

ACT NO. -20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$283,000 BONDS OF THE COUNTY OF WESTCHESTER (THE "COUNTY"), OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION AND REFURBISHMENT OF AIRFIELD HEAVY EQUIPMENT FOR THE COUNTY AIRPORT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$5,541,250; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE APPLICATION OF \$5,258,250 EXPECTED TO BE RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK AND THE ISSUANCE OF \$283,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20__)

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$283,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the acquisition and refurbishment of airfield heavy equipment for the County Airport, all as set forth in the County's current year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the current year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said class of objects or purposes, including preliminary

costs and costs incidental thereto and the financing thereof is \$5,541,250. The plan of financing includes the application of \$5,258,250 expected to be received from the United States of America and/or the State of New York and the issuance of \$283,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, and the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness of said class of objects or purposes, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$283,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing

agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 5. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

* * *

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

I HEREBY CERTIFY that I have compared the foregoing Act No. -20__ with the original on file in my office, and that the same is a correct transcript therefrom and of the whole of the said original Act, which was duly adopted by the County Board of Legislators of the County of Westchester on _____, 20__ and approved by the County Executive on _____, 20__.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators this _____ day of _____, 20__.

(SEAL)

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

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__

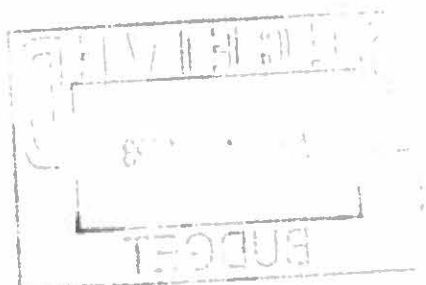
BOND ACT AUTHORIZING THE ISSUANCE OF \$283,000 BONDS OF THE COUNTY OF WESTCHESTER (THE "COUNTY"), OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION AND REFURBISHMENT OF AIRFIELD HEAVY EQUIPMENT FOR THE COUNTY AIRPORT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$5,541,250; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE APPLICATION OF \$5,258,250 EXPECTED TO BE RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK AND THE ISSUANCE OF \$283,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20__)

object or purpose: to finance cost of the acquisition and refurbishment of airfield heavy equipment for the County Airport, all as set forth in the County's current year Capital Budget, as amended

amount of obligations to be issued and period of probable usefulness: \$283,000; fifteen (15) years

Dated: _____, 20__
White Plains, New York

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



CAPITAL PROJECT FACT SHEET

Project ID:* A0137	<input checked="" type="checkbox"/> CBA	Fact Sheet Date:* 03-28-2023
Fact Sheet Year:* 2023	Project Title:* AIRFIELD HEAVY EQUIPMENT	Legislative District ID: 6.
Category* AIRPORT	Department:* AIRPORT/DOT	CP Unique ID: 2196

Overall Project Description

This project provides for the refurbishment of Airfield equipment that is necessary and required to maintain the safe and efficient operation of the Airport.

- | | | |
|---|--|---|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input 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	2023	2024	2025	2026	2027	Under Review
Gross	5,541	0	3,000	0	0	0	0	2,541
Less Non-County Shares	5,258	0	2,850	0	0	0	0	2,408
Net	283	0	150	0	0	0	0	133

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

Current Bond Description: Funding is requested to facilitate the following equipment refurbishments through the Federal Aviation Administration's (FAA) Airport Improvement Program (AIP).

- *Refurbishment of 1 ARFF Fire Fighting Truck
- *Refurbishment of 2 Major Plow Trucks, 2 Major Snow Blowers and 3 Front Mounted Brooms

Financing Plan for Current Request:

Non-County Shares:	\$ 5,258,250
Bonds/Notes:	283,000
Cash:	0
Total:	\$ 5,541,250

SEQR Classification:

TYPE II

Amount Requested:

283,000

Comments:

There are several actions being requested in this item: 1) Legislation to apply for and enter into a grant agreement with the Federal Aviation Administration (FAA) to refurbish 8 pieces of heavy equipment. 2) Legislation to authorize bonding for the County's share of the total cost of equipment (5%). 3) A Capital Budget Amendment to amend the County's 2023 Capital Budget. The Federal grant is a part of the FAA's Airport Improvement Program (AIP). Airports are entitled to a certain amount of AIP funding each year, based on passenger volume. Each project under the AIP comes with a 90%-5%-5% cost share with the state and local governments each picking up 5%. The County's share, pending approval of bond authorization, would be \$283,000. The Capital Budget Amendment to the County's 2023 Capital Budget is necessary due to a significant increase in material costs and supply chain disruptions since the initial estimates were obtained early in 2022. Upon acceptance of the CBA, the new Federal share is \$4,981,500; the new State share is \$276,750 and; the new County share is \$283,000 for a total project cost of \$5,541,250.

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2023	3,000,000	REFURBISHMENT OF ARFF FIREFIGHTING TRUCK.

Total Appropriation History:

3,000,000

Total Financing History:

0

Recommended By:

Department of Planning
WBB4

Date
04-07-2023

Department of Public Works
RJB4

Date
04-07-2023

Budget Department
DEV9

Date
04-10-2023

Requesting Department
GAM4

Date
04-10-2023

AIRFIELD HEAVY EQUIPMENT (A0137)

User Department : Airport/DOT
Managing Department(s) : Airport/DOT ;
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	2023	2024	2025	2026	2027	Under Review
Gross	3,000			3,000					
Non County Share	(2,850)			(2,850)					
Total	150			150					

Project Description

This project provides for the refurbishment of Airfield equipment that is necessary and required to maintain the safe and efficient operation of the Airport.

Current Year Description

The current year request refurbishment of ARFF firefighting truck.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023		150,000	2,850,000	3,000,000

Impact on Operating Budget

The impact on the Airport Special Revenue Fund is the debt service associated with the issuance of bonds.

To: Larry Soule

From: Carla M. Chaves



Re: Bond Act, Capital Budget Amendment and Grant Acceptance Authorization A0137.

Date: April 13, 2023

Thank you for your prompt attention to this matter. Please don't hesitate to call me at Ext. 2430.

CMC/cmc
Enclosures