



Public Works & Transportation Meeting Agenda

Committee Chair: Erika Pierce

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

Monday, November 24, 2025

9:00 AM

Committee Room

Joint with B&A, PS and ITC

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.

MINUTES APPROVAL

1. Wednesday, July 30, 2025 at 11:00am
2. Wednesday, July 30, 2025 at 3:00pm

I. ITEMS FOR DISCUSSION

1. [2025-505](#) **PH-Sewer Dist. Modification-Removal-Mount Pleasant**

A RESOLUTION to set a Public Hearing on "AN ACT to modify the Saw Mill Valley Sanitary Sewer District by the removal of one (1) parcel of property located in the town of Mount Pleasant." [Public Hearing set for _____, 2025 at _____ .m.]. ACT INTRO: 2025-507.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND PARKS & ENVIRONMENT

Guests: Department of Environmental Facilities
Commissioner Vincent Kopicki
First Deputy Commissioner Lou Vetrone
Deputy Commissioner Nat Federici
Director of Maintenance Steve Elie-Pierre

2. [2025-506](#) **ENV RES-Sewer Dist. Modification-Removal-Mount Pleasant**

AN ENVIRONMENTAL RESOLUTION determining that there will be no significant adverse impact on the environment from the removal of one (1) parcel of property (485 Chappaqua Road) from the Saw Mill Valley Sanitary Sewer District.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND PARKS & ENVIRONMENT

Guests: Department of Environmental Facilities
Commissioner Vincent Kopicki
First Deputy Commissioner Lou Vetrone
Deputy Commissioner Nat Federici
Director of Maintenance Steve Elie-Pierre

3. [2025-507](#) ACT-Sewer Dist. Modification-Removal-Mount Pleasant

AN ACT to modify the Saw Mill Valley Sanitary Sewer District by the removal of one (1) parcel of property located in the Town of Mt. Pleasant.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND PARKS & ENVIRONMENT

Guests: Department of Environmental Facilities
Commissioner Vincent Kopicki
First Deputy Commissioner Lou Vetrone
Deputy Commissioner Nat Federici
Director of Maintenance Steve Elie-Pierre

4. [2025-453](#) IMA-Snow and Ice Control-Municipalities

AN ACT to authorize the County of Westchester to enter into inter-municipal agreements with local municipalities for snow and ice control on County roads within the boundaries of the municipalities.

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

Guests: Department of Public Works & Transportation
Commissioner Hugh Greechan
First Deputy Commissioner Gayle Katzman
Director of Operations Robert Abbamont

5. [2025-463](#) BOND ACT-RB03F-Ardsley Road Over Bronx River and Bronx River Pkwy, Scarsdale and Greenburgh

A BOND ACT authorizing the issuance of FIVE MILLION, FOUR HUNDRED FIFTY-SEVEN THOUSAND (\$5,457,000) DOLLARS in bonds of Westchester County to finance Capital Project RB03F - Ardsley Road Over Bronx River and Bronx River Parkway, Scarsdale and Greenburgh.

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

Guests: Department of Public Works & Transportation
Commissioner Hugh Greechan
First Deputy Commissioner Gayle Katzman
Director of Operations Robert Abbamont

6. [2025-462](#) BOND ACT(Amended)-BCR63-3044-Post 2 Entrance Gate Booths

A BOND ACT (Amended) authorizing the issuance of an additional NINE HUNDRED TWENTY-FIVE THOUSAND (\$925,000) DOLLARS to finance Capital Project BCR63 - Post 2 Entrance Gate Booths.

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

Guests: Department of Correction
Deputy Commissioner Michael Gerald
Warden Karl Vollmer
Director of Admin. Services Bill Fallon

7. [2025-473](#) BOND ACT(Amended)-BIT32-Radio System Replacement

A BOND ACT (Amended) restating Bond Act 110-2022 authorizing the issuance of THIRTY-TWO MILLION, EIGHTEEN THOUSAND, ONE HUNDRED EIGHTY-THREE (\$32,018,183) DOLLARS in bonds of Westchester County to finance Capital Project BIT 32 - Radio System Replacement.

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

Guests: Department of Information Technology
Chief Information Officer Marguerite Beirne
Project Lead for Radio Systems Adam Epstein

Associate County Attorney Rachel Noe-LAW

8. [2025-474](#) BOND ACT-CC105-Technology Upgrade Off Campus '22-'23 - '26-'27

A BOND ACT authorizing the issuance of ONE HUNDRED THOUSAND (\$100,000) DOLLARS in bonds of Westchester County to finance Capital Project CC105 - Technology Upgrade Off Campus 2022/23 - 2026/27.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND INFORMATION TECHNOLOGY & CYBERSECURITY

Guests: Westchester Community College
Chief of Staff Ben Naylor
Vice President of IT Garrett McAlister
Director of Physical Plant Lamont Watson

9. [2025-475](#) BOND ACT-CC106-Technology Upgrade On-Campus '22-'23 - '26-'27

A BOND ACT authorizing the issuance of ONE MILLION, NINE THOUSAND (\$1,009,000) DOLLARS in bonds of Westchester County to finance Capital Project CC106 - Technology Upgrade On-Campus 2022/23 - 2026/27.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND INFORMATION TECHNOLOGY & CYBERSECURITY

Guests: Westchester Community College
Chief of Staff Ben Naylor
Vice President of IT Garrett McAlister
Director of Physical Plant Lamont Watson

10. [2025-476](#) **BOND ACT-CC109-Hartford Hall HVAC Replacement**

A BOND ACT authorizing the issuance of SEVEN HUNDRED FIFTY THOUSAND (\$750,000) DOLLARS in bonds of Westchester County to finance Capital Project CC 109 - Hartford Hall HVAC Replacement.

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

Guests: Westchester Community College
Chief of Staff Ben Naylor
Vice President of IT Garrett McAlister
Director of Physical Plant Lamont Watson

11. [2025-477](#) **BOND ACT(Amended)-WCC87-Classroom Building Renovation**

A BOND ACT (Amended) authorizing the issuance of additional bonds of Westchester County in the amount of FOUR MILLION, ONE HUNDRED SEVENTY-SEVEN THOUSAND (\$4,177,000) DOLLARS to finance Capital Project WCC87 - Classroom Building Renovation.

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

Guests: Westchester Community College
Chief of Staff Ben Naylor
Vice President of IT Garrett McAlister
Director of Physical Plant Lamont Watson

12. [2025-448](#) **ENV RES-BPL26-2981-Flood Mitigation**

AN ENVIRONMENTAL RESOLUTION determining that there will be no significant adverse impact on the environment from Capital Project BPL26 - Flood Mitigation.

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

Guests: Department of Planning
Assistant Commissioner David Kvinge
Associate Planner Obed Varughese

13. [2025-449](#) **BOND ACT-BPL26-2981-Flood Mitigation**

A BOND ACT authorizing the issuance of TWO MILLION (\$2,000,000) DOLLARS in bonds of Westchester County to finance Capital Project BPL26 - Flood Mitigation.

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

Guests: Department of Planning
Assistant Commissioner David Kvinge
Associate Planner Obed Varughese

14. [2025-450](#) **IMA-Flood Mitigation-BPL26-2981-Rye**

AN ACT authorizing the County of Westchester to enter into an intermunicipal agreement with the Town of Rye in connection with a flood mitigation project - Capital Project BPL26, Unique ID# 2981.

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

Guests: Department of Planning
Assistant Commissioner David Kvinge
Associate Planner Obed Varughese

II. OTHER BUSINESS

III. RECEIVE & FILE

1. [2025-482](#) **CLERK OF THE BOARD: REPORT: Planning Dept. - Storm Water Management**

Forwarding the 2025 Semi-Annual Report from the Westchester County Planning Department for Storm Water Management.

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

2. [2025-459](#) **CLERK OF THE BOARD: Annual Report - Westchester County Taxi and Limousine Commission 2024**

Forwarding the 2024 Westchester County Taxi and Limousine Commission Annual Report.

COMMITTEE REFERRAL: COMMITTEE ON PUBLIC WORKS & TRANSPORTATION

3. [2025-370](#) **HON. MARGARET A. CUNZIO - Request for Removal from Saw Mill Sanitary Sewer District, Larry's Lane, Pleasantville**

Forwarding correspondence from the Town of Mt. Pleasant regarding a request for removal from the Westchester County Saw Mill Sanitary Sewer District for the following addresses - 62 and 52 Larry's Lane, Pleasantville.

COMMITTEE REFERRAL: COMMITTEE ON PUBLIC WORKS & TRANSPORTATION

ADJOURNMENT



Kenneth W. Jenkins
County Executive

November 12, 2025

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

Dear Honorable Members:

I have been advised by the Commissioner of Environmental Facilities that the Town of Mount Pleasant (the "Town") has requested, pursuant to the attached Resolution of the Town, that the Saw Mill Valley Sanitary Sewer District (the "District") be modified to remove one (1) parcel of property more particularly described as 485 Chappaqua Road, Sec. 98.8, Block 1, Lot 2 (hereinafter the "Parcel") from the District. This removal is being requested because the Parcel is not serviced by sanitary sewers and it is not anticipated that sanitary sewers will be constructed for this Parcel in the foreseeable future.

I am advised that the feasibility report prepared by the Department of Environmental Facilities (the "Department") dated March 18, 2025 and attached hereto (the "Feasibility Report"), indicates that the proposed removal of the Parcel represents a net decrease of 0.0025% to the Equalized Full Value of the District. Therefore, the removal of the Parcel will not cause significant changes in the tax rate of the District.

According to the Department, the proposal to remove the Parcel from the District is feasible because: 1) the proposed change was requested by the Town; 2) the subject change requires no engineering modifications to the District facilities and there is no impact on the County facilities because the Parcel was never connected to the sewerage system; 3) the subject change removes from ad valorem taxation a property that has not benefited and foreseeably will not benefit from connection to District facilities based on information received from the Town; 4) the subject change frees reserve capacity at the District treatment plant for future enlargement of the District from surrounding areas without the capital costs of expanding treatment facilities; 5) the subject Parcel, once removed from the District will be required to petition the County to re-enter the District and the County is not obligated to reserve any capacity for the Parcel once it has been removed; and 6) the subject Parcel was reviewed by the Westchester County Health Department.

As your Honorable Board knows, Laws of Westchester County ("LWC") Section 237.131 authorizes the alteration or change of a County Sanitary Sewer District. However, the Board of Legislators may only alter or change a district after it has held a public hearing thereon, upon notice thereof given by publication in such manner and for such time as the Board of Legislators

shall direct. Therefore, attached hereto is a Resolution which will authorize the date and time of the public hearing.

Based upon the foregoing, I respectfully recommend that your Board adopt a Resolution which will authorize Legal Notice for the public hearing as required by the Laws of Westchester County in such matters, and, after such hearing, urges your Honorable Board to adopt the annexed Act which accomplishes the removal of the Parcel from the District.

Sincerely,

 
Kenneth W. Jenkins
Westchester County Executive

KWJ/VK/SEP/sjc
Attachments

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

Your Committee is in receipt of a transmittal from the County Executive in which the County Executive states that the Commissioner of Environmental Facilities has advised him that the Town of Mount Pleasant (the "Town") has requested, pursuant to the attached Resolution of the Town, that the Saw Mill Valley Sanitary Sewer District (the "District") be modified to remove one (1) parcel of property more particularly described as 485 Chappaqua Road, Sec. 98.8, Block 1, Lot 2 (hereinafter the "Parcel") from the District. This removal is being requested because the Parcel is not serviced by sanitary sewers and it is not anticipated that sanitary sewers will be constructed for this Parcel in the foreseeable future.

Your Committee is informed that the analysis prepared by the Department of Environmental Facilities (the "Department") dated March 18, 2025 and attached hereto (the "Feasibility Report"), indicates that the proposed removal of the Parcel represents a net decrease of 0.0025% to the Equalized Full Value of the District. Therefore, the removal of the Parcel will not cause significant changes in the tax rate of the District.

According to the Department, the proposal to remove the Parcel is feasible because: 1) the proposed change was requested by the Town; 2) the subject change requires no engineering modifications to the District facilities and there is no impact on the County facilities because the Parcel was never connected to the sewerage system; 3) the subject change removes from ad valorem taxation a property that has not benefited and foreseeably will not benefit from connection to District facilities based on information received from the Town; 4) the subject change frees reserve capacity at the District treatment plant for future enlargement of the District from surrounding areas without the capital costs of expanding treatment facilities; 5) the subject Parcel, once removed from the District will be required to petition the County to re-enter the District and the County is not obligated to reserve any capacity for the Parcel once it has been removed; and 6) the subject Parcel was reviewed by the Westchester County Health Department.

Your Committee notes that Section 237.131 of the Laws of Westchester County authorizes the alteration or change of a sewer district. However, your Honorable Board may only alter or change the district after it has held a public hearing, after notice has been given by

publication in such manner and for such time as the Board shall direct. Therefore, attached hereto is a Resolution, which, if adopted by your Honorable Board, would authorize the date and time of the public hearing. Your Committee recommends adoption of said Resolution.

Your Committee is advised that the removal of the Parcel would constitute an Unlisted Action under Article 8 of the Environmental Conservation Law, which requires an appropriate environmental review. Your Committee has carefully considered the proposed legislation. It has reviewed the attached Short Environmental Assessment Form ("EAF") and the criteria contained in Section 617.7 of Title 6 of the New York State Code of Rules and Regulations, the SEQR regulations, to identify the relevant areas of environmental concern. For the reasons set forth in the attached EAF, your Committee believes that the proposed action will not have any significant adverse impact on the environment and urges your Honorable Board to adopt the annexed resolution by which this Board would issue a Negative Declaration for this proposed action.

Based on the above facts, the Feasibility Report prepared by the Department, and the review by the Planning Department, your Committee concurs with the recommendation of the County Executive and recommends that your Honorable Board adopt the annexed Resolution which will authorize publication of the Legal Notice for the public hearing as required by the Laws of Westchester County in such matters, and, after such hearing, urges your Honorable Board to adopt the annexed Act which accomplishes the removal of the Parcel from the District.

It should be noted that a vote of not less than a majority of the voting strength of the Board of Legislators is required to pass this Act.

Dated: _____, 2025
White Plains, New York

COMMITTEE ON

K:SJC 10/29/2025

FISCAL IMPACT STATEMENT

SUBJECT: 485 Chappaqua Road , Saw Mill SSD, Mount Pleasant

☒ 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 \$ -

Total Current Year Revenue \$ -

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

☐ Additional Appropriations ☐ Other (explain)

Identify Accounts: 236-60-1610-9012

Potential Related Operating Budget Expenses: Annual Amount \$ -

Describe: None. Parcel is not connected to public sanitary sewer.

Potential Related Operating Budget Revenues: Annual Amount \$ -

Describe: Parcel represents 0.0025% of the Full Equalized Value of the Saw Mill SSD

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

Current Year:

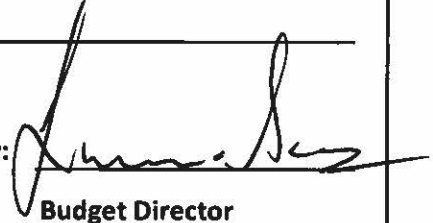
Next Four Years:

Prepared by: Steve Elie-pierre

Title: Director

Department: Maintenance

Date: March 13, 2025

Reviewed By: 

Budget Director

Date: 11/4/25



EMILY COSTANZA
Town Clerk

EXTRACT OF THE MINUTES
OF THE REGULAR MEETING
OF THE TOWN BOARD
TOWN OF MOUNT PLEASANT
WESTCHESTER COUNTY, NY
HELD OCTOBER 24, 2023

Authorization to Remove 485 Chappaqua Road from County Saw Mill Sewer District

RESOLUTION 405 23

Upon motion of Ms. Smalley, seconded by Ms. Zaino and unanimously carried, it was,

WHEREAS, certain property owner(s) have requested removal of their property from the Westchester County Saw Mill Sanitary Sewer District because it is not serviced by sanitary sewers and it is not anticipated that sanitary sewers will be constructed in this area in the foreseeable future; and

WHEREAS, it is believed by the Town of Mount Pleasant that the property satisfies all criteria set forth by the Westchester County Department of Environmental Facilities (WCDEF) for removal of a property from the tax base; therefore,

BE IT RESOLVED, that the Westchester County Board of Legislators is requested to remove the following parcel from the Westchester County Saw Mill Sanitary Sewer District:

<u>Name</u>	<u>Tax Map</u>	<u>Address</u>
Deborah Gargiulo	98.8-1-2	485 Chappaqua Road

VOTE - AYES - Fulgenzi, Schulman, Sialiano, Smalley, Zaino

EMILY COSTANZA
TOWN CLERK
TOWN OF MOUNT PLEASANT

ONE TOWN HALL PLAZA VALHALLA, N.Y. 10595 PHONE: 914-742-2312 FAX: 914-747-6172

Recycled Paper

COUNTY OF WESTCHESTER
DEPARTMENT OF ENVIRONMENTAL FACILITIES

March 18, 2025

FEASIBILITY REPORT
IN THE MATTER OF

THE REMOVAL OF A CERTAIN PARCEL
IN THE
SAW MILL VALLEY SANITARY SEWER DISTRICT
TOWN OF Mount Pleasant



Vincent Kopicki, P.E.
Acting Commissioner
Environmental Facilities

The Town of Mount Pleasant has petitioned that one (1) property currently included in the Saw Mill Valley Sanitary Sewer District be removed from the Saw Mill Valley Sewer District.

A. The identification of the property presently within the Saw Mill Sewer District and to be removed is contained on the attached Town Resolution of the Town of Mount Pleasant, Request for Removal from the Saw Mill Valley Sanitary Sewer District as prepared by the Mount Pleasant Town Clerk. The Town of Mount Pleasant is petitioning to remove said property from the Saw Mill Valley Sewer District. The property to be removed is known as 485 Chappaqua Road, Section 98.8, Block 1, Lot 2.

B. EFFECT ON SEWER DISTRICT TAX RATE:

Full Equalized Valuations, which are assessed values adjusted for equalization rates, form the basis on which the sewer district tax levies are apportioned by the County Board of Legislators. The following are the full equalized valuations in the 2025 levy pertinent to the subject parcels:

Full Value of Saw Mill District

<u>CITIES/TOWNS</u>	<u>ASSESSED VALUES</u>	<u>EQ. PERCENT</u>	<u>FULL VALUE</u>
Town of Greenburgh	12,277,190,796.00	100.00%	12,277,190,796
Town of Mt Pleasant	156,902,343.00	1.07%	14,663,770,374
Town of Mt Pleasant Briarcliff	2,571,629.00	1.07%	240,339,159
Town of New Castle	289,743,171.00	14.07%	2,059,297,591
City of Yonkers	84,145,975.00	1.78%	4,727,301,966
Town of Ossining - Briarcliff	1,233,544,225.00	100.00%	1,233,544,225
Town of Ossining	136,653,200.00	100.00%	136,653,200

TOTAL:	\$35,338,097,311
(TOWN OF NEW CASTLE) Total Value Removed:	<u>(-871,900)</u>
TOTAL FULL VALUE OF DISTRICT AS AMENDED:	\$35,337,225,411*

*Represents a 0.0025% decrease in the FEV of the District

C. Summary and Recommendations

The proposal to remove certain parcels in the Saw Mill Valley Sanitary Sewer Districts is feasible because:

1. The proposed changes were requested by the Town of Mount Pleasant
2. The subject changes require no engineering modifications to the district facilities and there is no impact on the County facilities because these parcels were never connected to the sewerage system.
3. The subject changes remove from ad valorem taxation properties that have not benefited and foreseeably will not benefit from connection to District facilities based on information received from the Town of Mount Pleasant.
4. The subject changes free reserve capacity at the District treatment plant for future enlargement of the District from surrounding areas without the capital costs of expanding treatment facilities.
5. The subject parcels once removed from the district will be required to petition the County to re-enter the district. The County is not obligated to reserve any capacity for these parcels once they have been removed.
6. The subject parcels were reviewed by the Westchester County Health Department.

RESOLUTION NO. 2025 –

RESOLVED, that this Board hold a public hearing on the proposed modification to the Saw Mill Valley Sanitary Sewer District by the removal of one (1) parcel of property located in the Town of Mount Pleasant, more particularly described as 485 Chappaqua Road, Sec. 98.8, Block 1, Lot 2, pursuant to Section 237.131 of the Laws of Westchester County. The public hearing will be held at _____ P.M. on the ____ day of _____, 2025 in the Chambers of the Board of Legislators, 8th Floor, Michaelian Office Building, White Plains, New York. The Clerk of the Board shall cause notice of the time and date of such hearing to be published at least once in one or more newspapers published in the County of Westchester and selected by the Clerk of the Board for that purpose in the manner and time required by law. Such Notice shall be substantially in the form attached hereto.

PUBLIC NOTICE

NOTICE OF HEARING: MODIFICATION TO THE SAW MILL VALLEY SANITARY SEWER DISTRICT BY THE REMOVAL OF ONE (1) PARCEL OF PROPERTY IN THE TOWN OF MOUNT PLEASANT; NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING WILL BE HELD BY THE BOARD OF LEGISLATORS OF WESTCHESTER COUNTY ON THE _____ DAY OF _____, 2025 AT _____ P.M. IN THE CHAMBERS OF THE WESTCHESTER COUNTY BOARD OF LEGISLATORS, 8TH FLOOR, 148 MARTINE AVENUE, WHITE PLAINS, NEW YORK FOR THE PURPOSE OF HEARING PERSONS OR PARTIES INTERESTED IN THE PROPOSED REMOVAL FROM THE SAW MILL VALLEY SANITARY SEWER DISTRICT OF LAND IN THE TOWN OF MOUNT PLEASANT IN ACCORDANCE WITH THE FEASIBILITY REPORT OF THE COMMISSIONER OF ENVIRONMENTAL FACILITIES, DATED MARCH 18, 2025, OF THE PARCEL LISTED BELOW BY STREET ADDRESS AND TAX MAP DESIGNATION.

485 CHAPPAQUA ROAD, SEC. 98.8, BLOCK 1, LOT 2

A COPY OF THE REPORT AND MAP PREPARED BY THE COMMISSIONER OF ENVIRONMENTAL FACILITIES IS ON FILE IN THE OFFICE OF THE CLERK OF THE BOARD OF LEGISLATORS AND MAY BE INSPECTED THERE BY ANY INTERESTED PARTY DURING BUSINESS HOURS.

CLERK OF THE COUNTY
BOARD OF LEGISLATORS
WESTCHESTER COUNTY, NEW YORK

Dated: _____, 2025
White Plains, New York

RESOLUTION NO. 2025 – _____

WHEREAS, there is pending before this Honorable Board an Act to authorize the County to modify the Saw Mill Valley Sanitary Sewer District (the “District”) by removing one (1) parcel of property located in the Town of Mount Pleasant, which parcel is not currently connected to the County sewer system; and

WHEREAS, this Honorable Board has determined that the proposed removal would constitute an action under Article 8 of the Environmental Conservation Law, known as the State Environmental Quality Review Act (“SEQRA”); and

WHEREAS, pursuant to SEQR and its implementing regulations (6 NYCRR Part 617), this project is classified as an “Unlisted” action, which requires this Honorable Board to make a determination as to whether the proposed action will have a significant impact on the environment; and

WHEREAS, the County of Westchester is the only involved agency for this action and, therefore, is assuming the role of Lead Agency; and

WHEREAS, in accordance with SEQR and its implementing regulations, a Short Environmental Assessment Form has been prepared to assist this Honorable Board in its environmental assessment of this proposed action; and

WHEREAS, this Honorable Board has carefully considered the proposed action and has reviewed the attached Short Environmental Assessment Form and the criteria set forth in Section 617.7 of the implementing regulations and has identified the relevant areas of environmental concern, as described in the attached Short Environmental Assessment Form, to determine if this proposed action will have a significant adverse impact on the environment.

NOW, THEREFORE, be it resolved by the County Board of Legislators of the County of Westchester, State of New York, as follows:

RESOLVED, that based upon this Honorable Board’s review of the Short Environmental Assessment Form and the reasons set forth therein, this Board finds that there will be no

significant adverse impact on the environment from the removal of the one (1) parcel of property from the Saw Mill Valley Sanitary Sewer District; and be it further

RESOLVED, the Clerk of the Board of Legislators is authorized and directed to sign the Determination of Significance in the Short Environmental Assessment Form, which is attached and made a part hereof, as responsible officer in Lead Agency; to issue this “Negative Declaration” on behalf of this Board in satisfaction of SEQRA; and to immediately transmit same to the Commissioner of Planning to be filed, published and made available pursuant to the requirements of Part 617 of 6 NYCRR; and be it further

RESOLVED, that this Resolution shall take effect immediately.

TO: Vincent Kopicki, Commissioner
Department of Environmental Facilities

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

DATE: May 9, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR MODIFICATION OF
SAW MILL VALLEY SANITARY SEWER DISTRICT – REMOVAL OF
485 CHAPPAQUA ROAD, TOWN OF MOUNT PLEASANT**

In response to your request for an environmental review of the above referenced action, the Planning Department has prepared the attached documentation.

The proposed removal of one parcel from the County's sanitary sewer district has been classified as an Unlisted action pursuant to the State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617 (SEQR). A Short Environmental Assessment Form has been prepared for consideration by the Board of Legislators.

Please contact me if you require any additional information regarding this document.

DSK/cnm
Att.

cc: Joan McDonald, Director of Operations
Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Tami Altschiller, Assistant Chief Deputy County Attorney
Blanca Lopez, Commissioner of Planning
Steve Elie-Pierre, P.E., Director of Maintenance
Jeffrey Goldman, Senior Assistant County Attorney
Maximillian Zorn, Assistant County Attorney
Claudia Maxwell, Principal Environmental Planner

Short Environmental Assessment Form

Part 1 - Project Information

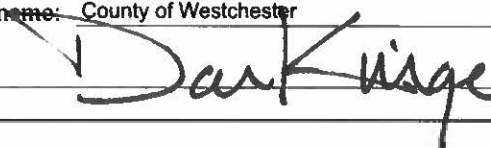
Instructions for Completing

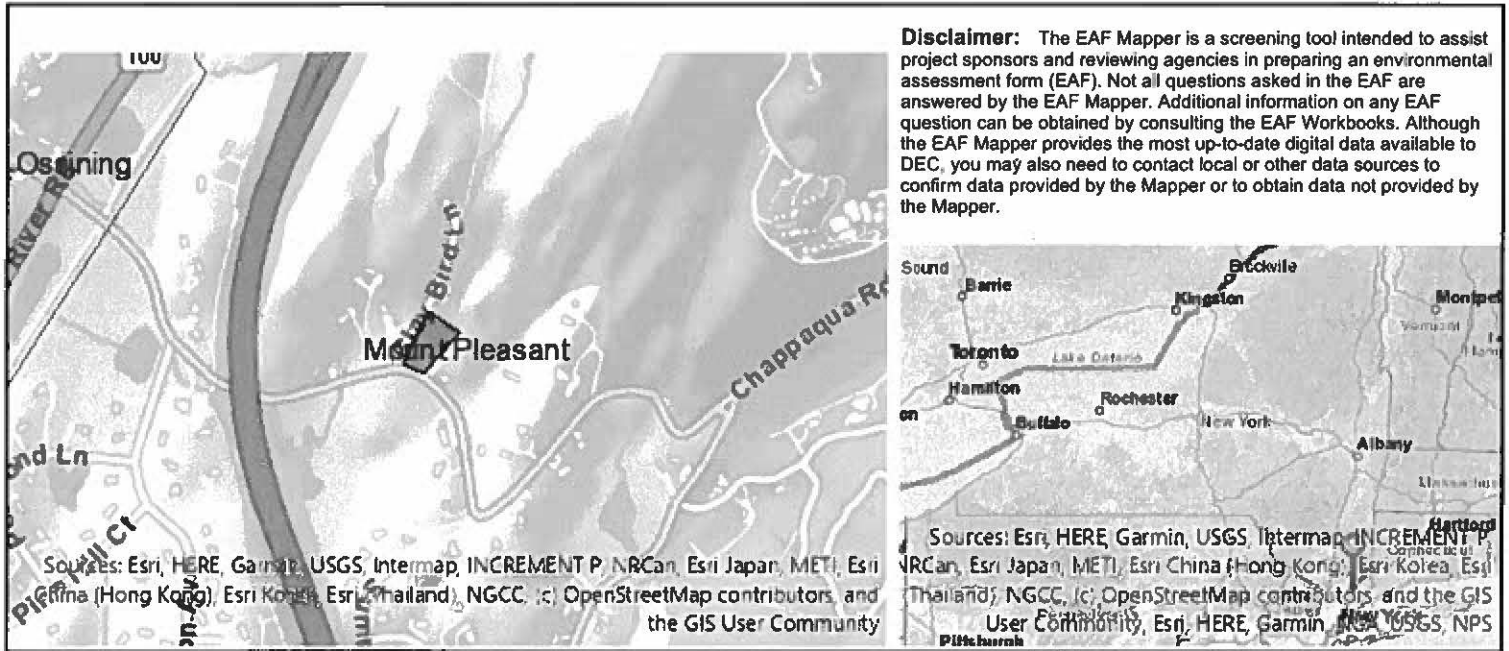
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project: Removal of 1 Parcel from Saw Mill Valley Sanitary Sewer District			
Project Location (describe, and attach a location map): 485 Chappaqua Road, Chappaqua (Town of Mount Pleasant), Westchester County, New York (Section 98.8, Block 1, Lot 2)			
Brief Description of Proposed Action: Removal of one parcel from the Saw Mill Valley Sanitary Sewer District. At the request of the property owners, the Town of Mount Pleasant has petitioned the County to remove the subject parcel from the County sewer district on the basis that the parcel was never connected to the sewerage system and the Town/Village has no plans to extend local sewers to service this area. The parcel is 0.92 acre in size and is developed with a single-family residence. The residence is served by an on-site septic system. The proposed district modification will remove from ad valorem taxation, a property that has not, does not, nor is anticipated to receive district benefits.			
Name of Applicant or Sponsor: County of Westchester		Telephone: 914-995-4400 E-Mail: dsk2@westchestercountyny.gov	
Address: 148 Martine Avenue			
City/PO: White Plains		State: NY	Zip Code: 10601
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO ☐
			YES ☒
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			NO ☐
			YES ☐
3. a. Total acreage of the site of the proposed action? _____ acres b. Total acreage to be physically disturbed? _____ acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres			
4. Check all land uses that occur on, are adjoining or near the proposed action: ☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☐ Residential (suburban) ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Specify): ☐ Parkland			

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	☐	☐	☐
b. Consistent with the adopted comprehensive plan?	☐	☐	☐
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	☐	☐	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	☐	☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
b. Are public transportation services available at or near the site of the proposed action?	☐	☐	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☐	☐	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	☐	☐	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____ _____	☐	☐	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____ _____	☐	☐	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	☐	☐	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☐	☐	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	☐	☐	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☐	☐	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☐ Wetland ☐ Urban ☐ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	☐	☐
16. Is the project site located in the 100-year flood plan?	NO	YES
	☐	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	NO	YES
	☐	☐
	☐	☐
	☐	☐
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	☐	☐
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
	☐	☐
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
	☐	☐
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: <u>County of Westchester</u> Date: <u>May 9, 2025</u> Signature: <u></u> Title: <u>Assistant Commissioner, Dept. of Planning</u>		



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local, New York State, and federal wetlands and waterbodies is known to be incomplete. Refer to the EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Short Environmental Assessment Form

Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	☒	☐
2. Will the proposed action result in a change in the use or intensity of use of land?	☒	☐
3. Will the proposed action impair the character or quality of the existing community?	☒	☐
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	☒	☐
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	☒	☐
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	☒	☐
7. Will the proposed action impact existing:	☒	☐
a. public / private water supplies?	☒	☐
b. public / private wastewater treatment utilities?	☒	☐
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	☒	☐
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	☒	☐
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	☒	☐
11. Will the proposed action create a hazard to environmental resources or human health?	☒	☐

Short Environmental Assessment Form

Part 3 Determination of Significance

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The proposed action involves an act by the County Board of Legislators in order to modify a County-established sewer district, which is similar in nature to "the legislative adoption of a plan" in that there are no direct impacts to the environment because the action does not involve physical changes. The proposed action would remove from a district property that is not receiving nor is anticipated to receive district services. The parcel is already developed with a residence that is served by a functioning on-site septic systems. The Health Department has no record of septic problems or failures occurring at this site within the past five years, which may otherwise warrant inclusion in the district. Additionally, the property is located in the Town's R-40 One Family Residential zoning district; as such, no new development is anticipated that would warrant a sewer connection. The nearest local sewer is located over 1,400 feet away. The Town does not have any plans to extend its local sewer lines to serve this/these property. Since the property was never connected to the sewer system, its removal from the district will have no physical impact on the County's sewer infrastructure.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
 ☒ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

County of Westchester

Name of Lead Agency

Malika Vanderberg

Print or Type Name of Responsible Officer in Lead Agency

Signature of Responsible Officer in Lead Agency

Date

Clerk of the Board of Legislators

Title of Responsible Officer

Signature of Preparer (if different from Responsible Officer)

ACT NO. 2025 -

AN ACT to Modify the Saw Mill Valley Sanitary Sewer District by the Removal of one (1) Parcel of Property Located in the Town of Mount Pleasant.

