



**COMMON COUNCIL  
AGENDA  
REGULAR STATED MEETING  
APRIL 2, 2018  
7:30 P.M.**

**PLEDGE TO THE FLAG:** Hon. Nadine Hunt-Robinson

**ROLL CALL:** City Clerk

**RECOGNITION:** Community Development Block Grant Program  
National Community Development Week  
April 2, 2018 - April 6, 2018

**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 MAY 7, 2018.**
2. Public Hearing in relation to the application submitted on behalf of Saber White Plains LLC and Chauncey White Plains, LLC, (Saber Chauncey WP LLC) for Special Permits to construct a mixed use development at 100-106 Westchester Avenue, 90-96 Westchester Avenue, 80 Westchester Avenue, and on certain lots on Franklin Avenue, White Plains, NY. **OPENED/CLOSED**
3. Communication from the Environmental Officer in relation to an application submitted on behalf of Saber Chauncey WP LLC, for site plan and special permit approvals to construct a mixed use development known as The Collection, at 100 - 106 Westchester Avenue, 90 - 96 Westchester Avenue, 80 Westchester Avenue, and on certain lots on Franklin Avenue. **F/S**
4. Environmental Findings Resolution **ADOPTED 5 - 2. NAYS: Mr. Krolian and Mrs. Lecuona**

5. Communication from Corporation Counsel in relation to a contract of sale and an easement agreement with Saber Chauncey WP, LLC, whereby the City's Franklin Avenue Parking Lot will be transferred to Saber Chauncey WP, LLC, and whereby Saber will construct a new building and garage where the City will have the right to use and occupy 275 parking spaces in the new building and garage. **F/S**
  
6. Ordinance authorizing the Mayor or his designee to sign a contract of sale and an easement agreement with Saber Chauncey WP, LLC, pursuant to which title to the City's Franklin Avenue Parking Lot is to be transferred to Saber, Saber will construct a new building and garage and the City will have the right to use and occupy 275 spaces in the new building and garage. **ADOPTED 5 - 2. NAYS: MR. KROLIAN AND MRS. LECUONA**

**ITEMS 7 - 16 F/S**

7. Communications from Commissioner of Building
8. Design Review Board
9. Commissioner of Planning
10. Planning Board
11. Commissioner of Public Safety
12. Commissioner of Public Works
13. Deputy Commissioner, Traffic Division
14. Transportation Commission
15. Commissioner of Parking
16. Westchester County Planning Board
  
17. Resolution of the Common Council of the City of White Plains approving the application submitted on behalf of Saber Chauncey WP, LLC, seeking site plan approval and special permit to construct a project known as The Collection. **ADOPTED 5 - 2. NAYS: MR. KROLIAN AND MRS. LECUONA.**

**FIRST READING  
ORDINANCES:**

18. Communication from Corporation Counsel in relation to certain tax review proceedings. **F/S**
  
19. Ordinance authorizing the settlement of certain tax review proceedings. **ADOPTED 7 - 0**
  
20. Communication from Corporation Counsel in relation to a license agreement between the City and Metro-North Commuter Railroad regarding construction storage on City-owned property during the renovation of the White Plains Railroad Station. **F/S**
  
21. Ordinance of the Common Council of the City of White Plains authorizing the Mayor or his designee to enter into a license agreement between the City of White Plains and Metro-North Commuter Railroad Company related to construction storage for the renovation of the White Plains Railroad Station. **ADOPTED 7 - 0.**

