



"The Brightest and the Best"

VOLUME 16, ISSUE 4

FALL 2005

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GENERAL MEMBERSHIP MEETING DATES

Oct 12th
(Initiation
Ceremony)

Nov 9th
Dec 14
Jan 11
Feb 8
Mar 8

Business Manager's Report



Dear Brothers and Sisters:

By the time you read this, we will be into the fall season with the holidays quickly approaching. We are beginning our second year in office and so much has happened since our last newsletter.

On May 26, 2005, Local 94 hosted the unveiling of the 9/11 Memorial Mural honoring Vito DeLeo, John Griffin, Jr., Charles Magee and David Williams. We were very pleased to have their family members join us that day. We had the pleasure of welcoming General President, Vincent Giblin, and would like to thank him for taking time out of his busy schedule to attend our memorial. This was the first time in Local 94's history that a IUOE General President visited our office. We would also like to thank Larry Silverstein of Silverstein Properties for attending and supporting this event. We appreciate the support of our city and state politicians, our sister and brother locals, the building owners and all of our members who attended. It was a very emotional day for everyone. The mural is displayed outside our union office and is truly magnificent. We are very grateful to the artist Cliff Miller who captured each man so perfectly.

In addition to our regular meeting on June 8, 2005, we had a service awards ceremony for our members who have achieved 25, 30, 35, 40, 45 and 50 years of service. We would like to congratulate all of our brothers who received these awards for their many years of service in Local 94. A special plaque was given to Jim Coffey for his 50 years of service. Even though Jim is retired, he still is an instructor in our school and remains active in all union functions.

We take pride in our Scholarship Fund and all of our children it has helped. Two of the functions which support this fund are the Picnic and Dinner Dance. Our "25th Annual Picnic" was a huge success, with over 2,700 tickets sold. It was a perfect day to have a picnic and everyone had a great time. Our door prize committee once again came through with fabulous gifts for the raffle. The 2005 Scholarship recipients were announced at the picnic. They are: Megan Burke, Brian Downey, Andrew Ginenthal, Irvin Hiralall, James T. Joseph, Kaitlin Large, Lindsey Milazzo, Jaclynn Sinto, Sara Schweizer and Ryan Stephen. Please save Friday, January 13, 2006 for the Tenth Annual Scholarship Dinner Dance held at Russo's on the Bay. Please come honor these children and their proud parents for the outstanding job they have done. All proceeds from these events and the two golf outings benefit the Scholarship Fund and are tax deductible. We hope to see you there.

We celebrated our Annual Memorial Mass at St. Malachy's Church on Friday, September 16th. This Mass honors our four departed brothers from 9/11, as well as our brothers and sisters who have passed away this year. Also on that day we hosted our Friends Helping Friends night at the beautiful landmark Cipriani on 42nd Street (which was formerly the Bowery Savings Bank). The night included a delicious dinner, open bar and a band. There were approximately 500 tickets sold for that evening. Since the inception of this fund in 2001, which was originally formed to help the families of 9/11, it has helped over 70 additional families who have fallen on hard times for various reasons. It only exists because of your generosity and we hope that you continue to help this Fund stay alive for the future.

As all of you are aware, efforts are underway across America to help the victims of Hurricane Katrina. Unfortunately, these victims cannot rely solely on the government for help and support. The International Union of Operating Engineers has established the Hurricane Katrina Relief Fund with a \$1 million contribution for all our brothers and sisters affected by this disaster. You have already received a letter from the International as well as from Local 94, asking for your support to help our fellow members. All of us appreciated the assistance we received from 9/11. Now it is our turn to help others who are in need. Since there are no administrative costs, all of your donations will go directly to IUOE families. We ask that you be as generous as possible. Please send your contributions payable to: **IUOE Hurricane Katrina Relief Fund to: IUOE Local 94, 331-337 West 44th Street, New York, NY 10036 Attention: Diane Macco.** While your contribution is not tax deductible, we hope you will support this humanitarian effort.

