

Public Safety Meeting Agenda



Committee Chair: Terry Clements

800 Michaelian Office Bldg.
148 Martine Avenue, 8th Floor
White Plains, NY 10601
www.westchesterlegislators.com

Tuesday, October 7, 2025

2:00 PM

Committee Room

CALL TO ORDER

Please note: Meetings of the Board of Legislators and its committees are held at the Michaelian Office Building, 148 Martine Avenue, White Plains, New York, 10601, and remotely via the WebEx video conferencing system. Legislators may participate in person or via Webex. Members of the public may attend meetings in person at any of its locations, or view it online on the Westchester County Legislature's website:

<https://westchestercountyny.legistar.com/> This website also provides links to materials for all matters to be discussed at a given meeting.

Legislator Colin Smith will be participating remotely from 1132 Main Street Suite 1 Peekskill, NY 10566

Legislator Margaret Cunzio will be participating remotely from 770 Commerce St. Thornwood, NY 10594

MINUTES APPROVAL

I. ITEMS FOR DISCUSSION

Discussion regarding federal budget cuts to the Department of Homeland Security

Guests:

Department of Emergency Services:
Commissioner Susan Spear

Department of Public Safety:
Chief James Luciano

2025-404 **IMA-Police Services-Cortlandt**

AN ACT authorizing the County of Westchester, acting by and through its Department of Public Safety Services, to enter into an intermunicipal agreement with the Town of Cortlandt for a term commencing retroactively on February 1, 2025 through January 31, 2030 for supplemental police services to the Town.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

Guests:

Department of Public Safety:

Captain Frank Donovan

2025-391 **BOND ACT(Amended)-BCR61-Parking Structure Infrast. Improvements**

A BOND ACT (Amended) authorizing the removal of ONE MILLION, TWO HUNDRED TWENTY-FIVE THOUSAND (\$1,225,000) DOLLARS and decrease the estimated maximum amount of bonds authorized thereunder from SIX MILLION, ONE HUNDRED THOUSAND (\$6,100,000) DOLLARS to FOUR MILLION, EIGHT HUNDRED SEVENTY-FIVE THOUSAND (\$4,875,000) DOLLARS for Capital Project BCR61 - Parking Structure Infrastructure Improvements.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND PUBLIC SAFETY

Guests:

Department of Corrections:

Senior Assistant Warden, Karl Vollmer
Deputy Commissioner, Michael Gerald

2025-392 **BOND ACT-BCR61-Parking Structure Infrast. Improvements**

A BOND ACT authorizing the issuance of FOURTEEN MILLION (\$14,000,000) in bonds of Westchester County to finance Capital Project BCR61 - Parking Structure Infrastructure Improvements.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND PUBLIC SAFETY

Guests:

Department of Corrections:

Senior Assistant Warden, Karl Vollmer
Deputy Commissioner, Michael Gerald

II. OTHER BUSINESS

III. RECEIVE & FILE

ADJOURNMENT



Kenneth W. Jenkins
County Executive

September 2, 2025

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

Dear Honorable Members of the Board of Legislators:

Transmitted herewith for your review and approval is an Act which, if adopted by your Honorable Board, would authorize the County of Westchester ("County"), acting by and through its Department of Public Safety Services ("WCDPS") to enter into an intermunicipal agreement ("IMA") with the Town of Cortlandt (the "Town") for a term commencing retroactively on February 1, 2025 and expiring January 31, 2030, whereby the County, acting through WCDPS, will provide police services to the Town as a supplement to the New York State Police (the "State Police"), which is the police agency responsible for patrolling the Town and responding to emergency calls.

As your Honorable Board may be aware, the Town abolished its police force effective January 1, 1999, and since that time has had an arrangement with the State Police to provide primary police coverage for the Town. Since March, 1999, the County has been providing supplemental police services pursuant to agreements with the Town. The most recent intermunicipal agreement with the Town, which your Honorable Board authorized by Act No. 240-2019, and by Act No. 62-2022, expired on January 31, 2025.

Under the terms of the proposed IMA, the County will provide, on a daily basis, two (2) County Police Officers daily, divided into two eight-hour shifts, for the purpose of providing supplemental police services to the Town.

Additionally, the County will provide (1) County Police Officer, specifically trained as a Community Resource Officer (the "CRO"), on a five (5) day a week basis, who will provide community resource services ("CRO Services") to the Town, on a 40-hour work week schedule.

Office of the County Executive
Michaelian Office Building
148 Martine Avenue
White Plains, New York 10601

Telephone: (914)995-2900 E-mail: ceo@westchestergov.com

The additional services of the CRO were supplemented to enhance the overall safety and quality of life in the community through creative strategies that help to build trusting relationships, foster behavioral modifications and deter criminal activity. The specialized patrol, outreach, enforcement activities and deployment of this officer will be supported by a precision policing and intelligence driven patrol concept customized to the needs of the community. Through consistency and relationship building, the assigned officer will utilize a combination of tactics including proactive outreach within the community with a special focus on crime prevention, mitigating diversity gaps, supporting underprivileged segments of the community, patrol level field investigations, and condition/ crime pattern analysis. The activity of the CRO will be fluid and guided by the needs and input of the community in partnership with Town officials and the many diverse segments and stakeholders in the Town, subject to WCDPS department policies, standard operating procedures, and orders from WCDPS supervisors. WCDPS will provide the CRO with a patrol vehicle with specialized markings to assist in promoting and bringing greater awareness to the Town's community policing initiative and CRO.

