



**COMMON COUNCIL
AGENDA
REGULAR STATED MEETING
SEPTEMBER 6, 2016
7:30 P.M.**

PLEDGE TO THE FLAG: Hon. Nadine Hunt-Robinson

ROLL CALL: City Clerk

APPOINTMENTS:

1. Communication from the Mayor in relation to the re-appointment of Elisabeth Wallace as Personnel Officer to a term which will expire on September 15, 2022.

ADJOURNED

PUBLIC HEARING:

2. Public Hearing on a proposed amendment to the Zoning Ordinance to add 'Nursery Business' as a Special Permit Use, and add "Organic Manufacturing" as a Principal Permitted Use.
3. Communications from Commissioner of Building
4. Commissioner of Planning
5. Planning Board
6. Commissioner of Public Safety
7. Commissioner of Public Works
8. Traffic Division
9. Transportation Commission
10. Commissioner of Parking
11. Westchester County Planning Board
12. Environmental Officer
13. Environmental Findings Resolution
14. Ordinance amending an ordinance entitled the Zoning Ordinance of the City of White Plains by adding "Nursery Business" as a Special Permit Use and adding "Organic Manufacturing" as a principally permitted use.

32. Communication from Commissioner of Public Safety in relation to an Intermunicipal Agreement between the City and Westchester County Office of Drug Abuse Prevention & STOP DWI, in order for the City to be reimbursed for expenses in relation to the Program up to the amount of \$8,400.
33. Ordinance authorizing the Mayor or his designee, to enter into an Intermunicipal Agreement accepting a reimbursement award up to the amount of \$8,400, (Maximum Per Year) from the New York State STOP-DWI Foundation through the County of Westchester for the City's participation in the 2016-2020 STOP-DWI Enforcement Crackdown Program, an overtime, added patrol effort to enforce the New York State Vehicle and Traffic Laws against intoxicated and impaired driving (DWI/DWAI) in Westchester County for special STOP-DWI enforcement details that involve drug recognition expert DRE call-outs for the period January 1, 2016 through December 31, 2020.
34. Communication from Commissioner of Public Safety in relation to a grant in the amount of \$27,970 from the New York State Governor's Traffic Safety Committee, to be used for increased enforcement of dangerous driving behaviors.
35. Ordinance authorizing the Mayor or his designee, to execute necessary grant documents on behalf of the City of White Plains, Department of Public Safety, in relation to the acceptance of a Police Traffic Services Program Grant in the amount of \$27,970, awarded by the New York State Governor's Traffic Safety Committee, to be utilized for law enforcement purposes to increase motorist seatbelt usage, and to reduce dangerous driving behaviors that cause accidents that result in serious injury or death.
36. Communication from Deputy Commissioner of Public Safety in relation to an agreement between the City and Westchester County Department of Public Safety, to lease a Equipment Response Vehicle for Hazardous Devices for the sum of one dollar (\$1.00) per year.
37. Ordinance of the Common Council of the City of White Plains authorizing the Mayor or his designee to execute a five (5) year Intermunicipal Agreement (IMA) on behalf of the City of White Plains, with the County of Westchester for a lease by the County to the City of the County's existing 2002 Equipment Response Vehicle for Hazardous Devices (2002 EVR) to benefit the City's Department of Public Safety for use in connection with calls in New York State Counter Terrorism Zone-3 (CTZ-3) which covers Westchester County, as well as in response to incidents in the City, in exchange for the City's agreement to man, operate, repair, store and maintain the 2002 ERV as needed to respond to calls within CTZ-3, as determined by the Commissioner/Sheriff of the County's Department of Public Safety.
38. Communication from Deputy Commissioner of Planning in relation to the proposed Schedule of Fees for the White Plains Education and Training Center to be effective January 1, 2017.

39. Ordinance of the Common Council of the City of White Plains authorizing the establishment and approval of a facility rental fee structure and non-resident participant fee structure for the White Plains Education and Training Center.
40. Communication from Deputy Commissioner of Planning in relation to an Interagency Agreement between the City and the New York State Department of Labor, to designate the White Plains Education and Training Center as a Workforce Partner.
41. Ordinance of the Common Council of the City of White Plains authorizing the Mayor to enter into an Interagency Agreement, on behalf of the City of White Plains, with the New York State Department of Labor (Local Workforce Investment Area One-Stop) to designate the White Plains Education and Training Center as a Workforce Partner.
42. Communication from Deputy Commissioner of Recreation and Parks in relation to a five year agreement between the City and Hubbard's Cupboard, LLC, for the maintenance and operation of a food concession at Ebersole Ice Rink in Carl J. Delfino Park.
43. Ordinance of the Common Council of the City of White Plains providing for the maintaining and operating of a food concession at Ebersole Ice Rink at Carl J. Delfino Park in the City of White Plains.
44. Communication from Deputy Commissioner of Recreation and Parks in relation to a personal privacy protection agreement with the County of Westchester Department of Senior Programs and Services, regarding access and use of data in the Statewide database known as PeerPlace and developed by PeerPlace Networks, LLC, for daily and monthly Nutrition and Transportation Data.
45. Ordinance of the Common Council of the City of White Plains authorizing the Commissioner of Recreation and Parks to execute on behalf of the City of White Plains with the County of Westchester Department of Senior Programs and Services, a personal privacy protection agreement regarding access to and the use of and entry of data into a Statewide database or system of records, known as PeerPlace, cloud based data management system, developed by PeerPlace Networks, LLC, which is maintained by and made available to the County of Westchester and its contractors by the New York State Office for the Aging, a State Agency.
46. Communication from the Mayor in relation to Executive Order 13223, which authorizes the payment of a differential in salary and extends benefits to employees who were called to active duty in response to the terror attack of September 11, 2001, and extends the differential through September 11, 2017.