In the last newsletter, I reported on the status of the Commercial Health and Benefit Fund ("Fund"). The Trustees of this Fund met on Thursday, September 22, 2005 for their quarterly meeting. The Fund has experienced substantial savings through the changes that the Trustees have instituted, including changes from Magnacare to Empire Blue Cross Blue Shield, as well as changing our prescription benefit manager from Express Scripts to RX Solutions. Unfortunately, even with these savings, the Fund is still experiencing financial hardship. The Trustees will be sending out an RFP to try to consider implementing a new Dental PPO provider. The Trustees have decided to put together

a sub-committee, co-chaired by Jim Berg of the RAB, myself and other Trustees to pursue different avenues for additional savings and revenues. A meeting will be scheduled in the near future to discuss these matters further. As always, I will keep you informed as things progress.

Over the last year, Local 94 has become politically active. The political action team has been involved with the city council, mayor's office, as well as other city politicians. Their goal is to protect our interests in legislation policies with the new building and fire codes. We have established a relationship with Patricia Lancaster, the new Building Commissioner. Several of our delegates and members have been appointed to the review committee on the new building code. Our relationship with the Fire Department has enabled us to be involved with the new practical test for the refrigeration license. These relationships will help maintain the integrity of all our licenses, laws and regulations governing our field. In this past primary election, we endorsed twenty candidates, eighteen were re-elected. As the general election approaches, we will be sending out endorsements for candidates who we believe have labor in their agendas. By being politically active we are making an investment in our future.

PLEASE REMEMBER TO VOTE!

A tentative agreement has been reached with the Department of Education on the school contract. All school members will be receiving a letter shortly to attend a meeting for ratification of the contract. We would like to congratulate Jack Redden and Ray Macco who helped negotiate this contract. Congratulations to Mike Gadaleta who negotiated a new contract with Wyckoff Heights and The Yale Club.

Please join us for our Annual Fall Golf Outing on Friday, October 14, 2005 at Van Cortlandt Park. You may contact either John Kramer or Henry Augustine if you are interested in participating.

At our November membership meeting we will be kicking off our annual Food and Coat Drive. Please bring any canned or packaged goods and coats either to that meeting or see Jack Redden. Our Toys for Tots Drive will also be starting. Please bring unwrapped toys to the December meeting or see Eddie Garcia. Please try to make the holidays special for those who need our help.

We realize that we are asking you to participate and donate money to many different events and charities. There is always a tendency in a large union for the insidious belief that someone else will "fill in the gaps". Please keep in mind that those who are less fortunate need our help.

I would like to wish you and your families a wonderful holiday season!

Faternally yours,




Editor's Corner



Hard Times Ahead

Editor: Thomas Costello

At a recent Trustees meeting, our actuaries confirmed some bad news concerning the Commercial Health Fund. Although the recent adjustments that were made to the fund seemed to slow down the depletion of our money reserve, the experts tell us it will not be enough and that immediate action must be taken. It is news that both you and I would prefer not to hear, but it is a reality that we must face. Before you go pointing fingers or blaming anyone, we ask that you do your own investigation by asking your friends, other union workers, and management groups about their health and benefit coverage and any adjustments they were forced to make. You should come up with the same conclusion that increased health care costs are affecting everyone.

The city and state government officials seem to be doing nothing about the medical and drug industries ripping off the American public. They seem to be making it a non-issue, and once again, it seems like the middle class working person will have to carry the load.

We, the officials of Local 94, will be working hard to come up with some solutions to our immediate health care problems. Please be assured that any decisions that are made will be discussed at a special meeting of which you will be notified about. We ask that our members have patience and understanding during these difficult times.

Protecting Our Industry

Several months ago the New York City Council approved changes to the refrigeration code. This could have been devastating to our industry. By just the stroke of a pen, some of the regulations that protect our livelihood could have been eliminated. After a long review of the new refrigeration code, we were glad to discover that most of the code stayed intact and the changes that were made had no impact on our industry. Since this occurrence, we have realized the importance of being more directly involved in committees and in the political arena. It is also important to know that the New York City Department of Buildings will be revamping the building code. The union has applied for several positions on the advisory committee so we may have direct input on legislation before it goes to the city council and is voted into law. In this newsletter there is a list of political candidates who we believe will support our views and have our best interests in mind. We ask our members to support these candidates and if possible donate time towards their reelection.

