

A Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY was held on Monday, November 15, 2010 at the Municipal Building, Van Wyck Street, Croton-on-Hudson, NY 10520.

The following officials were present:

Mayor Wiegman	Trustee Gallelli
Village Manager Zambrano	Trustee Schmidt
Village Attorney Staudt	Trustee Olver
Treasurer Bullock	Trustee Murtaugh-ABSENT

1. CALL TO ORDER:

Mayor Wiegman called the meeting to order at 8:00 p.m. Everyone joined in the Pledge of Allegiance.

2. APPROVAL OF VOUCHERS:

Trustee Gallelli made a motion to approve the vouchers as follows, subject to review by the Audit Committee. The motion was seconded by Trustee Schmidt and approved with a vote of 4-0 with one absent.

General Fund	\$ 896,921.47
Water Fund	60,689.88
Sewer Fund	2204.00
Capital Account	59,382.34
Trust & Agency	4,197.44
Total	\$102,3395.13

3. PUBLIC HEARINGS:

- a. To consider the renewal of a special permit application to operate a day care center at the Holy Name of Mary Church. Trustee Gallelli made a motion to open the Public Hearing, second by Trustee Schmidt; approved 4-0 with one absent.

No public comments were offered. Trustee Schmidt made a motion to close the Public Hearing, second by Trustee Olver, approved 4-0 with one absent.

On motion of TRUSTEE GALLELLI, seconded by TRUSTEE OLVER, the following amended resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a vote of 4-0, with one absent:

WHEREAS, on October 4, 2010 the Holy Name of Mary School applied for a renewal of its special permit to operate a day care center; and

WHEREAS, the application was referred to the Planning Board for its recommendation and review; and

WHEREAS, the application, coastal assessment form, and page one of the Short Environmental Assessment form was referred to the Waterfront Advisory Committee for a preliminary consistency review; and

WHEREAS, in its October 19, 2010 memo to the Village Board of Trustees, the Planning Board has recommended that the renewal of the special permit for the pre-school at the Holy Name of Mary Church be granted; and

WHEREAS, the Waterfront Advisory Committee issued a preliminary review of consistency in its memo dated October 19, 2010 and a final review of consistency in its memo dated November 10, 2010; and

WHEREAS, at the October 25, 2010 Regular Village Board Meeting, the Village Board, as Lead Agency, issued a negative declaration with respect to this application; and

WHEREAS, a public hearing was held and closed on November 15, 2010,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby approves the renewal of a Special Permit for the operation of a pre-school at the Holy Name of Mary Church for a 5 year period.

Discussion: Trustee Olver stated that he is unhappy to have to make a motion on this; this required many steps to renew an existing permit with no changes; we have over bureaucratized ourselves; the WAC found this action consistent and objected to having to look at this twice; in his view, something like this should not require more than a pro-forma review that nothing has changed. Mayor Wiegman agreed that this did require multiple reviews. Trustee Gallelli stated that this is a renewal of the Special Permit and questioned if there is a new time frame being imposed; it does not say in the resolution. Village Manager Zambrano replied that the resolution can be amended to include the reference to a number of years. Trustee Gallelli proposed an amendment that the renewal for the Special Permit for the operation of a pre-school at the Holy Name of Mary Church be for a substantial number of years based on the longevity of the schools existence and she suggested at least 5 years. Trustee Gallelli made a motion to approve the resolution as amended; Trustee Olver seconded the motion, approved with a vote of 4-0 with one absent.

- b. Trustee Schmidt made a motion to open the Public Hearing to consider Local Law Introductory No. 7 of 2010 amending Chapter 204 Taxation of the Village Code (Cold War Veterans' Exemption). The motion was seconded by Trustee Gallelli, approved with a vote of 4-0 with one absent.

With no comments from the public forthcoming, Trustee Gallelli made a motion to close the Public Hearing, second by Trustee Schmidt, approved with a vote of 4-0 with one absent.

On motion of TRUSTEE SCHMIDT, seconded by TRUSTEE GALLELLI, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a vote of 4-0 with one absent:

WHEREAS, the State Legislature has recently made available to Veterans who have served during the Cold War periods, an exemption in their assessments for a period of up to 10 years to reduce their taxes because of their service; and

WHEREAS, Local Law Introductory no. 7 of 2010 has been drafted making this exemption available to residents of the Village,

WHEREAS, a Public Hearing was held and closed on November 15, 2010,

NOW, THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby adopts Local Law Introductory No. 7 of 2010 amending Chapter 204 Taxation of the Village Code, which upon adoption will become Local Law No. 4 of 2010.

Discussion: Trustee Gallelli stated that she supports this law and applications for exemptions must be applied for by the end of December in the Village Engineers Office.

- c. Trustee Gallelli made a motion to open the Public Hearing, second by Trustee Olver to consider Local Law Introductory No. 8 of 2010 amending Chapter 108 of the Village Code to legislate for the Village licensing of dogs.

No comments were offered by the public. Trustee Gallelli made a motion to close the Public Hearing, second by Trustee Olver.

On motion of TRUSTEE GALLELLI, seconded by TRUSTEE OLVER, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a vote of 4-0 with one absent:

WHEREAS, the Village wishes to amend Chapter 108, sections 1, 2, 3, 4, 5, 8 of the code of the Village of Croton-on-Hudson establishing standards for the licensing of dogs by the Village of Croton-on-Hudson; and

WHEREAS, Local Law Introductory No. 8 of 2010 has been drafted to reflect these changes; and

WHEREAS, a Public Hearing was held and closed on November 15, 2010;

NOW, THEREFORE, BE IT RESOLVED that the Village Board of Trustees hereby adopts Local Law Introductory No. 8 of 2010, a Local Law to amend, Chapter 108, sections 1, 2, 3, 4, 5, 8 of the code of the Village of Croton-on-Hudson establishing standards for the licensing of dogs by the Village of Croton-on-Hudson, which upon adoption will become Local Law No. 5 of 2010.

