



Board of Legislators

800 Michaelian Office Bldg.

White Plains, NY 10601

Regular Meeting

www.westchesterlegislators.com

~Minutes~

Monday, December, 14, 2020

10:00 AM

Committee Room

CALENDAR 30 (CONSENT)

CALL TO ORDER

The County Board met pursuant to adjournment.

The Honorable Benjamin Boykin in the Chair.

The Chairman opened the meeting at 10:14 AM with the salute to our flag and a prayer.

The roll call resulted as follows:

Attendee Name	Title	Status	Arrived
Tyrae Woodson-Samuels	D13 Legislator	Remote	
MaryJane Shimsky	Majority Leader	Remote	
Margaret A Cunzio	Minority Leader	Remote	
Jose Alvarado	D17 Legislator	Remote	
Nancy Barr	D6 Legislator	Remote	
Catherine Borgia	D9 Legislator	Present	
Terry A. Clements	D11 Legislator	Remote	
Kitley Covill	D2 Legislator	Present	
Vedat Gashi	D4 Legislator	Remote	
Christopher Johnson	D16 Legislator (Majority Whip)	Remote	
Damon Maher	D10 Legislator	Present	
Catherine Parker	D7 Legislator	Remote	
Colin Smith	D1 Legislator	Remote	
David J. Tubiolo	D14 Legislator	Remote	
Ruth Walter	D15 Legislator	Remote	
Alfreda Williams	D8 Legislator (Vice Chair)	Remote	
Benjamin Boykin	D5 Legislator (Chairman)	Present	

MINUTES APPROVAL

On motion of Ms. Shimsky, the following minutes were approved:

Tuesday, December 08, 2020 at 7:00 PM

Wednesday, December 09, 2010 at 7:00 PM

PUBLIC COMMENT

***Please note: On Monday, December 14, 2020, the County Board will exercise Governor Cuomo's Executive Order No. 202.15 which temporarily suspends portions of the Open Meetings Law allowing public bodies to meet and take action without permitting in-person public access to meetings and authorizes such meetings and public hearings to be held remotely by conference call or similar service, provided the public has the ability to view or listen and that such meetings are recorded and later transcribed.**

Mr. Boykin makes a motion, seconded by Ms. Borgia, to suspend Rule 4.1; motion passes by unanimous consent.

PUBLIC HEARING

UNFINISHED BUSINESS

I. COMMUNICATIONS

A. COUNTY EXECUTIVE

1. **(ID # 13129) Resolution - APPT-Board of Ethics-French:**

A RESOLUTION appointing Hon. Douglas French as a member of the Westchester County Board of Ethics for the term April 23, 2019 to December 31, 2021.

On motion of Ms. Shimsky the above item was received, filed and referred to the Committee on Appointments.

RESULT: REFERRED TO COMMITTEE

2. **(ID # 13130) Resolution - APPT-Asian American Advisory Board-Hsu:**

A RESOLUTION appointing Marjorie Hsu as a member of the Westchester County Asian American Advisory Board for the term November 18, 2020 to December 31, 2021.

On motion of Ms. Shimsky the above item was received, filed and referred to the Committee on Appointments.

RESULT: REFERRED TO COMMITTEE

3. **(ID # 13131) Resolution - APPT-Advisory Council on People with Disabilities-Chiappetta:**

A RESOLUTION appointing Ann M. Chiappetta as an at-large member of the Westchester County Advisory Council on People with Disabilities for the term November 18, 2020 to December 31, 2021.

On motion of Ms. Shimsky the above item was received, filed and referred to the Committee on Appointments.

RESULT: REFERRED TO COMMITTEE

B. COUNTY ATTORNEY

1. **(ID # 13132) Act - Lawsuit Settlement - Donahoe v. Bee-Line Bus:**

AN ACT authorizing the County Attorney to settle the lawsuit of George Donahoe v. Bee-Line Bus System, et. al. in the amount of ONE HUNDRED SEVEN THOUSAND, FIVE HUNDRED (\$107,500) DOLLARS, inclusive of attorney's fees.

On motion of Ms. Shimsky the above item was received, filed and referred to the Committees on Budget & Appropriations and Law & Major Contracts.

RESULT: REFERRED TO COMMITTEE

C. LEGISLATORS

1. **(ID # 13133) Communication - HON. DAMON R. MAHER: Eastchester Housing Lawsuit Information:**

Forwarding articles and emails from the Fair Housing Justice Center regarding the Eastchester Housing lawsuit.

On motion of Ms. Shimsky the above item was received, filed and referred to the Committees on Planning, Economic Development & Energy and Labor & Housing.

RESULT: REFERRED TO COMMITTEE

2. **(ID # 13134) Communication - HON. DAMON R. MAHER: LoHud Article - "Westchester Suffering Housing Crisis - ESSHI Program Can Help":**

Forwarding a *LoHud* article entitled, "Westchester Suffering Housing Crisis - ESSHI Program Can Help."

On motion of Ms. Shimsky the above item was received, filed and referred to the Committees on Budget & Appropriations, Labor & Housing and Social Services.

RESULT: REFERRED TO COMMITTEE

D. OTHERS

II. NOTICES & PETITIONS

1. **(ID # 13135) Communication - HON. BENJAMIN BOYKIN: Suspension of Rules:**

Forwarding a letter from the Chairman of the Board, dated December 9, 2020, serving the Clerk of the Board written notice of his intent to suspend County Board Rule 4.1 for the December 14, 2020 Regular Board Meeting.

RESULT: REVIEWED

III. STANDING COMMITTEES

Appointments; Budget & Appropriations; Environment & Health; Intergovernmental Services; Labor & Housing; Law & Major Contracts; Legislation; Parks & Recreation;

Planning, Economic Development & Energy; Public Safety; Public Works & Transportation; Rules; Seniors, Youth & Intergenerational Services; Social Services

MOTIONS, RESOLUTIONS & CALL OF THE DISTRICTS

(ID # 13136) Memorial Resolution - 19-2020:

HON. CATHERINE BORGIA AND ALL LEGISLATORS: Andrew Panken

HON. MARGARET A. CUNZIO: Carol Rosemary Schulz, Mildred Hawks

HON. CATHERINE PARKER: Keith Yizar

HON. DAMON R. MAHER AND ALL LEGISLATORS: Sister Beth Dowd

HON. RUTH WALTER: James Wrightsman

ADJOURNMENT

On motion of Ms. Shimsky, seconded by Ms. Cunzio, the Board adjourned at 10:27 AM to meet on January 11, 2020 at 7 PM.

Motion To: Adjourn

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Woodson-Samuels, Shimsky, Cunzio, Alvarado, Barr, Borgia, Clements, Covill, Gashi, Johnson, Maher, Parker, Smith, Tubiolo, Walter, Williams, Boykin



Board of Legislators

800 Michaelian Office Bldg.

White Plains, NY 10601

Regular Meeting

www.westchesterlegislators.com

~Minutes~

Tuesday, December 8, 2020

7:00 PM

Committee Room

CALENDAR 28 (CONSENT)

CALL TO ORDER

The County Board met pursuant to adjournment.

The Honorable Benjamin Boykin in the Chair.

The Chairman opened the meeting at 7:15 PM with the salute to our flag and a prayer.

The roll call resulted as follows:

Attendee Name	Title	Status	Arrived
Tyrae Woodson-Samuels	D13 Legislator	Present	
MaryJane Shimsky	Majority Leader	Remote	
Margaret A Cunzio	Minority Leader	Remote	
Jose Alvarado	D17 Legislator	Remote	
Nancy Barr	D6 Legislator	Remote	
Catherine Borgia	D9 Legislator	Present	
Terry A. Clements	D11 Legislator	Remote	
Kitley Covill	D2 Legislator	Remote	
Vedat Gashi	D4 Legislator	Remote	
Christopher Johnson	D16 Legislator (Majority Whip)	Remote	
Damon Maher	D10 Legislator	Remote	
Catherine Parker	D7 Legislator	Remote	
Colin Smith	D1 Legislator	Remote	
David J. Tubiolo	D14 Legislator	Remote	
Ruth Walter	D15 Legislator	Remote	
Alfreda Williams	D8 Legislator (Vice Chair)	Remote	
Benjamin Boykin	D5 Legislator (Chairman)	Present	

Minutes Acceptance: Minutes of Dec 8, 2020 7:00 PM (MINUTES APPROVAL)

MINUTES APPROVAL

On motion of Ms. Shimsky, the following minutes were approved:

Monday, November 23, 2020 at 7:00 PM

PUBLIC COMMENT

Please note: On Tuesday, December 8, 2020, the County Board will exercise Governor Cuomo's Executive Order No. 202 which temporarily suspends portions of the Open Meetings Law allowing public bodies to meet and take action **without permitting in-person public access to meetings and authorizes such meetings and public hearings to be held remotely by conference call or similar service, provided the public has the ability to view or listen and that such meetings are recorded and later transcribed. Registration for telephonic public hearing comments must be made by 6:30pm at 914.995.2800. Telephonic public hearing comments will be heard beginning at 7:30 pm, by calling 914.995.2800. Written may be submitted to BOLPublicHearingComments@westchestergov.com <<mailto:BOLPublicHearingComments@westchestergov.com>>**

Mr. Boykin makes a motion, seconded by Ms. Borgia, to suspend Rule 4.1; motion passes by unanimous consent.

