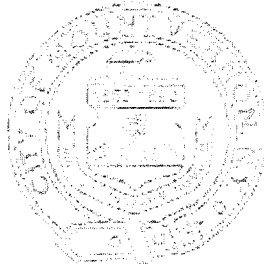


City of Mount Vernon, New York

1 ROOSEVELT SQ. RM. 104
CITY HALL, MOUNT VERNON, NEW YORK 10550
& VIA [FACEBOOK.COM/MOUNTVERNONNY](https://www.facebook.com/MOUNTVERNONNY)



Meeting Agenda - Final

Tuesday, April 1, 2025

3:00 PM

MAYOR'S CONFERENCE ROOM - 1st FLOOR

Board of Estimate & Contract

Call to Order: At 3:00 PM by Chairwoman Mayor Shawyn Patterson-Howard

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

OTHERS: Chief of Staff Malcolm Clark, Asst. Corporation Counsel Johan Powell, City Clerk Nicole Bonilla, Assistant Comptroller Condell Hamilton

ADMINISTRATION OF THE AGENDA**RESOLUTIONS APPROVING ORDINANCES**

1. Department of Public Works: An Ordinance Authorizing the Mayor to Enter into a Contractual Agreement with Bonanza Contracting LLC for Renovations to the Mount Vernon Police Department's A.W.A.R.E. Room Areas
2. Department of Recreation: An Ordinance Authorizing the Mayor to Enter into a Three-Year Agreement with Turf Tank for the Leasing and Utilization of Field-Marketing Equipment (CL)
Marking
3. Department of Public Safety: An Ordinance Authorizing the Mayor to Enter into An Agreement with the New York State Department of Criminal Justice Services for the Gun Involved Violence Elimination (2024-2025) Grant
4. Department of Public Safety: An Ordinance Authorizing the Mayor to Enter into a Software-as-a-Service Agreement with Simsi, Inc. for CAD and RMS Software for Three Years
5. Department of Public Safety: An Ordinance Authorizing the Mayor to Enter into a Memorandum of Understanding (MOU) with the County of Westchester, the City of Yonkers, and the City of New Rochelle for Participation in the Edward Byrne Memorial Justice Assistance Grant (JAG) Program and to Utilize JAG Funds for the Purchase and Installation of Motorola APX8500 Radios
6. Department of Public Safety: An Ordinance Authorizing the Transfer of Funds from the Training Budget to the Equipment Budget for the Purchase of Guns and Ammunition for the Police Department
7. Office of the Comptroller: An Ordinance Amending Ordinance No. 3 adopted on December 11, 2024, to Authorize the Issuance of Serial Bonds of the City of Mount Vernon to Finance the Costs of Certain Equipment for the Department of Public Works

REQUEST TO MAKE PARTIAL PAYMENT - DEPARTMENT OF PUBLIC WORKS

8. Department of Public Works: A Resolution Authorizing Partial Payment No. 12 for Sewer System Rehabilitation - Phase 1 to National Water Main Cleaning Company - (\$305,780.46)

RETAINER

9. Engagement of Zarin & Steinmetz as Special Counsel for Planning Board's Review of Land Use Applications

SALARY RESOLUTIONS

10. LAW DEPARTMENT - CSEA Minimum - Maximum, Foil Officer
11. LAW DEPARTMENT - CSEA All Positions, Foil Officer
12. DEPARTMENT OF PUBLIC WORKS - ALL POSITIONS - (Stormwater Coordinator, EFC Funded and Assistant Engineer, EFC Funded)

SETTLEMENTS

13. Settlement of the Claim of Geico General Insurance Company a/s/o Richard Garth (\$3,000)
14. Settlement of the Claim of Nicole Smith - (\$300,000)
15. Settlement of the Claim of Geico General Insurance Company a/s/o Nelcida Armand (\$15,000)
(CL)

TAX REVIEW SETTLEMENT

16. Settlement Resolution for 21st Mortgage Corp. - (\$722.57)

Agenda was concluded at ____ PM

Chairwoman Patterson-Howard asked if there was new business:

Mayor asked for a motion to adjourn.

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

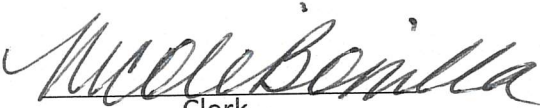
APR -- 1 2025

RESOLVED, that a resolution adopted by the City Council on March 26, 2025, and signed by the Mayor on March 27, 2025, authorizing the Mayor to Enter into a Contractual Agreement with Bonanza Contracting LLC for Renovations to the Mount Vernon Police Department's A.W.A.R.E. Room Areas – (renovations and repairs shall not exceed \$29,458.00, which shall be funded from general Budget Code A1620.414 (Building Maintenance: Repairs to Plant & Equipment)); be, and the same is hereby approved.

