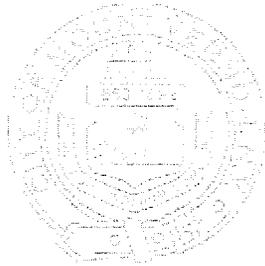


City of Mount Vernon, New York

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



Meeting Agenda - Final

Tuesday, December 23, 2025

7:00 PM

**CITY COUNCIL CHAMBERS
CITY HALL**

City Council

NICOLE BONILLA, MBA
City Clerk

JORDAN A. RIULLANO, JD
Deputy City Clerk

**A REGULAR MEETING OF THE CITY OF THE MOUNT VERNON CITY COUNCIL
HELD ON TUESDAY, DECEMBER 23, 2025.
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, President

OTHERS: Nicole Bonilla, City Clerk; Jordan A. Riullano, Deputy City Clerk; Antoinette Anderson, Legislative Aide; Johan Powell, Deputy Corporation Counsel.

CALL TO ORDER / PLEDGE OF ALLEGIANCE

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". 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).

PUBLIC COMMENT

REFERRAL SESSION

Roll Call administered by City Clerk Nicole Bonilla

REPORTS OF STANDING COMMITTEES AND ACTION THEREON

To the Council:

LEGISLATION AND PUBLIC WORKS

1. Department of Public Works: An Ordinance Authorizing the Issuance of a Request for Qualifications (RFQ) for Professional Consulting Services for the 4th Street Park Green Infrastructure - (RFQ #2025-RFQ-001)
2. Department of Public Works: An Ordinance Authorizing the Implementation of a Night Time Commercial Waste Collection Program, Effective January 2026
3. City Council: Local Law No. ___ of 2025 - A Local Law Amending Article IV of the Mount Vernon City Charter to Require Periodic Review of all Exempt Job Titles
4. City Council: A Resolution of the City Council of the City of Mount Vernon, NY Authorizing Electronic Delivery of a Proposed Local Law

HELD

To the Council:**HUMAN RESOURCES**

No Items

PUBLIC SAFETY AND CODES

5. Mayor's Office: An Ordinance Authorizing a Six-Month Extension of the Separation Date and Continuation of City-Contributed Health Benefits for Officer Derek Williams
6. Department of Public Safety: An Ordinance Authorizing the Mayor to enter into a Retroactive Renewal Agreement with Motorola Solutions, Inc. for the Installation of Fixed Video Equipment and the Provision of Related Services for the Period July 1, 2025, through June 30, 2026
7. City Council: Local Law No. __ of 2025 - A Local Law Amending the Vehicle and Traffic Law and the Public Officer Law in Relation to Authorizing the City of Mount Vernon to Establish a School Speed Zone Demonstration Program

To the Council:**FINANCE AND PLANNING****To the Council:**

8. City Council: A Resolution of the City Council of the City of Mount Vernon, New York, Requesting the Enactment of Special Legislation Authorizing the Retroactive Grant of a Real Property Tax Exemption and the Cancellation of Delinquent Taxes and Accrued Interest for Westchester Muslim Center, Inc., Located at 22 Brookfield Road, Mount Vernon, New York - (Section 165.26, Block-2142, Lot 4)
9. City Council: A Resolution of the City Council of the City of Mount Vernon, New York, Authorizing Home Rule Request for State Legislation to Correct the Property Classification and Delinquent Taxes and Interest for 40 North Tenth Avenue - Section/Block/Lot: 165.61-1078-5)
10. City Council: A Resolution of the City Council of the City of Mount Vernon, New York Requesting Enactment of Special Legislation and the Municipal Home Rule Law in Relation to the Retroactive Grant of a Real Property Tax Exemption and the Cancellation of Delinquent Taxes and Interest for Immanuel Evangelical Lutheran Church - 17 East Grand Street - (PARCEL ID 165.30-1018-16)
11. City Council: A Resolution of the City Council of the City of Mount Vernon, New York, Requesting the Enactment of Special Legislation Authorizing the Retroactive Grant of a Tax Exemption and the Cancellation of Delinquent Taxes and Accrued Interest for Asbury Methodist Church, Located at 58 West Seventh Street, Mount Vernon, New York - - (PARCEL ID 169.46-3061-3)
12. City Council: Local Law No. __ of 2025 - A Local Law to Amend the Tax Law in the City of Mount Vernon, NY

13. City Council: Local Law No. __ of 2025 - A Local Law of the City of Mount Vernon, New York, Amending the Tax Law to Increase Tax on Deeds

ADD-ON

FINANCE AND PLANNING

14. Comptroller: An Ordinance Authorizing the Mayor to Enter Retroactive into a Renewal Lease Agreement with WEST-H.E.L.P. (H.E.L.P. USA, Inc.) for City-Owned Property Located at 230 and 240 South Franklin Avenue - (COMP2025-26)

PUBLIC SAFETY AND CODES

15. Department of Public Safety: An Ordinance Authorizing the Mayor to Enter into a Contract with Motorola Solutions, Inc. for a Drone as a First Responder

OTHER BUSINESS/CLOSING COMMENTS

DEC 23 2025

1

**AN ORDINANCE AUTHORIZING THE ISSUANCE
OF A REQUEST FOR QUALIFICATIONS (RFQ) FOR
PROFESSIONAL CONSULTING SERVICES FOR THE
4TH STREET PARK GREEN INFRASTRUCTURE
PROJECT (RFQ #2025-RFQ-001)**

Whereas, in correspondence dated December 17, 2025, the Commissioner of the Department of Public Works formally requested authorization to issue and advertise a Request for Qualifications, designated as RFQ #2025-RFQ-001, for professional consulting services to prepare design and contract documents for the 4th Street Park Green Infrastructure Project; and

Whereas, the City of Mount Vernon is the owner of Fourth Street Park, a public recreational facility of approximately 0.7 acres located within an Environmental Justice Area; and

Whereas, Fourth Street Park experiences persistent drainage and ponding conditions resulting from poor site grading and extensive impervious surfaces, which negatively impact park usability and overall site conditions; and

Whereas, the Department of Public Works ("DPW") has completed a Green Infrastructure Feasibility Study and a community-supported schematic design identifying improvements to address stormwater management, enhance water quality, and improve park functionality while preserving existing mature trees; and

Whereas, the proposed improvements include, but are not limited to, bioretention areas, rain gardens, porous pavement, and related green infrastructure elements, and anticipate coordination with Con Edison's planned geothermal project at the site; and

Whereas, the City seeks to retain a qualified professional consulting team to prepare final design and contract documents suitable for public bidding, including surveying, geotechnical and environmental investigations, permit coordination, phased design submissions, bid assistance, and construction-phase services; and

Whereas, the project is anticipated to be funded through a combination of New York State Environmental Facilities Corporation (EFC) Green Infrastructure Project Grant (GIGP) funding and New York State Office of Parks, Recreation and Historic Preservation (OPRHP) Environmental Protection Fund (EPF) funding, and must comply with all applicable State grant and procurement requirements; and

Whereas, issuance of a Request for Qualifications does not obligate the City to award a contract, and any future award shall be subject to City Council approval and funding availability; and

Whereas, the Mount Vernon City Council finds that authorizing the issuance of an RFQ is in the best interests of the City and its residents and is necessary to advance a critical infrastructure and park improvement project;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOUNT VERNON:

Section 1. Authorization to Issue Request for Qualifications. The City Council hereby authorizes the Department of Public Works to issue and advertise a Request for Qualifications, designated as RFQ #2025-RFQ-001, for professional consulting services to prepare design and contract documents for the 4th Street Park Green Infrastructure Project.

Section 2. Evaluation of Submissions. The Commissioner of Public Works, in coordination with the Purchasing Department and any other appropriate City departments, is hereby authorized to evaluate all RFQ submissions in accordance with applicable procurement laws, rules, and grant requirements.

1

Section 3. Future Contract Award. Upon completion of the evaluation process, the Department of Public Works shall return to the City Council with a recommendation for contract award and authorization to enter into a professional services agreement, subject to funding availability and City Council approval.

Section 4. No Obligation to Award. Issuance of the RFQ authorized herein shall not obligate the City to award a contract or expend funds unless and until authorized by subsequent action of the City Council.

Section 5. Effective Date. This Ordinance shall take effect immediately upon its adoption by the City Council.

Vote Was Taken As Follows: 12/23/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Yea
Ordinance: Adopted

APPROVED AS TO FORM

[Signature]
Assistant Corporation Counsel

APPROVED
DEC 23 2025
Date

[Signature]
By _____ Mayor

[Signature]
Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

[Signature]
President

ATTEST: *[Signature]*
City Clerk

2

ELD

**AN ORDINANCE AUTHORIZING THE
IMPLEMENTATION OF A NIGHT-TIME
COMMERCIAL WASTE COLLECTION PROGRAM,
EFFECTIVE JANUARY 2026**

Whereas, in correspondence dated December 17, 2025, the Commissioner of the Department of Public Works formally requested authorization to implement a Night-Time Commercial Waste Collection program for eligible commercial properties within designated areas of the City of Mount Vernon, with refuse collection occurring between the hours of 11:00 p.m. and 7:00 a.m., effective January 2026; and

Whereas, the City of Mount Vernon, through its Department of Public Works ("DPW"), is responsible for the collection and disposal of commercial solid waste in designated areas of the City; and

Whereas, daytime commercial waste collection has increasingly contributed to traffic congestion during peak travel hours, creating operational challenges for DPW personnel and conflicts with pedestrian and vehicular activity; and

Whereas, shifting certain commercial waste collection routes from daytime hours to overnight hours will allow refuse collection to occur during off-peak periods, thereby improving traffic flow, public safety, and operational efficiency; and

Whereas, the Department of Public Works has proposed the implementation of a Night-Time Commercial Waste Collection program under which eligible commercial properties will transition to refuse collection occurring between the hours of 11:00 p.m. and 7:00 a.m.; and

Whereas, the proposed program will apply to designated commercial areas and will be implemented in coordination with other City departments to ensure compliance with applicable laws and to minimize impacts on nearby residential neighborhoods; and

Whereas, the Night-Time Commercial Waste Collection program is part of a broader set of sanitation service adjustments planned for 2026, including modifications to bulk trash collection and seasonal early-morning residential collection, all intended to modernize sanitation services and improve reliability; and

Whereas, the City Council finds that authorizing the implementation of this program is in the best interest of the City of Mount Vernon and its residents, businesses, and visitors;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOUNT VERNON AS FOLLOWS:

Section 1. Authorization of Night-Time Commercial Waste Collection. The City Council hereby authorizes the Department of Public Works to implement a Night-Time Commercial Waste Collection program for eligible commercial properties within designated areas of the City of Mount Vernon, with refuse collection occurring between the hours of 11:00 p.m. and 7:00 a.m., effective January 2026.

