

# Budget & Appropriations Meeting Agenda



Committee Chair: Jewel Williams Johnson

800 Michaelian Office Bldg.  
148 Martine Avenue, 8th Floor  
White Plains, NY 10601  
[www.westchesterlegislators.com](http://www.westchesterlegislators.com)

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**Monday, November 13, 2023**

**10:00 AM**

**Committee Room**

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## CALL TO ORDER

Please note: Meetings of the Board of Legislators and its committees are held at the Michaelian Office Building, 148 Martine Avenue, White Plains, New York, 10601, and remotely via the WebEx video conferencing system. Legislators may participate in person or via Webex. Members of the public may attend meetings in person at any of its locations, or view it online on the Westchester County Legislature's website: <https://westchestercountyny.legistar.com/> This website also provides links to materials for all matters to be discussed at a given meeting.

The Hon. Legislator Symra Brandon will be participating remotely from the 28 Wells Avenue 5th Floor, Yonkers, NY 10701.

## MINUTES APPROVAL

### I. ITEMS FOR DISCUSSION

1. [2023-499](#) **ACT-Agreement-District Attorney's Investigators PBA of Westchester County, Inc.**

AN ACT approving certain financial terms and conditions of employment requiring legislative approval by law in a Collective Bargaining Agreement for those employees of Westchester County represented by the District Attorney's Investigators PBA of Westchester County, Inc. for a five (5) year period commencing on January 1, 2020 and ending on December 31, 2024.

B&A Only.

Guests:

Vincent Toomey

Chief Administrator Charles Forzano- District Attorney's Office

2. **2023-506**      **ACT - Lawsuit Settlement of H.H. v. County of Westchester and Westchester Adult Protective Services**

AN ACT authorizing the County Attorney to settle the Request for Authorization to settle the notice of claim filed by Adrienne J. Orbach, Esq., as guardian of the person and property of H.H., an incapacitated person against the County of Westchester and the Westchester County Adult Protective Services in the amount of EIGHT HUNDRED EIGHTY-ONE THOUSAND, SIXTY-TWO (\$881,062) DOLLARS.

Joint with LMC.

Guests: Law Department

County Attorney John Nonna, Assistant

Chief Deputy County Attorney Fred Sullivan

Senior Assistant County Attorney Susan Kettner

3. [2023-501](#)      **RES - 2024 Westchester County Budget - Suspending Rules 9 & 11**

A RESOLUTION suspending Rules 9 & 11 of the Rules of Westchester County Board of Legislators with regard to the 2024 Proposed Westchester County Budget.

B&A Only.

4. [2023-502](#)      **PH - 2024 Westchester County Budget**

A Public Hearing on the Proposed 2024 Westchester County Budget for Wednesday, December 6, 2023 at 7:00 PM and designating which papers will publish the Notice of Public Hearing.

B&A Only.

5. [2023-503](#)      **RES - 2024 Westchester County Budget - PH Rules for Webex**

A RESOLUTION adopting certain rules for conduct of the Public Hearing for Webex concerning the Proposed 2024 Westchester County Budget.

B&A Only.

Department of Public Safety - Presentation on the 2024 Operating Budget

Guests: Department of Public Safety

Commissioner Terrance Raynor

Department of Correction - Presentation on the 2024 Operating Budget

Guests: Department of Correction

Commissioner Joseph Spano

## II. OTHER BUSINESS

**III. RECEIVE & FILE**

**ADJOURNMENT**



George Latimer  
County Executive

November 3, 2023

Honorable Westchester County Board of Legislators  
County of Westchester  
800 Michaelian Office Building  
148 Martine Avenue  
White Plains, New York 10601

Re: Approval of Agreement between the County of Westchester and the District Attorney’s  
Investigators PBA of Westchester County, Inc.

Dear Members of the Honorable Board of Legislators:

This is to advise you that the Administration and the District Attorney’s Investigators PBA of Westchester County, Inc. (“the Union”) have, subject to the approval of your Honorable Board, reached an agreement on a five (5) year contract commencing on January 1, 2020 and ending on December 31, 2024 (“Memorandum of Agreement” or “Agreement”). All terms and conditions of the collective bargaining agreement, as continued or changed by an interest arbitration award and prior memoranda of agreement, shall remain in full force and effect except as agreed to be modified herein.

