

**HONORABLE BOARD OF LEGISLATORS
THE COUNTY OF WESTCHESTER, NEW YORK**

Your Committee is in receipt of a transmittal from the County Executive recommending approval of a bond act (the “Bond Act”) in the total aggregate amount of \$1,004,000 to authorize the County of Westchester (the “County”) to finance the following two (2) capital projects:

- BPS37 - New Stop DWI Simulator
- BPS39 - Helicopter Airborne Camera

Your Committee is advised that the Bond Act, prepared by the law firm of Harris Beach PLLP, would authorize the County to issue bonds in the total amount of \$1,004,000 to finance the cost of acquisition of the below equipment required by the Department of Public Safety (“Department”), including:

- (i) DWI Driving Simulator Cab, including a 3 DOF Motion System, SkillTrak Reaction Time Software, 30’ Tag Trainer and storage facility.
- (ii) FLIR 380 HDc Airborne camera system for Public Safety’s Aviation Helicopter.

Your Committee is advised that the anticipated cost estimates and anticipated project timeline for each capital project is set forth below:

BOND ACT – DPS EQUIPMENT REPLACEMENT PROJECTS

Cap ID	Project	Anticipated Amount	Time Frame (Months)
BPS37	New Stop DWI Simulator	\$414,000	12-18 Months
BPS39	Helicopter Airborne Camera System	\$590,000	6 Months
Total:		\$1,004,000	

Your Committee is advised that the proposed Bond Act authorizes financing for like objects or purposes in connection with multiple capital projects. It is hoped that by combining projects that have the same objects and purposes into a single bond act, the County can dramatically reduce the amount of bond legislation that your Honorable Board would be required to review, thereby expediting the approval process and avoiding backlogs.

Your Committee is further advised that the County Budget Department is submitting the proposed Bond Act to your Honorable Board simultaneously with the proposed 2024 Capital Budget. It is the County's goal to submit the proposed Bond Act now so that the referenced projects will be ready to proceed without delay in early 2024.

The Planning Department has advised your Committee that based on its review, the above-referenced capital projects may be classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this recommendation.

It should be noted that an affirmative vote of two-thirds of the members of your Honorable Board is required in order to adopt the Bond Act. Your Committee recommends the adoption of the proposed Bond Act.

Dated: _____, 20____
White Plains, New York

COMMITTEE ON

cmc/09.28.2023

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: _____

NO FISCAL IMPACT PROJECTED

SECTION A - CAPITAL BUDGET IMPACT

To Be Completed by Budget

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

Source of County Funds (check one):

Current Appropriations

Capital Budget Amendment

BPS37 & BPS39

SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 1,004,000 PPU 5 Anticipated Interest Rate 3.59%

Anticipated Annual Cost (Principal and Interest): \$ 225,904

Total Debt Service (Annual Cost x Term): \$ 1,129,520

Finance Department: Interest rates from October 10, 2023 Bond Buyer - ASBA

SECTION C - IMPACT ON OPERATING BUDGET (exclusive of debt service)

To Be Completed by Submitting Department and Reviewed by Budget

Potential Related Expenses (Annual): \$ -

Potential Related Revenues (Annual): \$ -

Anticipated savings to County and/or impact of department operations

(describe in detail for current and next four years):

SECTION D - EMPLOYMENT

As per federal guidelines, each \$92,000 of appropriation funds one FTE Job

Number of Full Time Equivalent (FTE) Jobs Funded: 11

Prepared by: Dianne Vanadia

Title: Associate Budget Director

Department: Budget

Date: 10/7/23

Reviewed By: 


DV 10/11/23

Date:

Budget Director

10/11/23

TO: Michelle Greenbaum, Senior Assistant County Attorney
Jeffrey Goldman, Senior Assistant County Attorney
Carla Chaves, Senior Assistant County Attorney

FROM: David S. Kvinge, AICP, RLA, CFM 
Assistant Commissioner

DATE: September 29, 2023

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR 2024 CAPITAL PROJECTS BOND ACT -- PUBLIC SAFETY**

In connection with the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617 (SEQR), the Department of Planning has reviewed the proposed bond act legislation that would finance the following capital projects:

Capital Project	Project Title	Fact Sheet ID	Approved by Planning
BPS37	New Stop DWI Simulator	2309	08/21/2023
BPS39	Helicopter Airborne Camera System	2308	08/21/2023

The Planning Department advises that these projects for which funding is being requested may be classified as **TYPE II actions** pursuant to section(s):

- **617.5(c)(31):** purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials.

As such, no environmental review is required.

DSK/jg

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Dianne Vanadia, Associate Budget Director
Robert Abbamont, Director of Operations, Department of Public Works & Transportation
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

ACT NO. -20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,004,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF EQUIPMENT UPGRADES FOR THE DEPARTMENT OF PUBLIC SAFETY; STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$1,004,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,004,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20__)

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, to the provisions of other laws applicable thereto, \$1,004,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the acquisition of equipment upgrades for the Department of Public Safety comprised of the following capital projects: BPS37 and BPS39, all as set forth in the County's current year Capital Budget, as

amended. The total estimated maximum cost of said objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof is \$1,004,000. The plan of financing includes the issuance of \$1,004,000 bonds herein authorized, and any bond anticipation notes issued in anticipation of the sale of such bonds, and the levy of a tax to pay the principal of and interest on said bonds.

