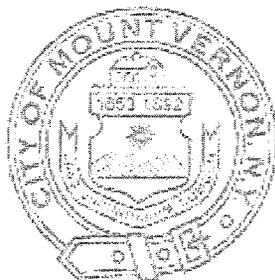


City of Mount Vernon, New York

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



Meeting Agenda - Final

Wednesday, April 24, 2024

7:00 PM

**CITY COUNCIL CHAMBERS
CITY HALL**

City Council

TANESIA M. WALTERS, J.D., M.P.A.
City Clerk

**A REGULAR MEETING OF THE CITY OF THE MOUNT VERNON CITY COUNCIL
HELD ON WEDNESDAY, APRIL 24, 2024
Scheduled for 7:00 pm in the City Council Chambers, City Hall, Mount Vernon, New York.**

**** This meeting was held in the City Council Chambers, with virtual participation via ZOOM and CMVNY Facebook. The meeting was not closed to the public. ****

PRESIDING: Danielle Browne, Esq., Acting President

OTHERS: Tanesia M. Walters, City Clerk; Antoinette Anderson, Legislative Aide; Brian G. Johnson, Corporation Counsel; Johan Powell, Deputy Corporation Counsel.

CALL TO ORDER / PLEDGE OF ALLEGIANCE

Acting Council President Danielle Browne, called the meeting to order and provided general house-keeping rules, including encouraging citizens to share the meeting on social media and what to do “in case of emergency”. Acting Council President Browne explained the 3-minute-plus-1 public comment rule. She then asked a Councilperson to lead the council in the Pledge of Allegiance. Council President then proceeded to the Public Speakers session of the evening (listed below as public comment).

PRESENTATIONS

2017 Annual Independent Audit Presentation by PKF O'Connor Davies

PUBLIC COMMENT

REFERRAL SESSION

Roll Call administered by City Clerk Tanesia M. Walters

REPORTS OF STANDING COMMITTEES AND ACTION THEREON

To the Council:

LEGISLATION AND PUBLIC WORKS

1. Office of the Mayor: An ordinance authorizing the Mayor to attend the Democratic Mayors Association “Champions of Democracy Summit” in Washington DC. (May 9 - 11, 2024)

Code: LPW

2. Office of the Mayor: An ordinance authorizing the Mayor's attendance at the 2024 New York Conference of Mayors and Municipal Officials (NYCOM) Annual Membership Conference (May 15 - 17, 2024).

Code: LPW

3. Office of the Mayor: An ordinance authorizing the Mayor to attend the 2024 EPA Local Government Advisory Committee's (LGAC) Public Meeting (Washington DC, May 21 and May 22, 2024).
Code: LPW
4. Department of Public Works: An ordinance proclaiming May 19, 2024 through May 25, 2024, as National Public Works Week
Code: LPW
5. Department of Recreation: An ordinance authorizing the Co-Sponsorship of the Annual Community Baby Shower (co-sponsorship with Senator Bailey's office on May 10, 2024, from 4:00 p.m. to 6:00 p.m. at the Doles Community Center).
Code: LPW
6. Department of Recreation: An ordinance authorizing the Mexican/Latin Cultural Celebration Co-sponsorship at Hartley Park (with Miztili LLC).
7. Department of Recreation: An ordinance authorizing the Department to co-sponsor the Cinco de Mayo Celebration in collaboration with Westchester Latinos Unidos
Code: HR
8. City Council: An ordinance Repealing Outdated Procurement Legislation and Adopting an Updated Procurement Policy for the City of Mount Vernon, New York
Code: LPW

To the Council:

HUMAN RESOURCES

9. Youth Bureau: An ordinance authorizing the Mayor to retroactively enter into an agreement between the City of Mount Vernon and Barrington Irving Technical Training School (BITTS) - (March 1, 2024 to June 30, 2024).
Code: HR
10. Youth Bureau: An ordinance authorizing the Mayor to retroactively enter into an agreement with Chef Giovanni Green of Break Bread not Hearts (March 1, 2024, to June 30, 2024).
Code: HR
11. Youth Bureau: An ordinance authorizing attendance at the National Association for Relationship and Marriage Education (NARME) Summit (June 23rd to June 26, 2024)
Code: HR

To the Council:

PUBLIC SAFETY AND CODES

**NOT
ADOPTED**

Department of Buildings: An ordinance authorizing Commissioner Patrick Holder to attend the 2024 International Code Council (ICC) Annual Conference Expo - (October 20-23, 2024)

Code: PSC

- 13. Department of Buildings: An ordinance authorizing Retroactive Payment for Repairs on Non-City-Owned Properties

Code: PSC

- 14. Department of Public Safety: An ordinance authorizing retroactive attendance for two (2) Members of Service ("MoS") at the Consensual Encounters Training (Thursday, February 8, 2024)(Not Adopted - 2nd vote Needed).

Code: PSC

To the Council:

FINANCE AND PLANNING

- 15. Comptroller's Office: An ordinance authorizing the acceptance of the 2017 Annual Independent Audit by PKF O'Connor

Code: FP

OTHER BUSINESS/CLOSING COMMENTS

1

AN ORDINANCE AUTHORIZING THE MAYOR TO ATTEND THE DEMOCRATIC MAYORS ASSOCIATION “CHAMPIONS OF DEMOCRACY SUMMIT” IN WASHINGTON DC (May 9-11, 2024)

Whereas, by letter dated April 11, 2024, the Mayor has requested legislation authorizing her to attend the Democratic Mayors Association “Champions of Democracy Summit” in Washington DC from May 9 – 11, 2024; and

Whereas, the Mayor of Mount Vernon must stay informed and connected with national initiatives and policies that impact the Mount Vernon community; and

Whereas, the Democratic Mayors Association “Champions of Democracy Summit” offers valuable opportunities for the Mayor to engage with officials from the Biden-Harris team and gain insights into upcoming initiatives from the White House; and

Whereas, the Mayor’s attendance at the summit will empower her with the knowledge and resources necessary to effectively communicate and mobilize proactive initiatives within the Mount Vernon community; and

Whereas, the summit will cover a wide range of topics including The Housing Crisis, Public Safety, Economic Development, Dealing with Polarization, Social Advocacy, Immigration, Voting Rights, and How to Develop Strategic Alliances; and

Whereas, it is in the best interest of the City of Mount Vernon to allocate funds for the Mayor’s attendance at the Democratic Mayors Association “Champions of Democracy Summit”; **Now, Therefore, Be It Resolved That**

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

Section 1. Authorization. The Mayor of Mount Vernon is hereby authorized to attend the Democratic Mayors Association “Champions of Democracy Summit” in Washington DC May 9 – 11, 2024.

Section 2. Expenditure Limit. The total cost of the trip, including transportation, incidentals, and hotel expenses, shall not exceed \$1,000.

Section 3. Funding Source. The expenses related to the Mayor’s attendance at the summit shall be expensed from budget A 1210.402 – Travel.

Section 4. Purpose of Attendance. The Mayor’s attendance at the Democratic Mayors Association “Champions of Democracy Summit” is intended to empower her with the knowledge and resources necessary to effectively communicate and mobilize proactive initiatives within the Mount Vernon community.

Section 5. Summit Sessions. The summit sessions shall cover various topics including The Housing Crisis, Public Safety, Economic Development, Dealing with Polarization, Social Advocacy, Immigration, Voting Rights, and How to Develop Strategic Alliances.

Section 6. Severability. If any provision of this ordinance is held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of any other provision of this ordinance.

1

Section 7. Repeal of Conflicting Ordinances. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

Section 8. Publication. The City Clerk is hereby directed to publish this ordinance under the requirements of law.

Section 9. Effective Date. This ordinance shall take effect upon its approval by the Board of Estimate & Contract.

Vote Taken As Follows: 4/24/2024
Boxhill: Yea Browne: Yea
Poteat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM



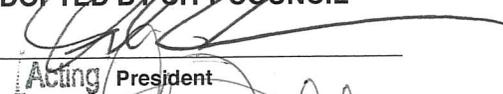
Assistant Corporation Counsel
Deputy

APPROVED
Dept. _____

**THIS ORDINANCE
ADOPTED BY CITY COUNCIL**

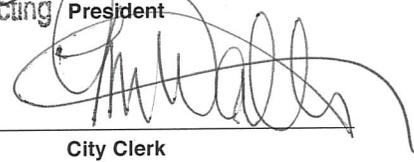


Councilperson



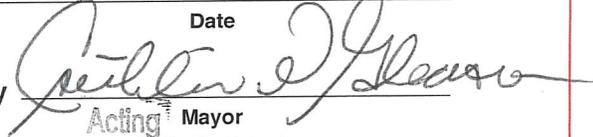
Acting President

ATTEST:



City Clerk

APPROVED
APR 24 2024

Date
By 
Acting Mayor

1

2

**AN ORDINANCE AUTHORIZING THE MAYOR'S
ATTENDANCE AT THE 2024 NEW YORK CONFERENCE
OF MAYORS AND MUNICIPAL OFFICIALS (NYCOM)
ANNUAL MEMBERSHIP CONFERENCE (May 15-17, 2024)**

Whereas, by letter dated April 10, 2024, the Mayor has requested legislation authorizing her to attend the 2024 New York Conference of Mayors and Municipal Officials (NYCOM) Annual Membership Conference from May 15-17, 2024, in Bolton Landing, New York; and

Whereas, the Mayor of the City of Mount Vernon has been invited to attend the 2024 New York Conference of Mayors and Municipal Officials (NYCOM) Annual Membership Conference in Bolton Landing, New York; and

Whereas, it is deemed beneficial for the Mayor to attend such conferences to foster partnerships, exchange ideas, and gain knowledge that will directly benefit the residents of Mount Vernon; and

Whereas, the cost of registration for the conference shall not exceed \$600.00 and the total cost of the trip, including transportation, incidentals, registration fees, and hotel fees, shall not exceed \$1,500.00; and

Whereas, the expenses related to travel and hotel fees for the Mayor's attendance at the NYCOM Annual Membership Conference will be sourced from Budget A1210.402 – Travel;

Whereas, as a member of the NYCOM Executive Committee, attending the Annual Membership Conference will enable the Mayor to engage with other conference members, attend workshops, participate in committee meetings, and connect with vendors providing essential products and services; and

Whereas, the workshops at the conference will cover a variety of innovative topics relevant to municipal governance and administration, including but not limited to Health Insurance Options for Local Governments, Strategies for Stopping Illegal Cannabis Sales, State and Federal Funding Opportunities, Managing Water Resources in Communities, In Rem Tax Enforcement Post Tyler, Emergency Management for Elected and Appointed Officials, Volunteer Firefighter Issues, and Ethics for Local Officials;
Now, Therefore, Be It Resolved That

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

Section 1. Authorization. The Mayor of the City of Mount Vernon is hereby authorized to attend the 2024 New York Conference of Mayors and Municipal Officials (NYCOM) Annual Membership Conference from May 15-17, 2024, in Bolton Landing, New York.

