

# Public Works & Transportation Meeting Agenda

Committee Chair: Erika Pierce

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

Monday, January 30, 2023

10:00 AM

Committee Room

# **CALL TO ORDER**

Meeting jointly with the Committee on Budget & Appropriations

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.

Chairwoman Catherine Borgia will be participating remotely from Clear View School and Day Treatment Center, 480 Albany Post Road, Briarcliff, NY, 10510

# **MINUTES APPROVAL**

Monday, January 23, 2023 at 10:00 AM Minutes

# I. ITEMS FOR DISCUSSION

1. <u>2022-541</u> 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.

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

Joint with B&A.

Guests: Department of Public Safety

Chief Inspector James Luciano- Division Commander of Special Operations

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.

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

#### **PUBLIC WORKS & TRANSPORTATION**

Joint with B&A.

Guests:

Department of Public Works & Transportation

Commissioner Hugh Greechan

Deputy Commissioner Hernane De Almeida

Director of Operations (Capital Planning) Robert Abbamont

Department of Parks & Recreation Commissioner Kathleen O'Connor First Deputy Commissioner Peter Tartaglia Rob Lopane

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

Joint with B&A.

Guests: Department of Labs & Research

Dr. Aleksandar Milovanovic Chief Administrator Diane Anton

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

Joint with B&A.

Guests: Westchester Community College

Brian Murphy, Vice President and Dean of Administrative Services and CFO

Robert Cirillo, Director of Physical Plant

Anthony Scordino Garrett McAlister

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

Joint with B&A.

Guests: Westchester Community College

Brian Murphy, Vice President and Dean of Administrative Services and CFO

Robert Cirillo, Director of Physical Plant

Anthony Scordino Garrett McAlister

**6.** <u>2022-598</u> 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

Joint with B&A.

Guests: Westchester Community College

Brian Murphy, Vice President and Dean of Administrative Services and CFO

Robert Cirillo, Director of Physical Plant

Anthony Scordino Garrett McAlister

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

Joint with B&A.

Guests: Westchester Community College

Brian Murphy, Vice President and Dean of Administrative Services and CFO

Robert Cirillo, Director of Physical Plant

Anthony Scordino

Garrett McAlister

**8.** <u>2022-600</u> 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

Joint with B&A.

Guests: Westchester Community College

Brian Murphy, Vice President and Dean of Administrative Services and CFO

Robert Cirillo, Director of Physical Plant Anthony Scordino Garrett McAlister

- **II. OTHER BUSINESS**
- **III. RECEIVE & FILE**

**ADJOURNMENT** 



George Latimer County Executive

October 21, 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 \$6,750,000 to finance the following capital project for 2023:

BPS33 - Replacement of Police Helicopter ("BPS33").

The Bond Act, in the amount of \$6,750,000, would 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 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. 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,

George Latimer County Executive

GL/LS/jpg

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

# 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.

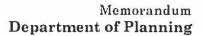
The Planning Department has advised your Committee that based on its review, BPS33 has been classified as a Type "II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your 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: , 20\_\_\_\_ White Plains, New York

# **FISCAL IMPACT STATEMENT**

CAPITAL PROJECT #	: BPS33	NO FISCAL IMPACT PROJECTED
30 Miles	SECTION A - CAPITAL BUE To Be Completed by	
X GENERAL FUNI	AIRPORT FUND	SPECIAL DISTRICTS FUND
	Source of County Funds (check one):	X Current Appropriations
*	8	Capital Budget Amendment
,,,	SECTION B - BONDING AUT	
	To Be Completed by I	Finance
Total Principal	\$ 6,750,000 <b>PPU</b>	5 Anticipated Interest Rate 3.12%
Anticipated An	nual Cost (Principal and Interest):	\$ 1,475,207
Total Debt Sen	vice (Annual Cost x Term):	\$ 7,376,035
Finance Depart	tment: Interest rates from October 1	8, 2022 Bond Buyer - ASBA
S	ECTION C - IMPACT ON OPERATING BUDG To Be Completed by Submitting Departme	
Potential Polat	77 95 2779 37	are and neviewed by budget
	ed Expenses (Annual): \$	
Potential Relat	red Revenues (Annual): \$	
	vings to County and/or impact of departn tail for current and next four years):	nent operations
(describe iii de	tail for current and next four years).	
	CECTION D. EMBIO	WARRIE .
As	SECTION D - EMPLO per federal guidelines, each \$92,000 of a	2855 1267 PERMINISTRATO
Number of Full	Time Equivalent (FTE) Jobs Funded:	N/A
-	SECTION E - EXPECTED DESIGN	WORK PROVIDER
County Staff	Consultant	X Not Applicable
Prepared by:	Siva Gopalkrishna	
Title:	Director Administrative Services	Reviewed By:
Department:	Public Safety	Budget Director
Date:	10/18/22	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

**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 )	22.
COUNTY OF WESTCHESTER )	SS.:
I HEREBY CERTIFY that	t I have compared the foregoing Act No20 with
the original on file in my office, and that t	he same is a correct transcript therefrom and of the whole
of the said original Act, which was duly a	dopted by the County Board of Legislators of the County
of Westchester on , 20 and ap	oproved 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)	AND STOCKHOOL

# LEGAL NOTICE

Legislators on, 20 hereafter contested of County of Westches provisions of law where not substantial commenced within	, and the value only if such oblister, in the State ich should have ly complied with twenty days af	which is published herewith, has been adopted by the Board of 20, and approved by the County Executive on alidity of the obligations authorized by such Bond Act may be gations were authorized for an object or purpose for which there of New York, is not authorized to expend money or if the expended with as of the date of publication of this Notice h, and an action, suit or proceeding contesting such validity is there the publication of this Notice, or such obligations were ons of the Constitution.
inspection during no	rmal business he	ond Act summarized herewith shall be available for public ours at the Office of the Clerk of the Board of Legislators of the for a period of twenty days from the date of publication of this
ACT NO	-20	
WESTCHESTER, C COST OF THE AC SAFETY; STATIN STATING THE P \$6,750,000 BONDS	OR SO MUCH TO COURSTION OF THE ESTIPMENT OF FINAL HEREIN AUTHORITORIST COURSEST OF THE Public Safety, navigation equi	ISSUANCE OF \$6,750,000 BONDS OF THE COUNTY OF THEREOF AS MAY BE NECESSARY, TO FINANCE THE F A HELICOPTER FOR THE DEPARTMENT OF PUBLIC MATED MAXIMUM COST THEREOF IS \$6,750,000; ANCING SAID COST INCLUDES THE ISSUANCE OF HORIZED; AND PROVIDING FOR A TAX TO PAY THE DN SAID BONDS. (Adopted , 20)  cost of the acquisition of a helicopter for the Department of including Forward Looking Infra Red camera (FLIR), pment and all other necessary components to safely operate the set forth in the County's Current Year Capital Budget, as
amount of obligation and period of probab		\$6,750,000; five (5) years
Dated: White Plains.		
		Clerk and Chief Administrative Officer of the County Board of Legislators of the County of Westchester, New York

# CAPITAL PROJECT FACT SHEET

Project ID:* BPS33	:*				-			
	Decision of the second					70		
Fact Sheet Year:*						e District		
2023				, 17, 16, 1 i, 4, 3, 2,	15, 14, 13,	12, 11, 10	0, 9, 8, 7, 6,	
Category*	Depa	rtment;*		(	CP Uniqu	e ID:		
BUILDINGS, LAND & MISCELLANEOUS	PUB	LIC SAFETY		2	:087			
Overall Project Description								
This project funds the replacemen	it of the 2006 E	Bell 407 Helicopter.						
■ Best Management Practices	□ En	ergy Efficiencies		×	] Infrastru	cture		
Life Safety	□ Pro	oject Labor Agreem	ent		Revenue	:		
<b>■</b> Security	□ Ot	her						
FIVE-YEAR CAPITAL PROG	RAM (in thous	sands)						
	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	6,750	0	6,750	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	6,750	0	6,750	0	0	0	0	0
Current Bond Description: Fur Helicopter. This includes Forward to safely operate the aircraft. Financing Plan for Current Red Non-County Shares:	Looking Infra	ed for the purchase Red camera (FLIR)	of a new h , Navigati	nelicopter on equipn	to replace sent and a	the existing the contract of t	ng 2006 B cessary co	ell 407 omponents
Bonds/Notes:		6,750,000						
Cash:		0						
Fotal:		\$ 6,750,000						
SEQR Classification: TYPE II								
Amount Requested: 5,750,000								
Comments: n 2017 the 2006 Bell 407 to be anding, caused structural damage	replaced was i	nvolved with an in	-flight fir	e inciden	t. The fir	e, and su	bsequent	emergency
Energy Efficiencies:								
Total Financing History:								

Recommended By:

Department of PlanningDateWBB409-20-2022

Department of Public WorksDateRJB409-20-2022

Budget DepartmentDateLMY109-22-2022

Requesting DepartmentDateSQGQ09-22-2022

10-12-2022 05:46:58 PM Page 2 of 2

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# 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**

Үеаг	Bonds	Cash	Non County Shares	Total
2023	6,750,000		Silaics	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: Junuary 30th , 2023

k/jpg/09/23/2022

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.

