



Board of Legislators

BOL Meeting Minutes - Final

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

Monday, August 1, 2022

10:00 AM

Legislative Chambers

Regular Meeting

CALENDAR 16 (CONSENT)

CALL TO ORDER

*This meeting will be held pursuant to Chapter 1 of the New York State Laws of 2022 and Executive Order 11, as extended, which authorize any public body to meet and take such action authorized by law without permitting in public-in-person access to meetings and authorize such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding 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 Catherine Borgia in the Chair.

The Chairwoman opened the meeting at 10:25 AM with the salute to our flag and a prayer.

The roll call resulted as follows:

MINUTES APPROVAL

July 11, 2022 at 7pm

Present: Majority Leader Christopher Johnson
Minority Leader Margaret Cunzio
Vice Chairwoman Nancy Barr
Legislator Benjamin Boykin
Legislator Terry Clements
Legislator Vedat Gashi
Minority Whip James Nolan
Legislator MaryJane Shimsky
Legislator Colin Smith
Legislator David Tubiolo
Legislator Jewel Williams Johnson
Legislator Tyrae Woodson-Samuels
Chairwoman Catherine Borgia

Remote: Majority Whip Jose Alvarado
Legislator Damon Maher
Legislator Catherine Parker
Legislator Erika Pierce

PUBLIC COMMENT

There were no speakers.

PUBLIC HEARING

1. [RES-2022-136](#) **PH-Increasing Number of Successive Terms-Women's Adv. Bd.**

A Public Hearing on "A LOCAL LAW amending Section 177.41 of the Laws of Westchester County increasing the number of successive terms that can be served on the Women's Advisory Board." [Public Hearing set for August 1, 2022 at 10:30 a.m.]. LOCAL LAW INTRO: 2022-309.

Submitted by: COMMITTEES ON LEGISLATION AND APPOINTMENTS

No person wishing to be heard, Mr. Johnson declared the public hearing closed.

This RESOLUTION - Public Hearing was public hearing held

2. [RES-2022-137](#) **PH-Amend Lease Agreement-Brook Shopping Centers, LLC**

A Public Hearing on "A LOCAL LAW authorizing the County of Westchester, acting by and through the Westchester Community College ("WCC"), to amend the lease agreement with Brooks Shopping Centers, LLC ("Landlord") for space located at the Cross County Shopping Center, Yonkers, in order to authorize an increase of the total amount payable under the Lease by an amount not to exceed NINE HUNDRED THOUSAND (\$900,000) DOLLARS for work required by WCC to be able to operate as a 21st century facility." [Public Hearing set for August 1, 2022 at 10:30 a.m.] LOCAL LAW INTRO: 2022-356

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

There was 1 speaker.

No other person wishing to be heard, Mr. Johnson declared the public hearing closed.

This RESOLUTION - Public Hearing was public hearing held

3. [RES-2022-138](#) **PH - WCC 2022-2023 Budget**

A Public Hearing on an ACT adopting the Westchester Community College Budget for 2022-2023 and making appropriations for the operation of Westchester Community College. [Public Hearing set for August 1, 2022 at 10:30 a.m.]

Submitted by: COMMITTEE ON BUDGET & APPROPRIATIONS

There was 1 speaker.

No other person wishing to be heard, Mr. Johnson declared the public hearing closed and resumed the regular order of business.

This RESOLUTION - Public Hearing was public hearing held

UNFINISHED BUSINESS

1. [ACT-2022-90](#) **BOND ACT-RP028-Playland Structural Restoration**

A BOND ACT authorizing the issuance of TWENTY-NINE MILLION (\$29,000,000) DOLLARS in bonds of Westchester County to finance Capital Project RP028 - Playland Structural Restoration.

Submitted by: COMMITTEES ON BUDGET & APPROPRIATIONS, PARKS & RECREATION AND PUBLIC WORKS & TRANSPORTATION

Legislator Gashi, Legislator Tubiolo and Legislator Shimsky 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

I. COMMUNICATIONS

A. COUNTY EXECUTIVE

1. [2022-388](#) **APPT-Local Development Corporation-McHale**

A RESOLUTION appointing Judith McHale as a member of the Westchester County Local Development Corporation for the term beginning June 16, 2022 to serve at the pleasure of the County Executive.

