

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

Your Committee is in receipt of a transmittal from the County Executive recommending approval by the County of Westchester (“County”) of a bond act (“Bond Act”) in the amount of \$50,000, prepared by the law firm of Hawkins Delafield and Wood, LLP, to finance capital project WCC90 – Technology Upgrade Off Campus 2017/18 – 2021/22 (“WCC90”).

The Bond Act, in the amount of \$50,000, would finance the County’s 50% share of Phase I of this project. Westchester Community College (the “College”) has advised that the total cost of Phase I is \$100,000, of which 50% will be funded by New York State and 50% by the County. This project will provide replacement and installation of servers, switches, tape drive replacements, and wireless points. The servers will be used to implement server clustering on critical college applications. The additional switches would keep up with the growing needs of applications and would also be used to support web casting and video conferencing. Also, the wireless access points are on a 5 year replacement cycle as newer equipment requires faster access. In addition, this phase will address the need to replace PC’s, laptops, printers and scanners on a 5 year replacement cycle with faster computers and the ongoing need to continue to update classrooms at our extension sites, as well as phone replacements.

Following bonding authorization, the project is anticipated to be completed within approximately 24 months and will be performed in-house and not require outside consultants.

The Planning Department has advised your Committee that based on its review, the above-referenced capital project has been classified as a Type “II” action pursuant to the State Environmental Quality Review Act (“SEQR”) and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this conclusion.

It should be noted that an affirmative vote of two-thirds of the members of your Honorable Board is required in order to adopt the Bond Act. Your Committee recommends the adoption of the proposed Bond Act.

Dated: May 24<sup>th</sup>, 2021  
White Plains, New York

*Calvin [unclear]*  
~~Benjamin Boyton II~~  
Redat Jadhvi

~~Benjamin Boyton II~~  
Redat Jadhvi

COMMITTEE ON

c/jpg/3-08-21

Budget &  
Appropriations

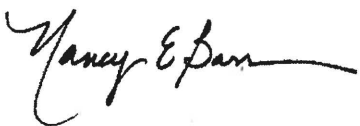
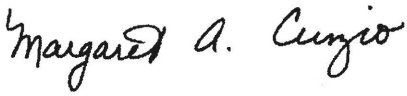




Public Works  
&  
Transportation

Dated: May 24, 2021  
White Plains, New York





**The following members attended the meeting remotely, as per Governor Cuomo's Executive Order 202.1 and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.**

Committee(s) on:

**Budget & Appropriations**

  
  
Catherine F. Parker  
  
Ruth Walker  
  
  
Kameron R. Maher  


**Public Works & Transportation**

  
  
Catherine F. Parker  
Ruth Walker  
  


# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: WCC90

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 \$ 50,000 PPU 5 Anticipated Interest Rate 0.42%

Anticipated Annual Cost (Principal and Interest): \$ 10,125

Total Debt Service (Annual Cost x Term): \$ 50,625

Finance Department: Interest rates from April 5, 2021 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):

No Operating Impact

## SECTION D - EMPLOYMENT

As per federal guidelines, each \$92,000 of appropriation funds one FTE Job

Number of Full Time Equivalent (FTE) Jobs Funded:

## SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

Not Applicable

Prepared by: Dawn Gillins

Title: Controller

Department: Westchester Community College


Date: 4/12/21

Reviewed By: 

Deputy Budget Director

Date: 4/28/21

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

FROM: David S. Kvinge, AICP, RLA, CFM   
Director of Environmental Planning

DATE: March 31, 2021

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
WCC90 TECHNOLOGY UPGRADE OFF CAMPUS 2017/18-2021/22**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on 11/18/2020 (Unique ID: 1549)

With respect to the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617, the Planning Department recommends that no further environmental review is required for the proposed action, because the project or component of the project for which funding is requested may be classified as a **TYPE II action** pursuant to section(s):

- **617.5(c)(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  
Tami Altschiller, Assistant Chief Deputy County Attorney  
Gideon Grande, Deputy Budget Director  
Lorraine Yazzetta, Associate Budget Director  
Anthony Zaino, Assistant Commissioner  
William Brady, Chief Planner  
Michael Lipkin, Associate Planner  
Claudia Maxwell, Associate Environmental Planner

