

Legislation

BOL Meeting Minutes - Published Draft



Committee Chair: Colin Smith

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

Monday, March 18, 2024

1:00 PM

Committee Room

CALL TO ORDER

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

Joint with Budget & Appropriations, Public Works & Transportation, and Parks & Environment committees

Legislator David Imamura will be participating remotely from 1 Richmond Hill, Irvington, NY 10533.

Legislator Emiljana Ulaj will be participating remotely from 520 White Plains Road, Tarrytown, NY 10591.

With a quorum present, Chair Smith called the meeting to order at 1:14 p.m.

Others in Attendance: BOL: Legislators: Jewel Williams Johnson, Erika Pierce, Nancy Barr, Judah Holstein, and Shanae Williams; Legislator Catherine Parker (Remote); Committee Coordinators: Jill Axelrod and James Silverberg; Marcello Figueroa, Remote: Lisa Hochman and Flora White; Law Dept.: Tami Altschiller, Stacey Dolgin-Kmetz (Remote); DEF: Melissa Rotini (Remote)

Present: Legislator Smith, Legislator Boykin, Legislator Nolan, Legislator Tubiolo, Legislator Woodson-Samuels, Legislator Cunzio and Legislator Gashi

Absent: Legislator Imamura

Remote: Legislator Ulaj

MINUTES APPROVAL

I. ITEMS FOR DISCUSSION

1. [2024-6](#) PH-Emergency Contracts

Guest: Law Dept.: Tami S. Altschiller, Assistant Chief Deputy County Attorney

Ms. Altschiller explained that the current law allows the County Executive to execute emergency contracts for a one-year term as long as a written declaration of the emergency

has been provided to the Board of Acquisition and Contract (A & C). She noted that there have been instances where an emergency contract was entered into and the one-year term was insufficient to complete the work due to supply chain issues and other delays. She suggested changing the one-year term limit requirement to three years. After discussing various options, the legislators suggested amending the law to continue to allow emergency contracts for a one-year term, but allow for two consecutive one-year extensions conditioned on approval by the Board of Acquisitions & Contracts. Ms. Altschiller said this would adequately address her concerns.

Legislator Pierce asked if Ms. Altschiller has a spreadsheet or list of all outstanding emergency contracts. Ms. Altschiller said that she does not, because each department that requests an emergency contract is responsible to monitor that contract. Legislator Williams Johnson suggested that there should be a central system or point person to maintain and track all emergency contracts. The legislators suggested that a yearly report should be sent to the BOL detailing the number of: 1) emergency contracts the county has entered into that year; 2) ongoing emergency contracts still in effect; 3) emergency contracts that have been fully completed; and a write up explaining why the emergency contract was needed, a status update regarding the work associated with the emergency contract, and an estimated completion date.

The legislators also requested that emergency declarations that enable emergency contracts to be entered into should be required to be sent to the BOL for informational purposes only, and that it should be required that notice be provided to the Clerk of the BOL when an emergency contract has been extended.

Chair Smith said that the legislation should not be voted on today, since there is still tightening of language and other ancillary issues to be resolved. Ms. Altschiller said she will talk to people about how to create a list of current emergency contracts.

This RESOLUTION - Public Hearing was continued

2. [2024-7](#) **LOCAL LAW-Emergency Contracts**

Guest: Law Dept.: Tami S. Altschiller, Assistant Chief Deputy County Attorney

See discussion of ID #2024-6 above.

This LOCAL LAW - Amendment to Local Law was continued

3. [RES-2024-17](#) **PH-Source Separation Law**

Guests: Law Dept.: Stacey Dolgin-Kmetz, Chief Deputy County Attorney; DEF: Assistant Commissioner Melissa Rotini

Ms. Rotini discussed the changes made to the committee report and the legislation pursuant to requests made by the committee members at the last meeting.

On motion of Legislator Nolan, seconded by Legislator Cunzio, the above item was signed by committee and referred to Board of Legislators. The motion carried by the following vote:

Aye: Legislator Smith, Legislator Boykin, Legislator Nolan, Legislator Tubiolo, Legislator Ulaj, Legislator Woodson-Samuels, Legislator Cunzio, Legislator Imamura and Legislator Gashi

4. [2024-5](#) **LOCAL LAW-Source Separation Law**

Guests: Law Dept.: Stacey Dolgin-Kmetz, Chief Deputy County Attorney; DEF: Assistant Commissioner Melissa Rotini

See discussion of ID #2024-4 above.

On motion of Legislator Nolan, seconded by Legislator Cunzio, the above item was signed by committee and referred to Board of Legislators. The motion carried by the following vote:

Aye: Legislator Smith, Legislator Boykin, Legislator Nolan, Legislator Tubiolo, Legislator Ulaj, Legislator Woodson-Samuels, Legislator Cunzio, Legislator Imamura and Legislator Gashi

II. OTHER BUSINESS

III. RECEIVE & FILE

ADJOURNMENT

Moved by Legislator Cunzio, seconded by Legislator Tubiolo, the Committee adjourned at 2:18 p.m. by the following vote:

Aye: Legislator Smith, Legislator Boykin, Legislator Nolan, Legislator Tubiolo, Legislator Ulaj, Legislator Woodson-Samuels, Legislator Cunzio, Legislator Imamura and Legislator Gashi

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