

A Meeting of the Board of Trustees of the Village of Croton-on-Hudson, NY was held on Monday, August 5, 2013 at the Municipal Building, Van Wyck Street, Croton-on-Hudson, NY 10520.

The following officials were present:

Mayor Wiegman	Trustee Raskob
Village Manager Zambrano	Trustee Murtaugh
Village Attorney Staudt	Trustee Davis
Village Treasurer Bullock	Trustee Gallelli

1. CALL TO ORDER:

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

2. APPROVAL OF VOUCHERS:

Trustee Raskob made a motion to approve the following Fiscal Year 2012-2013 Vouchers. The motion was seconded by Trustee Davis and approved unanimously with a 5-0 vote.

General Fund	\$123,747.23
Sewer Fund	\$ 7,320.58
Capital Fund	\$ 2,100.00
Trust Fund	\$ 2,810.00
Total	\$135,977.81

Trustee Davis made a motion to approve the following Fiscal Year 2013-2014 vouchers. The motion was seconded by Trustee Gallelli and approved unanimously with a vote of 5-0.

General Fund	\$152,126.53
Water Fund	\$ 11,998.04
Sewer Fund	\$ 6,402.24
Capital Fund	\$ 51,415.34
Trust Fund	\$ 678.23
Total	\$222,620.38

3. PRESENTATION:

Village Engineer Dan O'Connor gave an overview of the Wolf Road/Cook Lane and Harmon Water Project. Mr. O'Connor explained that the work will consist of the installation of approximately 5,500 LF of new water mains and cement lining of approximately 20,000 LF of existing cast iron water mains. Mr. O'Connor also advised that new hydrants and valves will be installed to replace existing ones with additional hydrants installed at various locations. Mr. O'Connor advised that a temporary water system will be installed at the curb line to provide water and fire protection while the water system is being relined and new water mains will provide supply connections to the temporary water piping system through connections to the new hydrants. Mr. O'Connor advised that the project is expected to be bid in early October with a bid opening in early November and completed by the spring of 2014. Mr. O'Connor stated that upon completion of the project water quality and fire flows in the Wolf Road/Cook Lane and Harmon areas will be greatly improved.

Trustee Murtaugh asked if the dead-end of Cook Lane will be linked in with the Wolf Road project and asked how the residents, at that end of that cycle, will benefit by the connection at the juncture of Wolf and Cook.

Village Engineer Dan O'Connor advised that the pipe will be cement relined which will stop the corroding and subsequently improve water quality.

Trustee Gallelli asked if the funding for this project will be attributed to the Water Fund.

Village Manager Zambrano responded by saying yes; there is also a Bond Resolution on for this evening as well.

Bob Wintermeier, 43 Radnor Avenue, Croton-on-Hudson, stated that he is glad to see this happen.

Kevin O'Neill of High Street, Croton on Hudson, addressed the environmental aspects and asked what the impact of pesticides or herbicides might be.

Village Engineer Dan O'Connor stated that erosion/sediment control devices will be installed where needed; pesticides and herbicides are not going to be used. Mr. O'Connor advised that once the new pipes are installed and/or relined they will be filled with chlorinated water for a twenty-four hour period and then irrigated and flushed-out; this is a closed system and will not go into any homes.

Ray Fortini, 21 Wolf Road, Croton-on-Hudson, stated that he is disappointed that we will not see improvements until 2014.

Trustee Murtaugh stated that the Village was constrained by Westchester County Department of Health and their delay in approving the plans put a crimp in the Village's schedule. Trustee Murtaugh said that there is nothing more important for the Village than to get this project done and applauded Mr. Fortini for his patience.

Trustee Gallelli said that even though the cement relining won't get done until next year we are planning on taking smaller measurers that will improve the condition of the water in that area.

Mr. Fortini asked if the Village has all of the necessary easements squared away to move forward with the project.

Mayor Wiegman said that the two substantial easements are completed and we are waiting for the corner piece easement to come in. Mayor Wiegman responded to the delay of this project and advised that the County received the details for this project in May but the Village had not heard back from the County until mid-July; the turn-around time by the County has not helped the Village.

4. CORRESPONDENCE

- a. Letter from Engineer Daniel O'Connor dated July 22, 2013 requesting an extension for a Building Permit for the property located at 3 Mt. Airy Road.

A motion to extend the Building Permit for the property located at 3 Mt. Airy Road was made by Trustee Murtaugh, seconded by Trustee Raskob and adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

- b. Letter from Lise Martin, 85 Old Post Road South, Croton-on-Hudson, dated July 2013 advising of the professionalism of Park Ranger O'Leary for his handling of issues regarding access to the Croton River at Mayo's Landing.
- c. Letter from Jud Ramaker, Race Director for the Harry Chapin Memorial Run against Hunger, asking for the Village's support and permission to hold the annual race on Sunday, October 20, 2013.

A motion approving the "Annual Harry Chapin Memorial Run against Hunger" and authorizing the Village Manager to make the necessary arrangements was made by Trustee Murtaugh, seconded by Trustee

Gallelli and adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

- d. Letter from Margaret Hadad from The Mental Health Association of Westchester, dated July 1, 2013 advising of the Fall Training for the Ombudsmen Program.

5. CITIZEN PARTICIPATION-AGENDA ITEMS

Roseann Schuyler, 41 Olcott Avenue, Croton-on-Hudson referred to resolution "L" regarding the Croton Point Avenue Project. Ms. Schulyer said that last September the Village's consultant on this project advised that a "Project Design Report" would be delivered to the Village and asked if that report has been received and would the report also reflect any of the suggestions with respect to downsizing the project. Ms. Schulyer also addressed the additional spending of \$109,000 to the consultants that is being approved this evening and is concerned that this will not be the first of many cost over-runs. Ms. Schulyer addressed the EAF which states that there will not be an impact on land for more than one year and asked how long will the construction take.

Village Manager Zambrano responded that the Village has received a Draft Report from the Consultants and that the funding to approve the completion of the report is on the Agenda for this evening; some changes to the width of the sidewalks were made but essentially the project is the same; the Village has been told that the project should not take more than eight months to complete.

Mayor Wiegman advised that the suggestions made by the public at the last meeting were reviewed by our Consultants but none of those suggestions were acceptable to the New York State Department of Transportation. Mayor Wiegman responded to Ms. Schuyler's suggestion that the consultant's fees to handle the right-of-way incidentals and acquisitions are somehow a cost over-run. Mayor Wiegman stated that this is absolutely a false statement; the plan always anticipated that the Village would have to work with our Consultants with various other issues related to moving this project forward.

Mark Aarons, Georgia Lane, Croton-on-Hudson, said that he did a great deal of research on creating bicycle paths near train stations and his research indicated that there is an increase in accidents and potential fatalities and

asked that the Board rethink this project and is additionally concerned of what may happen if cyclists ignore the traffic signal. Mr. Aarons added that he thought that the extra time to get in and out of the train station may cause people to park at the Cortlandt train station which could create loss revenues to Croton.

John Perillo, owner of 43 Croton Point Avenue, Croton-on-Hudson, said that he has a camera on his property that shows that ten bicycles a month travel mostly up Croton Point Avenue. Mr. Perillo said that it would be an inconvenience to the businesses along Croton Point Avenue to take the parking away and does not see the economic value of a bike lane on both the north and south sides of Croton Point Avenue. Mr. Perillo said that he understands that the roadway will be paved with black top and indicated that blacktop over concrete will only have a life span of approximately six or seven years. Mr. Perillo brought up the potential of Metro Enviro being reactivated; it was his understanding that they are very close to getting permits granted and asked if the Board was aware of this and how would that effect this project with respect to getting in and out of that driveway. Mr. Perillo also asked about relocating the County Bus Stop.

Mayor Wiegman said that they have not received any submissions from any new owner of 1A Croton Avenue and that everyone would have to obey the traffic signals. Mayor Wiegman stated that the current plan for two bike lanes with a barrier is the safest plan and the only plan that the New York State Department of Transportation will approve. Mayor Wiegman stated that a chunk of the costs for this project are for the traffic signals with the other large expenses going towards the redesigning of the corner clover leaf entering Route 9 northbound and the redesigning of the on/off ramps. Mayor Wiegman stated that the actual bike lane piece of this project is less than \$100,000; a very small piece of the pie that will make it better and safer for pedestrians and non-motorists.

Village Attorney Staudt stated that this question regarding the re-activation of a permit at 1A Croton Avenue came up about six months ago and he had looked into it at that time; the Village still has multiple litigations pending which are still alive and active and he is not aware of any new permits pending or certainly any imminent permits.

Trustee Murtaugh said that if Mr. Perillo has pertinent information that the Village does not know about it is incumbent upon him to share it with the Board so that we can protect the Village.

