



**BOARD OF ESTIMATE & CONTRACT  
AGENDA  
MONDAY, NOVEMBER 1, 2021  
9:30 AM  
MAYOR'S CONFERENCE ROOM – CITY HALL  
MOUNT VERNON, NEW YORK  
& VIA FACEBOOK.COM/MOUNTVERNONNY**

**RESOLUTIONS APPROVING ORDINANCES**

1. Amending Ordinance No. 4, adopted September 22, 2021, entitled “AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH INSIGHT FOR THE PURCHASE OF OPENGOV BUDGETING CITIZEN SERVICES (PLANNING, LICENSING AND CODE ENFORCEMENT) SOLUTIONS.”
2. Authorizing the use of the ARPA Infrastructure Budget regarding Infrastructure – Sewers (adoption of sewer related portion). (\$6,750,000.00)
3. Authorizing the Mayor to enter into an agreement with the County of Westchester to temporarily perform cleaning services and certain minor repairs in the City Court Facility.
4. Authorizing the transfer of funds to cover the cost for the scope of work for a “10,000-Gallon Oil Water Separator and 5,000-Gallon Sediment Tank” in order to comply with the New York State Department of Environmental Conservation for the work to be completed at the DPW Canal Street Facility and Marina.
5. Authorizing the transfer of funds to cover the scope of work for various sanitary and stormwater sewers in order to comply with the New York State Department of Justice (DOJ) and Environmental Protection Agency (EPA).
6. Authorizing the creation of a Temporary Help Line within the Department of Human Resources 2021 Budget. (\$10,000)
7. Amending Ordinance No. 13, adopted January 27, 2021, entitled “AN ORDINANCE GRANTING PERMISSION TO THE DEPARTMENT OF RECREATION TO SPONSOR THE 6TH ANNUAL PUMPKIN FEST AND CARVING EVENT.”
8. Authorizing the Mayor to enter into an agreement with the Westchester County Office of Senior Programs and Services under the title EISEP Information & Assistance Services Contract (Mount Vernon OFA Information & Assistance). (\$86,289.00)

9. Authorizing the Mayor to accept a grant award from the NYS Local Government Records Management Improvement Fund (LGRMIF). (\$30,349.00)
10. Authorizing the transfer of unused salary funds from the position of 'Records Clerk' within the salaries and wages budget line within the Department of Public Safety to the 'Judgments and Settlements' budget line within the Law Department.

**SETTLEMENTS**

11. Settling the claim of Latasha White - \$6,717.66
12. Settling the claim of Tyquan Brown - \$300,000.00

RESOLVED, that an ordinance adopted by the City Council on October 27, 2021, and signed by the Mayor on October 28, 2021, amending Ordinance No. 4, adopted September 22, 2021, entitled "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH INSIGHT FOR THE PURCHASE OF OPENGOV BUDGETING CITIZEN SERVICES (PLANNING, LICENSING AND CODE ENFORCEMENT) SOLUTIONS," be and the same is hereby approved.

Vote recorded on 11/01/2021 as follows:  
Griffith: Yea Reynolds: Absent  
Patterson-Howard : Yea  
Resolution Adopted 2-0

APPROVED AS TO FORM

*Jamie Beaulieu*  
Assistant Corporation Counsel

ADOPTED BY  
BOARD OF ESTIMATE  
AND CONTRACT

APPROVED  
Dept. \_\_\_\_\_

*William F. Adams*  
Clerk

2

AN ORDINANCE AMENDING NO. 4, ADOPTED SEPTEMBER 22, 2021, ENTITLED "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH INSIGHT FOR THE PURCHASE OF OPENGOV BUDGETING CITIZEN SERVICES (PLANNING, LICENSING AND CODE ENFORCEMENT) SOLUTIONS."

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

Section 1. The first decretal paragraph and Section 1 of Ordinance No. 4, adopted September 22, 2021, entitled "AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH INSIGHT FOR THE PURCHASE OF OPENGOV BUDGETING CITIZEN SERVICES (PLANNING, LICENSING AND CODE ENFORCEMENT) SOLUTIONS" is hereby amended as follows:

WHEREAS, by letter dated September 16, 2021, the Chief of Staff has requested legislation authorizing the Mayor to enter into a three-year contract with Insight, the Omnia Partners cooperative agreement (Contract Number 4400006644) [(a Sourcewell cooperative agreement)] for purchase of Opengov Budgeting Citizens Services (Planning, Licensing, and Code Enforcement) Solutions, and for the Comptroller to issue payment in accordance with the agreement, upon approval of the Board of Estimate. The total three-year contract cost is \$564,738.70, with the following yearly cost breakdown; and

Year	Software Fee	Service Fee	Year Total Cost
Year 1 – October 1, 2021 – September 30, 2022	\$146,393.90	\$125,557.00	\$271,950.90
Year 2 – October 1, 2022 – September 30, 2023	\$146,393.90	\$0	\$146,393.90
Year 3 – October 1, 2023 – September 30, 2024	\$146,393.90	\$0	\$146,393.90
Total Contract Cost	\$439,181.70	\$125,557.00	\$564,738.70

WHEREAS, the purchase of the aforesaid software solution and contract services will address three major priorities: (1) improve the government efficiency and transparency, (2) digitize government client services in the Building, Planning and City Clerk Office, and (3) minimize staff and constituent exposure to COVID-19 by reducing the need for in-person transactions related to permitting and licensing services, etc; and

WHEREAS, this solution is estimated to reduce staff time spent on the budget development by 30% - 50%, time spent on internal reporting by 50% - 80%, reduce freedom of information requests by 20% and reduce the amount of time it takes to process permits by 30% - 50%. It will also help to improve citizen engagement and customer satisfaction as the City's permitting & licensing process can now be completed entirely online; and

WHEREAS, the OpenGov platform will provide an end-to-end budget development solution and an online permitting solution that will drastically modernize and streamline the city's current processes.

