



# Budget & Appropriations Meeting Agenda

Committee Chair: Jewel Williams Johnson

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

**Friday, August 4, 2023**

**2:00 PM**

**Committee Room**

## CALL TO ORDER

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.

## MINUTES APPROVAL

### I. ITEMS FOR DISCUSSION

1. [2023-351](#) **PH-Compensation of Termed Officers & Elected Officials**

A RESOLUTION to set a Public Hearing on "A LOCAL LAW subject to a permissive referendum to provide for payments of increased compensation for officers appointed for a fixed term and elective officers during their term of office". [Public Hearing set for \_\_\_\_\_, 2023 at \_\_\_\_\_ .m.]. LL Intro: 2023-352.

B&A Only.

Guests:

County Attorney John Nonna-LAW

Director Larry Soule-Budget

Commissioner Lisa Denig-HR

**2. [2023-352](#) LOCAL LAW-Compensation of Termed Officers & Elected Officials**

A LOCAL LAW subject to a permissive referendum to provide for payments of increased compensation for officers appointed for a fixed term and elective officers during their term of office.

B&A Only.

Guests:

County Attorney John Nonna-LAW

Director Larry Soule-Budget

Commissioner Lisa Denig-HR

**3. [2023-356](#) ACT-Westchester Community College Proposed 2023-2024 Budget**

AN ACT adopting the Westchester County Community College Budget and making appropriations for the operation of the Westchester Community College.

B&A Only.

Guests:

Westchester Community College

President Dr. Belinda Miles

Comptroller Dawn Gillins

**II. OTHER BUSINESS**

**III. RECEIVE & FILE**

**ADJOURNMENT**

George Latimer  
County Executive

August 1, 2023

Westchester County Board of Legislators  
800 Michaelian Office Building  
148 Martine Avenue, 8<sup>th</sup> Floor  
White Plains, New York 10601

Dear Honorable Members of the Board:

I respectfully request that your Honorable Board adopt the attached Local Law relating to the compensation of termed officers and elected officials.

Your Honorable Board has before it item number 2023-300, which is an Act amending the County's Pay Plan. Part of that amendment includes increases in salary for unrepresented employees and officers of the County, which includes certain elected officials and termed officers. Pursuant to both the Laws of Westchester County and the New York Municipal Home Rule Law, these increases are subject to a permissive referendum as they increase the salaries of elected officials and termed officers during their term of office. The attached Local Law would set forth the basis for the permissive referendum, to allow those increases to go into effect. However, this legislation excludes the position of County Executive from the implementation, as I do not believe I should increase my salary during the course of my term.

In light of the aforementioned, I respectfully urge that this Honorable Board adopt the attached Local Law.

Sincerely,



GEORGE LATIMER  
County Executive

GL/nn  
Enclosure

TO: HONORABLE BOARD OF LEGISLATORS  
COUNTY OF WESTCHESTER

Your Committee is in receipt of the attached "A LOCAL LAW subject to a permissive referendum to provide for payments of increased compensation for officers appointed for a fixed term and elective officers during their term of office."

Your Committee notes that this Honorable Board has before it item number 2023-300, which is an Act amending the County's Pay Plan. Part of that amendment includes increases in salary for unrepresented employees and officers of the County, which includes certain elected officials and termed officers. Pursuant to both the Laws of Westchester County and the New York Municipal Home Rule Law, these increases are subject to a permissive referendum as they increase the salaries of elected officials and termed officers during their term of office. The attached Local Law would set forth the basis for the permissive referendum, to allow those increases to go into effect.

Your Committee is informed that the attached legislation excludes the County Executive as he does not believe it to be appropriate to increase his salary during his term of office.

Your Committee is also informed that the proposed legislation does not meet the definition of an action under New York State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617. Please refer to the memorandum from the Department of Planning dated January 12, 2023, which is on file with the Clerk of the Board of Legislators. Your Committee concurs in this conclusion.

Your Committee, after careful consideration, recommends the adoption of this Local Law.

