



**BOARD OF ESTIMATE & CONTRACT
AGENDA
TUESDAY, FEBRUARY 1, 2022
4:00 PM
MAYOR'S CONFERENCE ROOM – CITY HALL
MOUNT VERNON, NEW YORK
& VIA FACEBOOK.COM/MOUNTVERNONNY**

“REVISED”

RESOLUTION APPROVING ORDINANCE

1. Authorizing the Department of Buildings to offer a Professional Certification Pilot Program

SETTLEMENT

2. Settling the Claim of Bank of America, N.A., as assignee of Altec Capital Services, LLC v. City of Mount Vernon - \$85,000.00

ADOPTING THE 2022 ANNUAL ESTIMATE

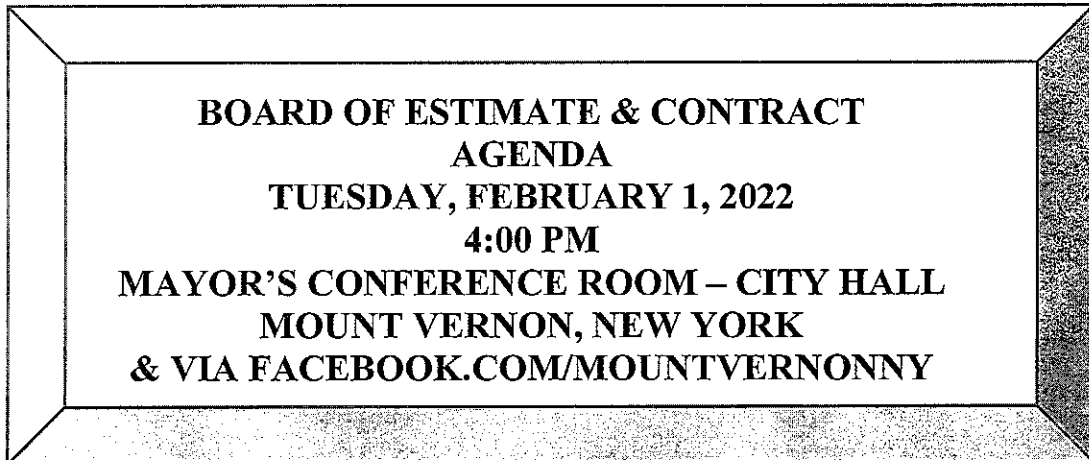
3. Adopting the Mayor's 2022 Annual Estimate

2022 FEB -1 P 2:19
MOUNT VERNON, NY



CITY CLERK
MOUNT VERNON, NY

2022 JAN 27 A 11:41



RESOLUTION APPROVING ORDINANCE

1. Authorizing the Department of Buildings to offer a Professional Certification Pilot Program.

DEC 14 2021

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HELD

FEB 01 2022

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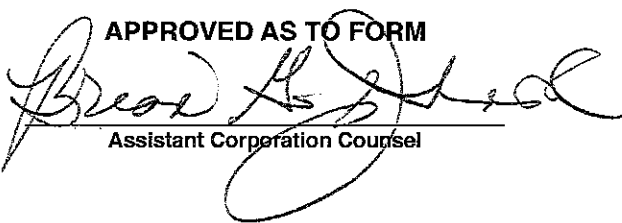
RESOLVED, that an ordinance adopted by the City Council on December 8, 2021 and signed by the Mayor on December 9, 2021, authorizing the Department of Buildings to offer a Professional Certification Pilot Program, be and the same hereby is approved.

Vote recorded on 2/1/2022 as follows:

Thompson: Yea Morton: Yea

Patterson-Howard : Yea

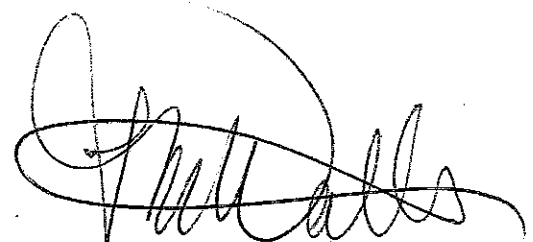
Resolution Adopted 3-0

APPROVED AS TO FORM

Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

APPROVED
Dept. _____

1



DEPUTY Clerk

AN ORDINANCE AUTHORIZING THE DEPARTMENT OF BUILDINGS TO OFFER A PROFESSIONAL CERTIFICATION PILOT PROGRAM.

