

Board of Legislators Meeting Agenda



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

Monday, January 23, 2023

7:00 PM

Legislative Chambers

Regular Meeting

CALENDAR 2 (CONSENT)

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.

CALL TO ORDER

MINUTES APPROVAL

January 9, 2023 7pm Regular Meeting

PUBLIC COMMENT

Speakers_____

PUBLIC HEARING

UNFINISHED BUSINESS

I. COMMUNICATIONS

A. COUNTY EXECUTIVE

1. [2023-21](#) **ACT-Fixing Tax Distribution Tables**

AN ACT fixing the Tax Distribution Tables for the County General Fund (for County Operating Purposes and for County Share of MTA), for the County Water District No. 1, for the Refuse Disposal District No. 1 and for each of the thirteen Sanitary Sewer Districts in the County.

COMMITTEE REFERRAL: COMMITTEE ON BUDGET & APPROPRIATIONS

2. [2023-22](#) **ACT-Fixing & Determining Amounts of County Gen'l Fund Taxes**

AN ACT fixing and determining the amounts of: County General Fund taxes (for County

Operating Purposes and for County Share of MTA); the Special District Taxes; and other charges against the various towns and cities in the County of Westchester; and levying such apportioned amounts for the purposes therein set forth against such towns and cities.

COMMITTEE REFERRAL: COMMITTEE ON BUDGET & APPROPRIATIONS

SI. 3. [2023-24](#) PH-Sewer District Mod-Removal-Harrison

A RESOLUTION to set a Public Hearing on an ACT to modify the Blind Brook Sanitary Sewer District by the removal of one (1) parcel of property located in the Town of Harrison. [Public Hearing set for _____, 2023 at ____ .m.]. ACT INTRO 2023-26.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

SI. 4. [2023-25](#) ENV RES-Sewer District Mod-Removal-Harrison

AN ENVIRONMENTAL RESOLUTION determining that there will be no significant adverse impact on the environment from the removal of one (1) parcel of property from the Blind Brook Sanitary Sewer District.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

SI. 5. [2023-26](#) ACT-Sewer District Mod-Removal-Harrison

AN ACT to modify the Blind Brook Sanitary Sewer District by the removal of one (1) parcel of property located in the Town of Harrison.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

SI. 6. [2023-27](#) PH-Sewer District Mod-Removal-Mount Pleasant & New Castle

A RESOLUTION to set a Public Hearing on an ACT to modify the Saw Mill Valley Sanitary Sewer District by the removal of two (2) parcels of property located in the Town of Mt. Pleasant and two (2) parcels of property located in the Town of New Castle. [Public Hearing set for _____, 2023 at ____ .m.]. ACT INTRO: 2023-29.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

SI. 7. [2023-28](#) ENV RES-Sewer District Mod-Removal-Mount Pleasant & New Castle

AN ENVIRONMENTAL RESOLUTION determining that there will be no significant adverse impact on the environment from the removal of two (2) parcels of property located in the Town of Mt. Pleasant and two (2) parcels of property located in the Town of New Castle.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

SI. 8. [2023-29](#) ACT-Sewer District Mod-Removal-Mount Pleasant & New Castle

AN ACT to modify the Saw Mill Valley Sanitary Sewer District by the removal of two (2) parcels of property located in the Town of Mt. Pleasant and two (2) parcels of property located in the Town of New Castle.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

B. COUNTY ATTORNEY

C. LEGISLATORS

1. [2023-19](#) **HON. MARGARET A. CUNZIO - Removal from the Saw Mill Sewer District - 5 Charles Court, Chappaqua, NY**

Forwarding a Resolution from the Town of Mt. Pleasant requesting the removal of 5 Charles Court, Chappaqua, NY, from the County Saw Mill Sewer District.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

2. [2023-20](#) **HON. CATHERINE BORGIA: Appointment to Storm Water Advisory Board - Parker**

Forwarding correspondence from Chairwoman Borgia appointing Legislator Catherine Parker as the Board of Legislators ex-officio member of the Westchester County Storm Water Advisory Board for a term to commence on January 1, 2023 and to expire on December 31, 2023.

COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS

SI. 3. [2023-30](#) HON. NANCY BARR - Sewer Modification Request - 3 Mittman Rd.

Forwarding correspondence from the Town/Village of Harrison requesting removal of the property at 3 Mittman Road from the Westchester County Sewer District/Blind Brook Sewer District (maps on file with the Clerks Office).

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

SI. 4. [2023-31](#) HON. NANCY BARR - Sewer Modification Request - 1 Mittman Rd.

Forwarding a request from the Town/Village of Harrison for the removal of the property at 1 Mittman Road from the Westchester County Sewer District/Blind Brook Sewer District (maps on file with the Clerks Office).

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE

SI. 5. [2023-32](#) HON. NANCY BARR - Sewer Modification Request - 2 Mittman Rd.

Forwarding correspondence received from the Town/Village of Harrison requesting the removal of the property at 2 Mittman Road from the Westchester County Sewer District/Blind Brook Sewer District (maps on file with the Clerks Office).

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE**SI. 6. [2023-33](#) HON. NANCY BARR - Sewer Modification Request - 4 Mittman Rd.**

Forwarding correspondence from the Town/Village of Harrison requesting the removal of the property at 4 Mittman Road from the Westchester County Sewer District/Blind Brook Sewer District (maps are on file with the Clerks Office).

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT, ENERGY & CLIMATE**D. OTHERS****II. NOTICES & PETITIONS****III. STANDING COMMITTEES****1. [2022-525](#) BOND ACT-BIT4C-Employee Productivity Systems '18-'22**

A BOND ACT authorizing the issuance of ONE MILLION (\$1,000,000) DOLLARS in bonds of Westchester County to finance Capital Project BIT4C - Employee Productivity Systems 2018-2022.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION**BOND ACT _____ - 2023****VOTE _____****2. [2022-550](#) APPT-Labs & Research Board of Managers-Nowak**

A RESOLUTION appointing Krzysztof M. Nowak, MD, MBA as a member of the Westchester County Laboratories and Research Board of Managers, for the term September 12, 2022 to December 31, 2026.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS**RESOLUTION _____ - 2023****VOTE _____****3. [2022-551](#) APPT-Labs & Research Board of Managers-Davis-Lorton**

A RESOLUTION appointing Mark Davis-Lorton, MD, as a member of the Westchester County Laboratories and Research Board of Managers for the term September 12, 2022 to December 31, 2026.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS**RESOLUTION _____ - 2023****VOTE _____**

4. [2022-561](#) **BOND ACT(Amended)-SBB07-Phase I-Blind Brook WWTP Process Equip. Improves.**

A BOND ACT authorizing the issuance of SEVEN MILLION (\$7,000,000) DOLLARS in bonds of Westchester County to finance Capital Project SBB07 (Unique ID: 2083) - Blind Brook Waste Water Treatment Plant - Process Equipment Improvements - Phase 1.

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

BOND ACT _____ - 2023 VOTE _____

5. [2022-562](#) **BOND ACT-SBB07-Phase II-Blind Brook WWTP Process Equip. Improves.**

A BOND ACT authorizing the issuance of THREE MILLION (\$3,000,000) DOLLARS in bonds of Westchester County to finance Capital Project SBB07 (Unique ID: 2083) - Blind Brook Waste Water Treatment Plant - Process Equipment Improvements - Phase II.

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

BOND ACT _____ - 2023 VOTE _____

6. [2022-564](#) **BOND ACT-SW022-Sewer District Heavy Equipment Replacement**

A BOND ACT authorizing the issuance of SIX HUNDRED THOUSAND (\$600,000) DOLLARS in bonds of Westchester County to finance Capital Project SW022 (Unique ID: 2085) - Sewer District Heavy Equipment Replacement.

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

BOND ACT _____ - 2023 VOTE _____

7. [2022-566](#) **BOND ACT-SY026-Yonkers Joint WRRF Structural Rehabilitation**

A BOND ACT authorizing the issuance of SEVENTEEN MILLION, ONE HUNDRED THOUSAND (\$17,100,000) DOLLARS in bonds of Westchester County to finance Capital Project SY026 (Unique ID: 2080) - Yonkers Joint WRRF Structural Rehabilitation.

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

BOND ACT _____ - 2023 VOTE _____

8. [2022-575](#) **REAPPT-Westchester County Storm Water Advisory Board-Seligson**

A resolution reappointing Nancy Seligson to the Westchester County Storm Water Advisory Board for a term to commence on January 1, 2022 and to expire on December 31, 2023.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

RESOLUTION _____ - 2023 VOTE _____

9. [2022-587](#) APPT-Board of Plumbing Examiners-Bartolini

A RESOLUTION appointing Christopher Bartolini as the Code Enforcement Official for the Westchester County Board of Plumbing Examiners for the term October 31, 2022 to December 31, 2025.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

RESOLUTION _____ - 2023 VOTE _____

10. [2022-588](#) APPT-Community Services Board-Haagen

A RESOLUTION appointing Elaine K. Haagen as the Psychiatrist representative member of the Westchester County Community Services Board for the term October 31, 2022 to December 31, 2025.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

RESOLUTION _____ - 2023 VOTE _____

11. [2022-589](#) REAPPT-Police Board-Wishnie

A RESOLUTION appointing Hon. Richard Wishnie as a member of the Westchester County Police Board for the term October 31, 2022 to December 31, 2023.

SUBMITTED BY: COMMITTEE ON APPOINTMENTS

RESOLUTION _____ - 2023 VOTE _____

12. [2023-5](#) BOND ACT-BIT 50-Acquisition and Installation of Servers and Related Equipment for the Dept. of IT

A BOND ACT authorizing the issuance of SEVEN HUNDRED FIFTY THOUSAND (\$750,000) DOLLARS in bonds of Westchester County to finance Capital Project BIT 50 - acquisition and installation of servers and related equipment, software and implementation services for the Department of Information of Technology.

SUBMITTED BY: BUDGET & APPROPRIATIONS AND PUBLIC WORKS & TRANSPORTATION

BOND ACT _____ - 2023 VOTE _____

13. [2023-8](#) BOND ACT-BIT6D, BIT9A, BIT29, BIT45, BIT47, BIT53, BIT54

A BOND ACT authorizing the issuance of SEVEN MILLION (\$7,000,000) DOLLARS in bonds of Westchester County to finance the following seven (7) capital projects for the Department of Information Technology: BIT6D-Purchase of Computer Equipment 2021-2025, BIT9A-Geographic Information Systems, BIT29-Data Center Upgrade, BIT45-Building Access Control and Video Surveillance Systems Upgrade, BIT47-Network and Security Infrastructure Upgrades 2020-2024, BIT53-Business Continuity and Disaster Recovery, BIT54-Critical Communication Logging System Replacement 2021-2025.

SUBMITTED BY: BUDGET & APPROPRIATIONS AND PUBLIC WORKS &

TRANSPORTATION**BOND ACT _____ - 2023****VOTE _____****14. [2023-15](#) IMA-E-911 Service-45 Municipalities**

AN ACT to authorize the County of Westchester to enter into Intermunicipal Agreements with 45 local municipalities to implement and operate Enhanced 911 service and to address any liability issues associated with the operation thereof.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

ACT _____ - 2023**VOTE _____****[SI. 15.2022-526](#) IMA-Putnam Northern Westchester BOCES-Project BRIGHT**

AN ACT authorizing the County of Westchester to amend an inter-municipal agreement with Putnam Northern Westchester BOCES (the "BOCES") pursuant to which BOCES agreed to coordinate a portion of the Bureau of Justice Assistance's STOP School Violence Prevention and Mental Health Training Program in order to extend the term of the IMA through September 30, 2023 and increase the not-to-exceed amount by \$40,000.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

ACT _____ - 2023**VOTE _____****[SI. 16.2022-527](#) ACT-Municipal Mutual Aid & Assistance Agrmnt.-Municipalities, etc.**

AN ACT authorizing the County of Westchester to enter into a multi-party Municipal Mutual Aid and Assistance Agreement with Suffolk County, Nassau County, the City of New York and New Jersey for the purpose of coordinating the sharing of Major Emergency Transportation Unit ("METU") program resources, personnel and equipment in the event of a local disaster or other emergency.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

ACT _____ - 2023**VOTE _____****[SI. 17.2022-577](#) IMA(Amend)-School Resource Officer-Hendrick Hudson School District**

AN ACT authorizing the County of Westchester to amend an intermunicipal agreement with the Hendrick Hudson School District whereby the County agreed to assign one (1) regularly employed uniformed police officer to act as the School Resource Officer for the District for a five (5) year term commencing in September, 2018, by assigning one (1) additional School Resource Officer to the District beginning in September, 2022 and for the remainder of the

IMA term.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

ACT _____ - 2023

VOTE _____

SI. 18.2022-578 IMA-Prisoner Transportation-New Rochelle

AN ACT authorizing the County of Westchester to enter into an Intermunicipal Agreement with the City of New Rochelle in order to provide reimbursement for prisoner transportation to the Westchester County Jail.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

ACT _____ - 2023

VOTE _____

SI. 19.2022-579 IMA-Prisoner Transportation-Yonkers

AN ACT authorizing the County to enter into an Intermunicipal Agreement with the City of Yonkers in order to provide reimbursement for prisoner transportation to the Westchester County Jail.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

ACT _____ - 2023

VOTE _____

SI. 20.2022-580 IMA-Prisoner Transportation-Peekskill

AN ACT authorizing the County to enter into an Intermunicipal Agreement with the City of Peekskill in order to provide reimbursement for prisoner transportation to the Westchester County Jail.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

ACT _____ - 2023

VOTE _____

SI. 21.2022-581 IMA-Prisoner Transportation-Mount Vernon

AN ACT authorizing the County of Westchester to enter into an Intermunicipal Agreement with the City of Mount Vernon in order to provide reimbursement for prisoner transportation to the Westchester County Jail.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

ACT _____ - 2023

VOTE _____

SI. 22.2022-582 **IMA-Prisoner Transportation-Greenburgh**

AN ACT authorizing the County of Westchester to enter into an Intermunicipal Agreement with the Town of Greenburgh in order to provide reimbursement for prisoner transportation to the Westchester County Jail.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

ACT _____ - 2023

VOTE _____

SI. 23.2022-585 **BOND ACT(Amended)-BPL26-2001-Flood Mitigation**

A BOND ACT (Amended) authorizing the issuance of additional bonds of Westchester County in the amount of ONE MILLION, FIVE HUNDRED THOUSAND (\$1,500,000) DOLLARS to finance a component of Capital Project BPL26 - Flood Mitigation.

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

BOND ACT _____ - 2023

VOTE _____

SI. 24.2022-586 **IMA (Amend)-Flood Mitigation-Village of Mamaroneck**

AN ACT authorizing the County of Westchester to amend the existing intermunicipal agreement with the Village of Mamaroneck in order to increase the County's contribution toward a flood mitigation project.

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

ACT _____ - 2023

VOTE _____

SI. 25.2022-601 **IMA-School Resource Officer-Katonah-Lewisboro School District**

AN ACT authorizing the County of Westchester to enter into an inter-municipal agreement with the Katonah-Lewisboro School District whereby the County will assign one (1) uniformed police officer to act as a School Resource Officer for the District at the John Jay High School, the John Jay Middle School, and upon request at the Increase Miller Elementary School, the Katonah Elementary School, and the Meadow Pond Elementary School.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

ACT _____ - 2023

VOTE _____

SI. 26.2022-602 **IMA-Justice Assistance Grant-Yonkers**

AN ACT to authorize the County of Westchester to enter into a four-year inter-municipal agreement with the City of Yonkers for the administration of the Edward Byrne Memorial Justice Assistance Grant for 2022.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY

ACT _____ - 2023

VOTE _____

SI. 27.2023-4 **BOND ACT-A0134, A0138, A0140-Various Capital Projects-Westchester County Airport**

A BOND ACT authorizing the issuance of FOUR MILLION, FIFTY THOUSAND (\$4,050,000) DOLLARS in bonds of Westchester County to finance the following three (3) capital projects at the Westchester County Airport: A0134-HVAC Upgrades, Terminal Bldg., A0138-Ramp Service Equipment and A0140-Electrical, Data and Security Systems Upgrades.

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

BOND ACT _____ - 2023

VOTE _____

SI. 28.2023-23 **ACT - Opioid Settlement (Teva and its distributor Anda)**

AN ACT authorizing the County of Westchester to settle the claims against Teva and its distributor Anda in an adversary proceeding filed in the Supreme Court of the State of New York, titled the County of Westchester v. Purdue Pharma, et al.

SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS, HEALTH AND LAW & MAJOR CONTRACTS

ACT _____ - 2023

VOTE _____

IV. SPECIAL ORDERS

MOTIONS, RESOLUTIONS & CALL OF THE DISTRICTS

1. 2023-18 Memorial Resolutions 2-2023

HON. MARGARET A. CUNZIO: Frank Patané Jr., Charles G. DiGiacomo, Anna R. Canora, Gordon "Gordo" C. Krueger, Chanram Rosenow, Alfonso G. Dorio, Robert Anthony Zevola, Robert Joseph Treco, Jr., Frances Eileen Hill

HON. DAVID TUBIOLO: Mary Forlini, Sal Petraglia

HON. CHRISTOPHER JOHNSON: Carolyn Barksdale

HON. JEWEL WILLIAMS JOHNSON: Janet Payne Kuney, Leon Jones, Jacqueline Tilford

ADJOURNMENT

Next Meeting: February 6, 2023 at 7pm



George Latimer
County Executive

January 17, 2023

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

Members of the Board of Legislators:

As you know, on December 12, 2022, your Honorable Board adopted Act No. 161 of 2022 establishing the 2023 Westchester County budget and the County General Fund and Special District Taxes for 2023.

Transmitted herewith for your consideration is a proposed Act prepared by the Westchester County Commissioner of Finance, pursuant to Section 119.21(12) of the Westchester County Charter and Section 283.201 of the Westchester County Tax Law, which if adopted by your Honorable Board would authorize the County of Westchester ("County") to fix the tax distribution spreadsheets apportioned for the County General Fund (for County Purposes and for County Share of MTA), for County Water District No. 1, for the Refuse Disposal District No. 1, each of the thirteen Sanitary Sewer Districts in the County, and any adjustments thereto, for the year 2023.

Also transmitted for your consideration is a second proposed Act which, if adopted by your Honorable Board, would authorize the County to determine the amounts of County taxes to be levied against the towns and cities together with County Tax Warrants for the collection of such taxes for the year 2023.

The Planning Department has advised that this is not an action subject to the State Environmental Quality Review Act. Accordingly, no further review is required. Please refer to the annexed memorandum from the Department of Planning dated January 12, 2023, which is on file with the Clerk of the Board of Legislators. As you know, your Honorable Board may use such expert advice to make its own conclusion.

The proposed Acts, tax spreadsheets, and County Tax Warrants are hereby submitted and the adoption of such Acts is recommended.

Sincerely,

A handwritten signature in blue ink, appearing to read "George Latimer", written in a cursive style.

George Latimer
County Executive

Enclosures

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

Your Committee is in receipt of a proposed Act prepared by the Westchester County Commissioner of Finance, pursuant to Section 119.21(12) of the Westchester County Charter and Section 283.201 of the Westchester County Tax Law, which if adopted by your Honorable Board, would authorize the County of Westchester ("County"), acting by and through its Department of Finance ("Department"), to fix the tax distribution tables apportioned for the County General Fund (for County Purposes and for County Share of MTA), for County Water District No. 1, for the Refuse Disposal District No. 1, each of the thirteen Sanitary Sewer Districts in the County, and any adjustments thereto, for year 2023.

Your Committee is also in receipt of another proposed Act, which if adopted by your Honorable Board, would authorize the County to determine the amounts of County taxes (for County Purposes and for County Share of MTA) and for Special District taxes and other charges against the various towns and cities in the County of Westchester, and adjustments thereto, and levying such apportioned amounts for the purposes therein set forth against such towns and cities for year 2023.

Your Committee is further advised by the Planning Department that this is not an action subject to the State Environmental Quality Review Act. Therefore, no further environmental review is required. Please refer to the annexed memorandum from the Department of Planning dated January 12, 2023, which is on file with the Clerk of the Board of Legislators. Your Committee concurs with this conclusion.

An affirmative vote of a majority of the voting strength of your Honorable Board is required for approval of the attached proposed Acts.

After a thorough examination of both of the above-cited Acts, your Committee recommends their adoption.

Dated: _____, 2023
White Plains, New York

COMMITTEE on

FISCAL IMPACT STATEMENT

SUBJECT: 2023 Real Property Tax Warrants

☐ NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

SECTION A - FUND

X	GENERAL FUND
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☐ AIRPORT FUND

☒ SPECIAL DISTRICTS FUND

SECTION B - EXPENSES AND REVENUES

Total Current Year Expense \$ -

Total Current Year Revenue	\$	724,159,047
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Source of Funds (check one): ☐ Current Appropriations ☐ Transfer of Existing Appropriations

☐ Additional Appropriations

☒ Other (explain)

Identify Accounts: 101-9012 General Operating Fund; Various Special Districts Funds 9012

Annual Westchester County Property Tax Levies

Potential Related Operating Budget Expenses:

Annual Amount

Describe:

Potential Related Operating Budget Revenues:

Annual Amount 724,159,047

Describe: 2023 County Tax Warrants for General Fund Operations, Refuse Disposal

District #1 , Water District # 1 and 13 Westchester Sewer District Funds.

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

Current Year: _____

Next Four Years: _____

Prepared by: Cesar Vargas

Title: First Deputy Commissioner

Department: Finance


Date: January 10, 2023

Reviewed By:

Budget Director

Date:

TO: George Latimer, County Executive
Kenneth Jenkins, Deputy County Executive
John Nonna, County Attorney

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

DATE: January 12, 2023

SUBJECT: **ACTIVITIES NOT SUBJECT TO STATE ENVIRONMENTAL QUALITY REVIEW**

As required by the New York State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617 ("SEQR"), the Board of Legislators ("BOL") is the body that must assess the environmental significance of all actions that the BOL has discretion to approve, fund or directly undertake. The Planning Department has historically conducted the necessary environmental review for the BOL to undertake its responsibility under SEQR. Additionally, contracts going before the Board of Acquisition and Contracts ("BAC") must be reviewed for conformance with SEQR.

Pursuant to Section 617.2(b) of SEQR, "Actions" are defined as:

- (1) projects or physical activities, such as construction or other activities that may affect the environment by changing the use, appearance or condition of any natural resource or structure, that:
 - (i) are directly undertaken by an agency; or
 - (ii) involve funding by an agency; or
 - (iii) require one or more new or modified approvals from an agency or agencies;
- (2) agency planning and policy making activities that may affect the environment and commit the agency to a definite course of future decisions;
- (3) adoption of agency rules, regulations and procedures, including local laws, codes, ordinances, executive orders and resolutions that may affect the environment; and
- (4) any combinations of the above.

As part of the Planning Department's ongoing review of its processes, we are streamlining the process for SEQR review and related document preparation for the BOL and BAC. The most effective method to achieve a more timely SEQR review is to create a list of categories of activities **that do not meet the definition of an "action"** as defined in SEQR. This list (attached) references activities that are routine and which do not change the use, appearance or condition of any natural resource or structure, nor do they involve policies or regulations that may affect the environment. The creation of this list in no way eliminates the BOL's or BAC's

responsibilities under SEQR. Rather, it establishes a workflow for items that are routine and do not, under the law, require environmental review.

Accordingly, the Planning Department advises that no environmental review is required and no SEQR documentation is necessary for submission with BOL legislation or with resolutions or contracts requiring BAC approval regarding activities on the attached list.

County departments and agencies may reference this memorandum in the legislation in order to document compliance with SEQR for actions listed herein. As such, this memorandum should be kept on file with the Clerk of the Board of Legislators. Legislation should include a statement similar to the following: "The proposed project does not meet the definition of an action under New York State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617. Please refer to the memorandum from the Department of Planning dated January 12, 2022, which is on file with the Clerk of the Board of Legislators."

This memorandum will be distributed to all Commissioners as part of County operations.

Please contact me if you have any questions.

Att.

cc: Malika Vanderberg, Clerk and Chief Administrative Officer to the Board of Legislators
Joan McDonald, Director of Operations
Andrew Ferris, Chief of Staff
Steve Bass, Director of Intergovernmental Relations
Paula Friedman, Assistant to the County Executive
Stacey Dolgin-Kmetz, Chief Deputy County Attorney
Tami Altschiller, Assistant Chief Deputy County Attorney
Norma Drummond, Commissioner of Planning

**ACTIVITIES THAT DO NOT MEET THE DEFINITION OF AN “ACTION”
PURSUANT TO SEQR AND ARE, CONSEQUENTLY, NOT SUBJECT TO SEQR**

1. BUDGETS AND AMENDMENTS

- Municipal budgets and amendments to them – The budgeting process merely sets aside funds without a commitment to their expenditure. Operating expenditures are typically for government-related activities that would also not meet the definition of an action. Even the establishment of the Capital Budget is not subject to SEQR because many of the capital projects are usually not definitive enough with respect to potential impacts to be reviewable at the time the budget is adopted. However, any subsequent authorization, such as bonding, to undertake a particular capital project is an action that requires SEQR compliance before it may be approved.
- The transfer of funds within the County operating and capital budgets for the purpose of balancing accounts – It is understood that these actions are purely budgetary, where accounts with excess funds are moved to accounts with existing or anticipated deficits. It is further understood that the activities covered by these accounts have either already occurred or been reviewed in accordance with SEQR, are Type II actions or actions that are not subject to SEQR, or are actions that will require future approval prior to being undertaken, at which time further SEQR review may be appropriate.
- Rescissions or reduction of bond acts to cancel unspent funds.

2. SERVICES

- Consultant services – Contracts or agreements that provide for administrative services, training, reports for Boards and Commissions, but not including studies or design of physical improvements, which has been listed under SEQR as Type II.
- Social Services – Actions or agreements that provide services to persons in need, such as employment assistance, family/domestic intervention and respite care.
- Youth services – Actions or agreements that provide for youth services, such as a Resource Allocation Plan, Invest-in-Kids Program, after-school programs, camp programs and head-start programs.
- Senior programs & services – Actions or agreements that provide for services to seniors, such as provision of information/education, home care, nutrition & transportation assistance, caregiver support, and acceptance of federal and state grants providing for such services (e.g., OAA Title III grants and NYSOFA grants, including CSE, CSI, CRC, EISEP, NYSTP, WIN & NSIP).
- Public Safety services – programs that promote public safety, such as STOP-DWI, Police Night Out, and intermunicipal agreements (IMAs) for shared training, equipment and response to emergencies, including E-911.
- Fire services – Fire district IMAs for shared training, equipment and response to emergencies.
- Legal services – Contracts for outside counsel, litigation or associated monetary settlements.

- Medical Services – Contracts with medical providers for medical examinations, testing, vaccinations or medical treatment of County employees or the public.
- Mental Health Services – Contracts with agencies to provide treatment, services or education related to mental health.

3. PERSONNEL MATTERS

- Actions related to employment or employees.
- Contracts for temporary staff assistance.
- Legislation pertaining to establishment and membership of boards and commissions.

4. FINANCES

- Tax Anticipation Notes.
- Bond acts to finance tax certiorari payments.
- Banking contracts/agreements for money management services.
- Mortgage tax receipts disbursements (County Clerk).
- Refinancing of affordable housing mortgages.
- Payment in Lieu of Taxes (PILOT) agreements.

5. LAWS

- New laws or amendments of existing laws that regulate the sale or use of products for the protection of public health.
- New laws or amendments of existing laws that regulate businesses for the protection of consumers.
- Pertaining to consumer protection, not including professional licensing, which have been classified as Type II.
- Pertaining to animal welfare, excluding regulations involving habitat management.
- Pertaining to public safety.
- Pertaining to taxation, such as establishment of new taxes or tax exemptions.
- Pertaining to establishment or modification of fees.
- Pertaining to notices, publications and record keeping.
- Pertaining to hiring or contracting procedures.
- Pertaining to the functioning of County government, such as term limits, board appointments, etc. that do not impact the environment.

6. MISCELLANEOUS

- Amendments to existing agreements for changes in name or consultants.
- Education/training programs, contracts for clinical instruction.
- Prisoner Transport IMAs.
- Tourism Promotion Agency designation.
- Software licenses.

- IMAs for temporary housing in existing facilities (homeless, inmate, troubled youths, domestic violence victims).
- Naming or renaming of streets, buildings, parks or other public facilities.

WCDP
JAN 2023

ACT NO. - 2023

AN ACT fixing the Tax Distribution Tables for the County General Fund (for County Operating Purposes and for County share of MTA), for the County Water District No. 1, for the Refuse Disposal District No. 1, and for each of the thirteen Sanitary Sewer Districts in the County.

WHEREAS, the Westchester County Tax Commission heretofore, by its report dated December 15, 2022, presented the 2022 Westchester County Equalization Table with percentages of total full value for the cities and towns of the County of Westchester ("County"); and

WHEREAS, the same percentages are applicable to the Special Districts in the County;

NOW THEREFORE, BE IT ENACTED by the County Board of Legislators of the County of Westchester, as follows:

Section 1. That the share to be paid by each town and city of the County is hereby fixed and determined as set forth in the aforesaid tables annexed hereto and made part hereof.

§2. That the amount of tax to be collected from each such town and city in said tables set forth, is hereby levied against each such town and city.

§3. This Act shall take effect immediately.

2022 WESTCHESTER COUNTY EQUALIZATION TABLE

MUNICIPALITY	COUNTY TAXABLE ASSESSED VALUE	COUNTY RATE	COUNTY FULL VALUE (\$)	% OF TOTAL FULL VALUE
City of Mount Vernon	146,798,509	2.01	7,303,408,408	3.477889%
City of New Rochelle	265,446,478	2.18	12,176,443,945	5.798432%
City of Peekskill	63,952,053	2.58	2,478,761,744	1.180388%
City of Rye	147,990,380	1.47	10,067,372,789	4.794091%
City of White Plains	285,451,553	2.58	11,064,013,682	5.268692%
City of Yonkers	460,629,675	1.90	24,243,667,105	11.544853%
Town of Bedford	598,142,448	9.31	6,424,730,913	3.059462%
Town of Cortlandt	110,251,909	1.34	8,227,754,403	3.918063%
Town of Eastchester	101,193,780	1.03	9,824,638,835	4.678500%
Town of Greenburgh	23,259,500,986	100.00	23,259,500,986	11.076192%
Town of Harrison	125,458,977	1.29	9,725,502,093	4.631292%
Town of Lewisboro	295,692,010	8.18	3,614,816,748	1.721378%
Town of Mamaroneck	10,847,823,701	100.00	10,847,823,701	5.165742%
Town of Mount Kisco	292,044,800	15.08	1,936,636,605	0.922228%
Town of Mount Pleasant	143,492,395	1.21	11,858,875,620	5.647206%
Town of New Castle	1,068,298,871	16.75	6,377,903,707	3.037163%
Town of North Castle	121,647,302	1.94	6,270,479,485	2.986007%
Town of North Salem	1,577,801,308	100.00	1,577,801,308	0.751350%
Town of Ossining	5,774,183,832	100.00	5,774,183,832	2.749671%
Town of Pelham	3,860,510,884	100.00	3,860,510,884	1.838378%
Town of Pound Ridge	377,519,244	16.06	2,350,680,224	1.119396%
Town of Rye	8,854,287,948	100.00	8,854,287,948	4.216419%
Town of Scarsdale	9,118,676,329	87.55	10,415,392,723	4.959818%
Town of Somers	500,168,829	10.81	4,626,908,686	2.203337%
Town of Yorktown	131,883,997	1.93	6,833,367,720	3.254055%
TOTALS	68,528,848,198		209,995,464,095	100.00%

WESTCHESTER COUNTY TAX COMMISSION


P. Matthew Bonanni, Commissioner

12/12/22
Date


Barry Fertel, Esq., Commissioner

12/12/22
Date


Sadie McKeown, Commissioner

12/15/22
Date


Mary Beth Murphy, Commissioner

12/14/22
Date

ACT NO. - 2023

AN ACT fixing and determining the amounts of: County General Fund taxes (for County Operating Purposes and for County share of MTA); the Special District Taxes; and other charges against the various towns and cities in the County of Westchester; and levying such apportioned amounts for the purposes therein set forth against such towns and cities.

WHEREAS, the County Board of Legislators of the County of Westchester has duly adopted the County Budget and various District Budgets and charges for the fiscal year 2023 as follows:

County of Westchester:

Metropolitan Transportation Authority	\$ 31,997,839	
Metropolitan Commuter Transportation Mobility Tax	1,714,000	
County Operating Purposes	508,484,388	
Total County Taxes Levy		542,196,227
Blind Brook Sanitary Sewer District		8,554,556
Bronx Valley Sanitary Sewer District		26,803,145
Central Yonkers Sanitary Sewer District		1,917,576
Hutchinson Valley Sanitary Sewer District		7,749,390
Mamaroneck Valley Sanitary Sewer District		18,745,710
New Rochelle Sanitary Sewer District		17,436,235
North Yonkers Sanitary Sewer District		5,468,048
Ossining Sanitary Sewer District		4,258,508
Peekskill Sanitary Sewer District		5,569,303
Port Chester Sanitary Sewer District		3,464,002
Saw Mill Valley Sanitary Sewer District		16,784,782
South Yonkers Sanitary Sewer District		2,224,403
Upper Bronx Valley Sanitary Sewer District		1,522,007
County Water District No. 1		4,098,623
Refuse Disposal District No. 1		57,366,532

WHEREAS, the December 15, 2022 report of the Westchester County Tax Commission has been duly filed with the County Board of Legislators; and

WHEREAS, the foregoing amounts have been fixed and determined by the County Board of the County of Westchester, as the amounts necessary to be raised for the purposes therein set forth; and

NOW THEREFORE, BE IT ENACTED by the County Board of Legislators of the County of Westchester, as follows:

Section 1. That each and every one of the aforesaid amounts be and the same are hereby levied against the property within the District or tax division from which said amounts are to be raised.

§2. That aforesaid amounts, heretofore or hereby levied, are hereby apportioned against the towns and cities of the County in the apportioned amounts hereinafter specified and for the special purpose hereinafter indicated and the total amount so levied against each of said towns and cities shall be paid to the Commissioner of Finance of the County of Westchester, and shall be applied to and for the purpose hereinafter specified.

§3. That the Chairman of the Board be and is hereby authorized and directed to issue for and on behalf of this Board, a certificate of such apportionment and levy as provided by law, and the Clerk of the Board be and is hereby authorized and directed to attest the same as required by law.

§4. That the Clerk of the Board be and is hereby authorized and directed, as provided by law, to deliver certified copies of this Act and apportionment to each of said towns and cities.

§5. This Act shall take effect immediately.

**ACT NO. 161 of 2022 (As Amended)
(Corrected)**

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

Your Committee on Budget and Appropriations is in receipt of a transmittal from the County Executive of his proposed 2023 County Budget and Budget Act making appropriations and levying real property taxes for the support of County Government for the year Two Thousand Twenty-Three.

The Department of Budget has advised that this legislation is necessary for the conduct of County Government for the fiscal year beginning January 1, 2023.

Therefore, the Committee recommends the adoption of the attached Budget Act making appropriations and levying real property taxes for the support of County Government for the year Two Thousand Twenty-Three.

ACT NO. 161 of 2022 (As Amended)
(Corrected)

AN ACT adopting the County Budget and making appropriations and levying real property taxes for the conduct of the County Government for the year Two Thousand Twenty-Three.

Be it enacted by the Board of Legislators of the County of Westchester as follows:

Section 1. The accompanying County Budget including the current plan and the capital program for the County of Westchester and the several districts therein, as listed below, is hereby adopted for the fiscal year Two Thousand and Twenty-Three:

County of Westchester	
Environmental Facilities, Department of	Saw Mill Valley Sanitary Sewer District
Blind Brook Sanitary Sewer District	South Yonkers Sanitary Sewer District
Bronx Valley Sanitary Sewer District	Upper Bronx Valley Sanitary Sewer District
Central Yonkers Sanitary Sewer District	North Yonkers Pump Station
Hutchinson Valley Sanitary Sewer District	Joint Treatment Plant (Yonkers)
Mamaroneck Valley Sanitary Sewer District	Water Agency
New Rochelle Sanitary Sewer District	County Water District No. 1
North Yonkers Sanitary Sewer District	County Water District No. 2
Ossining Sanitary Sewer District	County Water District No. 3
Peekskill Sanitary Sewer District	County Water District No. 4
Port Chester Sanitary Sewer District	Refuse Disposal District No. 1

Section 2. During the Calendar Year 2023, the Commissioner of Finance shall verify and provide the Board of Legislators quarterly with a statement of the County's cash flow for the General Fund.

Section 3. The several amounts specified in the above mentioned budget under the column heading "Allowed 2023" or so much of such amount as shall be sufficient to accomplish the purposes designated are hereby appropriated for such purposes under the following general classifications:

Personal Service (Code 100 and 101)
Purchase of Equipment (Code 200)
Materials and Supplies (Code 300)
Expenses (Code 400 and 599)
Relief (Code 501)
County Debt Service (Agency 51)

Miscellaneous (Agency 52)
Capital Projects

Section 4. Within 30 days after the close of the Second Quarter and the Fourth Quarter for the Calendar Year 2023, the Commissioner of Finance shall verify and provide the Board of Legislators with:

- (i) A combined statement of the County's cash balances for all accounts
- (ii) A statement of the County's cash balances for all enterprise funds

Section 5. With respect to the Executive Branch of County government, the positions shown in the budget are hereby authorized, created and/or continued and the number appearing on the line items of the positions shall be the number of positions under such title.

Section 6. All elective officers, appointive officers and other positions are to be paid at salaries set in accordance with the provisions of the personnel rules and amendments thereto adopted by this Board and with respect to the Executive Branch of County government, may be filled only in accordance with procedures approved by the County Executive.

Section 7. Where personal service is required to accomplish the intended purpose of an appropriation, such personal service may be employed in accordance with the provision of the personnel rules and amendments thereto adopted by the Board, when approved and allocated by the Budget Director as appropriate.

Section 8. Where personnel are employed under a trust or grant, such employment shall terminate at the expiration of the funds provided by the trust or grant.

Section 9. The Commissioner of Finance is hereby authorized to advance from funds on hand to Year 2023 Budget accounts such amounts as may be required, pending receipt of taxes and/or other revenues.

Section 10. Transfer of appropriations between departments and transfer of appropriations between a department and the Miscellaneous Budget are made upon the prior recommendation of the County Executive with the prior authorization of the County Board of Legislators.

Section 11. Transfer of appropriations between general classifications of expenditures within the same department and transfers of appropriations between account lines in the Miscellaneous Budget are made with the prior authorization of the County Executive on the recommendation of the Budget Director and with the prior approval of the Committee of the County Board designated by resolution of such Board.

Section 12. The "Trusts" section presented after the operating budget of a department is provided for informational purposes only. Adoption of this budget act shall not be considered to be acceptance of any grant requiring the expenditure of County funds.

Section 13. The invalidity of any provisions, paragraphs, or portions of this Act shall have no effect upon the validity of any other part or portion hereof. Should any provision(s) of this Act be held by a court of competent jurisdiction to be invalid or for any reason unenforceable, the remainder shall nonetheless be of full force and effect.

Section 14. The amounts of the County and Special District Taxes for 2023 resulting from the County Budget are hereby fixed and determined as indicated below:

County of Westchester:		
Metropolitan Transportation Authority	31,997,839	
Metropolitan Commuter Transportation Mobility Tax	1,714,000	
County Operating Purposes	508,484,388	
Total County		542,196,227

Special Districts:

Blind Brook Sanitary Sewer District	8,554,556
Bronx Valley Sanitary Sewer District	26,803,145
Central Yonkers Sanitary Sewer District	1,917,576
Hutchinson Valley Sanitary Sewer District	7,749,390
Mamaroneck Valley Sanitary Sewer District	18,745,710
New Rochelle Sanitary Sewer District	17,436,235
North Yonkers Sanitary Sewer District	5,468,048
Ossining Sanitary Sewer District	4,258,508
Peekskill Sanitary Sewer District	5,569,303
Port Chester Sanitary Sewer District	3,464,002
Saw Mill Valley Sanitary Sewer District	16,784,782
South Yonkers Sanitary Sewer District	2,224,403
Upper Bronx Valley Sanitary Sewer District	1,522,007
County Water District No. 1	4,098,623
Refuse Disposal District No. 1	57,366,532

Section 15. The foregoing amounts are hereby levied and assessed upon the real property liable therefore in the County, and in the several special districts indicated.

Section 16. This ACT shall take effect immediately.

DATED: December _____, 2022
White Plains, New York



**COMMITTEE ON BUDGET AND APPROPRIATIONS REPORT
CONCERNING THE 2023 COUNTY BUDGET (Final Report)**

December 9, 2022

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

RECEIVED
2022 DEC -9 AM 11:30

Honorable Colleagues:

On October 14, 2022, County Executive George Latimer forwarded his proposed 2023 County Capital Budget and on November 10, 2022 forwarded his proposed 2023 County Operating and Special Districts Budgets to the Committee on Budget & Appropriations. The Budget & Appropriations Committee of this Honorable Board has devoted full attention to analyze and discuss them.

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 allowing both in-person and remote participation via Webex. The Budget & Appropriations Committee has held two in-person Public Input Sessions, the first on November 16, 2022, at 7pm, at the New Rochelle Public Library, and the second on November 30, 2022, at 7pm, at the Chappaqua Performing Arts Center. The Committee also held a public hearing, as required by the County's Charter, on Wednesday, December 7, 2022, at 7pm. The hearing was attended by concerned residents who were able to comment both in-person, and via the County Board's Webex video conference system. In addition, the Budget & Appropriations Committee has benefited from the testimony of Commissioners and heads of major departments, as well as from analysis of the proposed budgets by the Citizens' Budget Advisory Committee and by our auditors.

On Monday, December 5, 2022, pursuant to Section 167.81 of the Westchester County Charter as amended by Local Law 8-1994, the Committee on Budget & Appropriations filed a memorandum of proposed additions to the proposed 2023 Budgets.

The Board of Legislators will continue to debate the legally required balanced budgets for 2023. We are committed to continuing to find the balance between investment in our residents, services and infrastructure while stabilizing the tax levy.

Your Committee finds that amounts appropriated in the 2023 County Budgets pursuant to the policies of this Board are for the purposes of performing the operations of the County and providing essential services to County residents. Therefore, the Budget & Appropriations Committee offers the attached amendments at this time.

Dated: December 9, 2022
White Plains, New York

Vedat Pashni
Dedrick
Humbert Bullington
H. J. R.
Tyrone
Damon Maher

Committee on Budget & Appropriations

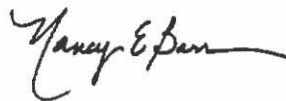
Dated: December 9, 2022

White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below

Committee(s) on:

Budget & Appropriations

A handwritten signature in black ink, appearing to read "Catharine By".A handwritten signature in black ink, appearing to read "Nancy E. Pan".

Catherine F. Parker

**Westchester County
2023 Budget Deletions**

2023 OPERATING BUDGET DELETIONS LIST

DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
2023 OPERATING BUDGET REVENUE DELETIONS			
COUNTY CLERK (21)	101 21 0300	9127 County Clerk Various Additional Revenues	\$440,000
SOCIAL SERVICES (22)	101 22 8980	9723 Safety Net (Non-Homeless)	\$319,000
SOCIAL SERVICES (22)	101 22 8980	9723 Safety Net (Homeless)	\$37,700
SOCIAL SERVICES (22)	101 22 8900	9745 Emergency Assistance to Adults	\$130,000
SOCIAL SERVICES (22)	101 22 8900	9820 Emergency Assistance to Families & Children	\$510,000
SOCIAL SERVICES (22)	101 22 8900	9806 TANF/Family Assistance-Federal (Non-Homeless)	\$670,000
SOCIAL SERVICES (22)	101 22 8900	9806 TANF/Family Assistance-Federal (Homeless)	\$670,000
SOCIAL SERVICES (22)	101 22 8980	9718 Child Welfare - State Aid	\$978,000
SOCIAL SERVICES (22)	101 22 8980	9815 Child Welfare - Federal Aid	\$790,300
HEALTH (27)	101 27 2700	9705 Children with Special Needs -State Aid	\$790,000
MISCELLANEOUS REVENUES (52)	101 52 1000	9031 County Mortgage Tax	\$500,000
TOTAL 2023 OPERATING BUDGET REVENUE DELETIONS			\$5,835,000

2023 OPERATING BUDGET APPROPRIATION DELETIONS

DEPARTMENT OF SOCIAL SERVICES (22)			
SOCIAL SERVICES (22)	101 22 8900	5630 Emergency Assistance to Families & Children (Non-Homeless)	\$250,000
SOCIAL SERVICES (22)	101 22 8900	5635 Emergency Assistance to Families & Children (Foster Care)	\$260,000
SOCIAL SERVICES (22)	101 22 8900	5640 Emergency Assistance to Adults	\$260,000
SOCIAL SERVICES (22)	101 22 8900	5860 Safety Net (Non-Homeless)	\$1,100,000
SOCIAL SERVICES (22)	101 22 8900	5860 Safety Net (Homeless)	\$115,000
SOCIAL SERVICES (22)	101 22 8900	5850 Family Assistance (Non-Homeless)	\$1,350,000
SOCIAL SERVICES (22)	101 22 8900	5880 Child Welfare - Foster Care	\$1,250,000
SOCIAL SERVICES (22)	101 22 8900	5886 Child Welfare - Adoption Subsidies	\$939,799
SOCIAL SERVICES TOTAL			\$5,524,799

**Westchester County
2023 Budget Deletions**

DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
DEPARTMENT OF HEALTH (27)			
HEALTH (27)	101 27 2700	4535 Children with Special Needs - Related Services	\$130,000
HEALTH (27)	101 27 2700	4538 Children with Special Needs - Tuition	\$700,000
HEALTH (27)	101 27 2700	4539 Children with Special Needs - Transportation	\$800,000
HEALTH (27)	101 27 2700	4541 Children with Special Needs - Early Intervention	\$760,000
		HEALTH TOTAL	\$2,390,000
MISCELLANEOUS BUDGET ITEMS (52)			
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Hudson River Museum of Westchester	\$30,000
		MISCELLANEOUS BUDGET TOTAL	\$30,000
EMPLOYEE FRINGE BENEFITS (52)			
	101 52 1500	1650 Employee Fringe Benefits - Retirement Systems	\$3,030,000
		EMPLOYEE FRINGE BENEFITS TOTAL	\$3,030,000
TOTAL 2023 OPERATING BUDGET APPROPRIATION DELETIONS			\$10,974,799
NET AMOUNT			\$5,139,799

RECEIVED

2022 DEC -5 PM 11:55

WESTCHESTER COUNTY
BOARD OF LEGISLATORS

COMMITTEE ON BUDGET & APPROPRIATIONS
CONCERNING THE 2023 COUNTY BUDGET (Additions)

December 5, 2022

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

Honorable Colleagues:

On October 14, 2022 County Executive George Latimer forwarded his proposed 2023 County Capital Budget and on November 10, 2022 he forwarded his proposed 2023 County Operating and Special Districts Budget to the Committee on Budget and Appropriations. The Budget & Appropriations Committee of this Honorable Board immediately began to analyze and discuss them.

Pursuant to Section 167.81 of the Laws of Westchester County as amended by Local Law 8-1994, your Committee on Budget & Appropriations, within a specified time period, has the authority to file with the Board a memorandum of any proposed additions to the Proposed Budget. In keeping with Board policy, your Committee on Budget & Appropriations notes that any additions contained in this Memorandum, as well as any other item, may still subsequently be reduced or entirely deleted from the Proposed 2023 County Operating, Capital, and Special Districts Budget prior to their adoption.

As is its practice during the process of considering additions, your Committee on Budget & Appropriations has called on various County departments and agencies to testify.

It has also relied on the expertise of its auditors and has taken into account the views of all Legislators, the Citizens Budget Advisory Committee, numerous groups and organizations, individual citizens, and has held two in-person Public Input Sessions. Additionally, 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 allowing both in-person and remote participation via Webex. All of these perspectives have been factored into this Memorandum, ensuring that it is the product of government decision-making truly shared by all those affected.

In addition to the attached document of additions to the 2023 County Operating Budget, your Committee on Budget & Appropriations has identified existing funding in the 2023 budget to be allocated to reduce the Child Care Parent Share Subsidy program to 5% through child care block grants; and an additional \$500,000 for Neighborhood Health Centers through ARPA funding.

Through its issuance of this Memorandum, your Committee on Budget & Appropriations hereby complies with the Westchester County Charter. While obviously it believes the actions contained within this Memorandum are prudent, that evaluation must ultimately be made by this Honorable Board. Likewise, the County tax rate can only be changed by a majority of this Honorable Board when it passes a budget and/or acts on a County Executive's veto (or vetoes) on specific, Charter-allowed items.

With these understandings, your Committee on Budget & Appropriations hereby recommends the following additions to this Honorable Board for its full deliberation and ultimate decision (see attached schedule):

Dated: December 5, 2022

White Plains, NY

Robert J. L...
Mayor
Henry J. Z...
Donald L. Tubio
Admin. Sec.
SJR
Calvin Park
...
...

Committee on Budget & Appropriations

**Westchester County
2023 Budget Additions
2023 OPERATING BUDGET ADDITIONS LIST**

DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
2023 OPERATING BUDGET REVENUE ADDITIONS			
CORRECTIONS (35)	101 35 1000	9076 Inmate Housing - U.S Marshalls Service	\$390,000
MISCELLANEOUS REVENUES (52)	101 52 1000	9032 County Sales Tax	\$3,030,000
MISCELLANEOUS REVENUES (52)	101 52 1000	9034 Hotel Occupancy Tax	\$310,000
MISCELLANEOUS REVENUES (52)	101 52 1000	9291 WCHCC Services	\$240,000
MISCELLANEOUS REVENUES (52)	101 52 1000	9522 Interest of Investments	\$3,830,000
TOTAL 2023 OPERATING BUDGET REVENUE ADDITIONS			\$7,800,000
2023 OPERATING BUDGET APPROPRIATION ADDITIONS			
DEPARTMENT OF COMMUNITY MENTAL HEALTH (26)			
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Deputy Commissioner XVIII	\$96,200
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Director of Division XIX	\$104,132
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Director of Division XIX	\$104,132
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Associate Director of Division XV	\$74,508
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Associate Director of Division XV	\$74,508
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Center Administrator XIII	\$59,772
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Center Administrator XIII	\$59,772
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Sr. Psychiatric Social Worker XI	\$48,654
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Sr. Psychiatric Social Worker XI	\$48,654
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Sr. Psychiatric Social Worker XI	\$48,654
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Sr. Psychiatric Social Worker XI	\$48,654
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Sr. Psychiatric Social Worker (sp. Spg.) XI	\$48,654
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Sr. Psychiatric Social Worker (sp. Spg.) XI	\$48,654
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Staff Asst. (MH) VIII	\$36,713
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Staff Asst. (MH) VIII	\$36,713
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Community Worker-Mental Health VI	\$30,813
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Community Worker-Mental Health VI	\$30,813
COMMUNITY MENTAL HEALTH (26)	101 26 2000	1010 Coordinator - Office of Police Accountability	\$100,000
COMMUNITY MENTAL HEALTH TOTAL			\$1,100,000

**Westchester County
2023 Budget Additions**

DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
<u>DEPARTMENT OF HEALTH (27)</u>			
HEALTH (27)	101 27 0010	5125 Tobacco Cessation and Education Programs	\$350,000
		HEALTH TOTAL	\$350,000
<u>DEPARTMENT OF PARKS, RECREATION & CONSERVATION (42)</u>			
PARKS, RECREATION & CONSERVATION (42)	165 42 1000	2400 Additional Equipment - Plaques	\$30,000
		PARKS TOTAL	\$30,000
<u>DEPARTMENT OF PUBLIC WORKS (46)</u>			
PUBLIC WORKS (46)	101 46 3400	3200 Valhalla Campus- Utilities	\$1,480,000
		DPW TOTAL	\$1,480,000
<u>MISCELLANEOUS BUDGET ITEMS (52)</u>			
MISCELLANEOUS BUDGET (52)	101 52 2010	5100 Arts Westchester - Mobile Program	\$150,000
MISCELLANEOUS BUDGET (52)	101 52 2010	5100 Arts Westchester - County Juneteenth Programs	\$22,500
MISCELLANEOUS BUDGET (52)	101 52 2015	5100 Hudson River Museum	\$1,378
MISCELLANEOUS BUDGET (52)	101 52 2015	5100 Hudson River Museum	\$30,000
MISCELLANEOUS BUDGET (52)	101 52 2091	5100 Legal Services - Indigent Defendants - Misdemeanor	\$460,000
MISCELLANEOUS BUDGET (52)	101 52 2102	5100 Municipal Sales Tax Distribution	\$720,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 African American Men of Westchester, Inc.	\$371
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Aisling Irish Community Center Inc	\$500
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Albanian American Educators Association	\$4,250
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Albanian-American Women's Organization	\$300
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Beczak Environmental Education Center, Inc.	\$9,630
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Birth from The Earth, Inc.	\$750
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Boys & Girls Club of Mount Vernon, Inc.	\$480
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Boys & Girls Club of Mount Vernon, Inc.	\$1,949
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Boys & Girls Club of Mount Vernon, Inc.	\$87
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 City of Mount Vernon	\$520
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 City of New Rochelle	\$1,403
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 City of Yonkers	\$4,280
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Community Housing Innovations, Inc.	\$1,237
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Community Service Associates Inc	\$240
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Cross Cultural Connection, Inc.	\$100
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Dominican Cultural Association Of Yonkers, Inc.	\$480
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 El Centro Hispano, Inc.	\$126
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 El Centro Hispano, Inc.	\$240
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 El Centro Hispano, Inc.	\$1,009

**Westchester County
2023 Budget Additions**

DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Family Resource Center of Peekskill, Inc.	\$150
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Family Service Society of Yonkers	\$1,144
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Family Service Society of Yonkers	\$1,202
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Family Service Society of Yonkers	\$1,190
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Friends of Karen, Inc.	\$480
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 G.O.O.D. for Girls, Inc.	\$8,218
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Girls Inc. of Westchester County	\$15,969
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Global Basketball Championship, Inc.	\$240
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Grace/La Gracia Episcopal Church	\$6,423
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Grace/La Gracia Episcopal Church	\$120
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Groundwork Hudson Valley, Inc.	\$500
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Hastings Historical Society	\$96
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Hispanic Resource Center of Larchmont/Mamaroneck, Inc. a/k/a Community Resource C	\$1,059
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Hit a Home Run Against Drugs, Inc.	\$1,247
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Holocaust & Human Rights Education Center	\$500
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 HOPE Community Services, Inc.	\$300
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Hope's Door Inc	\$191
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Hope's Door Inc	\$682
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Hope's Door Inc	\$927
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Hudson Valley Justice Center, Inc.	\$64,232
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Human Development Services of Westchester	\$618
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Irvington Historical Society	\$310
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Lansdowne Yonkers Football Club, Inc.	\$300
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Make the Road New York	\$2,143
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Mount Vernon Razorbacks Youth Sports Organization, Inc.	\$300
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Mount Vernon Re-Entry Coalition	\$720
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Mount Vernon United Tenants, Inc.	\$1,231
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Mount Vernon Youth Bureau	\$3,280
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 My Sisters' Place Inc.	\$546
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 My Sisters' Place Inc.	\$690
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 My Sisters' Place Inc.	\$818
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 My Sisters' Place Inc.	\$2,046
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Nepperhan Community Center, Inc.	\$240
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Nonprofit Association of Westchester, Inc.	\$360
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Northeast STEM Starter Academy at Mt Vernon, Inc.	\$818
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Nunataks, Ltd. dba Greenburgh Nature Center	\$63
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Nunataks, Ltd. dba Greenburgh Nature Center	\$883
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 One World United And Virtuous Inc.	\$195
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Pace Women's Justice Center	\$87

**Westchester County
2023 Budget Additions**

DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Pace Women's Justice Center	\$480
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Pace Women's Justice Center	\$254,988
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Peekskill Pride, Inc.	\$100
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Sister to Sister International	\$1,113
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Society of the National Shrine of Bill of Rights at St. Paul's Church Eastchester, Inc.	\$129
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Lincoln Depot Foundation, Inc.	\$720
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Loft: Lesbian and Gay Community Services Center, Inc.	\$832
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Loft: Lesbian and Gay Community Services Center, Inc.	\$240
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Port Chester Carver Center Inc.	\$10,426
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Port Chester Carver Center Inc.	\$195
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Thomas H. Slater Center, Inc.	\$480
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Tuckahoe Public Library	\$216
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Upon This Rock Ministries, Inc.	\$633
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Village of Sleepy Hollow	\$883
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Volunteer Service Bureau of Westchester	\$1,059
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Community Opportunity Program, Inc. dba WESTCOP	\$1,201
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Community Opportunity Program, Inc. dba WESTCOP	\$165
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Community Opportunity Program, Inc. dba WESTCOP	\$1,201
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Community Opportunity Program, Inc. dba WESTCOP	\$120
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Disabled On The Move Inc.	\$520
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Jewish Community Services, Inc.	\$120
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Jewish Community Services, Inc.	\$1,201
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Jewish Community Services, Inc.	\$520
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Jewish Community Services, Inc.	\$126
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Jewish Community Services, Inc.	\$126
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Jewish Community Services, Inc.	\$126
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Jewish Community Services, Inc.	\$378
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Untouchable Youth Sports PLUS, Inc.	\$6,848
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 WESTHAB, Inc.	\$378
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 White Plains Beautification Foundation, Inc.	\$124
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 White Plains Historical Society	\$99
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Women's Enterprise Development Center, Inc.	\$240
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Women's Enterprise Development Center, Inc.	\$2,384
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 YMCA of Yonkers	\$280
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers Hispanic Cultural Foundation, Inc.	\$360
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers Partners In Education, Inc.	\$390
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers Public Library	\$335
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Young Men's Christian Association of New Rochelle	\$8,484
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Young Men's Christian Association of New Rochelle	\$23,077

**Westchester County
2023 Budget Additions**

DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Young Men's Christian Association of New Rochelle	\$13,544
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Young Womens Christian Association of White Plains & Central Westchester	\$480
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Young Womens Christian Association of White Plains & Central Westchester	\$2,549
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Young Womens Christian Association of White Plains & Central Westchester	\$48,484
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Youth Community Outreach Program of Mount Vernon, Inc. (aka Y-COP)	\$1,109
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Youth Service Opportunities Project (YSOP)	\$11,937
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Alliance for Safe Kids	\$37,750
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Arc Stages Inc.	\$10,700
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Black Diamonds Academic Success Inc.	\$12,840
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Boys & Girls Club of New Rochelle	\$5,350
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Boys & Girls Club of New Rochelle	\$75,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Boys & Girls Club of New Rochelle	\$20,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Brother 2 Brother 914 Inc.	\$10,700
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Catholic Charities Community Services, Archdiocese of New York	\$9,630
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 CGDCNY Inc.	\$16,500
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 CURE-Coalition for Understanding Racism through Education	\$20,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Dominican American Cultural Club of Yonkers	\$10,700
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Family Services of Westchester	\$16,050
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 First Steps to Heal	\$60,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Friends of Odell House Rochambeau Headquarters Inc.	\$4,280
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Friendship for Tots, Inc.	\$12,840
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Greater Centennial Building Bridges	\$15,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Gullotta House Inc	\$53,500
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Homegrown Foundation Inc.	\$17,120
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Hudson Valley Irish Fest Inc.	\$20,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Katonah Classic Stage	\$15,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Lansdowne RFC New York	\$5,350
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Latino U College Access	\$125,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Let It Shine Inc.	\$15,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 LIFE Progressive Services Group Inc.	\$11,128
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Mount Kisco Arts Council Limited	\$7,500
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 My Brother Vinny, Inc.	\$25,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 New Era Creative Space Inc.	\$50,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 PACOY Boys & Girls Club	\$5,350
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Portuguese - American Club of Mount Vernon Inc	\$8,025
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Que Paso Latinx Inc.	\$10,700
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Ridgeway Alliance Church	\$21,400
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 San Andres Educational Support Program	\$9,630
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Scarsdale Edgemont Family Counseling Service	\$10,165

**Westchester County
2023 Budget Additions**

DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Scarsdale Volunteer Ambulance Corps	\$10,700
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Shames JCC Tarrytown	\$50,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Sisters in Support, Inc.	\$10,700
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 South Broadway BID	\$40,660
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Support Connection	\$21,400
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Teatown Nature Girls	\$50,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Five - O Lead Inc.	\$16,050
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Matthew Wallace Foundation	\$70,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Rotary Club of Yonkers - East Yonkers Foundation	\$5,350
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Autism Project	\$27,500
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Union Baptist Church Food for Ministry	\$8,025
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 United Community Center of Westchester at New Rochelle	\$35,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Barber Academy Foundation Inc	\$16,050
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Children's Association	\$107,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Latinos Unidos	\$17,120
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Youth Shelter	\$50,290
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Women & Men of Excellence Outreach Ministries	\$7,490
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Young Men's Christian Association of New Rochelle	\$20,625
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Young Men's Christian Association of New Rochelle	\$60,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers African-American Heritage Committee	\$11,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers Arts	\$11,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers Community Action Program	\$11,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers Community Health Center	\$53,500
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers Land Conservancy, Inc.	\$5,778
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers Police Athletic League	\$16,050
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers Public Library	\$10,700
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers YWCA	\$9,630
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers YWCA	\$9,630
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 7th Day Adventist Church	\$47,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 914 United	\$10,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 African American Chamber of Commerce of Hudson Valley	\$20,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Alan Memorial	\$15,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Albanian American Club of Westchester	\$20,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Bethany Arts	\$48,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Better Way	\$10,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Big Viv's Foundation Inc.	\$7,500
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Boys & Girls Club of New Rochelle	\$20,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Caring for the Hungry and the Homeless	\$80,250
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Center for Independent Productions	\$40,000

**Westchester County
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DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 City of Mt. Vernon	\$25,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Community Based Services	\$97,844
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Community Resource Center	\$100,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Congress of Italian American Organizations	\$25,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Crestwood Community Fund	\$4,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Daughters of Liberty Legacy	\$5,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Downtown/Waterfront Business Improvement District Inc. of Yonkers	\$5,500
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 El Centro Hispano, Inc.	\$23,300
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Endeavor Farm	\$6,400
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Grace Baptist Church	\$15,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Hillcrest Boys and Girls Club	\$8,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Holocaust & Human Rights Education Center	\$44,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Hudson River Museum of Westchester	\$30,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Lexington Center for Recovery	\$20,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Lyndhurst, A National Historic Landmark	\$40,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Macedonia Church	\$15,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Mar Thomas Church	\$10,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 McLean Avenue Merchants Association	\$15,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 New Beginnings	\$30,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Young Men's Christian Association of New Rochelle	\$30,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 NewFlex Youth	\$12,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Nonprofit Association of Westchester, Inc.	\$100,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Nonprofit Association of Westchester, Inc.	\$25,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Nonprofit Association of Westchester, Inc.	\$25,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 North Elmsford Civic Association	\$56,679
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Nunataks, Ltd. dba Greenburgh Nature Center	\$20,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Ossining Padres Hispanos	\$30,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Pace University	\$20,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Peekskill Hispanic Community	\$25,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Pelham Together	\$40,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Project Inspire	\$10,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Puzzles in the Sky	\$10,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Rae of Light Foundation	\$17,434
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Revolutionary War 250	\$10,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Tarrytown Music Hall	\$15,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Boys and Girls Club of Northern Westchester	\$125,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Good Policy Institute's Honest Series	\$20,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Westchester School for Special Children	\$10,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 The Thomas H. Slater Center, Inc.	\$50,000

**Westchester County
2023 Budget Additions**

DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Trinity Methodist Church	\$25,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Ujamaa Community Development Corporation	\$15,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Ujamaa Community Development Corporation	\$25,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 United Charitable f/b/o Environmental Leaders of Color	\$25,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Unity Baptist Tabernacle	\$15,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Urban Legacy Foundation LTD	\$23,898
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Urban Legacy Foundation LTD	\$20,960
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Village of Bronxville	\$3,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Village of Port Chester	\$1,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 WeArtOne	\$15,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Children's Association	\$100,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester County Association/STEM Alliance	\$750,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester County PPP for Aging Services	\$10,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Disabled On The Move Inc.	\$35,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Jewish Community Services, Inc.	\$50,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Westchester Jewish Community Services, Inc.	\$75,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Yonkers Family YMCA (Young Men's Christian's Association)	\$50,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Young Womens Christian Association of White Plains & Central Westchester	\$80,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Young Womens Christian Association of White Plains & Central Westchester	\$40,000
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Young Womens Christian Association of White Plains & Central Westchester	\$70,000
MISCELLANEOUS BUDGET ITEMS TOTAL			\$6,357,969
MISC. BUDGET ITEMS - EMPLOYEE BENEFITS (52)			
MISC. BUDGET - EMPLOYEE BENEFITS (52)	101 52 1500	1650 Retirement Systems - Community Mental Health	\$66,000
MISC. BUDGET - EMPLOYEE BENEFITS (52)	101 52 1500	1651 FICA/Medicare - Community Mental Health	\$84,150
MISC. BUDGET - EMPLOYEE BENEFITS (52)	101 52 1500	1680 Healthcare - Community Mental Health	\$391,680
MISC. BUDGET - EMPLOYEE BENEFITS (52)	101 52 1500	1651 FICA/Medicare -	\$580,000
MISC. BUDGET - EMPLOYEE BENEFITS (52)	101 52 1500	1680 Employee Health Insurance -	\$2,500,000
EMPLOYEE BENEFITS TOTAL			\$3,621,830
TOTAL 2023 OPERATING BUDGET APPROPRIATION ADDITIONS			\$12,939,799
NET AMOUNT			(\$5,139,799)

**Westchester County
2023 Budget Additions**

2023 CAPITAL BUDGET ADDITIONS LIST

PROJECT	NUMBER	AMOUNT
2023 COUNTY CAPITAL PROJECTS FUND CAPITAL BUDGET APPROPRIATION ADDITIONS		
Flood Mitigation	BPL26	\$5,000,000
Tree Planting Project	RGP07	\$5,000,000
Cricket Field in Croton Point Park	RCP7F	\$500,000
Real-time Bus Schedule App	T0075	\$500,000
Pedestrian Friendly Entrance at Macy Park in Ardsley	RMAC3	\$250,000
Bee-Line Bus Training Simulators	TBD	\$500,000
Vine Removal	TBD	\$1,500,000
Mountain Lakes Park Dining Hall Roof Repair	RML01	\$800,000
Yonkers Riverwalk Extension	TBD	\$5,000,000
Yonkers Scotti Field Flooding Alleviation / Mitigation	TBD	\$200,000
Bronx River Parkway at Sherwood Avenue	TBD	\$1,000,000
Airport Alternative Energy Feasibility Study	TBD	\$250,000
Emergency Services Unit Truck	TBD	\$250,000
Mamaroneck Comprehensive Storm Sewer Study / Drainage System Improvements	TBD	\$300,000
Renovation of the Peekskill Housing Authority Kiley Center	TBD	\$1,500,000
Pleasantville Memorial Plaza Lit Crosswalk System Pilot Program	TBD	\$100,000
Countywide Asset Management System	TBD	\$1,800,000
TOTAL 2023 COUNTY CAPITAL PROJECTS FUND CAPITAL BUDGET APPROPRIATION ADDITIONS		\$24,450,000

STATE OF NEW YORK)
) ss.
WESTCHESTER COUNTY)

I HEREBY CERTIFY that I have compared the foregoing Act, Act No. 161 - 2022 (as amended) 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 December 12, 2022, and approved by the County Executive on December 12, 2022.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 13th day of December, 2022.



Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York



STATE OF NEW YORK)
) ss.
WESTCHESTER COUNTY)

I HEREBY CERTIFY that I have compared the foregoing Act, Act No. 161 - 2022 (as amended) with the original on file in my office, and that the same is a corrected 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 December 12, 2022, and approved by the County Executive on December 12, 2022.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 13th day of January, 2023.



Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York



**2023 TAX WARRANTS
WESTCHESTER COUNTY CITIES & TOWNS**

SUMMARY

City or Town	Percent of Total Full Assessed Value from Westchester County Tax Commission	Westchester County 2023 Taxes			Special District 2023 Taxes			Total 2023 Warrant
		County Operating Purposes	County Share of MTA	Total County of Westchester	Total Water District #1	Total Refuse Disposal District #1	Total Sewer Districts	
1) Bedford	3.05946176	15,609,325	978,962	16,588,287				\$ 16,588,287
2) Cortlandt	3.91806292	19,989,894	1,253,695	21,243,589		2,594,613	1,607,822	\$ 25,446,024
3) Eastchester	4.67850050	23,869,634	1,497,019	25,366,653		3,050,081	5,629,211	\$ 34,045,945
4) Greenburgh	11.07619209	56,510,554	3,544,142	60,054,696		7,250,362	14,006,568	\$ 81,311,626
5) Harrison	4.63129151	23,628,775	1,481,913	25,110,688		3,060,597	6,484,821	\$ 34,656,106
6) Lewisboro	1.72137849	8,782,445	550,804	9,333,249				\$ 9,333,249
7) Mamaroneck	5.16574191	26,355,532	1,652,926	28,008,458		3,344,288	8,550,428	\$ 39,903,174
8) Mt. Kisco	0.92222783	4,705,192	295,093	5,000,285		601,753		\$ 5,602,038
9) Mt. Pleasant	5.64720561	28,811,952	1,806,984	30,618,936		3,713,427	8,213,018	\$ 42,545,381
10) Mt. Vernon	3.47788865	17,744,132	1,112,849	18,856,981	1,147,614	2,365,074	4,687,126	\$ 27,056,795
11) New Castle	3.03716260	15,495,555	971,826	16,467,381			929,310	\$ 17,396,691
12) New Rochelle	5.79843188	29,583,506	1,855,373	31,438,879		4,088,398	14,031,530	\$ 49,558,807
13) North Castle	2.98600711	15,234,560	955,458	16,190,018			464,337	\$ 16,654,355
14) North Salem	0.75135019	3,833,377	240,416	4,073,793				\$ 4,073,793
15) Ossining	2.74967074	14,028,776	879,835	14,908,611		1,790,348	3,864,142	\$ 20,563,101
16) Peekskill	1.18038823	6,022,322	377,699	6,400,021		834,203	2,961,777	\$ 10,196,001
17) Pelham	1.83837822	9,379,376	588,241	9,967,617		1,187,708	2,586,666	\$ 13,741,991
18) Pound Ridge	1.11939571	5,711,139	358,182	6,069,321				\$ 6,069,321
19) Rye City	4.79409059	24,459,373	1,534,005	25,993,378		3,100,144	6,093,987	\$ 35,187,509
20) Rye Town	4.21641867	21,512,100	1,349,163	22,861,263		2,770,961	6,467,418	\$ 32,099,642
21) Scarsdale	4.95981795	25,304,911	1,587,035	26,891,946	737,752	3,205,494	5,904,890	\$ 36,740,082
22) Somers	2.20333744	11,241,392	705,020	11,946,412			202,241	\$ 12,148,653
23) White Plains	5.26869175	26,880,780	1,685,868	28,566,648	1,229,587	3,477,763	8,217,776	\$ 41,491,774
24) Yonkers	11.54485275	58,901,651	3,694,103	62,595,754	983,670	8,745,665	17,840,023	\$ 90,165,112
25) Yorktown	3.25405491	16,602,136	1,041,227	17,643,363		2,185,653	1,754,574	\$ 21,583,590
Grand Totals	100.00000000	510,198,389.00	31,997,838.00	542,196,227	\$ 4,098,623	\$ 57,366,532	\$ 120,497,665	\$ 724,159,047

**2023 TAX WARRANTS
WESTCHESTER COUNTY CITIES & TOWNS**

**SPECIAL DISTRICT:
COUNTY WATER DISTRICTS**

City or Town		2023 Water District No. 1
1) Bedford		
2) Cortlandt		
3) Eastchester		
4) Greenburgh		
5) Harrison		
6) Lewisboro		
7) Mamaroneck		
8) Mt. Kisco		
9) Mt. Pleasant		
10) Mt. Vernon		1,147,614
11) New Castle		
12) New Rochelle		
13) North Castle		
14) North Salem		
15) Ossining		
16) Peekskill		
17) Pelham		
18) Pound Ridge		
19) Rye City		
20) Rye Town		
21) Scarsdale		737,752
22) Somers		
23) White Plains		1,229,587
24) Yonkers		983,670
25) Yorktown		
Total		\$ 4,098,623

**SPECIAL DISTRICT:
COUNTY REFUSE DISPOSAL DISTRICT #1**

City or Town		2023 Refuse Disposal District #1
1) Bedford		
2) Cortlandt		2,594,613
3) Eastchester		3,050,081
4) Greenburgh		7,250,362
5) Harrison		3,060,597
6) Lewisboro		
7) Mamaroneck		3,344,288
8) Mt. Kisco		601,753
9) Mt. Pleasant		3,713,427
10) Mt. Vernon		2,365,074
11) New Castle		
12) New Rochelle		4,088,398
13) North Castle		
14) North Salem		
15) Ossining		1,790,348
16) Peekskill		834,203
17) Pelham		1,187,708
18) Pound Ridge		
19) Rye City		3,100,144
20) Rye Town		2,770,961
21) Scarsdale		3,205,494
22) Somers		
23) White Plains		3,477,763
24) Yonkers		8,745,665
25) Yorktown		2,185,653
Total		\$ 57,366,532

**2023 TAX WARRANTS
WESTCHESTER COUNTY CITIES & TOWNS**

**SPECIAL DISTRICTS:
COUNTY SANITARY SEWER DISTRICTS**

	City or Town	Blind Brook	Bronx Valley	Central Yonkers	Hutchinson Valley	Mamaroneck Valley	New Rochelle	North Yonkers	Ossining	Peekskill	Port Chester	Saw Mill Valley	South Yonkers	Upper Bronx Valley	Total Sewer Districts
1)	Bedford														
2)	Cortlandt								957,111	650,711					1,607,822
3)	Eastchester		4,048,088		1,581,123										5,629,211
4)	Greenburgh		4,695,038					3,483,820				5,827,710			14,006,568
5)	Harrison	1,336,682				5,132,656								15,483	6,484,821
6)	Lewisboro														
7)	Mamaroneck					4,508,923	4,041,505								8,550,428
8)	Mt. Kisco														
9)	Mt. Pleasant								111,861			6,947,888		1,153,269	8,213,018
10)	Mt. Vernon		1,002,357		3,684,769										4,687,126
11)	New Castle								6,811			922,499			929,310
12)	New Rochelle				866,562	889,523	12,275,445								14,031,530
13)	North Castle	102,698				8,384								353,255	464,337
14)	North Salem														
15)	Ossining								3,182,725			681,417			3,864,142
16)	Peekskill									2,961,777					2,961,777
17)	Pelham				1,467,381		1,119,285								2,586,666
18)	Pound Ridge														
19)	Rye City	5,298,260				795,727									6,093,987
20)	Rye Town	1,816,916				1,186,500					3,464,002				6,467,418
21)	Scarsdale		3,464,002		149,555	2,291,333									5,904,890
22)	Somers									202,241					202,241
23)	White Plains		4,285,112			3,932,664									8,217,776
24)	Yonkers		9,308,548	1,917,576				1,984,228				2,405,268	2,224,403		17,840,023
25)	Yorktown									1,754,574					1,754,574
Total		\$ 8,554,556	\$ 26,803,145	\$ 1,917,576	\$ 7,749,390	\$ 18,745,710	\$ 17,436,235	\$ 5,468,048	\$ 4,258,508	\$ 5,569,303	\$ 3,464,002	\$ 16,784,782	\$ 2,224,403	\$ 1,522,007	\$ 120,497,665

**2023 TAX WARRANTS
WESTCHESTER COUNTY CITIES & TOWNS**

Comparison of Total 2022 Taxes Versus 2023

	Westchester County Tax				Special District Taxes (Water, Sewer, Refuse)				Total Westchester County Tax Warrants			
	Total 2022 Taxes	Total 2023 Taxes	Tax Change	Percentage Change	Total 2022 Taxes	Total 2023 Taxes	Tax Change	Percentage Change	Total 2022 Taxes	Total 2023 Taxes	Tax Change	Percentage Change
Bedford	15,039,341	16,588,287	1,548,946	10.30%	-	-	-	0.00%	15,039,341	16,588,287	1,548,946	10.30%
Cortlandt	21,107,073	21,243,589	136,516	0.65%	3,810,449	4,202,435	391,986	10.29%	24,917,522	25,446,024	528,502	2.12%
Eastchester	26,875,534	25,366,653	-1,508,881	-5.61%	7,978,353	8,679,292	700,939	8.79%	34,853,887	34,045,945	-807,942	-2.32%
Greenburgh	62,618,585	60,054,696	-2,563,889	-4.09%	18,641,804	21,256,930	2,615,126	14.03%	81,260,389	81,311,626	51,237	0.06%
Harrison	25,627,697	25,110,688	-517,009	-2.02%	8,405,327	9,545,418	1,140,091	13.56%	34,033,024	34,656,106	623,082	1.83%
Lewisboro	8,715,120	9,333,249	618,129	7.09%	-	-	-	0.00%	8,715,120	9,333,249	618,129	7.09%
Mamaroneck	29,206,525	28,008,458	-1,198,067	-4.10%	11,200,203	11,894,716	694,513	6.20%	40,406,728	39,903,174	-503,554	-1.25%
Mt. Kisco	5,229,315	5,000,285	-229,030	-4.38%	568,746	601,753	33,007	5.80%	5,798,061	5,602,038	-196,023	-3.38%
Mt. Pleasant	31,510,275	30,618,936	-891,339	-2.83%	10,201,007	11,926,445	1,725,438	16.91%	41,711,282	42,545,381	834,099	2.00%
Mt. Vernon	19,006,250	18,856,981	-149,269	-0.79%	7,241,798	8,199,814	958,016	13.23%	26,248,048	27,056,795	808,747	3.08%
New Castle	15,803,209	16,467,381	664,172	4.20%	710,447	929,310	218,863	30.81%	16,513,656	17,396,691	883,035	5.35%
New Rochelle	32,507,165	31,438,879	-1,068,286	-3.29%	17,072,813	18,119,928	1,047,115	6.13%	49,579,978	49,558,807	-21,171	-0.04%
North Castle	15,580,603	16,190,018	609,415	3.91%	365,997	464,337	98,340	26.87%	15,946,600	16,654,355	707,755	4.44%
North Salem	4,206,484	4,073,793	-132,691	-3.15%	-	-	-	0.00%	4,206,484	4,073,793	-132,691	-3.15%
Ossining	14,984,725	14,908,611	-76,114	-0.51%	5,109,220	5,654,490	545,270	10.67%	20,093,945	20,563,101	469,156	2.33%
Peekskill	6,368,565	6,400,021	31,456	0.49%	3,681,565	3,795,980	114,415	3.11%	10,050,130	10,196,001	145,871	1.45%
Pelham	10,147,671	9,967,617	-180,054	-1.77%	3,408,264	3,774,374	366,110	10.74%	13,555,935	13,741,991	186,056	1.37%
Pound Ridge	5,510,962	6,069,321	558,359	10.13%	-	-	-	0.00%	5,510,962	6,069,321	558,359	10.13%
Rye City	24,672,103	25,993,378	1,321,275	5.36%	7,583,412	9,194,131	1,610,719	21.24%	32,255,515	35,187,509	2,931,994	9.09%
Rye Town	23,749,637	22,861,263	-888,374	-3.74%	8,482,469	9,238,379	755,910	8.91%	32,232,106	32,099,642	-132,464	-0.41%
Scarsdale	25,934,532	26,891,946	957,414	3.69%	8,330,869	9,848,136	1,517,267	18.21%	34,265,401	36,740,082	2,474,681	7.22%
Somers	12,175,965	11,946,412	-229,553	-1.89%	192,387	202,241	9,854	5.12%	12,368,352	12,148,653	-219,699	-1.78%
White Plains	30,656,679	28,566,648	-2,090,031	-6.82%	12,047,057	12,925,126	878,069	7.29%	42,703,736	41,491,774	-1,211,962	-2.84%
Yonkers	63,193,057	62,595,754	-597,303	-0.95%	23,774,161	27,569,358	3,795,197	15.96%	86,967,218	90,165,112	3,197,894	3.68%
Yorktown	17,769,155	17,643,363	-125,792	-0.71%	3,672,239	3,940,227	267,988	7.30%	21,441,394	21,583,590	142,196	0.66%
Totals:	\$548,196,227	\$542,196,227	-6,000,000	-1.09%	\$162,478,587	\$181,962,820	19,484,233	11.99%	\$710,674,814	\$724,159,047	13,484,233	1.90%

WESTCHESTER COUNTY EQUALIZATION TABLE COMPARISON

MUNICIPALITY	COUNTY TAXABLE ASSESSED VALUE	COUNTY RATE	COUNTY FULL VALUE (\$)	2022		2021	
				% OF TOTAL FULL VALUE	% OF TOTAL FULL VALUE	CHANGE IN % OF TOTAL FULL VALUE	PERCENTAGE CHANGE IN % OF TOTAL FULL VALUE
City of Mount Vernon	146,798,509	2.01	7,303,408,408	3.477889%	3.467050%	0.010839%	0.7%
City of New Rochelle	265,446,478	2.18	12,176,443,945	5.798432%	5.929841%	-0.131409%	-8.6%
City of Peekskill	63,952,053	2.58	2,478,761,744	1.180388%	1.161731%	0.018657%	1.2%
City of Rye	147,990,380	1.47	10,067,372,789	4.794091%	4.500597%	0.293494%	19.2%
City of White Plains	285,451,553	2.58	11,064,013,682	5.268692%	5.592282%	-0.323590%	-21.2%
City of Yonkers	460,629,675	1.9	24,243,667,105	11.544853%	11.527452%	0.017401%	1.1%
Town of Bedford	598,142,448	9.31	6,424,730,913	3.059462%	2.743423%	0.316038%	20.7%
Town of Cortlandt	110,251,909	1.34	8,227,754,403	3.918063%	3.850277%	0.067786%	4.4%
Town of Eastchester	101,193,780	1.03	9,824,638,835	4.678500%	4.902539%	-0.224039%	-14.7%
Town of Greenburgh	23,259,500,986	100	23,259,500,986	11.076192%	11.422659%	-0.346467%	-22.7%
Town of Harrison	125,458,977	1.29	9,725,502,093	4.631292%	4.674913%	-0.043622%	-2.9%
Town of Lewisboro	295,692,010	8.18	3,614,816,748	1.721378%	1.589781%	0.131598%	8.6%
Town of Mamaroneck	10,847,823,701	100	10,847,823,701	5.165742%	5.327750%	-0.162008%	-10.6%
Town of Mount Kisco	292,044,800	15.08	1,936,636,605	0.922228%	0.953913%	-0.031685%	-2.1%
Town of Mount Pleasant	143,492,395	1.21	11,858,875,620	5.647206%	5.747992%	-0.100787%	-6.6%
Town of New Castle	1,068,298,871	16.75	6,377,903,707	3.037163%	2.882765%	0.154397%	10.1%
Town of North Castle	121,647,302	1.94	6,270,479,485	2.986007%	2.842158%	0.143849%	9.4%
Town of North Salem	1,577,801,308	100	1,577,801,308	0.751350%	0.767332%	-0.015982%	-1.0%
Town of Ossining	5,774,183,832	100	5,774,183,832	2.749671%	2.733460%	0.016210%	1.1%
Town of Pelham	3,860,510,884	100	3,860,510,884	1.838378%	1.851102%	-0.012724%	-0.8%
Town of Pound Ridge	377,519,244	16.06	2,350,680,224	1.119396%	1.005290%	0.114106%	7.5%
Town of Rye	8,854,287,948	100	8,854,287,948	4.216419%	4.332324%	-0.115905%	-7.6%
Town of Scarsdale	9,118,676,329	87.55	10,415,392,723	4.959818%	4.730885%	0.228933%	15.0%
Town of Somers	500,168,829	10.81	4,626,908,686	2.203337%	2.221096%	-0.017759%	-1.2%
Town of Yorktown	131,883,997	1.93	6,833,367,720	3.254055%	3.241386%	0.012669%	0.8%
TOTAL	68,528,848,198		209,995,464,094	100.000000%	100.000000%	0.000000%	0.0%

2023 Summary for Allocation of O & M Expenses

District	Org	2023 Apportionment	%	2022 Apportionment	%
Blind Brook	0310	15,910,329,973.88	7.659642%	14,220,324,675.67	7.437584%
Bronx Valley	0410	55,297,791,534.92	26.621778%	51,424,510,844.35	26.896301%
Central Yonkers	0510	3,775,512,947.37	1.817629%	3,410,617,416.27	1.783838%
Hutchinson	0610	15,585,606,894.97	7.503312%	14,379,754,946.02	7.520970%
Mamaroneck	0710	31,791,913,259.95	15.305444%	29,402,368,506.06	15.378172%
New Rochelle	0810	16,788,753,403.59	8.082537%	15,443,949,813.27	8.077571%
North Yonkers	0910	10,107,725,425.21	4.866119%	9,384,738,527.27	4.908452%
Saw Mill	1010	31,038,721,759.70	14.942838%	28,624,790,390.65	14.971479%
South Yonkers	1110	4,760,598,473.68	2.291874%	4,295,442,631.58	2.246624%
Upper Bronx Valley	1210	3,224,981,719.90	1.552589%	2,933,765,408.67	1.534432%
Ossining	1510	6,251,433,643.57	3.009601%	5,651,644,984.83	2.955951%
Peekskill	1610	8,885,966,833.63	4.277933%	7,980,864,979.86	4.174191%
Port Chester	1710	4,297,039,644.00	2.068705%	4,042,703,305.00	2.114435%
		207,716,375,514.36	100.00000%	191,195,476,429.50	100.00000%

2023 Apportionment to be used for the 2023 Tax Warrants and for the O & M in the 2024 Budget

Briarcliff Tax Equalization - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	FEV	%	Decimal Share
Town of Mount Pleasant - Briarcliff	212	Saw Mill Valley SSD - Briarcliff	2,541,803	1.21%	210,066,363.64	9.81%	0.098121166
Town of Ossining - Briarcliff	1,273	Saw Mill Valley SSD - Briarcliff	1,053,942,941	100.00%	1,053,942,941.00	49.23%	0.492292569
Town of Ossining - Briarcliff	974	Ossining SSD - Briarcliff	876,878,059	100.00%	876,878,059.00	40.96%	0.409586265
					2,140,887,363.64	100.000%	1.000000000

Briarcliff Manor Distribution

Saw Mill Valley SSD	District	Assessed Values	Equalization Rate	FEV	Decimal Share	Tax by SSD	Additional Surcharge	Final Tax
Town of Mount Pleasant - Briarcliff	Saw Mill	2,541,803.00	1.21%	210,066,364	0.098121166	113,596.00	-	67,069.00
Town of Ossining - Briarcliff	Saw Mill	1,053,942,941.00	100.00%	1,053,942,941	0.492292569	569,933.00		336,496.00
Town of Ossining - Briarcliff	Ossining	876,878,059.00	100.00%	876,878,059	0.409586265	-		279,964.00
				2,140,887,364	1.000000000	683,529.00	<i>In Total to left</i>	683,529.00

Ossining SSD	District	Assessed Values	Equalization Rate	FEV	Decimal Share	Tax by SSD		Final Tax
Town of Mount Pleasant - Briarcliff	Saw Mill	2,541,803.00	1.21%	210,066,364.00	0.098121166	-		58,655.00
Town of Ossining - Briarcliff	Saw Mill	1,053,942,941.00	100.00%	1,053,942,941.00	0.492292569	-		294,284.00
Town of Ossining - Briarcliff	Ossining	876,878,059.00	100.00%	876,878,059.00	0.409586265	597,261.00	521.00	244,843.00
				2,140,887,364	1.000000000	597,782.00	<i>In Total to left</i>	597,782.00

Blind Brook Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	Full Equalized Value	%	Decimal Share
Town of Harrison	876	Blind Brook SSD	32,070,040	1.29%	2,486,049,612.40	15.63%	0.156253806
Town of North Castle	27	Blind Brook SSD	3,705,493	1.94%	191,004,793.81	1.20%	0.012005081
City of Rye	4,432	Blind Brook SSD	144,854,596	1.47%	9,854,054,149.66	61.93%	0.619349452
Town of Rye	3,257	Blind Brook SSD	3,379,221,418	100.00%	3,379,221,418.00	21.24%	0.212391661
					15,910,329,973.88	100.000%	1.000000000

Final Apportionment	Assessed Values	Equalization Rate	Full Equalized Value	Decimal Share	Amount of Tax	For rounding if needed
Town of Harrison	32,070,040.00	1.29%	2,486,049,612	0.156253806	1,336,682.00	1,336,681.93
Town of North Castle	3,705,493.00	1.94%	191,004,794	0.012005081	102,698.00	102,698.13
City of Rye	144,854,596.00	1.47%	9,854,054,150	0.619349452	5,298,260.00	5,298,259.57
Town of Rye	3,379,221,418.00	100.00%	3,379,221,418	0.212391661	1,816,916.00	1,816,916.36
			15,910,329,974.00	1.000000000	8,554,556.00	8,554,556.00
per Act					8,554,556.00	8,554,556.00
						Check -

Town of Harrison	876	CS281	Blind Brook SSD	32,070,040.00		32,070,040.00	1.29%	2,486,049,612.40
Town of Harrison		CS284	Blind Brook SSD				1.42%	-
Town of North Castle	27	CS383	Blind Brook SSD	3,705,493.00		3,705,493.00	1.94%	191,004,793.81
City of Rye	4,432	TXBBS	Blind Brook SSD	144,854,596.00		144,854,596.00	1.47%	9,854,054,149.66
Town of Rye	3,257	CS481	Blind Brook SSD		3,413,107,505.00	33,886,087.00	100.00%	3,379,221,418.00

Bronx Valley Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	Full Equalized Value	%	Decimal Share
Town of Eastchester	3,516	Bronx Valley SSD	86,021,927.00	1.03%	8,351,643,398.06	15.10%	0.151030324
Town of Greenburgh	11,049	Bronx Valley SSD	9,686,371,333.00	100.00%	9,686,371,333.00	17.52%	0.175167417
City of Mount Vernon	2,618	Bronx Valley SSD	41,566,232.00	2.01%	2,067,971,741.29	3.74%	0.037397004
Village of Scarsdale	3,627	Bronx Valley SSD	6,256,857,612.00	87.55%	7,146,610,636.21	12.92%	0.129238627
City of White Plains	8,227	Bronx Valley SSD	228,088,781.00	2.58%	8,840,650,426.36	15.99%	0.159873481
City of Yonkers	19,513	Bronx Valley SSD	364,886,336.00	1.90%	19,204,544,000.00	34.73%	0.347293146
					55,297,791,534.92	100.000%	1.000000000

Final Apportionment	Assessed Values	Equalization Rate	Full Equalized Value	Decimal Share	Amount of Tax
Town of Eastchester	86,021,927.00	1.03%	8,351,643,398	0.151030324	4,048,088.00
Town of Greenburgh	9,686,371,333.00	100.00%	9,686,371,333	0.175167417	4,695,038.00
City of Mount Vernon	41,566,232.00	2.01%	2,067,971,741	0.037397004	1,002,357.00
Village of Scarsdale	6,256,857,612.00	87.55%	7,146,610,636	0.129238627	3,464,002.00
City of White Plains	228,088,781.00	2.58%	8,840,650,426	0.159873481	4,285,112.00
City of Yonkers	364,886,336.00	1.90%	19,204,544,000	0.347293146	9,308,548.00
			55,297,791,534	1.000000000	26,803,145.00
per Act					26,803,145.00

Central Yonkers Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	Full Equalized Value	%	Decimal Share
City of Yonkers	3,550	Central Yonkers SSD	71,734,746.00	1.90%	3,775,512,947.37	100.000%	1.000000000
					3,775,512,947.37		

Final Apportionment	Assessed Values	Equalization Rate	Full Equalized Value	Decimal Share	Amount of Tax	
City of Yonkers	71,734,746.00	1.90%	3,775,512,947	1.000000000	1,917,576.00	
				per Act	1,917,576.00	%

Hutchinson Valley Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	Full Equalized Value	%	Decimal Share
Town of Eastchester	2,921	Hutchinson Valley SSD	32,753,605.00	1.03%	3,179,961,650.49	20.40%	0.204031943
City of Mount Vernon	8,539	Hutchinson Valley SSD	148,957,551.00	2.01%	7,410,823,432.84	47.55%	0.475491489
City of New Rochelle	2,461	Hutchinson Valley SSD	38,168,069.00	2.19%	1,742,834,200.91	11.18%	0.111823313
Town of Pelham	2,764	Hutchinson Valley SSD	2,951,202,151.00	100.00%	2,951,202,151.00	18.94%	0.189354330
Village of Scarsdale	298	Hutchinson Valley SSD	263,337,670.00	87.55%	300,785,459.74	1.93%	0.019298925
					15,585,606,894.97	100.000%	1.000000000

Final Apportionment	Assessed Values	Equalization Rate	Full Equalized Value	Decimal Share	Amount of Tax
Town of Eastchester	32,753,605.00	1.03%	3,179,961,650	0.204031943	1,581,123.00
City of Mount Vernon	148,957,551.00	2.01%	7,410,823,433	0.475491489	3,684,769.00
City of New Rochelle	38,168,069.00	2.19%	1,742,834,201	0.111823313	866,562.00
Town of Pelham	2,951,202,151.00	100.00%	2,951,202,151	0.189354330	1,467,381.00
Village of Scarsdale	263,337,670.00	87.55%	300,785,460	0.019298925	149,555.00
			15,585,606,895.00	1.000000000	7,749,390.00
					<u>7,749,390.00</u>
per Act					<u>7,749,390.00</u>

Mamaroneck Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	Full Equalized Value	%	Decimal Share
Town of Harrison	6,022	Mamaroneck SSD	112,291,437.00	1.29%	8,704,762,558.14	27.38%	0.273804300
Town of Mamaroneck	6,172	Mamaroneck SSD	7,646,938,990.00	100.00%	7,646,938,990.00	24.05%	0.240530947
City of New Rochelle	1,790	Mamaroneck SSD	32,887,325.00	2.18%	1,508,592,889.91	4.75%	0.047452095
Town of North Castle	59	Mamaroneck SSD	275,843.00	1.94%	14,218,711.34	0.04%	0.000447243
City of Rye	612	Mamaroneck SSD	19,837,916.00	1.47%	1,349,518,095.24	4.24%	0.042448471
Town of Rye	2,230	Mamaroneck SSD	2,012,252,180.00	100.00%	2,012,252,180.00	6.33%	0.063294466
Village of Scarsdale	2,060	Mamaroneck SSD	3,402,194,824.00	87.55%	3,886,002,083.38	12.22%	0.122232407
City of White Plains	5,862	Mamaroneck SSD	172,076,396.00	2.58%	6,669,627,751.94	20.98%	0.209790071
					31,791,913,259.95	100.000%	1.000000000

Final Apportionment	Assessed Values	Equalization Rate	Full Equalized Value	Decimal Share	Amount of Tax
Town of Harrison	112,291,437.00	1.29%	8,704,762,558	0.273804300	5,132,656.00
Town of Mamaroneck	7,646,938,990.00	100.00%	7,646,938,990	0.240530947	4,508,923.00
City of New Rochelle	32,887,325.00	2.18%	1,508,592,890	0.047452095	889,523.00
Town of North Castle	275,843.00	1.94%	14,218,711	0.000447243	8,384.00
City of Rye	19,837,916.00	1.47%	1,349,518,095	0.042448471	795,727.00
Town of Rye	2,012,252,180.00	100.00%	2,012,252,180	0.063294466	1,186,500.00
Village of Scarsdale	3,402,194,824.00	87.55%	3,886,002,083	0.122232407	2,291,333.00
City of White Plains	172,076,396.00	2.58%	6,669,627,752	0.209790071	3,932,664.00
			31,791,913,259.00	1.000000000	18,745,710.00
				per Act	18,745,710.00

New Rochelle Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	Full Equalized Value	%	Decimal Share
Town of Mamaroneck	2,810	New Rochelle SSD	3,891,426,473.00	100.00%	3,891,426,473.00	23.18%	0.231787696
City of New Rochelle	11,800	New Rochelle SSD	257,667,400.00	2.18%	11,819,605,504.59	70.40%	0.704019246
Town of Pelham	959	New Rochelle SSD	1,077,721,426.00	100.00%	1,077,721,426.00	6.42%	0.064193058
					16,788,753,403.59	100.000%	1.000000000

Final Apportionment	Assessed Values	Equalization Rate	Full Equalized Value	Decimal Share	Amount of Tax
Town of Mamaroneck	3,891,426,473.00	100.00%	3,891,426,473	0.231787696	4,041,505.00
City of New Rochelle	257,667,400.00	2.18%	11,819,605,505	0.704019246	12,275,445.00
Town of Pelham	1,077,721,426.00	100.00%	1,077,721,426	0.064193058	1,119,285.00
			16,788,753,404.00	1.000000000	17,436,235.00
				per Act	17,436,235.00

North Yonkers Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	Full Equalized Value	%	Decimal Share
Town of Greenburgh	5,969	North Yonkers SSD	6,439,866,741.0	100.00%	6,439,866,741.00		
Town of Greenburgh	-	North Yonkers Enlargement SSD	-	100.00%	combined above		
Greenburgh Total	5,969		6,439,866,741.0	100.00%	6,439,866,741.00	63.71%	0.637123237
City of Yonkers	4,065	North Yonkers SSD	69,689,315.00	1.90%	3,667,858,684.21	36.29%	0.362876763
					10,107,725,425.21	100.000%	1.000000000

Final Apportionment	Assessed Values	Equalization Rate	FEV	Decimal Share	Amount of Tax
Greenburgh Total	6,439,866,741.00	100.00%	6,439,866,741	0.637123237	3,483,820.00
City of Yonkers	69,689,315.00	1.90%	3,667,858,684	0.362876763	1,984,228.00
			10,107,725,425	1.000000000	5,468,048.00
				per Act	5,468,048.00

Ossining Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	FEV	%	Decimal Share
Town of Cortlandt	2,687	Ossining SSD	18,829,661.00	1.34%	1,405,198,582.09	22.48%	0.224780212
Town of Mount Pleasant	84	Ossining SSD	945,200.00	1.21%	78,115,702.48	1.25%	0.012495646
Town of New Castle	1	Ossining SSD	1,675,000.00	16.75%	10,000,000.00	0.16%	0.001599633
Town of Ossining	7,185	Ossining SSD	3,881,241,300.00	100.00%	3,881,241,300.00	62.09%	0.620856194
Town of Ossining - Briarcliff	974	Ossining SSD - Briarcliff	876,878,059.00	100.00%	876,878,059.00	14.03%	0.140268314
					6,251,433,643.57	100.000%	1.000000000

Normal Apportionment	Assessed Values	Equalization Rate	FEV	Decimal Share	Amount of Tax
Town of Cortlandt	18,829,661.00	1.34%	1,405,198,582	0.224780212	957,111.00
Town of Mount Pleasant	945,200.00	1.21%	78,115,702	0.012495646	53,206.00
Town of New Castle	1,675,000.00	16.75%	10,000,000	0.001599633	6,811.00
Town of Ossining	3,881,241,300.00	100.00%	3,881,241,300	0.620856194	2,643,598.00
Town of Ossining - Briarcliff	876,878,059.00	100.00%	876,878,059	0.140268314	597,261.00
			6,251,433,643	1.000000000	4,257,987.00

ex surcharge	4,257,987.00
surcharge	521.00
per Act	4,258,508.00

Equalized without surcharge	Amount of Tax - above	Equalized
Town of Cortlandt	957,111.00	957,111.00
Town of Mt Pleasant	53,206.00	53,206.00
Town of Mt Pleasant - Briarcliff	Saw Mill	58,655.00
Town of Mt. Pleasant - Total		111,861.00
Town of New Castle		6,811.00
Town of Ossining		2,643,598.00
Town of Ossining - Briarcliff	Saw Mill	294,284.00
Town of Ossining - Briarcliff	Ossining	244,843.00
Town of Ossining - Total		3,182,725.00
		4,257,987.00
		4,258,508.00

per act 4,258,508.00

Ossining Sewer District Tax Schedule - 2023

Final Apportionment		Equalized - above	Final Apportionment
Town of Cortlandt		957,111.00	957,111.00
Town of Mt Pleasant		53,206.00	
Town of Mt Pleasant - Briarcliff	Saw Mill	58,655.00	
Town of Mt. Pleasant - Total		111,861.00	111,861.00
Town of New Castle		6,811.00	6,811.00
Town of Ossining		2,643,598.00	
Town of Ossining - Briarcliff	Saw Mill	294,284.00	
Town of Ossining - Briarcliff	Ossining	244,843.00	
Town of Ossining - Total		3,182,725.00	3,182,725.00
		4,258,508.00	4,258,508.00

The Ossining District was enlarged in the Village of Briarcliff Manor within the Town of Ossining via Act 146-2015. The legislation specified a ten year surcharge of \$521.00 per year effective with the 2016 tax warrants

521.00

Pursuant to Section 237.231 of the Westchester County Administrative Code as amended, the Ossining Sewer District tax distributed against that portion of the Village of Briarcliff Manor which lies within the Ossining District shall be apportioned evenly against the entire Village.

See computations in Appendix for Briarcliff Manor Adjustment.

Peekskill Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	FEV	%	Decimal Share
Town of Cortlandt	1,550	Peekskill SSD	13,838,603.00	1.34%	1,032,731,567.16	11.62%	0.116220507
City of Peekskill	6,366	Peekskill SSD	122,681,731.00	2.58%	4,755,105,852.71	53.51%	0.535125321
Town of Somers	330	Peekskill SSD	33,706,452.00	10.81%	311,808,066.60	3.51%	0.035089943
Town of Yorktown	5,933	Peekskill SSD	53,776,002.00	1.93%	2,786,321,347.15	31.36%	0.313564230
					8,885,966,833.63	100.000%	1.000000000

Normal Apportionment	Assessed Values	Equalization Rate	Full Equalized Value	Decimal Share	Amount of Tax
Town of Cortlandt	13,838,603.00	1.34%	1,032,731,567	0.116220507	643,250.00
City of Peekskill	122,681,731.00	2.58%	4,755,105,853	0.535125321	2,961,777.00
Town of Somers	33,706,452.00	10.81%	311,808,067	0.035089943	194,214.00
Town of Yorktown	53,776,002.00	1.93%	2,786,321,347	0.313564230	1,735,495.00
			8,885,966,834.00	1.000000000	5,534,736.00
				ex surcharge	5,534,736.00
				surcharge	34,567.00
				per Act	5,569,303.00

Final Apportionment	Assessed Values	Equalization Rate	Full Equalized Value	Normal Apportionment	Surcharge	Total Final Apportionment
Town of Cortlandt	13,838,603.00	1.34%	1,032,731,567	643,250.00	7,461.00	650,711.00
City of Peekskill	122,681,731.00	2.58%	4,755,105,853	2,961,777.00	-	2,961,777.00
Town of Somers	33,706,452.00	10.81%	311,808,067	194,214.00	8,027.00	202,241.00
Town of Yorktown	53,776,002.00	1.93%	2,786,321,347	1,735,495.00	19,079.00	1,754,574.00
			8,885,966,834.00	5,534,736.00	34,567.00	5,569,303.00

Peekskill Sewer District Tax Schedule - 2023

The Peekskill District was enlarged in the Town of Cortlandt via Act 57-2012. That legislation specified a ten year surcharge of \$32.5 per year effective with the 2013 tax warrants.

The Peekskill District was enlarged in the Town of Yorktown via Act 125-2014. That legislation specified a ten year surcharge of \$27 per year effective with the 2015 tax warrants.

The Peekskill District was enlarged in the Town of Yorktown via Act 189-2014. That legislation specified a ten year surcharge of \$234 per year effective with the 2015 tax warrants.

The Peekskill District was enlarged in the Town of Cortlandt via Act 26-2015. That legislation specified a ten year surcharge of \$38 per year effective with the 2016 tax warrants.

The Peekskill District was enlarged in the Town of Somers via Act 182-2015. That legislation specified a ten year surcharge of \$8,027 per year effective with the 2016 tax warrants.

The Peekskill District was enlarged in the Town of Yorktown via Act 269-2015. That legislation specified a ten year surcharge of \$15,648 per year effective with the 2016 tax warrants.

The Peekskill District was enlarged in the Town of Cortlandt via Act 14-2016. That legislation specified a ten year surcharge of \$1,263 per year effective with the 2017 tax warrants.

The Peekskill District was enlarged in the Town of Cortlandt via Act 15-2016. That legislation specified a ten year surcharge of \$5,427 per year effective with the 2017 tax warrants.

The Peekskill District was enlarged in the Town of Yorktown via Act 34-2017. That legislation specified a ten year surcharge of \$3,170 per year effective with the 2018 tax warrants.

The Peekskill District was enlarged in the Town of Cortlandt via Act 166-2017. That legislation specified a ten year surcharge of \$280 per year effective with the 2018 tax warrants.

The Peekskill District was enlarged in the Town of Cortlandt via Act 167-2017. That legislation specified a ten year surcharge of \$140 per year effective with the 2018 tax warrants.

The Peekskill District was enlarged in the Town of Cortlandt via Act 106-2018. That legislation specified a ten year surcharge of \$280 per year effective with the 2019 tax warrants.

Port Chester Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	Full Equalized Value	%	Decimal Share
Town of Rye	5,717	Port Chester SSD	4,297,039,644.00	100.00%	4,297,039,644.00	100.000%	1.000000000
					4,297,039,644.00		

Final Apportionment	Assessed Values	Equalization Rate	Full Equalized Value	Decimal Share	Amount of Tax
Town of Rye	4,297,039,644.00	100.00%	4,297,039,644	1.000000000	3,464,002.00
				per Act	3,464,002.00

Saw Mill Valley Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	FEV	%	Decimal Share
Town of Greenburgh	12,643	Saw Mill Valley SSD	10,776,837,820.00	100.00%	10,776,837,820.00		
Town of Greenburgh	-	Saw Mill Valley Enlargement	-	100.00%	combined above		
Town of Greenburgh - Total	12,643		10,776,837,820.00	100.00%	10,776,837,820.00	34.72%	0.347206238
Town of Mount Pleasant	10,692	Saw Mill Valley SSD	153,959,346.00	1.21%	12,723,912,892.56	40.99%	0.409936755
Town of Mt Pleasant - Briarcliff	212	Saw Mill Valley SSD - Briarcliff	2,541,803.00	1.21%	210,066,363.64	0.68%	0.006767881
Town of New Castle	2,066	Saw Mill Valley SSD	285,742,144.00	16.75%	1,705,923,247.76	5.50%	0.054961131
City of Yonkers	5,153	Saw Mill Valley SSD	84,510,440.00	1.90%	4,447,917,894.74	14.33%	0.143302225
Town of Ossining - Briarcliff	1,273	Saw Mill Valley SSD - Briarcliff	1,053,942,941.00	100.00%	1,053,942,941.00	3.40%	0.033955746
Town of Ossining	129	Saw Mill Valley SSD	120,120,600.00	100.00%	120,120,600.00	0.39%	0.003870024
					31,038,721,759.70	100.000%	1.000000000

Normal Apportionment	Assessed Values	Equalization Rate	FEV	Decimal Share	Amount of Tax
Town of Greenburgh - Total	10,776,837,820.00	100.00%	10,776,837,820	0.347206238	5,827,710.00
Town of Mt Pleasant	153,959,346.00	1.21%	12,723,912,893	0.409936755	6,880,616.00
Town of Mt Pleasant - Briarcliff	2,541,803.00	1.21%	210,066,364	0.006767881	113,596.00
Town of New Castle	285,742,144.00	16.75%	1,705,923,248	0.054961131	922,499.00
City of Yonkers	84,510,440.00	1.90%	4,447,917,895	0.143302225	2,405,268.00
Town of Ossining - Briarcliff	1,053,942,941.00	100.00%	1,053,942,941	0.033955746	569,933.00
Town of Ossining	120,120,600.00	100.00%	120,120,600	0.003870024	64,957.00
			31,038,721,761	1.000000000	16,784,579.00

Equalized without surcharge	Amount of Tax - from above	Equalized	ex surcharge surcharge per Act	16,784,579.00 203.00 16,784,782.00
Town of Greenburgh	5,827,710.00	5,827,710.00		
Town of Mount Pleasant	6,880,616.00	6,880,616.00		
Town of Mt Pleasant - Briarcliff	113,596.00	67,069.00		
Town of Mt. Pleasant - Total	6,994,212.00	6,947,685.00		
Town of New Castle	922,499.00	922,499.00		
City of Yonkers	2,405,268.00	2,405,268.00		
Town of Ossining	64,957.00	64,957.00		
Town of Ossining - Briarcliff	569,933.00	336,496.00		
Town of Ossining - Briarcliff		279,964.00		
Town of Ossining - Total	634,890.00	681,417.00		
	16,784,579.00	16,784,579.00		

Saw Mill Valley Sewer District Tax Schedule - 2023

Final Apportionment		Equalized - from above	Final Apportionment
Town of Greenburgh		5,827,710.00	5,827,710.00
Town of Mount Pleasant		6,880,616.00	
Town of Mt Pleasant - Briarcliff	Saw Mill	67,069.00	
Town of Mt. Pleasant - Total		6,947,685.00	6,947,888.00
Town of New Castle		922,499.00	922,499.00
City of Yonkers		2,405,268.00	2,405,268.00
Town of Ossining		64,957.00	
Town of Ossining - Briarcliff	Saw Mill	336,496.00	
Town of Ossining - Briarcliff	Ossining	279,964.00	
Town of Ossining - Total		681,417.00	681,417.00
		16,784,579.00	16,784,782.00
per act		16,784,782.00	

The Saw Mill District was enlarged in the Village of Chappaqua within the Town of Mount Pleasant via Act 192-2014. The legislation specified a ten year surcharge of \$203.00 per year effective with the 2015 tax warrants 203.00

Total 203.00

South Yonkers Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	Full Equalized Value	%	Decimal Share
City of Yonkers	3,600	South Yonkers SSC	90,451,371.00	1.90%	4,760,598,473.68	100.000%	1.000000000
					4,760,598,473.68		

Final Apportionment	Assessed Values	Equalization Rate	Full Equalized Value	Decimal Share	Amount of Tax
City of Yonkers	90,451,371.00	1.90%	4,760,598,474	1.000000000	2,224,403.00
				per Act	2,224,403.00

Upper Bronx Valley Sewer District Tax Schedule - 2023

Municipality	Parcels	Special District	Taxable Value	Equalization Rate	Full Equalized Value	%	Decimal Share
Town of Harrison	47	Upper Bronx SSD	423,207.00	1.29%	32,806,744.19	1.02%	0.010172692
Town of Mount Pleasant	2,324	Upper Bronx SSD	29,568,325.00	1.21%	2,443,663,223.14	75.77%	0.757729325
Town of North Castle	816	Upper Bronx SSD	14,521,128.00	1.94%	748,511,752.58	23.21%	0.232097983
					3,224,981,719.90	100.000%	1.000000000

Final Apportionment	Assessed Values	Equalization Rate	Full Equalized Value	Decimal Share	Amount of Tax
Town of Harrison	423,207.00	1.29%	32,806,744	0.010172691	15,483.00
Town of Mount Pleasant	29,568,325.00	1.21%	2,443,663,223	0.757729325	1,153,269.00
Town of North Castle	14,521,128.00	1.94%	748,511,753	0.232097983	353,255.00
			3,224,981,720.00	1.000000000	1,522,007.00
				per Act	1,522,007.00

Refuse District No.1 - Tax Schedule - 2023

Final Apportionment

Municipality	Assessed Values	Equalization Rate	Full Equalized Value	Decimal Share	Amount of Tax
Town of Cortlandt	113,822,853	1.34%	\$8,494,242,761.19	0.045228690	\$2,594,613.00
Town of Eastchester	102,849,182	1.03%	\$9,985,357,475.73	0.053168323	\$3,050,081.00
Town of Greenburgh	23,736,230,190	100.00%	\$23,736,230,190.00	0.126386616	\$7,250,362.00
Town of Harrison	129,255,166	1.29%	\$10,019,780,310.08	0.053351611	\$3,060,597.00
Town of Mamaroneck	10,948,528,589	100.00%	\$10,948,528,589.00	0.058296851	\$3,344,288.00
Town of Mount Kisco	297,078,898	15.08%	\$1,970,019,217.51	0.010489621	\$601,753.00
Town of Mount Pleasant	147,099,891	1.21%	\$12,157,015,785.12	0.064731597	\$3,713,427.00
City of Mount Vernon	155,629,803	2.01%	\$7,742,776,268.66	0.041227410	\$2,365,074.00
City of New Rochelle	291,784,201	2.18%	\$13,384,596,376.15	0.071268008	\$4,088,398.00
Town of Ossining	5,861,241,396	100.00%	\$5,861,241,396.00	0.031208935	\$1,790,348.00
City of Peekskill	70,460,177	2.58%	\$2,731,014,612.40	0.014541639	\$834,203.00
Town of Pelham	3,888,319,019	100.00%	\$3,888,319,019.00	0.020703856	\$1,187,708.00
City of Rye	149,193,975	1.47%	\$10,149,250,000.00	0.054040989	\$3,100,144.00
Town of Rye	9,071,568,904	100.00%	\$9,071,568,904.00	0.048302738	\$2,770,961.00
Village of Scarsdale	9,187,622,773	87.55%	\$10,494,143,658.48	0.055877420	\$3,205,494.00
City of White Plains	293,745,745	2.58%	\$11,385,493,992.25	0.060623530	\$3,477,763.00
City of Yonkers	543,999,450	1.90%	\$28,631,550,000.00	0.152452377	\$8,745,665.00
Town of Yorktown	138,098,995	1.93%	\$7,155,388,341.97	0.038099787	\$2,185,653.00
Total			\$187,806,516,897.54	1.000000000	\$57,366,532.00

\$ 57,366,532.00

Water District #1 Tax Schedule - 2023

Final Apportionment

Municipality	Assessed Values	Equalization Rate	Full Equalized Value	Decimal Share	Amount of Tax
City of Mount Vernon		N/A		0.280000000	\$1,147,614.44
Village of Scarsdale		N/A		0.180000000	\$737,752.14
City of White Plains		N/A		0.300000000	\$1,229,586.90
City of Yonkers		N/A		0.240000000	\$983,669.52
Total					\$4,098,623.00

per act 4,098,623.00

Decimal shares are pursuant to formulae set forth in the Board of Supervisors' Resolution No. 89-1964.

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF BEDFORD at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$ 15,609,325
Tax for County Share of MTA	<u>978,962</u>
<u>TOTAL ALL TAXES</u>	<u>\$ 16,588,287</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF CORTLANDT at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	19,989,894
Tax for County Share of MTA		1,253,695
Refuse Disposal District Number 1		2,594,613
Ossining Sanitary Sewer District		957,111
Peekskill Sanitary Sewer District		<u>650,711</u>
 TOTAL ALL TAXES	 \$	 <u>25,446,024</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/_____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF EASTCHESTER at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	23,869,634
Tax for County Share of MTA		1,497,019
Refuse Disposal District Number 1		3,050,081
Bronx Valley Sanitary Sewer District		4,048,088
Hutchinson Valley Sanitary Sewer district		<u>1,581,123</u>
TOTAL ALL TAXES	\$	<u>34,045,945</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF GREENBURGH at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$ 56,510,554
Tax for County Share of MTA	3,544,142
Refuse Disposal District Number 1	7,250,362
Bronx Valley Sanitary Sewer District	4,695,038
North Yonkers Sanitary Sewer District	3,483,820
Saw Mill Valley Sanitary Sewer District	<u>5,827,710</u>
TOTAL ALL TAXES	\$ 81,311,626

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF HARRISON at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$ 23,628,775
Tax for County Share of MTA	1,481,913
Refuse Disposal District Number 1	3,060,597
Blind Brook Sanitary Sewer District	1,336,682
Mamaroneck Sanitary Sewer District	5,132,656
Upper Bronx Valley Sanitary Sewer District	<u>15,483</u>
TOTAL ALL TAXES	\$ 34,656,106

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed hereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF LEWISBORO at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	8,782,445
Tax for County Share of MTA		<u>550,804</u>
TOTAL ALL TAXES	\$	<u>9,333,249</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF MAMARONECK at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	26,355,532
Tax for County Share of MTA		1,652,926
Refuse Disposal District Number 1		3,344,288
Mamaroneck Valley Sanitary Sewer District		4,508,923
New Rochelle Sanitary Sewer District		<u>4,041,505</u>
TOTAL ALL TAXES	\$	<u>39,903,174</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF MOUNT KISCO at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	4,705,192
Tax for County Share of MTA		295,093
Refuse Disposal District Number 1		<u>601,753</u>
TOTAL ALL TAXES	\$	<u>5,602,038</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF MOUNT PLEASANT at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	28,811,952
Tax for County Share of MTA		1,806,984
Refuse Disposal District Number 1		3,713,427
Ossining Sanitary Sewer District		111,861
Saw Mill Valley Sanitary Sewer District		6,947,888
Upper Bronx Valley Sanitary Sewer District		<u>1,153,269</u>
TOTAL ALL TAXES	\$	<u>42,545,381</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the CITY OF MOUNT VERNON at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$ 17,744,132
Tax for County Share of MTA	1,112,849
Water District No. 1	1,147,614
Refuse Disposal District Number 1	2,365,074
Bronx Valley Sanitary Sewer District	1,002,357
Hutchinson Valley Sanitary Sewer District	<u>3,684,769</u>
 TOTAL ALL TAXES	 \$ 27,056,795

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF NEW CASTLE at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	15,495,555
Tax for County Share of MTA		971,826
Ossining Sanitary Sewer District		6,811
Saw Mill Valley Sanitary Sewer District		<u>922,499</u>
TOTAL ALL TAXES	\$	<u>17,396,691</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the CITY OF NEW ROCHELLE at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	29,583,506
Tax for County Share of MTA		1,855,373
Refuse Disposal District Number 1		4,088,398
Hutchinson Valley Sanitary Sewer District		866,562
Mamaroneck Valley Sanitary Sewer District		889,523
New Rochelle Sanitary Sewer District		<u>12,275,445</u>
TOTAL ALL TAXES	\$	<u>49,558,807</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF NORTH CASTLE at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	15,234,560
Tax for County Share of MTA		955,458
Blind Brook Sanitary Sewer District		102,698
Mamaroneck Valley Sanitary Sewer District		8,384
Upper Bronx Valley Sanitary Sewer District		<u>353,255</u>
TOTAL ALL TAXES	\$	<u>16,654,355</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF NORTH SALEM at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	3,833,377
Tax for County Share of MTA		<u>240,416</u>
TOTAL ALL TAXES	\$	<u>4,073,793</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF OSSINING at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	14,028,776
Tax for County Share of MTA		879,835
Refuse Disposal District Number 1		1,790,348
Ossining Sanitary Sewer District		3,182,725
Saw Mill Valley Sanitary Sewer District		<u>681,417</u>
TOTAL ALL TAXES	\$	<u>\$20,563,101</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the CITY OF PEEKSKILL at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	6,022,322
Tax for County Share of MTA		377,699
Refuse Disposal District Number 1		834,203
Peekskill Sanitary Sewer District		<u>2,961,777</u>
TOTAL ALL TAXES	\$	<u>10,196,001</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF PELHAM at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	9,379,376
Tax for County Share of MTA		588,241
Refuse Disposal District Number 1		1,187,708
Hutchinson Valley Sanitary Sewer District		1,467,381
New Rochelle Sanitary Sewer District		<u>1,119,285</u>
TOTAL ALL TAXES	\$	<u>13,741,991</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF POUND RIDGE at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	5,711,139
Tax for County Share of MTA		<u>358,182</u>
TOTAL ALL TAXES	\$	6,069,321

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the CITY OF RYE at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	24,459,373
Tax for County Share of MTA		1,534,005
Refuse Disposal District Number 1		3,100,144
Blind Brook Sanitary Sewer District		5,298,260
Mamaroneck Valley Sanitary Sewer District		<u>795,727</u>
-		
TOTAL ALL TAXES	\$	35,187,509

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF RYE at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	21,512,100
Tax for County Share of MTA		1,349,163
Refuse Disposal District Number 1		2,770,961
Blind Brook Sanitary Sewer District		1,816,916
Mamaroneck Valley Sanitary Sewer District		1,186,500
Port Chester Sanitary Sewer District		<u>3,464,002</u>
TOTAL ALL TAXES	\$	<u>32,099,642</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF SCARSDALE at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	25,304,911
Tax for County Share of MTA		1,587,035
Water District No. 1		737,752
Refuse Disposal District Number 1		3,205,494
Bronx Valley Sanitary Sewer District		3,464,002
Hutchinson Valley Sanitary Sewer District		149,555
Mamaroneck Valley Sanitary Sewer District		<u>2,291,333</u>
TOTAL ALL TAXES	\$	36,740,082

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF SOMERS at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	11,241,392
Tax for County Share of MTA		705,020
Peekskill Sanitary Sewer District		<u>202,241</u>
TOTAL ALL TAXES	\$	<u>12,148,653</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the CITY OF WHITE PLAINS at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$ 26,880,780
Tax for County Share of MTA	1,685,868
Water District No. 1	1,229,587
Refuse Disposal District Number 1	3,477,763
Bronx Valley Sanitary Sewer District	4,285,112
Mamaroneck Valley Sanitary Sewer District	<u>3,932,664</u>
TOTAL ALL TAXES	\$ 41,491,774

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the CITY OF YONKERS at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	58,901,651
Tax for County Share of MTA		3,694,103
Water District No. 1		983,670
Refuse Disposal District Number 1		8,745,665
Bronx Valley Sanitary Sewer District		9,308,548
Central Yonkers Sanitary Sewer District		1,917,576
North Yonkers Sanitary Sewer District		1,984,228
Saw Mill Valley Sanitary Sewer District		2,405,268
South Yonkers Sanitary Sewer District		<u>2,224,403</u>
TOTAL ALL TAXES	\$	90,165,112

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/_____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:

SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

STATE OF NEW YORK)
)
COUNTY OF WESTCHESTER)

I, CATHERINE BORGIA, Chair of the Westchester County Board of Legislators, do hereby certify that the following is a correct statement of 2023 taxes and assessments that have been duly apportioned, levied and assessed by the Westchester County Board of Legislators against the 2022 taxable property in the TOWN OF YORKTOWN at an annual session of said County Board of Legislators:

Tax for County Operating Purposes	\$	16,602,136
Tax for County Share of MTA		1,041,227
Refuse Disposal District Number 1		2,185,653
Peekskill Sanitary Sewer District		<u>1,754,574</u>
TOTAL ALL TAXES	\$	<u>21,583,590</u>

IN WITNESS WHEREOF, I have hereunto set my hand and the Clerk of the County Board of Legislators has attested the same and affixed thereto the Corporate Seal of said County Board of Legislators this day of February, 2023.

/s/ _____
CATHERINE BORGIA
The Chair of the Westchester
County Board of Legislators
County of Westchester, New York

ATTEST:


SUNDAY VANDERBERG
The Clerk of the Westchester County
Board of Legislators
County of Westchester, New York

Memorandum

Office of the County Executive
Michaelian Office Building

January 23, 2023

TO: Hon. Catherine Borgia, Chair
Hon. Nancy Barr, Vice Chair
Hon. Christopher Johnson, Majority Leader
Hon. Margaret Cunzio, Minority Leader

FROM: George Latimer 
Westchester County Executive

RE: Message Requesting Immediate Consideration: **Act – Modify Blind
Brook Sanitary Sewer District, Harrison.**

This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators January 23, 2023 Agenda.

Transmitted herewith for your consideration and approval is legislation which would modify the Blind Brook Sanitary Sewer District by removing one parcel of property.

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for January 23, 2023 "blue sheet" calendar.

Thank you for your prompt attention to this matter.

George Latimer
County Executive

January 23, 2023

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 Harrison (the "Town") has requested pursuant to the attached Resolution of the Town that the Blind Brook Sanitary Sewer District (the "District") be modified to remove one (1) parcel of property more particularly described by street address and tax map designation as 2481 Purchase Street, Block 641, Lot 3 (the "Parcel"), which Parcel is not currently connected to the County sewer system. This removal is 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 analysis prepared by the Department of Environmental Facilities in the attached feasibility report ("Feasibility Report") dated November 29, 2022 indicates that the proposed removal of the Parcel represents a net decrease of 0.0173% 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 of Environmental Facilities, 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 District 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, the County Administrative Code 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 a public hearing is held thereon by the Board of Legislators, 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 Legal Notice for the public hearing as required by the Administrative Code.

Office of the County Executive

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

Telephone: (914)995-2900



The Planning Department has advised that based upon its review, the proposed removal of the Parcel constitutes an Unlisted Action under the State Environmental Quality Review Act ("SEQRA"), and its implementing regulations 6 NYCRR, Part 617. The Planning Department has prepared the attached Short Environmental Assessment Form to assist your Honorable Board in making the required determination of significance or non-significance pursuant to SEQRA.

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 Administrative Code in such matters. In addition, I urge your Board to file, with the Clerk of the Board, the feasibility report which details the Parcel involved in the proposed change to the District boundaries, and, after the public hearing, adopt an Act which will accomplish the removal of the Parcel from the District.

Sincerely,

A handwritten signature in black ink, appearing to read "George Latimer", written in a cursive style.

George Latimer
County Executive

GL/VK/CJG/jpg
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 Harrison (the “Town”) has requested, pursuant to the attached Resolution of the Town, that the Blind Brook Sanitary Sewer District (the “District”) be modified to remove one (1) parcel of property more particularly described by street address and tax map designation as 2481 Purchase Street, Block 641, Lot 3 (the “Parcel”), which Parcel is not currently connected to the County sewer system. This removal is 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 attached Feasibility Report prepared by the Department of Environmental Facilities (“Feasibility Report”) dated November 29, 2022 indicates that the proposed removal of the Parcel represents a net decrease of 0.0173% 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 of Environmental Facilities, 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 District 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 Chapter 237.131 of the County Administrative Code authorizes the Board of Legislators to alter or change the sewer districts. However, the Board

of Legislators may only alter or change the districts after a public hearing is held thereon by the Board of Legislators, upon notice thereof given by publication in such manner and for such time as the Board shall direct. Therefore, attached hereto is a Resolution which will authorize Legal Notice for the public hearing as required by the Administrative Code.

Your Committee notes 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 SEQRA 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 of Environmental Facilities and the review by the Planning Department, your Committee concurs with the recommendation of the County Executive and recommends your Honorable Board adopt the annexed Resolution which will authorize Legal Notice for the public hearing which is required by the Administrative Code in such matters, and, after such hearing, urges your Honorable Board to adopt the annexed Act which accomplishes the removal of said 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: , 2023

White Plains, New York

COMMITTEE ON

FISCAL IMPACT STATEMENT

SUBJECT: 2481 Purchase Street, Blind Brook SSD, Harrison

☒ 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: _____

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 0.0173% of the Full Equalized Value of the Blind Brook SSD

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

Current Year: _____

Next Four Years: _____

Prepared by: CJ Gelardo, P.E.

Title: Associate Engineer (Construcion)

Department: Environmental Facilities

Date: November 29, 2022

¹⁰⁸
Reviewed By: 

Budget Director

Date: 1/20/23

June 16, 2022

V -- 2022 -- 059

AUTHORIZATION TO REMOVE 2481 PURCHASE STREET (BLOCK 641, LOT 3)
FROM WESTCHESTER COUNTY SEWER DISTRICT

On motion of Trustee Evangelista, seconded by Trustee Sciliano,

it was,

RESOLVED to accept the request by, Town Engineer, Michael Amodeo, on behalf of homeowners, Mark and Elizabeth Altman, that their property identified as 2481 Purchase Street (Block 641, Lot 3) be removed from the Westchester County Sewer District. The property is not connected to any public or private sewer systems.

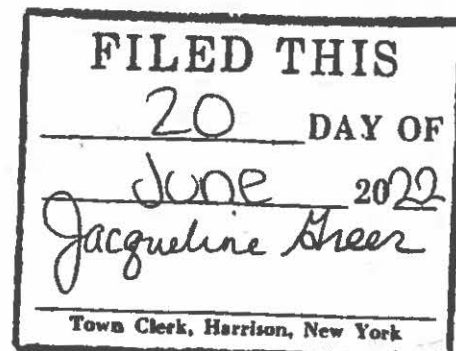
FURTHER RESOLVED to forward a copy of this Resolution to Westchester County Sewer District and the Engineering Department.

Adopted by the following vote:

AYES: Trustees Brown, Evangelista, Leader, and Sciliano
Mayor Dionisio

NAYS: None

ABSENT: None




COUNTY OF WESTCHESTER
DEPARTMENT OF ENVIRONMENTAL FACILITIES

November 29, 2022

FEASIBILITY REPORT
IN THE MATTER OF

THE REMOVAL OF A CERTAIN PARCEL
IN THE
BLIND BROOK SANITARY SEWER DISTRICT
TOWN OF HARRISON



Vincent F. Kopicki, P.E.
Commissioner
Environmental Facilities

The Town of Harrison has petitioned that one (1) property currently included in the Blind Brook Sanitary Sewer District be removed from the Blind Brook Sewer District.

A. The identification of the parcel presently within the Blind Brook Sanitary Sewer District and to be removed is contained on the attached Town Resolution of the Town of Harrison, Request for Removal from the Blind Brook Sanitary Sewer District as prepared by the Harrison Town Clerk. The Town of Harrison is petitioning to remove said parcel from the Blind Brook Sewer District. This parcel is known as 2481 Purchase Street (Block 641, Lot 3).

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 valuation in the 2022 levy pertinent to the subject parcel:

Full Value of Blind Brook District

<u>CITIES/TOWNS</u>	<u>ASSESSED VALUES</u>	<u>EQ. PERCENT</u>	<u>FULL VALUE</u>
Harrison	\$ 32,050,764	1.42%	\$2,257,096,056
North Castle	\$ 3,934,234	2.24%	\$ 175,635,446
Rye (City)	\$ 142,641,293	1.66%	\$8,592,848,976
Rye Town	\$ 3,194,744,197	100.0%	\$3,194,744,197
TOTAL:			\$14,220,324,675
(TOWN OF Harrison) Total Value Removed:			<u>(-2,461,268)</u>
TOTAL FULL VALUE OF DISTRICT AS AMENDED:			\$14,217,863,407*

*Represents a 0.0173% decrease in the FEV of the District

C. Summary and Recommendations

The proposal to remove a certain parcel in the Blind Brook Sanitary Sewer Districts is feasible because:

1. The proposed change was requested by the Town of Harrison.
2. The subject change requires no engineering modifications to the district facilities and there is no impact on the County facilities because this 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 of Harrison.
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. The County is not obligated to reserve any capacity for this parcel once it has been removed.
6. The subject parcel were reviewed by the Westchester County Health Department.

File Name: FEAS_2481_Purchase Street.docx

RESOLUTION NO. 2023 - ____

RESOLVED, that this Board hold a public hearing on the proposed modification to the Blind Brook Sanitary Sewer District by the removal of one (1) parcel of property located in the Town of Harrison more particularly described by street address and tax map designation as 2481 Purchase Street, Block 641, Lot 3, pursuant to Section 237.131 of the Laws of Westchester County. The Public Hearing will be held at ____ m. on the ____ day of ____, 2023 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 BLIND BROOK SANITARY SEWER DISTRICT BY THE REMOVAL OF ONE (1) PARCEL OF PROPERTY IN THE TOWN OF HARRISON; NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING WILL BE HELD BY THE BOARD OF LEGISLATORS OF WESTCHESTER COUNTY ON THE DAY OF , 2023 AT .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 REMOVAL FROM THE BLIND BROOK SANITARY SEWER DISTRICT OF LAND IN THE TOWN OF HARRISON IN ACCORDANCE WITH THE FEASIBILITY REPORT OF THE COMMISSIONER OF ENVIRONMENTAL FACILITIES, DATED NOVEMBER 29, 2022, BY STREET ADDRESS AND TAX MAP DESIGNATION AS FOLLOWS:

2481 PURCHASE STREET, BLOCK 641, LOT 3

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: , 2023

White Plains, New York

RESOLUTION NO. 2023 - _____

WHEREAS, there is pending before this Honorable Board an Act to authorize the County to modify the Blind Brook Sanitary Sewer District (the “District”) by removing one (1) parcel of property located in the Town of Harrison, 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 SEQRA 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 SEQRA 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 this one (1) parcel of property from the Blind Brook 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 Acting 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, P.E., Commissioner
Department of Environmental Facilities

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



DATE: January 13, 2023

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR MODIFICATION
OF THE BLIND BOOK SANITARY SEWER DISTRICT TO REMOVE
1 PARCEL – 2481 PURCHASE STREET IN TOWN OF HARRISON**

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, located at 2481 Purchase Street in the Town of Harrison, from the County's Blind Brook 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 these documents.

DSK/cnm
Att.

cc: Joan McDonald, Director of Operations
Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Norma Drummond, Commissioner
Marian Pompa, Director of Maintenance, Dept. of Environmental Facilities
C.J. Gelardo, Associate Engineer, Dept. of Environmental Facilities
Jeffrey Goldman, Senior Assistant County Attorney
Claudia Maxwell, Associate Environmental Planner

617.20
Appendix B
Short Environmental Assessment Form

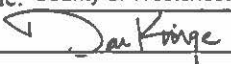
Instructions for Completing

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 Blind Brook Sanitary Sewer District							
Project Location (describe, and attach a location map): 2481 Purchase Street (Block 641, Lot 3), Purchase (Town of Harrison), Westchester County, New York							
Brief Description of Proposed Action: Removal of one parcel from the Blind Brook Sanitary Sewer District. At the request of the property owner, the Town of Harrison 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 has no plans to extend local sewers to service this area. The parcel is 3.48 acres 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@westchestergov.com					
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.			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">NO</td> <td style="width: 50%; padding: 2px;">YES</td> </tr> <tr> <td style="text-align: center; padding: 5px;"><input type="checkbox"/></td> <td style="text-align: center; padding: 5px;"><input checked="" type="checkbox"/></td> </tr> </table>	NO	YES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
NO	YES						
<input type="checkbox"/>	<input checked="" type="checkbox"/>						
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">NO</td> <td style="width: 50%; padding: 2px;">YES</td> </tr> <tr> <td style="text-align: center; padding: 5px;"><input type="checkbox"/></td> <td style="text-align: center; padding: 5px;"><input type="checkbox"/></td> </tr> </table>	NO	YES	<input type="checkbox"/>	<input type="checkbox"/>
NO	YES						
<input type="checkbox"/>	<input type="checkbox"/>						
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, adjoining and near the proposed action. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ <input type="checkbox"/> Parkland							

5. Is the proposed action, a. A permitted use under the zoning regulations?	NO <input type="checkbox"/>	YES <input type="checkbox"/>	N/A <input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
b. Are public transportation service(s) available at or near the site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
b. Is the proposed action located in an archeological sensitive area?	<input type="checkbox"/>	<input type="checkbox"/>	
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 <input type="checkbox"/>	YES <input type="checkbox"/>	
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: _____	<input type="checkbox"/>	<input type="checkbox"/>	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> 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 <input type="checkbox"/>	YES <input type="checkbox"/>	
16. Is the project site located in the 100 year flood plain?	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
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? <input type="checkbox"/> NO <input type="checkbox"/> YES	NO <input type="checkbox"/>	YES <input type="checkbox"/>	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____	<input type="checkbox"/> NO <input type="checkbox"/> YES		

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____	NO	YES
_____	<input type="checkbox"/>	<input type="checkbox"/>
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
_____	<input type="checkbox"/>	<input type="checkbox"/>
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
_____	<input type="checkbox"/>	<input type="checkbox"/>
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor name: County of Westchester		Date: January 13, 2023
Signature: 		

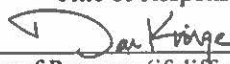
Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions 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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing: a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

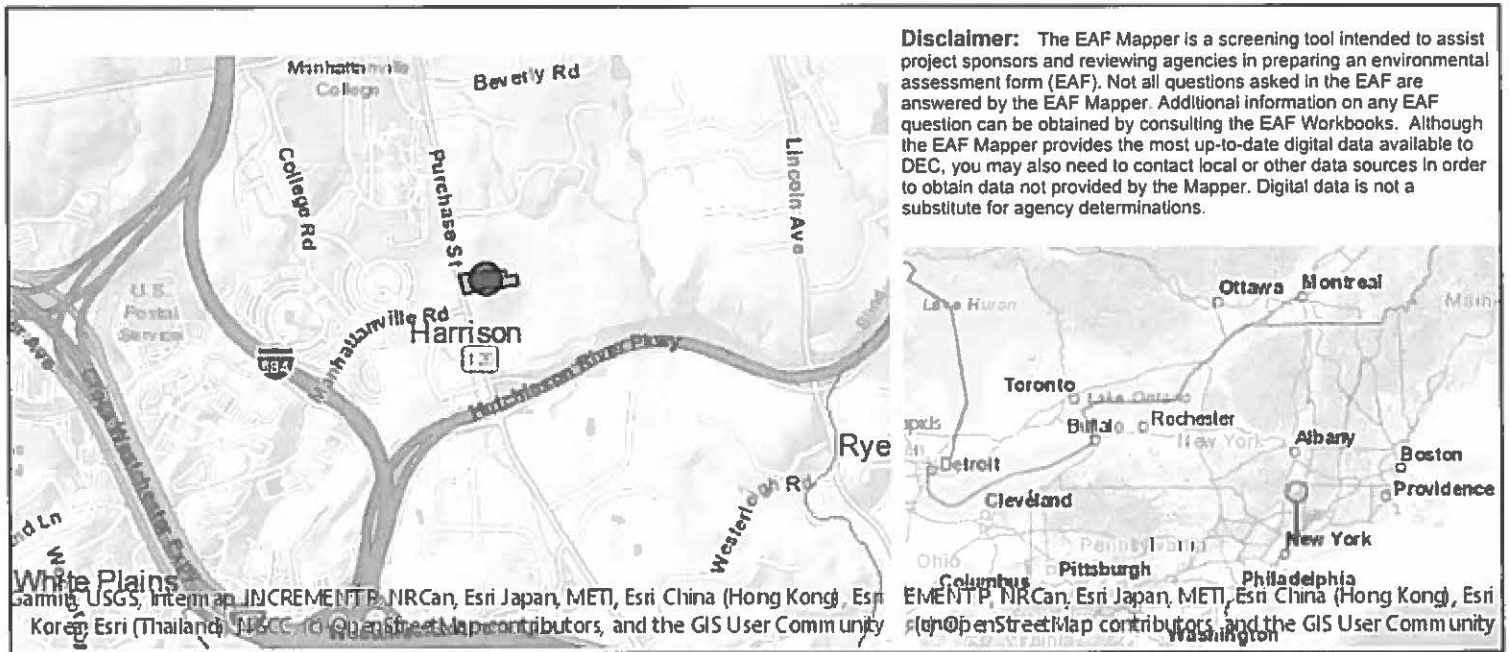
	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. 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 system. 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-2 residential zoning district; as such, no new development is anticipated that would warrant a sewer connection. The nearest local sewer is located over 800 feet away. The Town does not have any plans to extend its local sewer lines to serve this 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.

<input type="checkbox"/>	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.
<input checked="" type="checkbox"/>	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	Date
Malika Vanderberg	Clerk and Chief Administrator of the Board of Legislators
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
	
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT



Part 1 / Question 7 [Critical Environmental Area]	Yes
Part 1 / Question 7 [Critical Environmental Area - Identify]	Name:Airport 60 Ldn Noise Contour, Reason:Exceptional or unique character, Agency:Westchester County, Date:1-31-90
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]	No
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

ACT NO. 2023 - _____

AN ACT to Modify the Blind Brook Sanitary Sewer District by the Removal of One (1) Parcel of Property located in the Town of Harrison.

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

Section 1. The property located in the Town of Harrison, more particularly described as 2481 Purchase Street, Block 641, Lot 3 (the “Parcel”), is hereby removed from the Blind Brook 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 assessment area of the District 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 roles 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 roll on which said tax is levied.

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

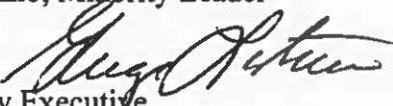
§5. This Act shall take effect immediately.

Memorandum

Office of the County Executive
Michaelian Office Building

January 23, 2023

TO: Hon. Catherine Borgia, Chair
Hon. Nancy Barr, Vice Chair
Hon. Christopher Johnson, Majority Leader
Hon. Margaret Cunzio, Minority Leader

FROM: George Latimer 
Westchester County Executive

RE: Message Requesting Immediate Consideration: **Act – Modify Saw Mill Valley Sanitary Sewer District, Mount Pleasant and New Castle.**

This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators January 23, 2023 Agenda.

Transmitted herewith for your consideration and approval is legislation which would modify the Saw Mill Valley Sanitary Sewer District by removing four parcels of property.

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for January 23, 2023 "blue sheet" calendar.

Thank you for your prompt attention to this matter.

George Latimer
County Executive

January 23, 2023

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 Towns of Mt. Pleasant and New Castle (the "Towns") have requested, pursuant to the attached Resolutions of the Towns, that the Saw Mill Valley Sanitary Sewer District (the "District") be modified to remove four (4) parcels of property from the District. Two (2) of the parcels are located in Mt. Pleasant and two (2) are located in New Castle. The parcels located in Mt. Pleasant are more particularly described by street address and tax map designation as: 1 Bristol Place, Section 99.6, Block 2, Lot 4; and 146 Hardscrabble Road, Section 99.17, Block 2, Lot 28. The parcels located in New Castle are more particularly described as: 42 Pond Hill Road, Section 92.18, Block 1, Lot 10; and 63 Brevoort Road, Section 100.8, Block 3, Lot 27.1 (All four parcels shall hereinafter be referred to collectively as the "Parcels"). The Parcels are not currently connected to the County sewer system. The removal of the Parcels from the District is being requested because the Parcels are not serviced by sanitary sewers and it is not anticipated that sanitary sewers will be constructed for these Parcels in the foreseeable future.

I am advised that the analysis prepared by the Department of Environmental Facilities in the attached feasibility report ("Feasibility Report") dated November 29, 2022 indicates that the proposed removal of the Parcels represents a net decrease of 0.016% to the Equalized Full Value of the District. Therefore, the removal of the Parcels will not cause significant changes in the tax rate of the District.

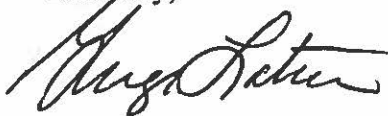
According to the Department of Environmental Facilities, the proposal to remove the Parcels from the District is feasible because: (1) the proposed changes were requested by the Towns; (2) the subject changes require no engineering modifications to the District facilities and there is no impact on the County facilities because the 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 Towns; (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 and the County is not obligated to reserve any capacity for these Parcels once they have been removed; and (6) the subject Parcels were reviewed by the Westchester County Health Department.

As your Honorable Board knows, the County Administrative Code section 237.131 authorizes the alteration or change of a County Sanitary Sewer District. However, the Board of Legislators (the "Board") may only alter or change a district after a public hearing is held thereon by the Board, upon notice thereof given by publication in such manner and for such time as the Board shall direct. Therefore, attached hereto is a Resolution which will authorize Legal Notice for the public hearing as required by the Administrative Code.

The Planning Department has advised that based upon its review, the proposed removal of the Parcels constitutes an Unlisted Action under the State Environmental Quality Review Act and its implementing regulations 6 NYCRR, Part 617 ("SEQR"). The Planning Department has prepared the attached Short Environmental Assessment Form to assist your Honorable Board in making the required determination of significance or non-significance pursuant to SEQR.

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 Administrative Code in such matters. In addition, I urge your Board to file with the Clerk of the Board, the Feasibility Report which details the Parcels involved in the proposed change to the District boundaries, and, after the public hearing, adopt an Act which will accomplish the removal of the Parcels from the District.

Sincerely,

A handwritten signature in black ink, appearing to read "George Latimer", written in a cursive style.

George Latimer
County Executive

GL/VK/CJG/jpg
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 Towns of Mt. Pleasant and New Castle (the “Towns”) have requested, pursuant to the attached Resolutions of the Towns, that the Saw Mill Valley Sanitary Sewer District (the “District”) be modified to remove four (4) parcels of property from the District. Two (2) of the parcels are located in Mt. Pleasant and two (2) are located in New Castle. The parcels located in Mt. Pleasant are more particularly described by street address and tax map designation as: 1 Bristol Place, Section 99.6, Block 2, Lot 4; and 146 Hardscrabble Road, Section 99.17, Block 2, Lot 28. The parcels located in New Castle are more particularly described as: 42 Pond Hill Road, Section 92.18, Block 1, Lot 10; and 63 Brevoort Road, Section 100.8, Block 3, Lot 27.1 (All four parcels shall hereinafter be referred to collectively as the “Parcels”). The Parcels are not currently connected to the County sewer system. The removal of the Parcels from the District is being requested because the Parcels are not serviced by sanitary sewers and it is not anticipated that sanitary sewers will be constructed for these Parcels in the foreseeable future.

Your Committee is informed that the attached Feasibility Report prepared by the Department of Environmental Facilities (“Feasibility Report”) dated November 29, 2022 indicates that the proposed removal of the Parcels represents a net decrease of 0.016% to the Equalized Full Value of the District. Therefore, the removal of the Parcels will not cause significant changes in the tax rate of the District.

According to the Department of Environmental Facilities, the proposal to remove the Parcels is feasible because: (1) the proposed changes were requested by the Towns; (2) the subject changes require no engineering modifications to the District facilities and there is no impact on the County facilities because the 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 Towns; (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 and the County is not obligated to reserve any capacity

for these Parcels once they have been removed; and (6) the subject Parcels were reviewed by the Westchester County Health Department.

Your Committee notes that Chapter 237.131 of the County Administrative Code authorizes the Board of Legislators (the “Board”) to alter or change the sewer districts. However, the Board may only alter or change the districts after a public hearing is held thereon by the Board, upon notice thereof given by publication in such manner and for such time as the Board shall direct. Therefore, attached hereto is a Resolution which will authorize Legal Notice for the public hearing as required by the Administrative Code.

Your Committee is advised that the removal of the Parcels 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 of Environmental Facilities and the review by the Planning Department, your Committee concurs with the recommendation of the County Executive and recommends your Honorable Board adopt the annexed Resolution which will authorize Legal Notice for the public hearing which is required by the Administrative Code in such matters, and, after such hearing, urges your Honorable Board to adopt the annexed Act which accomplishes the removal of said Parcels 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: _____, 2022
White Plains, New York

COMMITTEE ON

FISCAL IMPACT STATEMENT

SUBJECT: Mt. Pleasant & New Castle, Saw Mill SSD

☒ 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: _____

Potential Related Operating Budget Expenses: Annual Amount \$ -

Describe: None. Parcels are not connected to public sanitary sewer.

Potential Related Operating Budget Revenues: Annual Amount \$ -

Describe: Parcel represents 0.016% 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: CJ Gelardo, P.E.

Title: Associate Engineer (Construction)

Department: Environmental Facilities

Date: November 29, 2022

WJ
Reviewed By: _____

Budget Director

Date: 1/20/22



EMILY COSTANZA
Town Clerk

EXTRACT OF THE MINUTES
OF THE REGULAR MEETING
OF THE TOWN BOARD
TOWN OF MOUNT PLEASANT
WESTCHESTER COUNTY, NY
HELD JUNE 14, 2022

Authorization to Remove One Bristol Place, Chappaqua, NY from County Saw Mill Sewer District

RESOLUTION 249-22

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

RESOLVED: That authorization is granted, per the request of homeowner Betsey Corbin, to remove 1 Bristol Place, Chappaqua, NY 10514 (99.06-2-4) from the County Saw Mill Sewer District.

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

EMILY COSTANZA
TOWN CLERK
TOWN OF MOUNT PLEASANT



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 25, 2022

Authorization to Amend Section, Block and Lot on Resolution 292-22: Authorization to Remove 146 Hardscrabble Road, Briarcliff Manor from County Saw Mill Sewer District

RESOLUTION 406-22

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

RESOLVED: That authorization is granted to amend previously approved Resolution 292-22 (Authorization to Remove 146 Hardscrabble Road, Briarcliff Manor from County Saw Mill Sewer District) Section, Block, and Lot from 99.9-1-49 to 99.17-2-28.

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

EMILY COSTANZA
TOWN CLERK
TOWN OF MOUNT PLEASANT



EMILY COSTANZA
Town Clerk

EXTRACT OF THE MINUTES
OF THE REGULAR MEETING
OF THE TOWN BOARD
TOWN OF MOUNT PLEASANT
WESTCHESTER COUNTY, NY
HELD JULY 12, 2022

Authorization to remove 146 Hardscrabble Road, Briarcliff Manor, from County Saw Mill Sewer District

RESOLUTION 292-22

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

RESOLVED: That authorization is granted, per the request of homeowner Colin Winnicki, to remove 146 Hardscrabble Road, Briarcliff Manor, NY 10510 (99.9-1-49) from the County Saw Mill Sewer District.

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

EMILY COSTANZA
TOWN CLERK
TOWN OF MOUNT PLEASANT

**MINUTES OF A MEETING
OF THE TOWN BOARD
OF THE TOWN OF NEW CASTLE
TUESDAY, JULY 21, 2020**

PRESENT: Ivy Pool, Supervisor
Jeremy Saland, Deputy Supervisor
Lisa Katz, Council Member
Lauren Levin, Council Member
Jason Lichtenthal, Council Member

Authorization to Remove 42 Pond Hill Road from the Saw Mill Sewer District

Council Member Levin moved, seconded by Council Member Katz, to approve the following resolution:

RESOLVED, that the Supervisor be, and hereby is, authorized to execute the following Petition to the County of Westchester to remove from the Saw Mill Valley Sanitary Sewer District the real property located at 42 Pond Hill Road, Chappaqua, New York also identified as Section 92.18-1-10, on the New Castle Tax Maps and to take or cause to be taken by Town staff any other work necessary to implement this Resolution.

The Petition of Ivy Pool, as Town Supervisor of the Town of New Castle respectfully submits to the Westchester County Board of Legislators:

1. That the Town of New Castle is a municipal corporation duly organized and existing under the laws of the State of New York (the "Town") and located in the County of Westchester and State of New York.
2. That the Town submits this petition requesting that 42 Pond Hill Road, Chappaqua, New York also identified as Section 92.18-1-10 on the New Castle Tax Maps, a single family residential property more than 40,000 square feet, property class 210, consisting of 1.001 acres be removed from the Saw Mill Valley Sanitary Sewer District. A figure depicting the property is attached as Exhibit "A" and a listing of the Tax Map information for this property is attached as Exhibit "B".
3. That the Town Board concluded that because the property is not receiving services from the Saw Mill Valley Sewer District, nor is there any likelihood of the property receiving any such services in the future, and the property is located more than 100 feet from the nearest sewer, said property would benefit from its removal from the Saw Mill Valley Sanitary Sewer District.
4. Therefore, the Town of New Castle hereby petitions the Westchester County Board of Legislators, pursuant to a Resolution duly adopted by the New Castle Town Board to

remove 42 Pond Hill Road, Chappaqua, also identified as Section 92.18-1-10 on the New Castle Tax Maps and to take all steps as may be necessary to effectuate such removal.

VOTE	AYES	NAYS
Supervisor Pool	X	
Deputy Supervisor Saland	X	
Council Member Katz	X	
Council Member Levin	X	
Council Member Lichtenthal	X	

STATE OF NEW YORK)
) SS:

COUNTY OF WESTCHESTER)

I, CHRISTINA PAPES, Clerk of the New Castle Town Board, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said New Castle Town Board at a meeting duly called and held at the New Castle Town Hall, 200 South Greeley Avenue, Chappaqua, NY 10514 on July 21, 2020 by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of the Town of New Castle, New York, this 28th day of July 2020.



Christina Papes, Town Clerk, Town of New Castle

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**MINUTES OF A REGULAR MEETING
OF THE TOWN BOARD
OF THE TOWN OF NEW CASTLE
TUESDAY, May 11, 2021**

PRESENT:

Ivy Pool, Supervisor
Jeremy Saland, Deputy Supervisor
Lisa Katz, Council Member
Lauren Levin, Council Member
Lori Morton, Council Member

**Authorization to Issue Petition In Support of Removal of Parcel from
Saw Mill Sewer District – 63 Brevoort Road**

Council Member Morton moved, seconded by Council Member Levin, to adopt the following resolution:

RESOLVED, that the Supervisor be, and hereby is, authorized to execute the following Petition to the County of Westchester to remove from the Saw Mill Valley Sanitary Sewer District the real property located at 63 Brevoort Road, Chappaqua, New York also identified as Section 100.8-3-27.1, on the New Castle Tax Maps and to take or cause to be taken by Town staff any other work necessary to implement this Resolution.