Moreover, the County will provide (1) County Police Officer, specifically trained as a Traffic Enforcement Officer ("TSO"), on a five (5) day a week basis, who will provide traffic safety officer services ("Traffic Safety Officer Services") to the Town, on a 40-hour work week schedule.

A Sergeant shall supervise the police officers assigned to the Town, and the Town shall bear the cost of the Sergeant on a pro-rata basis.

Under the terms of the proposed IMA, the Town will permit the County to have use of part of the former police facility at the Cortlandt Town Hall at no charge to the County.

Under the terms of the proposed IMA, the Town will pay the County a sum equal to the County's actual costs, which costs include salary, overtime, holiday pay, shift differential, and fringe benefits. Pending a year-end determination by the County as to what the actual costs are for the services provided, the Town will pay the County the following estimated costs, payable to the County in two equal installments due February 1st and November 1st:

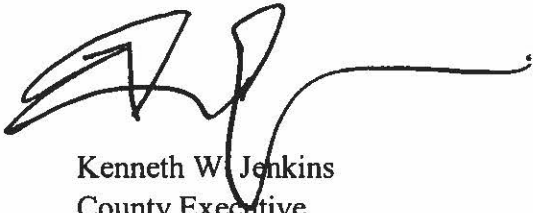
2025/2026 - **\$1,891,233**
2026/2027 - **\$1,938,438**
2027/2028 - **\$2,063,871**
2028/2029 - **\$2,150,982**
2029/2030 - **\$2,241,356**

At the end of each year of the IMA, the County will advise the Town as to the County's actual costs for the services for the preceding year. Any credits due to the Town, or charges owed by the Town, will be calculated based on the County's actual costs at the close of each year. The Town will make any additional payments based on this adjustment calculation for the previous year in two equal installments, payable on or before June 1 and October 1 of the upcoming year of the IMA. If a credit is due, the Town may deduct the amount of any such credit from the next payment due to the County. For the final year of the IMA, any credit due to the Town, or

additional charge owed by the Town, will be made within thirty (30) days of the expiration of the IMA by the appropriate party.

I believe that continuation of the IMA with the Town, on the terms set forth above, is in the best interests of the County. Therefore, I recommend your favorable action on the annexed proposed Act.

Very truly yours,

A handwritten signature in black ink, appearing to read 'KWJ', with a long horizontal flourish extending to the right.

Kenneth W. Jenkins
County Executive

KWJ/mb
Attachments

**HONORABLE BOARD OF LEGISLATORS
THE COUNTY OF WESTCHESTER**

Your Committee is in receipt of a communication from the County Executive recommending that your Honorable Board adopt an Act which, if adopted, would authorize would authorize the County of Westchester ("County"), acting by and through its Department of Public Safety Services ("WCDPS") to enter into an intermunicipal agreement ("IMA") with the Town of Cortlandt (the "Town") for a term commencing retroactively on February 1, 2025 and expiring January 31, 2030, whereby the County, acting through WCDPS, will provide police services to the Town as a supplement to the New York State Police (the "State Police"), which is the police agency responsible for patrolling the Town and responding to emergency calls.

As your Honorable Board may be aware, the Town abolished its police force effective January 1, 1999, and since that time has had an arrangement with the State Police to provide primary police coverage for the Town. Since March, 1999, the County has been providing supplemental police services pursuant to agreements with the Town. The most recent intermunicipal agreement with the Town, which your Honorable Board authorized by Act No. 240-2019, and by Act No. 62-2022, expired on January 31, 2025.

Under the terms of the proposed IMA, the County will provide, on a daily basis, two (2) County Police Officers daily, divided into two eight-hour shifts, for the purpose of providing supplemental police services to the Town.

Additionally, the County will provide (1) County Police Officer, specially trained as a Community Resource Officer (the "CRO"), on a five (5) day a week basis, who will provide community resource services ("CRO Services") to the Town, on a 40-hour work week schedule.

The additional services of the CRO were supplemented to enhance the overall safety and quality of life in the community through creative strategies that help to build trusting relationships, foster behavioral modifications and deter criminal activity. The specialized patrol, outreach, enforcement activities and deployment of this officer will be supported by a precision policing and intelligence driven patrol concept customized to the needs of the community. Through consistency

and relationship building, the assigned officer will utilize a combination of tactics including proactive outreach within the community with a special focus on crime prevention, mitigating diversity gaps, supporting underprivileged segments of the community, patrol level field investigations, and condition/ crime pattern analysis. The activity of the CRO will be fluid and guided by the needs and input of the community in partnership with Town officials and the many diverse segments and stakeholders in the Town, subject to WCDPS department policies, standard operating procedures, and orders from WCDPS supervisors. WCDPS will provide the CRO with a patrol vehicle with specialized markings to assist in promoting and brining greater awareness to the Town's community policing initiative and CRO.

Moreover, the County will provide (1) County Police Officer, specifically trained as a Traffic Enforcement Officer ("TSO"), on a five (5) day a week basis, who will provide traffic safety officer services ("Traffic Safety Officer Services") to the Town, on a 40-hour work week schedule. A Sergeant shall supervise the police officers assigned to the Town, and the Town shall bear the cost of the Sergeant on a pro-rata basis. Under the terms of the proposed IMA, the Town will permit the County to have use of part of the former police facility at the Cortlandt Town Hall at no charge to the County.