Mayor Wiegman and Trustee Davis advised that they have had discussions with the County regarding relocation of the Bus Stop but have not heard back from the County at this time.

Bob Wintermeier, 43 Radnor Avenue, Croton-on-Hudson, reminded the Board that he had sent pictures of bicycles parked at the Croton Parking Lot and the maximum number that he has seen is approximately twenty-four; this is a lot of money to spend on so few bicycles.

Mayor Wiegman stated that there are approximately 3,000-4,000 car trips at that intersection every day and this project is more about safety for those thousands of motorists.

James Moore, 56 Irving Avenue, Croton on Hudson, said that he is not in favor of the acquisition of the Gouveia property; he is concerned about the long terms cost and questioned any benefit to the Village.

Mayor Wiegman said that they are still in the review process and no decisions have been made. Mayor Wiegman stated that parks and open space does create value to a community and he has never heard any community complain about having the ability to purchase more land for more open space for their community.

Kevin McClone, 2 Stephenson Place, Croton on Hudson, referred to the Yacht Club Agreement and felt that the property is being undervalued. Mr. McClone stated that he made some calculations and feels that the lease should be \$224,000 a year versus the \$20,000 year proposed in the Agreement. Mr. McClone also referred to Section 18 of the lease stating "that the Village can cancel the lease but the Village cannot replace the Club with another Marina type operation" and questioned why they are dictating what the Village can do with the property. Mr. McClone said that he was also has concerns that the Village can only store either the Police boat or the Fire boat and that there will be a charge to the Village if both boats are there at the same time. Mr. McClone stated that with his calculations if the Village ran this as a real Marina and charged real prices within thirty years the Village could generate ten million dollars.

Trustee Raskob stated that the purpose of Section 18 is if the Village was to cancel the lease the property would remain a voluntary organization of boaters; this was done with a view towards protecting the Village down the line. Trustee Raskob stated that he thought Mr. McClone's numbers were incorrect; the market is not there and felt that Mr. McClone is hypothesizing

a market that is full usage which anyone on the River anywhere will tell you it does not exist.

Village Attorney James Staudt stated that the Lease is not on for a vote this evening; we are in the review process and will take these comments into consideration.

Phyllis Morrow, 61 Nordica Avenue, Croton on Hudson, asked if the homeowners will have the ability to replace their water lines from the street to their home when the water project is under-way; will they have access to their driveway and how much notice will they receive.

Village Engineer Dan O'Connor suggested that homeowner's contact their own contractor to make the necessary arrangements for the connections to their homes; the homeowners will be notified at least three to four weeks before the contractors start.

6. RESOLUTIONS:

a. On motion of TRUSTEE GALLELLI, seconded by TRUSTEE MURTAUGH, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; Roll Call, Trustee Davis Aye, Trustee Raskob Aye, Trustee Gallelli Aye, Trustee Murtaugh Aye, Mayor Wiegman Aye

BOND RESOLUTION, DATED AUGUST 05, 2013, AUTHORIZING THE ISSUANCE OF UP TO \$207,060 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 MOTOR VEHICLES AND (II) THE ACQUISITION OF VARIOUS EQUIPMENT, MACHINERY, APPARATUS OR FURNISHINGS, 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 (i) the acquisition of motor vehicles (\$118,320) and (ii) the acquisition of various equipment, machinery, apparatus or furnishings (\$88,740), and other preliminary and incidental costs, in and for the Village, at a total cost not to exceed \$207,060, 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 \$207,060, 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 such specific objects or purposes or class of objects or purposes, the principal amount of serial bonds authorized herein for such specific objects or purposes or class of objects or purposes, and the period of probable usefulness of such specific objects or purposes or class of objects or purposes 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, together with applicable incidental and preliminary costs in connection therewith, at an estimated maximum cost of \$118,320 for which \$118,320 principal amount of 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) by the date of the first bond anticipation notes issued in anticipation of the issuance of such serial bonds.

(b) The acquisition of various equipment, machinery, apparatus or furnishings, together with applicable incidental and preliminary costs in connection therewith, at an estimated maximum cost of \$88,740 for which \$88,740 principal amount of serial bonds are authorized herein and appropriated therefore, having a period of probable usefulness of five (5) years pursuant to subdivision 32 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) by the date of the first 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 classes of objects or purposes or specific objects or purposes listed in Section 2 above is \$207,060, (b) no money has heretofore been authorized to be applied to the payment of the costs of such objects or purposes, (c) the Board of Trustees of the Village plans to finance the

costs of such objects or purposes from funds raised by the issuance of obligations authorized herein; (d) the maturity of the obligations authorized herein will not be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any item within an object or purpose set forth herein for which proceeds of 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 Resolution and the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00, 56.00 and 60.00, inclusive, of the Local Finance Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this Resolution and the renewal of such bond anticipation notes and the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes authorized by this Resolution, and the power to issue, sell and deliver such serial bonds and 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 issued pursuant to this Resolution and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Clerk of the Village is hereby authorized to affix the seal of the Village to all such serial bonds and all such 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 facsimile signature of the Village Treasurer.

Section 5. 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 Resolution as the same shall become due.

Section 6. When this Resolution takes effect, the Clerk of the Village shall cause the same or a summary of the same 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 Resolution and of bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if such obligations are authorized for an objects or purposes 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 resolution 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 obligations authorized to be issued by this bond resolution, 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 obligations authorized to be issued 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. For the benefit of the holders and beneficial owners from time to time of the bonds and bond anticipation notes authorized pursuant to this resolution (the "obligations"), 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 in accordance with the Rule, with any changes or amendments that are not inconsistent with this 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. The Village Treasurer acting in the name and on behalf of the Village, shall be entitled to rely upon any legal advice provided by the Village Attorney or such bond counsel or other special counsel in determining whether a filing should be made.

Section 9. The Village hereby declares its intention to issue the obligations authorized herein to finance 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 any of the equipment financed with the proceeds of such obligations 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 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 will take effect immediately upon its adoption.

b. On motion of TRUSTEE DAVIS, seconded by TRUSTEE RASKOB, the following resolution was adopted unanimously by the Board of Trustees of the Village of

Croton-on-Hudson, New York; Roll Call, Trustee Davis Aye, Trustee Raskob Aye, Trustee Gallelli Aye, Trustee Murtaugh Aye, Mayor Wiegman Aye

BOND RESOLUTION, DATED AUGUST 05, 2013, AUTHORIZING THE ISSUANCE OF UP TO \$703,800 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 (I) THE CONSTRUCTION, RECONSTRUCTION AND ACQUISITION OF IMPROVEMENTS TO VILLAGE STREETS, CURBS, SIDEWALKS AND DRAINAGE, (II) THE ACQUISITION OF MACHINERY AND APPARATUS FOR CONSTRUCTION AND MAINTENANCE AND (III) THE ACQUISITION, CONSTRUCTION AND RECONSTRUCTION OF PARKS AND RECREATIONAL AREAS, 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 (i) the construction, reconstruction and acquisition of improvements to Village streets, curbs, sidewalks and drainage (\$204,000), (ii) the acquisition of machinery and apparatus for construction and maintenance (\$367,200) and (iii) the acquisition, construction and reconstruction of parks and recreational areas (\$132,600), and other preliminary and incidental costs, in and for the Village, at a total cost not to exceed \$703,800, 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 \$703,800, 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 each item of such specific objects or purposes or class of objects or purposes, the principal amount of serial bonds authorized herein for such specific objects or purposes or class of objects or purposes, and the period of probable usefulness of such specific objects or purposes or class of objects or purposes thereof pursuant to the applicable subdivision of paragraph a of Section 11.00 of the Local Finance law, are as follows:

(a) The construction, reconstruction and acquisition of improvements to Village streets, curbs, sidewalks and drainage, together with applicable incidental and preliminary costs in connection therewith, at an estimated maximum cost of \$204,000 for which \$204,000 principal amount of 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) by the date of the first bond anticipation notes issued in anticipation of the issuance of such serial bonds.

(b) The acquisition of machinery and apparatus for construction and maintenance for the Village, together with applicable incidental and preliminary costs in connection therewith, at an estimated maximum cost of \$367,200 for which \$367,200 principal amount of 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) by the date of the first bond anticipation notes issued in anticipation of the issuance of such serial bonds.

