



# Budget & Appropriations

## BOL Meeting Minutes - Final

Committee Chair: Jewel Williams Johnson

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

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Monday, July 24, 2023

10:00 AM

Committee Room

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### 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. *With a quorum present, Chair Williams Johnson called the meeting to order at 10:12 AM.*

*Others in Attendance: BOL: Margaret Cunzio, Ben Boykin, Jose Alvarado, Terry Clements*

**Present:** Legislator Williams Johnson, Legislator Barr, Committee Chair Imamura, Legislator Maher, Legislator Parker, Legislator Pierce, Legislator Tubiolo and Vice Chair Woodson-Samuels

**Absent:** Legislator Gashi and Legislator Smith

### MINUTES APPROVAL

Monday, July 10, 2023 at 10:00 AM Minutes

On motion of Legislator Maher, seconded by Committee Vice-Chair Woodson-Samuels, the minutes were approved. The motion carried unanimously.

### I. ITEMS FOR DISCUSSION

1. [ACT-2023-150](#) **ACT-Pay Plan Amendment**

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

***SUBMITTED BY: COMMITTEE ON BUDGET & APPROPRIATIONS***

B&A Only.

Guests:

Director Larry Soule-Budget

Commissioner Lisa Denig-Human Resources

*Commissioner Lisa Denig from Human Resources and Director Larry Soule from the Budget Department appeared before the Committee to discuss the item. Commissioner Denig*

*discussed that the basic fundamental reasoning for this Act is to achieve parity across departments. This will be done by changing the steps and grades of certain positions in order to achieve equity.*

On motion of Committee Vice-Chair Woodson-Samuels, seconded by Legislator Barr, the above item was signed by committee and referred to Board of Legislators. The motion carried.

2. **RES-2023-115 PH-Amend Procurement Policy**

A RESOLUTION to set a Public Hearing on "A LOCAL LAW amending Chapter 836 of the Laws of Westchester County to, inter alia, make changes to various monetary thresholds, allow the County to make a gift of any surplus, obsolete or unused vehicles, equipment and/or furniture to a municipality, add sole source provisions, allow the County to become certified as a Green Purchasing Community by requiring use of the GreenNY purchasing specifications used by New York State, and to use the best value alternative to public bidding for purchase contracts pursuant to General Municipal Law 103 (I) by adding the rules and procedures utilizing the best value alternative to the Purchasing Act." [Public Hearing set for September 18, 2023 at 7:30 p.m.]. LOCAL LAW INTRO 2023-306.

***SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, LEGISLATION AND ENVIRONMENT, ENERGY & CLIMATE***

Joint with LEG and EEC:

Guests:

Commissioner Karin Hablow-Finance

Purchasing Manager Martin Connolly- Finance, Bureau of Purchase & Supplies

Program Coordinator Janice Duarte-Finance, Bureau of Purchase & Supplies

Assistant Chief Deputy County Attorney Tami Altschiller-LAW

Director of Energy Conservation and Sustainability Peter McCartt-CE's Offices

*Commissioner Hablow said this will allow the County to: 1) make changes to various monetary thresholds that do not reflect present market conditions and have not been adjusted for many years, 2) make a gift of any surplus, obsolete or unused vehicles, equipment and/or furniture to a municipality, 3) add sole source provisions consistent with case law, 4) become certified as a Green Purchasing Community by requiring use of the GreenNY purchasing specifications used by New York State, and 5) use the best value alternative to public bidding for purchase contracts pursuant to General Municipal Law § 103( 1) by adding the rules and procedures utilizing the best value alternative to the Purchasing Act.*

On motion of Committee Vice-Chair Woodson-Samuels, seconded by Legislator Pierce, the above item was signed by committee and referred to Board of Legislators. The motion carried.

3. **LOCAL LAW-Amend Procurement Policy**

A LOCAL LAW amending Chapter 836 of the Laws of Westchester County to, inter alia, make changes to various monetary thresholds, allow the County to make a gift of any surplus, obsolete or unused vehicles, equipment and/or furniture to a municipality, add sole source provisions, allow the County to become certified as a Green Purchasing Community by requiring use of the GreenNY purchasing specifications used by New York State, and to use the best value alternative to public bidding for purchase contracts pursuant to General

Municipal Law 103 (I) by adding the rules and procedures utilizing the best value alternative to the Purchasing Act.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, LEGISLATION AND ENVIRONMENT, ENERGY & CLIMATE**

Joint with LEG and EEC:

Guests:

Commissioner Karin Hablow-Finance

Purchasing Manager Martin Connolly- Finance, Bureau of Purchase & Supplies

Program Coordinator Janice Duarte-Finance, Bureau of Purchase & Supplies

Assistant Chief Deputy County Attorney Tami Altschiller-LAW

Director of Energy Conservation and Sustainability Peter McCartt-CE's Offices

*Please refer to item #2.*

On motion of Committee Vice-Chair Woodson-Samuels, seconded by Legislator Pierce, the above item was signed by committee and referred to Board of Legislators. The motion carried.

