

Kenneth W. Jenkins Westchester County Executive

September 5, 2025

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

Dear Honorable Members of the Board of Legislators:

Transmitted herewith for your review and approval is a bond act ("Bond Act") which, if adopted, would authorize the County of Westchester ("County") to issue bonds in the amount of \$7,000,000 to finance the following capital project:

SY030 - Yonkers Joint Treatment Plant - Roof Replacement ("SY030").

The Bond Act, in the amount of \$7,000,000, would finance the costs of construction and construction management for the second phase of roof replacements and associated work at various buildings at the Yonkers Joint Water Resource Recovery Facility, including incidental expenses.

The Department of Environmental Facilities ("Department") has advised that the roofs included in this second phase were installed in 1978 and have reached the end of their useful lives. These roofs were not completed during the first phase of SY030 and are in need of replacement for proper infrastructure maintenance.

Design is currently being undertaken by a consultant and is expected to be completed by the fourth quarter of 2025. It is estimated that construction will take eighteen months to complete and will begin after award and execution of the construction contracts.

It should be noted that your Honorable Board has previously approved financing in connection with SY030 as indicated in the annexed capital project fact sheet.

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

Kenneth W Jenkins

Westchester County Executive

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 a bond act ("Bond Act") in the amount of \$7,000,000 to finance capital project SY030 — Yonkers Joint Treatment Plant — Roof Replacement ("SY030"). The Bond Act, which was prepared by the law firm Norton Rose Fulbright, will finance the costs of construction and construction management for the second phase of roof replacements and associated work at various buildings at the Yonkers Joint Water Resource Recovery Facility, including incidental expenses.

The Department of Environmental Facilities ("Department") has advised that the roofs included in this second phase were installed in 1978 and have reached the end of their useful lives. These roofs were not completed during the first phase of SY030 and are in need of replacement for proper infrastructure maintenance.

Design is currently being undertaken by a consultant and is expected to be completed by the fourth quarter of 2025. It is estimated that construction will take eighteen months to complete and will begin after award and execution of the construction contracts.

It should be noted that your Honorable Board has previously approved financing in connection with SY030 as indicated in the annexed capital project fact sheet.

The Planning Department has advised your Committee that based on its review, SY030 may be classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this recommendation.

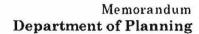
It should be noted that your Honorable Board has previously approved financing in connection with SY030 as indicated in the annexed capital project fact sheet.

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

Dated: , 20____ White Plains, New York

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #	:SY030	NO FISCAL IMPACT PROJECTED					
	SECTION A - CAPITAL BL To Be Completed b						
GENERAL FUND	D	X SPECIAL DISTRICTS FUND					
	Source of County Funds (check one):	X Current Appropriations Capital Budget Amendment					
	SECTION B - BONDING AU To Be Completed by						
Total Principal	\$ 7,000,000 PPU	30 Anticipated Interest Rate 4.53%					
Anticipated An	nual Cost (Principal and Interest):	\$ 435,732					
Total Debt Serv	vice (Annual Cost x Term):	\$ 13,071,960					
Finance Depart	ment: Interest rates from Septemb	er 4, 2025 Bond Buyer - ASBA					
SI	ECTION C - IMPACT ON OPERATING BUI To Be Completed by Submitting Departm	A CASA SUBSECUE - MEDICAL CASA SECUE AND A SUBSECUE - S					
Potential Relati		-					
	Potential Related Expenses (Annual): \$ - Potential Related Revenues (Annual): \$ -						
.₩	rings to County and/or impact of depart tail for current and next four years):	ment operations					
- 112							
	SECTION D - EMPLO						
	per federal guidelines, each \$92,000 of	A section of the sect					
Number of Full	Time Equivalent (FTE) Jobs Funded:	76					
Prepared by:	Jazmin Logan	- // Ω					
Title:	Environmental Project Director	Reviewed By:					
Department:	Environmental Facilities	Budget Director					
Date:	9/5/25	Date: 9825					





TO:

Michelle Greenbaum, Senior Assistant County Attorney

Jeffrey Goldman, Senior Assistant County Attorney Carla Chaves, Senior Assistant County Attorney Maximilian Zorn, Assistant County Attorney

FROM:

David S. Kvinge, AICP, RLA, CFM

Assistant Commissioner

DATE:

August 28, 2025

SUBJECT:

STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:

SY030 YONKERS JOINT TREATMENT PLANT - ROOF REPLACEMENT

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on

07/29/2025 (Unique ID: 2986)

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

• 617.5(c)(2): replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building, energy, or fire codes unless such action meets or exceeds any of the thresholds in section 617.4 of this Part.

