



**COMMON COUNCIL AGENDA
REGULAR STATED MEETING
November 6, 2023
7:30 PM**

PLEDGE TO THE FLAG

Hon. John Martin

ROLL CALL:

City Clerk

**FIRST READING
ORDINANCES:**

1. Communication from Chairman, Capital Projects Board, in relation to Capital Project No. SW5633 entitled "Miscellaneous Sanitary Sewer FY24." **F/S**
2. Communication from the Environmental Officer. **F/S**
3. Environmental Findings Resolution **ADOPTED**
4. Ordinance of the Common Council of the City of White Plains to amend the Capital Projects Fund by establishing Capital Project No. SW5633, entitled "Miscellaneous Sanitary Sewer FY24." **ADOPTED 7-0**
5. Bond Ordinance, dated November 6, 2023, authorizing the issuance of \$606,000 aggregate principal amount serial bonds of the City of White Plains, County of Westchester, State of New York, to finance the costs of the improvements to the City's sanitary sewer system. **ADOPTED 7-0**
6. Communication from the Corporation Counsel in relation to the settlement of certain tax review proceedings. **F/S**
7. Ordinance authorizing the settlement of certain tax review proceedings. **ADOPTED 7-0**
8. Communication from the Corporation Counsel requesting authorization for the City to acquire vacant land on Tarrytown Road (Section 125.34, Block 2, Lot1) from the County of Westchester for park or municipal recreational purposes for (\$1) dollar. **F/S**
9. Ordinance of the Common Council of the City of White Plains authorizing the City to acquire vacant land on Tarrytown Road (Section 125.34, Block 2, Lot1) from the County of Westchester for park or municipal recreational purposes for

(\$1) dollar. **ADOPTED 7-0**

10. Communication from the Corporation Counsel requesting authorization to enter into an agreement retaining the services of the law firm, The Roffe Group of Robinson+Cole, as Special Counsel for the period January 1, 2024 through December 31, 2024. **F/S**
11. Ordinance authorizing the Corporation Counsel to enter into an agreement retaining the services of the law firm, The Roffe Group of Robinson+Cole, as Special Counsel for the period January 1, 2024 through December 31, 2024. **ADOPTED 7-0**
12. Communication from the Commissioner of Public Works requesting the closure of certain portions of public streets for the White Plains Holiday Market. **F/S**
13. Ordinance of the Common Council of the City of White Plains authorizing the closure of certain portions of public streets for the White Plains Holiday Market. **ADOPTED 7-0**
14. Communication from the Commissioner of Public Works requesting the closure of certain portions of public streets for the New Year's Eve Spectacular. **F/S**
15. Ordinance of the Common Council of the City of White Plains authorizing the closure of certain portions of public streets for the New Year's Eve Spectacular. **ADOPTED 7-0**
16. Communication from the Commissioner of Public Safety requesting authorization to accept a donation of a Labrador Retriever. **F/S**
17. Ordinance of the Common Council of the City of White Plains authorizing the City to receive a donation of a Labrador Retriever. **ADOPTED 7-0**
18. Communication from the Commissioner of Public Safety requesting authorization to accept a grant in the amount of \$18,500 from the New York State Governor's Traffic Safety Committee to participate in the statewide Pedestrian Safety Initiative. **F/S**
19. Ordinance of the Common Council of the City of White Plains authorizing the City to receive a grant in the amount of \$18,500 from the New York State Governor's Traffic Safety Committee to participate in the statewide Pedestrian Safety Initiative. **ADOPTED 7-0**
20. Communication from the Commissioner of Public Safety requesting authorization to accept a grant from the New York State Governor's Traffic Safety Committee to participate in the statewide Child Passenger Safety program. **F/S**
21. Ordinance of the Common Council of the City of White Plains authorizing the City to receive a grant in the amount of \$3,807 from the New York State Governor's Traffic Safety Committee to participate in the statewide Child Passenger Safety program. **ADOPTED 7-0**
22. Communication from the Commissioner of Public Safety requesting authorization to enter into an agreement with the County of Westchester for the City to participate in the STOP-DWI Enforcement Crackdown Program. **F/S**

