



# Board of Legislators

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

## Meeting Agenda

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Monday, March 8, 2021

7:00 PM

Legislative Chambers

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### CALENDAR 5 (CONSENT)

### CALL TO ORDER

### MINUTES APPROVAL

*February 22, 2021 at 7PM*

### PUBLIC COMMENT

Speakers \_\_\_\_\_

### PUBLIC HEARING

### UNFINISHED BUSINESS

### I. COMMUNICATIONS

#### A. COUNTY EXECUTIVE

1. [2021-187](#) **IMA-Justice Assistance Grant-Yonkers, Mount Vernon, New Rochelle**

AN ACT to authorize the County of Westchester to enter into a four-year intermunicipal agreement with the Cities of Yonkers, Mount Vernon and New Rochelle for the administration of the Edward Byrne Memorial Justice Assistance Grant for 2020.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY**

2. [2021-188](#) **APPT-Asian American Advisory Board-Naeem**

A RESOLUTION appointing Dr. Asma Naeem as a member of the Westchester County Asian American Advisory Board for the term February 8, 2021 to December 31, 2022.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

3. [2021-189](#) **APPT-Advisory Council on People with Disabilities-Rabin-Marron**

A RESOLUTION appointing Marni Rabin-Marron as a deaf or hard of hearing advocate member of the Westchester County Advisory Council on People with Disabilities for the term December 31, 2020 to December 31, 2021.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

**4. [2021-190](#) REAPPT-Airport Advisory Board-Fleisher**

A RESOLUTION reappointing Robert Fleisher as a member of the Westchester County Airport Advisory Board for the term February 17, 2021 to December 31, 2023.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

**SI 5. 2021-199 IMA-Enslaved Africans' Rain Garden-Yonkers**

AN ACT authorizing the County of Westchester to enter into an intermunicipal agreement with the City of Yonkers whereby the County will contribute funds towards the construction and installation of the Enslaved Africans' Rain Garden to be maintained by the City and accessible to all County residents.

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

**B. COUNTY ATTORNEY****SI 1. 2021-197 ACT - Lawsuit Settlement - "K.O"**

An ACT authorizing the County of Westchester to compromise its right to be reimbursed for health care and wage benefits paid to or on behalf of a County employee from a settlement of her legal action against a third-party tortfeasor.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS**

**SI 2. 2021-200 ACT - Settlement of Westchester County v. E.E. Cruz & Co.**

AN ACT authorizing the County Attorney to settle on behalf of the County of Westchester the claims of E.E. Cruz & Company, Inc. against the County for additional compensation under Contract No. 11-503-REV for Rehabilitation of the Fulton Avenue Bridge over Hutchinson River (BIN 3348220), City of Mount Vernon and Village of Pelham Manor.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS**

**SI 3. 2021-201 ACT - Settlement of claim against Henningson, Durham & Richardson Architecture and Engineering, P.C.**

AN ACT authorizing the County Attorney to settle a claim on behalf of the County of Westchester against Henningson, Durham & Richardson Architecture and Engineering, P.C. in association with HDR Engineering, Inc., for defense and indemnification in connection with the claims of EE Cruz & Company, Inc. for additional compensation under Contract No. 11-503-REV for Rehabilitation of the Fulton Avenue Bridge over Hutchinson River (BIN 3348220), City of Mount Vernon and Village of Pelham Manor.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS**

**C. LEGISLATORS****1. [2021-192](#) HON. BENJAMIN BOYKIN: Recommendation of Appointment to Council on People with Disabilities - Burr**

Forwarding a letter of recommendation appointing Kenneth Burr as a Member of the Westchester County Council on People with Disabilities for a term to commence upon approval of his appointment and to expire on December 31, 2021.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

**SI 2. 2021-194 HON. BENJAMIN BOYKIN - Recommendation of Appointment to the Westchester Community Police Board - Reynolds**

Forwarding a letter of recommendation appointing Olney Reynolds as a member of the Westchester County Police Board for a term to commence upon appointment and to expire on December 31, 2021.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

**SI 3. 2021-195 HON. BENJAMIN BOYKIN - Appointment to the Westchester County Probation Advisory Board - Woodson-Samuels**