COMMENTS: None.

DSK/oav

cc: Andrew Ferris, Chief of Staff

Paula Friedman, Assistant to the County Executive

Lawrence Soule, Budget Director

Tami Altschiller, Assistant Chief Deputy County Attorney

Dianne Vanadia, Associate Budget Director

Jazmin Logan, Environmental Project Director - Capital Programs (DEF)

Robert Zambardino, Program Coordinator – Capital Programs (DEF)

Susan Darling, Chief Planner

Michael Lipkin, Associate Planner

Claudia Maxwell, Principal Environmental Planner

	ACT NO	202
BOND ACT DATED	, 202	5.

A BOND ACT AUTHORIZING THE ISSUANCE OF \$7,000,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COSTS OF CONSTRUCTION AND CONSTRUCTION MANAGEMENT FOR THE SECOND PHASE OF ROOF REPLACEMENTS AND ASSOCIATED WORK AT VARIOUS BUILDINGS AT THE YONKERS JOINT WATER RESOURCE RECOVERY FACILITY, IN AND FOR SAID COUNTY.

WHEREAS, the capital project hereinafter described has been duly approved in the adopted capital budget for the current fiscal year; and

WHEREAS, the plan for the financing of the estimated maximum cost of such capital project, as hereinafter set forth in this Bond Act, is in conformity with such capital budget; and

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of the cost of such capital project; NOW, THEREFORE,

BE IT ENACTED, by the Board of Legislators of the County of Westchester, New York, by the affirmative vote of not less than two thirds of the entire voting strength thereof, as follows:

Section 1. For paying the costs of construction and construction management for the second phase of roof replacements and associated work at various buildings at the Yonkers Joint Water Resource Recovery Facility, including incidental expenses therewith, a class of objects or purposes, there are hereby authorized to be issued \$7,000,000 bonds of said County pursuant to the provisions of the Local Finance Law. To the extent that the details of the aforesaid class of objects or purposes set forth in this act are inconsistent with any details set forth in the current Capital

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Budget of the County, such Budget shall be deemed and is hereby amended to the extent inconsistent herewith.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$7,000,000, and that the plan for the financing thereof is by the issuance of the \$7,000,000 bonds of said County authorized to be issued pursuant to this Bond Act.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years, pursuant to subdivision four of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of the County of Westchester, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. To the extent not paid from the assessment of properties assessable for this purpose in the County's South Yonkers, Bronx Valley, Central Yonkers, Hutchinson Valley, North Yonkers, Saw Mill and Upper Bronx Sanitary Sewer Districts, as allocated by the County, or other sources, there shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the County of Westchester, New York, by the manual or facsimile signature of the Commissioner

of Finance and a facsimile of the corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as said Commissioner of Finance shall deem best for the interests of the County; including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the Commissioner of Finance shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. The Commissioner of Finance is hereby further delegated the power to authorize the sale and issuance of the bonds authorized pursuant to this Bond Act (a) at a discount in the manner authorized by paragraphs e and f of Section 57.00 of the Local Finance Law, (b) at private sale pursuant to the applicable provisions of the Local Finance Law and any regulations of the New York State Comptroller appertaining thereto, including the private sale of bonds at a premium, (c) as capital appreciation bonds or term bonds at public sale or private sale pursuant to the applicable provisions of the Local Finance Law and any regulations of the New York State Comptroller appertaining thereto, and (d) at a variable rate of interest in the manner authorized by Section 54.90 of the Local Finance Law, including notes issued in anticipation thereof. The Commissioner of Finance is hereby authorized to enter into such agreements as said Commissioner of Finance shall determine reasonable and necessary to facilitate the issuance, sale, resale and, or repurchase of such bonds or notes pursuant to the provisions of Section 54.90 of the Local Finance Law. Such bonds and, or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance.

Section 9. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Commissioner of Finance. Such notes shall be of such terms, form and contents as may be prescribed by said Commissioner of Finance consistent with the provisions of the Local Finance Law.

Section 10. The Commissioner of Finance is hereby further authorized, at his or her sole discretion, to execute a project financing and loan agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the class of objects or purposes described in Section 1 hereof, or a portion thereof, by a bond, and, or note issue of said County in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 11. The intent of this Bond Act is to give the Commissioner of Finance sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid bonds and, or notes without resorting to further action of this Board of Legislators.

