

# Board of Legislators Meeting Agenda



800 Michaelian Office Bldg.  
148 Martine Avenue, 8th Floor  
White Plains, NY 10601  
[www.westchesterlegislators.com](http://www.westchesterlegislators.com)

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**Monday, February 6, 2023**

**7:00 PM**

**Legislative Chambers**

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## Regular Meeting

### CALENDAR 3 (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 23, 2023 7 pm, Regular Meeting

### PUBLIC COMMENT

Speakers\_\_\_\_\_

### PUBLIC HEARING

### UNFINISHED BUSINESS

1. [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 \_\_\_\_\_

## I. COMMUNICATIONS

### A. COUNTY EXECUTIVE

1. [2023-34](#)      **APPT-Youth Board-Pacheco**

A RESOLUTION appointing Jonathan Michael Pacheco as a member of the Westchester County Youth Board for the term January 6, 2023 to December 31, 2025.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

2. [2023-35](#)      **APPT-Fire Advisory Board-Thomas**

A RESOLUTION appointing Christopher M. Thomas as a Career Firefighter member of the Westchester County Fire Advisory Board for the term January 12, 2023 to December 31, 2025.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

3. [2023-36](#)      **APPT-Refuse Disp Dist No 1 Adv Bd-Mignone**

A RESOLUTION appointing Stefania A. Mignone as a member of the Westchester County Refuse Disposal District No. 1 Advisory Board for the term January 1, 2023 to December 31, 2025.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

4. [2023-37](#)      **APPT-Human Rights Commission-Ramadan**

A RESOLUTION appointing Zead Ramadan as a member of the Westchester County Human Rights Commission for the term October 31, 2022 to December 31, 2024.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

5. [2023-38](#)      **APPT-Arab American Advisory Board-Alghazali**

A RESOLUTION appointing Nabil Alghazali as a member of the Westchester County Arab American Advisory Board for the term January 1, 2023 to December 31, 2025.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

6. [2023-39](#)      **APPT-Women's Advisory Board-Yizar**

A RESOLUTION appointing Jayda S. Yizar as the District 8 representative member of the Westchester County Women's Advisory Board for the term January 6, 2023 to December 31, 2023.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

7. [2023-40](#)      **REAPPT-Fire Advisory Board-Lee**

A RESOLUTION reappointing Lawrence Lee as a member of the Westchester County Fire Advisory Board for the term January 17, 2023 to December 31, 2024.



**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS****8. [2023-41](#) REAPPT-Emergency Medical Srvcs Adv Bd-O'Connor**

A RESOLUTION reappointing James O'Connor as a member of the Westchester County Emergency Medical Services Advisory Board for the term January 4, 2023 to December 31, 2025.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS****9. [2023-42](#) REAPPT-Emergency Medical Srvcs Adv Bd-Raizen**

A RESOLUTION reappointing David Raizen as a member of the Westchester County Emergency Medical Services Advisory Board for the term January 4, 2023 to December 31, 2025.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS****10. [2023-43](#) REAPPT-Emergency Medical Srvcs Adv Bd-Swanson**

A RESOLUTION reappointing Jill Swanson as a member of the Westchester County Emergency Medical Services Advisory Board for the term January 4, 2023 to December 31, 2025.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS****11. [2023-44](#) REAPPT-Emergency Medical Srvcs Adv Bd-Barca**

A RESOLUTION reappointing Joseph Barca as a member of the Westchester County Emergency Medical Services Advisory Board for the term January 4, 2023 to December 31, 2025.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS****12. [2023-45](#) REAPPT-Emergency Medical Srvcs Adv Bd-Kim**

A RESOLUTION reappointing Al Kim as a member of the Westchester County Emergency Medical Services Advisory Board for the term January 4, 2023 to December 31, 2025.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS****13. [2023-51](#) IMA(Amend)-Wireless Telecommunications Infrastructure Master Plan-Bedford**

AN ACT to authorize the County of Westchester to amend an intermunicipal agreement with the Town of Bedford, for the preparation of a Wireless Telecommunications Infrastructure Master Plan, for the benefit of certain northern Westchester County communities comprised of the Town of Bedford, Town of Lewisboro, the Town of North Salem, Village of Mount Kisco, the Town of Pound Ridge, the Town of Somers, the Town of Yorktown and the Town of New Castle, in order to further extend the term of the agreement by six (6) months, through June 30, 2023.

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

14. [2023-52](#)      **ACT-Regional Partnership Agreement-Dutchess & Putnam Counties**

AN ACT authorizing the County of Westchester to enter into a Regional Partnership Agreement with Dutchess County and Putnam County in order to receiving funding from the New York State Division of Homeland Security and Emergency Services under the FY2020 Hazardous Materials Grant Program.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY**

SI. 15.[2023-54](#)      **IMA-Services to Seniors-Yonkers & New Rochelle**

AN ACT authorizing the County of Westchester to enter into inter-municipal agreements with the City of Yonkers and the City of New Rochelle for the provision of outreach and other services to seniors to be funded with County tax dollars.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND SENIORS & YOUTH**

SI. 16.[2023-55](#)      **ACT-Enter into Grant Agrmnt.-NYSOFA-Title III-B Fed. Grant Funds**

AN ACT authorizing the County of Westchester to enter into a grant agreement with the New York Office for the Aging to accept grant funds under Title III-B of the Older Americans Act and also to exercise the second of its four (4) one year renewal options under inter-municipal agreements with the City of New Rochelle and the City of Yonkers for information and assistance services.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND SENIORS & YOUTH**

SI. 17.[2023-56](#)      **ACT-Enter into Grant Agrmnt.-NYSOFA-Various Fed. Grant Funding**

AN ACT authorizing the County of Westchester to enter into grant agreements with the New York State Office for the Aging to accept grant funds under Titles III-B, III-C, Nutrition Services Incentive Program ("NSIP"), III-D and III-E of the Older Americans Act and also to enter into inter-municipal agreements with local municipalities for services to be funded by Titles III-B, III-C & NSIP grants under the Older Americans Act.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS AND SENIORS & YOUTH**

**B. COUNTY ATTORNEY**

**C. LEGISLATORS**

1. [2023-46](#)      **HON. CATHERINE BORGIA - Appointment to the Westchester County Task Force on Cybersecurity-Alvarado**

Forwarding correspondence from Chairwoman Borgia appointing Legislator Jose Alvarado as

the Board of Legislators ex-officio member of the Westchester County Task Force on Cybersecurity for a term to commence on January 1, 2023 and to expire on December 31, 2023.

**COMMITTEE REFERRAL: COMMITTEE ON APPOINTMENTS**

#### **D. OTHERS**

1. [2023-47](#) **CLERK OF THE BOARD - Public Works Inventory of Machinery/Equipment -2022**

Forwarded by the Clerk of the Board, an itemized listing of all machinery and equipment under the jurisdiction of the Commissioner of Public Works which has been purchased by the County of Westchester for the maintenance of the County Road System as of December 31, 2022.

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

2. [2023-50](#) **CLERK OF THE BOARD - Independent Office of Assigned Counsel 2022 Annual Report**

Forwarded by the Clerk of the Board, the 2022 Annual Report for the Independent Office of Assigned Counsel.

**COMMITTEE REFERRAL: COMMITTEE ON LEGISLATION**

3. [2023-53](#) **CLERK OF THE BOARD - Westchester County Clerk 2022 Annual Report**

Forwarding from the Clerk of the Board the 2022 Annual Report from the Westchester County Clerk.

**COMMITTEE REFERRAL: COMMITTEE ON BUDGET & APPROPRIATIONS**

## **II. NOTICES & PETITIONS**

## **III. STANDING COMMITTEES**

1. [2022-541](#) **BOND ACT-BPS33-Replacement of Police Helicopter**

A BOND ACT authorizing the issuance of SIX MILLION, SEVEN HUNDRED FIFTY THOUSAND (\$6,750,000) DOLLARS in bonds of Westchester County to finance Capital Project BPS33 - Replacement of Police Helicopter.

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

**BOND ACT \_\_\_\_\_ - 2023                      VOTE \_\_\_\_\_**

2. [2022-542](#) **BOND ACT-B035E, RGP13-Equipment Acquisition**

A BOND ACT authorizing the issuance of ONE MILLION, TWENTY-FIVE THOUSAND

(\$1,025,000) DOLLARS in bonds of Westchester County to finance Capital Projects B035E - Equipment Acquisition Program (2021-2025); and RGP13 - General Infrastructure - Equipment Acquisition (2021-2025) for 2023.

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

**BOND ACT \_\_\_\_\_ - 2023**                      **VOTE \_\_\_\_\_**

**3.     [2022-576](#)     **BOND ACT-BLR2E-Labs & Research Equipment Acquisition '21-'25****

A BOND ACT authorizing the issuance of ONE MILLION, THREE HUNDRED THIRTY-NINE THOUSAND (\$1,339,000) DOLLARS in bonds of Westchester County to finance Capital Project BLR2E - Labs and Research Equipment Acquisition (2021-2025).

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

**BOND ACT \_\_\_\_\_ - 2023**                      **VOTE \_\_\_\_\_**

**4.     [2022-595](#)     **BOND ACT-WCC79-Roof Replacement Various Buildings****

A BOND ACT authorizing the issuance of NINETY EIGHT THOUSAND (\$98,000) DOLLARS in bonds of Westchester County to finance Capital Project WCC79 - Roof Replace Various Buildings.

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

**BOND ACT \_\_\_\_\_ - 2023**                      **VOTE \_\_\_\_\_**

**5.     [2022-596](#)     **BOND ACT-WCC82-Site Upgrade Campus Wide****

A BOND ACT authorizing the issuance of ONE HUNDRED NINETY SIX THOUSAND (\$196,000) DOLLARS in bonds of Westchester County to finance Capital Project WCC82 - Site Upgrade Campus Wide.

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

**BOND ACT \_\_\_\_\_ - 2023**                      **VOTE \_\_\_\_\_**

**6.     [2022-598](#)     **BOND ACT-WCC83-Infrastructure Upgrade-Various Buildings****

A BOND ACT authorizing the issuance of FIVE HUNDRED THREE THOUSAND (\$503,000) DOLLARS in bonds of Westchester County to finance Capital Project WCC83 - Infrastructure Upgrade - Various Buildings.

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

**BOND ACT \_\_\_\_\_ - 2023**                      **VOTE \_\_\_\_\_**

**7.     [2022-599](#)     **BOND ACT-WCC90-Technology Upgrade Off Campus****

A BOND ACT authorizing the issuance of FIFTY THOUSAND (\$50,000) DOLLARS in bonds of Westchester County to finance Capital Project WCC90 - Technology Upgrade Off Campus 2017/18 - 2021/22.

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

**BOND ACT \_\_\_\_\_ - 2023** **VOTE \_\_\_\_\_**

**8. [2022-600](#) BOND ACT-WCC91-Technology Upgrade On Campus**

A BOND ACT authorizing the issuance of SIX HUNDRED THOUSAND (\$600,000) DOLLARS in bonds of Westchester County to finance Capital Project WCC91 - Technology Upgrade On-Campus 2017/18 - 2021/22.

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

**BOND ACT \_\_\_\_\_ - 2023** **VOTE \_\_\_\_\_**

**9. [2023-48](#) 2023 Joint State Legislative Package**

A Resolution forwarding the Westchester County 2023 Joint State Legislative Package to the County's State Delegation for consideration during the current legislative session.

**SUBMITTED BY: THE COMMITTEE ON LEGISLATION**

**RESOLUTION \_\_\_\_\_ - 2023** **VOTE \_\_\_\_\_**

**[SI. 10.2022-522](#) PH - Single Use Foodware**

A RESOLUTION to set a Public Hearing on "A LOCAL LAW amending the Laws of Westchester County by adding Chapter 541 regarding single-use foodware, beverage stirrers, splash sticks and reusable cups." [Public Hearing set for \_\_\_\_\_, 2022 at \_\_\_\_\_ .m.]. Local Law Intro No. 2022-523.

**SUBMITTED BY: COMMITTEES ON LEGISLATION AND ENVIRONMENT, ENERGY & CLIMATE**

**RESOLUTION \_\_\_\_\_ - 2023** **VOTE \_\_\_\_\_**

**[SI. 11.2022-529](#) ACT-WCHCC-Domestic Violence High Risk Team**

AN ACT authorizing the County of Westchester to enter into a subaward agreement with the Westchester County Health Care Corporation for a term from October 1, 2021 through September 30, 2025, pursuant to which it will be subawarded a portion of the grant funds received by the County of Westchester to implement the Westchester County Domestic Violence High Risk Team.

**SUBMITTED BY: COMMITTEES ON BUDGET & APPROPRIATIONS AND PUBLIC SAFETY**

**ACT \_\_\_\_\_ - 2023** **VOTE \_\_\_\_\_**

**SI. 12.2022-552**      **APPT-Youth Board-Diao**

A RESOLUTION appointing David Diao as a member of the Westchester County Youth Board for the term October 3, 2022 to December 31, 2024.

***SUBMITTED BY: COMMITTEE ON APPOINTMENTS***

RESOLUTION \_\_\_\_\_ - 2023                      VOTE \_\_\_\_\_

**SI. 13.2023-12**      **REAPPT-Emergency Medical Svcs Adv Bd-Hlushko**

A RESOLUTION reappointing Maria Hlushko as a member of the Westchester County Emergency Medical Services Advisory Board for the term July 11, 2022 to December 31, 2024.

***SUBMITTED BY: COMMITTEE ON APPOINTMENTS***

RESOLUTION \_\_\_\_\_ - 2023                      VOTE \_\_\_\_\_

**SI. 14.2023-13**      **REAPPT-Council for Seniors-Charles**

A RESOLUTION reappointing Edith Charles as the District 13 representative member of the Westchester County Council for Seniors for the term May 23, 2022 to December 31, 2023.

***SUBMITTED BY: COMMITTEE ON APPOINTMENTS***

RESOLUTION \_\_\_\_\_ - 2023                      VOTE \_\_\_\_\_

**SI. 15.2023-16**      **ACT - Lawsuit Settlement Golodetz v. County of Westchester**

AN ACT authorizing the County Attorney to settle the lawsuit of Kim Golodetz v. County of Westchester in the amount of FOUR HUNDRED FIVE THOUSAND (\$405,000) DOLLARS.

***SUBMITTED BY: BUDGET & APPROPRIATIONS AND LAW & MAJOR CONTRACTS***

ACT \_\_\_\_\_ - 2023                      VOTE \_\_\_\_\_

**SI. 16.2023-21**      **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.

***SUBMITTED BY: COMMITTEE ON BUDGET & APPROPRIATIONS***

ACT \_\_\_\_\_ - 2023                      VOTE \_\_\_\_\_

**SI. 17.2023-22**      **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.

***SUBMITTED BY: COMMITTEE ON BUDGET & APPROPRIATIONS***

ACT \_\_\_\_\_ - 2023                      VOTE \_\_\_\_\_

#### IV. SPECIAL ORDERS

**SI. 1. [2023-57](#)      RES - Reappointment of Tajian Nelson - Elections Commissioner**

A RESOLUTION reappointing Tajian M. Nelson as the Commissioner of Elections for a term to begin on January 1, 2023 and expire on December 31, 2026.

***SUBMITTED BY: CHAIR OF THE BOARD***

RESOLUTION \_\_\_\_\_ - 2023                      VOTE \_\_\_\_\_

**SI. 2. [2023-58](#)      RES - Reappointment of Douglas Colety, Commissioner of Elections**

A RESOLUTION recommending the reappointment of Douglas A. Colety as the Commissioner of Elections for a term to begin on January 1, 2023 and expire on December 31, 2026.

***SUBMITTED BY: CHAIR OF THE BOARD***

RESOLUTION \_\_\_\_\_ - 2023                      VOTE \_\_\_\_\_

#### MOTIONS, RESOLUTIONS & CALL OF THE DISTRICTS

**1.      [2023-49](#)      Memorial Resolutions 3-2023**

HON. CATHERINE BORGIA: Paul Walter, Edward Wirchansky, Karen Colombo

HON. MARGARET A. CUNZIO: Lorene T. Mettler, Peg Michelman, Anna Marie Gernnert, Richard P. Coschigano, Frank Chiappetta

HON. CHRISTOPHER A. JOHNSON: Walter Mark Dixon

HON. DAVID J. TUBIOLO: Dr. Alvin B. Phipps, Walter Moore

LEGISLATORS TUBIOLO AND WOODSON-SAMUELS: Councilwoman Eunice Dwumfor

#### ADJOURNMENT

Next Meeting: March 6, 2023 at 7pm.



**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 17<sup>th</sup>, 2023  
White Plains, New York

Committee on January 23<sup>rd</sup>, 2023

Public Safety

Margaret A. Cio

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

Budget & Appropriations

Vedat Fathi

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

jpg/10-25-22

Dated: January 23<sup>rd</sup>, 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 style with a small dot above the "y".

# 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

**ACT NO. 2022 - \_\_\_\_\_**

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

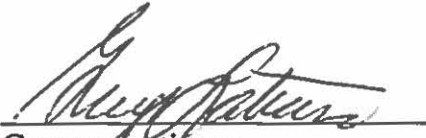


George Latimer  
County Executive

WHEREAS, a vacancy exists in the membership of the Westchester County Youth Board:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, appoint Jonathan Michael Pacheco, 637 Hanover Place, Mount Vernon, New York as a member of the Westchester County Youth Board, for the term January 6, 2023 to December 31, 2025.

Given under my hand  
and seal this 6<sup>th</sup> day  
of January, 2023.

  
George Latimer  
County Executive

Office of the County Executive

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

Email: [CE@westchestergov.com](mailto:CE@westchestergov.com)  
Telephone: (914)995-2900

[westchestergov.com](http://westchestergov.com)



George Latimer  
County Executive

January 6, 2023

Mr. Jonathan Michael Pacheco  
637 Hanover Place  
Mount Vernon, NY 10552

Dear Mr. Pacheco,

It is my pleasure to appoint you to serve as a member of the Westchester County Youth Board effective today, Friday, January 6, 2023. This appointment is for a term to expire on December 31, 2025.

Your appointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office within 30 days, either by appearing at the County Clerk's office or mailing the signed and notarized form to our office.

When you have filed your Oath of Office, a Resolution to confirm your appointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed. Please contact the Youth Bureau at (914) 995-2760 for the date, place, and time of the Youth Board's upcoming meeting for your participation.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer  
Westchester County Executive

GL/ts

cc: Honorable Board of Legislators  
Dr. DaMia Harris-Madden, Executive Director, Youth Bureau  
Joan McDonald, Director of Operations

Office of the County Executive

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

Email: [cc@westchestergov.com](mailto:cc@westchestergov.com)  
Telephone: (914)995-2900

[westchestergov.com](http://westchestergov.com)

## **Jonathan Michael Pacheco**

637 Hanover Place • Mount Vernon, NY 10552 • (917) 435-3022 • [jpacheco1014@gmail.com](mailto:jpacheco1014@gmail.com)

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### **EDUCATION**

**Archbishop Stepinac High School, White Plains, N.Y.**

Anticipated Graduation – June 2024

- GPA – 94.79
- Enrolled in the Honors Program Law Academy
- AP courses In Computer Science, U.S. History, Government and Politics, Seminar (English)

### **AWARDS and HONORS**

- Honor Roll
- National Honor Society – Induction Ceremony, January 2023

### **SCHOOL ACTIVITIES**

- Student Government Club
- Political Club
- Mock Trial Club
- Peer Ministry
- Peer Mentoring

### **WORK EXPERIENCE**

**Target, Mount Vernon, NY – Guest Advocate**

Summer 2022

- Communicate effectively with costumers
- Problem solve to positively impact guest needs and resolve concerns
- Promote and sell various benefits, offerings, and services
- Scan and bag all guest items efficiently and neatly
- Stock supplies

### **EXTRA CURRICULAR ACTIVITIES**

**Our Lady of Mount Carmel Church, Elmsford, NY**

Food Pantry Volunteer – 2020 to Present

**Team Overtime Bandits Basketball Club, Inc., White Plains, NY**

AAU Basketball Club – 2019 to Present

**Archbishop Stepinac High School, White Plains, NY**

Intramural Basketball Club – Spring 2022

**The Crossland Law Group, LLC, Stamford, CT.**

Internship - Summer 2021

**COUNTY OF WESTCHESTER**  
**OATH OF OFFICE**  
**For Appointees to County Boards and Commissions**

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

I, Jonathan Pacheco do solemnly swear (or affirm) that I will support  
(Print or Type Name)

the constitution of the United States, and the constitution of the State of New York, and that I will faithfully  
discharge the duties of the office of Westchester County Youth Board in and for the  
(Print or Type Board Name)

County of Westchester, according to the best of my ability.

Date: 1/14/23 Jonathan Pacheco  
(Signature)

Sworn to and subscribed before me this <u>14</u> day of <u>January</u> , <u>2023</u> .
<u>[Signature]</u> (Signature)
<u>DAE GON KIM</u> (Print or Type Name)
<u>Notary Public</u> (Title of Official Administering Oath)

DAE GON KIM  
Notary Public, State of New York  
License Number: 01K16392677  
Expiration Date: 08/19/2023  
Qualified in Westchester County

Mail original Oath of Office to Office to Andrew Ferris, Office of the County Executive, 148 Martine Ave., Room 916D, White Plains, NY 10601 for filing within thirty (30) days of the commencement of the term of office or the notice of appointment.

George Latimer  
County Executive

WHEREAS, a vacancy exists in the membership of the Westchester County Fire Advisory Board:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, appoint Christopher M. Thomas, 114 James Street, Hastings-on-Hudson, New York as a Career Firefighter member of the Westchester County Fire Advisory Board, for the term January 12, 2023 to December 31, 2025.

Given under my hand  
and seal this 12<sup>th</sup> day  
of January, 2023.

  
George Latimer  
County Executive

Office of the County Executive

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

Email: CE@westchestergov.com  
Telephone: (914)995-2900

westchestergov.com



George Latimer  
County Executive

January 12, 2023

Mr. Christopher M. Thomas  
114 James Street  
Hastings on Hudson, NY 10706

Dear Mr. Thomas,

It is my pleasure to appoint you to serve as a Career Firefighter member of the Westchester County Fire Advisory Board effective today, Thursday, January 12, 2023. This appointment is for a term to expire on December 31, 2025.

Your appointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office within 30 days, either by appearing at the County Clerk's office or mailing the signed and notarized form to our office.

When you have filed your Oath of Office, a Resolution to confirm your appointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed. Please contact the Department of Emergency Services at (914) 231-1700, for the date, place, and time of the Fire Advisory Board's upcoming meeting for your participation.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer  
Westchester County Executive

GL/ts

cc: Honorable Board of Legislators  
Richard Wishnie, Commissioner, Dept. of Emergency Services  
Joan McDonald, Director of Operations

Office of the County Executive

Michaelian Office Building  
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White Plains, New York 10601

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Telephone: (914)995-2900

[westchestergov.com](http://westchestergov.com)

## **Christopher M. Thomas**

114 JAMES STREET  
HASTINGS ON HUDSON,, NY 10706  
(914) 497-3912  
CMPT444@GMAIL..COM

## **Experience**

APRIL 2022 - PRESENT

### **Yonkers Fire Department, Yonkers NY - Assistant Fire Chief**

- Supervise and manage fire department units.
- Respond to and direct emergency scenes
- Document emergency responses and management issues

OCTOBER 2000-April 2022

### **Yonkers Fire Department, Yonkers NY - Fire Captain/Fire Lieutenant/Firefighter**

- Respond to emergencies.
- Conduct fire prevention inspections
- Conduct public fire prevention activities and respond to customer service issues

APRIL 2015 - PRESENT

### **Westchester County Department of Emergency Services, Valhalla, NY Fire Instructor**

- Instruct firefighter candidates in classroom and field settings
- Manage firefighting exercises, including live fire training.

## **Education**

APRIL 2019 - SEPTEMBER 2022

### **Naval Postgraduate School, Monterey, CA - Master of Arts, Homeland Security**

SEPTEMBER 1995 - JUNE 1998

### **St. John's University, Jamaica, NY - Juris Doctor**

Admitted New York State Bar, February 1999

SEPTEMBER 1987 - December 1991

### **SUNY, College at New Paltz, New Paltz, NY - Bachelor of Arts, English**

## **Other**

Member, Comprehensive Plan Update Committee, Village of Hastings on Hudson, NY 2022

Member, Transportation Working Group, Village of Hastings on Hudson, NY 2018

Emergency Medical Technician 2001-Present

## For Appointees to County Boards and Commissions

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

I, CHRISTOPHER THOMAS do solemnly swear (or affirm) that I will support  
(Print or Type Name)

the constitution of the United States, and the constitution of the State of New York, and that I will faithfully discharge the duties of the office of FIRE ADVISORY BOARD in and for the  
(Print or Type Board Name)

County of Westchester, according to the best of my ability.

Date: 1/17/23

**(Signature)**

Sworn to and subscribed before me this 17<sup>th</sup> day of January, 2023.

(Signature)

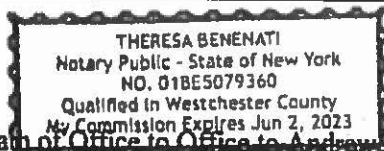
**(Signature)**

Theresa Berenati

**(Print or Type Name)**

Notary Public

**(Title of Official Administering Oath)**



My Commission Expires Jun 2, 2023  
Mail original Oath of Office to Office to Andrew Ferris, Office of the County Executive, 148 Martine Ave., Room 916D, White Plains, NY 10601 for filing within thirty (30) days of the commencement of the term of office or the notice of appointment.

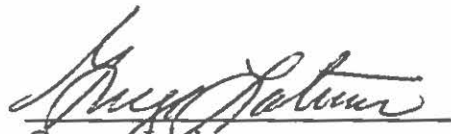


George Latimer  
County Executive

WHEREAS, a vacancy exists in the membership of the Westchester County Refuse Disposal District No. 1 Advisory Board, due to the expiration of term of Michael Gunther:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, appoint Stefania A. Mignone, 250 Pondfield Road West, Bronxville, New York as a member of the Westchester County Refuse Disposal District No. 1 Advisory Board, for the term January 1, 2023 to December 31, 2025.

Given under my hand  
and seal this 1<sup>st</sup> day  
of January, 2023.

  
George Latimer  
County Executive

Office of the County Executive

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

Email: CE@westchestergov.com  
Telephone: (914)995-2900

westchestergov.com



George Latimer  
County Executive

December 14, 2022

Stefania A. Mignone  
250 Pondfield Road West  
Bronxville, NY 10708

Dear Mr. Mignone,

It is my pleasure to appoint you to serve as a member the Westchester County Refuse Disposal District No. 1 Advisory Board, effective January 1, 2023. This appointment is for a term to expire on December 31, 2025.

Your appointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office within 30 days, either by appearing at the County Clerk's office or mailing the signed and notarized form to our office.

When you have filed your Oath of Office, a Resolution to confirm your appointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed. Please contact the Department of Environmental Facilities at (914) 813-5445 for the date, place, and time of the Refuse Disposal District No. 1 Advisory Board's upcoming meeting for your participation.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer  
Westchester County Executive

GL/ts

cc: Honorable Board of Legislators  
Vincent Kopicki, P.E. Commissioner, Dept. of Environmental Facilities  
Joan McDonald, Director of Operations

Office of the County Executive

Michaelian Office Building  
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White Plains, New York 10601

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Telephone: (914)995-2900

[westchestergov.com](http://westchestergov.com)

## Stefania A. Mignone

250 Pondfield Road West, Bronxville, NY 10708

Telephone (646) 294-4689

Email: smignone@whiteplainsny.gov

---

**EDUCATION:** Bachelor of Science in Civil Engineering, Union College, 2003

**PROFILE SUMMARY:** Professional Administrator having more than 15 years of extensive experience in the Public Works field. Highly equipped in directing all phases of Public Works activities including road maintenance and construction, the direction of engineering support, building and facility maintenance, vehicle and equipment maintenance, and coordination of sustainability efforts. Possesses strong expertise in the planning of capital improvement programs for municipal facilities and other infrastructure systems. Strategic leader with a proven track record of building and leading effective teams. Able to manage staff and coordinate daily activities and possesses strong interpersonal and communication skills.

### **WORK EXPERIENCE:**

**City of White Plains Department of Public Works, White Plains, New York**

*Commissioner*

*April 2022-Present*

- Responsible for overseeing the daily operations of the Department of Public Works, approximately 240 employees.
- Plan and develop capital improvement projects by working with all city departments and consultants. Plan, organize, and evaluate the work of contractors performing construction of capital improvement projects while ensuring they perform the task within budget and contracted completion date.
- Strategic planning for storm events.
- Works with developers/owners during construction.
- Provide leadership and direction regarding departmental projects and policies to superintendents in keeping with the City's goals and objectives.
- Administer union contracts, including addressing grievances, serving disciplinary charges, and enforcing departmental standard operating procedures including City policies and safety rules and regulations. Involved in the interview and the hiring of all hourly and full-time employees, along with all promotions within the department.
- Involved in the preparation and monitoring of the annual department budget, approximately \$30 million. Approves department requisitions.
- Logistical planning of city events with other departments and the White Plains Business Improvement District.
- Coordinates shared services with school district.

#### Noted Accomplishments:

- Planning Achievement Award for Library Plaza, Westchester Municipal Planning Federation, 2021
- Spearheaded the design and construction administration of Library Plaza Improvements Capital Project, 2019
- Oversaw the conversion of approximately 5,000 streetlights to LED, providing a significant cost savings to the city, 2017.
- Honoree, White Plains Beautification Foundation, 2017
- Tree City USA Accreditation, annually

**City of White Plains Department of Public Works, White Plains, New York**

*Deputy Commissioner*

*November 2015-Present*

- Responsible for overseeing the daily operations of Highway and Grounds, Sanitation, Garage and Shop, Building Facilities, safety personnel and Public Works Code Enforcement, approximately 190 employees.
- Plan and develop capital improvement projects by working with all city departments and consultants. Plan, organize, and evaluate the work of contractors performing construction of capital improvement projects while ensuring they perform the task within budget and contracted completion date.
- Strategic planning for storm events.
- Works with developers/owners during construction.
- Provide leadership and direction regarding departmental projects and policies to superintendents in keeping with the City's goals and objective.

- Administer union contracts, including addressing grievances, serving disciplinary charges, and enforcing departmental standard operating procedures including City policies and safety rules and regulations. Involved in the interview and the hiring of all hourly and full-time employees, along with all promotions within the department.
- Implementation of new procedures for staff during the pandemic that both kept staff safe and maintained level of city services for the residents and businesses.
- Involved in the preparation and monitoring of annual department budget, approximately \$30 million. Approves department requisitions.
- Formed strong relationships with city neighborhood associations which has helped the department get ahead of potential issues and hazards.
- Logistical planning of city events with other departments and the White Plains Business Improvement District.
- Partners with White Plains Beautification Foundation on projects throughout the city, such as the daffodil program and adopt a park.
- Coordinates shared services with school district.
- Allocation of resources to provide a variety of services throughout the year without additional equipment and manpower costs.
- Initiated work order tracking program that allows the department to streamline tasks and work request.

**City of White Plains Department of Public Works, White Plains, New York**

*Engineer II*

*August 2015–November 2015*

*Engineer I*

*September 2006–August 2015*

- Utilized AutoCad to prepare standard construction details and cross-section maps and prepared construction drawings
- Oversaw and inspected construction and capital improvement projects for compliance with project specifications.
- Participated in the design and cost estimate of water mains, sewers, road reconstruction, storm drains, retaining walls, and small building projects.
- Reviewed backflow device submissions
- Tested city backflow devices annually
- Reviewed plans from developers/owners.
- Reviewed and approved change orders to contracts as well as approved payments to contractor.
- Prepared specifications and drawings for public bid.
- Prepared budget for projects.
- Participated in snow removal with Highway and Grounds Bureau

**Westchester County Department of Health, New Rochelle, New York**

*Assistant Engineer*

*April 2005–August 2006*

- Responsible for the assessment and evaluation of public water supply systems.
- Oversaw sanitary survey to certify that adequate and safe drinking water was supplied to the various communities throughout Westchester County.
- Responsible for the assessment and evaluation of the design of public swimming pools. Performed site inspections to certify that construction of swimming pools was in accordance with the approved design and followed New York State and Westchester County Sanitary Codes
- Reviewed submittals to the WCDOH including backflow prevention devices, water main, and sewer main designs.

**Lawless and Mangione, Yonkers, New York**

*Project Engineer*

*September 2003 –April 2005*

- Planned, designed, and provided construction administration of various sized projects, such as building façade repair, waterproofing, roof replacement, parapet wall repair, and window and terrace replacements.
- Detail oriented in compiling field notes during routine construction inspections.
- Prepared working drawings and construction documents for competitive bid.
- Reviewed and evaluated bids.
- Inspected and supervised the inspection of construction projects while in progress and upon completion for adherence to plans and specifications; advised contractors on the interpretation of plans and specifications; approved minor design changes during construction; involved in contractors' requests for payment

**References:** *Available upon request.*




George Latimer  
County Executive

WHEREAS, a vacancy exists in the membership of the Westchester County Human Rights Commission:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, appoint Zead Ramadan, 5355 Henry Hudson Pkwy. West, 9AB, Riverdale, New York as a member of the Westchester County Human Rights Commission, for the term October 31, 2022 to December 31, 2024.

Given under my hand  
and seal this 31<sup>st</sup> day  
of October, 2022.



George Latimer  
County Executive

Office of the County Executive

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

Email: CE@westchestergov.com  
Telephone: (914)995-2900

westchestergov.com

**George Latimer**  
County Executive

October 31, 2022

Mr. Zead Ramadan  
5355 Henry Hudson Pkwy West, 9AB  
Riverdale, NY 10471

Dear Mr. Ramadan,

It is my pleasure to appoint you to serve as a member of the Westchester County Human Rights Commission, effective today, Monday, October 31, 2022. This appointment is for a term to expire on December 31, 2024.

Your appointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office within 30 days, either by appearing at the County Clerk's office or mailing the signed and notarized form to our office.

When you have filed your Oath of Office, a Resolution to confirm your appointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed. Please contact the Human Rights Commission at (914) 995-7711, for the date, place, and time of the Human Rights Commission's upcoming meeting for your participation.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics, which includes the filing of a financial disclosure statement with the County Board of Ethics. Your financial disclosure information along with filing instructions, has been included.

Warmest wishes for a successful tenure.

Very Truly Yours,



George Latimer  
Westchester County Executive

GL/ts

cc: Honorable Board of Legislators  
Tejash Sanchala, Exec. Director, Human Rights Commission  
Joan McDonald, Director of Operations

Office of the County Executive

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

Email: [ce@westchestergov.com](mailto:ce@westchestergov.com)  
Telephone: (914)995-2900

[westchestergov.com](http://westchestergov.com)



## Zead Ramadan Bio

Zead came to the US at 5 years old and has always made giving back an important part of his life. A proud New Yorker, Zead attended City College of NY and Stony Brook University, where he received his B.A. in Political Science. He learned Spanish from growing up in Washington Heights while retaining his Arabic language and mastering the English language. He interned at the United Nations in 1988, worked as a financial coordinator at Weil, Gotshal & Manges for 6 years. He is currently the Executive Director at the West Harlem Development Corp.

Zead chaired his community board (12) in Manhattan for 2 years of which he has served 15 years. He was the founding chair of the *Malcolm X and Dr. Betty Shabazz Memorial and Educational Center* - a major venue for discussions and exhibitions on the history of human and civil rights in the US. He is the former chair of the Council on American Islamic Relations-NY chapter (CAIR-NY) who advocate for victims of discrimination and violence, and for the fair treatment of all communities and peoples no matter their faith. He is a *representative* (HVICC Trustee-PR Director) to the Peekskill Area Pastor Association (PAPA), Yorktown Heights Clergy Association, Muslim American Civil Liberties Coalition and NY Muslim Leaders Coalition.





**PROFESSIONAL SUMMARY:**

Over twenty years of experience in community leadership, advocacy, nonprofit governance and development, community outreach and organization, policy development and implementation, small business planning and management. Passion for working with other leaders and stakeholders to widen the scale of prosperity across all sectors including Affordable Housing, Economic and Workforce Development, Senior and Youth Services, the Arts, Human and Civil Rights, Education, Job Creation and Training, while utilizing collaborative and creative cross sector strategies and extensive media experience.

**PROFESSIONAL EXPERIENCE****West Harlem Development Corp. (WHDC)**

Executive Director

May 2022 – *Present*

Executive Director - Interim

Nov 2020 – Jan 2022

- Transitioned WHDC after Ex Dir (and senior staff departures); hired new staff
- Updated office financial processes to ACH to increase security and work-flow efficiency
- Worked with staff and Board Chair to manage public statements and effectively communicate with Columbia U, Elected officials, CB9M, grantees and other stakeholders
- Prepared annual budget and projected plans for 2021 for WHDC board approval
- Updated and simplified the CBG application and process while awarding over \$1.5m to over 85 local NFP orgs and distributed funds instantly and securely
- Held largest groups of SSEP and ARISE! programs after departure of lead staff including negotiating 6 new contracts with CB9 NFP entities to execute programs efficiently
- Negotiated and coordinated with city agencies, public officials and CB9 to create the largest monthly street festival in W Harlem (“Uptown Night Market”) with MASC Hospitality which offered economic opportunities for small local businesses and artists
- Negotiated with NYC Parks Dept to resurface the artificial turf and track for a CB9 park within a year to serve local schools, teams, and community
- Coordinated with local police precincts and NFP orgs to distribute hundreds of turkeys and thousands of toys to MCD9 constituents during the 2021 holidays
- Planned the creation of the West Harlem Arts Alliance, an umbrella arts org with CB9 that was incorporated in 2021 and ready to serve the local community in 2022
- Led staff through turbulent pandemic time to produce one of the most productive years while executing (these and many more) WHDC board approved initiatives.

**West Harlem Development Corp. (WHDC)**

Member - Board of Directors

2013 – 2020

Chair, Grants Committee

2014 – 2016

Treasurer

2018 – 2020

---

- Advocated for revisions to grants process, including attaining a comprehensive granting system (FLUXX) to allow WHDC to create granting standards, better communicate with grantees and assess grants investment impact.
- Reviewed proposals from nonprofits for participation in the multi-million-dollar grants that WHDC awards to support the local community's seniors, youth, arts and culture, education, environment, housing, and workforce and economic development initiatives.
- Advocated for housing court representation for local residents, an umbrella Arts org and Seniors Coalition for CB9M, job creation and affordable housing initiatives.

#### **Upper Manhattan Empowerment Zone (UMEZ - NYC)**

Board of Directors, CIIF & Nominating Committees *2002 – 2006, 2011– 2014*

Assistant Chair, Cultural Initiative Investment Fund *2004 – 2005*

Chair, Workforce and Human Capital Committee *2005 – 2006*

Chair, Nominating Committee *2004 – 2005, 2011 – 2013*

- Assisted UMEZ as a N Manhattan representative to manage and distribute a \$300 million Federal, State and City initiative, worked with UMEZ' board to spur economic, cultural, and workforce development growth in the greater Northern Manhattan communities of East, West and Central Harlem, Washington Heights and Inwood serving a population of over 500,000
- Created long-term strategies to address the vital needs of Northern Manhattan, including strategic partnerships
- Reviewed proposals for grants and loans from numerous Northern Manhattan businesses, cultural institutions, and for workforce development programs.
- Led advocacy for numerous initiatives for job creation, small business development, and arts and cultural institutions.

**Community Board 12 Manhattan (CB12M)** *1998-2013*

Chairman, CB12M *2002–2004*

Chairman, Parks & Cultural Affairs Committee *2004–2007*

Chairman, Economic Development Committee *2001–2002, 2007–2009*

- Reorganized and inspired CB12M into one of the most powerful and respected voices for Northern Manhattan (per MBP C.V. Fields)
- Led board to begin largest housing and economic development project in decades in CB12M district (Sherman Creek Development Area).
- Participated and advocated in the initial meetings (2003-4) for the creation of a Community Benefits Agreement (CBA) between Columbia University (CU) and the local community as chair of neighboring CB12M, pursuant to CU's plan to build a new campus in Manhattanville.
- Helped create the annual month-long district-wide Artists and Economic Development collaborative in Northern Manhattan (**The Uptown Arts Stroll**, now in its 18th year).
- Lobbied NYC Parks Department to build a *new children's playground* (Coogan's Bluff), *new baseball diamonds* in Highbridge Park, NYC's first *Mountain Biking Trail* and *Skateboarding Parks* in Northern Manhattan.
- Responsible for reviewing and advising on DCA, SLA, DOB licensing and permitting for district businesses and preparation of CB12M resolutions for recommendation to NYC agencies; instrumental in development of plans to spur economic development in Northern

Manhattan (NYS Comptroller sited over ten percent growth in CB12M district between 2000–2010).

#### **Hudson Valley Islamic Community Center**

Public Relations Director, Board of Directors

*2009 – Present*

- Represented HVICC at Yorktown Planning Board meeting to consider the application of opening an Islamic Center in Mohegan Lake.
- Educate and ensure that the HVICC public and leadership adhere to 501c(3) not-for-profit guidelines re: public announcements, handling of elected officials and candidates, rules re: use of space .
- Invite and host elected officials, interfaith partners, speakers, and other official visitors to HVICC.
- Host community, West Point cadets, and interfaith orgs visiting HVICC for educational, experiential, cultural, charitable and holiday events.

#### **Malcolm X and Dr. Betty Shabazz Memorial, Educational & Cultural Center**

Chairman, Board of Directors

*2007 – 2018*

- Founding Board Chairperson: Led the nonprofit board to develop an infrastructure and foundation for a Center to honor the legacies of Malcolm X and Dr. Betty Shabazz.
- Worked with city agencies to oversee aspects of physical development of the Center.
- As acting Executive Director (2015-2017): managed all aspects of the center after the departure of an Ex Dir, hired new staff and helped raise the most capital in the center's history.
- Increased budget by \$1M via grants, negotiated contracts and contributions within a year.
- Negotiated strategic partnerships with the Smithsonian Institution to bring their traveling exhibits for the first time to N Manhattan (*Freedoms' Sisters* and *IndiVisible*).

#### **Washington Heights and Inwood Chamber of Commerce**

Vice-Chairman, Board of Directors

*2005 – 2020*

- Held quarterly forums with elected officials, NYC agency commissioners and business leaders to discuss key issues to support and that affect the local small business community.
- Advocated for policy creation or change with NYC agencies to better serve N Manhattan businesses and tourism.

#### **Northern Manhattan Arts Alliance (NoMAA)**

Chairman, Board of Directors

*2006 – 2013*

- Advocated for and co-founded the “umbrella” organization for artists and arts groups for Northern Manhattan communities of Washington Heights and Inwood.
  - Led NoMAA as a 2012 *National Endowment of the Arts* winning organization, and 3-time *Union Square Awards* for excellence in service to the community awards.
  - Instrumental in attracting \$1.2 million in grants to incubate NoMAA through a strategic partnership with UMEZ and the Hispanic Federation.
  - Held public forums with hundreds of artists and community groups to establish organizational guidelines, vision and mission statements.
-

- Inherited management of the annual “Uptown Arts Stroll”— a district wide arts and economic development partnership and stimulus from 2006 through the present.
- Re-granted over \$300,000 to local artists in its first five years through a partnership with corporate, elected officials and government sponsors.

### **ARC XVI Senior Center**

Member - Board of Directors *2003 – 2007*

Chairman, Fund-Raising Committee *2006 – 2007*

- Led the Strategic Plan Committee for a NYC Senior Center in Washington Heights, which serves over 100,000 senior citizens annually.
- Won “most-efficiently” run senior center in NYC commendation from the New York City Department for the Aging.
- Chaired committees leading to the two most profitable fund-raising annual galas in the history of ARC XVI.

### **CAIR – NY**

Board of Directors *2008 – 2020*

Chairman, Board of Directors *2009-2013, 2016-2020*

Vice-Chair, Board of Directors *2021-Present*

- Led NFP civil rights organization for NY Muslim community.
- Acting Executive Director (2011-2012) after departure of Ex Dir and experienced largest growth in CAIR-NY history, incl hiring of full time director and civil rights attorney
- Increased annual budget from -\$30K to \$700K through fundraising and grants
- Extensive media representation and experience on television, radio and print news defending constitutional and civil rights of New Yorkers.

### **Trevor Day School**

Member- Board of Trustees *2013 – June, 2022*

- Co-led an independent school during its major growth period; including developing a new \$100M LEED certified high school, and the hiring of new administrative leadership.

## **BUSINESS LEADERSHIP**

### **X Caffe Group**

President and CEO *1997 – 2020*

- Co-founded a coffee house business (new café concept) that grew into a successful 7 business operation, with a catering spinoff.
- Created business, strategic and marketing plans for what was called “first downtown style café Uptown” (by NY1 in 1997) and won awards for coffee brewing excellence by Specialty Coffee Assoc. of America (many years).



**COUNTY OF WESTCHESTER**  
**OATH OF OFFICE**  
**For Appointees to County Boards and Commissions**

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

I, Zead Ramadan do solemnly swear (or affirm) that I will support  
(Print or Type Name)

the constitution of the United States, and the constitution of the State of New York, and that I will  
faithfully discharge the duties of the office of HUMAN RIGHTS COMMISSION <sup>BOARD MEMBER</sup> in and for the  
County of Westchester, according to the best of my ability.

Date: 11/22/22

[Signature]  
(Signature)

Sworn to and subscribed before me this 22<sup>nd</sup> day of November,  
2022.

[Signature]  
(Signature)

TEJASH SANCHALA  
(Print or Type Name)

Notary Public - Attorney  
(Title of Official Administering Oath)

TEJASH V. SANCHALA  
NOTARY PUBLIC, STATE OF NEW YORK  
Registration No. 02SA6395071  
Qualified in Westchester County 23  
My Commission Expires 07/22/2023

Mail original Oath of Office to Office to Andrew Ferris, Office of the County Executive, 148 Martine Ave., Room 916D, White Plains, NY 10601 for filing within thirty (30) days of the commencement of the term of office or the notice of appointment.

George Latimer  
County Executive

WHEREAS, a vacancy exists in the membership of the Westchester County Arab American Advisory Board:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, appoint Nabil Alghazali, 312 Prescott Street, Yonkers, New York as a member of the Westchester County Arab American Advisory Board, for the term January 1, 2023 to December 31, 2025.

Given under my hand  
and seal this 1<sup>st</sup> day  
of January, 2023.



George Latimer  
County Executive

Office of the County Executive

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

Email: CE@westchestergov.com  
Telephone: (914)995-2900

westchestergov.com





George Latimer  
County Executive

December 9, 2022

Mr. Nabil Alghazali  
312 Prescott Street  
Yonkers, NY 10701

Dear Mr. Nabil,

It is my pleasure to appoint you to serve on the Westchester County Arab American Advisory Board effective, January 1, 2023. This appointment is for a term to expire on December 31, 2025

Your appointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office within 30 days, either by appearing at the County Clerk's office or mailing the signed and notarized form to our office.

When you have filed your Oath of Office, a Resolution to confirm your appointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed. Please contact Martha Lopez at (914) 995-2947 for the date, place, and time of the Arab American Advisory Board's upcoming meeting for your participation.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer  
Westchester County Executive

GL/ts

cc: Honorable Board of Legislators  
Joan McDonald, Director of Operations

Office of the County Executive

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

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Telephone: (914)995-2900

[westchestergov.com](http://westchestergov.com)



# Nabil Alghazali

312 Prescott St,  
Yonkers, NY, 10701  
(914) 258-0774  
nabil68ha@yahoo.com

## EXPERIENCE

**Business Owner — Manhattan**  
1988

**Realstate Owner — Yonkers**  
Currently

**Member of Muslim American Society (MAS )—MAS UPPER  
NEW YORK**

**Amam— Yonkers Islamic Center**

**Principal, Weekend School—Yonkers Islamic Cente**

**Member of Muslim Democratic Caucus—NEW YORK**

## SKILLS

Leader in Muslim Community  
Financial Worker

## AWARDS

Diploma in Islamic law  
*Bachelor of Law*

## LANGUAGES

Arabic, English

## EDUCATION

**Sanna University Of Law, Yemen — Bachelor of Law**  
Graduated in 1995  
Worked as a lawyer from 1995-1998 in Yemen

**American Muslim University, NY — Diploma of Islamic Law**  
Graduated in 2020

## PROJECTS

**Project Name — YONKERS ISLAMIC CENTER**  
All projects and funding to upgrade Yonkers Islamic Center.

# COUNTY OF WESTCHESTER OATH OF OFFICE

## For Appointees to County Boards and Commissions

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

I, Nabil Alghazali do solemnly swear (or affirm) that I will support  
(Print or Type Name)

the constitution of the United States, and the constitution of the State of New York, and that I will faithfully  
discharge the duties of the office of Arab American Advisory in and for the  
(Print Board Name)

County of Westchester, according to the best of my ability.

Date: 12/28/2022 Nabil Alghazali  
(Signature)

Sworn to and subscribed before me this <u>28<sup>th</sup></u> day of <u>December</u> , <u>2022</u> .	
<u>Karen DiSalvo</u> (Signature)	<b>KAREN DISALVO</b> NOTARY PUBLIC, STATE OF NEW YORK Registration No. 01DI4749642 Qualified in Putnam County My Commission Expires: <u>03/30/2027</u>
<u>Karen DiSalvo</u> (Print or Type Name)	
<u>Notary Public</u> (Title of Official Administering Oath)	


Mail **original** Oath of Office to Office to Andrew Ferris, Office of the County Executive, 148 Martine Ave., Room 916D, White Plains, NY 10601 for filing within thirty (30) days of the commencement of the term of office or the notice of appointment.

George Latimer  
County Executive

WHEREAS, a vacancy exists in the membership of the Westchester County Women's Advisory Board:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, appoint Jayda S. Yizar, 31 Rosemont Blvd., White Plains, New York as the District 8 representative member of the Westchester County Women's Advisory Board, for the term January 6, 2023 to December 31, 2023.

Given under my hand  
and seal this 6<sup>th</sup> day  
of January, 2023.



George Latimer  
County Executive

Office of the County Executive

Michaelian Office Building  
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White Plains, New York 10601

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George Latimer  
County Executive

(SENT) VIA EMAIL

January 6, 2023

Ms. Jayda Yizar  
31 Rosemont Blvd.  
White Plains, NY 10607

Dear Ms. Yizar,

It is my pleasure to appoint you to serve as the Legislative District 8 representative on the Westchester County Women's Advisory Board, pursuant to the Laws of Westchester County § 177.41. The term of this appointment will expire on December 31, 2023.

Your appointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office and file it with the County Clerk prior to the next Women's Advisory Board meeting, and provide this office with a copy within 30 days. Please contact the Westchester County Office for Women at (914) 995-5972 for the date, place, and time of the Women's Advisory Board's upcoming meeting for your participation.

When you have filed your Oath of Office, a Resolution to confirm your appointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer  
Westchester County Executive

GL/ts

cc: Honorable Board of Legislators  
Robin Schlaff, Director, Office for Women Joan  
McDonald, Director of Operations

Office of the County Executive

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

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Telephone: (914)995-2900

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## Education

Seton Hall University	South Orange, NJ
B.A. in Social & Behavioral Sciences/Minors in Sociology and Africana Studies	May 2019
M.A. in Psychological Studies/Concentration in Sports Psychology	May 2021
Certificate in Exercise & Sport Psychology	December 2021

## Summary of Qualifications

A post-graduate student with excellent communication, computer, social media content creation, and analytical skills. The ability to work well in independent and group environments with exceptional leadership abilities. Proficient with Microsoft Word, PowerPoint, Excel, Twitter, and Instagram.

## Work Experience

<b>Graduate Assistant – Academic Support Services for Student-Athletes</b>	<b>August 2021 to Present</b>
--	-------------------------------

Seton Hall University, South Orange, NJ

- Conduct weekly one-on-one meetings with 11 freshmen and transfer students to roadmap their academic success
- Evaluate each students' academic level and provide them with appropriate educational and mental support
- Maintains positive and professional relationships with students, teachers, and administration through effective communication regarding students' progress
- Collaborate with the Academic Center to offer specialized programs that support student success

<b>Graduate Assistant – Seton Hall Women's Basketball Team</b>	<b>August 2019 to May 2021</b>
--	--------------------------------

Seton Hall University, South Orange, NJ

- Supervised and trained 8 student managers to conduct daily tasks and routines during practice, home, and away games.
- Aided with event planning such as Parent Weekend, Alumni, and Pirate Day for audiences up to 1,000
- Organized and facilitated university-sponsored summer camps for 200 middle and high school students
- Performed routine tasks to support the team such as collecting and placing meal orders, doing laundry, setting up the bench, and packing the essentials for home and away games

<b>Server &amp; Counter Help – Mangiano Pizza Restaurant &amp; Catering</b>	<b>June 2018 to September 2021</b>
---	------------------------------------

Cedar Knolls, NJ

- Provided friendly and efficient service to ensure a pleasant dining experience for all guests
- Trained 15 new servers about menu knowledge and provided quality service to customers
- Received payments and processed cash, credit, and debit card payments in a timely manner
- Frequently assisted co-workers during rush hour, promoted teamwork and exceptional service

**Manager – Seton Hall Women’s Basketball Team**

**November 2016 to June 2019**

Seton Hall University, South Orange, NJ

- Assisted players with drills and fundamentals to help their growth and development
- Responsible for coordinating and assigning the game-day duties to student-managers
- Worked in unison with the Director of Basketball Operations, Graduate Managers, and Coaches to complete daily tasks that aid the operations, logistics, and success of the team

**Affiliations**

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- 2021 IGNITE cohort with the Association for Applied Sports Psychology
- Delta Sigma Theta Sorority, Inc. Montclair Alumnae Chapter – Corresponding Secretary
- Delta Sigma Theta Sorority, Inc. Upsilon Phi Chapter – Charter Member
- National Council of Negro Women, Inc.
- Westchester Black Women’s Political Caucus, Greenburgh/White Plains Chapter



George Latimer  
County Executive

WHEREAS, the term of Lawrence Lee, as a member of the Westchester County Fire Advisory Board, has expired:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, reappoint Lawrence Lee, 55 South Stone Avenue, Elmsford, New York as a member of the Westchester County Fire Advisory Board, for the term January 17, 2023 to December 31, 2024.

Given under my hand  
and seal this 17<sup>th</sup> day  
of January, 2023.



George Latimer  
County Executive

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George Latimer  
County Executive

January 17, 2023

Mr. Lawrence Lee  
55 South Stone Avenue  
Elmsford, NY 10523

Dear Mr. Lee,

It is my pleasure to reappoint you to serve as a member of the Westchester County Fire Advisory Board, effective today, Tuesday, January 17, 2023. This appointment is for a term to expire on December 31, 2024.

Your reappointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office within 30 days, either by appearing at the County Clerk's office or mailing the signed and notarized form to our office.

When you have filed your Oath of Office, a Resolution to confirm your reappointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer  
Westchester County Executive

GL/ts

cc: Honorable Board of Legislators  
Richard Wishnie, Commissioner, Dept. of Emergency Services  
Joan McDonald, Director of Operations

Office of the County Executive

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White Plains, New York 10601

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# Westchester County Executive Branch - Member Attendance

## Fire Advisory Board

Member	Jan 27, 2022	TOTALS
Richard Wishnie	P	100.0%
Susan Spear	P	100.0%
Henry Bergson	P	100.0%
John Marshall	E	0.0%
John Caparelli	A	0.0%
Andrew Sandor	P	100.0%
Joseph Iantorno	E	0.0%
David Klaus	E	0.0%
Richard Lyman	P	100.0%
Lawrence Lee	P	100.0%
Joseph Olenik	A	0.0%
Howard Stern	P	100.0%
Robert Outhouse	P	100.0%
Peter Miley	P	100.0%
Kelly Murphy	P	100.0%
Kate Hallex	A	0.0%
P.J. Goldfeder	P	100.0%
William Dingee	P	100.0%
Joseph Bonanno, Jr.	P	100.0%

Present:	13	81.25%
Absent:	3	18.75%
Excused:	0	0.0%

\* P = Present

- \* A = Absent
- \* E = Excused
- \* C = Canceled





George Latimer  
County Executive

WHEREAS, the term of James O'Connor, as a member of the Westchester County Emergency Medical Services Advisory Board, has expired:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, reappoint James O'Connor, 101 Old Mamaroneck Road, White Plains, New York as a member of the Westchester County Emergency Medical Services Advisory Board, for the term January 4, 2023 to December 31, 2025.

Given under my hand  
and seal this 4<sup>th</sup> day  
of January, 2023.



George Latimer  
County Executive

Office of the County Executive

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

Email: CE@westchestergov.com  
Telephone: (914)995-2900

westchestergov.com



**George Latimer**  
County Executive

January 4, 2023

Mr. James O'Connor  
101 Old Mamaroneck Road  
White Plains, NY 10605

Dear Mr. O'Connor,

It is my pleasure to reappoint you to serve as a member of the Westchester County EMS Advisory Board, effective today, Wednesday, January 4, 2023. This appointment is for a term to expire on December 31, 2025

Your reappointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office within 30 days, either by appearing at the County Clerk's office or mailing the signed and notarized form to our office.