22. Communication from Corporation Counsel in relation to a Memorandum of Understanding between the City and the Westchester Arts Council, Inc, d/b/a ArtsWestchester, regarding the installation of a temporary street painting in the vicinity of 31 Mamaroneck Avenue. **F/S**
23. Ordinance of the Common Council of the City of White Plains authorizing the Mayor or his designee to enter into a Memorandum of Understanding between the City of White Plains and Westchester Arts Council, Inc. d/b/a ArtsWestchester, related to installation of a temporary street painting in the vicinity of 31 Mamaroneck Avenue. **ADOPTED 7 - 0**
24. Communication from the Mayor in relation to the approval and ratification of the March 14, 2018, Stipulation of Agreement between the City of White Plains and the Deputy Fire Chiefs, and authorizing the Budget Director to transfer the necessary funds for payments under the agreement, and authorizing the Mayor to enter into a Collective Bargaining Agreement. **F/S**
25. Ordinance approving and ratifying the March 14, 2018 Stipulation of Agreement between the negotiating representatives of the City of White Plains, and the Deputy Fire Chiefs, authorizing the Mayor to direct the Budget Director to transfer the necessary funds and the Commissioner of Finance to start payments under the Agreement, and authorizing the Mayor to enter into a Collective Bargaining Agreement containing the terms of the Agreement. **ADOPTED 7 - 0**
26. Communication from the Mayor in relation to the ratification of the March 14, 2018 Stipulation of Agreement between the City of White Plains and the Professional Fire Fighters Association, Inc., authorizing the Mayor to amend the terms of the Collective Bargaining Agreement, covering the period July 1, 2015 through June 30, 2018. **F/S**
27. Ordinance ratifying the March 14, 2018 Stipulation of Agreement between the negotiating representatives of the City of White Plains, and the Professional Fire Fighters Association, Inc., authorizing the Mayor to amend the terms of the Collective Bargaining Agreement, which covers the period July 1, 2015 through June 30, 2018. **ADOPTED 7 - 0**
28. Communication from Chairman, Capital Projects Board, in relation to Capital Project No. W5508, Replace/Reconstruct Various Water Lines FY 2018. **F/S**
29. Communication from Environmental Officer. **F/S**
30. Environmental Findings Resolution **ADOPTED**
31. Ordinance of the Common Council of the City of White Plains to amend the Capital Projects Fund by establishing Capital Project No. W5508, Replace/Reconstruct Various Water Lines FY 2018. **ADOPTED 7 - 0**
32. Bond Ordinance dated April 2, 2018, authorizing the issuance of \$2,777,500

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 and installation of water system improvements. **ADOPTED 7 - 0**

33. Communication from Chairman, Capital Projects Board, in relation to Capital Project No. C5510, Public Safety Building Exterior Renovation. **F/S**
34. Communication from Environmental Officer. **F/S**
35. Environmental Findings Resolution **ADOPTED**
36. Ordinance of the Common Council of the City of White Plains to amend the Capital Projects Fund by establishing Capital Project No. C5510, Public Safety Building Exterior Renovation. **ADOPTED**
37. Bond Ordinance dated April 2, 2018, authorizing the issuance of \$55,500 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 or reconstruction of City-owned Buildings. **ADOPTED 7 - 0**
38. Communication from Chairman, Capital Projects Fund, in relation to Capital Project No. C5509, Led Street Light Improvements. **F/S**
39. Communication from Environmental Officer. **F/S**
40. Environmental Findings Resolution **ADOPTED**
41. Ordinance of the Common Council of the City of White Plains to amend the Capital Projects Fund by establishing Capital Project No. C5509, Led Street Light Improvements. **ADOPTED**
42. Communication from Commissioner of Public Works in relation to amendments to a previously approved ordinance which authorized the closure of certain public street and appropriate parking restrictions for certain City events and celebrations taking place in 2018. **F/S**
43. 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 closure of certain portions of public streets for certain events and celebrations taking place in 2018." **ADOPTED 7 - 0**
44. Communication from Commissioner of Public Safety in relation to a donation in the amount of \$10,000 to be used to support the Public Safety K-9 Police Unit. **F/S**
45. 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, a donation in the amount of \$10,000. **ADOPTED 7 - 0**

