



**CITY COUNCIL AGENDA
COUNCIL CHAMBERS- 1ST FLOOR, CITY HALL
CITY OF NEW ROCHELLE
REGULAR LEGISLATIVE MEETING
TUESDAY, APRIL 15, 2025
6:15 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

**APPROVAL OF MINUTES: Regular Legislative Meeting, Tuesday, February 18, 2025;
Committee of the Whole Session, Tuesday, March 11, 2025**

**SUBMISSION OF MINUTES: Regular Legislative Meeting, Tuesday, March 18, 2025;
Committee of the Whole Session, Tuesday, April 8, 2025**

PRESENTATION

6:15 P.M. - DEVELOPMENT UPDATE

LEGISLATION IN VOTING ORDER

CONSENT AGENDA

2. PROPOSED AMENDMENT TO CODE OF THE CITY OF NEW ROCHELLE RE: UPDATE IN CITY'S PROCUREMENT POLICY - Ordinance amending Chapter 62, Procurement Policy, of the Code of the City of New Rochelle.
3. PROPOSED RESOLUTION AUTHORIZING AN AGREEMENT WITH VOLUNTEER NEW YORK: RE: VOLUNTEER AND NONPROFIT NETWORKING SERVICES - Resolution authorizing the City Manager to execute an agreement with Volunteer New York.
4. PROPOSED ACCEPTANCE OF NATIONAL NIGHT OUT GRANT AND PROPOSED AMENDMENT TO THE 2025 BUDGET - Ordinance accepting a grant in the amount of \$4,120 from the Westchester County Board of Legislators relative to the 2025 National Night Out, amending Ordinance No. 212 of 2024, The Budget of The City of New Rochelle for 2025, and appropriating funds therefor.

5. PROPOSED AMENDMENT TO THE CODE OF THE CITY OF NEW ROCHELLE RE: ADDITION OF CARBON MONOXIDE AND SMOKE DETECTORS IN LIVE ABOARD VESSELS - Ordinance amending Section 168-21, Live-Aboard Vessels, of Chapter 168, Harbor Management, of the Code of the City of New Rochelle.
6. PROPOSED AUTHORIZATION RE: COMMUNITY CHOICE AGGREGATION MEMORANDUM OF UNDERSTANDING - Resolution authorizing the City Manager to execute any and all documents relative to Sustainable Westchester's Community Choice Aggregation Program Westchester Power.

RESOLUTIONS

7. PROPOSED SETTLEMENT OF LAWSUIT - Resolution authorizing the settlement of the matter entitled Peter A. Korn and Marian B. Korn v. City of New Rochelle, Supreme Court, Westchester County Index No. 68601/2022, in the amount of \$75,000.

ORDINANCES

8. PROPOSED SETTLEMENT OF LAWSUIT - Ordinance amending Ordinance No. 212 of 2024, the Budget of the City of New Rochelle for 2025 and authorizing the settlement of the matter entitled Estate of Jarrel Garris, Raymond Fowler, and Janet Garris v. City of New Rochelle and Det. Steven Conn, Supreme Court, Westchester County Index No. 71208/2024, in the amount of \$250,000.
9. PROPOSED SETTLEMENT OF LAWSUIT - Ordinance amending Ordinance No. 212 of 2024, the Budget of the City of New Rochelle for 2025 and authorizing the settlement of the matter entitled Jovita Lopez v. City of New Rochelle and Ryan Lewkowicz, Supreme Court, Westchester County Index No. 67339/2023, in the amount of \$310,000.

PUBLIC HEARINGS: None.

PUBLIC HEARINGS HELD ON TUESDAY, APRIL 8, 2025 (FOR DECISION)

10. PROPOSED REALLOCATION OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS RE: VARIOUS IMPROVEMENTS - Resolution adopting the reprogramming of CDBG Funds and Amendments to the 2018-2024 Action Plans relative to various improvements. (Rev.)
11. PROPOSED AMENDMENT TO THE CHARTER OF THE CITY OF NEW ROCHELLE RE: ARTICLE XII, SECTION 127A, LIABILITY OF CITY IN CERTAIN ACTIONS - A Local Law, Intro. No. 1, to amend Section 127A, Liability of city in certain actions, of Article XII, General Financial Provisions, of the New Rochelle City Charter in relation to the requirement for prior written notice of an alleged defect. (Intro. 3/18/25; Public Hearing 4/8/25)

EXECUTIVE SESSION

ADJOURNMENT

City of New Rochelle
Development

MEMORANDUM

TO: Honorable Mayor and City Council
THRU: Wilfredo Melendez, City Manager
FROM: Adam Salgado, Commissioner of Development
DATE: April 15, 2025
SUBJECT: 6:15 P.M. - DEVELOPMENT UPDATE

DISCUSSION ITEM

City of New Rochelle
Finance Department

MEMORANDUM

TO: Honorable Mayor and City Council
THRU: Wilfredo Melendez, City Manager
FROM: Edward Ritter, Finance Commissioner
DATE: April 15, 2025
SUBJECT: PROPOSED AMENDMENT TO CODE OF THE CITY OF NEW ROCHELLE
RE: UPDATE IN CITY'S PROCUREMENT POLICY - Ordinance amending
Chapter 62, Procurement Policy, of the Code of the City of New Rochelle.

Situation:

The City has the ability to align with New York State's Executive Order 22 by revising its procurement policy to incorporate purchasing decisions that prioritize environmentally sustainable products and services. This addendum would demonstrate the City's commitment to supporting the State's environmental goals while maintaining compliancy with all other statutory regulations.

Recommendation:

Adding a new sub-section (D) to the City's Purchasing Policy under Chapter 62, Section 4, the City can incorporate sustainability into the City's operations under the approved specifications of the GreenNY Council. This allows for procurement specification to the maximum extent practical and where cost is reasonably competitive, up to a maximum of 15% compared to the lowest price, as defined in General Municipal Law § 104-a.

LEGISLATION

ORDINANCE AMENDING CHAPTER 62, PROCUREMENT POLICY, OF THE CODE OF THE CITY OF NEW ROCHELLE.

BE IT ORDAINED by the City of New Rochelle:

Section 1. Chapter 62, Procurement Policy, of the Code of the City of New Rochelle, is hereby amended as follows:

Chapter 62. Procurement Policy

§ 62-4 Exceptions.

Pursuant to General Municipal Law § 104-b2f, the procurement policy may anticipate circumstances when or types of procurements for which, in the sole discretion of the governing body, the solicitation of alternative proposals or quotations will not be in the best interest of the municipality. The determination that such circumstances exist shall, in each case, only be made by either the City Manager or by resolution of the City Council of the City of New Rochelle. In the following circumstances it may not be in the best interests of the City of New Rochelle to solicit quotations. Written documentation of such determination and approval must be maintained for each procurement:

- . Emergency purchases pursuant to § 103, Subdivision 4, of the General Municipal Law. Due to the nature of this exception, these goods or services must be purchased immediately, and a delay in order to seek alternate proposals may threaten the life, health, safety or welfare of the residents. This subsection does not preclude alternate proposals if time permits. Emergency procurements require approval of the City Manager or their designee through either the Department Head or City Manager or their designee, when circumstances allow.
- . Purchases of surplus and secondhand goods from any source. If alternate proposals are required, the City is precluded from purchasing surplus and secondhand goods at auctions or through specific advertised sources where the best prices are usually obtained. It is also difficult to try to compare prices of used goods, and a lower price may indicate an older product. Therefore, as set forth in this § 62-6, such purchases may be authorized.
- . Sole Source procurement may be entered into without a competitive process, based on written documentation that only one known source exists or that there are no other reasonable alternative sources that can fulfill the requirements and

where competition is not feasible.