PUBLIC HEARING

1. **RES-2020-179 Resolution - PH-Lease Extension-Brooks Shopping Centers, LLC:**

A Public Hearing on "A LOCAL LAW authorizing the County of Westchester to amend its lease agreement with Brooks Shopping Centers, LLC for the lease of space located at the Cross County Shopping Center to increase the term thereof for an additional one-year term." [Public Hearing set for December 8, 2020 at 7:30 p.m.]. LOCAL LAW INTRO: 2020-13063.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION.

There were no speakers.

No person wishing to be heard, Ms. Shimsky declared the public hearing closed.

RESULT: PUBLIC HEARING HELD

2. **RES-2020-181** **Resolution - PH-Functions Performed By Director of Consumer Protection:**

A Public Hearing on "A LOCAL LAW amending Chapter 863 of the Laws of Westchester County in relation to the functions performed by the Director of Consumer Protection." [Public Hearing set for December 8, 2020 at 7:30 p.m.]. LOCAL LAW INTRO: 2020-13060.

Submitted by COMMITTEE ON LEGISLATION.

There were no speakers.

No person wishing to be heard, Ms. Shimsky declared the public hearing closed and resumed the regular order of business.

RESULT: PUBLIC HEARING HELD

UNFINISHED BUSINESS

I. COMMUNICATIONS

A. COUNTY EXECUTIVE

1. **(ID # 13122)** **Resolution - APPT-LGBTQ Advisory Board-Schlesinger:**

A RESOLUTION appointing Robyn Schlesinger as a member of the Westchester County LGBTQ Advisory Board for the term November 10, 2020 to December 31, 2023.

On motion of Ms. Shimsky the above item was received, filed and referred to the Committee on Appointments.

RESULT: REFERRED TO COMMITTEE

2. **(ID # 13123)** **Resolution - APPT-LGBTQ Advisory Board-Oldi:**

A RESOLUTION appointing Christopher Oldi as a member of the Westchester County LGBTQ Advisory Board for the term November 12, 2020 to December 31, 2024.

On motion of Ms. Shimsky the above item was received, filed and referred to the Committee on Appointments.

RESULT: REFERRED TO COMMITTEE

Minutes Acceptance: Minutes of Dec 8, 2020 7:00 PM (MINUTES APPROVAL)

3. **(ID # 13124) Resolution - APPT-Advisory Council on People with Disabilities-Gilberg:**

A RESOLUTION appointing Michael Gilberg as an at-large member of the Westchester County Advisory Council on People with Disabilities for the term November 18, 2020 to December 31, 2021.

On motion of Ms. Shimsky the above item was received, filed and referred to the Committee on Appointments.

RESULT: REFERRED TO COMMITTEE

4. **(ID # 13125) Resolution - REAPPT-Citizen's Consumer Adv Council-Salmon:**

A RESOLUTION reappointing Kemesha Salmon as the Retail Non-Food Merchant representative member of the Westchester County Citizen's Consumer Advisory Council for the term October 28, 2020 to December 31, 2021.

On motion of Ms. Shimsky the above item was received, filed and referred to the Committee on Appointments.

RESULT: REFERRED TO COMMITTEE

B. COUNTY ATTORNEY

C. LEGISLATORS

1. **(ID # 13120) Communication - HON. BENJAMIN BOYKIN: Storm Water Advisory Board Reappointment - Bradbury:**

Forwarding correspondence from Chairman Boykin recommending the reappointment of Christopher Bradbury to the Westchester County Storm Water Advisory Board for a term to commence on January 1, 2020 and to expire on December 31, 2022.

On motion of Ms. Shimsky the above item was received, filed and referred to the Committee on Appointments.

RESULT: REFERRED TO COMMITTEE

2. **(ID # 13121) Communication - HON. BENJAMIN BOYKIN: Storm Water Advisory Board Appointment - McEnerney:**

Minutes Acceptance: Minutes of Dec 8, 2020 7:00 PM (MINUTES APPROVAL)

Forwarding correspondence from Chairman Boykin recommending the appointment of Thomas McEnerney, P.E. to the Westchester County Storm Water Advisory Board for a term to commence on January 1, 2021 and to expire on December 31, 2022.

On motion of Ms. Shimsky the above item was received, filed and referred to the Committee on Appointments.

RESULT: REFERRED TO COMMITTEE

D. OTHERS

II. NOTICES & PETITIONS

1. (ID # 13126) Communication - HON. BENJAMIN BOYKIN: Suspension of Rules:

Forwarding a letter from the Chairman of the Board, dated December 2, 2020, serving the Clerk of the Board written notice of his intent to suspend County Board Rule 4.1 for the December 8, 2020 Regular Board Meeting.

RESULT: REVIEWED

2. (ID # 13127) Communication - CLERK OF THE BOARD: Legislative District 13 Election Certification:

Forwarding a copy of the certification for the County Legislature, 13th Legislative District from the November 3, 2020 Election.

RESULT: REVIEWED

3. SI (ID # 13128) Communication - CLERK OF THE BOARD - Local State of Emergency - December Extension:

Forwarding from County Executive George Latimer, a Local State of Emergency Declaration - December Extension.

RESULT: REVIEWED

Minutes Acceptance: Minutes of Dec 8, 2020 7:00 PM (MINUTES APPROVAL)

III. STANDING COMMITTEES

Appointments; Budget & Appropriations; Environment & Health; Intergovernmental Services; Labor & Housing; Law & Major Contracts; Legislation; Parks & Recreation;

Planning, Economic Development & Energy; Public Safety; Public Works & Transportation; Rules; Seniors, Youth & Intergenerational Services; Social Services

1. **(ID # 13063) Local Law - Lease Extension-Brooks Shopping Centers, LLC:**

A LOCAL LAW authorizing the County of Westchester to amend its lease agreement with Brooks Shopping Centers, LLC for the lease of space located at the Cross County Shopping Center to increase the term thereof for an additional one-year term.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION.

Ms. Borgia and Mr. Gashi presented the report and the Local Law and moved that the report be received, filed and approved and the Local Law adopted, which motion was carried by the following vote.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker, Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

2. **(ID # 13060) Local Law - Functions Performed By Director of Consumer Protection:**

A LOCAL LAW amending Chapter 863 of the Laws of Westchester County in relation to the functions performed by the Director of Consumer Protection.

Submitted by COMMITTEE ON LEGISLATION.

Ms. Covill presented the report and the Local Law and moved that the report be received, filed and approved and the Local Law adopted, which motion was carried by the following vote.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker, Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

Minutes Acceptance: Minutes of Dec 8, 2020 7:00 PM (MINUTES APPROVAL)

3. **ACT-2020-207 Act - Agreement-WCC Federation of Teachers:**

AN ACT approving certain financial terms and conditions of employment requiring the Legislative approval by law in a Memorandum of Agreement for those employees of Westchester County represented by the Westchester Community College Federation of Teachers retroactively from September 1, 2019 through August 31, 2021.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND LABOR & HOUSING.

Ms. Borgia and Mr. Maher presented the report and Act and moved that the report be received, filed and approved and the Act adopted, which motion was carried by the following vote.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker, Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

4. **SI ACT-2020-208 Act - BOND ACT-Tax Certiorari Payments-2021:**

A BOND ACT authorizing the issuance of TWELVE MILLION, SEVEN HUNDRED SEVENTY THOUSAND (\$12,770,000) DOLLARS in bonds of Westchester County to finance real property tax refund (tax certiorari) payments becoming due and paying during the 2021 fiscal year, pursuant to judicial proceedings brought under Article Seven of the Real Property Tax Law.

Submitted by COMMITTEE ON BUDGET & APPROPRIATIONS

Ms. Borgia presented the report and Bond Act and moved that the report be received, filed and approved and the Bond Act adopted, which motion was carried by the following vote.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker, Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

5. **SI RES-2020-185 Resolution - PH-Amendment to Pilot Agreement with Entergy:**

A RESOLUTION to set a Public Hearing on "A LOCAL LAW authorizing the County of Westchester to amend an agreement with Entergy Nuclear Indian Point 2, LLC and Entergy Nuclear Indian Point 3, LLC for payments in lieu of taxes, in accordance with the provisions of section 485 of the New York Real Property Tax Law, for properties located in the Town of

Minutes Acceptance: Minutes of Dec 8, 2020 7:00 PM (MINUTES APPROVAL)

Cortlandt that comprise the Facility defined in Local Law 2-2016." [Public Hearing set for January 11, 2021 at 7:30 p.m.]. LOCAL LAW INTRO 2020-13101.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, LEGISLATION AND PLANNING, ECONOMIC DEVELOPMENT & ENERGY.