Forwarding correspondence from Chairman Boykin recommending the appointment of Legislator Tyrae Woodson-Samuels as the Board of Legislators ex-officio member of the Westchester County Probation Advisory Board for a term to commence on January 1, 2021 and to expire on December 31, 2023.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

**SI 4. 2021-196 HON. BENJAMIN BOYKIN - Appointment to the Westchester County Correction Advisory Board - Johnson**

Forwarding correspondence from Chairman Boykin appointing Legislator Christopher A. Johnson as the Board of Legislators ex-officio member of the Westchester County Correction Advisory Board for a term to commence on January 1, 2021 and to expire on December 31, 2023.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

**D. OTHERS****II. NOTICES & PETITIONS****1. [2021-193](#) HON. BENJAMIN BOYKIN - Suspension of Rules**

Forwarding a letter from the Chairman of the Board, dated March 2, 2021, serving the Clerk of the Board written notice of his intent to suspend County Board Rule 4.1 for the March 8, 2021 Regular Board Meeting.

**FOR INFORMATIONAL PURPOSES ONLY - NO COMMITTEE REFERRAL NECESSARY**

### III. STANDING COMMITTEES

1. [2021-50](#) **APPT-LGBTQ Advisory Board-Calabro**

A RESOLUTION appointing Nicholas Calabro as a member of the Westchester County LGBTQ Advisory Board for the term November 13, 2020 to December 31, 2024.

***Submitted by: COMMITTEE ON APPOINTMENTS***

RESOLUTION \_\_\_\_\_ - 2021                      VOTE \_\_\_\_\_

2. [2021-51](#) **APPT-LGBTQ Advisory Board-Di Marco**

A RESOLUTION appointing AnnaLynn DiMarco as a member of the Westchester County LGBTQ Advisory Board for the term November 9, 2020 to December 31, 2022.

***Submitted by: COMMITTEE ON APPOINTMENTS***

RESOLUTION \_\_\_\_\_ - 2021                      VOTE \_\_\_\_\_

3. [2021-52](#) **APPT-LGBTQ Advisory Board-Gomez-Despain**

A RESOLUTION appointing Sam Gomez-Despain as a member of the Westchester County LGBTQ Advisory Board for the term November 10, 2020 to December 31, 2023.

***Submitted by: COMMITTEE ON APPOINTMENTS***

RESOLUTION \_\_\_\_\_ - 2021                      VOTE \_\_\_\_\_

4. [2021-53](#) **APPT-LGBTQ Advisory Board-Mitchell**

A RESOLUTION appointing Christopher Mitchell as a member of the Westchester County LGBTQ Advisory Board for the term November 9, 2020 to December 31, 2022.

***Submitted by: COMMITTEE ON APPOINTMENTS***

RESOLUTION \_\_\_\_\_ - 2021                      VOTE \_\_\_\_\_

5. [2021-57](#) **APPT-Women's Advisory Board-Macaulay**

A RESOLUTION appointing Subomi Macaulay as an at-large member of the Westchester County Women's Advisory Board for the term December 4, 2020 to December 31, 2022.

***Submitted by: COMMITTEE ON APPOINTMENTS***

RESOLUTION \_\_\_\_\_ - 2021 VOTE \_\_\_\_\_

**6. [2021-87](#) APPT-Women's Advisory Board-Keller**

A RESOLUTION appointing Michelle Keller as the District 1 representative member of the Westchester County Women's Advisory Board, for the term September 22, 2020 to December 31, 2021. (Formerly MT#13052).

**Submitted by: COMMITTEE ON APPOINTMENTS**

RESOLUTION \_\_\_\_\_ - 2021 VOTE \_\_\_\_\_

**7. [2021-96](#) APPT-Women's Advisory Board-Toro**

A Resolution appointing Nicole Toro as the District 17 member of the Westchester County Women's Advisory Board for the term October 26, 2020 to December 31, 2021. (Formerly MT #13095)

**Submitted by: COMMITTEE ON APPOINTMENTS**

RESOLUTION \_\_\_\_\_ - 2021 VOTE \_\_\_\_\_

**8. [2021-101](#) APPT-LGBTQ Advisory Board-Schlesinger**

A resolution appointing Robyn Schlesinger as a member of the Westchester County LGBTQ Advisory Board for the term November 10, 2020 to December 31, 2023. (Formerly MT#13122).

