

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

Your Committee is in receipt of a transmission from the County Executive recommending approval by the County of Westchester (“County”) of an act amending the County’s current-year Capital Budget (“Capital Budget Amendment”), as well as adoption of a related amended bond act (“Bond Act”) which, if adopted, will authorize the County to issue up to \$17,635,000 in bonds of the County, which includes \$2,500,000 previously authorized by Bond Act No. 71-2013, to finance the following two capital projects:

A0097 – Domestic Water System Improvements (“A0097”), and  
A0116 – Backflow Preventer Facility and Water Supply Improvements (“A0116”).

Your Committee is advised that the Capital Budget Amendment will amend the County’s capital budget to increase the appropriation for A0097 by \$6,700,000 and change the plan of financing as follows: (1) an increase of \$6,700,000 to the amount to be financed by Bonds and/or Notes; (2) an increase of \$30,000 to the amount to be financed by Non-County Shares, and (3) a decrease of \$30,000 to the amount to be financed by cash. The Department of Public Works and Transportation (“Department”) has advised that the Capital Budget Amendment is being requested in order to meet a New York State Department of Environmental Conservation (“NYSDEC”) Order on Consent.

The related Bond Act in the total amount of \$17,635,000 was prepared by the law firm Hawkins, Delafield & Wood, LLP, and includes \$250,000 in previously authorized bonds of the County would authorize the County to issue bonds to finance the cost of construction of water supply improvements at the Westchester County Airport (“Airport”) for the purposes of: (a) construction and construction management for the domestic water line project at the Airport, and (b) construction and construction management for the backflow preventer facility and water supply improvements project at Airport.

The Department has advised that in connection with A0097, the Bond Act would finance construction and construction management for the domestic water line project at the Airport. A0097 is required to comply with a NYSDEC Order on Consent requirement to address Per- and

polyfluoroalkyl substances (“PFAS”) contamination that has been identified in the water table and nearby property ground wells. A0097 provides for construction of new domestic water lines located at both the Airport and on New King Street in North Castle.

The Department has further advised that in connection with A0116, the Bond Act would finance construction and construction management for the backflow preventer facility and water supply improvements project at the Airport. A0116 is required to comply with a NYSDEC Order on Consent requirement to address PFAS contamination that has been identified in the water table and nearby property ground wells. A0116 provides for construction of new backflow preventer facilities located at the Airport. These facilities are an integral component of the domestic water line system.

The Department has advised that it seeks to combine A0097 and A0116 into a single bond act as the components of both projects are required to form a complete domestic water line system.

Design is currently underway and is expected to be completed by the third quarter of 2021. It is estimated that construction will take eighteen months to complete and will begin after award and execution of the construction contracts. It is anticipated that the design work will be completed using consultants.

It should be noted that your Honorable Board has previously authorized the County to issue bonds for A0097 as follows: Bond Act No. 71-2013 in the amount of \$250,000 which was authorized to finance upgrades to the Hangar E pump house. These bonds have not been sold. Accordingly, it is now requested that Bond Act No. 71-2013 be amended to increase the amount authorized by \$15,135,000, for a total authorized amount, as amended, of \$17,635,000, to revise the scope of Bond Act No. 71-2013 to include work associated with A0097 and A0116 as described above, and to increase the period of probable usefulness of said bonds.

The Planning Department has advised your Committee that based on its review, the above-referenced capital project has been classified as an “Unlisted” action under the State Environmental Quality Review Act (“SEQR”). A Resolution, and proposed Negative Declaration, along with a Short Environmental Assessment Form, prepared by the Planning Department, are attached to assist your Honorable Board in complying with SEQR. Upon review, your Committee concludes that the proposed action will not have any significant impact on the environment and

recommends the adoption of the Resolution adopting the Negative Declaration. As you know, a determination of significance must be made prior to enacting the aforementioned Bond Act.

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. 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. Accordingly, the necessary Planning Board report for A0097 capital project is annexed.

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. It should be noted that an affirmative vote of two-thirds of the members of your Honorable Board is required in order to amend the County's Capital Budget and to adopt the Bond Act.

