



Public Works & Transportation BOL Meeting Minutes - Final

Committee Chair: Vedat Gashi

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

Monday, April 26, 2021

10:00 AM

Committee Room

CALL TO ORDER

Meeting joint with the Committees on Budget & Appropriations, Parks & Recreation, Environment & Health, and Labor & Housing.

With a quorum present, Chair Gashi called the meeting to order at 10:11 AM.

Pursuant to Governor Andrew Cuomo's Executive Order No. 202.1, "Continuing Temporary Suspension and Modification of Laws Relating to the Disaster Emergency," which temporarily suspends portions of the New York State Open Meetings Law.

A section of the order, "Suspension of law allowing the attendance of meetings telephonically or other similar services," provides for the suspension of "Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed."

Present: Legislator Covill and Legislator Boykin

Absent: Legislator Parker

Remote: Committee Chair Gashi, Legislator Johnson, Committee Vice-Chair Shimsky, Legislator Tubiolo, Legislator Walter and Legislator Woodson-Samuels

MINUTES APPROVAL

April 19, 2021 at 10:00 AM Minutes

On motion of Committee Vice-Chair Shimsky, seconded by Committee Chair Gashi, the minutes were approved. The motion carried unanimously.

I. ITEMS FOR DISCUSSION

1. [RES-2021-90](#) PH-Sewer District Mod-Add-Yorktown

A RESOLUTION to set a Public Hearing on "AN ACT to modify the Peekskill Sanitary Sewer District by the addition of one (1) Parcel of Property located in the Town of Yorktown and to authorize a permit agreement with the Town to provide sewer service to the subject Parcel and to accept any easements or other real property interests from the Town." [Public Hearing set for May 10, 2021 at 7:30 p.m.] LOCAL INTRO: 2021-264.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT & HEALTH

Joint with B&A and E&H.

Guests: Commissioner Kopicki & Marian Pompa- Department of Environmental Facilities

Commissioner Kopicki, CJ Gelardo and Marian Pompa from the Department of Environmental Facilities (DEF) joined the joint meeting to discuss the capital project SW011 Rehabilitation of the Yorktown Maintenance Facility and the related Sewer Modification in Yorktown. This is an Act to authorize the County to modify the Peekskill Sanitary Sewer District by adding one parcel of County owned property located in the Town of Yorktown. It will also authorize the County to connect a sanitary sewer service line from the property to the Town-owned sanitary sewer system through a proposed permit agreement. The agreement would accept any easement or other property interest for the County to construct and maintain the sewer service connection and to have a financeable property interest in the sewer system connection.

The addition of the one parcel (located at 3840 Crompound Road) which is currently not in any County sewer district. The parcel is the DEF's of Maintenance Garage. The septic system has not been functioning and the DEF has requested it be added to the District. In order for the parcel obtain sewer service it needs to be connected to the Town of Yorktown's sanitary sewer and the County is required to enter into an agreement with the Town to provide sewer service.

The related Bond Act SW011 would authorize the County to issue bonds in the total amount of \$2,000,0000 to finance Phase II of the Rehabilitation of the Yorktown Maintenance Facility. Phase II funding will be used to complete all exterior work, including replacing the existing septic system with a new low pressure system, including a new pressurized force main from the building to the property line that will be connected to the local Yorktown sewer system. The work will include repaving the facility's existing paved driveway and storage yard and miscellaneous site work and drainage improvements. Phase I design has been completed by consultants and construction is expected to take 12 months and begin in the second Quarter of 2021. Phase II construction is also estimated to take 12 months and will begin after the completion of Phase 1.

On motion of Committee Chair Gashi, seconded by Legislator Covill, the above item was signed by committee. The motion carried by the following vote:

Aye: Committee Chair Gashi, Legislator Covill, Legislator Johnson, Legislator Boykin, Committee Vice-Chair Shimsky, Legislator Tubiolo, Legislator Walter and Legislator Woodson-Samuels

Absent: Legislator Parker

2. [2021-262](#) **ENV RES-Sewer District Mod-Add-Yorktown**

AN ENVIRONMENTAL RESOLUTION determining that there will be no significant adverse impact on the environment from Capital Project SW011 - Rehabilitation of the Yorktown Maintenance Facility.

