



Board of Legislators

BOL Meeting Minutes - Final

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

Monday, April 17, 2023

7:00 PM

Legislative Chambers

Regular Meeting

CALENDAR 7 (CONSENT)

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.

CALL TO ORDER

The County Board met pursuant to adjournment.

The Honorable Catherine Borgia in the Chair.

The Chairwoman opened the meeting at 7:29 PM with the salute to our flag and a prayer.

The roll call resulted as follows:

Present: Majority Leader Christopher Johnson
Minority Leader Margaret Cunzio
Majority Whip Jose Alvarado
Vice Chairwoman Nancy Barr
Legislator Benjamin Boykin
Legislator Terry Clements
Legislator Vedat Gashi
Legislator David Imamura
Legislator Damon Maher
Minority Whip James Nolan
Legislator Erika Pierce
Legislator Colin Smith
Legislator David Tubiolo
Legislator Jewel Williams Johnson
Legislator Tyrae Woodson-Samuels
Legislator Catherine Borgia

Absent: Legislator Catherine Parker

MINUTES APPROVAL

April 3, 2023, 7pm - Regular Meeting

On motion of Majority Leader Johnson, seconded by Minority Leader Cunzio, the minutes were approved. The motion carried unanimously.

PUBLIC COMMENT

There were no speakers.

PUBLIC HEARING

1. [RES-2023-40](#) **PH-Sewer District Mod-Removal-Harrison**

A Public Hearing an "ACT to modify the Mamaroneck Valley Sanitary Sewer District by the removal of eight (8) parcels of property located in the Town of Harrison from the District".

[Public Hearing set for April 17, 2023 at 7:30 p.m.]. ACT INTRO: 2023-101.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

No person wishing to be heard, Majority Leader Johnson declared the public hearing closed. Result: Public Hearing Held

2. [RES-2023-41](#) **PH-Authority to Lease Property-143 Grand St., White Plains**

A Public Hearing on "A LOCAL LAW amending Section 104.11 (5)(f) of the Laws of Westchester County to provide the County of Westchester with the authority to lease County property at the southwesterly corner of Court and Quarropas Streets in the City of White Plains to a corporation formed by HANAC, Inc. and Monadnock Development LLC, its successors and assigns, for a term of sixty-five (65) years, with three (3) consecutive options to renew for a term not to exceed ten (10) years each, for a total term, including renewal options, not to exceed ninety-five (95) years, for the purpose of constructing affordable senior rental housing". [Public Hearing set for April 17, 2023 at 7:30 p.m.]. LOCAL LAW INTRO: 2022-124.

SUBMITTED BY: COMMITTEES ON LEGISLATION AND HOUSING

No person wishing to be heard, Majority Leader Johnson declared the public hearing closed. Result: Public Hearing Held

3. [RES-2023-42](#) **PH-Enter Into Lease Agrmnt.-143 Grand St., White Plains**

A Public Hearing on "A LOCAL LAW authorizing the County of Westchester to enter into a lease with a corporation formed by HANAC, Inc. and Monadnock Development LLC, its successors and assigns, of County property located at the southwesterly corner of Court and Quarropas Streets in the City of White Plains for a term of sixty-five (65) years, with three (3) consecutive options to renew for a term not to exceed ten (10) years each, for a total term, including renewal options, not to exceed ninety-five (95) years, for the purpose of constructing affordable senior rental housing." [Public Hearing set for April 17, 2023 at 7:30 p.m.]. LOCAL LAW: 2022-126.