**Submitted by: COMMITTEE ON APPOINTMENTS**

RESOLUTION \_\_\_\_\_ - 2021 VOTE \_\_\_\_\_

**9. [2021-105](#) APPT-LGBTQ Advisory Board-Oldi**

A resolution appointing Christopher Oldi as a member of the Westchester County LGBTQ Advisory Board for the term November 12, 2020 to December 31, 2024. (Formerly MT#13123).

**Submitted by: COMMITTEE ON APPOINTMENTS**

RESOLUTION \_\_\_\_\_ - 2021 VOTE \_\_\_\_\_

**10. [2021-110](#) APPT-Advisory Council on People with Disabilities-Chiappetta**

A resolution appointing Ann M. Chiappetta as an at-large member of the Westchester County Advisory Council on People with Disabilities for the term November 18, 2020 to December 31, 2021. (Formerly MT#13131)

**Submitted by: COMMITTEE ON APPOINTMENTS**

RESOLUTION \_\_\_\_\_ - 2021 VOTE \_\_\_\_\_

11. [2021-133](#) **REAPPT-Board of Ethics-Kremer**

A RESOLUTION to reappoint Dennis Kremer as a member of the Westchester County Board of Ethics for the term January 1, 2021 to December 31, 2023.

***Submitted by: COMMITTEE ON APPOINTMENTS***

RESOLUTION \_\_\_\_\_ - 2021 VOTE \_\_\_\_\_

12. [2021-134](#) **REAPPT-Board of Ethics-Matystik, Jr.**

A RESOLUTION to reappoint Walter Matystik, Jr., as a member of the Westchester County Board of Ethics for the term December 23, 2020 to December 31, 2022.

***Submitted by: COMMITTEE ON APPOINTMENTS***

RESOLUTION \_\_\_\_\_ - 2021 VOTE \_\_\_\_\_

13. [2021-135](#) **REAPPT-Parks, Recreation and Conservation Board-Tillinghast aka Dubitsky**

A RESOLUTION to reappoint Pamela (Dubitsky) Tillinghast as a member of the Westchester County Parks, Recreation and Conservation Board for the term January 1, 2021 to December 31, 2023.

***Submitted by: COMMITTEE ON APPOINTMENTS***

RESOLUTION \_\_\_\_\_ - 2021 VOTE \_\_\_\_\_

14. [2021-163](#) **REAPPT-Taxi and Limousine Commission-Raffiani**

A RESOLUTION reappointing Phillip Raffiani as a member of the Westchester County Taxi and Limousine Commission for the term November 30, 2020 to December 31, 2026.

***Submitted by: COMMITTEE ON APPOINTMENTS***

RESOLUTION \_\_\_\_\_ - 2021 VOTE \_\_\_\_\_

15. [2021-165](#) **IMA-Watershed Delegation-NYCDEP**

AN ACT authorizing the County of Westchester to renew an intermunicipal agreement with the New York City Department of Environmental Protection for the delegation to the County of Westchester the administration and enforcement of Section 18-38 of Subchapter G of New York City's "Rules and Regulations for the Protection from Contamination, Degradation and

Pollution of the New York City Water Supply and Its Sources", whereby the County will review and issue written determinations for all new, altered, modified, or remediated subsurface sewage treatment systems located in the portion of the watershed of the New York City water supply situated within Westchester County.

***Submitted by: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT & HEALTH***

ACT \_\_\_\_\_ - 2021                      VOTE \_\_\_\_\_

16. [2021-166](#)      **IMA-Fire Suppression Services-Hawthorne Fire District**

AN ACT authorizing 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.

