



# Board of Legislators

800 Michaelian Office Bldg.

White Plains, NY 10601

## Regular Meeting

[www.westchesterlegislators.com](http://www.westchesterlegislators.com)

~ Agenda ~

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Monday, December 11, 2017

10:00 AM

Legislative Chamber

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## CALENDAR 29 (CONSENT)

## CALL TO ORDER

## MINUTES APPROVAL

Monday, December 04, 2017 at 10:00 AM

Wednesday, December 06, 2017 at 7:00 PM

## PUBLIC COMMENT

SPEAKERS \_\_\_\_\_

## PUBLIC HEARING

1. **RES-2017-114** **Resolution – PH-Issuance of Tax-Exempt Bonds-Iona Prep School:**

A Public Hearing relating to the issuance by the Public Finance Authority of a tax exempt note benefitting the Iona Preparatory School, a New York non-profit corporation, in an amount not to exceed TEN MILLION (\$10,000,000) DOLLARS.

Submitted by THE BOARD OF LEGISLATORS

SPEAKERS \_\_\_\_\_

\*Please Item #10566 for back-up.

2. **RES-2017-115 Resolution – PH-Sewer District Mod-Removal-New Castle:**

A RESOLUTION setting a Public Hearing on the proposed modification to the Saw Mill Valley Sanitary Sewer District by the removal of one (1) parcel of property, 51 Cowdin Circle, Chappaqua (Town of New Castle). [Public Hearing set for December 11, at 10:30 a.m.].

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

SPEAKERS \_\_\_\_\_

\*Please see Item #'s 10588 and 10589 for back-up.

## UNFINISHED BUSINESS

### I. COMMUNICATIONS

#### A. COUNTY EXECUTIVE

1. **(ID # 10595) Act – Airport Termnal Bldg. Name Change-Andrew P. O'Rourke Terminal:**

AN ACT to name the terminal building located at the Westchester County Airport as the "Andrew P. O'Rourke Terminal."

Committee Referral: COMMITTEE ON INFRASTRUCTURE

2. **SI (ID # 10601) Resolution – PH-Amending County Charter:**

A RESOLUTION setting a Public Hearing on a "Local Law amending Section 104.11(5)(f) of the Laws of Westchester County to provide the County with authority to enter into a lease agreement for the County-owned Westchester County Airport located in the Towns of Harrison, North Castle and Rye, with MIC Westchester Airport, LLC, its successors or assigns, for a term of forty (40) years which exceeds the thirty (30) year limitation of lease terms that is contained in LWC Section 104.11(5)(f)." [Public Hearing set for \_\_\_\_\_, 2017 at \_\_\_\_\_.m. LOCAL LAW INTRO #10602-2017].

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

3. **SI (ID # 10602) Local Law – Local Law Amendment:**

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 the County-owned Westchester

County Airport located in the Towns of Harrison, North Castle and Rye, with MIC Westchester Airport, LLC, its successors or assigns, for a term of forty (40) years which exceeds the thirty (30) year limitation of lease terms that is contained in LWC Section 104.11(5)(f).

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

4. **SI (ID # 10603) Resolution – PH-Enter Into Lease Agrmnt-MIC Westchester Airport, LLC:**

A RESOLUTION setting a Public Hearing on a "LOCAL LAW authorizing the County of Westchester to enter into a lease agreement for the County-owned Westchester County Airport located in the Towns of Harrison, North Castle and Rye with MIC Westchester Airport, LLC, its successors or assigns, for a term of forty (40) years". [Public Hearing set for \_\_\_\_\_, 2017 at \_\_\_\_\_m.; LOCAL INTRO #10604-2017].

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

5. **SI (ID # 10604) Local Law – Enter Into Lease Agrmnt-MIC Westchester Airport, LLC:**

A LOCAL LAW authorizing the County of Westchester to enter into a lease agreement for the County-owned Westchester County Airport located in the Towns of Harrison, North Castle and Rye with MIC Westchester Airport, LLC, its successors or assigns, for a term of forty (40) years.

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

6. **SI (ID # 10605) Resolution – PH-Comply with New York General Municipal Law:**

A RESOLUTION to set a Public Hearing on a "LOCAL LAW authorizing the County of Westchester to enter into a lease agreement for the County-owned Westchester County Airport located in the Towns of Harrison, North Castle and Rye with MIC Westchester Airport, LLC, its successors or assigns, for a term of forty (40) years". [Public Hearing set for \_\_\_\_\_, 2017 at \_\_\_\_\_m; LOCAL LAW INTRO #10602].

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

**B. COUNTY ATTORNEY**

**C. LEGISLATORS**

**D. OTHERS**

**II. NOTICES & PETITIONS**

**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 # 10566) Resolution – Issuance of Tax-Exempt Bonds-Iona Prep School:**

A RESOLUTION approving the issuance by the Public Finance Authority of a tax exempt note benefitting the Iona Preparatory School, a New York non-profit corporation, in an amount not to exceed TEN MILLION (\$10,000,000) DOLLARS.