Section 12. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and

collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

- Section 13. The validity of such bonds and bond anticipation notes may be contested only if:
- (1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this Bond Act 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

- (3) Such obligations are authorized in violation of the provisions of the Constitution.
- Section 14. This Bond Act shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 2. Other than as specified in this Bond Act, no moneys are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.
- Section 15. This Bond Act, which shall take effect immediately in accordance with the provisions of Section 33.10 of the Local Finance Law and as provided in Section 107.71 of the Westchester County Charter, shall be published in summary form in the official newspaper of said County for purposes of this Bond Act, together with a notice of the Clerk of the Board of Legislators in substantially the form provided in Section 81.00 of the Local Finance Law.

The foregoing Bond Act was duly put to a vote which resulted as follows:
AYES:
NOES:
ABSENT:
The Bond Act was thereupon declared duly adopted.
* * *
APPROVED BY THE COUNTY EXECUTIVE
Date:, 2025

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, 2025
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 said meeting was (i) open to the general public pursuant to
Section 103 of the Public Officers Law or (ii) conducted in conformance with Section 103-a of the
Public Officers Law.
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 given to the following newspapers and/or other news
media as follows:

Date given

Newspaper and/or other news media

I FURTHER CERTIFY that <u>PRIOR</u> 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 notices

Date of Posting

IN WITNESS WHEREO	DF, I have hereunto set my hand and affixed the seal of said County, 2025.
	Clerk of the County Board of Legislators of the County of
	Westchester, New York

(CORPORATE SEAL)

LEGAL NOTICE

of Legislators on , 2025 and the v hereafter contested only if such obl the County of Westchester, in the St provisions of law which should have were not substantially complied with	which is published herewith, has been adopted by the Board, 2025 and approved by the County Executive on alidity of the obligations authorized by such Bond Act may be igations were authorized for an object or purpose for which rate of New York, is not authorized to expend money or if the been complied with as of the date of publication of this Notice, and an action, suit or proceeding contesting such validity is er the publication of this Notice, or such obligations were one of the Constitution.
inspection during normal business h	nd Act summarized herewith shall be available for public lours at the Office of the Clerk of the Board of Legislators of rk, for a period of twenty days from the date of publication of
ACT NO2025	
WESTCHESTER, NEW YORK, CONSTRUCTION MANAGEMENT F	ISSUANCE OF \$7,000,000 BONDS OF THE COUNTY OF TO PAY THE COSTS OF CONSTRUCTION AND OR THE SECOND PHASE OF ROOF REPLACEMENTS AND BUILDINGS AT THE YONKERS JOINT WATER RESOURCE SAID COUNTY.
object or purpose:	construction and construction management for the second phase of roof replacements and associated work at various buildings at the Yonkers Joint Water Resource Recovery Facility
period of probable usefulness:	forty (40) years
amount of obligations to be issued:	\$7,000,000
Dated:, 2025 White Plains, New York	
	Clerk of the County Board of Legislators of the County of Westchester, New York

CAPITAL PROJECT FACT SHEET

	270.000.000							
Project ID:* SY030	□ CI	□ CBA			Fact Sheet Date:* 07-21-2025			
Fact Sheet Year:*	Proje	ect Title:*		L	egislative	District	ID:	
2025	YON	YONKERS JOINT TREATMENT PLANT- ROOF REPLACEMENT						, 9, 8, 5, 3,
Category* Department:*				C	P Unique	e ID:		
SEWER AND WATER DISTRIC		IRONMENTAL FA	CILITIES		986			
Overall Project Description								
This project will provide funds for Yonkers Joint Treatment Plant and	r the replaceme d CSO Building	nt of roofs and repar g (Welding Shop).	irs/replace	ments of	expansion	joints as 1	required at	the
■ Best Management Practices	☐ En	ergy Efficiencies		x] Infrastru	cture		
☐ Life Safety	☐ Pro	oject Labor Agreem	ent		Revenue			
☐ Security	☐ Oti	her						
FIVE-YEAR CAPITAL PROGI		sands)						
	Estimated Ultimate Total Cost	Appropriated	2025	2026	2027	2028	2029	Under Review
Gross	16,705	11,705	5,000	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	16,705	11,705	5,000	0	0	0	0	0
Expended/Obligated Amount (in Current Bond Description: This second phase of roof replacements Water Resource Recovery Facility	s bond authorizes	zation request will fi	and constr	uction and	l construc	tion mana	gement fo	r the ers Joint
Financing Plan for Current Req								
Non-County Shares:	ucst.	s 0						
Bonds/Notes:		7,000,000						
Cash:		0						
Total:		\$ 7,000,000						
SEQR Classification: TYPE II Amount Requested:	,							
7,000,000 Expected Design Work Provider								
County Staff		nsultant			Not App	licable		
Comments:								
Energy Efficiencies:								

