



**COMMON COUNCIL  
AGENDA  
REGULAR STATED MEETING  
JUNE 4, 2018  
7:30 P.M.**

**PLEDGE TO THE FLAG:**

Hon. Dennis Krolian

**ROLL CALL:**

City Clerk

**LOCAL LAW:**

- 1a. Communication from Corporation Counsel in relation to proposed Local Law Introductory No. 2 of 2018, which would extend the authority of the City of White Plains to impose a hotel occupancy tax for an additional three years, expiring December 31, 2021. **F/S**
- 1b. Local Law Introductory No. 2 of 2018. A Local Law extending until December 31, 2021, in accordance with Chapter 66 of the Laws of 2018, the imposition of a room occupancy tax originally authorized by Chapter 95 of the Laws of 2009, Section 1202-aa of the Tax Law, and established by Local Law No. 2 of 2009, and amended by Local Law No. 2 of 2012 and Local Law No. 2 of 2015, and codified in Chapter 2-4, Article III, Division 7 of the Municipal Code of the City of White Plains. **OFFERED ONLY**
- 1c. Resolution of the Common Council of the City of White Plains scheduling a public hearing for July 2, 2018, entitled, "A Local Law extending until December 31, 2021, in accordance with Chapter 66 of the Laws of 2018, the imposition of a room occupancy tax originally authorized by Chapter 95 of the Laws of 2009, Section 1202-aa of the Tax Law, and established by Local Law No. 2 of 2009, and amended by Local Law No. 2 of 2012 and Local Law No. 2 of 2015, and codified in Chapter 2-4, Article III, Division 7 of the Municipal Code of the City of White Plains." **ADOPTED 6 - 0.**

**ADJOURNED  
PUBLIC HEARINGS:**

1. Public Hearing in relation to the proposed amendment to the Zoning Ordinance of the City of White Plains creating a new TD-1 Transit Zoning District and re-zoning a certain property in the B-2 Neighborhood Business Zoning District to TD-1 Transit Zoning District. **OPENED/ADJOURNED TO JULY 2, 2018**
2. Public Hearing in relation to the application submitted on behalf of Trinity Financial, Inc., and White Plains Housing Authority for site plan and special permit approval to construct a new multi-family residential building with associated parking on a portion of 223-225 Rev. Dr. Martin Luther King Jr. Boulevard, fronting on and known as 135 South Lexington Avenue. **OPENED/ADJOURNED TO JULY 2, 2018**

**PUBLIC HEARING:**

3. Public Hearing in relation to the petition submitted on behalf of WP Development NB, Inc., to amend the Zoning Ordinance to create a new Planned Residential Development Zoning District and amend the Zoning Map classification from RM-1.5 to Planned Residential Development, and the Draft Environmental Impact Statement **OPENED/ADJOURNED TO JULY 2, 2018.**

**SECOND READING  
ORDINANCES:**

4. Communication from Corporation Counsel in relation to a change of control of TVC Albany, Inc., d/b/a First Light pursuant to a stock purchase agreement to Flight Bidco, Inc, pursuant to the existing franchise agreement. **F/S**
5. Ordinance authorizing the change of control of TVC Albany, Inc., d/b/a First Light, pursuant to a stock purchase agreement to Flight Bidco, Inc., pursuant to the existing franchise agreement between the City and TVC Albany, Inc., d/b/a First Light. **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**
6. Communication from Commissioner of Public Works in relation to a proposed ten foot wide water main easement tendered by the White Plains City School District over a portion of Ralph Field. **F/S**
7. Ordinance accepting a ten foot wide water main easement tendered by the White Plains City School District over a portion of Ralph Field, also a part of Section 130.20, Block 10, Lot 1 on the Tax Assessment Map of the City of White Plains **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**
8. Communication from Commissioner of Building in relation to a proposed amendment to a previously approved ordinance regarding the hiring of an independent consultant to perform environmental testing at property known as 52 North Broadway. **F/S**

9. Ordinance of the Common Council of the City of White Plains amending an ordinance entitled, "An ordinance of the Common Council of the City of White Plains authorizing the hiring of an independent consultant to perform environmental testing at property known as 52 North Broadway to be used in relation to the preparation and consideration of an application for a zoning amendment, and requiring the applicant to pay the costs thereof by funding a Trust Account." **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**
  
