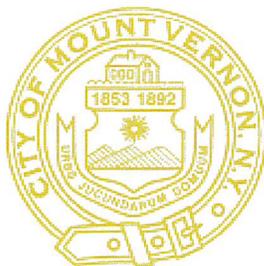


FILED
CITY CLERK
MOUNT VERNON, NY

2024 NOV 19 P 2: 32

City of Mount Vernon, New York

1 ROOSEVELT SQ. RM. 104
CITY HALL, MOUNT VERNON, NEW YORK 10550
& VIA FACEBOOK.COM/MOUNTVERNONNY



Meeting Agenda - Final

Tuesday, November 19, 2024

4:00 PM

MAYOR'S CONFERENCE ROOM - 1st FLOOR

Board of Estimate & Contract

Call to Order: At 4:00 PM by Chairwoman Mayor Shawyn Patterson-Howard

Roll Call: Roll Call and reading of agenda items administered by Deputy City Clerk Nicole J. Bonilla. Noticed in the Journal News.

OTHERS: Deputy City Clerk Nicole J. Bonilla

OPENING OF THE FOLLOWING BIDS FOR: DEPARTMENT OF PUBLIC SAFETY**ADMINISTRATION OF THE AGENDA****RESOLUTIONS APPROVING ORDINANCES**

1. Department of Management Services: An Ordinance Authorizing the Award of a Contract for the Audiovisual (AV) Upgrade Project to Justice AV Solutions, Inc. for City Council Chambers, City Council Committee Room and the Memorial Room
2. Department of Management Services: An Ordinance to Award a Contract for VoIP Phone System to Spectrum and Enter into a Contract
3. Department of Public Works: An Ordinance Authorizing the Mayor to Retroactively Enter into an Emergency Contractual Agreement with PCI Industries, Inc. for Immediate Sanitary and Stormwater Sewer Repairs at 5th Avenue and 3rd Street
4. Department of Public Works: An Ordinance Authorizing the Mayor to Retroactively Enter into an Emergency Contractual Agreement with PCI Industries, Inc. for Sanitary and Stormwater Sewer Repairs at Multiple Locations
5. Department of Public Works: An Ordinance to Authorizing the Mayor to Amend the Agreement with National Water Main Cleaning Company for the Cleaning and Inspection of Sewer Systems within Outfall 24 Drainage Area (Project 122022-1)
6. Department of Recreation: An Ordinance Authorizing the Department of Recreation to Co-Sponsor the 5th Annual Turkey Trot 5K Run/Walk and Authorizing Assistance from the Department of Public Works and the Department of Public Safety
7. Fire Department: An Ordinance Authorizing the Renaming of Firehouse Station #2 at 435 South Fulton Avenue in Honor of Fire Lieutenant Joseph L. Miles Sr.
8. Department of Management Services: An Ordinance Authorizing the Technology Upgrade Project for the Fire Department
9. City Council: An Ordinance Amending the Vehicle and Traffic Regulations for Commercial Vehicles in Chapter 256, Sections 11 and 23 of the Code of the City of Mount Vernon
10. City Council: An Ordinance Amending Chapter 243-29 Entitled "Maximum Fees for Towing and Storage"

- 11. Department of Assessment: An Ordinance Authorizing the Mayor to Execute an Application for a Correction for the Tax Years 2023 and 2024 for City, County and School Tax Bills and Directing the Comptroller to Issue a Refund/Credit to Metro Green Realty of Westchester, LLC / 0 Oak Street (Block 164.68-1055-19) Due to a Correction of Error
- 12. City Council: An Ordinance Authorizing the Establishment of Custodial Accounts for the Management of Funds Related to Specific Development Projects

HELD ITEM FROM BOARD OF ESTIMATE'S OCTOBER 15, 2024 MEETING

- 13. Department of Public Works: An Ordinance Authorizing the Acquisition and Financing of New Vehicles for the Department of Public Works Fleet Through a Lease Agreement with Leasing Servicing Center, Inc. dba NCL Government Capital

SETTLEMENTS

- 14. Settling the Lawsuit of Michael Giles - \$275,000.00
- 15. Settling the Lawsuit of Israel Roman - \$130,000.00
- 16. Settling the Lawsuit of Albert Arthur - \$150,000.00
- 17. Settling the Claim for Sherry Brown - \$4,745.22

TAX REVIEW SETTLEMENTS

- 18. Settlement for R&G Equities, Ltd. and A and J Realty Holdings LLC. - \$16,633.67
- 19. Settlement for 118-120 S. 12th Ave. LLC. - \$5,513.86

Agenda was concluded at ____ PM

Chairwoman Patterson-Howard asked if there was new business:

Mayor asked for a motion to adjourn.

There being no further business, the meeting was adjourned at ____

NOV 19 2024

RESOLVED, that a resolution adopted by the City Council on November 13, 2024, and signed by the Mayor on November 14, 2024, authorizing the Award of a Contract for the Audiovisual (AV) Upgrade Project to Justice AV Solutions, Inc. for City Council Chambers, City Council Committee Room, and the Memorial Room - (contract for RFP #03-2024, City of Mount Vernon AV Upgrade awarded to Justice AV Solutions, Inc. for \$204,620.01 and will be funded through ARPA H1680.203C927) be, and the same is hereby approved.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

**ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT**


DEPUTY Clerk

1

**AN ORDINANCE AUTHORIZING THE AWARD
OF A CONTRACT FOR THE AUDIOVISUAL (AV)
UPGRADE PROJECT TO JUSTICE AV SOLUTIONS,
INC. FOR CITY COUNCIL CHAMBERS, CITY COUNCIL
COMMITTEE ROOM AND THE MEMORIAL ROOM**

Whereas, by letter dated October 23, the Commissioner of the Department of Management Services has requested legislation authorizing them to award a contract for RFP #03-2024, City of Mount Vernon AV Upgrade, to Justice AV Solutions, Inc. for \$204,620.01 and authorize the Mayor to enter into a contract with Justice AV Solutions, Inc. for the implementation of the AV upgrade project, subject to the terms and conditions outlined in the RFP and the proposal submitted by Justice AV Solutions, Inc.; and

Whereas, the City of Mount Vernon Department of Management Services issued Request for Proposals, (RFP) #03-2024 for the upgrade of audiovisual (AV) systems in the City Council Chambers, the City Council Committee Room, and the Memorial Room; and

Whereas, the purpose of the RFP was to address longstanding issues with the audio and video quality in these public meeting spaces, ensuring that both in-person and virtual participants can fully engage in public meetings and city functions; and

Whereas, the Department of Management Services and an evaluation committee assessed multiple proposals and identified Justice AV Solutions, Inc. as the most suitable vendor based on cost-effectiveness, technical capability, reputation, and scalability; and

Whereas, the proposed AV upgrade project includes the installation of modern audiovisual equipment and systems to enhance public access to meetings and presentations, as well as to improve both in-person and virtual participation experiences; and

Whereas, Justice AV Solutions, Inc. has submitted a contract proposal for the AV upgrade project, with a total contract value of \$204,620.01; and

Whereas, the City of Mount Vernon seeks authorization to award this contract and enter into an agreement with Justice AV Solutions, Inc. for the implementation of the project; **Now, Therefore, Be It Resolved That**

The City of Mount Vernon, in City Council convened, does hereby ordain and enact:

Section 1. Contract Award. The City of Mount Vernon is authorized to award the contract for RFP #03-2024, City of Mount Vernon AV Upgrade, to Justice AV Solutions, Inc. for \$204,620.01.

Section 2. Contract Authorization. The Mayor is hereby authorized to enter into a contract with Justice AV Solutions, Inc. to implement the AV upgrade project, subject to the terms and conditions outlined in the RFP and the proposal submitted by Justice AV Solutions, Inc.

Section 3. Project Scope. The scope of work for the AV upgrade project includes, but is not limited to, the following:

1. Installation of a state-of-the-art audiovisual system in the following three spaces within City Hall:
 - o City Council Chambers
 - o City Council Committee Room
 - o Memorial Room
2. Integration of Zoom capabilities and enhanced audio setup for in-person and virtual meeting participants.
3. Install cameras and screens to improve public access and engagement during meetings.
4. Staff training sessions to ensure proper use of the AV equipment.
5. Ongoing support services as outlined in the final contract.

Section 4. Funding. The project will be funded through ARPA H1680.203C927. The costs associated with the AV upgrade project shall be allocated from the appropriate budget line items and shall not exceed the contract amount of \$204,620.01.

Section 5. Effective Date. This ordinance shall take effect immediately upon its approval by the Board of Estimate & Contract.

Vote Taken As Follows: 11/13/2024
 Boxhill: Yea Browne: Yea
 Poteat: Yea Thompson: Yea
 Gleason: Yea Ordinance Adopted



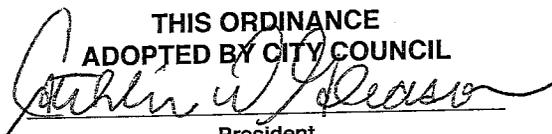
 Councilperson

APPROVED AS TO FORM



 Assistant Corporation Counsel

**THIS ORDINANCE
ADOPTED BY CITY COUNCIL**



 President

ATTEST:



 Deputy City Clerk

**APPROVED
NOV 14 2024**

APPROVED
 Dept. _____



 Mayor

RESOLVED, that an ordinance adopted by the City Council on November 13, 2024, and signed by the Mayor on November 14, 2024, authorizing the Award of Contract for RFP #02-2023 Cloud-Based Hosted VoIP Phone System to Spectrum and Authorizing the Mayor to Enter into an Agreement with Spectrum – (Funding for this project will be allocated as follows:

- **ARPA Budget Code 168.203.C927:** Covers initial project costs, including one-time hardware purchase and headset costs.
- **Telecommunications Budget Line 1912.441:** Provides funding for recurring monthly costs associated with the VoIP system.

be, and the same is hereby approved.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


DEPUTY Clerk

2

AN ORDINANCE AUTHORIZING THE AWARD OF CONTRACT FOR RFP #02-2023 CLOUD-BASED HOSTED VOIP PHONE SYSTEM TO SPECTRUM AND AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH SPECTRUM

Whereas, by letter dated October 28, 2024, the Commissioner of the Department of Management Services has requested legislation authorizing the award of the contract for RFP #02-2023, Cloud-Based Hosted VoIP Phone System, to Spectrum and authorizing the Mayor to enter into an agreement with Spectrum for this project; and

Whereas, the City of Mount Vernon, through its Department of Management Services, issued RFP #02-2023 for a cloud-based hosted VoIP phone system to improve communication across city departments and satellite offices; and

Whereas, the RFP sought a reliable, scalable, and feature-rich solution that would accommodate approximately 250 phones and 350 lines, enhancing productivity and communication for city operations; and

Whereas, the RFP was published on June 30, 2023, and a proposal evaluation committee comprised of members from Management Services, DPW, the Assessors office, Finance, and other city departments reviewed all submissions based on criteria including cost-effectiveness, technical capability, vendor reputation, and scalability; and

Whereas, after thorough evaluation, Spectrum was identified as the most suitable vendor, meeting the city's requirements for quality service and cost efficiency, and offered the best overall solution for the city's communication needs; and

Whereas, Spectrum's contract proposal for this project includes a total contract value of \$539,755, with a recurring cost of \$489,390.00 over a 60-month term (monthly cost of \$8,156.50), a one-time hardware purchase of \$50,355.00, and a headset purchase totaling \$7,000.00 for city staff; and

Whereas, the project funding will be covered by ARPA budget code 168.203.C927 for the initial costs, with ongoing funding for recurring costs from the city's Telecommunications budget line 1912.441; **Now, Therefore, Be It Resolved That**

The City of Mount Vernon, in City Council convened, does hereby ordain and enact:

Section 1. Award of Contract for VOIP Phone System. The City Council hereby awards the contract for RFP #02-2023, Cloud-Based Hosted VoIP Phone System, to Spectrum and authorizes the Department of Management Services to enter into an agreement with Spectrum for this project.