When you have filed your Oath of Office, a Resolution to confirm your reappointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer  
Westchester County Executive

GL/ts

cc: Honorable Board of Legislators  
Richard Wishnie, Commissioner, Dept. of Emergency Services  
Joan McDonald, Director of Operations

Office of the County Executive

Michaelian Office Building  
148 Martine Avenue  
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# Westchester County Executive Branch - Member Attendance

## Emergency Medical Services Board

Member	Jan 12, 2022	Feb 08, 2022	May 10, 2022	Sep 13, 2022
Guy Peifer	P	P	A	A
John Ohnmacht	P	P	P	
Adam Ochs	P	P	E	
James Muller	P	P		
Scott Moore	A			
Steven Mareello	A	P	P	
Dr. Erik Larsen	P	P	P	
Maria Hlusko	P			
Eleanor Hersam	P	P	P	
Dominic Franzoso	P	P	P	
David Dawson	P	P	P	
Joseph Barca	P	P	A	P
Al Kim	P	P	P	P
James O'Connor	P	P	A	P
Jill Swanson	A	P	E	A
Anthony Sutton	P	P	P	P
Jeffrey Meade	A	A	A	A
David Raizen	P	P	P	P
Michael Volk	P	P	P	P
Richard Wishnie	P	P	P	P
Susan Spear	P	P	P	P
Barry Reiter	P	P	P	P
Maria Hlusko		P	P	A
Allison Cerreno		E		P
Justin Costable		P	P	



Steven Marelo				P
Justin Costable				P
David Dawson				P
Dominic Franzoso				P
Eleanor Hersam				A
Maria Hlusko				A
Dr. Erik Larsen				E
Adam Ochs				A
John Ohnmacht				P

Present:	18	21	15	15
Absent:	4	1	4	7
Excused:	0	1	0	0

- \* P = Present
- \* A = Absent
- \* E = Excused
- \* C = Canceled

# Report - 2022

Nov 15, 2022	TOTALS
A	40.0%
	100.0%
	66.67%
	100.0%
	0.0%
	66.67%
	100.0%
	100.0%
	100.0%
	100.0%
	100.0%
A	60.0%
P	100.0%
E	60.0%
P	40.0%
P	100.0%
E	0.0%
P	100.0%
P	100.0%
P	100.0%
E	80.0%
P	100.0%
P	75.0%
P	66.67%
	100.0%

P	100.0%
P	100.0%
P	100.0%
P	100.0%
A	0.0%
A	0.0%
P	50.0%
P	50.0%
P	100.0%

1680.19%
418.87%
00.94%

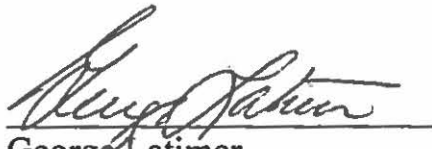


George Latimer  
County Executive

WHEREAS, the term of David Raizen, as a member of the Westchester County Emergency Medical Services Advisory Board, has expired:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, reappoint David Raizen, 14 Aspen Road, Scarsdale, New York as a member of the Westchester County Emergency Medical Services Advisory Board, for the term January 4, 2023 to December 31, 2025.

Given under my hand  
and seal this 4<sup>th</sup> day  
of January, 2023.

  
George Latimer  
County Executive

Office of the County Executive

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

Email: CE@westchestergov.com  
Telephone: (914)995-2900

westchestergov.com



George Latimer  
County Executive

January 4, 2023

Mr. David Raizen  
14 Aspen Road  
Scarsdale, NY 10583

Dear Mr. Raizen,

It is my pleasure to reappoint you to serve as a member of the Westchester County EMS Advisory Board, effective today, Wednesday, January 4, 2023. This appointment is for a term to expire on December 31, 2025

Your reappointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office within 30 days, either by appearing at the County Clerk's office or mailing the signed and notarized form to our office.

When you have filed your Oath of Office, a Resolution to confirm your reappointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer  
Westchester County Executive

GL/ts

cc: Honorable Board of Legislators  
Richard Wishnie, Commissioner, Dept. of Emergency Services  
Joan McDonald, Director of Operations

Office of the County Executive

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

Email: [ce@westchestergov.com](mailto:ce@westchestergov.com)  
Telephone: (914)995-2900

[westchestergov.com](http://westchestergov.com)

# Westchester County Executive Branch - Member Attendance

## Emergency Medical Services Board

Member	Jan 12, 2022	Feb 08, 2022	May 10, 2022	Sep 13, 2022
Guy Peifer	P	P	A	A
John Ohnmacht	P	P	P	
Adam Ochs	P	P	E	
James Muller	P	P		
Scott Moore	A			
Steven Marello	A	P	P	
Dr. Erik Larsen	P	P	P	
Maria Hlusko	P			
Eleanor Hersam	P	P	P	
Dominic Franzoso	P	P	P	
David Dawson	P	P	P	
Joseph Barca	P	P	A	P
Al Kim	P	P	P	P
James O'Connor	P	P	A	P
Jill Swanson	A	P	E	A
Anthony Sutton	P	P	P	P
Jeffrey Meade	A	A	A	A
David Raizen	P	P	P	P
Michael Volk	P	P	P	P
Richard Wishnie	P	P	P	P
Susan Spear	P	P	P	P
Barry Reiter	P	P	P	P
Maria Hlusko		P	P	A
Allison Cerreno		E		P
Justin Costable		P	P	

Steven Mareello				P
Justin Costable				P
David Dawson				P
Dominic Franzoso				P
Eleanor Hersam				A
Maria Hlusko				A
Dr. Erik Larsen				E
Adam Ochs				A
John Ohnmacht				P

Present:	18	21	15	15
Absent:	4	1	4	7
Excused:	0	1	0	0

- \* P = Present
- \* A = Absent
- \* E = Excused
- \* C = Canceled



# Report - 2022

Nov 15, 2022	TOTALS
A	40.0%
	100.0%
	66.67%
	100.0%
	0.0%
	66.67%
	100.0%
	100.0%
	100.0%
	100.0%
	100.0%
A	60.0%
P	100.0%
E	60.0%
P	40.0%
P	100.0%
E	0.0%
P	100.0%
P	100.0%
P	100.0%
E	80.0%
P	100.0%
P	75.0%
P	66.67%
	100.0%

P	100.0%
P	100.0%
P	100.0%
P	100.0%
A	0.0%
A	0.0%
P	50.0%
P	50.0%
P	100.0%

16	80.19%
4	18.87%
0	0.94%

## For Appointees to County Boards and Commissions

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

I, David Raizen do solemnly swear (or affirm) that I will support  
(Print or Type Name)

the constitution of the United States, and the constitution of the State of New York, and that I will faithfully discharge the duties of the office of The Westchester County Board of Legislators EMS Advisory Board in and for the  
(Print or Type Board Name)

County of Westchester, according to the best of my ability.

**Date:** 01/16/2023

**(Signature)**

Sworn to and subscribed before me this 10<sup>th</sup> day of January 2023.

(Signature)

Melissa M DiPalma (Signature)  
 Notary Public - State of New York  
 No. 01D10528829  
 Qualified in Putnam County  
 My Commission Expires August 10, 2023  
 \_\_\_\_\_ (Print Name)

**(Title of Official Administering Oath)**

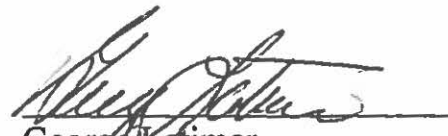
Mail original Oath of Office to Office to Andrew Ferris, Office of the County Executive, 148 Martine Ave., Room 916D, White Plains, NY 10601 for filing within thirty (30) days of the commencement of the term of office or the notice of appointment.

George Latimer  
County Executive

WHEREAS, the term of Jill Swanson, as a member of the Westchester County Emergency Medical Services Advisory Board, has expired:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, reappoint Jill Swanson, 21 Woodland Avenue, Tarrytown, New York as a member of the Westchester County Emergency Medical Services Advisory Board, for the term January 4, 2023 to December 31, 2025.

Given under my hand  
and seal this 4<sup>th</sup> day  
of January, 2023.



George Latimer  
County Executive

Office of the County Executive

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

Email: CE@westchestergov.com  
Telephone: (914)995-2900

westchestergov.com



George Latimer  
County Executive

January 4, 2023

Ms. Jill Swanson  
21 Woodland Avenue  
Tarrytown, NY 10591

Dear Ms. Swanson,

It is my pleasure to reappoint you to serve as a member of the Westchester County EMS Advisory Board, effective today, Wednesday, January 4, 2023. This appointment is for a term to expire on December 31, 2025

Your reappointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office within 30 days, either by appearing at the County Clerk's office or mailing the signed and notarized form to our office.

When you have filed your Oath of Office, a Resolution to confirm your reappointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer  
Westchester County Executive

GL/ts

cc: Honorable Board of Legislators  
Richard Wishnie, Commissioner, Dept. of Emergency Services  
Joan McDonald, Director of Operations

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# Westchester County Executive Branch - Member Attendance

## Emergency Medical Services Board

Member	Jan 12, 2022	Feb 08, 2022	May 10, 2022	Sep 13, 2022
Guy Peifer	P	P	A	A
John Ohnmacht	P	P	P	
Adam Ochs	P	P	E	
James Muller	P	P		
Scott Moore	A			
Steven Mareello	A	P	P	
Dr. Erik Larsen	P	P	P	
Maria Hlusko	P			
Eleanor Hersam	P	P	P	
Dominic Franzoso	P	P	P	
David Dawson	P	P	P	
Joseph Barca	P	P	A	P
Al Kim	P	P	P	P
James O'Connor	P	P	A	P
Jill Swanson	A	P	E	A
Anthony Sutton	P	P	P	P
Jeffrey Meade	A	A	A	A
David Raizen	P	P	P	P
Michael Volk	P	P	P	P
Richard Wishnie	P	P	P	P
Susan Spear	P	P	P	P
Barry Reiter	P	P	P	P
Maria Hlusko		P	P	A
Allison Cerreno		E		P
Justin Costable		P	P	

Steven Marello				P
Justin Costable				P
David Dawson				P
Dominic Franzoso				P
Eleanor Hersam				A
Maria Hlusko				A
Dr. Erik Larsen				E
Adam Ochs				A
John Ohnmacht				P

Present:	18	21	15	15
Absent:	4	1	4	7
Excused:	0	1	0	0

- \* P = Present
- \* A = Absent
- \* E = Excused
- \* C = Canceled

# Report - 2022

Nov 15, 2022	TOTALS
A	40.0%
	100.0%
	66.67%
	100.0%
	0.0%
	66.67%
	100.0%
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	100.0%
A	60.0%
P	100.0%
E	60.0%
P	40.0%
P	100.0%
E	0.0%
P	100.0%
P	100.0%
P	100.0%
E	80.0%
P	100.0%
P	75.0%
P	66.67%
	100.0%



P	100.0%
P	100.0%
P	100.0%
P	100.0%
A	0.0%
A	0.0%
P	50.0%
P	50.0%
P	100.0%

16	80.19%
4	18.87%
0	0.94%

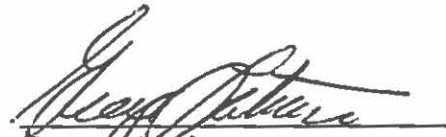


George Latimer  
County Executive

WHEREAS, the term of Joseph Barca, as a member of the Westchester County Emergency Medical Services Advisory Board, has expired:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, reappoint Joseph Barca, 341 Park Avenue, Yonkers, New York as a member of the Westchester County Emergency Medical Services Advisory Board, for the term January 4, 2023 to December 31, 2025.

Given under my hand  
and seal this 4<sup>th</sup> day  
of January, 2023.



George Latimer  
County Executive

Office of the County Executive

Michaelian Office Building  
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White Plains, New York 10601

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westchestergov.com



George Latimer  
County Executive

January 4, 2023

Mr. Joseph Barca  
341 Park Avenue  
Yonkers, NY 10703

Dear Mr. Barca,

It is my pleasure to reappoint you to serve as a member of the Westchester County EMS Advisory Board, effective today, Wednesday, January 4, 2023. This appointment is for a term to expire on December 31, 2025

Your reappointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office within 30 days, either by appearing at the County Clerk's office or mailing the signed and notarized form to our office.

When you have filed your Oath of Office, a Resolution to confirm your reappointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer  
Westchester County Executive

GL/ts

cc: Honorable Board of Legislators  
Richard Wishnie, Commissioner, Dept. of Emergency Services  
Joan McDonald, Director of Operations

Office of the County Executive

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# Westchester County Executive Branch - Member Attendance

## Emergency Medical Services Board

Member	Jan 12, 2022	Feb 08, 2022	May 10, 2022	Sep 13, 2022
Guy Peifer	P	P	A	A
John Ohnmacht	P	P	P	
Adam Ochs	P	P	E	
James Muller	P	P		
Scott Moore	A			
Steven Marello	A	P	P	
Dr. Erik Larsen	P	P	P	
Maria Hlusko	P			
Eleanor Hersam	P	P	P	
Dominic Franzoso	P	P	P	
David Dawson	P	P	P	
Joseph Barca	P	P	A	P
Al Kim	P	P	P	P
James O'Connor	P	P	A	P
Jill Swanson	A	P	E	A
Anthony Sutton	P	P	P	P
Jeffrey Meade	A	A	A	A
David Raizen	P	P	P	P
Michael Volk	P	P	P	P
Richard Wishnie	P	P	P	P
Susan Spear	P	P	P	P
Barry Reiter	P	P	P	P
Maria Hlusko		P	P	A
Allison Cerreno		E		P
Justin Costable		P	P	

Steven Mareello				P
Justin Costable				P
David Dawson				P
Dominic Franzoso				P
Eleanor Hersam				A
Maria Hlusko				A
Dr. Erik Larsen				E
Adam Ochs				A
John Ohnmacht				P

Present:	18	21	15	15
Absent:	4	1	4	7
Excused:	0	1	0	0

- \* P = Present
- \* A = Absent
- \* E = Excused
- \* C = Canceled

# Report - 2022

Nov 15, 2022	TOTALS
A	40.0%
	100.0%
	66.67%
	100.0%
	0.0%
	66.67%
	100.0%
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	100.0%
	100.0%
A	60.0%
P	100.0%
E	60.0%
P	40.0%
P	100.0%
E	0.0%
P	100.0%
P	100.0%
P	100.0%
E	80.0%
P	100.0%
P	75.0%
P	66.67%
	100.0%

P	100.0%
P	100.0%
P	100.0%
P	100.0%
A	0.0%
A	0.0%
P	50.0%
P	50.0%
P	100.0%

16	80.19%
4	18.87%
0	0.94%






George Latimer  
County Executive

WHEREAS, the term of Al Kim, as a member of the Westchester County Emergency Medical Services Advisory Board, has expired:

NOW, THEREFORE, I, George Latimer, County Executive of Westchester County, in accordance with the terms and provisions of the Westchester County Charter, reappoint Al Kim, 425 Mills Road, Somers, New York as a member of the Westchester County Emergency Medical Services Advisory Board, for the term January 4, 2023 to December 31, 2025.

Given under my hand  
and seal this 4<sup>th</sup> day  
of January, 2023.

  
George Latimer  
County Executive

Office of the County Executive

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

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Telephone: (914)995-2900

westchestergov.com



George Latimer  
County Executive

January 4, 2023

Mr. Al Kim  
425 Mills Road  
Somers, NY 10560

Dear Mr. Kim,

It is my pleasure to reappoint you to serve as a member of the Westchester County EMS Advisory Board, effective today, Wednesday, January 4, 2023. This appointment is for a term to expire on December 31, 2025

Your reappointment is subject to confirmation by the Westchester County Board of Legislators, but your service begins immediately. You must complete the attached Oath of Office within 30 days, either by appearing at the County Clerk's office or mailing the signed and notarized form to our office.

When you have filed your Oath of Office, a Resolution to confirm your reappointment will be submitted to the County Board of Legislators. As part of the confirmation process, you may be called before the Board to be interviewed.

Pursuant to Local Law, as a member of a Westchester County Board and/or Commission, you are responsible for adhering to the requirements of our Code of Ethics.

Warmest wishes for a successful tenure.

Very Truly Yours,

George Latimer  
Westchester County Executive

GL/ts

cc: Honorable Board of Legislators  
Richard Wishnie, Commissioner, Dept. of Emergency Services  
Joan McDonald, Director of Operations

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# Westchester County Executive Branch - Member Attendance

## Emergency Medical Services Board

Member	Jan 12, 2022	Feb 08, 2022	May 10, 2022	Sep 13, 2022
Guy Peifer	P	P	A	A
John Ohnmacht	P	P	P	
Adam Ochs	P	P	E	
James Muller	P	P		
Scott Moore	A			
Steven Mareello	A	P	P	
Dr. Erik Larsen	P	P	P	
Maria Hlusko	P			
Eleanor Hersam	P	P	P	
Dominic Franzoso	P	P	P	
David Dawson	P	P	P	
Joseph Barca	P	P	A	P
Al Kim	P	P	P	P
James O'Connor	P	P	A	P
Jill Swanson	A	P	E	A
Anthony Sutton	P	P	P	P
Jeffrey Meade	A	A	A	A
David Raizen	P	P	P	P
Michael Volk	P	P	P	P
Richard Wishnie	P	P	P	P
Susan Spear	P	P	P	P
Barry Reiter	P	P	P	P
Maria Hlusko		P	P	A
Allison Cerreno		E		P
Justin Costable		P	P	

Steven Marelo				P
Justin Costable				P
David Dawson				P
Dominic Franzoso				P
Eleanor Hersam				A
Maria Hlusko				A
Dr. Erik Larsen				E
Adam Ochs				A
John Ohnmacht				P

Present:	18	21	15	15
Absent:	4	1	4	7
Excused:	0	1	0	0

- \* P = Present
- \* A = Absent
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# Report - 2022

Nov 15, 2022	TOTALS
A	40.0%
	100.0%
	66.67%
	100.0%
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	66.67%
	100.0%
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	100.0%
	100.0%
A	60.0%
P	100.0%
E	60.0%
P	40.0%
P	100.0%
E	0.0%
P	100.0%
P	100.0%
P	100.0%
E	80.0%
P	100.0%
P	75.0%
P	66.67%
	100.0%

P	100.0%
P	100.0%
P	100.0%
P	100.0%
A	0.0%
A	0.0%
P	50.0%
P	50.0%
P	100.0%

16      80.19%  
 4      18.87%  
 0      0.94%







George Latimer  
County Executive

January 30, 2023

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

Dear Honorable Members of the Board:

Transmitted herewith for your review and approval is proposed legislation which, if approved by your Honorable Board, would authorize the County of Westchester ("County"), acting by and through its Department of Information Technology ("Department"), to amend an intermunicipal agreement ("IMA") with the Town of Bedford ("Bedford" or "Town of Bedford"), in order to further extend the term of the IMA by six (6) months, commencing retroactively on January 1, 2023 and expiring on June 30, 2023.

As your Honorable Board may recall, on October 20, 2020, your Honorable Board approved Act No. 2020 – 181, which authorized the County to enter into the IMA, pursuant to which the County was to pay Bedford an amount not-to-exceed \$190,170.00, to finance the preparation of a Wireless Telecommunications Infrastructure Master Plan (the "Master Plan"). The IMA benefits the Town of Bedford and certain other northern Westchester County communities, comprised of the Town of Lewisboro, the Town of North Salem, Village of Mount Kisco, the Town of Pound Ridge, the Town of Somers and the Town of Yorktown ("Study Area"), as the creation of the Master Plan will facilitate an optimized wireless telecommunications environment that will promote efficient network deployment practices and overall improved wireless telecommunication experience throughout the Study Area. The IMA was subsequently executed and, thereafter, Bedford retained CityScape Consultants, Inc. ("CityScape") to prepare the Master Plan.

However, due to the COVID-19 pandemic, the completion of the Master Plan was significantly delayed by CityScape and Bedford requested an extension of one (1) year in order to deliver the Master Plan to the County. In addition, the Town of New Castle, which is adjacent to Bedford, last year informed Bedford that it was interested in being included in the Study Area in order to benefit from the analysis and recommendations derived from the Master Plan.

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As such, as your Honorable Board may recall, your Honorable Board approved Act No. 2022 – 46, which authorized the County to amend the IMA in order to: (i) extend the term of the IMA by one (1) year, through December 31, 2022, (ii) expand the scope of services to include the Town of New Castle in the Study Area, and (iii) increase the amount due under the IMA by \$24,592.00, bringing the total not-to-exceed amount due under the IMA from \$190,170.00 to \$214,762.00. The first amendment was subsequently duly executed.

The Department has recently been notified by Bedford that CityScape is finalizing the Master Plan and that Bedford requires additional time in order to deliver the completed Master Plan to the County.

Accordingly, it is respectfully requested from your Honorable Board that the IMA be amended a second time to further extend the term of the IMA by six (6) months, commencing retroactively on January 1, 2023 and expiring on June 30, 2023, at no additional cost to the County.

All other terms and conditions of the IMA, as previously amended, shall remain unchanged and in full force and effect.

The Department of Planning has advised that, based on its review, the actions under the IMA, as amended, are classified as a “Type II” action pursuant to the State Environmental Quality Review Act (“SEQRA”) and its implementing regulations, 6 NYCRR, Part 617, which is an action determined not to have a significant effect on the environment and therefore does not require further environmental review, as evidenced in the annexed SEQRA documentation. As you know, your Honorable Board may use such expert advice to reach its own conclusion.

Based upon the foregoing, I recommend approval of the attached legislation.

Very truly yours,



George Latimer  
County Executive

GL/CMC  
Att.

**TO THE COUNTY BOARD OF LEGISLATORS  
COUNTY OF WESTCHESTER**

Your Committee is in receipt of a transmittal from the County Executive recommending the approval of proposed legislation by your Honorable Board, which would authorize the County of Westchester (“County”), acting by and through its Department of Information and Technology (“Department”), to amend an intermunicipal agreement (“IMA”) with the Town of Bedford (“Bedford” or “Town of Bedford”), in order to further extend the term of the IMA by six (6) months, commencing retroactively on January 1, 2023 and expiring on June 30, 2023.

Your Committee is advised that on October 20, 2020, your Honorable Board approved Act No. 2020 – 181, which authorized the County to enter into the IMA, pursuant to which the County was to pay Bedford an amount not-to-exceed \$190,170.00, to finance the preparation of a Wireless Telecommunications Infrastructure Master Plan (the “Master Plan”). The IMA benefits the Town of Bedford and certain other northern Westchester County communities, comprised of the Town of Lewisboro, the Town of North Salem, Village of Mount Kisco, the Town of Pound Ridge, the Town of Somers and the Town of Yorktown (“Study Area”), as the creation of the Master Plan will facilitate an optimized wireless telecommunications environment that will promote efficient network deployment practices and overall improved wireless telecommunication experience throughout the Study Area. The IMA was subsequently executed and, thereafter, Bedford retained CityScape Consultants, Inc. (“CityScape”) to prepare the Master Plan.

Your Committee is advised that, due to the COVID-19 pandemic, the completion of the Master Plan was significantly delayed by CityScape and Bedford requested an extension of one (1) year in order to deliver the Master Plan to the County. In addition, the Town of New Castle, which is adjacent to Bedford, last year informed Bedford that it was interested in being included in the Study Area in order to benefit from the analysis and recommendations derived from the Master Plan.

As such, your Committee is advised that on April 25, 2022, your Honorable Board approved Act No. 2022 – 46, which authorized the County to amend the IMA in order to: (i) extend the term of the IMA by one (1) year, through December 31, 2022, (ii) expand the scope of services to include the Town of New Castle in the Study Area, and (iii) increase the amount due under the IMA by \$24,592.00, bringing the total not-to-exceed amount due under the IMA from \$190,170.00 to \$214,762.00. The first amendment was subsequently duly executed.

Your Committee is now advised that the Department has recently been notified by Bedford that CityScape is finalizing the Master Plan and that Bedford requires additional time in order to deliver the completed Master Plan to the County.

Accordingly, your Committee is advised that the Department desires to amend the IMA for a second time to further extend the term of the IMA by six (6) months, commencing retroactively on January 1, 2023 and expiring on June 30, 2023, at no additional cost to the County.

All other terms and conditions of the IMA, as previously amended, shall remain unchanged and in full force and effect.

The Department of Planning has advised that, based on its review, the actions under the IMA, as amended, are classified as a “Type II” action pursuant to the State Environmental Quality Review Act (“SEQRA”) and its implementing regulations, 6 NYCRR, Part 617, which is an action determined not to have a significant effect on the environment and therefore does not require further environmental review, as evidenced in the annexed SEQRA documentation. Your Committee has reviewed the annexed SEQRA documentation prepared by the Planning Department and concurs with this conclusion.

Your Committee has carefully considered and recommends approval of the proposed Act.

Dated: \_\_\_\_\_, 2023  
White Plains, New York

*COMMITTEE ON*

C/CMC 01.26.2023

## FISCAL IMPACT STATEMENT

SUBJECT: IMA Bedford Wireless Telecom Plan☒ 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: N/A

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: NO FISCAL IMPACTNext Four Years: NO FISCAL IMPACTPrepared by: Donna MonteraTitle: Director of Administrative ServicesDepartment: Information TechnologyDate: January 26, 2023Reviewed By: MM

Budget Director

Date: 1/30/23



Memorandum  
Department of Planning

TO: Carla M. Chaves  
Assistant County Attorney

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

DATE: January 27, 2023

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR WIRELESS  
TELECOMMUNICATIONS MASTER PLAN AGREEMENT**

**PROJECT/ACTION:** Amendment of an intermunicipal agreement between the County, acting by and through its Department of Information and Technology, and the Town of Bedford, which finances the preparation of a Wireless Telecommunications Master Plan for multiple municipalities in the northern half of the County. The "Study Area" currently includes the Town of Bedford, Town of Lewisboro, Town of North Salem, Village of Mount Kisco, Town of Pound Ridge, Town of Somers, Town of Yorktown and the Town of New Castle. Under this agreement, the County provides payment to the Town of Bedford to finance the consulting services of CityScape Consultants, Inc., which was retained by the Town of Bedford, acting on behalf of the Study Area communities, to prepare the plan. The plan will facilitate the creation of an optimized telecommunications network and promote efficient deployment practices. The amendment will extend the term of the agreement by six months to allow additional time needed to complete the master plan.

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 because the project/action:

- ☐ DOES NOT MEET THE DEFINITION OF AN "ACTION" AS DEFINED UNDER SECTION 617.2(b)
- ☒ MAY BE CLASSIFIED AS TYPE II PURSUANT TO SECTION 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  
Tami Altschiller, Assistant Chief Deputy Commissioner  
Adam Epstein, Program Coordinator, Radio Systems  
Claudia Maxwell, Associate Environmental Planner



**ACT NO. 2023- \_\_\_\_\_**

**AN ACT** to authorize the County of Westchester to amend an intermunicipal agreement with the Town of Bedford, for the preparation of a Wireless Telecommunications Infrastructure Master Plan, for the benefit of certain northern Westchester County communities comprised of the Town of Bedford, Town of Lewisboro, the Town of North Salem, Village of Mount Kisco, the Town of Pound Ridge, the Town of Somers, the Town of Yorktown and the Town of New Castle, in order to further extend the term of the agreement by six (6) months, through June 30, 2023.

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

**Section 1.** The County of Westchester (the “County”) is hereby authorized to amend an intermunicipal agreement (“IMA”) with the Town of Bedford (“Bedford”), as previously amended, for the preparation of a Wireless Telecommunications Infrastructure Master Plan (“Master Plan”) by CityScape Consultants, Inc., for the benefit of certain northern Westchester County communities, comprised of Bedford, the Town of Lewisboro, the Town of North Salem, Village of Mount Kisco, the Town of Pound Ridge, the Town of Somers, the Town of Yorktown and the Town of New Castle (“Study Area”), in order to further extend the term of the IMA by six (6) months, commencing retroactively on January 1, 2023 and expiring on June 30, 2023.

§2. All other terms and conditions of IMA, as previously amended, shall remain unchanged and in full force and effect.

§3. The County Executive or his authorized designee is hereby authorized to execute and deliver all documents and take such actions as he deems necessary or desirable to accomplish the purposes hereof.

§4. This Act shall take effect immediately.

IT-1675-B

**THIS SECOND AMENDMENT** (“Second Amendment”) made this \_\_\_\_ day of \_\_\_\_\_, 2023, 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 “Westchester” or “County”)

and

**THE TOWN OF BEDFORD**, a municipal corporation of the State of New York, having an office and place of business at the Town House, 321 Bedford Road, Bedford Hills, New York 10507-1398 (“Town or “Town of Bedford”)

**WITNESSETH:**

**WHEREAS**, the County and the Town entered into a certain intermunicipal agreement (“Original Agreement”) dated October 28, 2020 (the “Effective Date”), wherein the Town, on behalf of the County and all communities within the Study Area (as defined below), agreed to retain CityScape Consultants, Inc. (“CityScape”) to develop and provide a Wireless Telecommunications Infrastructure Master Plan (the “Master Plan”) benefiting certain Northern Westchester County communities comprised of the Town of Bedford, Town of Lewisboro, Town of North Salem, Village of Mount Kisco, Town of Pound Ridge, Town of Somers and Town of Yorktown (the “Study Area”), for a term commencing on Effective Date and terminating on December 31, 2021, which pursuant to the Agreement was the earlier date of either December 31, 2021 or the date the Master Plan was to be completed, for a not-to-exceed amount of \$190,170.00; and

**WHEREAS**, the County and the Town amended Agreement pursuant to a certain First Amendment (“First Amendment”), dated May 12, 2022, in order to: (i) extend the term of the Agreement for one year, commencing retroactively on January 1, 2022 and expiring on December 31, 2022, (ii) expand the scope of services to include the Town of New Castle in the Study Area, and (iii) increase the amount due under the IMA by \$24,592.00, bringing the total

not-to-exceed amount due under the IMA from \$190,170.00 to \$214,762.00 (hereinafter the Original Agreement and the First Amendment shall collectively be referred to as the "Agreement"); and

**WHEREAS**, the parties now desire to further amend the Agreement in order to extend the term of the Agreement for an additional six (6) months, through June 30, 2023, in order to permit the Town of Bedford to complete and deliver the Master Plan to the County; and

**WHEREAS**, all capitalized terms not defined herein shall have the meaning set forth in the Agreement.

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

1. The term of the Agreement is hereby extended for an additional six (6) months, commencing retroactively from January 1, 2023 and expiring on June 30, 2023 (the "Second Extension Term").

2. The Town agrees to furnish the County with updated insurance certificates evidencing coverage for the Second Extension Term, as required under the Agreement.

3. Except as otherwise expressly provided herein, all other terms and conditions of the Agreement shall remain in full force and effect upon the parties. This Second Amendment shall be deemed effective as of January 1, 2023 and shall not be modified or amended, except by an instrument in writing executed by the parties.

4. This Second Amendment shall not be enforceable unless signed by all parties and approved by the Office of the County Attorney.

[NO FURTHER TEXT/SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the County and the Town have executed this Second Amendment as of the date first above written.

**THE COUNTY OF WESTCHESTER**

By: \_\_\_\_\_  
 Marguerite Beirne  
 Commissioner  
 Department of Information and Technology

**TOWN OF BEDFORD**

By: \_\_\_\_\_  
 Name: Ellen Calves  
 Title: Town Supervisor

Approved by the Westchester County Board of Legislators by Act No. 2023- \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Approved:

\_\_\_\_\_  
 Assistant County Attorney  
 The County of Westchester

Second Amendment County and Bedford (1-11-23) - Wireless Masterplan (4885-4337-2873.1) CMC.01.19.2023

TOWN OF BEDFORD'S ACKNOWLEDGEMENT

STATE OF NEW YORK            )

ss.:

COUNTY OF WESTCHESTER)

On the \_\_\_\_ day of \_\_\_\_\_ 2023, before me, the undersigned, personally appeared [TITLE AND NAME]\_\_\_\_\_, 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 executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

\_\_\_\_\_  
Notary Public, Westchester County

CERTIFICATE OF AUTHORITY

I, Nina Kellogg certify that I am the Town Clerk of the Town of Bedford, New York ("Town of Bedford") a corporation duly organized in good standing under the laws of the State of New York named in the foregoing agreement, that \_\_\_\_\_, who signed said agreement on behalf of Bedford was, at the time of execution, the Bedford Town \_\_\_\_\_, that said Second Amendment was duly signed for on behalf of said Town of Bedford by authority of the Town of Bedford Town Board, thereunto duly authorized, and that such authority is in full force and effect at the date hereof.

\_\_\_\_\_  
Nina Kellogg, Town Clerk

STATE OF NEW YORK    )

ss.:

COUNTY OF WESTCHESTER    )

On the \_\_\_\_ day of \_\_\_\_\_ 2023 before me, the undersigned, personally appeared Nina Kellogg, 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 executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

\_\_\_\_\_  
Notary Public, Westchester County



George Latimer  
County Executive

January 27, 2023

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

Dear Honorable Members of the Board of Legislators:

Transmitted herewith for your review and approval is an Act which, if adopted, would authorize the County of Westchester (the "County"), acting by and through its Department of Emergency Services ("Department"), to enter into a Regional Partnership Agreement ("RPA") with Dutchess County and Putnam County (collectively "Regional Partners") in order to receive funding from the New York State Division of Homeland Security and Emergency Services ("DHSES") under the FY2020 Hazardous Materials ("HazMat") Grant Program. As your 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 ("IMAs") with other municipalities which involve shared services or performing services one for the other.

DHSES is awarding One Hundred Twenty-Two Thousand, Five Hundred (\$122,500.00) Dollars to the County and its Regional Partners. A Resolution authorizing the County to enter into this grant agreement has been submitted to the Board of Acquisition and Contract. The HazMat grant funds will be used for consultant services for HazMat training, and to purchase equipment for the HazMat team, such as laptop computers, decontamination equipment (sprayers, shelters), mitigation equipment (water injection kits, hoses, pumps, saws), detection and identification equipment (detectors, meters) in the region. In addition, the RPA will promote the development of regional partnerships among the State HazMat community and enhance the standing of the State's HazMat teams within the Federal Emergency Management Agency typing system.

Funding for this initiative is provided by the federal Department of Homeland Security's State Homeland Security Program. The term of the RPA will commence upon execution and remain in effect for a period of five (5) years.

Pursuant to the HazMat Grant Program, DHSES will provide funding to the 18 designated Regional HazMat Teams that provide coverage across the State outside of New York City via a non-competitive process. The State has designated the counties of Westchester, Putnam and Dutchess as a Regional Team for the Lower Hudson Valley Region. The County will receive the funds and administer the grant.

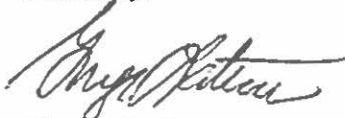
It should be noted that this grant opportunity builds on progress made by New York State through the FY2008-FY2019 iterations of the HazMat Grant Program. Through this program, DHSES is making \$2 million in federal State Homeland Security Program (SHSP) funding available to the 18 regional HazMat teams located outside of New York City. In total, \$15.5 million has been dedicated to this effort since 2008.

In FY2020, the State will continue to provide funds to all 18 regional HazMat Teams that provide coverage across the State outside of New York City via a non-competitive process. The FY2020 HazMat Grant will serve as a resource for regional HazMat Teams to maintain the existing equipment on their WMD Trailer and/or to build new capabilities.

The Department of Planning has advised that, based on its review, this is classified as a "Type II" action pursuant the State Environmental Quality Review Act ("SEQRA"), 6 NYCRR Section 617.5(c)(31). Therefore, no further environmental review is required. As you know, your Honorable Board may use such expert advice to reach its own conclusion.

Approval of this legislation will enable the County to strengthen its CBRNE detection, response and decontamination capabilities. Accordingly, I urge passage of the annexed legislation.

Sincerely,

A handwritten signature in cursive script, appearing to read "George Latimer".

George Latimer  
County Executive

GL/RW/LL/mb



**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 Regional Partnership Agreement (“RPA”) with Dutchess County and Putnam County (collectively “Regional Partners”) in order to receive funding from the New York State Division of Homeland Security and Emergency Services (“DHSES”) under the FY2020 Hazardous Materials (“HazMat”) Grant Program. As this Honorable Board is aware, Section 119-o of the New York State General Municipal Law requires this Honorable Board’s approval whenever the County enters into intermunicipal agreements (“IMAs”) with other municipalities which involve shared services or performing services one for the other.

Your Committee is advised that DHSES is awarding One Hundred Twenty-Two Thousand, Five Hundred (\$122,500.00) Dollars to the County and its Regional Partners will be used for consultant services for HazMat training, and to purchase equipment for the HazMat team, such as laptop computers, decontamination equipment (sprayers, shelters), mitigation equipment (water injection kits, hoses, pumps, saws), detection and identification equipment (detectors, meters). This program will build sustainable Chemical, Biological, Radiological, Nuclear, and Explosives (“CBRNE”) detection, response and decontamination capabilities in the region. In addition, the RPA will promote the development of regional partnerships among the State HazMat community and enhance the standing of the State’s HazMat teams within the Federal Emergency Management Agency typing system.

Your Committee is advised that funding for this initiative is provided by the federal Department of Homeland Security’s State Homeland Security Program. The RPA will commence upon execution and remain in effect for a period of five (5) years.

The Department has informed your Committee that pursuant to the HazMat Grant Program, DHSES will provide funding to the 18 designated Regional HazMat Teams that provide coverage across the State outside of New York City via a non-competitive process. The

State has designated the counties of Westchester, Putnam and Dutchess as a Regional Team for the Lower Hudson Valley Region. The County will receive the funds and administer the grant.

Your Committee is advised that this grant opportunity builds on progress made by New York State through the FY2008-FY2019 iterations of the HazMat Grant Program. Through this program, DHSES is making \$2 million in federal State Homeland Security Program (SHSP) funding available to the 18 regional HazMat teams located outside of New York City. In total, \$15.5 million has been dedicated to this effort since 2008.

In FY2020, the State will continue to provide funds to all 18 regional HazMat Teams that provide coverage across the State outside of New York City via a non-competitive process. The FY2020 HazMat Grant will serve as a resource for regional HazMat Teams to maintain the existing equipment on their WMD Trailer and/or to build new capabilities.

The Department of Planning has advised that, based on its review, this is classified as a “Type II” action pursuant the State Environmental Quality Review Act (“SEQRA”), 6 NYCRR Section 617.5(c)(31). Therefore, no further environmental review is required. Your Committee has reviewed the annexed SEQRA documentation and concurs with 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

K/mb 01.3.23

# 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 to enter into a Regional Partnership Agreement with Dutchess County and Putnam County in order to receive funding from the New York State Division of Homeland Security and Emergency Services under the FY 2020 Hazardous Materials Grant Program.

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

1/26/23

If you need more space, please attach additional sheets.

TO: Linda H. Luddy  
Department of Emergency Services

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

DATE: January 23, 2023

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR  
REGIONAL PARTNERSHIP AGREEMENT FOR  
HAZARDOUS MATERIALS GRANT FY2020**

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**PROJECT/ACTION:** Entrance of the County, acting by and through its Department of Emergency Services, into a regional partnership agreement with the counties of Dutchess and Putnam in order to receive grant funding from the New York State Division of Homeland Security and Emergency Services under the FY2020 Hazardous Materials (HazMat) Grant Program. This funding will be used to purchase equipment (such as laptop computers and decontamination, mitigation, detection and identification equipment) and to provide training for the HazMat teams in order to maintain and/or build chemical, biological, radiological, nuclear and explosive detection, response and decontamination capabilities in the lower Hudson Valley region.

**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 because the project/action:**

- ☐ **DOES NOT MEET THE DEFINITION OF AN "ACTION" AS DEFINED UNDER SECTION 617.2(b)**
- ☒ **MAY BE CLASSIFIED AS TYPE II PURSUANT TO SECTION 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.

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**COMMENTS:** The County has been partnering with the counties of Putnam and Dutchess for a number of years in order to participate in this grant program.

DSK/cnm

cc: Andrew Ferris, Chief of Staff  
Paula Friedman, Assistant to the County Executive  
Norma Drummond, Commissioner  
Maria Baratta, Assistant County Attorney  
Claudia Maxwell, Associate Environmental Planner

**ACT NO. 2023- \_\_\_\_**

**AN ACT** authorizing the County of Westchester to enter into a Regional Partnership Agreement with Dutchess County and Putnam County in order to receive funding from the New York State Division of Homeland Security and Emergency Services under the FY2020 Hazardous Materials Grant Program.

**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 Regional Partnership Agreement (“RPA”) with Dutchess County and Putnam County (collectively “Regional Partners”) in order to receive funding from the New York State Division of Homeland Security and Emergency Services (“DHSES”) under the FY2020 Hazardous Materials (“HazMat”) Grant Program. DHSES is awarding One Hundred Twenty-Two Thousand, Five Hundred (\$122,500.00) Dollars to the County and its Regional Partners will be used for consultant services for HazMat training, and to purchase equipment for the HazMat team, such as laptop computers, decontamination equipment (sprayers, shelters), mitigation equipment (water injection kits, hoses, pumps, saws), detection and identification equipment (detectors, meters).

§2. The RPA will commence upon execution and remain in effect for a period of five (5) years.

§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.

# **Regional Partnership Agreement Between Westchester County, Putnam County and Dutchess County For the 2020 HazMat Grant Program**

## **Parties**

The parties to the Regional Partnership Agreement (RPA) are the Counties of Westchester, Putnam and Dutchess.

## **Purpose**

This RPA is intended to build regional WMD Hazardous Material Response and Decontamination Capabilities by:

- Setting forth the responsibilities of the HazMat Grant Program recipients: and
- Ensuring that HazMat Grant Program recipients work together to implement the projects, goals and objectives identified in their jointly-submitted HazMat Grant Program application under the NYS Division of Homeland Security and Emergency Services (DHSES) 2020 HazMat Grant Program Request for Application (RFA).

## **Definitions**

The term **Submitting Partner** refers to the direct recipient of the FY2020 HazMat Grant Program award, who shall serve as fiduciary agent for the award. (See below for the specific responsibilities of the Submitting Partner.)

The term **Participating Partner** refers to the other entity or entities that joined with the submitting partner in applying for funding through the FY2020 HazMat Grant Program.

## **General Responsibilities of the Submitting Partner (SP)**

The SP is to act as the principal point of contact with DHSES for application, management, and administration of the FY2020 HazMat Grant Program.

The SP is responsible for submitting all required fiscal reporting documents to DHSES and for maintaining all appropriate records pertaining to this grant program. Specific details related to fiscal reporting and records maintenance are outlined in DHSES's contract with the SP for the FY2020 HazMat Grant Program.

The SP is required to use the funds received through the FY2020 HazMat Grant Program in coordination with the Participating Partners, and in a manner that is consistent with their application.

## **General Responsibilities of the Participating Partner(s) (PP)**

The PP(s) are responsible for coordinating with the SP to implement all projects funded under the FY2020 HazMat Grant Program.

## **Project-Specific Responsibilities**

The responsibilities of the SP and each PP for each of the projects funded under the FY2020 HazMat Grant Program are outlined below:

### Project

1. Equipment specifications and purchase
2. Equipment inventory survey.
3. Training and Exercise Support

### Responsibilities of Submitting Partner

1. Draft specifications and purchase HazMat equipment (1) for Westchester County Department of Emergency Services HazMat Response Team, (2) Putnam County Emergency Services HazMat Team and (3) Dutchess County Emergency Response HazMat Division. Know all terms of equipment warranty and maintenance contract.
2. Westchester County Department of Emergency Services to take delivery of equipment, perform repair/maintenance as required under the warranty and maintenance contract and distribute to regional partners having obtained an equipment receipt from partners and established an equipment inventory process to be used by regional partners
3. Continue to train with regional partners; establish a training & exercise schedule; document meetings, training and exercises/drills.
4. The County of Westchester will maintain all right, title and interest to the HazMat equipment.

### Responsibilities of each Participating Partner

1. Putnam County Emergency Services HazMat Team and Dutchess County Emergency Response HazMat Division to have input in equipment selection.
2. Putnam County Emergency Services HazMat Team and Dutchess County Emergency Response HazMat Division to take delivery of HazMat equipment and sign a receipt form to document that equipment was received and in good working order. Any malfunction or damage to the equipment will be reported to the Westchester County Department of Emergency Services HazMat Team leader immediately.
3. Putnam County Emergency Services HazMat Team and Dutchess County Emergency Response HazMat Division will assist in the design of training courses and exercises.
4. While Westchester County will properly maintain the field detection units, the individual counties will sustain the Chemical Protective Clothing (CPC) that will be distributed among the three teams.

### Insurance and Indemnification

Each Participating Partner agrees to procure and maintain insurance naming the County of Westchester 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", each Participating Partner agrees:



(a) that except for the amount, if any, of damage contributed to, caused by, or resulting from the sole negligence of the County of Westchester, the Participating Partners shall indemnify and hold harmless the County of Westchester, its officers, elected officials, employees and agents from and against any and all liability, damage, claims, demands, costs, judgments, fees, attorney's fees or loss arising directly or indirectly out of the possession and/or use, performance or failure to perform hereunder by the Participating Partners or third parties under the direction or control of the Participating Partners; and

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

(c) In the event the Participating Partners do not provide the above defense and indemnification to the County, and such refusal or denial to provide the above defense and indemnification is found to be in breach of this provision, then the Participating Partners 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.

#### Points of Contact

##### Submitting Partner: Westchester County Department of Emergency Services

Primary Contact: Doug Stiller (914)-231-1689 dksc@westchestergov.com

Secondary Contact: Neil Caputo (914) 231-1178 nfc2@westchestergov.com

##### Participating Partner: Putnam County Bureau of Emergency Services

Primary Contact: Kenneth Clair, Jr. (845) 808-4000 x 41107 Ken.clair@putnamcountyny.gov

Secondary Contact: Robert Lipton (845) 808-4000 x41101

Robert.lipton@putnamcountyny.gov

##### Participating Partner: Dutchess County

Primary Contact: David J. Alfonso (845) 486-2080

dalfonso@co.dutchess.ny.us

Secondary Contact: Dana Smith (845) 486-2080

dsmith@co.dutchess.ny.us

#### Effective Date

The RPA shall commence upon execution and shall remain in effect for five (5) years.

#### Applicable Law

Each party shall comply, at its own expense, with the provisions of all applicable federal, state and local laws, ordinances, directives, rules or regulations, including without limitation, the New York State Labor Law and Worker's Compensation Law and all amendments and additions thereto.

#### Modification

This RPA may be modified upon the signed consent of all the parties to the agreement.



**IN WITNESS WHEREOF**, the parties hereto have executed this Agreement on the day and year first above written.

**THE COUNTY OF WESTCHESTER**

By: \_\_\_\_\_

**PUTNAM COUNTY**

By: \_\_\_\_\_

**DUTCHESS COUNTY**

By: \_\_\_\_\_

Approved by the Westchester County Board of Legislators on \_\_\_\_\_, 2023  
by Act No. - \_\_\_\_\_

Approved

\_\_\_\_\_  
Assistant County Attorney  
County of Westchester

### ACKNOWLEDGMENT

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

On the \_\_\_\_\_ day of \_\_\_\_\_ in the year 2023 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) as \_\_\_\_\_, 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

### ACKNOWLEDGMENT

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

On the \_\_\_\_\_ day of \_\_\_\_\_ in the year 2023 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) as \_\_\_\_\_, 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

**ACKNOWLEDGMENT**

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

On the \_\_\_\_\_ day of \_\_\_\_\_ in the year 2023 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) as \_\_\_\_\_, 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

## **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.

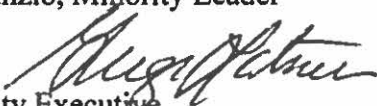
(b) The clause "other insurance provisions" in a policy in which the County is named as an insured, shall not apply to the County.

(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.

February 2, 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 - IMAs – Services to Seniors – Yonkers and New Rochelle.

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This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators February 6, 2023 Agenda.

Transmitted herewith for your review and approval is an act (the “Act”) which, if adopted, would authorize the County of Westchester (the “County”), acting by and through its Department of Senior Programs and Services (the “Department”), to enter into inter-municipal agreements (“IMAs”) with the City of Yonkers and the City of New Rochelle.

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for February 6, 2023 “blue sheet” calendar.

Thank you for your prompt attention to this matter.

George Latimer  
County Executive

February 2, 2023

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

Dear Honorable Members of the Board of Legislators:

Transmitted herewith for your review and approval is an act (the "Act") which, if adopted, would authorize the County of Westchester (the "County"), acting by and through its Department of Senior Programs and Services (the "Department"), to enter into inter-municipal agreements ("IMAs") with the City of Yonkers and the City of New Rochelle, acting by and through their respective Offices for the Aging (the "Municipalities"), pursuant to which the Municipalities will provide outreach and other services to seniors to be funded with County tax dollars. The term of the IMAs will commence retroactive to January 1, 2023 and continue through December 31, 2023. In no event will the total aggregate amount payable for both IMAs exceed the sum of \$30,000, payable pursuant to approved budgets.

The programs and services to be provided under the IMAs include the Livable Communities Regional Host services program which provides outreach to residents to participate in and access programs and services provided by the Department; and public information/education that is provided through meetings, educational forums and events at which residents are educated and informed about the Department's myriad programs and services that are designed to enhance the quality of life for Westchester seniors to allow them to remain in their homes and community.

Your Honorable Board has previously approved similar legislation pursuant to Act No. 35 - 2022. However, the existing authorization expired on December 31, 2022 and a new authorization will be needed to enter into new agreements.

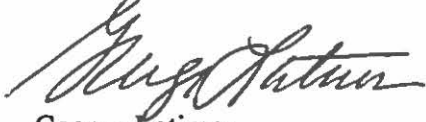
It should be noted that the IMAs are exempt from the Westchester County Procurement Policy pursuant to section 3(a)iii thereof which exempts contracts with ". . . any State and any political subdivision, agency or instrumentality thereof." They are also exempt pursuant to section 3(a)xix of the Policy which exempts "any procurement for the purpose of entering into a contract with persons to provide direct services to senior citizens."

The Planning Department has advised that based on its review, the proposed IMAs described above do 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 12, 2023, which is on file with the Clerk of the Board of Legislators.



The proposed IMAs are intended to benefit the County by assisting in the provision of tax-funded services to its residents. Accordingly, I believe the proposed IMAs are in the best interest of the County and, therefore, recommend your favorable action on the annexed proposed Act.

Sincerely,

A handwritten signature in cursive script, appearing to read "George Latimer".

George Latimer  
County Executive

GL/MC/SJ/jpg  
Attachments

**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 (the “Act”) which, if adopted, would authorize the County of Westchester (the “County”), acting by and through its Department of Senior Programs and Services (the “Department”), to enter into inter-municipal agreements (“IMAs”) with the City of Yonkers and the City of New Rochelle, acting by and through their respective Offices for the Aging (the “Municipalities”), pursuant to which the Municipalities will provide outreach and other services to seniors to be funded with County tax dollars. The term of the proposed IMAs will commence retroactive to January 1, 2023 and continue through December 31, 2023. In no event will the total aggregate not-to-exceed amount payable for both IMAs exceed the sum of \$30,000, payable pursuant to approved budgets.

Your Committee is advised that the programs and services to be provided under the IMAs include the Livable Communities Regional Hosts services program which provides outreach to residents to participate in and access programs and services provided by the Department; and public information/education that is provided through meetings, educational forums and events at which residents are educated and informed about the Department’s myriad programs and services that are designed to enhance the quality of life for Westchester seniors to allow them to remain in their homes and community.

Your Committee notes that this Honorable Board passed similar authorizing legislation pursuant to Act No. 35 - 2022. However, the existing authorization expired on December 31, 2022 and a new authorization will be needed to enter into new agreements.

Your Committee is informed that the IMAs are exempt from the Westchester County Procurement Policy pursuant to section 3(a)iii thereof which exempts contracts with “. . . any State and any political subdivision, agency or instrumentality thereof.” They are also exempt pursuant to section 3(a)xix of the Policy which exempts “any procurement for the purpose of entering into a contract with persons to provide direct services to senior citizens.”

The Planning Department has advised that based on its review, the proposed IMAs do 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 12, 2023, which is on file with the Clerk of the Board of Legislators.

Your Committee has been advised that the passage of the attached Act requires an affirmative vote of a majority of the members of your Honorable Board.

Your Committee has been advised that adoption of the proposed Act is necessary to effectively carry out this worthwhile program. Accordingly, after due consideration, your Committee recommends adoption of the annexed Act.

Dated: \_\_\_\_\_, 2023  
White Plains, New York

**COMMITTEE ON**

C/jpg/1/10/23

# FISCAL IMPACT STATEMENT

SUBJECT: County Funds

☐ 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 \$ 30000

Total Current Year Revenue \$ 30000

Source of Funds (check one): ☒ Current Appropriations

☐ Transfer of Existing Appropriations

☐ Additional Appropriations

☐ Other (explain)

Identify Accounts: 263 85 T686 4380

Potential Related Operating Budget Expenses:

Annual Amount \$ 0

Describe: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Potential Related Revenues: Annual Amount \$ 30000

Describe: Funds received from the County for various programs and services for Westchester County senior citizens.

\_\_\_\_\_

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

Current Year: The Department would not be able to provide senior services including Livable Communities Outreach and public information/education

\_\_\_\_\_

Next Four years:

Estimated to be same as above each year.

\_\_\_\_\_

\_\_\_\_\_

Prepared by: Sandra Brown

Title: Director of Program Development II

Department: Senior Programs & Svcs.

DJO

Reviewed By:

Budget Director

2/1/23

If you need more space, please attach additional sheets.

**ACT NO. 2023 - \_\_\_\_\_**

**AN ACT** authorizing the County of Westchester to enter into inter-municipal agreements with the City of Yonkers and the City of New Rochelle for the provision of outreach and other services to seniors to be funded with County tax dollars

**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 inter-municipal agreements (“IMAs”) with the City of Yonkers and the City of New Rochelle, acting by and through their respective Offices for the Aging (the “Municipalities”), pursuant to which the Municipalities will provide outreach and other services to seniors to be funded with County tax dollars, for a term commencing on January 1, 2023 and continuing through December 31, 2023, in a total aggregate amount not-to-exceed \$30,000 for both IMAs, payable pursuant to approved budgets.

§2. The programs and services to be provided under the IMAs will include the Livable Communities Regional Host services program which provides outreach to residents to participate in and access programs and services provided by the Department; and public information/education that is provided through meetings, educational forums and events at which residents are educated and informed about the Department’s myriad programs and services that are designed to enhance the quality of life for Westchester seniors to allow them to remain in their homes and community.

§3. The contract amounts allocated for each IMA shall be determined at the discretion of the Commissioner of the Department of Senior Services and Programs.

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

§5. This Act shall take effect immediately.

**THIS INTER-MUNICIPAL AGREEMENT** ("Agreement" or "IMA" made this \_\_\_\_\_ day of \_\_\_\_\_, 2023 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

**CITY OF \_\_\_\_\_**, a municipal corporation organized under the laws of the State of New York, having an office and principal place of at \_\_\_\_\_

(hereinafter referred to as the "Municipality" and together with the County hereinafter referred to as the "Parties")

**W I T N E S S E T H:**

**WHEREAS**, the County desires to provide Livable Community Regional Host Services to elderly residents of the County (hereinafter the "Services" or "Work"); and

**WHEREAS**, the Municipality desires to perform said Services upon the terms and conditions hereinafter set forth.

**WHEREAS**, the Municipality is an agency duly licensed to provide such Services and the County desires to retain the Municipality to provide such Services.

**NOW, THEREFORE**, in consideration of the terms, conditions, covenants, and agreements contained herein, the Parties agree as follows:

1. The Municipality shall provide the Services as described in Schedule "C", which is attached hereto and made a part hereof.

2. For the Services rendered pursuant to Paragraph 1, the Municipality shall be paid an amount not to exceed \_\_\_\_\_ DOLLARS (\$\_\_\_\_\_), subject to appropriations and payable pursuant to an approved budget amount indicated in Schedule "B" that is attached hereto, and made a part hereof, after the County has

received any and all supporting documentation the County may require and the same has been approved by the Commissioner of the Department of Senior Programs and Services or her duly authorized designee (the "Commissioner"). Payment shall be made only for expenses actually incurred and paid by the Municipality, which shall be subject to downward adjustment by the County based upon actual Services rendered by the Municipality during the term of the Agreement. The foregoing obligation of the County is conditioned upon compliance by the Municipality with all the terms and conditions contained in this Agreement.

The Parties understand and acknowledge that the Municipality may, during the term of this Agreement, wish to seek a modification to the Budget. The Parties agree that the Municipality may seek a Budget modification by submitting a request either, a.) in writing, if the Budget is attached to this Agreement, or b.) through the Vendor Portal's Budget Module, if the Budget is a Repository Document. The Municipality understands, acknowledges, and agrees that no Budget modification shall take effect unless and until the Commissioner has consented to that Budget modification request; that the Commissioner shall not be required to consent to any Budget modification request; and that all decisions by the Commissioner regarding Budget modification requests are final.

Any and all requests for payment to be made, including any requests for partial payment made in proportion to the Services rendered, shall be submitted by the Municipality on properly executed payment vouchers of the County and paid only after approval by the Commissioner. In no event shall final payment be made to the Municipality prior to the completion of all Services, the submission of reports and the approval of same by the Commissioner.

All payment vouchers must be accompanied by a numbered invoice and must contain the invoice number where indicated. All invoices submitted during each calendar year shall utilize consecutive numbering and be non-repeating.

Except as otherwise expressly stated in this Agreement, no payment shall be made by the County to the Municipality for out-of-pocket expenses or disbursements

made in connection with the Services rendered or the Services to be rendered hereunder.

3. The term of this Agreement shall commence retroactive to January 1, 2023 and expire on or about December 31, 2023, unless terminated sooner pursuant to the provisions hereof.

