

# Westchester County

George Latimer  
County Executive

June 30, 2023

Westchester County Board of Legislators  
800 Michaelian Office Building  
White Plains, New York 10601

Dear Members of the Board of Legislators:

Transmitted herewith for your review and approval is an Act which, if adopted, would authorize the County of Westchester ("County") to amend its current year Capital Budget (the "Capital Budget Amendment"), as well as adopt a related Bond Act ("Bond Act") which, if adopted, would authorize the County to issue \$1,100,000 in bonds to finance the following capital project:

RB03Y – Main Street over Bronx River Parkway and Bronx River, White Plains ("RB03Y").

This project funds the rehabilitation of the existing bridge structure including removal and replacement of the existing wearing surface and waterproofing, rehabilitation of masonry joints, approaches, railings and associated work. The structure consists of two spans; 63' long by 100' wide and 60' long by 72' wide.

The proposed Capital Budget Amendment will amend the County's current year capital budget to increase the County share for RB03Y by \$1,100,000, to fund increased costs associated with this project.

The Bond Act, in the amount of \$1,100,000, would finance additional construction management and construction costs associated with the rehabilitation of the bridge.

The Department of Public Works and Transportation ("Department") has advised that additional funding is needed to cover the full cost of construction management and to provide construction contingency for this project. The bids received for this project were higher than the available construction funding. In order to proceed with the project in a timely matter, a portion of the available construction management funding was used to award the construction contract. In addition, since construction is partially funded with Federal funds, an increased level of inspection and reporting is required. Finally, the additional funding will restore the construction contingency for possible unforeseen conditions.

The Department has further advised that this bridge, which was built in 1922 and has an annual daily traffic count ("AADT") of 42,900, is in need of rehabilitation to maintain a safe roadway for the traveling public. In 2021, the New York State Department of Transportation gave the bridge a condition rating of 4.48 and the bridge has continued to deteriorate. This rating system, using a scale of 1 ("hazardous") through 7 ("new"), is a weighted average of the condition of an evaluated bridge. A rating below 5 indicates that a bridge requires work and delay of this work could result in the continued deterioration of the bridge.

Office of the County Executive

Michaelian Office Building  
148 Martine Avenue  
White Plains, New York 10601

The construction contract has been awarded and construction has begun. It is anticipated that construction will take thirty (30) months to complete.

It should be noted that your Honorable Board has previously authorized the County to issue bonds to finance a prior phase of RB03Y as follows: Bond Act No. 168-2019 in the amount of \$3,300,000 which financed the cost of design, construction inspection and construction associated with rehabilitation of the existing structure. \$1,032,925 in bonds under Bond Act No. 168-2019 have been sold. The proposed Bond Act will authorize an additional \$1,100,000 in construction management and construction funding for this project.

Planning Department has advised that based on its review, the above-referenced capital project has been 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 further environmental review is required. As you know, your Honorable Board may use such expert advice to reach its own conclusion.

In addition, Section 167.131 of the County Charter mandates that a capital budget amendment that introduces a new capital project or changes the location, size or character of an existing capital project be accompanied to the Board of Legislators by a report of the Westchester County Planning Board (the "Planning Board") with respect to the physical planning aspects of the project. The Planning Department has advised that the Planning Board has previously reviewed this project and issued a report, and that since there is no change in the scope of the work and this is simply a change in the financing plan, no further action by the Planning Board is necessary at this time.

Based on the importance of this project to the County, favorable action on the proposed Capital Budget Amendment and Bond Act is respectfully requested.

Sincerely,



George Latimer  
County Executive

GL/HJG/jpg  
Attachments

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

Your Committee is in receipt of a transmission from the County Executive recommending approval of an Act amending the County of Westchester's (the "County") current-year Capital Budget (the "Capital Budget Amendment"), as well as adoption of a related bond act (the "Bond Act") in the amount of \$1,100,000, to finance project RB03Y – Main Street over Bronx River Parkway and Bronx River, White Plains ("RB03Y").

