

RESOLUTION 13 - 2024
(BOND) ACT 28 - 2024
ACT 29 - 2024

Reference RGI04

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

TEMPORARY
EASEMENT AGREEMENT
ON FILE

Your Committee is in receipt of an amended bond act (“Amended Bond Act”) in the total amount of \$58,000,000, which includes \$5,175,000 in previously authorized bonds of the County of Westchester (“County”), to finance Capital Project RGI04 - Glen Island Bridge Rehabilitation III (“RGI04”). Your Committee is also in receipt of an act (the “Act”) that would authorize the County to acquire a temporary easement from the City of New Rochelle (the “City”) over approximately twenty-three thousand (23,000) square feet of property located adjacent to New Rochelle Harbor (the “Property”), in order to facilitate the rehabilitation of the Glen Island Bridge (the “Bridge”) and provide the County with a financeable property interest for the issuance of County bonds.

The Amended Bond Act, which was prepared by the law firm Hawkins Delafield & Wood, LLP, is required to finance the cost of construction and construction management associated with the removal and replacement of the bridge deck, sidewalk and handrails, lighting, traffic warning signs and gates, painting of bridge superstructure, as well as the electromechanical and counterweight systems for both fixed and bascule sections and spans. The Amended Bond Act will also finance the cost of construction and construction management of a temporary bridge which will provide access to Glen Island while the Bridge is being repaired.

The Department of Parks, Recreation and Conservation (the “Department”) has advised that the Bridge provides sole access from the mainland to Glen Island, which includes Glen Island Park and the Glen Island Harbour Club. The County is required by the U.S. Coast Guard to operate and maintain the Bridge, which also allows access through the channel. The Bridge is an original component of the 1925 development of Glen Island by the County Park Commission. Structural engineering reports by the Department of Public Works and Transportation indicate an urgent need to rehabilitate the Bridge.

Your Committee is advised that the Act will authorize the County to acquire a temporary easement from the City over the Property in order to facilitate the rehabilitation of the Bridge, including the construction of the temporary bridge, and provide the County with a financeable property interest for the issuance of County bonds.

Your Committee is advised that design is complete and that construction is estimated to take thirty (30) months to complete and will begin after award and execution of the construction contracts.

Your Committee notes that your Honorable Board has previously authorized the County to issue bonds to finance RGI04, as follows: Bond Act No. 122-2019 in the amount of \$1,050,000, which funded design of the replacement of the bridge deck and above deck elements, as well as all associated infrastructure; and Bond Act No. 86-2022, which amended Bond Act No. 122-2019 to increase the initial amount authorized thereunder by \$4,125,000, to a new total amount authorized of \$5,175,000 and revised the scope of the project to include additional design services associated with the bridge rehabilitation and the temporary bridge. \$492,830 in bonds under Bond Act No. 86-2022 have been sold. Accordingly, authority is now requested to further amend Bond Act No. 122-2019, as amended by Bond Act No. 86-2022, to increase the total amount of bonds authorized from \$5,175,000 to \$58,000,000, to revise the scope of Bond Act No. 122-2019, as amended, to include work associated with the construction phase of RGI04, and to increase the period of probable usefulness of said bonds.

The Planning Department has advised your Committee that based on its review, RGI04 has been classified as an “Unlisted” action under the State Environmental Quality Review Act (“SEQR”), which requires an appropriate environmental review. Your Committee has carefully considered the proposed legislation. It has reviewed the attached Short Environmental Assessment Form (EAF) and the criteria contained in Section 617.7 of Title 6 of the New York Codes, Rules and Regulations, the SEQRA regulations, to identify the relevant areas of environmental concern. For the reasons set forth in the attached EAF, your Committee believes that the proposed action will not have any significant adverse impact on the environment and urges your Honorable Board to adopt the annexed resolution by which this Board would issue a Negative Declaration for this proposed action.

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 Amended Bond Act, while an affirmative vote of a majority of the voting strength of your Honorable Board is required to adopt the Act authorizing the temporary easement.