Discussion: Trustee Gallelli questioned if this means the license the dog gets is a Croton on Hudson or NYS dog license? Village Manager Zambrano replied that it is a Croton on

Hudson dog license, but is valid anywhere in the US. Trustee Gallelli inquired what happens if a municipality fails to do this licensing. Village Manager Zambrano replied that technically all dogs in that municipality are unlicensed. Village Attorney Staudt added that there are a couple of counties in the state whose municipalities are required to do the licensing and Westchester Co is one; most of the State is not required to do it if they choose not to. Village Manager Zambrano added that the fee will have to be set and approved by the Board of Trustees; more information will be available for the next work session; the Village will keep all the money collected, but will have to buy software to manage the licenses; he is trying to put together information for dog owners. Mayor Wiegman suggested Mr. Zambrano should check with what Cortlandt and/or Buchanan is doing and perhaps join with them. Trustee Gallelli stated that in the past, part of the license fee paid to the state was used toward neutering and this will no longer be available; she added that this is also a state imposed mandate that seems minor, but costs a lot of staff time and material expense.

4. CORRESPONDENCE:

Village Manager Zambrano read the following correspondence (full text available at the Village Office):

- a. A letter from Chris Kehoe, Chairman, Planning Board, regarding the Hendry Building/Nida Associates Special Permit Application recommending an amendment to the O2 district with conditions. Trustee Gallelli stated that there is no formal proposal for a day care center at this point, but the owner of the Hendry Building has asked for changes to allow for a day care center; members of Scenic Ridge Homeowners Assoc. are concerned about this and would like to be kept up to date; these are the only two parcels in the Village that are under the O2 district; we may no longer need an O2 district if there are only two properties; most of what was O2 is now RA25; this would be a subject for a December work session. Trustee Schmidt asked for recommendations from the staff regarding this. Mayor Wiegman stated that we may be able to come up with a unified single Office zone. Trustee Gallelli added that if it was decided to make a single O1 district and incorporate these outdoor play areas, the day care centers in O1 will be forced into non-conformity; this needs more discussion.
- b. A letter from Rosalind Morrissey, Community Blood Program Publicity Chair, regarding the Blood Drive which will be held on December 5<sup>th</sup> at Croton Harmon High School, 9:00 am to 3:00 pm
- c. A letter from Robert Hoch, Cablevision, Dir. Of Government Affairs, regarding rate changes and announcing a small increase effective December 8, 2010.
- d. A letter from Robert Hoch, Cablevision, Dir. Of Government Affairs, regarding rate changes issuing a correction of some of the rates.
- e. A letter from Steve Ridler, Chief, Dept. of State Bureau of Local and Regional Programs regarding an amendment to the Village of Ossining LWRP. Village Manager Zambrano stated that this should be referred to the WAC for their recommendations.

5. CITIZEN PARTICIPATION (agenda items):

No citizen participation

6. PROPOSED RESOLUTIONS:

- a. a) Trustee Gallelli submitted the following bond resolution and moved for its adoption. The motion was seconded by Trustee Olver. The Board of Trustees of the Village was polled. The motion was adopted by a vote of 4 affirmative votes (being at least two thirds of the voting strength of the Board of Trustees of the Village) with 0 negative votes and 1 vote absent.

**BOND RESOLUTION, DATED NOVEMBER 15, 2010, AUTHORIZING THE ISSUANCE OF UP TO \$98,940 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF CROTON-ON-HUDSON, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF (I) THE ACQUISITION OF MOTOR VEHICLES AND (III) THE FINANCING OF PLANNING STUDIES, FOR THE VILLAGE.**

**WHEREAS**, the Board of Trustees of the Village of Croton-on-Hudson (the "Village"), located in the County of Westchester, in the State of New York (the "State"), hereby determines that it is in the public interest of the Village to authorize the financing of the costs of (i) the acquisition of motor vehicles (\$68,340) and (ii) the financing of planning studies (\$30,600), for the Village, including any applicable equipment, machinery, and apparatus necessary therefor and any preliminary and incidental costs related thereto, at a total cost not to exceed \$98,940, all in accordance with the Local Finance Law;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Village of Croton-on-Hudson, County of Westchester, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village in the aggregate principal amount of up to \$98,940, pursuant to the Local Finance Law, in order to finance costs of the specific objects or purposes hereinafter described.

Section 2. The specific objects or purposes, or class of objects or purposes, to be financed pursuant to this bond resolution (collectively, the "Project"), the respective estimated maximum cost of such specific object or purpose, or class of object or purpose, the principal amount of serial bonds authorized herein for such specific object or purpose, or class of object or purpose, and the period of probable usefulness of such specific object or purpose, or class of object or purpose, thereof pursuant to the applicable subdivision of paragraph a of Section 11.00 of the Local Finance law, are as follows:

(a) The acquisition of motor vehicles for the Village, including any applicable equipment, machinery and apparatus necessary therefor and any incidental and preliminary costs related thereto, at an estimated maximum cost of \$68,340, for which \$68,340 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of five (5) years pursuant to subdivision 29 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(b) The financing of planning studies for the Village, including any applicable equipment, machinery and apparatus necessary therefor and any incidental and preliminary costs related thereto, at an estimated maximum cost of \$30,600, for which \$30,600 principal amount of serial bonds, or

bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of five (5) years pursuant to subdivision 64 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 3. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum cost of the Project is \$98,940; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, or from the proceeds of bond anticipation notes issued in anticipation of such serial bonds; (d) the maturity of the obligations authorized herein may not be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs of the Project for which proceeds of such obligations are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize capital financing of such item.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize serial bonds as authorized herein, and bond anticipation notes in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the Village Treasurer, as the chief fiscal officer of the Village. The Village Treasurer is hereby authorized to execute, on behalf of the Village, all serial bonds authorized herein and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to affix the seal of the Village (or attach a facsimile thereof) on all such serial bonds and bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the Village Treasurer.

Section 5. Each of the serial bonds authorized by this bond resolution and any bond anticipation notes issued in anticipation of the issuance of such serial bonds shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the Village is hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the Gazette, a newspaper having a general circulation in the Village. The validity of the serial bonds authorized by this bond resolution, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the Village is not authorized to expend money, or the provisions of law which should be complied with as of the date of the publication of this bond resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations are authorized in violation of the provisions of the Constitution of the State.