Section 2. Financial Provisions:

(a) The cost of registration for the conference shall not exceed \$600.00.

(b) The total cost of the trip, including transportation, incidentals, registration fees, and hotel fees, shall not exceed \$1,500.00.

(c) The expenses associated with the Mayor's attendance at the NYCOM Annual Membership Conference shall be expensed from Budget A1210.402 – Travel.

2

2

Section 3. Purpose of Attendance. The Mayor's attendance at the NYCOM Annual Membership Conference is intended to facilitate networking opportunities, knowledge exchange, and partnership building for the benefit of the residents of Mount Vernon.

Section 4. Workshop Topics. The Mayor shall actively participate in workshops covering a range of topics relevant to municipal governance and administration, as outlined in the "Whereas" clauses of this ordinance.

Section 5. Severability. If any provision of this ordinance is held to be invalid or unenforceable, the remaining provisions shall remain in full force and effect.

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

Vote Taken As Follows: 4/24/2024

Boxhill: Yea Browne: Yea
Poteat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM



Assistant Corporation Counsel
Deputy

APPROVED

Dept. _____

Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

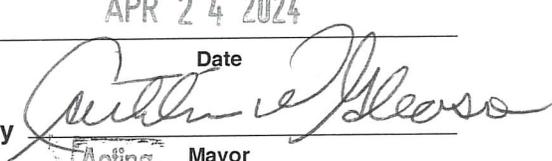
Acting President

ATTEST:

City Clerk

APPROVED
APR 24 2024

Date

By 

Acting Mayor

2

3

AN ORDINANCE AUTHORIZING THE MAYOR TO ATTEND THE 2024 EPA LOCAL GOVERNMENT ADVISORY COMMITTEE'S (LGAC) PUBLIC MEETING (May 21-22, 2024)

Whereas, by letter dated April 11, 2024, the Mayor has requested legislation authorizing her to attend the 2024 EPA Local Government Advisory Committee's Public Meeting in Washington DC on May 21 - 22, 2024; and

Whereas, the EPA Local Government Advisory Committee is an independent, policy-oriented advisory committee that provides advice and recommendations to the EPA Administrator on critical environmental issues impacting local governments; and

Whereas, as a member of the EPA Local Government Advisory Committee, attending the public meeting in May will enable the Mayor to participate in discussions around Climate Communications, Reducing Plastic Pollution, and Environmental Justice while presenting the Mount Vernon perspective to EPA decision-makers; and

Whereas, it is deemed beneficial for the City of Mount Vernon for its Mayor to attend such meetings to stay informed on environmental policies and contribute to discussions that may impact the city;

Whereas, the entire trip, including transportation, incidentals, and hotel, should not exceed \$1,500.00 with the costs of travel and lodging to be reimbursed by The Environmental Protection Agency after the meeting concludes; Now, Therefore, Be It Resolved That

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

Section 1. Authorization. The Mayor of Mount Vernon is hereby authorized to attend the 2024 EPA Local Government Advisory Committee's Public Meeting in Washington DC on May 21-22, 2024.

Section 2. Expenditure Limit. The total expenditure for the trip, including transportation, incidentals, and hotel, shall not exceed \$1,500. Costs of travel and lodging shall be reimbursed by The Environmental Protection Agency after the meeting concludes.

Section 3. Funding Source. The cost of the travel and hotel fees shall be expensed from budget A1210.402 - Travel.

Section 4. Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared to be severable.

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

APPROVED AS TO FORM

[Signature] Assistant Corporation Counsel Deputy

[Signature] Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

[Signature] Acting President

ATTEST:

[Signature] City Clerk

APPROVED APR 24 2024

APPROVED Dept. _____

[Signature] Date Acting Mayor

Vote Taken As Follows: 4/24/2024
Boxhill: Yea Browne: Yea
Poteat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

3

**AN ORDINANCE PROCLAIMING
MAY 19, 2024, THROUGH MAY 25, 2024,
AS NATIONAL PUBLIC WORKS WEEK**

Whereas, by letter dated April 10, 2024, the Commissioner of the Department of Public Works has requested that the City Council of the City of Mount Vernon proclaim May 19, 2024, through May 25, 2024, as National Public Works Week in recognition of the invaluable contributions made by Public Works professionals; and

Whereas, it has been brought to the attention of the City Council that May 19, 2024, through May 25, 2024, marks National Public Works Week in the United States; and

Whereas, the observance of National Public Works Week serves to celebrate and recognize the invaluable contributions made by the tens of thousands of men and women across the nation who are engaged in providing and maintaining the infrastructure and services collectively known as public works; and

Whereas, Public Works professionals play a crucial role in the daily lives of citizens by ensuring access to clean water, safe roads, bridges, functional transportation systems, and various other essential services; and

Whereas, their dedicated efforts contribute significantly to enhancing the physical and environmental aspects of our community, thereby improving our overall quality of life; and

Whereas, National Public Works Week provides an opportunity to engage the community and educate them on the vital role of Public Works, with this year's theme being "Quality of Life for All," emphasizing the commitment of Public Works professionals to enhance the quality of life for all residents in the City of Mount Vernon;
Now, Therefore, Be It Resolved That

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

Section 1. Proclamation. The City Council of the City of Mount Vernon hereby proclaims May 19, 2024, through May 25, 2024, as National Public Works Week in recognition of the invaluable contributions made by Public Works professionals.

Section 2. Celebration and Recognition. During National Public Works Week, the City of Mount Vernon shall celebrate and recognize the dedication and hard work of Public Works professionals who contribute to the well-being and prosperity of our community.

Section 3. Community Engagement. The City shall engage the community during National Public Works Week to educate residents about the essential role of Public Works in enhancing the quality of life for all citizens.

Section 4. Theme Emphasis. The City shall emphasize the theme "Quality of Life for All" during National Public Works Week, highlighting the commitment of Public Works professionals to improving the quality of life for all residents in Mount Vernon.

Section 5. Severability. If any provision of this ordinance is held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable.

4

Section 6. Repeal. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 7. Publication. The City Clerk is hereby directed to publish this ordinance under the laws of the City of Mount Vernon.

Section 8. Effective Date. This ordinance shall take effect immediately upon adoption of this ordinance by the City Council.

Vote Taken As Follows: 4/24/2024
Boxhill: Yea Browne: Yea
Poteat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM

[Signature]
Assistant Corporation Counsel
Deputy

APPROVED
Dept. _____

[Signature]
Councilperson

**THIS ORDINANCE
ADOPTED BY CITY COUNCIL**

[Signature]
Acting President

ATTEST:

[Signature]
City Clerk

APPROVED
APR 24 2024

Date

[Signature]
Acting Mayor

4

5

AN ORDINANCE AUTHORIZING THE CO-SPONSORSHIP OF THE ANNUAL COMMUNITY BABY SHOWER

Whereas, by letter dated April 11, 2024, the Commissioner of the Department of Recreation has requested legislation authorizing the co-sponsorship of the Annual Community Baby Shower, to be held on Friday, May 10, 2024, from 4:00 p.m. to 6:00 p.m. at the Doles Community Center, 250 South 6th Avenue, Mount Vernon, NY; and

Whereas, the Department of Recreation, in collaboration with Senator Bailey’s office, has requested the City Council’s endorsement to co-sponsor the Annual Community Baby Shower; and

Whereas, the Community Baby Shower is an initiative aimed at providing practical assistance, emotional support, and a sense of community to expectant parents and families by offering essential baby supplies, educational resources, and a supportive environment; and

Whereas, the event fosters connections among facilities, healthcare professionals, volunteers, and local organizations, creating a network of support that extends beyond the event itself, thereby celebrating the joy of new life and emphasizing the importance of collective care and compassion in welcoming every child into the world; and

Whereas, the level of co-sponsorship from the Recreation Department includes the utilization of the Doles Center, donation of supplies, and provision of additional staffing for the event; and

Whereas, the estimated cost to the city for co-sponsoring this event is approximately \$2,500, to be allocated from Budget Code A7310.104 (Part-Time Salaries); **Now, Therefore, Be It Resolved That**

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

Section 1. Co-Sponsorship Approval. The City Council of Mount Vernon hereby approves the co-sponsorship of the Annual Community Baby Shower, to be held on Friday, May 10, 2024, at the Doles Community Center, 250 South 6th Avenue, Mount Vernon, NY.

Section 2. Utilization of Doles Center. The Department of Recreation is authorized to utilize the Doles Community Center for the Annual Community Baby Shower event on the specified date and time.