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. [2022-389](#) **APPT-African American Advisory Board-Osinloye**

A RESOLUTION appointing Shane A. Osinloye as a member of the Westchester County African American Advisory Board for the term March 7, 2022 to December 31, 2023.

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. [2022-390](#) **APPT-Refuse Disp Dist No 1 Adv Bd-Simmons**

A RESOLUTION appointing Brian E. Simmons, P.E., as a member of the Westchester County Refuse Disposal District No. 1 Advisory Board for the term May 13, 2022 to December 31, 2023.

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. [2022-391](#) REAPPT-Electrical Licensing Board-Lippolis

A RESOLUTION reappointing Carmine L. Lippolis as a member of the Westchester County Electrical Licensing Board for the term May 19, 2022 to December 31, 2026.

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. [2022-392](#) REAPPT-Electrical Licensing Board-Borducci

A RESOLUTION reappointing Peter Borducci as a member of the Westchester County Electrical Licensing Board for the term May 19, 2022 to December 31, 2026.

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. [2022-393](#) REAPPT-Council for Seniors-Uzzo

A RESOLUTION reappointing Dr. Rosemary J. Uzzo as the District 17 representative member of the Westchester County Council for Seniors for the term June 7, 2022 to December 31, 2023.

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. [2022-394](#) REAPPT-Council for Seniors-Clifford

A RESOLUTION reappointing Teresa Clifford as the District 4 representative member of the Westchester County Council for Seniors for the term May 16, 2022 to December 31, 2023.

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. [2022-395](#) REAPPT-Planning Board-Arndt

A RESOLUTION reappointing James Arndt as a member of the Westchester County Planning

Board for the term February 24, 2022 to December 31, 2023.

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. [2022-396](#) **REAPPT-Airport Advisory Board-Levy**

A RESOLUTION reappointing Tracy Schulz Levy as a member of the Westchester County Airport Advisory Board for the term May 3, 2022 to December 31, 2023.

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. [ACT-2022-120](#) **IMA-Summer Youth Employment & Training Srvcs.-Municipalities**

AN ACT authorizing the County of Westchester to enter into inter-municipal agreements with the cities of Mount Vernon, New Rochelle, Ossining, Peekskill, Port Chester, Yonkers and White Plains, through their respective youth bureaus, and the Town of Greenburgh, through its community center, pursuant to which the municipalities will provide summer youth employment and training services to eligible Westchester youth.

SUBMITTED BY: 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.

11. [2022-409](#) **APPT-Hispanic Advisory Board-Alonso-Jusufaj**

A RESOLUTION appointing Mariana Alonso-Jusufaj as a member of the Westchester County Hispanic Advisory Board for the term May 12, 2022 to December 31, 2023.

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.

12. [2022-410](#) **APPT-Youth Board-Hall**

A RESOLUTION appointing Captain Norman Hall as a member of the Westchester County Youth Board for the term June 27, 2022 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.

13. [2022-411](#) **REAPPT-Hispanic Advisory Board-McPherson**

A RESOLUTION reappointing Julieta Parra McPherson as a member of the Westchester County Hispanic Advisory Board for the term May 2, 2022 to December 31, 2023.

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.

14. [2022-412](#) **REAPPT-Hispanic Advisory Board-Morel**

A RESOLUTION reappointing Wilfredo Morel as a member of the Westchester County Hispanic Advisory Board for the term February 24, 2022 to December 31, 2023.

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.

15. [2022-413](#) **REAPPT-Council for Seniors-Doty**

A RESOLUTION reappointing Edward Doty as the District 11 representative member of the Westchester County Council for Seniors for the term June 27, 2022 to December 31, 2023.

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.