Ms. Borgia, Ms. Covill and Ms. Parker presented the Resolution and moved its adoption, which motion was carried by the following vote.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker, Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

6. **SI ACT-2020-209 Act - IMA-Senior Srvcs.-FFCR Act & CARES Act-Municipalities:**

AN ACT authorizing the County of Westchester to enter into inter-municipal agreements with local municipalities for nutrition and support services to seniors under Titles III-B, III-C1 and C-2 of the Older Americans Act to be funded under the Family First Coronavirus Response Act and the Coronavirus Aid Relief & Economic Security Act.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND SENIORS, YOUTH & INTERGENERATIONAL SERVICES.

Ms. Borgia and Mr. Alvarado presented the report and Act and moved that the report be received, filed and approved and the Act adopted, which motion was carried by the following vote.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker, Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

7. **SI ACT-2020-210 Act - WCHCC-3rd Party Ambulance Srv. for DSS Facilities:**

AN ACT authorizing the County of Westchester to enter into an agreement with the Westchester County Health Care Corporation ("WCHCC") for a term commencing December 1, 2020 and continuing through November 30, 2025, whereby WCHCC, through a third party ambulance service, will provide ambulance service as required for facilities that are currently or in the future may be funded or managed by the Department of Social Services ("DSS") and located on the Valhalla campus.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, SOCIAL SERVICES AND PUBLIC SAFETY.

Minutes Acceptance: Minutes of Dec 8, 2020 7:00 PM (MINUTES APPROVAL)

Ms. Borgia, Mr. Johnson and Mr. Smith presented the report and Act and moved that the report be received, filed and approved and the Act adopted, which motion was carried by the following vote.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker, Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

8. **SI ACT-2020-211 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 by COMMITTEE ON BUDGET & APPROPRIATIONS.

Ms. Borgia presented the report and Act and moved that the report be received, filed and approved and the Act adopted, which motion was carried by the following vote.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker, Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

9. **SI ACT-2020-212 Act - Lawsuit Settlement - Agnello v. Westchester County:**

AN ACT authorizing the County Attorney to settle the lawsuit of Mark Agnello and Josephine Agnello v. Westchester County, in the amount of ONE MILLION (\$1,000,000) DOLLARS, inclusive of attorney's fees.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS.

Ms. Borgia and Ms. Barr presented the report and Act and moved that the report be received, filed and approved and the Act adopted, which motion was carried by the following vote.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker,

Minutes Acceptance: Minutes of Dec 8, 2020 7:00 PM (MINUTES APPROVAL)

Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

10. **SI ACT-2020-213 Act - Lawsuit Settlement - Opare v. Westchester County and Sterling Ins. Co. v. Westchester County:**

AN ACT authorizing the County Attorney to settle the lawsuit of Opare v. Westchester County et al., and Sterling Insurance Company a/s/o Grab N Go Deli v. Westchester County et al., in the amount of TWO HUNDRED FIVE THOUSAND (\$205,000) DOLLARS, inclusive of attorney's fees.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS.

Ms. Borgia and Ms. Barr presented the report and Act and moved that the report be received, filed and approved and the Act adopted, which motion was carried by the following vote.

RESULT: ADOPTED [UNANIMOUS]

AYES: Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker, Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

11. **SI ACT-2020-214 Act - Tax Anticipation Notes-FY 2021:**

AN ACT authorizing the issuance of TWO HUNDRED MILLION (\$200,000,000) DOLLARS in Tax Anticipation Notes of the County of Westchester, or so much thereof as may be necessary, in anticipation of the collection of taxes levied for the fiscal year commencing January 1, 2021 and to prescribe the terms, form and contents, and provide for the sale of such notes.

Submitted by COMMITTEE ON BUDGET & APPROPRIATIONS.

Ms. Borgia presented the report and Act and moved that the report be received, filed and approved and the Act adopted, which motion was carried by the following vote.

RESULT: ADOPTED [UNANIMOUS]

AYES: Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker, Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

Minutes Acceptance: Minutes of Dec 8, 2020 7:00 PM (MINUTES APPROVAL)

12. **SI RES-2020-186 Resolution - Official Newspaper Designations 2021 Year:**

A Resolution authorizing the designation of official newspapers for the Board of Legislators for the 2021 legislative year.

Submitted by COMMITTEE ON RULES.

Ms. Shimsky presented the Resolution and moved its adoption, which motion was carried by the following vote.

RESULT: ADOPTED [UNANIMOUS]

AYES: Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker, Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

MOTIONS, RESOLUTIONS & CALL OF THE DISTRICTS

13. **M-RES-2020-16 Memorial Resolution - 18-2020:**

LEGISLATORS BARR AND PARKER: Bishop Nowotnik

HON. CATHERINE BORGIA: Sr. Joanne McMahon, Dante Joseph Antonini, Sr., Sr. Lucia Yu, Marian Chadeayne, Sr. Marie Morgan, Joseph Kevin Dymes

LEGISLATORS CLEMENTS AND WILLIAMS: Rosa K. Barksdale

HON. MARGARET A. CUNZIO: Jacqueline (Lynch) Abate, Kevin R. Murphy

LEGISLATORS CUNZIO AND SHIMSKY: Mary Elizabeth Sohigian

HON. VEDAT GASHI: Howard Ellison

HON. CATHERINE F. PARKER: Diane Horner

HON. DAVID J. TUBIOLO: Gordon Adsluf, Roland Ross

HON. DAVID J. TUBIOLO AND ALL LEGISLATORS: Patrick Quinn

RESULT: ADOPTED [UNANIMOUS]

AYES: Tyrae Woodson-Samuels, MaryJane Shimsky, Margaret A Cunzio, Jose Alvarado, Nancy Barr, Catherine Borgia, Terry A. Clements, Kitley Covill, Vedat Gashi, Christopher Johnson, Damon Maher, Catherine Parker, Colin Smith, David J. Tubiolo, Ruth Walter, Alfreda Williams, Benjamin Boykin

ADJOURNMENT

On motion of Ms. Shimsky, seconded by Ms. Cunzio, the Board adjourned at 8:02 PM to meet on December 14, 2020 at 10:00 AM.

Motion To: Adjourn

RESULT: ADOPTED [UNANIMOUS]

AYES: Woodson-Samuels, Shimsky, Cunzio, Alvarado, Barr, Borgia, Clements, Covill, Gashi, Johnson, Maher, Parker, Smith, Tubiolo, Walter, Williams, Boykin

Minutes Acceptance: Minutes of Dec 8, 2020 7:00 PM (MINUTES APPROVAL)



Board of Legislators

Public Hearing Only

800 Michaelian Office Building
White Plains, NY 10601
www.westchesterlegislators.com

~Minutes~

Thursday, December 9, 2010

7:00 PM

Legislative Chamber

CALENDAR 33

CALL TO ORDER

Attendee Name	Title	Status	Arrived
Peter Harckham	D2 Legislator (Majority Leader)	Present	
James Maisano	D11 Legislator (Minority Leader)	Absent	
Thomas Abinanti	D12 Legislator	Present	
Jose Alvarado	D17 Legislator	Present	
Gordon Burrows	D15 Legislator (Minority Whip)	Present	
William Burton	D9 Legislator	Present	
Judith Myers	D7 Legislator (Majority Whip)	Present	
John Nonna	D3 Legislator	Absent	
Michael Kaplowitz	D4 Legislator	Present	
Sheila Marcotte	D10 Legislator	Present	
Martin Rogowsky	D6 Legislator	Present	
William Ryan	D5 Legislator	Absent	
Bernice Spreckman	D14 Legislator	Present	
John G. Testa	D1 Legislator	Present	
Alfreda Williams	D8 Legislator	Present	
Lyndon Williams	D13 Legislator (Vice Chair)	Present	
Kenneth W. Jenkins	Chair of the Board	Present	

PUBLIC HEARING

2011 County Budget

There were 168 speakers.

For more information on the budget, visit:

http://www3.westchestergov.com/index.php?option=com_content&view=article&id=2555&Itemid=204424

ADJOURNMENT

On motion of Mr. Harckham, 2nd District, the Board adjourned at 11:55 PM to meet on December 10, 2010 at 12:30 p.m.

Minutes Acceptance: Minutes of Dec 9, 2010 7:00 PM (MINUTES APPROVAL)



George Latimer
County Executive

WHEREAS, a vacancy exists in the membership of the Westchester County Board of Ethics:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, appoint Hon. Douglas French, 46 Meadow Place, Rye, New York as a member of the Westchester County Board of Ethics, for the term April 23, 2019 to December 31, 2021.

Given under my hand
and seal this 23rd day
of April, 2019.

George Latimer
County Executive

Office of the County Executive

Michaelian Office Building
1-18 Martine Avenue
White Plains, New York 10601

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

westchestergov.com



George Latimer
County Executive

April 23, 2019

Hon. Douglas French
46 Meadow Place
Rye, NY 10580

Dear Mr. French,

It is my pleasure to appoint you to serve as a member of the Westchester County Board of Ethics, effective today, Tuesday, April 23, 2019, pursuant to the Laws of Westchester County §192.11. This appointment is for a term to expire on December 31, 2021.