47. Ordinance amending an ordinance entitled, “An ordinance granting compensatory benefits for up to six months to City Officers and Employees who are members of the Armed Forces Reserves and who are ordered to active military duty pursuant to Executive Order 13223, signed by the President of the United States on September 14, 2001, or other duty compelled by Federal or State Law related to the terrorist attacks of September 11, 2001.”
48. Communication from Chairman, Transportation Commission, in relation to amendment to the Traffic Ordinance at various locations around the City.
49. Ordinance amending the Traffic Ordinance of the City of White Plains in relation to modifying a ‘one Hour Parking’ Zone on the north side of Holland Avenue, and modifying a “Two Hour Parking” Zone on the west side of Ferris Avenue.

RESOLUTIONS:

50. Communication from Commissioner of Building in relation to an application submitted on behalf of Westchester Healthcare Properties, Inc., for a one year extension to a previously approved site plan for the construction of a Skilled Nursing Facility at 120 Church Street.
51. Communications from Design Review Board
52. Commissioner of Planning
53. Planning Board
54. Commissioner of Public Safety
55. Commissioner of Public Works
56. Traffic Division
57. Transportation Commission
58. Commissioner of Parking
59. Westchester County Planning Board
60. Environmental Officer
61. Environmental Findings Resolution
62. Resolution of the Common Council of the City of White Plains approving the application submitted on behalf of Westchester Healthcare Properties I, LLC (“Applicant”), for an additional one (1) year extension of the Special Permit/Site Plan approval originally granted on February 7, 2011, and extended for one year by resolution adopted on April 2, 2012, and extended and amended by resolution adopted August 5, 2013, and extended by a resolution adopted October 5, 2015, for a skilled nursing and rehabilitation facility to be known as the White Plains Institute of Rehabilitation and Healthcare, to be located at 116-120 Church Street and consisting of a five (5) story, approximately 88,605 square foot building that will house 160 beds, and include administrative and staff offices, common dining and recreation facilities, a second level outdoor landscaped plaza and a one level parking garage.

63. Communication from Commissioner of Building in relation to an application submitted on behalf of WPP Owners LLC, owners of White Plains Plaza, for a site plan amendment to renovate the Plaza area facing Main Street, at One North Broadway and 445 Hamilton Avenue, a Special "S" Zone.

64. Communications from Design Review Board
65. Commissioner of Planning
66. Planning Board
67. Commissioner of Public Safety
68. Commissioner of Public Works
69. Traffic Division
70. Transportation Commission
71. Commissioner of Parking
72. Westchester County Planning Board
73. Environmental Officer

74. Environmental Findings Resolution

75. Resolution of the Common Council of the City of White Plains approving the application submitted on behalf of WPP Owners LLC ("Applicant"), owner of the property known as One North Broadway, for an amendment to an approved site plan to update and renovate the existing plaza area facing Main Street, including the installation of new pavers throughout the area, seating areas, lighting, a raised platform/stage area and the installation of a living green wall along the westerly wall adjoining the 275 Main Street Building.

76. Communication from Corporation Counsel in relation to the settlement of litigation entitled, *French American School of New York against Mayor Thomas Roach and the Common Council of the City of White Plains*, (Westchester County Sup. Ct. Index No. 2967/15).

77. Resolution of the Common Council of the City of White Plains authorizing the settlement of litigation entitled, *French American School of New York against Mayor Thomas Roach and the Common Council of the City of White Plains*, (Westchester County Sup. Ct. Index No. 2967/15).

ITEM FOR REFERRAL:

78. Communication from Commissioner of Building in relation to an application submitted on behalf of OSG Mamaroneck LLC, for a one year site plan extension for previously approved improvements at 1311 Mamaroneck Avenue.

79. Communication from Commissioner of Building in relation to an application submitted by San Signs and Awnings on behalf of the Westchester Bank for approval to relocate an existing exterior sign to a higher level at 12 Water Street.

ITEMS FOR INFORMATION:

80. Communication from Commissioner of Finance transmitting the Capital Improvement Program Status Report for the period ending June 30, 2016.

81. Communication from Commissioner of Building in relation to a resolution adopted by the Historic Preservation Commission of the City of White Plains proposing that the Jack Harrington Greenway be designated as a Local Landmark.

82. Communication from Commissioner of Building transmitting a communication from the Chairperson of the Historic Preservation Commission and a resolution of the Commission recommending that the structure at 7 Cromwell Place (the Percy Grainger House) be designated as a Local Landmark.