SUBMITTED BY: COMMITTEES ON LEGISLATION AND HOUSING

No other person wishing to be heard, Majority Leader Johnson declared the public hearing closed. Result: Public Hearing Held

4. [RES-2023-46](#) **PH-School Bus Stop-Arm Demonstration Program**

A Public Hearing on "A LOCAL LAW amending the Laws of Westchester County by adding a new Chapter 705 relating to establishing a Demonstration Program imposing vehicle owner liability for failure of an operator thereof to stop for a school bus displaying a red visual signal and stop-arm." [Public Hearing set for April 17, 2023 at 7:30 p.m.]. LOCAL LAW INTRO 2023-91.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC SAFETY AND LEGISLATION

No other person wishing to be heard, Majority Leader Johnson declared the public hearing closed. Result: Public Hearing Held

UNFINISHED BUSINESS

I. COMMUNICATIONS

A. COUNTY EXECUTIVE

1. [2023-138](#) **APPT-Youth Board-Murphy**

A RESOLUTION appointing Alexa Murphy as a member of the Westchester County Youth Board for the term March 16, 2023 to December 31, 2025.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

2. [2023-139](#) **APPT-Youth Board-Jackson**

A RESOLUTION appointing Monica R. Jackson as a member of the Westchester County Youth Board for the term March 17, 2023 to December 31, 2024.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

3. [2023-140](#) **APPT-Domestic Violence Council-Castelli**

A RESOLUTION appointing Chief Joseph P. Castelli as the Police Chiefs Association member of the Westchester County Domestic Violence Council for the term March 7, 2023 to December 31, 2024.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

4. [2023-141](#) **APPT-Human Rights Commission-Lin**

A RESOLUTION appointing James S. Lin as a member of the Westchester County Human Rights Commission for the term March 8, 2023 to December 31, 2025.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

5. [2023-142](#) **REAPPT-Traffic Safety Board-Costanzo**

A RESOLUTION reappointing Chief John Costanzo as a member of the Westchester County Traffic Safety Board for the term January 19, 2023 to December 31, 2025.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

6. [2023-143](#) **REAPPT-Parks, Recreation & Conservation Bd-Seligman**

A RESOLUTION reappointing Joel Seligman as a member of the Westchester County Parks, Recreation and Conservation Board for the term March 10, 2023 to December 31, 2025.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

7. [2023-144](#) **REAPPT-African American Advisory Board-Barrett**

A RESOLUTION reappointing Camele Barrett as a member of the Westchester County African American Advisory Board for the term February 27, 2023 to December 31, 2024.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

8. [2023-145](#) **REAPPT-Council for Seniors-Geffen**

A RESOLUTION reappointing Susan Geffen as the District 3 representative member of the Westchester County Council for Seniors for the term January 1, 2023 to December 31, 2025.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

9. [2023-146](#) **REAPPT-Transportation Board-Wynkoop**

A RESOLUTION reappointing Catherine H. Wynkoop as a member of the Westchester County Transportation Board for the term March 13, 2023 to December 31, 2025.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

10. [2023-148](#) **REAPPT-Electrical Licensing Board-Capurso**

A RESOLUTION reappointing Thomas Capurso as a member of the Westchester County Electrical Licensing Board for the term March 9, 2023 to December 31, 2027.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

11. [2023-150](#) **IMA-Tarrytown-Sleepy Hollow Summer Day Camp-Tarrytown**

AN ACT authorizing the County of Westchester to enter into an inter-municipal agreement with pursuant to which the municipality will provide certain youth development services under its Youth Development Program for the period commencing retroactively on January 1, 2023 and expiring on December 31, 2023 for a total amount not to exceed FORTY-SEVEN THOUSAND, TWO HUNDRED THIRTY-EIGHT (\$47,238.00) DOLLARS.

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

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

12. [2023-151](#) **IMA-Youth Development Program-Mount Vernon**

AN ACT authorizing the County of Westchester to enter into an inter-municipal agreement with the City of Mount Vernon pursuant to which the municipality will provide certain youth development services under its Youth Development Program for the period commencing retroactively on January 1, 2023 and expiring on December 31, 2023 for a total amount not to exceed ONE HUNDRED SEVENTY-FIVE THOUSAND, FOUR HUNDRED FIFTY-FOUR (\$175,454,00) DOLLARS.

