Board of Legislators Meeting Agenda



800 Michaelian Office Bldg. 148 Martine Avenue, 8th Floor White Plains, NY 10601 www.westchesterlegislators.com

Monday, November 18, 2024

7:00 PM

Legislative Chambers

Regular Meeting

CALENDAR 24 (CONSENT)

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.

Legislator David Tubiolo will be participating remotely from 7550 Cherbourg Street, Fort Jackson, South Carolina, 29207.

CALL TO ORDER

MINUTES APPROVAL

October 21, 2024 at 7pm.

PUBLIC COMMENT

Speakers

PUBLIC HEARING

1. <u>2024-544</u> <u>PH-Enter into Lease Agreement-MG MARTINE SPE LLC-11 Martine</u> Avenue, White Plains

A Public Hearing on "A LOCAL LAW authorizing the County of Westchester to enter into a lease agreement with MG MARTINE SPE LLC, or the owner of record, for approximately 57,266 square feet of space comprised of the contiguous 12th, 14th and 15th floors in the building located at 11 Martine Avenue, White Plains, New York, which includes the ground floor entry lobby of the building that exclusively serves such floors, plus 4,000 square feet gross rentable storage space, along with 229 reserved parking spaces in the parking garage adjacent to the Building, inclusive of 40 electric vehicle charging stations allocated for use by County employees and invitees, for use by the Department of Health". [Public Hearing set for November 18, 2024 at 7:30 p.m.]. LOCAL LAW INTRO: 2024-545.

SUBMITTED BY: COMMITTEE ON BUDGET & APPROPRIATIONS AND HUMAN

Board of Eoglolatoro	mooming , igoniaa	110101111001 10, 20
SERVICES		
Speakers*Please see Standir	 ng Committee Item No. 2024-545 for back-up.	
2 . <u>2024-546</u>	PH-Amendments to the Westchester County Plum	nbing Licensing
Westchester County Hearing set for Nove	Law "A LOCAL LAW amending Chapter 277, Article XV of y relating to the Westchester County plumbing licensing ember 18, 2024 at 7:30 p.m.]. LOCAL LAW INTRO: 20 COMMITTEES ON LEGISLATION, ECONOMIC DEVELOPMENTS	g law." [Public 024-547.
Speakers *Please see Standir	g Committee Item No. 2024- 547 for back-up.	
UNFINISHED BU	JSINESS	
impact on the environment of the submitted BY: C	ENV. RESO Amend Ground Lease Agreement was Aviation Partners TAL RESOLUTION determining that there will be no signment from the proposed lease amendment. COMMITTEES ON LEGISLATION, BUDGET & APPROPRIATION AND LAW & MAJOR CONTRA	gnificant adverse
	item was held over from the October 21, 2024 Reg n item of Unfinished Business for ACTION. 2024 VOTE	ular Meeting and
2. <u>2024-475</u>	LL - Amend Ground Lease Agreement with White	Plains Aviation
with White Plains Av Westchester County SUBMITTED BY: C	Partners norizing the County of Westchester to amend a ground viation Partners, LLC D/B/A Million Air White Plains for Airport. COMMITTEES ON LEGISLATION, BUDGET & APPROXITERANSPORTATION AND LAW & MAJOR CONTRA	space at
	item was held over from the October 21, 2024 Reg n item of Unfinished Business for ACTION.	ular Meeting and

3. <u>2024-476</u> ACT - Settlement with White Plains Aviation Partners

LOCAL LAW INTRO NO. 475 - 2024

AN ACT authorizing the County Attorney to settle counterclaims in the federal action entitled White Plains Aviation Partners, LLC, d/b/a/ Million Air White Plains v. County of Westchester.

SUBMITTED BY: COMMITTEES ON LEGISLATION, BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND LAW & MAJOR CONTRACTS

*Pleas	se note: This item v	vas held over fro	om the October 21, 2024 Regular Meeting and
appea	ars here as an item	of Unfinished B	usiness for ACTION.
ACT_	2024	VOTE	
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I. COMMUNICATIONS

A. COUNTY EXECUTIVE

1. <u>2024-571</u> ACT-Proposed Appropriations & Tax Levies for 2025 Budget

AN ACT adopting the County Budget and making appropriations and levying real property taxes for the conduct of the County Government for the year Two Thousand Twenty-Five (2025).

COMMITTEE REFERRAL: COMMITTEE ON BUDGET & APPROPRIATIONS

2. <u>2024-586</u> ACT-Retroactively Amend Grant Agreements-NYSOFA-CSE, etc.