Section 3. Funding. An amount not exceeding \$2,500 shall be allocated from Budget Code A7310.104 (Part-Time Salaries) to cover the expenses associated with providing additional staffing for the event.

Section 4. Donation of Supplies. The Recreation Department is directed to donate essential baby supplies to support the Annual Community Baby Shower event.

Section 5. Additional Staffing. The Recreation Department shall provide additional staffing as necessary to ensure the successful execution of the Annual Community Baby Shower.

5

Section 6. Severability. If any provision of this ordinance is held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable.

Section 7. Repeal. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 8. Publication. The City Clerk is hereby directed to publish this ordinance under the laws of the City of Mount Vernon.

Section 9. Effective Date. This ordinance shall take effect its approval by the Board of Estimate & Contract.

Vote Taken As Follows: 4/24/2024
Boxhill: Yea Browne: Yea
Poteat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel
Deputy

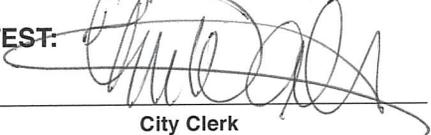
APPROVED

Dept. _____


Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

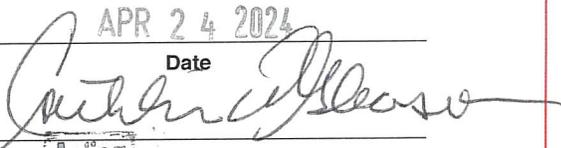

Acting President

ATTEST: 
City Clerk

APPROVED

APR 24 2024

Date


By _____
Acting Mayor

5

APR 24 2024

6

**AN ORDINANCE AUTHORIZING THE
MEXICAN/LATIN CULTURAL CELEBRATION
CO-SPONSORSHIP AT HARTLEY PARK**

Whereas, by letter dated April 15, 2024, the Commissioner for the Department of Recreation has requested legislation authorizing the Department to co-sponsor the Mexican/Latin Cultural Celebration, scheduled for Sunday, May 19, 2024, from 10:00 a.m. to 6:00 p.m., in Hartley Park; and

Whereas, the Department of Recreation, in collaboration with Miztli LLC, seeks City Council approval to co-sponsor the Mexican/Latin Cultural Celebration; and

Whereas, the event aims to foster understanding and appreciation among attendees, providing colorful dance performances, engaging workshops, and opportunities for people of all backgrounds to come together to share experiences and celebrate cultural diversity; and

Whereas, the cultural event aims to celebrate diversity, promote community spirit, and showcase traditions, art, music, and cuisine from Mexican and Latin American cultures; and

Whereas, the event is anticipated to foster understanding and appreciation among attendees and provide a platform for individuals of all backgrounds to come together and celebrate cultural diversity; and

Whereas, the anticipated attendance is three hundred and fifty (350) individuals, with twenty-five (25) business vendors, ten (10) food vendors, activities for children, and entertainment on a stage with a DJ and artistic performances; and

Whereas, there will be no sale of alcohol during the event, no street closures are requested; and

Whereas, the event supervisor has assessed the event and determined that there are no safety concerns, recommending the hiring of three (3) police officers to patrol the inside grounds of Hartley Park during the event, with payment for their services to be submitted prior to the event; and

Whereas, the event supervisor further recommends that the street supervisor monitor the event and be authorized to hire additional officers on an overtime basis, at the organizer's expense, should the need arise; and

Whereas, the Department of Recreation will provide support by facilitating the use of Hartley Park furnishing necessary equipment such as tables and chairs for 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. The City Council hereby authorizes the Department of Recreation to co-sponsor the Mexican/Latin Cultural Celebration, scheduled for Sunday, May 19, 2024, from 10:00 a.m. to 6:00 p.m., in Hartley Park.

Section 2. Funding. There is *no* cost to the city for the co-sponsorship of this event.

Section 3. Purpose of the Cultural Celebration. The Mexican/Latin Cultural Celebration aims to celebrate diversity, promote community spirit, and showcase the rich tapestry of traditions, art, music, and cuisine from Mexican and Latin American cultures.

4

6

Section 4. Support and Assistance. The Department of Recreation shall assist in the use of Hartley Park for the Mexican/Latin Cultural Celebration. This includes facilitating permits, coordinating logistics, and providing necessary equipment such as tables and chairs for event participants and attendees.

Section 5. Authorization for Hiring Police Officers and Additional Police Officers. This ordinance grants authorization for the street supervisor to hire three (3) police officers to patrol the inside grounds of Hartley Park during the event, with payment for their services to be submitted before the event and additional police officers on an overtime basis, at the organizer's expense, should the need arise during the event.

Section 6. Compliance. All organizers, participants, and attendees of the Mexican/Latin Cultural Celebration shall comply with all applicable laws, regulations, and guidelines set forth by the City of Mount Vernon and the Department of Recreation.

Section 7. Severability. If any provision of this ordinance is held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining provisions, which shall remain in full force and effect.

Section 8. Effective Date. This ordinance shall take effect immediately upon passage and approval by the City Council.

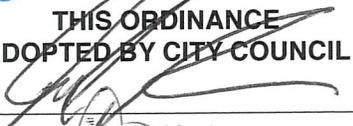
Vote Taken As Follows: 4/24/2024
Boxhill: Yea Browne: Yea
Poteat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM

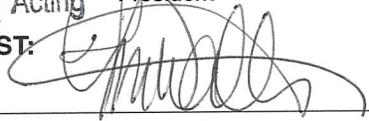

Assistant Corporation Counsel
Deputy


Councilperson

**THIS ORDINANCE
ADOPTED BY CITY COUNCIL**

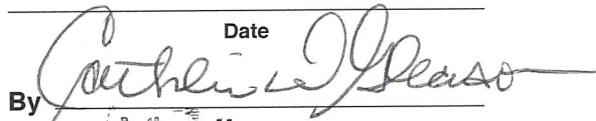

Acting President

ATTEST:


City Clerk

APPROVED
APR 24 2024

Date


By *Catherine Gleason*
Acting Mayor

APPROVED
Dept. _____

AN ORDINANCE AUTHORIZING THE DEPARTMENT OF RECREATION TO CO-SPONSOR THE CINCO DE MAYO CELEBRATION IN COLLABORATION WITH WESTCHESTER LATINOS UNIDOS

Whereas, by letter dated April 15, 2024, the Commissioner of the Department of Recreation has requested legislation authorizing the Department to co-sponsor the Cinco de Mayo Celebration scheduled on Sunday, May 5, 2024, from 2:00 p.m. to 5:00 p.m. at Howard Street Playground, in partnership with Westchester Latino Unidos; and

Whereas, the Department of Recreation, in collaboration with Westchester Latino Unidos, seeks to organize and host the Cinco de Mayo Celebration on Sunday, May 5, 2024, from 2:00 p.m. to 5:00 p.m. at Howard Street Playground; and

Whereas, the Cinco de Mayo celebration is an eagerly awaited event that promises a vibrant celebration of flavor, music, and cultural pride; and

Whereas, the previous year's festivities were exceptionally successful, with the vibrant energy of Mexican heritage enriching every aspect of the celebration; and

Whereas, the Department of Recreation will co-sponsor the event with Westchester Latinos Unidos, providing the venue and organizing various entertaining activities; and

Whereas, the estimated cost to the city for co-sponsoring this event is approximately \$1,500, to be allocated from Budget Code A7620.457 (Recreation Features & Other Expenses); **Now, Therefore, Be It Resolved That**

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

Section 1. Co-Sponsorship. The Department of Recreation is hereby authorized to co-sponsor the Cinco de Mayo Celebration scheduled for Sunday, May 5, 2024, from 2:00 p.m. to 5:00 p.m. at Howard Street Playground, in partnership with Westchester Latino Unidos.

Section 2. Responsibilities. The Department of Recreation shall be responsible for providing the venue and organizing fun activities for the Cinco de Mayo Celebration.

Section 3. Funding. An amount not exceeding \$1,500 shall be allocated from Budget Bode A7620.457 (Recreation Features & Other Expenses) to cover the expenses associated with co-sponsoring the Cinco de Mayo Celebration.

Section 4. Severability. If any provision of this ordinance is held to be invalid, such invalidity shall not affect the remaining provisions, which shall continue to be in full force and effect.

Section 5. Repeal. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

APR 24 2024
7

Section 6. Publication. This ordinance shall be published and become effective under the laws of the City of Mount Vernon.

Section 7. Effective Date. This ordinance shall take effect upon its approval by the Board of Estimate & Contract.

Vote Taken As Follows: 4/24/2024
Boxhill: Yea Browne: Yea
Poteat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel
Deputy

APPROVED
Dept. _____

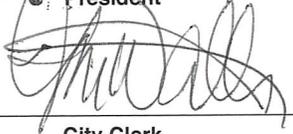


Councilperson

**THIS ORDINANCE
ADOPTED BY CITY COUNCIL**

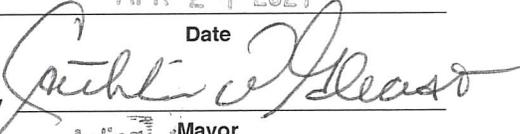


Acting President

ATTEST: 

City Clerk

APPROVED
APR 24 2024

Date
By 
Acting Mayor

APR 24 2024
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**AN ORDINANCE REPEALING OUTDATED
PROCUREMENT LEGISLATION AND ADOPTING
AN UPDATED PROCUREMENT POLICY FOR
THE CITY OF MOUNT VERNON, NEW YORK**

Whereas, by letter dated April 9, 2024, City Councilwoman, Danielle R. Browne, Esq. has requested legislation authorizing the repealing of the outdated procurement legislation and adopting an updated procurement policy for the City of Mount Vernon, New York; and

Whereas, the City of Mount Vernon recognizes the need to update its procurement legislation to comply with New York State laws and operate efficiently in today's fast-paced environment; and

Whereas, the current procurement policy, which has remained unchanged since 1992, is outdated and inadequate to meet the needs of the city's operations; and

Whereas, the revision of the procurement policy is crucial to streamline the procurement process, enhance competencies, ensure quality and cost-effectiveness, and safeguard against impropriety and corruption in procurement practices; **Now, Therefore, Be It Resolved That**

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

Section 1. Title. This ordinance shall be known as the "Repeal of Outdated Procurement Legislation and Adoption of an Updated Procurement Policy for the City of Mount Vernon, New York."