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

Section 1. The following property known and designated as 485 Chappaqua Road, Sec. 98.8, Block 1, Lot 2 (the "Parcel") on the assessment maps of the Town of Mount Pleasant (the "Town") is hereby removed from the Saw Mill Valley Sanitary Sewer District (the "District").

§ 2. The Parcel is to be forgiven its obligation for future debt service requirement and is to relinquish its equity in existing sewage facilities in the District, and in return the District is relieved of its responsibility to provide sanitary sewer service and sewerage facilities to the Parcel.

§ 3. This Act and the District and assessment areas as so altered, changed, modified, reduced and/or enlarged hereby, shall become effective immediately and the assessment rolls filed after the next taxable status date shall show County sewer district assessments and taxes on the basis of such revised District, and taxes levied on such rolls shall be based thereon, but any sewer district tax or assessment levied on any valid assessment rolls in effect prior to the next taxable status date, on any parcel affected by the revisions made by this Act, shall continue valid as such or as a tax lien, until paid and the amount paid shall be credited to the sewer district in which such parcel was assessed on the role on which said tax is levied.

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

§ 5. This Act shall take effect immediately.



Kenneth W. Jenkins
County Executive

October 15, 2025

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

Dear Honorable Members of 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 Works and Transportation ("DPWT") to enter into inter-municipal agreements (collectively "IMAs") with local municipalities for snow and ice control on County roads located within those municipalities for the winter seasons commencing October 1, 2025 through September 30, 2030. Authorization of these IMAs will ensure the continuation of the long standing program for snow and ice control on County roads. The current inter-municipal agreements will expire on September 30, 2025.

The rates of reimbursement for the 2025/2026 season would be as follows:

\$3,257.00 per mile for 2 lane roads;
\$4,296.00 per mile for 3 lane roads;
\$4,748.00 per mile for 4 lane roads.

In addition, it is proposed that the Salt Shed Incentive program be continued. Those local municipalities whose salt storage and application rates are consistent with the recommendations for the 208 Water Quality Program and are in compliance with the best management practices guidelines currently endorsed by the DPWT Commissioner, would be reimbursed for snow and ice control on County roads within their boundaries for the 2025/2026 season at the following rates:

\$5,030.00 per mile for 2 lane roads;
\$6,540.00 per mile for 3 lane roads;
\$7,327.00 per mile for 4 lane roads.

Office of the County Executive

Michaelian Office Building
148 Martine Avenue
White Plains, New York 10601

Telephone: (914)995-2900

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



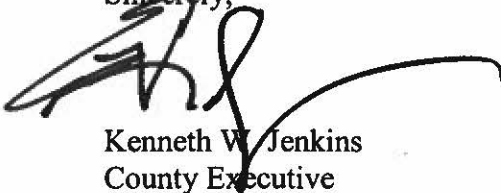
After the first year, the rates shall be increased annually by the allowable levy growth factor (tax cap) as defined in Chapter 97 of the New York State Laws of 2011, calculated by using the County's fiscal year (calendar).

I have been advised that in accordance with the terms of the inter-municipal agreements, the municipalities will not be responsible for the following services: filling pot holes, removal of trash, removal of dead animals, grass and weed cutting, maintenance and repair of guide rails, or graffiti removal upon County roads within the boundaries of the Municipality, unless damage to County property is caused by the Municipality, its employees, agents or contractors.

I have been further advised that the IMAs are exempt from the Westchester County Procurement Policy pursuant to Section 3(a)iii thereof, which exempts transactions or contracts with the United States of America, any State, and any political subdivision, agency or instrumentality thereof.

Based on the foregoing, I respectfully recommend your favorable action on the annexed proposed Act.

Sincerely,

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

Kenneth W. Jenkins
County Executive

KWJ/HJG/sjc
Attachment

**HONORABLE BOARD OF LEGISLATORS
WESTCHESTER COUNTY**

Your Committee is in receipt of a communication from the County Executive recommending the adoption of an Act which, if approved by your Honorable Board, would authorize the County of Westchester ("County"), acting by and through its Department of Public Works and Transportation ("DPWT"), to enter into inter-municipal agreements (collectively "IMAs") with local municipalities for snow and ice control on County roads located within those municipalities for the winter seasons commencing October 1, 2025 through September 30, 2030. Authorization of these IMAs will ensure the continuation of the long standing program for snow and ice control on County roads. The current inter-municipal agreements will expire on September 30, 2025.

The rates of reimbursement for the 2025/2026 season would be as follows:

\$3,257.00 per mile for 2 lane roads;
\$4,296.00 per mile for 3 lane roads;
\$4,748.00 per mile for 4 lane roads.

In addition, it is proposed that the Salt Shed Incentive program be continued. Those local municipalities whose salt storage and application rates are consistent with the recommendations for the 208 Water Quality Program and are in compliance with the best management practices guidelines currently endorsed by the DPWT Commissioner, would be reimbursed for snow and ice control on County roads within their boundaries for the 2025/2026 season at the following rates:

\$5,030.00 per mile for 2 lane roads;
\$6,540.00 per mile for 3 lane roads;
\$7,327.00 per mile for 4 lane roads.

After the first year, the rates shall be increased annually by the allowable levy growth factor (tax cap) as defined in Chapter 97 of the New York State Laws of 2011, calculated by using the County's fiscal year (calendar).

In accordance with the terms of the IMAs, the municipalities will not be responsible for the following services: filling pot holes, removal of trash, removal of dead animals, grass and weed cutting, maintenance and repair of guide rails, or graffiti removal upon County roads within the boundaries of the Municipality, unless damage to County property is caused by the Municipality, its employees, agents or contractors.

The Planning Department has advised that based on its review, the proposed IMAs may be classified as a "Type II" action under the State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617 ("SEQRA"). Type II actions are those actions determined not to have a significant effect on the environment and therefore do not require further environmental review. Your Committee concurs with this recommendation.

Your Committee has been advised that the IMAs are exempt from the Westchester County Procurement Policy and Procedures pursuant to Section 3(a)iii thereof, which exempts transactions or contracts with the United States of America, any State and any political subdivision, agency or instrumentality thereof.

Pursuant to the Laws of Westchester County, the proposed Act must be approved by an affirmative vote of not less than a majority the voting strength of the Board of Legislators.

Accordingly, after due consideration, your Committee recommends enactment of the annexed proposed Act.

Dated: _____, 2025
White Plains, New York

COMMITTEE ON

K:sjc 9/30/2025

FISCAL IMPACT STATEMENT

SUBJECT: Snow and Ice Agreements

☐ 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 \$ 689,437

Total Current Year Revenue \$ -

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

☐ Additional Appropriations

☐ Other (explain)

Identify Accounts: 101-46-6000-4910-GGDS

Potential Related Operating Budget Expenses:

Annual Amount

Describe: None

Potential Related Operating Budget Revenues:

Annual Amount

Describe: None

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

Current Year: Our staff is unable to plow all the roads throughout Westchester County
that are listed in the agreements.

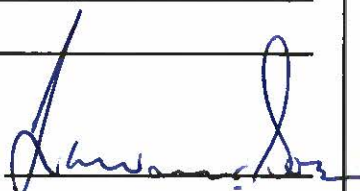
Next Four Years:

Prepared by: Anthony Finateri

Title: Director of Administrative Services

Department: Public Works & Transportation

Date: September 29, 2025

Reviewed By: 

Budget Director

Date: 10/9/25

TO: John Paul Iannace, Associate County Attorney
Department of Law

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

DATE: September 25, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR SNOW AND ICE
REMOVAL INTERMUNICIPAL AGREEMENTS**

PROJECT/ACTION: Agreements with local municipalities, whereby the municipality will provide for the removal of snow and ice on County-owned roads within their jurisdiction. The County will pay the municipality based on mileage, with higher rates given for the implementation of best management practices. The current 5-year agreements are due to expire. The new authorization will allow for the continuation of these services for an additional 5 years.

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 because the project/action may be classified as a TYPE II action pursuant to section(s):

- **617.5(c)(26):** routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment;
 - **617.5(c)(42):** emergency actions that are immediately necessary on a limited and temporary basis for the protection or preservation of life, health, property or natural resources, provided that such actions are directly related to the emergency and are performed to cause the least change or disturbance, practicable under the circumstances, to the environment....
-

COMMENTS: None.

DSK/cnm

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Tami Altschiller, Assistant Chief Deputy County Attorney
Sean Curtin, Assistant County Attorney
Claudia Maxwell, Principal Environmental Planner

ACT NO. 2025-_____

AN ACT to authorize the County of Westchester to enter into inter-municipal agreements with local municipalities for snow and ice control on County roads within the boundaries of the municipalities.

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

Section 1. The County of Westchester ("County") is hereby authorized to enter into inter-municipal agreements with local municipalities for snow and ice control on County roads within their boundaries for the winter seasons, for a term commencing on October 1, 2025 through September 30, 2030.

§2. The County shall reimburse local municipalities for snow and ice control on County roads within their boundaries at the following rates for the 2025/2026 season:

\$3,257.00 per mile for 2 lane roads;
\$4,296.00 per mile for 3 lane roads;
\$4,748.00 per mile for 4 lane roads.

After the first year, the rates shall be increased annually by the allowable levy growth factor (tax cap) as defined in Chapter 97 of the New York State Laws of 2011, calculated by using the County's fiscal year (calendar).

§3. Those local municipalities whose salt storage and application rates are consistent with the recommendations for the 208 Water Quality Program and are in compliance with the best management practices guidelines currently endorsed by the Westchester County Commissioner of Public Works and Transportation shall be reimbursed for snow and ice control on County roads within their boundaries at the following rates for 2025/2026 season:

\$5,030.00 per mile for 2 lane roads;
\$6,540.00 per mile for 3 lane roads;
\$7,327.00 per mile for 4 lane roads.

After the first year, the rates shall be increased annually by the allowable levy growth factor (tax cap) as defined in Chapter 97 of the New York State Laws of 2011, calculated by using the County's fiscal year (calendar).

§4. The County Executive, or his authorized designee be and hereby is authorized and empowered to take such actions and to execute and deliver such instruments and agreements as may be necessary and appropriate to 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, 148 148 Martine Avenue, White Plains, New York 10601, (hereinafter referred to as the "County");

and

[INSERT MUNICIPALITY NAME AND ADDRESS],
(hereinafter referred to as the "Municipality").

WITNESSETH:

WHEREAS, the County desires to obtain services for the removal of snow and ice from designated County roads within the Municipality to provide for reasonable passage and movement of vehicles over such roads; and

WHEREAS, the Municipality is willing to furnish such services and the County desires to purchase same subject to the terms of the Agreement.

NOW, THEREFORE, in consideration of the terms, conditions and covenants hereinafter set forth, the parties agree as follows:

FIRST: This Agreement shall commence on October 1, 2025 and shall expire on September 30, 2030 unless sooner terminated as herein provided.

SECOND: The Municipality agrees to furnish all necessary personnel, machinery, tools, supplies and equipment to provide snow removal and ice control services upon County roads within the boundaries of the Municipality as identified in the list attached hereto and made a part hereof as Schedule "D". Said services shall be provided upon the paved portions of County roads as well as County road bridges and bridge sidewalks and shall include the plowing or removal of snow and ice, all necessary sanding, and appropriate measures to keep catch basins and drains clear of ice and debris, until the end of the snow removal season.

The Municipality shall not be required to provide the following services: filling pot holes, removal of trash, removal of dead animals, grass and weed cutting, maintenance and repair of guide rails, or graffiti removal upon County roads as identified in Schedule "D", unless damage to County property is caused by the Municipality, its employees, agents or contractors.

All work shall be performed in the manner prescribed by the Westchester County Commissioner of Public Works and Transportation ("Commissioner") or his authorized representative and shall be completed to his satisfaction.

THIRD: For the services performed pursuant to Paragraph **SECOND** above, the County shall pay the Municipality as follows:

(i) At such time as the Municipality's salt storage and application rates shall be in compliance with the recommendations of the 208 Water Quality Program, as described in the "Best Management Practices Manual" published as part of that Program as amended or supplemented, then payment shall be provided in accordance with the rates set forth in Schedule "B" for those seasons the municipality is in compliance.

(ii) In the event the Municipality shall not be in compliance with the 208 Water Quality Program "Best Management Practices Manual" as amended or supplemented or, if in compliance, shall fail to so comply during the term of this Agreement, then the Municipality shall be entitled to payment only for the actual amounts expended to provide snow and ice removal services up to the maximum rates set forth in Schedule "A".

(iii) Schedule "D" will be modified to add and/or delete roads, or sections of roads, as they may be added to and/or deleted from the County road system. Such addition and/or deletion may only take place upon the completion of action by the Westchester County Board of Legislators.

Payments will be prorated to pay as follows:

	<u>Roads Added</u>	<u>Roads Deleted</u>
November	90%	10%
December	80%	20%
January	60%	40%
February	30%	70%
March	10%	90%

FOURTH: Any and all requests for payment to be made shall be submitted within thirty (30) days after notice by the Department of Public Works and Transportation, on a properly executed claim form together with an itemized schedule of amounts expended to furnish such services. Payment shall be made only after approval by the Commissioner.

This Agreement shall be deemed executory only to the extent of money appropriated and allocated by the County for the performance of the terms hereof and no liability under this Agreement shall be incurred by the County beyond moneys available for the purposes thereof.

FIFTH: The Municipality shall keep accurate records of its business operations hereunder in accordance with generally accepted accounting principles.

The Commissioner, or his duly authorized representative, shall have the right to inspect and audit such records and statements at all reasonable times to insure that the Municipality is complying with the terms of this Agreement. To the extent practicable such inspections shall take place at the offices of the Municipality. The Municipality agrees that all equipment charges shall be in accordance with rates established by the New York State Department of Transportation and all labor charges shall be in accordance with the prevailing rates within the Municipality for similar highway work.

SIXTH: The parties recognize and acknowledge that the obligations of the County under this Agreement are subject to annual appropriations by its Board of Legislators pursuant to the Laws of Westchester County. Therefore, this Agreement shall be deemed executory only to the extent of the moneys appropriated and available. The County shall have no liability under this Agreement beyond funds appropriated and available for payment pursuant to this Agreement. The parties understand and intend that the obligation of the County hereunder shall constitute a current expense of the County and shall not in any way be construed to be a debt of the County in contravention of any applicable constitutional or statutory limitations or requirements concerning the creation of indebtedness by the County, nor shall anything contained in this Agreement

constitute a pledge of the general tax revenues, funds or moneys of the County. The County shall pay amounts due under this Agreement exclusively from legally available funds appropriated for this purpose. The County shall retain the right, upon the occurrence of the adoption of any County Budget by its Board of Legislators during the term of this Agreement or any amendments thereto, and for a reasonable period of time after such adoption(s), to conduct an analysis of the impacts of any such County Budget on County finances. After such analysis, the County shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates set forth herein. If the County subsequently offers to pay a reduced amount to the Municipality, then the Municipality shall have the right to terminate this Agreement upon reasonable prior written notice.

This Agreement is also subject to further financial analysis of the impact of any New York State Budget (the "State Budget") proposed and adopted during the term of this Agreement. The County shall retain the right, upon the occurrence of any release by the Governor of a proposed State Budget and/or the adoption of a State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoption(s), to conduct an analysis of the impacts of any such State Budget on County finances. After such analysis, the County shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Municipality, then the Municipality shall have the right to terminate this Agreement upon reasonable prior written notice.

SEVENTH: Either party, upon thirty (30) days written notice to the other, may terminate this Agreement in whole or in part when deemed to be in its best interest. Subject to the availability of funds, the Municipality shall be compensated for services rendered under this Agreement prior to the effective date of such termination.

In the event the Commissioner determines that there has been a material breach by the Municipality of any of the terms of the Agreement and such breach either, (i) remains uncured for forty-eight (48) hours after service on the Municipality of written notice thereof, or (ii) is not capable of being cured, the County, in addition to any other right or remedy it might have, may terminate this Agreement and the County shall have the right, power and authority to complete the services provided for in this Agreement, or contract for their completion, and any additional expense or cost of such completion shall be charged to and paid by the Municipality. Notice shall

be effective on the date of receipt. Without limiting the foregoing, upon written notice to the Municipality, repeated breaches by Municipality of any particular duty or obligation under this Agreement shall be deemed a material breach of the Agreement justifying termination for cause hereunder without requirement for further opportunity to cure. Notice shall be effective on the date of receipt.

EIGHTH: Except in an emergency, the Municipality shall not assign, sublet, subcontract or otherwise dispose of this Agreement, or any right, duty or interest herein, without previous written consent of the County. No assignment, subcontracting, subletting or other such disposition of this Agreement, either with or without such consent of the County, shall serve to relieve the Municipality of its obligations hereunder.

All subcontracts entered into by the Municipality shall provide that subcontractors are subject to and must comply with all terms and conditions set forth in this Agreement. All work performed by the subcontractor shall be deemed work performed by the Municipality.

NINTH: The Municipality shall comply, at its own expense, with the provisions of all applicable federal, state and local laws, rules, regulations, orders or ordinances and requirements of every kind and nature, which now exist or are hereinafter be enacted or promulgated ("Laws") including, but not limited to, all applicable provisions of the Labor Law, Workers' Compensation Law, State Unemployment Insurance Law, Federal Social Security Law and any and all rules and regulations promulgated by the United States Department of Labor and/or the Industrial Commissioner of the State of New York and all amendments and additions thereto.

It is the intent and understanding of the County and Municipality that each and every provision required by law, contract, or other proper authority to be included in this Agreement shall, for all intents and purposes, be considered and deemed included herein. The Municipality understands and acknowledges that for each and every such provision that has, through mistake or otherwise, either not been inserted in writing or been inserted in writing in an incorrect form, the Municipality hereby consents to amending this Agreement in writing, upon receipt of notice from the County, for the purpose of inserting or correcting the provision in question.

TENTH: The Municipality hereby acknowledges and agrees:

(a) that in the hiring of employees for the performance of work under this Agreement or any subcontract hereunder, no Municipality, subcontractor, nor any person acting on behalf of such Municipality or subcontractor, shall by reason of race, creed, color, religion, gender, age, ethnicity, disability, sex, alienage or citizenship status, national origin, marital status, sexual orientation, familial status, genetic pre-disposition or carrier status, discriminate against any citizen of the State of New York who is qualified and available to perform the work to which the employment relates;

(b) that no Municipality, subcontractor, nor any person on his behalf shall, in any manner, discriminate against or intimidate any employee hired for the performance of work under this Agreement on account of race, creed, color, religion, gender, age, ethnicity, disability, sex, alienage or citizenship status, national origin, marital status, sexual orientation, familial status, genetic pre-disposition or carrier status;

(c) that there may be deducted from the amount payable to the Municipality by the County under this Agreement a penalty of FIFTY (\$50.00) DOLLARS for each person for each calendar day during which such person was discriminated against or intimidated in violation of the provisions of this Agreement;

(d) that this Agreement may be cancelled or terminated by the County, and all moneys due or to become due hereunder may be forfeited, for a second or any subsequent violation of the terms and conditions of this section of the Agreement; and

(e) the aforesaid provisions of this section covering every agreement for or on behalf of the County for the manufacture, sale or distribution of materials, equipment or supplies shall be limited to operations performed within the territorial limits of the State of New York.

(f) The Municipality acknowledges and understands that the County maintains a zero tolerance policy prohibiting all forms of harassment or discrimination against its employees by co-workers, supervisors, vendors, contractors, or others.

ELEVENTH: The Municipality, in its own name and naming the County as an additional named insured, shall, at the commencement of the term hereof, obtain and maintain in continuous effect for the term of this Agreement, policies of insurance providing for coverage in the limits and subject to the conditions set forth in Schedule "C", attached hereto and made a part hereof.

The Municipality agrees to indemnify, defend and hold the County of Westchester and its officers, employees and agents harmless from and against any and all liability, loss, damage or expense the County may suffer as a result of any and all claims, demands, causes of action or judgments arising out of this Agreement due to the negligent acts or omissions of the Municipality.

The Municipality shall, within ten (10) days of the occurrence thereof, notify the Commissioner of any action, proceeding, claim or demand arising hereunder.

Notwithstanding the requirements set forth in the above and as set forth in Schedule "C", the Municipality may act as a self-insurer for the general liability insurance in lieu of procuring from an insurance company the insurance required by the terms of this Agreement and heretofore described. The Municipality hereby agrees that it will provide the exact same insurance coverage and protection for the benefit of the County and any other covered entity herein, in the same amount and under the same terms set forth in the paragraph above and as set forth in Schedule "C", as it would provide County if the Municipality were to purchase commercial insurance. The Municipality further agrees that its decision to self-insure shall in no way limit the defenses or indemnification available to the County.

TWELFTH: All notices of any nature referred to in this Agreement shall be in writing and either sent by registered or certified mail postage pre-paid, or sent by hand or overnight courier, to the respective addresses as set forth below or to such other addresses as the respective parties hereto may designate in writing. Notice shall be effective on the date of receipt.

To the County:

Commissioner
Westchester County Department of Public Works and Transportation
Michaelian Office Building
148 Martine Avenue, Room 518
White Plains, New York 10601

With a copy to:

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

To the Municipality:

[INSERT NOTICE INFO]

THIRTEENTH: VENDOR DIRECT PAYMENT: All payments made by the County to the Municipality will be made by electronic funds transfer ("EFT") pursuant to the County's Vendor Direct program. Municipalities doing business with Westchester County, who are not already enrolled in the Vendor Direct Program, will be required to fill out and submit an EFT Authorization Form prior to receiving an award or purchase order. The EFT Authorization Form, Instructions and related information are annexed hereto as Schedule "E." Payments will be automatically credited to the Municipality's designated bank account at the Municipality's financial institution. Payments are anticipated to be deposited two business days after the voucher/invoice is processed for payment. Saturdays, Sundays, and legal holidays are not considered business days. Under the Vendor Direct program you will receive an e-mail notification two days prior to the day the payment will be credited to your designated account. The e-mail notification will come in the form of a remittance advice with the same information that currently appears on County check stubs and will contain the date that the funds will be credited to your account. All information received will be treated and handled as strictly confidential. The completed Authorization Form must be returned by the Municipality to the County prior to award of the contract. In rare cases, a hardship waiver may be granted. For a Hardship Waiver Request Form, please contact the Finance Department. Any Municipality that fails to return the completed authorization form(s) prior to award of the contract may be considered non-responsive and the proposal may be rejected.

FOURTEENTH: The failure of either party to insist, in any one or more instances, upon strict performance of any term or condition herein contained shall not be deemed a waiver or relinquishment for the future of such term or condition, but the same shall remain in full force and effect. No waiver by either party or any provision hereof shall be implied.

FIFTEENTH: This Agreement shall bind the successors, assigns and representatives of the parties hereto.

SIXTEENTH: 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. No change, modification or cancellation of this Agreement shall be effective except by an instrument in writing signed by a duly authorized representative of each of the parties.

In the event of any conflict between the terms of this Agreement and the terms of any schedule or attachment hereto, it is understood that the terms of this Agreement shall be controlling with respect to any interpretation of the meaning and intent of the parties.

SEVENTEENTH: 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. In addition, the parties hereby agree that any cause of action arising out of this Agreement shall be brought in the County of Westchester.

If 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.

EIGHTEENTH: This Agreement shall not be enforceable until signed by all parties and approved by the Office of the County Attorney.

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

IN WITNESS WHEREOF, the County of Westchester and the Municipality have executed this Agreement.

THE COUNTY OF WESTCHESTER

By: _____
Hugh J. Greechan, Jr., P.E.
Commissioner of Public Works and Transportation

[MUNICIPALITY]

By: _____
Name:
Title:

Authorized by the Westchester County Board of Legislators on the ____ day of _____,
20__.

Approved

Assistant County Attorney
County of Westchester

K:SJC/DPW/Snow&Ice IMA.8.22.2025

MUNICIPALITY'S ACKNOWLEDGMENT

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

On this _____ day of _____, 20____, 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

CERTIFICATE OF AUTHORITY
(Municipality)

I, _____
(Officer other than Officer signing agreement)

certify that I am the _____ of the _____
(Title) (Name of Municipality)

(the "Municipality"), a corporation duly organized and 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 _____
(Person executing agreement)

who signed said agreement on behalf of the Municipality was, at the time of execution

_____ of the Municipality, that said agreement
(Title of Person Executing Agreement)

was duly signed for on behalf of said Municipality by authority of its

_____ thereunto duly
(Town Board, Village Board, Town Council)

authorized, 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 _____, 20__, before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the above certificate and acknowledged to me that he/she executed the above certificate in his/her capacity as

_____ of _____,
(Title) (Municipality)

the municipal corporation described in and which executed the within instrument.

Notary Public

SCHEDULE "A"

WITHOUT "208" INCENTIVE

The rates of reimbursement for the 2025/2026 season shall be as follows:

\$3,257.00 per mile for 2 lane roads;

\$4,296.00 per mile for 3 lane roads;

\$4,748.00 per mile for 4 lane roads.

After the first year, the rates shall be increased annually by the allowable levy growth factor (tax cap) as defined in Chapter 97 of the New York State Laws of 2011, calculated by using the County's fiscal year (calendar).

SCHEDULE "B"

WITH "208" INCENTIVE

\$5,030.00 per mile for 2 lane roads;
\$6,540.00 per mile for 3 lane roads;
\$7,327.00 per mile for 4 lane roads.

After the first year, the rates shall be increased annually by the allowable levy growth factor (tax cap) as defined in Chapter 97 of the New York State Laws of 2011, calculated by using the County's fiscal year (calendar).

DRAFT

SCHEDULE " C"

STANDARD INSURANCE PROVISIONS **(Municipality)**

1. Prior to commencing work, and throughout the term of the Agreement, the Municipality shall obtain at its own cost and expense the required insurance as delineated below from insurance companies licensed in the State of New York, carrying a Best's financial rating of A or better. Municipality shall provide evidence of such insurance to the County of Westchester ("County"), either by providing a copy of policies and/or certificates as may be required and approved by the Director of Risk Management of the County ("Director"). The policies or certificates thereof shall provide that ten (10) days prior to cancellation or material change in the policy, notices of same shall be given to the Director either by overnight mail or personal delivery for all of the following stated insurance policies. All notices shall name the Municipality and identify the Agreement.

If at any time any of the policies required herein shall be or become unsatisfactory to the Director, as to form or substance, or if a company issuing any such policy shall be or become unsatisfactory to the Director, the Municipality shall upon notice to that effect from the County, promptly obtain a new policy, and submit the policy or the certificate as requested by the Director to the Office of Risk Management of the County for approval by the Director. Upon failure of the Municipality to furnish, deliver and maintain such insurance, the Agreement, at the election of the County, may be declared suspended, discontinued or terminated.

Failure of the Municipality to take out, maintain, or the taking out or maintenance of any required insurance, shall not relieve the Municipality from any liability under the Agreement, nor shall the insurance requirements be construed to conflict with or otherwise limit the contractual obligations of the Municipality concerning indemnification.

All property losses shall be made payable to the "County of Westchester" and adjusted with the appropriate County personnel.

In the event that claims, for which the County may be liable, in excess of the insured amounts provided herein are filed by reason of Municipality's negligent acts or omissions under the Agreement or by virtue of the provisions of the labor law or other statute or any other reason, the amount of excess of such claims or any portion thereof, may be withheld from payment due or to become due the Municipality until such time as the Municipality shall furnish such additional security covering such claims in form satisfactory to the Director.

In the event of any loss, if the Municipality maintains broader coverage and/or higher limits than the minimums identified herein, the County shall be entitled to the broader coverage and/or higher limits maintained by the Municipality. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the County.

2 The Municipality shall provide proof of the following coverage (if additional coverage is required for a specific agreement, those requirements will be described in the Agreement):

- a) Workers' Compensation and Employer's Liability. Certificate form C-105.2 or State Fund Insurance Company form U-26.3 is required for proof of compliance with the New York State Workers' Compensation Law. State Workers' Compensation Board form DB-120.1 is required for proof of compliance with the New York State Disability Benefits Law. Location of operation shall be "All locations in Westchester County, New York."

Where an applicant claims to not be required to carry either a Workers' Compensation Policy or Disability Benefits Policy, or both, the employer must complete NYS form CE-200, available to download at: <http://www.wcb.ny.gov>.

If the employer is self-insured for Workers' Compensation, he/she should present a certificate from the New York State Worker's Compensation Board evidencing that fact (Either SI-12, Certificate of Workers' Compensation Self-Insurance, or GSI-105.2, Certificate of Participation in Workers' Compensation Group Self-Insurance).

- b) Commercial General Liability Insurance with a combined single limit of \$1,000,000 (c.s.1) per occurrence and a \$2,000,000 aggregate limit naming the "County of Westchester" as an additional insured on a primary and non-contributory basis. This insurance shall include the following coverages:

- i. Premises - Operations.
- ii. Broad Form Contractual.
- iii. Independent Contractor and Sub-Contractor.
- iv. Products and Completed Operations.

- c) Commercial Umbrella/Excess Insurance: \$2,000,000 each Occurrence and Aggregate naming the "County of Westchester" as additional insured, written on a "follow the form" basis.

NOTE: Additional insured status shall be provided by standard or other endorsement that extends coverage to the County of Westchester for both on-going and completed operations.

- d) Automobile Liability Insurance with a minimum limit of liability per occurrence of \$1,000,000 for bodily injury and a minimum limit of \$100,000 per occurrence for property damage or a combined single limit of \$1,000,000 unless otherwise indicated in the contract specifications. This insurance shall include for bodily injury and property damage the following coverages and name the "County of Westchester" as additional insured:

- (i) Owned automobiles.
- (ii) Hired automobiles.
- (iii) Non-owned automobiles.

3. All policies of the Municipality shall be endorsed to contain the following clauses:

(a) Insurers shall have no right to recovery or subrogation against the County (including its employees and other agents and agencies), it being the intention of the parties that the insurance policies so effected shall protect both parties and be primary coverage for any and all losses covered by the above-described insurance.

(b) The clause "other insurance provisions" in a policy in which the County is named as an insured, shall not apply to the County.

(c) The insurance companies issuing the policy or policies shall have no recourse against the County (including its agents and agencies as aforesaid) for payment of any premiums or for assessments under any form of policy.

(d) Any and all deductibles in the above described insurance policies shall be assumed by and be for the account of, and at the sole risk of, the Municipality.

DRAFT

Revised Jan 2018-Municipality

SCHEDULE "D"
COUNTY ROADS – SNOW AND ICE AGREEMENT

DRAFT

SCHEDULE "E"

Westchester County Vendor Direct Program Frequently Asked Questions

1. WHAT ARE THE BENEFITS OF THE ELECTRONIC FUNDS TRANSFER (EFT) ASSOCIATED WITH THE VENDOR DIRECT PROGRAM?

There are several advantages to having your payments automatically deposited into your designated bank account via EFT:

Payments are secure – Paper checks can be lost in the mail or stolen, but money deposited directly into your bank account is more secure.

You save time – Money deposited into your bank account is automatic. You save the time of preparing and delivering the deposit to the bank. Additionally, the funds are immediately available to you.

2. ARE MY PAYMENTS GOING TO BE PROCESSED ON THE SAME SCHEDULE AS THEY WERE BEFORE VENDOR DIRECT?

Yes.

3. HOW QUICKLY WILL A PAYMENT BE DEPOSITED INTO MY ACCOUNT?

Payments are deposited two business days after the voucher/invoice is processed. Saturdays, Sundays, and legal holidays are not considered business days.

4. HOW WILL I KNOW WHEN THE PAYMENT IS IN MY BANK ACCOUNT AND WHAT IT IS FOR?

Under the Vendor Direct program you will receive an e-mail notification two days prior to the day the payment will be credited to your designated account. The e-mail notification will come in the form of a remittance advice with the same information that currently appears on your check stub, and will contain the date that the funds will be credited to your account.