Your Committee recommends the adoption of the proposed Amended Bond Act and the Act authorizing the acquisition on the temporary easement.

Dated: February 21st, 2024
White Plains, New York

James Allen Johnson
Rafael
Smith
James Barr
J.W.
Dennis J. Walsh

Rafael
James Barr
J.W.
Dennis J. Walsh

James Allen Johnson
Rafael
Smith
James Barr
J.W.

COMMITTEE ON

C:\jg\12-07-23

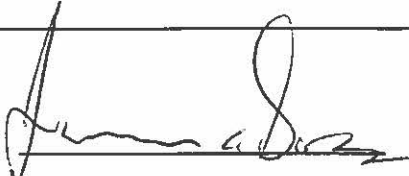
Budget &
Appropriations

Parks &
Environment

Public Works
&
Transportation

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: <u>RG104</u>		<input type="checkbox"/> NO FISCAL IMPACT PROJECTED	
SECTION A - CAPITAL BUDGET IMPACT To Be Completed by Budget			
<input checked="" type="checkbox"/> GENERAL FUND	<input type="checkbox"/> AIRPORT FUND	<input type="checkbox"/> SPECIAL DISTRICTS FUND	
Source of County Funds (check one):		<input checked="" type="checkbox"/> Current Appropriations	<input type="checkbox"/> Capital Budget Amendment
SECTION B - BONDING AUTHORIZATIONS To Be Completed by Finance			
Total Principal	\$ 58,000,000	PPU	30
		Anticipated Interest Rate	3.31%
Anticipated Annual Cost (Principal and Interest):	\$ 2,970,622		
Total Debt Service (Annual Cost x Term):	\$ 89,118,660		
Finance Department:	Interest rates from January 31, 2024 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:	630		
Prepared by:	<u>Robert C. Lopane</u>	Reviewed By:	
Title:	<u>Program Coordinator-Capital Planning</u>		Budget Director
Department:	<u>Public Works & Transportation</u>	Date:	<u>2/1/24</u>
Date:	<u>1/31/24</u>		

RESOLUTION 13 - 2024

WHEREAS, there is pending before this Honorable Board an amended bond act and an act authorizing the County to acquire a temporary easement over property belonging to the City of New Rochelle in connection with Capital Project RGI04 – Glen Island Bridge Rehabilitation III (the “Project”); and

WHEREAS, this Honorable Board has determined that the proposed Project would constitute an action under Article 8 of the Environmental Conservation Law, known as the New York State Environmental Quality Review Act (“SEQR”); and

WHEREAS, pursuant to SEQR and its implementing regulations (6 NYCRR Part 617), this project is classified as an “Unlisted action,” which requires this Honorable Board to make a determination as to whether the proposed action will have a significant impact on the environment; and

WHEREAS, the County of Westchester is conducting uncoordinated review as permitted for Unlisted Actions pursuant to Section 617.6(b)(4) of the implementing regulations for the environmental review of this project; and

WHEREAS, in accordance with SEQR and its implementing regulations, a Short Environmental Assessment Form has been prepared to assist this Honorable Board in its environmental assessment of this proposed action; and

WHEREAS, this Honorable Board has carefully considered the proposed action and has reviewed the attached Short Environmental Assessment Form and the criteria set forth in Section 617.7 of the implementing regulations and has identified the relevant areas of environmental concern, as described in the attached Short Environmental Assessment Form, to determine if this proposed action will have a significant impact on the environment.

NOW, THEREFORE, be it resolved by the County Board of Legislators of the County of Westchester, State of New York, as follows:

RESOLVED, that based upon the Honorable Board’s review of the Short Environmental Assessment Form and for the reasons set forth therein, this Board finds that there will be no significant adverse impact on the environment from the Project; and be it further

RESOLVED, that the Clerk of the Board of Legislators is authorized and directed to sign the “Determination of Significance” in the Short Environmental Assessment Form, which is attached hereto and made a part hereof, as the “Responsible Officer in Lead Agency”; to issue this “Negative Declaration” on behalf of this Board in satisfaction of SEQR and its implementing regulations; and to immediately transmit same to the Commissioner of Planning to be filed, published and made available pursuant to the requirements of Part 617 of 6 NYCRR; and be it further

RESOLVED, that the Resolution shall take effect immediately.