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Nay
Patterson-Howard: Yea
Resolution Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel
Second Deputy

**ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT**

Clerk

MAR 26 2025
4

AN ORDINANCE AUTHORIZING THE MAYOR
TO ENTER INTO A CONTRACTUAL AGREEMENT
WITH BONANZA CONTRACTING LLC FOR
RENOVATIONS TO THE MOUNT VERNON
POLICE DEPARTMENT'S A.W.A.R.E. ROOM AREAS

Whereas, in a letter dated March 6, 2025, the Commissioner of the Department of Public Works requested legislation authorizing the Mayor of the City of Mount Vernon to enter into a contractual agreement with Bonanza Contracting LLC for the completion of renovations and alterations to the Mount Vernon Police Department's A.W.A.R.E. room areas; and

Whereas, the Mount Vernon Police Department requires necessary renovations and alterations to its A.W.A.R.E. room areas to enhance functionality and safety; and

Whereas, the scope of work includes the demolition of walls, relocation of several doors, and the installation of new framing, insulation, and drywall; and

Whereas, Bonanza Contracting LLC has been selected for these services after a careful evaluation of several qualified MWBE General Contractors; and

Whereas, the total cost associated with these renovations is \$29,458.00; and

Whereas, funding for these renovations and repairs is available via general budget code A1 620.414 (Building Maintenance: Repairs to Plant & Equipment); and

Whereas, it is in the best interest of the City of Mount Vernon to proceed with these renovations to ensure the efficient operation and structural integrity of the Mount Vernon Police Department facilities; **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 Contract. The Mayor of the City of Mount Vernon is hereby authorized and directed to enter into a contractual agreement with Bonanza Contracting LLC for the completion of renovations and alterations to the Mount Vernon Police Department's A.W.A.R.E. room areas.

Section 2. Contract Amount. The total cost for the renovations and repairs shall not exceed \$29,458.00, which shall be funded from general Budget Code A1 620.414 (Building Maintenance: Repairs to Plant & Equipment).

Section 3. Scope of Work. The renovations shall include but are not limited to:

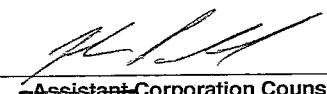
- 1. Demolition of existing walls.
- 2. Relocation of several doors.
- 3. Installation of new framing, insulation, and drywall.

Section 4. Implementation. The Mayor, or her designee, shall take all necessary steps to execute the agreement and ensure the timely completion of the renovations.

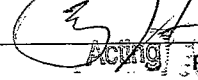
Section 5. Effective Date. This Ordinance shall take effect immediately upon its adoption by the Board of Estimate & Contract.

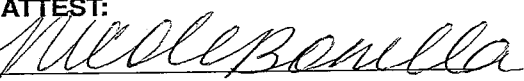

Councilperson

APPROVED AS TO FORM


Assistant Corporation Counsel
Deputy

THIS ORDINANCE
ADOPTED BY CITY COUNCIL


Acting President

ATTEST:

City Clerk

APPROVED
MAR 27 2025


Date
By
Mayor

APPROVED

Dept. _____

Vote Taken As Follows: 3/26/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Absent
Ordinance Adopted

4

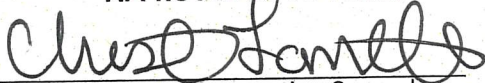
APR -- 1 2025

2

RESOLVED, that a resolution adopted by the City Council on March 26, 2025, and signed by the Mayor on March 27, 2025, authorizing the Mayor to Enter into a Three-Year Agreement with Turf Tank for the Leasing and Utilization of Field-Marking Equipment – (\$22,700, shall be allocated from the approved 2025 Budget under Code A 7021.458); be, and the same is hereby approved.

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel
Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


Clerk

2

MAR 26 2025

9

AN ORDINANCE AUTHORIZING THE MAYOR
TO ENTER INTO A THREE-YEAR AGREEMENT
WITH TURF TANK FOR THE LEASING AND
UTILIZATION OF FIELD-MARKING EQUIPMENT

Whereas, in a letter dated February 7, 2025, the Deputy Commissioner of the Department of Recreation requested legislation authorizing the Mayor to enter into a three-year agreement with Turf Tank for the leasing and utilization of field-marking equipment, as described in this Ordinance; and

Whereas, the City of Mount Vernon is committed to enhancing the operational efficiency of its sports facilities, including Memorial Field, Brush Park, and Hutchinson Field; and

Whereas, the acquisition of advanced field-marking equipment will significantly improve the City's ability to transition between multiple sporting events in a timely and efficient manner, reducing the time required to line fields to as little as 30 minutes; and

Whereas, Memorial Field serves as a premier multi-sport venue accommodating high-demand athletic programming, and the implementation of this technology will facilitate seamless transitions between events, improving service quality and schedule adherence; and

Whereas, the use of Turf Tank's field-marking equipment will reduce labor-intensive field marking efforts, thereby generating cost savings and increasing the City's ability to schedule additional rentals, tournaments, and special events, ultimately driving increased revenue; and

Whereas, the total cost for the Turf Tank system is \$22,700, which includes an annual fee of \$9,000 and an initial setup cost of \$1,700, with funding available in the approved 2025 Budget under Code A 7021.458; and

Whereas, it is in the best interest of the City of Mount Vernon to enter into this agreement to maximize field utilization and increase revenue-generating opportunities for 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. The Mayor is hereby authorized to enter into a three-year agreement with Turf Tank for the leasing and utilization of field-marking equipment, as described in this Ordinance.

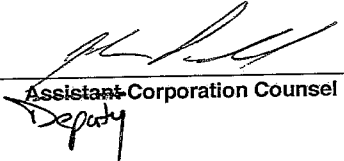
Section 2. Funding. The cost of the agreement, totaling \$22,700, shall be allocated from the approved 2025 Budget under Code A 7021.458.

Section 3. Implementation. The Department of Parks and Recreation, or its designee, shall be responsible for overseeing the execution and implementation of this agreement and ensuring compliance with its terms and conditions.