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

Joint with B&A and E&H.

Guests: Commissioner Kopicki & Marian Pompa- Department of Environmental Facilities

Please refer to item #1.

On motion of Committee Chair Gashi, seconded by Legislator Covill, the above item was signed by committee. The motion carried by the following vote:

Aye: Committee Chair Gashi, Legislator Covill, Legislator Johnson, Legislator Boykin, Committee Vice-Chair Shimsky, Legislator Tubiolo, Legislator Walter and Legislator Woodson-Samuels

Absent: Legislator Parker

3. [2021-263](#) **BOND ACT-SW011-Rehabilitation of the Yorktown Maintenance Facility**

A BOND ACT authorizing the issuance of TWO MILLION (\$2,000,000) DOLLARS in bonds of Westchester County to finance Phase II of Capital Project SW011 - Rehabilitation of the Yorktown Maintenance Facility.

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

Joint with B&A and E&H.

Guests: Commissioner Kopicki & Marian Pompa- Department of Environmental Facilities

Please refer to item #1.

On motion of Legislator Woodson-Samuels, seconded by Committee Chair Gashi, the above item was signed by committee. The motion carried by the following vote:

Aye: Committee Chair Gashi, Legislator Covill, Legislator Johnson, Legislator Boykin, Committee Vice-Chair Shimsky, Legislator Tubiolo, Legislator Walter and Legislator Woodson-Samuels

Absent: Legislator Parker

4. [2021-264](#) **ACT-Sewer District Mod-Add-Yorktown, & To Authorize Permit Agrmnt.**

AN ACT to modify the Peekskill Sanitary Sewer District by the addition of one (1) Parcel of Property located in the Town of Yorktown and to authorize a permit agreement with the Town to provide sewer service to the subject Parcel and to accept any easements or other real property interests from the Town.

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

Joint with B&A and E&H.

Guests: Commissioner Kopicki & Marian Pompa- Department of Environmental Facilities

Please refer to item #1.

On motion of Committee Chair Gashi, seconded by Committee Vice-Chair Shimsky, the above item was signed by committee. The motion carried by the following vote:

Aye: Committee Chair Gashi, Legislator Covill, Legislator Johnson, Legislator Boykin, Committee Vice-Chair Shimsky, Legislator Tubiolo, Legislator Walter and Legislator Woodson-Samuels

Absent: Legislator Parker

5. [RES-2021-89](#) ENV RES-RMAC4-Woodlands Lake Dam at V.E. Macy Park

AN ENVIRONMENTAL RESOLUTION determining that there will be no significant adverse impact on the environment from Capital Project RMAC4 - Woodlands Lake Dam at V.E. Macy Park.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND PARKS & RECREATION

Joint with B&A and P&R.

Guests: Commissioner O'Connor and Deputy Commissioner Tartaglia- Department of Parks & Recreation; Commissioner Greechan and Program Coordinator (Capital Planning) Robert Abbamont
Commissioner O'Connor and Deputy Commissioner Tartaglia joined the committee meeting to discuss the capital project RMAC4- Woodlands Lake Dam at V.E. Macy Park. This item was discussed in detail at a previous meeting. Legislator Shimsky that we had an offline meeting with representatives from all three municipalities involved. She noted that all of the municipalities involved are satisfied with the plans and have no issues. Commissioner O'Connor thanked everyone for their due diligence and that projects always are more successful when all parties are in agreement. Deputy Commissioner Tartaglia mentioned that the Department will stay in contact with the local municipalities and update them on scheduling and on work.