5. WHAT IF THERE IS A DISCREPANCY IN THE AMOUNT RECEIVED?

Please contact your Westchester County representative as you would have in the past if there were a discrepancy on a check received.

6. WHAT IF I DO NOT RECEIVE THE MONEY IN MY DESIGNATED BANK ACCOUNT ON THE DATE INDICATED IN THE E-MAIL?

In the unlikely event that this occurs, please contact the Westchester County Accounts Payable Department at 914-995-4708.

7. WHAT MUST I DO IF I CHANGE MY BANK OR MY ACCOUNT NUMBER?

Whenever you change any information or close your account a new Vendor Direct Payment Authorization Form must be submitted. Please contact the Westchester County Accounts Payable Department at 914-995-4708 and we will e-mail you a new form.

8. WHEN COMPLETING THE PAYMENT AUTHORIZATION FORM, WHY MUST I HAVE IT SIGNED BY A BANK OFFICIAL IF I DON'T INCLUDE A VOIDED CHECK?

This is to ensure the authenticity of the account being set up to receive your payments.

	Westchester County • Department of Finance • Treasury Division Electronic Funds Transfer (EFT) Vendor Direct Payment Authorization Form	Authorization is: <i>(check one)</i> ☐ New ☐ Change
---	--	---

INSTRUCTIONS: Please complete both sections of this Authorization Form and attach a voided check. See the reverse side for more information and instructions.

Mail to: Westchester County, Department of Finance, Treasury Division, 148 Martine Avenue, White Plains, NY 10601
Attention: Vendor Direct

Section I - Vendor Information

1. Vendor Name:		
2. Taxpayer ID Number or Social Security Number:		
3. Vendor Primary Address		
4. Contact Person Name:		Contact Person Telephone Number:
5. Vendor E-Mail Addresses for Remittance Notification:		
6. Vendor Certification: <i>I have read and understand the Vendor Direct Payment Program and hereby authorize payments to be received by electronic funds transfer into the bank that I designate in Section II. I further understand that in the event that an erroneous electronic payment is sent, Westchester County reserves the right to reverse the electronic payment. In the event that a reversal cannot be implemented, Westchester County will utilize any other lawful means to retrieve payments to which the payee was not entitled.</i>		
Authorized Signature	Print Name/Title	Date

Section II- Financial Institution Information

7. Bank Name:		
8. Bank Address:		
9. Routing Transit Number:		10. Account Type: (check one) ☐ Checking ☐ Savings
11. Bank Account Number:	12. Bank Account Title:	
13. Bank Contact Person Name:		Telephone Number:
14. FINANCIAL INSTITUTION CERTIFICATION (required ONLY if directing funds into a Savings Account OR if a voided check is not attached to this form): <i>I certify that the account number and type of account is maintained in the name of the vendor named above. As a representative of the named financial institution, I certify that this financial institution is ACH capable and agrees to receive and deposit payments to the account shown.</i>		
Authorized Signature	Print Name / Title	Date

(Leave Blank - to be completed by Westchester County) - Vendor number assigned

| | | | |

Electronic Funds Transfer (EFT) Vendor Direct Payment Authorization Form

GENERAL INSTRUCTIONS

Please complete both sections of the Vendor Direct Payment Authorization Form and forward the completed form (along with a voided check for the account to which you want your payments credited) to: Westchester County Department of Finance, 148 Martine Ave, Room 720, White Plains, NY 10601, Attention: Vendor Direct. Please see item 14 below regarding attachment of a voided check.

Section I - VENDOR INFORMATION

1. Provide the name of the vendor as it appears on the W-9 form.
2. Enter the vendor's Taxpayer ID number or Social Security Number as it appears on the W-9 form.
3. Enter the vendor's complete primary address (not a P.O. Box).
4. Provide the name and telephone number of the vendor's contact person.
5. Enter the business e-mail address for the remittance notification. **THIS IS VERY IMPORTANT.** This is the e-mail address that we will use to send you notification and remittance information two days prior to the payment being credited to your bank account. We suggest that you provide a group mailbox (if applicable) for your e-mail address. You may also designate multiple e-mail addresses.
6. Please have an authorized Payee/Company official sign and date the form and include his/her title.

Section II - FINANCIAL INSTITUTION INFORMATION

7. Provide bank's name.
8. Provide the complete address of your bank.
9. Enter your bank's 9 digit routing transit number.
10. Indicate the type of account (check one box only).
11. Enter the vendor's bank account number.
12. Enter the title of the vendor's account.
13. Provide the name and telephone number of your bank contact person.
14. If you are directing your payments to a Savings Account OR you can not attach a voided check for your checking account, this line needs to be completed and signed by an authorized bank official. IF YOU DO ATTACH A VOIDED CHECK FOR A CHECKING ACCOUNT, YOU MAY LEAVE THIS LINE BLANK.

NEW/CHANGE VEN EFT 9/08



Kenneth W. Jenkins
Westchester County Executive

October 15, 2025

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

Dear Members of the Board of Legislators:

Transmitted herewith for your review and approval is a bond act ("Bond Act") which, if adopted, would authorize the County of Westchester ("County") to issue bonds in the amount of Five Million Four Hundred Fifty-Seven Thousand (\$5,457,000.00) Dollars to finance the following capital project:

RB03F – Ardsley Road Over Bronx River And Bronx River Parkway, Scarsdale and Greenburgh ("RB03F").

The Bond Act, in the amount of Five Million Four Hundred Fifty-Seven Thousand (\$5,457,000.00) Dollars, would finance the cost of the rehabilitation of two existing bridges on Ardsley Road over the Bronx River and the Bronx River Parkway in Scarsdale and Greenburgh, including the complete removal and replacement of the roadway pavement, fill, sidewalks, and waterproofing membrane; the replacement of deteriorated concrete on both structures; reconstruction and repointing of stone parapets and stone facing; the relocation of utilities; the installation of underwater concrete, rip-rap and bioremediation along the banks; and the reconstruction of concrete steps.

The Department of Public Works and Transportation ("Department") has advised that the bridge over the Bronx River, which was built in 1924, and the bridge over the Bronx River Parkway, which was built in 1925, have an annual daily traffic count of 15,775 and are in need of rehabilitation to maintain safe roadways for the traveling public. In 2023, the New York State Department of Transportation ("NYSDOT") gave the bridge over the Bronx River Parkway a condition rating of 4.06. In 2025, NYSDOT gave the bridge over the Bronx River a condition rating of 3.78. Both bridges have continued to deteriorate. The condition rating system, using a scale of 1 ("hazardous") through 7 ("new"), is a weighted average of the condition of an evaluated bridge. A rating below 5 indicates that a bridge requires work and delay of this work could result in the continued deterioration of the bridge.

Design for RB03F is currently being undertaken by a consultant and is expected to be completed by the fourth quarter of 2025. It is anticipated that construction will take approximately twenty-four months 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 Bond Act 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 Westchester County Executive recommending approval by the County of Westchester (“County”) of a bond act (“Bond Act”) in the amount of \$5,457,000.00 to finance capital project RB03F – Ardsley Road Over Bronx River And Bronx River Parkway, Scarsdale and Greenburgh (“RB03F”). The Bond Act, which was prepared by the law firm Hawkins, Delafield & Wood LLP, will finance the cost of the rehabilitation of two existing bridges on Ardsley Road over the Bronx River and the Bronx River Parkway in Scarsdale and Greenburgh, including the complete removal and replacement of the roadway pavement, fill, sidewalks, and waterproofing membrane; the replacement of deteriorated concrete on both structures; reconstruction and repointing of stone parapets and stone facing; the relocation of utilities; the installation of underwater concrete, rip-rap and bioremediation along the banks; and the reconstruction of concrete steps.

The Department of Public Works and Transportation (“Department”) has advised your Committee that the bridge over the Bronx River, which was built in 1924, and the bridge over the Bronx River Parkway, which was built in 1925, have an annual daily traffic count (“AADT”) of 15,775 and are in need of rehabilitation to maintain safe roadways for the traveling public. In 2023, the New York State Department of Transportation (“NYSDOT”) gave the bridge over the Bronx River Parkway a condition rating of 4.06. In 2025, NYSDOT gave the bridge over the Bronx River a condition rating of 3.78. Both bridges have continued to deteriorate. The condition rating system, using a scale of 1 (“hazardous”) through 7 (“new”), is a weighted average of the condition of an evaluated bridge. A rating below 5 indicates that a bridge requires work and delay of this work could result in the continued deterioration of the bridge.

Your Committee is further advised that design for RB03F is currently being undertaken by a consultant and is expected to be completed by the fourth quarter of 2025. It is anticipated that construction will take approximately twenty-four months and will begin after award and execution of the construction contracts.

The Department of Planning has advised your Committee that based on its review, RB03F 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.

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: _____, 2025.
White Plains, New York

COMMITTEE ON

c/mcz/10.15.25

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: RB03F

☐ **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 \$ 5,457,000 **PPU** 30 **Anticipated Interest Rate** 4.13%

Anticipated Annual Cost (Principal and Interest): \$ 323,794

Total Debt Service (Annual Cost x Term): \$ 9,713,820

Finance Department: Interest rates from October 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: 59

Prepared by: Dianne Vanadia

Title: Associate Budget Director

Department: Budget

Date: 10/15/25

Reviewed By:

DV 10/15/25
CW 10/15/25

Budget Director

Date:

10/15/25

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: October 1, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
RB03F ARDSLEY ROAD OVER BRONX RIVER AND BRONX RIVER
PARKWAY, SCARSDALE AND GREENBURGH (BIN 3348280 AND 3348790)**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 09/24/2025 (Unique ID: 3038)

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: All repairs and improvements will comply with the Secretary of the Interior's Standards for the Treatment of Historic Properties.

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

ACT NO. -20_____

BOND ACT AUTHORIZING THE ISSUANCE OF \$5,457,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE REHABILITATION OF TWO EXISTING BRIDGES ON ARDSLEY ROAD OVER THE BRONX RIVER AND THE BRONX RIVER PARKWAY IN SCARSDALE AND GREENBURGH, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$5,457,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$5,457,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS (Adopted _____, 20____)

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and the provisions of other laws applicable thereto, \$5,457,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the rehabilitation of two existing bridges on Ardsley Road over the Bronx River and the Bronx River Parkway in Scarsdale and Greenburgh, including the complete removal and replacement of the roadway pavement, fill, sidewalks and waterproofing membrane; the replacement of deteriorated concrete on both structures; reconstruction and repointing of stone parapets and stone facing; the

relocation of utilities; the installation of underwater concrete, rip-rap and bioremediation along the banks; and the reconstruction of concrete steps, 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 the County's share of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$5,457,000. The plan of financing includes the issuance of \$5,457,000 bonds herein authorized, and any bond anticipation notes issued in anticipation of the sale of such bonds, and the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness of said specific object or purpose, within the limitations of Section 11.00 a. 10 of the Law, is forty (40) 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 \$5,457,000. 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 \$5,457,000 as the estimated maximum 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.

* * *

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

I HEREBY CERTIFY that I have compared the foregoing Act No. -20_____ with the original on file in my office, and that the same is a correct transcript therefrom and of the whole of the said original Act, which was duly adopted by the County Board of Legislators of the County of Westchester on _____, 20_____ and approved by the County Executive on _____, 20_____.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators this _____ day of _____, 20_____.

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

(SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on _____, 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 \$5,457,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE REHABILITATION OF TWO EXISTING BRIDGES ON ARDSLEY ROAD OVER THE BRONX RIVER AND THE BRONX RIVER PARKWAY IN SCARSDALE AND GREENBURGH, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$5,457,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$5,457,000 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 rehabilitation of two existing bridges on Ardsley Road over the Bronx River and the Bronx River Parkway in Scarsdale and Greenburgh, including the complete removal and replacement of the roadway pavement, fill, sidewalks and waterproofing membrane; the replacement of deteriorated concrete on both structures; reconstruction and repointing of stone parapets and stone facing; the relocation of utilities; the installation of underwater concrete, rip-rap and bioremediation along the banks; and the reconstruction of concrete steps; as set forth in the County's Current Year Capital Budget, as amended.

Amount of obligations to be issued
and period of probable usefulness: \$5,457,000; forty (40) 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:* RB03F	☐ CBA	Fact Sheet Date:* 09-08-2025
Fact Sheet Year:* 2025	Project Title:* ARDSLEY ROAD OVER BRONX RIVER AND BRONX RIVER PARKWAY, SCARSDALE AND GREENBURGH (BIN 3348280 AND 3348790)	Legislative District ID: 5, 12,
Category* ROADS & BRIDGES	Department:* PUBLIC WORKS	CP Unique ID: 3038

Overall Project Description

This project will rehabilitate two bridges at Ardsley Road, one over the Bronx River and the other over the Bronx River Parkway. Work will include the complete removal and replacement of the roadway pavement, fill, sidewalks and waterproofing membrane. Deteriorated concrete on both structures will be removed and replaced. Utilities will be relocated to permit repairs. The stone parapets and stone facing will be repaired and repointed. On the bridge over the river, erosion and scour related problems will be addressed with underwater concrete, rip-rap and bioremediation along the banks. Concrete steps will be repaired. The structure over the river is 36 ft. long and 40 ft. wide, the deck area is 1,440 s.f. and was built in 1924. The structure over the Bronx River Parkway is 43 ft. long and 45 ft. wide, the deck area is 1,935 s.f. and was built in 1925. This project will be coordinated with P0018.

- | | | |
|---|--|--|
| ☒ Best Management Practices | ☐ Energy Efficiencies | ☒ Infrastructure |
| ☒ Life Safety | ☐ Project Labor Agreement | ☐ Revenue |
| ☐ Security | ☐ Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2025	2026	2027	2028	2029	Under Review
Gross	5,800	5,800	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	5,800	5,800	0	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of: 342

Current Bond Description: Funding is requested for construction and construction management associated with the rehabilitation of two bridges at Ardsley Road, one over the Bronx River and the other over the Bronx River Parkway. The work will include the complete removal and replacement of the roadway pavement, fill, sidewalks and waterproofing membrane. Deteriorated concrete on both structures will be removed and replaced. The utilities will be relocated to permit repairs. The stone parapets and stone facing will be repaired and repointed. On the bridge over the river, erosion and scour related problems will be addressed with underwater concrete, riprap and bioremediation along the banks. The concrete steps will be repaired. The structure over the river is 36 ft. long and 40 ft. wide, the deck area is 1,440 s.f. and was built in 1924. The structure over the Bronx River Parkway is 43 ft. long and 45 ft. wide, the deck area is 1,935 s.f. and was built in 1925.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	5,457,000
Cash:	0
Total:	\$ 5,457,000

SEQR Classification:

TYPE II

Amount Requested:

5,457,000

Expected Design Work Provider:

- ☐ County Staff
 ☒ Consultant
 ☐ Not Applicable

Comments:

BIN 3348280 - BCR: 3.78 (2025); BIN 3348790 - BCR: 4.06 (2023); AADT: 15,775

Energy Efficiencies:**Appropriation History:**

Year	Amount	Description
2011	4,045,000	DESIGN AND CONSTRUCTION
2019	800,000	COST ESCALATION
2022	955,000	ADDITIONAL WORK AND A COST ESCALATION

Total Appropriation History:

5,800,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
13	12	450,000	0	REHABILITATION OF BRIDGES OVER ARDSLEY ROAD OVER BRONX RIVER AND BRONX RIVER PARKWAY OVER SCARSDALE
13E	12	-107,000	0	

Total Financing History:

343,000

Recommended By:**Department of Planning**

SEDR

Date

09-24-2025

Department of Public Works

RJB4

Date

09-24-2025

Budget Department

DEV9

Date

09-25-2025

Requesting Department

RJB4

Date

09-25-2025

ARDSLEY ROAD OVER BRONX RIVER AND BRONX RIVER PARKWAY, SCARSDALE AND GREENBURGH (BIN 3348280 AND 3348790) (RB03F)

User Department : Public Works

Managing Department(s) : 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	5,800	5,800	342						
Non County Share									
Total	5,800	5,800	342						

Project Description

This project will rehabilitate two bridges at Ardsley Road, one over the Bronx River and the other over the Bronx River Parkway. Work will include the complete removal and replacement of the roadway pavement, fill, sidewalks and waterproofing membrane. Deteriorated concrete on both structures will be removed and replaced. Utilities will be relocated to permit repairs. The stone parapets and stone facing will be repaired and repointed. On the bridge over the river, erosion and scour related problems will be addressed with underwater concrete, rip-rap and bioremediation along the banks. Concrete steps will be repaired. The structure over the river is 36 ft. long and 40 ft. wide, the deck area is 1,440 s.f. and was built in 1924. The structure over the Bronx River Parkway is 43 ft. long and 45 ft. wide, the deck area is 1,935 s.f. and was built in 1925. This project will be coordinated with P0018.

Current Year Description

There is no current year request.

Impact on Operating Budget

The impact on the Operating Budget will be the debt service associated with the issuance of bonds.

Appropriation History

Year	Amount	Description	Status
2011	4,045,000	Design and construction	\$450,000 - DESIGN; \$3,595,000 - AWAITING BOND AUTHORIZATION
2019	800,000	Cost escalation	AWAITING BOND AUTHORIZATION
2022	955,000	Additional work and a cost escalation	AWAITING BOND AUTHORIZATION
Total	5,800,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	5,800,000		5,800,000
Total	5,800,000		5,800,000

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
12 13	450,000			450,000
Total	450,000			450,000



Kenneth W. Jenkins
Westchester County Executive

October 15, 2025

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

Dear Members of the Board of Legislators:

Transmitted herewith for your review and approval is an amended bond act ("Amended Bond Act"), which, if adopted by your Honorable Board, would authorize the County of Westchester ("County") to issue additional bonds to finance the following capital project:

BCR63 (3044) Post 2 Entrance Gate Booths ("BCR63").

The Amended Bond Act, in the total amount of \$1,050,000.00, which includes \$125,000.00 in previously authorized bonds of the County, would finance the construction of the replacement of the existing Post 2 entrance booth for the Department of Corrections ("Department"), including the preparation of preliminary plans and specifications and associated work such as plumbing, electrical, and exterior improvements.

The Department has advised that the existing booth must be replaced because it has been active for more than a decade and has developed a significant amount of rust in the floor framing and the steel floor plate. The plate floor has numerous patches spanning the rusted sections and these are unstable and failing. The rusting floor is also compromising the wall anchorage and the operation of the sliding doors.

The Department has further advised that plumbing, electrical pipes, and conduit(s) require upgrades to ensure continued compliance with health, safety, and electrical codes. The new booth will be enlarged from 12'-0" to 13'-6", to allow room for computers, screens, and the new data/fiber racks for communications.

In addition to the structural concerns and technology upgrades, BCR63 upgrades and improves the safety of the entire booth structure by upgrading it to a 'Ballistic Level 3' protection capability. This protection level will allow the entire new booth to resist hand pistols of 9 mm and 0.357 caliber projectiles, and some 9 mm rifles. Currently, 'Ballistic Level 3' protection is limited only to the existing booth's windows.

BCR63 also includes replacement of the existing booth's two outdated and malfunctioning 'traffic control' gates with related 'induction loops' in the roadway to provide reliable gate operation and updated control systems for the new booth's automatic gates.

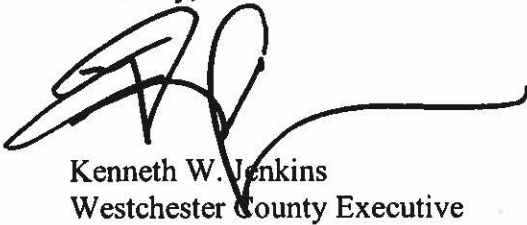
The design phase for the project is currently being undertaken by in-house Department staff and is expected to be completed by the fourth quarter of 2025. Subsequently, the Department estimates

that the construction phase will take six months to complete and will begin after award and execution of the construction contracts.

It should be noted that your Honorable Board has authorized the County to issue bonds for BCR63 as follows: Bond Act No. 222 - 2024 in the amount of \$125,000.00 to finance the cost of design for the replacement of the existing Post 2 entrance booth for the Department. These bonds have not been sold. Accordingly, it is now requested that Bond Act No. 222 - 2024 be amended to increase the amount authorized by \$925,000.00, for a total authorized amount, as amended, of \$1,050,000.00, to revise the scope of Bond Act No. 222-2024 to include work associated with the construction phase of the project, and to increase the period of probable usefulness of said bonds.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'KW 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 transmission from the County Executive recommending approval by the County of Westchester ("County") of an amended bond act ("Amended Bond Act") which, if adopted, will authorize the County to issue up to \$925,000.00 in additional bonds of the County to finance capital project BCR63 (3044) - Post 2 Entrance Gate Booths ("BCR63").

The Amended Bond Act in the total amount of \$1,050,000.00 was prepared by the law firm Hawkins, Delafield & Wood LLP and includes \$125,000.00 in previously authorized bonds of the County. The Bond Act would finance the construction of the replacement of the existing Post 2 entrance booth for the Department of Corrections ("Department"), including the preparation of preliminary plans and specifications and associated work such as plumbing, electrical, and exterior improvements.

Your Committee is advised that the existing booth must be replaced because it has been active for more than a decade and has developed a significant amount of rust in the floor framing and the steel floor plate. The plate floor has numerous patches spanning the rusted sections and these are unstable and failing. The rusting floor is also compromising the wall anchorage and the operation of the sliding doors.

Your Committee is further advised that plumbing, electrical pipes, and conduit(s) require upgrades to ensure continued compliance with health, safety, and electrical codes. The new booth will be enlarged from 12'-0" to 13'-6", to allow room for computers, screens, and the new data/fiber racks for communications.

In addition to the structural concerns and technology upgrades, BCR63 upgrades and improves the safety of the entire booth structure by upgrading it to a 'Ballistic Level 3' protection

capability. This protection level will allow the entire new booth to resist hand pistols of 9 mm and 0.357 caliber projectiles, and some 9 mm rifles. Currently, 'Ballistic Level 3' protection is limited only to the existing booth's windows.

BCR63 also includes replacement of the existing booth's two outdated and malfunctioning 'traffic control' gates with related 'induction loops' in the roadway to provide reliable gate operation and updated control systems for the new booth's automatic gates.

Your Committee is advised that the design phase for the project is currently being undertaken by in-house Department staff and is expected to be completed by the fourth quarter of 2025. Subsequently, the Department estimates that the construction phase will take six months to complete and will begin after award and execution of the construction contracts.

It should be noted that your Honorable Board has authorized the County to issue bonds for prior components of this capital project as follows: Bond Act No. 222 - 2024 in the amount of \$125,000.00, which financed the cost of design for the replacement of the existing Post 2 entrance booth for the Department. These bonds have not been sold. Accordingly, it is now requested that Bond Act No. 222 - 2024 be amended to increase the initial amount authorized by \$925,000.00, for a total authorized amount, as amended, of \$1,050,000.00, to revise the scope of Bond Act No. 222-2024 to include work associated with the construction phase of the project, and to increase the period of probable usefulness of said bonds.

The Planning Department has advised your Committee that based on its review, BCR63 may be classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. 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 Amended Bond Act, and recommends approval of the Amended Bond Act. 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 Amended Bond Act.

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

COMMITTEE ON

s/mcz/10.15.25

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: BCR63

☐ 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 \$ 1,050,000 PPU 30 Anticipated Interest Rate 4.13%

Anticipated Annual Cost (Principal and Interest): \$ 62,382

Total Debt Service (Annual Cost x Term): \$ 1,871,460

Finance Department: Interest rates from October 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

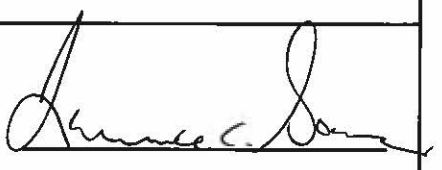
Number of Full Time Equivalent (FTE) Jobs Funded: 11

Prepared by: Dianne Vanadia

Title: Associate Budget Director

Department: Budget

Date: 10/15/25

Reviewed By: 

DV 10/15/25
CO 10/15/25

Budget Director

Date: 10/15/25

TO: Michelle Greenbaum, Senior Assistant County Attorney
Carla Chaves, Senior Assistant County Attorney
Maximilian Zorn, Assistant County Attorney
Maria Baratta, Assistant County Attorney

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

DATE: October 8, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BCR63 POST 2 ENTRANCE GATE BOOTH**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 09/18/2025 (Unique ID: 3044)

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)(9):** construction or expansion of a primary or accessory/appurtenant, nonresidential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities.

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
Claudia Maxwell, Principal Environmental Planner
Douglas Wessells, Planner

ACT NO. -20_____

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING THE BOND ACT ADOPTED OCTOBER 21, 2024, IN RELATION TO THE REPLACEMENT OF THE EXISTING POST 2 ENTRANCE BOOTH FOR THE DEPARTMENT OF CORRECTIONS, AT THE MAXIMUM ESTIMATED COST OF \$1,050,000. (Adopted _____, 20____).

WHEREAS, this Board has heretofore duly authorized the issuance of \$125,000 bonds to finance the cost of preparation of surveys, preliminary and detailed plans, specifications and estimates necessary for planning the replacement of the existing Post 2 entrance booth for the Department of Corrections, pursuant to Act No. 222-2024 duly adopted on October 21, 2024; and

WHEREAS, it is now appropriate to authorize such improvements, and it is necessary to increase the amount of bonds to be issued and the appropriation for such project for the estimated cost of such improvement;

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 October 21, 2024, entitled:

“ACT NO. 222-2024

BOND ACT AUTHORIZING THE ISSUANCE OF \$125,000 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 REPLACEMENT OF THE EXISTING POST 2 ENTRANCE BOOTH FOR THE DEPARTMENT OF CORRECTIONS, STATING THE ESTIMATED TOTAL COST THEREOF IS \$125,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$125,000 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 \$1,050,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE CONSTRUCTION OF THE REPLACEMENT OF THE EXISTING POST 2 ENTRANCE BOOTH FOR THE DEPARTMENT OF CORRECTIONS, INCLUDING THE PREPARATION OF PRELIMINARY PLANS AND SPECIFICATIONS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,050,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,050,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20____)

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto; \$1,050,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the construction of the replacement of the existing Post 2 entrance booth for the Department of Corrections, including the preparation of preliminary plans and specifications and associated work such as plumbing, electrical and exterior improvements, 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 or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$1,050,000. The plan of financing includes the issuance of \$1,050,000 bonds herein authorized; and any bond anticipation notes issued in anticipation of the sale of such bonds and the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness of said specific object or purpose, within the limitations of Section 11.00 a. 11(a)(1) of the Law, is thirty (30) years;

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of

\$1,050,000. 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 \$1,050,000 as the estimated maximum 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.

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 October 21, 2024 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 \$1,050,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE CONSTRUCTION OF THE REPLACEMENT OF THE EXISTING POST 2 ENTRANCE BOOTH FOR THE DEPARTMENT OF CORRECTIONS, INCLUDING THE PREPARATION OF PRELIMINARY PLANS AND SPECIFICATIONS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,050,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,050,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (adopted on October 21, 2024 and amended on _____, 20____)

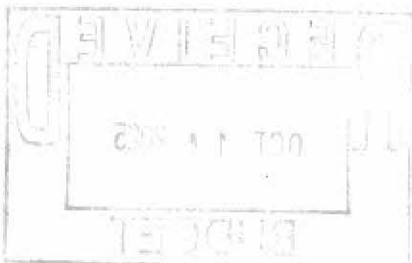
object or purpose: to finance the construction of the replacement of the existing Post 2 entrance booth for the Department of Corrections, including the preparation of preliminary plans and specifications and associated work such as plumbing, electrical and exterior improvements, all as set forth in the County's Current Year Capital Budget, as amended.

amount of obligations to be issued:

and period of probable usefulness: \$1,050,000; thirty (30) 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:* BCR63 Fact Sheet Year:* 2025 Category* BUILDINGS, LAND & MISCELLANEOUS	☐ CBA Project Title:* POST 2 ENTRANCE GATE BOOTH Department:* CORRECTION	Fact Sheet Date:* 09-18-2025 Legislative District ID: 3, CP Unique ID: 3044
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Overall Project Description

This project funds the replacement of Post 2 building with new prefabricated building including associated electrical work and site work and reconfiguration of the existing entrance road.

- | | | |
|---|---|--|
| ☒ Best Management Practices | ☒ Energy Efficiencies | ☒ Infrastructure |
| ☒ Life Safety | ☐ Project Labor Agreement | ☐ Revenue |
| ☒ Security | ☐ Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2025	2026	2027	2028	2029	Under Review
Gross	1,900	1,900	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	1,900	1,900	0	0	0	0	0	0

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

Current Bond Description: Bonding is requested for construction funding to replace the existing Post 2 entrance booth with a prefabricated structure on the existing slab. This project also includes associated work, such as plumbing, electrical and exterior improvements.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	925,000
Cash:	0
Total:	\$ 925,000

SEQR Classification:

TYPE II

Amount Requested:

925,000

Expected Design Work Provider:

- | | | |
|--|-------------------------------------|---|
| ☒ County Staff | ☐ Consultant | ☐ Not Applicable |
|--|-------------------------------------|---|

Comments:

Energy Efficiencies:

ENERGY EFFICIENT LED LIGHTING WILL BE USED.

Appropriation History:

Year	Amount	Description
2023	250,000	DESIGN
2024	1,650,000	CONSTRUCTION

Total Appropriation History:

1,900,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
24	222	125,000	0	

Total Financing History:

125,000

Recommended By:**Department of Planning**

MLLL

Date

09-18-2025

Department of Public Works

RJB4

Date

09-18-2025

Budget Department

DEV9

Date

09-19-2025

Requesting Department

WPF4

Date

09-19-2025

POST 2 ENTRANCE GATE BOOTH (BCR63)

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	1,900	1,900							
Non County Share									
Total	1,900	1,900							

Project Description

This project funds the replacement of Post 2 building with new prefabricated building including associated electrical work and site work and reconfiguration of the existing entrance road.

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
2023	250,000	Design	\$125,000 DESIGN; \$125,000 AWAITING BOND AUTHORIZATION
2024	1,650,000	Construction	AWAITING BOND AUTHORIZATION
Total	1,900,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	1,900,000		1,900,000
Total	1,900,000		1,900,000

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
222 24	125,000			125,000
Total	125,000			125,000



Kenneth W. Jenkins
County Executive

October 15, 2025

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

Dear Members of the Board of Legislators:

Transmitted herewith for your review and approval is an amended and restated bond act (the "Amended Bond Act") which, if adopted, would amend and restate prior Bond Act No. 110-2022 to expand the scope of services for the following capital project:

BIT32 – Radio System Replacement ("BIT32")

Pursuant to Bond Act No. 110-2022 duly adopted on September 12, 2022, your Honorable Board authorized the County of Westchester (the "County") to issue bonds in the total aggregate amount of \$32,018,183, which included \$23,518,183 in previously authorized bonds of the County, and \$8,500,000 in additional funding for BIT32 for the acquisition of equipment, assets, and services needed to complete the replacement and expansion of County emergency communications systems, which enable fire, EMS, police, and other emergency personnel dispatch and communication, and expand the scope of services under BIT32 to include the design of structures at the County's Montrose Station Road site located in Blue Mountain Reservation (the "Park"), as part of the County's Voice Radio Communications Systems Replacement Project (the "Project").

The Department of Information Technology (the "Department"), which oversees the Project for the Department of Emergency Services ("DES"), the Department of Public Safety ("DPS"), and the Department of Public Works and Transportation ("DPWT"), has recently been informed that additional stormwater management and tree removal work is required at the County's Sun Valley Drive site located at 40 Sun Valley Drive, Croton Falls, in the Town of North Salem, New York (the "Site"), as requested by the Town of North Salem.

The Amended Bond Act would expand the scope of services under Bond Act No. 110-2022 to include stormwater management and tree removal work at the Site, which is part of the Project, at no additional cost.

Design has been completed by outside consultants. It is anticipated that implementation will take approximately eight (8) months to complete and will begin after execution of an amendment to agreement (IT-1559) between the County and Motorola Solutions, Inc., dated December 27, 2018, for the replacement, expansion and evolution of the County's public safety voice radio communication system.

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

Telephone: (914)995-2900

E-mail: ceo@westchestercountyny.gov

It should be noted that your Honorable Board has previously authorized the County to issue bonds to finance prior components of BIT32, as indicated in the annexed fact sheet. It is now requested that Bond Act No. 110-2022 be amended and restated to expand the scope of services to include additional stormwater management and tree removal work at the Site.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'K. 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 an amended and restated bond act (the “Amended Bond Act”), which was prepared by the law firm Harris Beach Murtha Cullina PLLC, to amend and restate prior Bond Act No. 110-2022 to expand the scope of services authorized thereunder for BIT32 – Radio System Replacement (“BIT32”).

