

1 A Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY was held on
2 Tuesday, January 17, 2011 at the Municipal Building, Van Wyck Street, Croton-on-Hudson, NY
3 10520.

4
5 The following officials were present:
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Mayor Wiegman	Trustee Gallelli
Village Manager Zambrano	Trustee Schmidt
Village Attorney Feldman	Trustee Murtaugh
Treasurer Bullock	Trustee Raskob

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9 1. CALL TO ORDER:

10 Mayor Wiegman called the meeting to order at 8:00 p.m. Everyone joined in the Pledge of
11 Allegiance.
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14 2. APPROVAL OF VOUCHERS:
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16 Trustee Gallelli made a motion to approve the vouchers as follows, subject to review by the
17 Audit Committee. The motion was seconded by Trustee Murtaugh and approved with a vote
18 of 4-0.
19

General Fund	54,046.86
Water Fund	7,723.97
Sewer Fund	459.50
Capital Account	126.21
Trust & Agency	5,584.00
Total	\$67,940.54

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21 3. PRESENTATIONS: Paul Costa, Project Manager and Lisette Gomez, Assistant Project
22 Manager, NYC Department of Environmental Protection and Chuck Kahler, MNH Consultant
23 for Design to NYC DEP were present. Mr. Costa presented an update of the proposed
24 reconstruction of New Croton Dam. Mr. Costa gave a synopsis of the new project and the
25 projected dates, stating that the initial project as conceived had cost effective issues and some
26 items were deleted; the dam is very safe; they want to maintain the recreational elements of the
27 dam area; they will be doing work on the upper and lower gate chambers, replacing mechanical
28 items in the structure; replacing the roof chamber with removable slabs, installing new rails and a
29 gate; clearing and grubbing at the base of the dam will be done; public access will be somewhat
30 restricted during the construction period, however, there will be some public access to the top of
31 the dam with a 6 ft. fence being installed; in September they will start the contract, with
32 construction activities starting in the spring of 2013 and completion in 2014. Trustee Gallelli
33 asked if the water flow over the spillway will be affected. Mr. Costa replied that during
34 construction, the contractor will install temporary siphons. Trustee Schmidt asked if cleaning the
35 dam is off the list. Paul Costa replied that it is. Trustee Murtaugh inquired if the low level outlet

works are or are not working. Mr. Costa replied that they are not working right now, the water you see is where it is leaking; the valves will be controlled on site, not remotely. Mr. Mamone, a resident, stated that he believes there is a grandfathered regulation that the Village's aquifers must be kept wet.

4. PUBLIC HEARING: Trustee Raskob made a motion to open the public hearing to consider a special permit application for an accessory apartment located at 91 Truesdale Drive; second by Trustee Gallelli, approved with a vote of 5-0. No members of the public wished to comment. Trustee Raskob made a motion to close the public hearing; second by Trustee Murtaugh; approved with a vote of 5-0.

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 5-0:

WHEREAS, the Village Board of Trustees has received a special permit application from Megan Guinee for an accessory apartment located at 91 Truesdale Drive; and

WHEREAS, the property is located in a RA-25 District and is designated on the Tax Maps of the Village as Section 79.09 Block 5 Lot 6, and

WHEREAS, the Zoning Board of Appeals has granted a 5.19 foot front yard variance and building perimeter variance for a potential accessory apartment, and

WHEREAS, this application was referred to the Planning Board in accordance with Village Law; and

WHEREAS, the Planning Board has issued a memo to the Village Board with a favorable recommendation; and

WHEREAS, a Public Hearing was held and closed on January 17, 2012,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees does hereby issue a Special Permit to Megan Guinee for an accessory apartment located at 91 Truesdale Drive.

5. CORRESPONDENCE:

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

- a) A letter from John Ricci, Senior Property Manager, Westchester Property Management regarding a fence installation at Half Moon Bay.
- b) A letter from Thomas M. Bellard, Director of Valuation Service Bureau, NYS Dept. of Taxation and Finance Office of Real Property Tax Services regarding the final special franchise assessment.

- 1 c) A letter from Robert Hoch, Cablevision, Director Government Affairs, regarding late fee
2 rate changes.
3 d) A letter from Robert Hoch, Cablevision, Director Government Affairs, regarding
4 unreturned/replacement equipment fee decrease.
5
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7 6. CITIZEN PARTICIPATION (agenda items):

- 8 a) Mike Mamone, 19 Young Ave., inquired if resolution E is related to raising the pump house
9 to raise it above the 100 year flood plain.
10
11 b) Roseann Schuyler, representing LOGIC, League for Open Government in Croton,
12 expressed her objection to the new format of the minutes and objected to the truncated
13 comments of the reports of public comments. Trustee Schmidt stated that this is moving
14 away from what has been done for many years; all we had to do is capture the gist of
15 what someone was saying as comments.
16
17 c) Miriam Haas, regarding tonight's resolution #G, stated that she has been diligently trying
18 to address the issues from the Planning Board for the proposed winter farmers market at
19 the Blockbuster store; they have spoken to most of the store owners in all three lots and
20 have gotten pretty much a positive response from everyone; they will enforce their
21 vendors to not park in the spaces and will encourage staff workers to park offsite; 18
22 spots in the large parking lot are reserved for staff who work there; her group will have
23 their study information available for the public hearing.
24
25 d) Pat Moran had questions about the bonds being voted on tonight. She further stated that
26 she believes the Board is not fulfilling their responsibility by not looking at each voucher
27 being submitted for payment before voting on them. Ms. Moran added that she
28 completely agrees with Roseann Schuyler on the minutes issues.
29

30 7. PROPOSED RESOLUTIONS:

31 On motion of TRUSTEE RASKOB, seconded by TRUSTEE GALLELLI, the following
32 resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New
33 York with a vote of 5-0:
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35 **ENVIRONMENTAL COMPLIANCE RESOLUTION TO MAKE FINDINGS**
36 **AND DETERMINATIONS**
37

38 WHEREAS, Daniel O'Connor, P.E., duly licensed by the State of New York (the
39 "Engineer"), have, at the instance of the Board of Trustees (the "Board"), prepared engineering
40 plans and studies and an estimate of the cost of various capital projects authorized by the Board
41 pursuant to four (4) bond resolutions, totaling \$1,686,060 including rights-in-land, original

1 furnishings, equipment, machinery, apparatus required for such purpose, and preliminary and
2 incidental costs related thereto (the “Project”) and said engineering and architectural plans and
3 studies have been filed in the office of the Village Clerk and are on file for public inspection; and

4 WHEREAS, the Board of Trustees has determined that upon the examination of an
5 environmental assessment form (“EAF”) prepared by the Engineer, each component of the Project
6 is an “unlisted action”, as that term is defined in 6 NYCRR §617.2(ak), or a “Type II action”, as that
7 term is defined in 6 NYCRR §617.2(aj), and therefore the Village has caused the EAF to be
8 prepared and promptly filed with the Village Clerk; and