In accordance with the Memorandum of Agreement, I request that this matter be placed on the Board’s agenda for a regularly scheduled meeting, as soon as practicable. Upon approval by the Union membership and Your Honorable Board, all new terms and conditions shall be implemented as soon as practicable. Base wage increases for 2020, 2021, 2022, 2023, and 2024 shall also be implemented as soon as practicable.

Any and all retroactive money due and owing, if any, shall be paid as soon as practicable to all unit members employed from January 1, 2020 to the date of execution of this agreement.

The provisions of the Agreement that require your consideration and approval in compliance with the Public Employees’ Fair Employment Act (“Taylor Law”) are outlined below:

**1. Duration:**

This Agreement shall be effective January 1, 2020 and ending on December 31, 2024.

Office of the County Executive

Michaelian Office Building  
148 Martine Avenue  
White Plains, New York 10601

Email: GLatimer@westchestergov.com  
Telephone: (914)995-2900

westchestergov.com

**2. Compensation:**

Compensation shall be amended to read as follows:

- a. Effective January 1, 2020, each step of the salary schedule in effect on December 31, 2019 shall be increased by 3.0%.
- b. Effective January 1, 2021, each step of the salary schedule in effect on December 31, 2020 shall be increased by 3.0%.
- c. Effective January 1, 2022, each step of the salary schedule in effect on December 31, 2021 shall be increased by 2.0%.
- d. Effective January 1, 2023, each step of the salary schedule in effect on December 31, 2022 shall be increased by 2.0%.
- e. Effective January 1, 2024, each step of the salary schedule in effect on December 31, 2023 shall be increased by 2.75%.

**3. Holidays**

Effective June 19, 2023, and each January 1<sup>st</sup> thereafter, Juneteenth shall be credited holiday to all employees as a non-accruable “chart day” to be used within the calendar year.

**4 Shift Differential:**

The Shift Differential shall be amended to read as follows:

- a. Effective January 1, 2023, the shift differential shall be increased to \$28.00.

**5. Welfare Fund:**

The Welfare Fund shall be amended to read as follows:

The County shall forward the following amount, every year, for each employee to the Association Welfare Fund:

- a. Effective January 1, 2022, increase annual payment by \$100 (total for each employee — \$2,550).
- b. Effective January 1, 2023, increase annual payment by \$100 (total for each employee — \$2,650).

c. Effective January 1, 2024, increase annual payment by \$75 (total for each employee — \$2,725).

I recommend approval of the Agreement reached between the Administration and the District Attorney's Investigators PBA of Westchester County, Inc.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "George Latimer".

George Latimer  
County Executive

HONORABLE BOARD OF LEGISLATORS  
WESTCHESTER COUNTY

Your Committee is in receipt of a communication from the County Executive pertaining to approval of the Agreement between the County of Westchester and the District Attorney's Investigators PBA of Westchester County, Inc. ("the Union") on a four (5) year contract commencing on January 1, 2020 and ending on December 31, 2024 ("Memorandum of Agreement" or "Agreement"). All terms and conditions of the collective bargaining agreement, as continued or changed by an interest arbitration award and prior memoranda of agreement, shall remain in full force and effect except as agreed to be modified herein.

Upon approval by the Union membership and Your Honorable Board, all new terms and conditions shall be implemented as soon as practicable. Base wage increases for 2020, 2021, 2022, 2023, and 2024 shall also be implemented as soon as practicable.

Any and all retroactive money due and owing, if any, shall be paid as soon as practicable to all unit members employed from January 1, 2020 to the date of execution of this agreement.

The provisions of the Agreement that this Board's consideration and approval in compliance with the Public Employees' Fair Employment Act ("Taylor Law") are outlined below:

**1. Duration:**

This Agreement shall be effective January 1, 2020 and ending on December 31, 2024.

**2. Compensation:**

Compensation shall be amended to read as follows:

- a. Effective January 1, 2020, each step of the salary schedule in effect on December 31, 2019 shall be increased by 3.0%.
- b. Effective January 1, 2021, each step of the salary schedule in effect on December 31, 2020 shall be increased by 3.0%.
- c. Effective January 1, 2022, each step of the salary schedule in effect on December 31, 2021 shall be increased by 2.0%.
- d. Effective January 1, 2023, each step of the salary schedule in effect on December 31, 2022 shall be increased by 2.0%.
- e. Effective January 1, 2024, each step of the salary schedule in effect on December 31, 2023 shall be increased by 2.75%.