Attention Helpers and Mechanics

Over the past few years we have experienced a disturbing trend in our industry whereby companies are upgrading helper or mechanic positions to engineer positions. Most companies feel they can utilize an engineer to perform all the jobs that are required in their building. Two or three long-term helpers and mechanics have recently lost their job due to this new trend. It is important that you realize this and make every effort to safeguard your job by obtaining a CFC and refrigeration license.

Local 94 Gets Political



By Ray Macco
School Delegate

In an effort to be more aggressive in the political arena, your Business Manager, Kuba Brown and the Business Agents of IUOE Local 94, have met with and interviewed many of the candidates seeking political office this year.

We have attended affairs for Eliot Spitzer, New York State Attorney General, and William Thompson, Jr., New York City Comptroller. Additionally, we have met with several New York City Council members who are seeking re-election and first time candidates running for open seats. Many of these council members sit on various committees that control our licenses and affect the work we perform. It is paramount that we be involved with the leaders of this city. During our meetings, we have expressed our grave concerns on many issues such as health care, safety in the work environment and the growth of this great Union.

We have also met with Patricia Lancaster, Commissioner of the New York City Department of Buildings. Commissioner Lancaster toured the IUOE Local 94 Training Center and invited our Business Manager, Kuba Brown, to serve on the New York City Department of Buildings Labor Advisory Committee for New York City Model Code Revision Program. A position which he has gladly accepted.

In addition to the Labor Advisory Committee, IUOE Local 94 Business Agents and members have been nominated to the following committees: **Administrative and Enforcement Committee, Existing Buildings Technical Committee, Fire Protection Technical Committee, Mechanical/HVAC/Boiler Technical Committee, Plumbing Technical Committee, Residential Technical Committee and the Electrical Code Committee.**

We will continue to take an active role in the political arena because we feel it will benefit all of us for the future. I would like to thank all of the members that were able to join us on the steps of City Hall for Comptroller William "Bill" Thompson's announcement of his candidacy for re-election.

We consider those candidates listed below to be friends of Labor and friends of IUOE Local 94.

Thank you for your continued support.

Name	District		Name	District
Joseph Addabbo, Jr.	City Council, Queens District #32		Mellisa Mark-Vivertio	City Council, Manhattan District #8
Yvette D. Clarke	City Council, Brooklyn, District #40		Karen V. Murphy	Supreme Court Justice Nassau/Suffolk
Jon S. Corzine	Governor, New Jersey		Rosie Mendez	City Council, Manhattan District #2
Dan Garodnick	City Council, Manhattan District #4		Annabel Palma	City Council, Bronx District #18
Vincent J. Gentile	City Council, Brooklyn District #43		Christine C. Quinn	City Council, Manhattan District #3
Eric N. Gioia	City Council, Queens District # 26		James Sanders	City Council, Queens District #31
Betsy Gotbaum	Public Advocate		Helen Sears	City Council, Queens District #25
Robert Jackson	City Council, Manhattan District #7		Kendall B. Stewart	City Council, Brooklyn District #45
James Letitia	City Council, Brooklyn, District #35		Thomas Suozzi	Nassau County Executive
James Lappin	City Council, Manhattan District #5		William C. Thompson, Jr.	City Comptroller
			David I. Weprin	City Council, Queens District #23

The Training Center is looking forward to another semester of educating our members. We are currently looking at all of our mandatory units for possible upgrades. Many of our voluntary programs are lacking the enrollment necessary for consistency. The industry is becoming highly technical and requires constant training. We are asking the membership for more involvement. If we do not have classes that can upgrade your skills, you must give us feedback on our curriculum so that we can continue to revamp our program to meet your educational needs.

Recently, Patricia J. Lancaster, Commissioner of New York City Department of Buildings, paid our Training Center a visit. She was very interested in what we do. The NYC Dept. of Bldgs is instrumental in ensuring the safe and lawful use of over 900,000 buildings and properties by enforcing the City's Building Code, Electrical Code, Zoning Resolution, New York State Labor Law and New York State Multiple Dwelling Law. These codes have an effect on our industry and this is the reason for our interest. We have appointed several of our members to participate on their various committees so that we are always informed, and most importantly, we can always have input.