Section 2. Contract

Summary. The terms of the Spectrum contract are as follows:

- **Total Contract Value:** \$539,755.00
 - **Recurring Cost:** \$489,390.00 over 60 months (\$8,156.50/month)
 - **One-Time Hardware Purchase:** \$50,355.00
- **Project Deliverables:**
 - Installation of the VoIP system across city departments
 - Staff training sessions
 - Managed technical support and maintenance

2

2

Section 3. Additional Project Costs. The City Council authorizes the purchase of 200 headsets for city staff for \$7,000.00 (headsets priced at \$35.00 each). Funding for these headsets will be provided through ARPA Budget Code 168.203.C927.

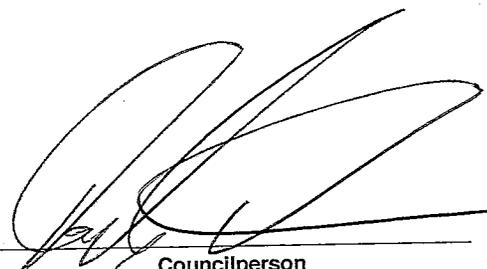
Section 4. Funding Sources. Funding for this project will be allocated as follows:

- **ARPA Budget Code 168.203.C927:** Covers initial project costs, including one-time hardware purchase and headset costs.
- **Telecommunications Budget Line 1912.441:** Provides funding for recurring monthly costs associated with the VoIP system.

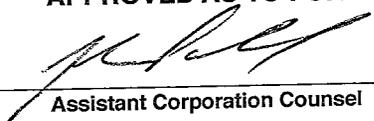
Section 5. Authorization and Execution. The Mayor is hereby authorized to execute and manage this contract with Spectrum in accordance with the terms and funding sources outlined in this Ordinance.

Section 6. Effective Date. This ordinance shall take effect immediately upon its approval by the Board of Estimate & Contract.

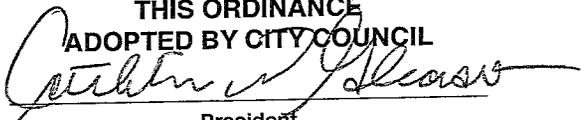
Vote Taken As Follows: 11/13/2024
 Boxhill: Yea Browne: Yea
 Poteat: Yea Thompson: Yea
 Gleason: Yea Ordinance Adopted



 Councilperson

APPROVED AS TO FORM


 Assistant Corporation Counsel

**THIS ORDINANCE
 ADOPTED BY CITY COUNCIL**


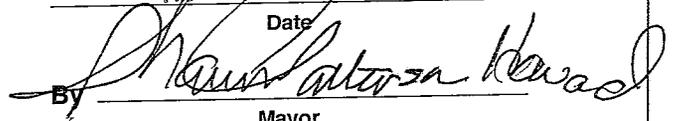
 President

ATTEST:


 Deputy City Clerk

APPROVED
 Dept. _____

APPROVED
 NOV 14 2024

 Date

 By _____
 Mayor
 Councilperson

3

RESOLVED, that a resolution adopted by the City Council on November 13, 2024, and signed by the Mayor on November 14, 2024, authorizing the Mayor to Retroactively Enter into an Emergency Contractual Agreement with PCI Industries, Inc. for Immediate Sanitary and Stormwater Sewer Repairs at 5th Avenue and 3rd Street – (the contract with PCI Industries, Inc. shall be for the following scope of work:

- Reconstruction of catch basins at 5th Avenue and 3rd Street
- Removal and replacement of the damaged light pole foundation

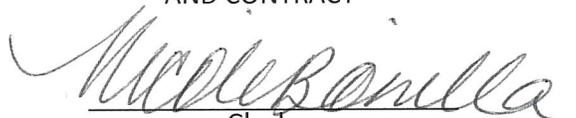
This project is authorized to receive \$22,697.62 in funding, provided through the DEC Water Quality Improvement Program \$10,000,000 Grant, utilizing Budget Codes H8120.203 C937 and H8140.203 C938); be, and the same is hereby approved.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


DEPUTY Clerk

3

3

AN ORDINANCE AUTHORIZING THE MAYOR TO RETROACTIVELY ENTER INTO AN EMERGENCY CONTRACTUAL AGREEMENT WITH PCI INDUSTRIES, INC. FOR IMMEDIATE SANITARY AND STORMWATER SEWER REPAIRS AT 5TH AVENUE AND 3RD STREET

Whereas, by letter dated October 16, 2024, the Commissioner of the Department of Public Works (“DPW”) has requested legislation authorizing the Mayor to retroactively enter into an emergency contractual agreement with PCI Industries, Inc. (“PCI”), to immediately remove and replace sanitary and stormwater sewer infrastructure at 5th Avenue and 3rd Street intersection; and

Whereas, a health hazard has arisen due to the compromised condition of sanitary and stormwater sewer infrastructure at the intersection of 5th Avenue and 3rd Street, creating an immediate need for repairs to safeguard the health, welfare, and safety of residents and the public; and

Whereas, PCI Industries, Inc. has been identified and contacted to provide the necessary emergency repairs, which include the reconstruction of existing catch basins and the removal and replacement of a damaged light pole foundation at this critical location; and

Whereas, Section 6, Part B of the City’s Procurement Policy authorizes emergency purchases when an occurrence presents an immediate threat to public property, life, health, safety, welfare, or essential city services, thereby necessitating immediate procurement without delay for competitive bidding; and

Whereas, the total cost for the emergency work to be conducted by PCI Industries, Inc. is \$22,697.62; and

Whereas, funding for these emergency repairs is available through the New York State Department of Environmental Conservation (“DEC”) Water Quality Improvement Program Grant, budget codes H8120.203 C937 and H8140.203 C938; **Now, Therefore, Be It Resolved That**

The City of Mount Vernon, in City Council convened, does hereby ordain and enact:

Section 1. Authorization to Enter Agreement. The Mayor is hereby authorized to retroactively enter into an emergency contractual agreement with PCI Industries, Inc., to immediately remove and replace sanitary and stormwater sewer infrastructure at the 5th Avenue and 3rd Street intersection.

Section 2. Contract Scope and Funding. The contract with PCI Industries, Inc. shall be for the following scope of work:

- Reconstruction of catch basins at 5th Avenue and 3rd Street
- Removal and replacement of the damaged light pole foundation

Funding in the amount of \$22,697.62 is authorized for this project, provided through the DEC Water Quality Improvement Program \$10,000,000 Grant, utilizing Budget Codes H8120.203 C937 and H8140.203 C938.

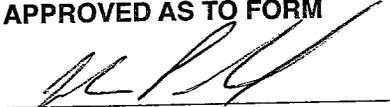
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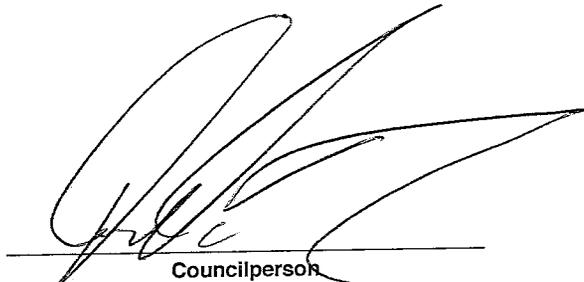
Section 3. Procurement Policy Compliance. This ordinance is in compliance with Section 6, Part B of the City's Procurement Policy, which permits emergency purchases when immediate threats to public welfare, health, or safety are present, as is the case with this infrastructure project.

Section 4. Effective Date. This ordinance shall take effect immediately upon its approval by the Board of Estimate & Contract.

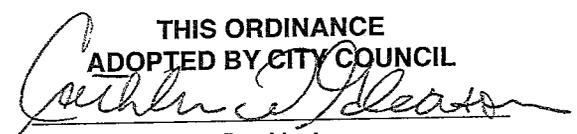
Vote Taken As Follows: 11/13/2024
Boxhill: Yea Browne: Yea
Poteat: Yea Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel


Councilperson

**THIS ORDINANCE
ADOPTED BY CITY COUNCIL**


President

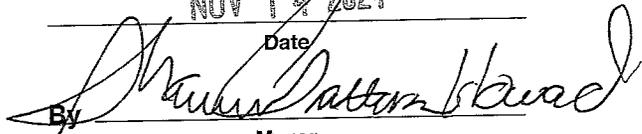
ATTEST:


Deputy City Clerk

APPROVED

NOV 14 2024

Date


By Mayor

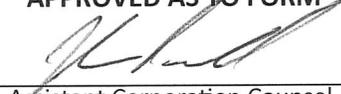
APPROVED
Dept. _____

NOV 19 2024

4

RESOLVED, that an ordinance adopted by the City Council on November 13, 2024, and signed by the Mayor on November 14, 2024, authorizing the Mayor to Retroactively Enter into an Emergency Contractual Agreement with PCI Industries, Inc. for Sanitary and Stormwater Sewer Repairs at Multiple Locations – (funding for these emergency repairs is available through the New York State Department of Environmental Conservation (DEC) Water Quality Improvement Program Grant and the Environmental Facilities Corporation (EFC) Emergency Grant, utilizing budget codes H8120.203 C937 & H8140.203 C938 and H8120.203 C934 & H8140.203 C935); be, and the same is hereby approved.