9 WHEREAS, it is proposed that the maximum amount estimated to be expended for
10 the Project is \$1,686,060 and that the costs of the Project are to be financed by the issuance of serial
11 bonds of the Village in the aggregate principal amount of \$1,686,060 pursuant to the Local Finance
12 Law of New York (the “LFL”) and if deemed advisable by the issuance of bond anticipation notes
13 in anticipation of the issuance of said bonds; and

14 WHEREAS, it is proposed that the costs of the Project are to be paid from a tax
15 levied upon all the taxable property in the Village in annual installments determined by the Board of
16 Trustees in amounts sufficient to pay the principal of and interest on said bonds to be authorized in a
17 bond resolution to be adopted by the Board; and

18 WHEREAS, the evidence contained in such engineering plans and studies and in
19 the EAF with respect to the Project permits the Board to make the determinations hereinafter in
20 connection with actions to be made for the purpose of authorizing the financing of the Project;

21 NOW THEREFORE, pursuant to proceedings prescribed in 6 NYCRR at §617 of

1 the State Environmental Quality Review Act (“SEQRA”) regulations, BE IT RESOLVED, BY
2 THE BOARD OF TRUSTEES OF THE VILLAGE OF CROTON-ON-HUDSON, NEW YORK,
3 as follows:

4 Section 1. The Village, by and through the Board, hereby declares and
5 designates itself to be the “lead agency” as that term is defined in 6 NYCRR §617.2(u), with respect
6 to the environmental review of the Project.

7 Section 2. Upon receipt and examination of the EAF it is hereby determined
8 that the Project is an unlisted action or a Type II action, as those terms are defined in 6 NYCRR
9 §617.2(ak) and §617.2(aj), respectively.

10 Section 3. No other agency other than the Village is involved in said
11 environmental review and no coordinated review or segmentation of such review is necessary or
12 required with respect to the Project.

13 Section 4. No hearing as set forth in 6 NYCRR §617.10(e) is required in
14 making the determinations contained herein with respect to the Project.

15 Section 5. Taking into account the criteria set forth in 6 NYCRR §617.7, upon
16 review of all pertinent information, including taking a hard look at all the facts and circumstances, it
17 is determined that the Project (i) will not have a significant effect on the climate or climate change,
18 and (ii) will not have a significant effect on the environment, and no unidentified adverse effects are
19 anticipated with respect thereto and are precluded from further review under the Environmental
20 Conservation Law.

21 Section 6. The Village shall maintain a file, readily accessible to the public, in
22 the office of the Village Clerk, containing this resolution, and the EAF.

23 Section 7. This resolution shall take effect immediately upon its adoption.

b) On motion of TRUSTEE RASKOB, seconded by TRUSTEE GALLELLI, the following resolution was unanimously adopted by the Board of Trustees of the Village of Croton-on Hudson, New York with the following roll call: Trustees Schmidt, Raskob, Gallelli, Murtaugh and Mayor Wiegman, "Aye".

BOND RESOLUTION, DATED JANUARY 17, 2012, AUTHORIZING THE ISSUANCE OF UP TO \$161,670 AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE VILLAGE OF CROTON-ON-HUDSON, NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE ACQUISITION, CONSTRUCTION AND RECONSTRUCTION OF VARIOUS PUBLIC PURPOSES, INCLUDING (I) THE ACQUISITION OF VEHICLES, (II) THE ACQUISITION OF VARIOUS EQUIPMENT, MACHINERY, APPARATUS OR FURNISHINGS AND (III) THE ACQUISITION OF VARIOUS COMPREHENSIVE PLANS AND STUDIES, IN AND FOR THE VILLAGE.

WHEREAS, the Board of Trustees of the Village of Croton-on-Hudson (the "Village"), located in Westchester County, 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 (1) the acquisition of vehicles (\$65,280), (2) the acquisition of various equipment, machinery, apparatus or furnishings (\$65,790), and (3) the acquisition of various comprehensive plans and studies (\$30,600) and other preliminary and incidental costs, in and for the Village, at a total cost not to exceed \$161,670, in accordance with the Local Finance Law;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Croton-on-Hudson, as follows:

Section 1. There is hereby authorized to be issued serial bonds of the Village in the aggregate principal amount of up to \$161,670, 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, the respective estimated maximum cost of each item of

1 such specific objects or purposes or class of objects or purposes, the principal amount of serial
2 bonds authorized herein for such specific objects or purposes or class of objects or purposes, and the
3 period of probable usefulness of such specific objects or purposes or class of objects or purposes
4 thereof pursuant to the applicable subdivision of paragraph a of Section 11.00 of the Local Finance
5 law, are as follows:

6 (a) The acquisition of vehicles, together with applicable incidental and preliminary costs in
7 connection therewith, at an estimated maximum cost of \$65,280 for which \$65,280 principal
8 amount of serial bonds are authorized herein and appropriated therefore, having a period of probable
9 usefulness of five (5) years pursuant to subdivision 29 of paragraph a of Section 11.00 of the Local
10 Finance Law. Such serial bonds shall have a maximum maturity of five (5) years computed from
11 the earlier of (a) the date of the first issue of such serial bonds or (b) by the date of the first bond
12 anticipation notes issued in anticipation of the issuance of such serial bonds.

13 (b) The acquisition of various equipment, machinery, apparatus or furnishings, together
14 with applicable incidental and preliminary costs in connection therewith, at an estimated maximum
15 cost of \$65,790 for which \$65,790 principal amount of serial bonds are authorized herein and
16 appropriated therefore, having a period of probable usefulness of five (5) years pursuant to
17 subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall
18 have a maximum maturity of five (5) years computed from the earlier of (a) the date of the first
19 issue of such serial bonds or (b) by the date of the first bond anticipation notes issued in anticipation
20 of the issuance of such serial bonds.

21 (c) The acquisition of various comprehensive plans and studies, together with applicable
22 incidental and preliminary costs in connection therewith, at an estimated maximum cost of \$30,600
23 for which \$30,600 principal amount of serial bonds are authorized herein and appropriated

1 therefore, having a period of probable usefulness of five (5) years pursuant to subdivision 62 of
2 paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum
3 maturity of five (5) years computed from the earlier of (a) the date of the first issue of such serial
4 bonds or (b) by the date of the first bond anticipation notes issued in anticipation of the issuance of
5 such serial bonds.

6 Section 3. The Board of Trustees of the Village has ascertained and hereby states that (a)
7 the estimated maximum cost of the classes of objects or purposes or specific objects or purposes
8 listed in Section 2 above is \$161,670, (b) no money has heretofore been authorized to be applied to
9 the payment of the costs of such objects or purposes, and (c) the Board of Trustees of the Village
10 plans to finance the costs of such objects or purposes from funds raised by the issuance of
11 obligations authorized herein.

