avenue LLC to maintain and use fenced-in areas along the sidewalks of Louisiana Avenue, Wortman Avenue, and Malta Street and a vestibule on the southeast sidewalk of Stanley Avenue, northeast of Louisiana Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the date of approval by the Mayor to June 30, 2023 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the approval date to June 30, 2013 - \$6,254/annum.

For the period July 1, 2013 to June 30, 2014 - \$6,428
For the period July 1, 2014 to June 30, 2015 - \$6,602
For the period July 1, 2015 to June 30, 2016 - \$6,776
For the period July 1, 2016 to June 30, 2017 - \$6,950
For the period July 1, 2017 to June 30, 2018 - \$7,124
For the period July 1, 2018 to June 30, 2019 - \$7,298
For the period July 1, 2019 to June 30, 2020 - \$7,472
For the period July 1, 2020 to June 30, 2021 - \$7,646
For the period July 1, 2021 to June 30, 2022 - \$7,820
For the period July 1, 2022 to June 30, 2023 - \$7,994

the maintenance of a security deposit in the sum of \$8,000 and the insurance shall be in the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#5 In the matter of a proposed revocable consent authorizing Starrett City, Inc. to continue to maintain and use conduits under and across Louisiana Avenue, north of Twin Pine Drive, and under and across Vandalia Avenue, west of Pennsylvania Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2012 to June 30, 2022 and provides among other terms and conditions for compensation payable to the city according to the following schedule:

For the period July 1, 2012 to June 30, 2013 - \$5,673
For the period July 1, 2013 to June 30, 2014 - \$5,827
For the period July 1, 2014 to June 30, 2015 - \$5,981
For the period July 1, 2015 to June 30, 2016 - \$6,135
For the period July 1, 2016 to June 30, 2017 - \$6,289
For the period July 1, 2017 to June 30, 2018 - \$6,443
For the period July 1, 2018 to June 30, 2019 - \$6,597
For the period July 1, 2019 to June 30, 2020 - \$6,751
For the period July 1, 2020 to June 30, 2021 - \$6,905
For the period July 1, 2021 to June 30, 2022 - \$7,059

the maintenance of a security deposit in the sum of \$7,100 and the insurance shall be the amount of One Million Dollars (1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#6 In the matter of a proposed revocable consent authorizing The Vilcek Foundation, Inc. to construct, maintain and use a snowmelt system in the north sidewalk of East 70th Street, west of Madison Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of approval by the Mayor to June 30, 2023 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the approval date to June 30, 2013 - \$2,000/annum.

For the period July 1, 2013 to June 30, 2014 - \$2,056
For the period July 1, 2014 to June 30, 2015 - \$2,112
For the period July 1, 2015 to June 30, 2016 - \$2,168
For the period July 1, 2016 to June 30, 2017 - \$2,224
For the period July 1, 2017 to June 30, 2018 - \$2,280
For the period July 1, 2018 to June 30, 2019 - \$2,336
For the period July 1, 2019 to June 30, 2020 - \$2,392
For the period July 1, 2020 to June 30, 2021 - \$2,448
For the period July 1, 2021 to June 30, 2022 - \$2,504
For the period July 1, 2022 to June 30, 2023 - \$2,560

the maintenance of a security deposit in the sum of \$2,600 and the insurance shall be in the amount of One Million Dollars (\$1,000,000) per occurrence, and two Million Dollars (\$2,000,000) aggregate.

m8-29

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

CITYWIDE PURCHASING

■ NOTICE

The Department of Citywide Administrative Services, Office of Citywide Purchasing is currently selling surplus assets on the internet. Visit <http://www.publicsurplus.com/sms/nycdcas.ny/browse/home>. To begin bidding, simply click on 'Register' on the home page. There are no fees to register. Offerings may include but are not limited to: office supplies/equipment, furniture, building supplies, machine tools, HVAC/plumbing/electrical

equipment, lab equipment, marine equipment, and more. Public access to computer workstations and assistance with placing bids is available at the following locations:

- DCAS Central Storehouse, 66-26 Metropolitan Avenue, Middle Village, NY 11379
- DCAS, Office of Citywide Purchasing, 1 Centre Street, 18th Floor, New York, NY 10007.

jy24-d1

POLICE

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

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

Recovered, lost, abandoned property, property obtained from prisoners, emotionally disturbed, intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves.

Motor vehicles, boats, bicycles, business machines, cameras, calculating machines, electrical and optical property, furniture, furs, handbags, hardware, jewelry, photographic equipment, radios, robes, sound systems, surgical and musical instruments, tools, wearing apparel, communications equipment, computers, and other miscellaneous articles.

INQUIRIES

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

FOR MOTOR VEHICLES

(All Boroughs):

- * Springfield Gardens Auto Pound, 174-20 North Boundary Road, Queens, NY 11430, (718) 553-9555
- * Erie Basin Auto Pound, 700 Columbia Street, Brooklyn, NY 11231, (718) 246-2030

FOR ALL OTHER PROPERTY

- * Manhattan - 1 Police Plaza, New York, NY 10038, (646) 610-5906.
- * Brooklyn - 84th Precinct, 301 Gold Street, Brooklyn, NY 11201, (718) 875-6675.
- * Bronx Property Clerk - 215 East 161 Street, Bronx, NY 10451, (718) 590-2806.
- * Queens Property Clerk - 47-07 Pearson Place, Long Island City, NY 11101, (718) 433-2678.
- * Staten Island Property Clerk - 1 Edgewater Plaza, Staten Island, NY 10301, (718) 876-8484.

j1-d31

PROCUREMENT

"Compete To Win" More Contracts! Thanks to a new City initiative - "Compete to Win" - the NYC Department of Small Business Services offers a new set of FREE services to help create more opportunities for minority and women-owned businesses to compete, connect and grow their business with the City. With NYC Construction Loan, Technical Assistance, NYC Construction Mentorship, Bond Readiness, and NYC Teaming services, the City will be able to help even more small businesses than before.

- Win More Contracts at nyc.gov/competetowin

"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

■ SOLICITATIONS

Goods

AUTO BODY AND CHASSIS REPAIR SERVICES, CITYWIDE – Other – PIN# 857PS1300455 – DUE 05-29-13 AT 1:30 P.M. – Pre-Solicitation Conference for the above mentioned commodity will be held on May 29, 2013 at 1:30 P.M. at 1 Centre Street, New York, NY 10028, 18th Floor Pre-Bid Conference Room. A copy of the bid can be downloaded from the City Record Online site at <http://a856-internet.nyc.gov/nycvendoronline/home.asp>. Enrollment is free. Please review attached solicitation and specification prior to attending the meeting.

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, OCP, 1 Centre Street, 18th Floor, New York, NY 10007.
 Masha Rudina (212) 669-4098; Fax: (212) 313-3209;
mrudina@dcas.nyc.gov

m13

CITYWIDE PURCHASING

■ SOLICITATIONS

Services (Other Than Human Services)

PUBLIC SURPLUS ONLINE AUCTION – Other – PIN# 0000000000 – DUE 12-31-14.

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, 66-26 Metropolitan Avenue, Queens Village, NY 11379.
 Donald Lepore (718) 417-2152; Fax: (212) 313-3135;
dlepore@dcas.nyc.gov

s6-f25

MUNICIPAL SUPPLY SERVICES

■ VENDOR LISTS

Goods

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: Mr. Edward Andersen, Procurement Analyst, Department of Citywide Administrative Services, Office of Citywide Procurement, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-8509.

j2-d31

CORRECTION

CENTRAL OFFICE OF PROCUREMENT

■ SOLICITATIONS

Services (Other Than Human Services)

INMATE PHONE SYSTEM – Competitive Sealed Proposals – PIN# 072201315MIS – DUE 06-18-13 AT 12:00 P.M. – <http://www.nyc.gov/html/doc/html/contracting/contracting.shtml>

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

Department of Correction, The Bulova Corporate Center, 75-20 Astoria Blvd., Suite 160, East Elmhurst, NY 11370.
 Shaneza Shinath (718) 546-0684; Fax: (718) 278-6218;
shaneza.shinath@doc.nyc.gov

m13

DESIGN & CONSTRUCTION

■ SOLICITATIONS

Construction / Construction Services

RESIDENT ENGINEERING INSPECTION SERVICES – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502013SE0029P – DUE 06-11-13 AT 4:00 P.M. – SE818, for the Construction of Sanitary and Storm Sewers, Water Mains, Appurtenances and Best Management Practice Structure in Sheldon Avenue, Borough of Staten Island. All qualified and interested firms are advised to download the Request for Proposal at <http://ddcftp.nyc.gov/rfpweb/> from May 14, 2013 or contact the person listed for this RFP. The contract resulting from this Request for Proposal will be subjected to Local Law 129 of 2005, Minority Owned and Women Owned Business Enterprise (M/WBE) program. The submission date is indicated above.

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 Design and Construction, 30-30 Thomson Avenue, 4th Floor, Long Island City, NY 11101. Hemwattie Roopnarine (718) 391-1375; Fax: (718) 391-1807; Ramnarah@ddc.nyc.gov

m13

EDUCATION

CONTRACTS AND PURCHASING

■ SOLICITATIONS

Goods

JOB ORDER CONTRACT FOR AUDITORIUM CURTAINS AND DRAPES – Competitive Sealed Bids – PIN# B2297040 – DUE 06-10-13 AT 4:00 P.M. – Contract is intended to provide for repair, replacement and/or installation, of Auditorium Curtains and Drapes. If you cannot download this BID, please send an e-mail to VendorHotline@schools.nyc.gov with the BID Number and title in the subject line of your e-mail. For all questions related to this BID, please send an e-mail to sepstei@schools.nyc.gov with the BID Number and title in the subject line of your e-mail. Bid Opening Date and Time: June 11, 2013 at 11:00 A.M.

There will be a Pre-Bid Conference: Tuesday, May 14, 2013 at 1:30 P.M., at 65 Court Street, 12th Floor, Conference Room 1201, Brooklyn, NY 11201.

The New York City Department of Education (DOE) strives to give all businesses, including Minority and Women-Owned Business Enterprises (M/WBEs), an equal opportunity to compete for DOE procurements. The DOE's mission is to provide equal access to procurement opportunities for all qualified vendors, including M/WBEs, from all segments of the community. The DOE works to enhance the ability of M/WBEs to compete for contracts. DOE is committed to ensuring that M/WBEs fully participate in the procurement process.

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 Education, 65 Court Street, Room 1201, Brooklyn, NY 11201. Vendor Hotline (718) 935-2300; vendorhotline@schools.nyc.gov

m13

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

■ SOLICITATIONS

Goods & Services

DISH NETWORK SERVICE – Competitive Sealed Bids – PIN# 15511300012 – DUE 05-31-13 AT 2:02 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.

Sea View Hospital, 460 Brielle Avenue, Room 134, Staten Island, NY 10314. Pedro Irizarry (718) 317-3375; Fax: (718) 980-1021; pedro.irizarry@seaviewst.nychhc.org

m13

MATERIALS MANAGEMENT

■ SOLICITATIONS

Goods

STERIS STERILIZATION EQUIPMENT AND SUPPLIES – Competitive Sealed Bids – PIN# 033-0031 – DUE 05-20-13 – This is a direct contract with a manufacturer.