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

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

13. [2023-154](#) **BOND ACT(Amended)-SNY95-Pumping Station Rehab. Prgm.-No Yonkers SSD**

A BOND ACT (Amended) authorizing the issuance of SEVENTEEN MILLION (\$17,000,000) DOLLARS in bonds of Westchester County for Capital Project SNY95 - North Yonkers Sanitary Sewer District (making the total Bond Act TWENTY MILLION, EIGHT HUNDRED THOUSAND (\$20,800,000) DOLLARS.

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

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

14. [2023-157](#) **BOND ACT(Amended)-SNY95-Pumping Station Rehab. Prgm.-No. Yonkers SSD-Amending Act 211-2021**

A BOND ACT (Amended) authorizing the issuance of FIVE MILLION, THREE HUNDRED THOUSAND (\$5,300,000) in bonds of Westchester County to finance Capital Project SNY95 - Pumping Station Rehabilitation Program - North Yonkers Sanitary Sewer District (this amount represents at SIX HUNDRED THOUSAND (\$600,000) DOLLAR decrease previously authorized by Bond Act No. 211-2012.

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

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

15. [2023-159](#) **BOND ACT(Amended)-SNY95 and SM095-Pumping Station Rehab. Prgm.-No. Yonkers SSD and Mam'k SSD-Amending Act 134-2022**

A BOND ACT (Amended) authorizing the issuance of ONE MILLION, EIGHT HUNDRED THOUSAND (\$1,800,000) DOLLARS in bonds of Westchester County to finance Capital Project SNY95 - Pumping Station Rehabilitation Program - North Yonkers Sanitary Sewer District (this represents a TWO MILLION, FIVE HUNDRED THOUSAND (\$2,500,000) DOLLAR decrease to the amount previously authorized by Bond Act No. 134-2022.

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

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

16. [2023-160](#) **BOND ACT(Amended)-SY095-Pumping Station Rehab. Prgm.-So. Yonkers SSD**

A BOND ACT (Amended) authorizing the issuance of additional bonds of Westchester County in the amount of FIFTEEN MILLION (\$15,000,000) DOLLARS to finance Capital Project SY095 - Pumping Station Rehabilitation Program - South Yonkers Sanitary Sewer District, making the total amount SIXTEEN MILLION (\$16,000,000) DOLLARS.

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

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

SI. 17. [2023-165](#) CBA-RLEN2-Lenoir Preserve Buildings

AN ACT amending the 2023 County Capital Budget Appropriations for Capital Project RLEN2 Lenoir Preserve Buildings.

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

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

SI. 18. [2023-166](#) BOND ACT-RLEN2-Lenoir Preserve Buildings

A BOND ACT authorizing the issuance of ONE MILLION, TWO HUNDRED THOUSAND (\$1,200,000) DOLLARS in bonds of Westchester County to finance Capital Project RLEN2 - Lenoir Preserve Buildings.

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

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

SI. 19. [2023-167](#) CBA-SBB14-Blind Brook Bio-Solids Handling

AN ACT amending the 2023 County Capital Budget Appropriations for Capital Project SBB14 Blind Brook Bio-Solids Handling.

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

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

SI. 20. [2023-168](#) BOND ACT-SBB14-Blind Brook Bio-Solids Handling

A BOND ACT authorizing the issuance of TWELVE MILLION (\$12,000,000) DOLLARS in bonds of Westchester County to finance Capital Project SBB14 - Blind Brook Bio-Solids Handling.

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

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

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

SI. 21. [2023-169](#) BOND ACT-BIT33-Radio Site Infrastructure

A BOND ACT authorizing the issuance of SIX HUNDRED FIFTY THOUSAND (\$650,000) DOLLARS in bonds of Westchester County to finance Capital Project BIT33 - Radio Site Infrastructure.

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

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

SI. 22. [ACT-2023-76](#) CBA-A0137-Airfield Heavy Equipment

AN ACT amending the 2023 County Capital Budget Appropriations for Capital Project A0137 Airfield Heavy Equipment.

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

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

SI. 23. [ACT-2023-77](#) BOND ACT-A0137-Airfield Heavy Equipment

A BOND ACT authorizing the issuance of TWO HUNDRED EIGHTY-THREE THOUSAND (\$283,000) DOLLARS in bonds of Westchester County to finance Capital Project A0137 - Airfield Heavy Equipment.