Interest in our Training Program reached the office of the City Comptroller, Mr. Bill Thompson, who took time out of his busy schedule to visit our training facility this summer. With the growing interest in high performance buildings, and Local 94's involvement in providing training in this area, Mr. Thompson showed a genuine interest in our program and what we are planning to do in the future. The fact that we currently have green buildings and we have buildings looking to achieve LEED status really went over well with the city comptroller.

Local 94 would like to congratulate our graduates that worked hard, and were able to pass their examinations. The Training Center held a Graduation Ceremony this past summer. In addition to our local graduates, we would also like to acknowledge our BOMI, SMT, and SMA graduates.

SPRING 2005 SMT GRADUATES

Lyle Austin Terrence M. Kennedy Robert A. O'Conner
Thomas Pantano Keith R. Weisgerber Eugene A. Yazzetti Nicholas J. Spatola

SPRING 2005 SMA GRADUATES

Michael Cofane Thomas F. Hoar

School Workers

It is the responsibility for all employees to report any misconduct that results in an arrest of any kind. As per the Chancellors regulation C-105 "any person employed by or in the Department of Education, or employed by a Department of Education employee to provide services in Department facilities (i.e., custodial helper) who has been arrested and charged with a felony, misdemeanor or violation **must immediately notify OPI and his/her building or office supervisor in writing and provide a copy of the criminal court complaint.** Notification to a supervisor alone does not satisfy this reporting requirement. OPI must be notified separately in writing. Custodial helpers must agree in writing to comply with the terms of this regulation as a condition of eligibility for employment with the Department custodian. Failure to notify should be the subject of appropriate disciplinary action". If you have any questions regarding this matter please contact Ray Macco or Jack Redden at the Union office. All inquiries concerning this regulation should be directed to:

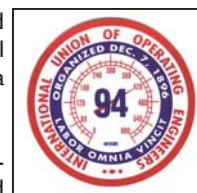
Administrator, Office of Personnel Investigation (OPI)
New York City Department of Education
65 Court Street, Room 223
Brooklyn, NY 11201 718-935-2666/2668 (Telephone) 718-935-4366 (Fax)

Ray Macco

Local 94 and Mount Sinai—WE'LL NEVER FORGET!



We have just passed the fourth anniversary of the attack on the World Trade Center, and folks need to know that people still do care. Local 94 has been participating in the World Trade Center's Medical Monitoring Program at Mount Sinai. The program has just received a shot in the arm by receiving a grant of over \$5 million from the American Red Cross to continue this very important program.



The program has been in place to accept the first responders to the World Trade Center for monitoring purposes. Many problems that affected the workers as a result of their effort's while at Ground Zero have been discovered at Mount Sinai. The recent grant has allowed for follow up visits. Anyone that has participated in the past can now go back for further monitoring. Any individuals that responded or worked around Ground Zero for an extended period of time should take advantage of the program regardless of how you feel. The results will serve as official documents for you as an individual going forward, should any medical problems develop because of your time at Ground Zero.

Anyone interested in attending a screening can contact Mount Sinai at (212) 241-3355 or Tom Hart at (212) 245-7942. Tom has been elected to serve as Chairman of the Labor Advisory Committee for the Mount Sinai Program.

Thomas Hart



Friends Helping Friends

On May 26, 2005 IUOE Local 94 held a 9/11 memorial ceremony unveiling a portrait honoring our four fallen brothers Vito DeLeo, John Griffin, Jr., Charles Magee and David Williams. This portrait memorializes these four heroes as well as all others who lost their lives on September 11, 2001 and must never be forgotten. The five foot square portrait is on permanent display in a window box outside the union office at 331-337 West 44 Street in New York City.

Local 94 Business Manager/President Kuba J. Brown addressed the crowd of over three hundred attendees. Business Manager Brown introduced IUOE General President Vincent J. Giblin and Larry Silverstein CEO and President of Silverstein Properties and owner of the World Trade Center to unveil the portrait. Other guest speakers at the ceremony included IUOE General Vice President and Business Manager/President Local 138 William Duffy, Sr.; President New York City Central Labor Council Brian McLaughlin; New York State AFL-CIO President Dennis Hughes; standing in for NYC Mayor Michael Bloomberg was Commissioner New York City Office of Labor Relations James Hanley; New York State Senator 22nd District Brooklyn Martin Golden; as well as Democratic Mayoral candidates Gifford Miller, Fernando Ferrer and Virginia Fields. All the speakers gave a heartwarming speech which seemed to comfort the DeLeo, Griffin, Magee and Williams families who were in attendance.

