

**AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 28, 2012**

Committee of the Whole 7:30 P.M.  
Stated Meeting 8:00 P.M.  
City Council Chambers

TIME: \_\_\_\_\_

PRESENT:           PRESIDENT OF THE COUNCIL  
                          CHUCK LESNICK

DISTRICT:

          2           MAJORITY LEADER WILSON A. TERRERO  
          6           MINORITY LEADER JOHN J. LARKIN

COUNCIL MEMBERS:  
DISTRICT:

          1           CHRISTOPHER A. JOHNSON  
          3           MICHAEL R. SABATINO  
          4           DENNIS E. SHEPHERD  
          5           MICHAEL B. BREEN

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 14, 2012 approved on motion of Majority Leader Wilson Terrero.

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**COMMUNICATIONS FROM CITY OFFICIALS**

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**COMMUNICATIONS - GENERALLY**

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**COMMITTEE OF THE WHOLE**

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LOCAL LAW

1. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

A LOCAL LAW AMENDING SECTION 1-39 OF THE CITY CODE, BY FURTHER AMENDING SECTION 205 OF THE SECOND CLASS CITIES LAW, IN REGARD TO COMPROMISE OF CLAIMS.

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

Section 1. Section 1-39 of the City Code of the City of Yonkers, entitled "Section 205 of Second Class Cities Law amended", is hereby further amended, to read as follows:

"Section 1-39. Section 205 of Second Class Cities Law amended.

'Section 205. Compromise of claims.

The Corporation Counsel shall, whenever the interests of the City will be served thereby, enter into an agreement, in writing, subject to the approval of the City Council, to compromise and settle any claim against the City, except that compromise and settlement of: (1) a claim relating to personal injury for an amount less than \$5,000, or (2) a claim relating to property damage for an amount less than \$10,000 shall be subject to the approval of the Mayor, the Comptroller and the Corporation Counsel, instead of the City Council, which agreement shall constitute a valid obligation against the City; and the amount therein provided to be paid shall [, with interest thereon from its date,] be included in the next City tax budget and be collected and paid the same in all respects as a judgment against the City. If, however, before the adoption of the City tax budget, there shall be received by the Comptroller from any source any moneys not otherwise appropriated, the amount in the agreement provided to be paid shall be paid out of such moneys so received, so far as they will satisfy the same.' "

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**LOCAL LAW (CONTINUED)**

Section 2. This local law shall take effect immediately.

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**SPECIAL ORDINANCE**

2. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

A SPECIAL ORDINANCE AUTHORIZING AN ENCROACHMENT IN THE RIGHT-OF-WAY AT 157-163 PARKVIEW AVENUE SUBJECT TO CERTAIN TERMS AND CONDITIONS.

The City of Yonkers, in City Council convened, hereby ordained and enacts:

Section 1. Permission is hereby granted to Brad Fallerman, as owner of 157-163 Parkview Avenue, Yonkers, New York, being designated as Section 5, Block 5668, Lot 57 on the Official City of Yonkers Tax Map (the "Property"), to construct and maintain an encroachment upon the City right-of-way located on Parkview Avenue in accordance with and as shown on a survey to be approved by the City Engineer and the Director of the Bureau of Housing and Buildings by a necessary retaining wall.

Section 2. This permission is granted subject to the following terms and conditions, to wit:

- (a) That the entire cost and expense of obtaining and thereafter maintaining the encroachment on Parkview Avenue shall be paid by the owners, its successors and/or assigns without expense to or contribution by the City of Yonkers, for as long as this encroachment shall remain in force.
- (b) That neither the approval of the above-referred survey by the appropriate City official, nor the placement of any improvements by the owner of 157-163 Parkview Avenue upon said encroachment shall be deemed a waiver, or in any way affect the right, of the City of Yonkers to provide for construction or otherwise improve its right-of-way; provided further that the City of Yonkers reserves the right to assess the property benefited in like manner and in like effect as if approval had not been given by the City of Yonkers. That the granting of this permission shall in no way free or release said owner or any successors or assigns from the payment of any assessment hereafter imposed;
- (c) That no permanent improvements will be allowed in the encroachment area;