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

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

SI. 24. [ACT-2023-78](#) ACT-Enter Into Grant Agreement-FAA-A0137

AN ACT to authorize the County of Westchester to apply for and enter into a grant agreement with the United States of America, acting through the Federal Aviation Administration for Capital Project A0137 - Airfield Heavy Equipment.

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

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

SI. 25. 2023-174 CBA-BPS35-Emergency Services Unit Truck

AN ACT amending the 2023 County Capital Budget Appropriations for Capital Project BPS35 Emergency Services Unit Truck.

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

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

SI. 26. 2023-175 BOND ACT-BPS35-Emergency Services Unit Truck

A BOND ACT authorizing the issuance of TWO HUNDRED EIGHTY-FIVE THOUSAND (\$285,000) DOLLARS in bonds of Westchester County to finance Capital Project BPS35 - Emergency Services Unit Truck.

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

On motion of Majority Leader Johnson, 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-2023-75 ACT - Enter into Agreement with Wilson, Elser, Moskowitz, Edelman & Dicker LLP for Board of Elections re: Guzman v. Westchester County**

AN ACT authorizing the designation and retention of the law firm of Wilson Elser Moskowitz Edelman & Dicker LLP to represent the Westchester County Board of Elections and Commissioners Colety and Nelson in their official capacity, pursuant to the Laws of Westchester County in connection with the matter Guzman v. Westchester County.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS

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

C. LEGISLATORS**1. 2023-155 HON. CATHERINE BORGIA: Reappointment to the Westchester County Task Force on Cybersecurity**

Forwarding correspondence recommending the reappointment of Kevin Duffelmeyer as a Board of Legislators member of the Westchester County Cybersecurity Task Force for a term to commence on January 1, 2023 and expire on December 31, 2025.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

2. [2023-156](#) **HON. CATHERINE BORGIA: Reappointment to the Probation Advisory Board**

Forwarding correspondence reappointing Jennifer Lackard as a Board of Legislators member of the Westchester County Probation Advisory Board for a term to commence on January 1, 2023 and expire on December 31, 2025.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

3. [2023-158](#) **HON. CATHERINE BORGIA: Reappointment to the Climate Smart Communities Task Force**

Forwarding correspondence recommending the reappointment of Jason Baker to the Climate Smart Communities Task Force for a term to commence on March 10, 2022 and to expire on March 9, 2025.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

4. [2023-161](#) **HON. CATHERINE F. PARKER: Memo of Leg. - Utility Poles on County Road Rights-of-Way**

Forwarding a Memo of Legislation regarding utility poles on County road rights-of-way.

COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION AND PUBLIC WORKS & TRANSPORTATION

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

5. [2023-162](#) **HON. CATHERINE BORGIA: Reappointment to the WCC Board of Trustees**

Forwarding correspondence recommending the reappointment of Mount Vernon City Court Judge Lyndon D. Williams to the Westchester County Board of Trustees for a term to commence on January 1, 2023 and to expire on December 31, 2029.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

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

SI. 6. [2023-164](#) HON. CATHERINE BORGIA: Reappointment to the Storm Water Advisory Board

Forwarding correspondence recommending the reappointment of Paul Summerfield to the Westchester County Storm Water Advisory Board for a term to commence on January 1, 2023 and to expire on December 31, 2025.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

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

D. OTHERS

II. NOTICES & PETITIONS

III. STANDING COMMITTEES

1. [LL-2023-124](#) LOCAL LAW-Authority to Lease Property-143 Grand St., White Plains

A LOCAL LAW amending Section 104.11 (5)(f) of the Laws of Westchester County to provide the County of Westchester with the authority to lease County property at the southwesterly corner of Court and Quarropas Streets in the City of White Plains to a corporation formed by HANAC, Inc. and Monadnock Development LLC, its successors and assigns, for a term of sixty-five (65) years, with three (3) consecutive options to renew for a term not to exceed ten (10) years each, for a total term, including renewal options, not to exceed ninety-five (95) years, for the purpose of constructing affordable senior rental housing.