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

Health and Hospitals Corporation, 346 Broadway, 5th Floor, Room 516, New York, NY 10013-3990.
 Boris Goltzman (212) 442-8345; boris.goltzman@nychhc.org

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HUMAN RESOURCES ADMINISTRATION

■ INTENT TO AWARD

Human / Client Services

MEDICAL REVIEW AND ASSESSMENT SERVICES – Negotiated Acquisition – PIN# 06913H085101 – DUE 05-14-13 AT 2:00 P.M. – HRA intends to award the contract to the following vendor:

New York County Health Services Review Organization (NYCHSRO)
 PIN: 06913H085101/EPIN: 06907X0026CNVN003
 Contract Amount: \$5,179,211.00

A Negotiated Acquisition Extension (NAE) with New York County Health Service Review Organization (NYCHSRO) that will allow HRA to continue to use the vendor to conduct mandated medical review and assessment services of Medicaid home care clients while the State continues the transition of HRA Clients to managed care and managed long term care programs.

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

Human Resources Administration, 180 Water Street, 14th Floor, New York, NY 10038.
 Barbara Beirne (929) 221-6348; Fax: (212) 331-5993;
beirneb@hra.nyc.gov

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OFFICE OF THE MAYOR

CRIMINAL JUSTICE COORDINATOR'S OFFICE

■ SOLICITATIONS

Human / Client Services

COURT-BASED INTERVENTION AND RESOURCE TEAMS (CIRT) – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 00213N0004 – DUE 06-19-13 AT 4:00 P.M. – The Criminal Justice Coordinator's Office ("CJC") and the Department of Health and Mental Hygiene ("DOHMH") are jointly seeking application(s) from qualified vendors to develop one or more of five (5) Court-based Intervention Teams ("CIRT"), one in each borough. Each CIRT will provide client advocacy, community-based supervision and case management services for inmates in the New York City Department of Correction (DOC) custody presenting with mental health issues and assessed as posing low to moderate flight and recidivism risks and who meet the eligibility criteria for either pre-trial supervision or post-dispositional alternative-to-incarceration services. Each CIRT would serve both misdemeanor and felony-level defendants under four distinct tracks designed to provide a graduated level of supervision and case management services either during the pendency of the criminal case (pre-disposition ATD) or as a condition of sentence (ATI).

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.

Mayor's Office, 1 Centre Street, Room 1012N, New York, NY 10007. Phone: (212) 788-6810; Fax: (212) 312-0824; mveloz@cityhall.nyc.gov; cjcdohmh@cityhall.nyc.gov

m10-20

PARKS AND RECREATION

CONTRACTS UNIT

SOLICITATIONS

Goods & Services

MAINTENANCE AND REPAIR OF EXERCISE EQUIPMENT AT VARIOUS RECREATION CENTERS, MANHATTAN – Competitive Sealed Bids – PIN# 84613B0037 – DUE 05-28-13 AT 3:00 P.M.
MAINTENANCE AND REPAIR OF FITNESS EQUIPMENT, BK., BX., Q., AND S.I. – Competitive Sealed Bids – PIN# 84613B0036 – DUE 05-28-13 AT 3:30 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.
 Parks and Recreation, 24 West 61st Street, 3rd Fl., NY, NY 10023. Engjell Lleshi (212) 830-7987; Fax: (212) 830-7962; engjell.lleshi@parks.nyc.gov

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AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

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.

ADMINISTRATION FOR CHILDREN'S SERVICES

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held at the Administration for Children's Services, 150 William Street, 9th Floor, Room 9J-2, Borough of Manhattan, on **May 24, 2013** commencing at 10:00 A.M. on the following:

IN THE MATTER of one (1) proposed negotiated acquisition extension between the Administration for Children's Services of the City of New York and the contractor listed below, for the provision of Face-to-Face On Call Interpretation Services. The term of the contract will be from October 1, 2012 to September 30, 2013.

CONTRACTOR/ADDRESS

1) Geneva Worldwide Inc.
 256 West 38th Street, 10th Floor, New York, NY 11018
E-PIN# 06807B0026CNVN002 Amount \$ 1,116,852.00

The proposed contractor has been selected by means of a Negotiated Acquisition Extension, pursuant to Section 3-04 (b)(2)(iii) of the Procurement Policy Board Rules.

A copy of the draft contract is available for inspection at the New York City Administration for Children's Services, Office of Procurement, 150 William Street, 9th Floor, Borough of Manhattan, on business days from **May 13, 2013 through May 24, 2013**, exclusive of holidays, between the hours of 10:00 A.M. and 4:00 P.M. Please contact Hazel Harber of the Office of Procurement at (212) 676-8811 to arrange a visitation.

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AGENCY RULES

TRANSPORTATION

NOTICE

Notice of Adoption of rules relating to confirmation numbers for street opening permits on protected streets.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE Commissioner of Transportation by Section 1043 of the New York City Charter, subdivision (b) of Section 2903 of the New York City Charter, Title 19 of the Administrative Code of the City of New York, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Department of Transportation hereby adopts the amendments to Section 2-11 of Chapter 2 of Title 34 of the Official Compilation of the Rules of the City of New York, the Highway Rules.

This rule was first published on March 21, 2013, and a public hearing was held on April 23, 2013. This rule shall take effect 30 days from the date hereof.

New material is indicated by underlining; deleted material is in brackets [].

STATEMENT OF BASIS AND PURPOSE

The Commissioner of the New York City Department of Transportation (DOT) is authorized to promulgate rules regarding parking and traffic operations in the City pursuant to Section 2903(b) of the New York City Charter.

The purpose of the rule is to clarify the requirement that a permittee who has obtained a street opening permit on a protected street must also obtain a confirmation number

prior to the expiration of such permit, and provide guidance on the process for obtaining the confirmation number. This process will provide the permittee with an opportunity to update the Department regarding the status of any work on a protected street.

The rule will achieve this goal by:

- Requiring all permittees who have obtained a street opening permit on a protected street to also obtain a confirmation number,
- Updating the information of how to obtain a confirmation number, and
- Providing guidance on when permittees should obtain a confirmation number, specifically permittees planning to engage in restoration work on a protected street.

Background

In 2011, an amendment to Section 2-11(f)(4) of Title 34 of the Rules of the City of New York was adopted. The amendment requires every permittee who obtains a protected street opening permit to also obtain a confirmation number from the Department. In an effort to clarify this requirement, the Department is amending Sections 2-11(f)(2) and 2-11(f)(4)(i) of Title 34 of the Rules of the City of New York. With this amendment the Department is seeking to explain the conditions associated with protected street opening permits and make clear that a confirmation number is required for each protected street permit obtained.

New text is underlined, and deleted material is in [brackets].

“Shall” and “must” denote mandatory requirements and may be used interchangeably in the rules of this office, unless otherwise specified or unless the context clearly indicates otherwise.

§1. Section 2-11(f)(2) of Title 34 of the Rules of the City of New York is amended to read as follows:

(2) Conditions.

- (i) Permittees shall be responsible for contacting the Department of Design and Construction to determine whether a street is scheduled to be rebuilt under a street reconstruction project. Notwithstanding the foregoing provision, a permittee performing emergency work need not contact such Department.
- (ii) A permittee who has obtained a street opening permit on a protected street must also obtain a confirmation number for each such permit, prior to the expiration of the permit. The permittee must request and obtain such confirmation number through the Department's website (www.nyc.gov/dot) or other Department-approved method. A permittee commencing restoration work on a protected street must also request and obtain such confirmation number subject to the additional requirements contained in §2-11(f)(4)(i) of these rules.

§2. Section 2-11(f)(4)(i) of Title 34 of the Rules of the City of New York is amended to read as follows:

(4) Restorations.

- (i) No backfill of any opening or excavation on a protected street shall be performed unless the permittee [notifies] who has obtained a street opening permit also obtains a confirmation number notifying the Department of such restoration work. The permittee must obtain such confirmation number at least two hours prior to the scheduled start time for the backfill except as otherwise authorized by the Commissioner. [All notifications for any restoration phase on protected streets must be made through the Department's web site (www.nyc.gov/dot). Such notifications will result in the generation of a confirmation number, which is required for every protected street opening permit obtained.] The permittee must request and obtain such confirmation number pursuant to §2-11(f)(2)(ii) of these rules. In no case shall the permittee commence the backfill prior to the scheduled start time. [For the base and wearing course, the permittee shall fax] In addition, during the backfill and compaction phase of the work, the permittee must provide, on site, a certified compaction technician from an approved laboratory to test that the compaction of the backfill is in accordance with the Department's rules and specifications. No base or wearing course of any opening or excavation on a protected street shall be performed unless the permittee obtains a separate and additional confirmation number pursuant to §2-11(f)(2)(ii) of these rules or faxes its daily paving schedule to the Department prior to commencing work. [In addition, during the backfill and compaction phase of the work, permittees must provide, on site, a certified compaction tester from an approved laboratory or a licensed certified tester to test that the compaction of the backfill is in accordance with the Department's rules and specifications.]

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SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

FLEET

NOTICE

NYC VEHICLE AND EQUIPMENT SHOW

There will be a Vehicle and Equipment Show held on Thursday, May 30, at the Unisphere in Flushing Meadows Corona Park, Queens, from 9:00 A.M. to 2:00 P.M. The show is free to all exhibitors and attendees and is open to the public. Current and prospective fleet related vendors are invited to register to exhibit at the show. To obtain more information or to request an Exhibitor Registration Form, please contact the Department of Citywide Administrative Services, Fleet Line of Service at (212) 386-0377.

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FIRE

NYC FIRE DEPARTMENT FIREFIGHTERS' VARIABLE SUPPLEMENTS FUND

NOTICE

New York City Fire Department Firefighters' Variable Supplements Fund

Financial Statements as of and for the Years Ended June 30, 2012 and 2011, and Independent Auditors' Report

Deloitte.

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

INDEPENDENT AUDITORS' REPORT

To the Board of Trustees of the New York City Fire Department Firefighters' Variable Supplements Fund

We have audited the accompanying statements of plan net assets of the New York City Fire Department Firefighters' Variable Supplements Fund (the "Plan") as of June 30, 2012 and 2011, 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, the financial statements referred to above, present fairly, in all material respects, the net assets of the Plan as of June 30, 2012 and 2011, 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.

Accounting principles generally accepted in the United States of America require that the Management's Discussion and Analysis on pages 2 through 5 be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Deloitte & Touche LLP
 October 26, 2012

NEW YORK CITY FIRE DEPARTMENT FIREFIGHTERS' VARIABLE SUPPLEMENTS FUND

MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED) JUNE 30, 2012 AND 2011

This narrative discussion and analysis of the New York City Fire Department Firefighters' Variable Supplements Fund's (the "Fund" or the "Plan"), financial performance provides an overview of the Plan's financial activities for the fiscal years ended June 30, 2012 and 2011. It is meant to assist the reader in understanding the Plan's financial statements by providing an overall review of the financial activities during the two years and the effects of significant changes, as well as a comparison with the prior years' activity and results. This discussion and analysis is intended to be read in conjunction with the Plan's financial statements, which begin on page 6.