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

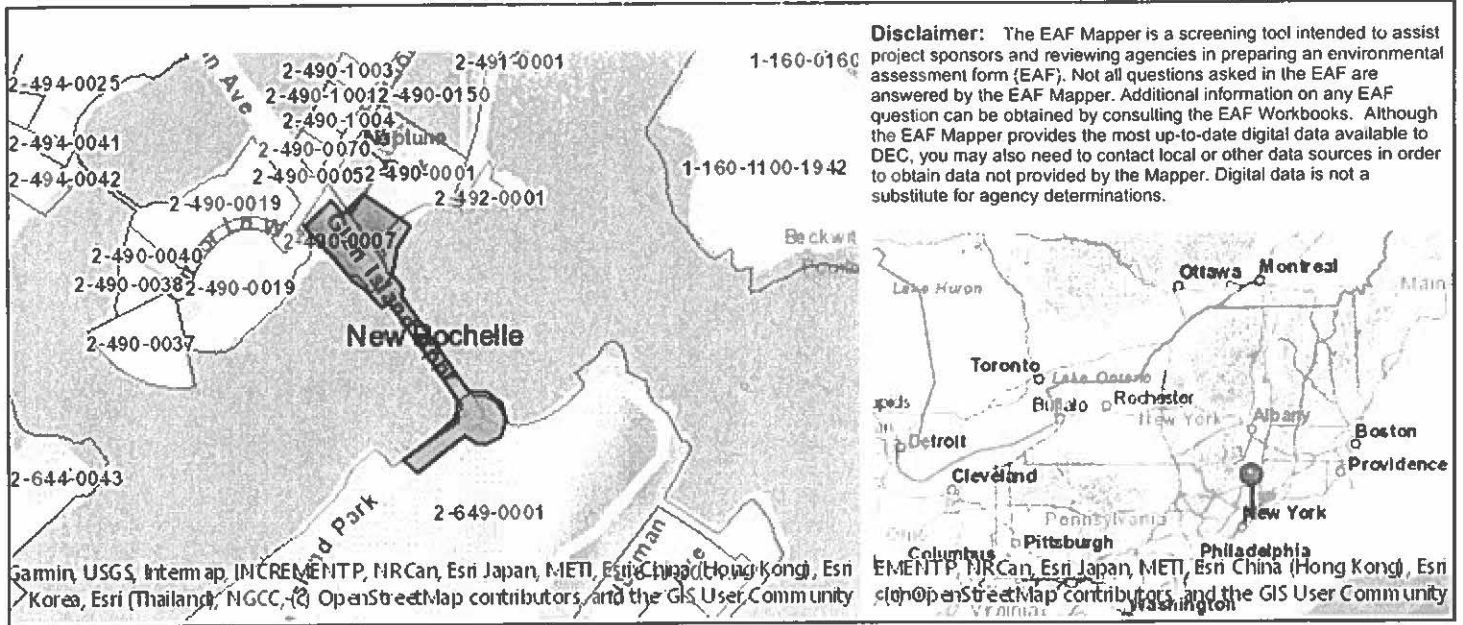
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information				
Name of Action or Project: Glen Island Bridge Rehabilitation (RGI04)				
Project Location (describe, and attach a location map): Glen Island Approach over New Rochelle Harbor, New Rochelle, Westchester County, NY				
Brief Description of Proposed Action: Proposed work includes: removal and replacement of the bridge deck, sidewalks, handrails, lighting, traffic warning signs and gates, electro-mechanical and counterweight systems for both fixed and bascule spans; painting the bridge superstructure; replacement of the cross bracing, frames, main girders, bearings; repairs to the masonry piers, abutments; and painting of immersed substructure steel. A temporary bridge will be installed on the north side of the existing bridge to allow a long-term shutdown of the existing bridge without interrupting normal traffic flow. This will require a temporary easement over property belonging to the City of New Rochelle as well as temporary relocation of some of the parking spaces on this property. The temporary bridge structure will have a movable span to continue to allow for marine traffic passage. In addition, a submarine cable running underneath the bridge will be replaced. The cable supplies electrical power and communications signals for the Glen Island Bridge. A new fiber optic line will be included within the cable to serve the Parks Department building on the island. The project will also provide for renovations to the existing control house, including upgrading of the kitchenette and restroom facilities, along with a new sewer connection.				
Name of Applicant or Sponsor: County of Westchester		Telephone: 914-995-4400 E-Mail: dsk2@WestchesterCountyNY.gov		
Address: 148 Martine Avenue				
City/PO: White Plains		State: NY	Zip Code: 10601	
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: NYSDEC Tidal Wetlands Permit, USACOE NWP #3 and #33, U.S. Coast Guard Bridge Permit, New Rochelle Temporary Easement			NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ 2 acres b. Total acreage to be physically disturbed? _____ 1.3 acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ Approx. 105 acres				
4. Check all land uses that occur on, are adjoining or near the proposed action:				
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input checked="" type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): <input checked="" type="checkbox"/> Parkland				

