



George Latimer
County Executive

July 25, 2018

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 which, if adopted, would authorize the County of Westchester (the "County") to issue bonds in the amount of \$1,100,000 Dollars to finance the following capital project:

RGP09 – General Infrastructure Vehicle Acquisition II ("RGP09").

The Bond Act, in the amount of \$1,100,000, would fund the fifth of five phases of the vehicle replacement program.

The Department of Parks, Recreation and Conservation (the "Department") has advised that RGP09 will provide funding for acquisition of existing heavy equipment throughout the County parks system over a five-year period, including but not limited to pickup trucks with plows, sanitation vehicles, tractors, large turf machines, utility trucks, and construction equipment such as back hoes and small dump trucks.

The Department has further advised that the replacement of aging vehicles and acquisition of new equipment is critical to the continued maintenance of the County parks system. The new heavy equipment will be more energy-efficient and result in a reduction in fuel consumption and carbon emissions. Energy efficiency and environmentally friendly alternatives will be researched and evaluated before equipment purchases.

The Department has advised that it will initiate its purchase process within thirty days of receipt of bond authorization.

The Department has advised that that an evaluation by the Department of Public Works and Transportation ("Public Works") found that of the existing fleet of vehicles are in poor condition and nearing the end of their useful lives. The average age of the vehicles is twelve years and many have odometer readings as high as 170,000 miles. The Department has further advised that when it brings vehicles to the Public Works garage for repair, the vehicles are frequently in such poor condition that they are removed from service thereby leaving the Department without the equipment required to maintain the County parks system. The parks are open year-round and this twelve-month service takes a toll on vehicles used every day. Most of the trucks will be equipped with plows, which will enable the Department to keep the park roads and parking areas open in the winter months.

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 your Honorable Board has previously authorized bonding in connection with RGP09 as follows: Bond Acts No. 4-2015, 217-2015, 300-2016 and 97-2017, each in the amount of \$1,000,000, which funded the first, second, third and fourth phases of the vehicle acquisition program.

The Planning Department has advised that based on its review, the above-referenced capital project has been classified as a "Type II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. As you know, your Honorable Board may use such expert advice to reach its own conclusion.

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

Sincerely,

A handwritten signature in black ink, appearing to read "George Latimer". The signature is fluid and cursive, with a prominent initial "G".

George Latimer
County Executive

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

Your Committee is in receipt of a transmittal from the County Executive recommending approval of bonding legislation in the amount of \$1,100,000 to finance capital project RGP09 – General Infrastructure Vehicle Acquisition II (“RGP09”). The Bond Act, which was prepared by the law firm Hawkins, Delafield & Wood, LLP, will fund the fifth of five phases of the vehicle replacement and acquisition program.

The Department of Parks, Recreation and Conservation (the “Department”) has advised that RGP09 will provide funding for acquisition of existing heavy equipment throughout the County parks system over a five-year period, including but not limited to pickup trucks with plows, sanitation vehicles, tractors, large turf machines, utility trucks, and construction equipment such as back hoes and small dump trucks.

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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: _____, 20____

White Plains, New York

COMMITTEE ON

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: RGP09

NO FISCAL IMPACT PROJECTED

SECTION A - CAPITAL BUDGET IMPACT

To Be Completed by Budget

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

Source of County Funds (check one):

Current Appropriations

Capital Budget Amendment

SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 1,100,000 PPU .10 Anticipated Interest Rate 2.19%

Anticipated Annual Cost (Principal and Interest): \$ 123,272

Total Debt Service (Annual Cost x Term): \$ 1,232,723

Finance Department: Interest rates from 6-19-2018 Bond Buyer - jrf9

SECTION C - IMPACT ON OPERATING BUDGET (exclusive of debt service)

To Be Completed by Submitting Department and Reviewed by Budget

Potential Related Expenses (Annual): \$ -

Potential Related Revenues (Annual): \$ -

Anticipated savings to County and/or impact of department operations

(describe in detail for current and next four years):

none

SECTION D - EMPLOYMENT

As per federal guidelines, each \$92,000 of appropriation funds one FTE Job

Number of Full Time Equivalent (FTE) Jobs Funded: 10

SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

Not Applicable

Prepared by: David DeLucia

Title: Director of Park Facilities

Department: Parks, Recreation, & Conservation

Date: 7/23/18


Reviewed By: 

Budget Director

Date: 7/23/18

7/23/18

TO: Michelle Greenbaum, Assistant County Attorney
Jeffrey Goldman, Assistant County Attorney

FROM: David S. Kvinge, AICP, RLA, CFM 
Director of Environmental Planning

DATE: April 13, 2018

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
RGP09 General Infrastructure Vehicle Acquisition II**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 04-04-2018 (Unique ID: 629)

With respect to the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617, no further environmental review is required for the proposed action, because the project or component of the project for which funding is requested:

- DOES NOT CONSTITUTE AN "ACTION" AS DEFINED UNDER SECTION 617.2(b)**
- IS CLASSIFIED AS TYPE II PURSUANT TO SECTION 617.5(c)(25):**
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/kle

cc: Andrew Ferris, Chief of Staff
Lawrence Soule, Budget Director
Paula Friedman, Assistant to the County Executive
Tami Altschiller, Assistant Chief Deputy County Attorney
Lorraine Yazzetta, Associate Budget Analyst
Anthony Zaino, Director of Design
Edward Hoffmeister, Secretary to the Capital Projects Committee
William Brady, Associate Planner
Claudia Maxwell, Associate Environmental Planner

ACT NO. -20____

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,100,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF VARIOUS VEHICLES AND EQUIPMENT FOR THE PARKS, RECREATION AND CONSERVATION DEPARTMENT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,100,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,100,000 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, \$1,100,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the acquisition of various vehicles and equipment for the Parks, Recreation and Conservation Department, 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 class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof is \$1,100,000. The plan of financing includes the issuance of \$1,100,000 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 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 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 \$1,100,000. 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 \$1,100,000 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 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 immediately upon approval by the County Executive.