OVERVIEW OF BASIC FINANCIAL STATEMENTS

The following discussion and analysis are intended to serve as an introduction to the basic financial statements. The basic financial statements are:

- **The Statement of Plan Net Assets** — presents the financial position of the Plan at each 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 results of activities during the fiscal 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 (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 (GASB) Pronouncements.

FINANCIAL HIGHLIGHTS

As of June 30, 2012, the Plan's net assets held in trust for pension benefits decreased by \$ 41.3 million (9.4%) to \$397.4 million compared to Plan net assets for fiscal year 2011. The decrease for fiscal year 2012 can be attributed to net investment income of \$7.3 million, which was offset by benefit payments totaling \$48.6 million. In addition, during the period a net depreciation in fair value of the Plan's investment portfolio, primarily the decrease in value of equity investments, served to reduce the amount of net investment income reported.

As of June 30, 2011, the Plan's net assets held in trust for pension benefits increased by \$53.2 million (13.8%) to \$438.7 million compared to Plan net assets for fiscal year 2010. The increase for fiscal year 2011 can be attributed to the net appreciation in the fair value of the Plan's investment portfolio, primarily due to the increase in value of equity investments.

As of June 30, 2010, the Plan's net assets held in trust for pension benefits increased by \$101.0 million, an increase of 53.3% compared to the net investment gain of \$65.9 million, recorded in fiscal year 2010. The gain for fiscal year 2010 can be attributed to the net appreciation in the fair value of the Plan's investment portfolio, primarily due to the net depreciation in the fair value of the Plan's investment portfolio.

Changes in Plan Net Assets Years Ended June 30, 2012, 2011, and 2010 (In thousands)	2012	2011	2010
Net investment income (loss)	\$ 7,275	\$ 101,022	\$ 65,939
Benefit payments and withdrawals	48,613	47,793	50,507
Net increase (decrease)	(41,338)	53,229	15,432
Plan net assets held in trust for benefits: Beginning of year	438,689	385,460	370,028
End of year	\$ 397,351	\$ 438,689	\$ 385,460

For fiscal year ended June 30, 2012, the Plan had a net investment gain of \$7.3 million, this amount was however a decrease of 92.8% as compared to the net investment gain of \$101.0 million, recorded in fiscal year 2011. The gain for fiscal year 2012 can be attributed to the excess of interest and dividends received over the net depreciation in the fair value of the Plan's investment portfolio.

For fiscal year ended June 30, 2011, the Plan had a net investment gain of \$101.0 million, an increase of 53.3% compared to the net investment gain of \$65.9 million, recorded in fiscal year 2010. The gain for fiscal year 2011 can be attributed to the net appreciation in the fair value of the Plan's investment portfolio, primarily due to the increase in value of equity investments.

Benefit payments and withdrawals for fiscal year 2012 totaled \$48.6 million, an increase of 1.7% over benefit payments and withdrawals reported in fiscal year 2011. Benefit payments and withdrawals for fiscal year 2011 totaled \$47.8 million, a decrease of 5.3%, compared to benefit payments and withdrawals reported in fiscal year 2010. Changes in benefits paid can be attributed to the change in the number of eligible retirees on payroll and the effects of the automatic cost of living adjustment (COLA) offset legislation (expired for certain eligible retirees in January 2007), which remains in effect for other retirees. The legislation allows for COLA amounts paid by the Fire Pension Fund to offset and reduce benefit payments made by the Variable Supplements fund to certain eligible retirees.

PLAN NET ASSETS

For fiscal year 2012, the Plan's net assets held in trust for benefits decreased by 9.4% to \$397.4 million, compared to Plan net assets in fiscal year 2011. The decrease for fiscal year 2012 can be attributed to net investment income of \$7.3 million, which was offset by benefit payments totaling \$48.6 million. In addition, during the period a net depreciation in fair value of the Plan's investment portfolio, primarily the decrease in value of equity investments, served to reduce the amount of net investment income reported.

For fiscal year 2011, the Plan's net assets held in trust for benefits increased to \$438.7 million or 13.8% compared to Plan net assets in fiscal year 2010. The increase in 2011 can be attributed to the net appreciation in the fair value of the Plan's investment portfolio, primarily due to the increase in value of equity investments.

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

Plan Net Assets June 30, 2012, 2011, and 2010 (In thousands)	2012	2011	2010
Cash	\$ 10,674	\$ 10,543	\$ 4,528
Receivables	19,422	7,788	11,674
Investments, at fair value	421,735	471,994	414,050
Collateral from securities lending	41,521	46,129	45,207
Total assets	493,352	536,454	475,459
Accounts payable	-	2	-
Payables for investments purchased	32,526	28,422	20,334
Accrued benefits payable	21,954	23,211	24,458
Payables for securities lending transactions	41,521	46,129	45,207
Total liabilities	96,001	97,764	89,999
Plan net assets held in trust for benefits	\$ 397,351	\$ 438,690	\$ 385,460

FUNDING AND PLAN BENEFITS

The New York City Fire Department Pension Fund (FIRE) is the source of funding for the Plan. For Fiscal Years 2012 and 2011, there were no transfers from FIRE to the Plan.

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 Firefighter and Wiper retirees began receiving the maximum scheduled benefit of \$12,000 in December 2007. Tier B eligible Firefighter and Wiper retirees began receiving the maximum \$12,000 benefit in December 2008. Although cost-of-living increases to the regular pensions have been offsetting all or part of the benefits paid by the Plan, that offset expired January 1, 2007 for those retirees who were 62 years of age or older. The offset will expire for each of the remaining and future retirees as they reach age 62. See Note 1 - Plan Description.

The Administrative Code of the City of New York provides that FIRE 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 FIRE exceed what the 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. For further discussion on Funding, refer to the caption "Funding" in the Notes to Financial Statements.

INVESTMENT SUMMARY

Investment Summary June 30, 2012, 2011, and 2010 (In thousands)	2012	2011	2010
Fair Value			
Type of Investment			
Short-term investments	\$ 15,766	\$ 11,240	\$ 15,716
U.S. debt securities	112,810	127,934	116,211
Foreign	378	116	594
U.S. equity securities	207,059	249,345	209,133
Mutual fund	75,636	72,522	61,292
Treasury Inflation protected securities	10,086	10,837	11,104
Collateral from securities lending	41,521	46,129	45,207
Total	\$ 463,256	\$ 518,123	\$ 459,257

INVESTMENTS

The table above summarizes the Plan's investment portfolio including collateral securities lending. Due to the long-term nature of the Plan's liabilities, the Plan's assets are invested with a long-term investment horizon. Assets are invested in a diversified portfolio of capital market securities. Investments in these assets are expected to produce higher returns but are also subject to greater volatility and may produce negative returns. For example, the Russell 3000 index, a broad measure of the United States stock market posted gains of 3.8% in fiscal year 2012, compared to gains of 32.4% in fiscal year 2011. The investment results for fiscal year 2012 were generally consistent with related benchmarks, within asset classes. However, fixed assets posted the most significant gains during the fiscal period. Overall, the Plan's investment portfolio had gains of 2.5% for fiscal year 2012, compared to gains of 24.2% for fiscal year 2011. For the three-year period ended June 30, 2012, the overall rate of return on the Plan's investment portfolio was 13.6%.

CONTACT INFORMATION

This financial report is designed to provide a general overview of the New York City Fire Department Firefighters' Variable Supplements Fund's finances. Questions concerning any data provided in this report or requests for additional information should be directed to Chief Accountant, New York City Fire Pension Fund, 9 Metrotech Center 6W-07-K, Brooklyn, NY 11201-3751.

NEW YORK CITY FIRE DEPARTMENT FIREFIGHTERS' VARIABLE SUPPLEMENTS FUND

**STATEMENTS OF PLAN NET ASSETS
JUNE 30, 2012 AND 2011**

	2012	2011
ASSETS:		
Cash	\$ 10,673,963	\$ 10,542,748
Receivables:		
Accrued interest and dividends receivable	1,497,879	1,618,861
Accounts receivable	301,000	7,000
Receivables from investment securities sold	17,622,789	6,162,229
Total receivables	19,421,668	7,788,090
INVESTMENTS:		
Investments, at fair value (Notes 2 and 3):		
Short-term investments:		
Commercial paper	6,103,512	6,054,119
Short-term investment fund	9,662,691	5,185,510
Debt securities:		
U.S. Treasury notes	62,040,990	79,805,213
Corporate	50,768,836	48,128,541
Foreign	377,596	115,914
Equity securities	207,058,600	249,345,403
Mutual funds — international equity	75,636,466	72,521,866
Treasury inflation-protected securities	10,086,040	10,837,456
Collateral from securities lending transactions (Note 2)	41,520,869	46,128,956
Total investments	463,255,600	518,122,978
Total assets	493,351,231	536,453,816
LIABILITIES:		
Accounts payable	-	2,000
Payable for investment securities purchased	32,526,154	28,421,834
Accrued benefits payable (Note 2)	21,953,209	23,211,233
Securities lending transactions (Note 2)	41,520,869	46,128,956
Total liabilities	96,000,232	97,764,023
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS	\$ 397,350,999	\$ 438,689,793

See notes to financial statements.

NEW YORK CITY FIRE DEPARTMENT FIREFIGHTERS' VARIABLE SUPPLEMENTS FUND

**STATEMENTS OF CHANGES IN PLAN NET ASSETS
YEARS ENDED JUNE 30, 2012 AND 2011**

	2012	2011
ADDITIONS:		
Investment income (Note 2):		
Interest income	\$ 5,428,917	\$ 6,114,996
Dividend income	6,102,532	6,153,426
Net (depreciation) appreciation in fair value of investments	(4,566,293)	88,440,156
Total investment income	6,965,156	100,708,578
Securities lending income	340,570	380,776
Securities lending fees	(31,269)	(67,333)
Net securities lending income	309,301	313,443
Net investment income	7,274,457	101,022,021
DEDUCTIONS — Benefit payments (Note 1)	48,613,251	47,792,551
(DECREASE) INCREASE IN PLAN NET ASSETS	(41,338,794)	53,229,470
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS:		
Beginning of year	438,689,793	385,460,323
End of year	\$ 397,350,999	\$ 438,689,793

See notes to financial statements.

NEW YORK CITY FIRE DEPARTMENT FIREFIGHTERS' VARIABLE SUPPLEMENTS FUND

**NOTES TO FINANCIAL STATEMENTS
YEARS ENDED JUNE 30, 2012 AND 2011**

1. PLAN DESCRIPTION

The New York City ("The City") Fire Department Pension Fund administers both the Firefighters' Variable Supplements Fund (the "Fund" or the "Plan") and the Fire Officers' Variable Supplements Fund (FOVSF). The Fund operates pursuant to the provisions of Title 13, Chapter 3 of the Administrative Code of The City of New York (ACNY) and provides supplemental benefits to retired Firefighters and Wipers from the New York City Fire Department. To be eligible to receive Fund benefits, Firefighters and Wipers must retire, on or after October 1, 1968, and be receiving a service retirement benefit from the New York City Fire Department Pension Fund (FIRE).

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 (CAFR).