Under the terms of the proposed IMA, the Town will pay the County a sum equal to the County's actual costs, which costs include salary, overtime, holiday pay, shift differential, and fringe benefits. Pending a year-end determination by the County as to what the actual costs are for the services provided, the Town will pay the County the following estimated costs, payable to the County in two equal installments due February 1st and November 1st:

2025/2026 - \$1,891,233
2026/2027 - \$1,938,438
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At the end of each year of the IMA, the County will advise the Town as to the County's actual costs for the services for the preceding year. Any credits due to the Town, or charges owed by the Town, will be calculated based on the County's actual costs at the close of each year. The Town will

make any additional payments based on this adjustment calculation for the previous year in two equal installments, payable on or before June 1 and October 1 of the upcoming year of the IMA. If a credit is due, the Town may deduct the amount of any such credit from the next payment due to the County. For the final year of the IMA, any credit due to the Town, or additional charge owed by the Town, will be made within thirty (30) days of the expiration of the IMA by the appropriate party.

The Department of Planning has advised that the actions under the IMA do not meet the definition of an “action” under the State Environmental Quality Review Act (“SEQR”) and its implementing regulations, 6 NYCRR, Part 617. As such, no environmental review is required. Please refer to the memorandum from the Department of Planning dated January 14, 2025, which is on file with the Clerk of the Board of Legislators.

Your Committee has been advised that an affirmative vote of a majority of the voting strength of your Honorable Board is required to adopt the annexed Act. After review and careful consideration, your Committee recommends favorable action upon the proposed Act.

Dated: _____, 2025
White Plains, New York

COMMITTEE ON:

c/mb/9/2/25

FISCAL IMPACT STATEMENT

SUBJECT: Town of Cortlandt-IMA

☒ NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

SECTION A - FUND

☒ GENERAL FUND

☐ AIRPORT FUND

☐ SPECIAL DISTRICTS FUND

SECTION B - EXPENSES AND REVENUES

Total Current Year Expense \$ 1,891,233

Total Current Year Revenue \$ 1,891,233

Source of Funds (check one): ☒ Current Appropriations ☐ Transfer of Existing Appropriations

☐ Additional Appropriations ☐ Other (explain)

Identify Accounts: T628 38-A628-E628 Source of Funds: Town of Cortlandt

Potential Related Operating Budget Expenses: Annual Amount _____

Describe: N/A

Potential Related Operating Budget Revenues: Annual Amount _____

Describe: N/A

Anticipated Savings to County and/or Impact on Department Operations:

Current Year: _____

Next Four Years: 2026/2027 Expenses \$1,938,438 and Revenue \$1,938,438

2027/2028 Expenses \$2,063,871 and Revenue \$2,063,871

2028/2029 Expenses \$2,150,982 and Revenue 2,150,982

2029/2030 Expenses \$2,241,356 and Revenue \$2,241,356

Prepared by: Siva Gopalkrishna

Title: Director of Administrative Services

Department: Public Safety

Date: September 3, 2025

Reviewed By: 

Budget Director

Date: 9/9/25

ACT NO. _____ - 2025

An Act authorizing the County of Westchester, acting by and through its Department of Public Safety Services, to enter into an intermunicipal agreement with the Town of Cortlandt for a term commencing retroactively on February 1, 2025 through January 31, 2030, for supplemental police services to the Town.

BE IT ENACTED by the County Board of the County of Westchester as follows:

Section 1. The County of Westchester (the “County”) is hereby authorized to enter into an inter-municipal agreement (“IMA”) with the Town of Cortlandt (the “Town”) for a term commencing retroactively on February 1, 2025 through January 31, 2030, whereby the County, acting by and through its Department of Public Safety Services, shall provide supplemental police services to the Town.

§2. The Town shall pay the County a sum equal to the County's actual costs, which costs include salary, overtime, holiday pay, shift differential, and fringe benefits. The County shall provide, on a daily basis, two (2) County Police Officers daily, divided into two eight-hour shifts, for the purpose of providing supplemental police services to the Town. The County will also provide (1) County Police Officer, specially trained as a Community Resource Officer (the “CRO”), on a five (5) day a week basis, who will provide community resource services (“CRO Services”) to the Town, on a 40-hour work week schedule. Moreover, the County will provide (1) County Police Officer, specifically trained as a Traffic Enforcement Officer (“TSO”), on a five (5) day a week basis, who will provide traffic safety officer services (“Traffic Safety Officer Services”) to the Town, on a 40-hour work week schedule. A Sergeant shall supervise the police officers assigned to the Town, and the Town shall bear the cost of the Sergeant on a pro-rata basis. Pending a year-end determination by the County as to the County’s actual costs for the services provided, the Town will pay the County the following estimated costs, payable to the County in two equal installments due February 1st and November 1st:

2025/2026 - **\$1,891,233**
2026/2027 - **\$1,938,438**
2027/2028 - **\$2,063,871**
2028/2029 - **\$2,150,982**
2029/2030 - **\$2,241,356**

Notwithstanding the above, at the end of each year of the IMA, the County shall advise the Town as to the County’s actual costs for the services for the preceding year. Any credits due to the Town or charges owed by the Town will be calculated based on the County's actual costs at the close of each year. The Town will make any additional payments based on this adjustment calculation for the

previous year in two equal installments, payable on or before June 1st and October 1st of the upcoming year of the IMA. If a credit is due, the Town may deduct the amount of any such credit from the next payment due to the County. For the final year of the IMA, any credit due to the Town or additional charge owed by the Town will be made within thirty (30) days of the expiration of the IMA by the appropriate party.

§3. The Town shall permit the County to have use of part of the former police facility at Cortlandt Town Hall at no charge to the County.

§4. The County Executive or his authorized designee be and hereby is authorized and empowered to execute all instruments and to take all action necessary and appropriate to effectuate and accomplish the purposes hereof.

