



Legislation

BOL Meeting Minutes - Published Draft

Committee Chair: Colin Smith

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

Tuesday, September 19, 2023

4:15 PM

Committee Room

CALL TO ORDER

Joint with Public Safety committee.

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.

Legislator Colin Smith will be participating remotely from 1132 Main Street, Ste 1, Peekskill, NY 10566.

Legislator Symra Brandon will be participating remotely from the Yonkers Public Library, 1 Larkin Center, Yonkers, NY 10701.

With a quorum present, Vice Chair Imamura called the meeting to order at 4:28 p.m.

Others in Attendance: BOL: Legislators: Jose Alvarado, Jewel Williams Johnson, Terry Clements, and Tyrae Woodson-Samuels; Committee Coordinators: Jill Axelrod and Shatika Parker; Law Dept.: Stacey Dolgin-Kmetz and Jennifer Bumgarner; DEF: Louis Vetrone and Melissa Rotini; DES: Susan Spear, Douglas Stiller, and Chris Johnson; Consumer Protection Dept. (Remote): Ethan Boren and James Maisano

Present: Legislator Barr, Legislator Boykin, Legislator Cunzio, Committee Vice-Chair Imamura, Legislator Maher and Legislator Nolan

Absent: Legislator Borgia

Remote: Committee Chair Smith and Legislator Brandon

MINUTES APPROVAL

I. ITEMS FOR DISCUSSION

Guests:

Dept. of Environmental Facilities: Commissioner Vincent Kopicki and Asst. Commissioner Melissa Rotini

Dept. of Emergency Services: Commissioner Richard Wishnie, Deputy Commissioner Susan Spear, Douglas Stiller, Chief of Special Operations; Jason Ward, Chief of Fire Training; and Chris Johnson, Fire Training Technician

Consumer Protection: James Maisano, Director

Law Dept.: Chief Deputy County Attorney Stacey Dolgin-Kmetz and Senior Asst. County Attorney Jennifer Bumgarner

County Executive's Office: Peter McCartt, Director of Energy Conservation & Sustainability
Chief Andrew J. Sandor, New Rochelle Fire Department

Chief Howard Reiss, Fairview Fire Department

Chief Gus Spedaliere, Greenville Fire District

1. [RES-2023-118](#) **PH-Regulation of Lithium Ion Batteries**

This law will require that only regulated and graded lithium ion batteries be sold by retail establishments in the County, and require every retail establishment in the County engaged in the retail business of selling E-bikes and electric mobility devices to post a notice warning of the dangers of Lithium Ion Batteries. DES will also be required to engage in an ongoing educational and informational campaign to try to mitigate the risks associated with the use, storage and charging of electric mobility devices, E-bikes and lithium-ion batteries in general.

The Law will permit DES to use its fire inspectors, along with local fire chiefs, to conduct site visits throughout the County in an effort to educate the public, increase awareness of the potential dangers associated with the use of lithium ion batteries, and to ensure compliance with the various provisions of the law. The law also provides that the Director of Weights and Measures -Consumer Protection shall have the authority to enforce the provisions of the proposed local law in accordance with various procedures contained in the Consumer Protection Code.

On motion of Legislator Barr, seconded by Legislator Gashi, the above item was signed by committee and referred to Board of Legislators. The motion carried by the following vote:

Aye: Committee Chair Smith, Legislator Barr, Legislator Brandon, Legislator Cunzio, Committee Vice-Chair Imamura, Legislator Maher and Legislator Nolan

Absent: Legislator Borgia

Away: Legislator Boykin

2. [2023-316](#) **LOCAL LAW-Regulation of Lithium Ion Batteries**

See discussion of Item #1 above.

On motion of Legislator Cunzio, seconded by Legislator Nolan, the above item was signed by committee and referred to Board of Legislators. The motion carried by the following vote:

Aye: Committee Chair Smith, Legislator Barr, Legislator Brandon, Legislator Cunzio, Committee Vice-Chair Imamura, Legislator Maher and Legislator Nolan

Absent: Legislator Borgia

Away: Legislator Boykin

II. OTHER BUSINESS

III. RECEIVE & FILE

1. [2023-317](#) **COMM-Letter of Support-Lithium Ion Batteries Proposed
Legislation-West. Co. Dept. of Emergency Services**

On motion of Legislator Cunzio, seconded by Legislator Nolan, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Committee Chair Smith, Legislator Barr, Legislator Brandon, Legislator Cunzio, Committee Vice-Chair Imamura, Legislator Maher and Legislator Nolan

Absent: Legislator Borgia

Away: Legislator Boykin

2. [2023-318](#) **COMM-Letter of Support-Lithium Ion Batteries Proposed
Legislation-Greenville Fire District**

On motion of Legislator Cunzio, seconded by Legislator Nolan, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Committee Chair Smith, Legislator Barr, Legislator Brandon, Legislator Cunzio, Committee Vice-Chair Imamura, Legislator Maher and Legislator Nolan

Absent: Legislator Borgia

Away: Legislator Boykin

3. [2023-319](#) **COMM-Letter of Support-Lithium Ion Batteries Proposed
Legislation-Fairview Fire Dept.**

On motion of Legislator Cunzio, seconded by Legislator Nolan, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Committee Chair Smith, Legislator Barr, Legislator Brandon, Legislator Boykin, Legislator Cunzio, Committee Vice-Chair Imamura, Legislator Maher and Legislator Nolan

Absent: Legislator Borgia

4. [2023-320](#) **COMM-Letter of Support-Lithium Ion Batteries Proposed
Legislation-New Rochelle Fire Dept.**

On motion of Legislator Cunzio, seconded by Legislator Nolan, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Committee Chair Smith, Legislator Barr, Legislator Brandon, Legislator Cunzio, Committee Vice-Chair Imamura, Legislator Maher and Legislator Nolan

Absent: Legislator Borgia

Away: Legislator Boykin

5. [2023-321](#) **COMM-Letter of Support-Lithium Ion Batteries Proposed Legislation-Peekskill Fire Dept.**

On motion of Legislator Cunzio, seconded by Legislator Nolan, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Committee Chair Smith, Legislator Barr, Legislator Brandon, Legislator Cunzio, Committee Vice-Chair Imamura, Legislator Maher and Legislator Nolan

Absent: Legislator Borgia

Away: Legislator Boykin

ADJOURNMENT

Moved by Legislator Cunzio, seconded by Legislator Nolan, the Committee adjourned at 5:30 p.m. by the following vote:

Aye: Committee Chair Smith, Legislator Barr, Legislator Brandon, Legislator Cunzio, Committee Vice-Chair Imamura, Legislator Maher and Legislator Nolan

Absent: Legislator Borgia

Away: Legislator Boykin