



**COMMON COUNCIL
AGENDA
REGULAR STATED MEETING
April 5, 2021
7:30 PM**

PLEDGE TO THE FLAG: Hon. Jennifer Puja

RECOGNITION: National Community Development Week

ROLL CALL: City Clerk

LOCAL LAW:

1. Communication from the Budget Director in relation to scheduling a public hearing for May 3, 2021 in relation to Local Law Introductory No. 1 of 2021 to amend the Charter of the City of White Plains in relation to Section 68 (5)(C)(a) - Budget. **F/S**
2. Local Law Introductory No. 1 of 2021. A Local Law amending Section 68 (5) (C) (a) of the Charter of the City of White Plains in relation to the Budget and Computing Estimated Revenues. **OFFERED ONLY**
3. Resolution of the Common Council of the City of White Plains scheduling a public hearing for May 3, 2021, in relation to Local Law Introductory No. 1 of 2021 entitled, "A Local Law amending Section 68 (5) (C) (a) of the Charter of the City of White Plains in relation to the Budget and Computing Estimated Revenues." **ADOPTED**

PUBLIC HEARINGS:

4. Public Hearing in relation to the proposed acquisition of property known as 26-28 East Post Road by the White Plains Urban Renewal Agency. **OPENED/CLOSED**
5. Resolution of the Common Council of the City of White Plains authorizing the acquisition of property known as 26 East Post Road by the White Plains Urban Renewal Agency. **ADOPTED**
6. Public Hearing in relation to the proposed acquisition of property known as 60 East Post Road by the White Plains Urban Renewal Agency. **OPENED/CLOSED**

7. Resolution of the Common Council of the City of White Plains authorizing the acquisition of property known as 60 East Post Road by the White Plains Urban Renewal Agency. **ADOPTED**
8. Public Hearing in relation to the proposed acquisition of property known as 42-44 East Post Road by the White Plains Urban Renewal Agency. **OPENED/CLOSED**
9. Resolution of the Common Council of the City of White Plains authorizing the acquisition of property known as 42-44 East Post Road by the White Plains Urban Renewal Agency. **ADOPTED**
10. Communication from Executive Director, Urban Renewal Agency, in relation to an agreement to guarantee payment of White Plains Urban Renewal Agency bond anticipation notes for the acquisition of 26-28 East Post Road, 42 East Post Road and 60 East Post Road. **F/S**
11. Resolution of the Common Council of the City of White Plains authorizing the City to enter into a guaranty agreement guaranteeing the payment pursuant to Subdivision 3 of Section 503-a of the General Municipal Law of certain bond anticipation notes of the White Plains Urban Renewal Agency. **ADOPTED**

**FIRST READING
ORDINANCES:**

12. Communication from Corporation Counsel in relation to certain tax review proceedings. **F/S**
13. Ordinance authorizing the settlement of certain tax review proceedings. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
14. Communication from Corporation Counsel in relation to the settlement of the action of Brian Delaney against the City of White Plains.
15. Ordinance authorizing the settlement of the action of Brian Delaney against the City of White Plains. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
16. Communication from Chairman, Capital Projects Board, in relation to Capital Project No. C5572, entitled "Renovation to City Facilities FY21." **F/S**
17. Communication from Environmental Officer **F/S**
18. Environmental Findings Resolution **ADOPTED**
19. Ordinance of the Common Council of the City of White Plains to amend the Capital Projects Fund by establishing Capital Project No. C5572 entitled "Renovations to City Facilities FY21." **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
20. Bond Ordinance, dated April 5, 2021, 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 cost of the construction or reconstruction of City-owned Buildings. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**

21. Communication from Chairman, Capital Projects Board, in relation to Capital Project No. SW5573, entitled "Windward Avenue Sanitary Sewer Extension." **F/S**
22. Communication from Environmental Officer **F/S**
23. Environmental Findings Resolution **ADOPTED**
24. Ordinance of the Common Council of the City of White Plains to amend the Capital Projects Fund by establishing Capital Project No. SW5573 entitled "Windward Avenue Sanitary Sewer Extension." **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
25. Bond Ordinance, dated April 5, 2021, authorizing the issuance of \$454,500 aggregate principal amount serial bonds of the City of White Plains, County of Westchester, State of New York, to finance the cost of the improvements to the City's Sanitary Sewer System. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
26. Communication from Chairman, Capital Projects Board, in relation to Capital Project No. W5574, entitled "Replace/Reconstruct Various Water Lines FY21." **F/S**
27. Communication from Environmental Officer **F/SB**
28. Environmental Findings Resolution **ADOPTED**
29. Ordinance of the Common Council of the City of White Plains to amend the Capital Projects Fund by establishing Capital Project No. W5574 entitled "Replace/Reconstruct Various Water Lines FY21." **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
30. Bond Ordinance, dated April 5, 2021, authorizing the issuance of \$6,815,000 aggregate principal amount serial bonds of the City of White Plains, County of Westchester, State of New York, to finance the cost of the acquisition and installation of water system improvements. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
31. Communication from Chairman, Capital Projects Board, in relation to Capital Project No. CC5575, entitled "Local Controller Upgrades." **F/S**
32. Communication from Environmental Officer **F/S**
33. Environmental Findings Resolution **ADOPTED**
34. Ordinance of the Common Council of the City of White Plains to amend the Capital Projects Fund by establishing Capital Project No. C5575 entitled "Local Controller Upgrades." **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**

