



VILLAGE OF PELHAM BOARD OF TRUSTEES
REGULAR MEETING
TUESDAY, NOVEMBER 28, 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.	Resolution Authorizing the Village-Wide Bagging of Short-Term 2 & 3 – Hour Limit Parking Meters for Holiday Shopping Starting on Monday, December 11 th through Tuesday, January 2 nd
9.	Resolution Authorizing the Execution of a Grant Disbursement Agreement with the Dormitory Authority of the State of New York (DASNY) Regarding Project ID: # 25913 for Storm and Emergency Equipment for the Village of Pelham Fire Department
10.	Resolution Authorizing Tax Certiorari Settlement and Payment for Pelham Apartments, LLC. (331 Fifth Avenue)
11.	Resolution Authorizing an Agreement with Weston and Sampson, PE, LS, LA, Architects PC for an Abbreviated Feasibility Study of the Village of Pelham Department of Public Works Facility
12.	Resolution Granting an Extension of Site Plan Approval for 48 First Street
13.	Resolution Calling for a Public Hearing on Local Law No. 5 of 2023 Amending Chapter 75 of the Code of the Village of Pelham Regarding an Amendment to Chapter 75-6 of the Code of the Village of Pelham to Extend the Dates which Sidewalk Cafes can Operate in the Village
14.	Other Business
Recurring Items	
15.	Authorizing Accounts Payable
16.	Authorizing Minutes of:
17.	Adjournment

Next Regularly Scheduled BOT Meetings:

Tuesday, December 12, 2023 (Note: Organizational Meeting)

Tuesday, January 9, 2024

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"/>

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 – Resolution Authorizing the Village-Wide Bagging of Short-Term 2 & 3 – Hour Limit Parking Meters for Holiday Shopping Starting on Monday, December 11th through Tuesday, January 2nd

Be it resolved, that the Board of Trustees of the Village of Pelham hereby authorize the Department of Public Works and Police Department to coordinate and implement the Village-wide bagging of on-street, short term, two & three-hour limit parking meters in the Downtown during the holidays, for holiday shopping from Monday, December 11th through Tuesday, January 2nd. Vehicles may park free-of-charge at short-term two- or three-hour limit parking meters for a maximum of two or three hours.

Vote Record - Item # 8 – Resolution Authorizing the Village-Wide Bagging of Short-Term 2 & 3 – Hour Limit Parking Meters for Holiday Shopping Starting on Monday, December 11th through Tuesday, January 2nd						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, November 28, 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 # 9 – Resolution Authorizing the Execution of a Grant Disbursement Agreement with the Dormitory Authority of the State of New York (DASNY) Regarding Project ID: # 25913 for Storm and Emergency Equipment for the Village of Pelham Fire Department

Whereas, the Village of Pelham (“Village”) has been selected to receive a State and Municipalities Program grant in the amount of \$118,000.00 for storm and emergency equipment for the Village of Pelham Fire Department; and

Whereas, the Village has fulfilled all of the criteria necessary to receive the grant and is required to execute a Grant Disbursement Agreement with the Dormitory Authority of the State of New York for the aforementioned equipment purchases.

Now, therefore, be it resolved, that the Board of Trustees of the Village of Pelham hereby authorizes the Village Administrator to execute the attached Grant Disbursement Agreement with the Dormitory Authority of the State of New York regarding Project ID: # 25913.

Vote Record - Item # 9 – Resolution Authorizing the Execution of a Grant Disbursement Agreement with the Dormitory Authority of the State of New York (DASNY) Regarding Project ID: # 25913 for Storm and Emergency Equipment for the Village of Pelham Fire Department						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, November 28, 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 Authorizing Tax Certiorari Settlement and Payment for Pelham Apartments, LLC. (331 Fifth Avenue)

Be it resolved, that the Board of Trustees of the Village of Pelham hereby authorize the Court Ordered settlement and payment for a refund of Village taxes and reduction in assessment to Pelham Apartments, LLC, pursuant to the Court Order and Judgement for the property at the following address for the following amounts:

<u>Address:</u>	<u>Tax Lot ID #:</u>	<u>Assessment Years:</u>	<u>Amount:</u>
331 Fifth Avenue	163.28-2-27	2016	\$697.04
		2017	\$741.35
		2018	\$702.56
		2019	\$741.23
		2020	\$871.75
		2021	\$784.40
		2022	\$795.33
Total Refund:			\$5,333.67

Be it further resolved, that the Village Administrator/Treasurer and Town Assessor are authorized to take the necessary and appropriate actions to affect this Court Order and refund these Village taxes.

