

# Public Works & Transportation Meeting Agenda



Committee Chair: Erika Pierce

800 Michaelian Office Bldg.  
148 Martine Avenue, 8th Floor  
White Plains, NY 10601  
[www.westchesterlegislators.com](http://www.westchesterlegislators.com)

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Wednesday, February 19, 2025

10:00 AM

Committee Room

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Joint with B&A

## CALL TO ORDER

Please note: Meetings of the Board of Legislators and its committees are held at the Michaelian Office Building, 148 Martine Avenue, White Plains, New York, 10601, and remotely via the WebEx video conferencing system. Legislators may participate in person or via Webex. Members of the public may attend meetings in person at any of its locations, or view it online on the Westchester County Legislature's website: <https://westchestercountyny.legistar.com/> This website also provides links to materials for all matters to be discussed at a given meeting.

## MINUTES APPROVAL

### I. ITEMS FOR DISCUSSION

1. [2025-35](#) **BOND ACT-RD021-Haulage Vehicle and Solid Waste Equipment Phase VI**

A BOND ACT authorizing the issuance of TWO MILLION, FIVE HUNDRED THOUSAND (\$2,500,000) DOLLARS in bonds of Westchester County to finance Capital Project RD021 - Haulage Vehicle and Solid Waste Equipment Phase VI.

***COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION***

Guests: Department of Environmental Facilities  
Commissioner Vincent Kopicki  
First Deputy Commissioner Lou Vetrone  
Deputy Commissioner Nat Federici  
Environmental Project Director Jazmin Logan  
Program Coordinator-Capital Programs Robert Zambardino

2. [2025-36](#) **BOND ACT(Amended)-SNY95-Pumping Station Rehab. Prgm.-No. Yonkers SSD**

A BOND ACT (Amended) authorizing the issuance of an additional SEVENTEEN MILLION (\$17,000,000) DOLLARS in bonds of Westchester County to finance Capital Project SNY95 - Pumping Station Rehabilitation Program.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION**

Guests: Department of Environmental Facilities  
Commissioner Vincent Kopicki  
First Deputy Commissioner Lou Vetrone  
Deputy Commissioner Nat Federici  
Environmental Project Director Jazmin Logan  
Program Coordinator-Capital Programs Robert Zambardino

3. [2025-37](#) **BOND ACT-SOS08-Ossining WRRF Structural Rehabilitation**

A BOND ACT authorizing the issuance of TWO MILLION (\$2,000,000) DOLLARS in bonds of Westchester County to finance Capital Project SOS08 - Ossining Wastewater Resource Recovery Facility (WRRF) Structural Rehabilitation.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION**

Guests: Department of Environmental Facilities  
Commissioner Vincent Kopicki  
First Deputy Commissioner Lou Vetrone  
Deputy Commissioner Nat Federici  
Environmental Project Director Jazmin Logan  
Program Coordinator-Capital Programs Robert Zambardino

4. [2025-44](#) **BOND ACT-SPC16-2819-Port Chester WRRF Secondary Clarifier and Sludge Thickener Equipment Replacement**

A BOND ACT authorizing the issuance of THREE MILLION, FIVE HUNDRED THOUSAND (\$3,500,000) DOLLARS in bonds of Westchester County to finance Capital Project SPC16 (2819) - Port Chester Water Resource Recovery Facility (WRRF) Secondary Clarifier and Sludge Thickener Equipment Replacement.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION**

Guests: Department of Environmental Facilities  
Commissioner Vincent Kopicki  
First Deputy Commissioner Lou Vetrone  
Deputy Commissioner Nat Federici  
Environmental Project Director Jazmin Logan  
Program Coordinator-Capital Programs Robert Zambardino

5. [2025-56](#) **BOND ACT-SW029-Sewer Maintenance & Rehabilitation CMOM Program**

A BOND ACT authorizing the issuance of ONE MILLION, FOUR HUNDRED THOUSAND (\$1,400,000) DOLLARS in bonds of Westchester County to finance Capital Project SW029 - Sewer Maintenance and Rehabilitation (CMOM) Program.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION**

Guests: Department of Environmental Facilities  
Commissioner Vincent Kopicki  
First Deputy Commissioner Lou Vetrone  
Deputy Commissioner Nat Federici  
Environmental Project Director Jazmin Logan  
Program Coordinator-Capital Programs Robert Zambardino

6. [2025-57](#) **BOND ACT-SW034-Heavy Equipment & Vehicle Replacement**

A BOND ACT authorizing the issuance of EIGHT HUNDRED THOUSAND (\$800,000) DOLLARS in bonds of Westchester County to finance Capital Project SW034 - Heavy Equipment and Vehicle Replacement.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION**

Guests: Department of Environmental Facilities  
Commissioner Vincent Kopicki  
First Deputy Commissioner Lou Vetrone  
Deputy Commissioner Nat Federici  
Environmental Project Director Jazmin Logan  
Program Coordinator-Capital Programs Robert Zambardino

## II. OTHER BUSINESS

## III. RECEIVE & FILE

1. [2025-34](#) **HON. MARGARET A. CUNZIO: Request for Removal from County Saw Mill River Sewer District-2 Charles Ct., Chappaqua**

Forwarding correspondence received from the Town of Mt. Pleasant regarding a request for removal from the Westchester County Saw Mill Sewer District - 2 Charles Court, Chappaqua, NY.

**COMMITTEE REFERRAL: COMMITTEE ON PUBLIC WORKS & TRANSPORTATION**

2. [2025-53](#) **HON. VEDAT GASHI: Town of New Castle - Saw Mill Sewer District Removal**

Forwarding correspondence from the Town of New Castle regarding removing a parcel, 280 Douglas Rd., Chappaqua, from the Saw Mill Sewer District.

***COMMITTEE REFERRAL: COMMITTEE ON PUBLIC WORKS & TRANSPORTATION***

## ADJOURNMENT



**Kenneth W. Jenkins**  
Westchester County Executive

January 17, 2025

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 bond act ("Bond Act"), which, if adopted by your Honorable Board, will authorize the County of Westchester ("County") to issue additional bonds on behalf of Refuse Disposal District No. 1 (the "District") to finance the following capital project:

**RD021 - Haulage Vehicle and Solid Waste Equipment Phase VI ("RD021")**

The Bond Act, in the total amount of \$2,500,000, would finance the cost of purchase and replacement of District vehicles and equipment for use in all solid waste facilities and operations.

The Department of Environmental Facilities ("Department") has advised that in order to continue to meet its mandate to process all residential curbside recyclables and solid waste collected by District Municipalities and delivery of solid waste to a final disposal site, the District must replace vital facilities equipment that has reached the end of its useful life, including, but not limited to solid waste compactors, solid waste haulage vehicles, recyclables processing equipment, and solid waste containers.

Following bonding authorization, and subsequent consent to incur indebtedness of the State Comptroller, it is anticipated that vehicle purchases will be effectuated within six (6) months therefrom.

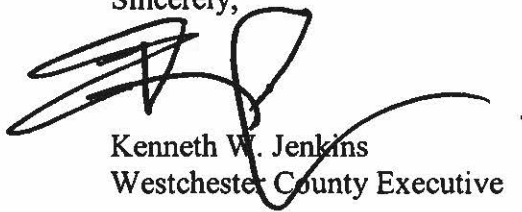
It should be noted that your Honorable Board has previously authorized the County to issue bonds for RD021, as indicated in the annexed fact sheet.

The Department, acting in its capacity as the County's Solid Waste Agency ("Agency"), on behalf of the District, has already obtained approval from your Honorable Board for an increase and improvement to District facilities and equipment through separate submission of the 2024 Solid Waste Agency Report and, pursuant to New York State County Law § 268, is seeking consent for such indebtedness from the New York State Comptroller.

It should be noted that obligations authorized by the proposed Bond Act shall neither be issued, nor may any related expenditure be made until the Department has received New York State Comptroller approval.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Kenneth W. Jenkins', with a long horizontal flourish extending to the right.

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 of a bond act (“Bond Act”) which, if adopted, will authorize the County of Westchester (“County”) to issue up to \$2,500,000 in bonds on behalf of Refuse Disposal District No. 1 (“District”) to finance capital project RD021 - Haulage Vehicle and Solid Waste Equipment Phase VI (“RD021”).

Your Committee has been advised that the Bond Act, which was prepared by the law firm Norton Rose Fulbright, is required to finance the cost of purchase and replacement of District vehicles and equipment for use in all solid waste facilities and operations.

The Department has further advised your Committee that in order to continue to meet its mandate to process all residential curbside recyclables and solid waste collected by District Municipalities and delivery of solid waste to a final disposal site, the District must fund the purchase and replacement of vital facilities equipment that has reached the end of its useful life, including, but not limited to solid waste compactors, solid waste haulage vehicles, recyclables processing equipment, and solid waste containers.

Upon receipt by the Department of bonding authorization, and subsequent consent to incur indebtedness of the State Comptroller, it is anticipated that the vehicle purchase(s) will be effectuated within six (6) months therefrom.

It should be noted that your Honorable Board has previously authorized the County to issue bonds for RD021 as indicated in the annexed fact sheet.

The Department, acting in its capacity as the County’s Solid Waste Agency (“Agency”), on behalf of the District, has already obtained approval from your Honorable Board for an increase and improvement to District facilities and equipment through separate submission of the 2024 Solid Waste Agency Report and, pursuant to New York State County Law § 268, is seeking consent for such indebtedness from the New York State Comptroller.

It should be noted that obligations authorized by the proposed Bond Act shall neither be issued, nor may any related expenditure be made until the Department has received New York State Comptroller approval.

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

Your Committee has carefully considered the Bond Act, and recommends approval of the Bond Act. 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.

Dated: \_\_\_\_\_, 20\_\_\_\_.  
White Plains, New York

**COMMITTEE ON**

s/cmc/01.17.2025



# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: RD021

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

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 2,500,000 PPU 10 Anticipated Interest Rate 3.13%

Anticipated Annual Cost (Principal and Interest): \$ 296,924

Total Debt Service (Annual Cost x Term): \$ 2,969,243

Finance Department: maab 1-21-25

## 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: 27

Prepared by: Dianne Vanadia

Title: Associate Budget Director

Department: Budget

Date: 1/22/25

Reviewed By: 

Budget Director

Date: 1/22/25

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

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



DATE: January 10, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
RD021 HAULAGE VEHICLE AND SOLID WASTE PHASE VI**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on 11-22-2024 (Unique ID: 2753)

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)(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.

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**COMMENTS:** None.

DSK/mvc

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  
Melissa-Jean Rotini, Assistant Commissioner, Department of Environmental Facilities  
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. \_\_\_\_\_ - 20\_\_

BOND ACT DATED \_\_\_\_\_, 20\_\_.

A BOND ACT AUTHORIZING THE ISSUANCE OF \$2,500,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COSTS OF THE PURCHASE AND REPLACEMENT OF HAULAGE VEHICLES AND SOLID WASTE EQUIPMENT FOR THE MATERIAL RECOVERY FACILITIES AND TRANSFER STATIONS OF THE COUNTY'S REFUSE DISPOSAL DISTRICT NO. 1.

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 allocable to the County's Refuse Disposal District No. 1; NOW, THEREFORE,

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. There are hereby authorized to be issued \$2,500,000 bonds of said County, pursuant to the provisions of the Local Finance Law, to finance the cost of the purchase and replacement of haulage vehicles and solid waste equipment for the material recovery facilities and transfer stations of the County's Refuse Disposal District No. 1, including, but not limited to, solid waste compactors, solid waste haulage vehicles, recyclables processing equipment, solid waste containers, and incidental expenses in connection therewith, a class of objects or purposes. 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 \$2,500,000, and that the plan for the financing thereof is by the issuance of the \$2,500,000 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 ten years pursuant to subdivision six 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 Refuse Disposal District No. 1, 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 the sole discretion of the Commissioner of Finance, to execute a project finance 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 monies 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, under the Local Finance Law and as provided in Section 107.71 of the Westchester County Charter, shall take effect immediately, and 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.