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

4 
DEPUTY Clerk

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

**AN ORDINANCE AUTHORIZING THE MAYOR
TO RETROACTIVELY ENTER INTO AN
EMERGENCY CONTRACTUAL AGREEMENT
WITH PCI INDUSTRIES, INC. FOR SANITARY
AND STORMWATER SEWER REPAIRS AT
MULTIPLE LOCATIONS**

Whereas, by letter dated October 16, 2024, the Commissioner of the Department of Public Works ("DPW") has requested legislation authorizing the Mayor to retroactively enter into an emergency contractual agreement with PCI Industries, Inc. ("PCI"), to immediately repair and replace sanitary and stormwater sewer infrastructure at multiple locations specified below; and

Whereas, the City of Mount Vernon faces an urgent health and safety hazard due to the deteriorating condition of sanitary and stormwater sewers at several critical locations throughout the city, thereby creating an immediate need for repairs to safeguard public welfare; and

Whereas, PCI Industries, Inc. has been contracted to undertake emergency repair work to address the failing catch basins at multiple locations, including Kingsbridge Road, Oak Street, N. West Street, Devonia Avenue, Packman Avenue, South Street, Beach Street, So. Fulton Avenue, Columbus Avenue/Cross County Parkway, and High Street/Forster Street; and

Whereas, Section 6, Part B of the City's Procurement Policy authorizes emergency purchases when immediate threats to public property, life, health, safety, welfare, or essential services are present, allowing procurement without delay for competitive bidding; and

Whereas, the total cost for this emergency repair work to be conducted by PCI Industries, Inc. is \$61,651.86; and

Whereas, funding for these emergency repairs is available through the New York State Department of Environmental Conservation (DEC) Water Quality Improvement Program Grant and the Environmental Facilities Corporation (EFC) Emergency Grant, utilizing budget codes H8120.203 C937 & H8140.203 C938 and H8120.203 C934 & H8140.203 C935; **Now, Therefore, Be It Resolved That**

The City of Mount Vernon, in City Council convened, does hereby ordain and enact:

Section 1. Authorization to Enter Agreement. The Mayor is hereby authorized to retroactively enter into an emergency contractual agreement with PCI Industries, Inc., to immediately repair and replace sanitary and stormwater sewer infrastructure at multiple locations specified above.

Section 2. Contract Scope and Funding. The contract with PCI Industries, Inc. shall include the following emergency repair work:

- Remove and replace deteriorated catch basins at multiple locations throughout the city, as listed above.

This project is authorized to receive \$61,651.86 in funding, to be allocated from the DEC Water Quality Improvement Program \$10,000,000 Grant (H8120.203 C937 & H8140.203 C938) and EFC \$5,000,000 Emergency Grant (H8120.203 C934 & H8140.203 C935).

4

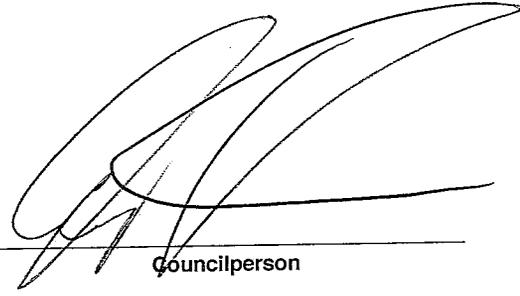
Section 3. Procurement Policy Compliance. This ordinance complies with Section 6, Part B of the City's Procurement Policy, which permits emergency purchases when an immediate threat to public welfare, health, or safety is present, as is the case with the current infrastructure repair needs.

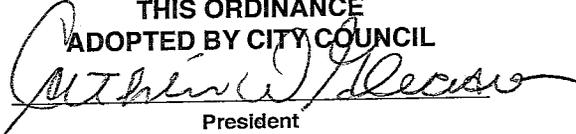
Section 4. Effective Date. This ordinance shall take effect immediately upon its approval by the Board of Estimate & Contract.

Vote Taken As Follows: 11/13/2024
Boxhill: Yea Browne: Yea
Poteat: Yea Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel

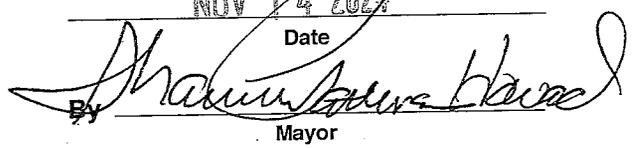

Councilperson

**THIS ORDINANCE
ADOPTED BY CITY COUNCIL**

President

ATTEST:

Deputy City Clerk

APPROVED
Dept. _____

APPROVED
NOV 14 2024
Date

By _____
Mayor

5

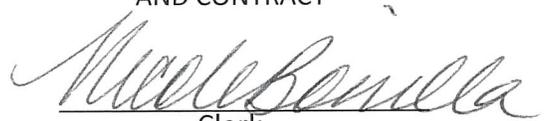
RESOLVED, that a resolution adopted by the City Council on November 13, 2024, and signed by the Mayor on November 14, 2024, authorizing the Mayor to Amend the Agreement with National Water Main Cleaning Company for the Cleaning and Inspection of Sewer Systems within Outfall 24 Drainage Area (Project 122022-1) (funds required for this amendment shall be funded by the NYSDEC 2021 Water Quality Improvement Program Grant (WQIP) and any other applicable sources. The funds shall be deposited into Revenue Code H3990 C937 and H3990 C938 (State Aid, Sewer Cap Pro) to be appropriated to Budget Code H8120.203 C937 and H8140.203 C938 (DPW sanitary and Storm Sewers) throughout the contract period); be, and the same is hereby approved.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

5 
DEPUTY Clerk

AN ORDINANCE AUTHORIZING THE MAYOR TO AMEND THE AGREEMENT WITH NATIONAL WATER MAIN CLEANING COMPANY FOR THE CLEANING AND INSPECTION OF SEWER SYSTEMS WITHIN OUTFALL 24 DRAINAGE AREA

Whereas, by letter dated October 23, 2024, the Commissioner of the Department of Public Works has requested legislation authorizing the Mayor to amend the agreement with National Water Main Cleaning Company for Project No. 122022-1, "Outfall 24 – Sewer System Cleaning and Inspection," to increase the total contract amount by \$700,000, for a new total of \$2,361,800; and

Whereas, the City of Mount Vernon is committed to maintaining and improving its sewer system to ensure compliance with state and federal environmental regulations; and

Whereas, Project No. 122022-1, relating to the cleaning and inspection of sewers within the Outfall 24 drainage area, was awarded to National Water Main Cleaning Company on May 2, 2023, for \$1,661,800, as the lowest responsive bidder; and

Whereas, the total sewer length in the Outfall 24 drainage area was initially estimated at 200,000 feet, but after further inspection, it was determined that the actual length is closer to 240,000 feet; and

Whereas, the amount of heavy cleaning required within this drainage area has also exceeded original estimates; and

Whereas, in order to complete the remaining sewer cleaning and inspection, an additional \$700,000 is necessary, bringing the total project cost to \$2,361,800; and

Whereas, this project is partially funded by the New York State Department of Environmental Conservation (NYSDEC) 2021 Water Quality Improvement Program Grant (WQIP); and

Whereas, the City is required to complete this work under the terms of a Consent Order, with a deadline for completion set for May 2025, making rebidding of the project impractical; **Now, Therefore, Be It Resolved That**

The City of Mount Vernon, in City Council convened, does hereby ordain and enact:

Section 1. Authorization to Amend Agreement. The Mayor is hereby authorized to amend the agreement with National Water Main Cleaning Company for Project No. 122022-1, "Outfall 24 – Sewer System Cleaning and Inspection," to increase the total contract amount by \$700,000, for a new total of \$2,361,800.

Section 2. Funding. The additional funds required for this amendment shall be funded by the NYSDEC 2021 Water Quality Improvement Program Grant (WQIP) and any other applicable sources. The funds shall be deposited into Revenue Code H3990 C937 and H3990 C938 (State Aid, Sewer Cap Pro) to be appropriated to Budget Code H8120.203 C937 and H8140.203 C938 (DPW sanitary and Storm Sewers) throughout the contract period.

Section 3. Scope of Work. The project's scope remains unchanged, and the additional costs are associated with the increased length of sewers and the extra heavy cleaning required within the Outfall 24 drainage area.

5

Section 4. Project Deadline. The City shall ensure that all work is completed in accordance with the requirements of the Consent Order by the deadline of May 2025.

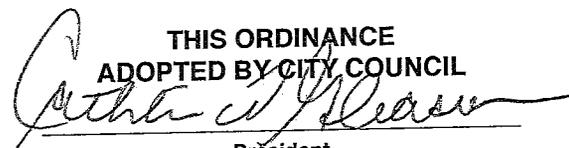
Section 5. Effective Date. This ordinance shall take effect immediately upon its approval by the Board of Estimate & Contract.

APPROVED AS TO FORM


Assistant Corporation Counsel


Councilperson

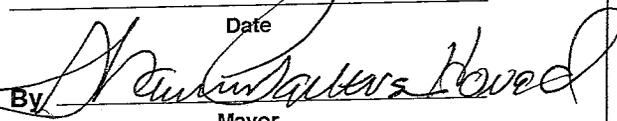
THIS ORDINANCE
ADOPTED BY CITY COUNCIL


President

ATTEST:


Deputy City Clerk

APPROVED
NOV 14 2024

Date

By Mayor
Councilperson

APPROVED

Dept. _____

APPROVED AS TO FORM

5

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

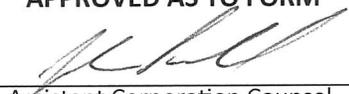
Vote Taken As Follows: 11/13/2024
Boxhill: Yea Browne: Yea
Potat: Yea Thompson: Yea
Gleason: Yea Ordinance Adopted

6

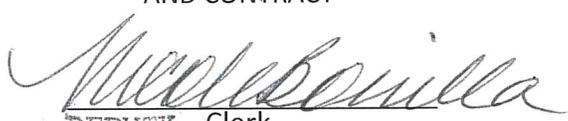
RESOLVED, that a resolution adopted by the City Council on November 13, 2024, and signed by the Mayor on November 14, 2024, authorizing the Department of Recreation to Co-Sponsor the 5th Annual Turkey Trot 5K Run/Walk and Authorizing Assistance from the Department of Public Works and the Department of Public Safety – (Saturday, November 30, 2024; the Department of Recreation’s budget will provide funding for essential staffing and materials to cover the minimal \$2,000 cost associated with monitoring, setup, and breakdown), be, and the same is hereby approved.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


DEPUTY, Clerk

NOV 13 2024

8

**AN ORDINANCE AUTHORIZING THE
DEPARTMENT OF RECREATION TO
CO-SPONSOR THE 5TH ANNUAL TURKEY TROT
5K RUN/WALK AND AUTHORIZING ASSISTANCE
FROM THE DEPARTMENT OF PUBLIC WORKS
AND THE DEPARTMENT OF PUBLIC SAFETY**

Whereas, by letter dated October 29, 2024, the Deputy Commissioner of the Department of Recreation has requested legislation authorizing the Department to co-sponsor the 5th Annual Turkey Trot 5K Run/Walk in partnership with the WE RUN MT. VERNON team, with the event scheduled to take place on Saturday, November 30, 2024; and

Whereas, the Department of Recreation seeks to co-sponsor the 5th Annual Turkey Trot 5K Run/Walk, a registration fee-based event, scheduled for Saturday, November 30, 2024; and

Whereas, the event will commence at Hartley Park and will utilize designated city sidewalks and streets as outlined in the event route map provided, with setup beginning at 5:00 a.m. by the event organizers, the WE RUN MT. VERNON team; and

Whereas, the Turkey Trot 5K Run/Walk will begin at 8:00 a.m. and conclude by approximately 1:00 p.m., with the route encompassing 3.128 miles (5.03 km) and highlighting local shopping districts, neighborhoods, and landmarks on the city's north side; and

Whereas, for the safety of participants and efficient event management, the Department of Recreation requests support from the Department of Public Works to install metal barricades at the finish line, as well as assistance in setting up tents, chairs, and banners at Hartley Park; and

Whereas, the event also requires essential staffing from the Department of Public Safety, including auxiliary police or patrol cars, to ensure safe street crossings and to monitor the route for the safety of all participants and the public; and

Whereas, there will be a minimal cost of \$2,000 to the City for this event, which will cover essential staff and materials for setup, safety monitoring, and breakdown following the event; **Now, Therefore, Be It Resolved That**

The City of Mount Vernon, in City Council convened, does hereby ordain and enact:

Section 1. Authorization for Co-Sponsorship. The Department of Recreation is hereby authorized to co-sponsor the 5th Annual Turkey Trot 5K Run/Walk in partnership with the WE RUN MT. VERNON team, which will take place on Saturday, November 30, 2024.