The FOVSF 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 these payments are guaranteed by The City, 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, 2011 and 2010, the dates of the Fund's most recent actuarial valuations, the Fund's membership consisted of:

	2011	2010
Retirees currently receiving payments*	3,938	4,020
Active members**	8,132	8,532
Total	12,070	12,552

* This includes all retired Firefighters and Wipers currently receiving payments.

** Represents the number of actively-employed Firefighters and Wipers as of the June 30 valuation dates.

As a result of Chapter 480 of the Laws of 1993 (Chapter 480/93), all Wipers now receive the same benefits as Firefighters and, hereafter for prospective supplemental benefits, the term Firefighters will include Wipers.

The Fund provides a guaranteed schedule of supplemental benefits for Firefighters who retire (or have retired) as Firefighters on service retirement with at least 20 years of service as follows:

a. For those Firefighters who retired from service as Firefighters before July 1, 1988, the annual supplemental 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 Calendar Year 2007. The 1988 benefits included any payments made under the prior program.

For those Firefighters hired before July 1, 1988 and who retire after Calendar Year 1988, the annual benefit payment is the scheduled amount as described above, prorated in the year of retirement and the full amount thereafter.

b. For those who become members of FIRE on or after July 1, 1988, the annual supplemental benefit is \$2,500 for the first 12 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 500 of the Laws of 1995 (Chapter 500/95), as discussed below.

Chapter 500/95 provided that Firefighters who became members of FIRE on and after July 1, 1988 will receive the maximum \$12,000 benefit beginning Calendar Year 2008 and thereafter. In addition, this law permits certain active employees with prior service credit before entering FIRE to utilize their original dates of hire for determining eligibility for benefits from the Fund.

Chapter 404 of the Laws of 1998 (Chapter 404/98) provided that some FIRE members who had dual membership with a prior pension fund at entry into FIRE may be entitled to transfer that prior membership if they meet certain criteria and make proper application for such transfers.

Chapter 216 of the Laws of 2002 (Chapter 216/02) provided that participants of the Fund who retire from FIRE on and after January 1, 2002 with more than 20 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 twentieth year of service (VSF DROP).

In the past, the 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 increases ("Supplementation") or automatic Cost-of-Living Adjustments (COLA) payable from FIRE to retirees of the Fund under legislation enacted after 1988 will reduce benefits payable from the Fund until the later of: (a) age 62, or (b) Calendar Year 2007 (the twentieth year of retirement or January 1, 2008, if earlier, in the case of new members on and after July 1, 1988).

Chapter 119 of the Laws of 1995 (Chapter 119/95) provided additional Supplementation payable from FIRE on and after December 1, 1996 for certain retirees of FIRE effective as enacted by the City Council on October 25, 1995.

Chapter 390 of the Laws of 1998 (Chapter 390/98) provided additional Supplementation payable from FIRE on and after September 1, 1998 (with a second benefit increase commencing September 1, 1999).

Chapter 125 of the Laws of 2000 (Chapter 125/00) provided Supplementation benefits from FIRE for certain retirees who retired before Calendar Year 1997 effective September 2000. In addition, Chapter 125/00 provided future COLA increases from FIRE 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 reported 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 approximates fair value.

Purchases and sales of securities are reflected on the trade date. Gains and losses on the sale 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.

The Plan does not possess an investment risk policy statement nor does it actively manage Plan assets to specified risk targets. Rather, investment risk management is an inherent function of our asset allocation process. Plan assets are diversified over a broad range of asset classes and encompass multiple investment strategies aimed at limiting concentration risk.

Contributions — FIRE is the source of funding for the Fund. Section 13-335 of the ACNY states, among other things, how amounts transferred into the Fund shall be computed.

See Note 4 for more information on funding and for information regarding The City's liability.

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 subsequent calendar year benefit) for the Fiscal Year ending June 30.

Securities Lending Transactions — State statutes and the Fund's 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 owed the borrowers exceeded the amounts the borrowers owed the Fund. The contracts with the plan 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 in these pools have an average maturity of ten years. The securities lending program in which the Fund participates only allows pledging or selling securities in the case of borrower default. Accordingly, the Fund is fully indemnified against any loss of value between the securities lent and the securities held as collateral.

Governmental Accounting Standards Board (GASB) Statement No. 28, *Accounting and Financial Reporting for Securities Lending Transactions*, requires that securities loaned as assets be reported in the statements of plan net assets. Cash received as collateral on securities lending transactions and investments made with that cash are reported as assets. Securities received as collateral are also reported as assets if the government entity has the ability to pledge or sell them without a borrower default. Liabilities resulting from these transactions are also 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, 2012 is \$ 46.4 million. As of balance sheet date the maturities of the investments made with cash collateral on average exceed the maturities of the securities loans by approximately 30 days.

New Accounting Standard Adopted — In fiscal year 2011, the Plan adopted one new statement on financial accounting standards issued by the Governmental Accounting Standards Board ("GASB"). GASB Statement No. 59, *Financial Instruments Omnibus* updates and improves existing standards regarding financial reporting and disclosure requirements of certain financial instruments and external investment pools for which significant issues have been identified in practice. The Plan has determined

that GASB Statement No. 59 will have no impact on the Plan's financial statements as a result of the implementation.

New Accounting Standard Issued but Not Yet Effective— In June of 2012, GASB issued Statement No. 67, *Financial Reporting for Pension Plans*. This Statement establishes financial reporting standards for state and local governmental pension plans, defined benefit pension plans and defined contribution pension plans that are administered through trusts or equivalent arrangements in which: (1) contributions from employers and nonemployer contributing entities to the pension plan and earnings on those contributions are irrevocable (2) pension plan assets are dedicated to providing pensions to plan members in accordance with the benefit terms and (3) pension plan assets are legally protected from the creditors of employers, nonemployer contributing entities, and the pension plan administrator. If the plan is a defined benefit pension plan, plan assets also are legally protected from creditors of the plan members. For defined benefit pension plans, this statement establishes standards of financial reporting for separately issued financial reports and specifies the required approach to measuring the pension liability of employers and nonemployer contributing entities for benefits provided through the pension plan (the net pension liability), about which information is required to be presented. Distinctions are made regarding the particular requirements depending upon the type of pension plan administered. This Statement replaces the requirements of Statement No. 25, *Financial Reporting for Defined Benefit Pension Plans and Note Disclosures for Defined Contribution Plans*, and Statement No. 50, *Pension Disclosures*, as they relate to pension plans that are administered through trusts or equivalent arrangements that meet certain criteria. The requirements of Statements 25 and Statement No. 50 remain applicable to pension plans that are not administered through trusts covered by the scope of this Statement and to defined contribution plans that provide postemployment benefits other than pensions. The provisions of Statement No. 67 are effective for financial statements for fiscal years beginning after June 15, 2013. Earlier application is encouraged. The Plan has not completed the process of evaluating the impact of Statement No. 67 on its financial statements.

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:

- a. Fixed income, equity and other investments may be made as permitted by New York State RSSL §§ 176-178(a) and Banking Law § 235, the New York City Administrative Code, and the Legal Investments for New York Savings Banks list as published by The New York State Banking Department, subject to Note 3(b).
- b. Investments up to 25% of total pension fund assets may be made in instruments not expressly permitted by the State RSSL.

Bank of New York 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*	S&P Quality Ratings									
	AAA	AA	A	BBB	BB	B	CCC & Below	Short term	Not Rated	Total
June 30, 2012										
U.S. Government	-	-	-	-	-	-	-	-	-	-
Corporate bonds	1.95	5.82	9.06	23.28	14.80	16.12	0.89	-	-	57.49
Yankee bonds	-	0.20	0.38	-	-	-	-	-	-	0.58
Short-term:										
Commercial paper	-	-	-	-	-	-	-	9.32	-	9.32
Pooled fund	-	-	-	-	-	-	-	-	12.61	12.61
U.S. Agencies	-	-	-	-	-	-	-	-	-	-
Percent of Rated Portfolio	1.95%	6.02%	9.44%	23.28%	14.80%	16.12%	0.89%	9.32%	18.18%	100.00%

Investment Type*	S&P Quality Ratings									
	AAA	AA	A	BBB	BB	B	CCC & Below	Short term	Not Rated	Total
June 30, 2011										
U.S. Government	-	-	-	-	-	-	-	-	-	-
Corporate bonds	2.56	4.04	11.91	24.61	16.28	18.70	1.72	-	2.14	81.96
Yankee bonds	0.19	-	-	-	-	-	-	-	-	0.19
Short-term:										

Thai Baht	477	660
Nuevo Sol	423	-
Indonesian Rupiah	312	348
Philippines Peso	277	201
Australian Dollar	206	995
Turkish Lira	204	756
Malaysian Ringgit	141	-
Naira	13	-
Polish Zloty	-	561
Norwegian Krone	-	526
Czech Koruna	-	332
Egyptian Pound	-	121
Other	111	-
Singapore Dollar	-	-
Total	\$ 46,375	\$ 60,718

Securities Lending Transactions

Credit Risk — The quality ratings of investments held as collateral for Securities Lending are as follows:

Investment Type and Fair Value of Securities (in thousands)	June 30, 2012	June 30, 2011
AAA	\$ 4,384	\$ 10,054
AA	\$ 10,054	\$ 8,669
A	\$ 638	\$ 638
BBB	\$ -	\$ -
BB	\$ -	\$ -
B	\$ 105	\$ 105
CCC & below	\$ -	\$ -
Not Rated	\$ 1,272	\$ 1,272
Total	\$ 16,453	\$ 21,538

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

Investment Type (in thousands)	Fair Value	Less than one year	One to five years	Six to ten years	More than ten years
June 30, 2012	\$ 16,453	\$ 356	\$ 916	\$ -	\$ -
U.S. Government Corporate bonds	23,588	17,549	6,039	-	-
Yankee bonds	-	-	-	-	-
Short-term:	-	-	-	-	-
Commercial Paper	638	638	-	-	-
Reverse Repurchase Agreements	12,857	12,857	-	-	-
Certificate of Deposits	3,216	3,216	-	-	-
Money market	-	-	-	-	-
Time deposits	-	-	-	-	-
Uninvested	(50)	(50)	-	-	-
Total	\$ 41,521	\$ 34,566	\$ 6,955	\$ 0.00	\$ 0.00
Percent of Securities Lending Portfolio	100.00%	83.25%	16.75%	0.00%	0.00%

4. FUNDING

The ACNY provides that FIRE 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 FIRE exceed what the 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 2012, the excess earnings of FIRE, inclusive of prior year's cumulative deficiencies, are estimated to be equal to zero and, therefore, no transfer is expected to be due from FIRE to the Fund as of June 30, 2012.

For Fiscal Year 2011, the excess earnings of FIRE, inclusive of prior year's cumulative deficiencies, are estimated to be equal to zero and, therefore, no transfer is expected to be due from FIRE to the Fund as of June 30, 2011.

In addition, Chapter 583 of the Laws of 1989 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 plan net assets held in trust for benefits as of June 30, 2011 and June 30, 2010 is as follows (in millions):

	2011 ¹	2010 ¹	2010 ²
Accumulated benefit obligation for:			
Retirees currently receiving benefits	\$ 406.3	\$ 419.2	\$ 364.7
Active employees	141.6	134.3	165.7
Total accumulated benefit obligation ***	547.9	553.5	530.4
Plan net assets held in trust for benefits ***	438.7	385.5	385.5
Unfunded accumulated benefit obligation	\$ 109.2	\$ 168.0	\$ 144.9

5. INVESTMENT ADVISORS

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 for by The City. The Comptroller also provides certain administrative services to the Fund. The Actuary is appointed to be 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. Other administrative services are also provided by The City.