We would like to thank the following who attended the ceremony: IUOE Locals 14, 15, 68, 137, 138, 211, 501, 877, 891; Past Regional Director Ted Kulesza; Current Regional Director Bud Evans; New York Hotel Trades Council President Peter Ward; and SEIU Local 32B&J President Michael Fishman. In addition thank you to the following real estate representatives: Jim Berg, President of the R.A.B., American Building Maintenance, Atco Properties, Boston Properties, Fisher Brothers Realty, Brookfield Properties, Cushman & Wakefield, Newmark Realty, Reckson Associates, Kipp & Stawski Management, Silverstein Properties, Paramount Group, Jeffrey Management, Sutton & Edwards, Sage Realty, and Vornado Realty. Thank you to the several New York City Council members who were present. Last but not least thank you to our own Local 94 members who attended the memorial.

Finally, a special thanks to the artist Cliff Miller who did an outstanding job.

Many of you missed another great evening at Cipriani on 42nd Street. If it were not for the generosity of some of our vendors, both the evening and the fund would not have been possible.

It seems the same members are coming out to support the events held by Local 94.

Since its inception, Friends Helping Friends has supported over 70 members in their time of need. This fund was initially first set up to help our members who were unemployed in the "Red Zone" during the months after 9/11.

Now the fund is set up to assist any of our eligible members out of work due to various reasons, who need financial support and have exhausted all of their financial avenues and have no one and no where to turn to for help. This is where you, as a union member, come in. By attending this event at Cipriani, not only can you enjoy an evening of fine food, music, drink and socializing with fellow workers, but all monies made that evening supports Friends Helping Friends. Thanks to the inner workings of Joe Riggio and his staff at 110 East 42nd Street, the owner of Cipriani has made this one of his yearly charities.

Everyone who attends this affair agrees it is a great night. You can't go anywhere else for the price and be wined and dined the entire evening.

The music again this year was provided by one of our own members. Thanks to Marty Czajkowski from 712 5th Ave. He and his band had people dancing all night.

Unfortunately, due to low attendance, the fund is in need of your support. We need you, the membership, to help keep it going. Donations are always accepted (thanks to the crew at 560 Lex for your donation). Thanks to Mike Kovalsky who donated back half of his 50/50 winnings.

I hope you never need it, but it would be great if you could support it, just in case you may need it in the future!

Jack Redden

Organizing

Your help is needed to help us grow. Notify your union delegate of any new buildings being constructed or renovated especially in the outer boroughs.

25th Annual Family Scholarship Picnic

We've come a long way. Our first annual picnic was held in 1981 at the Platzl Brauhaus in Pomona, NY with 370 adults and 114 children enjoying the day. We rented one pavilion and one door prize was awarded. Twenty five years later, it is still being held at the Platzl Brauhaus but the numbers attending have grown to 1,879 adults and 702 children. We rent the entire park, which utilizes all six pavilions. Forty-three door prizes were awarded as well as having ten \$500 50/50 drawing winners.

As you can see by the photographs, it was a wonderful day. The customary gifts and toys were distributed upon entering the park. The day's activities included, but were not limited to, pony rides, miniature golf, amusement rides, petting zoo, races, swimming, volleyball, basketball, softball, and horseshoes. The Platzl Brauhaus did a wonderful job serving delicious food throughout the day.

A special thanks to the following vendors who donated bicycles, televisions, Yankee tickets, DVD players, and IPODs: Supply Corporation; Powertron; RC Industrial; Alternative Maintenance Corporation; and K&S Industries. Thank you to all our members and their spouses who volunteered their time and effort. A very special thanks goes out to the members, companies and contractors who contributed to our picnic journal. The proceeds of the journal go towards the gifts, prizes, entertainment and the Scholarship Fund.