Cathere By

Cathere By

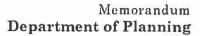
**COMMITTEES ON** 

**Budget & Appropriations** 

**Public Works & Transportation** 

# **FISCAL IMPACT STATEMENT**

CAPITAL PROJECT #	NO FISCAL IMPACT PROJECTED
	SECTION A - CAPITAL BUDGET IMPACT  To Be Completed by Budget
X GENERAL FUN	AIRPORT FUND SPECIAL DISTRICTS FUND
	·
	Source of County Funds (check one): X Current Appropriations
8.	Capital Budget Amendment
B035E & RGP13	
30.000 Mg	SECTION B - BONDING AUTHORIZATIONS
	To Be Completed by Finance
Total Principal	\$ 1,025,000 PPU 15 Anticipated Interest Rate 3.48%
Anticipated Ar	nual Cost (Principal and Interest): \$ 69,029
Total Debt Ser	vice (Annual Cost x Term): \$ 1,035,435
Finance Depar	tment: Interest rates from October 18, 2022 Bond Buyer - ASBA
S	ECTION C - IMPACT ON OPERATING BUDGET (exclusive of debt service)
	To Be Completed by Submitting Department and Reviewed by Budget
Potential Relat	red Expenses (Annual): \$ -
Potential Relat	red Revenues (Annual): \$ -
Anticipated sa	vings to County and/or impact of department operations
	tail 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 X Not Applicable
Prepared by:	Robert Abbamont
Title:	Director of Operations (Capital) Reviewed By:
Department:	Public Works/Transportation Budget Director
Date:	10/18/22 Date: /ひ(みつ) みる





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

REFERENCES: B035E RGP13

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 No20 with
the original on file in my office, and that the	e same is a correct transcript therefrom and of the whole
of the said original Act, which was duly ad	opted by the County Board of Legislators of the County
of Westchester on , 20 and app	roved 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

Legislators on, 20 and the hereafter contested only if such oblice County of Westchester, in the State provisions of law which should have were not substantially complied with	which is published herewith, has been adopted by the Board of 20 and approved by the County Executive on evalidity of the obligations authorized by such Bond Act may be igations were authorized for an object or purpose for which there of New York, is not authorized to expend money or if there been complied with as of the date of publication of this Notice th, and an action, suit or proceeding contesting such validity is first the publication of this Notice, or such obligations were sons of the Constitution.
inspection during normal business he	ond Act summarized herewith shall be available for public ours at the Office of the Clerk of the Board of Legislators of the for a period of twenty days from the date of publication of this
ACT NO20	
COUNTY OF WES NECESSARY, TO F MACHINERY AND THEREOF IS \$1,02: INCLUDES THE IS AND PROVIDING F	ORIZING THE ISSUANCE OF \$1,025,000 BONDS OF THE STCHESTER, OR SO MUCH THEREOF AS MAY BE INANCE THE COST OF THE ACQUISITION OF VARIOUS APPARATUS, STATING THE ESTIMATED TOTAL COST 5,000; STATING THE PLAN OF FINANCING SAID COST SUANCE OF \$1,025,000 BONDS HEREIN AUTHORIZED; FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST Adopted , 20)
the Departmen	cost of the acquisition of various machinery and apparatus for nt of Public Works and the Department of Parks, Recreation and all as set forth in the County's Current Year Capital Budget, as
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**

Project ID:* B035E	□СВА	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:*	Project Title:*	Legislative District ID:
2023	EQUIPMENT ACQUISITION PROGRAM (2021-2025)	5,
Category*	Department:*	CP Unique ID:
BUILDINGS, LAND & MISCELLANEOUS	PUBLIC WORKS	2013
Overall Project Description		
This project funds the acquisition of and grounds.	equipment to ensure Public Works/Transpo	ortation can maintain the County roads, bridges
■ Best Management Practices	■ Energy Efficiencies	■ Infrastructure
Life Safety	☐ Project Labor Agreement	Revenue
☐ Security	☐ Other	

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	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

County roadway system and County facilities under the jurisdiction of the Department of Public Works and Transportation.						
Financing Plan for Current Reques		1				
Non-County Shares:	S 0					
Bonds/Notes:	525,000					
Cash:	0					
Total:	\$ 525,000					

# **SEQR Classification:**

TYPE II

# **Amount Requested:**

525,000

#### Comments:

N/A

# **Energy Efficiencies:**

ALL VEHICLES WILL MEET OR EXCEED THE ENVIRONMENT AL 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		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	(	DPW&T RELACEMENT EQUIPMENT
21	13	1,100,000		DPW&T RELACEMENT EQUIPMENT

Date

# **Total Financing History:**

1,600,000

Recommended By:

Department of Planning

WBB4 09-20-2022

Department of Public Works Date

RJB4 09-20-2022

Budget Department Date

LMY1 09-20-2022

Requesting Department Date

RJB4 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 525 5,025 1,600 1,579 1,300 1,600 **Non County Share** Total 525 1,579 5,025 1,600 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.

Appropri	ation His	tory			
Y	ear	Amount	Description	Status	
20	021		Replacement of a bucket truck, two crash attenuator trucks, and two skid steers and associated attachments	COMPLETE	
20	022	500,000	Continuation of this project	IN PROGRESS	
To	otal	1,600,000			55

Prior Appropriations			
	Appropriated	Collected	Uncollected
Bond Proceeds	1,600,000		1,600,000
Total	1,600,000		1,600,000

<b>Bonds Au</b>	tnonz	ea			
Bond A	ct	Amount	<b>Date Sold</b>	Amount Sold	Balance
13	21	1,100,000			1,100,000
205	21	500,000			500,000
To	tal	1,600,000		10 - 1	1,600,000

### CAPITAL PROJECT FACT SHEET

Project ID:* RGP13	□СВА	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 acquisiti	on of heavy equipment and vehicles through	out the Parks system.
<b>■</b> Best Management Practices	☐ Energy Efficiencies	<b>■</b> Infrastructure
<b>■</b> Life Safety	☐ Project Labor Agreement	Revenue
☐ Security	Other	
FIVE VEAD CARITAL BROCKAM	- 411-1	

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 requesunder the jurisdiction of the Department of	st will fund the purch of Parks, Recreation	hase of equipment associated with the maintenance of park facilities and Conservation.
Financing Plan for Current Request:		
Non-County Shares:	S	0
Bonds/Notes:	500,0	00
Cash:		0
Total:	\$ 500,0	00

# **SEQR Classification:**

TYPE II

# Amount Requested:

500,000

# **Comments:**

# Energy Efficiencies:

# **Appropriation History:**

Year	Amount	Description
2021		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

# \* Financin'g 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)

	<b>Est Ult Cost</b>	Appropriated	Exp / Obl	2023	2024	2025	2026	2027	Under
Gross Non County Share	3,500	2,000	994	500	500	500			Review
Total	3,500	2,000	994	500	500	500	100		

### **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	Approp	riati	ions
--	-------	--------	-------	------

	Appropriated	Collected	Uncollected	
<b>Bond Proceeds</b>	2,000,000	96,417	1,903,583	
Total	2.000.000	96.417	1,903,583	

B	onds Au	thoriz	ed			
1	Bond A	ct	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
1	205	21	500,000			500,000
	Total		2,000,000		06 417	1,903,583



George Latimer County Executive

October 21, 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 (the "Bond Act") which, if adopted, would authorize the County of Westchester (the "County") to issue bonds in the total amount of \$1,025,000 to finance the following two (2) capital projects for 2023:

B035E - Equipment Acquisition Program (2021-2025); and

RGP13 - General Infrastructure - Equipment Acquisition (2021 -2025).

The Bond Act 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)

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

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 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 that based on its review, the referenced capital projects have been classified as a "Type II" actions 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 these projects to the County, favorable action on the proposed Bond Act is respectfully requested.

Sincerely,

George Latimer County Executive

GL/LS/LM/jpg Attachments

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

Your Committee is in receipt of a transmittal from the County Executive recommending approval of a bond act (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).
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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)
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PRC anticipates that the following equipment will be replaced:

- Replace 2006 Dump truck (#67742) with Dump truck with plow (\$75,000)
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- 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.

