

**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 \$650,000 to finance capital project BIT33 – Radio Site Infrastructure (“BIT33”). The Bond Act, which was prepared by the law firm Harris Beach, PLLC, will finance the cost of rehabilitation or replacement of critical radio tower site equipment and infrastructure, including antenna systems, equipment shelter components, primary and backup electrical power systems, security and access control systems, and HVAC systems (collectively, the “Radio Site Equipment”), as needed, at the following radio sites: 60-Control (Mount Pleasant), DPS HQ (Mount Pleasant), Mohansic (Yorktown), Adams Lane (Pound Ridge), Dunwoodie (Yonkers), Mountain Ave (Mount Kisco), Airport Hangar E2 (Harrison), EOC (Mount Pleasant), Mountain Lakes (North Salem), Alpine (Alpine, NJ), Fox Lane (Bedford), Playland (Rye City), Benefield Blvd (Peekskill), Grasslands (Mount Pleasant), Putnam Valley (Putnam Valley), Cerrato (Mount Pleasant), Guard Hill (Bedford), Summit Ave (Port Chester), CMF (Yonkers), Hardscrabble Rd (Mount Pleasant), WHUD (Philipstown), Courthouse (White Plains), Maryknoll (New Castle), Wilmot Rd (New Rochelle), Croton Point Park (Croton-on-Hudson), MOB (White Plains), and Winged Foot (Mamaroneck Town).

The Department of Information Technology (“Department”) has advised that the Radio Site Equipment is used to operate the County trunked and paging radio systems, as well as the County F1/F3 radio systems. Through the operation of these radio systems, the County provides public safety radio communication services for the Department of Emergency Services (“DES”), the Department of Public Safety (“DPS”), the Department of Public Works and Transportations (“DPWT”) Bee-Line transit operations, and municipal first responders. The County radio systems are vital to the protection of life and property, and therefore the supporting infrastructure must be maintained before age or wear and tear reduce reliability to levels unsuitable for these vital systems.

Following the approval of the Bond Act by your Honorable Board, design will be scheduled and is anticipated to take eight months to complete. It is estimated that the rehabilitation and replacement work will take eight months to complete and will begin after required procurement steps have been completed and the necessary contracts are in place. It is anticipated that the design work will be completed by in-house staff that will provide specifications and approve plans prepared by the County's contractors.

It should be noted that the Bond Act, if approved by your Honorable Board, would, finance the rehabilitation and replacement of Radio Site Equipment at four County parks. Having the Radio Site Equipment in the parks benefits the parks and park patrons. In particular, the Radio Site Equipment provides public safety radio communication services and reliable on-street portable (hand held) radio coverage for County and municipal first responders when performing their duties and responding to calls and emergencies in the parks, as well as in the surrounding communities. The Radio Site Equipment benefits the parks by helping to keep the parks, their buildings, facilities and patrons safe and secure, and, thus, helps to assure that park patrons have a safe and enjoyable experience while at the parks.

It should be noted that your Honorable Board has previously authorized the County to issue bonds in connection with BIT33 as indicated in the annexed fact sheet.

The Planning Department has advised your Committee that based on its review, BIT33 has been 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 conclusion.

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: May 15th, 2023
White Plains, New York

Just John
S. J. [unclear]
Mansueto
James Zullo
John [unclear]
Cath. Park
David J. Tubisto

S. J. [unclear]
Mansueto
John [unclear]
Cath. Park
David J. Tubisto

COMMITTEE ON

c/mg 2-16-23

Budget & Appropriations

Public Works & Transportation

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: BIT33

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 \$ 650,000 PPU 5 Anticipated Interest Rate 2.87%

Anticipated Annual Cost (Principal and Interest): \$ 142,992

Total Debt Service (Annual Cost x Term): \$ 714,960

Finance Department: Interest rates from March 1, 2023 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:

SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

Not Applicable

Prepared by: Donna Montera

Title: Dir of Admin Services

Department: Information Technology

Date: 3/3/23


Reviewed By: 

03/11/23

Budget Director

Date: 4/11/23

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

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

DATE: February 22, 2023

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BIT33 RADIO SITE INFRASTRUCTURE**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 02/10/2023 (Unique ID: 2118)

With respect to the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617, the Planning Department recommends that no further 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;
- **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: Aside from rehabilitation and/or in-kind replacement of existing infrastructure, the project provides for the addition of load banks where necessary.

