

ACT NO. -20__

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING THE BOND ACT ADOPTED APRIL 15, 2013 IN RELATION TO FINANCING THE COST OF CONSTRUCTION OF A NEW MAINTENANCE GARAGE AT DUNWOODIE GOLF COURSE; AT THE TOTAL ESTIMATED COST OF \$4,400,000. (Adopted , 20__).

WHEREAS, this Board has heretofore duly authorized the issuance of bonds to finance design of a new maintenance building at the Dunwoodie Golf Course in Yonkers, at the estimated maximum cost of \$350,000, pursuant to Act No. 52-2013 duly adopted on April 15, 2013, and it has now been determined that the period of probable usefulness for such planning may be increased so that it shall be equal to the period of probable usefulness for construction of such building; and

WHEREAS, it is now appropriate to authorize such construction, and it is necessary to increase the appropriation for such project by \$4,050,000 for estimated costs of such construction;

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 April 15, 2013, entitled:

“(BOND) ACT NO. 52-2013

BOND ACT AUTHORIZING THE ISSUANCE OF \$350,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF DESIGN OF A NEW MAINTENANCE BUILDING AT THE DUNWOODIE GOLF COURSE IN YONKERS; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$350,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$350,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS.”

is hereby amended to read as follows:

BOND ACT AUTHORIZING THE ISSUANCE OF \$4,400,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF CONSTRUCTION OF A NEW MAINTENANCE GARAGE AT DUNWOODIE GOLF COURSE; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$4,400,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$4,400,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; 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, to the provisions of other laws applicable thereto, \$4,400,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of construction of a new maintenance garage at Dunwoodie Golf Course, including construction management; 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 objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof is \$4,400,000. The plan of financing includes the issuance of \$4,400,000 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.

Section 2. The existing building is of at least Class "C" construction as defined by Section 11.00 a. 11. (b) of the Law, and the period of probable usefulness applicable to the specific object or purpose for which the bonds authorized by this resolution is to be issued, within the limitations of Section 11.00 a. 12.(a)(3) of the Law, is ten (10) 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 \$4,400,000. 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. 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.

Section (B). The amendment of the bond act set forth in Section (A) of this act shall in no way affect the validity of the liabilities incurred, obligations issued, or action taken pursuant to said bond act, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond act, as so amended.

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

* * *

STATE OF NEW YORK)
: SS.:

COUNTY OF NEW YORK)

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 Chief 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 April 15, 2013 and amended on _____, 20__ and approved, as amended, 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 amended 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 \$4,400,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF CONSTRUCTION OF A NEW MAINTENANCE GARAGE AT DUNWOODIE GOLF COURSE; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$4,400,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$4,400,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20__)

object or purpose: to finance the cost of construction of a new maintenance garage at Dunwoodie Golf Course, including construction management; all as set forth in the County's 20__ Capital Budget, as amended

amount of obligations to be issued:

and period of probable usefulness: \$4,400,000; ten (10) years

Dated: _____, 20__
White Plains, New York

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

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CAPITAL PROJECT FACT SHEET

Project ID:* RGC12	<input type="checkbox"/> CBA	Fact Sheet Date:* 03-02-2021
Fact Sheet Year:* 2021	Project Title:* DUNWOODIE GOLF COURSE FACILITY IMPROVEMENTS	Legislative District ID: 16,
Category* RECREATION FACILITIES	Department:* PARKS, RECREATION & CONSERVATION	CP Unique ID: 1643

Overall Project Description

This project involves various improvements to buildings, infrastructure, and site facilities.

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

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2021	2022	2023	2024	2025	Under Review
Gross	6,020	5,270	750	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	6,020	5,270	750	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 1,933

Current Bond Description: This request will fund the construction and construction management of a new maintenance garage at Dunwoodie Golf Course.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	4,050,000
Cash:	0
Total:	\$ 4,050,000

SEQR Classification:

UNLISTED

Amount Requested:

4,050,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
1997	120,000	DESIGN - ENTRANCE AND MAIN PARKING LOT
1998	1,100,000	CONSTRUCTION
2002	100,000	CONSTRUCTION - NEW CART STORAGE BUILDING
2004	300,000	ADDITIONAL COSTS FOR CART STORAGE BUILDING, FUEL TANK, FUEL DISPENSER PUMP & CLUBHOUSE ROOF
2012	350,000	DESIGN OF NEW MAINTENANCE BUILDING
2014	3,300,000	CONSTRUCTION OF THE NEW MAINTENANCE FACILITY
2021	750,000	CONSTRUCTION COST ESCALATION

Total Appropriation History:

6,020,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
05	136	400,000	400,000	DUNWOODIE GOLF PARKING&CLUBHSE. IMPRVMTS
13	52	350,000	0	DUNWOODIE GOLF COURSE, YONKERS FACILITY IMPROVEMENTS
98	19	120,000	120,000	DUNWOODIE GOLF COURSE IMPROVEMENTS
99	116	1,100,000	1,100,000	IMPROVEMENTS TO DUNWOODIE GOLF COURSE

Total Financing History:

1,970,000

Recommended By:

Department of Planning

WBB4

Date

04-23-2021

Department of Public Works

RJB4

Date

04-23-2021

Budget Department

LMY1

Date

04-26-2021

Requesting Department

KUU1

Date

04-26-2021

DUNWOODIE GOLF COURSE FACILITY IMPROVEMENTS (RGC12)

User Department : Parks, Recreation & Conservation
Managing Department(s) : Parks, Recreation & Conservation ; 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	2021	2022	2023	2024	2025	Under Review
Gross	6,020	5,270	1,933	750					
Non County Share									
Total	6,020	5,270	1,933	750					

Project Description

This project involves various improvements to buildings, infrastructure, and site facilities.

Current Year Description

The current request funds a cost escalation.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2021	750,000			750,000

Impact on Operating Budget

The impact on the Operating Budget is the debt service associated with the issuance of bonds. In addition, as the golf course produces revenue, it is important to maintain its infrastructure.

Appropriation History

Year	Amount	Description	Status
1997	120,000	Design - entrance and main parking lot	COMPLETE
1998	1,100,000	Construction	COMPLETE
2002	100,000	Construction - new cart storage building	COMPLETE
2004	300,000	Additional costs for cart storage building, fuel tank, fuel dispenser pump & clubhouse roof	COMPLETE
2012	350,000	Design of new maintenance building	DESIGN
2014	3,300,000	Construction of the new maintenance facility	AWAITING BOND AUTHORIZATION
Total	5,270,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	5,270,000	1,620,000	3,650,000
Total	5,270,000	1,620,000	3,650,000

**DUNWOODIE GOLF COURSE FACILITY IMPROVEMENTS
(RGC12)**

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
19 98	120,000	11/01/98	120,000	
116 99	1,100,000	12/01/99	900,000	
		12/18/02	8,000	
		12/23/03	100,000	
		11/15/06	92,000	
136 05	400,000	11/15/06	228,000	
		11/15/07	100,000	
		02/04/09	72,000	
52 13	350,000			350,000
Total	1,970,000		1,620,000	350,000