12 Section 4. Subject to the terms and conditions of this Resolution and the Local Finance
13 Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00, 56.00 and 60.00, inclusive, of
14 the Local Finance Law, the power to authorize bond anticipation notes in anticipation of the
15 issuance of the serial bonds authorized by this Resolution and the renewal of such bond anticipation
16 notes and the power to prescribe the terms, form and contents of such serial bonds and such bond
17 anticipation notes authorized by this Resolution, and the power to issue, sell and deliver such serial
18 bonds and bond anticipation notes are hereby delegated to the Village Treasurer, as the chief fiscal
19 officer of the Village. The Village Treasurer is hereby authorized to execute on behalf of the
20 Village all serial bonds issued pursuant to this Resolution and all bond anticipation notes issued in
21 anticipation of the issuance of such serial bonds, and the Clerk of the Village is hereby authorized to
22 affix the seal of the Village to all such serial bonds and all such bond anticipation notes and to attest

1 such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be
2 authenticated by the facsimile signature of the Village Treasurer.

3 Section 5. The faith and credit of the Village is hereby and shall be irrevocably pledged
4 for the punctual payment of the principal of and interest on all obligations authorized and issued
5 pursuant to this Resolution as the same shall become due.

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

16 Section 7. Prior to the issuance of obligations authorized to be issued by this bond
17 resolution, the Board of Trustees of the Village shall comply with all applicable provisions
18 prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated
19 thereunder by the New York State Department of Environmental Conservation, and all applicable
20 Federal laws and regulations in connection with environmental quality review relating to the Project
21 (collectively, the “environmental compliance proceedings”). In the event that any of the
22 environmental compliance proceedings are not completed, or require amendment or modification
23 subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will

1 re-adopt, amend or modify this bond resolution prior to the issuance of obligations authorized to be
2 issued herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of
3 the Village that the Project will not have a significant effect on the environment.

4 Section 8. For the benefit of the holders and beneficial owners from time to time of the
5 bonds and bond anticipation notes authorized pursuant to this resolution (the “obligations”), the
6 Village agrees, in accordance with and as an obligated person with respect to the obligations, under
7 Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities
8 Exchange Act of 1934 (the “Rule”), to provide or cause to be provided such financial information
9 and operating data, financial statements and notices, in such manner, as may be required for
10 purposes of the Rule. In order to describe and specify certain terms of the Village’s continuing
11 disclosure agreement for that purpose, and thereby to implement that agreement, including
12 provisions for enforcement, amendment and termination, the Village Treasurer is authorized and
13 directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by
14 subsection 6(c) of the Rule (the “Commitment”) to be placed on file with the Village Clerk, which
15 shall constitute the continuing disclosure agreement made by the Village for the benefit of holders
16 and beneficial owners of the obligations in accordance with the Rule, with any changes or
17 amendments that are not inconsistent with this resolution and not substantially adverse to the
18 Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be
19 conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement
20 formed, collectively, by this paragraph and the Commitment, shall be the Village’s continuing
21 disclosure agreement for purposes of the Rule, and its performance shall be subject to the
22 availability of funds and their annual appropriation to meet costs the Village would be required to
23 incur to perform thereunder. The Village Treasurer is further authorized and directed to establish

1 procedures in order to ensure compliance by the Village with its continuing disclosure agreement,
2 including the timely provision of information and notices. Prior to making any filing in accordance
3 with the agreement or providing notice of the occurrence of any material event, the Village
4 Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other
5 qualified independent special counsel to the Village. The Village Treasurer acting in the name and
6 on behalf of the Village, shall be entitled to rely upon any legal advice provided by the Village
7 Attorney or such bond counsel or other special counsel in determining whether a filing should be
8 made.

9 Section 9. The Village hereby declares its intention to issue the obligations authorized
10 herein to finance costs of the Project. The Village covenants for the benefit of the holders of the
11 obligations authorized herein that it will not make any use of the proceeds of such obligations, any
12 funds reasonably expected to be used to pay the principal of or interest on such obligations or any
13 other funds of the Village, and will not make any use of any of the equipment financed with the
14 proceeds of such obligations which would cause the interest on such obligations to become subject
15 to Federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code"),
16 (except for the alternative minimum tax imposed on corporations by section 55 of the Code) or
17 subject the Village to any penalties under section 148 of the Code, and that it will not take any
18 action or omit to take any action with respect to such obligations, the proceeds thereof or any of the
19 vehicles financed thereby if such action or omission would cause the interest on such obligations to
20 become subject to Federal income taxation under the Code (except for the alternative minimum tax
21 imposed on corporations by section 55 of the Code) or subject the Village to any penalties under
22 section 148 of the Code. The foregoing covenants shall remain in full force and effect
23 notwithstanding the defeasance of the bonds or any other provisions hereof until the date which is

1 sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of
2 any obligations authorized herein may be applied to reimburse expenditures or commitments of the
3 Village made for such purposes on or after a date which is not more than sixty (60) days prior to the
4 date of adoption of this Resolution by the Village.

5 Section 10. This Resolution will take effect immediately upon its adoption.

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8 c) On motion of TRUSTEE RASKOB, seconded by TRUSTEE MURTAUGH, the
9 following resolution was unanimously adopted by the Board of Trustees of the Village of
10 Croton-on-Hudson, New York with the following roll call: Trustees Schmidt, Raskob,
11 Gallelli, Murtaugh and Mayor Wiegman, "Aye".
12

13 **BOND RESOLUTION, DATED JANUARY 17, 2012, AUTHORIZING THE**
14 **ISSUANCE OF UP TO \$562,020 AGGREGATE PRINCIPAL AMOUNT**
15 **SERIAL BONDS OF THE VILLAGE OF CROTON-ON-HUDSON, NEW**
16 **YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE**
17 **COSTS OF (I) THE ACQUISITION OF A SPRINKLER SYSTEM, (II) THE**
18 **REPLACEMENT AND ACQUISITION OF SEWER SYSTEM**
19 **MACHINERY, EQUIPMENT AND APPARATUS, (III) THE**
20 **ACQUISITION OR INSTALLATION OF A POLICE COMMUNICATION**
21 **SYSTEM, IN AND FOR THE VILLAGE.**
22
23

24 **WHEREAS**, the Board of Trustees of the Village of Croton-on-Hudson (the "Village"),
25 located in Westchester County, in the State of New York (the "State"), hereby determines that it is
26 in the public interest of the Village to authorize the financing of the costs of (i) the acquisition of a
27 sprinkler system (\$26,520), (ii) the replacement and acquisition of sewer system machinery,
28 equipment and apparatus (\$510,000) and (iii) the acquisition or installation of a police
29 communication system (\$25,500), and other preliminary and incidental costs, in and for the
30 Village, at a total cost not to exceed \$562,020, in accordance with the Local Finance Law;

31 **NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Village of
32 Croton-on-Hudson, as follows:

1 Section 1. There is hereby authorized to be issued serial bonds of the Village in the
2 aggregate principal amount of up to \$562,020, pursuant to the Local Finance Law, in order to
3 finance costs of the specific objects or purposes hereinafter described.