ACT NO.98- 2021

BOND ACT AUTHORIZING THE ISSUANCE OF \$50,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE PHASE I OF THE WESTCHESTER COMMUNITY COLLEGE TECHNOLOGY UPGRADE-OFF CAMPUS PROGRAM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$100,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$50,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$50,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID CLASS OF OBJECTS OR PURPOSES OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted 05/24 , 2021 )

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, \$50,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance Phase I of the Westchester Community College technology upgrade-off campus program, including the replacement and

installation of servers, switches, tape drive replacements, and wireless points, replacement of PC's, Laptops, printers and scanners with faster computers and the ongoing need to continue to update classrooms at our extension sites, as well as phone replacements, 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 \$100,000. The plan of financing includes the issuance of \$50,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes, and the application of \$50,000 expected to be received from the State of New York to be expended towards the cost of said objects or purposes or redemption of the County's obligations issued therefor, or to be budgeted as an offset to the taxes for the payment of 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 \$50,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 35 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

\$50,000. 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 \$100,000 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.

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## CAPITAL PROJECT FACT SHEET

**Project ID:\***

WCC90

CBA

**Fact Sheet Date:\***

09-11-2020

**Fact Sheet Year:\***

2020

**Project Title:\***

TECHNOLOGY UPGRADE OFF  
CAMPUS 2017/18-2021/22

**Legislative District ID:**

3,

**Category\***

WCC - BUILDINGS

**Department:\***

COMMUNITY COLLEGE

**CP Unique ID:**

1549

**Overall Project Description**

The purpose of this project is to provide a comprehensive long range project for technologies at the off campus locations and supports the concrete step-by-step plan to ensure that Westchester Community College can maintain its commitment to excellence into the future. With this commitment, WCC will also be confident it can uphold its reputation of academic distinction by remaining technologically competitive.

- |   |   |   |
|---|---|---|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies  | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety                          | <input type="checkbox"/> Project Labor Agreement  | <input type="checkbox"/> Revenue        |
| <input type="checkbox"/> Security                             | <input checked="" type="checkbox"/> Other(THE ABILITY TO PROVIDE THE HIGH LEVEL OF INSTRUCTION EXPECTED |   |

**FIVE-YEAR CAPITAL PROGRAM (in thousands)**

	Estimated Ultimate Total Cost	Appropriated	2020-21	2021-22	2022-23	2023-24	2024-25	Under Review
<b>Gross</b>	500	300	100	100	0	0	0	0
<b>Less Non-County Shares</b>	100	50	50	0	0	0	0	0
<b>Net</b>	400	250	50	100	0	0	0	0

**Expended/Obligated Amount (in thousands) as of : 0**

**Current Bond Description:** Current bonding approval is necessary to fund the County's 50% share of Phase I of the Technology Upgrade – Off Campus. This project will provide the replacement and installation of servers, switches, tape drive replacements, and wireless points. The servers would be used to implement server clustering on the critical college applications. The additional switches would keep up with the growing needs of applications and would also be needed to support web casting, and video conferencing. Also, the wireless access points are on a 5 year replacement cycle as newer equipment requires faster access. In addition, this phase will address the need to replace PC's, Laptops, printers and scanners on a 5 year replacement cycle with faster computers and the ongoing need to continue to update classrooms at our extension sites, as well as phone replacements.

**Financing Plan for Current Request:**

Non-County Shares:	\$ 50,000
Bonds/Notes:	50,000
Cash:	0
<b>Total:</b>	<b>\$ 100,000</b>

**SEQR Classification:**

TYPE II

**Amount Requested:**

50,000

**Comments:**

The amount appropriated for Phase I is \$100,000. This bonding request is in the amount of \$50,000 and represents the County's 50% share of approved Capital Project WCC 90 – Technology Upgrade – Off Campus (Phase I). The State has approved funding on the remaining 50%.

