



## **Meeting Agenda**

**Tuesday, March 11, 2025**

**7:00 PM**

**City Hall – City Council Chambers 4th Floor**

### **City Council of Yonkers Stated Meeting**

**PRESENT:                   PRESIDENT OF THE COUNCIL  
LAKISHA COLLINS-BELLAMY**

**DISTRICT:**

**4                   MAJORITY LEADER JOHN RUBBO  
1                   MAJORITY WHIP DEANA R. ROBINSON  
5                   MINORITY LEADER MICHAEL B. BREEN**

**COUNCIL MEMBERS:**

**DISTRICT:**

**2                   CORAZON PINEDA-ISAAC  
3                   TASHA DIAZ  
6                   ANTHONY MERANTE**

Roll Call

Recitation of the Pledge of Allegiance to the Flag followed by a minute of silence to invoke God's guidance and Blessing upon our deliberations.

Minutes of the stated meeting held on February 25, 2025 approved on motion of Majority Leader Rubbo.

COMMUNICATIONS FROM CITY OFFICIALS

COMMUNICATIONS - GENERAL

COMMITTEE OF THE WHOLE

INDEX

1. A GENERAL ORDINANCE AMENDING CHAPTER 43 OF THE CODE OF THE CITY OF YONKERS KNOWN AS THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF YONKERS TO ADD A NEW "PLANNED FILM & EDUCATIONAL DEVELOPMENT USE" AS A SPECIAL USE PERMIT TO THE MG DISTRICT AS DESCRIBED AND DEFINED IN SECTION 43-74 THEREOF
2. RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL NO. S432 AND ASSEMBLY BILL NO. A5329, AN ACT TO AMEND THE LOCAL FINANCE LAW, IN RELATION TO THE MORTGAGE RECORDING TAX OF THE CITY OF YONKERS
3. RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL S433 AND ASSEMBLY BILL A5298 IN RELATION TO BONDS AND NOTES.
4. RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL NO. S434 AND ASSEMBLY BILL NO. A5323, AN ACT TO AMEND THE LOCAL FINANCE LAW, IN RELATION TO THE SALES TAX OF THE CITY OF YONKERS.
5. RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL S436 AND ASSEMBLY BILL A5319, IN RELATION TO INCOME TAX OF THE CITY OF YONKERS
6. RESOLUTION APPROVING AN AGREEMENT BETWEEN THE YONKERS BOARD OF EDUCATION/YONKERS PUBLIC SCHOOLS AND THE CIVIL SERVICE EMPLOYEES ASSOCIATION INC., YONKERS NON -TEACHING UNIT 9169, LOCAL 1000
7. SETTLEMENT - CHRISTIAN JIMENEZ AND DAVID SANTOS VS COY - \$30,000.00
8. SETTLEMENT - JULIO SUAREZ VS COY - \$ 75,000.00

COMMITTEE REPORTS



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## GENERAL ORDINANCE

BY COUNCIL PRESIDENT COLLINS-BELLAMY, MAJORITY LEADER RUBBO,  
MAJORITY WHIP ROBINSON, MINORITY LEADER BREEN,  
COUNCILMEMBERS, PINEDA -ISAAC, DIAZ AND MERANTE:

A GENERAL ORDINANCE AMENDING CHAPTER 43 OF THE CODE OF THE CITY OF YONKERS KNOWN AS THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF YONKERS TO ADD A NEW "PLANNED FILM & EDUCATIONAL DEVELOPMENT USE" AS A SPECIAL USE PERMIT TO THE MG DISTRICT AS DESCRIBED AND DEFINED IN SECTION 43-74 THEREOF

The City of Yonkers, in the City Council convened, does hereby ordain and enact:

### Section 1. Recitals

WHEREAS, on July 18, 2024, i.Park Riverdale, LLC ("iPark") filed a petition in the Office of the Yonkers City Clerk, proposing to develop its property located at 501 Hawthorne Avenue (Tax Map Section 1, Block 1, Lot 2) in southwest Yonkers (the "Property"), to include a "Media and Production Magnet School," to be called the "Robert Halmi, Sr. Academy for Film and Television (the "Academy"); and

WHEREAS, i.Park Riverdale, LLC (the "Applicant") is seeking to redevelop the property at 501 Hawthorne Avenue (Project Site), including updating existing facilities for education and office use, and constructing a 90,000 sq. ft. studio complex with a 250-space parking structure. The Applicant proposes to amend the Zoning Code text for the MG zoning district, allowing "Planned Film and Educational Development" as a Special Permit Use. In order to be able to apply for a Special Use Permit for a "Planned Film and Educational Development" the applicant must have 25 acres or more of contiguous acres and existing structures to be reused for educational purposes

WHEREAS, the Academy is projected to enroll 400 to 600 students in grades 6 through 12, providing these students access to a fully operational studio complex, including film-making, set design, set direction, costume design and post-production; and

WHEREAS, iPark proposes to renovate and adapt the current structures on the property, including extensive renovation of the Biondi School, Ames School, and Administration buildings for use as middle and high schools as part of and to be operated by the Yonkers Board of Education; and

WHEREAS, the iPark development proposal will provide hands-on, realistic

educational opportunities for Yonkers students and direct paths to employment and apprentice opportunities in the media, film and studio industries; and

WHEREAS, on January 28, 2025 the Yonkers City Council conducted a Public Hearing

WHEREAS, the Yonkers Planning Board Assumed Lead Agency status under the State Environmental Quality Review Act on October 9, 2024; and

WHEREAS, on December 8, 2024 in accordance with the provisions of 6 NYCRR Part 617.7, the City of Yonkers Planning Board, acting as Lead Agency for this Type I Action involving Coordinated SEQR review, having reviewed and analyzed a Full Environmental Assessment Form (FEAF) with supporting environmental analyses and site plans for the proposed property and its use, determined that the action as set forth below will not have a significant adverse impact on the environment and the Planning Board adopted a Negative Declaration; and

WHEREAS, this application requires a recommendation by the Planning Board per Section 43-164 of the Code of the City of Yonkers; and

WHEREAS, the City Council has carefully examined the Application and the Applicant's materials, including the Zoning Petition of the Applicant, dated July 18, 2024, and as further detailed in "The Rezoning Study - Establishment of Planned Film & Education Developments" dated May 24, 2024, and

WHEREAS, The City Council has duly considered the record, together with the action, and the Planning Board's analysis, findings and conclusions associated with the proposed development and zoning amendment in accordance with procedures set forth at 6 NYCRR Part 617 and the criteria set forth at 6 NYCRR Part 617.7 pursuant to the requirements of the State Environmental Quality Review Act (SEQRA)

WHEREAS, the City Council, finds that approval of the redevelopment of the Project Site, and the amendment of the Zoning Code text for the MG zoning district, allowing "Planned Film and Educational Development" as a Special Permit Use, would not have a significant adverse impact on the environment for the reasons stated therein; and

WHEREAS, the City Council finds that the redevelopment of the Project Site and the amendment of the Zoning Code text for the MG zoning district, allowing "Planned Film and Educational Development" as a Special Permit Use, is consistent with the goals of the City's Comprehensive Plan to encourage economic development in that the expansion of film and studio uses at the Project Site will help create jobs and remain competitive in the region.