(c) The acquisition, construction and reconstruction of parks and recreational areas, together with applicable incidental and preliminary costs in connection therewith, at an estimated maximum cost of \$132,600 for which \$132,600 principal amount of 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) by the date of the first 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 classes of objects or purposes or specific objects or purposes listed in Section 2 above is \$703,800; (b) no money has heretofore been authorized to be applied to the payment of the costs of such objects or purposes; (c) the Board of Trustees of the Village plans to finance the costs of the Project from the proceeds of the serial bonds or bond anticipation notes authorized herein; (d) the maturity of the obligations authorized herein will be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for

any item within an object or purpose set forth herein for which proceeds of 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 Resolution and the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00, 56.00 and 60.00, inclusive, of the Local Finance Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this Resolution and the renewal of such bond anticipation notes and the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes authorized by this Resolution, and the power to issue, sell and deliver such serial bonds and 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 issued pursuant to this Resolution and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Clerk of the Village is hereby authorized to affix the seal of the Village to all such serial bonds and all such 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 facsimile signature of the Village Treasurer.

Section 5. 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 Resolution as the same shall become due.

Section 6. When this Resolution takes effect, the Clerk of the Village shall cause the same or a summary of the same 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 Resolution and of bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if such obligations are authorized for an 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 resolution 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 obligations authorized to be issued by this bond resolution, 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 obligations authorized to be issued 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. For the benefit of the holders and beneficial owners from time to time of the bonds and bond anticipation notes authorized pursuant to this resolution (the "obligations"), 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 in accordance with the Rule, with any changes or amendments that are not inconsistent with this 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. The Village Treasurer acting in the name and on behalf of the Village, shall be entitled to rely upon any legal advice provided by the Village Attorney or such bond counsel or other special counsel in determining whether a filing should be made.

Section 9. The Village hereby declares its intention to issue the obligations authorized herein to finance 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 any of the equipment financed with the proceeds of such obligations 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 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 Gallelli stated that she wanted the public to understand that if the Board appears to be moving through these Bond Resolutions without much discussion it is

because these items were discussed at great length and approved as part of the Capital Budget that was completed at the end of April during the budget work sessions.

c. On motion of TRUSTEE RASKOB, seconded by TRUSTEE GALELLI, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; Roll Call, Trustee Davis Aye, Trustee Raskob Aye, Trustee Gallelli Aye, Trustee Murtaugh Aye, Mayor Wiegman Aye

BOND RESOLUTION, DATED AUGUST 05, 2013, AUTHORIZING THE ISSUANCE OF UP TO \$93,840 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 OF FIRE FIGHTING APPARATUS, 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 the acquisition of fire fighting apparatus for the Village, including other preliminary and incidental costs, at a total cost not to exceed \$93,840, 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 \$93,840, pursuant to the Local Finance Law, in order to finance costs of the specific object or purpose, or class of object or purpose, hereinafter described.

Section 2. The specific object or purpose to be financed by the issuance of such serial bonds is the acquisition of fire fighting apparatus for the Village (the "Project").

Section 3. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum cost of the Project is \$93,840; (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 or bond anticipation notes authorized herein; (d) the maturity of the obligations authorized herein will be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any item

within an object or purpose set forth herein for which proceeds of 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. It is hereby determined that the Project is a specific object or purpose described in subdivision 27 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is twenty (20) years. The serial bonds authorized herein 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 bond anticipation notes issued in anticipation of the issuance of such serial bonds

Section 5. Subject to the terms and conditions of this bond resolution and the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, of the Local Finance Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this bond resolution and the renewal of such bond anticipation notes and the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes authorized by this bond resolution, and the power to issue, sell and deliver such serial bonds and 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 issued pursuant to this bond resolution 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 to all such serial bonds and all such 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 6. 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 7. 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 sale 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 8. Prior to the issuance of obligations authorized to be issued by this bond resolution, 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 obligations authorized to be issued 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 9. 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 facilities financed with the proceeds of such obligations 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 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 facilities 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 purpose 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 10. The Village hereby declares its intention to issue the obligations authorized herein to finance 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 any of the equipment financed with the proceeds of such obligations 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 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 bond resolution by the Village.

Section 11. For the benefit of the holders and beneficial owners from time to time of the bonds and bond anticipation notes authorized pursuant to this bond resolution (the "obligations"), 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 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. The Village Treasurer acting in the name and on behalf of the Village, 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 12. 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.

DISCUSSION:

Trustee Raskob stated that this was explained to the Board during work sessions and the majority of the items are things that we are required to replace.

d. On motion of TRUSTEE GALLELLI, seconded by TRUSTEE DAVIS, the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; Roll Call, Trustee Davis Aye, Trustee Raskob Aye, Trustee Gallelli Aye, Trustee Murtaugh Aye, Mayor Wiegman Aye

BOND RESOLUTION, DATED AUGUST 5, 2013, AUTHORIZING THE ISSUANCE OF UP TO \$15,300 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 CONSTRUCTION OF AN ADDITION OR ADDITIONS TO OR RECONSTRUCTION AND ACQUISITION OF IMPROVEMENTS TO BUILDINGS, 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 the construction of an addition or additions to or reconstruction and acquisition of improvements to buildings, in and for the Village, together with other preliminary and incidental costs, in and for the Village, at a total cost not to exceed \$15,300, 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 \$15,300, pursuant to the Local Finance Law, in order to finance costs of the specific object or purpose hereinafter described.

Section 2. The specific object or purpose to be financed by the issuance of such serial bonds is the construction of an addition or additions to or reconstruction and acquisition of improvements to buildings, such buildings being of "Class A" construction (as that term is defined in subdivision 11 of paragraph a of Section 11.00 of the Local Finance Law), in and for the Village (the "Project").

Section 3. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum cost of the Project is \$15,300; (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 \$15,300 proceeds of the serial bonds or bond anticipation notes authorized herein; (d) the maturity of the obligations authorized herein will be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any item within an object or purpose set forth herein for which proceeds of 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. It is hereby determined that the Project is a specific 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 buildings being of "Class A" construction (as that term

is defined in subdivision 11 of paragraph a of 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 such serial bonds, or (b) the date of the first bond anticipation notes issued in anticipation of the issuance of such serial bonds

Section 5. Subject to the terms and conditions of this Resolution and the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00, 56.00 and 60.00, inclusive, of the Local Finance Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this Resolution and the renewal of such bond anticipation notes and the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes authorized by this Resolution, and the power to issue, sell and deliver such serial bonds and 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 issued pursuant to this Resolution and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Clerk of the Village is hereby authorized to affix the seal of the Village to all such serial bonds and all such 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 facsimile signature of the Village Treasurer.

Section 6. 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 Resolution as the same shall become due.

Section 7. When this Resolution takes effect, the Clerk of the Village shall cause the same or a summary of the same 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 Resolution and of bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if such obligations are authorized for an objects or purposes 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 resolution 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 8. Prior to the issuance of obligations authorized to be issued by this bond resolution, 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 obligations authorized to be issued 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 9. For the benefit of the holders and beneficial owners from time to time of the bonds and bond anticipation notes authorized pursuant to this resolution (the "obligations"), 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 in accordance with the Rule, with any changes or amendments that are not inconsistent with this 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. The Village Treasurer acting in the name and on behalf of the Village, shall be entitled to rely upon any legal advice provided by the Village Attorney or such bond counsel or other special counsel in determining whether a filing should be made.

Section 10. The Village hereby declares its intention to issue the obligations authorized herein to finance 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 any of the equipment financed with the proceeds of such obligations 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 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 11. 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:

Mayor Weigman advised that this will help fund a small expansion of the parking lot at Croton Landing Park.

e. On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE RASKOB the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; Roll Call, Trustee Davis Aye, Trustee Raskob Aye, Trustee Gallelli Aye, Trustee Murtaugh Aye, Mayor Wiegman Aye

BOND RESOLUTION, DATED AUGUST 05, 2013, AUTHORIZING THE ISSUANCE OF UP TO \$2,800,000 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 IMPROVEMENTS TO THE BULKHEAD LOCATED ON THE CROTON YACHT CLUB PROPERTY.

WHEREAS, the Board of Trustees of the Village of Croton-on-Hudson (the "Village"), a municipal corporation of the State of New York, located in the County of Westchester, hereby determines that it is in the public interest of the Village to authorize the financing of the costs of the improvements to the bulkhead located on the Croton Yacht Club property, including the acquisition of any applicable equipment, machinery, apparatus, land and rights-in-land necessary therefore and any preliminary and incidental costs related thereto, at a total estimated cost not to exceed \$2,800,000, 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, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal amount not to exceed \$2,800,000, pursuant to the Local Finance Law, in order to finance the costs of the improvements to the bulkhead located on the Croton Yacht club property, including the acquisition of any applicable equipment, machinery, apparatus, land and rights-in-land necessary therefore and any preliminary and incidental costs related thereto (collectively, the "Project").

Section 2. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum costs of the Project are not to exceed \$2,800,000; (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, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds; (d) the maturity of such serial bonds authorized herein shall be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs in connection with the Project for which the proceeds of any

obligations authorized herein 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 the capital financing of such expenditure.