4 Section 2. The specific objects or purposes or class of objects or purposes to be
5 financed pursuant to this bond resolution (collectively, the "Project"), the respective estimated
6 maximum cost of each item of such specific objects or purposes or class of objects or purposes, the
7 principal amount of serial bonds authorized herein for such specific objects or purposes or class of
8 objects or purposes, and the period of probable usefulness of such specific objects or purposes or
9 class of objects or purposes thereof pursuant to the applicable subdivision of paragraph a of Section
10 11.00 of the Local Finance law, are as follows:

11 (a) The acquisition of a sprinkler system for the Village, together with applicable
12 incidental and preliminary costs in connection therewith, at an estimated maximum cost of \$26,520
13 for which \$26,520 principal amount of serial bonds are authorized herein and appropriated
14 therefore, having a period of probable usefulness of ten (10) years pursuant to subdivision 56 of
15 paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall have a maximum
16 maturity of ten (10) years computed from the earlier of (a) the date of the first issue of such serial
17 bonds or (b) by the date of the first bond anticipation notes issued in anticipation of the issuance of
18 such serial bonds.

19 (b) The replacement and acquisition of sewer system machinery, equipment and
20 apparatus for the Village, together with applicable incidental and preliminary costs in connection
21 therewith, at an estimated maximum cost of \$510,000 for which \$510,000 principal amount of serial
22 bonds are authorized herein and appropriated therefore, having a period of probable usefulness of
23 ten (10) years pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

1 Such serial bonds shall have a maximum maturity of ten (10) years computed from the earlier of (a)
2 the date of the first issue of such serial bonds or (b) by the date of the first bond anticipation notes
3 issued in anticipation of the issuance of such serial bonds.

4 (c) The acquisition or installation of a police communication system for the Village,
5 together with applicable incidental and preliminary costs in connection therewith, at an estimated
6 maximum cost of \$25,500 for which \$25,500 principal amount of serial bonds are authorized herein
7 and appropriated therefore, having a period of probable usefulness of ten (10) years pursuant to
8 subdivision 25 of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds shall
9 have a maximum maturity of ten (10) years computed from the earlier of (a) the date of the first
10 issue of such serial bonds or (b) by the date of the first bond anticipation notes issued in anticipation
11 of the issuance of such serial bonds.

12
13 Section 3. The Board of Trustees of the Village has ascertained and hereby states that
14 (a) the estimated maximum cost of the classes of objects or purposes or specific objects or
15 purposes listed in Section 2 above is \$562,020; (b) no money has heretofore been authorized to be
16 applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to
17 finance the costs of the Project from the proceeds of the serial bonds or bond anticipation notes
18 authorized herein; and (d) the maturity of the obligations authorized herein will be in excess of five
19 (5) years.

20 Section 4. Subject to the terms and conditions of this Resolution and the Local Finance
21 Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00, 56.00 and 60.00, inclusive, of
22 the Local Finance Law, the power to authorize bond anticipation notes in anticipation of the
23 issuance of the serial bonds authorized by this Resolution and the renewal of such bond anticipation

1 notes and the power to prescribe the terms, form and contents of such serial bonds and such bond
2 anticipation notes authorized by this Resolution, and the power to issue, sell and deliver such serial
3 bonds and bond anticipation notes are hereby delegated to the Village Treasurer, as the chief fiscal
4 officer of the Village. The Village Treasurer is hereby authorized to execute on behalf of the
5 Village all serial bonds issued pursuant to this Resolution and all bond anticipation notes issued in
6 anticipation of the issuance of such serial bonds, and the Clerk of the Village is hereby authorized to
7 affix the seal of the Village to all such serial bonds and all such bond anticipation notes and to attest
8 such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be
9 authenticated by the facsimile signature of the Village Treasurer.

10 Section 5. The faith and credit of the Village is hereby and shall be irrevocably pledged
11 for the punctual payment of the principal of and interest on all obligations authorized and issued
12 pursuant to this Resolution as the same shall become due.

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

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

12 Section 8. For the benefit of the holders and beneficial owners from time to time of the
13 bonds and bond anticipation notes authorized pursuant to this resolution (the “obligations”), the
14 Village agrees, in accordance with and as an obligated person with respect to the obligations, under
15 Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities
16 Exchange Act of 1934 (the “Rule”), to provide or cause to be provided such financial information
17 and operating data, financial statements and notices, in such manner, as may be required for
18 purposes of the Rule. In order to describe and specify certain terms of the Village’s continuing
19 disclosure agreement for that purpose, and thereby to implement that agreement, including
20 provisions for enforcement, amendment and termination, the Village Treasurer is authorized and
21 directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by
22 subsection 6(c) of the Rule (the “Commitment”) to be placed on file with the Village Clerk, which
23 shall constitute the continuing disclosure agreement made by the Village for the benefit of holders

1 and beneficial owners of the obligations in accordance with the Rule, with any changes or
2 amendments that are not inconsistent with this resolution and not substantially adverse to the
3 Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be
4 conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement
5 formed, collectively, by this paragraph and the Commitment, shall be the Village's continuing
6 disclosure agreement for purposes of the Rule, and its performance shall be subject to the
7 availability of funds and their annual appropriation to meet costs the Village would be required to
8 incur to perform thereunder. The Village Treasurer is further authorized and directed to establish
9 procedures in order to ensure compliance by the Village with its continuing disclosure agreement,
10 including the timely provision of information and notices. Prior to making any filing in accordance
11 with the agreement or providing notice of the occurrence of any material event, the Village
12 Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other
13 qualified independent special counsel to the Village. The Village Treasurer acting in the name and
14 on behalf of the Village, shall be entitled to rely upon any legal advice provided by the Village
15 Attorney or such bond counsel or other special counsel in determining whether a filing should be
16 made.

17 Section 9. The Village hereby declares its intention to issue the obligations authorized
18 herein to finance costs of the Project. The Village covenants for the benefit of the holders of the
19 obligations authorized herein that it will not make any use of the proceeds of such obligations, any
20 funds reasonably expected to be used to pay the principal of or interest on such obligations or any
21 other funds of the Village, and will not make any use of any of the equipment financed with the
22 proceeds of such obligations which would cause the interest on such obligations to become subject
23 to Federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code"),

(except for the 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 any of the vehicles 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 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 bonds 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 for such purposes on or after a date which is not more than sixty (60) days prior to the date of adoption of this Resolution by the Village.

Section 10. This Resolution is subject to a permissive referendum and will take effect upon 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.