* * *

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

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

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

(SEAL)

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

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on _____, 20____ and approved by the County Executive on _____, 20____ and the validity of the obligations authorized by such Bond Act may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Westchester, in the State of New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Complete copies of the Bond Act summarized herewith shall be available for public inspection during normal business hours at the Office of the Clerk of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. _____-20_____

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,100,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF THE ACQUISITION OF VARIOUS VEHICLES AND EQUIPMENT FOR THE PARKS, RECREATION AND CONSERVATION DEPARTMENT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,100,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,100,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted _____, 20____)

object or purpose: to finance the cost of the acquisition of various vehicles and equipment for the Parks, Recreation and Conservation Department, 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: \$1,100,000; ten (10) 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:*

RGP09

CBA

Fact Sheet Date:*

01-24-2018

Fact Sheet Year:*

2018

Project Title:*

GENERAL INFRASTRUCTURE
VEHICLE AQUISITION II

Legislative District ID:

Category*

RECREATION FACILITIES

Department:*

PARKS, RECREATION &
CONSERVATION

CP Unique ID:

629

Overall Project Description

This project continues the program funds to replace the old and worn existing heavy maintenance vehicles and equipment throughout the Park system.

- | | | |
|---|--|---|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input checked="" type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input type="checkbox"/> Other | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2018	2019	2020	2021	2022	Under Review
Gross	5,300	4,200	1,100	0	0	0	0	0
Less Non-County Shares	0	0	0	0	0	0	0	0
Net	5,300	4,200	1,100	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of: 4,076

Current Bond Description: Funding is requested to purchase vehicles for various divisions within the Department

Financing Plan for Current Request:

Non-County Shares:	\$ 0
Bonds/Notes:	1,100,000
Cash:	0
Total:	\$ 1,100,000

SEQR Classification:

TYPE II

Amount Requested:

1,100,000

Comments:

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
2014	1,000,000	REPLACEMENT OF VEHICLES AND HEAVY EQUIPMENT
2015	1,000,000	REPLACEMENT OF VEHICLES AND HEAVY EQUIPMENT
2016	1,100,000	REPLACEMENT OF VEHICLES AND HEAVY EQUIPMENT
2017	1,100,000	CONTINUATION OF THIS PROJECT.
2018	1,100,000	AQUISITION

Total Appropriation History:

5,300,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
15	4	1,000,000	986,175	GENERAL INFRASTRUCTURE VEHICLE REPLACEMENT II
15	217	1,000,000	967,041	GENERAL INFRASTRUCTURE VEHICLE RELPACEMENT II
16	300	1,000,000	489,100	GENERAL INFRASTRUCTURE VEHICLE REPLACEMENT II
17	92	1,100,000	1,061,474	

Total Financing History:

4,100,000

Recommended By:

Department of Planning
WBB4

Date
04-04-2018

Department of Public Works
RJB4

Date
04-04-2018

Budget Department
LMY1

Date
04-05-2018

Requesting Department
DJD2

Date
04-05-2018

GENERAL INFRASTRUCTURE VEHICLE ACQUISITION II (RGP09)

User Department : Parks, Recreation & Conservation

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

Estimated Completion Date: TBD

Planning Board Recommendation: Project without physical planning aspects of concern to the Westchester County Planning Board.

FIVE YEAR CAPITAL PROGRAM (in thousands)

	Est Ult Cost	Appropriated	Exp / Obl	2018	2019	2020	2021	2022
Gross	5,300	4,200	4,076	1,100				Under Review
Non County Share								
Total	5,300	4,200	4,076	1,100				

Project Description

This project continues the program funds to replace the old and worn existing heavy maintenance vehicles and equipment throughout the Park system.

Current Year Description

The current year request funds replacement vehicles and equipment.

Current Year Financing Plan

Year	Bonds	Cash	Non County Shares	Total
2018	1,100,000			1,100,000

Impact on Operating Budget

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

Appropriation History

Year	Amount	Description	Status
2014	1,000,000	Replacement of vehicles and heavy equipment	COMPLETE
2015	1,000,000	Replacement of vehicles and heavy equipment	COMPLETE
2016	1,100,000	Replacement of vehicles and heavy equipment	COMPLETE
2017	1,100,000	Continuation of this project.	IN PROGRESS
Total	4,200,000		

Prior Appropriations

	Appropriated	Collected	Uncollected
Bond Proceeds	4,200,000	3,503,790	696,210
Total	4,200,000	3,503,790	696,210

**GENERAL INFRASTRUCTURE VEHICLE ACQUISITION II
(RGP09)**

Bonds Authorized		Amount	Date Sold	Amount Sold	Balance
Bond Act					
4	15	1,000,000	11/19/15	335,068	13,825
			11/19/15	64,979	
			11/19/15	670	
217	15	1,000,000	12/15/16	585,457	
			12/15/16	707,045	32,959
			12/15/17	219,376	
			12/15/17	40,280	
			12/15/17	340	
300	16	1,000,000	12/15/17	412,687	510,900
			12/15/17	75,774	
			12/15/17	640	
92	17	1,100,000	12/15/17	895,637	38,526
			12/15/17	164,448	
			12/15/17	1,389	
Total		4,100,000		3,503,790	596,210