Your Committee is advised that this project funds the rehabilitation of the existing bridge structure including removal and replacement of the existing wearing surface and waterproofing, rehabilitation of masonry joints, approaches, railings and associated work. The structure consists of two spans; 63' long by 100' wide and 60' long by 72' wide.

The proposed Capital Budget Amendment will amend the County's current year capital budget to increase the County share for RB03Y by \$1,100,000 to fund increased costs associated with this project.

The Bond Act, which was prepared by the law firm Harris Beach, PLLC, is required to finance additional construction management and construction costs associated with the rehabilitation of the bridge.

The Department of Public Works and Transportation ("Department") has advised that additional funding is needed to cover the full cost of construction management and provide construction contingency for this project. The bids received for this project were higher than the available construction funding. In order to proceed with the project in a timely matter, a portion of the available construction management funding was used to award the construction contract. In addition, since construction is partially funded with Federal funds, an increased level of inspection and reporting is required. Finally, the additional funding will restore the construction contingency for possible unforeseen conditions.

The Department has further advised that this bridge, which was built in 1922 and has an annual daily traffic count ("AADT") of 42,900, is in need of rehabilitation to maintain a safe roadway for the traveling public. In 2021 the New York State Department of Transportation gave the bridge a condition rating of 4.48 and the bridge has continued to deteriorate. This rating system, using a scale of 1 ("hazardous") through 7 ("new"), is a weighted average of the condition of an evaluated bridge. A rating

below 5 indicates that a bridge requires work and delay of this work could result in the continued deterioration of the bridge.

Your Committee is advised that the construction contract has been awarded and construction has begun. It is anticipated that construction will take thirty (30) months to complete.

It should be noted that your Honorable Board has previously authorized the County to issue bonds to finance a prior phase of RB03Y as follows: Bond Act No. 168-2019 in the amount of \$3,300,000 which financed the cost of design, construction inspection and construction associated with rehabilitation of the existing structure. \$1,032,925 in bonds under Bond Act No. 168-2019 have been sold. The proposed Bond Act will authorize an additional \$1,100,000 in construction management and construction funding for this project.

The Planning Department has advised your Committee that based on its review, the above-referenced capital project has been 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 further environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this conclusion.

In addition, Section 167.131 of the County Charter mandates that a capital budget amendment that introduces a new capital project or changes the location, size or character of an existing capital project be accompanied to the Board of Legislators by a report of the Westchester County Planning Board (the "Planning Board") with respect to the physical planning aspects of the project. The Planning Department has advised that the Planning Board has previously reviewed this project and issued a report, and that since there is no change in the scope of the work and this is simply a change in the financing plan, no further action by the Planning Board is necessary at this time.

Your Committee is advised that an affirmative vote of two-thirds of the members of this Honorable Board is required in order to amend the County's Capital Budget, as well as to adopt the related Bond Act.

Your Committee has carefully considered the proposed Capital Budget Amendment, as well as the related Bond Act and recommends approval of both of the proposed Acts, noting that the Bond Act can only be enacted following adoption of the Capital Budget Amendment.

Dated: \_\_\_\_\_, 20\_\_\_\_.  
White Plains, New York

**COMMITTEE ON**

Cjjpg/3-24-2023

# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: RB03Y

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

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 1,100,000 PPU 20 Anticipated Interest Rate 3.15%

Anticipated Annual Cost (Principal and Interest): \$ 74,140

Total Debt Service (Annual Cost x Term): \$ 1,482,800

Finance Department: Interest rates from June 27, 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: 12

## SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

Not Applicable

Prepared by: Jonna Robins

Title: Program Administrator (Capital Plannin

Department: Public Works and Transportation

Date: 6/29/23


Reviewed By: 

06/29/23

Budget Director

Date: 6/29/23

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

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

DATE: April 4, 2023

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
RB03Y MAIN STREET OVER BRONX RIVER PARKWAY AND BRONX  
RIVER, WHITE PLAINS (BIN 3348690)**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on 03-17-2023 (Unique ID: 2171)

With respect to the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617, the Planning Department recommends that no further environmental review is required for the proposed action, because the project or component of the project for which funding is requested may be classified as a **TYPE II action** pursuant to section(s):

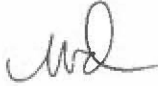
- **617.5(c)(2):** replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building, energy, or fire codes unless such action meets or exceeds any of the thresholds in section 617.4 of this Part.
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**COMMENTS:** None.

