



**COMMON COUNCIL
AGENDA
REGULAR STATED MEETING
AUGUST 6, 2018
7:30 P.M.**

PLEDGE TO THE FLAG: Hon. John Martin

ROLL CALL: City Clerk

APPOINTMENTS:

1. Communication from the Mayor appointing Jonna Robbins to the Community Development Citizens Advisory Committee to a term that will expire on December 31, 2018.

ADJOURNED

PUBLIC HEARING:

2. 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. **TO BE ADJOURNED TO OCTOBER 2, 2018.**

PUBLIC HEARINGS:

3. Public Hearing 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.
4. Communications from Commissioner of Building
5. Design Review Board
6. Commissioner of Planning
7. Planning Board
8. Commissioner of Public Safety
9. Commissioner of Public Works

10. Deputy Commissioner, Traffic Division
11. Transportation Commission
12. Commissioner of Parking
13. Westchester County Planning Board
14. Environmental Officer

15. Environmental Findings Resolution

16. Resolution of the Common Council of the City of White Plains granting the application made on behalf of Via Garibaldi (“Applicant”), for a Special Permit to allow Outdoor Dining at One North Broadway.

17. Public Hearing in relation to the application submitted on behalf of Rose Associates, Inc., and 440 Hamilton Owner, LLC, for a site plan to allow development of 255 apartments, some commercial floor area and associated parking at 440 Hamilton Avenue and its adjacent parking lot, and Special Permit to (1) allow additional stories within the maximum height allowed in the RM-0.35 (Residential Multi-Family) Zoning District and (2) allow additional building coverage over the maximum allowed in the RM-0-35 (Residential Multi-Family) Zoning District, and for an amendment to the Special “S” Zone as approved and amended to date by the Common Council with respect to 440 Hamilton Avenue.

**FIRST READING
ORDINANCES:**

18. Communication from Corporation Counsel in relation to certain tax review proceedings.

19. Ordinance authorizing the settlement of certain tax review proceedings.

20. Communication from Corporation Counsel in relation to the employment of appraisers in connection with the defense of tax review and small claims assessment review proceedings.

21. Ordinance approving employment of appraisers in connection with the defense of tax review and small claims assessment review proceedings for Fiscal Year 2018-2019.

22. Communication from Chairman, Capital Projects Fund, in relation to Capital Project No. C5522, Westview Avenue Street Reconstruction.

23. Communication from Environmental Officer.

24. Environmental Findings Resolution

25. Ordinance of the Common Council of the City of White Plains to amend the Capital Projects fund by establishing Capital Project No. C5522, Westview Avenue Street Reconstruction.

26. Bond Ordinance dated August 6, 2018, 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 construction, reconstruction, widening or resurfacing of City streets.
27. Communication from Chairman, Capital Projects Board, in relation to Capital Project No. C5520, Electronic Device Replacement Fire and Police FY 2019.
28. Ordinance of the Common Council of the City of White Plains to amend the Capital Projects Fund by establishing Capital Project No. C5522, Electronic Device Replacement Fire and Police FY 2018.
29. Bond Ordinance dated August 6, 2018, authorizing the issuance of \$101,000 aggregate principal amount serial bonds of the City of White Plains, County of Westchester, State of New York, to finance the costs of the acquisition of Police and Fire Alarm Systems and Signal Systems.
30. Communication from Chairman, Capital Projects Board, in relation to Capital Project No. C5521, Digital Scanning Public Safety.
31. Ordinance of the Common Council of the City of White Plains to amend the Capital Projects Fund by establishing Capital Project No. C5521, Digital Scanning Public Safety.
32. Bond Ordinance dated August 6, 2018, authorizing the issuance of \$46,000 aggregate principal amount serial bonds of the City of White Plains, County of Westchester, State of New York, to finance the costs of the acquisition of equipment, machinery and apparatus for improvements to information technology infrastructure.
33. Communication from Commissioner of Public Works in relation to the closure of certain public streets and appropriate parking restrictions on Tuesday, August 7, 2018, for the annual National Night Out on Crime.
34. Ordinance amending an ordinance entitled, "An ordinance of the Common Council of the City of White Plains authorizing the closure of certain portions of public streets for certain events and celebrations taking place in 2018."
35. Communication from Commissioner of Public Safety in relation to a grant from the New York State Governor's Traffic Committee in the amount of \$9,000, for enforcement purposes to reduce the number of accidents involving pedestrians.
36. Ordinance authorizing the Mayor, or his designee, to enter into an agreement accepting a grant award from the New York State Governor's Traffic Safety Committee to be used for a pedestrian safety initiative by the Department of Public Safety.