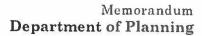
Dated: , 2022 White Plains, New York

**COMMITTEE ON** 

k/jpg/09/23/2022

## **FISCAL IMPACT STATEMENT**

CAPITAL PROJECT	<b>#:</b>	NO FISCAL IMPACT PROJECTED
	SECTION A - CAPITAL BUD To Be Completed by	
X GENERAL FUN	D AIRPORT FUND	SPECIAL DISTRICTS FUND
	Source of County Funds (check one):	X Current Appropriations
B035E & RGP13		Capital Budget Amendment
	CECTION B. CONTROL	
	SECTION B - BONDING AUT To Be Completed by F	
Total Principal	\$ 1,025,000 <b>PPU</b>	15 Anticipated Interest Rate 3.48%
Anticipated Ar	nnual Cost (Principal and Interest):	\$ 69,029
Total Debt Ser	vice (Annual Cost x Term):	\$ 1,035,435
Finance Depar	tment: Interest rates from October 18	8, 2022 Bond Buyer - ASBA
S	ECTION C - IMPACT ON OPERATING BUDG	
	To Be Completed by Submitting Departme	nt and Reviewed by Budget
Potential Relat	ted Expenses (Annual): \$	₩.,
Potential Relat	ted Revenues (Annual): \$	- ,
	vings to County and/or impact of departnetal for current and next four years):	nent operations
(describe iii de	etail for current and next four years):	
Δ<	SECTION D - EMPLOY per federal guidelines, each \$92,000 of ap	
Number of Full	Time Equivalent (FTE) Jobs Funded:	11
	SECTION E - EXPECTED DESIGN	WORK PROVIDER
County Staff	Consultant	X Not Applicable
Prepared by:	Robert Abbamont	
Title:	Director of Operations (Capital)	Reviewed By:
Department:	Public Works/Transportation	Budget Director
Date:	10/18/22	Date: 10 (32) 33





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

REFERENCES: B035E RGP13

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

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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

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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 No20 with
the original on file in my office, and that the	e same is a correct transcript therefrom and of the whole
of the said original Act, which was duly ad	lopted by the County Board of Legislators of the County
of Westchester on , 20 and app	proved 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 publish Legislators on, 20 and, 20 and the validity of the of hereafter contested only if such obligations were aut County of Westchester, in the State of New York, provisions of law which should have been complied were not substantially complied with, and an action commenced within twenty days after the publicat authorized in violation of the provisions of the Const.	thorized for an object or purpose for which the is not authorized to expend money or if the with as of the date of publication of this Notice, suit or proceeding contesting such validity is ion of this Notice, or such obligations were
Complete copies of the Bond Act summa inspection during normal business hours at the Office County of Westchester, New York, for a period of to Notice.	
ACT NO20	
COUNTY OF WESTCHESTER, ONECESSARY, TO FINANCE THE COMMACHINERY AND APPARATUS, THEREOF IS \$1,025,000; STATING INCLUDES THE ISSUANCE OF \$1.0000; STATING INCLUDES THE ISSUANCE OF \$1.00000; STATING INCLUDES THE ISSUANCE OF \$1.000000; STATING INCLUDES THE ISSUANCE OF \$1.000000; STATING INCLUDES THE ISSUANCE OF \$1.000000000000000000000000000000000000	SSUANCE OF \$1,025,000 BONDS OF THE DR SO MUCH THEREOF AS MAY BE COST OF THE ACQUISITION OF VARIOUS STATING THE ESTIMATED TOTAL COST THE PLAN OF FINANCING SAID COST 1,025,000 BONDS HEREIN AUTHORIZED; PAY THE PRINCIPAL OF AND INTEREST 20)
the Department of Public Work	sition of various machinery and apparatus for as and the Department of Parks, Recreation and the County's Current Year Capital Budget, as
amount of obligations to be issued and period of probable usefulness: \$1,025,000; fifted	een (15) years
Dated:, 20 White Plains, New York	
	Chief Administrative Officer of the f Legislators, County of Westchester,

3731343.1 045751 LEG

## **CAPITAL PROJECT FACT SHEET**

Project ID:* B035E	□СВА	Fact Sheet Date:* 01-03-2023
Fact Sheet Year:* 2023	Project Title:* EQUIPMENT ACQUISITION PROGRAM (2021-2025)	Legislative District ID: 5,
Category* BUILDINGS, LAND & MISCELLANEOUS	Department:* PUBLIC WORKS	CP Unique ID: 2013
Overall Project Description  This project funds the acquisition of and grounds.	equipment to ensure Public Works/Transpo	ortation can maintain the County roads, bridges
■ Best Management Practices	■ Energy Efficiencies	<b>■</b> Infrastructure
■ Life Safety	☐ Project Labor Agreement	Revenue
☐ Security	□ Other	

	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

County roadway system and County f	g is requested for the replacement of equipment associated acilities under the jurisdiction of the Department of Public	with the maintenance of the Works and Transportation.
Financing Plan for Current Reques	<b>t:</b>	
Non-County Shares:	- s o	
Bonds/Notes:	525,000	
Cash:	0	
Total:	\$ 525,000	

## **SEQR Classification:**

TYPE II

## **Amount Requested:**

525,000

#### Comments:

N/A

### **Energy Efficiencies:**

ALL VEHICLES WILL MEET OR EXCEED THE ENVIRONMENT AL 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		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		DPW&T RELACEMENT EQUIPMENT
21	13	1,100,000	C	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 Non County Share	5,025	1,600	1,579	525	1,300	1,600			Keview
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**

Total

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		

1,600,000

Appropriated	Collected	Uncollected
1,600,000		1,600,000
		***

1,600,000

	Bonds Au	thoriz	ed			in need
	Bond A	ct	Amount	Date Sold	Amount Sold	Balance
ı	13	21	1,100,000			1,100,000
	205	21	500,000			500,000
	То	tal	1,600,000			1,600,000

### CAPITAL PROJECT FACT SHEET

Project ID:* RGP13	□СВА				Fact Sheet Date:* 01-03-2023				
Fact Sheet Year:*	Proje	ect Title:*			Legislativ	e District	ID:		
2023		ERAL INFRASTR IPMENT ACQUIS )							
Category*	Depa	rtment:*		49	CP Uniqu	e 1D:			
RECREATION FACILITIES		KS, RECREATION SERVATION	l &	8	2066				
Overall Project Description									
This project funds the continued a	equisition of h	eavy equipment and	vehicles	throughou	it the Park	s system.			
■ Best Management Practices	☐ En	ergy Efficiencies		[	<b>I</b> nfrastrı	icture			
■ Life Safety	□ Pro	oject Labor Agreem	ent	Ε	□ Revenue	•			
☐ Security	Ot	her							
FIVE-YEAR CAPITAL PROG	RAM (in thou	sands)							
	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review	

## Expended/Obligated Amount (in thousands) as of: 994

3,500

3,500

0

Curre	ent l	Bond	Des	cripti	ion: This	s request	will fund th	he purcha	ase of eq	uipment	t associ	ated wil	h the	nainte	nance	of park	facilitie	S
under	the	jurisc	lictio	on of t	he Depar	tment of	Parks, Reci	reation a	nd Conse	rvation								
				_		62												

2,000

2,000

0

500

500

0

500

500

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0

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0

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0

0

0

## Financing Plan for Current Request:

Less Non-County Shares

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

### **SEQR Classification:**

TYPE II

Gross

Net

## **Amount Requested:**

500,000

## **Comments:**

## **Energy Efficiencies:**

## **Appropriation History:**

Year	Amount	Description
2021		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		PRC - OUTDOOR FITNESS EQUIPMENT FOR SENIORS

09-23-2022

## **Total Financing History:**

2,000,000

RJB4

## Recommended By:

Department of Planning
WBB4

Department of Public Works
RJB4

Date
09-20-2022

Budget Department
LMY1

Date
09-20-2022

Requesting Department
Date

# 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)

		Section of the sectio	5-26 B 5252526	G0000000000000					
	Est Ult Cost Ap	propriated	Exp / Obl	2023	2024	2025	2026	2027	Under Review
Gross Non County Share	3,500	2,000	994	500	500	500			
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	Total
2023	500,000		Shares	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		Continuation of this project	IN PROGRESS
Total	2,000,000		

	Appropriated	Collected	Uncollected
Bond Proceeds	2,000,000	96.417	1,903,583

	2,000,000	30,417	-10.00,000
Total	2,000,000	96,417	1,903,583

1	Bonds Au	thoriz	ed			
	Bond A	ct	Amount	Date Sold	Amount Sold	Balance
	13	21	500,000	12/01/21	96,417	403,583
1	127	21	1,000,000			1,000,000
1	205	21	500,000			500,000
	To	tal	2,000,000		06.417	1.903.583