10. Communication from Commissioner of Recreation and Parks in relation to a revocable license agreement between the City and 707/709 Westchester Avenue Owner SPE, LLC and 925/1025 Westchester Avenue Owner SPC, LLC, for use of their parking lots in connection with the City of White Plains Fireworks Display for the Independence Day Celebration. **F/S**
  
11. Ordinance authorizing the Mayor to enter into a revocable license agreement with 707-709 Westchester Avenue Owner SPE, LLC and 925/1025 Westchester Avenue Owner SPC, LLC, for use of their parking lots in connection with the City of White Plains Fireworks Display for the Independence Day Celebration. **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**
  
12. Communication from Director, Youth Bureau, in relation to a contract with the Westchester Community Foundation to receive a grant in the amount of \$50,000 from the Wallace Westchester Fund to support the Social Justice for Youth Program. **F/S**
  
13. Ordinance of the Common Council of the City of White Plains authorizing the Mayor, or his designee, to enter into a contract with the Westchester Community Foundation to receive a grant in the amount of \$50,000 and to authorize the Budget Director to amend the FY 2017-2018 Youth Development Fund to reflect this grant. **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**
  
14. Communication from Director, Youth Bureau, in relation to donations in the amount of \$6550, from participants to be used to offset the expenses for the 2018 Father Daughter Dance and Mother/Son Dance. **F/S**
  
15. Ordinance of the Common Council of the City of White Plains authorizing the Mayor, or his designee, to accept on behalf of the City of White Plains (through its Youth Bureau), donations in the amount of \$6,550. from participants to be used to offset the expenses for the 2018 Father/Daughter Dance and Mother/Son Dance, and to amend the Fiscal Year 2017/2018 Youth Bureau General Fund to reflect said donations. **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**

#### **RESOLUTIONS:**

16. Communication from Corporation Counsel in relation to the application, submitted on behalf of White Plains Hospital, for an amended Special Permit and amended Master

Plan, for a "Hospital" to allow construction of a Modernization IV Project on the White Plains Hospital Campus in the O - R (Office - Residential) Zoning District, and scheduling a public hearing for July 2, 2018. **F/S**

17. Resolution of the Common Council of the City of White Plains scheduling a public hearing for July 2, 2018, in relation to the application submitted on behalf of White Plains Hospital, for an amended Special Permit and amended Master Plan for a "Hospital" to allow construction of a Modernization IV Project on the White Plains Hospital Campus in the O - R (Office - Residential) Zoning District. **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**
18. Communication from Corporation Counsel in relation to an application submitted by Via Garibaldi, for a Special Permit for Outdoor Dining on the patio at One North Broadway, and scheduling a public hearing for July 2, 2018. **F/S**
19. Communication from Commissioner of Building. **F/S AND REFERRED TO LAW, BUILDING DEPARTMENT, DESIGN REVIEW BOARD, PLANNING DEPARTMENT, PLANNING BOARD, PUBLIC SAFETY, PUBLIC WORKS, TRAFFIC DIVISION, TRANSPORTATION COMMISSION, PARKING DEPARTMENT, CONSERVATION BOARD, WESTCHESTER COUNTY PLANNING BOARD AND ENVIRONMENTAL OFFICER.**
20. Resolution of the Common Council of the City of White Plains scheduling a public hearing for July 2, 2018, in relation to the application submitted on behalf of Via Garibaldi ("Applicant") for a Special Permit for Outdoor Dining associated with the restaurant on private property located at One North Broadway. **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**
21. Communication from Corporation Counsel in relation to an application submitted by McCant's Mini Cheesecake Café for a Special Permit for Outdoor Dining at 6 Martine Avenue, and scheduling a public hearing for July 2, 2018. **F/S**
22. Communication from Commissioner of Building. **F/S AND REFERRED TO LAW, BUILDING DEPARTMENT, DESIGN REVIEW BOARD, PLANNING DEPARTMENT, PLANNING BOARD, PUBLIC SAFETY, PUBLIC WORKS, TRAFFIC DIVISION, TRANSPORTATION COMMISSION, PARKING DEPARTMENT, WESTCHESTER COUNTY PLANNING BOARD AND ENVIRONMENTAL OFFICER.**
23. Resolution of the Common Council of the City of White Plains scheduling a public hearing for July 2, 2018, in relation to the application submitted on behalf of McCant's Mini Cheesecake Café ("Applicant") for a Special Permit for Outdoor Dining associated with the restaurant on private property located at 6 Martine Avenue. **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**
24. Communication from Commissioner of Building in relation to an application submitted on behalf of Kite Realty Group - White Plains City Center for a site plan amendment to make improvements to the plaza area and water features and additional signage. **F/S**