WHEREAS, by letter dated November 18, 2021, the Commissioner of the Department of Buildings has requested legislation authorizing said department to implement a Professional Certification Pilot Program (Policy & Procedure Notice-Pilot Program) attached; and

WHEREAS, the aforesaid policy and procedure will enable Professional Engineers and Registered Architects to certify that the plans they file with the Department of Buildings are in compliance with all applicable laws thus eliminating the process of plan examination and approval generally conducted by said department; and

WHEREAS, the aforesaid policy and procedure will apply several layers of recourse should the Professional certifying the work be found to have made false statements in certificates, forms, written statements, applications, reports, or certificates of correction; and

WHEREAS, it is further requested that the aforesaid be introduced initially as a Pilot Program for a period of six (6) months to a short list of designated Professionals. At the end of the trial, a reevaluation will be determined whether to make it a permanent policy moving forward; NOW, THEREFORE,


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

Section 1. The Department of Buildings is hereby authorized to implement a Professional Certification Pilot Program (Policy & Procedure Notice-Pilot Program) attached.

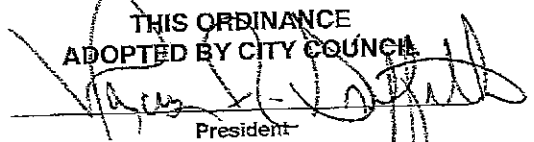
Section 2. There is no cost to the City.


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

Vote Taken As Follows: 12/8/2021
Duarte: Yea Thompson: Yea
Farquharson: Yea Copeland: Yea
Griffith: Yea Ordinance Adopted

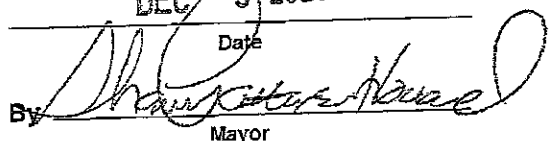
APPROVED AS TO FORM

Assistant Corporation Counsel


Councilperson

THIS ORDINANCE
ADOPTED BY CITY COUNCIL

President

ATTEST:

City Clerk

APPROVED
Dept. _____

APPROVED
DEC 9 2021
Date
By 
Mayor

DEC - 8 2021



CITY OF MOUNT VERNON, NY
DEPARTMENT OF BUILDINGS

SHAWYN PATTERSON-HOWARD
Mayor

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Mount Vernon, NY 10550
(914) 665-2433 Fax (914) 465-2988
www.cmvny.com
Dob@cmvny.com

Patrick G. Holder, R.A.
Commissioner

Dawnette McLaren-Nelson
2nd Deputy Commissioner

Policy and Procedure Notice
Pilot Program

Professional Certification (Pro-Cert) Pilot Program: The Department of Buildings will offer as of January 1st, 2022 a Professional Certification (Pro-Cert) Program which enables Professional Engineers (PE) and Registered Architects (RA) to certify the plans they file with the building department are in compliance with all applicable laws. This will reduce the amount of time an applicant will take for a DOB permit by eliminating the process of plan examination for approval.

Applicants who use the Pro-Cert Program need to be aware that:

- Professional Certification **must be selected on the filing applications at the time of filing.**
- An application that is Professionally Certified goes through the same pre-filing, payment, and data entry process. However, if all required documents are present, the application will be approved at the end of data entry. Professional Certification Applications are subject to audit by the Department of Buildings.
- A Professionally Certified application does not go through the Department plan examination. The applicant can check the application status by contacting the Department Clerks initially and eventually by using the OpenGov System (slated to be introduced to the public later in 2022. Exact launch date T.B.A.)
- Post Approval Amendments to Professionally Certified applications must also be professionally Certified. Department examination and approval are not available.
- Twenty percent of all Post Approval Amendments are also subject to audit once the application's first permit has been issued.