- . To promote environmental sustainability, the City of New Rochelle may prioritize goods and services, whether by competitive bid or other type of procurement, that is the subject of a GreenNY procurement specification that has received final approval of the NYS GreenNY Council pursuant to Executive Order No. 22, the purchasing officer shall follow the GreenNY procurement specification to the maximum extent practical and where cost is reasonably competitive, up to a maximum of 15% compared to the lowest price, as defined in General Municipal Law § 104-a.

Matter underlined added

City of New Rochelle
Parks & Recreation

MEMORANDUM

TO: Honorable Mayor and City Council
THRU: Wilfredo Melendez, City Manager
FROM: Vincent Parise, Parks and Recreation Commissioner
DATE: April 15, 2025
SUBJECT: PROPOSED RESOLUTION AUTHORIZING AN AGREEMENT WITH
VOLUNTEER NEW YORK: RE: VOLUNTEER AND NONPROFIT
NETWORKING SERVICES - Resolution authorizing the City Manager to
execute an agreement with Volunteer New York.

BACKGROUND

Volunteer New York's core mission has been to inspire, mobilize, and equip individuals and groups to take positive action to address pressing challenges, support nonprofit's and strengthen the quality of life in our community.

Over the past number of years, Volunteer New York has been a key partner in many of the City of New Rochelle's projects and initiatives including, but not limited to, the annual City-Wide Parks Cleanup, the New Rochelle Thanksgiving Parade, and the New Rochelle Street Fair.

ISSUE

The most recent contract with Volunteer NY recently expired. Staff believes it is in the best interest of the City to continue our partnership with Volunteer NY for a one-year term, with an option to extend by mutual consent for a two additional one-year terms.

RECOMMENDATION

Staff recommends that the City Council adopt a resolution authorizing the City Manager to enter into an agreement with Volunteer New York, for an amount not-to-exceed \$23,000.00, to provide volunteer and nonprofit networking services.

FUNDING

Funding is available for this agreement in MUNIS Account 7020.46000.

LEGISLATION

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH VOLUNTEER NEW YORK.

WHEREAS, the core mission for Volunteer New York has been to inspire, mobilize, and equip individuals and groups to take positive action to address pressing challenges, support nonprofit's and strengthen the quality of life in our community; and

WHEREAS, over the past number of years, Volunteer New York has been a key partner in many of the City of New Rochelle's projects and initiatives including, but not limited to, the annual City-Wide Parks Cleanup, the New Rochelle Thanksgiving Parade, and the New Rochelle Street Fair; and now therefore

BE IT RESOLVED, that the New Rochelle City Council hereby authorizes the City Manager to enter into an agreement with Volunteer NY, for a one-year term, with an option to extend by mutual consent for a two additional one-year; and be it further

RESOLVED, that the total amount is not to exceed \$23,000 with funds available in Account No. 7020-46000.

City of New Rochelle
Police Department

MEMORANDUM

TO: Honorable Mayor and City Council

THRU: Wilfredo Melendez, City Manager

FROM: Robert Gazzola, Police Commissioner

DATE: April 15, 2025

SUBJECT: PROPOSED ACCEPTANCE OF NATIONAL NIGHT OUT GRANT AND PROPOSED AMENDMENT TO THE 2025 BUDGET - Ordinance accepting a grant in the amount of \$4,120 from the Westchester County Board of Legislators relative to the 2025 National Night Out, amending Ordinance No. 212 of 2024, The Budget of The City of New Rochelle for 2025, and appropriating funds therefor.

Background

National Night Out is a community-building campaign that promotes police-community partnerships and neighborhood camaraderie to make our neighborhoods a safe and more caring place to live. National Night Out enhances the relationship between New Rochelle residents and the New Rochelle Police Department while bringing back a true sense of community. Furthermore, it provides a great opportunity to bring police and community together in a very positive setting.

In previous years, The Westchester County Board of Legislators graciously provided funds to the New Rochelle Police Department (City of New Rochelle) to help with some of the expenses of this event, such as, food, beverages, snacks, coloring books, music, bouncy house, clowns, and face painting.

Recommendation

This year, we will once again be hosting the annual National Night Out event and the Westchester County Board of legislators will provide \$4,120 toward expenses. We respectfully recommend that the city council accept these funds from the Westchester County Board of Legislators for this community-building campaign, as has been done in the past.

Ordinance No. 212 of 2024, the budget of the City of New Rochelle for 2025, is hereby amended as follows:

Increase Revenue:

3120-2706-3021	County Aid	\$4,120
----------------	------------	---------

increase Appropriations:

3120-46000-3021 Contract Svc.. National Night Out \$4,120

Cc: Edward Ritter, Finance Commissioner
Dawn Warren, Corporation Counsel

LEGISLATION

ORDINANCE ACCEPTING A GRANT IN THE AMOUNT OF \$4,120 FROM THE WESTCHESTER COUNTY BOARD OF LEGISLATORS RELATIVE TO THE 2025 NATIONAL NIGHT OUT, AMENDING ORDINANCE NO. 212 OF 2024, THE BUDGET OF THE CITY OF NEW ROCHELLE FOR 2025, AND APPROPRIATING FUNDS THEREFOR.

WHEREAS, National Night Out is a community-building campaign that promotes police-community partnerships and neighborhood camaraderie to make neighborhoods a safe and more caring place to live; and

WHEREAS, this event enhances the relationship between New Rochelle residents and the New Rochelle Police Department while bringing back a true sense of community and providing opportunity to bring police and community together in a positive setting; and

WHEREAS, the Westchester County Board of Legislators has awarded \$4,120 to the New Rochelle Police Department to help make this event a success; now, therefore

BE IT ORDAINED, by the Council of the City of New Rochelle as follows:

Section 1. The City Council hereby accepts the grant from the Westchester County Board of Legislators in the amount of \$4,120 relative to the 2025 National Night Out event.

Section 3. Ordinance No. 212 of 2024, the budget of the City of New Rochelle for 2025, is hereby amended in order to provide for the acceptance and implementation of the \$4,120 grant, as follows:

Increase Revenue:

3120-2706-3021	County Aid	\$4,120
----------------	------------	---------

Increase Appropriations:

3120-46000-3021	Contractual Services	\$4,120
-----------------	----------------------	---------

Section 3. The City Manager is hereby authorized to execute such documentation as may be necessary and required to file and accept the \$4,120 grant.

City of New Rochelle
Fire Department

MEMORANDUM

TO: Honorable Mayor and City Council

THRU: Wilfredo Melendez, City Manager

FROM: Andrew Sandor, Fire Commissioner

DATE: April 15, 2025

SUBJECT: PROPOSED AMENDMENT TO THE CODE OF THE CITY OF NEW ROCHELLE RE: ADDITION OF CARBON MONOXIDE AND SMOKE DETECTORS IN LIVE ABOARD VESSELS - Ordinance amending Section 168-21, Live-Aboard Vessels, of Chapter 168, Harbor Management, of the Code of the City of New Rochelle.