Section 2. Designation of Areas and Applicability. The Night-Time Commercial Waste Collection program shall apply to designated commercial corridors and areas as determined by the Department of Public Works, in coordination with relevant City departments, and shall exclude or limit participation where necessary to minimize impacts on adjacent residential neighborhoods.

Section 3. Administrative Authority. The Commissioner of Public Works is hereby authorized and directed to establish and implement all operational guidelines, collection routes, staffing plans, enforcement measures, and administrative procedures necessary to carry out the Night-Time Commercial Waste Collection program in an efficient and orderly manner.

2

Section 4. Coordination and Compliance. The Department of Public Works shall coordinate with other City departments, as appropriate, to ensure compliance with all applicable laws, regulations, and policies, and to address issues related to noise mitigation, public safety, and neighborhood impacts.

Section 5. Severability. If any section, subsection, clause, or provision of this Ordinance shall be adjudged invalid or unconstitutional by a court of competent jurisdiction, such determination shall not affect the validity of the remaining portions of this Ordinance.

Section 6. Effective Date. This Ordinance shall take effect immediately upon adoption by the City Council and subsequent approval by the Board of Estimate & Contract; provided, however, that the Night-Time Commercial Waste Collection program authorized herein shall be implemented effective January 2026.

HELD

APPROVED AS TO FORM

Assistant Corporation Counsel

APPROVED

Date

BY

Mayor

Councilperson

**THIS ORDINANCE
ADOPTED BY CITY COUNCIL**

President

ATTEST:

City Clerk

3

LOCAL LAW NO. ___ OF 2025

**A LOCAL LAW AMENDING ARTICLE IV OF THE
MOUNT VERNON CITY CHARTER TO REQUIRE
PERIODIC REVIEW OF ALL EXEMPT JOB TITLES**

BE IT ENACTED by the City Council of the City of Mount Vernon, in the County of Westchester, as follows:

Section 1. Title. This Local Law shall be known and may be cited as: "A Local Law Amending the Mount Vernon City Charter to Establish a Periodic Review Process for Exempt Job Titles."

Section 2. Legislative Findings and Intent.

WHEREAS, the City of Mount Vernon recognizes the importance of maintaining a highly qualified, professional workforce to effectively serve its residents; and

WHEREAS, the City Charter establishes provisions governing the appointment and qualifications of City officers and employees, including those serving in exempt titles; and

WHEREAS, it is essential that exempt job titles remain aligned with evolving industry standards, professional certifications, and best practices in municipal governance; and

WHEREAS, regular review of exempt positions will strengthen accountability in hiring and retention practices, promote workforce development, and ensure that the City continues to attract and retain qualified personnel;

NOW, THEREFORE, BE IT ENACTED by the City Council of the City of Mount Vernon as follows:

Section 3. Amendment to the Mount Vernon City Charter.

Article IV — Officers and Elections of the Mount Vernon City Charter is hereby amended by adding a new section to read as follows:

Section 31. Periodic Review of Exempt Job Titles

1. **Review Requirement.** All exempt job titles within the City of Mount Vernon shall be subject to a comprehensive review at least once every three (3) years, or more frequently if deemed necessary.

2. **Reviewing Authorities.** The review shall be conducted jointly by the Department of Civil Service, the Department of Human Resources, and the Office of the Mayor.

3. **Scope of Review.** The review shall include, but not be limited to:

(a) Verification of certifications, credentials, and qualifications required for each exempt title;

(b) Evaluation of job descriptions to ensure consistency with current duties and responsibilities;

(c) Assessment of alignment with applicable industry standards and best practices in municipal government; and

(d) Recommendations for any modifications to job descriptions or qualification requirements.

3

4. **Reporting and Approval.** The findings of each review shall be documented in a written report and submitted to the Civil Service Commission for review and approval.

Any recommended changes to job titles, descriptions, or qualifications shall be formally presented to the Commission and, where applicable, to the City Council for legislative or administrative action.

5. **Purpose.** The intent of this section is to ensure continued accountability, transparency, and professional excellence within the City's exempt workforce.

Section 4. Effective Date. This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with the Municipal Home Rule Law.

New Matter Underlined
Deleted Matter in Brackets []

Vote Was Taken As Follows: 12/23/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Yea
Ordinance: Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel

APPROVED

Date

BY

Mayor

THIS ORDINANCE ADOPTED BY CITY COUNCIL

President

WITNESSETH

City Clerk

DEC 23 2025

4

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MOUNT VERNON, NY
AUTHORIZING ELECTRONIC DELIVERY
OF A PROPOSED LOCAL LAW**

WHEREAS, the City Council of the City of Mount Vernon is authorized to consider, introduce, and adopt local laws pursuant to the New York State Municipal Home Rule Law, the City Charter, and all other applicable laws; and

WHEREAS, the City Council finds that the electronic delivery of legislative materials enhances efficiency, timeliness, transparency, and accessibility in the legislative process; and

WHEREAS, the City Council desires to authorize the electronic delivery of proposed local laws to the members of the City Council in a manner consistent with applicable law and established procedures; NOW, THEREFORE, BE IT

RESOLVED, that the City Council of the City of Mount Vernon hereby authorizes the electronic delivery of any proposed local law to the members of the City Council, including delivery by electronic mail or other secure electronic means; and BE IT FURTHER

RESOLVED, that such electronic delivery shall constitute valid, proper, and sufficient notice of the proposed local law for all purposes required by law, rule, or procedure, to the fullest extent permitted by applicable law; and BE IT FURTHER

RESOLVED, that this resolution was duly adopted by the City Council at a lawfully convened meeting.

Vote Was Taken As Follows: 12/23/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Yea
Ordinance: Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel

APPROVED
DEC 24 2025
Date

Mayor

Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

President

ATTEST

City Clerk

5

**AN ORDINANCE AUTHORIZING A SIX-MONTH
EXTENSION OF THE SEPARATION DATE AND
CONTINUATION OF CITY-CONTRIBUTED
HEALTH BENEFITS FOR OFFICER DEREK WILLIAMS**

Whereas, in correspondence dated December 18, 2025, Mayor Shawyn Patterson-Howard formally requested authorization for a six-month extension of Officer Derek Williams' separation date from City service, extending such separation date through June 30, 2026, solely for the purpose of permitting the completion of retirement, benefits-related, and other required administrative processes; and

Whereas, the City of Mount Vernon employs sworn police officers pursuant to applicable provisions of New York State law, the City Charter, Civil Service Law, and collective bargaining agreements; and

Whereas, Officer Derek Williams has been out of active duty status since April 2023; and

Whereas, following a review of the facts and circumstances surrounding Officer Williams' employment status, it has been determined that a limited extension of his separation date is appropriate in order to allow additional time to complete outstanding retirement, benefits-related processes, documentation, and benefit elections; and

Whereas, applicable state law permits the City to proceed with termination of employment; however, the proposed extension is intended to ensure an orderly, compassionate, and administratively sound resolution of Officer Williams' employment status; and

Whereas, during the proposed extension period, the City would continue to contribute its designated share of Officer Williams' health insurance benefits in accordance with applicable law and City policy; and

Whereas, the City Council finds that authorizing a defined, six-month extension is in the best interests of the City and does not create an ongoing obligation or precedent beyond the terms expressly stated herein;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
THE CITY OF MOUNT VERNON AS FOLLOWS:**

Section 1. Authorization of Extension of Separation Date. The City Council hereby authorizes a six-month extension of Officer Derek Williams' separation date from City service, extending such separation date through June 30, 2026, solely for the purpose of permitting the completion of retirement, benefits-related, and other required administrative processes.

Section 2. Continuation of City-Contributed Health Benefits. During the authorized extension period, the City shall continue to contribute its designated share of Officer Derek Williams' health insurance benefits, subject to and in accordance with applicable law, collective bargaining agreements, and City policies.

Section 3. Administrative Assistance. The appropriate City departments are hereby authorized and directed to provide reasonable administrative assistance to facilitate the completion of required documentation, retirement processing, and benefit elections during the extension period.

5

DEC 23 2025

5

Section 4. Limitation of Authorization. The authorization granted herein is limited to the six-month period specified and shall not be construed as:

- (a) creating a right to continued employment beyond June 30, 2026;
- (b) waiving the City's authority under applicable law; or
- (c) establishing a precedent for any other employee or circumstance.