Dated: \_\_\_\_\_, 2023  
White Plains, New York

COMMITTEE ON

# FISCAL IMPACT STATEMENT

SUBJECT: Term Official Pay Amendment  NO FISCAL IMPACT PROJECTED

## OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

### SECTION A - FUND

GENERAL FUND  AIRPORT FUND  SPECIAL DISTRICTS FUND

### SECTION B - EXPENSES AND REVENUES

Total Current Year Expense \$ 277,169

Total Current Year Revenue \$ 37,330

Source of Funds (check one):  Current Appropriations  Transfer of Existing Appropriations

Additional Appropriations  Other (explain)

Identify Accounts: Various Personal Service accounts, and various State and Federal Aid accounts

Potential Related Operating Budget Expenses: Annual Amount \$277,169

Describe: Various Personal Service accounts

Potential Related Operating Budget Revenues: Annual Amount \$37,330

Describe: Various State and Federal Aid accounts

### Anticipated Savings to County and/or Impact on Department Operations:

Current Year: In 2023, net cost of \$239,840 on increased expenditures of \$277,169 and increased revenues of \$37,330

Next Four Years: In 2024, net cost of \$176,027 on increased expenditures of \$203,424 and increased revenues of \$27,398

In 2025, net cost of \$217,374 on increased expenditures of \$251,207 and increased revenues of \$33,833

Prepared by: Mark Medwid

Title: Associate Budget Director

Department: Budget

Date: August 1, 2023

Reviewed By: 

Budget Director

Date: 8/1/23


RESOLUTION NO. - 2023

RESOLVED, that this Board hold a public hearing pursuant to Section 209.141(4) of the Laws of Westchester County on Local Law Intro No. - 2023 entitled "A LOCAL LAW subject to a permissive referendum to provide for payments of increased compensation for officers appointed for a fixed term and elective officers during their term of office.". The public hearing will be held at \_\_ .m. on the day of \_\_\_\_\_, 2023 in the Chambers of the Board of Legislators, 8<sup>th</sup> Floor, Michaelian Office Building, White Plains, N.Y. The Clerk of the Board shall cause notice of the time and date of such hearing to be published at least once in one or more newspapers published in the County of Westchester and selected by the Clerk of the Board for that purpose in the manner and time required by law.

**Vedat Gashi**  
Chairman of the Board  
Legislator, 4th District



TO: Hon. Jewel Williams Johnson  
Chair, Budget & Appropriations

FROM: Hon. Vedat Gashi  
Chairman of the Board 

DATE: August 1, 2023

RE: Item 2023-351 PH Compensation of Termed Officers & Elected Officials and  
Item 2023-352 LL Compensation of Termed Officers & Elected Officials

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As Chairman of the Board of Legislators, I am placing the below items directly into the Committee on Budget & Appropriations.

Thank you.

(ID: 2023-351) PH - Compensation of Termed Officers & Elected Officials

A RESOLUTION to set a Public Hearing on "A LOCAL LAW subject to a permissive referendum to provide for payments of increased compensation for officers appointed for a fixed term and elective officers during their term of office". [Public Hearing set for \_\_\_\_\_, 2023 at \_\_\_\_\_ .m.].  
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(ID: 2023-352) LL - Compensation of Termed Officers & Elected Officials

A LOCAL LAW subject to a permissive referendum to provide for payments of increased compensation for officers appointed for a fixed term and elective officers during their term of office.

CC: Marcelo Figueroa  
James Silverberg  
Dylan Tragni  
Sunday Vanderberg

LOCAL LAW INTRO NO. \_\_\_\_ - 2023

A LOCAL LAW subject to a permissive referendum to provide for payments of increased compensation for officers appointed for a fixed term and elective officers during their term of office.

BE IT ENACTED by the County Board of the County of Westchester as follows:

Section 1. The salary plan as amended by the Act that has been adopted recently (a copy of which is annexed hereto and incorporated herein by reference) is hereby made applicable to officers appointed for a fixed term and elective officers during their term of office.

Section 2. This local law shall be implemented in accordance with the aforementioned Act.

Section 3. This local law shall not be used to implement any increase in salary for the County Executive.

