



Committee on Legislation

~AGENDA~

Monday, February 3, 2020

12:00 PM

Committee Chair: Kitley Covill

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

www.westchesterlegislators.com

CALL TO ORDER

MINUTES APPROVAL

1. Wednesday, January 29, 2020 at 1:30 PM

I. ITEMS FOR DISCUSSION

1. **(ID # 12366) Resolution – HON. VEDAT GASHI: Home Rule Request - North County Trailway:**

A New York State Home Rule Request RESOLUTION requesting the enactment of Senate Bill No S055247 and Assembly Bill No. A07207 entitled, "AN ACT authorizing the commissioner of general services to convey real property in Westchester County to the County of Westchester."

Joint with Parks & Recreation and Public Works & Transportation

2. **(ID # 12391) Resolution – 2020 Joint State Legislative Package:**

A Resolution forwarding Westchester County's 2020 Joint State Legislative Package to the County's State Delegation for consideration during the current legislative session.

II. OTHER BUSINESS

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

III. RECEIVE & FILE

ADJOURNMENT



Committee on Legislation

~MINUTES~

Wednesday, January 29, 2020

1:30 PM

DRAFT

1

Committee Chair: Kitley Covill

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

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CALL TO ORDER

Attendee Name	Title	Status	Arrived
Kitley Covill	Chair	Present	
Nancy Barr	D6 Legislator	Absent	
Catherine Borgia	D9 Legislator	Present	
Vedat Gashi	D4 Legislator	Present	
MaryJane Shimsky	D12 Legislator (Majority Leader)	Present	
Colin Smith	D1 Legislator	Present	
Alfreda Williams	D8 Legislator (Vice Chair)	Present	
Lyndon Williams	D13 Legislator	Absent	
Benjamin Boykin	D5 Legislator (Chairman)	Present	

Others In Attendance: CEO: Steve Bass, Andrew Ferris BOL: Legislator Ruth Walter, Jill Axelrod, Greg Casciato, Lisa Hochman

MINUTES APPROVAL

- Tuesday, January 21, 2020 at 1:00 PM

On motion of Legislator Shimsky, seconded by Legislator Borgia, the minutes were approved by a vote of 7 - 0.

I. ITEMS FOR DISCUSSION

Discussion of 2020 Joint State Legislative Package.

Steve Bass and Andrew Ferris from the County Executive's office appeared before the committee to discuss the items to be included in the package.

The meeting can be viewed in its entirety at:

https://westchestercountyny.granicus.com/MediaPlayer.php?view_id=1&clip_id=156

II. OTHER BUSINESS

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

Minutes Acceptance: Minutes of Jan 29, 2020 1:30 PM (MINUTES APPROVAL)

III. RECEIVE & FILE

1. **(ID # 12367) Resolution – HON. KITLEY S. COVILL - Home Rule Request - Administrative Enforcement Proceedings:**

A New York State Home Rule Request Resolution requesting the enactment of Senate Bill No. S04223 and Assembly Bill No. A04073 entitled "AN ACT to amend the general municipal law, in relation to local civil administrative enforcement procedures in the county of Westchester."

With a motion by Legislator Shimsky, seconded by Legislator Borgia, the item was received and filed with a vote of 7 - 0.

RESULT: RECEIVED & FILED

2. **(ID # 12353) Communication – HON. MARYJANE SHIMSKY: Journal News Article - "Nicotine Safety Rule Rarely Enforced":**

Forwarding a *Journal News* article entitled, "Nicotine Safety Rule Rarely Enforced."

With a motion by Legislator Shimsky, seconded by Legislator Borgia, the item was received and filed with a vote of 7 - 0.

RESULT: RECEIVED AND FILED

3. **(ID # 12357) Communication – HON. MARYJANE SHIMSKY: Village of Ardsley Resolution against Anti-Semitism:**

Forwarding a Resolution from the Village Board of the Village of Ardsley against anti-Semitism.

With a motion by Legislator Shimsky, seconded by Legislator Borgia, the item was received and filed with a vote of 7 - 0.

RESULT: RECEIVED AND FILED

ADJOURNMENT

Moved by Legislator Shimsky and seconded by Legislator A. Williams, the Committee adjourned at 2:13 p.m.

Voice of the People of Westchester County for over 300 years

Vedat Gashi

Legislator, 4th District
Chair, Committee on Public Works
& Transportation



Committee Assignments:
Budget & Appropriations
Law & Major Contracts
Legislation

To: Ben Boykin, Chairman of the Board of Legislators
Sunday Vanderberg, Clerk of the Board of Legislators

FROM: Vedat Gashi, Legislator, 4th District *VG*

Date: January 16, 2020

RE: Home Rule Request for the North County Trailway

I respectfully request that the attached Home Rule Request and accompanying state legislation be referred to the appropriate committees on the January 21, 2020 Board of Legislators agenda.

As you are aware the BOL passed this home rule request in 2019 in order for Westchester County to acquire ownership of the North County Trailway from the State of New York. The Senate and Assembly did not pass S.5247 and A.7207 during the 2019 legislative session and now require a new home rule request from the Westchester County Legislature as our body has new members.