Payment shall be made on a monthly basis, upon submission by the Municipality of claims or vouchers and such supporting documentation as the County may require, and approval of the same by the Commissioner.

The Parties recognize and acknowledge that the obligations of the County under this Agreement are subject to annual appropriations by its Board of Legislators pursuant to the Laws of Westchester County. Therefore, this Agreement shall be deemed executory only to the extent of the monies appropriated and available. The County shall have no liability under this Agreement beyond funds appropriated and available for payment pursuant to this Agreement. The Parties understand and intend that the obligation of the County hereunder shall constitute a current expense of the County and shall not in any way be construed to be a debt of the County in contravention of any applicable constitutional or statutory limitations or requirements concerning the creation of indebtedness by the County, nor shall anything contained in this Agreement constitute a pledge of the general tax revenues, funds or monies of the County. The County shall pay amounts due under this Agreement exclusively from legally available funds appropriated for this purpose. The County shall retain the right, upon the occurrence of the adoption of any County Budget by its Board of Legislators during the term of this Agreement or any amendments thereto, and for a reasonable period of time after such adoption(s), to conduct an analysis of the impacts of any such County Budget on County finances. After such analysis, the County shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates set forth herein. If the County subsequently offers to pay a reduced amount to the Municipality, then the Municipality shall have the right to terminate this Agreement upon reasonable prior written notice.



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

4. The Municipality shall comply with all applicable Federal, State and local laws, rules, regulations and ordinances and any amendments thereto.

In addition, the Municipality shall cause to be prominently posted, on the site where Services hereunder are to be provided, a statement regarding non-discrimination, which statement shall be similar in form to the following:

"In compliance with Section 504 of the Rehabilitation Act of 1975 and Title VI of the 1964 Civil Rights Act and New York State Executive Law and orders, no persons will be denied service or access to service based upon race, creed, color, national origin, religion, marital status, sexual orientation, genetic predisposition, carrier status, or handicapping condition."

5. The Municipality expressly agrees neither it nor any contractor, subcontractor, employee or any other person acting on its behalf shall discriminate against or intimidate any employee or other individual on the basis of race, creed, religion, color, gender, age, national origin, ethnicity, alienage or citizenship status, disability, marital status, sexual orientation, familial status, genetic predisposition or carrier status during the term of or in connection with this Agreement, as those terms may be defined in Chapter 700 of the Laws of Westchester County. The Municipality acknowledges and understands that the County maintains a zero tolerance policy prohibiting all forms of

harassment or discrimination against its employees by co-workers, supervisors, vendors, contractors, or others.

6. (a) There shall be no partisan political activity in connection with this Agreement, including (i) candidate endorsements (ii) registration activities which are partisan in nature (iii) scheduled meetings of services recipients with public officials or candidates unless event is open on an equal basis to all candidates and officials regardless of policy views or partisan affiliation. This does not preclude the legitimate right of elected officials and other community leaders to visit programs in their areas.

(b) The Municipality shall ensure that any services to be provided under this Agreement shall be secular in nature and scope and in no event shall there be any sectarian or religious services, counseling, proselytizing, instruction or other sectarian, religious influence undertaken in connection with the provision of such services. The Municipality shall refrain from using funds to advance any sectarian effort.

7. The Municipality shall not delegate any duties or assign any of its rights under this Agreement without the prior express written consent of the County. The Municipality shall not subcontract any part of the Services without the written consent of the County, subject to any necessary legal approvals. Any purported delegation of duties, assignment of rights or subcontracting of Services under this Agreement without the prior express written consent of the County is void. All subcontracts that have received such prior written consent shall provide that subcontractors are subject to all terms and conditions set forth in this Agreement. It is recognized and understood by the Municipality that for the purposes of this Agreement, all Services performed by a County-approved subcontractor shall be deemed Services performed by the Municipality and the Municipality shall insure that such subcontracted work are subject to the material terms and conditions of this Agreement. All subcontracts for the Services shall expressly reference the subcontractor's duty to comply with the material terms and conditions of this Agreement and shall attach a copy of the County's contract with the Municipality. The Municipality shall obtain a written acknowledgement from the owner and/or chief executive of subcontractor or his/her duly authorized representative that the

subcontractor has received a copy of the County's Agreement, read it and is familiar with the material terms and conditions thereof. The Municipality shall include provisions in its subcontracts designed to ensure that the Municipality and/or its auditor has the right to examine all relevant books, records, documents or electronic data of the subcontractor necessary to review the subcontractor's compliance with the material terms and conditions of this Agreement.

If the Municipality enters into subcontracts for the performance of Services pursuant to this Agreement, the Municipality shall take full responsibility for the acts and omissions of its subcontractors. Nothing in the subcontract shall impair the rights of the County under this Agreement or the Area Agency Plan as approved by NYSOFA. It shall be the responsibility of the Municipality to monitor and assess the activities performed under such subcontracts, and to ensure that these activities are provided in accordance with all applicable requirements contained in this Agreement and federal and state law.

The Municipality agrees that, to the extent it or its subcontractors, if any, maintains personal information relating to applicants or recipients of Services pursuant to this Agreement, such information will be kept confidential and shared with the County; or with other entities upon the consent of applicant, recipient or an authorized representative of the applicant or recipient; or as required by federal or state laws.

8. The Municipality must attempt to provide Services to low-income minority older individuals in at least the same proportion as the population of low income minority older individuals bears to the population of older individuals in the area served by such Municipality.

9. Statistical information and supporting documentation concerning the Services rendered hereunder shall be provided to the County by the Municipality on request of the County.

Documentation of reports and expenses shall include, without limiting the right to require additional documentation: invoices for all purchases, payroll time records,

payroll records for local support contribution, municipal payment vouchers for governmental agencies, and canceled checks for private agencies as applicable.

The Programmatic monthly reporting system for Service Delivery Information and Service Recipient Information must be submitted using our electronic based system. Until further notice, the Municipality is required to mail in the PEERPLACE ELECTRONIC PAPER REPORT and or other approved reporting measure, signed by the staff member responsible for the report. The reports should be received by the County no later than the tenth (10th) day of the following month and/or entered on the website at the same time. The Municipality understands and agrees that submission of the monthly report by the deadline set forth above constitutes a material element of this Agreement. The County reserves the right to withhold payment to Municipality for its failure to submit the monthly report by the deadline, until such time as the monthly report is received by the County. Repeated failures by Municipality to submit the monthly report by the stated deadline will constitute a material breach of this Agreement justifying termination for cause as provided in Paragraph "14" hereof.

The Municipality shall furnish the County with copies of all insurance agreements relating to the Services provided by the Municipality hereunder.

10. The Municipality shall comply with the insurance requirements set forth in Schedule "A". In addition to, and not in limitation of, the insurance provisions of this Agreement, the Municipality agrees:

(a) that except for the amount, if any, of damage contributed to, caused by or resulting from the sole negligence of the County, the Municipality shall indemnify and hold harmless the County, its officers, employees and agents from and against any and all liability, damage, claims, demands, costs, judgments, fees, attorneys' fees or loss arising directly or indirectly out of the performance or failure to perform hereunder by the Municipality or third parties under the direction or control of the Municipality; and

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

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

(d) the Municipality may provide proof of self-insurance in lieu of insurance policies.

11. The Municipality agrees that any program, public information materials, or other printed or published materials on the Services which is supported with County funds will give due recognition to the Department.

12. The Municipality shall be solely responsible for any over expenditure of funds and the County shall not be responsible or liable for any such over expenditure.

13. The Municipality shall provide adequate qualified and trained personnel for supervision and fiscal management of the Work.

14. (a) The County, upon ten (10) days' notice to the Municipality, may terminate this Agreement in whole or in part when the County 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 already rendered under this Agreement prior to the effective date of termination in accordance with the Budget set forth in Schedule "B". Upon receipt of notice that the County is terminating this Agreement in its best interests, the Municipality shall stop Services immediately and incur no further costs in furtherance of this Agreement without the express approval of the Commissioner, and the Municipality shall direct any approved subcontractors to do the same.

In the event of a dispute as to the value of the Services rendered by the Municipality prior to the date of termination, it is understood and agreed that the Commissioner shall determine the value of such Work rendered by the Municipality. The Municipality shall accept such reasonable and good faith determination as final.

(b) In the event the County determines that there has been a material breach by the Municipality of any of the terms of the Agreement and such breach remains uncured for forty-eight (48) hours after service on the Municipality of written notice thereof, the County, in addition to any other right or remedy it might have, may terminate this Agreement and the County shall have the right, power and authority to complete the Work provided for in this Agreement, or contract for its completion, and any additional expense or cost of such completion shall be charged to and paid by the Municipality. Without limiting the foregoing, upon written notice to the Municipality, repeated breaches by the Municipality of duties or obligations under this Agreement shall be deemed a material breach of this Agreement justifying termination for cause hereunder without requirement for further opportunity to cure.

15. The failure of the County to insist, in any one or more instances, upon a strict performance of any of the terms, covenants, agreements and conditions of this Agreement, shall not be considered as a waiver or relinquishment for the future of such covenant, but the same shall continue and remain in full force and effect.

16. 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.

To the Municipality:

To the County:

Commissioner  
Department of Senior Programs and Services



9 South First Avenue, 10th Floor  
Mount Vernon, New York 10550-3414

with a copy to:

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

17. The Municipality represents and warrants that it has not employed or retained any person, other than a bona fide full time salaried employee working solely for the Municipality, to solicit or secure this agreement, and that it has not paid or agreed to pay any person (other than payments of fixed salary to a bona fide full time salaried employee working solely for the Municipality), any fee, commission, percentage, gift or other consideration, contingent upon or resulting from the award or making of this agreement. For the breach or violation of this provision, without limiting any other rights or remedies to which the County may be entitled or any civil or criminal penalty to which any violator may be liable, the County shall have the right, in its discretion, to terminate this agreement without liability, and to deduct from the contract price, or otherwise to recover, the full amount of such fee, commission, percentage, gift or consideration.

18. Attached hereto and forming part hereof is the schedule listed below. Simultaneous with its execution of this Agreement, the Municipality shall provide the County with a completed copy of each schedule. The Municipality agrees that the terms of each of these schedules has been accepted and agreed-to by the Municipality by virtue of its execution of this Agreement, and the Municipality represents and warrants that it has completed each of these schedules accurately and completely.

**Schedule "D" — "Vendor Direct Program - Electronic Funds Transfer"**

All payments made by the County to the Municipality will be made by electronic funds transfer ("EFT") pursuant to the County's Vendor Direct Program. If the Municipality acknowledges is already enrolled in the submit

an EFT Authorization Form as part of this Agreement. (In rare cases, a hardship waiver may be granted. For a Hardship Waiver Request Form, the Municipality understands that it must contact the County's Finance Department.)

If the Municipality is already enrolled in the Vendor Direct Program, the Municipality hereby agrees to immediately notify the County's Finance Department in writing if the EFT Authorization Form on file must be changed, and provide an updated version of the document.

19. This base 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. If there is a conflict between the terms of this base agreement and the terms of any attachment, the terms of this base agreement will prevail.

20. The Municipality hereby represents that, if operating under an assumed name, it has filed the necessary certificate pursuant to New York State General Business Law Section 130.

21. 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 New York State. In addition, the Parties hereby agree that any cause of action arising out of this Agreement shall be brought in the County.

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

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

**IN WITNESS WHEREOF**, the Parties hereto have executed this Agreement.

**THE COUNTY OF WESTCHESTER**

By: \_\_\_\_\_  
Mae Carpenter, Commissioner  
Dept. Senior Programs and Services

**MUNICIPALITY:**

By: \_\_\_\_\_  
(Signature)  
\_\_\_\_\_  
(Name)  
\_\_\_\_\_  
(Title)

Approved by the Westchester County Board of Legislators pursuant to  
Act No. \_\_\_\_\_-2023 adopted on \_\_\_\_\_, 2023.

Approved by:

\_\_\_\_\_  
Sr. Assistant County Attorney  
The County of Westchester

**ACKNOWLEDGMENT**

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

On the \_\_\_\_\_ day of \_\_\_\_\_ in the year 2023 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 acknowledgement

**CERTIFICATE OF AUTHORITY**  
**(MUNICIPALITY)**

I, \_\_\_\_\_,  
(Official other than official signing Agreement)

certify that I am the \_\_\_\_\_ of  
(Title)  
the \_\_\_\_\_  
(Name of Municipality)

a Municipal Corporation duly organized and in good standing under the laws of the State of New  
York that \_\_\_\_\_  
(Person executing Agreement)

who signed said Agreement on behalf of the \_\_\_\_\_  
(Name of Municipality)

was, at the time of execution \_\_\_\_\_ of the Municipal Corporation  
(Title of such person)

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 2023 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 municipal 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"**

### **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.

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 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.

**Important information for Municipalities and Insurance Brokers:**

(The below is required for all insurance certificates)

For Additionally Insured & Waiver of Subrogation status on an ACORD certificate:

- a. **Check off the additional insured (ADDL INSD) and waiver of subrogation (SUBR WVD) boxes next to the following policies:**

- Commercial General Liability
- Automobile Liability
- Umbrella/Excess Liability

**And input the following language into Description of Operations box:** "Certificate holder is included as additional insured on a primary & non-contributory basis"

**OR**

- b. **Input following language into Description of Operations box:**

"Certificate holder is included as additional insured on a primary & non-contributory basis under the Commercial General Liability, Automobile Liability and Umbrella/Excess Liability policies. All policies include a waiver of subrogation in favor of the certificate holder applies as required by written contract"

**\*For insurance certificates other than ACORD or with no check boxes please use option b\***

INSERT SCHEDULES "B" & "C"

DRAFT

## **SCHEDULE "D"**

### **Westchester County Vendor Direct Program Frequently Asked Questions**

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

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

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

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

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

Yes.

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

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

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

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

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

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

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

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

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

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

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

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





Westchester County • Department of Finance • Treasury Division

**Electronic Funds Transfer (EFT)  
Vendor Direct Payment Authorization Form**Authorization is:  
(check one)

- ☐ New  
☐ Change  
☐ No Change

**INSTRUCTIONS:** Please complete both sections of this Authorization form and attach a voided check. See the reverse for more information and instructions. If you previously submitted this form and there is no change to the information previously submitted, ONLY complete lines 1 through 6 of section 1.

**Section I - Vendor Information**

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

**Section II- Financial Institution Information**

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

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

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## Electronic Funds Transfer (EFT) Vendor Direct Payment Authorization Form

### GENERAL INSTRUCTIONS

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

### Section I - VENDOR INFORMATION

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

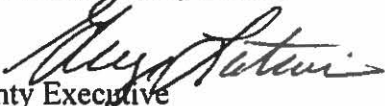
### Section II - FINANCIAL INSTITUTION INFORMATION

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

NEW/CHANGE VEN EFT 9/08

February 2, 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 – Enter into Grant Agreement w/NYSOFA to Accept Title III-B Federal Grant Funds.**

---

This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators February 6, 2023 Agenda.

Transmitted herewith for your review and approval is an Act which, if adopted by your Honorable Board, would authorize the County of Westchester (the “County”), acting by and through its Department of Senior Programs and Services (the “Department”), to enter into a grant agreement (the “Grant Agreement”) with the New York State Office for the Aging (“NYSOFA”) to accept grant funds made available to the County under Title III-B of the Older Americans Act (“OAA”),

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for February 6, 2023 “blue sheet” calendar.

Thank you for your prompt attention to this matter.

George Latimer  
County Executive

February 2, 2023

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

Dear Honorable Members of the Board of Legislators:

Transmitted herewith for your review and approval is an Act which, if adopted by your Honorable Board, would authorize the County of Westchester (the "County"), acting by and through its Department of Senior Programs and Services (the "Department"), to enter into a grant agreement (the "Grant Agreement") with the New York State Office for the Aging ("NYSOFA") to accept grant funds made available to the County under Title III-B of the Older Americans Act ("OAA"), in the total aggregate not-to-exceed amount of \$60,465. The Grant Agreement will be for a term commencing retroactive to January 1, 2023 and continuing through December 31, 2023.

Additionally, authority is requested for the County to exercise the second of its four (4) one-year renewal options, under inter-municipal agreements ("IMAs") with the City of New Rochelle and the City of Yonkers for services to be funded under the Grant Agreement, in the total aggregate not-to-exceed amount of \$60,465, for a term commencing retroactive to January 1, 2023 and continuing through December 31, 2023 (the "Second Extension Term"). It should be noted that the amount allocated under each IMA for the Second Extension Term will be determined at the discretion of the Commissioner of the Department of Senior Programs and Services.

The services to be provided under the IMAs with the funds received under the Grant Agreement are information and assistance services to help seniors remain in their homes and community (the "Services").

Your Honorable Board is advised that the Department has complied with the Westchester County Procurement Policy and Procedures (the "Policy"), noting that the Grant Agreement with NYSOFA does not constitute a procurement, and that the IMAs are exempt from the Policy pursuant to section 3(a) iii thereof which exempts contracts with "... any State and any political subdivision, agency or instrumentality thereof." The IMAs are also exempt pursuant to section 3(a) xix of the Policy, which exempts "any procurement for the purpose of entering into a contract with persons to provide direct services to senior citizens."

Although procurement for these Services is exempt from the Policy, these Services are funded with Federal grant monies, and, as such, are subject to Federal procurement requirements (the "Federal Regulations"), pursuant to Section 13 of the Policy. The Federal Regulations (2 CFR§ 200.320), require that contracts in amounts greater than \$10,000 and up to \$250,000, be procured by obtaining price or rate quotations from an adequate number of qualified sources, unless such contracts are deemed to be "non-competitive" procurements. In furtherance of this requirement, on November 12, 2020, the Department issued a request for proposal ("RFP") seeking qualified

entities to provide the Services. Two (2) proposals were received in response to the RFP, one from the City of New Rochelle and the other from the City of Yonkers. After reviewing the proposals with reference to the evaluation criteria set forth in the RFP, your Honorable Board, by Act No. 82-2021, awarded IMAs to both municipalities for an initial term commencing on January 1, 2021 through December 31, 2021, with four (4) one-year renewal options, exercisable at the County's option. The IMAs were subsequently executed.

Thereafter, your Honorable Board, by Act No. 36-2022, authorized the County to exercise the first of its four (4) one-year renewal options under the IMAs to extend the term of each IMA for an additional year commencing retroactive to January 1, 2022 and continuing through December 31, 2022 (the "First Extension Term"). The IMAs for the First Extension Term were subsequently executed with each municipality.

The County has determined that it will require the Services to continue for an additional year, from January 1, 2023 through December 31, 2023. However, the Federal Regulations (2 CFR§ 200.324 (a)), further require grantees to perform a price or cost analysis in order to test the market before exercising a renewal option. Accordingly, the County, through the Department, obtained price quotes for the Services from other potential service providers. Following this process, the Department is satisfied that the prices to be paid by the County to the City of New Rochelle and the City of Yonkers are reasonable. Accordingly, authority from your Honorable Board is requested to exercise the second of its four (4) one-year renewal options to renew the IMAs with the City of New Rochelle and the City of Yonkers for the provision of the Services for a term commencing retroactive to January 1, 2023 and continuing through December 31, 2023.

The Planning Department has advised that based on its review, the proposed agreements with NYSOFA and the proposed IMAs described above do 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 12, 2023, which is on file with the Clerk of the Board of Legislators.

The proposed Grant Agreement with NYSOFA and the IMAs are intended to benefit the County by assisting in the provision of grant-funded services to County residents. Accordingly, I believe the proposed Grant Agreement with NYSOFA and the proposed IMA extensions are in the best interest of the County and, therefore, recommend your favorable action on the annexed proposed Act.

Sincerely,



George Latimer  
County Executive

GL/MC/SJ/jpg  
Attachments

**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, if approved, would authorize the County of Westchester (the “County”), acting by and through its Department of Senior Programs and Services (the “Department”), to enter into a grant agreement (the “Grant Agreement”) with the New York State Office for the Aging (“NYSOFA”), to accept grant funds made available to the County under Title III-B of the Older Americans Act (“OAA”), in the total aggregate not-to-exceed amount of \$60,465. The Grant Agreement will be for a term commencing retroactive to January 1, 2023 and continuing through December 31, 2023. Additionally, authority is requested for the County to exercise the second of its four (4) one-year renewal options under inter-municipal agreements (“IMAs”) with the City of New Rochelle and the City of Yonkers, for services to be funded under the Grant Agreement, in the total aggregate not-to-exceed amount of \$60,465, for a term commencing retroactive to January 1, 2023 and continuing through December 31, 2023 (the “Second Extension Term”). It should be noted that the amount allocated under the IMAs for the Second Extension Term will be determined at the discretion of the Commissioner of the Department of Senior Programs and Services.

Your Committee is advised that the services to be provided under the IMAs with the funds received under the Grant Agreement are information and assistance services to help seniors remain in their homes and community (the “Services”).

Your Committee is advised that the Department has complied with the Westchester County Procurement Policy and Procedures (the “Policy”), noting that the Grant Agreement with NYSOFA does not constitute a procurement and that the IMAs are exempt from the Policy pursuant to section 3(a) iii thereof which exempts contracts with “. . . any State and any political subdivision, agency or instrumentality thereof.” The IMAs are also exempt pursuant to section 3(a) xix of the Policy, which exempts “any procurement for the purpose of entering into a contract with persons to provide direct services to senior citizens.”

Your Committee is further advised that although procurement for these Services are exempt from the Policy, these Services are funded with Federal grant monies and, as

such, are subject to Federal procurement requirements (the “Federal Regulations”), pursuant to Section 13 of the Policy. The Federal Regulations (2 CFR§ 200.320), require that contracts in amounts greater than \$10,000 and up to \$250,000, be procured by obtaining price or rate quotations from an adequate number of qualified sources, unless such contracts are deemed to be “non-competitive” procurements. In furtherance of this requirement, on November 12, 2020, the Department issued a request for proposal (“RFP”) seeking qualified entities to provide the Services. Two (2) proposals were received in response to the RFP, one from the City of New Rochelle and the other from the City of Yonkers. After reviewing the proposals with reference to the evaluation criteria set forth in the RFP, your Honorable Board, by Act No. 82-2021, awarded IMAs to both municipalities for an initial term commencing on January 1, 2021 through December 31, 2021, with four (4) one-year renewal options exercisable at the County’s option. The IMAs were subsequently executed.

Thereafter, your Honorable Board, by Act No. 36-2022, authorized the County to exercise the first of its four (4) one-year renewal options under the IMAs to extend the terms thereof for an additional year commencing retroactive to January 1, 2022 and continuing through December 31, 2022 (the “First Extension Term”). The IMAs for the First Extension Term were subsequently executed with each municipality.

The County has determined that it will require the Services to continue for an additional year, from January 1, 2023 through December 31, 2023. However, the Federal Regulations (2 CFR§ 200.324 (a)), further require grantees to perform a price or cost analysis in order to test the market before exercising a renewal option. Accordingly, the County, through the Department, obtained price quotes for the Services from other potential service providers. Following this process, the Department is satisfied that the prices to be paid by the County to the City of New Rochelle and the City of Yonkers are reasonable. Accordingly, authority from your Honorable Board is requested to exercise the second of its four (4) one-year renewal options to renew the IMAs with the City of New Rochelle and the City of Yonkers for the provision of the Services for a term commencing retroactive to January 1, 2023 and continuing through December 31, 2023.



The Planning Department has advised that based on its review, the proposed agreement with NYSOFA and the proposed Second Extension Term under each IMA do 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 12, 2023, which is on file with the Clerk of the Board of Legislators.

Your Committee has been advised that the passage of the attached Act requires an affirmative vote of a majority of the members of your Honorable Board.

Your Committee believes that adoption of the proposed Act is necessary to effectively carry out this worthwhile program. Accordingly, after due consideration, your Committee recommends adoption of the annexed Act.

Dated: \_\_\_\_\_, 2023  
White Plains, New York

**COMMITTEE ON**

C.jpg/1-10-23



# FISCAL IMPACT STATEMENT

SUBJECT: IIIB - for NR & Yonkers I & A Svcs only

☐ 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 \$ 60465

Total Current Year Revenue \$ 60465

Source of Funds (check one): ☒ Current Appropriations

☐ Transfer of Existing Appropriations

☐ Additional Appropriations

☐ Other (explain)

Identify Accounts: 101-24-4957

263-85-T686

Potential Related Operating Budget Expenses:

Annual Amount \$ 0

Describe: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Potential Related Revenues: Annual Amount \$ 60465

Describe: Funding received from the Federal Government under the Older American's Act.

\_\_\_\_\_

\_\_\_\_\_

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

Current Year: The Department would not be able to provide Information & Assistance to Seniors in Westchester.

\_\_\_\_\_

Next Four years:

Estimated to be same as above each year.

\_\_\_\_\_

\_\_\_\_\_

Prepared by: Sandra Brown

Title: Director of Program Development II

Department: Senior Programs & Svcs.

AJD

Reviewed By:



Budget Director

2/1/23

If you need more space, please attach additional sheets.

AN ACT authorizing the County of Westchester to enter into a grant agreement with the New York State Office for the Aging to accept grant funds under Title III-B of the Older Americans Act and also to exercise the second of its four (4) one-year renewal options under inter-municipal agreements with the City of New Rochelle and the City of Yonkers for information and assistance services

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

Section 1. The County of Westchester (the “County”) be and hereby is authorized to enter into a grant agreement (the “Grant Agreement”) with the New York State Office for the Aging (“NYSOFA”) to accept grant funds made available to the County under Title III-B of the Older Americans Act (“OAA”) to provide information and assistance services to seniors (the “Services”), in the total aggregate not-to-exceed amount of \$60,465. The Grant Agreement will be for a term commencing retroactive to January 1, 2023 and continuing through December 31, 2023.

§2. The County is further authorized to exercise the second of its four (4) one-year renewal options under inter-municipal agreements (“IMAs”) with the City of New Rochelle and the City of Yonkers, for the Services to be funded under the Grant Agreement, in the total aggregate not-to-exceed amount of \$60,465, for a term commencing retroactive to January 1, 2023 and continuing through December 31, 2023 (the “Second Extension Term”).

§3. The amount of funding allocated for each IMA under the Second Extension Term shall be determined at the discretion of the Commissioner of the Department of Senior Services and Programs.

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

§5. This Act shall take effect immediately.

**THIS SECOND AMENDMENT** made the \_\_\_\_ day of \_\_\_\_\_, 2023 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 \_\_\_\_\_**, a municipal corporation organized under the laws of the State of New York, having an office and principal place of business at \_\_\_\_\_ (hereinafter referred to as the "Municipality" and the Municipality and the County shall be collectively referred to as the "Parties")

**WITNESSETH:**

**WHEREAS**, the County and the Municipality entered into that certain agreement ("Agreement"), dated on or about July 19, 2021, whereby the Municipality agreed to provide Information and Assistance services in accordance with Title I, Section 102(28) and Title III, Part B, Section 321 (a)(3) of the Older Americans Act, as amended, and its implementing regulations, 45 CFR Part 1321 et seq. ("OAA"), and New York State Office for the Aging ("NYSOFA") Program Instruction No. 14-PI-02 (the "Program"), for the period from January 1, 2021 through December 31, 2021 (the "Initial Term"), for an amount not to exceed \$ \_\_\_\_\_ in federal funds, with the County having the option to renew the Agreement for up to four (4) additional extension terms of one (1) year each (each an "Extension Term"); and

**WHEREAS**, the Parties entered into a first amendment to the Agreement ("First Amendment") pursuant to which the County, among other things, exercised the first of its four (4) options to extend the term of the Agreement for the period from January 1, 2022 through December 31, 2022 for an amount not-to-exceed \$ \_\_\_\_\_ (the "First Extension Term"); and

**WHEREAS**, the Parties now desire to enter into this second amendment ("Second Amendment") to the Agreement so that the County may, among other things, exercise the second of its four (4) options to extend the term of the Agreement for the period from January 1, 2023 through December 31, 2023 for an amount not-to-exceed \$ \_\_\_\_\_ (the "Second Extension Term"); and

**WHEREAS**, the County has received authority from the Westchester County Board of Legislators to exercise the second of its four renewal options under the Agreement with the Municipality for the 2023 program term; and

**NOW, THEREFORE**, in consideration of the terms, conditions, covenants, and agreements contained herein, the Parties agree as follows:

1. The term of the Agreement is hereby extended for an additional one (1) year period, commencing on January 1, 2023 and terminating on December 31, 2023 (the "Second Extension Term").

2. During the Second Extension Term, the Municipality shall continue to provide the Program services referenced in Paragraph "1" of the Agreement.

3. In consideration for the Program services to be rendered during the Second Extension Term, the Municipality shall be paid an amount not exceed \$\_\_\_\_\_, for actual services provided and data entered in NYSOFA's PeerPlace System in accordance with the agreed-upon unit costs set forth in Schedule "B-2", attached hereto and made a part hereof.

4. The Contractor is required to contribute \$\_\_\_\_\_ in matching funds to the Program.

5. The Municipality agrees to sign the attestation attached hereto as Schedule "C-2" and made a part hereof, to comply with the Targeting and updated Poverty Guidelines as set forth therein, and furnish the County with the Westchester County Grant Funding for 2023 as specified therein.

6. The Agreement is hereby further amended by incorporating the updated Standard Assurances, as mandated by the NYSOFA, including but not limited to, a revised list of federal and state statutes, regulations, policies and contract provisions applicable to the Program, which are attached hereto and made a part hereof as Schedule "E-2". Municipality agrees to fully comply with these updated Standard Assurances.

7. The Municipality shall furnish to the County updated insurance certificates evidencing coverage for the Second Extension Term as required under the Agreement.

8. The Municipality agrees to furnish the County with a copy of the organization-wide audit and to comply with the Plan for Audit as required under the Agreement.

9. Except as otherwise expressly provided herein, all other terms and conditions of the Agreement shall remain in full force and effect upon the Parties.

10. This Second Amendment shall not be effective until signed by both Parties and approved by the Office of the County Attorney.

**IN WITNESS WHEREOF**, the County of Westchester and the Municipality have caused this Second Amendment to be executed.

**THE COUNTY OF WESTCHESTER**

By \_\_\_\_\_  
Mae Carpenter, Commissioner  
Department of Senior Programs and Services

**THE CITY OF \_\_\_\_\_**

By \_\_\_\_\_  
(Signature)  
\_\_\_\_\_  
(Name)  
\_\_\_\_\_  
(Title)

Approved by the Board of Legislators of the County of Westchester pursuant to Act \_\_\_\_\_ - 2023 adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Approved by:

\_\_\_\_\_  
Sr. Assistant County Attorney  
The County of Westchester

**ACKNOWLEDGMENT**

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) ss.:

On the \_\_\_\_\_ day of \_\_\_\_\_ in the year 2023 before me, the undersigned, personally appeared \_\_\_\_\_, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Date: \_\_\_\_\_

\_\_\_\_\_  
Notary Public

**CERTIFICATE OF AUTHORITY**  
**(MUNICIPALITY)**

I, \_\_\_\_\_,  
(Official other than official signing Agreement)

certify that I am the \_\_\_\_\_ of  
(Title)  
the \_\_\_\_\_  
(Name of Municipality)

a Municipal Corporation duly organized and in good standing under the laws of the State of New York that \_\_\_\_\_  
(Person executing Agreement)

who signed said Agreement on behalf of the \_\_\_\_\_  
(Name of Municipality)

was, at the time of execution \_\_\_\_\_ of the Municipal Corporation  
(Title of such person)

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 2023 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 municipal 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:

INSERT SCHEDULES "B-2" & "C-2"

DRAFT



**SCHEDULE "E-2"**

**NEW YORK STATE OFFICE FOR THE AGING**

**STANDARD ASSURANCES**

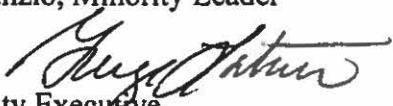
**ATTACHMENT A**

**The 2022-23 ANNUAL UPDATE to the 2020-24 FOUR YEAR PLAN,  
April 1, 2022- March 31, 2023**

DRAFT

February 2, 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 – Enter into Grant Agreements w/NYSOFA to Accept Various Federal Grant Funding.**

---

This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators February 6, 2023 Agenda.

Transmitted herewith for your review and approval is an act (the “Act”) which, if adopted by your Honorable Board, would authorize the County of Westchester (the “County”), acting by and through its Department of Senior Programs and Services (the “Department”), to enter into grant agreements (the “Grant Agreements”) with the New York State Office for the Aging (“NYSOFA”) to accept grant funds made available to the County under Titles III-B, III-C & the Nutrition Services Incentive Program (“NSIP”), III-D, and III-E of the Older Americans Act (“OAA”).

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for February 6, 2023 “blue sheet” calendar.

Thank you for your prompt attention to this matter.

George Latimer  
County Executive

February 2, 2023

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

Dear Honorable Members of the Board of Legislators:

Transmitted herewith for your review and approval is an act (the "Act") which, if adopted by your Honorable Board, would authorize the County of Westchester (the "County"), acting by and through its Department of Senior Programs and Services (the "Department"), to enter into grant agreements (the "Grant Agreements") with the New York State Office for the Aging ("NYSOFA") to accept grant funds made available to the County under Titles III-B, III-C & the Nutrition Services Incentive Program ("NSIP"), III-D, and III-E of the Older Americans Act ("OAA"), in the total aggregate not-to-exceed amounts set forth below. The Grant Agreements will be for a term commencing retroactive to January 1, 2023 and continuing through December 31, 2023, except for the grant agreement for NSIP, which will commence retroactive to October 1, 2022 and continue through September 30, 2023. Additionally, authority is requested to enter into inter-municipal agreements ("IMAs") with the municipalities listed in Exhibit "A", attached to the Act (the "Municipalities"), for services to be funded with the grants received from NYSOFA under the Grant Agreements in the total aggregate not-to-exceed amounts set forth below, for terms corresponding to the term of each grant.

**Grant Amounts**

Title III-B	Title III-C & NSIP	Title III-D	Title III-E
\$1,090,544	\$2,109,951	\$62,413	\$565,141

**IMAs**

Title III-B	Title III-C & NSIP	Title III-D	Title III-E
\$230,021	\$1,401,772	\$0	\$0

The services to be provided under the IMAs with the funds received under the OAA for Titles III-B and III-C & NSIP are: (i) nutrition services, such as congregate and home delivered meals; and (ii) regional kitchen equipment; supplies; repairs & vehicle expenses; and transportation services, to help seniors remain in their homes and community (the "Services"). A portion of the remaining Titles III-B and III-C funding will be allocated for contracts with non-municipal agencies, with the balance retained by the Department for the provision of various direct services to seniors. It should be noted that no services will be provided under IMAs with the funds received under the OAA for Titles III-D and III-E. Instead, the entire Title III-D funding will be retained by the Department to provide the Health Promotion-Chronic Disease Self-Management

Program and the Evidence Based Program, while the Title III-E funding will be allocated to provide various services to seniors, with a portion retained by the Department to provide various direct services to seniors.

Your Honorable Board is advised that the Department has complied with the Westchester County Procurement Policy and Procedures (the "Policy"), noting that the Grant Agreements with NYSOFA do not constitute a procurement, and that the IMAs are exempt from the Policy pursuant to section 3(a) iii thereof, which exempts contracts with ". . . any State and any political subdivision, agency or instrumentality thereof." The IMAs are also exempt pursuant to section 3(a) xix of the Policy, which exempts "any procurement for the purpose of entering into a contract with persons to provide direct services to senior citizens."

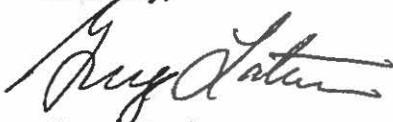
Although these Services are exempt from the Policy, they are funded with Federal grant monies and, as such are, pursuant to Section 13 of the Policy, subject to Federal procurement requirements. The Federal procurement regulations (2 CFR§ 200.320), require that contracts in amounts greater than \$10,000 and up to \$250,000, be procured by obtaining price or rate quotations from an adequate number of qualified sources, unless such contracts are deemed to be "non-competitive" procurements. Because the Services are being provided directly by the respective Municipalities using their own resources (i.e., senior centers, buses, food service providers, equipment, etc.), it has been determined that these Services constitute non-competitive procurements in accordance with 2 CFR§ 200.320 (c)(2), in that due to the nature and extent of the services being provided, the Services are only available from those single sources.

It should be noted that your Honorable Board has previously approved similar legislation pursuant to Act No. 37 - 2022. However, the existing authorization expired on December 31, 2022 and a new authorization will be needed to enter into new Grant Agreements and IMAs.

The Planning Department has advised that based on its review, the proposed IMAs described above do 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 12, 2023, which is on file with the Clerk of the Board of Legislators.

The proposed Grant Agreements with NYSOFA and the proposed IMAs are intended to benefit the County by assisting in the provision of grant-funded services to County residents. Accordingly, I believe the proposed Grant Agreements with NYSOFA and the proposed IMAs are in the best interest of the County and, therefore, recommend your favorable action on the annexed proposed Act.

Sincerely,



George Latimer  
County Executive

GL/MC/SJ/jpg  
Attachments

**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 (the “Act”) which, if approved, would authorize the County of Westchester (the “County”), acting by and through its Department of Senior Programs and Services (the “Department”), to enter into grant agreements (the “Grant Agreements”) with the New York State Office for the Aging (“NYSOFA”) to accept grant funds made available to the County under Titles III-B, III-C & the Nutrition Services Incentive Program (“NSIP”), III-D and III-E of the Older Americans Act (“OAA”), in the total aggregate not-to-exceed amounts set forth below. The Grant Agreements will be for a term commencing retroactive to January 1, 2023 and continuing through December 31, 2023, except for the grant agreement for NSIP which will commence retroactive to October 1, 2022 and continue through September 30, 2023. Additionally, authority is requested to enter into inter-municipal agreements (“IMAs”) with the municipalities listed in Exhibit “A”, attached to the Act (the “Municipalities”), for services to be funded with the grants received from NYSOFA under the Grant Agreements in the total aggregate not-to-exceed amounts set forth below, for terms corresponding to the term of each grant.

**Grant Amounts**

Title III-B	Title III-C & NSIP	Title III-D	Title III-E
\$1,090,544	\$2,109,951	\$62,413	\$565,141

**IMAs**

Title III-B	Title III-C & NSIP	Title III-D	Title III-E
\$230,021	\$1,401,772	\$0	\$0

Your Committee is advised that the services to be provided under the IMAs with the funds received under the OAA for Titles III-B and III-C & NSIP are: (i) nutrition services, such as congregate and home delivered meals; and (ii) regional kitchen equipment; supplies; repairs & vehicle expenses; and transportation services, to help seniors remain in their homes and community (the “Services”). Your Committee is further advised that a portion of the remaining grant funds under Titles III-B and III-C will be allocated for contracts with non-municipal agencies, with the balance retained by the Department for the provision of various direct services to seniors. It should be noted that no services will be provided under IMAs with the funds received under the OAA for Titles III-D and III-E. Instead, the entire Title III-D funding will be

retained by the Department to provide the Health Promotion-Chronic Disease Self-Management Program and the Evidence Based Program, while the Title III-E funding will be allocated to provide various services to seniors, with a portion retained by the Department to provide various direct services to seniors.

Your Committee is advised that the Department has complied with the Westchester County Procurement Policy and Procedures (the “Policy”), noting that the Grant Agreements with NYSOFA do not constitute a procurement, and that the IMAs are exempt from the Policy pursuant to section 3(a) iii thereof, which exempts contracts with “. . . any State and any political subdivision, agency or instrumentality thereof.” The IMAs are also exempt pursuant to section 3(a) xix of the Policy, which exempts “any procurement for the purpose of entering into a contract with persons to provide direct services to senior citizens.”

Although these services are exempt from the Policy, they are funded with Federal grant monies and, as such are, pursuant to Section 13 of the Policy, subject to Federal procurement requirements. The Federal procurement regulations (2 CFR§ 200.320) require that contracts in amounts greater than \$10,000 and up to \$250,000, be procured by obtaining price or rate quotations from an adequate number of qualified sources, unless the such contracts are deemed to be “non-competitive” procurements. Because the Services are being provided directly by the respective Municipalities using their own resources (i.e., senior centers, buses, food service providers, equipment, etc.), it has been determined that these Services constitute non-competitive procurements in accordance with 2 CFR§ 200.320 (c)(2), in that due to the nature and extent of the services being provided, the Services are only available from those single sources.

Your Committee notes that this Honorable Board passed similar authorizing legislation pursuant to Act No. 37 - 2022. However, the existing authorization expired on December 31, 2022 and a new authorization will be needed to enter into new agreements.

The Planning Department has advised that based on its review, the proposed agreements with NYSOFA and the proposed IMAs do 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 12, 2023, which is on file with the Clerk of the Board of Legislators.

Your Committee has been advised that the passage of the attached Act requires an affirmative vote of a majority of the members of your Honorable Board.

Your Committee believes that adoption of the proposed Act is necessary to effectively carry out this worthwhile program. Accordingly, after due consideration, your Committee recommends adoption of the annexed Act.

Dated: \_\_\_\_\_, 2023  
White Plains, New York

C:\jmg\

**COMMITTEE ON**

# FISCAL IMPACT STATEMENT

SUBJECT: IIIB - excluding NR & Yonkers I & A Svcs

☐ 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 \$ 1699300

Total Current Year Revenue \$ 1030079

Source of Funds (check one): ☒ Current Appropriations

☐ Transfer of Existing Appropriations

☐ Additional Appropriations

☐ Other (explain)

Identify Accounts: 101-24-4957

263-85-T686

Potential Related Operating Budget Expenses:

Annual Amount \$ 669221

Describe: County Match Funds

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Potential Related Revenues: Annual Amount \$ 1030079

Describe: Funding received from the Federal Government under the Older American's Act.

\_\_\_\_\_

\_\_\_\_\_

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

Current Year: The Department would not be able to provide Transportation, Legal Services, Homemaker, Housekeeping, Consumer Directed In-Home Services (CDIS), Sr. Center Rec and Ed, and In-Home Contact & Support to Seniors in Westchester.


Next Four years:

Estimated to be same as above each year.

\_\_\_\_\_

\_\_\_\_\_

Prepared by: Sandra Brown

8/10  
Reviewed By: 

Budget Director

Title: Director of Program Development II

Department: Senior Programs & Svcs.

If you need more space, please attach additional sheets.



# FISCAL IMPACT STATEMENT

SUBJECT: IIIC1/NSIP

☐ 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 \$ 1613714

Total Current Year Revenue \$ 1375085

Source of Funds (check one): ☒ Current Appropriations

☐ Transfer of Existing Appropriations

☒ Additional Appropriations

☐ Other (explain)

Identify Accounts: 101-24-4957

263-85-T941

Potential Related Operating Budget Expenses:

Annual Amount \$ 238629

Describe: County Match Funds

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Potential Related Revenues: Annual Amount \$ 1375085

Describe: Funding received from the Federal Government under the Older American's Act.

\_\_\_\_\_

\_\_\_\_\_

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

Current Year: The Department would not be able to provide seniors with Congregate Meals, Nutrition Education, Senior Center Recreation and Education and supplement regional kitchen equipment, repairs and supplies as needed.

Next Four years:

Estimated to be same as above each year.

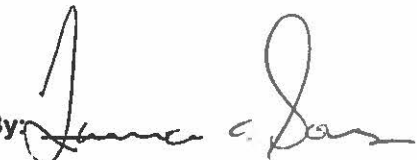
\_\_\_\_\_

\_\_\_\_\_

Prepared by: Sandra Brown

Title: Director of Program Development II

Department: Senior Programs & Svcs.

Reviewed By: 

Budget Director

2/6/23

If you need more space, please attach additional sheets.

# FISCAL IMPACT STATEMENT

SUBJECT: IIC2/NSIP

☐ 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 \$ 828639

Total Current Year Revenue \$ 734866

Source of Funds (check one): ☒ Current Appropriations

☐ Transfer of Existing Appropriations

☐ Additional Appropriations

☐ Other (explain)

Identify Accounts: 101-24-4957

263-85-T942

Potential Related Operating Budget Expenses:

Annual Amount \$ 93773

Describe: County Match Funds

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Potential Related Revenues: Annual Amount \$ 734866

Describe: Funding received from the Federal Government under the Older American's Act.

\_\_\_\_\_  
\_\_\_\_\_

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

Current Year: The Department would not be able to provide Home Delivered Meals, Nutrition Education Nutrition Counseling and supplement regional kitchen equipment, supplies, repairs and vehicle expenses as needed.

Next Four years:


Estimated to be same as above each year.

\_\_\_\_\_  
\_\_\_\_\_

Prepared by: Sandra Brown

Title: Director of Program Development II

Department: Senior Programs & Svcs.

910  
Reviewed By: 

Budget Director

2/1/23

If you need more space, please attach additional sheets.

# FISCAL IMPACT STATEMENT

SUBJECT: IIID ☐ 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 \$ 94167

Total Current Year Revenue \$ 62413

Source of Funds (check one): ☒ Current Appropriations

☐ Transfer of Existing Appropriations ☐ Additional Appropriations ☐ Other (explain)

Identify Accounts: 101-24-4957

263-85-T943

Potential Related Operating Budget Expenses: Annual Amount \$ 31754

Describe: County Match Funds

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Potential Related Revenues: Annual Amount \$ 62413

Describe: Funding is received from the Federal Government under the Older American's Act.

\_\_\_\_\_  
\_\_\_\_\_

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

Current Year: The Department would not be able to provide Health & Wellness and Chronic Disease Self-Management programs to seniors in Westchester County.

\_\_\_\_\_

Next Four years:

Estimated to be same as above each year.

\_\_\_\_\_  
\_\_\_\_\_

Prepared by: Sandra Brown

Title: Director of Program Development II

Department: Senior Programs & Svcs.

Reviewed By: 

Budget Director

2/1/23

If you need more space, please attach additional sheets.

# FISCAL IMPACT STATEMENT

SUBJECT: III E ☐ 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 \$ 791142

Total Current Year Revenue \$ 565141

Source of Funds (check one): ☒ Current Appropriations

☐ Transfer of Existing Appropriations ☐ Additional Appropriations ☐ Other (explain)

Identify Accounts: 101-24-4957

263-85-T448

Potential Related Operating Budget Expenses: Annual Amount \$ 226001

Describe: County Match Funds

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Potential Related Revenues: Annual Amount \$ 565141

Describe: Funding received from the Federal Government under the Older American's Act.

\_\_\_\_\_  
\_\_\_\_\_

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

Current Year: The Department would not be able to provide services under the National Family Caregiver Program; including caregiver and grandparent information, assistance, counseling, support groups, training and public information, escort assistance, and personal locator services.

Next Four years:


Estimated to be same as above each year.

\_\_\_\_\_  
\_\_\_\_\_

Prepared by: Sandra Brown

Title: Director of Program Development II

Department: Senior Programs & Svcs.

DJO  
Reviewed By: 

Budget Director

2/1/23

If you need more space, please attach additional sheets.

AN ACT authorizing the County of Westchester to enter into grant agreements with the New York State Office for the Aging to accept grant funds under Titles III-B, III-C, Nutrition Services Incentive Program ("NSIP"), III-D and III-E of the Older Americans Act and also to enter into inter-municipal agreements with local municipalities for services to be funded by Titles III-B, III-C & NSIP grants under the Older Americans Act.

**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 Senior Programs and Services (the "Department"), be and hereby is authorized to enter into grant agreements (the "Grant Agreements") with the New York State Office for the Aging ("NYSOFA") to accept grant funds made available to the County under Titles III-B, III-C & NSIP, III-D and III-E of the Older Americans Act ("OAA"), in the total aggregate not-to-exceed amounts set forth below. The Grant Agreements will be for a term commencing retroactive to January 1, 2023 and continuing through December 31, 2023, except for the grant agreement for NSIP, which will commence retroactive to October 1, 2022 and continue through September 30, 2023:

**Grant Amounts**

Title III-B	Title III-C & NSIP	Title III-D	Title III-E
\$1,090,544	\$2,109,951	\$62,413	\$565,141

§2. The County is further authorized to enter into inter-municipal agreements ("IMAs") with the municipalities listed in Exhibit "A", attached hereto and made a part hereof, for services to be funded by grants received by the County from NYSOFA under OAA, in the total aggregate not-to-exceed amounts set forth below, for terms corresponding to the term of each grant.

**IMAs**

Title III-B	Title III-C & NSIP	Title III-D	Title III-E
\$230,021	\$1,401,772	\$0	\$0

§3. The contract amounts for each IMA shall be determined at the discretion of the Commissioner of the Department.

§4. The services to be provided under the IMAs with the funds received under the OAA for Titles III-B and III-C & NSIP shall include: nutrition services, such as congregate and home delivered meals; regional kitchen equipment; supplies; repairs & vehicle expenses; and transportation services. A portion of the remaining Title III-B and III-C funding shall be allocated for contracts with non-municipal agencies, with the balance retained by the Department for the provision of various direct services to seniors.

§5. There will be no services provided under IMAs with the funds received under the OAA for Titles III-D and III-E. Instead, the entire Title III-D funding will be retained by the Department to provide the Health Promotion-Chronic Disease Self-Management Program and the Evidence Based Program, while the Title III-E funding will be allocated to provide various services to seniors, with a portion retained by the Department to provide various direct services to seniors.

§6. The County Executive or his authorized designee is hereby empowered to execute all instruments and take all actions reasonable and necessary to effectuate the purposes hereof.

§7. This Act shall take effect immediately.

## EXHIBIT "A"

### LIST OF MUNICIPALITIES AND SERVICES

<b>GRANT: III-B <u>SERVICES</u></b>	<b>GRANTS: III-C-1, III-C-2 &amp; NSIP <u>SERVICES</u></b>
<b>Transportation</b>	<b>Meals and Other-Regional Kitchen Equipment, Supplies, Repairs &amp; Vehicle Expenses</b>
Town of Cortlandt	Town of Cortlandt
Town of Eastchester	Town of Eastchester
Town of Greenburgh	Town of Greenburgh
Town of Mamaroneck	Town of Mamaroneck
Village/Town of Mount Kisco	Village/Town of Mount Kisco *
Town of Mount Pleasant	Town of Mount Pleasant
City of Mount Vernon	City of Mount Vernon *
City of New Rochelle	City of New Rochelle
Town of Ossining	Town of Ossining
City of Peekskill	City of Peekskill *
Village of Port Chester	Village of Port Chester
Town of Somers	Town of Somers
City of White Plains	City of White Plains
City of Yonkers	City of Yonkers
Town of Yorktown	Town of Yorktown *

**Note:**

- ALL municipalities listed above under Title III-B will provide Transportation Services
- ALL municipalities listed above under III-C-1, III-C-2 & NSIP will provide Meals, EXCEPT that ONLY those marked with an asterisk (\*) will also provide Other-Regional Kitchen Equipment, Supplies, Repairs & Vehicle Expenses

**THIS INTER-MUNICIPAL AGREEMENT** ("Agreement" or "IMA"), made this \_\_\_\_\_ day of \_\_\_\_\_, 2023 by and between:

**THE COUNTY OF WESTCHESTER**, a 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 organized under the laws of the State of New York, having an office and place of business at \_\_\_\_\_

\_\_\_\_\_ (hereinafter referred to as the "Municipality" and together with the County hereinafter referred to as the "Parties")

**W I T N E S S E T H:**

**WHEREAS**, the County, acting by and through its Department of Senior Programs and Services ("Department" or "DSPS"), has been awarded a grant by the New York State Office for the Aging ("NYSOFA"), pursuant to Titles III-C-1, III-C-2 and the Nutrition Services Incentive Program ("NSIP") of the Older Americans Act (the "Programs"), to provide various social and nutrition services to elderly residents of the County (the "Services" or "Work"); and

**WHEREAS**, the Municipality desires to provide the Services and the County desires the Municipality to provide the Services pursuant to the terms and conditions set forth herein; and

**WHEREAS**, the County has been authorized by the Westchester County Board of Legislators to enter into the Agreement for the Services.

**NOW, THEREFORE**, in consideration of the terms, conditions, covenants, and agreements contained herein, the Parties agree as follows:

1. The Municipality shall provide the Services, as more particularly described in Schedule "C". All Services must be performed in accordance with the terms of the Standard Assurances in Schedule "C" and the Standard Assurances in the approved Four Year Plan and/or Annual Update to the Four Year Plan (collectively the "Plan") attached hereto and made a part hereof in the form of Schedule "I." It is expressly understood and agreed by the Parties hereto that all schedules to this Agreement applicable to the NYSOFA and all schedules applicable to the County are subject to the approval of and modification of each, as necessary.



2. Payment for the Services to be provided for Title III-C1 shall be made for expenses actually incurred and paid by the Municipality at the rate set forth in Schedule "B." Payment for the Services to be provided for Title III-C2 shall be made for expenses actually incurred and paid by the Municipality at the rate set forth in Schedule "B." The total aggregate amount to be paid for the Services rendered by the Municipality under this Agreement shall not exceed \$\_\_\_\_\_, subject to appropriation, payable on a monthly basis, in accordance with Schedule "B" that is attached hereto and made a part hereof. Payment shall be made for actual Services provided as data-entered in NYSOFA's Client Statewide Data System ("PeerPlace") or other NYSOFA approved electronic reporting system, after the County has received approval from NYSOFA and the County has received any and all supporting documentation the County may require and the same has been approved by the Department's Commissioner or her duly authorized designee (the "Commissioner").

The County may, in its discretion, if it shall deem such payment to be required in furtherance of the Programs, pay the Municipality prior to receipt of payment or approval therefore by NYSOFA, provided that, in the event NYSOFA subsequently fails or refuses to pay the County, or if such expense is not a proper expenditure under the Programs, the Municipality shall reimburse the County for such payment made to the Municipality, or, the County, in its discretion, may deduct such amount from future payments due and owing the Municipality under this Agreement.

The Municipality shall contribute an aggregate amount of \$\_\_\_\_\_ to the Services, as a match for the III-C-1 and/or III-C-2 Programs.

Any and all requests for payment to be made, including any requests for partial payment made in proportion to the Services completed, shall be submitted by the Municipality on properly executed payment vouchers of the County and paid only after approval by the Commissioner. All payment vouchers must be accompanied by a numbered invoice and/or the appropriate required back-up documentation approved by the Department. All invoices submitted during each calendar year shall utilize consecutive numbering and be non-repeating. In no event shall final payment be made to the Municipality prior to the completion of all Services, the submission of reports and the approval of same by the Commissioner.

The Municipality shall, at no additional charge, furnish all labor, services, materials, goods, equipment and any other things necessary to complete the Services, unless specific additional

charges are expressly permitted under this Agreement. It is recognized and understood that even if specific additional charges are expressly permitted under this Agreement; in no event shall total payment to the Municipality exceed the not-to-exceed amount set forth above.

Except as otherwise expressly stated in this Agreement, no payment shall be made by the County to the Municipality for out-of-pocket expenses or disbursements made in connection with the Services rendered or the Services to be performed hereunder.

3. Prior to the making of any payments hereunder, the County may, at its option, audit such books and records of the Municipality as are reasonably pertinent to this Agreement to substantiate the basis for payment. The County will not withhold payment pursuant to this paragraph for more than thirty (30) days after payment would otherwise be due pursuant to the provisions of this Agreement, unless the County shall find cause to withhold payment in the course of such audit or the Municipality fails to cooperate with such audit. The County shall, in addition, have the right to audit such books and records subsequent to payment, if such audit is commenced within one year following termination of this Agreement.

In addition to any general audit rights to which the County may be entitled hereunder, the County also reserves the right to audit the Municipality's performance under this Agreement. Such audit may include requests for documentation or other information which the Commissioner may, in her discretion, deem necessary and appropriate to verify the information provided by the Municipality as required by Paragraph "4." The County may also make site visits to the location(s) where the Services to be provided under this Agreement are performed in order to review Municipality's records, observe the performance of Services and/or to conduct interviews of staff and patrons, where appropriate and not otherwise prohibited by law.

The Municipality agrees to maintain appropriate records and to retain them for at least six years after final payment is made. The Municipality agrees to provide access to all books, documents and all pertinent materials related to this Agreement for examination to authorized representatives of the Administration on Aging/Administration for Community Living (AoA/ACL) of the United States Department of Health and Human Services ("HHS"), the New York State Comptroller or his representatives, staff of NYSOFA, and/or the County.

4. Under this Agreement, the term of the Title III-C Programs shall commence retroactive to January 1, 2023 and continue through on December 31, 2023, and the term for the NSIP Program shall commence retroactive to October 1, 2022 and continue through September 30,

2023, unless terminated sooner pursuant to the provisions hereof.

The Municipality shall report to the County on its progress toward completing the Services, as the Commissioner may request, and shall immediately inform the Commissioner in writing of any cause for delay in the performance of its obligations under this Agreement.

5. The Parties recognize and acknowledge that the obligations of the County under this Agreement are subject to the County's receipt of funds from NYSOFA to operate the Program, and that no liability shall be incurred by the County beyond the monies made available from NYSOFA for this Agreement. The Municipality agrees that the County shall not be liable for any of the payments hereunder unless and until the County Commissioner of the Department of Finance has received said funds or said funds have been made available to said commissioner.

If, for any reason, the full amount of said funds is not paid over or made available to the County by NYSOFA, the County may terminate this Agreement immediately or reduce the amount payable to the Municipality, in the discretion of the County. The County shall give prompt notice of any such termination or reduction to the Municipality. If the County subsequently offers to pay a reduced amount to the Municipality, then the Municipality shall have the right to terminate this Agreement upon reasonable prior written notice.

