

(BOND) ACT 110 - 2025

Reference RB04B

HONORABLE BOARD OF LEGISLATORS THE COUNTY OF WESTCHESTER, NEW YORK

Your Committee is in receipt of a transmittal from the Westchester County Executive recommending approval by the County of Westchester ("County") of an amended bond act (the "Amended Bond Act") in the total amount of \$6,925,000, which includes \$6,000,000 in previously authorized bond of the County, to finance capital project RB04B – Boston Post Road Bridge over Playland Parkway, Rye (BIN 2000050) ("RB04B"). The Bond Act, which was prepared by the law firm Harris Beach, PLLC, will finance the cost of construction and construction management associated with the rehabilitation of the existing Boston Post Road bridge over Playland Parkway in the City of Rye, including the removal and replacement of the pavement, fill, sidewalks, and waterproofing membrane; rehabilitation of the concrete arch and stone facing; and associated work.

The Department of Public Works and Transportation ("Department") has advised that this bridge, which was built in 1941 and has an annual daily traffic count ("AADT") of 5,640, is in need of rehabilitation to maintain a safe roadway for the traveling public. In 2023, the New York State Department of Transportation gave the bridge a condition rating of 4.8 and the roadway has continued to deteriorate. This rating system, using a scale of 1 ("hazardous") through 7 ("new"), is a weighted average of the condition of an evaluated bridge. A rating below 5 indicates that a bridge requires work and delay of this work could result in the continued deterioration of the bridge.

Design is currently underway using outside consultants and is expected to be completed by the second quarter of 2025. It is anticipated that construction will take approximately twenty-four (24) months to complete and will begin after award and execution of the construction contracts.

Your Committee notes that your Honorable Board has previously authorized the County to issue bonds for RB04B as follows: Bond Act No. 6-2020 in the amount of \$925,000, which financed the cost of design for the replacement of this bridge. No bonds have been issued under Bond Act No. 6-2020. Accordingly, it is now requested that Bond Act No. 6-2020 be amended to increase the initial amount authorized by \$6,000,000, for a total authorized amount, as amended, of \$6,925,000, to modify and expand the scope of services to include construction and construction management associated with the rehabilitation of the bridge, and to increase the period of probable usefulness of said bonds.

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 further 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: May 28th, 2025.
White Plains, New York

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COMMITTEE ON

c/jpg/04-04-25

Budget & Appropriations

Parks & Environment

Public Works &
Transportation

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: RB04B

☐ 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 \$ 6,925,000 PPU 30 Anticipated Interest Rate 4.27%

Anticipated Annual Cost (Principal and Interest): \$ 386,930

Total Debt Service (Annual Cost x Term): \$ 11,607,900

Finance Department: Interest rates from April 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: 75

Prepared by: Robert Abbamont

Title: Director of Operations (Capital)

Department: Public Works and Transportation

Date: 4/16/25

Reviewed By: 

004/17/25
@ 4/19/25


Budget Director

Date: 4/17/25



Memorandum
Department of Planning

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: April 9, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
RB04B Boston Post Road Bridge Over Playland Parkway, Rye (BIN 2000050)**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
04/03/2025 (Unique ID: 2718)

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: 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
Robert Abbamont, Director of Operations, Department of Public Works & Transportation
Susan Darling, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Principal Environmental Planner

ACT NO. 110 - 2025

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING AND RESTATING THE BOND ACT ADOPTED FEBRUARY 3, 2020 IN RELATION TO FINANCING THE COST FOR THE RECONSTRUCTION OF THE BOSTON POST ROAD BRIDGE OVER PLAYLAND PARKWAY IN THE CITY OF RYE; AT THE TOTAL ESTIMATED COST OF \$6,925,000. (Adopted 06/02 , 2025).

WHEREAS, this Board of Legislators (the "Board") has heretofore duly authorized the issuance of bonds to finance the planning costs for the reconstruction of the Boston Post Road Bridge over Playland Parkway in the City of Rye, at the estimated maximum cost of \$925,000 (the "Original Project"), pursuant to Act No. 6-2020, duly adopted on February 3, 2020, and it has now been determined that (i) the costs for the reconstruction of the Boston Post Road Bridge over Playland Parkway in the City of Rye in the amount of \$6,000,000 shall be added to the costs of the Original Project (collectively, the "Project"), (ii) the maximum cost of the Project shall now total \$6,925,000, and (ii) the period of probable usefulness of the Project shall be amended and restated as set forth herein; and

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 3, 2020, entitled:

"(BOND) ACT NO. 6-2020

BOND ACT AUTHORIZING THE ISSUANCE OF \$925,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE COSTS OF PLANNING RECONSTRUCTION OF THE RECONSTRUCTION OF THE BOSTON POST ROAD BRIDGE OVER PLAYLAND PARKWAY IN THE CITY OF RYE; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$925,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$925,000 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 and restated to read as follows:

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING AND RESTATING THE BOND ACT ADOPTED FEBRUARY 3, 2020 IN RELATION TO FINANCING THE COST OF THE RECONSTRUCTION OF THE BOSTON POST ROAD BRIDGE OVER PLAYLAND PARKWAY IN THE CITY OF RYE; AT THE TOTAL ESTIMATED COST OF \$6,925,000. (Adopted 06/02, 2025).