Section 5. Severability. If any clause, sentence, paragraph, subdivision, section, or part of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the portion directly involved in the controversy.

Section 6. Effective Date. This Ordinance shall take effect immediately upon adoption by the City Council and subsequent approval by the Board of Estimate & Contract.

Vote Was Taken As Follows: 12/23/2025

Boxhill: Yea Gleason: Yea

Poteat: Yea Thompson: Yea

Browne: Yea

Ordinance: Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel

APPROVED
DEC 24 2025

Date

[Signature]
Mayor

[Signature]

Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

President

[Signature]
City Clerk

6

AN ORDINANCE AUTHORIZING A RETROACTIVE RENEWAL AGREEMENT WITH MOTOROLA SOLUTIONS, INC. FOR THE INSTALLATION OF FIXED VIDEO EQUIPMENT AND THE PROVISION OF RELATED SERVICES FOR THE PERIOD JULY 1, 2025, THROUGH JUNE 30, 2026

Whereas, in correspondence dated December 9, 2025, the Acting Commissioner/Chief of the Department of Public Safety formally requested authorization for the Mayor of the City of Mount Vernon to enter into a renewal agreement with Motorola Solutions, Inc., including its Avigilon camera services, for the provision of citywide video equipment subscription and related services for the period July 1, 2025, through June 30, 2026; and

Whereas, the City of Mount Vernon has prioritized the enhancement of public safety through the use of modern technology, including citywide video surveillance systems installed at major intersections and other strategic locations; and

Whereas, in 2024, the City partnered with Motorola Solutions, Inc. to install and integrate a citywide video camera network that provides hardware, software, and system integration support to modernize public-safety operations; and

Whereas, the Motorola Solutions system has improved situational awareness, enabled real-time video access for first responders, enhanced evidence gathering, and strengthened cross-departmental coordination among City agencies; and

Whereas, the City seeks to continue this partnership through a renewal agreement with Motorola Solutions, Inc. for fixed video equipment installation and related services for the period of July 1, 2025, through June 30, 2026; and

Whereas, the total cost of the proposed renewal agreement is **Thirty-Nine Thousand Four Hundred Twenty-Eight Dollars (\$39,428.00)** for video equipment installation and **Twenty-Five Thousand Seventy-Seven Dollars (\$25,077.00)** for services; and

Whereas, funding for this agreement has been received and is available through Budget Line **A3389.3 (Operation Impact – GIVE Grant)** and expenditures shall be paid from Budget Line **A3120.203**; and

Whereas, due to the timing of the grant funding and continuity of services, it is necessary for the City Council to enact retroactive legislation authorizing the Mayor to enter into and execute said renewal agreement;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOUNT VERNON:

Section 1. Authorization of Agreement. The Mayor of the City of Mount Vernon is hereby authorized to retroactively enter into and execute a renewal agreement with Motorola Solutions, Inc. for the installation of fixed video equipment and the provision of related services for the period commencing July 1, 2025, and ending June 30, 2026.

Section 2. Cost and Funding Source. The total cost of the agreement, in an amount not to exceed Sixty-Four Thousand Five Hundred Five Dollars (\$64,505.00), shall be funded through monies received in Budget Line A3389.3 (Operation Impact – GIVE Grant) and paid from Budget Line A3120.203, or such other properly authorized budget lines as may be available.

Section 3. Retroactive Effect. This Ordinance shall be deemed retroactive to July 1, 2025, in order to authorize and ratify all actions taken in furtherance of the agreement during the stated contract period.

φ

DEC 23 2025

6

Section 4. Severability. If any section, subsection, sentence, clause, or provision of this Ordinance shall be adjudged invalid or unconstitutional by a court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the specific portion directly involved in the controversy.

Section 5. Effective Date. This Ordinance shall take effect immediately upon adoption by the City Council and subsequent approval by the Board of Estimate and Contract.

Vote Was Taken As Follows: 12/23/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Yea
Ordinance: Adopted

APPROVED AS TO FORM

[Signature]
Assistant Corporation Counsel

APPROVED
DEC 24 2025

[Signature]
Date
Mayor

[Signature]
Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

[Signature]
President

ATTEST:
[Signature]
City Clerk

7

LOCAL LAW NO. __ OF 2025

A LOCAL LAW AMENDING THE VEHICLE AND TRAFFIC LAW AND THE PUBLIC OFFICER LAW IN RELATION TO AUTHORIZING THE CITY OF MOUNT VERNON TO ESTABLISH A SCHOOL SPEED ZONE DEMONSTRATION PROGRAM

BE IT ENACTED by the City Council of the City of Mount Vernon, in regular session convened, as follows:

Section 1. Title. This Local Law shall be known and may be cited as "A Local Law Amending the Charter of the City of Mount Vernon to Amend the Vehicle and Traffic Law and the Public Officers Law in Relation to Authorizing the City of Mount Vernon to Establish a School Speed Zone Demonstration Program."

Section 2. Legislative Findings and Purpose.

WHEREAS, the City Council of the City of Mount Vernon hereby finds that excessive vehicle speeds in the vicinity of schools pose a significant threat to the health, safety, and welfare of children, pedestrians, and the general public. The Council further finds that school speed zones, supported by automated speed enforcement technology, have been shown to be an effective tool in reducing speeding and improving traffic safety.

WHEREAS, the purpose of this Local Law is to authorize the City of Mount Vernon, subject to applicable provisions of state law, to establish and operate a School Speed Zone Demonstration Program, including the use of automated speed enforcement systems, in order to enhance traffic safety near schools, deter speeding violations, and protect vulnerable roadway users.

Section 3. Authority. This Local Law is adopted pursuant to the authority granted to municipalities under the New York State Constitution, the Municipal Home Rule Law, and, to the extent applicable, the Vehicle and Traffic Law and the Public Officers Law, including any special legislation authorizing demonstration programs for automated speed enforcement in school speed zones.

NOW, THEREFORE, BE IT ENACTED by the City Council of the City of Mount Vernon as follows:

Section 1. The vehicle and traffic law is amended by adding a new section 1180-h to read as follows:

§1180-h. Owner liability for failure of operator to comply with certain posted maximum speed limits; Mt. Vernon.

(a) 1. Notwithstanding any other provision of law, the city of Mt. Vernon is hereby authorized to establish a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with posted maximum speed limits in a school speed zone within such city (i) when a school speed limit is in effect, as provided in paragraphs one and two of subdivision (c) of section eleven hundred eighty of this article or (ii) when other speed limits are in effect as provided in subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this article during the following times: (A) on school days during school hours and one hour before and one hour after the school day, and (B) a period during student activities at the school and up to thirty minutes immediately before and up to thirty minutes immediately after such student activities. Such a demonstration program shall empower the city of Mt. Vernon to install photo speed violation monitoring systems within no more than twenty school speed zones within such city at any one time and to operate such systems within such zones (iii) when a school speed limit is in effect as provided in paragraphs one and two of subdivision (c) of section eleven hundred eighty of this article or (iv) when other

speed limits are in effect as provided in subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this article during the following times: (A) on school days during school hours and one hour before and one hour after the school day, and (B) a period during student activities at the school and up to thirty minutes immediately before and up to thirty minutes immediately after such student activities. In selecting a school speed zone in which to install and operate a photo speed violation monitoring system, the city shall consider criteria including, but not limited to, the speed data, crash history, and the roadway geometry applicable to such school speed zone.

2. No photo speed violation monitoring system shall be used in a school speed zone unless (i) on the day it is to be used, it has successfully passed a self-test of its functions; and (ii) it has undergone an annual calibration check performed pursuant to paragraph four of this subdivision. The city shall install signs giving notice that a photo speed violation monitoring system is in use to be mounted on advance warning signs notifying motor vehicle operators of such upcoming school speed zone and/or on speed limit signs applicable within such school speed zone, in conformance with standards established in the MUTCD.

3. Operators of photo speed violation monitoring systems shall have completed training in the procedures for setting up, testing, and operating such systems. Each such operator shall complete and sign a daily set-up log for each such system that such operator operates that (i) states the date and time when, and the location where, the system was set up that day, and (ii) states that such operator successfully performed, and the system passed, the self-tests of such system before producing a recorded image that day. The city shall retain each such daily log until the later of the date on which the photo speed violation monitoring system to which it applies has been permanently removed from use or the final resolution of all cases involving notices of liability issued based on photographs, microphotographs, videotape, or other recorded images produced by such system.

4. Each photo speed violation monitoring system shall undergo an annual calibration check performed by an independent calibration laboratory, which shall issue a signed certificate of calibration. The city shall keep each such annual certificate of calibration on file until the final resolution of all cases involving a notice of liability issued during such year which were based on photographs, microphotographs, videotape or other recorded images produced by such photo speed violation monitoring system.

(i) Such demonstration program shall utilize necessary technologies to ensure, to the extent practicable, that photographs, microphotographs, videotape, or other recorded images produced by such photo speed violation monitoring systems shall not include images that identify the driver, the passengers, or the contents of the vehicle. Provided, however, that no notice of liability issued pursuant to this section shall be dismissed solely because such a photograph, microphotograph, videotape or other recorded image allows for the identification of the driver, the passengers, or the contents of vehicles where the city shows that it made reasonable efforts to comply with the provisions of this paragraph in such case.