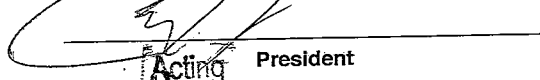
Section 4. Effective Date. This Ordinance shall take effect immediately upon its adoption by the Board of Estimate & Contract.


Councilperson

APPROVED AS TO FORM


Assistant Corporation Counsel

THIS ORDINANCE
ADOPTED BY CITY COUNCIL


Acting President

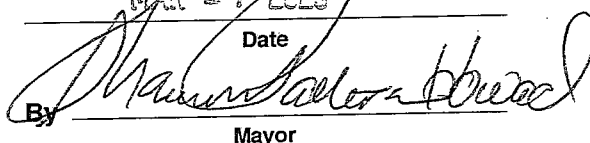
ATTEST:


City Clerk

APPROVED

MAR 27 2025

Date


By Mayor

APPROVED

Dept. _____

Vote Taken As Follows: 3/26/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Absent
Ordinance Adopted

9

APR - 1 2025

3

RESOLVED, that a resolution adopted by the City Council on March 26, 2025, and signed by the Mayor on March 27, 2025, authorizing the Mayor to Enter into An Agreement with the New York State Department of Criminal Justice Services for the Gun Involved Violence Elimination (2024-2025) Grant – (the grant, identified as DCJS Project ID GV24-1089-DOO with Contract Number C485111, provides a maximum amount payable of \$270,000.00 to support various law enforcement initiatives aimed at preventing and reducing gun violence; funds received under this grant shall be deposited into Revenue Line-A3389.3); be, and the same is hereby approved.

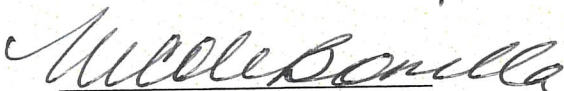
APPROVED AS TO FORM



Assistant Corporation Counsel

Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT,



Clerk

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

3

MAR 26 2025

18

**AN ORDINANCE AUTHORIZING THE MAYOR
TO ENTER INTO AN AGREEMENT WITH
THE NEW YORK STATE DEPARTMENT OF
CRIMINAL JUSTICE SERVICES FOR THE GUN
INVOLVED VIOLENCE ELIMINATION (2024-2025) GRANT**

Whereas, in a letter dated March 4, 2025, the Commissioner of the Department of Public Safety requested legislation authorizing the Mayor to enter into an agreement with the New York State Department of Criminal Justice Services to accept and administer the Gun Involved Violence Elimination (2024-2025) Grant, in accordance with the terms outlined by DCJS; and

Whereas, the City of Mount Vernon is committed to reducing gun-related violence and enhancing public safety through strategic law enforcement initiatives; and

Whereas, the New York State Department of Criminal Justice Services (DCJS) has awarded the City of Mount Vernon a grant under the Gun Involved Violence Elimination (GIVE) program for the period of July 1, 2024, through June 30, 2025; and

Whereas, the grant, identified as DCJS Project ID GV24-1089-DOO with Contract Number C485111, provides a maximum amount payable of \$270,000.00 to support various law enforcement initiatives aimed at preventing and reducing gun violence; and

Whereas, it is in the best interest of the City of Mount Vernon to accept these funds and utilize them for the designated purposes to improve law enforcement capabilities and enhance public safety; **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 enter into an agreement with the New York State Department of Criminal Justice Services to accept and administer the Gun Involved Violence Elimination (2024-2025) Grant, in accordance with the terms outlined by DCJS.

Section 2. Grant Funding Allocation. The grant funds shall be allocated as follows:

- \$72,450 for a Field Intelligence Officer
- \$45,750 for a Violence Assessment Officer
- \$27,060 for Overtime for 'Focused Deterrence'
- \$60,000 for a Non-Fatal Shootings Investigator
- \$15,740 for Non-Fatal Shooting Investigations Overtime
- \$27,000 for Overtime for 'Hot Spot' Patrols
- \$4,000 for Overtime for CPTED (Community Policing Through Environmental Design)
- \$1,000 for Public Safety Pamphlets (CPTED)
- \$1,000 for DCJS authorized GIVE-related Travel and Training
- \$16,000 for SIMSI software (subject to separate legislation for contract approval)

MAR 26 2025


10

Section 3. Revenue Deposit. The funds received under this grant shall be deposited into Revenue Line-A3389.3.


Section 4. Implementation. The Mayor, or her designee, is authorized to take all necessary steps to effectuate the terms of the grant and ensure proper utilization of the funds in accordance with DCJS requirements.

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

APPROVED AS TO FORM


Assistant Corporation Counsel
Deputy

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

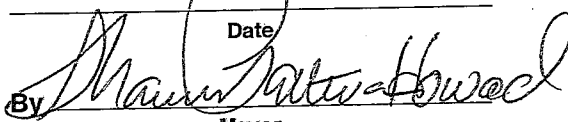

Acting President

ATTEST:


City Clerk

APPROVED
MAR 27 2025

Date


By Mayor

APPROVED

Dept. _____

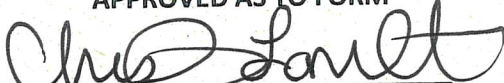
Vote Taken As Follows: 3/26/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Absent
Ordinance Adopted

APR - 1 2025

4

RESOLVED, that a resolution adopted by the City Council on March 26, 2025, and signed by the Mayor on March 27, 2025, authorizing the Mayor to Enter into a Software-as-a-Service Agreement with Simsi, Inc. for CAD and RMS Software for Three Years - (annual cost of the agreement shall be \$16,000 per year, for a total contract cost of \$48,000 over three years. This expenditure shall be funded through the GIVE Grant program (Revenue Code A 3389.3, with the appropriation code to be determined by the Finance Department); be, and the same is hereby approved.