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

e's \*\*\*

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 30th, 2023
White Plains, New York

Wedat Pachi Showy Assure June Ball Johnson Call Porker Orsail Still James Bar James Bar Collin Paka Collin Paka Derri Tubil

**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.

Cathure By

Cutrue By

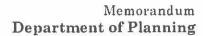
**COMMITTEES ON** 

**Budget & Appropriations** 

Public Works & Transportation

## **FISCAL IMPACT STATEMENT**

CAPITAL PROJECT #	t:BPS33	NO FISCAL IMPACT PROJECTED				
SECTION A - CAPITAL BUDGET IMPACT  To Be Completed by Budget						
X GENERAL FUNI	D AIRPORT FUND	SPECIAL DISTRICTS FUND				
	Source of County Funds (check one):	X Current Appropriations				
		Capital Budget Amendment				
	SECTION B - BONDING AU	THORIZATIONS				
	To Be Completed by					
Total Principal	\$ 6,750,000 <b>PPU</b>	5 Anticipated Interest Rate 3.12%				
Anticipated Ar	nnual Cost (Principal and Interest):	\$ 1,475,207				
Total Debt Ser	vice (Annual Cost x Term):	\$ 7,376,035				
Finance Depar	tment: Interest rates from October 1	.8, 2022 Bond Buyer - ASBA				
S	ECTION C - IMPACT ON OPERATING BUD  To Be Completed by Submitting Department	**************************************				
Potential Related Expenses (Annual): \$ -						
Potential Related Revenues (Annual): \$						
Anticipated savings to County and/or impact of department operations						
	etail 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	X Not Applicable				
Prepared by:	Siva Gopalkrishna					
Title:	Director Administrative Services	Reviewed By:				
Department:	Public Safety	Budget Director				
Date:	10/18/22	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

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	)	55
I HEREBY CERTIFY	7 that	t I have compared the foregoing Act No20 with
the original on file in my office, and	that th	the same is a correct transcript therefrom and of the whole
of the said original Act, which was d	luly ad	adopted by the County Board of Legislators of the County
of Westchester on , 20 a	nd app	oproved by the County Executive on , 20
IN WITNESS WHER	EOF,	, I have hereunto set my hand and affixed the corporate
		seal of said County Board of Legislators this day
		of ,20
		er en
	9)	Clerk and Chief Administrative Officer of the County
		Board of Legislators of the County of Westchester, New York
(SEAL)		******

3730738.1 045751 LEG

## LEGAL NOTICE

## CAPITAL PROJECT FACT SHEET

Project ID:* BPS33	□СВА				Fact Sheet Date:* 01-03-2023			
Fact Sheet Year:* 2023	REPI	Project Title:* REPLACEMENT OF POLICE HELICOPTER			Legislative District ID: 1, 17, 16, 15, 14, 13, 12, 11, 10, 9, 8, 7, 6, 5, 4, 3, 2,			
Category* Department:* BUILDINGS, LAND & PUBLIC SAFETY MISCELLANEOUS					CP Unique ID: 2087			
Overall Project Description This project funds the replacemen	t of the 2006 E	Bell 407 Helicopter.						
■ Best Management Practices	□ En	ergy Efficiencies		2	Infrastru	cture		
■ Life Safety	□ Pro	oject Labor Agreem	ent		Revenue	;		
<b>■</b> Security	□ Oti	her						
FIVE-YEAR CAPITAL PROG	RAM (in thous	sands)						
	Estimated Ultimate Total Cost	Appropriated	2023	2024	2025	2026	2027	Under Review
Gross	6,750	0	6,750	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	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 Req	uest:							
Non-County Shares:	· <u> </u>	\$ 0						
Bonds/Notes:		6,750,000						
Cash:0								
Total: \$ 6,750,000								
SEQR Classification: TYPE II  Amount Requested: 6,750,000								
Comments: In 2017 the 2006 Bell 407 to be landing, caused structural damage	replaced was that required e	involved with an in xtensive repairs.	1-flight fi	re inciden	it. The fi	re, and su	bsequent	emergency
Energy Efficiencies:								
Total Financing History:								

62

Recommended By:

**Department of Planning** 

WBB4

Date 09-20-2022

Department of Public Works

RJB4

Date

09-20-2022

**Budget Department** 

LMYI

Date

09-22-2022

Requesting Department

SQGQ

Date

09-22-2022

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# 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**

1					
	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 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.

The Planning Department has advised that, based on its review, the above capital project is a "Type II" action under the State Environmental Quality Review Act ("SEQR"), 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. Your Committee has reviewed the annexed SEQR documentation prepared by the Planning Department 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 30th, 2023 White Plains, New York

Hancyfban Hancyfban Hall Johnson

**COMMITTEE ON** 

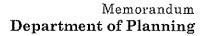
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Budget & Appropriations

Public Works & Transportation

## **FISCAL IMPACT STATEMENT**

CAPITAL PROJECT	#:BLR2E	NO FISCAL IMPACT PROJECTED					
SECTION A - CAPITAL BUDGET IMPACT  To Be Completed by Budget							
X GENERAL FUN		SPECIAL DISTRICTS FUND					
9	Source of County Funds (check one):	X Current Appropriations					
*		Capital Budget Amendment					
Y.	SECTION B - BONDING AUTHORIZATIONS  To Be Completed by Finance						
Total Principal	1,339,000 <b>PPU</b>	5 Anticipated Interest Rate 3.22%					
Anticipated Ái	nnual Cost (Principal and Interest):	\$ 292,637					
Total Debt Ser	vice (Annual Cost x Term):	\$ 1,463,185					
Finance Depar	tment: Interest rates from Ocotber	18, 2022 Bond Buyer - ASBA					
S	SECTION C - IMPACT ON OPERATING BUD	0.50					
To Be Completed by Submitting Department and Reviewed by Budget							
	ted Expenses (Annual): \$	:-					
Potential Rela	ted Revenues (Annual): \$	•					
Let (A)	vings to County and/or impact of depart etail for current and next four years):	ment operations					
(4000)	in the same and the same position.						
-							
	SECTION D - EMPLOYMENT						
A	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	X Not Applicable					
Prepared by:	Diane Anton						
Title:	Chief Administrator	Reviewed By:					
Department:	Laboratories and Research	Budget Director					
Date:	11/9/22	Date:					





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)

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, MALDITOF 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 )	
COUNTY OF WESTCHESTER )	SS.:
•	
I HEREBY CERTIFY tha	t I have compared the foregoing Act No20 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 a	adopted by the County Board of Legislators of the County
of Westchester on , 20 and ap	oproved 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 NO20
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
The Clerk and Chief Administrative Officer of the County Board of Legislators, County of Westchester, New York

### CAPITAL PROJECT FACT SHEET

Project ID:* BLR2E	□CI	□ CBA		Fact Sheet Date:* 01-03-2023			-	
Fact Sheet Year:* 2023	LAB	ect Title:* S AND RESEARCI UISITION (2021-2		MENT	Legislativ	e District	ID:	
Category* BUILDINGS, LAND & MISCELLANEOUS	•	nrtment:* S AND RESEARCI	Н		CP Uniqu 2090	e ID:		
Overall Project Description This project fund the replacement	and acquisition	n of equipment and i	instrumeni	tation to	support this	s departme	ent's progr	ams.
■ Best Management Practices	<b>≭</b> En	ergy Efficiencies			☐ Infrastru	icture		
ĭ Life Safety	□ Pro	oject Labor Agreem	ent		☐ Revenue	:		
➤ Security	□ Ot	her						
FIVE-YEAR CAPITAL PROGRAM (in thousands)								
	Estimated							T7 1

Under

Review

0

2027

0

0

2026

0

0

0

Expended/Obligated Amount (in thousands) as of: 1,756

Ultimate

Total Cost 5,395

0

5,395

Current Bond Description: 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

2,832

2,832

0

2023

1,339

1,339

0

2024

1,224

1,224

0

2025

0

0

### Financing Plan for Current Request:

Non-County Shares:

Less Non-County Shares

\$ (

Bonds/Notes:

1,339,000

Appropriated

Cash:

0

Total:

Gross

\$ 1,339,000

### **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		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

10-12-2022 05:36:36 PM Page 2 of 2 **76** 

# 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 P	ROGRAM (in th	nousands)							
	Est Ult Cost Ap	propriated	Exp / Obi	2023	2024	2025	2026	2027	Under Review
Gross Non County Share	5,395	2,832	1,756	1,339	1,224				Review
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 Ye	ar Financing Plan			
Year	Bonds	Cash	Non County Shares	Total
2023	1,339,000		Sitates	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 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 Au	thoriz	ed			
Bond A	ct	Amount	Date Sold	Amount Sold	Balance
39	21	840,000			840,000
220	21	1,992,000			1,992,000
То	tal	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.

