

COMMITTEE ON BUDGET & APPROPRIATIONS

joint with

COMMITTEE ON GOVERNMENT OPERATIONS

MINUTES: March 6, 2008

BUDGET & APPROPRIATIONS

MEMBERS: Chair: Alvarado; Legislators: Kaplowitz, Jenkins, Burton, Rogowsky, Abinanti, Myers, Williams, Harckham, Ryan

GOVERNMENT OPERATIONS

MEMBERS: Chair: Jenkins; Legislators: Burton, Harckham, Rogowsky, Myers, Pinto, Bronz, Ryan

IN ATTENDANCE: **BOL:** T. Bernard, B. Boland, O. Rhodes, R. Indelicato, S. Schecter, L. Gantress; **CEO:** A. Neuman, B. Randolph; **Budget:** A. Reasoner, A. Vietro; **OTHERS:** on file

With a quorum present, the Committee on Budget & Appropriations (B&A) was called to order at 10:07 a.m.

With a quorum present, the Committee on Government Operations (GOV) was called to order at 10:07 a.m.

The following items were discussed and/or voted on:

On the motion of Legislator Jenkins, seconded by Legislator Williams, the minutes of 2/25/08 were approved 8-0.

On the motion of Legislator Kaplowitz, seconded by Legislator Williams, the B&A Committee approved 8-0, a subcommittee on Litigation, as was suggested by Legislator Kaplowitz and recommended by Chairman Alvarado. This subcommittee will review any legal items submitted to the Board of Legislators (referred to B&A) by the County Attorney's Office, prior (whenever possible) to B&A reviewing the item. Chairman Alvarado made the following appointments to the subcommittee:

Chair: Legislator John Nonna
Members: Legislators Tom Abinanti, Jim Maisano & Lyndon Williams
BOL Staff: Tara Bernard
WCC Intern: Ramat Nwaha (paralegal)

On the motion of Legislator Kaplowitz, seconded by Legislator Williams, the B&A Committee approved 8-0, a Resolution to renew of the *Citizens' Budget Advisory Committee* (CBAC) to advise the Committee for the 2008/2009 legislative term (Resolution, guidelines & bylaws on file).

Per Chairman Alvarado, CBAC's charge for this year will be to review the possible duplication of services within the County. On the motion of Chairman Alvarado, seconded by Legislator Myers, the B&A Committee approved 8-0 the following members: *Bill Kay, John McGarr, Barbara Strauss, Joseph Whelan, Justin Brasch, Al Turnquest & Robert Wall.* BOL Staff: *Bob Boland, Olivia Rhodes, Ray Indelicato.* Other members will be named at a later time. The CBAC chairperson is chosen amongst the CBAC members themselves.

A19: **Compromise of Medical Claim:** Proposed Act authorizing the County attorney to compromise the Medical claim of Westchester County department of Social Services against the estate of Catherine Virga. **COMMITTEE REFERRAL: BA/CS – 1/22/08**

Motion: Williams; Second: Jenkins; approved 8-0.

A38: **Outside Counsel-Kyle Dennis Matter:** Proposed act authorizing the County attorney to appoint outside counsel in the matter of Kyle Dennis v. Westchester County Jail Correctional Department, Correctional Officer-C. Hopkins, Officer Stukes, Officer Jenkins, Officer John Doe, EMSA Correctional Care, Nurse Jane Doe, in their official and individual capacities. **COMMITTEE REFERRAL: BA/PSS – 2/11/08**

Motion: Jenkins; Second: Kaplowitz; approved 8-0.

Joint with Government Operations:

A18: **Outside Counsel Retainer Agreement Amendment:** Proposed Act amending a retainer agreement with the law firm of Kaplan Kirsch & Rockwell LLP for the provision of outside counsel services in connection with various legal issues relating to the Westchester County Airport. **COMMITTEE REFERRAL: BA/GO – 1/22/08**

B&A - Motion: Rogowsky; Second: Burton; approved 9-0.

GO - Motion: Bronz; Second: Pinto; approved 7-0.