APPROVED AS TO FORM


Assistant Corporation Counsel
Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


Clerk

4

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

MAR 26 2025

//

**AN ORDINANCE AUTHORIZING THE MAYOR
TO ENTER INTO A SOFTWARE-AS-A-SERVICE
AGREEMENT WITH SIMSI, INC. FOR CAD AND
RMS SOFTWARE FOR THREE YEARS**

Whereas, by letter dated March 10, 2025, the Commissioner of the Department of Public Safety has requested legislation authorizing the Mayor is hereby authorized to enter into a Software-as-a-Service Agreement with Simsi, Inc. for the use of Simsi RTMDx software for a period of three (3) years, commencing April 1, 2025, and ending March 31, 2028; and

Whereas, the Department of Public Safety has identified a need for specialized software to enhance crime prevention and operational efficiency within the City of Mount Vernon; and

Whereas, Simsi, Inc. provides Simsi RTMDx, a crime prevention and operational tool utilizing Risk Terrain Modeling (RTM) to analyze crime patterns, identify environmental conditions contributing to crime problems, and assist law enforcement in data-driven decision-making; and

Whereas, Simsi RTMDx is uniquely suited to support the City's GIVE Grant firearms-related crime reduction initiative and the upcoming AWARE Room citywide video surveillance project; and

Whereas, the New York State Department of Criminal Justice Services Office of Program Development and Funding has determined that Simsi RTMDx qualifies as a "Sole Source" software service due to its specialized capabilities, as defined in Section 6 of the City's Procurement Procedures; and

Whereas, the total cost of the three-year agreement shall be \$48,000, with an annual payment of \$16,000 to be funded through the GIVE Grant program (Revenue code A 3389.3), with the appropriation code to be determined by the Finance Department; and

Whereas, the period of coverage for this contract shall be from April 1, 2025, to March 31, 2028; and

Whereas, it is in the best interest of public safety and the citizens of Mount Vernon to authorize the Mayor to enter into the agreement with Simsi, Inc. to procure this essential software service; **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 is hereby authorized to enter into a Software-as-a-Service Agreement with Simsi, Inc. for the use of Simsi RTMDx software for a period of three (3) years, commencing April 1, 2025, and ending March 31, 2028.

Section 2. Cost and Funding. The annual cost of the agreement shall be \$16,000 per year, for a total contract cost of \$48,000 over three years. This expenditure shall be funded through the GIVE Grant program (Revenue code A 3389.3), with the appropriation code to be determined by the Finance Department.

MAR 26 2025


11

Section 3. Procurement Compliance. The agreement with Simsi, Inc. is designated as a "Sole Source" procurement in accordance with Section 6 of the City's Procurement Procedures, as determined by the New York State Department of Criminal Justice Services.

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

Vote Taken As Follows: 3/26/2025
Boxhill: Yea
Gleason: Yea
Poteat: Yea
Browne: Absent
Ordinance Adopted


APPROVED AS TO FORM


Assistant Corporation Counsel
Deputy

APPROVED

Dept. _____

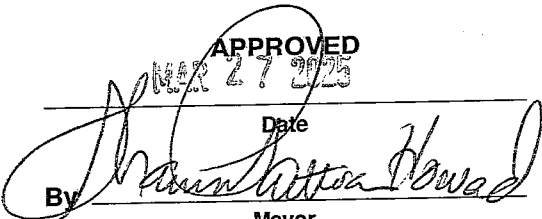
THIS ORDINANCE
ADOPTED BY CITY COUNCIL


Acting President

ATTEST:


City Clerk

APPROVED


Date
By
Mayor

APR - 1 2025

5

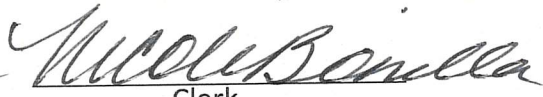
RESOLVED, that a resolution adopted by the City Council on March 26, 2025, and signed by the Mayor on March 27, 2025, authorizing the Mayor to Enter into a Memorandum of Understanding (MOU) with the County of Westchester, the City of Yonkers, and the City of New Rochelle for Participation in the Edward Byrne Memorial Justice Assistance Grant (JAG) Program and to Utilize JAG Funds for the Purchase and Installation of Motorola APX8500 Radios – (the City of Mount Vernon, as a participating municipality, is eligible for reimbursement of up to \$27,443 for authorized expenses under the JAG program; the total expenditure of \$24,743.76 shall be allocated from Budget Line A3120.203 (Equipment). Reimbursement of said expense shall be processed through the JAG Program and recorded in Revenue Line A3389.9 (NYS-Other) upon submission of proof of payment); be, and the same is hereby approved.