Discussion: Trustee Schmidt stated that the sprinkler system in the firehouse is not the correct number; we have already spent a good portion of this number to find out what has to be done there; he raised his objection that we were not given accurate numbers on what needs to be done there and hopes it does not happen again or with any of these others we are approving tonight.

d) On motion of TRUSTEE GALLELLI, seconded by TRUSTEE RASKOB, the following resolution was unanimously adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York with the following roll call: Trustees Schmidt, Raskob, Gallelli, Murtaugh and Mayor Wiegman, "Aye"

**BOND RESOLUTION, DATED JANUARY 17, 2012, AUTHORIZING THE
ISSUANCE OF UP TO \$707,370 AGGREGATE PRINCIPAL AMOUNT**

1 **SERIAL BONDS OF THE VILLAGE OF CROTON-ON-HUDSON, NEW**
2 **YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE**
3 **COSTS OF (I) THE CONSTRUCTION, RECONSTRUCTION AND**
4 **ACQUISITION OF IMPROVEMENTS TO VILLAGE STREETS, (II) THE**
5 **ACQUISITION OF MACHINERY AND APPARATUS FOR**
6 **CONSTRUCTION AND MAINTENANCE AND (III) THE**
7 **IMPROVEMENTS TO PLAYGROUND, PARKS AND RECREATIONAL**
8 **AREAS, IN AND FOR THE VILLAGE.**
9

10
11 **WHEREAS**, the Board of Trustees of the Village of Croton-on-Hudson (the “Village”),
12 located in Westchester County, in the State of New York (the “State”), hereby determines that it is
13 in the public interest of the Village to authorize the financing of the costs of (i) the construction,
14 reconstruction and acquisition of improvements to Village streets (\$581,400), (ii) the acquisition of
15 machinery and apparatus for construction and maintenance (\$109,140) and (iii) the improvements to
16 playground, parks and recreational areas (\$16,830), and other preliminary and incidental costs, in
17 and for the Village, at a total cost not to exceed \$707,370, in accordance with the Local Finance
18 Law;

19 **NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Village of
20 Croton-on-Hudson, as follows:

21 Section 1. There is hereby authorized to be issued serial bonds of the Village in the
22 aggregate principal amount of up to \$707,370, pursuant to the Local Finance Law, in order to
23 finance costs of the specific objects or purposes hereinafter described.

24 Section 2. The specific objects or purposes or class of objects or purposes to be
25 financed pursuant to this bond resolution (collectively, the “Project”), the respective estimated
26 maximum cost of each item of such specific objects or purposes or class of objects or purposes, the
27 principal amount of serial bonds authorized herein for such specific objects or purposes or class of
28 objects or purposes, and the period of probable usefulness of such specific objects or purposes or

1 class of objects or purposes thereof pursuant to the applicable subdivision of paragraph a of Section
2 11.00 of the Local Finance law, are as follows:

3 (a) The construction, reconstruction and acquisition of improvements to Village streets,
4 together with applicable incidental and preliminary costs in connection therewith, at an estimated
5 maximum cost of \$581,400 for which \$581,400 principal amount of serial bonds are authorized
6 herein and appropriated therefore, having a period of probable usefulness of fifteen (15) years
7 pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law. Such serial
8 bonds shall have a maximum maturity of fifteen (15) years computed from the earlier of (a) the date
9 of the first issue of such serial bonds or (b) by the date of the first bond anticipation notes issued in
10 anticipation of the issuance of such serial bonds.

11 (b) The acquisition of machinery and apparatus for construction and maintenance for the
12 Village, together with applicable incidental and preliminary costs in connection therewith, at an
13 estimated maximum cost of \$109,140 for which \$109,140 principal amount of serial bonds are
14 authorized herein and appropriated therefore, having a period of probable usefulness of fifteen (15)
15 years pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. Such
16 serial bonds shall have a maximum maturity of fifteen (15) years computed from the earlier of (a)
17 the date of the first issue of such serial bonds or (b) by the date of the first bond anticipation notes
18 issued in anticipation of the issuance of such serial bonds.

19 (c) The improvements to playground, parks and recreational areas, together with
20 applicable incidental and preliminary costs in connection therewith, at an estimated maximum cost
21 of \$16,830 for which \$16,830 principal amount of serial bonds are authorized herein and
22 appropriated therefore, having a period of probable usefulness of fifteen (15) years pursuant to
23 subdivision 19(c) of paragraph a of Section 11.00 of the Local Finance Law. Such serial bonds

1 shall have a maximum maturity of fifteen (15) years computed from the earlier of (a) the date of the
2 first issue of such serial bonds or (b) by the date of the first bond anticipation notes issued in
3 anticipation of the issuance of such serial bonds.

4 Section 3. The Board of Trustees of the Village has ascertained and hereby states that
5 (a) the estimated maximum cost of the classes of objects or purposes or specific objects or
6 purposes listed in Section 2 above is \$707,370; (b) no money has heretofore been authorized to be
7 applied to the payment of the costs of the Project; (c) the Board of Trustees of the Village plans to
8 finance the costs of the Project from the proceeds of the serial bonds or bond anticipation notes
9 authorized herein; and (d) the maturity of the obligations authorized herein will be in excess of five
10 (5) years.

11 Section 4. Subject to the terms and conditions of this Resolution and the Local Finance
12 Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00, 56.00 and 60.00, inclusive, of
13 the Local Finance Law, the power to authorize bond anticipation notes in anticipation of the
14 issuance of the serial bonds authorized by this Resolution and the renewal of such bond anticipation
15 notes and the power to prescribe the terms, form and contents of such serial bonds and such bond
16 anticipation notes authorized by this Resolution, and the power to issue, sell and deliver such serial
17 bonds and bond anticipation notes are hereby delegated to the Village Treasurer, as the chief fiscal
18 officer of the Village. The Village Treasurer is hereby authorized to execute on behalf of the
19 Village all serial bonds issued pursuant to this Resolution and all bond anticipation notes issued in
20 anticipation of the issuance of such serial bonds, and the Clerk of the Village is hereby authorized to
21 affix the seal of the Village to all such serial bonds and all such bond anticipation notes and to attest
22 such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be
23 authenticated by the facsimile signature of the Village Treasurer.

1 Section 5. The faith and credit of the Village is hereby and shall be irrevocably pledged
2 for the punctual payment of the principal of and interest on all obligations authorized and issued
3 pursuant to this Resolution as the same shall become due.

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

14 Section 7. Prior to the issuance of obligations authorized to be issued by this bond
15 resolution, the Board of Trustees of the Village shall comply with all applicable provisions
16 prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated
17 thereunder by the New York State Department of Environmental Conservation, and all applicable
18 Federal laws and regulations in connection with environmental quality review relating to the Project
19 (collectively, the “environmental compliance proceedings”). In the event that any of the
20 environmental compliance proceedings are not completed, or require amendment or modification
21 subsequent to the date of adoption of this bond resolution, the Board of Trustees of the Village will
22 re-adopt, amend or modify this bond resolution prior to the issuance of obligations authorized to be

1 issued herein upon the advice of bond counsel. It is hereby determined by the Board of Trustees of
2 the Village that the Project will not have a significant effect on the environment.