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**SPECIAL ORDINANCE (CONTINUED)**

- (d) That the owner, its successors and/or assigns, shall secure all necessary permits and consents and shall secure and maintain a property damage and public liability insurance policy naming the City of Yonkers as insured, or as an additional named insured in the amount and form satisfactory to the City Engineer and the Corporation Counsel of the City of Yonkers and provide the City with evidence thereof within thirty (30) days of approval of this encroachment;
- (e) The City of Yonkers reserves the right to revoke or terminate this permission for whatever reason, upon thirty (30) days written notice to the owner, whenever it may deem such revocation necessary; upon revocation or termination of this permission, the owner, successors or assigns shall immediately remove any improvement placed within said encroachment at the express direction of the City, and at the owners cost and expense;
- (f) That the owner, its successors and/or assigns shall, for whatever period this permission remains in effect, save harmless and indemnify the City of Yonkers for any and all claims, actions, suits, judgments, etc., including all costs related to the defense thereof;

Section 3. This ordinance shall take effect immediately.

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**SPECIAL ORDINANCE**

3. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

A SPECIAL ORDINANCE AUTHORIZING THE CONSTRUCTION AND MAINTENANCE OF AN ENCROACHMENT AT 9 WHELAN PLACE, SECTION 2, BLOCK 2084, LOT 3, SUBJECT TO TERMS AND CONDITIONS

The City of Yonkers, in City Council convened, hereby ordains and enacts:

Section 1. Permission is hereby granted to the Yonkers Municipal Housing Authority, the property owner of 9 Whelan Place, also known as Section 2, Block 2084, Lot 3 on the Official Tax Map of the City of Yonkers, to construct and maintain an encroachment along the pier located at the southwest corner of the lot into the Whetstone Avenue abutting along the west property line protruding 1.33' to the West and 4.58' in height, in accordance with a drawing prepared by Langan Engineering, NYS License Number 050784, dated October 7, 2011 and submitted to the Engineering Department on January 31, 2012.

Section 2. This permission is granted under the following terms and conditions, to wit:

- (a) That the entire cost and expense of construction of said culvert and future maintenance of said culvert shall be paid by the owner, its successors or assigns, without expense to, or contribution by, the City of Yonkers;
- (b) That all excavation in performance of this work shall be properly guarded by the said owner, his servants, agents or employees and any disturbed areas shall be restored in similar and equal condition to the present state of said street right-of-way;
- (c) That neither the approval of this drawing by the City Engineer nor the existence of said encroachment after construction shall be deemed to affect the right of the City of Yonkers to provide for the construction of an

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**SPECIAL ORDINANCE (CONTINUED)**

encroachment in the said street right-of-way herein designated and the City of Yonkers reserves the right to assess the property benefited in like manner and with like effect as if approval had not been given by the City of Yonkers and the City of Yonkers further reserves the right to revoke this permission whenever it may deem necessary. That the granting of this permission shall in no way free or release the said owner, or its successors or assigns from the payment of any assessments on any public improvements already built or that may hereafter be built to serve the area adjoining this encroachment;

(d) That all work is to be done in accordance with the City of Yonkers standard specifications and designs and that all other property owners as well as the applicant, shall have the right to connect with this culvert and to use same free of charge, except the usual permit shall be obtained from the City Engineer and the scheduled fees for same paid to the City of Yonkers. The City of Yonkers shall have the right to construct or to permit future extension of this culvert;

(e) That the owner, or its agents, shall secure all necessary permits and consents and shall secure and maintain a property damage and public liability insurance policy naming the City as insured, or as an additional named insured in the amount and form satisfactory to the City Engineer and the Corporation Counsel of the City of Yonkers and provide the City with evidence thereof prior to construction;

(f) That the owner, its successors or assigns shall, for whatever period this permission remains in effect, save harmless and indemnify the City of Yonkers for any and all claims, actions, suits, judgments, etc., including all costs related to the defense thereof.

