

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

Your Committee is in receipt of a transmittal from the County Executive recommending approval by the County of Westchester (“County”) of the following bond acts, which were prepared by the law firm Hawkins, Delafield and Wood, in connection Capital Project P0024 – Bronx River Parkway Rehabilitation Program (“P0024”) as follows:

(1) (1) a bond act amending, in part, prior Bond Act No. 104-2022 to deauthorize \$5,700,500 which is the unissued portion of the \$5,710,000 authorization attributable to P0024, thereby decreasing the estimated maximum amount of bonds from \$16,125,000 to \$10,424,500. The remaining \$9,500 reflects the amount of bonds issued for P0024 (“Amending Bond Act”). The Amending Bond Act is required to deauthorize financing previously authorized for P0024, and

(2) a bond act authorizing the issuance of bonds in the amount of \$9,700,500, comprised of \$5,700,500 originally authorized by Bond Act No. 104-2022 plus an additional \$4,000,000, to finance all or a portion of the costs of the rehabilitation of Bronx River Parkway, consisting of the rehabilitation of approximately 0.7 miles of roadway from the County Center to Cemetery Road including milling, resurfacing, curb replacement, new traffic signal loops, new pavement markings and related work in connection with P0024 (“Consolidated Bond Act”).

The Department of Public Works and Transportation (“Department”) has advised that the bids received for construction exceeded the available funding, and therefore additional bonding authorization is required to award the construction contract.

The Department has further advised that the road, which has an average annual daily traffic count (“AADT”) of 31,099, is in need of rehabilitation to provide a safe roadway for the traveling public. The associated pavement condition index (“PCI”) in 2023 was 65 and the roadway has continued to deteriorate. The PCI rating is a pavement condition rating with a range of 0 to 100, with 0 signifying that the road requires reconstruction and 100 signifying that the road is new. Based on this rating this road requires corrective rehabilitation to extend the life of the roadway.

The design has been completed for this project by a consultant. It is anticipated that construction will take twenty-four months and will begin after award and execution of the construction contracts.

It should be noted that your Honorable Board has previously authorized the County to issue bonds to finance prior components of P0024.

The Department of Planning has advised your Committee that P0024 was previously reviewed by the Westchester County Board of Legislators in conjunction with capital project P0028 – Bronx River Parkway (NB: North of County Center) over Bronx River, Greenburgh (BIN 3348670), and the two capital projects were collectively classified as an Unlisted action under the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617 (“SEQR”). In accordance with SEQR, a Short Environmental Assessment Form was prepared and, on September 12, 2022, a Negative Declaration was issued by the Board of Legislators (Resolution 154-2022). Since the current request is for an increase in funding with no change in the scope of the project, the original Negative Declaration remains valid and no further environmental review is required.

Your Committee has carefully considered the proposed Amending Bond Act and Consolidated Bond Act, and recommends approval of all the proposed Acts, noting that an affirmative vote of two-thirds of the members of your Honorable Board is required in order to adopt the Amending Bond Act and Consolidated Bond Act.

Dated: _____, 20____.
White Plains, New York

COMMITTEE ON

TO: Michelle Greenbaum, Senior Assistant County Attorney
Carla Chaves, Senior Assistant County Attorney
Maximilian Zorn, Assistant County Attorney
Maria Baratta, Assistant County Attorney

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



DATE: April 23, 2026

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT
P0024 BRONX RIVER PARKWAY REHABILITATION PROGRAM**

The Planning Department has reviewed the above referenced capital project (Fact Sheet Unique ID: 3177) in accordance with the State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617 (SEQR).

This project was previously reviewed by the Westchester County Board of Legislators in conjunction with capital project P0028 – Bronx River Parkway (NB: North of County Center) over Bronx River, Greenburgh (BIN 3348670). The two capital projects were collectively classified as an Unlisted action under SEQR. In accordance with SEQR, a Short Environmental Assessment Form was prepared and, on September 12, 2022, a Negative Declaration was issued by the Board of Legislators (Resolution 154-2022).

Since the current request is for an increase in funding with no change in the scope of the project, the original Negative Declaration remains valid and no further environmental review is required.

Please do not hesitate to contact me if you have any questions regarding this matter.