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel
Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

5 
Clerk

MAR 26 2025

12

**AN ORDINANCE AUTHORIZING THE MAYOR TO
ENTER INTO A MEMORANDUM OF UNDERSTANDING
(MOU) WITH THE COUNTY OF WESTCHESTER, THE
CITY OF YONKERS, AND THE CITY OF NEW ROCHELLE
FOR PARTICIPATION IN THE EDWARD BYRNE MEMORIAL
JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AND TO
UTILIZE JAG FUNDS FOR THE PURCHASE AND
INSTALLATION OF MOTOROLA APX8500 RADIOS**

Whereas, in a letter dated March 11, 2025, the Commissioner of the Department of Public Safety requested legislation authorizing the Mayor to enter into a Memorandum of Understanding (MOU) with the County of Westchester, the City of Yonkers, and the City of New Rochelle to participate in the Edward Byrne Memorial Justice Assistance Grant (JAG) Program; and

Whereas, the Edward Byrne Memorial Justice Assistance Grant (JAG) Program provides federal funding to assist state and local law enforcement in crime prevention and public safety efforts; and

Whereas, the County of Westchester has been designated as the pass-through entity for the administration of JAG funds for the term of October 1, 2022, through September 30, 2026; and

Whereas, the City of Mount Vernon, as a participating municipality, is eligible for reimbursement of up to \$27,443 for authorized expenses under the JAG program; and

Whereas, the Department of Public Safety has identified a critical need to purchase and install three (3) Motorola APX8500 'tri-band' mobile radios to enhance police communications and interoperability; and

Whereas, the purchase of the Motorola APX8500 radios and the installation thereof will be conducted through government contracts, specifically NYS Office of General Services Contract PT68715 (Group 77200, Award 23141) and Westchester County Contract 5846BPS, with Electronic Systems Solutions (ESS), Inc. as the vendor; and

Whereas, the total cost of the three (3) Motorola APX8500 'tri-band' mobile radios, including installation, is \$24,743.76, which will be expended from the Department of Public Safety's Budget line A3120.203 (Equipment) and reimbursed upon submission of proof of payment through Revenue Line A3389.9 (NYS-Other); and

Whereas, the procurement of the radios and their installation falls under existing governmental contracts, thereby warranting an exemption from the competitive bidding process as outlined in the City of Mount Vernon's procurement policy adopted on April 24, 2024; **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 is hereby authorized to enter into a Memorandum of Understanding (MOU) with the County of Westchester, the City of Yonkers, and the City of New Rochelle to participate in the Edward Byrne Memorial Justice Assistance Grant (JAG) Program.

Section 2. Procurement and Expenditure. The Department of Public Safety is authorized to purchase three (3) Motorola APX8500 'tri-band' mobile radios from Motorola Solutions through Electronic Systems Solutions, Inc. under NYS Office of General Services Contract PT68715, Group 77200, Award 23141, at a total cost of \$23,043.51.

12

MAR 26 2025

12

Section 3. Installation. The Department of Public Safety is further authorized to utilize Westchester County Contract 5846BPS for the installation of said radios by Electronic Systems Solutions, Inc., at a total cost of \$1,700.25.


Section 4. Funding and Reimbursement. The total expenditure of \$24,743.76 shall be allocated from Budget Line A3120.203 (Equipment). Reimbursement of said expense shall be processed through the JAG Program and recorded in Revenue Line A3389.9 (NYS-Other) upon submission of proof of payment.

Section 5. Waiver of Competitive Bidding. As the procurement of the Motorola APX8500 radios and the installation thereof are conducted under existing governmental contracts, the City of Mount Vernon waives the competitive bidding process in accordance with the City's procurement policy adopted on April 24, 2024.

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

Vote Taken As Follows: 3/26/2025
Boxhill: Yea
Gleason: Yea
Poteat: Yea
Thompson: Yea
Browne: Absent
Ordinance Adopted

APPROVED AS TO FORM

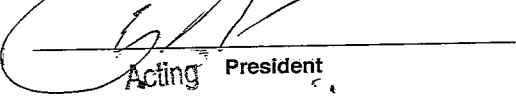

Assistant Corporation Counsel
Deputy

APPROVED

Dept. _____


Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL


Acting President

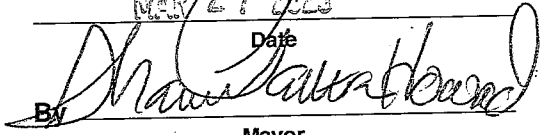
ATTEST:

City Clerk

APPROVED

MAR 27 2025

Date


By _____
Mayor


APR - 1 2025

6

RESOLVED, that an ordinance adopted by the City Council on March 26, 2025, and signed by the Mayor on March 27, 2025, authorizing the Transfer of Funds from the Training Budget to the Equipment Budget for the Purchase of Guns and Ammunition for the Police Department – (transfer the sum of Seventy-Five Thousand Dollars (\$75,000) from Budget Code A3120.451 (Training) to Budget Code A3120.203 (Equipment) to purchase guns and ammunition for the Police Department); be, and the same is hereby approved.

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel
Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


Clerk

6

13

AN ORDINANCE AUTHORIZING THE
TRANSFER OF FUNDS FROM THE TRAINING
BUDGET TO THE EQUIPMENT BUDGET FOR
THE PURCHASE OF GUNS AND AMMUNITION
FOR THE POLICE DEPARTMENT

Whereas, in a letter dated March 13, 2025, the Commissioner of the Department of Public Safety requested legislation authorizing the Comptroller to transfer the sum of Seventy-Five Thousand Dollars (\$75,000) from Budget Code A3120.451 (Training) to Budget Code A3120.203 (Equipment) to purchase guns and ammunition for the Police Department; and

Whereas, the Mount Vernon Police Department requires firearms, ammunition, and related training equipment to ensure that officers are properly equipped to carry out their duties and protect public safety; and

Whereas, such purchases were previously allocated under budget line A3120.451 (Training); and

Whereas, auditors have determined that the appropriate budget line for such expenditures is A3120.203 (Equipment); and

Whereas, in compliance with the auditors' findings, it is necessary to transfer funds from A3120.451 (Training) to A3120.203 (Equipment) to properly account for the purchase of guns and ammunition; and

Whereas, the amount required for transfer is Seventy-Five Thousand Dollars (\$75,000), which will ensure that the Police Department has the necessary resources to maintain safety and readiness; and

Whereas, the City Council finds that this reallocation of funds is in the best interest of the City of Mount Vernon and its residents; **Now, Therefore, Be It Resolved That**

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

Section 1. Authorization to Transfer Funds. The City Comptroller is hereby authorized and directed to transfer the sum of Seventy-Five Thousand Dollars (\$75,000) from Budget Code A3120.451 (Training) to Budget Code A3120.203 (Equipment) to purchase guns and ammunition for the Police Department.