In addition, the Parties recognize and acknowledge that the obligations of the County under this Agreement are subject to annual appropriations by its Board of Legislators pursuant to the Laws of Westchester County. Therefore, this Agreement shall be deemed executory only to the extent of the monies appropriated and available. The County shall have no liability under this Agreement beyond funds appropriated and available for payment pursuant to this Agreement. The Parties understand and intend that the obligation of the County hereunder shall constitute a current expense of the County and shall not in any way be construed to be a debt of the County in contravention of any applicable constitutional or statutory limitations or requirements concerning the creation of indebtedness by the County, nor shall anything contained in this Agreement constitute a pledge of the general tax revenues, funds or moneys of the County. The County shall pay amounts due under this Agreement exclusively from legally available funds appropriated for this purpose. The County shall retain the right, upon the occurrence of the adoption of any County Budget by its Board of Legislators during the term of this Agreement or any amendments thereto, and for a reasonable period of time after such adoption(s), to conduct an analysis of the impacts of any such County Budget on County finances. After such analysis,

the County shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates set forth herein. If the County subsequently offers to pay a reduced amount to the Municipality, then the Municipality shall have the right to terminate this Agreement upon reasonable prior written notice.

6. The Municipality shall comply, at its own expense, with the provisions of all applicable Federal, State and local laws, rules, regulations executive orders, policies, orders, notices and related guidance, as specified in the Plan, as such provisions may be amended from time to time, (such Federal provisions being "Federal Requirements").

In addition, the Municipality shall cause to be prominently posted, on the site where Services hereunder are to be provided, a statement regarding non-discrimination, which statement shall be similar in form to the following:

"In compliance with Section 504 of the Rehabilitation Act of 1975 and Title VI of the 1964 Civil Rights Act and New York State Executive Law and orders, no persons will be denied service or access to service based upon race, creed, color, national origin, religion, marital status, sexual orientation, genetic predisposition, carrier status, or handicapping condition."

Without limiting any of the foregoing, the Municipality specifically agrees to the following:

(a) Regarding access to records and access to sites where the Services are performed:

- i.) In compliance with 45 C.F.R. 75.364(a), the Municipality agrees to provide the County, HHS and its awarding agency, the Comptroller General of the United States, any inspectors general, or any of the duly authorized representatives of any of these listed parties, access to any documents, papers, or other records which are pertinent to this Agreement in order to make audits, examinations, excerpts, and transcripts, as well as provide timely and reasonable access to the Municipality's personnel for the purpose of interview and discussion related to such documents. The Municipality agrees to allow the above-listed parties to reproduce, excerpt, and/or transcribe such documents, papers, and other records by any means whatsoever. The Municipality also agrees to allow the above-listed parties such other access to records as may be necessary for compliance with applicable Federal Requirements.
- ii.) In accordance with 45 C.F.R. 75.364(c), all of the above-described rights of access to records shall last for as long as the records are retained by the Municipality. The Municipality shall retain all such records for at least as long as is required under 45 C.F.R. 75.361.
- iii.) In compliance with 45 C.F.R. § 75.342(e), the Municipality agrees to

permit HHS to make site visits as needed.

(b) Regarding recovered materials:

- i.) The Municipality agrees to comply with all applicable requirements of 45 C.F.R. 75.331; Section 6002 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act and as further amended (42 U.S.C. § 6962); 40 C.F.R. Part 247, the United States Environmental Protection Agency's "Comprehensive Procurement Guideline for Products Containing Recovered Materials"; and Executive Order 12873.

(c) Regarding the procurement of subcontracts financed in whole or in part with the Funds:

- i.) The Municipality agrees to comply with 45 C.F.R. 75.330 in procuring any subcontract financed in whole or in part with the Funds.

(d) The Municipality agrees to comply with and/or assist the County in complying with any and all applicable requirements of HHS.

The Municipality hereby represents and warrants that it has all information it needs regarding the Federal Requirements concerning reporting, patent rights, copyrights, and rights in data, and the Municipality understands and acknowledges that all such requirements and regulations are hereby incorporated into this Agreement by reference, and shall prevail over any conflicting term(s) of this Agreement.

The Municipality understands that the County has relied upon all materials and representations it has provided to the County concerning the Services and this Agreement in, a.) considering, among other things, whether the Municipality is capable of successfully performing under the terms and conditions of this Agreement; the Municipality's integrity and ethics; whether executing this Agreement with the Municipality is in compliance with public policy; the Municipality's record of past performance; and the Municipality's financial, administrative, and technical resources and capacity, b.) consequently determining that the Municipality is a responsible contractor, and c.) awarding this Agreement to the Municipality.

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



hereby consents to amending this Agreement in writing, upon receipt of notice from the County, for the purpose of inserting or correcting the provision in question.

7. The Municipality expressly agrees neither it nor any contractor, subcontractor, employee or any other person acting on its behalf shall discriminate against or intimidate any employee or other individual on the basis of race, creed, religion, color, gender, age, national origin, ethnicity, alienage or citizenship status, disability, marital status, sexual orientation, familial status, genetic predisposition or carrier status during the term of or in connection with this Agreement, as those terms may be defined in Chapter 700 of the Laws of Westchester County or Section 291 of the New York State Human Rights Law. The Municipality acknowledges and understands that the County maintains a zero tolerance policy prohibiting all forms of harassment or discrimination against its employees by co-workers, supervisors, vendors, contractors, or others.

8. (a) There shall be no partisan political activity in connection with this Agreement, including (i) candidate endorsements (ii) registration activities which are partisan in nature (iii) scheduled meetings of services recipients with public officials or candidates unless event is open on an equal basis to all candidates and officials regardless of policy views or partisan affiliation. This does not preclude the legitimate right of elected officials and other community leaders to visit programs in their areas.

(b) The Municipality shall refrain and prevent the use by others under its control of official authority, influence or coercion to interfere with or affect elections or nominations for political office.

(c) The Municipality shall refrain from and prohibit any others receiving funds under this Agreement from attempting to coerce or advise other persons to contribute anything of value to a party, committee, organization, agency or person for political purposes, nor engage in any other partisan activities under its auspices. The Municipality shall refrain from using funds to advance any partisan effort.

(d) The Municipality shall ensure that any Services to be provided under this Agreement shall be secular in nature and scope and in no event shall there be any sectarian or religious services, counseling, proselytizing, instruction or other sectarian, religious influence undertaken in connection with the provision of such Services. The Municipality shall refrain from using funds to advance any sectarian effort.

9. (a) The Municipality acknowledges (i) that this Agreement may be funded in whole or in part with funds to be provided to the County under State or Federal program grants, (ii) that the County cannot insure that all of such funds as are presently earmarked by the County for use in connection with this Agreement will ultimately be delivered to the County by the relevant grantor, and (iii) that the County's obligation to pay the Municipality for expenditures which are to be reimbursed with such funds extends only to the extent that such funds are actually received by the County.

(b) The County shall have the right to terminate or modify this Agreement based on changes in the availability of State and/or Federal Funds.

10. (a) As a material element of this Agreement, the Municipality agrees to fully comply with the provisions required by NYSOFA concerning equal access to services, non-discrimination and concentration of services on target populations, as more fully set forth in the Plan.

(b) Attached hereto and forming a part of Schedule "M" is the "Participant Contribution Standards." The Municipality shall provide participants an opportunity to voluntarily contribute to the cost of the service received, as appropriate. The Municipality shall use all collected contributions to expand the Service/s for which the contributions were given to supplement the funds received under the Older Americans Act (OAA).

(c) The Municipality shall assist participants in taking advantage of benefits under other Services and assure that the Services provided are coordinated and do not unnecessarily duplicate services provided by other sources.

11. Statistical information and supporting documentation concerning the Services conducted hereunder shall be provided to the County by the Municipality on request of the County. The Municipality shall provide the County with timely information needed to satisfy reporting requirements as specified by NYSOFA. Documentation of reports and expenses shall include, without limiting the right to require additional documentation: invoices for all purchases, payroll time records, payroll records for local support contribution, municipal payment vouchers for governmental agencies and canceled checks for private agencies, as required.

The Programmatic monthly reporting system for Service Delivery Information and Service Recipient Information must be submitted electronically in PeerPlace or other NYSOFA approved electronic reporting system. Until further notice, the Municipality is required to mail in the

PeerPlace MONTHLY ELECTRONIC PAPER REPORT and/or other approved reporting measure, signed by the staff member responsible for the report. The reports should be received by the County no later than the tenth (10th) day of the following month and/or entered on the website at the same time. The Municipality understands and agrees that submission of the monthly report by the deadline set forth above constitutes a material element of this Agreement. The County reserves the right to withhold payment to Municipality for its failure to submit the monthly report by the deadline, until such time as the monthly report is received by the County. Repeated failures by Municipality to submit the monthly report by the stated deadline will constitute a material breach of this Agreement justifying termination for cause as provided in Paragraph "17" hereof.

The Municipality shall furnish the County with copies of all insurance certificates, food contracts, rental agreements, and transportation agreements relating to the Services provided by the Municipality hereunder, as applicable.

12. The Municipality 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," the Municipality agrees:

(a) that except for the amount, if any, of damage contributed to, caused by, or resulting from the sole negligence of the County, the Municipality 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, attorney's fees or loss arising directly or indirectly out of the performance or failure to perform hereunder by the Municipality or third parties under the direction or control of the Municipality; and

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

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



d) the Municipality may provide proof of self-insurance in lieu of insurance policies.

13. The Municipality agrees that any program, public information materials, or other printed or published materials on the Services of the Programs which are supported with Title III-C funds will give due recognition to NYSOFA, the Department, and HHS.

14. The Municipality shall provide adequate qualified and trained personnel for supervision and fiscal management of the Programs.

15. The Parties agree that the Municipality and its officers, employees, agents, contractors, consultants and/or subcontractors 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 Municipality covenants and agrees that neither the Municipality nor any of its officers, employees, agents, contractors, consultants, and/or subcontractors will hold themselves out as, or claim to be, officers or employees of the County or any department, agency or unit thereof.

16. (a) The County, upon ten (10) days' notice to the Municipality, may terminate this Agreement in whole or in part when the County 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 already rendered under this Agreement prior to the effective date of termination at the rates specified in Schedule "B." Upon receipt of notice that the County is terminating this Agreement in its best interests, the Municipality shall stop Services immediately and incur no further costs in furtherance of this Agreement without the express approval of the Commissioner, and the Municipality shall direct any approved subcontractors to do the same.

In the event of a dispute as to the value of the Services rendered by the Municipality prior to the date of termination, it is understood and agreed that the Commissioner shall determine the value of such Services rendered by the Municipality. The Municipality shall accept such reasonable and good faith determination as final.

(b) In the event the County determines that there has been a material breach by the Municipality of any of the terms of the Agreement and such breach remains uncured for forty-eight (48) hours after service on the Municipality of written notice thereof, the County, in addition to any other right or remedy it might have, may terminate this Agreement and the County shall have the right, power and authority to complete the Services provided for in this Agreement, or

contract for its completion, and any additional expense or cost of such completion shall be charged to and paid by the Municipality. Without limiting the foregoing, upon written notice to the Municipality, repeated breaches by the Municipality of duties or obligations under this Agreement shall be deemed a material breach of this Agreement justifying termination for cause hereunder without requirement for further opportunity to cure.

17. Failure of the County to insist, in any one or more instances, upon strict performance of any term or condition herein contained shall not be deemed a waiver or relinquishment of such term or condition, but the same shall remain in full force and effect. Acceptance by the County of any of the Services or the payment of any fee or reimbursement due hereunder with knowledge of a breach of any term or condition hereof, shall not be deemed a waiver of any such breach and no waiver by the County of any provision hereof shall be implied.

18. If equipment costing \$1,000.00 or more is purchased with any Federal or State funds under this Plan, and the equipment is no longer needed for activities supported by such Programs, NYSOFA /County reserve the right to select a recipient for and approve the transfer to such recipient of such equipment, which must be used for services to older adults. The Municipality understands, acknowledges, and agrees that it shall have no ownership interest in such equipment.

19. 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.

To the County:

Commissioner  
Department of Senior Services and Services  
9 South First Avenue, 10th Floor  
Mount Vernon, New York 10550-3414

with a copy to:

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

To the Municipality:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

20. Attached hereto and forming part hereof is the schedule listed below. Simultaneous with its execution of this Agreement, the Municipality shall provide the County with a completed copy of each schedule. The Municipality agrees that the terms of the schedule has been accepted and agreed-to by the Municipality by virtue of its execution of this Agreement, and the Municipality represents and warrants that it has completed the schedule accurately and completely.

6.) Schedule "D" — "Vendor Direct Program - Electronic Funds Transfer"

All payments made by the County to the Municipality will be made by electronic funds transfer ("EFT") pursuant to the County's Vendor Direct Program. If the Contractor is not already enrolled in the Vendor Direct Program, the Contractor shall fill out and submit an EFT Authorization Form as part of this Agreement. (In rare cases, a hardship waiver may be granted. For a Hardship Waiver Request Form, the Municipality understands that it must contact the County's Finance Department.)

If the Municipality is already enrolled in the Vendor Direct Program, the Municipality hereby agrees to immediately notify the County's Finance Department in writing if the EFT Authorization Form on file must be changed, and provide an updated version of the document.

21. (a) The Municipality represents and warrants that it, its principals, and affiliates (as defined in 2 C.F.R. Part 180) are not currently debarred or suspended and the Municipality agrees to complete the "Certification Regarding Debarment and Suspension," which is attached hereto and forming a part of Schedule "J." The Municipality agrees that it shall immediately notify the County if it, its principals, and/or affiliates is/are debarred or suspended, or its, its principals', and/or affiliates' debarment or suspension appears likely. The Municipality further agrees to comply, and to require its subcontractors to comply, with the debarment and suspension regulations in 2 C.F.R. Part 376, as well as the applicable requirements of 2 C.F.R. Part 180.

The Municipality represents and warrants that it is not currently excluded from receiving Federal contracts, certain subcontracts, and certain types of Federal financial and non-financial assistance and benefits, by virtue of being on the United States General Service Administration's the Excluded Parties List System (EPLS), available at <http://www.sam.gov> as

part of the System for Awards Management (SAM). The Municipality agrees that it shall immediately notify the County if it is so-excluded, or its exclusion appears likely.

The Municipality represents and warrants that it is not currently on any debarment, suspension, or exclusion list of New York State or any political subdivision thereof, and has not been found non-responsible by New York State or any political subdivision thereof. The Municipality agrees that it shall immediately notify the County if it is added to any debarment, suspension, or exclusion list of New York State or any political subdivision thereof, or its addition to such lists appears likely. The Municipality agrees that it shall immediately notify the County if it is found non-responsible by New York State or any political subdivision thereof, or such a finding of non-responsibility appears likely.

The Municipality understands and acknowledges that the County is relying upon the Municipality's above-described representations and warranties.

Without limiting any of the foregoing, the Municipality certifies that, to the best of its knowledge and belief, it is and will be in compliance with 2 C.F.R. Part 376, regarding nonprocurement, debarment and suspension concerning public (Federal, State or local) transactions. If necessary, the Municipality will submit an explanation of why it cannot provide this certification.

(b) (Required for Agreements over \$100,000): The Municipality agrees to complete the "Certification Regarding Drug-Free Workplace Requirements," which is attached hereto and forming a part of Schedule "K," in order to help ensure compliance with 41 U.S.C. § 8101 et seq. and 2 C.F.R. Part 382.

(c) (Required for Agreements over \$100,000): The Municipality agrees to complete the "Certification of Restrictions on Lobbying," which is attached hereto and forming a part of Schedule "L," in compliance with 45 C.F.R. Part 93, and to otherwise comply with 45 C.F.R. Part 93 and 31 U.S.C. § 1352.

22. 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.

23. The Municipality shall ensure that where the State or local public jurisdiction requires licensure or certification for the provision of social services, the Municipality and its approved subcontractors providing such services under the approved the Plan shall be so licensed or certified. Workers delivering services must be appropriately qualified, selected trained and supervised.

24. All records or recorded data of any kind compiled by the Municipality in completing the Services described in this Agreement, including but not limited to written reports, studies, drawings, blueprints, computer printouts, graphs, charts, plans, specifications and all other similar recorded data, shall become and remain the property of the County. The Municipality may retain copies of such records for its own use and shall not disclose any such information without the express written consent of the Commissioner. The County shall have the right to reproduce and publish such records, if it so desires, at no additional cost to the County.

Notwithstanding the foregoing, all deliverables created under this Agreement by the Municipality are to be considered "works made for hire." If any of the deliverables do not qualify as "Services made for hire," the Municipality hereby assigns to the County all right, title and interest (including ownership of copyright) in such deliverables and such assignment allows the County to obtain in its name copyrights, registrations and similar protections which may be available. The Municipality agrees to assist the County, if required, in perfecting these rights. The Municipality shall provide the County with at least one copy of each deliverable.

The Municipality agrees to defend, indemnify and hold harmless the County for all damages, liabilities, losses and expenses arising out of any claim that a deliverable infringes upon an intellectual property right of a third party. If such a claim is made, or appears likely to be made, the Municipality agrees to enable the County's continued use of the deliverable, or to modify or replace it. If the County determines that none of these alternatives is reasonably available, the deliverable may be returned.

25. The Municipality shall not delegate any duties or assign any of its rights under this Agreement without the prior express written consent of the County. The Municipality shall not subcontract any part of the Services without the written consent of the County, subject to any

necessary legal approvals. Any purported delegation of duties, assignment of rights or subcontracting of Services under this Agreement without the prior express written consent of the County is void. All subcontracts that have received such prior written consent shall provide that subcontractors are subject to all terms and conditions set forth in this Agreement. It is recognized and understood by the Municipality that for the purposes of this Agreement, all Services performed by a County-approved subcontractor shall be deemed Services performed by the Municipality and the Municipality shall insure that such subcontracted Services is subject to the material terms and conditions of this Agreement. All subcontracts for the Services shall expressly reference the subcontractor's duty to comply with the material terms and conditions of this Agreement and shall attach a copy of the County's contract with the Municipality. The Municipality shall obtain a written acknowledgement from the owner and/or chief executive of subcontractor or his/her duly authorized representative that the subcontractor has received a copy of the County's Agreement, read it and is familiar with the material terms and conditions thereof. The Municipality shall include provisions in its subcontracts designed to ensure that the Municipality and/or its auditor has the right to examine all relevant books, records, documents or electronic data of the subcontractor necessary to review the subcontractor's compliance with the material terms and conditions of this Agreement.

If the Municipality enters into subcontracts for the performance of Services pursuant to this Agreement, the Municipality shall take full responsibility for the acts and omissions of its subcontractors. Nothing in the subcontract shall impair the rights of the County under this Agreement or the Area Agency Plan as approved by NYSOFA. It shall be the responsibility of the Municipality to monitor and assess the activities performed under such subcontracts, and to ensure that these activities are provided in accordance with all applicable requirements contained in this Agreement and federal and state law.

The Municipality agrees that, to the extent it or its subcontractors, if any, maintains personal information relating to applicants or recipients of Services pursuant to this Agreement, such information will be kept confidential and shared with the County; or with other entities upon the consent of applicant, recipient or an authorized representative of the applicant or recipient; or as required by federal or state laws.

26. 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.

27. The Municipality recognizes that this Agreement does not grant the Municipality the exclusive right to perform the Services for the County and that the County may enter into similar agreements with other contractors on an "as needed" basis.

28. The Municipality hereby represents that, if operating under an assumed name, it has filed the necessary certificate pursuant to New York State General Business Law Section 130.

29. This Agreement may be executed simultaneously in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument. This Agreement shall be construed and enforced in accordance with the laws of the State of New York. In addition, the Parties hereby agree that any cause of action arising out of this Agreement shall be brought in the County.

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.

30. This Agreement shall not be enforceable until it is signed by both Parties and approved by the Office of the County Attorney.

[NO FURTHER TEXT ON THIS PAGE]

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

**THE COUNTY OF WESTCHESTER**

By \_\_\_\_\_  
Mae Carpenter, Commissioner  
Department of Senior Programs and Services

**MUNICIPALITY**

By \_\_\_\_\_  
\_\_\_\_\_  
(Signature)  
\_\_\_\_\_  
(Name)  
\_\_\_\_\_  
(Title)

Approved by the Westchester County Board of Legislators pursuant to Act No. \_\_\_\_ – 2023  
adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

Approved by:

\_\_\_\_\_  
Sr. Assistant County Attorney  
The County of Westchester



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

On the \_\_\_\_\_ day of \_\_\_\_\_ in the year 2023 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.

**Signature and Office of individual taking acknowledgement**

**CERTIFICATE OF AUTHORITY**  
**(MUNICIPALITY)**

I, \_\_\_\_\_,  
(Official other than official signing Agreement)

certify that I am the \_\_\_\_\_ of  
(Title)  
the \_\_\_\_\_  
(Name of Municipality)

a Municipal Corporation duly organized and in good standing under the laws of the State of New  
York that \_\_\_\_\_  
(Person executing Agreement)

who signed said Agreement on behalf of the \_\_\_\_\_  
(Name of Municipality)

was, at the time of execution \_\_\_\_\_ of the Municipal Corporation  
(Title of such person)

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 2023 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 municipal 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"

### STANDARD INSURANCE PROVISIONS (Municipality)

1. Prior to commencing Services, 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.

All Contracts involving the use of explosives, demolition and/or underground Services 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 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.

INSERT SCHEDULES "B" and "C"

DRAFT

## **SCHEDULE "D"**

### **Westchester County Vendor Direct Program Frequently Asked Questions**

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

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

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

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

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

Yes.

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

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

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

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

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

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

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

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

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

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

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

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



Westchester County • Department of Finance • Treasury Division

**Electronic Funds Transfer (EFT)  
Vendor Direct Payment Authorization Form**Authorization is:  
(check one)

- ☐ New  
☐ Change  
☐ No Change

**INSTRUCTIONS:** Please complete both sections of this Authorization form and attach a voided check. See the reverse for more information and instructions. If you previously submitted this form and there is no change to the information previously submitted, **ONLY** complete lines 1 through 6 of section 1.

**Section I - Vendor Information**

1. Vendor Name:

2. Taxpayer ID Number or Social Security Number:

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3. Vendor Primary Address

4. Contact Person Name:

Contact Person Telephone Number:

5. Vendor E-Mail Addresses for Remittance Notification:

6. Vendor Certification: *I have read and understand the Vendor Direct Payment Program and hereby authorize payments to be received by electronic funds transfer into the bank that I designate in Section II. I further understand that in the event that an erroneous electronic payment is sent, Westchester County reserves the right to reverse the electronic payment. In the event that a reversal cannot be implemented, Westchester County will utilize any other lawful means to retrieve payments to which the payee was not entitled.*

Authorized Signature

Print Name/Title

Date

**Section II- Financial Institution Information**

7. Bank Name:

8. Bank Address:

9. Routing Transit Number:

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10. Account Type:  
(check one)☐ Checking☐ Savings

11. Bank Account Number:

12. Bank Account Title:

13. Bank Contact Person Name:

Telephone Number:

14. FINANCIAL INSTITUTION CERTIFICATION (required **ONLY** if directing funds into a Savings Account **OR** if a voided check is not attached to this form): *I certify that the account number and type of account is maintained in the name of the vendor named above. As a representative of the named financial Institution, I certify that this financial Institution is ACH capable and agrees to receive and deposit payments to the account shown.*

Authorized Signature

Print Name / Title

Date

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

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Westchester County • Department of Finance • Treasury Division

## Electronic Funds Transfer (EFT) Vendor Direct Payment Authorization Form

### GENERAL INSTRUCTIONS

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

### Section I - VENDOR INFORMATION

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

### Section II - FINANCIAL INSTITUTION INFORMATION

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

NEW/CHANGE VEN EFT 9/08



## **SCHEDULE "E"**

### **CERTIFICATION REGARDING DEBARMENT AND SUSPENSION**

1) In order to assure compliance with 2 C.F.R. Part 180, 2 C.F.R. Part 376, and other applicable law, the Municipality certifies that it, its principals, and affiliates

(a) Are not presently disbarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded by any Federal department or agency;

(b) Have not within a 3-year period preceding this Agreement been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction, including any violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a Government entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (b) above; and

(d) Have not within a 3-year period preceding this Agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

2) Where the Municipality is unable to certify to any of the statements in this paragraph, the Municipality shall attach an explanation to this certification.

\_\_\_\_\_  
Municipal Contracting Entity's Name

\_\_\_\_\_  
Authorized Signature

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**SCHEDULE "F"**  
**Certification Regarding**  
**Drug-Free Workplace Requirements**  
**Grantees Other Than Individuals**

This certification is required by regulations implementing Sections 5151-5160 of the Drug-Free Workplace Act of 1988, 41 U.S.C. § 701, et seq. See 48 C.F.R. Subpart 23.5.

The grantee certifies that it will provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing a drug-free awareness program to inform employees about:

- (1) The dangers of drug abuse in the workplace;
  - (2) The grantee's policy of maintaining a drug-free workplace;
  - (3) Any available drug counseling, rehabilitation, and employee assistance programs;
- and,

(4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:

- (1) Abide by the terms of the statement; and,
- (2) Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction;

(e) Notifying the agency within ten days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction;

(f) Taking one of the following actions, within 30 days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted:

(1) Taking appropriate personnel action against such an employee, up to and including termination; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State or local health, law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraph (a), (b), (c), (d), (e) and (f).

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**Organization**

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Authorized Signature  
Date

Title

**SCHEDULE "G"**

**CERTIFICATION OF RESTRICTIONS ON LOBBYING**

I, \_\_\_\_\_  
(Name and Title of Municipality/Subcontractor)

hereby certify, to the best of my knowledge and belief, on behalf of

\_\_\_\_\_  
(Name of Firm)

that:

- (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for making lobbying efforts to an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying", in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all sub awards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance is placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed 31, U.S.C. § 1352. Any  
Form C-2 Continued

person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The Municipality, \_\_\_\_\_, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the Municipality understands and agrees that the provisions of 31 U.S.C. A 3801, *et seq.*, apply to this certification and disclosure, if any.

\_\_\_\_\_  
Signature of Municipality's Authorized Official

\_\_\_\_\_  
Name of Municipality's Authorized Official

\_\_\_\_\_  
Title of Municipality Authorized Official

\_\_\_\_\_  
Date

**SCHEDULE "H"**

**NEW YORK STATE OFFICE FOR THE AGING**

**Contributions and Other Program Income Policy**

DRAFT

**SCHEDULE "I"**

**NEW YORK STATE OFFICE FOR THE AGING**

**STANDARD ASSURANCES**

**ATTACHMENT A**

**The 2023-23 ANNUAL UPDATE to the 2020-24 THE FOUR-YEAR PLAN  
April 1, 2023- March 31, 2023**

DRAFT

**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 25, 2023

RE: Appointment to the Westchester County Task Force on Cybersecurity

---

I hereby appoint Legislator Jose Alvarado as the Board of Legislators ex-officio member of the Westchester County Task Force on Cybersecurity for a term to commence on January 1, 2023 and to expire on December 31, 2023.

This appointment is in accordance with Executive Order 1-2022 and is not subject to a vote by the Board of Legislators.

Please place this memo on the February 6, 2023 Westchester County Board of Legislators meeting agenda for referral to the Appointments Committee for record keeping purposes.

Thank you.



George Latimer  
County Executive

Westchester County  
Department of Public Works

January 6, 2023

Ms. Sunday Vanderberg  
Clerk of the County Board of Legislators  
County of Westchester  
Michaelian Office Building  
White Plains, NY 10601

Dear Ms. Vanderberg:

Pursuant to the provisions of Section 102 of the New York State Highway Law, Sub-Section 13 thereof, we are hereby filing with the Clerk of the Board of Legislators an itemized listing of all machinery and equipment under the jurisdiction of the Commissioner of Public Works which has been purchased by the County of Westchester for the maintenance of the County Road System.

This inventory records the acquisition costs, the present condition and estimated market value of the various items as of December 31, 2022. This inventory is valued at \$4,863,229.

Very truly yours,

William J. Makar  
Superintendent  
County Road Maintenance

Attachment  
Cc: H. Greechan  
J. Palmiotto  
WJM:lmo



**WESTCHESTER COUNTY  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF ROAD MAINTENANCE  
AT LAKE STREET FACILITY**

2023 Inventory of Machinery and Equipment under the Jurisdiction of the Commissioner of Public Works filed in accordance with Sub. Div. #13, Sec. #102, of the Highway Law.

FLEET NO.	YEAR	DESCRIPTION	ORIGINAL COST	PREVIOUS YEAR VALUE	ESTIMATED PRESENT VALUE	PRESENT CONDITION
01902	1983	Trailer	\$ 9,248	\$ 169	\$ 152	Fair
02460	1986	Trailer (Eager Beaver)	1,758	41	37	Fair
03761	1990	Snow Blower (J. Deere) (Grasslands)	700	10	9	Poor
03898	1991	Cement Mix (Stow)	2,275	97	87	Fair
04337	1993	Pressure Washer	2,445	142	128	Fair
04412	1993	Sickle Mower (Troy Built) (Grasslands)	750	11	10	Poor
04553	1995	Rack Truck (International) (Grasslands)	28,354	1,649	1,484	Good
04635	1995	Grass Mower (Toro) (Grasslands)	210	5	5	Poor
04782	2002	Chain Saw (Stihl) (Grasslands)	280	5	5	Poor
05107	1998	Grass Mower (Toro) (Grasslands)	225	5	5	Poor
05108	1998	Grass Mower (Toro) (Grasslands)	225	5	5	Poor
05109	1998	Grass Mower (Toro) (Grasslands)	225	5	5	Poor
05135	1998	Grass Mower (Giant Vac) (Grasslands)	675	12	11	Poor
05136	1998	Grass Mower (Giant Vac) (Grasslands)	675	12	11	Poor
05139	1998	Trailer	5,900	523	471	Good
05197*	1998	Grass Tractor (Ford) (Grasslands)	39,131	4,058	3,652	Good
05288	1999	Grass Mower (Toro) (Grasslands)	225	5	5	Poor
05329	1999	Leaf Blower (Giant Vac) (Grasslands)	425	10	9	Poor
05390	1999	Trailer	5,900	581	523	Good
05391	1999	Loader/Backhoe (Grasslands)	32,244	3,808	3,427	Poor
05915	2001	Vibratory Tamper (Wacker)	1,894	231	208	Good
07015	2001	Hedge Trimmer (Red Max) (Grasslands)	325	6	5	Poor
07016	2002	Leaf Blower (Giant Vac) (Grasslands)	425	10	9	Poor
07026	2001	Paint Striper (Linelazer)	6,323	770	693	Good
07281	2001	Roller, Steel Drum (Ingersol Rand)	15,000	2,825	2,543	Fair
07417	2002	Concrete Scarifier (Edco)	1,829	248	223	Good
07684	2003	Grass Mower (Grasslands) (J. Deere)	13,720	2,060	1,854	Good
07749	2003	Loader/Backhoe (Grasslands) (Case)	45,115	6,772	6,095	Good
10846	2004	Light Tower (Boss)	8,950	1,493	1,344	Good
18046	2004	Plate Tamper (Stone)	1,826	304	274	Good
27846	2004	Concrete Saw (Target)	5,828	972	875	Good
31146	2004	MITM, Pressure Washer	3,500	622	560	Fair
31246	2004	Snow Blower (Toro) (Grasslands)	375	7	6	Poor
38146	2005	International Dump	64,195	10,706	9,635	Good
38646	2005	Trailer (Traileze)	54,670	10,131	9,118	Good
41846	2005	Grass Mower (J. Deere) (Grasslands)	13,850	2,849	2,564	Fair
60946	2006	Chevy Silverado 3500, Serv. Body N/Instal.	45,823	8,492	7,643	Good
61046	2005	Gradall W/Trailer	252,462	46,782	42,104	Good
64246	2006	Wheel Dump (GMC) (Grasslands)	49,649	9,201	8,281	Good

\*05197 - Price Includes 05198 & 05199 Components.

Sheet Sub Total = \$ 115,634 \$ 104,071

**WESTCHESTER COUNTY  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF ROAD MAINTENANCE  
AT LAKE STREET FACILITY**

2023 Inventory of Machinery and Equipment under the Jurisdiction of the Commissioner of Public Works filed in accordance with Sub. Div. #13, Sec. #102, of the Highway Law.

FLEET NO.	YEAR	DESCRIPTION	ORIGINAL COST	PREVIOUS YEAR VALUE	ESTIMATED PRESENT VALUE	PRESENT CONDITION
84742	2006	Snow Thrower (White)	\$ 434	\$ 88	\$ 79	Good
88046	2007	6 Wheel Dump (GMC)	47,841	9,851	8,866	Good
91246	2006	Compressor (Sullivan) (Grasslands)	13,199	2,719	2,447	Good
96546	2007	Wheel Loader (New Holland) (Grasslands)	130,000	29,740	26,766	Good
043942	2001	Grass Trimmer (Red Max)	250	34	31	Poor
103046	2007	New Holland L170 Skid Steer	42,000	9,608	8,647	Good
106042	2001	Red Max, Trimmer	250	34	31	Poor
106546	2007	Grass Trimmer (Red Max)	750	172	155	Good
106646	2007	Grass Trimmer (Red Max)	750	172	155	Good
117046	2007	Pole Saw (Stihl)	430	99	89	Good
117946	2007	Pole Saw (Stihl)	430	99	89	Good
118046	2007	Pole Saw (Stihl) (Grasslands)	400	71	64	Good
121146	2007	Pump, 6 Inch, (Tsurumi)	16,540	3,779	3,401	Good
121546	2007	Back Pack Blower (Stihl) (Grasslands)	352	89	80	Good
122746	2008	6 Wheel Dump Truck (International)	175,000	44,483	40,035	Good
124146	2008	10 Wheel Dump Truck (International)	146,000	37,112	33,401	Good
124246	2008	10 Wheel Dump Truck (International)	146,000	37,112	33,401	Good
125346	2008	10 Wheel Dump Tanker Truck (International)	230,000	58,462	52,616	Good
128446	2008	Rack Truck Sign Truck	121,041	30,768	27,691	Good
129146	2008	6 Wheel Dump Truck (International)	171,000	43,466	39,119	Good
131346	2008	Wood Chipper (Brush Bandit)	40,000	10,167	9,150	Good
132446	2008	Grass Mower (J. Deere) (Grasslands)	18,260	4,636	4,172	Fair
132546	2008	Leaf Blower (J. Deere) (Grasslands)	2,495	784	706	Good
136846	2008	Wheel Loader (New Holland)	134,770	34,259	30,833	Good
136946	2008	6 Wheel Dump Truck (International)(G'lans)	174,890	44,456	40,010	Good
137246	2008	Skid Steer (New Holland)	46,295	11,768	10,591	Good
149642	2001	Grass Trimmer (Red Max)	250	34	31	Poor
153146	2008	Grass Mower (J. Deere)	25,495	6,481	5,833	Good
154946	2008	Steel Drum Roller (Stone)	40,000	10,167	9,150	Good
159846	2008	Cement Mixer (Stone)	3,600	915	824	Good
159946	2008	Compressor (Ingersoll Rand)	13,864	3,524	3,172	Good
160046	2008	Compressor (Ingersoll Rand)	13,864	3,524	3,172	Good
162246	2008	Backhoe/Loader (New Holland)	54,773	13,921	12,529	Good
162346	2008	Backhoe/Loader (New Holland)	58,554	14,884	13,396	Good
164046	2008	6 Wheel Dump Truck (GMC)	64,298	16,343	14,709	Good
164146	2008	Salt Spreader (Smith)	13,000	3,389	3,050	Good
167646	2008	Compressor (Ingersoll Rand)	13,864	3,524	3,172	Good
180746	2009	Utility Body Truck (Ford)	50,000	14,123	12,711	Good
190046	2009	6 Wheel Dump Truck (International)	225,000	63,547	57,192	Good

Sheet Sub Total = \$ 568,404 \$ 511,564

**WESTCHESTER COUNTY  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF ROAD MAINTENANCE  
AT LAKE STREET FACILITY**

2023 Inventory of Machinery and Equipment under the Jurisdiction of the Commissioner of Public Works filed in accordance with Sub. Div. #13, Sec. #102, of the Highway Law.

FLEET NO.	YEAR	DESCRIPTION	ORIGINAL COST	PREVIOUS YEAR VALUE	ESTIMATED PRESENT VALUE	PRESENT CONDITION
196746	2010	Trailer (Superline)	\$ 9,250	\$ 2,614	\$ 2,353	Good
197246	2010	Pump 2 Inch	1,200	339	305	Good
197346	2010	Pump 2 Inch	1,200	339	305	Good
201146	2010	Car, Hybrid (Toyota)	21,845	5,553	4,998	Good
201446	2010	Pickup Truck W/Plow/Dump (Ford)	56,400	15,929	14,336	Good
305546	2010	Bucket Truck, Hybrid (International)	316,000	99,165	89,249	Good
305646	2010	Leaf Loader (Giant Vac) (Grasslands)	10,000	3,139	2,825	Good
305746	2010	Chain Saw (Stihl)	400	126	113	Good
305846	2010	Chain Saw (Stihl)	400	126	113	Good
305946	2010	Chain Saw (Stihl) (Grasslands)	600	188	169	Good
306046	2010	Chain Saw (Stihl)	600	188	169	Good
306346	2010	Chain Saw (Stihl)	800	252	227	Good
306446	2010	Chain Saw (Stihl)	800	252	227	Good
306646	2010	Welder (Lincoln)	8,000	2,511	2,260	Good
308646	2010	Grass Trimmer (Red Max)	400	126	113	Good
308746	2010	Grass Trimmer (Red Max)	400	126	113	Good
308846	2010	Grass Trimmer (Red Max)	400	126	113	Good
308946	2010	Grass Trimmer (Red Max)	400	126	113	Good
541946	2012	Chain Saw (Stihl)	400	172	155	Fair
557646	2013	Pressure Washer	6,000	2,583	2,325	Good
563346	2013	Plate Tamper (Whacker)	1,700	733	660	Good
578746	2013	6 Wheel Dump Truck (Freightliner)	225,000	96,856	87,170	Good
578846	2013	6 Wheel Dump Truck (Freightliner)	225,000	96,856	87,170	Good
580946	2013	10 Wheel Dump Truck (Freightliner)	308,000	132,584	119,326	Good
590046	2014	Tractor (Mack)	127,000	60,745	54,671	Excellent
592246	2014	Pole Saw (Stihl) (Grasslands)	760	404	364	Fair
592346	2014	Hedge Trimmer (Stihl) (Grasslands)	530	281	253	Good
596946	2014	Rack Truck, Attenuator	120,000	57,396	51,656	Excellent
604846	2014	Pick-Up Truck (Ford)	33,650	16,095	14,486	Excellent
605946	2014	Vaccum Truck (Megawind) (Freightliner)	221,000	105,703	95,133	Excellent
608946	2015	Rack Truck (Freightliner) Attenuator	108,000	51,656	46,490	Excellent
609746	2014	Slope Mower (J. Deere)	102,000	48,786	43,907	Excellent
610346	2015	Grass Mower (J. Deere) (Grasslands)	51,300	30,292	27,263	Excellent
611446	2014	6 Wheel Crew Cab Dump Truck (Dodge)	79,815	38,175	34,358	Excellent
615946	2015	Pick-Up Truck, Crew Cab (GMC)	40,285	19,268	17,341	Excellent
618946	2014	Utility Body Truck (Dodge)	77,675	37,152	33,437	Excellent

Sheet Sub Total = \$ 926,962 \$ 834,266

**WESTCHESTER COUNTY  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF ROAD MAINTENANCE  
AT LAKE STREET FACILITY**

2023 Inventory of Machinery and Equipment under the Jurisdiction of the Commissioner of Public Works filed in accordance with Sub. Div. #13, Sec. #102, of the Highway Law.

FLEET NO.	YEAR	DESCRIPTION	ORIGINAL COST	PREVIOUS YEAR VALUE	ESTIMATED PRESENT VALUE	PRESENT CONDITION
621346	2014	Plate Tamper (Whacker)	\$ 1,950	\$ 932	\$ 839	Good
621946	2014	Crew Cab Dump Truck (Dodge)	79,815	38,175	34,358	Excellent
622146	2014	Crew Cab Dump Truck (Dodge)	79,815	38,175	34,358	Excellent
630846	2015	Backpack Blower (Red Max)	546	290	261	Excellent
631146	2015	Grass Trimmer (Kawasaki)	365	194	175	Excellent
631246	2015	Grass Trimmer (Kawasaki)	365	194	175	Excellent
642046	2015	Trailer (S. Green)	6,000	3,189	2,870	Excellent
651946	2015	Asphalt Paver (LeeBoy)	175,896	93,479	84,131	Excellent
652446	2015	Vaccum Truck (Vac-Con) (Freightliner)	394,704	209,762	188,786	Excellent
654846	2015	Grass Trimmer (Red Max)	373	199	179	Excellent
654946	2015	Grass Trimmer (Red Max)	373	199	179	Excellent
655046	2015	Grass Trimmer (Red Max)	373	199	179	Excellent
655146	2015	Grass Trimmer (Recip.) (Red Max)	569	303	273	Excellent
655246	2015	Backpack Blower (Red Max)	546	290	261	Excellent
658046	2015	Pick-Up Truck (GMC)	36,801	19,558	17,602	Excellent
658646	2015	Power Roller (Vibco) (Grasslands)	800	473	426	Excellent
662946	2015	Pick-Up Truck W/Dump (Chevrolet)	33,834	17,981	16,183	Excellent
667346	2016	Multi Purpose Saw (Stihl)	800	473	426	Excellent
672146	2016	Grass Trimmer (Red Max)	270	159	143	Excellent
672246	2016	Grass Trimmer (Red Max)	270	159	143	Excellent
672346	2016	Grass Mower (Honda) (Grasslands)	336	199	179	Excellent
672446	2016	Grass Mower (Honda) (Grasslands)	336	199	179	Excellent
678646	2016	Freightliner 6 Wheel Dump	206,773	150,737	135,663	Excellent
680346	2016	Pavement Marking Truck (Kenworth)	308,610	164,008	147,607	Excellent
687060	2016	Chevrolet Colorado	28,234	25,411	22,870	Good
687646	2016	Asphalt Reclaimer (Falcon)	29,903	15,892	14,303	Excellent
689446	2016	Wheel Loader (Case)	176,513	93,806	84,425	Excellent
691346	2014	Hedge Trimmer (Stihl) (Grasslands)	530	281	253	Good
697446	2017	Grass Trimmer (Red Max)	280	184	166	Excellent
697546	2017	Grass Trimmer (Red Max)	280	184	166	Excellent
697646	2017	Grass Trimmer (Red Max)	280	184	166	Excellent
700146	2017	Chain Saw (Husqvarna)	450	296	266	Excellent
700646	2017	Grass Trimmer (Red Max)	280	184	166	Excellent
700946	2017	Grass Trimmer (Red Max)	280	184	166	Excellent
701046	2017	Grass Trimmer (Red Max)	280	184	166	Excellent
701246	2017	Backpack Blower (Red Max)	575	377	339	Excellent
701546	2017	Chain Saw (Husqvarna)	450	296	266	Excellent
706646	2017	Jeep, Trailhawk	29,574	26,617	23,955	Excellent
720646	2017	Grass Mower (J. Deere) (Grasslands)	45,500	29,853	26,868	Excellent

Sheet Sub Total = \$ 933,459 \$ 840,113

**WESTCHESTER COUNTY  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF ROAD MAINTENANCE  
AT LAKE STREET FACILITY**

2023 Inventory of Machinery and Equipment under the Jurisdiction of the Commissioner of Public Works filed in accordance with Sub. Div. #13, Sec. #102, of the Highway Law.

FLEET NO.	YEAR	DESCRIPTION	ORIGINAL COST	PREVIOUS YEAR VALUE	ESTIMATED PRESENT VALUE	PRESENT CONDITION
727746	2017	Toyota Prius prime Plug-In Hybrid	\$ 30,000	\$ 21,870	\$ 19,683	Excellent
730646	2017	Mi-T-M 3500 PSI Washer	2,900	2,114	1,903	Excellent
741746	2019	International Dump 10 Wheeler	276,289	201,415	181,274	Excellent
742646	2017	Red Max EB2 8500 Blower	420	306	275	Excellent
743446	2017	Stihl MS362C Chain Saw	600	437	393	Excellent
750046	2018	Stihl Pole Saw Pruner	400	292	263	Excellent
750446	2018	Stihl Hedge Trimmer	450	329	296	Excellent
750546	2018	Stihl Multi Purpose Weed Wacker	600	437	393	Excellent
750646	2018	Stihl 9" Multi Cut Off Saw	500	365	329	Excellent
761346	2019	Red Max Weed Wacker	700	567	510	Excellent
761446	2019	Red Max Back Pack Blower	500	405	365	Excellent
764846	2019	John Deere WHP48A	6,000	4,860	4,374	Excellent
766646	2019	Stihl 362 16" Chain Saw	600	486	437	Excellent
768746	2019	6,500 Watt Honda Generator	2,500	2,025	1,823	Excellent
770746	2019	Dodge Crew Cab 5500 Dump	85,000	68,850	61,965	Excellent
770846	2019	Dodge Crew Cab 5500 Hook Lift	85,000	68,850	61,965	Excellent
770946	2019	Dodge Crew Cab 5500 Dump	85,000	68,850	61,965	Excellent
774446	2019	Dodge Crew Cab 5500 Dump	85,000	68,850	61,965	Excellent
774546	2019	Dodge Crew Cab 5500 Dump	85,000	68,850	61,965	Excellent
774846	2019	Falcon 4 Ton Asphalt Reclaimer Trailer	47,091	38,144	34,330	Excellent
775146	2019	Case 721 Wheel Loader	240,000	194,400	174,960	Excellent
776746	2019	Ford F350 Pick-Up Truck Tailgate	31,591	25,589	23,030	Excellent
779346	2019	Case 590 SN Backhoe	172,000	139,320	125,388	Excellent
787546	2020	Stihl 201TC Chain Saw	700	567	510	Excellent
787646	2020	Stihl MS291 Chain Saw	850	689	620	Excellent
787746	2020	Stihl MS362 Chain Saw	616	499	449	Excellent
794846	2020	Stihl MS201T Chain Saw	589	530	477	Excellent
794946	2020	Stihl MS362CM Chain Saw	616	554	499	Excellent
795046	2020	Red Max Blower Backpack	419	377	339	Excellent
795146	2020	Stihl Pole Pruner	305	275	248	Excellent
799246	2020	Brush Bandit 18XP Wood Chipper	59,829	53,846	48,461	Excellent
800346	2020	John Deere Tractor Mower	145,038	130,534	117,481	Excellent
808046	2021	John Deere A Boom Mower	145,037	145,037	130,533	Excellent
810146	2021	Freightliner Sign Truck	263,319	263,319	236,987	Excellent
810246	2021	Freightliner Crane/Rolloff	337,583	337,583	303,825	Excellent
816446	2021	Dodge 2500 Plow & Spreader	46,889	46,889	42,200	Excellent
816546	2021	Dodge 2500 Plow (Palmiotto)	45,786	45,786	41,207	Excellent
818146	2021	Case 340B Skidsteer	126,559	126,559	113,903	Excellent
820046	2022	Ford F750 Dump	139,396	139,396	125,456	Excellent
825446	2021	Case 280B Skidsteer	119,879	119,879	107,891	Excellent
829546	2022	Silverado 3500 (Di Modugno)	43,863	43,863	39,477	Excellent

Sheet Sub Total = \$ 2,433,793 \$ 2,190,414



**WESTCHESTER COUNTY  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF ROAD MAINTENANCE  
AT LAKE STREET FACILITY**

2023 Inventory of Machinery and Equipment under the Jurisdiction of the Commissioner of Public Works filed in accordance with Sub. Div. #13, Sec. #102, of the Highway Law.

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Sheet Sub Total = \$ 289,622 \$ 382,802

GRAND TOTAL = \$ 5,267,874 \$ 4,863,229

# **INDEPENDENT OFFICE OF ASSIGNED COUNSEL**

## **Annual Report for 2022**

Submitted by the Board of Directors of the Independent Office of Assigned Counsel

Wendy Weathers, Esq. Chair

### **Overview of the Office**

The Independent Office of Assigned Counsel is Westchester County's largest provider of mandated representation as defined by County Law Article 722, offering high quality legal representation by approximately 280 independent lawyers in private practice to low income people with cases in the Criminal and Family Courts of the county as well as criminal and family law appeals and matters related to parole violations, revocations and appeals.

The office was created and operates pursuant to Westchester County Law Chapter 186, passed unanimously by the County Board of Legislators and signed into law by County Executive George Latimer in 2021. It is governed by a Board of Directors comprised of members selected in accordance with the law. Oversight of this office is also provided by the New York State Office of Indigent Legal Services (ILS).

### **Board of Directors Summary**

Following establishment of the Board of Directors, its members studied issues relating to the administration of an assigned counsel panel. There were meetings with officials from ILS, the Legal Aid Society of Westchester County (LASW)—the long-time panel administrator replaced by this office, administrators from other counties in the state and heads of county departments that interface with the administration of the panel.

In June, 2022, the Board elected Wendy Marie Weathers, Esq. as its Chair. The Board also created a Hiring Subcommittee, worked with County Human Resources (HR) to create a job description to attract candidates with the skills and experience necessary for the Administrator and HR then determined a broad range of places to post the job description. The Hiring Subcommittee conducted numerous interviews and upon their conclusion, made a recommendation to the Board and to the County Executive. After the candidate was approved by both, the Board of Legislators unanimously approved the appointment of the Administrator.

The Board of Directors holds monthly public meetings during which time the Administrator reports to the Board and takes direction from directors.

### **Administrator's Summary**

Below is a summary of the anticipated and unanticipated issues and hurdles as well as the definitive progress made since the OAC assumed responsibility for the administration of the assigned counsel panel on September 30, 2022.

#### **Assumption of Responsibility on September 30, 2022**

Prior to the OAC's assumption of responsibility for the administration of the assigned counsel panel, the County gave notice of termination to the Legal Aid Society (LAS) at least 30 days in advance. During this transition phase, Chair Weathers and the Administrator met with officials from the Legal Aid Society to obtain relevant data and other information, as well as officials from Indigent Legal Services and other county's Assigned Counsel Administrators.



## **Office Space**

A lease was signed for approximately 2000 square feet of office space at 235 Main Street in White Plains. Renovations to the space, including upgrades for technology, are to be completed prior to the move in date, projected to be in early 2023.

## **Hiring**

A search for the Deputy Administrator was conducted and, with the assistance of and consultation by the Hiring Subcommittee, a Deputy Administrator was hired.

After exhausting all search options to attract candidates for the two administrative support positions, two full-time staff members were hired, primarily to review vouchers submitted by attorneys and other service providers for payment by the Finance Department.

### **Administrator's Assessment of Program Status**

During the transition phase, the Board Chair and the Administrator met with officials from LAS, ILS and the County. Information, particularly budget information, was sought from LAS; however, receipt was delayed, resulting in delays in assessing the budgetary needs and capacity of the OAC in the 4<sup>th</sup> Quarter of 2022 and into 2023.

On September 30, 2022, LAS transferred approximately 200 signed vouchers for payment and approximately the same number of assignment notices requiring creation of a blank voucher (a condition precedent to billing) to the OAC. The OAC also purchased the license to a case management system (CMS) to create vouchers, obtain and store data and have the capacity to generate reports based on the data.

As the Quarter progressed, several operational issues, including previous service gaps, emerged. They included the need to manually set up the vast majority of the approximately 280 attorneys in the (CMS) as they had no prior access to it, the lack of information recorded in the system, the failure to track the status of signed vouchers, the high volume of old, often closed cases for which no voucher had been generated, preventing the attorney or other service provider from submitting a bill, and the high number of pre-OAC vouchers rejected by the Finance Department due to provider error into the end of the Quarter.

Notwithstanding these complications, during the Quarter, the OAC has been planning a transition to a partial digital voucher system in 2023 that will facilitate payment to providers and provide greater insight into billing practices and quality of representation. As well, the OAC applied for and was awarded a grant from ILS that will provide resources to individuals facing actual or potential Family Court Act Abuse, Neglect and Termination of Parental Rights cases and their attorneys, has forged a partnership with the Osborne Association for the preparation of mitigation reports in criminal cases, and has applied for stipends to panel attorneys to support weekend arraignments, parole recognizance hearings and Raise the Age arraignments.

## **OAC Priorities**

The following priorities guide the office's development into 2023 and beyond:

1. Service to providers
  - a. Responding to inquiries immediately
  - b. Transparency
  - c. Regular communication with panel members
  - d. Customer service oriented approach
  - e. Assisting attorneys to correct ministerial errors and miscalculations to facilitate prompt payment
2. Development of a paperless payment system
  - a. Reduces billing errors
  - b. Tracks billing practices
  - c. Tracks quality of representation metrics
  - d. Provides transparency and accountability allowing service providers to be updated on the status of their bills
3. Client access to counsel
  - a. Providing immediate access to interpreters with plans to expand services in 2023
  - b. Obtaining attorney access to Securus Jail video conferencing at no cost to attorneys
  - c. Grant funding to provide pre-petition representation to parents in Family Court Article 10 Abuse, Neglect and Termination of Parental Rights cases
4. Quality Enhancement Through Resources and Support for Attorneys
  - a. Investigators
  - b. Access to online legal research search engine for all panel attorneys
  - c. Access to Westchester Records through County Clerk's Office at no cost to attorney
  - d. Stipends for attorneys on special duty
    - i. representation at weekend arraignments
    - ii. representation at Raise the Age arraignments when needed
    - iii. representation at parolee Recognizance Hearings

### **Case Volume and Attorney Caseload**

Due to the absence of data from the prior provider, the OAC cannot provide reliable data regarding case volume and attorney caseload. Moreover, due to service gaps by the prior provider, the OAC has been opening cases, focusing on providing vouchers for cases that were not opened by the prior provider from as far back as 2018, thereby calling into question the accuracy of past case numbers and delaying the opening of cases from Quarter 4. The impact of this prior service gap is projected to continue into 2023. OAC staff is looking at ways to streamline processes to address this issue.

### **Budget**

The OAC submitted a budget proposal to Westchester County that was approved as part of the Westchester County 2023 Operating Budget, that shows a minimal impact to tax levy. Given limitations in forecasting the needs of a new office, it may be necessary to request amendments to the 2023 budget during the year. The office also submitted funding requests under ILS's

Distribution 13 three-year funding period to support the work of both criminal and family court practitioners and clients and a one-year budget under the Hurrell-Haring Quality Enhancement Grant for funding exclusively for criminal defense. Both budgets contain a mixture of staffing requests and funding for resources, including such things as investigators, interpreters and experts as well as funding for training, a mentor program and a Second Chair program.

Additionally, as noted above, the OAC was awarded a grant to enhance the quality of Parental Representation and provide funding for early access to parental representation in pre-petition Abuse, Neglect and Termination of Parental Rights cases. Some of those services are to benefit clients represented by Legal Services of the Hudson Valley. Also during the Quarter, the office applied for a grant to support attorney representation at weekend criminal arraignments.

### **Conclusion**

In its first Quarter of operation, with oversight from the Board of Directors and ILS and tremendous assistance from numerous county departments, OAC staff has worked hard to identify needed resources to enhance representation and provide training, funding and support for attorneys to do their finest work. The office is also focusing on ensuring early access to counsel by those in need of representation without the financial means to retain counsel.

While staff has been hampered by the pressing need to address widespread service gaps preceding OAC's assumption of responsibility that affected attorneys and caused payment delays, plans are nearing completion to transition to a partial digital payment system by the end of the Second Quarter of 2023 that will significantly reduce billing errors and track billing practices and quality of representation while allowing providers to see the status of their bills.

Plans for 2023 include implementation of the funding initiatives outlined above as well as the implementation of a digital payment system, setting performance standards, recruitment planning and the development of a robust training program.



## WESTCHESTER COUNTY CLERK

**Timothy C. Idoni**  
County Clerk

January 30, 2023

Honorable George Latimer  
*County Executive*  
148 Martine Avenue  
White Plains, New York 10601

Honorable Members of the  
*Westchester County Legislature*  
148 Martine Avenue  
White Plains, New York 10601

Honorable Colleagues:

In compliance with County Law §406, I hereby submit the Annual Report of the Westchester County Clerk for the fiscal year 2022. The duties of the County Clerk are mandated by the New York State Constitution and by federal, state and local law. These duties are carried out by dedicated staff who work diligently to serve the public.

Each service provided by the County Clerk's office impacts the lives of residents and businesses throughout the county and the nation. Each deed, mortgage, court record, judgment, business certification or incorporation and pistol license is filed and recorded in the Office of the Westchester County Clerk.

The Office of the Westchester County Clerk collected \$276,776,087.35 in 2022, of which \$35,432,914.03 was turned over to the county. The expenditures for the County Clerk's office in 2022, totaling \$6,288,068.90 are offset by the \$9,212,155.87 in revenue collected.

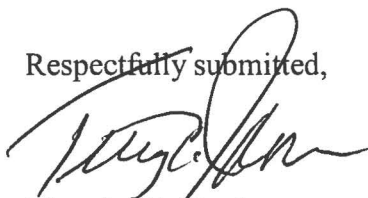
Our office collects fees on behalf of numerous federal and state agencies, and paid out the following 2022 revenue:

- \$108,504,967.67 to the New York State Department of Taxation and Finance for transfer tax
- \$56,076,643.94 to the Metropolitan Transit Authority for mortgage tax
- \$4,797,234.00 to the Unified Court System for court filing fees
- \$6,230,337.52 to the State of New York Mortgage Agency for mortgage tax
- \$2,173,966.00 to the New York State Office of Real Property Tax Services
- \$1,317,569.25 to the New York State Cultural Education Fund
- \$439,213.50 to the New York State Records Management Improvement Fund
- \$233,800.00 to the New York Department of State for Notary Public renewals

In 2022, over eighty-four percent of land records such as deeds and mortgages were being submitted to the office electronically as part of a voluntary e-Recording initiative and over eighty-five percent of civil cases were commenced electronically pursuant to state mandate or voluntarily. As we enter the new year, my goals for the Office of the Westchester County Clerk continue to include service through technology, increasing productivity through professional management and a customer friendly environment for those who need to visit our office, and facilitating commerce throughout the county through cooperation and effectiveness. We remain committed to improving our services while reducing costs to our residents.