Section 2. Chapter 43 of the Code of the City of Yonkers, specifically

Section

43-74 of the Zoning Code entitled, "Special use permit requirements for certain business, commercial and office uses", is hereby amended in part by adding a new subsection (K) entitled, "Planned film and educational development" to read as follows:

§43-74(K) Planned film and educational development

(1) Locations of permitted Planned Film and Educational Development. The Yonkers City Council has determined that a planned film and educational development is permitted by special use in the following areas within the MG District:

- (a) On tracts of land of 25 or more contiguous acres; and
- (b) Already contains existing structures proposed to be reused for educational or film industry facilities.

(2) Preliminary determination. An applicant may apply to the Planning Board for a Planned Film and Educational Development. Such application shall be accompanied by a sketch plan indicating, in general, the plan, proposed uses, and the manner in which the application will be in compliance with the conditions of this Section. The applicant shall provide sufficient detail to assist the Planning Board in making a preliminary determination as to the desirability of the location of a Planned Film and Educational Development at the site in question.

(3) Application. If, in the opinion of the Planning Board, such a Planned Film and Educational Development will assist in achieving the objectives of the City of Yonkers Comprehensive Plan, Zoning Ordinance, Official Maps or other codes and ordinances, the applicant shall be directed to file a complete special use permit and site plan application. Following an approval of a special use permit application by the Planning Board, a transcript of the Planning Board's public hearing and a copy of its findings and decisions shall be forwarded to the Yonkers City Council within 20 days. Within 45 days of receipt of the Planning Board's decision, the City Council shall approve, disapprove, or approve with modifications the decision of the Planning Board with respect to the granting of the special use permit.

(4) Following approval of the special use permit by the Planning Board and the Yonkers City Council as required for special use permits, a site plan of the Planned Film and Educational Development shall be submitted in accordance with the requirements of Article IX, Site Plan Review, of this chapter.

(5) Adaptive reuse of existing buildings. To the greatest extent possible, existing buildings are to be incorporated into any Planned Film and Educational Development

(6) Permitted Uses.

(a) The uses as identified by the underlying MG district shall continue to apply.

(b) Additional principal uses maybe permitted as follows:

[1] Audio, radio, video, television stations and studios

[2] Theater and movie theaters

[3] Colleges/ Universities

[4] Schools

[5] Offices

(c) Additional accessory uses may be permitted as follows:

[1] Restaurants, commissary and in-house

[2] Accessory warehousing and storage

[3] Solar Energy Collectors

(7) Criteria for Planned Film and Educational Development.

(a) Dimensional standards. The dimensional regulations shall be consistent with the minimum requirements in the MG Zone District, as per Table 43-3, Schedule of Dimensional Requirements, except:

[1] Maximum Percentage Building Coverage shall be 60%.

[2] Maximum Stories/Height shall be 4 stories or 60 feet, whichever is less.

(b) Parking standards. The parking and loading requirements in the Schedule of Parking and Loading Requirements (§ 43-128, Tables 43-4 and 43-5) shall apply, except as follows:

[1] The Planning Board may reduce the parking requirements in Table 43-4, Schedule of Parking Regulations, up to 20% for new development when a parking analysis is provided to the approving board demonstrating that the proposed parking will be adequate for the proposed on-site uses.

[2] Any application may also propose alternative methods of parking as listed in 43-132(C).

(c) Design standards.

[1] Developments shall be designed to complement the existing historic and/or traditional design elements found on-site to the greatest extent possible.

[2] Materials used for non-studio buildings shall complement the materials found on-site and in the surrounding neighborhood. Traditional materials such as brick, stone, wood siding, metal and windows are preferred to plastic, vinyl, artificial stone and siding materials.

[3] The front and principal facades shall not be encumbered with heating, air conditioning or ventilation equipment, with the exception of air conditioners in wall sleeves.

Section 3. General Ordinance No.4 -2000 and the accompanying map, also known as Chapter 43 of the Code of the City of Yonkers, and more commonly known as the Zoning Code of the City of Yonkers, is hereby amended, by amending Table 43-1 of the Schedule of Use Regulations, Business, Commercial and Office Uses in part, by adding alphabetically a "Planned film and educational development" use under the Use Column and adding "MG" under the District column and inserting a S in the columns for MG district and amendment of the chart to make the following changes to read as follows:

OL	BR	B	BA	CB	DW	GC	C	CM	IP	I	PMD	A&I	CA	L-MX	<u>MG</u>
<u>Planned film and educational</u>															<u>S</u>
<u>development</u>															

Section 4. General Ordinance No.4 -2000 and the accompanying map, also

known as Chapter 43 of the Code of the City of Yonkers, and more commonly known as the Zoning Code of the City of Yonkers, is hereby amended, by amending Table 43-2 of the List of Use Regulations by District, MG District: apartment houses, low-density, in part, by adding alphabetically a "Planned film and educational development" use in the Principle Uses category under "Uses permitted subject to special use requirements".

Section 5. General Ordinance No.4 -2000 and the accompanying map, also known as Chapter 43 of the Code of the City of Yonkers, and more commonly known as the Zoning Code of the City of Yonkers, is hereby amended, by amending Table 43-3 of the Schedule of Dimensional Regulations for Residential Uses, in part to add a new note enumerated as "9" to the MG District to read as follows:

District  
S-200 S-100 S-75 S-60 S-50 T MG<sup>9</sup> M A B BA CB L-MX

Notes continued:

9 The dimensional requirements for Planned Film and Education Developments shall be consistent with the minimum requirements in the MG Zone District, except:

- (1) Maximum Percentage Building Coverage shall be 60%.
- (2) Maximum Stories/Height shall be 4 stories or 60 feet, whichever is less.