Section 7. Prior to the issuance of the obligations authorized herein, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the “environmental compliance proceedings”). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of the obligations authorized herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. The Village hereby declares its intention to issue the obligations authorized herein to finance the costs of the Project. The Village covenants for the benefit of the holders of the obligations authorized herein that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations or any other funds of the Village, and will not make any use of the Project which would cause the interest on such obligations to become subject to Federal income taxation under the Internal Revenue Code of 1986, as amended (the “Code”) (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to Federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of the serial bonds authorized herein or any other provisions hereof until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made with respect to the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the obligations authorized herein, the Village agrees in accordance with and as an obligated person with respect to the obligations under Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the “Rule”), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the Village’s continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Village Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by subsection 6(c) of the Rule (the “Commitment”) to be placed on file with the Village Clerk, which shall constitute the continuing disclosure agreement made by the Village for the benefit of holders and beneficial owners of the obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The

agreement formed collectively by this paragraph and the Commitment, shall be the Village's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Village would be required to incur to perform thereunder. The Village Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the Village with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village and shall be entitled to rely upon any legal advice provided by the Village Attorney or such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution will take effect immediately upon its adoption by the Board of Trustees of the Village.

- b. Trustee Gallelli submitted the following bond resolution and moved for its adoption. The motion was seconded by Trustee Olver. The Board of Trustees of the Village was polled. The motion was adopted by a vote of 4 affirmative votes (being at least two thirds of the voting strength of the Board of Trustees of the Village) with 0 negative votes and 1 votes absent.

**BOND RESOLUTION, DATED NOVEMBER 15, 2010, AUTHORIZING THE ISSUANCE OF UP TO \$326,400 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF CROTON-ON-HUDSON, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF (I) THE ACQUISITION, CONSTRUCTION AND RECONSTRUCTION OF IMPROVEMENTS TO VILLAGE SIDEWALKS AND CURBS, (II) THE ACQUISITION, CONSTRUCTION AND RECONSTRUCTION OF VARIOUS BUILDING IMPROVEMENTS, AND (III) THE REPLACEMENT OF POLICE SERVERS, IN AND FOR THE VILLAGE.**

**WHEREAS**, the Board of Trustees of the Village of Croton-on-Hudson (the "Village"), located in the County of Westchester, in the State of New York (the "State"), hereby determines that it is in the public interest of the Village to authorize the financing of the costs of (i) the acquisition, construction and reconstruction of improvements to Village sidewalks and curbs (\$204,000), (ii) the acquisition, construction and reconstruction of various building improvements, including (a) a sprinkler system (\$61,200) and (b) window replacements (\$30,600), and (iii) the replacement of police servers (\$30,600), in and for the Village, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto, at a total cost not to exceed \$326,400, all in accordance with the Local Finance Law;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Village of Croton-on-Hudson, County of Westchester, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village in the aggregate principal amount of up to \$326,400, pursuant to the Local Finance Law, in order to finance costs of the specific objects or purposes hereinafter described.

Section 2. The specific objects or purposes, or class of objects or purposes, to be financed pursuant to this bond resolution (collectively, the "Project"), the respective estimated maximum cost

of such specific object or purpose, or class of object or purpose, the principal amount of serial bonds authorized herein for such specific object or purpose, or class of object or purpose, and the period of probable usefulness of such specific object or purpose, or class of object or purpose, thereof pursuant to the applicable subdivision of paragraph a of Section 11.00 of the Local Finance law, are as follows:

(a) The acquisition, construction and reconstruction of improvements to Village sidewalks and curbs in and for the Village, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any incidental and preliminary costs related thereto, at an estimated maximum cost of \$204,000, for which \$204,000 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of ten (10) years pursuant to subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of ten (10) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(b) The acquisition, construction and reconstruction of various building improvements, including (a) a sprinkler system (\$61,200) and (b) window replacements (\$30,600), in and for the Village, including any applicable equipment, machinery and apparatus necessary therefor and any incidental and preliminary costs related thereto, at an estimated maximum cost of \$91,800, for which \$91,800 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of ten (10) years pursuant to subdivision 13 of paragraph a of Section 11.00 of the Local Finance Law (such buildings being of "Class A" construction as that term is defined in Section 11.00 of the Local Finance Law). Such serial bonds shall have a maximum maturity of ten (10) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(c) The replacement of police servers in and for the Village, including any applicable equipment, machinery and apparatus necessary therefor and any incidental and preliminary costs related thereto, at an estimated maximum cost of \$30,600, for which \$30,600 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of ten (10) years pursuant to subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of ten (10) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 3. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum cost of the Project is \$326,400; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, or from the proceeds of bond anticipation notes issued in anticipation of such serial bonds; (d) the maturity of the obligations authorized herein may be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs of the Project for which proceeds of such obligations are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize capital financing of such item.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize serial bonds as authorized herein, and bond anticipation notes in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the Village Treasurer, as the chief fiscal officer of the Village. The Village Treasurer is hereby authorized to execute, on behalf of the Village, all serial bonds authorized herein and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to affix the seal of the Village (or attach a facsimile thereof) on all such serial bonds and bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the Village Treasurer.

Section 5. Each of the serial bonds authorized by this bond resolution and any bond anticipation notes issued in anticipation of the issuance of such serial bonds shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the Village is hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the Gazette, a newspaper having a general circulation in the Village. The validity of the serial bonds authorized by this bond resolution, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the Village is not authorized to expend money, or the provisions of law which should be complied with as of the date of the publication of this bond resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations are authorized in violation of the provisions of the Constitution of the State.

Section 7. Prior to the issuance of the obligations authorized herein, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the "environmental compliance proceedings"). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of the obligations authorized herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. The Village hereby declares its intention to issue the obligations authorized herein to finance the costs of the Project. The Village covenants for the benefit of the holders of the obligations authorized herein that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such

obligations or any other funds of the Village, and will not make any use of the Project which would cause the interest on such obligations to become subject to Federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code") (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to Federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of the serial bonds authorized herein or any other provisions hereof until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made with respect to the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the obligations authorized herein, the Village agrees in accordance with and as an obligated person with respect to the obligations under Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the "Rule"), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the Village's continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Village Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by subsection 6(c) of the Rule (the "Commitment") to be placed on file with the Village Clerk, which shall constitute the continuing disclosure agreement made by the Village for the benefit of holders and beneficial owners of the obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment, shall be the Village's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Village would be required to incur to perform thereunder. The Village Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the Village with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village and shall be entitled to rely upon any legal advice provided by the Village Attorney or such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution is subject to a permissive referendum and will take effect upon its adoption by the Board of Trustees of the Village and the expiration of the period prescribed in the Village Law during which petitions for a permissive referendum may be submitted and filed with the Village Clerk.