Section 16. No obligations authorized hereby shall be issued until the County shall complete proceedings under Section 268 of the County Law, and shall have determined, after a public hearing held thereunder, that the undertaking of the improvements to the County's Refuse Disposal District No. 1 contemplated hereby is in the public interest. No expenditure for aforesaid specific object or purpose or purposes shall be made unless the State Comptroller has consented thereto as required by Section 268 of the County 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: \_\_\_\_\_

STATE OF NEW YORK            )  
  ) ss.:  
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 \_\_\_\_\_, 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:

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 Notice

Date of Posting

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

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Clerk of the County Board of Legislators  
of the County of Westchester, New York

(CORPORATE  
SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on \_\_\_\_\_ and approved by the County Executive on \_\_\_\_\_ 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 of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. \_\_\_\_\_-20\_\_

A BOND ACT AUTHORIZING THE ISSUANCE OF \$2,500,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COSTS OF THE PURCHASE AND REPLACEMENT OF HAULAGE VEHICLES AND SOLID WASTE EQUIPMENT FOR THE MATERIAL RECOVERY FACILITIES AND TRANSFER STATIONS OF THE COUNTY'S REFUSE DISPOSAL DISTRICT NO. 1.

class of objects or purposes: purchase and replacement of haulage vehicles and solid waste equipment for the material recovery facilities and transfer stations of the County's Refuse Disposal District No. 1

period of probable usefulness: ten years

amount of obligations to be issued: \$2,500,000

Dated: \_\_\_\_\_  
White Plains, New York

\_\_\_\_\_  
Clerk of the County Board of  
Legislators of the County of Westchester, New York

## CAPITAL PROJECT FACT SHEET

<b>Project ID:*</b> RD021	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 01-02-2025
<b>Fact Sheet Year:*</b> 2025	<b>Project Title:*</b> HAULAGE VEHICLE AND SOLID WASTE EQUIPMENT PHASE VI	<b>Legislative District ID:</b> 1, 17, 16, 15, 14, 13, 12, 11, 10, 9, 8, 7, 6, 5, 4, 3, 2,
<b>Category*</b> REFUSE DISPOSAL	<b>Department:*</b> ENVIRONMENTAL FACILITIES	<b>CP Unique ID:</b> 2753

**Overall Project Description**

This project will provide for the orderly and systematic purchase and replacement of Refuse Disposal District vehicles and equipment for use in all solid waste facilities and operations.

- |   |  |  |
|---|--|--|
| <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	2025	2026	2027	2028	2029	Under Review
<b>Gross</b>	22,550	12,550	2,500	2,500	2,500	2,500	0	0
<b>Less Non-County Shares</b>	0	0	0	0	0	0	0	0
<b>Net</b>	22,550	12,550	2,500	2,500	2,500	2,500	0	0

**Expended/Obligated Amount (in thousands) as of :** 7,056

<b>Current Bond Description:</b> In order to continue to meet its mandate to process all residential curbside recyclables and solid waste collected by District Municipalities and delivery solid waste to a final disposal site, the County must replace vital Refuse Disposal District Facilities equipment that has reached the end of its useful life, including, but not limited to solid waste compactors, solid waste haulage vehicles, recyclables processing equipment, and solid waste containers.	
<b>Financing Plan for Current Request:</b>	
Non-County Shares:	\$ 0
Bonds/Notes:	2,500,000
Cash:	0
<b>Total:</b>	<b>\$ 2,500,000</b>

**SEQR Classification:**  
TYPE II

**Amount Requested:**  
2,500,000

**Expected Design Work Provider:**

- |                                       |                                     |  |
|---------------------------------------|-------------------------------------|--|
| <input type="checkbox"/> County Staff | <input type="checkbox"/> Consultant | <input checked="" type="checkbox"/> Not Applicable |
|---------------------------------------|-------------------------------------|--|

**Comments:**

**Energy Efficiencies:**

**Appropriation History:**

Year	Amount	Description
2020	1,000,000	FUNDS THIS PROJECT
2021	1,000,000	FUNDS THE CONTINUATION OF THIS PROJECT
2022	4,050,000	CONTINUATION OF VEHICLE PURCHASE AND REPLACEMENT OF MFR EQUIPMENT
2023	1,000,000	CONTINUATION OF THIS PROJECT
2024	5,500,000	CONTINUATION OF THIS PROJECT AND INCLUDES COMPACTORS AT THE WHITE PLAINS AND MT. VERNON TRANSFER STATIONS
2025	2,500,000	CONTINUATION OF VEHICLE PURCHASE AND REPLACEMENT OF MFR EQUIPMENT

**Total Appropriation History:**  
15,050,000

**Financing History:**

Year	Bond Act #	Amount	Issued	Description
21	210	3,800,000		0 HAULAGE VEHICLE AND SOLID WASTE EQUIPMENT PHASE VI
23	245	5,500,000		0 HAULAGE VEHICLE AND SOLID WASTE EQUIPMENT PHASE VI

**Cash History (in thousands):**

Year	Amount	Description
2020	1,000,000	HAULAGE VEHICLE AND SOLID WASTE EQUIPMENT PHASE VI
2021	1,000,000	HAULAGE VEHICLE AND SOLID WASTE EQUIPMENT PHASE VI
2022	250,000	HAULAGE VEHICLE AND SOLID WASTE EQUIPMENT PHASE VI
2023	1,000,000	HAULAGE VEHICLE AND SOLID WASTE EQUIPMENT PHASE VI

**Total Financing History:**  
12,550,000

**Recommended By:**

<b>Department of Planning</b> MLLL	<b>Date</b> 11-22-2024
<b>Department of Public Works</b> RJB4	<b>Date</b> 11-22-2024
<b>Budget Department</b> DEV9	<b>Date</b> 12-11-2024
<b>Requesting Department</b> DEV9	<b>Date</b> 12-11-2024

## HAULAGE VEHICLE AND SOLID WASTE EQUIPMENT PHASE VI ( RD021 )

**User Department :** Environmental Facilities

**Managing Department(s) :** Environmental Facilities ;

**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	2025	2026	2027	2028	2029	Under Review
<b>Gross</b>	22,550	12,550	7,056	2,500	2,500	2,500	2,500		
<b>Non County Share</b>									
<b>Total</b>	22,550	12,550	7,056	2,500	2,500	2,500	2,500		

### Project Description

This project will provide for the orderly and systematic purchase and replacement of Refuse Disposal District #1 haulage vehicles, bulldozers, compactors, various vehicles and containers, as well as miscellaneous equipment for use in all solid waste facilities and operations.

### Current Year Description

The current year request funds continuation of this project.

### Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2025	2,500,000			2,500,000

### 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
2020	1,000,000	Funds this project	COMPLETE
2021	1,000,000	Funds the continuation of this project	COMPLETE
2022	4,050,000	Continuation of vehicle purchase and replacement of MFR equipment	COMPLETE
2023	1,000,000	Continuation of this project	IN PROGRESS
2024	5,500,000	Continuation of this project and includes compactors at the White Plains and Mt. Vernon Transfer Stations	IN PROGRESS
<b>Total</b>	<b>12,550,000</b>		

### Prior Appropriations

	Appropriated	Collected	Uncollected
<b>Bond Proceeds</b>	9,300,000		9,300,000
<b>Funds Revenue</b>	3,250,000	3,250,000	
<b>Total</b>	<b>12,550,000</b>	<b>3,250,000</b>	<b>9,300,000</b>

### Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
210 21	3,800,000			3,800,000
245 23	5,500,000			5,500,000
<b>Total</b>	<b>9,300,000</b>			<b>9,300,000</b>



Kenneth W. Jenkins  
Westchester County Executive

January 17, 2025

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 an amended bond act (“Amended Bond Act”), which, if adopted by your Honorable Board, would authorize the County of Westchester (“County”) to issue additional bonds to finance the following capital project:

**SNY95 – Pumping Station Rehabilitation Program – North Yonkers SSD (“SNY95”).**

The Amended Bond Act, in the total amount of \$37,800,000, which includes \$20,800,000 in previously authorized bonds of the County, would finance the costs of design, construction management and construction costs for the rehabilitation of the Hastings, Dobbs Ferry, Alexander Street and Irvington Pumping Stations and the rehabilitation of the North Yonkers Low Level Trunk Sewer, including incidental expenses.

The Department of Environmental Facilities (“Department”) has advised that the work required in the pumping stations includes replacement or repair of all mechanical, plumbing, fire protection, HVAC, odor control, electrical, instrumentation, structural, and architectural systems. This includes, but is not limited to, bar screens, pumps, piping and valves, gas and fire detection equipment, odor control equipment, conduit and wire, lighting, electrical distribution equipment, emergency generator, control panels, floors, walls, windows, and roofs. Work at the Alexander Street Pumping Station will also include flood hazard mitigation measures to raise vulnerable equipment above the anticipated flood level. These stations suffer significant wear and tear due to constant use and require rehabilitation and replacement every 20 to 25 years. They are designed to not only cover normal necessary replacement and rehabilitation, but to improve efficiency of the pumping stations by reducing energy usage and manpower costs. The Department is required to keep its equipment in a state of good repair in order to continue to adequately protect the environment.

Design is currently being undertaken by a consultant and is expected to be completed by the end of the first quarter of 2025. It is estimated that construction will take 30 months to complete and will begin after award and execution of the construction contracts.



It should be noted that your Honorable Board has authorized the County to issue bonds for SNY95 as indicated in the annexed fact sheet and as follows: Bond Act No. 82-2023 in the amount of \$20,800,000 to finance the cost of the design, construction management and construction costs for the rehabilitation of the Hastings, Dobbs Ferry and Alexander Street and Irvington Pumping Stations and the rehabilitation of the North Yonkers Low Level Trunk Sewer. These bonds have not been sold. Accordingly, it is now requested that Bond Act No. 82-2023 be amended to increase the amount authorized by \$17,000,000, for a total authorized amount, as amended, of \$37,800,000.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Kenneth W. Jenkins', with a long, sweeping horizontal line extending to the right.

Kenneth W. Jenkins  
Westchester County Executive

**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 amended bond act (“Amended Bond Act”) which, if adopted, will authorize the County to issue up to \$17,000,000 in additional bonds of the County to finance capital project SNY95 – Pumping Station Rehabilitation Program – North Yonkers SSD (“SNY95”).

The Amended Bond Act in the total amount of \$37,800,000 was prepared by the law firm Norton Rose Fulbright and includes \$20,800,000 in previously authorized bonds of the County. The Bond Act would finance the costs of design, construction management and construction costs for the rehabilitation of the Hastings, Dobbs Ferry, Alexander Street and Irvington Pumping Stations and the rehabilitation of the North Yonkers Low Level Trunk Sewer, including incidental expenses.

The Department of Environmental Facilities (“Department”) has advised that the work required in the pumping stations includes replacement or repair of all mechanical, plumbing, fire protection, HVAC, odor control, electrical, instrumentation, structural, and architectural systems. This includes but is not limited to bar screens, pumps, piping and valves, gas and fire detection equipment, odor control equipment, conduit and wire, lighting, electrical distribution equipment, emergency generator, control panels, floors, walls, windows, and roofs. Work at the Alexander Street Pumping Station will also include flood hazard mitigation measures to raise vulnerable equipment above the anticipated flood level. These stations suffer significant wear and tear due to constant use and require rehabilitation and replacement every 20 to 25 years. They are designed to not only cover normal necessary replacement and rehabilitation, but to improve efficiency of the pumping stations by reducing energy usage and manpower costs. The Department is required to keep its equipment in a state of good repair in order to continue to adequately protect the environment.