Section 6. This ordinance shall take effect immediately.

**SUBJECT:** A GENERAL ORDINANCE AMENDING CHAPTER 43 OF THE CODE OF THE CITY OF YONKERS KNOWN AS THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF YONKERS TO ADD A NEW "PLANNED FILM & EDUCATIONAL DEVELOPMENT USE" AS A SPECIAL USE PERMIT TO THE MG DISTRICT AS DESCRIBED AND DEFINED IN SECTION 43-74 THEREOF

■ NO FISCAL IMPACT PROJECTED

**BUDGET IMPACT**

(To be completed by operating department and reviewed by Finance Department)

A)  General Fund  Board of Education  Special Revenue fund or District

B) EXPENSES AND REVENUES

Total Current Year Cost: \_\_\_\_\_

Total Current Year Revenue: \_\_\_\_\_

Source of Funds (Check one):  Current Appropriations  Additional Appropriations

Transfer of Existing Appropriations  Fee/Fine/Tax/Other (Explain)

Identify Accounts: \_\_\_\_\_

Potential Related Operating Budget Expenses: Annual Amount:\$ \_\_\_\_\_

Describe:

Potential Related Revenues: Annual Amount:\$ \_\_\_\_\_

Current Year:

Next 5 years:

Anticipated Savings: Annual Amount:\$ \_\_\_\_\_

Current Year:

Next 5 years:

C) FISCAL IMPACT

Potential for additional personnel: \_\_\_\_\_

Prepared By: Majority Leader Rubbo

Title: Majority Leader

Department: Office of the City Council

Minority Leader

Signature: /s/

Reviewed By: \_\_\_\_\_

FINANCE DEPARTMENT

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

*If you need more space, attach additional sheets.*

## **SPONSOR'S MEMORANDUM**

**SPONSOR:** MAJORITY LEADER RUBBO, MAJORITY WHIP ROBINSON, MINORITY LEADER BREEN, COUNCILMEMBER DIAZ

**TITLE OF BILL:** A general ordinance AMENDING CHAPTER 43 OF THE CODE OF THE CITY OF YONKERS KNOWN AS THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF YONKERS TO ADD A NEW "PLANNED FILM & EDUCATIONAL DEVELOPMENT USE" AS A SPECIAL USE PERMIT TO THE MG DISTRICT AS DESCRIBED AND DEFINED IN SECTION 43-74 THEREOF

**PURPOSE:** FOR THE PURPOSE OF AMENDING CHAPTER 43 OF THE CODE OF THE CITY OF YONKERS KNOWN AS THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF YONKERS TO ADD A NEW "PLANNED FILM & EDUCATIONAL DEVELOPMENT USE" AS A SPECIAL USE PERMIT TO THE MG DISTRICT AS DESCRIBED AND DEFINED IN SECTION 43-74 THEREOF

**SUMMARY OF SPECIFIC PROVISIONS:** AMENDING CHAPTER 43 OF THE CODE OF THE CITY OF YONKERS KNOWN AS THE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF YONKERS TO ADD A NEW "PLANNED FILM & EDUCATIONAL DEVELOPMENT USE" AS A SPECIAL USE PERMIT TO THE MG DISTRICT AS DESCRIBED AND DEFINED IN SECTION 43-74 THEREOF

**JUSTIFICATION:** APPLICANT HAS MET THE STANDARDS NECESSARY TO GRANT THE PETITION TO AMEND THE ZONING CODE ACORDINGLY

**IMPACT OF REGULATION ON BUSINESS AND INDIVIDUALS:** N/A

**CRIMINAL SANCTION IMPACT:** N/A

**LEGISLATIVE HISTORY:** New

**FISCAL IMPLICATIONS:** N/A

**EFFECTIVE DATE:** Immediate



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## RESOLUTION

BY COUNCIL PRESIDENT COLLINS-BELLAMY, MAJORITY LEADER RUBBO, MAJORITY WHIP ROBINSON, MINORITY LEADER BREEN, COUNCILMEMBERS, PINEDA -ISAAC, DIAZ AND MERANTE:

RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL NO. S432 AND ASSEMBLY BILL NO. A5329, AN ACT TO AMEND THE LOCAL FINANCE LAW, IN RELATION TO THE MORTGAGE RECORDING TAX OF THE CITY OF YONKERS

WHEREAS, the City of Yonkers currently receives revenue from a Mortgage Recording Tax, the imposition of which is authorized under New York State Tax Law, Article 11, Section 253-d; and

WHEREAS, this Mortgage Recording Tax provides supplemental revenue to the City of Yonkers; and

WHEREAS, this Mortgage Recording Tax is set to expire by operation of law on August 31, 2025, unless said date is extended; and

WHEREAS, should the Mortgage Recording Tax expire, the loss of such revenue at this time will result in a gap between the revenues and expenditures of the City of Yonkers; and

WHEREAS, Senate Bill No. S432 and Assembly Bill No. A5329 have been introduced into the New York State Legislature for the purpose of extending said authorization.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Yonkers hereby issues this Home Rule Request Message for Senate Bill No. S432 and Assembly Bill No. A5329 to amend Section 253-d of Article 11 of the New York State Tax Law to extend until August 31, 2027, the Mortgage Recording Tax of the City of Yonkers; and

BE IT FURTHER RESOLVED, that the City Council requests the City Clerk to forward a copy of this Home Rule Request Message to Legislature of the State of New York requesting the passage of the aforesaid bills.

**INTRODUCER'S MEMORANDUM  
SUBMITTED IN ACCORDANCE WITH SECTION §C4-6 OF THE  
CHARTER**

**SPONSOR:** Administration

**TITLE OF BILL:** RESOLUTION SUPPORTING SENATE BILL NO. S.432 AND ASSEMBLY BILL NO. A5329, AN ACT TO AMEND THE LOCAL FINANCE LAW, IN RELATION TO THE MORTGAGE RECORDING TAX OF THE CITY OF YONKERS

**PURPOSE:** This resolution is in support of the State legislature extending the expiration date of the imposed Yonkers Mortgage Recording Tax set to expire August 31, 2025 to August 31, 2027.