AN ACT authorizing the County of Westchester to retroactively amend grant agreements with the New York State Office for the Aging to increase funding under the 2023-24 CSE and EISEP programs, and under the 2022-2024 combined WIN/NSIP programs, and to extend the EISEP Grant Agreement term through December 31, 2024.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND VETERANS, SENIORS & YOUTH

3. <u>2024-588</u> <u>BOND ACT-RD017-MRF Transfer Station Rehab.-Amending Bond Act 99-2019</u>

A BOND ACT (Amended) authorizing a decrease of bonds of Westchester County from SEVEN MILLION, FIVE HUNDRED THOUSAND (\$7,500,000) DOLLARS to FOUR MILLION, SEVEN HUNDRED THOUSAND (\$4,700,000) DOLLARS to finance Capital Project RD017 - Material Recovery Facility and Transfer Station Rehabilitation.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION

4. <u>2024-589</u> <u>BOND ACT-RD017-MRF Transfer Station Rehab.-Amending Bond Act 85-2020</u>

A BOND ACT (Amended) reducing the amount of bonds of the County of Westchester from THREE HUNDRED THOUSAND (\$300,000) DOLLARS TO ONE HUNDRED SEVENTY THOUSAND (\$170,000) DOLLARS to finance Capital Project RD017 - Material Recovery Facility and Transfer Station Rehabilitation.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION

5. <u>2024-590</u> <u>BOND ACT-RD017-MRF Transfer Station Rehab.-Consolidated</u> Bond Act Amending 215-2023

A BOND ACT (Amended) authorizing an increase in bonds of Westchester County by TWO MILLION, NINE HUNDRED THIRTY THOUSAND (\$2,930,000) DOLLARS to EIGHTEEN MILLION, SEVEN HUNDRED SIXTY THOUSAND (\$18,760,000) DOLLARS to finance Capital Project RD017 - Material Recovery Facility and Transfer Station Rehabilitation.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION

SI. 6. 2024-592 PH-Pay Plan Amendment

A RESOLUTION to set a Public Hearing on "A LOCAL LAW s	ubject to a permiss	ive
referendum to provide for payments of increased compensation	n for an elective of	fice during
their term of office". Public Hearing set for	, 2024 at	m.
(LOCAL LAW INTRO: 2024-593.		

COMMITTEE REFERRAL: COMMITTEE ON BUDGET & APPROPRIATIONS

SI. 7. 2024-593 LOCAL LAW-Pay Plan Amendment

A LOCAL LAW subject to a permissive referendum to provide for payments of increased compensation for an elective office during their term of office.

COMMITTEE REFERRAL: COMMITTEE ON BUDGET & APPROPRIATIONS

SI. 8. 2024-594 ACT-Pay Plan Amendment

AN ACT amending Act No. 26-1952 as amended, which amended Act No. 40-1941, entitled "An Act establishing personnel rules in Westchester County service and adopting classification of positions and schedules of pay."

COMMITTEE REFERRAL: COMMITTEE ON BUDGET & APPROPRIATIONS

SI. 9. 2024-595 BOND ACT-BPL44-Public Housing Authority Improvements

A BOND ACT authorizing the issuance of SEVEN MILLION (\$7,000,000) DOLLARS in bonds of Westchester County to finance a component of Capital Project BPL44 - Public Housing Authority Improvements.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND HOUSING & PLANNING

SI. 10.2024-596 ACT-Easement Agreements-Housing Authorities

AN ACT authorizing the County of Westchester to enter into easement agreements with the following Public Housing Authorities: Greenburgh Housing Authority, New Rochelle Municipal Housing Authority, White Plains Housing Authority and the Municipal Housing Authority for the City of Yonkers and if any, its Rental Assistance Demonstration program affiliates, their successors or assigns, to fund capital improvements, and authorize the County to accept necessary property rights that will remain affordable for a period of not less than fifty (50) years.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND HOUSING & PLANNING

SI. 11.2024-597 ENV RES-99 Church Street & 6 Cottage Place, White Plains

AN ENVIRONMENTAL RESOLUTION determining that Capital Project BPL30 - New Homes Land Acquisition II - 99 Church Street & 6 Cottage Place, White Plains, will have no significant effect on the environment.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, HOUSING & PLANNING AND PUBLIC WORKS & TRANSPORTATION