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, Senior Budget Analyst
Adam Epstein, Program Coordinator, Radio Systems
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

ACT NO. 91-2023

BOND ACT AUTHORIZING THE ISSUANCE OF \$650,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF RADIO SITE INFRASTRUCTURE IMPROVEMENTS AT VARIOUS COUNTY FACILITIES; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$650,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$650,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted 05/15, 2023)

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, \$650,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of rehabilitation or replacement of critical radio tower site equipment and infrastructure, including antenna systems, equipment shelter components, primary and backup electrical power systems, security and access

control systems, and HVAC systems at the following radio sites: 60-Control (Mount Pleasant), DPS HQ (Mount Pleasant), Mohansic (Yorktown), Adams Lane (Pound Ridge), Dunwoodie (Yonkers), Mountain Ave (Mount Kisco), Airport Hangar E2 (Harrison), EOC (Mount Pleasant), Mountain Lakes (North Salem), Alpine (Alpine, NJ), Fox Lane (Bedford), Playland (Rye City), Benefield Blvd (Peekskill), Grasslands (Mount Pleasant), Putnam Valley (Putnam Valley), Cerrato (Mount Pleasant), Guard Hill (Bedford), Summit Ave (Port Chester), CMF (Yonkers), Hardscrabble Rd (Mount Pleasant), WHUD (Philipstown), Courthouse (White Plains), Maryknoll (New Castle), Wilmot Rd (New Rochelle), Croton Point Park (Croton-on-Hudson), MOB (White Plains), and Winged Foot (Mamaroneck Town); 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 \$650,000. The plan of financing includes the issuance of \$650,000 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 objects or purposes for which bonds authorized by this resolution is to be issued within the limitations of Section 11.00 a. 89 of the Law, is five (5) 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 \$650,000. 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. 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.

* * *

CAPITAL PROJECT FACT SHEET

Project ID:* BIT33	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-11-2023
Fact Sheet Year:* 2023	Project Title:* RADIO SITE INFRASTRUCTURE	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* INFORMATION TECHNOLOGY	CP Unique ID: 2118

Overall Project Description

The Department of Information Technology oversees the design, implementation, and management of large mission-critical radio systems utilized by the Department of Emergency Services, Public Safety, and Public Works and Transportation. These systems rely on supporting infrastructure at radio sites. This project will address the rehabilitation or replacement in order to maintain reliability levels appropriate for emergency response systems. In addition, some of the infrastructure at the County's pre-2005 radio sites was not originally built to meet current standards and guidelines for critical communication sites and needs to be improved to meet these standards.

- | | | |
|--|--|--|
| <input 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	2023	2024	2025	2026	2027	Under Review
Gross	1,625	1,625	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	1,625	1,625	0	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 473

Current Bond Description: This request will fund services and materials required for rehabilitation or replacement of critical radio tower site equipment and infrastructure such as antenna systems, equipment shelter components, primary and backup electrical power systems, security and access control systems, and HVAC systems as needed at the following radio sites:

60-Control (Mount Pleasant)DPS HQ (Mount Pleasant)Mohansic (Yorktown)
 Adams Lane (Pound Ridge)Dunwoodie (Yonkers)Mountain Ave (Mount Kisco)
 Airport Hangar E2 (Harrison)EOC (Mount Pleasant)Mountain Lakes (North Salem)
 Alpine (Alpine, NJ)Fox Lane (Bedford)Playland (Rye City)
 Benefield Blvd (Peekskill)Grasslands (Mount Pleasant)Putnam Valley (Putnam Valley)
 Cerrato (Mount Pleasant)Guard Hill (Bedford)Summit Ave (Port Chester)
 CMF (Yonkers)Hardscrabble Rd (Mount Pleasant)WHUD (Philipstown)
 Courthouse (White Plains)Maryknoll (New Castle)Wilmot Rd (New Rochelle)
 Croton Point Park (Croton-on-Hudson)MOB (White Plains)Winged Foot (Mamaroneck Town)

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	650,000
Cash:	0
Total:	\$ 650,000

SEQR Classification:
TYPE II

Amount Requested:
650,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2014	325,000	MOBILE GENERATOR PAD INSTALLATION, SECURITY CAMERA ADDITIONS/IMPROVEMENTS AND GUARD HILL SITE IMPROVEMENT
2015	325,000	INFRASTRUCTURE REHABILITATION, REPLACEMENT, AND UPDATED SYSTEMS
2016	325,000	INFRASTRUCTURE REHABILITATION, REPLACEMENT, AND UPDATED SYSTEMS
2017	325,000	CONTINUATION OF THIS PROJECT
2018	325,000	FUNDS ADDITIONAL SITES.