Section 3. It is hereby determined that the Project is a specific object or purpose, or of a class of object or purpose, as described in subdivision 22(a) 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 issuance of such serial bonds, or (b) the date of issuance of the first bond anticipation notes issued in anticipation of the issuance of such serial bonds.

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 issued 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 issued pursuant to this bond resolution, and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to impress the seal of the Village (or to have imprinted a facsimile thereof) on all such serial bonds and all such 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. The faith and credit of the Village are 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 herein, 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 have been complied with as of the date of the publication of this bond resolution, or such summary thereof, were 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 were authorized in violation of the provisions of the Constitution of the State of New York.

Section 7. Prior to the issuance of any 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 any 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 serial bonds authorized herein, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds (collectively, the "obligations"), to finance the costs of the Project. The Village covenants for the benefit of the holders of such obligations 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 any serial bonds authorized and issued under this bond resolution, 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 in connection with 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 Board of Trustees of the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, the Village agrees, in accordance with and as an obligated person with respect to such obligations under, Rule 15c2-12 (the "Rule") promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934, 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.

DISCUSSION:

Trustee Murtaugh pointed out that the lease payments from the Yacht Club as well as their in-kind contributions to the Village, which may go unrecognized, will more than pay for this over the course of the thirty years.

Trustee Raskob pointed out that a lot of the discussion on the Yacht Club has been more toward a referendum on the tenant and Trustee Raskob drew a different analogy; if he owned an apartment building and his roof was leaking it would not be up to his tenants to make the repairs. Trustee Raskob said that hypothetically if we can snap our fingers and make the entire Yacht Club and the members and the whole social organization go away the Village would still own that property and be responsible to make these repairs.

Trustee Murtaugh said that our tenants are ultimately helping the Village with this work.

Trustee Raskob said that we are fortunate that we have a tenant to help pay for the work.

Michael Ryan, 170 Maple Street, Croton on Hudson, and a member of the Croton Yacht Club for over thirty-eight years gave a brief history on the Club. Mr. Ryan explained that in 1980 the Village was facing a lawsuit and at that time the Village came to the Yacht Club and asked the Club to take over the land because they did not want the liability and could not take care of it. Mr. Ryan added that the Village had tried to sell the land but no one wanted it at that time. Mr. Ryan stated that the Yacht Club members are all Village residents and tax payers and have improved that property when it was a mess; members continue to put over four-thousand hours of labor a year into the Club to maintain it and the Village benefits from that as well by having access anytime they want. Mr. Ryan stated that the Club put up that building when there was nothing there but gravel.

Mayor Wiegman stated that the structure of the Yacht Club is more of a cooperative rather than a club; the members work very hard and are responsible for many things and it has been an enjoyable process working with them. Mayor Wiegman stated that the key issue here is that the bulk head is failing and will not sustain any more storms and we must do something now. Mayor Wiegman added that the

members of the Yacht Club need the assurance that they have a long term agreement with the Village so that there is some stability for them and for our waterfront.

f. On motion of TRUSTEE GALLELLI, seconded by TRUSTEE MURTAUGH the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; Roll Call, Trustee Davis Aye, Trustee Raskob Aye, Trustee Gallelli Aye, Trustee Murtaugh Aye, Mayor Wiegman Aye

BOND RESOLUTION, DATED AUGUST 5, 2013, AUTHORIZING THE ISSUANCE OF UP TO \$2,448,000 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 IMPROVEMENTS TO THE WATER SYSTEM, IN AND FOR THE VILLAGE.

WHEREAS, the Board of Trustees of the Village of Croton-on-Hudson (the "Village"), a municipal corporation of the State of New York, located in the County of Westchester, 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 improvements to the Village's water system, including the acquisition of any applicable equipment, machinery, apparatus, land and rights-in-land necessary therefore and any preliminary and incidental costs related thereto, at a total estimated cost not to exceed \$2,448,000, 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, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds, in the aggregate principal amount not to exceed \$2,448,000, pursuant to the Local Finance Law, in order to finance the costs of the acquisition, construction and reconstruction of the Village's water system, including the acquisition of any applicable equipment, machinery, apparatus, land and rights-in-land necessary therefore and any preliminary and incidental costs related thereto (collectively, the "Project").

Section 2. The Board of Trustees of the Village has ascertained and hereby states that (a) the estimated maximum costs of the Project are not to exceed

\$2,448,000; (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, and/or of bond anticipation notes issued in anticipation of the issuance of such serial bonds; (d) the maturity of such serial bonds authorized herein shall be in excess of five (5) years; and (e) on or before the expenditure of moneys to pay for any costs in connection with the Project for which the proceeds of any obligations authorized herein 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 the capital financing of such expenditure.

Section 3. It is hereby determined that the Project is a specific object or purpose, or of a class of object or purpose, as described in subdivision 1 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is forty (40) years. The serial bonds authorized herein shall have a maximum maturity of forty (40) years computed from the earlier of (a) the date of issuance of such serial bonds, or (b) the date of issuance of the first bond anticipation notes issued in anticipation of the issuance of such serial bonds.

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 issued 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 issued pursuant to this bond resolution, and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the Village Clerk is hereby authorized to impress the seal of the Village (or to have imprinted a facsimile thereof) on all such serial bonds and all such 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. The faith and credit of the Village are 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 herein, 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 have been complied with as of the date of the publication of this bond resolution, or such summary thereof, were 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 were authorized in violation of the provisions of the Constitution of the State of New York.

Section 7. Prior to the issuance of any 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 any 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 serial bonds authorized herein, and/or bond anticipation notes issued in anticipation of the issuance of such serial bonds (collectively, the "obligations"), to finance the costs of the Project. The Village covenants for the benefit of the holders of such obligations 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 any serial bonds authorized and issued under this bond resolution, 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 in connection with 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 Board of Trustees of the Village.

Section 9. For the benefit of the holders and beneficial owners from time to time of the serial bonds authorized herein, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, the Village agrees, in accordance with and as an obligated person with respect to such obligations under, Rule 15c2-12 (the "Rule") promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934, 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.

g. On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE DAVIS the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, on September 20, 2010 the Village hired Ocean & Coastal Consultants (OCC) to provide engineering design services for the replacement of the bulkhead at the Croton Yacht Club ; and

WHEREAS, due to the state of the bulkhead and the increase in the number of storms that resulted in a higher than normal tides in the Hudson River the shoreline eroded faster than anticipated; and

WHEREAS, although temporary erosion control measures were addressed, it was recommended that an in-depth evaluation be completed to ensure ground stability at the site; and

WHEREAS, the Village received a proposal from Ocean & Coastal Consultants (OCC) in the amount of \$5,350.00 to perform necessary additional design work on the South side of the bulkhead where the docks are located , additional bid work and attendance at the mandatory pre-bid meeting,

NOW THEREFORE BE IT RESOLVED: that the Village Manager is authorized to sign the agreement from Ocean & Coastal Consultants (OCC) in the amount of \$5,350.00 for additional design work on the South side of the bulkhead where the docks are located , additional bid work and attendance at the mandatory pre-bid meeting,

AND BE IT FURTHER RESOLVED: that the total cost of \$5,350.00 for additional design work on the South side of the bulkhead where the docks are located,

additional bid work and attendance at the mandatory pre-bid meeting be charged to Account H7140.10209.

DICUSSIONS

Mayor Wiegman stated that this was largely due to the severity of Super Storm Sandy and the sink holes that emerged from that storm.

Trustee Murtaugh stated that we have to eliminate any further erosion on that location because if the State finds that toxins are leaching or escaping into the River the Village is going to be held to a much different standard than we are today. Trustee Murtaugh stated that if we do not take these steps to remediate the property now and stabilize what is there we could be in a much more dire situation several years down the road if we let this continue to deteriorate. Trustee Murtaugh stated that he understands that it is a lot of money but it is important that we preserve our shoreline to the best of our ability.

Mayor Wiegman added that we don't know what is down there and we do not want to take a chance because the State will come down and take over that site and we do not want to be put in a vulnerable position.

h. On motion of TRUSTEE RASKOB, seconded by TRUSTEE GALLELLI the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, the bulkhead at the Croton Yacht Club is damaged and must be replaced, and

WHEREAS, on September 10, 2010, the Village hired Ocean and Coastal Consultants (OCC) to provide engineering design services for the replacement of the bulkhead, and

WHEREAS, in May of 2013, in an effort to solicit as many bids as possible, the Village distributed the notice to bid for the Bulkhead Replacement to approximately twenty marine contractors; and

WHEREAS, ten contractors picked up plans and specifications, six out of the ten attended the mandatory pre-bid meeting on June 7, 2013, and three submitted bids; and

WHEREAS, Blakeslee Arpaia Chapman Inc., of Branford, CT, submitted the lowest bid in the amount of \$2,499,877.00, followed by Trevon Construction Company,

Inc., of Liberty Corner, NJ, in the amount of \$2,598,250.00 and Terry Construction and Material Inc., of Riverhead, NY, in the amount of \$3,069,300.00; and

WHEREAS, a thorough review of the lowest bidder has been performed by the Superintendent of Public Works as well as the Village Attorney and Insurance Company; and

WHEREAS, based on the results of the review, the Superintendent of Public Works has determined that Blakeslee Arpaia Chapman Inc., of Branford, CT, is considered a reputable contractor and has the resources and experience to complete a project of this size and complexity and recommends they be awarded the contract;

NOW THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to award the bid to Blakeslee Arpaia Chapman Inc., of Branford, CT, in the amount of \$2,499,877.00 for the Bulkhead Replacement Project at the Croton Yacht Club.

