

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, SEPTEMBER 22, 2009

REDEDICATION OF THE CITY COUNCIL CHAMBERS

Committee of the Whole 7:30 P.M.
Stated Meeting 8:00 P.M.
City Council Chambers

TIME: 8:30PM

PRESENT: PRESIDENT OF THE COUNCIL
 CHUCK LESNICK

DISTRICT
 2 MAJORITY LEADER SANDY ANNABI

 4 MINORITY LEADER LIAM J. McLAUGHLIN

COUNCIL MEMBERS:
DISTRICT:
 1 PATRICIA D. McDOW

 3 JOAN GRONOWSKI

 5 JOHN M. MURTAGH

 6 DEE BARBATO

Recitation of the Pledge of Allegiance to the Flag followed by a minute of silence to invoke God's guidance and Blessing upon our deliberations.

Minutes of the stated meeting held on September 8, 2009 approved on motion of Majority Leader Sandy Annabi.

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THESE FORMER ELECTED OFFICIALS ATTENDED THIS RE-
DEDICATION OF THE CITY COUNCIL CHAMBERS:

Mayor Gerald E. Loehr
Council President Vincenza A. Restiano

Councilmembers:

Eliot Palais
Edward Fagan
Symra Brandon
Leonard Winstanley
Nicholas Benyo
Peter Chame
Bob Stauf
Frank McGovern

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
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TUESDAY, SEPTEMBER 22, 2009

COMMUNICATIONS FROM CITY OFFICIALS

1. DATED SEPTEMBER 10, 2009 FROM THE YONKERS PLANNING BOARD A RESPONSE TO THE CITY COUNCIL'S REFERRAL REGARDING A PROPOSED GENERAL ORDINANCE AMENDING THE CITY OF YONKERS ZONING ORDINANCE AS IT PERTAINS TO NEW BUILDING OR STRUCTURES EXEMPT FROM PROVIDING OFF-STREET PARKING AND LOADING.

COPIES ON DESKS

2. DATED SEPTEMBER 10, 2009 FROM THE YONKERS PLANNING BOARD A RESPONSE TO THE CITY COUNCIL'S REFERRAL REGARDING A PROPOSED GENERAL ORDINANCE AMENDING THE CITY OF YONKERS ZONING ORDINANCE PERTAINING TO BULK OF DETACHED SINGLE AND TWO FAMILY DWELLINGS AND AMENDING DEFINITIONS AND USES (McMANSIONS).

COPIES ON DESKS

THESE COMMUNICATIONS WERE REFERED TO THE REAL ESTATE COMMITTEE.

COUNCIL PRESIDENT LESNICK ANNOUNCED THAT A REAL ESTATE COMMITTEE MEETING TO DISCUSS THE SFC PROJECT WILL BE SCHEDULED FOR THURSDAY, OCTOBER 1ST

MINORITY LEADER MCLAUGHLIN ANNOUNCED THAT A BUDGET COMMITTEE MEETING ON THE CIP WILL BE HELD TUESDAY, OCTOBER 6

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COMMUNICATIONS- GENERALLY

1. TOWN BOARD OF THE TOWN OF GREENBURGH HELD A PUBLIC HEARING IN CONNECTION WITH AN AMENDED SITE PLAN AND TREE REMOVAL PERMIT FOR PROPERTY KNOWN AS HACKLEY SCHOOL ALL PAPERS ARE ON FILE AT THE TOWN CLERK'S OFFICE IN GREENBURGH TOWN HALL FOR PUBLIC INSPECTION.

COPIES ON DESKS

FILED

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COMMITTEE OF THE WHOLE

SPEAKERS

<u>NAME:</u>	<u>ADDRESS</u>	<u>ITEM NO:</u>
1. JAMES CASTRO BLANCO	YONKERS RESIDENT	
2. DR. JUDITH GORAN	YONKERS RESIDENT	1

ANNOTATED AGENDA
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RESOLUTION NO.143-2009

1. BY: COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

A RESOLUTION AUTHORIZING THE CONVEYANCE OF A CERTAIN PARCEL OF REAL PROPERTY LOCATED AT 110-126 ASHBURTON AVENUE IN THE ASHBURTON AVENUE URBAN RENEWAL AREA TO PROVIDE RELOCATION HOUSING FOR THE ASHBURTON AVENUE HOPE VI PROJECT