The Petition of Ivy Pool, as Town Supervisor of the Town of New Castle respectfully submits to the Westchester County Board of Legislators:

1. That the Town of New Castle is a municipal corporation duly organized and existing under the laws of the State of New York (the "Town") and located in the County of Westchester and State of New York.
2. That the Town submits this petition requesting that 63 Brevoort Road, Chappaqua, New York also identified as Section 100.8-3-27.1 on the New Castle Tax Maps, a single family residential property more than 40,000 square feet, property class 210, consisting of 5.19 acres be removed from the Saw Mill Valley Sanitary Sewer District. A figure depicting the property is attached as Exhibit "A" and a listing of the Tax Map information for this property is attached as Exhibit "B".
3. That the Town Board concluded that because the property is not receiving services from the Saw Mill Valley Sewer District, nor is there any likelihood of the property receiving any such services in the future, and the property is located more than 100 feet from the nearest sewer, said property would benefit from its removal from the Saw Mill Valley Sanitary Sewer District.

Therefore, the Town of New Castle hereby petitions the Westchester County Board of Legislators, pursuant to a Resolution duly adopted by the New Castle Town Board to remove 63 Brevoort Road, Chappaqua, also identified as Section 100.8-3-27.1 on the New Castle Tax Maps and to take all steps as may be necessary to effectuate such removal.

Supervisor Pool
Deputy Supervisor Saland
Council Member Katz
Council Member Levin
Council Member Morton

X
X
X
X
X

STATE OF NEW YORK)
) SS:

COUNTY OF WESTCHESTER)

I, CHRISTINA PAPES, Clerk of the New Castle Town Board, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said New Castle Town Board at a meeting duly called and held at the New Castle Town Hall, 200 South Greeley Avenue, Chappaqua, NY 10514 on May 11, 2021 by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of the Town of New Castle, New York, this 12th day of May, 2021.

Charles Pipes

Christina Papes, Town Clerk, Town of New Castle


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COUNTY OF WESTCHESTER
DEPARTMENT OF ENVIRONMENTAL FACILITIES

November 29, 2022

FEASIBILITY REPORT
IN THE MATTER OF

THE REMOVAL OF CERTAIN PARCELS
IN THE
SAW MILL VALLEY SANITARY SEWER DISTRICT
TOWNS OF MOUNT PLEASANT & NEW CASTLE



Vincent Kopicki, P.E.
Commissioner
Environmental Facilities

The Towns of Mount Pleasant and New Castle have petitioned that four (4) properties currently included in the Saw Mill Valley Sanitary Sewer District be removed from the Saw Mill Valley Sewer District.

A. The identification of the properties presently within the Saw Mill Sewer District and to be removed are contained on the attached Town Resolutions of the Town of Mount Pleasant and the Town of New Castle, Request for Removal from the Saw Mill Valley Sanitary Sewer District as prepared by the Mount Pleasant and New Castle Town Clerks. The properties to be removed are listed in Section C. Table of Properties to be Removed.

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 2022 levy pertinent to the subject parcels:

<u>CITIES/TOWNS</u>	<u>ASSESSED VALUES</u>	<u>EQ. PERCENT</u>	<u>FULL VALUE</u>
Greenburgh	\$10,078,128,479	100.00%	\$10,078,128,479
-Mt. Pleasant-			
All except-			
(Briarcliff Manor)	\$153,827,617	1.31%	\$11,742,566,183
Mt. Pleasant-			
Briarcliff Manor	\$ 2,683,687	1.31%	\$ 204,861,603
New Castle	\$284,722,412	19.38%	\$1,469,155,893
-Ossining-			All
Except			
(Briarcliff Manor)	\$114,782,400	100.00%	\$ 114,782,400
Ossining-			
Briarcliff Manor	\$978,054,493	100.00%	\$ 978,054,493
Yonkers	\$ 84,378,344	2.09%	\$4,037,241,340
TOTAL:			\$28,624,790,391
(TOWNS OF MOUNT PLEASANT & NEW CASTLE)			
Total Value Removed:			<u>(-4,596,176)</u>
TOTAL FULL VALUE OF DISTRICT AS AMENDED:			\$28,620,194,215*

*Represents a 0.016% decrease in the FEV of the District

C. Table of Properties to be Removed

Town	Address	Section	Block	lot
Mt. Pleasant	1 Bristol Place	99.6	2	4
Mt. Pleasant	146 Hardscrabble Road	99.17	2	28
New Castle	42 Pond Hill Road	92.18	1	10
New Castle	63 Brevoort Road	100.8	3	27.1

D. 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 Towns of Mount Pleasant and New Castle.
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 Towns of Mount Pleasant and New Castle.
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.

FileName: FEAS_Saw Mill_1 Bristol Pl & 146 Hardscrabble Rd, Mt. Pleasant_42 Pond Hill Rd & 63 Brevoort Rd, New Caslte.docx

RESOLUTION NO. 2023 - _____

RESOLVED, that this Board hold a public hearing on the proposed modification to the Saw Mill Valley Sanitary Sewer District by the removal of four (4) parcels of property, two (2) of which are located in the Town of Mt. Pleasant and two (2) of which are located in the Town of New Castle, more particularly described by street address and tax map designation (for Mt. Pleasant) as: 1 Bristol Place, Section 99.6, Block 2, Lot 4; and 146 Hardscrabble Road, Section 99.17, Block 2, Lot 28; and (for New Castle) as: 42 Pond Hill Road, Section 92.18, Block 1, Lot 10; and 63 Brevoort Road, Section 100.8, Block 3, Lot 27.1, pursuant to Section 237.131 of the Laws of Westchester County. The Public Hearing will be held at m. on the day of , 2023 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 FOUR (4) PARCELS OF PROPERTY, TWO (2) OF WHICH ARE LOCATED IN THE TOWN OF MT. PLEASANT AND TWO (2) OF WHICH ARE LOCATED IN THE TOWN OF NEW CASTLE; NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING WILL BE HELD BY THE BOARD OF LEGISLATORS OF WESTCHESTER COUNTY ON THE _____ DAY OF _____, 2023 AT _____ .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 REMOVAL FROM THE SAW MILL VALLEY SANITARY SEWER DISTRICT OF LAND IN THE TOWNS OF MT. PLEASANT AND NEW CASTLE IN ACCORDANCE WITH THE FEASIBILITY REPORT OF THE COMMISSIONER OF ENVIRONMENTAL FACILITIES, DATED NOVEMBER 29, 2022, BY STREET ADDRESS AND TAX MAP DESIGNATION AS FOLLOWS:

MT. PLEASANT PARCELS

1 BRISTOL PLACE, SECTION 99.6, BLOCK 2, LOT 4;
146 HARDSCRABBLE ROAD, SECTION 99.17, BLOCK 2, LOT 28;

NEW CASTLE PARCELS

42 POND HILL ROAD, SECTION 92.18, BLOCK 1, LOT 10;
63 BREVOORT ROAD, SECTION 100.8, BLOCK 3, LOT 27.1

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: _____, 2023

White Plains, New York

RESOLUTION NO. 2023 - _____

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 four (4) parcels of property from the District, two of which are located in the Town of Mt. Pleasant and two (2) of which are located in the Town of New Castle, which parcels are 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 (“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 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 four (4) parcels 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, P.E., Commissioner
Department of Environmental Facilities

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

DATE: January 13, 2023

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR MODIFICATION
OF THE SAW MILL SANITARY SEWER DISTRICT TO REMOVE
4 PARCELS – TOWNS OF MOUNT PLEASANT AND NEW CASTLE**

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 four parcels—1 Bristol Place and 146 Hardscrabble Road in the Town of Mount Pleasant and 42 Pond Hill Road and 63 Brevoort Road in the Town of New Castle—from the County's Saw Mill Valley 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 these documents.

DSK/cnm
Att.

cc: Joan McDonald, Director of Operations
Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Norma Drummond, Commissioner
Marian Pompa, Director of Maintenance, Dept. of Environmental Facilities
C.J. Gelardo, Associate Engineer, Dept. of Environmental Facilities
Jeffrey Goldman, Senior Assistant County Attorney
Claudia Maxwell, Associate Environmental Planner

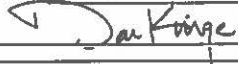
617.20
Appendix B
Short Environmental Assessment Form

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 4 Parcels from Saw Mill Sanitary Sewer District							
Project Location (describe, and attach a location map): 1 Bristol Place, 42 Pond Hill Road & 63 Brevoort Road, Chappaqua; 146 Hardscrabble Road, Briarcliff Manor; Westchester County, NY							
Brief Description of Proposed Action: Removal of 4 parcels from the Saw Mill Valley Sanitary Sewer District - 1 Bristol Place (99.6-2-4) and 146 Hardscrabble Road (99.17-2-28) are located in the Town of Mount Pleasant and 42 Pond Hill Road (92.18-1-10) and 63 Brevoort Road (100.8-3-27.1) are located in the Town of New Castle. At the request of the property owners, the Towns of Mount Pleasant and New Castle have petitioned the County to remove the subject parcels from the County sewer district on the basis that the parcels were never connected to the sewerage system and the respective Towns have no plans to extend local sewers to service these areas. The parcels are between 0.96 to 5.19 acres in size and each contain a single-family residence. The residences are served by on-site septic systems. The proposed district modification will remove from ad valorem taxation, a properties that have not, do not, nor are anticipated to receive district benefits.							
Name of Applicant or Sponsor: County of Westchester		Telephone: 914-995-4400 E-Mail: dsk2@westchestergov.com					
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.			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">NO</td> <td style="width: 50%; padding: 2px;">YES</td> </tr> <tr> <td style="text-align: center; padding: 5px;"><input type="checkbox"/></td> <td style="text-align: center; padding: 5px;"><input checked="" type="checkbox"/></td> </tr> </table>	NO	YES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
NO	YES						
<input type="checkbox"/>	<input checked="" type="checkbox"/>						
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">NO</td> <td style="width: 50%; padding: 2px;">YES</td> </tr> <tr> <td style="text-align: center; padding: 5px;"><input type="checkbox"/></td> <td style="text-align: center; padding: 5px;"><input type="checkbox"/></td> </tr> </table>	NO	YES	<input type="checkbox"/>	<input type="checkbox"/>
NO	YES						
<input type="checkbox"/>	<input type="checkbox"/>						
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, adjoining and near the proposed action. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ <input type="checkbox"/> Parkland							

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
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
	<input type="checkbox"/>	<input type="checkbox"/>
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
	<input type="checkbox"/>	<input type="checkbox"/>
I AFFIRM 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>January 13, 2023</u> Signature: <u></u>		

Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. 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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing: a. public / private water supplies? b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. 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 properties that are not receiving nor are anticipated to receive district services. Each of the parcels are already developed with a single-family residence that is served by a functioning on-site septic system. The Health Department has no record of septic problems or failures occurring at any of these sites within the past five years, which may otherwise warrant inclusion in the district. Additionally, the properties in the Town of Mount Pleasant are located in it's R-40 zoning district; as such, no new development is anticipated that would warrant a sewer connection. The properties in the Town of New Castle are located in it's R-1/2A and R-1A zoning district, which give them the potential to subdivide, but this is unlikely due to the existing development layout and environmental site limitations. The nearest local sewers are well over a hundred feet away in every case. Neither of the Towns have plans to extend it's local sewer lines to serve any of these properties. Since the properties were never connected to the sewer system, their 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

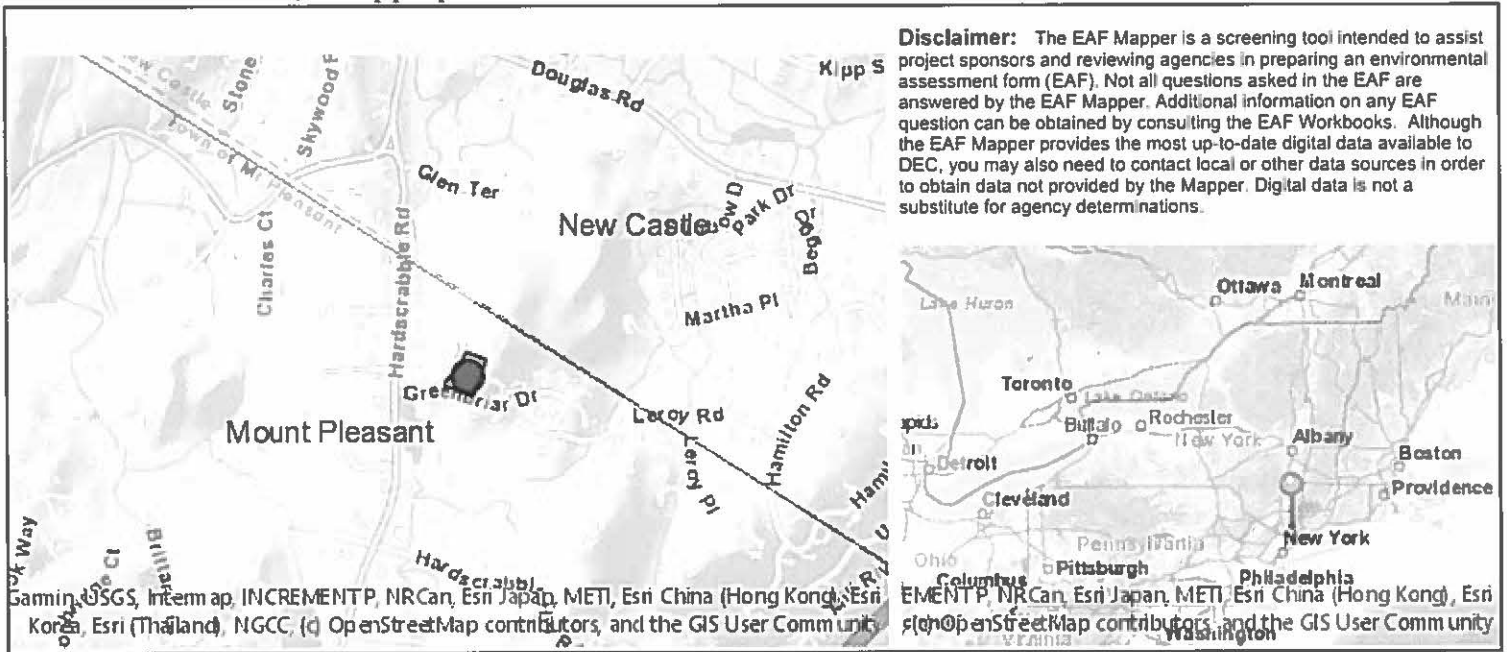
Clerk and Chief Administrator of the Board of Legislators

Title of Responsible Officer

Signature of Preparer (if different from Responsible Officer)

PRINT

1 Bristol Place, Chappaqua

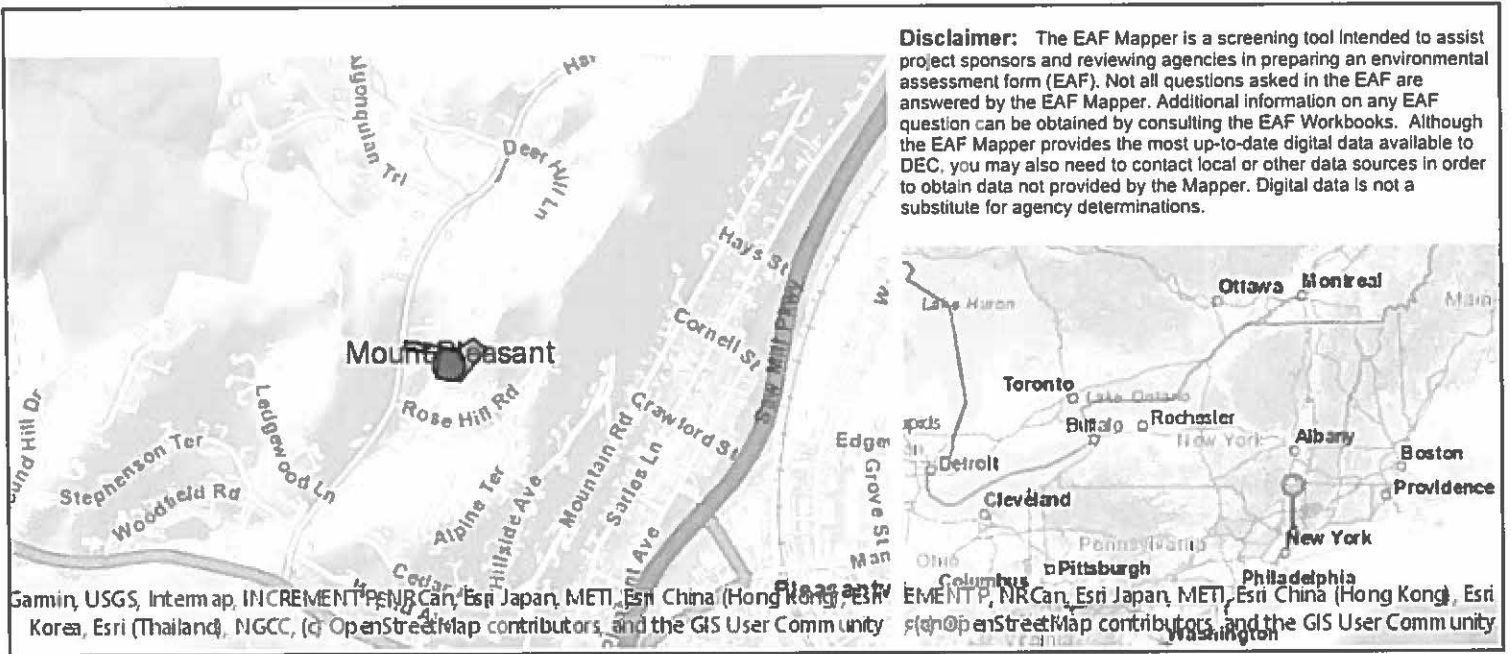


Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to 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

EAF Mapper Summary Report

146 Hardscrabble Road, Briarcliff Manor

Wednesday, January 11, 2023 5:25 PM

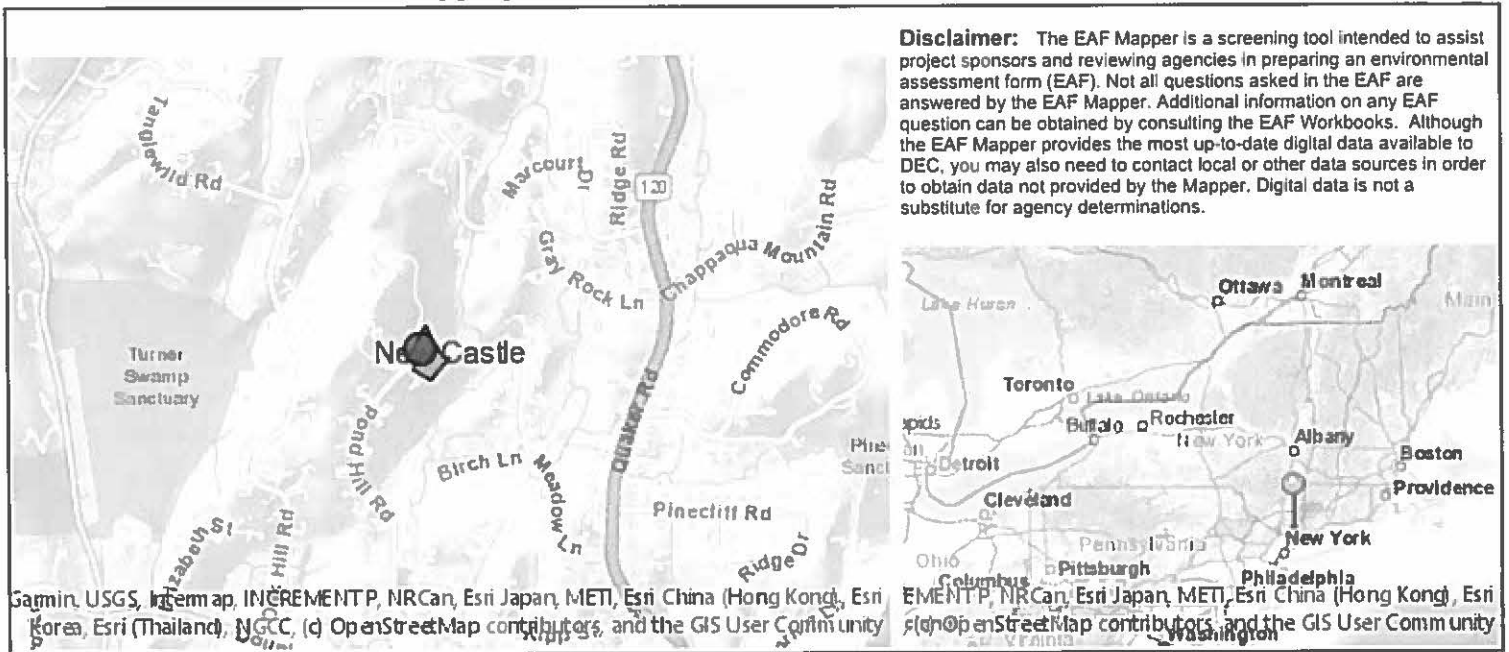


Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	Yes

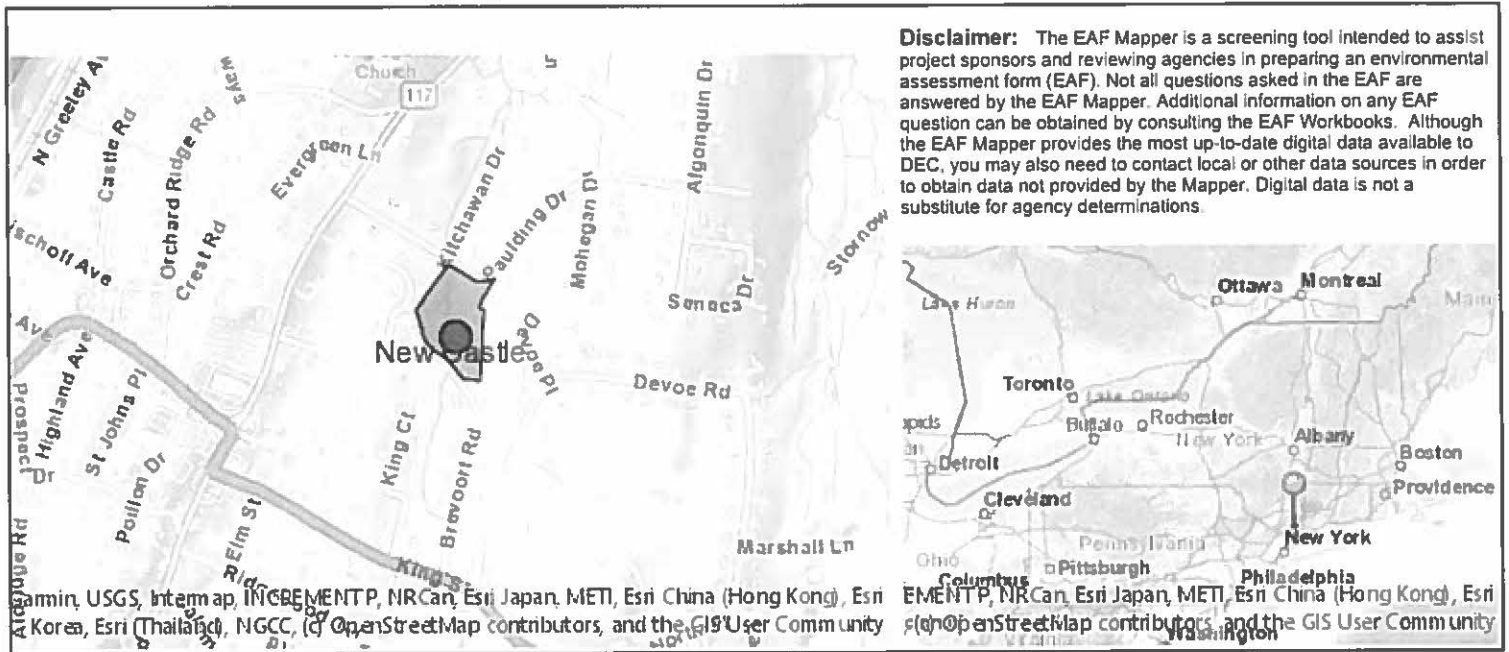
EAF Mapper Summary Report

42 Pond Hill Road, Chappaqua

Wednesday, January 11, 2023 5:19 PM



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]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to 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



Part 1 / Question 7 [Critical Environmental Area]	No
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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

ACT NO. 2023 - _____

AN ACT to Modify the Saw Mill Valley Sanitary Sewer District by the Removal of two (2) Parcels of Property located in the Town of Mt. Pleasant and two (2) Parcels of Property located in the Town of New Castle.

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

Section 1. The properties located in the Town of Mt. Pleasant, more particularly described as 1 Bristol Place, Section 99.6, Block 2, Lot 4; and 146 Hardscrabble Road, Section 99.17, Block 2, Lot 28 (the “Mt. Pleasant Parcels”), are hereby removed from the Saw Mill Valley Sanitary Sewer District (the “District”).

§2. The properties located in the Town of New Castle, more particularly described as 42 Pond Hill Road, Section 92.18, Block 1, Lot 10; and 63 Brevoort Road, Section 100.8, Block 3, Lot 27.1 (the “New Castle Parcels”), are hereby removed from the District.

§3. Both the Mt. Pleasant Parcels and the New Castle Parcels (collectively the “Parcels”) are to be forgiven their obligation for future debt service requirement and are to relinquish their 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 Parcels.

§4. This Act, and the assessment area of the District 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 roles 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 parcels were assessed on the roll on which said tax is levied.

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

§6. This Act shall take effect immediately.



January 9, 2023

MEMORANDUM

TO: Catherine Borgia, Chair, Board of Legislators

FROM: Margaret Cunzio, Legislator – 3rd District

DATE: January 9, 2023

RE: Correspondence: request for removal from Westchester County
Saw Mill Sewer District: 5 Charles Court, Chappaqua, NY 10514

Please add the attached correspondence to the agenda of the January 23, 2023 Board of Legislators meeting for referral to the appropriate committees.



CARL FULGENZI
Supervisor

January 5, 2023

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 476-22 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>
Monica and Walter McClure	91.17-1-8.4	5 Charles Court, Chappaqua, NY

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,

s/ *Carl Fulgenzi*

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 DECEMBER 27, 2022

Authorization to Remove 5 Charles Court from County Sewer District with Final Approval Being Granted from Westchester County

RESOLUTION 476-22

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

WHEREAS, Mr. & Mrs. Walter McClure, property owners of 5 Charles Court, Chappaqua, have requested removal of their property from the Westchester County Saw Mill Sanitary Sewer District because said property is not serviced by sanitary sewers; and

WHEREAS, the property satisfies all criteria set forth by the Westchester County Department of Environmental Facilities (WCDEF) for removal of a property from a Town tax base;

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>SBL</u>	<u>Address</u>
Monica & Walter McClure	91.17-1-8.4	5 Charles Court, Chappaqua, NY

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

EMILY COSTANZA
TOWN CLERK
TOWN OF MOUNT PLEASANT

Catherine Borgia

Chairwoman of the Board

Legislator, 9th District



TO: James Nolan, Chair, Committee on Appointments
Sunday Vanderberg, Clerk of the Board of Legislators

FROM: Catherine Borgia, Chairwoman of the Board of Legislators

DATE: January 19, 2023

RE: Appointment of Legislator Parker to the Storm Water Advisory Board

I hereby appoint Legislator Catherine Parker as the Board of Legislators ex-officio member of the Westchester County Storm Water Advisory Board for a term to commence on January 1, 2023 and to expire on December 31, 2023.

This appointment is in accordance with Section 241.259 of the Laws of Westchester County and is not subject to a vote by the Board of Legislators.

Please place this memo on the January 23, 2023 Westchester County Board of Legislators meeting agenda for referral to the Appointments Committee for record keeping purposes.

Thank you.

HARRISON ENGINEERING DEPARTMENT

Town/Village of Harrison
Alfred F. Sulla, Jr. Municipal Building
1 Heineman Place
Harrison, New York 10528

Michael J. Amodeo, P.E., CFM
Town/Village Engineer



January 11, 2023

Legislator Nancy E. Barr
800 Michaelian Office Building
148 Martine Avenue, 8th Floor
White Plains, NY, 10601

Dear Legislator Barr,

We are reaching out regarding requested changes to the County Sanitary Sewer District, specifically to the removal of the property at 3 Mittman Road from the Westchester County Sewer District. This package serves as a formal request to remove the property from the Westchester County Sewer District.

After inspecting our maps, we show that the distance between the property in question and the nearest Town Sewer line is greater than 200' away. Thus the property would require a sewer main extension in order to connect.

Furthermore, after inspecting all related documentation, we also state that this property is located within the Blind Brook Sewer District.

Thank you for your time and assistance in this process.

Sincerely yours,

Michael J. Amodeo, P.E., CFM
Town/Village Engineer

MJA/mep

September 20, 2022

V - - 2022 - - 091

APPROVAL TO WITHDRAW BLOCK 592, LOT 9
FROM WESTCHESTER SEWER DISTRICT

On motion of Trustee Evangelista, seconded by Trustee Brown,

it was,

RESOLVED to accept the request by, Town Engineer, Michael J. Amodeo, on behalf of the homeowner, to remove Block 592, Lot 9 also known as 3 Mittman Road, Rye NY, 10580 from the Westchester County Sewer District.

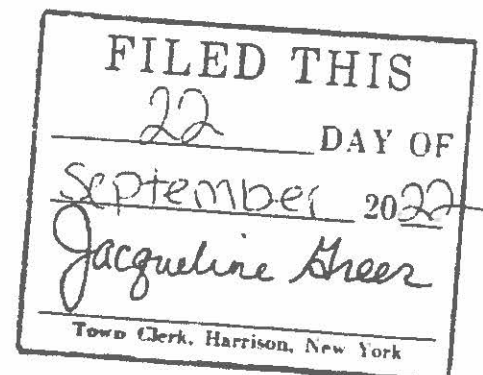
FURTHER RESOLVED to forward a copy of this Resolution to the Town Engineer and the Law Department.

Adopted by the following vote:

AYES: Trustees Brown, Sciliano, Leader and Evangelista
Mayor Dionisio

NAYS: None

ABSENT: None



September 20, 2022

V - - 2022 - - 091

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FROM WESTCHESTER SEWER DISTRICT

On motion of Trustee Evangelista, seconded by Trustee Brown,

it was,

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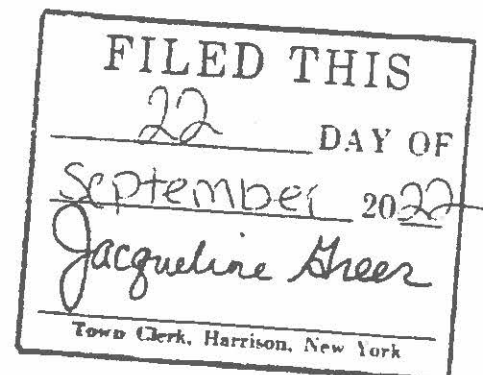
FURTHER RESOLVED to forward a copy of this Resolution to the Town Engineer and the Law Department.

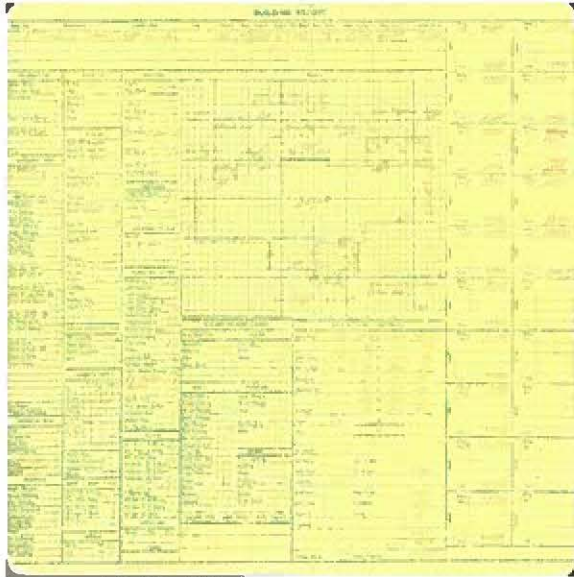
Adopted by the following vote:

AYES: Trustees Brown, Sciliano, Leader and Evangelista
Mayor Dionisio

NAYS: None

ABSENT: None





Parcel ID: 0592.-9 (HARRISON)
Legal Addr: 3 MITTMAN RD
Name: BRANDT, GARY
School: 552801 (HARRISON CENTRAL)

Mailing Address:
 BRANDT, GARY
 BRANDT, BARBARA
 3 MITTMAN RD
 RYE, NY 10580

Property Description
 PARTIAL

Bank Code:
Hstd:
Prop Class: 210 (1 FAMILY RES)

Roll Sect: 1
Res %:

Acreage: 3.46
Coord North: 0
Ownership:
Easement: None

East: 0

Mortgage Num:
Land Commitment: None
Commitment End:

Assessment Information

2020	
Land	Total
10,000	45,000

2021	
Land	Total
10,000	45,000

2022	
Land	Total
10,000	45,000

County Taxable
45,000

Town Taxable
45,000

School Taxable
45,000

STAR Amount
0

Exemption Information

No exemptions.

Special District Information

Code	Description	Calc	%	Units	Secondary Units	Amount	Taxable Val
CS282	MAMARONECK VALLEY						45000
DD281	REF DISPOSAL DIST						45000
SF284	FIRE DST #4 PURCH						45000

Sales Information

No recorded sales.

Parcel ID: 0592-9 (HARRISON)
Name: BRANDT, GARY

Legal Addr: 3 MITTMAN RD
School: 552801 (HARRISON CENTRAL)

Residential Site 1

Prop Cls: 210 (1 FAMILY RES)
Desirability: 3 (SUPERIOR)
Zoning: R-1 (R-1)
Sewer: 3 (COMM\PUBLIC)
Utilities: 4 (GAS\ELECTRIC)
Route #:
Elevation:

Neighborhood: 8
Nbhd Rating: 2 (AVERAGE)
Nbhd Type: 2 (SUBURBAN)
Water: 3 (COMM\PUBLIC)
Road: 3 (IMPROVED)
Phys Change:
Traffic:

Bldg Style: 05 (COLONIAL)
Condition: 4 (GOOD)
Heat: 3 (HOT WATER \ STEAM)
Fuel: 4 (OIL)
Year Built: 1923
Garages:
Stories: 2.0
Bathrooms: 6.0
Kitchens: 1
1st Story: 2,661
1/2 Story:
Fin Attic:
Unfin 1/2:
Tot Living Area: 5,289

Porch:
Year Remodeled: 0
Bsmt Garages:
Rooms:
1/2 Baths: 1
Kitchen Qual:
2nd Story: 2,628
3/4 Story:
Fin Bsmt:
Unfin 3/4:

Ext Wall: 07 (STONE)
Grade: A (EXCELLENT)
Basement: 3 (PARTIAL)

Central Air: No
Porch Area:
Dtch Garages:
Bedrooms: 6
Bathroom Qual:
Fireplaces: 3
3rd Story:
Fin Over Garage:
Fin Rec Rm:
Unfin Room:

Land Information

#	Land Type	Frntg	Depth	Acres	Sq Feet	Influence	Soil	Wtrfrnt	Land Val	Unit Val
1				3.46						

Improvement Information

#	Structure	Year	Dim	Dim 1	Dim 2	Qty	Grd	Cond	Fnc Obs	% Good	Rplc Cost	Less Dprc
1	PATIO, FLAGSTONE	1900	SqFt			23	A	GOOD				
2	PATIO, FLAGSTONE	1900	SqFt			34	A	GOOD				
3	PATIO, CONCRETE	1900	SqFt			27	A	GOOD				
4	PATIO, FLAGSTONE	1900	SqFt			52	A	GOOD				
5	POOL, POURED CON	1997	Dim	25	43	1	B	GOOD				
6	GARAGE, 2C BUILT	1923	SqFt			1170	B	GOOD				
7	GARAGE, 2C BUILT	1923	SqFt			1170	B	GOOD				
8	PORCH, OPEN	1923	SqFt			150	A	GOOD				
9	PATIO, FLAGSTONE	1923	SqFt			93	A	GOOD				
10	PORCH, UPPER OP	1923	SqFt			183	A	NORM				

STATE OF NEW YORK
COUNTY: Westchester
TOWN OF HARRISON
SWIS: 552800 (HARRISON)

2022 TOWN TENTATIVE ROLL
TAXABLE SECTION OF THE ROLL - 1
PARCEL ID ORDER
UNIFORM PERCENT OF VALUE = 1.29

PAGE: 704
ROLL PRINT DATE: 6/1/2022
VALUATION DATE: 5/1/2022
TAXABLE STATUS DATE: 5/1/2022

TAX MAP PARCEL ID	CD	PROPERTY LOCATION & CLASS	ASSESSMENT	EXEMPTION CODE-----	COUNTY-----	TOWN-----	SCHOOL
CURRENT OWNERS NAME		SCHOOL DISTRICT	---	LAND---	TAX DESCRIPTION		TAXABLE VALUE
CURRENT OWNERS ADDRESS		PARCEL SIZE/GRID COORD	---	TOTAL---	SPECIAL DISTRICTS		

0592.-8		1 BROOK VIEW LN				0592.-8	*****
RIVERA, MARIANO		210 1 FAMILY RES				ACCT: 000038020	
RIVERA, CLARA		HARRISON CENTRAL	5,500		COUNTY TAXABLE		48,250
425 RIDGEWAY		POB			TOWN TAXABLE		48,250
WHITE PLAINS NY 10605		PARTIAL	48,250		SCHOOL TAXABLE		48,250
		ACREAGE 1.17			CS282 MAMARONECK VALL		48,250 TO C
		BANK 102			DD281 REF DISPOSAL DI		48,250 TO
		FULL MKT VAL 3,740,310			SF284 FIRE DST #4 PUR		48,250 TO

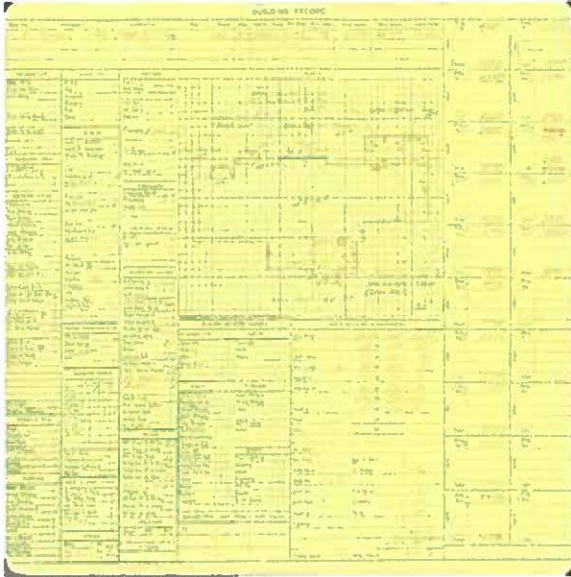
0592.-9		3 MITTMAN RD				0592.-9	*****
BRANDT, GARY		210 1 FAMILY RES				ACCT: 000038030	
BRANDT, BARBARA		HARRISON CENTRAL	10,000		COUNTY TAXABLE		45,000
3 MITTMAN RD		PARTIAL	45,000		TOWN TAXABLE		45,000
RYE NY 10580		ACREAGE 3.46			SCHOOL TAXABLE		45,000
		FULL MKT VAL 3,488,372			CS282 MAMARONECK VALL		45,000 TO C
					DD281 REF DISPOSAL DI		45,000 TO
					SF284 FIRE DST #4 PUR		45,000 TO

0592.-12		120 POLLY PARK RD				0592.-12	*****
DUNLOP, ANNA		210 1 FAMILY RES				ACCT: 000038040	
DUNLOP, CHRISTOPHER		HARRISON CENTRAL	9,000		COUNTY TAXABLE		70,300
120 POLLY PARK RD		ACREAGE 4.34			TOWN TAXABLE		70,300
RYE NY 10580		FULL MKT VAL 5,449,612			SCHOOL TAXABLE		70,300
			70,300		CS282 MAMARONECK VALL		70,300 TO C
					DD281 REF DISPOSAL DI		70,300 TO
					SF282 FIRE DISTRICT #		70,300 TO

0592.-13		32 KENILWORTH RD				0592.-13	*****
GOLDSTEIN, ARNOLD		250 ESTATE				ACCT: 000038050	
GOLDSTEIN, ARLENE		HARRISON CENTRAL	19,630		COUNTY TAXABLE		114,520
32 KENILWORTH RD		13&42			TOWN TAXABLE		114,520
RYE NY 10580		PARTIAL	114,520		SCHOOL TAXABLE		114,520
		ACREAGE 6.42			CS282 MAMARONECK VALL		114,520 TO C
		FULL MKT VAL 8,877,519			DD281 REF DISPOSAL DI		114,520 TO
					SF282 FIRE DISTRICT #		114,520 TO

0592.-14		24 POLLY PARK RD				0592.-14	*****
LOMBARDI, FRANCESCO		210 1 FAMILY RES				ACCT: 000038060	
24 POLLY PARK RD		HARRISON CENTRAL	6,800		COUNTY TAXABLE		24,000
RYE NY 10580		ACREAGE 2.48			TOWN TAXABLE		24,000
		FULL MKT VAL 1,860,465			SCHOOL TAXABLE		24,000
			24,000		CS282 MAMARONECK VALL		24,000 TO C
					DD281 REF DISPOSAL DI		24,000 TO
					SF282 FIRE DISTRICT #		24,000 TO

0592.-15		4 KENILWORTH RD				0592.-15	*****
WAISBURG, ADRIAN		210 1 FAMILY RES				ACCT: 000038070	
CZYZEWSKI, ANDREA		HARRISON CENTRAL	4,000		COUNTY TAXABLE		22,750
4 KENILWORTH RD		PO1			TOWN TAXABLE		22,750
RYE NY 10580		ACREAGE 1.00	22,750		SCHOOL TAXABLE		22,750
		FULL MKT VAL 1,763,565			CS282 MAMARONECK VALL		22,750 TO C
					DD281 REF DISPOSAL DI		22,750 TO
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Name: BRANDT, GARY
School: 552801 (HARRISON CENTRAL)

Mailing Address:
 BRANDT, GARY
 BRANDT, BARBARA
 3 MITTMAN RD
 RYE, NY 10580

Property Description
 PARTIAL

Bank Code:
Hstd:
Prop Class: 210 (1 FAMILY RES)

Roll Sect: 1
Res %:

Acreage: 3.46
Coord North: 0
Ownership:
Easement: None

East: 0

Mortgage Num:
Land Commitment: None
Commitment End:

Assessment Information

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Land	Total
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School Taxable
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STAR Amount
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Exemption Information

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Route #:
Elevation:

Neighborhood: 8
Nbhd Rating: 2 (AVERAGE)
Nbhd Type: 2 (SUBURBAN)
Water: 3 (COMM\PUBLIC)
Road: 3 (IMPROVED)
Phys Change:
Traffic:

Bldg Style: 05 (COLONIAL)
Condition: 4 (GOOD)
Heat: 3 (HOT WATER \ STEAM)
Fuel: 4 (OIL)
Year Built: 1923
Garages:
Stories: 2.0
Bathrooms: 6.0
Kitchens: 1
1st Story: 2,661
1/2 Story:
Fin Attic:
Unfin 1/2:
Tot Living Area: 5,289

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1				3.46						

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CURRENT OWNERS ADDRESS		PARCEL SIZE/GRID COORD	---	TOTAL---	SPECIAL DISTRICTS		

0592.-8		1 BROOK VIEW LN			COUNTY TAXABLE		48,250
RIVERA, MARIANO		210 1 FAMILY RES	5,500		TOWN TAXABLE		48,250
RIVERA, CLARA		HARRISON CENTRAL			SCHOOL TAXABLE		48,250
425 RIDGEWAY		PO8			CS282 MAMARONECK VALL		48,250 TO C
WHITE PLAINS NY 10605		PARTIAL	48,250		DD281 REF DISPOSAL DI		48,250 TO
		ACREAGE 1.17			SF284 FIRE DST #4 PUR		48,250 TO
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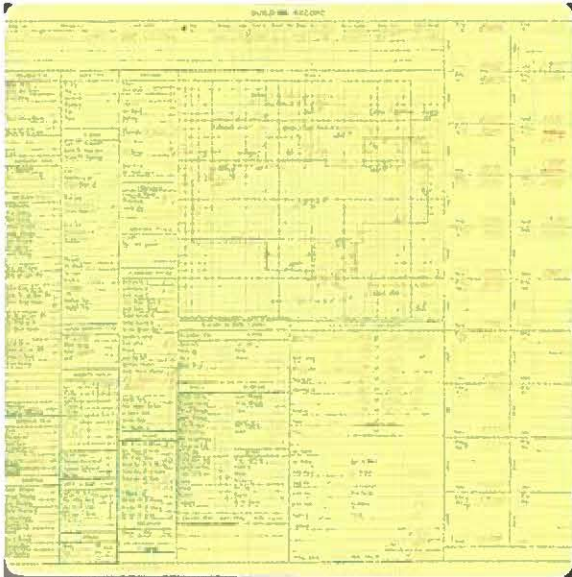
0592.-9		3 MITTMAN RD			COUNTY TAXABLE		45,000
BRANDT, GARY		210 1 FAMILY RES	10,000		TOWN TAXABLE		45,000
BRANDT, BARBARA		HARRISON CENTRAL			SCHOOL TAXABLE		45,000
3 MITTMAN RD		PARTIAL	45,000		CS282 MAMARONECK VALL		45,000 TO C
RYE NY 10580		ACREAGE 3.46			DD281 REF DISPOSAL DI		45,000 TO
		FULL MKT VAL 3,488,372			SF284 FIRE DST #4 PUR		45,000 TO

0592.-12		120 POLLY PARK RD			COUNTY TAXABLE		70,300
DUNLOP, ANNA		210 1 FAMILY RES	9,000		TOWN TAXABLE		70,300
DUNLOP, CHRISTOPHER		HARRISON CENTRAL			SCHOOL TAXABLE		70,300
120 POLLY PARK RD		ACREAGE 4.34	70,300		CS282 MAMARONECK VALL		70,300 TO C
RYE NY 10580		FULL MKT VAL 5,449,612			DD281 REF DISPOSAL DI		70,300 TO
					SF282 FIRE DISTRICT #		70,300 TO

0592.-13		32 KENILWORTH RD			COUNTY TAXABLE		114,520
GOLDSTEIN, ARNOLD		250 ESTATE	19,630		TOWN TAXABLE		114,520
GOLDSTEIN, ARLENE		HARRISON CENTRAL			SCHOOL TAXABLE		114,520
32 KENILWORTH RD		13442	114,520		CS282 MAMARONECK VALL		114,520 TO C
RYE NY 10580		PARTIAL			DD281 REF DISPOSAL DI		114,520 TO
		ACREAGE 6.42			SF282 FIRE DISTRICT #		114,520 TO
		FULL MKT VAL 8,877,519					

0592.-14		24 POLLY PARK RD			COUNTY TAXABLE		24,000
LOMBARDI, FRANCESCO		210 1 FAMILY RES	6,800		TOWN TAXABLE		24,000
24 POLLY PARK RD		HARRISON CENTRAL			SCHOOL TAXABLE		24,000
RYE NY 10580		ACREAGE 2.48	24,000		CS282 MAMARONECK VALL		24,000 TO C
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WAISBURG, ADRIAN		210 1 FAMILY RES	4,000		TOWN TAXABLE		22,750
CZYZEWSKI, ANDREA		HARRISON CENTRAL			SCHOOL TAXABLE		22,750
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Parcel ID: 0592.-9 (HARRISON)
Legal Addr: 3 MITTMAN RD
Name: BRANDT, GARY
School: 552801 (HARRISON CENTRAL)

Mailing Address:
 BRANDT, GARY
 BRANDT, BARBARA
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 RYE, NY 10580

Property Description
 PARTIAL

Bank Code:
Hstd:
Prop Class: 210 (1 FAMILY RES)

Roll Sect: 1
Res %:

Acreage: 3.46
Coord North: 0
Ownership:
Easement: None

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Commitment End:

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Town Taxable
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STAR Amount
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Exemption Information

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Special District Information

Code	Description	Calc	%	Units	Secondary Units	Amount	Taxable Val
CS282	MAMARONECK VALLEY						45000
DD281	REF DISPOSAL DIST						45000
SF284	FIRE DST #4 PURCH						45000

Sales Information

No recorded sales.

Parcel ID: 0592.-9 (HARRISON)
Name: BRANDT, GARY

Legal Addr: 3 MITTMAN RD
School: 552801 (HARRISON CENTRAL)

Residential Site 1

Prop Cls: 210 (1 FAMILY RES)
Desirability: 3 (SUPERIOR)
Zoning: R-1 (R-1)
Sewer: 3 (COMM\PUBLIC)
Utilities: 4 (GAS\ELECTRIC)
Route #:
Elevation:

Neighborhood: 8
Nbhd Rating: 2 (AVERAGE)
Nbhd Type: 2 (SUBURBAN)
Water: 3 (COMM\PUBLIC)
Road: 3 (IMPROVED)
Phys Change:
Traffic:

Bldg Style: 05 (COLONIAL)
Condition: 4 (GOOD)
Heat: 3 (HOT WATER \ STEAM)
Fuel: 4 (OIL)
Year Built: 1923
Garages:
Stories: 2.0
Bathrooms: 6.0
Kitchens: 1
1st Story: 2,661
1/2 Story:
Fin Attic:
Unfin 1/2:
Tot Living Area: 5,289

Porch:
Year Remodeled: 0
Bsmt Garages:
Rooms:
1/2 Baths: 1
Kitchen Qual:
2nd Story: 2,628
3/4 Story:
Fin Bsmt:
Unfin 3/4:

Central Air: No
Porch Area:
Dtch Garages:
Bedrooms: 6
Bathroom Qual:
Fireplaces: 3
3rd Story:
Fin Over Garage:
Fin Rec Rm:
Unfin Room:

Land Information

#	Land Type	Frntg	Depth	Acres	Sq Feet	Influence	Soil	Wtrfrnt	Land Val	Unit Val
1				3.46						

Improvement Information

#	Structure	Year	Dim	Dim 1	Dim 2	Qty	Grd	Cond	Fnc Obs	% Good	Rplc Cost	Less Dprc
1	PATIO, FLAGSTONE	E900	SqFt			23	A	GOOD				
2	PATIO, FLAGSTONE	E900	SqFt			34	A	GOOD				
3	PATIO, CONCRETE	E1900	SqFt			27	A	GOOD				
4	PATIO, FLAGSTONE	E900	SqFt			52	A	GOOD				
5	POOL, POURED CON	097	Dim	25	43	1	B	GOOD				
6	GARAGE, 2C BUIL	T923	SqFt			1170	B	GOOD				
7	GARAGE, 2C BUIL	T923	SqFt			1170	B	GOOD				
8	PORCH, OPEN	1923	SqFt			150	A	GOOD				
9	PATIO, FLAGSTONE	E923	SqFt			93	A	GOOD				
10	PORCH, UPPER OPE	E923	SqFt			183	A	NORM				

STATE OF NEW YORK
COUNTY: Westchester
TOWN OF HARRISON
SWIS: 552800 (HARRISON)

2022 TOWN TENTATIVE ROLL
TAXABLE SECTION OF THE ROLL - 1
PARCEL ID ORDER
UNIFORM PERCENT OF VALUE = 1.29

PAGE: 704
ROLL PRINT DATE: 6/1/2022
VALUATION DATE: 5/1/2022
TAXABLE STATUS DATE: 5/1/2022

TAX MAP PARCEL ID	CD	PROPERTY LOCATION & CLASS	ASSESSMENT	EXEMPTION CODE-----	COUNTY-----	TOWN-----	SCHOOL
CURRENT OWNERS NAME		SCHOOL DISTRICT	---	LAND---	TAX DESCRIPTION		TAXABLE VALUE
CURRENT OWNERS ADDRESS		PARCEL SIZE/GRID COORD	---	TOTAL---	SPECIAL DISTRICTS		

0592.-8		1 BROOK VIEW LN			COUNTY TAXABLE	0592.-8	*****
RIVERA, MARIANO		210 1 FAMILY RES	5,500		TOWN TAXABLE	ACCT: 000038020	
RIVERA, CLARA		HARRISON CENTRAL			SCHOOL TAXABLE		48,250
425 RIDGEWAY		POB			CS282 MAMARONECK VALL		48,250
WHITE PLAINS NY 10605		PARTIAL	48,250		DD281 REF DISPOSAL DI		48,250 TO C
		ACREAGE 1.17			SF284 FIRE DST #4 PUR		48,250 TO
		BANK 102					
		FULL MKT VAL 3,740,310					

0592.-9		3 MITTMAN RD			COUNTY TAXABLE	0592.-9	*****
BRANDT, GARY		210 1 FAMILY RES	10,000		TOWN TAXABLE	ACCT: 000038030	
BRANDT, BARBARA		HARRISON CENTRAL			SCHOOL TAXABLE		45,000
3 MITTMAN RD		PARTIAL	45,000		CS282 MAMARONECK VALL		45,000 TO C
RYE NY 10580		ACREAGE 3.46			DD281 REF DISPOSAL DI		45,000 TO
		FULL MKT VAL 3,488,372			SF284 FIRE DST #4 PUR		45,000 TO

0592.-12		120 POLLY PARK RD			COUNTY TAXABLE	0592.-12	*****
DUNLOP, ANNA		210 1 FAMILY RES	9,000		TOWN TAXABLE	ACCT: 000038040	
DUNLOP, CHRISTOPHER		HARRISON CENTRAL			SCHOOL TAXABLE		70,300
120 POLLY PARK RD		ACREAGE 4.34	70,300		CS282 MAMARONECK VALL		70,300 TO C
RYE NY 10580		FULL MKT VAL 5,449,612			DD281 REF DISPOSAL DI		70,300 TO
					SF282 FIRE DISTRICT #		70,300 TO

0592.-13		32 KENILWORTH RD			COUNTY TAXABLE	0592.-13	*****
GOLDSTEIN, ARNOLD		250 ESTATE	19,630		TOWN TAXABLE	ACCT: 000038050	
GOLDSTEIN, ARLENE		HARRISON CENTRAL			SCHOOL TAXABLE		114,520
32 KENILWORTH RD		13442	114,520		CS282 MAMARONECK VALL		114,520 TO C
RYE NY 10580		PARTIAL			DD281 REF DISPOSAL DI		114,520 TO
		ACREAGE 6.42			SF282 FIRE DISTRICT #		114,520 TO
		FULL MKT VAL 8,877,519					

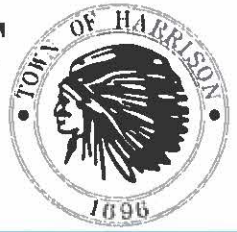
0592.-14		24 POLLY PARK RD			COUNTY TAXABLE	0592.-14	*****
LOMBARDI, FRANCESCO		210 1 FAMILY RES	6,800		TOWN TAXABLE	ACCT: 000038060	
24 POLLY PARK RD		HARRISON CENTRAL			SCHOOL TAXABLE		24,000
RYE NY 10580		ACREAGE 2.48	24,000		CS282 MAMARONECK VALL		24,000 TO C
		FULL MKT VAL 1,860,465			DD281 REF DISPOSAL DI		24,000 TO
					SF282 FIRE DISTRICT #		24,000 TO

0592.-15		4 KENILWORTH RD			COUNTY TAXABLE	0592.-15	*****
WAISBURG, ADRIAN		210 1 FAMILY RES	4,000		TOWN TAXABLE	ACCT: 000038070	
CZYZEWSKI, ANDREA		HARRISON CENTRAL			SCHOOL TAXABLE		22,750
4 KENILWORTH RD		PO1	22,750		CS282 MAMARONECK VALL		22,750 TO C
RYE NY 10580		ACREAGE 1.00			DD281 REF DISPOSAL DI		22,750 TO
		FULL MKT VAL 1,763,565			SF282 FIRE DISTRICT #		22,750 TO

HARRISON ENGINEERING DEPARTMENT

Town/Village of Harrison
Alfred F. Sulla, Jr. Municipal Building
1 Heineman Place
Harrison, New York 10528

Michael J. Amodeo, P.E., CFM
Town/Village Engineer



January 11, 2023

Legislator Nancy E. Barr
800 Michaelian Office Building
148 Martine Avenue, 8th Floor
White Plains, NY, 10601

Dear Legislator Barr,

We are reaching out regarding requested changes to the County Sanitary Sewer District, specifically to the removal of the property at 1 Mittman Road from the Westchester County Sewer District. This package serves as a formal request to remove the property from the Westchester County Sewer District.

After inspecting our maps, we show that the distance between the property in question and the nearest Town Sewer line is greater than 590' away. Thus the property would require a sewer main extension in order to connect.

Furthermore, after inspecting all related documentation, we also state that this property is located within the Blind Brook Sewer District.

Thank you for your time and assistance in this process.

Sincerely yours,

A handwritten signature in blue ink, appearing to read "Michael J. Amodeo", is written over the typed name.

Michael J. Amodeo, P.E., CFM
Town/Village Engineer

MJA/mep

September 20, 2022

V - - 2022 - - 089

APPROVAL TO WITHDRAW BLOCK 592, LOT 52
FROM WESTCHESTER SEWER DISTRICT

On motion of Trustee Evangelista, seconded by Trustee Brown,

it was,

RESOLVED to accept the request by, Town Engineer, Michael J. Amodeo, on behalf of the homeowner, to remove Block 592, Lot 52 also known as 1 Mittman Road, Rye NY, 10580 from the Westchester County Sewer District.

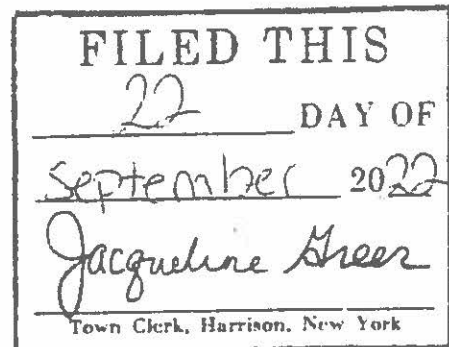
FURTHER RESOLVED to forward a copy of this Resolution to the Town Engineer and the Law Department.

Adopted by the following vote:

AYES: Trustees Brown, Sciliano, Leader and Evangelista
Mayor Dionisio

NAYS: None

ABSENT: None



September 20, 2022

V - - 2022 - - 089

APPROVAL TO WITHDRAW BLOCK 592, LOT 52
FROM WESTCHESTER SEWER DISTRICT

On motion of Trustee Evangelista, seconded by Trustee Brown.

it was,

RESOLVED to accept the request by, Town Engineer, Michael J. Amodeo, on behalf of the homeowner, to remove Block 592, Lot 52 also known as 1 Mittman Road, Rye NY, 10580 from the Westchester County Sewer District.

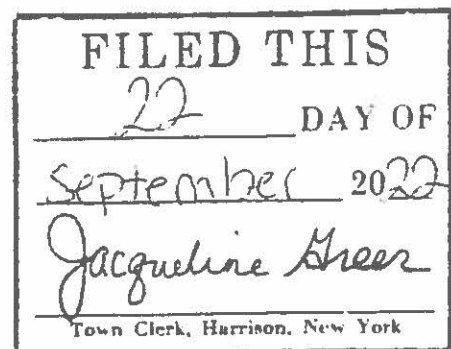
FURTHER RESOLVED to forward a copy of this Resolution to the Town Engineer and the Law Department.

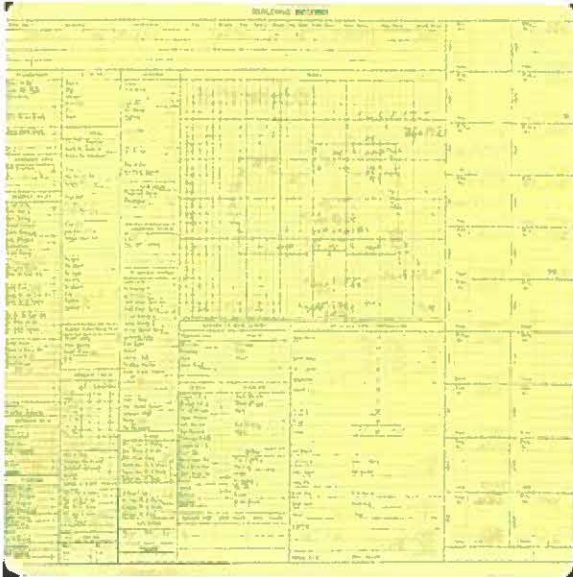
Adopted by the following vote:

AYES: Trustees Brown, Sciliano, Leader and Evangelista
Mayor Dionisio

NAYS: None

ABSENT: None





Parcel ID: 0592.-52 (HARRISON)
Legal Addr: 1 MITTMAN RD
Name: VENTURA, GIORGIO
School: 552801 (HARRISON CENTRAL)

Mailing Address:
 VENTURA, GIORGIO
 VENTURA, MARIA
 1 MITTMAN RD
 RYE, NY 10580

Property Description
 PO9

Bank Code:
Hstd:
Prop Class: 210 (1 FAMILY RES)

Roll Sect: 1
Res %:

Acreage: 1.27
Coord North: 0
Ownership:
Easement: None

Mortgage Num:
Land Commitment: None
Commitment End:

Assessment Information

2020	
Land	Total
4,000	28,500

2021	
Land	Total
4,000	28,500

2022	
Land	Total
4,000	28,500

County Taxable
28,500

Town Taxable
28,500

School Taxable
28,500

STAR Amount
0

Exemption Information

No exemptions.

Special District Information

Code	Description	Calc	%	Units	Secondary Units	Amount	Taxable Val
CS282	MAMARONECK VALLEY						28500
DD281	REF DISPOSAL DIST						28500
SF284	FIRE DST #4 PURCH						28500

Sales Information

No recorded sales.

Parcel ID: 0592.-52 (HARRISON)
Name: VENTURA, GIORGIO

Legal Addr: 1 MITTMAN RD
School: 552801 (HARRISON CENTRAL)

Residential Site 1

Prop Cls: 210 (1 FAMILY RES)
Desirability: 2 (TYPICAL)
Zoning: R-1 (R-1)
Sewer: 3 (COMM\PUBLIC)
Utilities: 4 (GAS\ELECTRIC)
Route #:
Elevation:

Neighborhood: 8
Nbhd Rating: 2 (AVERAGE)
Nbhd Type: 2 (SUBURBAN)
Water: 3 (COMM\PUBLIC)
Road: 3 (IMPROVED)
Phys Change:
Traffic:

Bldg Style: 01 (RANCH)
Condition:
Heat: 2 (HOT AIR)
Fuel: 4 (OIL)
Year Built: 1986
Garages:
Stories: 1.0
Bathrooms: 3.0
Kitchens: 1
1st Story: 4,167
1/2 Story:
Fin Attic:
Unfin 1/2:
Tot Living Area: 4,167

Porch:
Year Remodeled: 0
Bsmt Garages: 3
Rooms: 8
1/2 Baths: 1
Kitchen Qual:
2nd Story:
3/4 Story:
Fin Bsmt:
Unfin 3/4:

Ext Wall: 01 (WOOD)
Grade: (EXCELLENT)
Basement: 3 (PARTIAL)

Central Air: Yes
Porch Area:
Dtch Garages:
Bedrooms:
Bathroom Qual:
Fireplaces: 1
3rd Story:
Fin Over Garage:
Fin Rec Rm:
Unfin Room:

Land Information

#	Land Type	Frntg	Depth	Acres	Sq Feet	Influence	Soil	Wtrfrnt	Land Val	Unit Val
1				1.27						

STATE OF NEW YORK
COUNTY: Westchester
TOWN OF HARRISON
SWIS: 552800 (HARRISON)

2022 TOWN TENTATIVE ROLL
TAXABLE SECTION OF THE ROLL - 1
PARCEL ID ORDER
UNIFORM PERCENT OF VALUE = 1.29

PAGE: 710
ROLL PRINT DATE: 6/1/2022
VALUATION DATE: 5/1/2022
TAXABLE STATUS DATE: 5/1/2022

TAX MAP PARCEL ID	CD	PROPERTY LOCATION & CLASS	ASSESSMENT	EXEMPTION CODE	COUNTY	TOWN	SCHOOL
CURRENT OWNERS NAME		SCHOOL DISTRICT	---	LAND---	TAX DESCRIPTION		TAXABLE VALUE
CURRENT OWNERS ADDRESS		PARCEL SIZE/GRID COORD	---	TOTAL---	SPECIAL DISTRICTS		

0592.-49		2 LAUREL WOOD CT			0592.-49		*****
RODRIGUEZ, JULIO R		210 1 FAMILY RES			ACCT: 000150625		
BJORNSDOTTIR, AGLA G		HARRISON CENTRAL	4,700		COUNTY TAXABLE		35,500
2 LAUREL WOOD CT		49&PO48			TOWN TAXABLE		35,500
RYE NY 10580		ACREAGE 2.00	35,500		SCHOOL TAXABLE		35,500
		FULL MKT VAL 2,751,937			CS282 MAMARONECK VALL		35,500 TO C
					DD281 REF DISPOSAL DI		35,500 TO
					SF282 FIRE DISTRICT #		35,500 TO

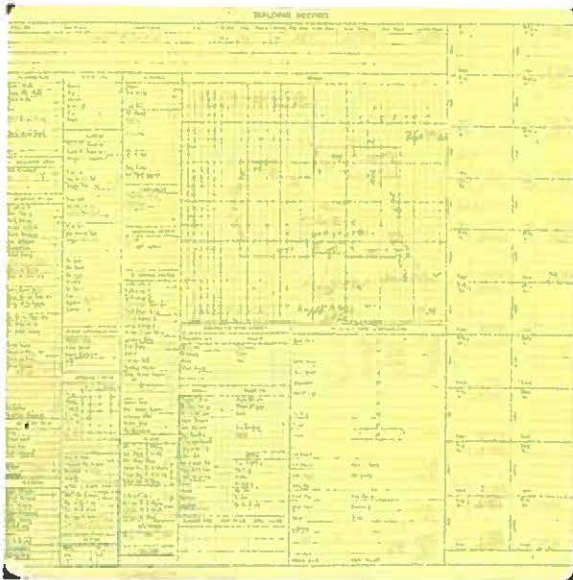
0592.-50		80 KENILWORTH RD			0592.-50		*****
FORTE NICHOLAS V		210 1 FAMILY RES			ACCT: 000038360		
FORTE CRISTINA		HARRISON CENTRAL	4,810		COUNTY TAXABLE		18,600
80 KENILWORTH RD		P09			TOWN TAXABLE		18,600
RYE NY 10580		ACREAGE 1.37	18,600		SCHOOL TAXABLE		18,600
		FULL MKT VAL 1,441,860			CS282 MAMARONECK VALL		18,600 TO C
					DD281 REF DISPOSAL DI		18,600 TO
					SF284 FIRE DST #4 PUR		18,600 TO

0592.-51		2 MITTMAN RD			0592.-51		*****
OH, YOUNG DON		210 1 FAMILY RES			ACCT: 000038370		
OH, JENNIFER		HARRISON CENTRAL	3,580		COUNTY TAXABLE		22,100
2 MITTMAN RD		P09			TOWN TAXABLE		22,100
RYE NY 10580		ACREAGE 1.07	22,100		SCHOOL TAXABLE		22,100
		FULL MKT VAL 1,713,178			CS282 MAMARONECK VALL		22,100 TO C
					DD281 REF DISPOSAL DI		22,100 TO
					SF284 FIRE DST #4 PUR		22,100 TO

0592.-52		1 MITTMAN RD			0592.-52		*****
VENTURA, GIORGIO		210 1 FAMILY RES			ACCT: 000038380		
VENTURA, MARIA		HARRISON CENTRAL	4,000		COUNTY TAXABLE		28,500
1 MITTMAN RD		P09			TOWN TAXABLE		28,500
RYE NY 10580		ACREAGE 1.27	28,500		SCHOOL TAXABLE		28,500
		FULL MKT VAL 2,209,302			CS282 MAMARONECK VALL		28,500 TO C
					DD281 REF DISPOSAL DI		28,500 TO
					SF284 FIRE DST #4 PUR		28,500 TO

0592.-53		4 MITTMAN RD			0592.-53		*****
RIEGER, ROBERT J		210 1 FAMILY RES			ACCT: 000038390		
RIEGER, NANCY J		HARRISON CENTRAL	5,340		COUNTY TAXABLE		22,000
4 MITTMAN RD		PO 9			TOWN TAXABLE		22,000
RYE NY 10580		ACREAGE 2.61	22,000		SCHOOL TAXABLE		22,000
		FULL MKT VAL 1,705,426			CS282 MAMARONECK VALL		22,000 TO C
					DD281 REF DISPOSAL DI		22,000 TO
					SF284 FIRE DST #4 PUR		22,000 TO

0592.-54		22 KENILWORTH RD			0592.-54		*****
MAGID, JAMES A		210 1 FAMILY RES			ACCT: 000038400		
201 E 86TH ST APT 29F		HARRISON CENTRAL	6,900		COUNTY TAXABLE		17,650
NEW YORK NY 10028		P014			TOWN TAXABLE		17,650
		ACREAGE 2.52	17,650		SCHOOL TAXABLE		17,650
		FULL MKT VAL 1,368,217			CS282 MAMARONECK VALL		17,650 TO C
					DD281 REF DISPOSAL DI		17,650 TO
					SF282 FIRE DISTRICT #		17,650 TO



Parcel ID: 0592.-52 (HARRISON)
Legal Addr: 1 MITTMAN RD
Name: VENTURA, GIORGIO
School: 552801 (HARRISON CENTRAL)

Mailing Address:
 VENTURA, GIORGIO
 VENTURA, MARIA
 1 MITTMAN RD
 RYE, NY 10580

Property Description
 PO9

Bank Code:
Hstd:
Prop Class: 210 (1 FAMILY RES)

Roll Sect: 1
Res %:

Acreage: 1.27
Coord North: 0
Ownership:
Easement: None

East: 0

Mortgage Num:
Land Commitment: None
Commitment End:

Assessment Information

2020	
Land	Total
4,000	28,500

2021	
Land	Total
4,000	28,500

2022	
Land	Total
4,000	28,500

County Taxable
28,500

Town Taxable
28,500

School Taxable
28,500

STAR Amount
0

Exemption Information

No exemptions.

Special District Information

Code	Description	Calc	%	Units	Secondary Units	Amount	Taxable Val
CS282	MAMARONECK VALLEY						28500
DD281	REF DISPOSAL DIST						28500
SF284	FIRE DST #4 PURCH						28500

Sales Information

No recorded sales.

Parcel ID: 0592.-52 (HARRISON)
Name: VENTURA, GIORGIO

Legal Addr: 1 MITTMAN RD
School: 552801 (HARRISON CENTRAL)

Residential Site 1

Prop Cls: 210 (1 FAMILY RES)
Desirability: 2 (TYPICAL)
Zoning: R-1 (R-1)
Sewer: 3 (COMM/PUBLIC)
Utilities: 4 (GAS/ELECTRIC)
Route #:
Elevation:

Neighborhood: 8
Nbhd Rating: 2 (AVERAGE)
Nbhd Type: 2 (SUBURBAN)
Water: 3 (COMM/PUBLIC)
Road: 3 (IMPROVED)
Phys Change:
Traffic:

Bldg Style: 01 (RANCH)
Condition:
Heat: 2 (HOT AIR)
Fuel: 4 (OIL)
Year Built: 1986
Garages:
Stories: 1.0
Bathrooms: 3.0
Kitchens: 1
1st Story: 4,167
1/2 Story:
Fin Attic:
Unfin 1/2:
Tot Living Area: 4,167

Ext Wall: 01 (WOOD)
Grade: (EXCELLENT)
Basement: 3 (PARTIAL)

Porch:
Year Remodeled: 0
Bsmt Garages: 3
Rooms: 8
1/2 Baths: 1
Kitchen Qual:
2nd Story:
3/4 Story:
Fin Bsmt:
Unfin 3/4:

Central Air: Yes
Porch Area:
Dtch Garages:
Bedrooms:
Bathroom Qual:
Fireplaces: 1
3rd Story:
Fin Over Garage:
Fin Rec Rm:
Unfin Room:

Land Information

#	Land Type	Frntg	Depth	Acres	Sq Feet	Influence	Soil	Wtrfrnt	Land Val	Unit Val
1				1.27						

STATE OF NEW YORK
COUNTY: Westchester
TOWN OF HARRISON
SWIS: 552800 (HARRISON)

2022 TOWN TENTATIVE ROLL
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TAX MAP PARCEL ID	CD	PROPERTY LOCATION & CLASS	ASSESSMENT	EXEMPTION CODE	COUNTY	TOWN	SCHOOL
CURRENT OWNERS NAME		SCHOOL DISTRICT	---	LAND---	TAX DESCRIPTION		TAXABLE VALUE
CURRENT OWNERS ADDRESS		PARCEL SIZE/GRID COORD	---	TOTAL---	SPECIAL DISTRICTS		

0592.-49		2 LAUREL WOOD CT			0592.-49		*****
RODRIGUEZ, JULIO R		210 1 FAMILY RES			ACCT: 000150625		
BJORNSDOTTIR, AGLA G		HARRISON CENTRAL	4,700		COUNTY TAXABLE		35,500
2 LAUREL WOOD CT		49&PO48			TOWN TAXABLE		35,500
RYE NY 10580		ACREAGE 2.00	35,500		SCHOOL TAXABLE		35,500
		FULL MKT VAL 2,751,937			CS282 MAMARONECK VALL		35,500 TO C
					DD281 REF DISPOSAL DI		35,500 TO
					SF282 FIRE DISTRICT #		35,500 TO

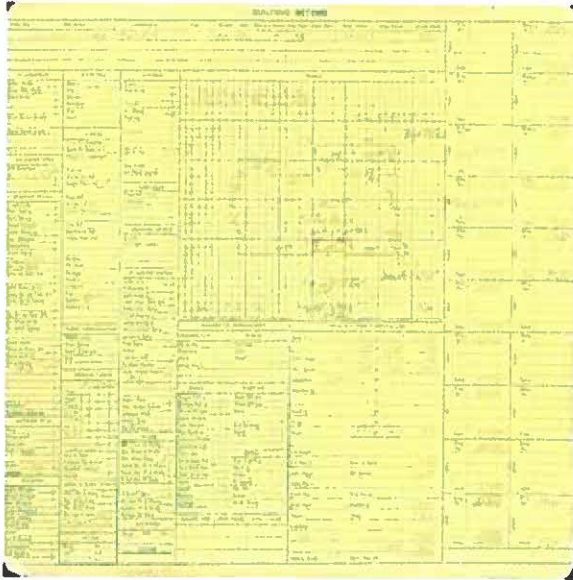
0592.-50		80 KENILWORTH RD			0592.-50		*****
FORTE NICHOLAS V		210 1 FAMILY RES			ACCT: 000038360		
FORTE CRISTINA		HARRISON CENTRAL	4,810		COUNTY TAXABLE		18,600
80 KENILWORTH RD		P09			TOWN TAXABLE		18,600
RYE NY 10580		ACREAGE 1.37	18,600		SCHOOL TAXABLE		18,600
		FULL MKT VAL 1,441,860			CS282 MAMARONECK VALL		18,600 TO C
					DD281 REF DISPOSAL DI		18,600 TO
					SF284 FIRE DST #4 PUR		18,600 TO

0592.-51		2 MITTMAN RD			0592.-51		*****
OH, YOUNG DON		210 1 FAMILY RES			ACCT: 000038370		
OH, JENNIFER		HARRISON CENTRAL	3,580		COUNTY TAXABLE		22,100
2 MITTMAN RD		P09			TOWN TAXABLE		22,100
RYE NY 10580		ACREAGE 1.07	22,100		SCHOOL TAXABLE		22,100
		FULL MKT VAL 1,713,178			CS282 MAMARONECK VALL		22,100 TO C
					DD281 REF DISPOSAL DI		22,100 TO
					SF284 FIRE DST #4 PUR		22,100 TO

0592.-52		1 MITTMAN RD			0592.-52		*****
VENTURA, GIORGIO		210 1 FAMILY RES			ACCT: 000038380		
VENTURA, MARIA		HARRISON CENTRAL	4,000		COUNTY TAXABLE		28,500
1 MITTMAN RD		P09			TOWN TAXABLE		28,500
RYE NY 10580		ACREAGE 1.27	28,500		SCHOOL TAXABLE		28,500
		FULL MKT VAL 2,209,302			CS282 MAMARONECK VALL		28,500 TO C
					DD281 REF DISPOSAL DI		28,500 TO
					SF284 FIRE DST #4 PUR		28,500 TO

0592.-53		4 MITTMAN RD			0592.-53		*****
RIEGER, ROBERT J		210 1 FAMILY RES			ACCT: 000038390		
RIEGER, NANCY J		HARRISON CENTRAL	5,340		COUNTY TAXABLE		22,000
4 MITTMAN RD		PO 9			TOWN TAXABLE		22,000
RYE NY 10580		ACREAGE 2.61	22,000		SCHOOL TAXABLE		22,000
		FULL MKT VAL 1,705,426			CS282 MAMARONECK VALL		22,000 TO C
					DD281 REF DISPOSAL DI		22,000 TO
					SF284 FIRE DST #4 PUR		22,000 TO

0592.-54		22 KENILWORTH RD			0592.-54		*****
MAGID, JAMES A		210 1 FAMILY RES			ACCT: 000038400		
201 E 86TH ST APT 29F		HARRISON CENTRAL	6,900		COUNTY TAXABLE		17,650
NEW YORK NY 10028		P014			TOWN TAXABLE		17,650
		ACREAGE 2.52	17,650		SCHOOL TAXABLE		17,650
		FULL MKT VAL 1,368,217			CS282 MAMARONECK VALL		17,650 TO C
					DD281 REF DISPOSAL DI		17,650 TO
					SF282 FIRE DISTRICT #		17,650 TO



Parcel ID: 0592.-52 (HARRISON)
Legal Addr: 1 MITTMAN RD
Name: VENTURA, GIORGIO
School: 552801 (HARRISON CENTRAL)

Mailing Address:
 VENTURA, GIORGIO
 VENTURA, MARIA
 1 MITTMAN RD
 RYE, NY 10580

Property Description
 PO9

Bank Code:
Hstd:
Prop Class: 210 (1 FAMILY RES)

Roll Sect: 1
Res %:

Acreage: 1.27
Coord North: 0
Ownership:
Easement: None

East: 0

Mortgage Num:
Land Commitment: None
Commitment End:

Assessment Information

2020	
Land	Total
4,000	28,500

2021	
Land	Total
4,000	28,500

2022	
Land	Total
4,000	28,500

County Taxable
28,500

Town Taxable
28,500

School Taxable
28,500

STAR Amount
0

Exemption Information

No exemptions.

