



VILLAGE OF PELHAM BOARD OF TRUSTEES
REGULAR MEETING
TUESDAY, JANUARY 24, 2023, 8:00 PM
VILLAGE HALL - 195 SPARKS AVENUE, PELHAM, NY 10803

Join by Zoom Video:

<https://zoom.us/j/98917409392?pwd=U09KN2MxTnJHWEU2Nm9ndWxQSEgwZz09>

Join by Telephone: (929) 205-6099

Meeting ID: 989 1740 9392

Passcode: 030699

AGENDA ITEMS

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Village Trustees' Reports
5. Village Administrator's Report
6. Mayor's Report
7. Public Comments

Non-Recurring Items	
8.	Mayor's Commendations for Excellence in Civic Service: Jeff Watkins, Jessica Solomon, Gabrielle Sasson and Climate Smart Communities Task Force
9.	Resolution Appointing Council on the Arts Members
10.	Resolution Appointing Sustainability Advisory Board Members
11.	Public Hearing on Local Law No. 1 of 2023 to Override the Real Property Tax Levy Limit Established in General Municipal Law § 3-c
12.	Resolution Adopting Local Law No. 1 of 2023 to Override the Real Property Tax Levy Limit Established in General Municipal Law § 3-c
13.	Resolution Authorizing the Promotion of a Laborer to Motor Equipment Operator (MEO) in the Village of Pelham Department of Public Works
14.	Resolution Granting an Extension of Site Plan Approval for 201 Fifth Avenue (Pelham Green LLC)
15.	Resolution Authorizing Participation in Fire Department Consolidation Study
16.	Other Business
Recurring Items	
17.	Authorizing Accounts Payable
18.	Authorizing Minutes of: January 10, 2023, Work Session, Regular Meeting and Executive Session
19.	Adjournment

Next Regularly Scheduled BOT Meetings:

Tuesday, February 14, 2023
Tuesday, February 28, 2023

Item # 1 - Meeting Called to Order:

Item # 2 - Pledge of Allegiance:

Item # 3 - Roll Call:

Attendee Name	Present	Absent	Late
Mayor Mullen	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Deputy Mayor Carpenter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Village Trustee Hill-Ries	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Village Trustee Eldahry	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Village Trustee McGreal	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Village Trustee Otondi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Village Trustee Solomon	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Village Administrator Scelza	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Asst. to the Village Administrator Zia	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Item # 4 - Village Trustees' Report:

Village Trustee Hill-Ries

Village Trustee Kamal Eldahry

Village Trustee McGreal

Village Trustee Otondi

Village Trustee Solomon

Deputy Mayor Carpenter

Item # 5 - Village Administrator's Report:

Item # 6 - Mayor's Report

Item # 7 - Public Comments

Non-Recurring Items

Item # 8 – Mayor’s Commendations for Excellence in Civic Service: Jeff Watkins, Jessica Solomon, Gabrielle Sasson and Climate Smart Communities Task Force

Item # 9 – Resolution Appointing Council on the Arts Members

Whereas, via resolution dated October 27, 2020, the Village Board of Trustees adopted Local Law No. 4 of 2020 creating a Council on the Arts. The purpose of the Council on the Arts is to encourage the direct commission of artwork for municipally supported projects, engage the individual and collective imagination of artists who create artwork for public consumption, support research and original scholarship, preserve and provide access to cultural and educational resources and drive interest in the Village’s downtown.

Now, therefore, be it resolved, that the Board of Trustees of the Village of Pelham hereby confirms the Mayor’s appointment of the following individuals to the Council on the Arts:

Name	Length of Term	Term Expires
Karen Pursel	2 Year Term	December 2, 2024
Emlyn Taveras	2 Year Term	December 2, 2024
Paula Cardona	2 Year Term	December 2, 2024

Vote Record - Item # 9 - Resolution Appointing Council on the Arts Members						
Village of Pelham Board of Trustees Regular Meeting			Tuesday, January 24, 2023			
			Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Approved	Mayor Mullen		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Approved as Amended	Deputy Mayor Carpenter		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Village Trustee Hill-Ries		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Village Trustee Eldahry		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Discussed	Village Trustee McGreal		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Otondi		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Solomon		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Item # 10 – Resolution Appointing Sustainability Advisory Board Members

Whereas, via resolution dated March 27, 2018, the Village Board of Trustees adopted Local Law No. 3 of 2018 creating a Sustainability Advisory Board. The purpose of the Sustainability Advisory Board is to prioritize goals, develop programs, and recommend policy, legislation, and code amendments that encourage and contribute to the environmental, social and economic sustainability of the Village.