Section 3. This ordinance shall take effect immediately.

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**SPECIAL ORDINANCE**

4. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

A SPECIAL ORDINANCE GRANTING TO CON EDISON A PERMIT TO INSTALL A NEW CONDUIT AND RELATED SERVICES AT ROSE HILL TERRACE, SUBJECT TO CERTAIN TERMS AND CONDITIONS.

WHEREAS, Consolidated Edison, in a communication forwarded to the City Engineer dated February 6, 2012, has made application pursuant to an ordinance adopted by the Board of Aldermen of the City of Yonkers on May 31, 1892, to excavate in excess of 100 linear feet and no more than 230 linear feet and to install a new conduit and related services regarding gas supplies for the 4 inch medium pressure gas main at Rose Hill Terrace between Lewis Street and Upland Place, Yonkers, N.Y. in accordance with Drawing Number G12-01807-WCY; and

WHEREAS, the work being done by said company is the replacement of existing lines and it is therefore a Type II action under the New York State Environmental Quality Review Act; and

WHEREAS, the said company will be required, prior to the commencement of the work, to insure the restoration of said streets in the same condition as said streets were in prior to said excavation and indemnifying and saving harmless the City of Yonkers against loss or losses, damages, action, or proceedings arising out of said excavation;

NOW, THEREFORE, the City of Yonkers, in City Council convened, hereby ordains and enacts:

Section 1. Permission is hereby given to Consolidated Edison, in accordance with the terms of an ordinance adopted by the Board of Aldermen of the City of Yonkers on May 31, 1892, to excavate in excess of 100 linear feet and no more than and no more than 230 linear feet in order to install a new conduit and related services regarding gas supplies for the 4 inch medium pressure gas main at Rose Hill Terrace between Lewis Street and Upland Place, Yonkers, N.Y. in accordance with Drawing Number G12-01807-WCY.

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**SPECIAL ORDINANCE (CONTINUED)**

Section 2. This ordinance shall take effect immediately.

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**RESOLUTION**

5. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

WHEREAS, Mayor Mike Spano has appointed Michael V. Curti, Esq. to be First Deputy Corporation Counsel in the City's Law Department; and

WHEREAS the First Deputy Corporation Counsel designee has approximately seven years of progressive legal experience in both the public and private sectors with increasing responsibilities with each legal assignment; and

WHEREAS, the First Deputy Corporation Counsel designee has all of the qualifications, training and experience to assist in the guidance, management and leadership in the office of the Corporation Counsel; and

WHEREAS, the City Charter requires for this appointment a waiver of Section 2-8 be granted; and

WHEREAS, pursuant to Section 3-7 of the Charter of the City of Yonkers, the appointment of the First Deputy Corporation Counsel is subject to the advise and consent of the City Council; and

WHEREAS, it is in the best interest of the City of Yonkers that the City Council give advice and consent to the appointment of Michael V. Curti, Esq., as First Deputy Corporation Counsel and in doing so, the waiver required by Section 2-8 of the Yonkers City Charter be granted.

NOW, THEREFORE BE IT RESOLVED, that the Yonkers City Council hereby gives its advice and consent to the appointment of Michael V. Curti, Esq. as First Deputy Corporation Counsel; and be it

FURTHER RESOLVED, that this Resolution shall take effect as of February 17, 2012.