Design is currently being undertaken by a consultant and is expected to be completed by the end of the first quarter of 2025. It is estimated that construction will take 30 months to complete and will begin after award and execution of the construction contracts.

It should be noted that your Honorable Board has authorized the County to issue bonds for SNY95 as indicated in the annexed fact sheet and as follows: Bond Act No. 82-2023 in the amount of \$20,800,000 to finance the cost of the design, construction management and construction costs for the rehabilitation of the Hastings, Dobbs Ferry and Alexander Street and Irvington Pumping Stations and the rehabilitation of the North Yonkers Low Level Trunk Sewer. These bonds have not been sold. Accordingly, it is now requested that Bond Act No. 82-2023 be amended to increase the amount authorized by \$17,000,000, for a total authorized amount, as amended, of \$37,800,000.

The Planning Department has advised your Committee that based on its review, SNY95 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.

Your Committee has carefully considered the Amended Bond Act, and recommends approval of the Amended Bond Act. It should be noted that an affirmative vote of two-thirds of the members of your Honorable Board is required in order to adopt the Amended Bond Act.

Dated: \_\_\_\_\_, 20\_\_\_\_.  
White Plains, New York

**COMMITTEE ON**

# FISCAL IMPACT STATEMENT

**CAPITAL PROJECT #:** SNY95

**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**

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

**Total Principal**    \$            37,800,000        **PPU**    30        **Anticipated Interest Rate**    3.89%

**Anticipated Annual Cost (Principal and Interest):**            \$    2,053,410

**Total Debt Service (Annual Cost x Term):**                    \$    61,602,300

**Finance Department:**        Interest rates from January 16, 2025 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

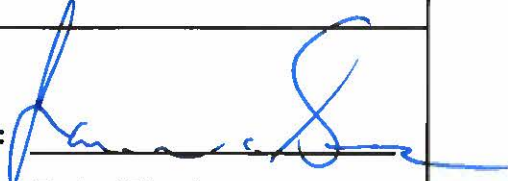
**Number of Full Time Equivalent (FTE) Jobs Funded:**            411

**Prepared by:**            Jazmin Logan

**Title:**                    Environmental Project Director

**Department:**            Environmental Facilities


**Date:**                    1/21/25

**Reviewed By:** 

**Budget Director**

**Date:** 1/22/25

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

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

DATE: January 7, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
SNY95 Pumping Station Rehabilitation Program – North Yonkers SSD**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on 12-02-2024 (Unique ID: 2720)

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;
- **617.5(c)(9):** construction or expansion of a primary or accessory/appurtenant, nonresidential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities.

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**COMMENTS:** None.

DSK/cnm

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. \_\_\_\_\_ - 2025

BOND ACT DATED \_\_\_\_\_, 2025.

A BOND ACT THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING ACT NO. 82-2023, WHICH PROVIDED FOR THE ISSUANCE OF \$20,800,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE DESIGN, CONSTRUCTION MANAGEMENT AND CONSTRUCTION COSTS FOR THE REHABILITATION OF THE HASTINGS, THE DOBBS FERRY, ALEXANDER STREET AND IRVINGTON PUMPING STATIONS AND THE REHABILITATION OF THE NORTH YONKERS LOW LEVEL TRUNK SEWER, FOR THE BENEFIT OF THE NORTH YONKERS SANITARY SEWER DISTRICT, TO INCREASE THE ESTIMATED MAXIMUM COST AND THE AMOUNT OF BONDS AUTHORIZED TO \$37,800,000 (AN INCREASE OF \$17,000,000).

WHEREAS, pursuant to Act No. 82-2023, dated May 15, 2023, the Board previously authorized the issuance of \$20,800,000 bonds to pay the cost of the design, construction management and construction of the rehabilitation of the Hastings, Dobbs Ferry, Alexander Street and Irvington Pumping Stations and the rehabilitation of the North Yonkers Low Level Trunk Sewer;

WHEREAS, Act No. 82-2023 superseded Bond Act Nos. 125-2017 and 221-2019 and consolidated certain portions of Bond Act Nos. 211-2021 and 134-2022 therein;

WHEREAS, no obligations have been issued under Act No. 82-2023;

WHEREAS, it has now been determined that the estimated maximum cost and the amount of bonds authorized should be increased to \$37,800,000 (an increase of \$17,000,000);

WHEREAS, \$37,800,000 has been appropriated in the Capital Budget of the County for the aforesaid class of objects or purposes; 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

NOW, THEREFORE,

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 15, 2023 entitled:

ACT NO. 82-2023

BOND ACT AUTHORIZING THE ISSUANCE OF \$20,800,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE DESIGN, CONSTRUCTION MANAGEMENT AND CONSTRUCTION COSTS FOR THE REHABILITATION OF THE HASTINGS, THE DOBBS FERRY, ALEXANDER STREET AND IRVINGTON PUMPING STATIONS AND THE REHABILITATION OF THE NORTH YONKERS LOW LEVEL TRUNK SEWER, FOR THE BENEFIT OF THE NORTH YONKERS SANITARY SEWER DISTRICT, SUPERSEDING BOND ACT NOS. 125-2017 AND 221-2019 AND CONSOLIDATING CERTAIN PORTIONS OF BOND ACT NOS. 211-2021 and 134-2022 HEREIN.

is hereby amended to increase the estimated maximum cost and the amount of bonds authorized to \$37,800,000 as follows:

BOND ACT AUTHORIZING THE ISSUANCE OF \$37,800,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE DESIGN, CONSTRUCTION MANAGEMENT AND CONSTRUCTION COSTS FOR THE REHABILITATION OF THE HASTINGS, THE DOBBS FERRY, ALEXANDER STREET AND IRVINGTON PUMPING STATIONS AND THE REHABILITATION OF THE NORTH YONKERS LOW LEVEL TRUNK SEWER, FOR THE BENEFIT OF THE NORTH YONKERS SANITARY SEWER DISTRICT, SUPERSEDING BOND ACT NOS. 125-2017 AND 221-2019 AND CONSOLIDATING CERTAIN PORTIONS OF BOND ACT NOS. 211-2021 and 134-2022 HEREIN.

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 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:

BE IT ENACTED by the County Board of Legislators of The County of Westchester, New York (the "County") (by the affirmative vote of not less than two-thirds of the entire voting strength of said Board), as follows:

Section 1. For the class of objects or purposes of financing the cost of the design, construction management and construction costs for the rehabilitation of the Hastings, Dobbs Ferry, Alexander Street and Irvington Pumping Stations and the rehabilitation of the North Yonkers Low Level Trunk Sewer, including incidental expenses in connection therewith, there are hereby authorized to be issued \$37,800,000 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 Bond 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 \$37,800,000, and that the plan for the financing thereof is by the issuance of the \$37,800,000 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 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 North Yonkers 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 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 the Commissioner of Finance's sole discretion, to execute a project finance 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 monies 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.

Section (B). The amendments 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 Bond Act shall take effect immediately upon approval by the County Executive.

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: \_\_\_\_\_, 2023

STATE OF NEW YORK            )  
  ) ss.:  
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 \_\_\_\_\_, 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:

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 \_\_\_\_\_, 2025.

---

Clerk of the County Board of Legislators  
of the County of Westchester, New York

(CORPORATE  
SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on \_\_\_\_\_, 2025 and approved by the County Executive on \_\_\_\_\_, 2025 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 Legal 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 Legal 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 of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Legal Notice.

ACT NO. \_\_\_\_\_-2025

A BOND ACT THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING ACT NO. 82-2023, WHICH PROVIDED FOR THE ISSUANCE OF \$20,800,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE DESIGN, CONSTRUCTION MANAGEMENT AND CONSTRUCTION COSTS FOR THE REHABILITATION OF THE HASTINGS, THE DOBBS FERRY, ALEXANDER STREET AND IRVINGTON PUMPING STATIONS AND THE REHABILITATION OF THE NORTH YONKERS LOW LEVEL TRUNK SEWER, FOR THE BENEFIT OF THE NORTH YONKERS SANITARY SEWER DISTRICT, TO INCREASE THE ESTIMATED MAXIMUM COST AND THE AMOUNT OF BONDS AUTHORIZED TO \$37,800,000 (AN INCREASE OF \$17,000,000).

class of objects or purposes: financing the cost of the design, construction management and construction costs for the rehabilitation of the Hastings, Dobbs Ferry, Alexander Street and Irvington Pumping Stations and the rehabilitation of the North Yonkers Low Level Trunk Sewer, including incidental expenses in connection therewith, in and for the North Yonkers Sanitary Sewer District

period of probable usefulness: thirty (30) years

amount of obligations to be issued: \$37,800,000

Dated: \_\_\_\_\_, 2025  
White Plains, New York

\_\_\_\_\_  
Clerk of the County Board of  
Legislators of the County of Westchester, New York



## CAPITAL PROJECT FACT SHEET

<b>Project ID:*</b> SNY95	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 01-02-2025
<b>Fact Sheet Year:*</b> 2025	<b>Project Title:*</b> PUMPING STATION REHABILITATION PROGRAM - NORTH YONKERS SSD	<b>Legislative District ID:</b> 8, 16, 15, 12,
<b>Category*</b> SEWER AND WATER DISTRICTS	<b>Department:*</b> ENVIRONMENTAL FACILITIES	<b>CP Unique ID:</b> 2720

**Overall Project Description**

This project will fund the rehabilitation and/or upgrade of the following sewage pumping station(s): Hastings, Dobbs Ferry, Irvington and Alexander St.

- |   |   |  |
|---|---|--|
| <input checked="" 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	2025	2026	2027	2028	2029	Under Review
<b>Gross</b>	37,800	37,800	0	0	0	0	0	0
<b>Less Non-County Shares</b>	0	0	0	0	0	0	0	0
<b>Net</b>	37,800	37,800	0	0	0	0	0	0

**Expended/Obligated Amount (in thousands) as of :** 3,404

**Current Bond Description:** This request will provide construction funding for the rehabilitation and/or upgrade of the following sewage pumping station(s): Alexander St and Irvington Pump Station.

**Financing Plan for Current Request:**

Non-County Shares:	\$ 0
Bonds/Notes:	17,000,000
Cash:	0
<b>Total:</b>	<b>\$ 17,000,000</b>

**SEQR Classification:**

TYPE II

**Amount Requested:**

17,000,000

**Expected Design Work Provider:**

- County Staff                       Consultant                       Not Applicable

**Comments:**

The work required in the pumping stations typically includes, but is not limited to, the installation of new bar screens, pumps and pump control panel replacements, piping and valves, gas and fire detection systems, all mechanical, instrumentation and electrical systems, and structural and architectural repairs and replacement such as walls, windows, and roofs. Also as part of the rehabilitation, relocation and/or replacement of the station's emergency generator. (if present) will be addressed.

**Energy Efficiencies:**

THE DESIGNS NOT ONLY COVER NORMAL NECESSARY REPLACEMENT AND REHABILITATION, BUT IMPROVE EFFICIENCY OF THE PUMPING STATIONS BY REDUCING ENERGY USAGE AND MANPOWER COSTS.

**Appropriation History:**

Year	Amount	Description
2017	900,000	DESIGN AND CONSTRUCTION MANAGEMENT FOR HASTINGS.
2018	800,000	DESIGN AND CONSTRUCTION MANAGEMENT FOR DOBBS FERRY.
2019	3,500,000	DESIGN- ALEXANDER ST AND IRVINGTON.
2022	600,000	DESIGN AND CONSTRUCTION MANAGEMENT FOR HASTINGS INFLUENT SEWER
2023	15,000,000	CONSTRUCTION AT HASTINGS AND DOBBS FERRY
2024	17,000,000	CONSTRUCTION OF THE REHABILITATION OF THE ALEXANDER STREET AND IRVINGTON SEWAGE PUMPING STATION.