Submitted by THE CHAIR OF THE BOARD	
RESOLUTION _____ -2017	VOTE _____

**2. (ID # 10588) Resolution – ENV RES-Sewer District Mod-Removal-New Castle:**

A RESOLUTION determining there will be no significant adverse impact on the environment in connection with the proposed modification to the Saw Mill River Valley Sanitary Sewer District by the removal of one (1) parcel of property, 51 Cowdin Circle, Chappaqua (Town of New Castle).

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, INFRASTRUCTURE AND ENVIRONMENT & HEALTH	
RESOLUTION _____ -2017	VOTE _____

**3. (ID # 10589) Act – Sewer District Mod-Removal-New Castle:**

An ACT to Modify the Saw Mill Valley Sanitary Sewer District by the Removal of one (1) parcel of property located in the Town of New Castle (51 Cowdin Circle, Chappaqua).

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, INFRASTRUCTURE AND ENVIRONMENT & HEALTH	
ACT _____ -2017	VOTE _____

4. **(ID # 10591) Resolution – ENV RES-RB128-Pleasantville Road, Briarcliff Manor:**

An ENVIRONMENTAL RESOLUTION determining there will be no significant adverse impact on the environment from the proposed Capital Project RB128.

Submitted by COMMITTEE ON BUDGET & APPROPRIATIONS

RESOLUTION \_\_\_\_\_ -2017 VOTE \_\_\_\_\_

5. **(ID # 10592) Act – CBA-RB128-Pleasantville Road, Briarcliff Manor:**

An ACT amending the 2017 County Capital Budget Appropriations for Capital Project RB128 - Pleasantville Rd, CR 401, 4011 and 106, Briarcliff Manor, Mt. Pleasant and Pleasantville.

Submitted by COMMITTEE ON BUDGET & APPROPRIATIONS

ACT \_\_\_\_\_ -2017 VOTE \_\_\_\_\_

6. **(ID # 10593) Act – BOND ACT-RB128-Pleasantville Road, Briarcliff Manor:**

A BOND ACT authorizing the issuance of FOUR HUNDRED TWENTY-FIVE THOUSAND (\$425,000) DOLLARS in bonds of Westchester County to finance Capital Project RB128.

Submitted by COMMITTEE ON BUDGET & APPROPRIATIONS

BOND ACT \_\_\_\_\_ -2017 VOTE \_\_\_\_\_

7. **(ID # 10594) Act – IMA-Pleasantville Road-Briarcliff Manor:**

An ACT authorizing the County of Westchester to enter into an agreement with the Village of Briarcliff Manor to transfer ownership of certain County roads and any related right-of-way.

Submitted by COMMITTEE ON BUDGET & APPROPRIATIONS

ACT \_\_\_\_\_ -2017 VOTE \_\_\_\_\_

8. **(ID # 10570) Act – Agreement-West Co Public Safety PBA-Superior Officer's Unit:**

An ACT approving certain financial terms and conditions of employment requiring legislative approval by law in a collective bargaining agreement for those employees of Westchester County represented by the Westchester County Department of Public Safety PBA, Inc. ("PBA" for the Superior Officer's Unit ("SOU") consisting of Lieutenants and Captains, some of whom are assigned additional duties for which they are compensated as Inspectors or

Chief Inspectors) for a five (5) year period commencing on January 1, 2015 and ending on December 31, 2019.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC SAFETY & SOCIAL SERVICES AND LABOR, PARKS, PLANNING & HOUSING

ACT \_\_\_\_\_ -2017

VOTE \_\_\_\_\_

9. **(ID # 10571) Act – Agreement-West Co Public Safety PBA:**

An ACT approving certain financial terms and conditions of employment requiring legislative approval by law in a Collective Bargaining Agreement for those employees of Westchester County represented by the Westchester County Department of Public Safety PBA (hereinafter "PBA" for the unit consisting of police officers, detectives and sergeants) for the five (5) year period commencing January 1, 2015 and ending December 31, 2019.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC SAFETY & SOCIAL SERVICES AND LABOR, PARKS, PLANNING & HOUSING

ACT \_\_\_\_\_ -2017

VOTE \_\_\_\_\_

10. **SI (ID # 10564) Act – Lawsuit Initiation -Opioid Deceptive Marketing -Napoli Shkolnik PLLC:**

An ACT authorizing the law firm of Napoli Shkolnik, PLLC to initiate legal proceedings on behalf of the County of Westchester against pharmaceutical companies and physicians with regard to the deceptive marketing of prescription regard to the deceptive marketing of prescription opium-like pain killers (opioids) in Westchester County.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND LITIGATION

ACT \_\_\_\_\_ -2017

VOTE \_\_\_\_\_

11. **SI (ID # 10577) Act – IMA-Positive Youth Development Program-Mount Vernon:**

An ACT authorizing the County to enter into an intermunicipal agreement with the City of Mount Vernon pursuant to which the City will provide youth services for the period from April 1, 2017 through March 31, 2018 for an amount not to exceed ONE HUNDRED THIRTY THOUSAND (\$130,000) DOLLARS.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND SENIORS & CONSTITUENCIES

ACT \_\_\_\_\_ -2017

VOTE \_\_\_\_\_

12. **SI (ID # 10586) Act – Lawsuit Nolan v. Herrera:**

An ACT authorizing the designation and retention of private counsel pursuant to the Laws of Westchester County §297.31 (2)(b) relating to the lawsuit entitled Nolan, et al v. Herrera, et al, Supreme Court, Westchester County Index No: 2385-17.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND LITIGATION

ACT \_\_\_\_\_-2017

VOTE \_\_\_\_\_

13. **SI (ID # 10596) Act – Agreement-Local 456, International Brotherhood of Teamsters:**

AN ACT approving certain financial terms and conditions of employment requiring legislative approval by law in a Collective Bargaining Agreement for those employees of Westchester County represented by the Local 456, International Brotherhood of Teamsters for the five (5) year period commencing January 1, 2016 and ending December 31, 2020.

