



Legislation

BOL Meeting Minutes - Published Draft

Committee Chair: Kitley Covill

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

Monday, September 20, 2021

1:00 PM

Committee Room

CALL TO ORDER

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

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>>

With a quorum present, Chair Covill called the meeting to order at 1:13 p.m.

Others in attendance: BOL: Legislator Ruth Walter, Legislators (Remote): Catherine Parker, Tyrae Woodson-Samuels, Damon Maher, Margaret Cunzio, and David Tubiolo; Committee Coordinators: Alie Restiano, Yolanda Valencia, and James Silberberg LAW: Stacey Dolgin-Kmetz, Tami Altschiller, Rachel Noe, and Jeff Goldman CE: Peter McCartt PW & T: Hugh Greechan FINANCE: Ann Marie Berg and Martin Connolly

Present: Committee Chair Covill, Legislator Barr, Legislator Boykin, Legislator Gashi, Legislator Shimsky and Legislator Smith

Absent: Committee Vice-Chair Borgia and Legislator Williams

MINUTES APPROVAL

July 12th at 1:00 p.m.

On motion of Legislator Barr, seconded by Legislator Gashi, the minutes were approved.

I. ITEMS FOR DISCUSSION

1. [RES-2021-153](#) PH-Vehicle Procurement

A RESOLUTION to set a Public Hearing on "A LOCAL LAW amending Chapter 836 of the Laws of Westchester County to provide that purchases by the County of Westchester of motor vehicles shall be for plug-in-hybrid, electric or alternative fuel vehicles unless otherwise exempted." [Public Hearing set for October 4, 2021 at 7:30 p.m.]. LOCAL LAW INTRO 2021-352.

Submitted by COMMITTEES ON LEGISLATION, ENVIRONMENT & HEALTH AND PUBLIC

WORKS & TRANSPORTATION

Joint with Environment & Health and Public Works & Transportation committees.

Guests: Chief Deputy County Attorney Stacey Dolgin-Kmetz; Peter McCartt, Director of Energy Conservation and Sustainability; Steve Bass, Director of Intergovernmental Relations.

Ms. Dolgin-Kmetz discussed the second draft of the legislation, which now includes a provision for a permissive referendum. She explained that the law provides that the purchase of motor vehicles shall be for plug-in hybrid, electric, or alternative fuel vehicles, unless otherwise exempted. It is subject to a permissive referendum because it changes a provision of law relating to public bidding contracts and purchases.

Legislator Covill asked how the exemption works. Ms Dolgin-Kmetz said that there are two types of exemptions: automatic and for good cause. The exemption for vehicles used for all law enforcement purposes was taken out of the automatic exemption, and “vehicles used for all law enforcement purposes or other emergency purposes” was added to the exemption for good cause, which would be granted by Commissioner of Public Works & Transportation.

On motion of Legislator Barr, seconded by Legislator Boykin, the above item was signed by committee. The motion carried by the following vote:

Aye: Committee Chair Covill, Legislator Barr, Legislator Boykin, Legislator Gashi, Legislator Shimsky and Legislator Smith

Absent: Committee Vice-Chair Borgia and Legislator Williams

WO Prejudice:**2. LOCAL LAW-Vehicle Procurement**

A LOCAL LAW amending Chapter 836 of the Laws of Westchester County to provide that purchases by the County of Westchester of motor vehicles shall be for plug-in-hybrid, electric or alternative fuel vehicles unless otherwise exempted.

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

Joint with Environment & Health and Public Works & Transportation committees.

Guests: Chief Deputy County Attorney Stacey Dolgin-Kmetz; Peter McCartt, Director of Energy Conservation and Sustainability; Steve Bass, Director of Intergovernmental Relations.

See discussion of Item #1 above.

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

Aye: Committee Chair Covill, Legislator Barr, Legislator Boykin, Legislator Gashi, Legislator Shimsky and Legislator Smith

Absent: Committee Vice-Chair Borgia and Legislator Williams

WO Prejudice:**3. [RES-2021-154](#) PH-Amend Lease Agrmnt-Mount Kisco-Radio Equipment**

A RESOLUTION to set a Public Hearing on "A LOCAL LAW authorizing the County of Westchester to amend the lease agreement with the Village of Mount Kisco, dated July 13, 2017, for real property owned by the Village and located at Mountain Avenue to permit the installation, operation and maintenance of additional equipment by the County, including radio transmission lines and supporting hardware, to connect the County's radio equipment to the Village antenna and Village transmission line and supporting hardware located on the Property." [Public Hearing set for October 4, 2021 at 7:30 p.m.]. LOCAL LAW INTRO: 2021-461.