BACKGROUND

The City of New Rochelle supports a wide range of public and private water-related uses, including, among other things, recreational and commercial boating, anchorage and mooring, marinas, yacht clubs and charter vessels. A harbor management plan is in place to manage the efficient use of the harbor; to ensure the safety of commercial and recreational navigation in the waters or waterways of the City of New Rochelle. The operation and mooring of vessels in New Rochelle and the safe and efficient use of space within the harbor are matters affecting the public interest and are subject to regulatory controls in Chapter 168, Harbor Management, of the Code of the City of New Rochelle.

The City of New Rochelle currently has seven (7) privately-owned marinas and one (1) municipally-owned marina within its harbor management area.

ISSUE

City staff has recently reviewed Chapter 168, Harbor Management, of the Code of the City of New Rochelle. As a result of this review, staff is suggesting the following two revisions to Chapter 168.

1. **Add Requirement for Carbon and Smoke Detection Systems on Live-Aboard Vessels:** National Fire Protection Association (NFPA) Code 302, Fire Protection Standard for Pleasure and Commercial Motor Craft, recommends that carbon monoxide and smoke detection systems be installed on all boats with an enclosed accommodation compartment, in each of those compartments, including in every sleeping area that is not open to a weather deck.
2. **Add Requirement that a vessel occupied as living quarters shall not be shrink-**

wrapped or covered in any way: Section 168-21, Live-Aboard Vessels, of the City Code, stating that a vessel may be occupied as living quarters provided that the vessel "is capable of leaving its slip or mooring and proceeding to the mid- (Long Island) Sound ship channel unassisted, at any time".

RECOMMENDATION

Staff recommends that City Council adopt the attached changes to Section 168-21, Live-Aboard Vessels, of Chapter 168, Harbor Management, of the Code of the City of New Rochelle.

LEGISLATION

ORDINANCE AMENDING SECTIONS 168-21, LIVE-ABROAD VESSELS, OF CHAPTER 168, HARBOR MANAGEMENT, OF THE CODE OF THE CITY OF NEW ROCHELLE.

BE IT ORDAINED by the City of New Rochelle:

Section 1. Section 168-21, Live-abroad vessels, of Chapter 168, Harbor Management, of the New Rochelle City Code, is hereby amended to read as follows:

§ 168-21. Live-aboard vessels.

- A. Except as hereinafter provided, no person shall live aboard any vessel or any floating or fixed structure over the water, nor shall any person or Marina owner or operator permit any vessel to be used as living quarters when moored or docked within the waters of the City of New Rochelle.
- B. During the period April 1 to November 30, a vessel may be occupied as living quarters, provided that:
 - 1) The vessel is of a type typically used for recreational boating and is suitable for general navigation on Long Island Sound under its own propulsion and is capable of leaving its slip or mooring and proceeding to the mid-Sound ship channel unassisted, at any time.
 - 2) The vessel shall be moored or docked in a marina that has access to the Sound for that vessel at all normal tidal levels the year round, excluding periods of hazardous conditions.
 - 3) The vessel is equipped with a marine toilet in operating condition, approved by the United States Coast Guard.
 - 4) All vessels with enclosed accommodation compartments are equipped with a working carbon monoxide and smoke detection system in each enclosed compartment including in every sleeping area that is not open to a weather deck.
 - 5) The vessel shall not be shrink-wrapped or covered in any way.
- C. During the period from December 1 to March 31, a vessel may be occupied as living quarters, provided that:
 - 1) The vessel is of a type typically used for recreational boating and is suitable for general navigation on Long Island Sound under its own propulsion and is capable

of leaving its slip or mooring and proceeding to the mid-Sound ship channel unassisted, at any time.

- 2) The vessel shall be moored or docked in a marina that has access to Long Island Sound for that boat at all normal tidal levels the year round, excluding periods of hazardous boating conditions.
- 3) The vessel is equipped with a marine sanitation device in operating condition, approved by the United States Coast Guard.
- 4) Such occupancy does not cause the number of vessels occupied as living quarters in any marina to exceed the percentage specified in Subsection F below.
- 5) A permit for such occupancy is issued for such vessel by the Harbormaster.
- 6) All vessels with enclosed accommodation compartments are equipped with a working carbon monoxide and smoke detection system in each enclosed compartment including in every sleeping area that is not open to a weather deck.
- 7) The vessel shall not be shrink-wrapped or covered in any way.

Matters underlined added.

City of New Rochelle

Development

MEMORANDUM

TO: Honorable Mayor and City Council

THRU: Wilfredo Melendez, City Manager

FROM: Adam Salgado, Commissioner of Development

DATE: April 15, 2025

SUBJECT: PROPOSED AUTHORIZATION RE: COMMUNITY CHOICE
AGGREGATION MEMORANDUM OF UNDERSTANDING - Resolution
authorizing the City Manager to execute any and all documents relative to
Sustainable Westchester's Community Choice Aggregation Program Westchester
Power.

Background:

On September 16, 2015, the Council of the City of New Rochelle adopted Ordinance No. 176-2015 which amended the Code of the City of New Rochelle to add Chapter 131, entitled “Community Choice Aggregation (Energy) Program. The aforementioned Ordinance enabled the City of New Rochelle to participate in a Community Choice Aggregation (Energy) Program.

The City of New Rochelle first joined the Westchester Power program in April of 2016 when the initial Electric Service Agreement (ESA) commenced. The City has remained in the Westchester Power program for four (4) additional Electric Service Agreements including the current agreement which will expire on November 30, 2025.

As of 2025, the Westchester Power program serves 26 municipalities across Westchester County providing renewable energy to approximately 140,000 households and small businesses.

Issue:

With the expiration of the current contract occurring on November 30, 2025, the City Council now has the option of participating in the next Electric Service Agreement.

Participation in this program requires the City to execute an Electric Service Agreement (ESA).

Prior to signing the ESA, Sustainable Westchester asks participating municipalities to:

-) Enter into a Memorandum of Understanding (MOU) to confirm their commitment; and,
-) Select New Rochelle’s default electricity supply, either 50% renewable or 100% renewable.

Recommendation:

Staff recommends that City Council adopt a resolution selecting New Rochelle's default electricity supply at either 50% renewable or 100% renewable, and authorizing the City Manager to execute any and all documents relative to Sustainable Westchester's Community Choice Aggregation program Westchester Power including the Memorandum of Understanding (MOU) and Electric Service Agreement (ESA).