DISCUSSION

Trustee Raskob thanked Marco Gennarelli for his work and effort in researching the bidder.

Mayor Wiegman advised that this amount is several hundred dollars less than the initial engineering projections.

Trustee Murtaugh stated that the Yacht Club also worked very closely with everyone involved and was very much a player in helping to drive down these costs.

i. On motion of TRUSTEE RASKOB, seconded by TRUSTEE MURTAUGH the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, the bulkhead at the Croton Yacht Club is damaged and must be replaced; and

WHEREAS, on September 10, 2010, the Village hired Ocean and Coastal Consultants (OCC) to provide engineering design services for the replacement of the bulkhead, and

WHEREAS, on August 5, 2013, the Village awarded the Croton Yacht Club Bulkhead Replacement Project to Blakeslee Arpaia Chapman Inc., of Branford, CT; and

WHEREAS, Ocean and Coastal Consultants (OCC) has submitted a proposal to provide construction administrative services and construction oversight and other services which include shop drawing review, meetings, review and approval of payment estimates, preparation of record drawings and permit close out documents for the Croton Yacht Club Bulkhead Project in the amount of \$52,000; and

WHEREAS, the Superintendent of Public Works recommends awarding this proposal to Ocean and Coastal Consultants,

NOW THEREFORE BE IT RESOLVED: that the Village Manager is hereby authorized to award the proposal to Ocean and Coastal Consultants (OCC) for construction administrative services and construction oversight in the amount of \$52,000 for the Bulkhead Replacement Project at the Croton Yacht Club.

DISCUSSION

Trustee Raskob advised that this is basically to provide professional expertise on the Village's part and to make sure that the contractors are living up to their obligations.

Mayor Wiegman stated that our staff members are certainly capable of doing this but because of all the other projects we have going on at this time it is best for us to have Ocean and Coastal oversee this project.

j. On motion of TRUSTEE RASKOB, seconded by TRUSTEE GALLELLI the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, the Village has been in negotiations with the Croton Yacht Club for the renewal of its lease; and

WHEREAS, a draft lease agreement has been prepared, and

WHEREAS, the Village Board is considering taking an action to execute the lease agreement with the Croton Yacht Club (the "Proposed Action"); and

WHEREAS, the Village has caused Parts 1 and 2 of a Short Environmental Assessment Form (the "EAF") to be drafted in connection with the Proposed Action; and

WHEREAS, the Village has caused a Coastal Assessment Form (the "CAF") to be drafted in connection with the Proposed Action,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Village Board hereby determines that the Proposed Action is an Unlisted Action.
2. The Village Board hereby declares itself to be the Lead Agency for SEQRA purposes in connection with the Proposed Action.
3. The Village Board hereby issues the EAF which it has before it in connection with the Proposed Action.
4. The Village Board hereby issues the CAF which it has before it in connection with the Proposed Action.
6. The Village Board hereby refers the Draft Lease Agreement, the EAF and the CAF to the Village Waterfront Advisory Committee for a recommendation back to the Village Board in accordance with Village Law.

DISCUSSION

Trustee Murtaugh stated that this is part of the bureaucracy that is forced upon us; we need to make sure that what they are doing is not harmful and in accordance with local and state laws.

Mayor Wiegman said that as Village Attorney Staudt pointed out the lease currently is a draft lease and there may be things that come up that we will be examining as we go forward and we may make changes between now and the closing of this process. Mayor Wiegman advised that the State's Quality Review Process has certain particular points in it that we must adhere to and the process may take a couple of months to complete. Mayor Wiegman advised that the Village's Waterfront Advisory Committee will also be reviewing it during their public meetings.

Trustee Raskob stated that this will be reviewed by several committees before a decision is finalized.

k. On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE DAVIS the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, on February 07, 2011 the Village Board approved a proposal from Clough Harbour Associates (CHA) for engineering design services for the Croton Point Avenue Transportation Enhancement Project; and

WHEREAS, the scope of work for this project was increased due to a variety of factors such as:

1. Additional options were studied
2. The design of the realignment of Veterans Plaza was added
3. Additional studies regarding the need for traffic signals were requested by the NYS DOT
4. The need for a temporary and a small partial permanent easement was established
5. It was determined that a full SEQRA review would be necessary; and

WHEREAS, CHA has provided a supplemental agreement to the Village in order to complete the engineering design of the project; and

WHEREAS, this agreement was reviewed by Village staff and the NYSDOT and found that the scope of work outlined in the agreement was necessary in order to complete the project,

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees authorizes the Village Manager to approve the supplemental agreement with CHA in the amount of \$109,263

AND BE IT FURTHER RESOLVED: that this amount is charged to capital account # 5110-2106-10214

DISCUSSION

Trustee Murtaugh stated that one of the comments we hear from residents who are against moving forward with this project is that we are not listening to them and that is not the case. Trustee Murtaugh stated that the comments made by the public are sent to our consultants for consideration and they report back to us; the community's concerns are not unheard.

Mayor Wiegman advised that one of the changes that is being made and will make it safer for pedestrians is to create two travel lanes at Veteran's Plaza for vehicles travelling down the hill into the station two travel lanes for vehicles exiting/leaving the train station.

I. On motion of TRUSTEE DAVIS, 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 a 5-0 vote.

WHEREAS, the Village would like to improve traffic flow and pedestrian and bicyclist safety in the corridor leading to the Croton Harmon Train Station (the proposed action); and

WHEREAS, the Village has an executed contract with the New York State Department of Transportation for the Croton on Hudson Parking Facility Pedestrian and Bicycle Enhancements Project; and

WHEREAS, the Village has hired Clough Harbour Associates (CHA) to complete the engineering design work for this project; and

WHEREAS, CHA has prepared a draft Design Report with a recommended alternative for the design of the project, and

WHEREAS, the next step in the process is the SEQRA review; and

WHEREAS, CHA has prepared a long Environmental Assessment Form (EAF) and Village Coastal Assessment Form (CAF) on behalf of the Village,

NOW, THEREFORE BE IT RESOLVED: that the Village Board hereby determines that the Proposed Action is an unlisted action under SEQRA,

AND BE IT FURTHER RESOLVED: that the Village Board of Trustees declares its intent to be lead agency for the purpose of conducting a coordinated review,

AND BE IT FURTHER RESOLVED: that the Village Board of Trustees authorizes the circulation of the EAF and CAF to all involved and interested agencies including the New York State Department of Transportation, Metro-North, and the Westchester County Departments of Public Works, Planning, Parks, and Transportation,

AND BE IT FURTHER RESOLVED: that the Village Board of Trustees hereby refers the EAF and CAF to the Village Waterfront Advisory Committee for a preliminary review of consistency.

DISCUSSION

Trustee Gallelli pointed out that this is a coordinated review; the Village of Croton on Hudson will not be the only agency looking at the SEQRA documents and evaluating them; the New York State Department of Transportation, several

Westchester County Departments as well as Metro North are some of the agencies involved in this review.

Trustee Davis advised that the evolution of this project and the creation of the Bicycle/ Pedestrian Master Plan came about as a result of an incident that the founder of the Bicycle Pedestrian Committee, Josh Moreinis, had while walking home from work and was almost hit by a car. Trustee Davis stated that after that incident, Mr. Moreinis began to get other like minded people together to try to come up with a plan for that area by holding public meetings asking the community what they would like to see and the most frequently mentioned item was safety along Croton Point Avenue. Trustee Davis said that he is glad that the Village is moving ahead with the project and believes that it will be good for all modes of transportation. Trustee Davis stated that the question is not how many bikers are currently at the train station but rather how many more people will bike to the train station when it is safer. Trustee Davis said that everyone benefits and we need a bicycle component to be eligible to receive this grant money. Trustee Davis said that the suggestion that we should only consider one bike lane is not in the best interest of safety and studies have shown that the safest option is to have two bikes lanes for opposite direction of travel.