§5. This Act shall take effect immediately.

THIS AGREEMENT, made _____, by and between:

THE COUNTY OF WESTCHESTER, a municipal corporation of the State of New York, having an office and place of business in the Michaelian Office Building, 148 Martine Avenue, White Plains, New York 10601 (hereafter the "County"),

and

THE TOWN OF CORTLANDT, a municipal corporation of the State of New York, having an office and place of business located at 1 Heady Street, Cortlandt Manor, New York 10567 (hereafter the "Town").

(The "County" and the "Town" may be referred to collectively as the "Parties" or individually as a "Party").

W I T N E S S E T H:

WHEREAS, the County, acting through its Department of Public Safety Services (the "Department"), has been providing supplemental police coverage to the Town since February 1, 1999 under various intermunicipal agreements with the Town, with the most recent expiring on January 31, 2025; and

WHEREAS, the Town desires to continue to obtain supplemental policing services from the Department and adopted a Resolution on July 15, 2025, authorizing an agreement with the County for such services; and

WHEREAS, by Act No. -2025, approved by the Westchester County Board of Legislators on _____, 2025, the County was authorized to enter into an agreement to provide supplemental policing services to the Town for the compensation and upon the terms described below.

NOW, THEREFORE, in consideration of the terms and conditions herein contained, the parties agree as follows:

FIRST: The Department shall provide two (2) police officers daily, divided into two eight-hour shifts, to provide police services to the Town to supplement the services provided by the New

York State Police, which is the police agency responsible for patrolling the Town and responding to emergency calls. The Department shall also provide one (1) police officer, specially trained as a Community Resource Officer ("CRO"), on a five (5) day a week basis, who will provide community resource services ("CRO Services") to the Town, on a 40-hour work week schedule, and (1) police officer, specially trained as a Traffic Enforcement Officer ("TSO"), on a five (5) day a week basis, who will provide traffic safety officer services ("Traffic Safety Officer Services") to the Town on a 40-hour work week schedule. A Sergeant shall supervise the police officers assigned to the Town, and the Town shall bear the cost of the Sergeant on a pro-rata basis.

SECOND: For the services rendered pursuant to Paragraph "FIRST", the Town shall pay the County a sum equal to the County's actual costs, including but not limited to salary, overtime, holiday pay, shift differential, and fringe benefits.

Pending a year-end determination by the County as to what the County's actual costs are for the services provided hereunder, the Town shall pay the following estimated costs to the County in two equal installments due February 1st and November 1st:

2025/2026 - **\$1,891,233**
2026/2027 - **\$1,938,438**
2027/2028 - **\$2,063,871**
2028/2029 - **\$2,150,982**
2029/2030 - **\$2,241,356**

Notwithstanding these estimates, it is understood and agreed that the Town, in accordance with the terms of this Section "SECOND", is obligated to pay the County's actual costs for the services rendered. As such, at the end of each year of this Agreement, the County shall advise the Town as to the County's actual costs for the preceding year. Any credit due to the Town, or additional charge owed by the Town, will be calculated based on the County's actual costs at the close of each year. The Town shall make any additional payments based on this adjustment calculation for the previous year in two equal installments, payable on or before June 1st and October 1st of the upcoming year of this Agreement. If a credit is due, the Town may deduct the amount of such credit from the next payment due to the County. For the final year of this

Agreement, any credit due to the Town, or additional charge owed by the Town, shall be made within thirty (30) days of the expiration of this Agreement by the appropriate party.

THIRD: The Town agrees that the Department shall have use of part of the former police facility at the Cortlandt Town Hall at no charge to the County.

FOURTH: The term of this Agreement shall commence retroactively on February 1, 2025 and shall expire on January 31, 2030, unless sooner terminated in accordance with the provisions of this Agreement.

FIFTH: (a) The County, upon fifteen (15) days' notice to the Town, may terminate this Agreement in whole or in part when the County deems it to be in its best interest.

(b) In the event that there has been a material breach by either party of any of the terms of the Agreement and such breach either (i) remains uncured for sixty (60) days after service on the breaching party of written notice thereof, or (ii) in the event that such breach is not susceptible of being cured within such sixty (60) days, such cure has not been commenced within such period and diligently pursued and completed within a reasonable time thereafter, the non-breaching party, in addition to any other right or remedy it might have, may terminate this Agreement. Notice hereunder shall be effective on the date of receipt.

Upon termination or expiration of this Agreement, the County shall reimburse the Town for any advance payments made by the Town prior to such termination or expiration. The Town shall satisfy any and all arrears to the County. Any such adjustments shall be made by the responsible party within sixty (60) days of termination or expiration of this Agreement. In the event of a dispute as to the value of the services rendered by the County prior to the date of termination, it is understood and agreed that the Commissioner of the Department or his/her duly authorized designee ("Commissioner") shall determine the value of such services rendered by the County. The Town shall accept such reasonable and good faith determination as final.

SIXTH: Town agrees:

(a) that except for the amount, if any, of damage contributed to, caused by, or resulting from the sole negligence of the County, the Town shall indemnify and hold harmless the County,

its officers, employees and agents and elected officials from and against any and all liability, damage, claims, demands, costs, judgments, fees, attorneys' fees or loss arising directly or indirectly out of the acts or omissions hereunder by the Town or third parties under the direction or control of the Town; and

(b) to provide defense for and defend, at its sole expense, any and all claims, demands or causes of action directly or indirectly arising out of this Agreement and to bear all other costs and expenses related thereto.