#### 4. **ACT-Amend Procurement Policy**

AN ACT amending the policies and procedures that govern the County of Westchester's procurement of goods and services that are not required by state law to be made pursuant to competitive bidding requirements, in order to make changes to various monetary thresholds, generally make corrections, revise and update the Procurement Policy and also to add a provision allowing the County to become a Green Purchasing Community.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, LEGISLATION AND ENVIRONMENT, ENERGY & CLIMATE**

Joint with LEG and EEC:

Guests:

Commissioner Karin Hablow-Finance

Purchasing Manager Martin Connolly- Finance, Bureau of Purchase & Supplies

Program Coordinator Janice Duarte-Finance, Bureau of Purchase & Supplies

Assistant Chief Deputy County Attorney Tami Altschiller-LAW

Director of Energy Conservation and Sustainability Peter McCartt-CE's Offices

*Ms. Altschiller said the Act will amend the policies and procedures that govern the County's procurement of goods and services that are not required by state law to be made pursuant to competitive bidding requirements in order to make changes to various monetary thresholds as they do not reflect present market conditions, generally make corrections, revise and update the Procurement Policy and add a provision allowing the County to become certified as a Green Purchasing Community by requiring use of the GreenNY purchasing specifications used by New York State.*

On motion of Committee Vice-Chair Woodson-Samuels, seconded by Legislator Pierce, the above item was signed by committee and referred to Board of Legislators. The motion carried.

5. [ACT-2023-156](#) **ACT-Jay Property Cooperative Agreement Renewal**

AN ACT authorizing the County of Westchester to amend a Cooperative Operation and Management Agreement, amongst the State of New York, acting by and through the Commissioner of Parks, Recreation and Historic Preservation, the County of Westchester and Jay Heritage Center (JHC), in order to extend the initial ten-year term by an additional period of ten (10) years and to modify some of JHC's responsibilities with respect to the operation and management of the Jay Property.

**SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PARKS & RECREATION**

Joint with PR.

Guests:

First Deputy Commissioner Peter Tartaglia-PRC

Program Coordinator (Capital Planning) Robert Lopane-PRC

Assistant Chief Deputy County Attorney Tami Altschiller-LAW

*This Act would authorize the County to amend ("Renewal Amendment") the Cooperation and Maintenance Agreement in order for the County to exercise the option to extend the initial ten-year term Agreement by an additional period of ten (10) years, commencing on July 9, 2023 and terminating on July 8, 2033, and modify some of the JHC's responsibilities with respect to the operation and management of the Jay Property.*

On motion of Legislator Parker, seconded by Committee Vice-Chair Woodson-Samuels, the above item was signed by committee and referred to Board of Legislators. The motion carried.

6. [ACT-2023-145](#) **BOND ACT-RML01-Mountain Lakes Park Infrastructure Project**

A BOND ACT authorizing the issuance of ONE MILLION, FOUR HUNDRED THOUSAND (\$1,400,000) DOLLARS in bonds of Westchester County to finance Capital Project RML01 - Mountain Lakes Park Infrastructure Project.

**SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION AND PARKS & RECREATION**

Joint with PR and PWT.

Guests:

First Deputy Commissioner Peter Tartaglia

Program Coordinator (Capital Planning) Robert Lopane

*First Deputy Commissioner Tartaglia said that this project is to replace the dining hall building roof at Camp Hemlock, which is in poor condition. The existing roof shingles have exceeded their life expectancy and a portions of the roof decking and eaves are showing severe deterioration. This will fund the complete roof replacement, including roof decking repairs, eaves, gutters and downspouts and all other associated building renovations and site work.*

On motion of Legislator Pierce, seconded by Committee Vice-Chair Woodson-Samuels, the above item was signed by committee and referred to Board of Legislators. The motion carried.

7. [ACT-2023-136](#) **ACT-WCHCC & PC - X-ray Services for TB Patients**

AN ACT authorizing the County of Westchester to enter into a tri-party agreement with the Westchester County Health Care Corporation and Westchester Medical Center Advanced Physician Services, P.C. for a term commencing January 1, 2023 and terminating December 31, 2027 pursuant to which the County will refer patients for x-ray services and tuberculosis-related services.

***SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND HEALTH***

Joint with Health.