Mayor Wiegman pointed out that when the Village applied for the grant money approximately eight years ago the program was entitled the "Croton on Hudson Parking Facility Pedestrian and Bicycle Enhancement Project". Mayor Wiegman advised that this was a Federal Grant program for improving inter-modal transportation around transportation hubs that would make it easier for other than cars to get to transportation hubs. Mayor Wiegman said that even though ninety percent of the cost of the project is to make it safer for vehicles; ten percent will be going towards and devoted to pedestrian and bicycle safety and curb improvements.

Trustee Davis stated that outside of property taxes one of the Village's largest generator of revenue is what Croton Point Avenue leads up to which is the train station parking lot and to keep it as a good investment for the Village we need to improve the traffic flow.

m. On motion of TRUSTEE MURTAUGH, 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 a 5-0 vote.

WHEREAS, Croton Landing Park has become extremely popular and the demand for parking there has exceeded the existing capacity particularly on weekends; and

WHEREAS, the original plans for Croton Landing included an area for potential additional parking; and

WHEREAS, in order to meet the growing demand it has been decided to utilize this reserved area and construct an additional gravel parking section that will accommodate 13 cars; and

WHEREAS, Chemung Supply Corporation has provided the Village with a quote for an ironwood guiderail for the new area at a cost of \$17,441.96; and

WHEREAS, there will be additional costs for the gravel and a new gate; and

WHEREAS, these costs were not budgeted for in the 2013-2014 Budget,

NOW THEREFORE BE IT RESOLVED: that the Board of Trustees hereby authorizes the construction of a gravel parking lot at Croton Landing in the amount of \$22,000,

AND BE IT FURTHER RESOLVED: that the Board of Trustees hereby authorizes the Village Treasurer to transfer \$22,000 from the Contingency Account A.1990.4000 to the Capital Account H 7140.4000.

DISCUSSION

Trustee Raskob stated that this is a good problem to have because it shows that this has become a very popular place to go.

Trustee Murtaugh stated that this was penciled in to the original plan that this area could eventually be used for additional parking. Trustee Murtaugh asked since this will be a gravel base does it qualify for handicap parking if we need to add more spaces.

Village Manager Zambrano advised that he believes that the current number of handicap spaces meet the requirements but if we need to add more we will add them to the paved area.

Trustee Gallelli stated that the reason why we are distinguishing between paved and gravel is because the gravel is a non-impervious surface and will not create additional runoff.

n. On motion TRUSTEE MURTAUGH, seconded by TRUSTEE DAVIS, the following resolution was unanimously adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, Local Law No. 3 of 2003 was approved at a regular Village Board Meeting held on October 7, 2003; and

WHEREAS, this Local Law called for the setting of Village Fees through Board Resolutions; and

WHEREAS, the Recreation Advisory Committee has recommended that the fees for entry into Silver Lake Park be discounted after 5:00pm by \$2.00 during the 2013 summer season; and

WHEREAS, the Village Board discussed this at a work session on July 19, 2013,

NOW THEREFORE BE IT RESOLVED: that the 2013-2014 Fee Schedules has been amended to reflect the following additional fees:

Silver Lake Park Fees Before 5:00pm	Fees after 5:00pm
Adult Village Resident \$5.00	Adult Village Resident \$3.00
Child Village Resident \$3.00	Child Village Resident \$1.00
Adult School District \$8.00	Adult School District \$6.00
Child School District \$5.00	Child School District \$3.00

DISCUSSION

Mayor Wiegman said that this is just to make it a little less expensive if someone wants to take a quick dip at the end of the day.

Trustee Murtaugh said that this was a recommendation by the Recreation Committee and reviewed by Mark Duncan's office. Trustee Murtaugh stated that if this had a negative budgetary impact on the Recreation Department Mr. Duncan would not have suggested it.

Trustee Davis advised that during the one hundred degree days in July the Village made over \$3,000.

o. On motion TRUSTEE RASKOB, seconded by TRUSTEE MURTAUGH, the following resolution was unanimously adopted by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, the Village has several outstanding small claim assessment review cases resulting from the grievance proceeding of last year; and

WHEREAS, the attached memo provided by the Village Assessor, Joseph Sperber states that the properties have been granted an assessment reduction and should receive a tax refund providing their taxes are paid in full; and

WHEREAS, the properties are located at

11 Furnace Dock Road,	67.09-1-5
21 Lark Ave.,	67.10-3-16.4
24 Lark Ave.;	67.10-3-17.2
143 Old Post Rd No.	67.19-2-4
15 Cook Lane	67.19-2-21
284 Grand Street	68.17-3-54
218 Cleveland Drive	68.18-1-61
38 Beekman Ave.	78.08-6-68
05 Van Cortlandt Pl	79.09-1-12
75 Morningside Dr.	79.09-4-27
135 Old Post Road So.	79.09-5-08
Mt. Airy Rd. (vacant land)	68.09-4-12
125 Mt. Airy Road	68.09-4-13

on the Village Tax Maps; and

WHEREAS, the tax refunds were calculated using the current tax rate of \$246.54 per \$1,000 of assessed value; and

WHEREAS, the total amount to be refunded for each property is

11 Furnace Dock Road,	\$1,425.24
21 Lark Ave.,	\$ 589.23
24 Lark Ave.;	\$ 271.19
143 Old Post Rd No.	\$3,161.88
15 Cook Lane	\$ 192.30
284 Grand Street	\$1,331.32
218 Cleveland Drive	\$ 986.16
38 Beekman Ave.	\$ 215.72
05 Van Cortlandt Pl	\$ 668.12
75 Morningside Dr.	\$ 141.76
135 Old Post Road So.	\$ 73.96

Mt. Airy Rd. (vacant land)	\$ 461.03
125 Mt. Airy Road	\$ 982.22

NOW THEREFORE BE IT RESOLVED: that the Village Board of Trustees hereby authorizes the Village Treasurer to issue tax refunds to the property owners as outlined on the attached memo from the Village Assessor.

DISCUSSION

Trustee Gallelli advised that the refunds amount to approximately \$10,550.

Trustee Murtaugh advised that this is a result of a Tax Grievance; the Small Claims Assessment Review (SCAR) is a process that residents go through after the Village denies their grievance. Trustee Murtaugh advised that the Village is forced by law to give these refunds. Trustee Murtaugh also explained that the Village cannot go back and raise taxes on a piece of property, even though it may improve in value, for five years.

Trustee Raskob stated that it may be great to grieve your taxes and bring them down but at some point the Village has lost money to do things for the community.

p. On motion of TRUSTEE GALLELLI, seconded by TRUSTEE MURTAUGH the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS, the ice machine in the municipal building is in need of replacement; and

WHEREAS, the cost for a new machine is \$3,495; and

WHEREAS, this cost was not budgeted for in the 2013-2014 Budget,

NOW THEREFORE BE IT RESOLVED: that the Board of Trustees hereby authorizes the purchase of a new ice machine for the municipal building in the amount of \$3,495;

AND BE IT FURTHER RESOLVED: that the Board of Trustees hereby authorizes the Village Treasurer to transfer \$3,495 from the Contingency Account A.1990.4000 to the Municipal Building A1620.2000 for the purchase of a new ice machine.

DISCUSSION

Village Manager Zambrano advised that the machine is used by our Senior Group, Recreation Department and for staff that work in the field.

q. On motion of TRUSTEE MURTAUGH, seconded by TRUSTEE GALLELLI the following resolution was adopted unanimously by the Board of Trustees of the Village of Croton-on-Hudson, New York; with a 5-0 vote.

WHEREAS; the Village is in the third year of a grant from the U.S. Department of Health Human Service and Substance Abuse and Mental Health Services Administration under the Drug Free Community Support Program; and

WHEREAS, the local grant program is known as the Coalition Against Alcohol and Drug Abuse; and

WHEREAS, the Village receives and distributes the grant money on behalf of the Coalition; and

WHEREAS, the Village Treasurer wishes to open both sides of the General Fund budget to record the receipt and subsequent disbursement associated with grant monies received; amending the 2012-2013 General Fund budget as follows:

GENERAL REVENUE	
Increase A4050.4997	\$92,836.16

GENERAL EXPENSES	
Increase	
A4050.1000	\$25,696.50
A4050.1100	1,635.00
A4050.1200	2,843.81
A4050.4000	55,546.13
A4050.4200	4,542.95
A4050.4500	384.05
A9030.8000	1,791.42
A9031.8000	396.30

NOW THEREFORE BE IT RESOLVED, that the Village Treasurer is authorized to amend the 2012-2013 General Fund budget to reflect these changes.

DISCUSSION

Trustee Gallelli advised that the Village is the pass-through for this grant money; we are now in the fourth-year of a five-year grant program and the money will be allocated out according to the budget for the Coalition.

