



Committee on Rules

~AGENDA~

Monday, May 20, 2019

12:00 PM

Committee Chair: Catherine Parker

Committee Room, 148 Martine Avenue, 8th Floor, White Plains, NY 10601

www.westchesterlegislators.com

CALL TO ORDER

MINUTES APPROVAL

1. Friday, December 07, 2018 at 11:30 AM

I. ITEMS FOR DISCUSSION

1. **(ID # 11891) Resolution – Proposed- Amending County Board Rule Twenty-seven:**

A Proposed RESOLUTION amending Rule Twenty-seven of the Rules of the Westchester County Board of Legislators to reflect changes in the new political calendar resulting from recent revisions to the New York Election Law.

II. OTHER BUSINESS

Unfinished Business and any other agenda items to come before the Committee.

III. RECEIVE & FILE

ADJOURNMENT



Committee on Rules

~MINUTES~

Friday, December 7, 2018

11:30 AM

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DRAFT

Committee Chair: Catherine Parker

Committee Room, 148 Martine Avenue, 8th Floor, White Plains, NY 10601

www.westchesterlegislators.com

CALL TO ORDER

With a quorum present, Co-Chair Catherine Parker called the meeting to order at 12:04 PM.

Attendee Name	Title	Status	Arrived
Catherine Parker	Co-Chair	Present	
John G. Testa	Co-Chair	Present	
Benjamin Boykin	D5 Legislator (Chairman)	Present	
Alfreda Williams	D8 Legislator (Vice Chair)	Absent	

BOL Staff: T. Bernard, S. Vanderberg, A. Ettore

MINUTES APPROVAL

1. Monday, July 16, 2018 at 1:00 PM

On motion of Co-Chair Testa, seconded by Co-Chair Parker, the minutes were approved 3-0.

I. ITEMS FOR DISCUSSION

1. **(ID # 11453) Resolution – Designation of Newspapers for 2019:**

A Resolution designating the official newspapers for the publication of all local laws, notices and other matters required by law to be published by the County Board of Legislators for 2019.

Clerk of the Board Sunday Vanderberg reviewed the resolution with the Committee members, explaining the switch from Pluma Libre (2018) to Westchester Hispano (for 2019) as the deignated spanish-speaking newspaper for the publishing of Board business, was because of the broader area covered by Westchester Hispano.

Co-Chair Testa stated that he would like to include both spanish-speaking newspapers for 2019.

Clerk Vanderberg stated she would check with the County Attorney to see if she is obligated to then publish everything in all three papers everytime, or she can choose from the three options, since that would affect the cost.

Minutes Acceptance: Minutes of Dec 7, 2018 11:30 AM (MINUTES APPROVAL)

Legislator Boykin suggested that until the County Attorney opines, that the resolution before them today be amended to include all three papers; the Journal News, Westchester Hispano and Pluma Libre.

With a motion by Co-Chair Testa, seconded by Co-Chair Parker, an amendment to the resolution to include Pluma Libre as a third newspaper designation for 2019, was approved with a vote of 3-0.

With a motion by Co-Chair Testa and seconded by Legislator Boykin, the resolution 'as amended' was approved with a vote of 3-0.

RESULT: SIGNED BY COMMITTEE

2. (ID # 11454) Act – Establishing a Standard Work Day Act:

AN ACT amending Act No. 116-2018 for the purposes of establishing a standard work day for each elective or appointive office or position.

The Clerk of the Board Sunday Vanderberg addressed the Committee and provided an overview of the requirements of the Standard Work Day Act.

Ms. Vanderberg further explained that this Act is to amend Act No. 116-2018, which was approved by the Board on July 16 2018, to include Legislator Terry Clements who was elected via a special election on April 24, 2018.

With a motion by Co-Chair Testa, seconded by Legislator Boykin, the item was approved with a vote of 3-0.

RESULT: SIGNED BY COMMITTEE

II. OTHER BUSINESS

Unfinished Business and any other agenda items to come before the Committee.

III. RECEIVE & FILE

ADJOURNMENT

Moved by Co-Chair Testa, seconded by Co-Chair Parker, the Committee adjourned at 12:14 PM.