3 Section 8. For the benefit of the holders and beneficial owners from time to time of the
4 bonds and bond anticipation notes authorized pursuant to this resolution (the “obligations”), the
5 Village agrees, in accordance with and as an obligated person with respect to the obligations, under
6 Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities
7 Exchange Act of 1934 (the “Rule”), to provide or cause to be provided such financial information
8 and operating data, financial statements and notices, in such manner, as may be required for
9 purposes of the Rule. In order to describe and specify certain terms of the Village’s continuing
10 disclosure agreement for that purpose, and thereby to implement that agreement, including
11 provisions for enforcement, amendment and termination, the Village Treasurer is authorized and
12 directed to sign and deliver, in the name and on behalf of the Village, the commitment authorized by
13 subsection 6(c) of the Rule (the “Commitment”) to be placed on file with the Village Clerk, which
14 shall constitute the continuing disclosure agreement made by the Village for the benefit of holders
15 and beneficial owners of the obligations in accordance with the Rule, with any changes or
16 amendments that are not inconsistent with this resolution and not substantially adverse to the
17 Village and that are approved by the Village Treasurer on behalf of the Village, all of which shall be
18 conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement
19 formed, collectively, by this paragraph and the Commitment, shall be the Village’s continuing
20 disclosure agreement for purposes of the Rule, and its performance shall be subject to the
21 availability of funds and their annual appropriation to meet costs the Village would be required to
22 incur to perform thereunder. The Village Treasurer is further authorized and directed to establish
23 procedures in order to ensure compliance by the Village with its continuing disclosure agreement,

1 including the timely provision of information and notices. Prior to making any filing in accordance
2 with the agreement or providing notice of the occurrence of any material event, the Village
3 Treasurer shall consult with, as appropriate, the Village Attorney and bond counsel or other
4 qualified independent special counsel to the Village. The Village Treasurer acting in the name and
5 on behalf of the Village, shall be entitled to rely upon any legal advice provided by the Village
6 Attorney or such bond counsel or other special counsel in determining whether a filing should be
7 made.

8 Section 9. The Village hereby declares its intention to issue the obligations authorized
9 herein to finance costs of the Project. The Village covenants for the benefit of the holders of the
10 obligations authorized herein that it will not make any use of the proceeds of such obligations, any
11 funds reasonably expected to be used to pay the principal of or interest on such obligations or any
12 other funds of the Village, and will not make any use of any of the equipment financed with the
13 proceeds of such obligations which would cause the interest on such obligations to become subject
14 to Federal income taxation under the Internal Revenue Code of 1986, as amended (the "Code"),
15 (except for the alternative minimum tax imposed on corporations by section 55 of the Code) or
16 subject the Village to any penalties under section 148 of the Code, and that it will not take any
17 action or omit to take any action with respect to such obligations, the proceeds thereof or any of the
18 vehicles financed thereby if such action or omission would cause the interest on such obligations to
19 become subject to Federal income taxation under the Code (except for the alternative minimum tax
20 imposed on corporations by section 55 of the Code) or subject the Village to any penalties under
21 section 148 of the Code. The foregoing covenants shall remain in full force and effect
22 notwithstanding the defeasance of the bonds or any other provisions hereof until the date which is
23 sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of

1 any obligations authorized herein may be applied to reimburse expenditures or commitments of the
2 Village made for such purposes on or after a date which is not more than sixty (60) days prior to the
3 date of adoption of this Resolution by the Village.

4 Section 10. This Resolution is subject to a permissive referendum and will take effect
5 upon the expiration of the period prescribed in the Village Law during which petitions for a
6 permissive referendum may be submitted and filed with the Village Clerk.

7
8 Discussion: Trustee Schmidt stated that regarding the playground, it is something they need to take
9 a hard look at; items of that nature may be long lived items, but it is kind of crazy to bond
10 something for \$16,000; going forward, any Board needs to look at these numbers; it is not in the
11 best interest of the Village to be constantly paying interest on these items. Village Manager
12 Zambrano replied that they have been doing what Trustee Schmidt has just mentioned; they do
13 continue to apply for 5 year special notes.
14
15

16 e) On motion of TRUSTEE SCHMIDT, seconded by TRUSTEE RASKOB, the following
17 resolution was unanimously adopted by the Board of Trustees of the Village of Croton-on-
18 Hudson, New York with the following roll call: Trustees Schmidt, Raskob, Gallelli, Murtaugh
19 and Mayor Wiegman, "Aye".
20

21 **BOND RESOLUTION, DATED JANUARY 17, 2012, AUTHORIZING THE**
22 **ISSUANCE OF UP TO \$255,000 AGGREGATE PRINCIPAL AMOUNT**
23 **SERIAL BONDS OF THE VILLAGE OF CROTON-ON-HUDSON,**
24 **COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO**
25 **THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE**
26 **ACQUISITION, CONSTRUCTION AND RECONSTRUCTION OF**
27 **IMPROVEMENTS TO THE WATER SYSTEM IN AND FOR THE**
28 **VILLAGE.**
29 .
30

31 **WHEREAS**, the Board of Trustees of the Village of Croton-on-Hudson (the "Village"), a
32 municipal corporation of the State of New York, located in the County of Westchester, hereby
33 determines that it is in the public interest of the Village to authorize the financing of the costs of the
34 acquisition, construction and reconstruction of improvements to the Village's water system,
35 including the acquisition of any applicable equipment, machinery, apparatus, land and rights-in-land

1 necessary therefor and any preliminary and incidental costs related thereto, at a total estimated cost
2 not to exceed \$255,000, all in accordance with the Local Finance Law;

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

5 Section 1. There is hereby authorized to be issued serial bonds of the Village, and/or
6 bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate
7 principal amount not to exceed \$255,000, pursuant to the Local Finance Law, in order to finance the
8 costs of the acquisition, construction and reconstruction of the Village's water system, including the
9 acquisition of any applicable equipment, machinery, apparatus, land and rights-in-land necessary
10 therefor and any preliminary and incidental costs related thereto (collectively, the "Project").

11 Section 2. The Board of Trustees of the Village has ascertained and hereby states that
12 (a) the estimated maximum costs of the Project are not to exceed \$255,000; (b) no money has
13 heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board
14 of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial
15 bonds authorized herein, and/or of bond anticipation notes issued in anticipation of the issuance
16 of such serial bonds; (d) the maturity of such serial bonds authorized herein shall be in excess of
17 five (5) years; and (e) on or before the expenditure of moneys to pay for any costs in connection
18 with the Project for which the proceeds of any obligations authorized herein are to be applied to
19 reimburse the Village, the Board of Trustees of the Village took "official action" for federal
20 income tax purposes to authorize the capital financing of such expenditure.

21 Section 3. It is hereby determined that the Project is a specific object or purpose, or
22 of a class of object or purpose, as described in subdivision 1 of paragraph a of Section 11.00 of
23 the Local Finance Law and that the period of probable usefulness of the Project is forty (40)

1 years. The serial bonds authorized herein shall have a maximum maturity of forty (40) years
2 computed from the earlier of (a) the date of issuance of such serial bonds, or (b) the date of
3 issuance of the first bond anticipation notes issued in anticipation of the issuance of such serial
4 bonds.

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

19 Section 5. The faith and credit of the Village are hereby and shall be irrevocably
20 pledged for the punctual payment of the principal of and interest on all obligations authorized
21 and issued pursuant to this bond resolution as the same shall become due.

22 Section 6. When this bond resolution takes effect, the Village Clerk shall cause the
23 same, or a summary thereof, to be published together with a notice in substantially the form

1 prescribed by Section 81.00 of the Local Finance Law in The Gazette, a newspaper having a
2 general circulation in the Village. The validity of the serial bonds authorized herein, and of bond
3 anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested
4 only if such obligations are authorized for an object or purpose, or class of object or purpose, for
5 which the Village is not authorized to expend money, or the provisions of law, which should
6 have been complied with as of the date of the publication of this bond resolution, or such
7 summary thereof, were not substantially complied with, and an action, suit or proceeding
8 contesting such validity is commenced within twenty (20) days after the date of such publication,
9 or if such obligations were authorized in violation of the provisions of the Constitution of the
10 State of New York.