- c. Trustee Gallelli submitted the following bond resolution and moved for its adoption. The motion was seconded by Trustee Olver. The Board of Trustees of the Village was polled. The motion was adopted by a vote of 4 affirmative votes (being at least two thirds of the voting strength of the Board of Trustees of the Village) with 0 negative votes and 1 vote absent.

**BOND RESOLUTION, DATED NOVEMBER 15, 2010, AUTHORIZING THE ISSUANCE OF UP TO \$278,460 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF CROTON-ON-HUDSON, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF (I) THE ACQUISITION, CONSTRUCTION AND RECONSTRUCTION OF IMPROVEMENTS TO VILLAGE ROADS, (II) THE ACQUISITION OF MACHINERY AND APPARATUS FOR CONSTRUCTION AND MAINTENANCE, AND (III) THE ACQUISITION, CONSTRUCTION AND RECONSTRUCTION OF PARK IMPROVEMENTS, IN AND FOR THE VILLAGE.**

**WHEREAS**, the Board of Trustees of the Village of Croton-on-Hudson (the "Village"), located in the County of Westchester, in the State of New York (the "State"), hereby determines that it is in the public interest of the Village to authorize the financing of the costs of (i) the acquisition, construction and reconstruction of improvements to Village roads (\$153,000), (ii) the acquisition of machinery and apparatus for construction and maintenance (\$99,960), and (iii) the acquisition, construction and reconstruction of park improvements (\$25,500), in and for the Village, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto, at a total cost not to exceed \$278,460, all in accordance with the Local Finance Law;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Village of Croton-on-Hudson, County of Westchester, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village in the aggregate principal amount of up to \$278,460, pursuant to the Local Finance Law, in order to finance costs of the specific objects or purposes hereinafter described.

Section 2. The specific objects or purposes, or class of objects or purposes, to be financed pursuant to this bond resolution (collectively, the "Project"), the respective estimated maximum cost of such specific object or purpose, or class of object or purpose, the principal amount of serial bonds authorized herein for such specific object or purpose, or class of object or purpose, and the period of probable usefulness of such specific object or purpose, or class of object or purpose, thereof pursuant to the applicable subdivision of paragraph a of Section 11.00 of the Local Finance law, are as follows:

- (a) The acquisition, construction and reconstruction of improvements to Village roads in and for the Village, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any incidental and preliminary costs related thereto, at an estimated maximum cost of \$153,000, for which \$153,000 principal amount of serial bonds, or bond

anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of fifteen (15) years pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of fifteen (15) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(b) The acquisition of machinery and apparatus for construction and maintenance in and for the Village, including any applicable equipment, machinery and apparatus necessary therefor and any incidental and preliminary costs related thereto, at an estimated maximum cost of \$99,960, for which \$99,960 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of fifteen (15) years pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of fifteen (15) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(c) The acquisition, construction and reconstruction of park improvements in and for the Village, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any incidental and preliminary costs related thereto, at an estimated maximum cost of \$25,500, for which \$25,500 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of fifteen (15) years pursuant to subdivision 19(c) of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of fifteen (15) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 3. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum cost of the Project is \$278,460; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, or from the proceeds of bond anticipation notes issued in anticipation of such serial bonds; (d) the maturity of the obligations authorized herein may be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs of the Project for which proceeds of such obligations are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize capital financing of such item.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize serial bonds authorized herein, and bond anticipation notes in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the Village Treasurer, as the chief fiscal officer of the Village. The Village Treasurer is hereby authorized to execute, on behalf of the Village, all serial bonds authorized herein and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to affix the seal of the Village (or attach a facsimile thereof) on all such serial bonds and bond anticipation notes and to attest such seal. Each interest

coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the Village Treasurer.

Section 5. Each of the serial bonds authorized by this bond resolution and any bond anticipation notes issued in anticipation of the issuance of such serial bonds shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the Village is hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the Gazette, a newspaper having a general circulation in the Village. The validity of the serial bonds authorized by this bond resolution, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the Village is not authorized to expend money, or the provisions of law which should be complied with as of the date of the publication of this bond resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations are authorized in violation of the provisions of the Constitution of the State.

Section 7. Prior to the issuance of the obligations authorized herein, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the "environmental compliance proceedings"). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of the obligations authorized herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. The Village hereby declares its intention to issue the obligations authorized herein to finance the costs of the Project. The Village covenants for the benefit of the holders of the obligations authorized herein that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations or any other funds of the Village, and will not make any use of the Project which would cause the interest on such obligations to become subject to Federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code") (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to Federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of the serial bonds authorized herein or any other provisions hereof until the date

which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made with respect to the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the obligations authorized herein, the Village agrees in accordance with and as an obligated person with respect to the obligations under Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the "Rule"), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the Village's continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Village Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by subsection 6(c) of the Rule (the "Commitment") to be placed on file with the Village Clerk, which shall constitute the continuing disclosure agreement made by the Village for the benefit of holders and beneficial owners of the obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment, shall be the Village's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Village would be required to incur to perform thereunder. The Village Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the Village with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village and shall be entitled to rely upon any legal advice provided by the Village Attorney or such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution is subject to a permissive referendum and will take effect upon its adoption by the Board of Trustees of the Village and the expiration of the period prescribed in the Village Law during which petitions for a permissive referendum may be submitted and filed with the Village Clerk.

d. Trustee Olver submitted the following bond resolution and moved for its adoption. The motion was seconded by Trustee Schmidt. The Board of Trustees of the Village was polled. The motion was adopted by a vote of 4 affirmative votes (being at least two thirds of the voting strength of the Board of Trustees of the Village) with 0 negative votes and 1 vote absent.