**Total Appropriation History:**

37,800,000

**Financing History:**

Year	Bond Act #	Amount	Issued	Description
17	125	0	0	REHABILITATION OF HASTINGS PUMPING STATION
19	221	0	0	DESIGN AND CONSTRUCTION - DOBBS FERRY PUMPING STATION IN NORTH YONKERS SANITARY SEWER DISTRICT
21	6	0	0	PUMPING STATION REHABILITATION PROGRAM - NORTH YONKERS SSD - ALEXANDER ST & IRVINGTON
21	211	0	0	PUMPING STATION REHABILITATION PROGRAM - NORTH YONKERS SSD - HASTINGS PUMP STATION
22	134	0	0	NORTH YONKERS SSD - ALEXANDER ST & IRVINGTON
22	147	0	0	
23	82	20,800,000	0	PUMPING STATION REHABILITATION PROGRAM - NORTH YONKERS SSD

**Total Financing History:**

20,800,000

**Recommended By:**

Department of Planning  
MLLL

Date  
12-02-2024

Department of Public Works  
RJB4

Date  
12-05-2024

Budget Department  
DEV9

Date  
12-06-2024

Requesting Department  
JCL1

Date  
12-09-2024

## PUMPING STATION REHABILITATION PROGRAM - NORTH YONKERS SSD ( SNY95 )

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

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

### FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2025	2026	2027	2028	2029	Under Review
<b>Gross</b>	37,800	37,800	3,404						
<b>Non County Share</b>									
<b>Total</b>	37,800	37,800	3,404						

### Project Description

This project will fund the rehabilitation and/or upgrade of the following sewage pumping station(s): Hastings, Dobbs Ferry, Irvington and Alexander St.

### Current Year Description

There is no current year request.

### Impact on Operating Budget

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

### Appropriation History

Year	Amount	Description	Status
2017	900,000	Design and construction management for Hastings.	DESIGN
2018	800,000	Design and construction management for Dobbs Ferry.	DESIGN
2019	3,500,000	Design- Alexander St and Irvington.	DESIGN
2022	600,000	Design and construction management for Hastings Influent Sewer	DESIGN
2023	15,000,000	Construction at Hastings and Dobbs Ferry	DESIGN
2024	17,000,000	Construction of the rehabilitation of the Alexander Street and Irvington sewage pumping station.	AWAITING BOND AUTHORIZATION
<b>Total</b>	<b>37,800,000</b>		

### Prior Appropriations

	Appropriated	Collected	Uncollected
<b>Bond Proceeds</b>	37,800,000		37,800,000
<b>Total</b>	37,800,000		37,800,000

**PUMPING STATION REHABILITATION PROGRAM - NORTH YONKERS SSD  
( SNY95 )**

**Bonds Authorized**

Bond Act	Amount	Date Sold	Amount Sold	Balance
125 17				
221 19				
6 21				
211 21				
134 22				
147 22				
82 23	20,800,000			20,800,000
<b>Total</b>	<b>20,800,000</b>			<b>20,800,000</b>



**Kenneth W. Jenkins**  
County Executive

January 16, 2025

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 bond act (the "Bond Act") which, if adopted, would authorize the County of Westchester (the "County") to issue bonds in the amount of \$2,000,000 to finance a component of the following capital project:

SOS08 – Ossining WRRF Structural Rehabilitation ("SOS08").

The Bond Act, in the amount of \$2,000,000, would fund construction and construction management associated with shoreline restoration needed at the base of the secondary clarifiers and chlorine contact tanks at the Ossining Wastewater Resource Recovery Facility ("WRRF").

The Department of Environmental Facilities (the "Department") has advised that the shoreline along the WRRF consists of riprap revetment from the southern property boundary to the north around Final Clarifier No. 1 Tank and the Chlorine Contact Tank where the steel bulkhead system starts. Over the years, due to washout, the riprap revetment has experienced significant erosion. Furthermore, the base of the secondary clarifiers and chlorine contact tanks have become undermined due to the existing condition of the riprap. To mitigate further erosion of the shoreline and to protect the existing process tanks, the shoreline requires rehabilitation/replacement to restore the revetment to the proper slope with the proper gradation/layers of stone.

It should be noted that design was completed under Capital Project SW002. Following bonding authorization, construction will be scheduled and is estimated to take fifteen (15) months to complete and will begin after award and execution of the construction contracts.

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

Sincerely,  
A handwritten signature in black ink, appearing to read "KWJ", written over the word "Sincerely".

Kenneth W. Jenkins  
Westchester County Executive

KWJ/VK/JL/jpg

Office of the County Executive  
Michaelian Office Building  
148 Martine Avenue  
White Plains, New York 10601

Telephone: (914)995-2900 E-mail: ceo@westchestergov.com

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

Your Committee is in receipt of a bond act (the “Bond Act”) in the amount of \$2,000,000, which, if adopted by your Honorable Board, would authorize the County of Westchester (“County”) to finance a component of Capital Project SOS08 – Ossining WRRF Structural Rehabilitation (“SOS08”).

The Bond Act, which was prepared by the law firm of Norton Rose Fulbright US, LLP, will fund construction and construction management associated with shoreline restoration needed at the base of the secondary clarifiers and chlorine contact tanks at the Ossining Wastewater Resource Recovery Facility.

The Department of Environmental Facilities (the “Department”) has advised that the shoreline along the WRRF consists of riprap revetment from the southern property boundary to the north around Final Clarifier No. 1 Tank and the Chlorine Contact Tank where the steel bulkhead system starts. Over the years, due to washout, the riprap revetment has experienced significant erosion. Furthermore, the base of the secondary clarifiers and chlorine contact tanks have become undermined due to the existing condition of the riprap. To mitigate further erosion of the shoreline and to protect the existing process tanks, the shoreline requires rehabilitation/replacement to restore the revetment to the proper slope with the proper gradation/layers of stone.

Your Committee is advised that design was completed under Capital Project SW002. Following bonding authorization, construction will be scheduled and is estimated to take fifteen (15) months to complete and will begin after award and execution of the construction contracts.

The Planning Department has advised your Committee that based on its review, the above-referenced capital project 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 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: \_\_\_\_\_, 2025

White Plains, New York

**COMMITTEE ON**

k/jpg/12/18/2024

# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: SOS08

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

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

**Total Principal**    \$                    2,000,000            **PPU**    30            **Anticipated Interest Rate**    3.89%

**Anticipated Annual Cost** (Principal and Interest):                    \$    108,646

**Total Debt Service** (Annual Cost x Term):                                    \$    3,259,380

**Finance Department:**            Interest from January 16, 2025 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:**                                    28

**Prepared by:**                    Jazmin Logan

**Title:**                                    Environmental Project Director

**Department:**                    Environmental Facilities

**Date:**                                    1/21/25

**Reviewed By:**  Budget Director

**Date:**                                    1/22/25



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

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



DATE: January 7, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
SOS08 OSSINING WRRF STRUCTURAL REHABILITATION**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on 12-10-2024 (Unique ID: 2721)

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.

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**COMMENTS:** The current request for shoreline restoration requires a permit from the New York State Department of Environmental Conservation, which has classified this as a Type II action. Design and construction will utilize the preliminary flood insurance rate maps for coastal Westchester and other best available data concerning flood depths and wave action.

DSK/cnm

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\_\_.

A BOND ACT AUTHORIZING THE ISSUANCE OF \$2,000,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY CONSTRUCTION AND CONSTRUCTION MANAGEMENT COSTS FOR SHORELINE RESTORATION ALONG THE OSSINING WATER RESOURCE RECOVERY FACILITY, IN AND FOR THE COUNTY'S OSSINING SANITARY SEWER DISTRICT.

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 other 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 allocable to the County's Ossining Sanitary Sewer District; NOW, THEREFORE,

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

Section 1. For paying the cost of construction and construction management costs for shoreline restoration along the Ossining Water Resource Recovery Facility to protect the clarifiers and chlorine contact tanks, including incidental expenses in connection therewith and riprap revetment, there are hereby authorized to be issued \$2,000,000 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 Bond 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 \$2,000,000, and that the plan for the financing thereof is by the issuance of the \$2,000,000 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 thirty years, pursuant to subdivision twenty-two 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 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 Ossining Sanitary Sewer District, 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 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 the sole discretion of the Commissioner of Finance, to execute a project finance 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 monies 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: \_\_\_\_\_

STATE OF NEW YORK            )  
  ) ss.:  
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 \_\_\_\_\_, 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:

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 Notice

Date of Posting

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

---

Clerk of the County Board of Legislators  
of the County of Westchester, New York

(CORPORATE  
SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on \_\_\_\_\_ and approved by the County Executive on \_\_\_\_\_ 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 of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. \_\_\_\_\_-20\_\_

A BOND ACT AUTHORIZING THE ISSUANCE OF \$2,000,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY CONSTRUCTION AND CONSTRUCTION MANAGEMENT COSTS FOR SHORELINE RESTORATION ALONG THE OSSINING WATER RESOURCE RECOVERY FACILITY, IN AND FOR THE COUNTY'S OSSINING SANITARY SEWER DISTRICT.

class of objects or purposes: construction and construction management costs for shoreline restoration along the Ossining Water Resource Recovery Facility to protect the clarifiers and chlorine contact tanks, including incidental expenses in connection therewith and riprap revetment

period of probable usefulness: thirty years

amount of obligations to be issued: \$2,000,000

Dated: \_\_\_\_\_  
White Plains, New York

---

Clerk of the County Board of Legislators of the County of Westchester, New York

## CAPITAL PROJECT FACT SHEET

<b>Project ID:*</b> SOS08	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 01-02-2025
<b>Fact Sheet Year:*</b> 2025	<b>Project Title:*</b> OSSINING WRRF STRUCTURAL REHABILITATION	<b>Legislative District ID:</b> 3, 9, 4,
<b>Category*</b> SEWER AND WATER DISTRICTS	<b>Department:*</b> ENVIRONMENTAL FACILITIES	<b>CP Unique ID:</b> 2721

**Overall Project Description**

This project will provide construction for the replacement of the primary and secondary clarifier catwalks and the repair of erosion damage observed at the base of the secondary clarifiers and chlorine contact tanks near the Hudson River.

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

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

	Estimated Ultimate Total Cost	Appropriated	2025	2026	2027	2028	2029	Under Review
<b>Gross</b>	22,510	22,510	0	0	0	0	0	0
<b>Less Non-County Shares</b>	0	0	0	0	0	0	0	0
<b>Net</b>	22,510	22,510	0	0	0	0	0	0

**Expended/Obligated Amount (in thousands) as of:** 11

**Current Bond Description:** This request will provide for Construction and Construction Management funding for shoreline restoration needed at the base of the secondary clarifiers and chlorine contact tanks.

**Financing Plan for Current Request:**

Non-County Shares:	\$ 0
Bonds/Notes:	2,000,000
Cash:	0
<b>Total:</b>	<b>\$ 2,000,000</b>

**SEQR Classification:**  
TYPE II

**Amount Requested:**  
2,000,000

**Expected Design Work Provider:**

- County Staff
  Consultant
  Not Applicable

**Comments:**

The corner of the Ossining secondary clarifiers and chlorine contact tanks has become undermined and the structural integrity of the tanks will be compromised if the erosion is not addressed. Design was completed under Capital Project SW002.