DSK/dvw

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, Senior Budget Analyst  
Robert Abbamont, Director of Operations, Department of Public Works & Transportation  
Kelly Sheehan, Assistant Commissioner  
William Brady, Chief Planner  
Michael Lipkin, Associate Planner  
Claudia Maxwell, Associate Environmental Planner

To: Honorable George Latimer, County Executive  
Lawrence Soule, Budget Director

From: Norma Drummond, Commissioner 

Re: **Capital Budget Amendment:**  
**RB03Y Main St Over Bronx River Parkway and Bronx River, White Plains**  
**(BIN 3348690)**

Date: March 28, 2023

Attached is a memo from the Planning Department to the County Planning Board advising the Board of the proposed Capital Budget Amendments (CBA) to modify funding of the above project.

These are financing changes only and there are no changes to the physical planning aspects of this project as reviewed by the Board; therefore, as stated in the memo, no further action by the Planning Board is required.

NVD/ml  
Attachment

cc: Ken Jenkins, Deputy County Executive  
Joan McDonald, Director of Operations  
Emily Saltzman, Deputy Director of Operations  
Paula Friedman, County Executive's Office  
Blanca Lopez, Deputy Commissioner of Planning  
Tami Altschiller, Assistant Chief Deputy County Attorney  
Jeffrey Goldman, Assistant County Attorney  
Michelle Greenbaum, Assistant County Attorney  
Dianne Vanadia, Associate Budget Director  
Kelly Sheehan, Assistant Commissioner  
David S. Kvinge, Assistant Commissioner  
William Brady, Chief Planner  
Michael Lipkin, Associate Planner  
Claudia Maxwell, Associate Environmental Planner



**Department of Planning**

432 Michaelian Office Building  
White Plains, NY 10601

To: The Westchester County Planning Board

From: Kelly Sheehan, Assistant Commissioner *KS*

Date: March 28, 2023

RE: **Capital Budget Amendment –  
RB03Y Main St Over Bronx River Parkway and Bronx River, White Plains  
(BIN 3348690)**

The County Executive is requesting an amendment to the 2023 Capital Budget to modify the funding of the above project. Capital project RB03Y Main St over Bronx River will fund the rehabilitation of the bridge structure at Main Street in White Plains. The capital budget amendment will fund the construction management and provide construction contingency. The bids received were higher than the available construction funding.

A Capital Budget Amendment in the amount of \$1,100,000 is being requested to provide additional funding to address increased costs for unanticipated items discovered during procurement. This project was classified as a PL2HP, a project with physical planning aspects and historic preservation concerns by the Planning Board in the 2017 Report on the Capital Project Requests adopted July 12, 2016.

There are no changes to the physical planning aspects of this project as reviewed by the Board; therefore, no further action by your Board is necessary.

cc: Norma V. Drummond, Commissioner  
David S. Kvinge, Assistant Commissioner  
William Brady, Chief Planner  
Michael Lipkin, Associate Planner

An Act amending the 2023 County  
 Capital Budget Appropriations for  
 Capital Project RB03Y Main Street  
 Over Bronx River Parkway and  
 Bronx River, White Plains (BIN  
 3348690)

BE IT ENACTED by the Board of Legislators of the County of Westchester as follows:

Section 1. The Capital section of the 2023 County Budget is hereby amended as follows:

	Previous 2023 Appropriation	Change	Revised 2023 Appropriation
I. Appropriation	\$8,300,000	\$1,100,000	\$9,400,000

Section 2. The estimated method of financing in the Capital Section of the 2023 Westchester County Capital Budget is amended as follows:

II. METHOD OF  
 FINANCING

Bonds and/or Notes	\$3,300,000	\$1,100,000	\$4,400,000
Non County Shares	\$5,000,000		\$5,000,000
Cash	\$0		\$0
Total	\$8,300,000	\$1,100,000	\$9,400,000

Section 3. The ACT shall take effect immediately.