**BOND RESOLUTION, DATED NOVEMBER 15, 2010,  
AUTHORIZING THE ISSUANCE OF UP TO \$642,600 AGGREGATE  
PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF CROTON-  
ON-HUDSON, COUNTY OF WESTCHESTER, STATE OF NEW YORK,  
PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS**

**OF (I) THE ACQUISITION, CONSTRUCTION AND RECONSTRUCTION OF IMPROVEMENTS TO VILLAGE BRIDGES AND (II) THE ACQUISITION OF A FIRE-FIGHTING VEHICLE, IN AND FOR THE VILLAGE.**

**WHEREAS**, the Board of Trustees of the Village of Croton-on-Hudson (the “Village”), located in the County of Westchester, in the State of New York (the “State”), hereby determines that it is in the public interest of the Village to authorize the financing of the costs of (i) the acquisition, construction and reconstruction of improvements to Village bridges (\$51,000) and (ii) the acquisition of a fire-fighting vehicle (\$591,600), in and for the Village, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto, at a total cost not to exceed \$642,600, all in accordance with the Local Finance Law;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Village of Croton-on-Hudson, County of Westchester, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village in the aggregate principal amount of up to \$642,600, pursuant to the Local Finance Law, in order to finance costs of the specific objects or purposes hereinafter described.

Section 2. The specific objects or purposes, or class of objects or purposes, to be financed pursuant to this bond resolution (collectively, the “Project”), the respective estimated maximum cost of such specific object or purpose, or class of object or purpose, the principal amount of serial bonds authorized herein for such specific object or purpose, or class of object or purpose, and the period of probable usefulness of such specific object or purpose, or class of object or purpose, thereof pursuant to the applicable subdivision of paragraph a of Section 11.00 of the Local Finance law, are as follows:

(a) The acquisition, construction and reconstruction of improvements to Village bridges in and for the Village, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any incidental and preliminary costs related thereto, at an estimated maximum cost of \$51,000, for which \$51,000 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of twenty (20) years pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of twenty (20) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds; and

(b) The acquisition of a fire-fighting vehicle in and for the Village, including any applicable equipment, machinery and apparatus necessary therefor and any incidental and preliminary costs related thereto, at an estimated maximum cost of \$591,600, for which \$591,600 principal amount of serial bonds, or bond anticipation notes issued in anticipation of such serial bonds, are authorized herein and appropriated therefore, having a period of probable usefulness of twenty (20) years pursuant to subdivision 27 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum maturity of twenty (20) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 3. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum cost of the Project is \$642,600; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, or from the proceeds of bond anticipation notes issued in anticipation of such serial bonds; (d) the maturity of the obligations authorized herein may be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs of the Project for which proceeds of such obligations are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize capital financing of such item.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize serial bonds as authorized herein, and bond anticipation notes in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the Village Treasurer, as the chief fiscal officer of the Village. The Village Treasurer is hereby authorized to execute, on behalf of the Village, all serial bonds authorized herein and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to affix the seal of the Village (or attach a facsimile thereof) on all such serial bonds and bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the Village Treasurer.

Section 5. Each of the serial bonds authorized by this bond resolution and any bond anticipation notes issued in anticipation of the issuance of such serial bonds shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the Village is hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the Gazette, a newspaper having a general circulation in the Village. The validity of the serial bonds authorized by this bond resolution, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the Village is not authorized to expend money, or the provisions of law which should be complied with as of the date of the publication of this bond resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations are authorized in violation of the provisions of the Constitution of the State.

Section 7. Prior to the issuance of the obligations authorized herein, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and

regulations in connection with environmental quality review relating to the Project (collectively, the “environmental compliance proceedings”). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of the obligations authorized herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. The Village hereby declares its intention to issue the obligations authorized herein to finance the costs of the Project. The Village covenants for the benefit of the holders of the obligations authorized herein that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations or any other funds of the Village, and will not make any use of the Project which would cause the interest on such obligations to become subject to Federal income taxation under the Internal Revenue Code of 1986, as amended (the “Code”) (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to Federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of the serial bonds authorized herein or any other provisions hereof until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made with respect to the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the obligations authorized herein, the Village agrees in accordance with and as an obligated person with respect to the obligations under Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the “Rule”), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the Village’s continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Village Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by subsection 6(c) of the Rule (the “Commitment”) to be placed on file with the Village Clerk, which shall constitute the continuing disclosure agreement made by the Village for the benefit of holders and beneficial owners of the obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment, shall be the Village’s continuing disclosure agreement

for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Village would be required to incur to perform thereunder. The Village Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the Village with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village and shall be entitled to rely upon any legal advice provided by the Village Attorney or such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution is subject to a permissive referendum and will take effect upon its adoption by the Board of Trustees of the Village and the expiration of the period prescribed in the Village Law during which petitions for a permissive referendum may be submitted and filed with the Village Clerk.

- e. Trustee Schmidt submitted the following bond resolution and moved for its adoption. The motion was seconded by Trustee Olver. The Board of Trustees of the Village was polled. The motion was adopted by a vote of 4 affirmative votes (being at least two thirds of the voting strength of the Board of Trustees of the Village) with 0 negative votes and 1 vote absent.

**BOND RESOLUTION, DATED NOVEMBER 15, 2010, AUTHORIZING THE ISSUANCE OF UP TO \$204,000 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF CROTON-ON-HUDSON, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE ACQUISITION, CONSTRUCTION AND RECONSTRUCTION OF "CLASS A" BUILDING IMPROVEMENTS, IN AND FOR THE VILLAGE.**

**WHEREAS**, the Board of Trustees of the Village of Croton-on-Hudson (the "Village"), located in the County of Westchester, in the State of New York (the "State"), hereby determines that it is in the public interest of the Village to authorize the financing of the costs of the acquisition, construction and reconstruction of "Class A" building improvements in and for the Village, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto, at a total cost not to exceed \$204,000, all in accordance with the Local Finance Law;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Village of Croton-on-Hudson, County of Westchester, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village in the aggregate principal amount of up to \$204,000, pursuant to the Local Finance Law, in order to finance the costs of the acquisition, construction and reconstruction of "Class A" building improvements in and for the Village, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto (the "Project").

