

**WESTCHESTER COUNTY FAIR AND AFFORDABLE HOUSING
IMPLEMENTATION PLAN**

August 9, 2010

**Appendix D-2(i): Letter of July 30, 2010 to James E. Johnson RE: Discretionary
Funding**



Robert P. Astorino
County Executive

July 30, 2010

James E. Johnson, Esq.
Debevoise & Plimpton, LLP
919 Third Avenue
New York, NY 10022

**Re: United States ex rel Anti-Discrimination Center of
Metro New York, Inc. v. Westchester County, New York**

Dear Jim:

In your July 7th letter to the County Executive, in which you commented on the County's revised Implementation Plan of March 12, 2010, you requested that the County provide a list of all of the types of funding or other assistance that flow from the County to municipalities. You further requested that the list differentiate between discretionary and mandatory funding, and provide the legal basis for mandatory funding.

Attached hereto is a list responsive to your request. We believe it is complete, but if we become aware of additional responsive information, we will supplement the list at that time.

Sincerely yours,

Kevin J. Plunkett, Esq.
Deputy County Executive

Cc: Robert P. Astorino, County Executive
Robert Meehan, County Attorney
Mary J. Mahon, Senior Assistant to the County Executive

Office of the County Executive

Michaelian Office Building
White Plains, New York 10601

Telephone: (914) 995-2900

E-mail: ce@westchestergov.com

LIST OF FUNDING OR ASSISTANCE TO MUNICIPALITIES
(7/30/10)

I. Mandatory

- 1) Sales Tax Distribution – NY Tax Law §1262-b
- 2) Mortgage Tax Distribution – NY Tax Law §261(3)
- 3) Senior Citizen Programs – services mandated by funding source
 - a) 3B – Transportation
 - b) 3C1 – Nutritional
 - c) 3C2 – Nutritional
 - d) SNAP – Senior Nutritional Assistance Program
 - e) CSE – Community Services for Elderly
- 4) Housing Opportunities for Persons with AIDS/HIV (only Yonkers, Mt. Vernon and New Rochelle)
- 5) Selective Traffic Enforcement Program (STEP) for local police

II. Discretionary

- 1) Legacy Program
 - 2) ~~Housing Infrastructure Fund (HIF)~~
 - 3) New Homes and Land Acquisition
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III. Some discretion subject to conditions and requirements established other than by the County of Westchester

- 1) Community Development Block grant (CDBG)
- 2) East of Hudson Fund under the NYC Watershed Agreement

IV. Other

- 1) Prisoner Transportation Agreements - County responsibility
- 2) Snow and Ice Agreements – County responsibility
- 3) STOP – DWI program – coordinates joint enforcement activities and reimburses municipalities for added DWI patrols and sobriety checkpoints
- 4) Law Enforcement Terrorism Prevention Program. Overtime reimbursement for local police. Federal money administered through State. County is mandated to coordinate communication and exercises with local police.
- 5) Secure the Cities Training – Overtime reimbursement for local police. Federal money disbursed through New York City. County mandated to conduct exercises and train local municipal departments.