

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

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

TIME: 8:15PM
Recessed: 8:25
Reconvened: 9:45

PRESENT: PRESIDENT OF THE COUNCIL
 CHUCK LESNICK

DISTRICT:

 2 MAJORITY LEADER WILSON A. TERRERO
 6 MINORITY LEADER JOHN J. LARKIN

COUNCIL MEMBERS:
DISTRICT:

 1 CHRISTOPHER A. JOHNSON
 3 MICHAEL R. SABATINO
 4 DENNIS E. SHEPHERD
 5 MICHAEL B. BREEN

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 October 9, 2012 approved on motion of Majority Leader Wilson Terrero.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

INDEX

<u>ITEM</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
1. R.119-2012	RES – SETTLEMENT - COSIA (\$12,456.13)	6
2. R.120-2012	RES – WARWICK HISTORIC DISTRICT	7/10
3. R.121-2012	RES – COMMISSIONERS OF DEEDS	11/13
4. R.122-2012	RES – YONKERS LOGO CONTEST	14
5. R.123-2012	RES – CLOTHESLINE PROJECT DRIVE NEW CREATIONS APOSTOLIC CHURCH	15
6. R.124-2012	RES – HONORARIUM – WESTCHESTER PULASKI ASSOCIATION	16

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

COMMUNICATIONS FROM CITY OFFICIALS

NONE

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

COMMUNICATIONS - GENERALLY

NONE

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

COMMITTEE OF THE WHOLE

SPEAKERS

<u>NAME</u>	<u>ADDRESS</u>	<u>ITEM NO.</u>
1. VIRGINIA MOORE	124 WARWICK AVE	2
2. THOMAS FLOHR	N/A	2
3. JOHN SAMIOS	N/A	2
4. TERRY JOSHI	ROCKLAND AVE	2
5. JOHN ROSE	N/A	2
6. EFFIE SAMIOS	WARWICK AVE	2
7. LIA GRASSO	WARWICK AVE	2
8. MAY PARISIEN	113 WARWICK AVE	2
9. LAURA MASSE	48 WARWICK AVE	2
10. MARK BARBERA	N/A	2
11. DAN RICHMOND	ZARIN & STEINMETZ	2

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

RESOLUTION NO.119-2012

1. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SABATINO, SHEPHERD AND BREEN:

RESOLVED, by the City Council of the City of Yonkers, in meeting assembled:

That the settlement by the Corporation Counsel of the action commenced by the Plaintiff, COSCIA & SONS, LLC., against the City of Yonkers and other parties for the recovery of water and sewer bills for the subject property, known as 887 Yonkers Avenue, Yonkers N.Y., 10704, Block 6340, Lots 44-46, formerly owned by 887 YONKERS AVE REALTY CORPORATION in the amount of FORTY ONE THOUSAND, TWO HUNDRED THIRTEEN DOLLARS AND SIXTY SEVEN CENTS (\$41,213.67), is hereby approved in that the City of Yonkers hereby agrees to waive all interests and penalties on said water and sewer bills up to the amount of TWELVE THOUSAND, FOUR HUNDRED FIFTY SIX DOLLARS AND THIRTEEN CENTS (\$12, 456.13).

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, OCTOBER 23, 2012 BY VOTE OF 7-0.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

RESOLUTION NO.120-2012

2. BY COUNCIL PRESIDENT LESNICK, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SABATINO, SHEPHERD AND BREEN:

RESOLUTION APPROVING THE RECOMMENDATION OF THE LANDMARKS PRESERVATION BOARD AND DESIGNATING THE WARWICK HISTORIC DISTRICT PURSUANT TO SECTION 45-5 (J) OF THE CODE OF THE CITY OF YONKERS.

