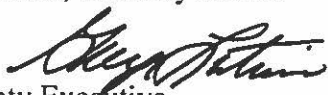


October 19, 2020

TO: Hon. Benjamin Boykin, Chair
Hon. Alfreda Williams, Vice Chair
Hon. MaryJane Shimsky, Majority Leader
Hon. Margaret Cunzio, Minority Leader

FROM: George Latimer 
Westchester County Executive

RE: Message Requesting Immediate Consideration: **Superseding Bond Act
for 2 Capital Projects – Sewer Rehabilitation.**

This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators October 19, 2020 Agenda.

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 total aggregate amount of \$34,200,000 for two capital projects.

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for October 19, 2020 “blue sheet” calendar.

Thank you for your prompt attention to this matter.



George Latimer
County Executive

October 9, 2020

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

Dear Members of the Board of Legislators:

Transmitted herewith for your review and approval is a superseding Bond Act (the "Bond Act") which, if adopted, would authorize the County of Westchester (the "County") to: 1) issue additional bonds to finance two (2) capital projects for 2021 as set forth in the table below; and 2) consolidate the total amount authorized for both projects into a single total aggregate bonding amount of \$34,200,000.

Capital Project	Original Bond Act No.	Original Amount Authorized for Planning	Amount of Bonds Sold	Additional Amount Requested for Construction	New Total Amount
SPC03 Port Chester Waste Water Treatment Plant Electrical System Upgrade (1469)	68-2014	\$2,150,000	\$0	\$19,750,000	\$21,900,000
SPC09 Port Chester Waste Water Treatment Plant HVAC Systems Upgrade (1472)	91-2014	\$2,300,000	\$0	\$10,000,000	\$12,300,000
Total		\$4,450,000		\$29,750,000	\$34,200,000

The Bond Act, in the total aggregate amount of \$34,200,000, will fund the cost of design, construction and construction management associated with the replacement and upgrade of the electrical systems at the Port Chester Waste Water Treatment Plant, including but not be limited to, replacement of switch gears, panel boards, motor control centers, emergency generators and any other related ancillary equipment. The Bond Act will also fund the cost of design, construction and construction management associated with the replacement of heating, ventilation and air conditioning (HVAC) equipment at the Plant, as well as the odor control system, and all associated ancillary systems.

The Department of Environmental Facilities (the "Department") has advised that most of the electrical equipment at the plant was installed during the plant expansion project in 1987. Because the expected life span of most electrical distribution equipment is 20 to 30 years, the majority of the electrical equipment is now reaching the end of its useful life and must be replaced and upgraded. The Department has further advised that the HVAC equipment and odor control systems at the Plant are also reaching the end of their useful life. A prior study identified that some HVAC units (supply and exhaust fans, heating coils and pneumatic controls) are inoperable, while others are irreparable and obsolete. The Department recommends that this equipment be replaced to provide for a more energy efficient, reliable and maintenance-free operation. It should be noted that both projects will be bid together as one construction contract.

Design is currently underway using consultants and is expected to be completed in the 1st quarter of 2021. Construction is estimated to take 36 months and shall begin after award and execution of the construction contracts.

It should be noted that in a departure from the County's past practice, the County Budget Department is submitting this Bond Act to your Honorable Board simultaneously with the proposed 2021 Capital Budget. It is the County's goal to submit this Bond Act now so that the referenced projects will be ready to proceed without delay in early 2021. In addition, please note that the proposed Bond Act authorizes financing for like objects or purposes in connection with multiple capital projects. It is hoped that by combining projects that have the same objects and purposes into a single bond act, the County can dramatically reduce the amount of bond legislation that your Honorable Board would be required to review, thereby expediting the approval process and avoiding backlogs.

The Planning Department has advised that based on its review, the above-referenced capital project has been classified as a "Type II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. As you know, your Honorable Board may use such expert advice to reach its own conclusion.

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

Sincerely,



George Latimer
County Executive

GL/VK/CJG/jpg

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

Your Committee is in receipt of a superseding bond act (the “Bond Act”) which, if approved by your Honorable Board, would authorize the County of Westchester (“County”) to:

1) issue additional bonds to finance two (2) capital projects for 2021 as set forth in the table below; and 2) consolidate the total amount authorized for both projects into a single total aggregate bonding amount of \$34,200,000.