Section 2. The period of probable usefulness applicable to the objects or purposes for which the bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 89 of the Law, is five (5) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$1,004,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to

providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 5. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

* * *

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on _____, 20__ and approved by the County Executive on _____, 20__ and the validity of the obligations authorized by such Bond Act may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Westchester, in the State of New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Complete copies of the Bond Act summarized herewith shall be available for public inspection during normal business hours at the Office of the Clerk of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. _____-20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,004,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF EQUIPMENT UPGRADES FOR THE DEPARTMENT OF PUBLIC SAFETY; STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$1,004,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,004,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20__)

object or purpose: to finance the cost of acquisition of equipment upgrades for the Department of Public Safety comprised of the following capital projects: BPS37 and BPS39; all as set forth in the County's current year Capital Budget, as amended.

amount of obligations to be issued:
and period of probable usefulness: \$1,004,000, five years

Dated: _____, 20__
White Plains, New York

Clerk and Chief Administrative Officer of the
County Board of Legislators of the County of
Westchester, New York

CAPITAL PROJECT FACT SHEET

Project ID:* BPS37	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-02-2024
Fact Sheet Year:* 2024	Project Title:* NEW STOP DWI SIMULATOR	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* PUBLIC SAFETY	CP Unique ID: 2309

Overall Project Description

This project funds the replacement of the Department of Public Safety's Stop DWI Driving Simulator Cab, The simulator replacement includes a 3 DOF Motion System, SkillTrak Reaction Time Software, 30' Tag Trainer and a storage facility. The purpose of the Simulator is also to teach good skills:check your mirrors, be aware of other drivers and look out for any hazards that might be forthcoming.

- | | | |
|---|--|---|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input checked="" type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input checked="" type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2024	2025	2026	2027	2028	Under Review
Gross	414	0	414	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	414	0	414	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of: 0

Current Bond Description: Bonding is requested to fund the replacement of the Department of Public Safety's Stop DWI Driving Simulator Cab, The simulator replacement includes a 3 DOF Motion System, SkillTrak Reaction Time Software, 30' Tag Trainer and a storage facility.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	414,000
Cash:	0
Total:	\$ 414,000

SEQR Classification:
TYPE II

Amount Requested:
414,000

Expected Design Work Provider:

- County Staff
 Consultant
 Not Applicable

Comments:

Energy Efficiencies:

Total Financing History:
0

Recommended By:

Department of Planning
MLLL

Date
08-21-2023

Department of Public Works
RJB4

Date
08-21-2023

Budget Department
DEV9

Date
08-23-2023

Requesting Department
SQGQ

Date
08-23-2023

CAPITAL PROJECT FACT SHEET

Project ID:* BPS39	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-02-2024
Fact Sheet Year:* 2024	Project Title:* HELICOPTER AIRBORNE CAMERA SYSTEM	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* PUBLIC SAFETY	CP Unique ID: 2308

Overall Project Description

This project funds replacement of one FLIR 380 HDc airborne camera system for Public Safety's Aviation Helicopter.

- | | | |
|---|--|---|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input checked="" type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input checked="" type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2024	2025	2026	2027	2028	Under Review
Gross	590	0	590	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	590	0	590	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 0

Current Bond Description: Bonding is requested to fund replacement and installation of one FLIR 380 HDc airborne camera system for Public Safety's Aviation Helicopter.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	590,000
Cash:	0
Total:	\$ 590,000

SEQR Classification:

TYPE II

Amount Requested:

590,000

Expected Design Work Provider:

- County Staff
 Consultant
 Not Applicable

Comments:

Energy Efficiencies:

Total Financing History:

0

Recommended By:

Department of Planning

MLLL

Date

08-21-2023

Department of Public Works

RJB4

Date

08-21-2023

Budget Department

DEV9

Date

08-23-2023

Requesting Department

SQQQ

Date

08-23-2023

NEW STOP DWI SIMULATOR (BPS37)

User Department : Public Safety

Managing Department(s) : Public Safety ;

Estimated Completion Date: TBD

Planning Board Recommendation: Project without physical planning aspects of concern to the Westchester County Planning Board.

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2024	2025	2026	2027	2028	Under Review
Gross	414			414					
Non County Share									
Total	414			414					

Project Description

This project funds the replacement of the Department of Public Safety's Stop DWI Driving Simulator Cab, The simulator replacement includes a 3 DOF Motion System, SkillTrak Reaction Time Software, 30' Tag Trainer and a storage facility.

Current Year Description

The current year amount funds the project.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2024	414,000			414,000

Impact on Operating Budget

The impact on the Operating Budget is the debt service associated with the issuance of bonds.

HELICOPTER AIRBORNE CAMERA SYSTEM (BPS39)

User Department : Public Safety
Managing Department(s) : Public Safety ;
Estimated Completion Date: TBD
Planning Board Recommendation:

FIVE YEAR CAPITAL PROGRAM (in thousands)									
	Est Ult Cost	Appropriated	Exp / Obl	2024	2025	2026	2027	2028	Under Review
Gross	590			590					
Non County Share									
Total	590			590					

Project Description

This project funds the replacement of one FLIR 380 HDc airborne camera system for Public Safety's Aviation Helicopter Air 3.

Current Year Description

The current year request funds the project.

Current Year Financing Plan				
Year	Bonds	Cash	Non County Shares	Total
2024	590,000			590,000

Impact on Operating Budget

The impact on the Operating Budget is the debt service associated with the issuance of bonds.