



VILLAGE OF PELHAM BOARD OF TRUSTEES  
**REGULAR MEETING**  
TUESDAY, SEPTEMBER 26, 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

<b>Non-Recurring Items</b>	
8.	Public Hearing on Local Law No. 3 of 2023 to Amend Chapter 90 of the Pelham Village Code Article I, Section 90-1, and Create Chapter 90, Article IV, Section 90-20.1 and Chapter 90, Article X, Section 90-61 Concerning Electric Vehicle Parking Spaces
9.	Resolution Adopting Local Law No. 3 of 2023 Regarding the Placement of Electric Vehicle Charging Stations in Municipal Parking Lot 07 and Rules Regulating Electric Vehicle Parking Spaces
10.	Resolution Authorizing Village-Wide Fee Schedule Modification as it Relates to Electric Vehicle Charging Rates and Occupancy Fee for Electric Vehicle Parking Spaces
11.	Resolution Authorizing the Appointment of a School Crossing Guard (Part-Time)
12.	Resolution Authorizing an Inter-Municipal Agreement Between the City of New Rochelle and the Village of Pelham for the Disposal of Organic Waste
13.	Resolution Authorizing the Completion of Probation and Amendment to Employment Agreement for Police Lieutenant
14.	Other Business
<b>Recurring Items</b>	
15.	Authorizing Budget Amendments and Transfers for Fiscal Year 2023-24
16.	Authorizing Accounts Payable
17.	Authorizing Minutes of: September 12, 2023 Work Session, Regular Meeting & Executive Session
18.	Adjournment

Next Regularly Scheduled BOT Meetings:

**Tuesday, October 10, 2023**

**Tuesday, October 24, 2023**

**Item # 1 - Meeting Called to Order:**

**Item # 2 - Pledge of Allegiance:**

**Item # 3 - Roll Call:**

<b>Attendee Name</b>	<b>Present</b>	<b>Absent</b>	<b>Late</b>
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"/>

**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 – Public Hearing on Local Law No. 3 of 2023 to Amend Chapter 90 of the Pelham Village Code Article I, Section 90-1, and Create Chapter 90, Article IV, Section 90-20.1 and Chapter 90, Article X, Section 90-61 Concerning Electric Vehicle Parking Spaces**

**VILLAGE OF PELHAM  
NOTICE OF PUBLIC HEARING**

Scheduling a Public Hearing for Local Law No. 3 of 2023 to Amend Chapter 90, Article IV of the Pelham Village Code Entitled "Parking, Standing and Stopping" to govern Electric Vehicle Parking Spaces in the Village

The Board of Trustees of the Village of Pelham hereby schedules a public hearing to be held at 8:00 p.m. on Tuesday, September 26, 2023, on a proposed Local Law that would amend the Code of the Village of Pelham, to set forth rules governing the use of electric vehicle parking spaces in the Village. This meeting will be held virtually on Zoom and in Village Hall located at 195 Sparks Avenue 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:

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Join by Video:

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

Join by Telephone: (929) 205-6099

Meeting ID: 989 1740 9392

Passcode: 030699

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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 by clicking [here](#).

By Order of the Mayor and Village Board of Trustees

Sarah LoPuzzo, Village Clerk

Publication Date: September 13, 2023

**Item # 9 – Resolution Adopting Local Law No. 3 of 2023 Regarding the Placement of Electric Vehicle Charging Stations in Municipal Parking Lot 07 and Rules Regulating Electric Vehicle Parking Spaces**

**Whereas**, the Village of Pelham installed one dual port electric vehicle charging station in Municipal Parking Lot 07; and

**Whereas**, the Board of Trustees of the Village of Pelham has proposed a local law setting forth the rules governing use of the two parking spaces in Municipal Parking Lot 07; 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 September 26, 2023, at or about 8:00 p.m. virtually via Zoom and in Village Hall 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. 3 of 2023 of the Village of Pelham regarding the placement of electrical charging stations in Municipal Parking Lot 07 and rules regulating electric vehicle parking spaces;
2. The Board of Trustees directs the Village Clerk to prepare said Law for filing with the Secretary of State.