(c) in the event the Town does not provide the above defense and indemnification to the County, and such refusal or denial to provide the above defense and indemnification is found to be in breach of this provision, then the Town shall reimburse the County's reasonable attorney's fees incurred in connection with the defense of any action, and in connection with enforcing this provision of the Agreement.

SEVENTH: All notices of any nature referred to in this Agreement shall be in writing and sent by registered or certified mail, return receipt requested, postage pre-paid, or sent by hand or overnight delivery to the respective addresses set forth below or to such other addresses as the respective parties hereto may designate in writing:

To the County:

Commissioner of Public Safety Services
Saw Mill River Parkway
Hawthorne, New York 10532

with a copy to:

County Attorney
Michaelian Office Building, Room 600
148 Martine Avenue
White Plains, New York 10601

To the Town:

Town Supervisor
Town of Cortlandt
1 Heady Street
Cortlandt Manor, New York 10567

with a copy to:

Town Attorney
1 Heady Street
Cortlandt Manor, New York 10567
With a copy via E-Mail to: _____

EIGHTH: This Agreement and its attachments constitute the entire Agreement between the parties with respect to the subject matter hereof and shall supersede all previous negotiations, commitments and writings. It shall not be released, discharged, changed or modified except by an instrument in writing signed by a duly authorized representative of each of the parties. In the event of any conflict between this Agreement and any of its attachments, the terms of this Agreement shall control.

In the event that any term or provision of this Agreement is held by a court of competent jurisdiction to be invalid or void or unenforceable, the remainder of the terms and provisions of this Agreement shall in no way be affected, impaired, or invalidated, and to the extent permitted by applicable law, any such term or provision shall be restricted in applicability or reformed to the minimum extent required for such to be enforceable. This provision shall be interpreted and enforced to give effect to the original written intent of the parties prior to the determination of such invalidity or unenforceability.

NINTH: Pursuant to Section 308.01 of the Laws of Westchester County, it is the goal of the County to use its best efforts to encourage, promote and increase the participation of business enterprises owned and controlled by persons of color or women in contracts and projects funded by all departments of the County. Under this IMA it is recognized and understood that the County encourages the Town to do similarly.

TENTH: Any purported delegation of duties or assignment of rights under this Agreement by one party without the prior express written consent of the other is void.

ELEVENTH: This Agreement may be executed simultaneously in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument. This Agreement shall be construed and enforced in accordance with the laws of the State of New York.

TWELFTH: This Agreement shall not be enforceable until signed by all Parties and approved by the Office of the County Attorney and the Office of the Town Attorney of Cortlandt.

[NO FURTHER TEXT ON THIS PAGE / SIGNATURE PAGE FOLLOWS]

DRAFT

IN WITNESS WHEREOF, the Parties have caused this Agreement to be executed.

THE COUNTY OF WESTCHESTER

By: _____
Name: Terrance Raynor
Title: Commissioner- Sheriff
Department of Public Safety Services

TOWN OF CORTLANDT

By: _____
Name:
Title:

Authorized and approved by the Westchester County Board of Legislators, at a meeting duly held on the day of , 2025.

Authorized and approved by the Town Board of the Town of Cortlandt, at a meeting duly held on the 15th day of July, 2025.

Approved:

Approved as to form

Assistant County Attorney
The County of Westchester

Town Attorney
Town of Cortlandt

MUNICIPALITY'S ACKNOWLEDGMENT

STATE OF NEW YORK)
) ss.:
COUNTY OF WESTCHESTER)

On the _____ day of _____ in the year 2025 before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Date: _____

Notary Public

RPL § 309-a; NY CPLR § 4538

CERTIFICATE OF AUTHORITY
(Municipality)

I, _____, certify that I am the
(Officer other than officer signing contract)

_____ of the _____
(Title) (Name of Municipality)

(the "Municipality"), a corporation duly organized in good standing under the _____

(Law under which organized, e.g., the New York Village Law, Town Law, General Municipal Law)

named in the foregoing agreement that _____ who signed said
(Person executing agreement)

agreement on behalf of the Municipality was, at the time of execution _____ of
(Title of such person),

the Municipality, that said agreement was duly signed for on behalf of said Municipality by

authority of its _____ thereunto duly authorized,
(Town Board, Village Board, City Council)

and that such authority is in full force and effect at the date hereof.

(Signature)

STATE OF NEW YORK)

ss.:

COUNTY OF WESTCHESTER)

On this ___ day of _____ 2025, before me personally came _____
_____, whose signature appears above, known to me to be the
_____ of _____,
(Title)

the municipal corporation described in and which executed the above certificate, who being by
me duly sworn did depose and say that he, the said _____

resides at _____, and that
he/she is the _____ of said municipal corporation.

(Title)

Notary Public

County



Kenneth W. Jenkins
Westchester County Executive

September 9, 2025

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

Dear Members of the Board of Legislators:

Transmitted herewith for your review and approval are two bond acts of the County of Westchester ("County") associated with capital project BCR61 – Parking Structure Infrastructure Improvements ("BCR61"), as follows:

- (1) a bond act amending in part prior Bond Act No. 23-2021 to remove \$1,225,000 attributable to the design of project BCR61, and to decrease the estimated maximum amount of bonds authorized thereunder from \$6,100,000 to \$4,875,000 (the "Amending Bond Act"); and
- (2) a bond act authorizing the issuance of bonds in the total amount of \$14,000,000 to finance the cost of construction associated with renovations to the Department of Correction ("DOC") parking structure in Valhalla (the "Consolidated Bond Act").