Section 2. Repeal of Outdated Legislation. The City Council hereby repeals the Outdated Legislation, which was enacted in 1992, as it is outdated and no longer reflects the needs of the City of Mount Vernon.

Section 3. Adoption of Updated Procurement Policy. The City Council hereby adopts the updated procurement policy, as indicated below, to replace the repealed legislation:

**"POLICIES AND PROCEDURES FOR
PROCUREMENT OF GOODS AND SERVICES
NOT SUBJECT TO COMPETITIVE BIDDING**

§1. Statement of Policy and Purpose. Goods and services which are not required by law to be procured pursuant to competitive bidding must be procured in a manner so as to assure the prudent and economical use of public moneys, in the best interests of the taxpayers, to facilitate the acquisition of goods and services of maximum quality at the lowest possible cost under the circumstances, and to guard against favoritism, improvidence, extravagance, fraud and corruption.

To further these objectives, the City Council is hereby adopting internal policies and procedures governing all procurements of goods and services which are not required to be made pursuant to the competitive bidding requirements of General Municipal Law §103, or of any other general, special or local law.

This resolution sets forth the policies and procedures of the City of Mount Vernon to meet the requirements of General Municipal Law, § 104-b.

§2. Lists of Suppliers and Contractors.

A. The Procurement Manager, or the designated person by the Commissioner of Management Services, shall maintain lists of suppliers and contractors categorizing the various types of goods and services, which officials, department heads, or their duly authorized designees may use in soliciting prices.



B. The Procurement Manager, or the designated person by the Commissioner of Management Services, shall update such lists on an annual basis or as needed and take such steps necessary to effectuate the same.

C. Officials, department heads or their duly authorized purchasing agents shall advise the Procurement Manager, or the designated person by the Commissioner of Management Services, of prospective suppliers or contractors which should be added to the abovementioned lists.

§3. Applicability of this Policy. The policies and procedures outlined herein apply to the procurement of every good or service procured by the municipality that are not required to be made pursuant to the competitive bidding requirements General Municipal Law §103 or of any general, special or local law.

A. Purchase or Public Works Contract Determination. Every proposed purchase must initially be reviewed to determine whether it constitutes a purchase contract or a public works contract. In general, purchase contracts involve the acquisition of commodities, materials, supplies, or equipment, while contracts for public work involve labor or construction. For the purposes of this policy routine service contracts (e.g. ground maintenance, vehicle maintenance and repair, janitorial services) will be considered purchase contracts for the applicable methods of procurement and adequate documentation.

B. Aggregate Amount Determination. Once the determination is made regarding whether the procurement constitutes a purchase contract or a public works contract, a good-faith effort will be made to determine whether it is known, or can reasonably be expected, that the aggregate amount to be spent on the goods or services falls below the monetary threshold for state competitive bidding laws set forth under General Municipal Law Section 103. This determination must take into account past purchases and the aggregate amount to be spent in a year.

C. Procurements Subject to State Competitive Bidding. The following items are subject to competitive bidding pursuant to General Municipal Law §103 and must be procured through the procedure outlined therein:

- a. Purchase contracts over \$20,000; and
- b. Public works contracts over \$35,000.

D. (i) Procurements Not Subject to State Competitive Bidding Requirements. The following items are either not subject to or are exceptions to General Municipal Law Section 103 competitive bidding requirements:

- a. Purchase contracts under \$20,000 and public works contracts under \$35,000;
- b. Emergency purchases;
- c. Certain municipal hospital purchases;
- d. Goods purchased from agencies for the blind or severely handicapped;
- e. Goods purchased from correctional institutions;
- f. Purchases under state and county contracts; and
- g. Surplus and secondhand purchases from another governmental entity.

(ii) Documentation Required. The determination that a purchase is not subject to competitive bidding requirements under General Municipal Law §103 must be documented in writing by the said officials, department heads or their duly authorized purchasing agents and filed with the purchase order or contract therefor. This documentation may include:

- a. Written or verbal quotes from vendors; or

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- b. A memo from the said officials, department heads or their duly authorized purchasing agents indicating how the decision was arrived at; or
- c. A description of the professional services; or
- d. A copy of the contract indicating the source that makes the item or service exempt;
- e. A memo from the purchaser detailing the circumstances which led to an emergency purchase;
- f. Any other written documentation that is appropriate.

E. (i) Statutory Exceptions to Quotations/Proposals Requirements of From These Policies and Procedures. All goods and services will be secured in accordance with this policy except in the following circumstances:

- a. Purchase contracts over \$20,000 and public works contracts over \$35,000 use competitive bidding procedures under General Municipal Law §103;
- b. Goods purchased from agencies for the blind or severely handicapped pursuant to State Finance Law 175-b;
- c. Goods purchased from correctional institutions pursuant to Correction Law §186;
- d. Purchases under state contracts pursuant to General Municipal Law §104;
- e. Purchases under county contracts pursuant to General Municipal Law 103(3);
- f. Purchases let by other governmental entities pursuant to General Municipal Law §103(16); or
- g. Other items excepted from this policy (see Section 6, "Items Excepted from these Policy and Procedures.

(ii) Documentation Required. The determination that a purchase is not subject to this procurement policy must be documented in writing by the said official, department head, or their duly authorized purchasing agent. This documentation may include:

- a. Written or verbal quotes from vendors; or
- b. A memo from the said officials, department heads or their duly authorized purchasing agents indicating how the decision was arrived at; or
- c. A copy of the contract indicating the source that makes the item or service exempt;
- d. Opinions of the Corporation Counsel, if any; or
- e. Any other written documentation that is appropriate.

In summary, the documentation should show the category of procurement that is being made and what method of procurement is specified.

§4. Adoption of Procedures. The following procedures identify the methods of competition and the means of adequate documentation to be used for the procurement of goods and services subject to this policy.

A. Methods of Procurement

The methods of procurement to be used are as follows:

- 1. Discretion of officials, department heads or their duly authorized purchasing agents
- 2. Verbal Estimates
- 3. Written quotations
- 4. Requests for Proposals

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B. Adequate Documentation. Documentation of actions taken in connection with each method of procurement is required as follows:

Estimated Amount of Purchase or Service Contract	Method
Less than \$1,000	Discretion of purchasing agent
\$1,000 - \$2,999.99	3 verbal quotes
\$3,000 - \$19,999	3 or more written quotes/RFPs
Estimated Amount of Public Work Contract	Method
Less than \$1,000	Discretion of purchasing agent
\$1,000 - \$4,999.99	3 verbal quotes
\$5,000 - \$9,999	2 written quotes
\$10,000 - \$34,999	3 or more written quotes/RFPs

(i) A good-faith effort shall be made to obtain the required number of proposals or quotations. If the purchaser is unable to obtain the required number of proposals or quotations, the purchaser will document the attempt made at obtaining the proposals. In no event shall the failure to obtain the proposals be a bar to the procurement.

(ii) Verbal Quotations - The telephone log or other record should record, at a minimum: date, item or service desired, price quoted, name of the vendor and name of the vendor's representative.

(iii) Written Quotations – Vendors should provide at a minimum: date, description of the item or details of the service to be provided; price quoted; and name of the vendor's contact person.

(iv) Requests for proposals – An effective way to award contracts for some professional services is to award them only after a minimum number of professionals are contacted and asked to submit written proposals. Requests for proposals (RFPs) are traditionally used as a means of obtaining all types of professional services. RFPs are used to obtain the services of architects, engineers, accountants, underwriters, fiscal consultants, and other professionals. A RFP and evaluation of proposals can consider price plus other factors, like experience, staffing and suitability for needs and may include negotiations on a fair and equal basis. The award should be the most advantageous to the City of Mount Vernon.

(v) Second-Hand Equipment from Other Governments – Procurement shall be documented by, at a minimum: market price comparisons obtained either by verbal or written quotes (documented in accordance with Sections 4B(i) and 4B(ii) above).

C. Required Statements for Submissions Made Pursuant to Competitive Bidding. If the goods or services to be procured must be acquired by competitive bidding pursuant to General Municipal Law §103 or any other general, special or local law, the following statement must accompany such bid:

a. **The Iran Divestment Act.** Every written offer made to the City of Mount Vernon must contain the following statement subscribed and affirmed by the offeror as true under the penalties of perjury:

By submission of this offer, each offeror and each person signing on behalf of any offeror certifies, and in the case of a joint offer each party thereto certifies as to its own, under penalty or perjury, that to the best of its knowledge and belief that each offeror is not on the list created pursuant to State Finance Law §165-a (3)(b).

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The City of Mount Vernon may award an offer to an offeror who cannot make the statement of non-investment on a case-by-case basis if:

i. The investment activities in Iran were made before the effective date of this section, the investment activities in Iran have not been expanded or renewed after the effective date of this section, and the person has adopted, publicized, and is implementing a formal plan to cease the investment activities in Iran and to refrain from engaging in any new investments in Iran; or

ii. The City of Mount Vernon makes a determination that the goods or services are necessary for the City of Mount Vernon to perform its functions and that, absent such an exemption, the City of Mount Vernon would be unable to obtain the goods or services for which the contract is offered. Such determination shall be made in writing and shall be a public document.