Here's hoping the next twenty-five years will be as successful as the first, and with your continued support, we know it will be.



25th Annual Family Scholarship Picnic Photos



Labor Day Parade

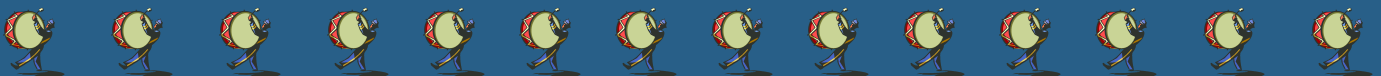


As the labor community continues to deal with the splintering of the AFL-CIO caused at the last convention, New York continues to lead the way for working men and women. This was made clear in this year's Labor Day Parade. Support for a unified labor movement in New York, was evident, regardless of which side of the issue's each respective union was on.

Local 94 turned out in good numbers to support this year's Grand Marshall, Peter Ward of the Hotel Trades Council. Approximately 100 folks from Local 94 marched in solidarity. Our group was comprised of Local 94's Pipe and Drum band, along with members of our newly formed Motor Cycle Club, followed by many members and their families. There were a large number of wives and children that marched in this year's parade.

After we completed marching, we returned to the Union Hall for a good old fashion barbecue. Everyone in attendance had a wonderful day. Thanks for the support!

We look forward to seeing everyone at next year's parade.



Local 94 Member Support Sister Local 832



At the request of our sister Local 832 from Rochester, New York, IUOE Local 94 members handed out over 4,000 leaflets on September 2, 2005 in front of Walgreen's located on 23rd Street and Park Avenue.

The leaflets requested consumers not to shop at Walgreen's due to their policy of using non-union and non-local labor on their construction projects throughout the state.

Future demonstrations will be posted on the IUOE Local 94 web-site.

We want to thank the following IUOE Local 94 members who spent their time leafleting:

Edward Dempsey
Bob McCloskey

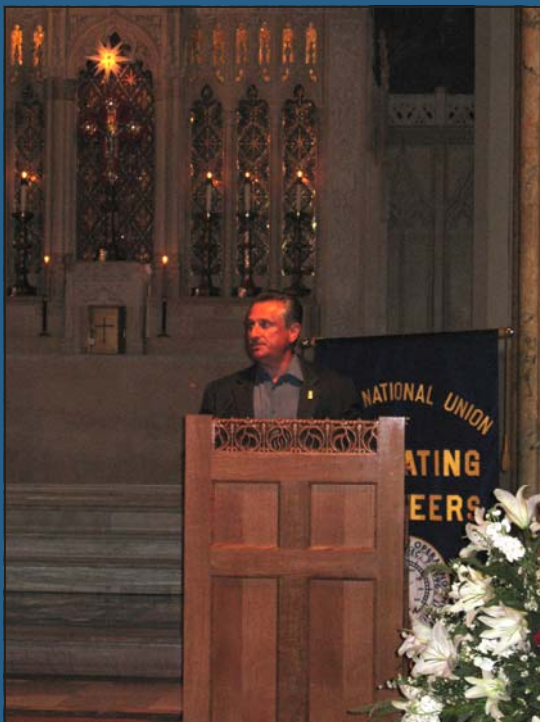
Ed Garcia
Thomas McLenan

Keith Goff
Edward Moravansky

Denis McAteer
Mike Roller

John Kramer

Memorial Mass



On Friday September 9th 2005 Local 94 had a Mass at St. Malachy's Church on West 49th Street in memory of our fallen brothers from September 11, 2001, as well as the brothers we lost in the past year.

In attendance at the Mass were family members of our departed brothers. I would think that it would be a great tribute to our departed brothers to have at least one member from each building in the city, especially the buildings that each deceased member had last worked at. I believe the family members would love to have seen the support and care shown in honor of their loved ones.

I thank the 25 members who took the time from their busy schedule to attend the Mass. I also thank John Hatton from 460 Park Ave for playing the bagpipes at the Mass, and thanks to the office staff at Local 94 and members of the executive board that attended as well.

Maybe next year we can have a better attendance. There is an old saying that I just read somewhere from the movie 1776, "Is there anybody there? Does anybody care?" Think about it!