I want to thank the County Executive and the County Legislature for continuing to provide the resources to allow the Office of the County Clerk to meet its mandates and fulfill its fiduciary responsibilities on behalf of the residents of Westchester County and beyond.

Respectfully submitted,



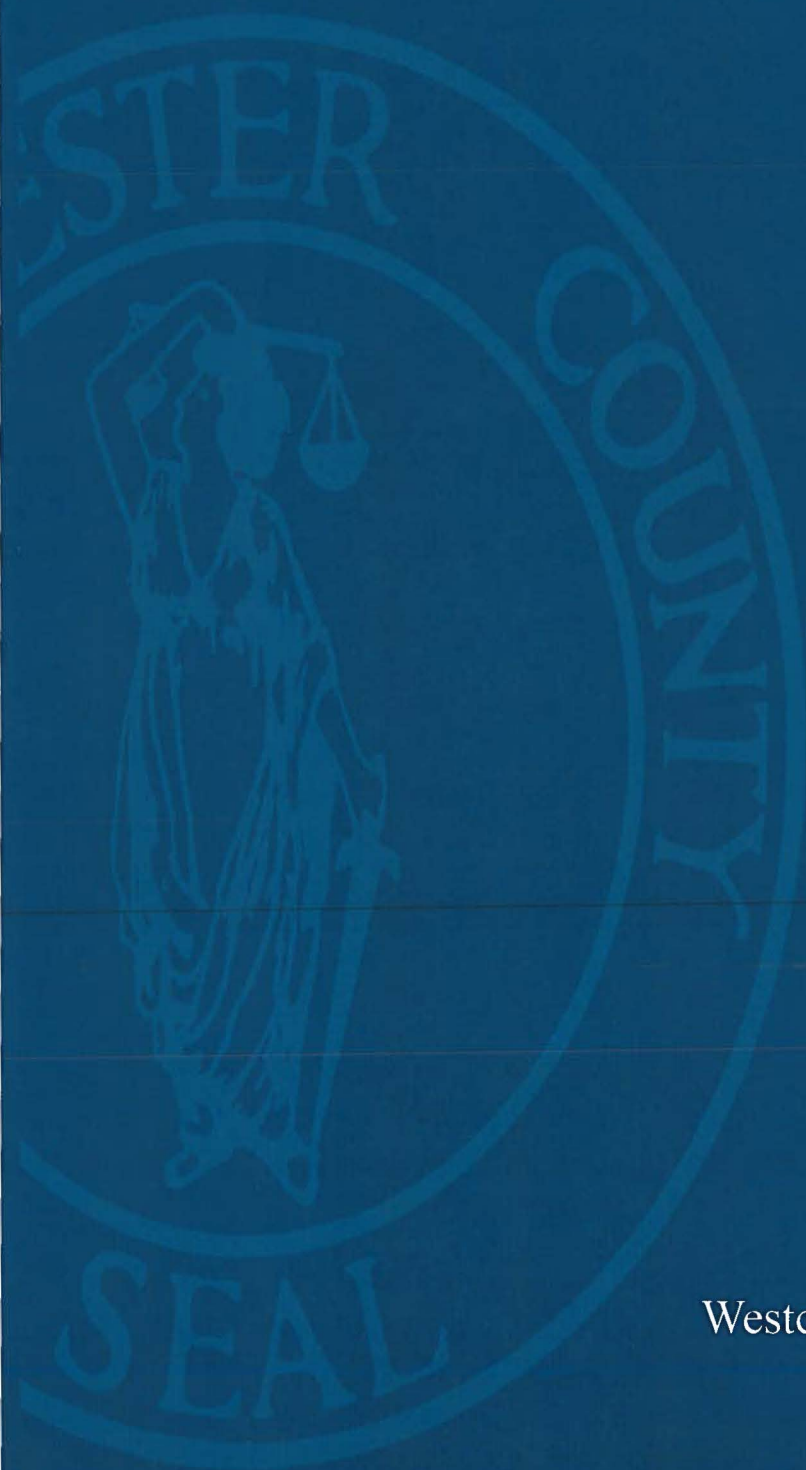
Timothy C. Aldoni  
*Westchester County Clerk*



# 2022 Annual Report

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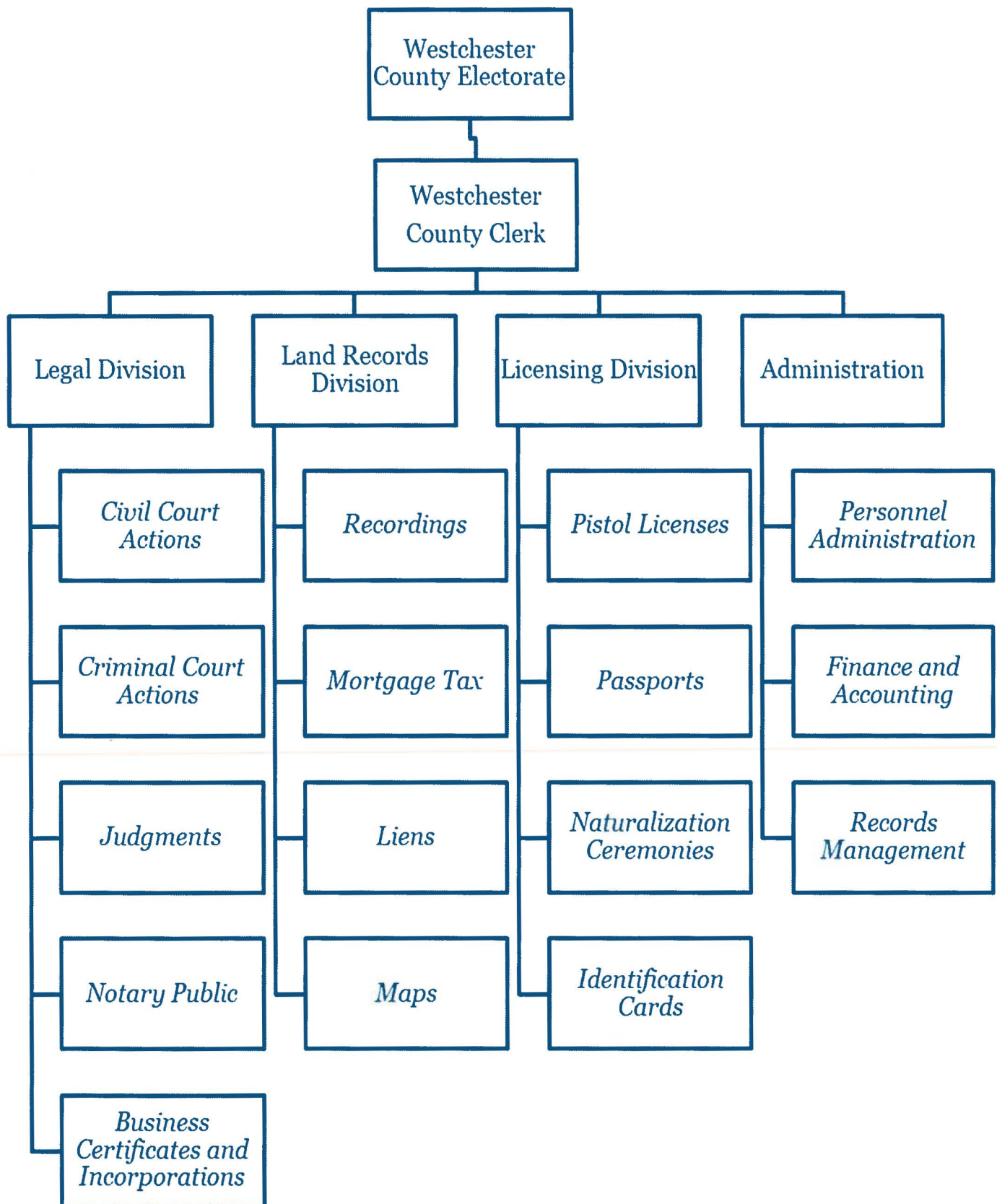
WESTCHESTER COUNTY CLERK



Timothy C. Idoni  
Westchester County Clerk

# ***Office of the Westchester County Clerk***

## ***Organizational Chart***



## ***Services Provided by the Office of the County Clerk***

### ***Land Records Division***

- Recording land records, including deeds, mortgages, assignments, and satisfactions
- Collection and processing of New York State mortgage and transfer taxes
- Filing of maps, UCC statements, Federal tax liens, Notices of Common Charges, and other federal liens

### ***Legal Division***

- Fee collection and filing of court records for Supreme and Westchester County courts
- Administration of Notary Public and Commissioner of Deeds licenses
- Administration of the Domestic Partnership Registry
- Filing of Business Certificates and Incorporation records from New York State
- Filing of Small Claims Assessment Review petitions
- Filing of Veterans Military Discharge papers

### ***Licensing Division***

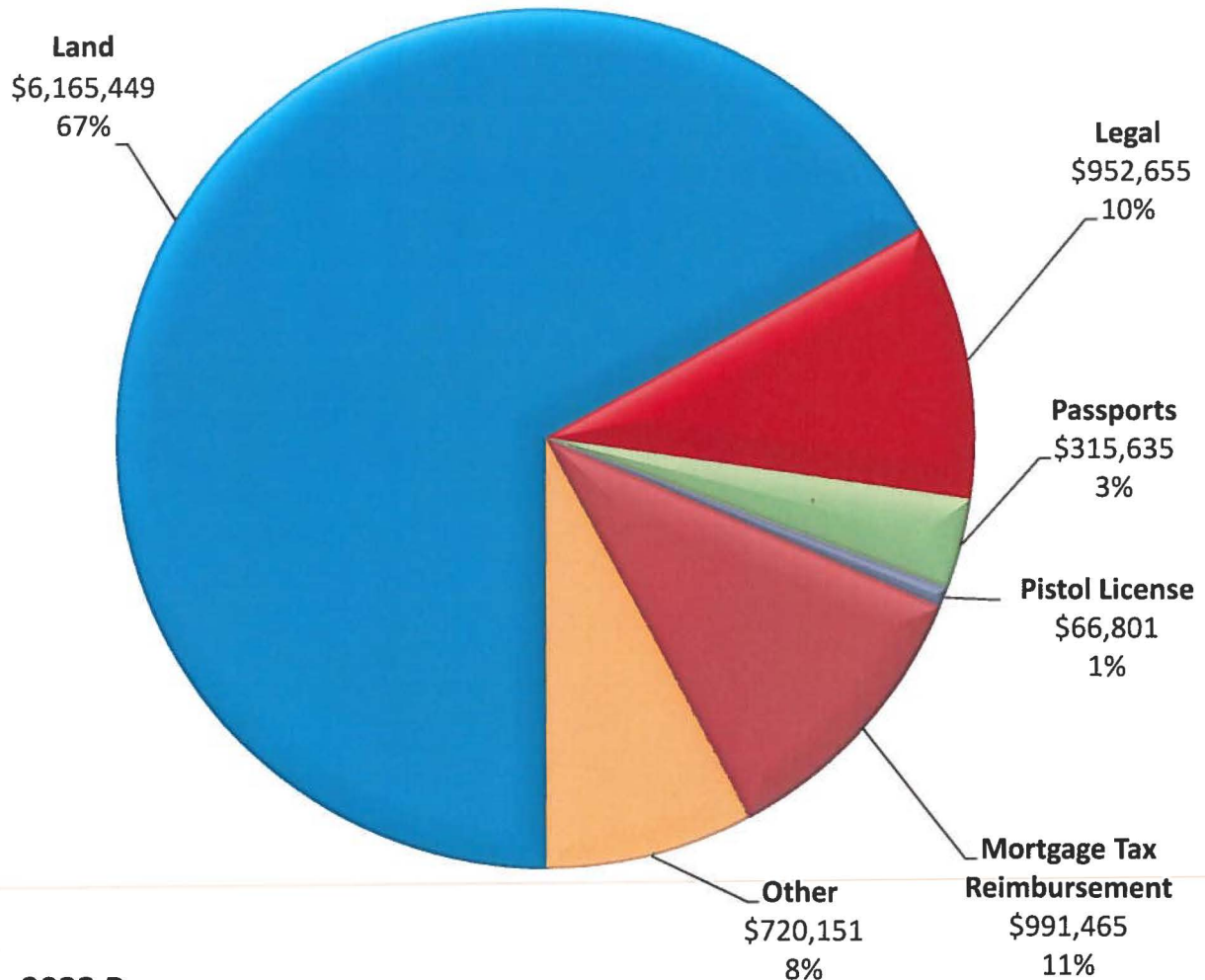
- Processing of United States Passport applications
- Administration of Pistol Licenses
- Issuance of Westchester County Identification Cards
- Host and Administration of Oath of Allegiance to newly naturalized United States citizens
- Operation of Mobile Passport Office to bring services to municipalities and events throughout the County

### ***Administration***

- Subscription Service for online access to land and legal records, foreclosure lists, judgments, and other records (“WRO”)
- Financial Reporting to partners in federal, state and county government
- Administering and Filing of Oaths of Office
- Provision of certified copies of all recordings and filings



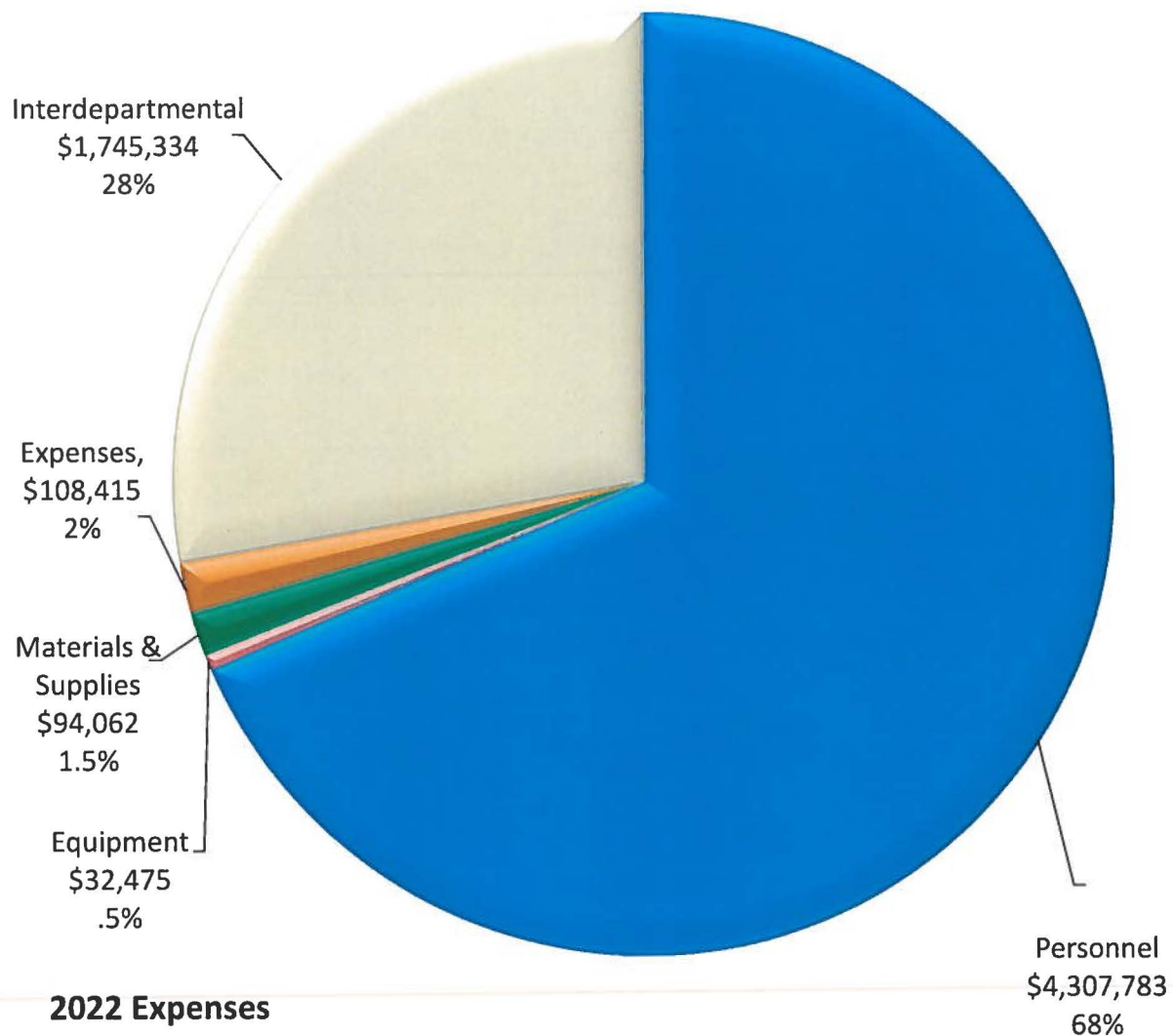
## 2022 REVENUE \$9,212,156



### 2022 Revenue

Fees paid in connection with the recording of land records such as deeds and mortgages make up the majority (67%) of our revenue. Court and legal fees provide an additional 10% of the revenue collected by our office. New York State reimburses us for expenses in connection with the processing of mortgage tax and this accounts for 11% of our revenue. Passports and pistol licenses make up 4%. The remaining 8% is comprised of equalization and assessment fees, interest income, table rentals, online access to records, transfer tax revenue, public copier and overpayment of fees.

## 2022 EXPENSES \$6,288,069



### 2022 Expenses

Our largest expenses, by far, are our personnel costs which represent 68% of our proposed expenses for 2022 and include salaries and overtime. Interdepartmental charges represent the next largest portion of our expense budget, with 28% of our budget funding items such as our DoIT support team, the Archives, Department of Public Works and Transportation, and the Law Department. Our general expenses, which make up 2% of our expense budget, include items such as scanning and equipment rental. Our materials and supplies budget continues to remain modest as our e-initiatives expand, coming in at 1.5% of our budget. Additional and replacement equipment continue to make up .5% of our budgeted expenses.

**OPERATING BUDGET***2022/2023 Comparison*

	<u>Actual</u>	<u>2022</u>	<u>Adopted</u>	<u>2023</u>
<b>Positions</b>				
Operating Budget		64		62
<b>Operating Budget Expenditures</b>				
Personal Services	\$4,307,783		\$4,707,078	
Equipment	\$32,475		\$6,565	
Materials & Supplies	\$94,062		\$141,600	
Expenses	\$108,415		\$146,938	
Inter-Departmental Charges	\$1,745,334		\$1,875,756	
TOTAL	\$6,288,069		\$6,877,937	
<b>Operating Budget Revenues</b>				
Departmental	\$9,212,156		\$9,670,262	
<b>Department Tax Levy</b>	(\$2,924,087)		(\$2,792,325)	

**Office of the Westchester County Clerk****Total Funds Collected and Distributed for Fiscal Year Ending December 31, 2022****County Clerk Fees Collected****Land Records Division**

Recording Fees	\$6,165,448.03
Real Property Transfer Report Fee	\$153,909.00
Administrative Fee, Refund Processing	\$3,157.00

**Legal Division**

Filing Fees	\$850,642.70
DWI Surcharges	\$44,070.00
Criminal Fines	\$57,943.00

**Licensing Division**

Filing Fees	\$382,436.00
Interest	\$1,542.27

**Other (Online Access, Copiers)**

Public Copiers	\$1,998.80
Workstation/phone	\$1,405.00
Unclaimed funds	\$0.00

**\$8,193,191.80****Mortgage Tax Collected****Paid to Westchester County**

Westchester County Mortgage Tax	\$27,212,223.32
Local Mortgage Tax	\$54,394,412.23
Yonkers Mortgage Tax	\$6,183,564.05
Reimbursement for Processing Costs	\$991,465.16
Interest, County Portion	\$6,741.71

**Paid to Metropolitan Transit Authority** \$56,076,643.94**Paid to State of New York Mortgage Agency** \$6,230,337.52**\$151,095,387.93****New York State Real Estate Transfer Tax****Paid to Westchester County**

Recording Officer's Fee	\$14,573.75
Interest, County Portion	\$6,183.45

**Paid to the Department of Taxation and Finance** \$108,504,967.67**\$108,525,724.87****Court Revenue****Paid to the Unified Court System****\$4,797,234.00****Notary Revenue****Paid to the New York State Department of State****\$233,800.00****Records Management Improvement Fund**

Collected from Court Filings	\$80,156.25
Collected from Land Records Filings	\$359,057.25

**Cultural Education Fund**

Collected from Court Filings	\$240,397.50
Collected from Land Records Filings	\$1,077,171.75

**\$1,756,782.75****Equalization and Assessment****NYS Office of Real Property Services****\$2,173,966.00****Total Collected and Disbursed:****\$276,776,087.35****State of New York****County of Westchester**

*Timothy C. Idoni, being duly sworn, says he is the County Clerk of the County of Westchester; that the foregoing statement is in all respects a full and true statement of moneys received by him as such clerk to the best of his knowledge and belief.*

Sworn to before me this 30th day of January, 2023

*Carol Fumanti Arcuri*  
CAROL FUMANTI ARCURI

*Timothy C. Idoni*  
Timothy C. Idoni

**Notary Public, State of New York**  
**No. 02AR4665201**

**Qualified in Westchester County**  
**Commission Expires 09/30/2026**

**Land Division: Total Funds Collected & Distributed-Fiscal Year Ending 12/31/2022**

<b>Conveyances:</b>	<u>Fee</u>	<u>No Fee</u>	<u>State Share</u>	<u>County Share</u>
Assignment of Lease and Rents	1,083	0	\$20,577.00	\$88,084.00
Contract	15	0	\$285.00	\$875.00
Declaration	177	10	\$3,363.00	\$16,653.00
Dedication	0	0	\$0.00	\$0.00
Deed	16,942	9	\$321,898.00	\$721,495.50
Deed Agreement	206	0	\$3,914.00	\$13,392.50
Deed, Correction	159	0	\$3,021.00	\$6,885.00
Easement	221	1	\$4,199.00	\$18,559.00
Lease Agreement	1,090	0	\$20,710.00	\$47,968.50
Letters of Patent	0	0	\$0.00	\$0.00
Release of Lien of Estate Tax	57	0	\$1,083.00	\$2,038.00
Release of Mortgage	205	0	\$3,895.00	\$9,832.00
Real Property Law 291 Notice	25,155	0	\$0.00	\$154,800.00
<b>Mortgages:</b>				
Assignment of Mortgage	7,077	37	\$134,463.00	\$279,474.50
Mortgage	20,148	41	\$382,812.00	\$2,195,800.50
Mortgage Agreement	732	11	\$13,908.00	\$42,341.00
Mortgage, Correction	124	0	\$2,356.00	\$15,654.00
Registered Agreement	5,430	2	\$103,170.00	\$924,748.00
<b>Satisfactions of Mortgage:</b>	17,019	14	\$323,361.00	\$840,369.00
<b>Miscellaneous:</b>				
Affidavit	0	17	\$0.00	\$0.00
Agreement	10	0	\$190.00	\$570.00
Certificate	0	0	\$0.00	\$0.00
Commitment	0	0	\$0.00	\$0.00
Judgment	7	0	\$133.00	\$322.00
Negative Pledge Agreement	2	3	\$38.00	\$92.00
Notice of Appropriation	1	19	\$19.00	\$31.00
Order	99	1	\$1,881.00	\$5,184.00
Power of Attorney	4,765	0	\$90,535.00	\$270,525.00
Power of Attorney, Revocation	11	0	\$209.00	\$351.00
Statement Identifying Property	11	0	\$209.00	\$416.00
Cross-References Entered	82,889	0	\$0.00	\$41,444.50
Transfer Tax Return Filing Fee	17,740	0	\$0.00	\$88,700.00
Mortgage Tax Affidavit Filing Fee	9,166	0	\$0.00	\$45,830.00
Certified Copies, Copies, Searches	2,901	0	\$0.00	\$26,232.23
Map Copies	313	0	\$0.00	\$2,644.00
Administrative Fee, Refund Process	0	0	\$0.00	\$3,157.00
Adjustments	0	0	\$0.00	\$517.05
Ucc Filed	9,167	0	\$0.00	\$256,240.00
Federal tax liens filed	1,116	0	\$0.00	\$44,940.00
Other Federal Liens	64	0	\$0.00	\$448.00
Notices of Common Charges	259	0	\$0.00	\$1,275.00
Certified Copies, Copies, Searches	45	0	\$0.00	\$716.75
<b>2022 Land Records Division Total:</b>			<u>\$1,436,229.00</u>	<u>\$6,168,605.03</u>

**Legal Division: Funds Collected & Distributed- Fiscal Year Ending 12/31/2022**

	<u>Cost</u>	<u>Fee</u>	<u>No Fee</u>	<u>State Share</u>	<u>County Share</u>
Business Certificates	\$25.00	1,364	118	\$0.00	\$34,100.00
Incorporations from NYS	Varies	5,681	14	\$0.00	\$48,239.00
Religious Corporations	\$25.00	20	0	\$0.00	\$500.00
Certified Copies	varies	9,403	0	\$0.00	\$76,503.85
Commissions	varies	465	0	\$0.00	\$2,325.00
Executions	\$5.00	227	0	\$0.00	\$1,135.00
Exemplifications	\$10.00	325	0	\$0.00	\$3,250.00
Matrimonial Dissolutions	\$5.00	2,926	4	\$0.00	\$14,630.00
Transcripts Issued	\$5.00	178	0	\$0.00	\$890.00
Commencements (Index Numbers)	\$210.00	15,726	426	\$2,893,584.00	\$408,876.00
Foreclosure Surcharge	\$190.00	526	0	\$99,940.00	\$0.00
Judgment Transcripts Filed	\$10.00	1,541	5,650	\$0.00	\$15,410.00
Judgments Entered	\$45.00	2,622	133	\$117,990.00	\$0.00
Jury Demand	\$65.00	828	0	\$53,820.00	\$0.00
Liens/Small Liens	Varies	1,963	80	\$21,736.00	\$33,924.00
Motion	\$45.00	5,789	18	\$260,505.00	\$0.00
Note of Issue	\$30.00	4,899	20	\$146,970.00	\$0.00
Notice of Appeal	\$65.00	767	9	\$49,855.00	\$0.00
Order to Show Cause	\$45.00	1,916	17	\$86,220.00	\$0.00
Request for Judicial Intervention	\$95.00	9,175	240	\$871,625.00	\$0.00
Separation Agreement	\$5.00	19	0	\$0.00	\$95.00
Small Claims Assessment Review	\$30.00	3,649	0	\$91,225.00	\$18,245.00
Stipulation	\$35.00	8,843	25	\$309,505.00	\$0.00
Subpoenas	\$20.00	26	2	\$0.00	\$520.00
Criminal Fines	Varies	63	0	\$0.00	\$57,943.00
Felony Surcharge	Varies	165	0	\$46,511.00	\$0.00
Misdemeanor Surcharge	Varies	67	0	\$11,690.00	\$0.00
Violation Surcharge	Varies	60	0	\$9,533.00	\$0.00
Sex Offender Registration	\$50.00	15	0	\$750.00	\$0.00
DNA Data Bank Registration	\$50.00	200	0	\$10,000.00	\$0.00
Crime Victims Assistance Fee	Varies	266	0	\$7,775.00	\$0.00
Supplemental Sex Offender	\$0.00	15	0	\$15,000.00	\$0.00
Criminal Penalty for DWI	Varies	68	0	\$13,460.00	\$0.00
Criminal Fine for DWI	Varies	64	0	\$0.00	\$44,070.00
New Filings- Domestic Partnership	\$25.00	209	0	\$0.00	\$5,225.00
Amendments-Domestic Partnership	\$25.00	2	0	\$0.00	\$50.00
Terminations-Domestic Partnership	\$25.00	24	0	\$0.00	\$600.00
Authentication of Notaries Public	\$3.00	11,025	0	\$0.00	\$33,075.00
Character Cards Filed	\$10.00	100	0	\$0.00	\$1,000.00
Character Cards Issued	\$5.00	608	0	\$0.00	\$3,040.00
Notary Public Renewals	\$60.00	6,914	0	\$233,800.00	\$138,280.00
Foreclosure Filing Report	\$20.00	30	0	\$0.00	\$600.00
Judgment/Lien Report	\$30.00	0	0	\$0.00	\$0.00
Other Filings & Services	Varies	1,514	4	\$93.75	\$10,727.85
Adjustments					-\$598.00
<b>2022 Legal Division Total:</b>				<b><u>\$5,351,587.75</u></b>	<b><u>\$952,655.70</u></b>



**Licensing Division: Total Funds Collected & Distributed-Fiscal Year Ending 12/31/2022**

	<u>Fee Count</u>	<u>No Fee</u>	<u>Cost</u>	<u>Total</u>	
<b>Passport Fees Collected:</b>					
Processing Fees	7,076	0	\$35.00	\$247,660.00	
Photo Fees	4,351	0	\$10.00	\$43,510.00	
Photo Fees (Senior)	371	0	\$7.00	\$2,597.00	
Miscellaneous	2	0		\$34.00	\$293,801.00
<b>Pistol License Administration:</b>					
New Applications	1,255	52	\$10.00	\$12,550.00	
Amendments	6,181	0	\$3.00	\$18,543.00	
Recertifications	2,042	304	\$10.00	\$20,420.00	
Dealer/Gunsmith	9	0	\$10.00	\$90.00	
Transfers	166	0	\$5.00	\$830.00	
Photo Fees	1,382	0	\$10.00	\$13,820.00	
Replacement	48	0	\$5.00	\$240.00	
Photo Fees (Senior)	1	0	\$7.00	\$7.00	
Miscellaneous	134			\$301.00	\$66,801.00
<b>Naturalization Ceremony Administration:</b>					
Ceremony Administration Fees				\$6,880.00	
Certified Petitions	88	0	\$5.00	\$440.00	
Certified Letters	95	0	\$5.00	\$475.00	\$7,795.00
<b>Westchester County Identification Cards:</b>					
Cards Issued	807	0	\$8.00	\$6,456.00	
Photo Fees (Senior)	31	0	\$7.00	\$217.00	
Photo Fees	764	0	\$10.00	\$7,640.00	\$14,313.00
Adjustments					-\$274.00
<b>2022 Licensing Division Total:</b>				<u>\$382,436.00</u>	

## HIGHLIGHTS

**Facilitating E-filing in New York State:** As co-chair of the New York State Association of County Clerks' Court Committee, member of its Legislative Committee, and first ever Chair of the Supreme Court Steering Committee for Supreme Court E-filing, the County Clerk remains committed to advancing e-filing throughout the State. The committees coordinate responses from the county clerks and legal community leaders and make recommendations to the State Chief Administrative Judge on the creation or expansion of mandatory electronic filing programs. The committees' initiatives have resulted in 61 of the 62 counties in the State now providing e-filing. Working with dedicated and diverse legal community leaders has enhanced the ability of the Clerk's Office to serve pro se litigants and attorneys.

**E-Filing and E-recording:** Approximately 85% of civil actions are commenced electronically through the NYS electronic filing system and approximately 84% of the land record documents are currently e-recorded. Electronic recording has significantly increased the efficiency of the filing and recording and reducing manual labor. Further reduction in paper filings is anticipated with the recent authorization of e-filing of election law cases, special proceedings under the Mental Hygiene Law, and name change applications. Once developed in coordination with the DA's Office and the courts, e-filing of criminal cases could lead to a further estimated 5% reduction.

**Renovation in Office Space:** Plans are being implemented under the leadership of the County Executive and Department of Public Works and Transportation for the complete renovation of the 32,000 square feet of office space currently occupied by the Clerk's office. With the automation of department functions and the resultant reduction in staffing needs, space has been opened up for adaptive reuse by the County Public Safety department and the Westchester County District Attorney. The renovation will generate a savings in rental costs incurred by other County departments and enhance the efficiency and the environment for an improved staff and visitor experience. Changes made to the Office physical layout in response to the COVID-19 pandemic to ensure distancing between staffers and the public have been carried over into the renovation plans to ensure continued office preparedness.

**Westchester County Personal Identification Card Expansion:** The Licensing Division experienced a significant increase in the number of County Identification cards issued, with 30 issued in 2014 to 807 in 2022. These ID cards have opened doors to benefits by providing an option to Westchester residents who, due to citizenship status, poverty, or other circumstances, cannot obtain state-issued photo IDs.

**Foreclosure Data Captured and Shared to Assist Homeowners in Need:** The Clerk's Office continues to capture information from foreclosure cases to provide Westchester County residents with the data needed to secure funds to assist persons impacted by the foreclosure crisis. There has been a significant reduction in the number of new foreclosure filings from 1041 in 2019 to 502 in 2022. Foreclosure judgments also fell from 715 in 2019 to 268 in 2022.

**Mobile Community Outreach Vehicle:** The County Clerk's Community Outreach program featuring a custom built truck stops in every town and city in the County. The mobile office staff is authorized to accept passport applications and answer questions about passport applications and renewals. In addition, the mobile office staff is available to take passport photos. In 2021 the program expanded to include notary, veterans, and business licensing services. There has been a significant increase in the number of passport applications submitted through the mobile as well as the physical office.

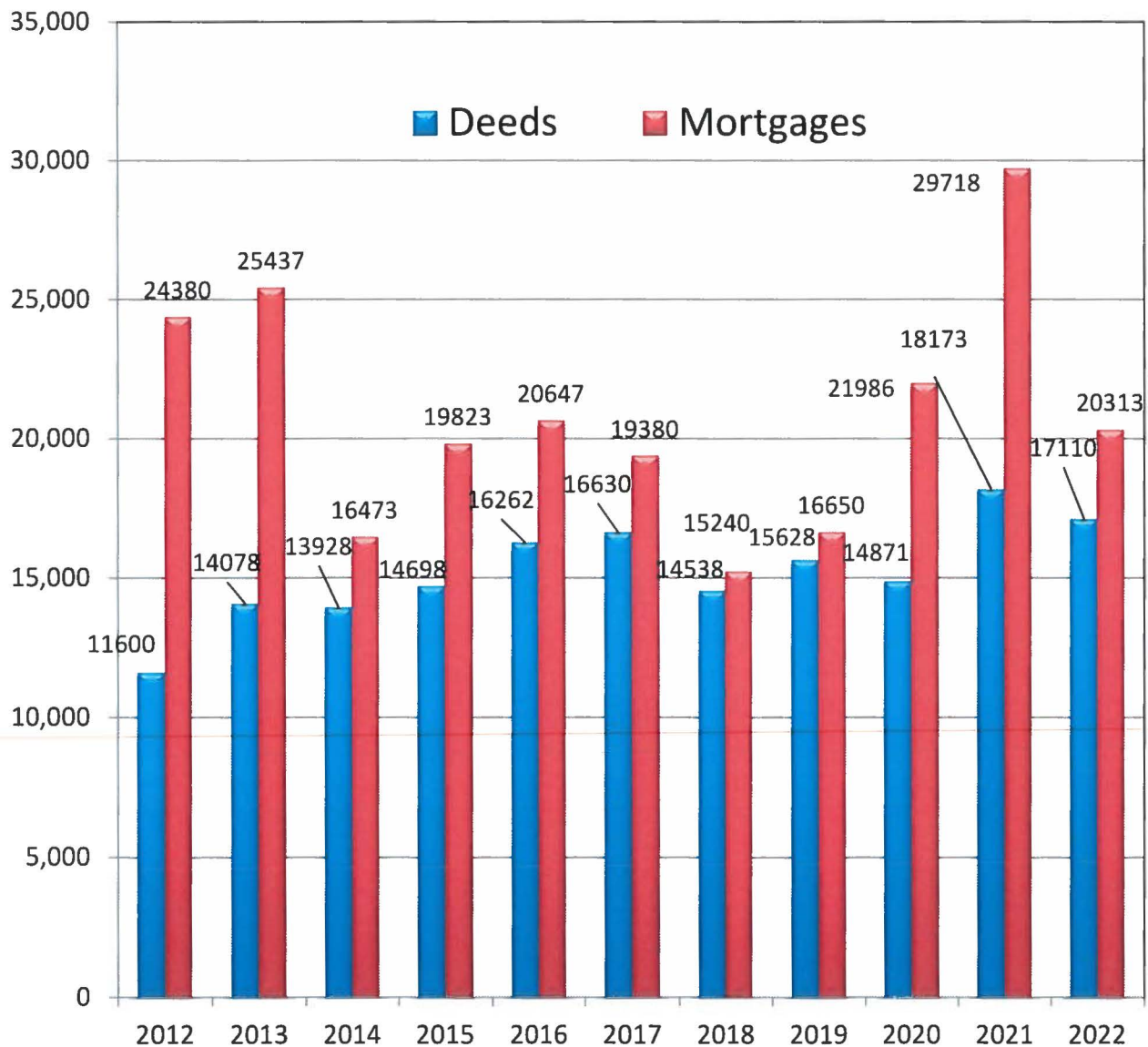
**Pistol Licensing:** Pursuant to a 1997 amendment to the NYS Penal Law, Westchester County licenses were required to be certified by April 1, 2000, and recertified every 5 years thereafter. On 6/23/2022, the US Supreme Court struck down that portion of the NYS firearm licensing law requiring the showing of a special need to carry a concealed handgun outside of the home. NYS enacted revisions to the firearm licensing laws, effective 9/1/2022 expanding background checks and shortening the recertification period to 3 years. As a result of the decision and revisions to the licensing laws, there is a significant increase in applications to amend and delete restrictions on licenses and timely recertify current licenses.



# Statistics of Interest

*Indicators from our Land Records Division*

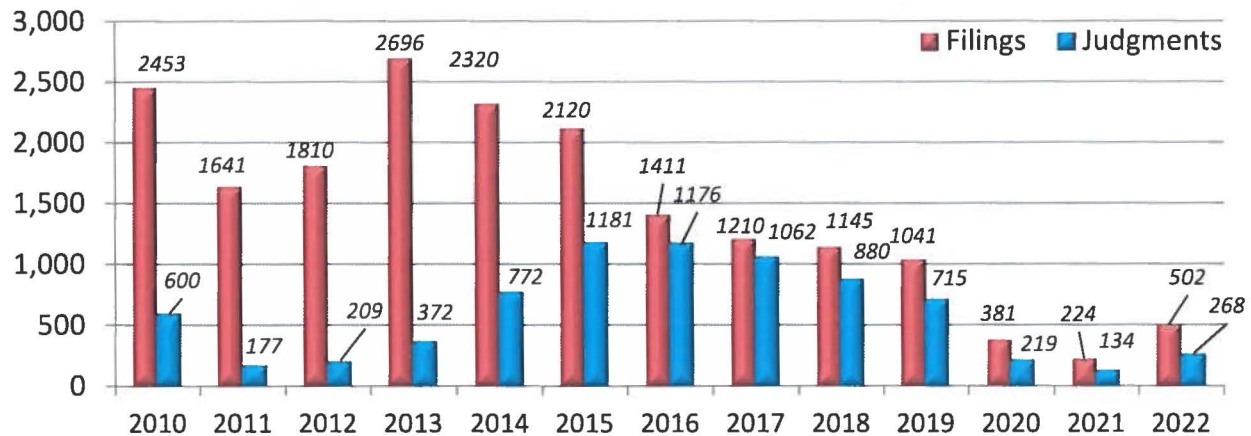
## Deeds and Mortgages Recorded



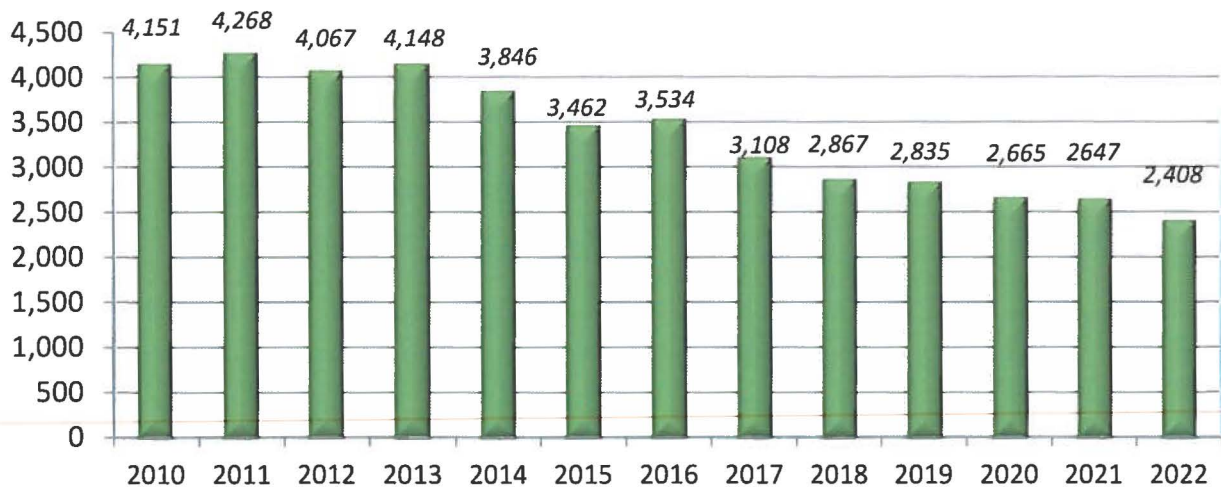
## Statistics of Interest

Indicators from our Legal Division

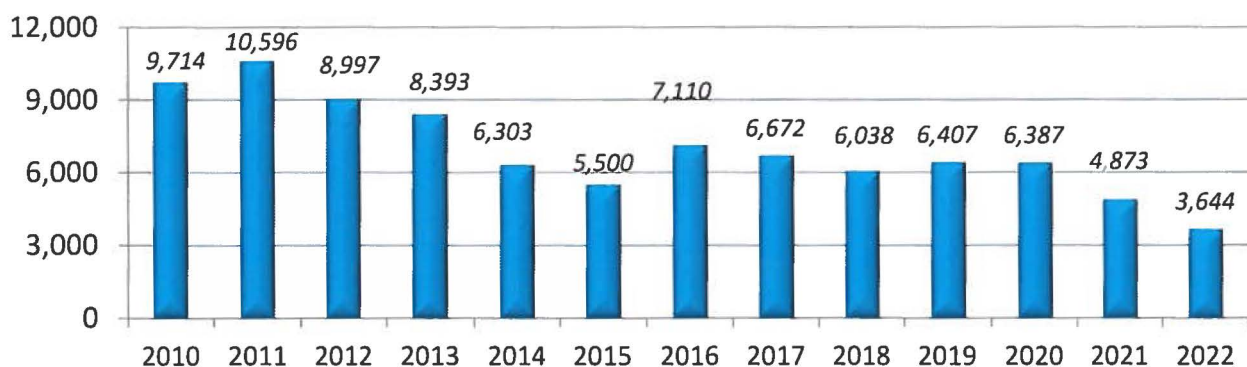
### Foreclosure Filings and Judgments



### Tax Certiorari Proceedings Commenced

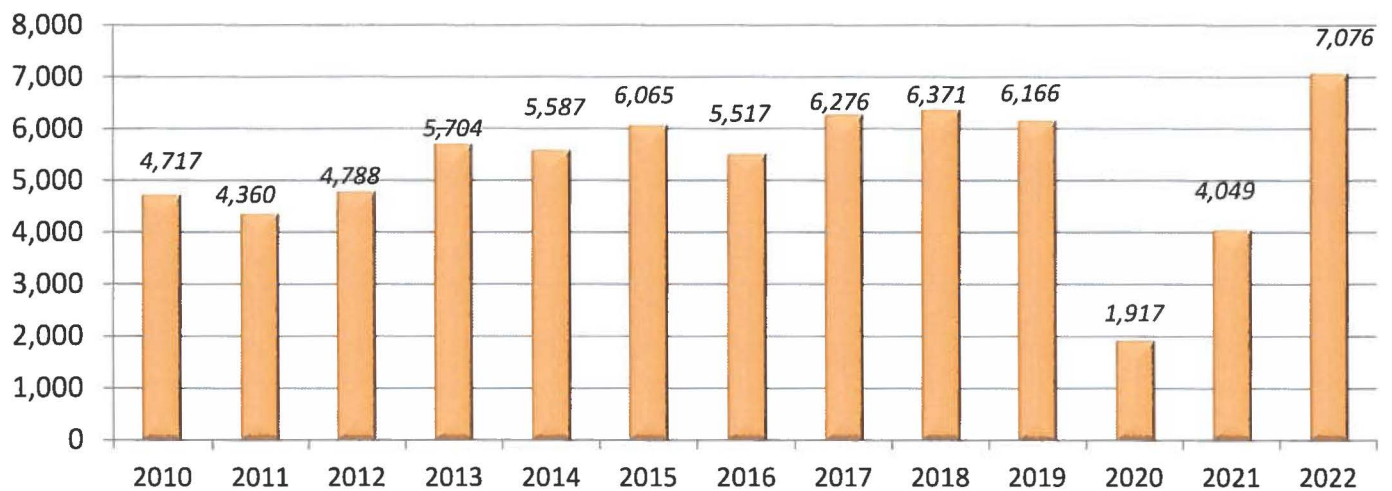


### Small Claims Assessment Review Petitions Filed

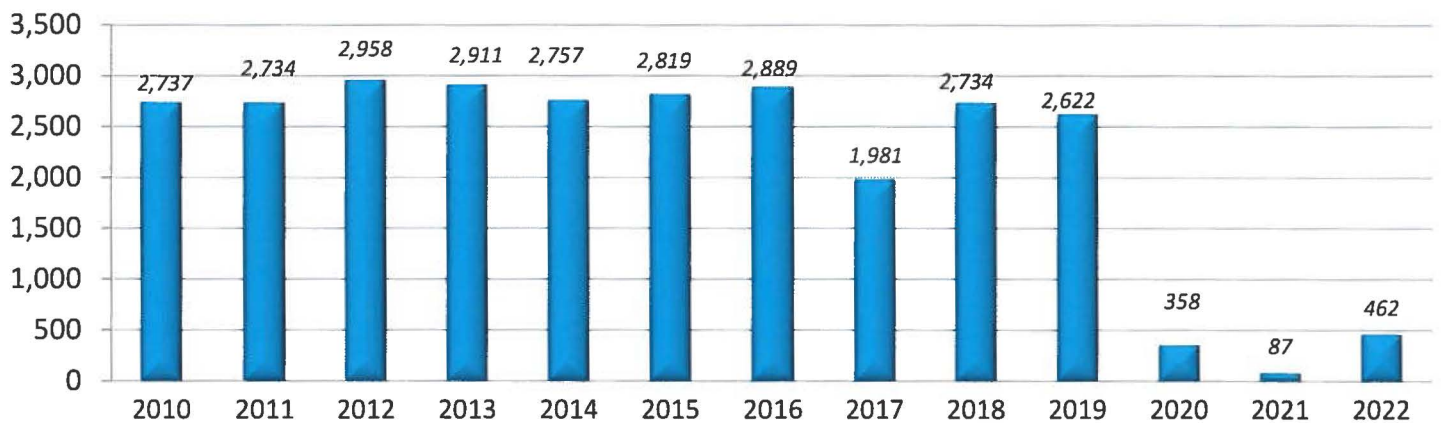


## **Statistics of Interest** *Indicators from our Licensing Division*

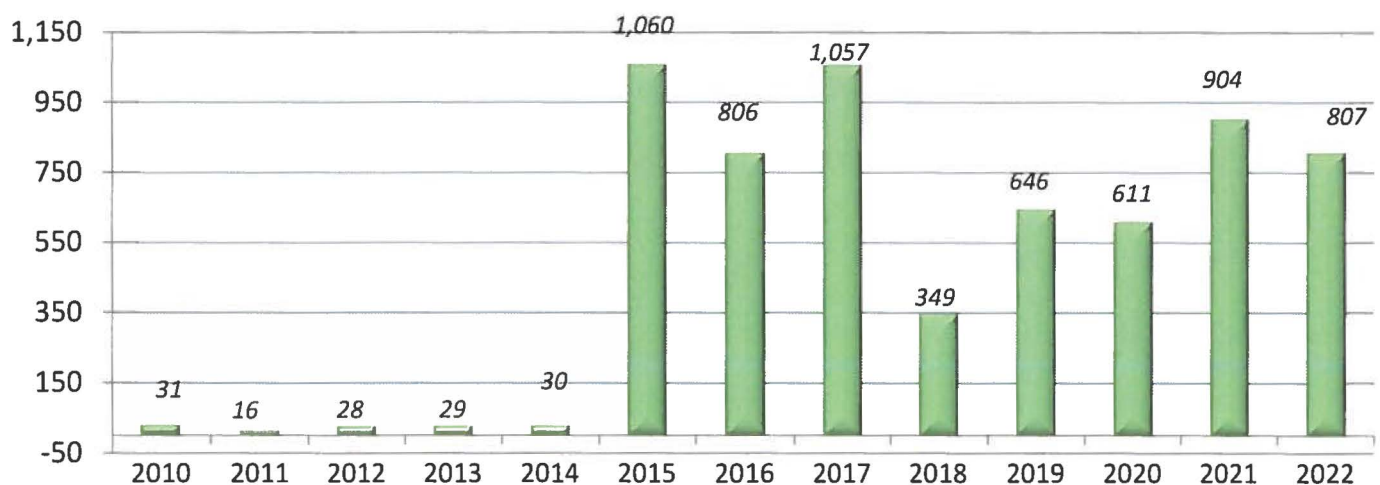
### **Passport Applications**



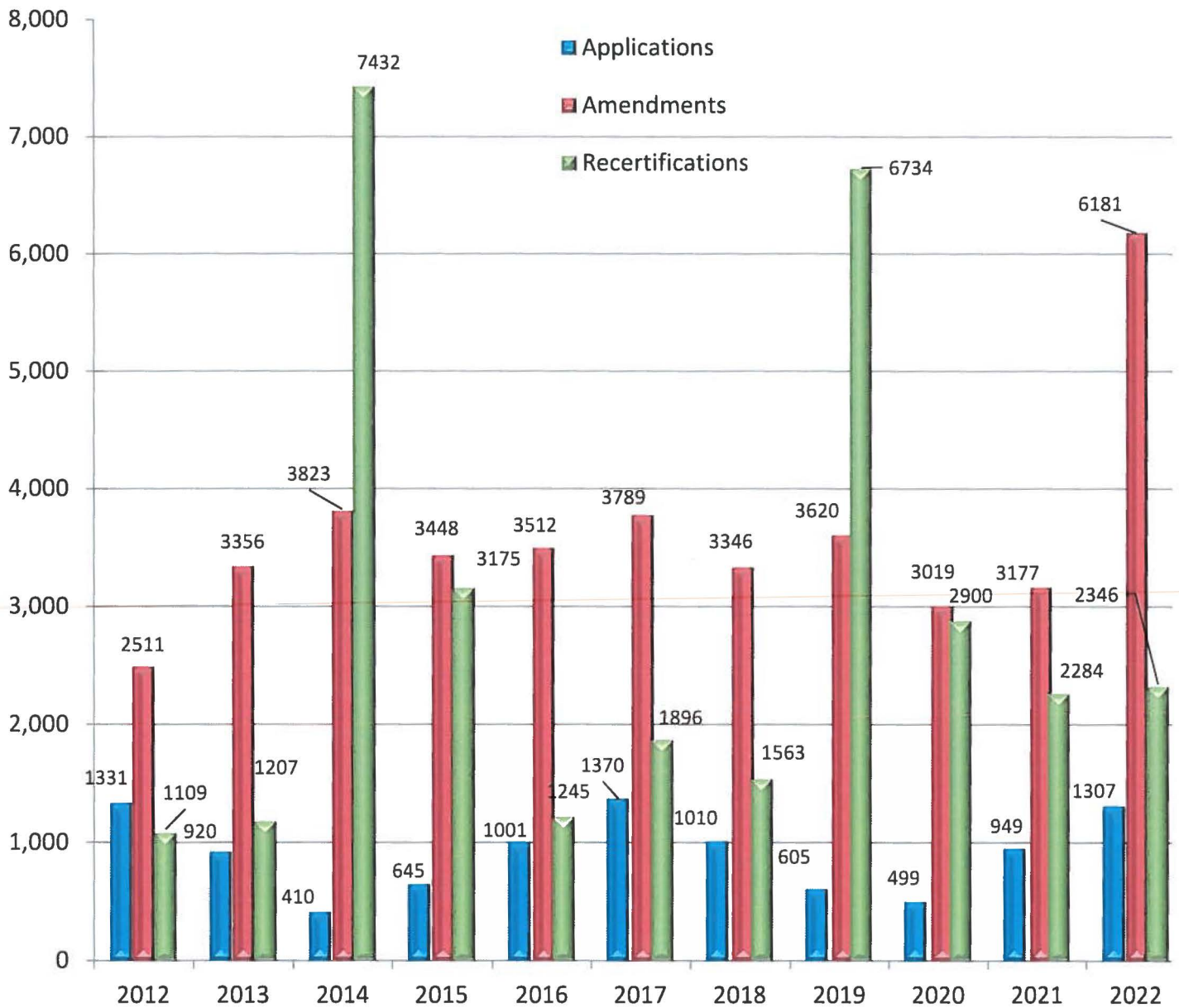
### **Naturalizations**



### **County Residence Personal IDs**



## ***PISTOL LICENSE APPLICATIONS, AMENDMENTS AND RECERTIFICATIONS***

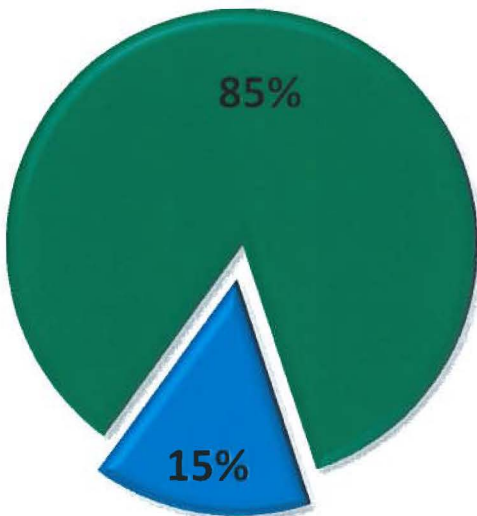




# ***Electronic Filing and Recording***

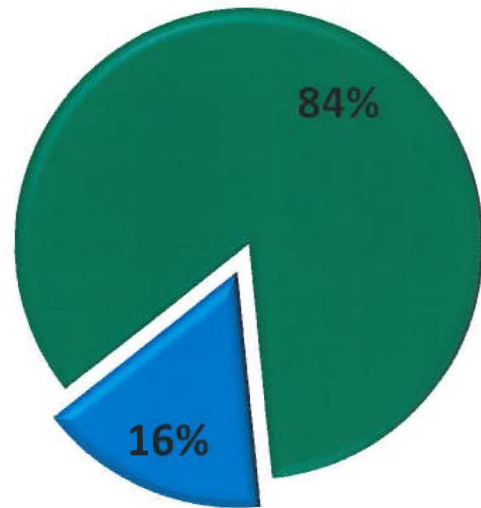
## **Civil Actions**

Approximately **85%** of our civil actions are commenced electronically through the NYS Courts electronic filing system.



## **Land Records**

Approximately **84%** of the documents submitted to the Land Records Division are submitted electronically as part of a **voluntary** eRecording program.



## **County Clerk's Westchester Records Online Program ("WRO").**

For the period of January 1, 2022 through December 31, 2022, **3,486,392** searches were conducted in WRO. Local municipalities and federal and state agencies are granted free remote access to WRO through "no cost" agreements. Free access to local municipalities has been expanded to include access to WRO reports of foreclosure filings and judgments as a "shared service" to assist in preventing zombie homes.

**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 \$6,750,000 to finance capital project BPS33 – Replacement of Police Helicopter ("BPS33") for 2023. The Bond Act, which was prepared by the law firm of Hawkins Delafield & Wood, LLP, will finance the purchase of a new helicopter to replace the existing 2006 Bell 407 Helicopter. The new helicopter will be equipped with a Forward Looking Infra-Red camera (FLIR), navigation equipment and all other necessary components to safely operate the aircraft.

The Department of Public Safety ("Department") has advised that in 2017, the 2006 Bell 407 was involved in an in-flight fire incident. The fire, and subsequent emergency landing, caused structural damage that required extensive repairs.

It should be noted that the County Budget Department is submitting this Bond Act to your Honorable Board simultaneously with the proposed 2023 Capital Budget. It is the County's goal to submit this Bond Acts now so that the referenced projects will be ready to proceed without delay in early 2023.

The Planning Department has advised your Committee that based on its review, BPS33 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 30<sup>th</sup>, 2023

White Plains, New York

Redat Pakhi  
S. S. S.

Youngman  
James B. B. B.

