

THE CITY OF NEW YORK
DECLARATION OF NEED
and
PROPOSED TRANSITIONAL CAPITAL PLAN

I, Dean A. Fuleihan, Director of Management and Budget of the City of New York (the "City"), a municipal corporation of the State of New York, acting pursuant to Section 2799-ff of the Public Authorities Law, added by Chapter 16 of the Laws of 1997 (the "Act"), HEREBY DETERMINE AND CERTIFY as follows:

1. In order to finance projects within its Capital Budget, the City currently has a capital financing need of up to \$5.6 billion, \$7.3 billion, \$8.1 billion, and \$8.2 billion in fiscal years 2017 through 2020, respectively. To the extent that General Obligation Bonds are issued to finance such projects, the capital financing need to be met by the New York City Transitional Finance Authority (the "Authority") would be reduced accordingly. The City currently expects to issue General Obligation Bonds to provide funding for approximately half of such financing program. In addition to such amounts, the City has a capital financing need of \$533 million, \$217 million, \$178 million and \$60 million in fiscal years 2017 through 2020, respectively, for such projects within the City's Five Year Educational Facilities Capital Plan, expected to be met with proceeds of the Authority's Building Aid Revenue Bonds.

2. A Transitional Capital Plan, as contemplated by the Act, is hereby proposed as follows:

Pursuant to the Act, this Transitional Capital Plan and the Financing Agreement entered into between the City and the Authority, the Authority is requested

to finance, in whole or in part, capital projects identified in the City's Five Year Educational Facilities Capital Plan (the "Educational Facilities Plan") and, for general City capital purposes, additional capital projects that are designated "CN" (indicating projects that are not exempt from the limitation on indebtedness imposed by Article VIII, Section 4 of the New York State Constitution) in the City's Capital Budget as in effect from time to time. In no event shall the amount of such financing during fiscal years 2017 through 2020 exceed the lesser of the amount of the Capital Financing Need for such period, as it may be amended from time to time by an amended Declaration of Need, or the amount of debt the Authority is authorized to incur during such period.

3. This certification, request and plan is hereby submitted to the Authority, the Comptroller, the Speaker of the Council, the Governor and the State Comptroller, the Chair and Ranking Minority Member of the Senate Finance Committee, the Chair and Ranking Minority Member of the Assembly Ways and Means Committee, and the New York State Financial Control Board for the City of New York. In addition, (a) notice of the plan and the availability of digests thereof in at least one newspaper of general circulation within the City, which notice shall also state that a public hearing will be held to consider the plan at the Office of Management and Budget at 11:00 am on November 30, 2016; (b) a public hearing shall be held pursuant to such notice; (c) any person shall have the opportunity to present written comments on the plan through the Office of Management and Budget within 30 days after the date of the public hearing; and (d) after due consideration of such testimony and comments, if any, I shall affirm, modify or withdraw the plan.

4. The plan shall take effect as and when affirmed or modified. The statement

of intention in paragraph 1 hereof is effective immediately, subject to modification in accordance with the plan.

IN WITNESS WHEREOF, I have set my hand this 5 day of October, 2016.

A handwritten signature in black ink, appearing to read "D A Fuleihan", written over a horizontal line.

Dean A. Fuleihan
Director of Management and Budget of
The City of New York