



Board of Legislators

800 Michaelian Office Bldg.

White Plains, NY 10601

Regular Meeting

www.westchesterlegislators.com

~ Agenda ~

Monday, March, 20, 2017

7:00 PM

Legislative Chamber

CALENDAR 7 (CONSENT)

CALL TO ORDER

MINUTES APPROVAL

Monday, March 06, 2017 at 7:00 PM

PUBLIC COMMENT

SPEAKERS _____

PUBLIC HEARING

UNFINISHED BUSINESS

1. **ACT-2017-44** *Act – Lawsuit settlement Vazquez v. County of Westchester:*

An ACT authorizing the settlement of the lawsuit entitled Dhyalma Vazquez v. County of Westchester in an amount not to exceed \$380,000.00.

*PLEASE NOTE: This item was held over from the March 6, 2017 Regular Board Meeting and appears here as an Item of Unfinished Business for ACTION.

Submitted by COMMITTEES ON LITIGATION AND BUDGET & APPROPRIATIONS

ACT _____ -2017

VOTE _____

I. COMMUNICATIONS**A. COUNTY EXECUTIVE****1. (ID # 9976) Communication – Racial Profiling Report-2016:**

Forwarding the Westchester County Department of Public Safety Racial Profiling 2016 Report.

Committee Referral: COMMITTEE ON PUBLIC SAFETY & SOCIAL SERVICES

2. (ID # 9977) Resolution – PH-SY025-Yonkers Joint TP-Upgrade of DAF:

A RESOLUTION setting a Public Hearing on a, "BOND ACT of Westchester County, New York, providing for the issuance of an additional FOUR MILLION SEVEN HUNDRED THOUSAND (\$4,700,000) DOLLARS in bonds to pay part of the construction cost and additional design and construction management costs for thickeners and related secondary sludge handling equipment and controls and flood mitigation improvements at the Yonkers Joint Wastewater Treatment Plant, for the joint benefit of the County's South Yonkers, Bronx Valley, Central Yonkers, Hutchinson Valley, North Yonkers, saw Mill and Upper Bronx Sanitary Sewer Districts." [Public Hearing set for _____, 2017 at _____ .m.]

Committee Referral: COMMITTEES ON BUDGET & APPROPRIATIONS AND INFRASTRUCTURE

3. (ID # 9978) Act – CBA-SY025-Yonkers Joint TP-Upgrade of DAF:

An ACT amending the 2017 County Capital Budget Appropriations for Capital Project Yonkers Joint Treatment Plant, Upgrade of DAF and Related Secondary Sludge Handling Equipment.

Committee Referral: COMMITTEES ON BUDGET & APPROPRIATIONS AND INFRASTRUCTURE

4. (ID # 9979) Act – BOND ACT-SY025-Yonkers Joint TP-Upgrade of DAF:

A BOND ACT of Westchester County, New York, providing for the issuance of an additional FOUR MILLION SEVEN HUNDRED THOUSAND (\$4,700,000) DOLLARS in bonds to pay part of the construction cost and additional design and construction management costs for thickeners and related secondary sludge handling equipment and controls and flood mitigation improvements at the Yonkers Joint Wastewater Treatment Plant, for the joint benefit of the County's South Yonkers, Bronx Valley, Central Yonkers, Hutchinson Valley, North Yonkers, Saw Mill and Upper Bronx Sanitary Sewer Districts.

Committee Referral: COMMITTEES ON BUDGET & APPROPRIATIONS AND INFRASTRUCTURE

5. **(ID # 9980) Act – IMA-STOP-DWI Patrol Datamaster Project-Port Chester:**

An ACT authorizing Westchester County to amend an inter-municipal agreement with the Village of Port Chester for the implementation of the STOP-DWI Patrol/Datamaster Project for the period from January 1, 2016 through December 31, 2020 by increasing the maximum dollar amount of the IMA by an additional \$4,100 per year for the same period.

Committee Referral: COMMITTEES ON PUBLIC SAFETY & SOCIAL SERVICES AND BUDGET & APPROPRIATIONS

6. **(ID # 9981) Act – IMA-STOP-DWI Patrol Datamaster Project-New Rochelle:**

An ACT authorizing Westchester County to amend an inter-municipal agreement with the City of New Rochelle for the implementation of the STOP-DWI Patrol/Datamaster Project for the period from January 1, 2016 through December 31, 2020 by increasing the maximum dollar amount of the IMA by an additional \$4,100 per year for the same period.