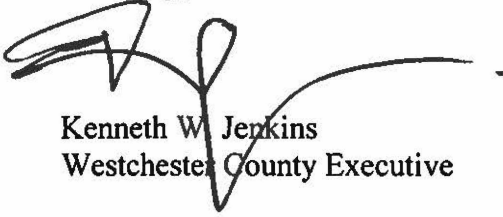
The Amending Bond Act is required to remove design funding for renovations to the DOC parking structure related to BCR61 from Bond Act No. 23-2021, so that those authorizations may be included in the Consolidated Bond Act.

The Consolidated Bond Act, in the total amount of \$14,000,000, will finance design and construction costs associated with renovations to the DOC parking structure. Work will include structural rehabilitation such as removal and replacement of waterproofing membrane, repair and re-setting of double tee beams, rehabilitation of shear connectors, stairways repair; replacement of scuppers, downspouts, expansion joint systems, installation of concrete wheel stops; and associated work. The project will also include replacement of the existing lighting system, fire suppression system upgrades and electrical system upgrades. These renovations are necessary to protect the safety of staff and visitors to the facility. This bond act represents a \$12,775,000 increase to the amount previously authorized for BCR61 and includes the \$1,225,000 previously authorized for the design of project BCR61 under Bond Act 23-2021.

It should be noted that design is currently underway and is expected to be completed by the 4th quarter of 2025. It is estimated that construction will take twelve (12) months to complete and will begin after award and execution of the construction contracts.

Based on the importance of this project to the County, favorable action on the proposed Acts is respectfully requested.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kenneth W. Jenkins', with a long horizontal flourish extending to the right.

Kenneth W. Jenkins
Westchester County Executive

**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 the following bond acts in connection Capital Project BCR61 – Parking Structure Infrastructure Improvements (“BCR61”):

(1) a bond act amending in part prior Bond Act No. 23-2021 to remove \$1,225,000 attributable to the design of project BCR61, and decrease the estimated maximum amount of bonds authorized thereunder from \$6,100,000 to \$4,875,000 (the “Amending Bond Act”); and

(2) a bond act authorizing the issuance of bonds in the total amount of \$14,000,000 to finance the cost of design and construction associated with renovations to the Department of Correction (“DOC”) parking structure in Valhalla (the “Consolidated Bond Act”).

Your Committee is advised that the Amending Bond Act, which was prepared by the law firm Hawkins Delafield and Wood, LLP, is required to remove design funding for renovations to the DOC parking structure related to BCR61 from Bond Act No. 23-2021, so that those authorizations may be included in the Consolidated Bond Act.

Your Committee is further advised that the Consolidated Bond Act, in the total amount of \$14,000,000, also prepared by the law firm Hawkins Delafield and Wood, LLP, will finance design and construction costs associated with renovations to the DOC parking structure. Work will include structural rehabilitation such as removal and replacement of waterproofing membrane, repair and re-setting of double tee beams, rehabilitation of shear connectors, stairways repair; replacement of scuppers, downspouts, expansion joint systems, installation of concrete wheel stops; and associated work. The project will also include replacement of the existing lighting system, fire suppression system upgrades and electrical system upgrades. These renovations are necessary to protect the safety of staff and visitors to the facility. This bond act represents a \$12,775,000 increase to the amount previously authorized for BCR61 and includes the \$1,225,000 previously authorized for the design of project BCR61 under Bond Act 23-2021.

Your Committee is advised that design is currently underway and is expected to be completed by the 4th quarter of 2025. It is estimated that construction will take twelve (12) months to complete and will begin after award and execution of the construction contracts.

The Department of Planning has advised your Committee that based on its review, BCR61 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.

Your Committee has carefully considered the proposed Amending Bond Act and Consolidated Bond Act, and recommends approval of both the proposed Acts. It should be further noted that an affirmative vote of two-thirds of the members of your Honorable Board is required in order to adopt the Amending Bond Act and Consolidated Bond Act.

Dated: _____, 20____.
White Plains, New York

COMMITTEE ON

C:\jpg\9-09-25

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: BCR61

☐ 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

AMEND BA 23-2021 TO REDUCE BY \$1,225,000

SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 4,875,000 PPU 5 Anticipated Interest Rate 2.46%

Anticipated Annual Cost (Principal and Interest): \$ 1,048,787

Total Debt Service (Annual Cost x Term): \$ 5,243,935

Finance Department: Interest rates from September 4, 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: 52

Prepared by: William Fallon

Title: Director of Admin. Services

Department: Correction

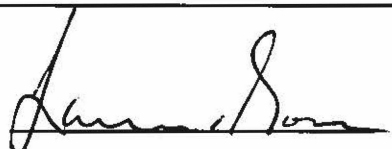
Date: 9/9/25

Reviewed By:


09/10/25

@ 9/10/25

Date:


Budget Director
9/10/25

TO: Michelle Greenbaum, Senior Assistant County Attorney
Jeffrey Goldman, Senior Assistant County Attorney
Carla Chaves, Senior Assistant County Attorney
Maximilian Zorn, Assistant County Attorney

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

DATE: August 26, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BCR61 PARKING STRUCTURE INFRASTRUCTURE IMPROVEMENTS**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 08/14/2025 (Unique ID: 3010)

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

REFERENCE RB04D
RB04E
RB04C
RB03Z
BLR12
BPF40

ACT NO. -20__

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING THE BOND ACT ADOPTED FEBRUARY 8, 2021 IN RELATION TO FINANCING THE COST OF PREPARATION OF SURVEYS, PRELIMINARY AND DETAILED PLANS, SPECIFICATIONS AND ESTIMATES NECESSARY FOR PLANNING THE CONSTRUCTION OF VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE COUNTY AT THE TOTAL ESTIMATED COST OF \$4,875,000 (Adopted , 20__).