Section 2. Compliance with Audit Requirements. This transfer of funds is made in accordance with the findings of the auditors to ensure proper budgetary accounting for the acquisition of law enforcement equipment.

Section 3. Effective Date. This Ordinance shall take effect immediately upon its adoption by the Board of Estimate & Contract.

APPROVED AS TO FORM

Assistant Corporation Counsel

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

President

ATTEST:

City Clerk

APPROVED

MAR 27 2025

Date

Mayor

APPROVED

Dept.

Vote Taken As Follows: 3/26/2025
Boxhill: Yea
Gleason: Yea
Poteat: Yea
Thompson: Yea
Browne: Absent
Ordinance Adopted

APR - 1 2025
7

RESOLVED, that an ordinance adopted by the City Council on March 26, 2025, and signed by the Mayor on March 27, 2025, authorizing the Amendment of Ordinance No. 3 adopted on December 11, 2024, to Authorize the Issuance of Serial Bonds of the City of Mount Vernon to Finance the Costs of Certain Equipment for the Department of Public Works- (the Comptroller of the City is hereby authorized to issue serial bonds of the City in the aggregate principal amount of \$3,195,326.00 to finance the costs of the following equipment for the Department of Public Works:

- \$600,317.00 for a Truck Mounted Jetter and a Bucket Truck
- \$647,712.00 for two (2) Sweeper Trucks
- \$617,803.00 for two (2) Garbage Trucks and a Pickup Truck
- \$703,675.00 for a Grapple Truck, a 624 Loader, and an LT40 Bucket Truck
- \$625,819.00 for two (2) Garbage Trucks and a Chipper

; be, and the same is hereby approved.

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel
Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


Clerk

MAR 26 2025

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AN ORDINANCE AMENDING ORDINANCE
NO. 3 ADOPTED ON DECEMBER 11, 2024, TO
AUTHORIZE THE ISSUANCE OF SERIAL BONDS
OF THE CITY OF MOUNT VERNON TO FINANCE
THE COSTS OF CERTAIN EQUIPMENT FOR
THE DEPARTMENT OF PUBLIC WORKS

Whereas, in a letter dated March 21, 2025, the Comptroller has requested legislation authorizing the amendment of Ordinance No. 3, adopted on December 11, 2024, which provided for the financing of equipment and to allow for the issuance of serial bonds according to the Local Finance Law; and

Whereas, the Department of Public Works of the City of Mount Vernon (the "City") has identified a critical need for the replacement of various pieces of equipment necessary for municipal operations; and

Whereas, Ordinance No. 3, adopted on December 11, 2024, provided for the financing of such equipment; and

Whereas, the lease agreement previously considered requires a guarantee against the leased equipment through a bond ordinance; and

Whereas, the City's Comptroller has presented a referral letter requesting the issuance of serial bonds to finance the costs of the necessary equipment; and

Whereas, the City Council has determined that it is in the best interests of the residents of the City to amend Ordinance No. 3 to allow for the issuance of serial bonds pursuant to the Local Finance Law; Now, Therefore, Be It Resolved That

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

Section 1. Authorization of Bond Issuance. The Comptroller of the City is hereby authorized to issue serial bonds of the City in the aggregate principal amount of \$3,195,326.00 to finance the costs of the following equipment for the Department of Public Works:


- \$600,317.00 for a Truck Mounted Jetter and a Bucket Truck
- \$647,712.00 for two (2) Sweeper Trucks
- \$617,803.00 for two (2) Garbage Trucks and a Pickup Truck
- \$703,675.00 for a Grapple Truck, a 624 Loader, and an LT40 Bucket Truck
- \$625,819.00 for two (2) Garbage Trucks and a Chipper

Section 2. Terms of the Bonds. The terms, issuance, and repayment schedule of the bonds shall be determined in accordance with the Local Finance Law and subject to approval by an authorized financial institution. The final amount of debt, type of bond issuance, and term shall depend on financial institution approval and the City's financial capacity.

Section 3. Debt Service Obligation. The City shall undertake to appropriate the necessary funds annually for the repayment of the principal and interest on the bonds issued pursuant to this Ordinance. An estimated debt service schedule shall be maintained and updated based on prevailing market conditions.