Now, therefore, be it resolved, that the Board of Trustees of the Village of Pelham hereby confirms the Mayor’s appointment of the following individuals to the Sustainability Advisory Board:

<u>Name</u>	<u>Length of Term</u>	<u>Term Expires</u>
Yenna Chen	2 Year Term	December 2, 2024
Heather Eliezer	2 Year Term	December 2, 2024
Tai Montanarella	2 Year Term	December 2, 2024
Thomas White	2 Year Term	December 2, 2024

Vote Record - Item # 10 - Resolution Appointing Sustainability Advisory Board Members						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, January 24, 2023		
			Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Approved	Mayor Mullen		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Approved as Amended	Deputy Mayor Carpenter		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Village Trustee Hill-Ries		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Village Trustee Eldahry		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Discussed	Village Trustee McGreal		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Otondi		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Solomon		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Item # 11 – Public Hearing on Local Law No. 1 of 2023 to Override the Real Property Tax Levy Limit Established in General Municipal Law § 3-c

VILLAGE OF PELHAM
NOTICE OF PUBLIC HEARING

Scheduling a Public Hearing for Local Law # 1-2023 to override the real property tax levy limit established in General Municipal Law §3-c

The Board of Trustees of the Village of Pelham hereby schedules a public hearing to be held at 8:00 p.m. on Tuesday, January 24, 2023, on a proposed Local Law that would amend the Code of the Village of Pelham, as follows. This meeting will be held virtually on Zoom and members of the public wishing to present comments may do so online during the public comment phase of the hearing by accessing the meeting at:

Join by Video:

<https://zoom.us/j/98917409392?pwd=U09KN2MxTnJHWEU2Nm9ndWxQSEgwZz09>

Join by Telephone: (929) 205-6099

Meeting ID: 989 1740 9392

Passcode: 030699

A copy of the proposed Local Law is on file in the offices of the Village Clerk and may be viewed during normal business hours of 9:00 a.m. to 4:30 p.m., or an electronic copy may be obtained from the Village's website www.pelhamgov.com.

By Order of the Mayor and Village Board of Trustees
Sarah LoPuzzo, Village Clerk
Publication Date: January 16, 2023

Item # 12 - Resolution Adopting Local Law No. 1 of 2023 to Override the Real Property Tax Levy Limit Established in General Municipal Law § 3-c

Whereas, the Board of Trustees of the Village of Pelham has proposed a local law to override the limit on the amount of real property taxes that may be levied by the Village of Pelham pursuant to General Municipal Law § 3-c, and to allow the Village of Pelham to adopt a budget for the fiscal year commencing June 1, 2023, that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c; and

Whereas, the Board of Trustees of the Village of Pelham has determined that the adoption of the local law is a Type II Action and are therefore not subject to the requirements of the State Environmental Quality Review Act (“SEQRA”) and;

Whereas, a notice of public hearing was duly advertised in the Journal News, the official newspaper of the Village of Pelham; and

Whereas, said public hearing was held on January 24, 2023 at or about 8:00 p.m. virtually via Zoom and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said to proposed local law or any part thereof.

Now, therefore, be it resolved, as follows:

1. The Board of Trustees hereby adopts Local Law No. 1 of 2023 of the Village of Pelham to adopt a budget for the fiscal year commencing June 1, 2023, that requires a real property tax levy in excess of the tax levy limit as define in General Municipal Law § 3-c;
2. The Board of Trustees directs the Village Clerk to prepare said Law for filing with the Secretary of State.

Vote Record - Item # 12 - Resolution Adopting Local Law No. 1 of 2023 to Override the Real Property Tax Levy Limit Established in General Municipal Law § 3-c						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, January 24, 2023		
			Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Approved	Mayor Mullen		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Approved as Amended	Deputy Mayor Carpenter		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Village Trustee Hill-Ries		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Village Trustee Eldahry		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Discussed	Village Trustee McGreal		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Otondi		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Solomon		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Item # 13 – Resolution Authorizing the Promotion of a Laborer to Motor Equipment Operator (MEO) in the Village of Pelham Department of Public Works

Be it resolved, that the Board of Trustees of the Village of Pelham hereby confirms the Mayor’s promotion of Theodore Assatly of Pelham Manor, NY to the position of Motor Equipment Operator in the Village of Pelham Department of Public Works at an annual starting salary of \$78,857.00, effective Monday, January 30, 2023, subject to a six-month (6) probationary period and the requirements of Westchester County Civil Service; and

Be it further resolved, that the Village Administrator is authorized to take the necessary and appropriate actions to affect this promotional appointment.