Section 4. The Clerk of the Board shall cause a notice of this local law to be published at least once a week for two successive weeks, the first publication of which shall be had within ten days after such local law is adopted in one or more newspapers published in the County of Westchester, selected by the Clerk for that purpose. Said notice shall contain the number, date of adoption and a true copy of this local law and a statement that so much of this local law that increases the salary of: (1) officers appointed for a fixed term during the term of office of such officer is subject to a permissive referendum pursuant to the provisions of Section 24, subdivision 2, clause h of New York Municipal Home Rule Law, and (2) elected officers during their term of office is subject to a permissive referendum pursuant to Sections 209.171(8) and 209.181 of the Laws of Westchester County.


Section 5. This local law shall take effect forty-five days after its adoption insofar as it applies to officers appointed for a fixed term, provided however that this local law shall take effect sixty days after its adoption insofar as it applies to elected officials.



**Vedat Gashi**  
Chairman of the Board  
Legislator, 4th District



TO: Hon. Jewel Williams Johnson  
Chair, Budget & Appropriations

FROM: Hon. Vedat Gashi  
Chairman of the Board 

DATE: August 1, 2023

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James Silverberg  
Dylan Tragni  
Sunday Vanderberg



George Latimer  
County Executive

August 4<sup>th</sup>, 2023

Westchester County Board of Legislators  
Michaelian Office Building  
148 Martine Avenue  
White Plains, New York 10601

Dear Honorable Members of the Board of Legislators:

I am pleased to submit the Westchester Community College 2023-2024 operating and capital budgets for consideration by your Honorable Board. The proposed budget includes a modest tuition increase of \$125 per semester. One of our core goals at the County includes providing our students with the highest level of academic opportunity, while keeping tuition as affordable as possible. The County has also decided to increase our sponsor contribution to \$25,350,000, representing a \$350,000 increase from the 2022-2023 school year.

The College's capital budget includes \$23,017,000 of appropriation for the 2023-2024 academic year, which is an increase of \$17,092,000 from the prior year. The County is responsible for approximately half of this amount. This appropriation includes renovation of the administration building, safety and security upgrades campus-wide, technology upgrades to facilities both on and off campus as well as several other infrastructure upgrades to meet the needs of students and staff. The County will also provide the College with \$4,696,954 to support capital debt service.

The County recognizes the benefits of investing in our students. Education has proven to be a tool of upward social mobility which cultivates social development and provides other positive returns to individuals and communities. With many uncertainties and difficult challenges ahead, we must always remember the importance of higher education. Westchester County continues to fully support the College's mission of student success, academic excellence, workforce development, economic assistance, and lifelong learning. The proposed budget provides the financial support in order to meet these goals.

Respectfully submitted,

George Latimer  
Westchester County Executive

TO THE HONORABLE BOARD OF LEGISLATORS  
COUNTY OF WESTCHESTER, NEW YORK

Your Committee on Budget and Appropriations is in receipt of a transmittal from the County Executive of his proposed 2023-24 Westchester Community College Budget and Budget Act making appropriations in the amounts of one hundred twenty-three million, forty-seven thousand, five-hundred and three dollars (\$123,047,503) for operating purposes, and twenty-three million, seventeen thousand dollars (\$23,017,000) for capital purposes for the support of the County Community College for the fiscal year beginning September first two thousand twenty-three.

The accompanying budget proposal calls for a County Sponsor Contribution in the amount of twenty-five million three hundred fifty thousand dollars (\$25,350,000) to be appropriated and taxed for in the 2024 Westchester General Fund Operating Budget for the support of Community College Operations for the fiscal year beginning September 1, 2023.

The Department of Budget has advised that this legislation is necessary for the operation of Westchester Community College for the fiscal year beginning September 1, 2023.

Therefore, the Committee recommends the adoption of the attached Budget Act making appropriations for the support of the County Community College for the fiscal year beginning September first two thousand twenty-three.