Capital Project	Original Bond Act No.	Original Amount Authorized for Planning	Amount of Bonds Sold	Additional Amount Requested for Construction	New Total Amount
SPC03 Port Chester Waste Water Treatment Plant Electrical System Upgrade (1469)	68-2014	\$2,150,000	\$0	\$19,750,000	\$21,900,000
SPC09 Port Chester Waste Water Treatment Plant HVAC Systems Upgrade (1472)	91-2014	\$2,300,000	\$0	\$10,000,000	\$12,300,000
Total		\$4,450,000		\$29,750,000	\$34,200,000

Your Committee is advised that the Bond Act, in the total aggregate amount of \$34,200,000, prepared by the law firm of Norton Rose Fulbright, will fund the cost of design, construction and construction management associated with the replacement and upgrade of the electrical systems at the Port Chester Waste Water Treatment Plant, including but not be limited to, replacement of switch gears, panel boards, motor control centers, emergency generators and any other related ancillary equipment. The Bond Act will also fund the cost of design, construction and construction management associated with the replacement of heating, ventilation and air conditioning (HVAC) equipment at the Plant, as well as the odor control system, and all associated ancillary systems.

The Department of Environmental Facilities (the “Department”) has advised your Committee that most of the electrical equipment at the plant was installed during the plant

expansion project in 1987. Because the expected life span of most electrical distribution equipment is 20 to 30 years, the majority of the equipment is now reaching the end of its useful life and must be replaced and upgraded. The Department has further advised that the HVAC equipment and odor control systems at the Plant are also reaching the end of their useful life. A prior study identified that some HVAC units (supply and exhaust fans, heating coils and pneumatic controls) are inoperable, while others are irreparable and obsolete. The Department recommends that this equipment be replaced to provide for a more energy efficient, reliable and maintenance-free operation. Your Committee notes that both projects will be bid together as one construction contract.

Your Committee is advised that design is currently underway using consultants and is expected to be completed in the 1st quarter of 2021. Construction is estimated to take 36 months and shall begin after award and execution of the construction contracts. It is anticipated that the work will be completed using consultants.

Your Committee is advised that in a departure from the County's past practice, the County Budget Department is submitting this Bond Act to your Honorable Board simultaneously with the proposed 2021 Capital Budget. It is the County's goal to submit this Bond Act now so that the referenced projects will be ready to proceed without delay in early 2021.

Your Committee is further advised that that the proposed Bond Act authorizes financing for like objects or purposes in connection with multiple capital projects. It is hoped that by combining projects that have the same objects and purposes into a single bond act, the County can dramatically reduce the amount of bond legislation that your Honorable Board would be required to review, thereby expediting the approval process and avoiding backlogs.

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

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: _____, 2020
White Plains, New York

COMMITTEE ON

k/jpg/10/01/2020

FISCAL IMPACT STATEMENT

PROJECT CLASS: Sewer Rehab - LFL 4

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

Capital IDs: SPC03; SPC09

SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 34,200,000 PPU 30 Anticipated Interest Rate 1.56%

Anticipated Annual Cost (Principal and Interest): \$ 1,427,740

Total Debt Service (Annual Cost x Term): \$ 42,832,200

Finance Department: Interest rates from October 7, 2020 Bond Buyer - ASBA

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

To Be Completed by Submitting Department and Reviewed by Budget

Potential Related Expenses (Annual): \$ -

Potential Related Revenues (Annual): \$ -

Anticipated savings to County and/or impact of department operations

(describe in detail for current and next four years):

SECTION D - EMPLOYMENT

As per federal guidelines, each \$92,000 of appropriation funds one FTE Job

Number of Full Time Equivalent (FTE) Jobs Funded: 371

SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

Not Applicable

Prepared by: CJ Gelardo

Title: Capital Program Coordinator

Department: Environmental Facilities


Date: 10/13/20

Reviewed By: 

Budget Director

Date: 10/14/20

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

FROM: David S. Kvinge, AICP, RLA, CFM 
Director of Environmental Planning

DATE: October 7, 2020

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
SPC03 Port Chester Waste Water Treatment Plant – Electrical System Upgrade**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 09-25-2020 (Unique ID: 1469)

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


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

COMMENTS: A separate request is being under capital project SPC09 (ID 1472) for additional work at the same facility. The combined actions would not exceed any of the thresholds that would disqualify them from the Type II classification.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Tami Altschiller, Assistant Chief Deputy County Attorney
Gideon Grande, Deputy Budget Director
Lorraine Yazzetta, Associate Budget Director
Anthony Zaino, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