SUBMITTED BY: COMMITTEES ON LEGISLATION AND HOUSING

Legislator Smith and Legislator Woodson-Samuels presented the report and the LOCAL LAW - Amendment to Local Law and moved that the report be received, filed and approved and the LOCAL LAW - Amendment to Local Law adopted, which motion carried by the following vote:

Aye: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

2. [LL-2023-126](#) LOCAL LAW-Enter Into Lease Agrmnt.-143 Grand St., White Plains

A LOCAL LAW authorizing the County of Westchester to enter into a lease with a corporation formed by HANAC, Inc. and Monadnock Development LLC, its successors and assigns, of County property located at the southwesterly corner of Court and Quarropas Streets in the City of White Plains for a term of sixty-five (65) years, with three (3) consecutive options to renew for a term not to exceed ten (10) years each, for a total term, including renewal options, not to exceed ninety-five (95) years, for the purpose of constructing affordable senior rental housing.

SUBMITTED BY: COMMITTEES ON LEGISLATION AND HOUSING

Legislator Smith and Legislator Woodson-Samuels presented the report and the LOCAL LAW - Proposed Local Law and moved that the report be received, filed and approved and the LOCAL LAW - Proposed Local Law adopted, which motion carried by the following vote:

Aye: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

3. [RES-2023-48](#) REAPPT-Human Rights Commission-Walters

A RESOLUTION reappointing Hon. Selwyn Walters as a member of the Westchester County Human Rights Commission for the term January 18, 2023 to December 31, 2025.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

Minority Whip Nolan presented the report and the RESOLUTION - Reappointment and moved that the report be received, filed and approved and the RESOLUTION - Reappointment adopted, which motion carried by the following vote:

Aye: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

4. [RES-2023-49](#) REAPPT-Fire Advisory Board-Bergson

A RESOLUTION reappointing Henry P. Bergson as a member of the Westchester County Fire Advisory Board for the term January 17, 2023 to December 31, 2025.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

Minority Whip Nolan presented the report and the RESOLUTION - Reappointment and moved that the report be received, filed and approved and the RESOLUTION - Reappointment adopted, which motion carried by the following vote:

Aye: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

5. [RES-2023-50](#) REAPPT-Fire Advisory Board-Stern

A RESOLUTION reappointing Howard Stern as a member of the Westchester County Fire

Advisory Board for the term January 17, 2023 to December 31, 2025.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

Minority Whip Nolan presented the report and the RESOLUTION - Reappointment and moved that the report be received, filed and approved and the RESOLUTION - Reappointment adopted, which motion carried by the following vote:

Aye: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

6. [RES-2023-51](#) **REAPPT-Housing Opportunity Commission-Reardon**

A RESOLUTION reappointing Judith Reardon as an at-large member of the Westchester County Housing Opportunity Commission for the term December 14, 2022 to December 31, 2025.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

Minority Whip Nolan presented the report and the RESOLUTION - Reappointment and moved that the report be received, filed and approved and the RESOLUTION - Reappointment adopted, which motion carried by the following vote:

Aye: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

7. [LL-2023-91](#) **LOCAL LAW-School Bus Stop-Arm Demonstration Program**

A LOCAL LAW amending the Laws of Westchester County by adding a new Chapter 705 relating to establishing a Demonstration Program imposing vehicle owner liability for failure of an operator thereof to stop for a school bus displaying a red visual signal and stop-arm.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC SAFETY AND LEGISLATION

Legislator Gashi, Legislator Clements and Legislator Smith presented the report and the LOCAL LAW - Amendment to Local Law and moved that the report be received, filed and approved and the LOCAL LAW - Amendment to Local Law adopted, which motion carried by the following vote:

Aye: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

8. [RES-2023-52](#) **ENV RES-Sewer District Mod-Removal-Harrison**

AN ENVIRONMENTAL RESOLUTION determining that there will be no significant adverse impact on the environment from the removal of the eight (8) parcels of property from the Mamaroneck Valley Sanitary Sewer District.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

Legislator Gashi, Legislator Pierce and Legislator Nancy Barr presented the report and the RESOLUTION - Environmental Resolution and moved that the report be received, filed and approved and the RESOLUTION - Environmental Resolution adopted, which motion carried by the following vote:

Aye: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

9. [ACT-2023-66](#) **ACT-Sewer District Mod-Removal-Harrison**

AN ACT to modify the Mamaroneck Valley Sanitary Sewer District by the removal of eight (8) parcels of property located in the Town of Harrison from the District.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

Legislator Gashi, Legislator Pierce and Legislator Barr 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: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

10. [ACT-2023-67](#) **ACT - New Rochelle National Night Out**

AN ACT authorizing the County of Westchester to enter into an inter-municipal agreement with the City of New Rochelle, acting by and through its Police Department, pursuant to which the City will provide its National Night Out program within the period from January 1, 2023 through December 31, 2023 for a total amount not to exceed FOUR THOUSAND (\$4,000) DOLLARS.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

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

Aye: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

11. [ACT-2023-68](#) **BOND ACT-SY047-Yonkers Joint WRRF Primary & Secondary Settling Tank Rehab.**

A BOND ACT authorizing the issuance of TWO MILLION, FIVE HUNDRED THOUSAND (\$2,500,000) DOLLARS in bonds of Westchester County to finance Capital Project SY047 - Yonkers Joint WRRF Primary & Secondary Settling Tank Rehabilitation.

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

Legislator Gashi and Legislator Pierce 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: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

12. [ACT-2023-69](#) **BOND ACT-SLI04-Mam'k WRRF BNR Media & Aeration Equip. Replace.**

A BOND ACT authorizing the issuance of TWENTY-ONE MILLION (\$21,000,000) DOLLARS in bonds of Westchester County, making the total BOND ACT FORTY-ONE MILLION, FIVE HUNDRED THOUSAND (\$41,500,000) DOLLARS, to finance Capital Project SLI04 - Mamaroneck Water Resource Recovery Facility (WRRF) biological nutrient removal (BNR) Media and Aeration Equipment Replacement.

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

Legislator Gashi and Legislator Pierce 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: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

SI. 13. RES-2023-53 PH-Office of Housing Counsel

A Public Hearing on "A LOCAL LAW amending the Laws of Westchester County by adding a new Chapter 187 relating to the creation of the Office of Housing Counsel." [Public Hearing set for May 1, 2023 at 7:30 p.m.]. LOCAL LAW INTRO: 2022-262.

SUBMITTED BY: COMMITTEES ON LEGISLATION AND HOUSING

Legislator Smith and Legislator Woodson-Samuels 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: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

SI. 14. ACT-2023-70 ACT-Amend Grant Agreements-NYSOFA-EISEP & Unmet Need

AN ACT authorizing the County of Westchester to retroactively amend grant agreements with the New York State Office for the Aging under the EISEP and Unmet Need programs by extending the terms thereof through December 31, 2022.

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

Legislator Gashi and Majority Whip Alvarado 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: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

SI. 15. ACT-2023-71 ACT-Resource Allocation Plan 2023-Youth Services

AN ACT authorizing the County of Westchester to execute and submit to the State of New York a Resource Allocation Plan which will provide State reimbursement for certain youth

services programs and to enter into inter-municipal agreements with various municipalities to implement certain of those programs.

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

Legislator Gashi and Majority Whip Alvarado 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: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

SI. 16. ACT-2023-72 ACT-Sexual Risk Avoidance Education Program

AN ACT authorizing the County of Westchester to enter into (i) a grant agreement with the New York State Office of Children and Family Services to accept grant funds to continue a Sexual Risk Avoidance Education Program and (ii) to enter into inter-municipal agreements with the Cities and/or Villages of Mount Vernon, New Rochelle, Ossining, Peekskill, Port Chester, White Plains and Yonkers for services to be funded with the grant funds.

