



Board of Legislators

BOL Meeting Minutes - Final

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

Monday, November 8, 2021

7:00 PM

Legislative Chambers

CALENDAR 20 (CONSENT)

CALL TO ORDER

The County Board will meet pursuant to Chapter 417 of New York State Laws of 2021, 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. To access the meeting, please visit: <https://westchestercountyny.legistar.com>

The County Board met pursuant to adjournment.

The Honorable Benjamin Boykin in the Chair.

The Chairman opened the meeting at 7:10 PM with the Albanian Heritage Celebration; a recess was called at 7:26 PM and the meeting resumed at 7:31 PM with the salute to our flag and a prayer.

The roll call resulted as follows:

Present: Legislator MaryJane Shimsky
Legislator Jose Alvarado
Legislator Nancy Barr
Legislator Catherine Borgia
Legislator Terry Clements
Legislator Vedat Gashi
Legislator Christopher Johnson
Legislator Damon Maher
Legislator Catherine Parker
Legislator Colin Smith
Legislator David Tubiolo
Legislator Ruth Walter
Legislator Alfreda Williams
Legislator Tyrae Woodson-Samuels
Legislator Benjamin Boykin

Remote: Legislator Margaret Cunzio
Legislator Kitley Covill

MINUTES APPROVAL

October 18, 2021 at 7PM Minutes

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio, the minutes from October 18, 2021 were approved. The motion carried unanimously.

PUBLIC COMMENT

There were 4 speakers.

PUBLIC HEARING

This matter was public hearing held

1. [RES-2021-179](#) PH-Refuse Disposal District No. 1 Plan Modification

A Public Hearing on "AN ACT pursuant to Article 5-A of the NY State County Law to modify the District Report Plan for Refuse Disposal District No. 1 in the County of Westchester to authorize the reallocation of approved expenditures, noting that such reallocation of funds will not exceed the previously approved maximum expenditure of District funds." [Public Hearing set for November 8, 2021 at 7:30 p.m.]. INTRO ACT: 2021-536.

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

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

UNFINISHED BUSINESS

I. COMMUNICATIONS

A. COUNTY EXECUTIVE

1. [ACT-2021-216](#) BOND ACT-T0056-Bus Stop Improvements II

A BOND ACT authorizing the issuance of THREE HUNDRED FIFTY THOUSAND (\$350,000) DOLLARS in bonds of Westchester County to finance Capital Project T0056 - Bus Stop Improvements II.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

2. [ACT-2021-210](#) BOND ACT-RD021-Haulage Vehicle and Solid Waste Equipment VI

A BOND ACT authorizing the issuance of THREE MILLION, EIGHT HUNDRED THOUSAND (\$3,800,000) DOLLARS in bonds of Westchester County to finance Capital Project RD021 - Haulage Vehicle and Solid Waste Equipment Phase VI.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item

was received, filed and referred to the committees listed above. The motion carried unanimously.

3. [ACT-2021-211](#) **BOND ACT-DEF Design**

A BOND ACT authorizing the issuance of FIVE MILLION, NINE HUNDRED THOUSAND (\$5,900,000) DOLLARS in bonds of Westchester County to finance the following eight (8) Capital Projects for 2022: SNY95 - Pumping Station Rehabilitation Program - North Yonkers SSD, SOS07 - Ossining WRRF Fire and Gas Detection Systems, SPC11 - Port Chester Wastewater Treatment Plant - Roof Replacements, SPK23 - Peekskill WRRF HVAC Replacement, SPK26 - McGregory Brook Relief Sewer, SY044 - YJ Primary Sludge Gravity Thickener Piping Replacement and Process Improvements, SY045 - Yonkers Joint WRRF Solids Handling Upgrades, and SY053 - Yonkers Joint Sewer Districts Sewer Tunnel Rehabilitation.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

4. [ACT-2021-217](#) **BOND ACT-BPL36-Valhalla Complex Site Improvements**

A BOND ACT authorizing the issuance of ONE MILLION (\$1,000,000) DOLLARS in bonds of Westchester County to finance Capital Project BPL36 - Valhalla Complex Site Improvements.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

5. [ACT-2021-205](#) **BOND ACT-Equipment Acquisition**

A BOND ACT authorizing the issuance of ONE MILLION (\$1,000,000) DOLLARS in bonds of Westchester County to finance Capital Project B035E - Equipment Acquisition Program (2021-2025) and Capital Project RGP13 - General Infrastructure - Equipment Acquisition (2021-2025).