W. H. W.  
C. H. C.

W. H. W.  
C. H. C.  
D. W. D.

S. S. S.

Youngman

W. H. W.

C. H. C.

C. H. C.

D. W. D.

COMMITTEE ON

Budget & Appropriations

Public Works & Transportation

Dated: January 30, 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 #: BPS33

☐ 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 \$ 6,750,000 PPU 5 Anticipated Interest Rate 3.12%

Anticipated Annual Cost (Principal and Interest): \$ 1,475,207

Total Debt Service (Annual Cost x Term): \$ 7,376,035

Finance Department: Interest rates from October 18, 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: N/A

## SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☐ Consultant

☒ Not Applicable

Prepared by: Siva Gopalkrishna

Title: Director Administrative Services

Department: Public Safety


Date: 10/18/22

Reviewed By: [Signature]

Budget Director

Date: 10/20/22

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:  
BPS33 REPLACEMENT OF POLICE HELICOPTER**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on  
09-20-2022 (Unique ID: 2087)

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 \$6,750,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF A HELICOPTER FOR THE DEPARTMENT OF PUBLIC SAFETY; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$6,750,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$6,750,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted \_\_\_\_\_, 20\_\_\_\_)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$6,750,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the acquisition of a helicopter for the Department of Public Safety, including Forward Looking Infra Red camera (FLIR), navigation equipment and all other necessary components to safely operate the aircraft, all as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the

financing thereof is \$6,750,000. The plan of financing includes the issuance of \$6,750,000 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 of the specific object or purpose for which the \$6,750,000 bonds authorized by section 1 of this Act are to be issued, within the limitations of Section 11.00 a.35 of the Law, is five (5) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$6,750,000. 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 \$6,750,000 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.

\* \* \*

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\_\_\_\_.

---

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

(SEAL)

## LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on \_\_\_\_\_, 20\_\_\_\_, and approved by the County Executive on \_\_\_\_\_, 20\_\_\_\_, and the validity of the obligations authorized by such Bond Act may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Westchester, in the State of New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Complete copies of the Bond Act summarized herewith shall be available for public inspection during normal business hours at the Office of the Clerk of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. \_\_\_\_\_-20\_\_\_\_

BOND ACT AUTHORIZING THE ISSUANCE OF \$6,750,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF A HELICOPTER FOR THE DEPARTMENT OF PUBLIC SAFETY; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$6,750,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$6,750,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted \_\_\_\_\_, 20\_\_\_\_)

object or purpose: to finance the cost of the acquisition of a helicopter for the Department of Public Safety, including Forward Looking Infra Red camera (FLIR), navigation equipment and all other necessary components to safely operate the aircraft, 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: \$6,750,000; 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

<b>Project ID:*</b> <b>BPS33</b>	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 01-03-2023
<b>Fact Sheet Year:*</b> 2023	<b>Project Title:*</b> REPLACEMENT OF POLICE HELICOPTER	<b>Legislative District ID:</b> 1, 17, 16, 15, 14, 13, 12, 11, 10, 9, 8, 7, 6, 5, 4, 3, 2,
<b>Category*</b> BUILDINGS, LAND & MISCELLANEOUS	<b>Department:*</b> PUBLIC SAFETY	<b>CP Unique ID:</b> 2087

### Overall Project Description

This project funds the replacement of the 2006 Bell 407 Helicopter.

<input checked="" 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 checked="" 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
<b>Gross</b>	6,750	0	6,750	0	0	0	0	0
<b>Less Non-County Shares</b>	0	0	0	0	0	0	0	0
<b>Net</b>	6,750	0	6,750	0	0	0	0	0

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

**Current Bond Description:** Funding is requested for the purchase of a new helicopter to replace the existing 2006 Bell 407 Helicopter. This includes Forward Looking Infra Red camera (FLIR), Navigation equipment and all other necessary components to safely operate the aircraft.

### Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	6,750,000
Cash:	0
<b>Total:</b>	<b>\$ 6,750,000</b>

### SEQR Classification:

TYPE II

### Amount Requested:

6,750,000

### Comments:

In 2017 the 2006 Bell 407 to be replaced was involved with an in-flight fire incident. The fire, and subsequent emergency landing, caused structural damage that required extensive repairs.

### Energy Efficiencies:

### 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**  
SQGQ

**Date**  
09-22-2022

## REPLACEMENT OF POLICE HELICOPTER ( BPS33 )

**User Department :** Public Safety

**Managing Department(s) :** Public Safety ;

**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	6,750			6,750					
Non County Share									
Total	6,750			6,750					

### **Project Description**

This project funds the replacement of the 2006 Bell 407 Helicopter.

### **Current Year Description**

The current request funds this purchase.

### **Current Year Financing Plan**

Year	Bonds	Cash	Non County Shares	Total
2023	6,750,000			6,750,000

### **Impact on Operating Budget**

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

**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 \$1,025,000 to authorize the County of Westchester (the “County”) to finance the following two (2) capital projects for 2023:

B035E – Equipment Acquisition Program (2021-2025); and  
RGP13 – General Infrastructure – Equipment Acquisition (2021 -2025).

Your Committee is advised that the Bond Act, prepared by the law firm of Hawkins, Delafield & Wood, LLP, would authorize the County to issue bonds in the total amount of \$1,025,000 to finance the replacement of equipment associated with the maintenance of the County roadway system and County facilities under the jurisdiction of the Department of Public Works and Transportation (“DPW&T”). It will also fund the acquisition of heavy equipment and vehicles for the Department of Parks, Recreation and Conservation (“PRC”).

DPW&T anticipates that the following equipment will be replaced:

- Replace 1997 Ford flail mower (#5197) (\$175,000)
- Replace 1989 Ford slope mower (#3464) (\$200,000)
- Replace 2002 American Eagle forklift (#07484) (\$150,000)

PRC anticipates that the following equipment will be replaced:

- Replace 2006 Dump truck (#67742) with Dump truck with plow (\$75,000)
- Replace 1999 Backhoe/Loader (#4444) with Front End Loader (\$200,000)
- Replace 2002 Reel/Bedknife Grinder (#13042) with new Reel/Bedknife Grinder (\$80,000)
- Purchase new Greenmaster Mower (\$63,000)
- Purchase new Commercial Riding Mower (\$35,000)
- Purchase new Tractor (\$42,000)

Your Committee is advised that the County Budget Department is submitting this Bond Act to your Honorable Board simultaneously with the proposed 2023 Capital Budget. It is the County’s goal to submit this Bond Act now so that the referenced projects will be ready to proceed without delay in early 2023. In addition, please note that the proposed Bond Act

authorizes financing for like objects or purposes in connection with two (2) 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 30<sup>th</sup>, 2023  
White Plains, New York

Debat Jarchi  
L. J. R.  
Murray Bar  
James J. Zeller - 10/18/23  
John H. R.  
Colin J. R.  
Don R. M.  
Cathie Parker  
David J. Iubio

k/jpg/09/23/2022

John H. R.  
Murray Bar  
John H. R.  
Colin J. R.  
Cathie Parker  
David J. Iubio

Budget & Appropriations

Public Works & Transportation 254

Dated: January 30, 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 #: \_\_\_\_\_

☐ 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

B035E & RGP13

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 1,025,000 PPU 15 Anticipated Interest Rate 3.48%

Anticipated Annual Cost (Principal and Interest): \$ 69,029

Total Debt Service (Annual Cost x Term): \$ 1,035,435

Finance Department: Interest rates from October 18, 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: 11

## SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☐ Consultant

☒ Not Applicable

Prepared by: Robert Abbamont

Title: Director of Operations (Capital)

Department: Public Works/Transportation

Date: 10/18/22


Reviewed By:

Budget Director

Date:

10/22/22

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

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

DATE: October 3, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR 2023 CAPITAL  
PROJECTS BOND ACT – EQUIPMENT ACQUISITIONS**

In connection with the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617 (SEQR), the Department of Planning has reviewed the proposed bond act legislation that would finance the following capital projects:

Capital Project	Project Title	Fact Sheet ID	Approved by Planning
B035E	Equipment Acquisition Program (2021-2025)	2013	09-20-2022
RGP13	General Infrastructure – Equipment Acquisition (2021-2025)	2066	09-20-2022

The Planning Department advises that these projects for which funding is being requested may be classified as **TYPE II actions** pursuant to section:

- **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.

As such, no further environmental review is required.

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  
Robert Abbamont, Director of Operations (Capital Planning Program)  
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 \$1,025,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF VARIOUS MACHINERY AND APPARATUS, STATING THE ESTIMATED TOTAL COST THEREOF IS \$1,025,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,025,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted \_\_\_\_\_, 20\_\_\_\_)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$1,025,000 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 machinery and apparatus for the Department of Public Works and the Department of Parks, Recreation and Conservation, all as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth



in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated total cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof is \$1,025,000. The plan of financing includes the issuance of \$1,025,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes.

Section 2. The period of probable usefulness of said class of objects or purposes, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said objects or purposes 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 \$1,025,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$1,025,000 as the estimated total cost of the aforesaid class of objects or purposes is hereby approved.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the

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

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

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

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

Section 8. This Act shall take effect not earlier than January 1, 2023 and in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

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

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

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

(SEAL)

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

## LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on \_\_\_\_\_, 20\_\_\_\_ and approved by the County Executive on \_\_\_\_\_, 20\_\_\_\_ and the validity of the obligations authorized by such Bond Act may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Westchester, in the State of New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Complete copies of the Bond Act summarized herewith shall be available for public inspection during normal business hours at the Office of the Clerk of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. \_\_\_\_\_-20\_\_\_\_

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,025,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF VARIOUS MACHINERY AND APPARATUS, STATING THE ESTIMATED TOTAL COST THEREOF IS \$1,025,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,025,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted \_\_\_\_\_, 20\_\_\_\_)

object or purpose: to finance the cost of the acquisition of various machinery and apparatus for the Department of Public Works and the Department of Parks, Recreation and Conservation, 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: \$1,025,000; fifteen (15) years

Dated: \_\_\_\_\_, 20\_\_\_\_  
White Plains, New York

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

## CAPITAL PROJECT FACT SHEET

<b>Project ID:*</b> B035E	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 01-03-2023
<b>Fact Sheet Year:*</b> 2023	<b>Project Title:*</b> EQUIPMENT ACQUISITION PROGRAM (2021-2025)	<b>Legislative District ID:</b> 5,
<b>Category*</b> BUILDINGS, LAND & MISCELLANEOUS	<b>Department:*</b> PUBLIC WORKS	<b>CP Unique ID:</b> 2013

### Overall Project Description

This project funds the acquisition of equipment to ensure Public Works/Transportation can maintain the County roads, bridges and grounds.

- |   |   |  |
|---|---|--|
| <input checked="" type="checkbox"/> Best Management Practices | <input checked="" type="checkbox"/> Energy Efficiencies | <input checked="" type="checkbox"/> Infrastructure |
| <input checked="" type="checkbox"/> Life Safety               | <input type="checkbox"/> Project Labor Agreement        | <input type="checkbox"/> Revenue                   |
| <input 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	5,025	1,600	525	1,300	1,600	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	5,025	1,600	525	1,300	1,600	0	0	0

**Expended/Obligated Amount (in thousands) as of :** 1,579

**Current Bond Description:** Funding is requested for the replacement of equipment associated with the maintenance of the County roadway system and County facilities under the jurisdiction of the Department of Public Works and Transportation.

### Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	525,000
Cash:	0
<b>Total:</b>	<b>\$ 525,000</b>

### SEQR Classification:

TYPE II

### Amount Requested:

525,000

### Comments:

N/A

### Energy Efficiencies:

ALL VEHICLES WILL MEET OR EXCEED THE ENVIRONMENTAL PROTECTION AGENCY'S CLEAN AIR STANDARDS. POSSIBLE ENERGY EFFICIENT OR ENVIRONMENTALLY FRIENDLY ALTERNATIVES WILL BE RESEARCHED AND EVALUATED DURING THE EQUIPMENT PURCHASES.

### Appropriation History:

Year	Amount	Description
2021	1,100,000	REPLACEMENT OF A BUCKET TRUCK, TWO CRASH ATTENUATOR TRUCKS, AND TWO SKID STEERS AND ASSOCIATED ATTACHMENTS
2022	500,000	CONTINUATION OF THIS PROJECT

### Total Appropriation History:

1,600,000

**Financing History:**

Year	Bond Act #	Amount	Issued	Description
21	205	500,000	0	DPW&T RELACEMENT EQUIPMENT
21	13	1,100,000	0	DPW&T RELACEMENT EQUIPMENT

**Total Financing History:**

1,600,000

**Recommended By:****Department of Planning**  
WBB4**Date**  
09-20-2022**Department of Public Works**  
RJB4**Date**  
09-20-2022**Budget Department**  
LMY1**Date**  
09-20-2022**Requesting Department**  
RJB4**Date**  
09-20-2022

## EQUIPMENT ACQUISITION PROGRAM (2021-2025) ( B035E )

**User Department :** Public Works

**Managing Department(s) :** Public Works ;

**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	5,025	1,600	1,579	525	1,300	1,600			
Non County Share									
Total	5,025	1,600	1,579	525	1,300	1,600			

### Project Description

This project funds the acquisition of equipment to ensure Public Works/Transportation can maintain the County roads, bridges and grounds.

### 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	525,000			525,000

### 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	1,100,000	Replacement of a bucket truck, two crash attenuator trucks, and two skid steers and associated attachments	COMPLETE
2022	500,000	Continuation of this project	IN PROGRESS
Total	1,600,000		

### Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	1,600,000		1,600,000
Total	1,600,000		1,600,000

### Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
13 21	1,100,000			1,100,000
205 21	500,000			500,000
Total	1,600,000			1,600,000



## CAPITAL PROJECT FACT SHEET

Project ID:* RGP13	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* GENERAL INFRASTRUCTURE - EQUIPMENT ACQUISITION (2021- 2025)	Legislative District ID:
Category* RECREATION FACILITIES	Department:* PARKS, RECREATION & CONSERVATION	CP Unique ID: 2066

### Overall Project Description

This project funds the continued acquisition of heavy equipment and vehicles throughout the Parks system.

- |   |  |  |
|---|--|--|
| <input checked="" 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	3,500	2,000	500	500	500	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	3,500	2,000	500	500	500	0	0	0

Expended/Obligated Amount (in thousands) as of : 994

**Current Bond Description:** This request will fund the purchase of equipment associated with the maintenance of park facilities under the jurisdiction of the Department of Parks, Recreation and Conservation.

### Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	500,000
Cash:	0
<b>Total:</b>	<b>\$ 500,000</b>

### SEQR Classification:

TYPE II

### Amount Requested:

500,000

### Comments:

### Energy Efficiencies:

### Appropriation History:

Year	Amount	Description
2021	1,500,000	CONTINUATION OF THIS PROJECT \$500,000; PURCHASE/INSTALLATION OF SENIOR FITNESS EQUIPMENT \$1,000,000
2022	500,000	CONTINUATION OF THIS PROJECT

### Total Appropriation History:

2,000,000

**Financing History:**

Year	Bond Act #	Amount	Issued	Description
21	13	500,000	96,417	PRC EQUIPMENT REPLACEMENT
21	205	500,000	0	PRC EQUIPMENT REPLACEMENT
21	127	1,000,000	0	PRC - OUTDOOR FITNESS EQUIPMENT FOR SENIORS

**Total Financing History:**

2,000,000

**Recommended By:****Department of Planning**

WBB4

**Date**

09-20-2022

**Department of Public Works**

RJB4

**Date**

09-20-2022

**Budget Department**

LMY1

**Date**

09-20-2022

**Requesting Department**

RJB4

**Date**

09-23-2022

## GENERAL INFRASTRUCTURE - EQUIPMENT ACQUISITION (2021-2025) ( RGP13 )

**User Department :** Parks, Recreation & Conservation

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

**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	3,500	2,000	994	500	500	500			
Non County Share									
Total	3,500	2,000	994	500	500	500			

### Project Description

This project funds the continued acquisition of heavy equipment and vehicles throughout the Parks system.

### 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	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
2021	1,500,000	Continuation of this project \$500,000; Purchase/installation of senior fitness equipment \$1,000,000	IN PROGRESS
2022	500,000	Continuation of this project	IN PROGRESS
Total	2,000,000		

### Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	2,000,000	96,417	1,903,583
Total	2,000,000	96,417	1,903,583

### Bonds Authorized

Bond Act	Amount	Date Sold	Amount Sold	Balance
13 21	500,000	12/01/21	96,417	403,583
127 21	1,000,000			1,000,000
205 21	500,000			500,000
Total	2,000,000		96,417	1,903,583

**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 bonding legislation (the “Bond Act”) which, if adopted, would authorize the County of Westchester (the “County”) to issue up to \$1,339,000 in bonds of the County to finance capital project BLR2E - Labs and Research Equipment Acquisition (2021-2025) (“BLR2E”) for 2023.

Your Committee is advised that this project funds the acquisition of new and replacement equipment for the Department of Labs and Research’s (the “Department”) public health, forensic science, toxicology, environmental and medical examiner labs. As this Honorable Board knows, the Department must use complex, high-tech new and replacement instrumentation in order to carry out its required activities and maintain a state of the art laboratory facility. This instrumentation is necessary for the continued health and safety of Westchester County residents.

The Department has advised that the Bond Act, prepared by the law firm of Hawkins Delafield & Wood, LLP, will finance the cost of the acquisition of various lab equipment, including, but not limited to: a Solid Phase Extractor, a DNA Real-time PCR, a Matrix Assisted Laser Desorption/Ionization Time-Of-Flight (MALDI-TOF) Identification system, a Quadruple Time-Of-Flight Liquid Chromatography/Mass Spectrometer (Q\_TOF LC/MS/MS), a Gas Chromatographic-Electron Capture Detection Solid Phase Extractor (GC/ECD/ SPE-DEX), and a REESE Temperature Monitoring System Expansion. It is expected that the Department will purchase the equipment within eighteen (18) to twenty-four (24) months after bonding authorization.

It should be noted that this Honorable Board has previously authorized bonding in connection with prior components of BLR2E as indicated in the annexed fact sheet.

Your Committee is advised that that the County Budget Department is submitting this Bond Act to your Honorable Board simultaneously with the proposed 2023 Capital Budget. It is the County’s goal to submit this Bond Act now so that the referenced project will be ready to proceed without delay in early 2023.

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.

Robert Jahn  
H. J. J.  
Nancy Barr  
Frank Zeller - Johnson  
J. H. J.  
C. H. J.  
W. H. J.  
C. H. J.  
David J. Lubin

Stor  
Marshall  
K. H.  
Columb  
Cath. Park  
Dover / Lubok

## Budget & Appropriations

## Public Works & Transportation

# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: BLR2E

☐ 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 \$ 1,339,000 PPU 5 Anticipated Interest Rate 3.22%

Anticipated Annual Cost (Principal and Interest): \$ 292,637

Total Debt Service (Annual Cost x Term): \$ 1,463,185

Finance Department: Interest rates from October 18, 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: Diane Anton

Title: Chief Administrator

Department: Laboratories and Research


Date: 11/9/22

Reviewed By: 

Budget Director

Date: 11/10/22

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:  
BLR2E LABS AND RESEARCH EQUIPMENT ACQUISITION (2021-2025)**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on  
09-20-2022 (Unique ID: 2090)

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 \$1,339,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF LAB EQUIPMENT FOR THE DEPARTMENT OF LABS AND RESEARCH, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,339,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,339,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted \_\_\_\_\_, 20\_\_\_\_)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$1,339,000 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 lab equipment, including, but not limited to Solid Phase Extraction, DNA Real-time PCR, MALDI-TOF Identification system, Q TOF LC/MS/MS, GC/ECD/ SPE-DEX Extractor and REESE Temperature Monitoring System Expansion, 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 cost of said class of objects or purposes, including



preliminary costs and costs incidental thereto and the financing thereof is \$1,339,000. The plan of financing includes the issuance of \$1,339,000 bonds herein authorized, and any bond anticipation notes issued in anticipation of the sale of such bonds, and the levy of a tax to pay the principal of and interest on said bonds.

Section 2. The period of probable usefulness of said objects or purposes, 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 \$1,339,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$1,339,000 as the estimated total cost of the aforesaid class of objects or purposes is hereby approved, and as the amount of bonds herein authorized is not in excess of \$10,000,000, this Act is not subject to referendum.

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. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

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

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

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

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

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

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

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

(SEAL)

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

## LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on \_\_\_\_\_, 20\_\_\_\_ and approved by the County Executive on \_\_\_\_\_, 20\_\_\_\_ and the validity of the obligations authorized by such Bond Act may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Westchester, in the State of New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Complete copies of the Bond Act summarized herewith shall be available for public inspection during normal business hours at the Office of the Clerk of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. \_\_\_\_\_-20\_\_\_\_

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,339,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF LAB EQUIPMENT FOR THE DEPARTMENT OF LABS AND RESEARCH, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,339,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,339,000 BONDS HEREIN; 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 various lab equipment, including, but not limited to Solid Phase Extraction, DNA Real-time PCR, MALDI-TOF Identification system, Q TOF LC/MS/MS, GC/ECD/ SPE-DEX Extractor and REESE Temperature Monitoring System Expansion, 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:	\$1,339,000; five (5) years

Dated: \_\_\_\_\_, 20\_\_\_\_  
White Plains, New York

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

# CAPITAL PROJECT FACT SHEET

Project ID:* BLR2E	<input type="checkbox"/> CBA	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* LABS AND RESEARCH EQUIPMENT ACQUISITION (2021-2025)	Legislative District ID: 3,
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* LABS AND RESEARCH	CP Unique ID: 2090

## Overall Project Description

This project fund the replacement and acquisition of equipment and instrumentation to support this department's programs.

- |   |   |   |
|---|---|---|
| <input checked="" type="checkbox"/> Best Management Practices | <input checked="" type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input checked="" type="checkbox"/> Life Safety               | <input type="checkbox"/> Project Labor Agreement        | <input type="checkbox"/> Revenue        |
| <input checked="" type="checkbox"/> Security                  | <input type="checkbox"/> Other                          |   |

## FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	5,395	2,832	1,339	1,224	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	5,395	2,832	1,339	1,224	0	0	0	0

**Expended/Obligated Amount (in thousands) as of :** 1,756

<b>Current Bond Description:</b> Bonding is requested to purchase equipment such as: Solid Phase Extraction, DNA Real-time PCR, MALDI-TOF Identification system, Q TOF LC/MS/MS, GC/ECD/ SPE-DEX Extractor, REESE Temperature Monitoring System Expansion	
<b>Financing Plan for Current Request:</b>	
Non-County Shares:	\$ 0
Bonds/Notes:	1,339,000
Cash:	0
Total:	<b>\$ 1,339,000</b>

## SEQR Classification:

TYPE II

## Amount Requested:

1,339,000

## Comments:

## Energy Efficiencies:

## Appropriation History:

Year	Amount	Description
2021	840,000	FUNDS EQUIPMENT FOR TOXICOLOGY
2022	1,992,000	CONTINUATION OF THIS PROJECT

## Total Appropriation History:

2,832,000

**Financing History:**

Year	Bond Act #	Amount	Issued	Description
22	220	1,992,000	0	LABS AND RESEARCH EQUIPMENT ACQUISITION (2021-2025)
21	39	840,000	0	LABS AND RESEARCH EQUIP - GAS CHROMATOGRAPH/MASS SPECTROMETER, SPECTOPHOTOMETER, HP LIGUID CHROM ETC

**Total Financing History:**

2,832,000

**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**

DAA1

**Date**

09-27-2022

## LABS AND RESEARCH EQUIPMENT ACQUISITION (2021-2025) ( BLR2E )

**User Department :** Labs and Research

**Managing Department(s) :** Labs and Research ;

**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	5,395	2,832	1,756	1,339	1,224				
Non County Share									
Total	5,395	2,832	1,756	1,339	1,224				

### **Project Description**

This project fund the replacement and acquisition of equipment to support this department's programs.

### **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	1,339,000			1,339,000

### **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	840,000	Funds equipment for Toxicology	IN PROGRESS
2022	1,992,000	Continuation of this project	IN PROGRESS
Total	2,832,000		

### **Prior Appropriations**

	Appropriated	Collected	Uncollected
Bond Proceeds	2,832,000		2,832,000
Total	2,832,000		2,832,000

### **Bonds Authorized**

Bond Act	Amount	Date Sold	Amount Sold	Balance
39 21	840,000			840,000
220 21	1,992,000			1,992,000
Total	2,832,000			2,832,000



George Latimer  
County Executive

December 1, 2022

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

Dear Members of the Board of Legislators:

Transmitted herewith for your review and approval is a bond act ("Bond Act") which, if adopted, would authorize the County of Westchester ("County") to issue bonds in the amount of \$98,000 to finance a component the following capital project:

WCC79 – Roof Replacement Various Buildings ("WCC79").

The Bond Act, in the amount of \$98,000, would finance the County's 50% share of the next phase of Westchester Community College's Roof Replacement - Various Buildings project. The amount appropriated for this phase is \$196,000, of which 50% (\$98,000) will be funded by the State of New York and 50% by the County. This project is for both design and construction and will replace the roof on the Knollwood Center on the WCC Campus. The roof on the Knollwood Center is approaching the end of its useful life and is in need of replacement.

The College has advised that this phase is necessary to preserve the College's critical infrastructure and reduce the risk of roof leaks that have the potential to cause severe damage to the buildings strength, foundation and overall structure due to rotting. Roofs that remain in place after their useful life will have an increased risk of damage.

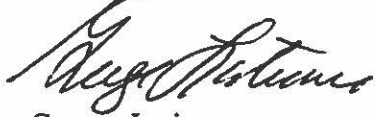
Following receipt by the College of New York State funds and County bonding authorization, design will be scheduled and is anticipated to take twelve (12) months to complete. It is anticipated that the design work will be completed by consultants. It is estimated that construction will take twelve (12) months to complete and will begin after award and execution of the construction contracts.

It should be noted that your Honorable Board has previously authorized bonding in connection with WCC79 as indicated in the annexed fact sheet.

The Planning Department has advised 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. As you know, your Honorable Board may use such expert advice to reach its own conclusion.

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

Sincerely,

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

George Latimer  
County Executive

GL/BM/DG/jpg  
Attachment

**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 \$98,000 to finance a component of capital project WCC79 – Roof Replacement Various Buildings ("WCC79"). The Bond Act, which was prepared by the law firm of Hawkins, Delafield & Wood, LLP, will finance the County's 50% share of the next phase of Westchester Community College's Roof Replacement - Various Buildings project. The amount appropriated for this phase is \$196,000, of which 50% (\$98,000) will be funded by the State of New York and 50% by the County. This project is for both design and construction and will replace the roof on the Knollwood Center on the WCC Campus. The roof on the Knollwood Center is approaching the end of its useful life and is in need of replacement.

The College has advised that this phase is necessary to preserve the College's critical infrastructure and reduce the risk of roof leaks that have the potential to cause severe damage to the buildings strength, foundation and overall structure due to rotting. Roofs that remain in place after their useful life will have an increased risk of damage.

Following receipt by the College of New York State funds and County bonding authorization, design will be scheduled and is anticipated to take twelve (12) months to complete. It is anticipated that the design work will be completed by consultants. It is estimated that construction will take twelve (12) months to complete and will begin after award and execution of the construction contracts.

It should be noted that your Honorable Board has previously authorized bonding in connection with WCC79 as indicated in the annexed fact sheet.

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.

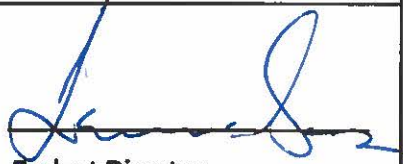
It should be noted that an affirmative vote of two-thirds of the members of your Honorable Board is required in order to adopt the Bond Act. Your Committee recommends the adoption of the proposed Bond Act.

Dated: \_\_\_\_\_, 2022  
White Plains, New York


**COMMITTEE ON**

c/jpg/11-01-22

# FISCAL IMPACT STATEMENT

<b>CAPITAL PROJECT #:</b> <u>WCC79</u>		<input type="checkbox"/> <b>NO FISCAL IMPACT PROJECTED</b>			
<b>SECTION A - CAPITAL BUDGET IMPACT</b> To Be Completed by Budget					
<input checked="" type="checkbox"/> <b>GENERAL FUND</b>	<input type="checkbox"/> <b>AIRPORT FUND</b>	<input type="checkbox"/> <b>SPECIAL DISTRICTS FUND</b>			
<b>Source of County Funds (check one):</b>		<input checked="" type="checkbox"/> <b>Current Appropriations</b>			
		<input type="checkbox"/> <b>Capital Budget Amendment</b>			
<b>SECTION B - BONDING AUTHORIZATIONS</b> To Be Completed by Finance					
<b>Total Principal</b>	\$	98,000	<b>PPU</b> 15	<b>Anticipated Interest Rate</b>	4.17%
<b>Anticipated Annual Cost (Principal and Interest):</b>		\$	8,305		
<b>Total Debt Service (Annual Cost x Term):</b>		\$	124,575		
<b>Finance Department:</b>		Interest rates from November 16, 2022 Bond Buyer - ASBA			
<b>SECTION C - IMPACT ON OPERATING BUDGET (exclusive of debt service)</b> To Be Completed by Submitting Department and Reviewed by Budget					
<b>Potential Related Expenses (Annual):</b>		\$	-		
<b>Potential Related Revenues (Annual):</b>		\$	-		
<b>Anticipated savings to County and/or impact of department operations</b> (describe in detail for current and next four years):					
<u>No Operating impact.</u>					
<b>SECTION D - EMPLOYMENT</b> As per federal guidelines, each \$92,000 of appropriation funds one FTE Job					
<b>Number of Full Time Equivalent (FTE) Jobs Funded:</b>		1			
<b>SECTION E - EXPECTED DESIGN WORK PROVIDER</b>					
<input type="checkbox"/> <b>County Staff</b>	<input checked="" type="checkbox"/> <b>Consultant</b>	<input type="checkbox"/> <b>Not Applicable</b>			
<b>Prepared by:</b>	<u>Dawn Gillins</u>				
<b>Title:</b>	<u>Controller</u>				
<b>Department:</b>	<u>Westchester Community College</u>				
<b>Date:</b>	<u>11/17/22</u>				
	<b>Reviewed By:</b>	 <u>Budget Director</u>			
	<b>Date:</b>	<u>11/29/22</u>			

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

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

DATE: November 4, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
WCC79 ROOF REPLACEMENTS VARIOUS BUILDINGS**

---

**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on  
10-26-2022 (Unique ID: 2007)

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  
Robert Cirillo, Director of Physical Plant, Westchester Community College  
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 \$98,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE A PHASE OF THE WESTCHESTER COMMUNITY COLLEGE ROOF REPLACEMENT PROGRAM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$196,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$98,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$98,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID CLASS OF OBJECTS OR PURPOSES OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20\_\_)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$98,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the design and construction of a phase of the Westchester Community College roof replacement program,

including design and construction and will replace roofs on the Knollwood Center on the College's Campus, 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 \$196,000. The plan of financing includes the issuance of \$98,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes, and the application of \$98,000 expected to be received from the State of New York to be expended towards the cost of said objects or purposes or redemption of the County's obligations issued therefor, or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. The period of probable usefulness of the class of objects or purposes for which said \$98,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 12(a)(2) of the Law, is fifteen (15) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$98,000. 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 \$196,000 as the estimated total cost of the aforesaid class of objects or purposes is hereby approved.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

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

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

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

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 \$98,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE A PHASE OF THE WESTCHESTER COMMUNITY COLLEGE ROOF REPLACEMENT PROGRAM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$196,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$98,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$98,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID CLASS OF OBJECTS OR PURPOSES OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20\_\_)

object or purpose:                      to finance the cost of the design and construction of a phase of the Westchester Community College roof replacement program, including design and construction and will replace roofs on the Knollwood Center on the College's Campus, 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:      \$98,000; fifteen (15) years

Dated: \_\_\_\_\_, 20\_\_  
White Plains, New York

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

## CAPITAL PROJECT FACT SHEET

<b>Project ID:*</b> WCC79	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 08-16-2022
<b>Fact Sheet Year:*</b> 2022	<b>Project Title:*</b> ROOF REPLACEMENTS VARIOUS BUILDINGS	<b>Legislative District ID:</b> 3,
<b>Category*</b> WCC - BUILDINGS	<b>Department:*</b> COMMUNITY COLLEGE	<b>CP Unique ID:</b> 2007

### Overall Project Description

This project will replace various roofs which are approaching the end of their useful life in order to preserve the College's critical infrastructure. Roofs that remain in place after their useful life will have an increased risk of damage and susceptibility to leaking. Roof leaks and the inability to adequately curtail roof leaks have the potential to cause severe damage to a buildings strength, foundation and overall structure due to rotting.

- |   |   |  |
|---|---|--|
| <input checked="" type="checkbox"/> Best Management Practices | <input checked="" type="checkbox"/> Energy Efficiencies | <input checked="" type="checkbox"/> Infrastructure |
| <input checked="" type="checkbox"/> Life Safety               | <input type="checkbox"/> Project Labor Agreement        | <input type="checkbox"/> Revenue                   |
| <input type="checkbox"/> Security                             | <input type="checkbox"/> Other                          |  |

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

	Estimated Ultimate Total Cost	Appropriated	2022/23	2023/24	2024/25	2025/26	2026/27	Under Review
Gross	9,338	8,962	0	0	0	0	0	376
Less Non-County Shares	4,669	4,481	0	0	0	0	0	188
Net	4,669	4,481	0	0	0	0	0	188

**Expended/Obligated Amount (in thousands) as of :** 3,858

**Current Bond Description:** Current bonding approval is necessary to fund the County's 50% share of the next phase of the College's Roof Replacement - Various Buildings project. The amount appropriated for this Phase is \$196,000 of which 50% (\$98,000) will be funded by the State and 50% by the County. This project is for both design and construction and will replace the roof on the Knollwood Center on the College's Campus. It is anticipated that the roofs in this bonding request are approaching the end of their useful life and will be in need of replacement.

#### Financing Plan for Current Request:

Non-County Shares:	\$ 98,000
Bonds/Notes:	98,000
Cash:	0
<b>Total:</b>	<b>\$ 196,000</b>

### SEQR Classification:

TYPE II

### Amount Requested:

98,000

### Comments:

These funds will protect and preserve the College's critical infrastructure and avoid substantial and significant health implications to building inhabitants.

### Energy Efficiencies:

WCC WILL INSTALL ROOFS TO REDUCE BUILDING COOLING COSTS. THEY WILL MEET THE COOL ROOFING REQUIREMENTS OF USGBC'S LEED PROGRAM.

**Appropriation History:**

Year	Amount	Description
2013	1,210,000	ROOF REPLACEMENT AT CHILDREN'S CENTER, CLASSROOM BUILDING, BOOKSTORE
2014	1,068,000	ROOF REPLACEMENT AT HARTFORD HALL
2017	1,886,000	VARIOUS ROOF REPLACEMENT
2019	602,000	ROOF REPLACEMENT MAINT BLDG
2020	2,540,000	ROOF REPLACEMENT VARIOUS BLDGS
2021	1,460,000	ROOF REPLACEMENT PHYSICAL EDUCATION BUILDING
2022	196,000	ROOF REPLACEMENT KNOLLWOOD CENTER

**Total Appropriation History:**

8,962,000

**Financing History:**

Year	Bond Act #	Amount	Issued	Description
15	64	1,139,000	1,107,544	ROOF REPLACEMENT VARIOUS BUILDINGS FOR WCC (PHASE I & II)
18	43	943,000	956,352	ROOF REPLACEMENT VARIOUS BUILDINGS - WCC
19	188	301,000	0	WCC ROOF REPLACEMENTS - VARIOUS LOCATIONS
21	95	1,270,000	0	ROOF REPLACEMENT VARIOUS BUILDINGS FOR WCC (ART, LIBRARY, SCIENCE BLDGS)
22	22	730,000	0	REPLACE ROOF ON PHYSICAL ED BUILDING

**Total Financing History:**

4,383,000

**Recommended By:**

<b>Department of Planning</b>	<b>Date</b>
WBB4	10-26-2022
<b>Department of Public Works</b>	<b>Date</b>
RJB4	10-27-2022
<b>Budget Department</b>	<b>Date</b>
LMY1	11-01-2022
<b>Requesting Department</b>	<b>Date</b>
DAGX	11-01-2022

**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 \$98,000 to finance a component of capital project WCC79 – Roof Replacement Various Buildings ("WCC79"). The Bond Act, which was prepared by the law firm of Hawkins, Delafield & Wood, LLP, will finance the County's 50% share of the next phase of Westchester Community College's Roof Replacement - Various Buildings project. The amount appropriated for this phase is \$196,000, of which 50% (\$98,000) will be funded by the State of New York and 50% by the County. This project is for both design and construction and will replace the roof on the Knollwood Center on the WCC Campus. The roof on the Knollwood Center is approaching the end of its useful life and is in need of replacement.

The College has advised that this phase is necessary to preserve the College's critical infrastructure and reduce the risk of roof leaks that have the potential to cause severe damage to the buildings strength, foundation and overall structure due to rotting. Roofs that remain in place after their useful life will have an increased risk of damage.

Following receipt by the College of New York State funds and County bonding authorization, design will be scheduled and is anticipated to take twelve (12) months to complete. It is anticipated that the design work will be completed by consultants. It is estimated that construction will take twelve (12) months to complete and will begin after award and execution of the construction contracts.

It should be noted that your Honorable Board has previously authorized bonding in connection with WCC79 as indicated in the annexed fact sheet.

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 30<sup>th</sup>, 2023  
White Plains, New York

Vedat Jari  
H. Jari  
Maurykhan  
Jennifer Bell-Johnson  
David J. Tubiolo  
J. H. O.  
J. H. O.  
Cathy Park  
Cathy Park

H. Jari  
Maurykhan  
David J. Tubiolo  
J. H. O.  
Cathy Park  
Cathy Park

COMMITTEE ON

c/jpg/11-01-22

Budget & Appropriations

Public Works & Transportation



# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: WCC79

☐ 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 \$ 98,000 PPU 15 Anticipated Interest Rate 4.17%

Anticipated Annual Cost (Principal and Interest): \$ 8,305

Total Debt Service (Annual Cost x Term): \$ 124,575

Finance Department: Interest rates from November 16, 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):

No Operating impact.

## SECTION D - EMPLOYMENT

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

Number of Full Time Equivalent (FTE) Jobs Funded: 1

## SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☒ Consultant

☐ Not Applicable

Prepared by: Dawn Gillins

Title: Controller

Department: Westchester Community College

Date: 11/17/22

Reviewed By:


dv 11/29/22

[Signature]  
Budget Director

Date:

11/29/22

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

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

DATE: November 4, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
WCC79 ROOF REPLACEMENTS VARIOUS BUILDINGS**

---

**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on  
10-26-2022 (Unique ID: 2007)

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  
Robert Cirillo, Director of Physical Plant, Westchester Community College  
Kelly Sheehan, Assistant Commissioner  
William Brady, Chief Planner  
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Claudia Maxwell, Associate Environmental Planner

ACT NO. - 20\_\_

BOND ACT AUTHORIZING THE ISSUANCE OF \$98,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE A PHASE OF THE WESTCHESTER COMMUNITY COLLEGE ROOF REPLACEMENT PROGRAM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$196,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$98,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$98,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID CLASS OF OBJECTS OR PURPOSES OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20\_\_)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$98,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the design and construction of a phase of the Westchester Community College roof replacement program,

including design and construction and will replace roofs on the Knollwood Center on the College's Campus, 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 \$196,000. The plan of financing includes the issuance of \$98,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes, and the application of \$98,000 expected to be received from the State of New York to be expended towards the cost of said objects or purposes or redemption of the County's obligations issued therefor, or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. The period of probable usefulness of the class of objects or purposes for which said \$98,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 12(a)(2) of the Law, is fifteen (15) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$98,000. 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 \$196,000 as the estimated total cost of the aforesaid class of objects or purposes is hereby approved.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

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

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

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

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\_\_

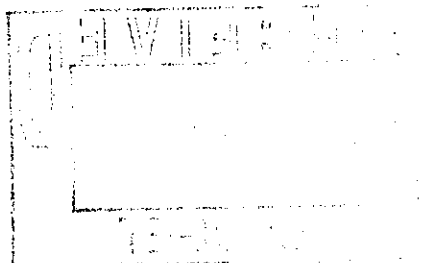
BOND ACT AUTHORIZING THE ISSUANCE OF \$98,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE A PHASE OF THE WESTCHESTER COMMUNITY COLLEGE ROOF REPLACEMENT PROGRAM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$196,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$98,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$98,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID CLASS OF OBJECTS OR PURPOSES OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20\_\_)

object or purpose: to finance the cost of the design and construction of a phase of the Westchester Community College roof replacement program, including design and construction and will replace roofs on the Knollwood Center on the College's Campus, 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: \$98,000; fifteen (15) years

Dated: \_\_\_\_\_, 20\_\_  
White Plains, New York

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





## CAPITAL PROJECT FACT SHEET

<b>Project ID:*</b> WCC79	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 08-16-2022
<b>Fact Sheet Year:*</b> 2022	<b>Project Title:*</b> ROOF REPLACEMENTS VARIOUS BUILDINGS	<b>Legislative District ID:</b> 3,
<b>Category*</b> WCC - BUILDINGS	<b>Department:*</b> COMMUNITY COLLEGE	<b>CP Unique ID:</b> 2007

### Overall Project Description

This project will replace various roofs which are approaching the end of their useful life in order to preserve the College's critical infrastructure. Roofs that remain in place after their useful life will have an increased risk of damage and susceptibility to leaking. Roof leaks and the inability to adequately curtail roof leaks have the potential to cause severe damage to a buildings strength, foundation and overall structure due to rotting.

- |   |   |  |
|---|---|--|
| <input checked="" type="checkbox"/> Best Management Practices | <input checked="" type="checkbox"/> Energy Efficiencies | <input checked="" type="checkbox"/> Infrastructure |
| <input checked="" type="checkbox"/> Life Safety               | <input type="checkbox"/> Project Labor Agreement        | <input type="checkbox"/> Revenue                   |
| <input type="checkbox"/> Security                             | <input type="checkbox"/> Other                          |  |

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

	Estimated Ultimate Total Cost	Appropriated	2022/23	2023/24	2024/25	2025/26	2026/27	Under Review
<b>Gross</b>	9,338	8,962	0	0	0	0	0	376
<b>Less Non-County Shares</b>	4,669	4,481	0	0	0	0	0	188
<b>Net</b>	4,669	4,481	0	0	0	0	0	188

**Expended/Obligated Amount (in thousands) as of :** 3,858

**Current Bond Description:** Current bonding approval is necessary to fund the County's 50% share of the next phase of the College's Roof Replacement - Various Buildings project. The amount appropriated for this Phase is \$196,000 of which 50% (\$98,000) will be funded by the State and 50% by the County. This project is for both design and construction and will replace the roof on the Knollwood Center on the College's Campus. It is anticipated that the roofs in this bonding request are approaching the end of their useful life and will be in need of replacement.

#### Financing Plan for Current Request:

Non-County Shares:	\$ 98,000
Bonds/Notes:	98,000
Cash:	0
<b>Total:</b>	<b>\$ 196,000</b>

#### **SEQR Classification:**

TYPE II

#### **Amount Requested:**

98,000

#### **Comments:**

These funds will protect and preserve the College's critical infrastructure and avoid substantial and significant health implications to building inhabitants.

#### **Energy Efficiencies:**

WCC WILL INSTALL ROOFS TO REDUCE BUILDING COOLING COSTS. THEY WILL MEET THE COOL ROOFING REQUIREMENTS OF USGBC'S LEED PROGRAM.

**Appropriation History:**

Year	Amount	Description
2013	1,210,000	ROOF REPLACEMENT AT CHILDREN'S CENTER, CLASSROOM BUILDING, BOOKSTORE
2014	1,068,000	ROOF REPLACEMENT AT HARTFORD HALL
2017	1,886,000	VARIOUS ROOF REPLACEMENT
2019	602,000	ROOF REPLACEMENT MAINT BLDG
2020	2,540,000	ROOF REPLACEMENT VARIOUS BLDGS
2021	1,460,000	ROOF REPLACEMENT PHYSICAL EDUCATION BUILDING
2022	196,000	ROOF REPLACEMENT KNOLLWOOD CENTER

**Total Appropriation History:**

8,962,000

**Financing History:**

Year	Bond Act #	Amount	Issued	Description
15	64	1,139,000	1,107,544	ROOF REPLACEMENT VARIOUS BUILDINGS FOR WCC (PHASE I & II)
18	43	943,000	956,352	ROOF REPLACEMENT VARIOUS BUILDINGS - WCC
19	188	301,000	0	WCC ROOF REPLACEMENTS - VARIOUS LOCATIONS
21	95	1,270,000	0	ROOF REPLACEMENT VARIOUS BUILDINGS FOR WCC (ART, LIBRARY, SCIENCE BLDGS)
22	22	730,000	0	REPLACE ROOF ON PHYSICAL ED BUILDING

**Total Financing History:**

4,383,000

**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**

DAGX

**Date**

11-01-2022

**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 \$196,000 to finance a component of capital project WCC82 – Site Upgrade Campus Wide ("WCC82"). The Bond Act, which was prepared by the law firm of Hawkins, Delafield & Wood, LLP, will finance the County's 50% share of the design for the Area Four phase of the Site Upgrade - Campus Wide project. The Area Four phase is for the Technology Building surrounding area and Student Center Parking Lot B. Area Four covers the area surrounding the Technology Building as well as a portion of the Campus Loop, extending from the east gate entrance. The site work upgrade will include repaving, improvements to the storm drainage, site lighting, signage, walkways, landscaping and car charging stations. The amount appropriated for this design phase is \$392,000, of which 50% (\$196,000) will be funded by the State of New York and 50% by the County.

The College has advised that this phase is necessary because the facilities have exceeded their useful life and have deteriorated with age and use.

Following receipt by the College of New York State funds and County bonding authorization, design will be scheduled and is anticipated to take twelve (12) months to complete. It is anticipated that the design work will be completed by consultants.

It should be noted that your Honorable Board has previously authorized bonding in connection with WCC82 as indicated in the annexed fact sheet.

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 30<sup>th</sup>, 2023  
White Plains, New York

Vedat Fathi  
[Signature]  
Mammyban  
[Signature] John  
Dorew J. Iubio  
J. H. B.  
W. H. M.  
Caleb Park  
Caleb Park

c/jpg/11-01-22

[Signature]  
Mammyban  
Dorew J. Iubio  
J. H. B.  
Caleb Park  
Caleb Park

Budget & Appropriations

Public works & Transportation

# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: WCC82

☐ 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    \$                      196,000                      PPU    10                      Anticipated Interest Rate    3.72%

Anticipated Annual Cost (Principal and Interest):                      \$                      23,038

Total Debt Service (Annual Cost x Term):                      \$                      230,380

Finance Department:                      Interest rates from November 16, 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):

No Operating Impact

## SECTION D - EMPLOYMENT

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

Number of Full Time Equivalent (FTE) Jobs Funded:                      2

## SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☒ Consultant

☐ Not Applicable

Prepared by: Dawn Gillins

Title: Controller

Department: Westchester Community College


Date: 11/22/22

Reviewed By: dvu129/22

Budget Director

Date: 11/29/22

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

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

DATE: November 9, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
WCC82 SITE UPGRADE – CAMPUS WIDE**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on  
10-26-2022 (Unique ID: 2008)

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)(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.

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**COMMENTS:** The current request is for design only.

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  
Robert Cirillo, Director of Physical Plant, Westchester Community College  
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 \$196,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE AREA FOUR PHASE OF THE WESTCHESTER COMMUNITY COLLEGE SITE UPGRADE-CAMPUS WIDE PROJECT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$392,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$196,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$196,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID OBJECT OR PURPOSE OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20\_\_)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$196,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the Area Four Phase of the Westchester Community College Site Upgrade-Campus Wide Project, for the Technology Building

surrounding area and Student Center Parking Lot B, the Area Four Phase covers the area surrounding the Technology Building as well as a portion of the Campus Loop, extending from the east gate entrance; the site work upgrade includes repaving, improvements to the storm drainage, site lighting, signage walkways and landscaping and car charging stations; all as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$392,000. The plan of financing includes the issuance of \$196,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes, and the application of \$196,000 expected to be received from the State of New York to be expended towards the cost of said object or purpose or redemption of the County's obligations issued therefor, or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. The period of probable usefulness of the object or purpose for which said \$196,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 20(f) 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



\$196,000. 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 \$392,000 as the estimated total cost of the aforesaid object or purpose is hereby approved.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a)

the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

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

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

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

STATE OF NEW YORK                    )  
  : ss.:  
COUNTY OF 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 \$196,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE AREA FOUR PHASE OF THE WESTCHESTER COMMUNITY COLLEGE SITE UPGRADE-CAMPUS WIDE PROJECT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$392,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$196,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$196,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID OBJECT OR PURPOSE OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted \_\_\_\_\_, 20\_\_)

object or purpose:

to finance the Area Four Phase of the Westchester Community College Site Upgrade-Campus Wide Project, for the Technology Building surrounding area and Student Center Parking Lot B, Area Four covers the area surrounding the Technology Building as well as a portion of the Campus Loop, extending from the east gate entrance; the site work upgrade includes repaving, improvements to the storm drainage, site lighting, signage walkways and landscaping and car charging stations; 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: \$196,000; ten (10) years

Dated: \_\_\_\_\_, 20\_\_  
White Plains, New York

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

## CAPITAL PROJECT FACT SHEET

<b>Project ID:*</b> WCC82	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 08-16-2022
<b>Fact Sheet Year:*</b> 2022	<b>Project Title:*</b> SITE UPGRADE - CAMPUS WIDE	<b>Legislative District ID:</b> 3,
<b>Category*</b> WCC - BUILDINGS	<b>Department:*</b> COMMUNITY COLLEGE	<b>CP Unique ID:</b> 2008

### Overall Project Description

This campus wide project will address parking lot issues and site improvements throughout the campus. The campus experiences parking shortages at peak use periods. This project will focus on parking and general site improvements throughout the surrounding buildings on campus.

- |   |   |  |
|---|---|--|
| <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	2022/23	2023/24	2024/25	2025/26	2026/27	Under Review
<b>Gross</b>	16,424	3,631	300	4,000	0	4,000	4,493	0
<b>Less Non-County Shares</b>	8,211	1,815	150	2,000	0	2,000	2,246	0
<b>Net</b>	8,213	1,816	150	2,000	0	2,493	2,247	0

**Expended/Obligated Amount (in thousands) as of:** 1,562

**Current Bond Description:** Current bonding approval is necessary to fund the County's 50% share of the fourth phase of the Site Upgrade - Campus Wide project. The Area Four phase is for the Technology Building Surrounding Area and Student Center Parking Lot B. Area Four covers the area surrounding the Technology Building as well as a portion of the Campus Loop, extending from the east gate entrance. The site work upgrade includes repaving, improvements to the storm drainage, site lighting, signage walkways and landscaping and car charging stations.

#### Financing Plan for Current Request:

Non-County Shares:	\$ 196,000
Bonds/Notes:	196,000
Cash:	0
<b>Total:</b>	<b>\$ 392,000</b>

### SEQR Classification:

TYPE II

### Amount Requested:

196,000

### Comments:

The amount appropriated for the Area Four phase of this project is \$392,000. This bonding request in the amount of \$196,000 represents the County's 50% share of approved Capital Project WCC82 - Site Upgrade - Campus Wide (Area Four Phase). New York State has approved funding on the remaining 50%

### Energy Efficiencies:

LIGHTING WILL BE ENERGY EFFICIENT.

**Appropriation History:**

Year	Amount	Description
2015	1,626,000	AREAS ONE PARKING LOT IMPROVEMENTS
2017	751,000	AREA TWO PARKING LOT IMPROVEMENTS
2019	862,000	AREA THREE PARKING LOT IMPROVEMENTS
2021	392,000	AREA FOUR PARKING LOT IMPROVEMENTS

**Total Appropriation History:**

3,631,000

**Financing History:**

Year	Bond Act #	Amount	Issued	Description
16	345	813,000	813,000	PARKING LOT AND RELATED SITE IMPROVEMENTS
19	232	376,000	152,945	WCC CONSTRUCTION OF PARKING LOT FACILITIES AND RELATED SITE IMPROVEMENTS
21	140	431,000	0	STUDENT CENTER & PE , LOTS 9 & 10, CAMPUS LOOP ETC

**Total Financing History:**

1,620,000

**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  
DAGX

Date  
11-01-2022

**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 \$503,000, to finance a component of capital project WCC83 – Infrastructure Upgrade – Various Buildings ("WCC83").

The Bond Act, prepared by the law firm of Hawkins Delafield and Wood, LLP, would finance the County's 50% share of design and construction for Phase IV of the Infrastructure Upgrade - Various Buildings project at Westchester Community College (the "College"). The College has advised that the total cost of Phase IV is \$1,006,000, of which 50% will be funded by New York State (\$503,000) and 50% by the County. This phase will address the infrastructure at Hartford Hall, the Student Center and the Bookstore. The work to be performed at Hartford Hall will include the building site and envelope; interior components, as well as mechanical, plumbing and electrical systems. The work to be performed at the Student Center and Bookstore will include complete upgrades to the mechanical and electrical systems. These upgrades are critical to maintaining the infrastructure and operational efficiency of these buildings.

Following bonding authorization, design will be scheduled and is anticipated to take twelve (12) months to complete and will be performed by outside consultants. It is estimated that construction will take eighteen (18) months to complete and will begin after award and execution of the construction contracts.

Your Committee notes that your Honorable Board has previously authorized bonding in connection with Phase I, Phase II and Phase III of this project which financed infrastructure upgrades at the College's Physical Education Building, Library Building, the Knollwood Center and the Children's Center.

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 30<sup>th</sup>, 2023  
White Plains, New York

Debal Fathi  
Sifon  
Yanick Sam  
Laurie Zeller  
Doreen J. Tubro  
Jr H  
Willie  
Gail Parker  
John Voff  
Willie M

Sifon  
Yanick Sam  
Doreen J. Tubro  
Jr H  
Gail Parker  
John Voff

Budget & Appropriations

Public Works & Transportation



# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: WCC83

☐ 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 \$ 503,000 PPU 15 Anticipated Interest Rate 3.53%

Anticipated Annual Cost (Principal and Interest): \$ 42,625

Total Debt Service (Annual Cost x Term): \$ 639,375

Finance Department: Interest rates from November 16, 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):

No Operating Impact

## SECTION D - EMPLOYMENT

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

Number of Full Time Equivalent (FTE) Jobs Funded: 5

## SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☒ Consultant

☐ Not Applicable

Prepared by: Dawn Gillins

Title: Controller

Department: Westchester Community College

Date: 11/17/22

Reviewed By: 

dv11/29/22

Budget Director

Date: 11/29/22

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

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



DATE: November 9, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
WCC83 INFRASTRUCTURE UPGRADE - VARIOUS BUILDINGS**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on  
10-26-2022 (Unique ID: 2009)

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.

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**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  
Robert Cirillo, Director of Physical Plant, Westchester Community College  
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 \$503,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE PHASE IV OF THE WESTCHESTER COMMUNITY COLLEGE INFRASTRUCTURE UPGRADE-VARIOUS BUILDINGS PROJECT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,006,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$503,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$503,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID OBJECT OR PURPOSE OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20\_\_)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$503,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance Phase IV of the Westchester Community College infrastructure upgrade-various buildings project, for Hartford Hall, the Student

Center and the Bookstore; the work in Hartford Hall includes the building site and envelope; interior components, as well as mechanical, plumbing and electrical systems; the Student Center and Bookstore will complete upgrades to the mechanical and electrical systems; all as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$1,006,000. The plan of financing includes the issuance of \$503,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes, and the application of \$503,000 expected to be received from the State of New York to be expended towards the cost of said object or purpose or redemption of the County's obligations issued therefor, or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. The period of probable usefulness of the object or purpose for which said \$503,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 12(a)(2) of the Law, is fifteen (15) years.

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

\$503,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$1,006,000 as the estimated total cost of the aforesaid object or purpose is hereby approved.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a)

the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

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

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

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

STATE OF NEW YORK                    )  
  : ss.:  
COUNTY OF 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 \$503,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE PHASE IV OF THE WESTCHESTER COMMUNITY COLLEGE INFRASTRUCTURE UPGRADE-VARIOUS BUILDINGS PROJECT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,006,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$503,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$503,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID OBJECT OR PURPOSE OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted \_\_\_\_\_, 20\_\_)

object or purpose:

to finance Phase IV of the Westchester Community College infrastructure upgrade-various buildings project, for Hartford Hall, the Student Center and the Bookstore; the work in Hartford Hall includes the building site and envelope; interior components, as well as mechanical, plumbing and electrical systems; the Student Center and Bookstore will complete upgrades to the mechanical and electrical systems; 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:

\$503,000; fifteen (15) years

Dated: \_\_\_\_\_, 20\_\_  
White Plains, New York

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



## CAPITAL PROJECT FACT SHEET

Project ID:* WCC83	<input type="checkbox"/> CBA	Fact Sheet Date:* 08-16-2022
Fact Sheet Year:* 2022	Project Title:* INFRASTRUCTURE UPGRADE - VARIOUS BUILDINGS	Legislative District ID: 3,
Category* WCC - BUILDINGS	Department:* COMMUNITY COLLEGE	CP Unique ID: 2009

### Overall Project Description

This campus wide project will address infrastructure upgrades through the campus. This phase will address Hartford Hall, the Student Center and the Bookstore and will provide upgrades including but not limited to mechanical, electrical, plumbing systems and interior components and building site and envelope.