***Submitted by: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY***

ACT \_\_\_\_\_ - 2021                      VOTE \_\_\_\_\_

17. [2021-167](#)      **IMA-Fire Suppression Services-Valhalla Fire District**

AN ACT authorizing the County of Westchester to enter into an intermunicipal agreement with the Valhalla 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 NINETY THOUSAND (\$90,000) DOLLARS.

***Submitted by: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY***

ACT \_\_\_\_\_ - 2021                      VOTE \_\_\_\_\_

18. [2021-185](#)      **BOND ACT(Amended)-SPC38-Port Chester WRRF Primary Settling Tank Rehab.**

A BOND ACT (Amended) authorizing the issuance of ONE MILLION, FIVE HUNDRED THOUSAND (\$1,500,000) DOLLARS in additional bonds of Westchester County to finance Capital Project SPC38 - Port Chester Water Resource Recovery Facility - Primary Settling Tank Rehab. and Misc. Improvements.

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

BOND ACT \_\_\_\_\_ - 2021                      VOTE \_\_\_\_\_

**SI 19. [2021-36](#)      PH - Code of Ethics Legislation**

A RESOLUTION to set a Public Hearing on "A LOCAL LAW amending the Laws of Westchester County with respect to the advancement of ethics within all levels of county government."

[Public Hearing set for \_\_\_\_\_, 2021 at \_\_\_\_ .m.] LOCAL LAW INTRO 2020-12938. (Formerly MT #12939)

***Submitted by COMMITTEES ON LEGISLATION AND LAW & MAJOR CONTRACTS***

RESOLUTION \_\_\_\_\_ - 2021                      VOTE \_\_\_\_\_

**SI 20. [2021-168](#)      ACT-Amendment FY 2019-2023 Consolidated Plan Including 2021 Action Plan**

AN ACT to authorize the County to submit an Urban County Application under the Federal Community Development Block Grant, Emergency Solutions Grant, and HOME programs, including an amendment to FY 2019-2023 Consolidated Plan and to accept such Grants.

***Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, LABOR & HOUSING AND PLANNING, ECONOMIC DEVELOPMENT & ENERGY***

ACT \_\_\_\_\_ - 2021                      VOTE \_\_\_\_\_

**SI 21. [2021-172](#)      ACT - Lawsuit Settlement of Vairo v. County of Westchester**

AN ACT authorizing the County Attorney to settle the lawsuit of Frank P. Vairo v. County of Westchester, et. al., Westchester County Supreme Court Index No. 50584/2016, in the amount of FOUR HUNDRED FIFTY THOUSAND (\$450,000) DOLLARS, inclusive of attorney's fees.

***Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS***

ACT \_\_\_\_\_ - 2021                      VOTE \_\_\_\_\_

**SI 22. [2021-184](#)      ACT-Resource Allocation Plan 2020-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.

***Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND SENIORS, YOUTH & INTERGENERATIONAL SERVICES***

**IV. SPECIAL ORDERS**



## **MOTIONS, RESOLUTIONS & CALL OF THE DISTRICTS**

### **1. [2021-191](#) Memorial Resolution 5-2021**

HON. NANCY BARR: Doris J. Bailey-Reavis

HON. CATHERINE BORGIA: George Vargulick, Howard "Howie" See, Sr. Helen Dorothy Phillips, William L. Conkling

HON. BENJAMIN BOYKIN: Jannie Robinson

HON. MARGARET A. CUNZIO: Scott Young Frey, Lora Margaret Walz, Annette Mustich, Daniel Anthony Cancelleri, James J. Donnelly, Stephen Morabito

HON. DAMON R. MAHER: Edward John Louis, Mignonne LeBlanc

HON. MARYJANE SHIMSKY: George Usher, Sr., John L. Franco, John J. "Jack" Tracy, Helenann Pastucha, Mary Frances Morrison, Anthony John "A.J" Gelardi-Hongach, Sumi Mitsudo Koide, Don Anthony Tarricone

LEGISLATORS SMITH AND BORIGA: Sgt. Bruce Bellom

HON. DAVID J. TUBIOLO: Luigia Miele, Adriano "Andy" Vieira, Julio Merolle, Rose Scimeca

## **ADJOURNMENT**

Next Board Meeting: March 22, 2021 at 7 p.m.