LEGISLATION

RESOLUTION AUTHORIZING EXECUTION OF A MEMORANDUM OF UNDERSTANDING RELATED TO THE COMMUNITY CHOICE AGGREGATION PROGRAM

WHEREAS, the City of New Rochelle is a member of Sustainable Westchester and a participant in the Community Choice Aggregation Program (“CCA”); and

WHEREAS, the current Electric Service Agreement (ESA) for the Sustainable Westchester CCA program terminates on November 30, 2025; and

WHEREAS, the City of New Rochelle desires to continue to engage the services of Sustainable Westchester, Inc. as the Program Manager for CCA and administration of the program; and

WHEREAS, in connection with the CCA, Sustainable Westchester has provided the City of New Rochelle with information regarding the plan to secure a new ESA (2025 ESA); and

WHEREAS, a new Memorandum of Understanding (2025 MOU) with Sustainable Westchester will allow for the bid for electricity supply to be awarded to the lowest responsible bidder; and

WHEREAS, the purpose of the 2025 MOU is to: a) establish the City of New Rochelle’s participation in the CCA program to be managed by Sustainable Westchester, Inc. under the 2025 Electric Service Agreement (2025 ESA); b) to affirm that the City of New Rochelle and Sustainable Westchester, Inc. agree to adhere to the terms and conditions of the 2025 ESA in the event the 2025 ESA is executed; and c) to affirm that the City of New Rochelle and Sustainable Westchester, Inc. agree to execute the 2025 ESA subject to the conditions of review and approval outlined in the MOU; and

THEREFORE, BE IT RESOLVED that the City Council of New Rochelle does hereby authorize the City Manager to execute the 2025 MOU with Sustainable Westchester, Inc., selecting the [50% / 100%] Renewable Clean Power Product as the default, and the associated 2025 ESA subject to receiving a Compliant Offer, as defined in the MOU, as required to continue participating in the CCA program.

ATTACHMENTS:

1. Historical Rates for Westchester Power Includes 2024-2025 Contract
2. SARA R. KAYE, COUNCIL MEMBER - STATEMENT FOR THE RECORD - C.O.W.
4 8 25

Historical & Current Rates for Westchester Power							
Contract Begin	Contract End	100% Renewable		50% Renewable		Standard	
		Residential	Small Commercial	Residential	Small Commercial	Residential	Small Commercial
April 2016	December 31, 2018	\$.0768/kWh	\$.0965/kWh	N/A	N/A	\$.0738/kWh	\$.0961/kWh
January 01, 2019	December 31, 2020	\$.07959/kWh	\$.07959/kWh	N/A	N/A	\$.07709/kWh	\$.07709/kWh
January 01, 2021	June 30, 2022	\$.07405/kWh	\$.07100/kWh	N/A	N/A	\$.06749/kWh	\$.06445/kWh
November 01, 2022	October 31, 2024	\$.15449/kWh	\$.15449/kWh	N/A	N/A	\$.13685/kWh	\$.13685/kWh
November 01, 2024	November 30, 2025	\$.13298/kWh*	\$.13298/kWh*	\$.12178/kWh	\$.12178/kWh	N/A	N/A

*New Rochelle Default

From: Kaye, Sara
Sent: Tuesday, April 08, 2025 2:55 PM
To: Jones, Kim; Tarantino, Albert; Lopez-Hanratty, Martha; Peters, David; Osinloye, Shane; Stern, Matthew; Ramos Herbert, Yadira
Cc: Melendez, Wilfredo; Warren, Dawn; Sullivan, MaryLou
Subject: Disclosure

Dear City Clerk,

Please include the following written notice in the minutes of the April 8, 2025 Committee of the Whole meeting, as well as provide a copy to the City Council prior to any vote or discussion this evening.

As I've previously disclosed in my annual financial filings and at the Council table, I serve as an unpaid volunteer board member for Sustainable Westchester, a nonprofit organization. I do not have, and have never had, any financial interest in Sustainable Westchester or its contracts.

To ensure full transparency, I sought an advisory opinion from the Ethics Board. The Board advised that I publicly disclose my role, but I am not required to recuse myself from voting on matters relating to Sustainable Westchester.

In accordance with that guidance, I submit this disclosure for the record.

Sincerely,

Sara Kaye

Sara Kaye
 Council Member, District 5
 City of New Rochelle
 515 North Avenue
 New Rochelle, NY 10801
 (914) 262-8096
skaye@newrochelleny.com
www.newrochelleny.com



City of New Rochelle
Law

MEMORANDUM

TO: Honorable Mayor and City Council
THRU: Wilfredo Melendez, City Manager
FROM: Dawn Warren, Corporation Counsel
DATE: April 15, 2025
SUBJECT: PROPOSED SETTLEMENT OF LAWSUIT - Resolution authorizing the settlement of the matter entitled Peter A. Korn and Marian B. Korn v. City of New Rochelle, Supreme Court, Westchester County Index No. 68601/2022, in the amount of \$75,000.

Resolution authorizing the settlement of the matter entitled Peter A. Korn and Marian B. Korn v. City of New Rochelle, Supreme Court, Westchester County, Index No. 68601/2022, in the amount of \$75,000.

Account code 1710MS1-40400

LEGISLATION

RESOLUTION AUTHORIZING THE SETTLEMENT OF THE
MATTER ENTITLED PETER A. KORN & MARIAN B. KORN v.
CITY OF NEW ROCHELLE, SUPREME COURT, WESTCHESTER
COUNTY, INDEX NO. 68601/2022, IN THE AMOUNT OF \$75,000.

BE IT RESOLVED, by the Council of the City of New Rochelle, that this City Council hereby
authorizes the settlement of the matter Peter A. Korn and Marian B. Korn v. City of New
Rochelle, Supreme Court, Westchester County, Index No. 68601/2022, in the amount of
\$75,000.

City of New Rochelle
Law

MEMORANDUM

TO: Honorable Mayor and City Council

THRU: Wilfredo Melendez, City Manager

FROM: Dawn Warren, Corporation Counsel

DATE: April 15, 2025

SUBJECT: PROPOSED SETTLEMENT OF LAWSUIT - Ordinance amending Ordinance No. 212 of 2024, the Budget of the City of New Rochelle for 2025 and authorizing the settlement of the matter entitled Estate of Jarrel Garris, Raymond Fowler, and Janet Garris v. City of New Rochelle and Det. Steven Conn, Supreme Court, Westchester County Index No. 71208/2024, in the amount of \$250,000.

Request for Council authorization for the settlement of the matter entitled Estate of Jarrel Garris, Raymond Fowler, and Janet Garris v. City of New Rochelle and Det. Steven Conn, Supreme Court, Westchester County, Index No. 71208/2024, in the amount of \$250,000.

Account Code: 1710MS1-40400

Ordinance No. 212 of 2024, the budget of the City of New Rochelle for 2025, is hereby amended as follows:

Increase Appropriations:

1710MS1-40400	Claims; judgments; settlements	\$250,000
---------------	--------------------------------	-----------

Appropriate Fund Balance:

MS1-917	Unassigned Fund Balance	\$250,000
---------	-------------------------	-----------

LEGISLATION

ORDINANCE AMENDING ORDINANCE NO. 212 OF 2024, THE BUDGET OF THE CITY OF NEW ROCHELLE FOR 2025 AND AUTHORIZING THE SETTLEMENT OF THE MATTER ENTITLED ESTATE OF JARREL GARRIS, RAYMOND FOWLER AND JANET GARRIS v. CITY OF NEW ROCHELLE & DET. STEVEN CONN, SUPREME COURT, WESTCHESTER COUNTY, INDEX NO. 71208/2024, IN THE AMOUNT OF \$250,000.