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 FIRE.

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 recently completed study was published by the Hay Group ("Hay"), dated December 2011, and analyzed experience for Fiscal Years 2007 through 2010. Hay made recommendations with respect to the actuarial assumptions and methods based on their analysis.

The previously completed study was published by the Segal Company ("Segal"), dated November 2006, and analyzed experience for Fiscal Years 2002 through 2005. Segal made recommendations with respect to the actuarial assumptions and methods based on their analysis.

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, in part, upon a review of the Segal and Hay studies, the Actuary issued a February 10, 2012 Report entitled "Proposed Changes in Actuarial Assumptions and Methods for Determining Employer Contributions for Fiscal Years Beginning on and After July 1, 2011 for the New York City Fire Department Pension Fund" ("February 2012 Report").

Where required, the Board of Trustees of FIRE adopted those changes to actuarial assumptions that required Board approval. The State Legislature and the Governor were expected to enact prior to June 30, 2012 and are now expected to enact legislation to provide for those changes to the actuarial assumptions and methods that require legislation, including the AIR assumption of 7.0% per annum, net of expenses.

For 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 FIRE.

For actuarial valuations of the Fund beginning June 30, 2011, the Actuary used actuarial assumptions that were adopted during Fiscal Year 2012 by the Board of Trustees of FIRE.

For Fiscal Year 2011 financial reporting purposes, the June 30, 2010 actuarial valuation of the Fund used actuarial assumptions adopted during Fiscal Year 2006 by the Board of Trustees of FIRE. The June 30, 2010 actuarial valuation results for the Fund, based on actuarial assumptions adopted during Fiscal Year 2012 by the Board of Trustees of FIRE, are shown herein for purposes of comparison.

¹ Based on actuarial assumptions adopted by the Board of Trustees of FIRE during Fiscal Year 2012.

² Based on actuarial assumptions adopted by the Board of Trustees of FIRE during Fiscal Year 2006.

* Under the revised actuarial assumptions, the ABO as of June 30, 2010 increased by approximately \$23.1 million.

The June 30, 2011 and the June 30, 2010 ABOs decreased by approximately \$5.3 million, \$6.3 million and \$2.4 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 Plan net assets held in trust for benefits.

For purposes of the June 30, 2011 and the June 30, 2010 actuarial valuations of the Fund, Chapter 125/00 has been taken into account in the determination of the unfunded ABO relative to the Supplemental benefit increases that began Fiscal Year 2001 and to the automatic COLA benefits provided for Fiscal Year 2002 and each future year (Note 1).

Sections 13-384 and 13-394 of the ACNY provide that the Boards of Trustees of the Fund and the FOVS shall adopt, upon the recommendation of the Actuary, actuarial assumptions as to interest rate, mortality of retirees and estimated number of active members of FIRE in service as of each June 30 who will retire for service with 20 or more years of service as Firefighters and Fire Officers, for use in making annual valuations of liabilities.

The following actuarial assumptions represent the recommendations of the Actuary and were used in the actuarial calculations to determine the preceding ABOs as of June 30, 2011 and June 30, 2010, respectively:

	June 30, 2011	June 30, 2010	June 30, 2010
Investment rate of return	7.0% per annum. ^{1,2}	7.0% per annum. ^{1,2}	8.0% per annum. ^{1,3}
Post-retirement mortality	Tables adopted by FIRE during Fiscal Year 2012.	Tables adopted by FIRE during Fiscal Year 2012.	Tables adopted by FIRE during Fiscal Year 2006.
Active service: withdrawal, death, disability	Tables adopted by FIRE during Fiscal Year 2012.	Tables adopted by FIRE during Fiscal Year 2012.	Tables adopted by FIRE during Fiscal Year 2006.
Service retirement	Tables adopted by FIRE during Fiscal Year 2012.	Tables adopted by FIRE during Fiscal Year 2012.	Tables adopted by FIRE during Fiscal Year 2006.
Percentage of all active FIRE members estimated to retire for service with 20 or more years of service as Firefighters	68%	68%	68%
Percentage of all active FIRE Officers estimated to retire for service with 20 or more years of service as Fire Officers	100%	100%	100%
Cost-of-Living Adjustments	1.5% per annum for Tier I and Tier II, 2.5% per annum for Tier III. ¹	1.5% per annum for Tier I and Tier II, 2.5% per annum for Tier III. ¹	1.3% per annum for Tier I and Tier II, 2.5% per annum for Tier III. ¹
Actuarial Asset Valuation Method	Fair Market Value.	Fair Market Value.	Fair Market Value.

¹ Developed assuming a long-term Consumer Price Inflation assumption of 2.5% per year.

² Net of Investment Expenses.

³ Gross of Investment Expenses.

6. RELATED PARTIES

Administrative expenses are paid for by The City. The Comptroller also provides certain administrative services to the Fund. The Actuary is appointed to be 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. Other administrative services are also provided by The City.

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 FIRE.

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 recently completed study was published by the Hay Group ("Hay"), dated December 2011, and analyzed experience for Fiscal Years 2007 through 2010. Hay made recommendations with respect to the actuarial assumptions and methods based on their analysis.

The previously completed study was published by the Segal Company ("Segal"), dated November 2006, and analyzed experience for Fiscal Years 2002 through 2005. Segal made recommendations with respect to the actuarial assumptions and methods based on their analysis.

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, in part, upon a review of the Segal and Hay studies, the Actuary issued a February 10, 2012 Report entitled "Proposed Changes in Actuarial Assumptions and Methods for Determining Employer Contributions for Fiscal Years Beginning on and After July 1, 2011 for the New York City Fire Department Pension Fund" ("February 2012 Report").

Where required, the Board of Trustees of FIRE adopted those changes to actuarial assumptions that required Board approval. The State Legislature and the Governor were expected to enact prior to June 30, 2012 and are now expected to enact legislation to provide for those changes to the actuarial assumptions and methods that require legislation, including the AIR assumption of 7.0% per annum, net of expenses.

For 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 FIRE.

For actuarial valuations of the Fund beginning June 30, 2011, the Actuary used actuarial assumptions that were adopted during Fiscal Year 2012 by the Board of Trustees of FIRE.

For Fiscal Year 2011 financial reporting purposes, the June 30, 2010 actuarial valuation of the Fund used actuarial assumptions adopted during Fiscal Year 2006 by the Board of Trustees of FIRE. The June 30, 2010 actuarial valuation results for the Fund, based on actuarial assumptions adopted during Fiscal Year 2012 by the Board of Trustees of FIRE, are shown herein for purposes of comparison.

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, the financial statements referred to above present fairly, in all material respects, the net assets of the Plan as of June 30, 2012 and 2011, 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.

Accounting principles generally accepted in the United States of America require that the Management's Discussion and Analysis on pages 2 through 5 be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

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INDEPENDENT AUDITORS' REPORT

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

We have audited the accompanying statements of plan net assets of New York City Fire Department Fire Officers' Variable Supplements Fund (the "Plan") as of June 30, 2012 and 2011, 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.

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, the financial statements referred to above present fairly, in all material respects, the net assets of the Plan as of June 30, 2012 and 2011, 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.

Accounting principles generally accepted in the United States of America require that the Management's Discussion and Analysis on pages 2 through 5 be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements is required by the Governmental Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Deloitte & Touche LLP
 October 26, 2012

NEW YORK CITY FIRE DEPARTMENT FIRE OFFICERS' VARIABLE SUPPLEMENTS FUND
MANAGEMENT'S DISCUSSION AND ANALYSIS (UNAUDITED)
JUNE 30, 2012 AND 2011

This narrative discussion and analysis of the New York City Fire Department Fire Officers' Variable Supplements Fund's (the "Fund" or the "Plan"), financial performance provides an overview of the Plan's financial activities for the fiscal years ended June 30, 2012 and 2011. It is meant to assist the reader in understanding the Plan's financial statements by providing an overall review of the financial activities during the two years and the effects of significant changes, as well as a comparison with the prior years' activity and results. This discussion and analysis is intended to be read in conjunction with the Plan's financial statements, which begin on page 6.

OVERVIEW OF BASIC FINANCIAL STATEMENTS

The following discussion and analysis are intended to serve as an introduction to the basic financial statements. The basic financial statements are:

- **The Statement of Plan Net Assets** — presents the financial position of the Plan at each 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 results of activities during the fiscal 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 (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. They 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

For fiscal year 2012, the Plan's net assets held in trust for pension benefits decreased by \$17.0 million (6.2%) to \$255.6 million compared to Plan net assets as of June 30, 2011. The decrease in 2012 can be attributed to net investment income of \$ 4.9 million, which was offset by benefit payments totaling \$22.0 million. In addition, during the period a net depreciation in fair value of the Plan's investment portfolio, primarily the decrease in value of equity investments, served to reduce the amount of net investment income reported.

For fiscal year 2011, the Plan's net assets held in trust for pension benefits increased by \$38.0 million (16.2%) to \$272.6 million compared to Plan net assets as of June 30, 2010. The increase for fiscal year 2011 can be attributed to the net appreciation in the fair value of the Plan's investment portfolio, primarily due to the increase in value of equity investments.

Changes in Plan Net Assets
For the Years Ended June 30, 2012, 2011 and 2010
 (in thousands)

	2012	2011	2010
Net investment income (loss)	\$ 4,916	\$ 58,980	\$ 35,418
Benefit payments and withdrawals	21,986	21,014	22,897
Net increase (decrease)	(17,070)	37,966	12,521
Plan net assets held in trust for benefits:			
Beginning of year	272,644	234,678	222,157
End of year	\$ 255,574	\$ 272,644	\$ 234,678

For fiscal year ended June 30, 2012, the Plan had a net investment gain of \$4.9 million, this amount was however a decrease of 91.7% as compared to the net investment gain of \$59.0 million recorded for fiscal year 2011. The gain for fiscal year 2012 can be attributed to the excess of interest and dividends received over the net depreciation in the fair value of the Plan's investment portfolio.

For fiscal year ended June 30, 2011, the Plan had a net investment gain of \$59.0 million, an increase of 66.7% compared to the net investment gain of \$35.4 million recorded for fiscal year 2010. The gain for fiscal year 2011 can be attributed to the net appreciation in the value fair value of the Plan's investment portfolio, primarily due to the increase in value of equity investments.

Benefit payments and withdrawals for fiscal year 2012 totaled \$22.0 million, a increase of 4.6% compared to benefit payments and withdrawals reported in fiscal year 2011. Benefit payments and withdrawals for fiscal year 2011 totaled \$21.0 million, a decrease of 8.3% compared to benefit payments and withdrawals reported in fiscal year 2010. Changes in benefits paid can be attributed to a change in the number of eligible retirees on payroll and the effects of the automatic cost of living adjustment (COLA) offset legislation (expired for certain eligible retirees in January 2007), which remain in effect for other retirees. The legislation allows for COLA amounts paid by the Fire Pension Fund to offset and reduce benefit payments made by the Variable Supplements fund to certain eligible retirees.