**Energy Efficiencies:**

**Appropriation History:**

Year	Amount	Description
2023	2,510,000	DESIGN AND CONSTRUCTION MANAGEMENT
2024	20,000,000	ADDITIONAL CONSTRUCTION COSTS

**Total Appropriation History:**  
22,510,000

**Financing History:**

<b>Year</b>	<b>Bond Act #</b>	<b>Amount</b>	<b>Issued</b>	<b>Description</b>
23	100	2,510,000	0	OSSINING WRRF STRUCTURAL REHABILITATION

**Total Financing History:**

2,510,000

**Recommended By:**

**Department of Planning**

MLLL

**Date**

12-10-2024

**Department of Public Works**

RJB4

**Date**

12-13-2024

**Budget Department**

DEV9

**Date**

12-13-2024

**Requesting Department**

JCL1

**Date**

12-13-2024

## OSSINING WRRF STRUCTURAL REHABILITATION ( SOS08 )

**User Department :** Environmental Facilities

**Managing Department(s) :** Environmental Facilities ;

**Estimated Completion Date:** TBD

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

<b>FIVE YEAR CAPITAL PROGRAM (in thousands)</b>									
	Est Ult Cost	Appropriated	Exp / Obl	2025	2026	2027	2028	2029	Under Review
<b>Gross</b>	22,510	22,510	11						
<b>Non County Share</b>									
<b>Total</b>	22,510	22,510	11						

**Project Description**

This project will fund the repair of the primary and secondary clarifier catwalks and the repair of erosion damage observed at the base of the secondary clarifiers and chlorine contact tanks near the Hudson River.

**Current Year Description**

There is no current year request.

**Impact on Operating Budget**

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


<b>Appropriation History</b>			
Year	Amount	Description	Status
2023	2,510,000	Design and Construction Management	DESIGN
2024	20,000,000	Additional construction costs	AWAITING BOND AUTHORIZATION
<b>Total</b>	<b>22,510,000</b>		

<b>Prior Appropriations</b>			
	Appropriated	Collected	Uncollected
<b>Bond Proceeds</b>	22,510,000		22,510,000
<b>Total</b>	22,510,000		22,510,000

<b>Bonds Authorized</b>				
Bond Act	Amount	Date Sold	Amount Sold	Balance
100 23	2,510,000			2,510,000
<b>Total</b>	2,510,000			2,510,000

January 24, 2025

TO: Hon. Vedat Gashi, Chair  
Hon. Jose Alvarado, Vice Chair  
Hon. Tyrae Woodson-Samuels, Majority Leader  
Hon. Margaret Cunzio, Minority Leader

FROM: Kenneth W. Jenkins  
County Executive 

RE: **Message Requesting Immediate Consideration: Bond Act – SPC16 (2819) – Port Chester WRRF Secondary Clarifier and Sludge Thickener Equipment Replacement.**

---

This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators January 27, 2025 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 amount of \$3,500,000.00 to finance the following capital project: SPC16 (2819).

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for January 27, 2025 “blue sheet” calendar.

Thank you for your prompt attention to this matter.

# Westchester County

**Kenneth W. Jenkins**  
County Executive

January 21, 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 \$3,500,000.00 to finance the following capital project:

SPC16 (2819) – Port Chester WRRF Secondary Clarifier and Sludge Thickener Equipment Replacement ("SPC16").

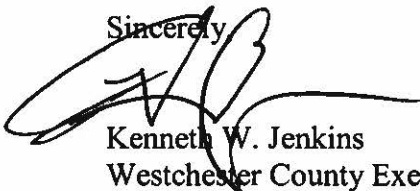
The Bond Act, in the amount of \$3,500,000.00, would finance the cost of a study and initiation of design associated with upgrades to the primary settling tanks, secondary clarifiers, sludge thickeners, sludge storage facilities and plant effluent pumps, including all mechanical, plumbing, HVAC, odor control, instrumentation, electrical, controls, structural, architectural systems, and all necessary appurtenances, at the Port Chester Water Resource Recovery Facility ("WRRF").

The Department of Environmental Facilities ("Department") has advised that the Port Chester WRRF has experienced increased flow demand and is nearing the capacity limits for the facility. This project will evaluate future growth projections, determine the needs to meet the anticipated increase in flow demand, and design the project accordingly.

Following bonding authorization, the study and initiation of design will begin and are expected to be completed by December 2027.

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

Sincerely,



Kenneth W. Jenkins  
Westchester County Executive

KWJ/VK/jpg/nn  
Attachments

**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 \$3,500,000.00 to finance capital project SPC16 (2819) – Port Chester WRRF Secondary Clarifier and Sludge Thickener Equipment Replacement (“SPC16”).

The Bond Act, which was prepared by the law firm Norton Rose Fulbright, will finance the cost of a study and initiation of design associated with upgrades to the primary settling tanks, secondary clarifiers, sludge thickeners, sludge storage facilities and plant effluent pumps, including all mechanical, plumbing, HVAC, odor control, instrumentation, electrical, controls, structural, architectural systems, and all necessary appurtenances, at the Port Chester Water Resource Recovery Facility (“WRRF”).

The Department of Environmental Facilities (“Department”) has advised that the Port Chester WRRF has experienced increased flow demand and is nearing the capacity limits for the facility. This project will evaluate future growth projections, determine the needs to meet the anticipated increase in flow demand, and design the project accordingly.

Following bonding authorization, the study and initiation of design will begin and are expected to be completed by December 2027.

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

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.



For the reasons set forth above, your Committee recommends the adoption of the proposed Bond Act.

Dated: . 20\_\_\_\_\_  
White Plains, New York

**COMMITTEE ON**

c:\jpp\01.17.2025

# FISCAL IMPACT STATEMENT

**CAPITAL PROJECT #:** SPC16

**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**

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

**Total Principal**    \$            3,500,000        **PPU**    5        **Anticipated Interest Rate**    2.95%

**Anticipated Annual Cost (Principal and Interest):**            \$    772,341

**Total Debt Service (Annual Cost x Term):**                    \$    3,861,705

**Finance Department:**        Interest rates from January 16, 2025 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:**                    38

**Prepared by:**            Dianne Vanadia

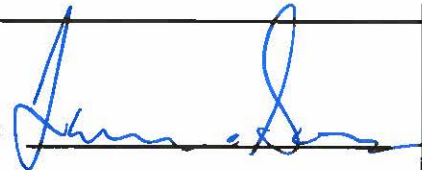
**Title:**                    Associate Budget Director

**Department:**            Budget

**Date:**                    1/22/25

**Reviewed By:**

*DV 1/23/25*




**Budget Director**

**Date:**

1/23/25

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

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

DATE: January 21, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
SPC16 PORT CHESTER WRRF SECONDARY CLARIFIER AND SLUDGE  
THICKENER EQUIPMENT REPLACEMENT**

---

**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on 01-16-2025 (Unique ID: 2819)

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)(24):** information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action;
- **617.5(c)(27):** conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action.

---

**COMMENTS:** The current request is for study and design only.

DSK/cnm

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. \_\_\_\_\_ - 2025

BOND ACT DATED \_\_\_\_\_, 2025.

A BOND ACT AUTHORIZING THE ISSUANCE OF \$3,500,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COST OF STUDIES AND DESIGN FOR VARIOUS UPGRADES TO THE PORT CHESTER WATER RESOURCE RECOVERY FACILITY, IN AND FOR THE COUNTY'S PORT CHESTER SANITARY SEWER DISTRICT.

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 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 cost of studies and design for various upgrades to the Port Chester Water Resource Recovery Facility, including but not limited to upgrades to the primary settling tanks, secondary clarifiers, sludge thickeners, sludge storage facilities and plant effluent pumps, in and for the County's Port Chester Sanitary Sewer District, a class of objects or purposes, and including incidental expenses in connection therewith, there are hereby authorized to be issued \$3,500,000 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 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 \$3,500,000, and that the plan for the financing thereof is by the issuance of the \$3,500,000 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 five years, pursuant to subdivision sixty-two 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 Port Chester Sanitary Sewer District, 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 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 the sole discretion of the Commissioner of Finance, to execute a project finance 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 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: \_\_\_\_\_, 2025

STATE OF NEW YORK            )  
  ) ss.:  
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:

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 \_\_\_\_\_, 2025.

---

Clerk of the County Board of Legislators  
of the County of Westchester, New York

(CORPORATE  
SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on \_\_\_\_\_, 2025 and approved by the County Executive on \_\_\_\_\_, 2025 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 of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. \_\_\_\_\_-2025

A BOND ACT AUTHORIZING THE ISSUANCE OF \$3,500,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COST OF STUDIES AND DESIGN FOR VARIOUS UPGRADES TO THE PORT CHESTER WATER RESOURCE RECOVERY FACILITY, IN AND FOR THE COUNTY'S PORT CHESTER SANITARY SEWER DISTRICT.

object or purpose: financing the cost of studies and design for various upgrades to the Port Chester Water Resource Recovery Facility, including upgrades to the primary settling tanks, secondary clarifiers, sludge thickeners, sludge storage facilities and plant effluent pumps, in and for the County's Port Chester Sanitary Sewer District, and including incidental expenses in connection therewith

period of probable usefulness: five (5) years

amount of obligations to be issued: \$3,500,000

Dated: \_\_\_\_\_, 2025  
White Plains, New York

\_\_\_\_\_  
Clerk of the County Board of Legislators of the County of Westchester, New York



## CAPITAL PROJECT FACT SHEET

<b>Project ID:*</b> SPC16	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 01-10-2025
<b>Fact Sheet Year:*</b> 2025	<b>Project Title:*</b> PORT CHESTER WRRF SECONDARY CLARIFIER AND SLUDGE THICKENER EQUIPMENT REPLACEMENT	<b>Legislative District ID:</b> 6,
<b>Category*</b> SEWER AND WATER DISTRICTS	<b>Department:*</b> ENVIRONMENTAL FACILITIES	<b>CP Unique ID:</b> 2819

**Overall Project Description**

This project will upgrade the primary settling tanks, secondary clarifiers, sludge thickeners, sludge storage facilities and plant effluent pumps, including all mechanical, plumbing, HVAC, odor control, instrumentation, electrical, controls, structural, and architectural systems, and all necessary appurtenances at the Port Chester WRRF. Work will also include the replacement of the grease handling system, replacement of the mechanical collection equipment and any structural supports for the mechanical equipment, structural repairs to the tank floors, walls, decks, and grating, replacement of odor control equipment, replacement or installation of new sludge thickening and dewatering equipment, replacement of pumps, including the primary sludge pumps, the primary scum pumps, and the secondary sludge pumps, piping, and valves, installation of a new sludge recirculating system, installation of a new polymer feed system, installation of a new plant wide flushing water system, and installation of a new plant wide flood detection system. The work will also include the evaluation of flood mitigation measures for the Rotating Biological Contactors; and a plant wide SCADA. The upgrades will be consistent with projected capacity needs.

- |   |  |  |
|---|--|--|
| <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	2025	2026	2027	2028	2029	Under Review
<b>Gross</b>	33,500	3,500	0	0	0	30,000	0	0
<b>Less Non-County Shares</b>	0	0	0	0	0	0	0	0
<b>Net</b>	33,500	3,500	0	0	0	30,000	0	0

**Expended/Obligated Amount (in thousands) as of : 0**

**Current Bond Description:** This request will provide funding for the Study and initiate the Design associated with the upgrades to the primary settling tanks, secondary clarifiers, sludge thickeners, sludge storage facilities and plant effluent pumps, including all mechanical, plumbing, HVAC, odor control, instrumentation, electrical, controls, structural, architectural systems, and all necessary appurtenances at the Port Chester Water Resource Recovery Facility (WRRF).

