

Board of Legislators Meeting Agenda



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

Monday, February 7, 2022

7:00 PM

Legislative Chambers

Regular Meeting

CALENDAR 4 (CONSENT)

CALL TO ORDER

MINUTES APPROVAL

January 24, 2022 at 7PM

PUBLIC COMMENT

PUBLIC HEARING

UNFINISHED BUSINESS

I. COMMUNICATIONS

A. COUNTY EXECUTIVE

1. [2022-56](#) APPT-Commissioner of Dept. of Emergency Services-Wishnie

A RESOLUTION appointing Richard Wishnie as the Commissioner of the Westchester County Department of Emergency Services, effective January 1, 2022.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

2. [2022-57](#) COMM-Executive Order No. 1 of 2022-Cybersecurity Task Force

Forwarded from the County Executive, Executive Order No. 1-2022, regarding the creation of a Task Force on Cybersecurity to advise the County Executive and the Board of Legislators on issues involving cyberattacks.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

3. [2022-60](#) ACT-Enter into Grant Agrmnt.-NYSOFA-American Rescue Plan Act of 2021

AN ACT authorizing the County of Westchester to enter into grant agreements with the New York State Office for the Aging to accept grant funds for certain programs to be funded by the

American Rescue Plan Act for the following programs: 1) SSC6 program; 2) CMC6 program; 3) HDC6 program; 4) PHC6 program; and 5) FCC6 program, and also to enter into inter-municipal agreements with local municipalities, for services to be provided under Titles III-B, III-C-1, III-C-2, III-D and III-E of the Older Americans Act.

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

4. [2022-63](#) **APPT-Youth Board-Miller**

A RESOLUTION appointing Sophie Miller as a member of the Westchester County Youth Board for the term December 24, 2021 to December 31, 2023.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

5. [2022-64](#) **REAPPT-Parks, Recreation & Conservation Bd-Indelicato**

A RESOLUTION reappointing Charlene Indelicato as a member of the Westchester County Parks, Recreation and Conservation Board for the term January 7, 2022 to December 31, 2024.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

6. [2022-65](#) **REAPPT-Parks, Recreation & Conservation Bd-Clay**

A RESOLUTION reappointing Debra Clay as a member of the Westchester County Parks, Recreation and Conservation Board for the term January 7, 2022 to December 31, 2024.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

7. [2022-66](#) **REAPPT-Police Board-Tucker**

A RESOLUTION reappointing Robert Tucker, Esq., as a member of the Westchester County Police Board for the term December 13, 2021 to December 31, 2023.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

SI. 8. [2022-68](#) **ACT-Amendment-UCC Consolidated Plan**

AN ACT to authorize the County to submit an Urban County Application under the Federal Community Development Block Grant, Emergency Solutions Grant and HOME programs, including an amendment to FY 2019-2023 Consolidated Plan, and to accept such Grants.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND HOUSING

B. COUNTY ATTORNEY

1. [2022-61](#) **ACT - Lawsuit Settlement of Martin v. County of Westchester**

AN ACT authorizing the County Attorney to settle the lawsuit of Cynthia Martin v. County of Westchester, in the amount of ONE MILLION, TWO HUNDRED THOUSAND (\$1,200,000) DOLLARS, inclusive of attorney's fees.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS**SI. 2. [2022-71](#) ACT - Lawsuit Settlement JDM v. Somers Central School District**

AN ACT authorizing the County Attorney to enter into a Stipulation of Settlement in the Matter of the Application of J.D.M. by his parents, J.M. and K.M. against Somers Central School District ("Stipulation"), pursuant to which the County shall make payment to the Somers Central School District ("School District") in the amount of TWENTY-FOUR THOUSAND, SIX HUNDRED NINETEEN (\$24,619) DOLLARS.

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

C. LEGISLATORS**D. OTHERS****1. [2022-59](#) CLERK OF THE BOARD - 2021 Annual Report - Westchester County Clerk**

Forwarding the 2021 Annual Report from the Westchester County Clerk.

COMMITTEE REFERRAL: COMMITTEE ON BUDGET & APPROPRIATIONS

II. NOTICES & PETITIONS**1. [2022-62](#) CLERK OF THE BOARD - Local State of Emergency Declaration**

Forwarded from the County Executive, a Local State of Emergency in light of the COVID-19 (coronavirus) outbreak for the County of Westchester for a period beginning at 5pm on this 1st day of February, 2022 and shall remain in effect for thirty (30) days or until rescinded by subsequent order or extended.

FOR INFORMATIONAL PURPOSES ONLY - NO COMMITTEE REFERRAL NECESSARY

III. STANDING COMMITTEES**1. [2022-21](#) REAPPT-Traffic Safety Board-Newhouse**

A RESOLUTION reappointing Richard Newhouse as a member of the Westchester County Traffic Safety Board for the term October 12, 2021 to December 31, 2023.

Submitted by COMMITTEE ON APPOINTMENTS

2. [2022-22](#) REAPPT-Traffic Safety Board-Dempsey

A RESOLUTION reappointing Brian E. Dempsey as a member of the Westchester County Traffic Safety Board for the term October 12, 2021 to December 31, 2023.

Submitted by COMMITTEE ON APPOINTMENTS

3. [2022-23](#) **REAPPT-Traffic Safety Board-Greechan**

A RESOLUTION reappointing Hugh Greechan as a member of the Westchester County Traffic Safety Board for the term October 12, 2021 to December 31, 2022.

Submitted by COMMITTEE ON APPOINTMENTS

4. [2022-24](#) **REAPPT-Traffic Safety Board-Coleman**

A RESOLUTION reappointing Jeffrey Coleman as a member of the Westchester County Traffic Safety Board for the term October 12, 2021 to December 31, 2024.