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

6. [ACT-2021-218](#) **BOND ACT-Various Building Systems**

A BOND ACT authorizing the issuance of SEVENTEEN MILLION, EIGHT HUNDRED EIGHTY THOUSAND (\$17,880,000) DOLLARS in bonds of Westchester County to finance the following six (6) Capital Projects for 2022: BCR5E - Infrastructure Improvements

(2021-2025), BCAR57 - HQ Rooftop Air Handling Unit Replacement, BCR60 - HVAC Improvements and Upgrades, B0114 - Infrastructure Rehab, Valhalla Campus (2021-2025), B0117 - Infrastructure Rehab, 450 Saw Mill River Road (2021-2025) and T0068 - Central Maintenance Facility Infrastructure.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

7. **[ACT-2021-219](#) BOND ACT-Design**

A BOND ACT authorizing the issuance of THIRTEEN MILLION, SEVEN HUNDRED THOUSAND (\$13,700,000) DOLLARS in bonds of Westchester County to finance the following ten (10) Capital Projects for 2022: BCR50 - Infirmary/Suicide Prevention Area, BCR62 - Elevator Modernization, BPL36 - Valhalla Complex Site Improvements, B015E - Interior Infrastructure Repairs, White Plains (2021-2025), RB04A - Broad Street Viaduct over Bronx River Parkway and Metro-North Railroad, RB180 - Central Park Avenue (CR 47-I/ II/ IIA/ IV), Yonkers, RBR07 - Bronx River Pathway Reconstruction, RCC17 - County Center Facility Improvements, T0047 - Replacement of HVAC System at Cerrato Maintenance Facility and T0073 - Electric Bus Charging Infrastructure.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

8. **[ACT-2021-220](#) BOND ACT-Equipment Systems**

A BOND ACT authorizing the issuance of THIRTEEN MILLION, NINE HUNDRED TWENTY SIX THOUSAND (\$13,926,000) DOLLARS in bonds of Westchester County to finance the following nine (9) Capital Projects for 2022: BES23 - Ladder Truck, BLR2E - Labs and Research Equipment Acquisition (2021-2025), B077E - Infrastructure Rehabilitation, Mt. Kisco District Office Bldg., (2015-2019), BPF39 - Electric Vehicle Charging Stations and Infrastructure, T009G - Paratransit Vehicles IV, T034A - Maintenance Facility Upgrades (2015-2019), T0046 - Farebox Equipment, T0069 - Cerrato Bus Garage - Infrastructure Improvements, Valhalla (2019-2023) and T0056 - Bus Stop Improvements II.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

9. **[ACT-2021-221](#) BOND ACT(Amended)-Buses**

A BOND ACT (Amended) authorizing the issuance of an additional TWENTY FOUR MILLION,

EIGHT HUNDRED FIFTY THOUSAND (\$24,850,000) DOLLARS in bonds of Westchester County to finance three (3) Capital Projects for 2022: T001U - Replacement of Thirty-Foot Buses, T001Y - Replace Orion Forty-Foot Coach Buses and T001Z - Replace 95 NABI 40-Foot Hybrid Buses.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

10. [ACT-2021-207](#) **BOND ACT-DoIT**

A BOND ACT authorizing the issuance of SEVEN MILLION, EIGHT HUNDRED SIXTY FIVE THOUSAND (\$7,865,000) DOLLARS in bonds of Westchester County to finance the following eight (8) Capital Projects for 2022: BDA02 - Information Technology (2020-2024), BIT6D - Purchase of Computer Equipment (2021-2025), BIT3C - Desk Systems (2017-2021), BIT45 - Building Access Control and Video Surveillance Systems Upgrade, BIT47 - Network and Security Infrastructure Upgrades (2020-2024), BIT49 - Police Record Management System Upgrade, BIT53 - Business Continuity and Disaster Recovery and BIT54 - Critical Communication Logging System Replacement (2021-2025).