Section 2. Authorization for Public Works Assistance. The Department of Public Works is hereby authorized to assist in setting up metal barricades at the event's finish line and to provide setup materials, including tents, chairs, and event banners at Hartley Park, as requested by the Department of Recreation.

Section 3. Authorization for Public Safety Assistance. The Department of Public Safety is authorized to provide auxiliary police or patrol cars to assist with street crossings and route monitoring for the safety of participants and the public.

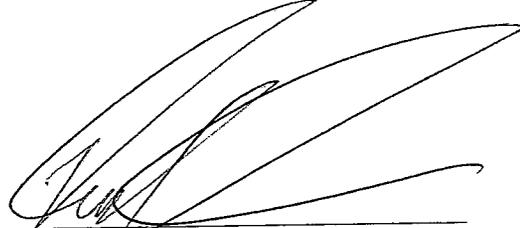
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Section 4. Funding. The Department of Recreation's budget will provide funding for essential staffing and materials to cover the minimal \$2,000 cost associated with monitoring, setup, and breakdown.

Section 5. Effective Date. This ordinance shall take effect immediately upon its approval by the Board of Estimate & Contract.

Vote Taken As Follows: 11/13/2024
Boxhill: Yea Browne: Yea
Poteat: Yea Thompson: Yea
Gleason: Yea Ordinance Adopted



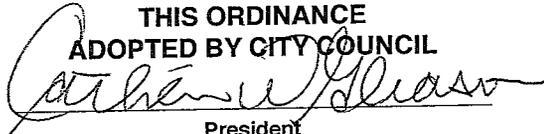
Councilperson

APPROVED AS TO FORM



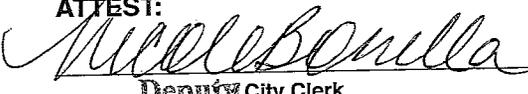
Assistant Corporation Counsel

**THIS ORDINANCE
ADOPTED BY CITY COUNCIL**



President

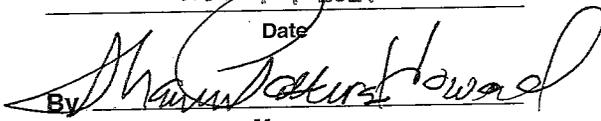
ATTEST:



Deputy City Clerk

**APPROVED
NOV 14 2024**

APPROVED
Dept. _____



Mayor
Councilperson

8

7

RESOLVED, that an ordinance adopted by the City Council on November 13, 2024, and signed by the Mayor on November 14, 2024, authorizing the Renaming of Firehouse Station #2 at 435 South Fulton Avenue in Honor of Fire Lieutenant Joseph L. Miles Sr. – (necessary funds for signage, plaques, and other commemorative materials shall be allocated from the City budget under the Department of Recreation’s provisions); be and the same is hereby approved.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

7 
DEPUTY Clerk

**AN ORDINANCE AUTHORIZING THE
RENAMING OF FIREHOUSE STATION #2
AT 435 SOUTH FULTON AVENUE IN HONOR
OF FIRE LIEUTENANT JOSEPH L. MILES SR.**

Whereas, by letter dated October 30, 2024, the Commissioner of the Fire Department has requested legislation authorizing the renaming of Firehouse Station #2, located at 435 South Fulton Avenue, be officially renamed the "Lieutenant Joseph L. Miles Sr. Firehouse" in honor of his outstanding service, dedication to public safety, and advocacy for equality in the fire service; and

Whereas, Fire Lieutenant Joseph L. Miles Sr. was born on July 23, 1935, and served in the United States Army with the 82nd Airborne Division before joining the Mount Vernon Fire Department (MVFD) in 1963, becoming the third African American firefighter to serve within the department; and

Whereas, Lieutenant Miles dedicated 25 years of service to the MVFD, retiring in 1988, and throughout his career, he demonstrated an unwavering commitment to the fire service profession, consistently advocating for inclusion, equality, and expanding opportunities for people of color within the department; and

Whereas, Lieutenant Miles was instrumental in establishing the Vulcan Society of Westchester, an organization of Black firefighters, and actively participated in a landmark Department of Justice lawsuit, which resulted in the Vulcan Consent Decree and led to fairer hiring practices for minority applicants in the MVFD; and

Whereas, Lieutenant Miles' leadership and dedication to equity increased the representation of Black firefighters in the MVFD by the 1980s and 1990s, contributing significantly to diversity within the department and improving opportunities for future generations of minority firefighters; and

Whereas, in addition to his professional accomplishments, Lieutenant Miles was a devoted husband, father, and community leader who exemplified the values of public service and inclusion, positively impacting residents and colleagues alike; and

Whereas, renaming Firehouse Station #2 at 435 South Fulton Avenue in his honor will serve as a fitting tribute to his lifelong dedication to the MVFD, the City of Mount Vernon, and his advocacy for fair and equal treatment within the fire service;
Now, Therefore, Be It Resolved That

The City of Mount Vernon, in City Council convened, does hereby ordain and enact:

Section 1. Renaming Firehouse Station #2. Firehouse Station #2, located at 435 South Fulton Avenue, shall be officially renamed the "**Lieutenant Joseph L. Miles Sr. Firehouse**" in honor of his outstanding service, dedication to public safety, and advocacy for equality in the fire service.

Section 2. Installation of Commemorative Signage and Plaque. The City of Mount Vernon shall install appropriate signage and a commemorative plaque at the newly named Lieutenant Joseph L. Miles Sr. Firehouse, detailing his life, achievements, and commitment to the community, ensuring that his legacy is preserved for future generations.

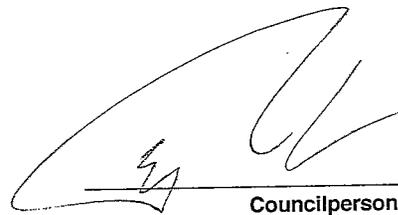
Section 3. Dedication Ceremony. The City Council authorizes the Department of Recreation and the MVFD to organize a formal dedication ceremony to honor Lieutenant Miles and celebrate his contributions to the community.

9

Section 4. Funding and Implementation. Necessary funds for signage, plaques, and other commemorative materials shall be allocated from the City budget under the Department of Recreation's provisions.

Section 5. Effective Date. This ordinance shall take effect immediately upon its approval by the Board of Estimate & Contract.

Vote Taken As Follows: 11/13/2024
Boxhill: Yea Browne: Yea
Poteat: Yea Thompson: Yea
Gleason: Yea Ordinance Adopted



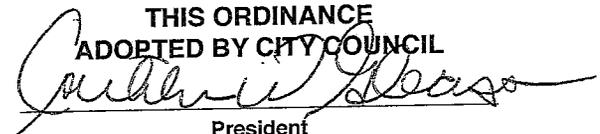
Councilperson

APPROVED AS TO FORM



Assistant Corporation Counsel

THIS ORDINANCE
ADOPTED BY CITY COUNCIL



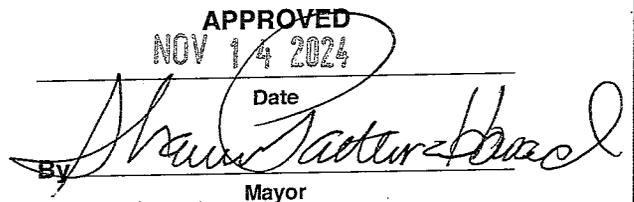
President

ATTEST:



Deputy City Clerk

APPROVED
NOV 14 2024



Date
BY _____
Mayor

APPROVED
Dept. _____

9

NOV 19 2024

8

RESOLVED, that an ordinance adopted by the City Council on November 13, 2024, and signed by the Mayor on November 14, 2024, authorizing the Technology Upgrade Project for the Fire Department – (the total project cost is \$81,383.60, with \$54,865.60 covered under the American Rescue Plan Act (ARPA) Budget Code 168.203.C927 and \$26,518.00 under the Management Services budget code A1680.203 (Equipment)); be, and the same is hereby approved.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

8

Clerk

10

**AN ORDINANCE AUTHORIZING THE
TECHNOLOGY UPGRADE PROJECT
FOR THE FIRE DEPARTMENT**

Whereas, by letter dated October 29, 2024, the Commissioner of the Department of Management Services has requested legislation authorizing said Department to proceed with the Fire Department technology upgrade project as outlined, with a total project cost of \$81,383.60; and

Whereas, the Department of Management Services has identified the need for essential technology upgrades to enhance the operational effectiveness of the Mount Vernon Fire Department; and

Whereas, this upgrade project includes:

- Moving the Fire Department’s RedAlert system to a cloud-based solution for improved data security and access, for \$24,130.00,
- Implementing a new Voice Recorder system with a 3-year, 24x7 support contract, totaling \$30,735.60, and
- Upgrading 18 computer and display systems for Fire Department staff for \$26,518.00; and

Whereas, the total project cost is \$81,383.60, with \$54,865.60 covered under the American Rescue Plan Act (ARPA) Budget Code 168.203.C927 and \$26,518.00 under the Management Services budget code A1680.203 (Equipment); and

Whereas, the Department of Management Services has consulted with the Finance Department, confirming that this project is ARPA-eligible and that funds are available in both the ARPA and Management Services budget lines; and

Whereas, the City Council’s approval will allow the Department of Management Services to enter into agreements with vendors to complete the technology upgrade project, including a yearly renewable agreement with Alpine Software for RedNMX, a 3-year support contract with Eventide NexLog for the Voice Recorder system, and the purchase of necessary equipment; **Now, Therefore, Be It Resolved That**

The City of Mount Vernon, in City Council convened, does hereby ordain and enact:

Section 1. Authorization of Technology Upgrade Project. The City Council authorizes the Department of Management Services to proceed with the Fire Department technology upgrade project, which will cost \$81,383.60.

Section 2. Funding Allocation. Funding for this project shall be allocated as follows:

- ARPA Budget Code 168.203.C927 in the amount of \$54,865.60, and
- Management Services Budget Code A1680.203 (Equipment) in the amount of \$26,518.00.

AS

Section 3. Vendor Contracts and Agreements. The Department of Management Services is authorized to enter into agreements with:

- **Alpine Software** for RedNMX cloud-based services, renewable annually,
- **Eventide NexLog** for the purchase and 3-year support of the Voice Recorder system, and
- Additional vendors are needed to procure equipment upgrades as specified in the project plan.

Section 4. Effective Date. This ordinance shall take effect immediately upon its approval by the Board of Estimate & Contract.