On motion of Committee Vice-Chair Shimsky, seconded by Committee Chair Gashi, the above item was signed by committee. The motion carried by the following vote:

Aye: Committee Chair Gashi, Legislator Covill, Committee Vice-Chair Shimsky, Legislator Tubiolo, Legislator Walter and Legislator Woodson-Samuels

Absent: Legislator Parker

Away: Legislator Johnson and Legislator Boykin

6. [ACT-2021-64](#) BOND ACT-RMAC4-Woodlands Lake Dam at V.E. Macy Park

A BOND ACT authorizing the issuance of FIVE MILLION (\$5,000,000) DOLLARS in bonds of Westchester County to finance Capital Project RMAC4 - Woodlands Lake Dam at V.E. Macy Park.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND PARKS & RECREATION

Joint with B&A and P&R.

Guests: Commissioner O'Connor and Deputy Commissioner Tartaglia- Department of Parks & Recreation; Commissioner Greechan and Program Coordinator (Capital Planning) Robert Abbamont
Please refer to item #5.

On motion of Committee Vice-Chair Shimsky, seconded by Committee Chair Gashi, the above item was signed by committee. The motion carried by the following vote:

Aye: Committee Chair Gashi, Legislator Covill, Committee Vice-Chair Shimsky, Legislator Tubiolo, Legislator Walter and Legislator Woodson-Samuels

Absent: Legislator Parker

Away: Legislator Johnson and Legislator Boykin

7. [ACT-2021-66](#) CBA-A0133-Rehabilitation of Taxiway L

AN ACT amending the 2021 County Capital Budget Appropriations for Capital Project A0133 - Rehabilitation of Taxiway L.

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

Joint with B&A.

Guests: Commissioner Greechan, Program Coordinator (Capital Planning) Robert Abbamont and Jim Antonaccio

Commissioner Greechan, Robert Abbamont and Jim Antonaccio from the Department of Public Works & Transportation came before the joint committee to discuss Capital Budget Amendment (CBA), related Bond Act A0133- Rehabilitation of Taxiway L and an Act- Enter into Grant Agreement with FAA- A0133- Rehabilitation of Taxiway L.

The proposed Capital Budget Amendment (CBA) will amend the County's current Capital Budget to increase the appropriations for project A0133 by \$200,000 bringing the total amount to \$4,000,000. The related Bond Act in the amount of \$200,000 would finance the cost of construction and construction management for the rehabilitation of Taxiway "L" between Runaway 11/29 and Taxiway "C", approximately 1700 feet at the Westchester County Airport.

The Act would authorize the County to apply for and enter into a grant with the FAA for the rehabilitation of Taxiway "L" from runway 11/29/to Taxiway "C". The FAA will fund up to 90% of the project, resulting in a grant amount of approximately \$3,600,000. Additionally, the NYS Department of Transportation will fund up to 5% of the project resulting in a grant amount of \$200,000. The remainder 5% of the cost (\$200,000) will be funded by the Airport Special Revenue Fund.

The rehabilitation is necessary because the runway has reached the end of its useful life. Design is at 100% and has been completed by consultants, construction is estimated to take 3 months.

Mr. Antonnacio explained that we had entitlement money available this year. He noted that the FAA worked with the County to move up the allocation from 2021 to 2022.

Legislator Barr asked Commissioner Greechan to put on the record how this is different from what was there before and whether it will permit larger planes. Commissioner Greechan discussed that it is the same footprint except for the turning radius. They are adding a filler at the bottom to meet FAA standards and make it a little safer. There will not be a change in the size or weight of the planes. This runway was chosen because of the conditions of the runway. Mr. Greechan noted that photos from Google identify the cracks.

Mr. Anntonnacio explained what "entitlement money/grant" is for the members. This money is the County receives every year (approximately \$3.7 million). He explained this money is based on deplanements and we receive this every year.