Catherine Borgna (R)

Dated: June 28, 2021

White Plains, New York

Benjamin Boyfunt II

De H. Mc

Cather Parker

Alfreda Williams

Vedat Gaceli

Nancy Egan

Margaret A. Cijio

Doreen J. Tubito

COMMITTEE ON

s/mg/3-1-21

Ruth Walker

Budget & Appropriations

Benjamin Boyfunt II

Cather Parker

Vedat Gaceli

~~Alfreda Williams~~

Manjive Khanna

R. J. Sarin II

Doreen J. Tubito

Ruth Walker

Public Works & Transportation

# 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

A0097 & A0116

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 17,635,000 PPU 30 Anticipated Interest Rate

Anticipated Annual Cost (Principal and Interest): \$ 718,656

Total Debt Service (Annual Cost x Term): \$ 21,559,680

Finance Department: MAAB 40 yr PPU limited to 30

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

To Be Completed by Submitting Department and Reviewed by Budget

Potential Related Expenses (Annual): N/A

Potential Related Revenues (Annual): N/A

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: 192

## SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

Not Applicable

Prepared by: James Antonaccio

Title: Principal Architect

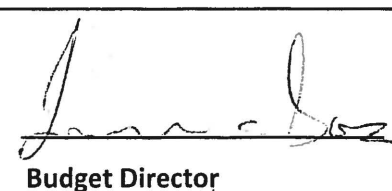
Department: Public Works & Transportation

Date: 6/2/21

Reviewed By: 

Budget Director

Date: 6/2/21

  
6/2/21



**RESOLUTION 123 - 2021**

**WHEREAS**, there is pending before this Honorable Board a Bond Act in connection with Capital Projects A0097 – Domestic Water System Improvements (“A0097”), and A0116 – Backflow Preventer Facility and Water Supply Improvements (“A0116”); and

**WHEREAS**, this Honorable Board has determined that the proposed bond act 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; 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 bond act 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

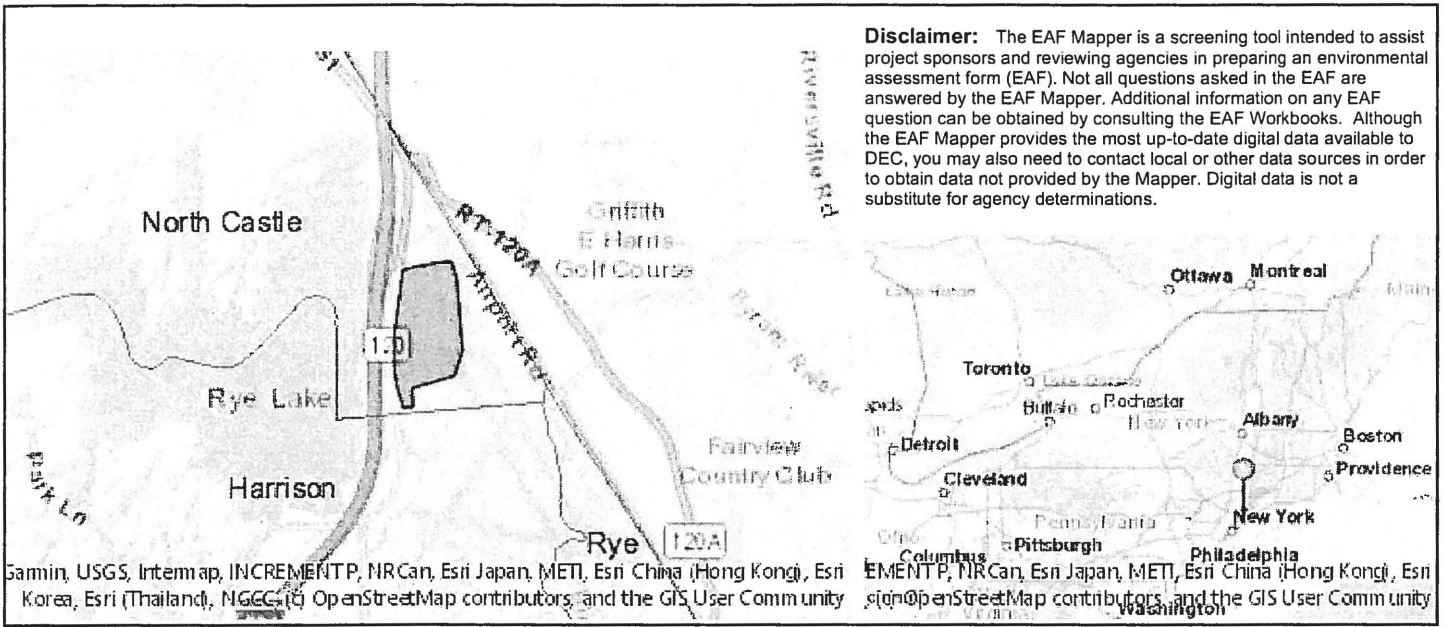
**Part 1 – Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. 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.