\*Please note: This County Executive communication was placed directly into Committee for consideration after originally appearing on the Regular Meeting Calendar as Item #2.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND LABOR, PARKS, PLANNING & HOUSING

ACT \_\_\_\_\_-2017

VOTE \_\_\_\_\_

14. **SI (ID # 10598) Act – Wicks Group, PLLC Payment- Re:Westchester County Airport:**

An ACT authorizing the County to amend the agreement with the Wicks Group, PLLC for the provision of outside counsel related to the Westchester County Airport by increasing the contract amount not-to-exceed be an additional \$58,000.

\*Please note: This County Attorney communication was placed directly into Committee for consideration.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND LITIGATION

ACT \_\_\_\_\_-2017

VOTE \_\_\_\_\_

15. **SI (ID # 10599) Act – Agreement-Correction Officers Benevolent Association, Inc.:**

AN ACT approving certain financial terms and conditions of employment requiring legislative approval by law in a Collective Bargaining Agreement for those employees of Westchester County represented by the Westchester County Correction Officers Benevolent Association, Inc. for the four (4) year period commencing January 1, 2016 and ending December 31, 2019.

\*Please note: This County Executive communication was placed directly into Committee for consideration.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND LABOR, PARKS,  
PLANNING & HOUSING

ACT \_\_\_\_\_ -2017

VOTE \_\_\_\_\_

16. **SI (ID # 10600) Act – Agreement-Corrections Superior Officers Association:**

AN ACT approving certain financial terms and conditions of employment requiring legislative approval by law in a Collective Bargaining Agreement for those employees of Westchester County represented by the Westchester County Corrections Superior Officers Association for the four (4) year period commencing January 1, 2016 and ending December 31, 2019.

\*Please note: This County Executive communication was placed directly into Committee for consideration.

Submitted by COMMITTEES ON BUDGET & APPROPRIATIONS AND LABOR, PARKS,  
PLANNING & HOUSING

ACT \_\_\_\_\_ -2017

VOTE \_\_\_\_\_

#### IV. SPECIAL ORDERS

1. **(ID # 10572) Resolution – Distinguished Service Award for Sheila Marcotte:**

A RESOLUTION bestowing the Westchester County Board of Legislators Award for Distinguished Service on the Honorable Sheila Marcotte.

Submitted by the CHAIR OF THE BOARD

RESOLUTION \_\_\_\_\_ -2017

VOTE \_\_\_\_\_

2. **(ID # 10573) Resolution – Distinguished Service Award for Kenneth W. Jenkins:**

A RESOLUTION bestowing the Westchester County Board of Legislators Award for Distinguished Service on the Honorable Kenneth W. Jenkins.

Submitted by the CHAIR OF THE BOARD

RESOLUTION \_\_\_\_\_ -2017

VOTE \_\_\_\_\_



3. **(ID # 10574) Resolution – Distinguished Service Award for David B. Gelfarb:**

A RESOLUTION bestowing the Westchester County Board of Legislators Award for Distinguished Service on the Honorable David B. Gelfarb.

Submitted by the CHAIR OF THE BOARD

RESOLUTION \_\_\_\_\_ -2017

VOTE \_\_\_\_\_

4. **(ID # 10575) Resolution – Distinguished Service Award for Francis T. Corcoran:**

A RESOLUTION bestowing the Westchester County Board of Legislators Award for Distinguished Service on the Honorable Francis T. Corcoran.

Submitted by the CHAIR OF THE BOARD

RESOLUTION \_\_\_\_\_ -2017

VOTE \_\_\_\_\_

## MOTIONS, RESOLUTIONS & CALL OF THE DISTRICTS

**(ID # 10597) Memorial Resolution – 21 - 2017:**

LEGISLATORS BURROWS, TUBIOLO, JENKINS AND PEREZ: Mary E. Pinto, Francis "Frank" P. Murphy

HON. MARGARET A. CUNZIO: Theresa Gennarelli, Stephany "Penny" Ingram, Jeanne A. Powers, Carla A. Salanitro

HON. MARYJANE SHIMSKY: Gertrude Kahn, Lillian Hoffman

HON. JOHN TESTA: Nicole Prud'Homme McGimpsey

## ADJOURNMENT

On the motion of Ms. Borgia, seconded by Mr. Testa, the Board adjourned to meet on January 8, 2018 at 7:00 p.m.

**Motion To:** Adjourn