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**RESOLUTION**

6. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

WHEREAS, Mayor Mike Spano has appointed Jeffrey S. Williams, AICP to be the Commissioner of Planning and Development for the City of Yonkers; and

WHEREAS, the Commissioner designee has more than twenty-four years experience in the field of Planning and Development, serving the last four years as the Commissioner of Planning and Development for the City of Mount Vernon, and for six years in the Planning Department of Westchester County and for twelve years before that serving in the City of Yonkers' Bureau of Planning and Development; and

WHEREAS, the Commissioner designee possesses all of the qualifications, experience and training to lead and guide this Department and the City in the continuing growth and development and prosperity of our City in challenging economic times; and

WHEREAS, pursuant to Section C3-7 of the Charter of the City of Yonkers, the appointment of the Commissioner of Planning and Development is subject to the advice and consent of the City Council; and

WHEREAS, it is in the best interest of the City of Yonkers that the City Council give advice and consent to the appointment of Jeffrey S. Williams, AICP, as Commissioner of Planning and Development.

NOW, THEREFORE BE IT RESOLVED, that the Yonkers City Council hereby gives its advice and consent to the appointment of Jeffrey S. Williams, AICP, as Commissioner of Planning and Development; and be it

FURTHER RESOLVED, that this Resolution shall be effective as of February 14, 2012.

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**RESOLUTION**

7. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

WHEREAS, Mayor Mike Spano has appointed Paula Redd Zeman to be the City of Yonkers' next Commissioner of Human Resources; and

WHEREAS, the Commissioner designee has more than eleven years experience in personnel and human resource matters having been the Commissioner of Human Resources for the County of Westchester; and

WHEREAS, the Commissioner designee possesses the necessary education, training, qualifications and experience in leading and guiding large private and governmental organizations in the complexities of civil service and human resources; and

WHEREAS, the City Charter requires for this appointment a waiver of Section C2-8 be granted; and

WHEREAS, pursuant to Section C3-7 of the Charter of the City of Yonkers, the appointment of the Commissioner of Human Resources is subject to the advice and consent of the City Council; and

WHEREAS, it is in the best interest of the City of Yonkers that the City Council give advice and consent to the appointment of Paula Redd Zeman as Commissioner of Human Resources and in doing so, the waiver required by Section C2-8 of the Yonkers City Charter be granted.

NOW, THEREFORE BE IT RESOLVED, that that Yonkers City Council hereby gives its advice and consent to the appointment of Paula Redd Zeman as Commissioner of Human Resources; and be it

FURTHER RESOLVED, that this Resolution shall be effective as of March 2, 2012.

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**RESOLUTION**

8. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

WHEREAS, the owner of the property located at 290 McLean Avenue, more properly known as Block 50 Lot 55 on the Tax Assessment Map of the City of Yonkers has submitted an application for a Site Plan Review and a Special Use Permit for the operation of a convenience store in conjunction with an automobile service station to the Planning Board which was approved by the Planning Board in accordance with Article VII and Article IX of the Zoning Code of the City of Yonkers; and

WHEREAS, upon review of the application and the record, this City Council believes it to be in the best interest of the City to grant said application.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Yonkers, in meeting assembled, that the proposed Site Plan and Special Use Permit should be granted; and be it further

RESOLVED, that upon the record and findings of the Planning Board, with respect to the application submitted by MICHAEL CALVI, as representative for the property owner, for a Site Plan Review and Special Use Permit, for the operation of a convenience store in conjunction with an automobile service station at Block 50, Lot 55 on the Tax Assessment Map of the City of Yonkers, on the property known as 290 McLean Avenue, Yonkers, New York, pursuant to Article VII and Article IX of The Zoning Code of the City of Yonkers, the decision and actions of the Planning Board of the City of Yonkers are hereby approved, and this approval is subject to the conditions set forth in the decision of the Planning Board, which includes but is not limited to; (1) All improvements made to this site and all conditions imposed by the Planning Board, including the resolution relating to the site plan and special use permit, shall remain in full force and effect as long as the site remains occupied; and (2) Traffic signage is subject to final approval by the Traffic Engineer; and (3) All fuel deliveries shall be made during off peak hours; and (4) The owner shall replace the sidewalk and curb along the frontage as directed by the Engineering Department of the City of Yonkers. All of the conclusions, findings and conditions of the January 11, 2012, Planning Board Resolution are hereby referenced to and made a part hereof; and be it further

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RESOLUTION (CONTINUED)

RESOLVED, that this Resolution shall take effect immediately.