**SUMMARY OF SPECIFIC PROVISIONS:** As stated above.

**JUSTIFICATION:** This extends the expiration date of the Yonkers Mortgage Recording Tax law to August 31, 2027.

**IMPACT OF REGULATION ON BUSINESS AND INDIVIDUALS:**  
None.

**CRIMINAL SANCTION IMPACT:** N/A

**LEGISLATIVE HISTORY:** No legislative history.

**FISCAL IMPLICATIONS:** Positive Fiscal Impact.

**EFFECTIVE DATE:** This resolution will take effect immediately.

RESOLUTION SUPPORTING SENATE BILL NO. S432  
AND ASSEMBLY BILL NO. A5329, AN ACT TO AMEND  
THE LOCAL FINANCE LAW, IN RELATION TO THE  
MORTGAGE RECORDING TAX OF THE CITY OF YONKERS

■ NO FISCAL IMPACT PROJECTED

**BUDGET IMPACT**

(To be completed by operating department and reviewed by Finance Department)

A)  General Fund  Board of Education  Special Revenue fund or District

B) EXPENSES AND REVENUES

*Total Current Year Cost:* \_\_\_\_\_

*Total Current Year Revenue:* \_\_\_\_\_

*Source of Funds (Check one):*  Current Appropriations  Additional  
Appropriations  Transfer of Existing Appropriations  Fee/Fine/Tax/Other  
(Explain)

Identify

Accounts: \_\_\_\_\_

Potential Related Operating Budget Expenses: Annual

Amount: \$ \_\_\_\_\_

Describe:

Potential Related Revenues: Annual

Amount: \$ \_\_\_\_\_

Current Year:

Next 5 years:

Anticipated Savings: Annual

Amount: \$ \_\_\_\_\_

Current Year:

Next 5 years:

C) FISCAL IMPACT

Potential for additional personnel: \_\_\_\_\_

Prepared By: Denise Egziaco

Title: Chief of Staff

Department: Mayor's Office

Signature: \_\_\_\_/S/ \_\_\_\_\_

Reviewed By: John Liszewski  
FINANCE DEPARTMENT

Signature: \_\_\_\_\_

Date:

*If you need more space, attach additional sheets.*



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## RESOLUTION

BY COUNCIL PRESIDENT COLLINS-BELLAMY, MAJORITY LEADER RUBBO, MAJORITY WHIP ROBINSON, MINORITY LEADER BREEN, COUNCILMEMBERS, PINEDA -ISAAC, DIAZ AND MERANTE:

RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL S433 AND ASSEMBLY BILL A5298 IN RELATION TO BONDS AND NOTES.

WHEREAS, Senate Bill S433 and Assembly Bill A5298 have been introduced in the New York State Legislature for the purposes of extending the City's authority to negotiate serial bonds/notes of Yonkers from June 30, 2025 to June 30, 2026; and

WHEREAS, the authorization for the City of Yonkers to negotiate the private sale of its bonds and notes is vital to improving the City's financial stability and independence; and

WHEREAS, the continuance of this power will allow more cost-effective financing of the City's debt; and

WHEREAS, the City's bonding authority will expire on June 30, 2025 unless it is extended for one (1) year; and

WHEREAS, this legislation will permit the private sale of bonds or notes by the City of Yonkers, subject to the approval of the State Comptroller; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Yonkers hereby issues this Home Rule Request Message for Senate Bill S433 and Assembly Bill A5298 to extending the City's authority to negotiate serial bonds/notes of Yonkers from June 30, 2025 to June 30, 2026; and

BE IT FURTHER RESOLVED, that the City Council requests the City Clerk to forward a copy of this Home Rule Request Message to the Legislature of the State of New York requesting the passage of the aforesaid bills.

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

**INTRODUCER'S MEMORANDUM  
SUBMITTED IN ACCORDANCE WITH SECTION §C4-6 OF THE CHARTER**

**SPONSOR:** The Administration

**TITLE OF BILL:** RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL S433 AND ASSEMBLY BILL A5298 IN RELATION TO BONDS AND NOTES.

**PURPOSE:** Extender law - this legislation extends the marketing limitation on serial bonds/notes of Yonkers from June 30, 2025 to June 30, 2026.

**SUMMARY OF SPECIFIC PROVISIONS:**

A Home Rule Resolution supporting Senate Bill S433 and Assembly Bill A5298, an act to amend the local finance law, in relation to bonds and notes of the City of Yonkers.

**JUSTIFICATION:** This legislation extends the marketing limitation on serial bonds/notes of Yonkers from June 30, 2025 to June 30, 2026. The authorization for Yonkers to negotiate the private sales of its bonds or notes is vital to improving the city's financial stability and independence. The city's bonding authority will expire on June 30, 2025 unless extended for one year. The continuation of this power will allow more cost-effective financing for the city of Yonkers.

**IMPACT OF REGULATION ON BUSINESS AND INDIVIDUALS:** None

**CRIMINAL SANCTION IMPACT:** None

**LEGISLATIVE HISTORY:** The City Council annual adopts a Home Rule Resolution for previous New York State Legislation.

**FISCAL IMPLICATIONS:** There are no fiscal impacts against the City if this Resolution is enacted.

**EFFECTIVE DATE:** Immediately

**SUBJECT: RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL S433 AND ASSEMBLY BILL A5298 IN RELATION TO BONDS AND NOTES**

NO FISCAL IMPACT PROJECTED

**BUDGET IMPACT**

(To be completed by operating department and reviewed by Finance Department)

A)  General Fund  Board of Education  Special Revenue fund or District

B) EXPENSES AND REVENUES

Total Current Year Cost: \_\_\_\_\_

Total Current Year Revenue: \_\_\_\_\_

Source of Funds (Check one):  Current Appropriations  Additional Appropriations

Transfer of Existing Appropriations  Fee/Fine/Tax/Other (Explain)

Identify Accounts: \_\_\_\_\_

Potential Related Operating Budget Expenses: Annual Amount: \$ \_\_\_\_\_

Describe:

Potential Related Revenues: Annual Amount: \$ \_\_\_\_\_

Current Year:

Next 5 years:

Anticipated Savings: Annual Amount: \$ \_\_\_\_\_

Current Year:

Next 5 years:

C) FISCAL IMPACT

Potential for additional personnel: \_\_\_\_\_

Prepared By: Denise Egziaco

Title: Chief of Staff

Department: Mayor's Office

Signature: \_\_\_\_\_

Reviewed By: John Liszewski  
FINANCE DEPARTMENT

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

*If you need more space, attach additional sheets.*



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## RESOLUTION

BY COUNCIL PRESIDENT COLLINS-BELLAMY, MAJORITY LEADER RUBBO, MAJORITY WHIP ROBINSON, MINORITY LEADER BREEN, COUNCILMEMBERS, PINEDA -ISAAC, DIAZ AND MERANTE:

RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL NO. S434 AND ASSEMBLY BILL NO. A5323, AN ACT TO AMEND THE LOCAL FINANCE LAW, IN RELATION TO THE SALES TAX OF THE CITY OF YONKERS.

