



Kenneth W. Jenkins
County Executive

Date: July 29, 2026

To: The Honorable Members of the Board of Legislators

From: Kenneth W. Jenkins, County Executive

RE: Bond act for capital project B0125 (3273) – Infrastructure Rehabilitation, Record Center, Elmsford

Transmitted herewith for your review and approval is an amended bond act (the “Amended Bond Act”) which, if adopted, would authorize the County of Westchester (the “County”) to issue additional bonds in the amount of \$2,500,000.00 to finance the construction component of the following capital project:

B0125 (3273) – Infrastructure Rehabilitation, Record Center, Elmsford (“B0125”).

The Amended Bond Act, in the total amount of \$2,850,000.00, which includes \$350,000.00 in previously authorized bonds of the County, will finance the cost of construction and construction management services associated with the replacement of the existing 30-ton rooftop HVAC unit, including related work at the County’s Record Center in Elmsford.

The Department of Public Works and Transportation (the “Department”) has advised that the existing HVAC unit is 33+ years old and is at the end of its useful life. The new unit will be a heat pump type unit with variable air volume, demand ventilation, and heat recovery, and will utilize the latest control strategies.

Design of the project is currently underway by a consultant and is expected to be completed by the third quarter of 2026. Construction is estimated to take approximately nine (9) months and will commence following the award and execution of the construction contract.

It should be noted that your Honorable Board has previously authorized the County to issue bonds for B0125 as follows: Bond Act No. 11-2024, in the amount of \$350,000.00, to finance the design portion of this project. No bonds have been sold under Bond Act No. 11-2024. Accordingly, it is now requested to amend Bond Act No. 11-2024 to increase the initial amount authorized thereunder by \$2,500,000.00, for a total authorized amount, as amended, of \$2,850,000.00, to expand the scope of services to include construction and construction management associated with the replacement of the existing 30-ton rooftop HVAC unit.

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

KWJ/EFS/cmc

w. Attach.

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

Your Committee is in receipt of an amended bond act (the “Amended Bond Act”) which, if adopted, would authorize the County of Westchester (the “County”) to issue additional bonds in the total amount of \$2,850,000.00, which includes \$350,000.00 in previously authorized bonds of the County, to finance the construction component of capital project B0125 (3273) – Infrastructure Rehabilitation, Record Center, Elmsford (“B0125”). The Amended Bond Act, which was prepared by the law firm Hawkins Delafield & Wood LLC, will finance the cost of construction and construction management services associated with the replacement of the existing 30-ton rooftop HVAC unit, including related work at the County’s Record Center in Elmsford.

The Department of Public Works and Transportation (the “Department”) has advised that the existing HVAC unit is 33+ years old and is at the end of its useful life. The new unit will be a heat pump type unit with variable air volume, demand ventilation, and heat recovery, and will utilize the latest control strategies.

The Department has advised your Committee that the design of the project is currently underway by a consultant and is expected to be completed by the third quarter of 2026. Construction is estimated to take approximately nine (9) months and will commence following the award and execution of the construction contract.

Your Committee notes that your Honorable Board has previously authorized the County to issue bonds for B0125 as follows: Bond Act No. 11-2024, in the amount of \$350,000.00, to finance the design portion of this project. No bonds have been sold under Bond Act No. 11-2024. Accordingly, it is now requested to amend Bond Act No. 11-2024 to increase the initial amount authorized thereunder by \$2,500,000.00, for a total authorized amount, as amended, of \$2,850,000.00, to expand the scope of services to include construction and construction

management associated with the replacement of the existing 30-ton rooftop HVAC unit, including related work, and to increase the period of probable usefulness of said bonds.

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 Amended Bond Act. Your Committee recommends the adoption of the proposed Amended Bond Act.

Dated: , 2026

White Plains, New York

COMMITTEE ON

c/cmc/07.27.2026

TO: Carla Chaves, Senior Assistant County Attorney
Maximilian Zorn, Assistant County Attorney
Maria Baratta, Assistant County Attorney

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



DATE: June 30, 2026

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT
B0125 Infrastructure Rehabilitation, Record Center, Elmsford**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
06/25/2026 (Unique ID: 3273)

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

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

COMMENTS: None.

DSK/oav

cc: Emily Saltzman, Director of Operations
Paula Friedman, Assistant to the County Executive
Tami Altschiller, Assistant Chief Deputy County Attorney
Dianne Vanadia, Associate Budget Director
Robert Abbamont, Director of Operations, Department of Public Works & Transportation
Matthew Castro, Chief Planner
Claudia Maxwell, Principal Environmental Planner

ACT NO. -20_____

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING THE BOND ACT ADOPTED FEBRUARY 5, 2024, IN RELATION TO THE CONSTRUCTION AND CONSTRUCTION MANAGEMENT FOR THE REPLACEMENT OF THE EXISTING 30-TON ROOFTOP UNIT, INCLUDING ALL RELATED WORK, AT THE MAXIMUM ESTIMATED COST OF \$2,850,000. (Adopted _____, 20_____).

WHEREAS, this Board has heretofore duly authorized the issuance of bonds in the principal amount of \$350,000 to finance the cost of preparation of surveys, preliminary and detailed plans, specifications and estimates necessary for planning the replacement of the existing 30-ton HVAC rooftop unit and associated work at the County Records Center in Elmsford, pursuant to Bond Act No. 11-2024 duly adopted on February 5, 2024; and

WHEREAS, it has now been determined that it is in the best interests of the County to amend Bond Act No. 11-2024 by increasing the scope of work to include the construction and construction management associated with the replacement of the existing 30-ton rooftop HVAC unit at the County Records Center in Elmsford and increasing the principal amount of bonds authorized;

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 February 5, 2024,
entitled:

“ACT NO. 11-2024

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 PREPARATION OF SURVEYS, PRELIMINARY AND DETAILED PLANS, SPECIFICATIONS AND ESTIMATES NECESSARY FOR PLANNING THE REPLACEMENT OF THE EXISTING 30-TON HVAC ROOFTOP UNIT AT THE RECORDS CENTER IN ELMSFORD; 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; 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 \$2,850,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE CONSTRUCTION AND CONSTRUCTION MANAGEMENT FOR THE REPLACEMENT OF THE EXISTING 30-TON ROOFTOP UNIT AT THE RECORDS CENTER IN ELMSFORD, INCLUDING ALL RELATED WORK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$2,850,000, STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$2,850,000 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; \$2,850,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the construction and construction management for the replacement of the existing 30-ton rooftop unit at the County Records Center in Elmsford, including preliminary planning and related work in connection therewith, 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 specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$2,850,000. The plan of financing includes the issuance of \$2,850,000 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 periods of probable usefulness (“PPU”) of the objects or purposes for which said \$2,850,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 13 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 \$2,850,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$2,850,000 as the estimated total cost of the aforesaid objects or purposes is hereby approved.

Section 5. 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 6. 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 7. 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 8. 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 Office 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 February 5, 2024 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 \$2,850,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE CONSTRUCTION AND CONSTRUCTION MANAGEMENT FOR THE REPLACEMENT OF THE EXISTING 30-TON ROOFTOP UNIT AT THE RECORDS CENTER IN ELMSFORD, INCLUDING ALL RELATED WORK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$2,850,000, STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$2,850,000 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 the construction and construction management for the replacement of the existing 30-ton rooftop unit at the County Records Center in Elmsford, including preliminary planning and related work in connection therewith at the estimated maximum cost of \$2,850,000, 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: \$2,850,000; 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