**3. *Holidays***

Effective June 19, 2023, and each January 1<sup>st</sup> thereafter, Juneteenth shall be credited holiday to all employees as a non-accruable “chart day” to be used within the calendar year.

**4 *Shift Differential:***

The Shift Differential shall be amended to read as follows:

Effective January 1, 2023, the shift differential shall be increased to \$28.00.

**5. *Welfare Fund:***

The Welfare Fund shall be amended to read as follows:

The County shall forward the following amount, every year, for each employee to the Association Welfare Fund:

- a. Effective January 1, 2022, increase annual payment by \$100 (total for each employee — \$2,550).
- b. Effective January 1, 2023, increase annual payment by \$100 (total for each employee — \$2,650).
- c. Effective January 1, 2024, increase annual payment by \$75 (total for each employee — \$2,725).



Your Committee has carefully considered the subject matter, the Agreement, and the attached Act and recommends approval of the Agreement. An affirmative vote of a majority of the Board is required to pass this legislation.

Dated: White Plains, New York  
\_\_\_\_\_, 2023

COMMITTEE ON

# FISCAL IMPACT STATEMENT

SUBJECT: UFPO Contract 2020-2024  NO FISCAL IMPACT PROJECTED

## OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

### SECTION A - FUND

GENERAL FUND  AIRPORT FUND  SPECIAL DISTRICTS FUND

### SECTION B - EXPENSES AND REVENUES

Total Current Year Expense \$ 1,688,000

Total Current Year Revenue \$ 143,000

Source of Funds (check one):  Current Appropriations  Transfer of Existing Appropriations

Additional Appropriations  Other (explain)

Identify Accounts: Various Personal Services Accounts

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

Describe: \_\_\_\_\_

Potential Related Operating Budget Revenues: Annual Amount \_\_\_\_\_

Describe: \_\_\_\_\_

Anticipated Savings to County and/or Impact on Department Operations:

Current Year: \_\_\_\_\_

Next Four Years: 2024 - Expense of \$780,000 and Revenue of \$66,000

Prepared by: Mark Medwid

Title: Associate Budget Director

Department: Budget

Date: November 3, 2023

Reviewed By: *Lauren*  
Budget Director

Date: 11/2/23

### MEMORANDUM OF AGREEMENT

This Memorandum of Agreement is entered into by and between the County of Westchester (the "County") and the District Attorney's Investigators PBA of Westchester County, Inc. (the "Union") dated this 1<sup>st</sup> day of November, 2023.

WHEREAS, the County and the Union are parties to a collective bargaining agreement which was continued, as modified, by an interest arbitration award and several memoranda of agreement, most recently covering the period of January 1, 2016 through December 31, 2019; and

WHEREAS, the parties have now reached an agreement as of the date of execution of this Memorandum of Agreement for the terms and conditions of a successor collective bargaining agreement for the period of January 1, 2020 through December 31, 2024 and wish to memorialize their understanding, in writing; and

WHEREAS, this Memorandum of Agreement is subject to ratification by the Union and County Legislature as set forth herein; and

WHEREAS, upon execution of this Memorandum of Agreement by the representatives of the County and the Union, the parties agree to comply with the following:

1. All terms and conditions of the collective bargaining agreement, as continued or changed by the interest arbitration award and prior memoranda of agreement as set forth above, shall remain in full force and effect except as agreed to be modified herein.
2. After ratification by the Union and County Legislature, all new terms and conditions shall be implemented as soon as practicable following the date of the County Legislature's ratification vote. Base wage increases for 2020, 2021, 2022, 2023, and 2024 shall be implemented as soon as practicable.
3. The County agrees that any and all retroactive money due and owing, if any, shall be paid as soon as practicable to all unit members employed from January 1, 2020 to the date of execution of this agreement.
4. The parties agree that upon approval of the County Legislature after ratification by the Union, this Memorandum of Agreement shall have the full force and effect of the collective bargaining agreement between the parties.