PLAN NET ASSETS

For fiscal year 2012, the Plan's net assets held in trust for benefits decreased by 6.2% to \$255.6 million compared to Plan net assets in fiscal year 2011. The decrease in 2012 can be attributed to net investment income of \$ 4.9 million, which was offset by benefit payments totaling \$22.0 million. In addition, during the period a net depreciation in fair value of the Plan's investment portfolio, primarily the decrease in value of equity investments, served to reduce the amount of net investment income reported.

For fiscal year 2011, the Plan's net assets held in trust for benefits increased by 16.2% to \$272.6 million compared to Plan net assets in fiscal year 2010. The increase in 2011 can be attributed to the net appreciation in the fair value of the Plan's investment portfolio, primarily due to the increase in value of equity investments.

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

Plan Net Assets
June 30, 2012, 2011 and 2010
 (in thousands)

	2012	2011	2010
Cash	\$ 512	\$ 220	\$ 517
Receivables	8,190	11,372	20,638
Investments, at fair value	270,404	297,416	257,143
Collateral from securities lending	27,403	27,237	27,342
Total assets	306,509	336,245	305,640
Accounts payable	383	-	-
Payables for investments purchased	13,265	26,304	33,036
Accrued benefits payable	9,884	10,060	10,584
Payables for securities lending transactions	27,403	27,237	27,342
Total liabilities	50,935	63,601	70,962
Plan net assets held in trust for benefits	\$ 255,574	\$ 272,644	\$ 234,678

FUNDING AND PLAN BENEFITS

The New York City Fire Department Pension Fund (FIRE) is the source of funding for the Plan. For Fiscal Years 2012 and 2011, there were no transfers from FIRE to the Plan.

Plan benefits are paid once a year, in January, 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 July 1, 1988, are under different schedules. Tier A eligible Fire Officer retirees began receiving the maximum scheduled benefit of \$12,000 in January 2008. Tier B eligible Fire Officer retirees began receiving the maximum \$12,000 benefit in January 2009. Although cost-of-living increases to the regular pensions have been offsetting all or part of the benefits paid by the Plan, that offset expired January 1, 2007 for those retirees who are 62 years of age or older. The offset will expire for each of the remaining and future retirees as they reach age 62. See Note 1 — Plan Description.

The Administrative Code of The City of New York provides that FIRE 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 FIRE exceed what the 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. For further discussion on Funding, refer to the caption "Funding" in the Notes to Financial Statements.

INVESTMENT SUMMARY

June 30, 2012, 2011 and 2010
 (in thousands)

Fair Value	2012	2011	2010
Type of investment:			
Short-term investments	\$ 9,905	\$ 16,604	\$ 15,996
U.S. debt securities	66,589	69,514	68,329
U.S. equity securities	135,575	157,120	127,901
Mutual fund-International equity	51,937	46,665	37,894

Mutual fund- TIPS	6,398	7,513	7,023
Collateral from securities lending	27,403	27,237	27,342
Total	\$ 297,807	\$ 324,653	\$ 284,485

INVESTMENTS

The table above summarizes the Plan's investment portfolio including collateral securities lending. Due to the long-term nature of the Plan's liabilities, the Plan's assets are invested with a long-term investment horizon. Assets are invested in a diversified portfolio of capital market securities. Investments in these assets are expected to produce higher returns but are also subject to greater volatility and may produce negative returns. For example, the Russell 3000 index, a broad measure of domestic equity in the United States stock market posted gains of 3.8% in fiscal year 2012, as compared to gains of 32.4% in fiscal year 2011. The investment results for fiscal year 2012 were generally consistent with related benchmarks, within asset classes. However, the most significant gains were posted by the fixed income asset classes during the fiscal period. Over all, the Plan's investment portfolio had gains of 1.9% for fiscal year 2012 compared to the gains of 24.4% for fiscal year 2011. For the three-year period ended June 30, 2012, the overall rate of return on the Plan's investment portfolio was 13.4%.

CONTACT INFORMATION

This financial report is designed to provide a general overview of the New York City Fire Department Fire Officers' Variable Supplements Fund's finances. Questions concerning any data provided in this report or requests for additional information should be directed to Chief Accountant, New York City Fire Pension Fund, 9 Metrotech Center 6W-07-K, Brooklyn, NY 11201-3751.

**NEW YORK CITY FIRE DEPARTMENT
FIRE OFFICERS' VARIABLE SUPPLEMENTS FUND**

**STATEMENTS OF PLAN NET ASSETS
AS OF JUNE 30, 2012 AND 2011**

	2012	2011
ASSETS:		
Cash	\$ 512,378	\$ 220,275
Receivables:		
Accrued interest and dividends receivable	917,860	952,799
Accounts receivable	-	2,000
Receivables from investment securities sold	7,272,254	10,416,872
Total receivables	8,190,114	11,371,671
Investments:		
Investments — at fair value (Notes 2 and 3):		
Short-term investments:		
Commercial paper	5,003,523	13,098,746
Short-term investment fund	4,901,950	3,505,093
Debt securities — U.S. Treasury notes	66,588,792	69,514,249
Equity securities	135,574,970	157,119,530
Mutual funds — international equity	51,936,715	46,664,917
Mutual funds — Treasury inflation protected securities	6,398,046	7,513,001
Collateral from securities lending transactions (Note 2)	27,403,373	27,237,397
Total investments	297,807,369	324,652,933
Total assets	306,509,861	336,244,879
LIABILITIES:		
Accounts payable	382,820	-
Payable for investment securities purchased	13,264,687	26,303,898
Accrued benefits payable (Note 2)	9,884,461	10,059,400
Securities lending transactions (Note 2)	27,403,373	27,237,397
Total liabilities	50,935,341	63,600,695
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS	\$ 255,574,520	\$ 272,644,184

See notes to financial statements.

**NEW YORK CITY FIRE DEPARTMENT
FIRE OFFICERS' VARIABLE SUPPLEMENTS FUND**

**STATEMENTS OF CHANGES IN PLAN NET ASSETS
FOR THE YEARS ENDED JUNE 30, 2012 AND 2011**

	2012	2011
ADDITIONS:		
Investment income (Note 2):		
Interest income	\$ 3,334,925	\$ 3,330,951
Dividend income	4,288,550	4,376,841
Net (depreciation) appreciation in fair value of investments	(2,900,974)	51,091,902
Total investment income	4,722,501	58,799,694
Securities lending income	209,329	218,763
Securities lending fees	(15,912)	(38,319)
Net securities lending income	193,417	180,444
Net investment income	4,915,918	58,980,138
DEDUCTIONS — Benefit payments (Note 1)	21,985,582	21,013,973
(DECREASE) INCREASE IN PLAN NET ASSETS	(17,069,664)	37,966,165
PLAN NET ASSETS HELD IN TRUST FOR BENEFITS:		
Beginning of year	272,644,184	234,678,019
End of year	\$ 255,574,520	\$ 272,644,184

See notes to financial statements.

**NEW YORK CITY FIRE DEPARTMENT
FIRE OFFICERS' VARIABLE SUPPLEMENTS FUND**

**NOTES TO FINANCIAL STATEMENTS
YEARS ENDED JUNE 30, 2012 AND 2011**

1. PLAN DESCRIPTION

The New York City (the "City") Fire Department Pension Fund administers both the Fire Officers' Variable Supplements Fund (the "Fund" or the "Plan") and the Firefighters' Variable Supplements Fund (FFVSF). The Fund operates pursuant to the provisions of Title 13, Chapter 3 of the Administrative Code of the City of New York (ACNY) and provides supplemental benefits to retired Fire Officers (uniformed members of the New York City Fire Department holding the rank of lieutenant or any position of higher rank and all pilots, marine engineers, or assistant marine engineers). To be eligible to receive Fund benefits, Fire Officers must retire, on or after October 1, 1968, and be receiving a service retirement benefit from the New York City Fire Department Pension Fund (FIRE).

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 (CAFR).

The FFVSF 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 these payments are guaranteed by the City, 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, 2011 and 2010, the dates of the Fund's most recent actuarial valuations, the Fund's membership consisted of:

	2011	2010
Retirees currently receiving payments	1,734	1,753
Active members*	2,518	2,548
Total	4,252	4,301

*Represents the number of actively employed Fire Officers as of the June 30 valuation dates.

The Fund provides a guaranteed schedule of supplemental benefits for Fire Officers who retire (or have retired) as Fire Officers on service retirement with at least 20 years of service as follows:

a. A Fire Officer hired before July 1, 1988, who retired for service as a Fire Officer on or after October 1, 1988, and prior to Calendar Year 1993 receives a defined schedule of benefits starting at \$5,000 payable in January 1994 for the Calendar Year 1993 payment. For those who retired during Calendar Year 1993, the annual \$5,000 benefit payment was prorated. The annual benefit increases \$500 each year thereafter to a maximum of \$12,000 for Calendar Year 2007 (payable by January 31, 2008) and thereafter.

For those who were members of FIRE prior to July 1, 1988, and who retire after Calendar Year 1993, the annual benefit payment is the scheduled amount as described above, prorated in the year of retirement and the full amount thereafter.

b. For those who become members of FIRE 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 500 of the Laws of 1998 (Chapter 500/98), as discussed below.

Chapter 500 of the Laws of 1995 permitted certain active employees with prior service credit before entering FIRE to utilize their original date of hire for determining eligibility for benefits from the Fund.

Chapter 500/98 provides that Fire Officers who became members of FIRE on or after July 1, 1998, will receive the maximum \$12,000 benefit beginning Calendar Year 2008 and thereafter.

Chapter 404 of the Laws of 1998 (Chapter 404/98) provided that some FIRE members who had dual membership with a prior pension fund at entry into FIRE may be entitled to transfer that prior membership if they meet certain criteria and make proper application for such transfers.

Chapter 216 of the Laws of 2002 (Chapter 216/02) provided that participants of the Fund who retire from FIRE on and after January 1, 2002, with more than 20 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 State Legislature, in recognition of inflation, has increased retirement benefits to retirees of its public pension systems. Any increase in the amounts of ad-hoc cost-of-living increases ("Supplementation") for automatic Cost-of-Living Adjustments (COLA) payable from FIRE to 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) January 1, 2007 (the twentieth year of retirement or January 1, 2008, if earlier, in the case of new members on and after July 1, 1988).

Chapter 119 of the Laws of 1995 (Chapter 119/95) provided additional benefits for Supplementation payable from FIRE on and after December 1, 1996, for certain retirees of FIRE 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 FIRE on and after September 1, 1998 (with a second benefit increase commencing September 1, 1999).

Chapter 125 of the Laws of 2000 (Chapter 125/00) provided Supplementation benefits from FIRE for certain retirees who retired before Calendar Year 1997 effective September 2000. In addition, Chapter 125/00 provides future COLA increases from FIRE 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 approximates fair value.

Purchases and sales of securities are reflected on the trade date. Gains and losses on the sale 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.

The Plan does not possess an investment risk policy statement nor does it actively manage Plan assets to specified risk targets. Rather, investment risk management is an inherent function of our asset allocation process. Plan assets are diversified over a broad range of asset classes and encompass multiple investment strategies aimed at limiting concentration risk.