DATED: \_\_\_\_\_, 2023  
White Plains, New York

ACT NO. - 2023

AN ACT adopting the Westchester County Community College Budget and making appropriations for the operation of the Westchester Community College. Be it enacted by the Board of Legislators of the County of Westchester as follows:

Section 1. The accompanying Departmental Budget for the Community College in the gross amount of One Hundred Twenty-Three Million, Forty-Seven Thousand, Five-Hundred and Three Dollars (\$123,047,503) and the Capital Budget in the gross amount of Twenty-Three Million, Seventeen Thousand Dollars (\$23,017,000) is hereby adopted for the Community College fiscal year September 1, 2023, through August 31, 2024.

Section 2. The several amounts specified in the above mentioned budget under the column heading "allowed 2023/2024" are hereby appropriated for such purposes under the following general classifications:

Personal Service (Code 1)	\$ 100,966,987
Purchase of Equipment (Code 2)	\$ 385,040
Materials and Supplies (Code 3)	\$ 4,220,071
Expenses (Codes 4 and 5)	\$ 17,475,405
Capital Budget (Code 9000)	\$ 23,017,000

Section 3. The President of the Community College, pursuant to regulations established by the College Board of Trustees, is hereby authorized to make transfers between sub-accounts within the general classifications of Personal Service (Code 1), Purchase of Equipment (Code 2), Materials and Supplies (Code 3), and Expenses (Codes 4 and 5).

Section 4. The Budget Director, with the approval of the County Executive and the Committee on Budget and Appropriations, after formal request and justification by the College President upon authorization by the College Board of Trustees, is hereby authorized to make transfers among the sub-accounts within the general classification of Capital (Code 9000), and between any general classifications of account.

Section 5. The total annual salaried position count, exclusive of trusts and grants, is Five Hundred and Sixty-Three (563). The President of the College may, upon authorization of the College Board of Trustees, and certification to the Budget Director of availability of funds, increase this count by no more than five percentum (5%), rounded down to the nearest whole number, in the fiscal year. Increases over five percentum (5%) require approval of the Budget Director, after request of the College President, as authorized by the College Board of Trustees. Appeal of the Budget Director's decision may be made to the County Executive, whose decision will be considered final. Annual Salaried positions may not be created in Other Than Personal Service operating accounts.

Section 6. Where personnel are employed under a trust or grant, such employment shall terminate at the expiration of the funds provided by the trust or grant.

Section 7. An amount not to exceed Twenty-Five Million Three Hundred Fifty Thousand Dollars (\$25,350,000) shall be appropriated and taxed for in the 2024 Westchester County General Fund Operating Budget as a sponsor contribution to support the 2023/2024 Westchester County Community College Budget. Appropriations for Expenditure Transfers and Reimbursements in the College's 2023/2024 budget, or such amounts as shall be sufficient and necessary to accomplish the designated purposes of this budget including but not limited to meeting the state maintenance of effort and tuition cap requirements and the net return from the 2023/2024 budget due hereunder to the general fund, may not be changed without the written approval of the County Executive and the Budget Director.

Section 8. Upon request of and justification by the President of the College, the Commissioner of Finance is hereby authorized, to the extent necessary to satisfy current obligations or continue existing operations, to advance such additional funds on hand to 2023/2024 budget accounts.

Section 9. Other revenues to support the operation of the 2023/2024 Community College Departmental Budget are hereby estimated as follows:

State Aid	\$	30,426,968
Departmental:		
Student Tuition	\$	44,687,535
Other	\$	1,694,000
Chargebacks to Other		
Community Colleges:		
Operating	\$	5,018,000
Capital	\$	263,000
Fund Balance	\$	14,928,000
Interest on Investments	\$	680,000

Section 10. The President of the College shall file detailed monthly statements of expenditures and revenues with the County Board of Legislators, the Budget Director, and the Commissioner of Finance, said reports to be inclusive of all College operations. An annual audit, as well as any periodic audits which may be necessary, as prescribed by law, and provided for by the Board of Trustees, shall be filed with the County Board of Legislators, the Budget Director and the Commissioner of Finance.

Section 11. This Act shall take effect immediately.

DATED: August , 2023  
White Plains, New York