NOW, THEREFORE, in consideration of the promises and mutual covenants contained herein, upon ratification by the Union and approval by the County Legislature, the parties agree that a successor collective bargaining agreement as continued or changed by the interest arbitration award and prior memorandum of agreement, as set forth above shall reflect the terms herein below:

#### 1. DURATION

This Agreement shall be effective January 1, 2020 through December 31, 2024.

#### 2. COMPENSATION

- a. Effective January 1, 2020, each step of the salary schedule in effect on December 31, 2019 shall be increased by 3.0%.
- b. Effective January 1, 2021, each step of the salary schedule in effect on December 31, 2020 shall be increased by 3.0%.
- c. Effective January 1, 2022, each step of the salary schedule in effect on December 31, 2021 shall be increased by 2.0%.
- d. Effective January 1, 2023, each step of the salary schedule in effect on December 31, 2022 shall be increased by 2.0%.
- e. Effective January 1, 2024, each step of the salary schedule in effect on December 31, 2023 shall be increased by 2.75%.

**3. HOLIDAYS**

Effective June 19, 2023, and each January 1<sup>st</sup> thereafter, Juneteenth shall be credited holiday to all employees as a non-accruable "chart day" to be used within the calendar year.

**4. SHIFT DIFFERENTIAL**

Effective January 1, 2023, the shift differential shall be increased to \$28.00.

**5. WELFARE FUND**

The County shall forward the following annual amount for each employee, payable in equal monthly installments, to the Association Welfare Fund:

- a. Effective January 1, 2022, increase annual payment by \$100 – \$2,550
- b. Effective January 1, 2023, increase annual payment by \$100 – \$2,650
- c. Effective January 1, 2024, increase annual payment by \$75 – \$2,725

All proposals not addressed by the Memorandum of Agreement are withdrawn by the parties.

Agreed to by and between the parties' representatives, as set forth below.

FOR THE COUNTY



FOR THE UNION

*EWORL*, President 11/1/2023

ACT NO. \_\_\_\_\_ 2023

AN ACT approving certain financial terms and conditions of employment requiring legislative approval by law in a Collective Bargaining Agreement for those employees of Westchester County represented by the District Attorney's Investigators PBA of Westchester County, Inc. for a five (5) year period commencing on January 1, 2020 and ending on December 31, 2024.

BE IT ENACTED by the Westchester County Board of Legislators as follows:

**Section 1.** All terms and conditions of the collective bargaining agreement, as continued or changed by an interest arbitration award and prior memoranda of agreement, shall remain in full force and effect except as agreed to be modified herein.

**Section 2. Compensation:**

Compensation shall be amended to read as follows:

- a. Effective January 1, 2020, each step of the salary schedule in effect on December 31, 2019 shall be increased by 3.0%.
- b. Effective January 1, 2021, each step of the salary schedule in effect on December 31, 2020 shall be increased by 3.0%.
- c. Effective January 1, 2022, each step of the salary schedule in effect on December 31, 2021 shall be increased by 2.0%.
- d. Effective January 1, 2023, each step of the salary schedule in effect on December 31, 2022 shall be increased by 2.0%.
- e. Effective January 1, 2024, each step of the salary schedule in effect on December 31, 2023 shall be increased by 2.75%.

**Section 3. Holidays:**

Effective June 19, 2023, and each January 1<sup>st</sup> thereafter, Juneteenth shall be credited holiday to all employees as a non-accruable “chart day” to be used within the calendar year.

**Section 4 Shift Differential:**

The Shift Differential shall be amended to read as follows:

Effective January 1, 2023, the shift differential shall be increased to \$28.00.

**Section 5. Welfare Fund:**

The Welfare Fund shall be amended to read as follows:

The County shall forward the following amount, every year, for each employee to the Association Welfare Fund:

- a. Effective January 1, 2022, increase annual payment by \$100 (total for each employee — \$2,550).
- b. Effective January 1, 2023, increase annual payment by \$100 (total for each employee — \$2,650).
- c. Effective January 1, 2024, increase annual payment by \$75 (total for each employee — \$2,725).


Any and all retroactive money due and owing, if any, shall be paid as soon as practicable to all unit members employed from January 1, 2020 to the date of execution of this agreement.