WHEREAS, the City of Yonkers currently receives revenue from a three percent and an additional one percent sales tax, the imposition of which are authorized under New York State Tax Law, Article 29, Section 1210; and

WHEREAS, these sales tax provides supplemental revenue to the City of Yonkers; and

WHEREAS, these sales tax are each set to expire by operation of law on November 30, 2025, unless said date is extended; and

WHEREAS, should these sales tax expire, the loss of such revenue at this time will result in a gap between the revenues and expenditures of the City of Yonkers; and

WHEREAS, Senate Bill No. S434 and Assembly Bill No. A5323 have been introduced into the New York State Legislature for the purpose of extending said authorizations.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Yonkers hereby issues this Home Rule Request Message for Senate Bill No. S434 and Assembly Bill No. A5323 to amend Section 1210 of Article 29 of the New York State Tax Law to extend until November 30, 2027, both the three percent and one percent sales tax of the City of Yonkers; and

BE IT FURTHER RESOLVED, that the City Council requests the City Clerk to forward a copy of this Home Rule Request Message to Legislature of the State of New York requesting the passage of the aforesaid bills.

**INTRODUCER'S MEMORANDUM  
SUBMITTED IN ACCORDANCE WITH SECTION §C4-6 OF THE  
CHARTER**

**SPONSOR:** Administration

**TITLE OF BILL:** RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL NO. S434 AND ASSEMBLY BILL NO. A5323, AN ACT TO AMEND THE LOCAL FINANCE LAW, IN RELATION TO THE SALES TAX OF THE CITY OF YONKERS.

**PURPOSE:** This resolution is in support of the State legislature extending the expiration date of the imposed Yonkers Sales Tax set to expire November 30, 2025 to November 30, 2027.

**SUMMARY OF SPECIFIC PROVISIONS:** As stated above.

**JUSTIFICATION:** This extends the expiration date of the Yonkers Sales Tax law to November 30, 2027.

**IMPACT OF REGULATION ON BUSINESS AND INDIVIDUALS:**  
None.

**CRIMINAL SANCTION IMPACT:** N/A

**LEGISLATIVE HISTORY:** No legislative history.

**FISCAL IMPLICATIONS:** positive Fiscal Impact.

**EFFECTIVE DATE:** This resolution will take effect immediately.

SUBJECT: RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL NO. S434 AND ASSEMBLY BILL NO. A5323, AN ACT TO AMEND THE LOCAL FINANCE LAW, IN RELATION TO THE SALES TAX OF THE CITY OF YONKERS.

■ NO FISCAL IMPACT PROJECTED

**BUDGET IMPACT**

(To be completed by operating department and reviewed by Finance Department)

A)  General Fund  Board of Education  Special Revenue fund or District

B) EXPENSES AND REVENUES

Total Current Year Cost: \_\_\_\_\_

Total Current Year Revenue: \_\_\_\_\_

Source of Funds (Check one):  Current Appropriations  Additional Appropriations  Transfer of Existing Appropriations  Fee/Fine/Tax/Other (Explain)

Identify

Accounts: \_\_\_\_\_

Potential Related Operating Budget Expenses: Annual

Amount: \$ \_\_\_\_\_

Describe:

Potential Related Revenues: Annual

Amount: \$ \_\_\_\_\_

Current Year:

Next 5 years:

Anticipated Savings: Annual

Amount: \$ \_\_\_\_\_

Current Year:

Next 5 years:

C) FISCAL IMPACT

Potential for additional personnel: \_\_\_\_\_

Prepared By: Denise Egziaco

Title: Chief of Staff

Department: Mayor's Office

Signature: \_\_\_\_/S/ \_\_\_\_\_

Reviewed By: \_\_ John Liszewski  
FINANCE DEPARTMENT

Signature: \_\_\_\_\_

Date:

*If you need more space, attach additional sheets.*



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## RESOLUTION

BY COUNCIL PRESIDENT COLLINS-BELLAMY, MAJORITY LEADER RUBBO, MAJORITY WHIP ROBINSON, MINORITY LEADER BREEN, COUNCILMEMBERS, PINEDA -ISAAC, DIAZ AND MERANTE:

RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL S436 AND ASSEMBLY BILL A5319, IN RELATION TO INCOME TAX OF THE CITY OF YONKERS

WHEREAS, the City of Yonkers currently imposes an Income Tax Surcharge and a Non-resident Earnings tax authorized pursuant to Article 30A of the Tax Law of the State of New York; and

WHEREAS, said authorization is scheduled to terminate on December 31, 2025 unless said date is extended; and

WHEREAS, a necessity continues to exist for the revenues generated by the Income Tax Surcharge and the Non-resident Earnings tax in order to balance the budget in future fiscal years; and

WHEREAS, Senate Bill No. S436 and Assembly Bill No. A5319 have been introduced into the New York State Legislature for the purpose of extending the Income Tax Surcharge and the Non-resident Earnings tax for a period of two years.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Yonkers hereby issues this Home Rule Request Message for passage of Senate Bill No. S436 and Assembly Bill No. A5319 to amend Article 30A of the New York State Tax Law to extend the termination date of the Income Tax Surcharge and the Non-resident Earnings tax until December 31, 2027 to allow the continuation of these necessary revenues; and

BE IT FURTHER RESOLVED, that the City Council requests the City Clerk to forward a copy of this Home Rule Request Message to the Legislature of the State of New York requesting the passage of the aforesaid bills.

**INTRODUCER'S MEMORANDUM  
SUBMITTED IN ACCORDANCE WITH SECTION §C4-6 OF THE CHARTER**

**SPONSOR:** Administration

**TITLE OF BILL:** RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL S436 AND ASSEMBLY BILL A5319, IN RELATION TO INCOME TAX OF THE CITY OF YONKERS.