Jack Redden

SUMMARY ANNUAL REPORT**FOR ANNUITY FD OF THE IUOE LOCAL UNION 94, 94A, 94B AFL-CIO**

This is a summary of the annual report for the ANNUITY FD OF THE IUOE LOCAL UNION 94, 94A, 94B AFL-CIO, EIN 13-6817367, Plan No. 001, for the period January 1, 2004 through December 31, 2004. The annual report has been filed with the Employee Benefits Security Administration, U.S. Department of Labor, as required under the Employee Retirement Income Security Act of 1974 (ERISA).

Basic Financial Statement

Benefits under the plan are provided through a trust fund. Plan expenses were \$16,014,979. These expenses included \$2,097,682 in administrative expenses, \$13,208,654 in benefits paid to participants and beneficiaries, and \$708,643 in other expenses. A total of 7,265 persons were participants in or beneficiaries of the plan at the end of the plan year, although not all of these persons had yet earned the right to receive benefits.

The value of plan assets, after subtracting liabilities of the plan, was \$462,038,554 as of December 31, 2004, compared to \$419,443,541 as of January 1, 2004. During the plan year the plan experienced an increase in its net assets of \$42,595,013. This increase includes unrealized appreciation and depreciation in the value of plan assets; that is, the difference between the value of the plan's assets at the end of the year and the value of the assets at the beginning of the year or the cost of assets acquired during the year. The plan had total income of \$58,609,992 including employer contributions of \$30,743,408, realized losses of \$1,525,649 from the sale of assets, and earnings from investments of \$29,392,233.

Minimum Funding Standards

Enough money was contributed to the plan to keep it funded in accordance with the minimum funding standards of ERISA.

Your Rights To Additional Information

You have the right to receive a copy of the full annual report, or any part thereof, on request. The items listed below are included in that report:

1. an accountant's report;
2. financial information and information on payments to service providers;
3. assets held for investment; and
4. information regarding any common or collective trusts, pooled separate accounts, master trusts or 103-12 investment entities in which the plan participates.

To obtain a copy of the full annual report, or any part thereof, write or call BD OF TRUSTEES ANNUITY FUND OF THE IUOE LCL UNION 94, 94A, 94B AFL-CIO, 331-337 WEST 44TH STREET, NEW YORK, NY 10036, (212) 541-9880.

You also have the right to receive from the plan administrator, on request and at no charge, a statement of the assets and liabilities of the plan and accompanying notes, or a statement of income and expenses of the plan and accompanying notes, or both. If you request a copy of the full annual report from the plan administrator, these two statements and accompanying notes will be included as part of that report.

You also have the legally protected right to examine the annual report at the main office of the plan (BD OF TRUSTEES ANNUITY FUND OF THE IUOE LCL UNION 94, 94A, 94B AFL-CIO, 331-337 WEST 44TH STREET, NEW YORK, NY 10036) and at the U.S. Department of Labor in Washington, D.C., or to obtain a copy from the U.S. Department of Labor upon payment of copying costs. Requests to the Department should be addressed to: Public Disclosure Room, Room N1513, Employee Benefits Security Administration, U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20210.

M.A.P.

IUOE Local 94 has a Members Assistance Program (M.A.P.) to help anyone with questions about addiction. Meetings are conducted by Eddie Garcia and Bobby Zimmer from 4:30 p.m. to 5:30 p.m. in the Training Fund on the same days as the General Membership Meeting. All meetings are strictly confidential.

SUMMARY ANNUAL REPORT**FOR HEALTH & BENEFIT TRUST FUND OF THE I.U.O.E. LOCAL 94, 94A, 94B, AFL-CIO**

This is a summary of the annual report of the HEALTH & BENEFIT TRUST FUND OF THE I.U.O.E. LOCAL 94, 94A, 94B, AFL-CIO, EIN 13-6674743, Plan No. 501, for the period January 1, 2004 through December 31, 2004. The annual report has been filed with the Employee Benefits Security Administration, U.S. Department of Labor, as required under the Employee Retirement Income Security Act of 1974 (ERISA).