BE IT ORDAINED, by the Council of the City of New Rochelle:

Section 1. That this City Council hereby authorizes the settlement of the matter entitled Estate of Jarrel Garris, Raymond Fowler, and Janet Garris v. City of New Rochelle and Det. Steven Conn, Supreme Court, Westchester County, Index No. 71208/2024, in the amount of \$250,000.

Section 2. Ordinance No. 212 of 2024, the budget of the City of New Rochelle for 2025, is hereby amended as follows:

Increase Appropriations:

1710MS1-40400	Claims; judgments; settlements	\$250,000
---------------	--------------------------------	-----------

Appropriate Fund Balance:

MS1-917	Unassigned Fund Balance	\$250,000
---------	-------------------------	-----------

City of New Rochelle
Law

MEMORANDUM

TO: Honorable Mayor and City Council

THRU: Wilfredo Melendez, City Manager

FROM: Dawn Warren, Corporation Counsel

DATE: April 15, 2025

SUBJECT: PROPOSED SETTLEMENT OF LAWSUIT - Ordinance amending Ordinance No. 212 of 2024, the Budget of the City of New Rochelle for 2025 and authorizing the settlement of the matter entitled Jovita Lopez v. City of New Rochelle and Ryan Lewkowicz, Supreme Court, Westchester County Index No. 67339/2023, in the amount of \$310,000.

Request for Council authorization for the settlement of the matter entitled Jovita Lopez v. City of New Rochelle and Ryan Lewkowicz, Supreme Court, Westchester County, Index No. 67339/2023, in the amount of \$310,000.

Account Code: 1710MS1-40400

Ordinance No. 212 of 2024, the budget of the City of New Rochelle for 2025, is hereby amended as follows:

Increase Appropriations:

1710MS1-40400	Claims; judgments; settlements	\$310,000
---------------	--------------------------------	-----------

Appropriate Fund Balance:

MS1-917	Unassigned Fund Balance	\$310,000
---------	-------------------------	-----------

LEGISLATION

ORDINANCE AMENDING ORDINANCE NO. 212 OF 2024, THE BUDGET OF THE CITY OF NEW ROCHELLE FOR 2025 AND AUTHORIZING THE SETTLEMENT OF THE MATTER ENTITLED JOVITA LOPEZ v. CITY OF NEW ROCHELLE & RYAN LEWKOWICZ, SUPREME COURT, WESTCHESTER COUNTY, INDEX NO. 67339/2023, IN THE AMOUNT OF \$310,000.

BE IT ORDAINED, by the Council of the City of New Rochelle:

Section 1. That this City Council hereby authorizes the settlement of the matter entitled Jovita Lopez v. City of New Rochelle and Ryan Lewkowicz, Supreme Court, Westchester County, Index No. 67339/2023, in the amount of \$310,000.

Section 2. Ordinance No. 212 of 2024, the budget of the City of New Rochelle for 2025, is hereby amended as follows:

Increase Appropriations:

1710MS1-40400	Claims; judgments; settlements	\$310,000
---------------	--------------------------------	-----------

Appropriate Fund Balance:

MS1-917	Unassigned Fund Balance	\$310,000
---------	-------------------------	-----------

City of New Rochelle
Development

MEMORANDUM

TO: Honorable Mayor and City Council

THRU: Wilfredo Melendez, City Manager

FROM: Adam Salgado, Commissioner of Development

DATE: April 15, 2025

SUBJECT: PROPOSED REALLOCATION OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS RE: VARIOUS IMPROVEMENTS - Resolution adopting the reprogramming of CDBG Funds and Amendments to the 2018-2024 Action Plans relative to various improvements. (Rev.)

Background:

To enhance public safety, accessibility, and infrastructure throughout New Rochelle, the Department of Development proposes reallocating unused Community Development Block Grant (CDBG) funds from prior program years. This reallocation would provide additional funding for key projects, including sidewalk and ADA improvements, accessibility enhancements at Lincoln Park, and covering a funding shortfall for the redesign of the Transit Center.

The proposed reallocation will make \$535,408.23 available for sidewalk and ADA improvements, supplementing the \$150,000 already allocated in the 2025 budget. Additionally, \$114,759.63 will be redirected for ADA improvements at Lincoln Park, and another \$101,301.58 will address a funding shortfall in the Transit Center budget line to cover previously authorized contract costs.

Issue:

To move forward with these reallocated funds, the City must amend its CDBG Annual Action Plans and budgets for program years 2018-2024. Federal regulations require a Substantial Amendment to these plans, which necessitates the following:

- Amendments to the 2018-2024 CDBG Annual Action Plans.
- Amendments to the 2018-2024 CDBG Budgets.
- A Public Hearing scheduled for April 8, 2025.
- A 30-day Public Comment Period from March 12, 2025, to April 10, 2025.

Appropriations for prior year CDBG funds will be modified as follows:

ORG	OBJECT	PROJECT	ACCT DESCRIPTION	CHANGE
CD20	20000	23160	ADA PATHWAYS	\$377.22
CD21	20000	23160	ADA PATHWAYS	\$114,382.41
CD18	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$43,480.91
CD18	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$8.00
CD19	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$87,068.55
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$102,533.04
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$9,963.54
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$8,366.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,963.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,080.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3,365.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,943.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,817.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,517.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,041.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$1,257.53
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$729.80
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$677.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$667.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$545.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$422.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$201.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$169.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$125.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$65.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$48.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$46.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$16.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$12.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$0.22
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$23,847.00
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$20,172.65
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$9,039.71
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$7,597.63
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3,187.14
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,281.74
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$1,205.29
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$956.00
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$560.00
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$471.76
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$459.65
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$200.00
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$193.88
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$157.92
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$148.04
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$145.41

CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$29.44
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$6.00
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$0.10
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$22,360.55
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$13,777.45
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$6,430.49
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$5,050.37
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$5,000.00
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$5,000.00
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,593.65
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,482.75
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,456.96
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,430.09
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,380.00
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,380.00
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3,802.02
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3,383.11
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$1,564.90
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$1,041.10
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$812.00
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$585.03
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$515.09
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$243.32
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$0.15
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$15,473.75
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$9,474.32
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,900.48
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3,801.90
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,000.00
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,000.00
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$600.48
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$532.59
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$392.47
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$64.18
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$50.73
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$36.35
CD24	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$50,000.00
CD22	20000	8028	TRANSIT CENTER REDESIGN	\$101,301.58
CD22	23000	5160	D'ONOFRIO PARK IMPROVEMENTS	(\$101,301.58)
CD21	20180	2085	TRAFFIC IMPROVEMENTS - DOWNTOWN	(\$20,172.65)
CD18	21000	7120	FIRE STATION GENERATOR	(\$43,480.91)
CD19	21000	7120	FIRE STATION GENERATOR	(\$87,068.55)
CD20	21000	7120	FIRE STATION GENERATOR	(\$9,963.54)
CD20	20180	2078	TRAFFIC IMPROVEMENTS - SPLASHPAD	(\$102,533.04)
CD21	20180	2078	TRAFFIC IMPROVEMENTS - SPLASHPAD	(\$23,847.00)
CD20	41000	6006	OFFICE SUPPLIES AND EXPENSE	(\$46.00)
CD20	45100	6006	INDIRECT COST	(\$2,817.00)
CD20	43100	6006	TELEPHONE EXPENSE	(\$2,943.00)
CD21	41000	6006	OFFICE SUPPLIES AND EXPENSE	(\$148.04)