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, \$6,925,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost for the reconstruction of the Boston Post Road Bridge over Playland Parkway in the City of Rye, including the construction and construction management associated with the rehabilitation of the bridge, removal and replacement of the pavement, fill, sidewalks, and waterproofing membrane; rehabilitation of the concrete arch and stone facing; and all associated work; 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 \$6,925,000. The plan of financing includes the issuance of \$6,925,000 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 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. 10 of the Law, is forty (40) 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 \$6,925,000. 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 and restatement 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.

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CAPITAL PROJECT FACT SHEET

Project ID:*
RB04B

☐ CBA

Fact Sheet Date:*
01-02-2025

Fact Sheet Year:*
2025

Project Title:*
BOSTON POST ROAD BRIDGE OVER 7,
PLAYLAND PARKWAY, RYE (BIN
2000050)

Legislative District ID:

Category*
ROADS & BRIDGES

Department:*
PUBLIC WORKS

CP Unique ID:
2718

Overall Project Description

This project funds the replacement of the existing structure with a precast rigid frame to allow for improved clearance. The feasibility of rehabilitating the existing bridge as an option will be investigated during design. The structure was built in 1941 and is 60' long by 70' wide.

☒ Best Management Practices

☐ Energy Efficiencies

☒ Infrastructure

☒ Life Safety

☐ Project Labor Agreement

☐ Revenue

☐ Security

☐ Other

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2025	2026	2027	2028	2029	Under Review
Gross	10,150	10,150	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	10,150	10,150	0	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 653

Current Bond Description: Funding is requested for construction and construction management associated with the rehabilitation of the bridge, including the removal and replacement of the pavement, fill, sidewalks, and waterproofing membrane; rehabilitation of the concrete arch and stone facing; and associated work.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	6,000,000
Cash:	0
Total:	<u>\$ 6,000,000</u>

SEQR Classification:

TYPE II

Amount Requested:

6,000,000

Expected Design Work Provider:

☐ County Staff

☒ Consultant

☐ Not Applicable

Comments:

BCR: 4.8 (2023); AADT: 5,640

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2020	1,600,000	DESIGN AND CONSTRUCTION MANAGEMENT
2021	8,550,000	CONSTRUCTION

Total Appropriation History:

10,150,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
20	6	925,000		0 DESIGN FOR REPLACEMENT OF THE EXISTING BOSTON POST ROAD BRIDGE OVER PLAYLAND PARKWAY

Total Financing History:

925,000

Recommended By:**Department of Planning**

MLLL

Date

04-03-2025

Department of Public Works

RJB4

Date

04-03-2025

Budget Department

DEV9

Date

04-04-2025

Requesting Department

RJB4

Date

04-04-2025

BOSTON POST ROAD BRIDGE OVER PLAYLAND PARKWAY, RYE (BIN 2000050) (RB04B)

User Department : Public Works

Managing Department(s) : 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
Gross	10,150	10,150	663						
Non County Share									
Total	10,150	10,150	663						

Project Description

This project funds the replacement of the existing structure with a precast rigid frame to allow for improved clearance. The structure was built in 1941 and is 60' long by 70' wide.

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
2020	1,600,000	Design and construction management	\$925,000 - DESIGN; \$675,000 - AWAITING BOND AUTHORIZATION
2021	8,550,000	Construction	AWAITING BOND AUTHORIZATION
Total	10,150,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	10,150,000		10,150,000
Total	10,150,000		10,150,000

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
6 20	925,000			925,000
Total	925,000			925,000

430 STATE OF NEW YORK)
)
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 June 2, 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, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

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 to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date Given
May 28, 2025

News Channel 12
The Journal News
Hometown Media
CBS2NY
The Examiner News
WABCTV News

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:

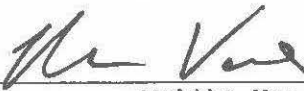
Designated Location(s)
of posted notice

Date of Posting
May 28, 2025

www.westchesterlegislators.com

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on June 3, 2025.





Malika Vanderberg, Clerk
Westchester County Board of Legislators

The foregoing Bond Act was duly put to a vote which resulted as follows:


AYES: Legislator Jose Alvarado
 Legislator Nancy Barr
 Legislator Benjamin Boykin
 Legislator Terry Clements
 Legislator Vedat Gashi
 Legislator Judah Holstein
 Legislator David Imamura
 Legislator James Nolan
 Legislator Catherine Parker
 Legislator Erika Pierce
 Legislator Colin Smith
 Legislator David Tubiolo
 Legislator Emiljana Ulaj
 Legislator Shanae Williams
 Legislator Jewel Williams-Johnson
 Legislator Tyrae Woodson-Samuels

NOES:

ABSENT: Legislator Margaret Cunzio

EXCUSED:

The Bond Act was thereupon declared duly adopted.

* * * * * *
APPROVED BY THE COUNTY EXECUTIVE

Date: June 3, 2025

STATE OF NEW YORK)
) ss.
WESTCHESTER COUNTY)

I HEREBY CERTIFY that I have compared the foregoing (Bond) Act, (Bond) Act No. 110 - 2025, 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 June 2, 2025, and approved by the County Executive on June 3, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 3rd day of June, 2025.

Malika Vanderberg

Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