<b>Part 1 – Project and Sponsor Information</b>				
County of Westchester, Department of Public Works and Transportation				
Name of Action or Project: Domestic Water Line Improvements Westchester County Airport,				
Project Location (describe, and attach a location map): Westchester County Airport and New King Street, Towns of North Castle and Harrison				
Brief Description of Proposed Action: The project includes the installation of a new 12" water main, extending from the existing 12" watermain within Westchester County Airport property (2,000 LF) and continuing along Airport Road (700 LF) and New King Street (1,300 LF); installation of an above ground backflow preventer building and subterranean meter vault near the intersection of New King Street and Airport Road; installation of an above ground backflow preventer building near Tower Road to replace an existing backflow preventer building. The water line will be installed on previously disturbed areas consisting of primarily turf areas and will involve no removal of trees and no disturbance to wetland areas. The watermain trench will be approximately 3 feet in width and vary in depth from 0 to 5 feet, with valves installed at approximately 500-foot intervals. The subterranean meter vault will be approximately 15' by 20' in area with the bottom of the chamber installed approximately 10 feet below grade. The existing 12' by 28' foot building will be replaced with a new 14' by 42' foot building in approximately the same location near Tower Road. Additional valves and fire hydrants will be installed on the existing water line.				
Name of Applicant or Sponsor: County of Westchester		Telephone: 914-995-4400 E-Mail: dsk2@westchestergov.com		
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: Freshwater wetlands West. County DOH: Public Watermain Extension			NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		697 acres		
b. Total acreage to be physically disturbed?		0.39 acres		
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		697 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 type="checkbox"/> Residential (suburban)				
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input checked="" type="checkbox"/> Aquatic <input checked="" type="checkbox"/> Other(Specify): Airport				
<input type="checkbox"/> Parkland				

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<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?	NO <input type="checkbox"/>	YES <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: Airport 60 Ldn Noise Contour, Reason: Exceptional or unique character, Agency: Westchester County, If Yes, identify: Date: 1-31-90	NO <input type="checkbox"/>	YES <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?	NO <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	YES <input type="checkbox"/> <input 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: _____ _____	NO <input type="checkbox"/>	YES <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: _____ _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: N/A _____	NO <input checked="" type="checkbox"/>	YES <input 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? 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?	NO <input type="checkbox"/> <input type="checkbox"/>	YES <input checked="" 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? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO <input type="checkbox"/> <input checked="" type="checkbox"/>	YES <input checked="" type="checkbox"/> <input type="checkbox"/>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input 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? Bald Eagle	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>
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: V00652 (Former DPW Staging Area, Old Lake St, is not within project area and the action has been completed) and 360035 (Harrison Subresidency, Route 120, is not within project area and the site has been closed with ongoing maintenance/monitoring).	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<b>I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b> Applicant/sponsor/name: _____ County of Westchester _____ Date: May 18, 2021 Signature: <u>Dark Kuisge</u> Title: Director of Environmental Planning _____		



**Disclaimer:** The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.

Map data © OpenStreetMap contributors, and the GIS User Community

Part 1 / Question 7 [Critical Environmental Area]	Yes
Part 1 / Question 7 [Critical Environmental Area - Identify]	Name:Airport 60 Ldn Noise Contour, 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]	Yes
Part 1 / Question 15 [Threatened or Endangered Animal - Name]	Bald Eagle
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	Yes

Project:	Water Line Extension
Date:	May 2021

**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:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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: Water Line Extension

Date: May 2021

**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 involves the modification of the existing water line at Westchester County Airport and extension of the line northward to serve the properties on New King Street, which are currently served by individual private wells. An existing valve building near Tower Road will be replaced with a similar building in approximately the same area. A backflow preventer chamber will be installed near New King Street at the connection with the line along New King Street.

The project will not involve any tree removal. Trenching for the water line will be no more than three feet in width and will be backfilled as soon as practical. Excavation for the backflow chamber will also be minimal and not involve any disturbance to trees or nearby wetlands. Excavation will occur on previously disturbed areas of the site, and no potential impacts to archaeological resources are anticipated. The project will improve the potable water supply for the properties on New King Street.

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.