CD21	41200	6006	POSTAGE AND FREIGHT	(\$200.00)
CD21	48500	6006	TRAINING AND DEVELOPMENT	(\$560.00)
CD21	45500	6006	PRINTING AND ADVERTISING	(\$956.00)
CD21	46000	6006	CONTRACTED SERVICES	(\$2,281.74)
CD21	43100	6006	TELEPHONE EXPENSE	(\$3,187.14)
CD21	45100	6006	INDIRECT COST	(\$7,597.63)
CD22	41000	6006	OFFICE SUPPLIES AND EXPENSE	(\$515.09)
CD22	41200	6006	POSTAGE AND FREIGHT	(\$585.03)
CD22	45100	6006	INDIRECT COSTS	(\$4,430.09)
CD22	43100	6006	TELEPHONE EXPENSE	(\$4,456.96)
CD23	48500	6006	TRAINING AND DEVELOPMENT	(\$50.73)
CD23	41000	6006	OFFICE SUPPLIES AND EXPENSE	(\$532.59)
CD23	41200	6006	POSTAGE AND FREIGHT	(\$600.48)
CD23	43100	6006	TELEPHONE EXPENSE	(\$4,900.48)
CD23	46000	6006	CONTRACTED SERVICES	(\$9,474.32)
CD23	45100	6006	INDIRECT COSTS	(\$15,473.75)
CD18	81000	6006	NYSLRS - ADMIN	(\$8.00)
CD20	88200	6006	VISION COVERAGE	(\$3.00)
CD20	82500	2122	MCTM TAX - LINCOLN PARK	(\$12.00)
CD20	11500	2122	SALARIES - FT OTHER LINCOLN PARK	(\$16.00)
CD20	83500	2122	MEDICARE - LINCOLN PARK	(\$48.00)
CD20	88000	2122	DENTAL ALLOWANCE - LINCOLN PARK	(\$65.00)
CD20	82500	6006	MCTM TAX	(\$125.00)
CD20	85000	2122	WORKERS COMP CHGBK - LINCOLN PARK	(\$169.00)
CD20	83000	2122	SOCIAL SECURITY - LINCOLN PARK	(\$201.00)
CD20	81000	2122	NYSLRS - LINCOLN PARK	(\$422.00)
CD20	83500	6006	MEDICARE	(\$545.00)
CD20	88000	6006	DENTAL ALLOWANCE	(\$667.00)
CD20	84000	2122	HEALTH INSURANCE - LINCOLN PARK	(\$677.00)
CD20	85000	6006	WORKERS COMP CHGBK	(\$2,041.00)
CD20	83000	6006	SOCIAL SECURITY	(\$2,517.00)
CD20	11000	2122	SALARIES - FULL TIME LINCOLN PARK	(\$3,365.00)
CD20	84000	6006	HEALTH INSURANCE	(\$4,080.00)
CD20	81000	6006	NYSLRS - ADMIN	(\$4,963.00)
CD20	11500	6006	SALARIES F/T OTHER	(\$8,366.00)
CD21	88200	6006	VISION COVERAGE	(\$6.00)
CD21	82500	6006	MCMT TAX	(\$29.44)
CD21	81000	6006	NYSLRS	(\$145.41)
CD21	83500	6006	MEDICARE	(\$157.92)
CD21	88000	6006	DENTAL ALLOWANCE	(\$193.88)
CD21	11500	6006	SALARIES F/T OTHER	(\$459.65)
CD21	83000	6006	SOCIAL SECURITY	(\$471.76)
CD21	84000	6006	HEALTH INSURANCE	(\$1,205.29)
CD21	11000	6006	SALARIES - FULL TIME	(\$9,039.71)
CD22	82500	6006	MCTM TAX	(\$243.32)
CD22	83500	6006	MEDICARE	(\$1,041.10)
CD22	88000	6006	DENTAL ALLOWANCE	(\$1,564.90)
CD22	85000	6006	WORKERS COMP CHGBK	(\$3,383.11)
CD22	81000	6006	RETIREMENT PLAN	(\$3,802.02)

CD22	83000	6006	SOCIAL SECURITY	(\$4,593.65)
CD22	11000	2250	SALARIES - FULL TIME SEACORD PAK	(\$5,000.00)
CD22	11000	5160	SALARIES - FULL TIME D'ONOFRIO PARK	(\$5,000.00)
CD22	11000	6006	SALARIES - FULL TIME	(\$13,777.45)
CD22	84000	6006	HEALTH INSURANCE	(\$22,360.55)
CD20	41700	8008	CULTURAL PROGRAM EXPENSE	(\$0.22)
CD20	41700	8013	CULTURAL PROGRAM EXPENSE	(\$3.00)
CD20	41700	8007	CULTURAL PROGRAM EXPENSE	(\$729.80)
CD20	41700		CULTURAL PROGRAM EXPENSE	(\$1,257.53)
CD21	41700	8037	CULTURAL PROGRAM EXPENSE	(\$0.10)
CD22	41700	8012	CULTURAL PROGRAM EXPENSE	(\$0.15)
CD22	41700	8011	CULTURAL PROGRAM EXPENSE	(\$812.00)
CD22	41700	5162	CULTURAL PROGRAM EXPENSE	(\$4,380.00)
CD22	41700	8004	CULTURAL PROGRAM EXPENSE	(\$4,380.00)
CD22	41700	8001	CULTURAL PROGRAM EXPENSE	(\$5,050.37)
CD22	41700	8007	CULTURAL PROGRAM EXPENSE	(\$6,430.49)
CD23	41700	8012	CULTURAL PROGRAM EXPENSE	(\$36.35)
CD23	41700	8011	CULTURAL PROGRAM EXPENSE	(\$64.18)
CD23	41700	8037	CULTURAL PROGRAM EXPENSE	(\$392.47)
CD23	41700	23142	CULTURAL PROGRAM EXPENSE	(\$2,000.00)
CD23	41700	8002	CULTURAL PROGRAM EXPENSE	(\$2,000.00)
CD23	41700	8007	CULTURAL PROGRAM EXPENSE	(\$3,801.90)
CD22	23000	2250	SEACORD PARK IMPROVEMENTS	(\$4,482.75)
CD20	23000	2122	LINCOLN PARK IMPROVEMENTS	(\$377.22)
CD21	23000	2122	LINCOLN PARK IMPROVEMENTS	(\$114,382.41)
CD24	20000	24103	GREEN INFR- OPEN SP ECHO AVENUE	(\$50,000.00)

Recommendation:

Staff recommends the approval of the proposed reallocation of CDBG funds to support sidewalk improvements, accessibility enhancements at Lincoln Park, and Transit Center design work. To implement these changes, City Council is requested to take the following actions:

1. Adopt a resolution directing a public hearing on April 8, 2025, during the Committee of the Whole (COW) meeting regarding the amendments to the 2018-2024 CDBG Annual Action Plans and Budgets.
2. Adopt a resolution at the April 15, 2025, Regular Legislative Meeting (RLM) to:
 - a. Authorize submission of the amended 2018-2024 CDBG Annual Action Plans to HUD.
 - b. Approve the amended 2018-2024 CDBG budgets.

