

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, NOVEMBER 25, 2014

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

TIME: 8:00PM

PRESENT: PRESIDENT OF THE COUNCIL
 LIAM J. MCLAUGHLIN

DISTRICT:

 6 MAJORITY LEADER JOHN J. LARKIN
 3 MINORITY LEADER MICHAEL R. SABATINO

COUNCIL MEMBERS:
DISTRICT:

 1 CHRISTOPHER A. JOHNSON
 2 CORAZON PINEDA
 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 November 12, 2014 approved on motion of Majority Leader Larkin.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, NOVEMBER 25, 2014

INDEX

<u>ITEM</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
1. R.117-2014	RES – REAPPOINTMENT OF GEORGE DEGABRIEL- COMMUNITY DVLP	6
2. R.118-2014	RES – INTER-MUNICIPAL AGREEMENTS ACCEPTING CITY GRANT FOR THE ELDERLY	7/8
3. R.119-2014	RES – SETTLEMENT- MONTERREY AND ANKER MANAGEMENT	9/10
4. R.120-2014	RES – COLLECTIVE BARGAINING AGREEMENT LOCAL 456, INTERNATIONAL BROTHERHOOD OF TEAMSTERS, AFL-CIO	11
5. R.121-2014	RES – SPRAIN RIDGE POOL CLOSURE	12/13

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, NOVEMBER 25, 2014

COMMUNICATIONS FROM CITY OFFICIALS

NONE

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
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TUESDAY, NOVEMBER 25, 2014

COMMUNICATIONS - GENERALLY

NONE

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
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TUESDAY, NOVEMBER 25, 2014

COMMITTEE OF THE WHOLE

SPEAKERS

<u>NAME</u>	<u>ADDRESS</u>	<u>ITEM</u>
1. LOUIS PICANI	TEAMSTERS, LOCAL 456	4

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, NOVEMBER 25, 2014

RESOLUTION NO.117-2014

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

BE IT RESOLVED that the Yonkers City Council hereby gives its advice and consent to the reappointment of George DeGabriel of Yonkers, New York as a 'resident' Member of the Yonkers Community Development Agency for the four-year term that began on June 1, 2014 and ends on May 31, 2018.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, NOVEMBER 25, 2014 BY A VOTE OF 7-0.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
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TUESDAY, NOVEMBER 25, 2014

RESOLUTION NO.118-2014

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

RESOLUTION APPROVING THREE (3) INTER-MUNICIPAL AGREEMENTS BY AND BETWEEN THE CITY OF YONKERS AND THE COUNTY OF WESTCHESTER TO ACCEPT GRANT FUNDING FOR SERVICES FOR THE ELDERLY

WHEREAS, New York State Office of the Aging (the "State") has provided the County of Westchester (the "County") with certain grant funding, which the County desires to pass through to the City of Yonkers (the "City"); and

WHEREAS, the City wishes to enter into inter-municipal agreements ("IMAs") with the County to accept/implement said grant funding; and

WHEREAS, New York State General Municipal Law Article 5-G, Section 119-o, authorizes municipal corporations and districts to enter into agreements for the performance of various functions.

NOW, THEREFORE, BE IT RESOLVED, that the City be and hereby is authorized to enter into three (3) IMAs with the County for receipt of the following grants:

1. grant for case management services under the Expanded In-Home Service for the Elderly Program for an approximate amount of \$97,352.00, and requiring a City match in an amount not to exceed \$41,722.00;
2. grant for case management services under the Community Services for the Elderly Act in for an approximate amount \$55,575.00, and requiring a City match in an amount not to exceed \$23,818.00; and

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, NOVEMBER 25, 2014

RESOLUTION NO.118-2014 (CONTINUED)

3. grant for Title IIIB Information and Assistance in an approximate amount of \$33,651.00, and requiring a City match in an amount not to exceed \$23,385.00;

RESOLVED, that each IMA is authorized for five (5) one-year terms; and be it further

RESOLVED, that the above constitutes a "Type II" action under the State Environmental Quality Review Act ("SEQRA"), and its implementing regulations, 6 NYCRR Part 617, which is an action determined not to have a significant effect on the environment and therefore does not require further environment review; and be it further

RESOLVED, that Mayor or his authorized designee is hereby empowered to execute all instruments and take all actions reasonable and necessary to effectuate the purposes hereof; and be it further

RESOLVED, that this resolution will take effect immediately.