Special District Information

Code	Description	Calc	%	Units	Secondary Units	Amount	Taxable Val
CS282	MAMARONECK VALLEY						28500
DD281	REF DISPOSAL DIST						28500
SF284	FIRE DST #4 PURCH						28500

Sales Information

No recorded sales.

Parcel ID: 0592.-52 (HARRISON)
Name: VENTURA, GIORGIO

Legal Addr: 1 MITTMAN RD
School: 552801 (HARRISON CENTRAL)

Residential Site 1

Prop Cls: 210 (1 FAMILY RES)
Desirability: 2 (TYPICAL)
Zoning: R-1 (R-1)
Sewer: 3 (COMM/PUBLIC)
Utilities: 4 (GASELECTRIC)
Route #:
Elevation:

Neighborhood: 8
Nbhd Rating: 2 (AVERAGE)
Nbhd Type: 2 (SUBURBAN)
Water: 3 (COMM/PUBLIC)
Road: 3 (IMPROVED)
Phys Change:
Traffic:

Bldg Style: 01 (RANCH)

Ext Wall: 01 (WOOD)

Condition:

Grade: (EXCELLENT)

Heat: 2 (HOT AIR)

Basement: 3 (PARTIAL)

Fuel: 4 (OIL)

Year Built: 1986

Porch:

Central Air: Yes

Year Remodeled: 0

Porch Area:

Bsmt Garages: 3

Dtch Garages:

Rooms: 8

Bedrooms:

1/2 Baths: 1

Bathroom Qual:

Kitchen Qual:

Fireplaces: 1

2nd Story:

3rd Story:

3/4 Story:

Fin Over Garage:

Fin Bsmt:

Fin Rec Rm:

Unfin 3/4:

Unfin Room:

Tot Living Area: 4,167

Land Information

#	Land Type	Frntg	Depth	Acres	Sq Feet	Influence	Soil	Wtrfrnt	Land Val	Unit Val
1				1.27						

STATE OF NEW YORK
COUNTY: Westchester
TOWN OF HARRISON
SWIS: 552800 (HARRISON)

2022 TOWN TENTATIVE ROLL
TAXABLE SECTION OF THE ROLL - 1
PARCEL ID ORDER
UNIFORM PERCENT OF VALUE = 1.29

PAGE: 710
ROLL PRINT DATE: 6/1/2022
VALUATION DATE: 5/1/2022
TAXABLE STATUS DATE: 5/1/2022

TAX MAP PARCEL ID	CD	PROPERTY LOCATION & CLASS	ASSESSMENT	EXEMPTION CODE	COUNTY	TOWN	SCHOOL
CURRENT OWNERS NAME		SCHOOL DISTRICT	---	LAND---	TAX DESCRIPTION		TAXABLE VALUE
CURRENT OWNERS ADDRESS		PARCEL SIZE/GRID COORD	---	TOTAL---	SPECIAL DISTRICTS		

0592.-49		2 LAUREL WOOD CT			0592.-49		*****
RODRIGUEZ, JULIO R		210 1 FAMILY RES			ACCT: 000150625		
BJORNSDOTTIR, AGLA G		HARRISON CENTRAL	4,700	COUNTY TAXABLE			35,500
2 LAUREL WOOD CT		49&PO48		TOWN TAXABLE			35,500
RYE NY 10580		ACREAGE 2.00	35,500	SCHOOL TAXABLE			35,500
		FULL MKT VAL 2,751,937		CS282 MAMARONECK VALL			35,500 TO C
				DD281 REF DISPOSAL DI			35,500 TO
				SF282 FIRE DISTRICT #			35,500 TO

0592.-50		80 KENILWORTH RD			0592.-50		*****
FORTE NICHOLAS V		210 1 FAMILY RES			ACCT: 000038360		
FORTE CRISTINA		HARRISON CENTRAL	4,810	COUNTY TAXABLE			18,600
80 KENILWORTH RD		P09		TOWN TAXABLE			18,600
RYE NY 10580		ACREAGE 1.37	18,600	SCHOOL TAXABLE			18,600
		FULL MKT VAL 1,441,860		CS282 MAMARONECK VALL			18,600 TO C
				DD281 REF DISPOSAL DI			18,600 TO
				SF284 FIRE DST #4 PUR			18,600 TO

0592.-51		2 MITTMAN RD			0592.-51		*****
OH, YOUNG DON		210 1 FAMILY RES			ACCT: 000038370		
OH, JENNIFER		HARRISON CENTRAL	3,580	COUNTY TAXABLE			22,100
2 MITTMAN RD		P09		TOWN TAXABLE			22,100
RYE NY 10580		ACREAGE 1.07	22,100	SCHOOL TAXABLE			22,100
		FULL MKT VAL 1,713,178		CS282 MAMARONECK VALL			22,100 TO C
				DD281 REF DISPOSAL DI			22,100 TO
				SF284 FIRE DST #4 PUR			22,100 TO

0592.-52		1 MITTMAN RD			0592.-52		*****
VENTURA, GIORGIO		210 1 FAMILY RES			ACCT: 000038380		
VENTURA, MARIA		HARRISON CENTRAL	4,000	COUNTY TAXABLE			28,500
1 MITTMAN RD		P09		TOWN TAXABLE			28,500
RYE NY 10580		ACREAGE 1.27	28,500	SCHOOL TAXABLE			28,500
		FULL MKT VAL 2,209,302		CS282 MAMARONECK VALL			28,500 TO C
				DD281 REF DISPOSAL DI			28,500 TO
				SF284 FIRE DST #4 PUR			28,500 TO

0592.-53		4 MITTMAN RD			0592.-53		*****
RIEGER, ROBERT J		210 1 FAMILY RES			ACCT: 000038390		
RIEGER, NANCY J		HARRISON CENTRAL	5,340	COUNTY TAXABLE			22,000
4 MITTMAN RD		PO 9		TOWN TAXABLE			22,000
RYE NY 10580		ACREAGE 2.61	22,000	SCHOOL TAXABLE			22,000
		FULL MKT VAL 1,705,426		CS282 MAMARONECK VALL			22,000 TO C
				DD281 REF DISPOSAL DI			22,000 TO
				SF284 FIRE DST #4 PUR			22,000 TO

0592.-54		22 KENILWORTH RD			0592.-54		*****
MAGID, JAMES A		210 1 FAMILY RES			ACCT: 000038400		
201 E 86TH ST APT 29F		HARRISON CENTRAL	6,900	COUNTY TAXABLE			17,650
NEW YORK NY 10028		P014		TOWN TAXABLE			17,650
		ACREAGE 2.52	17,650	SCHOOL TAXABLE			17,650
		FULL MKT VAL 1,368,217		CS282 MAMARONECK VALL			17,650 TO C
				DD281 REF DISPOSAL DI			17,650 TO
				SF282 FIRE DISTRICT #			17,650 TO

HARRISON ENGINEERING DEPARTMENT

Town/Village of Harrison
Alfred F. Sulla, Jr. Municipal Building
1 Heineman Place
Harrison, New York 10528

Michael J. Amodeo, P.E., CFM
Town/Village Engineer



January 11, 2023

Legislator Nancy E. Barr
800 Michaelian Office Building
148 Martine Avenue, 8th Floor
White Plains, NY, 10601

Dear Legislator Barr,

We are reaching out regarding requested changes to the County Sanitary Sewer District, specifically to the removal of the property at 2 Mittman Road from the Westchester County Sewer District. This package serves as a formal request to remove the property from the Westchester County Sewer District.

After inspecting our maps, we show that the distance between the property in question and the nearest Town Sewer line is greater than 500' away. Thus the property would require a sewer main extension in order to connect.

Furthermore, after inspecting all related documentation, we also state that this property is located within the Blind Brook Sewer District.

Thank you for your time and assistance in this process.

Sincerely yours,

A handwritten signature in blue ink, appearing to read "Michael J. Amodeo", is written over the "Sincerely yours," text.

Michael J. Amodeo, P.E., CFM
Town/Village Engineer

MJA/mep

September 20, 2022

V - - 2022 - - 090

APPROVAL TO WITHDRAW BLOCK 592. LOT 51
FROM WESTCHESTER SEWER DISTRICT

On motion of Trustee Evangelista, seconded by Trustee Brown,

it was,

RESOLVED to accept the request by, Town Engineer, Michael J. Amodeo, on behalf of the homeowner, to remove Block 592, Lot 51 also known as 2 Mittman Road, Rye NY, 10580 from the Westchester County Sewer District.

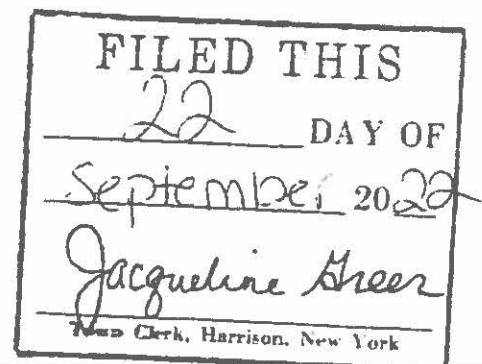
FURTHER RESOLVED to forward a copy of this Resolution to the Town Engineer and the Law Department.

Adopted by the following vote:

AYES: Trustees Brown, Sciliano, Leader and Evangelista
Mayor Dionisio

NAYS: None

ABSENT: None



September 20, 2022

V -- 2022 -- 090

APPROVAL TO WITHDRAW BLOCK 592, LOT 51
FROM WESTCHESTER SEWER DISTRICT

On motion of Trustee Evangelista, seconded by Trustee Brown,

it was,

RESOLVED to accept the request by, Town Engineer, Michael J. Amodeo, on behalf of the homeowner, to remove Block 592, Lot 51 also known as 2 Mittman Road, Rye NY, 10580 from the Westchester County Sewer District.

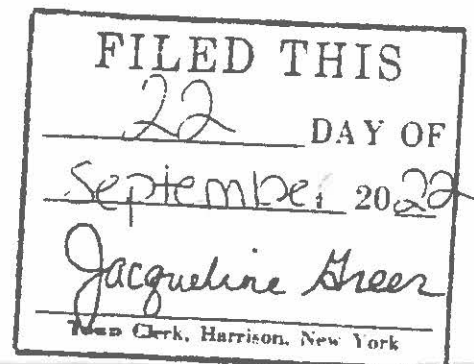
FURTHER RESOLVED to forward a copy of this Resolution to the Town Engineer and the Law Department.

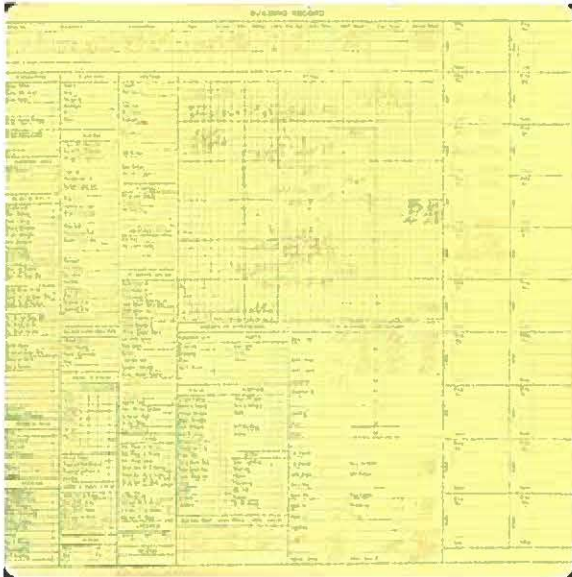
Adopted by the following vote:

AYES: Trustees Brown, Sciliano, Leader and Evangelista
Mayor Dionisio

NAYS: None

ABSENT: None





Parcel ID: 0592.-51 (HARRISON)
Legal Addr: 2 MITTMAN RD
Name: OH, YOUNG DON
School: 552801 (HARRISON CENTRAL)

Mailing Address:
 OH, YOUNG DON
 OH, JENNIFER
 2 MITTMAN RD
 RYE, NY 10580

Property Description
 PO9

Bank Code:
Hstd:
Prop Class: 210 (1 FAMILY RES)

Roll Sect: 1
Res %:

Acreage: 1.07
Coord North: 0
Ownership:
Easement: None

East: 0

Mortgage Num:
Land Commitment: None
Commitment End:

Assessment Information

2020	
Land	Total
3,580	22,100

2021	
Land	Total
3,580	22,100

2022	
Land	Total
3,580	22,100

County Taxable
22,100

Town Taxable
22,100

School Taxable
22,100

STAR Amount
0

Exemption Information

No exemptions.

Special District Information

Code	Description	Calc	%	Units	Secondary Units	Amount	Taxable Val
CS282	MAMARONECK VALLEY						22100
DD281	REF DISPOSAL DIST						22100
SF284	FIRE DST #4 PURCH						22100

Sales Information

#	Sale Price	Sale Date	Valid	Sale Type	Old Owner	Control #	Deed Type	Deed Date
1	1,700,000	8/31/2004	Yes	Land\Bldg	CHIMIENTI, GIN		BARGAIN &	1/13/2005
2	1	10/30/2000	No	Land\Bldg	CHIMIENTI, NIC		BARGAIN &	1/3/2001

Parcel ID: 0592.-51 (HARRISON)
Name: OH, YOUNG DON

Legal Addr: 2 MITTMAN RD
School: 552801 (HARRISON CENTRAL)

Residential Site 1

Prop Cls: 210 (1 FAMILY RES)
Desirability: 2 (TYPICAL)
Zoning: R-1 (R-1)
Sewer: 3 (COMM/PUBLIC)
Utilities: 4 (GAS/ELECTRIC)
Route #:
Elevation:

Neighborhood: 8
Nbhd Rating: 2 (AVERAGE)
Nbhd Type: 2 (SUBURBAN)
Water: 3 (COMM/PUBLIC)
Road: 3 (IMPROVED)
Phys Change:
Traffic:

Bldg Style: 01 (RANCH)
Condition: 4 (GOOD)
Heat: 2 (HOT AIR)
Fuel: 4 (OIL)
Year Built: 1985
Garages:
Stories: 1.0
Bathrooms: 4.0
Kitchens: 1
1st Story: 4,181
1/2 Story:
Fin Attic:
Unfin 1/2:
Tot Living Area: 4,181

Porch:
Year Remodeled: 0
Bsmt Garages: 3
Rooms:
1/2 Baths:
Kitchen Qual:
2nd Story:
3/4 Story:
Fin Bsmt:
Unfin 3/4:

Central Air: Yes
Porch Area:
Dtch Garages:
Bedrooms: 3
Bathroom Qual:
Fireplaces: 1
3rd Story:
Fin Over Garage:
Fin Rec Rm:
Unfin Room:

Land Information

#	Land Type	Frntg	Depth	Acres	Sq Feet	Influence	Soil	Wtrfrnt	Land Val	Unit Val
1				1.07						

Improvement Information

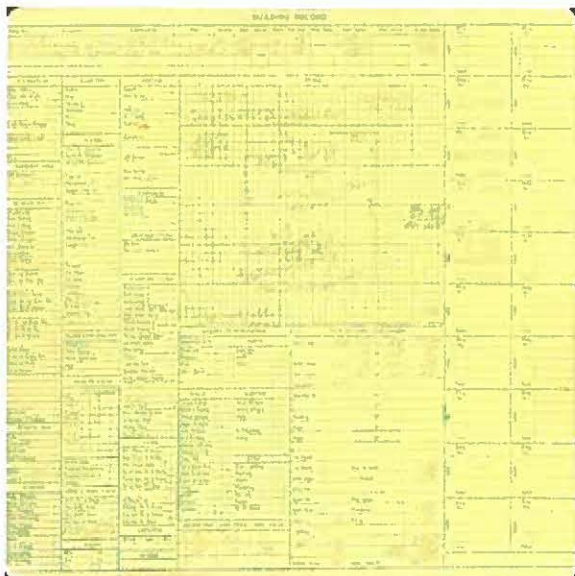
#	Structure	Year	Dim	Dim 1	Dim 2	Qty	Grd	Cond	Fnc Obs	% Good	Rplc Cost	Less Dprc
1	PATIO, FLAGSTONE	1985	SqFt			48	A	GOOD				
2	PATIO, FLAGSTONE	1985	SqFt			78	A	GOOD				
3	POOL, POURED CON	1988	SqFt			905	B	GOOD				
4	PORCH, OPEN	1985	SqFt			425	A	NORM				

STATE OF NEW YORK
COUNTY: Westchester
TOWN OF HARRISON
SWIS: 552800 (HARRISON)

2022 TOWN TENTATIVE ROLL
TAXABLE SECTION OF THE ROLL - 1
PARCEL ID ORDER
UNIFORM PERCENT OF VALUE = 1.29

PAGE: 710
ROLL PRINT DATE: 6/1/2022
VALUATION DATE: 5/1/2022
TAXABLE STATUS DATE: 5/1/2022

TAX MAP PARCEL ID	CD	PROPERTY LOCATION & CLASS	ASSESSMENT	EXEMPTION CODE	COUNTY	TOWN	SCHOOL
CURRENT OWNERS NAME		SCHOOL DISTRICT	---	LAND---	TAX DESCRIPTION		TAXABLE VALUE
CURRENT OWNERS ADDRESS		PARCEL SIZE/GRID COORD	---	TOTAL---	SPECIAL DISTRICTS		
*****0592.-49*****							
0592.-49		2 LAUREL WOOD CT			COUNTY TAXABLE	ACCT: 000150625	
RODRIGUEZ, JULIO R		210 1 FAMILY RES	4,700		TOWN TAXABLE	35,500	
BJORNSDOTTIR, AGLA G		HARRISON CENTRAL			SCHOOL TAXABLE	35,500	
2 LAUREL WOOD CT		49&PO48			CS282 MAMARONECK VALL	35,500 TO C	
RYE NY 10580		ACREAGE 2.00	35,500		DD281 REF DISPOSAL DI	35,500 TO	
		FULL MKT VAL 2,751,937			SF282 FIRE DISTRICT #	35,500 TO	
*****0592.-50*****							
0592.-50		80 KENILWORTH RD			COUNTY TAXABLE	ACCT: 000038360	
FORTE NICHOLAS V		210 1 FAMILY RES	4,810		TOWN TAXABLE	18,600	
FORTE CRISTINA		HARRISON CENTRAL			SCHOOL TAXABLE	18,600	
80 KENILWORTH RD		P09			CS282 MAMARONECK VALL	18,600 TO C	
RYE NY 10580		ACREAGE 1.37	18,600		DD281 REF DISPOSAL DI	18,600 TO	
		FULL MKT VAL 1,441,860			SF284 FIRE DST #4 PUR	18,600 TO	
*****0592.-51*****							
0592.-51		2 MITTMAN RD			COUNTY TAXABLE	ACCT: 000038370	
OH, YOUNG DON		210 1 FAMILY RES	3,580		TOWN TAXABLE	22,100	
OH, JENNIFER		HARRISON CENTRAL			SCHOOL TAXABLE	22,100	
2 MITTMAN RD		P09			CS282 MAMARONECK VALL	22,100 TO C	
RYE NY 10580		ACREAGE 1.07	22,100		DD281 REF DISPOSAL DI	22,100 TO	
		FULL MKT VAL 1,713,178			SF284 FIRE DST #4 PUR	22,100 TO	
*****0592.-52*****							
0592.-52		1 MITTMAN RD			COUNTY TAXABLE	ACCT: 000038380	
VENTURA, GIORGIO		210 1 FAMILY RES	4,000		TOWN TAXABLE	28,500	
VENTURA, MARIA		HARRISON CENTRAL			SCHOOL TAXABLE	28,500	
1 MITTMAN RD		P09			CS282 MAMARONECK VALL	28,500 TO C	
RYE NY 10580		ACREAGE 1.27	28,500		DD281 REF DISPOSAL DI	28,500 TO	
		FULL MKT VAL 2,209,302			SF284 FIRE DST #4 PUR	28,500 TO	
*****0592.-53*****							
0592.-53		4 MITTMAN RD			COUNTY TAXABLE	ACCT: 000038390	
RIEGER, ROBERT J		210 1 FAMILY RES	5,340		TOWN TAXABLE	22,000	
RIEGER, NANCY J		HARRISON CENTRAL			SCHOOL TAXABLE	22,000	
4 MITTMAN RD		PO 9			CS282 MAMARONECK VALL	22,000 TO C	
RYE NY 10580		ACREAGE 2.61	22,000		DD281 REF DISPOSAL DI	22,000 TO	
		FULL MKT VAL 1,705,426			SF284 FIRE DST #4 PUR	22,000 TO	
*****0592.-54*****							
0592.-54		22 KENILWORTH RD			COUNTY TAXABLE	ACCT: 000038400	
MAGID, JAMES A		210 1 FAMILY RES	6,900		TOWN TAXABLE	17,650	
201 E 86TH ST APT 29F		HARRISON CENTRAL			SCHOOL TAXABLE	17,650	
NEW YORK NY 10028		P014			CS282 MAMARONECK VALL	17,650 TO C	
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Parcel ID: 0592.-51 (HARRISON)
Legal Addr: 2 MITTMAN RD
Name: OH, YOUNG DON
School: 552801 (HARRISON CENTRAL)

Mailing Address:
 OH, YOUNG DON
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 2 MITTMAN RD
 RYE, NY 10580

Property Description
 PO9

Bank Code:
Hstd:
Prop Class: 210 (1 FAMILY RES)

Roll Sect: 1
Res %:

Acreage: 1.07
Coord North: 0
Ownership:
Easement: None

East: 0

Mortgage Num:
Land Commitment: None
Commitment End:

Assessment Information

2020	
Land	Total
3,580	22,100

2021	
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Land	Total
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County Taxable
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Town Taxable
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School Taxable
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STAR Amount
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Exemption Information

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Special District Information

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Parcel ID: 0592.-51 (HARRISON)
Name: OH, YOUNG DON

Legal Addr: 2 MITTMAN RD
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Prop Cls: 210 (1 FAMILY RES)
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Zoning: R-1 (R-1)
Sewer: 3 (COMM/PUBLIC)
Utilities: 4 (GAS/ELECTRIC)
Route #:
Elevation:

Neighborhood: 8
Nbhd Rating: 2 (AVERAGE)
Nbhd Type: 2 (SUBURBAN)
Water: 3 (COMM/PUBLIC)
Road: 3 (IMPROVED)
Phys Change:
Traffic:

Bldg Style: 01 (RANCH)
Condition: 4 (GOOD)
Heat: 2 (HOT AIR)
Fuel: 4 (OIL)
Year Built: 1985
Garages:
Stories: 1.0
Bathrooms: 4.0
Kitchens: 1
1st Story: 4,181
1/2 Story:
Fin Attic:
Unfin 1/2:
Tot Living Area: 4,181

Ext Wall: 01 (WOOD)
Grade: A (EXCELLENT)
Basement: 3 (PARTIAL)

Porch:
Year Remodeled: 0
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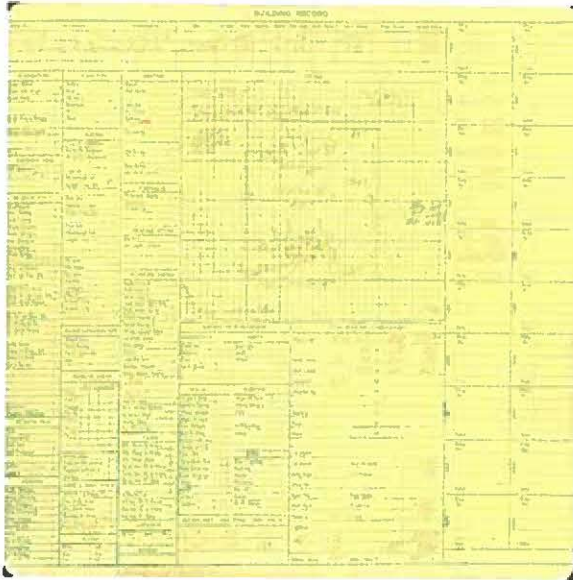
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		FULL MKT VAL 2,751,937			SF282 FIRE DISTRICT #		35,500 TO
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FORTE NICHOLAS V		210 1 FAMILY RES	4,810		TOWN TAXABLE		18,600
FORTE CRISTINA		HARRISON CENTRAL			SCHOOL TAXABLE		18,600
80 KENILWORTH RD		P09			CS282 MAMARONECK VALL		18,600 TO C
RYE NY 10580		ACREAGE 1.37	18,600		DD281 REF DISPOSAL DI		18,600 TO
		FULL MKT VAL 1,441,860			SF284 FIRE DST #4 PUR		18,600 TO
*****0592.-51*****							
0592.-51		2 MITTMAN RD			COUNTY TAXABLE	ACCT: 000038370	
OH, YOUNG DON		210 1 FAMILY RES	3,580		TOWN TAXABLE		22,100
OH, JENNIFER		HARRISON CENTRAL			SCHOOL TAXABLE		22,100
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RYE NY 10580		ACREAGE 1.07	22,100		DD281 REF DISPOSAL DI		22,100 TO
		FULL MKT VAL 1,713,178			SF284 FIRE DST #4 PUR		22,100 TO
*****0592.-52*****							
0592.-52		1 MITTMAN RD			COUNTY TAXABLE	ACCT: 000038380	
VENTURA, GIORGIO		210 1 FAMILY RES	4,000		TOWN TAXABLE		28,500
VENTURA, MARIA		HARRISON CENTRAL			SCHOOL TAXABLE		28,500
1 MITTMAN RD		P09			CS282 MAMARONECK VALL		28,500 TO C
RYE NY 10580		ACREAGE 1.27	28,500		DD281 REF DISPOSAL DI		28,500 TO
		FULL MKT VAL 2,209,302			SF284 FIRE DST #4 PUR		28,500 TO
*****0592.-53*****							
0592.-53		4 MITTMAN RD			COUNTY TAXABLE	ACCT: 000038390	
RIEGER, ROBERT J		210 1 FAMILY RES	5,340		TOWN TAXABLE		22,000
RIEGER, NANCY J		HARRISON CENTRAL			SCHOOL TAXABLE		22,000
4 MITTMAN RD		PO 9			CS282 MAMARONECK VALL		22,000 TO C
RYE NY 10580		ACREAGE 2.61	22,000		DD281 REF DISPOSAL DI		22,000 TO
		FULL MKT VAL 1,705,426			SF284 FIRE DST #4 PUR		22,000 TO
*****0592.-54*****							
0592.-54		22 KENILWORTH RD			COUNTY TAXABLE	ACCT: 000038400	
MAGID, JAMES A		210 1 FAMILY RES	6,900		TOWN TAXABLE		17,650
201 E 86TH ST APT 29F		HARRISON CENTRAL			SCHOOL TAXABLE		17,650
NEW YORK NY 10028		P014			CS282 MAMARONECK VALL		17,650 TO C
		ACREAGE 2.52	17,650		DD281 REF DISPOSAL DI		17,650 TO
		FULL MKT VAL 1,368,217			SF282 FIRE DISTRICT #		17,650 TO



Parcel ID: 0592.-51 (HARRISON)
Legal Addr: 2 MITTMAN RD
Name: OH, YOUNG DON
School: 552801 (HARRISON CENTRAL)

Mailing Address:
 OH, YOUNG DON
 OH, JENNIFER
 2 MITTMAN RD
 RYE, NY 10580

Property Description
 PO9

Bank Code:
Hstd:
Prop Class: 210 (1 FAMILY RES)

Roll Sect: 1
Res %:

Acreage: 1.07
Coord North: 0
Ownership:
Easement: None

East: 0

Mortgage Num:
Land Commitment: None
Commitment End:

Assessment Information

2020	
Land	Total
3,580	22,100

2021	
Land	Total
3,580	22,100

2022	
Land	Total
3,580	22,100

County Taxable
22,100

Town Taxable
22,100

School Taxable
22,100

STAR Amount
0

Exemption Information

No exemptions.

Special District Information

Code	Description	Calc	%	Units	Secondary Units	Amount	Taxable Val
CS282	MAMARONECK VALLEY						22100
DD281	REF DISPOSAL DIST						22100
SF284	FIRE DST #4 PURCH						22100

Sales Information

#	Sale Price	Sale Date	Valid	Sale Type	Old Owner	Control #	Deed Type	Deed Date
1	1,700,000	8/31/2004	Yes	Land/Bldg	CHIMIENTI, GIN		BARGAIN &	1/13/2005
2	1	10/30/2000	No	Land/Bldg	CHIMIENTI, NIC		BARGAIN &	1/3/2001

Parcel ID: 0592.-51 (HARRISON)
Name: OH, YOUNG DON

Legal Addr: 2 MITTMAN RD
School: 552801 (HARRISON CENTRAL)

Residential Site 1

Prop Cls: 210 (1 FAMILY RES)
Desirability: 2 (TYPICAL)
Zoning: R-1 (R-1)
Sewer: 3 (COMM/PUBLIC)
Utilities: 4 (GAS/ELECTRIC)
Route #:
Elevation:

Neighborhood: 8
Nbhd Rating: 2 (AVERAGE)
Nbhd Type: 2 (SUBURBAN)
Water: 3 (COMM/PUBLIC)
Road: 3 (IMPROVED)
Phys Change:
Traffic:

Bldg Style: 01 (RANCH)
Condition: 4 (GOOD)
Heat: 2 (HOT AIR)
Fuel: 4 (OIL)
Year Built: 1985
Garages:
Stories: 1.0
Bathrooms: 4.0
Kitchens: 1
1st Story: 4,181
1/2 Story:
Fin Attic:
Unfin 1/2:
Tot Living Area: 4,181

Porch:
Year Remodeled: 0
Bsmt Garages: 3
Rooms:
1/2 Baths:
Kitchen Qual:
2nd Story:
3/4 Story:
Fin Bsmt:
Unfin 3/4:

Ext Wall: 01 (WOOD)
Grade: A (EXCELLENT)
Basement: 3 (PARTIAL)

Central Air: Yes
Porch Area:
Dtch Garages:
Bedrooms: 3
Bathroom Qual:
Fireplaces: 1
3rd Story:
Fin Over Garage:
Fin Rec Rm:
Unfin Room:

Land Information

#	Land Type	Frntg	Depth	Acres	Sq Feet	Influence	Soil	Wtrfrnt	Land Val	Unit Val
1				1.07						

Improvement Information

#	Structure	Year	Dim	Dim 1	Dim 2	Qty	Grd	Cond	Fnc Obs	% Good	Rplc Cost	Less Dprc
1	PATIO, FLAGSTONE	1985	SqFt			48	A	GOOD				
2	PATIO, FLAGSTONE	1985	SqFt			78	A	GOOD				
3	POOL, POURED CON	1988	SqFt			905	B	GOOD				
4	PORCH, OPEN	1985	SqFt			425	A	NORM				

STATE OF NEW YORK
COUNTY: Westchester
TOWN OF HARRISON
SWIS: 552800 (HARRISON)

2022 TOWN TENTATIVE ROLL
TAXABLE SECTION OF THE ROLL - 1
PARCEL ID ORDER
UNIFORM PERCENT OF VALUE = 1.29

PAGE: 710
ROLL PRINT DATE: 6/1/2022
VALUATION DATE: 5/1/2022
TAXABLE STATUS DATE: 5/1/2022

TAX MAP PARCEL ID	CD	PROPERTY LOCATION & CLASS	ASSESSMENT EXEMPTION CODE-----	COUNTY-----	TOWN-----	SCHOOL
CURRENT OWNERS NAME		SCHOOL DISTRICT	---LAND---	TAX DESCRIPTION		TAXABLE VALUE
CURRENT OWNERS ADDRESS		PARCEL SIZE/GRID COORD	--TOTAL---	SPECIAL DISTRICTS		
*****0592.-49*****						
0592.-49		2 LAUREL WOOD CT		ACCT: 000150625		
RODRIGUEZ, JULIO R		210 1 FAMILY RES		COUNTY TAXABLE		35,500
BJORNSDOTTIR, AGLA G		HARRISON CENTRAL	4,700	TOWN TAXABLE		35,500
2 LAUREL WOOD CT		49&PO48		SCHOOL TAXABLE		35,500
RYE NY 10580		ACREAGE 2.00	35,500	CS282 MAMARONECK VALL		35,500 TO C
		FULL MKT VAL 2,751,937		DD281 REF DISPOSAL DI		35,500 TO
				SF282 FIRE DISTRICT #		35,500 TO
*****0592.-50*****						
0592.-50		80 KENILWORTH RD		ACCT: 000038360		
FORTE NICHOLAS V		210 1 FAMILY RES		COUNTY TAXABLE		18,600
FORTE CRISTINA		HARRISON CENTRAL	4,810	TOWN TAXABLE		18,600
80 KENILWORTH RD		P09		SCHOOL TAXABLE		18,600
RYE NY 10580		ACREAGE 1.37	18,600	CS282 MAMARONECK VALL		18,600 TO C
		FULL MKT VAL 1,441,860		DD281 REF DISPOSAL DI		18,600 TO
				SF284 FIRE DST #4 PUR		18,600 TO
*****0592.-51*****						
0592.-51		2 MITTMAN RD		ACCT: 000038370		
OH, YOUNG DON		210 1 FAMILY RES		COUNTY TAXABLE		22,100
OH, JENNIFER		HARRISON CENTRAL	3,580	TOWN TAXABLE		22,100
2 MITTMAN RD		P09		SCHOOL TAXABLE		22,100
RYE NY 10580		ACREAGE 1.07	22,100	CS282 MAMARONECK VALL		22,100 TO C
		FULL MKT VAL 1,713,178		DD281 REF DISPOSAL DI		22,100 TO
				SF284 FIRE DST #4 PUR		22,100 TO
*****0592.-52*****						
0592.-52		1 MITTMAN RD		ACCT: 000038380		
VENTURA, GIORGIO		210 1 FAMILY RES		COUNTY TAXABLE		28,500
VENTURA, MARIA		HARRISON CENTRAL	4,000	TOWN TAXABLE		28,500
1 MITTMAN RD		P09		SCHOOL TAXABLE		28,500
RYE NY 10580		ACREAGE 1.27	28,500	CS282 MAMARONECK VALL		28,500 TO C
		FULL MKT VAL 2,209,302		DD281 REF DISPOSAL DI		28,500 TO
				SF284 FIRE DST #4 PUR		28,500 TO
*****0592.-53*****						
0592.-53		4 MITTMAN RD		ACCT: 000038390		
RIEGER, ROBERT J		210 1 FAMILY RES		COUNTY TAXABLE		22,000
RIEGER, NANCY J		HARRISON CENTRAL	5,340	TOWN TAXABLE		22,000
4 MITTMAN RD		PO 9		SCHOOL TAXABLE		22,000
RYE NY 10580		ACREAGE 2.61	22,000	CS282 MAMARONECK VALL		22,000 TO C
		FULL MKT VAL 1,705,426		DD281 REF DISPOSAL DI		22,000 TO
				SF284 FIRE DST #4 PUR		22,000 TO
*****0592.-54*****						
0592.-54		22 KENILWORTH RD		ACCT: 000038400		
MAGID, JAMES A		210 1 FAMILY RES		COUNTY TAXABLE		17,650
201 E 86TH ST APT 29F		HARRISON CENTRAL	6,900	TOWN TAXABLE		17,650
NEW YORK NY 10028		P014		SCHOOL TAXABLE		17,650
		ACREAGE 2.52	17,650	CS282 MAMARONECK VALL		17,650 TO C
		FULL MKT VAL 1,368,217		DD281 REF DISPOSAL DI		17,650 TO
				SF282 FIRE DISTRICT #		17,650 TO

HARRISON ENGINEERING DEPARTMENT

Town/Village of Harrison
Alfred F. Sulla, Jr. Municipal Building
1 Heineman Place
Harrison, New York 10528

Michael J. Amodeo, P.E., CFM
Town/Village Engineer



January 11, 2023

Legislator Nancy E. Barr
800 Michaelian Office Building
148 Martine Avenue, 8th Floor
White Plains, NY, 10601

Dear Legislator Barr,

We are reaching out regarding requested changes to the County Sanitary Sewer District, specifically to the removal of the property at 4 Mittman Road from the Westchester County Sewer District. This package serves as a formal request to remove the property from the Westchester County Sewer District.

After inspecting our maps, we show that the distance between the property in question and the nearest Town Sewer line is greater than 340' away. Thus the property would require a sewer main extension in order to connect.

Furthermore, after inspecting all related documentation, we also state that this property is located within the Blind Brook Sewer District.

Thank you for your time and assistance in this process.

Sincerely yours,

A handwritten signature in blue ink, appearing to read "Michael J. Amodeo", is written over a blue horizontal line.

Michael J. Amodeo, P.E., CFM
Town/Village Engineer

MJA/mep

September 20, 2022

V - - 2022 - - 092

APPROVAL TO WITHDRAW BLOCK 592. LOT53
FROM WESTCHESTER SEWER DISTRICT

On motion of Trustee Evangelista, seconded by Trustee Brown,

it was,

RESOLVED to accept the request by, Town Engineer, Michael J. Amodeo, on behalf of the homeowner, to remove Block 592, Lot 53 also known as 4 Mittman Road, Rye NY. 10580 from the Westchester County Sewer District.

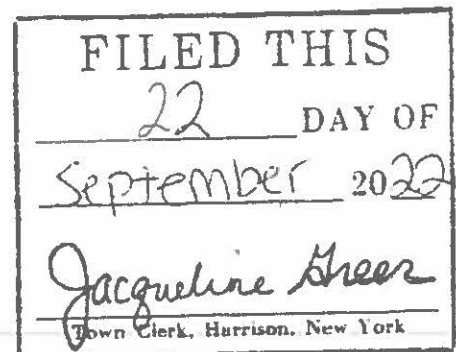
FURTHER RESOLVED to forward a copy of this Resolution to the Town Engineer and the Law Department.

Adopted by the following vote:

AYES: Trustees Brown, Sciliano, Leader and Evangelista
Mayor Dionisio

NAYS: None

ABSENT: None



September 20, 2022

V - - 2022 - - 092

APPROVAL TO WITHDRAW BLOCK 592, LOT 53
FROM WESTCHESTER SEWER DISTRICT

On motion of Trustee Evangelista, seconded by Trustee Brown,

it was,

RESOLVED to accept the request by, Town Engineer, Michael J. Amodeo, on behalf of the homeowner, to remove Block 592, Lot 53 also known as 4 Mittman Road, Rye NY, 10580 from the Westchester County Sewer District.

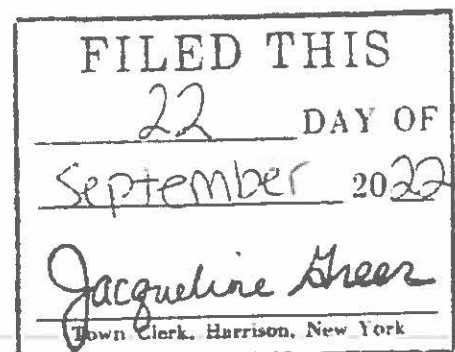
FURTHER RESOLVED to forward a copy of this Resolution to the Town Engineer and the Law Department.

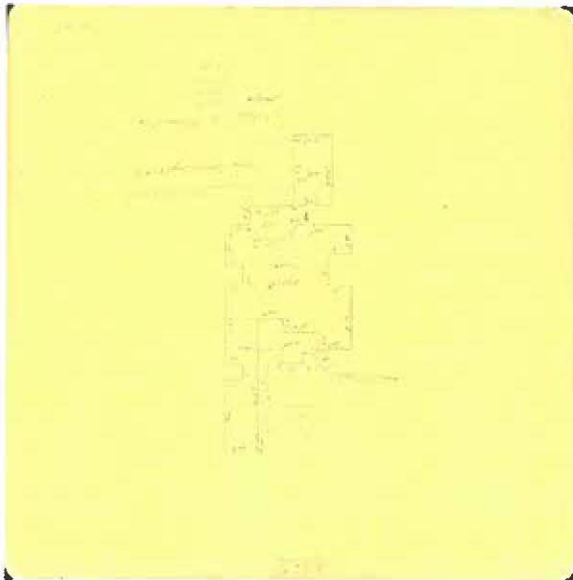
Adopted by the following vote:

AYES: Trustees Brown, Sciliano, Leader and Evangelista
Mayor Dionisio

NAYS: None

ABSENT: None





Parcel ID: 0592.-53 (HARRISON)
Legal Addr: 4 MITTMAN RD
Name: RIEGER, ROBERT J
School: 552801 (HARRISON CENTRAL)

Mailing Address:
 RIEGER, ROBERT J
 RIEGER, NANCY J
 4 MITTMAN RD
 RYE, NY 10580

Property Description
 PO 9

Bank Code:
Hstd:
Prop Class: 210 (1 FAMILY RES)

Roll Sect: 1
Res %:

Acreage: 2.61
Coord North: 0
Ownership:
Easement: None

East: 0

Mortgage Num:
Land Commitment: None
Commitment End:

Assessment Information

2020	
Land	Total
5,340	22,000

2021	
Land	Total
5,340	22,000

2022	
Land	Total
5,340	22,000

County Taxable
22,000

Town Taxable
22,000

School Taxable
22,000

STAR Amount
0

Exemption Information

No exemptions.

Special District Information

Code	Description	Calc	%	Units	Secondary Units	Amount	Taxable Val
CS282	MAMARONECK VALLEY						22000
DD281	REF DISPOSAL DIST						22000
SF284	FIRE DST #4 PURCH						22000

Sales Information

#	Sale Price	Sale Date	Valid	Sale Type	Old Owner	Control #	Deed Type	Deed Date
1	945,000	10/4/1991	Yes	Land\Bldg	MITTMAN, LEWIS		BARGAIN &	9/23/1991

Parcel ID: 0592.-53 (HARRISON)
Name: RIEGER, ROBERT J

Legal Addr: 4 MITTMAN RD
School: 552801 (HARRISON CENTRAL)

Residential Site 1

Prop Cls: 210 (1 FAMILY RES)
Desirability: 2 (TYPICAL)
Zoning: R-1 (R-1)
Sewer: 3 (COMM/PUBLIC)
Utilities: 4 (GAS/ELECTRIC)
Route #:
Elevation:

Neighborhood: 8
Nbhd Rating: 2 (AVERAGE)
Nbhd Type: 2 (SUBURBAN)
Water: 3 (COMM/PUBLIC)
Road: 3 (IMPROVED)
Phys Change:
Traffic:

Bldg Style: 01 (RANCH)
Condition: 4 (Good)
Heat: 2 (HOT AIR)
Fuel: 4 (OIL)
Year Built: 1983
Garages: 3
Stories: 1.0
Bathrooms: 5.0
Kitchens: 1
1st Story: 4,806
1/2 Story:
Fin Attic:
Unfin 1/2:
Tot Living Area: 4,806

Porch: 1 (Open)
Year Remodeled: 0
Bsmt Garages:
Rooms: 9
1/2 Baths:
Kitchen Qual:
2nd Story:
3/4 Story:
Fin Bsmt:
Unfin 3/4:

Ext Wall: 06 (STUCCO)
Grade: A (Excellent)
Basement: 3 (PARTIAL)

Central Air: Yes
Porch Area: 477
Dtch Garages:
Bedrooms: 4
Bathroom Qual:
Fireplaces: 1
3rd Story:
Fin Over Garage:
Fin Rec Rm:
Unfin Room:

Land Information

#	Land Type	Frntg	Depth	Acres	Sq Feet	Influence	Soil	Wtrfrnt	Land Val	Unit Val
1				2.61						

Improvement Information

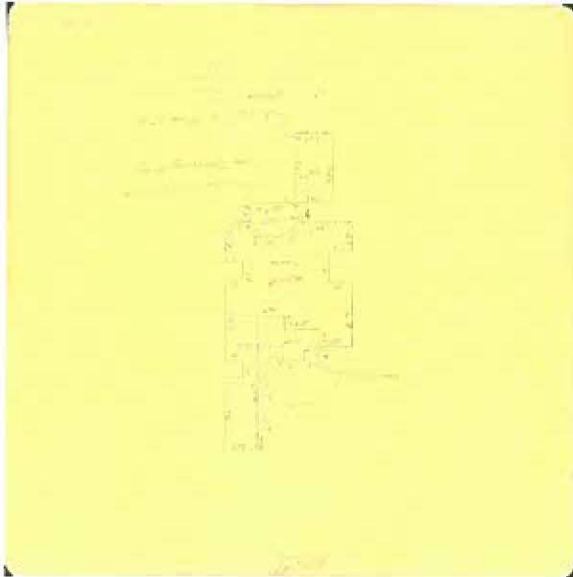
#	Structure	Year	Dim	Dim 1	Dim 2	Qty	Grd	Cond	Fnc Obs	% Good	Rplc Cost	Less Dprc
1	PATIO, FLAGSTONE	1983	SqFt			502	A	GOOD				
2	PATIO, FLAGSTONE	1983	SqFt			814	A	GOOD				
3	POOL, POURED CON	1984	SqFt			997	A	GOOD				
4	GARAGE, 1C ATTACH	1983	SqFt			826	A	GOOD				
5	PATIO, CONCRETE	1983	SqFt			38	A	GOOD				
6	GARAGE, 1C ATTACH	1983	SqFt			750	A	NORM				

STATE OF NEW YORK
COUNTY: Westchester
TOWN OF HARRISON
SWIS: 552800 (HARRISON)

2022 TOWN TENTATIVE ROLL
TAXABLE SECTION OF THE ROLL - 1
PARCEL ID ORDER
UNIFORM PERCENT OF VALUE = 1.29

PAGE: 710
ROLL PRINT DATE: 6/1/2022
VALUATION DATE: 5/1/2022
TAXABLE STATUS DATE: 5/1/2022

TAX MAP PARCEL ID	CD	PROPERTY LOCATION & CLASS	ASSESSMENT	EXEMPTION CODE-----	COUNTY-----	TOWN-----	SCHOOL
CURRENT OWNERS NAME		SCHOOL DISTRICT	---	LAND---	TAX DESCRIPTION		TAXABLE VALUE
CURRENT OWNERS ADDRESS		PARCEL SIZE/GRID COORD	---	TOTAL---	SPECIAL DISTRICTS		
*****0592.-49*****							
0592.-49		2 LAUREL WOOD CT			COUNTY TAXABLE	ACCT: 000150625	
RODRIGUEZ, JULIO R		210 1 FAMILY RES	4,700		TOWN TAXABLE		35,500
BJORNSDOTTIR, AGLA G		HARRISON CENTRAL			SCHOOL TAXABLE		35,500
2 LAUREL WOOD CT		49&PO48			CS282 MAMARONECK VALL		35,500 TO C
RYE NY 10580		ACREAGE 2.00	35,500		DD281 REF DISPOSAL DI		35,500 TO
		FULL MKT VAL 2,751,937			SF282 FIRE DISTRICT #		35,500 TO
*****0592.-50*****							
0592.-50		80 KENILWORTH RD			COUNTY TAXABLE	ACCT: 000038360	
FORTE NICHOLAS V		210 1 FAMILY RES	4,810		TOWN TAXABLE		18,600
FORTE CRISTINA		HARRISON CENTRAL			SCHOOL TAXABLE		18,600
80 KENILWORTH RD		PO9			CS282 MAMARONECK VALL		18,600 TO C
RYE NY 10580		ACREAGE 1.37	18,600		DD281 REF DISPOSAL DI		18,600 TO
		FULL MKT VAL 1,441,860			SF284 FIRE DST #4 PUR		18,600 TO
*****0592.-51*****							
0592.-51		2 MITTMAN RD			COUNTY TAXABLE	ACCT: 000038370	
OH, YOUNG DON		210 1 FAMILY RES	3,580		TOWN TAXABLE		22,100
OH, JENNIFER		HARRISON CENTRAL			SCHOOL TAXABLE		22,100
2 MITTMAN RD		PO9			CS282 MAMARONECK VALL		22,100 TO C
RYE NY 10580		ACREAGE 1.07	22,100		DD281 REF DISPOSAL DI		22,100 TO
		FULL MKT VAL 1,713,178			SF284 FIRE DST #4 PUR		22,100 TO
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0592.-52		1 MITTMAN RD			COUNTY TAXABLE	ACCT: 000038380	
VENTURA, GIORGIO		210 1 FAMILY RES	4,000		TOWN TAXABLE		28,500
VENTURA, MARIA		HARRISON CENTRAL			SCHOOL TAXABLE		28,500
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*****0592.-54*****							
0592.-54		22 KENILWORTH RD			COUNTY TAXABLE	ACCT: 000038400	
MAGID, JAMES A		210 1 FAMILY RES	6,900		TOWN TAXABLE		17,650
201 E 86TH ST APT 29F		HARRISON CENTRAL			SCHOOL TAXABLE		17,650
NEW YORK NY 10028		P014			CS282 MAMARONECK VALL		17,650 TO C
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Parcel ID: 0592.-53 (HARRISON)
Legal Addr: 4 MITTMAN RD
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 RIEGER, ROBERT J
 RIEGER, NANCY J
 4 MITTMAN RD
 RYE, NY 10580

Property Description
 PO 9

Bank Code:
Hstd:
Prop Class: 210 (1 FAMILY RES)

Roll Sect: 1
Res %:

Acreage: 2.61
Coord North: 0
Ownership:
Easement: None

East: 0

Mortgage Num:
Land Commitment: None
Commitment End:

Assessment Information

2020	
Land	Total
5,340	22,000

2021	
Land	Total
5,340	22,000

2022	
Land	Total
5,340	22,000

County Taxable
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Town Taxable
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School Taxable
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STAR Amount
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Exemption Information

No exemptions.

Special District Information

Code	Description	Calc	%	Units	Secondary Units	Amount	Taxable Val
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Utilities: 4 (GAS/ELECTRIC)
Route #:
Elevation:

Neighborhood: 8
Nbhd Rating: 2 (AVERAGE)
Nbhd Type: 2 (SUBURBAN)
Water: 3 (COMM/PUBLIC)
Road: 3 (IMPROVED)
Phys Change:
Traffic:

Bldg Style: 01 (RANCH)
Condition: 4 (Good)
Heat: 2 (HOT AIR)
Fuel: 4 (OIL)
Year Built: 1983
Garages: 3
Stories: 1.0
Bathrooms: 5.0
Kitchens: 1
1st Story: 4,806
1/2 Story:
Fin Attic:
Unfin 1/2:
Tot Living Area: 4,806

Porch: 1 (Open)
Year Remodeled: 0
Bsmt Garages:
Rooms: 9
1/2 Baths:
Kitchen Qual:
2nd Story:
3/4 Story:
Fin Bsmt:
Unfin 3/4:

Ext Wall: 06 (STUCCO)
Grade: A (Excellent)
Basement: 3 (PARTIAL)

Central Air: Yes
Porch Area: 477
Dtch Garages:
Bedrooms: 4
Bathroom Qual:
Fireplaces: 1
3rd Story:
Fin Over Garage:
Fin Rec Rm:
Unfin Room:

Land Information

#	Land Type	Frntg	Depth	Acres	Sq Feet	Influence	Soil	Wtrfrnt	Land Val	Unit Val
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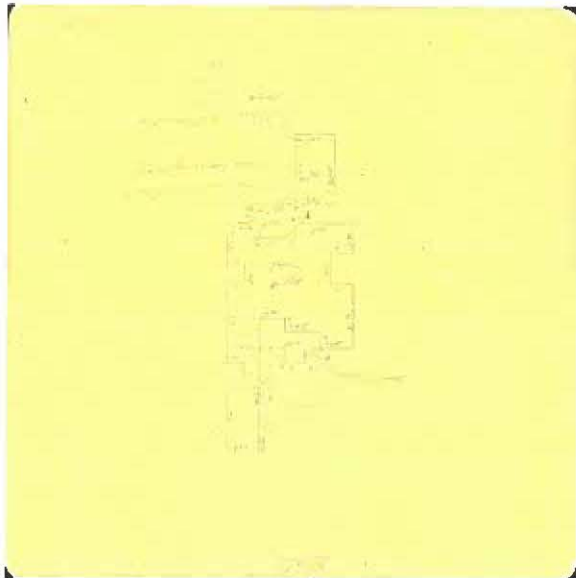
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4	GARAGE, 1C ATTACH	1983	SqFt			826	A	GOOD				
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ROLL PRINT DATE: 6/1/2022
VALUATION DATE: 5/1/2022
TAXABLE STATUS DATE: 5/1/2022

TAX MAP PARCEL ID	CD	PROPERTY LOCATION & CLASS	ASSESSMENT	EXEMPTION CODE	COUNTY	TOWN	SCHOOL
CURRENT OWNERS NAME		SCHOOL DISTRICT	---	LAND---	TAX DESCRIPTION		TAXABLE VALUE
CURRENT OWNERS ADDRESS		PARCEL SIZE/GRID COORD	--TOTAL--	SPECIAL DISTRICTS			
*****0592.-49*****							
0592.-49		2 LAUREL WOOD CT			COUNTY TAXABLE	ACCT: 000150625	
RODRIGUEZ, JULIO R		210 1 FAMILY RES	4,700		TOWN TAXABLE		35,500
BJORNSDOTTIR, AGLA G		HARRISON CENTRAL			SCHOOL TAXABLE		35,500
2 LAUREL WOOD CT		49&PO48			CS282 MAMARONECK VALL		35,500 TO C
RYE NY 10580		ACREAGE 2.00	35,500		DD281 REF DISPOSAL DI		35,500 TO
		FULL MKT VAL 2,751,937			SF282 FIRE DISTRICT #		35,500 TO
*****0592.-50*****							
0592.-50		80 KENILWORTH RD			COUNTY TAXABLE	ACCT: 000038360	
FORTE NICHOLAS V		210 1 FAMILY RES	4,810		TOWN TAXABLE		18,600
FORTE CRISTINA		HARRISON CENTRAL			SCHOOL TAXABLE		18,600
80 KENILWORTH RD		P09			CS282 MAMARONECK VALL		18,600 TO C
RYE NY 10580		ACREAGE 1.37	18,600		DD281 REF DISPOSAL DI		18,600 TO
		FULL MKT VAL 1,441,860			SF284 FIRE DST #4 PUR		18,600 TO
*****0592.-51*****							
0592.-51		2 MITTMAN RD			COUNTY TAXABLE	ACCT: 000038370	
OH, YOUNG DON		210 1 FAMILY RES	3,580		TOWN TAXABLE		22,100
OH, JENNIFER		HARRISON CENTRAL			SCHOOL TAXABLE		22,100
2 MITTMAN RD		P09			CS282 MAMARONECK VALL		22,100 TO C
RYE NY 10580		ACREAGE 1.07	22,100		DD281 REF DISPOSAL DI		22,100 TO
		FULL MKT VAL 1,713,178			SF284 FIRE DST #4 PUR		22,100 TO
*****0592.-52*****							
0592.-52		1 MITTMAN RD			COUNTY TAXABLE	ACCT: 000038380	
VENTURA, GIORGIO		210 1 FAMILY RES	4,000		TOWN TAXABLE		28,500
VENTURA, MARIA		HARRISON CENTRAL			SCHOOL TAXABLE		28,500
1 MITTMAN RD		P09			CS282 MAMARONECK VALL		28,500 TO C
RYE NY 10580		ACREAGE 1.27	28,500		DD281 REF DISPOSAL DI		28,500 TO
		FULL MKT VAL 2,209,302			SF284 FIRE DST #4 PUR		28,500 TO
*****0592.-53*****							
0592.-53		4 MITTMAN RD			COUNTY TAXABLE	ACCT: 000038390	
RIEGER, ROBERT J		210 1 FAMILY RES	5,340		TOWN TAXABLE		22,000
RIEGER, NANCY J		HARRISON CENTRAL			SCHOOL TAXABLE		22,000
4 MITTMAN RD		PO 9			CS282 MAMARONECK VALL		22,000 TO C
RYE NY 10580		ACREAGE 2.61	22,000		DD281 REF DISPOSAL DI		22,000 TO
		FULL MKT VAL 1,705,426			SF284 FIRE DST #4 PUR		22,000 TO
*****0592.-54*****							
0592.-54		22 KENILWORTH RD			COUNTY TAXABLE	ACCT: 000038400	
MAGID, JAMES A		210 1 FAMILY RES	6,900		TOWN TAXABLE		17,650
201 E 86TH ST APT 29F		HARRISON CENTRAL			SCHOOL TAXABLE		17,650
NEW YORK NY 10028		P014			CS282 MAMARONECK VALL		17,650 TO C
		ACREAGE 2.52	17,650		DD281 REF DISPOSAL DI		17,650 TO
		FULL MKT VAL 1,368,217			SF282 FIRE DISTRICT #		17,650 TO



Parcel ID: 0592.-53 (HARRISON)
Legal Addr: 4 MITTMAN RD
Name: RIEGER, ROBERT J
School: 552801 (HARRISON CENTRAL)

Mailing Address:
 RIEGER, ROBERT J
 RIEGER, NANCY J
 4 MITTMAN RD
 RYE, NY 10580

Property Description
 PO 9

Bank Code:
Hstd:
Prop Class: 210 (1 FAMILY RES)

Roll Sect: 1
Res %:

Acreage: 2.61
Coord North: 0
Ownership:
Easement: None

East: 0

Mortgage Num:
Land Commitment: None
Commitment End:

Assessment Information

2020	
Land	Total
5,340	22,000

2021	
Land	Total
5,340	22,000

2022	
Land	Total
5,340	22,000

County Taxable
22,000

Town Taxable
22,000

School Taxable
22,000

STAR Amount
0

Exemption Information

No exemptions.

Special District Information

Code	Description	Calc	%	Units	Secondary Units	Amount	Taxable Val
CS282	MAMARONECK VALLEY						22000
DD281	REF DISPOSAL DIST						22000
SF284	FIRE DST #4 PURCH						22000

Sales Information

#	Sale Price	Sale Date	Valid	Sale Type	Old Owner	Control #	Deed Type	Deed Date
1	945,000	10/4/1991	Yes	Land/Bldg	MITTMAN, LEWIS		BARGAIN &	9/23/1991

Parcel ID: 0592.-53 (HARRISON)
Name: RIEGER, ROBERT J

Legal Addr: 4 MITTMAN RD
School: 552801 (HARRISON CENTRAL)

Residential Site 1

Prop Cls: 210 (1 FAMILY RES)
Desirability: 2 (TYPICAL)
Zoning: R-1 (R-1)
Sewer: 3 (COMM/PUBLIC)
Utilities: 4 (GAS/ELECTRIC)
Route #:
Elevation:

Neighborhood: 8
Nbhd Rating: 2 (AVERAGE)
Nbhd Type: 2 (SUBURBAN)
Water: 3 (COMM/PUBLIC)
Road: 3 (IMPROVED)
Phys Change:
Traffic:

Bldg Style: 01 (RANCH)
Condition: 4 (Good)
Heat: 2 (HOT AIR)
Fuel: 4 (OIL)
Year Built: 1983
Garages: 3
Stories: 1.0
Bathrooms: 5.0
Kitchens: 1
1st Story: 4,806
1/2 Story:
Fin Attic:
Unfin 1/2:
Tot Living Area: 4,806

Porch: 1 (Open)
Year Remodeled: 0
Bsmt Garages:
Rooms: 9
1/2 Baths:
Kitchen Qual:
2nd Story:
3/4 Story:
Fin Bsmt:
Unfin 3/4:

Ext Wall: 06 (STUCCO)
Grade: A (Excellent)
Basement: 3 (PARTIAL)

Central Air: Yes
Porch Area: 477
Dtch Garages:
Bedrooms: 4
Bathroom Qual:
Fireplaces: 1
3rd Story:
Fin Over Garage:
Fin Rec Rm:
Unfin Room:

Land Information

#	Land Type	Frntg	Depth	Acres	Sq Feet	Influence	Soil	Wtrfrnt	Land Val	Unit Val
1				2.61						

Improvement Information

#	Structure	Year	Dim	Dim 1	Dim 2	Qty	Grd	Cond	Fnc Obs	% Good	Rplc Cost	Less Dprc
1	PATIO, FLAGSTONE	1983	SqFt			502	A	GOOD				
2	PATIO, FLAGSTONE	1983	SqFt			814	A	GOOD				
3	POOL, POURED CON	1984	SqFt			997	A	GOOD				
4	GARAGE, 1C ATTACH	1983	SqFt			826	A	GOOD				
5	PATIO, CONCRETE	1983	SqFt			38	A	GOOD				
6	GARAGE, 1C ATTACH	1983	SqFt			750	A	NORM				

STATE OF NEW YORK
COUNTY: Westchester
TOWN OF HARRISON
SWIS: 552800 (HARRISON)

2022 TOWN TENTATIVE ROLL
TAXABLE SECTION OF THE ROLL - 1
PARCEL ID ORDER
UNIFORM PERCENT OF VALUE = 1.29

PAGE: 710
ROLL PRINT DATE: 6/1/2022
VALUATION DATE: 5/1/2022
TAXABLE STATUS DATE: 5/1/2022

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RYE NY 10580		ACREAGE 2.00	35,500	CS282 MAMARONECK VALL		35,500	TO C
		FULL MKT VAL 2,751,937		DD281 REF DISPOSAL DI		35,500	TO
				SF282 FIRE DISTRICT #		35,500	TO
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		FULL MKT VAL 1,441,860		DD281 REF DISPOSAL DI		18,600	TO
				SF284 FIRE DST #4 PUR		18,600	TO
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				SF284 FIRE DST #4 PUR		22,100	TO
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RYE NY 10580		ACREAGE 1.27	28,500	CS282 MAMARONECK VALL		28,500	TO C
		FULL MKT VAL 2,209,302		DD281 REF DISPOSAL DI		28,500	TO
				SF284 FIRE DST #4 PUR		28,500	TO
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201 E 86TH ST APT 29F		HARRISON CENTRAL	6,900	TOWN TAXABLE		17,650	
NEW YORK NY 10028		PO14		SCHOOL TAXABLE		17,650	
		ACREAGE 2.52	17,650	CS282 MAMARONECK VALL		17,650	TO C
		FULL MKT VAL 1,368,217		DD281 REF DISPOSAL DI		17,650	TO
				SF282 FIRE DISTRICT #		17,650	TO

**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 \$1,000,000 to finance capital project BIT4C – Employee Productivity Systems 2018-2022 (“BIT4C”). The Bond Act, which was prepared by the law firm Harris Beach, will finance the cost of acquisition and installation of software and appliances for the County Department of Information Technology (“Department”), including installation and implementation services.

The Department of has advised that BIT4C will provide software, hardware, computer resources, and cybersecurity to meet unique and specific operational improvement across the County to support all Department initiatives.

Following bonding authorization, design will be scheduled and is anticipated to take three to six months to complete. It is estimated that installation will take twelve to eighteen months to complete. It is anticipated that the design work will be completed by in-house staff and consultants.

It should be noted that your Honorable Board has previously authorized the County to issue bonds in connection with separable components of BIT4C as indicated in the annexed fact sheet.

The Planning Department has advised your Committee that based on its review, BIT4C has been classified as a Type “II” action pursuant to the State Environmental Quality Review Act (“SEQR”) and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this conclusion.

Dated: January 17, 2023
White Plains, New York

Kedat Jadhvi
 HGR
 Yang Bain
 Yang Sultan toh
 J. W.
 J. W.
 C. W.
 C. W.

SFR
Nancy Sarn
J. H.
Cath. Park

COMMITTEE ON

Public works & Transportation

Dated: January 17, 2023

White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.



COMMITTEES ON

Budget & Appropriations

Public Works & Transportation

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: BIT4C

☐ 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 \$ 1,000,000 PPU 5 Anticipated Interest Rate 3.52%

Anticipated Annual Cost (Principal and Interest): \$ 220,033

Total Debt Service (Annual Cost x Term): \$ 1,100,165

Finance Department: Interest rate from October 26, 2022 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:

SECTION E - EXPECTED DESIGN WORK PROVIDER

☒ County Staff

☒ Consultant

☐ Not Applicable

Prepared by: Donna Montera

Title: Dir of Admin Services

Department: Information Technology

Date: 10/27/22

Reviewed By: [Signature]

Budget Director

Date: 10/31/22

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

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



DATE: October 5, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BIT4C EMPLOYEE PRODUCTIVITY SYSTEMS 2018-2022**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-23-2022 (Unique ID: 2016)

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

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

COMMENTS: None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

ACT NO. -20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,000,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION AND INSTALLATION OF SOFTWARE AND APPLIANCES FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,000,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20__)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, to the provisions of other laws applicable thereto, \$1,000,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the acquisition and installation of software and appliances for the Department of Information Technology, including installation and implementation services; all as set forth in the County's current year Capital

Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the current year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof is \$1,000,000. The plan of financing includes the issuance of \$1,000,000 bonds herein authorized, and any bond anticipation notes issued in anticipation of the sale of such bonds, and the levy of a tax to pay the principal of and interest on said bonds.

Section 2. The period of probable usefulness applicable to the objects or purposes for which the bonds authorized by this Act are 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 \$1,000,000. 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, 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 \$1,000,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION AND INSTALLATION OF SOFTWARE AND APPLIANCES FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,000,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20____)

object or purpose: to finance the cost of the acquisition and installation of software and appliances for the Department of Information Technology, including installation and implementation services; 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: \$1,000,000; 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:* BIT4C	<input type="checkbox"/> CBA	Fact Sheet Date:* 08-25-2022
Fact Sheet Year:* 2022	Project Title:* EMPLOYEE PRODUCTIVITY SYSTEMS 2018-2022	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* INFORMATION TECHNOLOGY	CP Unique ID: 2016

Overall Project Description

This project will fund reusable software components that can be assembled to meet the particular requirements of a user rather than buying a single "one-size-fits-all".

- | | | |
|----------------------------------------------------|--------------------------------------------------|-----------------------------------------|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2022	2023	2024	2025	2026	Under Review
Gross	3,500	3,500	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	3,500	3,500	0	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 1,746

Current Bond Description: To fund the purchase of software and appliances, equipment, installation and implementing services

Financing Plan for Current Request:

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

SEQR Classification:
TYPE II

Amount Requested:
1,000,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2018	1,000,000	FUNDS SECURITY SOFTWARE, APPLIANCES, INSTALLATION/IMPLEMENTATION SERVICES AND ACQUISITION, LICENSING AND ASSOCIATED DEVELOPMENT SOFTWARE
2019	500,000	CONTINUATION FOR THIS PROJECT
2020	1,000,000	CONTINUATION OF THIS PROJECT
2021	1,000,000	CONTINUATION OF THIS PROJECT

Total Appropriation History:
3,500,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
19	113	1,000,000	815,581	ACQUISITION AND INSTALLATION OF SOFTWARE AND APPLIANCES FOR IT
20	106	500,000	272,516	COST OF PURCHASING AND INSTALLING SOFTWARE AND APPLIANCES FOR EMPLOYEE PRODUCTIVITY SYSTEMS
21	39	1,000,000	0	ACQUISITION AND INSTALLATION OF SOFTWARE AND APPLIANCES FOR IT

Total Financing History:

2,500,000

Recommended By:**Department of Planning**

WBB4

Date

09-23-2022

Department of Public Works

RJB4

Date

09-26-2022

Budget Department

LMY1

Date

09-26-2022

Requesting Department

DDMK

Date

09-26-2022

EMPLOYEE PRODUCTIVITY SYSTEMS 2018-2022 (BIT4C)

User Department : Information Technology

Managing Department(s) : Information Technology ;

Estimated Completion Date: TBD

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

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2022	2023	2024	2025	2026	Under Review
Gross	3,500	3,500	1,746						
Non County Share			18						
Total	3,500	3,500	1,764						

Project Description

This project will fund reusable software components that can be assembled to meet the particular requirements of a user rather than buying a single "one-size-fits-all".

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
2018	1,000,000	Funds security software, appliances, installation/implementation services and acquisition, licensing and associated development software	IN PROGRESS
2019	500,000	Continuation for this project	IN PROGRESS
2020	1,000,000	Continuation of this project	IN PROGRESS
2021	1,000,000	Continuation of this project	AWAITING BOND AUTHORIZATION
Total	3,500,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	3,500,000	1,106,029	2,393,971
Others		(17,932)	17,932
Total	3,500,000	1,088,097	2,411,903

EMPLOYEE PRODUCTIVITY SYSTEMS 2018-2022 (BIT4C)

Bonds Authorized

Bond Act		Amount	Date Sold	Amount Sold	Balance
113	19	1,000,000	12/10/19	50,105	321,051
			12/10/19	9,895	
			04/30/20	89,820	
			10/28/20	464,102	
			10/28/20	65,027	
			10/28/20	17,932	
			10/28/20	(17,932)	
106	20	500,000			500,000
39	21	1,000,000			1,000,000
Total		2,500,000		678,949	1,821,051

RESOLUTION - 2023

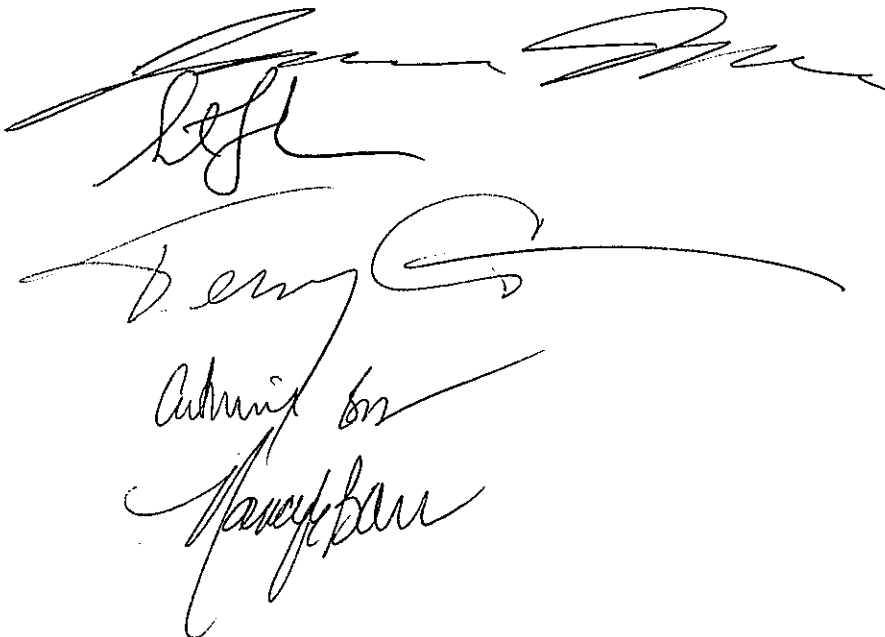
TO THE COUNTY BOARD OF LEGISLATORS
OF THE COUNTY OF WESTCHESTER, NEW YORK

WHEREAS, the County Executive having on the 12th day of September, 2022, recommended the appointment of Krzysztof M. Nowak, MD, MBA, of Briarcliff Manor, New York, as a member of the Westchester County Laboratories and Research Board of Managers, for a term to begin on September 12, 2022 and expire on December 31, 2026, in accordance with the terms and provisions of the Westchester County Charter, as amended, and subject to the confirmation of this Board; and

WHEREAS, the Committee on Appointments, having on the 9th day of January, 2023, approved the appointment of Krzysztof M. Nowak, MD, MBA, to the Westchester County Laboratories and Research Board of Managers; NOW THEREFORE BE IT

RESOLVED, that said appointment be and is hereby approved.

Dated: January 9, 2023
White Plains, New York



COMMITTEE ON APPOINTMENTS

RESOLUTION - 2023

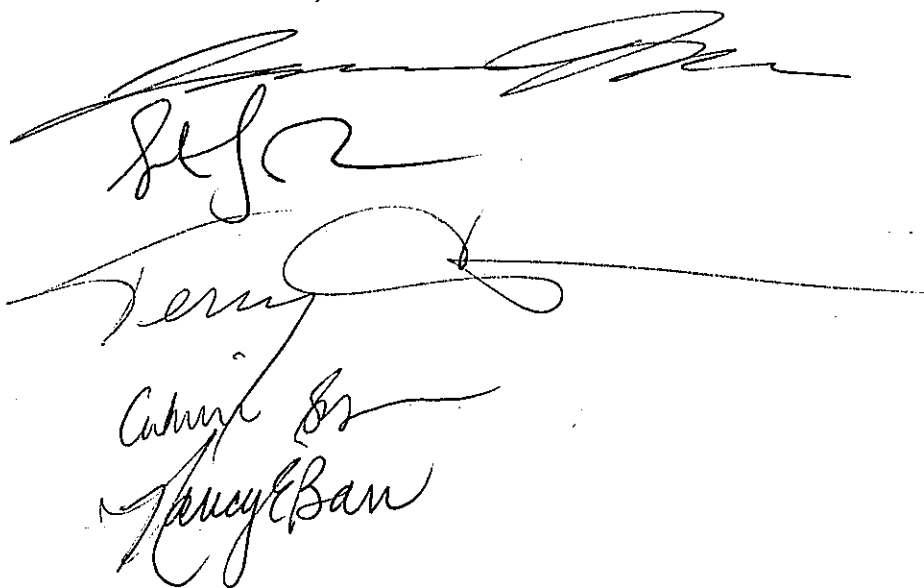
TO THE COUNTY BOARD OF LEGISLATORS
OF THE COUNTY OF WESTCHESTER, NEW YORK

WHEREAS, the County Executive having on the 12th day of September, 2022, recommended the appointment of Mark Davis-Lorton, MD, of Sleepy Hollow, New York, as a member of the Westchester County Laboratories and Research Board of Managers, for a term to begin on September 12, 2022 and expire on December 31, 2026, in accordance with the terms and provisions of the Westchester County Charter, as amended, and subject to the confirmation of this Board; and

WHEREAS, the Committee on Appointments, having on the 9th day of January, 2023, approved the appointment of Mark Davis-Lorton, MD, to the Westchester County Laboratories and Research Board of Managers; NOW THEREFORE BE IT

RESOLVED, that said appointment be and is hereby approved.

Dated: January 9, 2023
White Plains, New York

The block contains four handwritten signatures in black ink, stacked vertically. The signatures are cursive and stylized. The top signature is the longest and most horizontal. The second signature is shorter and more vertical. The third signature is also shorter and more vertical. The bottom signature is the shortest and most vertical.

COMMITTEE ON APPOINTMENTS

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

Your Committee is in receipt of an amended bond act (“Amended Bond Act”) in the total amount of \$32,500,000 which includes \$25,500,000 in previously authorized bonds of the County of Westchester (“County”) to finance Capital Project SBB07 – Blind Brook Waste Water Treatment Plant – Process Equipment Improvements (“SBB07”). The Amended Bond Act, which was prepared by the law firm Norton Rose Fulbright, is required to finance the cost of design, construction management and construction for Phase I of the rehabilitation, upgrading and/or replacement of various items of equipment and systems at the Blind Brook Wastewater Treatment Plant for the benefit of the Blind Brook Sanitary Sewer District, including but not limited to rehabilitation and upgrades to the screenings, grit, primary scum pit, plant effluent, primary sludge, and emergency power systems, and including incidental expenses.

