



Committee on Budget & Appropriations

~MINUTES~

Monday, June 3, 2019

1:01 PM

Committee Chair: Catherine Borgia

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

www.westchesterlegislators.com

CALL TO ORDER

With a quorum present, Chair Catherine Borgia called the meeting to order at 1:50 PM.

Attendee Name	Title	Status	Arrived
Catherine Borgia	Chair	Present	
Nancy Barr	D6 Legislator	Present	
Margaret A Cunzio	D3 Legislator	Absent	
Damon Maher	D10 Legislator	Present	
Catherine Parker	D7 Legislator (Majority Leader)	Present	
John G. Testa	D1 Legislator (Minority Leader)	Absent	
David J. Tubiolo	D14 Legislator	Present	
Alfreda Williams	D8 Legislator (Vice Chair)	Present	
Benjamin Boykin	D5 Legislator (Chairman)	Present	

Others In Attendance: BOL: Kitley Covill, MaryJane Shimsky, Gordon Burrows, Christopher Johnson Debby Linhardt, Greg Casciato, Jaevon Boxhill, Alessandra Restiano, Melanie Montalto, Dennis Power LAW: John Nonna, Stacey Dolgin-Kmetz, Mondaire Jones

MINUTES APPROVAL

I. ITEMS FOR DISCUSSION

1. **RES-2019-148 Resolution – NYS Home Rule Request - Amendment of Tax Law:**

A New York State Home Rule Request Resolution requesting the enactment of Assembly Bill No. A8088 entitled, "AN ACT to amend the tax law, in relation to revising the period of authorization for the County of Westchester's additional one percent rate of sales and compensating use tax and the expiration of the Westchester County spending limitation act."

County Attorney John Nonna, Chief Deputy County Attorney Dolgin-Kmetz and Steve Bass from the County Executive's Office, joined the Committee to discuss item # 11926- NYS Home Rule Request - Amendment of the Tax Law. Mr. Nonna explained that since the Governor has yet to approve our Sales Tax; a request was received from the Budget Director that the Taxation and Finance Department is requesting we amend the Tax Law, so that the expiration date is the same as other Counties in New York State. They requested we do a chapter amendment that would extend our Sales Tax date to November 2020, it would then expire at the same time. This will also allow us to collect our Sales Tax on a quarterly basis. The correct language was read into the record. A motion was made to

accept the amendment made to the original legislation. With a motion by Legislator Boykin and seconded by Legislator Barr the amendments were approved with a vote of 6-0.

With a motion by Legislator Parker and seconded by Legislator Boykin the item was approved with a vote of 6-0.

RESULT: SIGNED BY COMMITTEE

2. ACT-2019-112 Act – Enter into an agreement Re: Standard Amusement bankruptcy filing:

AN ACT authorizing the County to retain, at County expense, the law firm of Paul, Weiss, Rifkind, Wharton & Garrison, LLP to serve in an "of counsel" capacity to the County Attorney, as needed, in connection with the bankruptcy filing (Case No. 19-23061) by Standard Amusements LLC.

County Attorney John Nonna, Chief Deputy County Attorney Dolgin-Kmetz and Mondaire Jones from the Law Department came before the Committee to discuss item #112970 Act-Enter into an agreement for counsel in connection with Standard Amusement's bankruptcy filing. This is an Act that would authorize the County to enter into an agreement to retain counsel, Paul Weiss, Rifkind, Wharton & Garrison LLP to serve in an "of Counsel" capacity to the County Attorney in connection with the bankruptcy filing by Standard Amusement LLC. The agreement will begin on June 3, 2019 and continue until the County is no longer in need of their services. The County agreed to pay a not-to-exceed amount of \$500,000 to the firm. With a motion by Legislator Parker and seconded by Legislator Barr the item was approved with a vote of 7-0.

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 Legislator Barr seconded by Legislator A. Williams the Committee adjourned at 2:11 PM.