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

22 Section 8. The Village hereby declares its intention to issue the serial bonds
23 authorized herein, and/or bond anticipation notes issued in anticipation of the issuance of such

1 serial bonds (collectively, the “obligations”), to finance the costs of the Project. The Village
2 covenants for the benefit of the holders of such obligations that it will not make any use of the
3 proceeds of such obligations, any funds reasonably expected to be used to pay the principal of or
4 interest on such obligations or any other funds of the Village, and will not make any use of the
5 Project which would cause the interest on such obligations to become subject to federal income
6 taxation under the Internal Revenue Code of 1986, as amended (the “Code”) (except for the
7 federal alternative minimum tax imposed on corporations by section 55 of the Code), or subject
8 the Village to any penalties under section 148 of the Code, and that it will not take any action or
9 omit to take any action with respect to such obligations, the proceeds thereof or the Project
10 financed thereby, if such action or omission would cause the interest on such obligations to
11 become subject to federal income taxation under the Code (except for the federal alternative
12 minimum tax imposed on corporations by section 55 of the Code), or subject the Village to any
13 penalties under section 148 of the Code. The foregoing covenants shall remain in full force and
14 effect notwithstanding the defeasance of any serial bonds authorized and issued under this bond
15 resolution, or any other provisions hereof, until the date which is sixty (60) days after the final
16 maturity date or earlier prior redemption date thereof. The proceeds of any obligations
17 authorized herein may be applied to reimburse expenditures or commitments of the Village made
18 in connection with the Project on or after a date which is not more than sixty (60) days prior to
19 the date of adoption of this bond resolution by the Board of Trustees of the Village.

20 Section 9. For the benefit of the holders and beneficial owners from time to time of
21 the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the
22 issuance of such serial bonds, the Village agrees, in accordance with and as an obligated person
23 with respect to such obligations under, Rule 15c2-12 (the “Rule”) promulgated by the Securities

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

1 legal advice provided by the Village Attorney or such bond counsel or other qualified
2 independent special counsel in determining whether a filing should be made.

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

7 Discussion: Trustee Raskob stated that this Board has discussed a lot of issues but number one is
8 to fix the water. Trustee Schmidt stated that we all agree, but he feels we do not have a full
9 sense of what it will take to repair all the pipes in the Village that are producing brown water; we
10 need a plan; he understands the Water Dept. did not do as well this year. Village Manager
11 Zambrano replied that revenues were lower than what we had initially budgeted because of the
12 wet season.
13

14 f) On motion of TRUSTEE GALLELLI, seconded by TRUSTEE RASKOB, the following
15 resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York
16 with a vote of 5-0:

17
18 WHEREAS, the Village has begun several steps to prepare for the replacement of water
19 mains and other water infrastructure improvements within the Village; and
20

21 WHEREAS two areas of the Village have been designated as a priority for water main
22 improvements; and
23

24 WHEREAS, the first step is to survey the work that is needed for the design and engineer
25 work of the projects; and
26

27 WHEREAS, the Village sent out request for proposals for the Harmon Water Infrastructure
28 project and received 9 proposals; and
29

30 WHEREAS, Welsh Engineering & Land Surveying, PC of Pleasantville, New York
31 had the lowest proposal at \$19,850; and
32

33 WHEREAS, Village Staff has reviewed all the proposals in detail and are in agreement that
34 the survey work be awarded to Welsh Engineering & Land Surveying, PC of Pleasantville,
35 New York;
36

37 NOW, THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to
38 sign the proposal from Welsh Engineering & Land Surveying, PC of Pleasantville, New
39 York for survey work for the Harmon Water Infrastructure project at \$19,850,

1
2 AND BE IT FURTHER RESOLVED: that this amount should be charged to capital
3 account# H8320.2106.09178.

4 Discussion: Trustee Raskob stated that we are talking about several streets that are going to
5 be surveyed. Trustee Gallelli stated that this is an integral part of the overall plan having to
6 do with our need to replace our water infrastructure to solve some of our brown water
7 problem; the staff has taken a very coordinated, pro active position on this and have been
8 able to move several aspects forward in parallel with each other; the development of the
9 water model which will provide information about the existing system and information to
10 design a new improved infrastructure; the priority areas all have to be surveyed; this work is
11 already being done and expect to be done in 9 weeks; also the staff has developed a RFP
12 which was put out on Dec. 28th (correct date is December 23, 2011) of last year with a
13 deadline of February 10th; all of this will be available for the design and engineering; she
14 complimented the staff for getting this done very quickly. Village Manager Zambrano added
15 that once those three areas are resolved, it is important for future boards to take on the
16 additional parts of the Village that need updating as well; we are making progress much
17 faster than anticipated.

18
19 g) On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE RASKOB, the following
20 resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York
21 with a vote of 5-0:

22
23 WHEREAS, the Village Board of Trustees has received a request for a special permit from
24 Miriam Hass, Director of Community Markets to hold a temporary indoor Farmers Market
25 located at 44 Maple Street; and

26
27 WHEREAS, the property is located in a C-2/Municipal Place Gateway Zoning District and is
28 designated on the Tax Maps of the Village as Section 79.09 Block 1 Lot 77, and

29
30 WHEREAS, this application was referred to the Planning Board in accordance with Village Law;
31 and

32
33 WHEREAS, the Planning Board has issued a memo to the Village Board in favor of the idea;
34 however, noting concerns about availability of adequate parking and impacts to adjacent
35 property owners and their tenants;

36 NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby schedules a
37 Public Hearing at 8:00 pm in the meeting room of the Stanley H. Kellerhouse Municipal
38 Building on February 6, 2012 to consider a special permit to hold a temporary indoor Farmers
39 Market located at 44 Maple Street.

1 h) On motion of TRUSTEE GALLELLI, seconded by TRUSTEE MURTAUGH, the
2 following resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson,
3 New York with a vote of 5-0:

4
5 WHEREAS, the Village entered into a contract with Paladino Concrete Creations Corp. (The
6 Contractor) on June 7, 2010 for the Sidewalk and Curb Improvement Program and on September
7 6, 2011 the Village Board approved an extension of the contract until June 7, 2012, and

8
9 WHEREAS, the contractor performed sidewalk and curb replacement on Old Post Road North
10 and Prospect Place, and

11
12 WHEREAS, while working on Prospect Place the Contractor was requested by the Village
13 Engineer to perform additional work that consisted of drainage improvements to control water
14 seepage from the pavement on Prospect Place, and

15
16 WHEREAS, The Contractor has submitted a change order for the work performed as requested
17 by the Village Engineer in the amount of \$23,803.24, and

18
19 WHEREAS, this work was previously approved by the Village Board and a capital account was
20 established as part of the 2009-2010 budget.