C15: **Bond Act- SW070 Yonkers Flow Monitoring-\$1,450,000:** Proposed Bond Act authorizing the issuance of \$1,450,000 in bonds to pay the cost of monitoring, maintenance and replacement, as needed, of Existing Flow Monitoring Equipment, Yonkers Sewer District. (SW070). **(BA/GO 2-11-08)**

**No vote taken on this item.*

C16: **Bond Act-SW070 Sound Shore Flow Monitoring-\$5,700,000:** Proposed Bond Act authorizing the issuance \$5,700,000 in bonds of the purchase and installation of flow monitoring devices in the manholes in Blind Brook, Port Chester, Mamaroneck, and New Rochelle Sewer Districts. (SW070). **(BA/GO 2-11-08)**

**No vote taken on this item.*

C10: **Bond Act RB096-Lexington Avenue, CR 22, Mount Kisco:** Proposed Act authorizing the issuance of up to \$2,235,000 in bonds to finance Capital Project RB096-Lexington Avenue, CR 22, Mount Kisco. **COMMITTEE REFERRAL: BA/GO – 2/11/08**

B&A - Motion: Harckham; Second: Kaplowitz; approved 9-0.

GO - Motion: Harckham; Second: Bronz; approved 7-0.

C11: **Bond Act RB2JJ: Armonk Road Connector Over Broadway, North Castle:** Proposed Act authorizing the issuance of up to \$1,410,000 in bonds to finance Capital Project RB2JJ-Armonk Road Connector over Broadway, North Castle. **COMMITTEE REFERRAL: BA/GO – 2/11/08**

B&A - Motion: Myers; Second: Harckham; approved 9-0.

GO - Motion: Pinto; Second: Burton; approved 7-0.

C12: **Bond Act RKD01-Kensico Dam Infrastructure:** Proposed Act authorizing the issuance of bonds in the total amount of \$350,000 to finance Capital Project RDK01-Kensico Dam Infrastructure. **COMMITTEE REFERRAL: BA/GO – 2/11/08**

B&A - Motion: Burton; Second: Alvarado; approved 9-0.
GO - Motion: Pinto; Second: Myers; approved 7-0.

A20: **Capital Budget Amendment-Creating Capital Project BEL02-450 Saw Mill River Road:** Proposed Act amending the County 2008 Capital Budget by creating the Capital Project BEL02 - Purchase of 450 Saw Mill River Road. **COMMITTEE REFERRAL: BA/GO – 2/11/08**

For this and the six following related items (A21, 22, 23 & 24 and C8 & 9) -
Motion: Burton; Second: Harckham; approved 9-0.

A21: **Capital Budget Amendment-BLA02-450 Saw Mill River Road:** Proposed Act amending the 2008 Capital Budget by decreasing the Capital Project BLA02 Land Back General Purpose. **COMMITTEE REFERRAL: BA/GO – 2/11/08**

Approved – see A20

A22: **Purchase of 450 Saw Mill River Road:** Proposed Act authorizing the County of Westchester to purchase 450 Saw Mill River Road comprising approximately 5.37 acres and containing an approximately 85,000 square foot building located in the Town of Greenburgh from Ardsley Partners III, L.P. or the current owner of record for general municipal purposes. **COMMITTEE REFERRAL: BA/GO – 2/11/08**

Approved – see A20

A23: **Capital Budget Amendment-BEL03-450 Saw Mill River Road:** Proposed Act amending the County 2008 Capital Budget by creating Capital Project BEL03 - renovations to 450 Saw Mill River Road. **COMMITTEE REFERRAL: BA/GO – 2/11/08**

Approved – see A20

C8: **Bond Act-BEL02 - 450 Saw Mill River Road:** Proposed Act authorizing the issuance of \$6,000,000 in bonds to finance the cost of the acquisition of land, building, and related improvements located at 450 Saw Mill River Road (BEL02) **COMMITTEE REFERRAL: BA/GO – 2/11/08**

Approved – see A20

C9: **Capital Budget Amendment-BEL03-450 Saw Mill River Road:** Proposed Act amending the County 2008 Capital Budget by creating Capital Project BEL03 - renovations to 450 Saw Mill River Road. **COMMITTEE REFERRAL: BA/GO – 2/11/08**

Approved – see A20

A24: **IMA-Ardsley UFSD**: Proposed Act authorizing the County to enter into one or more IMAs with the Ardsley Union Free School District whereby the County will commit to expending up to \$1,000,000 in capital funding on mutually agreed to projects that will serve a valid County purpose but will also have an ancillary benefit to the District.
COMMITTEE REFERRAL: BA/GO – 2/11/08

Approved – see A20

The A&C Calendar was distributed.

With no further business to discuss, Legislator Abinanti made a motion to adjourn B&A. Seconded by Legislator Jenkins, the committee adjourned at 12:38 p.m.

With no further business to discuss, Legislator Harckham made a motion to adjourn GO. Seconded by Legislator Bronz, the committee adjourned at 12:38 p.m.