35. Bond Ordinance, dated April 5, 2021, authorizing the issuance of \$71,000 aggregate principal amount serial bonds of the City of White Plains, County of Westchester, State of New York, to finance the cost of the installation and replacement of traffic signals and traffic signal systems. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
36. Communication from Chairman, Capital Projects Board, in relation to Capital Project No. C5576, entitled "Central Control System Replacement." **F/S**
37. Communication from Environmental Officer **F/S**
38. Environmental Findings Resolution **ADOPTED**
39. Ordinance of the Common Council of the City of White Plains to amend the Capital Projects Fund by establishing Capital Project No. C5576 entitled "Central Control System Replacement." **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
40. Bond Ordinance, dated April 5, 2021, authorizing the issuance of \$303,000 aggregate principal amount serial bonds of the City of White Plains, County of Westchester, State of New York, to finance the cost of the acquisition of equipment, machinery and apparatus. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
41. Communication from Commissioner of Public Works in relation to the closure of Court Street between Martine Avenue and Main Street for a Farmers Market. **F/S**
42. Ordinance of the Common Council of the City of White Plains authorizing the closure of Court Street between Martine Avenue and Main Street for a Farmers Market. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
43. Communication from Commissioner of Public Works in relation to Sidewalk Cafes as an important and valued amenity to the residents and restaurant patrons, proposed is a temporary amendment to the Municipal Code Sections 7-9-3 and 7-9-4, Sidewalk Café License, Site Plan Provisions and Standards. **F/S**
44. Ordinance of the City of White Plains temporarily amending the White Plains Municipal Code Sections 7-9-3 and 7-9-4, Sidewalk Café License, Site Plan Provisions and Standards. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
45. Communication from Commissioner of Finance in relation to regulations on Reporting for Elected or Appointed Officials, transmitting an ordinance amending the White Plains Municipal Code Compensation and Leave Plan, and a resolution reaffirming, **FS** establishing and reporting a Standard Work Day for a Common Council Member.
46. Ordinance amending the White Plains Municipal Code by amending the Compensation and Leave Plan in relation to establishing a Standard Work Day for the Mayor. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**

47. Resolution of the Common Council of the City of White Plains reaffirming, establishing and reporting a Standard Work Day for the Mayor. **ADOPTED**
48. Communication from Deputy Commissioner of Planning in relation to the transfer of funds in the Community Development Program Budget. **F/S**
49. Ordinance amending the Community Development Fund Budget by reprogramming funds from the previous Community Development Program Year. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
50. Communication from Director, Youth Bureau, in relation to a grant in the amount of \$12,000, from the Friends of the Youth Bureau to fund the This Way Ahead Program. **F/S**
51. Ordinance authorizing the Mayor to accept a grant award for the This Way Ahead Youth Employment Training Program and to authorize the Budget Director to amend the Fiscal Year 2020-2021 Youth Development Fund to reflect this grant. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
52. Communication from Personnel Director in relation to a revocable license agreement between the City and 711 Westchester Avenue Owner SPE, LLC, for use of private parking at 711 in connection with the City of White Plains Fire Fighter Civil Service Examination. **F/S**
53. Ordinance authorizing the Mayor to enter into a revocable license agreement with 711 Westchester Avenue Owner SPE, LLC, for use of its private parking lots located at 711 Westchester Avenue, in connection with the City of White Plains Fire Fighter Civil Service Examination. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**
54. Communication from Transportation Commission in relation to amendments to the Traffic Ordinance. **F/S**
55. Ordinance amending the Traffic Ordinance of the City of White Plains in relation to modifying a "Two Hour Parking - Monday through Friday" on the North Side of Prospect Street. **ADOPTED 6 - 0. Absent: Mr. Kirkpatrick**

RESOLUTIONS:

56. Communication from the Budget Director in relation to the Proposed Tax Budget of the City of White Plains for Fiscal Years 2021 - 2022, and scheduling a public hearing for May 3, 2021. **F/S**
57. Resolution of the Common Council of the City of White Plains in relation to