WHEREAS, this Board has heretofore duly authorized the issuance of bonds to finance the cost of preparation of surveys, preliminary and detailed plans, specifications and estimates necessary for planning the construction of various capital improvements in and for the County, including the Department of Corrections parking structure infrastructure, the rehabilitation of the concrete arch and abutments; waterproofing of the concrete arch; installing new pavement and sidewalks; and associated work of the Park Avenue viaduct over the Bronx River Parkway, the rehabilitation of the existing structure including replacement of the deck joints, bearing pads, concrete deck, painting of the existing steel members, reconstruction of the abutment walls and associated work of the Austin Avenue Bridge over I-87 in Yonkers, the rehabilitation of the existing structure including replacement of the concrete deck, painting of all existing steel members and associated work of the Lincoln Avenue Bridge over Blind Brook, the removal and replacement of the existing asphalt wearing surface and waterproofing; structural deck rehabilitation; new elastomeric concrete joint system; new elastomeric bearings;

HDW
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rehabilitation of undermined footing areas and concrete wingwalls; railing system to be strengthened, as necessary; and associated work and work in the stream channel will include cofferdams, new rip-rap and rehabilitation of scour locations for Pump House Road over Peekskill Hollow Brook, possible additions and renovation strategy for the existing Labs & Research facility, and the phase-one restoration of the Michaelian Office Building Parking Garage including rehabilitation of the concrete columns and beams; replacement of the ramps including new waterproofing; replacement of the existing fire alarm system, ventilation system, carbon monoxide detection system; rehabilitation of the electrical vault on levels B2 and B3; replacement of the existing expansion joint on both sides of Martin Luther King, Jr. Boulevard and associated plaza restoration; replacement of the existing lighting with new LED fixtures in the affected work areas; replacement of any plumbing and drainage piping as required; installation of an iDAS telecommunications system; and associated work, at the estimated maximum cost of \$6,100,000, pursuant to Act No. 23-2021 duly adopted on February 8, 2021, and

WHEREAS, this Board has determined to revise the scope of work of said Bond Act, and remove the \$1,225,000 authorization for project BCR61 from this Bond Act and include said amount in a Bond Act authorizing both design and construction for the Department of Corrections parking structure project; and

WHEREAS, it has now been determined that such bond act shall be amended to revise said scope of work and decrease the 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 8, 2021, entitled:

“(BOND) ACT NO. 23-2021

BOND ACT AUTHORIZING THE ISSUANCE OF \$6,100,000 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 CONSTRUCTION OF VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE COUNTY; STATING THE ESTIMATED TOTAL COST THEREOF IS \$6,100,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$6,100,000 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 \$4,875,000 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 CONSTRUCTION OF VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE COUNTY; STATING THE ESTIMATED TOTAL COST THEREOF IS \$4,875,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$4,875,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE

PRINCIPAL OF AND INTEREST ON SAID BONDS. (adopted on February 8, 2021 and amended on _____, 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, \$4,875,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of preparation of surveys, preliminary and detailed plans, specifications and estimates necessary for planning the construction of various capital improvements in and for the County, including the rehabilitation of the concrete arch and abutments; waterproofing of the concrete arch; installing new pavement and sidewalks; and associated work of the Park Avenue viaduct over the Bronx River Parkway, the rehabilitation of the existing structure including replacement of the deck joints, bearing pads, concrete deck, painting of the existing steel members, reconstruction of the abutment walls and associated work of the Austin Avenue Bridge over I-87 in Yonkers, the rehabilitation of the existing structure including replacement of the concrete deck, painting of all existing steel members and associated work of the Lincoln Avenue Bridge over Blind Brook, the removal and replacement of the existing asphalt wearing surface and waterproofing; structural deck rehabilitation; new elastomeric concrete joint system; new elastomeric bearings; rehabilitation of undermined footing areas and concrete wingwalls; railing system to be strengthened, as necessary; and associated work and work in the stream channel will include cofferdams, new rip-

rap and rehabilitation of scour locations for Pump House Road over Peekskill Hollow Brook, possible additions and renovation strategy for the existing Labs & Research facility, and the phase-one restoration of the Michaelian Office Building Parking Garage including rehabilitation of the concrete columns and beams; replacement of the ramps including new waterproofing; replacement of the existing fire alarm system, ventilation system, carbon monoxide detection system; rehabilitation of the electrical vault on levels B2 and B3; replacement of the existing expansion joint on both sides of Martin Luther King, Jr. Boulevard and associated plaza restoration; replacement of the existing lighting with new LED fixtures in the affected work areas; replacement of any plumbing and drainage piping as required; installation of an iDAS telecommunications system; and 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 total cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof is \$4,875,000. The plan of financing includes the issuance of \$4,875,000 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 of the class of objects or purposes for which said \$4,875,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 62(2nd) 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 total amount of \$4,875,000. 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 \$4,875,000 as the estimated total cost of the aforesaid class of 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 8, 2021 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 \$4,875,000 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 CONSTRUCTION OF VARIOUS CAPITAL IMPROVEMENTS IN AND FOR THE COUNTY; STATING THE ESTIMATED TOTAL COST THEREOF IS \$4,875,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$4,875,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (adopted on February 8, 2021 and amended on _____, 20____)

object or purpose: to finance the cost of the acquisition of various equipment and the construction of various improvements in and for the County; 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: \$4,875,000; 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