Your appointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office and file it with the County Clerk prior to the next Board of Ethics meeting, and provide this office with a copy within 30 days. Please contact Justin Adin of the County Attorney's office at (914) 995-2893 for the date, place, and time of the upcoming Board of Ethics meeting for your participation.

When you have filed your Oath of Office, a Resolution to confirm your appointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics, which includes the annual filing of a financial disclosure statement with the County Board of Ethics. A financial disclosure form is attached.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer
Westchester County Executive

GL/wm

cc: Honorable Board of Legislators
Justin Adin, Associate County Attorney
Joan McDonald, Director of Operations

Office of the County Executive

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

Email: ce@westchestergov.com
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Attachment: APPT-Board of Ethics-French-DRAFT (13129 : APPT-Board of Ethics-French)

Douglas French – Appointment to the Westchester County Board of Ethics

Summary

Marketing and management executive with experience in several market sectors to include: Information technology, corporate, financial services, legal and regulatory, governance/risk/compliance (GRC), healthcare, government, education, and not-for-profits.

Professional Experience

IHS Markit -- Executive Director, Marketing (Present)

Marketing Corporate Solutions, Economics & Country Risk and Sustainable Finance as part of IHS Markit's \$1.7b Financial Services division.

Wolters Kluwer, CCH -- Executive Director of Marketing (7 Years)

Led the go-to-market strategy and implementation of \$250M in legal and compliance information technology products and services to corporations, law firms, health care organizations, government, and educational institutions.

Thomson Reuters -- Global Vice President of Marketing (6 Years)

Charged with leading the go-to-market strategy for \$1B in financial services products worldwide.

Other Professional Experience

- Thomson Legal & Regulatory (8 Years)
- Standard & Poor's McGraw-Hill (3 Years)
- American Arbitration Association (5 Years)

Other Experience and Organizations

- One World United and Virtuous, Director – Global Education Not-for-Profit
- League of Women Voters, President – Rye, Rye Brook and Port Chester
- Lions Club – Rye, NY
- Mayor, City of Rye 2010-2014
- Rey Recreation Commission, Chair 2004-2010

Education

Pace University - Lubin School of Business

Master of Business Administration (MBA), Marketing

State University of New York at Cortland

Contact Information

46 Meadow Place, Rye, NY 10580

914-642-5563

dougfrenchrye@gmail.com

I do solemnly swear, (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of New York, and that I will faithfully discharge the duties of the office of Board of Ethics in and for the County of Westchester, according to the best of my ability.

WHEN SWORN	SIGNATURE	SUBSCRIBED AND SWORN BEFORE	TERM	EXPIRATION	TOWN, P. O. ADDRESS
5/20/19				12/31/2019	Aye

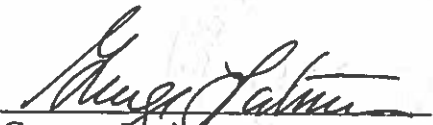


George Latimer
County Executive

WHEREAS, a vacancy exists in the membership of the Westchester County Asian American Advisory Board, due to the newly created Board:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, appoint Marjorie Hsu, 115 Millard Avenue, Sleepy Hollow, New York as a member of the Westchester County Asian American Advisory Board, for the term November 18, 2020 to December 31, 2021.

Given under my hand
and seal this 18th day
of November, 2020.


George Latimer
County Executive

Office of the County Executive

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

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

westchestergov.com



George Latimer
County Executive

November 18, 2020

Ms. Marjorie Hsu
115 Millard Avenue
Sleepy Hollow, NY 10591

Dear Ms. Hsu,

It is my pleasure to appoint you to serve as a member of the Westchester County Asian American Advisory Board, effective today Wednesday, November 18, 2020, pursuant to Executive Order Number 7 of 2019. This appointment is for a term to expire on December 31, 2021.

Your appointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office and file it with the County Clerk prior to the next Asian American Advisory Board meeting, and provide this office with a copy within 30 days. Please contact Martha Lopez at (914) 995-2947 for the date, place, and time of the Asian American Advisory Board's upcoming meeting for your participation.

When you have filed your Oath of Office, a Resolution to confirm your appointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics, which includes the annual filing of a financial disclosure statement with the County Board of Ethics. A financial disclosure form is attached.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer
Westchester County Executive

GL/wm

cc: Honorable Board of Legislators
Joan McDonald, Director of Operations

Office of the County Executive

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

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

westchestergov.com

Attachment: APPT-Asian American Advisory Board-Hsu-DRAFT (13130 : APPT-Asian American Advisory Board-Hsu)

MARJORIE HSU

617-877-7067 | hsubuck@gmail.com | linkedin.com/in/marjoriehsu | New York, NY

BOARD OF DIRECTORS • TECHNOLOGY & TELECOM

30+ Years of Global Tech and Telecom Leadership – Translate Diverse Tech Platforms into Business Enablers.

"...Marjorie has always been at the forefront of instituting new technology to advance the business...strong advocate for diversity and inclusion." Independent Board Director at Colony Capital, Inc. and Windstream Holdings, and Board of Trustees and Vice Chair of Tufts University

Past SingTel Chief Technical Officer, startup Chief Revenue Officer, and Verizon Vice President who orchestrates digital strategies to bridge opportunities between people, technologies and global markets. Build organizational cultures that empower teams of top talent to innovate, execute, and deliver high-impact results. Transform businesses to harness power of middleware platforms, AI, machine learning, devices, location, and automation in commercializing operations and elevating services into differentiated experiences and solutions. Fortify business fundamentals through strategic planning, user-centered design, cyber and network security, business continuity, and operational excellence.

BOARD & COMMITTEE EXPERIENCE

Board of Directors Member, EveryKey | 2019 – present

- Advise CEO on business strategy and decision-making approach. Serve as sounding board during COVID-19 pandemic.
- Made investor and enterprise introductions for CEO of this military-grade security Bluetooth device that replaces keys and passwords for physical and application access, authentication, and security.

Board of Advisors Member, IoSite | 2018 – present

- Provide strategic counsel on scope, product roadmap, and global scale for IoT and AI-based data analytics platform and wearable solution for construction worksite productivity and safety.
- Advised CEO and CTO on greenfield vertical vs. enterprise IT telecom, resulting in target market shift to construction industry and launch of numerous pilots in the United States and India for proof of concept.

Board of Advisors Member, Red Bird Health Tech | 2018 – present

- Coach CEO of organization that implemented consumer health and chronic disease testing in Ghana’s local pharmacies. Provide advice on data and network security, infrastructure cost management, and customer engagement. Solution now includes COVID testing.
- Introduced CEO to potential partners in Africa for networking, support, and potential funding opportunities.

Chair, Board of Directors, Asian American Federation | 2012 – present

- Named Board Chair in 2015 after significant organizational transformation, including replacing founding Executive Director and resignation of chair and several long-term board members.
- Revitalized board by recruiting 4 new members with passion to serve disadvantaged Asian immigrant communities and leading 2 rounds of strategic planning focused on federation’s core values, mission, and competencies.
- Developed new Executive Director who successfully increased funding and influence to improve direct services for Asian American immigrants through federation of 70 member agencies. Recognized on City & State Asian 100 list.
- Spearheaded funding diversification strategy to minimize federation’s reliance on a single major donor.

AREAS OF EXPERTISE

LEADERSHIP	OPERATIONS	STRATEGY	TEAM LEADERSHIP
C-Suite Coaching & Advising	Commercialization	Partnerships & Alliances	Cross-Functional Leadership
Workforce Transformation	Innovation	Strategic Planning	Nonprofit Board Chair
Organizational Development	Funding Diversification	Business Development	Board Member Recruitment

Attachment: APPT-Asian American Advisory Board-Hsu-DRAFT (13130 : APPT-Asian American Advisory Board-Hsu)

"Marjorie's collaborative approach to working across multiple disciplines, combined with her keen analytical skills, resulted in her leadership of many successful projects...Of the numerous Executives I've worked with throughout my career, Marjorie stood out as a focused, balanced and diverse leader that added value to the enterprise at large."
President, Tom Vitale Design Inc. and Former Verizon VP of Enterprise Transformation

EXECUTIVE LEADERSHIP

The Experience Engine (TE2) | New York, NY | March 2015 – March 2017
\$3.5M in Funding – 57 Employees

Chief Revenue Officer (CRO) | Vice President – Global Business Development

Joined startup to lead business development initiatives, build channel partnerships, and establish client-facing processes for implementation of cloud-based data orchestration platform that enables enterprises to create hyper-local, personalized end-to-end customer experiences at large venues on large campuses.

Built robust pipeline and executed contracts with global brands in resorts, ski, hospital, and higher education.

- Prioritized go-to-market strategy and industry verticals.
- Piloted bespoke wearable solution at Mount Snow as proof of concept.
- Deployed solution at all SeaWorld parks, Arizona State University, and Grupo Vidanta resorts.