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

FROM: David S. Kvinge, AICP, RLA, CFM 
Director of Environmental Planning

DATE: October 7, 2020

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
SPC09 Port Chester Waste Water Treatment Plant HVAC Systems Upgrade**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 09-25-2020 (Unique ID: 1472)

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

- **617.5(c)(2):** replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building, energy, or fire codes unless such action meets or exceeds any of the thresholds in section 617.4 of this Part.
 - **617.5(c)(31):** purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials.
-

COMMENTS: A separate request is being under capital project SPC03 (ID 1469) for additional work at the same facility. The combined actions would not exceed any of the thresholds that would disqualify them from the Type II classification.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Tami Altschiller, Assistant Chief Deputy County Attorney
Gideon Grande, Deputy Budget Director
Lorraine Yazzetta, Associate Budget Director
Anthony Zaino, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

ACT NO. _____ - 2020

BOND ACT DATED _____, 2020.

A BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AUTHORIZING THE ISSUANCE OF \$34,200,000 BONDS TO PAY THE DESIGN, CONSTRUCTION MANAGEMENT, AND CONSTRUCTION COSTS OF THE REPLACEMENT AND UPGRADING OF THE ELECTRICAL SYSTEM AND REPLACEMENT OF THE HEATING, VENTILATING AND AIR CONDITIONING SYSTEM AT THE PORT CHESTER WASTEWATER TREATMENT PLANT, FOR THE BENEFIT OF THE PORT CHESTER SANITARY SEWER DISTRICT, AND SUPERSEDING BOND ACTS NO. 68-2014 AND 91-2014.

WHEREAS, this Board has previously authorized the issuance of \$2,150,000 bonds to finance the design and construction management costs of the replacement and upgrading of the electrical system at the Port Chester Wastewater Treatment Plant, a class of objects or purposes, pursuant to Bond Act No. 68-2014;

WHEREAS, this Board has also previously authorized the issuance of \$2,300,000 bonds to finance the design and construction management costs of the replacement of heating, ventilating and air conditioning equipment at the Port Chester Wastewater Treatment Plant, a class of objects or purposes, pursuant to Bond Act No. 91-2014;

WHEREAS, no obligations have been issued under Bond Acts No. 68-2014 and 91-2014;

WHEREAS, it has now been determined that (i) it would be beneficial to combine the class of objects or purposes described in Bond Acts No. 68-2014 and 91-2014 and to include construction costs for the replacement and upgrading of the electrical system and replacement of the heating, ventilating and air conditioning system at the Port Chester Wastewater Treatment Plant, (ii) the period of probable usefulness of the class of objects or purposes described in Bond Act No. 68-2014 and 91-2014 should be increased to thirty years pursuant to subdivision four of paragraph a of Section 11.00 of the Local Finance Law, and (iii) the estimated maximum cost thereof should be increased to \$34,200,000;

WHEREAS, \$34,200,000 has been appropriated in the Capital Budget of the County for the aforesaid class of objects or purposes;

WHEREAS, the plan for the financing of the estimated maximum cost of such capital purpose, 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, the cost of said class of objects or purposes shall be specially assessed against properties in the County's Port Chester Sanitary Sewer District, which are specially benefitted by said class of objects or purpose; and

WHEREAS, it is now desired to authorize the financing of such capital purpose; 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. There are hereby authorized to be issued \$34,200,000 bonds of the County of Westchester to finance the design, construction management and construction costs for the replacement and upgrading of the electrical system and replacement of the heating, ventilating and air conditioning system at the Port Chester Wastewater Treatment Plant, including incidental expenses in connection therewith, which is a class of objects or purposes, in and for the benefit of the Port Chester Sanitary Sewer District. 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 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 \$34,200,000, and that the plan for the financing thereof is by the

issuance of the \$34,200,000 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 thirty 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 County's Port Chester Sanitary Sewer District, 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 specific object or purpose 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 and, 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 and Administrative Officer

of the County 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: _____, 2020

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

I, the undersigned Clerk and Administrative Officer of the County 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 _____, 2020, 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, [please check one below]

_____ (1) pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, or

_____ (2) due to the COVID-19 pandemic, said meeting was held remotely by conference call, video conference, or other similar means in accordance with the requirements set forth in Executive Order 202.1, as amended.