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**RESOLUTION**

9. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

RESOLUTION APPROVING AN INTER-MUNICIPAL AGREEMENT BETWEEN THE CITY OF YONKERS AND THE COUNTY OF WESTCHESTER FOR THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE SAID AGREEMENT

WHEREAS, the County of Westchester and the Police Departments of the municipalities within Westchester County have executed a plan by which each member has agreed to make available its police personnel and equipment in order to reduce the rate of preventable traffic accidents and fatalities in Westchester County by increasing public awareness through traffic safety enforcement; and

WHEREAS, the County of Westchester has informed the City of Yonkers of the approval of the Fiscal Year 2012 Selective Traffic Enforcement Program Grant by the NYS Governor's Traffic Safety Council; and

WHEREAS, the term of said agreement is for a period of five years and may be renewed at the expiration of said term by the agreement of both parties; and

WHEREAS, pursuant to said agreement, the City of Yonkers has been authorized to spend \$6,955 for increased traffic safety enforcement for the first year of the term; to wit, October 1, 2011 to September 20, 2012; and

WHEREAS, the County of Westchester now desires to have the City of Yonkers enter into the Inter-Municipal Agreement pertaining to the Selective Traffic Enforcement Program for the period October 1, 2011 to September 30, 2016;

NOW, THEREFORE, BE IT RESOLVED, that the Inter-Municipal Agreement between the County of Westchester and the City of Yonkers for the Selective Traffic Enforcement Program for the period October 1, 2011 to October 1, 2016, is hereby approved; and be it further,

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**RESOLUTION (CONTINUED)**

RESOLVED, that the Mayor or his designee be and the same is hereby authorized to execute said Agreement; and be it further,

RESOLVED, that this resolution will take effect immediately.

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**RESOLUTION**

10. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

WHEREAS, by Local Law \_\_\_ - 2012, the City Council of the City of Yonkers further amended Section 1-39 of the City Code to provide that the Corporation Counsel may enter into agreements to settle claims relating to: (1) personal injury for amounts less than \$5,000, or (2) property damage for amounts less than \$10,000, subject only to the approval of the Mayor and the Comptroller, and in the discretion of the Corporation Counsel, without the further approval of the City Council; while City Council approval is required for settlement agreements above these thresholds for such claims; and

WHEREAS, such amendment is effective as of March\_\_\_\_, 2012;  
and

WHEREAS, the City Council desires to be informed about all settlements below the above stated thresholds;

NOW, THEREFORE BE IT RESOLVED, that the Corporation Council of the City of Yonkers is hereby directed to file with the City Clerk, on January 1, April 1, July 1 and October 1 of each year, a report stating, inter alia; (1) the name of each matter so settled since the date of the previous such report, (2) the monetary amount of the settlement, (3) the date settled, and (4) the subject matter of the case; and be it further

RESOLVED, that this Resolution shall take effect as of July 1, 2012.

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**RESOLUTION**

11. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

WHEREAS, the inclusion of public transportation has been a central feature of the Tappan Zee Bridge Replacement Project (the "TZB Replacement") since the launch of formal environmental review in 2002 and before. After receiving detailed public input in 280 meetings and data generated over 10 years, all five alternatives and all but the "No Build" alternative for the TZB Replacement included transit; and

WHEREAS, New York State and the federal government, after years of public input and broad consensus on the inclusion of public transportation in the TZB Replacement, have abruptly decided to pursue a replacement without transit and have re-started the environmental review process based on an alternative lacking public transportation; and