**PURPOSE:** This resolution is in support of the State legislature extending the expiration date of the imposed Yonkers Income Tax surcharge set to expire December 31, 2025 to December 31, 2027.

**SUMMARY OF SPECIFIC PROVISIONS:** As stated above.

**JUSTIFICATION:** This extends the expiration date of the Yonkers Income Tax surcharge law to December 31, 2027.

**IMPACT OF REGULATION ON BUSINESS AND INDIVIDUALS:** None.

**CRIMINAL SANCTION IMPACT:** N/A

**LEGISLATIVE HISTORY:**

**FISCAL IMPLICATIONS:** No Fiscal Impact at this time.

**EFFECTIVE DATE:** This resolution will take effect immediately.

SUBJECT: RESOLUTION ISSUING A HOME RULE MESSAGE FOR SENATE BILL S436 AND ASSEMBLY BILL A5319, IN RELATION TO INCOME TAX OF THE CITY OF YONKERS.

■ NO FISCAL IMPACT PROJECTED

**BUDGET IMPACT**

(To be completed by operating department and reviewed by Finance Department)

A)  General Fund  Board of Education  Special Revenue fund or District

B) EXPENSES AND REVENUES

Total Current Year Cost: \_\_\_\_\_

Total Current Year Revenue: \_\_\_\_\_

Source of Funds (Check one):  Current Appropriations  Additional Appropriations  Transfer of Existing Appropriations  Fee/Fine/Tax/Other (Explain)

Identify

Accounts: \_\_\_\_\_

Potential Related Operating Budget Expenses: Annual

Amount: \$ \_\_\_\_\_

Describe:

Potential Related Revenues: Annual

Amount: \$ \_\_\_\_\_

Current Year:

Next 5 years:

Anticipated Savings: Annual

Amount: \$ \_\_\_\_\_

Current Year:

Next 5 years:

C) FISCAL IMPACT

Potential for additional personnel: \_\_\_\_\_

Prepared By: Denise Egziaco

Title: Chief of Staff

Department: Mayor's Office

Signature: \_\_\_\_/S/ \_\_\_\_\_

Reviewed By: \_\_ John Liszewski  
FINANCE DEPARTMENT

Signature: \_\_\_\_\_

Date:

*If you need more space, attach additional sheets.*



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## RESOLUTION

BY COUNCIL PRESIDENT COLLINS-BELLAMY, MAJORITY LEADER RUBBO, MAJORITY WHIP ROBINSON, MINORITY LEADER BREEN, COUNCILMEMBERS, PINEDA -ISAAC, DIAZ AND MERANTE:

RESOLUTION APPROVING AN AGREEMENT BETWEEN THE YONKERS BOARD OF EDUCATION/YONKERS PUBLIC SCHOOLS AND THE CIVIL SERVICE EMPLOYEES ASSOCIATION INC., YONKERS NON -TEACHING UNIT 9169, LOCAL 1000

WHEREAS, the Yonkers Board of Education/Yonkers Public Schools ("BOE") and the Civil Service Employees Association Inc., Yonkers Non-Teaching Unit 9169, Local 1000, American Federation of State, County and Municipal Employees, AFL-CIO, Westchester Local 860 ("CSEA") have agreed to a successor collective bargaining agreement effective between July 1, 2022 through June 30, 2027 ("Successor Agreement"); and

WHEREAS, the Trustees of the BOE and the membership of the CSEA have ratified the Successor Agreement; and

WHEREAS, pursuant to Article VI of that certain Inter-municipal Agreement, dated June 2014, by and between the City of Yonkers and the BOE, the City must approve all collective bargaining agreements by and between the BOE and its collective bargaining units; and

NOW, THEREFORE, BE IT RESOLVED, that the Successor Agreement between the BOE and CSEA dated January 17, 2025, which is attached hereto, is hereby approved; and

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

**BOARD OF EDUCATION, YONKERS CITY SCHOOL DISTRICT (“District”)  
AND CIVIL SERVICE EMPLOYEES ASSOCIATION, INC., LOCAL 1000, AFSCME, AFL-CIO,  
WESTCHESTER LOCAL 860 YONKERS NON-TEACHING UNIT #9169 (“CSEA”)**

WHEREAS, the District and CSEA are parties to a collective bargaining agreement (“CBA”) in effect through June 30, 2022;

NOW, THEREFORE, the parties agree that the CBA shall be amended as follows:

1. The term of the agreement is amended to provide for new effective dates July 1, 2022 through June 30, 2027.
2. The salary schedule referred to in Article IV, Section 4.1 (“Annual Full Time Schedule”) shall be amended to reflect that:
  - a. Effective July 1, 2022, all rates of pay will be increased by 1.5%
  - b. Effective July 1, 2023, all rates of pay will be increased by 1.5%
  - c. Effective July 1, 2024, all rates of pay will be increased by 1.5%
  - d. Effective July 1, 2025, all rates of pay will be increased by 1.5%
  - e. Effective July 1, 2026, all rates of pay will be increased by 1.5%
3. Article IV: Section 4.3 – Multiple Handicap Special Education Aides: Change title and replace in its entirety as follows:

**4.3 Special Education School Aide/School Aide Toileting Stipend**

No matter the category of service provided hereunder; a Special Education School Aide or School Aide shall only be eligible to receive one stipend payment in an amount up to \$2,000.00 as described below per school year. Payment of the stipend described herein shall be made in the employee’s last payroll, typically the last payroll in June of the applicable school year.

**Stipends:**

- A. Multiply Disabled Classification Assistance Stipend: In addition to the hourly rate of pay, a Special Education School Aide who is assigned to a Multiply Disabled Classroom or is assigned to provide 1:1 services to a student with the classification of Multiply Disabled on the student’s Individualized Education Program (“IEP”) for an entire school year, shall receive the Multiply Disabled Classification Stipend (“MD Classification Stipend”) in the amount of \$2,000.00. Those Special Education School Aides who are assigned as described in this section for less than an entire school year for a reason other than separation from the District, shall be eligible for the MD Classification Stipend on a pro-rated basis as defined below.

