

George Latimer County Executive

July 22, 2024

Westchester County Board of Legislators 800 Michaelian Office Building White Plains, New York 10601

Dear Members of the Board of Legislators:

Transmitted herewith for your review and approval is a bond act (the "Bond Act") which, if adopted by your Honorable Board, would authorize the County of Westchester (the "County") to issue up to \$1,750,000 in bonds of the County to finance the following capital project:

T009G - Paratransit Vehicles IV ("T009G").

Bonding authorization in the amount of \$1,750,000 is required to finance the cost of acquisition of paratransit vehicles and associated equipment for use County-wide.

The Department of Public Works and Transportation (the "Department") has advised that T009G provides for the acquisition of vehicles to maintain the County's paratransit service fleet at an adequate level of capacity and reliability to efficiently meet Federal and State guidelines for the delivery of this mandated service.

It is anticipated that the vehicles will be ordered approximately 90 days after receipt of bonding authorization.

It should be noted that your Honorable Board has previously authorized bonding in connection with separate components of T009G as indicated in the annexed fact sheet. The Department has advised that it is continuing to increase the percentage of energy efficient hybrid vehicles in this fleet segment to the fullest practical extent.

As this project is in the best interests of the County, I recommend approval of the attached legislation.

Sincerely,

George Latimer County Executive

GL/HJG/jpg/nn Attachments

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

Your Committee is in receipt of a transmittal from the County Executive recommending approval of a bond act (the "Bond Act") which, if adopted, will authorize the County of Westchester ("County") to issue up to \$1,750,000 in bonds of the County to finance a portion of capital project T009G - Paratransit Vehicles IV ("T009G").

Your Committee is advised that the Bond Act, which was prepared by the law firm of Harris Beach, PLLC, will finance the cost of acquisition of paratransit vehicles and associated equipment for use County-wide.

The Department of Public Works and Transportation (the "Department") has advised that T009G provides for the acquisition of vehicles to maintain the County's paratransit service fleet at an adequate level of capacity and reliability to efficiently meet Federal and State guidelines for the delivery of this mandated service.

It is anticipated that the vehicles will be ordered approximately 90 days after receipt of bonding authorization.

It should be noted that your Honorable Board has previously authorized bonding in connection with separate components of T009G as indicated in the annexed fact sheet. The Department has advised that it is continuing to increase the percentage of energy efficient hybrid vehicles in this fleet segment to the fullest practical extent.

The Planning Department has advised 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, which is an action determined not to have a significant effect on the environment and therefore does not require further environmental review. Your Committee has reviewed the annexed SEQR documentation sheet prepared by the Planning Department and concurs with this recommendation.

Please note that an affirmative vote of two-thirds of the members of your Honorable Board is required in order to adopt the attached Bond Act.

Your Committee has carefully considered the proposed Bond Act and recommends approval of said Act.

Dated:

, 2024

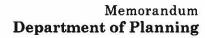
White Plains, New York

## **COMMITTEE ON**

S/jpg 6-17-24

## **FISCAL IMPACT STATEMENT**

CAPITAL PROJECT	#: <u>T009G</u>	NO FISCAL IMPACT PROJECTED			
	SECTION A - CAPITAL BUD To Be Completed by				
X GENERAL FU		SPECIAL DISTRICTS FUND			
	Source of County Funds (check one):	X Current Appropriations			
		Capital Budget Amendment			
	SECTION B - BONDING AUT	HORIZATIONS			
	To Be Completed by F	Finance			
Total Princip	al \$ 1,750,000 <b>PPU</b>	5 Anticipated Interest Rate 3.11%			
Anticipated A	Annual Cost (Principal and Interest):	\$ 388,024			
Total Debt Se	ervice (Annual Cost x Term):	\$ 1,940,120			
Finance Depa	artment: maab 7-8-24				
	SECTION C - IMPACT ON OPERATING BUDG To Be Completed by Submitting Departme				
		ar and veriewen by punker			
en_are core as dress to	ated Expenses (Annual): \$	9			
Potential Rel	ated Revenues (Annual): \$	-			
	avings to County and/or impact of departn detail for current and next four years):	nent operations			
(describe in	aetan for current and next four years).				
1	3 1323	· · · · · · · · · · · · · · · · · · ·			
	SECTION D - EMPLO	VAACAIT			
5	As per federal guidelines, each \$92,000 of a				
Number of F	all Time Equivalent (FTE) Jobs Funded:	19			
Prepared by:	Michael Swee	$\Lambda_{i} \times \mathcal{D}$ .			
Title:	Director of Surface Transportation	Reviewed By: Matrix Cayall			
Department:	Public Works & Transportation	W// Budget Director			
Date:	7/9/24	Date: 7/19/d4			





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:

July 1, 2024

SUBJECT:

STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:

T009G PARATRANSIT VEHICLES IV

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on

05-31-2024 (Unique ID: 2556)

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)(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:** None.