On motion of Committee Vice-Chair Shimsky, seconded by Legislator Woodson-Samuels, the above item was signed by committee. The motion carried by the following vote:

Aye: Committee Chair Gashi, Legislator Covill, Committee Vice-Chair Shimsky, Legislator Tubiolo, Legislator Walter and Legislator Woodson-Samuels

Absent: Legislator Parker

Away: Legislator Johnson and Legislator Boykin

8. [ACT-2021-67](#) **BOND ACT-A0133-Rehabilitation of Taxiway L**

A BOND ACT authorizing the issuance of TWO HUNDRED THOUSAND (\$200,000) DOLLARS in bonds of Westchester County to finance Capital Project A0133 - Rehabilitation of Taxiway L.

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

Joint with B&A.

Guests: Commissioner Greechan, Program Coordinator (Capital Planning) Robert Abbamont and Jim Antonaccio

Please refer to item #7.

On motion of Committee Chair Gashi, seconded by Legislator Woodson-Samuels, the above item was signed by committee. The motion carried by the following vote:

Aye: Committee Chair Gashi, Legislator Covill, Committee Vice-Chair Shimsky, Legislator Tubiolo, Legislator Walter and Legislator Woodson-Samuels

Absent: Legislator Parker

Away: Legislator Johnson and Legislator Boykin

9. [ACT-2021-68](#) **ACT-Enter into Grant Agreement with FAA-A0133-Rehabilitation of Taxiway L**

AN ACT to authorize the County to apply for and enter into a grant agreement with the United States of America, acting through the Federal Aviation Administration ("FAA") , for Capital Project A0133 - Rehabilitation of Taxiway L.

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

Joint with B&A.

Guests: Commissioner Greechan, Program Coordinator (Capital Planning) Robert Abbamont and Jim Antonaccio

Please refer to item #7.

On motion of Committee Chair Gashi, seconded by Legislator Woodson-Samuels, the above item was signed by committee. The motion carried by the following vote:

Aye: Committee Chair Gashi, Legislator Covill, Committee Vice-Chair Shimsky, Legislator Tubiolo, Legislator Walter and Legislator Woodson-Samuels

Absent: Legislator Parker

Away: Legislator Johnson and Legislator Boykin

10. [ACT-2021-70](#) ACT - Ravine Ave. Amendment

AN ACT amending Act No. 2021-245 which authorized the County of Westchester to purchase approximately +/- 1.38 acres of real property located at 60 & 76 Point Street and 81 Ravine Avenue in the City of Yonkers and to subsequently convey said property, as well as authorize the County to grant and accept any property rights necessary in furtherance thereof, for the purpose of creating 146 affordable rental units and remain affordable for a period of not less than 50 years.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND LABOR & HOUSING

Joint with B&A and L&H.

Guest: Leonard Gruenfeld, Housing Administrator - Department of Planning

Leo Gruenfeld, Housing Administrator for the Department of Planning and Assistant Commissioner Anthony Zaino came before the joint committees to discuss the amendment to the legislation passed by the Board on April 12, 2021 (Act No. 2021-245 and Act No. 2021-246). Mr. Gruenfeld explained that they were advised by Conifer Realty, that pursuant to NYS Executive Law we cannot set aside 44 units for seniors aged 55 and older as previously anticipated. He discussed further that the NYS Division of Human Rights had previously granted a public policy exemption but the NYS Housing Finance Agency and the NYS Division of Housing and Community Renewal have refused to grant such an exemption. Before the joint committees is amendments omitting the provision stating that 44 units will be set aside for seniors 55 and older. The units are now open to all age groups including seniors. This is the only change and the all other provisions remain in place.

On motion of Legislator Walter, seconded by Committee Chair Gashi, the above item was signed by committee. The motion carried by the following vote:

Aye: Committee Chair Gashi, Legislator Covill, Committee Vice-Chair Shimsky, Legislator Tubiolo, Legislator Walter and Legislator Woodson-Samuels

Absent: Legislator Parker

Away: Legislator Johnson and Legislator Boykin

II. OTHER BUSINESS**III. RECEIVE & FILE****ADJOURNMENT**

Moved by Committee Chair Gashi, seconded by Committee Vice-Chair Shimsky, the Committee adjourned at 11:37 AM.