Guests: Department of Health

First Deputy Commissioner Renee Recchia

*Deputy Commissioner Recchia shared that this is a long-standing Act with the Medical Center with two components specifically related to Tuberculosis (TB) services and management of the Health Department. The first piece is regarding chest x-rays for those who test positive through skin or Quantiferon tests to help determine treatment. The \$45 rate is set by Medicaid and is at no cost to those referred by the Department of Health for these services. The second part is related to the event of having active cases of TB and the patient is refusing treatment, this allows for the person to be detained through a court order by the Commissioner of Health if such action is required.*

On motion of Committee Chair Imamura, seconded by Committee Vice-Chair Woodson-Samuels, the above item was signed by committee and referred to Board of Legislators. The motion carried.

8. **[ACT-2023-135](#) IMA-Mandated Preventive Respite Care and Services-Rockland County**

AN ACT authorizing the County of Westchester to enter into an Intermunicipal Agreement with Rockland County in order to provide mandated preventive respite care and services to eligible children at risk of foster care placement and their families residing in Rockland County, on a space available basis, for the term commencing on March 1, 2023 and expiring on February 28, 2026.

***SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, HUMAN SERVICES, HUMAN RIGHTS & EQUITY AND HEALTH***

Joint with Health and HSHRE.

Guests: Department of Social Services

Deputy Commissioner John Befus

*Chair Williams Johnson introduced this item as being taken up by the Committees on Budget and Appropriations and Human Services, Human Rights and Equity. Deputy Commissioner Befus explained that this legislation enables the department to continue their inter-municipal agreement with Rockland County for some of the slots at the sanctuary center, known as the Crisis Respite Program. This is a short-term 14-bed sanctuary shelter operated on the Grasslands Campus since 1994 and offers essential temporary respite services for youths between the ages of 14 and 17 for both males and females. The current contract is \$412,832 with Children's Village as a long-time provider of the program. In 2013 Rockland County's shelter closed and since then, Westchester County has been able to provide access to slots at the program as needed and if available. In 2023, Westchester has referred 57 youths with an average stay of 13 days and this partnership helps to offset the costs for local operating expenses. This facility has made very minimal calls for emergency services, such as the police*



and fire departments. Deputy Commissioner Befus added that the Fiscal Impact Report shows a higher revenue in comparison to the expenses which is attributed to the net savings from the program. This extra money goes to purchase of services which can provide the ability to execute other preventative programs.

On motion of Committee Chair Imamura, seconded by Legislator Pierce, the above item was signed by committee and referred to Board of Legislators. The motion carried.

9. [ACT-2023-138](#) **ACT-NYSOFA-Enter into Grant Agreement-HIICAP**

AN ACT authorizing the County of Westchester to enter into a grant agreement with the State of New York, acting by and through its Office for the Aging, to accept state grant funds under the Health Insurance Information, Counseling and Assistance Volunteer Stipend Program ("HIICAP Volunteer Stipend").

**SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND SENIORS & YOUTH**

Joint with SY.

Guests: Department of Senior Programs and Services

Deputy Commissioner Jeanne Pici

Director of Program Development Sandra Brown

Director of Program Development Agnieszka Nowak

*Ms. Brown discussed that the HIICAP Volunteer Stipend is a new pilot program aimed at new recruitment and retention of HIICAP volunteers by paying them a stipend as an incentive for participating in the HIICAP program. HIICAP is driven by dedicated knowledgeable volunteers who are committed to helping people with Medicare.*

*Chair Williams Johnson asked, that the Fiscal Impact Statement under the Anticipated Savings to the County and/or Impact on Department Operations to include "Without these funds,".*

On motion of Committee Vice-Chair Woodson-Samuels, seconded by Legislator Pierce, the above item was signed by committee and referred to Board of Legislators. The motion carried.

10. [ACT-2023-139](#) **ACT-NYSOFA-Enter info Grant Agreements-HIICAP & MIPPA**

AN ACT authorizing the County of Westchester to enter into grant agreements with the State of New York, acting by and through its Office for the Aging, to accept grant funds under the Health Insurance Information, Counseling and Assistance Program ("HIICAP") and the Medicare Improvements for Patients and Providers Act ("MIPPA"), noting that both grants are comprised of federal and New York State funds.

**SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND SENIORS & YOUTH**

Joint with SY.

Guests: Department of Senior Programs and Services

Deputy Commissioner Jeanne Pici

Director of Program Development Sandra Brown

Director of Program Development Agnieszka Nowak

*Ms. Nowak discussed that the HIICAP funding will be used by the Department to provide*

*Information Contact Services. Similarly, the MIPPA will be used by the Department to provide Medicare Counseling services.*

*Chair Williams Johnson asked, that the Fiscal Impact Statement under the Anticipated Savings to the County and/or Impact on Department Operations to include "Without these funds,".*

On motion of Legislator Pierce, seconded by Committee Vice-Chair Woodson-Samuels, the above item was signed by committee and referred to Board of Legislators. The motion carried.