WHEREAS, in furtherance of the objectives of Articles 15 and 15-A of the General Municipal Law of the State of New York, as amended, the City of Yonkers (the "City") and the Yonkers Community Development Agency (the "Agency"), have undertaken a program for the acquisition, clearance, re-planning, reconstruction and neighborhood rehabilitation of slum and blighted areas in the City of Yonkers and in this connection, have been engaged in carrying out numerous urban renewal projects in areas designated for urban renewal; and

WHEREAS, the City, in cooperation with the Agency, in accordance with Articles 15 and 15-A of the General Municipal Law of the State of New York, as amended, caused to be prepared an urban renewal plan for the area known as the Ashburton/Mulford Urban Renewal Area, as last revised in February, 1990 (the "Ashburton/Mulford Plan"); and

WHEREAS, the Agency, by Resolution No. 18-2004 adopted on September 22, 2004, and the City Council of the City of Yonkers, by Resolution No. 7-2005 adopted on January 11, 2005, approved and authorized urban renewal site designation for certain areas surrounding the parcels described in the Ashburton/Mulford Plan, and the Agency caused to be prepared a revised urban renewal plan for the proposed consolidated area to be known as the "Ashburton Avenue Urban Renewal Area"; and

WHEREAS, the Agency caused to be prepared a conceptual plan known as the proposed Ashburton Avenue Master Plan (the "Master Plan") intended to (a) set forth in affirmative terms a phased, multi-year redevelopment program for specific sites and neighborhoods within the proposed and revised Ashburton Avenue Urban Renewal Area, including but not limited to a federally-assisted, public/private undertaking, and (b) set forth required infrastructure improvements including, but not limited to, the widening of Ashburton Avenue; and

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RESOLUTION NO.143-2009 (CONTINUED)

WHEREAS, neither the proposed urban renewal plan for the Ashburton Avenue Urban Renewal Area nor the Master Plan conflict with the urban renewal requirements and controls contained in the Ashburton/Mulford Plan; and

WHEREAS, the Urban Renewal Plan was unqualifiedly approved by Resolution No. 188 2006 on October 24, 2006 (i) as conforming to a comprehensive community plan for the development of the municipality as a whole, (ii) as being consistent with local objectives, (iii) as being in compliance with the provisions of Section 502(7) of Article 15 of the General Municipal Law of the State of New York, as amended, and (iv) as conforming to the finding made pursuant to Section 504 of said Article 15; and

WHEREAS, the City is the fee title owner of certain land located in *Lots 12, 14, 16, 18 and 21 in Block 2041 of Section 2* on the tax map of the City of Yonkers in the Ashburton Avenue Urban Renewal Area (the "Subject Property") which is not currently being used nor has it been designated for specific use in the future nor can it be utilized by the City for its intended municipal purpose and is thereby considered surplus; and

WHEREAS, Ashburton Avenue I, LP (the "Developer"), an affiliate of The Richman Group Development Corporation and Landex Development, LLC, the developer for the Municipal Housing Authority for the City of Yonkers ("MHACY"), proposes to construct a four-story building containing approximately forty-nine residential dwelling units for seniors as well as community and laundry space upon the Subject Property; and

WHEREAS, on April 19, 2006 the Developer submitted to the City of Yonkers Planning Board its application for informal review with respect to a special use permit for the above-described development of the Subject Property as a Planned Urban Redevelopment under the provisions of Sections 43-52 and 43-72C of the Zoning Ordinance of the City of Yonkers; and

WHEREAS, on May 10, 2006 the Planning Board adopted a resolution stating the Board's intent to assume Lead Agency Status for the purpose of such environmental review with respect to such special permit and the development of the Subject Property that would be permitted thereunder, and authorizing circulation of notice of such intent to other potentially involved agencies in accordance with SEQRA requirements for coordinated review; and

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RESOLUTION NO.143-2009 (CONTINUED)

WHEREAS, on May 23, 2006 the Developer submitted to the Planning Board its formal application for such Special Permit conferring PUR status on the HOPE VI sites including the Subject Property; and

WHEREAS, on June 14, 2006 the Planning Board held a public hearing on the proposed PUR treatment of the HOPE VI sites including the Subject Property, and such hearing was continued on July 12, 2006; and

WHEREAS, on July 12, 2006, following the close of the public hearing, the Planning Board acting as lead agency approved a Negative Declaration with respect to the proposed PUR development of the sites, including the Subject Property, finding that the changes proposed from the Master Plan and the Urban Renewal Plan are minor, and

WHEREAS, the City Council of the City of Yonkers, by Resolution No. 187-2006 adopted on October 24, 2006, approved the Findings Statement; and