Westchester County Board of Legislators  
 \_\_\_\_\_  
 Name of Lead Agency

*Malika Vanderbeek*  
 \_\_\_\_\_  
 Print or Type Name of Responsible Officer in Lead Agency

*Mal Va*  
 \_\_\_\_\_  
 Signature of Responsible Officer in Lead Agency

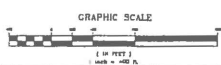
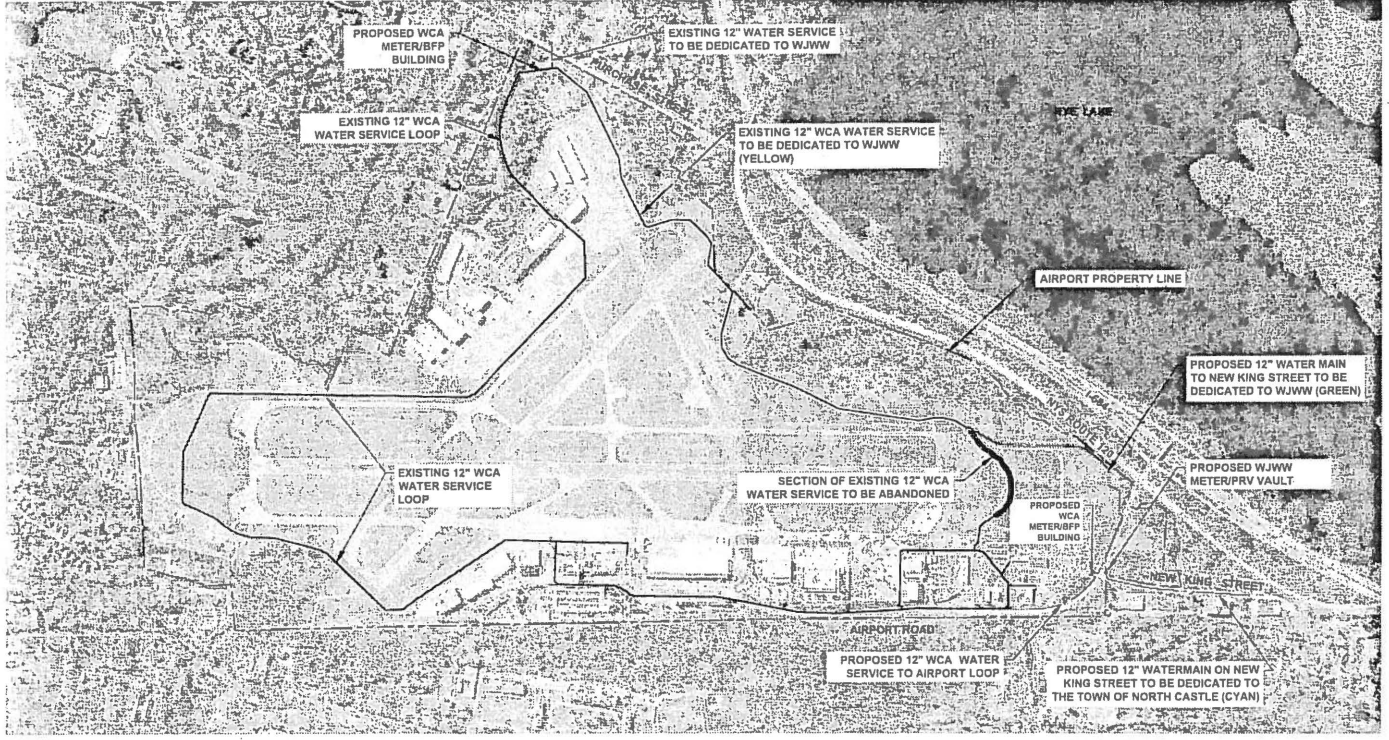
*June 29, 2021*  
 \_\_\_\_\_  
 Date

*Clerk, Chief Administrative Officer*  
 \_\_\_\_\_  
 Title of Responsible Officer

*Don Kise*  
 \_\_\_\_\_  
 Signature of Preparer (if different from Responsible Officer)