(ii) Photographs, microphotographs, videotape, or any other recorded image from a photo speed violation monitoring system shall be for the exclusive use of the city for the purpose of the adjudication of liability imposed pursuant to this section and of the owner receiving a notice of liability pursuant to this section, and shall be destroyed by the city upon the final resolution of the notice of liability to which such photographs, microphotographs, videotape or other recorded images relate, or one year following the date of issuance of such notice of liability, whichever is later. Notwithstanding the provisions of any other law, rule or regulation to the contrary, photographs, microphotographs, videotape or any other recorded image from a photo speed violation monitoring system shall not be open to the public, nor subject to civil or criminal process or discovery, nor used by any court or administrative or adjudicatory body in any action or proceeding therein except that which is necessary for the adjudication of a notice of liability issued pursuant to this section, and no public entity or employee, officer or agent thereof shall disclose such information, except that such

photographs, microphotographs, videotape or any other recorded images from such systems:

(A) shall be available for inspection and copying, and use by the motor vehicle owner and operator for so long as such photographs, microphotographs, videotape or other recorded images are required to be maintained or are maintained by such public entity, employee, officer or agent; and

(B) (1) shall be furnished when described in a search warrant issued by a court authorized to issue such a search warrant pursuant to article six hundred ninety of the criminal procedure law or a federal court authorized to issue such a search warrant under federal law, where such search warrant states that there is reasonable cause to believe such information constitutes evidence of, or tends to demonstrate that, a misdemeanor or felony offense was committed in this state or another state, or that a particular person participated in the commission of a misdemeanor or felony offense in this state or another state, provided, however, that if such offense was against the laws of another state, the court shall only issue a warrant if the conduct comprising such offense would, if occurring in this state, constitute a misdemeanor or felony against the laws of this state; and

(2) shall be furnished in response to a subpoena duces tecum signed by a judge of competent jurisdiction and issued pursuant to article six hundred ten of the criminal procedure law or a judge or magistrate of a federal court authorized to issue such a subpoena duces tecum under federal law, where the judge finds and the subpoena states that there is reasonable cause to believe such information is relevant and material to the prosecution, or the defense, or the investigation by an authorized law enforcement official, of the alleged commission of a misdemeanor or felony in this state or another state, provided, however, that if such offense was against the laws of another state, such judge or magistrate shall only issue such subpoena if the conduct comprising such offense would, if occurring in this state, constitute a misdemeanor or felony in this state; and

(3) may, if lawfully obtained pursuant to this clause and clause (A) of this subparagraph and otherwise admissible, be used in such criminal action or proceeding.

(b) If the city of Mt. Vernon establishes a demonstration program pursuant to subdivision (a) of this section, the owner of a vehicle shall be liable for a penalty imposed pursuant to this section if such vehicle was used or operated with the permission of the owner, express or implied, within a school speed zone in violation of subdivision (c) or during the times authorized pursuant to subdivision (a) of this section in violation of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this article, such vehicle was traveling at a speed of more than ten miles per hour above the posted speed limit in effect within such school speed zone, and such violation is evidenced by information obtained from a photo speed violation monitoring system; provided however that no owner of a vehicle shall be liable for a penalty imposed pursuant to this section where the operator of such vehicle has been convicted of the underlying violation of subdivision (b), (c), (d), (f), or (g) of section eleven hundred eighty of this article.

(c) For purposes of this section, the following terms shall have the following meanings:

1. "manual on uniform traffic control devices" or "MUTCD" shall mean the manual and specifications for a uniform system of traffic control devices maintained by the commissioner of transportation pursuant to section sixteen hundred eighty of this chapter;

2. "owner" shall have the meaning provided in article two-B of this chapter;

3. “photo speed violation monitoring system” shall mean a vehicle sensor installed to work in conjunction with a speed measuring device which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of each vehicle at the time it is used or operated in a school speed zone in violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article in accordance with the provisions of this section; and

4. “school speed zone” shall mean a distance not to exceed one thousand three hundred twenty feet on a highway passing a school building, entrance or exit of a school abutting on the highway.

(d) A certificate, sworn to or affirmed by a technician employed by the city of Mt. Vernon, or a facsimile thereof, based upon inspection of photographs, microphotographs, videotape or other recorded images produced by a photo speed violation monitoring system, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotape or other recorded images evidencing such a violation shall include at least two date and time-stamped images of the rear of the motor vehicle that include the same stationary object near the motor vehicle and shall be available for inspection reasonably in advance of and at any proceeding to adjudicate the liability for such violation pursuant to this section.

(e) An owner liable for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article pursuant to a demonstration program established pursuant to this section shall be liable for monetary penalties in accordance with a schedule of fines and penalties to be promulgated by the parking violations bureau of the city of Mt. Vernon. The liability of the owner pursuant to this section shall not exceed fifty dollars for each violation; provided, however, that such parking violations bureau may provide for an additional penalty not in excess of twenty-five dollars for each violation for the failure to respond to a notice of liability within the prescribed time period.

(f) An imposition of liability under the demonstration program established pursuant to this section shall not be deemed a conviction as an operator and shall not be made part of the operating record of the person upon whom such liability is imposed nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage.

(g) 1. A notice of liability shall be sent by first-class mail to each person alleged to be liable as an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article pursuant to this section, within fourteen business days if such owner is a resident of this state and within forty-five business days if such owner is a non-resident. Personal delivery on the owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of the facts contained therein.

2. A notice of liability shall contain the name and address of the person alleged to be liable as an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article pursuant to this section, the registration number of the vehicle involved in such violation, the location where such violation took place, the date and time of such violation, the identification number of the camera which recorded the violation or other document locator number, at least two date and time stamped images of the rear of the motor vehicle that include the same stationary object near the motor vehicle, and the certificate charging the liability.

3. The notice of liability shall contain information advising the person charged of the manner and the time in which such person may contest the liability alleged in the notice. Such notice of liability shall also contain a prominent warning to advise the person charged that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.

4. The notice of liability shall be prepared and mailed by the city of Mt. Vernon, or by any other entity authorized by the city to prepare and mail such notice of liability.

(h) Adjudication of the liability imposed upon owners by this section shall be by the city of Mt. Vernon parking violations bureau.

(i) If an owner receives a notice of liability pursuant to this section for any time period during which the vehicle or the number plate or plates of such vehicle was reported to the police department as having been stolen, it shall be a valid defense to an allegation of liability for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article pursuant to this section that the vehicle or the number plate or plates of such vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subdivision, it shall be sufficient that a certified copy of the police report on the stolen vehicle or number plate or plates of such vehicle be sent by first-class mail to the city of Mt. Vernon parking violations bureau or by any other entity authorized by the city to prepare and mail such notice of liability.

(j) 1. An owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to subdivision (g) of this section shall not be liable for the violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article pursuant to this section, provided that:

(i) prior to the violation, the lessor has filed with such parking violations bureau in accordance with the provisions of section two hundred thirty-nine of this chapter; and

(ii) within thirty-seven days after receiving notice from such bureau of the date and time of a liability, together with the other information contained in the original notice of liability, the lessor submits to such bureau the correct name and address of the lessee of the vehicle identified in the notice of liability at the time of such violation, together with such other additional information contained in the rental, lease or other contract document, as may be reasonably required by such bureau pursuant to regulations that may be promulgated for such purpose.

2. Failure to comply with subparagraph (ii) of paragraph one of this subdivision shall render the owner liable for the penalty prescribed in this section.

3. Where the lessor complies with the provisions of paragraph one of this subdivision, the lessee of such vehicle on the date of such violation shall be deemed to be the owner of such vehicle for purposes of this section, shall be subject to liability for such violation pursuant to this section and shall be sent a notice of liability pursuant to subdivision (g) of this section.

(k) 1. If the owner liable for a violation of subdivision (c) or (d) of section eleven hundred eighty of this article pursuant to this section was not the operator of the vehicle at the time of the violation, the owner may maintain an action for indemnification against the operator.

2. Notwithstanding any other provision of this section, no owner of a vehicle shall be subject to a monetary fine imposed pursuant to this section if the operator of such vehicle was operating such vehicle without the consent of the owner at the time such operator operated such vehicle in violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article. For purposes of this subdivision there shall be a presumption that the operator of such vehicle was operating such vehicle with the consent of the owner at the time such operator operated such vehicle in violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article.

(l) Nothing in this section shall be construed to limit the liability of an operator of a vehicle for any violation of subdivision (c) or (d) of section eleven hundred eighty of this article.

(m) If the city adopts a demonstration program pursuant to subdivision (a) of this section it shall conduct a study and submit an annual report on the results of the use of photo devices to the governor, the temporary president of the senate and the speaker

of the assembly on or before the first day of June next succeeding the effective date of this section and on the same date in each succeeding year in which the demonstration program is operable. Such report shall include:

1. the locations where and dates when photo speed violation monitoring systems were used;
2. the aggregate number, type and severity of crashes, fatalities, injuries and property damage reported within all school speed zones within the city, to the extent the information is maintained by the department of motor vehicles of this state;
3. the aggregate number, type and severity of crashes, fatalities, injuries and property damage reported within school speed zones where photo speed violation monitoring systems were used, to the extent the information is maintained by the department of motor vehicles of this state;
4. the number of violations recorded within all school speed zones within the city, in the aggregate on a daily, weekly and monthly basis;
5. the number of violations recorded within each school speed zone where a photo speed violation monitoring system is used, in the aggregate on a daily, weekly and monthly basis;
6. the number of violations recorded within all school speed zones within the city that were:
 - (i) more than ten but not more than twenty miles per hour over the posted speed limit;
 - (ii) more than twenty but not more than thirty miles per hour over the posted speed limit;
 - (iii) more than thirty but not more than forty miles per hour over the posted speed limit; and
 - (iv) more than forty miles per hour over the posted speed limit;
7. the number of violations recorded within each school speed zone where a photo speed violation monitoring system is used that were:
 - (i) more than ten but not more than twenty miles per over the posted speed limit;
 - (ii) more than twenty but not more than thirty miles per hour over the posted speed limit;
 - (iii) more than thirty but not more than forty miles per hour over the posted speed limit; and
 - (iv) more than forty miles per hour over the posted speed limit;
8. the total number of notices of liability issued for violations recorded by such systems;
9. the number of fines and total amount of fines paid after the first notice of liability issued for violations recorded by such systems;
10. the number of violations adjudicated and the results of such adjudications including breakdowns of dispositions made for violations recorded by such systems;
11. the total amount of revenue realized by the city in connection with the program;
12. the expenses incurred by the city in connection with the program; and
13. the quality of the adjudication process and its results.