#### DSK/dvw

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

Claudia Maxwell, Principal Environmental Planner

Michael Lipkin, Associate Planner

## ACT NO. -20

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,750,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF PARATRANSIT VEHICLES AND ASSOCIATED EQUIPMENT FOR USE COUNTY-WIDE; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,750,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,750,000 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, \$1,750,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the acquisition of paratransit vehicles and associated equipment for use County-wide; 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 \$1,750,000. The plan of financing includes the issuance of \$1,750,000 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. 29 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 \$1,750,000. 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.

\* \* \*

STATE OF NEW YORK	)	
	: ss.	:
COUNTY OF WESTCHESTER	)	
I HEREBY CERTIFY	that I h	have compared the foregoing Act No20_ with
the original on file in my office, and the	at the sar	me is a correct transcript therefrom and of the whole
of the said original Act, which was dul	y adopte	ed by the County Board of Legislators of the County
of Westchester on , 20_ and	approve	d by the County Executive on , 20
IN WITNESS WHERE	OF, I	have hereunto set my hand and affixed the corporate
	S	eal of said County Board of Legislators this day
	o	f , 20
	Т	he Clerk and Chief Administrative Officer of the

(SEAL)

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, 20 and approved 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 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 NO20
BOND ACT AUTHORIZING THE ISSUANCE OF \$1,750,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF PARATRANSIT VEHICLES AND ASSOCIATED EQUIPMENT FOR USE COUNTY-WIDE; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,750,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,750,000 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 the acquisition of paratransit vehicles and associated
equipment for use County-wide; at the estimated maximum cost of \$1,750,000; 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: \$1,750,000; five (5) 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

## CAPITAL PROJECT FACT SHEET

Project ID:*	□СЕ	BA		₩.	act Sheet		27-60	
T009G				U	5-16-2024	+		
Fact Sheet Year:*	The same and the	ect Title:*			.egislative	District	ID:	
2024	PAR	ATRANSIT VEHIC	LES IV	858	LL			
Category*	30-00-00-00-00-00-00-00-00-00-00-00-00-0	rtment:*			CP Unique	e ID:		
TRANSPORTATION	AIRP	ORT/DOT		2	556			
Overall Project Description  This project provides for the acque capacity and reliability to efficient								evel of
■ Best Management Practices	□ En	ergy Efficiencies			Infrastru	cture		
☐ Life Safety	□ Pro	ject Labor Agreeme	ent		Revenue			
☐ Security	□ Oth	ner						
FIVE VEAR CARITAL BROCK	D 4 5 8 18 18 18 18 18 18 18 18 18 18 18 18 1							
FIVE-YEAR CAPITAL PROG	Estimated	andsj		. 1				
	Ultimate Total Cost	Appropriated	2024	2025	2026	2027	2028	Under Review
Gross	12,934	12,934	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	12,934	12,934	0	0	0	0	0	0
Expended/Obligated Amount (in	nding is request		ncement ve	ehicles, as	sociated e	quipment	and relate	d services.
Financing Plan for Current Req Non-County Shares:	uest:	s 0						
Bonds/Notes:		1,750,000						-
Cash:		0						
Total:		\$ 1,750,000						
SEQR Classification: TYPE II								
Amount Requested:								
1,750,000								
Expected Design Work Provider	r:							
☐ County Staff	<del></del> :	nsultant		×	Not App	licable		
Comments:								
Energy Efficiencies:								

07-08-2024 03:04:22 PM Page 1 of 2

#### **Appropriation History:**

Year	Amount	Description
2015	1,378,000	REPLACEMENT OF 10 TRADITIONAL VANS AND 20 TRANSIT CONNECTS
2016	2,196,000	CONTINUATION OF THIS PROJECT AND THE PURCHASE OF MOBILE DATA TERMINALS (MDT)
2017	1,400,000	CONTINUATION OF THIS PROJECT.
2018	1,400,000	CONTINUATION OF PROJECT.
2019	1,460,000	CONTINUATION OF THIS PROJECT
2020	1,600,000	CONTINUATION OF THIS PROJECT
2022	1,750,000	CONTINUATION OF THIS PROJECT
2023	1,750,000	CONTINUATION OF THIS PROJECT