The Department of Environmental Facilities (“Department”) has advised that this request will provide additional construction funding for Phase I of SBB07. The additional construction cost can be attributed to significant escalation and a reprioritization of the sequence of work to include more scope in the first phase of the project. This is necessary due to the criticality and condition of the equipment being replaced.

Design is currently underway and is expected to be completed by the first quarter of 2023. It is estimated that construction is estimated to take twenty-four months to complete and will begin after award and execution of the construction contracts. The design work is being undertaken by consultants.

It should be noted that your Honorable Board has previously authorized the County to issue bonds to finance SBB07 as indicated in the annexed fact sheet and follows: Bond Act No. 131-2021 in the amount of \$25,500,000 which was authorized to finance design, construction management and construction in connection with Phase I of SBB07. These bonds have not been sold. Accordingly, it is now requested that Bond Act No. 131-2021 be amended to increase the total amount authorized by \$7,000,000 for a total authorized amount, as amended, of \$32,500,000.

The Planning Department has advised your Committee that based on its review, SBB07 has been classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this conclusion.

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

Dated: January 17th, 2023.
White Plains, New York

Robert F. Li
Stacy
Manuel Barr
Henry J. Beller - John
John H. Beller
John H. Beller
Calvin Park
COMMITTEE ON

C:MG/10-20-22

Stacy
Manuel Barr
John H. Beller
Calvin Park

Budget & Appropriations

Public Works & Transportation

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: SBB07

☐ 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 \$ 7,000,000 PPU 30 Anticipated Interest Rate 4.14%

Anticipated Annual Cost (Principal and Interest): \$ 384,438

Total Debt Service (Annual Cost x Term): \$ 11,533,140

Finance Department: Interest rates from November 4, 2022 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: 76

SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☒ Consultant

☐ Not Applicable

Prepared by: Joe Brown

Title: Capital Program Coordinator

Department: DEF


Date: 11/7/22

Reviewed By: 

Budget Director

Date: 11/7/22

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

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

DATE: October 4, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
SBB07 BLIND BROOK WASTE WATER TREATMENT PLANT –
PROCESS EQUIPMENT IMPROVEMENTS**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-20-2022 (Unique ID: 2083)

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

- **617.5(c)(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)(27):** conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action.

COMMENTS: None.

DSK/cnm

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
C.J. Gelardo, Associate Engineer, Department of Environmental Facilities
Joseph Brown, Capital Program Coordinator, Department of Environmental Facilities
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

ACT NO. _____ - 2023

BOND ACT DATED _____, 2023.

A BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING BOND ACT NO. 131-2021, BOND ACT NO. 103-2020 AND BOND ACT NO. 115-2015 WHICH PROVIDED FOR THE ISSUANCE OF \$25,500,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY DESIGN, CONSTRUCTION MANAGEMENT AND CONSTRUCTION COSTS FOR PHASE I OF THE REHABILITATION, UPGRADING AND/OR REPLACEMENT OF VARIOUS ITEMS OF EQUIPMENT AND SYSTEMS AT THE BLIND BROOK WASTEWATER TREATMENT PLANT FOR THE BENEFIT OF THE BLIND BROOK SANITARY SEWER DISTRICT, IN AND FOR SAID COUNTY, TO INCREASE THE ESTIMATED MAXIMUM COST AND THE AMOUNT OF BONDS AUTHORIZED TO \$32,500,000, AN INCREASE OF \$7,000,000.

WHEREAS, this Board has previously authorized the issuance of \$25,500,000 bonds to finance design, construction management and construction costs for Phase I of the rehabilitation, upgrading and/or replacement of various items of equipment and systems at the Blind Brook Wastewater Treatment Plant for the benefit of the Blind Brook Sanitary Sewer District, a class of objects or purposes, pursuant to Bond Act No. 131-2021, dated August 2, 2021;

WHEREAS, it has now been determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$32,500,000, an increase of \$7,000,000, and it is now desired to increase the amount of bonds authorized to \$32,500,000;

WHEREAS, \$32,500,000 has been appropriated in the Capital Budget of the County for the aforesaid class of objects or purposes;

WHEREAS, the cost of said class of objects or purposes shall be specially assessed against properties in the County's Blind Brook Sanitary Sewer District, which are specially benefitted by said class of objects or purposes; and

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (the "County") (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 entitled:

ACT NO. 131-2021.

A BOND ACT AUTHORIZING THE ISSUANCE OF \$25,500,000 BONDS TO PAY THE DESIGN, CONSTRUCTION MANAGEMENT AND CONSTRUCTION COSTS FOR THE REHABILITATION, UPGRADING AND/OR REPLACEMENT OF VARIOUS ITEMS OF EQUIPMENT AND SYSTEMS AT THE BLIND BROOK WASTEWATER TREATMENT PLANT, FOR THE BENEFIT OF THE BLIND BROOK SANITARY SEWER DISTRICT.

is hereby amended to read as follows:

A BOND ACT AUTHORIZING THE ISSUANCE OF \$32,500,000 BONDS TO PAY THE DESIGN, CONSTRUCTION MANAGEMENT AND CONSTRUCTION COSTS FOR PHASE I OF THE REHABILITATION, UPGRADING AND/OR REPLACEMENT OF VARIOUS ITEMS OF EQUIPMENT AND SYSTEMS AT THE BLIND BROOK WASTEWATER TREATMENT PLANT, FOR THE BENEFIT OF THE BLIND BROOK SANITARY SEWER DISTRICT.

WHEREAS, the capital project hereinafter described has been duly approved in the adopted capital budget for the current fiscal year; and

WHEREAS, the plan for the financing of the estimated maximum cost of such capital project, as hereinafter set forth in this Bond Act, is in conformity with such capital budget; and

WHEREAS, all other conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE,

BE IT ENACTED, by the Board of Legislators of the County, by the affirmative vote of not less than two thirds of the entire voting strength thereof, as follows:

Section 1. For paying design, construction management and construction costs for Phase I of the rehabilitation, upgrading and/or replacement of various items of equipment and systems at the Blind Brook Wastewater Treatment Plant for the benefit of the Blind Brook Sanitary Sewer District, including but not limited to rehabilitation and upgrades to the screenings, grit, primary scum pit, plant effluent, primary sludge, and emergency power systems, and including incidental expenses in connection therewith, a class of objects or purposes, there are hereby authorized to be

issued \$32,500,000 bonds of said County pursuant to the provisions of the Local Finance Law. To the extent that the details of the aforesaid class of objects or purposes set forth in this Bond Act are inconsistent with any details set forth in the current Capital Budget of the County, such Budget shall be deemed and is hereby amended to the extent inconsistent herewith.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$32,500,000, and that the plan for the financing thereof is by the issuance of the \$32,500,000 bonds of said County authorized to be issued pursuant to this Bond Act.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is thirty years, pursuant to subdivision four of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. To the extent not paid from the assessment of properties assessable for this purpose in the County's Blind Brook Sanitary Sewer District, or other sources, there shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the County, by the manual or facsimile signature of the Commissioner of Finance and a facsimile of the corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as said Commissioner of Finance shall deem best for the interests of the County; including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the Commissioner of Finance shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. The Commissioner of Finance is hereby further delegated the power to authorize the sale and issuance of the bonds authorized pursuant to this Bond Act (a) at a discount in the manner authorized by paragraphs e and f of Section 57.00 of the Local Finance Law, (b) at private sale pursuant to the applicable provisions of the Local Finance Law and any regulations of the New York State Comptroller appertaining thereto, including the private sale of bonds at a premium, (c) as capital appreciation bonds or term bonds at public sale or private sale pursuant to the applicable provisions of the Local Finance Law and any regulations of the New York State Comptroller appertaining thereto, and (d) at a variable rate of interest in the manner authorized by Section 54.90 of the Local Finance Law, including notes issued in anticipation thereof. The Commissioner of Finance is hereby authorized to enter into such agreements as said Commissioner of Finance shall determine reasonable and necessary to facilitate the issuance, sale, resale and, or repurchase of such bonds or notes pursuant to the provisions of Section 54.90 of the Local Finance

Law. Such bonds and, or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance.

Section 9. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Commissioner of Finance. Such notes shall be of such terms, form and contents as may be prescribed by said Commissioner of Finance consistent with the provisions of the Local Finance Law.

Section 10. The Commissioner of Finance is hereby further authorized, at the sole discretion of the Commissioner of Finance, to execute a project financing agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the class of objects or purposes described in Section 1 hereof, or a portion thereof, by a bond, and, or note issue of said County in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 11. The intent of this Bond Act is to give the Commissioner of Finance sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid serial bonds and, or notes without resorting to further action of this Board of Legislators.

Section 12. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment,

and also including the consolidation with other issues, shall be determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 13. The validity of such bonds and bond anticipation notes may be contested only if:

(1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

(2) The provisions of law which should be complied with at the date of publication of this Bond Act 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

(3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. This Bond Act shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this Bond Act, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 15. This Bond Act, which shall take effect immediately in accordance with the provisions of Section 33.10 of the Local Finance Law and as provided in Section 107.71 of the Westchester County Charter, shall be published in summary form in the official newspaper of said

County for purposes of this Bond Act, together with a notice of the Clerk of the Board of Legislators in substantially the form provided in Section 81.00 of the Local Finance Law.

Section (B). The amendments 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 actions taken pursuant to said bond act, and all such liabilities incurred, obligations issued, or actions taken shall be deemed to have been incurred, issued or taken pursuant to said Bond Act, as so amended.

Section (C). This Bond Act shall take effect immediately upon approval by the County Executive.

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

AYES: -

NOES:

ABSENT:

The Bond Act was thereupon declared duly adopted.

* * * *

APPROVED BY THE COUNTY EXECUTIVE

Date: _____, 2023

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

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

That I have compared the annexed extract of the minutes of the meeting of the Board of Legislators of said County, including the Bond Act contained therein, held on _____, 2023, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

I FURTHER CERTIFY that, [please check one below]

_____ (1) pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, or

_____ (2) said meeting was held remotely by conference call, video conference, or other similar means in accordance with the requirements set forth in Chapter 417 of the Laws of 2021.

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

Newspaper and/or other news media

Date given

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

Designated Location(s) of posted notices

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on _____, 2023.

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

(CORPORATE
SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on _____, 2023 and approved by the County Executive on _____, 2023 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 and Administrative Officer 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. _____-2023

A BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING BOND ACT NO. 131-2021, BOND ACT NO. 103-2020 AND BOND ACT NO. 115-2015 WHICH PROVIDED FOR THE ISSUANCE OF \$25,500,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY DESIGN, CONSTRUCTION MANAGEMENT AND CONSTRUCTION COSTS FOR PHASE I OF THE REHABILITATION, UPGRADING AND/OR REPLACEMENT OF VARIOUS ITEMS OF EQUIPMENT AND SYSTEMS AT THE BLIND BROOK WASTEWATER TREATMENT PLANT FOR THE BENEFIT OF THE BLIND BROOK SANITARY SEWER DISTRICT, IN AND FOR SAID COUNTY, TO INCREASE THE ESTIMATED MAXIMUM COST AND THE AMOUNT OF BONDS AUTHORIZED TO \$32,500,000, AN INCREASE OF \$7,000,000.

object or purpose:

design, construction management and construction costs for Phase I of the rehabilitation, upgrading and/or replacement of various items of equipment and systems at the Blind Brook Wastewater Treatment Plant for the benefit of the Blind Brook Sanitary Sewer District, including but not limited to rehabilitation and upgrades to the screenings, grit, primary scum pit, plant effluent, primary sludge, and emergency power systems, and including incidental expenses in connection therewith.

period of probable usefulness: thirty (30) years

amount of obligations to be issued: \$32,500,000

Dated: _____, 2023
White Plains, New York

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

CAPITAL PROJECT FACT SHEET

Project ID:* SBB07	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* BLIND BROOK WASTE WATER TREATMENT PLANT - PROCESS EQUIPMENT IMPROVEMENTS	Legislative District ID: 3, 7, 6, 4,
Category* SEWER AND WATER DISTRICTS	Department:* ENVIRONMENTAL FACILITIES	CP Unique ID: 2083

Overall Project Description

This project will provide for the repair, upgrading and replacement of various items of equipment and systems at the Blind Brook Wastewater Treatment Plant. The work will be performed in several phases.

- | | | |
|----------------------------------------------------|--------------------------------------------------|----------------------------------------------------|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input checked="" type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	83,500	25,500	10,000	35,000	0	13,000	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	83,500	25,500	10,000	35,000	0	13,000	0	0

Expended/Obligated Amount (in thousands) as of : 6,061

Current Bond Description: This request will provide additional construction funding for Phase I of this project and also design and construction management funding for Phase II. Phase I work will include repairs and upgrades to the screenings, grit, primary scum pit, plant effluent, primary sludge, and emergency power systems. Phase II work will include repairs and upgrades to the plant influent, primary clarifiers, aeration, odor control, and disinfection systems.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	10,000,000
Cash:	0
Total:	\$ 10,000,000

SEQR Classification:

TYPE II

Amount Requested:

10,000,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2009	500,000	DESIGN
2015	500,000	FUNDS ADDITIONAL DESIGN
2019	16,000,000	CONSTRUCTION AND CONSTRUCTION MANAGEMENT
2020	1,000,000	COST ESCALATION
2021	7,500,000	COST ESCALATION
2023	10,000,000	DESIGN AND CONSTRUCTION MANAGEMENT

Total Appropriation History:

35,500,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
15	115	0	0	BLIND BROOK WWTP - PROCESS EQUIPMENT IMPROVEMENTS
20	103	18,000,000	1,604,382	COST OF PROCESS EQUIPMENT IMPROVEMENTS AT BLIND BROOK WASTE WATER TREATMENT PLANT
21	131	7,500,000	0	BLIND BROOK WWTP - REPACEMENT/REHABILITATION

Total Financing History:

25,500,000

Recommended By:**Department of Planning**

WBB4

Date

09-20-2022

Department of Public Works

RJB4

Date

09-20-2022

Budget Department

LMY1

Date

11-01-2022

Requesting Department

JWBA

Date

11-01-2022

BLIND BROOK WASTE WATER TREATMENT PLANT - PROCESS EQUIPMENT IMPROVEMENTS (SBB07)

User Department : Environmental Facilities

Managing Department(s) : Environmental Facilities ; 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	2023	2024	2025	2026	2027	Under Review
Gross	83,500	25,500	6,061	10,000	35,000		13,000		
Non County Share									
Total	83,500	25,500	6,061	10,000	35,000		13,000		

Project Description

This project will provide for the repair, upgrading and replacement of various items of equipment and systems at the Blind Brook Wastewater Treatment Plant. Equipment or systems to be replaced or refurbished will include, but not be limited to, HVAC equipment not included in performance maintenance project, primary sludge and sludge transfer pumps including associated piping and valves; primary and secondary clarifier mechanisms; primary clarifier scum pit piping and valves; aeration tank influent and effluent sluice gates and mixers; all aeration blowers and blower piping; piping, valves and controls for caustic and hypochlorite tanks associated with odor control scrubbers; plant and service water system upgrade; replacement of RAS discharge isolation valves; final clarifier drain valves and plant effluent water system including pumps and associated valves; demolition and removal of obsolete boilers and fuel oil storage tanks and installation of security system improvements. The project is broken down into design and construction phases; preliminary design will also include a review of the sludge forcemain to the Port Chester Plant. Further refinement and phasing will be performed after design is undertaken. All equipment upgrades will include integration into SCADA system.

Current Year Description

The current year request funds construction.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	10,000,000			10,000,000

Impact on Operating Budget

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

Appropriation History

Year	Amount	Description	Status
2009	500,000	Design	CONSTRUCTION
2015	500,000	Funds additional design	CONSTRUCTION
2019	16,000,000	Construction and construction management	CONSTRUCTION
2020	1,000,000	Cost escalation	CONSTRUCTION
2021	7,500,000	Cost escalation	CONSTRUCTION
Total	25,500,000		

**BLIND BROOK WASTE WATER TREATMENT PLANT - PROCESS EQUIPMENT
IMPROVEMENTS
(SBB07)**

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	25,500,000	1,604,383	23,895,617
Total	25,500,000	1,604,383	23,895,617

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
115 15				
103 20	18,000,000	12/01/21	1,604,383	16,395,617
131 21	7,500,000			7,500,000
Total	25,500,000		1,604,383	23,895,617

**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 \$3,000,000 to finance capital project SBB07 – Blind Brook Waste Water Treatment Plant – Process Equipment Improvements (“SBB07”). The Bond Act, which was prepared by the law firm Norton Rose Fulbright, will finance the cost of design and construction management for Phase II of SBB07, including rehabilitation, upgrading and/or replacement of various items of equipment and systems of the Blind Brook Wastewater Treatment Plant in the County’s Blind Brook Sanitary Sewer District, including but not limited to, rehabilitation and upgrades to the plant influent, primary clarifiers, aeration, odor control, and disinfection systems, including incidental expenses.

The Department of Environmental Facilities (“Department”) has advised that this request will provide the design and construction management funding for Phase II of SBB07

Following bonding authorization, design will be scheduled and is anticipated to take twelve months to complete. It is estimated that construction will take twenty-four months to complete and will begin after award and execution of the construction contracts. The design work is being undertaken by consultants.

It should be noted that your Honorable Board has previously authorized the County to issue bonds in connection with SBB07 as indicated in the annexed fact sheet.

The Planning Department has advised your Committee that based on its review, SBB07 has been classified as a Type “II” action pursuant to the State Environmental Quality Review Act (“SEQR”) and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this conclusion.

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

Dated: January 17th, 2023
White Plains, New York

Vedat Farhi
S. Farhi
Nancy E. Baur
Henry Z. Green - Johnson
Z. W.
D. W.
Cathy Pae

htja
Nancy E. Baur
Z. W.
Cathy Pae

c/mg/10-20-22

COMMITTEE ON

Budget & Appropriations

Public Works & Transportation

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: SBB07

☐ 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 \$ 3,000,000 PPU 5 Anticipated Interest Rate 3.38%

Anticipated Annual Cost (Principal and Interest): \$ 659,804

Total Debt Service (Annual Cost x Term): \$ 3,299,020

Finance Department: Interest rates from November 4, 2022 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: 32

SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☒ Consultant

☐ Not Applicable

Prepared by: Joe Brown

Title: Capital Program Coordinator

Department: DEF


Date: 11/7/22

Reviewed By: 

Budget Director

Date: 11/7/22

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

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

DATE: October 4, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
SBB07 BLIND BROOK WASTE WATER TREATMENT PLANT –
PROCESS EQUIPMENT IMPROVEMENTS**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-20-2022 (Unique ID: 2083)

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

- **617.5(c)(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)(27):** conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action.

COMMENTS: None.

DSK/cnm

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
C.J. Gelardo, Associate Engineer, Department of Environmental Facilities
Joseph Brown, Capital Program Coordinator, Department of Environmental Facilities
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

ACT NO. _____ - 2023

BOND ACT DATED _____, 2023.

A BOND ACT AUTHORIZING THE ISSUANCE OF \$3,000,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COSTS OF DESIGN AND CONSTRUCTION MANAGEMENT FOR PHASE II OF THE REHABILITATION, UPGRADING AND/OR REPLACEMENT OF VARIOUS ITEMS OF EQUIPMENT AND SYSTEMS OF THE BLIND BROOK WASTEWATER TREATMENT PLANT IN THE COUNTY'S BLIND BROOK SANITARY SEWER DISTRICT.

WHEREAS, the capital project hereinafter described has been duly approved in the adopted capital budget for the current fiscal year; and

WHEREAS, the plan for the financing of the estimated maximum cost of such capital project, as hereinafter set forth in this Bond Act, is in conformity with such capital budget; and

WHEREAS, all other conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of the cost of such capital project allocable to the County's Blind Brook Sanitary Sewer District; NOW, THEREFORE,

BE IT ENACTED, by the Board of Legislators of the County of Westchester, New York (the "County"), by the affirmative vote of not less than two thirds of the entire voting strength thereof, as follows:

Section 1. For paying the \$3,000,000 estimated maximum cost of design and construction management for Phase II of the rehabilitation, upgrading and/or replacement of various items of equipment and systems of the Blind Brook Wastewater Treatment Plant in the County's Blind Brook Sanitary Sewer District, including but not limited to, rehabilitation and upgrades to the plant influent, primary clarifiers, aeration, odor control, and disinfection systems, including

incidental expenses in connection therewith, a class of objects or purposes, there are hereby authorized to be issued \$3,000,000 bonds of said County pursuant to the provisions of the Local Finance Law. To the extent that the details of the aforesaid class of objects or purposes set forth in this Bond Act are inconsistent with any details set forth in the 2023 Capital Budget of the County, such Budget shall be deemed and is hereby amended to the extent inconsistent herewith.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$3,000,000, and that the plan for the financing thereof is by the issuance of the \$3,000,000 bonds of said County authorized to be issued pursuant to this Bond Act.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is five years, pursuant to subdivision sixty-two of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. To the extent not paid from the assessment of properties assessable for this purpose in the County's Blind Brook Sanitary Sewer District, or other sources, there shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the County by the manual or facsimile signature of the Commissioner of Finance and a facsimile of the corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as said Commissioner of Finance shall deem best for the interests of the County; including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the Commissioner of Finance shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. The Commissioner of Finance is hereby further delegated the power to authorize the sale and issuance of the bonds authorized pursuant to this Bond Act (a) at a discount in the manner authorized by paragraphs e and f of Section 57.00 of the Local Finance Law, (b) at private sale pursuant to the applicable provisions of the Local Finance Law and any regulations of the New York State Comptroller appertaining thereto, including the private sale of bonds at a premium, (c) as capital appreciation bonds or term bonds at public sale or private sale pursuant to the applicable provisions of the Local Finance Law and any regulations of the New York State Comptroller appertaining thereto, and (d) at a variable rate of interest in the manner authorized by Section 54.90 of the Local Finance Law, including notes issued in anticipation thereof. The Commissioner of Finance is hereby authorized to enter into such agreements as said Commissioner of Finance shall determine reasonable and necessary to facilitate the issuance, sale, resale and, or repurchase of such bonds or notes pursuant to the provisions of Section 54.90 of the Local Finance

Law. Such bonds and, or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance.

Section 9. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Commissioner of Finance. Such notes shall be of such terms, form and contents as may be prescribed by said Commissioner of Finance consistent with the provisions of the Local Finance Law.

Section 10. The Commissioner of Finance is hereby further authorized, at the sole discretion of the Commissioner of Finance, to execute a project financing and loan agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the class of objects or purposes described in Section 1 hereof, or a portion thereof, by a bond, and, or note issue of said County in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 11. The intent of this Bond Act is to give the Commissioner of Finance sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid serial bonds and, or notes without resorting to further action of this Board of Legislators.

Section 12. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment,

and also including the consolidation with other issues, shall be determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 13. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this Bond Act 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
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. This Bond Act shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this Bond Act, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 15. This Bond Act, which shall take effect immediately in accordance with the provisions of Section 33.10 of the Local Finance Law and as provided in Section 107.71 of the Westchester County Charter, shall be published in summary form in the official newspaper of said

County for purposes of this Bond Act, together with a notice of the Clerk of the Board of Legislators in substantially the form provided in Section 81.00 of the Local Finance Law.

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

AYES:

NOES:

ABSENT:

The Bond Act was thereupon declared duly adopted.

* * * *

APPROVED BY THE COUNTY EXECUTIVE

Date: _____, 2023

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

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

That I have compared the annexed extract of the minutes of the meeting of the Board of
Legislators of said County, including the Bond Act contained therein, held on _____,
2023, with the original thereof on file in my office, and that the same is a true and correct transcript
therefrom and of the whole of said original so far as the same relates to the subject matters therein
referred to.

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

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

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

Newspaper and/or Other News Media

Date Given

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

Designated Location(s) of posted notice

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on _____, 2023.

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

(CORPORATE
SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on _____, 2023 and approved by the County Executive on _____, 2023 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 and Chief of Staff 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. _____-2023

A BOND ACT AUTHORIZING THE ISSUANCE OF \$3,000,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COSTS OF PHASE II OF DESIGN AND CONSTRUCTION MANAGEMENT FOR THE REHABILITATION AND UPGRADE OF THE BLIND BROOK WASTEWATER TREATMENT PLANT IN THE COUNTY'S BLIND BROOK SANITARY SEWER DISTRICT

class of objects or purposes:	costs of design and construction management for Phase II of the rehabilitation and upgrade of the Blind Brook Wastewater Treatment Plant in the County's Blind Brook Sanitary Sewer District, including but not limited to, rehabilitation and upgrades to the plant influent, primary clarifiers, aeration, odor control, and disinfection systems, including incidental expenses in connection therewith
-------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

period of probable usefulness:	five years
--------------------------------	------------

amount of obligations to be issued:	\$3,000,000
-------------------------------------	-------------

Dated: _____, 2023
White Plains, New York

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

CAPITAL PROJECT FACT SHEET

Project ID:*

SBB07

☐ CBA

Fact Sheet Date:*

01-03-2023

Fact Sheet Year:*

2023

Project Title:*

BLIND BROOK WASTE WATER
TREATMENT PLANT - PROCESS
EQUIPMENT IMPROVEMENTS

Legislative District ID:

3, 7, 6, 4,

Category*

SEWER AND WATER DISTRICTS

Department:*

ENVIRONMENTAL FACILITIES

CP Unique ID:

2083

Overall Project Description

This project will provide for the repair, upgrading and replacement of various items of equipment and systems at the Blind Brook Wastewater Treatment Plant. The work will be performed in several phases.

☐ 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	2023	2024	2025	2026	2027	Under Review
Gross	83,500	25,500	10,000	35,000	0	13,000	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	83,500	25,500	10,000	35,000	0	13,000	0	0

Expended/Obligated Amount (in thousands) as of : 6,061

Current Bond Description: This request will provide additional construction funding for Phase I of this project and also design and construction management funding for Phase II. Phase I work will include repairs and upgrades to the screenings, grit, primary scum pit, plant effluent, primary sludge, and emergency power systems. Phase II work will include repairs and upgrades to the plant influent, primary clarifiers, aeration, odor control, and disinfection systems.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	10,000,000
Cash:	0
Total:	\$ 10,000,000

SEQR Classification:

TYPE II

Amount Requested:

10,000,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2009	500,000	DESIGN
2015	500,000	FUNDS ADDITIONAL DESIGN
2019	16,000,000	CONSTRUCTION AND CONSTRUCTION MANAGEMENT
2020	1,000,000	COST ESCALATION
2021	7,500,000	COST ESCALATION
2023	10,000,000	DESIGN AND CONSTRUCTION MANAGEMENT

Total Appropriation History:

35,500,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
15	115	0	0	BLIND BROOK WWTP - PROCESS EQUIPMENT IMPROVEMENTS
20	103	18,000,000	1,604,382	COST OF PROCESS EQUIPMENT IMPROVEMENTS AT BLIND BROOK WASTE WATER TREATMENT PLANT
21	131	7,500,000	0	BLIND BROOK WWTP - REPACEMENT/REHABILITATION

Total Financing History:

25,500,000

Recommended By:**Department of Planning**

WBB4

Date

09-20-2022

Department of Public Works

RJB4

Date

09-20-2022

Budget Department

LMY1

Date

11-01-2022

Requesting Department

JWBA

Date

11-01-2022

BLIND BROOK WASTE WATER TREATMENT PLANT - PROCESS EQUIPMENT IMPROVEMENTS (SBB07)

User Department : Environmental Facilities

Managing Department(s) : Environmental Facilities ; 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	2023	2024	2025	2026	2027	Under Review
Gross	83,500	25,500	6,061	10,000	35,000		13,000		
Non County Share									
Total	83,500	25,500	6,061	10,000	35,000		13,000		

Project Description

This project will provide for the repair, upgrading and replacement of various items of equipment and systems at the Blind Brook Wastewater Treatment Plant. Equipment or systems to be replaced or refurbished will include, but not be limited to, HVAC equipment not included in performance maintenance project, primary sludge and sludge transfer pumps including associated piping and valves; primary and secondary clarifier mechanisms; primary clarifier scum pit piping and valves; aeration tank influent and effluent sluice gates and mixers; all aeration blowers and blower piping; piping, valves and controls for caustic and hypochlorite tanks associated with odor control scrubbers; plant and service water system upgrade; replacement of RAS discharge isolation valves; final clarifier drain valves and plant effluent water system including pumps and associated valves; demolition and removal of obsolete boilers and fuel oil storage tanks and installation of security system improvements. The project is broken down into design and construction phases; preliminary design will also include a review of the sludge forcemain to the Port Chester Plant. Further refinement and phasing will be performed after design is undertaken. All equipment upgrades will include integration into SCADA system.

Current Year Description

The current year request funds construction.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	10,000,000			10,000,000

Impact on Operating Budget

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

Appropriation History

Year	Amount	Description	Status
2009	500,000	Design	CONSTRUCTION
2015	500,000	Funds additional design	CONSTRUCTION
2019	16,000,000	Construction and construction management	CONSTRUCTION
2020	1,000,000	Cost escalation	CONSTRUCTION
2021	7,500,000	Cost escalation	CONSTRUCTION
Total	25,500,000		

**BLIND BROOK WASTE WATER TREATMENT PLANT - PROCESS EQUIPMENT
IMPROVEMENTS
(SBB07)**

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	25,500,000	1,604,383	23,895,617
Total	25,500,000	1,604,383	23,895,617

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
115 15				
103 20	18,000,000	12/01/21	1,604,383	16,395,617
131 21	7,500,000			7,500,000
Total	25,500,000		1,604,383	23,895,617

**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 \$600,000 to finance capital project SW022 – Sewer District Heavy Equipment Replacement ("SW022"). The Bond Act, which was prepared by the law firm Norton Rose Fulbright, will finance the cost of the acquisition of heavy equipment, including dump trucks, flatbed trailers, tankers, garbage trucks, sewer jet trucks, portable pumps and generators, and other miscellaneous heavy equipment, to maintain the facilities of the County's Sanitary Sewer Districts.

The Department of Environmental Facilities ("Department") has advised that this financing is required to purchase heavy equipment for use in all the sewer districts which has reached the end of its useful life.

Upon receipt by the Department of bonding authorization, it is anticipated that the vehicle and equipment purchase(s) will be completed by the fourth quarter of 2023.

It should be noted that your Honorable Board has previously authorized the County to issue bonds in connection with SW022 as indicated in the attached fact sheet.

The Planning Department has advised your Committee that based on its review, SW022 has been classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this conclusion.

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

Dated: January 17th, 2023
White Plains, New York

Jedat Jadin
SJS

Maneykban

David Bullington

JH
Cathie Park

W.M.M.

SJS
Maneykban
JH
Cathie Park

COMMITTEE ON

c/mg/9-22-22

Budget & Appropriations

Public Works & Transportation

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: SW022

☐ 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 \$ 600,000 PPU 10 Anticipated Interest Rate 3.64%

Anticipated Annual Cost (Principal and Interest): \$ 71,437

Total Debt Service (Annual Cost x Term): \$ 714,370

Finance Department: Interest rates from November 4, 2022 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: 6

SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☐ Consultant

☒ Not Applicable

Prepared by: Joe Brown

Title: Capital Program Coordinator

Department: DEF

Date: 11/7/22

Reviewed By: [Signature]

Budget Director

Date: 11/7/22

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

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



DATE: October 4, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
SW022 SEWER DISTRICT HEAVY EQUIPMENT REPLACEMENT**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-20-2022 (Unique ID: 2085)

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

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

COMMENTS: None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
C.J. Gelardo, Associate Engineer, Department of Environmental Facilities
Joseph Brown, Capital Program Coordinator, Department of Environmental Facilities
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

REFERENCE SW022

ACT NO. _____ - 2023

BOND ACT DATED _____, 2023.

A BOND ACT AUTHORIZING THE ISSUANCE OF \$600,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF HEAVY EQUIPMENT INCLUDING DUMP TRUCKS, FLATBED TRAILERS, TANKERS, GARBAGE TRUCKS, SEWER JET TRUCKS, PORTABLE PUMPS AND GENERATORS, AND OTHER MISCELLANEOUS HEAVY EQUIPMENT, FOR USE TO MAINTAIN THE FACILITIES OF THE COUNTY'S SANITARY SEWER DISTRICTS, IN AND FOR SAID COUNTY.

WHEREAS, the capital project hereinafter described has been duly approved in the adopted capital budget for the current fiscal year; and

WHEREAS, the plan for the financing of the maximum estimated cost of such capital project, as hereinafter set forth in this Bond Act, is in conformity with such capital budget; and

WHEREAS, all conditions precedent to the financing of the capital purposes hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE,

BE IT ENACTED, by the Board of Legislators of the County of Westchester, New York (the "County"), by the affirmative vote of not less than two thirds of the entire voting strength thereof, as follows:

Section 1. For the class of objects or purposes of paying the cost of the acquisition of heavy equipment, including dump trucks, flatbed trailers, tankers, garbage trucks, sewer jet trucks, portable pumps and generators, and other miscellaneous heavy equipment, to maintain the facilities of the County's Sanitary Sewer Districts, each item of which costs more than \$15,000, in and for the County, including incidental expenses in connection therewith, there are hereby authorized to be

issued \$600,000 bonds of said County pursuant to the provisions of the Local Finance Law. To the extent that the details of the aforesaid class of objects or purposes set forth in this act are inconsistent with any details set forth in the current Capital Budget of the County, such Budget shall be deemed and is hereby amended to the extent inconsistent herewith.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$600,000, and that the plan for the financing thereof is by the issuance of the \$600,000 bonds of said County authorized to be issued pursuant to this Bond Act.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is ten years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, as each item in said class shall cost more than \$15,000.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. To the extent not paid from the assessment of properties assessable for this purpose in the County's Blind Brook, Bronx Valley, Central Yonkers, Hutchinson Valley, Mamaroneck Valley, New Rochelle, North Yonkers, Saw Mill Valley, Upper Bronx, Ossining, Peekskill and Port Chester Sanitary Sewer Districts, or other sources, there shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the County of Westchester, New York, by the manual or facsimile signature of the Commissioner of Finance and a facsimile of the corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as said Commissioner of Finance shall deem best for the interests of the County; including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the Commissioner of Finance shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. The Commissioner of Finance is hereby further delegated the power to authorize the sale and issuance of the bonds authorized pursuant to this Bond Act (a) at a discount in the manner authorized by paragraphs e and f of Section 57.00 of the Local Finance Law, (b) at private sale pursuant to the applicable provisions of the Local Finance Law and any regulations of the New York State Comptroller appertaining thereto, including the private sale of bonds at a premium, (c) as capital appreciation bonds or term bonds at public sale or private sale pursuant to the applicable provisions of the Local Finance Law and any regulations of the New York State Comptroller appertaining thereto, and (d) at a variable rate of interest in the manner authorized by Section 54.90 of the Local Finance Law, including notes issued in anticipation thereof. The Commissioner of Finance is hereby authorized to enter into such agreements as said Commissioner of Finance shall determine reasonable and necessary to facilitate the issuance, sale, resale and, or repurchase of such bonds or notes pursuant to the provisions of Section 54.90 of the Local Finance

Law. Such bonds and, or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance.

Section 9. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Commissioner of Finance. Such notes shall be of such terms, form and contents as may be prescribed by said Commissioner of Finance consistent with the provisions of the Local Finance Law.

Section 10. The Commissioner of Finance is hereby further authorized, at the Commissioner of Finance's sole discretion, to execute a project financing and loan agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the class of objects or purposes described in Section 1 hereof, or a portion thereof, by a bond, and, or note issue of said County in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 11. The intent of this Bond Act is to give the Commissioner of Finance sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid bonds and, or notes without resorting to further action of this Board of Legislators.

Section 12. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance and, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of

payment, and also including the consolidation with other issues, shall be determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 13. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this Bond Act 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
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. This Bond Act shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this Bond Act, no moneys are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 15. This Bond Act, which shall take effect immediately in accordance with the provisions of Section 33.10 of the Local Finance Law and as provided in Section 107.71 of the Westchester County Charter, shall be published in summary form in the official newspaper of said

County for purposes of this Bond Act, together with a notice of the Clerk of the Board of Legislators in substantially the form provided in Section 81.00 of the Local Finance Law.

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

AYES:

NOES:

ABSENT:

The Bond Act was thereupon declared duly adopted.

* * *

APPROVED BY THE COUNTY EXECUTIVE

Date: _____, 2023

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

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

That I have compared the annexed extract of the minutes of the meeting of the Board of Legislators of said County, including the Bond Act contained therein, held on _____, 2023, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

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

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

Newspaper and/or Other News Media

Date Given

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

Designated Location(s) of Posted Notices

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on _____, 2023.

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

(CORPORATE
SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on _____, 2023 and approved by the County Executive on _____, 2023 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 and Chief of Staff 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. _____-2023

A BOND ACT AUTHORIZING THE ISSUANCE OF \$600,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE COST OF THE ACQUISITION OF HEAVY EQUIPMENT, INCLUDING DUMP TRUCKS, FLATBED TRAILERS, TANKERS, GARBAGE TRUCKS, SEWER JET TRUCKS, PORTABLE PUMPS AND GENERATORS, AND OTHER MISCELLANEOUS HEAVY EQUIPMENT TO MAINTAIN THE FACILITIES OF THE COUNTY'S SANITARY SEWER DISTRICTS, IN AND FOR SAID COUNTY.

class of objects or purposes: financing the cost of the acquisition of heavy equipment, including dump trucks, flatbed trailers, tankers, garbage trucks, sewer jet trucks, portable pumps and generators, and other miscellaneous heavy equipment to maintain the facilities of the County's Sanitary Sewer Districts.

period of probable usefulness: ten years

amount of obligations to be issued: \$600,000

Dated: _____, 2023
White Plains, New York

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

CAPITAL PROJECT FACT SHEET

Project ID:*	<input type="checkbox"/> CBA	Fact Sheet Date:*
SW022		01-03-2023
Fact Sheet Year:*	Project Title:*	Legislative District ID:
2023	SEWER DISTRICT HEAVY EQUIPMENT REPLACEMENT	1, 17, 16, 15, 14, 13, 12, 11, 10, 9, 8, 7, 6, 5, 4, 3, 2,
Category*	Department:*	CP Unique ID:
SEWER AND WATER DISTRICTS	ENVIRONMENTAL FACILITIES	2085

Overall Project Description

This project funds the replacement of heavy equipment such as dump trucks, flat bed trailers, tankers, garbage trucks, sewer jet trucks and other miscellaneous heavy equipment.

- | | | |
|----------------------------------------------------|--------------------------------------------------|----------------------------------------------------|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input checked="" type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	5,100	3,700	600	0	0	800	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	5,100	3,700	600	0	0	800	0	0

Expended/Obligated Amount (in thousands) as of : 3,095

Current Bond Description: This project will provide funding for the replacement of heavy equipment such as dump trucks, flat bed trailers, tankers, garbage trucks, sewer jet trucks, portable pumps and generators, and other miscellaneous heavy equipment for use in all the sewer districts.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	600,000
Cash:	0
Total:	<u>\$ 600,000</u>

SEQR Classification:

TYPE II

Amount Requested:

600,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2005	1,000,000	EQUIPMENT ACQUISITION
2006	500,000	EQUIPMENT ACQUISITION
2007	500,000	PURCHASE OF EQUIPMENT
2008	500,000	PURCHASE OF EQUIPMENT
2014	600,000	PURCHASE OF EQUIPMENT
2016	600,000	CONTINUED REPLACEMENT OF EQUIPMENT
2023	600,000	EQUIPMENT PURCHASE

Total Appropriation History:

4,300,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
05	229	1,000,000	1,000,000	PURCHASE HEAVY EQUIP. VARIOUS SEWER DISTRICTS
07	04	500,000	500,000	HEAVY EQUIPMENT FOR VARIOUS SEWER DISTRICTS
08	146	1,000,000	982,073	PURCHASE OF HEAVY EQUIP. FOR VARIOUS SEWER DISTRICTS
14	86	600,000	430,312	SEWER DISTRICT HEAVY EQUIPMENT REPLACEMENT
16	161	600,000	0	SEWER DISTRICT HEAVY EQUIPMENT REPLACEMENT

Total Financing History:

3,700,000

Recommended By:

Department of Planning
WBB4

Date
09-20-2022

Department of Public Works
RJB4

Date
09-20-2022

Budget Department
LMY1

Date
09-22-2022

Requesting Department
JWBA

Date
09-22-2022

SEWER DISTRICT HEAVY EQUIPMENT REPLACEMENT (SW022)

User Department : Environmental Facilities

Managing Department(s) : Environmental Facilities ;

Estimated Completion Date: TBD

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

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2023	2024	2025	2026	2027	Under Review
Gross	5,100	3,700	3,095	600			800		
Non County Share									
Total	5,100	3,700	3,095	600			800		

Project Description

This project funds the replacement of heavy equipment such as dump trucks, flat bed trailers, tankers, garbage trucks, sewer jet trucks and other miscellaneous heavy equipment.

Current Year Description

The current year request funds the continuation of this project.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	600,000			600,000

Impact on Operating Budget

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

Appropriation History

Year	Amount	Description	Status
2005	1,000,000	Equipment acquisition	COMPLETE
2006	500,000	Equipment acquisition	COMPLETE
2007	500,000	Purchase of equipment	COMPLETE
2008	500,000	Purchase of equipment	COMPLETE
2014	600,000	Purchase of equipment	COMPLETE
2016	600,000	Continued replacement of equipment	IN PROGRESS
Total	3,700,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	3,700,000	2,933,467	766,533
Total	3,700,000	2,933,467	766,533

SEWER DISTRICT HEAVY EQUIPMENT REPLACEMENT (SW022)

Bonds Authorized

Bond Act		Amount	Date Sold	Amount Sold	Balance
229	05	1,000,000	11/15/07	1,000,000	
04	07	500,000	11/15/07	500,000	
146	08	1,000,000	02/17/10	481,000	17,927
			12/10/13	175,452	
			12/10/13	29,548	
			12/10/13	602	
			11/19/15	272,071	
			11/19/15	21,929	
			11/19/15	1,472	
86	14	600,000	11/19/15	98,094	169,688
			11/19/15	7,906	
			11/19/15	531	
			12/15/17	93,145	
			12/15/17	15,435	
			12/15/17	202	
			12/01/21	215,000	
161	16	600,000			600,000
Total		3,700,000		2,912,385	787,615

**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 \$17,100,000 to finance capital project SY026 – Yonkers Joint WRRF Structural Rehabilitation ("SY026"). The Bond Act, which was prepared by the law firm Norton Rose Fulbright, will finance the cost of design, construction management and construction costs for the rehabilitation of the Yonkers Joint Water Resource Recovery Facility, including, but not limited to the repair of concrete aeration tanks and replacement of gratings, hatches and covers, in and for the Yonkers Joint Sanitary Sewer District.

The Department of Environmental Facilities ("Department") has advised that the gratings, hatches, and covers have reached the end of their useful lives. Replacing them is required to maintain safety conditions at the facility.

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

The Planning Department has advised your Committee that based on its review, SY026 has been classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this conclusion.

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

Dated: January 17th, 2023
White Plains, New York

Vedat Padin
Stef
Nancy Barr
Lance B. Miller - Johnson
J. H. R.
L. H. R.
Calle Pace

Stef
Nancy Barr
J. H. R.
Calle Pace

COMMITTEE ON

c/mg/9-22-2022

Budget & Appropriations

Public works & Transportation

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: SY026

☐ 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 \$ 17,100,000 PPU 30 Anticipated Interest Rate 4.14%

Anticipated Annual Cost (Principal and Interest): \$ 939,126

Total Debt Service (Annual Cost x Term): \$ 28,173,780

Finance Department: Interest rates from November 4, 2022 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: 185

SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☒ Consultant

☐ Not Applicable

Prepared by: Joe Brown

Title: Capital Program Coordinator

Department: DEF


Date: 11/7/22

Reviewed By: 

Budget Director

Date: 11/7/22

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

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

DATE: October 4, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
SY026 YONKERS JOINT WRRF STRUCTURAL REHABILITATION**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-20-2022 (Unique ID: 2080)

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

- **617.5(c)(2):** replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building, energy, or fire codes unless such action meets or exceeds any of the thresholds in section 617.4 of this Part.

COMMENTS: None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
C.J. Gelardo, Associate Engineer, Dept. of Environmental Facilities
Joseph Brown, Capital Program Coordinator, Department of Environmental Facilities
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

ACT NO. _____ - 2023

BOND ACT DATED _____, 2023.

A BOND ACT AUTHORIZING THE ISSUANCE OF \$17,100,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE DESIGN, CONSTRUCTION MANAGEMENT AND CONSTRUCTION COSTS FOR THE REHABILITATION OF THE YONKERS JOINT WATER RESOURCE RECOVERY FACILITY IN AND FOR THE YONKERS JOINT SANITARY SEWER DISTRICT, IN AND FOR SAID COUNTY.

WHEREAS, the capital project hereinafter described has been duly approved in the adopted capital budget for the current fiscal year; and

WHEREAS, the plan for the financing of the estimated maximum cost of such capital project, as hereinafter set forth in this Bond Act, is in conformity with such capital budget; and

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, have been performed; and

WHEREAS, it is now desired to authorize the financing of the cost of such capital project; and

NOW, THEREFORE, BE IT ENACTED, by the Board of Legislators of the County of Westchester, New York (the "County"), by the affirmative vote of not less than two thirds of the entire voting strength thereof, as follows:

Section 1. For the class of objects or purposes of financing design, construction management and construction costs for the rehabilitation of the Yonkers Joint Water Resource Recovery Facility, including but not limited to the repair of concrete aeration tanks and replacement of gratings, hatches and covers, in and for the Yonkers Joint Sanitary Sewer District, there are hereby authorized to be issued \$17,100,000 bonds of said County pursuant to the provisions of the Local Finance Law. To the extent that the details of the aforesaid class of objects or purposes set

forth in this Bond Act are inconsistent with any details set forth in the current Capital Budget of the County, such Budget shall be deemed and is hereby amended to the extent inconsistent herewith.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$17,100,000, and that the plan for the financing thereof is by the issuance of the \$17,100,000 bonds of said County authorized to be issued pursuant to this Bond Act.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is thirty years, pursuant to subdivision four of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. To the extent not paid from the assessment of properties assessable for this purpose in the Yonkers Joint Sanitary Sewer District, or other sources, there shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the County by the manual or facsimile signature of the Commissioner of Finance and a facsimile

of the corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the County Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Commissioner of Finance, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as said Commissioner of Finance shall deem best for the interests of the County; including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the Commissioner of Finance shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Commissioner of Finance shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. The Commissioner of Finance is hereby further delegated the power to authorize the sale and issuance of the bonds authorized pursuant to this Bond Act (a) at a discount in the manner authorized by paragraphs e and f of Section 57.00 of the Local Finance Law, (b) at private sale pursuant to the applicable provisions of the Local Finance Law and any regulations of the New York State Comptroller appertaining thereto, including the private sale of bonds at a premium, (c) as capital appreciation bonds or term bonds at public sale or private sale pursuant to the applicable provisions of the Local Finance Law and any regulations of the New York State Comptroller appertaining thereto, and (d) at a variable rate of interest in the manner authorized by Section 54.90 of the Local Finance Law, including notes issued in anticipation thereof. The Commissioner of Finance is hereby authorized to enter into such agreements as said Commissioner of Finance shall determine reasonable and necessary to facilitate the issuance, sale, resale and, or repurchase of such bonds or notes pursuant to the provisions of Section 54.90 of the Local Finance Law. Such bonds and, or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance.

Section 9. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Commissioner of Finance. Such notes shall be of such terms, form and contents as may be prescribed by said Commissioner of Finance consistent with the provisions of the Local Finance Law.

Section 10. The Commissioner of Finance is hereby further authorized, at the sole discretion of the Commissioner of Finance, to execute a project financing and loan agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the class of objects or purposes described in Section 1 hereof, or a portion thereof, by a bond, and, or note issue of said County in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 11. The intent of this Bond Act is to give the Commissioner of Finance sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid bonds and, or notes without resorting to further action of this Board of Legislators.

Section 12. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the County by the facsimile signature of the Commissioner of Finance, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be

determined by the Commissioner of Finance. It is hereby determined that it is to the financial advantage of the County not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Commissioner of Finance shall determine.

Section 13. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this Bond Act 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
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. This Bond Act shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this Bond Act, no moneys are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 15. This Bond Act, which shall take effect immediately in accordance with the provisions of Section 33.10 of the Local Finance Law and as provided in Section 107.71 of the Westchester County Charter, shall be published in summary form in the official newspaper of said

County for purposes of this Bond Act, together with a notice of the Clerk of the Board of Legislators in substantially the form provided in Section 81.00 of the Local Finance Law.

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

AYES:

NOES:

ABSENT:

The Bond Act was thereupon declared duly adopted.

* * *

APPROVED BY THE COUNTY EXECUTIVE

Date: _____, 2023

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

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

That I have compared the annexed extract of the minutes of the meeting of the Board of Legislators of said County, including the Bond Act contained therein, held on _____, 2023, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

I FURTHER CERTIFY that, [please check one below]

_____ (1) pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public, or

_____ (2) due to the COVID-19 pandemic, said meeting was held remotely by conference call, video conference, or other similar means in accordance with the requirements set forth in Executive Order 202.1, as amended.

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

Newspaper and/or Other News Media

Date Given

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

Designated Location(s) of Posted Notices

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County Board of Legislators on _____, 2023.

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

(CORPORATE SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on _____, 2023 and approved by the County Executive on _____, 2023 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 and Administrative Officer 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. _____-2023

A BOND ACT AUTHORIZING THE ISSUANCE OF \$17,100,000 BONDS OF THE COUNTY OF WESTCHESTER, NEW YORK, TO PAY THE DESIGN, CONSTRUCTION MANAGEMENT AND CONSTRUCTION COSTS FOR THE REHABILITATION OF THE YONKERS JOINT WATER RESOURCE RECOVERY FACILITY IN AND FOR THE YONKERS JOINT SANITARY SEWER DISTRICT, IN AND FOR SAID COUNTY.

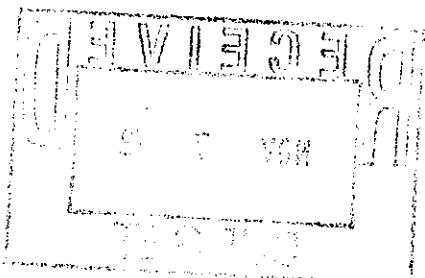
class of objects or purposes: design, construction management and construction costs for the rehabilitation of the Yonkers Joint Water Resource Recovery Facility, including but not limited to the repair of concrete aeration tanks and replacement of gratings, hatches and covers, in and for the Yonkers Joint Sanitary Sewer District

period of probable usefulness: thirty years

amount of obligations to be issued: \$17,100,000

Dated: _____, 2023
White Plains, New York

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



CAPITAL PROJECT FACT SHEET

Project ID:* SY026	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* YONKERS JOINT WRRF STRUCTURAL REHABILITATION	Legislative District ID: 2, 17, 16, 15, 14, 13, 12, 11, 10, 9, 8, 5, 3,
Category* SEWER AND WATER DISTRICTS	Department:* ENVIRONMENTAL FACILITIES	CP Unique ID: 2080

Overall Project Description

This project will fund the repair of the concrete aeration tanks and the replacement of all gratings and covers at the Yonkers Joint Water Resource Recovery Facility.

- | | | |
|----------------------------------------------------|---------------------------------------------------|----------------------------------------------------|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input checked="" type="checkbox"/> Infrastructure |
| <input checked="" type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement. | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	39,600	0	17,100	0	2,500	0	20,000	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	39,600	0	17,100	0	2,500	0	20,000	0

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

Current Bond Description: Design, Construction Management, and Construction funding for Phase I of this project to replace gratings, hatches, and covers at the Yonkers Joint Water Resource Recovery Facility.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	17,100,000
Cash:	0
Total:	\$ 17,100,000

SEQR Classification:

TYPE II

Amount Requested:

17,100,000

Comments:

The existing equipment has reached the end of its useful life and is a safety concern. This project will provide significant mitigation of potential fall hazards.

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2023	17,100,000	DESIGN, CONSTRUCTION MANAGEMENT, & CONSTRUCTION

Total Appropriation History:

17,100,000

Total Financing History:

0

Recommended By:

Department of Planning
WBB4

Date
09-20-2022

Department of Public Works
RJB4

Date
09-20-2022

Budget Department
LMY1

Date
09-22-2022

Requesting Department
JWBA

Date
09-22-2022

YONKERS JOINT WRRF STRUCTURAL REHABILITATION (SY026)

User Department : Environmental Facilities
Managing Department(s) : Environmental Facilities ;

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	2023	2024	2025	2026	2027	Under Review
Gross	39,600			17,100		2,500		20,000	
Non County Share									
Total	39,600			17,100		2,500		20,000	

Project Description

This project will fund for the repair of the concrete aeration tanks and for the replacement of all gratings and covers at the Yonkers Joint Water Resource Recovery Facility.

Current Year Description

The current year request funds construction.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	17,100,000			17,100,000

Impact on Operating Budget

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

RESOLUTION - 2023

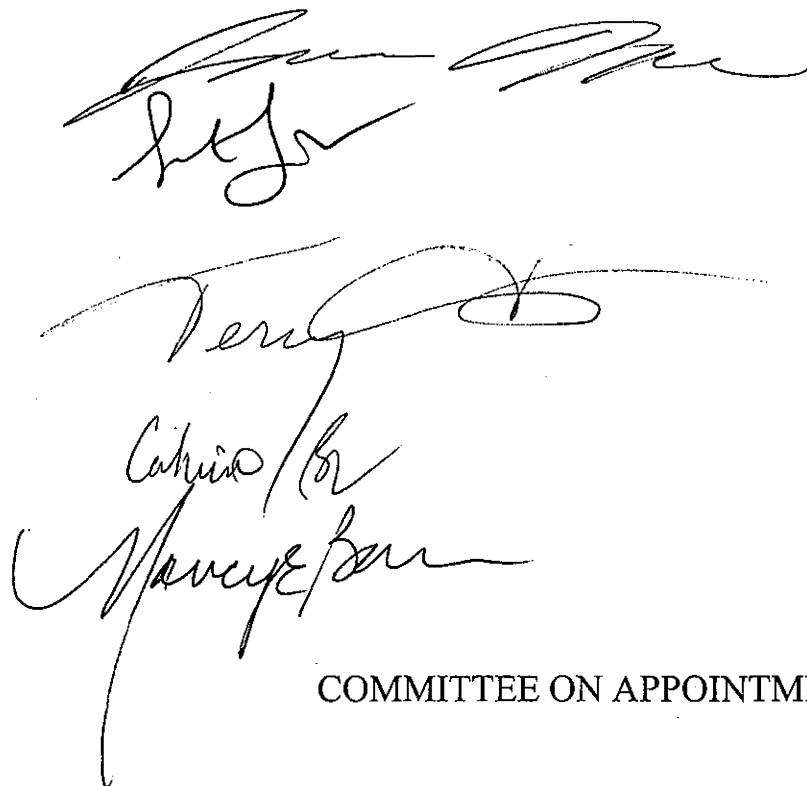
TO THE COUNTY BOARD OF LEGISLATORS
OF THE COUNTY OF WESTCHESTER, NEW YORK

WHEREAS, Chairwoman Catherine Borgia having on the 14th day of November, 2022, recommends the reappointment of Nancy Seligson, of Mamaroneck, New York as a member of the Westchester County Storm Water Advisory Board for a terms to commence on January 1, 2022 and to expire on December 31, 2023, in accordance with the terms and provisions of the Westchester County Charter, as amended, and subject to the confirmation of this Board; and

WHEREAS, the Committee on Appointments, having on the 9th day of January, 2023, approved the reappointment of Nancy Seligson to the Westchester County Storm Water Advisory Board, NOW THEREFORE BE IT

RESOLVED, that said reappointment be and is hereby approved.

Dated: January 9, 2023
White Plains, New York



The block contains three handwritten signatures. The top signature is in cursive and appears to be 'Sam'. The middle signature is also in cursive and appears to be 'Terry'. The bottom signature is in cursive and appears to be 'Catherine Borgia'.

COMMITTEE ON APPOINTMENTS

RESOLUTION - 2023


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

WHEREAS, the County Executive having on the 31st day of October, 2022, recommended the appointment of Christopher Bartolini of Bronxville, New York, as the Code Enforcement Official of the Westchester County Board of Plumbing Examiners, for a term to commence on October 31, 2022 and to expire on December 31, 2025, in accordance with the terms and provisions of the Westchester County Charter, as amended, and subject to the confirmation of this Board; and

WHEREAS, the Committee on Appointments, having on the 9th day of January, 2023, approved the appointment of Christopher Bartolini, to the Westchester County Board of Plumbing Examiners, NOW THEREFORE BE IT

RESOLVED, that said appointment be and is hereby approved.

Dated: January 9, 2023
White Plains, New York

The block contains four handwritten signatures in black ink. The first signature is at the top, followed by a signature that appears to read 'Maurice Bar'. Below that is a signature that appears to read 'Debra', and the bottom signature is a large, stylized signature that appears to read 'Terry'.

COMMITTEE ON APPOINTMENTS

RESOLUTION - 2023

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

WHEREAS, the County Executive having on the 31st day of October, 2022, recommended the appointment of Elaine K. Haagen, MD, of Rye, New York, as the Psychiatrist representative member of the Westchester County Community Services Board, for a term to commence October 31, 2022, and to expire on December 31, 2025, in accordance with the terms and provisions of the Westchester County Charter, as amended, and subject to the confirmation of this Board; and

WHEREAS, the Committee on Appointments, on the 9th day of January, 2023, approved the appointment of Elaine K. Haagen, MD, to the Westchester County Community Services Board; NOW THEREFORE BE IT

RESOLVED, that said appointment be and is hereby approved.

Dated: January 9, 2023
White Plains, New York



COMMITTEE ON APPOINTMENTS

RESOLUTION - 2023

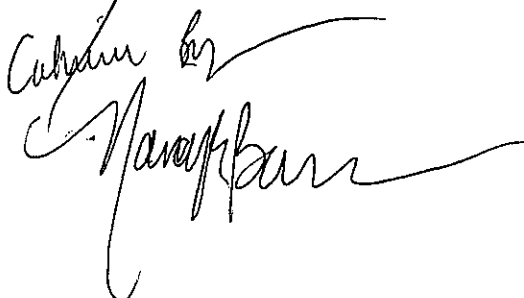
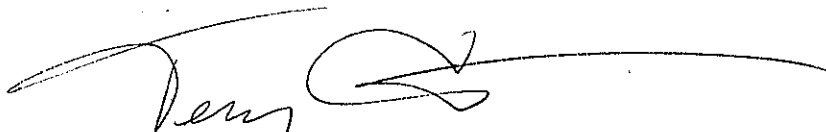
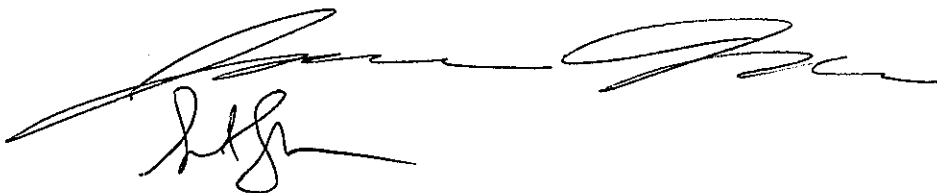
TO THE COUNTY BOARD OF LEGISLATORS
OF THE COUNTY OF WESTCHESTER, NEW YORK

WHEREAS, the County Executive having on the 31st day of October, 2022, recommended the reappointment of Hon. Richard Wishnie of Briarcliff Manor, New York, as a member of the Westchester County Police Board, for a term to commence on October 31, 2022, and expire on December 31, 2023, in accordance with the terms and provisions of the Westchester County Charter, as amended, and subject to the confirmation of this Board; and

WHEREAS, the Committee on Appointments, having on the 9th day of January, 2023, approved the reappointment of Hon. Richard Wishnie to the Westchester County Police Board, NOW THEREFORE BE IT

RESOLVED, that said reappointment be and is hereby approved.

Dated: January 9, 2023
White Plains, New York



COMMITTEE ON APPOINTMENTS

**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 BIT50 - American Management Systems ("AMS")/Conseillers en Gestion et Informatique ("CGI") Applications and Linux Real Application Cluster ("RAC") Upgrade ("BIT50"). The Bond Act, which was prepared by the law firm Harris Beach, will finance the additional cost of the acquisition and installation of servers and related equipment, software and implementation services for the Department of Information Technology ("Department").

The Department has advised that AMS/ CGI, the vendor for the County's Financial, HR and Budget Systems informed the County that they are instituting a major renovation of these systems and will no longer support the existing systems. This project will fund the cost of the implementation services and related expenses for CGI/AMS to upgrade the County's Financial, HR and Budget systems to the new version and the purchase of data processing equipment and database software.

The Department anticipates that the work will be completed by both in-house staff and consultants and will be completed by the end of 2023.

It should be noted that your Honorable Board has previously authorized the County to issue bonds in connection with a prior component of BIT50 as indicated in the annexed fact sheet.

The Planning Department has advised your Committee that based on its review, BIT50 has been classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this conclusion.

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

Dated: January 17th, 2023
White Plains, New York

Robert F. L.
H. S. S.
Maurice S.
James B. L. H.
J. B. L.
W. M. S.
Col. Parker

Dr. J. C.
Maurice S.
J. B. L.
Col. Parker

Budget & Appropriations

Public Works & Transportation

COMMITTEE ON

Dated: January 17, 2023

White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.




COMMITTEES ON

Budget & Appropriations

Public Works & Transportation

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

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

DATE: October 5, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BIT50 AMS/CGI APPLICATIONS AND LINUX RAC UPGRADE**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-22-2022 (Unique ID: 2051)

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

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

COMMENTS: None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental 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 ADDITIONAL COST OF THE ACQUISITION AND INSTALLATION OF HARDWARE AND SOFTWARE FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$750,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$750,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20__)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, to the provisions of other laws applicable thereto, \$750,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the additional cost of the acquisition and installation of servers and related equipment, software and implementation services for the Department of Information 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 objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof is \$750,000. 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, and the levy of a tax to pay the principal of and interest on said bonds.

Section 2. The period of probable usefulness applicable to the objects or purposes for which the bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 81(a) 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 ADDITIONAL COST OF THE ACQUISITION AND INSTALLATION OF HARDWARE AND SOFTWARE FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$750,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$750,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20__)

object or purpose: to finance the cost of the acquisition and installation of servers and related equipment, software and implementation services for the Department of Information Technology; all as set forth in the County's current year Capital Budget, as amended

amount of obligations to be issued:

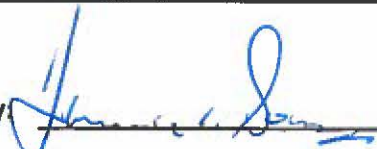
and period of probable usefulness: \$750,000; ten (10) years

Dated: _____, 20__
White Plains, New York

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



FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: <u>BIT50</u>		<input checked="" type="checkbox"/> NO FISCAL IMPACT PROJECTED		
SECTION A - CAPITAL BUDGET IMPACT To Be Completed by Budget				
<input checked="" type="checkbox"/> GENERAL FUND	<input type="checkbox"/> AIRPORT FUND	<input type="checkbox"/> SPECIAL DISTRICTS FUND		
Source of County Funds (check one):		<input checked="" type="checkbox"/> Current Appropriations		
		<input type="checkbox"/> Capital Budget Amendment		
SECTION B - BONDING AUTHORIZATIONS To Be Completed by Finance				
Total Principal	\$	750,000	PPU 10	Anticipated Interest Rate 3.56%
Anticipated Annual Cost (Principal and Interest):		\$	89,136	
Total Debt Service (Annual Cost x Term):		\$	891,360	
Finance Department: Interest rates from November 3, 2022 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):				
<hr/>				
<hr/>				
SECTION D - EMPLOYMENT As per federal guidelines, each \$92,000 of appropriation funds one FTE Job				
Number of Full Time Equivalent (FTE) Jobs Funded:				
SECTION E - EXPECTED DESIGN WORK PROVIDER				
<input type="checkbox"/> County Staff	<input checked="" type="checkbox"/> Consultant	<input type="checkbox"/> Not Applicable		
Prepared by:	<u>Donna Montera</u>		<div style="text-align: right;"> Budget Director Date: <u>1/12/2023</u></div>	
Title:	<u>Director of Admin Services</u>			
Department:	<u>Information Technology</u>			
Date:	<u>11/4/22</u>			

CAPITAL PROJECT FACT SHEET

Project ID:* BIT50	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* AMS/CGI APPLICATIONS AND LINUX RAC UPGRADE	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* INFORMATION TECHNOLOGY	CP Unique ID: 2051

Overall Project Description

This project will fund the cost of the implementation services and related expenses to upgrade the County's Financial, HR and Budget systems to the new version. Also included is the purchase of data processing equipment and database software.

- | | | |
|----------------------------------------------------|--------------------------------------------------|-----------------------------------------|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	5,500	5,000	500	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	5,500	5,000	500	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 4,162

Current Bond Description: The bonding is being requested to fund the purchase of servers and related equipment, software and implementation services needed to upgrade the Finance, HR and Budget Systems

Financing Plan for Current Request:

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

SEQR Classification:

TYPE II

Amount Requested:

750,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2020	4,750,000	FUNDS THIS PROJECT
2022	250,000	ADDITIONAL FUNDING

Total Appropriation History:

5,000,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
20	40	4,750,000	254,000	COST OF ACQUISITION & INSTALLATION OF SERVERS, EQUIPMENT, SOFTWARE & IMPLEMENTATION FOR DOIT

Total Financing History:

4,750,000

Recommended By:**Department of Planning**
WBB4**Date**
09-22-2022**Department of Public Works**
RJB4**Date**
09-23-2022**Budget Department**
LMYI**Date**
09-23-2022**Requesting Department**
DDMK**Date**
09-23-2022

AMS/CGI APPLICATIONS AND LINUX RAC UPGRADE (BIT50)

User Department : Information Technology

Managing Department(s) : Information Technology ;

Estimated Completion Date: TBD

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

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2023	2024	2025	2026	2027	Under Review
Gross	5,500	5,000	4,162	500					
Non County Share									
Total	5,500	5,000	4,162	500					

Project Description

This project will fund the cost of the implementation services and related expenses to upgrade the County's Financial, HR and Budget systems to the new version. Also included is the purchase of data processing equipment and database software.

Current Year Description

The current year request funds an escalation.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	500,000			500,000

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
2020	4,750,000	Funds this project	IN PROGRESS
2022	250,000	Additional funding	AWAITING BOND AUTHORIZATION
Total	5,000,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	5,000,000	254,000	4,746,000
Total	5,000,000	254,000	4,746,000

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
40 20	4,750,000	12/01/21	254,000	4,496,000
Total	4,750,000		254,000	4,496,000

References BIT6D, BIT9A, BIT29, BIT45,
BIT47, BIT53, BIT54

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

Your Committee is in receipt of a transmittal from the County Executive recommending approval of a bond act (the “Bond Act”) prepared by the law firm Harris Beach, in the total aggregate amount of \$7,000,000 to authorize the County of Westchester (the “County”) to finance the following seven projects:

BIT6D (2064) Purchase of Computer Equipment 2021-2025
BIT9A (2075) Geographic Information Systems (2015-2019)
BIT29 (2057) Data Center Upgrade
BIT45 (2049) Building Access Control and Video Surveillance Systems Upgrade
BIT47 (2050) Network and Security Infrastructure Upgrades 2020-2024
BIT53 (2061) Business Continuity and Disaster Recovery
BIT54 (2063) Critical Communication Logging System Replacement 2021-2025

The Bond Act, in the total amount of \$7,000,000, would authorize the County to issue bonds to finance the cost various projects for the Department of Information Technology (“Department”), including:

(1) Acquisition of computer equipment and software, including related services, for storage system overhaul to replace aging servers and storage to provide needed performance increases and reduce maintenance costs.

(2) Acquisition of GIS hardware and software, consulting and implementing services, data development and acquisition, mobile technologies, internet applications and related geospatial applications to support GIS applications for the County Departments of Public Safety, Emergency Services and future Next Generation 911 system.

(3) Upgrades to the County’s two primary data centers including upgrades to utility power, generators, uninterruptible power supplies, power distribution units, HVAC servers, network, and power management systems.

(4) Acquisition and installation of building access control and video surveillance systems at various County office buildings.

(5) Network and security infrastructure upgrades at various County office buildings, including the upgrade of Main Office Building Datacenter hardware and software, replacement of network switches at Yonkers I-Park, cyber security software upgrades, Yonkers Water Treatment Plant Facility and the Cisco Unified Computing Systems Data Center Platform to combine enhanced software-defined storage and data services software.

(6) acquisition and installation of hardware, software and associated services at various County office buildings for real-time business continuity and timely disaster recovery.

(7) acquisition and installation of equipment, software and associated services at various County office buildings for the Department's Critical Communication Logging System.

Your Honorable Board is advised that the anticipated cost estimates, anticipated project timeline, and whether the design is anticipated to be undertaken in-house or by consultants for each capital project is set forth below:

Cap ID	Anticipated Amount	Design Assignment	Time Frame (Months) for Purchase and Implementation
BIT6D (2064) Purchase of Computer Equipment 2021-2025	\$1,000,000	Staff	9
BIT9A (2075) Geographic Information Systems (2015-2019)	\$200,000	Consultants	18
BIT29 (2057) Data Center Upgrade	\$100,000	Staff	3
BIT45 (2049) Building Access Control and Video Surveillance Systems Upgrade	\$1,350,000	Consultants and Staff	24
BIT47 (2050) Network and Security Infrastructure Upgrades 2020-2024	\$3,350,000	Staff	12-24

BIT53 (2061) Business Continuity and Disaster Recovery	\$250,000	Staff	12-24
BIT54 (2063) Critical Communication Logging System Replacement 2021- 2025	\$750,000	Consultants and Staff	3
TOTAL	\$7,000,000		

Your Committee is advised that the proposed Bond Act authorizes financing for like objects or purposes in connection with multiple capital projects. It is hoped that by combining projects that have the same objects and purposes into a single bond act, the County can dramatically reduce the amount of bond legislation that your Honorable Board would be required to review, thereby expediting the approval process and avoiding backlogs.

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

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

Dated: January 17th, 2023
White Plains, New York

COMMITTEE ON

MG/11-30-22

Robert Felli
Sgt. R. Wop
Nancy Barr
Judy Green-Johnson
J. H.
D. M. M.
Colin Parker

Sgt. R. Wop
Nancy Barr
J. H.
Colin Parker

Budget & Appropriations

Public Works & Transportation

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

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



DATE: October 5, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BIT6D PURCHASE OF COMPUTER EQUIPMENT 2021-2025**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-22-2022 (Unique ID: 2064)

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


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

COMMENTS: None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

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

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

DATE: October 5, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BIT9A GEOGRAPHIC INFORMATION SYSTEMS (2015-2019)**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-23-2022 (Unique ID: 2075)

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


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

COMMENTS: None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

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

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

DATE: October 5, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BIT29 DATA CENTER UPGRADE**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-23-2022 (Unique ID: 2057)

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


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

COMMENTS: None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

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

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

DATE: October 5, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BIT45 Building Access Control and Video Surveillance Systems Upgrade**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-22-2022 (Unique ID: 2049)

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


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

COMMENTS: None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

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

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

DATE: October 5, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BIT47 Network and Security Infrastructure Upgrades 2020-2024**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-27-2022 (Unique ID: 2050)

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


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

COMMENTS: None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

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

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

DATE: October 5, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BIT53 BUSINESS CONTINUITY AND DISASTER RECOVERY**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-23-2022 (Unique ID: 2061)

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


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

COMMENTS: None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

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

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

DATE: October 5, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
BIT54 Critical Communication Logging System Replacement (2021-2025)**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on
09-22-2022 (Unique ID: 2063)

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

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

COMMENTS: None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

REFERENCES BIT6D, BIT9A, BIT29, BIT45,
BIT47, BIT53 and BIT54

ACT NO. -20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$7,000,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF VARIOUS TECHNOLOGY UPGRADES FOR COUNTY DEPARTMENTS; STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$7,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$7,000,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS.

(Adopted , 20__)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, to the provisions of other laws applicable thereto, \$7,000,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the acquisition of various technology upgrades for County departments comprised of the following capital projects: BIT6D, BIT9A, BIT29, BIT45, BIT47, BIT53 and BIT54, all as set forth in the County's current

year Capital Budget, as amended. The total estimated maximum cost of said objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof is \$7,000,000. The plan of financing includes the issuance of \$7,000,000 bonds herein authorized, and any bond anticipation notes issued in anticipation of the sale of such bonds, and the levy of a tax to pay the principal of and interest on said bonds.

Section 2. The period of probable usefulness applicable to the objects or purposes for which the bonds authorized by this Act are 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 \$7,000,000. 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 \$7,000,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF VARIOUS TECHNOLOGY UPGRADES FOR COUNTY DEPARTMENTS; STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$7,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$7,000,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20____)

object or purpose: to finance the cost of acquisition of the acquisition of various technology upgrades County departments comprised of the following capital projects: BIT6D, BIT9A, BIT29, BIT45, BIT47. BIT53 and BIT54; 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: \$7,000,000, five 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

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: _____

☐ 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

BIT6D; BIT9A; BIT29; BIT45; BIT47; BIT53; BIT54

SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 7,000,000 PPU 5 Anticipated Interest Rate 2.57%

Anticipated Annual Cost (Principal and Interest): \$ 1,507,836

Total Debt Service (Annual Cost x Term): \$ 7,539,180

Finance Department: Interest rates from December 5, 2022 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:

SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☐ Consultant

☒ Not Applicable

Prepared by: Donna Montera

Title: Dir of Admin Services

Department: Information Technology

Date: 12/7/22

Reviewed By: 
12/7/22 Budget Director

Date: 12/7/22

CAPITAL PROJECT FACT SHEET

Project ID:* BIT6D	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* PURCHASE OF COMPUTER EQUIPMENT 2021-2025	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* INFORMATION TECHNOLOGY	CP Unique ID: 2064

Overall Project Description

This project funds the purchase of servers, related equipment and services.

- | | | |
|----------------------------------------------------|--------------------------------------------------|-----------------------------------------|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	4,500	1,750	1,000	1,000	750	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	4,500	1,750	1,000	1,000	750	0	0	0

Expended/Obligated Amount (in thousands) as of : 1,458

Current Bond Description: Bonding is requested for the purchase of equipment, software and related services for the overhaul of the entire storage system sytem which includes hardware for tierd storage implementation.

Financing Plan for Current Request:

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

SEQR Classification:

TYPE II

Amount Requested:

1,000,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2021	1,000,000	FUNDS NEW EQUIPMENT FOR SERVER 2008 MIGRATIONS AND MICROSOFT EXCHANGE SERVERS
2022	750,000	CONTINUATION OF THIS PROJECT

Total Appropriation History:

1,750,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
21	207	750,000	0	ACQUISITION AND INSTALLATION OF SOFTWARE AND APPLIANCES FOR IT
21	39	1,000,000	0	ACQUISITION AND INSTALLATION OF SOFTWARE AND APPLIANCES FOR IT

Total Financing History:

1,750,000

Recommended By:**Department of Planning**

WBB4

Date

09-22-2022

Department of Public Works

RJB4

Date

09-23-2022

Budget Department

LMY1

Date

09-23-2022

Requesting Department

DDMK

Date

09-23-2022

PURCHASE OF COMPUTER EQUIPMENT 2021-2025 (BIT6D)

User Department : Information Technology

Managing Department(s) : Information Technology ;

Estimated Completion Date: TBD

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

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2023	2024	2025	2026	2027	Under Review
Gross	4,500	1,750	1,458	1,000	1,000	750			
Non County Share									
Total	4,500	1,750	1,458	1,000	1,000	750			

Project Description

This project funds the purchase of servers, related equipment and services.

Current Year Description

The current year request funds the continuation of this project.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	1,000,000			1,000,000

Impact on Operating Budget

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

Appropriation History

Year	Amount	Description	Status
2021	1,000,000	Funds new equipment for Server 2008 migrations and Microsoft Exchange Servers	COMPLETE
2022	750,000	Continuation of this project	IN PROGRESS
Total	1,750,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	1,750,000		1,750,000
Total	1,750,000		1,750,000

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
39 21	1,000,000			1,000,000
207 21	750,000			750,000
Total	1,750,000			1,750,000

CAPITAL PROJECT FACT SHEET

Project ID:* BIT9A	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* GEOGRAPHIC INFORMATION SYSTEMS (2015-2019)	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* INFORMATION TECHNOLOGY	CP Unique ID: 2075

Overall Project Description

This project will provide the ability to acquire GIS hardware, software, consulting services, data aerial imagery for desktop, internet applications and mobile - based geospatial applications.