Vote Record – Item # 13 – Resolution Authorizing the Promotion of a Laborer to Motor Equipment Operator (MEO) in the Village of Pelham Department of Public Works						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, January 24, 2023		
			Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Approved	Mayor Mullen		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Approved as Amended	Deputy Mayor Carpenter		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Village Trustee Hill-Ries		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Village Trustee Eldahry		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Discussed	Village Trustee McGreal		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Otondi		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Solomon		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Item # 14 – Resolution Granting an Extension of Site Plan Approval for 201 Fifth Avenue (Pelham Green LLC)

Whereas, on September 27, 2022, the Village Board of Trustees granted Site Plan Approval to Pelham Green LLC (“the Applicant”) for a proposed project at 201 Fifth Avenue (“the Property”); and

Whereas, said Site Plan approval is set to expire if the Applicant fails to obtain a building permit within 120 days of the approval resolution, unless the Village Board of Trustees extends, by resolution, the time within which to do so; and

Whereas, the Village Board of Trustees is authorized, pursuant to § 79-7 of the Pelham Village Code, to extend the validity of the Site Plan Approval by not more than two consecutive 120-day periods from the date of the original approval; and

Whereas, on January 12, 2023, the Village Administrator received a request from the Applicant for its first 120-day extension of the time in which they must obtain a building permit.

Now, therefore, be it resolved, that the Board of Trustees of the Village of Pelham hereby grants a 120-day extension of the Site Plan Approval, such that the applicant must now obtain a building permit by no later than May 25, 2023.

Vote Record – Item # 14 – Resolution Granting an Extension of Site Plan Approval for 201 Fifth Avenue (Pelham Green LLC)						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, January 24, 2023		
			Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Approved	Mayor Mullen		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Approved as Amended	Deputy Mayor Carpenter		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Village Trustee Hill-Ries		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Village Trustee Eldahry		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Discussed	Village Trustee McGreal		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Otondi		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Solomon		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Item # 15 – Resolution Authorizing Participation in Fire Department Consolidation Study

Whereas, Village staff recently attended a meeting organized by Westchester County’s Commissioner of Emergency Services to discuss an update to the 2009 Fire Department Consolidation Study; and

Whereas, the meeting included municipal managers/administrators, Fire Chiefs and union representatives of the Sound Shore communities of Pelham Manor, Pelham, New Rochelle and Larchmont, which would be the focus areas of the study; and

Whereas, the proposed scope of the study is to determine if consolidation of the Sound Shore departments would allow for the delivery of emergency services in a more financially prudent manner, meeting the minimum standards of National Fire Protection Association 1710 for the delivery of fire suppression and EMS by sharing existing resources and improving conditions for the firefighters and communities they serve; and

Whereas, Westchester County has agreed to fund the full cost of the study provided they receive formal support from all of the communities to be included in the study; and

Whereas, participation in the study does not commit the Village to make any changes based on the findings of the study.

Now, therefore, be it resolved, that the Board of Trustees of the Village of Pelham supports the intent of the study and hereby formally requests to be included in the study; and

Be it further resolved, that the Village Board of Trustees appreciates the on-going efforts of Westchester County Officials to review opportunities to share and improve services with the goal of reducing the financial burden on our residents.

Vote Record – Item # 15 – Resolution Authorizing Participation in Fire Department Consolidation Study						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, January 24, 2023		
			Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Approved	Mayor Mullen		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Approved as Amended	Deputy Mayor Carpenter		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Village Trustee Hill-Ries		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Village Trustee Eldahry		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Discussed	Village Trustee McGreal		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Otondi		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Solomon		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Item # 16 – Other Business

Recurring Items

Item # 17 - Authorizing Accounts Payable

Trustee Lisa Hill-Ries is auditing the Accounts Payable.

Whereas, pursuant to § 5-524 of the New York State Village Law, the Board of Trustees shall audit all claims against the Village.

Now, therefore, be it resolved, that the Board of Trustees of the Village of Pelham after audit of the following vouchers, authorizes payment for services rendered and materials received, for the following items that have been submitted to the Treasurer's Office for payment and authorized by the Village Administrator and Deputy Village Treasurer:

<u>Fund Name:</u>	<u>Amount</u>
General Fund (A)	\$445,261.52
Capital Projects Fund (H)	\$1,018,186.86
Trust & Agency (T)	\$ 7,470.00
Grand Total	\$1,470,918.38

Be it further resolved, that the Village Board of Trustees hereby approves payment of the above-mentioned claims and authorizes payment thereof.

Vote Record - Item # 17 - Resolution Authorizing the Accounts Payable						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, January 24, 2023		
			Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Approved	Mayor Mullen		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Approved as Amended	Deputy Mayor Carpenter		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Village Trustee Hill-Ries		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Village Trustee Eldahry		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Discussed	Village Trustee McGreal		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Otondi		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Solomon		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Item # 18 - Authorizing Minutes of: January 10, 2023, Work Session, Regular Meeting, and Executive Session

Vote Record - Item # 18 – January 10, 2023, Work Session, Regular Meeting, and Executive Session						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, January 24, 2023		
			Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Approved	Mayor Mullen		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Approved as Amended	Deputy Mayor Carpenter		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Village Trustee Hill-Ries		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Village Trustee Eldahry		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Discussed	Village Trustee McGreal		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Otondi		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Village Trustee Solomon		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Item # 19 - Adjournment