WHEREAS, an additional benefit of this platform is the inclusion of management reports and customizable dashboards that can be provided to City Council members, the Executive Team, and other City staff to track and manage various financial and non-financial metrics. Furthermore, OpenGov will also integrate with the City's existing accounting system to maximize our investment while being able to show the most up-to-date information on their platform; and

2

WHEREAS, funding for the aforesaid contract for the first two years (\$271,950.90) are available through ARPA funding Account Code (A9900.001) COVID Federal Relief Funds, under the US Treasury code: EC-1.7 – Capital Investment for digitalization that responds to COVID-19 public health emergency. For the subsequent years, the annual software cost will be included in the annual budget for technology in Management Services; NOW, THEREFORE,

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

Section 1. The Mayor is hereby authorized to enter into a three-year contract with Insight, the Omnia Partners cooperative agreement (Contract Number 4400006644) [(a Sourcewell cooperative agreement)] for purchase of Opengov Budgeting Citizens Services (Planning, Licensing, and Code Enforcement) Solutions, and for the Comptroller to issue payment in accordance with the agreement, upon approval of the Board of Estimate.

Section 2. The aforesaid three-year contract is for a cost of \$564,738.70, with the following yearly cost breakdown; and

Year	Software Fee	Service Fee	Year Total Cost
Year 1 – October 1, 2021 – September 30, 2022	\$146,393.90	\$125,557.00	\$271,950.90
Year 2 – October 1, 2022 – September 30, 2023	\$146,393.90	\$0	\$146,393.90
Year 3 – October 1, 2023 – September 30, 2024	\$146,393.90	\$0	\$146,393.90
Total Contract Cost	\$439,181.70	\$125,557.00	\$564,738.70

Section 3. Funding for the aforesaid contract for the first two years (\$271,950.90) are available through ARPA funding Account Code (A9900.001) COVID Federal Relief Funds, under the US Treasury code: EC-1.7 – Capital Investment for digitalization that responds to COVID-19 public health emergency.

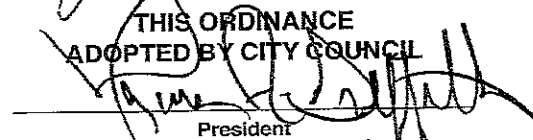
Section 4. This ordinance shall take effect upon its approval by the Board of Estimate and Contract.

New Matter Underlined  
Deleted Matter in Brackets [ ]

APPROVED AS TO FORM

  
Assistant Corporation Counsel

  
Councilperson

THIS ORDINANCE  
ADOPTED BY CITY COUNCIL  
  
President

ATTEST:  
  
City Clerk

APPROVED  
OCT 28 2021

APPROVED  
Dept. \_\_\_\_\_

Date  
By   
Mayor

Vote Taken As Follows: 10/27/2021  
Duarte: Yea Thompson: Yea  
Farquharson: Yea Copeland: Yea  
Griffith: Yea Ordinance Adopted

RESOLVED, that an ordinance adopted by the City Council on October 27, 2021, and signed by the Mayor on October 28, 2021, authorizing the use of the ARPA Infrastructure Budget regarding Infrastructure – Sewers (adoption of sewer related portion), be and the same is hereby approved.

Vote recorded on 11/01/2021 as follows:  
Griffith: Yea Reynolds: Absent  
Patterson-Howard : Yea  
Resolution Adopted 2-0

APPROVED AS TO FORM

*Janet Beauford*  
Assistant Corporation Counsel

ADOPTED BY  
BOARD OF ESTIMATE  
AND CONTRACT

APPROVED  
Dept. \_\_\_\_\_

*William H. Adams*  
Clerk

3

AN ORDINANCE AUTHORIZING THE USE OF THE ARPA INFRASTRUCTURE BUDGET REGARDING INFRASTRUCTURE – SEWERS (ADOPTION OF SEWER RELATED PORTION).

WHEREAS, by letter dated October 22, 2021, the Commissioner for the Department of Public Works is requesting legislation to approve the ARPA Infrastructure Budget regarding Infrastructure – Sewers (adoption of the sewer related portion of ARPA Budget) in the amount of \$6,750,000.00; and

WHEREAS, the following is the detailed ARPA Infrastructure Budget regarding Infrastructure – Sewers:

5: Infrastructure - \$6,750,000.00

- 5.5 Clean Water: Other Sewer Infrastructure - \$2,300,000.00
  - \$2,000,000 – Sanitary Storm Sewer Rehabilitation and Construction
  - \$250,000 – Consultant Engineers
  - \$50,000 – Edison Avenue Pump Station Rehabilitation
- 5.6 Clean Water: Stormwater - \$4,450,000
  - \$3,800,000 – Stormwater Sewer Rehabilitation and Flood Mitigation
  - \$250,000 – Consultant Engineers
  - \$400,000 – Equipment and Supplies; and

WHEREAS, the City of Mount Vernon currently has sewer rehabilitation contracts with M. Zonzini Mason Contractors, Inc. and Green Mountain Pipeline Services in which ARPA Funds may be utilized to complete the necessary work relating to the City’s sewer system and mandated Consent Order pursuant to the Clean Water Act from the Environmental Protection Agency and New York State Department of Environmental Conservation. Therefore, any additional bidding for this mandated work is unmerited; and

WHEREAS, the funds for the aforesaid are allocated in the ARPA Budget Code (A9900.001); NOW, THEREFORE,

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

Section 1. Permission is hereby granted to approve the ARPA Infrastructure Budget regarding Infrastructure – Sewers (adoption of the sewer related portion of ARPA Budget) in the amount of \$6,750,000.00.