37. Communication from Commissioner of Public Safety in relation to a contract with the Federal Emergency Management Agency for a Emergency Year 2017 Assistance to Firefighters Grant.
38. Ordinance of the Common Council of the City of White Plains authorizing the Mayor, or his designee, to enter into contract(s) with the Federal Emergency Management Agency in order to receive a Federal Fiscal Year 2017 Assistance to Firefighters Grant, and to authorize the Mayor to direct the Budget Director to transfer funds within the City Special Reserve Fund Budget to reflect said Grant and to amend the FY 2018-2019 General Fund and Public Safety Grant Fund.
39. Communication from Commissioner of Public Safety in relation to a contract to retain the services of American Sign Language Interpreters when needed in cases of emergencies.
40. Ordinance approving employment of American Sign Language Interpreters for public emergencies and other City purposes for Fiscal Years 2018-2019, 2019-2020, and 2020-2021.
41. Communication from Commissioner of Public Safety in relation to an amendment to the Supplemental Uniform Building and Fire Code.
42. Ordinance amending an ordinance entitled, "An ordinance adopting a Supplemental Uniform Building and Fire Prevention Code for the City of White Plains," in relation to the White Plains Fire Code, Part 1, General Requirements, Inspection of Buildings and Premises, at Section C(5)(ii), pertaining to inspection and certificate fees.
43. Communication from Commissioner of Planning in relation to a Community Development Special Rehabilitation Loan not to exceed \$35,000 to Family Services of Westchester, White Plains Guest Home, 32 Ridgeview Avenue.
44. Ordinance authorizing a Community Development Special Rehabilitation Loan not to exceed \$35,000 to Family Services of Westchester, White Plains Guest House, 32 Ridgeview Avenue.
45. Communication from Commissioner of Planning in relation to a Community Development Special Rehabilitation Loan not to exceed \$60,000 to the YWCA White Plains & Central Westchester, North Street Activity Center, for the opening doors to increase accessibility for the disabled at 515 North Street.
46. Ordinance authorizing a Community Development Special Rehabilitation Loan not to exceed \$60,000, to the YWCA White Plains and Central Westchester, North Street Activity Center, for the opening doors at the YWCA, increasing accessibility to the disabled project, 515 North Street.
47. Communication from Commissioner of Finance in relation to budget transfers in the

Information Technology Department and the Office of the Mayor.

48. Ordinance of the Common Council of the City of White Plains authorizing the Mayor to direct the Budget Director to transfer funds and amend the General Fund Budget for Fiscal Year 2017-2018.
49. Communication from Commissioner of Recreation and Parks in relation to an agreement to accept an award from AAA Transportation through Westchester County Department of Senior Programs for senior citizens bus transportation.
50. Ordinance authorizing the Mayor, or his designee, to enter into an agreement accepting an award from AAA Transportation through the Westchester County Department of Senior Programs and Services for Fiscal Year 2018-2019, to be used for senior citizen bus transportation.
51. Communication from Commissioner of Recreation and Parks in relation to a proposed amendment to the Municipal Code Chapter 6-4 to add the prohibition of vaping in the areas that smoking is also prohibited.
52. Ordinance amending Chapter 6-4 of the White Plains Municipal Code to add the prohibition of vaping in the areas that smoking is also prohibited.
53. Communication from Commissioner of Recreation and Parks in relation to an agreement between the City and the New York Rangers, LLC, regarding the hosting of a series of hockey programs at Ebersole Rink.
54. Ordinance of the Common Council of the City of White Plains authorizing the Mayor or his designee to enter into an agreement between the City of White Plains and the New York Rangers, LLC, related to the hosting a series of hockey programs at Ebersole Rink.
55. Communication from Personnel Officer in relation to a proposed amendment to the Municipal Code Compensation and Leave Plan in relation to vacations.
56. Ordinance of the Common Council of the City of White Plains amending Section 2-5-63 of the White Plains Municipal Code in relation to vacations.
57. Communication from Commissioner of Parking in relation to a one year lease agreement with Kenmin Partners for the leasing of the Minerva Kensico Parking Lot.
58. Ordinance of the Common Council of the City of White Plains authorizing the Mayor, or his designee, to enter into a one year lease agreement with Kenmin Partners for the lease of the Minerva Kensico Parking Lot.
59. Communication from Commissioner of Parking in relation to a budget transfer to reflect additional electricity costs.

60. Ordinance authorizing the transfer of funds and amendments in the 2017 - 2018 General Fund Budget to reflect additional electricity costs.
61. Communication from Commissioner of Parking amending a previously approved ordinance that amended the Municipal Code to add Chapter 4-28 Bikeshare Operators, and further amending the title of the Chapter to Shared Alternative Transportation Devices and adding a new Section 4-28.
62. Ordinance amending an ordinance of the City of White Plains entitled, "An Ordinance of the Common Council of the City of White Plains amending Titled IV of the White Plains Municipal Code by adding Chapter 4-28 entitled, Bikeshare Operators, by amending the title of the Chapter to Shared Alternative Transportation Devices and adding a new Section 4-28.
63. Communication from the Deputy Commissioner of Parking in relation to proposed amendments to the Traffic Ordinance at various locations around the City.
64. Ordinance amending the Traffic Ordinance of the City of White Plains in relation to modifying a "Handicapped Parking Spaces - Streets" (Metered Three Hour Maximum) on the west side of Old Mamaroneck Road.