E-mail: ceo@westchestergov.com

Telephone: (914) 995-2900

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

Sincerely,

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

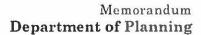
White Plains, New York

**COMMITTEE ON** 

c/jpg/11-01-22

# **FISCAL IMPACT STATEMENT**

CAPITAL PROJECT #	:WCC79	NO FISCAL IMPACT PROJECTED				
	SECTION A - CAPITAL BUDGET IMPACT  To Be Completed by Budget					
X GENERAL FUNI		SPECIAL DISTRICTS FUND				
	Source of County Funds (check one):	X Current Appropriations				
		Capital Budget Amendment				
	SECTION B - BONDING AU  To Be Completed by					
Total Principal	\$ 98,000 <b>PPU</b>	15 Anticipated Interest Rate 4.17%				
Anticipated An	nual Cost (Principal and Interest):	\$ 8,305				
Total Debt Ser	vice (Annual Cost x Term):	\$ 124,575				
Finance Depart	tment: Interest rates from Novembe	er 16, 2022 Bond Buyer - ASBA				
S	ECTION C - IMPACT ON OPERATING BUD To Be Completed by Submitting Departm					
Potential Relat	red Expenses (Annual): \$	•				
Potential Relat	red Revenues (Annual): \$					
20 M2	vings to County and/or impact of departers to current and next four years):	ment operations				
No Operating in	mpact.					
	SECTION D - EMPLO					
Secretary where Statements compared	per federal guidelines, each \$92,000 of a Time Equivalent (FTE) Jobs Funded:	1				
	SECTION E - EXPECTED DESIGN	WORK PROVIDER				
County Staff	X Consultant	Not Applicable				
Prepared by:	Dawn Gillins					
Title:	Controller	Reviewed By:  Number Director				
Department:	Westchester Community College	Budget Director				
Date:	11/17/22	Date: 11 39 33				





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

**REFERENCE: WCC79** 

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,

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.

\* \* \*

:	ss.:
COUNTY OF WESTCHESTER )	
I HEREBY CERTIFY that	I have compared the foregoing Act No20 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 ado	opted by the County Board of Legislators of the County of
Westchester on , 20 and appro	oved 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

STATE OF 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.					
during normal business hours a	Bond Act summarized herewith shall be available for public inspection at the Office of the Clerk of the Board of Legislators of the County of riod of twenty days from the date of publication of this Notice.				
ACT NO20					
BOND ACT AUTHORIZING THE ISSUANCE OF \$98,000 BONDS OF THE COUNTY OWESTCHESTER, 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 ATAX 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. (Adopte, 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 issue and period of probable usefulness					
Dated:, 20 White Plains, New York					
	Clerk and Chief Administrative Officer of the County Board of Legislators of the County of Westchester, New York				

#### CADITAL DDO IFCT FACT SUFFT

	CAIT	TAL I ROJECT	FACI	SHEET	86			
Project ID:* WCC79	□ CBA			Fact Sheet Date:* 08-16-2022				
Fact Sheet Year:*	Project Title:*			Legislative District ID:				
2022		ROOF REPLACEMENTS VARIOUS BUILDINGS		OUS 3	3,			
Category*	Depa	rtment:*		(	CP Uniqu	e ID:		
WCC - BUILDINGS	COM	MUNITY COLLE	GE	2	007			
Overall Project Description This project will replace various infrastructure. Roofs that remain leaking. Roof leaks and the inabistrength, foundation and overall s	in place after th ility to adequate	eir useful life will l ly curtail roof leaks	nave an in-	creased ris	k of dama	ige and su	sceptibility	y to
■ Best Management Practices	<b>≥</b> En	ergy Efficiencies		2	■ Infrastructure			
■ Life Safety	□ Pro	☐ Project Labor Agreement			Revenue			
☐ Security	☐ Otl	Other						
FIVE-YEAR CAPITAL PROG	RAM (in thous	ands)		0	<u>.</u>			
	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 (i			to fund t	he County	's 50% sh	are of the	next phase	of the
College's Roof Replacement - Va (\$98,000) will be funded by the S the roof on the Knollwood Centel approaching the end of their usefi	rious Buildings late and 50% by r on the College	project. The amou the County. This p s Campus. It is ant	nt appropr project is f icipated th	iated for t or both de	his Phase sign and c	is \$196,00 onstruction	00 of which on and will	h 50%

Financing Plan for Current Request: Non-County Shares: \$ 98,000 Bonds/Notes: 98,000 Cash: Total: \$ 196,000

### **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.

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# **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:

recommended by:	
Department of Planning	Date
WBB4	10-26-2022
Department of Public Works	Date
RJB4	10-27-2022
<b>Budget Department</b>	Date
LMYI	11-01-2022
Requesting Department	Date
DAGX	11-01-2022

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# 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

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**COMMITTEE ON** 

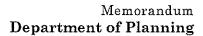
c/jpg/11-01-22

Budget & Appropriations

Public Works & Transportation

# **FISCAL IMPACT STATEMENT**

CAPITAL PROJECT #	t:WCC79	NO FISCAL IMPACT PROJECTED			
SECTION A - CAPITAL BUDGET IMPACT  To Be Completed by Budget					
X GENERAL FUNI	D AIRPORT FUND	SPECIAL DISTRICTS FUND			
	Source of County Funds (check one):	X Current Appropriations			
		Capital Budget Amendment			
	SECTION B - BONDING A To Be Completed b				
Total Principal	\$ 98,000 <b>PPU</b>	U 15 Anticipated Interest Rate 4.17%			
Anticipated An	nnual Cost (Principal and Interest):	\$ 8,305			
Total Debt Ser	vice (Annual Cost x Term):	\$ 124,575			
Finance Depart	tment: Interest rates from Novemb	ber 16, 2022 Bond Buyer - ASBA			
S	ECTION C - IMPACT ON OPERATING BU To Be Completed by Submitting Depart	The state of the s			
Potential Relat	ted Expenses (Annual): \$	-			
Potential Relat	ted Revenues (Annual): \$				
APP	vings to County and/or impact of depair etail for current and next four years):	rtment operations			
No Operating impact.					
	SECTION D - EMPI	200 P. 200 A. A. B. 200 P. C.			
	s per federal guidelines, each \$92,000 of				
Number of Full	Time Equivalent (FTE) Jobs Funded:	1			
	SECTION E - EXPECTED DESIG				
County Staff	<b>X</b> Consultant	Not Applicable			
Prepared by:	Dawn Gillins	_ / / /			
Title:	Controller	Reviewed By:			
Department:	Westchester Community College	dv 1129/22 Budget Director			
Date:	11/17/22	Date:			





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

REFERENCE: WCC79

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 )	
COUNTY OF WESTCHESTER )	S.:
I HEREBY CERTIFY that I	have compared the foregoing Act No20 with the
original on file in my office, and that the sa	ame is a correct transcript therefrom and of the whole of
the said original Act, which was duly adopt	ted by the County Board of Legislators of the County of
Westchester on , 20 and approve	ed 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

Legislators on, and the validity of the obligation obligations were authorized for New York, is not authorized to exist as of the date of publication proceeding contesting such valid	ry of which is published herewith, has been adopted by the Board of 20 and approved by the County Executive on, 20_ ms authorized by such Bond Act may be hereafter contested only if such an object or purpose for which the County of Westchester, in the State of expend money or if the provisions of law which should have been complied in of this Notice were not substantially complied with, and an action, suit or ity is commenced within twenty days after the publication of this Notice, or in violation of the provisions of the Constitution.
during normal business hours a	Bond Act summarized herewith shall be available for public inspection it the Office of the Clerk of the Board of Legislators of the County of riod of twenty days from the date of publication of this Notice.
ACT NO20	
WESTCHESTER, OR SO MUCTHE WESTCHESTER COMMUESTIMATED MAXIMUM COST INCLUDES THE ISSUATAX TO PAY THE PRINCIPAL \$98,000 EXPECTED TO BE ROWARDS THE COST OF SACOUNTY'S OBLIGATIONS IS	THE ISSUANCE OF \$98,000 BONDS OF THE COUNTY OF THE THEREOF AS MAY BE NECESSARY, TO FINANCE A PHASE OF INITY COLLEGE ROOF REPLACEMENT PROGRAM, STATING THE THEREOF IS \$196,000; STATING THE PLAN OF FINANCING SAID NCE OF \$98,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF ECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED ID CLASS OF OBJECTS OR PURPOSES OR REDEMPTION OF THE SUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted
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 issue and period of probable usefulness	
Dated:, 20 White Plains, New York	
	Clerk and Chief Administrative Officer of the County Board of Legislators of the County of Westchester, New York

#### CAPITAL PROJECT FACT SHEET

Project ID:* WCC79	□ CE	BA		_	Fact Sheet 08-16-2022			
Fact Sheet Year:*	•	ect Title:*			Legislativ	e District	ID:	•
2022		F REPLACEMENT DINGS	rs vario	DUS 3	3,			
Category*	Depa	rtment:*		(	CP Uniqu	e ID:		
WCC - BUILDINGS	COM	MUNITY COLLEG	GE .	2	2007			
Overall Project Description								
This project will replace various reinfrastructure. Roofs that remain leaking. Roof leaks and the inabil strength, foundation and overall st	in place after th ity to adequate	eir useful life will h ly curtail roof leaks	iave an inc	creased ris	sk of dama	ige and su	sceptibility	/ to
■ Best Management Practices	■ Energy Efficiencies			×	Infrastru	cture		
ĭ Life Safety	☐ Project Labor Agreement				☐ Revenue			
☐ Security	Other							
FIVE-YEAR CAPITAL PROGI	RAM (in thous	ands)						
	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

Expended/Obligated Amount (in thousands) as of: 3,858

4,669

4,669

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 Sate 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.