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:

Newspaper and/or Other News Media

Date Given

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 Notices

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on _____, 2020.

Clerk and Administrative Officer of the County Board of Legislators
of the County of Westchester, New York

(CORPORATE
SEAL)

CAPITAL PROJECT FACT SHEET

Project ID:*
SPC03

CBA

Fact Sheet Date:*
01-04-2021

Fact Sheet Year:*
2021

Project Title:*
PORT CHESTER WASTE WATER
TREATMENT PLANT - ELECTRICAL
SYSTEM UPGRADE

Legislative District ID:
6,

Category*
SEWER AND WATER DISTRICTS

Department:*
ENVIRONMENTAL FACILITIES

CP Unique ID:
1469

Overall Project Description

This project will fund the replacement and upgrade of the plant electrical systems, including but not be limited to, replacement of switch gears, panelboards, motor control centers, emergency generators and any other related ancillary equipment reaching the end of its useful life.

- | | | |
|--|---|--|
| <input type="checkbox"/> Best Management Practices | <input checked="" 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
Gross	21,900	9,900	12,000	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	21,900	9,900	12,000	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of: 1,982

Current Bond Description: Construction funding for the replacement and upgrade of the plant electrical systems, including but not be limited to replacement of switch gears, panelboards, motor control centers, emergency generators and any other related ancillary equipment.	
Financing Plan for Current Request:	
Non-County Shares:	\$ 0
Bonds/Notes:	19,750,000
Cash:	0
Total:	\$ 19,750,000

SEQR Classification:
TYPE II

Amount Requested:
19,750,000

Comments:

This project will be combined and split coded with the plant-wide HVAC Upgrade under capital project SPC09. Performing the design of both the Electrical and HVAC Upgrades together using one Consultant provides for better coordination and cost savings during construction.

Energy Efficiencies:

UPDATED ELECTRICAL EQUIPMENT WILL CONSUME LESS ENERGY.

Appropriation History:

Year	Amount	Description
2013	2,150,000	DESIGN AND CONSTRUCTION MANAGEMENT OF PLANT ELECTRICAL SYSTEM UPGRADES
2015	7,750,000	CONSTRUCTION

Total Appropriation History:

9,900,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
14	68	2,150,000	0	PORT CHESTER WWTP - ELECTRICAL SYSTEM UPGRADE

Total Financing History:

2,150,000

Recommended By:

Department of Planning

WBB4

Date

09-25-2020

Department of Public Works

RJB4

Date

09-27-2020

Budget Department

GKGA

Date

09-29-2020

Requesting Department

CJGA

Date

09-29-2020

CAPITAL PROJECT FACT SHEET

Project ID:*
SPC09

CBA

Fact Sheet Date:*
01-04-2021

Fact Sheet Year:*
2021

Project Title:*
PORT CHESTER WASTE WATER
TREATMENT PLANT HVAC
SYSTEMS UPGRADE

Legislative District ID:
6,

Category*
SEWER AND WATER DISTRICTS

Department:*
ENVIRONMENTAL FACILITIES

CP Unique ID:
1472

Overall Project Description

This project will provide funding for the replacement of heating, ventilation, air conditioning equipment and all associated ancillary systems, equipment; odor control systems and all associated ancillary systems.

- | | | |
|--|--|--|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input checked="" type="checkbox"/> Infrastructure |
| <input checked="" type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2021	2022	2023	2024	2025	Under Review
Gross	12,400	12,400	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	12,400	12,400	0	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 1,578

Current Bond Description: Construction funding for the replacement of heating, ventilation and air conditioning (HVAC) equipment, as well as the odor control system, and all associated ancillary systems at the Port Chester WWTP.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	10,000,000
Cash:	0
Total:	\$ 10,000,000

SEQR Classification:
TYPE II

Amount Requested:
10,000,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2007	200,000	STUDY FOR REPLACEMENT OF HVAC EQUIPMENT
2014	2,200,000	DESIGN AND CONSTRUCTION MANAGEMENT
2020	10,000,000	CONSTRUCTION

Total Appropriation History:
12,400,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
08	5	11,000	11,000	EVAL. STUDY FOR IMPROVEMENTS TO PT. CHESTER JTP
14	91	2,300,000	0	
14	90	89,000	0	

Total Financing History:

2,400,000

Recommended By:

Department of Planning
WBB4

Date
09-25-2020

Department of Public Works
RJB4

Date
09-27-2020

Budget Department
GKGA

Date
09-29-2020

Requesting Department
CJGA

Date
09-29-2020

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on _____, 2020 and approved by the County Executive on _____, 2020 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 Bond Act summarized herewith shall be available for public inspection during normal business hours at the Office of the Clerk and Administrative Officer of the County 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. _____-2020

A BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AUTHORIZING THE ISSUANCE OF \$34,200,000 BONDS TO PAY THE DESIGN, CONSTRUCTION MANAGEMENT, AND CONSTRUCTION COSTS OF THE REPLACEMENT AND UPGRADING OF THE ELECTRICAL SYSTEM AND REPLACEMENT OF THE HEATING, VENTILATING AND AIR CONDITIONING SYSTEM AT THE PORT CHESTER WASTEWATER TREATMENT PLANT, FOR THE BENEFIT OF THE PORT CHESTER SANITARY SEWER DISTRICT, AND SUPERSEDING BOND ACTS NO. 68-2014 AND 91-2014.

Class of objects or purposes: to pay the design, construction management and construction costs for the replacement and upgrading of the electrical system and replacement of the heating, ventilating and air conditioning system at the Port Chester Wastewater Treatment Plant, which is a class of objects or purposes, in and for the benefit of the Port Chester Sanitary Sewer District

period of probable usefulness: thirty years

amount of obligations to be issued: \$34,200,000

Dated: _____, 2020
White Plains, New York

Clerk and Administrative Officer of the County Board of Legislators of the County of Westchester, New York

PORT CHESTER WASTE WATER TREATMENT PLANT - ELECTRICAL SYSTEM UPGRADE (SPC03)

User Department : Environmental Facilities
Managing Department(s) : Environmental Facilities ; Public Works ;
Estimated Completion Date: TBD

Planning Board Recommendation: Project without physical planning aspects of concern to the Westchester County Planning Board.

FIVE YEAR CAPITAL PROGRAM (in thousands)									
	Est Ult Cost	Appropriated	Exp / Obl	2021	2022	2023	2024	2025	Under Review
Gross	21,900	9,900	1,982	12,000					
Non County Share									
Total	21,900	9,900	1,982	12,000					

Project Description

This project will fund the replacement and upgrade of the plant electrical system, and include replacement of electrical switch gear, panelboards, motor control centers, emergency generators and any other ancillary equipment reaching the end of its useful life.

Current Year Description

The current request funds construction.

Current Year Financing Plan				
Year	Bonds	Cash	Non County Shares	Total
2021	12,000,000			12,000,000

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
2013	2,150,000	Design and construction management of plant electrical system upgrades	DESIGN
2015	7,750,000	Construction	AWAITING BOND AUTHORIZATION
Total	9,900,000		

Prior Appropriations			
	Appropriated	Collected	Uncollected
Bond Proceeds	9,900,000		9,900,000
Total	9,900,000		9,900,000

Bonds Authorized				
Bond Act	Amount	Date Sold	Amount Sold	Balance
68 14	2,150,000			2,150,000
Total	2,150,000			2,150,000

PORT CHESTER WASTE WATER TREATMENT PLANT HVAC SYSTEMS UPGRADE (SPC09)

User Department : Environmental Facilities
Managing Department(s) : Environmental Facilities ; Public Works ;
Estimated Completion Date: TBD
Planning Board Recommendation: Project without physical planning aspects of concern to the Westchester County Planning Board.

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2021	2022	2023	2024	2025	Under Review
Gross	12,400	12,400	1,578						
Non County Share									
Total	12,400	12,400	1,578						

Project Description

This project will provide funding for the replacement of heating, ventilation, air conditioning equipment and all associated ancillary systems. equipment; odor control systems and all associated ancillary systems.

Current Year Description

There is no current year request.

Impact on Operating Budget

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

Appropriation History

Year	Amount	Description	Status
2007	200,000	Study for replacement of HVAC equipment	COMPLETE
2014	2,200,000	Design and construction management	DESIGN
2020	10,000,000	Construction	AWAITING BOND AUTHORIZATION
Total	12,400,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	12,400,000	11,000	12,389,000
Total	12,400,000	11,000	12,389,000

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
5 08	11,000	12/02/10	11,000	
		12/02/10	(11,000)	
		11/30/11	10,819	
		11/30/11	181	
90 14	89,000			89,000
91 14	2,300,000			2,300,000
Total	2,400,000		11,000	2,389,000