Vote Record - Item # 10 – Resolution Authorizing Tax Certiorari Settlement and Payment for Pelham Apartments, LLC. (331 Fifth Avenue)						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, November 28, 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 – Resolution Authorizing an Agreement with Weston and Sampson, PE, LS, LA, Architects PC for an Abbreviated Feasibility Study of the Village of Pelham Department of Public Works Facility

Be it resolved, that the Board of Trustees of the Village of Pelham hereby authorizes the Village Administrator to execute the attached Scope of Services and Fee Proposal dated November 20, 2023, from Weston and Sampson, PE, LS, LA, Architects PC, for an abbreviated feasibility study of the Village of Pelham Department of Public Works facility in amount not to exceed \$16,000.00.

Vote Record - Item # 11 – Resolution Authorizing an Agreement with Weston and Sampson, PE, LS, LA, Architects PC for an Abbreviated Feasibility Study of the Village of Pelham Department of Public Works Facility						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, November 28, 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 # 12 – Resolution Granting an Extension of Site Plan Approval for 48 First Street

Whereas, on April 11, 2023, the Village of Pelham Board of Trustees granted Site Plan Approval to 48 Pelham Property LLC (the “Applicant”) for a proposed Transit Oriented Development project at 48 First Street (the “Property”); and

Whereas, said Site Plan approval was set to expire on August 9, 2023, if the Applicant failed to obtain a Building Permit within 120 days of the approval resolution, unless the Village Board of Trustees extended, 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 July 17, 2023, the Village Board of Trustees received a request from the Applicant for its first 120-day extension of the time in which they must obtain a Building Permit, and on August 8, 2023, the Village Board of Trustees granted such request; and

Whereas, on November 22, 2023, the Village Board of Trustees received a request from the Applicant for its second 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 second 120-day extension of the Site Plan Approval, such that the Applicant must now obtain a building permit by no later than April 5, 2024.

Vote Record - Item # 12 – Resolution Granting an Extension of Site Plan Approval for 48 First Street						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, November 28, 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 Calling for a Public Hearing on Local Law No. 5 of 2023 Amending Chapter 75 of the Code of the Village of Pelham Regarding an Amendment to Chapter 75-6 of the Code of the Village of Pelham to Extend the Dates which Sidewalk Cafes can Operate in the Village

Whereas, the Board of Trustees of the Village of Pelham has proposed a local law amending Chapter 75-6 of the Code of the Village of Pelham to extend the dates which Sidewalk Cafes can operate in the Village; 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 New York State Environmental Quality Review Act (SEQRA).

Now, therefore, be it resolved, that the Board of Trustees of the Village of Pelham hereby calls for a Public Hearing on Tuesday, December 12, 2023, at 8:00 p.m. or soon thereafter on a proposed local law to extend the dates which Sidewalk Cafes can operate in the Village. This meeting will be held at Village Hall, 195 Sparks Avenue, Pelham, New York; and

Be it further resolved, that those members of the public who want to attend/participate in the public hearing remotely, access will be available via the Zoom platform:

Please click this URL to join the public hearing remotely:

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

Join by Telephone: (929) 205-6099

Meeting ID: 989 1740 9392

Passcode: 030699

Vote Record - Item # 13 – Resolution Calling for a Public Hearing on Local Law No. 5 of 2023 Amending Chapter 75 of the Code of the Village of Pelham Regarding an Amendment to Chapter 75-6 of the Code of the Village of Pelham to Extend the Dates which Sidewalk Cafes can Operate in the Village						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, November 28, 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 – Other Business

Recurring Items

Item # 15 - Authorizing Accounts Payable

Deputy Mayor Carpenter 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)	\$282,525.33
Capital Projects Fund (H)	\$ 1,843.13
Trust & Agency (T)	\$ 0.00
Private Purpose Trust Fund (TE)	\$ 0.00
Grand Total	\$284,368.46

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 # 15 - Resolution Authorizing the Accounts Payable						
Village of Pelham Board of Trustees Regular Meeting				Tuesday, November 28, 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 - Authorizing Minutes of:

Vote Record - Item # 16 –		Tuesday, November 28, 2023				
Village of Pelham Board of Trustees Regular Meeting		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 # 17 - Adjournment