Section 2. Permission is further granted to M. Zonzini Mason Contractors to complete the necessary work relating to the City’ sewer system and mandated Consent Order pursuant to the Clean Water Act from the Environmental Protection Agency and New York State Department of Environmental Conservation.

OCT 27 2021

3

Section 3. Funds for the aforesaid are allocated in the ARPA Infrastructure Budget Code (9900.001).

Section 4. This ordinance shall take effect upon its approval by the Board of Estimate and Contract.

APPROVED AS TO FORM

*Jamie Beachel*  
Assistant Corporation Counsel

*Jamie Beachel*  
Councilperson

THIS ORDINANCE -  
ADOPTED BY CITY COUNCIL

*James R. Griffith*  
President

ATTEST:

*William J. Holmes*  
City Clerk

APPROVED  
OCT 28 2021

*William J. Holmes*  
Date  
By *William J. Holmes*  
Mayor

APPROVED  
Dept. \_\_\_\_\_

Vote Taken As Follows: 10/27/2021  
Duarte: Yea Thompson: Yea  
Farquharson: Yea Copeland: Yea  
Griffith: Yea Ordinance Adopted

3



RESOLVED, that an ordinance adopted by the City Council on October 27, 2021, and signed by the Mayor on October 28, 2021, authorizing the Mayor to enter into an agreement with the County of Westchester to temporarily perform cleaning services and certain minor repairs in the City Court Facility, be and the same is hereby approved.

Vote recorded on 11/01/2021 as follows:  
Griffith: Yea Reynolds: Absent  
Patterson-Howard : Yea  
Resolution Adopted 2-0

APPROVED AS TO FORM

*Jamie Beauford*  
Assistant Corporation Counsel

ADOPTED BY  
BOARD OF ESTIMATE  
AND CONTRACT

APPROVED

Dept. \_\_\_\_\_

*William H. Holmes*  
Clerk

OCT 27 2021

4

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF WESTCHESTER TO TEMPORARILY PERFORM CLEANING SERVICES AND CERTAIN MINOR REPAIRS IN THE CITY COURT FACILITY.

WHEREAS, by letter dated October 26, 2021, the Commissioner for the Department of Public Works has requested legislation authorizing the Mayor to enter into an agreement with the County of Westchester in order to permit them access to the City Court Facility located at the Ronald A. Blackwood Building; and

WHEREAS, the purpose of the aforesaid agreement is to allow the County to temporarily perform cleaning services and certain minor repairs to the Court Facility pursuant to a separate agreement entered into between the County and the New York State Unified Court System; and

WHEREAS, the effective start date for this permit shall begin when the County has entered into an approved written agreement with the New York State Unified Court System to perform the services and shall expire on December 31, 2021. The permit will allow the County access to the Court Facility, including the elevator, Monday through Friday, up until 11:00 p.m. each night and at such other times as may be reasonably requested by the County, for them to perform the services; and

WHEREAS, the County is only responsible for cleaning services and minor repairs to the Court Facility. They are not responsible for (i) any minor repairs not included in its agreement with the Unified Court System for the Court Facility, (ii) emergency repairs, (iii) maintenance and operations, or (iv) building and property maintenance services, including, but not limited to, boiler maintenance, fire alarm maintenance, elevator maintenance, snow and ice removal, for the Court Facility, which shall remain the responsibility of the City at its own cost. The City shall also be responsible, at its own cost, for providing security at the Court Facility; NOW, THEREFORE,

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the County of Westchester in order to permit them access to the City Court Facility located at the Ronald A. Blackwood Building.

Section 2. Permission is hereby granted to the County to temporarily perform cleaning services and certain minor repairs to the Court Facility pursuant to a separate agreement entered into between the County and the New York State Unified Court System.

Section 3. The effective start date for this permit shall begin when the County has entered into an approved written agreement with the New York State Unified Court System to perform the services and shall expire on December 31, 2021, and the County is allowed access to the Court Facility, including the elevator, Monday through Friday, up until 11:00 p.m. each night and at such other times as may be reasonably requested by the County, for them to perform the services.

4

OCT 27 2021

4

Section 4. There is no associated cost with this agreement unless the City wishes to provide security at the Court Facility.