Your Committee is advised that, pursuant to Bond Act No. 110-2022 duly adopted on September 12, 2022, your Honorable Board authorized the County of Westchester (the “County”) to issue bonds in the total aggregate amount of \$32,018,183, which included \$23,518,183 in previously authorized bonds of the County, and \$8,500,000 in additional funding for BIT32 for the acquisition of equipment, assets, and services needed to complete the replacement and expansion of County emergency communications systems, which enable fire, EMS, police, and other emergency personnel dispatch and communication, and the design of structures at the County’s Montrose Station Road site located in Blue Mountain Reservation (the “Park”), as part of the County’s Voice Radio Communications Systems Replacement Project (the “Project”).

Your Committee is further advised that the Department of Information Technology (the “Department”), which oversees the Project for the Department of Emergency Services (“DES”), the Department of Public Safety (“DPS”), and the Department of Public Works and Transportation (“DPWT”), has recently been informed that additional stormwater management and tree removal work is required at the County’s Sun Valley Drive site (the “Site”) located at 40 Sun Valley Drive, Croton Falls, in the Town of North Salem, New York, as requested by the Town of North Salem.

The Amended Bond Act would expand the scope of services under Bond Act No. 110-2022 to include stormwater management and tree removal work at the Site, which is part of the Project, at no additional cost.

Design has been completed by outside consultants. It is anticipated that implementation will take approximately eight (8) months to complete and will begin after execution of an amendment to agreement (IT-1559) between the County and Motorola Solutions, Inc., dated December 27, 2018,

for the replacement, expansion and evolution of the County's public safety voice radio communication system.

It should be noted that your Honorable Board has previously authorized the County to issue bonds to finance prior components of BIT32, as referenced in the attached fact sheet. It is now requested that Bond Act No. 110-2022 be amended and restated to expand the scope of services to include additional stormwater management and tree removal work at the Site.

The Department of Planning has advised your Committee that this component of BIT32, which includes additional stormwater management and tree removal for the Site, was previously reviewed by your Honorable Board in connection with the authorization of lease and easement agreement with the Croton Falls Fire District related to this Site and was classified as an Unlisted action under the New York State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617 ("SEQR"). In accordance with SEQR, a Full Environmental Assessment Form was prepared and, on September 30, 2024, a Negative Declaration was duly adopted by your Honorable Board pursuant to Resolution 151-2024. As such, no further environmental review is required for the proposed Amended Bond Act.

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 Amended Bond Act. Your Committee recommends the adoption of the proposed Amended Bond Act.

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

COMMITTEE ON

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: BIT32

☒ 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

BA 110-2022 AMEND SCOPE TO ADD STRMWTR MGT & TREE REMVL SUN VALLEY DRIVE SITE

SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal

PPU

Anticipated Interest Rate

Anticipated Annual Cost (Principal and Interest):

Total Debt Service (Annual Cost x Term):

\$ -

Finance Department:

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:

Prepared by: Dianne Vanadia

Title: Associate Budget Director

Department: Budget

Date: 10/16/25

Reviewed By:

DV 10/15/25
CW 10/16/25

Date:

Budget Director

10/16/25



Memorandum
Department of Planning

TO: Michelle Greenbaum, Senior Assistant County Attorney
Carla Chaves, Senior Assistant County Attorney
Maximilian Zorn, Assistant County Attorney
Maria Baratta, Assistant County Attorney

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

DATE: October 14, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BIT32 RADIO SYSTEM REPLACEMENT**

The Planning Department has reviewed the above referenced project (Fact Sheet Unique ID: 3039) in accordance with the State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617 (SEQR).

The action involves an amendment/restatement of an existing bond act to expand the scope of services to include additional work that has been requested by the Town of North Salem in connection with the installation of a County radio tower at Sun Valley Drive within the Town.

This work, which includes additional stormwater management and tree removal, was previously reviewed by the County Board of Legislators in connection with the authorization of lease and easement agreements with the Croton Falls Fire District and was classified as an Unlisted action under SEQR. In accordance with SEQR, a Full Environmental Assessment Form was prepared and, on September 30, 2024, a Negative Declaration was issued by the Board of Legislators (Resolution 151-2024). As such, no further environmental review is required for the proposed bond act amendment.

Please contact me if you require any additional information regarding this document.

DSK/CNM

Att.

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
Adam Epstein, Program Coordinator, Radio Systems
Susan Darling, Chief Planner
Claudia Maxwell, Principal Environmental Planner
Douglas Wessells, Planner

ACT NO. -20__

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING AND RESTATING BOND ACT NO. 110-2022, ADOPTED SEPTEMBER 12, 2022, AUTHORIZING THE ISSUANCE OF \$32,018,183 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE RADIO SYSTEM REPLACEMENT PROJECT FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$32,018,183; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$32,018,183 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20__).

Recitals

WHEREAS, this Board has heretofore duly authorized the issuance of bonds to finance various elements of Capital Project BIT32 pursuant to Act Nos. 109-2018, 110-2018, 111-2018, 112-2018, 113-2018, 114-208 and 115-2018 duly adopted on July 16, 2018, including amendments to 110-2018, 113-2018 and 114-2018 by amending bond acts 146-2019, 147-2019 and 148-2019 duly adopted on July 15, 2019 (collectively, the “Previous Bond Acts”,

WHEREAS, on November 9, 2020, the Board adopted Bond Act No. 203-20 which (i) amended Bond Act 109-2018 to expand the scope of project to be financed pursuant to such bond act to encompass all project elements as collectively authorized in the Previous Bond

Acts, and (ii) revoked the Previous Bond Acts, except for 109-2018 which was amended hereby, to the extent of authorized but unissued amounts of bonds pursuant to each respective bond act;

WHEREAS, on November 22, 2021, the Board adopted Bond Act No. 208-2021 which increased the appropriation for the project by \$2,360,000 for increased costs of such project;

WHEREAS, on September 12, 2022, the Board adopted Bond Act No. 110-2022, to (i) expand and revise the scope of the project and (ii) increase the appropriation for the project by \$8,500,000, including increasing the maximum cost and the amount of bonds authorized in connection therewith; and

WHEREAS, it is now necessary to expand and revise the scope of the project by adding stormwater management and additional tree removal work; and

WHEREAS, in order to accomplish such purpose it is necessary to amend and restate Bond Act 110-2022 to expand and revise the scope 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), TO AMEND AND RESTATE BOND ACT NO. 110-2022 IN ITS ENTIRETY AS FOLLOWS:

BOND ACT AUTHORIZING THE ISSUANCE OF \$32,018,183 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE RADIO SYSTEM REPLACEMENT PROJECT FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$32,018,183; STATING THE PLAN OF FINANCING SAID

COST INCLUDES THE ISSUANCE OF \$32,018,183 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20__)

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, to the provisions of other laws applicable thereto, \$32,018,183 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the radio system replacement project for the Department of Information Technology, including stormwater management and additional tree removal; all as collectively set forth in section 1 of each of the Previous Bond Acts, the County's 2021 Capital Budget, the County's current year Capital Budget, and includes any new or additional costs in connection with the project. To the extent that the County has previously issued bonds pursuant to each of the Previous Bond Acts as detailed in column E of the attached Schedule I, the proceeds of such previously issued bonds shall only be expended for the scope of the project as set forth in the respective bond act, from which such proceeds are derived, when originally adopted and/or amended as set forth in column A of Schedule I. The total estimated maximum cost of said objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof is \$32,018,183. The plan of financing includes the issuance of \$32,018,183 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 class of objects or purposes, within the limitations of Section 11.00 a. 25 of the Law, is ten (10) 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 \$32,018,183. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 5. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

STATE OF NEW YORK)
 : ss.:
COUNTY OF 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 Officer of the
County Board of Legislators
County of Westchester, New York

LEGAL NOTICE

A Bond Act which is published herewith, has been adopted by the Board of Legislators on September 12, 2022 and approved by the County Executive on September 16, 2022, and amended and restated on _____, 2025 and approved, as amended and restated, by the County Executive on _____, 2025 and the validity of the obligations authorized by such Bond Act, as amended and restated, 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 and restated Bond Act 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.

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING AND RESTATING BOND ACT NO. 110-2022, ADOPTED SEPTEMBER 12, 2022, AUTHORIZING THE ISSUANCE OF \$32,018,183 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE RADIO SYSTEM REPLACEMENT PROJECT FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$32,018,183; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$32,018,183 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 2025).

object or purpose:	to finance the cost of the radio system replacement project for the Department of Information Technology, including stormwater and additional tree removal
amount of obligations to be issued:	\$32,018,183
and period of probable usefulness:	ten (10) 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:* BIT32	☐ CBA	Fact Sheet Date:* 09-10-2025
Fact Sheet Year:* 2025	Project Title:* RADIO SYSTEM REPLACEMENT	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* INFORMATION TECHNOLOGY	CP Unique ID: 3039

Overall Project Description

The Department of Information Technology oversees the design, implementation, and management of large mission critical radio systems used by the Departments of Emergency Services, Public Safety, Public Works, and Transportation. These systems are used by first responders and other governmental personnel to ensure safety of life and property and enable delivery of vital services to the citizens of Westchester County. This capital project will begin the process of specifying, designing, procuring, and implementing replacements for the Trunked Systems, the F1 and F3 systems and at least the radio component of the CAD/AVL systems.

- | | | |
|--|--|--|
| ☐ Best Management Practices | ☐ Energy Efficiencies | ☒ Infrastructure |
| ☒ Life Safety | ☐ Project Labor Agreement | ☐ Revenue |
| ☒ Security | ☐ Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2025	2026	2027	2028	2029	Under Review
Gross	124,060	80,860	0	0	10,400	10,400	1,600	20,800
Less Non-County Shares	-2,000	-2,000	0	0	0	0	0	0
Net	126,060	82,860	0	0	10,400	10,400	1,600	20,800

Expended/Obligated Amount (in thousands) as of : 48,918

Current Bond Description: Amendment of Bond Act 110-2022 is requested in order to add stormwater management and additional tree removal work that requires SEQRA environmental review which could not be carried out before the Bond Act was adopted. Act 110-2022 authorizes issuance of bonds to fund the cost of equipment, assets, and services needed to complete the replacement and initial expansion of County emergency communications systems, and fund the cost of equipment, assets, and services needed to continue expansion of these systems which enable fire, EMS, police, and other emergency personnel dispatch and communication. SEQRA environmental review has now been completed for the aforementioned stormwater management and additional tree removal, and amendment of Bond Act 110-2022 is thus now requested in order to authorize this work.

Financing Plan for Current Request:

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

SEQR Classification:

UNLISTED

Amount Requested:

0

Expected Design Work Provider:

- | | | |
|---------------------------------------|-------------------------------------|--|
| ☐ County Staff | ☐ Consultant | ☒ Not Applicable |
|---------------------------------------|-------------------------------------|--|

Comments:

Bond Act 110-2022 was originally adopted in response to the request submitted with Unique ID 1961

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2014	6,000,000	PHASE I AND II
2015	2,000,000	REPLACEMENT OF VOICE RADIO SYSTEMS USED BY FIRE AND EMS RESPONDERS
2016	6,000,000	REPLACEMENT OF VOICE RADIO SYSTEMS USED BY FIRE AND EMS RESPONDERS
2017	8,000,000	CONTINUATION OF THIS PROJECT
2018	25,300,000	IMPLEMENTATION OF STUDY RECOMMENDATIONS
2020	8,500,000	CONTINUATION OF THIS PROJECT
2021	1,180,000	CONTINUATION OF THIS PROJECT
2022	1,180,000	IMPLEMENTATION SERVICES
2023	12,300,000	CONTINUATION OF THIS PROJECT AND A GRANT FROM THE FEDERAL GOVERNMENT
2024	10,400,000	CONTINUATION OF THIS PROJECT

Total Appropriation History:

80,860,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
14	74	300,000	290,027	RADIO SYSTEM REPLACEMENT - PHASE I & II OF COUNTY WIRELESS SYSTEM
18	110	0	0	TRUNKED RADIO SYSTEM SIMULCAST CONTROL & REMOTE SITE EQUIPMENT
18	111	4,912,714	4,912,714	REPLACEMENT OF MOBILE (VEHICLE-MOUNTED) RADIOS USED BY EMERGENCY PERSONNEL
18	112	4,574,033	4,574,033	REPLACEMENT OF PORTABLE AND BASE STATION RADIOS USED BY EMERGENCY PERSONNEL
18	113	0	0	REPLACEMENT OF RADIO DISPATCH AND COMMUNICATION SYSTEMS USED BY COUNTY POLICE
18	109	3,659,830	3,659,830	REPLACEMENT OF COUNTY'S WIRELESS RADIO SYSTEM FOR FIRE, EMS, POLICE, AND OTHER EMERGENCY PERSONNEL
18	114	3,325,914	3,325,914	REPLACEMENT OF WIRELESS RADIO SYSTEM INCLUDING VOICE RADIO PAGING SYSTEM
18	115	3,392,332	3,392,332	INTEGRATE TRUNKED RADIO SYSTEM WITH TRANSPORTATION COMMUNICATION SYSTEM
19	146	4,247,540	4,247,540	REPLACEMENT OF TRUNKED RADIO SYSTEM FOR EMERGENCY SERVICE COMMUNICATION
19	147	1,729,454	1,729,454	REPLACEMENT OF RADIO DISPATCH & COMMUNICATION SYSTEMS USED BY COUNTY POLICE
19	148	0	0	REPLACEMENT OF VOICE RADIO PAGING SYSTEM USED TO DISPATCH FIRE DEPARTMENTS & EMS AGENCIES
20	203	0	3,946,591	
21	208	2,341,577	2,341,577	REPLACEMENT OF VOICE RADIO PAGING SYSTEM USED TO DISPATCH FIRE DEPARTMENTS & EMS AGENCIES
22	110	29,676,606	2,730,311	RADIO SYSTEM REPLACEMENT - ID 1961

Total Financing History:

58,159,999

Recommended By:**Department of Planning**

SEDR

Date

09-24-2025

Department of Public Works

RJB4

Date

09-24-2025

Budget Department

DEV9

Date

09-25-2025

Requesting Department

DDMK

Date

09-26-2025

RADIO SYSTEM REPLACEMENT (BIT32)

User Department : Information Technology

Managing Department(s) : Information Technology ;

Estimated Completion Date: TBD

Planning Board Recommendation: Project approved in concept but subject to subsequent staff review.

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2025	2026	2027	2028	2029	Under Review
Gross	124,060	80,860	48,758			10,400	10,400	1,600	20,800
Non County Share	(2,000)	(2,000)							
Total	122,060	78,860	48,758			10,400	10,400	1,600	20,800

Project Description

The Department of Information Technology oversees the design, implementation, and management of large mission critical radio systems used by the Departments of Emergency Services, Public Safety, Public Works, and Transportation. These systems are used by first responders and other governmental personnel to ensure safety of life and property and enable delivery of vital services to the citizens of Westchester County. This capital project will begin the process of specifying, designing, procuring, and implementing replacements for the Trunked Systems, the F1 and F3 systems and at least the radio component of the CAD/AVL systems.

Current Year Description

There is no current year request.

Impact on Operating Budget

The impact on the Operating Budget is the debt service associated with the issuance of bonds.

Appropriation History

Year	Amount	Description	Status
2014	6,000,000	Phase I and II	IN PROGRESS
2015	2,000,000	Replacement of voice radio systems used by Fire and EMS responders	IN PROGRESS
2016	6,000,000	Replacement of voice radio systems used by Fire and EMS responders	IN PROGRESS
2017	8,000,000	Continuation of this project	IN PROGRESS
2018	25,300,000	Implementation of study recommendations	IN PROGRESS
2020	8,500,000	Continuation of this project	IN PROGRESS
2021	1,180,000	Continuation of this project	IN PROGRESS
2022	1,180,000	Implementation services	IN PROGRESS
2023	12,300,000	Continuation of this project and a grant from the Federal Government	\$2,000,000 NCS; \$10,300,000 awaiting bond authorization.
2024	10,400,000	Continuation of this project	AWAITING BOND AUTHORIZATION
Total	80,860,000		

RADIO SYSTEM REPLACEMENT (BIT32)

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	78,860,000	31,203,732	47,656,268
Federal Funds	2,000,000		2,000,000
Total	80,860,000	31,203,732	49,656,268

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
74 14	300,000	12/15/17	165,292	9,973
		12/15/17	30,349	
		12/15/17	256	
		12/10/18	94,129	
109 18	3,659,830	12/10/19	3,056,289	
		12/10/19	603,541	
110 18				
111 18	4,912,714	12/10/19	4,102,561	
		12/10/19	810,153	
112 18	4,574,033	12/10/19	3,819,731	
		12/10/19	754,302	
113 18				
114 18	3,325,914	12/10/19	2,777,439	
		12/10/19	548,475	
115 18	3,392,332	12/10/19	2,832,904	
		12/10/19	559,428	
146 19	4,247,540	12/10/19	3,547,080	
		12/10/19	700,460	
147 19	1,729,454	12/10/19	1,444,251	
		12/10/19	285,203	
148 19				
203 20				
208 21	2,341,577	12/01/21	105,693	
		12/01/21	663,687	
		12/01/21	1,572,198	
		12/01/22		
		12/01/22		
110 22	29,676,606	12/01/22	1,671,910	26,946,295
		12/01/22	166,156	
		11/30/23	812,238	
		11/30/23	80,006	
Total	58,160,000		31,203,732	26,956,268



Kenneth W. Jenkins
Westchester County Executive

October 15, 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 a bond act ("Bond Act") which, if adopted, would authorize the County of Westchester ("County") to issue bonds in the amount of \$100,000 to finance the following capital project:

CC105 – Technology Upgrade Off Campus 2022/23-2026/27 ("CC105").

The Bond Act, in the amount of \$100,000, would finance the County's approximately 50% share of the cost of technology upgrades off campus for Westchester Community College ("College"), including replacement of older computers, printers and scanners, new initiatives for Academic Technology, and expansion for remote work/desktop equipment, unified communications, wireless, and tablet and mobile devices and digital signage replacements for regular and emergency communications

The College has advised that it is essential to replace and purchase new computer hardware equipment for the college community.

The College has advised that the total amount appropriated for CC105 is \$200,000. This bond request in the amount of \$100,000, represents the County's approximately 50% share of CC105. The remaining 50% will be funded by New York State.

Following bonding authorization, it is anticipated that the upgrades will take twenty-four months to complete. It is anticipated that the work will be completed by in-house staff.

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

Sincerely,

A handwritten signature in black ink, appearing to be "K. Jenkins", written over a horizontal line.

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 a bond act ("Bond Act") in the amount of \$100,000 to finance capital project CC105 – Technology Upgrade Off Campus 2022/23-2026/27 ("CC105"). The Bond Act, which was prepared by the law firm Harris Beach, will finance the County's approximately 50% share of the cost of technology upgrades off campus for Westchester Community College ("College"), including replacement of older computers, printers and scanners, new initiatives for Academic Technology, and expansion for remote work/desktop equipment, unified communications, wireless, and tablet and mobile devices and digital signage replacements for regular and emergency communications

The College has advised that it is essential to replace and purchase new computer hardware equipment for the college community.

The College has advised that the total amount appropriated for CC105 is \$200,000. This bond request in the amount of \$100,000, represents the County's approximately 50% share of CC105. The remaining 50% will be funded by New York State.

Following bonding authorization, it is anticipated that the upgrades will take twenty-four months to complete. It is anticipated that the work will be completed by in-house staff.

The Planning Department has advised your Committee that based on its review, CC105 may be classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this recommendation.

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: _____, 20____
White Plains, New York

COMMITTEE ON

c/mg/9-25-25

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: CC105

☐ **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 \$ 100,000 **PPU** 5 **Anticipated Interest Rate** 2.47%

Anticipated Annual Cost (Principal and Interest): \$ 21,487

Total Debt Service (Annual Cost x Term): \$ 107,435

Finance Department: Interest rates from October 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):

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:

Prepared by: Dawn Gillins

Title: Acting VP Admin Svcs/CFO

Department: WCC

Date: 10/16/25

Reviewed By:

*DN 10/15/25
@ 11/16/25*

Date:

Budget Director

10/16/25

TO: Michelle Greenbaum, Senior Assistant County Attorney
Carla Chaves, Senior Assistant County Attorney
Maximilian Zorn, Assistant County Attorney
Maria Baratta, Assistant County Attorney

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

DATE: October 8, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
CC105 TECHNOLOGY UPGRADE OFF-CAMPUS 2022/23-2026/27**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 08/29/2025 (Unique ID: 3013)

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

- **617.5(c)(31):** purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials.

COMMENTS: None.

DSK/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
Dawn Gillins, Assistant Vice President/Comptroller, Westchester Community College
Ross Garrett, Assistant Mechanical Engineer, Westchester Community College
Susan Darling, Chief Planner
Claudia Maxwell, Principal Environmental Planner
Douglas Wessells, Planner

ACT NO. -20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$100,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF TECHNOLOGY UPGRADES OFF CAMPUS FOR WESTCHESTER COMMUNITY COLLEGE; STATING THE TOTAL ESTIMATED MAXIMUM COST THEREOF IS \$200,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$100,000 BONDS HEREIN AUTHORIZED TO FINANCE THE COUNTY'S SHARE OF SUCH COST AND THE APPLICATION OF \$100,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TOWARDS THE COST OF SAID OBJECTS OR PURPOSES; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20__)

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than Third-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, \$100,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of technology upgrades off campus for Westchester Community College, including replacement of older computers, printers and scanners, new initiatives for Academic Technology, and expansion for remote

work/desktop peripheral, unified communications, wireless, and tablet and mobile devices and digital signage replacements for regular and emergency communications; 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 object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$200,000. The plan of financing includes the issuance of \$100,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the application of \$100,000 expected to be received from the State of New York to be expended towards the cost of said objects or purposes, and the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness applicable to the specific object or purpose for which the bonds authorized by this resolution is to be issued, within the limitations of Section 11.00 a. 89 of the Law, is five (5) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$100,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 5. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

* * *

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

I HEREBY CERTIFY that I 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 \$100,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF TECHNOLOGY UPGRADES OFF CAMPUS FOR WESTCHESTER COMMUNITY COLLEGE, STATING THE TOTAL ESTIMATED MAXIMUM COST THEREOF IS \$200,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$100,000 BONDS HEREIN AUTHORIZED TO FINANCE THE COUNTY'S SHARE OF SUCH COST AND THE APPLICATION OF \$100,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TOWARDS THE COST OF SAID OBJECTS OR PURPOSES; 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 technology upgrades off campus for Westchester Community College, including replacement of older computers, printers and scanners, new initiatives for Academic Technology, and expansion for remote work/desktop peripheral, unified communications, wireless, and tablet and mobile devices and digital signage replacements for regular and emergency communications; at the estimated maximum cost of \$200,000; all as set forth in the County's current year Capital Budget, as amended.

amount of obligations to be issued:

and period of probable usefulness: \$100,000; five (5) years

Dated: _____, 20__
White Plains, New York

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

CAPITAL PROJECT FACT SHEET

Project ID:* CC105	☐ CBA	Fact Sheet Date:* 07-31-2025
Fact Sheet Year:* 2025	Project Title:* TECHNOLOGY UPGRADE OFF CAMPUS 2022/23-2026/27	Legislative District ID: 3,
Category* WCC - BUILDINGS	Department:* COMMUNITY COLLEGE	CP Unique ID: 3013

Overall Project Description

The college, as most centers of higher education, is under increasing pressure to offer the basic technological support services required by today's society. Long term considerations must be given to adequately plan for the introduction of new technologies. The scope of the projects supports the modest program which introduces new and replacement technologies at the college's off campus locations. This endeavor is essential for WCC to remain competitive in the future. It will enable the College to maintain its commitment to providing the high level of instruction expected by the residents of Westchester County and all those who attend.

- | | | |
|---|--|---|
| ☒ Best Management Practices | ☐ Energy Efficiencies | ☐ Infrastructure |
| ☐ Life Safety | ☐ Project Labor Agreement | ☐ Revenue |
| ☐ Security | ☐ Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2025	2026	2027	2028	2029	Under Review
Gross	996	602	200	194	0	0	0	0
Less Non-County Shares	201	100	101	0	0	0	0	0
Net	795	502	99	194	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 \$100,000 of the initial phase of this Technology Upgrade Off Campus project. The project will address the need for the replacement of older computers, printers and scanners with newer and faster ones to keep up with the latest technology. In addition, these funds will also include new initiatives for Academic Technology, and expansion for remote work/desktop peripheral, unified communications, wireless, and tablet and mobile devices. This project will provide digital signage replacements for regular and emergency communications. With this commitment, WCC will also be confident it can uphold its reputation of academic distinction by remaining technologically competitive.

Financing Plan for Current Request:

Non-County Shares:	\$ 100,000
Bonds/Notes:	100,000
Cash:	0
Total:	\$ 200,000

SEQR Classification:

TYPE II

Amount Requested:

100,000

Expected Design Work Provider:

- | | | |
|---------------------------------------|-------------------------------------|--|
| ☐ County Staff | ☐ Consultant | ☒ Not Applicable |
|---------------------------------------|-------------------------------------|--|

Comments:

The amount appropriated for this initial phase is \$200,000. This bonding request is in the amount of \$100,000 and represents the County's 50% share of approved Capital Project WCC105 Technology Upgrade Off Campus. The state has approved funding on the remaining 50%

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2022	200,000	TECHNOLOGY UPGRADE OFF CAMPUS PHASE I
2023	202,000	TECHNOLOGY UPGRADE OFF CAMPUS PHASE II
2024	200,000	TECHNOLOGY UPGRADE OFF CAMPUS PHASE III

Total Appropriation History:

602,000

Total Financing History:

0

Recommended By:**Department of Planning**

MLLL

Date

08-29-2025

Department of Public Works

RJB4

Date

08-29-2025

Budget Department

DEV9

Date

09-02-2025

Requesting Department

DAGX

Date

09-25-2025



Kenneth W. Jenkins
Westchester County Executive

October 15, 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 a bond act ("Bond Act") which, if adopted, would authorize the County of Westchester ("County") to issue bonds in the amount of \$1,009,000 to finance the following capital project:

CC106 – Technology Upgrade On-Campus 2022/23-2026/27 ("CC106").

The Bond Act, in the amount of \$1,009,000, would finance the County's approximately 50% share of technology upgrades on campus at the Westchester Community College ("College"), including replacements for College's personal computers, laptops, tablets, test equipment, printers, scanners, phone system, routers, keyboard video mouse, consoled management system, firewalls, academic technology initiatives, wireless enhancement, digital signage, firewall replacement, Network Access Controller AC security replacement equipment, expansion of tablet and mobile device technology.

The College has advised that it is essential to purchase new computer hardware equipment for the college community.

The College has advised that the total amount appropriated for CC106 is \$2,018,000. This bond request in the amount of \$1,009,000, represents the County's 50% share of CC106. The remaining 50% will be funded by New York State.

Following bonding authorization, it is anticipated that CC106 will take 24 months to complete. It is anticipated that the work will be completed by in-house staff.

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

Sincerely,

A handwritten signature in black ink, appearing to be "KW Jenkins", written over a horizontal line.

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 a bond act ("Bond Act") in the amount of \$1,009,000 to finance capital project CC106 – Technology Upgrade On-Campus 2022/23-2026/27 ("CC106"). The Bond Act, which was prepared by the law firm Harris Beach, will finance the County's approximately 50% share of technology upgrades on campus at the Westchester Community College ("College"), including replacements for College's personal computers, laptops, tablets, test equipment, printers, scanners, phone system, routers, keyboard video mouse, consoled management system, firewalls, academic technology initiatives, wireless enhancement, digital signage, firewall replacement, Network Access Controller AC security replacement equipment, expansion of tablet and mobile device technology.

The College has advised that it is essential to purchase new computer hardware equipment for the college community.

The College has advised that the total amount appropriated for CC106 is \$2,018,000. This bond request in the amount of \$1,009,000, represents the County's 50% share of CC106. The remaining 50% will be funded by New York State.

Following bonding authorization, it is anticipated that CC106 will take 24 months to complete. It is anticipated that the work will be completed by in-house staff.

The Planning Department has advised your Committee that based on its review, CC106 may be classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this recommendation.

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: _____, 20____
White Plains, New York

COMMITTEE ON

c/mg/9-26-25

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: CC106

☐ 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 \$ 1,009,000 PPU 5 Anticipated Interest Rate 2.47%

Anticipated Annual Cost (Principal and Interest): \$ 217,210

Total Debt Service (Annual Cost x Term): \$ 1,086,050

Finance Department: Interest rates from October 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):

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:

Prepared by: Dawn Gillin

Title: Acting VP Admin Services/CFO

Department: WCC

Date: 10/16/25

Reviewed By: [Signature]

10/15/25
10/16/25

Budget Director

Date: 10/16/25

TO: Michelle Greenbaum, Senior Assistant County Attorney
Carla Chaves, Senior Assistant County Attorney
Maximilian Zorn, Assistant County Attorney
Maria Baratta, Assistant County Attorney

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

DATE: October 8, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
CC106 TECHNOLOGY UPGRADE ON-CAMPUS 2022/23-2026/27**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 08/29/2025 (Unique ID: 3014)

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

- **617.5(c)(31):** purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials.

COMMENTS: None.

DSK/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
Dawn Gillins, Assistant Vice President/Comptroller, Westchester Community College
Ross Garrett, Assistant Mechanical Engineer, Westchester Community College
Susan Darling, Chief Planner
Claudia Maxwell, Principal Environmental Planner
Douglas Wessells, Planner

ACT NO. -20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,009,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF TECHNOLOGY UPGRADES ON CAMPUS AT THE WESTCHESTER COMMUNITY COLLEGE; STATING THE TOTAL ESTIMATED MAXIMUM COST THEREOF IS \$2,018,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,009,000 BONDS HEREIN AUTHORIZED TO FINANCE THE COUNTY'S SHARE OF SUCH COST AND THE APPLICATION OF \$1,009,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TOWARDS THE COST OF SAID OBJECTS OR PURPOSES; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20__)

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than Third-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, to the provisions of other laws applicable thereto, \$1,009,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of technology upgrades on campus at the Westchester Community College, including replacements for the College's PC, laptops, tablets, test equipment, printers, scanner replacements, phone system, routers, keyboard

video mouse, consoled management system, firewalls, academic technology initiatives, wireless enhancement, digital signage, firewall replacement, NAC security replacement equipment, expansion of tablet and mobile device technology; 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 object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$2,018,000. The plan of financing includes the issuance of \$1,009,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the application of \$1,009,000 expected to be received from the State of New York to be expended towards the cost of said objects or purposes, and the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness applicable to the specific object or purpose for which the bonds authorized by this resolution is to be issued, within the limitations of Section 11.00 a. 89 of the Law, is five (5) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$1,009,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 5. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

* * *

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

I HEREBY CERTIFY that I 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 \$1,009,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF TECHNOLOGY UPGRADES ON CAMPUS AT THE WESTCHESTER COMMUNITY COLLEGE, STATING THE TOTAL ESTIMATED MAXIMUM COST THEREOF IS \$2,018,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,009,000 BONDS HEREIN AUTHORIZED TO FINANCE THE COUNTY'S SHARE OF SUCH COST AND THE APPLICATION OF \$1,009,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TOWARDS THE COST OF SAID OBJECTS OR PURPOSES; 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 technology upgrades on campus at the Westchester Community College, including replacements for the College's PC, laptops, tablets, test equipment, printers, scanner replacements, phone system, routers, keyboard video mouse, consoled management system, firewalls, academic technology initiatives, wireless enhancement, digital signage, firewall replacement, NAC security replacement equipment, expansion of tablet and mobile device technology; at the estimated maximum cost of \$2,018,000; all as set forth in the County's current year Capital Budget, as amended.

amount of obligations to be issued:

and period of probable usefulness: \$1,009,000; five (5) years

Dated: _____, 20__
White Plains, New York

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

CAPITAL PROJECT FACT SHEET

Project ID:* CC106	☐ CBA	Fact Sheet Date:* 07-31-2025
Fact Sheet Year:* 2025	Project Title:* TECHNOLOGY UPGRADE ON-CAMPUS 2022/23-2026/27	Legislative District ID: 3,
Category* WCC - BUILDINGS	Department:* COMMUNITY COLLEGE	CP Unique ID: 3014

Overall Project Description

Westchester Community College provides educational instruction to approximately 20,000 students each year. Such services must be supported in one way or another by technology. This project provides funding for the equipment and installation of state of the art technology at the Valhalla Campus. The purpose is to give long term consideration to assuring the College can keep up with the rapid and on-going changes which occur with information and educational technologies. It will enable the college to maintain its commitment to providing the high level of instruction expected by the residents of Westchester County and all those who attend.