SingTel | Singapore | March 2013 – December 2013

US\$12B+ in Revenue – US\$2M+ in Net Income – 7 Subsidiaries, 66 Offices & 38 Satellites in 21 Countries – 23K Employees Worldwide

Chief Technology Officer (CTO) | Managing Director

Recruited by Korn Ferry to leverage innovation and executive leadership success at Verizon in driving industry-leading services and technology development, architecture, infrastructure and services planning, engineering, operations, and service management across wireline, wireless, and IPTV technologies. Led 1,000-employee organization through 6 VPs.

Devised network vision, strategy, and roadmap for SingTel companies across South East Asia and Australia (Optus) to elevate customer experience, increase retention rates, and grow market share.

- Led team which deployed 100% nationwide 4G and fiber for in-home services.
- Engaged independent 3rd party to conduct assessment for operational resilience.
- Led network restoration after Bukit Panjang cable vault fire to restore 23K fiber strands.
- Launched comprehensive network security audit, compliance, change management, and risk mitigation practices.

Verizon Wireless | New York, NY | March 1986 – January 2013

\$131B+ in Revenue – \$19B+ in Net Income – 150 Locations Globally – 135K Employees Worldwide

Vice President – Wireless Network Administration (January 2012 – January 2013)

Directed 150-member multi-functional team through 6 direct reports to execute network security, FAA and FCC regulatory compliance, engineering standards, sustainable energy solutions, network real estate, transport, and interconnection operations.

Established operational excellence by leading implementation of best practices to secure network and mitigate cyber attacks.

- Launched comprehensive network security audit, compliance, change management, and risk mitigation practices.

Vice President – Network Platform Product Development (January 2009 – December 2011)

Technical product owner for network platform comprised of messaging, voice, pre-paid, global roaming, usage control, and Wi-Fi platforms. Provided strategic direction and leadership to 300 employees through 8 direct reports.

Monetized next generation LTE and IMS networks by driving new product development for consumers and businesses.

- Led team to architect and build network services platforms for LTE data and smart phone launches.
- Launched IP messaging and usage control platforms.
- Guided definition and architecture of Rich Communications Service over LTE.

Vice President – Services Technology (April 2007 – December 2009)

Hand-picked by Executive Vice President of Verizon Communications to establish services technology team within CTO office to serve enterprise, consumer, and SMB markets. Presented to Board of Directors. Led team of 120 SMEs with 8 direct reports. **Built and led specialized team of engineers and user centered design experts to ideate and develop FiOS consumer and business products and services.**

- Introduced content delivery network and video content management system that cut cost of FiOS content delivery by 30%.
- Spearheaded user centered design and service innovation for FiOS broadband, video, and convergence products.

Vice President – Planning and Metrics Management (April 2004 – April 2007)

Directed all aspects of product deployment program management, Lean Six Sigma quality management, and Sarbanes Oxley regulatory compliance and reporting. Led 160-person organization through team of 7 direct reports.

Authored network strategic plan in early phase of Fiber to the Home, which included operational plans, metrics, and analysis.

- Team program managed all Verizon new product and platform deployments across all market segments.

Executive Director – Data Services Network Operations (January 2002 – January 2003)

Led strategic initiative to integrate external data affiliate into national data operations and customer service. Directed 1,000-employee organization with functional areas spanning network planning and engineering, capacity management, service deployment, provisioning, customer care, issue resolution, and Tier II technical support.

Positioned 2 centers to achieve 99.999% network availability and ISO certification in 6 months.

- Spearheaded effort to operationalize new platforms, Ethernet, and layer 2 data services, systems, and technologies.
- Guided team to improve service restoration time by 32% and reduced interruption intervals by 22%.
- Delivered cost-effective operations throughout integration with 83% decrease in overtime and 50% less contractors.

Additional Leadership Roles with Verizon Engineering (March 1986 – December 2001):

Notable Positions include Director – Advanced Services Product Development | Director – Access Customer Service Center and Process Management | Director – Carrier Account Team Center | Co-Founder - Asian Focus Group

“Marjorie is an inspirational leader who builds great organizations and culture. The teams I led under Marjorie were empowered to set audacious goals, push other departments for alignment and drive our LEAN Six Sigma initiatives, Baldrige Criteria for Performance Excellence Program, and other quality-centric methodologies, despite organizational inertia and resistance. She develops, grooms people, and then supports and trusts them to deliver results.” President, DeepDive Investments

EDUCATION

Master of Business Administration (MBA) | Boston University
Bachelor of Science in Electrical Engineering (BSEE) | Boston University

COMMUNITY SERVICE

Chairperson – Sleepy Hollow Planning Board (2019-present)
Co-Founder – Project Cupcake, 501c3, sourcing and donating Personal Protection Equipment (2020)
Committee Chair, Director, and Developer of Civics Program – League of Women Voters (2017-2019)
Ambulance Driver – Sleepy Hollow Ambulance Corps (2015-2017)

OTHER AFFILIATIONS

Investment Group Member, Plum Alley Investments | 2018 – present
Participate in opportunities to invest in innovative, female-founded start-up businesses.

LANGUAGES

Fluent in English and Mandarin Chinese | Conversant in French

COUNTY OF WESTCHESTER OATH OF OFFICE

For Appointees to County Boards and Commissions

STATE OF NEW YORK)
) ss.:
COUNTY OF WESTCHESTER)

I, MARJORIE HSU do solemnly swear (or affirm) that I will support
(Print or Type Name)

the constitution of the United States, and the constitution of the State of New York, and that I will
faithfully discharge the duties of the office of ASIAN AMERICAN ADVISORY BOARD in and for the
County of Westchester, according to the best of my ability.

Date: 23 Nov 2020

[Signature]
(Signature) MJH

Sworn to and subscribed before me this 2 day of December,
2020.

[Signature]
(Signature)

Carolyn Cannistraro
(Print or Type Name)

Benken
(Title of Official Administering Oath)

CAROLYN MARIE CANNISTRARO
Notary Public - State of New York
No. 01CA8177080
Qualified in Westchester County
My Commission Expires Nov. 5, 2023
[Signature]

Mail original Oath of Office to Office to Andrew Ferris, Office of the County Executive, 148 Martine Ave., Room 916D, White Plains, NY 10601 for filing within thirty (30) days of the commencement of the term of office or the notice of appointment.

Attachment: APPT-Asian American Advisory Board-Hsu-DRAFT (13130 : APPT-Asian American Advisory Board-Hsu)

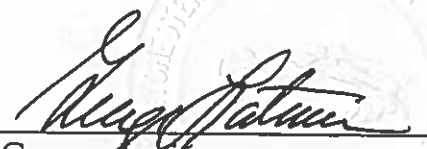


George Latimer
County Executive

WHEREAS, a vacancy exists in the membership of the Westchester County Advisory Council on People with Disabilities, due to the newly created Council:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, appoint Ann M. Chiappetta, 2261 Palmer Avenue, #1E, New Rochelle, New York as an at-large member of the Westchester County Advisory Council on People with Disabilities, for the term November 18, 2020 to December 31, 2021.

Given under my hand
and seal this 18th day
of November, 2020.


George Latimer
County Executive

Office of the County Executive

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

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

westchestergov.com



George Latimer
County Executive

November 18, 2020

Ms. Ann M. Chiappetta
2261 Palmer Avenue, #1E
New Rochelle, NY 10801

Dear Ms. Chiappetta,

It is my pleasure to appoint you to serve as an at-large member of the Westchester County Advisory Council on People with Disabilities, effective today, Wednesday, November 18, 2020, pursuant to Act No. 215-2019 of the laws of Westchester County. This appointment is for a term to expire on December 31, 2021.

Your appointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office and file it with the County Clerk prior to the next Advisory Council on People with Disabilities meeting, and provide this office with a copy within 30 days. Please contact the Office for People with Disabilities at (914) 995-2957 for the date, place, and time of the next Advisory Council on People with Disabilities meeting for your participation.

When you have filed your Oath of Office, a Resolution to confirm your appointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics, which includes the annual filing of a financial disclosure statement with the County Board of Ethics. A financial disclosure form is attached.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer
Westchester County Executive

GL/wm

cc: Honorable Board of Legislators
Evan Latainer, Director – Office for People with Disabilities
Joan McDonald, Director of Operations

Office of the County Executive

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

Email: ce@westchestergov.com
Telephone: (914)996-2900

westchestergov.com

Attachment: APPT-Advisory Council on People with Disabilities-Chiappetta-DRAFT (13131 : APPT-Advisory Council on People with Disabilities-

Ann M. Chiappetta, M.S.
 2261 Palmer Avenue - 1E
 New Rochelle, New York 10801
 914.393.6605
Ann.m.chiappetta@gmail.com

PROFESSIONAL SUMMARY

Accomplished professional with over 15 years of experience in consulting, counseling and social services. Diverse individual with a proven ability to benefit agency clients in the betterment of their circumstances through the utilization of counseling techniques and outreach to appropriate organizations for assistance. Consistent display of leadership qualities that enhance agency productivity and ability to best serve clientele.

WORK EXPERIENCE

White Plains Vet Center, Dept. of Veterans Affairs White Plains, New York
 10/10 to 9/19

Family Therapist Trauma and Readjustment Counselor.