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ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
STATED MEETING
TUESDAY, NOVEMBER 25, 2014

RESOLUTION NO.119-2014

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

WHEREAS, The Monterrey Condominium, a New York corporation with offices at 399 Knollwood Road, White Plains, N.Y., (hereinafter "Monterrey") owns fee title to real property at 357 North Broadway, also known as Section 2, Block 2148, Lot 200 of the Tax Assessment map of the City of Yonkers, and consisting of two buildings with twenty one (21) units each; and

WHEREAS, the Anker Management Corporation, a corporation with offices at the 200 North Central Avenue, Hartsdale, N.Y., (hereinafter "Anker") operates and manages the Monterrey Condo; and

WHEREAS, the buildings are serviced by two separate water meters and starting in 2001, when Anker relocated their business offices, one bill for water services was sent to the new address and paid, the other water bill was sent to the old business address for Anker and returned to the City of Yonkers, unpaid; and

WHEREAS, this issue was discovered in April of 2014 and it was first believed the amount of money owed to the City of Yonkers for the unpaid water services to the one building was approximately \$200,000; and

WHEREAS, negotiations began between the City of Yonkers and Anker and it was determined that the amount owed to the City of Yonkers was less than originally requested and the Finance Department advised the Corporation Counsel that \$65,000 would satisfy the City's expenses in this claim; and

WHEREAS, Monterrey has agreed to make one payment to the City of Yonkers in the amount of \$65,000 to settle this outstanding water bill; and

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
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RESOLUTION NO.119-2014 (CONTINUED)

NOW THEREFORE BE IT RESOLVED that, the settlement of this claim by the Corporation Counsel for the amount the City of Yonkers has determined is due for the unpaid water services owed for property located at 357 North Broadway, Section 2, Block 2148, Lot 200, owned by the Monterrey Condominium in the amount of SIXTY FIVE THOUSAND DOLLARS (\$65,000.00) is to be paid within 45 days of the signing of the Settlement Agreement, and upon receipt of such payment, the City shall deliver a Release to Monterrey and Anker for any and all claims arising out of the unpaid water bills for this time period.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute such agreement; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

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ANNOTATED AGENDA
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TUESDAY, NOVEMBER 25, 2014

RESOLUTION NO.120-2014

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

WHEREAS, the City of Yonkers and Local 456, International Brotherhood of Teamsters, AFL-CIO have recently agreed to changes in the collective bargaining agreement dated June 1, 2007 through December 31, 2008.

NOW, THEREFORE, BE IT RESOLVED, that the collective bargaining agreement in effect between the City of Yonkers and Local 456, International Brotherhood of Teamsters, AFL-CIO dated June 1, 2007 through and including December 31, 2008, shall be continued for the period of January 1, 2009 through and including December 31, 2018, except as modified by the terms of the attached Stipulation of Agreement, which is hereby approved.

THIS RESOLUTION WAS ADOPTED BY THE CITY COUNCIL AT A STATED MEETING HELD ON TUESDAY, NOVEMBER 25, 2014 BY A VOTE OF 7-0.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
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TUESDAY, NOVEMBER 25, 2014

RESOLUTION NO.121-2014

5. BY COUNCIL PRESIDENT MCLAUGHLIN, MAJORITY LEADER LARKIN, MINORITY LEADER SABATINO, COUNCILMEMBERS JOHNSON, PINEDA, SHEPHERD AND BREEN:

WHEREAS, a community is defined by many things including its people, its places and its resources; and

WHEREAS, the City of Yonkers has been blessed with tremendous people, beautiful places and plentiful resources; and

WHEREAS, among the most precious resources in the City of Yonkers are its parks and recreational facilities, where residents and non-residents alike spend their leisure time with family, friends and neighbors; and

WHEREAS, in addition to the many city-owned parks, the City of Yonkers is home to irreplaceable county owned park facilities, Tibbetts Brook Park and Sprain Ridge Park, both of which have provided county residents with recreational swimming activities; and

WHEREAS, in 2011, due to budget constraints, the County of Westchester closed the Sprain Ridge Pool for the season, citing necessary structural repairs; and

WHEREAS, the closure of the Sprain Ridge Pool in 2011 resulted in a negative quality of life disproportionately impacting the residents of Yonkers, including many families whose economic circumstances do not allow for alternatives to the county operated pools; and

WHEREAS, Sprain Ridge Pool has been the destination for many day camps operated in and around Yonkers and has provided a source of employment to many young adults in the City of Yonkers and the surrounding communities; and

WHEREAS, the City of Yonkers is home to nearly 196,000 of Westchester County's 949,113 residents – or 20% of the county-wide population; and

WHEREAS, the pool has been closed now for four summers.

ANNOTATED AGENDA
CITY COUNCIL OF THE CITY OF YONKERS
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RESOLUTION NO121-2014 (CONTINUED)

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Yonkers hereby calls upon the Westchester County Executive and the Westchester County Legislature to repair and reopen the Sprain Ridge Pool for the 2015 summer season.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

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ANNOTATED AGENDA
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COMMITTEE REPORTS

THIS MEETING WAS ADJOURNED AT 8:09PM IN THE MEMORY OF
CAROL MARTINELLI AND MARTY ROCHELLE