- | | | |
|---|--|---|
| ☒ Best Management Practices | ☐ Energy Efficiencies | ☐ Infrastructure |
| ☐ Life Safety | ☐ Project Labor Agreement | ☐ Revenue |
| ☐ Security | ☐ Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2025	2026	2027	2028	2029	Under Review
Gross	10,048	6,044	2,002	2,002	0	0	0	0
Less Non-County Shares	2,017	1,009	1,008	0	0	0	0	0
Net	8,031	5,035	994	2,002	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 this initial phase of the Technology Upgrade - On Campus project. The project costs for this phase totals \$2,018,000 which supports the comprehensive long-range plan for the preservation and enhancement of technology at the College's main campus in Valhalla. The project cost provides replacements for the College's PC, laptops, tablets, test equipment, printers, scanner replacements, phone system, routers, Keyboard Video Mouse consoled management system, and firewalls which are on a 5 to 7 year cycle. This project also provides Academic Technology Initiatives will provide a variety of technologies that enhance various curriculums. Wireless Enhancement, Digital Signage and Firewall Replacement as well as NAC Security Replacement equipment is also included. In addition, the expansion of tablet and mobile device technology is required.

Financing Plan for Current Request:

Non-County Shares:	\$ 1,009,000
Bonds/Notes:	1,009,000
Cash:	0
Total:	\$ 2,018,000

SEQR Classification:

TYPE 2

Amount Requested:

1,009,000

Expected Design Work Provider:

- | | | |
|---------------------------------------|-------------------------------------|--|
| ☐ County Staff | ☐ Consultant | ☒ Not Applicable |
|---------------------------------------|-------------------------------------|--|

Comments:

The amount appropriated for this initial phase is \$2,018,000. The bonding request in the amount of \$1,009,000 represents the County's 50% share of approved Capital Project WCC106 Technology Upgrade On Campus. The state has approved funding on the remaining 50%.

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2022	2,018,000	TECHNOLOGY UPGRADE ON CAMPUS PHASE I
2023	2,016,000	TECHNOLOGY UPGRADE ON CAMPUS PHASE II
2024	2,010,000	TECHNOLOGY UPGRADE ON CAMPUS PHASE III

Total Appropriation History:

6,044,000

Total Financing History:

0

Recommended By:**Department of Planning**

MLLL

Date

08-29-2025

Department of Public Works

RJB4

Date

08-29-2025

Budget Department

DEV9

Date

09-02-2025

Requesting Department

DAGX

Date

09-25-2025



Kenneth W. Jenkins
Westchester County Executive

October 15, 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 a bond act ("Bond Act") which, if adopted, would authorize the County of Westchester ("County") to issue bonds in the amount of \$750,000 to finance the following capital project:

CC109 – Hartford Hall HVAC Replacement ("CC109").

The Bond Act, in the amount of \$750,000, would finance the County's approximately 50% share of cost of Hartford Hall heating, ventilation and air conditioning ("HVAC") improvements at the Westchester Community College ("College") including the design and construction of the full system replacement of the Hartford Hall ductless split air conditioning systems, and the reconfiguring and replacement of the related piping and insulation, and air conditioning controls. The purpose of this project is to make the mechanical repairs and upgrades.

The College has advised that the existing HVAC system has reached its expected lifespan.

The College has advised that the total amount appropriated for CC109 is \$1,500,000. This bond request in the amount of \$750,000 represents the County's approximately 50% share of CC109. The remaining 50% will be funded by New York State.

Following bonding authorization, design will be scheduled and is anticipated to take twelve months to complete. It is anticipated that the design work will be completed by a consultant. It is estimated that construction will take eighteen months to complete and will begin after award and execution of construction contracts.

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

Sincerely,

A handwritten signature in black ink, appearing to be "K. Jenkins", written over the word "Sincerely," and the printed name "Kenneth W. Jenkins".

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 a bond act ("Bond Act") in the amount of \$750,000 to finance capital project CC109 – Hartford Hall HVAC Replacement ("CC109"). The Bond Act, which was prepared by the law firm Harris Beach, will finance the County's approximately 50% share of cost of Hartford Hall heating, ventilation and air conditioning ("HVAC") improvements at the Westchester Community College ("College") including the design and construction of the full system replacement of the Hartford Hall ductless split air conditioning systems, and the reconfiguring and replacement of the related piping and insulation, and air conditioning controls. The purpose of this project is to make the mechanical repairs and upgrades.

The College has advised that the existing HVAC system has reached its expected lifespan.

The College has advised that the total amount appropriated for CC109 is \$1,500,000. This bond request in the amount of \$750,000 represents the County's approximately 50% share of CC109. The remaining 50% will be funded by New York State.

Following bonding authorization, design will be scheduled and is anticipated to take twelve months to complete. It is anticipated that the design work will be completed by a consultant. It is estimated that construction will take eighteen months to complete and will begin after award and execution of construction contracts.

The Planning Department has advised your Committee that based on its review, CC109 may be classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this recommendation.

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: _____, 20____
White Plains, New York

COMMITTEE ON

c/mg/9-26-25

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: CC109

☐ 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 \$ 750,000 PPU 10 Anticipated Interest Rate 2.79%

Anticipated Annual Cost (Principal and Interest): \$ 87,177

Total Debt Service (Annual Cost x Term): \$ 871,770

Finance Department: Interest rates from October 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):

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:

Prepared by: Dawn Gillins

Title: Acting VP Admin/CFO

Department: WCC

Date: 10/16/25

Reviewed By: [Signature]

BV1019/25
CP 10/16/25

Budget Director

Date: 10/16/25

TO: Michelle Greenbaum, Senior Assistant County Attorney
Carla Chaves, Senior Assistant County Attorney
Maximilian Zorn, Assistant County Attorney
Maria Baratta, Assistant County Attorney

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

DATE: October 8, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
CC109 HARTFORD HALL HVAC REPLACEMENT**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09/24/2025 (Unique ID: 3015)

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: The building is on the National Register of Historic Places. It is anticipated that all repairs and improvement will be consistent with the Secretary of the Interior's Standards for the Treatment of Historic Properties.

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
Dawn Gillins, Assistant Vice President/Comptroller, Westchester Community College
Ross Garrett, Assistant Mechanical Engineer, Westchester Community College
Susan Darling, Chief Planner
Claudia Maxwell, Principal Environmental Planner
Douglas Wessells, Planner

ACT NO. -20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$750,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF HARTFORD HALL HVAC IMPROVEMENTS AT THE WESTCHESTER COMMUNITY COLLEGE; STATING THE TOTAL ESTIMATED MAXIMUM COST THEREOF IS \$1,500,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$750,000 BONDS HEREIN AUTHORIZED TO FINANCE THE COUNTY'S SHARE OF SUCH COST AND THE APPLICATION OF \$750,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TOWARDS THE COST OF SAID OBJECTS OR PURPOSES; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20__)

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than Third-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, \$750,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of Hartford Hall HVAC improvements at the Westchester Community College; including the design and construction of the full system replacement of the Harford Hall ductless split air conditioning systems, and the

reconfiguring and replacement of the related piping and insulation, and air conditioning controls. The purpose of this project is to make the mechanical repairs and 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 object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$1,500,000. The plan of financing includes the issuance of \$750,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the application of \$750,000 expected to be received from the State of New York to be expended towards the cost of said objects or purposes, and the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness applicable to the specific object or purpose for which the bonds authorized by this resolution is to be issued, within the limitations of Section 11.00 a. 13 of the Law, is ten (10) 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 \$750,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 5. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

* * *

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

I HEREBY CERTIFY that I 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 \$750,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF HARTFORD HALL HVAC IMPROVEMENTS AT THE WESTCHESTER COMMUNITY COLLEGE, STATING THE TOTAL ESTIMATED MAXIMUM COST THEREOF IS \$1,500,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$750,000 BONDS HEREIN AUTHORIZED TO FINANCE THE COUNTY'S SHARE OF SUCH COST AND THE APPLICATION OF \$4,185,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TOWARDS THE COST OF SAID OBJECTS OR PURPOSES; 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 Hartford Hall HVAC improvements at the Westchester Community College, including the design and construction of the full system replacement of the Hartford Hall ductless split air conditioning systems and the reconfiguring and replacement of the related piping and insulation, and air conditioning controls; at the estimated maximum cost of \$1,500,000; all as set forth in the County's current year Capital Budget, as amended.

amount of obligations to be issued:

and period of probable usefulness: \$750,000; ten (10) 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:* CC109	☐ CBA	Fact Sheet Date:* 07-31-2025
Fact Sheet Year:* 2025	Project Title:* HARTFORD HALL HVAC REPLACEMENT	Legislative District ID: 3,
Category* WCC - BUILDINGS	Department:* COMMUNITY COLLEGE	CP Unique ID: 3015

Overall Project Description

Hartford Hall, the original estate house built in 1932 and placed on the Historic Register in 1978, still exhibits its older splendor. A study of the Hartford Hall ductless splits systems determined that the existing HVAC system has reached its useful lifespan and a full replacement system is necessary.

- | | | |
|---|---|---|
| ☒ Best Management Practices | ☒ Energy Efficiencies | ☐ Infrastructure |
| ☐ Life Safety | ☐ Project Labor Agreement | ☐ Revenue |
| ☐ Security | ☐ Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2025	2026	2027	2028	2029	Under Review
Gross	1,500	1,500	0	0	0	0	0	0
Less Non-County Shares	750	750	0	0	0	0	0	0
Net	750	750	0	0	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 this new project. This project totals \$1,500,000 for the design and construction of the full system replacement of the Hartford Hall ductless split air conditioning systems and reconfigure and replace the related piping and insulation throughout the building. Existing piping and insulation will be salvaged and reused where possible. The air conditioning controls will be updated to connect to the campus Andover building management system to allow for remote monitoring and controls. The purpose of this project is to make the mechanical repairs and upgrades necessary to preserve this historic building.

Financing Plan for Current Request:

Non-County Shares:	\$ 750,000
Bonds/Notes:	750,000
Cash:	0
Total:	\$ 1,500,000

SEQR Classification:

TYPE II

Amount Requested:

750,000

Expected Design Work Provider:

- ☐ County Staff
 ☒ Consultant
 ☐ Not Applicable

Comments:

The amount appropriated for this project is \$1,500,000. This bonding request in the amount of \$750,000 represents the County's 50% share of approved Capital Project WCC109 Hartford Hall HVAC Replacement. The state has approved funding on the remaining 50%.

Energy Efficiencies:

NEW HVAC WILL BE MORE EFFICIENT

Appropriation History:

Year	Amount	Description
2024	1,500,000	HARTFORD HALL HVAC REPLACEMENT

Total Appropriation History:

1,500,000

Total Financing History:

0

Recommended By:**Department of Planning**

SEDR

Date

09-24-2025

Department of Public Works

RJB4

Date

09-24-2025

Budget Department

DEV9

Date

09-25-2025

Requesting Department

DAGX

Date

09-25-2025



Kenneth W. Jenkins
County Executive

October 15, 2025

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

Dear Members of the Board of Legislators:

Transmitted herewith for your review and approval is an amended bond act ("Amended Bond Act"), which, if adopted by your Honorable Board, would authorize the County of Westchester ("County") to issue additional bonds to finance the following capital project:

WCC87 – Classroom Building Renovation ("WCC87").

The Amended Bond Act, in the total amount of \$4,927,000.00, which includes \$750,000.00 in previously authorized bonds of the County, would finance the County's approximately 50% share of the cost of the Phase 2 improvements to the classroom building at the Westchester Community College ("College") Campus including renovations, furniture, fixtures, and equipment.

The College has advised that the classroom building, constructed in 1966 and comprising 65,518 square feet of general classroom space and an auditorium, is in need of design upgrades and renovations to bring it up to current industry standards. WCC87 will address the classroom building's mechanical systems, acoustics, lighting, classroom spaces, bathrooms, and corridors. WCC87 will also provide updated space for the School of Business and Professional Careers.

The College has advised that the total amount appropriated for WCC87 is \$9,853,000.00. This bond request in the amount of \$4,927,000.00 represents the County's 50% share of WCC87. The remaining 50% will be funded by New York State.

Following bonding authorization with the County, design will be scheduled and it is estimated that design will take eighteen months to complete. It is estimated that construction will take thirty months to complete and will begin after award and execution of the construction contracts. It is anticipated that the design work will be completed by a consultant.

It should be noted that your Honorable Board has authorized the County to issue bonds for WCC87 as follows: Bond Act No. 16 - 2025 in the amount of \$750,000.00 to finance the County's approximately 50% share of the cost of the planning for improvements to the classroom building at the College Campus. These bonds have not been sold. Accordingly, it is now requested that Bond Act No. 16 - 2025 be amended to increase the amount authorized by \$4,177,000.00, for a total authorized amount, as amended, of \$4,927,000.00, to revise the scope of Bond Act No. 16 - 2025 to include work associated with the renovation and construction phase of the project, and to increase the period of probable usefulness of said bonds.

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

Sincerely,



Kenneth W. Jenkins
Westchester County Executive

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

Your Committee is in receipt of a transmission from the County Executive recommending approval by the County of Westchester ("County") of an amended bond act ("Amended Bond Act") which, if adopted, will authorize the County to issue up to \$4,177,000.00 in additional bonds of the County to finance capital project WCC87 – Classroom Building Renovation ("WCC87").

The Amended Bond Act in the total amount of \$4,927,000.00 was prepared by the law firm Harris Beach Murtha and includes \$750,000.00 in previously authorized bonds of the County. The Bond Act would finance the County's approximately 50% share of the cost of the Phase 2 improvements to the classroom building at the Westchester Community College ("College") Campus including renovations, furniture, fixtures, and equipment.

Your Committee is advised that the classroom building, constructed in 1966 and comprising 65,518 square feet of general classroom space and an auditorium, is in need of design upgrades and renovations to bring it up to current industry standards. WCC87 will address the classroom building's mechanical systems, acoustics, lighting, classroom spaces, bathrooms, and corridors. WCC87 will also provide updated space for the School of Business and Professional Careers.

Your Committee is further advised that the total amount appropriated for WCC87 is \$9,853,000.00. This bond request in the amount of \$4,927,000.00 represents the County's 50% share of WCC87. The remaining 50% will be funded by New York State.

Following bonding authorization with the County, design will be scheduled and it is estimated that design will take eighteen months to complete. It is estimated that construction will take thirty months to complete and will begin after award and execution of the construction contracts. It is anticipated that the design work will be completed by a consultant.

It should be noted that your Honorable Board has authorized the County to issue bonds for WCC87 as follows: Bond Act No. 16 - 2025 in the amount of \$750,000.00 to finance the County's approximately 50% share of the cost of the planning for improvements to the classroom building at the College Campus. These bonds have not been sold. Accordingly, it is now requested that Bond

Act No. 16 - 2025 be amended to increase the amount authorized by \$4,177,000.00, for a total authorized amount, as amended, of \$4,927,000.00, to revise the scope of Bond Act No. 16 - 2025 to include work associated with the renovation and construction phase of the project, and to increase the period of probable usefulness of said bonds.

The Planning Department has advised your Committee that based on its review, WCC87 may be classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. 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 Amended Bond Act, and recommends approval of the Amended Bond Act. 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 Amended Bond Act.

Dated: _____, 2025.
White Plains, New York

COMMITTEE ON

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: WCC87

☐ 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 \$ 4,927,000 PPU 15 Anticipated Interest Rate 3.20%

Anticipated Annual Cost (Principal and Interest): \$ 420,080

Total Debt Service (Annual Cost x Term): \$ 6,301,200

Finance Department: Interest rates from October 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: 54

Prepared by: Dianne Vanadia

Title: Associate Budget Director

Department: Budget

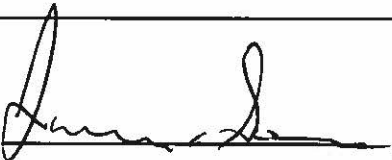
Date: 10/16/25

Reviewed By:

DV 10/16/25

CP 10/16/25

Date:


Budget Director
10/16/25

TO: Michelle Greenbaum, Senior Assistant County Attorney
Carla Chaves, Senior Assistant County Attorney
Maximilian Zorn, Assistant County Attorney
Maria Baratta, Assistant County Attorney

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

DATE: October 14, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
WCC87 CLASSROOM BUILDING RENOVATION**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09/10/2025 (Unique ID: 3011)

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;
- **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/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
Dawn Gillins, Assistant Vice President/Comptroller, Westchester Community College
Lamont Watson, Director, Physical Plant, Westchester Community College
Ross Garrett, Assistant Mechanical Engineer, Westchester Community College
Susan Darling, Chief Planner
Claudia Maxwell, Principal Environmental Planner
Douglas Wessells, Planner

ACT NO. -20__

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING AND RESTATING THE BOND ACT ADOPTED JANUARY 27, 2025 IN RELATION TO FINANCING THE COST FOR THE IMPROVEMENTS TO THE CLASSROOM BUILDING AT THE WESTCHESTER COMMUNITY COLLEGE CAMPUS; AT THE TOTAL ESTIMATED COST OF \$9,853,000. (Adopted , 20__).

WHEREAS, this Board of Legislators (the "Board") has heretofore duly authorized the issuance of bonds to finance the planning costs for improvements to the classroom building at the Westchester Community College Campus at the estimated maximum cost of \$1,500,000, pursuant to Act No. 16-2025 duly adopted on January 27, 2025, and it has now been determined that the period of probable usefulness of such planning may be increased so that it shall be equal to the period of probable usefulness of such improvements; and

WHEREAS, it is now appropriate to authorize construction of such improvements, and it is necessary to increase the appropriation for such project by \$8,353,000 for a total maximum cost of \$9,853,000; and

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section (A). The bond act duly adopted by this Board on January 27, 2025, entitled:

Error! Unknown document property name.

“(BOND) ACT NO. 16-2025

BOND ACT AUTHORIZING THE ISSUANCE OF \$750,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE PLANNING FOR IMPROVEMENTS TO THE CLASSROOM BUILDING AT THE WESTCHESTER COMMUNITY COLLEGE CAMPUS; STATING THE TOTAL ESTIMATED MAXIMUM COST THEREOF IS \$1,500,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$750,000 BONDS HEREIN AUTHORIZED TO FINANCE THE COUNTY’S SHARE OF SUCH COST AND THE APPLICATION OF \$750,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TOWARDS THE COST OF SAID OBJECTS OR PURPOSES; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS.”

is hereby amended and restated to read as follows:

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING AND RESTATING THE BOND ACT ADOPTED JANUARY 27, 2025 IN RELATION TO FINANCING THE COST FOR THE PHASE 2 IMPROVEMENTS TO THE CLASSROOM BUILDING AT THE WESTCHESTER COMMUNITY COLLEGE CAMPUS; STATING THE TOTAL ESTIMATED MAXIMUM COST THEREOF IS \$9,853,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$4,927,000 BONDS HEREIN AUTHORIZED TO FINANCE THE COUNTY'S SHARE OF SUCH COST AND THE APPLICATION OF \$4,926,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TOWARDS THE COST OF SAID OBJECTS OR PURPOSES; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20__).

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, to the provisions of other laws applicable thereto, \$4,927,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the Phase 2 improvements to the classroom building at the Westchester Community College Campus

Error! Unknown document property name.

including renovation, furniture, fixtures and equipment; 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 object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$9,853,000. The plan of financing includes the issuance of \$4,927,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the application of \$4,926,000 expected to be received from the State of New York to be expended towards the cost of said objects or purposes, and the levy of a tax to pay the principal of and interest on said bonds and notes..

Section 2. The period of probable usefulness applicable to the specific object or purpose for which the bonds authorized by this resolution is to be issued, 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 \$9,150,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 5. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

Error! Unknown document property name.

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

Section (B). The amendment and restatement 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 Officer of the
County Board of Legislators
County of Westchester, New York

LEGAL NOTICE

An amended and restated Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on January 27, 2025 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.

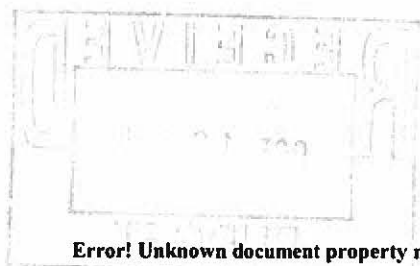
ACT NO. _____-20__

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING AND RESTATING THE BOND ACT ADOPTED JANUARY 27, 2025 IN RELATION TO FINANCING THE COST FOR THE PHASE 2 IMPROVEMENTS TO THE CLASSROOM BUILDING AT THE WESTCHESTER COMMUNITY COLLEGE CAMPUS; STATING THE TOTAL ESTIMATED MAXIMUM COST THEREOF IS \$9,853,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$4,927,000 BONDS HEREIN AUTHORIZED TO FINANCE THE COUNTY'S SHARE OF SUCH COST AND THE APPLICATION OF \$4,926,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TOWARDS THE COST OF SAID OBJECTS OR PURPOSES; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20__)..

object or purpose: to finance the cost for the Phase 2 improvements to the classroom building at the Westchester Community College Campus including renovation, furniture, fixtures and equipment; all as set forth in the County's 20__ Capital Budget, as amended

amount of obligations to be issued: \$4,927,000; fifteen (15) years
and period of probable usefulness:

Dated: _____, 20__
White Plains, New York



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

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CAPITAL PROJECT FACT SHEET

Project ID:* WCC87	☐ CBA	Fact Sheet Date:* 07-31-2025
Fact Sheet Year:* 2025	Project Title:* CLASSROOM BUILDING RENOVATION	Legislative District ID: 3,
Category* WCC - BUILDINGS	Department:* COMMUNITY COLLEGE	CP Unique ID: 3011

Overall Project Description

This Classroom Building Renovation project addresses mechanical, acoustic, and lighting issues. The renovation also includes exterior door replacement as well as classroom, toilet room, and corridor finishes. Approximately 18,000 sq feet of classroom, class lab, and support space will be renovated in the classroom building to provide updated space for the School of Business and Professional Careers.

- | | | |
|---|---|--|
| ☒ Best Management Practices | ☒ Energy Efficiencies | ☒ Infrastructure |
| ☐ Life Safety | ☐ Project Labor Agreement | ☐ Revenue |
| ☐ Security | ☐ Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	202025	202026	202027	202028	202029	Under Review
Gross	9,853	9,853	0	0	0	0	0	0
Less Non-County Shares	4,926	4,926	0	0	0	0	0	0
Net	4,927	4,927	0	0	0	0	0	0

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

Current Bond Description: Current bonding approval of \$4,177,000 is necessary to fund the County's 50% share of Renovations and Infrastructure/Construction of the Classroom Renovation Project. This phase is for the renovation, furniture, fixtures and equipment. The classroom building will be renovated with new interior finishes, furnishings, and instructional technology.

Financing Plan for Current Request:

Non-County Shares:	\$ 4,176,000
Bonds/Notes:	4,177,000
Cash:	0
Total:	\$ 8,353,000

SEQR Classification:

TYPE II

Amount Requested:

4,177,000

Expected Design Work Provider:

- | | | |
|---------------------------------------|--|---|
| ☐ County Staff | ☒ Consultant | ☐ Not Applicable |
|---------------------------------------|--|---|

Comments:

The amount appropriated for this renovation, furniture, fixtures and equipment Phase is \$8,353,000. The bonding request in the amount of \$4,177,000 represents the County's 50% share of approved Capital Project WCC87 - Classroom Building Renovation. New York State has approved funding on the remaining 50%

Energy Efficiencies:

LIGHTING WILL BE ENERGY EFFICIENT

Appropriation History:

Year	Amount	Description
2023	1,500,000	CLASSROOM BUILDING RENOVATION PHASE I
2024	8,353,000	CLASSROOM BUILDING RENOVATION PHASE II

Total Appropriation History:

9,853,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
2025	16-2025	750,000		WCC 87 CLASSROOM BUILDING RENOVATION PHASE I

Total Financing History:

750,000

Recommended By:**Department of Planning**

MLLL

Date

09-10-2025

Department of Public Works

RJB4

Date

09-10-2025

Budget Department

DEV9

Date

09-10-2025

Requesting Department

DAGX

Date

09-25-2025



Kenneth W. Jenkins
Westchester County Executive

October 10, 2025

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

Dear Members of the Board of Legislators:

Transmitted herewith for your review and approval is a bond act ("Bond Act"), which, if adopted, would authorize the County of Westchester ("County") to issue up to \$2,000,000.00 in bonds of the County to finance a component of capital project BPL26 - Flood Mitigation ("BPL26"). Also attached is an act ("IMA Act") authorizing the County to enter an intermunicipal agreement ("IMA") with the Town of Rye ("Town"), setting forth the terms of the flood mitigation project ("Project").

The Bond Act, in the amount of \$2,000,000.00, would finance the County's share of the cost of the Project in the area of Rye Town Park, in the Town, ("Property") as part of the Storm Water Reconnaissance Plan for the Coastal Long Island Sound Basin ("Plan"), which was adopted by your Honorable Board by Act No. 134 – 2014 on August 4, 2014.

The Department of Planning ("Department") has advised that the Project will address significant recurring flooding on the Property as well as in the Property's immediate vicinity.

Design for the Project has been completed by a consultant retained by the Town. The Department estimates that the Project's construction phase will take no more than two years to complete and will begin after award and execution of the construction contracts, which are subject to the approval of construction financing by your Honorable Board.

The proposed IMA sets forth the responsibilities of the County and the Town in connection with the Project. Under the proposed IMA, the Town will grant the County a non-exclusive easement over the Property in order to facilitate the issuance of County bonds to finance the capital project's construction, and such easement shall encumber the Property for so long as the bonds of the County are outstanding. The Town shall construct, operate, maintain, repair, replace, inspect, or restore the Project. In accordance with the IMA, the County and the Town will each provide up to fifty percent of the total cost of the Project, which is estimated to be \$3,800,000.00. The County will pay to the Town, on a reimbursement basis, an amount not to exceed \$1,900,000.00. Should the Project costs exceed the amount contributed by the County, the Town shall be solely responsible for any additional amount. Following construction, the Town will be responsible for the operation, maintenance, scheduling, and security of the Property and the Project at its expense. The term of the IMA will commence upon execution, and will continue for a period at least equal to the life of any County bonds issued to fund the Project, which is estimated to be thirty years.

In 2011, your Honorable Board enacted the Westchester County Storm Water Management Law ("SWML") to assist municipalities with storm water management (flood mitigation). See Laws of Westchester County ("LWC") Chapter 241, Article III-A, Sections 241.252-241.260. The SWML

provides for the evaluation of flooding within the County through preparation of watershed "reconnaissance plans," and the SWML authorizes County cooperation with municipalities, including funding assistance, to improve storm water management and reduce flooding.

The Property is located within an area designated as a flood hazard area by the Federal Emergency Management Agency and shown on the flooding or storm water management maps included in the Plan. As such, the Property meets the definition of a "Flood or Storm Water Management Problem," pursuant to LWC Section 241.253(6), and is eligible for County funding as a "Storm Water Management Project," pursuant to LWC Section 241.256. Criteria for funding flood mitigation projects are also described in the Plan, including discretionary fund policy requirements to affirmatively further fair housing. The IMA requires the Town to adopt regulations and policies consistent with the flood mitigation criteria in the Plan for the Coastal Long Island Sound Watershed.

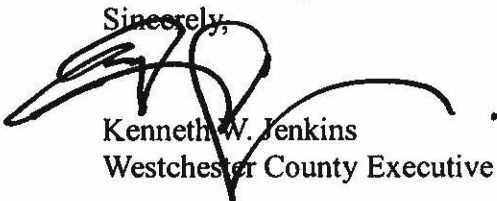
It should be noted that your Honorable Board has authorized the County to issue bonds in connection with prior components of BPL26 as indicated in the annexed fact sheet.

It should also be noted that since BPL26 is a "general fund" project, specific components are subject to a capital budget amendment. Section 1 of the Bond Act authorizes an amendment to the County's capital budget to the extent the Project scope is inconsistent with any details set forth in the current capital budget. Accordingly, the Bond Act, in addition to authorizing the issuance of bonds for this Project, will also amend the current-year capital budget to reflect the specific location of this Project component.

LWC Section 167.131 mandates that a capital budget amendment that introduces a new capital project or changes the location, size or character of an existing capital project be accompanied to the Board of Legislators by a report of the Westchester County Planning Board (the "Planning Board") with respect to the physical planning aspects of the project. Accordingly, the Planning Board report for BPL26 is annexed.

Based on the importance of this Project to the County, favorable action on the annexed proposed Acts is respectfully requested from your Honorable Board.

Sincerely,

A handwritten signature in black ink, appearing to read "Kenneth W. Jenkins", is written over the typed name and title.

Kenneth W. Jenkins
Westchester County Executive

KWJ/BL/DK/mcz
Attachments

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

Your Committee is in receipt of a transmittal from the County Executive recommending approval of a bond act ("Bond Act"), which, if adopted, would authorize the County of Westchester ("County") to issue up to \$2,000,000.00 in bonds of the County to finance a component of capital project BPL26 – Flood Mitigation ("BPL26"). Also attached is an act ("IMA Act") authorizing the County to enter into an intermunicipal agreement ("IMA") with the Town of Rye ("Town"), setting forth the terms of the flood mitigation project ("Project").

Your Committee is advised that the Bond Act, in the amount of \$2,000,000.00, is necessary to finance the County's share of the cost of the Project in the area of Rye Town Park, in the Town, ("Property") as part of the Storm Water Reconnaissance Plan for the Coastal Long Island Sound Basin ("Plan"), which was adopted by your Honorable Board by Act No. 134 – 2014 on August 4, 2014.

The Department of Planning ("Department") has advised that the Project will address significant recurring flooding on the Property as well as in the Property's immediate vicinity.

Design for the Project has been completed by a consultant retained by the Town. The Department estimates that the Project's construction phase will take no more than two years to complete and will begin after award and execution of the construction contracts, which are subject to the approval of construction financing by your Honorable Board.

Your Committee is further advised that the proposed IMA sets forth the responsibilities of the County and the Town in connection with the Project. Under the proposed IMA, the Town will grant the County a non-exclusive easement over the Property in order to facilitate the issuance of County bonds to finance the capital project's construction, and such easement shall encumber the Property for so long as the bonds of the County are outstanding. The Town shall construct, operate, maintain, repair, replace, inspect, or restore the Project. In accordance with the IMA, the County and the Town will each provide up to fifty percent of the total cost of the Project, which

is estimated to be \$3,800,000.00. The County will pay to the Town, on a reimbursement basis, an amount not to exceed \$1,900,000.00. Should the Project costs exceed the amount contributed by the County, the Town shall be solely responsible for any additional amount. Following construction, the Town will be responsible for the operation, maintenance, scheduling, and security of the Property and the Project at its expense. The term of the IMA will commence upon execution, and will continue for a period at least equal to the life of any County bonds issued to fund the Project, which is estimated to be thirty years.

In 2011, your Honorable Board enacted the Westchester County Storm Water Management Law ("SWML") to assist municipalities with storm water management (flood mitigation). See Laws of Westchester County ("LWC") Chapter 241, Article III-A, Sections 241.252-241.260. The SWML provides for the evaluation of flooding within the County through preparation of watershed "reconnaissance plans," and the SWML authorizes County cooperation with municipalities, including funding assistance, to improve storm water management and reduce flooding.

The Property is located within an area designated as a flood hazard area by the Federal Emergency Management Agency and shown on the flooding or storm water management maps included in the Plan. As such, the area meets the definition of "Flood or Storm Water Management Problem," pursuant to LWC Section 241.253(6), and is eligible for County funding as a "Storm Water Management Project," pursuant to LWC Section 241.256. Criteria for funding flood mitigation projects are also described in the Plan, including discretionary fund policy requirements to affirmatively further fair housing. The IMA requires the Town to adopt regulations and policies consistent with the flood mitigation criteria in the Plan for the Coastal Long Island Sound Watershed.

It should be noted that your Honorable Board has authorized the County to issue bonds in connection with previous components of BPL26 as indicated in the annexed fact sheet.

It should also be noted that since BPL26 is a "general fund" project, specific components are subject to a capital budget amendment. Section 1 of the Bond Act authorizes an amendment

to the County's capital budget to the extent the Project scope is inconsistent with any details set forth in the current capital budget. Accordingly, the Bond Act, in addition to authorizing the issuance of bonds for this Project, will also amend the current-year capital budget to reflect the specific location of this Project component.