WHEREAS, the Yonkers Landmarks Preservation Board has considered, and voted to recommend the approval of, an application to designate as an historic district, to be known as the Warwick Historic District, the following properties, consisting of eighteen single-family homes, pursuant to the Code of the City of Yonkers:

BLOCK 5380, LOTS 59, 65, 71, 77; BLOCK 5382, LOTS: 49, 59, 65, 1 AND 77; BLOCK 5400, LOTS 34, 36, 29, 4, 23, 54, 17, 60, 12, 75 AND 72; BLOCK 5402, LOTS 25, 31, 37, 19, 13, 1, 7; ON THE PROPERTIES KNOWN AS 23, 24, 36, 35, 47, 48, 71, 72, 84, 83, 91, 94, 100, 101, 113, 124, 127 WARWICK ROAD AND 2 HAMPSHIRE ROAD; and

WHEREAS, Section 45-2 of the Yonkers Code defines the characteristics of an Historic District, and the Warwick Historic District meets those characteristics, as follows;

WHEREAS, the Warwick Historic District has special character and special historic value because its eighteen single-family homes, all along Warwick Road, are each exceptional examples of both the planning and architectural history movements of the time of their development. The construction of these homes over time illustrates the rise and maturing of the Period Revival movement, which became the most popular architectural movement of the time. These homes were some of the earliest built in the Lawrence Park West subdivision, which was one of the earliest examples in the region of a planned suburban subdivision. William Van Duzer Lawrence began buying property in the area in 1907 and amassed 400 acres. Sarah Lawrence College, named in honor of his wife, Sarah, was founded in 1926 on a portion of the grounds of his estate. The first development on the street was a hunting lodge that was constructed in 1903 and the remainder of the District was developed between 1909 and 1929, except for one home built in 1941; and

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

RESOLUTION NO.120-2012 (CONTINUED)

WHEREAS, the District includes home designs of prominent local architects, including William Bates and Penrose Stout. All of the homes contribute to the District's historic quality, represent the historic period for which the District merits designation, and add to the historical integrity or architectural qualities that make the District significant.

WHEREAS, the eighteen homes consist of seven Colonial Revivals, ten Tudor Revivals and one Mediterranean Revival. The architectural characteristics of each are distinctive. They are well maintained, have retained their historical architectural integrity and are well designed and crafted. The eighteen homes form a contiguous grouping of Period Revival homes, which is rare in Yonkers and warrants preservation; and

WHEREAS, the District represents one or more periods or styles of art or architecture typical of one or more past eras. The District's eighteen homes were built during one period of Yonkers' historic development and represent a particular period of American architectural development when the revival style was prominent; and

WHEREAS, the District's architectural style can be classified in the Period Revival style. The building designs of this era reflected earlier architectural styles and traditions. The two most prevalent styles of this period, Colonial Revival and Classical Revival, were inspired by early American buildings. The Spanish Revival style and to some extent the Tudor Revival style, also looked back to America's colonial period. This period of architecture was the last to focus on the recreation of past forms; in the architecture periods that followed, the desire to make a new architectural statement took precedence; and

WHEREAS, the District geographically combines its architectural and historic characteristics into a distinct and identifiable portion of the City so as to constitute a discernible entity. The District's eighteen homes are contiguous, with each home bordering on Warwick Road. There are no non-contributing structures within the District's boundaries. These eighteen homes were the kernel from which grew the eventual development of the larger, surrounding Lawrence Park West neighborhood. The District forms a distinct and identifiable portion of the city within the already distinct and identifiable neighborhood of Lawrence Park West. Further, the homes have retained their architectural integrity in a manner than helps to distinguish and identify them from other similarly aged homes within the larger surrounding neighborhood and the City of Yonkers as a whole; and

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

RESOLUTION NO.120-2012 (CONTINUED)

WHEREAS, the proposed district is a cohesive, unique, architecturally and historically significant grouping of homes designed in the Period Revival style, is associated with both the history of the development of Yonkers and the region as well as being the homes of notable persons and is therefore worthy of preservation and landmark status; and

WHEREAS, the Yonkers Landmarks Preservation Board, at its meeting on June 6, 2012, accepted the application as complete pursuant to section 45-3 (J) and referred the matter to the Planning Board for its advisory opinion pursuant to section 45-5 (D) of the Yonkers City Code; and