- | | | |
|----------------------------------------------------|--------------------------------------------------|-----------------------------------------|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	1,100	1,100	0	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	1,100	1,100	0	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 566

Current Bond Description: The funds will be used for the purchase of GIS hardware, software, data development and implementing services

Financing Plan for Current Request:

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

SEQR Classification:

TYPE II

Amount Requested:

200,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2015	200,000	VARIOUS GIS PRODUCTS
2016	200,000	VARIOUS GIS PRODUCTS
2017	200,000	PURCHASE OF GIS EQUIPMENT
2018	200,000	EQUIPMENT PURCHASE
2019	200,000	CONTINUATION OF THIS PROJECT
2020	100,000	DEVELOPMENT OF CODED MAPS THAT INDICATES WHICH GOVERNMENT ENTITY OWNS/IS RESPONSIBLE FOR ANY GIVEN ROAD IN THE COUNTY

Total Appropriation History:

1,100,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
15	78	200,000	199,960	GEOGRAPHIC INFORMATION SYSTEMS (2015 - 2019)
16	48	200,000	191,348	GEOGRAPHIC INFORMATION SYSTEMS (2015 - 2019)
17	60	200,000	107,371	GIS HARDWARE, SOFTWARE, CONSULTING, AND DATA PRODUCTS
18	134	200,000	0	DOIT ENTERPRISE GIS HARDWARE & SOFTWARE, CONSULTING, DATA DEVELOPMENT, MOBILE TECH & APPLICATIONS

Total Financing History:

800,000

Recommended By:**Department of Planning**

WBB4

Date

09-23-2022

Department of Public Works

RJB4

Date

09-23-2022

Budget Department

LMY1

Date

09-23-2022

Requesting Department

DDMK

Date

09-23-2022

GEOGRAPHIC INFORMATION SYSTEMS (2015-2019) (BIT9A)

User Department : Information Technology

Managing Department(s) : Information Technology ;

Estimated Completion Date: TBD

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

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2023	2024	2025	2026	2027	Under Review
Gross	1,100	1,100	566						
Non County Share			1						
Total	1,100	1,100	567						

Project Description

This project will provide the ability to acquire GIS hardware, software, consulting services, data aerial imagery for desktop, internet applications and mobile - based geospatial applications.

Current Year Description

There is no current year request.

Impact on Operating Budget

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

Appropriation History

Year	Amount	Description	Status
2015	200,000	Various GIS products	COMPLETE
2016	200,000	Various GIS products	COMPLETE
2017	200,000	Purchase of GIS equipment	IN PROGRESS
2018	200,000	Equipment purchase	IN PROGRESS
2019	200,000	Continuation of this project	AWAITING BOND AUTHORIZATION
2020	100,000	Development of coded maps that indicates which government entity owns/is responsible for any given road in the county	AWAITING BOND AUTHORIZATION
Total	1,100,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	1,100,000	499,718	600,282
Others		(1,038)	1,038
Total	1,100,000	498,679	601,321

**GEOGRAPHIC INFORMATION SYSTEMS (2015-2019)
(BIT9A)**

Bonds Authorized					
Bond Act		Amount	Date Sold	Amount Sold	Balance
78	15	200,000	12/15/16	140,254	40
			12/15/17	42,109	
			12/15/17	7,732	
			12/15/17	65	
			12/10/18	9,800	
48	16	200,000	12/10/18	74,670	8,652
			12/10/19	65,214	
			12/10/19	12,878	
			04/30/20	38,586	
60	17	200,000	12/10/19	32,702	92,629
			12/10/19	6,458	
			10/28/20	26,875	
			10/28/20	3,766	
			10/28/20	1,038	
			10/28/20	(1,038)	
			12/01/21	37,571	
134	18	200,000			200,000
Total		800,000		498,679	301,321

CAPITAL PROJECT FACT SHEET

Project ID:* BIT29	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* DATA CENTER UPGRADE	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* INFORMATION TECHNOLOGY	CP Unique ID: 2057

Overall Project Description

This funding request is to upgrade 2 primary Data Centers which utilize utility power, generators, uninterruptible power supplies, power distribution units, HVAC servers, network, and power management systems.

- | | | |
|----------------------------------------------------|--------------------------------------------------|-----------------------------------------|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	600	500	100	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	600	500	100	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 459

Current Bond Description: The additional funding will be used to buy additional equipment, UPS/batteries and services as needed at both the TMC and MOB Data Centers to ensure there is adequate power and to minimize downtime to the County and to ensure interoperability.

Financing Plan for Current Request:

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

SEQR Classification:

TYPE II

Amount Requested:

100,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2013	500,000	UPGRADE OF DATA CENTERS

Total Appropriation History:

500,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
13	139	500,000	356,980	DATA CENTER UPGRADES - FOR COUNTY'S TWO PRIMARY DATA CENTERS

Total Financing History:
500,000

Recommended By:

Department of Planning
WBB4

Date
09-23-2022

Department of Public Works
RJB4

Date
09-23-2022

Budget Department
LMY1

Date
09-23-2022

Requesting Department
DDMK

Date
09-23-2022

DATA CENTER UPGRADE (BIT29)

User Department : Information Technology

Managing Department(s) : Information Technology ;

Estimated Completion Date: TBD

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

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2023	2024	2025	2026	2027	Under Review
Gross	600	500	459	100					
Non County Share									
Total	600	500	459	100					

Project Description

This funding request is to upgrade 2 primary Data Centers which utilize utility power, generators, uninterruptible power supplies, power distribution units, HVAC servers, network, and power management systems.

Current Year Description

The current year request funds the continued upgrade of the facilities.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	100,000			100,000

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
2013	500,000	Upgrade of data centers	IN PROGRESS
Total	500,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	500,000	356,980	143,020
Total	500,000	356,980	143,020

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
139 13	500,000	12/15/16	69,994	143,020
		12/15/17	165,292	
		12/15/17	30,349	
		12/15/17	256	
		12/10/18	32,123	
		12/01/21	58,964	
Total	500,000		356,980	143,020

CAPITAL PROJECT FACT SHEET

Project ID:* BIT45	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* BUILDING ACCESS CONTROL AND VIDEO SURVEILLANCE SYSTEMS UPGRADE	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* INFORMATION TECHNOLOGY	CP Unique ID: 2049

Overall Project Description

This project will fund the replacement and upgrade of Building Access Control and Video surveillance systems which include software, hardware, network infrastructure, training and implementation services. These systems will help to manage building access and monitor surveillance at various County Office Buildings.

- | | | |
|----------------------------------------------------|--------------------------------------------------|-----------------------------------------|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	5,350	4,000	1,350	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	5,350	4,000	1,350	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of: 1,619

Current Bond Description: The funds will be used to purchase Building access control and surveillance equipment, software and implementing services for the upgrade of the access control and surveillance systems at various County Office Buildings. The equipment will include but not limited to IP cameras, NVR's, iStars, POE switches, other network infrastructures.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	1,350,000
Cash:	0
Total:	\$ 1,350,000

SEQR Classification:

TYPE II

Amount Requested:

1,350,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2019	1,000,000	FUNDS THE REPLACEMENT/UPGRADE
2020	1,000,000	CONTINUATION OF THIS PROJECT
2021	1,000,000	CONTINUATION OF THIS PROJECT
2022	1,000,000	CONTINUATION OF THIS PROJECT

Total Appropriation History:

4,000,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
19	90	1,000,000	502,986	PURCHASE OF EQUIPMENT AND OTHER SERVICES FOR UPGRADE OF SURVEILLANCE SYSTEMS AT WC OFFICE BUILDINGS
21	207	2,000,000	0	BUILDING ACCESS CONTROL AND VIDEO SURVEILLANCE SYSTEMS UPGRADE
21	39	1,000,000	0	PURCHASE OF EQUIPMENT AND OTHER SERVICES FOR UPGRADE OF SURVEILLANCE SYSTEMS AT WC OFFICE BUILDINGS

Total Financing History:

4,000,000

Recommended By:

Department of Planning
WBB4

Date
09-22-2022

Department of Public Works
RJB4

Date
09-23-2022

Budget Department
LMY1

Date
09-23-2022

Requesting Department
DDMK

Date
09-23-2022

BUILDING ACCESS CONTROL AND VIDEO SURVEILLANCE SYSTEMS UPGRADE (BIT45)

User Department : Information Technology

Managing Department(s) : Information Technology ;

Estimated Completion Date: TBD

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

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2023	2024	2025	2026	2027	Under Review
Gross	5,350	4,000	1,619	1,350					
Non County Share			11						
Total	5,350	4,000	1,630	1,350					

Project Description

This project will fund the replacement and upgrade of Building Access Control and Video surveillance systems which include software, hardware, network infrastructure, training and implementation services. These systems will help to manage building access and monitor surveillance at various County Office Buildings.

Current Year Description

The current year request funds the replacement of iStars and RFID Proximity Card Readers in County office buildings.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	1,350,000			1,350,000

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
2019	1,000,000	Funds the replacement/upgrade	COMPLETE
2020	1,000,000	Continuation of this project	IN PROGRESS
2021	1,000,000	Continuation of this project	AWAITING BOND AUTHORIZATION
2022	1,000,000	Continuation of this project	AWAITING BOND AUTHORIZATION
Total	4,000,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	4,000,000	502,986	3,497,014
Others		(10,661)	10,661
Total	4,000,000	492,325	3,507,675

BUILDING ACCESS CONTROL AND VIDEO SURVEILLANCE SYSTEMS UPGRADE (BIT45)

Bonds Authorized

Bond Act		Amount	Date Sold	Amount Sold	Balance
90	19	1,000,000	12/10/19	101,046	497,014
			12/10/19	19,954	
			04/30/20	56,753	
			10/28/20	275,913	
			10/28/20	38,659	
			10/28/20	10,661	
39	21	1,000,000			1,000,000
207	21	2,000,000			2,000,000
Total		4,000,000		502,986	3,497,014

CAPITAL PROJECT FACT SHEET

Project ID:* BIT47	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* NETWORK AND SECURITY INFRASTRUCTURE UPGRADES 2020- 2024	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* INFORMATION TECHNOLOGY	CP Unique ID: 2050

Overall Project Description

This project will fund the continuation of Network and Security Infrastructure Upgrades with the replacement of obsolete hardware, software and related services.

- | | | |
|----------------------------------------------------|--------------------------------------------------|-----------------------------------------|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	6,450	2,200	3,350	900	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	6,450	2,200	3,350	900	0	0	0	0

Expended/Obligated Amount (in thousands) as of : 1,906

Current Bond Description: The project will fund the continued upgrade of our MOB Datacenter Hardware and Software. Replacement of Network Switches at: Yonkers I-Park, Cyber Security Software Upgrades, Yonkers Water Treatment Plant Facility. Also, the Cisco UCS Data Center Platform to combine enhanced software-defined storage and data services software (unified computing system) that integrates computing, virtualization, networking, storage, cybersecurity resources to increase efficiency and enable centralized management for the delivery of IT Services to all of our County Departments and stake holders from our MOB and TMC Datacenters.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	3,350,000
Cash:	0
Total:	\$ 3,350,000

SEQR Classification:

TYPE II

Amount Requested:

3,350,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2020	650,000	UPGRADE OF THE NETWORK & CYBERSECURITY PLATFORMS
2021	750,000	CONTINUATION OF THIS PROJECT
2022	800,000	CONTINUATION OF THIS PROJECT

Total Appropriation History:

2,200,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
20	109	650,000	630,076	COST OF NETWORK & SECURITY INFRASTRUCTURE UPGRADES IN VARIOUS COUNTY DEPARTMENT'S LOCATIONS
21	207	800,000	0	COST OF NETWORK & SECURITY INFRASTRUCTURE UPGRADES IN VARIOUS COUNTY DEPARTMENT'S LOCATIONS
21	39	750,000	395,738	SECURITY INFRASTRUCTURE UPGRADES IN VARIOUS COUNTY DEPARTMENT'S MOB DATA CENTER

Total Financing History:

2,200,000

Recommended By:

Department of Planning
WBB4

Date
09-27-2022

Department of Public Works
RJB4

Date
09-27-2022

Budget Department
LMY1

Date
09-27-2022

Requesting Department
DDMK

Date
09-27-2022

NETWORK AND SECURITY INFRASTRUCTURE UPGRADES 2020-2024 (BIT47)

User Department : Information Technology

Managing Department(s) : Information Technology ;

Estimated Completion Date: TBD

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

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2023	2024	2025	2026	2027	Under Review
Gross	6,450	2,200	1,967	3,350	900				
Non County Share									
Total	6,450	2,200	1,967	3,350	900				

Project Description

This project will fund the continuation of Network and Security Infrastructure Upgrades with the replacement of obsolete hardware, software and related services.

Current Year Description

The current year request funds the continuation of this project.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	3,350,000			3,350,000

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
2020	650,000	Upgrade of the Network & Cybersecurity platforms	COMPLETE
2021	750,000	Continuation of this project	COMPLETE
2022	800,000	Continuation of this project	IN PROGRESS
Total	2,200,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	2,200,000	1,025,814	1,174,186
Total	2,200,000	1,025,814	1,174,186

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
109 20	650,000	12/01/21	630,076	19,924
39 21	750,000	12/01/21	395,738	354,262
207 21	800,000			800,000
Total	2,200,000		1,025,814	1,174,186

CAPITAL PROJECT FACT SHEET

Project ID:* BIT53	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* BUSINESS CONTINUITY AND DISASTER RECOVERY	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* INFORMATION TECHNOLOGY	CP Unique ID: 2061

Overall Project Description

This project will fund the procurement of equipment required to provide real time business continuity and timely disaster recovery. To achieve these objectives we need to significantly increase the speed and capacity of data storage, reduce single point of failure exposures, employ a multiply redundant system architecture, integrate the distributed back up of key data, and the geographically separate location of redundant key systems.

- | | | |
|----------------------------------------------------|--------------------------------------------------|-----------------------------------------|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	1,250	500	250	250	250	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	1,250	500	250	250	250	0	0	0

Expended/Obligated Amount (in thousands) as of : 3

Current Bond Description: The current year request funds the of purchasing corresponding software, additional hardware and associated services needed to increase the speed and capacity of data storage, while creating a strategically located and redundant backup system.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	250,000
Cash:	0
Total:	\$ 250,000

SEQR Classification:

TYPE II

Amount Requested:

250,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2021	250,000	FUNDS THIS PROJECT
2022	250,000	CONTINUATION OF THIS PROJECT

Total Appropriation History:

500,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
21	207	500,000		0 BUSINESS CONTINUITY AND DISASTER RECOVERY

Total Financing History:

500,000

Recommended By:**Department of Planning**

WBB4

Date

09-23-2022

Department of Public Works

RJB4

Date

09-23-2022

Budget Department

LMY1

Date

09-23-2022

Requesting Department

DDMK

Date

09-23-2022

BUSINESS CONTINUITY AND DISASTER RECOVERY (BIT53)

User Department : Information Technology

Managing Department(s) : Information Technology ;

Estimated Completion Date: TBD

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

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2023	2024	2025	2026	2027	Under Review
Gross	1,250	500	3	250	250	250			
Non County Share									
Total	1,250	500	3	250	250	250			

Project Description

This project will fund the procurement of equipment required to provide real time business continuity and timely disaster recovery. To achieve these objectives we need to significantly increase the speed and capacity of data storage, reduce single point of failure exposures, employ a multiply redundant system architecture, integrate the distributed back up of key data, and the geographically separate location of redundant key systems.

Current Year Description

The current year request funds the continuation of this project.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	250,000			250,000

Impact on Operating Budget

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

Appropriation History

Year	Amount	Description	Status
2021	250,000	Funds this project	IN PROGRESS
2022	250,000	Continuation of this project	IN PROGRESS
Total	500,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	500,000		500,000
Total	500,000		500,000

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
207 21	500,000			500,000
Total	500,000			500,000

CAPITAL PROJECT FACT SHEET

Project ID:* BIT54	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* CRITICAL COMMUNICATION LOGGING SYSTEM REPLACEMENT 2021-2025	Legislative District ID:
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* INFORMATION TECHNOLOGY	CP Unique ID: 2063

Overall Project Description

This project will fund the procurement of equipment, servers, data storage, software and services required to replace the existing "Eventide" and "Calabrio Systems with a solution technologically able to meet and exceed the County's Critical Communication Logging Systems needs.

- | | | |
|----------------------------------------------------|--------------------------------------------------|-----------------------------------------|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	5,500	500	1,750	1,750	1,500	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	5,500	500	1,750	1,750	1,500	0	0	0

Expended/Obligated Amount (in thousands) as of : 250

Current Bond Description: These funds will be used to purchase equipment, servers, data storage, software and services required to replace the existing "Eventide" and "VPI" Systems

Financing Plan for Current Request:

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

SEQR Classification:

TYPE II

Amount Requested:

750,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2021	250,000	FUNDS THIS PROJECT
2022	250,000	CONTINUATION OF THIS PROJECT

Total Appropriation History:

500,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
21	207	250,000		0 REPLACE EXISITING EVENTIDE AND CALABRIO SYSTEMS- PURCHASES EQUIP AND RELATED
21	39	250,000		0 REPLACE EXISITING EVENTIDE AND CALABRIO SYSTEMS- PURCHASES EQUIP AND RELATED

Total Financing History:

500,000

Recommended By:**Department of Planning**

WBB4

Date

09-22-2022

Department of Public Works

RJB4

Date

09-23-2022

Budget Department

LMY1

Date

09-23-2022

Requesting Department

DDMK

Date

09-23-2022

CRITICAL COMMUNICATION LOGGING SYSTEM REPLACEMENT 2021-2025 (BIT54)

User Department : Information Technology

Managing Department(s) : Information Technology ;

Estimated Completion Date: TBD

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

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2023	2024	2025	2026	2027	Under Review
Gross	5,500	500	250	1,750	1,750	1,500			
Non County Share									
Total	5,500	500	250	1,750	1,750	1,500			

Project Description

This project will fund the procurement of equipment, servers, data storage, software and services required to replace the existing "Eventide" and "Calabrio Systems with a solution technologically able to meet and exceed the County's Critical Communication Logging Systems needs.

Current Year Description

The current year request funds the continuation of this project.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	1,750,000			1,750,000

Impact on Operating Budget

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

Appropriation History

Year	Amount	Description	Status
2021	250,000	Funds this project	IN PROGRESS
2022	250,000	Continuation of this project	AWAITING BOND AUTHORIZATION
Total	500,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	500,000		500,000
Total	500,000		500,000

Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
39 21	250,000			250,000
207 21	250,000			250,000
Total	500,000			500,000

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

Your Committee is in receipt of a communication from the County Executive recommending the enactment of an Act, which, if adopted by this Honorable Board, would authorize the County of Westchester (the "County") to enter into inter-municipal Agreements ("IMA"s) with 45 participating local municipalities for the implementation and operation of the County's Enhanced 911 service (hereinafter "E-911").

The County Executive has advised your Committee that since July 1993, E-911 service has been provided within Westchester County. This vital service has been enormously successful in providing necessary assistance to County residents in emergency situations. Among other things, the enhanced 911 feature provides the address from which calls are being made to assist dispatchers in the event the caller is unable to provide that information. Your Committee is advised that that while Carousel Industries of North America, Inc. ("Carousel") now provides installation and operation of Enhanced 911 Service equipment under contract with the County, Verizon New York, Inc. continues to provide installation and operation of the Enhanced 911 Service network (lines and trunks required) in accordance with tariff rates.

The County's IMAs with the forty-five local municipalities authorized by your Honorable Board by Act No. 183-2017 expired on September 30, 2022. I am now requesting that your Honorable Board adopt the attached Act that would authorize the renewal of these agreements for a new five (5) year term commencing on October 1, 2022.

The Department has advised that it will coordinate and manage the project for the County and act as the interface between the municipalities and the telephone company. The municipalities will be responsible for insuring, via appropriate verification of telephone company provided lists, that all housing units in its jurisdiction have a valid street name and number. They will also be responsible for designating which emergency providers (i.e. police, fire, EMS) serve each house. Those responsibilities will be specified in the individual IMAs which will also be used to designate the County to act as agent for the municipalities in their dealings with Carousel and to indemnify the County from any claims or liability from third parties due to actions of the municipalities or their employees.

The Planning Department has advised that the IMAs do not meet the definition of an "action" under the State Environmental Quality Review Act ("SEQRA"), and its implementing regulations, 6 NYCRR, Part 617. Please refer to the Memorandum from the Department of Planning dated January 14, 2022, which is on file with the clerk of your Honorable Board. Therefore, no further environmental review is required. Your Committee concurs with this conclusion.

An affirmative vote of a majority of the voting strength of the Board is required for approval of the attached Act.

Accordingly, your Committee concurs with the County Executive's proposal and recommends that your Honorable Board adopt the annexed legislation authorizing the County to enter into individual IMAs with the 45 local municipalities for Enhanced-911 Service.

Dated: January 17th, 2023
White Plains, New York

Vedat Farhi
Stefano
James B. Green - Johnson
Joe Hill
Bill Miller
Celina Parker
Nancy K. Baur

Joe Al
Nancy K. Baur
Lisa
Joe Hill
Cole
Tony

COMMITTEE ON

c:mg10-26-22

Budget & Appropriations

Public Safety

Dated: January 17th, 2023
White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

Public Safety

Margaret A. Cunzio

FISCAL IMPACT STATEMENT

SUBJECT: IMA w/ local Muni's for 911

☒ 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: _____

Potential Related Operating Budget Expenses:

Annual Amount _____

Describe: _____

Potential Related Operating Budget Revenues:

Annual Amount _____

Describe: _____

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

Current Year: _____

Next Four Years: _____

Prepared by: Donna Montero

Title: Director of Admin Services

Department: Information Technology

Date: December 19, 2022

Reviewed By: 

Budget Director

Date: 12/19/22

AN ACT to authorize the County of Westchester to enter into Intermunicipal Agreements with 45 local municipalities to implement and operate Enhanced 911 service and to address any liability issues associated with the operation thereof.

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

Section 1. The County of Westchester be and hereby is authorized to enter into Intermunicipal Agreements with each of the forty-five (45) municipalities set forth on the attached list, to provide for the implementation and operation of the Enhanced 911 Service and to address any liability issues associated with the operation thereof, for a term commencing on October 1, 2022 and terminating September 30, 2027.

Section 2. The County Executive or his authorized designee is hereby authorized and empowered to execute all instruments and take all action reasonably necessary and appropriate to effectuate the purposes hereof.

Section 3. This Act shall take effect immediately.

SCHEDULE "A"

E-911 INTERMUNICIPAL AGREEMENTS MUNICIPALITY/FIRE DISTRICT

1. ARDSLEY, VILLAGE
2. BEDFORD, TOWN
3. BRIARCLIFF MANOR, VILLAGE
4. BRONXVILLE, VILLAGE
5. BUCHANAN, VILLAGE
6. CORTLANDT, TOWN
7. CROTON-ON-HUDSON, VILLAGE
8. DOBBS FERRY, VILLAGE
9. EASTCHESTER, TOWN
10. ELMSFORD, VILLAGE
11. FAIRVIEW FIRE DISTRICT
12. GREENBURGH, TOWN
13. HARRISON, TOWN
14. HARTSDALE FIRE DISTRICT
15. HASTINGS-ON-HUDSON, VILLAGE
16. IRVINGTON, VILLAGE
17. LARCHMONT, VILLAGE
18. LEWISBORO, TOWN
19. MAMARONECK, TOWN
20. MAMARONECK, VILLAGE
21. MT. KISCO, VILLAGE
22. MT. PLEASANT, TOWN
23. MT. VERNON, CITY
24. NEW CASTLE, TOWN
25. NEW ROCHELLE, CITY
26. NORTH CASTLE, TOWN
27. NORTH SALEM, TOWN
28. SLEEPY HOLLOW, VILLAGE
29. OSSINING, TOWN
30. OSSINING, VILLAGE
31. PEEKSKILL, CITY
32. PELHAM MANOR, VILLAGE
33. PELHAM, VILLAGE
34. PLEASANTVILLE, VILLAGE
35. PORT CHESTER, VILLAGE
36. POUND RIDGE, TOWN
37. RYE, CITY
38. RYEBROOK, VILLAGE
39. SCARSDALE, VILLAGE
40. SOMERS, TOWN
41. TARRYTOWN, VILLAGE
42. TUCKAHOE, VILLAGE
43. WHITE PLAINS, CITY
44. YONKERS, CITY
45. YORKTOWN, TOWN

THIS AGREEMENT made this ____ day of _____, 20__ 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

_____, a municipal corporation of the State of New York, having an office and place of business at _____ (hereinafter referred to as the "Municipality")

WITNESSETH:

WHEREAS, the County currently has a contract with Carousel Industries of North America, Inc. (hereinafter referred to as the "Carousel Industries"), for the installation and operation of Enhanced 911 Service equipment; and

WHEREAS, the County is currently receiving services from Verizon for the installation and operation of Enhanced 911 Service network (lines and trunks required); and

WHEREAS, by Act No. _____-20____, the Board of Legislators authorized the County Executive to enter into this Agreement and into similar agreements with 44 other local municipalities for the provision of Enhanced 911 Service for a five (5) year term commencing on October 1, 2022 and continuing through September 30, 2027; and

NOW, THEREFORE, it is mutually agreed by and between, the parties hereto as follows:

1. **Public Safety Answering Points (PSAP's).**

(a) Municipality will staff and operate a primary Public Safety Answering Point at its Police Headquarters or

(b) Municipality will contract with the Appropriate State Police Agency or another Municipality to staff and operate a primary Public Safety Answering Point (whichever is appropriate) and if appropriate

(c) Municipality will staff and operate a Public Safety Answering Point at its Fire or Police Department Headquarters or

(d) Municipality will contract with the appropriate Fire District or Police Department to staff and operate a Public Safety Answering Point and

(e) Municipality will be solely responsible for the cost and expense of providing the necessary space, heat, electricity, air conditioning, water, furniture, furnishings and remodeling, if any, for the primary and secondary PSAP's they operate or contract for as specified in Exhibit A attached hereto and a part hereof and

(f) County will staff and operate Public Safety Answering Points at the County Fire Control and Training Center in Valhalla and the County Public Safety Headquarters in Hawthorne. County will be solely responsible for the cost and expense of providing the necessary space, heat, electricity, air conditioning, water, furniture, furnishings and remodeling, if any, for these County operated PSAP's.

2. **Network and Terminal Equipment.**

The network (lines and trunks required) for the E911 system will be installed and maintained by Verizon at the sole cost and expense of County, while the terminal equipment will be installed and maintained by Carousel at the sole cost and expense of the County. In addition to responsibility for these non-recurring costs, County will be solely responsible for the cost and expense of the monthly rates and charges for all associated exchange services and private line service (including mileage charges), as contained in Verizon's tariff as in effect from time to time. Any E911 equipment leased by County will remain the property of County. The County intends to continue to recover all non-recurring and monthly charges by continuing to impose a surcharge on all telephone customers in the County as permitted by State Legislation and County Legislation.

3. **Personnel.**

(a) Municipality will staff its Public Safety Answering Points with its own employees or contract for same. They will be responsible for receiving E911 calls; deciding what emergency services to dispatch; dispatching them; and/or, in appropriate cases, transferring calls to other PSAP's. Municipality will be solely responsible for the acts and omissions, if any, of its employees or contractors in the operation of Public Safety Answering Points and will not hold County liable therefor. Sufficient personnel will be provided or contracted for by Municipality to handle incoming calls adequately 24 hours per day, every day of the year.

(b) County will staff its Public Safety Answering Points with its own employees. They will be responsible for receiving calls appropriate transferred by other PSAP's, deciding what emergency services are to be dispatched; dispatching them; and/or, in appropriate cases, transferring calls to other PSAP's. County will be solely responsible for the acts and omissions, if any, of its employees in the operation of its Public Safety Answering Points and will not hold Municipality liable therefor. Sufficient personnel will be provided by County to handle incoming calls adequately 24 hours per day, every day of the year.

(c) County will also staff the position of E911 Coordinator with its own employee. The Coordinator will be responsible for working with Liaisons appointed by each Municipality to implement, maintain and enhance the E911 system. The Coordinator will be responsible for directing the efforts of Municipal Liaisons in providing Company with street names and numbers, and emergency services providers for each Municipality including updates of same.

The Coordinator will also schedule all training of PSAP operators, to be conducted by Carousel Industries, on how to operate the E911 equipment and system. County will be solely responsible for the acts and omissions, if any, of its employee, while acting as the E911 coordinator and will not hold Municipality liable therefor.

4. System Integrity.

(a) Municipality shall have the responsibility of discovering all errors, defects and malfunctions and assumes the duty of and will make such tests as, in the judgment of Municipality, are required to determine whether the E911 system is functioning properly at PSAPs. Municipality shall promptly notify County and Carousel Industries in the event the system is not functioning properly.

(b) County shall have the responsibility of discovering all errors, defects and malfunctions and assumes the duty of and will make such tests as, in the judgment of County, are required to determine whether the E911 system is functioning properly at its PSAPs, County shall promptly notify Carousel Industries and Municipality in the event the system is not functioning properly.

5. Use of 60 Control.

The primary PSAP (Municipality) shall answer the E911 phone lines in the following manner: "Nine-One-One (911) what is the emergency?" If the call is a primary fire or EMS related

request and 60-Control (The Westchester County Department of Emergency Services' Emergency Communications Center (ECC)) dispatches local Fire and/or EMS (Ambulance) Service, the primary PSAP will tell the caller to "stay on the line" and immediately transfer the ANI/ALI data and conference the caller to 60 Control or other appropriate secondary PSAP. The primary PSAP may stay on the line to collect and request specific information from the caller if needed. This process will avoid any potential delays in dispatching the appropriate first response, fire or EMS personnel. If a caller is contacting the PSAP via a seven digit (administrative) line and they are calling for a fire or EMS related emergency, the PSAP shall conference the caller with the appropriate secondary PSAP.

6. **Insurance and Indemnification.** In addition to, and not in limitation of the insurance provisions contained in Schedule "B" of this Agreement, the Municipality agrees:

(a) to indemnify, hold harmless and defend the County against any and all liability, loss, damage, claim, suit or expense of any kind which the County may directly or indirectly incur, suffer or be required to pay by reason or in consequence of the fault, failure, omission or negligence of Municipality to carry out its duties under this Agreement.

(b) The County agrees to indemnify, hold harmless and defend the Municipality against any and all liability, loss, damage, claim, suit or expense of any kind which the Municipality may directly or indirectly incur, suffer or be required to pay by reason or in consequence of the fault, failure, omission or negligence of the County, its officers, agents and/or employees, including the failure of the County to carry out its duties under this Agreement.

(c) If a claim or action is made or brought against either party for which the other party may be responsible hereunder in whole or in part, such other party shall be immediately notified and shall be permitted to participate in the handling or defense of such matter.

(d) Neither party shall be held in any way responsible to the other party for damages to the E911 System or interference with the services provided under this Agreement resulting from acts of God or other acts which are without the direct control of either party.

7. **Term.**

This Agreement shall commence on October 1, 2022 and terminate September 30, 2027.

8. **Offer and Contract Voidable.**

(a) If this Agreement has not been signed by the Municipality at a time when any one of the other municipalities in Schedule "A" should refuse to execute an agreement similar to the

one herein, or if the County refuses to execute the above-described agreement with Carousel Industries or Verizon, the County may withdraw its offer to execute the agreement herein with the Municipality. Upon written notification by the County to the Municipality that the County is withdrawing its offer due to one of the reasons described herein, this offer shall immediately become void.

(b) If this Agreement has been signed by the Municipality prior to a time when any one of the other municipalities in Exhibit "A" should negotiate and execute an agreement similar but modified to the one herein, or if the County refuses to execute the above-described agreement with Carousel Industries, or if the County terminates its agreement with Carousel Industries, the parties hereto agree that the Municipality shall be given the opportunity to amend this agreement with regard to the modified terms.

9. Non-Emergency Communication System.

In the event a non-emergency communication system is implemented and utilized in the County, which system will allow callers to access local public safety departments by dialing a three digit telephone number, the Municipality expressly agrees to participate in such a system and to apply this Agreement to the introduction and operation of the non-emergency communication system.

10. Termination.

The County may terminate this Agreement upon thirty (30) days notice to the Municipality. The Municipality may terminate this Agreement, with the prior written consent of the County, upon sixty (60) days notice and a showing by the Municipality that an alternative means is being provided.

11. Assignment of Agreement.

This Agreement may not be assigned or transferred by the Municipality without first having obtained written approval thereof by the County.

12. Conflicts of Interest.

This Agreement is subject to the provisions of Article 18 of the General Municipal Law of the State of New York, as amended.

13. Independent Contractor.

(a) The Municipality agrees that it is and at all times shall be deemed an independent contractor and shall not, in any manner whatsoever, by its actions or deeds commit the County to an obligation irrespective of the nature thereof, and Municipality shall not at any time or for any purpose be deemed an employee of the County.

(b) It is further understood and agreed that no agent, servant or employee of the Municipality shall, at any time or under any circumstances, be deemed to be an agent, servant or employee of the County.

14. **Entire Agreement.**

This Agreement constitutes the entire and integrated agreement between and among the parties hereto and supersedes any and all prior negotiations, agreements and conditions, whether written or oral. Any modification or amendment to this Agreement shall be void unless it is in writing and subscribed by the party to be charged.

15. **Invalidity.**

The parties intend all provisions of this Agreement to be in conformity with the laws of the State of New York and in the event that any court of competent jurisdiction shall rule to the contrary, this entire agreement shall become null and void.

16. **Applicable Law.**

This Agreement shall be construed and enforced in accordance with the laws of the State of New York.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement in triplicate.

THE COUNTY OF WESTCHESTER

By _____
(Name and Title)

MUNICIPALITY:

By _____
(Name and Title)

Approved by the Westchester County Board of Legislators by Act No. _____-20____
on the _____ day of _____, 20____.

Approved

Assistant County Attorney
The County of Westchester

ACKNOWLEDGMENT

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

On the _____ day of _____ in the year 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
(MUNICIPAL CORPORATION)

I, _____,
(Officer other than officer signing contract)

certify that I am the _____ of
(Title)
the _____
(Name of Municipal Corporation)

a corporation duly organized and in good standing under the _____
(Law under which organized, e.g., the New York Business Corporation Law) named in the
foregoing agreement; that

(Person executing agreement)

who signed said agreement on behalf of the _____
(Name of Municipal Corporation)

was, at the time of execution _____
(Title of such person)

of the Municipal Corporation and that said agreement was duly signed for and on behalf of said
Municipal Corporation by authority of its governing board, 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)

On the _____ day of _____ in the year 20__ 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 officer
described in and who executed the above certificate, who being by me duly sworn did depose
and say that he/she resides at _____,
and he/she is an officer of said corporation; that he/she is duly authorized to execute said
certificate on behalf of said corporation, and that he/she signed his/her name thereto pursuant to
such authority.

Notary Public
Date

SCHEDULE "A"

E-911 INTERMUNICIPAL AGREEMENTS MUNICIPALITY/FIRE DISTRICT

1. ARDSLEY, VILLAGE
2. BEDFORD, TOWN
3. BRIARCLIFF MANOR, VILLAGE
4. BRONXVILLE, VILLAGE
5. BUCHANAN, VILLAGE
6. CORTLANDT, TOWN
7. CROTON-ON-HUDSON, VILLAGE
8. DOBBS FERRY, VILLAGE
9. EASTCHESTER, TOWN
10. ELMSFORD, VILLAGE
11. FAIRVIEW FIRE DISTRICT
12. GREENBURGH, TOWN
13. HARRISON, TOWN
14. HARTSDALE FIRE DISTRICT
15. HASTINGS-ON-HUDSON, VILLAGE
16. IRVINGTON, VILLAGE
17. LARCHMONT, VILLAGE
18. LEWISBORO, TOWN
19. MAMARONECK, TOWN
20. MAMARONECK, VILLAGE
21. MT. KISCO, VILLAGE
22. MT. PLEASANT, TOWN
23. MT. VERNON, CITY
24. NEW CASTLE, TOWN
25. NEW ROCHELLE, CITY
26. NORTH CASTLE, TOWN
27. NORTH SALEM, TOWN
28. SLEEPY HOLLOW, VILLAGE
29. OSSINING, TOWN
30. OSSINING, VILLAGE
31. PEEKSKILL, CITY
32. PELHAM MANOR, VILLAGE
33. PELHAM, VILLAGE
34. PLEASANTVILLE, VILLAGE
35. PORT CHESTER, VILLAGE
36. POUND RIDGE, TOWN
37. RYE, CITY
38. RYEBROOK, VILLAGE
39. SCARSDALE, VILLAGE
40. SOMERS, TOWN
41. TARRYTOWN, VILLAGE
42. TUCHAHOE, VILLAGE
43. WHITE PLAINS, CITY
44. YONKERS, CITY
45. YORKTOWN, TOWN

SCHEDULE "B"
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



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

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 (the “County”), acting by and through its Department of Public Safety (the “Department”), to amend an inter-municipal agreement (“IMA”) with Putnam Northern Westchester BOCES (“BOCES”), pursuant to which BOCES agreed to coordinate a portion of the Bureau of Justice Assistance’s STOP School Violence Prevention and Mental Health Training Program (aka Project BRIGHT), for a term commencing on July 1, 2021 and continuing through September 30, 2022 for an amount not-to-exceed \$250,000.00, by: (1) extending the term of the IMA for a one-year period commencing on October 1, 2022 and continuing through September 30, 2023; and (2) increasing the not-to-exceed amount authorized thereunder by an additional \$40,000.00 to pay for additional training services to be rendered during the extension period.

By Act No. 2021-150 approved on September 20, 2021, your Honorable Board authorized the County, through the Department, to enter into an IMA with BOCES, pursuant to which BOCES agreed to coordinate the threat assessment training portion of Project BRIGHT by: 1) hiring and overseeing the supervision of coaches and trainers; 2) setting up threat assessment trainings at 20 public, private, parochial and charter schools throughout the County; 3) providing technical assistance and reporting services; and 4) working with the project coordinator and evaluator to ensure that the trainings are coordinated. In consideration for providing these services, the County agreed to pay BOCES a total amount not-to-exceed Two Hundred Fifty Thousand (\$250,000.00) Dollars, payable in five (5) installments of \$50,000.00 each, in accordance with an approved payment schedule.

Your Committee is advised that the Project BRIGHT Program is funded under a grant (the “Grant”) from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance (“DOJ”). Due to various delays, mostly related to COVID-19, the County was unable to complete all of the goals and objectives of the Grant by the September 30, 2022 deadline. As such, the Department requested and DOJ agreed to a “no-cost” extension of the Grant through

September 30, 2023, to enable the County to complete the various goals and objectives of the program.

In light of the Grant extension, the Department now wishes to extend the term of the IMA with BOCES for an additional one-year period commencing on October 1, 2022 and continuing through September 30, 2023 and to increase the NTE amount thereunder by an additional \$40,000.00, to pay for additional training services as described above.

Your Committee is advised that because the definition of “municipal corporation” under New York General Municipal Law § 119-n includes “boards of cooperative education services,” the proposed agreement constitutes an IMA requiring your Honorable Board’s approval.

Your Committee is further advised that the proposed IMA is exempt from the requirements of the Westchester County Procurement Policy pursuant to section 3(a)xviii thereof, which exempts any procurement for the creation and support of youth service projects. In addition, these services are funded with Federal grant monies and are, pursuant to Section 13 of the County Procurement Policy, subject to Federal procurement requirements. The Federal procurement regulations (2 CFR§ 200.320) require that contracts in amounts equal to or less than \$250,000, be procured competitively, unless such contracts are deemed to be “non-competitive” procurements. In accordance with 2 CFR§ 200.320(c)(4), the County’s STOP DWI Office contacted the DOJ requesting that it authorize a non-competitive proposal in this case. The DOJ subsequently approved BOCES as one of the sub awardees under the grant.

In addition, the proposed IMA does not meet the definition of an action under New York State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617. As such, no environmental review is required. Please refer to the memorandum from the Department of Planning dated May 14, 2021, which is on file with the Clerk of the Board of Legislators.

Your Committee has carefully considered this matter and has concluded that it is in the best interest of the County to adopt an Act to authorize the County to amend this IMA to provide additional threat assessment training services under Project BRIGHT.

It should be noted that an affirmative vote of a majority of the members of your Honorable Board is required in order to adopt the attached Act. Accordingly, your Committee recommends approval of the annexed proposed Act.

Dated: _____ 2023
White Plains, New York

January 17th, 2023

S: JG/10-14-22

Public Safety

[Signature]
[Signature]
[Signature]

[Signature]
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January 23rd, 2023
Committee on:

Budget & Appropriations

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FISCAL IMPACT STATEMENT

SUBJECT: STOP-DWI Contract with PNW BOCES to help coordinate BJA (Bureau of Justice Assistance) STOP School Violence Prevention & Mental Health Training Program (aka Project Bright)
☒ **NO FISCAL IMPACT PROJECTED**

OPERATING BUDGET IMPACT

(To be completed by operating department and reviewed by Budget Department)

A) ☐ **GENERAL FUND** ☐ **AIRPORT** ☐ **SPECIAL REVENUE FUND (Districts)**

B) EXPENSES AND REVENUES

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0

Source of Funds (check one): ☐ Current Appropriations

☐ Transfer of Existing Appropriations ☐ Additional Appropriations ☐ Other (explain)

Identify Accounts: Fund: 711; Dept. 71; Trust Account: T16V; Object: 4380
(October 1, 2022-September 30, 2023)

Potential Related Operating Budget Expenses: Annual Amount \$ 0

Describe: No impact to the Operating Budget

Potential Related Revenues: Annual Amount \$ 0

Describe: No impact to the Operating Budget. Funding received from Department of Justice BJA (Bureau of Justice Assistance) STOP School Violence Prevention and Mental Health Training Program Grant. The total amount of the 3 year grant (10/2019-9/2022) was \$500,000 which will be accounted for in Department 71, Fund 711. DOJ has awarded a 'no-cost one year extension' for this grant. This contract with PNW BOCES is for \$40,000 for 12 months (October 1, 2022-September 30, 2023)

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

Current Year: \$ 0

No impact to the Operating Budget

Next Four years: \$0

Prepared by: Patricia McCarthy Tomassi

Title: Program Administrator

Department: Public Safety
Office of Drug Abuse Prevention & STOP DWI

Reviewed By: 

Budget Director

If you need more space, please attach additional sheets.

ACT NO. 2022 - _____

AN ACT authorizing the County of Westchester to amend an inter-municipal Agreement with Putnam Northern Westchester BOCES (the "BOCES") pursuant to which BOCES agreed to coordinate a portion of the Bureau of Justice Assistance's STOP School Violence Prevention and Mental Health Training Program in order to extend the term of the IMA through September 30, 2023 and increase the not-to-exceed amount by \$40,000

NOW, THEREFORE, 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 amend an inter-municipal agreement (the "IMA") with Putnam Northern Westchester BOCES ("BOCES"), pursuant to which BOCES agreed to coordinate the threat assessment training portion of the Bureau of Justice Assistance's STOP School Violence Prevention and Mental Health Training Program (aka Project BRIGHT), for a term commencing on July 1, 2021 and continuing through September 30, 2022 for an amount not-to-exceed \$250,000.00, in order to: (1) extend the term of the IMA for a one-year period commencing on October 1, 2022 and continuing through September 30, 2023; and (2) increase the not-to-exceed amount authorized thereunder by an additional Forty Thousand (\$40,000.00) Dollars to pay for additional training services to be performed during the extension period.

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

§3. This Act shall take effect immediately.

THIS AMENDMENT made this ___ day of _____, 2022 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

PNW BOCES (Putnam Northern Westchester Boards of Cooperative Educational Services), a public organization that provides shared educational programs and services to school districts, having an office and principal place of business at 200 Boces Dr, Yorktown Heights, NY 10598

(hereinafter referred to as the "Contractor")

WITNESSETH:

WHEREAS, on September 9, 2021, the County and the Contractor entered into an agreement, pursuant to which the Contractor agreed to provide professional services in connection with the threat assessment training portion of the Bureau of Justice Assistance's STOP School Violence Prevention and Mental Health Training Program (aka Project BRIGHT) for a term commencing on July 1, 2021 and continuing through September 30, 2022 for an amount not-to-exceed \$250,000.00 (the "Agreement"); and

WHEREAS, the Project BRIGHT Program is funded under a grant (the "Grant") from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance ("DOJ"); and

WHEREAS, due to various delays, mostly related to COVID-19, the County was unable to complete all of the goals and objectives of Project BRIGHT by the September 30, 2022 deadline; and

WHEREAS, The DOJ recently awarded the County a "No-Cost" one-year extension of the Grant; and

WHEREAS, the Department now wishes to use some of the unused funds available

under the Grant to extend the contract with the Contractor for an additional one-year period and to increase the NTE amount by an additional \$40,000.00, to enable the Contractor to complete all of the goals and objectives of Project BRIGHT, as set forth in the Agreement.

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

FIRST: The Agreement is hereby amended to extend the term thereof for an additional one-year period commencing on October 1, 2022 and terminating on September 30, 2023 (the "Extension Period").

SECOND: During the Extension Period, the Contractor shall provide additional threat assessment training services to fill in areas not covered under the initial term of the Agreement, as described in Schedule "A-1" which is attached hereto and made a part of the Agreement (the "Work").

THIRD: In consideration for the Work to be performed during the Extension Period, the Contractor shall be paid an amount not-to-exceed FORTY THOUSAND (\$40,000.00) DOLLARS, payable in accordance with the budget and payment schedule set forth in Schedule "B-1", attached hereto and made a part of the Agreement.

FOURTH: The Contractor shall provide the County with updated insurance certificates to cover the Extension Period.

FIFTH: Except as otherwise expressly provided herein, all terms and conditions of the Agreement shall remain in full force and effect.

SIXTH: This Amendment shall not be enforceable until signed by both parties and approved by the Office of the County Attorney.

[NO FURTHER TEXT ON THIS PAGE]

IN WITNESS WHEREOF, the parties hereto have executed this Amendment.

THE COUNTY OF WESTCHESTER

By: _____
Terrance Raynor
Acting Commissioner-Sheriff,
Department of Public Safety

**PNW BOCES (Putnam Northern Westchester
Boards of Cooperative Educational Services)**

By: _____
Name: _____
Title: _____

Approved by the Westchester County Board of legislators by Act No. 2022- ____ at a meeting
duly held on the ____ day _____, 2022.

Approved:

Sr. Assistant County Attorney
County of Westchester

Date

ACKNOWLEDGMENT

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

On the _____ day of _____ in the year 2022 before me, the undersigned, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Date: _____

Notary Public

RPL § 309-a; NY CPLR § 4538

CERTIFICATE OF AUTHORITY
(CORPORATION)

I, _____,
(Officer other than officer signing contract)

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

a corporation duly organized and in good standing under the _____

(Law under which organized, e.g., the New York Business Corporation Law) named in the foregoing agreement; that

(Person executing agreement)

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

(Title of such person)

of the Corporation and that said agreement was duly signed for and on behalf of said Corporation by authority of its Board of Directors, 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)

On the _____ day of _____ in the year 2022 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 officer described in and who executed the above certificate, who being by me duly sworn did depose and say that he/she resides at _____, and he/she is an officer of said corporation; that he/she is duly authorized to execute said certificate on behalf of said corporation, and that he/she signed his/her name thereto pursuant to such authority.

Notary Public
Date

Westchester County Drug Free Communities Support Program
SCHOOL VIOLENCE PREVENTION & MENTAL HEALTH TRAINING
(PROJECT BRIGHT)
BOCES
Schedule "A-1"

The goal of the BJA STOP School Violence Prevention and Mental Health Training Program (aka Project BRIGHT) is to create, present and help to implement mental health training programs for law enforcement, school based personnel and students to improve their efforts to create a safe environment and help to reduce violent crime.

The Dept. of Justice awarded a One Year 'No-Cost Extension' grant to ensure the successful completion of the original goals of the grant. Efforts of reduce school violence are most successful when multiple strategies are used to address school needs. Therefore, the extension will be focused on additional CSTAG and Digital Threat Assessment trainings that will build on the collective collaboration of school personnel crisis team members as well as representatives of the various community stakeholders to promote a positive school atmosphere that discourages violence and fosters mental health and well-being.

BOCES (Boards of Cooperative Educational Services) will offer additional CSTAG and Digital Threat Assessment Trainings. The focused trainings will offer coordinated strategies to increase the levels of security and safety within the school environment. The digital training will help attendees get a better understand of the social media world and online activity and what tools and methods are available to identify online threat related behavior to prevent tragedy and intervene when worrisome behavior is observed.

- **Continue with CSTAG trainings and implement Digital Threat Assessment Training**
 - Schedule and facilitate up to 4 additional initial trainings of CSTAG
 - Offer two or more parent awareness trainings regarding threats in the digital world that are posed to their children
 - Offer two or more staff awareness trainings on digital threat assessments for school and law enforcement personnel.
 - Provide additional focused school violence prevention trainings for school and law enforcement personnel
- **Work with the County RTC (Real Time Crime) Center to create a dedicated School Desk**
 - Offer CSTAG Training to current personnel
- **Technical Assistance and Reporting**
 - Collect baseline data for school violence
 - Create and analyze evaluation forms for the terms of the Program
 - Assist with the preparation of the evaluation section of reports as required by the funding agency
 - Assist the County and Technical Assistance Coordinator and Evaluator in preparing all reports for the federal agency, Department of Justice,

Bureau of Justice Assistance pertaining to the project, including the quarterly progress reports

- Ensure that all required data are collected, tracked and submitted for reporting purposes on a timely basis
- **Work with the Project Coordinator and Evaluator**
 - Work with Student Assistance Services' Coordinator to ensure the CSTAG, Digital Threat Assessment and Mental Health and Youth Leadership Trainings are coordinated and work in conjunction with each other to meet the standards and goals of the BJA Grant

DRAFT

SCHEDULE "B-1"

PROGRAM BUDGET, 2022-2023

The payment made to Putnam Northern Westchester BOCES for the Westchester County Drug Free Communities Support Program Contract shall not exceed \$40,000.00 for the period October 1, 2022 through September 30, 2023.

Payments shall be made on Westchester County payment vouchers with a detailed invoice to the Office of Drug Abuse Prevention & STOP-DWI, 112 E. Post Road, White Plains, New York 10601.

Payments for services rendered hereunder shall be made according to the following schedule/and it is herein agreed by all parties that should funding levels change or that services are not performed payment will cease and any money owed the Office of Drug Abuse Prevention & STOP-DWI will be repaid within thirty (30) days of notification to the Office of Drug Abuse Prevention & STOP-DWI.

Payment not to exceed the following amounts upon execution and approval of this agreement.

January 4, 2023	<i>\$10,000</i>
April 1, 2023	<i>\$10,000</i>
July 6, 2023	<i>\$10,000</i>
September 30, 2023	<i>\$10,000</i>

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

Your Committee is in receipt of a communication from the County Executive recommending the approval of an Act which would authorize the County of Westchester (the "County"), acting by and through its Department of Emergency Services ("Department"), to enter into a multi-party Municipal Mutual Aid and Assistance Agreement (the "Agreement") with Suffolk County, Nassau County, the City of New York, the City of Yonkers and the Port Authority of New York and New Jersey (collectively the "Principal Jurisdictions") for the purpose of coordinating the sharing of Major Emergency Transportation Unit ("METU") program resources, personnel and equipment in the event of a local disaster or other emergency.

Your Committee is advised that the New York City Urban Area Work Group (the "Work Group"), comprised of members of the Principal Jurisdictions, is responsible for coordinating the use of Urban Area Security Initiative ("UASI") federal funding. The primary goal of the Work Group is to help build and sustain capabilities to prevent, protect against, respond to, and recover from threats or acts of terrorism. Because the New York City metropolitan area's population density makes it particularly vulnerable to manmade and natural disasters, it is imperative to have resources in place for transportation of large quantities of casualties beyond the capabilities regularly available to local jurisdictions. METU vehicles provide this type of specialized on-scene resource. The County's METU can accommodate ambulatory, bed-bound and wheelchair-dependent persons, allowing them to support evacuation operations at hospitals and nursing homes. Other Work Group members have METU vehicles similar to the County's with some variations in capability and mission.

Your Committee is advised that the proposed Agreement will provide a framework for the coordination of METU resources, personnel and equipment among the Principal Jurisdictions. Pursuant to the terms of the proposed Agreement, the obligations of the Principal Jurisdictions will include, but shall not be limited to: provision of aid and assistance in the event of a local disaster or other emergency; designation of primary communications centers and procedures for requesting aid and assistance; designation of supervisory personnel; and reimbursement by requesting jurisdiction for aid and assistance provided by assisting jurisdiction.

Your Committee is advised that the Agreement will take effect upon its execution by all parties and shall continue for a term of five (5) years thereafter. As this Honorable Board is aware, Section 119-o of the New York State General Municipal Law requires your Honorable Board's approval whenever the County enters into intermunicipal agreements with local municipalities which involve shared services or performing services one for the other.

The Planning Department has advised that based on its review, the proposed Agreement does not meet the definition of an "action" under the State Environmental Quality Review Act, 6 NYCRR part 617. As such, no environmental review is required. Please refer to the memorandum from the Department of Planning dated January 14, 2022, which is on file with the Clerk of the Board of Legislators.

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

Dated: January 17th 2023
White Plains, New York

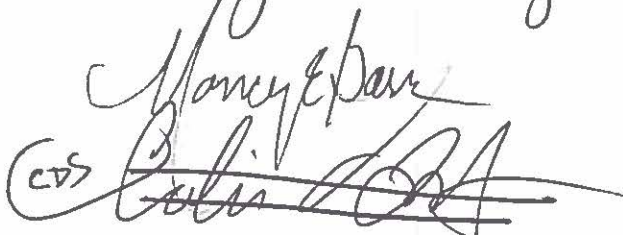
Committee on :

Public Safety

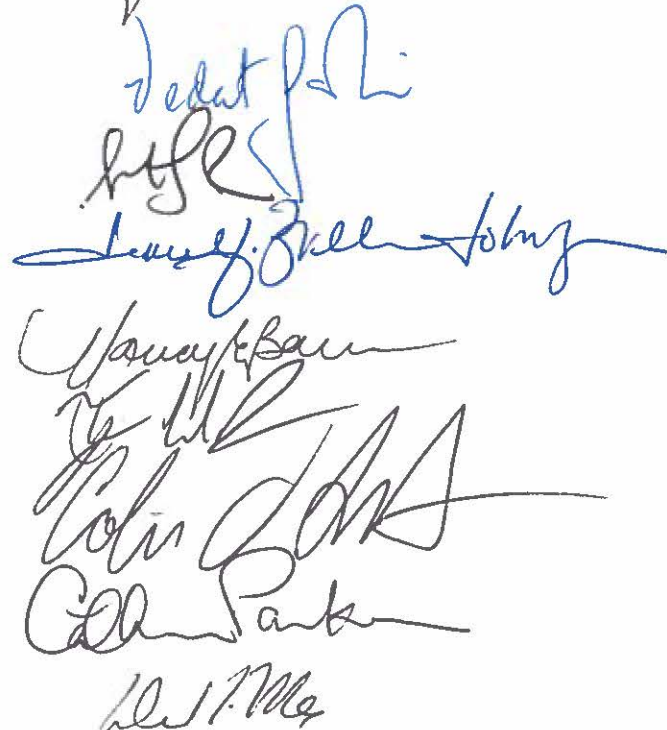


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Margaret A. Cio



January 23rd
Budget & Appropriations



FISCAL IMPACT STATEMENT

SUBJECT: RPA

☒ NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

(To be completed by operating department and reviewed by Budget Department)

A) ☐ GENERAL FUND ☐ AIRPORT ☐ SPECIAL REVENUE FUND (Districts)

B) EXPENSES AND REVENUES

Total Current Year Cost \$ 0

Total Current Year Revenue \$ 0

Source of Funds (check one): ☐ Current Appropriations

☐ Transfer of Existing Appropriations ☐ Additional Appropriations ☐ Other (explain)

Identify Accounts: N/A

Potential Related Operating Budget Expenses: Annual Amount \$ 0

Describe: An Act authorizing the County of Westchester, acting by and through its Department of Emergency Services, to enter into an agreement with Suffolk County, Nassau County, the City of New York, the City of Yonkers and the Port Authority of New York and New Jersey for the purpose of coordinating the sharing of Major Emergency Transportation Unit ("METU") program resources, personnel and equipment.

Potential Related Revenues: Annual Amount \$ 0

Describe: _____

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

Current Year: 0

Next Four years: 0

Prepared by: Julia Criscitelli

Title: Budget Specialist III

Department: Emergency Services

Reviewed By: [Signature]

PH

Budget Director

10/31/22

If you need more space, please attach additional sheets.

ACT NO. 2022- ____

AN ACT authorizing the County of Westchester to enter into a multi-party Municipal Mutual Aid and Assistance Agreement with Suffolk County, Nassau County, the City of New York, the City of Yonkers and the Port Authority of New York and New Jersey for the purpose of coordinating the sharing of Major Emergency Transportation Unit ("METU") program resources, personnel and equipment in the event of a local disaster or other emergency.

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

Section 1. The County of Westchester ("County"), acting by and through its Department of Emergency Services ("Department"), is hereby authorized to enter into a multi-party Municipal Mutual Aid and Assistance Agreement (the "Agreement") with Suffolk County, Nassau County, the City of New York, the City of Yonkers and the Port Authority of New York and New Jersey for the purpose of coordinating the sharing of METU program resources, personnel and equipment in the event of a local disaster or other emergency.

§2. The Agreement will commence upon execution by all parties and remain in effect for a period of five (5) years thereafter.

§3. 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 effectuate the purposes hereof.

§4. This Act shall take effect immediately.

**New York City Urban Area Municipal Mutual Aid and Assistance Agreement
For Major Emergency Transportation Units ("METU")**

AGREEMENT made this _____ day of _____, 2022, by and between

the **County of Suffolk**, acting by and through its Department of Fire, Rescue and Emergency Services, with its principal offices located at 102 East Ave, Yaphank, New York;

the **County of Nassau**, acting by and through its Office of Emergency Management, with its principal offices located at 510 Grumman Road West, Bethpage, New York;

the **County of Westchester**, acting by and through the Department of Emergency Services, with its principal offices located at 4 Dana Road, Valhalla, New York;

the **City of New York**, acting by and through its Fire Department, with its headquarters located at 9 MetroTech Center, Brooklyn, New York, and its Emergency Management Department, with its principal offices located at 165 Cadman Plaza East, Brooklyn, New York;

the **City of Yonkers**, acting by and through its Police Department (Emergency Services Unit), with its principal offices located at 104 South Broadway, Yonkers, New York and its Office of Emergency Management, with its principal offices located at 789 Saw Mill River Road, Yonkers, New York;

the **Port Authority of New York and New Jersey** ("the Port Authority"), acting by and through its Office of Emergency Management, with its principal offices located at 241 Erie Street, Room 202, Jersey City, New Jersey,

hereinafter referred to each as a "Party" or collectively as the "Parties".

RECITALS

WHEREAS, the Counties of Suffolk, Nassau, Westchester ("the Counties"), the Cities of New York and Yonkers ("the Cities"), and the Port Authority are desirous of entering into this Agreement in order to coordinate the sharing of Major Emergency Transportation Unit ("METU") program resources, personnel and equipment in the event of a local disaster or other emergency; and

WHEREAS, the County of Suffolk, acting by and through its Department of Fire, Rescue and Emergency Services, which operates the emergency fire and medical dispatch component of the Suffolk County 911 System, includes the Office of Emergency Management, prepares emergency disaster plans for Suffolk County and the interagency coordination of the response to such disasters and other emergencies, and is responsible for, among other things, coordination and dispatch of responses to disasters and emergencies, including the coordination of intra-County and inter-County mutual aid responses; and

WHEREAS, the County of Nassau, acting by and through its Office of Emergency Management, is responsible, among other things, for the preparation of emergency disaster plans for Nassau County and the interagency coordination of the response to such disasters and other emergencies, and the coordination and dispatch of responses to disasters and emergencies, including the coordination of intra-County and inter-County mutual aid responses; and

WHEREAS, the County of Westchester, acting by and through its Department of Emergency Services, is responsible for, among other things, coordination and dispatch of responses to disasters and emergencies, including the coordination of intra-County and inter-County mutual aid responses of its 45 local municipalities, independent fire districts, incorporated volunteer ambulance corps, hospital-based Emergency Medical Services ("EMS") units and certain commercial EMS providers; and

WHEREAS, the County of Westchester is in a position to request those local municipalities and organizations to provide their services and resources, subject to the discretion of that local municipality/organization as to whether to participate; and

WHEREAS, the City of Yonkers, acting by and through its Police Department Emergency Services Unit in conjunction with the Office of Emergency Management, the agent charged by City Charter with coordination of the preparation of the City of Yonkers Emergency Disaster Plan for the City of Yonkers, and the interagency coordination of the responses to such disasters and other emergencies has entered into agreement with the State of New Jersey, the Counties of Suffolk and Nassau, and the City of New York for coordination of mutual aid and dispatch of Intra-County, Inter-County, Intra-City, Inter-City mutual response plan; and

WHEREAS, the City of New York, acting by and through its Fire Department ("FDNY"), an ambulance agency certified by the New York State Health Department, provides pre-hospital emergency medical treatment and transport to the people of New York City through the New York City 911 System, and operates the emergency medical dispatch component of the New York City 911 System; and

WHEREAS, the City of New York, acting through FDNY and its Emergency Management Department ("NYCEMD"), the agency charged by the New York City Charter with the preparation of emergency disaster plans for New York City and the interagency coordination of the response to such disasters and other emergencies, has entered into agreements with the State of New Jersey, the Counties of Nassau and Suffolk, and the New York City Regional Emergency Services Council, for the coordination of mutual aid and dispatch of ambulance resources in response to disasters and emergencies in New York City and surrounding jurisdictions; and

WHEREAS, the Port Authority, acting by and through its Office of Emergency Management ("Port Authority OEM"), continually provides the means to strengthen the Port Authority's ability to prepare, respond, recover and mitigate security risks, technological, intentional and natural hazards. It is by these means that Port Authority OEM will make every effort to do this by developing and implementing plans and programs. The focus of which is to preserve life, protect critical infrastructure, manage crisis events, and restore core business functions. Thus, maintaining the highest quality and most efficient transportation services vital to economic competitiveness of the region; and

WHEREAS, this Agreement will permit the Parties to have access to METU resources, personnel and equipment available in the event of a local disaster or other emergency; and

WHEREAS, this Agreement fulfills the Counties and Cities' obligations under United State Department of Homeland Security ("DHS") funding and furthers the policy objectives of DHS and the State of New York by promoting the utilization of METU resources and the coordination among all levels of government to disasters and other emergencies through the provision of mutual aid,

NOW, THEREFORE, the Parties to this Agreement agree as follows:

SECTION I

BACKGROUND

- A. The New York City Urban Area Work Group ("NYC-UAWG") is the coordinating body for effective and efficient utilization of available Urban Area Security Initiative ("UASI") federal funding intended to help build and sustain capabilities to prevent, protect against, respond to, and recover from threats or acts of terrorism. Each of the principal jurisdictions (defined below) that constitute the NYC-UAWG has identified the complexities associated with mass casualty incidents and evacuation scenarios.
- B. The NYC-UAWG principals ("NYC-UAWG Principals") include the Counties, the Cities and the Port Authority.
- C. The authority to coordinate METU resources pursuant to this Agreement has been delegated by each NYC-UAWG Principal to its duly recognized emergency management coordination and communications entity. Because of the New York metropolitan area's population density and vulnerability to manmade and natural disasters, it is imperative to have in place additional resources for transportation of large quantities of casualties beyond the capabilities regularly available to local jurisdictions. At the direction of the NYC-UAWG Principals and in response to the unique threats facing the Nation, State, and New York metropolitan area, an advisory subcommittee was established to facilitate for NYC-UAWG Principals the acquisition of several major emergency transportation vehicles to enhance each NYC-UAWG Principal's ability to transport large numbers of casualties during a local disaster or other emergency.
- D. METU resources provide a specialized on-scene resource, providing a mobile climate-controlled environment, depending on the design of the particular METU, and can be used for either triage, treatment, rehabilitation, transport and/or other first responder operations at the scene of a local disaster or other emergency. The primary intended uses of METU resources may include one or more of the following:
 - Evacuation: Each METU can accommodate ambulatory, bed-bound and wheelchair-dependent persons, allowing them to be used to evacuate hospitals, nursing homes, schools and residential areas.
 - Mass Casualty Response: METU are equipped with stretchers to move non- ambulatory persons to the litters positioned throughout the vehicle. The METU may be equipped with oxygen and portable suction units.

- Scene Support/Rehabilitation: METU can be used to provide temporary shelter and/or to serve as a rehabilitation area during extended emergency operations.

SECTION II

DEFINITIONS

- A. "Agreement": this "New York City Urban Area Major Emergency Transportation Unit Municipal Mutual Aid and Assistance Agreement."
- B. "Aid and Assistance": the provision of METU personnel, equipment, facilities, services, supplies, and other resources that are routinely utilized to conduct emergency response operations.
- C. "Authorized Representative": an official of a Party to this Agreement who has been authorized in writing by that Party pursuant to the terms of this Agreement, to request, offer, or authorize Aid and Assistance under the terms of this Agreement.
- D. "Local disaster or other emergency": the occurrence or imminent threat of widespread or severe damage, injury, loss of life or property resulting from any natural or man-made causes, including, but not limited to: fire; flood; earthquake; hurricane; tornado; high water; landslide; mudslide; wind; storm; wave action; volcanic activity; epidemic; air contamination; intentional, accidental or unintended release of any substance or material in any form or quantity which poses an unreasonable risk to safety and health and to property when released; natural incidents; explosions; fires; collapses; blight; drought; infestation; radiological accident; water contamination; bridge failure or bridge collapse or any other incident that directly affects public safety.
- E. "FEMA": the Federal Emergency Management Agency.
- F. "METU": Major Emergency Transportation Unit, a bus-like vehicle designed to transport large numbers of victims during a mass casualty or evacuation event.
- G. "Assisting Jurisdiction": a party to this Agreement that provides (or, in the case of Westchester County, coordinates and dispatches) Aid and Assistance to another party that is requesting such Aid and Assistance.
- H. "Requesting Jurisdiction": a party to this Agreement that requests and receives Aid and Assistance pursuant to this Agreement.

SECTION III

PURPOSE AND POLICY

- A. This Agreement provides the framework for the coordination of METU resources, personnel and equipment among the Parties. It is not intended to void or supersede other agreements among the Parties that provide for mutual aid.
- B. Assisting Jurisdictions having ownership and control of METU resources will utilize such resources in accordance with their own policies and procedures, as well as be responsible for vehicle operation policies and procedures, and operator qualifications and training. It is expected that such policies will address operational safety, including training in safe vehicle operation and applicable traffic laws and regulations.
- C. It is the expectation of the Parties that the Assisting Jurisdictions having ownership or control over the METU resources will maintain such resources in a state of good working order and operational readiness, so as to be available for a mutual aid response. Notwithstanding the immediately preceding sentence, each Party that has ownership or control over the METU resources is only obligated to participate for as long as such METU resource is available for such purposes. If a METU is taken out of operation or decommissioned, the obligation to maintain such resource in a state of good working order and operational readiness will not apply.
- D. It is anticipated by the Parties that deployment strategies for METU resources will be closely aligned with emergency medical service resources and that, therefore, in the event of a local disaster or other emergency, requests for the METU resources that are the subject of this Agreement may also be made in conjunction with other existing mutual aid resource requests and procedures. Nothing contained herein shall be construed to preclude requests for METU resources being made pursuant to other mutual aid agreements or other applicable legal authority.
- E. Requesting Jurisdictions seeking use of METU resources are responsible for ensuring compliance with any state or local regulations and/or requirements.
- F. This Agreement is intended to make METU resources owned or controlled by the Counties and the Cities available for disasters and other emergencies within the geographical confines of any of the Parties. However, nothing contained herein shall be construed to restrict the ability of the Assisting Jurisdictions having ownership or control of the METU resources from making those resources available to Requesting Jurisdictions, or to other jurisdictions that are not a Party to this Agreement in response to mutual assistance requests pursuant to other mutual aid agreements or other appropriate legal authority.
- G. Nothing contained herein shall be construed to restrict the ability of the Parties from making their METU resources available for purposes that satisfy the intention of the grant funding.

SECTION IV

OBLIGATIONS OF THE PARTIES

- A. The recitals set forth hereinabove are incorporated into, and made a part of, this Agreement.

New York City Urban Area Working Group - Major Emergency Transportation Unit Municipal Aid and Assistance Agreement

- B. Provision of Aid and Assistance: The Parties to this Agreement agree to provide Aid and Assistance in accordance with the terms and conditions of this Agreement and in the event of a Local Disaster or other emergency. The Parties may pre-arrange by standard operating procedures, or other understandings, the types and quantity of METU resources that will be made available upon receipt of a request for Aid and Assistance.
- C. Ability to Provide Assistance: It is mutually understood that each Party's foremost responsibility is to its own residents and businesses. As such, this Agreement shall not be construed to impose an absolute obligation on any Party to this Agreement to provide Aid and Assistance upon receipt of a request from another Party. Accordingly, when Aid and Assistance have been requested, a Party in its sole discretion may deem itself unavailable to respond and, shall so, inform the Party setting forth the request by telephone, or any available mode of two-way communication, to be followed as soon as practicable by a written notification (transmitted by e-mail or facsimile) of the denial of the request. A Party shall not be liable to any other Party for a determination not to provide Aid and Assistance.
- D. Designation of Primary Communications Centers: All requests for Aid and Assistance shall be communicated by and between each Party's designated primary communications center. The Parties have designated the following primary communications centers as their respective points of contact for purposes of requests for Aid and Assistance and have duly authorized the communications center personnel to initiate and receive requests for Aid and Assistance and to coordinate the provision of Aid and Assistance, in accordance with the terms of this Agreement and local protocols:
- (1) Suffolk County: Suffolk County Department of Fire Rescue and Emergency Services ("SCDFRES").
 - (2) Nassau County: Nassau County Office of Emergency Management ("OEM").
 - (3) Westchester County: The Westchester County Emergency Communications Center ("ECC" a/k/a "60-Control").
 - (4) The City of New York: New York City Emergency Management Department ("NYCEMD") Watch Command.
 - (5) The City of Yonkers: Yonkers Police Communications Division.
 - (6) The Port Authority of New York and New Jersey: Port Authority of New York and New Jersey Office of Emergency Management ("Port Authority OEM").
- E. Procedures for Requesting Assistance:
- (1) When a Party hereto is in need of additional emergency transportation resources in order to deal with a Local Disaster or other emergency, that Party's Authorized Representative may request Aid and Assistance by communicating the request to the Authorized Representative of the other Party through the designated primary communications centers. Said request must indicate that it is made pursuant to this Agreement in order to be enforced pursuant to the terms of this Agreement.

The request may be made by telephone, or any available mode of two-way communication, to be followed as soon as practicable by a written confirmation (transmitted by e-mail or facsimile) of that request. The Parties shall utilize the National Mutual Aid and Resource Management Initiative for resource typing purposes.

(2) When a determination is made to make a request for Aid and Assistance pursuant to this Agreement, it should be done in the following manner:

- Notification is made by a local Incident Commander from the Requesting Jurisdiction to the Party's designated primary communications center that a disaster, or other emergency, causes, or may potentially cause, a jurisdiction's normal emergency transportation capabilities to be insufficient to manage the emergency/disaster event.
- Notification of the situation should be made to the Requesting Jurisdiction's duly authorized emergency management official for consideration to invoke the Agreement. At such time that the decision is made to approve the Agreement request, the Requesting Jurisdiction seeking Aid and Assistance should communicate the request to the Authorized Representative of the other Party through their designated primary communications centers.
- The Requesting Jurisdiction, through its designated primary communications center, shall provide as much of the following information as possible:
 - a) Exact location of the incident.
 - b) Nature of the incident.
 - c) Any personal protective equipment needed or precautions to be taken.
 - d) Type and quantity of Mutual Aid Resources being requested, including any specific staffing or equipment needs.
 - e) Most appropriate route(s) of travel.
 - f) Location of Staging area(s) with ingress and egress points.
 - g) Location of the Incident Command Post.
 - h) Communications channel assignment(s).
 - i) Verifiable call back number.
- The Assisting Jurisdiction's designated primary communications center shall provide (if possible) an estimate of the resources available to respond to the Aid and Assistance request, as well as an estimated time of arrival of those resources to the designated staging area. It shall be the responsibility of the Assisting Jurisdiction to inform the Requesting Jurisdiction as quickly as possible as to whether the requested resources are unavailable, in accordance with Section (IV) (C) above.

F. Designation of Supervisory Personnel and Coordination of Effort: The Assisting Jurisdiction shall designate supervisory personnel amongst its authorized staff, personnel and/or its employees sent to render Aid and Assistance to the Requesting Jurisdiction. The Assisting Jurisdiction shall assign personnel capable of directing and coordinating activities associated with deployment of METU program resources but may additionally elect to designate a supervisor to respond directly to the designated Incident Command Post and report to the Liaison Officer (or designated point of contact) as soon as practical. The Requesting Jurisdiction shall assign work tasks to the Assisting

Jurisdiction's supervisory personnel, and unless the Parties agree otherwise, the Requesting Jurisdiction shall have the responsibility for coordination between the Assisting Jurisdiction's supervisory personnel and the Requesting Jurisdiction. Based upon such assignments set forth by Requesting Jurisdiction, the Assisting Jurisdiction's supervisory personnel shall have the authority to:

- (1) Assign work and establish work schedules for the Assisting Jurisdiction's personnel;
- (2) Maintain daily personnel time records, material records, and a log of equipment hours;
- (3) Report work progress to the Requesting Jurisdiction at regular intervals as specified by the Requesting Jurisdiction.

- G. Period of Service and Renewability: The duration of the Assisting Jurisdiction's Aid and Assistance shall be for an initial period of up to twenty-four (24) hours, starting from the time of arrival of the Assisting Jurisdiction's personnel, equipment and/or other resources. Thereafter, Aid and Assistance may be extended in increments agreed upon in writing by the Authorized Representatives of the Assisting Jurisdiction and the Requesting Jurisdiction. Unless otherwise provided in writing agreed to by the Parties, additional increments of Aid and Assistance shall not exceed twenty-four (24) hours.
- H. Traveling Employees: Unless otherwise specified by the Requesting Jurisdiction or agreed to by the Parties in writing, it is mutually understood that the Requesting Jurisdiction shall pay for all reasonable out-of-pocket costs and expenses of the Assisting Jurisdiction's personnel, such as transportation expenses for travel to and from the disaster/emergency area in accordance with Federal per diem reimbursement rates for the region. The Requesting Jurisdiction shall provide food and lodging to the Assisting Jurisdiction's personnel at the Requesting Jurisdiction's sole cost and expense. Lodging is to be provided only when it is reasonably impracticable, at the Assisting Jurisdiction's discretion, for the Assisting Jurisdiction's personnel to travel to and from such personnel's usual place of abode. If the Requesting Jurisdiction cannot provide such food and/or lodging, the Requesting Jurisdiction shall so advise the Assisting Jurisdiction, and specify in its request for Aid and Assistance that only personnel who can provide for their own needs are requested. In such event, the Requesting Jurisdiction shall reimburse the Assisting Jurisdiction's personnel the reasonable costs and expenses for food and/or lodging.
- I. Recall: The Assisting Jurisdiction's personnel, equipment and other resources shall remain subject to recall by the Assisting Jurisdiction to provide for its own residents and businesses, as determined in the Assisting Jurisdiction's sole discretion. The Assisting Jurisdiction shall make a good faith effort to provide at least eight (8) hours advance notification to the Requesting Jurisdiction of the Assisting Jurisdiction's intent to terminate the Aid and Assistance prior to the end of the period of service, unless such notice is not practicable, in which case as much notice as is reasonable under the circumstances shall be provided.
- J. Reimbursement For Aid and Assistance: Except as otherwise provided below, it is understood that the Requesting Jurisdiction shall reimburse the Assisting Jurisdiction for the following documented costs and expenses incurred by the Assisting Jurisdiction, as a result of providing Aid and Assistance to the Requesting Jurisdiction:

- (1) Personnel: During the period that Aid, and Assistance, is rendered, the Assisting Jurisdiction shall continue to pay its employees according to its then prevailing ordinances, rules, regulations and agreements, and shall submit an invoice to the Requesting Jurisdiction for said costs. Such costs shall include, but not be limited to, regular time, overtime pay and fringe benefits that the Assisting Jurisdiction's employee would have received from the Assisting Jurisdiction in the ordinary course of the employee's duties.
- (2) Equipment: The Assisting Jurisdiction shall be reimbursed by the Requesting Jurisdiction for the use of its equipment according to established FEMA equipment rates. (To the extent not covered by FEMA, NYSDOT rates shall apply.) Costs for fuel, labor, supplies and materials used for the maintenance of equipment shall not be separately billed and shall be considered reimbursed as a component of said FEMA or NYSDOT billing rates.
- (3) Materials and Supplies: The Assisting Jurisdiction shall be reimbursed for all materials and supplies furnished by it, used, or damaged in providing Aid and Assistance to the Requesting Jurisdiction. The Assisting Jurisdiction's personnel shall use reasonable care at all times in the use and control of all materials and supplies used by them during the period of Aid and Assistance. The measure of reimbursement for materials and supplies shall be determined in accordance with established FEMA and New York State reimbursement policies. In the alternative, the Parties may agree in writing that the Requesting Jurisdiction will replace the materials and supplies used or damaged, with materials and supplies of like kind and quality.
- (4) Recordkeeping: The Requesting Jurisdiction shall provide information, instructions, and assistance for record keeping to the Assisting Jurisdiction's personnel. The Assisting Jurisdiction shall maintain records and invoices for reimbursement.
- (5) Billing and Payment Schedule: The Assisting Jurisdiction shall send an invoice pursuant to the notice provisions in Section (IX) of this Agreement for reimbursable costs and expenses, together with appropriate documentation as required by the Requesting Jurisdiction, as soon as practicable after the said period of Aid and Assistance. The Requesting Jurisdiction shall pay the bill, or advise of any disputed items, no later than ninety (90) days following the billing date, unless an extension is granted by the Assisting Jurisdiction.
- (6) Waiver of Reimbursement. The Parties may elect to forego reimbursement, in whole or in part, pursuant to this section and Section (IV) (H) of this Agreement. Each Assisting Jurisdiction and Requesting Jurisdiction may enter into separate understandings with respect to reimbursement protocols. Such waivers, or other reimbursement arrangements, should be memorialized in a writing signed by duly authorized representatives of the respective Parties and maintained in accordance with the provisions of this Agreement.