46. Communication from Commissioner of Planning in relation to the reprogramming of funds from previous Community Development Program Years and amending the Community Development Fund Budget. **F/S**
47. Ordinance amending the Community Development Fund Budget by reprogramming funds from previous Community Development Program Years. **ADOPTED 7 - 0**
48. Communication from Commissioner of Finance in relation to the acceptance of the proposed White Plains Downtown Business Improvement District Budget for the 2018-2019 Fiscal Year ending June 30, 2019, and the preparation of an assessment roll based thereon. **F/S**
49. Ordinance accepting the 2018-2019 Budget for the White Plains Downtown Business Improvement District and directing the preparation of an assessment roll based thereon. **ADOPTED 7 - 0**
50. Communication from Commissioner of Finance in relation to the transfer of funds in the amount of \$442,700 from Public Works to the General Fund regarding the Energy Performance Contract between the City and the New York Power Authority to finance the installation of LED street lights. **F/S**
51. Ordinance of the Common Council of the City of White Plains authorizing the transfer of \$442,700 from Public Works to the General Fund to property account for the Energy Performance Contract between the City of White Plains and New York Power Authority in relation to the financing of the installation of LED street lights. **ADOPTED 7 - 0**
52. Communication from Director, Youth Bureau, in relation to the Schedule of User Fees for various programs and camps organized and operated by the Youth Bureau for Fiscal Year 2018-2019. **F/S**
53. Ordinance of the Common Council of the City of White Plains establishing and approving a fee schedule for various programs and camps organized and operated by the Youth Bureau for Fiscal Year 2018-2019. **ADOPTED 7 - 0**
54. Communication from Director, Youth Bureau, in relation to a contract and contribution from Kent Warner to support the Youth Bureau's My Brother's Keeper - 5 Steps to Five Programs. **F/S**
55. Ordinance of the Common Council of the City of White Plains amending an ordinance adopted February 6, 2017, to authorize a contract with and receive a contribution from Kent Warner to the White Plains Youth Bureau to support the My Brother's Keeper - 5 Steps to Five Program. **ADOPTED 7 - 0**

56. Communication from Director, Youth Bureau, in relation to a contract with the Friends of the White Plains Youth Bureau regarding a grant to administer the This Way Ahead - New York Youth Employment Initiative. **F/S**
57. Ordinance of the Common Council of the City of White Plains authorizing the Mayor or his designee to enter into a contract with the Friends of the White Plains Youth Bureau to accept a grant on behalf of the City of White Plains (through its Youth Bureau) to administer the This Way Ahead - New York Youth Employment Initiative for the period March 1, 2018 through December 31, 2018 and to amend the FY 2017 - 2018 Youth Development Fund to reflect said grant. **ADOPTED 7 - 0**
58. Communication from Director, Youth Bureau, regard a contract with Bushido School of Karate, Inc., to provide karate classes for the Youth Bureau in conjunction with the Healthy and Fit for Life Program. **F/S**
59. Ordinance of the Common Council of the City of White Plains authorizing the Mayor, or his designee, to enter into a contract with the Bushido School of Karate, Inc., to provide karate classes for the Youth Bureau under the Healthy and Fit for Life Program for the period April 2, 2018 through December 21, 2018. **ADOPTED 7 - 0**
60. Communication from Deputy Commissioner of Parking, in relation to an agreement between the City and the New York State Department of Transportation, to allow for a bus shelter and amenities on the sidewalk easement along the south side of Main Street between Bank Street and the railroad overpass. **F/S**
61. Ordinance of the Common Council of the City of White Plains authorizing the Mayor or his designee to execute an agreement with the New York State Department of Transportation, to allow for the installation and maintenance of a bus shelter and amenities on the sidewalk easement along the south side of Main Street between Bank Street and the railroad overpass. **ADOPTED 7 - 0**