Contributions — FIRE is the source of funding for the Fund. Section 13-335 of the ACNY states, among other things, how amounts transferred into the Fund shall be computed.

See Note 4 for more information on funding and for information regarding The City's liability.

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 January 31 or (2) benefits deemed incurred and unpaid (an accrual for a portion of the subsequent January 31 benefit) for the Fiscal Year ending June 30.

Securities Lending Transactions — State statutes and the Fund's 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 owed the borrowers exceeded the amounts the borrowers owed the Fund. The contracts with the plan 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 in these pools have an average maturity of ten years.

The securities lending program in which the Fund participates only allows pledging or selling securities in the case of borrower default. Accordingly, the Fund is fully indemnified against any loss of value between the securities lent and the securities held as collateral.

Governmental Accounting Standards Board (GASB) Statement No. 28, *Accounting and Financial Reporting for Securities Lending Transactions*, requires that securities loaned as assets be reported in the statements of plan net assets. Cash received as collateral on securities lending transactions and investments made with that cash are reported as assets. Securities received as collateral are also reported as assets if the government entity has the ability to pledge or sell them without a borrower default. Liabilities resulting from these transactions are also 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, 2012 is \$32.4 million. As of balance sheet date the maturities of the investments made with cash collateral on average exceeded the maturities of the securities loans by approximately 30 days.

New Accounting Standard Adopted — In fiscal year 2011, the Plan adopted one new statement on financial accounting standards issued by the Governmental Accounting Standards Board ("GASB"). GASB Statement No. 59, *Financial Instruments Omnibus*, updates and improves existing standards regarding financial reporting and disclosure requirements of certain financial instruments and external investment pools for which significant issues have been identified in practice. The Plan has determined that GASB Statement No. 59 had no impact on the Plan's financial statements as a result of the implementation.

New Accounting Standard Issued but Not Yet Effective — In June of 2012, GASB issued Statement No. 67, *Financial Reporting for Pension Plans*. This Statement establishes financial reporting standards for state and local governmental pension plans, defined benefit pension plans and defined contribution pension plans that are administered through trusts or equivalent arrangements in which: (1) contributions from employers and nonemployer contributing entities to the pension plan and earnings on those contributions are irrevocable (2) pension plan assets are dedicated to providing pensions to plan members in accordance with the benefit terms and (3) pension plan assets are legally protected from the creditors of employers, nonemployer contributing entities, and the pension plan administrator. If the plan is a defined benefit pension plan, plan assets also are legally protected from creditors of the plan members. For defined benefit pension plans, this statement establishes standards of financial reporting for separately issued financial reports and specifies the required approach to measuring the pension liability of employers and nonemployer contributing entities for benefits provided through the pension plan (the net pension liability), about which information is required to be presented. Distinctions are made regarding the particular requirements depending upon the type of pension plan administered. This Statement replaces the requirements of Statement No. 25, *Financial Reporting for Defined Benefit Pension Plans and Note Disclosures for Defined Contribution Plans*, and Statement No. 50, *Pension Disclosures*, as they relate to pension plans that are administered through trusts or equivalent arrangements that meet certain criteria. The requirements of Statements 25 and Statement No. 50 remain applicable to pension plans that are not administered through trusts covered by the scope of this Statement and to defined contribution plans that provide postemployment benefits other than pensions. The provisions of Statement No. 67 are effective for financial statements for fiscal years beginning after June 15, 2013. Earlier application is encouraged. The Plan has not completed the process of evaluating the impact of Statement No. 67 on its financial statements.

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. Portfolios other than U.S. Government and related portfolios have credit rating limitations. Non-rated securities are considered to be non-investment grade. The quality ratings of investments, by percentage of the rated portfolio, as described by nationally recognized statistical rating organizations, are as follows:

Investment Type*	S&P Quality Ratings									
	AAA	AA	A	BBB	BB	B	CCC & Below	Short term	Not Rated	Total
June 30, 2012										
U.S. Government	-	-	-	-	-	-	-	-	-	-
Corporate bonds	0.33	3.44	10.59	28.87	13.76	14.22	4.22	-	2.99	78.42
Yankee bonds	-	-	-	0.13	-	-	-	-	-	0.13
Short-term:										
Commercial paper	-	-	-	-	-	-	-	9.64	-	9.64
Pooled fund	-	-	-	-	-	-	-	-	11.81	11.81
U.S. Agencies	-	-	-	-	-	-	-	-	-	-
Percent of rated portfolio	0.33%	3.44%	10.59%	28.87%	13.89%	14.22%	4.22%	9.64%	14.80%	100.00%
June 30, 2011										
U.S. Government	-	-	-	-	-	-	-	-	-	-
Corporate bonds	1.51	3.44	13.50	24.74	15.12	15.69	5.02	-	1.66	80.68
Yankee bonds	-	-	-	-	-	-	-	-	-	-
Short-term:										
Commercial paper	-	-	-	-	-	-	-	10.53	-	10.53
Pooled fund	-	-	-	-	-	-	-	-	8.79	8.79
U.S. Agencies	-	-	-	-	-	-	-	-	-	-
Percent of rated portfolio	1.51%	3.44%	13.50%	24.74%	15.12%	15.69%	5.02%	10.53%	10.45%	100.00%

*U.S. Treasury Bonds, Notes and Treasury-inflation protected securities are obligations of the U.S. government or explicitly guaranteed by the U.S. government and therefore not considered to have credit risk and are not included above.

Custodial Credit Risk — Deposits are exposed to custodial credit risk if they are uninsured and uncollateralized. Custodial credit risk is the risk that, in the event of a failure of the counterparty, the Plan will not be able to recover the value of its investment or collateral securities that are in the possession of an outside party. Investment securities are exposed to custodial credit risk if the securities are uninsured, are not registered in the name of the Plan and are held by either the counterparty or the counterparty's trust department or agent but not in the Plan's name.

Consistent with the Plan's investment policy, the investments are held by the Plan's custodian and registered in the Plan's name.

All of the Plan's deposits are insured and or collateralized by securities held by a financial institution separate from the Plan's depository financial institution.

All of the Plan's securities are held by the Plan's 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. In the investment grade core Fixed Income portfolios duration is limited to a range of -1 to .75 years versus the duration of the benchmark indices. 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 Plan has no formal risk policy. The lengths of investment maturities (in years), as shown by the percent of the rated portfolio, are as follows:

Years to Maturity	Investment Maturities				
	Fair Value	Less Than One Year	One to Five Years	Six to Ten Years	More Than Ten Years
Investment Type June 30, 2012					
U.S. Government Corporate bonds	44.41 %	0.63 %	2.44 %	3.22 %	38.12 %
Yankee bonds	42.57 %	0.28 %	10.60 %	22.20 %	9.49 %
Short-term:					
Commercial paper	0.07 %	-	0.07 %	-	-
Pooled funds	5.23 %	5.23 %	-	-	-
U.S. Agencies	6.41 %	6.41 %	-	-	-
U.S. Treasuries	1.31 %	1.31 %	-	-	-
Percent of rated portfolio	100.00 %	13.86 %	13.11 %	25.42 %	47.61 %

Investment Type June 30, 2011	Investment Maturities				
	Fair Value	Less Than One Year	One to Five Years	Six to Ten Years	More Than Ten Years
U.S. Government Corporate bonds	43.30 %	- %	2.49 %	5.09 %	35.72 %
Yankee bonds	37.42 %	0.02 %	10.02 %	18.91 %	8.47 %
Short-term:					
Commercial paper	4.88 %	4.88 %	-	-	-
Pooled funds	4.07 %	4.07 %	-	-	-
U.S. Agencies	10.33 %	10.33 %	-	-	-
U.S. Treasuries	-	-	-	-	-
Percent of rated portfolio	100.00 %				

Short-term:					
Commercial Paper	252	252	-	-	-
Reverse Repurchase Agreements	10,781	10,781	-	-	-
Certificate of Deposits	1,550	1,550	-	-	-
Money market	-	-	-	-	-
Time deposits	-	-	-	-	-
Uninvested	(37)	(37)	-	-	-
Total	\$27,403	\$23,088	\$ 4,315	\$ -	\$ -
Percent of securities lending portfolio	100.00 %	84.25 %	15.75 %	- %	- %

June 30, 2011	Investment Maturities				
	Fair Value	Less Than One Year	One to Five Years	Six to Ten Years	More Than Ten Years
U.S. Government* Corporate bonds Yankee bonds	\$ - 21,812 -	\$ - 12,906 -	\$ - 8,906 -	\$ - -	\$ - -
Short-term: Commercial paper Reverse repurchase agreements Certificates of deposits Money market Time deposit	280 4,274 822 14 35	280 4,274 822 14 35	- -	- -	- -
Total	\$27,237	\$18,331	\$ 8,906	\$ -	\$ -
Percent of securities lending portfolio	100.00 %	67.30 %	32.70 %	- %	- %

4. FUNDING

The ACNY provides that FIRE 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 FIRE exceed what the 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 2012, the excess earnings of FIRE, inclusive of prior year's cumulative deficiencies, are estimated to be equal to zero and, therefore, no transfer is expected to be due from FIRE to the Fund as of June 30, 2012.

For Fiscal Year 2011, the excess earnings of FIRE, inclusive of prior year's cumulative deficiencies, are estimated to be equal to zero and, therefore, no transfer is expected to be due from FIRE to the Fund as of June 30, 2011.

In addition, Chapter 480 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 of June 30.

A comparison of the ABO as calculated by the Actuary with the Plan net assets held in trust for benefits as of June 30, 2011 and June 30, 2010, follows (in millions):

	2011 ¹	2010 ¹	2010 ²
	(In millions)		
Accumulated benefit obligation for:			
Retirees currently receiving benefits	\$ 170.1	\$ 173.9	\$ 151.6
Active employees	145.8	142.4	177.0
Total accumulated benefit obligation * **	315.9	316.3	328.6
Plan net assets held in trust for benefits ***	272.6	234.7	234.7
Unfunded accumulated benefit obligation	\$ 43.3	\$ 81.6	\$ 93.9

¹ Based on actuarial assumptions adopted by the Board of Trustees of FIRE during Fiscal Year 2012.

² Based on actuarial assumptions adopted by the Board of Trustees of FIRE during Fiscal Year 2006.

* Under the revised actuarial assumptions, the ABO as of June 30, 2010 decreased by approximately \$12.3 million.

The June 30, 2011 and the June 30, 2010 ABOs shown decreased by approximately \$1.3 million, \$1.5 million and \$0.9 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.

For purposes of the June 30, 2011 and the June 30, 2010 actuarial valuations of the Fund, Chapter 125/00 has been taken into account in the determination of the unfunded ABO relative to the Supplemental benefit increases that began Fiscal Year 2001 and to the automatic COLA provided for Fiscal Year 2002 and each future year (Note 1).

Sections 13-384 and 13-394 of the ACNY provide that the Boards of Trustees of the Fund and the FVFSF shall adopt, upon the recommendation of the Actuary, actuarial assumptions as to interest rate, mortality of retirees and estimated number of active members of FIRE in service as of each June 30 who will retire for service with 20 or more years of service as Firefighters and Fire Officers, for use in making annual valuations of liabilities.