Committee Referral: COMMITTEES ON PUBLIC SAFETY & SOCIAL SERVICES AND BUDGET & APPROPRIATIONS

7. **(ID # 9982) Act – BOND ACT-BIT9A-Geographic Information Systems '15-'19:**

A BOND ACT authorizing the issuance of TWO HUNDRED THOUSAND (\$200,000) DOLLARS in bonds of Westchester County to finance Capital Project BIT9A-Geographic Information Systems (2015-2019).

Committee Referral: COMMITTEES ON BUDGET & APPROPRIATIONS AND INFRASTRUCTURE

8. **(ID # 9983) Act – BOND ACT-BIT34-Video Surveillance Security Upgrade:**

A BOND ACT authorizing the issuance of TWO HUNDRED FIFTY THOUSAND (\$250,000) DOLLARS in bonds of Westchester County to finance Capital Project BIT34-Geographic Information Systems.

Committee Referral: COMMITTEES ON BUDGET & APPROPRIATIONS AND INFRASTRUCTURE

9. **(ID # 9984) Act – IMA-Police Training at Police Academy-Municipalities:**

An ACT authorizing Westchester County, acting by and through its Department of Public Safety, to enter into an inter-municipal agreement with one or more of the municipalities located in Westchester and/or the additional municipalities listed in Schedule "A" for a term commencing on March 21, 2017 and ending on March 20, 2022, whereby the municipality will assign a police officer to the County's Police academy as an instructor and in exchange the County shall provide defense and indemnification to such municipality.

Committee Referral: COMMITTEES ON PUBLIC SAFETY & SOCIAL SERVICES AND BUDGET & APPROPRIATIONS

10. **(ID # 9985) Resolution – APPT-Electrical Licensing Board-Kopicki:**

A RESOLUTION appointing Commissioner Vincent Kopicki, as the Department of Public Works and Transportation representative member of the Westchester County Electrical Licensing Board, for a term January 1, 2017 to December 31, 2019.

Committee Referral: COMMITTEE ON APPOINTMENTS

11. **(ID # 9986) Resolution – APPT-Airport Advisory Board-Cremins:**

A RESOLUTION appointing Daniel Cremins, as a member of the Westchester County County Airport Advisory Board, for a term January 1, 2017 to December 31, 2019.

Committee Referral: COMMITTEE ON APPOINTMENTS

12. **(ID # 9987) Resolution – REAPPT-Refuse Disp Dist No 1 Adv Bd-Coleman:**

A RESOLUTION re-appointing Jeffrey Coleman, as a member of the Westchester County Refuse Disposal District No.1 Advisory Board, for a term January 1, 2017 to December 31, 2018.

Committee Referral: COMMITTEE ON APPOINTMENTS

13. **(ID # 9988) Resolution – REAPPT-Refuse Disp Dist No 1 Adv Bd-Circosta:**

A RESOLUTION re-appointing Rocco Circosta, as a member of the Westchester County Refuse Disposal District No.1 Advisory Board, for a term January 1, 2017 to December 31, 2018.

Committee Referral: COMMITTEE ON APPOINTMENTS

14. **(ID # 9989) Resolution – REAPPT-Tax Commission-Heinberg:**

A RESOLUTION re-appointing Jack Heinberg, Esq. as a member of the Westchester County Tax Commission, for a term January 1, 2017 to December 31, 2021.

Committee Referral: COMMITTEE ON APPOINTMENTS

15. **SI (ID # 9993) Act – BOND ACT-BIT35-Network Infrastructure Upgrade '15-'19:**

A BOND ACT authorizing the issuance of FIVE HUNDRED (\$500,000) DOLLARS in bonds of Westchester County to finance Capital Project BIT35-Network Infrastructure Upgrade (2015-2019).

Committee Referral: COMMITTEES ON BUDGET & APPROPRIATIONS AND INFRASTRUCTURE

16. **SI (ID # 9994) Act – Revised Investment Policy:**

An ACT establishing a revised Investment Policy for the County of Westchester, pursuant to New York State General Municipal Law Section 39.