This strategic reallocation ensures that available resources are directed toward impactful community improvements, prioritizing public safety, accessibility, and economic development. We look forward to the Council's support in advancing these essential projects.

LEGISLATION

RESOLUTION ADOPTING THE REPROGRAM OF CDBG FUNDS AND AMENDMENTS TO THE 2018 - 2024 ACTION PLANS RELATIVE TO VARIOUS IMPROVEMENTS. (Rev.)

WHEREAS, the Department of Development proposes reallocating unused Community Development Block Grant (CDBG) funds from prior program years to enhance public safety, accessibility, and infrastructure throughout New Rochelle; and

WHEREAS, this reallocation would provide additional funding for key projects, including sidewalk and ADA improvements, accessibility enhancements at Lincoln Park, and covering a funding shortfall for the redesign of the Transit Center; and

WHEREAS, the appropriations for prior year CDBG funds will be modified as follows:

ORG	OBJECT	PROJECT	ACCT DESCRIPTION	CHANGE
CD20	20000	23160	ADA PATHWAYS	\$377.22
CD21	20000	23160	ADA PATHWAYS	\$114,382.41
CD18	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$43,480.91
CD18	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$8.00
CD19	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$87,068.55
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$102,533.04
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$9,963.54
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$8,366.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,963.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,080.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3,365.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,943.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,817.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,517.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,041.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$1,257.53
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$729.80
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$677.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$667.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$545.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$422.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$201.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$169.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$125.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$65.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$48.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$46.00

CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$16.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$12.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3.00
CD20	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$0.22
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$23,847.00
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$20,172.65
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$9,039.71
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$7,597.63
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3,187.14
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,281.74
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$1,205.29
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$956.00
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$560.00
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$471.76
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$459.65
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$200.00
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$193.88
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$157.92
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$148.04
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$145.41
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$29.44
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$6.00
CD21	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$0.10
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$22,360.55
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$13,777.45
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$6,430.49
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$5,050.37
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$5,000.00
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$5,000.00
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,593.65
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,482.75
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,456.96
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,430.09
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,380.00
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,380.00
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3,802.02
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3,383.11
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$1,564.90
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$1,041.10
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$812.00
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$585.03
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$515.09
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$243.32
CD22	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$0.15
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$15,473.75
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$9,474.32
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$4,900.48
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$3,801.90

CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,000.00
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$2,000.00
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$600.48
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$532.59
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$392.47
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$64.18
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$50.73
CD23	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$36.35
CD24	20000	23131	SIDEWALK & ROADWAY IMPROVE	\$50,000.00
CD22	20000	8028	TRANSIT CENTER REDESIGN	\$101,301.58
CD22	23000	5160	D'ONOFRIO PARK IMPROVEMENTS	(\$101,301.58)
CD21	20180	2085	TRAFFIC IMPROVEMENTS - DOWNTOWN	(\$20,172.65)
CD18	21000	7120	FIRE STATION GENERATOR	(\$43,480.91)
CD19	21000	7120	FIRE STATION GENERATOR	(\$87,068.55)
CD20	21000	7120	FIRE STATION GENERATOR	(\$9,963.54)
CD20	20180	2078	TRAFFIC IMPROVEMENTS - SPLASHPAD	(\$102,533.04)
CD21	20180	2078	TRAFFIC IMPROVEMENTS - SPLASHPAD	(\$23,847.00)
CD20	41000	6006	OFFICE SUPPLIES AND EXPENSE	(\$46.00)
CD20	45100	6006	INDIRECT COST	(\$2,817.00)
CD20	43100	6006	TELEPHONE EXPENSE	(\$2,943.00)
CD21	41000	6006	OFFICE SUPPLIES AND EXPENSE	(\$148.04)
CD21	41200	6006	POSTAGE AND FREIGHT	(\$200.00)
CD21	48500	6006	TRAINING AND DEVELOPMENT	(\$560.00)
CD21	45500	6006	PRINTING AND ADVERTISING	(\$956.00)
CD21	46000	6006	CONTRACTED SERVICES	(\$2,281.74)
CD21	43100	6006	TELEPHONE EXPENSE	(\$3,187.14)
CD21	45100	6006	INDIRECT COST	(\$7,597.63)
CD22	41000	6006	OFFICE SUPPLIES AND EXPENSE	(\$515.09)
CD22	41200	6006	POSTAGE AND FREIGHT	(\$585.03)
CD22	45100	6006	INDIRECT COSTS	(\$4,430.09)
CD22	43100	6006	TELEPHONE EXPENSE	(\$4,456.96)
CD23	48500	6006	TRAINING AND DEVELOPMENT	(\$50.73)
CD23	41000	6006	OFFICE SUPPLIES AND EXPENSE	(\$532.59)
CD23	41200	6006	POSTAGE AND FREIGHT	(\$600.48)
CD23	43100	6006	TELEPHONE EXPENSE	(\$4,900.48)
CD23	46000	6006	CONTRACTED SERVICES	(\$9,474.32)
CD23	45100	6006	INDIRECT COSTS	(\$15,473.75)
CD18	81000	6006	NYSLRS - ADMIN	(\$8.00)
CD20	88200	6006	VISION COVERAGE	(\$3.00)
CD20	82500	2122	MCTM TAX - LINCOLN PARK	(\$12.00)
CD20	11500	2122	SALARIES - FT OTHER LINCOLN PARK	(\$16.00)
CD20	83500	2122	MEDICARE - LINCOLN PARK	(\$48.00)
CD20	88000	2122	DENTAL ALLOWANCE - LINCOLN PARK	(\$65.00)
CD20	82500	6006	MCTM TAX	(\$125.00)
CD20	85000	2122	WORKERS COMP CHGBK - LINCOLN PARK	(\$169.00)
CD20	83000	2122	SOCIAL SECURITY - LINCOLN PARK	(\$201.00)
CD20	81000	2122	NYSLRS - LINCOLN PARK	(\$422.00)
CD20	83500	6006	MEDICARE	(\$545.00)
CD20	88000	6006	DENTAL ALLOWANCE	(\$667.00)