**PRINT FORM**





 100 N. KING ST. WESTCHESTER, NY 10594-4273	CONSULTANT SEAL	ENGINEERED IN PENNSYLVANIA CERTIFICATE NO. 1422 REGISTERED PROFESSIONAL ENGINEER LICENSE NO. 1422	RECORD DRAWING CERTIFICATION <input type="checkbox"/> AS BUILT - CHANGES AS NOTED <input type="checkbox"/> AS BUILT - NO CHANGES				WESTCHESTER COUNTY, NEW YORK DEPARTMENT OF PUBLIC WORKS & TRANSPORTATION DIVISION OF ENGINEERING	SHEET NO. 12 DATE MAY 2020 DWG. FILE NO.
	IN CHARGE OF _____ CHECKED BY _____ MADE BY _____	REVISION NUMBER    DATE    MADE BY    APP'D BY    REVISION	CONTRACTOR    PROJECT COORDINATOR NAME    NAME SIGNATURE    SIGNATURE TITLE    DATE    TITLE    DATE		NEW KING STREET WATER MAIN EXTENSION TOWN OF HARRISON AND NORTH CASTLE AND VILLAGE OF THE BROOKS, NEW YORK PRELIMINARY WATER MAIN LAYOUT CONCEPTUAL WATER MAIN EXTENSION			SCALE DATE MAY 2020 DWG. FILE NO.



**RESOLUTION 21-06**

**WESTCHESTER COUNTY PLANNING BOARD**

Amendment of Planning Board Report on 2021 Capital Project Requests

**A0097 - Domestic Water System Improvements**

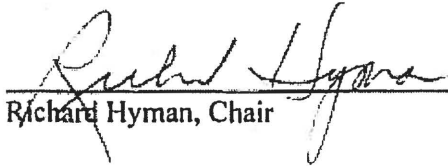
**WHEREAS**, the County Executive will submit legislation to the County Board of Legislators which would authorize amending the capital project **A0097-Domestic Water System Improvements** by adding funds to 2021 in the amount of \$6,700,000 for construction and construction management for the domestic water line project at Westchester County Airport, and

**WHEREAS**, the Department of Public Works and Transportation is advising that this work is a required component of the DEC Order on Consent No. CO 3 20180308 44 for water quality violations at Westchester County Airport, and

**WHEREAS**, the project is generally consistent with *Westchester 2025 – Policies to Guide County Planning*, as adopted by the Planning Board on May 6, 2008 and amended on January 5, 2010 by maintaining county facilities and ensuring safe drinking water supplies; now therefore, be it

**RESOLVED**, that the County Planning Board recommends amending the 2021 Capital Projects Requests to include the use of funds for **A0097-Domestic Water System Improvements** in the amount of \$6,700,000 for construction and construction management for the domestic water line project at Westchester County Airport.

Adopted this 2<sup>nd</sup> day of March, 2021.

  
Richard Hyman, Chair

An Act amending the 2021 County  
Capital Budget Appropriations for  
Capital Project A0097 - Domestic Water  
System Improvements

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

Section 1. The Capital section of the 2021 County Budget is hereby amended as follows:

	Previous 2021 Appropriation	Change	Revised 2021 Appropriation
I. Appropriation	\$4,110,000	\$6,700,000	\$10,810,000

Section 2. The estimated method of financing in the Capital Section of the 2021 Westchester County Capital Budget is amended as follows:

II. METHOD OF FINANCING

Bonds and/or Notes	\$3,395,000	\$6,700,000	\$10,095,000
Non County Shares	\$0	\$30,000	\$30,000
Cash	\$715,000	-\$30,000	\$685,000
Total	<u>\$4,110,000</u>	<u>\$6,700,000</u>	<u>\$10,810,000</u>

Section 3. The ACT shall take effect immediately.

ACT NO. <sup>122</sup>-2021

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING ACT 71-2013 ADOPTED MAY 6, 2013 IN RELATION TO THE CONSTRUCTION OF WATER SUPPLY IMPROVEMENTS AT THE WESTCHESTER COUNTY AIRPORT, AT THE MAXIMUM ESTIMATED COST OF \$18,810,000. (Adopted 06/28, 2021).

WHEREAS, this Board has heretofore duly authorized the issuance of \$2,500,000 bonds to finance the cost of upgrades to the Hangar E pumphouse (the "Project"), pursuant to Act No. 71-2013 duly adopted on May 6, 2013 ("Act 71-2013"); and

WHEREAS, it has now been determined to expand the scope of the Project to include (i) the construction and construction management for the domestic water line project at Westchester County Airport at the estimated cost of \$10,810,000 and (ii) the construction and construction management for the backflow preventer facility and water supply improvements project at Westchester County Airport, at the estimated cost of \$8,000,000; and

WHEREAS, it is now necessary to revise Act 71-2013 to provide such increased scope of work, and to provide for a new plan of financing which will include the expenditure of State grant funds along with the expenditure of County funds, as well as to increase the maximum amount of bonds to be authorized,