Section 2. It is hereby determined that the Project is a specific object or purpose, or of a class of object or purpose, described in subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is twenty-five

(25) years (such building being of "Class A" construction as that term is defined in Section 11.00 of the Local Finance Law). The serial bonds authorized herein shall have a maximum maturity of twenty-five (25) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 3. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum cost of the Project is \$204,000; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, or from the proceeds of bond anticipation notes issued in anticipation of such serial bonds; (d) the maturity of the obligations authorized herein may be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs of the Project for which proceeds of such obligations are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize capital financing of such item.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize serial bonds as authorized herein, and bond anticipation notes in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the Village Treasurer, as the chief fiscal officer of the Village. The Village Treasurer is hereby authorized to execute, on behalf of the Village, all serial bonds authorized herein and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to affix the seal of the Village (or attach a facsimile thereof) on all such serial bonds and bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the Village Treasurer.

Section 5. Each of the serial bonds authorized by this bond resolution and any bond anticipation notes issued in anticipation of the issuance of such serial bonds shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the Village is hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the Gazette, a newspaper having a general circulation in the Village. The validity of the serial bonds authorized by this bond resolution, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the Village is not authorized to expend money, or the provisions of law which should be complied with as of the date of the publication of this bond resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations are authorized in violation of the provisions of the Constitution of the State.

Section 7. Prior to the issuance of the obligations authorized herein, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the “environmental compliance proceedings”). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of the obligations authorized herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. The Village hereby declares its intention to issue the obligations authorized herein to finance the costs of the Project. The Village covenants for the benefit of the holders of the obligations authorized herein that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations or any other funds of the Village, and will not make any use of the Project which would cause the interest on such obligations to become subject to Federal income taxation under the Internal Revenue Code of 1986, as amended (the “Code”) (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to Federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of the serial bonds authorized herein or any other provisions hereof until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made with respect to the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the obligations authorized herein, the Village agrees in accordance with and as an obligated person with respect to the obligations under Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the “Rule”), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the Village’s continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Village Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by subsection 6(c) of the Rule (the “Commitment”) to be placed on file with the Village Clerk, which shall constitute the continuing disclosure agreement made by the Village for the benefit of holders and beneficial owners of the obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The

agreement formed collectively by this paragraph and the Commitment, shall be the Village's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Village would be required to incur to perform thereunder. The Village Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the Village with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village and shall be entitled to rely upon any legal advice provided by the Village Attorney or such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution is subject to a permissive referendum and will take effect upon its adoption by the Board of Trustees of the Village and the expiration of the period prescribed in the Village Law during which petitions for a permissive referendum may be submitted and filed with the Village Clerk.

f. Trustee Schmidt submitted the following bond resolution and moved for its adoption. The motion was seconded by Trustee Olver. The Board of Trustees of the Village was polled. The motion was adopted by a vote of 4 affirmative votes (being at least two thirds of the voting strength of the Board of Trustees of the Village) with 0 negative votes and 1 vote absent.

**BOND RESOLUTION, DATED NOVEMBER 15, 2010, AUTHORIZING THE ISSUANCE OF UP TO \$70,000 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF CROTON-ON-HUDSON, COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ADDITIONAL COSTS OF THE ACQUISITION, CONSTRUCTION AND RECONSTRUCTION OF IMPROVEMENTS TO SILVER LAKE DAM, IN AND FOR THE VILLAGE.**

**WHEREAS**, the Board of Trustees of the Village of Croton-on-Hudson (the "Village"), located in the County of Westchester, in the State of New York (the "State"), on November 16, 2009, duly adopted a bond resolution (the "Original Resolution") authorizing the issuance of \$150,000 of serial bonds, and bond anticipation notes issued in anticipation of the issuance of such serial bonds, of the Village, to finance the costs of the acquisition, construction and reconstruction of improvements to Silver Lake Dam in and for the Village, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto;

**WHEREAS**, it has now been determined that the maximum estimated cost of such objects or purposes is \$220,000, an increase of \$70,000 over that previously authorized; and

**WHEREAS**, it is now desired to authorize the issuance of an additional \$70,000 of serial bonds and bond anticipation notes issued in anticipation of the issuance of such serial bonds of the Village to pay the additional costs thereof;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Village of Croton-on-Hudson, County of Westchester, State of New York, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village in the aggregate principal amount of up to \$70,000, pursuant to the Local Finance Law, in order to finance

the additional costs of the acquisition, construction and reconstruction of improvements to Silver Lake Dam in and for the Village, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto (the "Project").

Section 2. It is hereby determined that the Project is a specific object or purpose, or of a class of object or purpose, described in subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is thirty (30) years. The serial bonds authorized herein shall have a maximum maturity of thirty (30) years computed from the earlier of (a) the date of the first issue of such serial bonds or (b) the date of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 3. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum cost of the Project is now \$220,000; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project, except obligations issued under the Original Bond Resolution; (c) the Board of Trustees of the Village has financed and plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, or from the proceeds of bond anticipation notes issued in anticipation of such serial bonds and as authorized in the Original Bond Resolution; (d) the maturity of the obligations authorized herein may be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs of the Project, for which proceeds of such obligations are to be applied to reimburse the Village, the Board of Trustees of the Village took "official action" for federal income tax purposes to authorize capital financing of such item.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize serial bonds as authorized herein, and bond anticipation notes in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the Village Treasurer, as the chief fiscal officer of the Village. The Village Treasurer is hereby authorized to execute, on behalf of the Village, all serial bonds authorized herein and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to affix the seal of the Village (or attach a facsimile thereof) on all such serial bonds and bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the Village Treasurer.

Section 5. Each of the serial bonds authorized by this bond resolution and any bond anticipation notes issued in anticipation of the issuance of such serial bonds shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the Village is hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Village Clerk shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the Gazette, a newspaper having a general circulation in the Village. The validity of the serial bonds authorized by this bond resolution, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class

of object or purpose, for which the Village is not authorized to expend money, or the provisions of law which should be complied with as of the date of the publication of this bond resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations are authorized in violation of the provisions of the Constitution of the State.

Section 7. Prior to the issuance of the obligations authorized herein, the Board of Trustees of the Village shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the "environmental compliance proceedings"). In the event that any of the environmental compliance proceedings are not completed, or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will re-adopt, amend or modify this bond resolution prior to the issuance of the obligations authorized herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of the Village that the Project will not have a significant effect on the environment.