16. [ACT-2022-107](#) **CBA-B0117-Infrastr. Rehab., 450 Saw Mill River Rd., Ardsley**

AN ACT amending the 2022 County Capital Budget Appropriations for Capital Project B0117 - Infrastructure Rehab. 450 Saw Mill River Rd., Ardsley.

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.

17. [ACT-2022-108](#) **BOND ACT(Amended)-BCR5E, BCR57, BCR60, B0114, B0117, T0068**

A BOND ACT (Amended) authorizing the issuance of additional bonds of Westchester County in the amount of ONE HUNDRED TWENTY-FIVE THOUSAND (\$125,000) DOLLARS to provide additional construction funding for the design, construction and construction management of ventilation improvements at the County-owned building located at 450 Saw Mill River Road in Ardsley - Capital Project B0117 - Infrastructure Rehab. 450 Saw Mill River

Rd., Ardsley.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC SAFETY 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.

18. [ACT-2022-109](#) **BOND ACT-BLR13-Labs & Research Infrast. Improvements '22-'26**

A BOND ACT authorizing the issuance of up to ONE MILLION (\$1,000,000) DOLLARS in bonds of Westchester County to finance Capital Project BLR13 - Labs & Research Infrastructure Improvements 2022-2026.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, HEALTH 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.

19. [ACT-2022-122](#) **ACT-Amend IMA-Hawthorne Fire District**

AN ACT amending Act. No. 2021-30, which authorized the County of Westchester to enter into an intermunicipal agreement with the Hawthorne Fire District to provide specialized training and fire suppression services for a two (2) year term commencing on January 1, 2021 and expiring on December 31, 2022 in an aggregate amount not to exceed TWENTY-SIX THOUSAND (\$26,000) DOLLARS in order to increase the not to exceed aggregate amount by FORTY-THREE THOUSAND, SIX HUNDRED TWENTY-FOUR (\$43,624) DOLLARS to compensate the District for the purchase of additional fire suppression equipment.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC SAFETY 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. [ACT-2022-110](#) **BOND ACT(Amended)-BIT32-1961-Radio System Replacement**

A BOND ACT (Amended) authorizing the issuance of additional bonds in the amount of EIGHT MILLION FIVE HUNDRED THOUSAND (\$8,500,000) DOLLARS to finance a component of Capital Project BIT32- Radio System replacement, as well as to expand the scope of services under BIT32.

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.

B. COUNTY ATTORNEY**1. [ACT-2022-119](#) ACT - Retainer Amendment with 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 THOUSAND (\$100,000) DOLLARS and by extending the term thereof through December 31, 2023.

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.

2. [ACT-2022-121](#) ACT - Lawsuit Settlement of Klass v. Hogue, Town/Village of Harrison and County of Westchester

AN ACT authorizing the County Attorney to settle the lawsuit of Doreen D. Klass v. Gayle E. Hogue, Town/Village of Harrison and County of Westchester in an amount not to exceed EIGHTY-FIVE THOUSAND (\$85,000) DOLLARS, inclusive of counsel fees.

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.

SI. 3. [ACT-2022-123](#) ACT-Retainer Agreement with Sheppard Mullin for Sherwani Contracting v. County of Westchester

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 the civil matter Sherwani Contracting Inc. v. County of Westchester.

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. [2022-419](#) REAPPT - Commissioner of Elections-Nelson**

A RESOLUTION reappointing Tajian M. Nelson as the Commissioner of Elections for a term to begin on January 1, 2023 and expire on December 31, 2026.

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. [2022-420](#) **REAPPT - Westchester County Board of Health - Aspros**

A RESOLUTION reappointing Douglas Aspros to the Westchester County Board of Health for a term to commence on January 1, 2021 and to expire on 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. [2022-421](#) **REAPPT - WCC Board of Trustees - Smith**

A RESOLUTION reappointing Dr. Gregory Robeson Smith to the Westchester County Board of Trustees for a term to commence on January 1, 2022 and to expire on December 31, 2028.