- Apply validated therapeutic interventions for combat veterans and their families. Engage with community partners and programs for local veteran population.

Westchester Disabled on the Move, Inc., Yonkers, New York
 12/07 to 10/10

Program Coordinator.

- Develop and maintain service coordination for qualified consumers receiving social service supplementation from New York State.
- Engage with community partners to establish and support programs.

Blessed Sacrament High School New Rochelle, New York
 2006-2007

Student Counselor

- Worked in connection with Freshman Student Body

Westchester Family Abuse Court Services, New Rochelle, New York
 2006-2007

Intake Specialist

- Information and Referral for individuals seeking protection orders.

LEADERSHIP SKILLS AND VOLUNTEER ACTIVITIES

Westchester Council of the Blind.

1/15 to

12/17

President

- Maintain and coordinate all matters of business of organization including scheduling meetings, preparing budgets
- Managing the board of directors, and maintaining community partnerships and committee duties for the chapter as well as reporting activities to the State affiliate.

Guide Dog Users of the Empire State

President and Founding Member.

- Maintain and coordinate all matters of business of organization, managing the board of directors, scheduling meetings, preparing budgets
- Creating and posting web content and social media campaigns and maintaining community partnerships and committee duties for the chapter as well as reporting activities to the State affiliate.

EDUCATION

Iona College New Rochelle, New York
 M.S. Marriage and Family Therapy 2007
 B.A. Psychology/Honors 2003
 College of New Rochelle New Rochelle, New York

Computer Skills: Microsoft database platforms, web based database applications, Microsoft Office, Internet

Certifications:

- NYS Department of Health Nursing Home Diversion Waiver Coordination, 2009.
- NYS Department of Health Abuse Prevention Seminar, 2006.
- Family Court Seminar, 2006.

Memberships:

- Westchester County Paratransit Appeals Committee
- Westchester Council of the blind
- Guide Dog Users of the Empire State, founding member
- White Plains Lions Club, founding member.

References Available Upon Request

COUNTY OF WESTCHESTER OATH OF OFFICE For Appointees to County Boards and Commissions

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ss.:

I, ANN CHIAPPETTA do solemnly swear (or affirm) that I will support
(Print or Type Name)

the constitution of the United States, and the constitution of the State of New York, and that I will
faithfully discharge the duties of the office of ADVISORY CONCIL ON PEOPLE WITH DISABILITIES in and for the
County of Westchester, according to the best of my ability.

Date: 12-3-2020

[Handwritten Signature]

(Signature)

Sworn to and subscribed before me this 3 day of December,
2020.

[Handwritten Signature]
(Signature)

Gilbert Lobo
(Print or Type Name)

Notary Public
(Title of Official Administering Oath)



Mail original Oath of Office to Office to Andrew Ferris, Office of the County Executive, 148 Martine Ave., Room 916D, White Plains, NY 10601 for filing **within thirty (30) days** of the commencement of the term of office or the notice of appointment.

Attachment: APPT-Advisory Council on People with Disabilities-Chiappetta-DRAFT (13131 : APPT-Advisory Council on People with Disabilities-



George Latimer
County Executive

Office of the County Attorney

John M. Nonna
County Attorney

December 4, 2020

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

Re: Request for authorization to settle the lawsuit of George Donahoe v. Bee-Line Bus System, et al., in Westchester County Supreme Court, Index No. 50317/2019, in the amount of \$107,500.00 inclusive of attorney's fees.

Dear Honorable Members of the Board:

Attached for your consideration is an Act, which if enacted by your Board, would authorize the settlement of the lawsuit of George Donahoe v. Bee-Line Bus System, et al., in the amount of \$107,500.00 inclusive of attorney's fees.

This matter is pending in the Westchester County Supreme Court before Court Attorney-Referee Angela DiBlasi. The matter tentatively settled pending this Board's approval of a settlement in the amount of \$107,500.00, inclusive of attorney's fees.

Montgomery J. Delaney, Esq., of Montgomery J. Delaney, P.C., 175 Main Street, Suite 510, White Plains, New York 10601, is representing the plaintiff.

This matter arises out of a pedestrian knockdown accident which occurred on October 14, 2017, at approximately 11:12 a.m., at the bus stop located at the corner of Broadway and Fairlawn Avenue, in the Village of Dobbs Ferry. The plaintiff claims the passenger side front bus mirror struck him in the head while he was waiting at the bus stop.

The plaintiff has a well-documented and extensive prior medical history of a degenerative spinal condition with two cervical fusions and two lumbar fusions. After this accident, the plaintiff went for two additional and extensive cervical fusions that essentially fused his cervical spine to his thoracic spine. The plaintiff's medical records suggest a new fracture in the upper thoracic spine related to this accident. Causation of the injury claims and need for surgery has

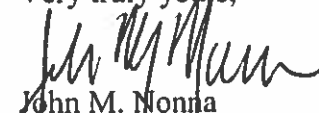


been attributed as 50% to pre-existing conditions and 50% to this accident, therefore saying the defendants are responsible for 50% of the two post-accident surgeries.

The plaintiff will argue that the bus driver was negligent in their operation of the bus. The plaintiff will further argue that the bus driver's negligence was the proximate cause of his injuries.

The settlement takes into consideration the uncertainty of litigation and the potential costs of trial, subsequent proceedings and potential appeal. The accompanying Act will authorize settlement of the lawsuit entitled George Donahoe v. Bee-Line Bus System, et al., in the amount of \$107,500.00, Westchester County Supreme Court Index No. 50317/2019, inclusive of attorney's fees.

Very truly yours,



John M. Nonna
County Attorney

JMN/jhf

BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER

Your Committee is in receipt of a proposed Act, which if enacted by your Board, would authorize the settlement of the lawsuit of George Donahoe v. Bee-Line Bus System, et al., in Westchester County Supreme Court, Index No. 50317/2019, in the amount of \$107,500.00.

This matter is pending in the Westchester County Supreme Court before Court Attorney-Referee Angela DiBlasi. The matter tentatively settled pending this Board's approval of a settlement in the amount of \$107,500.00, inclusive of attorney's fees. Montgomery J. Delaney, Esq., of Montgomery J. Delaney, P.C., 175 Main Street, Suite 510, White Plains, New York 10601, is representing the plaintiff.

This matter arises out of a pedestrian knockdown accident which occurred on October 14, 2017, at approximately 11:12 a.m., at the bus stop located at the corner of Broadway and Fairlawn Avenue, in the Village of Dobbs Ferry. The plaintiff claims the passenger side front bus mirror struck him in the head while he was waiting at the bus stop.

The plaintiff has a well-documented and extensive prior medical history of a degenerative spinal condition with two cervical fusions and two lumbar fusions. After this accident, the plaintiff went for two additional and extensive cervical fusions that essentially fused his cervical spine to his thoracic spine. The plaintiff's medical records suggest a new fracture in the upper thoracic spine related to this accident. Causation of the injury claims and need for surgery has been attributed as 50% to pre-existing conditions and 50% to this accident, therefore saying the defendants are responsible for 50% of the two post-accident surgeries.

The plaintiff will argue that the bus driver was negligent in their operation of the bus. The plaintiff will further argue that the bus driver's negligence was the proximate cause of his injuries.

The settlement takes into consideration the uncertainty of litigation and the potential costs of trial, subsequent proceedings and potential appeal. The accompanying Act will authorize settlement of the lawsuit entitled George Donahoe v. Bee-Line Bus System, et al., in the amount of \$107,500.00, Westchester County Supreme Court Index No. 50317/2019, inclusive of attorney's fees.

Your Committee has carefully considered the subject matter, the settlement proposal, the attached Act and recommends authorizing the County Attorney or his designee to settle the lawsuit entitled George Donahoe v. Bee-Line Bus System, et al., Westchester County Supreme Court Index No. 50317/2019, in the amount of \$107,500.00, inclusive of attorney's fees. An affirmative vote of a majority of the Board is required to pass this legislation.

Dated: White Plains, New York

, 2020

COMMITTEE ON

ACT NO. -2020

AN ACT authorizing the County Attorney to settle the lawsuit of George Donahoe v. Bee-Line Bus System, et al., Westchester County Supreme Court Index No. 50317/2019, in the amount of \$107,500.00, inclusive of attorney's fees

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

Section 1. The County Attorney is authorized to settle the lawsuit of George Donahoe v. Bee-Line Bus System, et al., Westchester County Supreme Court Index No. 50317/2019, in the amount of \$107,500.00 inclusive of attorney's fees. The County will pay \$107,500.00 out of the self-insured retention fund.

Section 2. The County Attorney or his designee is hereby authorized and empowered to execute and deliver all documents and take such actions as the County Attorney deems necessary or desirable to accomplish the purpose of this Act.

Section 3. This Act shall take effect immediately.