**Financing Plan for Current Request:**

Non-County Shares:	\$ 0
Bonds/Notes:	3,500,000
Cash:	0
<b>Total:</b>	<b>\$ 3,500,000</b>

**SEQR Classification:**

TYPE II

**Amount Requested:**

3,500,000

**Expected Design Work Provider:**

- County Staff                       Consultant                       Not Applicable

**Comments:**

The Port Chester WRRF has experienced increased flow demand and is nearing the capacity limits for the facility. This project will evaluate future growth projections, determine the needs to meet the anticipated increase in flow demand, and design the project accordingly.

**Energy Efficiencies:**

**Appropriation History:**

<b>Year</b>	<b>Amount</b>	<b>Description</b>
2024	3,500,000	DESIGN

**Total Appropriation History:**

3,500,000

**Total Financing History:**

0

**Recommended By:**

**Department of Planning** **Date**  
MLLL 01-16-2025

**Department of Public Works** **Date**  
RJB4 01-16-2025

**Budget Department** **Date**  
DEV9 01-17-2025

**Requesting Department** **Date**  
JCL1 01-17-2025

## PORT CHESTER WRRF SECONDARY CLARIFIER AND SLUDGE THICKENER EQUIPMENT REPLACEMENT ( SPC16 )

**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.

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

	Est Ult Cost	Appropriated	Exp / Obl	2025	2026	2027	2028	2029	Under Review
<b>Gross</b>	33,500	3,500					30,000		
<b>Non County Share</b>									
<b>Total</b>	33,500	3,500					30,000		

### **Project Description**

This project will upgrade the primary settling tanks, secondary clarifiers, sludge thickeners, sludge storage facilities and plant effluent pumps, including upgrades to all mechanical, plumbing, HVAC, odor control, instrumentation, electrical, controls, structural, and architectural systems, and all necessary appurtenances at the Port Chester WRRF. Work will also include the replacement of the grease handling system, replacement of the mechanical collection equipment and any structural supports for the mechanical equipment, structural repairs to the tank floors, walls, decks, and grating, replacement of odor control equipment, replacement or installation of new sludge thickening and dewatering equipment, replacement of pumps, including the primary sludge pumps, the primary scum pumps, and the secondary sludge pumps, piping, and valves, installation of a new sludge recirculating system, installation of a new polymer feed system, installation of a new plant wide flushing water system, and installation of a new plant wide flood detection system. The work will also include the evaluation of flood mitigation measures for the Rotating Biological Contactors; and a plant wide SCADA upgrade.

### **Current Year Description**

There is no current year request.

### **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
2024	3,500,000	Design	AWAITING BOND AUTHORIZATION
<b>Total</b>	<b>3,500,000</b>		


### **Prior Appropriations**

	Appropriated	Collected	Uncollected
<b>Bond Proceeds</b>	3,500,000		3,500,000
<b>Total</b>	<b>3,500,000</b>		<b>3,500,000</b>



February 5, 2025

TO: Hon. Vedat Gashi, Chair  
Hon. Jose Alvarado, Vice Chair  
Hon. Tyrae Woodson-Samuels, Majority Leader  
Hon. Margaret Cunzio, Minority Leader

FROM: Kenneth W. Jenkins  
County Executive 

RE: Message Requesting Immediate Consideration: **Bond Act – SW029 – Sewer Maintenance and Rehabilitation (CMOM) Program.**

---

This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators February 10, 2025 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 amount of \$1,400,000.00 to finance the following capital project: SW029.

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for February 10, 2025 “blue sheet” calendar.

Thank you for your prompt attention to this matter.



**Kenneth W. Jenkins**  
County Executive

January 31, 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 \$1,400,000.00 to finance the following capital project:

SW029 – Sewer Maintenance and Rehabilitation (CMOM) Program ("SW029").

The Bond Act, in the amount of \$1,400,000.00, would finance the cost of sanitary trunk sewer inspections as part of the United States Environmental Protection Agency's ("USEPA") Federally mandated Capacity, Management, Operations, and Maintenance ("CMOM") program. The work will include, but is not limited to, cleaning, investigation, lining, and root removal. Smaller repairs to defects found during the investigations may also be designed and performed within this program. Larger repairs that are identified by this project will be performed under separate capital projects programmed within the associated sewer districts.

Following bonding authorization, the inspections will begin and are expected to be completed by fourth quarter of 2026.

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

Sincerely,

A handwritten signature in black ink, appearing to read "KWJ", written over a horizontal line.

Kenneth W. Jenkins  
Westchester County Executive

KWJ/VK/jpg/nn  
Attachments

**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 \$1,400,000.00 to finance capital project SW029 – Sewer Maintenance and Rehabilitation (CMOM) Program (“SW029”).

The Bond Act, which was prepared by the law firm Norton Rose Fulbright, will finance the cost of sanitary trunk sewer inspections as part of the United States Environmental Protection Agency’s (“USEPA”) Federally mandated Capacity, Management, Operations, and Maintenance (“CMOM”) program. The work will include, but is not limited to, cleaning, investigation, lining, and root removal. Smaller repairs to defects found during the investigations may also be designed and performed within this program. Larger repairs that are identified by this project will be performed under separate capital projects programmed within the associated sewer districts.

Following bonding authorization, the inspections will begin and are expected to be completed by fourth quarter of 2026.

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

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.

For the reasons set forth above, your Committee recommends the adoption of the proposed Bond Act.

Dated: \_\_\_\_\_, 20\_\_\_\_\_  
White Plains, New York

**COMMITTEE ON**

# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: SW029

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

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal    \$                    1,400,000            PPU    5            Anticipated Interest Rate    2.76%

Anticipated Annual Cost (Principal and Interest):                    \$    307,038

Total Debt Service (Annual Cost x Term):                    \$    1,535,190

Finance Department:            Interest rates from February 3, 2025 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:                    15

Prepared by:                    Jazmin Logan

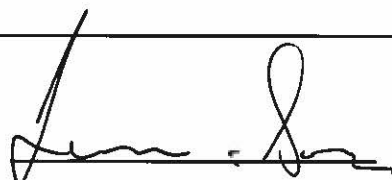
Title:                                    Environmental Project Director

Department:                    Environmental Facilities

Date:                                    2/3/25

Reviewed By:

*DV214125*




Budget Director

Date:

2/4/25

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

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

DATE: January 24, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
SW029 Sewer Maintenance and Rehabilitation (CMOM) Program**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on 12/27/2024 (Unique ID: 2724)

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.

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**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. \_\_\_\_\_ - 20\_\_

BOND ACT DATED \_\_\_\_\_, 20\_\_.

A BOND ACT AUTHORIZING THE ISSUANCE OF \$1,400,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COST OF INSPECTION OF SANITARY TRUNK SEWERS TO EVALUATE THE NEED FOR, AND THE DESIGN OF, CAPITAL IMPROVEMENTS TO SUCH TRUNK SEWERS, FOR THE JOINT BENEFIT OF THE COUNTY'S SANITARY SEWER DISTRICTS.

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 the "County"), by the affirmative vote of not less than two thirds of the entire voting strength thereof, as follows:

Section 1. For the class of objects or purposes of paying the cost of inspection of sanitary trunk sewers to evaluate the need for, and the design of, capital improvements to such trunk sewers, as part of the Capacity, Management, Operations, and Maintenance (CMOM) program, including incidental expenses in connection therewith, for the joint benefit of the County's Sanitary Sewer Districts, in the County, there are hereby authorized to be issued \$1,400,000 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 Bond 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 \$1,400,000, and that the plan for the financing thereof is by the issuance of the \$1,400,000 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 five years, pursuant to subdivision sixty-two 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 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 Blind Brook, Bronx Valley, Central Yonkers, Hutchinson Valley, Mamaroneck Valley, New Rochelle, North Yonkers, Saw Mill Valley, Upper Bronx, Ossining, Peekskill and Port Chester Sanitary Sewer Districts, 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 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 the sole discretion of the Commissioner of Finance, to execute a project finance 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: \_\_\_\_\_

STATE OF NEW YORK            )  
  ) ss.:  
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 \_\_\_\_\_, 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:

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 \_\_\_\_\_.

---

Clerk of the County Board of Legislators  
of the County of Westchester, New York

(CORPORATE  
SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on \_\_\_\_\_, 20\_\_ and approved by the County Executive on \_\_\_\_\_, 20\_\_ and the validity of the obligations authorized by such Bond Act may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Westchester, in the State of New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Complete copies of the Bond Act summarized herewith shall be available for public inspection during normal business hours at the Office of the Clerk of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. \_\_\_\_\_-20\_\_

A BOND ACT AUTHORIZING THE ISSUANCE OF \$1,400,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COST OF INSPECTION OF SANITARY TRUNK SEWERS TO EVALUATE THE NEED FOR, AND THE DESIGN OF, CAPITAL IMPROVEMENTS TO SUCH TRUNK SEWERS, FOR THE JOINT BENEFIT OF THE COUNTY'S SANITARY SEWER DISTRICTS.

class of objects or purposes: cost of inspection of sanitary trunk sewers to evaluate the need for, and the design of, capital improvements to such trunk sewers, as part of the Capacity, Management, Operations, and Maintenance (CMOM) program, including incidental expenses in connection therewith

period of probable usefulness: five years

amount of obligations to be issued: \$1,400,000

Dated: \_\_\_\_\_  
White Plains, New York

\_\_\_\_\_  
Clerk of the County Board of Legislators of the County of  
Westchester, New York

## CAPITAL PROJECT FACT SHEET

<b>Project ID:*</b> SW029	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 01-02-2025
<b>Fact Sheet Year:*</b> 2025	<b>Project Title:*</b> SEWER MAINTENANCE AND REHABILITATION (CMOM) PROGRAM	<b>Legislative District ID:</b> 1, 17, 16, 15, 14, 13, 12, 11, 10, 9, 8, 7, 6, 5, 4, 3, 2,
<b>Category*</b> SEWER AND WATER DISTRICTS	<b>Department:*</b> ENVIRONMENTAL FACILITIES	<b>CP Unique ID:</b> 2724

**Overall Project Description**

This project funds a program for internal inspections of sanitary trunk sewers to assess pipes and manholes for potential structural and/or operational defects and problems that may exist.

- |   |  |  |
|---|--|--|
| <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	2025	2026	2027	2028	2029	Under Review
<b>Gross</b>	14,420	1,400	0	1,484	1,484	1,484	1,484	7,084
<b>Less Non-County Shares</b>	0	0	0	0	0	0	0	0
<b>Net</b>	14,420	1,400	0	1,484	1,484	1,484	1,484	7,084

**Expended/Obligated Amount (in thousands) as of :** 0

**Current Bond Description:** This request will fund the sanitary trunk sewer inspections as part of the USEPA Federally mandated Capacity, Management, Operations, and Maintenance (CMOM) program. This work will include, but is not limited to, cleaning, investigation, lining, and root removal. Smaller repairs to defects found during the investigations may also be designed and performed within this program.

**Financing Plan for Current Request:**

Non-County Shares:	\$ 0
Bonds/Notes:	1,400,000
Cash:	0
<b>Total:</b>	<b>\$ 1,400,000</b>

**SEQR Classification:**

TYPE II

**Amount Requested:**

1,400,000

**Expected Design Work Provider:**

- County Staff                       Consultant                       Not Applicable

**Comments:**

Larger repairs that are identified by this project will be performed under separate capital projects programmed within the associated sewer districts. The work will be performed as part of the continuous self-assessment provision of the USEPA Federally mandated Capacity, Management, Operations, and Maintenance (CMOM) program.