7

(n) It shall be a defense to any prosecution for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this article pursuant to this section that such photo speed violation monitoring system was malfunctioning at the time of the alleged violation.

§ 2. Subdivision 2 of section 87 of the Public Officers Law is amended by adding a new paragraph (v) to read as follows:

(v) are photographs, microphotographs, videotape or other recorded images prepared under authority of section eleven hundred eighty-h of the vehicle and traffic law.

§ 3. The purchase or lease of equipment for a demonstration program established pursuant to section 1180-h of the vehicle and traffic law, as added by section one of this act, shall be subject to the provisions of section 103 of the general municipal law.

§ 4. This act shall take effect on the thirtieth day after it shall have become a law and shall expire on December 1, 2031, when upon such date the provisions of this act shall be deemed repealed. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

New Matter Underlined
Deleted Matter in Brackets []

Vote Was Taken As Follows: 12/23/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Yea
Ordinance: Adopted

APPROVED AS TO FORM
[Signature]
Assistant Corporation Counsel

APPROVED
Date

BY
Mayor

[Signature]
Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL
[Signature]
President
ATTEST: *[Signature]*
City Clerk

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MOUNT VERNON, NEW YORK, REQUESTING THE ENACTMENT OF SPECIAL LEGISLATION AUTHORIZING THE RETROACTIVE GRANT OF A REAL PROPERTY TAX EXEMPTION AND THE CANCELLATION OF DELINQUENT TAXES AND ACCRUED INTEREST FOR WESTCHESTER MUSLIM CENTER, INC., LOCATED AT 22 BROOKFIELD ROAD, MOUNT VERNON, NEW YORK (TAX ID. #165.25-2142-4)

WHEREAS, the City Council of the City of Mount Vernon has received correspondence dated November 3, 2025, from the Commissioner of Assessment regarding the parcel located at 22 Brookfield Road, Mount Vernon, New York 10552, and identified on the Official Tax Map of the City of Mount Vernon as Tax Map Section 165.26, Block 2142, Lot 4 (the "Subject Property"); and

WHEREAS, Westchester Muslim Center, Inc. is the owner of real property located at 22 Brookfield Road, Mount Vernon, New York 10552, and identified on the Official Tax Map of the City of Mount Vernon as Tax Map Section 165.26, Block 2142, Lot 4 (the "Subject Property"); and

WHEREAS, Westchester Muslim Center, Inc. is a nonprofit religious organization eligible for a real property tax exemption pursuant to Section 420-a and/or 420-b of the New York State Real Property Tax Law; and

WHEREAS, because of a clerical error, the Subject Property was improperly included in the taxable portion of the 1993 Final City Assessment Roll for City tax purposes, resulting in the removal of the nonprofit tax exemption (RP-420--a/b - Rnw-11) from the exempt portion of said roll; and

WHEREAS, due to this clerical error, the Subject Property was included in the taxable portion of the 1994 City Assessment Roll, resulting in City taxes being levied for that year only; and

WHEREAS, delinquent taxes are now due and owing, and the Subject Property is included on the City's List of Delinquent Taxes solely as a result of its erroneous inclusion in the taxable portion of the 1994 City Assessment Roll; and

WHEREAS, the Subject Property was otherwise properly listed on the exempt portion of the City Assessment Rolls for Assessment Years 1990, 1991, 1992, and 1993; and

WHEREAS, Westchester Muslim Center, Inc. is pursuing special legislation from the New York State Legislature that would authorize it to retroactively apply for and receive a real property tax exemption for Assessment Year 1994, thereby placing the Subject Property on the exempt portion of the 1994 City Assessment Roll; and

WHEREAS, such retroactive correction would nullify all delinquent City taxes, penalties, and accrued interest currently outstanding on the Subject Property; and

WHEREAS, the City of Mount Vernon fully supports Westchester Muslim Center, Inc.'s efforts to pursue special legislation to correct this clerical error and to ensure equitable and lawful treatment of the Subject Property; and

WHEREAS, pursuant to Article IX of the New York State Constitution and Section 40 of the New York State Municipal Home Rule Law, the enactment of such special legislation requires a Home Rule Request from the City of Mount Vernon;

8

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOUNT VERNON AS FOLLOWS:

Section 1. Home Rule Request. The City Council of the City of Mount Vernon hereby requests that the New York State Legislature enact special legislation authorizing Westchester Muslim Center, Inc. to retroactively apply for a real property tax exemption for Assessment Year 1994 pursuant to Section 420-a and/or 420-b of the Real Property Tax Law, and to place the Subject Property on the exempt portion of the 1994 City Assessment Roll.

Section 2. Cancellation of Delinquent Taxes and Interest. Such special legislation shall further authorize the cancellation, remission, and nullification of all delinquent City taxes, penalties, and accrued interest levied against the Subject Property that resulted from the clerical error described herein.

Section 3. Certification and Transmittal. The City Clerk is hereby authorized and directed to forward certified copies of this Resolution to the Governor of the State of New York, the Temporary President of the Senate, the Speaker of the Assembly, and the City of Mount Vernon's State legislative delegation, together with such additional documentation as may be required to effectuate this Home Rule Request.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

Vote Was Taken As Follows: 12/23/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Yea
Ordinance: Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel

APPROVED
DEC 23 2025

Date

BY

Mayor

Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

President

ATTEST

City Clerk

DEC 23 2025

9

**RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF MOUNT VERNON, NEW YORK, AUTHORIZING
HOME RULE REQUEST FOR STATE LEGISLATION
TO CORRECT THE PROPERTY CLASSIFICATION
AND DELINQUENT TAXES AND INTEREST
FOR 40 NORTH TENTH AVENUE
SECTION/BLOCK/LOT: 165.61-1078-5**

WHEREAS, the City Council of the City of Mount Vernon has received correspondence dated November 3, 2025, from the Commissioner of Assessment regarding the parcel located at 40 North Tenth Avenue, identified on the tax rolls as Section 165.61, Block 1078, Lot 5; and

WHEREAS, Tanya Hairston is the owner of real property located at 40 North Tenth Avenue, Mount Vernon, New York 10552, designated on the City Assessment Roll as Section 165.61, Block 1078, Lot 5 (the "Subject Property"); and

WHEREAS, due to a clerical error, the Subject Property was improperly classified as Commercial Property – NYS Code (418) Inns, Lodging, Boarding House on portions of the 2011 through 2020 Final City Assessment Rolls, which classification was utilized for City, County, and Mount Vernon School District tax levies; and

WHEREAS, upon review of official City records, including Building Department records, the Subject Property has been consistently but incorrectly classified as commercial, when in fact its actual and lawful use is a Residential Two-Family Dwelling – NYS Code (220); and

WHEREAS, the incorrect commercial classification constitutes a longstanding error that likely resulted in an overassessment of property taxes and the denial of applicable homestead and residential exemptions; and

WHEREAS, the Subject Property was listed as commercial on the City Assessment Rolls for Assessment Years 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, and 2020; and

WHEREAS, as a result of this clerical error, delinquent taxes and accrued interest have been assessed against the Subject Property; and

WHEREAS, Tanya Hairston is pursuing special legislation before the New York State Legislature that would authorize the retroactive correction of the property classification on the 2011–2020 City Assessment Rolls, thereby nullifying all delinquent taxes and accrued interest associated with the erroneous classification; and

WHEREAS, the City of Mount Vernon supports Ms. Hairston's efforts to obtain special legislation permitting the retroactive reclassification of the Subject Property to its proper residential classification and the corresponding adjustment of tax liabilities; and

WHEREAS, the City Council finds it in the best interest of the City and the property owner to seek such State authorization to correct the record and ensure fairness in the assessment and taxation process; NOW, THEREFORE, BE IT

RESOLVED, that the City Council of the City of Mount Vernon hereby formally requests that the Honorable Members of the New York State Legislature introduce and support a bill authorizing the correction of the delinquent taxes and accrued interest erroneously levied against the property located at 40 North Tenth Avenue (Parcel ID 165.61-1078-5) for the 2011–2020 tax years resulted from a clerical error in property classification. ; and BE IT FURTHER

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9

RESOLVED, that the City Council hereby authorizes the Mayor, the City Clerk, and any other necessary City officials to execute the Home Rule Request documents, special legislation from the New York State Legislature to retroactively correct the classification of the Subject Property to Residential Two-Family Dwelling (NYS Code 220) for Assessment Years 2011 through 2020.

RESOLVED, the City Council further supports the nullification of all outstanding delinquent taxes and accrued interest attributable to the erroneous commercial classification of the Subject Property, contingent upon the enactment of such special legislation that upon approval of the State legislation, the appropriate City departments shall take all steps necessary to implement the correction of the assessment records and adjust the affected tax amounts, and BE IT FURTHER

RESOLVED, the Mayor, Corporation Counsel, Commissioner of Assessment, and any other appropriate City officials are hereby authorized to take all necessary actions and provide all necessary documentation in support of the foregoing, and this Resolution shall take effect immediately.