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

Vote Taken As Follows: 10/27/2021

Duarte: Yea Thompson: Yea

Farquharson: Yea Copeland: Yea

Griffith: Yea Ordinance Adopted

APPROVED AS TO FORM

*Jane Beccafel*  
Assistant Corporation Counsel

APPROVED  
Dept. \_\_\_\_\_

*Jamie Deane*  
Councilperson

THIS ORDINANCE  
ADOPTED BY CITY COUNCIL

*Ray H. Adams*  
President

ATTEST:  
*William H. Adams*  
City Clerk

APPROVED  
OCT 28 2021

Date  
By: *Mark Esters*  
Mayor

4

RESOLVED, that an ordinance adopted by the City Council on October 27, 2021, and signed by the Mayor on October 28, 2021, authorizing the transfer of funds to cover the cost for the scope of work for a "10,000-Gallon Oil Water Separator and 5,000-Gallon Sediment Tank" in order to comply with the New York State Department of Environmental Conservation for the work to be completed at the DPW Canal Street Facility and Marina, be and the same is hereby approved.

Vote recorded on 11/01/2021 as follows:  
Griffith: Yea Reynolds: Absent  
Patterson-Howard : Yea  
Resolution Adopted 2-0

APPROVED AS TO FORM

*James Beasford*  
Assistant Corporation Counsel

ADOPTED BY  
BOARD OF ESTIMATE  
AND CONTRACT

APPROVED

Dept. \_\_\_\_\_

*William H. Holmes*  
Clerk

5

AN ORDINANCE AUTHORIZING THE TRANSFER OF FUNDS TO COVER THE COST FOR THE SCOPE OF WORK FOR A "10,000-GALLON OIL WATER SEPARATOR AND 5,000-GALLON SEDIMENT TANK" IN ORDER TO COMPLY WITH THE NEW YORK STATE DEPARTMENT OF ENVIORNMENTAL CONSERVATION FOR THE WORK TO BE COMPLETED AT THE DPW CANAL STREET FACILITY AND MARINA.

WHEREAS, by letter dated October 27, 2021, the Commissioner for the Department of Public Works has requested legislation authorizing the transfer of funds from the ARPA funds (A9900.001) to account code (A8120.405) Department of Public Works Sanitary Storm Sewers – Contracted Outside in the amount of \$220,000.00; and

WHEREAS, this expenditure is eligible under the American Rescue Plan Act category code: EC-5.6 – Clean Water: Stormwater Equipment and Supplies; and

WHEREAS, the transfer of funds shall be as follows:

FROM	TO	AMOUNT
A9900.001 ARPA	A8120.405 Department of Public Works Sanitary Storm Sewers – Contracted Outside	\$220,000.00

NOW, THEREFORE,

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

Section 1. The Comptroller is hereby authorized and directed to transfer the funds the ARPA funds (A9900.001) to account code (A8120.405) Department of Public Works Sanitary Storm Sewers – Contracted Outside in the amount of \$220,000.00 within the 2021FY budget.

Section 2. This expenditure is eligible under the American Rescue Plan Act category code: EC-5.6 – Clean Water: Stormwater Equipment and Supplies.

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

APPROVED AS TO FORM

*James Beaufort*  
Assistant Corporation Counsel

*Janice DeLuca*  
Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

*John J. ...*  
President

ATTEST:  
*Melvin H. ...*  
City Clerk

APPROVED  
Dept. \_\_\_\_\_

APPROVED  
OCT 28 2021  
Date  
By *Michael Howard*  
Mayor

Vote Taken As Follows: 10/27/2021  
Duarte: Yea Thompson: Yea  
Farquharson: Yea Copeland: Yea  
Griffith: Yea Ordinance Adopted

RESOLVED, that an ordinance adopted by the City Council on October 27, 2021, and signed by the Mayor on October 28, 2021, authorizing the transfer of funds to cover the scope of work for various sanitary and stormwater sewers in order to comply with the New York State Department of Justice (DOJ) and Environmental Protection Agency (EPA), be and the same is hereby approved.

APPROVED AS TO FORM

*James Beardsley*  
Assistant Corporation Counsel

ADOPTED BY  
BOARD OF ESTIMATE  
AND CONTRACT

APPROVED

Dept. \_\_\_\_\_

*William F. Adams*  
Clerk

Vote recorded on 11/01/2021 as follows:  
Griffith: Yea Reynolds: Absent  
Patterson-Howard : Yea  
Resolution Adopted 2-0

6

AN ORDINANCE AUTHORIZING THE TRANSFER OF FUNDS TO COVER THE SCOPE OF WORK FOR VARIOUS SANITARY AND STORMWATER SEWERS IN ORDER TO COMPLY WITH THE NEW YORK STATE DEPARTMENT OF JUSTICE (DOJ) AND ENVIRONMENTAL PROTECTION AGENCY (EPA).

WHEREAS, by letter dated October 27, 2021, the Commissioner for the Department of Public Works has requested legislation authorizing the transfer of funds from the ARPA funds (A9900.001) to account code (A8120.405) Department of Public Works Sanitary Storm Sewers – Contracted Outside in the amount of \$169,643.00; and

WHEREAS, this expenditure is eligible under the American Rescue Plan Act category code: EC-5.5 – Clean Water: Other Sewer Infrastructure; and

WHEREAS, the transfer of funds shall be as follows;

FROM	TO	AMOUNT
A9900.001 ARPA	A8120.405 Department of Public Works Sanitary Storm Sewers – Contracted Outside	\$169,643.00

NOW, THEREFORE,

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

Section 1. The Comptroller is hereby authorized and directed to transfer of funds from the ARPA funds (A9900.001) to account code (A8120.405) Department of Public Works Sanitary Storm Sewers – Contracted Outside in the amount of \$169,643.00 within the 2021FY budget.

Section 2. This expenditure is eligible under the American Rescue Plan Act category code: EC-5.5 – Clean Water: Other Sewer Infrastructure.