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

11. [ACT-2021-208](#) **BOND ACT(//Amended)-BIT32-Radio System Replacement**

A BOND ACT (Amended) authorizing the issuance of additional bonds in the amount of ONE MILLION, ONE HUNDRED EIGHTY THOUSAND (1,180,000) DOLLARS in bonds of Westchester County to finance Capital Project BIT32 - Radio System Replacement.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

12. [RES-2021-194](#) **PH-Sewer District Mod.-Return-Cortlandt**

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 Cortlandt, 73 South Hill Road". [Public Hearing set for December 7, 2021 at 7:30 p.m]. INTRO ACT 2021-568.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried

unanimously.

13. [ACT-2021-213](#) **ACT-Sewer District Mod-Return-Cortlandt**

AN ACT to modify the Peekskill Sanitary Sewer District by the addition of one (1) parcel of property located in the Town of Cortlandt.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

14. [ACT-2021-222](#) **CBA-B0098-Mechanical Equipment Upgrade, WP Complex**

AN ACT amending the 2021 County Capital Budget Appropriations for Capital Project - B0098 - Mechanical Equipment Upgrade, White Plains Complex.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

15. [ACT-2021-223](#) **BOND ACT-B0098-Mechanical Equipment Upgrade, WP Complex**

A BOND ACT authorizing the issuance of TWO MILLION, SIX HUNDRED EIGHTY THOUSAND (\$2,680,000) DOLLARS in bonds of Westchester County to finance Capital Project B0098 - Mechanical Equipment Upgrade, White Plains Complex.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

16. [ACT-2021-224](#) **CBA-B0112-Cooling Tower Replace., Public Labs Bldg., Valhalla**

AN ACT amending the 2021 County Capital Budget Appropriations for Capital Project - B0112 - Cooling Tower Replacement, Public Labs Building, Valhalla Campus.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

17. [ACT-2021-225](#) **BOND ACT-B0112-Cooling Tower Replace., Public Labs Bldg., Valhalla**

A BOND ACT authorizing the issuance of TWO MILLION, ONE HUNDRED SIXTY THOUSAND (\$2,160,000) DOLLARS in bonds of Westchester County to finance Capital Project B0112 - Cooling Tower Replacement, Public Labs Building, Valhalla Campus.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

18. [ACT-2021-209](#) **ACT-Tourist Promotion Agency-2022**

AN ACT designating the Westchester County Office of Tourism and Film as the Tourist Promotion Agency for Westchester County for the period from January 1, 2022 through December 31, 2022.

Submitted by COMMITTEE ON BUDGET & APPROPRIATIONS

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committee listed above. The motion carried unanimously.

19. [RES-2021-193](#) **RES-Tourist Promotion Agency-2022**

A RESOLUTION designating the Westchester County Office of Tourism and Film as the Tourist Promotion Agency for Westchester County, as such an agency is defined in the New York State Tourist Promotion Act, for the period from January 1, 2022 through December 31, 2022.

Submitted by COMMITTEE ON BUDGET & APPROPRIATIONS

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committee listed above. The motion carried unanimously.

20. [ACT-2021-206](#) **ACT-Mortgage Tax Receipts-4-1-21 through 9-30-21**

AN ACT to authorize the Commissioner of the Westchester County Department of Finance to pay Mortgage Tax Receipts to Cities, Towns and Villages.

Submitted by COMMITTEE ON BUDGET & APPROPRIATIONS

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committee listed above. The motion carried unanimously.

21. [RES-2021-195](#) **PH-Sewer District Mod-Removal-Mount Pleasant**

A Public Hearing on "AN ACT to modify the Saw Mill Valley Sanitary Sewer District by the removal of one (1) parcel of property located in the Town of Mt. Pleasant, 25 Cecila Lane." [Public Hearing set for December 7, 2021 at 7:30 p.m.]. ACT INTRO 2021-579.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried

unanimously.

22. [RES-2021-199](#) **ENV RES-Sewer District Mod-Removal-Mount Pleasant**

AN ENVIRONMENTAL RESOLUTION determining that there will be no significant adverse impact on the environment from the removal of one (1) parcel of property, located at 25 Cecilia Lane, Mt. Pleasant, from the Saw Mill Valley Sanitary Sewer District.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

23. [ACT-2021-215](#) **ACT-Sewer District Mod-Removal-Mount Pleasant**

AN ACT to modify the Saw Mill Valley Sanitary Sewer District by the removal of one (1) parcel of property located at 25 Cecilia Lane, Town of Mt. Pleasant.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

24. [ACT-2021-226](#) **CBA-WCC94-Yonkers Extension Center**

AN ACT amending the 2021 Community College Capital Appropriations for Community College Capital Project - WCC94 - Yonkers Extension Center.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

25. [ACT-2021-227](#) **BOND ACT-WCC94-Yonkers Extension Center**

A BOND ACT authorizing the issuance of ONE MILLION (\$1,000,000) DOLLARS in bonds of Westchester County to finance Capital Project WCC94 - Yonkers Extension Center ("WCC94").