Vote Was Taken As Follows: 12/23/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Yea
Ordinance: Adopted

APPROVED AS TO FORM

[Signature]
Assistant Corporation Counsel

APPROVED

DEC 24 2025
Date

[Signature]
Mayor

[Signature]
Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

[Signature]
President

[Signature]
City Clerk

10

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF MOUNT VERNON, NEW YORK, REQUESTING
ENACTMENT OF SPECIAL LEGISLATION AND THE
MUNICIPAL HOME RULE LAW IN RELATION TO
THE RETROACTIVE GRANT OF A REAL PROPERTY TAX
EXEMPTION AND THE CANCELLATION OF DELINQUENT
TAXES AND INTEREST FOR IMMANUEL EVANGELICAL
LUTHERAN CHURCH - 17 EAST GRAND STREET
TAX MAP ID NO. 165.30-1018-16**

WHEREAS, the City Council of the City of Mount Vernon has received correspondence dated November 3, 2025, from the Commissioner of Assessment regarding the parcel located at 17 East Grand Street, Mount Vernon, New York 10552, and identified on the Official Tax Map of the City of Mount Vernon as Tax Map ID No. 165.30-1018-16 (the "Subject Property"); and

WHEREAS, Immanuel Evangelical Lutheran Church ("Immanuel") is the owner of certain real property located at 17 East Grand Street, Mount Vernon, New York 10552, and identified on the Official Tax Map of the City of Mount Vernon as Tax Map ID No. 165.30-1018-16 (the "Subject Property"); and

WHEREAS, Immanuel is a nonprofit religious organization that is otherwise eligible for a real property tax exemption pursuant to Section 420-a and/or 420-b of the New York State Real Property Tax Law; and

WHEREAS, due to a clerical error, the Subject Property was improperly included in the taxable portion of the 2010 Final City Assessment Roll, resulting in the removal of the nonprofit exemption from the exempt portion of the roll; and

WHEREAS, as a result of said clerical error, City, County, and Mount Vernon School District taxes were levied against the Subject Property for the 2010–2011 tax year, giving rise to delinquent taxes and accrued interest; and

WHEREAS, the Subject Property had otherwise been listed on the exempt portion of the City Assessment Roll for Assessment Years 2010–2011, but for the clerical error described herein; and

WHEREAS, delinquent taxes and interest are currently due and owing, and the Subject Property has been included on the List of Delinquent Taxes solely as a result of the erroneous inclusion of the Subject Property on the taxable portion of the 2010 Final City Assessment Roll; and

WHEREAS, existing provisions of state law do not provide the City with authority to retroactively restore the exemption and cancel the delinquent taxes and accrued interest resulting from said clerical error; and

WHEREAS, Immanuel is therefore pursuing special legislation from the New York State Legislature that would authorize the retroactive application of a real property tax exemption for Assessment Year 2010 and permit the placement of the Subject Property on the exempt portion of the 2010 Final City Assessment Roll; and

WHEREAS, such special legislation would nullify all outstanding and delinquent taxes and any accrued interest levied against the Subject Property as a result of the clerical error; and

WHEREAS, the City of Mount Vernon fully supports Immanuel's request for special legislation and believes that granting such relief is equitable, just, and in the public interest; and

DEC 23 2025

10

WHEREAS, pursuant to Article IX of the New York State Constitution and Section 40 of the Municipal Home Rule Law, the enactment of such special legislation requires a Home Rule Request from the City Council of the City of Mount Vernon; NOW, THEREFORE, BE IT

RESOLVED, that the City Council of the City of Mount Vernon hereby requests the New York State Legislature to enact special legislation authorizing Immanuel Evangelical Lutheran Church to retroactively apply for and receive a real property tax exemption for the Subject Property for Assessment Year 2010; and BE IT FURTHER

RESOLVED, that such requested legislation shall authorize the placement of the Subject Property on the exempt portion of the 2010 Final City Assessment Roll and the cancellation, abatement, and forgiveness of all delinquent taxes, penalties, and accrued interest attributable to the clerical error; and BE IT FURTHER

RESOLVED, that this Home Rule Request is made pursuant to Article IX of the New York State Constitution and the Municipal Home Rule Law, and that the City Council affirms that the subject matter of the requested legislation relates to the property, affairs, and government of the City of Mount Vernon; and BE IT FURTHER

RESOLVED, that the City Clerk is hereby directed to transmit certified copies of this Resolution to the Governor of the State of New York, the Temporary President of the Senate, the Speaker of the Assembly, and the City's State legislative delegation, together with a request for prompt consideration and enactment.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

Vote Was Taken As Follows: 12/23/2025

Boxhill: Yea Gleason: Yea

Poteat: Yea Thompson: Yea

Browne: Yea

Ordinance: Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel

APPROVED

DEC 24 2025

Date

Mayor

Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

President

ATTEST:

City Clerk

10

11

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF MOUNT VERNON, NEW YORK,
REQUESTING THE ENACTMENT OF SPECIAL
LEGISLATION AUTHORIZING THE RETROACTIVE
GRANT OF A TAX EXEMPTION AND THE CANCELLATION
OF DELINQUENT TAXES AND ACCRUED INTEREST FOR
ASBURY METHODIST CHURCH, LOCATED AT
58 WEST SEVENTH STREET, MOUNT VERNON, NEW YORK**

WHEREAS, the City Council of the City of Mount Vernon has received correspondence dated November 3, 2025, from the Commissioner of Assessment regarding the parcel located at 58 West Seventh Street, Mount Vernon, New York 10550, and identified on the Official Tax Map of the City of Mount Vernon as Tax Map Section 169.46, Block 3061, Lot 3 (the "Subject Property"); and

WHEREAS, Asbury Methodist Church is the owner of real property located at 58 West Seventh Street, Mount Vernon, New York 10550, and identified on the Official Tax Map of the City of Mount Vernon as Tax Map Section 169.46, Block 3061, Lot 3 (the "Subject Property"); and

WHEREAS, Asbury Methodist Church is a nonprofit religious organization eligible for a real property tax exemption pursuant to Section 420-a and/or 420-b of the New York State Real Property Tax Law; and

WHEREAS, as a result of a **clerical error**, the Subject Property was improperly included in the taxable portion of the 2018 Final City Assessment Roll for City taxes, resulting in the removal of the nonprofit tax exemption (RP-420-a/b – Rnw-11) from the exempt portion of said roll; and

WHEREAS, due to this clerical error, the Subject Property was also included in the taxable rolls for the 2019–2022 City and County tax levies and the 2019–2023 Mount Vernon City School District tax levies, resulting in delinquent taxes and accrued interest; and

WHEREAS, delinquent taxes are now due and owing, and the Subject Property has been included in the City’s List of Delinquent Taxes solely as a result of the Subject Property’s erroneous placement on the taxable portion of the 2018 Assessment Roll; and

WHEREAS, the Subject Property has otherwise been properly listed on the **exempt portion** of the City Assessment Rolls for Assessment Years 2019, 2020, 2021, 2022, and 2023; and

WHEREAS, Asbury Methodist Church is pursuing special legislation from the **New York State Legislature** that would authorize it to retroactively apply for and receive a tax exemption for Assessment Year 2018, thereby placing the Subject Property on the exempt portion of the 2018 Final City **Assessment Roll**; and

WHEREAS, **such retroactive correction would nullify all delinquent taxes, penalties, and accrued interest** currently outstanding on the Subject Property; and

WHEREAS, the City of Mount Vernon fully supports Asbury Methodist Church’s request for special legislation to correct this clerical error and to ensure equitable and lawful treatment of the Subject Property; and

WHEREAS, pursuant to Article IX of the New York State Constitution and Section 40 of the New York State Municipal Home Rule Law, the enactment of such special legislation requires a Home Rule Request from the City of Mount Vernon;

11

11

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MOUNT VERNON AS FOLLOWS:

Section 1. Home Rule Request. The City Council of the City of Mount Vernon hereby requests the New York State Legislature to enact special legislation authorizing Asbury Methodist Church to retroactively apply for a real property tax exemption for Assessment Year 2018 pursuant to Section 420-a and/or 420-b of the Real Property Tax Law, and to place the Subject Property on the exempt portion of the 2018 Final City Assessment Roll.

Section 2. Cancellation of Delinquent Taxes and Interest. Such special legislation shall further authorize the cancellation, remission, and nullification of all delinquent taxes, penalties, and accrued interest levied against the Subject Property that resulted from the clerical error described herein.

Section 3. Certification and Transmission. The City Clerk is hereby authorized and directed to forward certified copies of this Resolution to the Governor of the State of New York, the Temporary President of the Senate, the Speaker of the Assembly, and the City's State legislative delegation, together with such other documentation as may be necessary to effectuate this Home Rule Request.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

Vote Was Taken As Follows: 12/23/2025

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

APPROVED AS TO FORM

[Signature]
Assistant Corporation Counsel

APPROVED
DEC 24 2025
Date

BY *[Signature]*
Mayor

[Signature]
Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

[Signature]
President

ATTEST:
[Signature]
City Clerk

LOCAL LAW NO. ____ OF 2025

A LOCAL LAW TO AMEND THE TAX LAW
IN THE CITY OF MOUNT VERNON, NY

BE IT ENACTED by the City Council of the City of Mount Vernon, in the County of Westchester, as follows:

Section 1. Title. This Local Law shall be known and may be cited as: "A Local Law to Amend the Tax Law in the City of Mount Vernon, New York."