CD20	84000	2122	HEALTH INSURANCE - LINCOLN PARK	(\$677.00)
CD20	85000	6006	WORKERS COMP CHGBK	(\$2,041.00)
CD20	83000	6006	SOCIAL SECURITY	(\$2,517.00)
CD20	11000	2122	SALARIES - FULL TIME LINCOLN PARK	(\$3,365.00)
CD20	84000	6006	HEALTH INSURANCE	(\$4,080.00)
CD20	81000	6006	NYSLRS - ADMIN	(\$4,963.00)
CD20	11500	6006	SALARIES F/T OTHER	(\$8,366.00)
CD21	88200	6006	VISION COVERAGE	(\$6.00)
CD21	82500	6006	MCMT TAX	(\$29.44)
CD21	81000	6006	NYSLRS	(\$145.41)
CD21	83500	6006	MEDICARE	(\$157.92)
CD21	88000	6006	DENTAL ALLOWANCE	(\$193.88)
CD21	11500	6006	SALARIES F/T OTHER	(\$459.65)
CD21	83000	6006	SOCIAL SECURITY	(\$471.76)
CD21	84000	6006	HEALTH INSURANCE	(\$1,205.29)
CD21	11000	6006	SALARIES - FULL TIME	(\$9,039.71)
CD22	82500	6006	MCTM TAX	(\$243.32)
CD22	83500	6006	MEDICARE	(\$1,041.10)
CD22	88000	6006	DENTAL ALLOWANCE	(\$1,564.90)
CD22	85000	6006	WORKERS COMP CHGBK	(\$3,383.11)
CD22	81000	6006	RETIREMENT PLAN	(\$3,802.02)
CD22	83000	6006	SOCIAL SECURITY	(\$4,593.65)
CD22	11000	2250	SALARIES - FULL TIME SEACORD PAK	(\$5,000.00)
CD22	11000	5160	SALARIES - FULL TIME D'ONOFRIO PARK	(\$5,000.00)
CD22	11000	6006	SALARIES - FULL TIME	(\$13,777.45)
CD22	84000	6006	HEALTH INSURANCE	(\$22,360.55)
CD20	41700	8008	CULTURAL PROGRAM EXPENSE	(\$0.22)
CD20	41700	8013	CULTURAL PROGRAM EXPENSE	(\$3.00)
CD20	41700	8007	CULTURAL PROGRAM EXPENSE	(\$729.80)
CD20	41700		CULTURAL PROGRAM EXPENSE	(\$1,257.53)
CD21	41700	8037	CULTURAL PROGRAM EXPENSE	(\$0.10)
CD22	41700	8012	CULTURAL PROGRAM EXPENSE	(\$0.15)
CD22	41700	8011	CULTURAL PROGRAM EXPENSE	(\$812.00)
CD22	41700	5162	CULTURAL PROGRAM EXPENSE	(\$4,380.00)
CD22	41700	8004	CULTURAL PROGRAM EXPENSE	(\$4,380.00)
CD22	41700	8001	CULTURAL PROGRAM EXPENSE	(\$5,050.37)
CD22	41700	8007	CULTURAL PROGRAM EXPENSE	(\$6,430.49)
CD23	41700	8012	CULTURAL PROGRAM EXPENSE	(\$36.35)
CD23	41700	8011	CULTURAL PROGRAM EXPENSE	(\$64.18)
CD23	41700	8037	CULTURAL PROGRAM EXPENSE	(\$392.47)
CD23	41700	23142	CULTURAL PROGRAM EXPENSE	(\$2,000.00)
CD23	41700	8002	CULTURAL PROGRAM EXPENSE	(\$2,000.00)
CD23	41700	8007	CULTURAL PROGRAM EXPENSE	(\$3,801.90)
CD22	23000	2250	SEACORD PARK IMPROVEMENTS	(\$4,482.75)
CD20	23000	2122	LINCOLN PARK IMPROVEMENTS	(\$377.22)
CD21	23000	2122	LINCOLN PARK IMPROVEMENTS	(\$114,382.41)
CD24	20000	24103	GREEN INFR- OPEN SP ECHO AVENUE	(\$50,000.00)

and now, therefore

BE IT RESOLVED by the Council of the City of New Rochelle that after the public hearing held on April 8, 2025, at 7 p.m., this City Council hereby adopts the budget amendments to the 2018 - 2024 Action Plans.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute and submit such documentation as may be necessary and required to the U.S. Department of Housing and Urban Development.

City of New Rochelle

Law

MEMORANDUM

TO: Honorable Mayor and City Council

THRU: Wilfredo Melendez, City Manager

FROM: Dawn Warren, Corporation Counsel

DATE: April 15, 2025

SUBJECT: PROPOSED AMENDMENT TO THE CHARTER OF THE CITY OF NEW ROCHELLE RE: ARTICLE XII, SECTION 127A, LIABILITY OF CITY IN CERTAIN ACTIONS - A Local Law, Intro. No. 1, to amend Section 127A, Liability of city in certain actions, of Article XII, General Financial Provisions, of the New Rochelle City Charter in relation to the requirement for prior written notice of an alleged defect. (Intro. 3/18/25; Public Hearing 4/8/25)

The City has a “prior written notice” statute, codified in Article XII, Section 127A, of the City Charter, which provides that civil claims for injuries sustained as a result of certain defects allegedly created by the City can only be brought against the City if the Commissioner of Public Works actually received notice of the particular defect that allegedly caused the injury *in writing* prior to the occurrence of the injury. Prior written notice statutes ensure that municipalities will not be held responsible for injuries caused by defects about which they are not aware, and are allowed in recognition of the fact that municipalities cannot be cognizant of every crack or defect within their borders.

However, in a recent New York Court of Appeals decision, *Calabrese v. City of Albany*, the Court interpreted a prior written notice statute similar to the City of New Rochelle’s and greatly expanded the definition of prior written notice to include, effectively, any electronic communication sent to a statutory designee.

This proposed local law will return, to the City’s prior written notice statute, the requirement that notice be given actually in writing, on paper, to the statutory designee, in keeping with the intent of the statute as it was originally enacted. The amendment also allows the City to change the statutory designee for all prior written notices from the Commissioner of Public Works to the City Clerk, ensuring centralized record-keeping.

LEGISLATION

LOCAL LAW, INTRO. NO. 1

LOCAL LAW, INTRO. NO. 1, AMENDING SECTION 127A, LIABILITY OF CITY IN CERTAIN ACTIONS, OF ARTICLE XII, GENERAL FINANCIAL PROVISIONS, OF THE NEW ROCHELLE CITY CHARTER, IN RELATION TO THE REQUIREMENT FOR PRIOR WRITTEN NOTICE AN ALLEGED DEFECT.

BE IT ENACTED, by the City Council of the City of New Rochelle, as follows:

Section 1. Section 127A, Liability of city in certain actions, of Article XII, General Financial Provisions of the New Rochelle City Charter, is hereby amended to read as follows:

No civil action shall be maintained against the city for damages or injuries to person or property sustained in consequence of any street, highway, [trees,] bridge, culvert, [sanitary sewer or storm drains,] sidewalk or crosswalk [any other public place] being defective, out of repair, unsafe, dangerous or obstructed, or in consequence of the existence of snow or ice thereon, unless written notice thereof, specifying the particular place, had actually been given to the City Clerk [Commissioner of Public Works] prior to the happening of the event causing such damage or injury to person or property, and there was a failure or neglect by the city to repair or remove the defect, danger or obstruction or to cause the snow or ice to be removed or the specified place to be made reasonably safe within a reasonable time after the receipt of notice relating to it. Such written notice must describe, in reasonable detail, the location and nature of the referenced condition(s), shall be manually subscribed, and shall be delivered to the City Clerk by hand, first class, or certified mail.

Notice of a defect submitted via email, the city's website, any service, website, or application the city uses to allow the public to submit reports or service requests to the city, comments on a social media page maintained by the city, or any other electronic means does not satisfy the process and procedure for submitting written notices of defect required by this section.

Section 2. This local law shall take effect upon final passage, public hearing, and filing with the Secretary of State.

Matter [bracketed] deleted.

Matter underlined added.