



George Latimer
County Executive

August 15, 2019

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 up to \$50,000 in bonds of the County to finance the following capital project:

WCC75 – Technology Upgrade Off Campus 2011/12-16/17 ("WCC75")

The Bond Act, in the amount of \$50,000 would finance the County's 50% share of Phase V of WCC75 at Westchester Community College ("College"), including the replacement and installation of servers, switches, uninterrupted power supply and wireless points, the replacement of PCs, Laptops, printers and scanners, and phone replacements.

The College has advised that the cost of Phase V is \$100,000. This bonding request in the amount of \$50,000 represents the County's 50% share of WCC75. New York State ("State") has approved funding and will fund the remaining 50%.

Upon receipt by the College of State funds and bonding authorization from the County, the College anticipates that the work will be completed within two years. It is anticipated that installation will be accomplished in-house and not require outside consultants.

It should be noted that your Honorable Board has previously authorized bonding in connection with earlier phases of WCC75 as indicated in the annexed fact sheet.

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

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

Sincerely,

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

George Latimer
County Executive

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 (“Bond Act”) which would authorize the County of Westchester (“County”) to issue bonds in the amount of \$50,000 prepared by the law firm Hawkins, Delafield & Wood, LLP to finance capital project WCC75 – Technology Upgrade Off Campus 2011/12-16/17 (“WCC75”).

The Bond Act, in the amount of \$50,000 would finance the County’s 50% share of Phase V of WCC75 at Westchester Community College (“College”), including the replacement and installation of servers, switches, uninterrupted power supply and wireless points, the replacement of PCs, Laptops, printers and scanners, and phone replacements.

The College has advised that the cost of Phase V is \$100,000. This bonding request in the amount of \$50,000 represents the County’s 50% share of WCC75. New York State (“State”) has approved funding and will fund the remaining 50%.

Upon receipt by the College of State funds and bonding authorization from the County, the College anticipates that the work will be completed within two years. It is anticipated that installation will be accomplished in-house and not require outside consultants.

It should be noted that your Honorable Board has previously authorized bonding in connection with earlier phases of WCC75 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.

Your Committee has carefully considered the Bond Act and recommends approval of both of the proposed Bond Act, noting that the Bond Act

Dated: _____, 20____
White Plains, New York

COMMITTEE ON

FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: WCC75

NO FISCAL IMPACT PROJECTED

SECTION A - CAPITAL BUDGET IMPACT

To Be Completed by Budget

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

Source of County Funds (check one):

Current Appropriations

Capital Budget Amendment

SECTION B - BONDING AUTHORIZATIONS

To Be Completed by Finance

Total Principal \$ 50,000 PPU 5 Anticipated Interest Rate 1.14%

Anticipated Annual Cost (Principal and Interest): \$ 10,341

Total Debt Service (Annual Cost x Term): \$ 51,703

Finance Department: Interest rates from July 31, 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: N/A

SECTION E - EXPECTED DESIGN WORK PROVIDER

County Staff

Consultant

Not Applicable

Prepared by: Dawn Gillins

Title: Controller

Department: Westchester Community College

Date: 8/8/19


Reviewed By: 

Date: 8/9/19


Budget Director

8/9/19

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

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

DATE: August 1, 2019

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:
WCC75 TECHNOLOGY UPGRADE OFF CAMPUS 2011/12-16/17**

PROJECT/ACTION: Per Capital Project Fact Sheet as approved by the Planning Department on 06-10-2019 (Unique ID: 1101)

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
Tami Altschiller, Assistant Chief Deputy County Attorney
Gideon Grande, Deputy Budget Director
Lorraine Yazzetta, Associate Budget Director
Anthony Zaino, Assistant Commissioner
William Brady, Chief Planner
Michael Lipkin, Associate Planner
Claudia Maxwell, Associate Environmental Planner

ACT NO. - 20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$50,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE PHASE V OF THE TECHNOLOGY UPGRADE PROGRAM AT WESTCHESTER COMMUNITY COLLEGE-OFF CAMPUS, 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 the cost of Phase V of the Technology Upgrade – Off Campus at Westchester Community College, including the replacement and installation of servers,

switches, UPS and wireless points, the replacement of PC's, Laptops, printers and scanners, and phone replacements, 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 applicable to the objects or purposes for which the bonds authorized by this Act are to be issued within the limitations of Section 11.00 a. 89 of the Law, is five (5) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$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 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 in accordance with Section 107.71 of the Westchester County Charter.