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

APPROVED AS TO FORM


Assistant Corporation Counsel


Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL


Acting President

ATTEST:


City Clerk

APPROVED

MAR 27 2025

Date


Mayor

APPROVED

Dept. _____

Vote Taken As Follows: 3/26/2025
Boxhill: Yea
Gleason: Yea
Poteat: Yea
Browne: Absent
Thompson: Yea
Ordinance Adopted

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**A RESOLUTION AUTHORIZING PARTIAL
PAYMENT NO. 12 FOR SEWER SYSTEM
REHABILITATION – PHASE 1 TO
NATIONAL WATER MAIN CLEANING COMPANY**

WHEREAS, by letter dated March 4, 2025, the Commissioner of the Department of Public Works certified that the work under Contract 122022-1 between the City of Mount Vernon (the “City”) and National Water Main Cleaning Company (the “Contractor”) for the “Sewer System Rehabilitation – Phase 1” project has been performed in a good and substantial manner by the Contractor; and


WHEREAS, the Contractor is entitled to receive Partial Payment No. 12 of \$305,780.46, as directed by the terms of the contract; **NOW, THEREFORE, BE IT**

RESOLVED, that the City Comptroller is hereby authorized and directed to process Partial Payment No. 12 of \$305,780.46 to National Water Main Cleaning Company, as certified by the Commissioner of Public Works. The payment draft shall be delivered to the Corporation Counsel, who will disburse the payment to the Contractor upon receipt of proof that there are no liens against the project; this payment remains subject to the filing of all required documents by the Contractor; **BE IT FURTHER**


RESOLVED, funds for this Partial Payment No. 12 of \$305,780.46 are available under Budget Code H8120.203.C937 (Sanitary), in which all funding is reimbursed via the New York State Department of Environmental Conservation 2021 Water Quality Improvement Program Grant.

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel
Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


Clerk

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Whereas, pursuant to Section 153 of the Charter of the City of Mount Vernon, the Corporation Counsel, with the written consent of the Mayor, may employ counsel at such compensation as may be agreed upon by the Board of Estimate and Contract in proceedings in which the City is a party; and

Whereas, by letter dated March 18, 2025, the Corporation Counsel has recommended that this Board retain Zarin & Steinmetz (the “Firm”) to represent the City for legal work throughout Westchester County and is commensurate with that of other attorneys and law firms who work for the City of Mount Vernon; and

Whereas, the law firm of Zarin & Steinmetz possesses significant experience in land use, zoning, and municipal law and is well-qualified to assist the Planning Board with its review of these applications and for the complexity of certain land use and zoning matters necessitates the engagement of outside legal counsel with specialized expertise in these areas; and

Whereas, the Firm has agreed to provide legal services to the City at the following hourly rates:

- Partners: \$375 per hour
- Associate Attorneys: \$335 per hour
- Paralegals: \$150 per hour

Whereas, funding for this engagement is available under Budget Code A1420-405 (Outside Contracted Services); and

Whereas, the Engagement Letter from Zarin & Steinmetz, dated December 17, 2024, outlines the scope of services to be provided; **Now, Therefore, Be It Resolved That**

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

Section 1. Authorization to Retain Special Counsel. Zarin & Steinmetz is retained as Special Counsel to assist the Planning Board in evaluating land use applications that require zoning approval or involve complex land use matters.

Section 2. Scope of Services. The Firm shall provide legal services on an as-needed basis, including but not limited to:

1. Reviewing and advising on development projects requiring rezoning.
2. Reviewing applications involving complex land use and zoning considerations.
3. Taking any necessary or appropriate legal actions to protect the City's interests in relation to land use applications.

Section 3. Compensation. The Firm shall be compensated based on the agreed-upon hourly rates as outlined in the Engagement Letter dated December 17, 2024. The total legal fees shall be determined based on the scope and complexity of the matters assigned.

Section 4. Funding Source. Funds for this engagement shall be drawn from Budget Code A1420-405 (Outside Contracted Services).

Section 5. Effective Date. This Resolution shall take effect immediately upon its adoption.

APPROVED AS TO FORM


Assistant Corporation Counsel
Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

Nicole Bonilla
Clerk

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

APR - 1 2025

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RESOLVED, that Resolution No. 1 adopted by this Board of Estimate & Contract on January 7, 2025, is hereby amended for the position shown below as follows:


Position: Foil Officer – Law Department			
<u>Grade</u>	<u>Minimum Salary</u>	<u>Maximum Salary</u>	<u>Annual Increment</u>
9B	\$71,384.57	\$87,820.37	\$1,826.20

and be it further,

RESOLVED, that this resolution shall take effect on January 1, 2025.

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel
2ND Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


Clerk

APR - 1 2025

11

RESOLVED, that Resolution No. 4, adopted by this Board of Estimate & Contract on January 7, 2025, is hereby for the position shown below amended as follows:

DEPARTMENT OF LAW		
<u>Position:</u>	<u>From:</u>	<u>To:</u>
Foil Officer	\$-0-	\$87,820.37

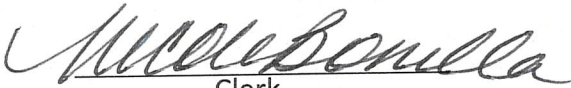
and be it further,

RESOLVED, that this resolution shall take effect on January 1, 2025.

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel
Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

Clerk

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RESOLVED, that Resolution No. 14, adopted by this Board of Estimate & Contract on January 7, 2025, is hereby amended as follows:

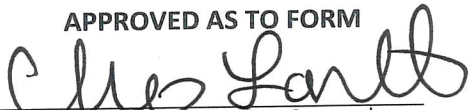
DEPARTMENT OF PUBLIC WORKS		
<u>Positions:</u>	<u>From:</u>	<u>To:</u>
Stormwater Coordinator (EFC Funded)	\$-0-	\$91,494.55
Assistant Engineer (EFC Funded)	\$-0-	\$97,881.83

and be it further,

RESOLVED, that this resolution shall take effect on January 1, 2025.