<b>Vote Record - Item # 9 – Resolution Adopting Local Law No. 3 of 2023 Regarding the Placement of Electric Vehicle Charging Stations in Municipal Parking Lot 07 and Rules Regulating Electric Vehicle Parking Spaces</b>						
<b>Village of Pelham Board of Trustees Regular Meeting</b>				<b>Tuesday, September 26, 2023</b>		
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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 Authorizing Village-Wide Fee Schedule Modification as it Relates to Electric Vehicle Charging Rates and Occupancy Fee for Electric Vehicle Parking Spaces**

**Be it resolved,** that the Board of Trustees of the Village of Pelham hereby amends the Village-Wide Fee Schedule to add Electric Vehicle Charging Rates and Occupancy Fee for Electric Vehicle Parking Spaces as follows:

*Electric Vehicle Charging Rates: \$.45 per kWh*

*Occupancy Fee: \$5 per hour, levied 15 minutes after vehicle is fully charged*

<b>Vote Record - Item # 10 – Resolution Authorizing Village-Wide Fee Schedule Modification as it Relates to Electric Vehicle Charging Rates and Occupancy Fee for Electric Vehicle Parking Spaces</b>						
<b>Village of Pelham Board of Trustees Regular Meeting</b>				<b>Tuesday, September 26, 2023</b>		
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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 – Resolution Authorizing the Appointment of a School Crossing Guard (Part-Time)**

**Whereas**, Jacqueline Tolbert, by letter dated August 21, 2023, and effective August 28, 2023, submitted her letter of resignation as School Crossing Guard for the Village of Pelham.

**Now, therefore, be it resolved**, that the Board of Trustees of the Village of Pelham hereby confirms the appointment by the Mayor of Ralph DeStasio of New Rochelle, NY to the position of School Crossing Guard (Part-Time) Job Class Code 0141-02, effective Monday, September 18, 2023, with a one-year (1 Year) probationary period, at an annual salary of \$10,909.00 subject to 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 appointment.

<b>Vote Record - Item # 11 – Resolution Authorizing the Appointment of a School Crossing Guard (Part-Time)</b>						
<b>Village of Pelham Board of Trustees Regular Meeting</b>				<b>Tuesday, September 26, 2023</b>		
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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 # 12 - Resolution Authorizing an Inter-Municipal Agreement Between the City of New Rochelle and the Village of Pelham for the Disposal of Organic Waste**

**Whereas**, historically, the Village of Pelham has been a party to an Agreement with the City of New Rochelle providing for the disposal of organic waste and fall leaves; and

**Whereas**, the City of New Rochelle Organic Waste Transfer Station has been under construction and temporarily closed since the Spring of 2021; and

**Whereas**, pursuant to an Inter-Municipal Agreement (the "IMA") with Westchester County, the City of New Rochelle operates an Organic Waste Transfer Station (the "Transfer Station") at 85 Beechwood Avenue, New Rochelle, NY, whereby the City collects organic yard waste which is then hauled by the County to private composting facilities; and

**Whereas**, the Village of Pelham and the City of New Rochelle, are members of the Westchester County Refuse Disposal District #1 (the "District") for the operation of municipal organic waste recycling programs; and

**Whereas**, pursuant to the above said IMA, the City of New Rochelle is authorized by the County to negotiate with any other municipality within the District to permit such municipality to utilize said Transfer Station; and

**Whereas**, the Village of Pelham has requested that the City of New Rochelle allow it to use the Transfer Station, which is acceptable to the City of New Rochelle in accordance with the terms herein and subject to the terms of the IMA; and

**Whereas**, this agreement shall be effective October 15, 2023, and terminate October 1, 2026; and

**Whereas**, New York State General Municipal Law, Article 5-G, authorizes the Village and City the ability to enter into an Inter-Municipal Agreement to jointly establish and operate such programs.