- K. Inspection of Records: The Assisting Jurisdiction agrees that it shall make its records, regarding costs and expenses for Aid and Assistance provided under this Agreement, available for audit and inspection upon request by the Requesting Jurisdiction, New York State and the Federal Government, and shall keep such records available for inspection and evaluation by properly authorized personnel of the aforementioned government entities for at least seven (7) years after the date of final payment under this Agreement. If such an audit reveals overpayments by the Requesting Jurisdiction to the Assisting Jurisdiction, the Assisting Jurisdiction shall repay the amount of such overpayment by check to the Requesting Jurisdiction.

SECTION V

A. PARTIES' RESPONSIBILITIES FOR STAFF, PERSONNEL AND/OR EMPLOYEES

When the Assisting Jurisdiction's authorized staff, personnel and/or employees ("Personnel") are rendering Aid and Assistance pursuant to this Agreement, such Personnel shall maintain the financial and legal responsibility of the Assisting Jurisdiction and shall retain the same powers, duties, immunities, and privileges they would ordinarily possess if performing their duties within the geographic limits of the Assisting Jurisdiction.

The Assisting Jurisdiction shall maintain liability and workers' compensation coverage in the same manner and to the same extent, as if such Personnel were performing their duties within the geographic limits of the Assisting Jurisdiction.

The Assisting Jurisdiction's Personnel are not to be considered Personnel of the Requesting Jurisdiction for any purpose whatsoever. The Requesting Jurisdiction shall provide necessary credentials to the Assisting Jurisdiction's Personnel, authorizing them to operate on behalf of the Requesting Jurisdiction.

B. PARTIES' RESPONSIBILITIES FOR NEGLIGENCE

All Parties to this Agreement, whether Assisting Jurisdictions or Requesting Jurisdictions, shall be liable for the negligence of its Personnel occurring in the performance of their duties, before, during and after the provision of any Aid and Assistance, in the same manner and to the same extent as if such negligence occurred in the performance of their duties within the area regularly served.

Any loss or damage to a METU, apparatus or other equipment of the Assisting Jurisdiction sustained in answering a call for Aid and Assistance under this Agreement, will be a charge against and paid by the Requesting Jurisdiction. The Requesting Jurisdiction shall not be responsible for reimbursing the Assisting Jurisdiction for the costs of any damage caused to the Assisting Jurisdiction's METU, apparatus or other equipment by gross negligence, willful or wanton misconduct, intentional misuse, or recklessness of the Assisting Jurisdiction's personnel.

Nothing herein shall prevent a Party from submitting a claim to its own insurance company. Nothing herein shall be deemed to affect any defense, immunity or other benefit provided by Federal law or the laws of the State of New York, or to create any liability that does not exist under current law.

SECTION VI

NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) COMPLIANCE

As recipients of federal grant funds, the Parties to this Agreement shall implement and remain compliant with ongoing NIMS benchmarks, pursuant to Federal and State Department of Homeland Security principles. Assisting Jurisdictions' personnel who respond to another jurisdiction, pursuant to the terms of this Agreement, shall have appropriate Incident Command System (ICS) training (in accordance with NIMS Training Guidelines) for the job which they will perform.

SECTION VII

NONDISCRIMINATION IN EMPLOYMENT AND SERVICES

All Aid and Assistance shall be rendered in accordance with the applicable Federal, State and local laws, rules and regulations prohibiting discrimination in the provision of public services.

SECTION VIII

EFFECTIVE DATE; TERM OF AGREEMENT; RENEWAL; TERMINATION

- A. Effective Date. This Agreement shall take effect upon full execution by all Parties.
- B. Term: The term of this Agreement shall be for five (5) years from the date first set forth above unless the Agreement is extended or terminated in writing by Authorized Representatives of the Parties.
- C. Termination. Any Party may terminate this Agreement upon thirty (30) days' written notice to all Parties. Termination of this Agreement by any one Party will have no effect on the Agreement among the remaining Parties. It will remain in full force and effect as to those Parties. Termination of this Agreement shall not affect the obligation of any Party to reimburse the other for the costs and expenses of rendering Aid and Assistance incurred prior to the effective date of termination and pursuant to the terms of this Agreement.

SECTION IX

NOTICES

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, or sent by facsimile (with acknowledgment received and a copy of the notice sent by overnight courier), to the respective addresses 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.

New York City Urban Area Working Group - Major Emergency Transportation Unit Municipal Aid and Assistance Agreement

Suffolk County:

County Executive Steven Bellone
H. Lee Dennison Building
100 Veterans Memorial Highway
PO Box 6100
Hauppauge, NY 11788-0099

Commissioner Pat Beckley
Department of Fire, Rescue and
Emergency Services
Po Box 127 Yaphank, NY 11980-0127

With a copy to County Attorney
Dennis M. Cohen
Same address as County Executive.

Nassau County:

County Executive Bruce Blakeman
1550 Franklin Avenue
Mineola, NY 11501

Acting Commissioner Richard Corbett
Office of Emergency Management
510 Grumman Road West
Bethpage, NY 11714

Westchester County:

County Executive George Latimer
Michaelian Office Building
148 Martine Avenue
White Plains, NY 10601

Commissioner Richard G. Wishnie
Department of Emergency Services
4 Dana Road
Valhalla, NY 10595

With a Copy to:

County Attorney John M. Nonna
Michaelian Office Building
148 Martine Avenue, 6th Floor
White Plains, NY 10601

City of New York:

Acting Fire Commissioner Laura Kavanagh
New York City Fire Department
9 MetroTech Center
Brooklyn, NY 11201

Commissioner Zachary Iscol
Emergency Management Department
165 Cadman Plaza East
Brooklyn, NY 11201

With a Copy to:

Deputy Commissioner of Legal Affairs Terryl Brown
Same address as Fire Commissioner.

With a Copy to:

Chief Counsel
Same address as Commissioner.

City of Yonkers:

Mayor Mike Spano
40 South Broadway
Yonkers, NY 10701

Commissioner Christopher Sapienza
Police Department
104 South Broadway
Yonkers, NY 10701

New York City Urban Area Working Group - Major Emergency Transportation Unit Municipal Aid and Assistance Agreement

With a Copy to:

Corporation Counsel
40 South Broadway
Yonkers, NY 10701

Director of Emergency Management
104 South Broadway
Yonkers, NY 10701

Port Authority of New York/New Jersey:

Director of Emergency Management
241 Erie Street, Room 202
Jersey City, NJ 07310

SECTION X

GRATUITIES

The Parties represent and warrant that they have not offered or given any gratuity to any official, employee or agent of the Counties, the Cities, the Port Authority, or of any political party, with the purpose or intent of securing an agreement or securing favorable treatment with respect to the awarding or amending of an agreement or the making of any determinations with respect to the performance of an agreement.

SECTION XI

NO BENEFIT TO THIRD PARTIES

All functions and activities performed under this Agreement are carried out for the benefit of the general public and not for the benefit of any specific individual or individuals. Accordingly, this Agreement shall not be construed as or deemed to be an agreement for the benefit of any third parties or persons and no third parties or persons shall have any right of action under this Agreement for any cause whatsoever.

SECTION XII

HEADINGS

The headings of various sections and subsections of this Agreement have been inserted for convenient reference only and shall not be construed as modifying, amending, or affecting, in any way, the express terms and provisions of this Agreement.

SECTION XIII

SEVERABILITY; NO IMPLIED WAIVER

- (A) It is expressly agreed that if any term or provision of this Agreement, or the application thereof, to any person or circumstance, shall, to any extent, be held invalid or unenforceable, the remainder of this Agreement, or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby; and every other term and provision of this Agreement shall be valid and shall be enforced to the fullest extent permitted by law.

- (B) No waiver shall be inferred from any failure or forbearance of any party hereto to enforce any provision of this Agreement in any instance or instances, but the same shall otherwise remain in full force and effect notwithstanding any such failure or forbearance.

SECTION XIV

MERGER; NO ORAL CHANGES

It is expressly agreed that this Agreement represents the entire agreement of the Parties, that all previous understandings are merged in this Agreement, and that no modification of this Agreement shall be valid unless written and executed by all Parties.

SECTION XV

STATUS OF THE PARTIES

The Parties hereto agree that none of the Parties, nor any of their officers, directors or employees, will hold itself or themselves out as, or claim to be, an officer or employee of the other Parties by reason of this Agreement, and that neither it nor any of them will, by reason thereof, make any claim, demand or application to or for any right or privilege applicable to an officer or employee of another Party, including, but not limited to, Workers' Compensation coverage, unemployment insurance benefits, Social Security coverage, or retirement membership or credits.

This agreement shall not be construed as creating a principal agent relationship between any Party to this Agreement and any other party to this Agreement.

SECTION XVI

NO ASSIGNMENT

The Parties agree not to assign, transfer, convey, sublet or otherwise dispose of the Agreement, or any of their right, title or interest therein, or their power to execute this Agreement, or assign all or any portion of the monies that may be due or become due hereunder, to any other person or corporation, without the prior consent in writing of the other Parties, and that any attempt to do any of the foregoing without such consent shall be of no effect.

SECTION XVII

COUNTERPARTS

This Agreement may be executed in counterparts.

IN WITNESS WHEREOF, each of the Parties have caused this New York City Urban Area Municipal Mutual Aid and Assistance Agreement for Major Emergency Transportation Units to be duly executed in its name and behalf by an Authorized Representative, in accordance with any and all procedures required to enter into such agreement, on the day and year first above written.

Deputy Mayor, City of New York

County Executive, Suffolk County

Deputy County Executive, Nassau County

Richard G. Wishnie
Commissioner
Department of Emergency Services
County of Westchester

Mayor, City of Yonkers

Director of Emergency Management,
Port Authority NY/NJ

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

Your Committee is in receipt of a communication from the County Executive recommending the approval of an Act which would authorize the County of Westchester ("County") acting by and through its Department of Public Safety Services ("Department"), to amend an intermunicipal agreement ("IMA") with the Hendrick Hudson School District ("District") whereby the County agreed to assign one (1) regularly employed uniformed police officer to act as the School Resource Officer ("SRO") at the District's Hendrick Hudson High School (hereinafter the "School") for a five (5) year term commencing upon the opening day of school in September, 2018 and continuing through the last day of school in June, 2023 (the "IMA Term"), by assigning one (1) additional SRO to the District's Blue Mountain Middle School and Furnace Woods Elementary School beginning in September, 2022 for the remainder of the IMA Term.

Your Committee is advised that by Act No. 2018-144, your Honorable Board authorized the County, through the Department, to enter into an IMA with the District pursuant to which the County would assign one (1) regularly employed uniformed police officer to act as the SRO for the District at the School for the IMA Term. Act No. 2018-144 further authorized the SRO assigned to the School to provide services eight (8) hours per day on the days that school is in session for the period commencing upon the opening of school in September through the last day of school in June (the "School Term") in accordance with the District's annual school calendar, for each year of the IMA Term. In consideration for services rendered, the District agreed to pay the County as follows:

- (i) For the 2018/2019 School Term, a total amount of One Hundred Forty-Five Thousand Four Hundred Twenty-Eight (\$145,428.00) Dollars, payable in two installments of \$72,714.00 each.
- (ii) For the 2019/2020 School Term, a total amount of One Hundred Forty-Nine Thousand Four Hundred Twenty-Seven (\$149,427.00) Dollars, payable in two installments of \$74,713.50 each.
- (iii) For the 2020/2021 School Term, a total amount of One Hundred Fifty-Three Thousand Five Hundred Thirty-Six (\$153,536.00) Dollars, payable in two installments of \$76,768.00 each.
- (iv) For the 2021/2022 School Term, a total amount of One Hundred Fifty-Seven Thousand Seven Hundred Fifty-Eight (\$157,758.00) Dollars, payable in two installments of \$78,879.00 each.
- (v) For the 2022/2023 School Term, a total amount of One Hundred Sixty-Two Thousand Ninety-Seven (\$162,097.00) Dollars, payable in two installments of \$81,048.50 each.

Your Committee is advised that due to rising public safety concerns, the District has requested and the Department has agreed to add one (1) additional SRO to be assigned to the District's Blue Mountain Middle School and Furnace Woods Elementary School during the School Term beginning in September, 2022 and for the remainder of the IMA Term. In consideration for services to be rendered by the original SRO as well as the one (1) new SRO for the remainder of the IMA Term, the District has agreed to pay the County as follows:

For the 2022/2023 School Term, an additional sum of \$162,096.50, thereby increasing the total amount payable by the District to the County from \$162,097.00 to \$324,193.50, payable in two equal installments of \$162,096.75 each.

Except as specifically amended hereby, all remaining terms and conditions of the IMA shall remain in full force and effect.

The Planning Department has advised that based on its review, the proposed amendment to the IMA does not meet the definition of an "action" under the State Environmental Quality Review Act, 6 NYCRR part 617. As such, no environmental review is required. Please refer to the memorandum from the Department of Planning dated January 14, 2022, which is on file with the Clerk of the Board of Legislators.

Your Committee has been advised that passage of the attached Act requires an affirmative vote of a majority of the members of your Honorable Board.

Your Committee has carefully considered the proposed Act and recommends your Honorable Board's favorable action on the annexed Act.

Dated: January 17th, 2023
White Plains, New York

Committee on January 23rd, 2023

Public Safety

Margaret A. Cio

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

Budget & Appropriations

Vedat Fathi

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

jpg/10-25-22

Dated: January 23rd, 2023
White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

Budget and Appropriations

A handwritten signature in black ink, appearing to read "Catherine Boy". The signature is written in a cursive, flowing style.

FISCAL IMPACT STATEMENT

SUBJECT: School Resource Officer - Hendrick Hu ☒ 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 \$ 162,097

Total Current Year Revenue \$ 162,097

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

☐ Additional Appropriations ☐ Other (explain)

Identify Accounts: 38-2000-1010/9230. Amended to assign one additional uniformed police officer to ac
Resource Officers for the District

Potential Related Operating Budget Expenses: Annual Amount \$0

Describe: _____

Potential Related Operating Budget Revenues: Annual Amount \$0

Describe: \$0

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

Current Year: \$0

Next Four Years: _____

Prepared by: Siva Gopalkrishna

Title: Director of Administrative services

Department: Public Safety

Date: October 20, 2022

Reviewed By: 

Budget Director

Date: 11/8/22

An ACT authorizing the County of Westchester to amend an intermunicipal agreement with the Hendrick Hudson School District whereby the County agreed to assign one (1) regularly employed uniformed police officer to act as the School Resource Officer for the District for a five (5) year term commencing in September, 2018, by assigning one (1) additional School Resource Officer to the District beginning in September, 2022 and for the remainder of the IMA term.

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

Section 1. The County of Westchester ("County"), acting by and through its Department of Public Safety Services ("Department"), is hereby authorized to amend an intermunicipal agreement ("IMA") with the Hendrick Hudson School District ("District") whereby the County agreed to assign one (1) regularly employed uniformed police officer to act as the School Resource Officer ("SRO") for the District at the District's Hendrick Hudson High School for a term commencing on the first day of school in September, 2018 and continuing through the last day of school in June, 2023 (the "IMA Term") at agreed upon annual rates, by assigning one (1) additional SRO to the District beginning in September, 2022 and for balance of the IMA Term, thereby increasing the total number of SROs for this period from one (1) to two (2).

§2. Beginning in September, 2022 and for balance of the IMA Term, one (1) SRO shall continue to be assigned to the District's Hendrick Hudson High School and one (1) SRO shall be assigned to the District's Blue Mountain Middle School and Furnace Woods Elementary School.

§3. Both SROs shall provide services eight (8) hours per day on the days that school is in session for the period commencing upon the opening day of school in September through the last day of school in June (the "School Term") in accordance with the District's annual school calendar, for the remaining year of the IMA Term.

§4. In consideration for services to be rendered by the original SRO as well as the one (1) new SRO, the District has agreed to pay the County as follows:

For the 2022/2023 School Term, an additional sum of \$162,096.50, thereby increasing the total amount payable by the District to the County from \$162,097.00 to \$324,193.50, payable in two equal installments of \$162,096.75 each.

§5. Except as otherwise specifically amended hereby, all remaining terms and conditions set forth in the IMA shall remain in full force and effect upon the parties.

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

§7. This Act shall take effect immediately.

THIS AMENDMENT made this ____ day of _____, 2022 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") acting by and through the Westchester County Department of Public Safety Services (hereinafter referred to as the "Department")

and

HENDRICK HUDSON SCHOOL DISTRICT, having an office and place of business at 61 Trolley Road, Montrose, New York 10548 (hereinafter referred to as the "District")

WHEREAS, pursuant to New York State Education Law Section 2801-a, a school district is required to develop a comprehensive school safety plan and as part of such a plan include prevention and intervention strategies such as entering into collaborative arrangements with state and local law enforcement officers designed to ensure school safety officers and other security personnel are trained to, among other things, de-escalate potentially violent situations; and

WHEREAS, on or about September 26, 2018, the County and the District entered into an intermunicipal agreement (the "IMA") pursuant to which the County, through the Department, agreed to provide the services of one (1) regularly employed uniformed County Police Officer to act as the School Resource Officer ("SRO") for the District at the District's Hendrick Hudson High School for a five (5) year term commencing upon the opening of school in September, 2018 and continuing through the last day of school in June, 2023 (the "IMA Term"); and

WHEREAS, the parties now desire to amend the IMA in order to add one (1) additional SRO to the District beginning in September, 2022 for the balance of the IMA Term.

NOW, THEREFORE, in consideration of the terms and conditions herein contained, the IMA is hereby amended as follows:

1. Beginning in September, 2022 and for the remainder of the IMA Term (the "Balance of the IMA Term"), the County agrees to assign one (1) additional SRO to the District, thereby increasing the total number of SROs during this period from one (1) to two (2) (the "Additional Services").
2. During the Balance of the IMA Term, one (1) SRO shall continue to be assigned to the District's Hendrick Hudson High School and one (1) SRO shall be assigned to both the District's Blue Mountain Middle School and Furnace Woods Elementary School.
3. The Additional Services shall be performed by the County beginning on the opening day of school in September through the last day of school in June (the "School Term") in accordance with the District's annual school calendar, for the Balance of the IMA Term.

4. In consideration for the Additional Services to be rendered by the County to the District during the Balance of the IMA Term, the District agrees to pay the County as follows:

For the 2022/2023 School Term, an additional sum of \$162,096.50, thereby increasing the total amount payable by the District to the County from \$162,097.00 to \$324,193.50, payable in two equal installments of \$162,096.75 each.

5. Except as otherwise specifically amended hereby, all remaining terms and conditions set forth in the IMA shall remain in full force and effect upon the parties.

6. This Amendment shall not be enforceable until signed by both parties and approved by the Office of the County Attorney.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment on the day and year first above written.

THE COUNTY OF WESTCHESTER

By _____
Terrance Raynor
Acting Commissioner – Sheriff
Department of Public Safety

HENDRICK HUDSON SCHOOL DISTRICT

By _____
Name:
Title:

Approved by the Westchester County Board of Legislators by Act No _____ - 2022 at a meeting duly held on the _____ day of _____, 2022

Approved by the Hendrick Hudson Central School District Board of Education at a meeting duly held on the _____ day of _____, 2022

Approved:

Sr. Assistant County Attorney
County of Westchester

Date

S:/G/DPS/HENDRICK HUDSON SRO Amendment 10-24-22.doc

DISTRICT'S ACKNOWLEDGEMENT

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

On this ____ day of _____, 2022, before me personally came _____, to
me known, and known to me to be the _____ of _____
_____, the municipal corporation described in and which executed the within instrument, who
being by me duly sworn did depose and say that he/she, the said _____ resides at
_____ and that he/she is the _____ of said
municipal corporation.

Notary Public Westchester County

CERTIFICATE OF AUTHORITY
(District)

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

_____ of the _____
(Title) (Name of District)

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

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

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

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

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

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

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

(Signature)

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

On this ____ day of _____, 2022, before me personally came _____
_____ whose signature appears above, to me known, and know to be the
_____ of _____,
(Title)

the municipal corporation described in and which executed the above certificate, who being by
me duly sworn did depose and say that he, the said _____
resides at _____, and that
he/she is the _____ of said municipal corporation.
(Title)

Notary Public County

**TO THE COUNTY BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER**

Upon a communication from the County Executive, your Committee has been advised that pursuant to sections 500-c and 500-d of the New York State Correction Law, the County is required at its own expense to transport prisoners between local municipalities and the Westchester County Jail located at Valhalla, New York. In addition, the County must provide meals to such prisoners.

The County Executive has forwarded legislation which would authorize the County to enter into an intermunicipal agreement ("IMA") with the City of New Rochelle ("New Rochelle") in order to reimburse New Rochelle an amount not to exceed \$300,000 in 2022 and \$310,000 in 2023 for a total amount not to exceed \$610,000 for the term commencing on January 1, 2022 and terminating on December 31, 2023. This IMA will allow the County to reimburse New Rochelle for the costs it incurs in transporting prisoners who have been arraigned to and from New Rochelle and the Westchester County Jail.

Reimbursement to New Rochelle for hourly wage and fringe benefit costs for round trip prisoner transportation will be at the following rates:

2022	Police Officer	\$86.50 per hour
	Community Service Officer	\$51.28 per hour
2023	Police Officer	\$88.30 per hour
	Community Service Officer	\$52.30 per hour

Reimbursement for hourly wage and fringe benefit costs will be for a maximum of five hours per officer per trip. New Rochelle will also be reimbursed for vehicle usage at the rate of fifty-eight and one-half cents (\$.585) per mile, or at the then current Internal Revenue Service mileage reimbursement rate, and for the actual and reasonable cost of meals provided to post-arraignment prisoners.


Your Committee is advised by the Department of Planning has advised that pursuant to 6 NYCRR 617.2(b) of the New York State Environmental Quality Review Act ("SEQRA") Regulations, the proposed prisoner transportation does not meet the definition of an "action" and therefore, no further environmental review is required. Therefore, your Honorable Board need take no further action on this matter pursuant to SEQRA. Your Committee concurs in this conclusion. Please refer to the memorandum from the Department of Planning dated January 14, 2022, which is on file with the Clerk of the Board of Legislators.

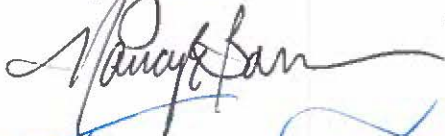
Your Committee has been advised that a majority of the voting strength of the Board of Legislators is required in order to adopt the attached Act.

After review and careful consideration, your Committee recommends favorable action upon the proposed legislation.

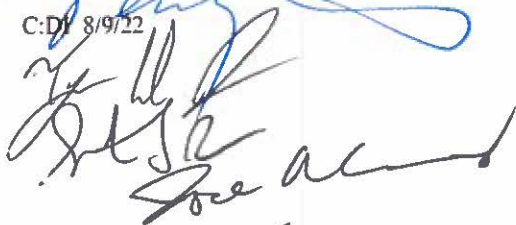
Dated: 2023
White Plains, New York

January 17th, 2023
Public Safety


Margaret A. Cio



Nancy Pan

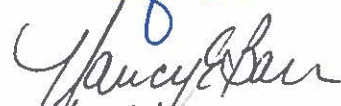
C:DV 8/9/22


John H. ...
See also

Committee on

January 23rd, 2023
Budget & Appropriations


David ...
James J. ...


Nancy Pan


John H. ...


...
...

FISCAL IMPACT STATEMENT

SUBJECT: City of New Rochelle Prisoner Transport 2022-2023

☐ NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

(To be completed by operating department and reviewed by Budget Department)

A) ☒ GENERAL FUND ☐ AIRPORT ☐ SPECIAL REVENUE FUND (Districts)

B) EXPENSES AND REVENUES

Total Current Year Cost \$ 300,000

Total Current Year Revenue \$ _____

Source of Funds (check one): ☐ Current Appropriations

☐ Transfer of Existing Appropriations ☐ Additional Appropriations ☐ Other (explain)

Identify Accounts: _____

Potential Related Operating Budget Expenses: Annual Amount \$ _____

Describe: 2023 - \$ 310,000.

Potential Related Revenues: Annual Amount \$ _____

Describe: _____

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

Current Year: _____

Next Four years: _____

Prepared by: William Fallon

Title: Director Of Administrative Services

Department: Correction

Reviewed By: 

Budget Director

11/4/22

If you need more space, please attach additional sheets.

ACT NO. -2022

AN ACT authorizing the County of Westchester to enter into an Intermunicipal Agreement with the City of New Rochelle in order to provide reimbursement for prisoner transportation to the Westchester County Jail.

BE IT ENACTED, by the County Board of Legislators of the County of Westchester, State of New York as follows:

Section 1. The County of Westchester (the “County”) be and hereby is authorized to enter into an Intermunicipal Agreement (“IMA”) with the City of New Rochelle (“New Rochelle”) in order to reimburse the municipality for the cost to transport prisoners round trip between New Rochelle and the Westchester County Jail located at Valhalla, New York, in the amount not to exceed \$300,000 in 2022 and \$310,000 in 2023 for a total amount not to exceed SIX HUNDRED TEN THOUSAND (\$610,000) DOLLARS for the term commencing January 1, 2022 and terminating December 31, 2023.

§2. The County will reimburse New Rochelle for hourly wage and fringe benefit costs for prisoner transportation at the following rates:

2022	Police Officer	\$86.50 per hour
	Community Service Officer	\$51.28 per hour
2023	Police Officer	\$88.30 per hour
	Community Service Officer	\$52.30 per hour

Reimbursement for hourly wage and fringe benefit costs will be for a maximum of five hours per officer per trip. The County will also reimburse New Rochelle for vehicle usage at the rate of fifty-eight and one-half cents (\$.585) per mile, or at the then current Internal Revenue Service mileage reimbursement rate, and for the actual and reasonable costs of meals provided to post-arraignment prisoners.

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

§4. This Act shall take effect immediately.

PRISONER TRANSPORTATION—NEW ROCHELLE

THIS AGREEMENT, made this _____ day of _____, 2022

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

THE CITY OF NEW ROCHELLE, a municipality of the State of New York having its office and place of business at 475 North Avenue, New Rochelle, New York 10801

(hereinafter referred to as the “Municipality”)

WHEREAS, pursuant to Sections 500-c and 500-d of the Corrections law prisoners are required to be transported from local municipalities to the Westchester County Jail in Valhalla, New York; and

WHEREAS, the County and the Municipality agree to cooperate in providing such prisoner transportation.

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

1. **PRISONER TRANSPORTATION**: Except for prisoners arrested by the Westchester County Department of Public Safety, the Municipality shall provide round trip prisoner transportation using its own police department personnel and vehicles between the Municipality and the Westchester County Department of Correction for all prisoners

remanded to the Westchester County Jail by court order or required to appear before the local court within the Municipality. The County will reimburse the Municipality for the actual number of round trips. The Municipality, where possible, shall hold prisoners for one daily trip to the Department of Correction.

2. **REIMBURSEMENT**: The Municipality shall be reimbursed by the County for prisoner transportation services at the hourly wage and fringe benefit costs indicated in Schedule "A" which is attached hereto made a part hereof, up to a maximum of five (5) hours per round trip.

The municipality shall also be reimbursed for vehicle usage at the rate of fifty-eight and one-half cents (\$.585) per mile, or at the then current Internal Revenue Service mileage reimbursement rate, between the City Court of New Rochelle and the Westchester County Jail which is deemed to be fourteen (14) miles each way.

3. **MEALS**: The County shall reimburse the Municipality for meals provided to post-arraignment prisoners for the actual and reasonable costs incurred and receipts submitted as part of the municipality's monthly voucher submitted to the Department of Correction.

4. **TERM**: This Agreement shall commence on January 1, 2022 and shall terminate on December 31, 2023. The County, upon thirty (30) days written notice to the Municipality, may terminate this Agreement in whole or in part when it deems it to be in its best interest to do so. In such event, the Municipality shall be compensated and the County shall be liable only for payment for services rendered prior to the effective date of termination.

5. **PAYMENT**: Requests for reimbursement shall be submitted by the Municipality on a monthly basis on properly executed County claim forms and paid after approval by the Commissioner of Correction. The number of round trips made, prisoners transported and dates should be listed on the claim forms submitted to the Department of Correction. Reimbursement request shall be subject to audit by the County, and the Municipality

shall keep and make available to the County such detailed books and records as are reasonably necessary to substantiate the basis for reimbursement. The Municipality shall not be entitled to reimbursement for any prisoner transportation expense not specifically provided for herein.

The annual cost of this Agreement in 2022 shall not exceed \$300,000, and in 2023 shall not exceed \$310,000 for a total aggregate cost to the County pursuant to this Agreement which shall not exceed \$610,000 as authorized by Westchester County Board of Legislators by Act No. 2022 - adopted on , 2022. This Agreement shall be deemed executory only to the extent of the monies appropriated and available for the purpose of this Agreement and no liability on account hereof shall be incurred by the County beyond the amount of such monies.

6. **INSURANCE AND INDEMNIFICATION**: All personnel and vehicles engaged in prisoner transportation duties shall at all times remain and be deemed the employees and property of the Municipality. In addition to, and not in limitation of the insurance provisions contained in Schedule "B" of this Agreement, the Municipality agrees to indemnify, defend and hold the County, 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 directly or indirectly out of the transportation of prisoners for which reimbursement is sought hereunder for losses arising out of the negligent acts or omissions of the Municipality, its agents or employees.

7. **ENTIRE AGREEMENT**: This Agreement constitutes the entire and integrated agreement between and among the parties hereto and supersedes any and all prior negotiations, agreements and conditions, whether written or oral. Any modification or amendment to this Agreement shall be void unless it is in writing and subscribed by the party to be charged.

7. **APPLICABLE LAW**: This Agreement shall be construed and enforced in accordance with the laws of the State of New York.

8. **APPROVALS:** This Agreement is subject to the approval of the Westchester County Board of Legislators and the governing legislative body of the Municipality.

IN WITNESS WHEREOF, the County and the Municipality have executed this Agreement on the _____ day of _____, 2022.

THE COUNTY OF WESTCHESTER

THE CITY OF NEW ROCHELLE

By: _____
Joseph Spano
Commissioner of Correction

By: _____
(Name)
(Title)

Approved by the Westchester County Board of Legislators by Act No. 2022 -
adopted on the _____ day of _____, 2022.

Approved by the City Council of the City of New Rochelle on the
_____ day of _____, 2022.

Approved as to form and
manner of execution:

Approved as to form and
manner of execution:

Assistant County Attorney
The County of Westchester
I/dec/127799/NRPris. Agmt 2022-23

Corporation Counsel
City of New Rochelle

MUNICIPALITY'S ACKNOWLEDGEMENT

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

On this _____ day of _____, 2022, before me personally came
_____, to me known, and known to me to be the
_____ of _____,
the municipal corporation described in and which executed the within instrument, who being by me
duly sworn did depose and say that he, the said _____ resides at

and that he is _____ of said municipal corporation.

Notary Public County

CERTIFICATE OF AUTHORITY
(Municipality)

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

(Name of Municipality)

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

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

named in the foregoing agreement that _____
(Person executing agreement)

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

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

(Town Board, Village Board, City Council)

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 _____, 2022, before me personally came _____
_____ whose signature appears above, to me known, and know to be the
_____ of _____,
(title)

the municipal corporation described in and which executed the above certificate, who being by
me duly sworn did depose and say that he, the said _____
resides at _____, and that he is
the _____ of said municipal corporation.
(title)

Notary Public County

**City of New Rochelle
New York**

SCHEDULE "A"

**REIMBURSEMENT
PRISONER TRANSPORTATION
YEAR 2022 - 2023**

2022	Police Officer	\$86.50 per hour
	Community Service Officer	\$51.28 per hour
2023	Police Officer	\$88.30 per hour
	Community Service Officer	\$52.30 per hour

SCHEDULE "B"

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.

**TO THE COUNTY BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER**

Upon a communication from the County Executive, your Committee has been advised that pursuant to sections 500-c and 500-d of the New York State Correction Law, the County of Westchester ("County") is required at its own expense to transport prisoners between local municipalities and the Westchester County Jail located at Valhalla, New York. In addition, the County must provide meals to such prisoners.

The County Executive has forwarded legislation, which would authorize the County to enter into an intermunicipal agreement ("IMA") with the City of Yonkers ("Yonkers") in order to reimburse an amount not to exceed \$276,058 in 2022 and \$276,058 in 2023 for a total aggregate amount not to exceed \$552,116 to Yonkers for the term commencing January 1, 2022 and terminating December 31, 2023. This IMA will allow the County to reimburse Yonkers for the costs it incurs in transporting prisoners who have been arraigned to and from Yonkers and the Westchester County Jail located at Valhalla, New York.

Reimbursement to Yonkers will be for round trip transportation and will be based on the per trip labor costs of detention officers and for vehicle usage, with a maximum of two hours per round trip. Reimbursement to Yonkers for prisoner transportation in 2022 will be at the following rates: \$205.00 per round trip with two detention officers; \$307.50 per round trip with three detention officers and \$410.00 per round trip with four detention officers. In 2023 Yonkers will be reimbursed as follows: \$210.13 per round trip with two detention officers; \$315.19 per round trip with three detention officers and \$420.25 per round trip with four detention officers. Yonkers will also be reimbursed for vehicle usage at the rate of fifty-eight and one-half cents (\$.585) per mile, or at the then current Internal Revenue Service mileage reimbursement rate multiplied by the mileage to and from the Westchester County Jail which is agreed to be 16 miles each way. The

County will also reimburse Yonkers for the actual and reasonable cost of meals provided to post-arraignment prisoners.

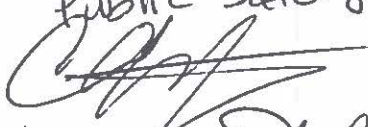
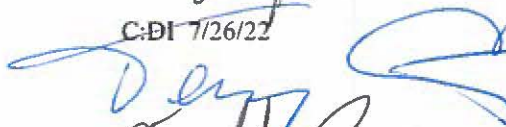
Your Committee is advised by the Department of Planning that pursuant to 6 NYCRR 617.2(b) of the New York State Environmental Quality Review Act ("SEQRA") Regulations, the proposed prisoner transportation does not meet the definition of an "action" and no further environmental review is required. Therefore, your Honorable Board need take no further action on this matter pursuant to SEQRA. Your Committee concurs in this conclusion. Please refer to the memorandum from the Department of Planning dated January 14, 2022, which is on file with the Clerk of the Board of Legislators.

Your Committee has been advised that adoption of the annexed Act requires an affirmative vote of a majority of the voting strength of the Board.

After review and careful consideration, your Committee recommends favorable action upon the proposed legislation.

Dated: January 17th, 2023
White Plains, New York

Committee on January 23rd 2023

Public Safety

Margaret A. Cypriano
Nancy E. Barr
C:DI 7/26/22

To W. A. [unclear]
[unclear]
See above

Budget & Appropriations
[unclear]
S. J. [unclear]
Henry J. [unclear]
Nancy E. Barr
[unclear]
[unclear]
[unclear]
[unclear]
L. A. M. [unclear]

FISCAL IMPACT STATEMENT

SUBJECT: City of Yonkers Prisoner Transport 2022-2023

☐ NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

(To be completed by operating department and reviewed by Budget Department)

A) ☒ GENERAL FUND ☐ AIRPORT ☐ SPECIAL REVENUE FUND (Districts)

B) EXPENSES AND REVENUES

Total Current Year Cost \$ 276,058

Total Current Year Revenue \$ _____

Source of Funds (check one): ☐ Current Appropriations

☐ Transfer of Existing Appropriations ☐ Additional Appropriations ☐ Other (explain)

Identify Accounts: _____

Potential Related Operating Budget Expenses: Annual Amount \$ _____

Describe: 2023 - \$ 276,058

Potential Related Revenues: Annual Amount \$ _____

Describe: _____

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

Current Year: _____

Next Four years: _____

Prepared by: William Fallon

Title: Director Of Administrative Services

Department: Correction

Reviewed By: 

Budget Director

11/4/22

If you need more space, please attach additional sheets.

ACT NO. - 2022

AN ACT authorizing the County to enter into an Intermunicipal Agreement with the City of Yonkers in order to provide reimbursement for prisoner transportation to the Westchester County Jail.

BE IT ENACTED, by the County Board of Legislators of the County of Westchester, State of New York as follows:

Section 1. The County of Westchester (the “County”) be and hereby is authorized to enter into an Intermunicipal Agreement (“IMA”) with the City of Yonkers (“Yonkers”) in order to reimburse Yonkers for the cost to transport prisoners round trip between Yonkers City Court and the Westchester County Jail located at Valhalla, New York, in an amount not to exceed \$276,058 in 2022 and \$276,058 in 2023 for a total aggregate amount not to exceed \$552,116 for the term commencing January 1, 2022 and terminating December 31, 2023

§2. The County will reimburse Yonkers for prisoner transportation for the term January 1, 2022 through December 31, 2022 at the following rates: \$205.00 per round trip with two detention officers; \$307.50 per round trip with three detention officers and \$410.00 per round trip with four detention officers. The County will reimburse Yonkers for prisoner transportation for the term January 1, 2023 through December 31, 2023 at the following rates: \$210.13 per round trip with two detention officers; \$315.19 per round trip with three detention officers and \$420.25 per round trip with four detention officers. Each round trip prisoner transport will be for a maximum of two hours. Yonkers will also be reimbursed for vehicle usage between the City Court of Mount Vernon and the Westchester County Jail, which is agreed to be sixteen (16) miles each way, at the rate of fifty-eight and one-half cents (\$.585), or at the then current Internal Revenue Service mileage reimbursement rate for the term of the IMA. Yonkers will also be reimbursed for the actual and reasonable costs of meals provided to post-arraignment prisoners.

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

§4. This Act shall take effect immediately.

PRISONER TRANSPORTATION—YONKERS

THIS AGREEMENT, made this _____ day of _____, 2022

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, Yonkers, New York 10601

(hereinafter referred to as the “County”)

and

THE CITY OF YONKERS, a municipal corporation of the State of New York, having its office and place of business at City Hall, Yonkers, New York 10701

(hereinafter referred to as the “Municipality”)

WHEREAS, pursuant to Sections 500-c and 500-d of the Corrections law, prisoners are required to be transported from local municipalities to the Westchester County Jail in Valhalla, New York; and

WHEREAS, the County and the Municipality agree to cooperate in providing such prisoner transportation.

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

1. **PRISONER TRANSPORTATION**: Except for prisoners arrested by Westchester County Department of Public Safety, the Municipality shall provide round trip prisoner transportation using its own police department personnel and vehicles between the Municipality and the Westchester County Department of Correction for all prisoners remanded to the Westchester County Jail by court order or required to appear before the local court within the Municipality. The Municipality, where possible, shall hold prisoners for one daily trip to the Department of Correction.

2. **REIMBURSEMENT**: The Municipality shall be reimbursed by the County for prisoner transportation services at the following rates:

2022 - \$205.00 per round trip with two detention officers; \$307.50 per round trip with three detention officers and \$410.00 per round trip with four detention officers;

2023 - \$210.13 per round trip with two detention officers; \$315.19 per round trip with three detention officers and \$420.25 per round trip with four detention officers.

The municipality shall also be reimbursed for vehicle usage between the City Court of Mount Vernon and the Westchester County Jail, which is deemed to be sixteen (16) miles each way, at the rate of fifty-eight and one-half cents (\$.585) per mile, or at the then current Internal Revenue Service mileage reimbursement rate for the term hereof.

3. **MEALS**: The County shall reimburse the Municipality for meals provided to post-arraignment prisoners for the actual and reasonable costs incurred and receipts submitted as part of the municipality's monthly voucher submitted to the Department of Correction.

3. **TERM**: This Agreement shall commence on January 1, 2022 and shall terminate on December 31, 2023. The County may, upon thirty (30) days written notice to

the Municipality, terminate this Agreement in whole or in part when it deems it to be in its best interest. In such event, the Municipality shall be compensated and the County shall be liable only for payment for services rendered prior to the effective date of termination.

4. PAYMENT: Requests for reimbursement shall be submitted by the Municipality on a monthly basis on properly executed County claim forms and paid after approval by the Commissioner of Correction. The number of round trips made, prisoners transported and dates should be listed on the claim forms submitted to the Department of Correction. Reimbursement request shall be subject to audit by the County, and the Municipality shall keep and make available to the County such detailed books and records as are reasonably necessary to substantiate the basis for reimbursement. The Municipality shall not be entitled to reimbursement for any prisoner transportation expense not specifically provided for herein.

The total aggregate cost to the County under this Agreement pursuant to Act No. 2022 – approved by the Westchester County Board of Legislators on _____, 2022, shall not exceed \$552,116. This Agreement shall be deemed executory only to the extent of the monies appropriated and available for the purpose of this Agreement and no liability on account hereof shall be incurred by the County beyond the amount of such monies.

5. INSURANCE AND INDEMNIFICATION: All personnel and vehicles engaged in prisoner transportation duties shall at all times remain and be deemed the employees and property of the Municipality. In addition to, and not in limitation of the insurance provisions contained in Schedule “A” of this Agreement, the Municipality agrees to indemnify, defend and hold the County, 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 directly or indirectly out of the transportation of prisoners for which reimbursement is sought hereunder and for losses arising out of the negligent acts or omissions of the Municipality, its agents or employees.

6. ENTIRE AGREEMENT: This Agreement constitutes the entire and integrated agreement between and among the parties hereto and supersedes any and all prior negotiations, agreements and conditions, whether written or oral. Any modification or amendment to this Agreement shall be void unless it is in writing and subscribed by the party to be charged.

7. APPLICABLE LAW: This Agreement shall be construed and enforced in accordance with the laws of the State of New York.

8. APPROVALS: This Agreement is subject to the approval of the Westchester County Board of Legislators and the governing legislative body of the Municipality.

IN WITNESS WHEREOF, the County and the Municipality have executed this Agreement on the _____ day of _____, 2022.

THE COUNTY OF WESTCHESTER

THE CITY OF YONKERS

By: _____
Joseph Spano
Commissioner of Correction

By: _____
(Name)
(Title)

Approved by the Westchester County Board of Legislators by Act No. 2022 -
on the ____ day of _____, 2022.

Approved by the City Council of the City of Yonkers on the _____ day of _____, 2022.

Approved as to form and
manner of execution:

Approved as to form and
manner of execution:

Assistant County Attorney
The County of Westchester
K/I/DCR/I27680/YONKERS Pris. IMA-2022

Corporation Counsel
City of Yonkers

MUNICIPALITY'S ACKNOWLEDGEMENT

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

On this _____ day of _____, 2022, before me personally came
_____, to me known, and known to me to be the
_____ of _____,
the municipal corporation described in and which executed the within instrument, who being by me
duly sworn did depose and say that he, the said _____ resides at

and that he is _____ of said municipal corporation.

Notary Public County

CERTIFICATE OF AUTHORITY
(Municipality)

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

(Name of Municipality)

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

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

named in the foregoing agreement that _____
(Person executing agreement)

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

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

(Town Board, Village Board, City Council)

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 _____, 2022, before me personally came _____
_____ whose signature appears above, to me known, and know to be the
_____ of _____,
(title)

the municipal corporation described in and which executed the above certificate, who being by
me duly sworn did depose and say that he, the said _____
resides at _____, and that he is
the _____ of said municipal corporation.
(title)

Notary Public County

SCHEDULE "A"

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.

**TO THE COUNTY BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER**

Upon a communication from the County Executive, your Committee has been advised that pursuant to sections 500-c and 500-d of the New York State Correction Law, the County is required at its own expense to transport prisoners between local municipalities and the Westchester County Jail located at Valhalla, New York. In addition, the County must provide meals to such prisoners.

The County Executive has forwarded legislation which would authorize the County to enter into an intermunicipal agreement ("IMA") with the City of Peekskill ("Peekskill") to reimburse to Peekskill the annual amount of \$210,000 for a total amount not to exceed \$420,000 for the term commencing January 1, 2022 and terminating December 31, 2023. This IMA will allow the County to reimburse Peekskill for the costs it incurs in transporting prisoners who have been arraigned to and from Peekskill and the Westchester County Jail, located at Valhalla, New York.

Reimbursement to Peekskill will be for round trip transportation and will be based on the per hour labor costs of police officers which range from \$54.63 to \$89.90 per hour. Reimbursement for hourly wage and fringe benefit costs will be for a maximum of four hours per officer per trip. Peekskill will also be reimbursed for vehicle usage at the current Internal Revenue Service mileage rate, multiplied by the mileage to and from the Westchester County Jail. The County will also reimburse Peekskill for the actual and reasonable cost of meals provided to post-arraignment prisoners.

The Department of Planning has advised that pursuant to 6 NYCRR 617.2(b) of the New York State Environmental Quality Review Act ("SEQRA") Regulations, the proposed prisoner transportation does not meet the definition of an "action" and therefore, no further environmental review is required. Therefore, your Honorable Board need take no further action on this matter pursuant to SEQRA. Your Committee concurs in this conclusion. Please refer to the

memorandum from the Department of Planning dated January 14, 2022, which is on file with the Clerk of the Board of Legislators.

Your Committee has been advised that a majority of the voting strength of the Board of Legislators is required in order to adopt the annexed Act.


After review and careful consideration, your Committee recommends favorable action upon the proposed legislation.

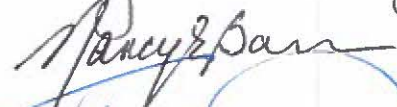
Dated: , 2023

White Plains, New York

January 17th, 2023

Public Safety

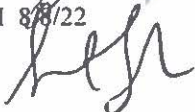

Margaret A. Goss


Nancy B. Bann


Henry J. Bann


J. H. Bann

C:DI 8/8/22


J. H. Bann


J. H. Bann

Committee on:

January 23rd, 2023

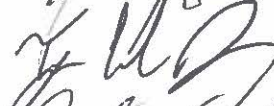
Budget & Appropriations


J. H. Bann


J. H. Bann


J. H. Bann


J. H. Bann


J. H. Bann


J. H. Bann


J. H. Bann


J. H. Bann

FISCAL IMPACT STATEMENT

SUBJECT: City of Peekskill Prisoner Transport 2022-2023

☐ NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

(To be completed by operating department and reviewed by Budget Department)

A) ☒ GENERAL FUND ☐ AIRPORT ☐ SPECIAL REVENUE FUND (Districts)

B) EXPENSES AND REVENUES

Total Current Year Cost \$ 237,891

Total Current Year Revenue \$ _____

Source of Funds (check one): ☐ Current Appropriations

☐ Transfer of Existing Appropriations

☐ Additional Appropriations

☐ Other (explain)

Identify Accounts: _____

Potential Related Operating Budget Expenses:

Annual Amount \$ _____

Describe: 2023 - \$ 237,891

Potential Related Revenues:

Annual Amount \$ _____

Describe: _____

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

Current Year: _____

Next Four years: _____

Prepared by: William Fallon

Title: Director Of Administrative Services

Department: Correction

Reviewed By: [Signature]

Budget Director

11/4/22

If you need more space, please attach additional sheets.

ACT NO. - 2022

AN ACT authorizing the County to enter into an Intermunicipal Agreement with the City of Peekskill in order to provide reimbursement for prisoner transportation to the Westchester County Jail.

BE IT ENACTED, by the County Board of Legislators of the County of Westchester, State of New York as follows:

Section 1. The County of Westchester (the “County”) be and hereby is authorized to enter into an Intermunicipal Agreement (“IMA”) with the City of Peekskill (“Peekskill”) in order to reimburse the municipality for the cost to transport prisoners round trip between Peekskill and the Westchester County Jail located at Valhalla, New York, at an annual cost not to exceed TWO HUNDRED TEN THOUSAND (\$210,000) DOLLARS for a total amount not to exceed FOUR HUNDRED TWENTY THOUSAND (\$420,000) DOLLARS, for the term January 1, 2022 through December 31, 2023.

§2. The County will reimburse Peekskill for the actual and reasonable costs for round trip prisoner transportation as follows:

Personnel: Reimbursement for personnel costs shall be calculated by multiplying the hourly wage that Peekskill reimburses its Police Officers, as indicated on Schedule “A” attached hereto and made a part hereof, by the number of hours, that such personnel are actually engaged in prisoner transportation duties up to a maximum of four (4) hours per round trip.

Mileage: Reimbursement for vehicle usage shall be at the current Internal Revenue Service mileage rate, between the City Court of Peekskill and the Westchester County Jail, which is agreed to be twenty (20) miles each way.

Meals: Reimbursement will be made for the actual and reasonable costs of meals provided to post-arraignment prisoners.

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

§4. This Act shall take effect immediately.

SCHEDULE "A"

PEEKSKILL REIMBURSEMENT

HOURLY RATE
(WAGES without FRINGE)

2022:

POLICE OFFICER I \$54.63 per hour

POLICE OFFICER II \$88.14 per hour

2023:

POLICE OFFICER I \$55.72 per hour

POLICE OFFICER II \$89.90 per hour

PRISONER TRANSPORTATION--PEEKSKILL

THIS AGREEMENT, made this _____ day of _____, 2022

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

THE CITY OF PEEKSKILL, a municipality of the State of New York having its office and place of business at 840 Main Street, Peekskill, New York 10566

(hereinafter referred to as the "Municipality")

WHEREAS, pursuant to Sections 500-c and 500-d of the Corrections law prisoners are required to be transported between local municipalities and the Westchester County Jail in Valhalla, New York; and

WHEREAS, the County and the Municipality agree to cooperate in providing such prisoner transportation.

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

1. **PRISONER TRANSPORTATION**: Except for prisoners arrested by Westchester County Department of Public Safety, the Municipality shall provide round trip prisoner transportation using its own police department personnel and vehicles between the Municipality and the Westchester County Department of Correction for all prisoners

remanded to the Westchester County Jail by court order or required to appear before the local court within the Municipality. The County will reimburse the Municipality for the actual number of round trips. The Municipality, where possible, shall hold prisoners for one daily trip to the Department of Correction.

2. **REIMBURSEMENT**: The Municipality shall be reimbursed by the County for prisoner transportation services at the hourly wage indicated in Schedule "A" which is attached hereto made a part hereof and up to a maximum of four (4) hours per round trip.

The municipality shall also be reimbursed for vehicle usage at the current Internal Revenue Service mileage rate, between the City Court of Peekskill and the Westchester County Jail which is deemed to be twenty (20) miles each way.

3. **MEALS**: The County shall reimburse the Municipality for meals provided to post-arraignment prisoners for the actual and reasonable costs incurred and receipts submitted as part of the municipality's monthly voucher submitted to the Department of Correction.

4. **TERM**: This Agreement shall commence on January 1, 2022 and shall terminate on December 31, 2023. The County may, upon thirty (30) days written notice to the Municipality, terminate this Agreement in whole or in part when it deems it to be in its best interest. In such event, the Municipality shall be compensated and the County shall be liable only for payment for services rendered prior to the effective date of termination.

5. **PAYMENT**: Requests for reimbursement shall be submitted by the Municipality on a monthly basis on properly executed County claim forms and paid after approval by the Commissioner of Correction. The number of round trips made, prisoners transported and dates should be listed on the claim forms submitted to the Department of

Correction. Reimbursement request shall be subject to audit by the County, and the Municipality shall keep and make available to the County such detailed books and records as are reasonably necessary to substantiate the basis for reimbursement. The Municipality shall not be entitled to reimbursement for any prisoner transportation expense not specifically provided for herein.

The total aggregate cost to the County under this Agreement pursuant to Act No. 2022 - adopted by the Westchester County Board of Legislators on , 2022, shall not exceed \$420,000. This Agreement shall be deemed executory only to the extent of the monies appropriated and available for the purpose of this Agreement and no liability on account hereof shall be incurred by the County beyond the amount of such monies.

6. **INSURANCE AND INDEMNIFICATION**: All personnel and vehicles engaged in prisoner transportation duties shall at all times remain and be deemed the employees and property of the Municipality. In addition to, and not in limitation of the insurance provisions contained in Schedule "B" of this Agreement, the Municipality agrees to indemnify, defend and hold the County, 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 directly or indirectly out of the transportation of prisoners for which reimbursement is sought hereunder for losses arising out of the negligent acts or omissions of the Municipality, its agents or employees.

7. **ENTIRE AGREEMENT**: This Agreement constitutes the entire and integrated agreement between and among the parties hereto and supersedes any and all prior negotiations, agreements and conditions, whether written or oral. Any modification or amendment to this Agreement shall be void unless it is in writing and subscribed by the party to be charged.

7. **APPLICABLE LAW**: This Agreement shall be construed and enforced in accordance with the laws of the State of New York.

8. **APPROVALS:** This Agreement is subject to the approval of the Westchester County Board of Legislators, the Westchester County Board of Acquisition and Contract and the governing legislative body of the Municipality.

IN WITNESS WHEREOF, the County and the Municipality have executed this Agreement on the _____ day of _____, 2022.

THE COUNTY OF WESTCHESTER

THE CITY OF PEEKSKILL

By: _____
Joseph Spano
Commissioner of Correction

By: _____
(Name)
(Title)

Approved by the Westchester County Board of Legislators by Act Number 2022 - _____ on the _____ day of _____, 2022.

Approved by the City Council of the City of Peekskill on the _____ day of _____, 2022.

Approved as to form and
manner of execution:

Approved as to form and
manner of execution:

Assistant County Attorney
The County of Westchester
K/I/DCR/Peekskill IMA 2022-3

MUNICIPALITY'S ACKNOWLEDGEMENT

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

On this _____ day of _____, 2022, before me personally came
_____, to me known, and known to me to be the
_____ of _____,
the municipal corporation described in and which executed the within instrument, who being by me
duly sworn did depose and say that he, the said _____ resides at

and that he is _____ of said municipal corporation.

Notary Public County

CERTIFICATE OF AUTHORITY
(Municipality)

I, _____,
(Officer other than officer signing contract)

certify that I am the _____ of the
(Title)

(Name of Municipality)

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

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

named in the foregoing agreement that _____
(Person executing agreement)

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

_____ of the Municipality, that said
(Title of such person),

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

(Town Board, Village Board, City Council)

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 _____, 2022, before me personally came _____
_____ whose signature appears above, to me known, and know to be the
_____ of _____,
(title)

the municipal corporation described in and which executed the above certificate, who being by
me duly sworn did depose and say that he, the said _____
resides at _____, and that he is
the _____ of said municipal corporation.
(title)

Notary Public County

SCHEDULE "A"

PEEKSKILL REIMBURSEMENT

HOURLY RATE
(WAGES without FRINGE)

2022:

POLICE OFFICER I \$54.63 per hour

POLICE OFFICER II \$88.14 per hour

2023:

POLICE OFFICER I \$55.72 per hour

POLICE OFFICER II \$89.90 per hour

SCHEDULE "B"

STANDARD INSURANCE PROVISIONS **(MUNICIPALITY)**

1. Prior to commencing work, the Municipality shall obtain at its own cost and expense the required insurance from insurance companies licensed in the State of New York, carrying a Best's financial rating of A or better, and shall provide evidence of such insurance to the County of Westchester, as may be required and approved by the Director of Risk Management of the County. The policies or certificates thereof shall provide that thirty days prior to cancellation or material change in the policy, notices of same shall be given to the Director of Risk Management of the County of Westchester by registered mail, return receipt requested, 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 County, as to form or substance, or if a company issuing any such policy shall be or become unsatisfactory to the County, the Municipality shall upon notice to that effect from the County, promptly obtain a new policy, submit the same to the Department of Risk Management of the County of Westchester for approval and submit a certificate thereof. 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 and adjusted with the County.

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 any operations under the Agreement, 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 County of Westchester.

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 "Special Conditions" of the contract specifications):

(a) Workers' Compensation. Certificate form C-105.2 (9/07) 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: www.wcb.state.ny.us (click on Employers/Businesses, then Business Permits/Licenses/Contracts to see instruction manual).

If the employer is self-insured for Worker's 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) Employer's Liability with minimum limit of \$100,000.00.

(c) Commercial General Liability Insurance with a minimum limit of liability per occurrence of \$1,000,000.00 for bodily injury and \$100,000.00 for property damage or a combined single limit of \$1,000,000.00 (c.s.l.), naming the County of Westchester as an additional insured. This insurance shall indicate the following coverages:

- (i) Premises - Operations.
- (ii) Broad Form Contractual.

(d) Automobile Liability Insurance with a minimum limit of liability per occurrence of \$1,000,000.00 per occurrence for bodily injury and a minimum limit of \$100,000.00 per occurrence for property damage or a combined single limit of \$1,000,000.00 unless otherwise indicated in the contract specifications. This insurance shall include for bodily injury and property damage the following coverages:

- (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 of Westchester (including its employees and other agents and agencies), it being the intention of the parties that the insurance policies so affected 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 of Westchester is named as an insured, shall not apply to the County of Westchester.

(c) The insurance companies issuing the policy or policies shall have no recourse against the County of Westchester (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.

**TO THE COUNTY BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER**

Upon a communication from the County Executive, your Committee has been advised that pursuant to sections 500-c and 500-d of the New York State Correction Law, the County is required at its own expense to transport prisoners between local municipalities and the Westchester County Jail located at Valhalla, New York. In addition, the County must provide meals to such prisoners.

The County Executive has forwarded legislation which would authorize the County to enter into an intermunicipal agreement ("IMA") with the City of Mount Vernon ("Mount Vernon") in order to reimburse not to exceed amount of \$283,971 in 2021 and \$289,650 in 2022 for a total aggregate amount not to exceed \$573,621 for the term commencing retroactive to January 1, 2021 and extending through December 31, 2022. This IMA will allow the County to reimburse Mount Vernon for the costs it incurs in transporting prisoners between Mount Vernon and the Westchester County Jail.

Reimbursement to Mount Vernon will be for round trip transportation and will be based on the per trip labor costs of police officers and for vehicle usage.

Reimbursement to Mount Vernon for prisoner transportation in 2021 will be at the following rates: \$221.00 per round trip with two police officers; \$330.00 per round trip with three police officers. In 2022 Mount Vernon will be reimbursed as follows: \$225.00 per round trip with two police officers; \$337.00 per round trip with three police officers. Mount Vernon will also be reimbursed for vehicle usage at the rate of fifty-

eight and one-half cents (\$.585) per mile, or at the then current Internal Revenue Service mileage reimbursement rate multiplied by the mileage between the City Court of Mount Vernon and the Westchester County Jail which is agreed to be 16 miles each way. The County will also reimburse Mount Vernon for the actual and reasonable cost of meals provided to post-arraignment prisoners.

Your Committee has also been advised by the Department of Planning that pursuant to 6 NYCRR 617.2(b) of the New York State Environmental Quality Review Act ("SEQRA") Regulations, the proposed prisoner transportation does not meet the definition of an "action" and no further environmental review is required. Therefore, no further action by your Honorable Board pursuant to the Environmental Conservation Law is required. Your Committee concurs with this conclusion. Please refer to the memorandum from the Department of Planning dated January 14, 2022, which is on file with the Clerk of the Board of Legislators.

Your Committee has been advised that a majority of the voting strength of the Board of Legislators is required to adopt the annexed Act.

After review and careful consideration, your Committee recommends favorable action upon the proposed legislation.

Dated: January 17th, 2023
White Plains, New York

Committee on January 23rd, 2023

Public Safety

Budget & Appropriations

C/DI 5/6/22

FISCAL IMPACT STATEMENT

SUBJECT: City of Mount Vernon Prisoner Transport 2021-2022

☐ NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

(To be completed by operating department and reviewed by Budget Department)

A) ☒ GENERAL FUND ☐ AIRPORT ☐ SPECIAL REVENUE FUND (Districts)

B) EXPENSES AND REVENUES

Total Current Year Cost \$ 289,650

Total Current Year Revenue \$ _____

Source of Funds (check one): ☐ Current Appropriations

☐ Transfer of Existing Appropriations ☐ Additional Appropriations ☐ Other (explain)

Identify Accounts: _____

Potential Related Operating Budget Expenses: Annual Amount \$ _____

Describe:

Potential Related Revenues: Annual Amount \$ _____

Describe: _____

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

Current Year: _____

Next Four years: _____

Prepared by: William Fallon

Title: Director Of Administrative Services

Department: Correction

Reviewed By: _____

Budget Director

11/10/22

If you need more space, please attach additional sheets.

ACT NO. - 2022

AN ACT authorizing the County of Westchester to enter into an Intermunicipal Agreement with the City of Mount Vernon in order to provide reimbursement for prisoner transportation to the Westchester County Jail.

BE IT ENACTED, by the County Board of Legislators of the County of Westchester, State of New York as follows:

Section 1. The County of Westchester (the “County”) be and hereby is authorized to enter into an Intermunicipal Agreement (“IMA”) with the City of Mount Vernon (“Mount Vernon”) in order to reimburse Mount Vernon for the cost to transport prisoners round trip between Mount Vernon City Court and the Westchester County Jail located at Valhalla, New York, in the not to exceed amount of \$283,971 in 2021 and \$289,650 in 2022 for a total aggregate amount not to exceed \$573,621 for the term retroactive to January 1, 2021 and extending through December 31, 2022.

§2. The County will reimburse Mount Vernon for prisoner transportation for the term January 1, 2021 through December 31, 2021 at the following rates: \$221.00 per round trip with two police officers; \$330.00 per round trip with three police officers. The County will reimburse Mount Vernon for prisoner transportation for the term January 1, 2022 through December 31, 2022 at the following rates: \$225.00 per round trip with two police officers; \$337.00 per round trip with three police officers. Mount Vernon will also be reimbursed for vehicle usage between the City Court of Mount Vernon and the Westchester County Jail, which is agreed to be sixteen (16) miles each way, at the rate of fifty-eight and one-half cents (\$.585), or at the then current Internal Revenue Service mileage reimbursement rate for the term of the IMA. Mount Vernon

will also be reimbursed for the actual and reasonable costs of meals provided to post-arraignment prisoners.

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

§4. This Act shall take effect immediately.

PRISONER TRANSPORTATION—MOUNT VERNON

THIS AGREEMENT, made this _____ day of _____, 2022

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

THE CITY OF MOUNT VERNON, a municipality of the State of New York having its office and place of business at City Hall, Roosevelt Square, Mount Vernon, New York 10550

(hereinafter referred to as the "Municipality")

WHEREAS, pursuant to Sections 500-c and 500-d of the Corrections law prisoners are required to be transported from local municipalities to the Westchester County Jail in Valhalla, New York; and

WHEREAS, the County and the Municipality agree to cooperate in providing such prisoner transportation.

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

1. **PRISONER TRANSPORTATION**: Except for prisoners arrested by the Westchester County Department of Public Safety, the Municipality shall provide round trip prisoner transportation using its own police department personnel and vehicles between the Municipality and the Westchester County Department of Correction for all prisoners

remanded to the Westchester County Jail by court order or required to appear before the local Court within the Municipality. The County will reimburse the Municipality for the actual number of round trips. The municipality, where possible, shall hold prisoners for one daily trip to the Department of Correction.

2. **REIMBURSEMENT**: The Municipality shall be reimbursed by the County for prisoner transportation services at the following rates:

2021 - \$221.00 per round trip with two police officers; \$330.00 per round trip with three police officers.

2022 - \$225.00 per round trip with two police officers; \$337.00 per round trip with three police officers

The municipality shall also be reimbursed for vehicle usage between the City Court of Mount Vernon and the Westchester County Jail, which is deemed to be sixteen (16) miles each way, at the rate of fifty-eight and one-half cents (\$.585) per mile, or at the then current Internal Revenue Service mileage reimbursement rate for the term hereof.

3. **MEALS**: The County shall reimburse the Municipality for meals provided to post-arraignment prisoners for the actual and reasonable costs incurred and receipts submitted as part of the municipality's monthly voucher submitted to the Department of Correction.

4. **TERM**: This Agreement shall commence on January 1, 2021 and shall terminate on December 31, 2022. The County may, upon thirty (30) days written notice to the Municipality, terminate this Agreement in whole or in part when it deems it to be in its best interest. In such event, the Municipality shall be compensated and the County shall be liable only for payment for services rendered prior to the effective date of termination.

5. **PAYMENT**: Requests for reimbursement shall be submitted by the Municipality on a monthly basis on properly executed County claim forms and paid after approval by the Commissioner of Correction. The number of round trips made, prisoners

transported and dates should be listed on the claim forms submitted to the Department of Correction. Reimbursement request shall be subject to audit by the County, and the Municipality shall keep and make available to the County such detailed books and records as are reasonably necessary to substantiate the basis for reimbursement. The Municipality shall not be entitled to reimbursement for any prisoner transportation expense not specifically provided for herein.

The total aggregate cost to the County under this Agreement, shall not exceed \$283,971 in 2021 and \$289,650 in 2022 for a total aggregate amount not to exceed \$573,621. This Agreement shall be deemed executory only to the extent of the monies appropriated and available for the purpose of this Agreement and no liability on account hereof shall be incurred by the County beyond the amount of such monies.

6. **INSURANCE AND INDEMNIFICATION**: All personnel and vehicles engaged in prisoner transportation duties shall at all times remain and be deemed the employees and property of the Municipality. In addition to, and not in limitation of the insurance provisions contained in Schedule "A" of this Agreement, the Municipality agrees to indemnify, defend and hold the County, 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 directly or indirectly out of the transportation of prisoners for which reimbursement is sought hereunder for losses arising out of the negligent acts or omissions of the Municipality, its agents or employees.

7. **ENTIRE AGREEMENT**: This Agreement constitutes the entire and integrated agreement between and among the parties hereto and supersedes any and all prior negotiations, commitments and writings. It shall not be released, discharged, changed or modified except by an instrument in writing signed by a duly authorized representative of each of the parties.

In the event of any conflict between 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.

8. **APPLICABLE LAW:** This Agreement shall be construed and enforced in accordance with the laws of the State of New York.

9. **APPROVALS:** This Agreement is subject to the approval of the Westchester County Board of Legislators, the Westchester County Board of Acquisition and Contract and the governing legislative body of the Municipality.

IN WITNESS WHEREOF, the County and the Municipality have executed this Agreement on the _____ day of _____, 2022.

THE COUNTY OF WESTCHESTER

THE CITY OF MOUNT VERNON

By: _____

Joseph K. Spano
Commissioner of Correction

By: _____

Mayor

Approved by the Westchester County Board of Legislators by Act No. 2022 -
on the _____ day of _____, 2022.

Approved by the City Council of the City of Mount Vernon on the _____ day of
_____, 20__.

Approved as to form and
manner of execution:

Approved as to form and
manner of execution:

Assistant County Attorney
The County of Westchester
K/I/DCR/126925/Mt. Vernon. 2022 Agmt.

Corporation Counsel

MUNICIPALITY'S ACKNOWLEDGEMENT

STATE OF NEW YORK)
) ss.:

COUNTY OF WESTCHESTER)

On this _____ day of _____, 2022, before me personally came
_____, to me known, and known to me to be the
_____ of _____,
the municipal corporation described in and which executed the within instrument, who being by me
duly sworn did depose and say that he, the said _____ resides at

and that he is _____ of said municipal corporation.

Notary Public County

CERTIFICATE OF AUTHORITY
(Municipality)

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

(Name of Municipality)

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

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

named in the foregoing agreement that _____
(Person executing agreement)

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

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

(Town Board, Village Board, City Council)

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 _____, 2022, before me personally came _____
_____ whose signature appears above, to me known, and know to be the
_____ of _____,
(title)

the municipal corporation described in and which executed the above certificate, who being by
me duly sworn did depose and say that he, the said _____
resides at _____, and that he is
the _____ of said municipal corporation.
(title)

Notary Public County

SCHEDULE "A"

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.

**TO THE COUNTY BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER**

Upon a communication from the County Executive, your Committee has been advised that pursuant to sections 500-c and 500-d of the New York State Correction Law, the County is required at its own expense to transport prisoners between local municipalities and the Westchester County Jail located at Valhalla, New York. In addition, the County must provide meals to such prisoners.

The County Executive has forwarded legislation which would authorize the County to enter into an intermunicipal agreement ("IMA") with the Town of Greenburgh ("Greenburgh") in order to reimburse to Greenburgh the annual amount of \$101,264 in 2022 and \$103,289 in 2023 for a total not to exceed amount of \$204,553, for the term commencing January 1, 2022 and terminating December 31, 2023. This IMA will allow the County to reimburse Greenburgh for the costs it incurs in transporting prisoners who have been arraigned to and from Greenburgh and the Westchester County Jail.

Reimbursement to Greenburgh for round trip prisoner transportation in 2022 will be at the following rates: \$275.26 per round trip for eight (8) or fewer prisoners; \$413.49 per round trip for more than eight (8) prisoners; or \$118.14 per hour per police officer where the round trip exceeds two (2) hours in duration. In 2023 Greenburgh will be reimbursed as follows: \$282.28 per round trip for eight (8) or fewer prisoners; \$424.04 per round trip for more than eight (8) prisoners; or \$121.15 per hour per police officer where the round trip exceeds two (2) hours in duration. The County will also reimburse Greenburgh for the actual and reasonable cost of meals provided to post-arraignment prisoners.

Your Committee is advised by the Department of Planning has advised that pursuant to 6 NYCRR 617.2(b) of the New York State Environmental Quality Review Act ("SEQRA") Regulations, the proposed prisoner transportation does not meet the definition of an "action" and therefore, no further environmental review is required.


Therefore, your Honorable Board need take no further action on this matter pursuant to SEQRA. Please refer to the memorandum from the Department of Planning dated January 14, 2022, which is on file with the Clerk of the Board of Legislators. Your Committee concurs in this conclusion.

Your Committee has been advised that a majority of the voting strength of the Board of Legislators is required to adopt the annexed act.

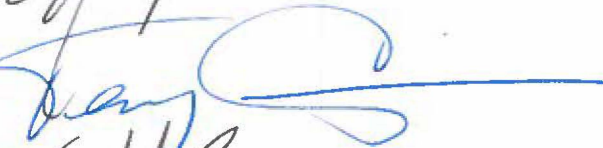
After review and careful consideration, your Committee recommends favorable action upon the proposed legislation.

Dated: 2023
White Plains, New York

Committee on
January 17th, 2023
Public Safety


Margaret A. Cypriano

Nancy E. Barr



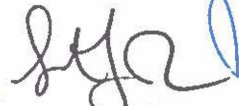


C:DI 5/11/22



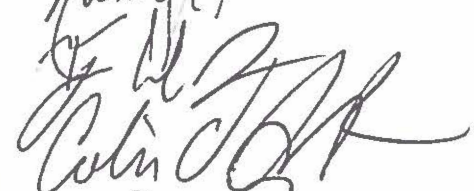
January 23rd, 2023
Budget & Appropriations



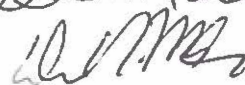


James J. Ziller

Nancy E. Barr



Colin J. Barr



FISCAL IMPACT STATEMENT

SUBJECT: Town of Greenburg Prisoner Transport 2022-2023

☐ NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

(To be completed by operating department and reviewed by Budget Department)

A) ☒ GENERAL FUND ☐ AIRPORT ☐ SPECIAL REVENUE FUND (Districts)

B) EXPENSES AND REVENUES

Total Current Year Cost \$ 101,264

Total Current Year Revenue \$ _____

Source of Funds (check one): ☐ Current Appropriations

☐ Transfer of Existing Appropriations ☐ Additional Appropriations ☐ Other (explain)

Identify Accounts: _____

Potential Related Operating Budget Expenses: Annual Amount \$ _____

Describe: 2023- \$ 103,289

Potential Related Revenues: Annual Amount \$ _____

Describe: _____

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

Current Year: _____

Next Four years: _____

Prepared by: William Fallon

Title: Director Of Administrative Services

Department: Correction

Reviewed By: _____

Budget Director

11/10/22

If you need more space, please attach additional sheets.

ACT NO. - 2022

AN ACT authorizing the County of Westchester to enter into an Intermunicipal Agreement with the Town of Greenburgh in order to provide reimbursement for prisoner transportation to the Westchester County Jail.

BE IT ENACTED, by the County Board of Legislators of the County of Westchester, State of New York as follows:

Section 1. The County of Westchester (the "County") be and hereby is authorized to enter into an Intermunicipal Agreement ("IMA") with the Town of Greenburgh ("Greenburgh") in order to reimburse the municipality for the cost to transport prisoners round trip between Greenburgh and the Westchester County Jail located at Valhalla, New York, an amount not to exceed \$101,264 in 2022 and an amount not to exceed \$103,289 in 2023 for a total not to exceed amount of \$204,553 for the term commencing January 1, 2022 and terminating December 31, 2023.

§2. The County will reimburse Greenburgh for prisoner transportation for the term January 1, 2022 through December 31, 2022 at the following rates: \$275.26 per round trip for eight (8) or fewer prisoners; \$413.49 per round trip for more than eight (8) prisoners; or \$118.14 per hour per police officer where the round trip exceeds two (2) hours in duration. For the term January 1, 2023 through December 31, 2023 Greenburgh will be reimbursed at the following rates: \$282.28 per round trip for eight (8) or fewer prisoners; \$424.04 per round trip for more than eight (8) prisoners; or \$121.15 per hour per police officer where the round trip exceeds two (2) hours in duration. The County will also reimburse Greenburgh for the actual and reasonable costs of meals provided to post-arraignment prisoners.

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

§4. This Act shall take effect immediately.

PRISONER TRANSPORTATION--GREENBURGH

THIS AGREEMENT, made this _____ day of _____, 2022

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

THE TOWN OF GREENBURGH, a municipal corporation of the State of New York having its office and place of business at 177 Hillside Avenue, Greenburgh, New York 10607

(hereinafter referred to as the "Municipality")

WHEREAS, pursuant to Sections 500-c and 500-d of the Corrections law prisoners are required to be transported from local municipalities to the Westchester County Jail in Valhalla, New York; and

WHEREAS, the County and the Municipality agree to cooperate in providing such prisoner transportation.

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

1. **PRISONER TRANSPORTATION**: Except for prisoners arrested by the Westchester County Department of Public Safety, the Municipality shall provide round trip prisoner transportation using its own police department personnel and vehicles between the Municipality and the Westchester County Department of Correction for all prisoners remanded to the Westchester County Jail by court order or required to appear before the local court within the Municipality. The County will reimburse the Municipality for the actual number of round trips. The municipality, where possible, shall hold prisoners for one daily trip to the Department of Correction.

2. **REIMBURSEMENT**: Annual reimbursement to the Municipality for prisoner transportation services in 2022 shall not exceed ONE HUNDRED ONE THOUSAND TWO HUNDRED SIXTY-FOUR (\$101,264) DOLLARS and in 2023 shall not exceed ONE HUNDRED THREE THOUSAND TWO HUNDRED EIGHTY-NINE (\$103,289) DOLLARS, for a total contract amount for the two-year term of TWO HUNDRED FOUR THOUSAND FIVE HUNDRED FIFTY-THREE (\$204,553) DOLLARS. The Municipality shall be reimbursed by the County at the following flat rates, which include personnel and mileage expenses:

2022

\$275.26 per round trip - eight (8) or fewer prisoners

\$413.49 per round trip – more than eight (8) prisoners; or
when inordinate delays in the processing of prisoners by Department of Correction results in a round trip exceeding two (2) hours in duration, then reimbursement shall be at the rate of \$118.14 per hour per police officer.