The following actuarial assumptions represent the recommendations of the Actuary and were used in the actuarial calculations to determine the preceding ABOs as of June 30, 2011 and June 30, 2010, respectively:

	June 30, 2011	June 30, 2010	June 30, 2010
Investment rate of return	7.0% per annum. ^{1,2}	7.0% per annum. ^{1,2}	8.0% per annum. ^{1,3}
Postretirement mortality	Tables adopted by FIRE during Fiscal Year 2012.	Tables adopted by FIRE during Fiscal Year 2012.	Tables adopted by FIRE during Fiscal Year 2006.
Active service: withdrawal, death and disability	Tables adopted by FIRE during Fiscal Year 2012.	Tables adopted by FIRE during Fiscal Year 2012.	Tables adopted by FIRE during Fiscal Year 2006.

	Tables adopted by FIRE during Fiscal Year 2012.	Tables adopted by FIRE during Fiscal Year 2012.	Tables adopted by FIRE during Fiscal Year 2006.
Service retirement			
Percentage of all active FIRE members estimated to retire for service with 20 or more years of service as Fire Officers	32%	32%	32%
Percentage of all active Fire Officers estimated to retire for service with 20 or more years of service as Fire Officers	100%	100%	100%
Cost-of-living adjustments	1.5% per annum for Tier I and Tier II, 2.5% per annum for Tier III. ¹	1.5% per annum for Tier I and Tier II, 2.5% per annum for Tier III. ¹	1.3% per annum for Tier I and Tier II, 2.5% per annum for Tier III. ¹
Actuarial asset valuation method	Fair market value.	Fair market value.	Fair market value.

¹ Developed assuming a long-term Consumer Price Inflation assumption of 2.5% per year.
² Net of Investment Expenses.
³ Gross of Investment Expenses.

5. INVESTMENT ADVISORS

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 for by The City. The Comptroller provides certain administrative services to the Fund. The Actuary is appointed to be 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. Other administrative services are also provided by The City. 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's net assets or changes in the Plan's net assets. 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 FIRE.

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 recently completed study was published by the Hay Group ("Hay"), dated December 2011, and analyzed experience for Fiscal Years 2007 through 2010. Hay made recommendations with respect to the actuarial assumptions and methods based on their analysis.

The previously completed study was published by the Segal Company ("Segal"), dated November 2006, and analyzed experience for Fiscal Years 2002 through 2005. Segal made recommendations with respect to the actuarial assumptions and methods based on their analysis.

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, in part, upon a review of the Segal and Hay studies, the Actuary issued a February 10, 2012 Report entitled "Proposed Changes in Actuarial Assumptions and Methods for Determining Employer Contributions for Fiscal Years Beginning on and After July 1, 2011 for the New York City Fire Department Pension Fund" ("February 2012 Report").

Where required, the Board of Trustees of FIRE adopted those changes to actuarial assumptions that required Board approval. The State Legislature and the Governor were expected to enact prior to June 30, 2012 and are now expected to enact legislation to provide for those changes to the actuarial assumptions and methods that require legislation, including the AIR assumption of 7.0% per annum, net of expenses.

For 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 FIRE.

For actuarial valuations of the Fund beginning June 30, 2011, the Actuary used actuarial assumptions that were adopted during Fiscal Year 2012 by the Board of Trustees of FIRE.

For Fiscal Year 2011 financial reporting purposes, the June 30, 2010 actuarial valuation of the Fund used actuarial assumptions adopted during Fiscal Year 2006 by the Board of Trustees of FIRE. The June 30, 2010 actuarial valuation results for the Fund, based on actuarial assumptions adopted during Fiscal Year 2012 by the Board of Trustees of FIRE, are shown herein for purposes of comparison.

To: Occupants, Former Occupants, and Other Interested Parties

Property: Address	Application#	Inquiry Period
62 Edgecombe Avenue, Manhattan	35/13	April 1, 2010 to Present
321 West 139th Street, Manhattan	36/13	April 4, 2010 to Present
161 West 126th Street, Manhattan	37/13	April 4, 2010 to Present
163 West 126th Street, Manhattan	38/13	April 4, 2010 to Present
159 West 126th Street, Manhattan	39/13	April 4, 2010 to Present
155 West 126th Street, Manhattan	40/13	April 11, 2010 to Present
157 West 126th Street, Manhattan	42/13	April 11, 2010 to Present
120 West 118th Street, Manhattan	43/13	April 15, 2010 to Present
224 West 79th Street, Manhattan	44/13	April 19, 2010 to Present
269 West 134th Street, Manhattan	45/13	April 18, 2020 to Present
140 West 75th Street, Manhattan	46/13	April 25, 2010 to Present
2532 Creston Avenue, Bronx	47/13	April 25, 2010 to Present
184 Lefferts Place, Brooklyn	48/13	April 30, 2010 to Present

Authority: SRO, Administrative Code §27-2093

Before the Department of Buildings can issue a permit for the alteration or demolition of a single room occupancy multiple dwelling, the owner must obtain a "Certification of No Harassment" from the Department of Housing Preservation and Development ("HPD") stating that there has not been harassment of the building's lawful occupants during a specified time period. Harassment is conduct by an owner that is intended to cause, or does cause, residents to leave or otherwise surrender any of their legal occupancy rights. It can include, but is not limited to, failure to provide essential services (such as heat, water, gas, or electricity), illegally locking out building residents, starting frivolous lawsuits, and using threats or physical force.

The owner of the building identified above has applied for a Certification of No Harassment. If you have any comments or evidence of harassment at this building, please notify HPD at CONH Unit, 100 Gold Street, 6th 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 or (212) 863-8211.

m9-18

POLICE

NOTICE

NOTICE OF EXTENSION OF THE PUBLIC COMMENT PERIOD FOR THE WORLD TRADE CENTER CAMPUS SECURITY PLAN DRAFT ENVIRONMENTAL IMPACT STATEMENT

Project Identification	Lead Agency
CEQR No. 12NYP001M	New York City Police Department
SEQRA Classification: Unlisted	One Police Plaza New York, New York 10038

The comment period for the WTC Security Plan DEIS has been extended from Wednesday, May 8, 2013 to 5:00 P.M. Wednesday, May 22, 2013. Please send comments to:

Assistant Commissioner David Kelly
 Counterterrorism Division
 New York City Police Department
 One Police Plaza, New York, New York 10038
 (646) 610-4557 — WTCEIS@nypd.org

A hard copy of the DEIS is available for public inspection at the Office of Environmental Coordination, 100 Gold Street, 2nd Floor, New York, New York 10038, Robert Kulikowski, Director (212) 788-9956. The online version of the DEIS is available on the NYPD Counterterrorism Bureau's website at: http://www.nyc.gov/html/nypd/html/crime_prevention/counterterrorism.shtml

m6-22

HOUSING PRESERVATION & DEVELOPMENT

NOTICE

REQUEST FOR COMMENT REGARDING AN APPLICATION FOR A CERTIFICATION OF NO HARASSMENT

Notice Date: May 9, 2013

following Contractor, for the provision of Citywide Unarmed Security Guard Services. The term of the contract shall be six (6) months from the date of written notice to commence work.

CONTRACTOR & ADDRESS

Allied Barton Security Services LLC
 229 West 36th Street, 12th Floor, New York, NY 10018
 212-271-0688
 E-PIN 8570600003CNVN002
 Contract Amount \$20,000,000.00

The proposed contractor has been selected by Negotiated Acquisition Extension method, pursuant to Section 3-04(b)(2)(iii) of the Procurement Policy Board Rules. This six (6) month negotiated acquisition extension will insure continuity of services for the City of New York until the new contracts resulting from the Citywide Security Guard RFP are in place.

A draft copy of the proposed contract is available for public inspection at the Department of Citywide Administrative Services, Office of Contracts, 1 Centre Street, 18th Floor North, New York, NY, 10007, from May 13, 2013 to May 20, 2013, Monday to Friday, excluding Holidays, from 10:00 A.M. to 3:00 P.M. Contact Liana Patsuria at (212) 386-0467 or email: lpatsuria@dcas.nyc.gov.

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TRANSPORTATION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Monday, May 20, 2013, at 1 Centre Street, Mezzanine, 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 City University of New York, 535 East 80th Street, New York, NY 10021, for the provision of Investigation of Cracks on the Deck of the 149th Street Bridge over Long Island Rail Road in the Borough of Queens. The contract amount shall be \$150,015.00. Contract term shall be from April 8, 2013 to April 7, 2014. PIN#: 84113QUBR732, E-PIN#: 84113T0003001.

The proposed contractor is with another government, public authority or public benefit corporation, pursuant to Section 1-02 (f)(1) of the Procurement Policy Board Rules.

A draft copy of the proposed contract will be available for inspection by members of the public from May 13, 2013 to May 20, 2013 at the Department of Transportation, Office of the Agency Chief Contracting Officer at 55 Water Street, Room 825, New York, NY 10041.

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CHANGES IN PERSONNEL

POLICE DEPARTMENT FOR PERIOD ENDING 04/26/13						
NAME		NUM	SALARY	ACTION	PROV.	EFF DATE
HIGHTOWER	DENISE	60817	\$35323.0000	RESIGNED	NO	03/29/13
HOPKINS	CLARA	K 71651	\$29217.0000	RESIGNED	NO	04/18/13
HUETHER	RICHARD	A 70210	\$76488.0000	RETIRED	NO	04/13/13
HUFF	ELAINE	70205	\$9.8800	APPOINTED	YES	04/11/13
HUTCHINSON	KIMBERLY	C 71012	\$33162.0000	RESIGNED	NO	04/17/13
JACKSON	JONATHAN	D 70210	\$41975.0000	RESIGNED	NO	04/05/13
JEANTY	CATIA	D 70205	\$12.0500	RESIGNED	YES	04/02/13
JEANTY	JEAN	Y 71651	\$29217.0000	RESIGNED	NO	04/11/13
JOHNSON	KIM	31121	\$49528.0000	PROMOTED	NO	03/28/13
JOHNSON	MARY	E 71012	\$33162.0000	RESIGNED	NO	04/17/13
JUSTINIANO III	WILLIAM	60817	\$35323.0000	APPOINTED	NO	04/15/13
KENNEY	COLLEEN	A 70205	\$9.8800	APPOINTED	YES	04/11/13
KHAN	ANAM	I 71651	\$29217.0000	RESIGNED	NO	04/12/13
KLASS	DIANE	B 31121	\$49528.0000	PROMOTED	NO	03/28/13
KNIGHT	JAMES	M 7021A	\$87278.0000	RETIRED	NO	04/13/13
KNIGHT-WILLIAMS	TRACY	D 31105	\$40224.0000	INCREASE	NO	12/18/12
KONOPELKO	EKATERIN	40526	\$36564.0000	APPOINTED	NO	04/09/13
KOVALL	LAURA	W 31170	\$91543.0000	RESIGNED	YES	04/05/13

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LATE NOTICES

CITYWIDE ADMINISTRATIVE SERVICES

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Monday, May 20, 2013, at 1 Centre Street, Mezzanine, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed Six Month Negotiated Acquisition Extension contract between the City of New York Department of Citywide Administrative Services and the