



Public Works & Transportation

BOL Meeting Minutes - Published Draft

Committee Chair: MaryJane Shimsky

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

Thursday, July 28, 2022

11:00 AM

Committee Room

CALL TO ORDER

Joint with Budget & Appropriations and Legislation committees

This meeting was 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>.

With a quorum present, Chair Shimsky called the meeting to order at 12:09 p.m.

Others in attendance: BOL: Legislators: Vedat Gashi, Chris Johnson, Jewel Williams Johnson, Erika Pierce, Damon Maher, and Terry Clements; Legislators (Remote): Margaret Cunzio, James Nolan, and Ben Boykin; Committee Coordinators: Jill Axelrod, James Silverberg, and Anand Singh; CE: Ken Jenkins, Steve Bass, and Andrew Ferris; Law Dept. (Remote): David Vutera

Present: Committee Chair Shimsky, Legislator Borgia, Legislator Smith and Legislator Tubiolo

Absent: Legislator Barr and Legislator Parker

Remote: Committee Vice-Chair Woodson-Samuels

MINUTES APPROVAL

Monday, July 25, 2022 at 10:00 a.m.

On motion of Legislator Tubiolo, seconded by Legislator Smith, the minutes were approved. The motion carried by the following vote:

Aye: Committee Chair Shimsky, Legislator Borgia, Legislator Smith, Legislator Tubiolo and Committee Vice-Chair Woodson-Samuels

Absent: Legislator Barr and Legislator Parker

I. ITEMS FOR DISCUSSION

Guests: Office of the County Executive - TBD; Law Dept.: Associate County Attorney David Vutera

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

Deputy County Executive Jenkins said that the County received federal funding to cover

certain expenses during the COVID-19 pandemic, including those related to the airport's operation. This allowed the County to make accommodations for its vendors, but the terms of the lease prohibited the County from doing so for the airport parking garage.

Legislator Maher asked for a written response to the questions submitted by the BOL's fiscal staff, and asked why the county couldn't simply wait until the existing lease ran out. Mr. Jenkins said that during the course of negotiations on the new lease, they discovered the requirement that in order to extend and reduce WAA's rent, the existing lease needs to be terminated first. Mr. Vutera noted that it was possible to do things the way that legislators suggested, but it was agreed that it would be cleaner to terminate the existing lease and enter into a new five-year lease. Chair Borgia asked if the BOL's meeting schedule necessitated the urgency to pass this, and Mr. Jenkins confirmed that played a part, as this process started in 2021. Legislator Pierce asked for further explanation on the fiscal impact statement and why it stopped at 2024. Mr. Jenkins said that they planned on including a provision in the new lease to allow for it to be prematurely terminated. Regarding the statement of no fiscal loss in 2023, he said the numbers are based on a projected adjustment in revenue, and confirmed that these were "worst case," conservative projections.

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

Aye: Committee Chair Shimsky, Legislator Borgia, Legislator Smith, Legislator Tubiolo and Committee Vice-Chair Woodson-Samuels

Absent: Legislator Barr and Legislator Parker

2. [2022-317](#) **LOCAL LAW-Airport Parking Garage Lease Termination**

See discussion of ID # 2022-317 above.

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

Aye: Legislator Smith

Absent: Legislator Barr and Legislator Parker

WO Prejudice: Committee Chair Shimsky, Legislator Borgia, Legislator Tubiolo and Committee Vice-Chair Woodson-Samuels

II. OTHER BUSINESS

III. RECEIVE & FILE

ADJOURNMENT

Moved by Legislator Tubiolo, seconded by Legislator Smith, the Committee adjourned at 12:39 p.m. by the following vote:

Aye: Committee Chair Shimsky, Legislator Borgia, Legislator Smith, Legislator Tubiolo and Committee Vice-Chair Woodson-Samuels

Absent: Legislator Barr and Legislator Parker