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

SI. 26. [ACT-2021-212](#) **ACT-Enter into Grant Agreement with NYSOFA**

AN ACT to authorize the County to enter into a grant agreement with the New York Office for the Aging to accept grant funds under the Consolidated Appropriations Act, HDC5 and Title

III-C of the Older Americans Act and to enter into intermunicipal agreements with local municipalities for services to be funded pursuant to the grant.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

B. COUNTY ATTORNEY

1. [ACT-2021-214](#) ACT - Retainer Agreement ("Sheppard Mullin")

AN ACT authorizing the County of Westchester to further amend a retainer agreement with the law firm of Sheppard, Mullin, Richter & Hampton LLP, for the provision of outside counsel legal services in connection with the civil matter Yonkers Contracting Company, Inc. v. County of Westchester, et al, by increasing the not-to-exceed amount authorized thereunder by ONE HUNDRED FIFTY THOUSAND (\$150,000) DOLLARS and by extending the term thereof through December 31, 2022.

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

On motion of Majority Leader Shimsky, seconded by Minority Leader Cunzio the above item was received, filed and referred to the committees listed above. The motion carried unanimously.

C. LEGISLATORS

D. OTHERS

II. NOTICES & PETITIONS

III. STANDING COMMITTEES

1. [ACT-2021-193](#) ACT-Refuse Disposal District No. 1 Plan Modification

AN ACT pursuant to Article 5-A of the New York State County Law to modify the District Report Plan for Refuse Disposal District No. 1 in the County of Westchester to authorize the reallocation of approved expenditures, noting that such reallocation of funds will not exceed the previously approved maximum expenditure of District funds.

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

Legislator Borgia, Legislator Gashi and Legislator Walter presented the report and the ACT and moved that the report be received, filed and approved and the ACT adopted, which motion carried by the following vote:

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

SI. 2. [ACT-2021-194](#) ACT - Lawsuit Settlement of Rodriguez v. Liberty Lines

AN ACT authorizing the settlement of the lawsuit Laura Rodriguez v. Liberty Lines, Inc., et al., in the amount of FOUR HUNDRED THOUSAND(\$400,000) DOLLARS.

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

Legislator Borgia and Legislator Barr presented the report and the ACT - Lawsuit Settlement and moved that the report be received, filed and approved and the ACT - Lawsuit Settlement adopted, which motion carried by the following vote:

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

SI. 3. [RES-2021-181](#) PH - Tax Exemption for Volunteer Firefighters & Ambulance Service Members

A Public Hearing on "A LOCAL LAW amending Chapter 475 of the Laws of Westchester County by removing the expiration date of tax exemption for volunteer firefighters and volunteer ambulance service members." [Public Hearing set for November 22, 2021 at 7:30 p.m.; Local Law Intro NO. 2021-521].

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND LEGISLATION

Legislator Borgia and Legislator Covill presented the report and the RESOLUTION - Public Hearing and moved that the report be received, filed and approved and the RESOLUTION - Public Hearing adopted and public hearing set, which motion carried by the following vote:

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

SI. 4. [ACT-2021-195](#) ACT - Retainer Amendment - Standard Amusement

AN ACT authorizing the County to amend an agreement with the law firm of Paul, Weiss, Rifkind, Wharton & Garrison LLP, pursuant to which the firm was retained, at County expense, to serve in an "of counsel" capacity to the County Attorney, as needed, in connection with the bankruptcy filing by Standard Amusements LLC in the United States Bankruptcy Court for the Southern District of NY, by increasing the authorized not-to-exceed amount of the agreement by NINETY THOUSAND (\$90,000) DOLLARS.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, LAW & MAJOR CONTRACTS AND PARKS & RECREATION

Legislator Borgia, Legislator Barr and Legislator Tubiolo presented the report and the ACT - Amendment to Agreement and moved that the report be received, filed and approved and the ACT - Amendment to Agreement adopted, which motion carried by the following vote:

Aye: Legislator Shimsky, Legislator Cunzio, Legislator Alvarado, Legislator Barr, Legislator Borgia, Legislator Clements, Legislator Covill, Legislator Gashi, Legislator Johnson, Legislator Parker, Legislator Smith, Legislator Walter, Legislator Williams, Legislator Woodson-Samuels, and Legislator Boykin

Nay: Legislator Maher, and Legislator Tubiolo

SI. 5. [ACT-2021-196](#) BOND ACT-B0108-85 Court St. Bldg Improvements-White Plains

A BOND ACT authorizing the issuance of TWO MILLION, NINETY THOUSAND (\$2,090,000) DOLLARS in bonds of Westchester County to finance Capital Project B0108 - 85 Court Street Building Improvements, White Plains (2015-2019).

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

Legislator Borgia and Legislator Gashi presented the report and the ACT - Bond Act and moved that the report be received, filed and approved and the ACT - Bond Act adopted, which motion carried by the following vote:

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

SI. 6. [ACT-2021-197](#) CBA-BLR10-Labs & Research Infrast. Improvements '17-'21

AN ACT amending the 2021 County Capital Budget Appropriations for Capital Project BLR10 - Labs & Research Infrastructure Improvements 2017-2021.

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

Legislator Borgia, Legislator Gashi and Legislator Walter presented the report and the ACT - Capital Budget Amendment and moved that the report be received, filed and approved and the ACT - Capital Budget Amendment adopted, which motion carried by the following vote:

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

SI. 7. [ACT-2021-198](#) BOND ACT(Amended)-BLR10-Labs & Research Infrast. Improvements '17-'21

A BOND ACT (Amended) authorizing the issuance of additional bonds of Westchester County in the amount of FOUR HUNDRED THOUSAND (\$400,000) DOLLARS to finance Capital Project BLR10 - Labs & Research Infrastructure Improvements 2017-2021 ("BLR10").

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

Legislator Borgia, Legislator Gashi and Legislator Walter presented the report and the ACT - Bond Act and moved that the report be received, filed and approved and the ACT - Bond Act adopted, which motion carried by the following vote:

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

SI. 8. [ACT-2021-199](#) BOND ACT-BCR5D-Infrastructure Improvements 3-'16-'20

A BOND ACT authorizing the issuance of ONE MILLION, SEVEN HUNDRED THOUSAND (\$1,700,000) DOLLARS in bonds of Westchester County to finance Capital Project BCR5D - Infrastructure Improvements 3 - 2016-2020.

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

Legislator Borgia, Legislator Gashi and Legislator Smith presented the report and the ACT - Bond Act and moved that the report be received, filed and approved and the ACT - Bond Act adopted, which motion carried by the following vote:

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

SI. 9. [ACT-2021-200](#) BOND ACT(Amended)-BCR55-G-Block Window Replacement

A BOND ACT (Amended) authorizing the issuance of additional bonds of Westchester County in the amount of ONE MILLION, FOUR HUNDRED THOUSAND (\$1,400,000) DOLLARS to finance Capital Project BCR55 - G-Block Window Replacement.

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

Legislator Borgia, Legislator Gashi and Legislator Smith presented the report and the ACT - Bond Act and moved that the report be received, filed and approved and the ACT - Bond Act adopted, which motion carried by the following vote:

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

SI. 10. [RES-2021-182](#) PH-2022 Westchester County Budget

A Public Hearing on the Proposed 2022 Westchester County Budget for Wednesday, December 8, 2021 at 7:00 PM and designating which papers will publish the Notice of Public Hearing.

Submitted by COMMITTEE ON BUDGET & APPROPRIATIONS

Legislator Borgia presented the report and the RESOLUTION - Public Hearing and moved that the report be received, filed and approved and the RESOLUTION - Public Hearing adopted and public hearing set, which motion carried by the following vote:

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

SI. 11. [RES-2021-183](#) RES-2022 Westchester County Budget- Public Hearing Rules for WebEx

A RESOLUTION adopting certain rules for conduct of the Public Hearing for WebEx concerning the Proposed 2022 Westchester County Budget.