FISCAL IMPACT STATEMENT

1.B.1.a

SUBJECT: Donahoe v Bee-Line 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 \$ 107,500

Total Current Year Revenue \$ -

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

Additional Appropriations Other (explain)

Identify Accounts: 101-44-2100-4924

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: _____

Prepared by: Michael A. Dunn

Title: Assistant Budget Analyst

Department: Budget

Date: December 4, 2020

Reviewed By: 

Deputy Budget Director

Date: 12/4/20

Attachment: ACT - Lawsuit Settlement - Donahoe v. Bee-Line Bus - DRAFT (13132 : Lawsuit Settlement - Donahoe v. Bee-Line Bus)

Voice of the People of Westchester County for over 300 years



Damon R. Maher

Legislator, 10th District
Chair, Labor & Housing

Committee Assignments

Budget & Appropriations

Parks & Recreation

Planning, Economic Development & Energy

MEMORANDUM

TO: Benjamin Boykin, Chair, Board of Legislators

FROM: Damon R. Maher, Legislator – 10th District

DATE: December 3, 2020

RE: Eastchester Housing lawsuit

Please add the attached emails and articles from the Fair Housing Justice Center, Inc. regarding the Eastchester housing lawsuit for referral as correspondence to the Planning, Economic Development & Energy and Labor & Housing committees.

Attachment: COMM - Eastchester Housing Lawsuit Information - DRAFT (13133 : Eastchester Housing Lawsuit Information)

From: Craig Waletzko
Sent: Friday, November 13, 2020 12:01 PM
To: Burton, Lisa <lmb9@westchestergov.com>
Cc: Maher, Damon <drm7@westchestergov.com>; Bateman, Marianne <mfb9@westchestergov.com>
Subject: RE: Eastchester lawsuit

Thanks for supplying your email addresses. I have added you all to our mailing list and will send copies of the newsletter re the Eastchester case, as well as our latest monthly Interfaith Action Network newsletter which has some more updates on our work and fair housing issues in general.

Thanks again for reaching out.

Craig Waletzko, Community Engagement Coordinator
 Fair Housing Justice Center, Inc.
 30-30 Northern Blvd, #302
 Long Island City, NY 11101
 (212) 400-8207
 Fax - (212) 400-8203
cwaletzko@fairhousingjustice.org
www.fairhousingjustice.org



Housing Justice Center <fhjc@fairhousingjustice.org>
Sent: Friday, November 13, 2020 12:04 PM
To:
Subject: [ML] Newsletter
From: Fair: Opening Acts - November 9, 2020: FHJC's Case Alleging Racially Discriminatory Residency Preferences Moves Forward

November 11, 2020



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Opening Acts

The Newsletter of the Fair Housing Justice Center

FHJC's Case Alleging Racially Discriminatory Residency Preferences Moves Forward

FEDERAL COURT RULES AGAINST TOWN OF EASTCHESTER; DENIES MOTION FOR SUMMARY JUDGMENT

On September 28, 2020, the Honorable Judge Vincent L. Briccetti denied the Town of Eastchester's motion for summary judgment in full. On October 15, Judge Briccetti read his decision over the phone to the parties. A copy of the transcript of that telephonic hearing is available [here](#). This decision allows the Fair Housing Justice Center (FHJC) to proceed with its case against the Town for racial discriminatory housing practices.

Case Background

On November 21, 2016, the FHJC filed a lawsuit in federal court alleging that the predominantly white Town of Eastchester in Westchester County, New York uses discriminatory residency preferences that suppressed minority participation in the Town's Section 8 Housing Choice Voucher Program and in senior housing developments; denying housing opportunities to African American and Latinx populations; and perpetuating residential racial segregation.

The Town's Housing Choice Voucher Program used a residency preference that caused applicants who did not already live or work in the Town to remain on a waiting list until all residents had been

admitted. Judge Briccetti noted that "as of June 2017, the resident waiting list had 25 names, while the non-resident waiting list had 616 names."

The Court noted that "although the Town's Section 8 housing program defined "residents" to include those who worked in the Town, the Town did not advertise this fact to prospective program participants." The Court pointed to FHJC's undercover testing investigation saying:

"In 2008, Plaintiff had a tester applicant inquire about the Town's Section 8 program. During a recorded call, the tester was told by a Town Section 8 office employee that non-resident applicants faced an eight-to-ten-year wait, while resident applicants typically waited eight months to a year maximum. Plaintiff further states the tester was not told that the residency preference could be claimed by someone working in, but not yet living in, the Town.

In February 2016, a second tester was told the non-resident applicant wait time was ten to fifteen years, while the wait time for residents was much shorter. According to Plaintiff, this tester, like the first, was not told that he could qualify for a residency preference if he worked in the Town."

In his decision, Judge Briccetti cited the testimony of Eastchester's Section 8 Program Administrator who stated that "the Town had never received approval from HUD of the Town's use of residency preferences in its Section 8 program." In February 2016, the Section 8 Program Administrator informed HUD by email that the Town utilized a resident wait list and a non-resident wait list, and that the Town wished to close the non-resident wait list. In response, a HUD representative stated the Town's request had to be reviewed by HUD's fair housing office to ensure the Town did not run into any fair housing issues. The Town's Section 8 Program Administrator replied in an email. "LOL ... yes, I agree. I don't need to be front page of the news ... 4th page is ok ... not front!"

Rather than bring its Section 8 program into compliance with fair housing laws, the Town decided to abandon its Section 8 program and the State of New York assumed responsibility for the program, removed the residency preferences, and reordered the waiting list by date of application in 2019.

The Court's decision also referred to the Town's involvement in Sleepy Hollow Apartments, a 117-unit HUD subsidized development for low-income seniors. In 1975, prior to obtaining funding from HUD, the Town entered into an agreement with Sleepy Hollow's developer, requiring priority for renting apartments to Town residents. The agreement also provided that the Town, not Sleepy Hollow, would determine applicants' eligibility for occupancy. From 1978 through 2005, the Town's Section 8 office oversaw Sleepy Hollow's waiting list and applicant eligibility. By 2005, over 95% of Sleepy Hollow's 100-plus tenants were white, with one Black tenant. In 2005, HUD sent a letter to the owner of Sleepy Hollow directing the owner to suspend use of the residency preference, stating that such preference "could have a disparate impact on African-Americans and Hispanics as they have significantly lower representation in the preference areas when compared to the Housing Market Area," namely, Westchester County.

The Town also adopted a residency-based preference system in its zoning code for mixed-income multi-family senior housing, in which a minimum of 15% of units are rented or sold to senior citizens earning less than 80% of the area median income for Westchester County. Under the Town's Zoning Code, first preference is granted to Town residents, followed by immediate-family members of current and former residents, followed by Westchester County residents, and finally all other applicants. For current and former residents, the Zoning Code requires priority based on length of residency as well. The Town further required that a developer file and record a covenant on any senior housing development to ensure that the priority system is administered correctly. Failure to comply with the residency preferences is punishable by fines and imprisonment. The Court noted that FHJC's expert, Justin Steil, found that these preferences again favored white households over non-residents more likely to be African-American or Latinx households.

On November 4th, 2009, the Town Board held a public hearing to discuss amending its Zoning Code to permit senior housing development in the Town. During this meeting, a Town resident voiced his opinion that the proposed law was a "major concern" because it would welcome a "H.U.D. project" to the Town. The resident further stated his concern that a new development "might turn into a Sleepy Hollow, where we lose control of what we have." In response, Town Supervisor Anthony Colavita stated any senior housing permitted by the new law would be for "Eastchester, Tuckahoe, and Bronxville residents only." Supervisor Colavita noted the Town would not use federal funding for senior housing, and stated that if a developer "took HUD money, they therefore couldn't comply with our zoning code, and therefore they couldn't build a building and wouldn't get permission."

In September 2013, at a public Planning Board meeting to discuss a proposed senior housing development application, a Town resident said the development would turn the Town into "a Bronx neighborhood." Another resident stated, "more Section 8 people will come in," and "we're going to have the first project in Eastchester. That's what it looks like to me, it looks like a housing project." The resident further stated, "these people" would move in and "there goes our neighborhood." He also said, "Do you want this to become the Bronx again? ... This is not New Rochelle. This is not Yonkers. We don't want this. If we wanted that, we would live there--where it's much cheaper."

About a month later, Supervisor Colavita sent a letter to Town residents to address concerns expressed in "numerous phone calls and inquiries" that he had received about senior housing applications. Supervisor Colavita noted that several residents had expressed having heard rumors that prospective senior housing developments would become housing projects for "nonresidents," and he noted: "ALL OF THE ABOVE IS COMPLETELY FALSE," and that the development application was "for a brand new fair market" apartment building for our Eastchester, Bronxville and Tuckahoe senior citizens." Colavita then noted the Town's residency preference: "Eastchester, Tuckahoe and Bronxville seniors have priority over all others. Though it is extraordinarily unlikely, in the event there are no Eastchester, Tuckahoe and Bronxville seniors in need of an apartment, then immediate family members of our town residents ... have next priority."

Key Findings in Decision

The Court held that even though the Town closed its Section 8 program after FHJC filed its lawsuit, FHJC's claims are not moot. The Court reasoned, "... that the Town has no current desire or need to re-establish a Section 8 program does not demonstrate, as a matter of fact and law, that its implementation of a housing voucher program with a residency preference cannot reasonably be expected to recur. For these reasons, Plaintiff's claims are not moot."