#### **RESOLUTIONS:**

62. Communication from Chief Deputy Budget Director in relation to the scheduling of a public hearing for Monday, May 7, 2018, to consider the Tax Budget of the City of White Plains for Fiscal Year 2018-2019. **F/S**
63. Resolution of the Common Council of the City of White Plains in relation to setting a public hearing for Fiscal Year 2018-2019 Budget. **ADOPTED**
64. Communication from Corporation Counsel in relation to a proposed amendment to the Zoning Ordinance to re-zone certain properties on: A) Cobb Avenue from the R1-12.5 Single Family Zoning District to the R1-5 Single Family Zoning District; and B) Saxon Wood Park Drive from the R1-12.5 Single Family Zoning District to the R1-7.5 Single Family Zoning District, and scheduling a public hearing for May 7, 2018. **F/S**

65.                    Communications from                    Planning Board **F/S**  
66.                    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, CONSERVATION BOARD, WESTCHESTER COUNTY PLANNING BOARD AND ENVIRONMENTAL OFFICER.**
67.                    Resolution of the Common Council of the City of White Plains noticing a public hearing for May 7, 2018, in relation to an ordinance amending an ordinance entitled The Zoning Ordinance of the City of White Plains with respect to re-zoning certain properties on: A) Cobb Avenue from the R1-12.5 Single Family Zoning District to the R1-5 Single Family Zoning District; and B) Saxon Wood Park Drive from the R1-12.5 Single Family Zoning District to the R1-7.5 Single Family Zoning District. **ADOPTED**
68.                    Communication from Corporation Counsel in relation to a proposed amendment to the Zoning Ordinance of the City of White Plains with respect to creating a new Light Industrial Mixed Use 2 (LI-M2) Zoning District, re-zoning certain properties in the Light Industrial (LI.I) Zoning District, and amending the Official Zoning Map to remove the 10 foot special building setback on Haarlem Avenue, and 5 foot special building setback on Holland Avenue, and scheduling a public hearing for May 7, 2018. **F/S**
69.                    Communications from                    Planning Board **F/S**  
70.                    Commissioner of Planning **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.**
71.                    Resolution of the Common Council of the City of White Plains noticing a public hearing for May 7, 2018, in relation to an ordinance amending an ordinance entitled the Zoning Ordinance of the City of White Plains, by creating a new Light Industrial Mixed Use 2 (LI-M2) Zoning District, re-zoning certain properties in the LI Light Industrial District, and amending the Official Zoning Map to remove the ten (10) foot special building setback on Haarlem Avenue and five (5) foot special building setback on Holland Avenue. **ADOPTED**
72.                    Communication from Corporation Counsel in relation to the scheduling of a public hearing for May 7, 2018 regarding a request for special permit and site plan approval for a new nine story multi-family residential building (Brookfield Commons Phase II), by Trinity Financial, Inc., in collaboration with the White Plains Housing Authority. **F/S**

73. Resolution of the Common Council of the City of White Plains scheduling a public hearing for May 7, 2018 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. **ADOPTED**
74. Communication from Commissioner of Recreation and Parks in relation to a license agreement between the City and Bensidoun USA, to extend the operation of the Farmer's Market to include Saturdays commencing May 19, 2018. **F/S**
75. Resolution of the Common Council of the City of White Plains authorizing the operation of the Farmer's Market on Saturdays in accordance with the license agreement executed in March 2017 and approved by the Common Council on February 6, 2017. **ADOPTED**
76. Communication from the Personnel Director in relation to the compensation of a certain position in the White Plains Housing Authority. **F/S**
77. Resolution of the Common Council of the City of White Plains for the approval of the compensation for a certain position of the White Plains Housing Authority. **ADOPTED**

#### **ITEMS FOR REFERRAL:**

78. Communication from Deputy Commissioner of Building in relation to a request by Danone Foods, Inc., and the Dannon Company, Inc., for a extension of a special permit and site plan approval for reconstruction at the Source, 100 Bloomingdale Road, also known as 1 Maple 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.**

#### **ITEMS FOR INFORMATION:**

79. Communication from Chairman, Historic Preservation Commission, transmitting a resolution of the Commission recommending the designation of the property known as Good Counsel, 52 North Broadway, as a Local Landmark. **F/S**