WHEREAS, the acceptance of the application by the Yonkers Landmarks Preservation Board commenced a moratorium on building and planning approvals for 180 days pursuant to section 45-7 (A) of the Yonkers City Code. The moratorium is in effect until December 2, 2012 or until action is taken by the City Council, whichever occurs first; and

WHEREAS, on July 11, 2012, the Planning Board issued its advisory opinion stating there were no city planning issues associated with this proposed designation; and

WHEREAS, the Yonkers Landmarks Preservation Board, at its meeting on October 2, 2012, by a vote of 6-2-1 voted to approve a resolution recommending the designation of the Warwick Historic District, and accordingly referred the matter to the City Council of the City of Yonkers pursuant to Section 45-5(J) of the City Code.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Yonkers that the City Council of the City of Yonkers hereby accepts the recommendation of the Yonkers Landmarks Preservation Board and approves the designation of Warwick Historic District, located at:

BLOCK 5380, LOTS 59, 65, 71, 77; BLOCK 5382, LOTS 49, 59, 65, 1 AND 77; BLOCK 5400, LOTS 34, 36, 29, 4, 23, 54, 17, 60, 12, 75 AND 72; BLOCK 5402, LOTS 25, 31, 37, 19, 13, 1, 7; ON THE PROPERTIES KNOWN AS 23, 24, 36, 35, 47, 48, 71, 72, 84, 83, 91, 94, 100, 101, 113, 124, 127 WARWICK ROAD AND 2 HAMPSHIRE ROAD PURSUANT TO SECTION 45 OF THE YONKERS CITY CODE; and, be it further

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

RESOLUTION NO.120-2012 (CONTINUED)

RESOLVED, that this Resolution shall take effect immediately.

FRIENDLY AMENDMENT BY COUNCIL PRESIDENT LESNICK
SECONDED BY MINORITY LEADER LARKIN TO CHANGE THE
LANGUAGE IN THE LAST WHEREAS OF THE ABOVE RESOLUTION.
THIS FRIENDLY AMENDMENT WAS CARRIED 7-0.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A
STATED MEETING HELD ON TUESDAY, OCTOBER 23 ,2012 BY A
ROLL CALL VOTE OF 6-0 WITH MAJORITY LEADER TERRERO
ABSTAINING.

MOTION BY COUNCIL PRESIDENT LESNICK, SECONDED BY
MINORITY LEADER LARKIN TO RECONSIDER THE ABOVE VOTE.
THIS MOTION WAS DEFEATED 7-0.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

RESOLUTION NO.121-2012

3. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SABATINO, SHEPHERD AND BREEN:

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 November 30, 2014.

Geraldine E. Wray
40 South Broadway
Yonkers, NY 10701

Corporation Counsel

NEW

Theresa E. McKenzie
40 South Broadway
Yonkers, NY 10701

Municipality

NEW

Debbie McLaughlin
40 South Broadway
Yonkers, NY 10701

Corporation Counsel

NEW

Julia DiNatale
1511 Central Park Avenue
Yonkers, New York 10710

MHA

RENEWAL

Michael S. Novotny
1511 Central Park Avenue
Yonkers, New York 10710

MHA

RENEWAL

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

RESOLUTION NO.121-2012 (CONTINUED)

Anabel Snowden
1511 Central Park Avenue
Yonkers, New York 10710

MHA

RENEWAL

Mary Ann E. Thomas
1511 Central Park Avenue
Yonkers, New York 10710

MHA

RENEWAL

Maria D. George
40 South Broadway
Yonkers, NY 10701

Corporation Counsel

RENEWAL

Alicia Marie Rubino
40 South Broadway
Yonkers, NY 10701

Corporation Counsel

RENEWAL

Mary Ann Bottone
40 South Broadway
Yonkers, NY 10701

Corporation Counsel

RENEWAL

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

RESOLUTION NO.121-2012 (CONTINUED)