The Court also considered whether FHJC has a right to bring this lawsuit. Judge Briccetti affirmed FHJC's standing with the following statement:

"It is well settled that a non-profit fair housing organization, like Plaintiff, may sue on its own behalf for injunctive relief, declaratory relief, and for damages for diversion of resources and frustration of its mission....Indeed, "the Supreme Court and the Second Circuit have repeatedly found that organizations that have conducted investigations into alleged violations of the FHA have suffered an injury-in-fact and have standing under the FHA.

Such injury-in-fact can be caused by, for example, expenditure of staff time and resources to investigate and respond to the Defendant's discriminatory practices, diverting such resources away from other activities the organization could otherwise conduct. Even at the summary judgment phase, "only a perceptible impairment of an organization's activities is necessary for there to be an injury in fact. Here, the record evidence suggests Plaintiff has been harmed by the Town's Section 8 housing practices and its enactment and enforcement of its senior housing law. The record suggests Plaintiff has, for years, diverted resources to investigate the Town's housing practices, which has frustrated Plaintiff's mission."

Judge Briccetti concluded "Simply put, Plaintiff has set forth sufficient allegations and evidence suggesting it has suffered an actionable injury in fact."

On whether the FHJC had presented enough evidence to proceed with its case under a theory of "disparate impact" liability, the Court found that evidence provided by FHJC "raises questions of fact as to whether the Town's residency preference will have an adverse disparate impact on Black and Hispanic renters and buyers." Indeed, FHJC's expert, Justin Steil, "hypothesized, based on a statistical analysis and population demographics, that the Town's senior housing residency preference is highly likely to create an adverse impact based on race and ethnicity." For example, Steil notes that "Assuming a randomized applicant pool that reflects the demographics of Westchester County -- the marketing region identified by Defendant itself -- the likely application pool for senior housing...in Eastchester will be 70 percent white and 30 percent nonwhite. But with the Town's residency preference..., the recipients of such housing would likely mirror the demographics of the Town age 55 and over: namely, 91 percent white and 9 percent nonwhite, even under the most conservative estimates."

The Court also considered the FHJC's claim of intentional discrimination. Citing the comments referenced earlier from public hearings and meetings and actions taken in response to those comments by Town Supervisor Colavita, Judge Briccetti concluded "a reasonable factfinder could conclude that the Town was motivated, at least in part, by its residents' fears of racial integration when it enacted the senior housing law and residency preference."

FHJC Executive Director Fred Freiberg, "We are pleased with this decision and hope that it will spur the Town of Eastchester to negotiate in good faith to reach a fair resolution of this case. The federal Fair Housing Act prohibits predominantly white suburban communities like Eastchester from adopting and enforcing policies in land-use, zoning or affordable housing programs that effectively exclude or limit access to housing opportunities based on race or national origin."

The FHJC is represented by **Diane L. Houk** with the law firm of **Emery Celli Brinckerhoff Abady Ward & Maazel LLP**.

The mission of the Fair Housing Justice Center (FHJC), a nonprofit civil rights organization, is to eliminate housing discrimination; promote policies and programs that foster open, accessible, and inclusive communities; and strengthen enforcement of fair housing laws in the New York City region.

FHJC's investigation in this case was supported with funding from a Private Enforcement Initiative (PEI) grant received from the Fair Housing Initiatives Program (FHIP) administered by the U.S. Department of Housing and Urban Development (HUD).

Fair Housing Justice Center

[Visit our website](#)

[Email us today](#)

Attachment: COMM - Eastchester Housing Lawsuit Information - DRAFT (13133 : Eastchester Housing Lawsuit Information)

Fair Housing Justice Center | 30-30 Northern Blvd., Ste. 302, Long Island City, NY 11101

Unsubscribe_lmb9@westchestergov.com

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Sent by fhjc@fairhousingjustice.org powered by



Damon R. Maher

Legislator, 10th District
Chair, Labor & Housing



Committee Assignments
Budget & Appropriations
Parks & Recreation
Planning, Economic Development & Energy

MEMORANDUM

TO: Benjamin Boykin, Chair, Board of Legislators

FROM: Damon R. Maher, Legislator – 10th District

DATE: December 3, 2020

RE: Supportive housing

Please add the attached article from LoHud dated November 19, 2020 entitled “Westchester Suffering Housing Crisis- ESSHI Program Can Help” for referral as correspondence to Budget & Appropriations, Labor & Housing and Social Services committees.

Here is a link to the article:

<https://www.lohud.com/story/opinion/2020/11/19/westchester-suffering-housing-crisis-esshi-program-can-help>

OPINION *This piece expresses the views of its author(s), separate from those of this publication.*

Westchester is suffering a housing crisis. ESSHI program can help | Opinion

Richard Nightingale Special to the USA TODAY NETWORK

Published 6:00 a.m. ET Nov. 19, 2020

This week marked an important milestone in a more than \$40 million transformational investment to benefit one of Westchester's most underserved communities whose members face new challenges and threats at this unique moment in New York history.

The roof was placed on Dayspring Commons, a state-of-the-art, 63-unit affordable residential building in the Nodine Hill neighborhood of Yonkers. The project is part of Westhab's larger vision, which includes a major renovation to the former Good Shepherd Presbyterian Church building next door to create the Dayspring Community Center.

This "Dayspring Campus" marks a new chapter of opportunity in Nodine Hill. It will feature comprehensive youth and adult education programs, year-round after school and summer youth programming, vocational training and employment counseling, family programming, a food pantry, and more. It will provide a pathway to college, living-wage careers, and long-term success for individuals who want to make positive changes in their lives, but need support to do so.

It took a village of public and private investors to make the Dayspring vision possible. A key component was the Gov. Andrew Cuomo's 15-year commitment to combat homelessness across New York: The Empire State Supportive Housing Initiative (ESSHI). If the Cuomo administration is to continue the success it has so far realized in combating homelessness across New York and protecting some of our most vulnerable residents, it's imperative that this program continue.

For subscribers: Yonkers' Nodine Hill to get affordable housing, revamped community center

More: Yonkers-based developer sees green with proposed eco-friendly affordable housing building

ESSHI funds supportive housing, which, for the past three decades, has provided an affordable place to live and on-site services for homeless individuals. In Nodine Hill, it will fund services and rental subsidies for 37 formerly homeless families, including 25 young parents and their children.

ESSHI has been a tremendous success, creating more than 4,600 units of supportive housing across the state in the last four years, including in parts of New York where secure funding for this type of housing previously did not exist. However, of the governor's 2016 commitment for 20,000 units, only 6,000 have been funded. Without a new five-year commitment in this year's budget for the next 7,000 units, this successful program will end. And so will the hope of transforming more lives and more communities.

New York faces a massive, multibillion dollar budget gap as a result of the economic fallout wrought by the ongoing coronavirus pandemic, but funding for capital projects is a long-term investment in the health and well-being of our communities. The up-front investment in supportive housing saves money in the long run, decreasing the need for homeless shelters and reducing reliance on emergency public safety and health care services.

A 2013 study of homeless, disabled New Yorkers placed in supportive housing created following the 2005 New York/New York III Supportive Housing Agreement found that taxpayers saved a net average of \$10,100 per person per year, with an average \$77,425 per tenant per year savings realized from individuals who moved out of state-operated psychiatric facilities.

As our state continues to grapple with COVID-19, as well as the persistent inequities that plague our society and deny opportunities to people of color, we are seeing some alarming trends as homelessness, joblessness and hunger are on the rise. We simply cannot afford to end successful programs like ESSHI that invest in underserved communities and give formerly homeless households a fighting chance.

Supportive housing also helps protect both vulnerable New Yorkers and members of the broader communities in which they reside from getting infected with COVID-19 by keeping people off the streets and out of crowded shelters. Safe, secure housing with independent apartments makes social distancing and quarantines—if necessary—easier to accomplish.

This week's topping off was the harbinger of more good things to come. Next spring, we will cut the ribbon on Dayspring. At that moment, we will officially welcome 63 families to their new home and hundreds of neighborhood residents to their new community center. We only

hope we can replicate this effort in the future, continue the push to end homelessness, and give everyone in our community the opportunity to thrive for many years to come.

Richard Nightingale is the president and CEO of Westhab.

Attachment: COMM - LoHud Article - "Westchester Suffering Housing Crisis - ESSHI Program Can Help" - DRAFT (13134 : LoHud Article -

Benjamin Boykin II

Chairman of the Board

Legislator, 5th District



December 9, 2020

Ms. Sunday Vanderberg
Clerk of the Board
Westchester County Board of Legislators
148 Martine Avenue, 8th Floor
White Plains, NY 10601

Re: Suspension of Rules

Dear Madame Clerk:

Pursuant to Rule Twenty-four of the Rules of the Westchester County Board of Legislators, this letter serves as written notice of my intent to make a motion to suspend County Board Rule 4.1 for the Monday, December 14, 2020 regular meeting of the Westchester County Board of Legislators.

Sincerely,

Benjamin Boykin II
Chairman of the Board