No contract may be awarded to any persons determined to be engaged in investment activities in Iran as indicated by New York State Office of General Services.

b. **Statement of Non-Collusion.** Every written offer made to the City of Mount Vernon must contain the following statement subscribed and affirmed by the offeror as true under the penalties of perjury:

By submission of this offer, each offeror and each person signing on behalf of any offeror certifies, and in the case of joint offer each party thereto certifies as to its own organization, under penalty of perjury, that to the best of their knowledge and belief:

i. The prices in this offer have been arrived at independently without collusion, consultation, communication, or agreement, for the purpose of restricting competition as to any matter relating to such prices with any other bidder or with any competitor.

ii. Unless otherwise required by law, the prices quoted in this offer have not been knowingly disclosed by the offeror and will not knowingly be disclosed by the offeror prior to opening, directly or indirectly, to any other offeror or to any competitor; and

iii. No attempt has been made or will be made by the offeror to induce any other person, partnership, or corporation to submit or not to submit a bid for the purpose of restricting competition.

c. **Statements for Non-Bid Procurements.** Offers submitted in a manner other than competitive bidding shall also contain the above statements; however, the failure to include them shall not result in their automatic rejection.

§5 Awards to Other than the Lowest Responsible Dollar Offeror. Whenever a contract is awarded to someone other than the lowest responsible dollar offeror, the reasons why shall be documented as follows:

A. **Best Value.** Notwithstanding anything else contained in this policy, the City of Mount Vernon may award purchase contracts and service contracts that have been procured pursuant to competitive bidding under General Municipal Law §103(1) or otherwise under this policy by either the lowest responsible bidder standard or the best value standard.

a. **Definition.** "Best value" is defined in State Finance Law §163 as, "the basis for awarding contracts for services to the offeror which optimizes quality, cost and efficiency, among responsive and responsible offerors." For the purposes of this section, the City of Mount Vernon adopts the above definition of "best value" as may be modified from time to time by the State Legislature.

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b. **Applicability.** The best value standard may only be used for purchase contracts, which includes contracts for service work, but excludes any purchase contracts necessary for the completion of a public works contract pursuant to Article 8 of the Labor Law. When awarding contracts under the best value standard the City of Mount Vernon must consider the overall combination of quality, price and other elements of the required commodity or service that in total are optimal relative to the needs of the City of Mount Vernon. Use of the best value standard must rely, wherever possible, on objective and quantifiable analysis. The best value standard may identify as a quantitative factor whether offerors are small businesses or certified minority- or women-owned business enterprises defined in the New York Executive Law §310.

c. **Approval.** Use of the best value standard for the procurement of goods and services requires approval from the City of Mount Vernon. The City Council must also approve the factors to be considered when awarding contracts under this standard.

d. **Documentation Required.** The determination that a purchase may be awarded on the basis of best value must be documented in writing by public officials, department heads or their duly authorized purchasing agents. This documentation may include a memo from the said officials, department heads or their duly authorized purchasing agents indicating how the decision was arrived at or any other written documentation that is appropriate.

B. Additional justifications for awarding a contract to or purchasing from other than the lowest responsible dollar offeror would be, among other considerations, that the lowest dollar offeror has a history of:

- a. Not making timely deliveries;
- b. Delivering inferior quality goods; or
- c. Providing inferior quality services.

§6. Items Excepted from these Policies and Procedures by the City Council.

Pursuant to General Municipal Law §104-b(2)(g), this policy may contain circumstances or types of procurements for which, in the sole discretion of the City Council, the solicitation of alternative proposals or quotations will not be in the best interest of the municipality. In the following circumstances it may not be in the best interests of the City of Mount Vernon to solicit quotations or document the basis for not accepting the lowest bid:

A. **Professional services or services requiring special or technical skill, training or expertise.** The individual or company must be chosen based on accountability, reliability, responsibility, skill, education and training, judgment, integrity and moral worth. These qualifications are not necessarily found in the individual or company that offers the lowest price and the nature of these services are such that they do not readily lend themselves to competitive procurement procedures.

a. In determining whether a service fits into this category the public official, department head, or their duly authorized purchasing agents making the purchase shall take into consideration the following guidelines:

- i. Whether the services are subject to state licensing or testing requirements;
- ii. Whether substantial formal education or training is a necessary prerequisite to the performance of the services; and
- iii. Whether the services require a personal relationship between the individual and municipal officials.

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b. "Professional or technical services" shall include but not be limited to the following services of:

- i. An attorney;
- ii. Services of a physician
- iii. Technical services of an engineer engaged to prepare plans, maps and estimates;
- iv. Securing insurance coverage and/or services of an insurance broker;
- v. Services of a certified public accountant;
- vi. Investment management services;
- vii. Printing services involving extensive writing, editing or art work;
- viii. Management of municipally owned property; and
- ix. Computer software or programming services for customized programs, or services involved in substantial modification and customizing of prepackaged software.

c. To the extent practicable, professional services should be obtained through requests for proposals issued by the City of Mount Vernon's officials, department heads or their duly authorized purchasing agents. All RFPs are to be reviewed by said officials, department heads or their duly authorized purchasing agents, who will make a recommendation to the City Council for final approval. The determination of the RFP will be based on clearly described and documented criteria, and will include the evaluation of the service provider's accountability, reliability, responsibility, skill, education and training, judgment, integrity and moral worth. The City of Mount Vernon must provide documentation, such as but not limited to a memorandum, outlining its evaluation and the basis for awarding the contract for professional services.

d. In the event an RFP is not used to procure a professional service, no contract shall be awarded without written documentation, such as but not limited to a memorandum, outlining the procurement process, the evaluation methods used, and the basis for awarding the contract.

e. Procurements of professional services in excess of the sum of Five Thousand (\$5,000.) Dollars annually to any one contractor, though not subject to competitive bidding requirements, are hereby required to be in the form of a written Professional Service contract, signed by the party providing the service, and the City of Mount Vernon shall detail the costs of the professional service. Such Professional Service Contracts shall be subject to the approval of the City Council and the Board of Estimate and Contract unless such professional services procurement is specifically provided for by another method in the Charter of the City of Mount Vernon (e.g. Section 153 of the Charter of the city of Mount Vernon) or in State Law.

B. Emergency purchases. For purpose of this section, an emergency refers to an occurrence that presents an immediate threat to public property, the life, safety, health, welfare or property of residents or the public, or threatens to curtail or terminate an essential service to residents or the public. Due to the nature of this exception, these goods or services must be purchased immediately and a delay in order to seek alternate proposals may threaten the life, health, safety, property or welfare of the residents or City of Mount Vernon. This section does not preclude alternate proposals if time permits. Emergency purchases will be made at the discretion of the appropriate department head with the appropriate documentation as to the nature of the emergency.

a. Documentation required – Procurement of goods and/or services shall be documented by, at a minimum:

- i. the nature of the emergency - a situation:
 1. arising out of an accident or unforeseen occurrence or condition;
 2. affecting public buildings, public property or the life, health, safety or property of the City's residents; and

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3. that requires immediate action which cannot await competitive bidding.

- ii. the verbal or written quote (documented in accordance with Sections 4B(i) and 4B(ii) above); and
- iii. any other relevant information.

b. Pre-approved contractors – There shall be an established list of preapproved contractors and service providers which shall be contacted and retained as necessary in emergency situations. The Mayor shall be authorized to enter into contracts with said contractors and service providers during emergencies. The provisions of this section shall not preclude the hiring of contractors and service providers which are not on the list if deemed necessary due to the nature of the emergency.

C. **Sole Source.** Under State Finance Law §163, “sole source” is defined as “a procurement in which only one offeror is capable of supplying the required commodities or services,” and no substantial equivalent exists. To qualify under the sole source exception, the City of Mount Vernon must demonstrate that the acquisition of the good or service sought is in the public interest and is available from only one source, for which there is no equivalent. A good or service serves the public interest if there are unique benefits arising from the particular good or service as compared to a different good or service, no other good or service would provide substantially similar benefits, and the cost is reasonable when considering the benefit conferred upon the municipality.

a. Documentation Required – Procurement shall be documented by, at a minimum:

- i. the unique benefit of the sole source item as compared to other items available in the market place;
- ii. the fact that no other item provides substantially equivalent or similar benefits; considering the benefits received, that the cost of the sole source item is reasonable when compared to conventional items; and
- iii. that, as a matter of fact, there is no possibility of competition for the procurement of said sole source item.

D. **Preferred Source.** Prior to entering into the competitive bidding process, the City is required by law to purchase commodities and services from Preferred Sources if the offering meets the form function, and utility required at a price no more than 15% above the prevailing market rate from the organizational priority listing below:

- 1. Department of Correctional Services’ Correctional Industries Program [Corcraft]
- 2. Approved, charitable, non-profit making agencies for the blind [NYSID]
- 3. Equal priority to approved, charitable, nonprofit agencies for the severely disabled, qualified special employment programs for mentally ill persons, and qualified veterans’ workshops. [NYSPSP]

Utilizing Preferred Sources bypasses the need for a competitive bid process, streamlines procurement, and advances social and economic goals.

E. **Purchases of surplus and secondhand goods from any source or goods purchased at auction.** If alternate proposals are required, the City of Mount Vernon would be precluded from purchasing surplus and secondhand goods at auctions or through specific advertised sources where the best prices are usually obtained. It is also difficult to try to compare prices of used goods and a lower price may indicate an older product.

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F. **Goods or services under \$1,000.** The time and documentation required to purchase through this policy may be more costly than the item itself and would therefore not be in the best interests of the taxpayer. In addition, it is not likely that such de minimis contractors would be awarded based on favoritism.