**Energy Efficiencies:**

**Appropriation History:**

<b>Year</b>	<b>Amount</b>	<b>Description</b>
2018	100,000	TECHNOLOGY UPGRADE OFF CAMPUS PH 1
2019	100,000	TECHNOLOGY UPGRADE OFF CAMPUS PH 2
2020	100,000	TECHNOLOGY UPGRADE OFF CAMPUS PH 3

**Total Appropriation History:**

300,000

**Total Financing History:**

0

**Recommended By:**

<b>Department of Planning</b>	<b>Date</b>
WBB4	11-18-2020

<b>Department of Public Works</b>	<b>Date</b>
RJB4	11-19-2020

<b>Budget Department</b>	<b>Date</b>
GKGA	01-14-2021

<b>Requesting Department</b>	<b>Date</b>
DAGX	01-19-2021

<b>WESTCHESTER COMMUNITY COLLEGE</b> <b>Technology Upgrade Off Campus 2017/18 - 2021/22 (WCC90)</b>
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FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated							
	Ultimate							Under
	Total Cost	Approp.	2020/21	2021/22	2022/23	2023/24	2024/25	Review
Gross	500	300	100	100				
Less Non-County Shares	50	50	50					
Net	450	250	50	100				

Project Description:

The purpose of this project is to provide a comprehensive long range project for technologies at the off campus locations and supports the concrete step-by-step plan to ensure that Westchester Community College can maintain its commitment to excellence into the future. With this commitment, WCC will also be confident it can uphold its reputation of academic distinction by remaining technologically competitive.

The receipt of NCS represents funds for the 2018/2019 fiscal year.

Financing Plan:

	2020/21
	Appropriation
Non-County	\$ 50
Bonds and/ or Notes	\$ 50
Cash	
Gross Appropriation	\$ 100

STATE OF NEW YORK            )  
  )  
COUNTY OF WESTCHESTER    )

I, the undersigned Clerk of the Board of Legislators of the County of Westchester, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Board of Legislators of said County, including the Bond Act contained therein, held on May 24, 2021 with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date Given  
May 20, 2021

WVOX  
FIOS1  
News Channel 12  
The Journal News  
Pluma Libre  
Hometown Media

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

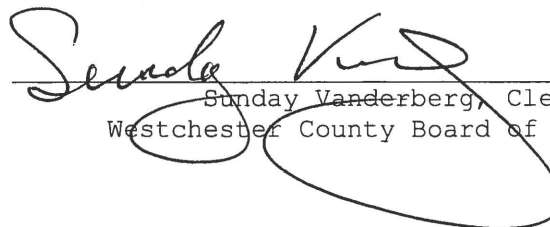
Designated Location(s)  
of posted notice

Date of Posting  
May 20, 2021

[www.westchesterlegislators.com](http://www.westchesterlegislators.com)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on May 25, 2021.



  
\_\_\_\_\_  
Sunday Vanderberg, Clerk  
Westchester County Board of Legislators

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

AYES:


Legislator Jose Alvarado  
Legislator Nancy Barr  
Legislator Catherine Borgia  
Legislator Benjamin Boykin  
Legislator Terry Clements  
Legislator Margaret Cunzio  
Legislator Vedat Gashi  
Legislator Christopher Johnson  
Legislator Damon Maher  
Legislator Catherine Parker  
Legislator MaryJane Shimsky  
Legislator Colin Smith  
Legislator David Tubiolo  
Legislator Ruth Walter  
Legislator Alfreda Williams  
Legislator Tyrae Woodson-Samuels

NOES:

ABSENT:                    Legislator Kitley Covill

The Bond Act was thereupon declared duly adopted.

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

  
Date: 5-78-21

STATE OF NEW YORK            )  
  )    ss.  
WESTCHESTER COUNTY        )

I HEREBY CERTIFY that I have compared the foregoing (Bond) Act, (Bond) Act No. 98 - 2021, with the original on file in my office, and that the same is a correct transcript therefrom, and of the whole, of the said original Act, which was duly adopted by the County Board of Legislators, of the County of Westchester on May 24, 2021, and approved by the County Executive on May 28, 2021.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 2<sup>nd</sup> day of June, 2021.



Malika Vanderberg

The Clerk of the Westchester County  
Board of Legislators

County of Westchester, New York