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 May 6, 2013, entitled:  
"ACT NO. 71-2013

BOND ACT AUTHORIZING THE ISSUANCE OF \$2,500,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF DOMESTIC WATER SYSTEM IMPROVEMENTS AT THE COUNTY AIRPORT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$2,500,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$2,500,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS”,

are hereby amended and consolidated to read as follows:

BOND ACT AUTHORIZING THE ISSUANCE OF \$17,635,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE A PORTION OF THE COST OF THE CONSTRUCTION OF WATER SUPPLY IMPROVEMENTS AT THE WESTCHESTER COUNTY AIRPORT; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$18,810,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$17,635,000 BONDS HEREIN AUTHORIZED, THE EXPENDITURE OF \$30,000 IN STATE GRANT FUNDS EXPECTED TO BE RECEIVED; AND THE EXPENDITURE OF \$1,145,000 IN COUNTY FUNDS; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS.

(Adopted 06/28 , 2021 )

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; \$17,635,000 bonds of the County, or so much as may be necessary are hereby authorized to be issued to finance a portion of the cost of the construction

of water supply improvements at the Westchester County Airport for the following purposes: (a) the construction and construction management for the domestic water line project at Westchester County Airport, 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 \$10,810,000. The plan of financing includes the expenditure of \$30,000 in State grant funds expected to be received, the expenditure of \$685,000 in County funds and the issuance of \$10,095,000 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; and (b) the construction and construction management for the backflow preventer facility and water supply improvements project at Westchester County Airport, 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 \$8,000,000. The plan of financing includes the expenditure of \$460,000 in County funds and the issuance of \$7,540,000 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 class of objects or purposes for which said \$17,635,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 1 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 \$17,635,000. 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 \$18,810,000 as the estimated maximum cost of the aforesaid class of objects or purposes 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 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 in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

## CAPITAL PROJECT FACT SHEET

<b>Project ID:*</b> A0097	<input checked="" type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 01-11-2021
<b>Fact Sheet Year:*</b> 2021	<b>Project Title:*</b> DOMESTIC WATER SYSTEM IMPROVEMENTS	<b>Legislative District ID:</b> 6.
<b>Category*</b> AIRPORT	<b>Department:*</b> AIRPORT/DOT	<b>CP Unique ID:</b> 1612

**Overall Project Description**

The project funds improvements to the domestic water system at the Airport.

- |                                                               |                                                  |                                                    |
|---------------------------------------------------------------|--------------------------------------------------|----------------------------------------------------|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies     | <input checked="" type="checkbox"/> Infrastructure |
| <input 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	2021	2022	2023	2024	2025	Under Review
<b>Gross</b>	10,810	4,110	0	0	0	0	0	6,700
<b>Less Non-County Shares</b>	30	0	0	0	0	0	0	30
<b>Net</b>	10,780	4,110	0	0	0	0	0	6,670

**Expended/Obligated Amount (in thousands) as of :** 1,077

**Current Bond Description:** This request funds construction and construction management for the domestic water line project at Westchester County Airport.

**Financing Plan for Current Request:**

Non-County Shares:	\$ 0
Bonds/Notes:	7,595,000
Cash:	115,000
<b>Total:</b>	<b>\$ 7,710,000</b>

**SEQR Classification:**

UNLISTED

**Amount Requested:**

7,595,000

**Comments:**

This project will be coordinated with the work associated with capital ID A0116. The Department of Public Works and Transportation is also requesting a CBA for the amount listed Under Review (\$6.7 million), and an amendment of bond act 71-2013 upward by \$7,595,000 to a new amount of \$10,095,000. The Department is advising that this work is a required component of the DEC Order on Consent No. CO 3 20180308 44 for water quality violations at Westchester County Airport.

**Energy Efficiencies:**

**Appropriation History:**

Year	Amount	Description
2007	1,500,000	PROVIDE AN ALTERNATE DOMESTIC WATER FEED
2008	110,000	DESIGN FOR REPAIR OF PIPE BETWEEN HANGAR E AND PUMPHOUSE
2012	2,500,000	UPGRADES TO HANGAR E PUMPHOUSE

**Total Appropriation History:**

4,110,000





## DOMESTIC WATER SYSTEM IMPROVEMENTS ( A0097 )

**User Department :** Airport/DOT  
**Managing Department(s) :** Airport/DOT ; Public Works ;  
**Estimated Completion Date:** TBD  
**Planning Board Recommendation:** Project approved in concept but subject to subsequent staff review.

### FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2021	2022	2023	2024	2025	Under Review
Gross	4,110	4,110	1,077						
Non County Share			(30)						
<b>Total</b>	<b>4,110</b>	<b>4,110</b>	<b>1,047</b>						

### Project Description

The project funds improvements to the domestic water system at the Airport.

### Current Year Description

There is no current year request.

### Impact on Operating Budget

The impact on the Airport Special Revenue Fund is the appropriation of Cash to Capital and debt service associated with the issuance of bonds.

### Appropriation History

Year	Amount	Description	Status
2007	1,500,000	Provide an alternate domestic water feed	FEASIBILITY STUDY COMPLETE
2008	110,000	Design for repair of pipe between hangar E and Pumphouse	COMPLETE
2012	2,500,000	Upgrades to Hangar E Pumphouse	DESIGN
<b>Total</b>	<b>4,110,000</b>		

### Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	3,395,000		3,395,000
Funds Revenue	715,000	715,000	
State Funds		30,000	(30,000)
<b>Total</b>	<b>4,110,000</b>	<b>745,000</b>	<b>3,365,000</b>

### Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
71 13	2,500,000			2,500,000
<b>Total</b>	<b>2,500,000</b>			<b>2,500,000</b>

## CAPITAL PROJECT FACT SHEET

**Project ID:\***

A0116

CBA

**Fact Sheet Date:\***

01-12-2021

**Fact Sheet Year:\***

2021

**Project Title:\***

BACKFLOW PREVENTER FACILITY  
AND WATER SUPPLY  
IMPROVEMENTS

**Legislative District ID:**

6,

**Category\***

AIRPORT

**Department:\***

AIRPORT/DOT

**CP Unique ID:**

1615

**Overall Project Description**

This project consists of improvements to the water supply system at the airport to improve water pressure through the replacement of existing piping, construction of a new backflow preventer building, and modification to the Hangar D pumphouse.

- |                                                               |                                                  |                                                    |
|---------------------------------------------------------------|--------------------------------------------------|----------------------------------------------------|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies     | <input checked="" type="checkbox"/> Infrastructure |
| <input 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	2021	2022	2023	2024	2025	Under Review
<b>Gross</b>	8,000	8,000	0	0	0	0	0	0
<b>Less Non-County Shares</b>	0	0	0	0	0	0	0	0
<b>Net</b>	8,000	8,000	0	0	0	0	0	0

**Expended/Obligated Amount (in thousands) as of :** 280

**Current Bond Description:** This request funds construction and construction management for the backflow preventer facility and water supply improvements project at Westchester County Airport.

**Financing Plan for Current Request:**

Non-County Shares:	\$ 0
Bonds/Notes:	7,540,000
Cash:	170,000
<b>Total:</b>	<b>\$ 7,710,000</b>

**SEQR Classification:**

UNLISTED

**Amount Requested:**

7,540,000

**Comments:**

This project will be coordinated with the work associated with capital ID A0097.

**Energy Efficiencies:**

**Appropriation History:**

<b>Year</b>	<b>Amount</b>	<b>Description</b>
2013	300,000	DESIGN OF WATER SUPPLY/BACKFLOW PREVENTER BUILDING AND ALTERNATE DOMESTIC WATER SUPPLY
2014	510,000	DESIGN FOR HANGAR D SPRINKLER PUMPHOUSE
2015	160,000	"REPLACEMENT OF THE 20"" WATER MAIN TO THE HANGER E PUMPHOUSE "
2016	7,030,000	CONSTRUCTION - BACKFLOW PREVENTER BUILDING; HANGAR D SPRINKLER PUMP HOUSE; REPLACEMENT OF 20" WATER MAIN TO HANGAR E

**Total Appropriation History:**

8,000,000

**Cash History (in thousands):**

<b>Year</b>	<b>Amount</b>	<b>Description</b>
2013	300,000	DESIGN OF WATER SUPPLY/BACKFLOW PREVENTER BLDG & ALTERNATE DOMESTIC WATER SUPPLY
2015	160,000	REPLACEMENT OF 20 INCH WATER MAIN TO HANGER D PUMPHOUSE

**Total Financing History:**

460,000

**Recommended By:**

**Department of Planning**

WBB4

**Date**

02-18-2021

**Department of Public Works**

RJB4

**Date**

02-18-2021

**Budget Department**

LMY1

**Date**

02-25-2021

**Requesting Department**

RJB4

**Date**

02-25-2021

## BACKFLOW PREVENTER FACILITY AND WATER SUPPLY IMPROVEMENTS ( A0116 )

**User Department :** Airport/DOT  
**Managing Department(s) :** Airport/DOT ; Public Works ;  
**Estimated Completion Date:** TBD  
**Planning Board Recommendation:** Project approved in concept but subject to subsequent staff review.