WHEREAS, the Developer has applied to the City of Yonkers Industrial Development Agency (the "YIDA") for assistance in connection with the undertaking of the construction of a four-story building containing approximately forty-nine residential dwelling units for seniors as well as community and laundry space; and

WHEREAS, YIDA by resolution dated August 26, 2009 authorized the execution of various agreements including a certain lease agreement, pursuant to which the Developer leases the Subject Property to YIDA (the "Lease"); a certain leaseback agreement, pursuant to which the YIDA leases its interest in the Subject Property back to the Developer (the "Leaseback"); and a certain tax agreement by and between YIDA and the Developer, pursuant to which the Developer agrees to make payments consistent with similar affordable housing projects, for the benefit of the affected taxing jurisdictions; all in accordance with Article 18-A of the General Municipal Law of the State of New York, as amended, (the "YIDA Act"); and

WHEREAS, the City has been presented with a proposed Bargain and Sale Deed (the "Deed") pursuant to which the City would convey to the MHACY with MHACY thereafter leasing the Subject Property to the Developer in an "as-is" condition for the public purpose of providing relocation housing for the Ashburton Avenue Hope VI Project; and

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RESOLUTION NO.143-2009 (CONTINUED)

WHEREAS, pursuant to the Leaseback the Developer shall construct upon the Subject Property a four-story building containing approximately forty-nine residential dwelling units as well as community and laundry space all of which shall be substantially in accordance with the Urban Renewal Plan, previously approved by the Agency and the City Council under the New York State Environmental Quality Review Act ("SEQRA"); and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Yonkers that the disposition of the Subject Property by the City of Yonkers to the MHACY and related lease by MHACY to the Developer, in accordance with the terms and provisions of the proposed Deed, in accordance with Ashburton Avenue Urban Renewal Plan, is hereby approved; and be it further

RESOLVED, that the Mayor or the Deputy Mayor is hereby authorized to convey the Subject Property to the MHACY pursuant to the Deed and to execute any and all documents necessary and convenient to carry out this Resolution, including executing any other documents, certificates or affidavits as may be approved by the Corporation Counsel of the City of Yonkers; and be it further

RESOLVED, that MHACY may lease the Subject Property to the Developer upon such terms and conditions as it may deem appropriate; and be it further

RESOLVED, that this Resolution shall take effect immediately.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY SEPTEMBER 22, 2009 BY A VOTE OF 7-0.

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RESOLUTION NO.144-2009

2. BY: COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

A RESOLUTION AUTHORIZING THE CONVEYANCE OF A CERTAIN PARCEL OF REAL PROPERTY LOCATED AT VINEYARD AVENUE IN THE ASHBURTON AVENUE URBAN RENEWAL AREA TO PROVIDE RELOCATION HOUSING FOR THE MULFORD HOPE VI PROJECT

WHEREAS, in furtherance of the objectives of Articles 15 and 15-A of the General Municipal Law of the State of New York, as amended, the City of Yonkers (the "City") and the Yonkers Community Development Agency (the "Agency"), have undertaken a program for the acquisition, clearance, re-planning, reconstruction and neighborhood rehabilitation of slum and blighted areas in the City of Yonkers and in this connection, have been engaged in carrying out numerous urban renewal projects in areas designated for urban renewal; and

WHEREAS, the City, in cooperation with the Agency, in accordance with Articles 15 and 15-A of the General Municipal Law of the State of New York, as amended, caused to be prepared an urban renewal plan for the area known as the Ashburton/Mulford Urban Renewal Area, as last revised in February, 1990 (the "Ashburton/Mulford Plan"); and

WHEREAS, the Agency, by Resolution No. 18-2004 adopted on September 22, 2004, and the City Council of the City of Yonkers, by Resolution No. 7-2005 adopted on January 11, 2005, approved and authorized urban renewal site designation for certain areas surrounding the parcels described in the Ashburton/Mulford Plan, and the Agency caused to be prepared a revised urban renewal plan for the proposed consolidated area to be known as the "Ashburton Avenue Urban Renewal Area"; and

WHEREAS, the Agency caused to be prepared a conceptual plan known as the proposed Ashburton Avenue Master Plan (the "Master Plan") intended to (a) set forth in affirmative terms a phased, multi-year redevelopment program for specific sites and neighborhoods within the proposed and revised Ashburton Avenue Urban Renewal Area, including but not limited to a federally-assisted, public/private undertaking, known as Mulford Gardens Hope VI, and (b) set forth required infrastructure improvements including, but not limited to, the widening of Ashburton Avenue; and

