


August 1, 2019

TO: Hon. Benjamin Boykin, Chair
Hon. Alfreda Williams, Vice Chair
Hon. Catherine Parker, Majority Leader
Hon. John Testa, Minority Leader

FROM: George Latimer 
Westchester County Executive

RE: Message Requesting Immediate Consideration: **CBA & Bond Act - P0029 – Bronx River Pkwy., over Bronx River, Eastchester.**

This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators August 5, 2019 Agenda.

Transmitted herewith for your review and approval is an Act which, if adopted, would authorize the County of Westchester ("County") to amend its current-year Capital Budget ("Capital Budget Amendment"), as well as a related Bond Act ("Bond Act") to finance the following capital project: P0029.

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for August 2, 2019 "blue sheet" calendar.

Thank you for your prompt attention to this matter.



George Latimer
County Executive

August 1, 2019

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

Dear Honorable Members of the Board of Legislators:

Transmitted herewith for your review and approval is an Act which, if adopted, would authorize the County of Westchester ("County") to amend its current-year Capital Budget ("Capital Budget Amendment"), as well as a related Bond Act ("Bond Act") to finance the following capital project:

P0029 – Bronx River Parkway over Bronx River (North & South of Leewood Dr), Eastchester ("P0029").

The proposed Capital Budget Amendment will amend the County's current-year Capital Budget to move the 2020 appropriation of \$230,000 into 2019, thereby increasing the 2019 appropriation for P0029 by \$230,000, from \$4,380,000 to \$4,610,000. The Department of Public Works and Transportation ("Department") has advised that the additional appropriation reflects the adjusted project budget to account for inflation.

The Bond Act, in the amount of \$4,610,000 would finance the cost of reconstruction of the Bronx River Parkway bridge over the Bronx River (North and South of Leewood Drive) located in the Town of Eastchester, including design, construction management and construction associated with removal and replacement of existing asphalt wearing surface and waterproofing, replacement of the existing joint system with a new elastomeric concrete joint system, tendon rehabilitation, installation of bank protection and related work as required.

The Department has advised that this bridge, which was built in 1921 (North of Leewood Drive) and 1925 (South of Leewood Drive) and has an annual daily traffic count ("AADT") of 18,100, is in need of rehabilitation to maintain a safe roadway for the traveling public. In 2015 the New York State Department of Transportation gave the bridge condition ratings of 5.22 (North of Leewood Drive) and 5.24 (South of Leewood Drive) and the roadways have continued to deteriorate. This rating system, using a scale of 1 ("hazardous") through 7 ("new"), is a weighted average of the condition of an evaluated bridge. A rating below 5 indicates that a bridge requires work and delay of this work could result in the continued deterioration of the bridge.

Following bonding authorization, design will be scheduled and is anticipated to take nine months. It is anticipated that construction will take approximately eighteen months and will begin after award and execution of the construction contracts. It is anticipated that the design work will be completed using consultants.

Office of the County Executive

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

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Telephone: (914)995-2900

westchestergov.com

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.

The Planning Department has advised that the Planning Board has previously reviewed this project and issued a report, and that since there is no change in the scope of the work and this is simply a change in the financing plan, no further action by the Planning Board is necessary at this time.

As your Honorable Board is aware, there must be an appropriation for a capital project before any related bonding authorization may be issued for such capital project. Therefore, the Capital Budget Amendment, annexed hereto, must be approved in advance of your approval of the related Bond Act.

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

Sincerely,

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

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 by the County of Westchester (“County”) of an act amending the County’s current-year Capital Budget (“Capital Budget Amendment”) as well as a related bond act (“Bond Act”), prepared by the law firm Harris Beach, PLLC in the amount of \$4,610,000 to finance capital project P0029 – Bronx River Parkway over Bronx River (North & South of Leewood Dr), Eastchester (“P0029”).

The Capital Budget Amendment will amend the County’s current-year Capital Budget to move the 2020 appropriation of \$230,000 into 2019, thereby increasing the 2019 appropriation for P0029 by \$230,000, from \$4,380,000 to \$4,610,000. The Department of Public Works and Transportation (“Department”) has advised that the additional appropriation reflects the adjusted project budget to account for inflation.