SI. 12.2024-598 BOND ACT-BPL30-99 Church Street & 6 Cottage Place, White Plains

A BOND ACT authorizing the issuance of TEN MILLION (\$10,000,000) DOLLARS in bonds of Westchester County to finance Capital Project BPL30 - 99 Church Street and 6 Cottage Place, White Plains.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, HOUSING & PLANNING AND PUBLIC WORKS & TRANSPORTATION

SI. 13.2024-599 BOND ACT-BPL1A-99 Church Street & 6 Cottage Place, White Plains

A BOND ACT authorizing the issuance of FOUR MILLION, FOUR HUNDRED TWENTY THOUSAND (\$4,420,000) DOLLARS in bonds of Westchester County to finance Capital Project BPL1A - 99 Church Street & 6 Cottage Place, White Plains.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, HOUSING & PLANNING AND PUBLIC WORKS & TRANSPORTATION

SI. 14.2024-600 ACT-Land Acquisition-99 Church Street & 6 Cottage Place, White Plains

AN ACT authorizing the County of Westchester to purchase approximately +/- 0.93 acres of real property located at 99 Church Street and 6 Cottage Place in the City of White Plains and to subsequently convey said property for the purpose of creating 108 affordable condominium ownership housing units that will affirmatively further fair housing and remain affordable for a period of not less than fifty (50) years.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, HOUSING & PLANNING AND PUBLIC WORKS & TRANSPORTATION

SI. 15.2024-601 ACT-IMDA-White Plains & WBP Development LLC

AN ACT authorizing the County of Westchester (the "County") to enter into an inter-municipal developer agreement with the City of White Plains, WBP Development LLC, its successors or assigns, to fund certain infrastructure improvements as well as authorize the County to grant and accept any property rights necessary in furtherance thereof, all for the purpose of constructing 68 affordable condominium ownership units at 99 Church Street in the City of White Plains, that will affirmatively further fair housing and remain affordable for a period of

not less that 50 years.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, HOUSING & PLANNING AND PUBLIC WORKS & TRANSPORTATION

B. COUNTY ATTORNEY

1. <u>2024-581</u> ACT - Lawsuit Winter v. Luft

AN ACT authorizing the designation and retention of private counsel pursuant to the Laws of Westchester County relating to the lawsuit entitled Winter, et al. v. Luft, et al.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS

2. <u>2024-585</u> ACT - Settlement to Recover Insurance Proceeds

AN ACT to accept a settlement offer in the amount of THREE HUNDRED TWENTY-FIVE THOUSAND (\$325,000) DOLLARS from the Accredited Surety and Casualty Company for a mediation conducted to recover insurance proceeds.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS

C. LEGISLATORS

1. <u>2024-580</u> HON. ERIKA PIERCE - Free WC Park Passes for U.S. Military Veterans

A Memo of Legislation proposing U.S. Military Veterans receive free Westchester County Park Passes and all the benefits a Parks Pass provides.

COMMITTEE REFERRAL: COMMITTEES ON PARKS & ENVIRONMENT AND VETERANS, SENIORS & YOUTH AND BUDGET & APPROPRIATIONS

2. <u>2024-587</u> HON. JAMES NOLAN - Mask Transparency Act Correspondence

Forwarding correspondence from the Westchester County Police Association Inc. and Affiliated Police Association of Westchester in support of the "Mask Transparency Act". COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION AND PUBLIC SAFETY

D. OTHERS

II. NOTICES & PETITIONS

1. <u>2024-582</u> <u>CLERK OF THE BOARD: Village of Mamaroneck Planning Dept. -</u> <u>Battery Energy Storage Systems</u>

Forwarded by the Clerk of the Board, correspondence from the Village of Mamaroneck Planning Department on a Proposed Local Law establishing a six-month moratorium on Battery Energy Storage Systems.

FOR INFORMATIONAL PURPOSES ONLY - NO COMMITTEE REFERRAL NECESSARY

2. <u>2024-583</u> <u>CLERK OF THE BOARD: Pilot Agreement - 30 Water Street,</u> <u>Ossining</u>

Forwarded by the Clerk of the Board, a PILOT Agreement on behalf of the County of Westchester Industrial Development Agency, an "Application for Real Property Tax Exemption" for 30 Water Street, Ossining.

FOR INFORMATIONAL PURPOSES ONLY - NO COMMITTEE REFERRAL NECESSARY

3. <u>2024-584</u> <u>CLERK OF THE BOARD: Amended and Restated Tax Agreement - 155 Elliott Ave., Yonkers</u>

Forward by the Clerk of the Board, an Amended and Restated Tax Agreement for the property located at 155 Elliott Avenue (a/k/a 155 and 157 Elliott Avenue).