### **FIVE YEAR CAPITAL PROGRAM (in thousands)**

	Est Ult Cost	Appropriated	Exp / Obl	2021	2022	2023	2024	2025	Under Review
<b>Gross</b>	<b>8,000</b>	<b>8,000</b>	<b>280</b>						
<b>Non County Share</b>									
<b>Total</b>	<b>8,000</b>	<b>8,000</b>	<b>280</b>						

### **Project Description**

This project consists of improvements to the water supply system at the airport to improve water pressure through the replacement of existing piping, construction of a new backflow preventer building, and modification to the Hangar D pumphouse.

### **Current Year Description**

There is no current year request.

### **Impact on Operating Budget**

The impact on the Airport Special Revenue Fund is the appropriation of Cash to capital and debt service.

### **Appropriation History**

Year	Amount	Description	Status
2013	300,000	Design of water supply/backflow preventer building and alternate domestic water supply	DESIGN
2014	510,000	Design for Hangar D sprinkler pumphouse	AWAITING BOND AUTHORIZATION
2015	160,000	"Replacement of the 20" water main to the Hanger E pumphouse "	DESIGN
2016	7,030,000	Construction - backflow preventer building; Hangar D sprinkler pump house; replacement of 20" water main to Hangar E	AWAITING BOND AUTHORIZATION
<b>Total</b>	<b>8,000,000</b>		

### **Prior Appropriations**

	Appropriated	Collected	Uncollected
Bond Proceeds	7,540,000		7,540,000
Funds Revenue	460,000	460,000	
<b>Total</b>	<b>8,000,000</b>	<b>460,000</b>	<b>7,540,000</b>

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 June 28, 2021 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  
June 23, 2021

WVOX  
FIOS1  
News Channel 12  
The Journal News

Hometown Media

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:

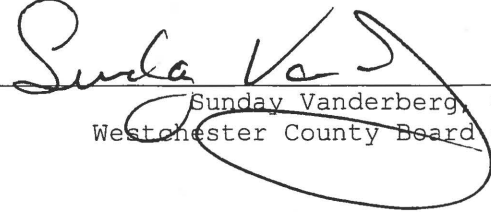
Designated Location(s)  
of posted notice

Date of Posting  
June 23, 2021

[www.westchesterlegislators.com](http://www.westchesterlegislators.com)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on June 29, 2021.



  
\_\_\_\_\_  
Sunday Vanderberg, Clerk  
Westchester County Board of Legislators

The foregoing Bond Act was duly put to a vote which resulted as follows:

AYES:


Legislator Jose Alvarado  
Legislator Nancy Barr  
Legislator Catherine Borgia  
Legislator Benjamin Boykin  
Legislator Terry Clements  
Legislator Kitley Covill  
Legislator Margaret Cunzio  
Legislator Vedat Gashi  
Legislator Christopher Johnson  
Legislator Damon Maher  
Legislator Catherine Parker  
Legislator MaryJane Shimsky  
Legislator Colin Smith  
Legislator David Tubiolo  
Legislator Ruth Walter  
Legislator Alfreda Williams  
Legislator Tyrae Woodson-Samuels

NOES:

ABSENT:

The Bond Act was thereupon declared duly adopted.

\* \* \* \* \*  
APPROVED BY THE COUNTY EXECUTIVE

  
Date: 10-30-21

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

I HEREBY CERTIFY that I have compared the foregoing Resolution No. 123 - 2021, Act No. 121 - 2021, and (Bond) Act No. 122 - 2021, with the originals on file in my office, and that the same are correct transcripts therefrom, and of the whole, of said original Resolution, Act, and (Bond) Act, which were duly adopted by the Westchester County Board of Legislators, of the County of Westchester on June 28, 2021, and approved by the County Executive on June 30, 2021.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 30<sup>th</sup> day of June, 2021.



Malika Vanderberg

The Clerk of the Westchester County  
Board of Legislators

County of Westchester, New York