Village Manager Zambrano stated that after the fifth year the Village will not be as directly involved. Mr. Zambrano advised that the Coalition will be looking to become self-sustainable and will be doing fundraising events for the program.

r. On motion of TRUSTEE MURTAUGH, 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 a 5-0 vote.

WHEREAS, Thomas Leonard has been a police officer in Mt. Vernon and has successfully completed the Police Academy; and

WHEREAS, the Village currently has one open position in the Police Department; and

WHEREAS, Police Chief Anthony Tramaglino has conducted an extensive background check of Thomas Leonard and recommends the hiring of Mr. Leonard,

NOW, THEREFORE, BE IT RESOLVED: that Thomas Leonard of Poughkeepsie, New York is hereby appointed as a Police Officer at the salary of \$56,689.31, effective August 12, 2013 pending medical evaluation and in accordance with the rules and regulations of the Westchester County Department of Human Resources.

DISCUSSION

Trustee Raskob said that he has great confidence in Chief Tramaglino's due diligence in checking his background and is pleased to make this appointment.

Trustee Murtaugh advised that Mr. Leonard has been a Police Officer for five years and was a top graduate in the Police Academy. Mr. Leonard will be able to start immediately and we are pleased to have him.

CITIZEN PARTICIPATION-NON AGENDA ITEMS – NONE

Town of Cortlandt Councilwoman Ann Lindau Martin, 417 Half Moon Bay Drive, Croton-on-Hudson, asked the Board to elaborate on a comment made regarding Metro-Enviro earlier this evening.

Village Attorney Staudt said that the context of the comment made indicated that the person had information which leads him to believe that permits were imminent for use of that property. Mr. Staudt said that he had responded by saying that there are multiple litigations still active relative to that property and he has not seen anything that would indicate that something was about to happen. Village Attorney Staudt said that he will look into it further tomorrow.

Trustee Davis and Mayor Wiegman thanked Councilwoman Lindau Martin for her service on the Cortland Town Board.

Bob Wintermeier, 43 Radnor Avenue, Croton-on-Hudson, commented that he is not against studies but only against studies that are expensive. Mr. Wintermeier suggested that the Board look at the simple study that he prepared regarding the Gouveia property.

John Perillo, owner of 43 Croton Point Avenue, Croton-on-Hudson, said that he understands that the only legal problem pending with 1A Croton Point Avenue is a restraining order that once the Judge signs the property can or must open within twenty-four hours. Mr. Perillo additionally commented that if the railroad is connected in any way to this site he thinks it overrides a lot of the special permits. Mr. Perillo said that the amount of bicycles that we see at the Croton Train Station primarily comes from the path between Ossining and Croton.

Village Attorney Staudt responded to Mr. Perillo's comments; this is not new information; those issues have been in play in these multiple litigations for six to eight years and those litigations are all still pending.

Mayor Wiegman stated that the substance that the Village won on this litigation was that the Village did have the right to terminate the Special Permit for conditions that were being violated. Mayor Wiegman said that the reason why we went into litigation was to defend ourselves and be able to stand up to the right to terminate a Special Permit when there was the appearance of violations that would have a negative impact on the health, safety and welfare of our community.

Mr. Chesnard, 64 Farrington Road, Croton-on-Hudson, does not understand why the Village is not taking into consideration the two businesses on Croton Point Avenue and said that the bike lane should only be on the north side. Mr. Chesnard stated that he feels that taking over the Gouveia property is going to be a big expense for the taxpayers of Croton. Mr. Chesnard stated that if another corporation decided to take over that property he does think that they would allow Ms. Gouveia to stay there for the rest of her life and dictate to them how they could use it.

Trustee Raskob stated that it is a fairly common estate planning mechanism to allow a life estate for an individual who wants to make a donation of real property.

Mayor Wiegman advised that Ms. Gouveia does have a second option to sell the property to a private non-profit and is giving the Village "first refusal". Mayor Wiegman stated that Ms. Gouveia has been very straight forward with the Board that the property will become a recreation/educational use and will eventually

come off the tax rolls. Mayor Wiegman stated that if it goes to a private organization the only control the Village will have is our zoning laws; these are all questions that are before us and we have not reached any final decisions.

Kevin O'Neill, new resident of Croton, asked why we cannot get water at the railroad station and why is there so much light pollution from that site.

Mayor Wiegman said that he was not aware that they did not have a public water fountain at the train station.

Trustee Murtaugh stated that Metro North is a very big neighbor of Croton; when New York Central went out of business and they started morphing into other agencies the Village of Croton lost all taxes from that property. Trustee Murtaugh said that there is a municipal liaison who does respond to our calls but it is like having an eight-hundred pound gorilla in your backyard and he is sure that Metro North will be able to find something in Federal Law that says they are allowed to have their lights on at night.

Trustee Gallelli agreed with Mr. O'Neill's comment about the light pollution; unfortunately they are one of those agencies that are outside of the Village's control; they do not have to consult with the Village if they put up a building or install lights and we only have the ability to pass on our suggestions and concerns to our Metro North liaison. Trustee Gallelli said that she would not be very optimistic with respect to the lighting; the installation of the new lights had a lot to do with their security.

Trustee Raskob said it is like having another country bordering us; we can speak with them and discuss things with them but at the end of the day they are another country.

Mayor Wiegman said that Metro North does have to pay an electric bill and there may be some potential solution with a view towards replacing high wattage lights with new LED lights.

Phyllis Morrow, 61 Nordica Avenue, Croton on Hudson, asked if any Village funds are being used to make changes on the State's on/off ramps. Ms. Morrow suggested putting the same space allocated for the two bikes lanes on the same side rather than different sides. Ms. Morrow asked the Mayor to clarify if any part of the construction costs will come out of the pockets of the Village of Croton residents and if the business on Croton Point Avenue will be negatively impacted in terms of the current parking available to them.

Mayor Wiegman advised that the State Highway on and off ramps will be redesigned and reconstructed with Federal Funds. Mayor Wiegman stated that when the Highway was built in the mid 1960's no one came to the Village and asked us how we would like it designed and now fifty years later we have a once in a lifetime opportunity to reconnect this in a much better way with our surface streets. Mayor Wiegman advised that the project will cost between \$2.4 and \$2.7 million; the Village received \$1.2 million from the Federal Inter-Model Transportation Enhancement Grant and \$500,000 from the County under their Legacy Program for a total of \$1.7 million. Mayor Wiegman advised that we do not have the final project costs at this time but if the Village borrows \$1 million to cover the difference the revenue that we receive from parking fees will well cover those costs.

Trustee Murtaugh stated that there was always parking restrictions on the south side of Croton Point Avenue and it is illegal to park in front of those businesses. Trustee Murtaugh said that the Village has proposed to these businesses that they have their employee's park for free around the corner leaving spaces on their premises for their customers. Trustee Murtaugh said that the parking issue that Mr. Perillo and Mr. Franzoso make should be disconnected from the bicycle path since parking on Croton Point Avenue is not allowed.

Mayor Wiegman stated that the New York State Department of Transportation expressed early on that they were opposed to people parking cars at opposite ends of on and off ramps and they would not have approved this plan if we replaced a travel lane with a parking lane. Mayor Wiegman said that the Village will effectively enforce the "no parking" restrictions that should have been enforced all along. Mayor Wiegman advised that both Mr. Franzoso and Mr. Perillo obtained their permits through the Planning Board process and those permits came with them showing that they had adequate parking on their premises and out of the Village public right-of-way. Mayor Wiegman stated that they have benefitted for many years having overflow parking in the public right-of-way which the State declared would impede traffic flow.

Kevin McClone, 2 Stephenson Place, Croton on Hudson, said that it seems that Croton took the parking away knowing that they had to take it away to put a travel lane in for this project but it was legal to park there.

Mayor Wiegman corrected Mr. McClone that we are not taking away parking but rather restoring a travel lane that the State always thought was there but appeared not to be because cars were parked there.

Trustee Murtaugh stated that the Village did install 30 minute parking about three or four years ago but the Village may have been in violation of State law. Trustee Murtaugh said that as we look at it now, parking never should have been allowed in that location.

Trustee Gallelli said that parking on Croton Point Avenue is and has been a safety problem and in some cases an impediment to traffic flow and that was the reason the Village took the step of not allowing parking any longer. Trustee Gallelli said that historically that particular area has gone back and forth because of appeals by certain businesses because they needed additional parking. Trustee Gallelli pointed out that Mr. Perillo was given a variance for two less parking spaces than what normally would have been required.

Kevin McClone, 2 Stephenson Place, Croton on Hudson, asked if we own Croton Point Avenue.