RESOLUTIONS:

65. Communication from Corporation Council in relation to the scheduling of a public hearing for September 4, 2018, on an application submitted on behalf of 120 Bloomingdale Road LLC, and ND Acquisitions LLC ("Applicant") for site plan and special permit approval to construct a 132 dwelling unit residence designed for independent seniors to be known as Waterstone located at 120 Bloomingdale Road.
66. Resolution of the Common Council of the City of White Plains scheduling a public hearing for September 4, 2018, in relation to the application submitted on behalf of 120 Bloomingdale Road LLC, and ND Acquisitions, LLC, for an amendment to the "S" Zone as approved and amended to date by the Common Council with respect to 120 Bloomingdale Road (Section 131.21, Block 3, Lots 2.11 and 2.12 on the Tax Assessments Maps of the City of White Plains), with respect to a site plan application to allow development of 132 apartments, in a multi-family residential project for independent senior living, as well as a parking structure for the existing building at 120 Bloomingdale Road.
67. Communication from Corporation Counsel in relation to the scheduling of a public hearing for September 4, 2018, on an application submitted on behalf OSG Mamaroneck Avenue ILC ("Applicant"), for site plan approval to construct a five level parking structure at 1311 Mamaroneck Avenue.
68. Resolution of the Common Council of the City of White Plains scheduling a public hearing for September 4, 2018, in relation to an application submitted on behalf of OSG Mamaroneck, LLC, for a site plan amendment to construct a ew

parking garage at 1311 Mamaroneck Avenue, White Plains, NY, which is an environmentally sensitive site as defined by Chapter 3-5 of the White Plains Municipal Code.

69. Communication from Commissioner of Building in relation to an application submitted on behalf of White Plains 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.

70. Communications from Design Review Board
71. Commissioner of Planning
72. Planning Board
73. Commissioner of Public Safety
74. Commissioner of Public Works
75. Deputy Commissioner, Traffic Division
76. Transportation Commission
77. Commissioner of Parking
78. Westchester County Planning Board
79. Environmental Officer

80. Environmental Findings Resolution

81. Resolution of the Common Council of the City of White Plains approving the application submitted on behalf of White Plains Hospital Center ("Applicant"), for an amendment to a previously approved special permit and site plan amendment for a Hospital Modernization Plan, granted by the Common Council on September 8, 2009, and amended November 4, 2013, to allow: (A) demolition of three existing buildings and construction of a 215,881 square foot, 124 foot tall, nine story Hospital Office Building at the southwest corner of the intersection of Maple Avenue and Longview Avenue; (B) the replacement of the existing loading dock with a larger loading dock with access and egress limited to East Post Road, and the demolition of an additional building; (C) an amendment of the Master Plan of the Hospital; (D) the addition of a two story bridge connecting second and third floors of the new Hospital Office Building to the main Hospital Building; and (E) creation of a landscaped green area with pedestrian paths and seating areas in the southern portion of the campus along Maple Avenue.

82. Communication from Deputy Commissioner of Finance in relation to the reporting of a Standard Work Day for Common Council Members to the New York State Retirement System.

83. Resolution of the Common Council of the City of White Plains reaffirming, establishing and reporting a Standard Work Day for Common Council Members.

84. Environmental Findings Resolution regarding a one year extension of the site plan approval for 1 Lyon Place (previously known as 95 South Broadway) and 10 Lyon Place (previously known as 4 Lyon Place), on behalf of Esplanade of White Plains Venture Partnership.

85. Resolution of the Common Council of the City of White Plains extending the site plan approval granted on April 4, 2016, and extended for one year by approval granted June 5, 2017, for an additional one year expiring on April 4, 2019, to Esplanade of White Plains Venture Partnership for the project located at 1 Lyon Place and 10 Lyon Place.

ITEMS FOR REFERRAL:

86. Communication from Commissioner of Building in relation to an application for a site plan amendment for 400 Hamilton Avenue, submitted on behalf of AT&T, to modify the existing required parking for 400 Hamilton Avenue.
87. Communication from Commissioner of Building in relation to an amended site plan and special permit application submitted on behalf of Lennar Multifamily Communities and Maple and Broadway Holding for the development of 60 South Broadway for a mixture of multi-family residential units and retail space
88. Communication from Commissioner of Building in relation to an application submitted on behalf of Hale WP Owners LLC, for special permit and site plan approval for construction of proposed multi-family residential development at 97-111 and 100-104 Hale Avenue.