

ACT NO. -20_____

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING THE BOND ACT ADOPTED MAY 16, 2016 IN RELATION TO THE CONSTRUCTION OF IMPROVEMENTS AT SCOUT FIELD ON THE BRONX RIVER RESERVATION, AT THE MAXIMUM ESTIMATED COST OF \$1,932,000. (Adopted _____, 20_____).

WHEREAS, this Board has heretofore duly authorized the issuance of \$1,932,000 bonds to finance the cost of the construction of improvements to Scout Field on the Bronx River Reservation (the "Project"), pursuant to Act No. 142-2016 duly adopted on May 16, 2016; and

WHEREAS, it has been determined that the scope of the Project shall be revised, including conducting earthwork and grading; placement of topsoil; and to provide for additional site improvements, including but not limited to, grubbing, installation of new pathways, rehabilitation of existing pathway, masonry rehabilitation, landscaping and associated work, and it is necessary to amend Act No. 142-2016 to provide for such revised improvements;

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 May 16, 2016, entitled:

"ACT NO. 142-2016

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,932,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE CONSTRUCTION OF IMPROVEMENTS TO SCOUT FIELD ON THE BRONX RIVER RESERVATION, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,932,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,932,000 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 \$1,932,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE CONSTRUCTION OF IMPROVEMENTS TO SCOUT FIELD ON THE BRONX RIVER RESERVATION, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,932,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,932,000 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; \$1,932,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the construction of improvements to Scout Field, including conducting earthwork and grading; placement of topsoil; and to provide for additional site improvements, including but not limited to, grubbing, installation of new pathways, rehabilitation of existing pathway, masonry rehabilitation, landscaping and associated work, all as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The

estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$1,932,000. The plan of financing includes the issuance of \$1,932,000 bonds herein authorized; and any bond anticipation notes issued in anticipation of the sale of such bonds and the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness of the specific object or purpose for which said \$1,932,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 19(c) of the Law, is fifteen (15) years;

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$1,932,000. 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 \$1,932,000 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 May 16, 2016 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 \$1,932,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE CONSTRUCTION OF IMPROVEMENTS TO SCOUT FIELD ON THE BRONX RIVER RESERVATION, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,932,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,932,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (adopted on May 16, 2016 and amended on _____, 20____)

object or purpose: to finance the construction of improvements to Scout Field, including conducting earthwork and grading; placement of topsoil; and to provide for additional site improvements, including but not limited to, grubbing, installation of new pathways, rehabilitation of existing pathway, masonry rehabilitation, landscaping and associated work, 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: \$1,932,000; fifteen (15) years

Dated: _____, 20____
White Plains, New York

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



CAPITAL PROJECT FACT SHEET

Project ID:*

RBR02

CBA

Fact Sheet Date:*

07-19-2021

Fact Sheet Year:*

2021

Project Title:*

BRONX RIVER RESERVATION-
SCOUT FIELD

Legislative District ID:

15,

Category*

RECREATION FACILITIES

Department:*

PARKS, RECREATION &
CONSERVATION

CP Unique ID:

1718

Overall Project Description

This project will make improvements to the Bronx River Reservation at Scout Field, in the Village of Bronxville, and the City of Yonkers.

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	2021	2022	2023	2024	2025	Under Review
Gross	2,432	2,432	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	2,432	2,432	0	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 1,568

Current Bond Description: This request is for additional site improvements at Scout Field, including but not limited to, grubbing, installation of new pathways, rehabilitation of existing pathways, masonry rehabilitation, landscaping and associated work.

Financing Plan for Current Request:

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

SEQR Classification:

UNLISTED

Amount Requested:

0

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2001	150,000	REHABILITATION AND CONSTRUCTION OF SOCCER AND BASEBALL FIELDS; CONSTRUCTION BY LOCAL MUNICIPALITIES; RIVERBANK STABILIZATION
2008	100,000	CREATION OF A TURF ATHLETIC FIELD AND ASSOCIATED SITE WORK
2010	500,000	IMPROVEMENTS TO THE WEST BALLFIELD, CREATION OF A TURF ATHLETIC FIELD, AND ASSOCIATED SITE WORK
2016	1,682,000	CREATION OF A TURF ATHLETIC FIELD AND ASSOCIATED SITE WORK

Total Appropriation History:

2,432,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
05	133	150,000	150,000	REC. AREA IMPROVEMNTS-BRX RIVER RESERVATN
13	205	350,000	74,066	SCOUT FIELD RECREATIONAL IMPROVEMENTS ON BRONX RIVER RESERVATION IN MOUNT VERNON AND YONKERS
16	142	1,932,000	141,797	BRONX RIVER RESERVATION - SCOUT FIELD

Total Financing History:

2,432,000

Recommended By:

Department of Planning
WBB4

Date
07-23-2021

Department of Public Works
RJB4

Date
07-26-2021

Budget Department
LMY1

Date
07-26-2021

Requesting Department
KUU1

Date
07-26-2021

BRONX RIVER RESERVATION- SCOUT FIELD (RBR02)

User Department : Parks, Recreation & Conservation

Managing Department(s) : Parks, Recreation & Conservation ;

Estimated Completion Date: TBD

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

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2021	2022	2023	2024	2025	Under Review
Gross	2,432	2,432	1,564						
Non County Share			38						
Total	2,432	2,432	1,602						

Project Description

This project will make improvements to the Bronx River Reservation at Scout Field, in the Village of Bronxville, and the City of Yonkers.

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
2001	150,000	Rehabilitation and construction of soccer and baseball fields; Construction by local municipalities; Riverbank stabilization	COMPLETE
2008	100,000	Creation of a turf athletic field and associated site work	COMPLETE
2010	500,000	Improvements to the west ballfield, creation of a turf athletic field, and associated site work	COMPLETE
2016	1,682,000	Creation of a turf athletic field and associated site work	CONSTRUCTION
Total	2,432,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	2,432,000	1,520,729	911,271
Others		(37,855)	37,855
Total	2,432,000	1,482,874	949,126

**BRONX RIVER RESERVATION- SCOUT FIELD
(RBR02)**

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
133 05	150,000	11/15/07	150,000	
205 13	350,000	12/15/17	36,845	275,934
		12/15/17	6,765	
		12/15/17	57	
		12/10/18	30,399	
142 16	1,932,000	12/10/18	22,195	1,790,203
		12/10/19	68,728	
		12/10/19	13,572	
		04/30/20	37,302	
Total	2,432,000		365,863	2,066,137