Effective: January 1, 2022

PURPOSE: enables Professional Engineers (PE) and Registered Architects (RA) to certify that the plans they file with the Department are in compliance with all applicable laws.

SPECIFICS: The following procedure shall be implemented:

1. The applicant, a Professional Engineer or Registered Architect (P.E./R.A.), should select **Professional Certification** on the filing application at the time of filing.

The following documents shall be submitted:

- A In addition to the standard filing application a Professionally Certified A2 document must be filed by a Professional Engineer, Registered Architect, or registered design professional.

"The Jewel of Westchester"

- B Plans in triplicate, as well as submit an electronic file, which shall include:
 - 1. Seal & signature of the P.E. /R.A. on all submitted documents.
 - 2. Construction Documents as noted on the back of the standard Building Permit Application.
- C Any of the existing filing protocols may be used. i.e. online; or in-person filing.
- D Professionally Certified A2 filings will not be subject to review by the department's plan room.
- E All standard fees applicable to a Professionally Certified A2 filing will apply.
- F Plan content and format shall be in accordance with all applicable sections of Chapter I of the Building Code of NY State, and with the related rules and regulations of the Department.

The Department of Buildings Shall:

- A Conduct random audits of professionally Certified A2 applications that will review content.
- B Respond to questions related to the content of the Professionally Certified process or about this notice that are directed to the Commissioner of Buildings

WHEREAS, by letter dated January 31, 2022, Corporation Counsel requested the approval of this Honorable Board to settle the matter "Settlement of BANK OF AMERICA, N.A., as assignee of ALTEC CAPITAL SERVICES, LLC v. City of Mount Vernon, Settlement Amount: \$85,000.00;" and

WHEREAS, by letter dated January 24, 2022 (a copy of which is annexed hereto), the Wagstaff Firm, P.C. explained why it would be in the best interests of the City of Mount Vernon to settle said claim in the amount of \$85,000.00; and

WHEREAS, the City has successfully negotiated a settlement in this matter for Eighty-Five Thousand Dollars (\$85,000.00) through the services of the Wagstaff Firm, P.C.; and

WHEREAS, the Corporation Counsel hereby recommends that the Board of Estimate and Contract approve the settlement of the aforesaid grievance in the amount of \$85,000.00; NOW, THEREFORE, be it

RESOLVED, that the aforesaid claim of BANK OF AMERICA, N.A., be settled for the sum of \$85,000.00 and that said settlement be and the same hereby is approved; and be it further

RESOLVED, that said sum be paid out of Budget Code A1930.494 (Judgments & Settlements (Increase for DEC Settlements)), 2022 Budget.

APPROVED AS TO FORM

Brian H. [Signature]
Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

APPROVED

Dept. _____

[Signature]
DEPUTY Clerk

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Vote recorded on 2/1/2022 as follows:

Thompson: Yea Morton: Yea

Patterson-Howard : Yea

Resolution Adopted 3-0

FEB 0 1 2022

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HELD,

WHEREAS, a public hearing having been held by this Board on the 24th day of January, 2022 in reference to the Annual Estimate of the City of Mount Vernon, New York for the year 2022, pursuant to the provisions of Section 81 of the Charter of the City of Mount Vernon, NOW, THEREFORE, be it

RESOLVED, that pursuant to the provisions of said Section 81 of said City Charter, as amended, the following itemized statement of the estimated revenues and expenditures of the City of Mount Vernon for the fiscal year commencing the first day of January, 2022 be and the same hereby is adopted by this Board of Estimate and Contract and submitted in final form to the City Council.

(Attached Budget)

APPROVED AS TO FORM

[Handwritten Signature]
Assistant Corporation Counsel

ADOPTED BY
BOARD OF ESTIMATE
AND CONTRACT

APPROVED

Dept. _____

Clerk _____

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