	NO	YES	N/A
5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? Name: Long Island Sound, Name: County & State Park Lands, Reason: Exceptional or unique character, If Yes, identify: <u>Agency: Westchester County, Date: 1-31-90</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? Glen Island Bridge identified as eligible (see SHPO letter dated December 5, 2022).	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ The bridge crosses over New Rochelle Harbor, which is in the Littoral Zone of the NYSDEC Tidal Wetlands Map. The bridge substructure and superstructure will be replaced in kind in the same location using the existing piers which will be rehabilitated and, as such, will have minimal waterbody/wetland impacts. The temporary bridge, however, will require the placement of new support piers in the water. It is anticipated that 5-6 piers would be needed resulting in +/-4,000 square feet of temporary disturbance. Replacement of a submarine cable will also cause some in-water disturbance. All temporarily disturbed areas will be restored.			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
<input checked="" type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input checked="" type="checkbox"/> Wetland <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
If Yes, briefly describe: Storm water will primarily be conveyed to existing drainage networks, ultimately outletting to the harbor.		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor/name: <u>County of Westchester</u>		Date: <u>January 29, 2024</u>
Signature: <u><i>Dan Kusge</i></u>		Title: <u>Assistant Commissioner</u>



Part 1 / Question 7 [Critical Environmental Area]	Yes
Part 1 / Question 7 [Critical Environmental Area - Identify]	Name:Long Island Sound, Name:County & State Park Lands, Reason:Exceptional or unique character, Agency:Westchester County, Date:1-31-90
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	Yes
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	Yes
Part 1 / Question 20 [Remediation Site]	No

Project:	Glen Island Bridge (RG104)
Date:	January 2024

**Short Environmental Assessment Form
Part 2 - Impact Assessment**

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Project: Glen Island Bridge (RG104)

Date: January 2024

Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The project will not have a significant impact on the environment as it entails replacement in kind and any adjacent areas disturbed during construction will be restored following completion of the project. Major rehabilitation is necessary in order to keep the bridge safe and functional. It is the sole access to Glen Island, a heavily used County park with a catering hall in Long Island Sound.

The bridge was built in the 1920s. Although not listed, it is eligible for listing on the National Register of Historic Places. As directed by State Historic Preservation Office, all components for replacement will match existing or be as close as feasible and any alternative materials will match the existing in size, configuration and finish as is feasible.