4,481

4.481

0

0

0

0

0

0

0

0

188

188

## Financing Plan for Current Request:

 Non-County Shares:
 \$ 98,000

 Bonds/Notes:
 98,000

 Cash:
 0

 Total:
 \$ 196,000

### **SEQR Classification:**

Less Non-County Shares

TYPE II

Net

#### 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.

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Appropriation History:

Year	Amount	Description
2013		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		ROOF REPLACEMENT VARIOUS BUILDINGS FOR WCC (PHASE I & II)
18	43	943,000		ROOF REPLACEMENT VARIOUS BUILDINGS - WCC
19	188	301,000	0	WCC ROOF REPLACEMENTS - VARIOUS LOCATIONS
21	95	1,270,000	-	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 WorksDateRJB410-27-2022

Budget DepartmentDateLMY111-01-2022

Requesting Department Date
DAGX 11-01-2022

11-29-2022 10:55:03 AM Page 2 of 2 **103** 

# 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

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c/jpg/11-01-22

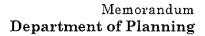
Samuelan Down Tubib Tall Carlo

Budget & Appropriations

Public Works & Transportation

# **FISCAL IMPACT STATEMENT**

CAPITAL PROJECT #	f:WCC82	NO FISCAL IMPACT PROJECTED			
	SECTION A - CAPITAL BU To Be Completed by				
X GENERAL FUNI	D AIRPORT FUND	SPECIAL DISTRICTS FUND			
	Source of County Funds (check one):	X Current Appropriations			
		Capital Budget Amendment			
	SECTION B - BONDING AU To Be Completed by				
Total Principal	\$ 196,000 <b>PPU</b>	10 Anticipated Interest Rate 3.72%			
Anticipated Ar	nnual Cost (Principal and Interest):	\$ 23,038			
Total Debt Ser	vice (Annual Cost x Term):	\$ 230,380			
Finance Depar	tment: Interest rates from Novembe	r 16, 2022 Bond Buyer - ASBA			
S	ECTION C - IMPACT ON OPERATING BUD  To Be Completed by Submitting Department				
Potential Relat	ted Expenses (Annual): \$	-			
Potential Relat	Potential Related Revenues (Annual): \$				
THE POST OF THE PO	vings to County and/or impact of departors to current and next four years):	ment operations			
No Operating I	mpact				
	SECTION D - EMPLO				
^	s per federal guidelines, each \$92,000 of a				
Number of Full	Time Equivalent (FTE) Jobs Funded:	2			
	SECTION E - EXPECTED DESIGN				
County Staff	X Consultant	Not Applicable			
Prepared by:	Dawn Gillins				
Title:	Controller	Reviewed By:			
Department:	Westchester Community College	dvul29/22 Budget Director			
Date:	11/22/22	Date: 11 39 32			





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

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on

<u>10-26-2022</u> (Unique ID: <u>2008</u>)

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.

**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

**REFERENCE: WCC82** 

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 )	· ·
COUNTY OF WESTCHESTER )	S.:
I HEREBY CERTIFY that I	have compared the foregoing Act No20 with the
original on file in my office, and that the sa	me is a correct transcript therefrom and of the whole of
the said original Act, which was duly adopt	ed by the County Board of Legislators of the County of
Westchester on , 20 and approve	ed 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

Legislators on, and the validity of the obligation obligations were authorized for a New York, is not authorized to exwith as of the date of publication proceeding contesting such validit such obligations were authorized in Complete copies of the	y of which is published herewith, has been adopted by the Board of 20 and approved by the County Executive on, 20 as authorized by such Bond Act may be hereafter contested only if such nobject or purpose for which the County of Westchester, in the State of spend money or if the provisions of law which should have been complied of this Notice were not substantially complied with, and an action, suit of the commenced within twenty days after the publication of this Notice, or notice with the provisions of the Constitution.  Bond Act summarized herewith shall be available for public inspection the Office of the Clerk of the Board of Legislators of the County of
Westchester, New York, for a peri	od of twenty days from the date of publication of this Notice.
ACT NO20	
WESTCHESTER, OR SO MUC FOUR PHASE OF THE WESTC PROJECT, STATING THE EST PLAN OF FINANCING SAID AUTHORIZED; PROVIDING FO BONDS; AND THE APPLICATE OF NEW YORK TO BE EXPER REDEMPTION OF THE COUNT	THE ISSUANCE OF \$196,000 BONDS OF THE COUNTY OF H THEREOF AS MAY BE NECESSARY, TO FINANCE THE AREA HESTER COMMUNITY COLLEGE SITE UPGRADE-CAMPUS WIDE IMATED MAXIMUM COST THEREOF IS \$392,000; STATING THE COST INCLUDES THE ISSUANCE OF \$196,000 BONDS HEREIN OR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID ION OF \$196,000 EXPECTED TO BE RECEIVED FROM THE STATE NDED TOWARDS THE COST OF SAID OBJECT OR PURPOSE OR 'Y'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON 20)
· · · · · · · · · · · · · · · · · · ·	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:	
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:* WCC82	□СВА	Fact Sheet Date:* 08-16-2022
Fact Sheet Year:* 2022	Project Title:* SITE UPGRADE - CAMPUS WIDE	Legislative District ID: 3,
Category* WCC - BUILDINGS	Department:* COMMUNITY COLLEGE	CP Unique ID: 2008
Overall Project Description  This campus wide project will address par parking shortages at peak use periods. Th surrounding buildings on campus.	king lot issues and site improvements through is project will focus on parking and general	ghout the campus. The campus experiences site improvements throughout the
■ Best Management Practices	■ Energy Efficiencies	Infrastructure
☐ Life Safety	☐ Project Labor Agreement	Revenue
☐ Security	Other	

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2022/23	2023/24	2024/25	2025/26	2026/27	Under Review
Gross	16,424	3,631	300	4,000	0	4,000	4,493	0
Less Non-County Shares	8,211	1,815	150	2,000	0	2,000	2,246	0
Net	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
Total:	\$ 392,000

#### **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.

11-29-2022 10:58:01 AM Page 1 of 2 **114** 

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		PARKING LOT AND RELATED SITE IMPROVEMENTS
19	232	376,000		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 PlanningDateWBB410-26-2022Department of Public WorksDateRJB410-27-2022Budget DepartmentDateLMY111-01-2022

Requesting Department Date
DAGX 11-01-2022

11-29-2022 10:58:01 AM Page 2 of 2 **115** 

# 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

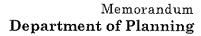
c/jpg/11-01-22

Budget & Appropriations

Public Works & Transportation

# **FISCAL IMPACT STATEMENT**

CAPITAL PROJECT	#:WCC83	NO FISCAL IMPACT PROJECTED
	SECTION A - CAPITAL BUI To Be Completed by	September Continue Augustus
X GENERAL FUN	D AIRPORT FUND	SPECIAL DISTRICTS FUND
	Source of County Funds (check one):	X Current Appropriations
		Capital Budget Amendment
	SECTION B - BONDING AU To Be Completed by	
Total Principal	\$ 503,000 <b>PPU</b>	15 Anticipated Interest Rate 3.53%
Anticipated Ar	nnual Cost (Principal and Interest):	\$ 42,625
Total Debt Ser	vice (Annual Cost x Term):	\$ 639,375
Finance Depar	tment: Interest rates from Novembe	r 16, 2022 Bond Buyer - ASBA
S	SECTION C - IMPACT ON OPERATING BUD  To Be Completed by Submitting Department	i i
Potential Rela	ted Expenses (Annual): \$	<b>3</b> 0
Potential Rela	ted Revenues (Annual): \$	±1
	vings to County and/or impact of departi etail for current and next four years):	ment operations
No Operating I	mpact	
	SECTION D - EMPLO	
	s per federal guidelines, each \$92,000 of a  I Time Equivalent (FTE) Jobs Funded:	5
	SECTION E - EXPECTED DESIGN	WORK PROVIDER
County Staff	<b>X</b> Consultant	Not Applicable
Prepared by:	Dawn Gillins	
Title:	Controller	Reviewed By:
Department:	Westchester Community College	dvulzalzz Budget Director
Date:	11/17/22	Date: 11/25/22