23. Ordinance of the Common Council of the City of White Plains authorizing the Mayor to enter into an agreement with the County of Westchester for the City to participate in the STOP-DWI Enforcement Crackdown Program. **ADOPTED 7-0**
24. Communication from the Commissioner of Public Safety requesting authorization to accept a grant from the New York State Governor's Traffic Safety Committee. **F/S**
25. Ordinance of the Common Council of the City of White Plains authorizing the City to receive a grant in the amount of \$33,225 from the New York State Governor's Traffic Safety Committee to participate in the Police Traffic Services Program. **ADOPTED 7-0**
26. Communication from the Commissioner of Public Safety requesting authorization to accept a grant in the amount of \$7,500 from the Fenway Charitable Foundation. **F/S**
27. Ordinance of the Common Council of the City of White Plains authorizing the Mayor to accept a donation from the Fenway Charitable Foundation, and to direct the Budget Director to amend the 2023/2024 General Fund Budget to reflect the receipt and the Commissioner of Finance to receive and disperse these funds. **ADOPTED 7-0**
28. Communication from the Police Chief requesting the Common Council to amend Title VIII, Chapter 8-6, Section 8-6-23 of the Municipal Code of the City of White Plains increasing the authorized fees associated with "wreckers and towing of vehicles." **F/S**
29. Ordinance of the Common Council of the City of White Plains amending Title VIII, Chapter 8-6, Section 8-6-23 of the Municipal Code of the City of White Plains increasing the authorized fees associated with "wreckers and towing of vehicles." **ADOPTED 7-0**
30. Communication from the Deputy Commissioner of Planning requesting authorization to accept a grant from the U.S. Department of Agriculture, Forest Service, Urban and Community Forestry Inflation Reduction Act Grant Program. **F/S**
31. Ordinance of the Common Council of the City of White Plains authorizing the Mayor, or his designee, to accept a grant award funding from the U.S. Department of Agriculture, Forest Service, Urban and Community Forestry Inflation Reduction Act Grant Program. **ADOPTED 7-0**
32. Communication from the Director of the Youth Bureau requesting authorization to enter into a contract with Pahwa LLC to provide consulting services. **F/S**
33. Ordinance of the Common Council of the City of White Plains authorizing the Youth Bureau to enter into a contract with Pahwa LLC to provide consulting services. **ADOPTED 7-0**
34. Communication from the Director of the Youth Bureau requesting authorization to accept a \$11,500 grant from the Research Foundation of State University of New York to continue the Youth Bureau's Great Potential Program. **F/S**
35. Ordinance authorizing the City of White Plains to receive a Liberty Partnership

Program grant in the amount of \$11,500 to support the Youth Bureau's Great Potential Program and to authorize the Budget Director to amend the FY 2023/24 Youth Development Fund to reflect this grant. **ADOPTED 7-0**

36. Communication from the Director of the Youth Bureau requesting authorization to accept a \$72,668 grant from the SAMSHA/OASAS to fund the Youth Bureau's Teen Intervene Program. **F/S**
37. Ordinance of the Common Council of the City of White Plains authorizing the City to receive a \$72,668 grant from SAMSHA/OASAS to fund the Youth Bureau's Teen Intervene Program. **ADOPTED 7-0**
38. Communication from the Commissioner of Recreation and Parks requesting authorization to enter an agreement between the City of White Plains and the New York Rangers LLC for participation by the City in the Junior Rangers Hockey Programs. **F/S**
39. Ordinance authorizing an agreement between the City of White Plains and the New York Rangers LLC for participation by the City in the Junior Rangers Hockey Programs. **ADOPTED 7-0**
40. Communication from the Director of Personnel requesting authorization to reallocate a certain position title. **F/S**
41. Ordinance amending the 2023-2024 Table of Organization by reallocating a certain position title. **ADOPTED 7-0**
42. Communication from the Acting Chairman of the Transportation Commission requesting to amend the Traffic Ordinance. **F/S**
43. Ordinance modifying subdivisions of Section 303-a by creating "Stop Intersections" at Ferris Avenue and Cemetery Road and at Tompkins Avenue and Harwood Avenue. **ADOPTED 7-0**

RESOLUTIONS:

44. Communication from the Mayor in relation to a proposed Sister City relationship with the City of Chernihiv, Ukraine to be a Sister City to the City of White Plains. **F/S**
45. Resolution of the Common Council of the City of White Plains authorizing the Mayor to invite the City of Chernihiv, Ukraine to be a Sister City to the City of White Plains. **ADOPTED**
46. Communication from the Corporation Counsel in relation to a petition submitted on behalf of T/I/C 280 Ferris Avenue and MIB 1031 LLC for a zoning map amendment to change the zoning classification of 290 Ferris Avenue (Section 125.34, Block 1, Lot 2), at the southwest corner of Ferris Avenue and Cemetery Road, from the existing R2-4 Residential One and Two Family District to the adjacent LI Light Industrial District. **F/S**
47. Communication from White Plains Planning Board. **F/S**