Mayor Wiegman explained that through the Legacy Grant Program the County was looking to shed "distantly located small assets" and give them back to the local municipalities. Mayor Wiegman said that the Village did a road swap and, as part of our deal with the County over the cost of the Croton Landing Waterfront Project, the County agreed to fund more of the Croton Landing Waterfront project than they initially planned and in exchange gave us Croton Point Avenue along with a half million dollars for the Village to use for maintenance.

APPROVAL OF MINUTES

Trustee Murtaugh made a motion to approve the minutes as amended of the Regular Meeting held on June 24, 2013. Trustee Raskob seconded the motion. The Board approved with a vote of 5-0.

Mayor Wiegman asked that the names of the students who participated in the Croton Cadet Program and the Westchester County Youth Police Program be added to the June 24th minutes.

Village Manager Zambrano stated that he had those names and will give them to the Village Clerk to be added to the minutes.

Trustee Murtaugh made a motion to approve the minutes of the Regular Meeting held on July 8, 2013. Trustee Raskob seconded the motion. The Board approved with a vote of 5-0.

7. REPORTS

Village Manager Zambrano advised that he attended a demonstration that was put together by the Northern Westchester Energy Consortium showing how an energy audit is done. Mr. Zambrano said he was very impressed with the presentation and said that there are seven reputable contractors in our area who are doing these audits.

Village Treasurer Bullock – no report

Trustee Davis announced that Croton resident Erin Livingston is writing a book about the history of the veterans of Croton for her Girl Scout Project; the book will include Croton's twenty-six deceased veterans who have been honored by having a street named after them; a rough draft of the book is available on the Village's website.

Trustee Davis advised that he attended the "Young Elected Officials" National Convention. Trustee Davis advised that he paid for this conference himself; he had the opportunity to exchange ideas with other elected officials and brought back many ideas for Croton.

Trustee Davis said that he is glad that the Harmon Rezoning Law was upheld and looks forward to assisting the Board to promote this law.

Trustee Raskob stated that the Board voted on a couple of large issues this evening and it is important to look at what the concepts are and ask the questions; do these things make Croton a better community; will it attract more people and businesses and will it increase the quality of life. Trustee Raskob said that Croton Point Avenue is desperately in need of repair; it is falling apart, it is ugly and you take your life in your hands when you walk there. Trustee Raskob stated that the community appears to be getting distracted by four or five parking spaces but the fact is Croton Point Avenue needs to be redone and made safer. Trustee Raskob said that the bicycle component is where the initial funding came from but the fact is the project will benefit the people driving cars and the research does indicate that by having only one bicycle lane you increase the rate of accidents. Trustee Raskob said that the bulk of the money for this project comes from grant money and that the balance of the costs will be paid through the revenues that are generated from parking fees. Trustee Raskob addressed the Metro Enviro issue that was brought up again this evening; if the Village was presented with the worst case scenario and these trucks are back on our streets we at least are going to have traffic signals that will make is safer.

Trustee Raskob said that we are a waterfront community and while a lot of this is being distracted by what people think of the Yacht Club the fact of the matter is we have waterfront access. Trustee Raskob stated that waterfront access is extremely difficult to come by and the Yacht Club provides a valuable service in allowing people to get that access. Trustee Raskob stated that we have to do something now about the bulk head and if we don't we may have those rights taken away from us and we could will lose control of that property.

Trustee Gallelli stated that she supported the comments by Trustee Raskob and she is very happy that the Bulk Head Project is on its way to starting soon.

Trustee Gallelli welcomed Police Officer Leonard to our Police Department and looks forward to seeing him on patrol.

Trustee Murtaugh read the following press release from County Legislator Borgia

"Earlier this week, the HUD Housing Settlement Monitor James Johnson issued a report naming the Town of Ossining and the Village of Croton as two of seven Westchester municipalities that have exclusionary zoning practices. This conclusion, I believe, is mistaken.

As the Westchester County Legislator representing both the Village of Croton and the Town of Ossining, where I also served as Town Supervisor for two terms, I am in a unique position to respond to this report, which even Mr. Johnson himself acknowledges is "preliminary."

Both Ossining and Croton are welcoming of ethnic, economic and cultural diversity and have made significant efforts to create housing opportunities that reflect this spirit. Both have long-standing community partners that foster the development of affordable housing which encourages the community vitality that comes with diversity. Both municipalities adopted affordable housing ordinances long before Westchester County made the housing settlement with HUD, because there is a broad community understanding that creating safe housing for residents at every economic level contributes to a community's well-being and quality of life.

Although I disagree with many of the report's conclusions, I believe that it does provide an opportunity to have further conversations with Mr. Johnson and his team that will provide a deeper and richer understanding of our communities to HUD. These conversations will also help our communities

consider serious, long-term planning needs to meet the housing requirements of our future.

We are fortunate to have capable, hard-working strategic thinkers like Croton Mayor Leo Weigman and Ossining Supervisor Sue Donnelly as leaders. Both municipalities have expressed willingness to work with Mr. Johnson and his team to provide additional community information that will give Mr. Johnson a richer and deeper view of the Village of Croton and Town of Ossining and the circumstances behind community planning decisions the communities have made. The County Board of Legislators will also take an active role in the discussions, through the Government Operations committee, which I chair.

I look forward to working collaboratively with all stakeholders to lead to a better understanding of present circumstances and more collaborative and creative ways to meet the needs of our shared future. It is by working together that we uncover the best way forward." The Press Release was signed by Catherine Borgia.

Trustee Murtaugh stated that Croton has made an effort over the past few years to create housing opportunities within the Village both for senior citizens and for other citizens and looks forward to working with HUD to get our name off that list.

Trustee Raskob stated that he was taken aback when that report came out to find that we were allegedly exclusionary. Trustee Raskob stated that when the New York Times came out with census data he spent some time picking through the various communities and if you looked at Croton's figures our income skew showed that we have an equal amount of people in both the top income and in the lowest income levels which is unusual for any other place in Westchester County especially when you compare Croton to other communities like Scarsdale or Larchmont where the percentages were very high for high income levels and places like Peekskill or Mount Vernon where the percentages were very high for low income levels. Trustee Raskob said that Croton was the most evenly distributed community by income than any other place in Westchester County.

Mayor Wiegman stated that Monitor James Johnson held a closed door meeting with elected officials two and half weeks ago while this report was being drafted to update the Mayors and Supervisors on the process that he was going through. Mayor Wiegman said that the entire settlement was based on the census from 2000 and had asked if HUD will take the 2010 census information or the American Community Survey Census information that is updated every three years

into consideration because there have been a lot of demographic shifts since then. Mayor Wiegman said that Mr. Johnson acknowledged that their starting point was 2000 and that there was value in looking at the 2010 shifts relative to Croton. Mayor Wiegman said that in 2000 we had a nine percent minority population defined as African American or Latino and in 2010 the percentage of our minority population grew to fourteen percent combined. Mayor Wiegman stated that part of the Monitor's report showed that the need for desegregating Croton had gone down even though they did find that we were restrictive with our Zoning because we have a small Multi-Family District and we had no empty lots in that District for redevelopment. Mayor Wiegman stated that there are a lot of ironies that need to be worked out. Mayor Wiegman said that we will be communicating with the Monitor and with the Deputy Secretary to advise them of our work with IFCA and our own Croton Housing Network that has a twenty year history of working with Croton to identify sites and to find funding opportunities all of which are not reflected in this report and should be described in more detail. Mayor Wiegman said that Symphony Knoll was able to add one more unit that it didn't have before for a total of twelve units

Trustee Murtaugh said that even the word exclusionary sounds like malice of forethought; as if we are negotiating our zoning to prevent a certain outcome which is not the case at all. Trustee Murtaugh said that the rezoning of the Harmon area gives property owners more rights to have more residential units in a commercial area.

Mayor Wiegman stated that HUD did reference the Harmon zoning change but we will work very carefully with staff and Village Council to prepare a thoughtful response to the preliminary draft report; there are a number of things in there that are correct but they are without context because Croton made a lot of progress that is not reflected in this draft report.

Trustee Raskob said that we have inherited our land use patterns from a somewhat industrial past which overtime has changed but the basic lots have not changed.

Mayor Wiegman advised that the adopted Harmon Zoning has been published on the Village's Website; the Village is also preparing a short letter that will be sent to the property owners within the Harmon District to explain what the Harmon Zoning Amendments mean for them.

Mayor Wiegman advised that tomorrow afternoon Croton will be visited by several hundred kayakers at Croton Point Park who are celebrating an agreement made called the "Two Row Wampun Agreement"; following that celebration they

will peddle down to Pier 96 and then march across 42nd Street to the United Nations.

There being no further business to come before the Board, Trustee Murtaugh made a motion to adjourn the meeting. Trustee Gallelli seconded the motion; approved 5-0. The meeting was adjourned at 11:52pm

Respectfully submitted

Judy Weintraub, Board Secretary

Paula DiSanto, Village Clerk