Your Committee is advised that LWC Section 167.131 mandates that a capital budget amendment that introduces a new capital project or changes the location, size or character of an existing capital project be accompanied to the Board of Legislators by a report of the Westchester County Planning Board (the "Planning Board") with respect to the physical planning aspects of the project. Accordingly, the Planning Board report for BPL26 is annexed.

The Planning Department has advised your Committee that based on its review, the Project may be classified as an "Unlisted" action under the State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617 ("SEQR"). A Resolution, and Short Environmental Assessment Form ("EAF"), prepared by the Planning Department, are attached to assist your Honorable Board in complying with SEQR. For the reasons set forth in the attached EAF, your Committee believes that the proposed action will not have any significant adverse impact on the environment and recommends the adoption of the Resolution prior to enacting the aforementioned Bond Act.

Please note that an affirmative vote of two-thirds of the members of your Honorable Board is required in order to adopt the Bond Act, while a simple majority of the voting strength of your Honorable Board is required to adopt the IMA Act.

Based on the importance of this Project to the County, your Committee recommends favorable action on the annexed proposed Acts.

Dated: _____, 2025
White Plains, New York

COMMITTEE ON

s: MCZ/10.10.25

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: BPL26

☐ 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

RYE TOWN PARK AREA, TOWN OF RYE

SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 2,000,000 PPU 30 Anticipated Interest Rate 4.13%

Anticipated Annual Cost (Principal and Interest): \$ 118,664

Total Debt Service (Annual Cost x Term): \$ 3,559,920

Finance Department: Interest rates from October 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

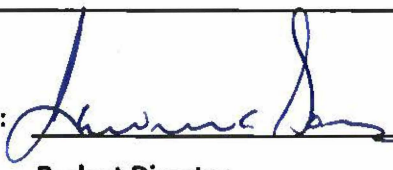
Number of Full Time Equivalent (FTE) Jobs Funded: 22

Prepared by: Dianne Vanadia

Title: Associate Budget Director

Department: Budget

Date: 10/14/25

Reviewed By: 

DV 10/14/25
@ 10/14/25

Budget Director

Date: 10/14/25

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: September 16, 2025

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BPL26 FLOOD MITIGATION – RYE TOWN PARK POND DRAINAGE
IMPROVEMENTS**

The Planning Department has reviewed the above referenced capital project (Fact Sheet Unique ID 2981) in accordance with the State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617 (SEQR).

Pursuant to SEQR, this project has been classified as an Unlisted action. The County, in an effort to expedite the project, is conducting uncoordinated review as permitted by SEQR. A Short Environmental Assessment Form has been prepared for the project for consideration by the Board of Legislators.

Please contact me if you require any additional information regarding this document.

DSK/oav
Att.

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Blanca P. Lopez, Commissioner of Planning
Dianne Vanadia, Associate Budget Director
Susan Darling, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Principal Environmental Planner

RESOLUTION NO. 2025 - _____

WHEREAS, there is pending before this Honorable Board a Bond Act authorizing the County of Westchester (the “County”) to issue bonds of the County in connection with capital project BPL26 – Flood Mitigation (Unique ID# 2981). Also attached is an Intermunicipal Agreement (“IMA”) Act authorizing the County to enter into an IMA with the Town of Rye (“Town”) to carry out a flood mitigation project in the area of Rye Town Park, in the Town, as part of the Storm Water Reconnaissance Plan (“Plan”) for the Coastal Long Island Sound Basin (together the “Project”); and

WHEREAS, this Honorable Board has determined that the proposed Project would constitute an action under Article 8 of the Environmental Conservation Law, known as the State Environmental Quality Review Act (“SEQR”); and

WHEREAS, pursuant to SEQR and its implementing regulations (6 NYCRR Part 617), this Project is classified as an “Unlisted” action, which requires this Honorable Board to make a determination as to whether the proposed action will have a significant impact on the environment; and

WHEREAS, the County is assuming the role of Lead Agency and conducting an uncoordinated review as permitted by SEQR; and

WHEREAS, in accordance with SEQR and its implementing regulations, a Short Environmental Assessment Form (“EAF”) has been prepared to assist this Honorable Board in its environmental assessment of this proposed action; and

WHEREAS, this Honorable Board has carefully considered the proposed action and has reviewed the attached EAF and the criteria set forth in Section 617.7 of the implementing regulations and has identified the relevant areas of environmental concern, as described in the attached EAF, to determine if this proposed action will have a significant adverse impact on the environment.

NOW, THEREFORE, be it resolved by the County Board of Legislators of the County of Westchester, State of New York, as follows:

RESOLVED, that based upon this Honorable Board's review of the EAF and the reasons set forth therein, this Board finds that there will be no significant adverse impact on the environment in connection with the Project; and be it further

RESOLVED, the Clerk of the Board of Legislators is authorized and directed to sign the Determination of Significance in the EAF, which is attached and made a part hereof, as responsible officer in Lead Agency; to issue this "Negative Declaration" on behalf of this Board in satisfaction of SEQR; and to immediately transmit same to the Commissioner of Planning to be filed, published and made available pursuant to the requirements of Part 617 of 6 NYCRR; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

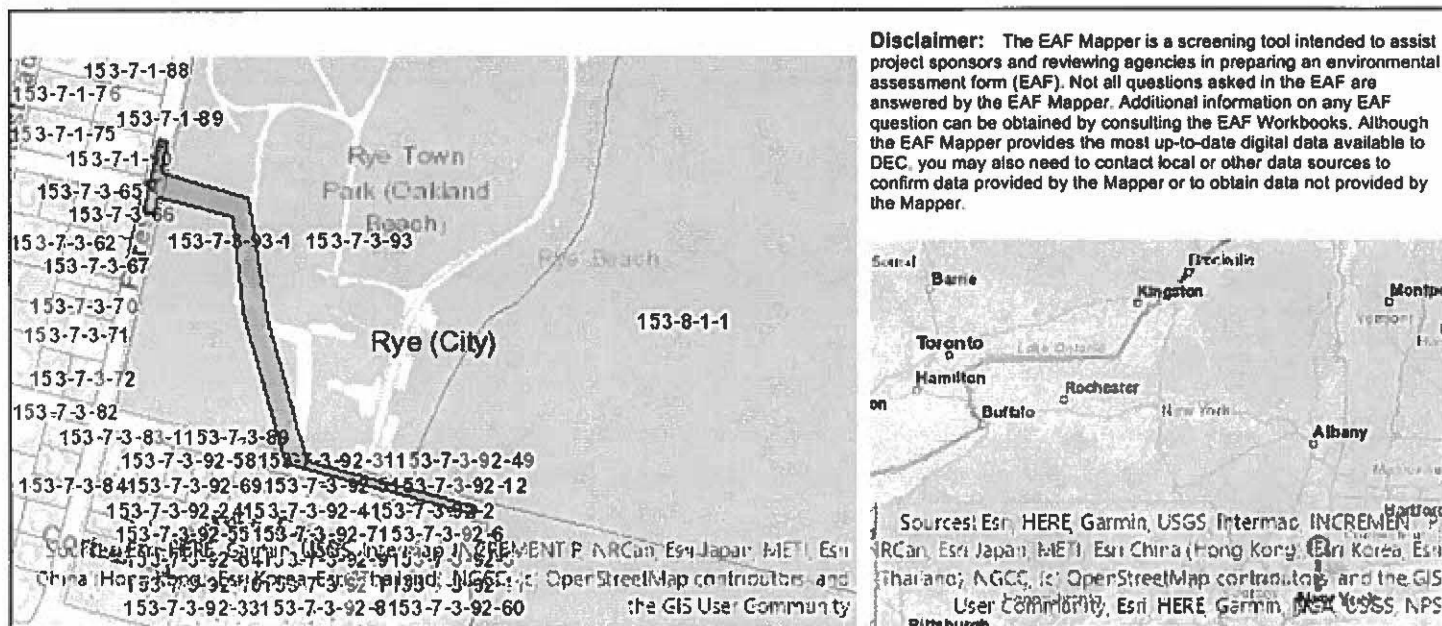
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information							
Name of Action or Project: Rye Town Park Pond Drainage							
Project Location (describe, and attach a location map): 95 Dearborn Avenue, City of Rye, NY							
Brief Description of Proposed Action: Install new piping to divert stormwater from the Forest Avenue-Oakland Beach Avenue intersection away from Rye Town Park pond. Stormwater from the City of Rye would no longer enter the pond thereby drastically reducing its load during storm events and limiting its tributary area to only surface runoff from the park. Additionally, modifications to the pond spillway and outlet channel area (to allow ponding) could effectively eliminate beach flooding from stormwater in storms as great as the 100-year event. The recommended project includes installing a new pipe from Forest Avenue through Rye Town Park and the park parking lot and out to Dearborn Avenue, then turning east down Dearborn Avenue and ultimately discharging directly into Long Island Sound at the end of Dearborn Avenue.							
Name of Applicant or Sponsor: Town of Rye: Gary J. Zuckerman, Supervisor		Telephone: 914-938-3553 E-Mail: gzuckerman@townofryeny.com					
Address: 222 Grace Church St, Suite 302							
City/PO: Port Chester		State: NY	Zip Code: 10573				
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			<table border="1" style="width: 100%; text-align: center;"> <tr> <td>NO</td> <td>YES</td> </tr> <tr> <td>☒</td> <td>☐</td> </tr> </table>	NO	YES	☒	☐
NO	YES						
☒	☐						
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: Westchester County Flood Mitigation Program; NYSDEC Coastal Erosion Hazard Area permit; City of Rye Planning Commission			<table border="1" style="width: 100%; text-align: center;"> <tr> <td>NO</td> <td>YES</td> </tr> <tr> <td>☐</td> <td>☒</td> </tr> </table>	NO	YES	☐	☒
NO	YES						
☐	☒						
3. a. Total acreage of the site of the proposed action? 36.3 acres b. Total acreage to be physically disturbed? 1 acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 36.3 acres							
4. Check all land uses that occur on, are adjoining or near the proposed action:							
5. ☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☒ Residential (suburban) ☐ Forest ☐ Agriculture ☒ Aquatic ☐ Other(Specify): ☒ Parkland							

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	☐	☒	☐
b. Consistent with the adopted comprehensive plan?	☐	☒	☐
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	☐	☒	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	☒	☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	☒	☐	
b. Are public transportation services available at or near the site of the proposed action?	☐	☒	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☐	☒	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies:			
Not applicable. There is no proposed use of energy.	☒	☐	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____	☒	☐	
Not applicable. There is no water supply necessary.			
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____	☒	☐	
Not applicable. No waste water will be generated.			
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	☐	☒	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☐	☒	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	☐	☒	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☒	☐	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☒ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☒ Wetland ☐ Urban ☒ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered? Common Tern, Leatherback	NO	YES
	☐	☒
16. Is the project site located in the 100-year flood plan?	NO	YES
	☐	☒
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
	☒	☐
a. Will storm water discharges flow to adjacent properties?	☐	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	☐	☐
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	☒	☐
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
	☒	☐
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
	☒	☐
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor name: <u>Town of Rye</u> Date: <u>July 29, 2025</u>		
Signature: <u><i>Margaret Zuckerman</i></u> Title: <u>Town Supervisor</u>		



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	Yes
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local, New York State, and federal wetlands and waterbodies is known to be incomplete. Refer to the EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 15 [Threatened or Endangered Animal - Name]	Common Tern, Leatherback
Part 1 / Question 16 [100 Year Flood Plain]	Yes
Part 1 / Question 20 [Remediation Site]	No

Short Environmental Assessment Form

Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	☒	☐
2. Will the proposed action result in a change in the use or intensity of use of land?	☒	☐
3. Will the proposed action impair the character or quality of the existing community?	☒	☐
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	☒	☐
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	☒	☐
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	☒	☐
7. Will the proposed action impact existing:	☒	☐
a. public / private water supplies?	☒	☐
b. public / private wastewater treatment utilities?	☒	☐
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	☒	☐
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	☒	☐
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	☒	☐
11. Will the proposed action create a hazard to environmental resources or human health?	☒	☐

Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The project will not have significant adverse impact as it involves the installation of new stormwater infrastructure in previously disturbed areas. New stormwater infrastructure will divert stormwater from the Forest Avenue-Oakland Beach Avenue intersection away from Rye Town Park pond. As such, a proposed pipe will run through Rye Town Park and the park parking lot and out to Dearborn Avenue, then turning east down Dearborn Avenue and discharging directly into Long Island Sound. A water treatment device and velocity dissipator will be installed as part of the project. Installation of this pipe and associated equipment will require minor earthwork within open space areas of the park. Erosion and sediment controls will be employed in accordance with State standards to minimize impacts during construction. Affected areas will be restored for their continued use as open space within the park.

The Rye Town Park and Oakland Beach are listed on the National Register of Historic Places. However, the action will install new subsurface drainage infrastructure that will not affect the historic character of the adjacent buildings, park or beach. No modifications are proposed to any buildings nor is any disturbance planned for the beach. As stated previously, all open space areas that are disturbed, will be mitigated to ensure their previous functions are maintained within the park.

The project is intended to reduce flooding in connection with storm water from the City of Rye. Proposed improvements will have the capacity to attenuate up to the 100-year frequency storm originating from surrounding community which is already heavily disturbed. Excess stormwater will be metered back into the Long Island Sound as temporary impoundment drain and return to their pre-storm state. The overall drainage pattern will not change.

The proposed action is also a regulated activity requiring a Coastal Erosion Management Permit from the NYSDEC. Development under the permit requires actions be undertaken in a manner that minimizes damage to property and natural protective features, natural resources, minimizes erosion and protect human life.

- ☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
- ☒ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

County of Westchester

Name of Lead Agency

Malika Vanderburg

Print or Type Name of Responsible Officer in Lead Agency

Signature of Responsible Officer in Lead Agency

Date

Clerk to the Board of Legislators

Title of Responsible Officer

Signature of Preparer (if different from Responsible Officer)

PRINT FORM

ACT NO. -20_____

BOND ACT AUTHORIZING THE ISSUANCE OF \$2,000,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COUNTY'S SHARE OF THE COST OF A FLOOD MITIGATION PROJECT IN THE TOWN OF RYE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$2,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$2,000,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS (Adopted _____, 20____)

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, an Intermunicipal Agreement between the County and the Town of Rye, and to the provisions of other laws applicable thereto; \$2,000,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the County's share of the cost of a flood mitigation project in the area of Rye Town Park, in the Town of Rye, as part of the Stormwater Reconnaissance Plan for the Coastal Long Island Sound Basin, 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 the County's share of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$2,000,000. The plan of financing includes the issuance of \$2,000,000 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 and notes.

Section 2. The period of probable usefulness of said specific object or purpose, within the limitations of Section 11.00 a. 3 of the Law, is thirty (30) 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 \$2,000,000. 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 \$2,000,000 as the estimated maximum 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.

* * *

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

I HEREBY CERTIFY that I have compared the foregoing Act No. -20_____ with the original on file in my office, and that the same is a correct transcript therefrom and of the whole of the said original Act, which was duly adopted by the County Board of Legislators of the County of Westchester on _____, 20_____ and approved by the County Executive on _____, 20_____.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators this day of , 20_____.

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

(SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on _____, 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 \$2,000,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COUNTY'S SHARE OF THE COST OF A FLOOD MITIGATION PROJECT IN THE TOWN OF RYE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$2,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$2,000,000 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 County's share of the cost of a flood mitigation project in the area of Rye Town Park, in the Town of Rye, as part of the Stormwater Reconnaissance Plan for the Coastal Long Island Sound Basin; as set forth in the County's Current Year Capital Budget, as amended.

Amount of obligations to be issued
and period of probable usefulness: \$2,000,000; thirty (30) 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:* BPL26	☒ CBA	Fact Sheet Date:* 06-13-2025
Fact Sheet Year:* 2025	Project Title:* FLOOD MITIGATION	Legislative District ID: 7
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* PLANNING	CP Unique ID: 2981

Overall Project Description

This project is intended to provide a share of the cost of funding flood mitigation projects that are proposed by local municipalities and approved by the County, as well as provide funding for watershed analyses and project development plans prepared by the County or in partnership with state and federal agencies. This is a general fund, specific projects are subject to a Capital Budget Amendment.

- | | | |
|---|--|--|
| ☒ Best Management Practices | ☐ Energy Efficiencies | ☒ Infrastructure |
| ☒ Life Safety | ☐ Project Labor Agreement | ☐ Revenue |
| ☐ Security | ☒ Other(COMMUNITY RESILIENCE/FLOOD MITIGATION) | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2025	2026	2027	2028	2029	Under Review
Gross	155,750	76,500	44,250	5,000	5,000	5,000	0	20,000
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	155,750	76,500	44,250	5,000	5,000	5,000	0	20,000

Expended/Obligated Amount (in thousands) as of : 13,361

Current Bond Description: This funding request is for the implementation of a project to alleviate flooding in the area of Rye Town Park in the Town of Rye.

Financing Plan for Current Request:

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

SEQR Classification:

UNLISTED

Amount Requested:

2,000,000

Expected Design Work Provider:

- | | | |
|---------------------------------------|-------------------------------------|--|
| ☐ County Staff | ☐ Consultant | ☒ Not Applicable |
|---------------------------------------|-------------------------------------|--|

Comments:

The Stormwater Reconnaissance Plan for the Coastal Long Island Sound will be amended in conjunction with this request, to add the flood problem area to it.

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2009	5,400,000	MAMARONECK AND SHELDRAKE RIVERS BASIN FLOOD DAMAGE REDUCTION STUDY; FOUR LOCAL MUNICIPAL FLOOD PROJECTS
2012	5,000,000	FLOOD MITIGATION PROJECTS TO BE DETERMINED
2013	5,000,000	FLOOD RELATED PROJECTS
2015	150,000	DESIGN OF A COUNTYWIDE SYSTEM OF STREAM AND STORM GAUGES
2016	5,000,000	CONTINUATION OF THIS PROJECT
2021	200,000	DESIGN AND INSTALLATION OF A MAINTENANCE GATE AT SPRAIN BROOK, YONKERS
2022	11,000,000	THE US ARMY CORPS OF ENGINEERS' PROJECT IN THE VILLAGE OF MAMARONECK/SHELDRAKE AND MAMARONECK RIVERS
2023	17,500,000	\$10,300,000 CONTINUATION OF THIS PROJECT; \$7,000,000 FOR MAMARONECK/SHELDRAKE RIVERS, AND \$200,000 FOR CITY OF YONKERS SCOTTI FIELD FLOOD PROJECT
2024	27,250,000	CONTINUATION OF THIS PROJECT
2025	44,250,000	CONTINUATION OF THIS PROJECT

Total Appropriation History:

120,750,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
09	79	900,000	899,501	FLOOD MITIGATION STUDY: MAM'K & SHELDRAKE RIVERS BASIN
09	140	2,441,625	2,441,625	COUNTY PORTION OF FLOOD MITIGATION PROJECT IN COUNTY
17	11	2,974,875	2,502,239	COUNTY PORTION OF FLOOD MITIGATION PROJECT IN COUNTY (AMMENDED)
18	171	0	0	FUNDING FOR AN ENGINEERING STUDY TO DEVELOP A SOLUTION FOR FLOODING IN RYE BROOK, AVON CIRCLE AREA
19	107	300,000	238,764	INITIAL DESIGN OF PROJECT TO MITIGATE FLOODING ALONG THE HUTCHINSON RIVER
19	247	0	0	RECONSTRUCT THE HILLSIDE AVENUE BRIDGE IN THE VILLAGE OF MAMARONECK
21	171	350,000	111,070	FLOOD MITIGATION-TOWN OF NEW CASTLE (UNIQUES ID# 1694)
21	175	270,000	221,546	FLOOD MITIGATION-YONKERS (UNIQUES ID# 1692)
22	85	130,000	0	FLOOD MITIGATION-DOBBS FERRY (UNIQUES ID# 1948)
22	92	2,200,000	0	FLOOD MITIGATION-MAMARONECK (UNIQUE ID# 1857)
22	54	1,200,000	55,694	FLOOD MITIGATION-PEEKSKILL (UNIQUES ID# 1999)
22	95	0	0	FLOOD MITIGATION-BRIARCLIFF MANOR (UNIQUE ID# 1953)
23	23	2,500,000	562,627	RECONSTRUCT HILLSIDE AVENUE BRIDGE, VILLAGE OF MAMARONECK (UNIQUE ID#2001)
23	196	150,000	0	FLOOD MITIGATION (ID 2235)
23	198	3,870,000	0	FLOODING IN RYE BROOK, AVON CIRCLE AREA - (ID 2236)
23	206	121,250	0	FLOOD MITIGATION - HARRISON AVE YONKERS (ID 2324)
23	208	128,750	0	FLOOD MITIGATION - CLUNIE AVE YONKERS (ID 2326)
24	81	2,000,000	0	FLOOD MITIGATION STUDY - ID 2448
24	30	0	0	FLOOD MITIGATION-BRIARCLIFF MANOR (UNIQUE ID# 1953) (RECIND BOND ACT 95-22)
24	186	450,000	0	HARTSDALE BROOK AREA STUDY

Total Financing History:

19,986,499

Recommended By:

Department of Planning

MLLL

Date

07-01-2025

Department of Public Works

GGKK

Date

07-09-2025

Budget Department

CNRA

Date

07-10-2025

Requesting Department

DSK2

Date

07-10-2025

FLOOD MITIGATION (BPL26)

User Department : Planning

Managing Department(s) : Planning ;

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	155,750	76,500	13,347	44,250	5,000	5,000	5,000		20,000
Non County Share									
Total	155,750	76,500	13,347	44,250	5,000	5,000	5,000		20,000

Project Description

This project is intended to provide a share of the cost of funding flood mitigation projects that are proposed by local municipalities and approved by the County, as well as provide funding for watershed analyses and project development plans prepared by the County or in partnership with state and federal agencies. This is a general fund, specific projects are subject to a Capital Budget Amendment.

Current Year Description

The current year request funds the continuation of this project.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2025	44,250,000			44,250,000

Impact on Operating Budget

The impact on the Operating Budget is the debt associated with the issuance of bonds.

FLOOD MITIGATION (BPL26)

Appropriation History

Year	Amount	Description	Status
2009	5,400,000	Mamaroneck and Sheldrake Rivers basin flood damage reduction study; Four local municipal flood projects	COMPLETE
2012	5,000,000	Flood Mitigation Projects to be Determined	\$850,000 DESIGN; \$4,150,000 CONSTRUCTION
2013	5,000,000	Flood related projects	\$1,500,000 COMPLETE; \$3,350,000 CONSTRUCTION; \$150,000 DESIGN
2015	150,000	Design of a countywide system of stream and storm gauges	AWAITING BOND AUTHORIZATION
2016	5,000,000	Continuation of this project	\$3,113,500 DESIGN; \$1,886,500 CONSTRUCTION; \$863,500 AWAITING BOND AUTHORIZATION
2021	200,000	Design and installation of a maintenance gate at Sprain Brook, Yonkers	AWAITING BOND AUTHORIZATION
2022	11,000,000	The US Army Corps of Engineers' project in the Village of Mamaroneck/Sheldrake and Mamaroneck rivers	AWAITING BOND AUTHORIZATION
2023	17,500,000	\$10,300,000 continuation of this project; \$7,000,000 for Mamaroneck/Sheldrake Rivers, and \$200,000 for City of Yonkers Scotti Field flood project	AWAITING BOND AUTHORIZATION
2024	27,250,000	Continuation of this project	AWAITING BOND AUTHORIZATION
Total	76,500,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	76,500,000	6,891,825	69,608,175
Total	76,500,000	6,891,825	69,608,175

FLOOD MITIGATION (BPL26)

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
79 09	900,000	12/02/10	358,000	499
		12/02/10	(358,000)	
		11/30/11	522,141	
		11/30/11	77,859	
		11/19/15	250,434	
		11/19/15	48,566	
		11/19/15	501	
140 09	2,441,625	10/24/12	740,494	
		10/24/12	75,506	
		10/24/12	6,240	
		12/10/13	852,989	
		12/10/13	104,011	
		12/10/13	2,925	
		11/19/15	334,212	
		11/19/15	64,813	
		11/19/15	669	
		12/15/16	259,766	
11 17	2,974,875	12/15/17	31,948	472,636
		12/15/17	5,866	
		12/15/17	50	
		12/15/17	29,606	
		12/15/17	5,436	
		12/15/17	46	
		12/10/18	660,625	
		12/10/19	959,846	
		12/10/19	189,546	
		12/10/19	117,641	
		12/10/19	23,231	
		04/30/20	478,398	
171 18				
107 19	300,000	12/01/21	123,508	111,040
		11/30/23	59,583	
		11/30/23	5,869	
247 19				

FLOOD MITIGATION (BPL26)

171	21	350,000	11/30/23	56,656	287,764
			11/30/23	5,581	
175	21	270,000	11/30/23	201,681	48,454
			11/30/23	19,866	
85	22	130,000			130,000
92	22	2,200,000			2,200,000
95	22				
54	22	1,200,000			1,200,000
23	23	2,500,000	11/30/23	485,406	1,966,781
			11/30/23	47,813	
196	23	150,000			150,000
198	23	3,870,000			3,870,000
206	23	121,250			121,250
208	23	128,750			128,750
30	24				
81	24	2,000,000			2,000,000
186	24	450,000			450,000
Total		19,986,500		6,849,326	13,137,174

ACT NO. 2025 - _____

AN ACT authorizing the County of Westchester to enter into an intermunicipal agreement with the Town of Rye in connection with a flood mitigation project (Capital Project BPL26, Unique ID# 2981).

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 intermunicipal agreement (the “IMA”) with the Town of Rye (the “Town”), in connection with a flood mitigation and/or flood damage reduction project in the area of Rye Town Park, pursuant to capital project BPL26 – Flood Mitigation (the “Project”).

§2. The County will contribute an amount of \$1,900,000 to finance up to 50% of the costs associated with the Project.

§3. In order to give the County the necessary interest in real property to be able to issue bonds towards the Project, the Town shall grant a non-exclusive easement in, on, over, under, and through the Property where the Project is located to the County, for a term commencing upon execution and continuing for a period at least equal to the life of any County bonds issued by the County for the construction of the Project, estimated to be thirty years.

§4. The term of the IMA shall commence upon execution thereof by both parties and approval of same by the Office of the County Attorney, and shall continue for the life of the bonds issued by the County for the construction of the Project, estimated to be thirty years.

§5. The County Executive or his authorized designee is empowered to execute any and all documents necessary and appropriate to effectuate the purposes hereof.

§6. This Act shall take effect immediately.

This **AGREEMENT**, made _____, 2025 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,

(hereinafter referred to as the “County”)

and

TOWN OF RYE, a municipal corporation of the State of New York, having an office and place of business at 222 Grace Church Street, 3rd Floor, Port Chester, NY 10573,

(hereinafter referred to as the “Municipality”).

RECITALS

WHEREAS, in response to serious flooding issues throughout Westchester County, in 2011 the County enacted the Westchester County Storm Water Management Law (“SWML”) to assist municipalities with storm water management (flood mitigation). See Laws of Westchester County Chapter 241, Article III-A, Sections 241.252-241.260. The SWML provides for the evaluation of flooding within the County through preparation of watershed “reconnaissance plans”, and the SWML authorizes County cooperation with municipalities, including funding assistance, to improve storm water management and reduce flooding. The SWML authorizes the creation of a Storm Water Advisory Board (the “SWAB”) to assist County municipalities in addressing flooding; and

WHEREAS, the SWML enables the County to partner with County municipalities to provide funding for flood mitigation and/or flood damage reduction projects; and

WHEREAS, the SWML funding program is divided into “Phase I” funding and “Phase II” funding; and

WHEREAS, Phase I funding is up to fifty (50) percent toward the costs for the preparation of detailed design, specification and construction documents for flood mitigation and/or flood damage reduction projects; and

WHEREAS, Phase II funding is up to fifty (50) percent toward the costs for the implementation and construction of flood mitigation and/or flood damage reduction projects; and

WHEREAS, approval by the Board of Legislators for Phase I funding does not guarantee approval for Phase II funding; and

WHEREAS, the Municipality wishes to participate in the SWML funding program and has submitted an application to the County for Phase II financial assistance to address flooding problems within the Municipality; and

WHEREAS, a Storm Water Reconnaissance Plan has been prepared by the County departments of Planning and Public Works and Transportation pursuant to the SWML entitled the Stormwater Reconnaissance Plan for the Coastal Long Island Sound Watershed (the “Reconnaissance Plan”); and

WHEREAS, the Reconnaissance Plan was recommended by the SWAB to the County Executive and the Board of Legislators; and

WHEREAS, the Board of Legislators approved the Reconnaissance Plan on August 4th 2014 by Act No. 134 - 2014; and

WHEREAS, the area of flooding for which the Municipality wishes to participate in the SWML funding program is located within a Special Flood Hazard Area as defined by the Federal Emergency Management Agency and shown on the Flood Prone Areas Maps included in the Reconnaissance Plan; and

WHEREAS, pursuant to the SWML funding program and in an effort to protect County-owned and/or managed infrastructure, assets and property, including the protection of County bridges, sanitary sewer and/or storm water pipes, and County parkland and other municipal and private property, the County desires to contribute Phase II funding to the costs of a flood mitigation and/or flood damage reduction project known as the Rye Town Park (the “Project”), and further described herein, to be undertaken by the Municipality; and

WHEREAS, the Municipality has prepared designs, specifications and construction documents for the Project and the Project has been presented to and received support from the County Stormwater Advisory Board.

NOW, THEREFORE, in consideration of the mutual representations, covenants and agreements herein set forth, the County and the Municipality, each binding itself, its successors and assigns, do mutually promise, covenant and agree as follows:

ARTICLE I

TERM

Section 1.0. The recitals are hereby incorporated by reference into the body of this Agreement.

Section 1.1. The term of this Agreement shall be for a period commencing upon full execution thereof by both parties and approval of same by the Office of County Attorney, as evidenced by the date at the top of Page 1 of this Agreement, and shall continue for a period equal to or greater than the life of any bonds issued by the County to fund the County's portion of the Project.

ARTICLE II

TERMS OF PAYMENT, EASEMENT AND MUNICIPALITY REPRESENTATIONS

Section 2.0. Pursuant to the County's SWML funding program and in an effort to protect County-owned and/or managed infrastructure, assets and property, including the protection of County bridges, sanitary sewer and/or stormwater pipes, and County parkland and other municipal and private property, the County desires at this time to contribute Phase II funding toward construction costs of the Project, including any associated final designs and specifications. The Project is owned by the Municipality and consists of flood mitigation and/or flood damage reduction work. The scope of work for this Phase II funding agreement is more fully described in Schedule "A", attached hereto and made a part hereof. In consideration for the County's aforesaid contribution, the Municipality represents that it shall complete the design, specification, construction documents and construction of the Project in accordance with Schedule "A" and all of the other terms of this Agreement.

The County agrees to finance the design, specification, construction documents and construction for the Project on a reimbursement basis. It is recognized and understood by the Municipality that at the time of execution of this Agreement, the County has obtained appropriations and bonding authority to fund up to \$1,900,000.00 for the construction of the Project. The County share of the construction of the Project shall not exceed that amount. Eligible project construction costs up to \$3,800,000.00 shall be paid up to fifty (50) percent by the County (up to \$1,900,000.00) and fifty (50) percent by the Municipality; provided, however, should the total eligible project construction costs be less than \$3,800,000.00, the County shall only be responsible for fifty (50) percent of the lesser amount. The Municipality shall be responsible for all costs in relation to the Project that exceed the County's

contribution set forth herein, and under no circumstances or conditions, whether now existing or hereafter arising, or whether beyond the present contemplation of the parties, shall the County be expected or required to make any payment of any kind whatsoever or be under any other obligation or liability hereunder in connection with this Project except as herein expressly set forth.

The County does not provide or extend any warranty of fitness for a particular purpose or workmanship for any work undertaken in connection with, or paid under, this Agreement. Payment hereunder by the County shall operate as a release to the County from any and all obligations or liabilities in connection herewith to the Municipality, its contractor(s), or subcontractor(s) hereunder.

Section 2.1. The Municipality represents that within one (1) year of the date hereof that the “Flood Mitigation Criteria” developed by the SWAB and approved by the Board of Legislators will have been adopted in the Municipality’s appropriate land use regulations, guidelines and policies or in stand-alone form, and documentation of the adoption of such policies must be provided to and approved by the Commissioner of the County Department of Planning (“Planning Commissioner”). It is understood and agreed to by the Municipality that the payment of County funds under this Agreement for the Project is contingent upon the Municipality’s adoption of the aforesaid policies.