Vote Taken As Follows: 11/13/2024
 Boxhill: Yea Browne: Yea
 Poteat: Yea Thompson: Yea
 Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM

[Signature]
 Assistant Corporation Counsel

[Signature]
 Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

[Signature]
 President

ATTEST:

[Signature]
 Deputy City Clerk

APPROVED

NOV 14 2024

Date

[Signature]
 Mayor

APPROVED
 Dept. _____

APPROVED AS TO FORM

THIS ORDINANCE ADOPTED BY CITY COUNCIL

NOV 19 2024

9

RESOLVED, that an ordinance adopted by the City Council on November 13, 2024, and signed by the Mayor on November 14, 2024, Amending the Vehicle and Traffic Regulations for Commercial Vehicles in Chapter 256, Sections 11 and 23 of the Code of the City of Mount; be, and the same is hereby approved.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

9

DEPUTY

Clerk

AN ORDINANCE AMENDING THE VEHICLE AND TRAFFIC REGULATIONS FOR COMMERCIAL VEHICLES IN CHAPTER 256, SECTIONS 11 AND 23 OF THE CODE OF THE CITY OF MOUNT VERNON

WHEREAS, by letter dated September 7, 2022, Councilwoman Danielle Browne has requested a new ordinance to amend the Commercial Vehicle Parking Regulations in Chapter 256, Sections 11 and 23 of the Code of the City of Mount Vernon, NOW, THEREFORE,

The City of Mount Vernon, in City Council, convened, does hereby ordain and enact:

Section 1. Section 11 of Chapter 256 of the Code of the City of Mount Vernon, entitled "Overnight parking of commercial vehicles; penalties for offenses." is hereby amended as follows:

§ 256-11 **Overnight parking of commercial vehicles; penalties for offenses.**
[Added 12-14-1966, approved 12-15-1966; amended 2-8-1967, approved 2-9-1967; 5-10-1972, approved 5-11-1972; 4-8-1998, approved 4-9-1998; 2-8-2023, approved 2-8-2023]

A. Definitions. As used in this section, the following terms shall have the meanings indicated:

COMMERCIAL VEHICLE

Every type of motor vehicle, as defined in the New York State Vehicle and Traffic Law, operated or driven upon a public highway used for business purposes. "Commercial vehicles" shall further include tractor-trailers, tractor-trailer combinations, semitrailers, privately owned military vehicles, backhoes, excavators, rollers, tractor cranes, truck cranes, power shovels, road-building machines, road sweepers, sand spreaders, buses, or any other vehicles being used for a commercial purpose:

[Amended 4-8-1998, approved 4-9-1998]

PARK or PARKING

The standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers, except adjacent to a business establishment where vehicles are waiting to load or unload merchandise or passengers in the course of normal business operations where such business is located.

B. Restriction of parking; permit costs; signage

(1) Restriction. No commercial vehicle shall be parked on any street within the City limits between the hours of 7:00 p.m. and 6:00 a.m. unless in an area designated for commercial vehicle parking and the vehicle contains a valid permit for commercial parking issued by the Clerk's Office of the City of Mount Vernon. This shall not apply to vehicles that are in the process of loading or unloading

(2) Cost. The Clerk's Office shall set the cost of daily, monthly, and yearly permits annually. Permits are non-transferable.

(3) Signs.
[Amended 10-11-2023, approved 10-12-2023]

(a) The Department of Public Safety is hereby authorized and directed to erect signs at every entrance to the City of Mount Vernon indicating no parking for all vehicles over the weight of 10,000 [5,500] pounds or commercial vehicles on any public highway in the City of Mount Vernon between the hours of 7:00 p.m. and 6:00 a.m.

(b) When official signs prohibiting parking are erected at the entrances to the City of Mount Vernon as authorized herein, no person shall park a vehicle over the weight of 10,000 [5,500] pounds or a commercial vehicle upon any street in the City of Mount Vernon in violation of such signs.

14

C. Commercial Vehicle Parking Zones. The Department of Public Safety is hereby authorized and directed to designate commercial vehicle parking zones in the City of Mount Vernon. The Department of Public Safety shall erect signs at each and every lot and/or zone designed for commercial parking.

D. The provisions of this section prohibiting parking of vehicles between the hours of 7:00 p.m. and 6:00 a.m. shall not relieve any person from the duty to observe other and more restrictive provisions prohibiting the parking of vehicles in specified places or at specified times.

E. Penalties.
[Amended 5-10-1972, approved 5-11-1972]

(1) Any person, firm, partnership, or corporation, or any officer, member, agent, servant, or employee of any firm, partnership, or corporation, violating any of the provisions of this section shall be deemed guilty of a traffic infraction as defined by the Vehicle and Traffic Law of the State of New York.

(2) Any vehicle in violation of any of these provisions may be subject to ticketing, towing, and/or booting. Any person violating any of the provisions of this section may, upon conviction, be punished in accordance with penalties as fixed by the City Judge of the City of Mount Vernon, provided that such penalties are within the limits established as penalties for such offense or infraction.

Section 2. Chapter 256-23 of the Code of the City of Mount Vernon, entitled "Penalties for offenses." is hereby amended as follows:

§256-23 Penalties for offenses.
[Amended 3-12-1986, approved 3-13-1986; 2-8-2023, approved 2-8-2023]

Any person violating any provision of this article, except as otherwise provided herein, or of any other ordinance, order, rule, or regulation adopted pursuant to this article or otherwise, shall, upon conviction, be subject to the following punishment:

A. For the first [conviction] violation, such person shall be punished by a fine of not more than [\$280.00] 150 or by imprisonment for not more than 15 days, or by both such fine and imprisonment. Fines will double after thirty (30) days (for example, \$300.00), and after sixty (60) days, fines will triple (for example, \$450.00) and remain at that level.

[B. For a second such conviction within 18 months thereafter, such person shall be punished by a fine of not more than \$405.00 [150] or by imprisonment for not more than 45 days, or by both such fine and imprisonment.]

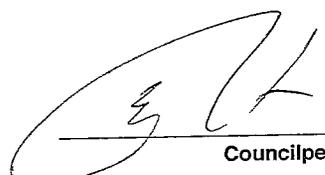
[C. Upon a third or subsequent conviction within 18 months after the first conviction, such person shall be punished by a fine of not more than \$675.00 [250] or by imprisonment for not more than 90 days, or by both such fine and imprisonment.]

Section 3. This ordinance shall take effect upon its adoption by the Board of Estimate & Contract.

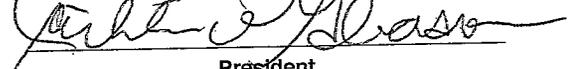
New Matter Underlined
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APPROVED AS TO FORM

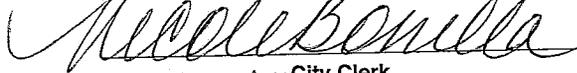

Assistant Corporation Counsel


Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL


President

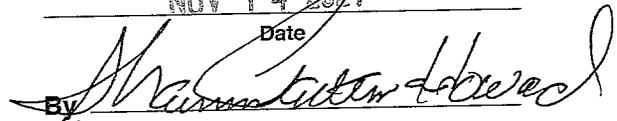
ATTEST:


Deputy City Clerk

APPROVED

NOV 14 2024

Date


BY Mayor

APPROVED

Dept. _____

APPROVED AS TO FORM

14

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

Vote Taken As Follows: 11/13/2024
Boxhill: Yea Browne: Yea
Poteat: Yea Thompson: Yea
Gleason: Yea Ordinance Adopted

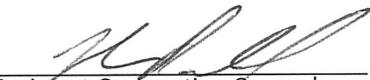
NOV 19 2024

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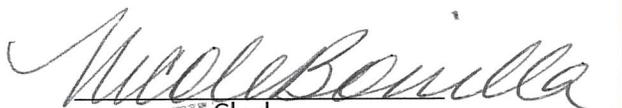
RESOLVED, that an ordinance adopted by the City Council on November 13, 2024, and signed by the Mayor on November 14, 2024, Amending Chapter 243-29 Entitled "Maximum Fees for Towing and Storage" of the Code of the City of Mount Vernon; be, and the same is hereby approved.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


DEPUTY Clerk

10

15

AN ORDINANCE AMENDING CHAPTER 243-29 ENTITLED MAXIMUM FEES FOR TOWING AND STORAGE

Chapter 243. Tow Trucks

Article IV Business Operations; Equipment

§ 243-29 Maximum fees for towing and storage.

Section 1. Chapter 243-29 of the Code of the City of Mount Vernon, entitled "Maximum Fees for Towing and Storage" is hereby amended as follows:

- A. It shall be unlawful for any operator or the agent, servant and/or employee of such operator to charge more than [\$65] \$175. [Amended 5-23-1973, approved 5-24-1973; 10-12-1983, approved 10-13-1983; 3-9-1988, approved 3-10-1988; 5-9-2012, approved 5-10-2012]
B. Services to be included in maximum charges. The maximum charges for towing hereinabove set forth shall include the normal services required to prepare the disabled or Impounded motor vehicle for such towing.
C. Charges for additional services. In addition to the maximum towing charges hereinabove set forth, the tow truck operator or the agent, servant and/or employee of such operator is authorized to charge an additional charge, not to exceed \$25, for services necessarily rendered by such operator or his agent, servant and/or employee to prepare a disabled motor vehicle for towing. Such additional fee is to be limited only to those instances where a disabled motor vehicle is in an overturned condition or is in a ditch or where a flatbed truck is utilized. [Amended 3-9-1988, approved 3-10-1988]
D. Storage charges. It shall be unlawful to charge more than [\$5] \$20 for storage of a disabled or impounded motor vehicle for each 24 hours or part thereof of the first five days and [\$10] \$40 for each 24 hours thereafter. No charge shall be made for storage for that period of time during which the tow truck operator is making authorized repairs to a disabled motor vehicle. [Amended 4-25-1973, approved 4-26-1973; 3-9-1988, approved 3-10-1988]

Section 2. This ordinance shall take effect upon its approval by the Board of

Estimate and Contract.