Committee Referral: COMMITTEE ON BUDGET & APPROPRIATIONS

B. COUNTY ATTORNEY

1. **(ID # 9973) Act – Commence legal action against D.L.C. Limousine Services Inc.:**

An ACT authorizing the County Attorney to commence an action on behalf of the County against D.L.C. Limousine Service, Inc. and/or any other responsible parties as may be necessary and appropriate to protect the County's financial interests regarding an agreement between the County and DLC, dated January 23, 2006, for the licensing of space to DLC at the County Airport and DLC's provision of taxi and limousine service to the public at the Airport.

Committee Referral: COMMITTEES ON LITIGATION AND BUDGET & APPROPRIATIONS

2. **(ID # 9991) Act – Lawsuit Settlement - Mooney v. County of Westchester:**

Forwarding an ACT authorizing the County Attorney to settle the lawsuit of Steven Mooney v. County of Westchester, et al.

Committee Referral: COMMITTEES ON LITIGATION AND BUDGET & APPROPRIATIONS

3. **(ID # 9992) Act – Lawsuit Settlement - Michael Gladstein v. County of Westchester, et al.:**

Forwarding an "ACT" authorizing the County Attorney to settle the lawsuit entitled Michael Gladstein v. County of Westchester, et al.

Committee Referral: COMMITTEES ON LITIGATION AND BUDGET & APPROPRIATIONS

C. LEGISLATORS**1. (ID # 9965) Communication – LEGISLATORS CORCORAN AND SHIMSKY: STAT News.com Article - "WHO Releases List of World's Most Dangerous Superbugs":**

Forwarding a STAT News.com article entitled, "WHO Releases List of World's Most Dangerous Superbugs."

Committee Referral: COMMITTEE ON ENVIRONMENT & HEALTH

2. (ID # 9966) Communication – HON. MARYJANE SHIMSKY: NY Daily News Article - "Rebuild America, smartly":

Forwarding a NY Daily News article entitled, "Rebuild America, smartly: The urgent need both to make major investments in infrastructure - and to track every single penny."

Committee Referral: COMMITTEES ON LEGISLATION, INFRASTRUCTURE AND BUDGET & APPROPRIATIONS

3. (ID # 9967) Communication – LEGISLATORS BOYKIN AND SHIMSKY: LoHud.com Article - "Drugs, weapons still get into county jails":

Forwarding a LoHud article entitled "Drugs, weapons still get into county jails."

Committee Referral: COMMITTEE ON PUBLIC SAFETY & SOCIAL SERVICES

4. (ID # 9968) Communication – HON. MARYJANE SHIMSKY: NY Times Article - "In American Towns, Private Profits from Public Works":

Forwarding a NY Times article entitled, "In American Towns, Private Profits from Public Works."

Committee Referral: COMMITTEES ON BUDGET & APPROPRIATIONS AND INFRASTRUCTURE

5. (ID # 9969) Communication – HON. MARYJANE SHIMSKY: RouteFifty.com Article - "Is Deferred Maintenance a Financial Time Bomb for State and Local Gov't?":

Forwarding a RouteFifty.com article entitled, "Is Deferred Maintenance a Financial Time Bomb for State and Local Government?"

Committee Referral: COMMITTEES ON BUDGET & APPROPRIATIONS AND INFRASTRUCTURE

6. **(ID # 9970) Communication – LEGISLATORS SHIMSKY, BOYKIN, PARKER, A. WILLIAMS, BORGIA, L. WILLIAMS AND JENKINS: Ecowatch.com Article - "Pope Goes Electric, Sets Example for World Leaders":**

Forwarding a *Ecowatch.com* article entitled, "Pope Goes Electric, Sets Example for World Leaders."

Committee Referral: COMMITTEES ON ENVIRONMENT & HEALTH, ENERGY & REGIONAL EFFICIENCIES AND INFRASTRUCTURE

7. **(ID # 9971) Communication – HON. MARYJANE SHIMSKY: Thehill.com Article - "Trump to map out infrastructure ideas in address to Congress":**

Forwarding an article from *thehill.com* entitled, "Trump to map out infrastructure ideas in address to Congress."