setting a public hearing for Fiscal Year 2021-2022 Budget. **ADOPTED**

58. Communication from the Corporation Counsel scheduling a public hearing for May 3, 2021 in relation to a proposed amendment to the Zoning Ordinance with respect to (A) rezoning certain properties fronting on Chester Avenue, Maple Avenue and Cromwell Place to BR-2; (B) removing the Special "S" Zone designation from 6 and 8 Chester Avenue, and 90 Maple Avenue; (C) removing the Special Building Setback along the west side of Chester Avenue; and (D) certain revisions to Dimensional Standards and Uses of the BR-2 District, transmitting a resolution scheduling a public hearing for May 3, 2021. **F/S**
59. Communication from Planning Board. **FS**
60. Communication from the City Clerk. **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, ENVIRONMENTAL OFFICER.**
61. Resolution of the Common Council of the City of White Plains noticing a public hearing for May 3, 2021, in relation to amending an Ordinance entitled, "The Zoning Ordinance of the City of White Plains" by: (A) rezoning certain properties fronting on Chester Avenue, Maple Avenue and Cromwell Place to BR-2; (B) removing the Special "S" Zone designation from 6 and 8 Chester Avenue, and 90 Maple Avenue; (C) removing the Special Building Setback along the west side of Chester Avenue; and (D) certain revisions to Dimensional Standards and Uses in the Business Residential 2 District. **ADOPTED**
62. Communication from Corporation Counsel scheduling a public hearing for May 3, 2021, in relation to an application submitted on behalf of Senlac Ridge Partners for a Zoning Map Amendment associated with a conceptual development project at 701-777 Westchester Avenue. **F/S**
63. Communication from Planning Board. **F/S**
64. Communication from the City Clerk. **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, ENVIRONMENTAL OFFICER.**
65. Resolution of the Common Council of the City of White Plains noticing a public hearing for May 3, 2021, in relation to a Petition for a Zoning Map Amendment to overlay the Planned Campus Development District on property known as 701-777 Westchester Avenue. **ADOPTED**

- 66. Communication from the Corporation Counsel in relation to an application submitted on behalf Meryde Group of Hotels LLC for a Special Permit and Site Plan Approval to construct a hotel with 87 guest rooms at 441 Central Avenue, and scheduling a public hearing for May 3, 2021. **F/S**
- 67. Communication from the 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, ENVIRONMENTAL OFFICER.**
- 68. Resolution of the Common Council of the City of White Plains scheduling a public hearing for May 3, 2021, in relation to an application submitted on behalf of Meryde Group of Hotels, LLC, for a Special Permit for a “Hotel” at 441 Central Avenue, White Plains. **ADOPTED**
- 69. Communication from Commissioner of Building in relation to an application submitted on behalf of Greystar Real Estate Partners LLC and Greystar Development East, LLC seeking site plan approval to construct a mixed use project at 85 North Lexington Avenue a/k/a the Gateway II site. **F/S**

ITEMS 70 - 79 F/S

- 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 of Parking
- 76. Transportation Commission
- 77. Commissioner of Parking
- 78. Westchester County Planning Board
- 79. Environmental Officer

- 80. Environmental Findings Resolution **ADOPTED**
- 81. Resolution of the Common Council of the City of White Plains approving the application submitted on behalf of Greystar Real Estate Partners, LLC., and Greystar East, LLC, seeking site plan approval to construct a mixed use project at 85 North Lexington Avenue, a/k/a the Gateway II site. **ADOPTED**
- 82. Communication from the Mayor in relation to the certification of a Home Rule Request seeking enactment of State Legislation amending Section 1210 of the Tax Law extending the sunset provision in relation to the Local Sales Tax retained by the City of White Plains (Assembly Bill No. A4588 and Senate Bill No. S.3501). **F/S**
- 83. Resolution authorizing the certification of a Home Rule Request seeking enactment of State Legislation amending Section 1210 of the Tax Law extending

the sunset provision in relation to the Local Sales Tax retained by the City of White Plains (Assembly Bill No. A4588 and Senate Bill No. S.3501). **ADOPTED**

84. Communication from the Mayor in relation to the certification of a Home Rule Request seeking enactment of State Legislation amending Section 1202-aa(10) of the Tax Law to extend until December 31, 2024 the authority of the City of White Plains to impose an Occupancy Tax (Assembly Bill No.A5795 and Senate Bill No.S1558). **F/S**
85. Resolution of the Common Council of the City of White Plains authorizing the certification of a Home Rule Request seeking enactment of State Legislation amending Section 1202-aa(10) of the Tax Law to extend until December 31, 2024 the authority of the City of White Plains to impose an Occupancy Tax (Assembly Bill No.A5795 and Senate Bill No.S1558). **ADOPTED**
86. Communication from Personnel Officer in relation to the approval of compensation of a certain position at the White Plains Housing Authority. **F/S**
87. Resolution of the Common Council of the City of White Plains for the approval of the compensation for a certain position in the White Plains Housing Authority. **ADOPTED**

ITEMS FOR REFERRAL:

88. Communication from the Commissioner of Building in relation to an application submitted on behalf Mount Hope A.M.E. Zion Church for an extension of a previously approved Site Plan and Special Permit to construct a residential project at 65 Lake Street. **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, ENVIRONMENTAL OFFICER.**
89. Communication from the Commissioner of Building in relation to the an application submitted on behalf of Maple and Broadway Holding of an application for a site plan extension for proposed multi-use development at 60 South Broadway. **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, ENVIRONMENTAL OFFICER.**