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

APPROVED AS TO FORM

*James Bevilacqua*  
Assistant Corporation Counsel

*Janice Guast*  
Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

*James Bevilacqua*  
President

ATTEST:  
*William J. Holmes*  
City Clerk

APPROVED  
OCT 28 2021

Date  
By *Michael J. Howard*  
Mayor

APPROVED  
Dept. \_\_\_\_\_

Vote Taken As Follows: 10/27/2021  
Duarte: Yea Thompson: Yea  
Farquharson: Yea Copeland: Yea  
Griffith: Yea Ordinance Adopted

6

6

RESOLVED, that an ordinance adopted by the City Council on October 27, 2021, and signed by the Mayor on October 28, 2021, authorizing the creation of a Temporary Help Line within the Department of Human Resources 2021 Budget, be and the same is hereby approved.

APPROVED AS TO FORM

*Janie Beckett*  
Assistant Corporation Counsel

ADOPTED BY  
BOARD OF ESTIMATE  
AND CONTRACT

APPROVED

Dept. \_\_\_\_\_

*William H. Gray*  
Clerk

Vote recorded on 11/01/2021 as follows:

Griffith: Yea Reynolds: Absent

Patterson-Howard : Yea

Resolution Adopted 2-0

6



AN ORDINANCE AUTHORIZING THE CREATION OF A TEMPORARY HELP LINE WITHIN THE DEPARTMENT OF HUMAN RESOURCES 2021 BUDGET.

WHEREAS, by letter dated October 8, 2021, the Commissioner for the Department of Human Resources has requested legislation authorizing establishment and funding of a Temporary Help Line in the amount of \$10,000.00; and

WHEREAS, the Temporary Help Line shall be created under the budget expenditure code A1432.101 within the Human Resources Department; and

WHEREAS, this legislation memorializes the Temporary Help Line within the Department of Human Resources that was allocated in the 2021 budget for \$10,000.00; NOW, THEREFORE,

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

Section 1. The Department of Human Resources is hereby authorized to establish and fund a Temporary Help Line in the amount of \$10,000.00.

Section 2. The Temporary Help Line shall be created under the budget expenditure code A1432.101 within the Human Resources Department.

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

Vote Taken As Follows: 10/27/2021  
Duarte: Yea Thompson: Yea  
Farquharson: Yea Copeland: Yea  
Griffith: Yea Ordinance Adopted

APPROVED AS TO FORM

*Janice Bradford*  
Assistant Corporation Counsel

*Delia M. Glue*  
Councilperson

THIS ORDINANCE ADOPTED BY CITY COUNCIL

*[Signature]*  
President

ATTEST:

*William J. Holmes*  
City Clerk

APPROVED

OCT 28 2021  
Date

*Matthew Howard*  
By Mayor

APPROVED  
Dept. \_\_\_\_\_

RESOLVED, that an ordinance adopted by the City Council on October 27, 2021, and signed by the Mayor on October 28, 2021, amending Ordinance No. 13, adopted January 27, 2021, entitled "AN ORDINANCE GRANTING PERMISSION TO THE DEPARTMENT OF RECREATION TO SPONSOR THE 6TH ANNUAL PUMPKIN FEST AND CARVING EVENT," be and the same is hereby approved.

Vote recorded on 11/01/2021 as follows:

Griffith: Yea Reynolds: Absent

Patterson-Howard : Yea

Resolution Adopted 2-0

APPROVED AS TO FORM

*James Beapher*  
Assistant Corporation Counsel

ADOPTED BY  
BOARD OF ESTIMATE  
AND CONTRACT

APPROVED

Dept. \_\_\_\_\_

*William H. Holmes*  
Clerk

OCT 27 2021

8

AN ORDINANCE AMENDING ORDINANCE NO. 13, ADOPTED JANUARY 27, 2021, ENTITLED "AN ORDINANCE GRANTING PERMISSION TO THE DEPARTMENT OF RECREATION TO SPONSOR THE 6TH ANNUAL PUMPKIN FEST AND CARVING EVENT."

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

Section 1. The first decretal paragraph and Section 1 of Ordinance No. 13, adopted January 27, 2021, entitled "AN ORDINANCE GRANTING PERMISSION TO THE DEPARTMENT OF RECREATION TO SPONSOR THE 6TH ANNUAL PUMPKIN FEST AND CARVING EVENT" is amended as follows:

WHEREAS, by letter dated January 12, 2021, the Commissioner of the Department of Recreation has requested legislation authorizing said department to sponsor the 6th Annual Pumpkin Fest and Carving Event on Saturday, October 23, 2021 at Hartley Park [the Armory] from 12 noon to 2:00 p.m. [4:00 p.m.] and the Pumpkin Fest to be held on Friday, October 29, 2021, from 4:00 p.m. to 7:00 p.m. [th] & Saturday, October 30, 2021 at Hartley Park from 1:00 p.m. to 6:00 p.m. [12 noon to 5:00 p.m].; and [NOW, THEREFORE,]

WHEREAS, it is further requested to include Ace Amusements City-Wide Carnival on the basketball court on Friday, October 29, 2021, from 4:00 p.m. to 7:00 p.m. and Saturday, October 30, 2021, from 1:00 p.m. to 6:00 p.m.; NOW, THEREFORE,

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

Section 1. Permission is hereby granted to the Department of Recreation to sponsor the 6th Annual Pumpkin Fest and Carving Event on Saturday, October 23, 2021 at Hartley Park [the Armory] from 12 noon to 2:00 p.m. [4:00 p.m.] and the Pumpkin Fest to be held on Friday, October 29, 2021, from 4:00 p.m. to 7:00 p.m. [th] & Saturday, October 30, 2021 at Hartley Park from 1:00 p.m. to 6:00 p.m. [12 noon to 5:00 p.m].