Committee Referral: COMMITTEE ON INFRASTRUCTURE

8. **(ID # 9972) Communication – HON. MARYJANE SHIMSKY: Report - "Clean Energy for New York":**

Forwarding a report from Synapse Energy Economics, Inc. entitled, "Clean Energy for New York - Replacement Energy and Capacity Resources for the Indian Point Energy Center Under New York Clean Energy Standard (CES)."

Committee Referral: COMMITTEES ON ENVIRONMENT & HEALTH AND ENERGY & REGIONAL EFFICIENCIES

9. **(ID # 9990) Communication – HON. KEN JENKINS: Correspondence - Committee Request:**

Forwarding a memo to Legislator David Gelfarb, Chair of the Committee on Labor, Parks, Planning & Housing, requesting information on the Playland Concession Contracts.

Committee Referral: COMMITTEE ON LABOR, PARKS, PLANNING & HOUSING

D. OTHERS

II. NOTICES & PETITIONS

1. **(ID # 9963) Communication – HON. DAVID J. TUBIOLLO: Suspension of Rules:**

Letter serving the Clerk of the Board written notice of his intent to suspend none, one or all of the Rules of the Board for the March 20, 2017 Regular Board Meeting.

Submitted By THE CLERK OF THE BOARD

III. STANDING COMMITTEES

Appointments, Budget & Appropriations, Energy & Regional Efficiencies, Environment & Health, Infrastructure, Labor/Parks/Planning/Housing, Litigation, Legislation, Public Safety & Social Services, Rules, Seniors & Constituencies

1. **(ID # 9956) Act – IMA-Training & Fire Suppression Svcs-Hawthorne Fire District:**

An ACT authorizing Westchester County to enter into an inter-municipal agreement with the Hawthorne Fire District to provide specialized training and fire suppression services for the term commencing January 1, 2017 through December 31, 2017 in an amount not to exceed THIRTEEN THOUSAND (\$13,000) DOLLARS.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY & SOCIAL SERVICES

ACT _____ -2017

VOTE _____

2. **(ID # 9957) Act – IMA-Fire Protection Svcs-Pound Ridge Fire District:**

An ACT authorizing Westchester County to enter into an inter-municipal agreement with the Pound Ridge Fire District for the provision of fire protection services to County facilities located in the northern portion of the Ward Pound Ridge Reservation.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY & SOCIAL SERVICES

ACT _____ -2017

VOTE _____

3. **(ID # 9958) Act – IMA-Training & Fire Suppression Svcs-Valhalla Fire District:**

An ACT authorizing Westchester County to enter into an inter-municipal agreement with the Valhalla Fire District to provide specialized training and fire suppression services for the term commencing January 1, 2017 through December 31, 2017 in an amount not to exceed FORTY FIVE THOUSAND (\$45,000) DOLLARS.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY & SOCIAL SERVICES

ACT _____ -2017

VOTE _____

4. **(ID # 9959) Act – IMA-West. Co. For-Hire Vehicle Law-Municipalities:**

An ACT authorizing Westchester County to enter into an inter-municipal agreements with one or more Westchester County municipal corporations pursuant to which the Municipality will assist the County in enforcing the Westchester County For-Hire Vehicle Law.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, LEGISLATION AND PUBLIC SAFETY & SOCIAL SERVICES

ACT _____ -2017

VOTE _____

5. **SI (ID # 9950) Act – WCHCC- Community Mental Health Services:**

An ACT authorizing Westchester County to enter into an agreement with the Westchester County Health Care Corporation for a term from January 1, 2017 through December 31, 2021, pursuant to which WCHCC will provide community mental health services, including clinic treatment and court-ordered assertive community treatment services to adults with serious mental illness.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY & SOCIAL SERVICES

ACT _____ -2017

VOTE _____

6. **SI (ID # 9974) Act – Release of Funds-EOH WQIP Fund-Bedford:**

An ACT authorizing the transfer of funds of SIX MILLION FIVE HUNDRED THOUSAND (\$6,500,000) DOLLARS of the East of Hudson Water Quality Investment Program Fund, into a County Trust Account in order to fund a portion of the eligible costs associated with the creation of the Bedford Hill/Katonah Business Sewer District.