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RESOLUTION NO.144-2009 (CONTINUED)

WHEREAS, neither the proposed urban renewal plan for the Ashburton Avenue Urban Renewal Area nor the Master Plan conflict with the urban renewal requirements and controls contained in the Ashburton/Mulford Plan; and

WHEREAS, the Urban Renewal Plan was unqualifiedly approved by Resolution No. 188 2006 on October 24, 2006 (i) as conforming to a comprehensive community plan for the development of the municipality as a whole, (ii) as being consistent with local objectives, (iii) as being in compliance with the provisions of Section 502(7) of Article 15 of the General Municipal Law of the State of New York, as amended, and (iv) as conforming to the finding made pursuant to Section 504 of said Article 15; and

WHEREAS, the City is the fee title owner of certain land located in Lot 56 (fka 55, 56 and 72) in Block 2080 of Section 2 on the tax map of the City of Yonkers in the Ashburton Avenue Urban Renewal Area (the "Subject Property") which is not currently being used nor has it been designated for specific use in the future nor can it be utilized by the City for its intended municipal purpose and is thereby considered surplus; and

WHEREAS, the Municipal Housing Authority for the City of Yonkers ("MHACY") is the fee title owner of certain land located in Lot 1, Block 2084 of Section 2 on the tax map of the City of Yonkers in the Ashburton Avenue Urban Renewal Area (the "MHACY Property"); and

WHEREAS, MULFORD I, LP (the "Developer"), an affiliate of The Richman Group Development Corporation and Landex Development, LLC, the developer for MHACY, proposes to construct on the subject Property and the MHACY Property a mixture of 4-6 story elevator buildings, 2-3 story garden walk-up apartments, town houses, and single family homes along with pocket parks, two community buildings that will accommodate management staff, resident amenities and meeting space, for approximately one hundred dwelling units; and

WHEREAS, on April 19, 2006 the Developer submitted to the City of Yonkers Planning Board its application for informal review with respect to a special use permit for the above-described development of the Subject Property and the MHACY Property as a Planned Urban Redevelopment under the provisions of Sections 43-52 and 43-72C of the Zoning Ordinance of the City of Yonkers; and

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RESOLUTION NO.144-2009 (CONTINUED)

WHEREAS, on May 10, 2006 the Planning Board adopted a resolution stating the Board's intent to assume Lead Agency Status for the purpose of such environmental review with respect to such special permit and the development of the Subject Property and the MHACY Property that would be permitted thereunder, and authorizing circulation of notice of such intent to other potentially involved agencies in accordance with SEQRA requirements for coordinated review; and

WHEREAS, on May 23, 2006 the Developer submitted to the Planning Board its formal application for such Special Permit conferring PUR status on the HOPE VI sites including the Subject Property and the MHACY Property; and

WHEREAS, on June 14, 2006 the Planning Board held a public hearing on the proposed PUR treatment of the HOPE VI sites including the Subject Property and the MHACY Property, and such hearing was continued on July 12, 2006; and

WHEREAS, on July 12, 2006, following the close of the public hearing, the Planning Board acting as lead agency approved a Negative Declaration with respect to the proposed PUR development of the sites, including the Subject Property and the MHACY Property, finding that the changes proposed from the Master Plan and the Urban Renewal Plan are minor, and

WHEREAS, the City Council of the City of Yonkers, by Resolution No. 187-2006 adopted on October 24, 2006, approved the Findings Statement; and

WHEREAS, the Developer has applied to the City of Yonkers Industrial Development Agency (the "YIDA") for assistance in connection with the undertaking of the construction of a mixture of 4-6 story elevator buildings, 2-3 story garden walk-up apartments, town houses, and single family homes along with pocket parks, two community buildings that will accommodate management staff, resident amenities and meeting space for approximately one hundred dwelling units; and

WHEREAS, YIDA by resolution dated July 7, 2009 authorized the execution of various agreements including a certain lease agreement, pursuant to which the Developer leases the Subject Property and the MHACY Property to YIDA (the "Lease"); a certain leaseback agreement, pursuant to which the YIDA leases its interest in the Subject Property and the MHACY Property back to the Developer (the "Leaseback"); and a

