



Robert P. Astorino
County Executive

46544

Date: April 29, 2015

To: Board of Acquisition and Contract

From: Robert P. Astorino
County Executive

Re: Authority to enter into an Inter-Municipal Agreement with the Town of North Salem, pursuant to which the County of Westchester will sub-allocate to the Energy Improvement Corporation, as the Town's instrumentality for the purpose of financing the acquisition, construction and installation of renewable energy systems and energy efficiency improvements and the verification of the installation of such systems and improvements, an amount of \$24,643.00 from the County's allocation of Qualified Energy Conservation Bonds, which is to be used for the property of Owensville Housing Development Fund Company, Inc. at 606 Route 22, Croton Falls, New York.

Authority is hereby requested from your Honorable Board for the County of Westchester (the "County") to enter into an intermunicipal agreement (the "IMA") with the Town of North Salem (the "Town"), pursuant to which the County will sub-allocate to the Energy Improvement Corporation ("EIC"), as the Town's instrumentality for the purpose of financing the acquisition, construction and installation of renewable energy systems and energy efficiency improvements and the verification of the installation of such systems and improvements, an amount of Twenty-Four Thousand Six Hundred Forty-Three Dollars (\$24,643.00) from the County's allocation of Qualified Energy Conservation Bonds ("QECCBs"), which is to be used for the property of Owensville Housing Development Fund Company, Inc. at 606 Route 22, Croton Falls, New York, as more particularly detailed in Attachment 1, which is attached hereto.

The term of the proposed IMA shall commence upon execution and shall continue for the life of any bonds issued by the EIC on behalf of the Town. The proposed IMA shall specify that it may be terminated by either party by giving written notice of the termination to the other party not less than thirty (30) days prior to the effective date of such termination.

Under the proposed IMA, there shall be no monetary consideration due the County from the Town for the sub-allocation from the County's allocation of QECCBs; it being understood and agreed to by the parties that the mutual benefit of the acquisition, construction and installation of

renewable energy systems and energy efficiency improvements within the County shall constitute full and complete consideration for such sub-allocation.

The proposed IMA was authorized by the County's Board of Legislators by Act 2015-69, which was approved on April 27, 2015.

The proposed IMA is exempt from the requirements of the Westchester County Procurement Policy and Procedures, pursuant to Section 3(a)(iii) thereof.

RPA/JMR/bdm/nn

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/14/2015 - JOMAY VEIRA SECRETARY

RESOLUTION

Upon a communication from the County Executive, be it hereby

RESOLVED, that the County of Westchester (the “County”) is hereby authorized to enter into an Inter-Municipal Agreement (the “IMA”) with the Town of North Salem (the “Town”), pursuant to which the County will sub-allocate to the Energy Improvement Corporation (“EIC”), as the Town’s instrumentality for the purpose of financing the acquisition, construction and installation of renewable energy systems and energy efficiency improvements and the verification of the installation of such systems and improvements, an amount of Twenty-Four Thousand Six Hundred Forty-Three Dollars (\$24,643.00) from the County’s allocation of Qualified Energy Conservation Bonds (“QECBs”), which is to be used for the property of Owensville Housing Development Fund Company, Inc. at 606 Route 22, Croton Falls, New York, as more particularly detailed in Attachment 1, which is attached hereto; and be it further

RESOLVED, that the term of the IMA shall commence upon execution and shall continue for the life of any bonds issued by the EIC on behalf of the Town; and be it further

RESOLVED, that the IMA shall specify that it may be terminated by either party by giving written notice of the termination to the other party not less than thirty (30) days prior to the effective date of such termination; and be it further

RESOLVED under the IMA, there shall be no monetary consideration due the County from the Town for the sub-allocation from the County’s allocation of QECBs; it being understood and agreed to by the parties that the mutual benefit of the acquisition, construction and installation of renewable energy systems and energy efficiency improvements within the County shall constitute full and complete consideration for such sub-allocation; and be it further

RESOLVED, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to execute any and all documents and take any actions necessary to effectuate the purposes hereof.

Account to be Charged/Credited

Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
					N/A

Budget Funding Years: _____
(must match resolution)

Start Date: Upon Execution

End Date: The end of the life of any bonds issued by the EIC on behalf of the Town

Funding Source

(must match resolution)

Tax Dollars: _____
State Aid: _____
Federal Aid: _____
Other: _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/14/2015 JOMARY WEIRA, SECRETARY

Attachment 1

[ATTACHED, STARTING ON NEXT PAGE]

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/14/2015 - JOMARY VIEIRA, SECRETARY