Total Appropriation History:

1,625,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
14	121	325,000	242,039	RADIO SITE INFRASTRUCTURE IMPROVEMENTS AT VARIOUS WC FACILITIES
15	183	325,000	71,459	RADIO SITE INFRASTRUCTURE

Total Financing History:

650,000

Recommended By:

Department of Planning
WBB4

Date
02-10-2023

Department of Public Works
JZR7

Date
02-14-2023

Budget Department
DEV9

Date
02-16-2023

Requesting Department
DDMK

Date
02-16-2023

RADIO SITE INFRASTRUCTURE (BIT33)

User Department : Information Technology

Managing Department(s) : Information Technology ;

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	2023	2024	2025	2026	2027	Under Review
Gross	1,625	1,625	473						
Non County Share									
Total	1,625	1,625	473						

Project Description

The Department of Information Technology oversees the design, implementation, and management of large mission-critical radio systems utilized by the Department of Emergency Services, Public Safety, and Public Works and Transportation. These systems rely on supporting infrastructure at radio sites. This project will address the rehabilitation or replacement in order to maintain reliability levels appropriate for emergency response systems. In addition, some of the infrastructure at the County's pre-2005 radio sites was not originally built to meet current standards and guidelines for critical communication sites and needs to be improved to meet these standards.

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
2014	325,000	Mobile generator pad installation, security camera additions/improvements and Guard Hill site improvement	IN PROGRESS
2015	325,000	Infrastructure rehabilitation, replacement, and updated systems	IN PROGRESS
2016	325,000	Infrastructure rehabilitation, replacement, and updated systems	AWAITING BOND AUTHORIZATION
2017	325,000	Continuation of this project	AWAITING BOND AUTHORIZATION
2018	325,000	Funds additional sites.	AWAITING BOND AUTHORIZATION
Total	1,625,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	1,625,000	313,498	1,311,502
Total	1,625,000	313,498	1,311,502

**RADIO SITE INFRASTRUCTURE
(BIT33)**

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
121 14	325,000	12/01/22	220,159	82,961
		12/01/22	21,880	
183 15	325,000	12/15/17	60,295	253,541
		12/15/17	11,071	
		12/15/17	94	
Total	650,000		313,498	336,502

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 May 15, 2023 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 10, 2023

WVOX
FIOS1
News Channel 12
The Journal News

Hometown Media

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:

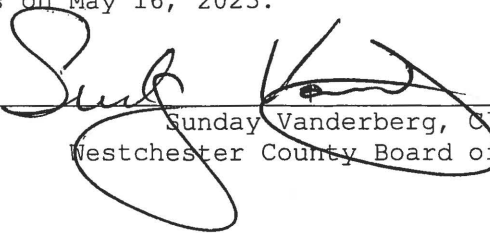
Designated Location(s)
of posted notice

Date of Posting
May 10, 2023

www.westchesterlegislators.com

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on May 16, 2023.





Sunday Vanderberg, Clerk
Westchester County Board of Legislators

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

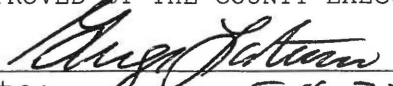
AYES: Legislator Jose Alvarado
 Legislator Nancy Barr
 Legislator Catherine Borgia
 Legislator Benjamin Boykin
 Legislator Terry Clements
 Legislator Margaret Cunzio
 Legislator Vedat Gashi
 Legislator David Imamura
 Legislator Christopher Johnson
 Legislator Damon Maher
 Legislator James Nolan
 Legislator Catherine Parker
 Legislator Erika Pierce
 Legislator Colin Smith
 Legislator David Tubiolo
 Legislator Jewel Williams-Johnson
 Legislator Tyrae Woodson-Samuels

NOES:

ABSENT:

The Bond Act was thereupon declared duly adopted.

* * * * * * *
APPROVED BY THE COUNTY EXECUTIVE



Date: 5-18-23

STATE OF NEW YORK)
) ss.
WESTCHESTER COUNTY)

I HEREBY CERTIFY that I have compared the foregoing (Bond) Act, (Bond) Act No. 91 - 2023, 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 May 15, 2023, and approved by the County Executive on May 18, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 19th day of May, 2023.



Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