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Appropriation History:

Year	Amount	Description		
2010	765,000	CSO BUILDING - DESIGN, CONSTRUCTION AND CONSTRUCTION MANAGEMENT		
2011	650,000	REPLACEMENT OF SCREEN & GRIT BUILDING ROOF		
2015	490,000	REPLACEMENT OF SECONDARY ACCESS BUILDING NO, 1 AND PRIMARY ODOR CONTROL AND SLUDGE CONTROL BUILDING ROOFS		
2017	800,000	DESIGN AND CONSTRUCTION MANAGEMENT.		
2019	6,500,000	CONSTRUCTION		
2020	500,000	COST ESCALATION		
2023	2,000,000	DESIGN FOR ADDITIONAL ROOFS		
2025	5,000,000	FUNDS PHASE II CONSTRUCTION		

Total Appropriation History:

16,705,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
10	107	765,000	765,000	YONKERS JOINT TREATMENT PLANT - ROOF REPLACEMENT
11	144	650,000	532,778	YONKERS JOINT TREATMENT PLANT ROOF REPAIRS AND REPLACEMENT
15	63	490,000	422,998	YONKERS JOINT TREAMENT PLANT - ROOF REPLACEMENT
17	124	0	0	REPLACEMENT BLOWER ADMINISTRATION AND DAF BUILDING ROOFS AT YONKERS JOINT TREATMENT PLANT
20	13	7,800,000	3,264,195	VARIOUS ROOF WORK AT YONKERS JOINT WATER RESOURCE RECOVERY FACILITY

Total Financing History:

9,705,000

Recommended By:

Department of Planning Date DEV9 07-29-2025 Department of Public Works Date RJB4 07-29-2025 **Budget Department** Date DEV9 08-01-2025 **Requesting Department** Date JCL1 08-01-2025

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YONKERS JOINT TREATMENT PLANT- ROOF REPLACEMENT (SY030)

User Department:

Environmental Facilities

Managing Department(s):

Environmental Facilities ; Public Works ;

Estimated Completion Date:

TBD

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

Gross

FIVE YEAR CAPITAL PROGRAM (in thousands)

Est Ult Cost Appropriated Exp / Obl 2025 2026 2027 2028 2029 Under Review 16,705 11,705 7,089 5,000

Non County Share

Total 16,705 11,705 7,089 5,000

Project Description

This project will provide funds for the replacement of roofs and repairs/replacements of expansion joints as required at the Yonkers Joint Treatment Plant and CSO Building (Welding Shop).

Current Year Description

The current year request funds Phase II construction.

C	Current Year	Financing Plan			
	Year	Bonds	Cash	Non County Shares	Total
	2025	5,000,000			5,000,000

Impact on Operating Budget

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

Appropriation History

Year	Amount	Description	Status
2010		CSO building - design, construction and construction management	COMPLETE
2011		Replacement of Screen & Grit Building roof	COMPLETE
2015		Replacement of Secondary Access Building No, 1 and Primary Odor Control and Sludge Control Building roofs	CONSTRUCTION
2017	800,000	Design and construction management.	CONSTRUCTION
2019	6,500,000	Construction	CONSTRUCTION
2020	500,000	Cost escalation	CONSTRUCTION
2023	2,000,000	Design for additional roofs	AWAITING BOND AUTHORIZATION
Total	11,705,000		

YONKERS JOINT TREATMENT PLANT- ROOF REPLACEMENT (SY030)

Prior Appropriations				
	Appropriated	Collected	Uncollected	
Bond Proceeds	11,705,000	4,991,796	6,713,204	
Total	11,705,000	4,991,796	6,713,204	

	thoriz	The state of the state of the state of			
Bond Act		Amount	Date Sold	Amount Sold	Balance
L07	10	765,000	10/24/12	739,471	
			10/24/12	25,529	
			10/24/12		
144	11	650,000	11/19/15	288,358	117,222
			11/19/15	23,242	
			11/19/15	1,560	
			12/15/17	118,644	
			12/15/17	19,660	
			12/15/17	257	
			12/10/19	75,471	
			12/10/19	5,586	
63	15	490,000	12/10/19	345,567	67,002
			12/10/19	25,579	
			11/30/23	47,314	
			11/30/23	4,538	
L24	17				
13	20	7,800,000	11/30/23	2,978,532	4,535,805
			11/30/23	285,662	
Total		9,705,000	200	4,984,971	4,720,029