DSK/cnm

cc: Emily Saltzman, Director of Operations
Paula Friedman, Assistant to the County Executive
Tami Altschiller, Assistant Chief Deputy County Attorney
Dianne Vanadia, Associate Budget Director
Robert Abbamont, Director of Operations, Department of Public Works & Transportation
Susan Darling, Chief Planner
Claudia Maxwell, Principal Environmental Planner

REFERENCE: P0024
P0028
P0029

ACT NO. -20_____

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING THE BOND ACT ADOPTED SEPTEMBER 16, 2019, AND HERETOFORE AMENDED ON SEPTEMBER 12, 2022, IN RELATION TO THE BRONX RIVER PARKWAY REHABILITATION. (Adopted , 20_____).

WHEREAS, this Board has heretofore duly authorized the issuance of \$1,550,000 bonds to finance the cost of preparation of surveys, preliminary and detailed plans, specifications and estimates necessary for the construction of a new Bronx River Parkway Bridge (Northbound-North of County Center) over the Bronx River and the construction of new culverts on such site located in the Town of Greenburgh (“Project P0024”), pursuant to Bond Act No. 162-2019 duly adopted on September 16, 2019; and

WHEREAS, this Board has heretofore amended Act No. 162-2019 to authorize such improvements and to increase the amount of bonds authorized for such scope of work to \$16,125,000 (including \$5,710,000 for Project P0024), pursuant to Bond Act No. 104-2022 duly adopted on September 12, 2022; and

WHEREAS, the County has heretofore issued bonds in the amount of \$9,500 for Project P0024, pursuant to Bond Act No. 104-2022; and

WHEREAS, this Board has now determined to decrease the amount of bonds authorized for Project P0024 under Bond Act No. 104-2022 to the extent of the remaining bond

authorization, and to reauthorize the \$5,700,500 in remaining bond authorization, which has been or shall be authorized in another Bond Act to continue the Project P0024;

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 September 12, 2022, entitled:

“ACT NO. 104-2022

BOND ACT AUTHORIZING THE ISSUANCE OF \$16,125,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE REHABILITATION OF BRONX RIVER PARKWAY AND THE CONSTRUCTION OF BRIDGE IMPROVEMENTS THEREON; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$16,125,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$16,125,000 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 \$10,424,500 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE REHABILITATION OF BRONX RIVER PARKWAY AND THE CONSTRUCTION OF BRIDGE IMPROVEMENTS THEREON; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$10,424,500; STATING THE PLAN OF FINANCING SAID

COST INCLUDES THE ISSUANCE OF \$10,424,500 BONDS HEREIN AUTHORIZED; 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, and to the provisions of other laws applicable thereto; \$10,424,500 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance all or a portion of the costs of the partial rehabilitation of Bronx River Parkway and the construction of bridge improvements thereon, to wit: (a) the rehabilitation of approximately 0.7 miles of roadway from the County Center to Cemetery Road including milling; resurfacing; curb replacement; new traffic signal loops; new pavement markings and related work, (b) the planning and construction associated with the replacement of the existing bridge structure over the Bronx River (Northbound – north of County Center) including construction of pile foundations, abutments, structural deck, approaches, railings and related work, and also the replacement of culverts CBP0040, CBP0050, CBP0060 and related work, and (c) the reconstruction of the Bronx River Parkway bridges over the Bronx River, North and South of Leewood Drive, located in the Town of Eastchester, 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 object

or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$10,424,500. The plan of financing includes the issuance of \$10,424,500 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 object or purpose for which said \$10,424,500 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 101 of the Law, is thirty-five (35) 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 \$10,424,500. 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 \$10,424,500 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.

* * *

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on September 16, 2019, amended on September 12, 2022, and further amended on _____, 20____ and approved, as amended, 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 amended 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 \$10,424,500 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE REHABILITATION OF BRONX RIVER PARKWAY AND THE CONSTRUCTION OF BRIDGE IMPROVEMENTS THEREON; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$10,424,500; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$10,424,500 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (adopted on September 16, 2019, amended on September 12, 2022, and further amended on _____, 20____)

object or purpose: to finance all or a portion of the costs of the partial rehabilitation of Bronx River Parkway and the construction of bridge improvements thereon, to wit: (a) the rehabilitation of approximately 0.7 miles of roadway from the County Center to Cemetery Road including milling; resurfacing; curb replacement; new traffic signal loops; new pavement markings and related work, (b) the planning and construction associated with the replacement of the existing bridge structure over the Bronx River (Northbound – north of County Center) including construction of pile foundations, abutments, structural deck, approaches, railings and related work, and also the replacement of culverts CBP0040, CBP0050, CBP0060 and related work, and (c) the reconstruction of the Bronx River Parkway bridges over the Bronx River, North and South of Leewood Drive, located in the Town of Eastchester, 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: \$10,424,500; thirty-five (35) 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