Section 2. Permission is further granted to include Ace Amusements City-Wide Carnival on the basketball court on Friday, October 29, 2021, from 4:00 p.m. to 7:00 p.m. and Saturday, October 30, 2021, from 1:00 p.m. to 6:00 p.m.

Section 3[2]. Permission is hereby granted to use the Department of Public Safety and Department of Public Works, personnel to assist with the event by patrolling the area during the event and assistance with cleaning up by providing garbage trucks for the hay and pumpkins. [to assist in this event.]

8

OCT 27 2021

8

Section 4. Funds for the aforesaid not to exceed \$500.00 is available in Budget Codes A7310.104, Department of Recreation 2021 Budget.

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

New Matter Underlined  
Deleted Matter in Brackets [ ]

Vote Taken As Follows: 10/27/2021  
Duarte: Yea Thompson: Yea  
Farquharson: Yea Copeland: Yea  
Griffith: Yea Ordinance Adopted

APPROVED AS TO FORM

Janice Buford  
Assistant Corporation Counsel

\_\_\_\_\_  
APPROVED  
Dept. \_\_\_\_\_

Debra M. Glavin  
Councilperson

THIS ORDINANCE  
ADOPTED BY CITY COUNCIL

William J. Holmes  
President

ATTEST:  
William J. Holmes  
City Clerk

APPROVED  
OCT 28 2021

\_\_\_\_\_  
Date  
By Shawn T. Williams  
Mayor

RESOLVED, that an ordinance adopted by the City Council on October 27, 2021, and signed by the Mayor on October 28, 2021, authorizing the Mayor to enter into an agreement with the Westchester County Office of Senior Programs and Services under the title EISEP Information & Assistance Services Contract (Mount Vernon OFA Information & Assistance), be and the same is hereby approved.

Vote recorded on 11/01/2021 as follows:  
Griffith: Yea Reynolds: Absent  
Patterson-Howard : Yea  
Resolution Adopted 2-0

APPROVED AS TO FORM

*James Beasly*  
Assistant Corporation Counsel

ADOPTED BY  
BOARD OF ESTIMATE  
AND CONTRACT

APPROVED

Dept. \_\_\_\_\_

*William F. Jones*  
Clerk

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE WESTCHESTER COUNTY OFFICE OF SENIOR PROGRAMS AND SERVICES UNDER THE TITLE EISEP INFORMATION & ASSISTANCE SERVICES CONTRACT (MOUNT VERNON OFA INFORMATION & ASSISTANCE).

WHEREAS, by letter dated October 6, 2021, the Commissioner for the Department of Recreation has requested legislation authorizing the Mayor to enter into an agreement with the Westchester County Office of Senior Programs and Services under the title EISEP Information and Assistance Services Contract (Mount Vernon OFA Information and Assistance) for the contract period of January 1, 2021, through December 31, 2021, and

WHEREAS, the total budget is as follows:

Title III-B (OFA – Information & Assistance)

Total Budget	\$86,289.00
EISEP State Funds	\$65,367.00
Cost to City	\$0
County Match	\$20,922.00; and

WHEREAS, funds for title EISEP are to be deposited in revenue code A4803.1 to provide for an appropriation A6773.101 and A6773.458; NOW, THEREFORE,

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

Section 1. The Mayor is hereby authorized to enter into an agreement with the Westchester County Office of Senior Programs and Services under the title EISEP Information and Assistance Services Contract (Mount Vernon OFA Information and Assistance) for the contract period of January 1, 2021, through December 31, 2021.

Section 2. The total budget is as follows:

Title III-B (OFA – Information & Assistance)

Total Budget	\$86,289.00
EISEP State Funds	\$65,367.00
Cost to City	\$0
County Match	\$20,922.00

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

*Selen M. Jhon*  
Councilperson

APPROVED AS TO FORM

*Jamie Beasly*  
Assistant Corporation Counsel

THIS ORDINANCE  
ADOPTED BY CITY COUNCIL  
*[Signature]*  
President

ATTEST:  
*[Signature]*  
City Clerk

APPROVED  
Dept. \_\_\_\_\_

APPROVED  
OCT 28 2021  
Date  
By *[Signature]*  
Mayor

Vote Taken As Follows: 10/27/2021  
Duarte: Yea Thompson: Yea  
Farquharson: Yea Copeland: Yea  
Griffith: Yea Ordinance Adopted

9

RESOLVED, that an ordinance adopted by the City Council on October 27, 2021, and signed by the Mayor on October 28, 2021, authorizing the Mayor to accept a grant award from the NYS Local Government Records Management Improvement Fund (LGRMIF), be and the same is hereby approved.

Vote recorded on 11/01/2021 as follows:

Griffith: Yea Reynolds: Absent

Patterson-Howard : Yea

Resolution Adopted 2-0

APPROVED AS TO FORM

*Jamie Berghel*  
Assistant Corporation Counsel

ADOPTED BY  
BOARD OF ESTIMATE  
AND CONTRACT

APPROVED

Dept. \_\_\_\_\_

*William H. Adams*  
Clerk

9

18

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT A GRANT AWARD FROM THE NYS LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND (LGRMIF).