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel
Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


Clerk

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**A RESOLUTION AUTHORIZING THE
SETTLEMENT OF THE CLAIM OF
GEICO GENERAL INSURANCE COMPANY
A/S/O RICHARD GARTH**

WHEREAS, on March 9, 2018, Geico General Insurance Company, as subrogee of Richard Garth, filed a Notice of Claim against the City of Mount Vernon, seeking compensation of \$4,583.97 for property damage to a 2012 Nissan Altima. The damage allegedly occurred on January 25, 2018, on Mersereau Avenue when a city-operated H-116 dump truck, driven by a municipal employee, backed into the vehicle; and

WHEREAS, on April 2, 2019, a federal lawsuit was initiated against the City of Mount Vernon on behalf of Geico General Insurance Company, as subrogee of Richard Garth; and

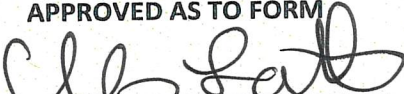
WHEREAS, by letter dated March 27, 2025, the Corporation Counsel has recommended that the Board of Estimate & Contract approve the settlement of this claim for \$3,000.00; **NOW, THEREFORE, BE IT**

RESOLVED, that the claim of Geico General Insurance Company, as subrogee of Richard Garth, be settled for \$3,000.00, with said settlement hereby approved; and be it further

RESOLVED, that this amount shall be disbursed from Budget Code A1910.469 (Insurance - Claims) in the 2025 Budget.

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel
Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


Clerk

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A RESOLUTION AUTHORIZING
SETTLEMENT OF CLAIM - NICOLE SMITH

WHEREAS, on February 16, 2021, Nicole Smith filed a Notice of Claim against the City of Mount Vernon (the "City") for \$570,000 but expressed willingness to settle for \$450,000, alleging that on June 20, 2020, while driving her 2004 Honda Accord at approximately 5-10 mph, she was involved in a motor vehicle accident at the intersection of East First Street and South First Avenue when her vehicle was struck by a parking meter worker operating a City-owned vehicle, which did not have its turn signal activated; and

WHEREAS, following extensive discussions with the City's excess carrier, Chubb, the carrier's supervisor advised that the case should be settled and indicated that the City's failure to do so could impact Chubb's decision to continue providing excess coverage for the City

WHEREAS, by letter dated March 28, 2025, the Corporation Counsel has recommended that it is in the City's best interest for the Board of Estimate & Contract to approve the settlement of this claim for \$300,000; **NOW, THEREFORE, BE IT**

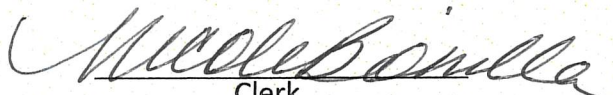
RESOLVED, that the claim of Nicole Smith is hereby settled for \$300,000, with said settlement approved; and be it further

RESOLVED, that the settlement amount shall be disbursed from Budget Code ~~A1910.469 (Insurance - Claims)~~ in the 2025 Budget.
1930.494 (Judgments & Settlements) //

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel
Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

Clerk

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A RESOLUTION AUTHORIZING THE
SETTLEMENT OF THE CLAIM OF
GEICO GENERAL INSURANCE COMPANY
A/S/O NELCIDA ARMAND

WHEREAS, on September 27, 2021, Geico General Insurance Company a/s/o Nelcida Armand filed a Notice of Claim against the City of Mount Vernon, seeking \$21,617.59 in compensation for property damage to her 2014 Lexus RX 350. The damage allegedly occurred on January 5, 2018, at the intersection of East 3rd Street and Franklin Avenue between the plaintiff and a City employee; and

WHEREAS, by letter dated March 14, 2025, the Corporation Counsel has recommended that the Board of Estimate & Contract approve the settlement of this claim for \$15,000.00; **NOW, THEREFORE, BE IT**

RESOLVED, that the claim of Geico General Insurance Company a/s/o Nelcida Armand be settled for \$15,000.00, with said settlement hereby approved; and be it further

RESOLVED, that this sum shall be paid from Budget Code A1910.469 (Insurance - Claims) in the 2025 Budget.

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

APPROVED AS TO FORM


Assistant Corporation Counsel
Second Deputy

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT


Clerk

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

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

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

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

INDEX NOS.: 63233/17 **PREMISES:** 260 HUTCHINSON BLVD

PETITIONER: 21ST MORTGAGE CORP.,

Tax Map No.: 165.35, 2192, 5					
Tax Year(s)	Assess Year	Prior Total Assessment	Adjusted Total Assessment	Reduction	Interest to be refunded by the City
2018	2017	\$23,500	\$10,268	\$13,232	\$722.57

Total: \$722.57

TOTAL REFUND: \$722.57 without costs and with interest, which interest shall be waived by petitioner if the refunds are paid within 90 days of the service of the judgment with notice of entry. Amount of refund based upon calculation and the assumptions that all taxes have been paid at the prior total assessment and all refunds will be paid within 90 days of service of the judgment with notice of entry. The amount to be actually refunded is subject to audit and approval of the Comptroller; and be it further

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

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

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

RESOLVED, that this Resolution shall take effect immediately.

APPROVED AS TO FORM:

**ADOPTED BY BOARD OF
ESTIMATE AND CONTRACT**



OF COUNSEL

APPROVED:



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



Clerk

Vote Taken as Follows: 4/1/2025
Browne: Yea Morton: Yea
Patterson-Howard: Yea
Resolution Adopted

16