FOR INFORMATIONAL PURPOSES ONLY - NO COMMITTEE REFERRAL NECESSARY

III. STANDING COMMITTEES

1. <u>2024-539</u> <u>REAPPT-Parks, Recreation & Conservation Board- Neale, Jr.</u>

A RESOLUTION reappointing J. Henry Neale, Jr., as a member of the Westchester County Parks, Recreation and Conservation Board, effectively retroactively January 1, 2024 to December 31, 2026.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

RESOLUTION	- 2024	VOTE
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2. <u>2024-545</u> <u>LOCAL LAW-Enter into Lease Agreement-MG MARTINE SPE</u> <u>LLC-11 Martine Avenue, White Plains</u>

A LOCAL LAW authorizing the County of Westchester to enter into a lease agreement with MG MARTINE SPE LLC, or the owner of record, for approximately 57,266 square feet of space comprised of the contiguous 12th, 14th and 15th floors in the building located at 11 Martine Avenue, White Plains, New York, which includes the ground floor entry lobby of the building that exclusively serves such floors, plus 4,000 square feet gross rentable storage space, along with 229 reserved parking spaces in the parking garage adjacent to the Building, inclusive of 40 electric vehicle charging stations allocated for use by County employees and invitees, for use by the Department of Health.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND HUMAN SERVICES

Local Law Intro No. 545 - 2024	VOTE	

3. <u>2024-547</u> <u>LOCAL LAW-Amendments to the Westchester County Plumbing</u> Licensing Law

A LOCAL LAW amending Chapter 277, Article XV of the Laws of Westchester County relating to the Westchester County plumbing licensing law.

SUBMITTED BY: COMMITTEES ON LEGISLATION, ECONOMIC DEVELOPMENT AND

LABOR & HUMAN RIGHTS
Local Law Intro No. 547 - 2024 VOTE
4. 2024-555 ACT-Revised Investment Policy AN ACT amending the Investment Policy for the County of Westchester, pursuant to New York State General Municipal Law, Section 39. SUBMITTED BYL: COMMITTEE ON BUDGET & APPROPRIATIONS
ACT 2024 VOTE
PH-Lease Agreement with State of New York for Space at 200 Bradhurst Avenue, Hawthorne A RESOLUTION to set a Public Hearing on "A LOCAL LAW authorizing the County of Westchester to enter into a lease agreement with the State of New York, acting by and through the Office of General Services ("OGS"), for a portion of a State-owned building located in Hawthorne, New York, for a period of five (5) years with the County having an option to renew for one additional five (5) year term. [Public Hearing set for
RESOLUTION 2024
6. 2024-564 ACT - Westchester County Board of Ethics - Covill AN ACT approving Kitley Covill as a member of the Westchester County Board of Ethics for a term to expire on December 31, 2025. SUBMITTED BY: COMMITTEE ON APPOINTMENTS
*Please note: This Standing Committee was placed directly into committee for immediate consideration. ACT 2024 VOTE
7. 2024-568 PH - Proposed Inclusion of Additional Parcels to the WC Ag. Dist. No. 1 A RESOLUTION to set a Public Hearing on the proposed inclusion of additional parcels of land within Westchester County Agricultural District No. 1. Public Hearing set for , 2024 atm. SUBMITTED BY: COMMITTEES ON PARKS & ENVIRONMENT AND HOUSING & PLANNING

*Please note: This Standing Committee item was placed directly into committee for

Board of Legislators		Meeting Agenda	November 18, 202
immediate conside		VOTE	
8. <u>2024-572</u>	IMA-Crime S	Scene Vehicle-Putnam	
of Putnam for use b	y the County o	Westchester to lease a Crime f Putnam's Fire Investigation N BUDGET & APPROPRIAT	Team.
*Please note: This committee for imn ACT 2024	nediate consid	utive communication was pl leration. DTE	aced directly into
9. <u>2024-573</u>	ENV RES-31	1 Welcher Avenue, Peekski	<u>II</u>
impact on the environ	onment from th	ION determining that there will be proposed lease amendment proposed lease amendment property and park	t.
*Please note: This committee for imn RESOLUTION	nediate consid		aced directly into
10. <u>2024-574</u>	BOND ACT-I	BLA1A-Parkland and Histori	ical Preservation Prgm-311
DOLLARS in bonds Historical Preservat	orizing the issua of Westcheste tion Program-3	enue, Peekskill ance of ONE HUNDRED THO er County to finance Capital P 11 Welcher Avenue, Peekskill PROPRIATIONS AND PARK	roject BLA1A-Parkland and l.
*Please note: This committee for imn BOND ACT	nediate consid	utive communication was pl leration. VOTE	aced directly into
11. <u>2024-575</u>	ACT-Land A	cquisition-311 Welcher Ave	nue, Peekskill
Welcher Avenue in	Peekskill, New	Westchester to purchase real York. PROPRIATIONS AND PARK	
*Please note: This committee for imn ACT 2024	nediate consid	utive communication was pl leration. DTE	aced directly into
12 . <u>2024-576</u>	RESO-PH-20	025 Westchester County Bu	<u>dget</u>
		2025 Westchester County Budesignating which papers wil	

