REFERENCE: RGC12
RMUS3
RMUS7
RWPR4

ACT NO. -20_____

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING VARIOUS PRIOR BOND ACTS ADOPTED ON THEIR RESPECTIVE DATES, IN RELATION TO THE CONSTRUCTION OF RECREATIONAL AREA IMPROVEMENTS, AT THE MAXIMUM ESTIMATED COST OF $16,520,000. (Adopted , 20_____).

WHEREAS, this Board has heretofore duly authorized the issuance of an aggregate $835,000 bonds to finance the cost of preparation of surveys, preliminary and detailed plans, specifications and estimates necessary for the construction of various recreational improvements at various County-owned facilities in the following amounts and pursuant to the following Acts duly adopted on the following dates:

Facility	Bond Act	Date Adopted	Amount
Dunwoodie Maintenance Building	52-2013	April 15, 2013	$350,000
Muscoot lavatories	50-2013	April 15, 2013	100,000
Muscoot Site Work	44-2015	March 23, 2015	160,000
Ward Pound Ridge Dams	90-2017	May 22, 2017	225,000

WHEREAS, it is now appropriate to authorize such improvements, and it is necessary to increase the amount of bonds to be issued and the appropriation for such project by $15,685,000; 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 acts duly adopted by this Board on the dates set forth are hereby amended and consolidated to read as follows:

BOND ACT AUTHORIZING THE ISSUANCE OF $16,520,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE CONSTRUCTION OF RECREATIONAL AREA IMPROVEMENTS AT VARIOUS COUNTY-OWNED FACILITIES; STATING THE ESTIMATED TOTAL COST THEREOF IS $16,520,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF $16,520,000 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; $16,520,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance all or a portion of the costs of the partial rehabilitation of Bronx River Parkway and the construction of bridge improvements thereon, to wit: (a) the planning, construction of and construction management for a new maintenance facility for Dunwoodie Golf Course, (b) the planning, construction and construction management of a new restroom building, new septic system, renovations to the existing restrooms and associated infrastructure and site work at Muscoot Farm, (c) the planning, construction and construction management of parking lot and pathway improvements, drainage

improvements, pasture fencing and associated site work and landscaping throughout Muscoot Farm, and (d) the planning, construction and construction management for improvements to various dams, spillways and riverbanks at the Ward Pound Ridge Reservation, 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 total cost of said object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is $16,520,000. The plan of financing includes the issuance of $16,520,000 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 the object or purpose for which said $16,520,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 19(c) 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 $16,520,000. 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 $16,520,000 as the estimated total cost of the aforesaid object or purpose 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_____.

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

(SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on various dates 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 $16,520,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE CONSTRUCTION OF RECREATIONAL AREA IMPROVEMENTS AT VARIOUS COUNTY-OWNED FACILITIES; STATING THE ESTIMATED TOTAL COST THEREOF IS $16,520,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF $16,520,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (adopted on September 16, 2019 and amended on _____, 20_____)

object or purpose: to finance all or a portion of the costs of the partial rehabilitation of Bronx River Parkway and the construction of bridge improvements thereon, to wit: (a) the planning, construction of and construction management for a new maintenance facility for Dunwoodie Golf Course, (b) the planning, construction and construction management of a new restroom building, new septic system, renovations to the existing restrooms and associated infrastructure and site work at Muscoot Farm, (c) the planning, construction and construction management of parking lot and pathway improvements, drainage improvements, pasture fencing and associated site work and landscaping throughout Muscoot Farm, and (d) the planning, construction and construction management for improvements to various dams, spillways and riverbanks at the Ward Pound Ridge Reservation, 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: $16,520,000; fifteen (15) 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

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: _____ ☐ **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

RGC12, RMUS3, RMUS7, RWPR4

SECTION B - BONDING AUTHORIZATIONS
To Be Completed by Finance

Total Principal $ 16,520,000 **PPU** 15 **Anticipated Interest Rate** 2.99%

Anticipated Annual Cost (Principal and Interest): $ 578,994

Total Debt Service (Annual Cost x Term): $ 8,684,910

Finance Department: Interest rates from September 9, 2022 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: 180

SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff ☐ Consultant ☐ Not Applicable

Prepared by: Jonna Robins

Title: Program Administrator (Capital Plannin

Department: Public Works & Transportation

Date: 9/9/22

Reviewed By: _____
Budget Director

Date: 9/12/22

Project ID:*
RGC12

☐ **CBA**

Fact Sheet Date:*
05-18-2022

Fact Sheet Year:*
2022

Project Title:*
DUNWOODIE GOLF COURSE FACILITY IMPROVEMENTS

Legislative District ID:
16,

Category*
RECREATION FACILITIES

Department:*
PARKS, RECREATION & CONSERVATION

CP Unique ID:
1962

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

☒ 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	2022	2023	2024	2025	2026	Under Review
Gross	6,020	6,020	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	6,020	6,020	0	0	0	0	0	0

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

Current Bond Description: This request will fund construction and construction management for a new maintenance facility for Dunwoodie.

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:
This request is to amend bond #13-52 upward and add construction and construction management.

Energy Efficiencies:
USE OF HIGH EFFICIENCY MECHANICAL AND PLUMBING FIXTURES AND LED LIGHTING.

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	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	**Date**
WBB4	05-27-2022
Department of Public Works	**Date**
JZR7	06-06-2022
Budget Department	**Date**
LMY1	06-07-2022
Requesting Department	**Date**
KUU1	06-07-2022

Project ID:*
RMUS3

☐ **CBA**

Fact Sheet Date:*
05-23-2022

Fact Sheet Year:*
2022

Project Title:*
MUSCOOT FARM INFRASTRUCTURE

Legislative District ID:
2,

Category*
RECREATION FACILITIES

Department:*
PARKS, RECREATION & CONSERVATION

CP Unique ID:
1968

Overall Project Description

The project provides for infrastructure improvements at the farm, such as, a new potable water system, electrical upgrades, renovations and expansion of the public restroom facilities, main septic system and associated site work.

☒ 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	2022	2023	2024	2025	2026	Under Review
Gross	9,140	9,140	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	9,140	9,140	0	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 1,580

Current Bond Description: This reqquest will fund construction and construction management of a new restroom building, new septic system, renovations to the existing restrooms and associated infrastructure and site work.

Financing Plan for Current Request:

Non-County Shares:	$ 0
Bonds/Notes:	7,310,000
Cash:	0
Total:	**$ 7,310,000**

SEQR Classification:
TYPE I

Amount Requested:
7,310,000

Comments:

Energy Efficiencies:

Year	Amount	Description
2000	250,000	DESIGN OF BRIDGE ABUTMENTS FOR CONNECTING MUSCOOT FARM WITH LASDON PARK
2001	500,000	DESIGN & RENOVATION/CONSTRUCTION OF STONE WALLS, FENCES AND PATHWAYS; ELECTRICAL UPGRADE DESIGN
2002	100,000	DESIGN FOR RESTORATION OF BUILDINGS
2003	130,000	RESTORATION OF CHICKEN COOP
2005	500,000	UPGRADE OF POTABLE WATER SYSTEM
2009	250,000	DESIGN FOR RESTORATION OF THE WAGON SHED
2013	100,000	DESIGN OF RENOVATION/EXPANSION OF PUBLIC RESTROOMS
2015	1,200,000	CONSTRUCTION OF THE RENOVATION AND EXPANSION OF ASSOCIATED RESTROOM FACILITIES WORK
2019	3,080,000	$50,000 FOR ANIMAL PASTURE FENCE AND $3,030,000 FOR THE RENOVATION AND EXPANSION OF THE RESTROOMS, SEPTTIC AND SITE WORK
2020	3,030,000	RENOVATION AND EXPANSION OF THE RESTROOMS, SEPTIC AND SITE WORK

Total Appropriation History:

9,140,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
00	106C	15,000	15,000	PRELIMS. FOR IMPROVEMENTS FOR VARIOUS PARKS
02	184	100,000	100,000	PRELIMS.: REC. AREA IMPROVMTS. MUSCOOT
06	120	1,315,000	1,315,000	MUSCOOT FARMS IMPROVEMENTS
13	50	100,000	0	PREPERATION OF SURVEYS AND PRELIMINARY PLANS FOR MUSCOOT FARM INFRASTRUCTURE