**Energy Efficiencies:**



**Appropriation History:**

<b>Year</b>	<b>Amount</b>	<b>Description</b>
2024	1,400,000	FUNDS THE FIRST PHASE OF INVESTIGATION, CLEANING, LINING, ROOT REMOVAL AND SMALLER REPAIRS

**Total Appropriation History:**

1,400,000

**Total Financing History:**

0

**Recommended By:**

**Department of Planning**  
MLLL

**Date**  
12-27-2024

**Department of Public Works**  
RJB4

**Date**  
01-02-2025

**Budget Department**  
DEV9

**Date**  
01-14-2025

**Requesting Department**  
JCL1

**Date**  
01-14-2025

## SEWER MAINTENANCE AND REHABILITATION (CMOM) PROGRAM ( SW029 )

**User Department :** Environmental Facilities

**Managing Department(s) :** Environmental Facilities ;

**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	2025	2026	2027	2028	2029	Under Review
<b>Gross</b>	14,420	1,400			1,484	1,484	1,484	1,484	7,084
<b>Non County Share</b>									
<b>Total</b>	14,420	1,400			1,484	1,484	1,484	1,484	7,084

### Project Description

This project funds a program for internal inspections of sanitary trunk sewers to assess pipes and manholes for potential structural and/or operational defects and problems that may exist. This work will include, but is not limited to, cleaning, investigation, lining, and root removal. Smaller repairs to defects found during the investigations may also be designed and performed within this program provided that they can be performed within the budget allocated. Larger repairs that are identified by this project will be performed under separate capital projects programmed within the associated sewer districts.

### Current Year Description

There is no current year request.

### 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
2024	1,400,000	Funds the first phase of investigation, cleaning, lining, root removal and smaller repairs	AWAITING BOND AUTHORIZATION
<b>Total</b>	<b>1,400,000</b>		

### Prior Appropriations

	Appropriated	Collected	Uncollected
<b>Bond Proceeds</b>	<b>1,400,000</b>		<b>1,400,000</b>
<b>Total</b>	<b>1,400,000</b>		<b>1,400,000</b>

February 5, 2025

TO: Hon. Vedat Gashi, Chair  
Hon. Jose Alvarado, Vice Chair  
Hon. Tyrae Woodson-Samuels, Majority Leader  
Hon. Margaret Cunzio, Minority Leader

FROM: Kenneth W. Jenkins   
County Executive

RE: Message Requesting Immediate Consideration: **Bond Act – SW034 –  
Heavy Equipment and Vehicle Replacement.**

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This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators February 10, 2025 Agenda.

Transmitted herewith for your review and approval is a bond act (the “Bond Act”) which, if adopted, would authorize the County of Westchester (the “County”) to issue bonds in the amount of Eight Hundred Thousand (\$800,000) Dollars to finance the following capital project: SW034.

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for February 10, 2025 “blue sheet” calendar.

Thank you for your prompt attention to this matter.

# Westchester County

Kenneth W. Jenkins  
County Executive

January 31, 2025

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 bond act (the "Bond Act") which, if adopted, would authorize the County of Westchester (the "County") to issue bonds in the amount of Eight Hundred Thousand (\$800,000) Dollars to finance the following capital project:

SW034 – Heavy Equipment and Vehicle Replacement ("SW034").

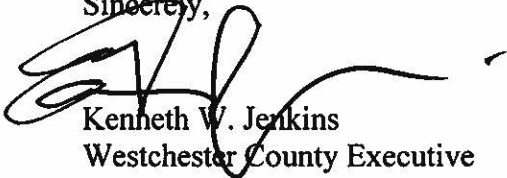
The Bond Act, in the amount of Eight Hundred Thousand (\$800,000) Dollars, would fund the replacement of heavy equipment, such as dump trucks, flatbed trailers, tankers, garbage trucks, sewer jet trucks, portable pumps and generators, and other miscellaneous heavy equipment that is reaching the end of its useful life.

The Department of Environmental Facilities (the "Department") has advised that it needs to maintain a fleet of vehicles and equipment to operate the County's sewer districts in a safe and efficient manner and provide for a systematic replacement of the equipment as needed. Replacing the equipment at the end of its useful life with newer more efficient equipment will help save maintenance and manpower costs and protect the environment, as required by State and Federal regulations.

Upon receipt by the Department of bonding authorization, it is anticipated that the vehicle and equipment purchase(s) will be completed by the end of the 4<sup>th</sup> quarter of 2025.

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

Sincerely,



Kenneth W. Jenkins  
Westchester County Executive

KWJ/VK/jpg/nn  
Attachments

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

Your Committee is in receipt of a transmittal from the County Executive recommending approval of bonding legislation (the “Bond Act”) in the amount of \$800,000 to finance capital project SW034 – Heavy Equipment and Vehicle Replacement. The Bond Act, which was prepared by the law firm of Norton Rose Fulbright US, LLP, will fund the replacement of heavy equipment, such as dump trucks, flatbed trailers, tankers, garbage trucks, sewer jet trucks and other miscellaneous heavy equipment that is reaching the end of its useful life.

The Department of Environmental Facilities (the “Department”) has advised that it needs to maintain a fleet of vehicles and equipment to operate the County’s sewer districts in a safe and efficient manner and provide for a systematic replacement of the equipment as needed. Replacing the equipment at the end of its useful life with newer more efficient equipment will help save maintenance and manpower costs and protect the environment, as required by State and Federal regulations.

Upon receipt by the Department of bonding authorization, it is anticipated that the vehicle and equipment purchase(s) will be completed by the end of the 4<sup>th</sup> quarter of 2025.

The Planning Department has advised your Committee that based on its review, the above-referenced capital project 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 Status Sheet and concurs with this recommendation.

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: \_\_\_\_\_, 2025  
White Plains, New York

**COMMITTEE ON**

# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: SW034

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

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal    \$                    800,000            PPU    10            Anticipated Interest Rate    2.91%

Anticipated Annual Cost (Principal and Interest):                    \$    94,011

Total Debt Service (Annual Cost x Term):                                    \$    940,110

Finance Department:            Interest rates from February 3, 2025 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

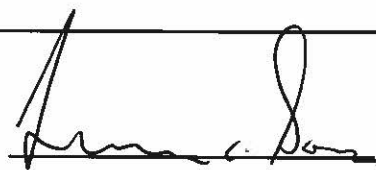
Number of Full Time Equivalent (FTE) Jobs Funded:                                    9

Prepared by:                    Jazmin Logan

Title:                                    Environmental Project Director

Department:                    Environmental Facilities


Date:                                    2/3/25

Reviewed By: 

**Budget Director**

Date:                                    2/4/25

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

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

DATE: January 24, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
SW034 HEAVY EQUIPMENT AND VEHICLE REPLACEMENT**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on 12/24/2024 (Unique ID: 2764)

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)(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:** 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. \_\_\_\_\_ - 20\_\_

BOND ACT DATED \_\_\_\_\_, 20\_\_.

A BOND ACT AUTHORIZING THE ISSUANCE OF \$800,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF HEAVY EQUIPMENT AND VEHICLES, INCLUDING DUMP TRUCKS, FLATBED TRAILERS, TANKERS, GARBAGE TRUCKS, SEWER JET TRUCKS, PORTABLE PUMPS AND GENERATORS, AND OTHER MISCELLANEOUS HEAVY EQUIPMENT, FOR USE IN MAINTAINING THE FACILITIES OF THE COUNTY'S SANITARY SEWER DISTRICTS, 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 other 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 (the "County"), by the affirmative vote of not less than two thirds of the entire voting strength thereof, as follows:

Section 1. For paying the cost of the acquisition of heavy equipment, including dump trucks, flatbed trailers, tankers, garbage trucks, sewer jet trucks, portable pumps and generators, and other miscellaneous heavy equipment, for use in maintaining the facilities of the County's Sanitary Sewer Districts, each item of which costs more than \$15,000, in and for the County, including incidental expenses in connection therewith, there are hereby authorized to be issued \$800,000 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 Bond 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 \$800,000, and that the plan for the financing thereof is by the issuance of the \$800,000 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 ten years, pursuant to subdivision twenty-eight of paragraph a of Section 11.00 of the Local Finance Law, as each item in said class shall cost more than \$15,000.

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 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 Blind Brook, Bronx Valley, Central Yonkers, Hutchinson Valley, Mamaroneck Valley, New Rochelle, North Yonkers, Saw Mill Valley, Upper Bronx, Ossining, Peekskill and Port Chester Sanitary Sewer Districts, 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 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, in the sole discretion of the Commissioner of Finance, to execute a project finance 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 monies 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: \_\_\_\_\_, 20\_\_

STATE OF NEW YORK            )  
  ) ss.:  
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 \_\_\_\_\_, 20\_\_\_, 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:

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 \_\_\_\_\_.

---

Clerk of the County Board of Legislators  
of the County of Westchester, New York

(CORPORATE  
SEAL)



LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on \_\_\_\_\_, 20\_\_ and approved by the County Executive on \_\_\_\_\_, 20\_\_ and the validity of the obligations authorized by such Bond Act may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Westchester, in the State of New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Complete copies of the Bond Act summarized herewith shall be available for public inspection during normal business hours at the Office of the Clerk of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. \_\_\_\_\_-20\_\_

A BOND ACT AUTHORIZING THE ISSUANCE OF \$800,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF HEAVY EQUIPMENT AND VEHICLES, INCLUDING DUMP TRUCKS, FLATBED TRAILERS, TANKERS, GARBAGE TRUCKS, SEWER JET TRUCKS, PORTABLE PUMPS AND GENERATORS, AND OTHER MISCELLANEOUS HEAVY EQUIPMENT, FOR USE IN MAINTAINING THE FACILITIES OF THE COUNTY'S SANITARY SEWER DISTRICTS, IN AND FOR SAID COUNTY.

object or purpose: the acquisition of heavy equipment, including dump trucks, flatbed trailers, tankers, garbage trucks, sewer jet trucks, portable pumps and generators, and other miscellaneous heavy equipment to maintain the facilities of the County's Sanitary Sewer Districts.

period of probable usefulness: ten years

amount of obligations to be issued: \$800,000

Dated: \_\_\_\_\_  
White Plains, New York

\_\_\_\_\_  
Clerk of the County Board of Legislators of the County of Westchester, New York

## CAPITAL PROJECT FACT SHEET

<b>Project ID:*</b> SW034	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 01-02-2025
<b>Fact Sheet Year:*</b> 2025	<b>Project Title:*</b> HEAVY EQUIPMENT AND VEHICLE REPLACEMENT	<b>Legislative District ID:</b> 1, 17, 16, 15, 14, 13, 12, 11, 10, 9, 8, 7, 6, 5, 4, 3, 2,
<b>Category*</b> SEWER AND WATER DISTRICTS	<b>Department:*</b> ENVIRONMENTAL FACILITIES	<b>CP Unique ID:</b> 2764

**Overall Project Description**

This project provides for the replacement of heavy equipment such as dump trucks, flat bed trailers, tankers, garbage trucks, sewer jet trucks, portable pumps and generators, and miscellaneous heavy equipment for use in all the sewer districts.

- |   |  |  |
|---|--|--|
| <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	2025	2026	2027	2028	2029	Under Review
<b>Gross</b>	5,600	800	800	800	0	1,000	0	2,200
<b>Less Non-County Shares</b>	0	0	0	0	0	0	0	0
<b>Net</b>	5,600	800	800	800	0	1,000	0	2,200

**Expended/Obligated Amount (in thousands) as of :** 60

**Current Bond Description:** The Department must maintain a fleet of equipment to operate the sewer districts in a safe and efficient manor. This is necessary to keep its equipment in a state of good repair in order to continue to adequately protect the environment, as required by State and Federal Regulations.