Please note: This County Executive communication was accepted directly into committee for consideration.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, INFRASTRUCTURE AND ENVIRONMENT & HEALTH

ACT _____ -2017

VOTE _____

7. **SI (ID # 9975) Act – IMA-EOH WQIP Fund-Bedford:**

An ACT authorizing the County to enter into an inter-municipal agreement with the Town of Bedford in order to distribute up to SIX MILLION FIVE HUNDRED THOUSAND (\$6,500,000) DOLLARS of the East of Hudson Water Quality Investment Program Fund, in order to fund a

portion of the eligible costs associated with the creation of the Bedford Hill/Katonah Business Sewer District.

Please note: This County Executive communication was accepted directly into committee for consideration.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, INFRASTRUCTURE AND ENVIRONMENT & HEALTH

ACT _____ -2017

VOTE _____

IV. SPECIAL ORDERS

1. **SI (ID # 9996) Resolution – PH-Amending Laws to Enter into Lease Agrmnt-North 60:**

A "LOCAL LAW amending Section 104.11(5)(f) of the Laws of Westchester County to provide the County authority to enter into a lease agreement for approximately 60 acres of County-owned property located at the north portion of the Grasslands Reservation (also known as the Valhalla Campus at Grasslands) in the Valhalla section of the Town of Mt. Pleasant, New York, and commonly referred to as "North 60" with Fareri Associates, LP, its successors or assigns, for a term not to exceed ninety-nine (99) years for the purpose of creating a research and development complex, to support the county of Westchester's growing medical and bio-tech industry."

Submitted By THE CHAIRMAN OF THE BOARD

RESOLUTION _____ -2017

VOTE _____

2. **SI (ID # 9997) Resolution – PH-Enter into Lease Agreement-North 60:**

A "LOCAL LAW authorizing Westchester County to enter into a lease agreement for approximately 60 acres of County-owned property located at the north portion of the Grasslands Reservation (also known as the Valhalla Campus at Grasslands) in the Valhalla section of the Town of Mt. Pleasant, New York, and commonly referred to as "North 60" with Fareri Associates, LP, its successors or assigns, for a term not to exceed ninety-nine (99) years for the purpose of creating a research and development complex, to support the County of Westchester's growing medical and bio-tech industry."

Submitted By THE CHAIRMAN OF THE BOARD

RESOLUTION _____ -2017

VOTE _____

MOTIONS, RESOLUTIONS & CALL OF THE DISTRICTS

3. **(ID # 9964) Memorial Resolution – 6-2017:**

LEGISLATORS CORCORAN AND CUNZIO: Catherine Andreyca

HON. FRANCIS CORCORAN: Patrick T. "Ducky" Coyne, Theodore I. Strauss

HON. MARGARET CUNZIO: August "Gus" Andronica, Florence R. Benzer, Jerry Bucci, James Fulgenzi, Saverio R. Procario, Walter J. Salat, Marion J. DeCaprio, Joseph N. Giordano, David Hidalgo

HON. DAVID GELFARB: Rose Suppa

HON. MICHAEL KAPLOWITZ AND ALL LEGISLATORS: Lawrence C. Soule, Jr.

HON. SHEILA MARCOTTE: Anthony E. Dolce, Lillian Mary Carapella, John Clifford, Luigi D'Aversa, Walter G. Hobson, Sr., Lillian Frederico, Vincent Spadaro, Kathleen M. Kurtz

HON. MARYJANE SHIMSKY: Priscilla Carroll, Jack Schwartz, Norman F. Dannen, Polly Berends, Debra Epstein, Charles Hellman

HON. JOHN TESTA: William Frank Wheeler, John Lamont Bristol, III, Madeline F. Turrone, William "Billy" J. Kalata, Elizabeth Anne Birmingham

HON. ALFREDA WILLIAMS AND ALL LEGISLATORS: David Rockefeller

HON. ALFREDA WILLIAMS: Ninevah Taylor Riley

LEGISLATORS A. WILLIAMS AND BOYKIN: John V. McGovern, M.D., Carl Magnotta, Dr. Paul Hershenson

ADJOURNMENT

On motion of Ms. Borgia, seconded by Mr. Testa, the Board adjourned to meet on April 3, 2017 at 7:00 p.m.

Motion To: Adjourn