Minutes Acceptance: Minutes of Dec 7, 2018 11:30 AM (MINUTES APPROVAL)

RESOLUTION NO. - 2019

WHEREAS, the Westchester County Board of Legislators (“County Board”) adopted Resolution No. 26-1992 establishing the Rules of the County Board of Legislators (“the Rules”); and

WHEREAS, the County Board has on occasion amended the Rules and continues to operate in accordance with the Rules as amended; and

WHEREAS, Rule Twenty-seven of the Rules prohibits certain activities by members of the Board of Legislators during political campaigns for County office and sets forth time periods when the mailing of legislative newsletters and the distribution of “Golden Apple” pins are prohibited; and

WHEREAS, the Voting Reform Working Group of the County Board of Legislators has recommended amending Rule Twenty-seven to reflect changes in the new political calendar resulting from recent revisions to the New York Election Law; and

WHEREAS, the recommended revisions continue the general objective of Rule Twenty-seven and accommodate the new political calendar; now therefore be it

RESOLVED, that Rule Twenty-seven of the Rules of the County Board of Legislators is amended to read as follows:

RULE TWENTY-SEVEN

Activities prohibited by members of the Board of Legislators during political campaigns for County office:

1. County Board Newsletters. During an election year for County Legislative office, the following blackout dates will apply to the distribution of County Board Newsletters:

- a. Primary Election. The mailing of County Board newsletters must be postmarked no later than May 1st. The blackout period will remain in effect up to and including the 4th Tuesday of June (Primary Election Day). This applies to all legislators even if they do not have a Primary Election.
- b. General Election. The mailing of County Board newsletters must be postmarked no earlier than the day following the 4th Tuesday of June (Primary Election Day) and no later than the first Friday after Labor Day. This applies to all legislators even if they are unopposed in the General Election.

[No legislative newsletter may be mailed on behalf of any member of the Board of Legislators during the period in which that member is a candidate for any elected county office. For the purpose of this rule, the term "legislative newsletter" shall mean the general purpose newsletter prepared, financed, and mailed by the Board

on behalf of all its members for the purpose of communicating Board activities and achievements to residents of such member's legislative district.]

2. In the event that a member of the County Board of Legislators is a candidate for another County-wide elective office in a nonelection year for County Legislative office, the restrictions on mailing of County Board newsletters contained in Section 1 subdivisions a. and b. of this Rule shall apply.

[No Board member or his/her agent may distribute a "Golden Apple" pin, produced and paid for by the County, during the period in which that member is a candidate for any elected county office if such pin is attached to a personalized placard bearing the Board member's name and legislative district. Nothing herein contained shall prohibit the distribution of such pin if it is attached to a generic "Board of Legislators" placard.]

3. No member of the County Board of Legislators who is a candidate for any County-wide office in a special election may mail a County Board Newsletter during the period from when the special election date is set until the date the special election is held.

[For the purpose of this rule, the period during which a member of the Board is considered a candidate for public office commences upon the filing of a designating petition with the county Board of Elections naming said member as a candidate pursuant to the state election law and shall end the day after the relevant general or special election, or the relevant primary election if the member's candidacy is terminated as a result thereof.]

4. There will be no blackout dates for Electronic Newsletters ("e-news"), which are emails with a legislator's banner containing county-related, non-political information.

5. Golden Apple Pin Cards. During an election year for County Legislators, the following blackout dates will apply to the distribution of certain Golden Apple Pin Cards that display a legislator's name and/or district on it:

- a. Primary Election. The distribution of County Board Golden Apple Pin cards that display a legislator's name and/or district on it, will be prohibited from May 1st up to and including the 4th Tuesday of June (Primary Election Day). This applies to all legislators even if they do not have a Primary Election.
- b. General Election. The distribution of County Board Golden Apple Pin cards that display a legislator's name and/or district on it, will be prohibited from the Friday after Labor Day up to and including the General Election. This applies to all legislators even if they are unopposed in the General Election.

6. In the event that a member of the County Board of Legislators is a candidate for another County-wide elective office in a nonelection year for County Legislative office, the restrictions on the distribution of County Board Golden Apple Pin cards that display a legislator's name and/or district on it, contained in Section 5. subdivisions a. and b. of this Rule shall apply.

7. No member of the County Board of Legislators who is a candidate for any County-wide office in a special election may distribute a County Board Golden Apple Pin card that displays a legislator's name and/or district on it, during the period from when the special election date is set until the date the special election is held.

8. There will be no blackout dates for the distribution of generic County Board Golden Apple Pin cards (no legislator names and/or district displayed on the pin cards).

9. In a nonelection year for County Legislative office, no restrictions on the mailing of County Board newsletters or the distribution of Golden Apple Pin Cards that display a legislator's name and/or district on it, shall apply to any member of the County Board of Legislators who is not a candidate for County-wide elective office.

Dated: _____, 2019
White Plains, New York

COMMITTEE ON RULES