The original piers for the existing bridge will be rehabilitated. In-water impacts will be limited to the installation of temporary piers for the temporary bridge and some disturbance of bottom sediments/substrate for the replacement of the submarine cable across the channel. Standards and specifications will be followed for erosion and sedimentation control, as well as for construction debris and hazardous materials containment while working in/over the water. Measures include bio-fiber rolls, turbidity curtains, geotextile fabric, platforms, nets and screens. Impacts will also be minimized by timing restrictions. Work below mean high water will be limited to periods of low tide. Benthic disturbances will be limited to October 1 through January 15 to protect summer and winter flounder. All construction materials will be removed and the site restored to preexisting conditions following project completion.

The temporary easement is for the use of approximately a half acre of city property on neighboring Neptune Island to provide for a temporary access bridge and staging area during construction. The property consists of an informal row of bordering trees, a sloping lawn and a level area of gravel parking which serves the City's Neptune Park. The trees are of varying sizes and many are non-native. Tree removals will be replaced with native species. Temporary surface improvements (crushed gravel) will be made to the northwest corner of the city property, which is comprised of compacted dirt, to provide for the temporary relocation of approximately 20 parking spaces. The entire easement area will be restored to its original or slightly better condition. Therefore, there will be no significant impact in connection with the temporary use of City property.

The new sewer line, which will just serve the control house, will be installed within the Glen Island Approach roadway to the nearest sewer main located at the intersection with Harbor Lane/Neptune Island Road. The new fiber optic line will essentially run along the curb line of the access road and utilize microtrenching with HDPE ducts installation. As such, these installations will not have a significant impact on the environment.

The project site is within two County-designated Critical Environmental Areas (CEAs)--(1) Long Island Sound (LIS) and (2) County and State Park Lands. Impacts to the waters of LIS will be temporary and carefully mitigated. The temporary bridge will allow for continued use of this highly popular park during the extended project duration. Overall, the project will benefit the public and the environment by rectifying a hazardous structure, restoring all disturbed areas to renewed condition, and ensuring continued enjoyment of Glen Island Park for years to come.

- Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
- Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

County of Westchester

Name of Lead Agency

Malika Vanderberg

Print or Type Name of Responsible Officer in Lead Agency

Signature of Responsible Officer in Lead Agency

3/5/2024
Date

Clerk of the Board of Legislators

Title of Responsible Officer

Signature of Preparer (if different from Responsible Officer)

PRINT FORM

ACT NO. 28 - 2024

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING THE BOND ACT ADOPTED JULY 15, 2019 AND ON JULY 11, 2022, IN RELATION TO THE REPLACEMENT OF THE BRIDGE DECK AND ABOVE ELEMENTS OF THE GLEN ISLAND BRIDGE AND THE DESIGN OF A TEMPORARY BRIDGE FOR THE DEPARTMENT OF PARKS, RECREATION AND CONSERVATION, AT THE MAXIMUM ESTIMATED COST OF \$58,000,000. (Adopted 03/04, 2024).

WHEREAS, this Board has heretofore duly authorized the issuance of \$1,050,000 bonds to finance the cost of preparation of surveys, preliminary and detailed plans, specifications and estimates necessary for the preparation of surveys, preliminary and detailed plans, specifications and estimates necessary for planning the replacement of the bridge deck and above elements of the Glen Island Bridge, pursuant to Act No. 122-2019 duly adopted on July 15, 2019; and

WHEREAS, it had been determined that additional funds were required for said preparation of surveys, preliminary and detailed plans, specifications and estimates necessary for planning of the Glen Island Bridge and the design of a temporary bridge, and it was necessary to increase the amount of bonds to be issued and the appropriation for such project for estimated cost of such planning;

WHEREAS, this Board has heretofore duly authorized the issuance of \$4,125,000 additional bonds to finance the cost of preparation of surveys, preliminary and detailed plans, for

planning of the Glen Island Bridge and the design of a temporary bridge, pursuant to Act No. 86-2022 duly adopted on July 11, 2022; and