Hugh I. Magee III
11 Courter Ave
Yonkers, NY 10705

School bus transportation

RENEWAL

Maria D. George
720 Kimball Ave
Yonkers, NY 10704

City Marshall

RENEWAL

Debbie Vazquez
720 Kimball Ave
Yonkers, NY 10704

City Marshall

RENEWAL

Priscilla Clymer
317 South Broadway
Yonkers, NY 10701

Residential Center

RENEWAL

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A
STATED MEETING HELD ON TUESDAY, OCTOBER 23, 2012 BY VOTE
OF 7-0.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

RESOLUTION NO.122-2012

4. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SABATINO, SHEPHERD AND BREEN:

A RESOLUTION RECOMMENDING THE WINNING DESIGN IN THE YONKERS LOGO (YOLOGO) CONTEST.

WHEREAS, on May 21, 2012 Mayor Spano announced the Yonkers Logo (YoLoGo) contest, whereby residents of the City of Yonkers, ages 12 and up were invited to create a design to be incorporated in to the City of Yonkers' web site; and

WHEREAS, 30 design entries were posted on the City of Yonkers' Facebook page and residents were asked to "like" their favorite design and based on the voting, three finalists were determined; and

WHEREAS, among those three finalists, Mayor Spano selected the winning design (annexed hereto), which details Yonkers' enviable location on the eastern banks of the Hudson River and its rolling hills that are the hallmark of our great City.

NOW, THEREFORE, BE IT RESOLVED, that the Yonkers City Council hereby approves Mayor Spano's recommendation for the winning design in the YoLoGo contest; 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, OCTOBER 23, 2012 BY VOTE OF 7-0.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

RESOLUTION NO.123-2012

5. BY COUNCILMEMBER SABATINO, COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

WHEREAS, the Living Transformation International Center and New Creations Apostolic Church will be holding their "Clothesline Project" drive against domestic violence, which will run from October 22nd to October 27th, 2012 and has requested permission from the City Council to place a banner throughout the City promoting the event, and

WHEREAS, Living Transformation International Center and New Creations Apostolic Church has asked that they be permitted to place one (1) banner at the following location: (1) the City Hall foot-bridge, Nepperhan Avenue as space permits from Friday, October 19th, 2012 and to be removed as soon after October 27th, 2012 as is possible.

WHEREAS, said location is 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 Living Transformation International Center and New Creations Apostolic 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, OCTOBER 23, 2012 BY VOTE OF 7-0.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

RESOLUTION NO.124-2012

6. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SABATINO, SHEPHERD AND BREEN:

WHEREAS, the City of Yonkers is truly blessed and privileged to have a spectacularly beautiful montage of communities that proudly represent many nations from all over the world making the City of Yonkers a splendidly diverse display of "citizens of the world"; and

WHEREAS, foremost among these groups is the Polish American Community which has made countless noteworthy contributions to this city and our county endlessly seeking to promote the cherished traditions that have endured for many generations; and

WHEREAS, the annual observance of PULASKI DAY is a time of celebration and remembrance with a healing, uplifting spirit of love and compassion that touches the hearts of many; and

WHEREAS, the many Polish Americans in our community and beyond are firmly committed to bettering the quality of life for all who live and work in our beloved city, most especially for those who treasure the storied history of the Polish American men, women and children who have endeavored so tirelessly to add their magnificently rich culture to the special tapestry that defines life in Yonkers; and

WHEREAS, adding to this illustrious history with great pride and admiration are: *Parade Grand Marshal*; Henryka Gryka, *Community Service Recognition*; Halina Solinska, Janina Lechocinska and Walter Okrutniak and *Miss Polonia* Anna Solinski;

NOW, THEREFORE, BE IT RESOLVED that the Yonkers City Council hereby joins the Westchester Pulaski Association under the leadership of *Coordinator* Stephen M. Schurick in honoring these distinguished individuals and extends its most sincere thanks to all who have worked with a never-ending passion to make such extraordinary contributions to this city and each of its residents.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, OCTOBER 23, 2012 BY VOTE OF 7-0.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, OCTOBER 23, 2012

COMMITTEE REPORTS

THIS MEETING WAS ADJOURNED AT 9:57PM