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

**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.

**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

REFERENCE: WCC83

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 )	•
COUNTY OF WESTCHESTER )	···
I HEREBY CERTIFY that I	have compared the foregoing Act No20 with the
original on file in my office, and that the sa	me is a correct transcript therefrom and of the whole of
the said original Act, which was duly adopt	ed by the County Board of Legislators of the County of
Westchester on , 20 and approve	ed 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

Legislators on and the validity of the obligation obligations were authorized for New York, is not authorized to with as of the date of publication proceeding contesting such valid	ary of which is published herewith, has been adopted by the Board of 20 and approved by the County Executive on, 20 ons authorized by such Bond Act may be hereafter contested only if such an object or purpose for which the County of Westchester, in the State of expend money or if the provisions of law which should have been complied in of this Notice were not substantially complied with, and an action, suit of this is commenced within twenty days after the publication of this Notice, or a in violation of the provisions of the Constitution.
during normal business hours	Bond Act summarized herewith shall be available for public inspection at the Office of the Clerk of the Board of Legislators of the County or riod of twenty days from the date of publication of this Notice.
ACT NO20	
WESTCHESTER, OR SO MUCTHE WESTCHESTER COMBUILDINGS PROJECT, STATISTATING THE PLAN OF FINAMEREIN AUTHORIZED; PROON SAID BONDS; AND THE ASTATE OF NEW YORK TO BYOR REDEMPTION OF THE	THE ISSUANCE OF \$503,000 BONDS OF THE COUNTY OF THE THEREOF AS MAY BE NECESSARY, TO FINANCE PHASE IV OF MMUNITY COLLEGE INFRASTRUCTURE UPGRADE-VARIOUS TING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,006,000; ANCING SAID COST INCLUDES THE ISSUANCE OF \$503,000 BONDS VIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST APPLICATION OF \$503,000 EXPECTED TO BE RECEIVED FROM THE EXPENDED TOWARDS THE COST OF SAID OBJECT OR PURPOSE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND (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 issue and period of probable usefulnes	
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	□СВА	Fact Sheet Date:* 08-16-2022		
Fact Sheet Year:* 2022	Project Title:* INFRASTRUCTURE UPGRADE - VARIOUS BUILDINGS	Legislative District ID: 3,		
Category*	Department:*	CP Unique ID:		
WCC - BUILDINGS	COMMUNITY COLLEGE	2009		
		his phase will address Hartford Hall, the to mechanical, electrical, plumbing systems		
■ Best Management Practices	■ Energy Efficiencies	■ Infrastructure		
ĭ Life Safety	☐ Project Labor Agreement	Revenue		
☐ Security	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

 Total:
 \$ 1,006,000

#### **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:**

11-29-2022 11:32:00 AM Page 1 of 2 **126** 

Appropriation History:

Year	Amount	Description
2016		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	(	INFRASTRUCTURE UPGRADE VARIOUS BUILDINGS - WCC
21	96	392,000	(	INFRASTRUCTURE UPGRADE VARIOUS BUILDINGS - WCC
22	23	317,000	(	INFRASTRUCTURE UPGRADE

11-01-2022

#### Total Financing History:

1,102,000

DAGX

#### Recommended By:

Department of Planning
WBB4
10-26-2022

Department of Public Works
RJB4
10-27-2022

Budget Department
LMY1
Date
LMY1
11-01-2022

Requesting Department
Date

11-29-2022 11:32:00 AM Page 2 of 2 **127** 

# 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 30th, 2023. White Plains, New York

Stell John.

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Shury Ban John JAA

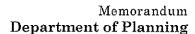
Budget & Appropriations

**COMMITTEE ON** 

Public Works & Transportation

# **FISCAL IMPACT STATEMENT**

CAPITAL PROJECT #	#:WCC90	NO FISCAL IMPACT PROJECTED					
SECTION A - CAPITAL BUDGET IMPACT  To Be Completed by Budget							
X GENERAL FUN	D AIRPORT FUND	SPECIAL DISTRICTS FUND					
	Source of County Funds (check one)	Current Appropriations					
		Capital Budget Amendment					
	SECTION B - BONDING A To Be Completed	CAST CAST CAST CAST CAST CAST CAST CAST					
Total Principal							
Anticipated Ar	nnual Cost (Principal and Interest):	\$ 10,921					
Total Debt Ser	vice (Annual Cost x Term):	\$ 54,605					
Finance Depar	tment: Interest rates from Novem	ber 16, 2022 Bond Buyer - ASBA					
S	SECTION C - IMPACT ON OPERATING B  To Be Completed by Submitting Depar						
Potential Relat	ted Expenses (Annual): \$	-					
Potential Relat	ted Revenues (Annual): \$	-					
A COLUMN TO A LONG TO LONG TO A LONG	vings to County and/or impact of departed in the courty and loss to courtent and next four years):	artment operations					
No Operating I	mpact						
	SECTION D - EMP						
	s per federal guidelines, each \$92,000 c	of appropriation funds one FTE Job					
Number of Full	l Time Equivalent (FTE) Jobs Funded:						
	SECTION E - EXPECTED DESI	GN WORK PROVIDER					
County Staff	Consultant	X Not Applicable					
Prepared by:	Dawn Gillins						
Title:	Controller	Reviewed By:					
Department:	Westchester Community College	dvulzalzz Budget Director					
Date:	11/17/22	Date:					





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

**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.

**COMMENTS:** None.

#### DSK/dvw

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

REFERENCE: WCC90

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 )	
COUNTY OF WESTCHESTER )	SS.:
I HEREBY CERTIFY that I	have compared the foregoing Act No20 with the
original on file in my office, and that the sa	ame is a correct transcript therefrom and of the whole of
the said original Act, which was duly adop	ted by the County Board of Legislators of the County of
Westchester on , 20 and approve	ed 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

on, 20 an validity of the obligations author were authorized for an object or not authorized to expend money date of publication of this Notic contesting such validity is commented to the contesting such validities.	of which is published herewith, has been adopted by the Board of Legislators disproved by the County Executive on, 20 and the sized by such Bond Act may be hereafter contested only if such obligations purpose for which the County of Westchester, in the State of New York, is or if the provisions of law which should have been complied with as of the ewere not substantially complied with, and an action, suit or proceeding menced within twenty days after the publication of this Notice, or such polation of the provisions of the Constitution.
Complete copies of the B normal business hours at the Off	ond Act summarized herewith shall be available for public inspection during ice of the Clerk of the Board of Legislators of the County of Westchester, days from the date of publication of this Notice.
ACT NO20	
WESTCHESTER, OR SO MUCTHE WESTCHESTER COMPROGRAM, STATING THE ESPLAN OF FINANCING SAID AUTHORIZED; PROVIDING FEONDS; AND THE APPLICATION YORK TO BE EXPENDED OR REDEMPTION OF THE COAS AN OFFSET TO THE TAXE	THE ISSUANCE OF \$50,000 BONDS OF THE COUNTY OF H THEREOF AS MAY BE NECESSARY, TO FINANCE PHASE III OF MUNITY COLLEGE TECHNOLOGY UPGRADE-OFF CAMPUS TIMATED MAXIMUM COST THEREOF IS \$100,000; STATING THE COST INCLUDES THE ISSUANCE OF \$50,000 BONDS HEREIN OR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID ON OF \$50,000 EXPECTED TO BE RECEIVED FROM THE STATE OF TOWARDS THE COST OF SAID CLASS OF OBJECTS OR PURPOSES UNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED OF SECONDAL OF AND INTEREST ON \$100.000.
	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	
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:* WCC90	□CI	BA			Fact Sheet Date:* 08-16-2022					
WCC90				·	08-16-202	2				
Fact Sheet Year:*	roject Title:*			Legislative District ID:						
2022		HNOLOGY UPGR. IPUS 2017/18-2021		3	3,					
Category*	Depa	rtment:*		(	CP Unique ID:					
WCC - BUILDINGS	COM	IMUNITY COLLE	GE	2	:010					
Overall Project Description										
The College as most centers of hig required by today's society. Long The scope of this project supports campus locations. This endeavor is its commitment to providing the highest attend.	term considera the modest pro s essential for V	itions must be given grams which introd WCC to remain con	to adequation to adequation to adequate the second to adequate the s	ately plan and replac a the futur	for the int cement tec e. It will	roduction hnologies enable the	of new tec at the col College to	chnologies. leges off o maintain		
■ Best Management Practices	□ En	ergy Efficiencies			] Infrastru	cture				
☐ Life Safety	□Pro	oject Labor Agreem	ent		Revenue	•				
☐ Security	□ Otl	her								
FIVE-YEAR CAPITAL PROGE	RAM (in thous	sands)								
	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) a	s of: 0								
Current Bond Description: Currechnology Upgrade Off Campus. printer, wireless and replacement/e	This project v	will address the need	d to replac	e digital s	ignage, m	are of Pha edia equip	se III of thoment, lap	e top, pc,		
Financing Plan for Current Requ	uest:									
Non-County Shares:		\$ 50,000								
Bonds/Notes:		50,000								
Cash:		0								
Total:	\$ 100,000									
SEQR Classification: TYPE II										
Amount Requested: 50,000										
Comments: The amount appropriated for Pha										