- B. 1:1 Toileting Assistance Stipend: In addition to the hourly rate of pay, a Special Education School Aide, that is assigned as a 1:1 Special Education Aide to a student (“assigned student”) who requires toileting assistance pursuant to the student’s IEP or at the instruction of the building principal, shall receive the 1:1 Toileting Assistance Stipend. A 1:1 Toileting Assistance Stipend shall be in the amount \$2,000.00 if the Special Education Aide provides toileting assistance to the assigned student for the entire school year. Those Special Education School Aides who provide toileting assistance to the assigned student for less than an entire school year for a reason other than separation from the District, shall be eligible for the Toileting Stipend on a pro-rated basis as defined below.
- C. Pre-K Toileting Assistance Stipend: In addition to the hourly rate of pay, School Aides who are assigned by the School Principal to provide toileting assistance to one or more students in a Pre-K classroom for a period of more than 28 consecutive school days will be entitled to a stipend which will be pro-rated as defined below. School Aides may be entitled to a stipend of up to \$2000.00 per school year
- D. General Toileting Assistance Stipend: Additionally, School Aides assigned by the School Principal to provide toileting assistance as needed anywhere in the building for the entire school year will be entitled to a stipend subject to pro-rating as defined below. School Aides may be entitled to a stipend of up to \$2000.00 per school year. Assignment to this position will be on a voluntary basis.

**Definition of Toileting Assistance:** As used herein, toileting assistance shall mean transferring a student to or from the toilet or commode; changing or providing assistance with diapers before/after transfer to and from the toilet or commode; and/or, actively engaging in direct assistance to a student in the completion of the personal hygiene routines required after transfer to the toilet or commode.

Toileting Assistance for Pre-K or Elementary students shall mean engaging in direct assistance to a student in the completion of personal hygiene related to incontinence resulting in soiled clothing or diapers which require changing.

Toileting assistance shall not include escorting a student to/from the restroom facilities; and/or, assistance in hand washing in the absence of provision of toileting assistance as defined above. The preceding sentence is illustrative and not exhaustive of the tasks excluded from the definition of toileting assistance.

**Stipend Proration:** The above-described stipends shall be pro-rated. Special Education School Aides or School Aides, who provide qualifying services as defined above for less than the entire school year but for 28 or more consecutive school days shall be eligible to receive a pro-rated portion of the \$2000.00 stipend for the number of full months actually served in said assignment. Notwithstanding the foregoing, Special Education Aides or School Aides who separate from the District during the school year shall not be entitled to any stipend payment.

4. Article V, Section 5.10 – Add to 2<sup>nd</sup> paragraph: At the discretion of the Superintendent of Schools, and funding permitting, School Safety Officers may be used to monitor after school programs and events that have Yonkers Public School students or parents involved. This shall include weekends. Non-school sponsored events shall not be included.
5. Article V, Section 5.13 – Revise to read as follows: Effective July 1, 2017, at the discretion of the Superintendent and budget permitting, all school aides, bus monitors, and food service employees will report to work up to five (5) days earlier than the first day of school for students with pay. Prior to the opening of school, employees will be notified of the date to report to work by letter from the Superintendent of schools or his/her designee dated no later than the last business day of the month of July.
6. Article VII – Holidays: Add: Juneteenth as a paid holiday for all staff.
7. Article VII- Holidays: Add: Election Day to be a paid holiday for all staff only if Central Office is closed.
8. Article VIII, Section 8.3 – Bereavement: Replace “If the time is insufficient because of distance from Yonkers, the Superintendent shall be the deciding authority for further allowance” with new language: If the time is insufficient because of distance or any other unusual situation exists, the Superintendent shall be the deciding authority for further allowance or change in manner of use.
9. Add all previously signed agreements between CSEA and the Board of Education to the CBA where necessary, including:
  - a. Article IV – Section 4.6 – Overtime and Call In Pay: Pursuant to the Ward Arbitration Award, dated Jan. 13, 2021, Article IV, Section 4.6(F) is amended and replaced as follows: The Board will guarantee three (3) hours pay or work to all those called to perform emergency duty, including post-shift emergency cleaning.
  - b. Article IV-Section 4.6-Overtime and Call in Pay: Pursuant to settlement of the grievance brought on Jan. 12, 2021 on behalf of Robert Moore, the following will be added to Section 4.6 (G) after the last sentence: Tradesmen will be included in the overtime rotation for all jobs on an equitable basis. Overtime hours worked by tradesmen on jobs specific to their trade will be counted as a turn in the rotation.
  - c. Article IV – Section 4.6 – Pursuant to the agreement settling PERB case U 36510, Article IV, Section 4.6 (K) shall be added as follows: (K) Clerk overtime shall be rotated on an equitable basis, all things being equal. When in the discretion of the supervising department administrator or principal particular skills are needed to perform the overtime task, this requirement shall not apply.

- d. Article IV-Section 4.7-Temporary Assignments – Pursuant to the agreement settling a grievance regarding out-of-title work, dated June 1, 2020, Section 4.7(C) is added as follows: Painting assignments involving the use of more than two (2) gallons of paint shall be designated “Large Paint Jobs.” Out-of-title work assignments for any and all Large Paint Jobs may be granted after review by the Assistant Supervisor of Maintenance and a determination that there are no Mechanics available to perform said job. The out-of- title work shall then be offered first to the custodial staff assigned to the specific building or location where the Large Paint Job is to occur provided that those custodial staff members possess the required skills to adequately complete a Large Paint Job. If neither a Mechanic nor a custodial worker assigned to the specific building or location are available and able to perform the required Large Paint Job, the Large Paint Job may then be assigned to any other custodial staff member available to perform said task.
- e. Article IV – Section 4.14 Upgrade of Certain Clerk Titles: Clerk Upgrade Agreement, dated January 30, 2019, the following language will be added after the last sentence of Section 4.14: This shall be implemented by upgrading eligible clerks to the higher grade within their title and moving the clerk one step lower. For example, a Clerk I in Grade III who is on step 9 shall be upgraded to a Clerk I in Grade IV on step 8.
- f. Article V- Section 5.14 State of Emergencies shall be replaced in its entirety by the following:

When the Governor of New York and/or the Mayor of the City of Yonkers declares a state or city state of emergency due to weather, employees shall be compensated pursuant to the following terms:

Essential employees, as defined below, shall be paid their regular day’s pay plus additional straight time pay for every hour actually worked during the time when schools and central office are closed up to 8 hours. For each hour worked over 8 hours the employee will be compensated at the time and one half rate of pay (i.e. one hour of straight plus one half and NOT two hours of straight pay plus one half).