* * *

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

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

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

(SEAL)

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

LEGAL NOTICE

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

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

ACT NO. _____-20__

BOND ACT AUTHORIZING THE ISSUANCE OF \$50,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE PHASE V OF THE TECHNOLOGY UPGRADE PROGRAM AT WESTCHESTER COMMUNITY COLLEGE-OFF CAMPUS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$100,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$50,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND THE APPLICATION OF \$50,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID CLASS OF OBJECTS OR PURPOSES OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20__)

object or purpose: to finance the cost of Phase V of the Technology Upgrade – Off Campus at Westchester Community College, including the replacement and installation of servers, switches, UPS and wireless points, the replacement of PC's, Laptops, printers and scanners, and phone replacements, all as set forth in the County's Current Year Capital Budget, as amended

amount of obligations to be issued
and period of probable usefulness: \$50,000; five (5) years

Dated: _____, 20__
White Plains, New York

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

CAPITAL PROJECT FACT SHEET

Project ID:* WCC75	<input type="checkbox"/> CBA	Fact Sheet Date:* 05-23-2019
Fact Sheet Year:* 2019	Project Title:* TECHNOLOGY UPGRADE OFF CAMPUS 2011/12-16/17	Legislative District ID: 3,
Category* WCC - BUILDINGS	Department:* COMMUNITY COLLEGE	CP Unique ID: 1101

Overall Project Description

The purpose of this project is to provide a comprehensive long range project for technologies at the off campus locations and supports the concrete step-by-step plan to ensure that Westchester Community College can maintain its commitment to excellence into the future. With this commitment, WCC will also be confident it can uphold its reputation of academic distinction by remaining technologically competitive.

- | | | |
|---|--|---|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue |
| <input type="checkbox"/> Security | <input checked="" type="checkbox"/> Other(THE ABILITY TO PROVIDE THE HIGH LEVEL OF INSTRUCTION EXPECTED) | |

FIVE-YEAR CAPITAL PROGRAM (in thousands)

	Estimated Ultimate Total Cost	Appropriated	2018-19	2019-20	2020-21	2021-22	2022-23	Under Review
Gross	506	506	0	0	0	0	0	0
Less Non-County Shares	253	203	50	0	0	0	0	0
Net	253	303	-50	0	0	0	0	0

Expended/Obligated Amount (in thousands) as of: 216

Current Bond Description: Current bonding approval is necessary to fund the County's 50% share of Phase V of the Technology Upgrade – Off Campus. This phase will provide the replacement and installation of servers, switches, UPS and wireless points. The servers would be used to implement server clustering on the critical college applications. The additional switches would keep up with the growing needs of applications and would also be needed to support web casting, and video conferencing. Also, the wireless access points are on a 5 year replacement cycle as newer equipment requires faster access. In addition, this phase will address the need to replace PC's, Laptops, printers and scanners on a 5 year replacement cycle with faster computers and the ongoing need to continue to update Smart Classrooms at our extension sites, as well as phone replacements.

Financing Plan for Current Request:

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 Phase V is \$100,000. This bonding request is in the amount of \$50,000 and represents the County's 50% share of approved Capital Project WCC 75 – Technology Upgrade – Off Campus (Phase V). The State has approved funding on the remaining 50%.

Energy Efficiencies:

Appropriation History:

Year	Amount	Description
0	98,000	TECHNOLOGY UPGRADE OF CAMPUS (PHASE I)
0	108,000	TECHNOLOGY UPGRADE OFF CAMPUS (PHASE II)
0	100,000	TECHNOLOGY UPGRADE OFF CAMPUS (PHASE III)
0	100,000	TECHNOLOGY UPGRADE OFF CAMPUS (PHASE IV)
0	100,000	TECHNOLOGY UPGRADE OFF CAMPUS (PHASE V)

Total Appropriation History:

506,000

Financing History:

Year	Bond Act #	Amount	Issued	Description
14	100	49,000	41,414	TECHNOLOGY UPGRADE OFF CAMPUS 2011/12-2015/16 - WCC
16	40	54,000	0	TECHNOLOGY UPGRADE OFF CAMPUS - 2011/12-2015/16
16	346	50,000	0	TECH UPGRADE PHASE III
17	207	50,000	0	PHASE IV OF TECHNOLOGY UPGRADE PROGRAM AT WESTCHESTER COMMUNITY COLLEGE-OFF CAMPUS

Total Financing History:

203,000

Recommended By:

Department of Planning
WBB4

Date
06-10-2019

Department of Public Works
RJB4

Date
06-11-2019

Budget Department
LMY1

Date
06-11-2019

Requesting Department
DAGX

Date
06-11-2019