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Following bonding authorization, design will be scheduled and is anticipated to take nine months. It is anticipated that construction will take approximately eighteen months and will begin after award and execution of the construction contracts. It is anticipated that the design work will be completed using consultants.

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.

The Planning Department has advised your Committee that the Planning Board has previously reviewed this project and issued a report, and that since there is no change in the scope of the work and this is simply a change in the financing plan, no further action by the Planning Board is necessary at this time.

Your Committee has carefully considered the proposed Capital Budget Amendment, as well as the related Bond Act and recommends approval of both of the proposed Acts, noting that the Bond Act can only be enacted following adoption of the Capital Budget Amendment.

Dated: _____, 20_____
White Plains, New York

COMMITTEE ON

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: P0029

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 \$ 4,610,000 PPU 20 Anticipated Interest Rate 1.88%

Anticipated Annual Cost (Principal and Interest): \$ 275,993

Total Debt Service (Annual Cost x Term): \$ 5,519,850

Finance Department: Interest rates for July 22, 2019 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): N/A

Potential Related Revenues (Annual): N/A

Anticipated savings to County and/or impact of department operations
(describe in detail for current and next four years):

SECTION D - EMPLOYMENT

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

Number of Full Time Equivalent (FTE) Jobs Funded: 50

SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

Not Applicable

Prepared by: Robert Abbamont

Title: Prog Coord (Capital Planning)

Department: Public Works/Transportation


Date: 7/30/19

Reviewed By: 

Budget Director

Date: 7/31/19

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

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

DATE: July 26, 2019

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
P0029 Bronx River Parkway over Bronx River (North & South of Leewood
Dr.), Eastchester (BIN 3348829/BIN 3348839)**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 07-19-2019 (Unique ID: 1098)

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: Installation of bank protection will be limited to the restoration of rip-rap (replacement of missing stones) where erosion has occurred.

DSK/dvw

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Tami Altschiller, Assistant Chief Deputy County Attorney
Gideon Grande, Deputy Budget Director
Lorraine Yazzetta, Associate Budget Analyst
Anthony Zaino, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

Department of Planning

432 Michaelian Office Building
White Plains, NY 10601

To: The Westchester County Planning Board

From: Anthony Zaino, Assistant Commissioner



Date: July 19, 2019

RE: **Capital Budget Amendment –
P0029 Bronx River Parkway Over Bronx River (North & South of Leewood Drive),
Eastchester (BIN3348829/BIN 3348839)**

The County Executive is requesting an amendment to the 2019 Capital Budget to modify the funding of **P0029 Bronx River Parkway Over Bronx River (North & South of Leewood Drive), Eastchester.**

A Capital Budget Amendment is requested to add \$230,000 to this project in 2019 from 2020.

The Planning Board adopted a report on this project (rated PL2HP) at its meeting on June 6, 2017.

There are no changes to the physical planning aspects of this project as reviewed by the Board; therefore, no further action by your Board is necessary.

cc: Norma V. Drummond, Commissioner
David Kvinge, Director, Environmental Planning
William Brady, Chief Planner
Michael Lipkin, Secretary to the Capital Projects Committee

An Act amending the 2019 County
 Capital Budget Appropriations for
 Capital Project P0029 - Bronx River
 Parkway over Bronx River (North and
 South of Leewood Dr) Eastchester

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

Section 1. The Capital section of the 2019 County Budget is hereby amended as follows:

	Previous 2019 Appropriation	Change	Revised 2019 Appropriation
I. Appropriation	\$4,380,000	\$230,000	\$4,610,000

Section 2. The estimated method of financing in the Capital Section of the 2019 Westchester County Capital Budget is amended as follows:

II. METHOD OF FINANCING

Bonds and/or Notes	\$4,380,000	\$230,000	\$4,610,000
Non County Shares	\$0		\$0
Cash	\$0		\$0
Total	\$4,380,000	\$230,000	\$4,610,000

Section 3. The ACT shall take effect immediately.