Cash History (in thousands):

Year	Amount	Description
	50,000	CASH

Total Financing History:

1,580,000

Recommended By:

Department of Planning	**Date**
WBB4	05-27-2022
Department of Public Works	**Date**
JZR7	06-06-2022
Budget Department	**Date**
LMY1	06-07-2022
Requesting Department	**Date**
KUU1	06-07-2022

Project ID:*	☐ CBA	Fact Sheet Date:*
RMUS7		05-24-2022
Fact Sheet Year:*	**Project Title:***	**Legislative District ID:**
2022	MUSCOOT FARM SITE WORK	2,
Category*	**Department:***	**CP Unique ID:**
RECREATION FACILITIES	PARKS, RECREATION & CONSERVATION	1970

Overall Project Description

This project will restore the walks, stone walls, drainage, site work, building entrances and ramps, park roads, parking lots, culverts and landscaping throughout the farm. The work will include restoration of the farm landscape necessary to protect and preserve the important historic character while providing safe public access.

☒ 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	2022	2023	2024	2025	2026	Under Review
Gross	2,885	2,885	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	2,885	2,885	0	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 128

Current Bond Description: This request will fund construction and construction management of parking lot and pathway improvements, drainage improvements, pasture fencing and associated site work and landscaping throughout the farm.

Financing Plan for Current Request:

Non-County Shares:	$ 0
Bonds/Notes:	2,725,000
Cash:	0
Total:	**$ 2,725,000**

SEQR Classification:

TYPE I

Amount Requested:

2,725,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2014	160,000	DESIGN FOR THIS PROJECT
2016	2,550,000	CONSTRUCTION AND CONSTRUCTION MANAGEMENT
2020	175,000	PARKING LOT DRAINAGE AND SITE WORK, AND PASTURE FENCING

Total Appropriation History:

2,885,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
15	44	160,000	0	MUSCOOT FARM SITE WORK

160,000

Recommended By:

Department of Planning	**Date**
WBB4	05-27-2022
Department of Public Works	**Date**
JZR7	06-06-2022
Budget Department	**Date**
LMY1	06-07-2022
Requesting Department	**Date**
KUU1	06-07-2022

Project ID:*	☐ CBA	Fact Sheet Date:*
RWPR4		05-18-2022
Fact Sheet Year:*	**Project Title:***	**Legislative District ID:**
2022	WARD POUND RIDGE RESERVATION DAM PROJECT	2,
Category*	**Department:***	**CP Unique ID:**
RECREATION FACILITIES	PARKS, RECREATION & CONSERVATION	1964

Overall Project Description

This project funds improvements to the Dams and spillways, and riverbanks at Ward Pound Ridge Reservation.

☒ 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	2022	2023	2024	2025	2026	Under Review
Gross	1,825	1,825	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	1,825	1,825	0	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 208

Current Bond Description: This request will fund construction and construction management for improvements to various dams, spillways and riverbanks at Ward Pound Ridge.

Financing Plan for Current Request:

Non-County Shares:	$ 0
Bonds/Notes:	1,600,000
Cash:	0
Total:	**$ 1,600,000**

SEQR Classification:

UNLISTED

Amount Requested:

1,600,000

Comments:

The request is to amend bond act #17-90 upward and add construction and construction management.

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2016	225,000	DESIGN
2018	1,600,000	CONSTRUCTION AND CONSTRUCTION MANAGEMENT.

Total Appropriation History:

1,825,000

Year	Bond Act #	Amount	Issued	Description
17	90	225,000	0	COST OF PLANNING RECREATIONAL AREA IMPROVEMENTS AT WARD POUND RIDGE RESERVATION

Total Financing History:
225,000

Recommended By:

Department of Planning WBB4	**Date** 08-04-2022
Department of Public Works RJB4	**Date** 08-04-2022
Budget Department LMY1	**Date** 08-08-2022
Requesting Department JZR7	**Date** 08-08-2022