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RESOLUTION NO.144-2009 (CONTINUED)

certain tax agreement by and between YIDA and the Developer, pursuant to which the Developer agrees to make payments consistent with similar affordable housing projects, for the benefit of the affected taxing jurisdictions; all in accordance with Article 18-A of the General Municipal Law of the State of New York, as amended, (the "YIDA Act"); and

WHEREAS, the City has been presented with a proposed Bargain and Sale Deed (the "Deed") pursuant to which the City would convey to the MHACY and MHACY will lease to the Developer the Subject Property in an "as-is" condition for the public purpose of providing relocation housing for the Mulford I Hope VI Project; and

WHEREAS, pursuant to the MHACY lease to the Developer, the Developer shall construct upon the Subject Property and the MHACY Property a mixture of 4-6 story elevator buildings, 2-3 story garden walk-up apartments, town houses, and single family homes along with pocket parks, one community building that will accommodate management staff, resident amenities and meeting space for approximately one hundred dwelling units.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Yonkers that the disposition of the Subject Property by the City of Yonkers to the MHACY and lease to the Developer, in accordance with the terms and provisions of the proposed Deed, in accordance with Ashburton Avenue Urban Renewal Plan, is hereby approved; and be it further

RESOLVED, that the Mayor or the Deputy Mayor is hereby authorized to convey the Subject Property to the MHACY pursuant to the Deed and to execute any and all documents necessary and convenient to carry out this Resolution, including executing any other documents, certificates or affidavits as may be approved by the Corporation Counsel of the City of Yonkers; and be it further

RESOLVED, that MHACY may lease the Subject Property and the MHACY Property to the Developer upon such terms and conditions as it may deem appropriate; and be it further

RESOLVED, that this Resolution shall take effect immediately.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY SEPTEMBER 22, 2009 BY A VOTE OF 7-0.

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RESOLUTION NO.145-2009

3. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO

BE IT RESOLVED, that the following applicant(s) are hereby appointed and/or reappointed to the office of Commissioner of Deeds for a period of two years to expire on October 31, 2011.

George Wislocki
1 Mulberry Street
Yonkers, New York 10701

BUILDING DEPT. RENEWAL

Carol Ann Schwartz
53 Elissa Lane
Yonkers, New York 10710

BUILDING DEPT. RENEWAL

Mary Ann Tarantelli
114 Kingston Avenue
Yonkers, New York 10701

BUILDING DEPT. RENEWAL

Francine Muscente
440-1 N. Broadway
Yonkers, New York 10701

BUILDING DEPT. RENEWAL

Conrad Orey
130-76 Glenwood Avenue
Yonkers, New York 10705

BUILDING DEPT. RENEWAL

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RESOLUTION NO.145-2009 (CONTINUED)

Karen Tontodonato
231 Alta Vista Drive
Yonkers, New York 10705

Property Management

RENEWAL

Eleni Dellaportas
574 Park Avenue
Yonkers, New York 10703

Local 628

RENEWAL

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY SEPTEMBER 22, 2009 BY A VOTE OF 7-0.

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RESOLUTION

4. BY COUNCIL PRESIDENT LESNICK AND COUNCILMEMBER McDOW, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, AND COUNCILMEMBERS GRONOWSKI, MURTAGH AND BARBATO

WHEREAS, In New York, the statutory blood alcohol content limit is .08%. Studies show that depending on your health, height and weight, that level is easily achieved with just a few drinks and,

WHEREAS, the Dram Shop Liability Law is suppose to ensure that those who are under the influence of alcohol are not allowed to leave an establishment , party or friends house with the intent to drive but instead alternate arrangements are suppose to be made for them and,

WHEREAS, 911 Doves Inc. spearheaded by Jeremy K. Inlaw and Woodeena Curry, is an international non-profit organization, the mission of program "*Arrive Alive!*" is to (1) prevent individuals from driving under the influence of alcohol and (2) to help rebuild the lives and educate those that have already been convicted of a DWI Felony or Misdemeanor at their Transitional Crisis Center called "*the Shirley T. Miller Center of Hope*" and,

WHEREAS, DWI and DWAI are two of the most common charged offenses in New York affecting teens, baby-boomers, blue and white collar workers. In addition, annual statistics show that Yonkers City Court is one of the busiest criminal courts in Westchester County, which hears a multitude of DWI and DWAI cases and,

WHEREAS, The Adult DWI Arrest and Conviction Rate in Westchester County has been steadily on the rise since 2006 as follows: DWI Felony: 2006/264, 2007/215, 2008/208 and DWI Misdemeanor: 2006/2298, 2007/2471, 2008/2479 and the U.S. spends 51 billion dollars nationally on related insurance claims and with recent DWI incidents on the Taconic Parkway and Westchester County's implementation of vehicle seizure for motorist who drive while intoxicated in New York and,