WHEREAS, by letter dated October 8, 2021, the Director for the Veterans Service Agency has requested legislation to authorize the Mayor to accept a grant award, in the amount of \$30,349.00, from the NYS Local Government Records Management Improvement Fund (LGRMIF); and

WHEREAS, the award will fund the professional services necessary to perform inventory, destruction and conversion of the Veteran Service Agency's 6,000+ paper files as described in the grant application (Project #0580-21-8989); and

WHEREAS, the award will be distributed as follows:

- 50% upon M/WBE approval (pending): \$15,174.50
- Up to an additional 40% upon submission of NYS Form FS-25: \$12,139.60
- 10% upon project completion and submission of the Final Expenditure report: \$3,034.90; and

WHEREAS, it is requested that the funds be deposited into revenue account A3710 NYS Vet Aid and a new expenditure code A6510.104 (Veterans Services, Salaries and Wages, Part-Time, Temporary Help) be created; and

WHEREAS, all funds received from the LGRMIF (totaling \$30,349.00) be transferred from revenue code A3710 to expenditure code A6510.104; and

WHEREAS, FY2021 unused grant award funds shall be carried over to the 2022FY revenue and expenditure codes as detailed above, with all funds encumbered by June 30, 2022 as mandated by the grant contract; NOW, THEREFORE,

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

Section 1. The Mayor is hereby authorized to accept a grant award, in the amount of \$30,349.00, from the NYS Local Government Records Management Improvement Fund (LGRMIF)

Section 2. The award will be disturbed as follows:

- 50% upon M/WBE approval (pending): \$15,174.50
- Up to an additional 40% upon submission of NYS Form FS-25: \$12,139.60
- 10% upon project completion and submission of the Final Expenditure report: \$3,034.90.

Section 3. The Comptroller is hereby authorized and directed to deposit the funds into revenue account A3710 NYS Vet Aid and create a new expenditure code A6510.104 (Veterans Services, Salaries and Wages, Part-Time, Temporary Help).

Section 4. The Comptroller is further authorized and directed to transfer all funds received from the LGRMIF (totaling \$30,349.00) from revenue code A3710 to expenditure code A6510.104.



OCT 27 2021

10

Section 5. FY2021 unused grant award funds shall be carried over to the 2022FY revenue and expenditure codes as detailed above, with all funds encumbered by June 30, 2022, as mandated by the grant contract.

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

Vote Taken As Follows: 10/27/2021  
Duarte: Yea Thompson: Yea  
Farquharson: Yea Copeland: Yea  
Griffith: Yea Ordinance Adopted

APPROVED AS TO FORM

Jamie Bayne  
Assistant Corporation Counsel

\_\_\_\_\_  
APPROVED  
Dept. \_\_\_\_\_

Debra M. Gler  
Councilperson

THIS ORDINANCE  
ADOPTED BY CITY COUNCIL

Robert J. Smith  
President

ATTEST:  
William H. Adams  
City Clerk

APPROVED  
OCT 28 2021

\_\_\_\_\_  
Date  
By Robert J. Smith  
Mayor

NOV 01 2021

10

RESOLVED, that an ordinance adopted by the City Council on October 27, 2021, and signed by the Mayor on October 28, 2021, authorizing the transfer of unused salary funds from the position of 'Records Clerk' within the salaries and wages budget line within the Department of Public Safety to the 'Judgments and Settlements' budget line within the Law Department, be and the same is hereby approved.

APPROVED AS TO FORM

*Jane Besford*  
Assistant Corporation Counsel

ADOPTED BY  
BOARD OF ESTIMATE  
AND CONTRACT

APPROVED

Dept. \_\_\_\_\_

*William H. Helmes*  
Clerk

Vote recorded on 11/01/2021 as follows:  
Griffith: Yea Reynolds: Absent  
Patterson-Howard : Yea  
Resolution Adopted 2-0

10

OCT 27 2021  
1)

AN ORDINANCE AUTHORIZING THE TRANSFER OF UNUSED SALARY FUNDS FROM THE POSITION OF 'RECORDS CLERK' WITHIN THE SALARIES AND WAGES BUDGET LINE WITHIN THE DEPARTMENT OF PUBLIC SAFETY TO THE 'JUDGEMENTS AND SETTLEMENTS' BUDGET LINE WITHIN THE LAW DEPARTMENT.

WHEREAS, by letter dated October 8, 2021, the Commissioner for the Department of Public Safety has requested legislation authorizing the transfer of unused funds from the position of 'Records Clerk' within Salaries and Wages Budget Line (A3120.101) within the Department of Public Safety to the 'Judgements and Settlement' Budget Line (A1930.494) within the Law Department in the amount of \$21,000.00; and

WHEREAS, by way of Stipulation of Settlement, it has been determined that the City of Mount Vernon Police Department employee who is currently in the title of 'Community Service Aide', with an annual salary of \$41,673.00, shall be provisionally placed into the position of 'Records Clerk,' with a salary of \$50,281.00. A Request for Personnel Change (RPC) form has been generated into the 'Records Clerk' position shall be retroactive to May 1, 2019; and