SUBMITTED BY: COMMITTEE ON BUDGET & APPROPRIATIONS
*Please note: This Standing Committee item was placed directly into committee for immediate consideration. RESOLUTION 2024 VOTE
13. 2024-577 RES-2025 Westchester County Budget - Suspending Rules 9 & 11 A RESOLUTION suspending Rules 9 & 11 of the Rules of the Westchester County Board of Legislators with regard to the 2025 Propose Westchester County Budget. SUBMITTED BY: COMMITTEE ON BUDGET & APPROPRIATIONS
*Please note: This Standing Committee item was placed directly into committee for immediate consideration. RESOLUTION 2024 VOTE
14. 2024-578 RES-2025 Westchester County Budget - PH Rules for In-person and WebEx Speakers A RESOLUTION adopting certain rules of conduct for the Public Hearing on the Proposed 2025 Westchester County Budget for in-person and WebEx speakers. SUBMITTED BY: COMMITTEE ON BUDGET & APPROPRIATIONS
*Please note: This Standing Committee item was placed directly into committee for immediate consideration. RESOLUTION 2024 VOTE
SI. 15.2024-494 Proposed Act Requiring Area Median and Local Area Median Income AN ACT requiring inclusion of Area Median Income and Local Area Median Income by the Westchester County Department of Planning when a Capital Project which includes affordable housing units is presented to the Westchester County Planning Board. SUBMITTED BY: COMMITTEES ON LEGISLATION AND HOUSING & PLANNING
ACT 2024 VOTE
SI. 16.2024-565 ACT-Retroactively Amend Grant Agreements-NYSOFA-Title III-B, etc. AN ACT authorizing the County of Westchester to retroactively amend 2023 grant agreements with the New York State Office for the Aging. SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND VETERANS, SENIORS & YOUTH
ACT 2024 VOTE
SI. 17.2024-566 ACT-Tourist Promotion Agency-2025
AN ACT designating the Westchester County Office of Tourism and Film as the Tourist

Promotion Agency for Westchester County for the period from January 1, 2025 through December 31, 2025.

SUBMITTED BY: COMMITTEE ON ECONOMIC DEVELOPMENT

ACT - 2024 VOTE

SI. 18.2024-567 RES-Tourist Promotion Agency-2025

A RESOLUTION designating the Westchester County Office of Tourism and Film as the Tourist Promotion Agency for Westchester, as such an agency is defined in the New York State Tourist Promotion Act, for the period from January 1, 2025 through December 31, 2025. **SUBMITTED BY: COMMITTEE ON ECONOMIC DEVELOPMENT**

RESOLUTION _____ - 2024 VOTE _____

IV. SPECIAL ORDERS

SI. 1. 2024-386 LOCAL LAW-Pistol License Fees

A LOCAL LAW to amend the Laws of Westchester County by adding a new Chapter 527-a relating to fees charged for a license to carry a pistol or revolver, purchase or take possession of a semiautomatic rifle, and amend or renew such license.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND LEGISLATION

Local Law Intro No. 386 - 2024 VOTE _____

MOTIONS, RESOLUTIONS & CALL OF THE DISTRICTS

1. <u>2024-579</u> <u>MEMORIAL RESOLUTIONS 18-2024</u>

HON. NANCY BARR: Nina Jones

HON. TERRY CLEMENTS: Richard (Richie Bell) Altobelli, Harry "Chip" Barnett

HON. MARGARET A. CUNZIO: Joseph Roman, Cindy Lou Hite, John Vincent Giammareno

HON. ERIKA PIERCE: Alvah (AI) Jakola, Ana Verrino

LEGISLATORS TUBIOLO, NOLAN, WILLIAMS AND ALVARADO: Lucia Trovato

HON. EMILJANA ULAJ: George Weeks

ADJOURNMENT

Next Meeting: December 9, 2024 at 10am.