New Matter Underlined Deleted Matter in Brackets []

APPROVED AS TO FORM

[Signature] Assistant Corporation Counsel

[Signature] Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

[Signature] President

ATTEST:

[Signature] Deputy City Clerk

APPROVED

NOV 14 2024

Date

[Signature] Mayor

APPROVED Dept. _____

Vote Taken As Follows: 11/13/2024 Boxhill: Yea Browne: Yea Poteat: Yea Thompson: Yea Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM

15

THIS ORDINANCE ADOPTED BY CITY COUNCIL

NOV 19 2024

11

RESOLVED, that an ordinance adopted by the City Council on November 13, 2024, and signed by the Mayor on November 14, 2024, authorizing the Mayor to Execute an Application for a Correction for the Tax Years 2023 and 2024 for City, County and School Tax Bills and Directing the Comptroller to Issue a Refund/Credit to Metro Green Realty of Westchester, LLC, 0 Oak Street (Block 164.68-1055-19) Due to a Correction of Error - (a refund/credit to be satisfied in Budgeted Code A1964-492 in the total amount of \$24,749.85 (City, County, and School Tax) to Metro Green Realty of Westchester, LLC, 0 Oak Street, Mount Vernon, NY 10550, Block - 164.68-1055-19, which shall correct the City, County, and School tax bills for the 2024 Tax Years), be, and the same is hereby approved.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

11

DEPUTY Clerk

12

NOT ADOPTED

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN APPLICATION FOR A CORRECTION FOR THE TAX YEARS 2023 AND 2024 FOR CITY, COUNTY AND SCHOOL TAX BILLS AND DIRECTING THE COMPTROLLER TO ISSUE A REFUND/CREDIT TO METRO GREEN REALTY OF WESTCHESTER, LLC / O OAK STREET - (BLOCK 164.68-1055-19) DUE TO A CORRECTION OF ERROR)

NOV 13 2024

16

Whereas, by letter dated October 8, 2024, the Commissioner of the Department of Assessment advised the City Council that due to a Correction in Error, Metro Green Realty of Westchester, LLC, 0 Oak Street, Mount Vernon, NY 10550 for City, County, and School Tax Assessment for Block – 164.68-1055-19 on the Assessment Rolls for the following years warrants a correction and refund in the following amounts because there was an error in the essential facts and incorrectly assessed valuation, due to the parcel being within two (2) municipalities and the percentage in Mount Vernon was miscalculated on the 2023 final assessment roll for the 2024 tax year, which now warrants a correction in the following amounts for the tax year 2024: \$7,518.90 (City tax), \$2,880.45 (County tax) and \$14,350.50 (School tax); and

Whereas, this refund/credit is due to Metro Green Realty of Westchester, LLC because there was an error in the essential facts and an incorrectly assessed valuation due to the parcel being within two (2) municipalities and the percentage in Mount Vernon was miscalculated on the 2023 final assessment roll for the 2024 tax year; Now, Therefore, Be It Resolved That

The City of Mount Vernon, in City Council convened, does hereby ordain and enact:

Section 1. Authorization to Execute Application for Correction. The Mayor is hereby authorized to execute an application for correction to the 2023 Assessment Roll for the City, County, and School Tax Roll for Block - 164.68-1055-19 on the Tax Assessment Map, parcel being owned by Metro Green Realty of Westchester, LLC, 0 Oak Street, Mount Vernon, NY 10550 to indicate the correction herein.

Section 2. Authorization to Issue Refund/Credit. The Comptroller is hereby authorized and directed to issue a refund/credit to be satisfied in Budged Code A1964-492 in the total amount of \$24,749.85 (City, County, and School Tax) to Metro Green Realty of Westchester, LLC, 0 Oak Street, Mount Vernon, NY 10550, Block - 164.68-1055-19, which shall correct the City, County, and School tax bills for the 2024 Tax Years.

Section 3. This ordinance shall take effect upon its approval by the Board of Estimate & Contract.

Vote Taken As Follows: 11/13/2024
Boxhill: Yea Brownne: Yea
Poteat: Yea Thompson: Yea
Gleason: Abstain Ordinance Adopted

Vote Taken As Follows: 10/23/2024
Boxhill: Yea Brownne: Yea
Poteat: Yea Thompson: Absent
Gleason: Abstain Ordinance Not Adopted

[Signature]
Councilperson

APPROVED AS TO FORM
[Signature]
Assistant Corporation Counsel

THIS ORDINANCE ADOPTED BY CITY COUNCIL
[Signature]
President

ATTEST:
[Signature]
Deputy City Clerk

APPROVED
Dept. _____

APPROVED
NOV 14 2024
Date
[Signature]
By Mayor

12

RESOLVED, that an ordinance adopted by the City Council on November 13, 2024, and signed by the Mayor on November 14, 2024, authorizing the Establishment of Custodial Accounts for the Management of Funds Related to Specific Development Projects. (The following properties have been identified as requiring dedicated custodial accounts:

- 22 North 3rd Avenue
- Grace Church (52 South 6th Avenue)
- 56 South 12th Street
- 222 East 3rd Street (Mastermind);

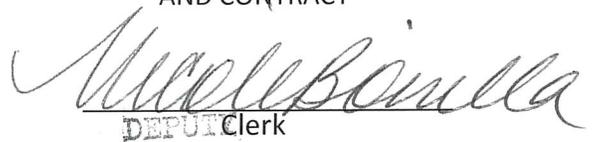
be, and the same is hereby approved.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


DEPUTY Clerk

12

11/13/2024

17

AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF CUSTODIAL ACCOUNTS FOR THE MANAGEMENT OF FUNDS RELATED TO SPECIFIC DEVELOPMENT PROJECTS

Whereas, by letter dated November 6, 2024, the City Council President has requested legislation authorizing the establishment of custodial accounts for the properties listed in this ordinance, to be used exclusively for managing funds associated with each respective development project; and

Whereas, the City of Mount Vernon seeks to support the financial management of development projects through the establishment of custodial accounts to facilitate fund allocation and oversight; and

Whereas, custodial accounts are requested to serve as holding accounts until developers of specific projects successfully complete their presentations to the City Council, submit applications, and address reimbursement of attorney fees related to each development; and

Whereas, the following properties have been identified as requiring dedicated custodial accounts:

- 22 North 3rd Avenue
• Grace Church (52 South 6th Avenue)
• 56 South 12th Street
• 222 East 3rd Street (Mastermind); and

Whereas, establishing these custodial accounts will streamline the onboarding and fund management processes, ensuring each project aligns with city requirements prior to moving forward with City Council review; Now, Therefore, Be It Resolved That

The City of Mount Vernon, in City Council convened, does hereby ordain and enact:

Section 1. Establishment of Custodial Accounts. The Comptroller hereby authorizes the establishment of custodial accounts for the properties listed in this ordinance, to be used exclusively for managing funds associated with each respective development project.

Section 2. Conditions for Fund Management. Funds within each custodial account shall remain in holding until:

- 1. The developers have completed all the required presentations to the City Council.
2. Necessary applications have been submitted in accordance with city guidelines.
3. Reimbursement for attorney fees associated with each development has been arranged and documented.

Section 3. Account Administration. The City Comptroller's Office shall administer and oversee these custodial accounts, ensuring compliance with all city policies and maintaining accurate financial records for each project.

Section 3. Effective Date. This ordinance shall take effect upon its approval by the Board of Estimate & Contract.

Councilperson signature

APPROVED AS TO FORM

Assistant Corporation Counsel signature

THIS ORDINANCE ADOPTED BY CITY COUNCIL

President signature

ATTEST:

Deputy City Clerk signature

APPROVED

NOV 14 2024

Date

Mayor signature

APPROVED

Dept.

APPROVED AS TO FORM

17

THIS ORDINANCE ADOPTED BY CITY COUNCIL

Vote Taken As Follows: 11/13/2024
Boxhill: Yea Browne: Yea
Poteat: Yea Thompson: Yea
Gleason: Yea Ordinance Adopted

OCT 15 2024

HELD

5

NOV 19 2024

13

NOT PASSED

RESOLVED, that an ordinance adopted by the City Council on October 10, 2024, and signed by the Mayor on October 11, 2024, authorizing the Acquisition and Financing of New Vehicles for the Department of Public Works Fleet Through a Lease Agreement with Leasing Servicing Center, Inc. dba NCL Government Capital - (the estimated cost of the acquisition is \$4,975,598.76, with a \$100,598.76 down payment and the remainder of \$4,875,000 financed over seven (7) years, with available funding through the American Rescue Plan Act (ARPA). The financing of the new vehicles and equipment will be covered through the following sources:

- **American Rescue Plan Act (ARPA) funds** from budget line A8160.203ARP
- A transfer of \$100,598.76 from budget line A8170.447ARP to A8160.203ARP for the down payment.
- Annual payments starting in 2026 will be made from budget lines A1640.203 and A8160.203.

, be and the same is hereby approved.

APPROVED AS TO FORM


 Assistant Corporation Counsel

ADOPTED BY
 BOARD OF ESTIMATE
 AND CONTRACT

 Clerk

13

Vote Was Taken As Follows: 10/19/2024

Morton: Nay Gleason: Nay

Patterson-Howard: Nay Resolution Not Adopted

OCT - 9 2024

6

**NOT
ADOPTED**

**AN ORDINANCE AUTHORIZING THE
ACQUISITION AND FINANCING OF NEW
VEHICLES FOR THE DEPARTMENT OF
PUBLIC WORKS FLEET THROUGH A LEASE
AGREEMENT WITH LEASE SERVICING
CENTER, INC. DBA NCL GOVERNMENT CAPITAL**

OCT 10 2024

SPECIAL

6

Whereas, by letter dated October 1, 2024, the Commissioner of the Department of Public Works ("DPW") has requested legislation authorizing the Mayor, on behalf of the City of Mount Vernon, to enter into a municipal lease agreement with Lease Servicing Center, Inc. dba NCL Government Capital ("NCL") for the acquisition of new vehicles and equipment for the Department of Public Works fleet as outlined in the attached procurement list; and

Whereas, the Department of Public Works fleet in the City of Mount Vernon is in a state of significant disrepair due to decades of neglect, mismanagement, and outdated policies, severely limiting the department's ability to deliver essential services such as snow removal, sanitation, street cleaning, road maintenance, and sewer operations; and

Whereas, a comprehensive fleet assessment conducted by the City revealed that 62.8% of the current fleet is in unsatisfactory condition, with 66.1% of vehicles being over 11 years old, far exceeding industry standards for operational life; and

Whereas, the outdated state of the DPW fleet has resulted in increased repair and maintenance costs, reduced service delivery capacity, and placed a strain on City personnel, thereby hindering the City's ability to meet the needs of its residents; and

Whereas, it is necessary for the City of Mount Vernon to replace its outdated DPW fleet and to acquire new, modern vehicles and equipment to enhance efficiency and ensure the safety of City services; and

Whereas, the City of Mount Vernon has identified Lease Servicing Center, Inc. dba NCL Government Capital ("NCL") as a reputable and experienced provider of competitive equipment financing solutions for municipalities, and NCL has been awarded a contract through Sourcewell (Contract #011620-NCL); and

Whereas, the estimated cost of the acquisition is \$4,975,598.76, with a \$100,598.76 down payment and the remainder of \$4,875,000 financed over seven (7) years, with available funding through the American Rescue Plan Act (ARPA) and future payments to be made from designated budget lines; and

Whereas, the City of Mount Vernon will enter into a municipal lease agreement with NCL to finance the acquisition of new DPW vehicles and equipment to restore the department's operational capacity and establish a sustainable fleet management framework; **Now, Therefore, Be It Resolved That**

The City of Mount Vernon, in City Council convened, does hereby ordain and enact:

Section 1. Authorization to Enter into Lease Agreement. The Mayor, on behalf of the City of Mount Vernon, is hereby authorized to enter into a municipal lease agreement with Lease Servicing Center, Inc. dba NCL Government Capital ("NCL") for the acquisition of new vehicles and equipment for the Department of Public Works fleet as outlined in the attached procurement list.