**Section 6. This Act shall take effect immediately.**

**Vedat Gashi**  
Chairman of the Board  
Legislator, 4th District



TO: Hon. Jewel Williams Johnson  
Chair, Budget & Appropriations

FROM: Hon. Vedat Gashi  
Chairman of the Board 

DATE: November 8, 2023

RE: Items 2023-499 – ACT-Agreement-District Attorney's Investigators PBA of Westchester County, Inc.

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As Chairman of the Board of Legislators, I am placing the below item directly into the Committee on Budget & Appropriations.

Thank you.

(ID: 2023-499) ACT-Agreement-District Attorney's Investigators PBA of Westchester County, Inc.  
AN ACT approving certain financial terms and conditions of employment requiring legislative approval by law in a Collective Bargaining Agreement for those employees of Westchester County represented by the District Attorney's Investigators PBA of Westchester County, Inc. for a five (5) year period commencing on January 1, 2020 and ending on December 31, 2024.


CC: Marcello Figueroa  
James Silverberg  
Dylan Tragni  
Sunday Vanderberg

**Vedat Gashi**  
Chairman of the Board  
Legislator, 4th District



TO: Hon. Jewel Williams Johnson  
Chair, Budget & Appropriations

Hon. Damon Maher  
Chair, Law & Major Contracts

FROM: Hon. Vedat Gashi  
Chairman of the Board 

DATE: November 9, 2023

RE: Item 2023-506 – ACT-Lawsuit Settlement of H.H. v. County of Westchester and Adult Protective Services

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As Chairman of the Board of Legislators, I am placing the below item directly into the Committees on Budget & Appropriations and Law & Major Contracts.

Thank you.

(ID: 2023-506) ACT - Lawsuit Settlement of H.H. v. County of Westchester and Westchester Adult Protective Services

AN ACT authorizing the County Attorney to settle the Request for Authorization to settle the notice of claim filed by Adrienne J. Orbach, Esq., as guardian of the person and property of H.H., an incapacitated person, against the County of Westchester and the Westchester County Adult Protective Services in the amount of EIGHT HUNDRED EIGHTY-ONE THOUSAND, SIXTY-TWO (\$881,062) DOLLARS.

CC: Jill Axelrod  
Marcello Figueroa  
James Silverberg  
Dylan Tragni  
Sunday Vanderberg



RESOLUTION -2023

TO THE COUNTY BOARD OF LEGISLATORS  
OF THE COUNTY OF WESTCHESTER, NEW YORK

**BE IT**

**RESOLVED**, that Rules 9 and 11 of the Rules of Westchester County Board of Legislators, Resolution No. 101-1998, be suspended solely and exclusively with regard to the 2024 proposed Westchester County Budget, and

**BE IT FURTHER**

**RESOLVED**, that items may be presented orally and with majority consent.

Dated:  
White Plains, New York

**COMMITTEE ON BUDGET & APPROPRIATIONS**

RESOLUTION -2023

TO THE COUNTY BOARD OF LEGISLATORS  
OF THE COUNTY OF WESTCHESTER, NEW YORK

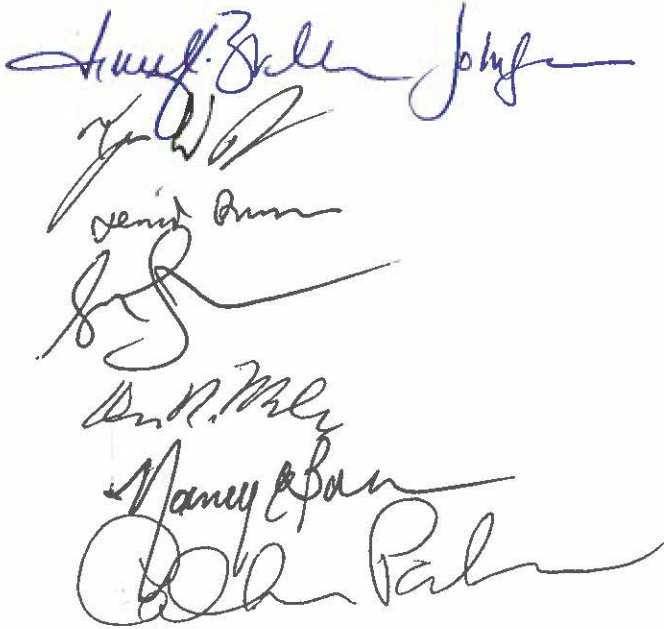
**BE IT**

**RESOLVED**, that Rules 9 and 11 of the Rules of Westchester County Board of Legislators, Resolution No. 101-1998, be suspended solely and exclusively with regard to the 2024 proposed Westchester County Budget, and