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. [2022-422](#) **REAPPT-Westchester County Storm Water Advisory Board - Palmer**

A RESOLUTION reappointing James Palmer to the Westchester County Storm Water Advisory Board for a term to commence on January 1, 2022 and to expire on December 31, 2023.

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. [RES-2022-141](#) **APPT-LGBTQ Advisory Board-Watts**

A RESOLUTION appointing Jade Gabrielle-Amanda Watts as a member of the Westchester County LGBTQ Advisory Board for the term May 6, 2022 to December 31, 2025.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

Minority Whip Nolan presented the report and the RESOLUTION - Appointment and moved that the report be received, filed and approved and the RESOLUTION - Appointment 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

2. [LL-2022-309](#) **LOCAL LAW-Increasing Number of Successive Terms-Women's Adv. Bd.**

A LOCAL LAW amending Section 177.41 of the Laws of Westchester County increasing the number of successive terms that can be served on the Women's Advisory Board.

SUBMITTED BY: COMMITTEES ON LEGISLATION AND APPOINTMENTS

Legislator Smith and Minority Whip Nolan 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

3. [RES-2022-142](#) **APPT-Probation Advisory Board-Conte**

A RESOLUTION appointing Louis Conte as a member of the Westchester County Probation Advisory Board for the term May 12, 2022 to December 31, 2024.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

Minority Whip Nolan presented the report and the RESOLUTION - Appointment and moved that the report be received, filed and approved and the RESOLUTION - Appointment 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

4. [ACT-2022-91](#) **BOND ACT(Amended)-BPL40 (1941)-Stormwater Mngmt-Various Co. Fac. II**

A BOND ACT (Amended) authorizing the issuance of additional bonds of Westchester County in the amount of FIVE HUNDRED THOUSAND (\$500,000) DOLLARS to finance a component of Capital Project BPL40 - Stormwater Management - Various County Facilities II.

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

Legislator Gashi, Legislator Shimsky 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

5. [ACT-2022-92](#) **BOND ACT-BPL26 (1857)-Flood Mitigation**

A BOND ACT authorizing the County of Westchester to issue up to TWO MILLION, TWO HUNDRED THOUSAND (\$2,200,000) DOLLARS in bonds of Westchester County to finance a component of Capital Project BPL26 - Flood Mitigation, Town of Mamaroneck.

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

Legislator Gashi, Legislator Shimsky 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

6. [ACT-2022-93](#) **IMA-Flood Mitigation-BPL26 (1857)-Town of Mamaroneck**

AN ACT authorizing the County of Westchester to enter into an intermunicipal agreement with the Town of Mamaroneck in connection with a flood mitigation project - Capital Project BPL26 - Town of Mamaroneck.

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

Legislator Gashi, Legislator Shimsky and Legislator Barr 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

7. [RES-2022-143](#) **APPT-Deferred Compensation Board-Infelice**

A RESOLUTION appointing John Infelice as a CSEA Union member of the Westchester County Deferred Compensation Board for the term May 12, 2022 to December 31, 2025.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

Minority Whip Nolan presented the report and the RESOLUTION - Appointment and moved

that the report be received, filed and approved and the RESOLUTION - Appointment 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

8. [RES-2022-144](#) **APPT-Solid Waste Commission-Fields-Tawil**

A RESOLUTION appointing Jennifer Fields-Tawil as the "individual qualified by experience to serve as a representative of the officials of the local municipalities" member of the Westchester County Solid Waste Commission for the term May 26, 2022 to serve at the pleasure of the County Executive.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

Minority Whip Nolan presented the report and the RESOLUTION - Appointment and moved that the report be received, filed and approved and the RESOLUTION - Appointment 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

9. [RES-2022-145](#) **APPT-Refuse Disp Dist No 1 Adv Bd-Bush**

A RESOLUTION appointing Damani Bush as a member of the Westchester County Refuse Disposal District No. 1 Advisory Board for the term May 4, 2022 to December 31, 2023.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

Minority Whip Nolan presented the report and the RESOLUTION - Appointment and moved that the report be received, filed and approved and the RESOLUTION - Appointment 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