BOARD OF TRUSTEES HEALTH & BENEFIT TRUST FUND OF THE I.U.O.E. LOCAL 94, 94A, 94B, AFL-CIO has committed itself to pay certain claims incurred under the terms of the plan.

Basic Financial Statement

The value of plan assets, after subtracting liabilities of the plan, was \$38,380,944 as of December 31, 2004, compared to \$42,827,790 as of January 1, 2004. During the plan year the plan experienced a decrease in its net assets of \$4,446,846. This decrease includes unrealized appreciation and depreciation in the value of plan assets; that is, the difference between the value of the plan's assets at the end of the year and the value of the assets at the beginning of the year or the cost of assets acquired during the year. During the plan year, the plan had total income of \$50,797,657 including employer contributions of \$48,635,608, employee contributions of \$489,860, realized gains of \$458,773 from the sale of assets, earnings from investments of \$1,002,413, and other income of \$211,003.

Plan expenses were \$55,244,503. These expenses included \$2,263,345 in administrative expenses and \$52,981,158 in benefits paid to participants and beneficiaries.

Your Rights To Additional Information

You have the right to receive a copy of the full annual report, or any part thereof, on request. The items listed below are included in that report:

1. an accountant's report;
2. financial information and information on payments to service providers; and
3. assets held for investment.

To obtain a copy of the full annual report, or any part thereof, write BOARD OF TRUSTEES HEALTH & BENEFIT TRUST FUND OF I.U.O.E. LOCAL 94, 94A, 94B, AFL-CIO, 331-337 WEST 44TH STREET, NEW YORK, NY 10036, (212) 586-7276.

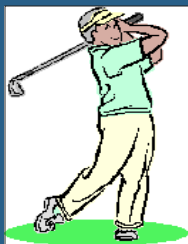
You also have the right to receive from the plan administrator, on request and at no charge, a statement of the assets and liabilities of the plan and accompanying notes, or a statement of income and expenses of the plan and accompanying notes, or both. If you request a copy of the full annual report from the plan administrator, these two statements and accompanying notes will be included as part of that report.

You also have the legally protected right to examine the annual report at the main office of the plan (BOARD OF TRUSTEES HEALTH & BENEFIT TRUST FUND OF I.U.O.E. LOCAL 94, 94A, 94B, AFL-CIO, 331-337 WEST 44TH STREET, NEW YORK, NY 10036) and at the U.S. Department of Labor in Washington, D.C., or to obtain a copy from the U.S. Department of Labor upon payment of copying costs. Requests to the Department should be addressed to: Public Disclosure Room, Room N1513, Employee Benefits Security Administration, U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20210.

Hurricane Katrina

As per the recent correspondence that you received from both the International Union of Operating Engineers and Local 94 requesting donations on behalf of the IUOE victims of Hurricane Katrina, we ask that all Local 94 members contribute what they can afford to assist those members. We ask that all checks be made payable to "**IUOE Hurricane Katrina Relief Fund**" and mailed to **IUOE Local 94, 331-337 West 44 Street, New York, NY 10036, Attn: Diane Macco**. so that we may gather the contributions and forward them to our International. Please be assured that every dollar contributed to this relief fund will be distributed to aid those members in need.

Upcoming Local 94 Events



10th Annual Fall Classic Scholarship Golf Outing

Friday, Oct 14th 2005 7:00am
For more information
Contact
Jack Redden at (212) 245-7935



Clothing and Food Drive

November 9th, 2005 meeting
&
December 14th 2005 meeting
For more information
Contact Jack Redden
at (212) 245-7935



Toys For Tots Drive

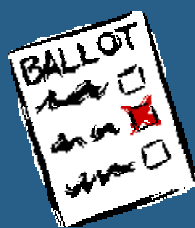
At the General Meeting
Wednesday, December 14th 2005
For more information
Contact
Jack Redden at (212) 245-7935 or
Eddie Garcia at (212) 245-7040



Scholarship Dinner Dance

At Russo's on the Bay
Friday, January 13th 2006

For Tickets call
John Kramer at (212) 245-7041



November 8, 2005 is Election Day
Exercise your right to Vote

IUOE Local 94, 94A, 94B

International Union of Operating Engineers
331-337 West 44th Street
New York, N.Y. 10036

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