G. **Cooperative or Piggyback Contracts.** General Municipal Law §103(16) allows for the procurement of certain goods (including apparatus, materials, equipment, and supplies) and services through contracts let by the United States or any agency thereof, any state or any other political subdivision or district therein, if such contract was let in a manner consistent with competitive bidding and has been made available for use by other governmental entities. The stated purpose is to reduce administrative and product costs and increase efficiency. Through cooperative purchasing, or piggybacking, a governmental subdivision has already investigated and secured the lowest possible price for the municipality. It is the responsibility of the City Council to review each proposed procurement to determine, on the advice of the Corporation Counsel as appropriate, whether the procurement falls within this exception. Three items must be considered:

- a. The contract must have been let by the United States or any agency thereof, any state or any other political subdivision or district therein; and
- b. The contract must have been made available for use by other governmental entities; and
- c. The contract must have been let in a manner that constitutes competitive bidding consistent with state law.

If it is determined that all three items to consider have been met, the City Council shall allow this exception to the requirements of competitive bidding and this policy. The determination that cooperative purchasing is allowed shall be documented and a copy of the government contract off which piggybacking is allowed must be included in such documentation.

H. **Shared Services, Efficiencies, and Municipal Cooperation.** The City of Mount Vernon is encouraged and authorized to share services and work together with other municipalities when possible, to reduce costs.

I. **True leases.** The courts have held that “true lease” agreements are neither purchases nor contracts for public work and, thus, are not subject to bidding under General Municipal Law §103.

- a. Documentation Required: Procurement shall be documented by, at a minimum:
 - i. Written quotes
 - ii. Cost-benefit of leasing versus purchasing
 - iii. any other relevant information.

§7. Other Considerations. Ethics and Conflicts of Interest. When engaging in procurement activities, officials, department heads or their duly authorized designees shall conduct themselves in accordance with City Code Chapter 24.

C. **Internal Control.** A system of internal control shall be established by the Department of Finance and shall provide for periodic review and monitoring of procurement procedures as outlined herein, which shall be reported to the City Council.

D. **Benefit-Cost Analysis.** Benefit-cost analysis involves weighing the benefit against the cost in order to make a choice among alternatives that will yield the maximum benefit at the least cost. When implementing the policies and procedures outlined herein, officials, department heads or their duly authorized designees should consider the financial benefit of their actions taken to procure goods and services, which should be economically more beneficial than their cost.

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E. **Environmental Awareness.** Officials, department heads or duly authorized designees shall take into consideration the environmental impact of goods and their energy efficiency when procuring the same.

F. **Maintenance and Durability.** Further consideration shall be given to the cost of maintaining said goods, and the durability, repairability and reliability of same.

G. **Standardization of purchase.** Standardization of a particular type of material or equipment must be approved by a City Council resolution setting forth the reasons for a need for standardization as defined in General Municipal Law §103. Such resolution shall state reasons of efficiency or economy.

§8 Individual(s) Responsible for Purchasing

- A. Purchasing Agent
- B. Procurement Manager
- C. Commissioner of Management Services
- D. Comptroller
- E. Assistant Comptroller

§9 Input from Officials, Department Heads and Purchasing Agent.

Comments concerning the policies and procedures have been solicited from officials, department heads, and the Purchasing Agent of the City of Mount Vernon involved in the procurement process prior to the enactment of this resolution. Further comments will be solicited from time to time as the City Council may desire.

§10 Annual Review. The City Council shall review these policies and procedures annually, and when necessary, and evaluate whether the lists maintained by the City Clerk are being effectively utilized by officials, department heads or their duly authorized designees to implement the requirements of General Municipal Law § 104-b.

The Committee Chairpersons of Finance and Planning and Legislation and Public Works shall be responsible for conducting an annual evaluation of the effectiveness of the procurement policy and procedures and an evaluation of the control procedures established to ensure compliance with the procurement policy and shall be responsible for reporting back to the City Council.

§11 Unintentional Failure to Comply. In the event of an unintentional failure to fully comply with the provisions of General Municipal Law, Section 104-b, the following corrective steps should be taken:

1. **Immediate Review:** Upon discovery of any unintentional noncompliance, an immediate review shall be conducted to assess the extent and impact of the noncompliance.
2. **Notification:** The officer or employee who identifies or learns of the noncompliance shall notify their supervisor and the Corporation Counsel's Office.
3. **Documentation:** All details of the noncompliance, including how it was discovered, the nature of the noncompliance, and any immediate actions taken, must be documented.
4. **Rectification Plan:** A rectification plan must be developed and implemented to correct the noncompliance. This plan should outline the steps to be taken to ensure compliance and prevent future occurrences.
5. **Review and Approval:** The rectification plan shall be reviewed and approved by the appropriate supervisory personnel and, if necessary, by the City Council.

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6. **Implementation:** The approved rectification plan shall be implemented promptly to address any issues arising from the noncompliance.

The unintentional failure to fully comply with the provisions of General Municipal Law, Section 104-b shall not be grounds to void action taken or give rise to a cause of action against the City of Mount Vernon or any officer or employee thereof.

§12 Training.

A. Annual Training: All department heads, purchasing agents, and relevant employees will undergo a mandatory training session annually conducted by the Corporation Counsel or an appointed representative, in collaboration with the Purchasing Manager or Agent on these procurement policies. This training will reinforce the City's procurement procedures, ethical guidelines, and any recent policy changes.

B. Training Documentation: Participation in annual training will be recorded and filed in the Office of the City Clerk.”

Section 4. Purpose. The purpose of this ordinance is to modernize the procurement practices of the City of Mount Vernon, ensure compliance with New York State laws, and enhance operational efficiency and transparency.

Section 5. Key Provisions of Updated Procurement Policy:

1. **Streamlined Procurement Process:** The updated policy introduces a streamlined process for the procurement of goods and services not subject to competitive bidding to reduce administrative burdens and foster a more agile municipal operation.

2. **Mandatory Annual Trainings:** The policy mandates annual training sessions for all commissioners and purchasing agents to enhance competencies, ensuring competitiveness and inclusivity in procurement decisions.

3. **Enhanced Quality and Cost-Effectiveness:** Modern procurement practices shall be adopted to acquire goods and services of maximum quality at the lowest possible cost, directly benefiting taxpayers.

4. **Guard against Improvidence and Corruption:** The proposed policy sets forth stringent procedures to prevent favoritism, extravagance, fraud, and corruption in the procurement process, thereby safeguarding the public interest.

5. **Compliance with NYS Law:** Updating the procurement policy ensures compliance with New York State law, aligning the city with statewide standards and regulations.

Section 6. Implementation. The City of Mount Vernon shall implement the updated procurement policy immediately upon the effective date of this ordinance.

Section 7. Severability. If any provision of this ordinance is held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining provisions.

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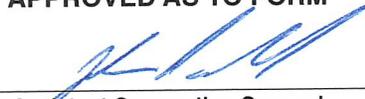
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Section 8. Publication. The City Clerk is hereby directed to publish this ordinance in accordance with the laws of the State of New York.

Section 9. Effective Date. This ordinance shall take effect immediately upon passage.

Vote Taken As Follows: 4/24/2024
Boxhill: Yea Browne: Yea
Potat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM

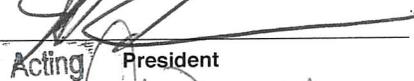


Assistant Corporation Counsel
Deputy



Councilperson

**THIS ORDINANCE
ADOPTED BY CITY COUNCIL**



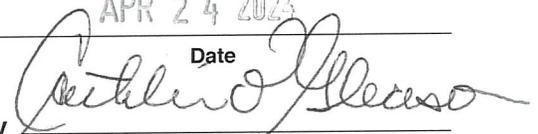
Acting President

ATTEST:



City Clerk

APPROVED
APR 24 2024



Date
By 
Acting Mayor

APPROVED

Dept. _____

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**AN ORDINANCE AUTHORIZING THE MAYOR TO
RETROACTIVELY ENTER INTO AN AGREEMENT
BETWEEN THE CITY OF MOUNT VERNON AND
BARRINGTON IRVING TECHNICAL TRAINING
SCHOOL (BITTS) FOR FIXED-BASED OPERATOR-LINE
SERVICE TECHNICIAN AND CUSTOMER SERVICE
CAREERS TRAINING**

Whereas, by letter dated April 8, 2024, the Executive Director of the Youth Bureau has requested legislation authorizing the Mayor to retroactively enter into an agreement with Barrington Irving Technical Training School (BITTS) to conduct Fixed-Based Operator-Line Service Technician and Customer Service Careers training from March 1, 2024, to June 30, 2024; and

Whereas, the City of Mount Vernon recognizes the importance of providing training opportunities to its residents to enhance their skills and employability; and

Whereas, Barrington Irving Technical Training School (BITTS) offers comprehensive training programs in Fixed Based Operator-Line Service Technician and Customer Service Careers, which align with the needs of the aviation industry; and

Whereas, the City has secured grants from WDAY and Project RISE to fund the training program provided by BITTS; and

Whereas, the Mayor seeks authorization from the City Council to enter into an agreement with BITTS to conduct the training program from March 1, 2024, to June 30, 2024, in the amount of \$30,000.00; **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 Agreement. The Mayor is hereby authorized to retroactively enter into an agreement with Barrington Irving Technical Training School (BITTS) to conduct Fixed-Based Operator-Line Service Technician and Customer Service Careers training from March 1, 2024, to June 30, 2024.

Section 2. Training Program Overview. The training program provided by BITTS shall offer a concise yet comprehensive exploration of key industry facets, including Fixed-Based Operations (FBO), marshaling, ground service equipment, and customer service in aviation.