10. [RES-2022-146](#) **APPT-Fire Advisory Board-Duffelmeyer**

A RESOLUTION appointing Christopher Duffelmeyer as an at-large member of the Westchester County Fire Advisory Board for the term May 12, 2022 to December 31, 2024.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

Minority Whip Nolan presented the report and the RESOLUTION - Appointment and moved that the report be received, filed and approved and the RESOLUTION - Appointment 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

11. [RES-2022-147](#) **REAPPT-Community Services Board-Marquesano**

A RESOLUTION reappointing Stephanie Marquesano as a voluntary sector member of the Westchester County Community Services Board for the term March 21, 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

12. [RES-2022-148](#) **REAPPT-African American Advisory Board-Abdalla**

A RESOLUTION reappointing Rabab Abdalla as a member of the Westchester County African American Advisory Board for the term February 14, 2022 to December 31, 2023.

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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

13. [RES-2022-149](#) **REAPPT-Council for Seniors-Hunter**

A RESOLUTION reappointing Lola Hunter as the District 8 representative member of the Westchester County Council for Seniors for the term May 23, 2022 to December 31, 2023.

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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

14. [RES-2022-150](#) **REAPPT-Council for Seniors-Gallelli**

A RESOLUTION reappointing Ann Gallelli as the District 9 representative member of the Westchester County Council for Seniors for the term May 16, 2022 to December 31, 2023.

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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

15. [ACT-2022-94](#) **ACT-WCHCC-Referral of Syphilis Patients**

AN ACT authorizing the County of Westchester to enter into an agreement with the Westchester County Health Care Corporation for a term commencing January 1, 2022 and terminating December 31, 2026 whereby the County will refer suspected late stage syphilis patients for diagnosis by lumbar puncture.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND HEALTH

Legislator Gashi and Legislator Williams Johnson 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

16. [LL-2022-356](#) **LOCAL LAW-Amend Lease Agreement-Brooks Shopping Centers, LLC**

A LOCAL LAW authorizing the County of Westchester, acting by and through the Westchester Community College ("WCC"), to amend the lease agreement with Brooks Shopping Centers, LLC ("Landlord") for space located at the Cross County Shopping Center, Yonkers, in order to authorize an increase of the total amount payable under the Lease by an amount not to exceed NINE HUNDRED THOUSAND (\$900,000) DOLLARS for work required by WCC to be able to operate as a 21st century facility.

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

Legislator Gashi and Legislator Shimsky 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

17. [ACT-2022-95](#) **BOND ACT-BPL26-1953-Flood Mitigation**

A BOND ACT authorizing the issuance of TWO HUNDRED TWENTY THOUSAND (\$220,000) DOLLARS in bonds of Westchester County to finance a component of Capital Project BPL26 - Flood Mitigation.

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

Legislator Gashi, Legislator Shimsky and Legislator Barr 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

18. [ACT-2022-96](#) **IMA-BPL26-1953-Flood Mitigation-Briarcliff Manor**

AN ACT authorizing the County of Westchester to enter into an intermunicipal agreement with the Village of Briarcliff Manor in connection with a flood mitigation project (Capital Project BPL26, Unique ID#1953).

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

Legislator Gashi, Legislator Shimsky and Legislator Barr 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

19. [ACT-2022-97](#) **ACT-Waiving Sales Tax on Home Energy**

AN ACT of the Westchester County Board of Legislators exempting residential energy sources and services from sales and compensating use taxes pursuant to the authority of Article 29 of the Tax Law of the State of New York.