WHEREAS, it is now appropriate to authorize such improvements, and it is necessary to increase the amount of bonds to be issued and the appropriation for such project for estimated cost of such improvement;

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 (A). The bond act duly adopted by this Board on July 11, 2022, entitled:

“ACT NO. 86-2022

BOND ACT AUTHORIZING THE ISSUANCE OF \$5,175,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF PREPARATION OF SURVEYS, PRELIMINARY AND DETAILED PLANS, SPECIFICATIONS AND ESTIMATES NECESSARY FOR PLANNING THE REPLACEMENT OF THE BRIDGE DECK AND ABOVE ELEMENTS OF THE GLEN ISLAND BRIDGE AND THE DESIGN OF A TEMPORARY BRIDGE; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$5,175,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$5,175,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS.”

is hereby amended to read as follows:

BOND ACT AUTHORIZING THE ISSUANCE OF \$58,000,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE REMOVAL AND REPLACEMENT OF THE GLEN ISLAND BRIDGE AND THE DESIGN OF A TEMPORARY BRIDGE FOR THE DEPARTMENT OF PARKS, RECREATION AND CONSERVATION, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$58,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$58,000,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted 03/04, 2024)

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, and to the provisions of other laws applicable thereto; \$58,000,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the design, construction and construction management in connection with the removal and replacement of the Glen Island Bridge and the planning of a temporary bridge, including the removal and replacement of the bridge deck, sidewalk and handrails, lighting, traffic warning signs and gates, painting of bridge superstructure as well as the electromechanical and counterweight systems for both fixed and bascule sections and spans, all as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set

forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$58,000,000. The plan of financing includes the issuance of \$58,000,000 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 and notes.

Section 2. The period of probable usefulness of the specific object or purpose for which said \$58,000,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 10 of the Law, is forty (40) 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 \$58,000,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$58,000,000 as the estimated maximum cost of the aforesaid specific object or purpose is hereby approved.

Section 5. 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 6. 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 7. 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 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

Section (B). The amendment of the bond act set forth in Section (A) of this act shall in no way affect the validity of the liabilities incurred, obligations issued, or action taken pursuant to said bond act, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond act, as so amended.

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

* * *

CAPITAL PROJECT FACT SHEET

Project ID:* RGI04	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-19-2024
Fact Sheet Year:* 2024	Project Title:* GLEN ISLAND BRIDGE REHABILITATION III	Legislative District ID: 11,
Category* RECREATION FACILITIES	Department:* PARKS, RECREATION & CONSERVATION	CP Unique ID: 2456

Overall Project Description

Rehabilitation of the bridge as follows: spall repairs, painting of the entire bridge, repair of girders, concrete piers and concrete abutments
localized repair to sidewalks, railing, and bridge deck.

- | | | |
|---|--|--|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input checked="" type="checkbox"/> Infrastructure |
| <input checked="" type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input 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	58,000	58,000	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	58,000	58,000	0	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 3,684

Current Bond Description: Funding is requested for construction and construction management associated with the removal and replacement of the bridge deck, sidewalk and handrails, lighting, traffic warning signs and gates, painting of bridge superstructure as well as the electromechanical and counterweight systems for both fixed and bascule sections and spans.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	52,825,000
Cash:	0
Total:	\$ 52,825,000

SEQR Classification:

UNLISTED

Amount Requested:

52,825,000

Expected Design Work Provider:

- County Staff Consultant Not Applicable

Comments:

An IMA will be executed with the City of New Rochelle for the County to obtain a temporary construction easement from the City to allow us to install a temporary bridge and construction staging area on City-owned property.

Energy Efficiencies:

GLEN ISLAND BRIDGE REHABILITATION III (RGI04)

User Department : Parks, Recreation & Conservation
Managing Department(s) : Parks, Recreation & Conservation ; Public Works ;
Estimated Completion Date: TBD

Planning Board Recommendation: Project has historical implications. Project approved in concept but subject to subsequent staff review.