#### **Total Appropriation History:**

12,934,000

## Financing History:

Year	Bond Act #	Amount	Issued	Description
15	149	1,378,000	1,377,984	PARATRANSIT VEHICLES
16	137	2,196,000	2,159,100	ACQUISITION OF PARATRANSIT VEHICLES AND ASSOCIATED EQUIPMENT FOR USE COUNTY WIDE
17	135	1,400,000	1,399,783	ACQUISITION OF PARATANSIT VEHICLES AND ASSOCIATED EQUIPMENT
18	79	1,400,000	1,399,214	PURCHASE OF REPLACEMENT PARATRANSIT VEHICLES AND ASSOCIATED EQUIPMENT
19	105	1,460,000	1,424,197	PURCHASE OF REPLACEMENT PARATRANSIT VEHICLES AND ASSOCIATED EQUIPMENT
20	202	1,600,000	1,166,402	ACQUISITION OF PARATRANSIT VEHICLES AND ASSOCIATED EQUIPMENT FOR USE COUNTY- WIDE
21	220	1,750,000	9.505	PARATRANSIT VEHICLES

#### **Total Financing History:**

11,184,000

MAS9

## Recommended By:

Department of Planning
MLLL
05-31-2024

Department of Public Works
RJB4
05-31-2024

Budget Department
Dev9
06-13-2024

Requesting Department
Date

06-17-2024

# PARATRANSIT VEHICLES IV ( T009G )

**User Department:** 

Airport/DOT

Managing Department(s):

Airport/DOT ;

**Estimated Completion Date:** 

TBD

Planning Board Recommendation: Project without physical planning aspects of concern to the Westchester County Planning Board.

FIVE YEAR CAPITAL P	ROGRAM (in t	housands)							72 24 3h
	Est Ult Cost A	ppropriated	Exp / Obl	2024	2025	2026	2027	2028	Under
Gross	12,934	12,934	8,951						Reviev
Non County Share									
Total	12,934	12,934	8,951						

#### **Project Description**

This project provides for the acquisition of vehicles to maintain the County's ParaTransit service fleet at an adequate level of capacity and reliability to efficiently meet Federal and State guidelines for the delivery of this mandated service.

#### **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
2015	1,378,000	Replacement of 10 traditional vans and 20 transit connects	COMPLETE
2016	2,196,000	Continuation of this project and the purchase of Mobile Data Terminals (MDT)	COMPLETE
2017	1,400,000	Continuation of this project.	COMPLETE
2018	1,400,000	Continuation of project.	COMPLETE
2019	1,460,000	Continuation of this project	IN PROGRESS
2020	1,600,000	Continuation of this project	IN PROGRESS
2022	1,750,000	Continuation of this project	IN PROGRESS
2023	1,750,000	Continuation of this project	AWAITING BOND AUTHORIZATION
Total	12,934,000		

Prior Appropriations			
	Appropriated	Collected	Uncollected
Bond Proceeds	12,934,000	8,838,887	4,095,113
Total	12,934,000	8,838,887	4,095,113

# PARATRANSIT VEHICLES IV ( T009G )

Balance	<b>Amount Sold</b>	Date Sold	Amount	ct	Bond A
16	1,233,296	12/15/16	1,378,000	15	149
	110,861	12/15/17			
	20,355	12/15/17			
	172	12/15/17			
	13,300	12/10/18			
36,900	1,602,988	12/15/17	2,196,000	16	137
	294,325	12/15/17			
	2,487	12/15/17			
	189,438	12/10/18			
	38,321	12/10/19			
	7,567	12/10/19			
	23,974	12/01/21			
217	1,386,011	12/10/18	1,400,000	17	135
	2,315	12/10/19			
	457	12/10/19			
	11,000	12/01/21			
786	1,117,474	12/10/19	1,400,000	18	79
	220,673	12/10/19			
	24,067	04/30/20			
	37,000	12/01/21			
38,655	1,044,374	04/30/20	1,460,000	19	105
enter a una Marian y graphica de sign	376,971	12/01/21			
518,538	983,701	12/01/22	1,600,000	20	202
	97,761	12/01/22			
1,750,000			1,750,000	21	220
2,345,113	8,838,887		11,184,000	al	Tot