2023

\$282.28 per round trip - eight (8) or fewer prisoners

\$424.04 per round trip – more than eight (8) prisoners; or
when inordinate delays in the processing of prisoners by Department of Correction results in a round trip exceeding two (2) hours in duration, then reimbursement shall be at the rate of \$121.15 per hour per police officer.

3. **MEALS**: The County shall reimburse the Municipality for meals provided to post-arraignment prisoners for the actual and reasonable costs incurred and receipts submitted as part of the municipality's monthly voucher submitted to the Department of Correction.

4. **TERM**: This Agreement shall commence on January 1, 2022 and shall terminate on December 31, 2023. The County may, upon thirty (30) days written notice to the Municipality, terminate this Agreement in whole or in part when it deems it to be in its

best interest. In such event, the Municipality shall be compensated and the County shall be liable only for payment for services rendered prior to the effective date of termination.

5. **PAYMENT**: Requests for reimbursement shall be submitted by the Municipality on a monthly basis on properly executed County claim forms and paid after approval by the Commissioner of Correction. The number of round trips made, prisoners transported and dates should be listed on the claim forms submitted to the Department of Correction. Reimbursement request shall be subject to audit by the County, and the Municipality shall keep and make available to the County such detailed books and records as are reasonably necessary to substantiate the basis for reimbursement. The Municipality shall not be entitled to reimbursement for any prisoner transportation expense not specifically provided for herein.

The total aggregate cost to the County under this Agreement pursuant to Act No. 2022 - adopted by the Westchester County Board of Legislators on , 2022, shall not exceed \$204,553. This Agreement shall be deemed executory only to the extent of the monies appropriated and available for the purpose of this Agreement and no liability on account hereof shall be incurred by the County beyond the amount of such monies.

6. **INSURANCE AND INDEMNIFICATION**: All personnel and vehicles engaged in prisoner transportation duties shall at all times remain and be deemed the employees and property of the Municipality. In addition to, and not in limitation of the insurance provisions contained in Schedule "A" of this Agreement, the Municipality agrees to indemnify, defend and hold the County, 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 directly or indirectly out of the transportation of prisoners for which reimbursement is sought hereunder for losses arising out of the negligent acts or omissions of the Municipality, its agents or employees.

7. **ENTIRE AGREEMENT:** This Agreement constitutes the entire and integrated agreement between and among the parties hereto and supersedes any and all prior negotiations, agreements and conditions, whether written or oral. Any modification or amendment to this Agreement shall be void unless it is in writing and subscribed by the party to be charged.

8. **APPLICABLE LAW:** This Agreement shall be construed and enforced in accordance with the laws of the State of New York.

9. **APPROVALS:** This Agreement is subject to the approval of the Westchester County Board of Legislators, the Westchester County Board of Acquisition and Contract and the governing legislative body of the Municipality.

IN WITNESS WHEREOF, the County and the Municipality have executed this Agreement on the _____ day of _____, 2022.

THE COUNTY OF WESTCHESTER

THE TOWN OF GREENBURGH

By: _____
Joseph Spano
Commissioner of Correction

By: _____
(Name)
(Title)

Approved by the Westchester County Board of Legislators by Act Number 2022 -
on the _____ day of _____, 2022.

Approved by the Town Board of the Town of Greenburgh
on the _____ day of _____, 2022.

Approved as to form and
manner of execution:

Approved as to form and
manner of execution:

Assistant County Attorney
The County of Westchester
K/I/DCR/Greenburgh/MA-2022

Town Attorney
Town of Greenburgh

MUNICIPALITY'S ACKNOWLEDGEMENT

STATE OF NEW YORK)

) ss.:

COUNTY OF WESTCHESTER)

On this _____ day of _____, 2022, before me personally came

_____, to me known, and known to me to be the

_____ of _____,

the municipal corporation described in and which executed the within instrument, who being by me

duly sworn did depose and say that he, the said _____ resides at

and that he is _____ of said municipal corporation.

Notary Public County

CERTIFICATE OF AUTHORITY
(Municipality)

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

(Name of Municipality)

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

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

named in the foregoing agreement that _____
(Person executing agreement)

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

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

(Town Board, Village Board, City Council)

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 _____, 2022, before me personally came _____ whose signature appears above, to me known, and known to be the _____, (title) of _____ the municipal corporation described in and which executed the above certificate, who being by me duly sworn did depose and say that he, the said _____ resides at _____, and that he is the _____ of said municipal corporation. (title)

Notary Public County

SCHEDULE "A"

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.

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

Your Committee is in receipt of a transmittal from the County Executive recommending approval of an amended bond act (the “Amended Bond Act”), which if adopted, would authorize the County of Westchester (the “County”) to issue additional bonds in the amount of \$1,500,000.00 to finance a component of capital project BPL26 - Flood Mitigation (“BPL26”). Also, attached is an act (the “Act”) authorizing the County to amend the existing intermunicipal agreement (the “IMA”) with the Village of Mamaroneck (the “Village”).

The Amended Bond Act, in the total amount of \$2,500,000.00, which includes \$1,000,000.00 in previously authorized bonds of the County, would provide additional funding for the County’s portion of a municipally proposed flood mitigation project to reconstruct the Hillside Avenue bridge in the Village (the “Project”). The reconstruction of the Hillside Avenue bridge to increase the span and widen the culvert over the Mamaroneck River, has been identified in the U.S. Army Corps of Engineers General Re-evaluation Report for the Mamaroneck and Sheldrake Rivers as having flood mitigation benefits for properties in the area. Additional funds are now needed to complete the Project to offset cost increases. Necessary administrative approvals prevented the project from moving forward for several months. When the approvals were attained, the costs associated with the project increased substantially, as reflected in the proposal put forward by the lowest reasonable bidder, which exceeded the funds available for the project by \$978,000. It was initially believed that NYS DOT funds, which were being administered by the County, could cover the shortfall but this turned out not to be the case. Additionally, since the time the lowest responsible bidder’s proposal was accepted, the cost of the project also increased due to material and supply chain issues. Additional funds are now needed to cover the costs of the already completed project.

Your Committee is advised that the Act would authorize the County to amend an IMA with the Village in order to increase the County’s contribution toward the Project by an additional \$1,365,429.24, from an amount not-to-exceed \$1,000,000.00 to an amount not-to-exceed \$2,365,429.24. The remaining bond funds will be used to support County review and administration.

It should be noted that your Honorable Board has previously authorized the County to issue bonds in connection with the Project as follows: Bond Act No. 247-2019 in the amount of \$1,000,000.00, which financed the County's initial 50% contribution toward Phase II funding for the Project. These bonds have not been sold. Accordingly, it is now requested that Bond Act No. 247-2019 be amended to increase the initial amount authorized by \$1,500,000.00, for a new total authorized amount, as amended, of \$2,500,000.00.

The Planning Department has advised that pursuant to the State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617 (SEQR), the Village classified the Hillside Avenue Bridge replacement project as an Unlisted action. On June 25, 2019, the Village Board of Trustees issued a notice of intent to serve as lead agency and circulated Part I of a full Environmental Assessment Form. On August 26, 2019, the Village issued a Negative Declaration for the project. No changes are proposed to the project scope. Since the Village undertook coordinated review and the County was included as an involved agency, then, in accordance with section 617.6(b)(3), no further environmental review is required by the County.

It should be noted that an affirmative vote of two-thirds of the members of your Honorable Board is required to adopt the Amended Bond Act, while the Act authorizing the amendment to the IMA with the Village may be adopted upon an affirmative vote of a majority of the members of your Honorable Board following the adoption of the Amended Bond Act.

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

Dated: January 23rd, 2023

White Plains, New York

Robert J. L. Jr.
Sgt.
James J. Sullivan
James J. Sullivan
Lt. W.
Colon J. A.
Colon Park
W. M.

Sgt.
James J. Sullivan
Lt. W.
Colon J. A.
Colon Park

Budget & Appropriations

Public Works & Transportation

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

SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 2,500,000 PPU 20 Anticipated Interest Rate 3.83%

Anticipated Annual Cost (Principal and Interest): \$ 175,312

Total Debt Service (Annual Cost x Term): \$ 3,506,240

Finance Department: Interest rates from November 9, 2022 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):

Funds will be used towards reconstruction of bridge. Project is managed and overseen by local municipality. No impact to department operations.

SECTION D - EMPLOYMENT

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

Number of Full Time Equivalent (FTE) Jobs Funded: 0

SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☒ Consultant

☐ Not Applicable

Prepared by: David Kvinge

Title: Assistant Commissioner

Department: Planning Department

Date: 11/16/22

Reviewed By: 

Budget Director

Date: 11/17/22

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

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

DATE: October 31, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR
BPL26 FLOOD MITIGATION – Hillside Ave Bridge, Mamaroneck**

The Planning Department has reviewed Capital Project BPL26 - Flood Mitigation (Unique ID: 2001) with respect to the State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617 (SEQR).

The current request will provide additional funding assistance to the Village of Mamaroneck for the replacement of the Hillside Avenue Bridge in the Village of Mamaroneck, amending the previous bond act and IMA. No changes to the project scope are proposed. The existing bridge is in poor condition and is subject to overtopping during flood events. The replacement bridge will be slightly higher, wider, and will have deeper footings. The expanded hydraulic opening of the new bridge will lower upstream surface water elevation during storm events.

Pursuant to SEQR, the Village of Mamaroneck classified the Hillside Avenue Bridge replacement project as an Unlisted action. On June 25, 2019, the Village of Mamaroneck Board of Trustees issued a notice of intent to serve as lead agency and circulated Part 1 of a full Environmental Assessment Form. On August 26, 2019, the Village issued a Negative Declaration for the project. Since the Village of Mamaroneck undertook coordinated review and the County of Westchester was included as an involved agency, then, in accordance with section 617.6(b)(3), no further environmental review is required by the County.

Please do not hesitate to contact me if you have any questions regarding this matter.

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Yazzetta, Associate Budget Director
William Brady, Chief Planner
Claudia Maxwell, Associate Environmental Planner

ACT NO. -20 _____

BOND ACT OF THE COUNTY OF WESTCHESTER, NEW YORK, AMENDING THE BOND ACT ADOPTED DECEMBER 3, 2019 IN RELATION TO THE COUNTY'S SHARE OF THE COST OF A FLOOD MITIGATION PROJECT IN THE COUNTY, AT THE MAXIMUM ESTIMATED COST OF \$2,500,000. (Adopted _____, 20____).

WHEREAS, this Board has heretofore duly authorized the issuance of \$1,000,000 bonds to the County's share of the cost of a flood mitigation project in the Village of Mamaroneck as described in the Village of Mamaroneck's Project Application to the County under the Westchester County Flood Action Program, in particular the reconstruction of the Hillside Avenue bridge in the Village of Mamaroneck, pursuant to Act No. 247-2019 duly adopted on December 3, 2019; and

WHEREAS, it has been determined that additional funds are needed due to materials and supply chain issues that have arisen and resulted in delays and cost increases, 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 December 3, 2019, entitled:

"ACT NO. 247-2019

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,000,000 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 COUNTY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,000,000 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:

ACT NO. -20_____

BOND ACT AUTHORIZING THE ISSUANCE OF \$2,500,000 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 COUNTY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$2,500,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$2,500,000 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 Village of Mamaroneck, and to the provisions of other laws applicable thereto; \$2,500,000 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 above-referenced municipalities as described in said

municipalities' Project Applications to the County under the Westchester County Flood Action Program, in particular the reconstruction of the Hillside Avenue bridge in the Village of Mamaroneck, 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 total estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$2,500,000. The plan of financing includes the issuance of \$2,500,000 bonds herein authorized, and any bond anticipation notes issued in anticipation of the sale of such bonds, and the levy of a tax to pay the principal of and interest on said bonds.

Section 2. The period of probable usefulness of the specific object or purpose for which said \$2,500,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a.10 of the Law, is twenty (20) 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 \$2,500,000. 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 \$2,500,000 as the estimated total cost of the aforesaid objects or purposes is hereby approved.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

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

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

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

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

SECTION (B) The amendment of the bond act set forth in Section (A) of this act shall in no way affect the validity of the liabilities incurred, obligations issued, or action taken pursuant to said bond act, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond act, as so amended.

SECTION (C) This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

* * *

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

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

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

(SEAL)

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

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on December 3, 2019 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 \$2,500,000 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 COUNTY, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$2,500,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$2,500,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (adopted on December 3, 2019 and amended on _____, 20____)

object or purpose: to finance the County's share of the cost of flood mitigation projects in the Village of Mamaroneck as described in the Village of Mamaroneck's project applications to the County under the Westchester County flood action program, in particular the reconstruction of the Hillside Avenue Bridge in the Village of Mamaroneck, 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: \$2,500,000; twenty (20) 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:*

08-11-2022

Fact Sheet Year:*

2022

Project Title:*

FLOOD MITIGATION

Legislative District ID:

7

Category*

BUILDINGS, LAND &
MISCELLANEOUS

Department:*

PLANNING

CP Unique ID:

2001

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. 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(FLOOD MITIGATION)

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2022	2023	2024	2025	2026	Under Review
Gross	51,750	20,750	11,000	0	0	0	0	20,000
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	51,750	20,750	11,000	0	0	0	0	20,000

Expended/Obligated Amount (in thousands) as of : 6,626

Current Bond Description: The current request is to amend the original bond act (247-2019) for the Hillside Avenue Bridge project in the Village of Mamaroneck. Additional funds are required as a result of cost increases due to materials and supply chain issues that have resulted in delays and cost increases. The total funding requested, including both the previous funding and the current request, will remain less than 50% of the total project cost in accordance with the requirements of the Stormwater Management Law.

Financing Plan for Current Request:

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

SEQR Classification:

UNLISTED

Amount Requested:

1,500,000

Comments:

The project location (Hillside Avenue Bridge in the Village of Mamaroneck) was added to the BPL26 capital project as part of the original bond act (247-2019), which required a CBA. This request is to amend that bond act to add funds to it, not to add funds to the BPL26 capital project. Therefore, this request is not a CBA. The Village classified the project as an Unlisted action and conducted coordinated review in 2019, including the County. The project scope has not changed, and no further environmental review is required.

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 STUDY FOR 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

Total Appropriation History:

31,750,000

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	70,000	0	FUNDING FOR AN ENGINEERING STUDY TO DEVELOP A SOLUTION FOR FLOODING IN RYE BROOK, AVON CIRCLE AREA
19	108	300,000	123,508	INITIAL DESIGN OF PROJECT TO MITIGATE FLOODING ALONG THE HUTCHINSON RIVER
19	247	1,000,000	0	RECONSTRUCT THE HILLSIDE AVENUE BRIDGE IN THE VILLAGE OF MAMARONECK
21	171	350,000	0	FLOOD MITIGATION-TOWN OF NEW CASTLE (UNIQUES ID# 1694)
21	175	270,000	0	FLOOD MITIGATION-YONKERS (UNIQUES ID# 1692)
22	85	130,000	0	FLOOD MITIGATION-DOBBS FERRY (UNIQUES ID# 1948)

Total Financing History:

8,436,499

Recommended By:

Department of Planning
WBB4

Date
10-26-2022

Department of Public Works
RJB4

Date
10-27-2022

Budget Department
LMY1

Date
11-01-2022

Requesting Department
WBB4

Date
11-01-2022

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	2022	2023	2024	2025	2026	Under Review
Gross	51,750	20,750	6,626	11,000					20,000
Non County Share									
Total	51,750	20,750	6,626	11,000					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. This is a general fund, specific projects are subject to a Capital Budget Amendment.

Current Year Description

The current year request funds The US Army Corps of Engineers' project in the Village of Mamaroneck/Sheldrake and Mamaroneck rivers.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2022	11,000,000			11,000,000

Impact on Operating Budget

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

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	PARTIALLY IN PROGRESS
2013	5,000,000	Flood related projects	AWAITING BOND AUTHORIZATION
2015	150,000	Design of a study for a countywide system of stream and storm gauges	AWAITING BOND AUTHORIZATION
2016	5,000,000	Continuation of this project	AWAITING BOND AUTHORIZATION
2021	200,000	Design and installation of a maintenance gate at Sprain Brook, Yonkers	AWAITING BOND AUTHORIZATION
Total	20,750,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	20,750,000	6,009,371	14,740,629
Total	20,750,000	6,009,371	14,740,629

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	
		12/15/17	31,948	472,636
11 17	2,974,875	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	70,000			70,000
108 19	300,000			300,000
247 19	1,000,000			1,000,000
171 21	350,000			350,000
175 21	270,000			270,000

AN ACT authorizing the County of Westchester to amend the existing intermunicipal agreement with the Village of Mamaroneck in order to increase the County's contribution toward a flood mitigation project.

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

Section 1. The County of Westchester (the "County") is hereby authorized to amend the existing intermunicipal agreement (the "IMA") with the Village of Mamaroneck (the "Village") in order to reflect an additional County contribution of \$1,365,429.24 towards a Flood Mitigation project in the Village to reconstruct the Hillside Avenue Bridge (the "Project") as follows:

Original Project Cost	Original Municipal Share	Original County Share	Original County Admin Cost
\$2,000,000	\$1,000,000	\$1,000,000	\$0
Revised Project Cost	Revised Municipal Share	Revised County Share	Revised County Admin Costs
\$5,214,429.24	\$2,849,000	\$2,365,429.24	\$134,570.76

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

§3. This Act shall take effect immediately.

THIS AMENDMENT made this ___ day of _____, 2022 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

THE VILLAGE OF MAMARONECK, a municipal corporation of the State of New York, having an office and place of business at 123 Mamaroneck Avenue, Mamaroneck, New York, 10543

(hereinafter referred to as the “Municipality”).

WITNESSETH:

WHEREAS, on or about January 6, 2021, the County and the Municipality entered into an agreement pursuant to which the County agreed to contribute up to \$1,000,000.00 toward a flood mitigation project in the Village of Mamaroneck to reconstruct the Hillside Avenue Bridge to be undertaken by the Municipality (the “Project”), the total cost of which was estimated to be \$2,000,000.00, with the balance of funding to be contributed by the Municipality (the “Agreement”); and

WHEREAS, as a result of cost increases due to materials and supply chain issues that have resulted in delays, additional funds are now required to complete the Project; and

WHEREAS, total project costs have increased from \$2,000,000.00 to an estimated \$5,214,429.24, an increase of over \$3,000,000.00; and

WHEREAS, the Municipality has received a grant from New York State in the amount of \$2,849,000 for the Project; and

WHEREAS, the Municipality has requested additional County funding up to a total maximum of \$2,365,429.24, representing no more than one-half of the cost of the total increase of the Project; and

WHEREAS, the parties now desire to amend the Agreement in order to increase the amount of the County's contribution toward the Project by an additional \$1,365,429.24, from an amount not-to-exceed \$1,000,000.00, to an amount not-to-exceed \$2,365,429.24.

NOW, THEREFORE, in consideration of the promises and covenants herein, the parties agree as follows:

1. The parties desire to amend the Agreement in order to reflect the County's additional contribution of \$1,365,429.24 toward the Project, from an amount not-to-exceed \$1,000,000.00 to an amount not-to-exceed \$2,365,429.24. Accordingly, the second full paragraph of Section 2.0 of ARTICLE II of the Agreement is hereby deleted in its entirety and the following is substituted in its place:

"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 \$2,365,429.24 for the construction of the Project. The County share of the construction of the Project shall not exceed that amount. Project construction costs up to \$5,214,429.24 shall be paid up to fifty (50) percent by the County (up to \$2,365,429.24) and fifty (50) percent by the Municipality; provided, however, should the total Project construction costs be less than \$5,214,429.24, 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."

2. Except as otherwise provided herein, all other terms and conditions of the Agreement shall remain in full force and effect upon the parties.

3. This Amendment shall not be enforceable until signed by both parties and approved by the Office of the County Attorney.

[NO FURTHER TEXT ON THIS PAGE]

IN WITNESS WHEREOF, the parties hereto have agreed and caused this
Amendment to be executed.

THE COUNTY OF WESTCHESTER

By: _____
Norma Drummond
Commissioner of Planning

THE VILLAGE OF MAMARONECK

By: _____
Name:
Title:

Approved by the Board of Legislators of the County of Westchester by Act No. _____-2022.

Approved by the Village Board of the Municipality on the ____ day of _____, 2022

Approved as to form and
manner of execution:

Sr. Assistant County Attorney
County of Westchester

K/G/2022 Bonding Spreadsheet/BPL26 Hillside Avenue Bridge/IMA Amendment (VOM) 10-27-22

MUNICIPALITY'S ACKNOWLEDGMENT

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

On the ____ day of _____ in the year 2022 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 the _____, a municipal
(Title) (the "Municipality")

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 the
_____ of the Municipality and that said agreement was
(Title of such person)

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)
COUNTY OF WESTCHESTER) ss.:

On this _____ day of _____, 2022, 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 _____

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

Your Committee is in receipt of a communication from the County Executive recommending the approval of an Act which would authorize the County of Westchester (“County”), acting by and through its Department of Public Safety Services (“Department”), to enter into an intermunicipal agreement (“IMA” or “Agreement”) with the Katonah-Lewisboro School District (“District”), pursuant to which the County will assign one (1) uniformed police officer to act as the School Resource Officer (“SRO”) at the schools and shared campus of the District, as follows: 1.) the John Jay High School; 2.) the John Jay Middle School; and 3.) the Increase Miller Elementary School, the Katonah Elementary School, and the Meadow Pond Elementary School (individually, the “School” or collectively, the “Schools”). The proposed IMA will be for a term commencing on October 31, 2022 and expiring on the last day of school in June, 2027 (the “IMA Term”).

Your Committee has been advised that the SRO’s duties will consist of working with the Schools to maintain a safe campus environment conducive to learning. The responsibilities of the SRO will include, but shall not be limited to: providing valuable resources to school staff members, fostering positive relationships with youth, helping develop strategies to resolve problems affecting youth, protecting all students so that they can reach their fullest potentials, potential threat and behavioral issue monitoring and information sharing with school officials, participating and providing guidance with school behavioral triage and threat assessment teams, assisting with school emergency management planning and multi-agency drill coordination, providing school and campus safety and security patrols, crisis intervention and response, counseling, mentoring and after hour wellness checks for at risk youth, participation and facilitation of educational support programs for students, parents and staff on safety and crime prevention related subjects, supporting arrival and dismissal safety and traffic management, and investigating allegations of criminal incidents in accordance with the Department’s policies and procedures (in compliance with law, regulation or other dictate of the NYS Education Department). In addition, the SRO will work in collaboration with the Schools to address crime and disorder problems. The SRO is not permitted to conduct extended questioning of a student in the School unless the student’s parent/guardian has been contacted and been provided an opportunity to be present.

Your Committee has been further advised that the SRO assigned to the Schools will provide services on a full time basis eight (8) hours per day on the days that school is in session for the period commencing upon the opening of school in September (except for the first year of the IMA Term when services will commence on October 31, 2022) through the last day of school in June of each year of the IMA Term (each, a "School Term"), in accordance with the District's annual school calendar for each School Term, subject to the following parameters:

- (a) The District must regularly coordinate with the SRO and the Department to implement best access procedures that will provide the SRO and the Department complete and expedient access to the Schools.
- (b) It is understood by both parties to this Agreement that the Department, in its discretion, may reassign the SRO from the Schools at any time in the event of an emergency, or for required training.
- (c) In the event that a SRO is absent on a school day, the Department will not be obligated to provide a substitute for that day. However, if a SRO should be absent for more than three (3) consecutive school days, the Department shall provide periodic school patrols or a substitute trained SRO as they are available from existing personnel.
- (d) The Department has instructed the SRO to notify the Schools that s/he has been assigned to and the Department of any absences, anticipated or otherwise, at the earliest possible time.
- (e) The County will not be obligated to provide the District with any monetary credit for time that a SRO is not at the School under any circumstances. Notwithstanding the above, if the County is unable to assign an officer to serve as an SRO for an extended period of time, this Agreement may be terminated by the District upon thirty (30) days' notice to the County. In such event, the County shall refund to the District a prorated amount for any amounts paid by the District for the period, subsequent to the date of termination.
- (f) The SRO shall consult with and coordinate activities through each of the Schools' principal or designee they have been assigned to.
- (g) The District will coordinate with the SRO and Department to implement informational technology access for the SRO. The SRO shall have access to the Department's Information Technology System.

In consideration for services rendered, the District will pay the County as follows:

- (i) for the 2022-2023 School Term, a total amount of One Hundred Twenty-Five Thousand, Five Hundred Ninety-Six and 00/100 (\$125,596.00) Dollars,

- payable in two (2) equal installments of Sixty-Two Thousand, Seven Hundred Ninety-Eight and 00/100 (\$62,798.00) Dollars each;
- (ii) for the 2023-2024 School Term, a total amount of One Hundred Sixty Thousand, Nine Hundred Twenty and 00/100 (\$160,920.00) Dollars, payable in two (2) equal installments of Eighty Thousand, Four Hundred Sixty and 00/100 (\$80,460.00) Dollars each;
 - (iii) for the 2024-2025 School Term, a total amount of One Hundred Sixty-Four Thousand, Nine Hundred Forty-Three and 00/100 (\$164,943.00) Dollars, payable in two (2) equal installments of Eighty-Two Thousand, Four Hundred Seventy-One and 50/100 (\$82,471.50) Dollars each;
 - (iv) for the 2025-2026 School Term, a total amount of One Hundred Sixty-Nine Thousand, Sixty-Seven and 00/100 (\$169,067.00) Dollars, payable in two (2) equal installments of Eighty-Four Thousand, Five Hundred Thirty-Three and 50/100 (\$84,533.50) Dollars each; and
 - (v) for the 2026-2027 School Term, a total amount of One Hundred Seventy-Three Thousand, Two Hundred Ninety-Three and 00/100 (\$173,293.00) Dollars, payable in two (2) equal installments of Eighty-Six Thousand, Six Hundred Forty-Six and 50/100 (\$86,646.50) Dollars each.

For the 2022-2023 School Term, the first installment shall be paid upon execution of this Agreement and the second installment shall be paid within six (6) months of the first installment. Payment for services rendered during the remaining Term of this Agreement will be made in two (2) equal installments, the first of which shall be made within ten (10) days of the beginning of each School Term and the second of which will be made within six (6) months of the first installment.

Your Committee is advised that the District will not be responsible for any overtime pay earned by an officer serving as an SRO in connection with his or her routine duties under the IMA. The District shall, however, be responsible for any overtime pay earned by an officer serving as an SRO in connection with his or her requested additional duties outside the regularly scheduled hours under the IMA, such as District community events (i.e. sporting events, dances and after-school activities). The District shall coordinate directly with the Department regarding any additional detail request(s).

Your Committee is advised that while this is the first school resource officer agreement requested by the District, your Honorable Board has previously authorized the County to enter into similar agreements with other school districts, on similar terms and conditions for services rendered.

The Department of Planning has advised that the proposed IMA does not meet the definition of an action under New York State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617. As such, no environmental review is required. Please refer to the memorandum from the Department of Planning dated January 14, 2022, which is on file with the Clerk of the Board of Legislators.

Your Committee has been advised that passage of the attached Act requires an affirmative vote of a majority of the members of your Honorable Board. Your Committee has carefully considered the proposed Act and recommends your Honorable Board's favorable action on the annexed Act.

Dated: January 17th, 2023
White Plains, New York

Committee on January 23rd, 2023

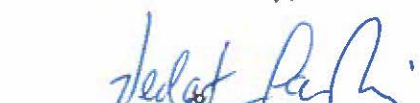

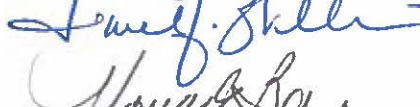
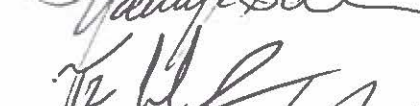
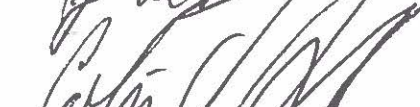
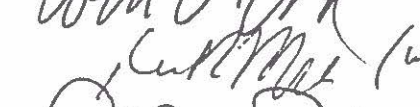
Public Safety




Margaret A. Cio
James Bar

K:MB.10.2022

Budget & Appropriations



James J. Zellerbach
James Bar



Curtis M. (w/o prejudice)


Dated: January 23rd, 2023
White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

Budget and Appropriations

A handwritten signature in black ink, appearing to read "Catherine By". The signature is written in a cursive, flowing style.

FISCAL IMPACT STATEMENT

SUBJECT: School Resource Officer - Katonah-Lew ☒ 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 \$ 125,596

Total Current Year Revenue \$ 125,596

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

☐ Additional Appropriations

☐ Other (explain)

Identify Accounts: 38-2000-1010/9230. Assign one uniformed police officer to act as School

Resource Officers for the District.

Potential Related Operating Budget Expenses: Annual Amount \$0

Describe: _____

Potential Related Operating Budget Revenues: Annual Amount \$0

Describe: \$0

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

Current Year: \$0

Next Four Years: 2023 Expenses \$160,920 and Revenue \$160,920

2024 Expenses \$164,943 and Revenue \$164,943

2025 Expenses \$169,067 and Revenue \$169,067

2026 Expenses \$173,293 and Revenue \$173,293

Prepared by: Siva Gopalkrishna

Title: Director of Administrative services

Department: Public Safety

Date: October 20, 2022

Reviewed By: 

Budget Director

Date: 12/2/22

ACT NO. 2022 -

An ACT authorizing the County of Westchester to enter into an inter-municipal agreement with the Katonah-Lewisboro School District whereby the County will assign one (1) uniformed police officer to act as a School Resource Officer for the District at the John Jay High School, the John Jay Middle School, and upon request, at the Increase Miller Elementary School, the Katonah Elementary School, and the Meadow Pond Elementary School.

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

Section 1. The County of Westchester (the “County”), acting by and through its Department of Public Safety Services (“Department”), is hereby authorized to enter into an inter-municipal agreement (“IMA” or “Agreement”) with the Katonah-Lewisboro School District (“District”), pursuant to which the County will assign one (1) uniformed police officer to act as the School Resource Officer (the “SRO”) at the schools and shared campus of the District, as follows: 1.) the John Jay High School; 2.) the John Jay Middle School; and upon request, to 3.) the Increase Miller Elementary School, the Katonah Elementary School, and the Meadow Pond Elementary School (individually, the “School” or collectively, the “Schools”). The proposed IMA will be for a term commencing on October 31, 2022 and expiring on the last day of school in June, 2027 (the “IMA Term”).

§2. The SRO’s duties shall consist of working with the Schools to maintain a safe campus environment conducive to learning. The responsibilities of the SRO will include, but shall not be limited to: providing valuable resources to school staff members, fostering positive relationships with youth, helping develop strategies to resolve problems affecting youth, protecting all students so that they can reach their fullest potentials, potential threat and behavioral issue monitoring and information sharing with school officials, participating and providing guidance with school behavioral triage and threat assessment teams, assisting with school emergency management planning and multi-agency drill coordination, providing school and campus safety and security patrols, crisis intervention and response, counseling, mentoring and after hour wellness checks for

at risk youth, participation and facilitation of educational support programs for students, parents and staff on safety and crime prevention related subjects, support arrival and dismissal safety and traffic management, and investigating allegations of criminal incidents in accordance with the Department's policies and procedures (in compliance with law, regulation or other dictate of the NYS Education Department). In addition, the SRO will work in collaboration with the Schools to address crime and disorder problems. The SRO is not permitted to conduct extended questioning of a student in the School unless the student's parent/guardian has been contacted and been provided an opportunity to be present.

§3. The SRO assigned to the Schools shall provide services on a full time basis eight (8) hours per day on the days that the School is in session for the period commencing upon the opening of school in September (except for the first year of the IMA when services will commence on October 31, 2022) through the last day of school in June of each year of the IMA Term (each, a "School Term"), subject to the following parameters:

- (a) The District must regularly coordinate with the SRO and the Department to implement best access procedures that will provide the SRO and the Department complete and expedient access to the Schools.
- (b) It is understood by both parties to this Agreement that the Department, in its discretion, may reassign the SRO from the Schools at any time in the event of an emergency, or for required training.
- (c) In the event that a SRO is absent on a school day, the Department will not be obligated to provide a substitute for that day. However, if a SRO should be absent for more than three (3) consecutive school days, the Department shall provide periodic school patrols or a substitute trained SRO as they are available from existing personnel.
- (d) The Department has instructed the SRO to notify the Schools that s/he has been assigned to and the Department of any absences, anticipated or otherwise, at the earliest possible time.
- (e) The County will not be obligated to provide the District with any monetary credit for time that a SRO is not at the School under any circumstances. Notwithstanding the above, if the County is unable to assign an officer to serve as an SRO for an extended period of time, this Agreement may be terminated by the District upon thirty (30) days' notice to the County. In such event, the County shall refund to the District a prorated amount for any amounts paid by the District for the period, subsequent to the date of termination.

- (f) The SRO shall consult with and coordinate activities through each of the Schools' principal or designee they have been assigned to.
- (g) The District will coordinate with the SRO and Department to implement informational technology access for the SRO. The SRO shall have access to the Department's Information Technology System.

§4. In consideration for services rendered, the District will pay the County as follows:

- (i) for the 2022-2023 School Term, a total amount of One Hundred Twenty-Five Thousand, Five Hundred Ninety-Six and 00/100 (\$125,596.00) Dollars, payable in two (2) equal installments of Sixty-Two Thousand, Seven Hundred Ninety-Eight and 00/100 (\$62,798.00) Dollars each;
- (ii) for the 2023-2024 School Term, a total amount of One Hundred Sixty Thousand, Nine Hundred Twenty and 00/100 (\$160,920.00) Dollars, payable in two (2) equal installments of Eighty Thousand, Four Hundred Sixty and 00/100 (\$80,460.00) Dollars each;
- (iii) for the 2024-2025 School Term, a total amount of One Hundred Sixty-Four Thousand, Nine Hundred Forty-Three and 00/100 (\$164,943.00) Dollars, payable in two (2) equal installments of Eighty-Two Thousand, Four Hundred Seventy-One and 50/100 (\$82,471.50) Dollars each;
- (iv) for the 2025-2026 School Term, a total amount of One Hundred Sixty-Nine Thousand, Sixty-Seven and 00/100 (\$169,067.00) Dollars, payable in two (2) equal installments of Eighty-Four Thousand, Five Hundred Thirty-Three and 50/100 (\$84,533.50) Dollars each; and
- (v) for the 2026-2027 School Term, a total amount of One Hundred Seventy-Three Thousand, Two Hundred Ninety-Three and 00/100 (\$173,293.00) Dollars, payable in two (2) equal installments of Eighty-Six Thousand, Six Hundred Forty-Six and 50/100 (\$86,646.50) Dollars each.

For the 2022-2023 School Term, the first installment shall be paid upon execution of this Agreement and the second installment shall be paid within six (6) months of the first installment. Payment for services rendered during the remaining Term of this Agreement will be made in two (2) equal installments, the first of which shall be made within ten (10) days of the beginning of each School Term and the second of which will be made within six (6) months of the first installment.

The District shall not be responsible for any overtime pay earned by an officer serving as an SRO in connection with his or her routine duties under the IMA. The District shall, however, be responsible for any overtime pay earned by an officer serving as an SRO in connection with his or her requested additional duties outside the regularly scheduled hours under the IMA, such as District community events (i.e. sporting events, dances and after-school activities). The District shall coordinate directly with the Department regarding any additional detail request(s).

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

§6. This Act shall take effect immediately.

THIS AGREEMENT ("Agreement"), made this day of , 2022, 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

KATONAH LEWISBORO SCHOOL DISTRICT having an office and place of business at 60 North Salem Road, Cross River, New York 10518 (hereinafter referred to as the "District")

WITNESSETH:

WHEREAS, pursuant to New York State Education Law Section 2801-a, a school district is required to develop a comprehensive district-wide school safety plan, and, as part of such a plan, to include prevention and intervention strategies such as entering into collaborative arrangements with state and local law enforcement officials, designed to ensure that school safety officers and other security personnel are adequately trained in order to, among other things, de-escalate potentially violent situations; and

WHEREAS, the District desires to obtain the services of one (1) uniformed County Police Officer to act as School Resource Officer (the "SRO") for certain District's schools; and

WHEREAS, the County, acting by and through the Westchester County Department of Public Safety Services ("Department"), is willing to provide such services for the compensation and on the terms herein provided.

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

Section 1. The County shall assign one (1) regularly employed uniformed County Police Officer, to act as a SRO at the schools and shared campus of the District, as follows: 1.) the John Jay High School; 2.) the John Jay Middle School; and upon request, to 3.) the Increase Miller Elementary School, the Katonah Elementary School, and the Meadow Pond Elementary School (individually, the "School" or collectively, the "Schools").

Generally, SROs serve a fundamental role with integrated and layered school safety plans, emergency management (prevention, preparedness, response and recovery), and specialized community policing. SROs are specially trained, school-based police officers. SROs successfully complete basic SRO, youth officer, and instructor development training. Officers are also provided with a variety of advanced training opportunities to hone their skills and abilities as SRO's including advanced SRO and Youth Officer training, active shooter response, active shooter / hostile event, rescue task force, stop the bleed, incident management, behavioral threat assessment, crisis intervention, procedural justice, implicit bias, autism awareness and adaptive training for

special needs students.

The functions of the SRO will be to work collaboratively with the District's administration, teachers and counselors to assist in maintaining a safe and supportive learning environment. The responsibilities of the SRO will include, but shall not be limited to:

- providing valuable resources to school staff members,
- fostering positive relationships with youth,
- helping develop strategies to resolve problems affecting youth,
- protecting all students so that they can reach their fullest potentials,
- potential threat and behavioral issue monitoring and information sharing with school officials,
- participating and providing guidance with school behavioral triage and threat assessment teams,
- assisting with school emergency management planning and multi-agency drill coordination,
- providing school and campus safety and security patrols,
- crisis intervention and response,
- counseling, mentoring and after hour wellness checks for at risk youth,
- participation and facilitation of educational support programs for students, parents and staff on safety and crime prevention related subjects,
- supporting arrival and dismissal safety and traffic management, and
- investigating allegations of criminal incidents in accordance with the Department's policies and procedures (in compliance with law, regulation or other dictate of the NYS Education Department).

In addition, the SRO will work in collaboration with the Schools to address crime and disorder problems. The SRO is not permitted to conduct extended questioning of a student in the School unless the student's parent/guardian has been contacted and been provided an opportunity to be present.

Under New York State law, the SRO **may not** serve as a School disciplinarian, may not administer discipline to students or be involved in the enforcement of School disciplinary infractions. The SRO shall not use police powers to address School discipline issues. All student discipline shall be solely under the auspices and jurisdiction of each District's school and District Administration.

Section 2. The SRO shall be assigned to the Schools on a fulltime basis of eight (8) hours per day, on the days the School is in session, with the following understanding:

- (a) The District must regularly coordinate with the SRO and the Department to implement best access procedures that will provide the SRO and the Department complete and expedient access to the Schools.
- (b) It is understood by both parties of this Agreement that the Department, in its discretion, may reassign the SRO from the Schools at any time in the event of an emergency, or for required training.
- (c) In the event that a SRO is absent on a school day, the Department will not be obligated to provide a substitute for that day. However, if a SRO should be absent

for more than three (3) consecutive school days, the Department shall provide periodic school patrols or a substitute trained SRO as they are available from existing personnel.

- (d) The Department has instructed the SRO to notify the Schools that s/he has been assigned to and the Department of any absences, anticipated or otherwise, at the earliest possible time.
- (e) The County will not be obligated to provide the District with any monetary credit for time that a SRO is not at the School under any circumstances. Notwithstanding the above, if the County is unable to assign an officer to serve as SRO for an extended period of time, this Agreement may be terminated by the District upon thirty (30) days' notice to the County. In such event, the County shall refund to the District a prorated amount for any amounts paid by the District for the period, subsequent to the date of termination.
- (f) The SRO shall consult with and coordinate activities through each of the Schools' principal or designee they have been assigned to.
- (g) The District will coordinate with the SRO and Department to implement informational technology access for the SRO. The SRO shall have access to the Department's Information Technology System.

Section 3. The SRO shall be assigned to the Schools only during any given school term, which shall be defined as the opening day of school in September (except for the first year of the Term when services will commence on October 31, 2022) through the last day of school in June of any given school year (the "School Term"), in accordance with the District's annual school calendar. This Agreement shall be for a term commencing on October 31, 2022 and expiring on the last day of school in June, 2027 (the "Term") and services shall be provided only during any given School Term.

Section 4. In consideration for the services rendered, the District will pay the County as follows:

- (i) for the 2022-2023 School Term, a total amount of One Hundred Twenty-Five Thousand, Five Hundred Ninety-Six and 00/100 (\$125,596.00) Dollars, payable in two (2) equal installments of Sixty-Two Thousand, Seven Hundred Ninety-Eight and 00/100 (\$62,798.00) Dollars each;
- (ii) for the 2023-2024 School Term, a total amount of One Hundred Sixty Thousand, Nine Hundred Twenty and 00/100 (\$160,920.00) Dollars, payable in two (2) equal installments of Eighty Thousand, Four Hundred Sixty and 00/100 (\$80,460.00) Dollars each;
- (iii) for the 2024-2025 School Term, a total amount of One Hundred Sixty-Four Thousand, Nine Hundred Forty-Three and 00/100 (\$164,943.00) Dollars, payable in two (2) equal installments of Eighty-Two Thousand, Four Hundred Seventy-One and 50/100 (\$82,471.50) Dollars each;
- (iv) for the 2025-2026 School Term, a total amount of One Hundred Sixty-Nine Thousand, Sixty-Seven and 00/100 (\$169,067.00) Dollars, payable in two (2)

- equal installments of Eighty-Four Thousand, Five Hundred Thirty-Three and 50/100 (\$84,533.50) Dollars each; and
- (v) for the 2026-2027 School Term, a total amount of One Hundred Seventy-Three Thousand, Two Hundred Ninety-Three and 00/100 (\$173,293.00) Dollars, payable in two (2) equal installments of Eighty-Six Thousand, Six Hundred Forty-Six and 50/100 (\$86,646.50) Dollars each.

For the 2022-2023 School Term, the first installment shall be paid upon execution of this Agreement and the second installment shall be paid within six (6) months of the first installment. Payment for services rendered during the remaining Term of this Agreement will be made in two (2) equal installments, the first of which shall be made within ten (10) days of the beginning of each School Term and the second of which will be made within six (6) months of the first installment.

The District shall not be responsible for any overtime pay earned by an officer serving as SRO in connection with his or her routine duties under this Agreement. The District shall, however, be responsible for any overtime pay earned by an officer serving as SRO in connection with his or her requested additional duties outside the regularly scheduled hours under the IMA, such as District community events (i.e. sporting events, dances and after-school activities). The District shall coordinate directly with the Department regarding any additional detail request(s).

Section 5. It is understood and agreed that at all times the SRO shall remain an employee of the Department and shall be under the overall supervision of the Commissioner of the Department or his/her authorized designee ("Commissioner") and shall follow all policies and procedures of the Department. The District acknowledges that the SRO shall remain responsive to the chain of command of the Department.

Section 6. The District agrees to procure and maintain insurance naming the County as additional insured, as provided and described in Schedule "A," entitled "Standard Insurance Provisions," which is attached hereto and made a part hereof. In addition to, and not in limitation of the insurance provisions contained in Schedule "A," District agrees:

(a) that except for the amount, if any, of damage contributed to, caused by, or resulting from the sole negligence of the County, District shall indemnify and hold harmless the County, its officers, employees, agents, and elected officials from and against any and all liability, damage, claims, demands, costs, judgments, fees, reasonable attorney's fees or loss arising directly or indirectly out of the performance or failure to perform hereunder by District or third parties under the direction or control of District; and

(b) to provide defense for and defend, at its sole expense, any and all claims, demands or causes of action directly or indirectly arising out of this Agreement, except for that which was contributed to, caused by or resulting from the sole negligence of the County, and to bear all other costs and expenses related thereto; and

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

(d) The District understands and agrees that the County self-funds its casualty and liability exposures in accordance with Local Law 6-1986 that amended the Laws of Westchester County to add a new Chapter 295 providing for the establishment and management of a liability and casualty reserve fund. As such, in lieu of any insurance requirements the District may have, the District agrees to accept a letter from the County's Director of Risk Management confirming the County's self-insured status, in satisfaction of any such insurance requirements.

Section 7. This Agreement may be terminated by either party by giving written notice of the termination to the other party not less than thirty (30) days prior to the effective date of such termination.

Section 8. 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 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 - Sheriff of Public Safety
Saw Mill River Parkway
Hawthorne, New York 10532

With a copy to: County Attorney
Michaelian Office Building, Room 600
148 Martine Avenue
White Plains, New York 10601

To the District: Superintendent of Schools
Katonah-Lewisboro School
District
60 North Salem Road
Cross River, New York 10518

Section 9. The failure of either party 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 party may have, and shall not be deemed a waiver of any subsequent breach or default in the terms, conditions or covenants herein.

Section 10. This Agreement and its attachments constitute the entire agreement between the parties with respect to the subject matter hereof and shall supersede all previous negotiations, commitments and writings. It shall not be released, discharged, changed or modified except by an instrument in writing signed by a duly authorized representative of each of the parties.

In the event of any conflict between 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.

Section 11. The District and the County agree that the District and its officers, employees, agents, subconsultants and/or consultants are independent contractors and not employees of the County or any department, agency or unit thereof. In accordance with their status as independent contractors, the District covenants and agrees that neither the District nor any of its officers,

employees, agents, contractors, subconsultants and/or consultants will hold themselves out as, or claim to be, officers or employees of the County or any department, agency or unit thereof.

Section 12. Nothing herein is intended or shall be construed to confer upon or give to any third party or its successors and assigns any rights, remedies or basis for reliance upon, under or by reason of this Agreement, except in the event that specific third party rights are expressly granted herein.

Section 13. 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 for 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.

Section 14. This Agreement shall not be enforceable until signed by both parties and approved by the Office of the County Attorney.

[REMAINDER OF PAGE LEFT INTENTIONALLY BLANK / SIGNATURE PAGE
TO FOLLOW]

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and year first above written.

THE COUNTY OF WESTCHESTER

By _____
Terrance Raynor
Acting Commissioner of Public Safety

KATONAH-LEWISBORO SCHOOL DISTRICT

By _____
Name:
Title:

Approved by the Westchester County Board of Legislators by Act No 2022-_____ at a meeting duly held on the _____ day of _____, 2022.

Approved:

Assistant County Attorney
The County of Westchester
Katonah-Lewisboro IMA.MB. 11.2022.docx

Date

DISTRICT'S ACKNOWLEDGEMENT

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

On this _____ day of _____, 2022, before me personally came _____, to
me known, and known to me to be the _____ of _____
_____, the municipal corporation described in and which executed the within
instrument, who being by me duly sworn did depose and say that he/she, the said _____
_____ resides at _____ and that he/she is the
_____ of said municipal corporation.

Notary Public County

CERTIFICATE OF AUTHORITY

(District)

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

_____ of the _____
(Title) (Name of District)

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

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

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

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

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

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

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

(Signature)

STATE OF NEW YORK)

ss.:

COUNTY OF WESTCHESTER)

On this ____ day of _____, 2022, before me personally came _____
_____ whose signature appears above, to me known, and know to be the
_____ of _____,
(Title)

the municipal corporation described in and which executed the above certificate, who being by
me duly sworn did depose and say that he, the said _____
resides at _____, and that
he/she is the _____ of said municipal corporation.
(Title)

Notary Public County

SCHEDULE "A"
STANDARD INSURANCE PROVISIONS

1. Prior to commencing work, and throughout the term of the Agreement, the District 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. The District 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 District 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 District 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 District 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 District to take out, maintain, or the taking out or maintenance of any required insurance, shall not relieve the District from any liability under the Agreement, nor shall the insurance requirements be construed to conflict with or otherwise limit the contractual obligations of the District 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 District'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 District until such time as the District shall furnish such additional security covering such claims in form satisfactory to the Director.

In the event of any loss, if the District 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 District. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the County.

2 The District 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.

All Contracts involving the use of explosives, demolition and/or underground work shall provide proof that XCU is covered.

- 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 District 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 District.

Reference JAG 2022

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

Your Committee is in receipt of a communication from the County Executive recommending the approval of an Act which would authorize the County of Westchester (“County”), acting by and through its Department of Public Safety (“Department”), to enter into an inter-municipal agreement (“IMA”) with the City Yonkers, (the “City”) for the distribution to the City of grant funds received from the Justice Assistance Grant (“JAG”) for 2022. The IMA will be for a four-year term from October 1, 2021 through September 30, 2025.

Pursuant to the IMA, the County will administer the distribution of funding from the U.S. Department of Justice provided under the Edward Byrne Memorial JAG program for fiscal year 2022. Under the IMA, the Department will receive funding to help cover overtime expenses. Of the \$96,021 in JAG funding to be provided to the County, the County will disburse \$45,000 to the City. The County will use the anticipated remainder of \$51,021 in JAG funds for the Department’s law enforcement programs. The County will disburse the JAG funds in accordance with the IMA terms and following receipt of all appropriate documentation from the City.

The JAG grant program allows local governments to support a broad range of activities to prevent and control crime based on local needs and conditions.

The Planning Department has advised that the IMA does not meet the definition of an “action” under the State Environmental Quality Review Act (“SEQRA”), and its implementing regulations, 6 NYCRR, Part 617. Please refer to the Memorandum from the Department of Planning dated January 14, 2022, which is on file with the clerk of your Honorable Board. Therefore, no further environmental review is required. Your Committee concurs with this conclusion.

Approval of the proposed IMA must be by an affirmative vote of not less than a majority of your Honorable Board. Based upon careful consideration of the foregoing, your Committee recommends the adoption of the aforementioned Act.

Date: January 17th, 2023
White Plains, New York

Committee on: January 23rd, 2023

Public Safety

Napaul A. Cyro

Self

Self

Self

Nancy E. Barr

Budget & Appropriations

Debat Galin

Timothy J. Green

Nancy E. Barr

Self

Adrian A. H.

Colin Park

Debat Galin

Self

Dated: January 23rd, 2023
White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

Budget and Appropriations

A handwritten signature in black ink, appearing to read "Catherine Smy". The signature is written in a cursive style with a small flourish at the end.

FISCAL IMPACT STATEMENT

SUBJECT: Edward Byrne Memorial JAG GRANT ☒ 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: G029-38-Y029 Source of Funds: BJA-COPS JAG GRANT

Potential Related Operating Budget Expenses: Annual Amount _____

Describe: N/A

Potential Related Operating Budget Revenues: Annual Amount _____

Describe: N/A

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

Current Year: _____

Next Four Years: 2021-2025 Expenses \$96,021 and Revenue \$96,021

Prepared by: Siva Gopalkrishna

Title: Director-Administrative Services

Department: Public Safety

Date: November 17, 2022

Reviewed By: 

Budget Director

Date: 12/2/22

ACT NO. _____-20____

AN ACT to authorize the County of Westchester to enter into a four-year inter-municipal agreement with the City of Yonkers for the administration of the Edward Byrne Memorial Justice Assistance Grant for 2022.

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

Section 1. The County of Westchester (“County”) is hereby authorized to enter into a four-year inter-municipal agreement (“IMA”) for the period from October 1, 2021 through September 30, 2025 with the City of Yonkers for the administration of the Edward Byrne Memorial Justice Assistance Grant (“JAG”) for 2022. Of the \$96,021 in JAG funding to be provided to the County, the County will disburse \$45,000 to the City. The County will use the anticipated remainder of \$51,021 in JAG funds for the Department of Public Safety’s law enforcement programs. The County will disburse the JAG funds in accordance with the IMA terms and following receipt of all appropriate documentation from the City.

§2. The County Executive, or his duly authorized designee, is hereby authorized and empowered to take such actions and to execute and deliver such instruments as may be necessary and appropriate to accomplish the purposes hereof.

§3. This Act shall take effect immediately.

THE STATE OF NEW YORK
KNOW ALL BY THESE PRESENT
COUNTY OF WESTCHESTER

GRANT AGREEMENT

BY and AMONG the CITY of YONKERS and the COUNTY of WESTCHESTER,

EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM:
FY 2022 LOCAL SOLICITATION

This Agreement is made and entered into this _____ day of _____, 20__ by and between:

COUNTY OF WESTCHESTER (the "County") a municipal corporation of the State of New York having offices at 148 Martine Avenue, 9th floor, White Plains, NY 10601;

CITY OF YONKERS ("Yonkers") a municipal corporation of the State of New York having offices at City Hall, 2nd floor, 40 South Broadway, Yonkers, NY 10701;

(Collectively, the "Parties").

WITNESSETH:

WHEREAS, this Agreement is made pursuant to the Edward Byrne Memorial Justice Assistance Grant ("JAG") Program; and

WHEREAS, the Parties acknowledge that performance of this Agreement is in the best interests of all parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this agreement; and

WHEREAS, the parties to this agreement believe it to be in their best interests to allocate the JAG funds as set forth below; and

WHEREAS, it is anticipated that the amount to be made available through the JAG Program is \$96,021

NOW THEREFORE, the Parties to this agreement agree as follows:

Section 1.

The Parties agree that the County shall be their pass-through agent for the JAG Program 2022 Local Solicitation for the term of the grant, which commenced effective October 1, 2021 and continues through September 30, 2025.

Section 2.

The Parties agree that should the County be provided with the \$96,021 in JAG funding, then the County will disburse for various law enforcement programs, as follows:

The City of Yonkers shall receive an estimated amount of \$45,000 of JAG funds; and

The County will disburse the JAG funds in accordance with the Grant terms and following receipt of all appropriate documentation from Yonkers.

Section 3.

The County agrees, assuming receipt thereof, to use the anticipated remainder of \$51,021 in JAG funds for law enforcement programs until the program's expiration date.

Section 4.

Each party to this agreement agrees that if these funds are placed in interest bearing accounts that the interest earned on these funds will be used items eligible under the JAG program.

Section 5.

Yonkers agrees that except for the amount, if any, of damage contributed to, caused by, or resulting from the negligence of the County, the Yonkers shall defend, indemnify, and hold harmless the County, its officers, employees, agents, and elected officials from and against any and all liability, damage, claims, demands, costs, judgments, fees, attorney's fees or loss to the extent arising directly or indirectly out of the willful misconduct or negligent performance or failure to perform hereunder by the Yonkers or third parties under their direction or control. In addition, Yonkers agrees to provide defense for and defend, at its sole expense, any and all claims, demands or causes of action directly or indirectly arising out of this MOU and to bear all other costs and expenses related thereto.

Yonkers further agrees to give immediate written notice to the County as to any notice it may receive with respect to any cause of action or claim that has been or may be initiated in connection herewith. The foregoing provisions will survive expiration, termination or other cancellation of this Agreement.

Section 6.

The parties to this agreement do not intend for any third party to obtain a right by virtue of this Agreement. By entering into this agreement, the parties do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

Section 7.

Yonkers acknowledges and agrees that it has reviewed the applicable grant agreement and any other relevant documents (together the "Grant"). Yonkers agrees to, and will cause any subcontractors or other agents under their control to agree to, comply with all applicable Grant requirements, including without limitation all rules and regulations promulgated in furtherance thereof. Yonkers further agrees to supply such information and reports as the County may request. Yonkers will, upon request, provide access to the County to examine all relevant books, records, documents or electronic data of necessary to review compliance with the foregoing.

Any term or condition required by the Grant to be set forth herein, to the extent it is not set forth is deemed incorporated herein by reference. Yonkers hereby certifies that neither it, nor its subcontractor(s), are debarred, suspended, or otherwise excluded from or ineligible to receive said Grant funding.

Section 8.

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 for any cause of action arising out of this MOU shall be brought in the County of Westchester.

Section 9.

All notices of any nature to be provided hereunder shall be in writing and either sent by registered or certified mail postage pre-paid, or delivered by hand or overnight courier, to the parties at the addresses first set forth above or to such other addresses as the respective parties hereto may designate in writing. A copy of any notice shall additionally be sent to the County Attorney and each of the Corporation Counsels.

[No Further Text This Page].

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

CITY OF YONKERS

By: _____

APPROVED AS TO FORM:

Corporation Counsel

COUNTY OF WESTCHESTER

By: County Executive George Latimer

APPROVED:

County Attorney

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

Your Committee is in receipt of a transmittal from the County Executive recommending approval of a bond act (the "Bond Act") in the total amount of \$4,050,000 to authorize the County of Westchester (the "County") to finance the following three (3) capital projects:

A0134 – HVAC Upgrades, Terminal Building
A0138 – Ramp Service Equipment
A0140 – Electrical, Data and Security Systems Upgrades

Your Committee is advised that the Bond Act, prepared by the law firm of Harris Beach, PLLC, would authorize the County to issue bonds in the total amount of \$4,050,000 to finance various capital projects at the Westchester County Airport, including:

- (i) Design and construction associated with the first phase of the HVAC unit replacement project at the terminal building.
- (ii) The purchase of three (3) new push-backs, which will replace units that were originally purchased in 2003, 2010, 2011. Additionally, one (1) new air start will also be purchased.
- (iii) Design and construction associated with upgrades to the electrical infrastructure at the Airport parking garage and the upper rental car service area. The project will also include the installation of components to allow for the future use of electrical vehicle charging stations in the parking structure. Additionally, the project will fund upgrades to the Airport's access control, emergency alert system, video and badging system.

Your Committee is advised that the anticipated cost, anticipated project timeline, and whether the design is anticipated to be undertaken in-house staff or by consultants for each capital project is set forth below:

BOND ACT – AIRPORT CAPITAL PROJECTS

Cap ID	Project	Anticipated Amount	Design Assignment	Time Frame (Months)	
				Design	Const/Delivery
A0134	HVAC Upgrades, Terminal Building	\$750,000	Consultant	4	6
A0138	Ramp Service Equipment	\$800,000	N/A	N/A	12
A0140	Electrical, Data and Security Systems Upgrades	2,500,000	Consultant	12	12
Total:		\$4,050,000			

Your Committee is advised that the proposed Bond Act authorizes financing for like objects or purposes in connection with three (3) capital projects. It is hoped that by combining projects that have the same objects and purposes into a single bond act, the County can reduce the amount of bond legislation that your Honorable Board would be required to review, thereby expediting the approval process and avoiding backlogs.

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

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

Dated: January 23rd, 2023
White Plains, New York

Vedat Fadin
S. J. G.
James B. Bell
James B. Bell
J. U.
Colin J. Bell
Colin Park
L. C. N.

S. J. G.
James B. Bell
J. U.
Colin J. Bell
Colin Park


COMMITTEE ON

k/jpg/11/30/2022

Budget & Appropriations

Public Works & Transportation

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

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

DATE: October 5, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
A0134 HVAC UPGRADES TERMINAL BUILDING**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 09-23-2022 (Unique ID: 2045)

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


- **617.5(c)(2):** replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building, energy, or fire codes unless such action meets or exceeds any of the thresholds in section 617.4 of this Part.

COMMENTS: None.

DSK/cnm

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
Brian Hegt, Assistant to the Commissioner, Dept. of Public Works & Transportation
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

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

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

DATE: January 11, 2023

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
A0138 RAMP SERVICE EQUIPMENT**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 01-10-2023 (Unique ID: 2046)

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


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

COMMENTS: None.

DSK/cnm

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
Brian Hegt, Assistant to the Commissioner, Dept. of Public Works & Transportation
Robert Abbamont, Director of Operations, Department of Public Works & Transportation
Dianne Vanadia, Senior Budget Analyst
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

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

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

DATE: October 5, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
A0140 ELECTRICAL, DATA AND SECURITY SYSTEMS UPGRADE**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 09-23-2022 (Unique ID: 2048)

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

- **617.5(c)(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/cnm

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Lawrence Soule, Budget Director
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Marzola, Associate Budget Director
Brian Hegt, Assistant to the Commissioner, Dept. of Public Works & Transportation
Kelly Sheehan, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

REFERENCES A0134, A1038 and A0140

ACT NO. -20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$4,050,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF EQUIPMENT FOR AND THE CONSTRUCTION OF IMPROVEMENTS TO THE COUNTY AIRPORT, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$4,050,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$4,050,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20__)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, to the provisions of other laws applicable thereto, \$4,050,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the acquisition of equipment for and the construction of improvements to the County Airport comprised of the following capital projects: A0134, A1038 and A0140, all as set forth in the County's current year Capital Budget, as amended. The total estimated maximum cost of said objects or purposes,

including preliminary costs and costs incidental thereto and the financing thereof is \$4,050,000. The plan of financing includes the issuance of \$4,050,000 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.

Section 2. The period of probable usefulness applicable to the objects or purposes for which the bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 14 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 \$4,050,000. 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 \$4,050,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF EQUIPMENT FOR AND THE CONSTRUCTION OF IMPROVEMENTS TO THE COUNTY AIRPORT; STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$4,050,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$4,050,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20__)

object or purpose: to finance the cost of the acquisition of equipment for and the construction of improvements to the County Airport for various departments comprised of the following capital projects: A0134, A1038 and A0140; all as set forth in the County's current year Capital Budget, as amended.

amount of obligations to be issued:

and period of probable usefulness: \$4,050,000, 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

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: _____

☐ 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

A0134; A0138; A0140

SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 4,050,000 PPU 10 Anticipated Interest Rate 2.69%

Anticipated Annual Cost (Principal and Interest): \$ 464,889

Total Debt Service (Annual Cost x Term): \$ 4,648,890

Finance Department: Interest rates from December 5, 2022 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: 44

SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☒ Consultant

☐ Not Applicable

Prepared by: Brian Hegt

Title: Assistant to the Commissioner

Department: Public Works & Transportation

Date: 12/7/22

Reviewed By: 

du
12/6/22

Budget Director

Date: 12/7/22

CAPITAL PROJECT FACT SHEET

Project ID:* A0134	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* HVAC UPGRADES, TERMINAL BUILDING	Legislative District ID: 6,
Category* AIRPORT	Department:* AIRPORT/DOT	CP Unique ID: 2045

Overall Project Description

This project funds removal of existing HVAC units and replacement with energy efficient units. Project also includes, but is not limited to, upgrades to electrical systems, modifications to structural supports and upgrades to the building management system (BMS).

- | | | |
|---------------------------------------------------------------|---------------------------------------------------------|----------------------------------------------------|
| <input checked="" type="checkbox"/> Best Management Practices | <input checked="" type="checkbox"/> Energy Efficiencies | <input checked="" type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	3.150	350	750	2.050	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	3.150	350	750	2.050	0	0	0	0

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

Current Bond Description: This request will fund design, construction and construction management of the first phase of the HVAC unit replacements.

Financing Plan for Current Request:

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

SEQR Classification:

TYPE II

Amount Requested:

750,000

Comments:

Energy Efficiencies:

PROJECT INCLUDES REPLACEMENT WITH ENERGY EFFICIENT ROOFTOP UNITS.

Appropriation History:

Year	Amount	Description
2017	350,000	DESIGN.

Total Appropriation History:

350,000

Total Financing History:

0

Recommended By:

Department of Planning
WBB4

Date
09-23-2022

Department of Public Works
RJB4

Date
09-23-2022

Budget Department
LMY1

Date
09-26-2022

Requesting Department
RJB4

Date
09-27-2022

HVAC UPGRADES, TERMINAL BUILDING (A0134)

User Department : Airport/DOT

Managing Department(s) : Airport/DOT ; 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	2023	2024	2025	2026	2027	Under Review
Gross	3,150	350		750	2,050				
Non County Share									
Total	3,150	350		750	2,050				

Project Description

This project funds removal of existing HVAC units and replacement with energy efficient units. Project also includes, but is not limited to, upgrades to electrical systems, modifications to structural supports and upgrades to the building management system (BMS).

Current Year Description

The current year request funds Phase I.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	750,000			750,000

Impact on Operating Budget

The impact on the Airport Special Revenue Fund is the debt service associated with the issuance of bonds.

Appropriation History

Year	Amount	Description	Status
2017	350,000	Design.	AWAITING BOND AUTHORIZATION
Total	350,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	350,000		350,000
Total	350,000		350,000

CAPITAL PROJECT FACT SHEET

Project ID:*

A0138

☐ CBA

Fact Sheet Date:*

01-03-2023

Fact Sheet Year:*

2023

Project Title:*

RAMP SERVICE EQUIPMENT

Legislative District ID:

6.

Category*

AIRPORT

Department:*

AIRPORT/DOT

CP Unique ID:

2046

Overall Project Description

This project provides for the purchase of replacement and new ramp service equipment that is necessary and required to maintain the safe and efficient operation of the Airport's Terminal Ramp.

☒ 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	2023	2024	2025	2026	2027	Under Review
Gross	800	0	800	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	800	0	800	0	0	0	0	0

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

Current Bond Description: This request will fund the purchase of one (1) electric push-back, and two (2) diesel push backs, replacing units that were originally purchased in 2003, 2010, 2011. Additionally, one (1) new air start will be purchased.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	800,000
Cash:	0
Total:	\$ 800,000

SEQR Classification:

TYPE II

Amount Requested:

800,000

Comments:

Energy Efficiencies:

Total Financing History:

0

Recommended By:

Department of Planning
WBB4

Date
01-10-2023

Department of Public Works
RJB4

Date
01-10-2023

Budget Department
DEV9

Date
01-11-2023

Requesting Department
RJB4

Date
01-11-2023

RAMP SERVICE EQUIPMENT (A0138)

User Department : Airport/DOT

Managing Department(s) : Airport/DOT ;

Estimated Completion Date: TBD

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

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2023	2024	2025	2026	2027	Under Review
Gross	800			800					
Non County Share									
Total	800			800					

Project Description

This project provides for the purchase of replacement and new ramp service equipment that is necessary and required to maintain the safe and efficient operation of the Airport's Terminal Ramp.

Current Year Description

The current year request funds this project.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	800,000			800,000

Impact on Operating Budget

The impact on the Airport Special Revenue Fund is the debt service associated with the issuance of bonds.

CAPITAL PROJECT FACT SHEET

Project ID:* A0140	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* ELECTRICAL, DATA AND SECURITY 6, SYSTEMS UPGRADES	Legislative District ID:
Category* AIRPORT	Department:* AIRPORT/DOT	CP Unique ID: 2048

Overall Project Description

This project provides for upgrades to electrical, data and security systems that will result in an increase in reliability and safety along with maintaining the Airport's compliance with the TSA's regulations and best practices.

- | | | |
|---------------------------------------------------------------|--------------------------------------------------|----------------------------------------------------|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input checked="" type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	5,150	0	2,500	1,750	900	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	5,150	0	2,500	1,750	900	0	0	0

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

Current Bond Description: This request will fund the design, construction and construction management of the upgrades to electrical infrastructure for the Airport Parking Structure and the upper Rental Car Service Area. The project scope will include installation of components to allow for the future use of EV charging stations. This will also fund the upgrades to the Airport's access control, emergency alert system, video and badging system.

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	2,500,000
Cash:	0
Total:	\$ 2,500,000

SEQR Classification:
TYPE II

Amount Requested:
2,500,000

Comments:

Energy Efficiencies:

Total Financing History:
0

Recommended By:

Department of Planning
WBB4

Date
09-23-2022

Department of Public Works
RJB4

Date
09-23-2022

Budget Department
LMY1

Date
09-26-2022

Requesting Department
RJB4

Date
09-27-2022

ELECTRICAL, DATA AND SECURITY SYSTEMS UPGRADES (A0140)

User Department : Airport/DOT

Managing Department(s) : Airport/DOT ;

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	2023	2024	2025	2026	2027	Under Review
Gross	5,150			2,500	1,750	900			
Non County Share									
Total	5,150			2,500	1,750	900			

Project Description

This project provides for upgrades to electrical, data and security systems that will result in an increase in reliability and safety along with maintaining the Airport's compliance with the TSA's regulations and best practices.

Current Year Description

The current year request funds upgrades to the Airport's access control, emergency alert system, video and badging system.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2023	2,500,000			2,500,000

Impact on Operating Budget

The impact on the Airport Special Revenue Fund is the debt service associated with the issuance of bonds.

BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER

Your Committee is in receipt of a proposed Act which, if enacted by your Board, would authorize the County of Westchester to enter a settlement and general release agreement fully resolving the claims against Teva¹, a generic drug manufacturer, as well as its subsidiary drug distributor, Anda Inc., in an adversary proceeding filed in the Supreme Court of the State of New York, Westchester County, titled *The County of Westchester v. Purdue Pharma, et al.*, Index No. 51606/2018, transferred to the coordinated proceeding in the Supreme Court of the State of New York, Suffolk County and then transferred to the Supreme Court of the State of New York, Westchester County (the “Instant Proceeding”).

On February 6, 2018, the County of Westchester commenced an action against opioid manufacturers, distributors and dispensers in the Supreme Court of the State of New York, County of Westchester. The Complaint asserted several causes of action, such as deceptive marketing, false advertising, public nuisance, misrepresentation, fraud, negligence, and unjust enrichment and conspiracy, alleging that each of the Defendants contributed to the opioid epidemic that Westchester County has been battling and will continue to battle for the foreseeable future. The causes of action against Teva and its subsidiaries are based on claims that they contributed to the opioid epidemic by violating state and federal statutes related to the manufacturing and distribution of opioids, all of which contributed to a public health crisis.

¹ Teva Pharmaceutical Industries Ltd., the public parent company of the Teva defendants, is not a party to the litigation but is a party to the agreement and is liable for the payments. It has submitted to jurisdiction in New York for purposes of enforcement.

Nearly all of the counties in New York State commenced an action regarding the opioid epidemic against the same group of defendants. Our outside counsel in this action, Napoli Shkolnik, represents approximately half of those counties. All of the New York state actions were consolidated and were litigated in the Supreme Court of the State of New York, County of Suffolk, before Judge Garguilo. Of the municipal entities who sued, three bellwether plaintiffs – the County of Nassau, the County of Suffolk, and the State of New York – were selected to try the issue of liability. After delay due to the COVID epidemic, the trial before Judge Garguilo commenced on June 3, 2021, and after a seven-month trial, the jury found Teva liable.

On July 26, 2022, Teva, as well as its subsidiary drug distributor, Anda Inc., announced a \$4.35 billion national opioid settlement agreement (“Teva Global Agreement”). The proposal calls for Teva to pay up to \$3.7 billion in cash over 13 years and provide what Teva estimates as \$1.2 billion worth of the opioid overdose reversal drug naloxone. The Teva/New York Statewide Opioid Settlement Agreement (“Teva NY Agreement”) is essentially a New York carve out from the proposed Teva Global Agreement.

Since July 2022, the State and Suffolk and Nassau Counties have engaged in extensive negotiations that resulted, on November 3, 2022, in the announcement of the Teva NY Agreement. Under the agreement, Teva will be required to pay as much as \$550 million^[2], depending on the level of participation statewide. Monies paid under the Teva NY Agreement will be distributed among the various participating political subdivisions according to the Agreement itself or under two distinct Sharing Agreements (included in the agreement as Exhibits C and L). There are various “Incentive” scenarios built into the agreement. Teva will

^[2] Unlike the national deal, New York and its subdivisions will not be receiving naloxone product as part of this settlement. Instead, the settlement sum for New York includes \$15,871,275.20, which is the Product Cash Conversion Amount in New York (the calculated cash value of the naloxone product).

pay to the State and its participating subdivisions a total of up to approximately \$550 million considering the various Incentive payments offered.

Under the terms of the proposed settlement, Westchester County will receive a total of \$5,149,259.68 over the next 18 years. A portion of this money is from the “Global” fund (consistent with the national global settlement amount). This money is payable over 13 years. These funds are subject to a separate Sharing Agreement (Exhibit C). A portion of this money is also from the “Premium” fund made to the State as a trial plaintiff. This money is payable over 18 years. These funds are subject to a separate Sharing Agreement (Exhibit L).

As with prior settlements, some of the settlement proceeds must be used for “Approved Uses,” *i.e.*, for abatement and remediation, under the intrastate allocation agreement.^[3] Funds identified as “Abatement” must be used in this manner. Funds identified as “Unrestricted” may be used in any manner. The County may be able to procure additional funds. The Statewide Opioid Settlement Fund is designed to fund State projects that constitute Approved State Uses.

Similar to prior settlements, the Agreement provides injunctive relief that includes:

- a. A ban on high-dose opioids (greater than 40mg) and prescription savings programs;
- b. Prohibitions on marketing opioids and funding third parties that promote opioids;
- c. Restrictions on political lobbying;
- d. Disclosure of Teva opioid product clinical data.

^[3] Approved Uses is defined to include: Treating Opioid Use Disorder; Supporting People in Treatment and Recovery; Connecting People who Need Help to Help; Addressing the Needs of Criminal-Justice Involved Persons; Addressing the Needs of Pregnant or Parenting Women and Their Families, Including Babies with Neonatal Abstinence Syndrome; Preventing Over-Prescribing and Ensuring Appropriate Prescribing and Dispensing of Opioids; Preventing Misuse of Opioids; Preventing Overdose Deaths and Other Harms; Supporting Law Enforcement and First Responders; Supporting Opioid Abatement Research; Supporting Post-Mortem Efforts.

In addition, the agreement includes injunctive relief from Teva's distributor Anda, Inc., including:

- a. Ensuring the independence of Anda sales personnel who sell controlled substances from incentive-based compensation and retaliation;
- b. Mandatory training of new Controlled Substance Monitoring Program (CSMP) employees on CSMP and injunctive relief obligations. Employees will also be required to have annual training and testing of CSMP knowledge;
- c. Periodic review of systems and procedures that evaluate customer data for diversion of controlled substances; and
- d. Unannounced customer site visits verifying compliance with anti-diversion obligations.

In order to become a party to the Settlement Agreement, Westchester County has to do the following:

1. Sign (or give outside counsel Napoli Shkolnik permission to sign on Westchester County's behalf) Exhibit "B" to the Teva NY Agreement (New York Subdivision Participation Form), attached as Exhibit "B" hereto;
2. Sign (or give Napoli Shkolnik permission to sign on Westchester County's behalf) Exhibit "C" to the Teva NY Agreement (Teva New York Global Payment Opioid Settlement Sharing Agreement), attached as Exhibit "C" hereto;
3. Sign (or give Napoli Shkolnik permission to sign on Westchester County's behalf) Exhibit "L" to the Teva NY Agreement (Teva New York Premium Payment Opioid Settlement Sharing Agreement), attached as Exhibit "D" hereto.

Your Committee has carefully considered the matter and recommends approval of the annexed Act. The Act, which would authorize the County to enter into the proposed settlement to effectuate the resolution of the lawsuit, is in the best interests of the County.

Your Committee therefore recommends this Honorable Board approve the annexed Act authorizing the County to enter into the proposed settlement of the above-referenced lawsuit. An affirmative vote by a majority of the Board is required to pass this Act.

Dated: White Plains, New York
January 23, 2023

Vedat Fathi
S. H. S.
Terry Zeller
Nancy Bauer
John W.
Colin O. Smith
Cathleen Parker
D. M.

Vedat Fathi
S. H. S.
Terry Zeller
Nancy Bauer
Colin O. Smith

Vedat Fathi
Nancy Bauer
Colin O. Smith
Cathleen Parker
D. M.

Budget &
Appropriations

Health

6

Law & Major
Contracts

Dated: January 23rd, 2023
White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

Budget

Health

LMC



ACT NO. 2023

AN ACT authorizing the County of Westchester to settle the claims against Teva and its distributor Anda in an adversary proceeding filed in the Supreme Court of the State of New York, Westchester County, titled *The County of Westchester v. Purdue Pharma, et al.*, Index No. 51606/2018, transferred to the coordinated proceeding before Judge Garguilo in the Supreme Court of the State of New York, Suffolk County and then transferred to the Supreme Court of the State of New York, Westchester County (the “Instant Proceeding”)

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

1. The County of Westchester is hereby authorized to settle the claims against Teva and its distributor Anda in an adversary proceeding filed in the Supreme Court of the State of New York, Westchester County, titled *The County of Westchester v. Purdue Pharma, et al.*, Index No. 51606/2018, transferred to the coordinated proceeding in the Supreme Court of the State of New York, Suffolk County and then transferred to the Supreme Court of the State of New York, Westchester County (the “Instant Proceeding”).
2. The County Attorney or his designee is hereby authorized to execute and deliver all documents and take such actions as the County Attorney deems necessary or desirable to accomplish the purpose hereof.
3. This Act shall take effect immediately.