Section 2.2. The parties agree that all payments made by the County to the Municipality shall be on a reimbursement basis only. Any and all requests for payment to be made, including any request for partial payment upon completion of a portion of the Project, shall be submitted by the Municipality on properly executed payment vouchers of the County and paid only after approval by the Planning Commissioner and the Commissioner of the Westchester County Department of Public Works and Transportation (“DPWT Commissioner”). The Municipality agrees that it shall submit all documentation that the County may require to substantiate all requests for payment. All payment vouchers must be accompanied by a numbered invoice and must contain the invoice number where indicated. All invoices submitted during each calendar year shall utilize consecutive numbering and be non-repeating. In no event shall a *final* payment be made to the Municipality prior to completion of the Project and the approval of same by the Planning Commissioner and DPWT Commissioner. If at any time the Municipality shall neglect or fail to perform properly any of its obligations under this Agreement, the County shall have the right to withhold, in whole or in part, any payments otherwise due or to become due to the Municipality hereunder until such neglect or failure shall have been remedied to the reasonable satisfaction of the County.

Section 2.3. Prior to the construction of the Project, the Municipality agrees to convey to the County, its successors, and assigns a non-exclusive easement(s) (the “Easement(s)”) in, upon, under and over that portion of the Municipality’s property within which the Project is located (the “Property”), which Easement(s) shall be substantially in the form attached hereto and made a part hereof as Schedule “B”. The Municipality shall be solely responsible for obtaining any and all easements on non-Municipally-owned property needed in connection with the carrying out of the Project and shall provide copies of said easements to the Planning Commissioner. Said easements shall name Westchester County as a Grantee solely for the purposes of carrying out the work needed to accomplish the Project and said easements shall be for a term equal to or greater than the life of any bonds issued by the County to fund the County’s portion of the Project.

Section 2.4. The Municipality represents warrants and guarantees that:

(a) It is a municipal corporation duly organized, validly existing under the laws of the State of New York; the execution and performance of this Agreement by the Municipality has been duly authorized by its governing body; this Agreement, and any other documents required to be delivered by the Municipality when so delivered, will constitute the legal, valid and binding obligations of the Municipality in accordance with their respective terms; and the Municipality will deliver to the County at the time of execution of this Agreement a resolution adopted by its governing body authorizing the execution of this Agreement, and any other documents required to be delivered by the Municipality, including the aforesaid Easement;

(b) The person signing this Agreement on behalf of the Municipality has full authority to bind the Municipality to all of the terms and conditions of this Agreement pursuant to the resolution granting such authority by the Municipality’s governing body, as noted above;

(c) It is financially and technically qualified to perform its obligations hereunder, including without limitation, full implementation of the Project; and

(d) The Municipality acknowledges that the County is acting in reliance on the above representations.

ARTICLE III
MANAGEMENT OF THE PROJECT

Section 3.0. The Municipality shall be responsible for all construction phases of the Project, including, but not limited to, any additional study or engineering necessary to fully comply with the requirements of the funding program, final engineering, specifications and designs, and all phases of construction and post-construction elements. The Municipality shall submit any required documentation, including additional engineering or progress reports, to the DPWT Commissioner or his duly authorized representative and to the Planning Commissioner or her duly authorized designee for review, and said design plans and specifications shall be mutually approved by all parties. The Municipality shall fully complete the project tasks as set forth in Schedule "A" and submit proof of such completion to the County for its review and approval on or before five (5) years from the date of the execution of this Agreement by all parties. Notwithstanding the foregoing, the parties may agree to a twelve (12) month extension of time for completion, subject to all necessary legal approvals for such extension of time. In the event that the Municipality fails to complete the scope of work set forth in Schedule "A" and submit proof of such completion to the County in a timely manner as set forth herein, including any twelve (12) month extension agreed to between the parties, it shall remit all funds disbursed hereunder to the County within thirty (30) days of receipt of written request from the County unless an extension of time for completion is mutually agreed to between the parties, subject to all necessary legal approvals for said extension of time.

Section 3.1. In connection with the Project, the Municipality shall obtain all required approvals and permits and promptly execute and comply with all statutes, ordinances, rules, orders, regulations, codes and requirements of the Federal, State, County and municipal governments of the County. The Municipality shall also comply with any and all sanitary rules and regulations of the State and County Health Departments and with the State Environmental Quality Review Act. The Municipality shall comply with the aforementioned statutes, ordinances, rules, orders, regulations, codes and requirements in its implementation of the Project including, but not limited to management, operation, maintenance and supervision of same.

ARTICLE IV
FAIR AND AFFORDABLE HOUSING CONDITIONS

Section 4.0. The Municipality hereby commits to the County that it is in compliance with the terms and conditions set forth in the County's Discretionary Funding Policy annexed hereto and forming a part hereof as Schedule "E" or has submitted documentation to the satisfaction of the County that the Municipality is not considered an eligible municipality under these requirements.

Section 4.1. As further consideration for the County's financial contribution toward the Project, the Municipality certifies that it has adopted municipal zoning code provisions and/or policies which reflect the guidance provided in the Model Ordinance Provisions and the Municipality is committed to affirmatively further fair housing, including a ban on local residency requirements and preferences and other selection preferences that do not affirmatively further fair housing, except to the extent provided in the Model Ordinance Provisions.

Section 4.2. The Municipality agrees to offer to the County a Right of First Refusal to retain and/or purchase any and all land acquired in rem to be used for housing that affirmatively furthers fair housing ("AFFH").

Section 4.3. The Municipality agrees to actively affirmatively further fair housing through its land use regulations and other affirmative measures to assist the development of affordable housing.

Section 4.4. The Municipality further agrees to market housing units that affirmatively further fair housing in accordance with Westchester County's Affirmative Fair Housing Marketing Plan throughout the period of affordability.

Section 4.5. Nothing in this Agreement is intended to affect the County's interest in the Project or release the Municipality from its obligations under the law with respect to affordable AFFH units.

Section 4.6. Should the Municipality fail to abide by any of the above conditions, the Municipality shall, upon thirty (30) days written notice by the County, refund any funds paid to the Municipality under this Agreement.

ARTICLE V
ACCOUNTING

Section 5.0. The Municipality shall cause accurate records and books of account to be maintained in which shall be entered all matters relating to this Agreement, including all liabilities thereof and all expenditures, and payments to any and all contractors or subcontractors involved in the Project. Such books and records shall be maintained in accordance with generally accepted accounting principles, consistently applied and shall be kept at a location within Westchester County. The Municipality will provide the County with documentation, upon the County's request, in order to verify same. The County shall have the right to audit, inspect, examine and copy such books and records of the Municipality at all reasonable times during normal business hours at the office of the Municipality. The County's audit rights hereunder extend to all documents, reports, and records which relate to the Municipality's commitment to affirmatively further fair housing as described in Article IV herein.

ARTICLE VI
NOTICES

Section 6.0. All notices of any nature referred to in this Agreement shall be in writing and either sent by registered or certified mail postage pre-paid, or delivered by hand or overnight courier, (with acknowledgement received and a copy of the notice sent by registered or certified mail, postage pre-paid), as set forth below or to such other addresses as the respective parties hereto may designate in writing. Notice shall be effective on the date of receipt. Notices shall be sent to the following:

To the County: Commissioner
 Department of Planning
 County of Westchester
 148 Martine Avenue
 White Plains, New York 1060

 Commissioner
 Department of Public Works and Transportation
 County of Westchester
 148 Martine Avenue
 White Plains, New York 10601

with a copy to: County Attorney
County of Westchester
148 Martine Avenue
Room 600
White Plains, New York 10601

To the Municipality: Town Supervisor
Town of Rye
222 Grace Church Street, 3rd Floor
Port Chester, NY 10573

with a copy to: _____

ARTICLE VII

INDEMNIFICATION

Section 7.0. To the fullest extent permitted by law, the Municipality shall defend, indemnify and hold harmless the County, its elected officials, officers, employees and agents (the "Indemnitees") from and against, any and all liability, damage, claims, demands, costs, judgments, fees, attorney's fees or loss arising directly or indirectly from the Project, including any which may arise from a change in applicable laws, rules and regulations, that may be imposed upon or incurred by or asserted against any of the Indemnitees by reason of any of the following:

(a) **Work.** Any construction, repair, alteration, addition, replacement, restoration or improvement work done by or on behalf of the Municipality in, on or about the Project or any part thereof;

(b) **Use.** The use, occupation, condition, operation, maintenance, management, supervision or development of or providing security for all or any portion of the Project, or the affected portion thereof, by or on behalf of the Municipality, including without limitation, any liability with respect to the any violations imposed by any governmental authorities in respect of any of the foregoing;

(c) **Act or Failure to Act of Municipality.** Any act performed by, or any failure to perform any act required to be performed by the Municipality, a third party under the direction or control of the Municipality, or any of the Municipality's officers, agents, contractors, servants, employees, lessees or invitees in connection with this Agreement or the Project;

(d) Accidents, Injury to Person or Property. Any accident, injury, (including death at any time resulting therefrom) or damage to any person, including, without limitation, employees of the Municipality or any Indemnatee, or property occurring in, on, or about the Project or any part thereof; or

(e) Breach of Municipality's Obligation. Any failure or refusal on the part of the Municipality to perform its obligations pursuant to this Agreement.

(f) Municipality's Obligations. The Municipality's failure, within any applicable grace period, to perform or comply with any of the covenants, terms or conditions contained in this Agreement on the Municipality's part to be kept, observed, performed or complied with within any applicable grace period.

Section 7.1. The Municipality hereby further acknowledges and agrees that it shall defend, indemnify and hold harmless the County for any "Environmental Damages" to the Property. "Environmental Damages" shall mean all claims, damages, demands losses, penalties, fines, fees, liabilities (including strict liability), encumbrances, liens, costs and expenses of investigation and defense of any, whether or not such claim is ultimately defeated, and of any good faith settlement or judgment, of whatever kind or nature, contingent or otherwise, matured or unmatured, foreseeable or unforeseeable, including, without limitation, reasonable attorney's fees and disbursements and consultants' fees, any of which are incurred as the result of the existence of "Hazardous Material" or "Hazardous Waste" upon, beneath, or about the Property or migrating or threatening to migrate to or from the Property, or the existence of a violation of "Environmental Requirements" pertaining to the Property, regardless of whether the existence of such "Hazardous Materials" or "Hazardous Waste" or the violation of "Environmental Requirements" arose prior to the Municipality or County's ownership of the Property, including, without limitation:

(i) damages for personal injury, or injury to Property or natural resources occurring upon or off the Property, foreseeable or unforeseeable, including, without limitation, lost profits, consequential damages, the cost of demolition or rebuilding of any improvements of real property, interest and penalties;

(ii) fees incurred for the service of attorneys, consultants, contractors or experts, laboratories and all other costs incurred in connection with the investigation or remediation of such "Hazardous Materials" or "Hazardous Waste" or violation of "Environmental Requirements" including, but not limited to, the preparation of any feasibility studies or reports or the performance of any cleanup, remediation, removal, response, abatement, containment, closure, restoration or monitoring work required by

any federal, state or local governmental agency or political subdivision, or reasonably necessary to make the full use of the Property or any other property or otherwise expended in connection with such conditions; and

(iii) liability to any third person or governmental agency to indemnify such person or agency for the costs expended in connection with the items referenced in subparagraph (ii) herein;

(iv) diminution in the value of the Property and damages for loss of business and restriction on the use of the Property or any part thereof.

Section 7.1.a. Definitions. For the purposes of this Agreement, the following definitions shall apply:

- (1) "Hazardous Materials" or "Hazardous Waste" shall mean any substance:
 - (i) the presence of which requires investigation or remediation under any federal, state, or local statute, regulation, ordinance, order, action, policy or common law; or
 - (ii) which is or becomes defined as a hazardous waste, hazardous substance, pollutant or contaminant under any federal, state or local statute, regulation, rule, or ordinance or amendments thereto including, without limitations, the United States Comprehensive Environmental Response, Compensation and Liability Act, as amended, 42 USC §9601 (14) 42 USC §9602 and any "hazardous waste" as defined in or listed under the United States Solid Waste Disposal Act, as amended, 42 USC §6901(5), 42 USC §6921; or
 - (iii) which is toxic, explosive, corrosive, flammable, infectious, radioactive, carcinogenic, mutagenic, or otherwise hazardous and is or becomes regulated by any governmental authority, agency, department, commission, board or instrumentality of the United States, the State of New York or any political subdivision thereof; or
 - (iv) the presence of which, on the Property, causes or threatens to cause a nuisance on the Property or to nearby properties or poses or threatens to pose a hazard to the health and safety of persons on, about or nearby the Property; or
 - (v) the presence of which on nearby properties would constitute a trespass by the owner of the Property; or
 - (vi) without limitation which contains gasoline, diesel fuel, or other petroleum hydrocarbons; or
 - (vii) without limitation which contains polychlorinated biphenols (PCBs), asbestos, or urea formaldehyde foam insulation.

(2) "Environmental Requirements" shall mean all applicable present and future statutes, regulations, rules, ordinances, codes, licenses, permits, orders, approvals, plans, authorizations,

concessions, franchises, and similar items, of all government agencies, departments, commissions, boards, bureaus, or instrumentalities of the United States, the State of New York and the political subdivisions thereof; and all applicable judicial, administrative, and regulatory decrees, judgments, and orders relating to the protection of human health or the environment.

Section 7.2. The Municipality shall promptly notify the County in writing of any claims made or any suits instituted against the Municipality of which it has knowledge arising from its performances hereunder or in connection with this Agreement or in connection with the Project.

Section 7.3. In the event the Municipality 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 all or part of this Article, then the Municipality shall reimburse the County's reasonable attorney's fees incurred in connection with the defense of any action, and in connection with enforcing all or part of this Article of the Agreement.

Section 7.4. This Article shall survive termination or expiration of this Agreement.

ARTICLE VIII

MISCELLANEOUS

Section 8.0. Any purported delegation of duties or assignment of rights under this Agreement without the prior express written consent of the County is void.

Section 8.1. The Municipality shall submit documentation to the County demonstrating compliance with the State Environmental Quality Review Act and its implementing regulations ("SEQR"), including those activities that have been determined not to constitute an action as defined by SEQR or activities determined to be Type II actions as defined by SEQR. The Municipality shall act as the lead agency for meeting the requirements of SEQR for any Unlisted or Type I action that is undertaken pursuant to this Agreement, unless otherwise directed by the Planning Commissioner. The Municipality shall include the County as an Involved Agency (as defined in SEQR) in all matters relating to SEQR and conduct a coordinated review where applicable.

Section 8.2. The failure of the County to insist upon strict performance of any term, condition or covenant herein shall not be deemed a waiver of any rights or remedies that the County may have and shall not be deemed a waiver of any subsequent breach or default in the terms, conditions or covenants herein.

Section 8.3. It is mutually understood and agreed that the terms, covenants, conditions and agreements herein contained shall be binding upon the parties hereto and upon their respective successors, legal representatives and assigns.

Section 8.4. This Agreement and its attachments constitute the entire agreement between the parties hereto with respect to the subject matter hereof and shall supersede all previous negotiations, commitments and writings. This Agreement 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, and approved by the Office of the County Attorney.

Section 8.5. It is recognized and understood that the Municipality is not an agent of the County and in accordance with such status, the Municipality, its consultant(s), its subcontractor(s), and their respective officers, agents, employees, representatives and servants shall at all times during the term of this Agreement neither hold themselves out as, nor claim to be acting in the capacity of officers, employees, agents, representatives or servants of the County, nor make any claim, demand or application for any right or privilege applicable to the County, including without limitation, rights or privileges derived from workers compensation coverage, unemployment insurance benefits, social security coverage and retirement membership or credit.

Section 8.6. The Municipality shall comply with the insurance requirements contained in Schedule "C" entitled "Standard Insurance Provisions," attached hereto and made a part hereof. The Municipality may, in lieu of procuring and maintaining the aforesaid insurance, elect to obtain such coverage through a program of self-insurance, which coverage and program shall be in accordance with generally accepted standards for similarly situated entities. In addition to the foregoing, the Municipality shall contractually ensure that all of its contractors, subcontractors and/or independent contractors (individually a "Contractor" or collectively, the "Contractors") that are engaged to construct the Project

shall provide such insurance coverage as described in Schedule "C" naming as additional insured, the Municipality and the County and their respective officials (elected or otherwise), officers, employees and agents (collectively the "Additional Insureds"). The Municipality shall require, before the Project commences that each such insurance policy be endorsed to contain the following clauses: (a) the insurer shall have no right to recovery or subrogation against the Additional Insureds (including their respective officials (elected or otherwise), officers, employees and agents), it being the intention that the insurance policy shall protect both the insured and the Additional Insureds and be primary coverage for any and all losses covered by such insurance; (b) the clause "other insurance provisions" in any such insurance policy shall not apply to the Additional Insureds or their insurance policies; (c) the insurer issuing the policy shall have no recourse against the Additional Insureds (including their respective officials (elected or otherwise), officers, employees and agents) for payment of any premiums or for assessments under any form of policy; and (d) any and all deductibles in such insurance policy shall be assumed by and be for the account of, and at the sole risk of the Contractor.

Section 8.7. This Agreement shall not be enforceable until signed by all parties and approved by the Office of the County Attorney.

Section 8.8. In the event that any one or more provisions, sections, subsections, clauses or words of this Agreement are for any reason held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Agreement, but this Agreement shall be construed and enforced as if such illegal or invalid section, subsection, clause or word has not been contained herein.

Section 8.9. This Agreement shall be deemed executory only to the extent of funds appropriated and made available for the purpose of this Agreement and no liability on account thereof shall be incurred by the County beyond the amount of such appropriated funds.

Section 8.10. All covenants, stipulations, promises, agreements and obligations of the Municipality and the County contained herein shall be deemed to be stipulations, promises, agreements and obligations of the Municipality and the County and not of any member, officer or employee of the Municipality or the County in his/her individual capacity and no recourse shall be had for any obligation

or liability herein or any claim based thereon against any member, officer or employee of the Municipality or the County or any natural person executing this Agreement.

Section 8.11. The parties represent that they have all requisite power and authority to execute, deliver and perform this Agreement, and this Agreement has been duly authorized by all necessary action on the part of the parties. The parties each agree to execute and deliver such further instruments and to seek such additional authority as may be required to carry out the intent and purpose of this Agreement, including providing the County with any necessary property interests in the Project in order for the County to fund the Project.

Section 8.12. This Agreement may be executed in two or more counterparts and all counterparts so executed shall for all purposes constitute one agreement binding upon all the parties hereto.

Section 8.13. Nothing in this Agreement shall act to confer third-party beneficiary rights on any person or entity not a party to this Agreement.

Section 8.14. The headings in this Agreement are for reference purposes only and shall not be used in construing the terms of this Agreement.

Section 8.15. The Municipality agrees to comply with the terms set forth in Schedule "D", attached hereto and made a part hereof, regarding Vendor Direct Payment Terms.

Section 8.16. The Municipality hereby acknowledges that any provision of this Agreement which requires consent of the County shall be subject to receipt by the County of any and all necessary legal approvals.

Section 8.17. No director, officer, employee, agent or other person authorized to act on behalf of the County shall have any personal liability in connection with this Agreement or any failure of the County to perform its obligations hereunder. No director, officer, employee, agent or other person authorized to act on behalf of the Municipality shall have any personal liability in connection with this Agreement or any failure of the Municipality to perform its obligations hereunder.

Section 8.18. The Municipality agrees to allow the County reasonable access to the Project, during normal business hours, to permit inspection and observation of the Project. The Municipality may require the County to provide reasonable notice prior to such inspection and observation.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and year first above written.

COUNTY OF WESTCHESTER

By: _____
Blanca P. Lopez, M.S.
Commissioner of Planning

TOWN OF RYE

By: _____
(Name and Title)

Approved by the Board of Legislators of the County of Westchester by Act No. 2025-_____
on the _____ day of _____, 2025

Approved by the Town Council of the Town of Rye on the ____ day of _____, 2025.

Approved

Sr. Assistant County Attorney
County of Westchester

MUNICIPALITY'S ACKNOWLEDGMENT

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

On the _____ day of _____ in the year 2025 before me, the undersigned, a Notary Public in and for said State, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument; and, acknowledged if operating under any trade name, that the certificate required by the New York State General Business Law Section 130 has been filed as required therein.

Signature and Office of individual
taking acknowledgment

CERTIFICATE OF AUTHORITY

I, _____,
(Officer other than officer signing contract)

certify that I am the _____ of
(Title)
the _____
(the "Municipality")

a municipal corporation duly organized and in good standing under the _____
(Law under which organized, e.g., the New York Business Corporate Law)

named in the foregoing agreement; that _____
(Person executing agreement)
who signed said agreement on behalf of the Municipality was, at the time of execution

(Title of such person)
of the Municipality and that said agreement was duly signed for and on behalf of said Municipality
by authority of its Board of _____, thereunto duly authorized 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 _____, 20____, before me personally came
_____, whose signature appears above, to me known,
and known to me to be the _____ of _____
(Title)

_____, the Municipality described in and which
executed the above certificate, who being by me duly sworn did depose and say that he/she, the said
_____ of said Municipality resides at _____
_____, and that he/she signed his/her name
hereto by order of the Board of _____ of said Municipality.

Notary Public
County of

SCHEDULE "A"

SCOPE OF WORK

The Scope of Work for the Project shall include any work associated with the following tasks. Reimbursements will be made in accordance with the requirements and procedures specified in this agreement.

Project Description: The construction of stormwater diversion infrastructure to alleviate flooding and erosion on Forest Avenue, Rye Town Park and public beach. The project will also modify the park's pond spillway and outlet channel area mitigate beach flooding from stormwater in storms as great as the 100-year event.

SCOPE TASK		AMOUNT	COUNTY FUNDS
1	Drainage Piping and Related Appurtenances	\$ 980,000.00	\$ 490,000.00
2	Drainage Structures (existing and new)	\$ 340,000.00	\$ 170,000.00
3	Miscellaneous Excavation, Asphalt Milling and Rock Excavation	\$ 550,000.00	\$ 275,000.00
4	Maintenance and Protection of Traffic and	\$ 230,000.00	\$ 115,000.00
5	Restoration of Trenches, Pavements, Sidewalks, Landscaping, etc.	\$ 450,000.00	\$ 225,000.00
	SUBTOTAL	\$ 2,550,000.00	\$ 1,275,000.00
	Mobilization (5%)	\$ 127,500.00	\$ 63,750.00
	Bonds and Insurance (3%)	\$ 76,500.00	\$ 38,250.00
	Contingency (10%)	\$ 255,000.00	\$ 127,500.00
	Cost Escalation	\$ 166,000.00	\$ 83,000.00
6	Engineering	\$ 325,000.00	\$ 162,500.00
7	Construction Inspection and Administration	\$ 300,000.00	\$ 150,000.00
	TOTAL	\$ 3,800,000.00	\$ 1,900,000.00

SCHEDULE "B"
EASEMENT AGREEMENT

THIS EASEMENT AGREEMENT, made the ____ day of _____, 2025, by

THE TOWN OF RYE, a municipal corporation organized and existing under the laws of the State of New York having an office and place of business at 222 Grace Church Street, 3rd Floor, Port Chester, NY 10573 ("Grantor"); and

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 (hereinafter referred to as the "County" and/or the "Grantee")

W I T N E S S E T H:

WHEREAS, Grantor is the owner of the fee title of that certain parcel of real property located in the City of Rye, New York and identified on the tax maps of the City of Rye as: Section 153-7., Block 3, Lot 93, which real property is more particularly described in Schedule "B-1," which is annexed hereto and made a part hereof (the "Subject Property").

That the Grantor in consideration of the sum of One (\$1.00) Dollar lawful money of the United States, paid by the Grantee, receipt of which is hereby acknowledged, does hereby grant and release unto the Grantee, its successors and assigns, a non-exclusive easement (the "Easement") in, on, over, under and through the Subject Property, as more particularly described in Schedule "B-1," which is attached hereto and made a part hereof for the purpose of accessing certain improvements known as the Project consisting of flood mitigation improvements and described in a separate Inter-municipal Agreement of even date between the Grantor and Grantee, to construct, operate, maintain, repair, replace, inspect, or restore the Project.

The Easement granted herein is subject to the following restrictions:

The Grantor covenants that, until such time as the Bonds (defined below) have matured or been fully redeemed, neither it, nor its successors or assigns, shall do anything, or allow anything to be done, which in the reasonable opinion of the County would injure, endanger, impede use of or impair the Project in any material respect, or the operation thereof, located within the Easement,

The Grantor acknowledges that the easement rights of the County granted herein regarding the Project Improvements constructed in, on, over, under or through the Easement shall encumber such Project Improvements for so long as the bonds of the County (the "Bonds"), which made funds available for said Project are outstanding, pursuant to the terms of the certain inter-municipal agreement by and between the Municipality and the County of even date

herewith. The Grantee shall not interfere with or disturb the construction, use, operation, maintenance or repair of any improvements now or hereafter situated within or upon the Project property.

The Easement shall run with the land and the provisions contained herein shall be binding upon and inure to the benefit of and be enforceable by the County, its successors and assigns until the Bonds have matured or been fully redeemed.

TO HAVE AND TO HOLD the Easement granted herein unto the County, its successors and assigns, until such time as the Bonds have matured or been fully redeemed.

IN WITNESS WHEREOF, the Grantor has executed this instrument the day and year first above written.

TOWN OF RYE

By: _____

COUNTY OF WESTCHESTER

By: _____

Record and Return to:

MUNICIPALITY'S ACKNOWLEDGMENT

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

On the _____ day of _____ in the year 2025 before me, the undersigned, a Notary Public in and for said State, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument; and, acknowledged if operating under any trade name, that the certificate required by the New York State General Business Law Section 130 has been filed as required therein.

Signature and Office of individual
taking acknowledgment

COUNTY'S ACKNOWLEDGMENT

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

On the _____ day of _____ in the year 2025 before me, the undersigned, a Notary Public in and for said State, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument; and, acknowledged if operating under any trade name, that the certificate required by the New York State General Business Law Section 130 has been filed as required therein.

Signature and Office of individual
taking acknowledgment

SCHEDULE "B-1"
EASEMENT BOUNDARY

[INSERT EASEMENT BOUNDARY MAP]

SCHEDULE "C"

STANDARD INSURANCE PROVISIONS **(MUNICIPALITY)**

1. Prior to commencing work, and throughout the term of the Agreement, the Municipality shall obtain at its own cost and expense the required insurance as delineated below from insurance companies licensed in the State of New York, carrying a Best's financial rating of A or better. Municipality shall provide evidence of such insurance to the County of Westchester ("County"), either by providing a copy of policies and/or certificates as may be required and approved by the Director of Risk Management of the County ("Director"). The policies or certificates thereof shall provide that ten (10) days prior to cancellation or material change in the policy, notices of same shall be given to the Director either by overnight mail or personal delivery for all of the following stated insurance policies. All notices shall name the Municipality and identify the Agreement.

If at any time any of the policies required herein shall be or become unsatisfactory to the Director, as to form or substance, or if a company issuing any such policy shall be or become unsatisfactory to the Director, the Municipality shall upon notice to that effect from the County, promptly obtain a new policy, and submit the policy or the certificate as requested by the Director to the Office of Risk Management of the County for approval by the Director. Upon failure of the Municipality to furnish, deliver and maintain such insurance, the Agreement, at the election of the County, may be declared suspended, discontinued or terminated.

Failure of the Municipality to take out, maintain, or the taking out or maintenance of any required insurance, shall not relieve the Municipality from any liability under the Agreement, nor shall the insurance requirements be construed to conflict with or otherwise limit the contractual obligations of the Municipality concerning indemnification.

All property losses shall be made payable to the "County of Westchester" and adjusted with the appropriate County personnel.

In the event that claims, for which the County may be liable, in excess of the insured amounts provided herein are filed by reason of Municipality's negligent acts or omissions under the Agreement or by virtue of the provisions of the labor law or other statute or any other reason, the amount of excess of such claims or any portion thereof, may be withheld from payment due or to become due the Municipality until such time as the Municipality shall furnish such additional security covering such claims in form satisfactory to the Director.

In the event of any loss, if the Municipality maintains broader coverage and/or higher limits than the minimums identified herein, the County shall be entitled to the broader coverage and/or higher limits maintained by the Municipality. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the County.

2 The Municipality shall provide proof of the following coverage (if additional coverage is required for a specific agreement, those requirements will be described in the Agreement):

- a) Workers' Compensation and Employer's Liability. Certificate form C-105.2 or State Fund Insurance Company form U-26.3 is required for proof of compliance with the New York State Workers' Compensation Law. State Workers' Compensation Board form DB-120.1 is required for proof of compliance with the New York State Disability Benefits Law. Location of operation shall be "All locations in Westchester County, New York."

Where an applicant claims to not be required to carry either a Workers' Compensation Policy or Disability Benefits Policy, or both, the employer must complete NYS form CE-200, available to download at: <http://www.wcb.ny.gov>.

If the employer is self-insured for Workers' Compensation, he/she should present a certificate from the New York State Worker's Compensation Board evidencing that fact (Either SI-12, Certificate of Workers' Compensation Self-Insurance, or GSI-105.2, Certificate of Participation in Workers' Compensation Group Self-Insurance).

- b) Commercial General Liability Insurance with a combined single limit of \$1,000,000 (c.s.l) per occurrence and a \$2,000,000 aggregate limit naming the "County of Westchester" as an additional insured on a primary and non-contributory basis. This insurance shall include the following coverages:

- i. Premises - Operations.
- ii. Broad Form Contractual.
- iii. Independent Contractor and Sub-Contractor.
- iv. Products and Completed Operations.

- c) Commercial Umbrella/Excess Insurance: \$2,000,000 each Occurrence and Aggregate naming the "County of Westchester" as additional insured, written on a "follow the form" basis.

NOTE: Additional insured status shall be provided by standard or other endorsement that extends coverage to the County of Westchester for both on-going and completed operations.

- d) Automobile Liability Insurance with a minimum limit of liability per occurrence of \$1,000,000 for bodily injury and a minimum limit of \$100,000 per occurrence for property damage or a combined single limit of \$1,000,000 unless otherwise indicated in the contract specifications. This insurance shall include for bodily injury and property damage the following coverages and name the "County of Westchester" as additional insured:

- (i) Owned automobiles.
- (ii) Hired automobiles.
- (iii) Non-owned automobiles.

3. All policies of the Municipality shall be endorsed to contain the following clauses:

(a) Insurers shall have no right to recovery or subrogation against the County (including its employees and other agents and agencies), it being the intention of the parties that the insurance policies so effected shall protect both parties and be primary coverage for any and all losses covered by the above-described insurance.

(b) The clause "other insurance provisions" in a policy in which the County is named as an insured, shall not apply to the County.

(c) The insurance companies issuing the policy or policies shall have no recourse against the County (including its agents and agencies as aforesaid) for payment of any premiums or for assessments under any form of policy.

(d) Any and all deductibles in the above described insurance policies shall be assumed by and be for the account of, and at the sole risk of, the Municipality.

SCHEDULE "D"
VENDOR DIRECT PAYMENT TERMS

Westchester County Vendor Direct Program Frequently Asked Questions

1. WHAT ARE THE BENEFITS OF THE ELECTRONIC FUNDS TRANSFER (EFT) ASSOCIATED WITH THE VENDOR DIRECT PROGRAM?

There are several advantages to having your payments automatically deposited into your designated bank account via EFT:

Payments are secure – Paper checks can be lost in the mail or stolen, but money deposited directly into your bank account is more secure.

You save time – Money deposited into your bank account is automatic. You save the time of preparing and delivering the deposit to the bank. Additionally, the funds are immediately available to you.

2. ARE MY PAYMENTS GOING TO BE PROCESSED ON THE SAME SCHEDULE AS THEY WERE BEFORE VENDOR DIRECT?

Yes.

3. HOW QUICKLY WILL A PAYMENT BE DEPOSITED INTO MY ACCOUNT?

Payments are deposited two business days after the voucher/invoice is processed. Saturdays, Sundays, and legal holidays are not considered business days.

4. HOW WILL I KNOW WHEN THE PAYMENT IS IN MY BANK ACCOUNT AND WHAT IT IS FOR?

Under the Vendor Direct program you will receive an e-mail notification two days prior to the day the payment will be credited to your designated account. The e-mail notification will come in the form of a remittance advice with the same information that currently appears on your check stub, and will contain the date that the funds will be credited to your account.

5. WHAT IF THERE IS A DISCREPANCY IN THE AMOUNT RECEIVED?

Please contact your Westchester County representative as you would have in the past if there were a discrepancy on a check received.