11. [ACT-2023-140](#) **ACT-NYSOFA-Retroactively Amend Grant Agreements-Title III-B, etc.**

AN ACT authorizing the County of Westchester to retroactively amend 2023 grant agreements with the New York State Office for the Aging.

**SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND SENIORS & YOUTH**

Joint with SY.

Guests: Department of Senior Programs and Services

Deputy Commissioner Jeanne Pici

Director of Program Development Sandra Brown

Director of Program Development Agnieszka Nowak

*Ms. Brown stated that this ACT would authorize the County of Westchester, acting by and through its Department of Senior Programs and Services, to retroactively amend grant agreements with the New York State Office for the Aging, for the following programs: Titles III-B, III-C & the Nutrition Services Incentive Program (NSIP), IIID and III-E of the Older Americans Act.*

*Chair Williams Johnson asked, that the Fiscal Impact Statement under the Anticipated Savings to the County and/or Impact on Department Operations to include "Without these funds,".*

On motion of Committee Chair Imamura, seconded by Committee Vice-Chair Woodson-Samuels, the above item was signed by committee and referred to Board of Legislators. The motion carried.

12. [ACT-2023-141](#) **ACT-NYSOFA-Retroactively Amend Agreements-CSE, etc.**

AN ACT authorizing the County of Westchester to retroactively amend various 2022-2023 grant agreements with the New York State Office for the Aging and to retroactively amend existing 2022-2023 inter-municipal agreements with local municipalities funded by the aforesaid grants.

**SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND SENIORS & YOUTH**

Joint with SY.

Guests: Department of Senior Programs and Services

Deputy Commissioner Jeanne Pici

Director of Program Development Sandra Brown

Director of Program Development Agnieszka Nowak

*Ms. Brown discussed the ACT will include the following programs: Community Services for the Elderly (CSE), the Expanded In-home Services for the Elderly Program (EISEP), and the UNMET Need Program (UNMET NEED), the Wellness in Nutrition Program (WIN), and the Nutrition Service Incentive Program (NSIP).*

*Chair Williams Johnson asked, that the Fiscal Impact Statement under the Anticipated Savings to the County and/or Impact on Department Operations to include "Without these funds,".*

On motion of Legislator Pierce, seconded by Committee Chair Imamura, the above item was signed by committee and referred to Board of Legislators. The motion carried.

13. [ACT-2023-154](#) **ACT-Remove IMA with Yonkers-Add IMA with Port Chester**

AN ACT authorizing the County of Westchester to amend Act 2023-71 to remove one of the inter-municipal agreements with the City of Yonkers from the list set forth therein of inter-municipal agreements for the implementation of the New York State's Office of Children and Family Services Youth Development Program, and replace it with an inter-municipal agreement with the Village of Port Chester.

**SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND SENIORS & YOUTH**

Joint with SY.

Guests: Department of Senior Programs and Services

Deputy Commissioner Jeanne Pici

Director of Program Development Sandra Brown

Director of Program Development Agnieszka Nowak

*Dr. Harris Madden discussed that the County's entering into the Port Chester IMA will benefit youth residing in the Village of Port Chester by funding a Summer Youth Employment program that will provide them with opportunities to actively acquire the skills and abilities needed to grow up to be competent, caring and healthy adults.*

On motion of Legislator Barr, seconded by Committee Vice-Chair Woodson-Samuels, the above item was signed by committee and referred to Board of Legislators. The motion carried.

## II. OTHER BUSINESS

## III. RECEIVE & FILE

1. [2023-310](#) **LEGISLATORS NOLAN, WOODSON-SAMUELS, TUBIOLO AND SMITH - Restoration of Street Surfaces After Excavation**

A Memo of Legislation recommending the creation of a law requiring that work on any County roads, sidewalks and parkways be repaired curb to curb.

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

On motion of Committee Vice-Chair Woodson-Samuels, seconded by Committee Chair Imamura, the above item was received, filed, and approved. The motion carried.

2. [2023-277](#) **CLERK OF THE BOARD - Lewisboro Notice of Intent to be Lead Agency**



Forwarding correspondence from the Town of Lewisboro declaring its intent to be Lead Agency for a Proposed Action under SEQR based on its review of a Full EAF - Part 1 dated June 7, 2023.

***COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE***

On motion of Legislator Pierce, seconded by Committee Vice-Chair Woodson-Samuels, the above item was received, filed, and approved. The motion carried.

## **ADJOURNMENT**

Moved by Legislator Pierce, seconded by Committee Vice-Chair Woodson-Samuels, the Committee adjourned at 12:21 PM.