6

OCT - 9 2024

6

Section 2. Acquisition Details. The acquisition will include the purchase of the following equipment from designated dealers:

Dealer	Equipment	Number of Units	Price Per Unit	Total
Tracey Road Equipment	Trucks	5	249,220.00	1,246,100.00
Long Island Sanitation	Sweepers	2	321,511.00	643,022.00
TLG Peterbilt	Garbage Trucks	4	268,912.00	1,075,648.00
Timberland	Grapple Truck	1	238,000.00	238,000.00
Jesco	624 Loader	1	276,299.86	276,299.86
Nielsen Ford	Vans	3	63,022.50	189,067.50
Truis Inc	Titian Pro	1	78,450.00	78,450.00
Super Products	Jeper Jet 1080	1	369,126.08	369,126.08
Cruiser Division	2024 Ram 5500	3	110,235.64	33,706.92
Westchester Tractor	Chipper	1	87,994.40	87,994.40
Altec	Bucket Truck	1	236,523.00	236,523.00
Robert Green Truck	DPW Supervisor(s)	4	41,063.50	164,254.00
Customer Truck- Terex	Terex LT40 Ram	1	162,407.00	162,407.00
Mt. Kisco Chevrolet	5500 Mayor's Office	1	85,000.00	85,000.00
Mt. Kisco Chevrolet	Comptroller's Office	1	60,000.00	60,000.00
Mt. Kisco Chevrolet	Assessor's Office	1	30,000.00	30,000.00
TOTAL:				\$4,975,598.76

Section 3. Funding. The financing of the new vehicles and equipment will be covered through the following sources:

- **American Rescue Plan Act (ARPA) funds** from budget line A8160.203ARP.
- A transfer of \$100,598.76 from budget line A8170.447ARP to A8160.203ARP for the down payment.
- Annual payments starting in 2026 will be made from budget lines A1640.203 and A8160.203.

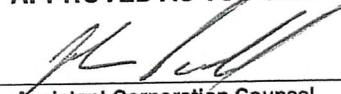
Section 4. Fleet Management Plan. The Department of Public Works is directed to implement comprehensive fleet management policies and procedures, including replacement schedules, to ensure future acquisitions are properly planned and executed, preventing a repeat of the current fleet's state of disrepair.

Section 5. Effective Date. This ordinance shall take effect upon its approval by the Board of Estimate & Contract.

Vote Taken As Follows: 10/10/2024 special
 Boxhill: Yea Brown: Absent
 Poteat: Nay Thompson: Yea
 Gleason: Yea Ordinance Adopted

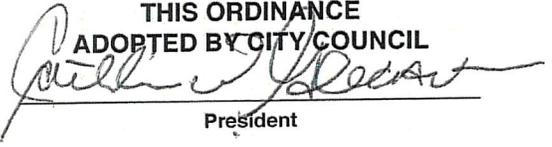
Vote Taken As Follows: 10/09/2024
 Boxhill: Yea Brown: Absent
 Poteat: Absent Thompson: Yea
 Gleason: Yea Ordinance Not Adopted

APPROVED AS TO FORM

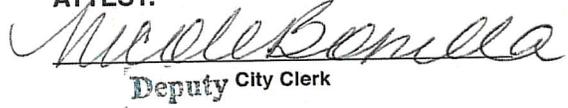

 Assistant Corporation Counsel


 Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL


 President

ATTEST:


 Deputy City Clerk

APPROVED

OCT 11 2024


 Date
 By
 Mayor

APPROVED
 Dept. _____

6

14

A RESOLUTION AUTHORIZING THE SETTLEMENT CLAIM FILED BY MICHAEL GILES

WHEREAS, on August 18, 2019, Michael Giles filed a Notice of Claim against the City of Mount Vernon (the "City") in the amount of \$300,000, alleging violation of his civil rights on July 19, 2018; and

WHEREAS, on July 17, 2020, a federal lawsuit was filed against the City of Mount Vernon on behalf of Michael Giles; and

WHEREAS, the City of Mount Vernon has reached a settlement agreement in the total amount of \$300,000, inclusive of all costs and attorney's fees, with payment structured as follows:

- The City will contribute \$275,000, which includes \$55,000 from the City's excess carrier, CHUBB, and
- An additional \$25,000 will be contributed directly by the Westchester County Department of Public Safety to the Plaintiff; and

WHEREAS, CHUBB has confirmed that it will notify the Quinn Law Firm regarding the timing of the \$55,000 payment to the City; and

WHEREAS, the Corporation Counsel, by letter dated October 28, 2024, recommends that the Board of Estimate & Contract approve this settlement in the total amount of \$300,000;

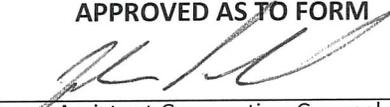
NOW, THEREFORE, BE IT:

1. **RESOLVED**, that the Board of Estimate & Contract of the City of Mount Vernon hereby authorizes and directs the disbursement of settlement funds for \$275,000 from the City's account, under the terms and conditions outlined in the settlement agreement, to Michael Giles, with the claim settled for a total of \$300,000, and that said settlement is hereby approved.

2. **RESOLVED**, that the Comptroller is hereby authorized to take all necessary actions to effectuate payment of these funds from the City's account, as provided in the settlement agreement with CHUBB.

3. **RESOLVED**, that the payment shall be allocated from Budget Code A1930.494 (Judgments & Settlements), 2024 Budget.

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

14 
DEPUTY Clerk

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

15

A RESOLUTION AUTHORIZING THE SETTLEMENT CLAIM FILED BY ISRAEL ROMAN

WHEREAS, on June 11, 2020, ISRAEL ROMAN filed a Notice of Claim against the City of Mount Vernon (the "City") for \$500,000, alleging false arrest, unlawful strip search and malicious prosecution on November 7, 2017; and

WHEREAS, on March 13, 2021, a federal lawsuit was filed against the City of Mount Vernon on behalf of ISRAEL ROMAN; and

WHEREAS, the City of Mount Vernon has reached a settlement agreement in the total amount of \$130,000; and

WHEREAS, the Corporation Counsel, by letter dated October 29, 2024, recommends that the Board of Estimate & Contract approve this settlement in the total amount of \$130,000;

NOW, THEREFORE, BE IT:

1. **RESOLVED**, that the Board of Estimate & Contract of the City of Mount Vernon hereby authorizes and directs the disbursement of settlement funds for \$130,000 from the City's account, under the terms and conditions outlined in the settlement agreement to ISRAEL ROMAN and that said settlement is hereby approved.

2. **RESOLVED**, that the Comptroller is hereby authorized to take all necessary actions to effectuate payment of these funds from the City's account, as provided in the settlement agreement to ISRAEL ROMAN.

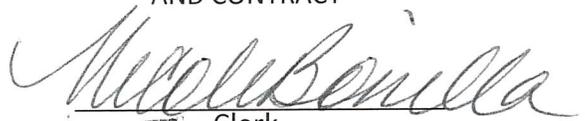
3. **RESOLVED**, that the payment shall be allocated from Budget Code A1930.494 (Judgments & Settlements), 2024 Budget.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


DEPUTY Clerk

15

NOV 19 2024

16

**A RESOLUTION AUTHORIZING THE SETTLEMENT
OF THE CLAIM OF ALBERT ARTHUR**

WHEREAS, on March 3, 2020, Albert Arthur filed a Notice of Claim against the City of Mount Vernon seeking \$2,000,000.00 in damages, alleging personal injuries sustained when his vehicle was involved in a collision with a fire department vehicle operated by two fire lieutenants on January 14, 2019; and

WHEREAS, the City of Mount Vernon was subsequently served with a Summons and Complaint on May 29, 2020; and

WHEREAS, by letter dated November 6, 2024, the Corporation Counsel has recommended that the Board of Estimate & Contract approve the settlement of this claim for the total sum of \$150,000.00; **NOW, THEREFORE, BE IT**

RESOLVED, that the claim of Albert Arthur be settled in the amount of \$150,000.00, with said settlement hereby approved; and be it further

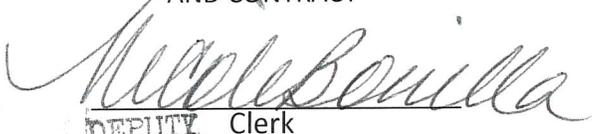
RESOLVED, this sum shall be paid from Code A1930.494 (Judgments & Settlements) in the 2024 Budget.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

76

DEPUTY, Clerk

17

A RESOLUTION AUTHORIZING THE SETTLEMENT OF THE CLAIM OF SHERRY BROWN

WHEREAS, on June 27, 2024, Sherry Brown filed a Notice of Claim against the City of Mount Vernon seeking \$5,132.93 in damages for property damage allegedly sustained to her 2020 Toyota Corolla, specifically the front and rear passenger side doors, front bumper, grille, and quarter panel, when a Department of Public Safety vehicle attempted to pass her car on the right side, resulting in a sideswipe on June 17, 2024; and

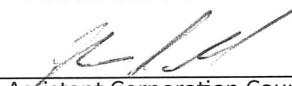
WHEREAS, by letter dated November 13, 2024, the Corporation Counsel has recommended that the Board of Estimate & Contract approve the settlement of this claim for \$4,745.22; **NOW, THEREFORE, BE IT**

RESOLVED, that the claim of Sherry Brown be settled in the amount of \$4,745.22, with said settlement hereby approved; and be it further

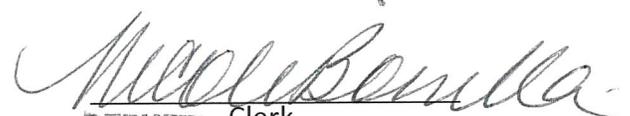
RESOLVED, that this sum shall be paid from Budget Code A1910.469 (Insurance - Claims) in the 2024 Budget.

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


DEPUTY Clerk

17

18

WHEREAS, proceedings for the review of final tax assessments have been brought against the City of Mount Vernon for the reduction of the final assessed valuations as hereinafter set forth;

WHEREAS, the Mount Vernon City Charter, section 152, provides that the Corporation Counsel shall, whenever he considers that the interests of the City will be subserved thereby, enter into a written agreement subject to the approval of the Board of Estimate and Contract to compromise and settle any claim against the City; and

WHEREAS, upon the recommendation of the Corporation Counsel, this Board of Estimate and Contract deems it in the best interests of the City to settle said proceedings as hereinafter provided; NOW, THEREFORE, be it

RESOLVED, that the settlements of tax review proceedings for the reduction of tax assessments brought in the Supreme Court, Westchester County, by the hereinafter named petitioner against the Commissioner of Assessment and the Board of Assessment Review, which proceedings are filed under the Westchester County Clerk's Index Numbers as indicated, are hereby authorized and directed, and the following assessed valuations of the said properties for the respective years hereinafter set forth are hereby allowed, together with refunds of excess taxes paid hereinafter provided:

INDEX NOS.:60955/21 **PREMISES:** 215 Thirteenth Avenue, South
PETITIONER: R&G EQUITIES, LTD.,

Map: 165.21 Block: 3019 Lot: 5

Assessment Year(s)	Tax Year(s)	Prior Total Assessment	Adjusted Total Assessment	Reduction	Tax to be Refunded by City
2021	2022	\$30,000	\$21,450	\$8,550	\$3,767.47