WHEREAS, 911 Doves Inc. President, Woodeena Curry, understands this serious issue and being a Yonkers native has introduced the "Arrive Alive" Program to the Yonkers City Council with hopes that it will be implemented and many lives will be positively impacted and the statistic will dramatically decline in the city of Yonkers, the County of Westchester and in the State of New York and,

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RESOLUTION

WHEREAS, the City of Yonkers is calling upon our New York State and Federal Delegation to enact "*the Arrive Alive Program*" that will specifically focus on the safety of individuals that are impaired or under the influence of alcohol and their potential victims (including themselves) by proving a HELP Line, which can be called; a car and tow truck are sent to pick up the individual and their car and both are taken to the final destination safely ensuring the quality of life of all and,

FURTHERMORE, the consequences of a DWI or DWAI conviction are far reaching and can range from a low fine and temporary driving suspension to extensive fines, a license revocation and jail time, in addition, to the potential to touch many lives through temporary and permanent injuries, loss of income, loss of property and fatalities, etc.

THEREFORE BE IT RESOLVED, that the City Council of the City of Yonkers calls upon our New York State and Federal Delegation to enact the 911 Doves Inc. Program, which will decrease the number of arrests, injuries, seizing of vehicles, fatalities, etc. associated with DWI/DUI/DWAI, accidents.

BE IT FURTHER RESOLVED, that the City Council directs the City Clerk to forward copies of this Resolution to State and Federal Delegation.

THIS RESOLUTION WAS REFERED TO THE COMMUNITY SERVICES COMMITTEE

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RESOLUTION NO.146-2009

5. BY: MINORITY LEADER McLAUGHLIN, COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, COUNCILMEMBERS McDOW, GRONOWSKI, MURTAGH AND BARBATO:

WHEREAS, St. Paul the Apostle Parish, located at 602 McLean Avenue in Yonkers will hold its Annual St. Paul the Apostle Fair at Coyne Park on Thursday, Oct. 8^h, Friday, Oct. 9th, Saturday Oct 10th, Sunday, October 11th, and Monday October 12th 2009, and has requested permission from the City Council to place four banners within the city promoting this event, and

WHEREAS, St. Paul the Apostle Parish has asked that the banners be placed as soon as possible, at the following locations: (1st.) McLean Avenue & Central Park Avenue, (2nd) O'Dell Avenue & Nepperhan Avenue, (3rd) Tuckahoe Road & Central Park Avenue and the (4th) at Yonkers Ave. & Midland Ave. closest to the Old Gold's Gym, or where ever convenient; and to be removed as soon after October 12, 2009 as is possible, and

WHEREAS, said locations are subject to the scheduling and availability of the banner sites as administered by the Department of Public Works.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Yonkers hereby grants permission to St. Paul the Apostle Parish to place four banners in the aforementioned locations, subject to any terms and conditions deemed appropriate by the Administration to protect the best interests of the City of Yonkers.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY SEPTEMBER 22, 2009 BY A VOTE OF 7-0.

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RESOLUTION NO.147-2009

5-A BY COUNCILMEMER BARBATO, COUNCIL PRESIDENT LESNICK, MAJORITY LEADER ANNABI, MINORITY LEADER McLAUGHLIN, COUNCILMEMBERS McDOW, GRONOWSKI AND MURTAGH:

WHEREAS, St. Bartholomew Church, located at 15 Palmer Road in Yonkers will hold a "Carnival" on October 15, 16, 17 and 18th, 2009 and has requested permission from the City Council to place one banner in the area promoting this event, and

WHEREAS, St. Bartholomew Church has asked that they be permitted to place one (1) banner closest to the location of Palmer and Saw Mill River Road, on or around October 1st and to be removed as soon after October 18th 2009 as is possible.

WHEREAS, said locations are subject to the scheduling and availability of the banner sites as administered by the Department of Public Works.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Yonkers hereby grants permission to St. Bartholomew Church to place one banner in the aforementioned location, subject to any terms and conditions deemed appropriate by the Administration to protect the best interests of the City of Yonkers.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY SEPTEMBER 22, 2009 BY A VOTE OF 7-0.

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COMMITTEE REPORTS

THIS COUNCIL MEETING WAS ADJOURNED AT 8:40 PM