<input checked="" type="checkbox"/> Best Management Practices	<input checked="" type="checkbox"/> Energy Efficiencies	<input checked="" type="checkbox"/> Infrastructure
<input checked="" type="checkbox"/> Life Safety	<input type="checkbox"/> Project Labor Agreement	<input type="checkbox"/> Revenue
<input type="checkbox"/> Security	<input type="checkbox"/> Other	

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

	Estimated Ultimate Total Cost	Appropriated	2022/23	2023/24	2024/25	2025/26	2026/27	Under Review
Gross	3,210	3,210	0	0	0	0	0	0
Less Non-County Shares	1,605	1,605	0	0	0	0	0	0
Net	1,605	1,605	0	0	0	0	0	0

**Expended/Obligated Amount (in thousands) as of : 37**

**Current Bond Description:** Current bonding approval is necessary to fund the County's 50% share of the fourth phase of this Infrastructure Upgrade - Various Buildings project. This capital project addresses the infrastructure of Hartford Hall, the Student Center and the Bookstore. the work in Hartford Hall includes the Building Site and Envelope; Interior Components, as well as Mechanical, Plumbing and Electrical Systems. The Student Center and Bookstore will complete upgrades to the Mechanical and Electrical Systems.

### Financing Plan for Current Request:

Non-County Shares:	\$	503,000
Bonds/Notes:		503,000
Cash:		0
<b>Total:</b>		<b>\$ 1,006,000</b>

### SEQR Classification:

TYPE II

### Amount Requested:

503,000

### Comments:

The amount appropriated for this Phase is \$1,006,000. This bonding request in the amount of \$503,000 represents the County's 50% share of approved Capital Project WCC83 - Infrastructure Upgrade - Various Buildings. New York State has approved funding on the remaining 50%.

### Energy Efficiencies:

**Appropriation History:**

Year	Amount	Description
2016	786,000	VARIOUS BUILDING UPGRADES INCLUDING MECHANICAL, ELECTRICAL, PLUMBING SYSTEMS, AND INTERIOR COMPONENTS
2019	784,000	VARIOUS BUILDINGS INFRASTRUCTURE UPGRADES LIBRARY BLDG
2020	634,000	VARIOUS BUILDINGS INFRASTRUCTURE UPGRADES
2021	1,006,000	VARIOUS BUILDINGS INFRASTRUCTURE UPGRADES

**Total Appropriation History:**

3,210,000

**Financing History:**

Year	Bond Act #	Amount	Issued	Description
18	44	393,000	0	INFRASTRUCTURE UPGRADE VARIOUS BUILDINGS - WCC
21	96	392,000	0	INFRASTRUCTURE UPGRADE VARIOUS BUILDINGS - WCC
22	23	317,000	0	INFRASTRUCTURE UPGRADE

**Total Financing History:**

1,102,000

**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  
DAGX

Date  
11-01-2022

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

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

The Bond Act, in the amount of \$50,000, would finance the County’s 50% share of Phase III of WCC90, including the replacement of digital signage, media equipment, laptop, PC, printer, wireless and replacement/enhancements which are all on a five-year replacement cycle.

Westchester Community College (the “College”) has advised that the total cost of Phase III is \$100,000, of which 50% will be funded by New York State and 50% by the County.

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

Your Committee is advised that your Honorable Board has previously authorized bonding in connection with prior phases of WCC90 as indicated on the annexed fact sheet.

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 30<sup>th</sup>, 2023.  
White Plains, New York

Vedat Jishi  
SHE  
Muncy Barr  
Jenny-Sheela-Johnson  
[Signature]  
K. H. [Signature]  
Cohn [Signature]  
W. [Signature]  
Catharine Park

[Signature]  
Muncy Barr  
[Signature]  
K. H. [Signature]  
Cohn [Signature]  
Catharine Park

Budget & Appropriations

Public Works & Transportation

COMMITTEE ON

# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: WCC90

☐ NO FISCAL IMPACT PROJECTED

## SECTION A - CAPITAL BUDGET IMPACT

To Be Completed by Budget

☒ GENERAL FUND

☐ AIRPORT FUND

☐ SPECIAL DISTRICTS FUND

Source of County Funds (check one):

☒ Current Appropriations

☐ Capital Budget Amendment

## SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 50,000 PPU 5 Anticipated Interest Rate 6.93%

Anticipated Annual Cost (Principal and Interest): \$ 10,921

Total Debt Service (Annual Cost x Term): \$ 54,605

Finance Department: Interest rates from November 16, 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):

No Operating Impact

## SECTION D - EMPLOYMENT

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

Number of Full Time Equivalent (FTE) Jobs Funded:

## SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☐ Consultant

☒ Not Applicable

Prepared by: Dawn Gillins

Title: Controller

Department: Westchester Community College

Date: 11/17/22

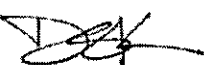
Reviewed By: 

du11/22/22

Budget Director

Date: 11/29/22

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

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

DATE: November 4, 2022

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

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on  
10-26-2022 (Unique ID: 2010)

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.

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**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  
Robert Cirillo, Director of Physical Plant, Westchester Community College  
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 \$50,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE PHASE III OF THE WESTCHESTER COMMUNITY COLLEGE TECHNOLOGY UPGRADE-OFF CAMPUS PROGRAM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$100,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$50,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$50,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID CLASS OF OBJECTS OR PURPOSES OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20\_\_)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$50,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance Phase III of the Westchester Community College technology upgrade-off campus program, including the replacement of digital signage, media

equipment, laptop, pc, printer, wireless and replacement/enhancement which are all on a five year replacement cycle, all as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof is \$100,000. The plan of financing includes the issuance of \$50,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes, and the application of \$50,000 expected to be received from the State of New York to be expended towards the cost of said objects or purposes or redemption of the County's obligations issued therefor, or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. The period of probable usefulness of the class of objects or purposes for which said \$50,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 35 of the Law, is five (5) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$50,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.



Section 4. The estimate of \$100,000 as the estimated total cost of the aforesaid class of objects or purposes is hereby approved.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

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

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

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

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 \$50,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE PHASE III OF THE WESTCHESTER COMMUNITY COLLEGE TECHNOLOGY UPGRADE-OFF CAMPUS PROGRAM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$100,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$50,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$50,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID CLASS OF OBJECTS OR PURPOSES OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted \_\_\_\_\_, 20\_\_)

object or purpose:

to finance Phase III of the Westchester Community College technology upgrade-off campus program, including the replacement of digital signage, media equipment, laptop, pc, printer, wireless and replacement/enhancement which are all on a five year replacement cycle, 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: \$50,000; 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

<b>Project ID:*</b> WCC90	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 08-16-2022
<b>Fact Sheet Year:*</b> 2022	<b>Project Title:*</b> TECHNOLOGY UPGRADE OFF CAMPUS 2017/18-2021/22	<b>Legislative District ID:</b> 3,
<b>Category*</b> WCC - BUILDINGS	<b>Department:*</b> COMMUNITY COLLEGE	<b>CP Unique ID:</b> 2010

### Overall Project Description

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

- |   |  |   |
|---|--|---|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies     | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety                          | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue        |
| <input type="checkbox"/> Security                             | <input type="checkbox"/> Other                   |   |

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

	Estimated Ultimate Total Cost	Appropriated	2022/23	2023/24	2024/25	2025/26	2026/27	Under Review
Gross	500	500	0	0	0	0	0	0
Less Non-County Shares	200	150	50	0	0	0	0	0
Net	300	350	-50	0	0	0	0	0

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

**Current Bond Description:** Current bonding approval is necessary to fund the County's 50% share of Phase III of the Technology Upgrade Off Campus. This project will address the need to replace digital signage, media equipment, laptop, pc, printer, wireless and replacement/enhancement which are all on a five year replacement cycle.

#### Financing Plan for Current Request:

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

#### SEQR Classification:

TYPE II

#### Amount Requested:

50,000

#### Comments:

The amount appropriated for Phase III is \$100,000. This bonding requests is in the amount of \$50,000 and represents the County's 50% share of approved Capital Project WCC90 Technology Upgrade Off Campus. The state has approved funding on the remaining 50%.

#### Energy Efficiencies:

**Appropriation History:**

Year	Amount	Description
2017	100,000	TECHNOLOGY UPGRADE ON CAMPUS PH I
2018	100,000	TECHNOLOGY UPGRADE OFF CAMPUS PH II
2019	100,000	TECHNOLOGY UPGRADE OFF CAMPUS PH III
2020	100,000	TECHNOLOGY UPGRADE OFF CAMPUS PH IV
2021	100,000	TECHNOLOGY UPGRADE OFF CAMPUS PH V

**Total Appropriation History:**

500,000

**Financing History:**

Year	Bond Act #	Amount	Issued	Description
21	98	50,000	0	TECHNOLOGY UPGRADE OFF CAMPUS 2017/18-2021/22
22	18	50,000	0	TECHNOLOGY UPGRADE OFF CAMPUS 2017/18-2021/22

**Total Financing History:**

100,000

**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  
DAGX

Date  
11-01-2022

**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 WCC91 – Technology Upgrade On-Campus 2017/18-2021/22 (“WCC91”). The Bond Act, in the amount of \$600,000 was prepared by the law firm Hawkins, Delafield & Wood, and will finance the County’s approximately 50% share of the cost of Phase III WCC91, including Academic Technology Initiatives, Desktop Virtual Growth, Fiber Cable Enhancements and digital signage replacement laptops, PC, phone, printer, scanner, server, switch, tape drive, ups, wireless which are mostly on a 5-year replacement cycle at Westchester Community College (the “College”).

The College has advised that the amount appropriated for Phase III of WCC91 is \$1,200,000. This bond request in the amount \$600,000, represents the County’s 50% share; New York State has approved funding for the remaining 50%.

Following receipt by the College of State funds and bonding authorization from the County, the College anticipates that the work will be completed within approximately 24 months. It is anticipated that installation will be accomplished by in-house staff.

It should be noted that your Honorable Board has previously authorized the County to issue bonds in connection with prior phases of WCC91 as indicated in the annexed fact sheet.

The Planning Department has advised your Committee that based on its review, WCC91 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 30<sup>th</sup>, 2023  
White Plains, New York

Debat John  
Self  
Nancy Bar  
Henry Green Volmer  
D  
K H  
Colin M  
Self  
Cath Parker

Self  
Nancy Bar  
D  
Cath M  
Cath Parker

COMMITTEE ON

c/mg/11-1-22

Budget & Appropriations

Public Works & Transportation



# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: WCC91

☐ 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 5 Anticipated Interest Rate 3.37%

Anticipated Annual Cost (Principal and Interest): \$ 131,050

Total Debt Service (Annual Cost x Term): \$ 655,250

Finance Department: Interest rates from November 16, 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):

No Operating Impact

## SECTION D - EMPLOYMENT

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

Number of Full Time Equivalent (FTE) Jobs Funded:

## SECTION E - EXPECTED DESIGN WORK PROVIDER

☐ County Staff

☐ Consultant

☒ Not Applicable

Prepared by: Dawn Gillins

Title: Controller

Department: Westchester Community College

Date: 11/17/22

Reviewed By:


*dv 11/29/22*

*[Signature]*  
Budget Director

Date:

*11/29/22*

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

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

DATE: November 4, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
WCC91 TECHNOLOGY UPGRADE ON-CAMPUS 2017/18-2021/22**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on  
10-26-2022 (Unique ID: 2011)

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  
Robert Cirillo, Director of Physical Plant, Westchester Community College  
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 \$600,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE PHASE III OF THE WESTCHESTER COMMUNITY COLLEGE TECHNOLOGY UPGRADE-ON CAMPUS PROGRAM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,200,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$600,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$600,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID CLASS OF OBJECTS OR PURPOSES OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20\_\_)

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$600,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance Phase III of the Westchester Community College technology upgrade-on campus program, including Academic Technology Initiatives, Desktop

Virtual Growth; Fiber Cable Enhancements and digital signage replacement laptops, pc, phone, printer, scanner, server, switch, tape drive, ups, wireless which are mostly on a 5 year replacement cycle, 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 \$1,200,000. The plan of financing includes the issuance of \$600,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes, and the application of \$600,000 expected to be received from the State of New York to be expended towards the cost of said objects or purposes or redemption of the County's obligations issued therefor, or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. The period of probable usefulness of the class of objects or purposes for which said \$600,000 bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 35 of the Law, is five (5) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$600,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$1,200,000 as the estimated total cost of the aforesaid class of objects or purposes is hereby approved.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

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

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

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

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 \$600,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE PHASE III OF THE WESTCHESTER COMMUNITY COLLEGE TECHNOLOGY UPGRADE-ON CAMPUS PROGRAM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,200,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$600,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$600,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID CLASS OF OBJECTS OR PURPOSES OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted \_\_\_\_\_, 20\_\_)

object or purpose:

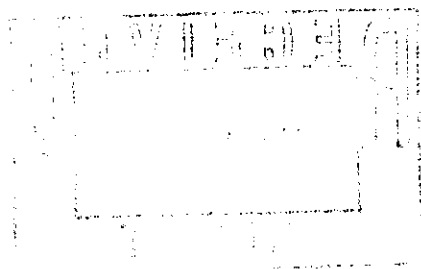
to finance Phase III of the Westchester Community College technology upgrade-on campus program, including Academic Technology Initiatives, Desktop Virtual Growth; Fiber Cable Enhancements and digital signage replacement laptops, pc, phone, printer, scanner, server, switch, tape drive, ups, wireless which are mostly on a 5 year replacement cycle, 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:

\$600,000; 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

<b>Project ID:*</b> WCC91	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 08-16-2022
<b>Fact Sheet Year:*</b> 2022	<b>Project Title:*</b> TECHNOLOGY UPGRADE ON-CAMPUS 2017/18-2021/22	<b>Legislative District ID:</b> 3,
<b>Category*</b> WCC - BUILDINGS	<b>Department:*</b> COMMUNITY COLLEGE	<b>CP Unique ID:</b> 2011

### Overall Project Description

Westchester Community College provides educational instruction to approximately 22,000 students each year. Such services must be supported in one way or another by technology. This project provides funding for the equipment and installation of state of the art technology at the Valhalla Campus. The purpose is to give long term consideration to assuring the College can keep up with the rapid and on-going changes which occur with information and educational technologies. It will enable the college to maintain its commitment to providing the high level of instruction expected by the residents of Westchester County and all those who attend.

- |   |  |   |
|---|--|---|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies     | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety                          | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue        |
| <input type="checkbox"/> Security                             | <input type="checkbox"/> Other                   |   |

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

	Estimated Ultimate Total Cost	Appropriated	2022/23	2023/24	2024/25	2025/26	2026/27	Under Review
Gross	6,236	6,236	0	0	0	0	0	0
Less Non-County Shares	2,418	1,818	600	0	0	0	0	0
Net	3,818	4,418	-600	0	0	0	0	0

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

**Current Bond Description:** Current bonding approval is necessary to fund the County's 50% share of Phase III of the Technology Upgrade - On Campus. The project costs for this phase totals \$1,200,000 which supports the comprehensive and long range plan for the preservation and enhancement of technology at the main campus in Valhalla. This phase will include Academic Technology Initiatives, Desktop Virtual Growth; Fiber Cable Enhancements and digital signage replacement. It also includes laptops, pc, phone, printer, scanner, server, switch, tape drive, ups, wireless which are mostly on a 5 year replacement cycle.

#### Financing Plan for Current Request:

Non-County Shares:	\$ 600,000
Bonds/Notes:	600,000
Cash:	0
<b>Total:</b>	<b>\$ 1,200,000</b>

### SEQR Classification:

TYPE II

### Amount Requested:

600,000

### Comments:

The amount appropriated for Phase III is \$1,200,000. This bonding request in the amount of \$600,000 represents the County's 50% share of approved Capital Project WCC91 Technology Upgrade On Campus. The state has approved funding on the remaining 50%.

### Energy Efficiencies:

**Appropriation History:**

Year	Amount	Description
2017	1,236,000	TECHNOLOGY UPGRADE ON CAMPUS PH I
2018	1,200,000	TECHNOLOGY UPGRADE OFF CAMPUS PH II
2019	1,200,000	TECHNOLOGY UPGRADE OFF CAMPUS PH III
2020	1,200,000	TECHNOLOGY UPGRADE OFF CAMPUS PH IV
2021	1,400,000	TECHNOLOGY UPGRADE OFF CAMPUS PH V

**Total Appropriation History:**

6,236,000

**Financing History:**

Year	Bond Act #	Amount	Issued	Description
21	99	618,000	0	TECHNOLOGY UPGRADE OFF CAMPUS 2017/18-2021/22
22	19	600,000	0	TECHNOLOGY UPGRADE OFF CAMPUS 2017/18-2021/22

**Total Financing History:**

1,218,000

**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**

DAGX

**Date**

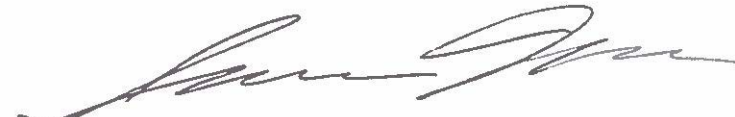
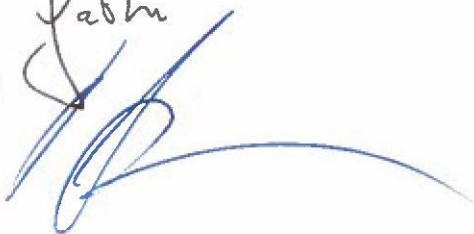
11-01-2022

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

**WHEREAS**, the Committee on Legislation has reviewed the following items for the 2023 Westchester County Joint State Legislative Package; Now Therefore Be It

**RESOLVED**, that after considerable deliberation, it is recommended that this Honorable Board approve these legislative initiatives, and that they be presented to and considered by the New York State Legislature and Governor during the current state legislative session.

Dated: January 30, 2023  
White Plains, New York

  
Benjamin Boyfman  
Margaret A. Cyio (WOP)  
Vedat Labhi  
Cds 

Dated: January 30, 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.*

Legislation

A handwritten signature in black ink, appearing to read "Catherine By".A handwritten signature in black ink, appearing to read "Christopher".

## 2023 Joint State Legislative Package

No.	Type	Description/ Short Title	Legislative Status/Info	Notes/Justification
1	Budgetary	Reauthorize Westchester County's Property Taxpayer Protection Act Permanently and eliminate the need for state renewals of county sales tax.	N/A	Westchester County committed to and has fulfilled the requirement to share extra sales tax revenue with local municipalities and school districts; this provided relief to local taxpayers through the COVID-19 pandemic. In 2020 alone, Westchester shared \$113 million with local municipalities and \$44 million with local school districts. Westchester County has, as a result, cut county property tax levy in four (4) consecutive budgets – 2020, 2021, 2022 and 2023 – as agreed to reduce county property taxes. Making Westchester's sales tax authorization permanent would also ensure the long term stability of an essential part of Westchester County's revenue, as well as the revenues of local school districts and municipalities. This permanency would guarantee continued relief to property taxpayers in Westchester and provide school districts and municipalities with more certainty in their budgetary processes. As such, Westchester requests that its sales tax be reauthorized and that the need for continued state renewal of sales tax be eliminated.
2	Budgetary	Give Westchester County parity with surrounding localities by providing it with the authority to set its own gun permit fees.	N/A	The fees charged by Westchester County for new pistol licenses and amendments are capped by New York State Penal Law section 400.00(14). Westchester's pistol license applications are capped at \$10, while the cost to perform the necessary work has been generally estimated at roughly \$300. These fees have not increased in decades and we currently operate this program at a significant annual loss of over \$300,000. This means that Westchester's taxpayers are essentially subsidizing the bureaucratic costs incurred by those seeking firearms licenses. Westchester is obligated to follow the New York State cap, while surrounding localities do not have this restriction. These localities have higher licensing fees, allowing them to cover a larger share of this cost, placing a lighter burden on their taxpayers. For example, Nassau County charges \$200 for pistol permit applications and New York City charges \$340. If granted similar authority, Westchester County will fully analyze and publicize the actual costs, and establish a rate commensurate to cover these costs. Westchester County requests that it be provided with this same authorization through the budget process in order to reduce costs for taxpayers and to expedite the process by which these fees are amended in the future.
3	Budgetary	Provide Westchester County with authorization to utilize Design-Build project delivery.	N/A	<p>In 2019, seven agencies in New York City received authorization to utilize Design-Build project delivery (as opposed to Design-Bid-Build) through the Public Works Investment Act (PWIA). Design-Build consolidates projects into one point of responsibility on the basis of which design and construction team can deliver the best project at the best value. Westchester believes this novel strategy would allow it to save money and deliver an enhanced level of quality on forthcoming projects.</p> <p>Under the current Design-Bid-Build model, the 'Design' and 'Build' components of a project are barred from collaboration, slowing project schedules, increasing cost, and resulting in lower quality in final completed projects. New York City is required to provide annual reports on design-build projects, including short lists and proposers, cost savings, time savings and MWBE utilization within the project. Westchester county would be willing to provide this information as well. We intend to work closely with organized labor representatives in implementing this program.</p> <p>In order to save costs for taxpayers and implement a more logistically robust project delivery system, Westchester requests authorization from New York State to utilize Design-Build.</p>
4	Budgetary	Continue funding programs to address the backlog of eviction cases by providing legal representation to those at risk of eviction and develop a long term eviction prevention program for New York State.	N/A	<p>As of January 5, 2023 residents of Westchester County have submitted 9,879 applications to the Emergency Rental Assistance Program (ERAP). 4,601 of these applications were paid, through October 31st, 2022, totaling \$66 million in back rent and prospective rent. Funding for this program is now depleted – the application portal remained open until January 15, 2023, but due to a lack of funding, no applications submitted after October 31st will be reviewed at this time. Legal Services of the Hudson Valley (LSHV) were receiving funding from New York State to manage these cases, but this funding was originally authorized for only two years.</p> <p>Westchester County requests that this funding be renewed and continued, and that the State adopt some statewide solution to the glut of eviction cases and necessitated legal representation of those seeking relief through these programs. Legislation was proposed in the 21-22 legislative cycle which would have established and funded a statewide office of civil representation to provide access to legal services in eviction proceedings. As the ERAP program essentially accomplishes this in a de-facto fashion, Westchester believes this would be a viable solution.</p>

## 2023 Joint State Legislative Package

No.	Type	Description/ Short Title	Legislative Status/Info	Notes/Justification
5	Budgetary	Development of PILOT program fully reimbursing Westchester County for shelter costs and allowing the transfer of DSS client shelter payments to trust accounts.	N/A	<p>Individuals with income who enter Westchester's shelter system currently pay a portion of their income to offset County expenses incurred from the operation of the shelters. All remaining costs of providing care are reimbursed through New York State's federally-sourced Temporary Assistance for Needy Families (TANF) funding.</p> <p>Westchester County requests that New York State allow individuals with income (who are entering a County shelter) to deposit their income into trust accounts rather than paying the county to offset costs. This would give a client funding – when they hopefully transfer out of the shelter system – to secure new housing.</p> <p>This would require that New York State provide 100% reimbursement for all shelter costs, but individuals with income make up a small portion of those in the shelter system. Westchester estimates that the cost of such a program would be between \$110,000 and \$210,000 in federal TANF funding, depending on how many clients return to shelters as the pandemic ebbs. Westchester County would also need to allocate between \$96,000 and \$234,000 locally in order to launch this pilot, a step which the County is willing to take. Such a PILOT would produce a significant path towards long term housing solutions for many of our clients, and could be replicated on a wider scale statewide in order to combat rising rates of homelessness.</p>
6	Budgetary	Amend the State Operating Assistance (STOA) Formula to provide Westchester County financial parity with Nassau County's transit assistance	N/A	<p>Westchester County's Bee Line Bus Service has a larger ridership than Nassau County, but receives less in State Transportation Operating Assistance (STOA); the STOA formula currently prioritizes the distance of a transportation system rather than its ridership. This favors counties like Nassau and provides Westchester with a more limited allocation despite its higher ridership and significant transportation issues. 51% of Westchester's riders are transit-dependent, meaning they rely on the Bee Line and do not have a car for their use. Our public transit policies have included providing free rides for 4 months in 2022, a first ever action in Westchester; we are converting our diesel buses to hybrid-electric and electric buses to ensure a reduced environmental impact. We believe these policies place our system at the vanguard of transportation implementation and reform; amending the STOA formula will allow us to expand this work to better serve residents of Westchester County.</p> <p>As New York State continues to recover from the coronavirus and strives to meet its net zero carbon emissions goals, supporting Westchester's public transportation system will have significant environmental and economic benefits. Westchester County therefore requests that the STOA formula be amended to give Westchester County financial parity with Nassau County.</p>
7	Budgetary	Allocate \$3 million in funding to cover costs associated with police patrols to New York State Parkways which are provided by Westchester County.	N/A	<p>The Westchester County Department of Public Safety, under a grant agreement with New York State, patrols the State Parkways in the County (Hutchinson River Parkway, Saw Mill River Parkway and Cross County Parkway). In 2021, the state appropriated \$2,235,000 to support this program. This year, the Executive Budget Proposal contains no appropriation of funding for this purpose.</p> <p>Westchester's budgeted cost for providing this service was roughly \$3 million. This does not include fringe benefits of approximately \$3 million. Including fringe, our total cost is over \$5 million. This does not include the cost of vehicles, fuel, maintenance, computers, firearms, and other associated equipment. Westchester County's Department of Public Safety has patrolled the parkway system since 1920, and relies on this State funding to provide public safety services to travelers using these parkways.</p> <p>These patrols generate some \$2.1 million in revenue to the State and \$2.3 million in revenue to local municipalities as a result of local summons activity. Westchester County receives no money from the fines for the tickets we issue, while combatting issues unique to these parkways including flooding, bridge strikes, and wrong way driver accidents. The funding and additional appropriation is necessary to cover the cost of the county's patrols, and can help minimize the property tax burden of Westchester taxpayers.</p>

## 2023 Joint State Legislative Package

No.	Type	Description/ Short Title	Legislative Status/Info	Notes/Justification
8	Budgetary	Pass legislation providing Westchester County with authorization to install up to 50 Red Light Cameras at intersections it maintains.	N/A	<p>The rate of serious injury from traffic accidents is on the rise, statewide. A study by the Insurance Institute for Highway Safety (IIHS) found that red light cameras reduced fatal red light running in large cities by 21% and the rate of all types of fatal crashes at signalized intersections by 14%. Many municipalities have received authorization to install red light cameras in order to combat this problem.</p> <p>Authorization has been provided to the following communities within Westchester County: Yonkers, Mount Vernon, New Rochelle, White Plains and Pelham Manor. Red Light Cameras are also installed in Nassau and Suffolk counties, which are comparable in size to Westchester. Westchester County requests the same authorization which has been provided to other municipalities within the county's boundaries and which has been provided to counties of comparable size. Such legislation has been introduced previously and would provide authorization for Westchester to install up to 50 red light cameras at intersections it runs and maintains. We seek no authority greater than what has already been granted to comparable counties, and the cities and villages within our county which have already received this authority. We will commit to additional protections in our local enabling legislation, which will be subject to public hearings and public dialogue. Any issues that relate to local municipalities will be cooperatively negotiated and agreed upon before any plan is implemented.</p>
9	Budgetary	Authorize and fund a pay raise to 18-B Assigned Counsel Attorneys	N/A	<p>18-B assigned counsel pay has remained at \$60 per hour for misdemeanors and \$75 for felonies since 2004, reducing the number of attorneys willing to do this crucial work, and imposing heavy financial pressure on those who do. By comparison, assigned counsel rates in New York's federal courts have been to a rate of \$158 per hour. New York State has the sole authority to increase the pay of these attorneys.</p> <p>The New York State Bar Association has commenced lawsuits in order to secure these raises. These lawsuits, which proceed under the thesis that this lack of equitable pay deprives the children and indigent adults who receive these legal services of their constitutional right to meaningful and effective representation, have already been successful in jurisdictions like New York City.</p> <p>Westchester believes that these attorneys should be paid more, but through the current mechanism, counties pay these attorneys. An increase – along the lines which the NYS Bar Association has sued to secure – would generate \$11 million in additional recurring expenses for Westchester County. Westchester is not able to absorb a recurring expense of that size, and thus requests that New York State fund the pay raise.</p> <p>Legislation has been proposed by Senator Bailey and supported by Westchester Senator Peter Harckham which would fund and secure this pay raise. Westchester County supports this legislation as a feasible solution.</p>
10	Budgetary	Authorize and fund two additional Opportunity Centers in Westchester County.	N/A	<p>The 2020 census named Westchester County the fourth most diverse County in New York – behind Queens County, Kings County, and New York County. The census highlighted significant increases in Westchester's Hispanic/Latino population, which saw a 5% increase from 2010 (21.8%) to 2020 (26.8%). Westchester County has maintained a large foreign born population for many years, and the 2020 census found that this continues – roughly 25.3% of the County's population is foreign born, slightly ahead of New York State.</p> <p>The census also found that 33.5% of residents spoke a language other than English at home, and 11.8% of all residents spoke English 'less than very well'. The number of new U.S. citizens nationwide hit a 15-year high in 2022, following pandemic-related delays to the naturalization process.</p> <p>New Americans – in Westchester and the rest of the State – need support: Job training, help finding housing, civics test preparation, legal consultation, and more. As Westchester's immigrant population continues to grow, more work is necessary to support their needs.</p> <p>Department of State 'Opportunity Centers' offer free services crucial to support these populations as they strive to work in our county. As such, Westchester requests funding and authorization for 2 additional State Opportunity Centers in support of our flourishing immigrant population.</p>

## 2023 Joint State Legislative Package

No.	Type	Description/ Short Title	Legislative Status/Info	Notes/Justification
11	Budgetary	Support Extended Producer Responsibility (EPR) Legislation	N/A	<p>New York State currently disposes of an estimated 860,000 tons of potentially recyclable materials ever year. These products end up in the trash and are often costly for municipalities to dispose of or recycle. Extended Producer Responsibility (EPR) legislation exists and/or has been submitted during the last few legislative cycles which would resolve this issue.</p> <p>EPR legislation encourages improvements to these products in order to reduce non-recyclable waste and to require producers to bear the cost of recycling their products. Legislation may establish a framework for an organization to manage funding from producers or a direct fee on products, to reimburse municipalities for the cost of recycling, or by directly managing recycling of the product.</p> <p>Westchester supports the following legislative solutions to this problem</p> <p>Bottle Bill Expansion 2021-2022 Legislative Session: S8651(Parker)/A8668A(Cahill) Attempts to expand the Bottle Bill, which created the five cent returnable bottle deposit, have been ongoing for years. In particular, the inclusion of additional glass bottles (wine, liquor) could increase glass recycling, creating more recycled product to support markets for reuse of recycled glass.</p> <p>Rechargeable Battery Recycling Expansion 2021-2022 Legislative Session: S2906 (Kavanagh) 2019-2020 Legislative Session: S2331 (Kavanagh)/A4559 (Rozic) Current NYS law requires the recycling of certain batteries. The law does not include large batteries (over 25lbs), vehicle batteries (electric vehicle, mobility devices, marine batteries, etc), or solar generator batteries. As these items become more popular and age out of use, proper disposal becomes more important, especially considering that many of these batteries are lithium ion that can result in fires from improper disposal.</p>
12	Budgetary	Increase Victims of Crime Act (VOCA) Funding	N/A	<p>In addition to carrying forward an anticipated \$14.4 million transfer to the state Office of Victim Services' (OVS) Criminal Justice Improvement Account, Westchester County requests an increase of \$10 million for OVS administered funding for victim Victim Assistance providers. We recommend this funding be used specifically to supplement funding to those victim assistance providers that received less funding under the 2022 RFA than under prior OVS contracts.</p>
13	Budgetary	Indemnification for ad litem attorneys	N/A	<p>Westchester County established a Guardian ad Litem (GAL) program for those facing eviction in 2022. Guardians ad Litem are assigned to assist persons with physical or mental challenges who cannot come to court or represent their rights and interests for the duration of the case. Specifically, GALs are assigned for litigants who are deemed to be 'impaired', but have not yet been judicially declared 'incapacitated'.</p> <p>Westchester has been forced to suspend its own program – which had already helped many facing eviction – because GALs are not provided with defense and indemnification by New York Public Officers Law §17. New York City obtained this authority in 2010, which allowed them to significantly expand their GAL program. Although uncompensated GALs throughout New York State are entitled to State indemnification, compensated GALs are not.</p> <p>Westchester requests that its Guardians ad Litem be authorized to receive State indemnification by amending New York State Public Officer's Law, §17(w), similar to New York City's authorization. This authorization will incur limited – if any – substantive cost to New York State, and will allow Westchester County to continue providing crucial representation to incapacitated persons at risk of eviction, keeping those persons in their home and ensuring they receive the support services they need.</p>
1	Legislative	Establishes the crime of forcible touching of a correction officer and increases criminal penalties for certain sexual offenses committed against correction officers	2023: A1606-Weprin/ No Same-As	<p>Raises penalties for sexually touching or assaulting a corrections officer to a Class E Felony</p>
2	Legislative	Relates to emergency medical services	2021-22: S8432A-Mayer (Reichlin-Melnick)/ A9509A-Otis	<p>Includes the establishment of an emergency medical services quality and sustainability assurance program, a statewide comprehensive emergency medical system plan and an emergency medical systems training program.</p>



## 2023 Joint State Legislative Package

No.	Type	Description/ Short Title	Legislative Status/Info	Notes/Justification
3	Legislative	Amends procedures related to the custodial interrogation of children and taking juveniles into custody	2023: S1099-Bailey/ No-Same As	Require that children under 18 consult with an attorney before they can be subjected to custodial interrogation by law enforcement, thereby ensuring any waiver of rights under Miranda is genuinely knowing, voluntary, and intelligent. The bill also requires that a child arrested without a warrant be brought directly to court, as opposed to the police station, if a parent or legally responsible adult is not expected to appear for them and they are not being questioned, unless otherwise required under the Criminal Procedure Law.
4	Legislative	Requires the installation of climb deterrent fencing on certain bridges	2023: S2708-Harckham /No Same As	Requires the installation of climb deterrent fencing on all bridges under the jurisdiction of the New York State Bridge Authority. Barrier installation is a proven method of increasing this crucial time for individuals at risk for suicide by jumping. These barriers act as a delay or deterrent to an individual at risk.
5	Legislative	Provides an exemption from requirements for the alienation of parkland for certain renewable energy generating projects	2023: S1179-Harckham/ No Same-As	Under current law, municipalities must request an act from the legislature to alienate parklands which includes airspace directly above real property being used for vehicle parking. This bill will allow solar energy projects under 2 megawatts, located directly above real property which are currently being used for vehicle parking to bypass the procedure of requesting an act from the Legislature.
1	State Delegation Support List	Relates to tax abatement for rent-controlled and rent regulated property occupied by and real property owned by senior citizens or persons with disabilities	2023: S1819-Stavisky/ No Same-As	To allow localities to raise the income eligibility limits for the Senior Citizen Rent Increase Exemption (SCRIE) or Disabled Rent Increase Exemption (DRIE) program to \$55,000 beginning on July 1, 2022.
2	State Delegation Support List	Prohibits the termination of tenancy in housing occupied by substantially all persons over sixty-five years of age and/or persons with disabilities without cause; prohibits increasing rent more than one percent above the percentage change.	2023: S286 Stewart-Cousins/ A308 Burdick	<p>Require court approval before the termination of, or failure to renew, a lease for tenants in rental buildings where substantially all of the lessees or tenants occupying such units are sixty-five years of age or older and/or are persons with disabilities.</p> <p>As the population of older Americans continues to grow, a greater number of seniors will require access to stable, affordable and physically accessible housing. To ensure these needs are met, many opt to move into senior living facilities. Many residents who move into senior housing expect they may live there for the rest of their lives.</p> <p>Recently in White Plains, the Esplanade Senior Living facility decided to repurpose their property into higher-end apartments. The facility gave their senior tenants notice of their pending eviction, despite the fact the facility allowed new tenants to move in and renew leases as late as one month before announcing the evictions. Many of the approximately 150 senior citizens forced out of their homes were on fixed incomes and were not able to quickly secure new housing or had limited mobility and were not easily able to move to a new location.</p>
3	State Delegation Support List	Requires the department of environmental conservation to implement permit regulations and guidance regarding shoreline management	2022: S8828A-Mayer/A10053A-Otis	<p>Requires the department of environmental conservation to implement permit regulations and guidance regarding shoreline management.</p> <p>Due to climate change, our coasts and the people that live along them face increased risks from flooding and other climate change-related hazards. Benefits of natural shorelines are well-known and numerous (reduce flooding and erosion, encourage native species and habitat diversification, improve water quality, provide adaptability and resilience to sea level rise in comparison to hardened shorelines, and more. Nature-based solutions (also called "living shorelines" when in the coastal environment) are shoreline management techniques that are supported or inspired by nature or natural processes and functions and are designed to mimic natural shorelines. These can offer an alternative to many hardened structures so that we can preserve the invaluable benefits of a more natural shoreline.</p>
4	State Delegation Support List	Relates to coverage for health care services under the basic health program for individuals whose immigration status renders him or her ineligible for federal financial participation	2023: S2237 Rivera/No Same As	This bill will provide adult immigrants with access to health insurance coverage that is equivalent to the coverage offered to their citizen or lawfully present counterparts who are eligible for the Essential Plan.

## 2023 Joint State Legislative Package

No.	Type	Description/ Short Title	Legislative Status/Info	Notes/Justification
5	State Delegation Support List	Increases foundation aid for school districts that meet five variables impacting academic success: free or reduced lunch, English language learners, wealth ratio, enrollment, special education, and being located in a high wealth ratio county.	2023: A103-Sayegh/ No Same As	Tens of thousands of students in New York State attend schools which are underfunded due to an antiquated funding formula that does not take into account for discrepancies between the general wealth in a county and specific communities. For instance, in the Yonkers City School District, where over sixty-seven percent of students qualify for free and-reduced lunch, the dominant factor in determining Foundation Aid funding is the wealth in Westchester County. As a result, the Yonkers City School District can expect less than half of the foundation aid which is granted to school districts that have similar student populations in New York State.
6	State Delegation Support List	Relates to providing protections to health service providers who perform legally protected health activities.	2023: S1066 Mayer/ No Same-As	This bill will strengthen New York's role as a nation-wide leader in reproductive rights, creating new avenues for those who live in states with severe abortion restrictions. This legislation builds upon the abortion and reproductive health services laws signed in June 2022 by explicitly adding protections for telehealth and telehealth services.
7	State Del Support List	Provides for the trustees of the state university of New York to establish a college of engineering and applied sciences in the city of Yonkers	2023: S290-Stewart-Cousins/ A87-Sayegh	The City of Yonkers is the third largest city in the State of New York. Four of the five largest cities, the City of new York, Buffalo, Syracuse, and Rochester have various established institutions of higher learning. Yonkers, however, does not house any major public universities or State University of New York (SUNY) sites. This legislation aims to afford the residents of the fourth largest city an opportunity to attend a public four-year institution of higher learning.
8	State Del Support List	Authorizes NYSDOT to conduct a study pretaining to traffic flow and safety of Rt. 35 and Rt. 202 from the Hudson River to the border of Connecticut.	2023: A344-Burdick/ No Same-AS	Rt. 35 is a frequently traveled, essential roadway for county residents, as the principal east-west highway in Northern Westchester. Rt. 35 sees roughly 16,500 vehicles daily. Rt. 202 is also a frequently traveled roadway and one of oldest components of the State's highway system. Due to increasing traffic congestion and rising levels of traffic incidents on both roadways, these studies were requested by their respective municipalities in order to ensure the effective flow of traffic as well as driver safety.
9	State Delegation Support List	Requires each electric corporation to submit a storm hardening and system resiliency plan to the public service commission for review and approval; makes related provisions.	2022: S4861-Comrie (Harckham)/ A1008-Paulin (Otis, Galef)	Due to the rise in storm intensity, dedicated storm hardening programs need to be developed and implemented by electric utility companies. Storm hardening is the process of constructing new, or upgrading old, infrastructure to increase resiliency and overall reliability of service during weather events. The Department of Public Service has recommended New York's major electrical utilities create and implement storm hardening and system resiliency plans. However, the Public Service Commission has been unduly slow in their approval of submitted plans. Legislative hearings held after major storms that significantly impacted Westchester and other neighboring counties made clear that storm hardening efforts are needed to mitigate storm impacts. By requiring electrical utilities to adopt and implement such hardening and resiliency plans and the Public Service Commission to approve such plans within a fixed timeline, New Yorkers will be better prepared to endure and recover from future extreme weather events.
10	State Delegation Support List	Provides additional tax exemptions for two qualified veterans living in the same household	2023: A74-Sayegh/ No Same As	If the relevant jurisdiction has opted into the program, a veteran who served during wartime can qualify for the Alternative Veterans Real Property Tax Exemption, which exempts 15% of the property's assessed value from taxation. If two qualified veterans reside in the same household the exemption does not change or increase. This legislation will allow for an additional 7.5% increase in the Alternative Veterans exemption for a household with two qualifying veterans. Thus, a household with two qualifying veterans would have 22.5% of their property's assessed value exempt from taxation.
11	State Delegation Support List	Enacts the "drag racing and speeding enforcement act"	2023: A207-Sayegh/No Same As	While drag racing and speed contests are already prohibited under the NYS Vehicle and Traffic law, no points are issued against the license of drivers convicted of such racing. This legislation would ensure that drivers convicted of illegal drag racing will have five points issued against their driver's license.
12	State Delegation Support List	Enacts the "all-electric building act"	2023: S562-Kavanagh (Harckham, Mayer)/ A920-Gallagher (Burdick, Paulin, Sayegh, Pretlow)	The bill would direct the fire prevention and building code council to prohibit the installation of systems that can be used for fossil fuel combustion in new construction. The prohibition shall take effect no later than December 31, 2023 for buildings under 7 stories and July 01, 2027 for all other buildings. Lastly, the bill requires the NYS department of Public Service, division of housing and community renewal, department of state, and NYSEDA to issue a report to the governor and legislature detailing the changes to law necessary to ensure enactment does not diminish the production of affordable housing and the availability of affordable electricity by February 1, 2024.

## RESOLUTION NO. \_\_\_\_ - 2023

RESOLVED, that this Board hold a public hearing pursuant to Section 209.141(4) of the Laws of Westchester County on Local Law Intro. No. \_\_\_\_ - 2023, entitled "A LOCAL LAW amending the Laws of Westchester County by adding Chapter 542 regarding single-use foodware, beverage stirrers, and splash sticks." 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.

*[Signature]*  
*Dev. M. M.*  
*Vedat J. M.*  
*Margaret A. Cio*  
*Benjamin [Signature]*

Legislation

*David J. Zubioto*  
*[Signature]*  
*Henry J. Zubioto*

Environment, Energy  
and Climate

Committee on  
February 6, 2023

Dated: February 6, 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.***

Colin J. Amodeo

Colin J. Amodeo

Catherine F. Parker

Catherine F. Parker

**COMMITTEES ON**

Legislation

Environment, Energy & Climate

TO: BOARD OF LEGISLATORS  
COUNTY OF WESTCHESTER

Your Committee recommends adoption of “A LOCAL LAW amending the Laws of Westchester County by adding Chapter 542 regarding single-use foodware, beverage stirrers, and splash sticks.”

Your Committee understands that plastic utensils, stirrers, splash sticks, and condiment packets—among other single-use foodware items—are prevalent in Westchester County and around the world. According to a 2018 *Nature Magazine* article, globally, more than 320 million tons of plastic are consumed every year, and the use of plastics has continued to expand. In 2019, *National Geographic* reported that plastic production has increased exponentially, from 2.3 million tons in 1950, to 448 million tons in 2015; production will likely double by the year 2050. The manufacture of these plastics, which are made of petroleum and other fossil fuels, contributes to climate change and pollution.

Your Committee acknowledges that with the ubiquitous use of plastics and other disposable single-use items, comes staggering waste. People in the United States produce more plastic waste than in any other nation—an average of 231 pounds of plastic per year, according to a 2020 *Forbes* article. As for plastic utensils, specifically, a 2020 *Forbes* piece explained, “[s]ome estimates put the number of individual plastic utensils wasted at 40 billion per year in the United States alone. After just one single use, most of them are thrown out and end up in landfills and in our waterways.”

Your committee is aware that single-use foodware items, made both from plastics and from other types of materials, are commonly littered and thrown-away. Contaminated plastic utensils in particular generally cannot be recycled, and *National Geographic* reported in 2019 that billions of plastic forks, knives, and spoons are discarded every year. These plastic utensils can take centuries to break down, while they work their way into the environment. This is true of all plastics: according to a 2022 *New York Times* article, only about 9 percent of all plastics ever manufactured have been recycled, while nearly 80 percent have ended up in landfills, dumps, or the environment; the remainder are and have been burned, emitting pollutants that contribute to global warming. When plastic breaks down into smaller and smaller pieces, it harms sea life, wildlife, and threatens human health.

Your Committee recognizes that this Local Law, in making single-use foodware items and condiment packets available upon request, and in banning certain plastic items (splash sticks and stirrers) altogether, will eliminate some of the plastic consumption and pollution in the County. The law may also raise awareness about the simple decisions County residents can make to reduce their waste. Moreover, as *Westchester Magazine* explained in 2019, many businesses in Westchester County have already begun to take steps towards reducing this type of rubbish—for instance, some have stopped automatically providing single-use utensils with to-go orders, while others no longer offer plastic straws unless they are specifically requested. Notably, takeout and delivery from restaurants increased dramatically during the pandemic, and those orders often arrived with single-use foodware items that were not necessarily needed or desired by people eating at home. This trend coincided with single use-foodware items becoming more expensive for businesses. In addition to reducing waste, this proposed Local Law will also spare food

providers the financial burdens associated with providing unnecessary utensils, napkins, and condiment packets for every order they receive.

Your Committee notes that the intent of this Local Law is to maintain a healthful environment, and to benefit the health, safety, and welfare of County residents. The Local Law prohibits food service establishments and retail food stores from providing single-use foodware items, as defined—including, but not limited to, forks, knives, spoons, chopsticks, cup sleeves, beverage lids—or condiment packets to any dine-in or take-away customers, either directly or through a food delivery service, unless the items are specifically requested. The law would also prohibit food service establishments and retail food store cafes from providing any plastic beverage stirrers or plastic splash sticks. Finally, the law would ban, under most circumstances, foodware or condiment packets that are packaged together in a way that precludes a customer from selecting only the type of single-use foodware item or condiment packet that the customer wants—for instance, forks, knives, spoons, napkins, and salt and pepper packets that are bundled together in plastic wrap.

To further compliance, the Local Law provides for ordering option requirements, such that a customer must be allowed to request any applicable single-use foodware items or condiment packets when ordering food. Moreover, food service establishments and retail food stores will be responsible for coordinating with any third-party food delivery service as necessary in order to prompt the customer to affirmatively request the single-use foodware items or condiment packets that they want. Food service establishments and retail food stores, as applicable, must also post at least one sign advising clientele that single-use foodware items and condiment packets are

available upon request. This Local Law will be enforced by the County Department of Health and the County Department of Environmental Facilities.

Your Committee is informed that the proposed project does not meet the definition of an action under New York 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 12, 2023, which is on file with the Clerk of the Board of Legislators. Your Committee concurs in this conclusion.

In light of all of the foregoing, your Committee recommends passage of this Local Law.

Dated: \_\_\_\_\_, 2023  
White Plains, New York

COMMITTEE ON

Legislation

SCM 02/03/2023

Environment, Energy  
and Climate



# FISCAL IMPACT STATEMENT

371

SUBJECT: Single Use Foodware Law☒ 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: Michael A. DunnTitle: Budget AnalystDepartment: BudgetDate: October 17, 2022Reviewed By: 

Budget Director

Date: 10/17/22

LOCAL LAW INTRO. NO. - 2023

A LOCAL LAW amending the Laws of Westchester County by adding Chapter 542 regarding single-use foodware, beverage stirrers, and splash sticks.

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

Section 1. A new Chapter 542 is hereby added to the Laws of Westchester to read as follows:

**CHAPTER 542**

**Single-use Foodware Law**

**Sec. 542.01. Short title.**

**Sec. 542.11. Definitions.**

**Sec. 542.21. Restrictions.**

**Sec. 542.31. Ordering Option Requirements.**

**Sec. 542.41. Posting of Signs.**

**Sec. 542.51. Exemptions.**

**Sec. 542.61. Enforcement and penalties.**

**Sec. 542.71. Construction.**

**Sec. 542.81. Severability.**

**Sec. 542.01. Short title.**

This title shall be known as and may be cited as the “Single-use Foodware Law.”

**Sec. 542.11. Definitions.**

1. “Beverage splash stick” shall mean a device primarily intended to be used to keep heat and liquid from escaping a lidded cup.
2. “Beverage stirrer” shall mean a device primarily intended to be used by a person for the purpose of stirring beverages.

3. “Condiment packet” shall mean an individual single-use container, sealed by the manufacturer or a food service establishment or retail food store, containing a sauce or other substance used to enhance the flavor of food, which may include, but need not be limited to, mustard, ketchup, mayonnaise, soy sauce, hot sauce, salt, pepper, and salad dressing.
4. “Dine-in” shall mean food or beverage provided by a food service establishment or retail food store to be consumed on the premises of such food service establishment or retail food store.
5. “Electronic orders” shall mean food or beverage orders made through the website, mobile phone application, or other digital platform of a food service establishment, retail food store, or third-party food delivery service.
6. “Food service establishment” shall mean an establishment permitted by the Westchester County Department of Health, unless otherwise noted, including: any fixed or mobile restaurant; drive-in; coffee shop; cafeteria; short-order cafe; delicatessen (permitted by the County Department of Health or the New York State Department of Agriculture or Markets); luncheonette; grill; tearoom; sandwich shop; soda fountain; bar; tavern; cocktail lounge; night club; roadside stand; take-out prepared food place; retail bakery; industrial feeding establishment; private, public or nonprofit organization or institution, including: schools; nursing homes; day care centers; hospitals (permitted by the New York State Department of Health); religious and fraternal organizations routinely serving food; catering kitchens; commissary or similar places in which food is prepared for sale or for service on the premises or elsewhere; and any other establishment or operation where food is served or provided for the public, with or without charge.

7. “Plastic” shall mean a synthetic material made from organic polymers, including, but not limited to, polypropylene and polystyrene, that can be molded into shape while soft, and then set into a rigid or slightly elastic form.
8. “Retail food store” shall mean a business, permitted by the New York State Department of Agriculture and Markets, that sells food or food products for off-site consumption, such as a grocery store, and which may serve prepared foods or beverages to customers for on- or off-site consumption, for instance, through counter service or through an in-store café or eatery.
9. “Self-service station” shall mean a designated area or mechanical dispenser in a food service establishment or retail food store where customers may help themselves to single-use foodware or condiment packets.
10. “Single-use foodware” shall mean any eating utensil or other item used as part of food or beverage service that is designed and intended by the manufacturer for only one use before being discarded, including, but not limited to, forks, spoons, sporks, knives, chopsticks, beverage straws, cocktail sticks, toothpicks, napkins, wet-wipes, cup sleeves, beverage trays, beverage lids, empty plates, empty bowls, and empty cups. For the purposes of this Chapter, “single-use foodware” exempts, and shall not include: (a) a beverage stirrer or beverage splash stick, as defined in this Section; or (b) containers actively holding food or beverages for dine-in or take-away customers, such as plates, bowls, and cups.
11. “Take-away” shall mean food or beverage provided by a food service establishment or retail food store to be consumed off the premises of such food service establishment or retail food store, including same-day delivery or same-day pickup of food and beverages from food service establishments or retail food stores.

12. “Third-party food delivery service” shall mean any website, mobile application, or other internet service that offers or arranges for the sale of food and beverages prepared by, and the same-day delivery or same-day pickup of food and beverages from food service establishments or retail food stores located in the County that are owned and operated by different persons.

**Sec. 542.21. Restrictions.**

1. No food service establishment or retail food store shall provide single-use foodware or condiment packets to any dine-in or take-away customer, whether directly to such customer or through a third-party food delivery service, unless the customer requests such single-use foodware or condiment packets.
2. No food service establishment or retail food store café shall provide any single-use plastic beverage stirrer or single-use plastic beverage splash stick to any dine-in or take-away customer, whether directly to such customer or through a third-party food delivery service.
3. No food service establishment or retail food store on-premises eatery or counter service shall provide, in a self-service station or otherwise, single-use foodware or condiment packets that are bundled or packaged in a manner that prohibits a customer from taking only the type of single-use foodware item or condiment packet desired.

**Sec. 542.31. Ordering Option Requirements.**

1. Food service establishments that supply single-use foodware or condiment packets to customers shall provide options to allow a customer to affirmatively request applicable single-use foodware or condiment packets when ordering dine-in or take-out food and

beverages across all ordering or point of sale platforms, including through in-person, telephone, and electronic orders.

2. The food service establishment shall coordinate with any third-party food delivery service, as necessary, to prompt the customer to affirmatively request single-use foodware or condiment packets as applicable. The default selected option for electronic orders shall be that no single-use foodware or condiment packets are requested.

#### **Sec. 542.41. Posting of Signs.**

1. Each food service establishment that provides single-use foodware and/or condiment packets shall post at least one sign on its premises meeting the requirements of this Section.
2. Such sign shall be posted in a conspicuous area on the premises in a manner that is clearly visible to customers approaching a point of service.
3. The sign shall state as follows (except that items listed in the following that are not offered by the food service establishment shall not be included in the sign): "SINGLE-USE FOODWARE ITEMS SUCH AS PLASTIC STRAWS, UTENSILS, AND CONDIMENT PACKETS ARE AVAILABLE UPON REQUEST."
4. The sign shall be at least two inches by seven inches, and text on the sign shall be no smaller than 21-point font size and in a contrasting color to the background.
5. The sign shall be available for inspection at all times by the County Department of Health and the County Department of Environmental Facilities.
6. The Commissioner of the County Department of Health, in consultation with the Commissioner of the County Department of Environmental Facilities, is authorized to

design, create, and make available, through a website download or otherwise, signs that conform to the requirements of this Section.

**Sec. 542.51. Exemptions.**

The following situations are permitted under this Chapter and shall not constitute a violation of the Sec. 542.21 restrictions, or the Sec. 542.31 or Sec. 542.41 requirements:

1. Food service establishments with counter service may allow customers to access a self-service station for single-use foodware and/or condiment packets, provided that such single-use foodware and/or condiment packets are not bundled or packaged in a manner that prohibits a customer from taking only the type of single-use foodware item or condiment packet desired.
2. For take-away orders, food service establishments and/or third-party food delivery services may choose to include specific single-use foodware, such as beverage lids and beverage trays, in order to prevent spills and ensure safety.
3. Food service establishments may provide single-use foodware or condiment packets that are prepackaged with or attached to any food or beverage products by the manufacturer prior to receipt by the food service establishment (for example, plastic straws attached to juice boxes, or a separate plastic container of dressing included within a larger salad container).
4. Food service establishments may provide single-use foodware or condiment packets with free or reduced-price meals as part of a charitable program or donation, including, without limitation, free or reduced-price meals provided by school systems, homeless shelters, and programs that deliver meals to the elderly.

5. Food service establishments may provide single-use foodware items or condiment packets pursuant to an order of the Commissioner of the County Department of Health, or pursuant to a public health emergency declared by the New York State Governor, New York State Commissioner of Health, County Executive, County Board of Health, or any other authorized federal, state, or local official.
6. Hospitals, health-care facilities, and congregate care facilities (including, for the purposes of this Section, nursing homes, assisted living facilities, adult day cares, hospice facilities, rehabilitation facilities, correctional facilities, jails, juvenile justice facilities, and residential treatment centers) may provide single-use foodware or condiment packets, including those that are bundled or packaged together, to their patients and/or residents.

**Sec. 542.61. Enforcement and Penalties.**

1. For food service establishments that are permitted by the County Department of Health under the County Sanitary Code or the New York State Sanitary Code, the County Board of Health is authorized to enforce the provisions of this Chapter 542 in the same manner that it enforces the provisions of Chapter 873 of the Laws of Westchester County (i.e., the Westchester County Sanitary Code).
2. For retail food stores (permitted by the New York State Department of Agriculture and Markets) and food service establishments that are not permitted by the County Department of Health, including, but not limited to, food service establishments within hospitals (permitted by the New York State Department of Health) and delicatessens with food service that accounts for less than 50% of sales (permitted by the New York State Department of Agriculture and Markets), the Department of Environmental Facilities is authorized to enforce the provisions of this Chapter 542 in the same manner that it enforces



the provisions of Chapter 825 of the Laws of Westchester County (i.e., the Source Separation Law).

3. Any food service establishment that violates any provision of Section 542.21, 542.31, or 542.41 of this Chapter may be subject to a civil penalty. Such penalty shall be in the amount of one hundred dollars (\$100) for the first violation, two hundred dollars (\$200) for the second violation committed on a different day within a period of twelve (12) months, and four hundred dollars (\$400) for the third and each subsequent violation committed on different days within a period of twelve (12) months, except that neither the Westchester County Board of Health, nor the Department of Environmental Facilities shall issue a notice of violation, but shall issue a warning and provide a copy of this Local Law, for any violation that occurs within the first six months of the effective date of this Local Law. Notwithstanding the foregoing, no single incident of non-compliance shall be subject to violation from more than one Department of the County of Westchester; however, violations issued by one Department of the County of Westchester shall be considered in the determination of the number of total violations received by a food service establishment or retail food store.
4. No civil penalty shall be imposed as provided for herein unless the alleged violator has received notice of the violation and has had an opportunity to be heard.

**Sec. 542.71. Construction.**

No provision of this Chapter shall be construed or interpreted to limit or frustrate a food service establishment's or retail food store's lawful compliance with the New York State Sanitary Code, including 10 N.Y.C.R.R. § 14-1.97, or the Westchester County Sanitary Code, Chapter 873 of the Laws of Westchester County.

**Sec. 542.81. Severability.**

If any clause, sentence, paragraph, section, or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

**Section 2.**

This Local Law shall take effect one-hundred-eighty (180) days after adoption.