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

Joint with Budget & Appropriations and Public Works & Transportation committees.

Guests: Assistant Chief Deputy County Attorney Tami Altschiller and Associate County Attorney Rachel Noe.

Ms. Noe discussed the item. She said the village of Mount Kisco is on board, and there is no money involved. Legislator Covill noted that the village already approved this at a town board meeting, so now it is up to the County.

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

Aye: Committee Chair Covill, Legislator Barr, Legislator Boykin, Legislator Gashi, Legislator Shimsky and Legislator Smith

Absent: Committee Vice-Chair Borgia and Legislator Williams

WO Prejudice:**4. [2021-461](#) LOCAL LAW-Amend Lease Agrmnt-Mount Kisco-Radio Equipment**

A LOCAL LAW authorizing the County of Westchester to amend the lease agreement with the Village of Mount Kisco, dated July 13, 2017, for real property owned by the Village and located at Mountain Avenue to permit the installation, operation and maintenance of additional equipment by the County, including radio transmission lines and supporting hardware, to connect the County's radio equipment to the Village antenna and Village transmission line and supporting hardware located on the Property.

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

Joint with Budget & Appropriations and Public Works & Transportation committees.

Guests: Assistant Chief Deputy County Attorney Tami Altschiller and Associate County Attorney Rachel Noe.

See discussion of Item #3 above.

On motion of Legislator Gashi, seconded by Legislator Boykin, the above item was signed by

committee. The motion carried by the following vote:

Aye: Committee Chair Covill, Legislator Barr, Legislator Boykin, Legislator Gashi, Legislator Shimsky and Legislator Smith

Absent: Committee Vice-Chair Borgia and Legislator Williams

WO Prejudice:

5. [RES-2021-155](#) **PH - Modify Disposal of Surplus Property**

A RESOLUTION to set a Public Hearing on "A LOCAL LAW amending the procedures for the sale or lease of surplus property as set forth in Section 836.31 of the Laws of Westchester County by adding a new subsection 7 to provide the Purchasing Agent the power to scrap diesel-powered buses and a new subsection 8 to provide the Purchasing Agent with the power to dispose of surplus, obsolete or unused supplies, materials, or equipment in such manner as may be required under any grant program designed to reduce carbon emissions." [Public Hearing set for October 4, 2021 at 7:30 p.m.]. LOCAL LAW INTRO 2021-505.

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

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

Guests: LAW: Assistant Chief Deputy Tami Altschiller and Senior Assitant County Attorney Jeff Goldman; FINANCE: Commissioner Ann Marie Berg and Martin Connolly, Bureau of Purchase and Supplies; PUBLIC WORKS & TRANSPORTATION: Hugh Greechan, Commissioner and Michael Swee, Principal Planner.

Mr. Goldman and Ms. Altschiller discussed the law. Commissioner Greechan said this will ensure that diesel vehicles are off the road. Commissioner Berg said the change is required so we can qualify for the grant from the State, and protects the County and the money it would receive. Mr. Connolly said this is a home run financially and environmentally.

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

Aye: Committee Chair Covill, Legislator Barr, Legislator Boykin, Legislator Gashi, Legislator Shimsky and Legislator Smith

Absent: Committee Vice-Chair Borgia and Legislator Williams

WO Prejudice:

6. [2021-505](#) **LL - Modify Disposal of Surplus Property**

A LOCAL LAW amending the procedures for the sale or lease of surplus property as set forth in Section 836.31 of the Laws of Westchester County by adding a new subsection 7 to provide the Purchasing Agent the power to scrap diesel-powered buses and a new subsection 8 to provide the Purchasing Agent with the power to dispose of surplus, obsolete or unused supplies, materials or equipment in such manner as may be required under any grant program designed to reduce carbon emissions.

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

Guests: LAW: Assistant Chief Deputy Tami Altschiller and Senior Assitant County Attorney Jeff Goldman; FINANCE: Commissioner Ann Marie Berg and Martin Connolly, Bureau of Purchase and Supplies; PUBLIC WORKS & TRANSPORTATION: Hugh Greechan, Commissioner and Michael Swee, Principal Planner.
See discussion of Item #5 above.

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

Aye: Committee Chair Covill, Legislator Barr, Legislator Boykin, Legislator Gashi, Legislator Shimsky and Legislator Smith

Absent: Committee Vice-Chair Borgia and Legislator Williams

WO Prejudice:

II. OTHER BUSINESS

III. RECEIVE & FILE

ADJOURNMENT

Moved by Legislator Gashi, seconded by Legislator Barr, the Committee adjourned at 2:11 p.m.