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2024	2025	2026	2027	2028	Under Review
Gross	58,000	58,000	3,684						
Non County Share									
Total	58,000	58,000	3,684						

Project Description

Rehabilitation of the bridge as follows: spall repairs, painting of the entire bridge, repair of girders, concrete piers and concrete abutments, localized repair to sidewalks, railing, and bridge deck.

Current Year Description

There is no current year request.

Impact on Operating Budget

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

Appropriation History

Year	Amount	Description	Status
2017	9,978,000	Design, construction and construction management.	\$5,175,000 - DESIGN; \$4,803,000 - AWAITING BOND AUTHORIZATION
2022	48,022,000	Design, construction and construction management	AWAITING BOND AUTHORIZATION
Total	58,000,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	58,000,000	492,830	57,507,170
Total	58,000,000	492,830	57,507,170

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
122 19				
86 22	5,175,000	12/01/22	448,279	4,682,170
		12/01/22	44,550	
Total	5,175,000		492,830	4,682,170

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, the undersigned Clerk of the Board of Legislators of the County of Westchester, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Board of Legislators of said County, including the Bond Act contained therein, held on March 4, 2024 with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date Given
February 29, 2024

News Channel 12
The Journal News
Hometown Media
CBS2NY
The Examiner News
WABCTV News

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:


Designated Location(s)
of posted notice

Date of Posting
February 29, 2024

www.westchesterlegislators.com

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on February 6, 2024.





Malika Vanderberg, Clerk
Westchester County Board of Legislators

ACT NO. 2024- 29

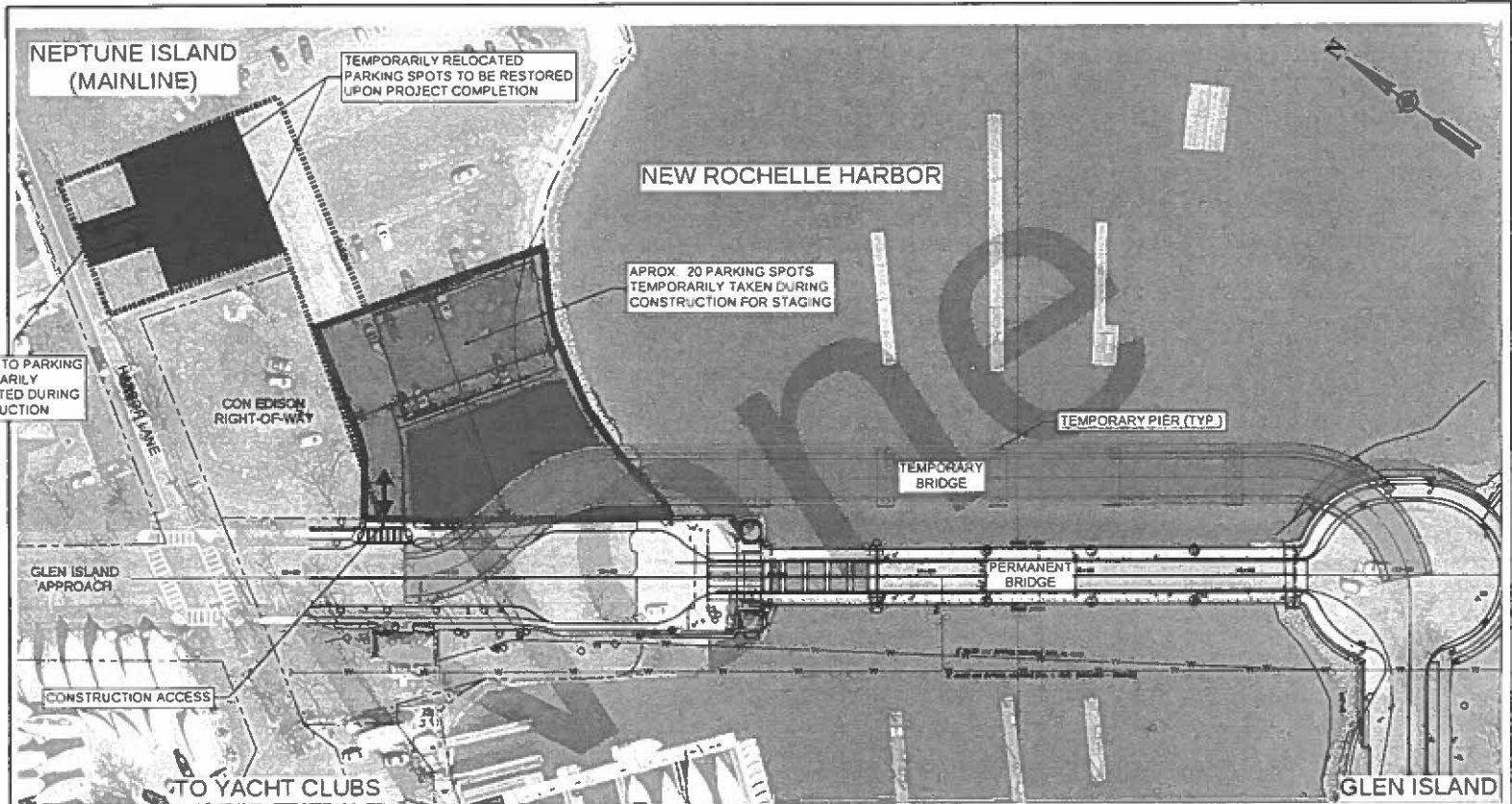
AN ACT authorizing the County of Westchester to accept all necessary property rights from the City of New Rochelle in connection with the County's rehabilitation of the Glen Island Bridge.