Section 2. Legislative Findings and Intent.

WHEREAS, the City Council has determined that stable and sustainable revenue sources are necessary to support public safety, infrastructure, education, and other vital municipal programs; and

WHEREAS, the State of New York authorizes certain municipalities, including the City of Mount Vernon, to adopt and amend local tax laws, subject to applicable state enabling legislation and home rule authority; and

WHEREAS, the City Council finds that amending the Tax Law of the City of Mount Vernon, as set forth herein, is in the best interests of the City and its residents and will promote the continued fiscal health and economic stability of the City;

NOW, THEREFORE, it is the intent of the City Council of the City of Mount Vernon to amend the Tax Law of the City of Mount Vernon to effectuate the purposes set forth in this Local Law.

The tax law is amended by adding a new section 1202-kkk to read as follows:

§ 1202-kkk. Hotel or motel taxes in the city of Mount Vernon.

(1) Notwithstanding any other provision of law to the contrary, the city of Mount Vernon, Westchester County, is hereby authorized and empowered to adopt and amend local laws imposing in such city a tax, in addition to any other tax authorized and imposed pursuant to this article, such as the legislature has or would have the power and authority to impose upon persons occupying hotel or motel rooms in such city. For the purposes of this section, the term "hotel" or "motel" shall mean and include, but not be limited to, hotels, motels, tourist homes, motel courts, bed-and-breakfast establishments, short-term rentals, vacation rentals, airbnbs, clubs or similar facilities, whether or not meals are served to guests or residents thereof, and/or a location that is otherwise made available for transient lodging accommodation for rent directly by the owner or through an agent, operator or company. The rates of such tax shall not exceed five and eight hundred seventy-five thousandths percent of the per diem rental rate for each room, provided, however, that such tax shall not be applicable to a permanent resident of a hotel or motel. For the purposes of this section, the term "permanent resident" shall mean a person occupying any room or rooms in a hotel or motel for at least thirty consecutive days.

(2) Such tax may be collected and administered by the chief fiscal officer of the city of Mount Vernon by such means and in such manner as other taxes, which are now collected and administered by such officer, or as otherwise may be provided by such local law.

(3) Such local laws may provide that any tax imposed shall be paid by the person liable therefor to the owner of the hotel or motel room occupied or to the person entitled to be paid the rent or charge for the hotel or motel room occupied for and on

12

account of the city of Mount Vernon imposing the tax and that such owner or person entitled to be paid the rent or charge shall be liable for the collection and payment of the tax; and that such owner or person entitled to be paid the rent or charge shall have the same right in respect to collecting the tax from the person occupying the hotel or motel room, or in respect to nonpayment of the tax by the person occupying the hotel or motel room, as if the tax were a part of the rent or charge and payable at the same time as the rent or charge; provided, however, that the chief fiscal officer of the city, specified in such local law, shall be joined as a party in any action or proceeding brought to collect the tax by the owner or by the person entitled to be paid the rent or charge.

(4) Such local laws may provide for the filing of returns and the payment of the tax on a monthly basis or on the basis of any longer or shorter period of time.

(5) This section shall not authorize the imposition of such tax upon any transaction, by or with any of the following, in accordance with section twelve hundred thirty of this article:

(a) The state of New York, or any public corporation (including a public corporation created pursuant to an agreement or compact with another state or the Dominion of Canada), improvement district, or other political subdivision of the state;

(b) The United States of America, insofar as it is immune from taxation; and

(c) Any corporation or association, or trust, or community chest, fund, or foundation organized and operated exclusively for religious, charitable, or educational purposes, or for the prevention of cruelty to children or animals, and no part of the net earnings of which inures to the benefit of any private shareholders or individual, and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting to influence the legislation; provided, however, that nothing in this paragraph shall include an organization operated for the primary purpose of carrying on a trade or business for profit, whether or not all of its profits are payable to one or more organizations described in this paragraph.

(6) Any final determination of the amount of any tax payable pursuant to this section shall be reviewable for error, illegality, or unconstitutionality or any other reason whatsoever by a proceeding under article seventy-eight of the civil practice law and rules if application therefor is made to the supreme court within thirty days after the giving of the notice of such final determination, provided, however, that any such proceeding under article seventy-eight of the civil practice law and rules shall not be instituted unless:

(a) The amount of any tax sought to be reviewed, with such interest and penalties thereon as may be provided for by local law or regulation, shall be first deposited, and there is filed an undertaking, issued by a surety company authorized to transact business in this state and approved by the superintendent of financial services of this state, as to solvency and responsibility, in such amount as a justice of the supreme court shall approve, to the effect that if such proceeding be dismissed or the tax confirmed the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding; or

(b) At the option of the petitioner, such undertaking may be in a sum sufficient to cover the taxes, interests, and penalties stated in such determination plus the costs and charges which may accrue against it in the prosecution of the proceeding, in

12

which event the petitioner shall not be required to pay such taxes, interest, or penalties as a condition precedent to the application.

(7) Where any tax imposed pursuant to this section shall have been erroneously, illegally, or unconstitutionally collected and an application for the refund thereof duly made to the proper fiscal officer or officers, and such officer or officers shall have made a determination denying such refund, such determination shall be reviewable by a proceeding under article seventy-eight of the civil practice law and rules, provided, however, that such proceeding is instituted within thirty days after the giving of the notice of such denial, that a final determination of tax due was not previously made, and that an undertaking is filed with the proper fiscal officer or officers in such amount and with such sureties as a justice of the supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding.

(8) Except in the case of a willfully false or fraudulent return with intent to evade the tax, no assessment of additional tax shall be made after the expiration of more than two years from the date of the filing of a return, provided, however, that where no return has been filed as provided by law the tax may be assessed at any time.

(9) All revenues resulting from the imposition of the tax under the local laws shall be paid into the treasury of the city of Mount Vernon and shall be credited to and deposited in the general fund of the city. Such revenues shall be retained to defer the expense of the city in administering the tax pursuant to this section, and the balance of such revenues shall be used within the city of Mount Vernon, as so determined by the city of Mount Vernon city council.

(10) If any provision of this section or the application thereof to any person or circumstance shall be held invalid, the remainder of this section and the application of such provision to other persons or circumstances shall not be affected thereby.

(11) Each enactment of such local law may provide for the imposition of a hotel or motel tax for a period of time no longer than two years from the effective date of its enactment. Nothing in this section shall prohibit the adoption and enactment of local laws, pursuant to the provisions of this section, upon the expiration of any other local law adopted pursuant to this section.

Section 2. Effective Date. This act shall take effect on the first day of the first month following the enactment of a local law by the City of Mount Vernon adopting the increased rate authorized by this act, provided that such local law has been duly filed with the Office of the New York State Secretary of State in accordance with the Municipal Home Rule Law. The provisions of this act shall apply to contracts entered into on or after such effective date and shall expire and be deemed repealed on December 31, 2027.

New Matter Underlined
Deleted Matter in Brackets []

Vote Was Taken As Follows: 12/23/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Yea
Ordinance: Adopted

APPROVED AS TO FORM

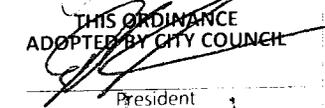
Assistant Corporation Counsel

APPROVED

Date

BY _____
Mayor


Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

President

ATTEST

City Clerk

13

LOCAL LAW NO. __ OF 2025

A LOCAL LAW OF THE CITY OF MOUNT VERNON, NEW YORK, AMENDING THE TAX LAW TO INCREASE TAX ON DEEDS

AN ACT to amend the tax law, in relation to increasing the tax on deeds in the city of Mount Vernon.

Section 1. Section 1205 of the tax law, as amended by chapter 389 of the laws of 1986, is amended to read as follows:

§ 1205. Imposition of tax on deeds in the city of Mount Vernon.

1. Notwithstanding any inconsistent provision of law, there is hereby imposed in the city of Mount Vernon a tax on each deed by which any real property or interest therein is conveyed to a purchaser, when the consideration for such conveyance exceeds one hundred dollars.

2. The tax imposed by this section shall be administered, collected, and enforced by the city of Mount Vernon in accordance with the provisions of article thirty-one of this chapter and any local law enacted consistent therewith.

3. The city of Mount Vernon is hereby authorized to adopt local laws, rules, and regulations necessary to carry out the provisions of this section, including provisions relating to collection, administration, exemptions, and enforcement, provided such local laws are consistent with the provisions of this chapter.

§1205. Imposition of taxes on deeds in the city of Mount Vernon.

(a) Notwithstanding any provision of law to the contrary, the local governing body of the city of Mount Vernon, by the adoption and amendment of local laws, ordinances, or resolutions, may impose in such city and provide for the administration and collection of a tax on deeds by which real property is conveyed in such city in the manner set forth and as authorized in subdivision (b) of this section.

(b) There is hereby imposed in the city of Mount Vernon a tax on each deed by which any real property is conveyed (measured by the consideration or value of the interest or property conveyed) at a rate not to exceed one and one-half percent of such consideration or value with respect to all conveyances, provided that such city may allow deductions for any liens on such interest or property and may also allow an exemption not in excess of one hundred thousand dollars on the consideration or value of the interest or property conveyed. Provided, further, that such taxes shall not apply if the contract for any such conveyance was made prior to September first, nineteen hundred eighty-four. Such taxes may be imposed on any conveyance or transfer of real property or interest therein by deed where the real property is located in such city, regardless of where transactions, negotiations, transfers of deeds, or other actions with regard to the transfer or conveyance take place, subject only to the restrictions contained in section twelve hundred thirty. The payment of and the filing of a return relating to any such taxes may be required as a condition precedent to the recording of a deed.