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:**

11-29-2022 11:32:32 AM Page 1 of 2 **138** 

Appropriation History:

Year	Amount	Description
2017	100,000	TECHNOLOGY UPGRADE ON CAMPUS PH 1
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

11-01-2022

#### **Total Financing History:**

100,000

DAGX

#### Recommended By:

Department of Planning
WBB4
10-26-2022

Department of Public Works
RJB4
10-27-2022

Budget Department
Date
LMY1
11-01-2022

Requesting Department
Date

11-29-2022 11:32:32 AM Page 2 of 2 **139** 

# 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 30th, 2023 White Plains, New York

**COMMITTEE ON** 

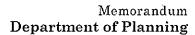
c/mg/11-1-22

Budget & Appropriations

Public Works & Transportation

# **FISCAL IMPACT STATEMENT**

CAPITAL PROJECT #	t:WCC91	NO FISCAL IMPACT PROJECTED
	SECTION A - CAPITAL BUI To Be Completed by	
X GENERAL FUNI	D AIRPORT FUND	SPECIAL DISTRICTS FUND
	Source of County Funds (check one):	Current Appropriations
		Capital Budget Amendment
	SECTION B - BONDING AUT To Be Completed by	
Total Principal	\$ 600,000 <b>PPU</b>	5 Anticipated Interest Rate 3.37%
Anticipated An	nnual Cost (Principal and Interest):	\$ 131,050
Total Debt Serv	vice (Annual Cost x Term):	\$ 655,250
Finance Depart	Interest rates from Novembe	r 16, 2022 Bond Buyer - ASBA
S	ECTION C - IMPACT ON OPERATING BUD  To Be Completed by Submitting Department	NEW WINDOWS AND ADDRESS OF THE PARTY OF THE
Potential Relat	ted Expenses (Annual): \$	
Potential Relat	ted Revenues (Annual): \$	-
1972	vings to County and/or impact of departretail for current and next four years):	ment operations
No Operating I	. ,	
	SECTION D - EMPLO	YMENT
Machan No contracts also	s per federal guidelines, each \$92,000 of a	ppropriation funds one FTE Job
Number of Full	Time Equivalent (FTE) Jobs Funded:	
	SECTION E - EXPECTED DESIGN	WORK PROVIDER
County Staff	Consultant	X Not Applicable
Prepared by:	Dawn Gillins	
Title:	Controller	Reviewed By:  Reviewed By:  Budget Director
Department:	Westchester Community College	Budget Director
Date:	11/17/22	Date: (1) 09 02





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

**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

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

REFERENCE: WCC91

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 )	ng ·
COUNTY OF WESTCHESTER )	SS.:
I HEREBY CERTIFY that	I have compared the foregoing Act No20 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 adop	oted by the County Board of Legislators of the County of
Westchester on , 20 and approv	ved 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

on, 20 and a validity of the obligations authorized were authorized for an object or pur not authorized to expend money or date of publication of this Notice validity is comment.	which is published herewith, has been adopted by the Board of Legislators approved by the County Executive on, 20 and the d by such Bond Act may be hereafter contested only if such obligations pose for which the County of Westchester, in the State of New York, is if the provisions of law which should have been complied with as of the were not substantially complied with, and an action, suit or proceeding need within twenty days after the publication of this Notice, or such ion of the provisions of the Constitution.
normal business hours at the Office	Act summarized herewith shall be available for public inspection during of the Clerk of the Board of Legislators of the County of Westchester, ys from the date of publication of this Notice.
ACT NO20	
WESTCHESTER, OR SO MUCH THE WESTCHESTER COMMON PROGRAM, STATING THE ESTIMATION OF FINANCING SAID CONTROL OF NEW YORK TO BE EXPENDED TO THE PURPOSES OR REDEMPTION OF	HE ISSUANCE OF \$600,000 BONDS OF THE COUNTY OF THEREOF AS MAY BE NECESSARY, TO FINANCE PHASE III OF UNITY COLLEGE TECHNOLOGY UPGRADE-ON CAMPUS MATED MAXIMUM COST THEREOF IS \$1,200,000; STATING THE DIST INCLUDES THE ISSUANCE OF \$600,000 BONDS HEREIN A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID NOF \$600,000 EXPECTED TO BE RECEIVED FROM THE STATE DED TOWARDS THE COST OF SAID CLASS OF OBJECTS OR THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND Opted , 20)
up De rej up	finance Phase III of the Westchester Community College technology grade-on campus program, including Academic Technology Initiatives, esktop Virtual Growth; Fiber Cable Enhancements and digital signage placement laptops, pc, phone, printer, scanner, server, switch, tape drive, s, wireless which are mostly on a 5 year replacement cycle, all as set rth 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	
0) 6	Clerk and Chief Administrative Officer of the County Board of Legislators of the County of Westchester, New York

#### CAPITAL PROJECT FACT SHEET

Project ID:*	□СЕ	□ CBA			Fact Sheet Date:*					
WCC91				(	08-16-2022					
Fact Sheet Year:*	Proje	ect Title:*		1	Legislative District ID:					
2022		HNOLOGY UPGR. PUS 2017/18-2021		3	3,					
Category*	Depa	rtment:*		(	CP Unique ID:					
WCC - BUILDINGS	COM	MUNITY COLLEG	GE	2	2011					
Overall Project Description										
Westchester Community College must be supported in one way or a of the art technology at the Valhal with the rapid and on-going chang maintain its commitment to provid who attend.	inother by techi la Campus. The	nology. This project to purpose is to give with information a	provides long term nd educati	funding for consider ional tech	or the equi ation to as nologies. I	ipment and suring the it will enal	d installati College of ble the col	on of state an keep up lege to		
■ Best Management Practices	□ En	ergy Efficiencies			Infrastru	cture				
☐ Life Safety	□Pro	ject Labor Agreem	ent		Revenue	:				
☐ Security	□ Otl	ıer								
FIVE-YEAR CAPITAL PROG	Estimated	nated			Under					
	Ultimate Total Cost	Appropriated	2022/23	2023/24	2024/25	2025/26	2026/27	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) a	s of: 0								
Current Bond Description: Cur Technology Upgrade - On Campu long range plan for the preservation Academic Technology Initiatives, includes laptops, pc, phone, printe cycle.	s. The project on and enhancer Desktop Virtua	costs for this phase nent of technology al Growth; Fiber Ca	totals \$1,2 at the mai ble Enhan	200,000 w n campus cements a	hich suppo in Valhall and digital	orts the co la. This p signage re	mprehens hase will eplacemen	ive and include t. It also		
Financing Plan for Current Req	uest:									
Non-County Shares:		\$ 600,000								
Bonds/Notes:		600,000								
Cash:		0								
Total:		\$ 1,200,000								
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:**

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ropriation History	<u>:</u>	
Year	Amount	Description
2017	1,236,000	TECHNOLOGY UPGRADE ON CAMPUS PH 1
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	(	TECHNOLOGY UPGRADE OFF CAMPUS 2017/18-2021/22
22	19	600,000	(	TECHNOLOGY UPGRADE OFF CAMPUS 2017/18-2021/22

#### **Total Financing History:**

1,218,000

#### Recommended By:

Department of Planning Date WBB4 10-26-2022

Department of Public Works Date

RJB4 10-27-2022

**Budget Department** Date LMY1 11-01-2022

Date **Requesting Department** 

DAGX 11-01-2022

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