ACT NO. -20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$14,000,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF VARIOUS IMPROVEMENTS TO THE DEPARTMENT OF CORRECTIONS' PARKING STRUCTURE; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$14,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$14,000,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20__)

WHEREAS, this Board has heretofore duly authorized the issuance of \$1,225,000 bonds to finance the cost of design associated with capital project BCR61 (the "Project"), pursuant to Act No. 23-2021 duly adopted on February 8, 2021; and

WHEREAS, this Board has now determined that it is appropriate to authorize the Project, including design and construction, and it is necessary to increase the amount of bonds to be issued and the appropriation for the Project for an estimated cost of such improvement; and

WHEREAS, Bond Act No. 23-2021 has been amended to remove \$1,225,000 for design of the Project;

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, \$14,000,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the design and construction for the rehabilitation of the DOC parking structure including structural rehabilitation such as removal and replacement of waterproofing membrane, repair and re-setting of double tee beams, rehabilitation of shear connectors, stairways repair; replacement of scuppers, downspouts, expansion joint systems, installation of concrete wheel stops; and associated work. The project will also include replacement of the existing lighting system, fire suppression system upgrades and electrical system upgrades, 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 of purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$14,000,000. The plan of financing includes the issuance of \$14,000,000 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 of said specific object or purpose, within the limitations of Section 11.00 a. 12(a)(2) 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 \$14,000,000. 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 \$14,000,000 as the estimated total cost of the aforesaid specific 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.

* * *

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: BCR61

☐ 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 \$ 14,000,000 PPU 15 Anticipated Interest Rate 3.48%

Anticipated Annual Cost (Principal and Interest): \$ 1,218,448

Total Debt Service (Annual Cost x Term): \$ 18,276,720

Finance Department: Interest rates from September 9, 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: 152

Prepared by: William Fallon

Title: Director of Admin. Services

Department: Correction

Date: 9/10/25

Reviewed By: 

09/11/25

@ 9/10/25

Date:

Budget Director

9/10/25

STATE OF NEW YORK)
 : ss.:
COUNTY OF WESTCHESTER)

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 Officer 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 _____, 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 NO. _____-20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$14,000,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF VARIOUS IMPROVEMENTS TO THE DEPARTMENT OF CORRECTIONS' PARKING STRUCTURE; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$14,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$14,000,000 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 cost of the design and construction for the rehabilitation of the DOC parking structure including structural rehabilitation such as removal and replacement of waterproofing membrane, repair and re-setting of double tee beams, rehabilitation of shear connectors, stairways repair; replacement of scuppers, downspouts, expansion joint systems, installation of concrete wheel stops; and associated work. The project will also include replacement of the existing lighting system, fire suppression system upgrades and electrical system upgrades, 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: \$14,000,000; 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

CAPITAL PROJECT FACT SHEET

Project ID:* BCR61	<input type="checkbox"/> CBA	Fact Sheet Date:* 07-30-2025
Fact Sheet Year:* 2025	Project Title:* PARKING STRUCTURE INFRASTRUCTURE IMPROVEMENTS	Legislative District ID: 3,
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* CORRECTION	CP Unique ID: 3010

Overall Project Description

This project funds renovations of the DOC parking structure, including replacement of the existing lighting system with energy efficient LED lighting, to protect the safety of staff and visitors to the facility.

- | | | |
|---|---|--|
| <input checked="" type="checkbox"/> Best Management Practices | <input checked="" 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 checked="" type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2025	2026	2027	2028	2029	Under Review
Gross	14,000	14,000	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	14,000	14,000	0	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 547

Current Bond Description: Bonding is requested for construction funding of this project.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	12,775,000
Cash:	0
Total:	\$ 12,775,000

SEQR Classification:

TYPE II

Amount Requested:

12,775,000

Expected Design Work Provider:

- | | | |
|---------------------------------------|-------------------------------------|--|
| <input type="checkbox"/> County Staff | <input type="checkbox"/> Consultant | <input checked="" type="checkbox"/> Not Applicable |
|---------------------------------------|-------------------------------------|--|

Comments:

Energy Efficiencies:

THE EXISTING LIGHTING SYSTEM WILL BE REPLACED WITH ENERGY EFFICIENT LED LIGHTING.

Appropriation History:

Year	Amount	Description
2021	1,225,000	DESIGN
2023	12,775,000	CONSTRUCTION AND CONSTRUCTION MANAGEMENT

Total Appropriation History:

14,000,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
21	23	1,225,000		0 PARKING STRUCTURE INFRASTRUCTURE IMPROVEMENTS - CORRECTIONS

Total Financing History:

1,225,000

Recommended By:**Department of Planning**

MLLL

Date

08-14-2025

Department of Public Works

RJB4

Date

08-14-2025

Budget Department

DEV9

Date

08-15-2025

Requesting Department

WPF4

Date

08-18-2025

PARKING STRUCTURE INFRASTRUCTURE IMPROVEMENTS (BCR61)

User Department : Correction

Managing Department(s) : Correction ; Public Works ;

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	2025	2026	2027	2028	2029	Under Review
Gross	14,000	14,000	519						
Non County Share									
Total	14,000	14,000	519						

Project Description

This project funds renovations of the DOC parking structure, including replacement of the existing lighting system with energy efficient LED lighting, to protect the safety of staff and visitors to the facility.

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
2021	1,225,000	Design	DESIGN
2023	12,775,000	Construction and construction management	AWAITING BOND AUTHORIZATION
Total	14,000,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	14,000,000		14,000,000
Total	14,000,000		14,000,000

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
23 21	1,225,000			1,225,000
Total	1,225,000			1,225,000