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

Legislator Gashi and Majority Whip Alvarado 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: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

SI. 17. RES-2023-54 PH - For-Hire Vehicle Law Amendment

A "LOCAL LAW amending Chapter 270 of the Laws of Westchester County to delete provisions in subdivision (3) of section 270.124 with respect to base station owners and a vehicle immobilization program to enforce the provisions of the Westchester County For-Hire Vehicle Law." [Public Hearing set for May 1, 2023 at 7:30 p.m.]. LOCAL LAW INTRO: 2023-149.

SUBMITTED BY: COMMITTEES ON LEGISLATION AND PUBLIC WORKS & TRANSPORTATION

Legislator Smith and Legislator Pierce 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: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

SI.18. [ACT-2023-75](#) ACT - Enter into Agreement with Wilson, Elser, Moskowitz, Edelman & Dicker LLP for Board of Elections re: Guzman v. Westchester County

AN ACT authorizing the designation and retention of the law firm of Wilson Elser Moskowitz Edelman & Dicker LLP to represent the Westchester County Board of Elections and Commissioners Colety and Nelson in their official capacity, pursuant to the Laws of Westchester County in connection with the matter Guzman v. Westchester County.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS

This ACT - Enter Into Agreement was overed by Legislator Nolan and will appear on the May 1, 2023 Board of Legislators Agenda.

SI. 19. [ACT-2023-73](#) ACT - Enter into Agreement with Sheppard Mullin re: Custom Marine, Inc.

AN ACT authorizing the County of Westchester to retain, at County Expense, the law firm of Sheppard, Mullin, Richter & Hampton LLP, for the provision of outside counsel legal services in connection with a default by Custom Marine, Inc. under Department of Public Works & Transportation Contract No. 12-517-REV.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS

Legislator Gashi 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: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

SI. 20. [ACT-2023-74](#) ACT - Enter into Agreement with Sheppard Mullin re: Clean Air Quality Services

AN ACT authorizing the County of Westchester to retain, at County expense, the law firm of

Sheppard, Mullin, Richter and Hampton LLP, for the provision of outside counsel legal services in connection with the civil matter Clean Air Quality Services, Inc. v. County of Westchester.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS

Legislator Gashi 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: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker

SI. 21. RES-2023-55 RES-2023 Westchester County Federal Joint Legislative Package

Forwarding the 2023 Westchester County Federal Joint Legislative Package.

SUBMITTED BY: COMMITTEE ON LEGISLATION

Legislator Smith 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: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Nay: Legislator Maher

Absent: Legislator Parker

IV. SPECIAL ORDERS

MOTIONS, RESOLUTIONS & CALL OF THE DISTRICTS

1. **M-RES-2023-7 Memorial Resolutions 7-2023**

HON. CATHERINE BORGIA: Thomas Earl Jefferson, Sister Thecla Tsuruda, Sister Marie May, Sister Ruth Greble

HON. MARGARET A. CUNZIO: Frederick Lowell Whipple, Joanne Mary Connell

HON. VEDAT GASHI: Arthur Orneck

HON. CHRISTOPHER JOHNSON: Nettie Artis Funchess

HON. JAMES NOLAN: Maria Licata

LEGISLATORS TUBIOLO, WOODSON-SAMUELS AND ALL LEGISLATORS: Tamani Turner

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

ADJOURNMENT

Next meeting: May 1, 2023 at 7pm.

On motion of Majority Leader Johnson, seconded by Minority Leader Cunzio, the Board adjourned at 8:44 PM to meet on May 1, 2023 by the following vote:

Aye: Majority Leader Johnson, Minority Leader Cunzio, Majority Whip Alvarado, Vice Chairwoman Barr, Legislator Boykin, Legislator Clements, Legislator Gashi, Legislator Imamura, Legislator Maher, Minority Whip Nolan, Legislator Pierce, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Legislator Borgia

Absent: Legislator Parker