WHEREAS, approximately 138,000 vehicles travel across the Tappan Zee Bridge every day, which is far more than the bridge was designed to handle when it was built in 1955. This number is expected to increase significantly in the coming years, and, without public transportation, the TZB Replacement would not result in increases in peak-direction capacity or long term operational changes to traffic patterns. Absent improvements, travel times across the Tappan Zee Bridge/I-287 corridor (the "Corridor") are expected to grow by as much as 70 percent; and

WHEREAS, the development of public transportation as part of the TZB Replacement is central to relieving congestion in the Corridor and local arterials, improving air quality, achieving sustainability goals, reducing dependence on fossil fuels, improving pedestrian safety, and improving motorist travel time, in Westchester and New York State; and

WHEREAS, residents of Yonkers and other communities in the TZB service area would be burdened by many years of unnecessarily increasing traffic if transit infrastructure is not included in the TZB Replacement; and

WHEREAS, Westchester County is planning its own Bus Rapid Transit ("BRT") routes along Central Avenue which would benefit by and become more effective by eventually interconnecting to BRT or other public transportation on the TZB; and

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**RESOLUTION (CONTINUED)**

WHEREAS, New York State and the Federal Highway Administration should not repeat the mistakes of the past by locking in automobile- and truck-only infrastructure in this important Corridor for decades to come; and

WHEREAS, if not built as part of the current plans for the TZB Replacement, public transportation is very unlikely to be added in the future and the State, Federal government and local communities, as a practical matter, face a "now or never" decision. Failure to build public transportation now when billions of dollars are being dedicated to the TZB Replacement would be penny wise and pound foolish: the estimated cost of replacing the bridge for motor vehicles only is \$5.2 billion; adding a BRT system is estimated to cost an additional \$1 billion; and

WHEREAS, including public transportation in the TZB Replacement is consistent with and advances the purposes of numerous state, county and federal government policies aimed at reducing dependence on foreign oil, air pollution and the emission of greenhouse gases, including the New York State Climate Action Plan, the Westchester Action Plan for Climate Change, and federal goals enshrined in the Clean Air Act, the Safe, Accountable, Flexible, Efficient Transportation Equity Act, Executive Order 13514 and elsewhere; now therefore be it RESOLVED: that the City of Yonkers, acting through its City Council hereby

NOW, THEREFORE, BE IT RESOLVED: that the City of Yonkers, acting through its City Council hereby:

- 1) Calls upon Governor Cuomo, the New York State Department of Transportation, the Federal Highway Administration and the Federal Transit Authority to restore dedicated public transportation infrastructure to its long-held place in any and all plans for the replacement of the Tappan Zee Bridge;
- 2) Calls upon other affected communities and municipalities to let their opinion be known to Governor Cuomo and the relevant agencies and representatives of New York State and the federal government on this critical decision that will impact quality of life for decades to come; and

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**RESOLUTION (CONTINUED)**

- 3) Pledges to join with other affected municipalities to participate fully in the TZP Replacement planning process to ensure that the TZB Replacement when built will be fully consistent with the important concerns and objectives clearly expressed by the citizenry over the many years of the TZB Replacement planning process.

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**TUESDAY, FEBRUARY 28, 2012**

**RESOLUTION**

12. BY COUNCILMEMBER JOHNSON; COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS SHEPHERD AND BREEN:

WHEREAS, Lance Corporal Anthony Deshon Stewart, a lifetime Yonkers resident, died in faithful and honorable service to our country; and

WHEREAS, after graduating from Charles E. Gorton High School, Lance Corporal Anthony Deshon Stewart, enlisted in the United States Marine Corp on September 6, 1989, being assigned to First Marine Division Kaneohe Bay in Hawaii, and completed basic training at Paris Island, South Carolina on December 1, 1989, and on March 22, 1990, Lance Corporal Stewart completed Infantry School in Camp Lejune, North Carolina; and