Section 8. The Village hereby declares its intention to issue the obligations authorized herein to finance the costs of the Project. The Village covenants for the benefit of the holders of the obligations authorized herein that it will not make any use of the proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or interest on such obligations or any other funds of the Village, and will not make any use of the Project which would cause the interest on such obligations to become subject to Federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code") (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code, and that it will not take any action or omit to take any action with respect to such obligations, the proceeds thereof or the Project financed thereby, if such action or omission would cause the interest on such obligations to become subject to Federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any penalties under section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of the serial bonds authorized herein or any other provisions hereof until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the Village made with respect to the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the obligations authorized herein, the Village agrees in accordance with and as an obligated person with respect to the obligations under Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the "Rule"), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the Village's continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Village Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by subsection 6(c) of the Rule (the

“Commitment”) to be placed on file with the Village Clerk, which shall constitute the continuing disclosure agreement made by the Village for the benefit of holders and beneficial owners of the obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment, shall be the Village’s continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Village would be required to incur to perform thereunder. The Village Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the Village with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Village Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other qualified independent special counsel to the Village and shall be entitled to rely upon any legal advice provided by the Village Attorney or such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution is subject to a permissive referendum and will take effect upon its adoption by the Board of Trustees of the Village and the expiration of the period prescribed in the Village Law during which petitions for a permissive referendum may be submitted and filed with the Village Clerk.

*The following resolutions were taken out of order from the agenda. Items g through i were read and voted on prior to the Bond Resolutions.*

g. On motion of TRUSTEE GALLELLI, seconded by TRUSTEE SCHMIDT, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a vote of 4-0 with one absent:

WHEREAS, at the Regular Board Meeting of March 15, 2010 the Village Board authorized the Village Manager to approve the proposal from Chazen in the amount of \$54,700; and

WHEREAS, this proposal was for design plans to address the water distribution issues of capacity, chlorine contact time, corrosion control, and a new treatment facility above the flood elevation; and

WHEREAS, the Westchester County Department of Health has determined that the Village must comply with new regulations concerning Chlorine contact time; and

WHEREAS, the Village has asked Chazen to work on a plan that will address the Department of Health’s requirements,

NOW THEREFORE BE IT RESOLVED: that the Village Manager is authorized to approve change order number one from Chazen in the amount of \$10,600.00 for the development of a plan and strategy for addressing the requirement of chlorine contact time.

Discussion: Trustee Schmidt stated that this is an example of another unfunded State mandate; we have never found a problem with Croton water which has been tested repeatedly and found safe and secure; it will cost the Village several hundred thousand dollars to remediate when we have never had a problem with our water; the Health Department over the years has increased the amount of chlorine we have to add and now we must address this. Trustee Olver stated that potentially the Feds may require us to raise all our equipment by a number of feet because of potential flood problems; we've never had a problem and no money will be given to us; it is across the board; ambulances and fire engines are more costly because of unfunded mandates and it is absurd. Mayor Wiegman added that we have no choice in the matter and this is an add-on to the work Chazen is doing with the wells right now. Trustee Olver stated that we are going ahead and explained that we must meet these new requirements or not be able to do the things we have to do; we have to replace a fire engine, get Well #5 operational, and purchase a new ambulance. Trustee Gallelli added that it is something we cannot ignore or we would be subject to fines. Trustee Schmidt added that we are being forced to do things that make no sense.

h. On motion of TRUSTEE GALLELLI, seconded by TRUSTEE SCHMIDT, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a vote of 4-0 with one absent:

WHEREAS, on February 1, 2010, the Village Board approved the purchase of a replacement ambulance for the Croton EMS Department after going through the required bidding process; and

WHEREAS, the contract was awarded to the sole bidder; Specialty Vehicles Sales Corp in the amount of \$170,109; and

WHEREAS; said amount did not include graphics, mounting of equipment, added equipment and two change orders for lighting required by the NYS Department of Health; and

WHEREAS; the additional amount necessary to fund the graphics, mounting of equipment, added equipment and the two change orders for lighting required by the NYS Department of Health totals \$7,930.

NOW THEREFORE BE IT RESOLVED: that the Board of Trustees authorizes the Village Treasurer to transfer \$7,930 from the Contingency Account number A1990.4000 to the EMS Equipment Account number A4540.2000.

Discussion: Mayor Wiegman stated that this was the subject of a work session where Gary Diggs explained this. Trustee Olver stated that he is opposed in principle to change orders but part of this cost is due to the requirement for different additional lighting on a new ambulance and the vehicle will not be street legal if it isn't done. Trustee Gallelli stated that some of this is just a requirement to change the color of a light. Village Manager Zambrano added that unfortunately the Village is the end of the rope and taxpayers are impacted the most.

- i. On motion of TRUSTEE SCHMIDT, seconded by TRUSTEE OLVER, the following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with a vote of 4-0 with one absent:

WHEREAS, we wish to honor the residents from the municipalities of the Town of Cortlandt, and Villages of Buchanan and Croton-on-Hudson who were civilian victims of the September 11, 2001 attacks on the World Trade Center in New York City, and

WHEREAS, we have a unique opportunity to acquire steel from the collapsed World Trade Center via a program offered by the Port Authority of New York and New Jersey, and

WHEREAS, in November 2009, the Village initiated the request by means of a letter to the Port Authority to reserve steel beams for use in a public memorial, and

WHEREAS, the Village wishes to collaborate with our municipal partners, the Town of Cortlandt and Village of Buchanan, in developing an appropriate remembrance memorial on a suitable site within our municipalities, and to share in the services, costs, and ultimately in the benefits of establishing a public site for contemplation

WHEREAS, in September 2010, the three municipalities signed memoranda of Inter-municipal agreement for the purpose of initiating the joint project of September 11 Remembrance Memorial, including the appointment of Ms. Janet Mainiero as Project Director, and

WHEREAS, in October 2010, the three municipalities have selected an initial project site of Croton Landing, a waterfront park and trail on the shore of the Hudson River in the Village of Croton-on-Hudson, which meets the multiple site criteria, including easy public access, a contemplative location with expansive views, ample parking, and minimal impact on surrounding parcels, and

WHEREAS, the Port Authority of New York and New Jersey has extended a letter of agreement for the transfer of the World Trade Center steel to the Village,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees authorize the Village Mayor to sign the letter of agreement to confirm and memorialize the full and complete legal transfer by The Port Authority of New York and New Jersey (the "Port Authority") to Village of Croton-on-Hudson of that certain piece of steel of the former World Trade Center, identified as H-0043 in the Port Authority's World Trade Center Archive: Artifact Inventory Report of January 31, 2007 (the "Steel").