**Financing Plan for Current Request:**

Non-County Shares:	\$ 0
Bonds/Notes:	800,000
Cash:	0
<b>Total:</b>	<b>\$ 800,000</b>

**SEQR Classification:**

TYPE II

**Amount Requested:**

800,000

**Expected Design Work Provider:**

- County Staff                       Consultant                       Not Applicable

**Comments:**

**Energy Efficiencies:**

**Appropriation History:**

Year	Amount	Description
2024	800,000	FUNDS HEAVY EQUIPMENT REPLACEMENT
2025	800,000	FUNDS HEAVY EQUIPMENT REPLACEMENT

**Total Appropriation History:**

1,600,000

**Financing History:**

<b>Year</b>	<b>Bond Act #</b>	<b>Amount</b>	<b>Issued</b>	<b>Description</b>
24	17	800,000	0	HEAVY EQUIPMENT AND VEHICLE REPLACEMENT

**Total Financing History:**

800,000

**Recommended By:**

**Department of Planning**

MLLL

**Date**

12-24-2024

**Department of Public Works**

RJB4

**Date**

01-02-2025

**Budget Department**

DEV9

**Date**

01-14-2025

**Requesting Department**

JCL1

**Date**

01-14-2025

## HEAVY EQUIPMENT AND VEHICLE REPLACEMENT ( SW034 )

**User Department :** Environmental Facilities  
**Managing Department(s) :** Environmental Facilities ;

**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	2025	2026	2027	2028	2029	Under Review
Gross	5,600	800	60	800	800		1,000		2,200
Non County Share									
<b>Total</b>	<b>5,600</b>	<b>800</b>	<b>60</b>	<b>800</b>	<b>800</b>		<b>1,000</b>		<b>2,200</b>

### Project Description

This project provides for the replacement of heavy equipment such as dump trucks, flat bed trailers, tankers, garbage trucks, sewer jet trucks, portable pumps and generators, and miscellaneous heavy equipment for use in all the sewer districts.

### Current Year Description

The current year request funds the continuatio of this project.

### Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2025	800,000			800,000

### 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
2024	800,000	Funds heavy equipment replacement	IN PROGRESS
<b>Total</b>	<b>800,000</b>		

### Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	800,000		800,000
<b>Total</b>	<b>800,000</b>		<b>800,000</b>

### Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
17 24	800,000			800,000
<b>Total</b>	<b>800,000</b>			<b>800,000</b>

**Margaret A. Cunzio**

Minority Leader, Legislator, 3rd District

Committee Assignments:  
Rules, *Co-Chair*  
Public Safety, *Vice Chair*  
Legislation**MEMORANDUM**

TO: Vedat Gashi, Chair, Board of Legislators

FROM: Margaret Cunzio, Legislator — 3<sup>rd</sup> District

DATE: January 21, 2025

RE: Correspondence: request for Annexation from County  
Saw Mill Sewer District: 2 Charles Court, Chappaqua, NY 10514

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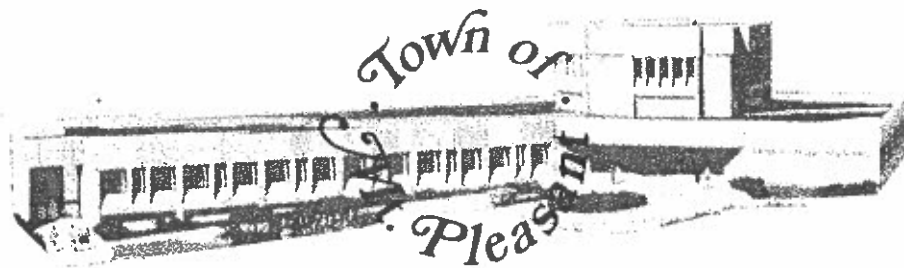
Please add the attached article to the agenda of the January 27, 2025 Board of Legislators meeting for referral to the appropriate committees.

Tel: (914) 995-2847 Fax: (914) 995-3884 E-mail: [Cunzio@westchesterlegislators.com](mailto:Cunzio@westchesterlegislators.com)

800 Michaelian Office Bldg., 148 Martine Avenue, White Plains, NY. 10601 • [www.westchesterlegislators.com](http://www.westchesterlegislators.com) • 914.995.2800 (main voice)

CARL FULGENZ'

Supervisor Tel: (914) 995-2847 Fax: (914) 995-3884 E-mail: [Cunzio@westchesterlegislators.com](mailto:Cunzio@westchesterlegislators.com)



CARL FULGENZI  
Supervisor

January 17, 2025

Honorable Margaret A. Cunzio  
Westchester County Board of Legislators  
800 Michaelian Office Building  
148 Martine Avenue, 8th Floor  
White Plains, New York 10601

Re: Request for removal from Westchester County Saw Mill Sanitary Sewer District

Dear Honorable Cunzio,

Enclosed is a certified copy of Town Board Resolution 37-25 for the following property owner who has requested removal from the County Saw Mill Sewer District.

<u>Name</u>	<u>Tax Map</u>	<u>Address</u>
Kevin and Maureen Mirabile	91.17-1-8.1	2 Charles Court, Chappaqua, NY 10514

Also enclosed is a copy of the town tax map for this parcel. Please have this request processed for removal from the County Saw Mill Sewer District.

Sincerely,

s/ *Carl Fulgenzi*

Carl Fulgenzi, Town Supervisor



EMILY COSTANZA  
Town Clerk

EXTRACT OF THE MINUTES  
OF THE REGULAR MEETING  
OF THE TOWN BOARD  
TOWN OF MOUNT PLEASANT  
WESTCHESTER COUNTY, NY  
HELD JANUARY 14, 2025

Authorization to Remove 2 Charles Court, Chappaqua, NY 10514 from County Saw Mill Sewer District

RESOLUTION 37-25

Upon motion of Councilman Saracino, seconded by Councilwoman Zaino and unanimously carried, it was,


WHEREAS, certain property owner(s) have requested removal of their property from the Westchester County Saw Mill Sanitary Sewer District; and

WHEREAS, it is believed by the Town of Mount Pleasant that the property satisfies all criteria set forth by the Westchester County Department of Environmental Facilities (WCDEF) for removal of a property from the tax base; therefore, be it

RESOLVED, that the Westchester County Board of Legislators is requested to remove the following parcel from the Westchester County Saw Mill Sanitary Sewer District:

<u>Name</u>	<u>Tax Map</u>	<u>Address</u>
Maureen & Kevin Mirabile	91.17-1-8.1	2 Charles Court, Chappaqua

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilwoman Smalley, Councilman Saracino - ABSENT - Councilman Sialiano

  
EMILY COSTANZA  
TOWN CLERK  
TOWN OF MOUNT PLEASANT







# TOWN OF NEW CASTLE

200 South Greeley Avenue, Chappaqua, New York 10514 • (914) 238-4771 • Email: [townboard@mynewcastle.org](mailto:townboard@mynewcastle.org) • mynewcastle.org

Supervisor

**Victoria Tipp**  
(914) 238-4774

December 18, 2024

Council Members

**Jeremy Saland**  
Deputy Town Supervisor  
(914) 238-4774

Vedat Gashi, Chairman  
Westchester County Board of Legislators  
148 Martine Avenue  
#800  
White Plains, NY 10601

**Alexandra L. Chemtob**  
(914) 238-4774

**Holly A. F. McCall**  
(914) 238-4774

**Jennifer Naparstek Klein**  
(914) 238-4774

RE: Saw Mill Sewer District Removal

Town Administrator

**Jill Simon Shapiro**  
(914) 238-4742

Dear Chairman Gashi,

Enclosed please find a petition and certified resolution requesting authorization from Westchester County to remove the parcel located at 280 Douglas Road, Chappaqua, NY 10514, Section 100.6, Block 2, Lot 2 from the Saw Mill Sewer District.

Thank you for your consideration. Please let us know if you need any additional information.

Sincerely,

Jill Simon Shapiro  
Town Administrator

Enclosures

**MINUTES OF A REGULAR MEETING  
OF THE TOWN BOARD  
OF THE TOWN OF NEW CASTLE  
TUESDAY, December 10, 2024**

**PRESENT:** Victoria B. Tipp, Supervisor  
Jeremy S. Saland, Deputy Supervisor  
Alexandra L. Chemtob, Council Member  
Holly A.F. McCall, Council Member  
Jennifer Naparstek Klein, Council Member

**Authorization to Approve – Resolution to Remove Parcel from  
Saw Mill Sewer District**

Council Member Chemtob moved, seconded by Deputy Supervisor Saland to approve the following resolution:

**RESOLVED**, that the Supervisor be, and hereby is, authorized to execute the following Petition to the County of Westchester to remove from the Saw Mill Sewer District the 280 Douglas Road, Chappaqua New York also identified as Section 100.6, Block 2, Lot 2 as shown on the New Castle Tax Maps,

The Petition of Victoria B. Tipp, as Town Supervisor of the Town of New Castle respectfully submits to the Westchester County Board of Legislators:

1. That the Town of New Castle is a municipal corporation duly organized and existing under the law of the State of New York (the “Town”) and located in the County of Westchester and State of New York.
2. That the Town submits this petition requesting that 280 Douglas Road, Chappaqua, New York also identified as Section 100.6, Block 2, Lot 2 as shown on the New Castle Tax Maps, a single-family residential property more than 40,000 square feet, property class 210, consisting of 5.80 acres +/- be removed from the Saw Mill Valley Sanitary Sewer District.
3. That the Town Board concluded that because the property is not receiving services from the Saw Mill Valley Sanitary Sewer District, nor is there any likelihood of them receiving any such services in the future, said property would benefit from their removal from the Saw Mill Valley Sanitary Sewer District.

Therefore, the Town of New Castle hereby petitions the Westchester County Board of Legislators, pursuant to a Resolution duly adopted by the New Castle Town Board, to remove 280 Douglas Road, Chappaqua, also identified as Section 100.6, Block 2, Lot 2 as shown on the New Castle Tax Maps and to take all steps as may be necessary to effectuate such removal.

VOTE	AYES	NAYS
Supervisor Tipp	X	
Deputy Supervisor Saland	X	
Council Member Chemtob	X	
Council Member McCall	X	
Council Member Naparstek Klein	X	

STATE OF NEW YORK  
COUNTY OF WESTCHESTER

IN THE MATTER OF THE REMOVAL OF ONE PARCEL FROM THE SAW MILL  
COUNTY SEWER DISTRICT IN THE COUNTY OF WESTCHESTER

TO THE BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER:

The Petition of Victoria B. Tipp, as Supervisor of the Town of New Castle, respectfully shows to the Board of Legislators of the County of Westchester:

1. That the Town of New Castle is a municipal corporation duly organized and existing under the law of the State of New York( the "Town") and located in the County of Westchester and State of New York.
2. That the Town submits this petition requesting that 280 Douglas Road, Chappaqua, New York also identified as Section 100.6, Block 2, Lot 2 as shown on the New Castle Tax Maps, a single-family residential property more than 40,000 square feet, property class 210, consisting of 5.80 acres +/- be removed from the Saw Mill Valley Sanitary Sewer District.
3. That the Town Board concluded that because the property is not receiving services from the Saw Mill Valley Sanitary Sewer District, nor is there any likelihood of them receiving any such services in the future, said property would benefit from their removal from the Saw Mill Valley Sanitary Sewer District.
4. Therefore, the Town of New Castle hereby petitions the Westchester County Board of Legislators, pursuant to a Resolution duly adopted by the New Castle Town Board, to remove 280 Douglas Road, Chappaqua, also identified as Section 100.6, Block 2, Lot 2 as shown on the New Castle Tax Maps and to take all steps as may be necessary to effectuate such removal.

Dated: December 17, 2024

  
Victoria B. Tipp, Supervisor,  
Town of New Castle