**ITEMS 25 - 34 F/S**

- 25. Communications from Design Review Board
- 26. Commissioner of Planning
- 27. Planning Board
- 28. Commissioner of Public Safety
- 29. Commissioner of Public Works
- 30. Deputy Commissioner, Traffic Division
- 31. Transportation Commission
- 32. Commissioner of Parking
- 33. Westchester County Planning Board
- 34. Environmental Officer

35. Environmental Findings Resolution **ADOPTED**

36. Resolution of the Common Council of the City of White Plains approving the application submitted on behalf of the Kite Realty Group (“Applicant”), owner of property located at 1-29 Mamaroneck Avenue, known as the City Center Shopping Center (Section 125.76, Block 1, Lot 2) for an amendment to its existing amended site plan to (1) reconfigure and re-stripe the existing roadway systems in the vicinity of the plaza drop-off lane; (2) add improvements for pedestrians adjacent to the current plaza drop-off lane; (3) renovate the public plaza area to provide public seating, new pavers, landscaping, a relocated stage area, a new water feature, dog park and two (2) kiosks; and (4) approve new signage in the canopy drop-off area, including relocation of the White Plains Performing Arts Center sign and adding two blade signs in the City Center Shopping Center exterior. **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**

37. Communication from Commissioner of Building in relation to an application submitted on behalf of New York Life Insurance Company, 44 South Broadway, for a one year extension of a previously approved site plan for two signs on the parapet of the building and one ground or monument sign facing North Broadway. **F/S**

**ITEMS 38 - 47 F/S**

- 38. Communications from Design Review Board
- 39. Commissioner of Planning
- 40. Planning Board
- 41. Commissioner of Public Safety
- 42. Commissioner of Public Works
- 43. Deputy Commissioner, Traffic Division
- 44. Transportation Commission
- 45. Commissioner of Parking
- 46. Westchester County Planning Board
- 47. Environmental Officer

48. Environmental Findings Resolution **ADOPTED**

49. Resolution of the Common Council of the City of White Plains extending the site plan approval granted on May 1, 2017, for an additional one year expiring on May 1, 2019, to New York Life Insurance Company for new signage at 44 South

Broadway, known as Westchester One. **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**

50. Communication from Commissioner of Planning in relation to the petition submitted on behalf of W.P. Mall Realty, LLC, to amend the Zoning Ordinance to create a new Transit Development 1 (TD-10) Zoning District, and the submission of the Final Environmental Impact Statement for the property at 200 Hamilton Avenue. **F/S**
51. Communication from Environmental Officer **F/S**
52. Environmental Findings Resolution accepting the Final Environmental Impact Statement dated May 23, 2018, regarding the petition submitted on behalf of W.P. Mall Realty, LLC, to amend the Zoning Ordinance to create a new TD-1 Transit Development District affecting real property known as 200 Hamilton Avenue. **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**
53. Communication from Commissioner of Planning transmitting the U. S. Department of Housing and Urban Development Community Development Annual Action Plan. **F/S**
54. Communication from Environmental Officer **F/S**
55. Resolution of the Common Council of the City of White Plains, New York, approving the Federally Mandated 2018-2019 Annual Action Plan for the City of White Plains and authorizing the Mayor or his designee to execute all necessary certifications and assurances and file the approved Plan with the U.S. Department of Housing and Urban Development. **Adopted 6 - 0. Absent: Mrs. Hunt-Robinson**

**ITEMS FOR REFERRAL:**

56. Communication from Commissioner of Building in relation to an application submitted on behalf the Salvation Army for a site plan extension on a previously approved site plan for an addition to an existing building at 16 Sterling Avenue. **F/S AND REFERRED TO LAW, BUILDING DEPARTMENT, DESIGN REVIEW BOARD, PLANNING DEPARTMENT, PLANNING BOARD, PUBLIC SAFETY, PUBLIC WORKS, TRAFFIC DIVISION, TRANSPORTATION COMMISSION, PARKING DEPARTMENT, WESTCHESTER COUNTY PLANNING BOARD AND ENVIRONMENTAL OFFICER.**