Attachment: RESO - Home Rule Request - North County Trailway - DRAFT (12366 : Home Rule Request - North County Trailway)

HOME RULE REQUEST RESOLUTION NO. ___ - 2020

RESOLVED, that the Westchester County Board of Legislators approves the making of a Home Rule Request in the following format:

To the Legislature:

Pursuant to Article IX of the Constitution, the County of Westchester requests the enactment of Senate Bill No. S05247 and Assembly Bill No. A07207 entitled "AN ACT authorizing the commissioner of general services to convey real property in Westchester County to the County of Westchester"

A necessity exists for the enactment of this legislation because the local government does not have the power to enact such legislation by local law.

Dated: 2020
White Plains, New York

COMMITTEE ON

S05247 Text:

STATE OF NEW YORK

5247

2019-2020 Regular Sessions

IN SENATE

April 18, 2019

Introduced by Sen. HARCKHAM -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT authorizing the commissioner of general services to convey real property in Westchester county to the county of Westchester

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The commissioner of the office of general services is
2 authorized and empowered to transfer and convey certain state property,
3 as further described in section two of this act, to the county of West-
4 chester for one dollar, upon such terms and conditions as such commis-
5 sioner may fix and determine.

6 § 2. The land authorized by this act to be conveyed consists of the
7 North County Trailway, and is generally described as follows:

8 A parcel of land located in the Towns of Mount Pleasant, New Castle,
9 Yorktown and Somers in Westchester consisting of approximately 20.8
10 miles with varying width, as described in the lease agreement dated
11 December 3, 2018 between the commissioner of transportation for the
12 people of the state of New York and the county of Westchester, as
13 described and on Exhibit A - Depiction of Proposed Lease Area delineated
14 on Sheet Nos. 1-40 of Map 1, Parcels 1-39 subject to any and all ease-
15 ments and conveyances granted by the state by and through the commis-
16 sioner; Exhibit B - Map of the existing North County Trailway; and
17 further described as:

18 From 110 feet south of old saw mill river road in eastview, north to
19 3,000 feet south of route 117, a total distance of approximately 15,000
20 linear feet.

21 From route 117 to 350 feet south of route 9A for a total distance of
22 approximately 8,800± linear feet.

23 From a point 2,000± feet north of route 9A/100 intersection to camp-
24 fire road, approximately 4,000 linear feet.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets
[-] is old law to be omitted.

LBD09730-02-9

Attachment: RESO - Home Rule Request - North County Trailway - DRAFT (12366 - Home Rule Request - North County Trailway)

S. 5247

2

1 From a point 2,000± feet south of route 133 in miliwood, north to the
2 south side of underhill avenue located in the hamlet of Yorktown
3 Heights, town of Yorktown, a distance of 52,400 linear feet.

4 From the north side of underhill avenue to the south side of hanover
5 street for a distance of 1,250± linear feet.

6 From hanover street, located in Yorktown Heights, north to the Putnam
7 county boundary, a total distance of approximately 28,000± linear feet.

8 The entire linear distance of the parcel of land is approximately 20.8
9 miles (109,530± linear feet).

10 § 3. The commissioner of the office of general services shall not
11 transfer or convey the aforesaid land unless application in a form
12 acceptable to the office of general services is made to the office of
13 general services by the county of Westchester which application must be
14 made within one year after the effective date of this act.

15 § 4. Any land transferred pursuant to this act shall be used and main-
16 tained by the county of Westchester for the purpose of a pedestrian and
17 non-motorized bicycle trailway, and upon termination of such use, title
18 to the land so transferred shall revert to the state of New York.

19 § 5. This act shall take effect immediately.

Attachment: RESO - Home Rule Request - North County Trailway - DRAFT (12366 : Home Rule Request - North County Trailway)

A07207 Text:

STATE OF NEW YORK

7207

2019-2020 Regular Sessions

IN ASSEMBLY

April 12, 2019

Introduced by M. of A. ABINANTI -- read once and referred to the Committee on Governmental Operations

AN ACT authorizing the commissioner of general services to convey real property in Westchester county to the county of Westchester

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The commissioner of the office of general services is
2 authorized and empowered to transfer and convey certain state property,
3 as further described in section two of this act, to the county of West-
4 chester for one dollar, upon such terms and conditions as such commis-
5 sioner may fix and determine.

6 § 2. The land authorized by this act to be conveyed consists of the
7 North County Trailway, and is generally described as follows:

8 A parcel of land located in the Towns of Mount Pleasant, New Castle,
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17 further described as:

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19 3,000 feet south of route 1117, a total distance of approximately 15,000
20 linear feet.

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22 approximately 8,800± linear feet.

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24 fire road, approximately 4,000 linear feet.

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LBD09730-02-9

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A. 7207

2

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2 south side of underhill avenue located in the hamlet of Yorktown
3 Heights, town of Yorktown, a distance of 52,400 linear feet.

4 From the north side of underhill avenue to the south side of hanover
5 street for a distance of 1,250± linear feet.

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Resolution No. 2020**TO THE COUNTY BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER, NEW YORK**

WHEREAS, the Committee on Legislation has reviewed the following items for the 2020 Westchester County Joint State Legislative Package; **Now Therefore Be It**

RESOLVED, that after considerable deliberation, it is recommended that this Honorable Board approve these legislative initiatives, and that they be presented to and considered by the New York State Legislature and Governor during the current state legislative session.

Dated: February , 2020
White Plains, New York