21
22 NOW THEREFORE BE IT RESOLVED: that the Board of Trustees authorizes the Village
23 Manager to approve the change order submitted by Paladino Concrete Creations Corp. in the
24 amount of \$23,803.24 for drainage improvements to control water seepage from the pavement on
25 Prospect Place.

26 AND BE IT FURTHER RESOLVED THAT: that the Board of Trustees authorizes the Village
27 Treasurer to charge the change order submitted by Paladino Concrete Creations Corp. in the
28 amount of \$23,803.24 to capital account number H8120.2016.10206.

29
30 i) On motion of TRUSTEE SCHMIDT, seconded by TRUSTEE RASKOB, the following
31 resolution was adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York
32 with a vote of 5-0:

33
34 WHEREAS, the storm sewer pipes in certain parts of the Village are in need repair and due to
35 the severity of recent storms excessive ground erosion has occurred, and

36
37 WHEREAS, the Superintendent of Public Works and General Foreman have assessed the
38 conditions of the storm sewer pipes and have obtained a proposal in the amount of \$29,000 from
39 Green Mountain Pipeline Services to clean, TV inspect and reline storm pipes near Piney Point
40 and Darby Avenue , and

41
42 WHEREAS, the proposal received from Green Mountain Pipeline Services has been reviewed by
43 the Superintendent of Public Works and General Foreman and they recommend that the work be

done as soon as possible and to contract Green Mountain Pipeline Services to perform the work, and

NOW THEREFORE BE IT RESOLVED: that the Board of Trustees authorizes the Village Manager to sign the proposal submitted by Green Mountain Pipeline Services for the relining of approximately 500 linear feet of a 15 inch storm sewer pipe in the areas near Piney Point and Darby Avenue.

AND BE IT FURTHER RESOLVED: that the Board of Trustees authorizes the Village Treasurer to transfer \$29,000 from the contingency account number A1990.4000 to A8140.4000.

8. CITIZEN PARTICIPATION (non-agenda items):

- a) Mike Mamone, 19 Young Ave., spoke regarding Village drinking water and thanked the Board for allowing people to speak on this issue. He stated that he believes the Village's Lead/Copper levels to not warrant the addition of Zinc/Orthophosphate.
- b) Pat Moran asked if the Village has had any discussion with the County about affordable housing on any sites on South Riverside Ave. in particular 45 S. Riverside Ave.

9. APPROVAL OF MINUTES:

Trustee Raskob made a motion to approve the minutes of the Regular Board Meeting held on January 3, 2012 as corrected. Trustee Murtaugh seconded the motion. The minutes were approved with the following vote: Trustees Raskob, Gallelli, Murtaugh and Mayor Wiegman, "aye"; Trustee Schmidt "nay". Trustee Schmidt stated that he is in favor of going back to the some kind of abbreviated comments from the public the way it was before.

10. REPORTS:

Village Manager Zambrano reported that although it has been a mild winter, we have had some severe winds last week and he has some concerns about power lines; he urged the public to connect to the CTR alert system which is critical in an emergency. He also asked residents to help out elderly neighbors. Village Manager Zambrano reported also that Phyllis Bradbury is resigning from doing minutes.

Treasurer Bullock reported that recently the Village rolled over the Bond Anticipation Notes; last year's BAN bid was 1.45% and this year it was at 1.06%.

Secretary Bradbury thanked everyone for their support for the past 20 years.

Trustee Schmidt reported that the CAC is going to do a Green Living series; they will have a couple of speakers about trees and invasive plants to encourage people to be environmentally aware; invasive vines need to be dealt with. Trustee Schmidt reported that the Coalition sponsored an event this past Friday night with Bridges to the Community; they had a band night,

1 like a coffee house night; it was very well attended and they hope to make this a monthly event
2 in the future. Trustee Schmidt reported that the Ad Hoc committee did not do the deer study; the
3 Village needs to do something to address this issue now. Trustee Schmidt reminded the public
4 that a lot was bought up tonight about aquifers, we will not be in trouble if the water is not
5 coming over the Dam; there are a lot of questions where our water comes from but there is a lot
6 of water that comes, possibly, from a river that flows underneath the Dam and it has always been
7 proven to be adequate to recharge our aquifer.

8
9 *Trustee Raskob* stated that he joined with Trustee Schmidt regarding the vines on trees; after
10 cleaning out his vines, his trees have now come back. Trustee Raskob mentioned that the TV
11 show, Nova, is currently running an interesting segment on kangaroos in Australia and if you
12 replace kangaroos with deer, it is the same problem; we need to do something about the deer. He
13 suggested that everyone go to Holy Name of Mary on Sunday 8:30 to about noon where Boy
14 Scout troop #28 will be selling lasagna; he added that the Cub Scout pack had a wonderful
15 breakfast last year.

16
17 *Trustee Gallelli* thanked the staff for their pro-active approach for the water system
18 improvements and by finding a way to move ahead with many fronts in parallel with each other;
19 it is already paying off with three things under way and proposals due to come in. Trustee
20 Gallelli reported that Eaglefest will be held at Croton Point Park on Feb 3rd; they will have
21 hourly shows with live wildlife and will conduct bus tours with an environmental educator; the
22 bus tour requires advance reservations; call 914 762-3912 x110. Trustee Gallelli reported that
23 there are little improvements being done in this building; the Community Room is being painted
24 and they are doing some sheetrock work on walls; many groups use that room and it is looking
25 good.

26
27 *Trustee Murtaugh* reported that he noticed salt trucks were out this morning and asked Village
28 Manager Zambrano to give an update of a mild winter on the snow budget. Village Manager
29 Zambrano replied that the DPW had about a dozen men out with salt trucks today; the October
30 28th storm cost about \$13,000 in overtime, but we have not used much salt; we have spent
31 \$18,000 to \$20,000 which is about a quarter of what was spent last year this time

32
33 *Mayor Wiegman* thanked the secretary for her long years of work here. He thanked the staff and
34 Manager Zambrano for doing research of the open meetings law in NY and read the
35 requirements; current Village procedures exceed this many fold; we go way beyond state
36 requirements; he listed the many procedures the Village does, such as: the minutes are published
37 on the Village web site going back to 1997; all documents related to the agenda are currently
38 published with the agenda; we allow citizens to participate at two time slots; we include
39 correspondence relevant to the public; Board meetings are televised and web streamed; work
40 sessions are audio taped and posted on the web site; committee meeting agendas and minutes are
41 on the web site; the entire proposed budget is on line prior to adoption and after adoption; prior
42 years' budgets are kept available. Mayor Wiegman reported that he will be a greeter at Eaglefest
43 which is hosted by Teatown, see www.teatown.org for more information or call the phone
44 number Trustee Gallelli noted. Mayor Wiegman reported that there will be a work session
45 Monday, January 23rd and a Board of Boards meeting on January 30th, 7:30 pm in this room; it
46 is open to the public.

Trustee Raskob made a motion to adjourn. Trustee Murtaugh seconded the motion; approved with a vote of 5-0. The meeting was adjourned at 10:20 pm.

Respectfully submitted,

Phyllis A. Bradbury
Phyllis A. Bradbury, Secretary

Village Clerk