**BE IT FURTHER**

**RESOLVED**, that items may be presented orally and with majority consent.

Dated: November 13, 2023  
White Plains, New York



A collection of seven handwritten signatures in blue ink, arranged vertically. The signatures are: 1. A large, stylized signature that appears to be 'James J. Zeller Jr.'. 2. A signature that appears to be 'John W. ...'. 3. A signature that appears to be 'James ...'. 4. A signature that appears to be 'John ...'. 5. A signature that appears to be 'Dan ...'. 6. A signature that appears to be 'Nancy ...'. 7. A signature that appears to be 'John ...'.

**COMMITTEE ON BUDGET & APPROPRIATIONS**

Dated: November 13, 2023  
White Plains, New York

*Synisa D. Brandon*

**COMMITTEE ON**

**Budget & Appropriations**

RESOLUTION -2023

TO THE COUNTY BOARD OF LEGISLATORS  
OF THE COUNTY OF WESTCHESTER, NEW YORK

**WHEREAS**, the County Charter requires that a public hearing with respect to the proposed 2024 Westchester County Budget be held, at which persons may be heard for or against the items as presented in said Budget or any items thereof, **THEREFORE BE IT**

**RESOLVED**, that, in accordance with the provisions of the Westchester County Charter, a public hearing be held on Wednesday, December 6, 2023 at 7:00 pm. The County Board will allow participation in the public hearing both in-person and through the Board's Webex teleconferencing system. To register to speak via Webex, please visit this link: <https://bit.ly/3sp9R9N>. **Event number: 2441 877 6534; Event password: 2024Budget** (all one word). Speakers will be called in the order of registration. Speakers who wish to participate by phone, should call 1-844-621-3956. Callers will be interspersed, with in-person speakers at the Chair's discretion. Comments may be submitted in writing by emailing: [BOLPublicHearingComments@westchesterlegislators.com](mailto:BOLPublicHearingComments@westchesterlegislators.com) by 5pm, December 6, 2023. Comments mailed to the Clerk of the Board of Legislators, 148 Martine Ave., 8th Floor, White Plains, NY 10601, must be postmarked by December 6, 2023, and **BE IT FURTHER**

**RESOLVED**, that the *JOURNAL NEWS* (All Westchester Editions), *WESTCHESTER HISPANO* (All Westchester Editions) be and hereby are designated as the newspapers in which to publish the Notice of Public Hearing as aforesaid.

Dated:  
White Plains, New York

RESOLUTION -2023

TO THE COUNTY BOARD OF LEGISLATORS  
OF THE COUNTY OF WESTCHESTER, NEW YORK

**BE IT**

**RESOLVED**, that the County Board will **permit in-person access to the meeting** and will allow participation in the public hearing both in-person and through the Webex teleconferencing system; and the following rules be and are hereby adopted for the conduct of the public hearing concerning the Proposed 2024 Westchester County Budget:

Only one numbered speaker card will be given out at 6:15p.m. for each in-person speaker,

**All** speakers shall be limited to three (3) minutes each,

To register to speak via the Board's Webex teleconferencing system, please visit this link: <https://bit.ly/3sp9R9N>. **Event number: 2441 877 6534; Event password: 2024Budget** (all one word). Speakers will be called in the order of registration,

Speakers who wish to participate by phone should call 1-844-621-3956,

Speakers will be called in the order of registration. Callers will be interspersed with in-person speakers at the Chair's discretion,

Written comments may be submitted in advance by email at [BOLPublicHearingComments@westchesterlegislators.com](mailto:BOLPublicHearingComments@westchesterlegislators.com) or by mailing them to the Clerk of the Board of Legislators, 148 Martine Ave., 8th Floor, White Plains, NY 10601. Emailed comments must be received on December 6<sup>th</sup>, 2023 by 5pm. Mailed comments must be postmarked by December 6, 2023. All written comments will be included in the official record.

Dated:  
White Plains, New York