Section 2. This act shall take effect on the first day of the first month following the enactment of a local law by the city of Mount Vernon adopting the increased rate authorized by this act, provided that such local law has been duly filed in accordance with the office of the New York State Secretary of State in accordance with the Municipal Home Rule Law.

New Matter Underlined
Deleted Matter in Brackets []

APPROVED AS TO FORM

Assistant Corporation Counsel

APPROVED

Date

BY Mayor

Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

President

ATTEST

City Clerk

13

Vote Was Taken As Follows: 12/23/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Yea
Ordinance: Adopted

14

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A RETROACTIVE RENEWAL LEASE AGREEMENT WITH WEST-H.E.L.P. (H.E.L.P. USA, INC.) FOR CITY-OWNED PROPERTY LOCATED AT 230 AND 240 SOUTH FRANKLIN AVENUE (COMP2025-26)

Whereas, in correspondence dated December 22, 2025, the Comptroller formally requested authorization for the Mayor of the City of Mount Vernon to enter into retroactive a lease agreement with WEST-H.E.L.P., also known as H.E.L.P. USA, Inc., for the City-owned property located at 230 and 240 South Franklin Avenue, Mount Vernon, New York, substantially in the form presented to the City Council and the Board of Estimate and Contract; and

Whereas, the City of Mount Vernon ("City") is the owner of certain real property located at 230 and 240 South Franklin Avenue, Mount Vernon, New York (the "Premises"); and

Whereas, the City and WEST-H.E.L.P., also known as H.E.L.P. USA, Inc. ("Lessee"), originally entered into a lease agreement on or about March 1, 2006, for a five-year term with renewal options; and

Whereas, the original lease expired on February 28, 2016, and the Lessee has continued to occupy the Premises pursuant to a holdover arrangement; and

Whereas, WEST-H.E.L.P., in coordination with Westchester County, utilizes the Premises to provide critical transitional housing and supportive services to homeless families, serving an important public purpose; and

Whereas, the City has undertaken a comprehensive review of the prior lease agreement and has obtained an updated appraisal, including an assessment of current market rental values for the Premises; and

Whereas, based upon such review and appraisal, the City has negotiated a new lease agreement that formalizes continued occupancy under revised and financially appropriate terms; and

Whereas, the proposed lease agreement provides for a five-year term, retroactive to January 1, 2025, and expiring on December 31, 2029, with an option for one additional five-year renewal term, subject to City approval; and

Whereas, the proposed lease requires an annual rental payment of Four Hundred Twenty Thousand Dollars (\$420,000), payable in equal monthly installments of Thirty-Five Thousand Dollars (\$35,000); and

Whereas, under the proposed lease, the Lessee shall be responsible for the payment of all applicable taxes, assessments, utilities, insurance, maintenance, and operating costs associated with the Premises; and

Whereas, lease revenue generated pursuant to this agreement shall be credited to Revenue Account A-2420 – Rental of Real Property; and

Whereas, the City Council and the Board of Estimate and Contract find that approval of this lease agreement is in the best interests of the City of Mount Vernon, as it ensures responsible management of City-owned property while supporting essential housing services;

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14

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOUNT VERNON:

Section 1. Authorization of Lease Agreement. The Mayor of the City of Mount Vernon is hereby authorized and directed to enter into a retroactive lease agreement with WEST-H.E.L.P., also known as H.E.L.P. USA, Inc., for the City-owned property located at 230 and 240 South Franklin Avenue, Mount Vernon, New York, substantially in the form presented to the City Council and the Board of Estimate and Contract.

Section 2. Term of Lease. The lease shall be for a term of five (5) years, retroactive to January 1, 2025, and ending on December 31, 2029, with an option for one (1) additional five-year renewal term, subject to City approval in accordance with applicable law.

Section 3. Rent and Financial Obligations.

A. The Lessee shall pay annual rent in the amount of \$420,000, payable in equal monthly installments of \$35,000.

B. The Lessee shall be solely responsible for all taxes, assessments, utilities, insurance, maintenance, and operating expenses associated with the Premises.

C. All rental revenue shall be deposited into Revenue Account A-2420 – Rental of Real Property.

Section 4. Approval by the Board of Estimate and Contract. Execution of the lease agreement is further subject to approval by the Board of Estimate and Contract, as required by the Charter of the City of Mount Vernon.

Section 5. Severability. If any clause, sentence, paragraph, section, or part of this Ordinance shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof.

Section 6. Effective Date. This Ordinance shall take effect immediately upon adoption by the City Council and subsequent approval by the Board of Estimate & Contract.

Vote Was Taken As Follows: 12/23/2025
Boxhill: Yea Gleason: Yea
Poteat: Yea Thompson: Yea
Browne: Yea
Ordinance: Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel

APPROVED

DEC 24 2025

Date

Mayor

Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

President

ATTEST:

City Clerk

14

15

**AN ORDINANCE AUTHORIZING THE MAYOR
TO ENTER INTO A CONTRACT WITH
MOTOROLA SOLUTIONS, INC. FOR A
DRONE AS A FIRST RESPONDER PROGRAM**

Whereas, in correspondence dated December 23, 2025, the Deputy Chief of the Department of Public Safety formally requested authorization to enter into a contract with Motorola Solutions, Inc. for a Drone as a First Responder program, in substantially the form presented to the City Council, pursuant to Sourcewell Cooperative Contract No. 030425-MOT; and

Whereas, the City of Mount Vernon ("City"), through its Police Department, is responsible for protecting the health, safety, and welfare of its residents and visitors; and

Whereas, advancements in public safety technology provide opportunities to enhance emergency response, situational awareness, officer safety, and operational efficiency; and

Whereas, Motorola Solutions, Inc., in partnership with BRINC, offers a "Drone as a First Responder" ("DFR") program that deploys an unmanned aircraft system under the direction and control of sworn Mount Vernon Police Officers; and

Whereas, the DFR program enables a drone to respond to emergency scenes within seconds, providing real-time video, two-way audio communication, and thermal imaging capabilities to officers and supervisors prior to the arrival of patrol units; and

Whereas, agencies currently utilizing the DFR program report an average on-scene visibility within approximately seventy (70) seconds and the resolution of approximately twenty-five percent (25%) of calls without the deployment of patrol units; and

Whereas, the DFR program enhances supervisory oversight, supports threat assessment, facilitates de-escalation, improves officer safety, and assists in decision-making during rapidly evolving incidents; and

Whereas, the system integrates with existing Motorola public safety platforms currently utilized by the City, including the AWARE public safety platform, and may also provide operational benefits to the Fire Department; and

Whereas, the proposed agreement includes all required equipment, software, training for officers, and technical support from Motorola Solutions; and

Whereas, the first year of the agreement carries no cost to the City and will not impact the City's 2026 Operating Budget; and

Whereas, beginning in year two (2027), the agreement provides for an annual fixed subscription cost of Seventy-Nine Thousand Nine Hundred Ninety-Nine Dollars (\$79,999.00) through year six; and

Whereas, the City retains the right to terminate the agreement during the initial no-cost period without penalty upon providing at least thirty (30) days' written notice prior to the subscription renewal; and

Whereas, the agreement is available through an existing Sourcewell cooperative contract (Contract No. 030425-MOT), which has been competitively procured and approved for use by participating governmental entities; and

Whereas, pursuant to applicable law, use of the Sourcewell cooperative contract provides a lawful basis for exemption from the traditional multiple-quote and competitive bidding requirements; and

15

Whereas, Rockland County has previously vetted the program and procurement method; and

Whereas, the City Council finds that authorizing this agreement is in the best interests of the City and will allow the City to pilot a proven public safety technology while maintaining full operational oversight and fiscal safeguards;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOUNT VERNON:

Section 1. Authorization. The Mayor of the City of Mount Vernon is hereby authorized to enter into a contract with Motorola Solutions, Inc. for a Drone as a First Responder program, in substantially the form presented to the City Council, pursuant to Sourcewell Cooperative Contract No. 030425-MOT.

Section 2. Scope of Agreement. The agreement shall include the provision of unmanned aircraft equipment, software, training, maintenance, and technical support, and shall permit deployment of the DFR program under the supervision and control of the Mount Vernon Police Department, with integration into existing public safety platforms.

Section 3. Fiscal Terms.

A. The first year of the agreement shall be provided at no cost to the City.

B. Beginning in year two (2027), the annual subscription cost shall be fixed at \$79,999.00 through year six, subject to annual appropriation by the City Council.

C. No funds shall be expended unless duly appropriated by the City Council.

Section 4. Termination. The City shall retain the right to terminate the agreement during the initial no-cost period without financial penalty, upon providing at least thirty (30) days' written notice prior to the subscription renewal date.

Section 5. Procurement Exemption. The City Council hereby approves the use of the Sourcewell cooperative contract as an exemption from the traditional competitive bidding and multiple-quote requirements, as permitted by applicable law.

Section 6. Oversight and Compliance. All operations conducted pursuant to this agreement shall comply with applicable federal, state, and local laws, regulations, and policies governing unmanned aircraft systems, data security, privacy, and public safety operations.

Section 7. Severability. If any clause, sentence, paragraph, or section of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof.

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

Vote Was Taken As Follows: 12/23/2025

Boxhill: Yea Gleason: Yea
Potrat: Yea Thompson: Yea
Browne: Yea
Ordinance: Adopted

APPROVED AS TO FORM

Assistant Corporation Counsel

APPROVED

DEC 24 2025
Date

By

Mayor

Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

President

ATTEST

City Clerk

15