Section 3. Funding Allocation. The funds for the training program shall be allocated as follows:

- \$24,000.00 from Revenue Code A4790.6, appropriated in Budget Code A6296.458 (Misc.-GVP).
- \$6,000.00 from Revenue Code A4790.6, appropriated in Budget Code A6295.405 (Contracted Outside Services-WDAY/Project RISE).

Section 4. Retroactive Referral. This referral is retroactive and is funded by grants received from WDAY and Project RISE.

Section 5. Reimbursement. The training program is county and state-funded and requires no matching, but it is considered as a reimbursable grant.

APR 24 2024

9

Section 6. Publication. The City Clerk is directed to publish this ordinance under the laws of the State of New York.

Section 7. Effective Date. This ordinance shall take effect upon its approval by the Board of Estimate & Contract.

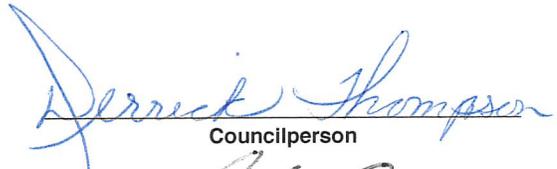
Vote Taken As Follows: 4/24/2024
Boxhill: Yea Browne: Yea
Poteat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM

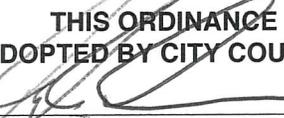

Assistant Corporation Counsel
Deputy

APPROVED

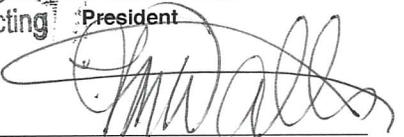
Dept. _____


Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL


Acting President

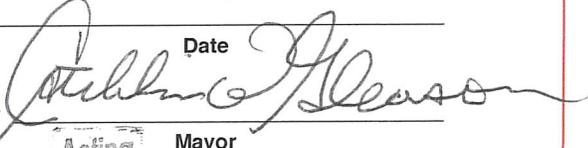
ATTEST:


City Clerk

APPROVED
APR 24 2024

Date

By


Acting Mayor

9

10

**AN ORDINANCE AUTHORIZING THE MAYOR
TO RETROACTIVELY ENTER INTO AN
AGREEMENT WITH CHEF GIOVANNI GREEN
OF BREAK BREAD NOT HEARTS**

Whereas, by letter dated April 8, 2024, the Executive Director of the Youth Bureau has requested legislation authorizing the Mayor to retroactively enter into an agreement with Break Bread Not Hearts, represented by Chef Giovanni Green, for the implementation of the Food Literacy curriculum as outlined in this ordinance; and

Whereas, the City of Mount Vernon recognizes the importance of community programs that empower and educate its residents, particularly its youth, in making healthier and more informed food choices; and

Whereas, Break Bread Not Hearts, in collaboration with the Mount Vernon Youth Bureau's SP4OG Program, seeks to implement a Food Literacy curriculum aimed at achieving these goals; and

Whereas, the "Cooking UP Community" initiative, spearheaded by Chef Giovanni Green, emphasizes the significance of locally sourced food and culinary diversity within the community; and

Whereas, the City Council acknowledges the positive impact such programs can have on the overall health and well-being of Mount Vernon residents, as well as the enhancement of culinary skills and cultural appreciation among participants; and

Whereas, the financial aspects of the program have been diligently planned and accounted for, with funding allocated through Revenue Code A2229.8 (Westchester County Youth Bureau Grant-KIDS) with appropriations in Budget Code A7318.405 (Contracted Outside Services), without imposing any additional burden on the city's budget; **Now, Therefore, Be It Resolved That**

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

Section 1. Authorization. The Mayor of Mount Vernon is hereby authorized to enter into an agreement with Break Bread Not Hearts, represented by Chef Giovanni Green, for the implementation of the Food Literacy curriculum as outlined in this ordinance.

Section 2. Program Details. The service period for the program shall commence on March 1, 2024, and conclude on June 30, 2024.

- The total amount allocated for this agreement shall be \$8,925.00.
- Chef Giovanni Green shall conduct 17 sessions, each lasting 3 hours, aimed at providing participants with culinary skills and food literacy education.
- A culminating event shall be organized at the end of the program, where participants will showcase their skills in a cook show-and-tell or cook-off event, open to parents and community members.

Section 3. Reporting and Documentation. Chef Giovanni Green shall be responsible for gathering quantitative and qualitative data throughout the program duration to provide periodic reports and documentation regarding student progress and participation.

18

Section 4. Financial Provisions. The funds allocated for this program shall be accounted for in Revenue Code A2229.8 (Westchester County Youth Bureau Grant-KIDS) with appropriations in Budget Code A7318.405 (Contracted Outside Services).

- The program is state-funded and does not require any matching funds from the city.

Section 5. Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 6. Repeal of Conflicting Ordinances. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 7. Publication. The City Clerk is hereby authorized and directed to publish this ordinance under the laws of the State of Mount Vernon.

Section 8. Effective Date. This ordinance shall take effect upon its approval by the Board of Estimate & Contract.

Vote Taken As Follows: 4/24/2024
 Boxhill: Yea Browne: Yea
 Poteat: Absent Thompson: Yea
 Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel

APPROVED

Dept. _____

Derrick Thompson
 Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

Acting President

ATTEST:

City Clerk

APPROVED APR 24 2024

Date

By

Acting Mayor

11

**AN ORDINANCE AUTHORIZING
ATTENDANCE AT THE NATIONAL
ASSOCIATION FOR RELATIONSHIP AND
MARRIAGE EDUCATION (NARME) SUMMIT**

Whereas, by letter dated April 12, 2024, the Executive Director of the Youth Bureau has requested legislation authorizing the Executive Director and the Ready4LIFE Director to attend the National Association for Relationship and Marriage Education (NARME) Summit in Oklahoma City from Sunday, June 23, to Wednesday, June 26, 2024, as panelists representing the city alongside the Dibbles Institute; and

Whereas, the City of Mount Vernon recognizes the importance of investing in the professional development of its key personnel, particularly those involved in youth and family services; and

Whereas, the National Association for Relationship and Marriage Education (NARME) provides invaluable knowledge and strategies for enhancing relationship education, family formation, and poverty prevention in communities across America; and

Whereas, the NARME Summit presents a unique opportunity for the Mount Vernon Youth Bureau Executive Director and the Ready4LIFE Director to participate as panelists alongside the esteemed Dibbles Institute; and

Whereas, the City Council acknowledges the significance of this Summit and the potential benefits it holds for the city's youth and family programs; and

Whereas, the financial aspects of attending the Summit have been thoroughly assessed and accounted for, with funds allocated through Revenue Code A4820.4 and appropriations in Budget Codes A7335.402 (Travel Expense) and A7335.423 (Conference Expense) totaling \$3,000, without imposing any additional financial burden on the city; **Now, Therefore, Be It Resolved That**

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

Section 1. Authorization for Attendance. The Mayor of Mount Vernon is hereby granted authority to allow the Mount Vernon Youth Bureau Executive Director and the Ready4LIFE Director to attend the NARME Summit in Oklahoma City from Sunday, June 23, to Wednesday, June 26, 2024, as panelists representing the city alongside the Dibbles Institute.

Section 2. Summit Costs.

1. The costs associated with attending the Summit shall include:
 - Registration fees for two attendees: \$598 each
 - Hotel accommodations for two attendees for three nights: \$376.61 per person
 - Meals per diem for two people for four days (breakfast, lunch, and dinner): \$64 per day per person
 - Ground transportation to and from airports and the hotel for two attendees (estimated): \$500
 - Airfare for two attendees: \$480.30 per person, totaling \$960.60
2. The total cost of attendance shall not exceed \$3,000.

11

11

Section 3. Financial Provisions.

1. The funds allocated for attendance at the Summit shall be accounted for in Revenue Code A4820.4.

2. Appropriations for Summit expenses shall be made from Budget Codes A7335.402 (Travel Expense) and A7335.423 (Conference Expense) in the amount of \$3,000.

3. The program is federally funded and does not require any matching funds from the city. Funds have already been allocated in the Comptroller's Office.

Section 4. Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 5. Repeal of Conflicting Ordinances. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 6. Publication. The City Clerk is hereby authorized and directed to publish this ordinance in accordance with the laws of the State of Mount Vernon.

Section 7. Effective Date. This ordinance shall take effect upon its approval by the Board of Estimate & Contract.

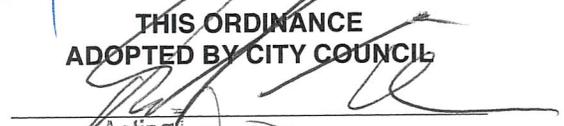
Vote Taken As Follows: 4/24/2024
Boxhill: Yea Browne: Yea
Poteat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM

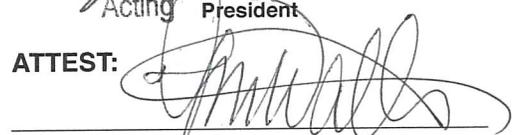

Assistant Corporation Counsel
Deputy


Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

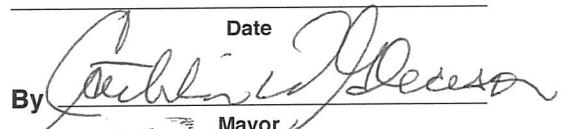

Acting President

ATTEST:


City Clerk

APPROVED
APR 24 2024

APPROVED
Dept. _____

Date

By _____
Acting Mayor

APR 24 2024

12

AN ORDINANCE AUTHORIZING COMMISSIONER PATRICK HOLDER TO ATTEND THE 2024 INTERNATIONAL CODE COUNCIL (ICC) ANNUAL CONFERENCE AND EXPO (October 20-23, 2024)

NOT ADOPTED

Whereas, by letter dated March 26, 2024, the Commissioner for the Department of Buildings has requested legislation authorizing him to attend the 2024 International Code Council (ICC) Annual Conference and Expo in Long Beach, California, from October 20 to October 23, 2024; and

Whereas, it is necessary for Commissioner Patrick Holder to attend the ICC in Long Beach, California; and

Whereas, the ICC Annual Conference provides valuable opportunities for building professionals and industry leaders to network and learn about the latest advancements in building safety; and

Whereas, the total cost of attendance, including registration fees and related expenses, is estimated to be \$3,300.00; and

Whereas, funds for Commissioner Patrick Holder's attendance at the ICC Annual Conference will be allocated from Budget Code A3620.451 (Training); Now, Therefore, Be It Resolved That

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

Section 1. Authorization. Commissioner Patrick Holder is hereby authorized to attend the 2024 International Code Council (ICC) Annual Conference and Expo in Long Beach, California, from October 20 to October 23, 2024.