**Now, therefore, be it resolved**, that the Board of Trustees of the Village of Pelham hereby authorizes the Village Administrator to execute the attached Inter-Municipal Agreement between the Village of Pelham and the City of New Rochelle for the disposal of organic waste for the period of October 15, 2023 through October 1, 2026.

<b>Vote Record - Item # 12 – Resolution Authorizing an Inter-Municipal Agreement Between the City of New Rochelle and the Village of Pelham for the Disposal of Organic Waste</b>						
<b>Village of Pelham Board of Trustees Regular Meeting</b>			<b>Tuesday, September 26, 2023</b>			
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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 Completion of Probation and Amendment to Employment Agreement for Police Lieutenant**

**Be it resolved,** that the Board of Trustees of the Village of Pelham hereby authorize the acknowledgment of the successful completion of probation for Michael Sheehy as Police Lieutenant, which is approved based on the positive evaluation and recommendation of the Police Chief; and

**Be it further resolved,** Police Lieutenant Michael Sheehy’s salary shall increase to \$165,000.00, effective Monday, September 25, 2023; and

**Be it further resolved,** the Village Administrator is authorized to amend Article II, Section 2.11 of his Employment Agreement to read as follows: *"The Employee shall be paid an annual longevity payment in the first payroll period of August each year as follows: August 2024, \$5,000.00; August 2025, \$6,000.00. Longevity payments are not to exceed \$6,000.00."*

<b>Vote Record - Item # 13 – Resolution Authorizing the Completion of Probation and Amendment to Employment Agreement for Police Lieutenant</b>						
<b>Village of Pelham Board of Trustees Regular Meeting</b>				<b>Tuesday, September 26, 2023</b>		
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input type="checkbox"/> Approved	Mayor Mullen		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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	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 – Other Business**

**Recurring Items**

**Item # 15 - Authorizing Budget Amendments and Transfers for Fiscal Year 2023-24**

**Whereas**, pursuant to the provisions of § 5-520 of the New York State Village Law, the Village Board of Trustees, by resolution, may increase existing appropriations by transferring funds from the unexpended balance of another appropriation, from the contingent account, from available cash surplus or unanticipated revenues within a fund, or by borrowing; and

**Whereas**, in all cases, there are sufficient unexpended balances in other appropriation accounts, excess revenues or fund balances available to cover the amendments and transfers.

**Now, therefore, be it resolved**, that pursuant to New York State Village Law § 5-520, the Board of Trustees of the Village of Pelham hereby authorizes and directs the Village Administrator/ Treasurer to modify the 2023-24 Budget by making the following budget amendments and transfers (items attached hereto and made part hereof).

<b>Vote Record - Item # 15 – Authorizing Budget Amendments and Transfers for Fiscal Year 2023-24</b>						
<b>Village of Pelham Board of Trustees Regular Meeting</b>			<b>Tuesday, September 26, 2023</b>			
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input type="checkbox"/> Approved	Mayor Mullen		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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	Village Trustee Solomon		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Item # 16 - Authorizing Accounts Payable**

*Trustee McGreal 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)	\$101,244.47
Capital Projects Fund (H)	\$101,582.60
Trust & Agency (T)	\$ 4,675.00
<b>Grand Total</b>	<b>\$ 207,502.07</b>

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

<b>Vote Record - Item # 16 - Resolution Authorizing the Accounts Payable</b>						
<b>Village of Pelham Board of Trustees Regular Meeting</b>				<b>Tuesday, September 26, 2023</b>		
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input type="checkbox"/> Approved	Mayor Mullen		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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	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 # 17 - Authorizing Minutes of: September 12, 2023 Work Session, Regular Meeting and Executive Session**

<b>Vote Record - Item # 17 – Authorizing the Minutes of September 12, 2023 Work Session, Regular Meeting and Executive Session</b>						
<b>Village of Pelham Board of Trustees Regular Meeting</b>				<b>Tuesday, September 26, 2023</b>		
			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<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"/>
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	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 - Adjournment**