AND BE IT FURTHER RESOLVED, that the Village Manager shall circulate the signed letter of agreement from the Port Authority and the accompanying documentation to our partners in this project, the Village of Buchanan and Town of Cortlandt.

**7. CITIZEN PARTICIPATION (non-agenda items):**

No citizen participated

**8. APPROVAL OF MINUTES:**

Trustee Gallelli made a motion to approve the minutes of the Regular Board Meeting held on October 25, 2010 as corrected. Trustee Schmidt seconded the motion. The minutes were approved with a vote of 4-0 with one absent.

Trustee Schmidt made a motion to approve the minutes of the Regular Board Meeting held on November 1, 2010 as corrected. Trustee Gallelli seconded the motion. The minutes were approved with a vote of 4-0 with one absent.

Trustee Olver made a motion to approve the minutes of the Executive Session held on November 8, 2010. Trustee Schmidt seconded the motion. The minutes were approved with a vote of 4-0 with one absent.

**9. REPORTS:**

*Village Manager Zambrano* reported that he is going to set the protocol for reports of no heat, another County mandate; we will be taking the phone calls here; the code enforcement personnel will address problems with the property owner; this is for multiple dwelling properties only.

*Trustee Schmidt* reported that on November 16<sup>th</sup>, there will be the first meeting of the Croton Business Council, a sub division of the Hudson Valley Gateway Chamber, at River Towns Real Estate in the Upper Village; they will have a short meeting explaining the function of this council. Trustee Schmidt reported that this past Thursday was Veterans' Day and a very well attended event was held; the World War I monument by the Municipal Building was renovated. Trustee Schmidt offered kudos for the Croton Tigers and the Croton girls' volleyball team who made it up to the sectionals; it is nice to see youth doing well in the sporting events and to see how many parents and non-parents show up at these events and cheer on the teams. Trustee Schmidt reported that the Croton Coalition will have a vigil at Vassallo Park on December 2<sup>nd</sup> at 6 pm; you can light a candle in memory of someone or for someone who is struggling to recover from drug or alcohol abuse; it is open to the entire community and they hope to see a good turn out to highlight these issues in the community; this is a good time to talk about safe holiday celebrations; there will be a coffee house at Holy Name of Mary's community room after the vigil ceremony. Trustee Schmidt added that the Library bake sale is this Saturday from 10-3; please come out to buy books and baked goods.

*Trustee Olver* reported that the 50/50 raffle for the Fire Dept. is going on now; we need to chip in as much as possible to help the fire department maintain their excellence. Trustee Olver commended the Village staff for how well the WWI monument looks; it was something unnoticeable and is now outstanding. He added that the Great Pumpkin Blaze was a great success again this year and it is a good opportunity for local businesses to get involved in advertising to draw off some of the people to local restaurants. Trustee Olver reported that the Blood Drive is scheduled for Dec. 5; stocks are perilously low; please give blood. He reported that tomorrow will be a vote at the High School to use money from reserve funds to repair school roofs which are in fairly bad condition and are leaking; it is money already paid by taxpayers; please make yourself heard. Trustee Olver reported there was a great turnout in the recent election and it is good to keep this up. He reported that the Foodbank pantry is low as well; shelves are reported almost empty; take a moment to buy staples and drop them off at the

Foodbank behind the Methodist Church. Trustee Olver stated that unfunded mandates are a symptom of something much larger; all agree we are in a very worrisome position; the country is living beyond our means; something needs to be done about it urgently; give a consistent message to your representatives at all levels, if you are going to cut taxes, cut spending to offset that; we cannot afford to go on the way we are going; it is time for us to act and cut spending to fit our capabilities.

*Trustee Gallelli* reported that the Veterans' Day ceremony was a nice event; she complemented the staff and Veterans Assoc. for their renovation of the WWI memorial; following the ceremony here, the Yacht Club invited all active military and veterans to a luncheon which was very well attended; it may be the first of an annual tradition. Trustee Gallelli added that the County has started a program called F.A.V.O.R (find and assist veterans of record) which gives an opportunity for veterans to get discounts at various business in the County who have signed on to this program; Veterans need a card to take advantage of this and a free card can be obtained at any County place that issues park passes; the participating businesses are listed on the Westchester County website (Westchestergov.com) and this list changes and grows each day. Trustee Gallelli reported that at the last meeting there was talk about campaign signs and she is happy to report that nearly all are now gone; if you find one, please take the time to take it down. She reported also that last Saturday was Croton Expo, coordinated by Marie Considine; 28 small local businesses took tables to display their wares; she was very pleased at the turn out; everyone who was there said it was worth while to take a table; it was a great first step. Trustee Gallelli reported about the 9/11 Memorial which will be erected at Croton Landing; there are a lot of things to do to get this memorial going; several task forces and sub committees have been formed; go to the Town of Cortlandt web site for applications for task force memberships; Dec. 1<sup>st</sup> is the deadline. Trustee Gallelli wished everyone a Happy Thanksgiving.

*Mayor Wiegman* stated that we spent a long time hammering on higher levels of government who is giving us things to do that they do not have to pay for and he gave each Board member a copy of a magazine State and Local Energy Report showing how funding is handled. Mayor Wiegman stated that the Croton Expo was a big success; he and his wife participated; it was good to find out what neighbors do. Mayor Wiegman reported that they have been busy with well field funding and securing the Village's water system; he wrote a column in the Mayor's corner of the Village web site with water facts and tips on how to save on water. He stated that he looks forward to Thanksgiving weekend; there will be a Turkey Trot in the Village.

Trustee Schmidt made a motion to adjourn. Trustee Olver seconded the motion; approved unanimously with a vote of 4-0 with one absent. The meeting was adjourned at 9:55 P.M.

Respectfully submitted,

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Phyllis A. Bradbury, Secretary

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Village Clerk