6. WHAT IF I DO NOT RECEIVE THE MONEY IN MY DESIGNATED BANK ACCOUNT ON THE DATE INDICATED IN THE E-MAIL?

In the unlikely event that this occurs, please contact the Westchester County Accounts Payable Department at 914-995-4708.

7. WHAT MUST I DO IF I CHANGE MY BANK OR MY ACCOUNT NUMBER?

Whenever you change any information or close your account a new Vendor Direct Payment Authorization Form must be submitted. Please contact the Westchester County Accounts Payable Department at 914-995-4708 and we will e-mail you a new form.

8. WHEN COMPLETING THE PAYMENT AUTHORIZATION FORM, WHY MUST I HAVE IT SIGNED BY A BANK OFFICIAL IF I DON'T INCLUDE A VOIDED CHECK?

This is to ensure the authenticity of the account being set up to receive your payments.

INSERT VENDOR DIRECT FORM

DRAFT

SCHEDULE "E"

County's Discretionary Funding Policy attached hereto.

**WESTCHESTER COUNTY FAIR AND AFFORDABLE HOUSING
IMPLEMENTATION PLAN
August 9, 2010**

Appendix D-2(ii): Discretionary Funding Allocation Policy
as approved January 10, 2012

DISCRETIONARY FUNDING POLICY

In August 2009, Westchester County entered into a Stipulation and Order of Settlement and Dismissal in *US. ex rel. Anti-Discrimination Center of Metro New York v. Westchester County, New York* (the "Settlement Agreement"). Beginning on March 1, 2012, the grant of discretionary intermunicipal funding, including but not limited to County Open Space funds and CDBG funding, ("Discretionary Funding") to municipalities eligible under the Settlement Agreement ("Recipient Eligible Municipalities") shall be conditioned, as appropriate, upon the Recipient Eligible Municipality's commitment to affirmatively further fair housing within its borders. This policy does not apply to municipalities in Westchester County other than the Recipient Eligible Municipalities.

Each Recipient Eligible Municipality shall be required to commit to the County, in writing, that it is in compliance with the following terms and conditions in connection with its commitment to affirmatively further fair housing:

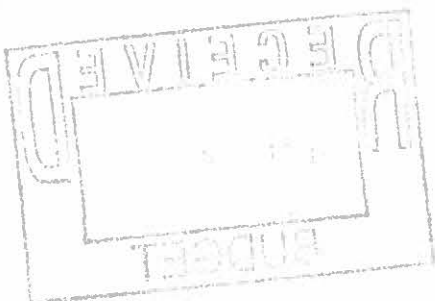
- (a) Recipient Eligible Municipality has adopted municipal zoning code provisions and/or policies which reflect the guidance provided in the Model Ordinance Provisions approved pursuant to the Settlement Agreement and demonstrate a commitment by the Recipient Eligible Municipality to affirmatively further fair housing, including a ban on local residency requirements and preferences and other selection preferences that do not affirmatively further fair housing, except to the extent provided in the Model Ordinance Provisions;
- (b) Recipient Eligible Municipality will offer the County a Right of First Refusal to retain and/or purchase any and all land acquired in rem to be used for housing that affirmatively furthers fair housing; and
- (c) Recipient Eligible Municipality will actively further implementation of the Settlement Agreement through its land use regulations and other affirmative measures to assist the development of affordable housing.

Such commitments by Recipient Eligible Municipality shall be stated in the funding agreement between the County and the Recipient Eligible Municipality.

The funding agreement will also provide that housing units that affirmatively further fair housing must be marketed in accordance with Westchester County's Affirmative Fair Housing Marketing Plan approved pursuant to the Settlement Agreement, throughout the period of affordability.

Applications for Discretionary Funding submitted by non-municipal entities will be reviewed to determine whether or not such entity is acting as an agent of a municipality for purposes of the project for which funding is sought. If such entity is deemed to be acting in the capacity of agent for a municipality, the application will be subject to a review of the agent-municipality's compliance with the policy of affirmatively furthering fair housing stated above. The determination as to whether an agency relationship exists will be based on the principles of law relating to agency relationships in New York State, and the fact that the non-municipal entity/applicant may be required by local municipal codes to obtain municipal approvals or abide by municipal processes for such approvals in connection with such application will not be determinative of the agency relationship. Westchester County will provide notice of all non-municipal applications for funding to the local municipality in which the funding is proposed to be spent.

The County's audit rights under any grant of or funding agreement for Discretionary Funding will extend to all documents, reports, and records which relate to the Recipient Eligible Municipality's commitment to affirmatively further fair housing as described herein. Should Recipient Eligible Municipality fail to abide by any of the above conditions, Recipient Eligible Municipality will be obliged, upon thirty (30) days written notice by the County to refund any Discretionary Funding paid to the Recipient Eligible Municipality.



Flood Mitigation Projects



Projects Underway with Executed IMAs

Project Name	Project Status	Project Description	Total Project Cost	County Funding Amount
Blind Brook Projects from Resilient NY Study	Active	Replacement of bridges at Oakland Beach Avenue and Playland Parkway and culvert and stream improvements in Acker Drive area of Rye Brook.	TBD	TBD
Clunie Avenue Engineering Study	Active	Phase I including project development, feasibility and final engineering tasks	\$212,500	\$106,250
Harrison Avenue Flood Study	Active	Phase I including project development, feasibility and final engineering tasks	\$197,500	\$98,750
Law Memorial Park Field	Active	Project will replace or upgrade existing storm sewer infrastructure and upgrade receiving pond at Law Memorial Park to increase storage capacity.	\$2,400,000	\$1,200,000
Peach Lake Flood Study	Active	Study watershed and develop solution to facilitate adequate draining of lake to reduce recurring flooding of lakeside properties and infiltration into wastewater plan.	\$239,800	\$119,900
Peekskill Hollow Brook Dam [BPL26 Funding]	Active	Rehabilitation of the Peekskill Hollow Brook Dam, which is a component of the City of Peekskill drinking water supply.	\$2,200,000	\$1,100,000
Pietro Place and Virginia Ave Flood Studies	Active	Analyze drainage basins, including existing storm system and develop solution to address recurring and significant flooding at Pietro Place, Gould Park and Virginia Avenue.	\$210,500	\$105,250
Watershed Wide Flood Mitigation Plans and Project Engineering	Active	Funds for watershed flood mitigation studies that include conceptual designs and cost estimates for flood mitigation projects.		\$2,000,000

Flood Mitigation Projects



Projects Bonded but No IMA

Project Name	Project Status	Project Description	Total Project Cost	County Funding Amount
Avon Circle Project Implementation	Active	Construct bypass pipe around Avon Circle condominiums and subsurface detention basin at Port Chester Middle School ballfields on east side of Blind Brook.	\$7,211,257	\$3,580,627
Hartsdale Brook Flood Study	Active	Take preliminary concept for diversion and stormwater storage to final design. Project will alleviate flooding in four corners area of Hartsdale. Project must not exacerbate flooding elsewhere.	\$800,000	\$400,000

Flood Mitigation Projects

Projects submitted to BOL

Project Name	Project Status	Project Description	Total Project Cost	County Funding Amount
Brook Street Drainage Corridor Improvements	Active	The Village's Consulting Engineers, Dvirka & Bartilucci, have developed preferred alternatives to address the flooding in the area of Brook Street culvert (Concepts 2A, 2B, and 3). These improvements include two new stormwater drainage routes, including catch basins and pipes, to divert stormwater drainage from the series of open and closed culverts running through several properties along Brook Street, as well as under Brook Street.	\$1,402,000	\$701,000
Crawford Street Flood Mitigation	Active	The Village of Bronxville has retained PCI-Engineers to develop plans for open stormwater channels and two stormwater detention areas on existing open space owned by the Village located within the Town of Eastchester	\$10,000,000	\$5,000,000
Garth Woods area of the Bronx River Reservation (USACE Project)	Active	USACE will design flood mitigation project to re-route the Bronx River through Garth Woods to better protect the southbound lane of the parkway.	\$4,000,000	\$1,500,000
Rye Town Beach	Active	Stormwater diversion infrastructure to alleviate flooding & erosion on Forest Avenue, Rye Town Park and public beach	\$3,761,500	\$1,880,750
Subbasin 5 - Eastchester Rd/ White Oak St/ North Ave Improvements	Active	The Eastchester Rd – North Ave Stormwater Resiliency Project includes: • Widening ~1,900 feet of an existing drainage channel along North Ave. • Installing a diversion chamber near Eastchester Rd and North Ave to redirect flow from an overburdened storm sewer system. • Installing ~1,240 feet of new 24" and 48" drainage pipes with associated catch basins and manholes along Eastchester Rd, White Oak St, and North Ave	\$2,241,454	\$1,120,727
Troublesome Brook and Manhattan Brook Flood Studies	Active	Analyze drainage basins, including existing storm system and develop solution to address recurring and significant flooding along Troublesome Brook and Manhattan Brook.	\$835,000	\$417,750

Flood Mitigation Projects

Applications under review by staff

Project Name	Project Status	Project Description	Total Project Cost	County Funding Amount
Lockwood Drive Culvert Project	Active	The project will replace a culvert which collapsed in 2022 causing extensive flooding, embankment erosion and roadway deterioration. Work will also include reappearing and widening the road to stabilize the embankment	\$1,543,500	\$771,750
Powderhorn Road	Active	The scope of this project is to construct a drainage system for Powderhorn and Captain Honeywell Roads and to connect them to the existing stormwater drains on southbound Heatherdell Road.	\$661,089	\$330,544

Flood Mitigation Projects

Projects in discussion

Project Name	Project Status	Project Description	Total Project Cost	County Funding Amount
Flood Mitigation Workshop for Floodplain Administrators	Active	Flood mitigation workshop. Potential topics to include: land use planning, site planning, insurance trends, NFIP, building standards, public engagement.	TBD	TBD
Flood Mitigation Workshop for Land Use Professionals	Active	Flood mitigation workshop. Potential topics to include: land use planning, site planning, insurance trends, NFIP, building standards, public engagement.	TBD	TBD
Glover Field Stormwater Improvements	Active	Evaluate the sanitary sewer interference that is within a storm drain under the Glover field complex. The sanitary sewer main conveys sewage from Pelham Manor, Pelham and New Rochelle to the County Pump Station	TBD	TBD
Mamaroneck & Sheldrake Rivers Implementation USACE	Active	Implementation of previously completed study.	TBD	TBD
Mamaroneck & Sheldrake Rivers Local Projects for USACE Credit	Active	Initially to move certain projects forward, using non-federal funds and receiving credit from USACE as part of larger project. Look for Ward Avenue Bridge, Center Avenue Bridge.	TBD	TBD
Public Engagement and Risk Communication Workshop	Active	Flood mitigation workshop. Potential topics to include: land use planning, site planning, insurance trends, NFIP, building standards, public engagement.	TBD	TBD
Upper Minkel Dam Removal Construction	Active	Partial decommissioning of dam and restoration of floodplain (construction phase).	\$2,350,000	\$1,175,000
Ward Avenue Bridge Replacement	Active	Project will replace Ward Avenue bridge with widened opening and restore floodplain benches in area. Project scope and rough cost estimate included in Resiliency NY study. Project eligible for NYS grant funding (EFC, DEC, DOT).	\$8,000,000	\$4,000,000

Flood Mitigation Projects

Pending Projects

Project Name	Project Status	Project Description	Total Project Cost	County Funding Amount
4th Avenue / Glenwood Lake Drainage Area Improvements	Pending	Improve 25-year storm event capacity/capability to 100 years to mediate flooding in the Village of Pelham. 4th Avenue / Glenwood Lake Drainage Areas: Replace gravity drain on 6th Street – box culvert capable of 100-year flows, set lower to avoid SS interference; Pump Station and detention chamber at 4th Ave and 6th Street playground; 1600+ LF 18" force main to Hutchinson River new discharge at River Avenue; 788LF of 72" diam. bypass on 3rd Street (lowered LJA culvert to invert on 4th to be more effective); 790 LF 48x60 culvert in 4th Ave Section 3; 1030 LF 72" diam. culvert in 4th Ave Section 2; and 2080 LF 84" diam. culvert in 4th Ave Section 1	\$32,000,000	\$16,000,000
Ardsley Road and Edgemont Road Drainage Study in Edgemont	Pending	Funding for a professional study to evaluate drainage and provide recommendations for Ardsley Road and Edgemont Road in the Greenville/Edgemont neighborhood of Greenburgh	TBD	\$500,000
Bronxville Stormwater Conveyance System	Pending	New stormwater conveyance system to address flooding in the Hamilton-Sussex area of the Village of Bronxville located west of Route 22. A majority of stormwater runoff from the west side of Rt.22 runs down into this basin and floods a large portion of the surrounding neighborhoods. The project would improve drainage to alleviate this flooding.	TBD	\$200,000
City of Rye Stormwater System Improvements for Flood Mitigation	Pending	Funding would provide 50% of the cost of the City of Rye's stormwater system improvement program for 2024 in order to alleviate flooding. Funds would be used design, construction, and construction management/inspection	TBD	\$250,000
Flood Mitigation Study - Village of Mamaroneck Jefferson Ave Parking Lot	Pending	Part of larger USACE project. MMV also received \$6.5M grant for this.	TBD	\$150,000
Fulton Park / Old Kensico Rd	Pending	Upsize drainage system along Old Kensico Road and remove obstructions at culvert along Fulton Brook at water main along edge of BRPR.	TBD	TBD
Hutchinson River Flood Mitigation Project Implementation	Pending	Replace culverts along Hutchinson River	\$3,892,000	\$1,946,000
Longvale New Metro North Bridge Floodwalls	Pending	Discussions with MTA to scope project	\$25,000,000	\$12,500,000
Park Hill Area - New Drainage Systems	Pending	TBD	TBD	TBD
Pine Brook Flood Study	Pending	Study watershed and develop solution to reduce flooding in the neighborhood.	\$324,700	\$162,350
Sheldon Brook Residency	Pending	TBD	\$3,000,000	\$1,500,00
Stephenson Brook Resiliency Planning	Pending	TBD	\$10,000,000	\$5,000,000
Sun Haven Resiliency Planning	Pending	TBD	\$5,000,000	\$2,500,000

Project Name	Project Status	Project Description	Total Project Cost	County Funding Amount
Tompkins Avenue Bridge Replacement	Pending	Project will replace Tomkins Avenue bridge (currently closed) with widened opening and restore floodplain benches in area. Project scope and rough cost estimate included in Resiliency NY study. Project eligible for NYS grant funding (EFC, DEC, DOT).	\$7,000,000	\$3,500,00
Town of New Castle: Chappaqua Flood Study	Pending	TBD	TBD	TBD
Valley Rd, Brookside Place, Fourth Ave, Fifth Ave, White Oak Street	Pending	Upgrade storm sewer system		\$0
Village of Mamaroneck Detention Retention Enhancement Study	Pending	This project would study five areas in the Village of Mamaroneck to enhance detention and retention including: Mamaroneck Ave Dam and Reservoir; Saxon Woods Park and Lake; Highway runoff from I-95 and the Hutchinson Parkway; and the Sheldrake River near Bubb Walker Park	TBD	\$150,000
Washingtonville Flood Control	Pending	TBD	TBD	TBD
Clunie Avenue Flood Implementation	Pending	This project will address flooding issues in the Clunie Avenue neighborhood in Yonkers. In 2023, the County paid for a study, and the results to improve the area are from that study. Based upon the analysis done in the study, the recommended solution is to install a holding tank (wet well) and pumps to deal with major storms. The amount requested is based upon similar projects.	TBD	\$4,000,000
Saw Mill River Flood Project Implementation	Pending	The NYS Department of Environmental Conservation is currently conducting a study of flooding at vulnerable sites along the Saw Mill River. The survey will identify the affected areas and the specific challenges that need to be addressed, such as: the state of various infrastructure including dams, levees, culverts, and other drainage systems; the severity of accumulated debris; and the impact of climate change on the frequency and severity of flooding. frequency and severity of flooding. The study is expected to be completed in early 2025. In anticipation of the study's completion and the major capital budget needs arising, adding funding to the County's Flood Mitigation capital project now will allow the County to expedite work based upon recommendations from the DEC report.	TBD	\$25,250,000
Crawford Drainage Basin Improvements	Pending	The Village of Bronxville has retained an engineering firm to develop plans to open stormwater channels and two stormwater detention areas on existing open space owned by the Village that is located within the Town of Eastchester. Additionally, the Town of Eastchester is partnering with the Village to address flooding in this area by designing and constructing a new stormwater line down Crawford Street. The project will cost a total of \$10 million, which includes \$5 million for the open channels and detention areas and \$5 million for the new stormwater line down Crawford Street. Half the funding is requested from the County. The Village and Town will provide a \$5 million match.	TBD	\$5,000,000

Flood Mitigation Projects

Completed Projects

Project Name	Project Status	Project Description	Total Project Cost	County Funding Amount
Avon Circle Engineering Study	Completed	Engineering analysis and development of alternative solutions to address flooding conditions in the area of Avon Circle and the Port Chester Middle School.	\$95,000	\$47,500
Bowman Avenue Dam Retrofit	Completed	Replace existing fixed, timber outlet control gate at the "Bowman Avenue Dam" with automated, adjustable, cast iron outlet control gate to be automatically controlled based on water surface elevation measured at a gauge mounted on the dam.	\$2,167,100	\$1,083,550
Fox Meadow Brook Flood Mitigation Project	Completed	Project components at three locations along Fox Meadow Brook include construction of dry bio-detention/meadow storm water management basins and rain garden with associated spillway controls and stream channel modifications	\$2,900,000	\$1,450,000
Gardens Lake Flood Mitigation and Water Quality Improvement Project	Completed	Enable use of lake on Sheldrake River as stormwater storage basin by dredging and retrofit of dam outlet. IMA	\$1,600,000	\$0
Grassy Sprain Dam Rehabilitation	Completed	Items to complete rehabilitation of Grassy Sprain Reservoir Dam, particularly the outlet valve and associated controls.	\$500,000	\$250,000
Hillside Avenue Bridge Replacement	Completed	Reconstruction of Hillside Avenue bridge	\$5,214,429	\$1,000,000
Hillside Avenue Bridge Replacement (additional funding)	Completed			\$1,365,429
Hutchinson River Flood Mitigation Project (including Lake Isle dam)	Completed	Replace culverts, river clearing, bank stabilization and realignment	\$499,568	\$249,784
Loh Park Flood Mitigation Project	Completed	Replace two culverts, streambank stabilization and create forebays within the existing stream channel along Loh Avenue. New control structure and subsurface extended detention structure at park between Loh Avenue and Leroy Avenue. Repair, line or replace drainage pipe from Leroy Avenue downstream to small pond on west side of Broadway. Clean pond of sediment as recommended by stream assessment.	\$4,000,000	\$1,775,000
Loh Park Flood Mitigation Project (Amended)	Completed			
Mamaroneck & Sheldrake Rivers General Reevaluation Report USACE	Completed	Partnership among USACE, NYS DEC and Westchester County, led by USACE, to re-study flood mitigation options and develop specific recommendation for Mamaroneck Village	\$6,144,000	\$768,000
Upper Minkel Dam Removal Design	Completed	Partial decommissioning of dam and restoration of floodplain (design phase).	\$700,000	\$350,000
Waverly Avenue Bridge Replacement	Completed	Replace the culvert at Waverly Avenue to widen the surface to include sidewalks and enlarge and realign the culvert to improve hydraulic capacity.	\$4,169,972	\$2,084,986

Westchester County Taxi and Limousine Commission



ANNUAL REPORT 2024

Kenneth W. Jenkins
County Executive

Terrance Raynor
Commissioner/Sheriff
Department of Public Safety

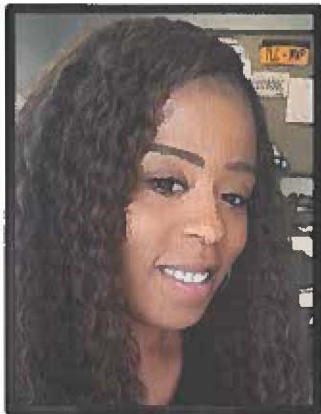
Leandra Eustache
Chief Executive Officer
Taxi and Limousine Commission



WESTCHESTER
COUNTY

Overview of the Taxi and Limousine Commission

The Westchester County Taxi & Limousine Commission (WCTLC) is responsible for overseeing the licensing and regulation of the for-hire industry in Westchester County. Its mission is to ensure safe and quality livery services for the riding public. The Commission is comprised of 11 members appointed by the County Executive and the Board of Legislators. The Chairperson/Chief Executive Officer is responsible for overseeing day-to-day operations and managing support staff. The Commission issues for-hire permits to drivers, vehicle owners and base station owners who have satisfied the Commission's application requirements which include drug test screening and criminal and driving history background checks.



Leandra Eustache
*Chairperson/Chief
Executive Officer*

The Department of Public Safety (DPS) is responsible for carrying out the Commission's enforcement. DPS police officers conduct safety and compliance checks, investigate complaints, assist with applicant screening, conduct prom safety details and patrol the roadways to ensure compliance with the County's For-Hire Vehicle Law and the Commission's Rules and Regulations. One important component of WCTLC enforcement is combating unlicensed for-hire activity which poses a significant risk to the public because unlicensed operators have unknown criminal backgrounds and driving histories and often lack for-hire liability insurance which leaves passengers with no recourse through insurance in

the event of an accident. WCTLC tickets issued by DPS police officers are heard at the Commission's administrative tribunal where fines and other penalties can be assessed by Administrative Law Judges. DPS police officers also assist the Commission with the recovery of outstanding fines through the Commission's Immobilization Program which allows for the immobilization of vehicles operated in the County where the vehicle's owner or operator has failed to pay outstanding fines owed to the Commission.

During prom season, WCTLC partners with the Office of Drug Abuse Prevention & Stop-DWI, DPS enforcement staff and area schools in a joint effort to ensure that Westchester students travel to prom

safely. This annual initiative includes setting up prom safety checkpoints near some of the County's most popular event venues. These dual purpose checkpoints are staffed by DPS police officers and administrative staff who stop vehicles that are headed to prom to ensure that students are not in possession of alcohol or illegal substances. For prom rides that are arranged through a car service, DPS police officers



also inspect driver and vehicle credentials to ensure that both are licensed by the Commission or another appropriate regulatory body. These checkpoints help ensure the safety of prom students and also help to combat illegal car service operators who take business away from licensed companies.

The Commission has also partnered with local governments and municipalities that have taken advantage of WCTLG's shared-service process for the licensing of taxi drivers. Through this program, driver applicants who wish to operate vehicles licensed by a local municipality are required to obtain a driver permit from WCTLG instead of the municipality. Local benefits include cost savings, decreased liability and passenger safety. To date, municipal taxi driver licensing by the WCTLG is utilized in the following municipalities: Bedford, Croton-on-Hudson, Dobbs Ferry, Irvington, Mt. Pleasant, Pleasantville, Port Chester, Tarrytown and Tuckahoe. WCTLG also shares reciprocity with other New York State jurisdictions including, New York City, Nassau County and Suffolk County.

Taxi and Limousine Commission 2024 Annual Volume Report

PERMITS ISSUED	Jan-24	Feb-24	Mar-24	Apr-24	May-24	Jun-24	Jul-24	Aug-24	Sep-24	Oct-24	Nov-24	Dec-24	Total
Bases: New	0	4	4	0	4	2	0	0	0	1	3	0	18
Renew	14	13	20	17	18	19	21	13	20	27	25	16	223
TOTAL BASE PERMITS	14	17	24	17	22	21	21	13	20	28	28	16	241
Drivers: New	29	24	34	39	38	44	29	30	22	38	26	8	361
Renew	146	122	152	127	114	153	124	98	152	148	89	133	1,558
TOTAL DRIVER PERMITS	175	146	186	166	152	197	153	128	174	186	115	141	1,919
Vehicles: New	40	25	32	38	40	17	37	37	32	47	36	25	406
Renew	74	57	108	86	61	73	94	61	97	116	75	82	984
TOTAL VEHICLE PERMITS	114	82	140	124	101	90	131	98	129	163	111	107	1,390
PROMS	Jan-24	Feb-24	Mar-24	Apr-24	May-24	Jun-24	Jul-24	Aug-24	Sep-24	Oct-24	Nov-24	Dec-24	Total
Total Prom Details	0	0	0	0	16	14	0	0	0	0	0	0	30
Total Schools	0	0	0	0	29	30	0	0	0	0	0	0	59
Total Students	0	0	0	0	5,435	5,483	0	0	0	0	0	0	10,918
Tickets Issued - Prom	0	0	0	0	785	786	0	0	0	0	0	0	1,571
ADJUDICATION/ ENFORCEMENT	Jan-24	Feb-24	Mar-24	Apr-24	May-24	Jun-24	Jul-24	Aug-24	Sep-24	Oct-24	Nov-24	Dec-24	Total
Driver Denials	0	2	4	4	9	14	4	0	8	2	2	10	59
Driver Suspensions	0	1	1	4	0	0	4	4	4	5	2	10	35
Driver Revocations	0	0	0	0	0	0	0	0	0	0	2	1	3
Total Regulatory Actions	0	3	5	8	9	14	8	4	12	7	6	21	97
TLC Immobilized/Impounded	4	3	1	4	7	5	3	3	4	0	0	3	37
TLC Tickets Issued - WCPD	264	299	309	202	956	848	220	322	318	322	430	329	4,819
TLC Tickets Issued - Other PDs	2	0	0	0	0	0	6	2	2	1	0	0	13
Total Tickets Issued	266	299	309	202	956	848	226	324	320	323	430	329	4,832
Court Hearings	4	4	3	3	3	3	3	4	3	3	3	3	39
Cases Heard	434	437	357	300	300	242	569	717	579	473	430	481	5,319
Fitness Hearings / Appeals	2	1	1	3	3	3	2	1	0	0	0	2	18

Taxi and Limousine Commission 2024 Annual Revenue Report

REVENUE SOURCES	Jan-24	Feb-24	Mar-24	Apr-24	May-24	Jun-24	Jul-24	Aug-24	Sep-24	Oct-24	Nov-24	Dec-24	Grand Total:
New and Renewal Bases fees	\$10,200	\$8,400	\$13,800	\$14,400	\$17,400	\$10,800	\$17,400	\$8,100	\$12,600	\$16,800	\$9,600	\$10,800	\$150,300
New and Renewal Drivers Fee	\$23,760	\$19,845	\$25,110	\$22,035	\$20,385	\$26,790	\$21,090	\$17,310	\$24,090	\$25,380	\$15,825	\$24,435	\$266,055
New and Renewal In County Vehicles	\$32,050	\$22,275	\$39,875	\$36,000	\$29,835	\$25,800	\$38,100	\$25,500	\$37,635	\$47,400	\$30,000	\$28,200	\$392,670
New and Renewal Out of County Vehicles	\$1,950	\$1,750	\$1,925	\$1,650	\$275	\$1,100	\$825	\$3,575	\$550	\$1,375	\$3,025	\$3,300	\$21,300
New and Renewal Muni Car	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
LiveScan Fingerprinting	\$2,880	\$2,250	\$3,150	\$3,150	\$3,690	\$3,690	\$2,970	\$2,970	\$2,430	\$3,690	\$2,700	\$2,340	\$35,910
Late Fees	\$2,400	\$2,250	\$2,475	\$2,850	\$1,950	\$2,475	\$2,775	\$2,100	\$1,550	\$2,025	\$1,575	\$2,250	\$26,675
Transfer Fees	\$675	\$900	\$1,200	\$1,050	\$750	\$675	\$450	\$750	\$1,050	\$525	\$225	\$375	\$8,625
Affiliation Fees	\$0	\$0	\$150	\$0	\$0	\$75	\$150	\$0	\$0	\$0	\$75	\$0	\$450
Medical Waiver Fees	\$1,000	\$1,100	\$900	\$2,000	\$200	\$600	\$1,700	\$100	\$800	\$500	\$500	\$700	\$10,100
Replacement Fees	\$450	\$300	\$375	\$525	\$150	\$225	\$150	\$0	\$75	\$75	\$0	\$75	\$2,400
Reinstatement Fees	\$150	\$225	\$75	\$225	\$150	\$150	\$75	\$75	\$225	\$375	\$225	\$225	\$2,175
Refiling Fees	\$225	\$0	\$0	\$75	\$300	\$225	\$375	\$810	\$150	\$300	\$0	\$225	\$2,685
Fines	\$27,775	\$42,570	\$49,350	\$52,575	\$51,615	\$37,005	\$45,630	\$62,877	\$70,567	\$50,326	\$43,265	\$49,795	\$583,350
Grand Total:	\$103,515	\$101,865	\$138,385	\$136,535	\$126,700	\$109,610	\$131,690	\$124,167	\$151,722	\$148,771	\$107,015	\$122,720	\$1,502,695

Margaret A. Cunzio

Minority Leader, Legislator, 3rd District



Committee Assignments:
Rules, Co-Chair
Public Safety, Vice Chair
Legislation

MEMORANDUM

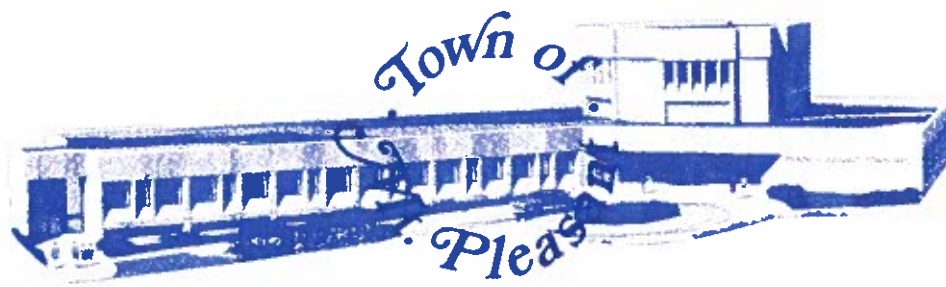
TO: Vedat Gashi, Chair, Board of Legislators

FROM: Margaret Cunzio, Legislator – 3rd District

DATE: September 2, 2025

RE: Correspondence: request for Annexation from County
Saw Mill Sewer District: 62 Larry's Lane and 52 Larry's Lane, Pleasantville,
NY 10570

Please add the attached article to the agenda of the September 15, 2025 Board of Legislators meeting for referral to the appropriate committees.



CARL FULGENZI
Supervisor

August 26, 2025

Honorable Margaret A. Cunzio
Westchester County Board of Legislators
800 Michaelian Office Building
148 Martine Avenue, 8th Floor
White Plains, New York 10601

Re: Request for removal from Westchester County Saw Mill Sanitary Sewer District

Dear Honorable Cunzio,

Enclosed is a certified copy of Town Board Resolution 299-25 for the following property owner who has requested removal from the County Saw Mill Sewer District.

<u>Name</u>	<u>Tax Map</u>	<u>Address</u>
Maria Bayron	106.16-2-8	62 Larry's Lane, Pleasantville
Maria Bayron	106.16-2-9	52 Larry's Lane, Pleasantville

Also enclosed is a copy of the town tax map for this parcel. Please have this request processed for removal from the County Saw Mill Sewer District.

Sincerely,

Carl Fulgenzi, Town Supervisor



EMILY COSTANZA
Town Clerk

EXTRACT OF THE MINUTES
OF THE REGULAR MEETING
OF THE TOWN BOARD
TOWN OF MOUNT PLEASANT
WESTCHESTER COUNTY, NY
HELD AUGUST 12, 2025

Authorization to Remove 52 Larry's Lane, Pleasantville, New York and 62 Larry's Lane, Pleasantville, New York from the County Saw Mill River Sewer District

RESOLUTION 299-25

Upon motion of Councilwoman Zaino, seconded by Councilwoman Smalley and unanimously carried, it was,

WHEREAS, certain property owner(s) have requested removal of their property from the Westchester County Saw Mill Sewer District; and

WHEREAS, it is believed by the Town of Mount Pleasant that the property satisfies all criteria set forth by Westchester County Department of Environmental Facilities (WCDEF) for removal of a property from the tax base; therefore be it

RESOLVED, that the Westchester County Board of Legislators is requested to remove the following parcel from the Westchester County Sewer District:

Name	Tax Map	Address
Maria Bayron	106.16-2-8	62 Larrys Lane, Pleasantville
Maria Bayron	106.16-2-9	52 Larrys Lane, Pleasantville

VOTE - AYES - Town Supervisor Fulgenzi, Councilwoman Zaino, Councilman Sialiano, Councilwoman Smalley, Councilman Saracino

EMILY COSTANZA
TOWN CLERK
TOWN OF MOUNT PLEASANT