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

Section 1. The County of Westchester (the "County") is hereby authorized to accept all necessary property rights from the City of New Rochelle or the current owner of record (the "City"), including but not limited to, a temporary easement substantially in the form attached hereto, in connection with the County's rehabilitation of the Glen Island Bridge (Capital Project RGI04).

§2. The County Executive or his authorized designee is empowered to execute any and all documents necessary and appropriate to effectuate the purposes hereof.

§3. This Act shall take effect immediately.



LEGEND

CITY OF NEW ROCHELLE RIGHT-OF-WAY (TEMPORARY EASEMENT FOR CONTRACTOR STAGING AND LAYOUT AREA ~23,000 SF TO 53 ACRES)
 PARKING LOT DRIVEWAY AND SIDEWALK TO BE RESTORED AFTER CONSTRUCTION WITH FRESH ASPHALT & NEW DUMPER BLOCKS
 OFFERS ACCESS TO BE USED FOR PIER CONSTRUCTION WITH TEMPORARY STAGING

TEMPORARY BRIDGE FOOTPRINT

PROPOSED LIMIT OF TEMPORARY EASEMENT AREA

REVISIONS

NO.	DATE	BY	APP'D BY	DESCRIPTION

REVISIONS		DATE		BY		APP'D BY		DESCRIPTION	

PROJ. NO. _____

CONTRACT NO. _____

PROJECT COORDINATOR NAME _____

DATE _____

WESTCHESTER COUNTY, NEW YORK
 DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION
 DIVISION OF ENGINEERING

DATE: 07/28/2021

SCALE: 1" = 100'

PROJECT: NEPTUNE ISLAND APPROACH, NEW ROCHELLE HARBOR

DATE: 07/28/2021

BY: [Signature]

STATE OF NEW YORK)
) ss.
COUNTY OF WESTCHESTER)

I HEREBY CERTIFY that I have compared the foregoing Resolution No. 13 - 2024, (Bond) Act No. 28 - 2024, and Act No. 29 - 2024, with the originals on file in my office, and that the same are correct transcripts therefrom, and of the whole, of said original Resolution, (Bond) Act, and Act, which were duly adopted by the Westchester County Board of Legislators, of the County of Westchester on March 4, 2024, and approved by the County Executive on March 14, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 14th day of March, 2024.



Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