Example A: If a state of emergency is declared at 7:00 a.m. and an essential employee works from 8:00 a.m. to 7:00 p.m. the employee will receive his or her regular day’s pay plus 8 hours of straight time pay and 3 hours of pay at the time and one half rate of pay.

Example B: If a state of emergency is called at 1:00 p.m. and schools and central office are closed, and the essential employee started his or her shift at 8:00 a.m. and worked until 4:00 p.m., the employee will receive his or her regular day’s pay plus an additional 3 hours of straight time pay for the hours worked from 1:00 p.m. to 4:00 p.m. (while schools and central office were closed).

The schedule for essential employees on the day of a state of emergency shall be determined by the employee's supervisor and the schedule set by the supervisor shall be the employee's "regular" schedule for that day. Employees will not be paid at the time and one half rate of pay for starting their shift at an earlier time than what would otherwise be the start time of their regular shift on a non-emergency day.

Non-essential twelve month employees who are not called in to work will not be required to report to work and will not have any time deducted from their vacation, personal and/or sick day accruals for that day. However, if any employee calls in sick or has otherwise given notice of the intent to use a sick, personal or vacation day for the day on which the state of emergency is declared before the state of emergency is declared, that employee's accruals will be deducted for that day notwithstanding anything to the contrary in this agreement.

For purposes of this agreement, essential employees are defined as custodial and other building and grounds staff, infrastructure technology employees and any other 12 month employee deemed to be essential by the superintendent.

- g. Article V- Section 5.15 Delayed Opening – pursuant to the delayed opening agreement, dated June 14, 2021, Section 5.15 is replaced in its entirety by the following:

When the Board of Education has a delayed opening due to weather, it is expected that employees in buildings and grounds, infrastructure support, Central Office transportation staff and food services at cook sites shall report to work at their regularly scheduled times.

School Aides may arrive at the time that the school opens for students without reduction in the pay he or she would receive working his or her regular shift. For example, in the event of a two-hour delay, a school aide in a Building with a start time of 8:30 a.m., will report at 10:30 a.m., but will still be paid for six (6) hours if he or she is regularly scheduled to work a six (6) hour day. Bus monitors will only be paid if they perform their assigned bus runs.

All hourly employees shall be paid only if they report to work.

- h. Article VIII Section 8.1: Pursuant to the agreement settling AAA Case Number, 01-21-0004-8952, Section 8.1(E) shall be amended as follows: Add: Beginning in the 2022/2023 school year/ ten month employees shall be allowed to utilize sick leave accruals as of the date they are credited and in accordance with District policy and procedures regarding absences and sick leave. The Board reserves its right to recoup any over payment of funds should an employee leave District employment for any reason prior to the end of the school year.

10. Article XIV-Section 14.6(B) Health, Safety and Maintenance of Facilities: Revise Language as follows: B. In the event any employee is exposed to blood or body fluids in the performance of his/her duties, the employee shall be referred to the nearest emergency room for testing for blood/fluid borne pathogens without cost. Should a Hepatitis B vaccine be required, the cost of said vaccine shall be paid by the Board without cost to the employee.
11. Except as specifically amended by this agreement, all other terms and conditions of the CBA dated July 1, 2014 through June 30, 2021 shall remain in full force and effect and shall be incorporated into any revised document.
12. This agreement is subject to ratification by CSEA and approval by the Yonkers Board of Education.

Date: 1/17/2025  
[Signature]  
Anibal Soler, Jr.,  
Superintendent  
Yonkers Public Schools

Date: January 16, 2025  
[Signature]  
Alberto Vasquez Velazquez A.V.  
President  
CSEA  
[Signature]  
Patricia Russell,  
CSEA Labor Relations Specialist



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## RESOLUTION

BY COUNCIL PRESIDENT COLLINS-BELLAMY, MAJORITY LEADER RUBBO,  
MAJORITY WHIP ROBINSON, MINORITY LEADER BREEN,  
COUNCILMEMBERS, PINEDA -ISAAC, DIAZ AND MERANTE:

RESOLVED, by the City Council of The City of Yonkers, in meeting  
assembled:

That the settlement by the Corporation Counsel in the amount of THIRTY THOUSAND DOLLARS and 00/100 (\$30,000.00), with \$15,000.00 being paid to plaintiff, Christian Jimenez and \$15,000.00 being paid to plaintiff David Santos in the matter entitled "CHRISTIAN JIMENEZ and DAVID SANTOS, Plaintiffs, v. THE CITY OF YONKERS, YONKERS FIRE DEPARTMENT and TIMOTHY OCONNELL, Defendants," for personal injuries arising out of an incident on March 5, 2021 when plaintiffs were in a motor vehicle parked on Linden Street near its intersection with Poplar Street in the City of Yonkers when their motor vehicle was struck by a City of Yonkers Firetruck, causing personal injury to both Plaintiffs, and the same is hereby approved and the Comptroller of the City of Yonkers is directed to draw his warrant in the amount of Thirty Thousand Dollars (\$30,000.00) in favor of said plaintiffs and their attorneys HARMON, LINDER AND ROGOWSKY, ESQS., 3 Park Avenue, 23rd Floor, New York, NY 10016.



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## RESOLUTION

BY COUNCIL PRESIDENT COLLINS-BELLAMY, MAJORITY LEADER RUBBO, MAJORITY WHIP ROBINSON, MINORITY LEADER BREEN, COUNCILMEMBERS, PINEDA -ISAAC, DIAZ AND MERANTE:

RESOLVED, by the City Council of the City of Yonkers, in meeting assembled: That the settlement by the Corporation Counsel in the amount of SEVENTY-FIVE THOUSAND DOLLARS AND 00/100 (\$75,000.00) of the action entitled, "JULIO SUAREZ, Plaintiff, against THE CITY OF YONKERS, et. al., Defendants", for personal injuries arising out of a Yonkers Police Department arrest of the plaintiff that occurred on May 26, 2020, be and the same hereby is approved and the Comptroller of the City of Yonkers is directed to draw his warrant in the amount of SEVENTY-FIVE THOUSAND DOLLARS AND 00/100 (\$75,000.00) in favor of said plaintiff, FRIEDMAN, LEVY, GOLDFARB, GREEN & BAGLEY, P.C. AS ATTORNEY FOR JULIO SUAREZ.