48. Resolution of the Common Council of the City of White Plains noticing a Public Hearing for December 4, 2023, in relation to a petition for a zoning map amendment to expand the LI zoning district to include a parcel known as 290 Ferris Avenue, White Plains, NY. **ADOPTED** (Mr. Martin recused himself)
49. Communication from Commissioner of Building in relation to an application submitted on behalf of 1 Water Street, LLC for an extension of amended site plan approval for the property located at 1 Water Street. **F/S**

ITEMS 50-58 F/S

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| 50. | <u>Communications</u> from | Design Review Board |
| 51. | | Commissioner of Planning |
| 52. | | White Plains Planning Board |
| 53. | | Commissioner of Public Safety |
| 54. | | Commissioner of Public Works |
| 55. | | Deputy Commissioner of Parking |
| 56. | | Transportation Commission |
| 57. | | Commissioner of Parking |
| 58. | | Environmental Officer |

59. Environmental Findings Resolution **ADOPTED**

60. Resolution of the Common Council of the City of White Plains approving the application submitted on behalf of 1 Water Street LLC, owner of the property, known as 1 Water Street, for an third extension of an amended site plan approval originally granted on October 5, 2020 and now expiring on October 5, 2024 to construct a 22-story mixed use residential and commercial building with 301 residential units, and payment by the applicant of fee-in-lieu in the amount of \$347,265 to be used exclusively for park, playground and other recreational purposes, including the acquisition of real property, to mitigate the recreational impact of the new multi-family project, in accordance with General City Law Section 27-A. **ADOPTED**

61. Communication from Commissioner of Building in relation to an application submitted on behalf of Saber-North LLC for a one year extension to the site plan and special permit approvals for the mixed use development at 70 Westchester Avenue. **F/S**

ITEMS 62-71 F/S

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| 62. | <u>Communications</u> from | Design Review Board |
| 63. | | Commissioner of Planning |
| 64. | | White Plains Planning Board |
| 65. | | Commissioner of Public Safety |
| 66. | | Commissioner of Public Works |
| 67. | | Deputy Commissioner of Parking |
| 68. | | Transportation Commission |
| 69. | | Commissioner of Parking |
| 70. | | Westchester County Planning Board |
| 71. | | Environmental Officer |

72. Environmental Findings Resolution **ADOPTED**

73. Resolution of the Common Council of the City of White Plains approving the application submitted on behalf of Saber-North White Plains, LLC for an extension of an approved site plan and special permit to construct a project at 70 Westchester Avenue. **ADOPTED**

ITEMS FOR REFERRAL:

74. Communication from Commissioner of Building in relation to an application submitted on behalf of MCRT Investments LLC for a one year extension of the special permit and site plan approval associated with the proposed development project at 39 Westmoreland Avenue. **F/S AND REFERRED TO LAW, BUILDING, DESIGN REVIEW BOARD, PLANNING, PLANNING BOARD, PUBLIC SAFETY, PUBLIC WORKS, TRAFFIC, TRANSPORTATION, PARKING AND WESTCHESTER COUNTY PLANNING BOARD AND ENVIRONMENTAL OFFICER**
75. Communication from Commissioner of Building in relation to an application submitted on behalf of NY Presbyterian Hospital for a proposed amendment to a previously approved site plan associated with 1111-1129 Westchester Avenue. **F/S AND REFERRED TO LAW, BUILDING, DESIGN REVIEW BOARD, PLANNING, PLANNING BOARD, PUBLIC SAFETY, PUBLIC WORKS, TRAFFIC, TRANSPORTATION, PARKING AND WESTCHESTER COUNTY PLANNING BOARD AND ENVIRONMENTAL OFFICER**
76. Communication from Commissioner of Planning in relation to an application submitted on behalf of Galleria City Holding Company LLC to establish a new zoning district entitled "Transit Development-2 (TD-2) District" and amend the zoning map of the City of White Plains to reclassify Section 125.75, Block 4, Lots 1, 2, 3, 4 & 5 from the B-6 Enclosed Mall District to the newly established TD-2 District. **F/S AND REFERRED TO LAW AND PLANNING BOARD**
77. Communication from Commissioner of Planning in relation to a petition by Cuddy and Feder representing White Plains Hospital Center, for a zoning map amendment to reclassify Section 1.30.27, Block 10, Lots 1, 2 and 5 from the B-3 to the O-R Zoning District; remove the 20 foot special building setback and extend the central parking area. **F/S AND REFERRED TO LAW AND PLANNING BOARD** (Mr. Payne recused himself)

ITEMS FOR INFORMATION:

78. Communication from Budget Director transmitting the Capital Improvement Program Status Report for the quarter ended September 30, 2023. **F/S**
79. Motion to enter into executive session to discuss the potential employment of a particular person. **ENTERED/EXITED**