WHEREAS, placement into the 'Records Clerk' position retroactively will necessitate the payment of the difference in the current 'Community Service Aide' salary to the new 'Records Clerk' salary by way of settlement. Said settlement payment shall be made from the Law Department's Judgement and Settlements budget line. So as to fund this settlement, funds shall be transferred from the Department of Public Safety's Salaries and Wages Budget Line; and

WHEREAS, the aforesaid funds to fund the settlement are available in Budget Code A3120.101 (Salaries and Wages), within the Department of Public Safety 2021 Budget, by utilizing the unused/vacant salary funds of the 2021 'Records Clerk' position (vacant from January 1, 2021 until October 11, 2021) of \$21,000 to the Law Department's Judgements and Settlements budget line as followed;

From: Department of Public Safety – Budget Code A3120.101 (Salaries and Wages)		
Transfer of Unused Salary – Records Clerk		
Title	Annual Salary	Unused Salary
Records Clerk	\$50,281.00	\$21,000

To: Department of Law – Budget Code A1930.494 (Judgements and Settlements)
Funding the Settlement
Settlement Amount
\$21,000

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

Section 1. The Comptroller is hereby authorized and directed to transfer of unused funds from the position of 'Records Clerk' within Salaries and Wages Budget Line (A3120.101) within the Department of Public Safety to the 'Judgements and Settlement' Budget Line (A1930.494) within the Law Department in the amount of \$21,000.00.

Section 2. Placement of payment into the 'Records Clerk' position retroactively will necessitate the payment of the difference in the current 'Community

OCT 27 2021

//

Service Aide' salary to the new 'Records Clerk' salary by way of settlement, which shall be made from the Law Department's Judgement and Settlements budget line.

Section 3. the aforesaid funds to fund the settlement are available in Budget Code A3120.101 (Salaries and Wages), within the Department of Public Safety 2021 Budget, by utilizing the unused/vacant salary funds of the 2021 'Records Clerk' position (vacant from January 1, 2021, until October 11, 2021) of \$21,000 to the Law Department's Judgements and Settlements budget line as followed;

From: Department of Public Safety – Budget Code A3120.101 (Salaries and Wages)		
Transfer of Unused Salary – Records Clerk		
Title	Annual Salary	Unused Salary
Records Clerk	\$50,281.00	\$21,000

To: Department of Law – Budget Code A1930.494 (Judgements and Settlements)		
Funding the Settlement		
Settlement Amount		
\$21,000		

Section 4. This ordinance shall take effect upon its approval by the Board of Estimate and Contract.

Vote Taken As Follows: 10/27/2021  
Duarfe: Yea Thompson: Yea  
Farquharson: Yea Copeland: Yea  
Griffith: Yea Ordinance Adopted

APPROVED AS TO FORM

*Jamie Buchhal*  
Assistant Corporation Counsel

*Derrick Thompson*  
Councilperson

THIS ORDINANCE  
ADOPTED BY CITY COUNCIL

*[Signature]*  
President

ATTEST:  
*[Signature]*  
City Clerk

APPROVED  
Dept. \_\_\_\_\_

APPROVED  
OCT 28 2021  
Date  
*[Signature]*  
BY Mayor

//

11

WHEREAS, on April 2, 2021, LATASHA WHITE filed a Notice of Claim seeking the sum of \$7,783.40 against the City of Mount Vernon for property damage to claimant's 2008 Volkswagen Passat Turbo, which was allegedly damaged by a Police Officer on March 25, 2021; and

WHEREAS, the Corporation Counsel hereby recommends that the Board of Estimate and Contract approve the settlement of the aforesaid claim in the amount of \$6,717.66; NOW, THEREFORE, be it

RESOLVED, that the aforesaid claim of LATASHA WHITE, be settled for the sum of \$6,717.66 and that said settlement be and the same hereby is approved; and be it further

RESOLVED, that said sum be paid out of Code A1910.469 (Insurance-Claims), 2021 Budget.

APPROVED AS TO FORM

*Janet Beupel*  
Assistant Corporation Counsel

ADOPTED BY  
BOARD OF ESTIMATE  
AND CONTRACT

APPROVED

Dept. \_\_\_\_\_

*William F. Holmes*  
Clerk

Vote recorded on 11/01/2021 as follows:  
Griffith: Yea Reynolds: Absent  
Patterson-Howard : Yea  
Resolution Adopted 2-0

11

WHEREAS, on December 31, 2020, TYQUAN BROWN filed a Summons & Complaint in federal court against the City of Mount Vernon alleging false arrest; and

WHEREAS, the Corporation Counsel, has carefully examined the facts and circumstances and merits of this matter, believes it is in the best interests of the City to settle this matter in order to mitigate ongoing and future costs to the City, and hereby recommends that the Board of Estimate and Contract approve the settlement of the aforesaid claim in the amount of \$300,000.00; NOW, THEREFORE, be it

RESOLVED, that the aforesaid claim of TYQUAN BROWN be settled for the sum of \$300,000.00 and that said settlement be and the same hereby is approved; and be it further

RESOLVED, that said sum be paid out of Code A1930.494 (Judgment & Settlements), 2021 Budget.

APPROVED AS TO FORM

*Jamie Beauford*  
Assistant Corporation Counsel

ADOPTED BY  
BOARD OF ESTIMATE  
AND CONTRACT

APPROVED

Dept. \_\_\_\_\_

*William H. Helmer*  
Clerk

Vote recorded on 11/01/2021 as follows:

Griffith: Yea Reynolds: Absent

Patterson-Howard : Yea

Resolution Adopted 2-0