Submitted by COMMITTEE ON APPOINTMENTS

5. [2022-25](#) **REAPPT-Traffic Safety Board-Costanzo**

A RESOLUTION reappointing Chief John Costanzo as a member of the Westchester County Traffic Safety Board for the term October 18, 2021 to December 31, 2022.

Submitted by COMMITTEE ON APPOINTMENTS

6. [2022-32](#) **ACT - Retainer Agreement with Wicks Group, PLLC**

AN ACT authorizing the County of Westchester to retain, at County expense, the Wicks Group, PLLC for the provision of outside counsel services related to the Westchester County Airport, for a term of one (1) year commencing on January 1, 2022 for an amount not-to-exceed ONE HUNDRED THOUSAND (\$100,000) DOLLARS.

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

7. [2022-33](#) **ACT - Lawsuit Settlement James v. County of Westchester**

AN ACT authorizing the County Attorney to settle the lawsuit of Jessica James v. County of Westchester in the amount of ONE HUNDRED THOUSAND (\$100,000) DOLLARS, inclusive of attorney's fees.

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

8. [2022-34](#) **RESO - Env. Res. - Westchester County Hazard Mitigation Plan**

AN ENVIRONMENTAL RESOLUTION determining that there will be no significant adverse impact on the environment from the adoption of a multi-jurisdictional, multi-hazard mitigation plan known as the Westchester County Hazard Mitigation Plan.

Submitted by COMMITTEES ON PUBLIC SAFETY, ENVIRONMENT, ENERGY & CLIMATE AND PUBLIC WORKS & TRANSPORTATION

9. [2022-35](#) **ACT - Westchester County Hazard Mitigation Plan**

AN ACT authorizing the County of Westchester to adopt a new multi-jurisdictional, multi-hazard mitigation plan known as the Westchester County Hazard Mitigation Plan.

Submitted by COMMITTEES ON PUBLIC SAFETY, ENVIRONMENT, ENERGY &

CLIMATE AND PUBLIC WORKS & TRANSPORTATION.**10. [2022-54](#) ACT - Airport Use Litigation**

AN ACT authorizing the County Attorney to commence legal action, including litigation, against certain airlines that operate at the Westchester County Airport to enjoin them from violating the County's Terminal Use Procedures.

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

11. [2022-55](#) ACT - Civil Litigation to Void Lease (Proteus)

AN ACT authorizing the County Attorney to commence an action on behalf of the County of Westchester against Proteus On-Demand Facilities, LLC relating to a lease agreement for temporary structures.

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

12. [2022-58](#) APPT-Westchester County Board of Health-Williams Johnson

A RESOLUTION appointing Legislator Jewel Williams Johnson as the Board of Legislators member of the Westchester County Board of Health for a term to commence on January 1, 2022 to December 31, 2023.

Submitted by COMMITTEE ON APPOINTMENTS

SI. 13.[2022-38](#) IMA-2002 Equipment Response Vehicle-White Plains

AN ACT authorizing the County of Westchester to renew an intermunicipal agreement with the City of White Plains pursuant to which the County will continue to lease to the City a 2002 equipment response vehicle for an additional five-year term commencing retroactive to October 7, 2021.

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

SI.14. [2022-70](#) RESO - 2022 Joint State Legislative Package

A RESOLUTION forwarding the Westchester County 2022 Joint State Legislative Package to the County's State Delegation for consideration during the current legislative session.

Submitted by COMMITTEE ON LEGISLATION

SI. 15.[2022-72](#) RESO-Clean Slate Act

A RESOLUTION in support of the Clean Slate Act in relation to the automatic sealing of certain convictions in New York State.

Submitted by COMMITTEE ON LEGISLATION

IV. SPECIAL ORDERS

MOTIONS, RESOLUTIONS & CALL OF THE DISTRICTS**1. [2022-67](#) Memorial Resolutions: 2-2022**

HON. JOSE ALVARADO: Mary Dupree

HON. BENJAMIN BOYKIN: Andrew Thomas Young

HON. TERRY CLEMENTS: Julian Oliveros

HON. MARGARET A. CUNZIO: Aniello (Neil) Paladino, Ann Yolanda Mastro Monaco, Berton Ketchum, Peter Vincent Perri, H. Warren Rohlf, Jr., Nicholas J. Casadone, Antonio Cambareri

HON. CHRISTOPHER JOHNSON: Deborah A. Champion, Carrie McLoughlin

HON. DAMON MAHER: Abraham Walfish, Arthur C. Ostlund, Michael F. Diachenko, Jr., John Francis Marocco, Antonio D'Agostino, Reverend Monsignor Ferdinando Donato Berardi, Abraham Walfish, Michael F. Diachenko, Jr., Arthur C. Ostlund

HON. JAMES NOLAN: Pietro DeMarco, Americo DiScuillo

LEGISLATORS NOLAN AND CUNZIO AND ALL LEGISLATORS: Detective Jason Rivera, Detective Wilbert Mora

HON. ERIKA PIERCE: James Arena, Jr., Mark Rutherford

HON. ERIKA PIERCE AND ALL LEGISLATORS: Richard Lyman

HON. MARYJANE SHIMSKY: Mary Louise Paul Petretti, Daniel J. Mulholland, Jr., Barbara E. Neff, Zena Athene Stein Susser

HON. JEWEL WILLIAMS JOHNSON: Jearldine Grayson-Jones, Frank Michael Richter, Dr. Roland Julius Henderson, Sister Lucia Kenny, Sister Marion Fahey, Anthony J. Battista, Laura Gallagher

ADJOURNMENT