WHEREAS, on September 3, 1990, Lance Corporal Anthony Deshon Stewart, left for Saudi Arabia to serve his country in the Gulf War, and three months later, on December 29, 1990, Anthony's family received a devastating call that Anthony was killed by friendly fire; and

WHEREAS, in his short Marine career, Lance Corporal Stewart, received the following medals: Navy Unit Commendation Plaque with a Ribbon Bar, National Defense Service Medal, Southwest Asia Service Medal with Bronze Star, Sea Deployment Ribbon and a Rifle Marksman Badge, and Lance Corporal Stewart's name is inscribed in both Yonkers Veterans Memorials and Larkin Plaza; and

WHEREAS, in memory of Lance Corporal Anthony Deshon Stewart, his family and friends request to have an honorary street-naming; and

WHEREAS, it is the desire of the City Council to honor the family's request to render a public and permanent reminder of the achievements of this Yonkers native; and

WHEREAS, the Yonkers City Council requires a public hearing to take place for such a request;

**AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 28, 2012**

**RESOLUTION (CONTINUED)**

NOW, THEREFORE, BE IT RESOLVED, the City Council hereby directs the City Clerk to set a properly notified and publicized public hearing date on the matter, for consideration of the honorary street naming of "Ravine Avenue" at the intersection of Glenwood Avenue and Ravine Avenue. This street is be honorarily named, "US Marine Lance Corporal Anthony Deshon Stewart Drive."

**AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
**TUESDAY, FEBRUARY 28, 2012**

**RESOLUTION**

13. BY COUNCIL PRESIDENT LESNICK, MAJORITY LEADER TERRERO, MINORITY LEADER LARKIN, COUNCILMEMBERS JOHNSON, SHEPHERD AND BREEN:

WHEREAS, the City of Yonkers is proud of its many diverse community groups who play an integral leadership role in preserving and displaying the rich history of each community represented in our beautiful mosaic of communities; and

WHEREAS, foremost among these groups is the St. Patrick's Day Parade Committee which spearheads the efforts each year to highlight the notable achievements and contributions of prominent caring members of the Irish-American Community; and

WHEREAS, the St. Patrick's Day Parade originated in Yonkers at the Irish Centre on November 29, 1955 and the first festive Parade commemorating this annual celebration in Yonkers took place on Sunday March 11, 1956; and

WHEREAS, each year the St. Patrick's Day Parade Committee hosts a series of events in our City, sharing its proud heritage with all our residents, beginning with the "Changing of the Sash" in early February and culminating with the festive St. Patrick's Day Parade and dinner, this year on the 4<sup>th</sup> day of March 2012 and will once again celebrate the history and splendor of the Irish and those most supremely proud of their Irish-American heritage; and

WHEREAS, these annual events provide opportunities for the Committee to bestow well deserved honors upon outstanding members of the community who have selflessly given of their time, expertise and resources to promote the welfare and advancement of not only the Irish-American Community but also that of our beloved Yonkers; and

WHEREAS, this year the Members of the St. Patrick's Day Parade Committee has chosen the very dedicated Peter Xavier Kelly as the 2012 Parade Grand Marshal and the following distinguished individuals as his Aides for the festivities: Joan Feehan, Deanne May, Maura Hill Friend, Dennis Hanrahan, Michael Lang, Lawrence McElroen, John Ryan and Patricia O'Connell Saich;

**AGENDA**  
**CITY COUNCIL OF THE CITY OF YONKERS**  
**STATED MEETING**  
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**RESOLUTION (CONTINUED)**

NOW, THEREFORE BE IT RECOGNIZED, that the Members of the Yonkers City Council join with the St. Patrick's Day Parade Committee in congratulating Parade Grand Marshal Peter Xavier Kelly and his Aides on this most auspicious occasion and we wish them much success in their continued endeavors on behalf of the citizens of Yonkers.

AGENDA  
CITY COUNCIL OF THE CITY OF YONKERS  
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COMMITTEE REPORTS