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

Your Committee is in receipt of a communication from the County Executive requesting that your Honorable Board authorize the County of Westchester (the “County”) to enter into a subaward agreement (the “Agreement”) with the Westchester County Health Care Corporation (“WCHCC”), pursuant to which the County would subaward to WCHCC a portion of the \$1,000,000.00 in certain grant funds (the “Grant Funds”) being received by the County from the United States Department of Justice, acting by and through its Office on Violence Against Women, (“DOJ”).

Your Committee has been advised that the Grant Funds are being provided to the County by DOJ, through its Improving Criminal Justice Responses to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Grant Program, under DOJ Grant Award Number 15JOVW-21-GG-02029-ICJR. Your Committee has been advised that the Grant Funds are to be used by the County for the work to implement the Westchester County Domestic Violence High Risk Team (the “DVHRT”), for the period from October 1, 2021 through September 30, 2025.

Your Committee has been advised that, under the proposed Agreement, the County would subaward to WCHCC \$64,582.00 in Grant Funds for the performance of the portion of the work that is to provide certain services of a 24/7 ‘High Risk Hotline Operator’ (also known as a ‘LAPline Advocate’), who will provide immediate assistance to victims of domestic violence who are screening in as high risk at the scene of a domestic incident, which assistance may

include, but not necessarily be limited to, immediate crisis intervention, safety planning, and referrals for shelter or emergency housing, if needed, all as part of the work of the DVHRT.

Your Committee has been advised that Section 3307(4) of the New York Public Authorities Law requires the approval of your Honorable Board and the Board of Acquisition and Contract for the proposed Agreement. Pursuant to that section, said approval of your Honorable Board must be by an affirmative vote of not less than a majority of the voting strength of the Board.

Your Committee concurs with the conclusion that the proposed Agreement does not meet the definition of an action under New York State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617. Accordingly, 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.

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After due consideration, your Committee recommends the adoption of the proposed Act.

Date: January 10<sup>th</sup>, 2023





White Plains, New York



Committee on

February 6<sup>th</sup>, 2023

Public Safety

Budget & Appropriations

  
  
  
  
Margaret A. Cipo  
Yancy Barr

Edward Lohr  
  
Yancy Barr  
James J. Bull  
  
Dan Madsen

C:BDM-102622

Dated: February 6, 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***

Committee(s) on:

**Budget & Appropriations**

Handwritten signature of Colin J. Smith in cursive.

Catherine F. Parker

# FISCAL IMPACT STATEMENT

SUBJECT: WC DV High Risk Team (DVHRT)

☒ 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 \$ 16,145.50

Total Current Year Revenue \$ -

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

☐ Additional Appropriations ☐ Other (explain)

Identify Accounts: 263 11 W042 4380 (trust funded through a US Department of Justice,  
Office on Violence Against Women grant

Potential Related Operating Budget Expenses: Annual Amount \$0.00

Describe: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Potential Related Operating Budget Revenues: Annual Amount \$0.00

Describe: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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

Current Year: \$0.00

Next Four Years: \$48,436.50

2022-2025 not-to-exceed amount to provide a High Risk Hotline Operator ("LAPline Advocate"),  
who will provide immediate assistance to victims of domestic violence who are screening in  
as high risk at the scene of a domestic incident, as part of DVHRT. (\$16,145.50 per year)

Prepared by: Stephanie Basilan

Title: Program Admin, CT Mangement

Department: Office for Women

Date: September 27, 2022

Reviewed By: 

Budget Director

Date: 10/31/22

ACT NO. 2022-\_\_\_\_\_

An Act authorizing the County of Westchester to enter into a subaward agreement with the Westchester County Health Care Corporation for a term from October 1, 2021 through September 30, 2025, pursuant to which it will be subawarded a portion of the grant funds received by the County of Westchester to implement the Westchester County Domestic Violence High Risk Team.

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

Section 1. The County of Westchester (the “County”) is hereby authorized to enter into a subaward agreement with the Westchester County Health Care Corporation (“WCHCC”), pursuant to which the County will subaward to WCHCC \$64,582.00 in grant funds being received by the County from the United States Department of Justice, acting by and through its Office on Violence Against Women, (“DOJ”) through its Improving Criminal Justice Responses to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Grant Program, under DOJ Grant Award Number 15JOVW-21-GG-02029-ICJR, for the work to implement the Westchester County Domestic Violence High Risk Team (the “DVHRT”), for the period from October 1, 2021 through September 30, 2025 (the “Grant Funds”).

Under the Agreement, WCHCC shall be provided the \$64,582.00 in Grant Funds for the performance of the portion of the work that is to provide certain services of a 24/7 ‘High Risk Hotline Operator’ (also known as a ‘LAPLine Advocate’), who will provide immediate assistance to victims of domestic violence who are screening in as high risk at the scene of a domestic incident, which assistance may include, but not necessarily be limited to, immediate crisis intervention, safety planning, and referrals for shelter or emergency housing, if needed, all as part of the work of the DVHRT.

§2. The County Executive or his authorized designee is hereby authorized to execute all instruments and take all actions reasonably necessary to carry out the purposes of this Act.

§3. This Act shall take effect immediately.



**THIS SUBAWARD AGREEMENT** made the \_\_\_\_\_ 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 the “County”)

and

**WESTCHESTER COUNTY HEALTH CARE CORPORATION**, a public benefit corporation of the State of New York, having an office and place of business at Executive Offices at Taylor Care Center, C-2, 100 Woods Road, Valhalla, New York 10595 (hereinafter the “Subrecipient”)

**WITNESSETH:**

**WHEREAS**, the County and the United States Department of Justice, acting by and through its Office on Violence Against Women, (“DOJ”) are parties to an agreement, pursuant to which the County accepted from DOJ a grant in the amount of \$1,000,000.00 under DOJ’s Improving Criminal Justice Responses to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Grant Program (the “Grant Funds”), in order to implement the Westchester County Domestic Violence High Risk Team (the “Grant Agreement”; DOJ Grant Award Number 15JOVW-21-GG-02029-ICJR), for the period from October 1, 2021 through September 30, 2025; and

**WHEREAS**, the County desires to make a subaward, of a portion of the Grant Funds, to the Subrecipient for the performance of the portion of the work that is to provide certain services of a 24/7 ‘High Risk Hotline Operator’ (also known as a ‘LAPline Advocate’), who will provide immediate assistance to victims of domestic violence who are screening in as high risk at the scene of a domestic incident, which assistance may include, but not necessarily be limited to, immediate crisis intervention, safety planning, and referrals for shelter or emergency housing, if needed, all as part of the work of the Domestic Violence High Risk Team (“DVHRT”).

**WHEREAS**, the Subrecipient desires to receive such a subaward of a portion of the Grant Funds, in order to provide the above-described work, and desires to thereby become a subrecipient under the Grant Agreement, on the terms and conditions provided herein.

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

**FIRST**: The County shall, to the extent permitted under the Grant Agreement, make a subaward, of the Grant Funds, under the Grant Agreement, to the Subrecipient in the amount of SIXTY-FOUR THOUSAND FIVE HUNDRED EIGHTY-TWO DOLLARS (\$64,582.00) (the “Subaward”). The term of this Agreement, and the making of the Subaward, shall commence on October 1, 2021 and shall continue through September 30, 2025, unless terminated earlier pursuant to the provisions of this Agreement or the Grant Agreement.

**SECOND**: The Subrecipient shall use the Subaward to provide certain services of a 24/7 ‘High Risk Hotline Operator’ (also known as a ‘LAPline Advocate’), who will provide immediate assistance to victims of domestic violence who are screening in as high risk at the scene of a domestic incident, which assistance may include, but not necessarily be limited to, immediate crisis intervention, safety planning, and referrals for shelter or emergency housing, if needed, all as part of the work of the DVHRT, as more fully described in the Grant Agreement and/or grant-related materials that are not necessarily explicitly made part of the Grant Agreement but are nevertheless pertinent to the services to be provided, including, without limitation, any and all applicable notices of funding availability and any and all applicable County grant application materials, (the “Work”) all of which materials are hereby incorporated into this Agreement by reference and all of which the Subrecipient hereby acknowledges that it is aware of and/or possesses, such that it is fully aware of, and can fulfill, its obligations hereunder. The Work shall be carried out by the Subrecipient in accordance with the terms of the Grant Agreement and the above-described related materials (collectively, the “Grant Materials”) otherwise in accordance with current industry standards and trade practices.

**THIRD:** The County shall not pay to the Subrecipient any portion of the Subaward unless and until the Subrecipient has given the County the Subrecipient's federal "unique entity identifier" number, in compliance with 2 C.F.R. 25.300, unless the Grant Materials and/or DOJ allows such payment(s) to proceed without having such number. Except as may be otherwise required by the Grant Materials, the Subaward shall be paid to the Subrecipient quarterly, on a reimbursement basis. Any and all requests for payment submitted by the Subrecipient shall only be made, and only be fulfilled by the County, in accordance with all applicable terms imposed by the Grant Materials, the County, and/or DOJ. Such terms include, but are not necessarily limited to, the following:

- 1.) Any and all requests for payment shall be submitted by the Subrecipient on properly executed payment vouchers of the County, or on such other forms as may be required by the County or DOJ;
- 2.) Payment shall be made only after approval by the County Executive;
- 3.) All requests for payment must be accompanied by a numbered invoice and must contain the invoice number where indicated. All invoices submitted during each calendar year shall utilize consecutive numbering and be non-repeating.

The Subrecipient agrees to keep records necessary to disclose fully the receipt and disposition of Grant Funds provided under this Agreement as the amount of the Subaward. Unless another provision of this Agreement requires retention for a longer period, and unless the County shall, in writing, advise the Subrecipient to the contrary, the Subrecipient shall retain all financial records related to this Agreement for a period of six (6) years after the expiration or termination of this Agreement.

The Subrecipient agrees that it shall be solely responsible for any over expenditure or improper expenditure relating to the Work and that the County shall have no responsibility or liability whatsoever for any over expenditure or improper expenditure. Accordingly, the Subrecipient agrees that it shall reimburse the County for any use of the Subaward that is disallowed by DOJ.

In addition to any other remedies it may have, the County shall have the right to deduct from future contract payments under any contracts the County may have with Subrecipient any funds the County may determine are owed to the County under this Agreement.

**FOURTH:** The Subrecipient shall, immediately upon request, provide to the County such financial documents regarding the Work, as well as reports on its progress toward completing the Work, as the County Executive or his duly authorized designee (the “County Executive”) may request, and shall immediately inform the County Executive in writing of any cause for delay in the performance of its obligations under this Agreement.

Without limiting any other provision of this Agreement, the Subrecipient shall provide the County with financial reports and progress reports at such intervals as the County may, in its discretion, specify, unless more frequent reports are required by DOJ under the Grant Materials or as otherwise provided for in the Federal Requirements (as defined below).

**FIFTH** In addition to a general audit rights, which the County reserves for itself hereunder, the County also reserves the right to audit the Subrecipient’s performance under this Agreement. Such audit may include requests for documentation or other information which the County Executive may, in his discretion, deem necessary and appropriate to verify the information provided by the Subrecipient as required by Paragraph “FOURTH”.

The County may also make site visits to the location(s) where the services to be provided under this Agreement are performed in order to review the Subrecipient’s books, accounts, financial audits, and records, observe the performance of services and/or to conduct interviews of staff, where appropriate and not otherwise prohibited by law.

Without limiting any of the foregoing, the Subrecipient shall fully comply with any and all organization-wide or program-specific audits conducted by the County and/or DOJ, whether conducted by the County and/or DOJ, or by a contractor or agent thereof, and whether conducted based upon compliance with the terms of the Grant Materials or another aspect of the Federal Requirements (as defined below), or on the County’s and/or DOJ’s own initiative.

**SIXTH:** The Subrecipient recognizes and acknowledges that the obligations of the County under this Agreement are subject to the County's receipt of the Grant Funds from DOJ pursuant to the Grant Agreement, and that no liability shall be incurred by the County beyond the monies made available to the County from DOJ pursuant to the Grant Agreement. The Subrecipient agrees that the County shall not be liable for any of the payments hereunder unless and until the County Commissioner of Finance has received said funds or said funds have been made available to the County. If, for any reason, the full amount of said funds is not paid over or made available to the County, the County may terminate this Agreement immediately or reduce the amount payable to the Subrecipient, in the discretion of the County. The County shall give prompt notice of any such termination or reduction to the Subrecipient. If the County subsequently offers to pay a reduced amount to the Subrecipient, then the Subrecipient shall have the right to terminate this Agreement upon reasonable prior written notice.

**SEVENTH:** (a) The County, upon ten (10) days notice to the Subrecipient, may terminate this Agreement in whole or in part when the County deems it to be in its best interest. In such event, the Subrecipient shall only be entitled to such amount of the Subaward as is attributable to the portion of the Work performed prior to the effective date of termination. The Subrecipient shall accept as final a reasonable and good faith determination by the County Executive regarding such amount. Upon receipt of notice that the County is terminating this Agreement in its best interests, the Subrecipient shall stop work immediately and incur no further costs in furtherance of this Agreement without the express approval of the County Executive, and the Subrecipient shall direct any contractors, consultants, subrecipients, and the like to do the same.

(b) If the Subrecipient fails to perform the Work in the manner called for in this Agreement, or if the Subrecipient otherwise fails to comply with any other provision(s) of this Agreement, the County may terminate this Agreement for cause, either with or without allowing a period of time for the Subrecipient to cure such breach(es) or default(s) to the County's satisfaction, as the County may determine in its sole discretion. If the County will allow a period of time for the Subrecipient to cure its beach(es) or default(s), the County shall send a notice to

the Subrecipient identifying the breach(es) or default(s) and specifying the time period being allowed for said cure. Termination shall be effected by sending a notice of termination on the Subrecipient setting forth the manner(s) in which the Subrecipient is in breach or default. The Subrecipient will only be entitled to retain such amount of the Subaward as is attributable to the portion of the Work performed prior to the effective date of termination that the County Executive has determined that the Subrecipient performed in accordance with the manner of performance set forth in this Agreement. The Subrecipient shall accept as final a reasonable and good faith determination by the County Executive regarding such amount.

Any termination for default under this section “b” shall not in any way operate to preclude the County from also pursuing all available remedies against the Subrecipient or other appropriate parties for said breach(es) or default(s). In addition to any other right or remedy it might have, the County shall have the right, power and authority to complete the Work provided for in this Agreement, or contract for its completion, and any additional expense or cost of such completion shall be charged to and paid by the Subrecipient.

(c) The Subrecipient understands and acknowledges that the federal government may suspend, suspend then terminate, and/or terminate all or any part of the Grant Funds to be used to fund the Work. The Subrecipient agrees that, in such event, the County shall have the right to immediately terminate all or part of the Work provided under this Agreement, upon notice to the Subrecipient.

**EIGHTH:** The Subrecipient agrees to procure and maintain in continuous effect for the term of this Agreement policies of 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”, the Subrecipient agrees:

(a) that except for the amount, if any, of damage contributed to by, caused by, or resulting from the negligence or willful misconduct of the County, the Subrecipient shall indemnify and hold harmless the County, its officers, employees, agents, and elected officials

from and against any and all liability, damage, third party 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 the Subrecipient or third parties under the direction or control of the Subrecipient;

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

(c) in the event the Subrecipient does not provide the above defense and indemnification to the County, and such refusal or denial to provide the above defense and indemnification is found to be in breach of this provision, then the Subrecipient 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.

**NINTH:** The Subrecipient expressly agrees that neither it nor any contractor, consultant, subrecipient, employee, or any other person acting on its behalf shall discriminate against or intimidate any employee or other individual on the basis of race, creed, religion, color, gender, age, national origin, ethnicity, alienage or citizenship status, disability, marital status, sexual orientation, familial status, genetic predisposition or carrier status during the term of or in connection with this Agreement, as those terms may be defined in Chapter 700 of the Laws of Westchester County. The Subrecipient acknowledges and understands that the County maintains a zero tolerance policy prohibiting all forms of harassment or discrimination against its employees by co-workers, supervisors, vendors, subrecipients, contractors, consultants, or others.

**TENTH:** The County shall have a non-exclusive, worldwide, royalty-free perpetual license to use, in any manner it sees fit, for any purpose whatsoever, all records or recorded data of any kind created or compiled by the Subrecipient in completing the Work described in this Agreement, including but not limited to written reports, studies, drawings, blueprints, computer printouts, graphs, charts, plans, specifications and all other similar recorded data.

**ELEVENTH:** The Subrecipient and the County agree that the Subrecipient and its officers, employees, agents, contractors, consultants and/or subcontractors are not employees of the County or any department, agency or unit thereof. Accordingly, the Subrecipient covenants and agrees that neither the Subrecipient nor any of its officers, employees, agents, contractors, consultants, and/or subcontractors will hold themselves out as, or claim to be, officers or employees of the County or any department, agency or unit thereof.

**TWELFTH:** Failure of the County to insist, in any one or more instances, upon strict performance of any term or condition herein contained shall not be deemed a waiver or relinquishment of such term or condition, but the same shall remain in full force and effect. Acceptance by the County of any of the Work or the payment of any amount hereunder with knowledge of a breach of any term or condition hereof, shall not be deemed a waiver of any such breach and no waiver by the County of any provision hereof shall be implied.

**THIRTEENTH:** All notices of any nature referred to in this Agreement shall be in writing and either sent by registered or certified mail postage pre-paid, or delivered by hand or overnight courier, or sent by facsimile (with acknowledgment received and a copy of the notice sent by registered or certified mail postage pre-paid), to the addresses as set forth below or to such other addresses as the respective parties hereto may designate in writing. Notice shall be effective on the date of receipt. Notices shall be sent to the following:

To the County:

Office for Women  
112 East Post Road, Room 110B  
White Plains, New York 10601

with a copy to:

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

To the Subrecipient:



Westchester County Health Care Corporation  
Executive Offices at Taylor Care Center, C-2  
100 Woods Road  
Valhalla, New York 10595

with a copy to:

Office of Legal Affairs  
Attn: General Counsel  
WMCLegalNotices@ WMCHHealth.org

**FOURTEENTH:** 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 within this Agreement, among any of the documents that form a part of this Agreement, it is understood and agreed that the following order of precedence shall prevail in determining the document that controls with respect to any interpretation of the meaning and intent of the parties:

- 1.) The Grant Materials
- 2.) This Agreement

**FIFTEENTH:** 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.

**SIXTEENTH:** The Subrecipient hereby represents that, if operating under an assumed name, it has filed the necessary certificate pursuant to New York State General Business Law Section 130.

**SEVENTEENTH:** The Subrecipient shall use all reasonable means to avoid any conflict of interest with the County and shall immediately notify the County in the event of a

conflict of interest. The Subrecipient shall also use all reasonable means to avoid any appearance of impropriety.

**EIGHTEENTH:** All payments made by the County to the Subrecipient will be made by electronic funds transfer (“EFT”) pursuant to the County’s Vendor Direct Program. If the Subrecipient is not already enrolled in the Vendor Direct Program, the Subrecipient shall fill out and submit an EFT Authorization Form as part of this Agreement. (In rare cases, a hardship waiver may be granted. For a Hardship Waiver Request Form, the Subrecipient understands that it must contact the County’s Finance Department.) The EFT Authorization Form and related information are annexed hereto as Schedule “B”. The Subrecipient shall provide the County with a completed copy of the EFT Authorization Form that is attached hereto and made a part hereof. If the Subrecipient is already enrolled in the Vendor Direct Program, the Subrecipient hereby agrees to immediately notify the County’s Finance Department in writing if the EFT Authorization Form on file must be changed, and provide an updated paper version of the document.

**NINETEENTH:** The Subrecipient understands that the County has relied upon all materials and representations it has provided to the County concerning the Work and this Agreement in, a.) considering, among other things, whether the Subrecipient is capable of successfully performing under the terms and conditions of this Agreement; the Subrecipient’s integrity and ethics; whether executing this Agreement with the Subrecipient is in compliance with public policy; the Subrecipient’s record of past performance; and the Subrecipient’s financial, administrative, and technical resources and capacity, b.) consequently determining that the Subrecipient is a responsible Subrecipient, and c.) making the Subaward to the Subrecipient.

**TWENTIETH:** The Subrecipient shall comply, at its own expense, with the provisions of all applicable local, state and federal laws, rules and regulations, including, but not limited to, those applicable to the Subrecipient as an employer of labor.

The Subrecipient understands and acknowledges that its use of the Grant Funds provided under this Agreement will make the Work funded by the Grant Funds subject to the

various terms in the Grant Materials and various applicable federal requirements that are specified in various materials concerning, or otherwise applicable to, the Grant Funds (collectively, the “Fund Materials”). All of the Fund Materials that are not attached to this Agreement are or will be either on file with the County or publicly available from DOJ, and are hereby incorporated by reference into this Agreement. The Subrecipient represents and warrants that it is aware of and/or possesses all of the Fund Materials that it needs in order to be fully aware of, and fulfill, its obligations, including, but not necessarily limited to, the compliance obligations described in this Paragraph “TWENTIETH”.

The Subrecipient agrees that, in its performance of the Work, it will comply, at its own expense, with, a.) all terms contained in the Fund Materials, as such materials may be amended from time to time, and, without limiting the foregoing, b.) the provisions of all applicable Federal laws, regulations, rules, executive orders, policies, orders, notices, and related guidance, as such provisions may be amended from time to time, (‘a’ and ‘b’, collectively, the “Federal Requirements”). The Federal Requirements are hereby incorporated into this Agreement by reference. The Subrecipient’s failure to comply with the Federal Requirements shall constitute a material breach of this Agreement.

Without limiting any of the foregoing, the Subrecipient shall, specifically:

- (a) Regarding access to records, access to sites where the Work is performed, and retention of records:
  - i.) In compliance with 2 C.F.R. 200.337(a), the Subrecipient agrees to provide the County, DOJ, the Comptroller General of the United States, any inspectors general, or any of the duly authorized representatives of any of these listed parties, access to any books, documents, papers, or other records which are pertinent to this Agreement in order to make audits, examinations, excerpts, and transcripts, as well as provide timely and reasonable access to the Subrecipient’s personnel for the purpose of interview and discussion related to such documents. The Subrecipient agrees to allow the above-listed parties to reproduce,

excerpt, and/or transcribe such books, documents, papers, and other records by any means whatsoever. The Subrecipient also agrees to allow the above-listed parties such other access to records as may be necessary for compliance by such parties and/or the Subrecipient with applicable Federal Requirements.

- ii.) In accordance with 2 C.F.R. 200.337(c), all of the above-described rights of access to records shall last for as long as the records are retained by the Subrecipient. In compliance with 2 C.F.R. 200.334, the Subrecipient agrees to maintain all of the records described in item ‘i’, above, for the applicable period of time specified in those regulations or such other regulations as may be applicable.
- iii.) In compliance with 2 C.F.R. 200.329(f), the Subrecipient agrees to permit DOJ to make site visits as needed.

(b) Regarding recovered materials:

- i.) The Subrecipient agrees to comply with all applicable requirements of 2 C.F.R. 200.323; Section 6002 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act and as further amended (42 U.S.C. § 6962); 40 C.F.R. Part 247, the United States Environmental Protection Subrecipient’s “Comprehensive Procurement Guideline for Products Containing Recovered Materials”; and Executive Order 12873.

(c) Regarding clean air and clean water, in compliance with Appendix II to 2 C.F.R. Part 200, the Subrecipient shall require any contractor paid any portion of the Subaward to :

- i.) Comply with all applicable requirements of, and standards, orders, or regulations issued pursuant to, the following:
  - 1.) The Clean Air Act, as amended (42 U.S.C. § 7401 – 7671q);
  - and

- 2.) The Federal Water Pollution Control Act (also known as the Clean Water Act), as amended (33 U.S.C. § 1251 – 1387).
- ii.) Report each violation of the provisions specified in item ‘i’, above, to the County and understands and acknowledges that the County will, in turn, report each violation as required to assure notification to DOJ and the appropriate Environmental Protection Subrecipient Regional Office.
- (d) Regarding contracting with small and minority businesses, women’s business enterprises, and labor surplus area firms:
  - i.) The Subrecipient agrees to comply with all applicable requirements of 2 C.F.R. 200.321.
- (e) Regarding domestic preferences for procurements:
  - i.) The Subrecipient agrees to comply with all applicable requirements of 2 C.F.R. 200.322.
- (f) Regarding the procurement of any contract that will be funded by any portion of the Subaward:
  - i.) The Subrecipient agrees to conduct all such procurement transactions in compliance with 2 C.F.R. Part 200 and otherwise in a manner to provide, to the maximum extent practical, open and free competition.

The Subrecipient hereby represents and warrants that it has all of the information it needs regarding the Federal Requirements concerning reporting, patent rights, copyrights, and rights in data, and the Subrecipient understands and acknowledges that all such requirements and regulations are hereby incorporated into this Agreement by reference, and shall prevail over any conflicting term(s) of this Agreement.

**TWENTY-FIRST:** (a) The Subrecipient represents and warrants that it, its principals, and affiliates (as defined in 2 C.F.R. Part 180) are not currently debarred or suspended and the Subrecipient agrees to complete the “Certification Regarding Debarment and

Suspension”, which is attached hereto and made a part hereof as Schedule “C”.

The Subrecipient agrees that it shall immediately notify the County if it, its principals, and/or affiliates is/are debarred or suspended, or its, its principals’, and/or affiliates’ debarment or suspension appears likely. The Subrecipient further agrees to comply with the applicable provisions regarding debarment and suspension regulations in 2 C.F.R. Part 2867, Federal Executive Order 12549, Federal Executive Order 12689, 48 C.F.R. Subpart 9.4, and 2 C.F.R. Part 180, and to require any contractors of the Subrecipient that are being paid funds from the Subaward to comply with the same.

The Subrecipient represents and warrants that it is not currently excluded from receiving Federal contracts, certain subcontracts, and certain types of Federal financial and non-financial assistance and benefits, by virtue of being on the United States General Service Administration’s the Excluded Parties List System (EPLS), available at <https://sam.gov> (or any successor website) as part of the System for Awards Management (SAM). The Subrecipient agrees that it shall immediately notify the County if it is so-excluded, or its exclusion appears likely.

The Subrecipient represents and warrants that it is not currently on any debarment, suspension, or exclusion list of New York State or any political subdivision thereof, and has not been found non-responsible by New York State or any political subdivision thereof. The Subrecipient agrees that it shall immediately notify the County if it is added to any debarment, suspension, or exclusion list of New York State or any political subdivision thereof, or its addition to such lists appears likely. The Subrecipient agrees that it shall immediately notify the County if it is found non-responsible by New York State or any political subdivision thereof, or such a finding of non-responsibility appears likely.

The Subrecipient understands and acknowledges that the County is relying upon all of the Subrecipient’s above-described representations and warranties in entering into this Agreement.

(b) The Subrecipient agrees to complete the “Certification Regarding Drug-Free Workplace Requirements”, which is attached hereto and forms part hereof as Schedule “D”, in order to help ensure compliance with 41 U.S.C. § 8101 et seq., 48 C.F.R. Subpart 23.5, and 28 C.F.R. Part 83. The Subrecipient agrees to require each contractor of the Subrecipient that is being paid funds from the Subaward to complete its own copy of Schedule “D”.

(c) The Subrecipient agrees to complete the “Certification Regarding Lobbying”, which is attached hereto and forms part hereof as Schedule “E”, in compliance with 28 C.F.R. Part 69, and to otherwise comply with 28 C.F.R. Part 69 and 31 U.S.C. § 1352. The Subrecipient agrees to require each contractor of the Subrecipient that is being paid funds from the Subaward to complete its own copy of Schedule “E”.

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

**TWENTY-THIRD:** This Agreement may be executed simultaneously in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument. This Agreement shall be construed and enforced in accordance with the laws of the State of New York. In addition, the parties hereby agree that any cause of action arising out of this Agreement shall be brought in the County of Westchester.

If any term or provision of this Agreement is held by a court of competent jurisdiction to be invalid or void or unenforceable, the remainder of the terms and provisions of this Agreement shall in no way be affected, impaired, or invalidated, and to the extent permitted by applicable law, any such term, or provision shall be restricted in applicability or reformed to

the minimum extent required for such to be enforceable. This provision shall be interpreted and enforced to give effect to the original written intent of the parties prior to the determination of such invalidity or unenforceability.

**TWENTY-FOURTH:** This Agreement shall not be enforceable until signed by both parties and approved by the Office of the County Attorney.

[NO FURTHER TEXT ON THIS PAGE]

DRAFT



IN WITNESS WHEREOF, the County of Westchester and the Subrecipient have caused this Agreement to be executed.

**THE COUNTY OF WESTCHESTER**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**WESTCHESTER COUNTY HEALTH CARE CORPORATION**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

Authorized by the Westchester County Board of Legislators by Act No. \_\_\_\_\_, which was adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 202\_\_.

Authorized by the Westchester County Board of Acquisition & Contract at a meeting duly held on the \_\_\_\_\_ day of \_\_\_\_\_, 202\_\_.

Approved.

\_\_\_\_\_  
Senior Assistant County Attorney  
County of Westchester

sk/b/cxx/WCHCC - DV HRT/DVHRT Subaward Agreement - WCHCC - 2021-25.doc  
con127464

**ACKNOWLEDGMENT**

STATE OF \_\_\_\_\_ )  
 ) 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**  
(CORPORATION)

I, \_\_\_\_\_,  
(Officer other than officer signing document for the corporation)

certify that I am the \_\_\_\_\_ of  
(Title)  
\_\_\_\_\_ a corporation duly organized and in  
(Name of Corporation)

good standing under the \_\_\_\_\_ PAL \_\_\_\_\_  
(Law under which organized, e.g., the New York Business Corporation Law)

named in the foregoing document; that \_\_\_\_\_  
(Person signing the document for the corporation)

who signed said document on behalf of \_\_\_\_\_  
(Name of Corporation)

was, at the time of signing \_\_\_\_\_  
(Title of such person)

of the Corporation and that said document 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 \_\_\_\_\_ )

) 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

**SCHEDULE "A"**  
**STANDARD INSURANCE PROVISIONS**  
 (Subrecipient)

1. Prior to commencing work, and throughout the term of the Agreement, the Subrecipient 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 Subrecipient 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 Subrecipient 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 Subrecipient 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 Subrecipient 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 Subrecipient to take out, maintain, or the taking out or maintenance of any required insurance, shall not relieve the Subrecipient from any liability under the Agreement, nor shall the insurance requirements be construed to conflict with or otherwise limit the contractual obligations of the Subrecipient 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 Subrecipient'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 Subrecipient until such time as the Subrecipient shall furnish such additional security covering such claims in form satisfactory to the Director.

In the event of any loss, if the Subrecipient 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 Subrecipient. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to the County.

2. The Subrecipient 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.

e) Professional Liability. The Subrecipient shall provide proof of such insurance. (Limits of \$1,000,000 per occurrence/\$3,000,000 aggregate).

f) Abuse and Molestation Liability, either by separate policy of insurance or through endorsement to the General Liability Policy or Professional Liability Policy. (Limits of \$1,000,000 per occurrence/2,000,000 aggregate). This insurance shall include coverage for the following, including coverage for client on client, counselor client, and third parties:

- i. Misconduct
- ii. Abuse (including both physical and sexual)
- iii. Molestation

3. All policies of the Subrecipient 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 Subrecipient.

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**SCHEDULE “B”**

**Westchester County Vendor Direct Program Frequently Asked Questions**

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

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

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

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

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

Yes.

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

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

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

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

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

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

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


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

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

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

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

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

 Westchester gov.com	Westchester County • Department of Finance • Treasury Division <b>Electronic Funds Transfer (EFT)</b> <b>Vendor Direct Payment Authorization Form</b>	Authorization is: (check one) <input type="checkbox"/> New <input type="checkbox"/> Change <input type="checkbox"/> No Change
<b>INSTRUCTIONS:</b> Please complete both sections of this Authorization form and attach a voided check. See the reverse for more information and instructions. If you previously submitted this form and there is no change to the information previously submitted, ONLY complete lines 1 through 6 of section 1.		

### Section I - Vendor Information

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

### Section II- Financial Institution Information

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

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

--	--	--	--	--	--	--	--



Westchester County • Department of Finance • Treasury Division

## Electronic Funds Transfer (EFT) Vendor Direct Payment Authorization Form

### GENERAL INSTRUCTIONS

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

### Section I - VENDOR INFORMATION

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

### Section II - FINANCIAL INSTITUTION INFORMATION

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

NEW/CHANGE VEN EFT 9/08

**SCHEDULE “C”**

**CERTIFICATION REGARDING DEBARMENT AND SUSPENSION**

1) In order to assure compliance with 2 C.F.R. Part 180, 2 C.F.R. Part 2867, and other applicable law, the Subrecipient certifies that it, its principals, and affiliates

(a) Are not presently disbarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded by any Federal department or agency;

(b) Have not within a 3-year period preceding this Agreement been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction, including any violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a Government entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (b) above; and

(d) Have not within a 3-year period preceding this Agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

2) Where the Subrecipient is unable to certify to any of the statements in this paragraph, the Subrecipient shall attach an explanation to this certification.

Westchester County Health Care Corporation

Contracting Entity's Name

Authorized Signature

Name:

Title:

Date:

**SCHEDULE “D”**

**Certification Regarding  
Drug-Free Workplace Requirements**

The Subrecipient certifies that it will provide a drug-free workplace, in compliance with 41 U.S.C. 8101 et seq., 48 C.F.R. Subpart 23.5, and 28 C.F.R. Part 83. The Subrecipient certifies that it will make a good faith effort, on a continuing basis, to maintain a drug-free workplace, including by taking certain specific measures, as follows:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the Subrecipient’s workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment on any federally-funded contract, the employee will:

- (1) Abide by the terms of the statement; and
- (2) Notify the employer in writing of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction;

(c) Making it a requirement that each employee to be engaged in the performance of any federally-funded contract be given a copy of the statement required by paragraph (a);

(d) Establishing an ongoing drug-free awareness program to inform employees about:

- (1) the dangers of drug abuse in the workplace;
- (2) the Subrecipient’s policy of maintaining a drug-free workplace;
- (3) any available drug counseling, rehabilitation, and employee assistance programs; and,
- (4) the penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(e) Notifying the County and the Federal agency that provided the Funds within ten days after receiving notice under subparagraph (b)(2) from an employee or otherwise receiving actual notice of such conviction, with such notification:

- (1) being in writing;
- (2) including the employee’s position title;
- (3) including the identification number(s) of each affected award of Federal funds;

(f) Taking one of the following actions, within 30 days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted:

- (1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with applicable law; or

- (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State or local health, law enforcement, or other appropriate agency;

(g) The Subrecipient shall insert in the space provided below, or include as a separate attachment, a listing of the site(s) for the performance of work done in connection with the specific grant:

Place(s) of Performance (Street address, city, county, State, zip code)

100 Wood Road, Valhalla, New York 10595

Westchester County

**Westchester County Health Care Corporation**

Contracting Entity's Name

Authorized Signature \_\_\_\_\_

Name:

Title:

Date:

**SCHEDULE “E”****Certification Regarding Lobbying  
Certification for Contracts, Grants, Loans,  
and Cooperative Agreements**

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, “Disclosure Form to Report Lobbying,” in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 U.S.C. § 1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Westchester County Health Care Corporation  
Contracting Entity's Name

\_\_\_\_\_  
Authorized Signature

Name:  
Title:  
Date:

**NOTE:** If Standard Form-LLL, “Disclosure Form to Report Lobbying,” is required, it can be obtained from Appendix B to 28 C.F.R. Part 69.

RESOLUTION - 2023

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

**WHEREAS**, the County Executive having on the 3<sup>rd</sup> day of October, 2022, recommended the appointment of David Diao of Scarsdale, New York, as a member of the Westchester County Youth Board for a term to commence on October 3, 2022 and expire on December 31, 2024, 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 23<sup>rd</sup> day of January, 2023 approved the appointment of David Diao to the Westchester County Youth Board; NOW THEREFORE BE IT

**RESOLVED**, that said appointment be and is hereby approved.

Dated: January 23, 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 11<sup>th</sup> day of July, 2022, recommended the reappointment of Maria Hlushko of North Salem, New York, as a member of the Westchester County Emergency Medical Services Advisory Board, for a term to commence on July 11, 2022 and expire on December 31, 2024, 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 23<sup>rd</sup> day of January, 2023, approved the reappointment of Maria Hlushko, as a member of the Westchester County Emergency Medical Services Advisory Board, NOW THEREFORE BE IT

**RESOLVED**, that said reappointment be and is hereby approved.

Dated: January 23, 2023  
White Plains, New York

The block contains several handwritten signatures in black ink. On the right side, there is a signature in blue ink that reads "Admin h".

COMMITTEE ON APPOINTMENTS

RESOLUTION - 2023

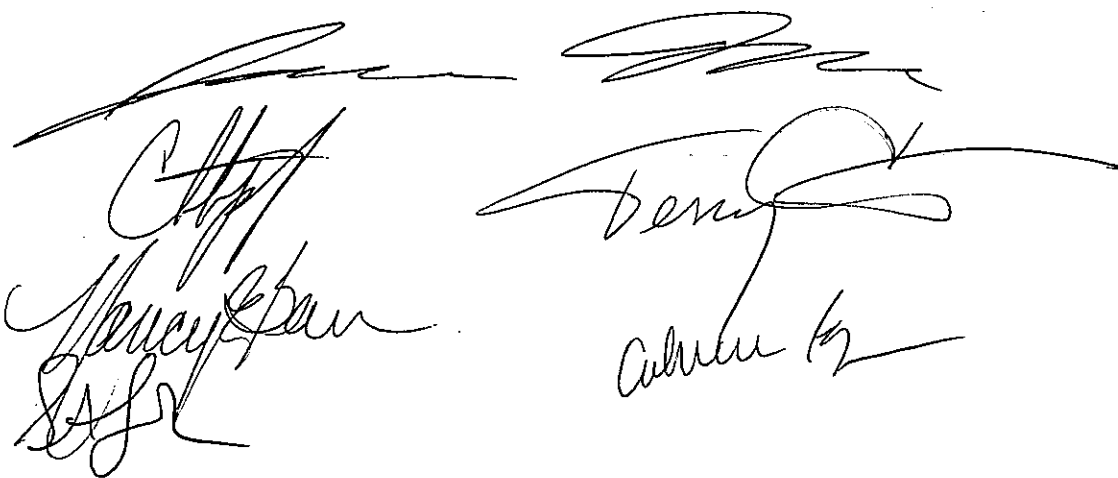
TO THE COUNTY BOARD OF LEGISLATORS  
OF THE COUNTY OF WESTCHESTER, NEW YORK

**WHEREAS**, the County Executive having on the 23<sup>rd</sup> day of May, 2022, recommended the reappointment of Edith Charles, of Mount Vernon, New York, as the Legislative District 13 representative member of the Westchester County Council for Seniors, for a term to commence May 23, 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 23<sup>rd</sup> day of January, 2023, approved the reappointment of Edith Charles as the Legislative District 13 representative member of the Westchester County Council for Seniors; NOW THEREFORE BE IT

**RESOLVED**, that said reappointment be and is hereby approved.

Dated: January 23, 2023  
White Plains, New York

The block contains five handwritten signatures in black ink. On the left side, there are three signatures stacked vertically. On the right side, there are two signatures stacked vertically. The signatures are cursive and vary in style, representing the members of the Committee on Appointments.

COMMITTEE ON APPOINTMENTS



BOARD OF LEGISLATORS  
COUNTY OF WESTCHESTER

Your Committee is in receipt of a proposed Act, which if enacted by your Board, would authorize the settlement of the lawsuit of Kim Golodetz v County of Westchester et al. in the amount of \$405,000.00 inclusive of attorney's fees.

This matter is pending in the Westchester County Supreme Court before the Honorable Nancy Quinn Koba. The lawsuit tentatively settled after a verdict on liability, pending this Board's approval of a settlement in the amount of \$405,000.00, inclusive of attorney's fees.

Glenn A. Herman, Esq. of Herman & Herman, P.C., 589 8<sup>th</sup> Avenue, 21<sup>st</sup> Floor, New York New York 10018, is representing the plaintiff, Kim Golodetz.

This lawsuit arises out of a bicycle accident on the North County Trailway on April 7, 2019 at approximately 12:40 pm. The plaintiff was travelling north on the trailway when she rode over what she claimed was an unexpected bump and was thrown from her bicycle. At trial plaintiff claimed that the County was negligent for failing to repair the bump despite having notice that another cyclist claimed to have fallen over the identical bump 10 months prior to the plaintiff's accident. The County argued that the bump was not dangerous and that the plaintiff assumed the risk of injury when she voluntarily engaged in cycling on the North County Trailway despite warning signs that there were uneven surfaces. At the conclusion of the liability phase of a bifurcated trial, the jury returned a verdict finding both parties negligent and responsible for the accident. The County was found to be 56% percent responsible and the plaintiff was found to be 44% responsible. The matter settled before the damages phase of the trial where the plaintiff would have presented evidence that, as a result of the accident, she suffered a fractured shoulder requiring surgery. She claims she engaged in physical therapy for

over a year and still suffers from pain and limited range of motion. She alleges that she will require a second surgery to remove the hardware that was put in place during the first surgery because the hardware is causing her to suffer pain.

The settlement takes into consideration the liability findings of the jury, the uncertainty of litigation and the potential costs of trial, subsequent proceedings and potential appeal. The accompanying Act will authorize settlement of the lawsuit entitled of Kim Golodetz v County of Westchester et al, in the amount of \$405,000.00, Westchester County Supreme Court Index No. 61047/2019, inclusive of attorney's fees.

Your Committee has carefully considered the subject matter, the settlement proposal, the attached Act and recommends authorizing the County Attorney or his designee to settle the lawsuit entitled Kim Golodetz v County of Westchester et al, in the amount of \$405,000.00, Westchester County Supreme Court Index No. 61047/2019, inclusive of attorney's fees. An affirmative vote of a majority of the Board is required to pass this legislation.

Dated: White Plains, New York

February 6<sup>th</sup>, 2023

*Don Z. Tubio*  
*Robert P. Lodi*  
*Nancy B...*  
*Paul J. ...*  
*John J. ...*  
*John D. ...*  
*John D. ...*  
*John D. ...*

*Robert P. Lodi*  
*Nancy B...*  
*John D. ...*

COMMITTEE ON

Budget & Appropriations

Law & Major Contracts

Dated: February 6, 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.***

Colin J. Amato

Catherine F. Parker

Colin J. Amato

Catherine F. Parker

**COMMITTEES ON**

Budget & Appropriations

Law & Major Contracts

ACT NO. -2023

AN ACT authorizing the County Attorney to settle the lawsuit of Kim Golodetz v County of Westchester, et al, Westchester County Supreme Court Index No. 61047/2019, in the amount of \$405,000.00, inclusive of attorney's fees

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

Section 1. The County Attorney is authorized to settle the lawsuit of Kim Golodetz v. County of Westchester, et al, Westchester County Supreme Court Index No. 61047/2019, in the amount of \$405,000.00, inclusive of attorney's fees.

Section 2. The County Attorney or his designee is hereby authorized and empowered to execute and deliver all documents and take such actions as the County Attorney deems necessary or desirable to accomplish the purpose of this Act.

Section 3. This Act shall take effect immediately.

# FISCAL IMPACT STATEMENT

SUBJECT: Lawsuit Settlement: Kim Golodetz

☐ 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 \$ 405,000

Total Current Year Revenue \$ -

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

☐ Additional Appropriations

☒ Other (explain)

Identify Accounts: 6N Fund: 615 59 0699/4310 4280/04

Potential Related Operating Budget Expenses: Annual Amount N/A

Describe: Settlement of General Liability Claim (BI) G190034 Golodetz, Kim

Potential Related Operating Budget Revenues: Annual Amount N/A

Describe: \_\_\_\_\_

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

Current Year: N/A

Next Four Years: N/A

Prepared by: Jane Hogan felix

Title: Associate County Attorney

Department: Law

Date: January 5, 2023

Reviewed By: 

Budget Director

Date: 1/5/23

**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: February 6<sup>th</sup>, 2023  
White Plains, New York

Debat Jani  
Nancy & Ben  
Lynn E. Zee - Long  
S. J. K.  
J. V.  
Dora J. Lubik  
D. M.

COMMITTEE on  
Budget & Appropriations

Dated: February 6, 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***

Committee(s) on:

**Budget & Appropriations**

*Colin J. ...*

*Catherine F. Parker*



## 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**

<b>X</b>	GENERAL FUND
----------	--------------

☐ AIRPORT FUND

<input checked="" type="checkbox"/>	SPECIAL DISTRICTS FUND
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## SECTION B - EXPENSES AND REVENUES

<b>Total Current Year Expense</b>	<b>\$</b>	<b>-</b>
-----------------------------------	-----------	----------

<b>Total Current Year Revenue</b>	<b>\$</b>	<b>724,159,047</b>
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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

[illegible]

**Describe:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

<b>Potential Related Operating Budget Revenues:</b>	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: [Signature]  
Budget Director

Date: 1/18/22

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**

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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%
<b>TOTALS</b>	<b>68,528,848,198</b>		<b>209,995,464,095</b>	<b>100.00%</b>

## 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



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  
COUNTY CLERK'S OFFICE  
LEGISLATION

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  
Derek [Signature]  
Hansel B. Keller [Signature]  
[Signature]  
[Signature]  
Damon Maher [Signature]

Committee on Budget & Appropriations

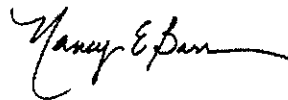


Dated: December 9, 2022  
White Plains, New York

***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**



Catherine F. Parker

**Westchester County  
2023 Budget Deletions**

**2023 OPERATING BUDGET DELETIONS LIST**

DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
<b>2023 OPERATING BUDGET REVENUE DELETIONS</b>			
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
<b>TOTAL 2023 OPERATING BUDGET REVENUE DELETIONS</b>			<b>\$5,835,000</b>

**2023 OPERATING BUDGET APPROPRIATION DELETIONS**

DEPARTMENT OF SOCIAL SERVICES (22)

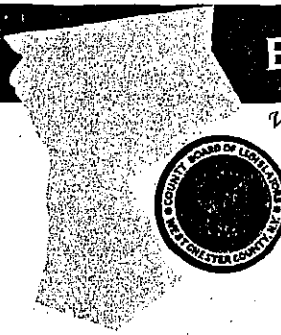
SOCIAL SERVICES (22)	101 22 8900	5630 Emergency Assistance to Families & Children (Non-Homeless)	\$250,000
SOCIAL SERVICES (22)	101 22 8900	5635 Emergency Assistance to Families & Children (Foster Care)	\$260,000
SOCIAL SERVICES (22)	101 22 8900	5640 Emergency Assistance to Adults	\$260,000
SOCIAL SERVICES (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
<b>SOCIAL SERVICES TOTAL</b>			<b>\$5,524,799</b>

**Westchester County  
2023 Budget Deletions**

DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
<b>DEPARTMENT OF HEALTH (27)</b>			
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
		<b>HEALTH TOTAL</b>	<b>\$2,390,000</b>
<b>MISCELLANEOUS BUDGET ITEMS (52)</b>			
MISCELLANEOUS BUDGET (52)	101 52 2508	5100 Hudson River Museum of Westchester	\$30,000
		<b>MISCELLANEOUS BUDGET TOTAL</b>	<b>\$30,000</b>
EMPLOYEE FRINGE BENEFITS (52)	101 52 1500	1650 Employee Fringe Benefits - Retirement Systems	\$3,030,000
		<b>EMPLOYEE FRINGE BENEFITS TOTAL</b>	<b>\$3,030,000</b>
<b>TOTAL 2023 OPERATING BUDGET APPROPRIATION DELETIONS</b>			<b>\$10,974,799</b>
<b>NET AMOUNT</b>			<b>\$5,139,799</b>

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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

*Debat Jan*  
*Manya Dan*  
*David Zeller*  
*David L. Tubish*  
*Gavin*  
*SR*  
*Calvin Parker*  
*Sam M*  
*Y H*

Committee on Budget & Appropriations

**Westchester County  
2023 Budget Additions**

**2023 OPERATING BUDGET ADDITIONS LIST**

DEPARTMENT	ORG	ACCOUNT DESCRIPTION	AMOUNT
<b>2023 OPERATING BUDGET REVENUE ADDITIONS</b>			
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
<b>COMMUNITY MENTAL HEALTH TOTAL</b>			<b>\$1,100,000</b>

**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
		<b>HEALTH TOTAL</b>	<b>\$350,000</b>
<u>DEPARTMENT OF PARKS, RECREATION &amp; CONSERVATION (42)</u>			
PARKS, RECREATION & CONSERVATION (42)	165 42 1000	2400 Additional Equipment - Plaques	\$30,000
		<b>PARKS TOTAL</b>	<b>\$30,000</b>
<u>DEPARTMENT OF PUBLIC WORKS (46)</u>			
PUBLIC WORKS (46)	101 46 3400	3200 Valhalla Campus- Utilities	\$1,480,000
		<b>DPW TOTAL</b>	<b>\$1,480,000</b>
<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  
2023 Budget Additions**

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
<b>MISCELLANEOUS BUDGET ITEMS TOTAL</b>			<b>\$6,357,969</b>
<b>MISC. BUDGET ITEMS - EMPLOYEE BENEFITS (52)</b>			
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
<b>EMPLOYEE BENEFITS TOTAL</b>			<b>\$3,621,830</b>
<b>TOTAL 2023 OPERATING BUDGET APPROPRIATION ADDITIONS</b>			<b>\$12,939,799</b>
<b>NET AMOUNT</b>			<b>(\$5,139,799)</b>

**Westchester County  
2023 Budget Additions**

**2023 CAPITAL BUDGET ADDITIONS LIST**

<b>PROJECT</b>	<b>NUMBER</b>	<b>AMOUNT</b>
<b>2023 COUNTY CAPITAL PROJECTS FUND CAPITAL BUDGET APPROPRIATION ADDITIONS</b>		
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
<b>TOTAL 2023 COUNTY CAPITAL PROJECTS FUND CAPITAL BUDGET APPROPRIATION ADDITIONS</b>		<b>\$24,450,000</b>

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.

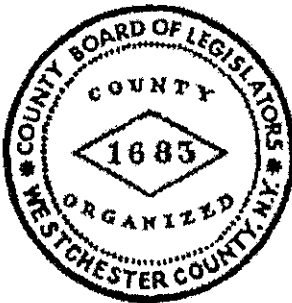
**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 13<sup>th</sup> day of December, 2022.

*Malika Vanderberg*

Malika Vanderberg

The Clerk of the Westchester County  
Board of Legislators

County of Westchester, New York



STATE OF NEW YORK            )  
  )  
WESTCHESTER COUNTY        )    ss.

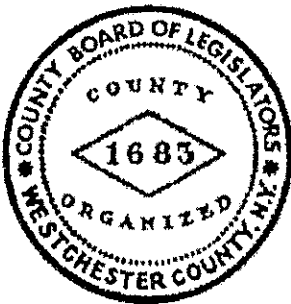
I HEREBY CERTIFY that I have compared the foregoing Act, Act No. 161 - 2022 (as amended) with the original on file in my office, and that the same is a corrected transcript therefrom, and of the whole, of the said original Act, which was duly adopted by the County Board of Legislators, of the County 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 13<sup>th</sup> 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
	<b>Grand Totals</b>	<b>100.00000000</b>	<b>510,198,389.00</b>	<b>31,997,838.00</b>	<b>542,196,227</b>	<b>\$ 4,098,623</b>	<b>\$ 57,366,532</b>	<b>\$ 120,497,665</b>	<b>\$ 724,159,047</b>

**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%
<b>Totals:</b>	<b>\$548,196,227</b>	<b>\$542,196,227</b>	<b>-6,000,000</b>	<b>-1.09%</b>	<b>\$162,478,587</b>	<b>\$181,962,820</b>	<b>19,484,233</b>	<b>11.99%</b>	<b>\$710,674,814</b>	<b>\$724,159,047</b>	<b>13,484,233</b>	<b>1.90%</b>

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

### 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
Town of Harrison	32,070,040.00	1.29%	2,486,049,612	0.156253806	1,336,682.00
Town of North Castle	3,705,493.00	1.94%	191,004,794	0.012005081	102,698.00
City of Rye	144,854,596.00	1.47%	9,854,054,150	0.619349452	5,298,260.00
Town of Rye	3,379,221,418.00	100.00%	3,379,221,418	0.212391661	1,816,916.00
			15,910,329,974.00	1.000000000	8,554,556.00
per Act					8,554,556.00

## For rounding if needed

1,336,681.93  
102,698.13  
5,298,259.57  
1,816,916.36  
8,554,556.00

8,554,556.00

Check

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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
					per Act 7,749,390.00

## 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					<u>18,745,710.00</u>



## 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

<b>Final Apportionment</b>	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	58,655.00	58,655.00
Town of Mt. Pleasant - Total	53,206.00	111,861.00
Town of New Castle	6,811.00	6,811.00
Town of Ossining	2,643,598.00	2,643,598.00
Town of Ossining - Briarcliff	294,284.00	294,284.00
Town of Ossining - Briarcliff	597,261.00	244,843.00
Town of Ossining - Total	3,240,859.00	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	<b>957,111.00</b>
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	<b>111,861.00</b>
Town of New Castle		6,811.00	<b>6,811.00</b>
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	<b>3,182,725.00</b>
		<b>4,258,508.00</b>	<b>4,258,508.00</b>

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
					surcharge
					per Act
					5,534,736.00
					34,567.00
					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 <u>16,784,782.00</u>
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

<b>Final Apportionment</b>	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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b>34,045,945</b>

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>
<u>TOTAL ALL TAXES</u>	<u>\$ 81,311,626</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 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>
<b>TOTAL ALL TAXES</b>	<b>\$ 34,656,106</b>

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    )

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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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b><u>5,602,038</u></b>

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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b><u>42,545,381</u></b>

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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b><u>17,396,691</u></b>

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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b><u>49,558,807</u></b>

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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b><u>16,654,355</u></b>

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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b><u>4,073,793</u></b>

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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b><u>10,196,001</u></b>

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>
<b><u>TOTAL ALL TAXES</u></b>	<b>\$</b>	<b><u>13,741,991</u></b>

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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b><u>6,069,321</u></b>

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>
-		
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b>35,187,509</b>

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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b><u>32,099,642</u></b>

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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b>36,740,082</b>

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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b><u>12,148,653</u></b>

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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b><u>41,491,774</u></b>

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	 \$	 <u>90,165,112</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 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>
<b>TOTAL ALL TAXES</b>	<b>\$</b>	<b><u>21,583,590</u></b>

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

RESOLUTION - 2023

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

**WHEREAS**, the Westchester County Democratic Committee having on the 20<sup>th</sup> day of July 2022, recommended the reappointment of Tajian M. Nelson, of Mount Vernon, New York, as the Commissioner of Elections for a term to begin on January 1, 2023 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**, in accordance with New York State Election Law §3-204 and the Laws of Westchester County §164.51, Suzanne M. Berger, Chair of the Westchester County Democratic Committee, filed a certificate of Democratic Party recommendation with the clerk of the County Board of Legislators on July 22, 2022; and

**WHEREAS**, the Committee on Appointments, having on the 12<sup>th</sup> day of September, 2022, approved the reappointment of Tajian M. Nelson of Mount Vernon, New York as the Commissioner of Elections for a term to begin on January 1, 2023 and to expire on December 31, 2026;

**WHEREAS**, on October 3, 2022, the Board of Legislators approved the reappointment of Tajian M. Nelson of Mount Vernon, New York as the Commissioner of Elections for a term to begin on January 1, 2023 and to expire on December 31, 2026;

**WHEREAS**, by operation of law, as of January 31, 2023, a vacancy exists in the Office of Commissioner of Elections; NOW THEREFORE BE IT

**RESOLVED**, that said reappointment of Tajian M. Nelson of Mount Vernon, New York as the Commissioner of Elections be and is hereby approved to fill the unexpired term to begin January 31, 2023 and to expire December 31, 2026.

Dated: February 6, 2023  
White Plains, New York

COMMITTEE ON

Sdk-2/6/23

RESOLUTION - 2023

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

**WHEREAS**, the Westchester County Republican Committee having on the 13<sup>th</sup> day of October, 2022, recommended the reappointment of Douglas A. Colety, of White Plains, New York, as the Commissioner of Elections for a term to begin on January 1, 2023 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**, in accordance with New York State Election Law §3-204 and the Laws of Westchester County §164.51, Christine A. Sculti, the First Vice Chair of the Westchester County Republican Committee, filed a certificate of Republican Party recommendation with the clerk of the County Board of Legislators on October 13, 2022; and

**WHEREAS**, the Committee on Appointments, having on the 9<sup>th</sup> day of December, 2022, approved the reappointment of Douglas A. Colety, of White Plains, New York as the Commissioner of Elections for a term to begin on January 1, 2023 and to expire on December 31, 2026;

**WHEREAS**, on December 12, 2022, the Board of Legislators approved the reappointment of Douglas A. Colety of White Plains, New York as the Commissioner of Elections for a term to begin on January 1, 2023 and to expire on December 31, 2026;

**WHEREAS**, by operation of law, as of January 31, 2023, a vacancy exists in the Office of Commissioner of Elections; NOW THEREFORE BE IT

**RESOLVED**, that said reappointment of Douglas A. Colety of White Plains, New York as the Commissioner of Elections be and is hereby approved to fill the unexpired term to begin on January 31, 2023 and to expire December 31, 2026.

Dated: February 6, 2023  
White Plains, New York

COMMITTEE ON