SUBMITTED BY: COMMITTEE ON BUDGET & APPROPRIATIONS

Legislator Gashi 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

20. [RES-2022-151](#) **APPT-Assigned Counsel Administrator-Pulver**

A RESOLUTION appointing Sheralyn Pulver as the Assigned Counsel Administrator of the Independent Office of Assigned Counsel for a term effective August 8, 2022 and to expire on August 7, 2026.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

Minority Whip Nolan presented the report and the RESOLUTION - Appointment and moved that the report be received, filed and approved and the RESOLUTION - Appointment 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

21. [RES-2022-152](#) **PH - Westchester County Agricultural District 1 - Add Parcels**

A Public Hearing on the proposed inclusion of additional parcels of land within Westchester County Agricultural District No. 1 and the recommendations of the Westchester County Agricultural and Farmland Protection Board. [Public Hearing set for September 12, 2022 at 7:30 p.m.].

SUBMITTED BY: COMMITTEE ON ENVIRONMENT, ENERGY & CLIMATE

Vice Chairwoman Barr 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

22. [ACT-2022-98](#) **ACT-Pay Plan Amendment-DES Training**

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

SUBMITTED BY: COMMITTEE ON BUDGET & APPROPRIATIONS

Legislator Gashi 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

23. [ACT-2022-99](#) ACT - City of Yonkers National Night Out

AN ACT authorizing the County to enter into an inter-municipal agreement with the City of Yonkers ("City"), 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, 2022 through December 31, 2022 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

SI. 24. [RES-2022-153](#) PH-Airport Parking Garage Lease Termination

A Public Hearing on "A LOCAL LAW authorizing the County of Westchester to enter into an agreement with the County of Westchester Industrial Development Agency and Westchester Airport Associates L.P. ("WAA") to terminate, effective retroactively to December 31, 2021, a lease agreement dated October 19, 1993, for property located at the Westchester County Airport in connection with WAA's construction and operation of a parking garage thereon". [Public Hearing set for September 12, 2022 at 7:30 p.m.]. LOCAL LAW INTRO: 2022-317.

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

Legislator Smith, Legislator Gashi and Legislator Shimsky presented the report and the RESOLUTION - Public Hearing and moved that the report be received, filed and approved and the RESOLUTION - Public Hearing 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

SI. 25. [ACT-2022-100](#) ACT-WCHCC-Referral of Dept. of Health Patients

AN ACT authorizing the County of Westchester to enter into an agreement with the Westchester County Health Care Corporation for a term commencing January 1, 2022 and terminating December 31, 2026 whereby the County will refer Department of Health patients in need of medical services and treatment, including emergency room services, to the WCHCC.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND HEALTH

Legislator Gashi and Legislator Williams Johnson 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

SI. 26. [ACT-2022-101](#) ACT - WCC 2022/23 Budget

AN ACT adopting the Westchester County Community College Operating and Capital Budget and making appropriations for the operation of the Westchester County Community College for the 2022/23 school year.

SUBMITTED BY: COMMITTEE ON BUDGET & APPROPRIATIONS

Legislator Gashi 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 Maher, Minority Whip Nolan, Legislator Parker, Legislator Pierce, Legislator Shimsky, Legislator Smith, Legislator Tubiolo, Legislator Williams Johnson, Legislator Woodson-Samuels, and Chairwoman Borgia

IV. SPECIAL ORDERS**MOTIONS, RESOLUTIONS & CALL OF THE DISTRICTS****1. [M-RES-2022-1](#) Memorial Resolutions 12-2022**
2

HON. CATHERINE BORGIA: Virginia Martin

HON. MARGARET A. CUNZIO: Jason Robert Brand, Oliver Doyle, Anthony Marcuccilli, Kathryn Rutherford, Anna "Nina" Pavone, Antonio Denardis, Joan A. Giovannetti

HON. CHRISTOPHER JOHNSON: Bernard Toone, Justin Robinson

HON. MARYJANE SHIMSKY: Walter Paul Haubold, Ronald Allan Hollander, Thomas Joseph McDonald, Martin G. Synan

HON. DAVID J. TUBIOLLO: Teresa (McNamee) Sheahan, Philip Furnari
RESULT: adopted

ADJOURNMENT

Next Meeting: September 12, 2022 at 7pm

On motion of Majority Leader Johnson, seconded by Minority Leader Cunzio, the Board adjourned at 11:35 a.m. to meet on September 12, 2022.