Submitted by COMMITTEE ON BUDGET & APPROPRIATIONS

Legislator Borgia presented the report and the RESOLUTION and moved that the report be received, filed and approved and the RESOLUTION adopted, which motion carried by the following vote:

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

SI. 12. [ACT-2021-201](#) Act - Standard Work Day Act (Amendment)

An ACT for the purpose of establishing a standard work day for each elective or appointive office or position.

Submitted by COMMITTEE ON RULES

Majority Leader Shimsky presented the report and the ACT and moved that the report be received, filed and approved and the ACT adopted, which motion carried by the following vote:

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

SI. 13. [RES-2021-184](#) RES- 2022 Westchester County Budget -Suspending Rules 9 & 11

A RESOLUTION suspending Rules 9 & 11 of the Rules of Westchester County Board of Legislators with regard to the 2022 Proposed Westchester County Budget.

Submitted by COMMITTEE ON BUDGET & APPROPRIATIONS

Legislator Borgia presented the report and the RESOLUTION and moved that the report be received, filed and approved and the RESOLUTION adopted, which motion carried by the following vote:

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

SI. 14. ACT-2021-202 ACT-Amend Lease Agrmnt-Police Vehicles-Mount Vernon

AN ACT authorizing the County of Westchester to amend an agreement with the City of Mount Vernon in order to increase the number of police vehicles leased to the City of Mt. Vernon, and also to correct certain clerical errors contained in Schedule "A" of the Agreement.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

Legislator Borgia and Legislator Smith presented the report and the ACT - Amendment to Agreement and moved that the report be received, filed and approved and the ACT - Amendment to Agreement adopted, which motion carried by the following vote:

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

SI. 15. ACT-2021-203 ACT - Lawsuit Settlement - Phoenix Transportation Services, Inc.

AN ACT authorizing the County Attorney to settle an action on behalf of the County of Westchester (the "County"), against Phoenix Transportation Services, Inc. ("Phoenix") and Platte River Insurance Company ("Platte River") for the total amount of THREE HUNDRED FORTY THOUSAND (\$340,000) DOLLARS, regarding breach of an obligation under a payment and performance bond relating to a breach of an agreement by, and termination of an agreement with, Phoenix, dated September 1, 2017 for which Platte River is the Surety.

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

Legislator Borgia and Legislator Barr presented the report and the ACT - Lawsuit Settlement and moved that the report be received, filed and approved and the ACT - Lawsuit Settlement adopted, which motion carried by the following vote:

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

SI. 16. ACT-2021-204 ACT-Agrmnt-Co. of Westchester & Local 456 Teamsters

AN ACT approving certain financial terms and conditions of employment requiring legislative approval by law in a Collective Bargaining Agreement for those employees of Westchester County represented by the Local 456, International Brotherhood of Teamsters for the five (5) year period commencing January 1, 2021 and ending December 31, 2025.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND LABOR & HOUSING

Legislator Borgia and Legislator Maher presented the report and the ACT - Enter Into Agreement and moved that the report be received, filed and approved and the ACT - Enter Into Agreement adopted, which motion carried by the following vote:

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

IV. SPECIAL ORDERS

MOTIONS, RESOLUTIONS & CALL OF THE DISTRICTS

[M-RES-2021-1](#) Memorial Resolutions 18-2021

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HON. CATHERINE BORGIA: Sirreke Stephen, Frank Vassallo III, John F. Johnson, Jr., Marjorie Cheatham

HON. BENJAMIN BOYKIN: Rocco F. Bambace

LEGISLATORS BOYKIN AND PARKER: Laurence Broderick

HON. MARGARET CUNZIO: Angela M. Goldfuss, Rose Taranto, Emil Thomas Vigilio, Maria DiMartino, Herbert Schiffer, Alan Walter Dahle

LEGISLATORS CUNZIO AND TUBIOLO: Marjorie "Peggy" Tarantola

HON. CATHERINE PARKER: Thomas Lavan

HON. MARYJANE SHIMSKY: Peter P. Mignone, Robert Harris Schor, Tom Patrick McLoone, David Harrison, Jason Rolf, Andrew J. Ryan

HON. ALFREDA WILLIAMS: Joseph Paul Mortelliti

RESULT: Majority Leader Shimsky, seconded by Minority Leader Cunzio, adopted

ADJOURNMENT

Next Meeting: November 22, 2021 at 7PM

On motion of Majority Leader Shimsky, the Board adjourned at 8:32 PM to meet on November 22, 2021 at 7PM.