Section 2. Cost. The total cost of attendance, including registration fees and related expenses, shall not exceed \$3,300.00.

Section 3. Source of Funds. Funds for Commissioner Patrick Holder's attendance at the ICC Annual Conference shall be allocated from Budget Code A3620.451 (Training).

Section 4. Submission of Receipts. Commissioner Patrick Holder shall submit all receipts related to the conference expenses upon return.

Section 5. Severability. If any provision of this ordinance is held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining provisions.

Section 6. Repeal. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 7. Publication. The City Clerk is hereby directed to publish this ordinance in accordance with the laws of the State of New York.

Section 8. Effective Date. This ordinance shall take effect upon its approval by the Board of Estimate & Contract.

APPROVED AS TO FORM

Signature of Assistant Corporation Counsel

Assistant Corporation Counsel

Deputy

Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

President

ATTEST:

City Clerk

APPROVED

Date

APPROVED

Dept. _____

By _____

Mayor

Vote Taken As Follows: 4/24/2024

Boxhill: Yea Browne: Yea

Poteat: Absent Thompson: Yea

Gleason: Nay Ordinance Not Adopted

12

13

**AN ORDINANCE AUTHORIZING
RETROACTIVE PAYMENT FOR REPAIRS
ON NON-CITY-OWNED PROPERTIES**

Whereas, by letter dated April 15, 2024, the Commissioner for the Department of Buildings has requested legislation authorizing retroactive payment of \$7,863.10 for repairs on non-city-owned properties as detailed below; and

Whereas, it is necessary for the City Council of Mount Vernon, New York, to authorize retroactive payment for repairs on non-city-owned properties; and

Whereas, the repairs undertaken were essential to address emergency unsafe conditions and ensure the safety and well-being of residents; and

Whereas, the total cost of the repairs on non-city-owned properties amounts to \$7,863.10; and

Whereas, funds for the repairs have been allocated from Budget Code A3620.443, Emergency Unsafe Conditions—2024 Budget; and

Whereas, property liens are to be placed on the following properties:

<u>Property Address</u>	<u>Amount</u>	<u>Year</u>
341 Fourth Avenue	\$3,250.00	2018
349 South Fourth Avenue	\$645.00	2018
102 Mount Vernon Avenue	\$1,650.00	2018
261 South Second Avenue	\$1,718.00	2019
48 Wildwood Avenue	\$600.00	2022
Total: \$7,863.10		

Now, Therefore, Be It Resolved That

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

Section 1. Authorization of Retroactive Payment. The City Council hereby authorizes the retroactive payment of \$7,863.10 for repairs on non-city-owned properties as detailed above.

Section 2. Source of Funds. The funds for the repairs shall be allocated from Budget Code A3620.443, Emergency Unsafe Conditions—2024 Budget.

Section 3. Property Liens. Property liens shall be placed on the aforementioned properties to secure the repayment of the retroactive payment for repairs.

Section 4. Severability. If any provision of this ordinance is held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining provisions.

Section 5. Repeal. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

APR 24 2024

13

Section 6. Publication. The City Clerk is hereby directed to publish this ordinance in accordance with the laws of the State of New York.

Section 7. Effective Date. This ordinance shall take effect upon its approval by the Board of Estimate & Contract.

Vote Taken As Follows: 4/24/2024
Boxhill: Yea Browne: Yea
Poteat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel

Deputy

APPROVED

Dept. _____

Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

Acting President

ATTEST:

City Clerk

APPROVED

APR 24 2024

Date

By

Acting Mayor

APR 10 2024

5

NOT ADOPTED

AN ORDINANCE AUTHORIZING RETROACTIVE ATTENDANCE FOR TWO MEMBERS OF SERVICE ("MOS") AT THE CONSENSUAL ENCOUNTERS TRAINING

APR 24 2024

14

Whereas, by letter dated April 4, 2024, the Commissioner for the Department of Public Safety has requested legislation for the retroactive attendance of two Members of Service ("MoS") at the Consensual Encounters Training, held on Thursday, February 8, 2024, at the Paladin Center located at 39 Seminary Hill Road, Carmel, NY; and

Whereas, the Department of Public Safety recognizes the importance of ongoing training for its members; and

Whereas, the Consensual Encounters Training held on February 8, 2024, provided valuable knowledge and skills for law enforcement personnel; and

Whereas, the attendance of two MoS at the Consensual Encounters Training incurred a total cost of \$250.00 (\$125.00 per person); and

Whereas, the funds for this training were allocated in Budget Line A3120.451 (Training); Now, Therefore, Be It Resolved That

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

Section 1. Retroactive Authorization for Attendance. The retroactive attendance of the two MoS at the Consensual Encounters Training, held on February 8, 2024, at the Paladin Center, is hereby approved and authorized.

Section 2. Funding. The total cost of \$250.00 for the Consensual Encounters Training for two MoS shall be satisfied from Budget Line A3120.451 (Training).

Section 3. Severability. If any provision of this ordinance is held to be invalid or unenforceable, the remaining provisions shall remain in full force and effect.

Section 4. Enactment. This ordinance shall be deemed enacted upon approval by the City Council and signature by the Mayor.

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

Vote Taken As Follows: 4/24/2024
Boxhill: Yea Browne: Nay
Poteat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

Vote Taken As Follows: 4/10/2024
Boxhill: Yea Browne: Abstain
Poteat: Yea Thompson: Yea
Gleason: Nay Ordinance Not Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel Deputy

Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

Acting President

ATTEST:

City Clerk

APPROVED

Date

Dept.

APPROVED

By

Acting Mayor

14

**AN ORDINANCE AUTHORIZING THE
ACCEPTANCE OF THE 2017 ANNUAL
INDEPENDENT AUDIT BY PKF O'CONNOR DAVIES**

Whereas, by letter dated April 19, 2024, the Comptroller has requested legislation authorizing the City Council of the City of Mount Vernon to accept the 2017 Annual Independent Audit prepared by PKF O'Connor Davies; and

Whereas, in accordance with the General Municipal Finance Law and Section 98 of the Mount Vernon City Charter, an annual independent audit is required to be conducted and submitted to the City Council, the Mayor, and the Comptroller; and

Whereas, it is incumbent upon the City of Mount Vernon to ensure transparency and accountability in its financial management by conducting regular audits; and

Whereas, PKF O'Connor Davies has conducted the 2017 Annual Independent Audit for the City of Mount Vernon in compliance with professional standards and practices; and

Whereas, it is essential to adopt the findings of the 2017 Annual Independent Audit and any corrective measures to address identified issues and enhance financial stewardship; **Now, Therefore, Be It Resolved That**

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

Section 1. Acceptance of the 2017 Annual Independent Audit. The City Council of the City of Mount Vernon hereby accepts the 2017 Annual Independent Audit prepared by PKF O'Connor Davies.

Section 2. Compliance with Legal Requirements. The City Council acknowledges that the acceptance of the 2017 Annual Independent Audit complies with the General Municipal Finance Law and Section 98 of the Mount Vernon City Charter.

Section 3. Distribution of Audit Documents. Copies of the final audit documents for the 2017 fiscal year shall be made accessible to the City Council, the Mayor, the Comptroller, and the general public.

Section 4. Adoption of Corrective Action Measures. The City Council authorizes the implementation of any corrective action measures identified in the 2017 Annual Independent Audit to address deficiencies and improve financial management practices.

Section 5. Severability. If any provision of this ordinance is found to be invalid or unenforceable, it shall not affect the validity or enforceability of the remaining provisions.

Section 6. Repeal. Any ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

15

Section 7. Publication. The City Clerk is hereby directed to publish this ordinance in accordance with legal requirements.

Section 8. Effective Date. This ordinance shall take effect immediately upon adoption by the City Council.

Vote Taken As Follows: 4/24/2024
Boxhill: Yea Browne: Yea
Poteat: Absent Thompson: Yea
Gleason: Yea Ordinance Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel
Deputy

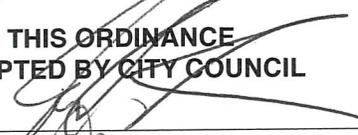
APPROVED

Dept. _____

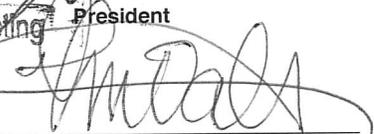
15


Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL


Acting President

ATTEST:

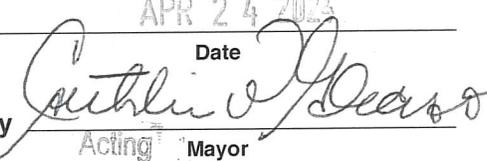

City Clerk

APPROVED

APR 24 2024

Date

By


Acting Mayor