TOTAL: \$3,767.47

TOTAL REFUND: \$3,767.47 without costs and with interest, which interest shall be waived by petitioner if the refunds are paid within 90 days of the service of the judgment with notice of entry. Amount of refund based upon calculation and the assumptions that all taxes have been paid at the prior total assessment and all refunds will be paid within 90 days of service of the judgment with notice of entry. The amount to be actually refunded is subject to audit and approval of the Comptroller; and be it further

RESOLVED, that in each said case, the Commissioner of Assessment is hereby authorized, upon receipt of a certified copy of the proper judgment made by a Justice of the Supreme Court of the County of Westchester, and entered in the office of the Clerk of the County of Westchester, to correct the respective assessment roll or rolls in relation to the said respective properties of the abovementioned property owner to reflect the

J. Vandyke
11/18/24

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

18

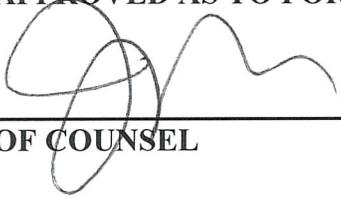
18

respective reduced assessments as hereinabove set forth and provided in said judgment; and be it further

RESOLVED, that in any of the said cases, upon receipt by the Corporation Counsel of the certified copy of the respective appropriate judgment or order signed by a Justice of the Supreme Court of said County, in said respective proceedings, directing the correction of the assessment or assessments involved on the roll or rolls for the designated year or years, and directing a refund the excessive taxes paid as stated above, and settling and discontinuing such proceeding, with prejudice, which said papers shall be satisfactory to the Corporation Counsel and upon receipt by the Comptroller is hereby authorized and directed to audit and allow and to draw a draft or drafts to the order of the said respective taxpayers or their attorneys who have paid said tax or taxes and are entitled to such refunds of the City taxes, without costs with interest which interest shall be waived by the petitioner if refunds as paid within 90 days of service of the judgment with notice of entry, and be it further

RESOLVED, that this Resolution shall take effect immediately.

APPROVED AS TO FORM:



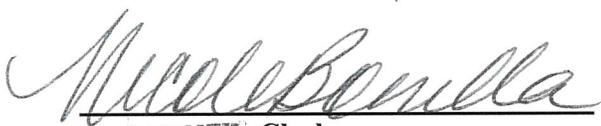
OF COUNSEL

**ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT**

APPROVED:



**OFFICE OF THE CORPORATION COUNSEL
Dept. LAW**



DEPUTY Clerk

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

18

18

WHEREAS, proceedings for the review of final tax assessments have been brought against the City of Mount Vernon for the reduction of the final assessed valuations as hereinafter set forth;

WHEREAS, the Mount Vernon City Charter, section 152, provides that the Corporation Counsel shall, whenever he considers that the interests of the City will be subserved thereby, enter into a written agreement subject to the approval of the Board of Estimate and Contract to compromise and settle any claim against the City; and

WHEREAS, upon the recommendation of the Corporation Counsel, this Board of Estimate and Contract deems it in the best interests of the City to settle said proceedings as hereinafter provided; NOW, THEREFORE, be it

RESOLVED, that the settlements of tax review proceedings for the reduction of tax assessments brought in the Supreme Court, Westchester County, by the hereinafter named petitioner against the Commissioner of Assessment and the Board of Assessment Review, which proceedings are filed under the Westchester County Clerk's Index Numbers as indicated, are hereby authorized and directed, and the following assessed valuations of the said properties for the respective years hereinafter set forth are hereby allowed, together with refunds of excess taxes paid hereinafter provided:

INDEX NOS.:63422/22 **PREMISES:** 215 Thirteenth Avenue, South
 65273/23 **PETITIONER:** A AND J REALTY HOLDINGS LLC,

Map: 165.21 Block: 3019 Lot: 5

Assessment Year(s)	Tax Year(s)	Prior Total Assessment	Adjusted Total Assessment	Reduction	Tax to be Refunded by City
2022	2023	\$30,000	\$18,090	\$11,910	\$5,542.79
2023	2024	\$30,000	\$15,390	\$14,610	\$7,323.41

TOTAL: \$12,866.20

TOTAL REFUND: \$12,866.20 without costs and with interest, which interest shall be waived by petitioner if the refunds are paid within 90 days of the service of the judgment with notice of entry. Amount of refund based upon calculation and the assumptions that all taxes have been paid at the prior total assessment and all refunds will be paid within 90 days of service of the judgment with notice of entry. The amount to be actually refunded is subject to audit and approval of the Comptroller; and be it further

RESOLVED, that in each said case, the Commissioner of Assessment is hereby authorized, upon receipt of a certified copy of the proper judgment made by a Justice of the Supreme Court of the County of Westchester, and entered in the office of the Clerk of the County of Westchester, to correct the respective assessment roll or rolls in relation to

J. Vandyke
11/18/24

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

18

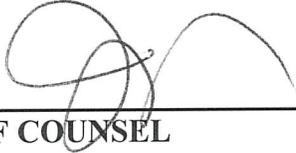
18

the said respective properties of the abovementioned property owner to reflect the respective reduced assessments as hereinabove set forth and provided in said judgment; and be it further

RESOLVED, that in any of the said cases, upon receipt by the Corporation Counsel of the certified copy of the respective appropriate judgment or order signed by a Justice of the Supreme Court of said County, in said respective proceedings, directing the correction of the assessment or assessments involved on the roll or rolls for the designated year or years, and directing a refund the excessive taxes paid as stated above, and settling and discontinuing such proceeding, with prejudice, which said papers shall be satisfactory to the Corporation Counsel and upon receipt by the Comptroller is hereby authorized and directed to audit and allow and to draw a draft or drafts to the order of the said respective taxpayers or their attorneys who have paid said tax or taxes and are entitled to such refunds of the City taxes, without costs with interest which interest shall be waived by the petitioner if refunds as paid within 90 days of service of the judgment with notice of entry, and be it further

RESOLVED, that this Resolution shall take effect immediately.

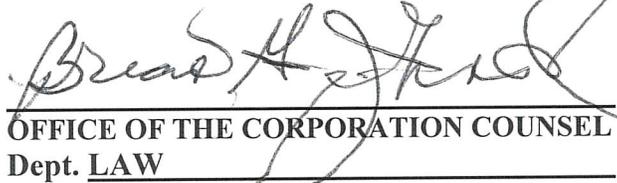
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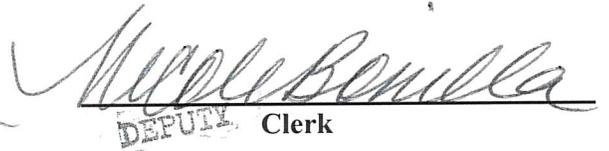


OF COUNSEL

**ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT**

APPROVED:



**OFFICE OF THE CORPORATION COUNSEL
Dept. LAW**

DEPUTY Clerk

Vote Was Taken As Follows: 10/19/2024
Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

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WHEREAS, proceedings for the review of final tax assessments have been brought against the City of Mount Vernon for the reduction of the final assessed valuations as hereinafter set forth;

WHEREAS, the Mount Vernon City Charter, section 152, provides that the Corporation Counsel shall, whenever he considers that the interests of the City will be subserved thereby, enter into a written agreement subject to the approval of the Board of Estimate and Contract to compromise and settle any claim against the City; and

WHEREAS, upon the recommendation of the Corporation Counsel, this Board of Estimate and Contract deems it in the best interests of the City to settle said proceedings as hereinafter provided; NOW, THEREFORE, be it

RESOLVED, that the settlements of tax review proceedings for the reduction of tax assessments brought in the Supreme Court, Westchester County, by the hereinafter named petitioner against the Commissioner of Assessment and the Board of Assessment Review, which proceedings are filed under the Westchester County Clerk's Index Numbers as indicated, are hereby authorized and directed, and the following assessed valuations of the said properties for the respective years hereinafter set forth are hereby allowed, together with refunds of excess taxes paid hereinafter provided:

INDEX NOS.:65268/23 **PREMISES:** 118 Twelfth Avenue, South
PETITIONER: 118-120 S. 12th Ave. LLC,

Map: 165.21 **Block:** 3018 **Lot:** 11
Map: 165.21 **Block:** 3018 **Lot:** 39

Assessment Year(s)	Tax Year(s)	Prior Total Assessment	Adjusted Total Assessment	Reduction	Tax to be Refunded by City
2023	2024	\$17,000	\$12,000	\$5000	\$2,506.30
2023	2024	\$18,000	\$12,000	\$6000	\$3007.56

TOTAL: \$5,513.86

TOTAL REFUND: \$5,513.86 without costs and with interest, which interest shall be waived by petitioner if the refunds are paid within 90 days of the service of the judgment with notice of entry. Amount of refund based upon calculation and the assumptions that all taxes have been paid at the prior total assessment and all refunds will be paid within 90 days of service of the judgment with notice of entry. The amount to be actually refunded is subject to audit and approval of the Comptroller; and be it further

RESOLVED, that in each said case, the Commissioner of Assessment is hereby authorized, upon receipt of a certified copy of the proper judgment made by a Justice of the Supreme Court of the County of Westchester, and entered in the office of the Clerk of

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Morfon: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

D. V. Anderson
11/18/24

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NOV 19 2024

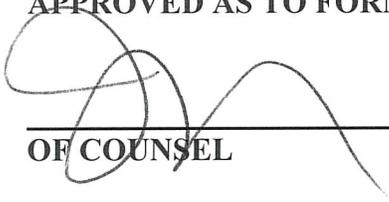
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respective reduced assessments as hereinabove set forth and provided in said judgment;
and be it further

RESOLVED, that in any of the said cases, upon receipt by the Corporation Counsel of the certified copy of the respective appropriate judgment or order signed by a Justice of the Supreme Court of said County, in said respective proceedings, directing the correction of the assessment or assessments involved on the roll or rolls for the designated year or years, and directing a refund the excessive taxes paid as stated above, and settling and discontinuing such proceeding, with prejudice, which said papers shall be satisfactory to the Corporation Counsel and upon receipt by the Comptroller is hereby authorized and directed to audit and allow and to draw a draft or drafts to the order of the said respective taxpayers or their attorneys who have paid said tax or taxes and are entitled to such refunds of the City taxes, without costs with interest which interest shall be waived by the petitioner if refunds as paid within 90 days of service of the judgment with notice of entry, and be it further

RESOLVED, that this Resolution shall take effect immediately.

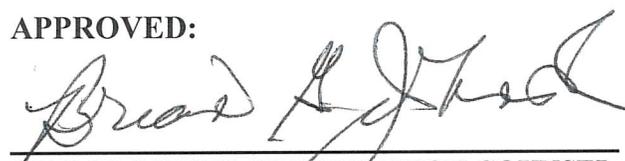
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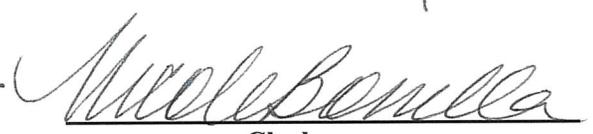
OF COUNSEL

**ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT**

APPROVED:



**OFFICE OF THE CORPORATION COUNSEL
Dept. LAW**



DEPUTY Clerk

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Morton: Yea Gleason: Yea
Patterson-Howard: Yea Resolution Adopted

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